

SUMMARY STATEMENT

State of Idaho v. Junior Larry Hillbroom – Docket No. 42816

In a case arising out of Bonner County, the Idaho Supreme Court affirmed the order of the district court. Appellant Junior Hillbroom was charged with a misdemeanor for violating a no contact order under Idaho Code section 18-920(2). He moved to dismiss the charge—arguing that the underlying no contact order was invalid under Idaho Criminal Rule 46.2(a)(3) and therefore the State could not prove an element of the crime. The magistrate court denied Hillbroom’s motion, and the jury convicted Hillbroom as charged. Hillbroom appealed. The district court sitting in its capacity as an intermediate appellate court affirmed the magistrate court’s order. Hillbroom appealed again, and the Idaho Court of Appeals affirmed the district court’s order. Hillbroom petitioned this Court for review, which this Court granted. This Court held that the failure of the no contact order to comply with the mandate in Idaho Criminal Rule 46.2 for a specific expiration date did not require the Court to vacate Hillbroom’s conviction for violation of a no contact order.