

Rule Change 2010(10)

CHAPTER 5 -- COLORADO RULES OF CIVIL PROCEDURE; TRIALS

Rule 47. Jurors.

(a) Orientation and Examination of Jurors.

(1) - (4) [No change]

(5) Once the jury is impaneled, the judge ~~shall~~will again explain in more detail the general principles of law applicable to civil cases, the procedural guidelines regarding conduct by jurors during the trial, case specific legal principles and definitions of technical or special terms expected to be used during the presentation of the case. Jurors shall be told that they may not discuss the case with anyone until the trial is over with one exception: jurors may discuss the evidence among themselves in the jury room when all jurors are present. Jurors shall also be told that they must avoid discussing any potential outcome of the case and must avoid reaching any conclusion until they have heard all the evidence, final instructions by the court and closing arguments by counsel. The trial court shall have the discretion to prohibit or limit pre-deliberation discussions of the evidence in a particular trial based on a specific finding of good cause reflecting the particular circumstances of the case.

(b) - (t) [No change]

(u) Juror Questions. Jurors shall be allowed to submit written questions to the court for the court to ask of witnesses during trial, in compliance with procedure~~s~~ established by the trial court. The trial court shall have the discretion to prohibit or limit ~~questioning~~questions in a particular trial ~~for~~based on a specific finding of good cause reflecting the particular circumstances of the case.

Amended by the Court, En Banc June 7, 2010, effective immediately.

Justice Coats and Justice Eid would not approve the amendments.

By the Court:

Nancy E. Rice
Justice, Colorado Supreme Court