

Colorado Supreme Court's Remote Oral Argument Policy

The Colorado Supreme Court strongly favors holding in-person oral argument at the Ralph L. Carr Colorado Judicial Center. However, the Court recognizes that there may be circumstances that justify allowing a party to appear remotely for oral argument. When the Court grants a party's request to appear remotely for oral argument, the oral argument will still be held in the courtroom (with the justices and counsel for any nonmoving party physically present in the courtroom). Should counsel for any nonmoving party also wish to appear remotely for oral argument, they, too, must file a motion in compliance with this policy.

Good Cause. A motion to appear remotely for oral argument must be supported by good cause. Such a motion must set forth the specific circumstances that establish good cause. Concern about COVID-19 will not constitute good cause in the absence of specific individual or family circumstances.

Conferral Requirement. Before filing a motion to appear remotely for oral argument, the requesting counsel must confer with opposing counsel. The motion must document compliance with this conferral requirement and indicate whether the request is opposed or unopposed. Failure to comply

with the conferral requirement or to state whether the motion is opposed or unopposed may result in the request being summarily denied.

Timeliness. A motion to appear remotely for oral argument must be filed within 14 days of the order setting the date for oral argument.

Response. If a motion to appear remotely for oral argument is opposed, and if time permits, it will be trailed to allow a response to be filed within 7 days. Depending on the circumstances, the Court may need to resolve the motion before a response is filed.

Court's Discretion. All motions to appear remotely for oral argument, whether opposed or unopposed, will be granted or denied solely in the discretion of the Court.

Webex Platform. If the Court grants a motion to appear remotely for oral argument, the moving party's counsel will appear via Webex. Counsel appearing remotely for oral argument are responsible for installing Webex on their own devices, ensuring an adequate internet connection for both video and audio, and securing an appropriate location. Further, such counsel must review and adhere to the [WebEx Best Practices handout](#).