

a defense. The Court has also advised the Defendant that the seriousness of the charge and the complexity of the legal issues indicate the desire -- high degree of desirability of representation by counsel in this matter. Defendant's argument to the Court establishes that he has understood the concerns expressed by the Court and the difficulties that he will face without the services of counsel.

The Court has also advised the Defendant that, in the Court's view, to dispense with the services of counsel would be highly unwise, particularly where present counsel have in the proceedings of this case demonstrated a high degree of competence and ability to protect the Defendant's interests.

Notwithstanding this, as Mr. Bundy points out, the case of Faretta v. California, to be found in 43 U.S. Law Week, page 5004, establishes that a defendant has the constitutional right to proceed without counsel when he voluntarily and intelligently elects to do so. The test is whether the defendant is literate, competent and understanding and is voluntarily exercising his own free will.

The evidence demonstrates, and I do find that Defendant is literate, competent and understanding and that he is voluntarily exercising his own free will, and that accordingly, he has a constitutional right to proceed without counsel and his motion to do so will be granted.

Defendant also asks that present counsel be appointed to act in an advisory capacity, and present

June 29, 1977

Sheriff Ed Hoque
Garfield County
Courthouse Annex
Glenwood Springs, CO

Dear Ed:

As per our telephone conversation on 6-28-77, I have enclosed the two orders that presently are in question as to the degree of compliance that has taken place and the lack of reports as dictated by those orders.

Please review the orders and advise us as to the degree of present compliance or steps that you are taking in complying with the orders.

I also have indicated to Milt Blakey that you desire to change Bundy's law library visitation schedule from a 4 day to a 3 day period. Milt was in question as to the length of time Bundy would be allowed in the law library and I indicated that an increase of time on the 3 day schedule would be amenable to you. If this is not the case, please contact me.

Respectfully,

Michael J. Fisher
Chief Criminal Investigator

MJF:ds

818 Grand Ave.
Glenwood Springs, Colo.
June 27, 1977

Robert Atkinson

County Courthouse
506 E. Main St.
Aspen, Colo. 81611

RE: Theodore Bundy

Dear Sir:

We saw Theodore Bundy on 4-29-77. He was complaining of slight discomfort from his Maxillary left second bicuspid. A root-canal (removal of nerves) had been attempted on this tooth, but for whatever reason was not successful in relieving the pain.

There are three alternatives:

1. Attempt to redo the root canal. It is more difficult at this stage because some material has been sealed in the canals and sometimes it is impossible to re-negotiate the canals. If so, we would have to lay a flap at the apex of root, cut off the root and seal the tooth from the apex end. This procedure (called an apico-ectomy) is further complicated in this case by the fact that the root tip is nestled right up against the Maxillary Sinus and if it is penetrated further complications could arise. The crown of the tooth is badly broken down and would have to be restored with a cast gold crown. A private patient would have the option of having porcelain fused to the gold to make it look tooth-like.
2. Extract the tooth.
3. Do nothing. I have seen several similar situations where nothing had been done for years and the patient was perfectly comfortable with no apparent pathology at the apex of the root.

Cost Estimates:

a. Root canal	\$140.00
b. Apico-ectomy (if necessary)	\$ 75.00
c. Crown (gold)	\$145.00

*Approved by
Court 7/14/77*

- d. Crown (with porcelain) \$180.00
- e. Extraction \$ 14.00

It appears that there will be no simple decisions in the Theodore Bundy case. I'm glad you're the judge, not me.

Respectfully,

James D. Cummins D.D.S.

James D. Cummins, D.D.S.

JDC/jlw

IN THE DISTRICT COURT

JUL 27 1977

IN AND FOR THE COUNTY OF PITKIN

SHIRLEY W. DILLS, Clerk
By

STATE OF COLORADO

DEPUTY

Criminal Action No. C-1616

THE PEOPLE OF THE
STATE OF COLORADO,

Plaintiff,

ORDER

(Re: Motion for Dental Care)

vs.

THEODORE ROBERT BUNDY,

Defendant.

On July 14, 1977, Defendant's Motion for an Order
Providing Necessary Dental Care for the Defendant was heard.

The Court has considered the evidence and the
arguments related thereto, and

FINDS THAT a letter from Dr. James D. Cummins, who
has examined the Defendant, outlines three courses of action
which may be taken with regard to discomfort Defendant is
experiencing with a tooth, and that the Defendant states
this tooth is still causing him discomfort to the extent he
cannot chew on one side of his mouth; accordingly,

IT IS ORDERED THAT Dr. James D. Cummins is authorized
by the Court to perform a root canal or an apico-ectomy, if
necessary, and to furnish Defendant with a gold crown so that
the tooth can be properly restored. The dental work ordered
is to be furnished to Defendant at public expense. Not included
in the ordered dental work is the fussion of porcelain to
the gold crown.

Done this 27 day of July, 1977, by the Court.


George E. Lohr
District Court Judge

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
AND STATE OF COLORADO

FILED IN DISTRICT COURT
PITKIN COUNTY
ASPEN, COLORADO

JUL 26 1977

Criminal Action No. C-1616

SHIRLEY W. DILLS, Clerk

THE PEOPLE OF THE)
STATE OF COLORADO)
)
)
)
)
)

vs.

THEODORE ROBERT BUNDY)

By.....
DEPUTY

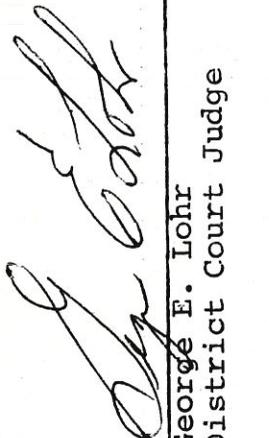
ORDER

This matter coming on to be heard this 14th day of July, 1977, on Defendant's Motion to Exclude the Public from Pre-Trial Exclusionary (Suppression) hearing, the Defendant appearing pro-se and assisted by advisory counsel Kenneth Dresner, the People appearing by Milton K. Blakey, Deputy District Attorney, and appearing as amicus curiae were Thomas B. Kelley for the Denver Post, et al, and Jeffrey Chase for General Electric Broadcasting, Inc. of Colorado et al, the Defendant presented no evidence in support of the Motion, and the People presented no evidence. Arguments of all counsel and the Defendant pro-se having been heard, it is ordered:

That the Defendant's Motion is hereby denied and the Court's prior order of March 22, 1977 is reissued. It is further ordered that the District Attorney apply at the suppression hearing for in-camera presentation of items not previously in the public domain at the preliminary hearing or otherwise, at which time the Court will determine if parts of the hearing should be closed.

JH July 26, 1977, *nunc pro tunc the 14th*
Done in ~~open~~ Court this 14th day of July, 1977.

BY THE COURT


George E. Lohr
District Court Judge

Original Filed 8/2/77
Durd
Clerk

IN THE DISTRICT COURT WITHIN AND FOR
THE COUNTY OF PITKIN AND STATE OF COLORADO

Deputy

Criminal Action No. C-1616

THE PEOPLE OF THE STATE)
OF COLORADO,)
)
Plaintiff,)
)
vs.)
THEODORE ROBERT BUNDY,)
)
Defendant.)

MOTION FOR EXTENSION OF
TIME TO FILE BRIEFS

COMES NOW, People through Milton K. Blakey, Deputy District Attorney, moves this honorable Court for an extension of time in which to file briefs and as cause therefore, states as follows:

1. As mentioned in the People's first Motion for Extension of Time to file briefs, no responsive brief to the Public Defender's brief, (in the case of the People vs. Mildermuth,) was located in either the Attorney General's Office or any of the District Attorney's Offices in the State of Colorado. Original research and preparation was, therefore, required by the District Attorney's Office. Deputy District Attorney Lance Sears and Chief Deputy District Attorney Milton K. Blakey, were assigned to prepare the brief. Chief Deputy District Attorney Milton K. Blakey has had previous commitments in the State of Maine for the past two weeks. Deputy District Attorney Lance Sears has been in trial on several matters and, therefore, the brief is not completed at this time.
2. The People have timely filed a memorandum brief in opposition to the Defendant's Motion for Bill of Particulars.
3. Counsel for the People believes that adequate presentation of this issue of the law requests such additional time and that such extension as requested here will not be prejudicial to the Defendant.

Wherefore, the People move this Court for an extension of time to file a brief in opposition to Defendant's Motion to Strike Death Penalty. It is requested that the time be extended for one week, from July 29, 1977 to August 5, 1977.

The People further move the Court to grant this Motion ex parte and to grant the Defendant such extensions as would be reasonably required by this delay.

Respectfully submitted,

FRANK G.E. TUCKER
District Attorney

By 

Milton K. Blakey (2691)
Deputy District Attorney

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
STATE OF COLORADO
Criminal Action No. C-1616

THE PEOPLE OF THE
STATE OF COLORADO,

Plaintiff,

CERTIFICATE OF MAILING

vs.

THEODORE ROBERT BUNDY,

Defendant.

I, Theodore Robert Bundy, do hereby certify that I mailed on June 21, 1977, in a properly addressed and stamped envelope copies of MOTION SEEKING THE CONTINUED USE BY THE DEFENDANT OF A COURT-AUTHORIZED TELEPHONE CREDIT CARD, AFFIDAVIT IN SUPPORT OF TELEPHONE CREDIT CARD MOTION, and MOTION SEEKING RESTATEMENT OF PRIOR COURT ORDERS to the following:

Pitkin County District Attorney
506 Main Street
Aspen Colorado 81611

Theodore Robert Bundy
Garfield County Jail

Motion For Restatement

Page 2.

(b) Order of April 25, 1977, directing (Garfield County) Sheriff to allow defendant two daily outgoing phone call sessions and to arrange for defendant to receive incoming phone calls.

(c) Order of April 25, 1977, giving defendant access to the Garfield County Law Library.

(d) Order of May 23, 1977, directing the Garfield County Sheriff to take defendant to a physician for an examination "relating to his present health and maintenance of his health while in the Garfield County Jail."

(e) Order of May 23, 1977, granting vitamin supplements, monthly hair cuts, and radio to defendant.

(f) Order of May 31, 1977, directing several parties to submit reports in connection with defendant's need for dental work. The initial report of Dr. Cummins in this matter was submitted over three weeks ago. The urgency of the problem continues since the distress caused defendant by the tooth in question grows unabated.

Wherefore, the defendant moves the court to bring these orders to the attention of the parties involved at the next court appearance in this case.

Respectfully Submitted,

Theodore Robert Bundy
Garfield County Jail
Glenwood Springs, Colorado

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
STATE OF COLORADO

Criminal Action No. C-1616

THE PEOPLE OF THE
STATE OF COLORADO,

Plaintiff,

ACTION SEEKING THE

RESTATEMENT OF PRIOR

COURT ORDERS

vs.

THEODORE ROBERT BUNDY,

Defendant.

Comes now the defendant, pro se, Theodore Robert Bundy,
and states as follows:

1. Since April 11, 1977, the court has issued a number of rulings with regard to defendant's conduct of his own defense and the conditions under which the defendant is confined. Some of those rulings have been complied with and some have not.
2. On June 16, 1977, new charges were filed against the defendant as a result of a matter not related to the present case. In an attempt to avoid any confusion on the part of persons who are under a court ordered obligations with respect to assisting in defendant's pro se defense or meeting certain conditions of confinement, defendant requests that several court orders be restated and if needs be, clarified so that compliance may proceed unhampered by the presence of additional criminal matters. The orders to which the defendant is making reference are:
(a) Order of April 25, 1977, granting certain materials and supplies to defendant to facilitate the conduct of his defense.

Affidavit

Page 2.

4. I believe that I am entitled to the use of the credit card and have requested such in the accompanying motion.

Theodore Robert Bundy

Sworn and subscribed to before me this ____ day of June, 1977.

My commission expires on _____,

Notary Public

Motion To Continue Use of Credit Card

Page 3.

with his constitutionally secured right to conduct his own defense in a criminal proceeding, which right was recognized by the United States Supreme Court in Pareta v. California, 95 S. Ct. 2525, (1975).

Wherefore, the defendant moves the court to reinstate its earlier order granting defendant the use of a telephone credit card, and further, to ensure that the confidentiality of defendant's communications regarding his case is not violated, defendant moves that his weekly reports on the use of said credit card be limited to the submission of a single totalled sum of long-distance calls, which procedure was originally outlined in the court's ruling of April 25, 1977.

Respectfully Submitted,

Theodore Robert Bundy
Pro Se
Garfield County Jail
Glenwood Springs, Colorado

3. Since his receipt of said credit card, defendant has not abused the guidelines upon which the card was authorized by the court and has turned in weekly reports of calls charged to that card number in accordance with a request from Administrator McClure.

4. On June 13, 1977, the defendant was informed in open court that the court had recinded, without explanation, motion of adverse party or any other justifiable circumstance, the right of the defendant to use the telephone credit card. The court's unilateral and unsubstantiated action in this regard has for all practical purposes left the defendant incommunicado and without any ability to initiate outside communication in the course of preparing his case.

5. Nearly all of the hundreds of witnesses and potential witnesses in this case reside outside of the State of Colorado. Defendant's expert witnesses reside in California. Defendant's investigator resides in Colorado Springs, Colorado. Defendant's advisory counsel, Stephen Ware, resides in Aspen, Colorado. The Offices of the Pitkin County District Court and the Pitkin County District Attorney are located in Aspen, Colorado. In short, from the place where the defendant in currently confined, the Garfield County Jail, Glenwood Springs, Colorado, all the calls he must make which are material to the preparation of his defense, must of necessity be long distance phone calls. Without the continued ability to charge long-distance phone calls to the court-sponsored credit card number the defendant's ability to prepare his case will be so seriously handicapped that it is unlikely that any meaningful progress in his defense can be accomplished.

6. The denial of the court to allow defendant's use of the telephone credit card amounts to a substantial interference

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
STATE OF COLORADO
Criminal Action No. C-1616

THE PEOPLE OF THE
STATE OF COLORADO,

Plaintiff,

MOTION SEEKING THE

CONTINUED USE BY DEFENDANT

OF A COURT-AUTHORIZED

TELEPHONE CREDIT CARD

vs.

THEODORE ROBERT BUNDY,

Defendant.

Comes now the defendant, pro se, Theodore Robert Bundy, and states the following:

1. On April 15, 1977, the court granted the defendant's request to proceed in the above-captioned case without counsel. On numerous occasions since the filing of the instant case, the court has found the defendant to be indigent.

2. In response to a motion filed by defendant requesting the legal tools needed to prepare his defense, the court issued a ruling on April 25, 1977, which stated in part: "It is found that in order to make the constitutional right of the defendant to represent himself effective and meaningful, it is necessary to provide to him the supplies and ability to perform legal research that are necessary to prepare a defense Among things granted to the defendant in the April 25 ruling was the ability to make outgoing phone calls from the jail on a daily basis, the "manner in which the costs of those calls (were) to be borne (being) ultimately decided by the Court". On or about May 10, 1977, Ninth District Court Administrator Micheal Esclure delivered to the defendant a telephone credit card bearing card number 945-5075 153-V.

LOCATION _____

CALLS MADE BY T. Bundy

5% tax

Amount
ACTIVITY CHARGE

DATE	PERSON CALLED	CITY CALLED	NUMBER CALLED	Amount ACTIVITY CHARGE
5/10	Willard Farmer	Atlanta	404-688-8016	\$3.23
5/10	Flora White Olsen	Boston	617-5-7635	.85
5/10	W. Howard	Glendale Springs	706-7360	
5/11	Bruce J. Hubick	Salt Lake	801-532-5835	\$13.11
5/11	Shald Orritt	Boulder	279-3344	1.81
5/11	Willard Farmer	Atlanta	404-688-8116	7.91
5/11	James Wolrab	Boulder	443-1426	4.89
5/12	David De Bono	Oakland	415-451-0769	
5/12	Marshall Quirt	Durham	919-25470	1.25
5/12	S. Dille	Corvallis	735-2135	.85
5/12	Dwight Fox Parr	Detroit	313-222-6910	3.30
5/12	M. Williams	Seattle	206-623-1900	2.15 (C)
5/12	J. Biwone	Seattle	206-447-3738	
5/12	M. Wittman	Seattle	206-623-1970	2.15
5/12	E. Johnson	Corvallis	925-7635	.85
5/12	K. Sore	Washington D.C.	202-566-4277	2.15
5/13	S. Dille	Corvallis	925-7635	.85
5/13	B. Hubick	Salt Lake	801-532-5835	\$12.49
5/13	William Pinool	New York, NY	212-686-8030	
5/13	Dr. Adams	Boulder	492-6427	
5/13	Clare Boardman	New York, NY	212-929-7500	
	Phone Call Report #1			
	Credit Card Yr. 995		5075 153V	

30

Report #2

LOCATION 5/23/77

CALLS MADE BY T. Bundy

DATE	PERSON CALLED	CITY CALLED	NUMBER CALLED	Amount ACTIVITY CHARGE
5/16	Chuck Morton	Cabland	415-451-0767	2.05
5/16	A.C.L.U.	Denver	321-5901	
5/16	A.C.L.U.	Denver	825-5176	
5/16	Louise Bundy	Lincoln	206-756-3334	3.40
5/16	Mary McCarter	Casper	925-1120	
5/16	S. Dills	Casper	925-7635	.85
5/16	J. Howard	Chgo. Springs	475-7360	1.95
5/18	S. Dills	Casper	925-7635	1.85 .85
5/18	Valley View Hospital	Blinnwood	945-6535	.50
5/16	Natural Way	Blinnwood		.50
5/18	Mary McCarter - Valley View	Casper	925-1126	.85
5/18	Doris D. Lamm	Okland	415-451-0767	—
5/18	Chuck Morton	"	" "	2.39
5/18	Dr. Paul Klemm	"	" "	2.05
5/18	L. Klopfer	Seattle	206-543-5580	13.67
5/18	Dorothy Miller	Blinnwood	945-6535	.50
5/18	Ji Brown	Seattle	206-447-3938	2.05
	"	"	" 344-3940	
5/18	M. Votaw	Seattle		9 12.23
5/18	Dorothy Miller	Blinnwood	945-6535	.50
5/19	M. Farmer	Atlanta	404-688-8116	2.15
5/19	Natasha Search	Bismark, N.D.	701-258-6160	2.05
5/19	S. Dills	Casper	925-7635	.85
5/19	L. Klopfer	Seattle	206-543-5580	
5/19	J. Howard	Chgo Springs	475-7360	1.25

JDF 239 8/76

Received 5/24/77 AM

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
AND STATE OF COLORADO

Criminal Action No. C-1616

THE PEOPLE OF THE STATE OF)
COLORADO,)

ORDER

Plaintiff,)

(Re: Appointment of Investigator)

-vs-

THEODORE R. BUNDY,)

Defendant.)

On May 23, 1977, Defendant's Motion for the Appointment of an Investigator to Assist Indigent Defendant at Public Expense was heard; a supplemental hearing was held on May 26, 1977.

The Court has considered the motion and statements and argument addressed thereto, and

FINDS that field investigation is necessary to the preparation of the defense in this case; that defendant is representing himself, is incarcerated, is indigent, and is unable to perform field investigation himself; that the Public Defender, who has been appointed as standby counsel does not have sufficient investigators on his staff to perform investigation necessary to preparation of the defense; that the Public Defender's inquiries have disclosed no persons in the western slope area of Colorado who are qualified to perform the necessary investigations and who are not or have not been associated with law enforcement organizations to the extent that they could not properly perform work for the defendant; that Mr. James A. Howard, 115 East Vermijo, Suite 1, Colorado Springs, Colorado, is a person qualified to perform the necessary investigations; that Mr. Howard is willing to accept such employment, has consulted with the defendant in this regard and is acceptable to the defendant; that Mr. Howard's usual charges are \$15 per hour plus

expenses, and that he requires a retainer before commencing work; that Mr. Howard's total fees exclusive of expenses are estimated not to exceed \$2,000; accordingly,

IT IS ORDERED that Mr. James A. Howard be appointed to perform such field investigation as may be necessary to assist defendant in preparing his defense, such appointment to be effective upon filing by Mr. Howard a statement that he submits to the jurisdiction of this Court for all purposes with respect to this case; that Mr. Howard shall receive reasonable compensation and reasonable expenses for his services; that when Mr. Howard files the statement submitting to the jurisdiction of this Court, the Court Administrator for the Ninth Judicial District is authorized and directed to pay \$500 to Mr. Howard as an advance toward his fees and expenses; that Mr. Howard shall maintain records of time spent and services performed and shall obtain receipts for all expenses; and that such records and receipts shall be submitted to the Court Administrator not less frequently than monthly.

Done this 31 day of May, 1977,
nunc pro tunc May 26, 1977.

BY THE COURT


District Judge

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
AND STATE OF COLORADO

Criminal Action No. C-1616

THE PEOPLE OF THE STATE OF)
COLORADO,)

Plaintiff,)

-vs-

THEODORE R. BUNDY,)

Defendant.)

ORDER

(Re: Motion for Dental Care)

On May 23, 1977, Defendant's Motion for an Order Providing Necessary Dental Care for the Defendant was heard.

The Court has considered the evidence and the arguments addressed thereto, and

FINDS THAT the information available to the Court must be supplemented in order to determine the relief which would be appropriate and that Dr. James D. Cummins has examined the defendant and may be able to provide the necessary supplemental information without additional examination; accordingly,

IT IS ORDERED THAT Doctor James D. Cummins prepare and submit to the Court his written opinion with respect to the defendant's tooth previously examined by Dr. Cummins, such opinion to cover the question whether deferring treatment will result in pain to the defendant or will create a significant risk of loss of the tooth, whether alternative methods of treatment are available, and the estimated costs of the various alternatives.

IT IS FURTHER ORDERED that copies of Dr. Cummins' report be made available by the Clerk to the defendant, his advisory counsel and the District Attorney; and that within three days of receipt of such report the District Attorney shall advise the Court

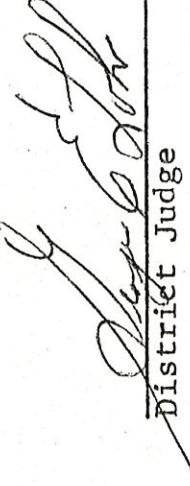
in writing whether he wishes defendant to be examined by a different specified dentist. In the event the District Attorney requests such additional examination, defendant shall promptly be taken to the specified dentist for examination and such dentist shall promptly thereafter prepare and submit to the Court his written opinion addressed to the same questions to be covered by Dr. Cummins' report.

IT IS FURTHER ORDERED that upon receipt of all reports authorized and required by this Order, a further hearing shall be held on Defendant's Motion for an Order Providing Necessary Dental Care for the Defendant; the Court will consider the written reports without the necessity of the presence of either dentist, but either party may obtain the presence of either or both dentists for presentation of oral testimony should they desire to do so.

Done this 31 day of May, 1977,

quoc pro tunc May 23, 1977.

BY THE COURT


District Judge

STATE OF COLORADO)
)
) SS.
COUNTY OF GARFIELD)

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
AND STATE OF COLORADO

Criminal Action No. C-1616

THE PEOPLE OF THE STATE OF)
COLORADO,)

Plaintiff,)

-vs-)

THEODORE R. BUNDY,)
)
Defendant.)

I hereby certify that I am the duly appointed and qualified Clerk of the District Court of Garfield County, in the State aforesaid; that on the 31st day of May, A.D., 1977, I mailed in properly addressed and stamped envelopes by United States regular mail, Order re: Motion for Dental Care, Order re: Appointment of Investigator, and Order re: Appointment of Expert in Human Hair Analysis to each of the following persons at the addresses set forth opposite their respective names, to-wit:

Charles Leidner, Esq.	310 E. 9th Street, Glenwood Springs, Colorado 81601
Milton Blakey, Esq.	20 E. Vermijo, Suite 310 Colorado Springs, Colorado 80903
Barry Bryant, Esq.	506 E. Main, Aspen, Colorado 81611

The aforesaid documents were hand-delivered on the 31st day of May, A.D., 1977, to each of the following persons at the addresses set forth opposite their respective names, to-wit:

Theodore R. Bundy	Garfield County Jail Glenwood Springs, Colorado
Edward Hogue, Sheriff of Garfield County	Garfield County Jail Glenwood Springs, Colorado
Frank Tucker, Esq.	Glenwood Springs, Colorado

Ellen J. Hick, Deputy
CLERK

DA's
Office

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
AND STATE OF COLORADO

Criminal Action No. C-1616

THE PEOPLE OF THE)
STATE OF COLORADO)
Plaintiff)
vs.)
THEODORE ROBERT BUNDY)
Defendant)

ORDER

This matter coming before the Court in chambers on the District Attorney's In Camera Presentation of Non-Material Information Requested by Defendant and the Court having reviewed the contents of Exhibit A, attached to said presentation, and the Court being fully advised, doth find:

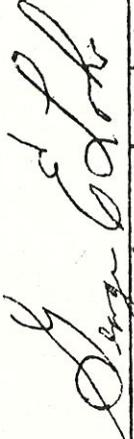
1. The material contained in Exhibit A is not material to the defense; and
2. That there is nothing contained therein which is exculpatory to the defendant

IT IS THEREFORE ORDERED that:

1. The witness whose statements are contained in Exhibit A is not to be called by the prosecutors; and
2. The material contained in Exhibit A is to be sealed and retained by the Clerk of the Court as part of the record and is in no event to be opened or examined without prior order of Court.

Done in chambers this 1 day of July, 1977.

BY THE COURT


George F. Lohr, District Judge

Milt Blakely

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
AND STATE OF COLORADO

FILED IN DISTRICT COURT
PITKIN COUNTY
COLORADO

Criminal Action No. C-1616

MAY 23 1977

SHARLET W. DILLS, Clerk
BY _____
DEPUTY

THE PEOPLE OF THE
STATE OF COLORADO

)
)
)
)
)
)

ORDER

vs.

THEODORE ROBERT BUNDY

The Court having heard the Defendant's motion, hereby orders that with respect to the application for a different daily diet, the Court orders that the defendant be taken to a doctor for a physical examination relating to his present health and maintenance of his health while in the Garfield County Jail. The examining physician is to be someone not personally connected with law enforcement. Charles Leidner, Deputy Public Defender shall review the name of the physician in order to bring to the attention of the Court any problems with regard to the physician's relationship to any of the parties in the above entitled case. The physician is to review the documents admitted into evidence in the hearing heard in Pitkin County District Court May 23, 1977, with regard to the defendant's diet. This is to include the Garfield County Sheriff's Office list of meals and the food chart prepared by the defendant. The doctor is to be advised as to the condition of the defendant's present confinement. The doctor is to evaluate whether the defendant's present diet is adequate to maintain his health at a minimum level and to engage in intellectual activities that are necessary for the preparation of his defense. The doctor is further to evaluate the defendant's request for exercise periods and any action by the Court with regard to exercise periods is deferred until the doctor's report is received. The examining doctor shall submit a report to the Court with a copy to the District Attorney's Office and include a recommendation as to how frequently it is appropriate to see the defendant to evaluate his health and energy level.

The Garfield County Sheriff's Office shall be required to make sure the defendant's blankets are kept in a reasonable state of

Affidavit & Progress Report on Discovery

Page 2.

disclosed, what discovery material I have in my possession, what material was copied and given to me during the May 24 meeting, and what disclosures have not been made to me.

4. Material in the Pitkin County District Attorney's files which had first been disclosed, copied and given to the Colorado Public Defender and then subsequently given to me prior to the May 24, 1977 discovery meeting is listed as follows:

(a) 108 pages consisting mostly of Pitkin County Sheriff's Office Reports concerning the death and disappearance of Caryn Campbell. The reporting period covered is January 12, 1975 through August 4, 1975. Also included with this material was:

(1) An interview with Dr. Alan Rosenthal.

(2) A diagram of the Wildwood Inn, Snowmass, Colo.

(3) A handdrawn diagram of the crime scene showing the approximate location of the victim's body.

5. The next major discovery material category consists of a 129 page summary report prepared by Micheal Fisher, Chief Investigator for the Pitkin County District Attorney's Office. In addition to the 129 pages is a 24 page statement of Dr. Raymond Gadowski given to the FBI in February 1975. While I had virtually the entire 129 page report, a few additions were made during the May 24 meeting. These additions will be enumerated later.

6. Arrest records from Salt Lake City constituted the next section in the prosecutor's file. The only document in this section which I had in my possession was a report of a photographic line-up shown to one Raylene Shepard on September 4, 1975. I had received this report while preparing

Affidavit & Progress Report on Discovery

Page 3.

for trial in Utah in 1976.

7. Regarding laboratory tests, reports and supporting material, I had in my possession prior to the May 24 meeting the following items and documents:

- (a) Pitkin County Sheriff's Office (PCSO) cover letter to FBI of February 20, 1975. (2 pages)
- (b) PCSO letter to FBI dated February 27, 1975. (2 pages)
- (c) PCSO letter to FBI also dated February 27, 1975 describing items taken from a rented car and including a diagram of car. (6 pages)
- (d) FBI report of March 12, 1975 to PCSO. (3 pages)
- (e) FBI report of March 13, 1975 to PCSO. (2 pages)
- (f) FBI report of April 25, 1975 to PCSO. (1 page)
- (g) FBI report of May 7, 1975 to PCSO. (1 page)
- (h) FBI report of December 16, 1975 to the Salt Lake County Sheriff's Office (SLCSO). (2 pages)
- (i) FBI report of February 9, 1976 to PCSO. (2 pages)
- (j) FBI report of March 22, 1976 to Micheal Fisher (2 pages).
- (k) FBI report of March 31, 1976 to SICO. (2 pages)
- (l) FBI acknowledgement of receipt of evidence dated May 12, 1976 to PCSO. (1 page)
- (m) FBI report of June 23, 1976 to PCSO. (1 page)
- (n) PCSO cover letter to FBI of July 6, 1976. (2 pages).
- (o) FBI acknowledgement of receipt of evidence dated July 20, 1976 to PCSO. (1 page)
- (p) FBI report of August 19, 1976 to PCSO. (2 pages)
- (q) Alcohol, Tobacco and Firearms report of laboratory examination (NAA) of November 14, 1976 to Micheal Fisher. (1 page)

Affidavit & Progress Report on Discovery

Page 4.

(r) Colorado Bureau of Identification lab. report on analysis of gas receipts of February 8, 1977 to Micheal Fisher. (2 pages)

(s) Cover letter and autopsy report of Dr. Donald Clark of February 18, 1975 to PCSO. (8 pages)

(t) Letter and dental charts from Dr. R.E. Mentzer dated February 21, 1975 to PCSO. (2 pages)

8. Regarding photographs related to this case which I had in my possession prior to the May 24 meeting, those photographs are listed as follows:

(a) Six photos of the autopsy performed on Cayrn Campbell.

(b) Nine small black and white photos of crime scene.

9. The above and aforementioned documents and tangible objects are in the possession of both the district attorney and myself. As we compared files on May 24, 1977, I identified a number of things in the D.A.'s files which I did not have. These things will be divided into two divisions: those which I requested and received copies of on May 24 and those which I did not request copies but which I reserve the right to copy later.

(a) Those documents and items which were copied and delivered to me on May 24, 1977, are:

(1) Report of an interview with Hugh Micheal Temos on April 11, 1975.

(2) Colorado Bureau of Investigation report of results of polygraph examination which was administered

to Hugh Micheal Temos, Report is dated May 2, 1975.

(3) Copy of letter to Chico Police Dept. written by Micheal Fisher on March 31, 1975, and asking that Temos' picture be shown to Dr. John Brown and Mrs. Lizabeth Harter. Results of that showing were not disclosed.

(4) Letter to out of state agencies asking that my picture be shown to the following individuals: M. Sexton, P. Zaleski, R. Gadowski, G. Gadowski, Y. Mays, R. Beck, A. Rosenthal, D. Susser, J. Brown, M. Burke, G. Hanson, M. Shlinsky, D. Groszkruger, G. Cassidy, M. Ryan, Dr. & Mrs. J. Quine, R. Smooth, C. Grogan, R. Webb, M. Wan, M. Brennan,

(5) Booking sheet of August 16, 1975.

(6) Report of Ben Forbes dated September 9, 1975. (3 pages)

(7) Reports of Detective Jerry Thompson dated October 30, 1974, (3 pages); August 21, 1975, (1 page); September 1, 1975, (1 page); September 9, 1975, (1 page); September 10, 1975, (4 pages); August 21, 1975, (5 pages); October 2, 1975, (1 page); October 15, 1975, (2 pages).

(8) A document numbering 40 pages and consisting of reports and interviews relating to the Mellissa Smith disappearance and death. Included in this document are a uniform offense report, a missing persons report, and interviews with P. Wyman, S. Olsen, B. Bernadette, J. Ruston, M. Chappell, L. Conti, J. Tueller, J. Boggess, and J. Smith (5 page summary and 21 page transcript of interview).

(9) A 20 page document consisting of Murray City (Utah) Police reports concerning the DaRonch kidnapping. Includes a summary of investigation of an Officer Cummings dated November 9, 1974; a transcript of a statement given by Carol DaRonch and dated November 9, 1974; and a dispatch log sheet for November 8, 1974.

(10) A one page summary written by Jerry Thompson concerning the nature of his testimony in the Campbell case.

(11) A four page document related to a neutron activation analysis conducted by the Bureau of Alcohol, Tobacco and Firearms which includes a letter of November 1, 1977, from Micheal Fisher to Micheal Hoffman (2 pages); a letter from Kenneth Snow to Micheal Fisher dated January 4, 1977; and a letter from Micheal Fisher to Jerry Thompson dated November 10, 1976.

(12) A cover letter from the PCSO to the FBI dated December 1, 1975, (3 pages) and an FBI acknowledgement of receipt of specimens dated December 5, 1975.

(13) A report from Maurice O'Connor, M.D., a forensic radiologist, to Donald M. Clark, M.D., dated February 8, 1977.

(14) A one page supplemental report prepared by M. Fisher relating to victim's blood type.

(15) A one page toxicological report prepared by a Dr. Kier on February 25, 1975.

Affidavit & Progress Report on Discovery

Page 7.

(16) Four pages of pictures from a Sears catalog which were originally included in a letter from Lizabeth Harter to M. Fisher, dated March 19, 1976.

(b) Those documents and tangible objects disclosed to me on May 24, 1977, which I did not and do not have in my possession, but reserve the right to copy at a later time are:

(1) Finger print photographs of the victim.

(2) A Michigan State Police letter of February 17, 1976.

(3) A Michigan State Police letter to FBI dated February 13, 1976.

(4) A Michigan State Police letter of March 26, 1976.

(5) A complete medical history of the victim, Caryn Campbell, as found in the files of the Wayne County (Michigan) Hospital.

(6) Ownership and registration information concerning a 1968 Volkswagen sedan formerly owned by me.

(7) The following photographs: eight photos of the Wildwood Inn, photos of six persons in the Snowmass area with the name of Micheal, two autopsy photos showing victims teeth, 22 color photos taken of the crime scene, four enlarged color photos of a 1968 Volkswagen, two polaroid photos of 1968 VW, booking photos taken of me on 8/16/75 and 10/2/75, polaroid photo of Ben Meyers, pictures of Fashion Place Mall (Utah) and diagrams of Mall, two pictures of Caryn Campbell, an 8 x 10 photo of items seized from my car

10. I do not believe the discovery process is complete by any means. Many things remain to be disclosed. Some of the material which has yet to be disclosed and which is currently covered by the court's Discovery Order of May 15, 1977 are:

(a) The names and addresses of persons whom the prosecuting attorney intends to call as witnesses at the hearing or trial, together with their relevant written statements.

(b) All reports and statements of experts made in connection with the investigation into other cases which will be offered by the prosecution as similar transactions, these reports to include inventories, reports and correspondence with Robert Neal relating to the comparison of human hairs in the investigation of the death of Mellissa Smith and the abduction of Carol DaRonch.

(c) Any known record of previous felony convictions of persons whom the prosecuting attorney intends to call at the hearing or trial.

(d) All reports of law enforcement agencies outside the State of Colorado in connection with those cases which will be offered by the prosecution as similar transactions, which disclosures of out of state material are to be in accordance with the court's Discovery Order of May 15, 1977.

11. During my meeting with Mr. Blakey and Mr. Fisher on May 24, 1977, I indicated to Mr. Fisher my deep concern over the complete absence of Pitkin County Sheriff's Office reports and notes relating to the investigation of me as a suspect. I also noted to Mr. Fisher my concern over the absence of reports and notes from Mr. Fisher during the period I became a suspect. Mr. Fisher informed me that the copious report making by the

Affidavit & Progress Report on Discovery

Page 9.

Pitkin County Sheriff's Office in regard to the Caryn Campbell case ceased about the time I became a suspect. He also told me that aside from the 129 page typed summary he authored (13 pages of which relate to me as a suspect) he made no reports and kept no notes pertaining to me and the Campbell investigation, except for copies of correspondence already enumerated in this affidavit. I will continue to seek police reports and other investigative reports made by the Pitkin County authorities relative to Caryn Campbell case and me as a suspect because it is my good faith belief that no trained investigator would conduct an investigation of this magnitude without keeping a continuous and detailed record.

12. During the May 24 meeting Mr. Fisher indicated to me that he had possession of the known hair specimens of Caryn Campbell and that all other questioned and known specimens where in the possession and control of the Salt Lake County Sheriff's Office. No agreement was reached on the procedure for delivering the human hair specimens to Charles Morton in Oakland, California for examinations. Since I do not think a stipulation by me to the chain of evidence is feasible. At this time I will agree with the prosecuting attorney's proposal that he or a member of his staff be present during Mr. Morton's examination of the hair specimens. I do not, however, believe that I am obliged to reveal the result of said examinations to the prosecutor's on-site observer. I will disclose the results of scientific examinations in accordance with court order, or even, perhaps, pursuant to a stipulation of counsel.

13. The above and aforementioned discovery inventories, reports on my meeting with Mr. Blakey and Mr. Fisher on May 24, 1977, and all other matters contained herein are true and correct to my best knowledge and believe.

Affidavit & Progress Report on Discovery

Page 10.



Theodore Robert Bundy
Pro Se
Garfield County Jail
Glenwood Springs, Colorado

Sworn and subscribed to before me this 26th day of May, 1977.

My commission expires on: _____



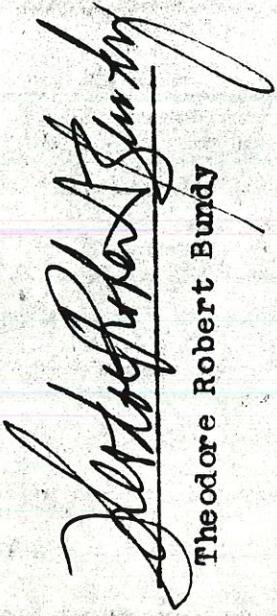
Notary Public

Clerk

Affidavit

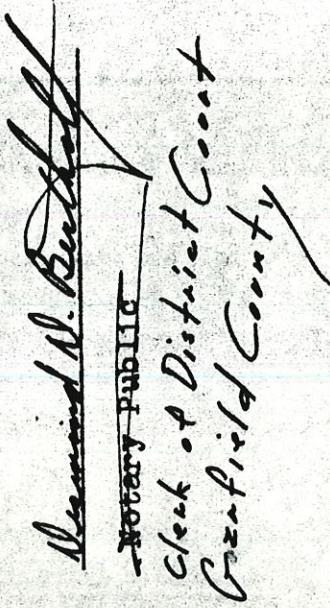
Page 2.

4. I believe that I am entitled to the use of the credit card and have requested such in the accompanying motion.


Theodore Robert Bundy

Sworn and subscribed to before me this 21st day of June, 1977.

~~My commission expires on _____~~


~~Notary Public~~
Clerk of District Court
Greenfield County

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
STATE OF COLORADO

Criminal Action No. C-1616

THE PEOPLE OF THE
STATE OF COLORADO,

Plaintiff,

AFFIDAVIT IN SUPPORT
OF TELEPHONE CREDIT CARD
MOTION

vs.

THEODORE ROBERT BUNDY,

Defendant.

Come next the defendant,

I, Theodore Robert Bundy, being first duly sworn upon
oath, depose and say:

1. All calls I must make in connection with the preparation of the above-entitled case must be long-distance calls. Because I am indigent, I applied to the court to sustain the costs of such calls, and it is my understanding that the court undertook to incur such costs in its ruling of April 25, 1977.

2. In early May, 1977, I received word that a telephone credit card (no. 945-5075 153-V) had been established for my use in regard to the present criminal action. I used the card only for those calls I determined bore a reasonable relation to the preparation of the defense in this case. My ability to make outgoing phone calls in general, and the use of the credit card in particular are in no way related to an incident which occurred on June 7, 1977, or the charges stemming therefrom.

3. The court's summary recision of its order establishing the telephone credit card has brought the preparation of the instant case to a complete standstill, since I am virtually unable to communicate with anyone who has or may have a material involvement in the case.

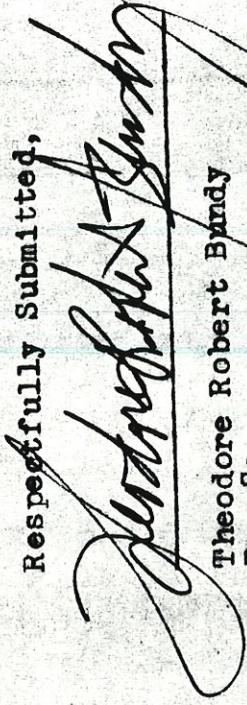
Motion To Continue Use of Credit Card

Page 3.

with his constitutionally secured right to conduct his own defense in a criminal proceeding, which right was recognized by the United States Supreme Court in Faretta v. California, 95 S. Ct. 2525, (1975).

Wherefore, the defendant moves the court to reinstate its earlier order granting defendant the use of a telephone credit card, and further, to ensure that the confidentiality of defendant's communications regarding his case is not violated, defendant moves that his weekly reports on the use of said credit card be limited to the submission of a single totalled sum of long-distance calls, which procedure was originally outlined in the court's ruling of April 25, 1977.

Respectfully Submitted,



Theodore Robert Bundy
Pro Se
Garfield County Jail
Glenwood Springs, Colorado

Motion To Continue Use of Credit Card

Page 2.

3. Since his receipt of said credit card, defendant has not abused the guidelines upon which the card was authorized by the court and has turned in weekly reports of calls charged to that card number in accordance with a request from Administrator McClure.

4. On June 13, 1977, the defendant was informed in open court that the court had recinded, without explanation, motion of adverse party or any other justifiable circumstance, the right of the defendant to use the telephone credit card. The court's unilateral and unsubstantiated action in this regard has for all practical purposes left the defendant incommunicado and without any ability to initiate outside communication in the course of preparing his case.

5. Nearly all of the hundreds of witnesses and potential witnesses in this case reside outside of the State of Colorado. Defendant's expert witnesses reside in California. Defendant's investigator resides in Colorado Springs, Colorado. Defendant's advisory counsel, Stephen Ware, resides in Aspen, Colorado. The Offices of the Pitkin County District Court and the Pitkin County District Attorney are located in Aspen, Colorado. In short, from the place where the defendant is currently confined, the Garfield County Jail, Glenwood Springs, Colorado, all the calls he must make which are material to the preparation of his defense, must of necessity be long distance phone calls. Without the continued ability to charge long-distance phone calls to the court-sponsored credit card number the defendant's ability to prepare his case will be so seriously handicapped that it is unlikely that any meaningful progress in his defense can be accomplished.

6. The denial of the court to allow defendant's use of the telephone credit card amounts to a substantial interference

Motion For Restatement

Page 2.

(b) Order of April 25, 1977, directing (Garfield County) Sheriff to allow defendant two daily outgoing phone call sessions and to arrange for defendant to receive incoming phone calls.

(c) Order of April 25, 1977, giving defendant access to the Garfield County Law Library.

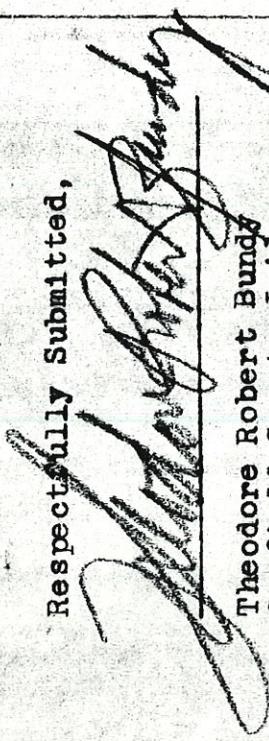
(d) Order of May 23, 1977, directing the Garfield County Sheriff to take defendant to a physician for an examination "relating to his present health and maintenance of his health while in the Garfield County Jail."

(e) Order of May 23, 1977, granting vitamin supplements, monthly hair cuts, and radio to defendant.

(f) Order of May 31, 1977, directing several parties to submit reports in connection with defendant's need for dental work. The initial report of Dr. Cummins in this matter was submitted over three weeks ago. The urgency of the problem continues since the distress caused defendant by the tooth in question grows unabated.

Wherefore, the defendant moves the court to bring these orders to the attention of the parties involved at the next court appearance in this case.

Respectfully Submitted,



Theodore Robert Bundy
Garfield County Jail
Glenwood Springs, Colorado

IN THE DISTRICT COURT

IN AND FOR THE COUNTY OF PITKIN

STATE OF COLORADO

Criminal Action No. C-1616

JUN 22 1977

SHIRLEY W. DILLS, Clerk

By _____ DEPUTY

THE PEOPLE OF THE
STATE OF COLORADO,

Plaintiff,

MOTION SEEKING THE
RESTATEMENT OF PRIOR
COURT ORDERS

vs.

THEODORE ROBERT BUNDY,

Defendant.

Comes now the defendant, pro se, Theodore Robert Bundy,
and states as follows:

1. Since April 19, 1977, the court has issued a number of
rulings with regard to defendant's conduct of his own defense
and the conditions under which the defendant is confined.
Some of those rulings have been complied with and some have not.
2. On June 16, 1977, new charges were filed against
the defendant as a result of a matter not related to the present
case. In an attempt to avoid any confusion on the part of
persons who are under a court ordered obligations with respect
to assisting in defendant's pro se defense or meeting certain
conditions of confinement, defendant requests that several
court orders be restated and if needs be, clarified so that
compliance may proceed unhampered by the presence of additional
criminal matters. The orders to which the defendant is making
reference are:

(a) Order of April 25, 1977, granting certain materials
and supplies to defendant to facilitate the conduct of his
defense.



2945 WEBSTER STREET • OAKLAND, CALIFORNIA 94609 • PHONE: (415) 451-0767

GEORGE S. LOQUVAM, M.D., Director

May 27, 1977.

The Honorable George E. Lohr
Pitkin District Court
506 Main Street
Aspen, Colorado 81611

Re: Peo. vs. Theodore R. Bundy
IFS#C71371

Dear Judge Lohr,

I have been asked to write to you by Theodore R. Bundy, who has indicated your willingness to have some hair evidence re-examined. He requested that a copy of my vita be sent to you along with an explanation of our fee schedules and an indication of the possible cost of the re-examination of this evidence.

Time is billed at \$75.00 per hour, whether laboratory work, testimony or travel. A twenty percent discount is given to public agencies. Expenses for travel, lodging, meals, photographic prints, etc. are charged as incurred. The amount of time necessary to complete an examination and comparison of hairs is very difficult to predict. Comparison of hairs is basically an examination of a number of properties in an attempt to find some distinguishing differences. If no significant differences can be found, then it can only be said that the hairs could have come from a particular individual as well as others with similar properties. The more properties it is necessary to examine, the greater the amount of time required. The more hairs necessary to compare, the more time will be required. The comparison of a single hair with a sample of known hairs from the suspected source of the hair could easily take two hours. Additional time could be required if indications of apparently significant differences are observed on initial examination. A preliminary examination could probably be accomplished in four to five hours on several questioned hairs compared against two known samples. This could be followed by a discussion with the Court regarding the advisability and cost of additional tests.

Justice through Science



2945 WEBSTER STREET • OAKLAND, CALIFORNIA 94609 • PHONE: (415) 451-0767

GEORGE S. LOQUVAM, M.D., Director

CURRICULUM VITAE: Charles V. Morton

Address:

Institute of Forensic Sciences
2945 Webster Street
Oakland, California 94609

Birthplace: Los Angeles, California

Birthdate: August 8, 1936

High School: Manual Arts High School, Los Angeles, California

1954

Military Service: U.S. Air Force, Air Police

1954 - 1958

Education:

B.S., Criminalistics, University of California, Berkeley 1963

Participant Program, Neutron Activation Analysis,
General Atomics Division, General Dynamics Corporation
(now Gulf Atomic), under grant from A. E. C. 1966

Master of Criminology, Criminalistics, University of California 1971

Scientific Societies:

California Association of Criminalists

Forensic Science Society (Great Britain)

American Academy of Forensic Sciences

Criminalistics Management Association

Professional Career:

Laboratory Assistant (part time), Paul L. Kirk, Ph. D. and
Assoc., Berkeley, California 1961 - 1963

Research Assistant (part time), University of California,
Berkeley, School of Criminology Summer 1963

Criminalist, Paul L. Kirk, Ph.D. and Assoc., Berkeley 1963 - 1965
Performed laboratory and field examinations of physical
evidence in civil and criminal cases. Participated in
consulting contracts with General Motors Corp., Pacific
Gas and Electric Company, and others.

Consulting and Other Professional Activities include:

- (a) Evaluation of civil service tests in Criminalistics for California Personnel Services;
- (b) Oral board member for California Department of Justice, Criminalist I, II and III positions;
- (c) Consultant on writing of textbook, Crime Investigation, by Paul L. Kirk, edited chapter on police photography;
- (d) Critique, preparatory to writing of third edition of Svenson and Wendel textbook Techniques of Crime Scene Investigation for American Elsevier;
- (e) Under contract to write textbook on Physical Evidence for Field Investigators;
- (f) Member of Committee E-30 on Forensic Science of the American Society for Testing and Materials (A.S.T.M.);
- (g) Consultant to District Attorney's office, Los Angeles Public Defender's offices, Federal Public Defender's offices and private attorneys, advisor to Los Angeles County Coroner's office;
- (h) Regional Director-South, California Association of Criminalists, 1972-1973;
- (i) Chairman, Forensic Chemistry Section, Pacific Conference on Chemistry and Spectroscopy, San Diego; American Chemical Society and Society for Applied Spectroscopy;
- (j) Recording Secretary, California Association of Criminalists, 1973-74 and 1974-75;
- (k) President-elect, California Association of Criminalists, 1975-76
- (l) Member of panel selected to re-examine firearms evidence in the investigation of the Robert F. Kennedy assassination.
- (m) President, California Association of Criminalists, 1976-77.

Publications:

- Microscopic Morphology of Marijuana Ash, De Forest, Morton and Henderson, Journal of Forensic Sciences, Vol. 19, No. 2, pp 372-378, April, 1974.

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
AND STATE OF COLORADO

Criminal Action No. C-1616

THE PEOPLE OF THE STATE OF)
COLORADO,)
)
Plaintiff,) (Re: Appointment of Expert in
) Human Hair Analysis)
-vs-)
)
THEODORE R. BUNDY,)
)
Defendant.)

ORDER

ORDER

On May 23, 1977, Defendant's Motion for the Appointment of an Expert in Human Hair Analysis and for Establishment of a Procedure to Gather and Test Human Hair Specimens was heard.

The Court has considered the Motion and the statements addressed thereto, and

FINDS THAT the evidence presented at the preliminary hearing reflects that scientific analysis and comparison of human hair is of importance in preparation of the defense in this case; that defendant is indigent and has no qualifications in the scientific analysis and comparison of human hair; that the Public Defender's inquiries have disclosed no person in Colorado qualified in such field; that Mr. Charles Morton of Western Laboratories, 2945 Webster, Oakland, California, appears to possess the requisite qualifications; that Mr. Morton is willing to act on defendant's behalf; that Mr. Morton is acceptable to defendant; and that Mr. Morton will require payment of reasonable fees and expenses for his services, accordingly,

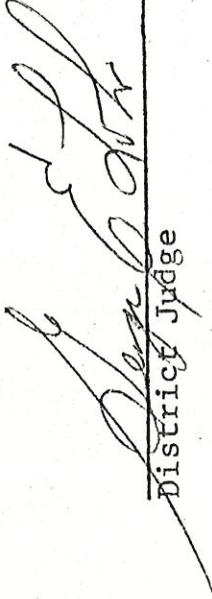
IT IS ORDERED that Mr. Charles Morton be appointed as a consultant to the defendant for the purpose of examining and rendering his professional opinion based on analysis and comparisons of human hair as may be relevant to the defense of this case, such

appointment to be effective upon filing by Mr. Morton of a statement that he submits to the jurisdiction of this Court for all purposes with respect to this case, accompanied by an estimate of his fees and expenses; that Mr. Morton shall receive reasonable compensation and reasonable expenses for his services; that Mr. Morton shall maintain records of time spent and services performed and shall obtain receipts for all expenses; and that such records and receipts shall be submitted to the Court Administrator for the Ninth Judicial District not less frequently than monthly.

IT IS FURTHER ORDERED that the People and the defendant attempt to resolve by stipulation the manner and time schedule for making evidence available to Mr. Morton for examination without relinquishment of custody of such evidence by the People; in absence of agreement, further application with respect to such matter may be made to the Court.

Done this 31 day of May, 1977,
Nunc pro tunc May 23, 1977.

BY THE COURT


District Judge

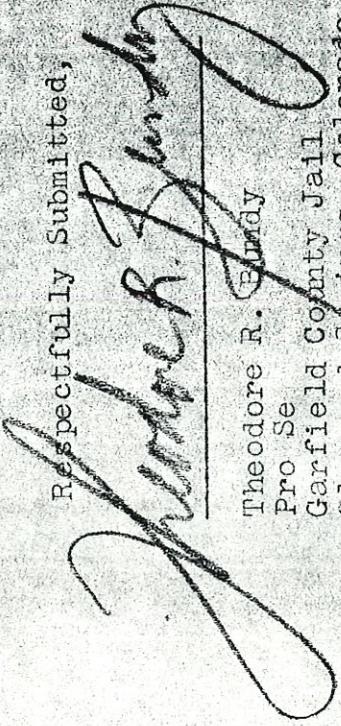
Motion to Suppress Harter Identification

Page 2.

Wherefore, the Defendant moves the court for an evidentiary hearing on this issue, and further requests that upon conclusion of said hearing the testimony by Mrs. Lizabeth Harter concerning the identification in question be suppressed.

Dated this 9th day of May, 1977.

Respectfully Submitted,


Theodore R. Eundy
Pro Se
Garfield County Jail
Glenwood Springs, Colorado

Motion to Suppress Evidence

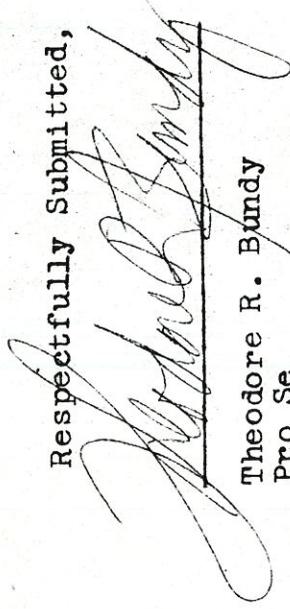
Page 2.

3. This motion is founded on the Fourth, Fifth, and Fourteenth Amendments to the United States Constitution, and also upon Section 7 and Section 18 of the Constitution of Colorado.

Wherefore, the Defendant requests the court to hold an evidentiary hearing on this matter, and further requests permission to enumerate the evidence sought to be suppressed by this motion in camera on May 23, 1977.

Dated this 13th day of May, 1977.

Respectfully Submitted,



Theodore R. Bundy
Pro Se
Garfield County Jail
Glenwood Springs, Colorado

IN THE DISTRICT COURT
IN AND FOR THE COUNTY OF PITKIN
AND STATE OF COLORADO

Criminal Action No. C-1616

THE PEOPLE OF THE)
STATE OF COLORADO)
Plaintiff)

vs.)

THEODORE ROBERT BUNDY)
Defendant)

ORDER

This matter coming before the Court in chambers on the District Attorney's In Camera Presentation of Non-Material Information Requested by Defendant and the Court having reviewed the contents of Exhibit A, attached to said presentation, and the Court being fully advised, doth find:

1. The material contained in Exhibit A is not material to the defense; and
2. That there is nothing contained therein which is exculpatory to the defendant

IT IS THEREFORE ORDERED that:

1. The witness whose statements are contained in Exhibit A is not to be called by the prosecutors; and
2. The material contained in Exhibit A is to be sealed and retained by the Clerk of the Court as part of the record and is in no event to be opened or examined without prior order of Court.

Done in chambers this 1 day of July, 1977.

BY THE COURT


George F. Lohr, District Judge

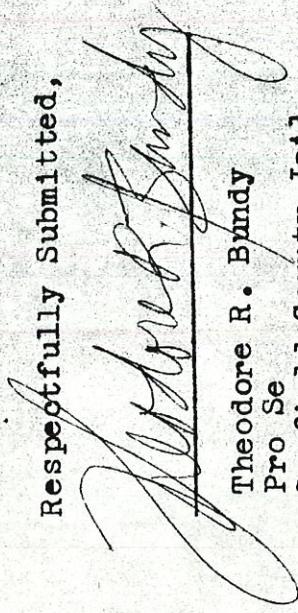
Motion for a Bill of Particulars

Page 2.

Wherefore, the Defendant requests an order, pursuant to Rule 7(g) of the Colorado Rules of Criminal Procedure, for a bill of particulars which directs the district attorney to inform the defense whether he intends to seek the death penalty in this case, and if so, what "aggravating circumstances" does he intend to introduce during the penalty phase to support a death sentence in the event the jury returns a verdict of guilty in this case.

Dated this 13th day of May, 1977.

Respectfully Submitted,



Theodore R. Bundy
Pro Se
Garfield County Jail
Glenwood Springs, Colorado

Motion to Strike Death Penalty

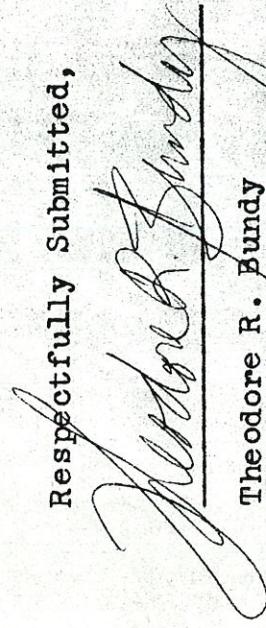
Page 2.

- (a) It inflicts cruel and unusual punishment.
- (b) It violates substantive due process law.
- (c) It violates defendant's right to due process of law.
- (d) It violates defendant's right to equal protection.
- (e) It is contrary to the due process concepts of proof beyond a reasonable doubt.
- (f) The information fails to charge the aggravating factors upon which the prosecution will rely in seeking increased punishment, and such denies defendant due process of law.
- (g) The Colorado death penalty statute was repealed and not reenacted by C.R.S. 1973, and was approved with an improper ballot title.

Wherefore, defendant requests an order striking the death penalty from consideration in this case upon the constitutional and/or statutory bases stated above, and for such other and further relief as the court may deem proper.

Dated this 13th day of May, 1977.

Respectfully Submitted,



Theodore R. Bundy
Pro Se
Garfield County Jail
Glenwood Springs, Colorado