

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

STATE OF IDAHO,	)	
	)	Case No. CR29-22-2805
Plaintiff,	)	
	)	<b>ORDER TAKING JUDICIAL NOTICE</b>
vs.	)	<b>OF CASE ADMIN</b>
	)	
BRYAN C. KOHBERGER	)	
	)	
Defendant.	)	
_____	)	

In order for the Court to assess the arguments in Defendant’s Motion to Dismiss Indictment on Grounds of Error in Grand Jury Instructions or in the Alternative Remand for the Preliminary Hearing and Motion to Dismiss Indictment on Grounds of Biased Grand Jury, Inadmissible Evidence, Lack of Sufficient Evidence, and Prosecutorial Misconduct in Withholding Exculpatory Evidence, the Court needed to have access to the grand jury procedures and evidence. To accommodate the need, the State submitted a Motion to Take Judicial Notice of the Grand Jury Record. Without objection, the Court, as requested by the State, takes judicial notice under Rule 201(c)(2) I.R.E of the grand jury transcripts, the audio recording, the exhibits, the jury instructions, and the jury questionnaires contained in Admin. . The State has provided the same information to the defense.

DATED this 15<sup>th</sup> day of December 2023.

  
John C. Judge  
District Judge

**REDACTED**

**CERTIFICATE OF SERVICE**

I certify that copies of the ORDER TAKING JUDICIAL NOTICE OF CASE ADMIN29-23-4 were delivered by email to:

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on this 15<sup>th</sup> day of December 2023.

CLERK OF THE COURT

By:   
Deputy Clerk