

DISTRICT COURT, LA PLATA COUNTY, COLORADO 1060 East Second Avenue Durango, Colorado 81301	FILED IN COMBINED COURT LA PLATA COUNTY, COLORADO MAY 24 2019 DEPUTY CLERK <input type="checkbox"/> COURT USE ONLY <input type="checkbox"/>
THE PEOPLE OF THE STATE OF COLORADO, Plaintiff, v. MARK REDWINE, Defendant	Case Number: 17CR343 Division: 1
<p>D-120</p> <p>REQUEST FOR COURT RULING ON D-111 AND D-114</p> <p>“MOTION TO VIEW THE EVIDENCE CONFIDENTIALLY AND FOR THE LA PLATA COUNTY SHERIFF TO BE ISSUED A GAG ORDER AS TO THE EVIDENCE VIEWING OF THE DEFENSE OR IN THE ALTERNATIVE THAT THE DEFENSE BE NOTIFIED AND PRESENT AT ALL EVIDENCE VIEWINGS BY ANY MEMBER OF LAW ENFORCEMENT OR ANY AGENT OF THE LA PLATA COUNTY DISTRICT ATTORNEY’S OFFICE” [PUBLIC ACCESS]</p>	

1. On April 2, 2019 undersigned counsel filed D-111 “MOTION TO VIEW THE EVIDENCE CONFIDENTIALLY AND FOR THE LA PLATA COUNTY SHERIFF TO BE ISSUED A GAG ORDER AS TO THE EVIDENCE VIEWING OF THE DEFENSE OR IN THE ALTERNATIVE THAT THE DEFENSE BE NOTIFIED AND PRESENT AT ALL EVIDENCE VIEWINGS BY ANY MEMBER OF LAW ENFORCEMENT OR ANY AGENT OF THE LA PLATA COUNTY DISTRICT ATTORNEY’S OFFICE”.
2. On April 19, 2019 undersigned counsel filed D-114 “REQUEST FOR ORAL ARGUMENT AND COURT RULNG ON D-111”.
3. Mr. Redwine, through counsel, respectfully requests that this Court issue an order regarding defense motions D-111 and D-114.
4. Until this Court issues an order preventing the District Attorney’s office from improperly and unjustly supervising Defense Counsel, Defense Counsel cannot effectively proceed with viewing the evidence in possession of law enforcement.

5. Further, Defense Counsel requests a hearing on this issue so the parties may present brief oral argument and answer any questions the Court may have.

WHEREFORE, Mr. Redwine respectfully requests this Court order that his counsel may confidentially view the evidence with the evidence technician present. Or, in the alternative, that his counsel is notified and allowed to be present for any evidence viewing or testing done by the prosecution or its agents.

Dated: May 24, 2019

/s/ Justin Bogan
Justin Bogan, No. 33827
Deputy State Public Defender

/s/ John Moran
John Moran, No. 36019
Deputy State Public Defender

Certificate of Service
I hereby certify that on May 24, 2019
I served the foregoing document by e-filing
same to all opposing counsel of record.
/s/ Justin Bogan /s/ John Moran