

SUMMARY STATEMENT

State v. David James Prano

Docket No. 48321

David James Prano challenges the district court's denial of his motion to dismiss based on an alleged violation of his statutory right to a speedy trial under Idaho Code § 19-3501. Before the expiration of the six-month period during which the State was required to bring Prano's case to trial under that statute, Prano requested two continuances of his trial date, first to accommodate his counsel's schedule and then to avoid a conflict of interest. Thereafter, and before Prano's rescheduled trial date, the Idaho Supreme Court entered emergency orders suspending criminal jury trials in Idaho due to the COVID-19 pandemic.

Six months after the expiration of the six-month period during which the State was to bring Prano's case to trial, Prano moved to dismiss the case for a violation of his speedy-trial right. The district court denied Prano's motion. The Idaho Court of Appeals affirmed this denial. It noted Prano did not challenge that the delays to accommodate his trial counsel's schedule and to avoid a conflict of interest did not constitute good cause under I.C. § 19-3501. As a result, the Court ruled Prano failed to establish a violation of his statutory speedy-trial right.

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