

SUMMARY STATEMENT

Severson v. State of Idaho, Docket No. 42830

Larry Severson was convicted in 2004 of one count of first-degree murder and one count of poisoning food or medicine. In this post-conviction proceeding, Severson appeals the district court's summary dismissal on res judicata grounds of his claims of ineffective assistance of counsel for failing to object to allegedly improper statements the prosecutor made in closing argument.

The Supreme Court affirmed the district court's summary dismissal of Severson's claim of ineffective assistance of counsel based on statements litigated on direct appeal, and vacated the district court's summary dismissal of Severson's claim based on statements not litigated on direct appeal. The case was remanded for further proceedings.