

CHAPTER 17A

PRACTICE STANDARDS AND LOCAL COURT RULES

Rule 121. Local Rules -- Statewide Practice Standards.

Section 1-22

COSTS AND ATTORNEY FEES

1. **COSTS.** A party claiming costs shall file a Bill of Costs within 21 days of the entry of order or judgment, or within such greater time as the court may allow. The Bill of Costs shall itemize and total costs being claimed. Taxing and determination of costs shall be in accordance with C.R.C.P. 54(d) and Practice Standard § 1-15, EXCEPT THAT, UPON THE TIMELY REQUEST OF ANY PARTY POTENTIALLY LIABLE FOR COSTS, IDENTIFYING THE ISSUES TO BE ADDRESSED AT THE HEARING, THE COURT SHALL CONDUCT A HEARING BEFORE TAXING COSTS.
2. [NO CHANGE]

CHAPTER 6

JUDGMENT

Rule 54. Judgments; Costs

(a) through (c) [NO CHANGE]

(d)(1) **Costs.** Except when express provision therefor is made either in a statute of this state or in these rules, REASONABLE costs shall be allowed as of course to the prevailing party unless the court otherwise directs; but costs against the state of Colorado, its officers or agencies, shall be imposed only to the extent permitted by law.

(2) COSTS ALLOWED. "COSTS" SHALL BE LIMITED TO THE FOLLOWING:

(A) ANY DOCKET FEE OR ANY OTHER FEE OR TAX REQUIRED BY STATUTE TO BE PAID TO THE CLERK OF THE COURT;

(B) THE JURY FEES AND EXPENSES PROVIDED FOR BY STATUTE;

(C) ANY FEES REQUIRED TO BE PAID TO SHERIFFS PURSUANT TO STATUTE;

(D) ANY FEE OF THE COURT REPORTER FOR ALL OR ANY PART OF A PRIOR TRIAL TRANSCRIPT NECESSARILY OBTAINED FOR USE IN THIS CASE;

(E) THE WITNESS FEES, INCLUDING REASONABLE SUBSISTENCE PAYMENTS AND MILEAGE AT THE RATE AUTHORIZED BY STATUTE;

(F) FEES FOR WITNESSES ALLOWED TO TESTIFY AT TRIAL ONLY TO AN OPINION FOUNDED ON SCIENTIFIC, TECHNICAL, OR OTHER SPECIALIZED KNOWLEDGE IN ANY BRANCH OF SCIENCE OR TO MAKE SCIENTIFIC OR PROFESSIONAL EXAMINATIONS AND STATE THE RESULT THEREOF, LIMITED TO REASONABLE COMPENSATION, TO BE FIXED BY THE COURT, FOR THE TIME SPENT TESTIFYING AT TRIAL AND THE DEGREE OF LEARNING OR SKILL REQUIRED;

(G) ANY REASONABLE FEES FOR EXEMPLIFICATION AND COPIES OF PAPERS NECESSARILY OBTAINED FOR USE IN THE CASE;

(H) ANY REASONABLE COSTS OF TAKING DEPOSITIONS FOR THE PERPETUATION OF TESTIMONY, LIMITED TO TRANSCRIPT COSTS, REPORTERS' FEES, WITNESS FEES, EXPERT WITNESS FEES, MILEAGE FOR WITNESSES, AND SHERIFF FEES FOR SERVICE OF SUBPOENAS WHEN THE DEPOSITIONS ARE ADMITTED IN EVIDENCE IN LIEU OF THE DEONENTS' LIVE TESTIMONY;

(I) ANY REASONABLE ATTORNEY FEES, WHEN AUTHORIZED BY STATUTE, COURT RULE OR CONTRACT;

(J) ANY FEES FOR SERVICE OF PROCESS OR FEES FOR ANY REQUIRED PUBLICATIONS;

(K) ANY OTHER ITEM SPECIFICALLY AUTHORIZED BY STATUTE TO BE INCLUDED AS PART OF THE COSTS TO THE EXTENT REASONABLE.

(e) through (h) [NO CHANGE]