Electronically Filed 10/5/2022 2:52 PM Seventh Judicial District, Fremont County Abbie Mace, Clerk of the Court By: Becky Harrigfeld, Deputy Clerk

LAWRENCE G. WASDEN ATTORNEY GENERAL STATE OF IDAHO

CHELSEA E. KIDNEY, ISB 8279 Chief, Health and Human Services Division

Amy Long, ISB 7908 Deputy Attorney General Department of Health and Welfare 1070 Hiline Rd, Ste 390 Pocatello, ID 83201 Telephone: (208) 239-6255

Facsimile: (208) 239-6299

Email: amy.long@dhw.idaho.gov

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

STATE OF IDAHO,

Plaintiff,

v.

CHAD GUY DAYBELL,

Defendant.

AMENDED RESPONSE OF THE DEPARTMENT OF HEALTH AND WELFARE TO FURTHER LITIGATION

Case No. CR22-21-1623

COMES NOW, State of Idaho, Department of Health and Welfare, by and through its undersigned attorney, Amy Long, Deputy Attorney General, and responds to the parties' further litigation as follows:

The Idaho Department of Health and Welfare (hereinafter the 'Department'), hereby notifies the Court and parties that the Department does not intend to take a position or otherwise participate in the proceedings that are currently pending before the Court in this matter. Therefore, the Department does not intend to further appear in said proceedings. The Department

waives its appearance at any further hearings held in this criminal matter. If the Court requests

the Department's attendance at any proceeding, the Department requests permission to appear

by telephone or by zoom video conference.

Furthermore, the Department's interest in this matter is solely in protecting confidential

information of the participants in the information requested and the Department will raise no

objection to the Court reviewing and redacting any such information that the Court may deem

confidential; or to the Court ordering the release of redacted material. The Department

understands the relief requested in the Motion of Non-Party Movant to Unseal Court Documents

and Transcripts or Recordings of Past Hearings and is not proposing any further action by the

Department at this time.

DATED: October 5, 2022.

OFFICE OF THE ATTORNEY GENERAL

Deputy Attorney General

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on Wednesday, October 5, 2022 I caused the following parties or counsel to be served by the manner indicated below:

Lindsey A. Blake, ISB #7920 Rob H. Wood ISB #8229 Fremont County Prosecuting Attorney 22 W. 13 N. St. Anthony, ID 83445 prosecutor@co.fremont.id.us

R. James Archibald Attorney for Defendant 1493 North 1070 East Shelly, ID 83274 jimarchibald21@gmail.com

John Kenneth Thomas
Bonneville County Public Defender's
Office
605 N. Capital Ave.
Idaho Falls, ID 83402
jthomasserve@co.bonneville.id.us

Lori A.G. Hellis 541.419.6647 104 E. Fairview Avenue, #381 Meridian, ID 83642-1733 Lori.hellis@gmail.com

John Prior Attorney for Defendant 429 SW 5<sup>th</sup> Street, Ste. 110 Meridian, ID 83642 john@jpriorlaw.com

SARA PALLANTE