

DISTRICT COURT, BOULDER COUNTY, COLORADO		<p>DATE FILED June 5, 2025 1:46 PM</p> <p>⚠ COURT USE ONLY ⚠</p> <p>Case Number: 2025CR785 Division: 5 Courtroom:</p>
Court Address: 1777 SIXTH STREET P.O. BOX 4249, BOULDER, CO, 80306-4249		
THE PEOPLE OF THE STATE OF COLORADO v. Defendant(s) MOHAMED SABRY SOLIMAN		
<p align="center">Order:MR. SOLIMAN'S OBJECTION CONSUMPTIVE TESTING (D-008)</p>		

The motion/proposed order attached hereto: SEE ATTACHED ORDER.

If the People have reason to believe that physical evidence will be consumed or destroyed during testing, then they must contact the Defendant to so inform him, and must permit a defense expert to be present during such consumptive testing. C.R.S. § 16-3-309, *People v. Wartena*, 156 P.3d 469, 471-472 (Colo. 2007). The Court declines to otherwise limit scientific testing.

Issue Date: 6/5/2025



NANCY WOODRUFF SALOMONE
District Court Judge

COUNTY COURT, Boulder County, Colorado Court Address: 1776 6 th Avenue Boulder, CO 80306	<div style="text-align: center;"> <input type="checkbox"/> COURT USE ONLY <input type="checkbox"/> </div>
THE PEOPLE OF THE STATE OF COLORADO v. MOHAMED SOLIMAN, Defendant.	
Megan Ring, Colorado State Public Defender Kathryn Herold #40075 Supervising Deputy State Public Defender Nicole Collins #33122 Office Head, Boulder Regional Office Boulder Regional Public Defenders 2555 55TH Street D-200, Boulder, CO 80301 Phone: (303) 444-2322 Fax: (303) 449-6432 E-mail: boulder.defenders@state.co.us	Case No. 25CR785 Division 8
MR. SOLIMAN'S OBJECTION TO CONSUMPTIVE TESTING (D-008)	

MOHAMED SOLIMAN, objects to the government conducting any consumptive testing of evidence in this case. In support of this motion, Mr. Soliman provides the following:

1. If the prosecution intends to pursue testing that, in their estimation, would completely consume the item(s), the prosecution must establish as a fact that the quantity of sample or substance to be tested is insufficient to allow more than the single test proposed by the prosecution. Until the government meets this burden they should not pursue any consumptive testing.

2. Mr. Soliman requests that this Court order the government to refrain from any testing that is or is thought to be consumptive.

Mr. Soliman makes this motion, and all other motions and objections in this case, whether or not specifically noted at the time of making the motion or objection, on the following grounds and authorities: the due process, trial by jury, right to counsel, equal protection, cruel and unusual punishment, confrontation, compulsory process, right to remain silent, and right to appeal clauses of the federal and Colorado Constitutions, and the first, fourth, sixth, eighth, ninth, tenth, and fourteenth amendments to the United States Constitution, and article II, sections 3, 6, 7, 10, 11, 16, 18, 20, 23, 25, and 28 of the Colorado Constitution.

Respectfully Submitted,

MEGAN A. RING
COLORADO STATE PUBLIC DEFENDER

_____/s/Kathryn Herold_____
Kathryn Herold #40075
Supervising Deputy State Public Defender

_____/s/ Nicole Collins
Nicole Collins #33122
Office Head, Boulder Regional Office

Dated: June 2, 2025

Certificate of Service

I hereby certify that on June 2, 2025, I
served the foregoing document by
E filing same to all opposing counsel of
record.

_____/s/ Kathryn Herold ____

Attachment to Order - 2025CR1783