

**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,

v.

CHAD GUY DAYBELL,

Defendant.

Case No. CR22-21-1623

ORDER

DENYING MOTION WITHOUT HEARING

On March 12, 2024, the Court received the State's MOTION TO CLARIFY THE ORDER DENYING COUNSEL'S MOTION TO WITHDRAW AS COUNSEL FOR DEFENDANT.

In the motion, the State requests that the Court enter an order clarifying portions of the record—including clarifying closed, sealed portions of certain hearings. On January 18, 2024, the Court heard argument on Daybell's purported request for his counsel to withdraw in this case. Ahead of the hearing, the Court entered an ORDER TO UNSEAL AUGUST 25, 2023 ORDER ON MOTION TO APPOINT CO-COUNSEL, providing both the State and the public relevant information pertaining to the request to withdraw. The January 18, 2024 hearing was open to the public, with certain portions closed and sealed with the State present, and further, some *ex parte* portions of that hearing held on the record with the court reporter making a reviewable record.

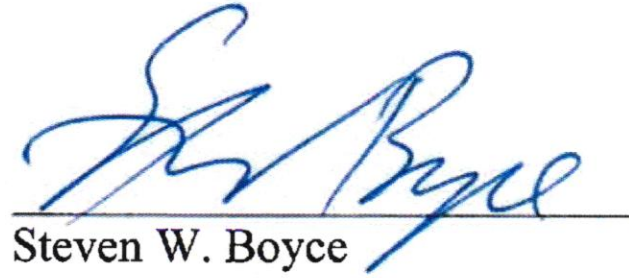
The Court has maintained a record of proceedings of all *in camera* or *ex parte* conversations related to Daybell's representation in this case. In addition, as detailed in the August 25, 2023 Order, there is an appropriate record already prepared for further review in this case—be it by this tribunal or the appellate record, should there be one. Accordingly, the Court finds no appropriate basis to hear a Motion to Clarify and determines herein that the State has been provided

the appropriate and relevant information to which it is entitled. The record stands.

For the foregoing reasons, the State's Motion to Clarify is DENIED without hearing.

IT IS SO ORDERED.

Dated this 14 day of March, 2024.


Steven W. Boyce
District Judge

CERTIFICATE OF SERVICE

I hereby certify that on this 14 day of March, 2024, the foregoing Order was entered and a true and correct copy was served upon the parties listed below by mailing, with the correct postage thereon, or by causing the same to be delivered to their courthouse boxes; by causing the same to be hand-delivered, by facsimile, or by e-mail.

Parties Served:

Lindsey Blake
prosecutor@co.fremont.id.us

Robert H. Wood
mcpo@co.madison.id.us
Attorneys for State of Idaho

John Prior
john@jpriorlaw.com
Attorney for Defendant

Clerk of the District Court
Fremont County, Idaho

by


Deputy Clerk