

The Order of the Court is stated below:

Dated: July 05, 2017
10:24:03 AM

/s/ Thomas R. Lee
Associate Chief Justice



IN THE SUPREME COURT OF THE STATE OF UTAH

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**State of Utah,
Petitioner,**

v.

**Cooper John Anthony Van Huizen,
Respondent.**

ORDER

Appellate Case No. 20170304-SC

This matter is before the court upon a Petition for Writ of Certiorari, filed on April 19, 2017.

The Petition for Writ of Certiorari is granted as to the following issues:

1. Whether the Court of Appeals erred in concluding that Respondent was not required to demonstrate preservation of his appellate claim that the juvenile court judge should have disqualified herself.
2. Whether the Court of Appeals erred in concluding that a litigant is not required to show prejudice arising from an appearance of bias if a judge fails to disclose the facts generating the appearance of bias.

The cross-petition for writ of certiorari is denied but the Cross-Petitioner may raise the issues identified in the cross-petition as alternate grounds for affirmance.

A briefing schedule will be established hereafter. Pursuant to Rule 2 of the Rules of Appellate Procedure, the Court suspends the provision of Rule 26(a) that permits the parties to stipulate to an extension of time to submit their briefs on the merits. The parties shall not be permitted to stipulate to an extension. The parties shall comply with the briefing schedule upon its issuance.

End of Order - Signature at the Top of the First Page