

**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, vs. LORI NORENE VALLOW AKA LORI NORENE VALLOW DAYBELL, Defendant.	Case No. CR22-21-1624 ORDER TO TEMPORARILY EXTEND COMMITMENT UNDER I.C. 18-212(4)
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In response to the State's Motion to Transport and Request for Expedited Hearing, the Court conducted a closed hearing on March 11, 2022, to discuss the expiration of the commitment order for the Defendant following the submission of final progress reports from the Department of Health and Welfare ("Department") pursuant to the statute. The Court orders as follows.

On June 8, 2021, the Court entered an Order of Commitment pursuant to Idaho Code § 18-212 in Case No. CR22-28-0838. The Court stayed this case in its Order filed on June 9, 2021. The findings in the June 8, 2021 Order of Commitment are incorporated by reference herein. On September 23, 2021, the Court granted an extension of commitment to run an additional one hundred eighty (180) days, from September 8, 2021, which would expire on March 7, 2022.

Idaho Code Section 18-212(4) states that the Department must file a report to the Court at the expiration of the additional one hundred eighty (180) days to allow the Court make a determination of the Defendant's fitness to proceed. Based on the receipt of conflicting reports from the Department, the Court find that a hearing is required to determine "...the disposition of the defendant and the proceedings against him." I.C. § 18-212(4). At the expedited hearing, upon the Court's ruling that a hearing to determine fitness to proceed would be held, each party requested time to prepare for the hearing. In order to conduct the hearing, and in consideration of the parties' request for time to prepare for the hearing, which the Court finds to be a well-founded concern, pursuant to I.C. § 18-212(4) the Court hereby Orders that a temporary extension of the

Defendant's commitment is necessary. This commitment shall continue until such time as the hearing is concluded, at which time the Court will make a determination as to (1) whether the Defendant is fit to proceed; or (2) whether civil commitment proceedings must begin under I.C. § 66-329.

Accordingly, it is hereby ordered:

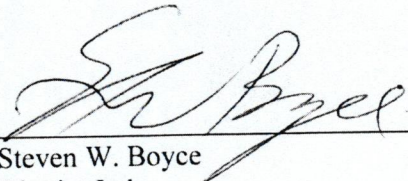
1. The proceedings in this case remain suspended except as provided in Idaho Code section 18-212(5) and (6).

2. The Defendant's commitment to the custody of the Director of Idaho Department of Health and Welfare is extended pursuant to Idaho Code section 18-212(4) for the purpose of conducting a hearing on the issue, and such commitment shall extend until the hearing is completed; or if dangerously mentally ill, to the Department of Correction, for care and treatment at an appropriate facility until the Court can conduct the hearing and make a determination about the Defendant's competency.

3. If the Defendant escapes from custody during confinement, the director shall immediately notify this Court, the prosecuting attorney, and the sheriff.

IT IS SO ORDERED.

Dated this 11th day of March, 2022.



Steven W. Boyce
District Judge

CLERK'S CERTIFICATE OF MAILING

I HEREBY CERTIFY that on 3/11/2022, I e-mailed a true and correct copy of the foregoing to the parties named below:

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By: _____

Becky Harrington
Deputy Clerk