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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, vs. CHAD GUY DAYBELL, Defendants.	CASE NO. CR22-21-1623 MOTION TO CONTINUE AND/OR REINSTATE THE JANUARY TRIAL SETTING AND PREVENT IMPROPER SEVERANCE
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The State of Idaho, by and through the Fremont County Prosecuting Attorney's Office, requests that the trial in this matter be continued from the current October trial setting and/or that the January trial date be reinstated.

This Court recently entered an order in the Co-Defendant's companion case number CR22-21-1624 setting this matter for trial to begin on October 11, 2022. This Court has repeatedly found and held that these cases are one for trial. It is proper to continue the October trial setting for both Defendants' cases and restore the prior trial date scheduled to commence on January 9, 2023. If both cases are not set for trial at the same time, it will result in an improper severance.¹

¹ During off the record discussions between the Court and Counsel, the Court reiterated this is one case for trial and that a Pretrial Scheduling Order setting the above-captioned matter for the October date would be entered in this Motion to Continue and/or Reinstatement the January Trial Date and Prevent Improper Severance

The State requests this Court adopt the Motion to Find Good Cause to Continue Trial and Avoid Improper Severance filed on May 2, 2022, in the companion case CR22-21-1624, into this case number.

DATED this 18th day of May, 2022.

/s/Rob Wood
Rob Wood
Prosecuting Attorney

/s/Lindsey A. Blake
Lindsey A. Blake
Prosecuting Attorney

case. The State has been awaiting the Pretrial Scheduling Order; however, it has still not been entered in the record, and this matter is set to be heard on May 19, 2022.

Motion to Continue and/or Reinstate the January Trial Date and Prevent Improper Severance

