

CASE NO. CR 29-22-2805
2023 June 26 9:09
CLERK OF DISTRICT COURT
LATAH COUNTY
BY AM DEPUTY
A.M.

LATAH COUNTY PROSECUTOR'S OFFICE
WILLIAM W. THOMPSON, JR.
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Latah County Courthouse
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IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF LATAH

STATE OF IDAHO,
Plaintiff,

V.

BRYAN CHRISTOPHER KOHBERGER,
Defendant.

Case No. CR29-22-2805

NOTICE PURSUANT TO
IDAHO CODE §18-4004A

COMES NOW the State of Idaho, by and through the Latah County Prosecuting Attorney, and hereby gives notice to the Court, the defendant and his counsel, pursuant to Idaho Code §18-4004A, that as of this point in time, and based on the information known to the State to date, the following statutory aggravating circumstances, pursuant to Idaho Code §19-2515(9), appear to exist in this case as to the crimes of Murder in the First Degree as charged in Counts II, III, IV and V of the Indictment herein:

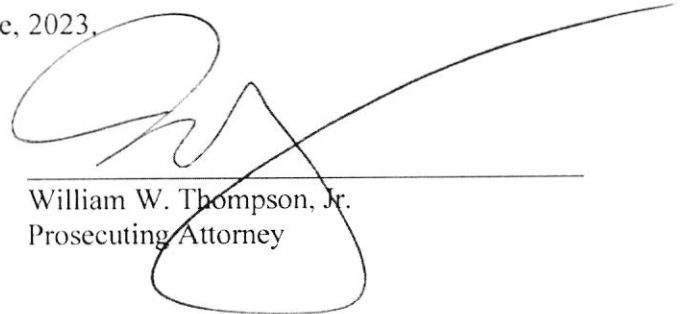
1. Idaho Code §19-2515(9)(b) – at the time the murder was committed the defendant also committed another murder; and/or
2. Idaho Code §19-2515(9)(e) – the murder was especially heinous, atrocious or cruel, manifesting exceptional depravity; and/or

3. Idaho Code §19-2515(9)(f) – by the murder, or circumstances surrounding its commission, the Defendant exhibited utter disregard for human life; and/or
4. Idaho Code §19-2515(9)(g) – the murder was committed in the perpetration of, or attempt to perpetrate, arson, rape, robbery, burglary, kidnapping or mayhem and the defendant killed, intended a killing, or acted with reckless indifference to human life; and/or
5. Idaho Code §19-2515(9)(i) – the defendant, by his conduct, whether such conduct was before, during or after the commission of the murder at hand, has exhibited a propensity to commit murder which will probably constitute a continuing threat to society.

The State gives this notice based on the fact that it has not identified or been provided with any mitigating circumstances sufficient to prohibit the triers of fact from considering all penalties authorized by the Idaho legislature including the possibility of a capital sentence. Consequently, considering all evidence currently known to the State, the State is compelled to file this notice of intent to seek the death penalty.

The State will continue to review additional information as it is received, and reserves its statutory right to amend or withdraw this notice.

Respectfully submitted this ²⁶26 day of June, 2023,



William W. Thompson, Jr.
Prosecuting Attorney

CERTIFICATE OF DELIVERY

I hereby certify that true and correct copies of the NOTICE PURSUANT TO IDAHO
CODE §18-4004A was served on the following in the manner indicated below:

Anne Taylor
Attorney at Law
PO Box 9000
Coeur d'Alene, ID 83816-9000

- Mailed
- E-filed & Served / E-mailed
- Faxed
- Hand Delivered

Dated this 21st day of June, 2023.