Filed: 08/25/2022 17:36:28 Seventh Judicial District, Fremont County Abbie Mace, Clerk of the Court By: Deputy Clerk - Harrigfeld, Becky

Lindsey A. Blake, ISB #7920 Rob H. Wood ISB #8229 OFFICE OF THE FREMONT COUNTY PROSECUTING ATTORNEY 22 W. 1st N. St. Anthony, ID 83445 Tel: 208-624-4418

Email: prosecutor@co.fremont.id.us

Attorneys for the State

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF FREMONT

STATE OF IDAHO, Plaintiff,	Case No. CR22-21-1623
vs.	MOTION TO SEAL
CHAD GUY DAYBELL	
Defendants.	

The State of Idaho puts before the Court a motion to seal its Objection to Defendant's Motion for a Permissive Appeal for the following reasons:

- (1) The interests in privacy are predominant over the public's interest in disclosure.
- (2) Sealing said documents is the least restrictive measure consistent with the privacy interests at issue.
- (3) Sealing these documents during the pendency of this criminal investigation is in the best interest of justice and will preserve the right to a fair trial.
- (4) The Defendant's Motion Requesting Permission to Appeal Two of the Court's Orders Filed on July 6, 2022, Pursuant to I.A.R. 12 was filed under seal.
- (5) The Defendant's Motion relates to the Defendant's prior motions, including: Motion to Disqualify Prosecuting Attorney; Motion to Disqualify Out of State Prosecutor; Motion to Dismiss Special Prosecutor; and Motion for Disclosure of

MOTION TO SEAL

Rachel Smith's Cases which were previously filed under seal, as well as the State's prior Objections and Responses to said motions.

The State therefore respectfully requests that the said documents be sealed until there is further order of the Court.

DATED this 24th day of August, 2022.

/s/Lindsey A. Blake /s/Rob H. Wood
Lindsey A. Blake Rob H. Wood
Fremont County Prosecuting Attorney Madison County Prosecuting Attorney

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of August, 2022, that a copy of the foregoing Motion to Seal was served as follows:

John Prior Law Office of John Prior 429 SW 5th Street, Ste. 110 Meridian, Idaho 83462 john@jpriorlaw.com	X 	U.S. First Class Mail Hand Delivered Courthouse Box Facsimile: File & serve Email
R. James Archibald Attorney for Defendant 1493 North 1070 East Shelly, Idaho 83274 jimarchibald21@gmail.com	X	U.S. First Class Mail Hand Delivered Courthouse Box Facsimile: File & serve
John Kenneth Thomas Bonneville County Public Defender's Office 605 N. Capital Ave. Idaho Falls, Idaho 83402 jthomasserve@co.bonneville.id.us	x	Email U.S. First Class Mail Hand Delivered Courthouse Box Facsimile: File & serve Email

By: Wecham
Tiffany Mecham