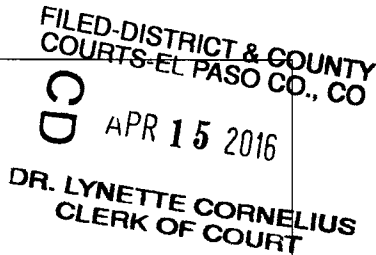




District Court, El Paso County, Colorado El Paso County Combined Courts 270 South Tejon Street, Colorado Springs CO 80903	FILED-DISTRICT & COUNTY COURTS-EL PASO CO., CO  ♦ COURT USE ONLY ♦
THE PEOPLE OF THE STATE OF COLORADO, Plaintiff v. ROBERT LEWIS DEAR, Defendant	
DOUGLAS K. WILSON, Colorado State Public Defender Daniel King (No. 26129) Chief Trial Deputy State Public Defender 1300 Broadway, Suite 400 Denver, Colorado 80203 Phone (303) 764-1400 Fax (303) 764-1478 E-mail: state.pubdef@coloradodefenders.us	Case No. 15CR5795 Division 10
D-023 DEFENSE NOTICE OF ENDORSEMENT OF WITNESSES FOR APRIL 28, 2016 COMPETENCY HEARING	

1. Robert Dear, through counsel, hereby notifies the Court and the prosecution of the endorsement of the witnesses listed below for the April 28, 2016 competency hearing, pursuant to Order re: P-011:





Detective Jerry Schiffelbein



2. The defense's understanding is that the prosecution is in possession of current CVs for . The defense will provide the prosecution with a CV for  today via e-mail.

3. The defense reserves the right to supplement this list of endorsements by April 22, 2016 after reviewing the disclosures provided by the jail and the Colorado Mental Health Institute at Pueblo.

4. The defense requests that the names of these experts be redacted in any public dissemination of this pleading. The names of these experts and the competency report itself have not yet been made public, and it is unclear at this time which of these experts' identities will need to be made public in connection with this case at the competency hearing. Protecting these

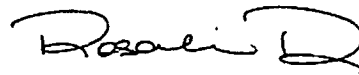
¹ It is unlikely that the defense will actually call  as a witness, but is endorsing  at this time out of an abundance of caution.  is not available to testify in person on April 28, 2016, and the defense would require a continuation of the competency hearing if  testimony becomes necessary.

experts' identities at this juncture is essential to safeguarding Mr. Dear's constitutional rights to due process, to investigate and present a complete defense, and to a fair trial and reliable sentencing proceeding. *See* U.S. Const. amends V, VI, VIII, XIV; Colo. Const. art. II, secs. 16, 20, 23, 25.

Mr. Dear files this notice, and makes all other motions and objections in this case, whether or not specifically noted at the time of making the motion or objection, on the following grounds and authorities: the Due Process Clause, the Right to a Fair Trial by an Impartial Jury, the Rights to Counsel, Equal Protection, Confrontation, and Compulsory Process, the Rights to Remain Silent and to Appeal, and the Right to be Free from Cruel and Unusual Punishment, pursuant to the Federal and Colorado Constitutions generally, and specifically, the First, Fourth, Fifth, Sixth, Eighth, Ninth, Tenth, and Fourteenth Amendments to the United States Constitutions, and Article II, sections 3, 6, 7, 10, 11, 16, 18, 20, 23, 25 and 28 of the Colorado Constitution.



Daniel King (No. 26129)
Chief Trial Deputy State Public Defender



Rosalie Roy (No. 26861)
Deputy State Public Defender



Kristen M. Nelson (No. 44247)
Deputy State Public Defender

Dated: April 15, 2016

I hereby certify that on 4/15, 2016, I

mailed, via the United States Mail,
 faxed, or
 hand-delivered

a true and correct copy of the above and foregoing document to:

Dan May
Donna Billek
Jeff Lindsey
Office of the District Attorney
105 East Vermijo Avenue
Colorado Springs, Colorado 80903
Fax: 719-520-6185

N. cre nct