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Elisa G. Massoth, Attorney at Law, Bar Number: 5647

**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

MOTION FOR CHANGE OF VENUE

COMES NOW, Bryan C. Kohberger, by and through his attorneys, and hereby moves this Court for a change of venue. By this Motion, Bryan requests a jury pool from outside Latah County. This Motion is made pursuant to the 5th, 6th, 8th, and 14th Amendments to the U.S. Constitution; Art. I, §§ 1, 6, 7, 13, and 18 of the Idaho State Constitution; I.C.R., Rules 21 and I.C. §§19-1801, *et seq.*

A fair and impartial jury cannot be found in Latah County owing to the extensive, inflammatory pretrial publicity, allegations made about Mr. Kohberger to the public by media that will be inadmissible at his trial, the small size of the community, the salacious nature of the alleged crimes, and the severity of the charges Mr. Kohberger faces. Enlarging the jury pool will not do anything to overcome that pervasive prejudicial publicity because Latah County does not have a large enough population center to avoid the bias in the community. Further, the size of the community and the interconnectedness of its citizenry is problematic and will prevent a fair and impartial pool of potential jurors.

Mr. Kohberger, by and through his counsel, requests an opportunity to be heard through evidentiary presentation and argument no sooner than the end of April 2024.

DATED this 30 day of January, 2024.

ANNE C. TAYLOR, PUBLIC DEFENDER
KOOTENAI COUNTY PUBLIC DEFENDER



BY: _____

ANNE TAYLOR
PUBLIC DEFENDER

CERTIFICATE OF DELIVERY

I hereby certify that a true and correct copy of the foregoing was personally served as indicated below on the 30 day of January, 2024 addressed to:

Latah County Prosecuting Attorney –via Email: paservice@latahcountyid.gov

Elisa Massoth – via Email: legalassistant@kmrs.net


