

SUMMARY STATEMENT

State of Idaho v. Wenzel – Docket No. 44649

In a case arising out of Boundary County, the Court of Appeals affirmed the district court's order denying Jessica L. Wenzel's motion to suppress. Prior to trial, Wenzel moved to suppress evidence of a controlled substance found in her purse during the execution of a search warrant on a residence in which she was an overnight guest. On appeal, Wenzel argued that, although she was an overnight guest and the purse was not in her physical possession when the officers executed the search warrant, Wenzel's purse was not within scope of the search warrant. Applying prior precedent, the Court of Appeals held that Wenzel's purse was subject to the premises search warrant affirmed the district court.