

**IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF LATAH**

**STATE OF IDAHO**

**Plaintiff,**

**V.**

**BRYAN C. KOHBERGER,**

**Defendant.**

**CASE NUMBER CR29-22-2805**

**ORDER VACATING AND RESETTING  
DEFENDANT'S MOTIONS**

The Court having before it the *Stipulated Motion to Vacate and Reset Defendant's Motions*, and good cause appearing, now, therefore;

IT IS HEREBY ORDERED that Defendant's motion hearings currently set for September 22, 2023 at 10:30AM and 1:00PM shall be vacated.

IT IS FURTHER ORDERED that the Defendant's Motion to Dismiss Indictment on Grounds of Biased Grand Jury, Inadmissible Evidence, Lack of Sufficient Evidence, and Prosecutorial Misconduct in Withholding Exculpatory Evidence shall be reset for October 26<sup>th</sup>, 2023 at 9:30AM and shall be a closed hearing pursuant to I.C.R. 6.3(c) and I.C.A.R. 32.

IT IS FURTHER ORDERED that the Defendant's Motion to Dismiss Indictment on Grounds of Error in Grand Jury Instructions or in the Alternative Remand for Preliminary Hearing shall be reset for October 26<sup>th</sup>, 2023 at 1:00PM and shall be open to the public.

**SO ORDERED** 9/20/2023 4:44:34 PM.

  
JOHN JUDGE  
DISTRICT JUDGE

**CLERK'S CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was personally served as indicated below on the 21st day of September, 2023 addressed to:

Latah County Prosecuting Attorney –via Email: [paservice@latahcountyid.gov](mailto:paservice@latahcountyid.gov)

Kootenai County Public Defender – via email: [pdfax@kcgov.us](mailto:pdfax@kcgov.us)

Elisa Massoth – via Email: [legalassistant@kmrs.net](mailto:legalassistant@kmrs.net)

  
9/21/2023 8:32:45 AM