

## SUMMARY STATEMENT

*State v. Gomez-Alas*, Docket No. 46724

The Idaho Supreme Court affirmed the district court. First, the Court held the act of nonconsensual cunnilingus constitutes an infamous crime against nature under Idaho Code sections 18-6605 and 18-6606. Second, the Court affirmed the district court's denial of Gomez-Alas' motion for judgment of acquittal holding there was sufficient evidence of penetration and that the act of cunnilingus was committed against the victim's will. Last, the Court affirmed the district court's denial of Gomez-Alas' motion for a new trial holding the district court did not give an improper dynamite instruction and the court's comments did not mislead or coerce the jury.

\*\*\*This summary constitutes no part of the Opinion of the Court, but has been prepared by court staff for the convenience of the public.\*\*\*