

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF FREMONT
MAGISTRATE DIVISION

STATE OF IDAHO,)	
)	CASE NO. CR 22-20-0755
Plaintiff,)	
)	FINDINGS REGARDING IN-PERSON
vs.)	PRELIMINARY HEARING
)	
CHAD GUY DAYBELL)	
)	
Defendant.)	

The April 22, 2020, Idaho Supreme Court Order In Re: Emergency Reduction in Court Services and Limitation of Access to Court Facilities states that all court proceedings are to be held remotely via teleconferencing or video conferencing. Additionally, the order states that “a presiding judge may, in the exercise of discretion and after making findings on the record, determine that a proceeding must be held in person because of the court’s needs or to prevent undue prejudice to a party.”

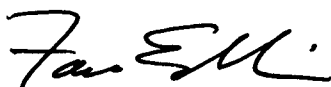
Pursuant to this Order, the Court makes the following findings:

1. The Defendant has a right to be present during the Preliminary Hearing. The Defendant has a right to confront and cross examine witnesses in person. In order to preserve an adequate recording of the proceeding and to preserve the Defendant’s rights, the Defendant must be present in the courtroom with his attorney.
2. The courtroom where the hearing will take place is large enough to provide for the required social distancing of all those whose attendance is required or permitted.

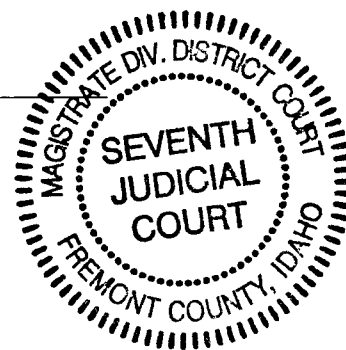
3. Protective plexiglass has been installed along the bench and the witness stand to protect the health of hearing participants.
4. The Court has issued an Order Governing Courtroom Conduct dated June 19, 2020, for the Preliminary Hearing and future hearings to further provide safety and public access measures.
5. The Administrative District Judge has issued an Administrative Order Governing Courthouse Conduct dated June 19, 2020, to further provide safety and public access measures.

ACCORDINGLY, the Preliminary Hearing scheduled on August 3 and 4 of will be held in person.

Dated: July 8, 2020



Hon. Faren Z. Eddins
Magistrate Judge



CLERK'S CERTIFICATE OF MAILING

I HEREBY CERTIFY that on June 29, 2020, I e-mailed a true and correct copy of the foregoing to the parties named below:

State's Attorney
Rob Wood
rwood@co.madison.id.us

Defense Attorney
John Prior
john@jpriorlaw.com

By: 
Deputy Clerk