

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

STATE OF IDAHO,	)	
	)	
Plaintiff,	)	CASE NO. CR 22-20-838
	)	
vs.	)	
	)	
LORI NORENE VALLOW	)	
	)	
Defendant.	)	

**ORDER DENYING MOTION FOR RECONSIDERATION**

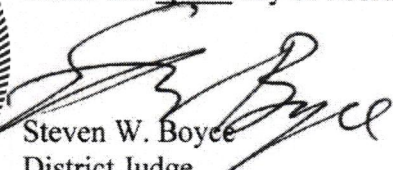
On January 19, 2021, Defendant filed a “Motion for Reconsideration” requesting the Court to “reconsider and amend its Order RE: Motion for Disqualification of the Prosecutor Mr. Robert Wood.” The Motion cites the Idaho State Constitution, the United States Constitution, and “any other applicable rule of law” as the bases for the requested relief.

While the Idaho Rules of Civil Procedure contain provisions for a motion to reconsider (I.R.C.P. 11.2(b)), there is no counterpart in the Idaho Criminal Rules. The Idaho Supreme Court has confirmed that there is no basis for such a motion. “In fact, there is no criminal procedural rule that provides a basis to reconsider a decision of this kind. The Idaho Rules of Criminal Procedure have nothing similar to Idaho Rule of Civil Procedure 11.2(b)(1).” *State v. Flores*, 162 Idaho 298, 302, 396 P.3d 1180, 1184 n.1. (2017).

For this reason, the Motion to Reconsider is DENIED.



Dated this 10 day of February, 2021.

  
Steven W. Boyce  
District Judge

CLERK'S CERTIFICATE OF MAILING

I HEREBY CERTIFY that on February 10, 2021, I e-mailed a true and correct copy of the foregoing to the parties named below:

State's Attorney  
Rob Wood  
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Defense Attorney  
Mark L. Means  
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By:  \_\_\_\_\_  
Deputy Clerk