

<p>Special Tribunal for Judicial Discipline 2 East 14th Avenue Denver, CO 80203 Phone Number: 720-625-5150</p>	<p>DATE FILED: June 20, 2023 12:23 PM FILING ID: 92CA15591D33A CASE NUMBER: 2023SA114</p>
<p>Original Proceeding Pursuant to Colorado Constitution Article VI, § 23</p> <p>Colorado Commission on Judicial Discipline Case No. 21-118</p>	
<p>IN RE THE MATTER OF THE PEOPLE OF THE STATE OF COLORADO,</p> <p>Complainant,</p> <p style="text-align: center;">and</p> <p>Nathan B. Coats, A former Chief Justice of the Colorado Supreme Court,</p> <p>Respondent.</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p>Colorado Commission on Judicial Discipline:</p> <p>Christopher S.P. Gregory, esq. Executive Director Ralph L. Carr Colorado Judicial Center 1300 Broadway, Suite 210 Denver, CO 80203 Phone: 303-457-5131 Email: Atty. Reg. # 37095</p>	<p>Case Number: 23SA114</p>
<p style="text-align: center;">UPDATED RECOMMENDATION FOR JUDICIAL DISCIPLINE</p>	

Following the Special Tribunal's Order of May 22, 2023, the named Parties revisited negotiation of their original Stipulation. The Parties addressed the substantive points of the Stipulation in a manner that appears to make issues raised by the Special Tribunal's Order moot. Accordingly, the Commission files the attached Amended Stipulation for Public Censure as its updated recommendation and requests adoption of the Amended Stipulation according to Colo. RJD 37(e).

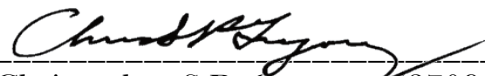
The Commission, however, has concerns about the potential precedent of allowing non-parties in a judicial disciplinary proceeding to intervene to challenge stipulations of fact entered by the parties and/or addressing such requests under seal even though such proceedings are otherwise public according to Colo. Const. Art. VI, § 23(3)(g). Consequently, an essential term of the agreement resulting in the filing of the attached Amended Stipulation is that the non-party and the Respondent withdraw the pleadings that they have filed with this Special Tribunal. The withdraw of these pleadings should effectively vacate the potential record, excepting the Commission's originally filed Recommendation and Stipulation for Public Censure.

More specifically, the Commission asserts that the accompanying Amended Stipulation moots the need to address the issues of standing and record supplementation raised by the Special Tribunal's Order of May 22, 2023. In light of the attached Amended Stipulation, the Commission has agreed with the Respondent not to file a response to the Order addressing standing or supplementing the record

with available investigation materials. To the extent the Special Tribunal does not agree that the precedent, standing, and supplementation issues have been mooted, the Commission requests that this Special Tribunal set a deadline for Special Counsel and the Commission to address those issues and to withdraw the Amended Stipulation.

DATED: June 20, 2023

Respectfully submitted,



Christopher S.P. Gregory, #37095

Executive Director

Colorado Commission on Judicial Discipline

CERTIFICATE OF SERVICE

I certify that on June 20, 2023, a true and correct copy of the foregoing **UPDATED RECOMMENDATION FOR JUDICIAL DISCIPLINE** was filed with the Court and served via e-mail upon the following persons:

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