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State v. Johnson Clerk's Record v. 2 Dckt. 36932

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LAW CLERK

Vol. 2 of 4

IN THE
SUPREME COURT
OF THE
STATE OF IDAHO

State of Idaho,

PLAINTIFF/RESPONDENT

Vs.

Dawn Marcel Johnson,

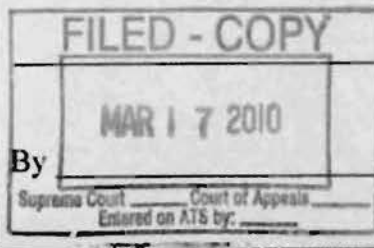
DEFENDANT/APPELLANT

Appealed from the District Court of the Fifth
Judicial District for the State of Idaho,
in and for Cassia County
Honorable Michael R. Crabtree, District Judge

Lawrence Wasden
Attorney for Plaintiff/Respondent

Molly Huskey
Attorney for Defendant/Appellant

Filed this ___ day of _____, 2010



Clerk

By _____ Deputy

2 of 2

36932 COPY

Diana Johns 08-1984

Jury Code	Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	EC
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DH/0000246 GEORGIA MAE SMITH F 687 18 14 MARRIED
 Seat: 1 Age of My Children: ADULTS
 My Job: PART TIME MANAGER
 Spouses job: RETIRED
 Prior Place of Residence: MODESTO, CA
 Party to Civil Lawsuit: YES
 If yes, when/where: 11/06 CASSIA CIVIL
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 10.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? YES 19/89 CALIFORNIA

DH/0000051 ELOISE HAMMOND F 338 53 MARRIED 2
 Seat: 2 Age of My Children: 28,23
 My Job: LABOR VALLEY WHOLESAL
 Spouses job:
 Prior Place of Residence: PAUL IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 24.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before?

DH/0000192 GINA LYNN MURDOCH F 39 13 MARRIED 5
 Seat: 3 Age of My Children: 22,21,18,16,14
 My Job: LABTECH, MCCAINS
 Spouses job: MCCAINS
 Prior Place of Residence: PROVO UTAH
 Party to Civil Lawsuit: YES
 If yes, when/where: 20/06 BURLEY, IDAHO CIVIL JUDGEMENT
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

Jury Trial/Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	No. Children
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DH/0000237 VERNON GEORGE GREEN M 69 69 MARRIED
 Seat: 4 Age of My Children: 45,44,41,39,37,34
 My Job: RETIRED MCCAIN'S FOODS USA
 Spouses job: RETIRED MCCAIN'S FOODS USA
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 6.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000092 CHERYL VELDA HOSKINS F 53 53 MARRIED 4
 Seat: 5 Age of My Children: 3,4,8,17
 My Job: FOSTER MOTHER OF 3 BOYS AGES 3,4,8 JANITORAL SECRETARY
 Spouses job: FRITO LAY AND SELF EMPLOYED
 Prior Place of Residence: POCATELLO IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000249 BONNIE W P BAIR F 54 8 8 MARRIED 8
 Seat: 6 Age of My Children:
 My Job: TEACHER
 Spouses job: COMPTROLLER - GOODE MOTORS
 Prior Place of Residence: ABILENE, TX
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 15.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 19/92 MINOT ND

Case/Jury# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	N
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DH/0000097 KEVIN MICHAEL OSTERHOUT M 32 32 MARRIED
 Seat: 7 Age of My Children: 6MO
 My Job: RETAIL SALES SPRING WIFELESS PACIO SHACK
 Spouses job: FARKE VIEW CARE & REHAB
 Prior Place of Residence:
 Party to Civil Lawsuit: YES
 If yes, when/where: 20/98 CASSIA COUNTY COLLECTIONS
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000232 ALAN COY MCDONALD M 2 MARRIED
 Seat: 8 Age of My Children:
 My Job: FARRIER
 Spouses job: SELF-EMPLOYED
 Prior Place of Residence: CHICO CA
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 19/99 ELKO NV CHICO CA

DH/0000216 JEFF S LEACH M 40 MARRIED 3
 Seat: 9 Age of My Children: 12,19,20
 My Job: MECHANIC SOUTHERN IDAHO SOLID WASTE
 Spouses job: SECRETARY PHC. RECLAMATION
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 20.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

Jury Date	Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
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DH/0000116 REGENIA MAE MEAMBER F 68 3 MARRIED
 Seat: 10 Age of My Children: 54, 50, 47, 44, 42, 39, DECEASED
 My Job: YWCA - DIRECTOR OF ESL PROGRAM
 Spouses job: WELLS FARGO BANKS-AUDITOR
 Prior Place of Residence: LAVERNE, CA
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 2.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 20/03 LOS ANGELES

DH/0000204 ROBERT FRANK HUTCHISON M 48 48 48 MARRIED
 Seat: 11 Age of My Children: 14
 My Job: (OWNER) RH CONSTRUCTION
 Spouses job: EVERGREEN NURSERY
 Prior Place of Residence:
 Party to Civil Lawsuit: YES
 If yes, when/where: 19/94 CASSIA LABOR&BODILY IN
 Defendant in Criminal Suit: YES 19/86 CASSIA
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: YES
 Do You Drive: YES Miles to court: 10.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before?

DH/0000230 BETSY PICKETT F 68 56 MARRIED 5
 Seat: 12 Age of My Children: 49,47,45,44,36
 My Job: HOUSE WIFE
 Spouses job:
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 11.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES BURLEY

Jury Code	Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
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DH/0000231 SANDRA J MADDEN F 53 53 MARRIED
 Seat: 13 Age of My Children: 26,28
 My Job: SENIOR BANK MGR. DIST. MGR. H.S BANK
 Spouses job: SUPERVISOR MAGIC VALLEY PRODUCE
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 4.5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 19/96

DH/0000175 CLYDE L GOODRICH M 52 28 MARRIED
 Seat: 14 Age of My Children: 27,24,21
 My Job: SRS HEALTH AND WELFARE STATE OF IDAHO
 Spouses job: FIELD CONSULTANT SUBWAY CORPORATION
 Prior Place of Residence: VERNAL UTAH
 Party to Civil Lawsuit: YES
 If yes, when/where: 20/03 CASSIA, IDAHO LIABILITY
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: YES
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? YES 19/99 CASSIA COUNTY

DH/0000033 KEVIN DALE HEINER M 52 52 MARRIED 11
 Seat: 15 Age of My Children: 34-5
 My Job: AUTOMATED DAIRY SYSTEMS
 Spouses job:
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 20/00 CASSIA COUNTY

Jury Code/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
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DH/0000233	LINDA LEE KEENE-COUTH	F	65	13		MARRIED
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Seat: 16 Age of My Children: 42-46
 My Job: RETIRED
 Spouses job: RETIRED
 Prior Place of Residence: TOOELE UTAH
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You:
 Do You Drive: YES Miles to court: 22.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000023	NORLEEN MAY REED	F	52	52		DIVORCED
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Seat: 17 Age of My Children: 38,33
 My Job: MCCAINS FOODS-STINKER STATION- SAFE HAVEN
 Spouses job:
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000197	DIANA MARIE ROSE					
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Seat: 18 Age of My Children:
 My Job:
 Spouses job:
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit:
 Claim for Personal Injury Against You:
 Claim for Personal Injury by You:
 Do You Drive: Miles to court:
 Are you Related or Friend in Law Enfr?
 Have you served as a Juror before?

Jury Code/Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	F
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DH/0000084	ADA CANTU	F	43	43		DIVORCED	
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Seat: 19 Age of My Children: 25,19,8
 My Job: IH & H & HOSPICE
 Spouses job:
 Prior Place of Residence: BURLEY, IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 8.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000007	BARBARA ANN BRAXDALE	F	65	3			
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Seat: 20 Age of My Children:
 My Job: GIRL SCOUTS OF MIDLAND EMPIRE STAFF FOR FINANCES & PROG
 Spouses job:
 Prior Place of Residence: ST JOSEPH MO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES

ST JOSEPH MO

DH/00000219	KERRY LYNN SEARLE	M	46	46		MARRIED	4
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Seat: 21 Age of My Children: 24, 18, 16,14
 My Job: TRUCK DRIVER DUNCAN TRANSPORTATION
 Spouses job: CNA MINI CASSIA CARE CENTER
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 15.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

Jury Date/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
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DH/0000166 JENNIFER NICOLE JENSEN F 34 34 MARRIED

Seat: 22 Age of My Children: 12,7
 My Job: HOUSEWIFE
 Spouses job: PHYSICAL THERAPIST BURLEY PHYSICAL THERAPY
 Prior Place of Residence: HEYSURN, IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000143 MINDY MARIE VAIL F 33 32 MARRIED

Seat: 23 Age of My Children: 5,10,11
 My Job: SCHOOL TEACHER
 Spouses job: MECHANIC
 Prior Place of Residence: SALT LAKE CITY
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 10.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000154 JANICE LYNN PILLING F 62 11 MARRIED 7

Seat: 24 Age of My Children: 27-39
 My Job:
 Spouses job: KODIAK MORTHWEST
 Prior Place of Residence: CALGARY ALBERTA
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 13.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

Jury Code	Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	F
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DH/0000104 BRUCE D NEWCOMB M 56 56 SINGLE

Seat: 25 Age of My Children:
 My Job: BARTENDER RETIRED
 Spouses job:
 Prior Place of Residence:
 Party to Civil Lawsuit: YES
 If yes, when/where:
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: YES
 Do You Drive: YES Miles to court: 1.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES CASSIA COUNTY

DH/0000108 AUSTIN TRACEY UDY M 27 27 MARRIED

Seat: 26 Age of My Children: 2, 10MTH
 My Job: RAFT RIVER ELECTRIC COMPANY
 Spouses job: NETWORK INTERPRETING SEVICE/ADMIN. ASSISTANT
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 32.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000106 NOLA BURTON DAYLEY F 67 13 MARRIED 7

Seat: 27 Age of My Children: 44,42,41,39,35,32,30
 My Job: CARE GIVEN TO ELDERLY FOLKS-CASIER
 Spouses job: CARPENTER
 Prior Place of Residence: PHOENIX AZ
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 4.5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

Jury Code/Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	N
DH/0000018 Seat: 28	ALAN C ANDERSON	M	51	40		MARRIED	
	Age of My Children: 17,14						
	My Job: CPA						
	Spouses job: ANDERSON CONSULTING CPA'S						
	Prior Place of Residence: CREM UT						
	Party to Civil Lawsuit: NO						
	Defendant in Criminal Suit: YES 20/09 CASSIA						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 3.0						
	Are you Related or Friend in Law Enfr? YES						
	Have you served as a Juror before? YES 20/06 CASSIA						
DH/00000250 Seat: 29	JONNI RAE WHITAKER	F	38	5		MARRIED	1
	Age of My Children: 8						
	My Job: FLORIST-MARY LOU'S FLOWER CART						
	Spouses job: BANKER-WELLS FARGO BANK						
	Prior Place of Residence: LYNNWOOD WASHINGTON						
	Party to Civil Lawsuit: NO						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 5.0						
	Are you Related or Friend in Law Enfr? NO						
	Have you served as a Juror before? NO						
DH/0000080 Seat: 30	BEVERLY W WARD	F	67	66		MARRIED	3
	Age of My Children: 43,41,32						
	My Job: RANCH						
	Spouses job: RANCH						
	Prior Place of Residence:						
	Party to Civil Lawsuit: YES						
	If yes, when/where: 19/95 CASSIA COUNTY DAMAGE						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 35.0						
	Are you Related or Friend in Law Enfr? YES						
	Have you served as a Juror before? YES 19/62						

Jury Code/Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	F
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DH/0000047	ROBERT WHITNEY BILL	M	42	28		MARRIED	
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Seat: 31 Age of My Children: 13,17
 My Job: SHIPPING TRUCKER, BOISE PAPER
 Spouses job: TEACHER, CASSIA COUNTY SCHOOL DISTRICT
 Prior Place of Residence: GREAT FALLS MONTANA
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.5
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000070	SUSANNA C RIOS	F	47	47		MARRIED	
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Seat: 32 Age of My Children: 25,23,18,7
 My Job: WELLS FARGO
 Spouses job: SELF EMPLOYED
 Prior Place of Residence: BURLEY, IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: NO Miles to court: 5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES

DH/0000185	NORMA ALICIA CUIRIEL	F	33	33	33	MARRIED	4
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Seat: 33 Age of My Children: 2,4,8,10
 My Job: HOMEMAKER
 Spouses job: TRUCK DRIVER
 Prior Place of Residence: SOUTHGATE, UT
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 12.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES

CASSIA COUNTY

Jury Code/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
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DH/0000018 CHRISTOPHER JOHN STAMPER M 19 SINGLE
 Seat: 34 Age of My Children:
 My Job: CARPET LASER
 Spouses job:
 Prior Place of Residence:
 Party to Civil Lawsuit: YES
 If yes, when/where: 20/09 CASSIA INSURANCE CLAIM
 Defendant in Criminal Suit: YES 20/08 PAUL IDAHO
 Claim for Personal Injury Against You: YES
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 8.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000228 ZULEMA M MACIAS F 52 22 MARRIED 2
 Seat: 35 Age of My Children: 8,2 1/2
 My Job: TEACHER
 Spouses job: FARM LABORER
 Prior Place of Residence: MCALLEN TEXAS
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 6.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000125 BARBARA JO ANDERSEN F 53 53 DIVORCED 2
 Seat: 36 Age of My Children: 28-31
 My Job: MANAGER OF SOUTH SIDE ELECTRIC
 Spouses job:
 Prior Place of Residence: ALBION IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 10.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES CASSIA

Jury Code/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	Ki
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DH/0000082 MELANIE H CHRISTENSEN F 30 2 MARRIED

Seat: 37 Age of My Children: 7,5,3,1
 My Job: HOMEMAKER, SOCIAL WORKER PRIOR TO HOMEMAKER
 Spouses job: CHIROPRACTOR/ WOODWORKER
 Prior Place of Residence: PORTLAND OREGON
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000226 KARLA ANN ROBINSON F 53 53 MARRIED

Seat: 38 Age of My Children: 30, 27,24,17
 My Job: BOOKKEEPING, BUDGETING, & FINANCIAL CONSULTANT- SELF
 Spouses job: FARMER, DAIRY-SELF EMPLOYED
 Prior Place of Residence:
 Party to Civil Lawsuit: YES
 If yes, when/where: 20/05 CASSIA CIVIL
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 18.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 20/07 JUDGE CARLSON

DH/0000225 JAMES C MCBRIDE M 54 48 MARRIED 5

Seat: 39 Age of My Children: 31,27,23,21,19
 My Job: SELF EMPLOYED HEATING CONTRACTOR
 Spouses job:
 Prior Place of Residence: FALLON NEVADA
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: YES 20/06
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 20.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? YES 19/84 CASSIA COLUNTY

Jury Code/Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	N. Kil.
DH/0000214 Seat: 40	MICHAEL ALLAN WEYERS	M	19	17		SINGLE	
	Age of My Children:						
	My Job: BURGER KING						
	Spouses job:						
	Prior Place of Residence: ORANGE COUNTY CA						
	Party to Civil Lawsuit: NO						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: NO Miles to court: 5						
	Are you Related or Friend in Law Enfr? NO						
	Have you served as a Juror before? NO						
DH/0000136 Seat: 41	ROBERT DEAN MAHLER	M	45	45		SINGLE	1
	Age of My Children: 10						
	My Job: WELDER SOUTHERN FIELD WELDING						
	Spouses job:						
	Prior Place of Residence:						
	Party to Civil Lawsuit: NO						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 5						
	Are you Related or Friend in Law Enfr? NO						
	Have you served as a Juror before? NO						
DH/0000093 Seat: 42	MICHAEL OMAN OTTLEY	M	38	38		MARRIED	4
	Age of My Children: 17,15,6,5						
	My Job: TRUCK DRIVER - MIKE OTTLEY TRUCKING						
	Spouses job: CLERICAL, BLACKFOOT MEDICAL CENTER						
	Prior Place of Residence: DECLO IDAHO						
	Party to Civil Lawsuit: NO						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 1.0						
	Are you Related or Friend in Law Enfr? NO						
	Have you served as a Juror before? NO						

Jury Code	Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	KL
DH/0000031		MEREDITH ROBERT SMITH	M	65	65		MARRIED	
Seat:	43	Age of My Children:						
		My Job: DUTCHMAN MANUFACTURING						
		Spouses job: RETIRED						
		Prior Place of Residence:						
		Party to Civil Lawsuit: NO						
		Defendant in Criminal Suit: NO						
		Claim for Personal Injury Against You: NO						
		Claim for Personal Injury by You: NO						
		Do You Drive: YES Miles to court: 1.0						
		Are you Related or Friend in Law Enfr? NO						
		Have you served as a Juror before? YES 20/06						
DH/0000131		LINDA CARLYN SWENSEN	F	43	43		MARRIED	3
Seat:	44	Age of My Children: 20,22,23						
		My Job: CNA, PARKEVIEW CARE & REHAB						
		Spouses job: MAINTNANCE/JANITOR WALMART						
		Prior Place of Residence: MALAD IDAHO						
		Party to Civil Lawsuit: YES						
		If yes, when/where: 20/08 IDAHO FALLS IDAHO COLLECT./GARN.						
		Defendant in Criminal Suit: NO						
		Claim for Personal Injury Against You: NO						
		Claim for Personal Injury by You: NO						
		Do You Drive: YES Miles to court: 5						
		Are you Related or Friend in Law Enfr? NO						
		Have you served as a Juror before? NO						
DH/0000025		ANDREA LYNN CHESNUT	F	38	11		DIVORCED	3
Seat:	45	Age of My Children: 16,12,9						
		My Job: PARAEDUCATOR						
		Spouses job:						
		Prior Place of Residence: TAYLORSVILLE UT						
		Party to Civil Lawsuit: YES						
		If yes, when/where:						
		Defendant in Criminal Suit: YES						
		Claim for Personal Injury Against You: NO						
		Claim for Personal Injury by You: NO						
		Do You Drive: YES Miles to court: 1.5						
		Are you Related or Friend in Law Enfr? NO						
		Have you served as a Juror before? NO						

000197

Jury Code/Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status
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DH/0000014 EMILY LOU MCCAFFREY F 28 28 MARRIED

Seat: 46 Age of My Children: 3,8,17
 My Job: RETAIL SALES
 Spouses job: SELF
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: YES 20/01 CASSIA
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES

DH/0000160 MICHAEL CRAIG CAMPBELL M 57 57 MARRIED

Seat: 47 Age of My Children: 36,39
 My Job: SELF EMPLOYED
 Spouses job: SAME CAMPBELL'S IDAHO AVIATION, BURLEY AIRPORT
 Prior Place of Residence: AMMON, ID
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 3.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? YES 20/05 CASSIA COUNTY

DH/0000105 CHARLES EDWARD JR MAXWELL M 52 32 MARRIED

Seat: 48 Age of My Children: 28,22,22,18
 My Job: PRODUCTION SUPERVISOR MCCAIN FOODS, USA
 Spouses job: UTILITY OPERATOR MCCAIN FOODS, USA
 Prior Place of Residence: NEWPORT PA
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 30.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? YES

Jury Code/Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
DH/0000227	KEVIN E SEBHART	M	47	42		MARRIED	
Seat: 49	Age of My Children: 20,20,22						
	My Job: AIRCRAFT MECHANIC						
	Spouses job: STATE OF						
	Prior Place of Residence:						
	Party to Civil Lawsuit: YES						
	If yes, when/where: 20/07 BURLEY						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 6.0						
	Are you Related or Friend in Law Enfr? YES						
	Have you served as a Juror before? NO						

DH/0000112	KRAIG K FRANKS	M	47	43		SINGLE	
Seat: 50	Age of My Children: 19-26						
	My Job: APPLICATOR						
	Spouses job:						
	Prior Place of Residence: BURLEY IDAHO						
	Party to Civil Lawsuit: NO						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 5						
	Are you Related or Friend in Law Enfr? NO						
	Have you served as a Juror before? YES 20/05						

DH/0000078	COLLEEN W CARSON	F	63	63		MARRIED	
Seat: 51	Age of My Children: 42,41,34						
	My Job: USDA LOAN OFFICER STATE REHABILITATION						
	Spouses job: PRINTER/FARMER/DAIRYMAN						
	Prior Place of Residence:						
	Party to Civil Lawsuit: YES						
	If yes, when/where: 19/87 WASHINGTON DC						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 9.0						
	Are you Related or Friend in Law Enfr? YES						
	Have you served as a Juror before? YES 19/89						

Jury Date	Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	K
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DH/0000218 GARTH LYNN SEARLE M 42 42 MARRIED
 Seat: 52 Age of My Children: 16,13,11
 My Job: FEED SALES- LAND VIEW INC
 Spouses job: RN- CASSIA REGIONAL
 Prior Place of Residence:
 Party to Civil Lawsuit: YES
 If yes, when/where: 20/02 CASSIA FINANCIAL
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 10.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000028 DAVID LEE SCHWENDIMAN M 60 60 MARRIED
 Seat: 53 Age of My Children:
 My Job: SALES ASSOCIATE WALMART
 Spouses job: ICU UNIT SECRETARY CASSIA REGIONAL MEDICAL CENTER
 Prior Place of Residence: RUPERT IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000075 LARRY LEE LARSON M 57 57 MARRIED 7
 Seat: 54 Age of My Children:
 My Job: LARRY ELEC & HEATING (SELF)
 Spouses job: A.C. DRIVE IN (SELF)
 Prior Place of Residence: PAUL, ID
 Party to Civil Lawsuit: YES
 If yes, when/where: 20/01 CASSIA BUSINESS
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 7
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? YES 20/01 CASSIA

Jury Code	Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status
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DH/0000152		ELOISA CANTU SALDAYA	F	64	33		MARRIED
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Seat: 55 Age of My Children: 29, 39
 My Job: MCGAIN FOOD BURLEY, IDAHO 83316
 Spouses job: RETIRED
 Prior Place of Residence: BURLEY IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000243		DAWN MARIE HIGLEY	F	43	17		MARRIED
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Seat: 56 Age of My Children: 17,15,12,8
 My Job: PARA EDUCATOR
 Spouses job: OPERATIONS SUPER FOR RAFT RIVER ELECTRIC
 Prior Place of Residence: LOGAN, UTAH
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 20.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000084		ERNEST GLEN STRAUBHAAR	M	53	52		SINGLE
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Seat: 57 Age of My Children:
 My Job: SELF-EMPLOYED, SOLE EMPLOYEE
 Spouses job:
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: YES 19/75 FT LEWIS WASHINGTON
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 14.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

Jury Code/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	Ki
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DH/0000195 LOWELL EDWIN CURTISS M 64 2 MARRIED

Seat: 58 Age of My Children: 13,13,8
 My Job: SCHOOL BUS DRIVER RETIRED AUTOMOBILE ASSEMBLER
 Spouses job: HOMEMAKER
 Prior Place of Residence: TROY MO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 32.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000184 TERESA RAE BARLOW F 45 15 MARRIED

Seat: 59 Age of My Children: 15,21,24
 My Job: CUSTOMER SERVICE MANAGER WALMART
 Spouses job: SELF EMPLOYED TRUCK DRIVER
 Prior Place of Residence: GRANITE FALLS WA
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 7.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000190 GORDON F STRUTHERS M 62 14 MARRIED

Seat: 60 Age of My Children: 42, 40, 36
 My Job: RETIRED US FOREST SERVICE
 Spouses job: RETIRED
 Prior Place of Residence: BAKER CITY OR
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 10.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 20/02 CASSIA COUNTY

Jury Code/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
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DH/0100089 DOUGLAS CARTER PASLEY M 44 MARRIED

Seat: 61 Age of My Children:
 My Job: GENERAL MANAGER
 Spouses job:
 Prior Place of Residence: SIOUX FALLS SD
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 2.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000162 BONITA SUE JONES F 56 56 MARRIED

Seat: 62 Age of My Children: 47,44,38,35,24,21
 My Job: TEACHER CASSIA COUNTY SCHOOL DISTRICT #151
 Spouses job: CARPENTER GARY D JONES CONSTRUCTION
 Prior Place of Residence: TWIN FALLS IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 3.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 19/77 TWIN FALLS

DH/0000223 RYAN W CRANNEY M 38 32 MARRIED 5

Seat: 63 Age of My Children: 12,10,8,6,3
 My Job: FARMER
 Spouses job: HOUSEWIFE
 Prior Place of Residence: LOCAN UTAH
 Party to Civil Lawsuit: YES
 If yes, when/where: 19/96 CASSIA CIVIL
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 15.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

Jury Code/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	KL
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DH/0000242 SHEPMAN L INSPAM	M	63	63		DIVORCED	
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Seat: 64 Age of My Children:
 My Job: TRUCK DRIVER
 Spouses job:
 Prior Place of Residence: NAMPA, IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 20.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES

BURLEY IDAHO

DH/0000208 AMANDA SUZAN SEVERE	F	30	18		MARRIED	2
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Seat: 65 Age of My Children: 5,2
 My Job: RN/INTERMOUNTAIN CASSIA REGIONAL MEDICAL CENTER
 Spouses job: SELF EMPLOYED RANCHER
 Prior Place of Residence: ELKO NV
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 30.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000029 DOLLY SUE JOHNSON	F	37	12		MARRIED	5
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Seat: 66 Age of My Children: 10,7,5,3,1
 My Job: HOMEMAKER 24-7
 Spouses job: LEGEND SEATING CO.
 Prior Place of Residence: PROVO UTAH
 Party to Civil Lawsuit: YES
 If yes, when/where: 20/07 UTAH
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 12.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

BUSINESS

Jury Code	Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status
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DH/0000205 SUSAN GAIL YOUNG F 61 35 MARRIED
 Seat: 67 Age of My Children: 39,36,31,27,25
 My Job: TEACHER'S AIDE/SUBSTITUTE TEACHER
 Spouses job: CURRENTLY CO. CORONER, RETIRED AS BUS MANAGER AT CRMC
 Prior Place of Residence: DENVER CO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? YES 20/06 CASSIA COUNTY

DH/0000004 MATTHEW JOSEPH BLAUER M 28 28 MARRIED
 Seat: 68 Age of My Children: 8
 My Job: SALES/ACCOUNTING MAYFAIR CLOTHING CO
 Spouses job: VET ASSISTANT
 Prior Place of Residence: N/A
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 10.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO
 DR. EXCUSE

DH/0000064 SUSAN H LLOYD F 60 38 MARRIED 6
 Seat: 69 Age of My Children:
 My Job: TEACHER-JOINT DISTRICT #151
 Spouses job: CONTRACTOR SELF-EMPLOYED
 Prior Place of Residence: SPANISH FORK UTAH
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 20.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

Jury	Date	Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	1. Pt
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DH/0000189 JOHN TURTIS PRICE M 54 18 MARRIED
 Seat: 70 Age of My Children: 38,34,30,32,31,25,23,21,17
 My Job: US GEOTHERMAL, MALTA IDAHO
 Spouses job: READING COACH, RUPERT IDAHO
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 8.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000221 HAROLD C BLAKESLEE M 61 59 MARRIED
 Seat: 71 Age of My Children: 40,38,37
 My Job: CITY OF BURLEY-FIRE DEPT
 Spouses job: TOMLINSON & ASSOCIATE MANAGER OF SUNSET VII RUPERT
 Prior Place of Residence: GOODING IDAHO
 Party to Civil Lawsuit: YES
 If yes, when/where:
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.7
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000188 JENNIFER ELAINE IRISH F 33 33 MARRIED 3
 Seat: 72 Age of My Children: 6,4,1
 My Job: HOMEMAKER
 Spouses job: A + SOLUTIONS
 Prior Place of Residence: BOISE ID
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES BOISE IDAHO

Jury Code/Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status
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DH/0000191	JAY DARRINGTON	M	64	64		DIVORCED
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Seat: 73 Age of My Children:
 My Job: TEACHER AD CASSIA DIST #151 BURLEY
 Spouses job:
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 3.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000009	GABRIELLE NINON KABEL	F	49	32		MARRIED
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Seat: 74 Age of My Children: 30-26
 My Job: HOUSEWIFE
 Spouses job: SHEETMETAL FIELD FOREMAN, SOUTHERN FIELD WELD
 Prior Place of Residence: MIAMI FLORIDA
 Party to Civil Lawsuit: YES
 If yes, when/where: 19/80 CASSIA COUNTY DIVORCE&ADOPT
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 25.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000140	DORA EVALYN HEINER	F	69	32		MARRIED	8
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Seat: 75 Age of My Children: 44-29
 My Job: CNA
 Spouses job: DAIRY FARMER
 Prior Place of Residence: MURRAY UTAH
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 15.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

Jury Code/Jury#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
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DH/0000016 LORI LAURIA JEAN ROBINS F 33 15 MARRIED

Seat: 76 Age of My Children: 15,12,9,7,4
 My Job: MOM
 Spouses job: CONDIE STOKER & ROBINS CPA'S
 Prior Place of Residence: LOGAN UT
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 6.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000024 SUSAN KAY PFEIFER F 59 55 MARRIED

Seat: 77 Age of My Children: 44
 My Job: COOK (CASSIA CO. SCHOOL DIST) MOUNTAIN VIEW ELEMENTARY
 Spouses job: (SELF) EMPLOYED- RETIRED
 Prior Place of Residence: POWELL, WY
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 2.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES CASSIA

DH/0000122 JEFF ROBERT JACKSON M 20 15 SINGLE

Seat: 78 Age of My Children:
 My Job: PATTERSON'S AUDIO & VIDEO
 Spouses job:
 Prior Place of Residence: BURLEY, IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 8.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

Jury Code/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
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DH/0000099 OSCAR MANUEL F MEDILLA M 32 17 MARRIED
 Seat: 79 Age of My Children: 8,10
 My Job: KLEPPER INC
 Spouses job: WELLS FARGO
 Prior Place of Residence: LAPUENTE, CA
 Party to Civil Lawsuit: YES
 If yes, when/where: 10/96 CASSIA COUNTY VEHICLE
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 2.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000149 TRINIDAD VALERO F 42 42 MARRIED 1
 Seat: 80 Age of My Children: 18,11
 My Job: ACCOMPLISHMENT IN SERVICE
 Spouses job: BOISE CASCADE
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000212 LESA MARIE FOX F 44 44 MARRIED 4
 Seat: 81 Age of My Children: 26,24,19,9
 My Job: SECRETARY DECLO JR. HIGH
 Spouses job: SELF EMPLOYED
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 11.0
 Are you Related or Friend in Law Enfr?
 Have you served as a Juror before? YES 10/96 CASSIA

Jury	Seat	Order#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	
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DH/0000109 NIKKI LEE BEARY F 40 40 MARRIED
 Seat: 82 Age of My Children: 18,17,15,14,12
 My Job: MANAGE/OWN YAKETY YAK WIRELESS
 Spouses job: INSURANCE AGENT FARM BUREAU INSURANCE
 Prior Place of Residence:
 Party to Civil Lawsuit: YES
 If yes, when/where: 19/82 CASSIA TRAFFIC ACCID
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 15.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000113 JON DEE SEARLE M 48 48 MARRIED
 Seat: 83 Age of My Children:
 My Job: SELF EMPLOYED INS. AGENCY
 Spouses job:
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 3.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000026 LORI ANN PAULINE HAGEN F 45 28 MARRIED 2
 Seat: 84 Age of My Children: 21,28
 My Job: MAID TO PLEASE CLEANING, BURLEY IDAHO
 Spouses job:
 Prior Place of Residence: BURLEY IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

Jury Title/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	N
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DH/0000034 JAMIE LEE WHITTLE	F	26	19		MARRIED	
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Seat: 85 Age of My Children: 4,2
 My Job: COSMETOLOGIST
 Spouses job: IER/SALES REP
 Prior Place of Residence: BURLEY, IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 22.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000013 CARMA A PICKERING	F	45	45		MARRIED	
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Seat: 86 Age of My Children: 23, 19
 My Job: CENTRAL PROCESS TECH CASSIA REGIONAL HOSPITAL
 Spouses job: AMALGAMATED SUGAR FULLTIME MAINTENANCE
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.5
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000119 NEIL O ROBERTSON	M	65	35		MARRIED	4
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Seat: 87 Age of My Children: 38,39,33,28
 My Job: TEACHER CASSIA DISTRICT 151
 Spouses job: NURSE MMH
 Prior Place of Residence: SALT LAKE CITY UT
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.5
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 19/77 CASSIA COUNTY

Jury Date/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	N #1
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DH/0000045 JAMES CODY COLE	M	20	20		SINGLE	
----------------------------	---	----	----	--	--------	--

Seat: 88 Age of My Children:
 My Job: NONE
 Spouses job: NONE
 Prior Place of Residence: DECLO, IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: YES
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 13.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DH/0000170 RICHARD G RANDALL	M	69	69		MARRIED	
------------------------------	---	----	----	--	---------	--

Seat: 89 Age of My Children: ALL MARRIED
 My Job: GREENHOUSE OWNER OPERATOR
 Spouses job: SIP ROUTE DRIVER
 Prior Place of Residence:
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 7.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

DH/0000123 JASMINE MICHELLE YADON	F	27	27		SINGLE	
-----------------------------------	---	----	----	--	--------	--

Seat: 90 Age of My Children:
 My Job: SECRETARY FOR A ELIZABETH BURR-JONES
 Spouses job: NA
 Prior Place of Residence: DECLO IDAHO
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: YES 20/03 CASSIA
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 10.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? NO

Jury Code/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	N. K.
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DH/0000173 PEGGY ARLENE KNOPP

Seat: 91 Age of My Children:

My Job:

Spouses job:

Prior Place of Residence:

Party to Civil Lawsuit: NO

Defendant in Criminal Suit:

Claim for Personal Injury Against You:

Claim for Personal Injury by You:

Do You Drive: Miles to court: 5

Are you Related or Friend in Law Enfr?

Have you served as a Juror before?

DH/0000100 KEN R BAUMGARTNER

M

45

45

MARRIED

Seat: 92 Age of My Children: 18,16,9

My Job: DENTAL LAB TECH

Spouses job: DENTAL ASST (PT)

Prior Place of Residence:

Party to Civil Lawsuit: NO

Defendant in Criminal Suit: NO

Claim for Personal Injury Against You: NO

Claim for Personal Injury by You: NO

Do You Drive: YES Miles to court: 4.0

Are you Related or Friend in Law Enfr? NO

Have you served as a Juror before? NO

DH/0000074 DEETTE C HARROP

F

58

8

MARRIED

Seat: 93 Age of My Children:

My Job: CIVIL SERVANT DLA

Spouses job: ATK SCHEDULER

Prior Place of Residence: WEST HAVEN UT

Party to Civil Lawsuit: YES

If yes, when/where: 19/98 UTAH

IMPLANTS

Defendant in Criminal Suit: NO

Claim for Personal Injury Against You: NO

Claim for Personal Injury by You: NO

Do You Drive: YES Miles to court: 37.0

Are you Related or Friend in Law Enfr? NO

Have you served as a Juror before? NO

060213

Jury Code/Juror# Name	Sex	Age	Years in Idaho	Years in County	Marital Status	N Kl
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DH/0000168 JERRY BANKHEAD M 51 12 MARRIED
 Seat: 94 Age of My Children: 14, 18, 22, 26
 My Job: IDAHO TRANSPORTATION DEPARTMENT
 Spouses job: MALTA FUEL DEPOT
 Prior Place of Residence: WELLSVILLE, UT
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 34.0
 Are you Related or Friend in Law Enfr? YES
 Have you served as a Juror before? YES CASSIA

DH/0000027 FRANK DELANE PAGE M 35 15 DIVORCED 4
 Seat: 95 Age of My Children: 7,10,12,14
 My Job: MCCAINS
 Spouses job:
 Prior Place of Residence: SACRAMENTO CA
 Party to Civil Lawsuit: NO
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 20/08

DH/0000062 TERESSA KAY BUNN F 48 48 MARRIED 2
 Seat: 96 Age of My Children: 28,25
 My Job: DISABLED
 Spouses job: CITY OF BURLEY
 Prior Place of Residence:
 Party to Civil Lawsuit: YES
 If yes, when/where: 20/00 IDAHO CLASS ACTION
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 1.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? YES 19/92

Jury Seat/Juror#	Name	Sex	Age	Years in Idaho	Years in County	Marital Status	N
DH/00000129 Seat: 97	JUDY K TEETER	F	60	60		MARRIED	
	Age of My Children: MARRIED						
	My Job: HOMEMAKER						
	Spouses job: RANCHER						
	Prior Place of Residence: ALMO						
	Party to Civil Lawsuit: NO						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 30.0						
	Are you Related or Friend in Law Enfr? YES						
	Have you served as a Juror before? YES						CASSIA
DH/00000090 Seat: 98	CRAIG D ROSS	M	56	42		MARRIED	
	Age of My Children: N/A						
	My Job: MCCAINS FOODS						
	Spouses job: N/A						
	Prior Place of Residence:						
	Party to Civil Lawsuit: NO						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 5						
	Are you Related or Friend in Law Enfr? NO						
	Have you served as a Juror before? YES						BURLEY
DH/00000016 Seat: 99	MIGUEL Z PADRON	M	48	32		MARRIED	
	Age of My Children: 29,24,21						
	My Job: HIGH DESERT MILK						
	Spouses job: DR. WELCH / DR. ALLEN						
	Prior Place of Residence:						
	Party to Civil Lawsuit: NO						
	Defendant in Criminal Suit: NO						
	Claim for Personal Injury Against You: NO						
	Claim for Personal Injury by You: NO						
	Do You Drive: YES Miles to court: 3.0						
	Are you Related or Friend in Law Enfr? NO						
	Have you served as a Juror before? NO						

000215

Jury Code	Jury#	Name	Sex	Age	Years in Utah	Years in County	Marital Status	
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DH/0000145		HENRY A BAKER	M	45	30		MARRIED	
------------	--	---------------	---	----	----	--	---------	--

Seat: 100
 Age of My Children: 41-16
 My Job: MACHINIST SOUTHERN FIELD WELDING
 Spouses job: BOOKKEEPER HOMEMAKER
 Prior Place of Residence: SALT LAKE CITY, UTAH
 Party to Civil Lawsuit: YES
 If yes, when/where: 19/75 WASHINGTON
 Defendant in Criminal Suit: NO
 Claim for Personal Injury Against You: NO
 Claim for Personal Injury by You: NO
 Do You Drive: YES Miles to court: 6.0
 Are you Related or Friend in Law Enfr? NO
 Have you served as a Juror before? NO

DEBTOR

JUDGE MICHAEL CRABTREE TIME IN _____

Random

CASE CR2008-1984 JURY SELECTED _____

TRIAL DATE: 3-02-2009 JURY FINISHED _____ JUDGEMENT _____
 DAWN JOHNSON

2009 MAR -4 PM 4:33

(Start: 99 Skip: 43) RANDOM NO ROLL

JUROR# SEAT EXC SHOW CALL VOIR PER CAUSE JUR

DH/0000246 SMITH, GEORGIA MAE <i>Dr Nicole</i>	1	<i>E</i>							<i>X</i>
DH/0000051 HAMMOND, ELOISE	2		<i>/</i>					<i>CT</i>	<i>X</i>
DH/0000192 MURDOCH, GINA LYNN	3		<i>/</i>						<i>1</i>
DH/0000237 GREEN, VERNON GEORGE	4		<i>/</i>					<i>CT</i>	<i>X</i>
DH/0000092 HOSKINS, CHERYL VELDA	5		<i>/</i>						<i>X</i>
DH/0000249 BAIR, BONNIE W P	6		<i>X</i>						<i>X</i>
DH/0000097 OSTERHOUT, KEVIN MICHAEL	7		<i>/</i>						<i>2</i>
DH/0000232 MCDONALD, ALAN COY	8		<i>X</i>						<i>X</i>
DH/0000216 LEACH, JEFF S	9		<i>/</i>						<i>3</i>
DH/0000116 MEAMBER, REGENIA MAE <i>Dr Nicole</i>	10	<i>D</i>	<i>/</i>						<i>X</i>
DH/0000204 HUTCHISON, ROBERT FRANK	11		<i>/</i>					<i>CT</i>	<i>X</i>
DH/0000230 PICKETT, BETSY	12		<i>/</i>			<i>-</i>			<i>X</i>
DH/0000231 MADDEN, SANDRA J	13		<i>/</i>						<i>4</i>
DH/0000175 GOODRICH, CLYDE L	14		<i>/</i>			<i>-</i>			<i>X</i>
DH/0000033 HEINER, KEVIN DALE	15		<i>/</i>						<i>5</i>
DH/0000238 KEENE-COUCH, LINDA LEE	16		<i>/</i>			<i>-</i>			<i>X</i>
DH/0000023 REED, NORLEEN MAY	17		<i>X</i>						<i>X</i>
DH/0000197 ROSE, DIANA MARIE	18		<i>/</i>					<i>CT</i>	<i>X</i>
DH/0000054 CANTU, ADA	19		<i>/</i>						<i>6</i>
DH/0000007 BRAXDALE, BARBARA ANN	20		<i>/</i>					<i>CT</i>	<i>X</i>
DH/0000219 SEARLE, KERRY LYNN	21		<i>X</i>						<i>X</i>
DH/0000166 JENSEN, JENNIFER NICOLE	22		<i>/</i>						<i>7</i>
DH/0000143 VAIL, MINDY MARIE	23		<i>X</i>						<i>X</i>

JUDGE MICHAEL CRABTREE TIME IN

CASE CR2008-1984 JURY SELECTED

TRIAL DATE: 3-02-2009 JURY FINISHED JUDGEMENT
DAWN JOHNSON

JUROR# (Start: 99 Skip: 43) RANDOM NO ROLL SEAT EXC SHOW CALL VOIR PER CAUSE JUR

JUROR#	NAME	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46
DH/0000154	PILLING, JANICE LYNN			/																				
DH/0000104	NEWCOMB, BRUCE D			/																				
DH/0000108	UDY, AUSTIN TRACEY			/																				
DH/0000106	DAYLEY, NOLA BURTON			/																				
DH/0000018	ANDERSON, ALAN C			/																				
DH/0000250	WHITAKER, JONNI RAE			/																				
DH/0000080	WARD, BEVERLY W			/																				
DH/0000047	GILL, ROBERT WHITNEY			/																				
DH/0000070	RIOS, SUSANNA C			/																				
	<i>Currently in Phoenix</i>			/																				
DH/0000185	CURIEL, NORMA ALICIA			/																				
DH/0000008	STAMPER, CHRISTOPHER JOHN		X	/																				
DH/0000228	MACIAS, ZULEMA M			/																				
DH/0000125	ANDERSEN, BARBARA JO			/																				
DH/0000082	CHRISTENSEN, MELANIE H			/																				
DH/0000226	ROBINSON, KARLA ANN		X	/																				
DH/0000225	MCBRIDE, JAMES C			/																				
DH/0000214	WEYERS, MICHAEL ALLAN			/																				
DH/0000136	MAHLER, ROBERT DEAN			/																				
	<i>Dr. Nell</i>			/																				
DH/0000093	OTTLEY, MICHAEL OMAN		X	/																				
DH/0000031	SMITH, MEREDITH ROBERT			/																				
DH/0000131	SWENSEN, LINDA CARLYN		X	/																				
DH/0000025	CHESNUT, ANDREA LYNN			/																				
DH/0000014	MCCAFFREY, EMILY LOU			/																				

JUDGE MICHAEL CRABTREE TIME IN _____

CASE CR2008-1984 JURY SELECTED _____

TRIAL DATE: 3-02-2009 JURY FINISHED _____ JUDGEMENT _____
 DAWN JOHNSON

(Start: 99 Skip: 43) RANDOM NO ROLL

JUROR# SEAT EXC SHOW CALL VOIR PER CAUSE JUR

JUROR#	NAME	SEAT	EXC	SHOW	CALL	VOIR	PER	CAUSE	JUR
DH/0000160	CAMPBELL, MICHAEL CRAIG	47			/		-		X
DH/0000105	MAXWELL, CHARLES EDWARD JR	48			/			CT	X
DH/0000227	GEBHART, KEVIN E	49	E		/				X
DH/0000112	FRANKS, KRAIG K	50			/				11
DH/0000078	CARSON, COLLEEN W	51			/				12
DH/0000218	SEARLE, GARTH LYNN	52			/		-		X
DH/0000028	SCHWENDIMAN, DAVID LEE	53	E		/				X
<i>Currently out of town</i>									
DH/0000075	LARSON, LARRY LEE	54	E		/				X
<i>out of town</i>									
DH/0000152	SALBANA, ELOISA CANTU	55			/		-		X
DH/0000243	HIGLEY, DAWN MARIE	56			/		-		X
DH/0000084	STRAUBHAAR, ERNEST GLEN	57			/		-		X
DH/0000195	CURTISS, LOWELL EDWIN	58			/				13
DH/0000184	BARLOW, TERESA RAE	59			/				X
DH/0000190	STRUTHERS, GORDON F	60			/			CT	X
DH/0000089	PASLEY, DOUGLAS CARTER	61			/				X
DH/0000162	JONES, BONITA SUE	62			/				X
DH/0000223	CRANNEY, RYAN W	63		X	/				X
DH/0000242	INGRAM, SHERMAN L	64			/		-		X
DH/0000208	SEVERE, AMANDA SUZAN	65			/				X
DH/0000029	JOHNSON, DOLLY SUE	66	E		/				X
DH/0000205	YOUNG, SUSAN GAIL	67			/			CT	X
DH/0000004	BLAUER, MATTHEW JOSEPH	68			/				X
DH/0000064	LLOYD, SUSAN H	69	E		/				X
<i>left msg 2-27-09</i>									

JUDGE MICHAEL CRABTREE TIME IN

CASE CR2008-1984 JURY SELECTED

TRIAL DATE: 3-02-2009 JURY FINISHED JUDGEMENT
 DAWN JOHNSON

(Start: 99 Skip: 43) RANDCM NO ROLL

JUROR# SEAT EXC SHCW CALL VOIR FER CAUSE JUR

JUROR#	NAME	SEAT	EXC	SHCW	CALL	VOIR	FER	CAUSE	JUR
DH/0000139	PRICE, JOHN CURTIS	70			/			CT	X
DH/0000221	BLAKESLEE, HAROLD C	71			/				
DH/0000138	IRISH, JENNIFER ELAINE	72			/				
DH/0000191	DARRINGTON, JAY	73			/		-		X
DH/0000009	KABEL, GABRIELLE NINON	74			/			CT	X
DH/0000140	HEINER, DORA EVALYN	75			/				
DH/0000010	ROBINS, LORI (LAURA) JEAN	76	X		/				X
DH/0000024	PFEIFER, SUSAN KAY	77			/				
DH/0000122	JACKSON, JEFF ROBERT	78			/			CT	X
DH/0000233	CEDILLO, OSCAR MANUEL F	79			/				
DH/0000149	VALERO, TRINIDAD	80			/				
DH/0000212	FOX, LESA MARIE	81			/				
DH/0000109	GEARY, NIKKI LEE	82			/				
DH/0000113	SEARLE, JON DEE	83			/				
DH/0000026	HAGEN, LORI ANN PAULINE	84	X		/				X
DH/0000034	WHITTLE, JAMIE LEE	85			/			CT	X
DH/0000013	PICKERING, CARMA A	86			/		-		X
DH/0000119	ROBERTSON, NEIL O	87			/			CT	X
DH/0000045	COLE, JAMES CODY	88			/			CT	X
DH/0000170	RANDALL, RICHARD G	89	E		/				X
DH/0000123	YADON, JASMINE MICHELLE	90			/				
DH/0000173	KNOPP, PEGGY ARLENE	91			/			?	X
DH/0000100	BAUMGARTNER, KEN R	92			/			CT	X

JUDGE MICHAEL CRABTREE TIME IN _____

CASE CR2008-1984 JURY SELECTED _____

TRIAL DATE: 3-02-2009 JURY FINISHED _____ JUDGEMENT _____
 DAWN JOHNSON

Start: 99 Skip: 43) RANDOM NO ROLL

JURCR# SEAT EXC SHOW CALL VOIR PER CAUSE JUR

DH/0000074 HARROP, DEETTE C	93			/		-		X	
DH/0000168 BANKHEAD, JERRY	94			/			CT	X	
DH/0000027 PAGE, FRANK DELANE	95			/				X	
DH/0000062 BUNN, TERESSA KAY	96	E		/				X	
<i>Sunk/Faxed DR NOTE EXC/CD FR TERM</i>									
DH/0000129 TEETER, JUDY K	97			/			CT	X	
DH/0000090 ROSS, CRAIG D	98		X	/				X	
DH/0000016 PADRON, MIGUEL Z	99			/				X	
DH/0000145 BAKER, HENRY A	100			/		-		X	

100
 - 24

 76
 - 50 up

 26 exc. by ct.

10 Exc.
 14 NO SHOW

 24 total

2008 MAR -4 11:43:33

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA


STATE OF IDAHO,)	
)	
Plaintiff,	)	Case No: CR-2008-0001984 D
vs.	)	PEREMPTORY CHALLENGE
)	
DAWN M JOHNSON,)	
)	
Defendant.)	

PLAINTIFF'S CHALLENGES

DEFENDANT'S CHALLENGES

Juror #		Seat #
(229)	1. <u>Zulema Macias</u>	(35)
(226)	2. <u>Karla Robinson</u>	(38)
(175)	3. <u>Clyde Goodrich</u>	(14)
(230)	4. <u>Betsy Azkett</u>	(12)
()	5. <u>PASS</u>	()
(259)	6. <u>Linda Keene Louch</u>	(16)
()	7. <u>PASS</u>	()
(84)	8. <u>Ernest Straubhaar</u>	(57)
()	9. <u>PASS</u>	()
(14)	10. <u>Emily Lou McCaffrey</u>	(46)
(152)	11. <u>ELOSA SALONIA</u>	(55)
()	12. _____	()

Juror #		Seat #
(243)	1. <u>Dawn Marie Hickey</u>	(56)
(160)	2. <u>Michael Cecilia Campbell</u>	(47)
(108)	3. <u>Austin Tracy Udy</u>	(26)
(145)	4. <u>Harvey A. Basse</u>	(100)
(74)	5. <u>BETTE C. HARROP</u>	(93)
(185)	6. <u>Norma Alicia Crist</u>	(33)
(47)	7. <u>Roscoe Whiting Goss</u>	(31)
(218)	8. <u>Carolynn Searle</u>	(52)
(13)	9. <u>Carms A. Picking</u>	(86)
(191)	10. <u>Jay Jarrington</u>	(73)
(242)	11. <u>Sharon L. Ingalls</u>	()
()	12. _____	()

District Judge  3-2-09

Jury Panel

2009 MAR -4 PM 4:33

State of Idaho
Plaintiff

Blaine Cannon
Prosecuting Attorney

Case No. CR 2008-1984

Dawn Johnson
Defendant

Timothy Williams
Defendant's Attorney

Date: Monday, March 2, 2009

	2	3	4	5	6	7
Gina Murdoch	Kevin Osterhout	Jeff Leach	Sandra Madden <i>Louise Curtis</i>	Kevin Heiner	Ada Cantu	Jennifer Jensen
8	9	10	11	12 <i>P.J.</i>	13	
Nola Davley	Jonni Whitaker <i>alternate</i>	Andrea Chestnut	Kraig Franks	Colleen Carson	Ernell Curtiss <i>Sandra Madden</i>	

000030

2008 MAR 14 10:03

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR CASSIA COUNTY

State of Idaho,)	
)	
Plaintiff,	)	CASE NO. CR-2008-1984
)	
-vs-)	
)	
Dawn Marcel Johnson,)	
)	
Defendant.)	
_____)	

Preliminary Jury Instructions

MEMBERS OF THE JURY: The following are the Preliminary Instructions in this case for the guidance of the jury. Individual copies of these Preliminary Instructions are provided to you for your use. You may read along if you wish as these Instructions are given. You may make notes upon your copies if you wish.

Once the evidence has been fully presented I will give you a set of Final Instructions. Those Final Instructions, together with these Preliminary Instructions, will control your deliberations.

At the conclusion of this case, the Bailiff will recover your notebooks from you and will shred the contents.

INSTRUCTION NO. 1

Now that you have been sworn as jurors to try this case I want to go over with you what will be happening. I will describe how the trial will be conducted and what we will be doing. At the end of the trial I will give you more detailed guidance on how you are to reach your decision.

Because the state has the burden of proof, it goes first. After the state's opening statement, the defense may make an opening statement or may wait until the state has presented its case.

The state will offer evidence that it says will support the charge(s) against the defendant. The defense may then present evidence but is not required to do so. If the defense does present evidence the state may then present rebuttal evidence. This is evidence offered to answer the defense's evidence.

After you have heard all the evidence I will give you additional instructions on the law. After you have heard the instructions the state and the defense will each be given time for closing arguments. In their closing arguments they will summarize the evidence to help you understand how it relates to the law. Just as the opening statements are not evidence, neither are the closing arguments. After the closing arguments you will leave the courtroom together to make your decision. During your deliberations you will have with you my instructions, the exhibits admitted into evidence, and any notes taken by you in court.

INSTRUCTION NO. 2

Your duties are to determine the facts, to apply the law set forth in my instructions to those facts, and in this way to decide the case. In so doing you must follow my instructions regardless of your own opinion of what the law is or should be, or what either side may state the law to be. You must consider them as a whole, not picking out one and disregarding others. The order in which the instructions are given has no significance as to their relative importance. The law requires that your decision be made solely upon the evidence before you. Neither sympathy nor prejudice should influence you in your deliberations. Faithful performance by you of these duties is vital to the administration of justice.

In determining the facts you may consider only the evidence admitted in this trial. This evidence consists of the testimony of the witnesses, the exhibits offered and received, and any stipulated or admitted facts. The production of evidence in court is governed by rules of law. At times during the trial an objection may be made to a question asked a witness, or to a witness' answer, or to an exhibit. This simply means that I am being asked to decide a particular rule of law. Arguments on the admissibility of evidence are designed to aid the Court and are not to be considered by you nor affect your deliberations. If I sustain an objection to a question or to an exhibit, the witness may not answer the question or the exhibit may not be considered. Do not attempt to guess what the answer might have been or what the exhibit might have shown. Similarly, if I tell you not to consider a particular statement or exhibit you should put it out of your mind and not refer to it or rely on it in your later deliberations.

During the trial I may have to talk with the parties about the rules of law that should apply in this case. Sometimes we will talk here at the bench. At other times I will excuse you from the courtroom so that you can be comfortable while we work out any

problems. You are not to speculate about any such discussions. They are necessary from time to time and help the trial run more smoothly.

Some of you have probably heard the terms "circumstantial evidence," "direct evidence," and "hearsay evidence." Do not be concerned with these terms. You are to consider all the evidence admitted in this trial.

However, the law does not require you to believe all the evidence. As the sole judges of the facts, you must determine what evidence you believe and what weight you attach to it.

There is no magical formula by which one may evaluate testimony. You bring with you to this courtroom all of the experience and background of your lives. In your everyday affairs you determine for yourselves whom you believe, what you believe, and how much weight you attach to what you are told. The same considerations that you use in your everyday dealings in making these decisions are the considerations which you should apply in your deliberations.

In deciding what you believe, do not make your decision simply because more witnesses may have testified one way than the other. Your role is to think about the testimony of each witness you heard and decide how much you believe of what the witness had to say.

A witness who has special knowledge in a particular matter may give an opinion on that matter. In determining the weight to be given such opinion, you should consider the qualifications and credibility of the witness and the reasons given for the opinion. You are not bound by such opinion. Give it the weight, if any, to which you deem it entitled.

INSTRUCTION NO. 3

If during the trial I may say or do anything which suggests to you that I am inclined to favor the claims or position of any party, you will not permit yourself to be influenced by any such suggestion. I will not express nor intend to express, nor will I intend to intimate, any opinion as to which witnesses are or are not worthy of belief, what facts are or are not established, or what inferences should be drawn from the evidence. If any expression of mine seems to indicate an opinion relating to any of these matters, I instruct you to disregard it.

INSTRUCTION NO. 4

Do not concern yourself with the subject of penalty or punishment. That subject must not in any way affect your verdict. If you find the defendant guilty, it will be my duty to determine the appropriate penalty or punishment.

INSTRUCTION NO. 5

If you wish, you may take notes to help you remember what witnesses said. If you do take notes, please keep them to yourself until you and your fellow jurors go to the jury room to decide the case. You should not let note-taking distract you so that you do not hear other answers by witnesses. When you leave at night, please leave your notes in the jury room.

If you do not take notes, you should rely on your own memory of what was said and not be overly influenced by the notes of other jurors. In addition, you cannot assign to one person the duty of taking notes for all of you.

INSTRUCTION NO. 6

It is important that as jurors and officers of this court you obey the following instructions at any time you leave the jury box, whether it be for recesses of the court during the day or when you leave the courtroom to go home at night.

First, do not talk about this case either among yourselves or with anyone else during the course of the trial. You should keep an open mind throughout the trial and not form or express an opinion about the case. You should only reach your decision after you have heard all the evidence, after you have heard my final instruction, and after the final arguments. You may discuss this case with the other members of the jury only after it is submitted to you for your decision. All such discussion should take place in the jury room.

Second, do not let any person talk about this case in your presence. If anyone does talk about it, tell them you are a juror on the case. If they won't stop talking, report that to the bailiff as soon as you are able to do so. You should not tell any of your fellow jurors about what has happened.

Third, during this trial do not talk with any of the parties, their lawyers or any witnesses. By this, I mean not only do not talk about the case, but do not talk at all, even to pass the time of day. In no other way can all parties be assured of the fairness they are entitled to expect from you as jurors.

Fourth, during this trial do not make any investigation of this case or inquiry outside of the courtroom on your own. Do not go ^{to} any place mentioned in the testimony without an explicit order from me to do so. You must not consult any books, dictionaries, encyclopedias or any other source of information unless I specifically authorize you to do so.

Fifth, do not read about the case in the newspapers. Do not listen to radio or television broadcasts about the trial. You must base your verdict solely on what is presented in court and not upon any newspaper, radio, television, internet, or other account of what may have happened.

INSTRUCTION NO. 7

It is highly probable that during the course of this trial it will be necessary for me to excuse you and ask that you wait in the jury room while counsel for the parties and I discuss and try to resolve disputes over the admissibility of evidence, the propriety of proposed jury instructions, or other important legal issues that may affect the trial. On occasion, I may declare an early recess, or have you come in later than normal in order not to keep you waiting while we do this.

Let me assure you that while you are waiting, we are working. Let me also assure you that both the attorneys and I know that your time is valuable and understand that delays which keep you waiting can be frustrating. Both they and I will do everything reasonably possible to expedite the presentation of evidence so that you can complete your duties and return to your normal lives as soon as possible. I know that you understand that these proceedings are extremely important to the parties, and your patience will help ensure that the final outcome is just and legally correct.

INSTRUCTION NO. 8

A defendant in a criminal action is presumed to be innocent. This presumption places upon the state the burden of proving the defendant guilty beyond a reasonable doubt. Thus, although accused, a defendant begins the trial with a clean slate with no evidence against the defendant. If, after considering all the evidence and my instructions on the law, you have a reasonable doubt as to the defendant's guilt, you must return a verdict of not guilty.

Reasonable doubt is defined as follows: It is not mere possible doubt, because everything relating to human affairs, and depending on moral evidence, is open to some possible or imaginary doubt. It is the state of the case which, after the entire comparison and consideration of all the evidence, leaves the minds of the jurors in that condition that they cannot say they feel an abiding conviction, to a moral certainty, of the truth of the charge.

2008 MAR 14 11:41:03

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR CASSIA COUNTY

State of Idaho,)	
)	
Plaintiff,	)	CASE NO. CR-2008-1984
)	
-vs-)	
)	
Dawn Marcel Johnson,)	
)	
Defendant.)	
_____)	

Final Jury Instructions

Members of the jury, I will now give you the following instructions before you begin the process of deliberating your verdict in this case. These Final Jury Instructions, along with the Preliminary Jury Instructions which were given to you earlier in the trial, will control your deliberations. After I have given you these instructions, counsel for the parties will deliver their closing arguments.

The Bailiff will hand to you a special notebook containing the court's original jury instructions and a verdict form. The Presiding Juror will take possession of the special notebook. Please do not write on the original jury instructions. You may highlight or write on your own copies of the instructions as you see fit.

INSTRUCTION NO. 9

You have now heard all the evidence in the case. My duty is to instruct you as to the law.

You must follow all the rules as I explain them to you. You may not follow some and ignore others.

Even if you disagree or do not understand the reasons for some of the rules, you are bound to follow them.

If anyone states a rule of law different from any I tell you, it is my instruction that you must follow.

INSTRUCTION NO. 10

As members of the jury it is your duty to decide what the facts are and to apply those facts to the law that I have given you. You are to decide the facts from all the evidence presented in the case.

The evidence you are to consider consists of:

1. Sworn testimony of witnesses;
2. Exhibits which have been admitted into evidence; and
3. Any facts to which the parties have stipulated.

Certain things you have heard or seen are not evidence, including:

1. Arguments and statements by lawyers. The lawyers are not witnesses. What they say in their opening statements, closing arguments and at other times is included to help you interpret the evidence, but is not evidence. If the facts as you remember them differ from the way the lawyers have stated them, follow your memory;
2. Testimony that has been excluded or stricken, or which you have been instructed to disregard;
3. Anything you may have seen or heard when the court was not in session.

INSTRUCTION NO. 11

In deciding the facts in this case, you may have to decide which testimony to believe and which testimony not to believe. You may believe everything a witness says, or part of it, or none of it.

In considering the testimony of any witness, you may take into account:

1. the opportunity and ability of the witness to see or hear or know the things testified to;
2. the witness' memory;
3. the witness' manner while testifying;
4. the witness' interest in the outcome of the case and any bias or prejudice;
5. whether other evidence contradicted the witness's testimony;
6. the reasonableness of the witness' testimony in light of all the evidence; and
7. any other factors that bear on believability.

The weight of the evidence as to a fact does not necessarily depend on the number of witnesses who testify.

INSTRUCTION NO. 12

The original jury instructions and any exhibits admitted into evidence will be with you in the jury room. You will also have your copies of the jury instructions previously provided to you, for your use.

The original jury instructions are part of the official court record. For this reason please do not alter them or mark on them in any way.

The instructions are numbered for convenience in referring to specific instructions.

There may or may not be a gap in the numbering of the instructions. If there is, you should not concern yourselves about such gap.

INSTRUCTION NO. 13

The instructions on reasonable doubt and the burden of proof to be carried by the State of Idaho do not require the State to prove every fact and every circumstance put in evidence beyond a reasonable doubt. The burden of proof extends only to the material elements of the offense. These material elements are set forth in the following instructions.

INSTRUCTION NO. 14

A defendant in a criminal action is presumed to be innocent.

This presumption places upon the state the burden of proving the defendant guilty beyond a reasonable doubt.

Thus, a defendant, although accused, begins the trial with a clean slate with no evidence against the defendant.

If, after considering all the evidence and my instructions on the law, you have a reasonable doubt as to the defendant's guilt, you must return a verdict of not guilty.

Reasonable doubt is defined as follows:

It is not mere possible doubt, because everything relating to human affairs, and depending on moral evidence, is open to some possible or imaginary doubt.

It is the state of the case which, after the entire comparison and consideration of all the evidence, leaves the minds of the jurors in that condition that they cannot say they feel an abiding conviction, to a moral certainty, of the truth of the charge.

INSTRUCTION NO. 15

A defendant in a criminal trial has a constitutional right not to be compelled to testify. The decision whether to testify is left to the defendant, acting with the advice and assistance of the defendant's lawyer. You must not draw any inference of guilt from the fact that the defendant does not testify, nor should this fact be discussed by you or enter into your deliberations in any way.

INSTRUCTION NO. 16

It is alleged that the crime charged was committed "on or about" or "on" a certain date. If you find the crime was committed, the proof need not show that it was committed on that precise date.

009843

INSTRUCTION NO. 17

You are instructed that when more than one crime is charged and each charge is based upon a separate, discrete time and incident, the jury must be unanimous as to the single act or incident upon which the crime is based before the defendant can be convicted of that crime. Whether any criminal act or incident has been committed is for you to decide.

Each separate count and the act or incident upon which it is based must be proved beyond a reasonable doubt and the act or incident must be separate and distinct from any other criminal act or incident.

Therefore, in order for you to find the defendant guilty of any of the charges in this case you are instructed that all twelve jurors must agree that the same underlying criminal act or incident has been proved beyond a reasonable doubt as to that count.

INSTRUCTION NO. 14

In order for the defendant to be guilty of Count I, Possession of Heroin, a controlled substance, the state must prove each of the following:

1. On or about the 26th day and 27th day of January, 2008,
2. in the state of Idaho
3. the defendant, DAWN MARCEL JOHNSON, possessed any amount of heroin, and
4. the defendant either knew it was heroin or believed it was heroin.

If any of the above has not been proven beyond a reasonable doubt, you must find defendant not guilty. If each of the above has been proven beyond a reasonable doubt, then you must find the defendant guilty.

INSTRUCTION NO. 11

Under Idaho law, heroin is a controlled substance.

000246

INSTRUCTION NO. 20

If you find the defendant guilty of possessing heroin you must next determine whether the state has proved beyond a reasonable doubt the weight of the heroin possessed by the defendant. You will answer this question on the verdict form, and your answer must be unanimous.

009847

INSTRUCTION NO. 21

In order for the defendant to be guilty of Count II, Possession of Cocaine, a controlled substance, the state must prove each of the following:

1. On or about the 26th day and 27th day of January, 2008,
2. in the state of Idaho
3. the defendant, DAWN MARCEL JOHNSON, possessed any amount of cocaine, and
4. the defendant either knew it was cocaine or believed it was cocaine.

If any of the above has not been proven beyond a reasonable doubt, you must find defendant not guilty. If each of the above has been proven beyond a reasonable doubt, then you must find the defendant guilty.

INSTRUCTION NO 27

Under Idaho law, cocaine is a controlled substance.

009219

INSTRUCTION NO. 23

In order for the defendant to be guilty of Count III, Possession of Drug Paraphernalia, the state must prove each of the following:

1. On or about the 27th day of January, 2008,
2. in the state of Idaho
3. the defendant, DAWN MARCEL JOHNSON, possessed green tourniquet, syringes and q-tips,
4. with the intent to ingest, inhale, or otherwise introduce into the human body a controlled substance.

If any of the above has not been proven beyond a reasonable doubt, you must find the defendant not guilty. If each of the above has been proven beyond a reasonable doubt, then you must find the defendant guilty.

INSTRUCTION NO. 29

A person has possession of something if the person knows of its presence and has physical control of it, or has the power and intention to control it.

More than one person can be in possession of something if each knows of its presence and has the power and intention to control it.

INSTRUCTION NO. 75

"Drug Paraphernalia" means all equipment, products and materials of any kind which are used, intended for use, or designed for use, in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling, or otherwise introducing a controlled substance into the human body.

000252

INSTRUCTION NO. 26

You have been instructed as to all the rules of law that may be necessary for you to reach a verdict. Whether some of the instructions will apply will depend upon your determination of the facts. You will disregard any instruction that applies to a state of facts which you determine does not exist. You must not conclude from the fact that an instruction has been given that the Court is expressing any opinion as to the facts.

INSTRUCTION NO. 21

I have outlined for you the rules of law applicable to this case and have told you of some of the matters that you may consider in weighing the evidence to determine the facts. In a few minutes counsel will present their closing remarks to you, and then you will retire to the jury room for your deliberations.

The arguments and statements of the attorneys are not evidence. If you remember the facts differently from the way the attorneys have stated them, you should base your decision on what you remember.

The attitude and conduct of jurors at the beginning of your deliberations are important. It is rarely productive at the outset for you to make an emphatic expression of your opinion on the case or to state how you intend to vote. When you do that at the beginning your sense of pride may be aroused, and you may hesitate to change your position even if shown that it is wrong. Remember that you are not partisans or advocates, but are judges. For you, as for me, there can be no triumph except in the ascertainment and declaration of the truth.

As jurors you have a duty to consult with one another and to deliberate before making your individual decisions. You may fully and fairly discuss among yourselves all of the evidence you have seen and heard in this courtroom about this case, together with the law that relates to this case as contained in these instructions.

During your deliberations, you each have a right to re-examine your own views and change your opinion. You should only do so if you are convinced by fair and honest discussion that your original opinion was incorrect based upon the evidence the jury saw and heard during the trial and the law as given you in these instructions.

Consult with one another. Consider each other's views, and deliberate with the objective of reaching an agreement, if you can do so without disturbing your individual judgment. Each of you must decide this case for yourself; but you should do so only after a discussion and consideration of the case with your fellow jurors. However, none of you should surrender your honest opinion as to the weight or effect of evidence or as to the innocence or guilt of the defendant because the majority of the jury feels otherwise or for the purpose of returning a unanimous verdict.

009255

INSTRUCTION NO. 35

Upon retiring to the jury room, select one of you as the presiding juror who will preside over your deliberations.

It is that person's duty to see that discussion is orderly, that the issues submitted for your decision are fully and fairly discussed, and that every juror has a chance to express himself or herself upon each question.

In this case, your verdict must be unanimous. When you all arrive at a verdict, the presiding officer will sign it and you will return it into open court.

Your verdict in this case cannot be arrived at by chance, by lot, or by compromise.

If, after considering all of the instructions in their entirety, and after having fully discussed the evidence before you, the jury determines that it is necessary to communicate with me, you may send a note by the bailiff.

You are not to reveal to me or anyone else how the jury stands until you have reached a verdict or unless you are instructed by me to do so.

A verdict form suitable to any conclusion you may reach will be submitted to you with these instructions.

INSTRUCTION NO. 291

You have now completed your duties as jurors in this case and are discharged with the sincere thanks of this Court.

It was previously my customary practice to meet with the jury following your verdict and discharge, to discuss your service. However, recently the Idaho Supreme Court issued a decision that it was not appropriate for the judge to meet with the jurors during any time that it was possible that the judge would have post-trial motions or other proceedings or while the case was on appeal, because it might be remanded back to this court. Therefore, I will not be meeting with you at this time.

The question may arise as to whether you may discuss this case with the attorneys or with anyone else. For your guidance, the Court instructs you that whether you talk to the attorneys, or to anyone else, is entirely your own decision.

It is proper for you to discuss this case, if you wish to, but you are not required to do so, and you may choose not to discuss the case with anyone at all.

If you choose to, you may tell them as much or as little as you like, but you should be careful to respect the privacy and feelings of your fellow jurors. Remember that they understood their deliberations to be confidential. Therefore, you should limit your comments to your own perceptions and feelings.

If anyone persists in discussing the case over your objection, or becomes critical of your service, either before or after any discussion has begun, please report it to me.

2008 JAN 26 11:20

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR CASSIA COUNTY

State of Idaho,)	
)	
Plaintiff,	)	CASE NO. CR-2008-1984
)	
-vs-)	
)	
Dawn Marcel Johnson,)	
)	
Defendant.)	
<hr/>		

Verdict Form

We, the Jury, duly empaneled and sworn to try the above entitled action, for our verdict, unanimously find the defendant, DAWN MARCEL JOHNSON:

COUNT I

- Not Guilty of Possession of Heroin, a controlled substance
 Guilty of Possession of Heroin, a controlled substance

If you have found Dawn Marcel Johnson guilty of Possession of Heroin, a Controlled Substance, you must next answer the following question, Part II.

If you found Dawn Marcel Johnson not guilty of Count I, you do not have to answer the question, but should proceed to the Count II portion of this Verdict Form.

COUNT I - PART II QUESTION

On or about the 26th day and 27th day of January, 2008, was Dawn Marcel Johnson in Possession of 2 grams or more but less than 7 grams of Heroin?

- No
 Yes

COUNT II

Not Guilty of Possession of Cocaine, a controlled substance

Guilty of Possession of Cocaine, a controlled substance

COUNT III

Not Guilty of Possession of Paraphernalia with Intent to Use

Guilty of Possession of Paraphernalia with Intent to Use

DATED this 4th day of March, 2009.



Presiding Juror

RESET (Clerk, check if applicable)

ORIGINAL OF THIS DOCUMENT TO IDOG

Assigned to _____
Assigned: _____ Due Date _____

Fifth Judicial District Court, State of Idaho
In and For the County of Cassia 3:47

STATE OF IDAHO
Plaintiff

vs

Dawn M Johnson
603 Golden Spur Drive
Filer, ID 83328
Defendant

Case No. CR-2008-0001984

**ORDER FOR PRESENTENCE REPORT
AND EVALUATIONS**

On this Wednesday, March 04, 2009 a **Pre-sentence Investigation Report** was ordered by the Honorable Michael R Crabtree to be completed for Court appearance on **Tuesday, May 19, 2009 at: 01:30 PM.**

PSI INTERVIEW SET FOR: TUESDAY, March 10, 2009 at 10:00 a.m.

EVALUATIONS TO BE DONE: Copy of each evaluation to be sent to Presentence Investigation Office to be included with PSI

Under § 19-2524 the following is (are) ordered which shall include a criminogenic risk assessment of the defendant pursuant to I.C. 19-2524(4):

- Mental Health Examination as defined in I.C.19-2524(3), including any plan for treatment; and/or
- Substance Abuse Assessment which is defined as an evaluation based upon objective evidence to determine whether the defendant meets the definition of a substance abuser (I.C. 39-302(11)), a drug addict (I.C. 39-302(3)) and/or an alcoholic (I.C. 39-302(4)), including any plan of treatment.


Other non- §19-2524 evaluations/examinations ordered for use with the PSI:

Sex Offender Domestic Violence Other _____ Evaluator:

PROSECUTOR: County Prosecutor **DEFENSE COUNSEL:** Timothy J Williams

THE DEFENDANT IS IN CUSTODY: YES NO **PLEA AGREEMENT:** YES NO

CHARGE(s): Ct. 1 - Possession of Heroin; Ct. 2 - Possession of Cocaine; Ct. 3 - Possession of Paraphernalia

3-4-09 
Michael R. Crabtree
District Judge

DEFENDANT'S INFORMATION: PLEASE PRINT

DO YOU NEED AN INTERPRETER? YES NO

Name: Dawn M Johnson

Male Female

Address: 603 Golden Spur Drive City: Filer State: ID ZIP: 83328

Telephone: _____ Message Phone: _____ Work Phone: _____

Employer: _____ Work Address: _____

Date of Birth: Friday, [REDACTED] Social Security Number: _____

Name & Phone Number of nearest relative: _____

Date of Arrest: _____ Arresting Agency: _____

Your assigned Pre-sentence Investigator will contact you to schedule an interview using the above information. Please have your Pre-sentence Investigation Personal History Questionnaire filled out completely for interview. (5/2008)

060260

2009 MAR 4 10:46:13

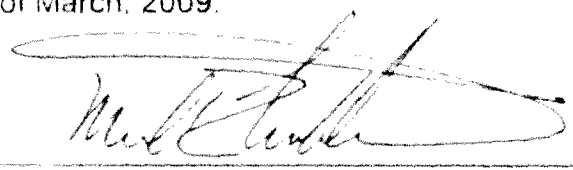
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR
CASSIA COUNTY

STATE OF IDAHO,)	
	)	CASE NO. CR CR-2008-0001984 D
Plaintiff,)	
)	
Vs.	)	<u>ORDER OF COMMITMENT</u>
)	
DAWN M JOHNSON,)	
)	
Defendant.)	

NOW, THEREFORE, IT IS HEREBY ORDERED that the above named defendant be committed to the Mini-Cassia Criminal Justice Center, Burley, ID on the 4th day of March, 2009

DATED this 4th day of March, 2009.



District Judge

2009-05-19 14:00

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR CASSIA COUNTY

State of Idaho, Plaintiff)	
	)	CASE NO. CR-2008-1984
-vs-)	
<u>Dawn M. Johnson</u>	)	Notice of Hearing and Order
Defendant	)	for Defendant to Appear
)	

Notice is hereby given that this matter will come on for hearing, as set forth below. Defendant is required to appear at all proceedings scheduled in this case.

Hearing: () Arraignment / Entry of Plea () Status Conference
 () Motion: _____
 (x) Sentencing
 () Other _____

Hearing Date and Time: May 19, 2009 at 1:30 P. M.

Trial: () Jury () Court () Probation Violation
 Pre-trial Conference: _____, 20____ at _____, ____M.
 Trial Date and Time: _____, 20____ at _____, ____M.

Date: 3-4, 2009 District Judge: [Signature]

Certification by Defendant
 By his/her signature below, Defendant certifies that he/she personally received a copy of the above Notice of Hearing and Order to Appear.

Date: _____ 20____ Defendant's Signature: [Signature]
 Mailing Address: 603 Golden Spar Drive Zip Code: 83328
File, Idaho

Translated by _____ (Initials)
 Notice of Hearing and Order to Appear
 White-to Court Yellow to Prosecutor Green to Defense Atty Goldenrod- to Defendant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR
CASSIA COUNTY

STATE OF IDAHO,)	
	)	CASE NO. CR CR-2008-0001984 D
Plaintiff,)	
	)	<u>AMENDED</u>
Vs.	)	<u>ORDER OF COMMITMENT</u>
)	
DAWN M JOHNSON,)	
)	
)	
Defendant.)	

NOW, THEREFORE, IT IS HEREBY ORDERED that the above named defendant be committed to the Mini-Cassia Criminal Justice Center, Burley, ID on the 4th day of March, 2009.

IT IS FURTHER ORDERED that the above named defendant be held without bond.

DATED this 5th day of March, 2009.



 District Judge

Date: 3/9/2009
Time: 10:27 AM
Page 1 of 2

Fifth Judicial District Court - Cassia County

User: TARA

Minutes Report

Case: CR-2008-0001984

Defendant: Johnson, Dawn M

Selected Items

Hearing type:	Juror Summons	Minutes date:	03/09/2009
Assigned judge:	Michael R Crabtree	Start time:	09:40 AM
Court reporter:	Denise Schloder	End time:	09:40 AM
Minutes clerk:	Tara Gunderson	Audio tape number:	
Prosecutor:	County Prosecutor		
Defense attorney:	Timothy J Williams		

Tape Counter: 341 The Court takes roll.

Jaylin Desplain is NOT present.
Shantell Ward is NOT present.
Legrand Dillworth is NOT present.

The Court reviews Court file
Jaylin Deplain was served

Shantel Ward is now present.

The Court reviews that Legrand Dillworth was served.

Tape Counter: 343 Copies of the Idaho Code presented to the jurors

The Court reviews the Idaho Code with the jurors

Tape Counter: 344 The Court advises the jurors of their rights

Tape Counter: 346 Marlana Rolf addresses the Court

The Aunt of Marlana Rolf addresses the Court

The Court addresses the Juror requires a Doctor's note

The jury commissioner to look for such note on March 16, 2009.

Tape Counter: 350 Daniel Brown has no objection to serving again on another panel.

The Court will place the juror on the jury panel for Sept - Nov 2009.

The juror provides his address.

000204

Date: 3/9/2009
Time: 10:27 AM
Page 2 of 2

Fifth Judicial District Court - Cassia County

User: TARA

Minutes Report

Case: CR-2008-0001984

Defendant: Johnson, Dawn M

Selected Items

Tape Counter: 353	Nathan Wrigley has no objection to serving on the June Jury panel. The juror provides the Court with his current address.
Tape Counter: 854	Juror Mr. Stone addresses the Court, does not object to being placed on the September jury panel.
Tape Counter: 857	Dennis Curtis addresses the Court. The defendant does not object to serving on the June Jury panel. The defendant provides the Court with his current address.
Tape Counter: 902	The Court provides Legrand Dillworth with a copy of the Idaho code. The Court reviews rights with the juror.
Tape Counter: 904	The juror does not object to serving on the June Jury panel. The juror provides the Court with his address.
Tape Counter: 904	Shantel Ward addresses the Court, does not object to serving on the September jury panel. The juror provides the Court with her current address.
Tape Counter: 905	Jaylyn Desplain addresses the Court. The Court places the juror on the September jury panel. The juror confirms her address.
Tape Counter: 910	Hearing concludes.

000265

RANDALL CRANE ATTORNEYS, PLLC
Neal S. Randall, *Idaho Bar No. 5829*
Jordan S. Crane, *Idaho Bar No. 6843*
Attorney for Defendant
413 B Street, Suite 202
Idaho Falls, ID 83402
Idaho Falls Phone: (208) 542-0414
Twin Falls Phone: (208) 735-5244
Toll Free Fax: 1-866-769-3817

**IN THE DISTRICT COURT FOR THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF CASSIA**

STATE OF IDAHO,

Plaintiff,

v.

DAWN M JOHNSON,

Defendant.

Case No. CR-2008-1984

**MOTION TO REINSTATE BOND
AND RELEASE DEFENDANT**

The Defendant, Dawn M. Johnson, by and through her attorney of record, Neal S. Randall of Randall Crane Attorneys, PLLC, pursuant to the Idaho Criminal Rules, and respectfully requests an order reinstating the bond previously posted in this case and releasing the Defendant on that bond subject to monitoring by ankle bracelet and any other reasonable conditions deemed necessary by the Court. The Defendant's previous bonding agency has agreed to monitor the Defendant by ankle bracelet should the Defendant be released back on bond. This motion is made for the reason that the Defendant would like an opportunity to put her affairs in order prior to be sentenced.

The Defendant hereby requests a hearing on this motion at the court's earliest convenience.

DATED this 19th day of March, 2009.



NEAL S. RANDALL
RANDALL CRANE ATTORNEYS, PLLC
Attorney for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 19th day of March, 2009 a true and correct copy of the foregoing MOTION TO REINSTATE BOND AND RELEASE DEFENDANT was served upon the person or entity named below or their agent, at the address or facsimile number listed below, by such service as indicated hereafter.



ALAYNE RANDALL, PARALEGAL

PERSON SERVED

Alfred E. Barrus
Cassia County Prosecuting Attorney
Fax: 1-888-789-0935

SERVICE TYPE

- Hand Delivery
- Facsimile Transmission
- Mailing - US Mail, Postage Prepaid
- Email
- Courthouse Box

Date: 3/27/2009

Fifth Judicial District Court - Cassia County

User: TARA

Time: 05:10 PM

Minutes Report

Page 1 of 1

Case: CR-2008-0001984

Defendant: Johnson, Dawn M

Selected Items

Hearing type:	Motion to Reinstate Bond	Minutes date:	03/27/2009
Assigned judge:	Michael R Crabtree	Start time:	04:56 PM
Court reporter:	Denise Schloder	End time:	04:56 PM
Minutes clerk:	Tara Gunderson	Audio tape number:	
Prosecutor:	Blaine Cannon		
Defense attorney:	Jordan S Crane		

Tape Counter: 456 The defendant is present and is in custody.
Jordan Crane is present on behalf of the defendant.
Blaine Cannon is present on behalf of the State of Idaho.

Tape Counter: 456 Jordan Crane argues the defendant's Motion to Reinstate Bond; cites considerations.

Tape Counter: 502 Blaine Cannon addresses the Court; Objects to the defendant's Motion to Reinstate Bond;
cites considerations.

Tape Counter: 505 Jordan Crane addresses the Court.

Tape Counter: 506 The Court DENIES Motion; cites Considerations.
The State to prepare the Order.

Tape Counter: 508 Blaine Cannon addresses the Court re: PSI Report and interview.
Jordan Crane addresses the Court; cites a completed questionnaire has been faxed to
Ms. Ortiz.

Tape Counter: 509 Hearing concludes.

000268

1 ALFRED E. BARRUS (ISB #1794)
Prosecuting Attorney
2 BLAINE P. CANNON (ISB #5575)
Deputy Prosecuting Attorney
3 DOUGLAS G. ABENROTH (ISB #7181)
Deputy Prosecuting Attorney
Cassia County, Idaho
1918 Overland Avenue
Post Office Box 7
4 Burley, Idaho 83318
Telephone 208-878-0419
Facsimile 208-878-2924

5
6 Attorneys for State of Idaho
08-48

7 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
8 STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

9
10 STATE OF IDAHO,

Case No. CR-2008-01984*D

11 Plaintiff,

ORDER DENYING
DEFENDANT'S MOTION TO
REINSTATE BOND

12
13 vs.

14 DAWN MARCEL JOHNSON,

15 Defendant.

16 The Defendant's Motion to Reinstate Bond having come before this Court on March
17 27, 2009; the Court having heard argument of counsel for the respective parties; and having been
18 fully advised in the premises;

19 IT IS HEREBY ORDERED that Defendant's Motion to Reinstate Bond, be and
20 hereby is denied in all respects.

21 DATED this 30 day of March, 2009.

22
23 
24 District Judge

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28 ORDER DENYING DEFENDANT'S MOTION - 1

H: Shantel County Criminal Mo. Orders, Objections, Stop-Defendants Order Deny Mo Bond-Johnson.wpd

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CLERK'S CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the foregoing ORDER was mailed, postage prepaid, this _____ day of _____, 20____, to the following:

Blaine P. Cannon
Deputy Prosecuting Attorney
P. O. Box 7
Burley, ID 83318

Neal Randall
Attorney at Law
413 B Street, Suite 202
Idaho Falls, Idaho 83402

LARRY A. MICKELSEN
CLERK OF THE DISTRICT COURT

By *[Signature]*
Deputy Clerk



CASSIA COUNTY SHERIFF

129 East 14th St. • Burley, ID 83318 • 208-878-2251 • Fax 208-878-9797

Randy L. Kidd, Sheriff • George E. Warrell III, Undersheriff

22 11:14

NO CONTACT ORDER VALIDATION

Court Case Number: 082008-1984D NCO: 00383220

Name: Johnson, Dawn Marcel DOB: 05-30-1952

Protected Person: Andrew Hitt, Sidney Chad Fritsdal, Sylvia (Isen)

This No Contact Order should:

- Remain Active
- Be Expired

[Signature]
Signature

22 June 09
Date

Warrant Validated and Criminal History attached

Date: _____

000271

file to file 11

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

STATE OF IDAHO,

Plaintiff,

v.

DAWN M JOHNSON

Defendant.

Case No. CR-2008-1984

**ORDER TO CONTINUE
AND NOTICE OF HEARING**

BASED UPON the Stipulation of the parties and for good cause shown therein, it is hereby ordered that the Sentencing in the above-entitled case be continued until the 9th day of July, 2009 at 1:30 p.m.

DATED: 1 July 09

[Signature]
JUDGE

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing ORDER TO CONTINUE was served upon the person or entity named below or their agent, at the address or facsimile number listed below, by such service as indicated hereafter.

DATED: 7/1/09

[Signature]
CLERK

PERSON SERVED

Blaine Cannon
Cassia County Prosecuting Attorney
Fax: (208) 878-2924

SERVICE TYPE

- Hand Delivery
- Facsimile Transmission
- Mailing - US Mail, Postage Prepaid
- Email
- Courthouse Box

RANDALL CRANE ATTORNEYS, PLLC
Attorneys for Defendant
413 'B' Street, Suite 202
Idaho Falls, ID 83402
Fax: 1-866-769-3817

- Hand Delivery
- Facsimile Transmission
- Mailing - US Mail, Postage Prepaid
- Email

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN A FOR CASSIA COUNTY

COURT MINUTES

State of Idaho vs. Dawn M Johnson
CR 2008-1984 D
Hearing type: Sentencing
Hearing date: 7/9/2009 Time: 1:36 p.m.
Court reporter: Denise Schloder
Minutes Clerk: Tara Gunderson
Defense Attorney: Jordan Crane
Prosecutor: Blaine Cannon

The defendant is present and is in custody.

Counsel provides the Court with a documents re: fugitive status.

No legal reason why judgment should not be imposed this date.

The Court has received and reviewed the PSI Report and its addendums.

Counsel have received and reviewed the PSI Report and addendums.

Jordan Crane addresses the Court re: additions and/or corrections to the PSI Report.

The Court will attach the documents provided by Counsel to the PSI Report.

Time: 1:43 p.m.

Blaine Cannon addresses the Court; makes recommendations on behalf of the State of Idaho; cites considerations.

Time: 1:55 p.m.

Victim, Sylvia Olson, addresses the Court makes a victim impact statement.

Blaine Cannon cites the defendant should receive credit for 128 days.

Time: 1:58 p.m.

Jordan Crane addresses the Court; makes recommendations on behalf of the defendant; cites considerations.

Time: 2:08 p.m.

The defendant addresses the Court.

Time: 2:09 p.m.

The Court comments; cites considerations for sentencing.

The Court imposes the Following:

Count 1 - Trafficking in Heroin

7 years DET / 15 years IND - IMPOSED

\$10,000.00 Fine

128 days Credit

Concurrent with counts 2 & 3

Count 2 - Possession of Cocaine

7 years Fixed and Determinate - IMPOSED

Concurrent with Counts 1 & 3

Count 3 - Misdemeanor Possession of Drug Paraphernalia

1 year Fixed and Determinate - IMPOSED

Concurrent with Counts 1 & 2

\$1,000.00 fine

The defendant advised of right to appeal.

PSI Reports submitted to the clerk.

Hearing concludes: 2:17 p.m.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

THE STATE OF IDAHO,

Plaintiff,

vs.

DAWN M. JOHNSON,

Defendant.

Case No. CR-2008-1984

05/30/1952

JUDGMENT OF CONVICTION AND ORDER OF COMMITMENT

On July 09, 2009, the time fixed by the Court for pronouncing sentence upon the defendant, the Court noted the presence of the Prosecuting Attorney, Blaine Cannon, and the defendant with counsel, Jordan Crane.

IT IS ADJUDGED that the defendant has been convicted by a jury to the following offenses as charged in the Information:

Count I: Trafficking of a Controlled Substance, a violation of Idaho Code §37-2732B(a)(6)(A).

Count II: Possession of Cocaine, a violation of Idaho Code §37-2732(C)(1).

Count III: Misdemeanor Possession of Drug Paraphernalia, a violation of Idaho Code §37-2734(A).

The Court having asked whether the defendant had any legal cause why Judgment should not be pronounced against the defendant, and no sufficient cause to the contrary having been shown or appearing to the Court,

IT IS ADJUDGED that the defendant is guilty as charged and convicted.

IT IS FURTHER ADJUDGED AND ORDERED that the defendant be sentenced as follows to the custody of the Idaho State Board of Correction commencing on July 09, 2009:

Count I, Trafficking of a Controlled Substance - §37-2732B(a)(6)(A).

Minimum period of confinement: 7 year(s)

Indeterminate period of confinement: 15 year(s)

Total unified term: 22 year(s)

Court Costs: The defendant shall pay court costs in the amount of \$110.50.

Fine: The defendant shall pay a fine in the amount of \$10,000.00.

Concurrent Sentence: This sentence shall run concurrently with Counts 2 & 3.

Count II, Possession of Cocaine - §37-2732(C)(1).

Minimum period of confinement: 7 year(s)

Indeterminate period of confinement: 0 year(s)

Total unified term: 7 year(s)

Court Costs: The defendant shall pay court costs in the amount of \$110.50.

Concurrent Sentence: This sentence shall run concurrently with Count 1 & 3.

Count III, Misdemeanor Possession of Drug Paraphernalia - §37-2734(A).

Minimum period of confinement: 1 year(s)

Indeterminate period of confinement: 0 year(s)

Total unified term: 1 year(s)

Court Costs: The defendant shall pay court costs in the amount of \$85.50.

Fine: The defendant shall pay a fine in the amount of \$1,000.00

Concurrent Sentence: This sentence shall run concurrently with Counts 1 & 2.

The Court ORDERS as follows:

Credit for time Served: The defendant is given credit for a total of 128 days served in the county jail prior to the entry of this Judgment.

Restitution in Drug Case: The Court hereby ORDERS a Judgment of Restitution to be entered in this case in the sum of \$5,200.00, (I.C. § 37-

2732(k) (drug related)). This amount is payable to the Clerk of the District Court to be disbursed to the following law enforcement agency which investigated this crime:

Name(s): Idaho State Police

No Contact Order: Pursuant to I.C. § 18-920, a No Contact Order is entered between the defendant and Fridal's Establishment, Sylvia Olsen and Chad Fridal.

IT IS FURTHER ORDERED that the defendant be committed to the custody of the Sheriff of Cassia County, Idaho, for delivery forthwith to the Director of the Idaho State Board of Correction at the Idaho State Penitentiary, or other facility within the State designated by the State Board of Correction. I.C. § 20-237.

IT IS FURTHER ORDERED that the parties return their respective copies of the presentence investigative reports to the deputy clerk of the court and use of said report shall thereafter be governed by I.C.R. 32(h)(1), (2), and (3).

IT IS FURTHER ORDERED that any and all bonds are hereby exonerated. However, if the defendant paid a cash bond, deposited by or on behalf of the defendant, the Clerk shall apply the money (cash bond) to the payment of the costs and fines imposed in this case and refund the surplus, if any, to the party posting the deposit. I.C. § 19-2923.

RIGHT TO APPEAL/LEAVE TO APPEAL IN FORMA PAUPERIS

The Right: The Court advised the defendant, of the right to appeal this judgment within forty two (42) days of the date it is file stamped by the clerk of the court. I.C.R. 33(a)(3), I.A.R. 14(a).

In Forma Pauperis: The Court further advised the defendant of the right of a person who is unable to pay the costs of an appeal to apply for leave to appeal in forma pauperis, meaning the right as an indigent to proceed without liability for court costs and fees and the right to be represented by a court appointed attorney at no cost to the defendant. I.C.R. 33(a)(3), I.C. § 19-852(a)(1) and (b)(2).

Sentenced and dated July 09, 2009.



MICHAEL R. CRABTREE
District Judge

009277

CERTIFICATE OF MAILING

I, Tara Gunderson, the undersigned authority, do hereby certify that I mailed, by United States Mail on July _____, 2009, one copy of the: JUDGMENT OF CONVICTION AND ORDER OF COMMITMENT as notice pursuant to Rule 77(d) I.C.R. to each of the following:

Prosecuting Attorney: Blaine Cannon

Defense Counsel: Jordan Crane

Mini-Cassia Criminal Justice Center

Idaho Department of Corrections (certified copy)

Idaho Department of Probation and Parole

Tara Gunderson
Deputy Clerk of the District Court
Cassia County, Idaho

By Tara Gunderson
Deputy Clerk

0002 18

1 ALFRED E. BARRUS (ISB #1794)
Prosecuting Attorney
2 BLAINE P. CANNON (ISB #5575)
Deputy Prosecuting Attorney
3 DOUGLAS G. ABENROTH (ISB #7181)
Deputy Prosecuting Attorney
4 Cassia County, Idaho
1918 Overland Avenue
Post Office Box 7
5 Burley, Idaho 83318
Telephone: 208-878-0419
Facsimile: 208-878-2924

6 Attorneys for State of Idaho
08-48

7 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
8 STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

9
10 STATE OF IDAHO,

Case No. CR-2008-01984 D

11 Plaintiff,

12 vs.

ORDER OF RESTITUTION

Pursuant to Idaho Code Section 19-5304(2)

13 DAWN MARCEL JOHNSON,

14 Defendant.

15 This defendant came on regularly for Sentencing before the above-entitled Court on
16 the 31 day of August, 2009, with the defendant being convicted of the crimes of
17 Count I, Trafficking of a Controlled Substance and Counts II and III, Possession of a Controlled
18 Substance, and the court determining from the evidence that restitution is owed, jointly and
19 severally with Tina Swett (CR 2008-1985) , in the sum of \$5,200.00 to
20 Idaho State Police Drug Restitution Account, whose address is: P.O. Box 700, Meridian, Idaho
21 83860-0700.


22 **NOW, THEREFORE, IT IS HEREBY ORDERED**, pursuant to Idaho Code,
23 Section 19-5304(2), that the Idaho State Police Drug Restitution Account has and recover judgment
24 against the defendant in the sum of (\$5,200.00) plus interest at the legal rate authorized for
25 judgments per annum, and that this sum is due and payable during the period of probation. This
26 Order of Restitution is imposed as part of the Defendant's overall punishment and rehabilitation.

27 **IT IS FURTHER ORDERED** that after forty two (42) days from the entry of this

28 **ORDER OF RESTITUTION -1**

1 Order of Restitution, or at the conclusion of a hearing to reconsider an order of restitution,
2 whichever occurs later, this Order of Restitution may be recorded as a judgment, and the
3 victim herein may execute as provided by law for civil judgments.

4 DATED this 9th day of July, 2009

5 
6 District Judge

7
8 **CLERK'S CERTIFICATE OF MAILING**

9 I hereby certify that a true and correct copy of the foregoing Order for
10 Restitution was mailed, postage prepaid, this ___ day of _____, 20___, to the
11 following:

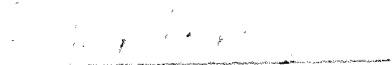
11 Blaine Cannon
12 Deputy Prosecuting Attorney
13 P.O. Box 7
14 Burley, ID 83318

14 Neal Randall
15 Attorney at Law
16 413 B Street, Suite 202
17 Idaho Falls, Idaho 83402

16 *(certified copy - victim)*
17 Idaho State Police Drug Restitution Account
18 P.O. Box 700
19 Meridian, Idaho 83860-0700
20 CL Case No. M20080252 and M20080253

19 *(if applicable)*
20 Probation and Parole
21 1354 Albion Avenue
22 Burley, Idaho 83318

23 LARRY A. MICKELSEN
24 CLERK OF THE DISTRICT COURT

25 By 
26 Deputy Clerk

27
28 ORDER OF RESTITUTION -2

1 ALFRED E. BARRUS (ISB #1704)
Prosecuting Attorney
2 BLAISE P. CANNON (ISB #5575)
Prosecuting Attorney
3 ROBERT S. HEMSLEY (ISB #7955)
Prosecuting Attorney
4 Cassia County, Idaho
1418 Overland Avenue
Post Office Box 7
Burley, Idaho 83318
5 Telephone: 208 878 0419
Facsimile: 208 878 2924

2008-07-28 13:31

6 Attorneys for State of Idaho
7 08-48

8 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
9 STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

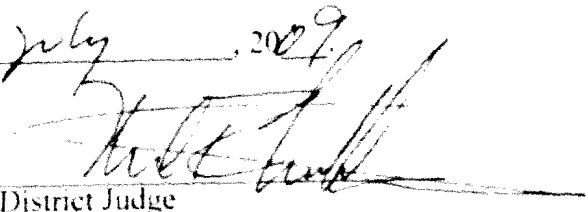
10 STATE OF IDAHO,
11 Plaintiff,
12
13 vs.
14 DAWN JOHNSON,
15 Defendant.

Case No. CR-2008-01984 D

ORDER RE: RESTITUTION

16 This matter having come before the Court and for good cause appearing:
17 IT IS THE ORDER OF THIS COURT that restitution in this case shall be ordered
18 jointly and severally with the co-defendant, Darrell Swett (Case CR 2008-01986 D).

19 DATED this 28 day of July, 2009.

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22 District Judge

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28 ORDER RE: RESTITUTION -1

11 Shantel County Criminal Restitution Defendants Order Re Restitution Johnson D.wpd

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CLERK'S CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the foregoing ORDER, was mailed, postage prepaid, this ___ day of _____, 20___, to the following:

Blaine P. Cannon
Deputy Prosecuting Attorney
P.O. Box 7
Burley, ID 83318

Jordan Crane
Attorney at Law
413 B Street, #202
Idaho Falls, Idaho 83402

LARRY A. MICKELSEN
CLERK OF THE DISTRICT COURT

By [Signature]
Deputy Clerk

ORDER RE: RESTITUTION -2

RANDALL CRANE ATTORNEYS, PLLC
 Neal S. Randall, *Idaho Bar No. 5829*
 Jordan S. Crane, *Idaho Bar No. 6843*
 Attorney for Defendant
 413 B Street, Suite 202
 Idaho Falls, ID 83402
 Idaho Falls Phone: (208) 542-0414
 Twin Falls Phone: (208) 735-5244
 Toll Free Fax: 1-866-769-3817

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF
 IDAHO, IN AND FOR THE COUNTY OF CASSIA**

STATE OF IDAHO,)	
)	
Plaintiff/Respondent,	)	Case No. CR-2008-1984
)	
v.)	
)	
DAWN M. JOHNSON,	)	NOTICE OF APPEAL
)	
Defendant/Appellant.)	
_____)	

TO: The above-named Respondent, State of Idaho, and its attorney of record, Prosecuting Attorney for Cassia County, and the Clerk of the above-entitled court.

NOTICE IS HEREBY GIVEN THAT:

1. The above-named appellant, DAWN M. JOHNSON, appeals to the Idaho Supreme Court from the Jury's finding of guilty and the District Court's Judgment of Conviction in the above case.
2. That the Appellant has a right to appeal to the Idaho Supreme Court, and the judgments or orders described in paragraph 1 above are appealable orders under and pursuant to Idaho Appellate Rule 11(c).
3. A preliminary statement of the issues on appeal that the appellant then intends to assert in the appeal, provided any such list of issues on appeal shall not prevent

the appellant from asserting other issues on appeal.

- A. Was the Defendant denied effective assistance of counsel?
 - B. Did the District Court err in denying the Defendant's Motion to Suppress?
 - C. Was the evidence presented at trial sufficient for the jury to reach a verdict of guilty?
 - D. Did defense counsel provide ineffective assistance by failing to object to Sylvia Olsen's "victim impact statement" at sentencing?
 - E. Did the District Court abuse its discretion by imposing an excessive sentence?
4. A reporter's transcript of the following hearing(s) is requested:
- A. June 27, 2008 – Preliminary Hearing;
 - B. January 5, 2009 – Hearing regarding Motion to Suppress and Pre-Trial Motions;
 - C. March 2, 2009 through March 4, 2009 – Jury Trial;
 - D. July 9, 2009 – Sentencing Hearing.

5. The appellant requests the following documents to be included in the clerk's record in addition to those automatically included under Rule 28, I.A.R.

- A. The above referenced transcripts;
- B. The Preliminary Jury Instructions;
- C. The Final Jury Instructions;
- D. Jury Voir Dire;
- E. Peremptory Challenge;
- F. Jury Roll Call;
- G. Jury Seating Chart.

6. I certify:

A. That a copy of this Notice of Appeal has been served on the reporter;

B. That the appellant is exempt from paying the estimated transcript fee because the defendant is an indigent prisoner. Appellant has been sentenced to serve a minimum term of seven (7) years. Appellant is currently without funds for payment of the reporter's fees and therefore, pursuant to I.C. §31-3220 and §31-3220A and Idaho Appellate Rule 24(f) the payment of the reporter's fees should be waived by the district court;

C. That the appellant is exempt from paying the estimated fee for preparation of the record because she is an indigent prisoner. Appellant is without funds for payment of the preparation of the record and therefore, pursuant to I.C. §31-3220 and §31-3220A and Idaho Appellate Rule 27(f) the payment of the preparation of the record should be waived by the district court.

D. That appellant is exempt from paying the appellate filing fee because appellant is without funds for payment of the appellate filing fee and therefore, pursuant to I.C. § 31-3220 and §31-3220A and Idaho Appellate Rule 23(c) the payment of the appellate filing fee should be waived by the district court;

E. That service has been made upon all parties required to be served pursuant to Idaho Appellate Rule 20, and the Attorney General of Idaho pursuant to Section 67-1401(1) Idaho Code.

Dated this 13th day of August, 2009.



JORDAN S. CRANE
Attorney at Law

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 13th day of August, I served a true and correct copy of the document described below on the party listed below, by mailing and/or by fax with the correct postage thereon, or by causing the same to be hand-delivered.

DOCUMENT:

NOTICE OF APPEAL

PARTIES SERVED:

Alfred E. Barrus
Cassia County Prosecutor's Office
Via Fax: (208) 878-2924

Court Reporter
Cassia County Court
Via Fax: (208) 878-1003

Clerk of the Court
Cassia County Court
Via Fax: (208) 878-1003

Mr. Lawrence Wasden, Esq.
Attorney General
Appellate Division
PO Box 83720
Boise, ID 83720-1000

Ms. Molly J. Huskey, Esq.
Appellate Public Defender
3647 Lake Harbor Lane
Boise, ID 83703



ALAYNE RANDALL, PARALEGAL

RANDALL CRANE ATTORNEYS, PLLC
Neal S. Randall, *Idaho Bar No. 5829*
Jordan S. Crane, *Idaho Bar No. 6843*
Attorney for Defendant
413 B Street, Suite 202
Idaho Falls, ID 83402
Idaho Falls Phone: (208) 542-0414
Twin Falls Phone: (208) 735-5244
Toll Free Fax: 1-866-769-3817

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF CASSIA**

STATE OF IDAHO,)	
	)	Case No. CR-2008-1984
Plaintiff/Respondent,)	
	)	MOTION TO APPOINT STATE
v.	)	APPELLATE PUBLIC
	)	DEFENDER AND TO PROCEED
DAWN M. JOHNSON,	)	IN FORMA PAUPERIS
)	
Defendant/Appellant.)	
<hr/>		

COMES NOW Defendant/Appellant by and through her attorney and hereby requests that the above-entitled court appoint the State Appellate Public Defender Office to prosecute her appeal pursuant to Idaho Code and Defendant/Appellant be allowed to proceed In Forma Pauperis.

This Motion is made by and for the reason that Defendant/Appellant is currently an indigent prisoner and unable to afford private representation for purposes of appeal. Defendant/Appellant has been sentenced to serve a minimum fixed term of seven (7) years and thus will remain incarcerated for that period.

Dated this 13th day of August, 2009.



JORDAN S. CRANE
Attorney at Law

MOTION TO APPOINT STATE
APPELLATE PUBLIC DEFENDER AND TO PROCEED IN FORMA PAUPERIS-1

000287

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 13th day of August, 2009, I served a true and correct copy of the document described below on the party listed below, by mailing and/or by fax with the correct postage thereon, or by causing the same to be hand-delivered.

DOCUMENT:

**MOTION TO APPOINT STATE
APPELLATE PUBLIC DEFENDER AND
PROCEED IN FORMA PAUPERIS**

PARTIES SERVED:

Alfred E. Barrus
Cassia County Prosecutor's Office
Via Fax: (208) 878-2924

Court Reporter
Cassia County Court
Via Fax: (208) 878-1003

Clerk of the Court
Cassia County Court
Via Fax: (208) 878-1003

Mr. Lawrence Wasden, Esq.
Attorney General
Appellate Division
PO Box 83720
Boise, ID 83720-1000

Ms. Molly J. Huskey, Esq.
Appellate Public Defender
3647 Lake Harbor Lane
Boise, ID 83703



ALAYNE RANDALL, PARALEGAL

THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
STATE OF IDAHO, COUNTY OF CASSIA

STATE OF IDAHO,)	
)	
Plaintiff,	)	Case No. CR-08-1984
)	
vs.)	
)	
DAWN M. JOHNSON,	)	ORDER APPOINTING STATE
	)	APPELLATE PUBLIC DEFENDER
Defendant/Appellant.	)	AND WITHDRAWING ATTORNEY
	)	OF RECORD FOR APPEAL

The above named Defendant/Appellant appeared before this Court for Sentencing before the Honorable Michael R. Crabtree on July 9, 2009, at which time the Court sentenced her to a unified minimum period of incarceration of seven (7) years with a unified indeterminate period of fifteen (15) years for a total unified term of twenty-two (22) years.

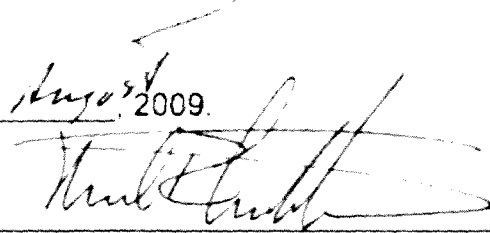
The Defendant/Appellant has requested the aid of counsel in pursuing a direct appeal;

The Court being satisfied that the Defendant/Appellant is an indigent prisoner entitled to the services of the State Appellate Public Defender for purposes of appeal pursuant to Idaho Code §§19-852 and 19-854 and the services of the State Appellate Public Defender are available pursuant to Idaho Code §19-863A;

IT IS HEREBY ORDERED, in accordance with Idaho Code §19-870, that the State Appellate Public Defender is appointed to represent the Defendant on appeal.

IT IS FURTHER ORDERED that RANDALL CRANE ATTORNEYS, PLLC, be withdrawn for purposes of appeal.

DATED this 17th day of August, 2009.


MICHAEL R. CRABTREE
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17 day of August, 2009, I served a true and correct copy of the attached ORDER APPOINTING STATE APPELLATE PUBLIC DEFENDER AND WITHDRAWING ATTORNEY OF RECORD FOR APPEAL by placing a copy in the United States mail, with the correct postage thereon, or by causing the same to be hand delivered to the following parties:

PARTIES SERVED:

MOLLY J. HUSKEY
State Appellate Public Defender
3647 Lake Harbor Lane
Boise, Idaho 83703

JORDAN S. CRANE
RANDALL CRANE ATTORNEYS, PLLC
413 'B' Street, Suite 202
Idaho Falls, Idaho 83402

ALFRED E. BARRUS
Cassia County Deputy Prosecutor
Courthouse Box
Burley, ID 83318

CASSIA COUNTY COURT REPORTER
Courthouse Box
Burley, ID 83318

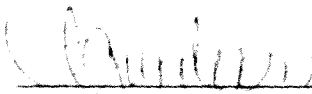
LAWRENCE WUSDEN
State of Idaho Attorney General
Appellate Division
PO Box 83720
Boise, ID 83720-1000

SUPREMECOURT/COURT OF APPEALS
PO Box 83720
Boise, ID 83720-0101

DAWN JOHNSON
c/o MCCJC
1415 Albion Ave.
Burley, ID 83318



Clerk of the Court



Deputy Clerk

2009 OCT -7 10:31:07

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

STATE OF IDAHO,	)	CASE NO. CR 2008-1984 D
Plaintiff,)	
	)	EX PARTE ORDER TO UNSEAL
Vs.	)	AND COPY PRE-SENTENCE
	)	INVESTIGATION REPORT
DAWN M. JOHNSON)	
DOB: 05/30/1952)	
Defendant.)	

Pursuant to written request by letter on file dated October 06, 2009 and good cause appearing and pursuant to request, the Court hereby GRANTS the Department of Correction's request for copy of the pre-sentence reports relating to the above captioned matter. The Clerk is directed to unseal the reports, provide a copy to Ms. Matilde Ortiz, representative of the Department of Corrections, and re-seal the reports.

The Order is entered pursuant to ICR 32(h)(2), as it appears that the Idaho Department of Corrections has a legitimate professional interest in the reports. The Court hereby finds that the availability of the report will further the interest of public protection and that the Idaho Department of Corrections will provide appropriate safeguards for the confidentiality of information contained in the reports.


Dated this 6 day of October, 2009.

District Judge

CERTIFICATE OF MAILING

I hereby certify that on this ____ day of October, 2009, I caused to be served a true and correct copy of the foregoing document, by the method indicated below, and addressed to the following:

1. Blaine Cannon
Deputy Prosecuting Attorney X Fax (208) 878-2924
1918 Overland Avenue
P.O. Box 7
Burley, ID 83318
2. Dawn Johnson, pro se
c/o MCCJC X U.S. Mail
1415 Albion Avenue
Burley, ID 83318
3. Probation & Parole
Attn: Matilda Ortiz X Fax (208) 878-2534
1354 Albion Avenue
Burley, ID 83318



Tara Gunderson
Deputy Clerk

000292

MOLLY J. HUSKEY
State Appellate Public Defender
State of Idaho
I.S.B. # 4843

SARA B. THOMAS
Chief, Appellate Unit
I.S.B. # 5867
3647 Lake Harbor Lane
Boise, Idaho 83703
(208) 334-2712

2008-1984 (5)
S.C. DOCKET NO. 36932

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR CASSIA COUNTY

STATE OF IDAHO,)
)
Plaintiff-Respondent,)
)
v.)
)
DAWN M. JOHNSON,)
)
Defendant-Appellant.)

CASE NO. CR 2008-1984
S.C. DOCKET NO. 36932
AMENDED
NOTICE OF APPEAL

TO: THE ABOVE-NAMED RESPONDENT, STATE OF IDAHO, AND THE PARTY'S ATTORNEYS, ALFRED E. BARRUS, CASSIA COUNTY PROSECUTOR, 1918 OVERLAND AVENUE, P.O. BOX 487, BURLEY, IDAHO, 83318, AND THE CLERK OF THE ABOVE-ENTITLED COURT:

NOTICE IS HEREBY GIVEN THAT:

1. The above-named appellant appeals against the above-named respondent to the Idaho Supreme Court from the Judgment of Conviction and Order of Commitment entered in the above-entitled action on the 9th day of July, 2009, the Honorable Michael R. Crabtree, presiding.
2. That the party has a right to appeal to the Idaho Supreme Court, and the judgments or orders described in paragraph 1 above are appealable orders under and pursuant to Idaho Appellate Rule (I.A.R.) 11(c)(1-10).

3. A preliminary statement of the issues on appeal, which the appellant then intends to assert in the appeal, provided any such list of issues on appeal shall not prevent the appellant from asserting other issues on appeal, is/are:

- a. Was the appellant denied effective assistance of counsel?
- b. Did the district court err in denying the defendant's motion to suppress?
- c. Was the evidence presented at trial sufficient for the jury to reach a verdict of guilty?
- d. Did the defense counsel provide ineffective assistance by failing to object to Sylvia Olsen's "victim impact statement" at sentencing?
- e. Did the district court abuse its discretion by imposing an excessive sentence?

4. There is a portion of the record that is sealed. That portion of the record that is sealed is the Pre-Sentence Investigation Report (PSI).

5. **Reporter's Transcript.** The appellant requests the preparation of the **entire reporter's standard transcript** as defined in I.A.R. 25(c). The appellant also requests the preparation of the additional portions of the reporter's transcript:

- a. Pretrial Conference held October 14, 2008 (Court Reporter: Denise Schloder, estimation of less than 100 pages);
- b. Pretrial Conference held November 18, 2008 (Court Reporter: Denise Schloder, estimation of less than 100 pages);

- c. Motion hearing held December 9, 2008 (Court Reporter: Denise Schloder, estimation of less than 100 pages);
- d. Motion Hearing and Pretrial Conference held on January 5, 2009 (Court Reporter: Denise Schloder, no estimation of pages was listed on the Register of Actions);
- e. Pretrial Conference and Motion Hearing held on January 27, 2009 (Court Reporter: Maureen Newton, no estimation of pages was listed on the Register of Actions);
- f. Status Hearing held on February 2, 2009 (Court Reporter: Denise Schloder, no estimation of pages was listed on the Register of Actions);
- g. Pretrial Conference held February 24, 2009 (Court Reporter: Denise Schloder: estimated number of pages less than 100);
- . Jury Trial held March 2-4, 2009, including, but not limited to, the voir dire, opening statements, closing arguments, jury instruction conferences, reading of the jury instructions, any hearings regarding questions from the jury during deliberations, return of the verdict, and any polling of the jurors (Court Reporter: Denise Schloder, no estimation of pages was listed on the Register of Actions);
- n. Sentencing Hearing held on July 9, 2009 (Court Reporter: Denise Schloder, no estimation of pages was listed on the Register of Actions).

6. **Clerk's Record.** The appellant requests the standard clerk's record pursuant to I.A.R. 28(b)(2). The appellant requests the following documents to be included in the clerk's record, in addition to those automatically included under I.A.R. 28(b)(2):

- a. Affidavit of Probable Cause filed April 7, 2008;
- b. Transcript of Preliminary Hearing held on September 22, 2008;
- c. Affidavit of Ami Pena in Support of Filing UA Results filed November 25, 2008;
- d. Affidavit Re: Condition of Defendant's Release filed November 28, 2008;
- e. Any affidavits, objections, responses, briefs or memorandums, filed or lodged, by the state, appellant or the court in support of or in opposition to the Motion to Suppress including, but not limited to, the State's Points and Authorities Opposing Motion to Suppress filed January 13, 2009;
- f. All proposed and given jury instructions including, but not limited to, the State's Jury Trial Witness List filed February 3, 2009, Plaintiff's Requested Jury Instructions filed February 3, 2009, Preliminary Jury Instructions filed March 4, 2009, and Final Jury Instructions filed March 4, 2009;
- g. Final Witnesses and Exhibits filed February 27, 2009;
- h. Seating Chart filed March 4, 2009;


- i. Stipulation of Counsel to Return State's Exhibit 116 & 117 to the custody of Trooper Hitt filed March 4, 2009;
- j. Letters received from IDOC PSI Investigator Matilda Ortiz filed March 25, 2009, and June 15, 2009;
- k. Request from IDOC filed May 13, 2009;
- l. Any exhibits, including but not limited to letters or victim impact statements and other addendums to the PSI or other items offered at the sentencing hearing including the Addendums to PSI filed July 1, 2009, and July 2, 2009.

7. I certify:

- a. That a copy of this Amended Notice of Appeal has been served on the Court Reporters, Denise Schloder and Maureen Newton;
- b. That the appellant is exempt from paying the estimated fee for the preparation of the record because the appellant is indigent. (Idaho Code §§ 31-3220, 31-3220A, I.A.R. 24(e));
- c. That there is no appellate filing fee since this is an appeal in a criminal case (Idaho Code §§ 31-3220, 31-3220A, I.A.R. 23(a)(8));
- d. That arrangements have been made with Cassia County who will be responsible for paying for the reporter's transcript, as the client is indigent, I.C. §§ 31-3220, 31-3220A, I.A.R. 24(e);

e. That service has been made upon all parties required to be served pursuant to I.A.R. 20.

DATED this 19th day of October, 2009.


MOLLY J. HUSKEY
State Appellate Public Defender

CERTIFICATE OF MAILING

I HEREBY CERTIFY that I have this 19th day of October, 2009, caused a true and correct copy of the attached AMENDED NOTICE OF APPEAL to be placed in the United States mail, postage prepaid, addressed to:

JORDAN CRANE
BONNEVILLE COUNTY PUBLIC DEFENDERS
605 CAPITAL AVENUE
IDAHO FALLS ID 83402

DENISE SCHLODER
COURT REPORTER
1459 OVERLAND AVE
BURLEY ID 83318

MAUREEN NEWTON
COURT REPORTER
8TH AND G STREET
PO BOX 368
RUPERT ID 83350

ALFRED E BARRUS
1918 OVERLAND AVENUE
PO BOX 487
BURLEY ID 83318

KENNETH K JORGENSEN
DEPUTY ATTORNEY GENERAL
CRIMINAL DIVISION
PO BOX 83720
BOISE ID 83720 0010
Hand delivered to Attorney General's mailbox at Supreme Court



HEATHER R. LEWIS
Administrative Assistant

TMF/MJH/hrl

Defendant name: DAWN M. JOHNSON
92603
251 FORE ROAD
POCAHONTO, ID 83204

2008-11-10 11:52

Defendant

IN THE DISTRICT COURT OF THE 5th JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

STATE OF IDAHO,

Plaintiff,

vs.

DAWN MARCEL JOHNSON

Defendant.

Case No. 2008-1484

**MOTION FOR
CORRECTION OR
REDUCTION OF
SENTENCE, ICR 35**

COMES NOW DAWN M. JOHNSON, Defendant in the instant action, and pursuant to Idaho Criminal Rule 35, moves this Honorable Court for its Order:

Correcting the Defendant's illegal sentence, or

Reducing Defendant's sentence for the following reasons:

1. The Defendant was convicted of Trafficking before the Honorable Judge Crabtree and sentenced to a term of imprisonment in the custody of the Idaho Department of Correction for:

a unified term of 22 years including 1 years fixed followed by 15 years indeterminate,

a fixed term of _____ years.

2. The Defendant has been incarcerated since March 3, 2009 and has served nine (months, years) of the sentence.

MOTION FOR REDUCTION OR CORRECTION OF SENTENCE, ICR 35 - 1

Revised (5/01/09)

000300

11-10-2019

✓ I am requesting that the sentence be reduced or corrected on the following grounds, or:

1. The sentence is illegal and should be changed on the following grounds:

() The sentence is illegal and should be changed on the following grounds:

(State the reasons why you believe your sentence should be reduced. You may add extra pages if necessary.)

I have a positive plan for parole which includes living at home in a clean and healthy sober environment. As a homeowner, I am a permanent resident in Idaho, Twin Falls County, and long term. My son resides there with me and he is a 3yr. employee of Red Lion Inn. I have a solid support system. My health is poor and has progressively deteriorated over the past year and continuing. I have multiple problems with my back and bones. They are severe. This institution has given me a cane to walk with but my disease makes movement limited. At home I had a nurse and a housekeeper, authorized by the RN at

WHEREFORE, the Defendant, Dawn M. Johnson, respectfully prays

this Honorable Court to reduce or correct the sentence as follows:

The Health and Welfare Agency and LINC Program (Living Independent). I will be happy to authorize releases of information to this Agency and/or my Doctors to verify my conditions. Because of my health and age, 57, I do not expect to overcome my limits while here and would hope that Your Honor will consider my minimum mandatory sentence of 3 years with 1 1/2 years added on my other charge as sufficient time to serve with these Rule 35 reasons kept in mind. The other issue is my substance abuse. My Nurse and my Housekeeper are part of my support system. As indicated in my Court ordered Substance Abuse Report, I need a Medically Monitored Program and the Options available are ~~Programs~~ ^{Only} Programs I will attend during my first years here and much more numerous in the community for my follow-up, or grant such other and further relief, as the Court deems appropriate.

Respectfully submitted this 6 day of December, 2009.

Dawn Marie Johnson
Defendant

CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify that on the 6th of November, 2004,
I filed a true and correct copy of the MOTION FOR REDUCTION OR CORRECTION OF
SENTENCE, ICR 35 via the U.S. mail system to

Alfred E. Barrus ^{Cassia} County Prosecuting Attorney
Courthouse Box # 1918 Overland Avenue
Burley, Idaho 83318 P.O. Box 7

Dawn Marcel Johnson
Defendant

November 6, 2009

Name

Address

City

State

Zip Code

Dear _____

Your Attorney's Name

Please file a: (Check only ONE)

- Rule 35 Motion to Reconsider Sentence
- Rule 35 Motion to Correct Illegal Sentence
- Notice of Appeal
- Petition for Post Conviction Relief

Please send me a conformed copy of what you have filed.

The issues/points I think you should raise or challenge are:

Furns offered a retained jurisdiction and chose to go to my trial instead. My Co-defendants equally involved rec'd lesser sentences than mine. I have a willingness to follow process outlined by MR. Dura a permanent resident of Twin Falls county - a Homeowner in fier at which my son resides. My res. My age, 57, and my poor health being treated for scholiosis, Rhabdomyolysis, Osteoporosis at 57%, bone cancer and extremely high blood pressure. even with medication, all verifiable and at home I have a housekeeper and a nurse who has been authorized by the T.F. Health Welfare Dept. to assist me in my daily living which I need. Please contact me for
Please also raise any other issue or points you think are non-trivialous. and more

Sincerely,

Do files if needed.

Dawn Marcel Johnson

Name

92608

Phone

DAWN MARCEL JOHNSON

Name

cc: File

000304



**CORRECTIONAL MEDICAL SERVICES, INC.
RELEASE OF INFORMATION AUTHORIZATION**

<u>Dawn Marcel Johnson</u>	<u>92608/5-30-52</u>
Name	ID Number/Date of Birth
<u>Family Services Dr. Cameron Clark + Lindsay Hubbs MD</u>	<u>Martin Street (735) 1457 Rush Falls, Idaho 83301</u>
Facility Releasing Information	Date <u>Nov. 6, 2007</u>

I am either the patient named above or the patient's legally authorized representative.

By signing this form I authorize and release Correctional Medical Services, Inc. ("CMS") and the Facility from liability relating to the release of the following information, including protected health information, included in my medical record to:

Judge Coakley
Cassia County Court ~~File 2005-230-10581~~

<u>PLCC - H. H. H. H.</u>	<u>1451 Fore Rd.</u>	<u>Pocahontas, ID 83204</u>
Name/Agency	Address	City, State, Zip Code

Information to be released	from the dates of	to
Admission Reports		Discharge Reports
Operative Summary Reports		Special Studies Reports
Immunization History		Mental Health Reports*
Drug/Alcohol History and Counseling*		HIV Status and Treatment*
		X-Ray Reports
		Laboratory Reports
		Psychiatric Summary Reports*
		Sexually Transmitted Diseases Status and Treatment*

Other: Specify All records pertaining to diagnosis, treatment, lab, medication, etc. or for Schizophrenia, Kypha, osteoporosis, high blood pressure, bone marrow etc. (all)

<input type="checkbox"/>	Attorney	<input type="checkbox"/>	Insurance	<input type="checkbox"/>	Doctor
<input type="checkbox"/>	Other: <u>Court</u>				

* I understand that my expressed consent is required to release any health care information relating to testing, diagnosis, and/or treatment for HIV (AIDS virus), sexually transmitted diseases, psychiatric disorders/mental health, and/or drug and/or alcohol use. You are hereby specifically authorized to release all health care information relating to such testing, diagnosis, and/or treatment of the aforementioned conditions. NA

Signature of Patient or Authorized Representative	Date
---	------

I understand medical records cannot be disclosed without written consent, except as provided for under federal or state law. This authorization is valid for 90 days after the date signed and is subject to revocation by me at any time if provided in writing to CMS or the Facility, except to the extent that disclosure has already been disclosed in reliance on this authorization. I understand I am not required to sign this authorization to receive health care or treatment. I understand that, once information is disclosed pursuant to this Authorization, it is possible that it will no longer be protected by applicable federal medical privacy laws and could be re-disclosed by the person or agency that receives it, however, I do not authorize such secondary disclosure.

State law provides that a health care provider may charge a reasonable fee for these records.

<u>Dawn Marcel Johnson</u>	<u>Nov. 6, 2007</u>
Signature of Patient or Authorized Representative*	Date Signed

*Authorized Representative's relationship to patient and authority to act for patient:



**CORRECTIONAL MEDICAL SERVICES, INC.
RELEASE OF INFORMATION AUTHORIZATION**

Name <i>Dawn Marcel Johnson</i>	ID Number/Date of Birth <i>92608/5-30-57</i>
Facility Releasing Information <i>We Care Medical Clinic Dr. Wu Su and Dr. Sandhu</i>	Date <i>Nov. 6, 2009</i>

I am either the patient named above or the patient's legally authorized representative.

By signing this form I authorize and release Correctional Medical Services, Inc. ("CMS") and the Facility from liability relating to the release of the following information, including protected health information, included in my medical record to:

*Judge Crabtree
Cassia County Court* *Feb. 2008 - 236 63841*

Name/Agency <i>Peace - Therapist</i>	Address <i>1451 Fore Rd</i>	City, State, Zip Code <i>Reedville, ID 83201</i>
Information to be released	from the dates of	to
<input type="checkbox"/> Admission Reports	<input type="checkbox"/> Discharge Reports	<input type="checkbox"/> X-Ray Reports
<input type="checkbox"/> Operative Summary Reports	<input type="checkbox"/> Special Studies Reports	<input type="checkbox"/> Laboratory Reports
<input type="checkbox"/> Immunization History	<input type="checkbox"/> Mental Health Reports*	<input type="checkbox"/> Psychiatric Summary Reports*
<input type="checkbox"/> Drug/Alcohol History and Counseling*	<input type="checkbox"/> HIV Status and Treatment*	<input type="checkbox"/> Sexually Transmitted Diseases Status and Treatment*

Other: Specify *all medical records - including diagnosis, treatment, medications, etc. on top of schizophrenia, osteoporosis, cancer, feet deformities, etc (all)*

Purpose for which disclosure is being made:

<input type="checkbox"/> Attorney	<input type="checkbox"/> Insurance	<input type="checkbox"/> Doctor
Other: <i>Court</i>		

* I understand that my expressed consent is required to release any health care information relating to testing, diagnosis, and/or treatment for HIV (AIDS virus), sexually transmitted diseases, psychiatric disorders/mental health, and/or drug and/or alcohol use. You are hereby specifically authorized to release all health care information relating to such testing, diagnosis, and/or treatment of the aforementioned conditions. *Yes*

Signature of Patient or Authorized Representative	Date
---	------

I understand medical records cannot be disclosed without written consent, except as provided for under federal or state law. This authorization is valid for 90 days after the date signed and is subject to revocation by me at any time if provided in writing to CMS or the Facility, except to the extent that disclosure has already been disclosed in reliance on this authorization.

I understand I am not required to sign this authorization to receive health care or treatment. I understand that, once information is disclosed pursuant to this Authorization, it is possible that it will no longer be protected by applicable federal medical privacy laws and could be re-disclosed by the person or agency that receives it, however, I do not authorize such secondary disclosure.

State law provides that a health care provider may charge a reasonable fee for these records.

Signature of Patient or Authorized Representative* <i>Dawn Marcel Johnson</i>	Date Signed <i>Nov. 6, 2009</i>
--	------------------------------------

* Authorized Representative's relationship to patient and authority to act for patient:

Dawn M. Johnson
121203
1451 Fore Rd.
Pocatello, Idaho 83204

2008-11-13 10:52

Defendant

IN THE DISTRICT COURT OF THE 5th JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

STATE OF IDAHO,)
)
Plaintiff,)
)
vs.)
DAWN MARCEL JOHNSON)
)
Defendant.)

Case No. 2008-1984
**MOTION TO PROCEED
IN FORMA PAUPERIS
AND SUPPORTING
AFFIDAVIT**

COMES NOW, the Defendant, *Dawn M. Johnson*, in the above-entitled matter and moves this Honorable Court for an order of the Court to proceed in forma pauperis on the grounds he/she is incarcerated and indigent pursuant to Idaho Code §31-3220A. Said Motion is supported by the following Affidavit of Inability to Pay.

DATED this 6 day of November, 20 09.

Dawn M. Johnson
Defendant

AFFIDAVIT OF INABILITY TO PAY

STATE OF OHIO

County of Cassia

Dawn Marie L. Johnson, declare under penalty of perjury, that I am the Defendant in the above entitled proceeding; that, in support of my request to proceed without being required to prepay fees, cost or give security therefor, I state that because of my poverty, I am unable to pay the costs of said proceeding or give security therefor; that I believe I am entitled to relief.

The nature of my action is: Rule 35

In further support of this application, I answer the following questions:

- 1. I am presently employed. Yes No
 - a. If the answer is "Yes" my wages per month are: \$ _____
 - b. If the answer is "No" list last date of employment and salary:
March 1995 \$ 6.00 hr

- 2. I have received money from the following sources within the last 12 months:
 - business, profession or other self employment \$ 0
 - rent payments, interest or dividends \$ 0
 - pensions, annuities or life insurance payments \$ 0
 - gifts or inheritances \$ 0
 - other sources \$ 0

1. I have a driver's license: None

- 4. I have a savings account: Yes \$ _____
- 5. I have a checking account: Yes \$ _____
- 6. Balance in inmate trust account: \$ 50.00
- 7. Spouse's income: \$ n/a
- 8. Affiant's dependents: 0

9. Affiant's debts: Pharmacy \$600.00 ~~Pharmacy \$600.00~~
Court \$5,200.

10. Affiant's monthly expenses: n/a

11. Attached is a copy of my inmate account reflecting the activity of my account, over the period of my incarceration or for the past twelve (12) months, whichever is less. Said copy has been certified by the custodian of said account.

Further, your Affiant states that I am unable to pay the court costs.

DATED this 6 day of November, 2009.

Sheron Marie Jones
Affiant

STATE OF IDAHO
County of Cassia

DAWN MARCEL JOHNSON Affiant certifies that the statements made in the

Affidavit are true and correct, as he/she verily believes.

DATED this 6 day of November, 2009

Dawn Marcel Johnson
Affiant

SUBSCRIBED AND SWORN to before me this 6 day of November, 2009.



Felicia Funk
Notary Public for Idaho
Commission Expires: Nov. 2013

CERTIFICATE OF SERVICE

I HEREBY CERTIFY That on the 6 day of November, 2009, I
mailed a true and correct copy of the MOTION TO PROCEED IN FORMA PAUPERIS AND
SUPPORTING AFFIDAVIT via the U.S. mail system to:

Cassia County Prosecuting Attorney
P.O. Box 7
Burley, Idaho 83318

Dawn Marcel Johnson
Defendant

Dawn Marcel Johnson
ID# 92608
1451 Fare Road
Pocatello, Idaho 83204

2008 MAR 10 11:13:52

Defendant

IN THE DISTRICT COURT OF THE 5th JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Lassie

STATE OF IDAHO,

Plaintiff,

vs.

Dawn Marcel Johnson.

Defendant.

Case No. J008-1984

**MOTION FOR APPOINTMENT
OF COUNSEL**

COMES NOW, Dawn Marcel Johnson, in the above entitled matter and moves this Honorable Court to Defendant's Motion for Appointment of Counsel for the reasons more fully set forth herein and in the Affidavit in Support of Motion for Appointment of Counsel.

1. Defendant is currently incarcerated within the Idaho Department of Corrections under the direct care, custody and control of Warden Mr. Brian Underwood of the Pocatello Women's Correctional Center.

2. The issues to be presented in this case may become to complex for the Defendant to properly pursue.

3. Defendant lacks the knowledge and skill needed to represent him herself

WHEREFORE, Defendant respectfully prays that this Honorable Court issue it's Order granting Defendant's Motion for Appointment of Counsel to represent his/her interest, or in the alternative grant any such relief to which it may appear the Defendant is entitled to.

DATED this 6 day of November, 2009

Dawn Mared Johnson
Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY That on the 6 day of November, 2009, I mailed a true and correct copy of the MOTION FOR APPOINTMENT OF COUNSEL via the U.S. mail system to:

Cassia County Prosecuting Attorney
P.O. Box 7
Burley, Idaho 83318

Dawn Mared Johnson
Defendant

DAWN MARCEL JOHNSON
12608
1451 FORE ROAD
POCATELLO, IDAHO 83204

2008 NOV 13 10:13:52

Defendant

IN THE DISTRICT COURT OF THE 5th JUDICIAL DISTRICT
OF THE STATE OF IDAHO IN AND FOR THE COUNTY OF CASSIA

STATE OF IDAHO,)
)
) Plaintiff,)
)
) vs.)
) DAWN MARCEL JOHNSON)
) Defendant)

Case No. 2008-1984

**AFFIDAVIT IN SUPPORT
OF MOTION FOR
APPOINTMENT OF
COUNSEL**

STATE OF IDAHO)
County of CASSIA)

DAWN MARCEL JOHNSON after first being duly sworn upon his/her oath, deposes
and says as follows:

1. I am the Affiant in the above-entitled case;
2. I am currently residing at the Pocatello Woman's
Correctional Center, under the care, custody and control of
Mr. Brian Underwood, Warden;
3. I am incapable of having any funds to hire private counsel;

4. I am a resident of the State of Idaho and have been a resident of the State of Idaho since _____, 20__.

5. I am a member of the _____.

6. I am _____.

7. If I am to be selected to serve as a member of the _____ I will be unfairly handicapped in competing with the _____ of the State;

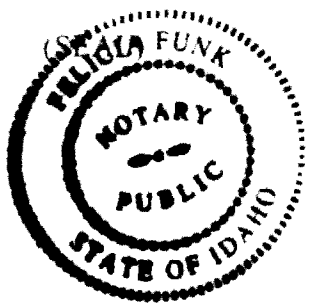
Further your affiant says that _____

DATED This 6 day of November, 2009.

Lawrence Marcel Thomas
Defendant

SUBSCRIBED AND SWORN to before me this 6 day of November, 2009.

Talicia Funk
Notary Public for Idaho
Commission expires: Nov 01



1 ALFRED E. BARRUS (ISB #1704)
Prosecuting Attorney
2 BLAINE P. CANNON (ISB #5575)
Deputy Prosecuting Attorney
3 DALLIN J. CRÉSWELL (ISB #7741)
Deputy Prosecuting Attorney
Cassia County, Idaho
1918 Overland Avenue
4 Post Office Box 7
Burley, Idaho 83318
Telephone: 208 878 0419
5 Facsimile: 208 878 2924

2008 NOV 15 10:12

6 Attorneys for State of Idaho
08-48

7 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
8 STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA

9
10 STATE OF IDAHO,

Case No. CR-2008-01984*D

11 Plaintiff,

12 vs.

**OBJECTION TO DEFENDANT'S
MOTION TO RECONSIDER
SENTENCE**

13 DAWN MARCEL JOHNSON,

14 Defendant.
15 _____/

16 COMES NOW Blaine P. Cannon, Deputy Prosecuting Attorney for Cassia County,
17 Idaho, and on behalf of the State of Idaho, objects to the defendant's Motion to Reconsider
18 Sentence filed pursuant to Idaho Criminal Rule 35.

19 The Court is informed that Idaho Criminal Rule 35 reads, in part as follows:

20 "Motions to correct or modify sentences under this rule must be filed within 120
21 days of the entry of the judgment imposing sentence or order releasing retained
22 jurisdiction and shall be considered and determined by the court without the
23 admission of additional testimony and without oral argument, unless otherwise
ordered by the court in its discretion; provided, however that no defendant may file
more than one motion seeking a reduction of sentence under this Rule.


24 WHEREFORE, the State requests this Court to deny the defendant's Motion
25 to Reconsider Sentence in its entirety.

26
27
28 **OBJECTION TO DEFENDANT'S MOTION TO RECONSIDER SENTENCE - 1**

H: Shantel County Criminal Mo. Orders, Objections, Stip Objections Object Mo Reconsider Rule 35-1 timely filed wpd

060316

DATED this 16 day of November, 2009.



Blaine P. Cannon
Deputy Prosecuting Attorney

CERTIFICATE OF MAILING

I hereby certify that on the 16 day of November, 2009, I caused a true and correct copy of the foregoing OBJECTION to be served upon the attorney named below in the manner noted:

Dawn Johnson, Inmate #92608
c/o Dept of Corrections
1451 Foreroad
Pocatello, Idaho 83204

- by depositing a copy thereof in the United State's mail, postage prepaid, in an envelope addressed to said attorney at the foregoing address.
- by hand delivering copies of the same to the office of the attorney at the address above indicated.
- by telecopying copies of the same to said attorney at his/her telecopy number of _____, and then by mailing copies of the same in the United States Mail, postage prepaid, at the Burley Post Office in Burley, Idaho.
- by delivering a copy thereof to said attorney's mail file or basket at the Cassia County Courthouse in Burley, Idaho.


Blaine P. Cannon
Deputy Prosecuting Attorney

OBJECTION TO DEFENDANT'S MOTION TO RECONSIDER SENTENCE - 2

H: Shantel County Criminal Mo, Orders, Objections, Sup Objections Object Mo Reconsider-Rule 35, Untimely filed wpd

000317

2009 DEC -8 AM 11: 15

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA**

STATE OF IDAHO,)
) CASE NO. CR 2008-1984
 Plaintiff,)
)
 vs.)
)
 Dawn M. Johnson,)
)
 Defendant.)
)

**ORDER DENYING DEFENDANT'S
MOTION TO RECONSIDER SENTENCE**

BACKGROUND

On July 9, 2009, the Defendant was sentenced after having been convicted of: Count One: Trafficking of a Controlled Substance, a violation of Idaho Code §37-2732B(a)(6)(A); Count Two: Possession of Cocaine, a violation of Idaho Code §37-2732(C)(1); and Count Three: Misdemeanor Possession of Drug Paraphernalia, a violation of Idaho Code §37-2734(A). For Count One the court imposed a prison sentence of a minimum period of confinement of seven years with an indeterminate period of confinement of fifteen years for a total unified prison sentence of twenty-two years. For Count Two the court imposed a prison sentence of a minimum period of confinement of seven years. For Count Three the court imposed a prison

sentence of a minimum period of confinement of one year. The court imposed concurrent prison sentences. The Defendant was committed to the Idaho State Board of Correction to serve her sentence.

The Defendant filed the instant Motion pursuant to ICR 35 on November 13, 2009, contending that her sentence was too harsh.

DISCUSSION

Idaho Criminal Rule 35 states:

The court may correct an illegal sentence at any time and may correct a sentence that has been imposed in an illegal manner within the time provided herein for the reduction of sentence. The court may reduce a sentence within 120 days after the filing of a judgment of conviction or within 120 days after the court releases retained jurisdiction.

The court may also reduce a sentence upon revocation of probation or upon motion made within fourteen (14) days after the filing of the order revoking probation.

Motions to correct or modify sentences under this rule must be filed within 120 days of the entry of the judgment imposing sentence or order releasing retained jurisdiction and shall be considered and determined by the court without the admission of additional testimony and without oral argument, unless otherwise ordered by the court in its discretion; provided, however that no defendant may file more than one motion seeking a reduction of sentence under this Rule.

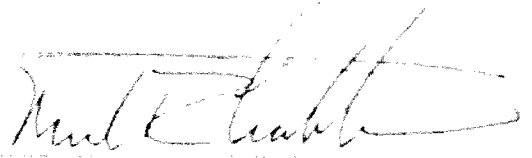
The court determines that it will not conduct a hearing on the Defendant's Motion. The Defendant's Motion is denied because it was not filed within the time frame set forth by ICR 35. The Defendant filed her motion on November 13, 2009, which is over 120 days from July 9, 2009, the date the court entered its Judgment of Conviction and Order of Commitment.

ORDER

The Defendant's Motion to Reconsider Sentence is hereby considered and determined by this court without hearing and oral argument. The Defendant's Motion to Reconsider Sentence

is denied in all respects

It is so Ordered this 8th day of December, 2009.



MICHAEL R. CRABTREE
District Judge

NOTICE OF RIGHT TO APPEAL/LEAVE TO APPEAL IN FORMA PAUPERIS

The Right: The Court advises the Defendant of the right to appeal this Order within forty two (42) days of the date it is file stamped by the clerk of the court. I.C.R. 33(a)(3), I.A.R. 14(a).


In Forma Pauperis: The Court further advises the Defendant of the right of a person who is unable to pay the costs of an appeal to apply for leave to appeal in forma pauperis, meaning the right as an indigent to proceed without liability for court costs and fees and the right to be represented by a court appointed attorney at no cost to the defendant. I.C.R. 33(a)(3), I.C. § 19-852(a)(1) and (b)(2).

CERTIFICATE OF MAILING

I hereby certify that on this 9th day of December, 2009, I caused to be served a true and correct copy of the foregoing document, by the method indicated below, and addressed to the following:

1. Blaine Cannon
Deputy Prosecuting Attorney X Courthouse Box
1918 Overland Avenue
P.O. Box 7
Burley, ID 83318

2. Dawn Johnson # 92608
PWCC, Unit 2 X U.S. Mail
1451 Fore Road
Pocatello, ID 83205



Tara Gunderson
Deputy Clerk

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA**

State of Idaho,)	
	)	Supreme Court Case No. 36932-2009
Plaintiff/Respondent,)	
	)	District Court Case No. CR 2008-1984*D
vs.)	
)	
Dawn Marcel Johnson,	)	CLERK'S CERTIFICATE
)	
Defendant/Appellant,)	
_____)	

I, Dee V. Yeaman, Clerk of the District Court, of the Fifth Judicial District of the State of Idaho, in and for the County of Cassia, do hereby certify that the foregoing documents in the above-entitled cause were compiled under my direction and are true and correct copies of the pleadings, documents and papers designated to be included under Rule 28, Notice of Appeal and the entire reporter's transcript of the Sentencing Hearing.

I do further certify that all exhibits offered or admitted in the above-entitled cause and confidential exhibits will be lodged with the Clerk of the Supreme Court.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court on the 15th day of March, 2010.

Dee V. Yeaman
CLERK OF THE DISTRICT COURT

By: Kris Zanong
Kris Zanong, Deputy Clerk

CLERK'S CERTIFICATE

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA**

State of Idaho,	)	District Court No. CR 2008-1984
)	
Plaintiff /Respondent	)	Supreme Court Docket No. 36932-2009
)	
Vs.)	
	)	CERTIFICATE OF EXHIBITS
Dawn Marcel Johnson,)	
)	
Defendant /Appellant)	
)	

I, Larry A. Mickelsen, Clerk of the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Cassia, do hereby certify that the following is a list of exhibits that have been lodged with the Supreme Court.

EXHIBIT NO.	DESCRIPTION	DATE FILED
Defense Exhibit A	Book of Photographs	03/03/2009
Defense Exhibit B	Diagram	03/03/2009
State's Exhibits 101, 102, 103, 104, 105, 106, & 112	Photographs	03/03/2009
State's Exhibit 114	Rubber Balloon and green strapping (not included)	03/03/2009
State's Exhibit 115	Clear plastic evidence bag containing shot glass, empty box of syringes, cotton swab, receipt from K-mart, Q-tip, scissors, hair tie and other various items found in the car. (not included)	03/03/2009
State's Exhibit 113	Photograph	03/03/2009
State's Exhibit 116	A Clear plastic evidence bag containing a small plastic bag (not included)	03/03/2009

CERTIFICATE OF EXHIBITS

State's Exhibit 117	A clear plastic evidence bag containing brightly colored balloons that were in the sandwich bag (not included)	03/03/2009
State's Exhibit 118	Sealed "Evidence" envelope from Idaho State Police Forensic Services	03/03/2009
State's Exhibit 120	Lab report Re: Balloons	03/03/2009
State's Exhibit 121	Lab report Re: Balloons and baggie that contained the white powder substance	03/03/2009
State's Exhibit 122	Lab report Re: Baggie	03/03/2009
State's Exhibit 123	Lab report	03/03/2009
State's Exhibit 124	Lab Report	03/03/2009

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of Said Court

on the 15th day of March, 20 10.

Dee V. Yeaman
CLERK OF THE DISTRICT COURT

By: Kris Zanone
Kris Zanone, Deputy Clerk

CERTIFICATE OF EXHIBITS

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA**

STATE OF IDAHO,	)	Supreme Court Case No. 36932-2009
)	
Plaintiff / Respondent,	)	District Court Case No. CR 2008-1984*D
)	
)	
vs.)	
	)	CERTIFICATE OF EXHIBITS
DAWN MARCEL JOHNSON,)	
)	
Defendant / Appellant,)	
)	

I, Dee V. Yeaman, Clerk of the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Cassia, do hereby certify that the following is a list of exhibits that have been lodged with the Supreme Court.

Confidential Exhibits: Pre-Sentence Report

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of Said Court
on the 15th day of March 2010.

Dee V. Yeaman
CLERK OF THE DISTRICT COURT

By: Kris Zanone
Kris Zanone, Deputy Clerk

CERTIFICATE OF EXHIBITS

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CASSIA**

STATE OF IDAHO,	)	Supreme Court Case No. 36932-2009
)	
Plaintiff / Respondent,	)	District Court Case No. CR 2008-1984*D
)	
vs.)	
	)	CERTIFICATE OF SERVICE
DAWN MARCEL JOHNSON,)	
)	
Defendant / Appellant,)	
_____)	

I, Kris Zanone, Deputy Clerk of the District Court of the Fifth Judicial District of the State of Idaho, in and for the County of Cassia, do hereby certify that I have personally served or mailed, by X United States mail, ___ hand delivery, one copy of the Clerk's Record and Court Reporter's Transcript to the following Attorney's in this cause as follows:

Lawrence Wasden
Attention: Appellate Unit
700 West Jefferson Street
Boise Idaho 83720-0010

Molly Huskey
State Appellate Public Defender
3647 Lake Harbor Lane
Boise Idaho 83703

IN WITNESS WHEREOF, I have hereunto set my hand the affixed seal of the said Court this 15th day of March, 2010.

Dee V. Yeaman, Clerk of the Court

By: Kris Zanone
Kris Zanone, Deputy Clerk