



OFFICE OF THE DISTRICT ATTORNEY

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6TH JUDICIAL DISTRICT

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**ATTENTION: ALL LAW ENFORCEMENT AGENCIES WHO SUBMIT CASES TO  
THE SIXTH JUDICIAL DISTRICT ATTORNEY'S OFFICE**

**STANDING REQUEST FOR ALL DISCOVERABLE INFORMATION**

If you are submitting a case to the Office of the District Attorney for the Sixth Judicial District, please consider this letter to be a standing request for all discoverable information to be submitted at the time of your case is referred to our office for prosecution.

The Colorado Rules of Professional Conduct, the Colorado Rules of Criminal Procedure, and case law precedents in both the Federal and Colorado courts<sup>1</sup> require that the Office of the District Attorney use due diligence to ensure that all discoverable materials related to a case are made available to the defense. Discoverable material includes information, regardless of admissibility, that the prosecutor knows or reasonably should know tends to negate the guilt of the accused, mitigates the offense, would affect a defendant's decision about whether to accept a plea disposition, or could affect the sentence. This includes police reports for all officers involved in an investigation, the statements of all witnesses collected during an investigation, any tangible evidence held in connection with a case, copies of any electronic evidence (including photographic evidence, body worn video cameras, in-car video cameras, and any audio or video recordings made in connection with a case), tapes and transcripts (if any) of electronic surveillance and wiretaps, any written or recorded statements of the accused or any co-defendants, written documentation of the substance of any non-recorded oral statements of the accused or any co-defendants. This also includes any exculpatory information (i.e. information which tends to negate the guilt of the accused or would reduce the level of punishment) and impeachment information which might impact the credibility of a victim or witness, including any police officers, involved in a case. This obligation should be construed broadly, and questions regarding whether information is discoverable are generally resolved by disclosing the information in an abundance of caution.

**It is the expectation of this office that all discoverable information will be submitted at the time the case is referred to us for prosecution and without specific request.** Also, note that the obligation to provide full discovery is an *ongoing* obligation lasting throughout the pendency of the case (until final disposition). Failure to make *timely* notification of *all* discoverable material may adversely affect the outcome of the criminal case.

Sincerely,

Christian Champagne  
District Attorney  
Sixth Judicial District

<sup>1</sup> See Colo. R.P.C. 1.3, 3.4(d), 3.8(d) and 8.4(d), C.R.Crim.P Rule 16., and *Brady v. Maryland*, 373 U.S. 83 (1963) and its progeny.