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Attorneys for Defendant

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

STATE OF IDAHO,)	
)	Case No. CR01-21-34839
Plaintiff,)	
)	
vs.)	MOTION FOR JUDGMENT
)	OF ACQUITTAL OR, IN
AARON ANSON VON EHLINGER,)	THE ALTERNATIVE, MOTION
)	FOR A NEW TRIAL
Defendant.)	
_____)	

COMES NOW the Defendant, Aaron Anson von Ehlinger, by and through his attorney of record, Jon R. Cox of The Cox Law Firm, PLLC, and moves this Court for a judgment of acquittal pursuant to Idaho Criminal Rule 29(c)(2). In the alternative, the Defendant moves this Court for a new trial pursuant to Idaho Code §19-2406 and I.C.R. 34. Both I.C.R.29(c) and I.C.R. 34(b) mandate that a motion made pursuant to those rules must be filed within fourteen (14) days after the verdict.

On April 29, 2022, the jury returned a guilty verdict on Count 1 Rape, Felony as charged in the information. In order to brief the pertinent legal issues in a memorandum in support of this

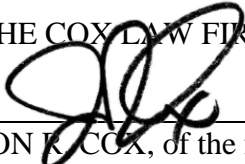
motion, the Defendant needs to obtain a transcript of the jury trial that was held on April 26, 2022, through April, 29th 2022. The Defendant has filed a motion for a transcript of the jury trial contemporaneously with this motion. The Defendant requests that the Court permit the Defendant to submit a memorandum in support of this motion after the jury trial transcript has been received. However, the Defendant anticipates the motion will assert the evidences was insufficient to sustain a conviction, that there was error with respect to question(s) of law on both Statutory and Constitutional grounds that arouse during the course of the trial, and that the verdict was contrary to the law or evidence. In addition, the Defense anticipates that there will be presentation of new evidence at a hearing on the alternative motion for new trial and that additional time may be necessary to provide said information in conformance with I.C. 19-2406 (2-7).

Oral argument is respectfully requested.

DATED this 13th day of May, 2022.

THE COX LAW FIRM, PLLC

By:



JON K. COX, of the firm
Attorneys for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 13th day of May, 2022, I caused to be served a true and correct copy of the foregoing document upon the following individual, by the method indicated, and addressed as follows:

Ada County Prosecuting Attorney's Office
200 W. Front Street, Rm. 3191
Boise, Idaho 83702

[] U.S. Mail, postage prepaid
[] Hand Delivered
[] Facsimile (287-7709)
[x] eFile/Email:
acpocourtdocs@adacounty.id.gov


ALICIA SCHIFFER