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| District court  la plata county, colorado  1060 E. 2nd Ave., Durango, Co 81301 | 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 970-247-9284 Fax (970) 259-6497 | Case No. 17CR343  Division 1 |
| **MOTION FOR PROTECTIVE ORDERS [D-4]**  **[Public Access]** | |

Mr. Redwine moves the court for an Order protecting Mr. Redwine from exposure to the media or potential jail informants on the following grounds:

1. Mr. Redwine is in custody based on an arrest by agents of the State of Colorado. Mr. Redwine's continued confinement in the jail is at the behest of the District Attorney who is a representative of the State of Colorado.

2. Mr. Redwine has invoked his right to counsel and does not wish to speak with law enforcement, the press or any inmate or guard at the county jail concerning the facts of this case.

3. Mr. Redwine seeks an Order of the court prohibiting the La Plata County Sheriff's Department from giving the press access to Mr. Redwine while he is an inmate at the county jail. If the Sheriff allows access by the press this would be the functional equivalent of state authorized custodial interrogation in violation of Mr. Redwine's rights under the Fifth, Sixth, Eighth and Fourteenth Amendments to the United States Constitution and Article II, §§ 16, 18, 20, 23, 25 of the Colorado Constitution.

4. Mr. Redwine is being incarcerated by the State against his will in the county jail in the company of convicted felons and individuals suspected of committing criminal offenses. Mr. Redwine does not wish to speak to any of these individuals about the facts of this case.

5. History shows that "jailhouse snitches" often make themselves available to the prosecution in an attempt to gain leniency or their freedom. Many times these informants manufacture confessions in an attempt to obtain their freedom.

6. In order to prevent such an individual from manufacturing false evidence against Mr. Redwine, Mr. Redwine moves for an Order directing the Sheriff to refrain from placing Mr. Redwine in situations where he is in contact with known or potential informants.

7. If the Sheriff allows an informant access to Mr. Redwine while he is incarcerated at the jail by the State against his will this would be the functional equivalent of state authorized custodial interrogation in violation of Mr. Redwine's rights under the Fifth, Sixth, Eighth and Fourteenth Amendments to the United States Constitution and Article II, §§ 16, 18, 20, 23, 25 of the Colorado Constitution.

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| \_/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\_\_\_\_\_\_\_\_\_\_\_\_\_\_** |