

DISTRICT COURT, ARAPAHOE COUNTY, STATE OF COLORADO 7325 S. Potomac St. Centennial, Colorado 80112	▲ COURT USE ONLY ▲
<b>PEOPLE OF THE STATE OF COLORADO</b>  v.  <b>JAMES EAGAN HOLMES,</b> <b>Defendant</b>	Case No. <b>12CR1522</b>  Division: <b>201</b>
<b>ORDER REGARDING DEFENDANT'S MOTION TO EXCLUDE UNTIMELY          ENDORSED EXPERT REBUTTAL TESTIMONY, OR FOR ALTERNATIVE          SANCTION (D-285)</b>	

This matter is before the Court on the defendant's motion to exclude the untimely endorsed expert rebuttal testimony or for an alternative sanction. Motion D-285. After filing the motion, the defense notified the Court that it needs to file a modified motion. The Court granted the defense leave to do so. Accordingly, Motion D-285 is denied without prejudice. Since the Court denies the motion without prejudice, the request to suppress it, which was advanced within the body of the motion, is granted.

Dated this 26<sup>th</sup> day of March of 2015.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Carlos A. Samour, Jr.", written in a cursive style.

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Carlos A. Samour, Jr.  
District Court Judge

CERTIFICATE OF SERVICE

I hereby certify that on March 26, 2015, a true and correct copy of the Court's **Order Regarding Defendant's Motion to Exclude Untimely Endorsed Expert Rebuttal Testimony, or for Alternative Sanction (D-285)** was served upon the following parties of record:

Karen Pearson  
Christina Taylor  
Rich Orman  
Jacob Edson  
Lisa Teesch-Maguire  
George Brauchler  
Arapahoe County District Attorney's Office  
6450 S. Revere Parkway  
Centennial, CO 80111-6492  
(via email)

Sherilyn Koslosky  
Rhonda Crandall  
Daniel King  
Tamara Brady  
Kristen Nelson  
Colorado State Public Defender's Office  
1290 S. Broadway, Suite 900  
Denver, CO 80203  
(via email)

  
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