

BOISE, FRIDAY, AUGUST 11, 2017 AT 8:50 A.M.

IN THE SUPREME COURT OF THE STATE OF IDAHO

STATE OF IDAHO,)	
)	
Plaintiff-Respondent,)	
)	
v.)	Docket No. 44299
)	
KODY RAY GIBBS,)	
)	
Defendant-Appellant.)	

Appeal from the District Court of the First Judicial District, State of Idaho,
Kootenai County. Hon. John T. Mitchell, District Judge.

Eric D. Fredericksen, Idaho State Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Idaho Attorney General, Boise, for respondent.

In a case arising out of Kootenai County, Kody Ray Gibbs (“Gibbs”) appeals the district court’s order extending the period of his probation. Gibbs argues that he was denied his constitutional right to due process because his case was not heard by an impartial judge. Gibbs also asserts the district court abused its discretion by rejecting a plea agreement between the State and Gibbs, and increasing, *sua sponte*, his probation from a term of six years to life.

BOISE, FRIDAY, AUGUST 11, 2017 AT 10:00 A.M.

IN THE SUPREME COURT OF THE STATE OF IDAHO

)	
)	
JOSUE BARRIOS,)	
)	
Claimant-Respondent,)	
)	
v.)	Docket No. 44554
)	
ZING, LLC, Employer, and IDAHO STATE)	
INSURANCE FUND, Surety,)	
)	
Defendants-Appellants.)	
)	

Appeal from the Industrial Commission of the State of Idaho.

Elam & Burke, PA, Boise, for appellants.

Richard S. Owen, Nampa, for respondent.

This is an appeal of the Industrial Commission’s (“Commission”) decision to award as worker’s compensation benefits to Claimant Josue Barrios (“Barrios”) the costs and fees related to the services provided by a Guardian and Conservator. The Commission held that Idaho Code section 72-432(1) authorized the award of such fees as “other attendance.” Defendant, employer Zing, LLC (“Zing”) timely appealed.

BOISE, FRIDAY, AUGUST 11, 2017 AT 11:10 A.M.

IN THE SUPREME COURT OF THE STATE OF IDAHO

ERIC R. CLARK, and CLARK & ASSOCIATES, PLLC,)
)
)
 Plaintiffs-Appellants,)
 v.)
)
 JONES GLEDHILL FUHRMAN)
 GOURLEY, P.A., an Idaho Professional)
 Association; WILLIAM FUHRMAN,)
 individually, and as an agent of Jones Gledhill)
 Fuhrman Gourley, P.A.; and)
 CHRISTOPHER GRAHAM, individually,)
 and as an agent of Jones Gledhill Fuhrman)
 and Gourley, P.A.,)
)
 Defendants-Respondents.)
)

Docket No. 44477

Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Samuel A. Hoagland, District Judge.

Clark & Associates, Eagle, for appellants.

Anderson, Schwartzman, Woodard, Brailsford, PLLC., Boise, for respondents.

This appeal from the Ada County district court concerns whether an attorney lien under Idaho Code section 3-205 can be enforced against opposing counsel. In March 2016, Eric R. Clark and Clark and Associates, PLLC (collectively, Clark) sued the law firm of Jones Gledhill Fuhrman Gourley, P.A., and two individuals associated with that firm—William Fuhrman and Christopher Graham (collectively, Jones Gledhill). Clark alleged that Jones Gledhill, as Clark’s former opposing counsel, was liable for failing to protect his attorney lien. Jones Gledhill moved to dismiss Clark’s complaint under Idaho Rule of Civil Procedure 12(b)(6), and the district court granted the motion. In addition to dismissing Clark’s complaint, the district court sealed several documents containing correspondence with and information about Clark’s former clients and awarded attorney fees under Idaho Code section 12-121 to Jones Gledhill. Clark timely appeals.