

certificate of service stated that the request was served on my work specific email, rwood@co.madison.id.us. I found this strange because the certificate of service did not state it was sent to my Court eService Email, which is mcpo@co.madison.id.us. I have attached as Exhibit "1," a copy of the Idaho State Bar Attorney Roster for my contact and service information, which establishes my Bar Email Address and my Court eService Email

5. Upon seeing the certificate of service, I checked my rwood@co.madison.id.us email for April 2nd in an effort to find the discovery request. I did not receive an email from defense counsel on April 2nd. I further checked all of my email from April 2nd to April 8th and did not find an email from defense counsel. I have attached a screen shot of my email with all received emails on April 2nd in my inbox highlighted as "Exhibit 1." I have not deleted any emails from my inbox. I further checked my junk email and infected items folder and did not find an email from defense counsel.
6. Knowing that my work email has an email filter, I called Paul Sorensen of the Madison County I.T. department and asked him to check if the filter had blocked any emails from defense counsel. I felt this was necessary to determine if the email had been sent but had not made it to my inbox. Mr. Sorenson called me and also sent me an email informing me that no email from defense counsel was in the blocked email folder. I asked him to screenshot the folder and send it to me. I have attached a copy of that screenshot to this affidavit as "Exhibit 2."
7. After speaking with Mr. Sorensen, I spoke with the court clerks to find out exactly when the discovery request had been filed and whether they had a record of my office being served with the request. Once the court clerk investigated, I was informed that the request had indeed been filed on April 2nd, 2020, but that no service contacts were listed in the filing system.
8. Due to the combined facts that the wrong email was listed on the certificate of service, that no notice was received at my Bar Email Address or my Court eService Email, and that the record shows that no service contacts were listed, the State has not been properly served with the Defendant's most recent Request for Discovery.
9. I have no reason to believe that this failure to serve was purposeful or anything other than an unintentional error.
10. Nevertheless, pursuant to Idaho Criminal Rule 16(f)(1), the State has 14 days from the date of service to respond to a request for discovery. The Defendant's recent request has asked the state to provide an exceedingly large number of documents. I am filing this notice of lack of service and affidavit with the Court simply to inform the Court that the State has not yet been served, and as such I do not believe the State is bound to respond within 14 days of April 2nd.
11. If the State were deemed to be served by the simple act of filing, the State would have lost 5 days in which to prepare the response to the discovery request. Due to the voluminous nature of the request, this would put the State in a position in which it would be unable to comply with Idaho Criminal Rule 16(f)(1).

Further your affiant sayeth naught,

RESPECTFULLY SUBMITTED this 8th day of April, 2020.



Rob H. Wood
Madison County Prosecuting Attorney

SUBSCRIBED AND SWORN to before me this 8 day of April, 2020.



Notary Public
Residing at: Rexburg
My Commission Expires: 1/4/22

Search again

Results (as of 4/2/20)

Robert H. Wood

Status Active
Admittance Date 10/01/2009

Firm Madison County Prosecutor's Office
Mailing Address PO Box 350
Rexburg, ID 83440

Phone (208) 356-7768
Phone Ext
Fax (208) 356-7839

Bar Email Address rwood@co.madison.id.us
Website Address www.county.madison.id.us
Court eService Email mcpo@co.madison.id.us

Need a correction?

Is something not correct? Please use the Address Change Form

The information above is based on the Idaho State Bar records as of the date listed above. To send us an update on your own listing, please use the online Address Change Form or send an email to the Licensing Department. Please notify the Licensing Department if you find that another attorney's information is incorrect. Questions on attorney status and good standing should also be directed to the Licensing Department at (208) 334-4500.

Current Status Definitions

Disciplinary History

Contact the Bar Counsel's Office at (208) 334-4500 to request a disciplinary history on an attorney.

Former Members

Information on former members of the Idaho State Bar is limited to name, admission date and status. The online records include former members going back to approximately 1994. Records on former members from before 1994 are not available online. Please contact the Licensing Department for more information on former members.

PENGAD 800-631-6969

STATE'S
EXHIBIT

Send / Receive Folder View Help ESET Tell me what you want to do

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in Up
Delete Archive Reply Reply All Forward More
Delete Respond

Move to: ? To Manager
Team Email Done
Reply & Delete Create New
Quick Steps

Move Rules OneNote Unread/Read Categorize Follow Up
Move Tags

Search Current Mailbox Current Mailbox

All Unread By Date ↑

FR...	SUBJECT	RECEIVED	SIZE	CATEGORIES	MENTI...
nor...	Employee Timesheet is Awaiting Your Approval	Fri 4/3/2020...	7 KB		
WHITNEY D GEE has submitted their 3/22/2020 - 4/4/2020 Timesheet for your approval. <end>					
Jod...	Erica Vera - Status	Thu 4/2/20...	17 KB		
Ida...	Idaho Supreme Court Supplemental Order	Thu 4/2/20...	29 KB		
Re: Time Limit for Service of Summons					
Ran...	Eforce upgrade	Thu 4/2/20...	30 KB		
Eforce completed an upgrade of our system this morning. If you experience any issues, you should first try					
Jod...	Kauer - Adjudicatory	Thu 4/2/20...	19 KB		
Ida...	Local Inquiry	Thu 4/2/20...	16 KB		
Dear Members, Please see local inquiry below. Thank you in advance for your assistance. Be safe, be well!					
Ida...	Ebulletin	Thu 4/2/20...	69 KB		
This week's ISB update!					
Set...	Reminder: Conference Call with Governor Little	Thu 4/2/20...	15 KB		
Hi Everyone,					
San...	expert witness for an aggravated DUI case	Thu 4/2/20...	22 KB		
Dear Members Please see the local inquiry, below. This has also been sent directly to Jared Olson, our Traffic					
Am...	Please send well wishes today to Assistant Chief D...	Thu 4/2/20...	16 KB		
Chief Davis is retiring after 30 years of service to Madison Fire Department, and today is his last day working.					
myL...	Overview of the Paid Sick and FMLA Leave Require...	Thu 4/2/20...	114 KB		
Over 400 Live CLE National Video Broadcasts • 30 Plus Practice Areas • Paralegal Training • Legal Hot Topics					
Cus...	NueSynergy Debit Card - Documentation Required	Thu 4/2/20...	22 KB		
Dear Participant- The reason you are receiving this message is because a recent debit card transaction					
Jas...	Zoom alternatives	Wed 4/1/2...	9 KB		

356 Reminders: 2,756

All folders are up to date. Need Pass

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