BOISE, TUESDAY, JUNE 11, 2024, AT 10:30 A.M.

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 50744

KENDRICK DEWAYNE ROBINSON,)
)
Petitioner-Appellant, v.)
)
)
STATE OF IDAHO,)
Respondent.	
))

Appeal from the District Court of the Fifth Judicial District, State of Idaho, Twin Falls County. Hon. Roger B. Harris, District Judge.

Waldron Legal, PLLC; Maya P. Waldron, Boise, for appellant.

Hon. Raúl R. Labrador, Attorney General; Kenneth K. Jorgensen, Deputy Attorney General, Boise, for respondent.

Kendrick Dewayne Robinson appeals from the district court's order summarily dismissing his petition for post-conviction relief. In the underlying criminal case, Robinson was charged with trafficking methamphetamine. The charge stemmed from a traffic stop in which officers found methamphetamine in the back seat of the vehicle Robinson was driving. In addition, approximately \$8,500 was located in Robinson's pockets. At trial, Robinson alleged he did not knowingly transport the narcotics and was headed for Las Vegas to gamble with money he had withdrawn from his bank account. The jury found Robinson guilty, and this Court later affirmed.

In his petition for post-conviction relief, Robinson claimed his trial counsel provided ineffective assistance by failing to obtain and introduce evidence to support his credibility and his defense. Specifically, that evidence included a rental car agreement and mechanic's repair receipt, Robinson's bank statements and casino player's cards, and the testimony of his brother and exgirlfriend. On appeal, Robinson contends that the district court erred in summarily dismissing his petition because it demonstrated a genuine issue of material fact that trial counsel's errs constituted deficient performance and that there is a reasonable likelihood the jury verdict would have been different. The State argues Robinson failed to show how his counsel's performance was deficient and instead demonstrated sound strategic decisions.