

Restricted Documents

D.C.COLO.LCrR 47.1

HOW TO FILE

#1 PUBLIC MOTION

Must identify the document or proceeding for which restriction is sought. NOTE: “identify the document” does not mean the title or nature of the document. It should be the docket number of the document.

ECF PATH: CRIMINAL — MOTION — LEAVE TO RESTRICT — SELECT DOCUMENT, CASE OR PROCEEDING

DO NOT ATTACH ANY RESTRICTED DOCUMENTS TO THIS FILING.

Three-day objection period.

Notice of the motion filing is posted on the court’s website.

#2 RESTRICTED BRIEF IN SUPPORT

- (1) identify the case, document, or the proceeding for which restriction is sought;
- (2) address the interest to be protected and why such interest outweighs the presumption of public access (stipulations between the parties or stipulated protective orders with regard to discovery, alone, are insufficient to justify restriction);
- (3) identify a clearly defined and serious injury that would result if access is not restricted;
- (4) explain why no alternative to restriction is practicable or why only restriction will adequately protect the interest in question ; and
- (5) identify the level of restriction sought.

ECF PATH: CRIMINAL — OTHER — RESTRICTED DOC
(choose Level 1 or Level 2)

#3 RESTRICTED DOCUMENT

ECF PATH: CRIMINAL — OTHER — RESTRICTED DOC
(choose your appropriate level)

LEVELS OF RESTRICTION

- Level 1 - the parties and the court.
- Level 2 - the filing party, the affected defendant(s), the government, and the court.
- Level 3 - the filing party and the court
- Level 4 - court only

RULE 32.1D

Unless otherwise ordered, a motion for a departure or variance shall not be filed as a restricted document.

Restricted Documents that DO NOT require a public motion and brief in support:

- (A) presentence reports & addenda and related documents, including correspondence or other documents related to sentencing, including letters, reports, certificates, awards, photographs, or other documents pertaining to the defendant;
- (B) probation or supervised release violation reports; and
- (C) statements of reasons in judgments in criminal cases.

HELPFUL HINT AND LINKS

Review the docket sheet carefully to determine the anticipated docket numbers for the brief and restricted document. The most recent filing is not necessarily the docket number.

[Local Rules re Public Access to Cases, Documents, and Proceedings](#)

[ECF Case Filing Procedures, Rule 5.1](#)