Status: SUPP District Court, Arapahoe County

Case #: 2012 CR 101522 Div/Room: 22 Type: Homicide

The People of Colorado vs HOLMES, JAMES EAGAN

DV STATUS:

Case File Date: 7/23/2012 Case Close Date: Appealed: N

Confidential Intermediary....:

Bar # Name

Judicial Off...: 007940 WILLIAM BLAIR SYLVESTER

Alt Jud Officer: 000000

Description Stat Date Time Rm/D

Trial....: 0:00

Next Schd Event: Hearing 8/16/2012 1:30 P Last Schd Event: Hearing 8/09/2012 1:30 P

Last Event....: Order n/a 8/13/2012

Attorney(s)....: N

Agency: Aurora Police Dept Agency Case #: Ticket/Summons Number(s): Arrest#:

Warrant ..... Warrant Date: Expired Date:

Party on Warrant:

Change of Venue.: Agency:

Bond(s)..... N

Sentence Date....: Detention Location...: Supervising Agency....: Probation Officer...:

---- PARTIES ----

PARTY ROL STS NAME ATTORNEY ROL

The People of Colorado PTFDEF 1 HOLMES, JAMES EAGAN

Date of Birth..... 12/13/1987

Sex....: Male Race..... Caucasian

Height.... 511 Weight..... 150 Hair Color.... Brown Eye Color..... Hazel

BIRTH PLACE..... CALIFORNIA

Home Address..... 1690 PARIS ST 10 : AURORA, CO 80010

CNT STS STATUTE NUMBER CHARGE DESCRIPTION

Offense Date: From: BAC: .000 To: Time:

CLASS

Arrest Date.....: 07/20/2012 Time: Ticket #:

FILE DATE EVENT DESCRIPTION

Event ID: 000003 07/20/2012 Motion

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FILE DATE
           EVENT DESCRIPTION
                   HOLMES, JAMES EAGAN
            DEF/
MOTION TO SEAL SEARCH WARRANTS AFFIDAVITS ORDERS AND CASE FILE P-1
                                                                         /JR
07/20/2012 Order
                                              Event ID: 000004
ORDER TO SEAL SEARCH WARRANTS AFFIDAVITS ORDERS AND CASE FILE GRANTED
                                                                         /JR
-(P-1)/JR
07/20/2012 Request Filed
                                              Event ID: 000005
REQUEST FOR EXPANDED MEDIA COVERAGE BY KUSA - 9 NEWS
                                                                         /JR
07/20/2012 Request Filed
                                              Event ID: 000006
REQUEST FOR EXPANDED MEDIA COVERAGE BY DENVER POST
                                                                         /JR
07/20/2012 Motion
                                              Event ID: 000007
            DEF/
                   HOLMES, JAMES EAGAN
MOTION FOR ACCESS TO AND PRESERVATION OF CRIME SCENE (001) FILED BY PUBLIC
DEFENDERS OFFICE
                   (D-1)
                                                                         /JR
                                              Event ID: 000008
07/20/2012 Motion
                    HOLMES, JAMES EAGAN
            DEF/
MOTION TO LIMIT PRE-TRIAL PUBLICITY (002) FILED BY PUBLIC DEFENDERS OFFICE
(D-2)
                                                                         /JR
07/20/2012 Motion
                                              Event ID: 000009
            DEF/
                   HOLMES, JAMES EAGAN
MOTION TO PRESERVE AND PRODUCE EVIDENCE (003) FILED BY PUBLIC DEFENDERS
OFFICE
        (D-3)
                                                                          /JR
07/20/2012 Order
                                              Event ID: 000010
ORDER AND RULINGS REGARDING EXPANDED MEDIA COVERAGE AND DECORUM (C-1)
                                                                         /JR
                                              Event ID: 000011
07/20/2012 Objection
OBJECTION TO EXPANDED MEDIA COVERAGE AND REQUEST FOR HEARING (004) FILED BY
PUBLIC DEFENDERS OFFICE
                         (D-4)
                                                                         /JR
07/20/2012 Request Filed
                                              Event ID: 000012
REQUEST FOR EXPANDED MEDIA COVERAGE BY ASSOCIATED PRESS PHOTOS
                                                                        /JR
                                              Event ID: 000085
07/20/2012 Order
COURT ORDERS RULE 16 COMPLIANCE BY DA OFFICE REGARDING MOTION TO PRESERVE AND
PRODUCE EVIDENCE (D-3) - MOTION GRANTED
                                                                         /JR
07/23/2012 Filing Other
                                              Event ID: 000001
CASE 2012CR1522 WILL HOLD PARTY INFORMATION, CHARGE INFORMATION, AND ANY
SENTENCING OR MITT INFORMATION ENTERED. CASE 2012CR1522 WILL ALSO HAVE THE
PROTECTION ORDER INFORMATION.
CASE 2012CR101522 WILL HOLD ALL EVENTS AND SCHEDULED EVENTS FILED IN THE CASE.
07/23/2012 Suppressed from Public Access
                                             Event ID: 000002
CASE SEALED FROM PUBLIC INSPECTION UNTIL FURTER ORDER OF THE COURT GRANTED 7
20 12
                                                                         /JR
07/23/2012 Minute Order (print)
                                              Event ID: 000013
INITIAL ADVISEMENT HEARING
JUDGE SYLVESTER
                   CLERK KL
                               REPORTER J. MARTIN
DEFENDANT APPEARS IN CUSTODY WITH COUNSEL DAN KING, TAMERA BRADY
DDA KAREN PEARSON APPEARS FOR THE PEOPLE
THE PUBLIC DEFENDER'S OFFICE HAS BEEN APPOINTED TO REPRESENT THE DEFENDANT.
THE COURT ADVISES THE DEFENDANT REGARDING RIGHTS TO COUNSEL AND BOND. MR.
KING INDICATES THAT THE DEFENDANT WAIVES FURTHER READING AND ADVISEMENT AT
THIS TIME.
MANDATORY PROTECTION ORDER IS ENTERED BY THE COURT, AND MR. KING ACCEPTS THE
MPO ON BEHALF OF THE DEFENDANT.
THE PEOPLE ASKS FOR ADDITIONAL TIME REGARDING FILING OF CHARGES, AND THE
DEFENSE HAS NO OBJECTION. THE COURT GRANTS ADDITIONAL TIME FOR THE FILING OF
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AT THE TIME OF FILING OF THE CHARGES, THE PEOPLE WILL PRESENT THE COURT WITH

FILE DATE EVENT DESCRIPTION

AN AMENDED PROTECTION ORDER WHICH WILL INCLUDE THE NAMES OF ALL PROTECTED PARTIES/WITNESSES/VICTIMS.

THE COURT ENTERS A PRETRIAL PUBLICITY ORDER WHICH TRACKS 3.6 AND 3.8 OF THE COLORADO RULES OF PROFESSIONAL CONDUCT.

FOR IDENTIFICATION PURPOSES ON ALL PLEADINGS, THE PEOPLE'S FILINGS WILL BE IDENTIFIED WITH THE LETTER P WITH SEQUENTIAL NUMBERS, THE DEFENSE'S FILINGS WILL BE IDENTIFIED WITH THE LETTER D WITH SEQUENTIAL NUMBERS, AND THE COURT'S ORDERS/RULINGS WILL BE IDENTIFIED WITH THE LETTER C WITH SEQUENTIAL NUMBERS. FORMAL FILING OF CHARGES IS SET FOR MONDAY, JULY 30, 2012 AT 9:30 A.M. IN DIVISION 201.

PREVIOUSLY FILED MOTION FOR EXPANDED MEDIA COVERAGE FOR TODAY'S HEARING HAS BEEN GRANTED BY THE COURT (P-1)

MOTION FOR ACCESS TO MOVIE THEATER CRIME SCENE HAS BEEN FILED AND THE COURT WILL ISSUE A WRITTEN ORDER CONCERNING THIS MOTION. DEFENSE ASKS THAT THE COURT INCLUDE AN ORDER REGARDING ACCESS TO THE CRIME SCENE OF THE DEFENDANT'S APARTMENT.

THE COURT ISSUES INITIAL CASE MANAGEMENT ORDER AND PROVIDES COPIES TO THE DEFENSE AND THE PEOPLE.

/SLM /JR

07/23/2012 Mandatory Injunctive Prot Ord Event ID: 000014 DEF/RST HOLMES, JAMES EAGAN

Expiration Date: 07/23/2013

Shall not harrass, injure, molest, intimidate, threaten, retaliate against or tamper with any witness to or victim of the acts you are charged with committing.

Shall refrain from contacting or directly or indirectly communicating with the victim(s)

Shall not possess or control a firearm or other weapon.

ARMED AND DANGEROUS

VIOLENT TENDENCIES

Related Event MRIV Mandatory Protection Ord Vac 07/27/2012 07/23/2012 Return of Service Protect Ord Event ID: 000015

Related Event MRIG Mandatory Injunctive Prot Ord 07/23/2012

/JR

07/23/2012 Request Filed Event ID: 000016

REQUEST FOR EXPANDED MEDIA COVERAGE FROM KUSA -9NEWS /JR

07/23/2012 Request Filed Event ID: 000017

REQUEST FOR EXPANDED MEDIA COVERAGE FROM THE DENVER POST /JR

07/23/2012 Order Event ID: 000021

INTERIM ORDER TO RESPOND TO MOTION TO ALLOW CONFIDENTIAL DEFENSE EXPERTS TO BE PRESENT FOR SCIENTIFIC TESTING OF EVIDENCE (D-6) ENTERED BY THE JUDGE.

/KJL 07/23/2012 Report Event ID: 000022

PRETRIAL SERVICES BOND REPORT FILED IN DIV 22 /KJL

07/23/2012 Motion and Order Event ID: 000023

PEOPLE'S MOTION NO 1 REGARDING PUBLIC ACCESS TO UNIVERSITY OF COLORADO

RECORDS (P2) FILED IN OPEN COURT. /KJL

07/23/2012 Order Event ID: 000024

ORDER RELATING TO DISCLOSURE OF RECORDS BY UNIVERSITY OF COLORADO PURSUANT TO COLORADO OPEN RECORDS ACT PEOPLE'S MOTION NO 1 (P2) ENTERED BY THE JUDGE./KJL

07/23/2012 Order Event ID: 000025

ORDER RE MOTION FOR ACCESS TO AND PRESERVATION OF CRIME SCENE (D1) ENTERED BY THE JUDGE.

07/23/2012 Order Event ID: 000026

ORDER RE MOTION TO LIMIT PRE-TRIAL PUBLICITY (D2) ENTERED BY THE JUDGE. /KJL

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FILE DATE
            EVENT DESCRIPTION
07/23/2012 Notice Filed
                                              Event ID: 000027
            DEF/RST HOLMES, JAMES EAGAN
NOTICE OF INVOCATION OF ALL STATUTORY AND CONSTITUTIONAL RIGHTS AND
PRIVILEGES AND REVOCATION OF ANY AND ALL PREVIOUSLY GIVEN WAIVERS OF
PRIVILEGES (D-5) FILED BY PUBLIC DEFENDERS OFFICE
                                                                         /JR
07/23/2012 Objection
                                              Event ID: 000028
            DEF/RST HOLMES, JAMES EAGAN
OBJECTION TO EXPANDED MEDIA COVERAGE AND REQUEST FOR HEARING (D-007) FILED BY
PUBLIC DEFENDERS OFFICE - STD 22 7 24 12
                                                                       /JR
07/23/2012 Appl for Ct Appted Counsel
                                              Event ID: 000055
FILED IN OPEN COURT AND GRANTED BY THE JUDGE
                                                                      /KJL
                                              Event ID: 000074
07/23/2012 Motion
            DEF/
                   HOLMES, JAMES EAGAN
MOTION TO ALLOW CONFIDENTIAL DEFENSE EXPERTS TO BE PRESENT FOR SCIENTIFIC
TESTING OF EVIDENCE (006) (D-6) FILED BY DEFENSE COUNSEL
                                                                         /JR
07/23/2012 Order
                                              Event ID: 000075
INITIAL CASE MANAGEMENT ORDER (C-2)
                                                                         /JR
                                         SCHD DATE TIME
FILE DATE SCHEDULED EVENT DESCRIPTION
                                                                  ROOM
                                                                        PRI
07/23/2012 Hearing on Advisement
                                            07/23/2012 09:30 AM 201
     Officer: WILLIAM BLAIR SYLVESTER
                                                  Length: 1.00 Hour(s)
     Status.: HELD-Hearing Held
/2012 Request Filed
                                                  Note..:
                                                           INITIAL
07/24/2012 Request Filed
                                             Event ID: 000029
REQUEST FOR EXPANDED MEDIA COVERAGE FROM COLORADO PUBLIC RADIO
                                                                         /JR
07/24/2012 Minute Order (print)
                                              Event ID: 000030
CHIEF JUDGE ORDER 7/24/12
PURSUANT TO ORDER OF THE CHIEF JUDGE, THIS CASE IS REASSIGNED FROM DIV 408 TO
DIV 22.
                                                                         /KJL
07/24/2012 Order
                                              Event ID: 000031
ORDER RE REQUESTS FOR EXPANDED MEDIA COVERAGE OF JULY 30, 2012 HEARING (D7)
ENTERED BY THE JUDGE.
                                                                         /KJL
07/25/2012 Motion
                                              Event ID: 000032
            DEF/RST HOLMES, JAMES EAGAN
MOTION FOR IMMEDIATE PROTECTIVE ORDER (D-008) FILED BY PUBLIC DEFENDERS
OFFICE -WITH PROPOSED ORDER - STD 22 7 25 12
/JR
                                                                         /JR
07/25/2012 Order
                                              Event ID: 000033
ORDER ISSUED BY JUDGE SYLVESTER GRANTING DEFENSE MOTION D-8, MOTION FOR
IMMEDIATE PROTECTIVE ORDER. ORDER SERVED VIA ENCRYPTED EMAIL ON DA KAREN
PEARSON, PD DANIEL KING, AND SHERILYN KOSLOSKY; ORIGINAL MOTION AND ORDER
RETURNED TO CRIMINAL TEAM TO BE PLACED IN FILE
                                                                /TJB
                                                                         /JR
07/25/2012 Response
                                              Event ID: 000034
RESPONSE TO MOTION D-008 AND COURT ORDER GRANTING D-008 - STD 22 7 25 12 /JR
07/25/2012
           Order
                                              Event ID: 000035
STANDING DECORUM ORDER (C3) ENTERED BY THE JUDGE.
                                                                         /KJL
                                              Event ID: 000036
07/25/2012
           Order
ORDER RE: RESPONSE TO MOTION D-008 ENTERED BY THE JUDGE.
                                                                         /KJL
07/25/2012 Motion
                                              Event ID: 000037
            DEF/RST HOLMES, JAMES EAGAN
MOTION FOR IMMEDIATE PRODUCTION AND PROTECTION OF PRIVILEGED MATERIAL (D-009)
WITH PROPOSED ORDER FILED BY PUBLIC DEFENDERS OFFICE - STD 22 7 25 12
                                                                         /JR
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MOTION FOR COMPLIANCE WITH ORDER LIMITING PRE-TRIAL PUBLICITY (D-010) WITH

PROPOSED ORDER FILED BY PUBLIC DEFENDERS OFFICE - STD 22 7 25 12

Event ID: 000038

/JR

07/25/2012

Motion

DEF/RST HOLMES, JAMES EAGAN

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SCHEDULED EVENT DESCRIPTION
                                         SCHD DATE
                                                       TIME
                                                                 ROOM
                                            Event ID: 000039
07/25/2012 Order
ORDER RE: MOTION FOR IMMEDIATE PRODUCTION AND PROTECTION OF PRIVILEGED
                                                                        /KJL
MATERIAL (D-9) GRANTED BY THE JUDGE
                                            Event ID: 000040
07/25/2012 Order
ORDER RE: MOTION FOR COMPLIANCE WITH ORDER LIMITING PRE-TRIAL PUBLICITY (D10)
ENTERED BY THE JUDGE.
                                                                        /KJL
07/25/2012 Order
                                             Event ID: 000041
AMENDED ORDER RE: MOTION FOR COMPLIANCE WITH ORDER LIMITING PRE-TRIAL
PUBLICITY (D10) ENTERED BY THE JUDGE.
                                                                        /KJL
07/26/2012 Filing Other
                                             Event ID: 000042
COPY OF ORDER WITH ITEMIZED MATERIAL RECD FROM AURORA POLICE DEPT TO BE HELD
IN SECURE LOCATION UNTIL FURTHER ORDER OF THE COURT TLH
07/26/2012 Notice Filed
                                             Event ID: 000043
PEOPLE'S PLEADING P-4 NOTICE OF COMPLIANCE WITH COURT ORDER TLH
                                                                        /TLH
07/26/2012 Motion
                                             Event ID: 000044
           DEF/RST HOLMES, JAMES EAGAN
MOTION FOR IMMEDIATE PRODUCTION OF ALL DISCOVERY PERTAINING TO IMPROPER
DISCLOSURE OF PRIVILEGED MATERIAL (D-011) FILED BY PUBLIC DEFENDERS OFFICE -
STD 22 7 27 12
                                                                        /JR
07/26/2012 Motion
                                            Event ID: 000045
           DEF/RST HOLMES, JAMES EAGAN
MOTION TO ALLOW DEFENDANT TO SIT AT COUNSEL TABLE (D-012) FILED BY PUBLIC
DEFENDERS OFFICE - STD 22 7 27 12
                                        Event ID: 000046
07/26/2012 Reply
(D-008) REPLY TO ORDER RE: RESPONSE TO MOTION D-008 FILED BY PUBLIC DEFENDERS
OFFICE - STD 22 7 27 12
07/26/2012 Motion
                                            Event ID: 000049
PEOPLE'S MOTION P-3 REQUEST FOR COURT TO ORDER SPECIFIC PROCEDURES REGARDING
CUSTODY OF MATERIALS TO BE TURNED OVER TO COURT IN RESPONSE TO COURT ORDER
D-9 TLH
07/26/2012 Order
                                             Event ID: 000050
ORDER RE: PEOPLE'S MOTION P-3, REQUEST FOR COURT TO ORDER SPECIFIC PROCEDURES
REGARDING CUSTODY OF MATERIALS TO BE TURNED OVER TO COURT IN RESPONSE TO
COURT ORDER (D-9) GRANTED BY JUDGE SYLVESTER TLH
07/27/2012 Order
                                             Event ID: 000051
ORDER RE: MOTION TO ALLOW DEFENDANT TO SIT AT COUNSEL TABLE D12 ENTERED BY
THE JUDGE.
                                                                       /KJL
07/27/2012 Filing Other
                                             Event ID: 000052
COMPLAINT AND INFORMATION FILED BY DISTRICT ATTORNEY'S OFFICE
                                                                       /JR
07/27/2012 Filing Other
                                             Event ID: 000053
PEOPLES PLEADING P-5 PRELIMINARY BENCH BRIEF RELATING TO DEFENDANT'S
ALLEGATIONS THAT CERTAIN MATERIALS ARE PROTECTED BY PRIVELEGE - STD 22 7 27
12
                                                                        /JR
07/27/2012 Response
                                             Event ID: 000054
PEOPLES RESPONSE TO DEFENSE MOTION D-11 - STD 22 7 27 12
                                                                        /JR
07/27/2012 Mandatory Protection Ord Vac
                                         Event ID: 000056
SEE CASE 12CR1522 FOR ACTIVE PROTECTION ORDER
                                                                        /DDS
            Related Event MRIG Mandatory Injunctive Prot Ord
07/27/2012 Motion
                                             Event ID: 000057
MOTION TO UNSEAL COURT FILE (INCLUDING DOCKET) WITH REQUEST FOR EXPEDITED
HEARING -FILED BY ATTORNEYS FOR MEDIA STD 22 7 27 12
                                                                        /JR
                       /JR
07/27/2012 Motion
                                             Event ID: 000058
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MOTION FOR PROTECTIVE ORDER PURSUANT TO CRIM P 16(I)(D)(2) AND (III)(D) (P-6)

SCHEDULED EVENT DESCRIPTION SCHD DATE TIME ROOM PRI FILE DATE - STD 22 7 27 12 /JR Event ID: 000059 07/27/2012 Motion PEOPLES MOTION (P-7) MOTION TO CLARIFY COURT ORDER RE MOTION TO LIMIT /JR PRE-TRIAL PUBLICITY (D-2) - STD 22 7 27 12 Event ID: 000060 07/27/2012 Motion PEOPLES MOTION (P-8) MOTION FOR HEARING PRIOR TO UNSEALING OF COMPLAINT NAMES OF VICTIMS ADDRESSES OR OTHER DOCUMENTS ITEMS OR PLEADINGS IN THIS CASE - STD 22 7 27 12 /JR 07/27/2012 Order Event ID: 000061 ORDER RE: MOTN FOR IMMEDIATE PRODUCTION OF ALL DISCOVERY PERTAINING TO IMPROPER DISCLOSURE OF PRIVILEGED MATERIAL (D-11) SO ORDERED BY JUDGE SYLVESTER TLH /TLH Event ID: 000065 07/27/2012 Order ORDER ISSUED RE: MOTION TO UNSEAL COURT FILE (C-4). ORIGINAL TO FILE; COPIES SERVED VIA EMAIL TO DA, PD, AND ATTORNEYS FOR MOVANTS; COPIES ALSO SENT TO LAURIE MCKAGER, SHAUN CLARK, ROB MCCALLUM AND JON SARCHE FOR POSTING ON WEBSITE, AS THIS ORDER IS NOT SUBECT TO SEALING ORDER AND SHALL BE AVAILABLE TO ANY PERSON. /TJB 07/30/2012 Minute Order (print) Event ID: 000062 FILING OF CHARGES JUDGE SYLVESTER CLERK SLM REPORTER J. MARTIN DDA MS. PEARSON, MR. ORMAN, MR. EDSON, MS. CHAMBERS APPEARS FOR THE PEOPLE DEFENDANT APPEARS IN CUSTODY WITH COUNSEL MS. BRADY AND MR. KING THE COURT ADDRESSES CHARGES IN THE COMPLAINT AND INFORMATION. FURTHER READING AND ADVISEMENT IS WAIVED BY THE DEFENDANT. THE COURT REQUESTS THAT TWO MEMBERS OF THE DEFENSE TEAM AND TWO MEMBERS OF THE PROSECUTION TEAM PROVIDE NAMES AND CONTACT INFORMATION TO THE COURT. THE COURT RECEIVES RESPONSE FROM COUNSEL REGARDING THE SUGGESTION OF FILING OF REDACTED COPIES OF PLEADINGS WITH THE ORIGINAL PLEADINGS. COUNSEL WILL CONSIDER THE COURT'S SUGGESTION AND WILL PROVIDE FURTHER RESPONSES AT A LATER DATE. THE COURT GRANTS PEOPLE'S MOTION 6. REGARDING PEOPLE'S MOTION 8, THE PEOPLE WILL PROVIDE COPY OF VIDEO TO DEFENSE BY WEDNESDAY, 8/1/12, AND THE DEFENSE WILL REVIEW BY MONDAY, 8/6/12. REGARDING DEFENSE MOTION 11, MS. BRADY ACKNOWLEDGES THAT MOTION HAS ESSENTIALLY BEEN GRANTED BY THE COURT THROUGH RESOLUTION OF PEOPLE'S MOTION 6. REGARDING PEOPLE'S MOTION 7, MATTER IS SET OVER FOR RESPONSE BY DEFENSE. IN RESPONSE TO D-5, THE PEOPLE DO NOT BELIEVE THAT PRIVILEGE EXISTS. COURT WILL NOT PROCEED WITH IN CAMERA REVIEW UNTIL MATTER RESOLVED. AFTER INPUT FROM COUNSEL, THE COURT RULES THAT THE COMPLAINT AND INFORMATION WILL BE RELEASED TO THE PUBLIC WITH EXCLUSION OF THE WITNESS LIST, PENDING FURTHER ORDER OF THE COURT. THE DEFENSE ASKS THAT A DISCOVERY DEADLINE BE SET BY THE COURT. THE PEOPLE INDICATE THAT DISCOVERY WILL BE PROVIDED IN AN EXPEDITIOUS MANNER AS AVAILABLE AND WILL COMPLY WITH RULE 16. AT THE REQUEST OF THE PEOPLE, THE COURT ADVISES THE DEFENDANT AS TO THE STATUTORY PENALITIES REGARDING THE CHARGES IN THE COMPLAINT AND INFORMATION. MR. STEVEN ZANSBERG, #26634, REPRESENTING VARIOUS MEDIA OUTLETS, ADDRESSES

THE COURT REGARDING UNSEALING OF THE COURT'S FILE.

HEARING REGARDING REQUEST TO UNSEAL THE COURT'S FILE AND MOTION RE: PRETRIAL PUBLICITY ORDER IS SET FOR AUGUST 9,2012 AT 1:30 P.M.

BRIEFING SCHEDULE: RESPONSE BY PEOPLE DUE AUG. 6, RESPONSE BY DEFENSE DUE AUG. 9. HEARING REGARDING THE PRIVILEGE ISSUE IS SET FOR AUGUST 16, 2012 AT 1:30 P. M. COUNSEL INDICATE THAT DEFENDANT WILL WAIVE RIGHT TO PRELIMINARY HEARING WITHIN 35 DAYS. AFTER ADVISEMENT BY THE COURT AND COUNSEL, THE DEFENDANT

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FILE DATE
           SCHEDULED EVENT DESCRIPTION
                                           SCHD DATE
                                                       TIME
WAIVES RIGHT TO PRELIMINARY HEARING WITHIN 35 DAYS.
STATUS CONFERENCE REGARDING THE SETTING OF PRELIMINARY HEARING IS SET FOR
SEPTEMBER 27, 2012 AT 1:30 P.M.
TENATIVE DATES ARE SET FOR PRELIMINARY HEARING/PROOF EVIDENT PRESUMPTION
GREAT HEARING TO OCCUR ON NOVEMBER 13,14,15, AND 16, 2012.
                                                                         /TJB
                             /SLM
                                             Event ID: 000063
07/30/2012 Response
                   HOLMES, JAMES EAGAN
           DEF/
RESPONSE TO PEOPLE'S MOTION TO CLARIFY COURT ORDER RE: MOTION TO LIMIT
PRETRIAL PUBLICITY (P-007) FILED BY PUBLIC DEFENDERS OFFICE - STD 22 7 30 12
07/30/2012 Rtrn Filing of Charges
                                           07/30/2012 09:30 AM 201
     Officer: WILLIAM BLAIR SYLVESTER
                                                  Length: 15.00 Minute(s)
     Status.: HELD-Hearing Held
07/30/2012 Hearing
                                            08/09/2012 01:30 PM
     Officer: WILLIAM BLAIR SYLVESTER
                                                  Length:
                                                          1.00 Hour(s)
                                                 Note..:
                                                          UNSEAL
07/30/2012 Hearing
                                            08/16/2012 01:30 PM
                                                                 22
     Officer: WILLIAM BLAIR SYLVESTER
                                                 Length: 1.00 Hour(s)
                                                 Note..: PRIVILEGE
07/30/2012 Status Conference
                                            09/27/2012 01:30 PM 22
     Officer: WILLIAM BLAIR SYLVESTER
                                                 Length: 1.00 Hour(s)
                                                 Note..:
                                                          PH/CMCF
07/30/2012 Preliminary Hearing
                                            11/13/2012 09:00 AM 22
     Officer: WILLIAM BLAIR SYLVESTER
                                                  Length:
                                                          1.00 Day(s)
                                                 Note..:
                                                          TENTATIVE
07/30/2012 Preliminary Hearing
                                            11/14/2012 09:00 AM
     Officer: WILLIAM BLAIR SYLVESTER
                                                 Length: 1.00 Day(s)
07/30/2012 Preliminary Hearing
                                            11/15/2012 09:00 AM 22
     Officer: WILLIAM BLAIR SYLVESTER
                                                 Length: 1.00 Day(s)
    Officer: WILLIAM BLAIR SYLVESTER

1/2012 Order
07/30/2012 Preliminary Hearing
                                            11/16/2012 09:00 AM 22
                                                  Length: 1.00 Day(s)
07/31/2012 Order
                                             Event ID: 000066
SUPPLEMENT TO ORDER TO SEAL SEARCH WARRANTS, AFFIDAVITS, ORDERS AND CASE FILE
(P-1), ENTERED BY THE COURT
SERVICE TO PARTIES ONLY VIA EMAIL
                                                                         /SLM
08/03/2012 Order
                                             Event ID: 000067
ORDER CLARIFYING BRIEFING SCHEDULE AND REQUEST FOR FURTHER BRIEFING (C-5)
ENTERED BY THE COURT
SERVICE TO PARTIES ONLY VIA EMAIL
                                                                         /SLM
08/03/2012 Filing Other
                                             Event ID: 000068
MEMORANDUM IN SUPPORT OF MOTION FOR LEAVE TO INTERVENE AND FOR ACCESS TO
JUDICIAL RECORDS FILED BY CARI SCHMITZ - STD 22 8 6 12
08/03/2012 Motion
                                             Event ID: 000069
MOTION BY MEDIA PETITIONERS FOR CLARIFICATION OF THE COURTS ORDERS REGARDING
PRE-TRIAL PUBLICITY FILED BY THOMAS KELLEY ON BEHALF OF MEDIA - STD 22 8 6 12
08/06/2012 Response
                                              Event ID: 000070
PEOPLE'S RESPONSE TO MOTION TO UNSEAL COURT FILE (INCLUDING DOCKET) (P-9) -
STD 22 8 6 12
                                                                        /JR
08/06/2012
           Filing Other
                                             Event ID: 000071
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COPY OF SUBPOENA TO PRODUCE TO CUSTODIAN OF RECORDS OF UNIVERSITY OF COLORADO FILED BY PEOPLE - STD 22 8 6 12

/JR

/JR

08/06/2012 Notice Filed Event ID: 000072

DEF/ HOLMES, JAMES EAGAN

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SCHEDULED EVENT DESCRIPTION SCHD DATE TIME
NOTICE REGARDING DISCOVERY PROVIDED BY PROSECUTION (D-013) FILED BY DEFENSE
COUNSEL - STD 22 8 6 12
                                             Event ID: 000076
08/06/2012 Motion
CORRECTED MOTION BY MEDIA PETITIONERS FOR CLARIFICATION OF THE COURT'S ORDERS
REGARDING PRE-TRIAL PUBLICITY FILED BY THOMAS KELLEY ON BEHALF OF MEDIA - STD
22 8 6 12
08/07/2012 Filing Other
                                             Event ID: 000077
MEMORANDUM IN SUPPORT OF MOTION FOR LEAVE TO INTERVENE AND FOR ACCESS TO
JUDICIAL RECORDS FILED BY PRIVATE PARTY FROM PHILADELPHIA PA - STD 22 8 8 12
08/08/2012 Response
                                             Event ID: 000078
PEOPLES RESPONSE TO DEFENDANT'S MOTION D-6: MOTION TO ALLOW CONFIDENTIAL
DEFENSE EXPERTS TO BE PRESENT FOR SCIENTIFIC TESTING OF EVIDENCE - STD 22 8 8
12
                                                                        /JR
08/08/2012 Order
                                             Event ID: 000079
ORDER RE MEMORANDUM IN SUPPORT OF MOTION FOR LEAVE TO INTERVENE AND FOR
ACCESS TO JUDICIAL RECORDS (C-4A) ENTERED BY THE COURT
SERVICE TO PARTIES ONLY VIA EMAIL
                                                                         /SLM
08/08/2012 Order
                                             Event ID: 000080
ORDER RE MEMORANDUM IN SUPPORT OF MOTION FOR LEAVE TO INTERVENE AND FOR
ACCESS TO JUDICIAL RECORDS (C-4B) ENTERED BY THE COURT
SERVICE TO PARTIES ONLY VIA EMAIL
                                                                        /SLM
08/08/2012 Motion
                                            Event ID: 000081
           DEF/
                   HOLMES, JAMES EAGAN
MOTION TO QUASH SUBPOENA DUCES TECUM FOR MR HOLMES' EDUCATIONAL RECORDS
(D-014) FILED BY PUBLIC DEFENDERS OFFICE WITH PRPOSED ORDER - STD 22 8 8 12
                                                                        /JR
08/08/2012 Reply
                                             Event ID: 000082
MEDIA PETITIONERS' REPLY IN SUPPORT OF MOTION TO UNSEAL COURT FILE FILED BY
THOMAS KELLEY - STD 22 8 9 12
                                                                        /JR
08/09/2012 Response
                                             Event ID: 000083
                   HOLMES, JAMES EAGAN
            DEF/
DEFENDANT'S RESPONSE TO MOTION TO UNSEAL COURT FILE AND PROSECUTION'S
RESPONSE (P-9) FILED BY DEFENSE COUNSEL - STD 22 8 9 12
                                                                        /JR
08/09/2012 Minute Order (print)
                                            Event ID: 000086
HEARING HELD REGARDING MOTION TO UNSEAL COURT FILE AND
MOTION TO CLARIFY COURTS ORDER REGARDING PRETRIAL PUBLICITY
JUDGE SYLVESTER
                 CLERK SLM
                              REPORTER J. MARTIN
DEFENDANT APPEARS IN CUSTODY WITH COUNSEL MS. TAMERA BRADY AND MR. DANIEL
DDA MS. KAREN PEARSON, MR. RICH ORMAN, MR. JACOB EDSON APPEAR FOR THE
REGARDING THE MOTION FOR CLARIFICATION REGARDING PRETRIAL PUBLICITY,
EDSON INDICATES THAT THE PEOPLE WILL STAND ON THEIR PLEADING WITH THE
            MR. KING STATES THAT THE DEFENSE BELIEVES THAT THE COURT'S
CURRENT ORDER IS APPROPRIATE AT THIS TIME.
MR. ZANSBERG ADDRESSES THE COURT ASKING FOR CLARIFICATION, SUGGESTING THAT
THE ORDER APPLIES TO LAW ENFORCEMENT ONLY.
HEARING REGARDING ANY MOTIONS TO QUASH SUBPOENAS IS SET FOR AUGUST 23, 2012
AT 1:30 P.M. THE COURT ORDERS THAT RESPONSES TO MOTIONS TO QUASH ARE DUE BY
AUGUST 15, 2012.
REGARDING THE MOTION TO ALLOW CONFIDENTIAL DEFENSE EXPERT TO BE PRESENT FOR
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SCIENTIFIC TESTING (D-6), NO FURTHER ARGUMENT IS OFFERED BY COUNSEL.

COURT WILL ISSUE A WRITTEN RULING REGARDING THIS MOTION. THE PEOPLE HAVE NO OBJECTION TO THE RELEASE OF THIS MOTION AND RESPONSES. THE DEFENSE OBJECTS

FILE DATE SCHEDULED EVENT DESCRIPTION SCHD DATE  $\mathtt{TIME}$ ROOM PRI TO THE RELEASE OF THE MOTION AND RESPONSES. AUGUST 16, 2012 HEARING REMAINS SET TO RESOLVE THE PRIVILEGE ISSUE. A DETERMINATION OF THE NEED FOR OTHER HEARINGS ON ISSUES SURROUNDING PRIVILEGE WILL BE FURTHER DEFINED AT THE HEARING. MR. KING STATES THAT TO DATE, 2677 PAGES OF DISCOVERY HAVE BEEN RECEIVED FROM THE DISTRICT ATTORNEY WHICH INCLUDES NO PHOTOS, NO RECORDINGS OF INTERVIEWS, AND NO EXPERT REPORTS. THE COURT INDICATES THAT DISCOVERY ISSUES WILL BE FURTHER ADDRESSED AT THE HEARING SET AUGUST 23, 2012 AND THAT THE PRELIMINARY HEARING SETTING, WHICH WAS PREVIOUSLY SET FOR NOVEMBER, 2012, WILL BE FURTHER DISCUSSED AT THE AUGUST 23, 2012 HEARING. REGARDING THE MOTION TO UNSEAL THE COURT'S RECORDS, MR. ZANSBERG PROVIDES ORAL ARGUMENT TO THE COURT REQUESTING UNSEALING OF THE ENTIRE COURT FILE. MR. KING FOR THE DEFENSE AND MR. EDSON FOR THE PEOPLE PROVIDE ORAL ARGUMENT TO THE COURT OBJECTING TO UNSEALING THE COURT FILE. MR. ZANSBERG PROVIDES ORAL REBUTTAL TO THE COURT. AS TO THE ROA, THE PEOPLE HAVE NO OBJECTION TO THE RELEASE OF THE ROA. THE DEFENSE OBJECTS TO THE RELEASE OF THE ROA THE COURT RECESSES UNTIL AUGUST 16, 2012. /SLM 08/10/2012 Request Filed Event ID: 000084 8-8-12: REQUEST FOR TRANSCRIPTS OF ALL HEARINGS RECEIVED FROM TAMARA BRADY, 303-764-1400, TAMARA.BRADY@COLORADODEFENDERS.US. 08/13/2012 Order Event ID: 000087 ORDER REGARDING AMENDED ORDER RE MOTION TO LIMIT PRE-TRIAL PUBLICITY (D-2A) ENTERED BY THE COURT SERVICE TO PARTIES VIA EMAIL /SLM 08/13/2012 Order Event ID: 000088 ORDER RE: MOTION TO UNSEAL COURT FILE (INCLUDING DOCKET)/("SUPPRESSION

/SLM

End of Case: 2012 CR 101522

ORDER") (C-4C) ENTERED BY THE COURT

SERVICE TO PARTIES VIA EMAIL