

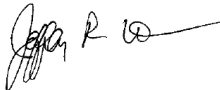
DISTRICT COURT, LA PLATA COUNTY, COLORADO		DATE FILED: October 29, 2018 2:54 PM
Court Address: 1060 East 2nd Avenue, Room 106, Durango, CO, 81301-5157		
The People of the State of Colorado v. MARK ALLEN REDWINE		<p style="text-align: center;">△ COURT USE ONLY △</p> Case Number: 2017CR343 Division: 1 Courtroom:
Order Regarding the Defendants Objection to Public Disclosure and Motion for Hearing (D-101)		

The relief requested in the defendant's objection to public disclosure and motion for hearing (D-101) violates the First Amendment and the Court will not issue a blanket order precluding public access to all the documents filed in this case. The Court will consider sealing and redacting documents only to the extent that there is a substantial probability that making the information contained in those documents public would taint the prospective jury pool to the extent that the defendant will be unable to receive a fair trial. See *Daily Press, Inc. v. Com.*, 739 S.E.2d 636 (VA 2013). The burden of proof in this regard is upon the party seeking to keep information from the public. See *Richmond Newspapers, Inc. v. Virginia*, 448 U.S. 555, 100 S. Ct. 2814, 65 L. Ed. 2d 973 (1980).

The Court has previously ordered that if there is any specific information contained in the documents already filed that the Court has not addressed in C-16 and C-17, that the parties were to inform the Court of their desire to suppress such information. The Court again orders that the DA and defense counsel are to notify the Court of their objection to the release of information contained in documents that have already been filed. The Court will grant the DA and defense counsel an additional 21 days from the date of this order to provide the notification as to specific information that they believe should be suppressed. The request for a hearing on a blanket objection to the release of information is denied. Depending on the objections filed, the Court may hold a hearing as to whether to make public any specific information either party seeks to keep confidential.

The Court further modifies C-1 regarding the public access copy of filed documents. The Court orders that if either party objects to the information in the public access copies of documents filed by the other party, they shall file such objection within 15 days from filing of any motions or documents subject to redaction. If no objection is filed, the clerk shall place the public access copies of such documents in the public access file.

Issue Date: 10/29/2018



JEFFREY RAYMOND WILSON
District Court Judge