

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

Notice of Trial Setting, Final Pre-trial Conference,
and Order Governing Further Proceedings

Idaho Code sections 18-207, 19-3501

This matter is scheduled for

<u>Hearing</u>	<u>Date</u>	<u>Time</u>	<u>Judge</u>
Jury Trial	1/9/2023 - 3/17/2023	09:00 AM	Steven W. Boyce

at the Ada County Courthouse, 200 West Front Street, Boise, ID 83702-7300

The parties must comply with the following requirements:


1. Pre-Trial Motions: All pre-trial motions must be filed and heard in compliance with Idaho Criminal Rule 12 unless otherwise ordered. Any pretrial motion not delineated in Idaho Criminal Rule 12(b) must be filed within time to allow a hearing on the motion prior to the pre-trial conference.
2. Discovery: Must be completed prior to the pre-trial conference.
3. Final Pre-Trial Conference: The parties shall discuss potential settlement of the case before the date of the final pre-trial conference scheduled for **November 9, 2022 at 9:30 a.m.** The day of the final pre-trial conference, the parties must be prepared to inform the Court whether the case is going to trial. The Defendant's attendance is required.
4. Plea Agreements: All plea agreements shall be reduced to writing or stated on the record. Written plea agreements shall be signed by the attorneys for both parties and by the Defendant.
5. Written notice must be given at least ninety (90) days in advance of the trial date if a party intends to raise any issue of mental condition and/or call any expert witness concerning such issue. I.C. § 18-207.
6. Motions to Continue: All motions to continue the trial shall state the reason for the continuance and must be in writing. The motion shall be accompanied by an order to vacate and reset the trial and pre-trial conference, with blanks so that the Court may fill in the dates. Any continuance granted at the request of the Defendant which results in the trial being set beyond the six (6) month time period set forth in Idaho Code section 19-3501 constitutes a waiver of speedy trial by the Defendant.

7. Jury Instructions: If the case is to be tried by jury, jury instructions must be submitted by the parties to the Court at least 21 days before the trial date.
8. Exhibits and Witness List: A list of all exhibits and witnesses shall be submitted by the parties to the Court at least 30 days before the trial date.

Alternate Judges: Notice is hereby given that the presiding judge intends to use a panel of judges as alternates to preside at trial or any other hearing or proceeding. Notice is also given that if there are multiple defendants, the presiding judge must determine whether the co-defendants have a sufficient interest in common, so as to be required to join in any disqualification without cause, or whether they have an adverse interest, such that each co-defendant will have the right to file one disqualification without cause.

The panel of alternate judges consists of the following judges: Stephen S. Dunn, Bruce L. Pickett, Jon J. Shindurling, Darren B. Simpson, Richard T. St. Clair, Alan C. Stephens, Stevan H. Thompson, Joel E. Tingey, Dane H. Watkins Jr., Darla Williamson, and William Woodland. This list may include judges in addition to those previously identified. You may disqualify any judge in this list without cause, as long as you have not previously disqualified a judge without cause, unless Idaho Criminal Rule 25 is suspended by order of the Idaho Supreme Court, which rule is currently suspended as of the date of this Order. You have a limited amount of time for filing this motion, which is set forth in Idaho Criminal Rule 25(a)(2). The entire criminal rule can be found online at: <https://isc.idaho.gov/icr25>.

Dated: 12/3/2021 3:03:37 PM



Judge Steven W. Boyce

CERTIFICATE OF SERVICE

I certify that on this date, I served a copy of the attached to:

Lindsey Anne Blake	prosecutor@co.fremont.id.us	<input checked="" type="checkbox"/> By E-mail	<input type="checkbox"/> By mail
Robert H. Wood	mcpo@co.madison.id.us	<input checked="" type="checkbox"/> By E-mail	<input type="checkbox"/> By mail
Rachel Smith	smithlawconsulting@outlook.com	<input checked="" type="checkbox"/> By E-Mail	<input type="checkbox"/> By mail
John Prior	john@jpriorlaw.com	<input checked="" type="checkbox"/> By E-mail	<input type="checkbox"/> By mail

Abbie Mace
Clerk of the Court

Dated: 12/3/2021

By: Becky Harnagel
Deputy Clerk