

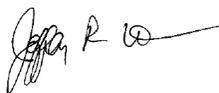
DISTRICT COURT, LA PLATA COUNTY, COLORADO		DATE FILED: January 31, 2020 2:49 PM
Court Address: 1060 East 2nd Avenue, Room 106, Durango, CO, 81301-5157		
The People of the State of Colorado v. MARK ALLEN REDWINE		<p style="text-align: center;">△ COURT USE ONLY △</p>
		Case Number: 2017CR343 Division: 1 Courtroom:
Order Regarding Demand for Discovery, Colorado Bureau of Investigation[s] Cold Case Review Team, D-121		

The defendant is charged with murder in the second degree and child abuse resulting in death of his son that is alleged to have occurred in November of 2012. In D-121, the defense requested discovery of a meeting between the La Plata County Sheriff's officers assigned to investigate this case and the Colorado Bureau of Investigations Cold Case team in May of 2015. The parties were given the opportunity to present evidence or argue the motion further during the motions hearings that began on June 26, 2019. The parties at that time agreed to rest upon the motion and response.

According to the response of the prosecution to the motion for discovery, the purpose of the meeting with the CBI Cold Case team was to allow independent law enforcement officers and prosecutors to review the evidence gathered to that point so that the cold case team could give advice to the local law enforcement officers and prosecutors as to how to proceed with further investigation of the case. No new evidence was obtained by prosecutors during the meeting with the cold case team. Such a meeting is not subject to discovery. See Part I (a) of Rule 16 of the Colorado Rules of Criminal Procedure. There is ". . . no constitutional requirement that the prosecution make a complete and detailed accounting to the defense of all police investigatory work on a case." *Moore v. Illinois*, 92 S. Ct. 2562, 2568, (1972). See also *People v. Morgan*, 539 P.2d 130, 131 (1975), overruled on other grounds by *Villafranca v. People*, 194 Colo. 472, 573 P.2d 540 (1978).

The demand for discovery, Colorado Bureau of Investigation[s] Cold Case Review Team, D-121, is denied.

Issue Date: 1/31/2020



JEFFREY RAYMOND WILSON
District Court Judge