

Paragraph 7, section k, the Defendant seeks “any and all information concerning drug and alcohol use, evaluations, or treatment of prosecution witnesses.” First, the People do not possess any such material beyond what has already been discovered to the Defendant. Second, the People have no legal authority to obtain such information and no legal basis to request such private information from witnesses. *People v. Covington*, 19 P.3d 15, 19 (Colo. 2001) (“The legislature created the physician-patient privilege to ‘encourage patients to fully disclose medically relevant information to their physicians by reducing the possibility of humiliation or embarrassment through subsequent public disclosure[.]’”).

Wherefore, based on the above the People respectfully request that this Honorable Court DENY the portions of Defendant’s Motion that demands material not in the possession of law enforcement or violates privacy interests of witnesses.

Dated May 27, 2026

Anne E Kelly
District Attorney

/s/ Anne Kelly
Anne E Kelly, 38885