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IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

STATE OF IDAHO,
Plaintiff,

V.

BRYAN C. KOHBERGER,
Defendant.

Case No. CR01-24-31665

STATE'S MOTION IN LIMINE
RE: AT&T TIMING ADVANCE
RECORDS

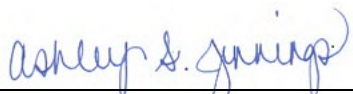
COMES NOW the State of Idaho, by and through the Latah County Prosecuting Attorney, and respectfully moves the Court for an order in limine prohibiting the defense from making any reference to the absence of AT&T Timing Advance Records for Bryan Kohberger.

The State brings this motion based on defense counsels' repeated references to the alleged existence of AT&T Timing Advance Records related to Defendant's cell phone. See Defendant's Supplemental Response Re: Expert Witnesses, Defendant's Exhibit D11-B, Page 49 (Defendant's Bates Page 3873); Defendant's Exhibit D14-B, Page 4-5 (Defendant's Bates 3974-3975).

The State has been advised, and will offer documentation and/or testimony, that AT&T records are produced by their Global Legal Demand Center (GLDC). AT&T GLDC did not begin producing timing advance records until May 2023. All records for Defendant's phone were obtained from GLDC in December 2022. The State intends to supplement this motion with additional information from the FBI and/or AT&T prior the hearing on this motion on April 9, 2025.

Any statements or inferences by defense counsel or their witnesses that there is additional evidence that could have been provided, or was not provided, is a mischaracterization of the evidence and should not be allowed. Under I.R.E. 403 any probative value of such evidence is outweighed by the danger of misleading the jury, undue delay, and waste of time. For these reasons, the State request the Court issue an order in limine prohibiting the defense from making any reference to the absence of AT&T Timing Advance Records for Bryan Kohberger.

RESPECTFULLY SUBMITTED this 24th day of February 2025.



Ashley S. Jennings
Senior Deputy Prosecuting Attorney

CERTIFICATE OF DELIVERY

I hereby certify that true and correct copies of the STATE'S MOTION IN LIMINE RE:
AT&T TIMING ADVANCE RECORDS were served on the following in the manner indicated
below:

Anne Taylor
Attorney at Law
PO Box 2347
Coeur D Alene, ID 83816

- Mailed
- E-filed & Served / E-mailed
- Faxed
- Hand Delivered

Dated this 24th day of February 2025.