

**COLORADO SUPREME COURT
ADVISORY COMMITTEE ON THE RULES OF CRIMINAL PROCEDURE
Minutes of Meeting**

Friday, January 20, 2023

A quorum being present, the Colorado Supreme Court’s Advisory Committee on the Rules of Criminal Procedure was called to order by Judge John Dailey at 12:45 p.m. in the Supreme Court Conference Room. Members present at or excused from the meeting were:

Name	Present	Excused
Judge John Dailey, Chair	X	
Sheryl Berry	X	
Christian Champagne	X	
Judge Kandace Gerdes	X	
Judge Shelley Gilman	X	
Matt Holman		X
Abe Hutt	X	
Judge Chelsea Malone	X	
Kevin McGreevy	X	
Judge Dana Nichols	X	
Robert Russel	X	
Karen Taylor	X	
Sheryl Uhlmann	X	
Judge Vincente Vigil	X	
Non-Voting Participant		
Karen Yacuzzo	X	

I. Attachments & Handouts

- A. January 20, 2023 agenda
- B. October 21, 2022 minutes
- C. Subcommittee Report on the OARC’s Request to Address Crim. P. 16 Discovery Limited Dissemination

II. Approval of Minutes

The October 21, 2022 minutes were approved by acclamation with the following changes: altered 9) to (9) at the bottom of page 1; inserted *to* before *consider* in the middle of page 2; and deleted the extra quotation mark prior to *phrase* also in the middle of page 2.

III. Announcements from the Chair

Judge Dailey announced that Colorado Court of Appeals Judge Elizabeth L. Harris will be taking over as Chair of the committee in July. Judge Dailey then had Judge Harris and the members of the committee introduce themselves. Judge Dailey also announced that the April meeting will be Robert Russel’s final meeting as a member of the committee, and that Johanna Coats will fill the vacancy caused by his leaving. Finally, Judge Dailey

noted that February 7th is the public hearing on the committee's Rule 24 proposal to combat implicit bias in jury selection.

IV. Old Business

A. Crim. P. 16—OARC Request (Judge Gerdes)

Judge Gerdes reported for the subcommittee on the Office of Attorney Regulation Counsel (OARC)'s request to consider amending Crim. P. 16 to permit the disclosure to OARC of information in criminal cases against attorneys charged with a crime. After meeting with OARC attorney Jessica Yates to discuss this matter, the subcommittee recommended that no further action be taken on the proposal. The subcommittee based its position on the limited number of times this issue comes up in a calendar year. A motion was made, seconded, and approved by a vote of 12-0, to take no further action on the proposal. The subcommittee will inform Ms. Yates of the committee's decision.

V. New Business

The committee had no new business.

VI. Future Meetings

2023 Meetings: April 21; July 21; October 20