

**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

Defendant.

Case No. CR22-21-1623

ORDER VACATING HEARING

On October 8, 2021, the Court issued its Memorandum Decision on Defendant's Motion to Change Venue. Thereafter, on November 3, 2021, the State filed its "Motion for the Court to Allow Additional Evidence & Follow Idaho Code § 19-1816 by Transporting a Jury." The Defense objected, filing its "Objection to State's Motioin [*sic*] to Reconsider Courts [*sic*] Ruling on Jury Sequestration," arguing that the motion is an improper motion to reconsider and objecting to the State's request that it be allowed to submit additional evidence on the issue of sequestering or transporting a jury. That was followed up by the Defendant's November 19 Memorandum supporting Defendant's objection to the hearing. A hearing on the issue is presently scheduled for December 2, 2021.

In summary, the State requests an opportunity to present additional evidence and argument in support of the State's request that the Court transport a jury from Ada County and sequester them in Fremont County for trial, a request previously denied by the Court in its October 8 Decision. The State's Motion cites to convenience and economic issues in support of their contention.

