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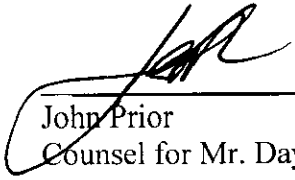
IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF FREMONT

STATE OF IDAHO,)	
)	Case No. CR22-21-1623
Plaintiff,)	
)	MOTION TO APPOINT
v.)	STATE APPELLATE PUBLIC
)	DEFENDER ON APPEAL AND
CHAD GUY DAYBELL,)	POST-CONVICTION
)	
Defendant.)	(CAPITAL CASE)

The Defendant-appellant, Chad Guy Daybell, through counsel, John Prior, moves this Honorable Court to appoint the Office of the Idaho State Appellate Public Defender (SAPD) to represent Mr. Daybell on appeal and in post-conviction proceedings.

In Idaho, the appointment of counsel following the imposition of the death penalty is mandatory under Idaho Criminal Rule 44.2(a). According to I.C. § 19-5905(a) & (g), the SAPD shall provide representation in capital cases on appeal and in post-conviction. Given the constraints set forth in I.C. § 19-2719(3), immediate appointment is necessary to protect Mr. Daybell's right to seek appellate relief, to pursue any post-conviction remedy pursuant to I.C. § 19-2719(4), and to protect his rights under the Fourth, Fifth, Sixth, Eighth, and Fourteenth Amendments to the United States Constitution and Article I, Sections 6 and 13 of the Idaho Constitution.

Dated this 3rd day of June, 2024.



John Prior
Counsel for Mr. Daybell

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have on this __ day of June, 2024, served a true and correct copy of the forgoing MOTION TO APPOINT STATE APPELLATE PUBLIC DEFENDER ON APPEAL AND POST-CONVICTION as indicated below:

DEFENSE COUNSEL
John Prior
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 Facsimile
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SIGNATURE OF SERVER