

DISTRICT COURT, CITY AND COUNTY OF DENVER, STATE OF COLORADO 1437 Bannock Street Denver, CO 80202	DATE FILED April 17, 2026 2:44 PM CASE NUMBER: 2022CV30421
Plaintiffs: HAROLD MORTIS, on his own behalf and on behalf of those similarly situated v. Defendants: JARED POLIS, in his official capacity as the Governor of Colorado; MOSES “ANDRE” STANCIL, in his official capacity as the Executive Director of the Colorado Department of Corrections; and COLORADO DEPARTMENT OF CORRECTIONS, an agency of the State of Colorado	<p style="text-align: center;">Δ COURT USE ONLY Δ</p> Case No.: 2022CV30421 Division: 209
ORDER RE: DEFENDANTS’ MOTION TO AMEND THE JUDGMENT PURSUANT TO C.R.C.P. 59(a)(4)	

THIS MATTER comes before the Court on Defendants’ Motion to Amend the Judgment Pursuant to C.R.C.P. 59(a)(4), filed March 13, 2026. The Court has reviewed the motion, the response, the reply, and the record.

The Court concludes that clarification of its prior injunctive relief is appropriate to ensure that the relief is narrowly tailored to the constitutional violation identified, while preserving Defendants’ ability to address distinct conduct implicating institutional safety and security.

Accordingly, it is ORDERED:

1. Defendants’ Motion to Amend is GRANTED IN PART.
2. Paragraph 2 of the Court’s February 13, 2026 injunctive relief is AMENDED as follows:

Defendants shall cease any policy or practice that permits “procedural stacking” or “double charging” of COPD violations where an inmate’s only underlying conduct is a refusal or failure to work. Defendants are specifically enjoined from charging or sanctioning inmates for a second or derivative offense when such charge is based solely on the inmate’s refusal to work.

Defendants may charge and sanction additional COPD violations where the inmate engages in separate and distinct conduct, beyond the refusal or failure to work, that provides an independent factual basis for such charge.

3. In all other respects, the Court’s prior order remains in effect.

SO ORDERED

DATED: April 17, 2026.

BY THE COURT:



Sarah B. Wallace
District Court Judge