

SUMMARY STATEMENT

State v. Neimeyer

Docket No. 48572

This appeal concerns whether a trial court is precluded from taking judicial notice of a municipal ordinance. After Shelaina Neimeyer was charged with possession of methamphetamine, marijuana, and drug paraphernalia, she filed a motion to suppress evidence. Neimeyer contends the district court erred when it denied her motion because: (1) the State did not prove the existence of a City of Twin Falls ordinance; and (2) the district court was precluded from taking judicial notice of a municipal ordinance. After the Court of Appeals affirmed the district court's ruling, Neimeyer filed a petition for review with the Idaho Supreme Court, which was granted.

The Idaho Supreme Court held that Neimeyer's argument concerning judicial notice was not properly preserved for appeal. Therefore, the Court affirmed the district court's decision.

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