

a severed trial or in a joint trial.) Therefore, until the stay is lifted or trial scheduling necessitates testing, the State will not seek to consumptively test any materials without stipulation from Lori Vallow Daybell’s legal counsel.

2. The Defendant Chad Daybell sent a “Specific Request for Discovery Re: Lab Testing” to the State on August 24, 2021. While the State has responded to said request, the State is not yet in possession of the material/data to adequately respond by way of providing further data, material, or objection. Any consumptive testing of material should not take place until the State has the information required to adequately respond to said request.

The State does not object to providing the Defense with any and all lab records, reports, or documentation in its possession. The State has complied with this request and will continue to comply with this request as any further documentation is provided.

The State objects to the Defendant’s request that the State “arrange for the Defendant’s expert to go directly to any lab testing such samples to review, copy, photograph, and document Any and all processes, test, procedures and testing procedures that will be performed on the fingerprint samples and have been performed to date.” The Idaho State Lab does not allow unauthorized personnel inside their laboratory and such an order would violate the State Lab’s standard operating procedures. Said procedures are in place to insure the integrity of the lab’s work. Further, the State is unaware of any authority allowing the Court to order the State Lab to violate its standard operating procedures.

The State does not object to the Request that all serology, microscopy, or other visual tests be photographed insofar as possible and conducive to the State Lab’s operating procedures and documented.

The State does not object to the Defendant’s forensic expert being allowed to examine all evidence produced by the State Lab in its regular course of examination and testing and according to the State Lab’s policies and standard operating procedures.

Signed and Dated this 17th Day of September, 2021

/s/Lindsey A. Blake
Lindsey A. Blake
Fremont County Prosecutor

/s/Rob H. Wood
Rob H. Wood
Madison County Prosecutor

CERTIFICATE

I HEREBY CERTIFY that on this 17th day of September, 2021, that a copy of the foregoing RESPONSE TO MOTION TO OPPOSE was served as follows:

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