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

**IN THE MATTER OF**

State v. Lori Norene Vallow (nka Daybell)

Case Number CR22-21-1624

**MOTION OF NON-PARTY MOVANT  
TO UNSEAL DOCUMENTS AND  
TRANSCRIPTS OR RECORDINGS OF  
PAST HEARINGS**

**HEARING REQUESTED**

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**COMES** NON- PARTY MOVANT, Lori Hellis, and asserts:

1. Lori Hellis, Non-Party Movant is a member of both the public and the media. Pursuant to ICAR 32, she holds the status of “any person,” and therefore has standing in this matter.
2. Pursuant to ICAR 32 the court in this matter has improperly sealed many documents.
3. The court in this matter has improperly sealed many proceedings and has improperly conducted hearings “under seal.”
4. The court has rejected the Non-Party Movant’s previous motion to unseal documents and records of proceedings.

5. The Non-Party Movant relies on the following: ICAR 32; Idaho Code §74-101et.seq.
6. The Non-Party Movant's motion includes *all sealed documents or records of proceedings* including but not limited to the following. To the extent that the documents include Protected Information as identified by IRCP 16(d)(1) and ICAR 32(g), that information should be redacted before the documents are unsealed and released.

<u>Date</u>	<u>Title</u>	<u>Additional Information</u>
7/27/21	Order Sealing State's Motion and Memorandum Objecting to the Entry of Appearance of Counsel and Finding of Conflict	There was no hearing on this issue and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial. Any documents sealed pursuant to this order should be unsealed. If there were any documents sealed pursuant to this order they should be unsealed.
8/6/21	Order	There is nothing in the court record to indicate the purpose of this order.
8/30/21	Status Conference	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
9/8/21	Status Conference	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
9/13/21	Motion to Seal	It is unclear if there was an order associated with this motion.
9/14/21	Order to Close Hearing and Seal Record	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed. There was no hearing on this issue and no written findings that this hearing falls within any

		exception or would interfere with the defendant's right to a fair trial.
9/15/21	Status Conference	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
9/16/21	Status Conference	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
9/23/21	Proposed Order Denied Order to Seal	There was no hearing on this issue and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial.
10/8/21	Order to Seal	There was no hearing on this motion and no written findings that the related documents or hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is impossible to tell what action this order applies to. Any documents or proceedings sealed by this order should be released.
10/21/21	Status Conference	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
10/21/21	Order to Close Hearings and Seal Record.	There was no hearing on this issue and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is therefore impossible to tell what action this order applies to. Any records or documents sealed by this order should be released.
11/26/21	Motion to Seal	
11/26/21	Order to Seal	There was no hearing on this motion and no written findings that the related documents

		or hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is impossible to tell what action this order applies to. Any documents or proceedings sealed by this order should be released.
12/8/21	Order to Close a Portion of the Hearing and Seal Record	There was no hearing on this issue and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial.
12/28/21	Memorandum Decision and Order Disqualifying Counsel	There was no hearing prior to the sealing of this memorandum and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial.
12/29/21	Motion Hearing	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
12/29/21	Motion Hearing	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
1/5/22	Motion Hearing	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
2/9/22	Order to Close Hearing and Seal Record	There was no hearing on this issue and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is therefore impossible to tell what action this order applies to. Any records or documents sealed by this order should be released.
2/11/22	Status Conference	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference

		breakout room, that portion of the record of the hearing should be unsealed.
2/11/22	Motion to Seal	
2/11/22	Order to Seal	There was no hearing on this motion and no written findings that the related documents or hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is impossible to tell what action this order applies to. Any documents or proceedings sealed by this order should be released.
2/16/22	Motion to Seal	
2/16/22	Order to Seal	There was no hearing on this motion and no written findings that the related documents or hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is impossible to tell what action this order applies to. Any documents or proceedings sealed by this order should be released.
3/2/22	Decision and Order (Sealed)	There was no hearing on this motion and no written findings that the related documents or hearing falls within any exception or would interfere with the defendant's right to a fair trial
3/11/22	Order to Seal	There was no hearing on this motion and no written findings that the related documents or hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is impossible to tell what action this order applies to. Any documents or proceedings sealed by this order should be released.
3/11/22	Order to Close Hearing and Seal Record	There was no hearing on this issue and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is therefore impossible to tell what action this order applies to. Any records or documents sealed by this order should be released.

3/11/22	Order	There nothing in the court's record to indicate the substance of this order or whether it is sealed. To the extent that the order seals documents they should be sealed.
3/11/22	Order	There nothing in the court's record to indicate the substance of this order or whether it is sealed. To the extent that the order seals documents they should be sealed.
3/18/22	Order to Seal	There was no hearing on this motion and no written findings that the related documents or hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is impossible to tell what action this order applies to. Any documents or proceedings sealed by this order should be released.
3/18/22	Order	There nothing in the court's record to indicate the substance of this order or whether it is sealed. To the extent that the order seals documents they should be sealed.
3/21/22	Status Conference	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
3/22/22	Order	There nothing in the court's record to indicate the substance of this order or whether it is sealed. To the extent that the order seals documents they should be sealed.
3/22/22	Order to Close Hearing and Seal Record	There was no hearing on this issue and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is therefore impossible to tell what action this order applies to. Any records or documents sealed by this order should be released.

4/1/22	Motion to Seal	
4/1/22	Order to Seal	There was no hearing on this motion and no written findings that the related documents or hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is impossible to tell what action this order applies to. Any documents or proceedings sealed by this order should be released.
4/6/22	Order to Close Hearing and Seal Record	There was no hearing on this issue and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial. It is therefore impossible to tell what action this order applies to. Any records or documents sealed by this order should be released.
4/7/22	Status Conference	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.
4/11/22	Order	There nothing in the court's record to indicate the substance of this order or whether it is sealed. To the extent that the order seals documents they should be sealed.
4/11/22	Finding of Fact, Memorandum, Decision and Order	It is unclear from the court's record if this document is sealed. If it is sealed, there was no hearing prior to the sealing of this memorandum and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial.
4/28/22	Memorandum Decision and Order	It is unclear from the court's record if this document is sealed. If it is sealed, there was no hearing prior to the sealing of this memorandum and no written findings that this hearing falls within any exception or would interfere with the defendant's right to a fair trial.

5/13/22	Order	There nothing in the court's record to indicate the substance of this order or whether it is sealed. To the extent that the order seals documents they should be sealed.
5/19/22	Motion Hearing	To the extent any of this hearing was held outside of the view of the public, in a judicial sidebar, or in a video conference breakout room, that portion of the record of the hearing should be unsealed.

The Non-Moving Party therefore moves the court for the following findings and orders:

1. A finding that the Non-Party Movant is an Interested Party for the purposes of this case.
2. An order directing the court and staff to review and redact all sealed documents and records of hearings including but not limited to the list above, to remove any protected information as defined by ICRP(16)(d)(1) and any information protected by ICAR 32(g), and to then unseal and release all the redacted records to the Non-Party Movant and any other media outlet requesting said documents, or in the alternative, conduct a hearing to consider the Non-Moving Party's motion.
3. An order requiring all parties to file a motion to seal any future document or hearing after first giving notice to all parties and any interested party.
4. An order requiring, that the court comply with ICAR 32 (G)(1-3) and hold a hearing on any future motions to seal documents or proceedings, and after a hearing, make written determinations about the need to seal any future documents or proceedings.

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5. If the court and the movant are unable to resolve the conflict regarding the release of documents, an order referring the matter to the Idaho Supreme Court Media and Courts Conflict Resolution Panel (aka Fire Brigade).

Respectfully Submitted.

August 25, 2022.

/s/  
Lori A.G. Hellis  
Non-Party Movant

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**CERTIFICATE**

I HEREBY CERTIFY that on August 25, 2022, a copy of the preceding was served as follows:

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/s/ Lori A.G. Hellis