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| **COUNTY COURT**  GILPIN COUNTY, COLORADO  2960 Dory Hill Road, Suite 200 Black Hawk, CO 80422 | DATE FILED: January 25, 2017 1 FILING ID: 3E5490D96C9BC CASE NUMBER: 2016T169 |
| **Plaintiff(s):**  PEOPLE OF THE STATE OF COLORADO |  |
| **Defendant(s):**  ROBERT FRIEDLANDER |  |
|  | COURT USE ONLY |
| **ATTORNEYS FOR THE DEFENDANT** |  |
| FIFE LUNEAU, P.C.  DANIEL E. LUNEAU, #43639 | Case Number: 16T169 Division: 1 |
| 1873 S. BELLAIRE, SUITE 200  DENVER, CO 80222  (303)757-2200, FAX: (303)756-6160 |  |
| **MOTION FOR EXPERT OPINION LETTER** | |

COMES NOW the Defendant, above named, by and through his attorneys, Fife Luneau P.C., and hereby moves this Honorable Court to order that the prosecution provide a written summary of their expert witness’s opinion and the bases and reasons therefore. As grounds, the Defendant states as follows:

1. The People have currently endorsed Jeff Groff as an expert witness. No discovery has been provided requiring this expert witness.
2. Crim. P. 16(d)(3) states:

Where the interest of justice would be served, the court may order the prosecution to disclose the underlying facts or data supporting the opinion in that particular case of an expert endorsed as a witness. If a report has not been prepared by that expert to aid in compliance with other discovery obligation of this rule, the court may order the party calling that expert to provide a written summary of the testimony describing the witness’s opinions and the bases and reasons therefore, including results of physical or mental examinations, and of scientific tests, experiments, or comparisons. The intent of this section is to allow the defense sufficient meaningful information to conduct effective cross-examination under CRE 705.

1. The Defendant is requesting the following:
   1. The underlying facts and data supporting the opinion of the prosecution’s expert, including any scientific studies that the expert used in forming his opinions.
   2. The prosecution be ordered to disclose a full report or written summary of the testimony describing the expert’s opinion and the basis and reasons therefore, including the results of any physical or mental examinations, scientific tests, experiments, or comparisons.
2. The requested disclosures are reasonable.
3. The requested disclosures are necessary to allow the Defendant sufficient meaningful information to conduct effective cross-examination under CRE 705.

**WHEREFORE**, the Defendant moves this Honorable Court to order the requested disclosure pursuant to Crim. P. 16.

Dated this 25th day of January, 2017.

Respectfully submitted,

/s/Danny Luneau Daniel E. Luneau

ATTORNEY FOR DEFENDANT

CERTIFICATE OF MAILING

I do hereby state and affirm that a copy of the foregoing **MOTION FOR EXPERT DISCLOSURES** was served via ICCES, this 25th day of January, 2017, to the following:

Office of the District Attorney County of Glipin

/s/Jennifer Ligato