

Admin Order # 2006-08

IDAHO COUNTY PROSECUTING ATTORNEY'S OFFICE
KIRK MacGREGOR - Prosecutor ISB #3880
DENNIS L. ALBERS - Deputy Prosecutor ISB #1437
416 W. Main
P.O. Box 463
Grangeville, ID 83530
(208) 983-0166
(208) 983-3919 - fax

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF IDAHO

Proceedings before the Special)
Inquiry Judge Idaho County)
2006)
)
)

Case No. CV37503
ORDER APPOINTING SPECIAL
INQUIRY JUDGE

COMES NOW, CARL J. KERRICK, the Administrative District Judge in the above-named district in and for the above-named County and does hereby appoint Greg Kalbfleisch Magistrate within the above-named district in and for the above-named County, pursuant to the Petition for Order Appointing Special Inquiry Judge in this matter filed on or about the 31st day of August, 2006, by the Idaho County Prosecuting Attorney's Office.

This court having found good cause for the appointment pursuant to the representations made by the Idaho County Prosecuting Attorney's Office this order is entered accordingly.

DATED this 1st day of September, 2006.


CARL J. KERRICK,
Administrative District Court Judge

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IDAHO COUNTY DISTRICT COURT
AT 340 FILED
O'CLOCK P.M.

AUG 31 2006

ROSE E. GEHRING
CLERK OF DISTRICT COURT

Leigh Zimmerman DEPT

DOCKETED

IN THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF IDAHO

Proceedings before the Special)
Inquiry Judge Idaho County)
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Case No. _____

CV37503

PETITION FOR ORDER
APPOINTING SPECIAL
INQUIRY JUDGE

COMES NOW, the Prosecuting Attorney for Idaho County, Idaho, through his Deputy, Dennis L. Albers, and represents that he has reason to suspect that crime or corruption exists within Idaho County and that there is reason to believe that there are persons who may be able to give material testimony or provide material evidence concerning such suspected crime or corruption and, therefore, petitions the Honorable Carl Kerrick, sitting as Administrative District Court Judge, to designate a Magistrate Judge, not Michael J. Griffin from Idaho County, Idaho, from the Magistrate's Division of the District Court in and for the Second Judicial District to preside over said inquiry. That specifically this matter involves a potential felony matter, possession of a firearm by a convicted felon and associated Fish & Game violations. That material and evidence sought is from a co-defendant who has already been prosecuted in Idaho County, Idaho on the companion Fish & Game matters.

DATED this 31st day of August, 2006.

Dennis L. Albers
DENNIS L. ALBERS,
Deputy Prosecuting Attorney

STATE OF IDAHO)
 ss
County of Idaho)

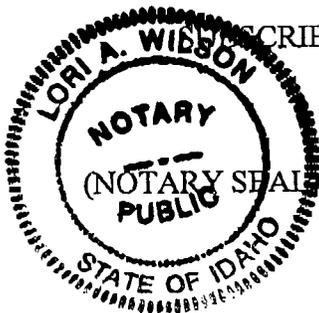
DENNIS L. ALBERS, being first duly sworn on his oath, deposes and says:

That he is the Deputy Prosecuting Attorney for Idaho County, Idaho under Kirk A. MacGregor. That, he has read the foregoing petition, verily believes the facts therein stated are true and certifies to the court that it is necessary to have a special magistrate's inquiry in relation to an investigation of a Fish & Game matter and an associated felon in possession of a firearm involved in that Fish & Game matter. That, the co-defendant to the suspected defendant has information that he has been protecting from the prosecution in that he is allegedly afraid of the target defendant in this matter and it is necessary to tie down his testimony in advance of beginning a formal prosecution against the target defendant. That the target defendant has left the State of Idaho and is in another Northwest state currently.

That your affiant believes that there is adequate evidence to support a successful prosecution under a felon in possession of a firearm and associated Fish & Game violations.

Dennis L. Albers
DENNIS L. ALBERS

DESCRIBED AND SWORN to before me this 31st day of August, 2006.



Lori A. Wilson
Notary Public for the State of Idaho,
Residing at Grangeville, therein.
My commission expires 10-19-2007



RECEIVED AUG 31 2006
TRH

FAX COVER LETTER
DISTRICT COURT, IDAHO COUNTY
FAX # 208-983-2376

PLEASE DELIVER THE FOLLOWING TO:

NAME: THE HONORABLE CARL KERRICK

LOCATION: LEWISTON

RE: APPOINTMENT OF JUDGE

DATE: 8/31/06 TIME: 4:25 P.M.

NUMBER OF PAGES (INCLUDING COVER SHEET): 4

COMMENTS: PLEASE FAX THE ORDER APPOINTING JUDGE TO IDAHO COUNTY.
THANK YOU.

Thank You. Leigh

If you do not receive all of the described material, please call
the District Court office at (208) 983-2776

983-3919