

BOISE, MONDAY, NOVEMBER 14, 2022, AT 10:00 A.M.

IN THE SUPREME COURT OF THE STATE OF IDAHO

STATE OF IDAHO,)	
)	
Plaintiff-Respondent,)	
)	
v.)	Docket No. 48119
)	
KIRBY ANTHONY DORFF,)	
)	
Defendant-Appellant.)	

Appeal from the District Court of the Fourth Judicial District of the State of Idaho, Elmore County. Jonathan Medema, District Judge.

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

Lawrence G. Wasden, Idaho Attorney General, Boise, for Respondent.

Defendant Kirby Dorff appeals the denial of his motion to suppress evidence of possession of methamphetamine with intent to deliver. Dorff argues that a drug dog trespassed on a constitutionally protected area of his vehicle during the course of a traffic stop when the dog responded to an officer’s directive to place its paws on the doors of Dorff’s automobile. This was an unreasonable search, Dorff argues, that lacked probable cause under the automobile exception of the Fourth Amendment. He asks the Idaho Supreme Court to reverse the lower court’s order denying the motion to suppress and remand the case for further proceedings.