

## *Fly By Messenger* *April Edition 2020*

Tidbits that need to be shared before the next Messenger goes out. Deadlines to get an ad or notice in the next edition would be May 28 (odd numbered months). Cost for the ads or notices is \$25 and payable in advance. If you would like to place an ad or notice, please email me [cvasak@larimer.org](mailto:cvasak@larimer.org) with the information and mail your check to Cathy Vlasak, 415 South Howes 609N, Fort Collins, Colorado 80521. Make checks payable to Larimer County Bar Association.

### **NEWS FROM LARIMER AND WELD COUNTY COURTS**

The 8<sup>th</sup> Judicial District is accepting applications for Mental Health Counsel Contract Hourly Appointments. The notice of request for provision of services for Mental Health Counsel Contract Hourly Appointment and application is available

at: [https://www.courts.state.co.us/Courts/District/Index.cfm?District\\_ID=8](https://www.courts.state.co.us/Courts/District/Index.cfm?District_ID=8)

**Applications will be accepted until April 17, 2020.**

The courts of northern Colorado have announced emergency procedures to address current public health needs. Please read these announcements carefully as there have been changes in filing processes and some cases are being reassigned to different courtrooms and buildings. Below are links to the Web sites for those courts, you are advised to regularly check these sites as further announcements are expected.

Eighth Judicial: [https://www.courts.state.co.us/Courts/District/Index.cfm?District\\_ID=8](https://www.courts.state.co.us/Courts/District/Index.cfm?District_ID=8)

Nineteenth

Judicial: [https://www.courts.state.co.us/Courts/District/Index.cfm?District\\_ID=19](https://www.courts.state.co.us/Courts/District/Index.cfm?District_ID=19)

**New Conference Bridge number Courtroom 2C  
in LARIMER COUNTY**

The **NEW** conference bridge number to call in for all upcoming hearings, effective immediately:

1-415-655-0001

Code- 926067416



**Fiduciary Services  
Carol Johnson, J.D.**

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**Byron White Inn Meeting April 9, 2020 Canceled**

Hello All,

With the closure of restaurants and the risk from COVID-19, the Byron White Inn of Court meeting that was scheduled for **April 9, 2020** is **anceled**.

**May 14, 2020 Inn Meeting**

Theresa Garthwaite, BA, JD, CLCS, a risk control consultant from CNA, will present on law practice management and lawyer professional liability.

The May 14, 2020 meeting remains as scheduled. The Inn executives will be meeting at the beginning of April to discuss options or cancellation. Please expect an update in mid-April.

If you have any questions or concerns, please feel free to reach out to myself or any other Byron White Inn executive. Be safe, we wish everyone the best of health.

Best Regards,  
Danielle Palardy  
Byron White Inn Secretary



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**COAN, PAYTON & PAYNE, LLC  
IS PLEASED TO ANNOUNCE  
JORDAN E. WISWELL HAS  
BEEN PROMOTED TO SENIOR  
ASSOCIATE AT THE FIRM.**



Mr. Wiswell's legal practice focuses on all areas of real estate, business and banking litigation, including creditors' rights, equitable subrogation issues, judicial foreclosures, business and corporate disputes, insurance coverage, and all real estate related litigation. Mr. Wiswell serves clients throughout Northern Colorado as part of CP2's litigation team.



**COAN,  
PAYTON &  
PAYNE, LLC**

**JORDAN E. WISWELL**  
jwiswell@cp2law.com  
Greeley | Fort Collins | Denver  
www.cp2law.com

**COAN, PAYTON & PAYNE, LLC  
IS PLEASED TO ANNOUNCE  
WILLIAM "BILL" GARCIA HAS  
BEEN PROMOTED TO PARTNER  
AT THE FIRM.**



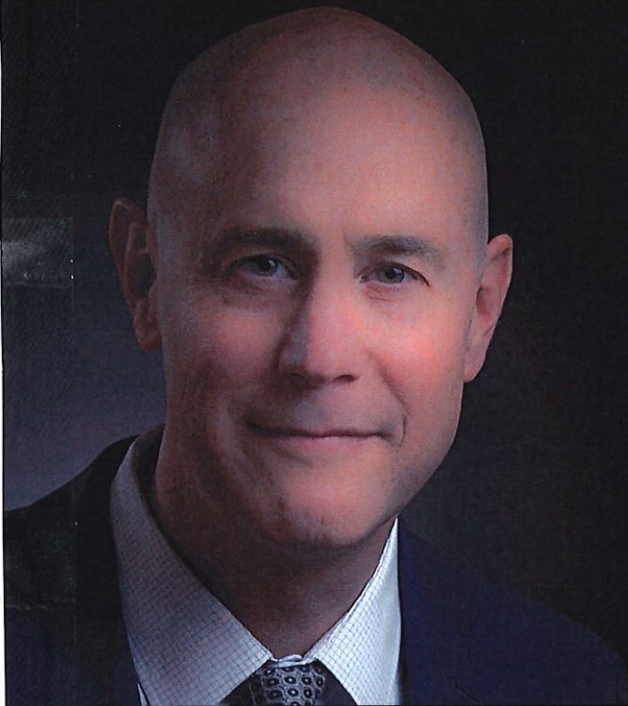
Mr. Garcia's legal practice focuses on commercial real estate and business law including purchase and sale transactions, land use and development planning matters, as well as general business and corporate transactions, probate litigation and estate planning matters.



**COAN,  
PAYTON &  
PAYNE, LLC**

**WILLIAM "BILL" GARCIA**  
wgarcia@cp2law.com  
Greeley | Fort Collins | Denver  
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**COAN, PAYTON & PAYNE, LLC  
IS PLEASED TO ANNOUNCE  
ATTORNEY MATTHEW L. CHUDACOFF  
HAS JOINED THE FIRM.**



Mr. Chudacoff's practice focuses on general commercial litigation with an emphasis on resolving disputes related to business, real estate, natural resources, and employment matters.



**COAN,  
PAYTON &  
PAYNE, LLC**

**MATTHEW L. CHUDACOFF**  
mchudacoff@cp2law.com  
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## MISCELLANEOUS MEETINGS AND UPDATES

There is an informal group of "trust and estate" lawyers called the LCBA Trust & Estate Bar. It meets five times a year, from September through May, usually on the fourth Wednesday of the month. The meetings are from 7:30 to 8:30 a.m. at First National Bank downtown. If you are interested, you can email Pete Bullard at [pete@estate-planning-help.com](mailto:pete@estate-planning-help.com).

The Colorado Criminal Defense Bar (Larimer Chapter) meets monthly. Jeffrey Schwartz is the contact person at [jeff@jaskwlaw.com](mailto:jeff@jaskwlaw.com). He sends out notices by email so if you would like to be included, contact him.

The Larimer County Young Lawyers meets the third Wednesday of every month. If you are interested in their group, contact Fred Long at (970) 692-3440 or [fred@bell-law.com](mailto:fred@bell-law.com)

Heidi Whitaker is the contact person for the Larimer County Women's Bar. If interested, contact Heidi at [heidi@burnhamlaw.com](mailto:heidi@burnhamlaw.com)

For those that do not know Larimer County Bar has a web page. Lisa Ritter keeps our webpage current. If there is something you would like to see on the page, please contact her at [lritter@ftccolaw.com](mailto:lritter@ftccolaw.com).

If you haven't checked out our webpage, you can find it [www.larimerbar.org](http://www.larimerbar.org)



**Mailing Address:**

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Linda K. Connors  
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EIGHTH JUDICIAL DISTRICT, STATE OF COLORADO LARIMER COUNTY AND JACKSON COUNTY 201 Laporte Avenue, Suite 100 Fort Collins, CO 80521 Telephone: (970) 494-3500	
<p style="text-align: center;"><b>ADMINISTRATIVE ORDER REGARDING  LIMITED COURT OPERATIONS RELATED TO  COVID-19</b></p>	
<p style="text-align: center;"><b>ADMINISTRATIVE ORDER 2020 - 2</b></p>	

In light of the public health risk posed by COVID-19 (“novel coronavirus”) and the advisories and information circulated by the Centers for Disease Control, the Colorado Department of Public Health and Environment, and the Larimer County Department of Health and Environment recommending active steps to slow the spread of the disease and precautions to reduce the risk of exposure, effective immediately the Courts and Probation of the 8th Judicial District will be operating with reduced staff and focus on matters of immediate concern for public health and safety.

Pursuant to the authority granted in Chief Justice Directive 95-01 and the directives found in Chief Justice Coats’ Order dated March 16, 2020, it is hereby ORDERED as follows:

1. **Persons who may not enter the Larimer County Justice Center:** Persons who meet any of the below criteria are prohibited from entering the Larimer County Justice Center and instead should call (970) 494-3500 to reschedule their court date, request to appear by phone, or to receive further instructions:
  - a. Anyone who has been diagnosed with COVID-19 and who is not virus-free;
  - b. Anyone who has been in direct contact with someone who has been diagnosed with COVID-19 within the past 14 days;
  - c. Anyone who is experiencing a fever, cough, shortness of breath, or any respiratory illness symptoms;
  - d. Anyone who is experiencing or has been in direct contact with someone who is experiencing flu-like symptoms;

- e. Anyone who has traveled outside the United States within the past 14 days, unless you have approval from the presiding judge in your case or from the Administrative Authority;
- f. Anyone who is not a party to a case, a victim, a witness, law enforcement, media, or appearing to file court documents in one of the essential proceedings listed below. This shall not apply to people involved in shelter care hearings.

2. **Operations:** Due to the public health concerns related to COVID-19, at this time, the courts can no longer function normally and will be operating on a very limited-access basis. The clerk's office in the Larimer County Justice Center will be open 7:30 a.m. to 4:30 p.m., Monday through Friday, excepting legal holidays. The clerk's office in Jackson County will be open 9:00 a.m. to 1:00 p.m., Monday, Wednesday and Thursday and 8:00 a.m. to 4:00 p.m. on Tuesday. Staff will be reduced as coordinated by the Clerk of Court and the Court Executive, with the approval of the Chief Judge. During operating hours, both clerk's offices will only accept paper filings related to the essential proceedings listed in section 3.c. below. All other paper filings will not be accepted until May 15, 2020. Electronic filings may be faxed, emailed or submitted through Colorado Courts E-filing; however, filings not related to essential proceedings may be delayed significantly due to the reduction in staffing levels.

**Effective immediately, the courts in the Loveland Police and Courts building will be closed.** All court operations which have been occurring in Loveland are transferred to the Larimer County Justice Center in Fort Collins until further notice. Electronic filings may be faxed, emailed or submitted through Colorado Courts E-filing; however, filings not related to essential proceedings may be delayed significantly due to the reduction in staffing levels.

3. **Mandatory Continuances and Limitations on Hearings.**

- a. All jury trials, with the exception of criminal trials facing imminent speedy trial deadlines, scheduled through May 15, 2020, are vacated and will need to be reset. For scheduled criminal trials, counsel and defendant shall appear at the time and place scheduled for trial.
- b. Except for the essential proceedings set forth in 3.c. below and with the additional exceptions as noted in 3.d. and 3.e., ALL APPEARANCES, TRIALS, HEARINGS, OR OTHER PROCEEDINGS SCHEDULED THROUGH MAY 15, 2020, ARE HEREBY VACATED AND CONTINUED. All parties and counsel shall contact the appropriate division if the case is assigned to a division or, if the case is not assigned to a division or if you are uncertain of the division assignment, contact the clerk's office to reschedule. The divisions may also initiate rescheduling.

- c. The following essential proceedings shall continue to be conducted without limitation:
    - i. Petitions for temporary civil protection orders and permanent protection order hearings;
    - ii. Petitions for temporary emergency risk protection orders and hearings on emergency risk protection orders;
    - iii. Crim.P. Rule 5 advisement for incarcerated persons and the initial setting of bail;
    - iv. Revocation hearings on complaints to revoke probation involving an incarcerated defendant;
    - v. Proceedings necessary to protect the constitutional rights of criminal defendants including bond-related matters and plea agreements for incarcerated individuals;
    - vi. Detention hearings for juvenile delinquency cases;
    - vii. Shelter hearings in dependency and neglect cases or other juvenile proceedings;
    - viii. Petitions for appointment of an emergency guardian and/or special conservator;
    - ix. Hearings on motions to restrict parenting time and parental abduction prevention; and
    - x. Emergency mental health proceedings.
  - d. Treatment Courts are excepted from the foregoing order if they are substantially conducted by telephone or other electronic proceeding and comply with the guidelines of the public health agencies.
  - e. Judicial officers shall have discretion to conduct additional proceedings as they deem appropriate if they are substantially conducted by telephone or other electronic proceeding and comply with the guidelines of the public health agencies.
  - f. When hearings are conducted for essential proceedings, courts shall seek to limit in person participation and encourage and accommodate telephone and/or video appearance for all participants.
4. **Probation Offices.** The 8th Judicial Probation offices will be closed for face-to-face contact until May 15, 2020. People directed to probation should make contact by phone or e-mail.

8th District Probation Offices (970) 494-3900 or  
[08ProbationRequest@judicial.state.co.us](mailto:08ProbationRequest@judicial.state.co.us)

5. **Social Distancing.** When hearings are conducted, judicial officers and court staff shall seek to limit in-person participation and encourage and accommodate telephone and/or video appearance for all participants.
6. **Court Resource Center, Records Department, Jury Commissioner and Collections Department.** The Court Resource Center, Records Department, Jury Commissioner, and Collections shall be closed to the public for face-to-face contact until May 15, 2020. You may contact these departments at:

8th District Clerk's Office (970) 494-3500 or email  
[08CourtResourceCenter@judicial.state.co.us](mailto:08CourtResourceCenter@judicial.state.co.us) or fax (970) 494-3580

8th District Records Requests email [08RecordRequest@judicial.state.co.us](mailto:08RecordRequest@judicial.state.co.us)

Larimer County Jury Commissioner (970) 494-3595 or email  
[LarimerJury@judicial.state.co.us](mailto:LarimerJury@judicial.state.co.us)

8th District Collections (970) 494-3530 or email [08Collections@judicial.state.co.us](mailto:08Collections@judicial.state.co.us)

8th District Judicial Administration (970) 494-3590 or email  
[08CourtExecutiveAdmin@judicial.state.co.us](mailto:08CourtExecutiveAdmin@judicial.state.co.us)

Jackson County Clerk's Office (970) 723-4363 or email  
[08CourtResourceCenter@judicial.state.co.us](mailto:08CourtResourceCenter@judicial.state.co.us) or fax (970)723-4337

Jackson County Jury Commissioner (970) 723-4363 or email  
[jacksonjury@judicial.state.co.us](mailto:jacksonjury@judicial.state.co.us)

The Chief Judge will continue to monitor available information and recommendations from health organizations, and this Order may be revised or extended, as deemed necessary.

Dated this 19<sup>th</sup> day of March, 2020.



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Stephen E. Howard  
Chief Judge, Eighth Judicial District

District Court, Weld County, State of Colorado Court Address: 901 9 <sup>th</sup> Avenue, Greeley, CO 80631 Mailing Address: P.O. Box 2038, Greeley, CO 80632-2038	<p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p> Case Number: 2020 CV 01 Division 1
<b>ADMINISTRATIVE ORDER NO. 2020-06</b>	
<b>ADMINISTRATIVE ORDER REGARDING COURT OPERATIONS UNDER          COVID-19 ADVISORY</b>	

In light of the public health risk posed by COVID-19 (“novel coronavirus”) and the advisories and information circulated by the Centers for Disease Control, the Colorado Department of Public Health and Environment, and local public health departments, recommending active steps to slow the spread of the disease and precautions to reduce the risk of exposure, effective immediately the Courts and Probation of the 19<sup>th</sup> Judicial District will be operating with reduced staff and focus on matters of immediate concern for public health and safety.

Pursuant to the authority granted in Chief Justice Directive 95-01 and the directives found in Chief Justice Coats’ Order dated March 16, 2020, it is hereby ORDERED as follows:

1. **Operations:** The clerk’s office will be open 7:30 a.m. to 4:30 pm., Monday through Friday, excepting legal holidays. Staff will be reduced as coordinated by the Clerk of Court and the Court Executive, with the approval of the Chief Judge. During operating hours, the clerk’s office will only accept paper filings related to matters falling within the public safety matters listed in section 2.b. below. All other paper filings will not be accepted until April 6, 2020. Electronic filings through CCE may continue; however, filings not related to public safety matters may not be processed until after April 6, 2020, due to the reduction in staffing levels.

2. **Mandatory Continuance and Limitations on Hearings.**

a. Except for matters concerning public safety as described in section 2.b. below, ALL other appearances and/or hearings set from 8:00 a.m.,

Wednesday, March 18, 2020, through 5:00 p.m. Friday, April 3, 2020, are hereby VACATED and CONTINUED. All parties and counsel shall contact the appropriate division, if the case is assigned to a division, or the clerk's office if you are uncertain of the division assignment, to reschedule. The divisions will also initiate rescheduling. This section 2.a. applies to all jury trials scheduled through April 3, 2020. Any person that appears at a courthouse for a hearing or appearance that is not a public safety matter shall be provided a paper by a member of the court security team containing instructions on how to contact the court.

- b. The courts will continue to conduct hearings on public safety matters. Public safety matters are limited to the following:
  - i. Petitions for temporary civil protection orders and permanent protection order hearings;
  - ii. Petitions for temporary emergency risk protection orders and hearings on emergency risk protection orders;
  - iii. Crim.P. Rule 5 advisement for incarcerated persons and the initial setting of bail;
  - iv. Revocation hearings on complaints to revoke probation involving an incarcerated defendant;
  - v. Proceedings necessary to protect the constitutional rights of criminal defendants including bond-related matters and plea agreements for incarcerated individuals;
  - vi. In custody pretrial conferences for county court cases, which will be held in Division 13 for all county court divisions between March 17 and April 3, 2020, with the defendants appearing by video.
  - vii. Detention hearings for juvenile delinquency cases, which will continue to be held in Division 14 as normally scheduled;
  - viii. Shelter hearings in dependency and neglect cases or other juvenile proceedings, which will be held in Division B through April 3, 2020;
  - ix. Petitions for appointment of an emergency guardian and/or special conservator;
  - x. Hearings on motions to restrict parenting time and parental abduction prevention;
  - xi. Emergency mental health proceedings;
  - xii. Other proceedings deemed necessary by the presiding judge (in consultation with the Chief Judge) to prevent a substantial risk of imminent financial hardship, or imminent risk to the health, safety or welfare of an individual or members of the community.

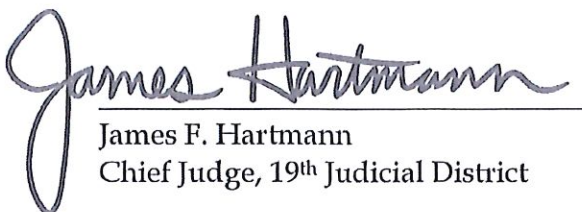


- c. When hearings are conducted for public safety matters, courts shall seek to limit in person participation and encourage and accommodate telephone and/or video appearance for all participants.
  - d. The main courthouse will be closed to the public between March 18 and April 3, 2020. The south door to Centennial Center will also be closed through April 3, 2020, so all persons must enter Centennial Center through the north entrance. Hearings held for public safety matters will occur in one of the courtrooms in Centennial Center (Divisions B, C, and D) for non-criminal cases and video bond hearings, and criminal matters will be held in courtrooms in Plaza West. Please check with security to determine where the matter is being heard, as we may be using a single courtroom in Plaza West for hearings from multiple divisions on a particular day.
3. **Jury Calls.** All jury calls for a return date between March 17, 2020, and April 3, 2020 have been cancelled. Any jurors receiving a summons for this time period and who contact the jury commissioner with COVID-19 concerns shall have their service postponed consistent with this Order. Any juror appearing in person on a summons through April 3, 2020 shall be informed by the security team that the person's jury service has been cancelled and that person may return home. The provisions of Chief Judge Administrative Order 2020-05 Order Authorizing Release of Jurors for Health Reasons shall continue to apply.
  4. **Probation Offices.** The 19<sup>th</sup> Judicial Probation offices will be closed until April 6, 2020.
  5. **Court Information Center.** The Court Information Center shall be closed until April 6, 2020.

The Chief Judge will continue to monitor available information and recommendations from health organizations and this order may be revised or extended, as deemed necessary.

Date: March 18, 2020.

BY THE COURT

  
James F. Hartmann  
Chief Judge, 19<sup>th</sup> Judicial District



# NOTICE

## Regarding COVID-19 (Novel Coronavirus) and Weld County Combined Court Operations

As a result of Colorado Supreme Court Chief Justice Coats order suspending court operations through April 3, 2020, except for essential court functions, to reduce the spread of COVID-19.

Please refer to the accompanying list for instructions on how to contact the court.

### **Only matters concerning public safety will be provided:**

Electronic filings for all case types may be filed through CCE. Between March 18 and April 3, Paper filings accepted at the clerk's window will be limited to:

- Petitions for temporary civil protection order and permanent protection order hearings;
- Petitions for temporary extreme risk protection orders and hearings on extreme risk protection orders;
- Petitions for the appointment of an emergency guardian and/or special conservator.
- Motions to restrict parenting time or to prevent parental abduction.

Parties to certain proceedings, to include attorneys, witnesses, victims, law enforcement and press:

- Criminal proceedings that have not previously been continued;
- Crim.P.Rule 5 advisement for incarcerated persons and the initial setting of bail;
- Revocation hearings on complaints to revoke probation involving an incarcerated defendant;
- Proceedings necessary to protect the constitutional rights of criminal defendants including bond-related matters and plea agreements for incarcerated individuals;
- Detention hearings for juvenile delinquency cases;
- Shelter hearings in dependency and neglect cases or other juvenile proceedings;
- Hearings on motions to restrict parenting time and parental abduction prevention; and
- Emergency mental health proceedings.

PERSONS WITH A SUMMONS TO REPORT FOR JURY DUTY BETWEEN THE DATES OF MARCH 18, 2020 AND APRIL 3, 2020 ARE **NOT REQUIRED** TO APPEAR. YOU MAY RECEIVE A NEW REPORTING DATE THROUGH ISSUANCE OF A NEW JUROR SUMMONS.

## WHERE TO GET INFORMATION

Information regarding our operating status, including services available via phone, will be posted on our website:

[https://www.courts.state.co.us/Courts/District/Index.cfm?District\\_ID=19](https://www.courts.state.co.us/Courts/District/Index.cfm?District_ID=19)

If you have general questions regarding a case or matter, please use the contact information below. **\*\*PLEASE NOTE: We are dealing with a high volume of calls so to expedite the process, please have your case number available prior to making the call. \*\***

All parties and counsel shall contact the appropriate court to reschedule. The courts may also initiate rescheduling. Dockets are available to view on the Colorado Judicial Branch website:

<https://www.courts.state.co.us/dockets/>

Division 1 – Judge Hartmann (970) 475-2510	Division 11 – Judge Kerns (970) 475-2610
Division 2 – Magistrate Kundelius (970) 475-2520	Division 12 – Judge Hoskins (970) 475-2620
Division 3 – Judge Saleebey (970) 475-2530	Division 13 – Judge Unfug (970) 475-2630
Division 4 – Judge Taylor (970) 475-2540	Division 14 – Magistrate Galloway (970) 475-2640
Division 5 – Judge Lyons (970) 475-2550	Division 15 – Judge Quammen (970) 475-2650
Division 6 – Judge Briggs (970) 475-2560	Division 16 – Judge Kopcow (970) 475-2660
Division 7 – Magistrate Dodd (970) 475-2570	Division 17 – Judge Vigil (970) 475-2670
Division 8 – Judge Meyer (970) 475-2580	Division A – Magistrate Crowther (970) 475-2471
Division 9 – Judge Nichols (970) 475-2590	Division B – Judge Hause (970) 475-2460
Division 10 – Judge Schutt (970) 475-2601	Division C – Magistrate Lococo (970) 475-2470

If you do not know where your case is assigned, please call the clerk's office at (970) 475-2400. If you are summoned for jury duty, please call (970) 475-2700. To coordinate a payment plan with collections, please call (970) 475-2450.