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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,

Case No. CR01-24-31665

MOTION TO FILE STATE'S
EXHIBITS 1-4 IN SUPPORT OF
THEIR RESPONSES TO
MOTION IN LIMINE #7 RE:
BUSHY EYEBROWS UNDER
SEAL

V.

BRYAN CHRISTOPHER KOHBERGER,
Defendant.

COME NOW the State of Idaho, by and through the Latah County Prosecuting Attorney and hereby moves the Court for an Order to Seal the State's Exhibits labeled S-1 through S-4 attached to the "State's Response Defendant's Motion in Limine #7 Re: Witness Identification by Bushy Eyebrows" pursuant to Idaho Court Administrative Rule 32(i) and Idaho Code 74-124(1)(b) and (c). The State is mindful of the Court's "Order Regarding Sealing or Redacting Filings" issued on March 3, 2025, and provides the

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following:

State's Exhibit S-1 is a copy of D.M.s phone and text messages for November 13, 2022. This Exhibit was prepared for and used for the grand jury proceedings on May 15, 2023. In addition to including cell phone numbers (which could be redacted), the entirety of the document is previously under seal pursuant to the "Order Sealing Records and Proceedings Pursuant to Idaho Criminal Rule 6.3(c)" issued on May 16, 2023. For that reason, the State requests this exhibit be sealed in its entirety.

State's Exhibit S-2 and S-3 are portions of transcripts from D.M.'s interview with investigators on November 17, 2022, and December 1, 2022. These portions of the transcripts were not included as part of Defendant's Exhibit No. 6 and Defendant's Exhibit No. 7 which were filed under seal. The Court sealed the Defendant's portions of these transcripts on March 3, 2025. For consistency, and pursuant to the same authority cited by the Court, the State seeks to seal these exhibits in their entirety.

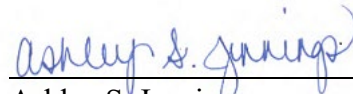
State's Exhibit S-4 is a copy of D.M.'s grand jury testimony. Portions of this testimony were not provided with Defendant's Exhibit No. 10. The entirety of the document is previously under seal pursuant to the "Order Sealing Records and Proceedings Pursuant to Idaho Criminal Rule 6.3(c)" issued on May 16, 2023. In addition, this Court sealed the other portions of this transcript on March 3, 2025. For consistency, and pursuant to the same authority cited by the Court, the State seeks to seal this exhibit in its entirety.

State's Exhibit S-5 is a picture of Bryan Kohberger taken on November 13, 2022. The State is not seeking that this exhibit be sealed as the contents were disclosed within the response and there is no valid authority for sealing this exhibit.

State's Exhibit S-6 is a driver's license photograph of Bryan Kohberger. The State is submitting a redacted photograph of this Exhibit without private information such as the driver's license number, date of birth, and address. The State is not seeking that this exhibit be sealed as the contents were disclosed within the response and there is no valid authority for sealing this exhibit.

The State has discussed this with defense counsel, and they indicated they did not have an objection to the sealing of State's Exhibits S-1 through S-4.

RESPECTFULLY SUBMITTED this 17th day of March 2025.



Ashley S. Jennings
Senior Deputy Prosecutor

CERTIFICATE OF DELIVERY

I hereby certify that true and correct copies of the MOTION TO FILE STATE'S EXHIBITS 1-4 IN SUPPORT OF THEIR RESPONSES TO MOTION IN LIMINE RE: BUSHY EYEBROWS UNDER SEAL were served on the following in the manner indicated below:

Anne Taylor
Attorney at Law
PO Box 9000
Coeur D Alene, ID 83816-9000

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

Dated this 17th day of March 2024.

