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11 Advocate for LORI NORENE (DAYBELL) VALLOW

12 **IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF**
13 **THE STATE OF IDAHO, IN AND FOR THE COUNTY OF MADISON**
14 **MAGISTRATE**

15 STATE OF IDAHO,
16 PLAINTIFF

17 Vs.

18 LORI NORENE VALLOW AKA LORI NORENE
19 DAYBELL,
20 DEFENDANT

21 DOB: 1973

Case No: CR33-20-0302

MOTION FOR TRANSFER FOR TRIAL RE:

Idaho Criminal Rule 21(a)

22 COMES NOW THE DEFENDANT LORI NORENE VALLOW (AKA LORI NORENE DAYBELL) by
23 and through her Attorney of Record, Mark L. Means of Means-Law and hereby moves this
24 Court for an order transferring the case (venue) because a fair and impartial jury trial cannot be
25 had in Fremont County, State of Idaho. This motion is brought pursuant to Idaho Criminal Rules
26 (hereafter I.C.R.) 21 and is based upon the Sixth (6th) and Fourteenth (14th) Amendments to the
Constitution of the United State of America, Article 1 and 7 of the Idaho State Constitution, and
any and all other applicable law. It shall be supported by the papers and pleadings of/in this
case, the memorandum of law to be filed, evidence to be submitted and the evidence to be

1 adduced at the hearing of this Motion. Further, Defendant requests a briefing schedule to
2 allow both parties to submit to the Court their memorandums, evidence, list of potential
3 witnesses (if any) in regard to this Motion. Defendant respectfully requests oral arguments
4 on this Motion as well as a hearing date on this Motion. This Motion is filed in the
5 alternative to the Motion for Transfer for Trial in regards to Idaho Criminal Rule 21 (b).
6

7 DATED this 21 day of September 2020.

8 *M.L. Means*
9 Mark L. Means
10 Advocate for the Defendant
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CERTIFICATE OF SERVICE

The undersigned certifies that on this 21 day of September 2020, I caused a true and correct copy of the FOREGOING document to be forwarded by the method(s) indicated below, to the following:

MADISON COUNTY PROSECUTING ATTORNEY x_____ Efile
159 E. Main St.
P.O. Box 350
Rexburg, ID 83440
Email: mcpo@madison.id.us

DATED this 21 day of September 2020.

Mark L. Means
Mark L. Means
Advocate for the Defendant