

Office of the District Attorney  
First Judicial District  
Jefferson and Gilpin Counties

Scott W. Storey  
DISTRICT ATTORNEY



May 4, 2012

People v.  
Case Number:

To: Defendant or Defense Counsel in the above-referenced matter.

Former Colorado Department of Public Health and Environment lab analyst Mitchell Fox-Rivera is a listed witness in your pending case. The District Attorney's Office has received information that Mr. Fox-Rivera's employment has been terminated by that agency and that he did not properly follow agency procedures in his testing blood samples submitted to the department of health by law enforcement. CDPHE is in the process of retesting all samples of blood pursuant to protocol in order to determine if any errors occurred in the testing process. CDPHE Laboratory Director of Toxicology Cynthia Burbach indicated to me today that CDPHE will forward results to this District Attorney's office along with the name of the analyst who performed the retest. The District Attorney's office will provide all such information in discovery in the applicable cases.

The District Attorney's Office is not in possession of CDPHE's investigation regarding this individual.

Sincerely,

Eva Wilson  
Senior Chief Deputy District Attorney  
500 Jefferson County Parkway  
Golden CO 80401