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| DISTRICT COURT, PITKIN COUNTY, COLORADO 506 East Main Street, Aspen, CO 81611 (970) 925-7635 | FILED IN DISTRICT COURT PITKIN COUNTY 09 DEC 30 AM 10:11 ASPEN, COLORADO |
| THE PEOPLE OF THE STATE OF COLORADO vs. CARLOS IRWIN ESTEVEZ Defendant | ^ COURT USE ONLY ^ |
| Attorney for Defendant Richard Cummins, P.C. Richard Cummins Att. Rcg #: 7286 1280 Ute Avenue, Suite 10, Aspen, Colorado 81611 Phone Number: (970) 920 2310 Fax Number: (970) 920 2312 E-mail: rcumminslaw@aol.com | Case No: 09CR98 |
| MOTION TO DISMISS PERMANENT PROTECTION ORDER | |

Defendant, by undersigned counsel, moves this Court for an order dismissing the Permanent Protection Order provided for under C.R.S. 18-1-1001, and as grounds thereof allege as follows:

1. The Protected Person, Brooke Muller Sheen has been advised and consulted with her own attorney, Yale Galanter.
2. Mr. Galanter and Ms. Sheen have advised undersigned counsel that they wish the Permanent Protection Order to be dismissed.
3. A Mandatory Protection Order was issued pursuant to C.R.S. 18-1-1001.
4. Modification of the Mandatory Protection Order is provided for under subsection 6.
5. The Court is empowered to review the terms of the Protection Order and consider modifications requested by the Defendant or the prosecuting attorney.
6. In this motion, the Protected Person also wishes for the Protection Order to be terminated.

WHEREFORE, it is respectfully requested that a hearing be set and the Court consider dismissal of the Protection Order.

District Court, Pitkin County, Colorado
People of the State of Colorado vs. Carols Irwin Estevez
Case No. 09CR98
Motion to Dismiss Permanent Protection Order
Page 2 of 2

RESPECTFULLY SUBMITTED this 30 day of December, 2009.

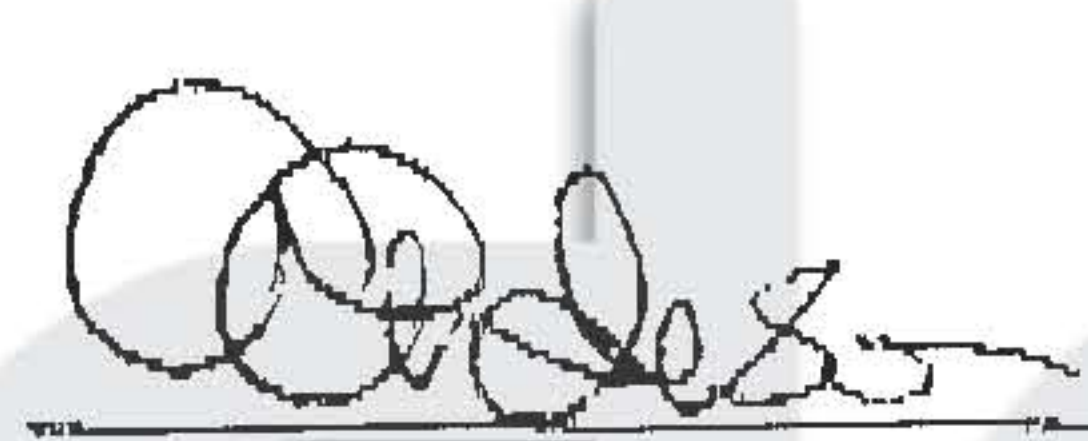

RICHARD CUMMINS, P.C.

By: _____
Richard Cummins, #7286
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on December 30th, 2009, I delivered a true and correct copy of the foregoing **Motion to Dismiss Permanent Protection Order** to the following via hand delivery

Office of the District Attorney
Attention: Arnold Mordkin
Ninth Judicial District
506 East Main Street, #204
Aspen, CO 81611





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| Attorney for Defendant Richard Cummins, P.C. Richard Cummins Att. Reg #: 7286 1280 Ute Avenue, Suite 10, Aspen, Colorado 81611 Phone Number: (970) 920 2310 Fax Number: (970) 920 2312 E-mail: rcumminslaw@aol.com | Case No: 09CR98 |
| ORDER RE: MOTION TO DISMISS PERMANENT PROTECTION ORDER | |

THE COURT, having been advised on premises, HEREBY ORDERS that Defendant's Motion to Dismiss Permanent Protection Order be set for the _____ day of January, 2010 at _____ M.

DONE THIS _____ day of December, 2009 in Aspen, Colorado.

 HONORABLE JAMES BOYD

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