

Affidavit, this Court finds that the defense will satisfy the compensation requirements of C.R.S. §16-9-203(2) and [REDACTED] by purchasing and providing [REDACTED] with a round-trip airline ticket from [REDACTED] to Colorado, transportation to and from the airports in [REDACTED] and Colorado, and room and board in Colorado.

5. It is estimated that [REDACTED] will be required to spend a maximum of 3 days in travel and testimony in this case.


6. Colorado law, specifically Colo. Rev. Stat. §16-9-203 (2004), provides for protection from arrest and service of civil and criminal process in connection with matters which arose before witness' entry into Colorado when the witnesses are commanded by a summons issued from a court of record in another state to appear in Colorado.

7. This Court issues this Certificate pursuant to Colo. Rev. Stat. §16-9-203 (2004) and [REDACTED] as well as Mr. Holmes's federal and state constitutional rights to compulsory process, to present a complete defense, due process, the effective assistance of counsel, a fair and reliable sentencing hearing, and to present mitigating evidence on his own behalf. *See* U.S. Const., Amend V, VI, VII, XIV; Colo. Const. art. II, secs. 16, 18, 20, 25.

8. Finally, jury selection in this matter is currently under way. It is estimated that this witness will be required to testify in this case on June 1, 2015. Given the nature of this case, it is difficult to estimate the exact date and time this witness will be required to testify. In order to minimize travel and inconvenience for this witness, this Court will accept an on-call agreement made between this witness and the defense should the [REDACTED] court order this witness to appear in Colorado pursuant to this Certificate. In such a situation, the Order to Appear will be valid from the date noted through the end of the entire trial, including the penalty phase or until the witness appears and testifies.



CARLOS SAMOUR
DISTRICT COURT JUDGE



Date

Court Seal:



CERTIFICATE OF SERVICE

I hereby certify that on February 2, 2015, a true and correct copy of the **Certificate of the District Court of Colorado (D-279)** was served upon the following parties of record:

Karen Pearson
Christina Taylor
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