

Colorado Supreme Court 2 East 14th Avenue Denver, CO 80203	DATE FILED: May 17, 2024
Original Proceeding District Court, El Paso County, 2022CR4292	
<b>In Re:</b>  <b>Plaintiff:</b>  The People of the State of Colorado,  <b>v.</b>  <b>Defendant:</b>  Joshua Mcfarland.	Supreme Court Case No: 2024SA28
ORDER OF COURT	

Upon consideration of the Petition for Rule to Show Cause Pursuant to C.A.R. 21, the responses filed by the Defendant and the District Court, and Petitioner's reply brief, and now being sufficiently advised in the premises,

IT IS HEREBY ORDERED as follows:

The Rule to Show Cause, issued by this court on January 26, 2024, is DISCHARGED.

The District Court's oral ruling on January 4, 2024 and related written order dated January 11, 2024 shall stand.

Specifically, to the extent the video of the victim's 2022 forensic interview

is introduced, defense inquiry that goes beyond what the victim herself referenced in her 2022 forensic interview will not be permitted. Accordingly, defense counsel may not inquire as to the specifics of the victim's prior assault, including the charges brought in that case or its disposition, and may not attempt to demonstrate to the jury that the victim falsely reported her prior assault based on the outcome of that incident. Similarly, defense counsel may not inquire as to the specifics of the victim's prior interview regarding the prior assault.

BY THE COURT, EN BANC, MAY 17, 2024.