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Attorneys for Interested Persons

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF FREMONT**

STATE OF IDAHO,)
)
Plaintiff,)
)
vs.)
)
LORI VALLOW DAYBELL,)
)
Defendant.)
_____)
)

Case No. CR 22-21-1624

**INTERESTED PERSONS’
RESPONSE TO DEFENDANT’S
MOTION TO CLARIFY MEDIA IN
THE COURTROOM**

EASTIDAHONEWS.COM, LLC, COURT)
TV MEDIA, LLC, THE ASSOCIATED)
PRESS, THE)
MCCLATCHY COMPANY DBA THE)
IDAHO STATESMAN, KSL.COM, A)
SUBSIDIARY OF DESERET DIGITAL)
MEDIA, KTVB (TV), A DIVISION OF)
KING BROADCASTING COMPANY,)
KUTV / KMYU, CBS BROADCASTING)
INC., ON BEHALF OF CBS NEWS/48)
HOURS, DATELINE, NBC NEWS,)
ADAMS PUBLISHING GROUP DBA)
THE POST REGISTER, SINCLAIR)
BROADCAST GROUP (KBOI/KYUU),)
CABLE NEWS NETWORK, INC (CNN),)
KIFI ABC IDAHO FALLS, MIFI CBS)
IDAHO FALLS, KXPI FOX IDAHO)
FALLS, KPVI NBC POCA TELLO, KIVI)
ABC NAMPA, KNIN FOX NAMPA,)
KXMN ABC COEUR D’ ALENE, KLEW)
CBS LEWISTON, KXLY ABC)
SPOKANE, KMVT CBS TWIN FALLS,)
KBOI FM BOISE, KIDO AM BOISE,)
KVLI AM IDAHO FALLS, KID FM)
IDAHO FALLS, KBAR AM JEROME,)

KHTR LEWISTON, KOZE LEWISTON,)
 KEGE FM POCATELLO, KWIK AM)
 POCATELLO, KSPT AM SANDPOINT,)
 AMERICAN BROADCASTING)
 COMPANIES, INC. D/B/A ABC NEWS)
 Interested Persons.)
)
)
)
 _____)

The above-captioned Interested Persons, by and through counsel file this *Response to Defendant’s Motion to Clarify Media in the Courtroom* as follows:

1. Although couched as a motion to clarify, the relief Defendant seeks is to ban cameras from the courtroom. This relief is sought based on false and unwarranted claims that the “media has abused their privilege to photograph and record the proceedings in a fair and reasonable manner” *See* Defendant’s Motion at ¶ 4.
2. The media has complied in all respects with the orders of this Court, and Defendant cites no example to the contrary.
3. The Defendant is seriously mistaken to assume that the media has been any less professional than Defendant’s own counsel in complying with the Orders of this Court.
4. As shown by the *Declaration of Grace Wong*, filed concurrently herewith, the actions of the media at the August 16, 2022 hearing, and at all other times, have been to facilitate the proper decorum of the court within the bounds of the Court’s Orders.
5. The Defendant complains of the placement of the cameras and microphones. The cameras and microphones were not hidden. Regardless, their placement was purposefully unobtrusive.
6. Trained technical personnel monitored the hearing to ensure that inappropriate information (audio or visual) was not captured. The only audio captured was that which appeared on the broadcast feed.
7. Rather than cite actual examples of inappropriate conduct, the Defendant complains that “if” certain things “would” have happened, a violation of the Court’s Orders “could” have occurred. *See* Defendant’s Motion at ¶ 2. This hypothetical assumes the media was looking for ways to violate, rather than comply with, the Court’s orders. The Defendant provides absolutely no basis for this baseless assumption.
8. The Defendant also complains of video taken of her. This video of Defendant in a public setting in no way violated the Court’s Orders. It cannot be surprising or unexpected that, given the crimes of which the Defendant has been accused, a significant portion of the video would be devoted to the

Defendant's reaction to the Court proceedings.

It is clear this Court recognizes the important function of the media to provide transparency of these proceedings. It is equally clear this Court recognizes the constitutional rights of the Defendant and the critical importance of decorum in Court proceedings. Despite the Defendant's accusations, the media has done nothing to violate the balance properly struck by this Court. Therefore, Interested Persons respectfully request that the Defendant's motion be denied.

Dated: September 8, 2022

WRIGHT LAW OFFICES, PLLC

/Steven J Wright/
STEVEN J WRIGHT

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused to be served on the 8th day of September 2022 a true and correct copy of the foregoing *INTERESTED PERSONS' RESPONSE TO DEFENDANT'S MOTION TO CLARIFY MEDIA IN THE COURTROOM* to the person(s) listed below.

Lindsey Blake, Esq.	efile and serve
Robert H. Wood, Esq.	efile and serve
R. James Archibald, Esq.	efile and serve
John Thomas, Esq.	efile and serve

Dated: September 8, 2022

WRIGHT LAW OFFICES, PLLC

/Steven J Wright/
STEVEN J WRIGHT