



Idaho Supreme Court Criminal Opinions

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May 20, 2022	47698	State v. Clapp	[304] Opinion [302] Substitute Summary [305]	Confrontation clause; telephonic testimony; harmless error
May 16, 2022	47987/48426	State v. Campbell	[306] Opinion [307] Summary [308]	Ambiguous sentence; Idaho Criminal Rule 35; Brady material; Eighth Amendment; youth as a consideration at sentencing
May 11, 2022	48593	State v. Karst	[309] Opinion [310] Summary	Fourth Amendment; extension of a



			[311]	traffic stop; drug dog; no de minimis exception; abandonment; and overruling <i>State v. Still</i> , 166 Idaho 351, 458 P.3d 220 (Ct. App. 2019)
May 3, 2022	48027	State v. Olsen	[312] Opinion [313] Summary [314]	I.C. § 19-2601; withheld judgment; conviction; judgement of conviction
April 29, 2022	48561	State v. Stonecypher	[315] Opinion [312] Summary [316]	Reasonable suspicion; totality of the circumstances
April 28, 2022	48174	State v. Temple	[317] Opinion [315] Summary [318]	Issue preservation; harmless error; jury instructions
April 6, 2022	47667	State v. Diaz	[319] Opinion [317] Summary [320]	Expert testimony; mental condition; aggravated battery; mistake of fact
April 4, 2022	48963	State v. Ross	[321] Opinion [319] Summary [322]	Probation violation; petit theft; injury to a child; Idaho Code § 18-1501(5)
March 17, 2022	48748	State v. Tower	[323] Opinion [321] Summary [324]	Motion to suppress; reasonable suspicion; failure to preserve
March 16, 2022	48536	State v. Poe	[325] Opinion [323] Summary [326]	Criminal restitution; standing; victims' rights
March 2, 2022	48723	State v. Ochoa	[327] Opinion [328] Summary	Vehicular manslaughter; significant cause;



			[329]	I.R.E. 401 and 403; motion to continue; prejudice; I.R.E. 703
March 1, 2022	47642	State v. McDermott	[330] Opinion [327] Summary [331]	Jury instructions; malice; initial aggressor; harmless error
February 4, 2022	48068/48069	State v. Casper	[304] [332] Opinion [330] Summary [333]	Sentencing; restitution; mistrial; I.C. § 37-2732(k)
February 3, 2022	48628	State v. Reyes	Opinion [334] Substitute Summary [335] [336] [337] [338] [339] [340] [341] [342] [343] [344] [345] [346]	Cumulative error; IRE 804(a); unavailability; prosecutorial misconduct
February 3, 2022	48899	State v. Towner	[347] [348] Opinion [349] Summary [350]	I.C. § 66-326(1); community caretaker function
February 3, 2022	47847	State v. Hutton	[347] Opinion [351] Summary [352]	Fourth Amendment; search warrant; nighttime service; informants; motion to suppress
January 6, 2022	48305	State v. Brown	[278] Opinion [353] Amended Summary [354]	Idaho Criminal Rule 35(b); subject matter jurisdiction; procedural rules; abuse of discretion
January 4, 2022	46803	State v. Paulson	[355] Opinion [356] Summary [357]	Vehicular manslaughter; jury instructions; significant cause;



				intervening; superseding cause
December 20, 2021	48726	State v. McGrath	[358] Opinion [355] Summary [359]	Lewd conduct with a minor; Idaho Rule of Evidence 404(b); motive; Idaho Rule of Evidence 403; excessive sentence
October 26, 2021	47109	State v. Spencer	Opinion [358] Summary [360] [336] [337] [338] [339] [340] [341] [342] [343] [344] [345] [346] [361]	Confidential informant; confrontation clause; testimonial
October 26, 2021	48193	State v. Guerra	Opinion [362] Summary [363] [336] [337] [338] [339] [340] [341] [342] [343] [344] [345] [346] [364]	DUI; I.C.R. 29(c)(1); I.R.C. 34(a); Blood Draw; Hearsay
October 5, 2021	47367	State v. Howard	Opinion [346] Summary [365] [336] [337] [338] [339] [340] [341] [342] [343] [344] [345]	Motion to suppress; drug sniff of an automobile; trespass by drug-detection dog; probable cause; Fourth Amendment standing; issue preservation
October 5, 2021	48692	State v. Randall	Opinion [345] Summary [366] [336] [337] [338] [339] [340] [341] [342] [343] [344] [367]	Motion to suppress; reasonable suspicion; drug sniff of an automobile; instinctive entry rule; trespass by drug-detection dog; probable



				cause
Sept. 27, 2021	48693	State v. Wilson	Opinion [367] Summary [368] [336] [337] [338] [339] [340] [341] [342] [343] [344]	Reasonable suspicion; failure to preserve
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August 31, 2021	47914	State v. Alvarenga-Lopez	Opinion [343] Summary [371] [336] [337] [338] [339] [340] [341] [342]	Motion to suppress; consensual encounter
August 4, 2021	47521	State v. Ahmed	Opinion [342] Summary [372] [336] [337] [338] [339] [340] [341]	Separation of powers; due process; harmless error; jury instructions; cumulative error
August 3, 2021	48454	USA v. Gutierrez	Opinion [373] Summary [374] [336] [337] [338] [339] [340] [341]	Certified question; I.C. § 19-2604; I.C. § 18-310
August 3, 2021	47695	State v. Amstutz	Opinion [341] Summary [375] [336] [337] [338] [339] [340]	Motion to suppress; collective knowledge doctrine; <i>State v. Clarke</i>
July 21, 2021	47497	State v. Dacey	Opinion [340] Summary [376] [336] [337] [338] [339]	Drug Recognition Experts; expert witness disclosure; I.C.R. 16(b)(7); harmless error



July 2, 2021	48594	State v. Dempsey	Opinion [377] Summary [378] [336] [337] [338]	Grand theft; Sufficiency of evidence; Prosecutorial misconduct; Idaho Code section 19-5304; Restitution; Out-of-pocket expenses
June 30, 2021	46916	State v. Cox	Opinion [338] Summary [379] [336] [337]	Persistent violator enhancement; Peremptory challenges; I.C.R. 24; Reversible error
June 29, 2021	48572	State v. Neimeyer	Opinion [337] Summary [380] [336]	Judicial notice; municipal ordinance; motion to suppress; preservation of issue for appeal
June 28, 2021	47365	State v. Maloney	Opinion [336] Summary [381]	Automobile exception; probable cause; container; purse
June 28, 2021	47408	State v. Garcia-Ongay	Opinion [382] _ [383] Summary [384]	Motion for new trial; post-verdict jury investigation; racial animus in jury deliberations; I.R.E.
June 25, 2021	47242	State v. Gardner	Opinion [385] Summary [386]	Idaho Code § 18-1507; sufficiency of the evidence; prosecutorial misconduct; harmless error; cumulative error.
June 24, 2021	48475	Beck v. Elmore County	Opinion [387] Summary [388]	Writ of Prohibition; Original jurisdiction; Warrant of attachment; Failure to pay; Ability to pay
June 23,	47777	State v.	[389]	Restitution; I.C. §



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June 22, 2021	48578	State v. Hale	[389] [389]Opinion [396] _ [391] Summary [397] [393] [394] [395]	Fourth Amendment; Extension of a traffic stop; Ordinary inquiries incident to a traffic stop; Motion to suppress evidence
May 27, 2021	47440	State v. Cartwright	[389] [389]Opinion [395] _ [391] Summary [398] [393] [394]	Enticement; I.C. 18-1509A; overbreadth; First Amendment; expressive conduct; entrapment
May 20, 2021	46565/46566	State v. Anderson	[389] [389]Opinion [394] _ [391] Summary [399] [393]	Motion to Sever; Idaho Criminal Rule 8(a); Idaho Criminal Rule 14; Idaho Rule of Evidence 404(b); Idaho Rule of Evidence 403; Cumulative Error
May 20, 2021	47334	State v. Heath	Opinion [393] Amended Summary [400] [401] [402] [403] [404]	Idaho Criminal Rule 41; Motion for Return of Property; Contraband; Idaho Const. art. I, section 4; Idaho Const. art. XXI, section 19; Religious liberty.
April 8, 2021	46497	Abdullah v. State	[389] [389]Opinion [389] _ [391] Summary [405]	Successive petition for post-conviction relief; I.C. § 19-2719; ineffective assistance of counsel;



				constitutional right to present a defense; conflict of interest; fundamental error; judicial notice.
April 8, 2021	47331	State v. Sutterfield	Opinion [406] _ [391] Summary [407] [401] [402] [403] [404]	Citizen's arrest; I.C. § 19-608; Idaho Const. art. I, § 17; search incident to a citizen's arrest; suppression of evidence.
Mar 30, 2021	47210	State v. Clark	Opinion [408] _ [391] Summary [409] [401]	Idaho Code section 18-7034(2); felony unlawful entry; arrest warrant; statutory interpretation
Mar 23, 2020	46451	State v. Rebo	Opinion [410] [410] Amended _ [391] Summary [411] [401]	Fourth Amendment; warrantless entry; motion to suppress; standing
Mar 23, 2021	48358	State v. Smith	Opinion [412] _ [391] Summary [413] [401] [402] [403] [404]	Exigent circumstances; hearsay objection; fundamental error
Mar 19, 2021	47263	State v. Orozco	Opinion [414] _ [391] Summary [415] [401] [402] [403] [404]	Juvenile Corrections Act; I.C. §§ 20-505 and 509; waiver of jurisdiction; Eighth Amendment
Feb 18, 2021	47341	State v. Alvarado	Opinion [416] _ [391] Summary [417] [401] [402] [403] [404]	Sixth Amendment; conflict of interest; fundamental error doctrine; excessive sentence
Feb 17, 2021	46554	State v. Gorringer	Opinion [418] _ [391]	No contact order; Idaho Criminal



			Summary [419] [401] [402] [403] [404]	Rule 46.2; subject matter jurisdiction
Feb 10, 2021	47037	State v. Campbell	Opinion [420] _ [391] Summary [421] [401] [402] [403] [404]	Accessory to a felony; I.C. § 18-205(1); jury instructions; harmless error
Feb 5, 2021	48109	State v. Huckabay	Opinion [422] Substitute Summary [423] [401]	I.C. § 36-1401(c)(3), unlawful possession of a moose, statutory interpretation
Feb 3, 2021	47709	Pizzuto v. State	Opinion [424] _ [391] Summary [425] [401] [402] [403] [404]	Atkins claim; intellectual disability; I.C. § 19-2515A; I.R.C.P. 60(b)(6); time-barred; unique and compelling circumstances; dicta
Feb 1, 2021	47337	Chernobieff v. State	Opinion [426] _ [391] Summary [427] [401] [402] [403] [404]	Petition for post-conviction relief; ineffective assistance of counsel; exigent circumstances; warrantless blood draw
Dec 23, 2020	47280	State v. Sarbacher	Opinion [428] _ [391] Summary [429] [401] [402] [403] [404]	Bad faith/lost evidence
Dec 22, 2020	47612	State v. Stegall	Opinion [430] _ [391] Summary [431] [401] [402] [403] [404]	Due process; blood alcohol concentration; DUI; phone call; evidentiary testing; blood draw
Dec 3,	46107	State v. Farrell-	Opinion [432]	Due process; child



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Nov 10, 2020	47163	State v. Kent	Opinion [434] _ [391] Summary [435] [401] [402] [403] [404]	Motion to suppress; Miranda warnings; non- custodial interrogation
Nov 2, 2020	47158	State v. Doe	Opinion [436] _ [391] Summary [437] [401] [402] [403] [404] [403] [438]	Juvenile Corrections Act; Statute of Limitations; I.C. § 5-224
Oct 5, 2020	46849	State v. Loera	Opinion [438] _ [391] Summary [439] [401] [402] [403] [404] [403]	I.C.R 17(b); restitution; credit for time served
Oct 2, 2020	47800	State v. Haws	Opinion [403] Amended _ [391] Summary [440] [401] [402] [441]	Validity of appellate waiver; obligation to raise appellate waiver; waiver of appellate rights; relinquishment of jurisdiction
Oct 2, 2020	47102	State v. Winkler	Opinion [441] _ [391] Summary [442] [401] [402] [403] [404]	Pardon, Idaho Constitution, DUI, enhancement, felony, prior conviction
Oct 1, 2020	46608	State v. Oxford	Opinion [443] _ [391] Summary [444] [401] [402] [403]	I.C. § 18-852; I.C. § 18-207; restitution
Sept 3, 2020	46665	Hairston v. State	Opinion [402] Substitute _ [391] Summary	Post-conviction relief; age for death penalty eligibility



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Sept 2, 2020	46724	State v. Gomez-Alas	Opinion [446] _ [391] Summary [447] [401]	Infamous crime against nature; sufficiency of the evidence; dynamite instruction
July 27, 2020	47308	State v. Pylican	Opinion [401] _ [3] Summary [448]	Investigative detention; extension of a traffic stop; Fourth Amendment; motion to suppress evidence
July 22, 2020	46805	State v. Hansen	Opinion [449] _ [3] Summary [450]	Fourth Amendment; search; consent; probation; probation agreement; revoke; withdraw
July 15, 2020	46781	State v. Gneiting	Opinion [451] _ [3] Summary [452]	Possession of contraband within a correctional facility, voluntary, conscious choice, Idaho Code § 18-2510(3)
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June 11, 2020	47439	State v. Nava	Opinion [455] _ [391] Summary [456]	Misjoinder; prejudicial joinder; common scheme or plan; I.R.E 404(b)
June 10, 2020	46333	State v. Rodriguez	Opinion [391] Summary [457]	I.C. § 18-8505; issue preservation requirement; constitutional challenge
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May 14, 2020	46094	State v. Barr	Opinion [464] AMENDED _ [3] Summary [465]	Failure to preserve argument for appeal; I.C. § 19-2520(G)
May 06, 2020	47131	State v. Glodowski	Opinion [466] _ [3] Summary [467]	Sex-offender registration; harmless error
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May 04, 2020	46992	State v. Blythe	Opinion [470] _ [3] Summary [471]	Fourth Amendment; search incident to arrest; motion to suppress
Apr 30, 2020	47437	State v. Hess	Opinion [472] _ [3] Summary [473]	I.C. § 37-2732(k); restitution; issue preservation
Apr 28, 2020	46253	State v. Garcia	Opinion [474] _ [3] Summary [475]	Harmless error; in-life photographs; relevance; restitution; prosecutorial misconduct
Apr 22, 2020	46841	State v. Burke	Opinion [476] _ [3] Summary [477]	I.C. 18-309; credit for time served; incarceration; court-ordered commitment to state hospital
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Mar 20, 2020	47324	State v. Hayes	Opinion [482] [3]Summary [483]	Denying a subpoena request; Idaho Rule of Evidence 608(b); Motion for a new trial
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Feb 24, 2020	46494	State v. Villa-Guzman	[486] Opinion [487] [3]Summary [488]	Restitution; I.C. § 37-2732(k)
Feb 24, 2020	46371	State v. Christensen	Opinion [489] [3]Summary [490]	Hearsay exceptions; medical diagnosis or treatment
Feb 18, 2020	47438	Marsalis v. State	Opinion [486] [3]Summary [491]	Petition for Review; petition for post-conviction relief; ineffective assistance of counsel; I.C. § 19-4906
Feb 18, 2020	46265	Ward v. State	Opinion [492] [3]Summary [493]	Post-conviction relief, Pro se, civil proceedings, right to self-representation
Feb 13, 2020	46377	State v. Roth	Opinion [494] [3]Summary [495]	Due process; escape; furlough; Idaho Criminal



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Feb 4, 2020	46335	State v. Dobbs	Opinion [498] _ [3] Summary [499]	Objectives for sentencing
Jan 31, 2020	46266	Savage v. State	Opinion [500] _ [3] Summary [501]	Petition for post-conviction relief; ineffective assistance of counsel; Fifth Amendment; I.C. §19-4906
Dec 20, 2019	46145	State v. Phipps	Opinion [502] _ [3] Summary [503]	Motion to suppress; detention of occupants during a routine parole search of a parolee's residence
Dec 4, 2019	45950	State v. Maxim	Opinion [504] _ [3] Summary [505]	Motion to suppress; Fourth Amendment standing; Fourth Amendment waiver; inevitable-discovery doctrine
Dec 3, 2019	46252	Stanfield v. State	Opinion [506] _ [3] Summary [507]	Post-conviction relief; ineffective assistance of counsel; acquittal first rule; exculpatory evidence
Oct 25, 2019	46013	State v. Davis	Opinion [508] _ [3] Summary [509]	Motion for a new trial; prosecutorial misconduct
Oct 07, 2019	46229	State v. Sessions	Opinion [510] Amended _ [3] Summary [511]	Motion to suppress; emergency aid exception



Oct 07, 2019	46693	State v. Keeton	Opinion [512] _ [3]Summary [513]	Credit for time served; I.C. § 18-309
Oct 07, 2019	46973	State v. Gonzales, Jr.	Opinion [514] _ [3]Summary [515]	Motion to suppress; warrantless seizure
Sept 11, 2019	44182	State v. Samuel	Opinion [516] _ [3]Summary [517]	First degree murder; second degree murder; I.C. § 18-207 motion; Miranda waiver; voluntary confession; sentencing
Sept 11, 2019	46389	State v. Osborn	Opinion [518] _ [3]Summary [519]	Credit for time served, I.D. § 19-2603
Sept 3, 2019	45599	State v. Bodenbach	Opinion [520] _ [3]Summary [521]	Initial aggressor; self-defense; Miranda rights; sentencing
Sept 3, 2019	45635	State v. Partee	Opinion [522] _ [3]Summary [523]	Confidential informant agreement; contract interpretation
Aug 27, 2019	45117 & 45118	State v. Medina	Opinion [524] _ [3]Summary [525]	Shackles, conspiracy, overt acts, jury instruction
Aug 27, 2019	46577	State v. Weigle	Opinion [526] _ [3]Summary [527]	Demonstrative exhibits; procedural v. substantive rules
Aug 26, 2019	45642	State v. Schiermeier	Opinion [528] _ [3]Summary [529]	Substantial evidence for conviction of grand theft; sentencing
Aug 23, 2019	46171	State v. Lantis	Opinion [530] _ [3]Summary [531]	I.C. § 18-6409; disturbing the peace



Aug 22, 2019	45290	Thumm v. State	Substitute Opinion [532] _ [3]Summary [533]	Post-Conviction petition asserting improper joinder and multiple other claims
July 11, 2019	45716	State v. Shanahan	Opinion [534] _ [3]Summary [535]	Eighth Amendment; de facto life sentence under Miller v. Alabama, 567 U.S. 460 (2012); res judicata
July 11, 2019	46194	State v. Wolfe	Opinion [536] _ [3]Summary [537]	Unlawful seizure; independent doctrine; unpreserved issue
July 10, 2019	46488	State v. Coats	Opinion [538] _ [3]Summary [539]	Substantial evidence for conviction of grand theft
July 10, 2019	46432	State v. Cook	Opinion [540] _ [3]Summary [541]	Motion to suppress; reasonable suspicion; void for vagueness
June 13, 2019	45627	State v. Sanchez	Opinion [542] _ [3]Summary [543]	Threats against a public servant
June 13, 2019	46605	State v. Hoskins	Opinion [544] _ [3]Summary [545]	Motion to suppress
June 12, 2019	45062	State v. Clarke	Opinion [546] _ [3]Summary [547]	Motion to suppress; warrantless misdemeanor arrest outside presence of arresting officer
June 10, 2019	45282	State v. Garnett	Substitute Opinion [548] _ [3]Summary [549]	Probation search; Reasonable suspicion
June 5, 2019	46098	State v. Saldivar	Opinion [550] _ [3]Summary	Reasonableness of pat search; status



			[551]	as parolee; inevitable discovery
Apr 2, 2019	45476	State v. Jane Doe (Juvenile)	Opinion [552] _ [3] Summary [553]	Jurisdiction to modify a juvenile's sentence under the J.C.A.
Mar 28, 2019	45607	State v. Albertson	Opinion [554] _ [3] Summary [555]	Failure to revoke implied license; motion to suppress
Mar 28, 2019	45193	State v. Wilson	Opinion [556] _ [3] Summary [557]	Drug trafficking; methamphetamine; sufficiency of evidence
Mar 15, 2010	46517	State v. Miller	Substitute Opinion [558] _ [3] Summary [559]	injury to a child; jury instruction
Mar 14, 2019	44858	State v. Godwin, Sr.	Opinion [560] _ [3] Summary [561]	Second degree murder; motion to suppress evidence; jury instruction; prosecutorial misconduct
Mar 8, 2019	45989	State v. Jeske	Opinion [562] _ [3] Summary [563]	Blood draw; amended information; jury instruction; uncharged misconduct
Mar 5, 2019	45296	State v. Abramowski	Opinion [564] _ [3] Summary [565]	Expungement; abuse of discretion
Mar 4, 2019	45954	Thompson v. State	Substitute Opinion [566] _ [3] Summary [567]	Ineffective assistance of counsel; proximate cause; intervening cause
Feb 26, 2019	46382	State v. Smalley	Opinion [568] _ [3] Summary [569]	Sexual abuse of a vulnerable adult



Feb 21, 2019	45253	State v. Cunningham	Opinion [570] _ [3]Summary [571]	Drug; restitution; hearsay
Feb 20, 2019	44534	State v. Gonzalez	Opinion [572] _ [3]Summary [573]	Preservation for appeal
Feb 8, 2019	45351	State v. Perez, Jr.	Opinion [574] _ [3]Summary [575]	Motion to suppress; reasonable suspicion
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Jan 30, 2019	45295	State v. Matthews	Opinion [578] _ [3]Summary [579]	Restitution for prosecuting costs
Dec 26, 2018	45595 & 45596	State v. McDay	Opinion [580] _ [3]Summary [581]	Insufficient briefing precluded review of issues on appeal
Dec 19, 2018	45632	State v. Mullins	Opinion [582] _ [3]Summary [583]	Motion to suppress; drug dog sniff
Nov 30, 2018	45547	State v. Herrera	Opinion [584] _ [3]Summary [585]	Timeliness; Sentencing
Nov 30, 2018	44296	State v. Robins	Opinion [586] _ [3]Summary [587]	Substitute Opinion Attorney-client privilege and constitutional right to counsel
Nov 29, 2018	45140	Rome v. State	Opinion [588] _ [3]Summary [589]	Ineffective counsel claim
Nov 29, 2018	45707	State v. Amstad	Opinion [590] _ [3]Summary [591]	Statutory interpretation of I.C. 37-2732
Nov. 28,	45100	State v. Moore	Opinion [592]	Motion to



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Oct 31, 2018	45260	State v. Sunseri	Opinion [594] [3]Summary [595]	Pre-sentencing standard for withdrawal of guilty plea
Oct 29, 2018	45042	State v. Andersen	Opinion [596] [3]Summary [597]	Custodial interrogation; voluntariness of statements
Sept 21, 2018	45743	State v. Alwin	Opinion [598] [3]Summary [599]	Booking photo, Idaho Rule of Evidence 404(b)
Sept 14, 2018	44556	State v. Bernal	Opinion [600] [3]Summary [601]	Variance between information and jury instructions; prosecutorial misconduct
Sept 7, 2018	44596	State v. Herrera	Opinion [602] [3]Summary [603]	Vindictive prosecution; prosecutorial misconduct; vindictive sentencing
Sept 6, 2018	45704	State v. Le Veque	[604] Opinion [605] [3]Summary [606]	Probation; jurisdiction
Sept 6, 2018	43124	State v. Capone	[604] Opinion [607] [3]Summary [608]	First degree murder
Aug 6, 2018	45347	State v. Akins	Opinion [609] [3]Summary [610]	Statutory duty to disclose v. privilege against self-incrimination
Aug 3, 2018	44892	State v. Kraly	Opinion [611] [3]Summary [612]	Care and custody for purposes of injury to child statute



Aug 1, 2018	44627	State v. Salinas	Opinion [613] _ [3]Summary [614]	Rules of evidence; Propensity; Intent; Attempt Crimes
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May 1, 2018	45455	State v. Passons	Opinion [617] _ [3]Summary [618]	Sentencing enhancement; Double Jeopardy Clause
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April 26, 2018	44172	State v. Fuller	Opinion [622] _ [3]Summary [623]	Motion to suppress evidence seized in a traffic stop
April 16, 2018	45346	State v. Vasquez	Opinion [619] _ [3]Summary [624]	Express waiver of jury trial; Structural defect
April 11, 2018	31528/41059	State v. Hall	Opinion [625] _ [3]Summary [626]	First degree murder (death sentence); kidnapping and rape
Mar 26, 2018	45598	State v. Barrett	Opinion [627] _ [3]Summary [628]	Credit for time served
Mar 16, 2018	43822	State v. Johnson	Opinion [629] _ [3]Summary [630]	Fifth Amendment; jury bias; refreshing witness's present recollection; cumulative error
Mar 6, 2018	44276	State v. Austin	Opinion [631] _ [3]Summary [632]	DUI; expert testimony; statutory interpretation



Mar 2, 2018	44489	State v. Tryon	Opinion [633] - [3] Summary [634]	Possession of controlled substance; sufficiency of evidence
Jan 18, 2018	44772	State v. Jaskowski	Opinion [635] - [636] Summary [637]	State Appeals order suppressing evidence
Jan 5, 2018	45343	State v. Baxter	Opinion [638] - [636] Summary [639]	Order denying motion to withdraw guilty plea; Judgement for domestic violence.
Dec 26, 2017	44358	Adamcik v. State	Opinion [640] - [636] Summary [641]	Adamcik seeks post-conviction relief from a murder conviction (at age 16) and sentence of life without possibility of parole
Dec 22, 2017	44382	State v. Downing	Opinion [642] - [636] Summary [643]	Fourth Amendment suppression case vacated
Dec 21, 2017	45003	State v. Montgomery	Opinion [644] - [636] Summary [645]	Unlawful discharge of a firearm at an occupied vehicle. Claim of abuse of discretion for allowing undisclosed rebuttal witnesses.
Dec 20, 2017	45206	Marr v. State	Opinion [646] - [636] Summary [647]	Felony attempted strangulation and domestic battery with traumatic injury. Marr's petition for post-conviction relief based on



				ineffective assistance of counsel at trial was granted. State appeals.
Nov 29, 2017	45125	State v. Young and Rios-Lopez	Opinion [648] _ [636] Summary [649]	Seeking credit for time served; trafficking cocaine and three counts of failure to affix illegal drug tax stamps.
Nov 8, 2017	44648	State v. Tollman	Opinion [650] _ [636] Summary [651]	Order denying motion for a restricted driver's license
Nov 6, 2017	44991	Gilberto Garza, Jr. v. State	Opinion [652] _ [636] Summary [653]	Dismissal of petitions for post-conviction relief claiming ineffective assistance of counsel for failing to appeal; aggravated assault and possession of a controlled substance with intent to distribute.
Nov 6, 2017	44299	State v. Gibbs	Opinion [654] _ [636] Summary [655]	Appeal from district court decision to increase, sua sponte, probation from six years to life
Sept 22, 2017	44932	State v. Lee	Opinion [656] _ [636] Summary [657]	Reversed motion to suppress
Sept 20, 2017	43790	State v. Folk	Opinion [658] _ [636] Summary [659]	Felony sexual abuse of a child under sixteen
Sept 12,	43673	State v.	Opinion [660]	SUBSTITUTE



2017		Anderson	_ [636] Summary [661]	OPINION Domestic battery
August 24, 2017	44800	State v. Cohagan	Opinion [662] _ [636] Summary [663]	Order denying motion to suppress. (State's Petition for Review was granted in Court of Appeals No. 43013)
July 17, 2017	43621	State v. Fisher	Opinion [664] _ [636] Summary [665]	Appellant challenges the statutory elimination of the insanity defense
July 10, 2017	43943	State v. Tyrell Garrett McNeely	Opinion [666] _ [636] Summary [667]	Order granting a motion to suppress statements.
July 10, 2017	44037	Ethan Allen Windom v. State	[668] Opinion [636] Summary [669]	Murder. Dismissal of petition for post-conviction relief.
July 3, 2017	35617	State v. Mark Lankford	Opinion [670] Summary [671]	Murder. The State's Petition for Rehearing was granted and this Opinion replaces the July 25, 2016 Opinion. This case is <u>remanded for a new trial</u> .
June 22, 2017	43844-43845	State v. Shawn William Wass	Opinion [672] Summary [673]	Possession of controlled substance
June 21, 2017	44797	Jeremy Ray Wheeler v. State	Opinion [674] Summary [675]	Wheeler appeals the dismissal of his Petition for Post-Conviction relief.
June 20, 2017	43946	State v. Sonnie Flores	Opinion [676] Summary [677]	Order relinquishing jurisdiction
June 20,	42964	Randy L.	Opinion [678]	Murder. Dismissal



2017		McKinney v. State	Summary [679]	of petition for post-conviction relief.
June 14, 2017	44443	State v. Victor Garcia-Rodriguez	Substitute Opinion [680] Summary [681]	State appealed from district court grant of motion to suppress. (Petition for Review was granted in Court of Appeals 42730)
May 31, 2017	44221	State v. Brand & Nall	Opinion [682] Summary [683]	Credit for time served. (Petition for Review was granted in Court of Appeals No. 43441(BRAND) & 43442 (NALL).
May 26, 2017	43015	Jaimi Dean Charboneau v. State	Opinion [684] Summary [685]	Murder. State appeals from district court granting petitioner a new trial in a post-conviction proceeding
May 12, 2017	42857	Sarah Marie Johnson v. State	Opinion [686] Summary [687]	Murder. Johnson appeals from the dismissal of her successive post-conviction petition
Apr 28, 2017	43745	State v. Jesse Eugene Mann	Opinion [688] Summary [689]	Appeal from judgments for trafficking marijuana, driving without privileges and possession of drug paraphernalia.
Apr 12, 2017	44383	State v. James Greer Daly	Opinion [690] Summary [691]	Appeal from denial of motions for substitute counsel and to continue sentencing. (Petition for Review was granted in Court of Appeals published decision 43549)



Apr 11, 2017	44444	State v. Christina Rose Wisdom	Opinion [692] Summary [693]	Restitution. (State's Petition for Review was granted in Court of Appeals published decision 43109)
Apr 10, 2017	44445	State v. Patrick James Bailey	Opinion [694] Summary [695]	Father appeals from life sentence in lewd conduct case with 10 yr old autistic daughter. (Petition for Review was granted in Court of Appeals unpublished decision 43143)
Feb 28, 2017	43493/43494	State v. Jason Zane Garner	Opinion [696] Summary Correction [697]	Appeal from district court's order revoking probation and reinstating sentence for possession of controlled substance; unlawful possession of a firearm
Feb 28, 2017	43384	John David Wurdemann v. State	Opinion [698] Summary [699]	Post-conviction; felony charges of robbery, kidnapping, arson and attempted murder.
Feb 27, 2017	44178	State v. Thomas Campbell Kelley	Opinion [700] Summary [701]	Appeal from restitution award
Feb 27, 2017	44177	State v. Jamie Lee Nelson	Opinion [702] Summary [703]	Appeal from restitution award
Feb 27, 2017	44176	State v. Jeremy York Cunningham	Opinion [704] Summary [705]	Appeal from restitution award
Feb 3,	43332	State v.	Opinion [706]	Appeal from



2017		Douglas Earl Meyer	Summary [707]	conviction of felony possession (marijuana)
Feb 2, 2017	44308	State v. Laura L. Smith	Opinion [708] Summary [709]	Appeal from conviction challenging hearsay and sufficiency of evidence
Jan 23, 2017	44250	State v. Thomas John Kralovec	Opinion [710] Summary [711]	Battery on a correctional officer
Dec 30, 2016	44259	State v. Daniel Chernobieff	Opinion [712] Summary [713]	Warrantless blood draw
Dec 22, 2016	44307	Tarango Deforest Padilla v. State	Opinion [714] Summary [715]	<u>Post Conviction</u> - Claim of ineffective counsel for failure to file motion to suppress evidence
Dec 21, 2016	44123	State v. James W. Clark	Opinion [716] Summary [717]	Trespass
Dec 21, 2016	43496	State v. Blair Olsen	Opinion [718] Summary [719]	Misuse of public funds
Dec 8, 2016	44360	State v. Edgar Farfan-Galvan	Opinion [720] Summary [721]	Felony DUI <u>reversed</u>
Nov 23, 2016	44099	Takhsilov v. State	Opinion [722] _ [723] Summary [724]	<u>Post Conviction</u> - Claim of ineffective counsel for failing to request competency evaluation prior to entry of guilty please
Nov 23, 2016	44011	State v. Jonathan Alan Hill	Opinion [725] _ [726] Summary [727]	Challenge of evidentiary ruling. DUI conviction <u>vacated</u> ; remanded for new



				trial.
Nov 10, 2016	43960	State v. John Patrick Linze, Jr.	Opinion [726] Summary [728]	Order denying motion to suppress reversed; judgment <u>vacated</u> .
Nov 3, 2016	42758/42759	State v. Cesar A. Sepulveda	Opinion [729] Summary [730]	Domestic battery; injury to a child; intimidating a witness; attempted violation of a no-contact order
Nov 2, 2016	43389	Miguel Cosio-Nava v. State	Opinion [731] Summary [732]	<u>Post Conviction</u> - Claim of ineffective assistance of counsel with immigration consequences
Nov 2, 2016	43915	State v. Scott Lewis Ostler	Opinion [733] Summary [734]	Lewd conduct with minor child
Nov 2, 2016	42988	State v. Marcelino B. Baeza	Opinion [735] Summary [736]	Lewd conduct with minor child
Nov 1, 2016	43874	State v. Robert Dean Hall	Opinion [737] Summary [738] Order on RH [739]	AMENDED 11-15-16. Primary issue on appeal concerns jury instruction on self-defense. Order Denying Petition for Rehearing (attached).
Aug 5, 2016	42201	State v. Kirk Murray Charlson	- Opinion [740] - Summary [741]	Motion to suppress results of blood draw. (DUI)
July 22, 2016	43938	State v. Marcos Apollo Jimenez	- Opinion [742] - Summary [743]	Sexual battery of a minor with diminished mental capacity



July 22, 2016	43939	State v. William Dee Van Komen, Jr.	- Opinion [744] - Summary [745]	Appeal from order relinquishing jurisdiction following retained jurisdiction and imposing prison sentence because defendant asserted his constitutional right to remain silent regarding an unrelated felony.
June 28, 2016	42664	State v. Kentsler Lee Jones	- Opinion [746] - Summary [747]	DUI; excluded evidence regarding the measurement of uncertainty
June 23, 2016	43643	State v. Jon Steven Huffaker	- Opinion [748] - Summary [749]	State's appeal from order suppressing statements
June 10, 2016	42774	State v. Lance Tyrell Taylor	- Opinion [750] - Summary [751]	Credit for time served
June 1, 2016	43097	State v. Daniel William Leary	- Opinion [752] - Summary [753]	Credit for time served
May 27, 2016	42182	Dale Carter Shackelford v. State	- Opinion [754] - Summary [755]	Appeal from dismissal of petitions for post-conviction relief.
May 27, 2016	43181	State v. Troy Miles Svelmoe	- Opinion [756] - Summary [757]	Felony DUI
May 27, 2016	42766	State v. Dakota Lee Villafuerte	- Opinion [758] - Summary [759]	Failure to update address in the sex offender registry.



May 4, 2016	43286	State v. Gerald K. Umphenour	- Opinion [760] - Summary [761]	On appeal, Appellant asserts he was denied his right to a jury trial without a waiver.
Apr 26, 2016	43017	State v. Kyle Nicholas Rios	- Opinion [762] - Summary [763]	State appeals from order suppressing the results of a warrantless blood alcohol test.
Apr 26, 2016	43383	State v. Brian Neil Pratt	- Opinion [764] - Summary [765]	Appellant alleges a prospective juror prejudiced the jury panel and a mistrial should have been granted.
Apr 6, 2016	43141	Shane Crawford v. State	- Opinion [766] - Summary [767]	<u>Post Conviction</u> - Appeal from dismissal of petition for post- conviction relief.
Apr 4, 2016	43277	State v. Brant Lee Eversole	- Opinion [768] - Summary [769]	On <u>Petition for Review</u> Re: Order denying a suppression motion based on revoked implied consent for blood draw.
Mar 11, 2016	42950	State v. Jamie Lynn Pachosa	- Opinion [770] - Summary [771]	State appeals from order granting motion to suppress.
Feb 29, 2016	43285	State v. Andrey Sergeyevich Yermola	- Opinion [772] - Summary [773]	Willful concealment of evidence
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Feb 26, 2016	43140	State v. Arthur Gene Schmierer	- Opinion [776] - Summary [777]	Enticing children over the internet
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July 21, 2015	39249	State v. Daniel Edward Ehrlick, Jr.	- Opinion [816] - Summary [817]	SUBSTITUTE OPINION. The Court's prior Opinion of April 27, 2015 is WITHDRAWN.
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