

LATAH COUNTY PROSECUTOR'S OFFICE
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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 No. CR29-22-2805

STATE'S OBJECTION TO
DEFENDANT'S "MOTION
REQUESTING ADDITIONAL
DEADLINES"

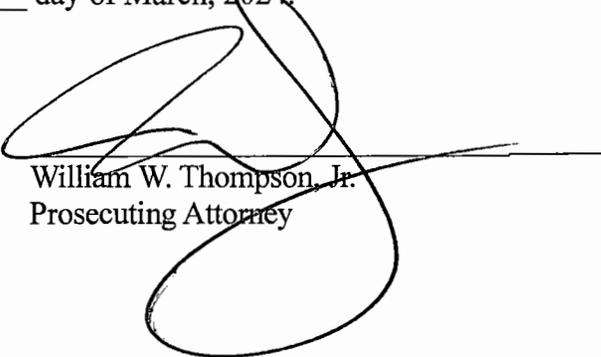
COMES NOW the State of Idaho, by and through the Latah County Prosecuting Attorney, and objects to Defendant's "Motion Requesting Additional Deadlines" filed on March 6, 2024.

As the record reflects, when the parties appeared before the Court on Wednesday, February 28, 2024, discussion was had regarding scheduling orders and trial dates. Both the State and the Court indicated interest in a March 3, 2025, trial date. The State also proceeded to outline a list of proposed pretrial deadlines. The Court then asked the State to submit those proposals to the Court which the State did by letter dated February 28, 2024, a copy of which is attached as Exhibit A. The State's proposed deadlines would accommodate a March 3, 2025, trial date.

The "additional deadlines" proposed in the Defendant's March 6, 2024, filing would

negate any possibility of a March 3, 2025 trial date. Because of this and for the reasons previously articulated in our filings and in court, the State objects to the Defendant's March 6, 2024, "Motion Requesting Additional Deadlines," and re-submits a March 3, 2025, trial date with pre-trial deadlines as outlined in Exhibit A is appropriate.

RESPECTFULLY SUBMITTED this 8th day of March, 2024.



William W. Thompson, Jr.
Prosecuting Attorney

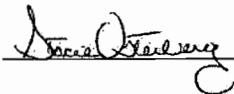
CERTIFICATE OF DELIVERY

I hereby certify that true and correct copies of the STATE'S OBJECTION TO DEFENDANT'S "MOTION REQUESTING ADDITIONAL DEADLINES" 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 8 day of March, 2024.



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Deputy Prosecuting Attorneys
KEITH P. SCHOLL
JESSICA UHRIG
STEPHEN KWIATKOWSKI

February 29, 2024

Honorable John C. Judge
District Judge

RE: State v. Kohberger

Dear Judge Judge:

As you requested in Court yesterday, I am writing to detail the State's trial/scheduling order proposal:

- The jury trial is set to commence on Monday, March 3, 2025.
- Preliminary discovery deadlines:
 - September 6, 2024 - State preliminary discovery deadline (6 months prior to trial).
 - November 8, 2024 - Defense discovery deadline (2 months following the State's and to include mitigation).
 - February 7, 2025 - State's reply/rebuttal discovery deadline.
 - All discovery deadlines to include expert disclosures.
- Final pretrial conference - week of February 12 - 16, 2025.
- Defense death penalty motions:
 - Motions due September 6, 2024.
 - State's response due October 11, 2024.
 - Defense reply due October 25, 2024.
 - Hearing - week of November 4 - 8, 2024.
- Submission of proposed jury questionnaire - November 1, 2024.
- Submission of proposed jury instructions and exhibit/witness lists - January 31, 2025.
- Pre-trial motions/motions in limine:
 - Due November 22, 2024.
 - Responses due December 13, 2024.
 - Replies due December 20, 2024.
 - Hearing - week of January 6 - 10, 2025.
 - Motions can, of course, be filed earlier for more timely resolution.

We recognize that the Court has now set some initial scheduling dates including the defense Motion for Change of Venue, and various preliminary discovery deadlines, and intends to set a trial date once you issue a decision on the pending defense Motion for Change of Venue scheduled for hearing on May 14, 2024, at 1:30 p.m. We also acknowledge that the Court has set April 17, 2024, as the deadline for the defense to comply with its notice and discovery obligations regarding alibi. This date is also the deadline for the defense to submit its briefs, discovery and affidavits regarding its Motion for Change of Venue with the State's response due on May 1, 2024.

We also think it would be helpful for the Court to adopt our proposed schedule for defense death penalty motions (as outlined in the 4th bullet point above).

Please let us know if you have any questions. Thank you.

Sincerely,



William W. Thompson, Jr.
Prosecuting Attorney

WWT/sao

Pc: Anne Taylor