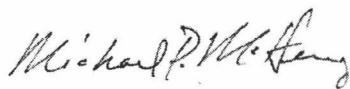


REDACTED

DISTRICT COURT, EL PASO COUNTY, COLORADO	
Court Address: 270 S. TEJON, COLORADO SPRINGS, CO, 80903	DATE FILED: December 7, 2022 4:02 PM
THE PEOPLE OF THE STATE OF COLORADO v. Defendant(s) ANDERSON LEE ALDRICH	△ COURT USE ONLY △ Case Number: 2022CR6008 Division: 21 Courtroom:
Order:[D-3] Amended Proposed Order Re: Defendant's Motion to Limit Pretrial Public Comment	

The motion/proposed order attached hereto: GRANTED.

Issue Date: 12/7/2022



MICHAEL P MCHENRY
District Court Judge

District Court, El Paso County, Colorado Court Address: 270 S. Tejon Colorado Springs, Colorado 80903		
People of the State of Colorado vs. Defendant: Anderson Aldrich		▲ COURT USE ONLY ▲ Case #: 2022CR6008 Division #: 21 Courtroom #:
<p style="text-align: center;">[D-03]</p> <p style="text-align: center;">AMENDED COURT ORDER RE: DEFENDANT'S MOTION TO LIMIT PRETRIAL PUBLIC COMMENT BY THE PARTIES TO THE LITIGATION, INCLUDING LAW ENFORCEMENT AGENTS, AND STAFF OF THE JUDICIAL DISTRICT</p>		

1. The parties to the instant case are hereby ordered to comply with the requirements spelled out in the Colorado Rules of Professional Conduct in terms of extra-judicial statements about this case. By way of specificity, Colorado Rule of Professional Conduct 3.6 dictates that :
 - a. [a] lawyer who is participating or has participated in the investigation or litigation of a matter shall not make an extrajudicial statement that the lawyer knows or reasonably should know will be disseminated by means of public communication and will have a substantial likelihood of materially prejudicing an adjudicative proceeding in the matter.
 - b. Notwithstanding paragraph (a) and Rule 3.8(f), a lawyer may state:
 - (1) the claim, offense or defense involved and, except when prohibited by law, the identity of the persons involved;
 - (2) information contained in a public record;
 - (3) that an investigation of a matter is in progress;
 - (4) the scheduling or result of any step in litigation;
 - (5) a request for assistance in obtaining evidence and information necessary thereto;
 - (6) a warning of danger concerning the behavior of a person involved, when there is reason to believe that there exists the likelihood of substantial harm to an individual or to the public interest; and
 - (7) in a criminal case, in addition to subparagraphs (1) through (6):
 - (i) the identity, residence, occupation and family status of the accused;
 - (ii) if the accused has not been apprehended, information necessary to aid in apprehension of that person;
 - (iii) the fact, time and place of arrest; and

- (iv) the identity of investigating and arresting officers or agencies and the length of the investigation.
- c. Notwithstanding paragraph (a) and Rule 3.8 (f), a lawyer may make a statement that a reasonable lawyer would believe is required to protect a client from the substantial undue prejudicial effect of recent publicity not initiated by the lawyer or the lawyer's client. A statement made pursuant to this paragraph shall be limited to such information as is necessary to mitigate the recent adverse publicity.
- d. No lawyer associated in a firm or government agency with a lawyer subject to paragraph (a) shall make a statement prohibited by paragraph (a).
2. Additionally, Colorado Rule of Professional Conduct 3.8 defines the special responsibilities of a prosecutor, and provides amplifying language as to public communication that states:
- a. except for statements that are necessary to inform the public of the nature and extent of the prosecutor's action and that serve a legitimate law enforcement purpose, [a prosecutor shall] refrain from making extrajudicial comments that have a substantial likelihood of heightening public condemnation of the accused unless such comments are permitted under Rule 3.6(b) or 3.6(c), and exercise reasonable care to prevent investigators, law enforcement personnel, employees or other persons assisting or associated with the prosecutor in a criminal case from making an extrajudicial statement that the prosecutor would be prohibited from making under Rule 3.6 or this Rule.
3. SO ORDERED, this 6th day of December, 2022.

By: _____

Judge Michael McHenry