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Attorneys for Defendant

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

<p>STATE OF IDAHO, Plaintiff, vs. LORI VALLOW DAYBELL, Defendant.</p>	<p>Case No. CR22-21-1624 OBJECTION TO JURY SEQUESTRATION</p>
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Come now the attorneys for the Defendant, and object to the State's Motion to Sequester the Jury, as follows:

1. The Defendant agrees that there has been extensive pretrial publicity in this case. Due to the Court prohibiting cameras in the courtroom, the publicity has been moderated.

- If the Court continues its order prohibiting cameras in the courtroom, then much of the sensationalism of court proceedings can be prevented. Jurors should be instructed and questioned regarding their access to publicity, both during voir dire and during the trial.
2. The jury trial should remain in Ada County and should not be moved back to Fremont County. If the jury is sequestered, the prosecutors will continue to seek to change venue back to Fremont County. This motion to sequester the jury was filed on September 29, 2021, and the Court granted the venue change on October 8, 2021. To hear this motion 16 months after it was filed is another way to continue the attack on the Court's decision to transfer venue from Fremont County to Ada County.
 3. Both parties are entitled to a fair trial. For the jury to be sequestered away from their family, children and homes for two months, without phones and tv and internet, would cause an undue burden on the jurors. If a conviction is rendered after the guilt-phase portion of the trial which necessitates the provisions of Idaho Code 19-2126, the jury must be sequestered at that time. The defense expects that sequestration would last two weeks for the punishment phase of the trial, as opposed to a two-month sequestration of the guilt phase portion of the trial.

Dated: January 12, 2023

/s/ Jim Archibald
R. James Archibald, Esq.

Dated: January 12, 2023

/s/ John Thomas
John Thomas, Esq.

Certificate of Service

I hereby certify that on this day I served a true and correct copy of this document on the following by the method of delivery indicated:

Lindsey A. Blake, Esq. efile and serve

Robert H. Wood, Esq. efile and serve

Dated: January 12, 2023

/s/ Jim Archibald
R. James Archibald, Esq.