

DISTRICT COURT, LA PLATA COUNTY, COLORADO		DATE FILED: April 27, 2020 9:13 AM
Court Address: 1060 EAST 2ND AVENUE, ROOM 106, DURANGO, CO, 81301-5157		
THE PEOPLE OF THE STATE OF COLORADO		<p style="text-align: center;">△ COURT USE ONLY △</p> Case Number: 2017CR343 Division: 1 Courtroom:
v.		
Defendant(s) MARK ALLEN REDWINE		
Order Concerning the Peoples Motion for Speedy Trial (P-47)		

The People have filed a motion requesting that the Court make a finding that speedy trial was extended by six months when the defense requested the trial of the case be continued. The defense has not responded to the motion.

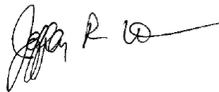
The Court, in view of the COVID-19 pandemic that was beginning to affect Southwest Colorado, held a status conference on March 19, 2020, to see if the parties would be able to try the case which then was scheduled for jury trial starting on April 2, 2020. At the status conference, the prosecution announced that it was ready for trial. The defense requested a continuance within the then running speedy trial period. The Court granted the motion to continue and set the case for jury trial to begin on May 26, 2020.

Pursuant to CRS 18-1-405(3), the speedy trial period was extended by six months once the Court granted the continuance. Therefore, as of March 19, 2020, speedy trial was extended to September 18, 2020.

At a status conference held on April 20, 2020, the Court found that the public health crisis caused by the worsening COVID-19 pandemic in Southwest Colorado precluded the Court's ability to safely assemble a fair jury pool. Because of the public health crisis and the order of the Chief Justice of the Colorado Supreme Court dated April 16, 2020, canceling all jury calls state-wide for the month of May 2020, the Court declared a mistrial in this case pursuant to CRCrimP 24(c)(4). The Court reset the jury trial to July 8, 2020.

Pursuant to CRS 18-1-405(6)(e), the declaration of the mistrial excluded the period of delay caused by such mistrial. In this case, the trial was continued from May 26, 2020, until July 8, 2020. Therefore, 44 days are to be excluded from speedy trial calculations. The Court therefore finds that speedy trial in this case is extended by 44 days and will expire on October 31, 2020.

Issue Date: 4/27/2020



JEFFREY RAYMOND WILSON
District Court Judge