


DISTRICT COURT, PITKIN COUNTY, COLORADO 506 East Main Street, Aspen, CO 81611 (970) 925-7635	FILED IN COMBINED COURT PITKIN COUNTY 10 JAN 20 PM 1:03 ASPEN, COLORADO
<b>THE PEOPLE OF THE STATE OF COLORADO</b>  vs.  <b>CARLOS IRWIN ESTEVEZ</b> Defendant	 <b>^ COURT USE ONLY ^</b>
<b>Attorney for Defendant</b> Richard Cummins, P.C. Richard Cummins Att. Reg #: 7286 [REDACTED] Phone Number: [REDACTED] Fax Number: [REDACTED] E-mail: [REDACTED]	Case No: 09CR98
<b>EMERGENCY MOTION TO MODIFY PERMANENT PROTECTION ORDER</b>	

Defendant, by undersigned counsel, respectfully requests that this Court Modify the Permanent Protection Order heretofore entered, and as grounds thereof allege as follows:

1. Undersigned counsel for the Defendant has just been advised from multiple sources that Brooke Muller Sheen is in the intensive care unit of a Los Angeles, California hospital.
2. Undersigned counsel has further been advised that Defendant is at the hospital but has not contacted Ms. Sheen but is concerned and feels the necessity to assist and care for his wife.
3. Undersigned counsel has consulted with counsel for Ms. Sheen, Mr. Yale L. Galanter, and Mr. Galanter has advised undersigned counsel that Ms. Sheen joins in Mr. Estevez' request to be able to have contact with Ms. Sheen.
4. Due to the emergency nature of this situation, undersigned counsel would respectfully request that this matter be ruled on forthwith.
5. Undersigned counsel has attempted to contact the District Attorney to learn his position as regards the relief requested but was unable to do so.


WHEREFORE, it is respectfully requested that this Court enter an Order modifying the Permanent Restraining Order to allow Mr. Estevez to contact and communicate with Ms. Sheen for so long as she is hospitalized subject to Ms. Sheen's right to terminate any interaction at any time of her choosing.

District Court, Pitkin County, Colorado  
People of the State of Colorado vs. Carols Irwin Estevez  
Case No. 09CR98  
**Emergency Motion To Modify Permanent Protection Order**  
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RESPECTFULLY SUBMITTED this 20 day of January, 2010.

RICHARD CUMMINS, P.C.

By:   
Richard Cummins, #7286  
*Attorney for Defendant*

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 20, 2010, I delivered a true and correct copy of the foregoing **Emergency Motion To Modify Permanent Protection Order** to the following via hand delivery

Office of the District Attorney  
**Attention: Arnold Mordkin**  
Ninth Judicial District  
~~500 [REDACTED]~~  
~~[REDACTED]~~

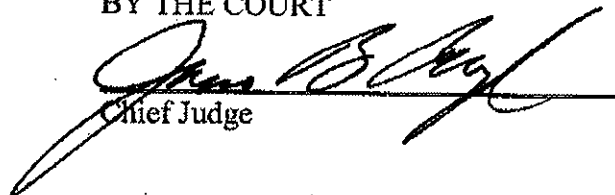
  
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<b>PITKIN COUNTY, COLORADO :DISTRICT COURT</b> Court Address: Pitkin County Courthouse 506 [REDACTED] Street Aspen, Colorado 81611  Phone Number: 970 [REDACTED] 5	
<hr/> <b>THE PEOPLE OF THE STATE OF COLORADO,</b>  <b>vs.</b>  <b>CARLOS IRWIN ESTEVEZ,</b> <b>Defendant.</b>	
<hr/> <div style="text-align: right;">Case Number: P09CR98</div> <div style="text-align: right;">Div.: 3</div>	
<b>ORDER on EMERGENCY MOTION TO MODIFY PERMANENT PROTECTION ORDER</b>	

This matter comes before the Court upon Defendant's Emergency Motion to Modify Permanent Protection Order. The record indicates Brooke Muller Sheen joins in the motion and the District Attorney does not oppose the limited relief requested. The Court accepts the representation that Ms. Sheen has been admitted to the intensive care unit of a Los Angeles Hospital. The Protection Order is modified as follows: Defendant may be in Ms. Sheen's presence in the hospital and may communicate with her in the hospital where she has been admitted for so long as she remains in the hospital and admitted to the hospital for medical reasons. Defendant shall terminate any contact immediately upon the request of Ms. Sheen or any of her health care providers. No communication shall violate the "no harassment" terms of the Protection Order. All of the remaining terms of the Protection Order remain in full force and effect. This modification shall terminate immediately upon Ms. Sheen's discharge from the hospital or upon her leaving the hospital should she leave without being discharged.

DATED: January 20, 2010.

BY THE COURT

  
 Chief Judge