

DISTRICT COURT LA PLATA COUNTY, COLORADO 1060 E. 2 ND AVE., DURANGO, CO 81301	DATE FILED: August 15, 2017 11:46 AM FILING ID: A5443B1C4D306 CASE NUMBER: 2017CR343 <input type="checkbox"/> COURT USE ONLY
THE PEOPLE OF THE STATE OF COLORADO, Plaintiff v. MARK REDWINE, Defendant	
Douglas K. Wilson, Colorado State Public Defender John Moran, #36019 Deputy State Public Defender Durango Regional of the Colorado Public Defender 175 Mercado Drive, Suite 250 Durango, CO 81301 Phone (303) 799-9001 Fax (970) 259-6497	Case No. 17CR343 Division
MOTION FOR ORDER PROTECTING ACCUSED'S RIGHT TO REMAIN SILENT AND RIGHT TO COUNSEL [D-9] [PUBLIC ACCESS]	

I, Mark Redwine, (Mark Redwine) hereby assert my right to remain silent and right to counsel. I refuse any request for an interview and hereby demand that any request for an interview be directed to my attorneys, Justin Bogan or John Moran.
 Signed:



 Mark Redwine

Defendant moves this Court for an Order requiring the Office of the District Attorney, any other law enforcement persons, and their agents to (a) get the consent of Defendant's counsel, Deputy State Public Defender John Moran #36019 before attempting to contact or interview the Defendant and (b) give said counsel reasonable opportunity to be present PRIOR to any contact with the Defendant on the following grounds:

1. The Office of the Public Defender has been appointed to represent the Defendant.
2. The Defendant does not wish to be interviewed, contacted or questioned unless his attorney is present. The Defendant wishes all of his contacts with state agents to take place through his legal counsel.

3. Notification and consent of opposing counsel is required by the Colorado Rules of Professional Conduct, Rule 4.2.

4. Defendant wishes to exercise both his right to silence (and against self-incrimination) and his right to counsel under the federal and state constitution.

5. Defendant hereby exercises his right to remain silent and privilege against self-incrimination and right to counsel under the Federal and State Constitutions. People v. Pierson, 633 P.2d 485 (Colo.App. 1981); People v. Pierson, 670 P.2d 770 (Colo. 1983); People v. Cerezo, 635 P.2d 1197 (Colo. 1981); People v. Lowe, 616 P.2d 118 (Colo. 1980); People v. Jones, 677 P.2d 383 (Colo.App. 1983). See also Edwards v. Arizona, 451 U.S. 477, 101 S.Ct. 1880, 68 L.Ed.2d 378 (1981); Massiah v. United States, 377 U.S. 201 (1964); United States v. Henry, 447 U.S. 264 (1980); Maine v. Moulton, 474 U.S. 159 (1985).

DOUGLAS K. WILSON
COLORADO STATE PUBLIC DEFENDER

/s/ John Moran
John Moran #36019
Deputy State Public Defender
Dated: August 15, 2017

Certificate of Service

I hereby certify that I served the foregoing document by e-filing with ICCES same to all opposing counsel of record.

/s/ John Moran