

## **SUMMARY STATEMENT**

*State of Idaho v. Russell James Parker* – Docket No. 38956

In a case arising out of Ada County, the Idaho Supreme Court affirmed Russell James Parker's conviction of one count of lewd and lascivious conduct with a minor under sixteen in violation of I.C. § 18-1508. This Court held that the district court erred by failing to conduct the analysis required by Idaho Rule of Evidence 403 prior to admitting into evidence a videotape of law enforcement's interview with Parker, but that the error was harmless. This Court also held that the instances of prosecutorial misconduct alleged by Parker failed to satisfy the fundamental error standard. Finally, this Court held that the errors in the aggregate did not result in cumulative error.