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DATE FILED: November 22, 2022 5:39 PM

DISTRICT COURT, EL PASO COUNTY, COLORADO 30 East Pikes Peak Avenue, Suite 200 Colorado Springs, Colorado 80903	DATE FILED: November 22, 2022 9:21 AM
PEOPLE OF THE STATE OF COLORADO, Plaintiff v. <b>ANDERSON ALDRICH</b> , Defendant	<input type="checkbox"/> COURT USE ONLY <input type="checkbox"/>
Megan Ring, Colorado State Public Defender Joseph Archambault #41216 Chief Trial Deputy Michael Bowman #48652 Deputy State Public Defender 30 East Pikes Peak Avenue, Suite 200 Colorado Springs, Colorado 80903 Phone: (719) 475-1235 Fax: (719) 475-1476 Email: <a href="mailto:springs.pubdef@coloradodefenders.us">springs.pubdef@coloradodefenders.us</a>	Case No. <b>22CR6008</b>  Division <b>21</b>
<p align="center"><b>NOTICE OF REPRESENTATION AND DEMAND FOR NOTICE OF ANY NONTESIMONIAL IDENTIFICATION PROCEDURE SOUGHT PURSUANT TO CRIM.P 41.1</b></p> <p align="center"><b>[D-04]</b></p>	

Anderson Aldrich<sup>1</sup>, currently represented by the Office of Colorado State Public Defender.

The Office of the District Attorney and, by extension, all law enforcement personnel or their agents required to report to the district attorney on this case pursuant to Crim. P. Rule 16 were notified of their represented status as on November 21, 2022. Mx. Aldrich is also filing invocation of their rights to remain silent, to counsel and their revocation of all previously granted waivers.

Anderson Aldrich and their counsel, provide this further written demand that the government (a) obtain the consent of their counsel before attempting to contact or interview them and (b) give said counsel reasonable opportunity to be present PRIOR to any contact with Mx. Aldrich including for purposes of collecting non-testimonial evidence from them. As grounds, Mx. Aldrich states:

1. The Office of the Public Defender elected to represent Mx. Aldrich pursuant to Chief Justice Directive 04-04(III) on November 21, 2022.

<sup>1</sup> Anderson Aldrich is non-binary. They use they/them pronouns, and for the purposes of all formal filings, will be addressed as Mx. Aldrich.

2. On that day Anderson Aldrich invoked their right to silence (and against self-incrimination) and their right to counsel under the Article II, secs. 16, 18, 23, and 25 of the Colorado Constitution and the Fifth, Sixth, and Fourteenth Amendments of the United States Constitution. Mx. Aldrich persists in those invocations.
3. In order to ensure that these rights are adequately protected, Mx. Aldrich, does not wish to be contacted, visited, interviewed or questioned unless their attorney(s) are forewarned and present.
4. Given their lack of experience in dealing with law enforcement, their age, and the seriousness of the pending offenses, Mx. Aldrich declines to speak to the prosecution and law enforcement on any topic, including crimes or circumstances which the State or law enforcement may assert are unrelated to the crime for which they are in custody.
5. Only Mx. Aldrich's counsel are in a position to determine whether the subject matter law enforcement seeks to broach with him is unrelated to the pending matter such that neither their prior invocations nor a lack of consent by their counsel foreclose the contact. *See* C.R.C.P. Rule 4.2.
6. Should the prosecution, law enforcement, or any other governmental agent believe that contacting Mx. Aldrich without their lawyers' consent is permissible under the state and federal constitutions and the Colorado Rules of Professional Conduct, Mx. Aldrich moves the Court require said law enforcement personnel, before contacting Mx. Aldrich, to either:
  - a. With notice to Mx. Aldrich attorneys seek an order from this Court authorizing contact without the prior approval, consent, and presence of Mx. Aldrich counsel;
  - b. Contact undersigned counsel directly before communicating with Mx. Aldrich allowing sufficient time for Mx. Aldrich's counsel to seek injunctive relief from this court.
7. Finally, in order to ensure Mx. Aldrich's rights are respected, they request that the court order the prosecution to advise all law enforcement agencies who come within the scope of Crim. P. Rule 16 reporting requirements on this case to abide by this Court's order and not contact Mx. Aldrich who is in custody and effectively at the mercy of their jailers with respect to visits from law enforcement.

MEGAN A. RING  
COLORADO STATE PUBLIC DEFENDER



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Joseph Archambault #41216  
Chief Trial Deputy



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Michael Bowman #48652  
Deputy State Public Defender

Dated: November 22, 2022

**Certificate of Service**

I certify that on November 22, 2022, I served the foregoing document electronically through Colorado Courts E-Filing to all opposing counsel of record.  
s/skoslosky