

## SUMMARY STATEMENT

*State of Idaho v. Brandon Briggs*, Docket Nos. 44140 & 44141

In a case arising out of Madison County, the Court of Appeals affirmed the district court's order denying Brandon Briggs's motion in limine and judgment of conviction.

Before trial, Briggs filed a motion in limine pursuant to Idaho Rule of Evidence 412, which sought to admit the sexual history of the victims in the case. At the hearing on the motion, Briggs explained the evidence was admissible under I.R.E. 412(b)(2)(D). The district court denied Briggs's motion in limine. On appeal, Briggs asserted that an unobjected-to error occurred when the district court violated his right to confront witnesses under I.R.E. 412(b)(1) and the Sixth Amendment of the United States Constitution.

The Court of Appeals held there was no unobjected-to error, and even if the Court were to consider the case under the unobjected-to error standard, Briggs failed to show that a constitutional violation occurred. Finally, because Briggs did not argue a constitutional violation to the district court, this Court held that it cannot address the constitutional claim for the first time on appeal.