

## **SUMMARY STATEMENT**

*State v. Esequiel A. Ruiz*

Docket No. 49877

Esequiel A. Ruiz appealed from the district court's order relinquishing jurisdiction. Ruiz argued that the district court abused its discretion by failing to hold a rider review hearing or otherwise explain its decision to relinquish jurisdiction where the rider staff recommended probation; the prosecutor did not object to the recommendation; Ruiz signed an agreement of supervision in anticipation of being placed on probation; and the district court was notified by the rider staff of Ruiz's availability for a rider review hearing.

The Court of Appeals held that the Idaho appellate courts have neither required a hearing nor an explanation of the reasons for relinquishment from the trial court. The Court held that Ruiz's contention that the district court, under the circumstances, mistakenly relinquished jurisdiction is speculative and without basis in the record. Further, the Court held that despite the rider program manager's recommendation for probation and the State did not contend otherwise, the district court's decision to relinquish jurisdiction was not an abuse of discretion and was supported by substantial and competent evidence in the record. Therefore, the Court of Appeals affirmed the district court's order relinquishing jurisdiction.

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