

**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,

v.

LORI NORENE VALLOW aka LORI  
NORENE VALLOW DAYBELL,

Defendant.

Case No. CR22-21-1624

**ORDER**

on Defendant's Bill of Particulars

On September 2, 2022, Defendant filed a MOTION FOR A BILL OF PARTICULARS. On October 6, 2022, the State filed a RESPONSE.<sup>1</sup> The Parties argued the motion during a hearing on December 8, 2022, and the Court took the matter under advisement.

The Defendant conceded that there is no right to a Bill of Particulars under Idaho law but requested one as a discretionary matter before the Court in order to place the Defendant on notice as to what specific overt actions she was accused of taking. The State argued that the motion is an unwarranted request and that the Court should decline to grant the motion, instead finding that the INDICTMENT satisfies Idaho's requirements under Idaho Criminal Rule 7 and I.C. §§19-1409 and 19-1418.

On May 25, 2021, a Fremont County Grand Jury returned an INDICTMENT charging the Defendant with 7 counts of criminal activity—including 3 counts of Conspiracy. The INDICTMENT sets forth enumerated alleged "overt acts" for each count of conspiracy the INDICTMENT contains. "[T]he allowance of a bill of particulars is not a matter of right, but is within the sound discretion of the trial court." *State v. Rathbone*, 8 Idaho 161, 67 P. 186 (1901).

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<sup>1</sup> On October 6, 2022, the Court entered an Order staying the case pursuant to I.C. § 18-210.







