

SUMMARY STATEMENT

State v. Roth, Docket No. 46377

The Idaho Supreme Court reversed the district court's dismissal of Roth's conviction under Idaho Criminal Rule 48(a)(2). The Court held the district court abused its discretion because the dismissal barred the State from refiling escape charges against Roth in contravention of I.C.R. 48(c)'s language. Additionally, the Court held the due process requirements imposed by the furlough order were satisfied. The Court remanded for further proceedings.