

CASE NO. CR29-22-2805  
BY [Signature] DEPUTY

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF LATAH

In the Matter of the Application  
For a Search Warrant for:  
  
1122 King Road  
Moscow, Latah County, Idaho  
  
MPD Case No. 22-M09903

Case No. CR29-22-2805

ORDER TO SEAL

This matter came before the court on March 14, 2023 on the State's motion to seal or redact pursuant to I.C.A.R. 32(i). The hearing was held via Zoom. Ashley Jennings appeared on behalf of the State of Idaho. Anne Taylor appeared on behalf of Mr. Kohberger.

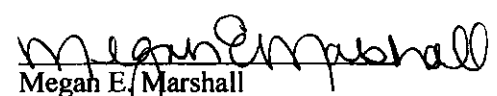
The court reviewed the records, considered the arguments presented, weighed the interests in privacy and public disclosure, and announced its findings of fact on the record. Therefore, pursuant to I.C.A.R. 32(i)(2)(A), (D), and (E), and I.C. §74-124(1)(b), (c), and (e), the court finds it necessary to seal the documents related to the search warrant for the following reasons:

- (1) The documents contain highly intimate facts or statements, the publication of which would be highly objectionable to a reasonable person;
- (2) The documents contain facts or statements that might threaten the safety of or endanger the life or safety of individuals;
- (3) It is necessary to preserve the right to a fair trial;
- (4) Disclosure would constitute an unwarranted invasion of personal privacy; and
- (5) Production of such records would disclose investigative techniques and procedures.

After due consideration and with good cause appearing,

IT IS HEREBY ORDERED that the record herein shall be SEALED until further order of the court.

Dated: 3/24/2023

  
Megan E. Marshall  
Magistrate Judge

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ORDER SEALING SEARCH  
WARRANT AND RELATED  
DOCUMENTS

Based upon the Motion to Seal Search Warrant and Related Documents filed herein, the Court does hereby confirm and ORDER that the Affidavit for Search Warrant (including any exhibits), Search Warrant, Return of Search Warrant (including any exhibits and inventories of items seized) and Order are confidential, exempt from disclosure and are SEALED pursuant to Idaho Court Administrative Rule 32(g)(1) for the reasons stated in the said Motion and until April 1, 2023, or further order of the Court, whichever occurs first.

SO ORDERED this 25th day of February, 2023. @ 12:30 PM

Megan Marshall  
Magistrate Judge

LATAH COUNTY PROSECUTOR'S OFFICE  
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MOTION TO TEMPORARILY  
SEAL SEARCH WARRANT  
AND RELATED DOCUMENTS  
PENDING HEARING


The State of Idaho, by and through the Latah County Prosecuting Attorney, respectfully moves the Court pursuant to Idaho Court Administrative Rule 32(g)(1) and Idaho Code 74-124 for a temporary Order Sealing Search Warrant and Related Documents, including the Affidavit for Search Warrant (including any exhibits), Search Warrant, Return of Search Warrant (including all exhibits of the inventories of items seized) and Order filed herein because release or disclosure would:

1. Interfere with enforcement proceedings;

2. Deprive a person of a right to a fair trial;
3. Constitute an unwarranted invasion of personal privacy,
4. Disclose the identity of a confidential source; and/or
5. Disclose investigative techniques and procedures.

Wherefore, the State respectfully prays that the Court temporarily seal from public disclosure the Affidavit for Search Warrant, Search Warrant, Return of Search Warrant (including all Exhibits) and Order herein under the provisions of Idaho Court Administrative Rule 32(g)(1) and Idaho Code 74-124 pending a hearing on the matter.

RESPECTFULLY SUBMITTED this 22nd day of February, 2023.

  
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ASHLEY S. JENNINGS  
Sr. Deputy Prosecuting Attorney