

COLORADO SUPREME COURT CASE ANNOUNCEMENTS

RULE CHANGE

RULE CHANGE 2018(10)

COLORADO RULES OF CIVIL PROCEDURE

Rule 256 The Colorado Lawyer Self-Assessment Program (New)

Amended and Adopted by the Court, En Banc, June 28, 2018, effective immediately.

GRANTED PETITIONS FOR WRIT OF CERTIORARI

No. 18SC30, Court of Appeals Case No. 15CA1956

Petitioner:

Carousel Farms Metropolitan District, a quasi-municipal corporation and political subdivision of the State of Colorado,

v.

Respondent:

Woodcrest Homes, Inc., a Colorado corporation.

Petition for Writ of Certiorari GRANTED. EN BANC.

[REFRAMED] Whether the court of appeals should review for clear error a trial court's determination that a condemning authority sufficiently demonstrated that a taking is for a public use.

[REFRAMED] Whether the court of appeals erred in concluding a metropolitan district failed to prove condemnation of a parcel was for a public use and necessary, where the subdivision that would principally benefit from the condemnation did not exist at the time of the taking and development of the subdivision was conditioned on the district's acquisition of the parcel.

[REFRAMED] Whether the court of appeals erred in concluding that a metropolitan district's condemnation of a parcel violated section 38-1-101(1)(b), C.R.S. (2017), when the condemned parcel would be dedicated to the public and would not be transferred to a private entity.

DENIED AS TO ALL OTHER ISSUES.
