

**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

On May 24, 2021 a Grand Jury in Fremont County returned a true bill of indictment charging both Chad Guy Daybell and Lori Norene Vallow Daybell on one indictment, as provided for in Idaho Criminal Rule 8(b). Upon consideration of issues raised by counsel regarding the Defendants' case numbers and administrative proceedings in the cases, the Court issues the following order.

For purposes of conducting a jury trial, the cases of State of Idaho v. Chad Guy Daybell, CR22-21-1623; and State of Idaho v. Lori Norene Vallow Daybell, CR22-21-1624; are currently joined.¹ However, for administrative purposes, and in order to protect Defendants' full panoply of rights, including due process protections, afforded by the United States Constitution and the Idaho State Constitution, each Defendant has a unique case and unique case number.

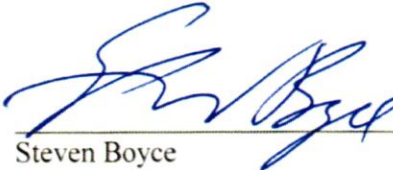
It is therefore ordered and confirmed that Fremont County Case No. CR22-21-1623, State v. Chad Guy Daybell; and Case No. CR22-21-1624, State v. Lori Noreen Vallow Daybell; are two separate cases before the District Court in Fremont County, Idaho, regardless of the single indictment. The defendants are however joined for purposes of trial, pursuant to I.C.R. 8(b).

¹ *Actions* (i.e., cases) may be "properly joined under I.C.R. 8(b)" *State v. Gamble*, 146 Idaho 331, 337, 193 P.3d 878, 884 (Ct. App. 2008)

It is further ordered that Counsel are directed to file all subsequent pleadings in each case captioning only that individual Defendant's respective case number and name.

IT IS SO ORDERED.

Dated this 6 day of August, 2021.


Steven Boyce
District Judge

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of August, 2021, the foregoing Order was entered and a true and correct copy was served upon the parties listed below by mailing, with the correct postage thereon, or by causing the same to be delivered to their courthouse boxes; by causing the same to be hand-delivered, by facsimile, or by e-mail.

Parties Served:

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Attorney for Chad Daybell

Clerk of the District Court
Fremont County, Idaho

by 
Deputy Clerk