

BOISE, THURSDAY, SEPTEMBER 28, 2023, AT 11:10 A.M.

IN THE SUPREME COURT OF THE STATE OF IDAHO

STATE OF IDAHO,)	
)	
Plaintiff-Respondent,)	
)	
v.)	Docket No. 50523
)	
WILLIAM NORWOOD PARSONS,)	
)	
Defendant-Appellant.)	

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

Eric Don Fredericksen, State Appellate Public Defender, Boise, for Appellant.

Raúl R. Labrador, Idaho Attorney General, Boise, for Respondent.

Defendant William Parsons appeals his judgment of conviction for lewd conduct with a minor, arguing that the district court violated his Sixth Amendment right under the Confrontation Clause. At Parsons' trial, the State published two recorded forensic interviews with the child victim of sexual abuse. The interviews were conducted by a medical social worker for St. Luke's Children at Risk Evaluation Services ("CARES"), and the videos were determined by the trial court to be admissible under the medical diagnosis and treatment exception of Idaho Rule of Evidence 803(4). Parsons argues the CARES videos are testimonial in nature and should not have been admitted where he was afforded no opportunity to confront his accuser, a six-year old girl, who did not testify at trial. Parsons also argues that the district court abused its discretion by denying his motion of continuance and in permitting hearsay testimony from the child's mother. Parsons asks the Court to vacate his judgment of conviction and remand for a new trial.