

4TH DISTRICT COURT - PROVO  
UTAH COUNTY, STATE OF UTAH

STATE OF UTAH vs. KENT CODY BARLOW

CASE NUMBER 221400978 State Felony

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CHARGES

Charge 1 - 76-5-203 - MURDER - 1st Degree Felony  
Offense Date and Time: May 02, 2022 at 12:05 AM  
Location: Utah County  
Plea: August 04, 2022 Not Guilty  
Mandatory Appearance

Charge 2 - 76-5-203 - MURDER - 1st Degree Felony  
Offense Date and Time: May 02, 2022 at 12:05 AM  
Location: Utah County  
Plea: August 04, 2022 Not Guilty  
Mandatory Appearance

Charge 3 - 58-37-8(2)(A)(I) - POSSESSION OR USE OF A CONTROLLED SUBSTANCE -  
Class A Misdemeanor  
Offense Date and Time: May 02, 2022 at 12:05 AM  
Location: Utah County  
Plea: August 04, 2022 Not Guilty  
Mandatory Appearance

CURRENT ASSIGNED JUDGE

ROBERT LUND

PARTIES

Plaintiff - STATE OF UTAH  
Represented by: RYAN MCBRIDE  
Represented by: JEFFREY GRAY  
Represented by: MICHAEL STARRS  
Represented by: GREGORY JOHNSON

Defendant - KENT CODY BARLOW  
Represented by: BENJAMIN ALDANA  
Represented by: MARISSA FLOWERDAY  
Represented by: DEBORAH HILL

Other Party - UTAH DEPARTMENT OF CORRECTIONS

DEFENDANT INFORMATION

Defendant Name: KENT CODY BARLOW  
Offense Tracking Number: 64020084  
Date of Birth: August 09, 1996  
Law Enforcement Agency: UTAH COUNTY SHERIFF  
LEA Case Number: 22UC05204  
Prosecuting Agency: UTAH COUNTY  
Agency Case Number: 22A-459

Violation Date: 05-02-2022

ACCOUNT SUMMARY

Total Revenue Amount Due:	15.00
Amount Paid:	15.00
Amount Credit:	0.00
Balance:	0.00

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Original Amount Due:	15.00
Amended Amount Due:	15.00
Amount Paid:	15.00
Amount Credit:	0.00
Balance:	0.00

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government	
Original Amount Due:	15.00
Amended Amount Due:	0.00
Amount Paid:	0.00
Amount Credit:	0.00
Balance:	0.00

Account Adjustments Sum To Date	Amount Reason
2022-10-26	-15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government	
Original Amount Due:	15.00
Amended Amount Due:	0.00
Amount Paid:	0.00
Amount Credit:	0.00
Balance:	0.00

Account Adjustments Sum To Date	Amount Reason
2022-11-21	-15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government	
Original Amount Due:	15.00
Amended Amount Due:	0.00
Amount Paid:	0.00
Amount Credit:	0.00
Balance:	0.00

Account Adjustments Sum To Date	Amount Reason
2022-12-08	-15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government	
Original Amount Due:	15.00
Amended Amount Due:	0.00
Amount Paid:	0.00
Amount Credit:	0.00
Balance:	0.00

Account Adjustments Sum To Date	Amount Reason
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2022-12-08 -15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government
Original Amount Due: 15.00
Amended Amount Due: 0.00
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00

Account Adjustments Sum To Date Amount Reason
2023-02-23 -15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government
Original Amount Due: 15.00
Amended Amount Due: 0.00
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00

Account Adjustments Sum To Date Amount Reason
2023-03-01 -15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government
Original Amount Due: 15.00
Amended Amount Due: 0.00
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00

Account Adjustments Sum To Date Amount Reason
2023-04-03 -15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government
Original Amount Due: 15.00
Amended Amount Due: 0.00
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00

Account Adjustments Sum To Date Amount Reason
2023-04-27 -15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government
Original Amount Due: 15.00
Amended Amount Due: 0.00
Amount Paid: 0.00
Amount Credit: 0.00
Balance: 0.00

Account Adjustments Sum To Date Amount Reason
2023-06-26 -15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government  
 Original Amount Due: 15.00  
 Amended Amount Due: 0.00  
 Amount Paid: 0.00  
 Amount Credit: 0.00  
 Balance: 0.00

Account Adjustments Sum To Date Amount Reason  
 2023-08-23 -15.00 Government filer

REVENUE DETAIL - TYPE: ELEC STORAGE MEDIUM

Fee Waiver Status - Government  
 Original Amount Due: 15.00  
 Amended Amount Due: 0.00  
 Amount Paid: 0.00  
 Amount Credit: 0.00  
 Balance: 0.00

Account Adjustments Sum To Date Amount Reason  
 2023-10-12 -15.00 Government filer

CASE NOTE

PROCEEDINGS

- 05-03-2022 Filed: Probable Cause Affidavit
- 05-03-2022 Filed: Public Safety Assessment Report
- 05-09-2022 Filed: Request for Additional Time to Screen and Prepare Charges
- 05-12-2022 Filed: INFORMATION
- 05-12-2022 Case filed by efiler
- 05-12-2022 Filed: From an Information
- 05-12-2022 Judge ROBERT LUND assigned.
- 05-12-2022 Cancelled: INITIAL APPEARANCE scheduled on May 12, 2022 at 03:00 PM in 7th Fl, Courtroom 7A with Judge KRAIG POWELL
- 05-12-2022 NOTICE for Case 221400978 ID 22758728  
 Date:  
 The reason for the change is Court Ordered
- 05-12-2022 Rescheduled: INITIAL APPEARANCE rescheduled to May 19, 2022 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 05-12-2022 Filed: Probable Cause Affidavit
- 05-12-2022 Filed: Order to Hold Without Bail
- 05-12-2022 Filed: Public Safety Assessment (PC: 340218)
- 05-13-2022 Filed: Return of Electronic Notification
- 05-16-2022 Filed: Appearance of Counsel/Notice of Limited Appearance
- 05-16-2022 Filed: Motion for Order to Preserve Evidence for Examination by Defendant  
 Filed by: KENT CODY BARLOW
- 05-16-2022 Filed: Return of Electronic Notification
- 05-19-2022 Filed order: Request and Order for Electronic Media Coverage of Court Proceedings  
 Judge ROBERT LUND  
 Signed May 19, 2022

05-19-2022 WAIVER HEARING scheduled on May 26, 2022 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

05-19-2022 Minute Entry - INITIAL APPEARANCE

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: REDMON, ALEXANDER

Defendant Present

The defendant is in the custody of the Department of Corrections Utah State Prison - Draper

Defendant's Attorney(s): ALDANA, BENJAMIN

Audio

Tape Number: 6B FTR/Webex Tape Count: 1:12-1:15

INITIAL APPEARANCE

A copy of the Information is given to the defendant.

Advised of charges and penalties.

The defendant is advised of right to counsel.

The court previously appointed the public defender.

Discussion ensues regarding the pending discovery motion and media statements. Mr. Aldana states he has met with the defendant and discussed the counts in the information.

WAIVER HEARING is scheduled.

Date: 05/26/2022

Time: 01:00 p.m.

Before Judge: ROBERT LUND

CUSTODY

The defendant is remanded to the custody of the Department of Corrections Utah State Prison - Draper.

This hearing will not take place at the courthouse. It will be conducted remotely.

Contact the court to provide your current email address.

If you do not have access to a phone or other electronic device to appear remotely, notify the court.

05-20-2022 Filed: Return of Electronic Notification

05-20-2022 Filed: Notice of Ex Parte Communications

05-20-2022 Filed: Notice of Ex Parte Communications

05-21-2022 Filed: Return of Electronic Notification

05-23-2022 Filed: Appearance of Counsel/Notice of Limited Appearance  
Appearance of Co-Counsel

05-23-2022 Filed: Return of Electronic Notification

05-23-2022 Filed: Motion for Discovery

Filed by: KENT CODY BARLOW

05-23-2022 Filed: Return of Electronic Notification

05-24-2022 Filed: Notice of Ex Parte Communication

05-25-2022 Filed: Return of Electronic Notification

05-26-2022 PRELIMINARY HEARING - IN PERSO scheduled on July 07, 2022 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

05-26-2022 Minute Entry - WAIVER HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: REDMON, ALEXANDER

Defendant Present

The defendant is in the custody of the Department of Corrections Utah State Prison - Draper

Defendant's Attorney(s): BENJAMIN ALDANA  
Defendant's Attorney(s): MARISSA FLOWERDAY

Audio

Tape Number: 6B FTR/Webex Tape Count: 12:59-1:06

WAIVER HEARING

The defendant requests a Preliminary Hearing.

HEARING

This matter comes before the court for a waiver hearing. Mr. Aldana requests the preliminary hearing be held in person. A transportation order will be submitted. Discussion ensues regarding discovery. The court sets this for an in-person preliminary hearing.

PRELIMINARY HEARING - IN PERSON is scheduled.

Date: 07/07/2022

Time: 09:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

05-27-2022 Filed: Return of Electronic Notification  
06-06-2022 Filed: Motion State response to Def Motion for Discovery  
Filed by: STATE OF UTAH  
06-06-2022 Filed: Return of Electronic Notification  
06-16-2022 Filed: Order (Proposed) Transportation Order  
06-16-2022 Filed: Return of Electronic Notification  
06-16-2022 Filed order: Order Transportation Order  
Judge ROBERT LUND  
Signed June 16, 2022  
06-16-2022 Filed: Return of Electronic Notification  
06-24-2022 Filed: Order (Proposed) Directing the State to Preserve Evidence for Examination by Defendant  
06-24-2022 Filed: Request/Notice to Submit  
06-24-2022 Filed: Return of Electronic Notification  
06-24-2022 Filed: Order (Proposed) RE: Discovery  
06-24-2022 Filed: Reply to States Response to Defense Motion for Discovery  
06-24-2022 Filed: Request/Notice to Submit  
06-24-2022 Filed: Return of Electronic Notification  
06-27-2022 Filed order: Order Directing the State to Preserve Evidence for Examination by Defendant  
Judge ROBERT LUND  
Signed June 27, 2022  
06-27-2022 Filed: Return of Electronic Notification  
06-27-2022 Filed: Exhibit List for Preliminary Hearing  
06-27-2022 Filed: Return of Electronic Notification  
06-27-2022 Filed order: Order RE: Discovery  
Judge ROBERT LUND  
Signed June 27, 2022  
06-27-2022 Filed: Return of Electronic Notification  
06-28-2022 Filed: Amended Information  
06-28-2022 Filed: Return of Electronic Notification  
06-30-2022 Filed: Preliminary Hearing Witness list with summaries  
06-30-2022 Filed: Return of Electronic Notification  
07-01-2022 Charge 76-5-205 Severity F2 was amended to 76-5-203 severity F1

07-06-2022 Filed order: Order Granting Electronic Media Coverage of Court Proceedings

Judge ROBERT LUND

Signed July 06, 2022

07-06-2022 Filed: Amended witness list for preliminary hearing

07-06-2022 Filed: Return of Electronic Notification

07-07-2022 Filed: Return of Electronic Notification

07-07-2022 ORAL ARGUMENTS scheduled on July 28, 2022 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

07-07-2022 Minute Entry - PRELIMINARY HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: ALEXANDER REDMON

Prosecutor: MICHAEL STARRS

Prosecutor: RYAN MCBRIDE

Defendant Present

The defendant is in the custody of the Department of Corrections Utah State Prison - Draper

Defendant's Attorney(s): BENJAMIN ALDANA

Defendant's Attorney(s): MARISSA FLOWERDAY

Tape Number: 6B FTR Tape Count: 9:21-12:49

HEARING

This matter comes before the court for a preliminary hearing. Mr. Aldana invokes the exclusionary rule. Discussion ensues. The court excludes the potential trial witness.

9:25 Mr. Redmon calls Mr. Taylor Kartchner to testify. Mr. Kartchner is placed under oath and is directed by Mr. Redmon.

9:46 Mr. Aldana cross-examines the witness.

9:59 Mr. Redmon redirects the witness. Exhibit 12 is offered and received.

10:07 The witness is excused. Mr. Starrs calls Mr. Jeremy Gomez to testify. Mr. Gomez is placed under oath and is directed by Mr. Starrs.

10:40 Mr. Aldana cross-examines the witness.

10:55 The witness is excused. The court is in recess.

11:11 Court resumes. Mr. McBride calls Det. Jake Hall to testify. Det. Hall is placed under oath and directed by Mr. McBride. Exhibits 27, 28, 14, 16, 18, 19, 26, 22, 23, 24, 25, 30, 32, 33 are offered and received.

11:53 The court declines to receive testimony regarding Miranda. Exhibits 2, 3, 4, 5, 6, and 34 are offered and received.

12:00 Exhibits 7, 8, 9 are offered and received.

12:13 Exhibits 1-34 are all offered and received.

12:13 Mr. Aldana cross-examines the witness.

12:27 The court questions the witness. The witness is excused.

12:31 The state rests. Defense counsel rests and does not intend to present evidence.

12:31 The court is in recess.

12:38 Court resumes. The court hears argument from Mr. McBride and sets a briefing schedule and oral arguments.

12:49 The court is in recess.

ORAL ARGUMENTS is scheduled.

Date: 07/28/2022

Time: 08:30 a.m.

Before Judge: ROBERT LUND

This hearing will not take place at the courthouse. It will be conducted remotely.

Contact the court to provide your current email address.

If you do not have access to a phone or other electronic device to appear remotely, notify the court.

07-11-2022 Filed: Motion for Specific Discovery

Filed by: KENT CODY BARLOW

07-11-2022 Filed: Return of Electronic Notification

07-12-2022 Filed: Return of Electronic Notification

07-13-2022 Filed: Memorandum In Support of Bindover of Count 3, Possession of Methamphetamine

07-13-2022 Filed: Return of Electronic Notification

07-14-2022 Filed: Appearance of Counsel/Notice of Limited Appearance  
Notice of Appearance of Alexander Redmon



07-14-2022 Filed: Appearance of Counsel/Notice of Limited Appearance  
Notice of Appearance of Ryan McBride

07-14-2022 Filed: Appearance of Counsel/Notice of Limited Appearance  
Notice of Appearance of Michael Starrs

07-14-2022 Filed: Return of Electronic Notification

07-15-2022 Filed: TRANSADMIN TRANSCRIPT for Hearing 07-07-2022

07-16-2022 Filed: Return of Electronic Notification

07-20-2022 Filed: Motion for Extension of Time to File Memorandum in  
Opposition to Bindover and for Continuation of Preliminary  
Hearing  
Filed by: KENT CODY BARLOW

07-20-2022 Filed: Order (Proposed) Granting Defendants Motion for  
Extension of Time

07-20-2022 Filed: Request/Notice to Submit

07-20-2022 Filed: Return of Electronic Notification

07-22-2022 Filed order: Order Granting Defendants Motion for Extension of  
Time  
Judge ROBERT LUND  
Signed July 22, 2022

07-22-2022 Filed: Return of Electronic Notification

07-26-2022 Filed: Memorandum in Response to Defendants Motion for  
Extension of Time

07-26-2022 Filed: Return of Electronic Notification

07-26-2022 Filed: Memorandum in Opposition to Bindover as to Count 3

07-26-2022 Filed: Return of Electronic Notification

07-26-2022 Filed: Request/Notice to Submit for Review Before Argument

07-26-2022 Filed: Return of Electronic Notification

07-27-2022 Filed order: Order for Electronic Media Coverage of Court  
Proceedings - by WebEx  
Judge ROBERT LUND  
Signed July 27, 2022

07-28-2022 Filed: Return of Electronic Notification

07-28-2022 Minute Entry - ORAL ARGUMENTS  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: RYAN MCBRIDE  
Prosecutor: ALEXANDER REDMON  
Prosecutor: MICHAEL STARRS  
Defendant Present  
The defendant is in the custody of the Department of  
Corrections Utah State Prison - Draper  
Defendant's Attorney(s): BENJAMIN ALDANA  
Defendant's Attorney(s): MARISSA FLOWERDAY  
Audio  
Tape Number: 6B FTR/Webex Tape Count: See below  
HEARING

This matter comes before the court for oral arguments. The court admonishes the media and states the current status of the case. Mr. McBride addresses the court. Mr. Aldana addresses the court. The court grants the motion to reopen the state's case. The court intends to receive any evidence that counsel offers for the purposes of this hearing. Mr. Aldana requests that testimony be taken regarding the lab reports.

8:56 The court is in recess to allow Mr. McBride time to have the appropriate witness present.

9:42 Court resumes. Det. Jake Hall is placed under oath and directed by Mr. McBride.

9:47 Mr. Aldana cross-examines the witness.

9:50 Re-direct and re-cross-examination are conducted. Exhibits 36 and 37 are offered and received.

9:55 The state rests. Mr. Aldana submits. The court reads findings on the record. The court finds probable cause to bind this case over to stand trial. The court orders this case is bound over. The exhibits were returned to the state. This matter is set for arraignment.

ARRAIGNMENT is scheduled.

Date: 08/04/2022

Time: 01:00 p.m.

Before Judge: ROBERT LUND

This hearing will not take place at the courthouse. It will be conducted remotely.

Contact the court to provide your current email address.

If you do not have access to a phone or other electronic device to appear remotely, notify the court.

07-29-2022 Filed: Order (Proposed) RE: Discovery  
07-29-2022 Filed: Request/Notice to Submit  
07-29-2022 Filed: Return of Electronic Notification  
08-01-2022 Filed order: Order RE: Discovery  
Judge ROBERT LUND  
Signed August 01, 2022  
08-01-2022 Filed: Return of Electronic Notification  
08-02-2022 ARRAIGNMENT scheduled on August 04, 2022 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
08-02-2022 Filed order: ORAL ARGUMENTS  
Judge ROBERT LUND  
Signed August 02, 2022  
08-03-2022 Filed: Return of Electronic Notification  
08-03-2022 Filed order: Order for Electronic Media Coverage of Court Proceedings - WebEx  
Judge ROBERT LUND  
Signed August 03, 2022  
08-04-2022 Filed: Return of Electronic Notification  
08-04-2022 Minute Entry - ARRAIGNMENT  
Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: RYAN MCBRIDE

Prosecutor: ALEXANDER REDMON

Prosecutor: MICHAEL STARRS

Defendant Present

The defendant is in the custody of the Department of Corrections Utah State Prison - Draper

Defendant's Attorney(s): BENJAMIN ALDANA

Defendant's Attorney(s): MARISSA FLOWERDAY

Audio

Tape Number: 6B FTR/Webex Tape Count: 1:23-1:25

ARRAIGNMENT

Advised of rights and penalties.

Defendant is arraigned.

PRETRIAL CONFERENCE is scheduled.

Date: 08/25/2022

Time: 01:00 p.m.

Before Judge: ROBERT LUND

This hearing will not take place at the courthouse. It will be conducted remotely.

Contact the court to provide your current email address.

If you do not have access to a phone or other electronic device to appear remotely, notify the court.

08-05-2022 PRETRIAL CONFERENCE scheduled on August 25, 2022 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

08-06-2022 Filed: Return of Electronic Notification

08-11-2022 Filed: TRANSADMIN TRANSCRIPT for Hearing 07-28-2022

08-12-2022 Filed: Return of Electronic Notification

08-15-2022 Filed: Motion for Specific Discovery

Filed by: KENT CODY BARLOW

08-15-2022 Filed: Return of Electronic Notification

08-25-2022 Filed: Motion to Close Hearing(s) Related to Suppression of Evidence and Associated Documents and for Protective Order as to Documents Received by the Court as Evidence at the Preliminary Hearing

Filed by: KENT CODY BARLOW

08-25-2022 Filed: Return of Electronic Notification

08-25-2022 Cancelled: IN PERSON ORAL ARGUMENTS scheduled on September 29, 2022 at 10:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

08-25-2022 Minute Entry - PRETRIAL CONFERENCE

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: MCBRIDE, RYAN

Defendant Present

The defendant is in the custody of the Department of Corrections Utah State Prison - Draper

Defendant's Attorney(s): ALDANA, BENJAMIN

Audio

Tape Number: 6B FTR/Webex Tape Count: 1:32-1:42

HEARING

This matter comes before the court for a pretrial conference. Mr. Aldana addresses potential pretrial motions and states the he intends to motion the court to close the proceedings. Mr. McBride responds and discussion ensues. The motion will follow the briefing schedule pursuant to the rules. No trial setting is requested as discovery is still being conducted.

Mr. Aldana motions the court to have all future hearings on this matter be in person so as to insure the accuracy of the record. The court orders that all future hearings be held in person. The state is to submit a transportation order for the next hearing. Mr. Aldana motions the court to enter an order directing the Utah Department of Corrections regarding transportation of the defendant. The court denies the motion and addresses the Utah Department of Corrections regarding Mr. Aldana's concerns.

IN PERSON ORAL ARGUMENTS is scheduled.

Date: 09/29/2022  
Time: 10:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

- 08-25-2022 Filed: Proof of Efforts Undertaken by Defense Counsel to Alert Media Organizations to the Filing of August 25, 2022 Motion to Close Proceedings
- 08-25-2022 Filed: Return of Electronic Notification
- 08-27-2022 Filed: Return of Electronic Notification
- 08-29-2022 Filed: States Response to Defendants Motion for Specific Discovery (Hearing Requested)
- 08-29-2022 Filed: Return of Electronic Notification
- 08-29-2022 Filed: Request for Specific Discovery
- 08-29-2022 Filed: Return of Electronic Notification
- 09-01-2022 Filed: Motion for Limited Intervention and Request for Notice of Motions to Close Judicial Proceedings and Records
- 09-01-2022 Filed: Order (Proposed) Granting Motion for Limited Intervention
- 09-01-2022 Filed: Return of Electronic Notification
- 09-01-2022 Filed: Defendants Response to Motion for Limited Intervention and Request for Notice of Closure Motions - Hearing Requested
- 09-01-2022 Filed: Return of Electronic Notification
- 09-02-2022 Filed: Other - Not Signed Order (Proposed) Granting Motion for Limited Intervention
- 09-02-2022 Note: Counsel will meet and confer to draft a mutually acceptable order.
- 09-02-2022 Filed: Return of Electronic Notification
- 09-06-2022 Filed: Amended Request for Specific Discovery - Replacing August 29, 2022 Request for Specific Discovery
- 09-06-2022 Filed: Return of Electronic Notification
- 09-06-2022 Filed: Request/Notice to Submit Order Granting Motion for Limited Intervention
- 09-06-2022 Filed: Order (Proposed) Granting Motion for Limited Intervention
- 09-06-2022 Filed: Return of Electronic Notification
- 09-16-2022 Filed: Opposition to Defendants Motion to Close Hearings and Court Records
- 09-16-2022 Filed: Return of Electronic Notification
- 09-20-2022 Filed: Motion to for Extension of Time to File Response to

Media Intervenors Opposition to Defendants Motion to Close Hearings and Court Records

Filed by: KENT CODY BARLOW

09-20-2022 Filed: Order (Proposed) Granting Defendants Motion for Extension of Time

09-20-2022 Filed: Request/Notice to Submit

09-20-2022 Filed: Return of Electronic Notification

09-21-2022 Filed: Motion for Leave to File Overlength Opposition to Defendants Motion to Close Hearings and Court Records

09-21-2022 Filed: Opposition to Defendants Motion to Close Hearings and Court Records

09-21-2022 Filed: Order (Proposed) Granting Motion for Leave to File Overlength Opposition to Defendants Motion to Close Hearings and Court Records

09-21-2022 Filed: Request/Notice to Submit Motion for Leave to File Overlength Opposition to Defendants Motion to Close Hearings and Court Records

09-21-2022 Filed: Return of Electronic Notification

09-21-2022 WBX HEARING RE INTERVENTION scheduled on September 26, 2022 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-21-2022 Filed order: Order Granting Motion for Leave to File Overlength Opposition to Defendants Motion to Close Hearings and Court Records

Judge ROBERT LUND  
Signed September 21, 2022

09-21-2022 Filed: Return of Electronic Notification

09-22-2022 Filed: Return of Electronic Notification

09-22-2022 Filed order: Order Granting Defendants Motion for Extension of Time

Judge ROBERT LUND  
Signed September 22, 2022

09-22-2022 Filed: Return of Electronic Notification

09-25-2022 Filed: Motion for Court Order to Obtain Records from the Utah County Sheriff Pursuant to the Government Records Access Management Act

Filed by: KENT CODY BARLOW

09-25-2022 Filed: Return of Electronic Notification

09-26-2022 Filed order: Order Granting Motion for Limited Intervention

Judge ROBERT LUND  
Signed September 26, 2022

09-26-2022 Filed: Return of Electronic Notification

09-26-2022 WBX MOTION HEARING scheduled on October 25, 2022 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-26-2022 Cancelled: IN PERSON ORAL ARGUMENTS scheduled on September 29, 2022 at 10:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered

09-26-2022 Minute Entry - MOTION HEARING

Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: RYAN MCBRIDE  
Prosecutor: ALEXANDER REDMON  
Defendant Present  
The defendant is in the custody of the Department of Corrections Utah State Prison - SLC  
Defendant's Attorney(s): BENJAMIN ALDANA  
Defendant's Attorney(s): MARISSA FLOWERDAY

Audio

Tape Number: 6B FTR/Webex Tape Count: 9:01-9:24

HEARING

This matter comes before the court for oral arguments regarding the Motion for Limited Intervention filed by Deseret Digital Media, Inc. Mr. David Reymann and Mr. Jeffrey Hunt appear for Deseret Media, Inc. The Utah Department of Corrections is not present with the defendant.

The court addresses the status of the motion. Mr. McBride addresses the court and states that he has nothing additional to add.

9:05 Mr. Aldana addresses the court regarding the Limited Motion to Intervene.

9:07 Mr. Reymann addresses the court and responds to the court's concerns.

9:11 The defendant appears. The court grants the motion to intervene and directs counsel to communicate with their clients regarding the court's concerns.

9:12 Counsel address the hearing set for 29 September 2022. The court will receive all briefing. Mr. Aldana responds. Mr. McBride responds. The court grants the motion for extension to reply to the motion to Close Hearings and Court Records. Mr. Reymann responds. The court sets this for oral arguments via Webex.

9:19 Mr. Reymann and Mr. Hunt are excused from the remainder of the hearing. Mr. Aldana addresses the court regarding the Motion for Court Order to Obtain Records from the Utah County Sheriff Pursuant to the Government Records Access Management Act.

9:22 Mr. McBride responds.

9:24 The court strikes the hearing set for 29 September 2022. Mr. Barlow requests a breakout session with Mr. Aldana at the conclusion of this hearing. The court enables a breakout session for the defendant, Mr. Aldana, and Ms. Flowerday, and the court is in recess.

WBX MOTION HEARING is scheduled.

Date: 10/25/2022

Time: 01:00 p.m.

Before Judge: ROBERT LUND

This hearing will not take place at the courthouse. It will be conducted remotely.

Contact the court to provide your current email address.

If you do not have access to a phone or other electronic device to appear remotely, notify the court.

09-27-2022 Filed: Return of Electronic Notification  
09-28-2022 Filed: Request for Audio Recording  
09-28-2022 Fee Account created Total Due: 15.00  
09-28-2022 ELEC STORAGE MEDIUM Payment Received: 15.00  
09-28-2022 Filed: Return of Electronic Notification  
09-29-2022 Filed: TRANSADMIN TRANSCRIPT for Hearing 09-26-2022  
09-30-2022 Filed: Return of Electronic Notification  
10-10-2022 Filed: States Response to Defendants Motion for Court Order to Obtain Records from the Utah County Sheriff  
10-10-2022 Filed: Return of Electronic Notification  
10-12-2022 Filed: Completed Audio Request

10-13-2022 Filed return: Return of Service upon MICHELE MARFORI, UTAH  
STATE CRIME LAB for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: October 05, 2022  
Garnishee:

10-13-2022 Filed: Return of Electronic Notification

10-13-2022 Filed: Return of Electronic Notification

10-17-2022 Filed: Reply to States Response to Defendants Motion for Court  
Order to Obtain Records from the Utah County Sheriff

10-17-2022 Filed: Return of Electronic Notification

10-17-2022 Filed: Request/Notice to Submit

10-17-2022 Filed: Return of Electronic Notification

10-18-2022 Filed: Motion for Court Order to Obtain Records from the Utah  
State Crime Lab Pursuant to the Government Records Access  
Management Act  
Filed by: KENT CODY BARLOW

10-18-2022 Filed: Return of Electronic Notification

10-21-2022 Filed: Motion for Permission to File an Overlength Reply  
Filed by: KENT CODY BARLOW

10-21-2022 Filed: Order (Proposed) Granting Defendants Motion for  
Permission to File an Overlength Reply

10-21-2022 Filed: Request/Notice to Submit

10-21-2022 Filed: Return of Electronic Notification

10-21-2022 Filed: Reply to Media Intervenors Opposition to Defendants  
Motion to Close Hearings and Court Records

10-21-2022 Filed: Return of Electronic Notification

10-21-2022 Filed: Request/Notice to Submit for Review Before Argument

10-21-2022 Filed: Return of Electronic Notification

10-21-2022 Filed order: Order Granting Defendants Motion for Permission to  
File an Overlength Reply  
Judge ROBERT LUND  
Signed October 21, 2022

10-21-2022 Filed: Return of Electronic Notification

10-24-2022 Filed: Objection to and Response to Defendants Reply re Motion  
for Court Order to Obtain Records from UCSO

10-24-2022 Filed: Return of Electronic Notification

10-25-2022 Cancelled: WEBEX MOTION HEARING scheduled on November 17, 2022  
at 03:30 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered

10-25-2022 Minute Entry - ORAL ARGUMENTS  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: MCBRIDE, RYAN  
Defendant Present  
The defendant is in the custody of the Department of  
Corrections Utah State Prison - SLC  
Defendant's Attorney(s): MARISSA FLOWERDAY  
Audio  
Tape Number: 6B FTR/Webex Tape Count: 1:00-1:51  
HEARING

This matter comes before the court on defendant's Motion to Close Hearings and Court Records.

The court states the status of the case. The defendant is not yet present. Mr. Reyman addresses the court and states that per the previous order of the court Mr. Aldana has sent him documents filed in the case pertaining to the intervenors. The court states that the exhibits offered and received at the preliminary hearing were returned to the state at the end of the 28 July 2022 hearing.

1:06 The court is in recess to allow time for the defendant to appear.

1:23 The defendant appears. Mr. Aldana addresses the motion and states that his argument as to the blood and as to the transcript are withdrawn. The remaining issues are those of the closure of the suppression hearing and statements made by the defendant. Mr. Aldana presents arguments.

1:28 Mr. Reyman responds.

1:36 Mr. McBride declines to address the motion. Mr. Aldana replies.

1:41 The court states findings on the record and denies the motion. Mr. Reymann is to prepare the appropriate order. Mr. Hunt addresses the court regarding the court's previous admonishment to the media. Mr. Reymann and Mr. Hunt are excused.

Mr. Aldana states that motions pertaining to discovery are pending and no motion to suppress has been filed. Mr. McBride requests oral arguments be set 30 days out to allow briefing to be complete. Mr. Aldana requests that oral arguments be set sooner. The court sets this matter for oral arguments on pending motions at the end of the regular criminal law and motion calendar.

1:51 The court is in recess.

WEBEX MOTION HEARING is scheduled.

Date: 11/17/2022

Time: 03:30 p.m.

Before Judge: ROBERT LUND

This hearing will not take place at the courthouse. It will be conducted remotely.

Contact the court to provide your current email address.

If you do not have access to a phone or other electronic device to appear remotely, notify the court.

- 10-26-2022 Filed: Return of Electronic Notification
- 10-26-2022 Filed: Request for Audio Recording
- 10-26-2022 Fee Account created Total Due: 15.00
- 10-26-2022 Filed: Return of Electronic Notification
- 10-26-2022 Filed: Completed Audio Request
- 10-27-2022 Filed: Return of Electronic Notification
- 10-28-2022 Filed: Order (Proposed) Denying Defendants Motion to Close Proceedings and Records
- 10-28-2022 Filed: Request/Notice to Submit Proposed Order Denying Defendants Motion to Close Proceedings and Records
- 10-28-2022 Filed: Return of Electronic Notification
- 10-28-2022 Filed order: Order Denying Defendants Motion to Close Proceedings and Records

Judge ROBERT LUND

Signed October 28, 2022



10-28-2022 Filed: Return of Electronic Notification

11-03-2022 Minute Entry - AMENDED: STATUS HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: STARRS, MICHAEL

Defendant not present

Defendant's Attorney(s): ALDANA, BENJAMIN

Audio

Tape Number: 6B FTR/Webex Tape Count: 3:49-4:00

HEARING

This matter comes before the court for sua sponte to discuss scheduling of the 17 November 2022 oral arguments. The court notifies counsel that the Department of Corrections responded to the court's request to appear at 3:30 stating that they do not accommodate hearings set after 3:00 pm as it interferes with their court and meals.

Discussion ensues regarding the Motion Directing the Utah State Crime Lab to Provide Records to Defense Counsel and the proposed order filed today by Mr. Aldana. The Motion for Court Order to Obtain Records from the Utah County Sheriff is fully briefed.

3:54 Mr. Starrs responds. Discussion ensues. Mr. Starrs is instructed to confer with the State Crime Lab and the Attorney General's office regarding the motion.

11-03-2022 Filed: Order (Proposed) Directing the Utah State Crime Lab to Provide Records to Defense Counsel

11-03-2022 Filed: Request/Notice to Submit

11-03-2022 Filed: Return of Electronic Notification

11-03-2022 Modified: WEBEX MOTION HEARING scheduled on November 17, 2022 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

11-03-2022 NOTICE for Case 221400978 ID 23232106

11-03-2022 NOTICE for Case 221400978 ID 23232107

Date:

The reason for the change is Court Ordered

11-03-2022 Minute Entry - STATUS HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: STARRS, MICHAEL

Defendant not present

Defendant's Attorney(s): ALDANA, BENJAMIN

Audio

Tape Number: 6B FTR/Webex Tape Count: 3:49-4:00

HEARING

This matter comes before the court for sua sponte to discuss scheduling of the 17 November 2022 oral arguments. The court notifies counsel that the Department of Corrections responded to the court's request to appear at 3:30 stating that they do not accommodate hearing set after 3:00 pm as it interferes with their count and meals.

Discussion ensues regarding Motion Directing the Utah State Crime Lab to Provide Records to Defense Counsel and the proposed order filed today by Mr. Aldana. The Motion for Court Order to Obtain Records from the Utah County Sheriff is fully briefed.

3:54 Mr. Starrs responds. Discussion ensues. Mr. Starrs is instructed to confer with the State Crime Lab and the Attorney General's office regarding the motion.

11-03-2022 Filed: TRANSADMIN TRANSCRIPT for Hearing 10-25-2022  
11-04-2022 Filed: Return of Electronic Notification  
11-05-2022 Filed order: Order Directing the Utah State Crime Lab to Provide Records to Defense Counsel  
Judge ROBERT LUND  
Signed November 05, 2022  
11-05-2022 Filed: Return of Electronic Notification  
11-16-2022 Filed: Motion to Suppress Evidence and Request for Evidentiary Hearing  
Filed by: KENT CODY BARLOW  
11-16-2022 Filed: Return of Electronic Notification  
11-17-2022 IN PERSON EVIDENTIARY HEARING scheduled on January 04, 2023 at 01:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
11-17-2022 Minute Entry - ORAL ARGUMENTS  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: MCBRIDE, RYAN  
Defendant Present  
The defendant is in the custody of the Department of Corrections Utah State Prison - SLC  
Defendant's Attorney(s): ALDANA, BENJAMIN  
Audio  
Tape Number: 6B FTR/Webex Tape Count: 9:31-10:05  
HEARING

This matter comes before the court for oral arguments on the pending Motion for Court Order to Obtain Records from the Utah County Sheriff's Office.

9:40 Mr. Van Noy responds on behalf of the Utah County Attorney Civil Division representing the Utah County Sheriff's Office. Mr. Aldana replies. Discussion ensues.  
9:44 The court addresses Mr. Van Noy. The court finds that the request is appropriate.

9:47 The court orders the table of contents of the manual in question being sought by Mr. Aldana be disclosed.

9:48 Mr. Aldana addresses the disclosure of training documents and the request for disciplinary records.

9:50 Mr. McBride responds. Mr. Van Noy responds. The state is to submit the documents to the court for an in camera review. This will be submitted as a sealed record. The state is to also submit the related protected order.

9:55 Mr. Aldana addresses the requested citation information. Discussion ensues. Mr. Van Noy responds. The court finds the state has met its obligation as to this issue. Mr. Van Noy will submit the documents for the in camera review to the court via sealed hard copy tomorrow.

10:01 Mr. Aldana states he has received information from the State Crime Lab and is reviewing it. Mr. McBride responds and requests an order be entered directing the prosecutor provide the crime lab information to the public defender. Mr. McBride is to prepare and submit the order. An in person evidentiary hearing is set for 4 January 2023 from 1:00-3:00.

10:05 This matter is in recess.

IN PERSON EVIDENTIARY HEARING is scheduled.

Date: 01/04/2023

Time: 01:00 p.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

11-17-2022 Minute Entry - AMENDED: ORAL ARGUMENTS

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: MCBRIDE, RYAN

Defendant Present

The defendant is in the custody of the Department of Corrections Utah State Prison - SLC

Defendant's Attorney(s): ALDANA, BENJAMIN

Audio

Tape Number: 6B FTR/Webex Tape Count: 9:31-10:05

HEARING

This matter comes before the court for oral arguments on the pending Motion for Court Order to Obtain Records from the Utah County Sheriff's Office.

9:40 Mr. Van Noy responds on behalf of the Utah County Attorney Civil Division representing the Utah County Sheriff's Office. Mr. Aldana replies. Discussion ensues.

9:44 The court addresses Mr. Van Noy. The court finds that the request is appropriate.

9:47 The court orders the table of contents of the manual in question being sought by Mr. Aldana be disclosed.

9:48 Mr. Aldana addresses the disclosure of training documents and the request for disciplinary records.

9:50 Mr. McBride responds. Mr. Van Noy responds. The state is to submit the documents to the court for an in camera review. This will be submitted as a sealed record. The state is to also submit the related protected order.

9:55 Mr. Aldana addresses the requested citation information. Discussion ensues. Mr. Van Noy responds. The court finds the state has met its obligation as to this issue. Mr. Van Noy will submit the documents for the in camera review to the court via sealed hard copy tomorrow.

10:01 Mr. Aldana states he has received information from the State Crime Lab and is reviewing it. Mr. McBride responds and requests an order be entered directing the prosecutor provide the crime lab information to the public defender. Mr. McBride is to prepare and submit the order. An in person evidentiary hearing is set for 4 January 2023 from 1:00-3:00.

10:05 This matter is in recess.

IN PERSON EVIDENTIARY HEARING is scheduled.

Date: 01/04/2023

Time: 01:00 p.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

- 11-18-2022 Filed: Order (Proposed) to Provide Notes of Forensic Analysts
- 11-18-2022 Filed: Request/Notice to Submit Order to Provide Notes of Forensic Analysts
- 11-18-2022 Filed: Return of Electronic Notification
- 11-18-2022 Filed: Order (Proposed) Directing the Utah County Sheriff to Provide Records to Defense Counsel
- 11-18-2022 Filed: Return of Electronic Notification
- 11-18-2022 Filed: Order (Proposed) Granting Ex Parte Protective Order Regarding Discovery from the Utah County Sheriffs Office
- 11-18-2022 Filed: Return of Electronic Notification
- 11-21-2022 Filed: Request for Audio Recording
- 11-21-2022 Fee Account created Total Due: 15.00
- 11-21-2022 Filed: Return of Electronic Notification
- 11-21-2022 Filed order: Order Granting Ex Parte Protective Order Regarding Discovery from the Utah County Sheriffs Office
- Judge ROBERT LUND
- Signed November 21, 2022
- 11-21-2022 Filed order: Order to Provide Notes of Forensic Analysts

Judge ROBERT LUND

Signed November 21, 2022

11-21-2022 Filed order: Order Directing the Utah County Sheriff to Provide Records to Defense Counsel

Judge ROBERT LUND

Signed November 21, 2022

11-21-2022 Filed: Return of Electronic Notification

11-21-2022 Filed: Return of Electronic Notification

11-21-2022 Filed: Return of Electronic Notification

11-22-2022 Filed: Completed Audio Request

11-23-2022 Filed: Return of Electronic Notification

11-28-2022 Filed: Order (Proposed) for Transportation

11-28-2022 Filed: Return of Electronic Notification

11-29-2022 Filed order: Order for Transportation

Judge ROBERT LUND

Signed November 29, 2022

11-29-2022 Filed: Return of Electronic Notification

12-01-2022 Filed: Motion for Additional Court Order to Obtain Unredacted Records from the Utah State Crime Lab Pursuant to the Government Records Access Management Act

Filed by: KENT CODY BARLOW

12-01-2022 Filed: Return of Electronic Notification

12-07-2022 Filed: Memorandum by Utah Bureau of Forensic Services in Opposition to Defendants December 1, 2022, Motion

12-07-2022 Filed: Motion to Intervene/Join for a Limited Purpose to Oppose Defendants December 1, 2022, Motion and Future, Related Motions

12-07-2022 Filed: Order (Proposed) to Intervene for a Limited Purpose to Oppose Defendants December 1, 2022, Motion and Future, Related Motions

12-07-2022 Filed: Return of Electronic Notification

12-08-2022 Filed: Request for Audio Recording

12-08-2022 Fee Account created Total Due: 15.00

12-08-2022 Filed: Request for Audio Recording

12-08-2022 Fee Account created Total Due: 15.00

12-08-2022 Filed: Return of Electronic Notification

12-08-2022 Filed: Return of Electronic Notification

12-10-2022 Filed order: Order to Intervene for a Limited Purpose to Oppose Defendants December 1, 2022, Motion and Future, Related Motions

Judge ROBERT LUND

Signed December 10, 2022

12-10-2022 Filed: Return of Electronic Notification

12-12-2022 Filed: Completed Audio Request (05/09/2022)

12-12-2022 Filed: Completed Audio Request (05/12/2022)

12-13-2022 Filed: Return of Electronic Notification

12-14-2022 Filed: Request/Notice to Submit

12-14-2022 Filed: Motion for Extension of Time to File Response to Utah Bureau of Forensic Services Memorandum in Opposition to Defendants December 1, 2022 Motion for Unredacted Records

Filed by: KENT CODY BARLOW

12-14-2022 Filed: Order (Proposed) Granting Defendants Motion for Extension of Time

12-14-2022 Filed: Return of Electronic Notification

12-15-2022 Filed order: Order Granting Defendants Motion for Extension of Time

Judge ROBERT LUND

Signed December 15, 2022

12-15-2022 Filed: Return of Electronic Notification  
12-28-2022 Filed: Request for Specific Discovery - RE: FARO Scans of Crash Site  
12-28-2022 Filed: Return of Electronic Notification  
01-03-2023 Filed: Request for Specific Discovery - RE: Information Related to Cell Phone GPS Data  
01-03-2023 Filed: Return of Electronic Notification  
01-04-2023 Filed return: Return of Service upon KAREN PETERSON FOR TANNER EDWARDS for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: December 01, 2022  
Garnishee:  
01-04-2023 Filed return: Return of Service upon KAREN PETERSON FOR GREG SHERWOOD for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: December 01, 2022  
Garnishee:  
01-04-2023 Filed: Return of Electronic Notification  
01-04-2023 Minute Entry - EVIDENTIARY HEARING  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: RYAN MCBRIDE  
Prosecutor: ALEXANDER REDMON  
Prosecutor: MICHAEL STARRS  
Defendant Present  
The defendant is in the custody of the Department of Corrections Utah State Prison - SLC  
Defendant's Attorney(s): BENJAMIN ALDANA  
Defendant's Attorney(s): DEBORAH HILL  
Audio  
Tape Number: 6B FTR/Webex Tape Count: 1:08-1:27  
HEARING

This matter comes before the court for an evidentiary hearing. The court states the status of the case and states it has reviewed the information provided to the court for in camera review and declines to require the state to disclose the materials.

1:09 Mr. Aldana addresses the court. The court will retain the documents reviewed in camera under seal. Mr. Aldana moves the court to allow the defendant's handcuffs be placed so as to allow him to take notes. Discussion ensues and the motion is granted.

1:13 Mr. Aldana states that additional discovery has been requested and those issues are not ready to be addressed. Mr. Aldana states that the defense may hire an expert. Counsel will contact the court if a hearing is needed regarding discovery issues.

1:15 Mr. McBride states that he intends to call witnesses for today's hearing. Mr. Aldana responds. Discussion ensues. The court requires briefing and sets a briefing schedule. After briefing is complete, the court will set an evidentiary hearing if it is needed. Simultaneous briefs are due two weeks from today. The response briefs are due one week later.

The defendant may appear by Webex for the next hearing and counsel will be present in person.

IP MOTION HEARING is scheduled.

Date: 02/02/2023

Time: 03:30 p.m.

Before Judge: ROBERT LUND

- 01-06-2023 Cancelled: IP MOTION HEARING scheduled on February 02, 2023 at 03:30 PM with Judge ROBERT LUND
- Reason: Correct calendar
- 01-07-2023 Filed: Return of Electronic Notification
- 01-09-2023 Filed: Exhibit 1 to November 16, 2022 Motion to Suppress Evidence and Request for Evidentiary Hearing
- 01-09-2023 Filed: Return of Electronic Notification
- 01-10-2023 Filed: TRANSADMIN TRANSCRIPT for Hearing 01-04-2023
- 01-10-2023 Filed: Defendants Motion to Require the Prosecution to Permit Inspection and to Prevent the Destruction of Evidence - Request for Immediate Hearing
- 01-10-2023 Filed: Return of Electronic Notification
- 01-11-2023 Filed: Return of Electronic Notification
- 01-11-2023 MOTION HEARING RE EVIDENCE scheduled on January 12, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 01-12-2023 Filed: Return of Electronic Notification
- 01-12-2023 Minute Entry - MOTION HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: REDMON, ALEXANDER

Defendant not present

Defendant's Attorney(s): ALDANA, BENJAMIN

Audio

Tape Number: 6B FTR/Webex Tape Count: 8:38-8:43

HEARING

This matter comes before the court for a hearing on Defendant's Motion to Require the Prosecution to Permit Inspection and to Prevent the Destruction of Evidence. The defendant's presence is waived.

Mr. Aldana states that he has conferred with Mr. Van Noy regarding the FARO scanner and states that an agreement has been reached so that the scanner is not recalibrated until the defense's expert performs a forensic evaluation. The evaluation will be conducted in the presence the Utah County Sheriff's Office with the scanner in their custody. Mr. Van Noy states his agreement on the record. A certification of the equipment was provided to counsel and Mr. Aldana requests a certification of the employees related to the scanner.

- 01-17-2023 Filed: Defendants Supplement to November 16, 2022 Motion to Suppress Evidence and Request for Evidentiary Hearing
- 01-17-2023 Filed: Return of Electronic Notification
- 01-18-2023 Filed: Request for Specific Discovery - RE: Utah County Sheriffs Policies and Procedures
- 01-18-2023 Filed: Return of Electronic Notification
- 01-18-2023 Filed: Memorandum in Opposition to Defendants Motion to Suppress Blood Draw Evidence
- 01-18-2023 Filed: Return of Electronic Notification
- 01-24-2023 Filed: Request/Notice to Submit
- 01-24-2023 Filed: Motion for Extension of Time to File Response to Section 1 of States Memorandum in Opposition to Defendants Motion to Suppress Blood Draw Evidence  
 Filed by: KENT CODY BARLOW
- 01-24-2023 Filed: Order (Proposed) Granting Defendants Motion for Extension of Time
- 01-25-2023 Filed: Return of Electronic Notification
- 01-25-2023 Filed: States Response to Defendants Request for Discovery re Cell Phone GPS Data (#223)
- 01-25-2023 Filed: Return of Electronic Notification
- 01-26-2023 Filed order: Order Granting Defendants Motion for Extension of Time  
 Judge ROBERT LUND  
 Signed January 26, 2023
- 01-26-2023 Filed: Return of Electronic Notification
- 01-27-2023 Filed: Affidavit Submitted in Support of Search Warrant 2432601, Search Warrant 2432601, and Return of Service on Search Warrant 2432601
- 01-27-2023 Filed: Return of Electronic Notification
- 01-27-2023 NOTICE for Case 221400978 ID 23447674
- 01-27-2023 NOTICE for Case 221400978 ID 23447675  
 Date:  
 The reason for the change is Correct calendar
- 01-27-2023 Modified: IP MOTION HEARING scheduled on February 02, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-01-2023 Filed: Notice of Potential Brady Material and Request for Order
- 02-01-2023 Filed: Order (Proposed) to Disclose Potential Brady Material
- 02-01-2023 Filed: Request/Notice to Submit Notice of Potential Brady Material and Request for Order
- 02-01-2023 Filed: Return of Electronic Notification
- 02-01-2023 Filed: Order (Proposed) Directing the Utah County Attorneys Office to Disclose Private and Protected Potential Brady Material
- 02-01-2023 Filed: Request/Notice to Submit
- 02-01-2023 Filed: States Notice of Potential Brady Material and Request



for Order

02-01-2023 Filed: Return of Electronic Notification  
02-01-2023 Filed: Transcript of Bodycam Recording of Deputy Tanner Edwards of the Utah County Sheriffs Office at Cedar Valley Stables on May 2, 2022  
02-01-2023 Filed: Return of Electronic Notification  
02-01-2023 Filed: Motion for Permission to File Overlength Reply  
Filed by: KENT CODY BARLOW  
02-01-2023 Filed: Order (Proposed) Granting Defendants Motion for Permission to File Overlength Reply  
02-01-2023 Filed: Request/Notice to Submit  
02-01-2023 Filed: Return of Electronic Notification  
02-01-2023 Filed: Defendants Reply to States Memorandum in Opposition to Defendants Motion to Suppress Blood Draw Evidence  
02-01-2023 Filed: Return of Electronic Notification  
02-01-2023 Filed: Request/Notice to Submit - for Review Before Argument  
02-01-2023 Filed: Return of Electronic Notification  
02-02-2023 Filed order: Order Granting Defendants Motion for Permission to File Overlength Reply  
Judge ROBERT LUND  
Signed February 02, 2023  
02-02-2023 Filed: Return of Electronic Notification  
02-02-2023 IP MOTION TO SUPPRESS scheduled on February 23, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
02-02-2023 Minute Entry - MOTION HEARING  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: ALEXANDER REDMON  
Prosecutor: MICHAEL STARRS  
Defendant Present  
The defendant is in the custody of the Department of Corrections Utah State Prison - SLC  
Defendant's Attorney(s): BENJAMIN ALDANA  
Audio  
Tape Number: 6B FTR/Webex Tape Count: 8:47-9:01  
HEARING

This matter comes before the court for a oral raguments on defendant's Motion to Suppress, specifically regarding the issues of probable cause, good faith exception, and search warrant requirements.

8:48 Mr. Redmon moves the court for an extension to reply to the response filed last night. Mr. Aldana responds and states he has conferred with Mr. McBride regarding rescheduling oral arguments. Discussion ensues.

8:53 Discussion ensues regarding trial dates, scheduling issues, and pending discovery. The court states that at the next hearing counsel are to be prepared to discuss trial dates so as to keep the case on track and secure firm trial dates. Counsel states that they anticipate needing 2-3 weeks for a jury trial.

8:57 Discussion ensues regarding resetting oral arguments on the Motion to Suppress. Mr. Redmon proposes 23 February 2023 and states that the prosecution will be present and prepared for oral arguments. Mr. Aldana states his agreement. The state is file the surreply no later than February 9 and the defendant's additional response is due no later than February 16. The court resets this matter. At the time of the next hearing the court will allow Mr. Aldana time to confer with the defendant privately via a breakout room then the court will hear argument when the parties ready. Mr. Aldana moves the court to hold the next hearing in person. The defendant will appear via WebEx. The court states that future hearings should be scheduled in person as much as possible.

9:01 This matter is in recess.

IP MOTION TO SUPPRESS is scheduled.

Date: 02/23/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

02-02-2023 Filed order: Order Directing the Utah County Attorneys Office to Disclose Private and Protected Potential Brady Material

Judge ROBERT LUND  
Signed February 02, 2023

02-02-2023 Filed order: Order to Disclose Potential Brady Material

Judge ROBERT LUND  
Signed February 02, 2023

02-02-2023 Filed: Return of Electronic Notification

02-02-2023 Filed: Return of Electronic Notification

02-03-2023 Filed: Notice of Partial Objection to Request for Specific Discovery - Re: Utah County Sheriffs Policies and Procedures

02-03-2023 Filed: Return of Electronic Notification

02-08-2023 Filed: Return of Electronic Notification

02-09-2023 Filed: Memorandum Surreply to Defendants Motion to Suppress Blood Draw Evidence

02-09-2023 Filed: Return of Electronic Notification

02-15-2023 Filed: Request for Discovery States Request

02-15-2023 Filed: Return of Electronic Notification

02-16-2023 Filed: Defendants Response to States Surreply in Opposition to Defendants Motion to Suppress Blood Draw Evidence

02-16-2023 Filed: Return of Electronic Notification

02-16-2023 Filed: Request/Notice to Submit - for Review Before Argument

02-16-2023 Filed: Return of Electronic Notification

02-23-2023 Minute Entry - MOTION HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: RYAN MCBRIDE

Prosecutor: ALEXANDER REDMON

Defendant Present

The defendant is in the custody of the Department of Corrections Utah State Prison - SLC

Defendant's Attorney(s): BENJAMIN ALDANA

Defendant's Attorney(s): MARISSA FLOWERDAY

Audio

Tape Number: 6B FTR/Webex Tape Count: 8:44-9:18

HEARING

This matter comes before the court for oral arguments on defendant's Motion to Suppress. Mr. Aldana addresses the court.

Mr. McBride responds.

8:52 Mr. Aldana replies.

8:55 The court states findings on the record. The Motion to Suppress is denied.

9:07 Mr. Aldana addresses the court. Mr. McBride is to prepare and submit the appropriate order. Trial dates and discovery are discussed. Mr. Aldana states his intent to file 702 motions and a statement of discovery issues. The court sets this for a two-week jury trial. Jury selection will be in person. Mr. McBride is to submit the scheduling order. Defendant is to appear for the pretrial conference and hearing regarding discovery by Webex. Counsel will be present in the courtroom.

9:21 This matter is in recess.

STATEMENT OF DISCOVERY ISSUES is scheduled.

Date: 03/16/2023

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

IP PRETRIAL CONFERENCE is scheduled.

Date: 04/06/2023

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

JURY TRIAL is scheduled.

Date: 10/16/2023

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 10/17/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 10/18/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 10/19/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 10/20/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 10/23/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 10/24/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 10/25/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 10/26/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 10/27/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

- 02-23-2023 Filed: Request for Audio Recording for 2-23-23 OA
- 02-23-2023 Fee Account created Total Due: 15.00
- 02-23-2023 Filed: Return of Electronic Notification
- 02-23-2023 Cancelled: STATEMENT OF DISCOVERY ISSUES scheduled on March 16, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Correct calendar
- 02-23-2023 Cancelled: IP PRETRIAL CONFERENCE scheduled on April 06, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 16, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 17, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 18, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 19, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 20, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 23, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 24, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 25, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 26, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Cancelled: JURY TRIAL scheduled on October 27, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 02-23-2023 Filed: Statement of Discovery Issues - RE: Cell Phone GPS Data
- 02-23-2023 Filed: Order (Proposed) Directing the Utah County Attorneys Office to Disclose Google Earth File(s)

02-23-2023 Filed: Return of Electronic Notification  
02-24-2023 Filed: Return of Electronic Notification  
02-27-2023 Filed: Completed Audio Request  
02-28-2023 Filed: Return of Electronic Notification  
02-28-2023 Filed order: MOTION HEARING  
Judge ROBERT LUND  
Signed February 28, 2023  
03-01-2023 Filed: Return of Electronic Notification  
03-01-2023 Filed: Request for Audio Recording  
03-01-2023 Fee Account created Total Due: 15.00  
03-01-2023 Filed: Return of Electronic Notification  
03-02-2023 Filed: Completed Audio Request  
03-03-2023 Filed: Return of Electronic Notification  
03-07-2023 Filed: Order (Proposed) Denying Motion to Suppress Blood Draw Evidence  
03-07-2023 Filed: Request/Notice to Submit Proposed Order Denying Motion to Suppress Blood Draw Evidence  
03-07-2023 Filed: Return of Electronic Notification  
03-08-2023 Filed order: Order Denying Motion to Suppress Blood Draw Evidence  
Judge ROBERT LUND  
Signed March 08, 2023  
03-08-2023 Filed: Return of Electronic Notification  
03-10-2023 IP STMT OF DISCOVERY ISSUES scheduled on March 16, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
03-10-2023 Filed: Return of Electronic Notification  
03-13-2023 Filed: Order (Proposed) Directing the Utah County Attorneys Office to Disclose Google Earth File(s) - Approved as to Form  
03-13-2023 Filed: Request/Notice to Submit  
03-13-2023 Filed: Return of Electronic Notification  
03-15-2023 Filed: Amended Information  
03-15-2023 Filed: Return of Electronic Notification  
03-16-2023 Filed order: Order Directing the Utah County Attorneys Office to Disclose Google Earth File(s) - Approved as to Form  
Judge ROBERT LUND  
Signed March 16, 2023  
03-16-2023 Filed: Other - Not Signed Order (Proposed) Directing the Utah County Attorneys Office to Disclose Google Earth File(s)  
03-16-2023 Note: See order dated 3/16/23.  
03-16-2023 Charge 76-5-205 Severity F2 was amended to 76-5-203 severity F1  
03-16-2023 Filed: Return of Electronic Notification  
03-16-2023 Filed: Return of Electronic Notification  
03-16-2023 IP ORAL ARGUMENTS scheduled on April 27, 2023 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
03-16-2023 Minute Entry - ORAL ARGUMENTS RE STATEMENT OF DISCOVERY  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: RYAN MCBRIDE  
Prosecutor: ALEXANDER REDMON  
Defendant Present  
The defendant is in the custody of the Department of Corrections Utah State Prison - SLC  
Defendant's Attorney(s): BENJAMIN ALDANA

Audio

Tape Number: 6B FTR/WBX Tape Count: See below

HEARING

This matter comes before the court for oral arguments on defendant's Statement of Discovery Issues. Counsel has stipulated to the proposed order regarding discovery. The court will enter the order. Mr. Aldana requests a recess to speak with the defendant regarding the amended information.

8:34 This matter is in recess.

9:15 The court recalls this matter. Mr. Aldana states his objections to the amended information and requests briefing. A new preliminary hearing will be required if the amended information is entered.

9:21 Mr. McBride responds.

9:23 The court requests briefing and sets a briefing schedule. New evidence will be disclosed by the state to counsel. Discussion ensues. The court directs the state to outline the new evidence, state why it was not previously disclosed, and address the issue of good cause in their brief. The court directs defense counsel to address prejudice and the issue of expert witness preparedness for trial in their brief. Additionally, defense counsel are directed submit an affidavit from their expert witness as to why he will not be prepared for the currently set October trial.

Plaintiff's brief is due 30 March 2023. Defendant's brief is due 13 April 2023. The reply brief is due 20 April 2023. The court sets this matter for oral arguments. Counsel will appear in person and the defendant will appear by Webex. The 4 April 2023 hearing is stricken.

9:30 This matter is in recess.

IP ORAL ARGUMENTS is scheduled.

Date: 04/27/2023  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

- 03-17-2023 Note: Attorney DAVID LEAVITT Bar Number 5990 Bar State UT Auto Withdraw
- 03-18-2023 Filed: Return of Electronic Notification
- 03-30-2023 Filed: Memorandum In Support of Amended Information
- 03-30-2023 Filed: Return of Electronic Notification
- 04-03-2023 Filed: Request for Audio Recording
- 04-03-2023 Fee Account created Total Due: 15.00
- 04-03-2023 Filed: Return of Electronic Notification
- 04-03-2023 Filed: Completed Audio Request
- 04-04-2023 Filed: Return of Electronic Notification
- 04-04-2023 Filed: TRANSADMIN TRANSCRIPT for Hearing 02-23-2023
- 04-04-2023 Filed: TRANSADMIN TRANSCRIPT for Hearing 03-16-2023
- 04-05-2023 Filed: Return of Electronic Notification
- 04-13-2023 Filed: Memorandum in Opposition to States Proposed Amendments to Counts 1 and 2
- 04-13-2023 Filed: Motion for Permission to File an Overlength Memorandum  
Filed by: KENT CODY BARLOW

04-13-2023 Filed: Order (Proposed) Granting Defendants Motion for Permission to File an Overlength Memorandum

04-13-2023 Filed: Request/Notice to Submit

04-13-2023 Filed: Return of Electronic Notification

04-13-2023 Filed order: Order Granting Defendants Motion for Permission to File an Overlength Memorandum  
Judge ROBERT LUND  
Signed April 13, 2023

04-13-2023 Filed: Return of Electronic Notification

04-13-2023 Filed: Memorandum in Opposition to States Proposed Amendments to Counts 1 and 2

04-13-2023 Filed: Return of Electronic Notification

04-19-2023 Filed: States Reply to Defendants Opposition to States Memorandum in Support of Amended Information

04-19-2023 Filed: Return of Electronic Notification

04-20-2023 Filed: Request/Notice to Submit for Review - Before Argument on States Proposed Amendments to Counts 1 and 2

04-20-2023 Filed: Return of Electronic Notification

04-25-2023 Filed: Defendants Objections and Responses to the States Request for Discovery (Docket No. 281)

04-25-2023 Filed: Return of Electronic Notification

04-26-2023 Filed: Notice of Subpoenas

04-26-2023 Filed: Return of Electronic Notification

04-27-2023 Filed: Request for Audio Recording

04-27-2023 Fee Account created Total Due: 15.00

04-27-2023 Filed: Return of Electronic Notification

04-27-2023 Cancelled: IN PERSON PRELIMINARY HEARING scheduled on June 28, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

04-27-2023 Cancelled: IN PERSON PRELIMINARY HEARING scheduled on June 30, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

04-27-2023 Minute Entry - ORAL ARGUMENTS  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: RYAN MCBRIDE  
Prosecutor: ALEXANDER REDMON  
Defendant Present  
The defendant is in the custody of the Department of Corrections Utah State Prison - SLC  
Defendant's Attorney(s): BENJAMIN ALDANA  
Defendant's Attorney(s): MARISSA FLOWERDAY  
Audio  
Tape Number: 6B FTR/WBX Tape Count: 8:30-9:07  
HEARING



This matter comes before the court for oral arguments on defendant's Opposition to State's Proposed Amendments to Counts 1 and 2.

Mr. McBride addresses the court. Discussion ensues between counsel and the court.

8:32 Mr. Aldana addresses the motion and objects to the currently set jury trial dates if the amended information is allowed. Mr. Aldana states that the issue regarding the defense's expert witness has been resolved.

8:48 Discussion ensues between the court and Mr. Aldana.

8:53 Mr. McBride responds to the motion.

8:55 The court permits the amended information and states findings on the record. The court strikes the October jury trial dates are stricken and resets the trial for January.

9:02 Mr. Aldana addresses the court regarding the trial dates. The court sets this for a two-day in person preliminary hearing. Mr. McBride states he intends to submit on the previous preliminary hearing and call additional witnesses. Discussion ensues. The state is to submit a transportation order and provide additional disclosures to Mr. Aldana. The court authorizes the clerk to sign the minutes and enter the order.

IN PERSON PRELIMINARY HEARING is scheduled.

Date: 06/28/2023

Time: 09:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

The reason for the change is Court Ordered

IN PERSON PRELIMINARY HEARING is scheduled.

Date: 06/30/2023

Time: 09:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

JURY TRIAL.

Date: 01/08/2024

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

JURY TRIAL.

Date: 01/09/2024

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND  
JURY TRIAL.  
Date: 01/10/2024  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.  
Date: 01/11/2024  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.  
Date: 01/12/2024  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.  
Date: 01/15/2024  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.  
Date: 01/16/2024  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.  
Date: 01/17/2024  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.  
Date: 01/18/2024  
Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 01/19/2024  
Time: 08:30 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

- 04-28-2023 Filed: TRANSADMIN TRANSCRIPT for Hearing 04-27-2023
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 08, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 09, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 10, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 11, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 12, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 15, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- Reason: Court Ordered
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 16, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 17, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 18, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 04-28-2023 Cancelled: JURY TRIAL scheduled on January 19, 2024 at 08:30 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 04-28-2023 Filed order: ORAL ARGUMENTS  
Judge ROBERT LUND  
Signed April 28, 2023
- 04-29-2023 Filed: Return of Electronic Notification
- 05-02-2023 Filed: Order (Proposed) - Ruling and Order Permitting the State to Amend Counts 1 and 2
- 05-02-2023 Filed: Return of Electronic Notification
- 05-03-2023 Filed: Completed Audio Request
- 05-03-2023 Filed: Return of Electronic Notification
- 05-04-2023 Filed order: Order - Ruling and Order Permitting the State to Amend Counts 1 and 2  
Judge ROBERT LUND  
Signed May 04, 2023
- 05-04-2023 Filed: Return of Electronic Notification
- 05-05-2023 Filed: State's Objection to Defense Subpoenas
- 05-05-2023 Filed: Return of Electronic Notification
- 05-09-2023 Filed return: Return of Service upon PROVO POLICE DEPT. for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: April 26, 2023

Garnishee:

- 05-09-2023 Filed return: Return of Service upon UTAH COUNTY SHERIFF for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: April 26, 2023
- Garnishee:
- 05-09-2023 Filed return: Return of Service upon UTAH COUNTY ATTORNEY for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: April 26, 2023
- Garnishee:
- 05-09-2023 Filed: Return of Electronic Notification
- 05-11-2023 Filed: Defendants Response to States Objection to Defense  
Subpoenas
- 05-11-2023 Filed: Return of Electronic Notification
- 05-11-2023 Filed: Defendants Amended Response to States Objection to  
Defense Subpoenas - Replacing Docket No. 360
- 05-11-2023 Filed: Return of Electronic Notification
- 05-19-2023 Filed: Motion to Strike January 2024 Trial Dates and to  
Reschedule After Resolution of Discovery Issues and  
Coordination with Necessary Defense Experts  
Filed by: KENT CODY BARLOW
- 05-19-2023 Filed: Return of Electronic Notification
- 05-25-2023 Filed: Notice of Petition for Interlocutory Appeal
- 05-25-2023 Filed: Notice of Filing of Petition to Appeal Interlocutory  
Order
- 05-25-2023 Filed: Return of Electronic Notification
- 05-26-2023 Stay Begins May 25, 2023 Reason: Interlocutory Appeal
- 05-26-2023 Filed: Return of Electronic Notification
- 05-30-2023 Filed: Motion to Strike June 2024 Preliminary Hearing and to  
Reschedule Only After Such Time as the Prosecution Certifies to  
the Court that Any and All Rule 16(a)(1)-(2) Materials Have  
Been Provided  
Filed by: KENT CODY BARLOW
- 05-30-2023 Filed: Return of Electronic Notification
- 05-30-2023 Filed: Notice of Assignment to Court of Appeals
- 05-30-2023 Filed: Return of Electronic Notification
- 06-01-2023 Filed: AMENDED Motion to Strike June 2023 Preliminary Hearing  
and to Reschedule Only After Any and All Rule 16(a)(1)-(2)  
Materials Have Been Provided (replacing Docket No. 370)
- 06-01-2023 Filed: Return of Electronic Notification
- 06-05-2023 WBX STATUS HEARING scheduled on June 22, 2023 at 08:30 AM in  
6th Fl, Courtroom 6B with Judge ROBERT LUND
- 06-05-2023 Filed: Order (Proposed) Striking June 2023 Preliminary Hearing  
and Scheduling Status Hearing on June 22, 2023
- 06-05-2023 Filed: Return of Electronic Notification
- 06-06-2023 Filed order: Order Striking June 2023 Preliminary Hearing and  
Scheduling Status Hearing on June 22, 2023  
Judge ROBERT LUND  
Signed June 06, 2023
- 06-06-2023 Filed: Return of Electronic Notification
- 06-09-2023 Filed: Memorandum in Opposition to Defendants Motion to Strike  
January 2024 Trial Dates (Docket #364)
- 06-09-2023 Filed: Return of Electronic Notification
- 06-13-2023 Filed: Defendants Withdraw of Agreement to Extend Subpoena  
Compliance Date

06-13-2023 Filed: Return of Electronic Notification  
06-14-2023 Filed: States Discovery Certification  
06-14-2023 Filed: Return of Electronic Notification  
06-16-2023 Filed: Defendants Reply to States Memorandum in Opposition to  
Defendants Motion to Strike January 2024 Trial Setting  
06-16-2023 Filed: Return of Electronic Notification  
06-16-2023 Filed: Order (Proposed) RE: June 22, 2023 Hearing  
06-16-2023 Filed: Request/Notice to Submit - for Review  
06-16-2023 Filed: Return of Electronic Notification  
06-21-2023 Filed: Request for Specific Discovery  
06-21-2023 Filed: Return of Electronic Notification  
06-22-2023 Cancelled: STATUS HEARING scheduled on August 03, 2023 at 08:30  
AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
06-22-2023 Cancelled: IN PERSON PRELIMINARY HEARING scheduled on September  
18, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT  
LUND  
06-22-2023 Cancelled: IN PERSON PRELIMINARY HEARING scheduled on September  
19, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT  
LUND  
06-22-2023 Minute Entry - STATUS HEARING  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: RYAN MCBRIDE  
Defendant Present  
The defendant is in the custody of the Department of  
Corrections Utah State Prison - SLC  
Defendant's Attorney(s): BENJAMIN ALDANA  
Audio  
Tape Number: 6B FTR/WBX Tape Count: 9:08-10:16  
HEARING

Webex 52:00 -2:00:00

This matter comes before the court for a status hearing. Mr. McBride states the status of the case and the state's opposition to the Motion to Strike January 2024 Trial Dates. Mr. Aldana addresses the motion and the petition for interlocutory appeal that is pending. Mr. Aldana requests another status conference in July to allow time for discovery to be sent and reviewed.

9:22 The court requests the name of the defendant's expert. Mr. Aldana states that the information is not public and requests a breakout with the court and Mr. McBride to discuss the request. The court states that Mr. Aldana is not to name the expert now. Mr. Aldana responds. Discussion ensues.

9:27 The discovery issues are addressed.

9:36 The court states findings regarding FARO scans.

9:42 The court directs questions to Mr. McBride. Mr. McBride responds. Mr. Aldana responds. Discussion ensues. The court finds that no prejudice results from the late disclosure.

9:53 Discussion ensues regarding the Griffiths statement. Mr. Aldana responds.

9:55 Mr. McBride addresses the court regarding overall status of discovery.

9:56 The court responds and states that a discovery cutoff deadline will be established in the future. The court denies the motion to strike the January 2024 trial dates. The court addresses the expert witness concerns raised by Mr. Aldana and regarding scheduling of trial testimony.

10:02 Mr. Ben Van Noy addresses the court regarding discovery issues. Issues regarding subpoenas are not before the court today. Mr. Aldana responds.

10:06 Discussion ensues with Mr. Van Noy regarding discovery issues.

10:08 Mr. Aldana addresses the defendant's right to a speedy trial and states that the defendant is requesting the delay. Discussion ensues.

10:09 Preliminary hearing dates are discussed. The court sets this for a two-day in person preliminary hearing and the defendant will appear in person. The state is to submit the transport order. The court sets this for a status conference and the defendant will appear by Webex.

All future hearings will be in person and not via Webex, however, the defendant will appear by Webex unless otherwise ordered.

10:16 This court is in recess on this matter.

STATUS HEARING is scheduled.

Date: 08/03/2023

Time: 08:30 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

IN PERSON PRELIMINARY HEARING is scheduled.

Date: 09/18/2023  
Time: 09:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

IN PERSON PRELIMINARY HEARING.

Date: 09/19/2023  
Time: 09:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

- 06-22-2023 Filed order: Order RE: June 22, 2023 Hearing  
Judge ROBERT LUND  
Signed June 22, 2023
- 06-22-2023 Filed: Return of Electronic Notification
- 06-23-2023 Filed: Objection to Request for Specific Discovery
- 06-23-2023 Filed: Return of Electronic Notification
- 06-26-2023 Filed: Request for Audio Recording
- 06-26-2023 Fee Account created Total Due: 15.00
- 06-26-2023 Filed: Return of Electronic Notification
- 06-26-2023 Filed return: Return of Service upon KARI CARROLL FOR UHP for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: June 22, 2023  
Garnishee:
- 06-26-2023 Filed: Return of Electronic Notification
- 06-27-2023 Filed: Completed Audio Request
- 06-27-2023 Filed: Return of Electronic Notification
- 07-04-2023 Filed: TRANSADMIN TRANSCRIPT for Hearing 06-22-2023
- 07-05-2023 Filed: Return of Electronic Notification
- 07-06-2023 Filed: Objection to Specific Discovery Request (docket 391)
- 07-06-2023 Filed: Return of Electronic Notification
- 07-06-2023 Filed: States Motion to Compel Discovery
- 07-06-2023 Filed: Return of Electronic Notification
- 07-11-2023 Filed: Rule 29 Motion to Disqualify with Affidavit and Request  
to Submit
- 07-11-2023 Filed: Return of Electronic Notification
- 07-25-2023 Ruling Entry - ORDER REFERRING MOTION TO DISQUALIFY  
Judge: ROBERT LUND  
On July 11, 2023, the Defendant filed a motion seeking  
recusal of the assigned court. Accordingly, the matter is  
referred to the Presiding Judge for decision.
- 07-25-2023 Filed order: ORDER REFERRING MOTION TO DISQUALIFY  
Judge ROBERT LUND  
Signed July 25, 2023
- 07-25-2023 Filed: Return of Electronic Notification
- 07-31-2023 Filed order: Order Denyinig Rule 29 otion to Disqualify  
Judge JENNIFER A MABEY  
Signed July 31, 2023

07-31-2023 Filed: Return of Electronic Notification  
08-01-2023 Filed: Request/Notice to Submit  
08-01-2023 Filed: Motion to Continue Status Hearing and to Extend Deadline  
for Defense Response to States Motion to Compel Defense  
Discovery - Stipulated  
Filed by: KENT CODY BARLOW  
08-01-2023 Filed: Order (Proposed) to Continue Status Hearing and to  
Extend Deadline for Defense Response to States Motion to Compel  
Defense Discovery  
08-01-2023 Filed: Return of Electronic Notification  
08-02-2023 Modified: STATUS HEARING scheduled on August 10, 2023 at 08:30  
AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
08-02-2023 Filed order: Order to Continue Status Hearing and to Extend  
Deadline for Defense Response to States Motion to Compel  
Defense Discovery  
Judge ROBERT LUND  
Signed August 02, 2023  
08-02-2023 Filed: Return of Electronic Notification  
08-04-2023 Filed: Notice of Partial Subpoena Compliance and Objection  
08-04-2023 Filed: Return of Electronic Notification  
08-07-2023 Filed: Notice of Partial Compliance and Objection to Subpoena -  
Utah County Sheriffs Office  
08-07-2023 Filed: Return of Electronic Notification  
08-07-2023 Filed: Objection to Utah County Attorneys Office Partial  
Compliance and Objection to Subpoena  
08-07-2023 Filed: Return of Electronic Notification  
08-09-2023 Filed: Defendants Memorandum in Opposition to States Motion to  
Compel Defense Discovery (Docket No. 407) - Hearing Requested  
08-09-2023 Filed: Return of Electronic Notification  
08-10-2023 Minute Entry - STATUS HEARING  
Judge: ROBERT LUND  
PRESENT  
Clerk: chrislc  
Prosecutor: RYAN MCBRIDE  
Defendant Present  
The defendant is in the custody of the Beaver County Jail  
Defendant's Attorney(s): BENJAMIN ALDANA  
Audio  
Tape Number: 6B FTR/WBX Tape Count: 8:31-8:44  
HEARING



This matter comes before the court for a status hearing. Mr. McBride states that the prosecution is prepared to move forward with the preliminary hearings as calendared. Mr. McBride addresses the status of subpoena compliance. Discussion ensues.

8:36 Mr. Aldana responds and addresses the subpoena status. Mr. Aldana also addresses the issue of scheduling with the defense experts and states that a new expert has been retained due to the conflict in scheduling and addresses the status of various reports.

8:41 Mr. Aldana states that he filed an Memorandum in Opposition to State's Motion to Compel Defense Discovery and states that he will request briefing and a Daubert hearing.

8:42 Discussion ensues regarding scheduling.

8:44 This matter is in recess.

08-16-2023 Filed: Reply to Defendants Memorandum in Opposition to States Motion to Compel Discovery (Docket Nos. 407 and 427)

08-16-2023 Filed: Return of Electronic Notification

08-16-2023 Filed: Request/Notice to Submit States Motion to Compel Discovery (Docket Nos. 407, 427, 429)

08-16-2023 Filed: Return of Electronic Notification

08-17-2023 IN PERSON MOTION HEARING scheduled on August 21, 2023 at 03:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

08-21-2023 Minute Entry - MOTION HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: MCBRIDE, RYAN

Defendant Present

The defendant is in the custody of the Department of Corrections Utah State Prison - Gunnison

Defendant's Attorney(s): ALDANA, BENJAMIN

Audio

Tape Number: 6B FTR/WBX Tape Count: 2:59-3:37

HEARING

TIME: 3:12 PM This matter comes before the court for oral arguments regarding the State's Motion to Compel Defense Discovery.

2:59 Mr. McBride addresses the court.

3:09 Mr. Aldana responds.

3:19 Mr. Aldana addresses the timeline and states that briefing will be requested on certain issues following the preliminary hearing.

3:21 Discussion ensues.

3:26 The court will approve an order identifying the areas that counsel has stipulated to, and establish a timeframe for disclosures.

3:27 Mr. McBride responds. The court states findings on the record and states the counsel may submit a stipulated order. Discussion ensues.

3:32 Mr. McBride states the status of expert reports and disclosures and that an additional expert disclosure may be made. Discussion ensues.

3:37 The court is in recess.

- 08-22-2023 Filed: Order (Proposed) Directing the Defense to Provide Discovery to the State - Approved as to Form
- 08-22-2023 Filed: Return of Electronic Notification
- 08-22-2023 Filed: Request for Specific Discovery
- 08-22-2023 Filed: Return of Electronic Notification
- 08-22-2023 Filed order: Order Directing the Defense to Provide Discovery to the State - Approved as to Form  
Judge ROBERT LUND  
Signed August 22, 2023
- 08-22-2023 Filed: Return of Electronic Notification
- 08-23-2023 Filed: Request for Audio Recording
- 08-23-2023 Fee Account created Total Due: 15.00
- 08-23-2023 Filed: Return of Electronic Notification
- 08-29-2023 Filed: Completed Audio Request
- 08-29-2023 Filed: Return of Electronic Notification
- 08-30-2023 Filed return: Return of Service upon DEPUTY NAGEN FOR AMANDA NEILLY for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 29, 2023  
Garnishee:
- 08-30-2023 Filed return: Return of Service  
Party Served: DEPUTY NAGEN FOR RAYMOND FLORES  
Service Type:  
Service Date: August 29, 2023  
Garnishee:
- 08-30-2023 Filed return: Return of Service upon DEPUTY NAGEN FOR DAYANIRA NAVARRETE for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 29, 2023  
Garnishee:
- 08-30-2023 Filed return: Return of Service upon DEPUTY NAGEN FOR JEREMIE TAYLOR for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 29, 2023  
Garnishee:

08-30-2023 Filed return: Return of Service upon DEPUTY NAGEN FOR JAKE HALL for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 29, 2023  
Garnishee:

08-30-2023 Filed return: Return of Service upon DEPUTY NAGEN FOR DAVID SORENSON for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 29, 2023  
Garnishee:

08-30-2023 Filed return: Return of Service upon DEPUTY NAGEN FOR DALLIN TURNER for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 29, 2023  
Garnishee:

08-30-2023 Filed return: Return of Service upon DEPUTY NAGEN FOR MARIE BROSS for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 29, 2023  
Garnishee:

08-30-2023 Filed return: Return of Service upon DEPUTY NAGEN FOR DAVID CUNNINGHAM for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 29, 2023  
Garnishee:

08-30-2023 Filed: Return of Electronic Notification

08-30-2023 Filed: States Preliminary Hearing Witness and Exhibit List

08-30-2023 Filed: Return of Electronic Notification

08-31-2023 Filed return: Return of Service upon TAMIA FERNANDEZ FOR RACHEL WILLIAMS for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 28, 2023  
Garnishee:

08-31-2023 Filed: Return of Electronic Notification

08-31-2023 Filed order: Order Granting Request for Media Coverage  
Judge ROBERT LUND  
Signed August 31, 2023

09-05-2023 Filed: Acceptance of Service

09-05-2023 Filed: Return of Service - Unserved

09-05-2023 Filed: Return of Service - Unserved Michael Higbee

09-05-2023 Filed return: Return of Service upon ANGIE WALL FOR AARON WALL for

Party Served: KENT CODY BARLOW  
Service Type: Personal

Service Date: August 31, 2023

Garnishee:

- 09-05-2023 Filed return: Return of Service upon BRITTANY KARTCHNER FOR TAYLOR KARTCHNER for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 30, 2023  
Garnishee:
- 09-05-2023 Filed return: Return of Service upon CHRIS CHAMBERS for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 31, 2023  
Garnishee:
- 09-05-2023 Filed return: Return of Service upon FRANK COLOSIMO FOR COURTNEY GRIFFITH for  
Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: August 30, 2023  
Garnishee:
- 09-05-2023 Filed: Return of Electronic Notification
- 09-06-2023 Filed: Motion for Permission to File an Overlength Motion  
Filed by: KENT CODY BARLOW
- 09-06-2023 Filed: Motion to Compel Discovery and Compliance with Subpoenas and to Continue Preliminary Hearing or to Order Truncated Briefing Schedule on Section I.C of This Motion  
Filed by: KENT CODY BARLOW
- 09-06-2023 Filed: Order (Proposed) Granting Defendants Motion for Permission to File an Overlength Motion
- 09-06-2023 Filed: Request/Notice to Submit
- 09-06-2023 Filed: Return of Electronic Notification
- 09-07-2023 Filed order: Order Granting Defendants Motion for Permission to File an Overlength Motion  
Judge ROBERT LUND  
Signed September 07, 2023
- 09-07-2023 Filed: Return of Electronic Notification
- 09-07-2023 WBX HEARING scheduled on September 08, 2023 at 12:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 09-08-2023 Cancelled: IN PERSON PRELIMINARY HEARING scheduled on November 07, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered
- 09-08-2023 Cancelled: IN PERSON PRELIMINARY HEARING scheduled on November 08, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Court Ordered
- 09-08-2023 Cancelled: JURY TRIAL scheduled on July 08, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.
- 09-08-2023 Cancelled: JURY TRIAL scheduled on July 09, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.
- 09-08-2023 Cancelled: JURY TRIAL scheduled on July 10, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.
- 09-08-2023 Modified: JURY TRIAL scheduled on January 11, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-08-2023 Cancelled: JURY TRIAL scheduled on July 11, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.

09-08-2023 Cancelled: JURY TRIAL scheduled on July 12, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.

09-08-2023 Cancelled: JURY TRIAL scheduled on July 15, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.

09-08-2023 Cancelled: JURY TRIAL scheduled on July 16, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.

09-08-2023 Cancelled: JURY TRIAL scheduled on July 17, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.

09-08-2023 Cancelled: JURY TRIAL scheduled on July 18, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.

09-08-2023 Cancelled: JURY TRIAL scheduled on July 19, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND  
Reason: Counsel stipulated.

09-08-2023 IN PERSON MOTION HEARING scheduled on October 10, 2023 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

09-08-2023 Minute Entry - MOTION HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: MCBRIDE, RYAN

Defendant not present

Defendant's Attorney(s): MARISSA FLOWERDAY

Audio

Tape Number: 6B FTR/WBX Tape Count: 12:02-12:26

HEARING

This matter comes before the court for a hearing on defendant's Motion to Compel Discovery and Compliance with Subpoenas and to Continue Preliminary Hearing or to Order Truncated Briefing Schedule on Section 1.C of This Motion.

Procedural issues only will be addressed today. The defendant is not present. The court states that the January trial date will be moved and discusses the preliminary hearing dates currently set for September 18 and 19, 2023.

12:07 Mr. McBride responds and objects to moving the preliminary hearing dates.

12:10 The court responds.

12:11 Mr. Aldana responds and addresses the status of discovery.

12:16 The court states findings on the record and continues both the preliminary hearing and trial dates. Trial dates and disclosure deadlines are discussed. A briefing schedule is established and oral arguments scheduled. The state is to file the transportation order.

12:26 The court is in recess.

The trial date of 1/11/24 shown below is stricken and is an error in the electronic system.

IN PERSON PRELIMINARY HEARING is scheduled.

Date: 11/07/2023  
Time: 09:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND  
The reason for the change is Court Ordered

IN PERSON PRELIMINARY HEARING is scheduled.

Date: 11/08/2023  
Time: 09:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL is scheduled.

Date: 07/08/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL is scheduled.

Date: 07/09/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 07/10/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 01/11/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 07/11/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 07/12/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 07/15/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 07/16/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 07/17/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 07/18/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 07/19/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

IN PERSON MOTION HEARING.

Date: 10/10/2023

Time: 09:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

- 09-13-2023 Filed: Objection to Utah County Sheriffs Office Response and Objection to Motion to Compel/Statement of Discovery Issues
- 09-13-2023 Filed: Order (Proposed) Denying Motion to Compel/Statement of Discovery Issues Regarding the Utah County Sheriffs Office
- 09-13-2023 Filed: Request/Notice to Submit
- 09-13-2023 Filed: Return of Electronic Notification
- 09-15-2023 Filed: Return of Electronic Notification
- 09-19-2023 Filed: Memorandum in Opposition to Defendants Motion to Compel Subpoena Compliance/Discovery (Docket 467)
- 09-19-2023 Filed: Return of Electronic Notification
- 09-19-2023 Filed: Objection to the Utah County Sheriffs Proposed Order
- 09-19-2023 Filed: Return of Electronic Notification
- 09-21-2023 Filed: Motion for Court Order to Facilitate Confidential Communication Between Defendant and Counsel  
Filed by: KENT CODY BARLOW
- 09-21-2023 Filed: Return of Electronic Notification
- 09-25-2023 Filed: Other - Not Signed Order (Proposed) Denying Motion to Compel/Statement of Discovery Issues Regarding the Utah County Sheriffs Office
- 09-25-2023 Note: Oral argument on the issue is set for 10/10/23.
- 09-25-2023 Filed: Return of Electronic Notification
- 09-26-2023 Filed: Motion for Extension of Time to File Response  
Filed by: KENT CODY BARLOW
- 09-26-2023 Filed: Order (Proposed) Granting Defendants Motion for Extension of Time
- 09-26-2023 Filed: Request/Notice to Submit
- 09-26-2023 Filed: Return of Electronic Notification
- 09-27-2023 Filed: Defendants Reply to States Memorandum in Opposition to Defendants Motion to Compel Subpoena Compliance/Discovery and to the Utah County Sheriffs Response to Motion to Compel/Stmt of Disc Issues
- 09-27-2023 Filed: Return of Electronic Notification
- 09-28-2023 Note: Counsel is working with the clerk to reset the preliminary hearing. The jury trial dates are tentative and are still being finalized.
- 09-29-2023 Filed order: Order Granting Defendants Motion for Extension of Time  
Judge ROBERT LUND  
Signed September 29, 2023
- 09-29-2023 Filed: Return of Electronic Notification
- 10-10-2023 JURY TRIAL scheduled on September 16, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 10-10-2023 JURY TRIAL scheduled on September 17, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 10-10-2023 JURY TRIAL scheduled on September 18, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 10-10-2023 JURY TRIAL scheduled on September 19, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 10-10-2023 JURY TRIAL scheduled on September 20, 2024 at 08:00 AM in 6th



Fl, Courtroom 6B with Judge ROBERT LUND

- 10-10-2023 JURY TRIAL scheduled on September 23, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 10-10-2023 JURY TRIAL scheduled on September 24, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 10-10-2023 JURY TRIAL scheduled on September 25, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 10-10-2023 JURY TRIAL scheduled on September 26, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 10-10-2023 JURY TRIAL scheduled on September 27, 2024 at 08:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND
- 10-10-2023 Minute Entry - MOTION HEARING

Judge: ROBERT LUND

PRESENT

Clerk: chrislc

Prosecutor: RYAN MCBRIDE

Defendant Present

The defendant is in the custody of the Department of Corrections Utah State Prison - Gunnison

Defendant's Attorney(s): BENJAMIN ALDANA

Defendant's Attorney(s): MARISSA FLOWERDAY

Audio

Tape Number: 6B FTR/WBX Tape Count: 9:03-11:41

HEARING

This matter comes before the court for oral arguments on defendant's Motion to Compel Subpoena Compliance/Discovery regarding the Utah County Sheriff's Office.

9:11 The court is in recess to allow time for Mr. Aldana to call and confer with the defendant.

9:30 Court resumes. Mr. Aldana addresses the motion.

10:00 Mr. McBride responds to the court's question.

10:05 Mr. Aldana resumes arguments.

10:18 Mr. VanNoy responds.

10:20 Mr. McBride responds.

11:06 Mr. Aldana replies.

11:20 The court is in recess.

11:28 Court resumes. Closing by Mr. Aldana.

11:31 Closing by Mr. McBride. Discussion ensues.

11:39 The court takes the matter under advisement. Mr. McBride requests that dates for the preliminary hearing and jury trial be set today. The court sets the dates.

11:41 The court is in recess.

IN PERSON PRELIMINARY HEARING is scheduled.

Date: 01/29/2024

Time: 09:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

IN PERSON PRELIMINARY HEARING is scheduled.

Date: 01/30/2024

Time: 09:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

JURY TRIAL is scheduled.

Date: 09/16/2024

Time: 08:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

JURY TRIAL.

Date: 09/17/2024

Time: 08:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

JURY TRIAL.

Date: 09/18/2024

Time: 08:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

JURY TRIAL.

Date: 09/19/2024

Time: 08:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

JURY TRIAL.

Date: 09/20/2024

Time: 08:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT

137 N FREEDOM BLVD

PROVO, UT 84601

Before Judge: ROBERT LUND

JURY TRIAL.

Date: 09/23/2024

Time: 08:00 a.m.

Location: 6th Fl, Courtroom 6B

FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 09/24/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 09/25/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 09/26/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

JURY TRIAL.

Date: 09/27/2024  
Time: 08:00 a.m.  
Location: 6th Fl, Courtroom 6B  
FOURTH DISTRICT COURT  
137 N FREEDOM BLVD  
PROVO, UT 84601  
Before Judge: ROBERT LUND

10-10-2023 IN PERSON PRELIMINARY HEARING scheduled on January 29, 2024 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

10-10-2023 IN PERSON PRELIMINARY HEARING scheduled on January 30, 2024 at 09:00 AM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

10-11-2023 Filed order: Order Directing Submission of Materials for In Camera Review

Judge ROBERT LUND  
Signed October 11, 2023

10-12-2023 Filed: Request for Audio Recording

10-12-2023 Fee Account created Total Due: 15.00

10-12-2023 Filed: Return of Electronic Notification

10-13-2023 Filed: Completed Audio Request

10-13-2023 Filed: Return of Electronic Notification

10-16-2023 Filed: Motion for Rule 16(f) Discovery of Defendants DNA

Filed by: STATE OF UTAH

10-16-2023 Filed: Return of Electronic Notification

10-16-2023 Filed: Return of Electronic Notification

10-24-2023 Filed: TRANSADMIN TRANSCRIPT for Hearing 10-10-2023

10-24-2023 Filed: Return of Electronic Notification

10-30-2023 Filed: Defendants Memorandum in Opposition to States Motion for Discovery of DNA (Docket No. 498)

10-30-2023 Filed: Return of Electronic Notification

11-08-2023 Filed: Reply to Defendants Memorandum in Opposition to States Motion for Discovery of Defendants DNA (docket 498 and 503)

11-08-2023 Filed: Request to Submit Motion for Discovery of Defendants DNA for Hearing and Decision

11-08-2023 Filed: Return of Electronic Notification

12-05-2023 Filed: Motion for Court Order Directing the Utah Department of Corrections to Relocate Defendant and Request for Expedited Briefing and/or Hearing  
 Filed by: KENT CODY BARLOW

12-05-2023 Filed: Return of Electronic Notification

12-05-2023 Filed: Filing by Non-Party Notice of Limited Appearance for Utah Department of Corrections

12-05-2023 Filed: Return of Electronic Notification

12-08-2023 Filed: Objection to Motion for the Court Order Directing UDC to Relocate Defendant

12-08-2023 Filed: Return of Electronic Notification

12-13-2023 MOTION HEARING scheduled on January 25, 2024 at 03:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

12-18-2023 Filed: Motion to Appoint Conflict Defense Counsel  
 Filed by: STATE OF UTAH

12-18-2023 Filed: Return of Electronic Notification

12-18-2023 Filed: Response to States Motion to Appoint Conflict Defense Counsel - Hearing Requested

12-18-2023 Filed: Return of Electronic Notification

12-20-2023 Filed: Return of Service - Unserved

12-20-2023 Filed: Return of Service - Unserved

12-20-2023 Filed return: Return of Service upon ANGIE WALL FOR AARON WALL for  
 Party Served: KENT CODY BARLOW  
 Service Type: Personal  
 Service Date: December 15, 2023  
 Garnishee:

12-20-2023 Filed return: Return of Service upon BRITTANY KARTCHNER FOR TAYLOR KARTCHNER for  
 Party Served: KENT CODY BARLOW  
 Service Type: Personal  
 Service Date: December 15, 2023  
 Garnishee:

12-20-2023 Filed return: Return of Service upon COURTNEY GRIFFITH for  
 Party Served: KENT CODY BARLOW  
 Service Type: Personal  
 Service Date: December 19, 2023  
 Garnishee:

12-20-2023 Filed return: Return of Service Acceptance of Service upon JENNIFER FAUMUINA for  
 Party Served: KENT CODY BARLOW  
 Service Type: Personal  
 Service Date: December 14, 2023  
 Garnishee:

12-20-2023 Filed return: Return of Service upon GEORGIA DE FRANCESCO FOR RACHEL WILLIAMS for

Party Served: KENT CODY BARLOW

Service Type: Personal

Service Date: December 18, 2023

Garnishee:

12-20-2023 Filed: Return of Electronic Notification

12-28-2023 NOTICE for Case 221400978 ID 24253449

Judge: ROBERT LUND

WBX MOTION HEARING is scheduled.

Date: 01/05/2024

Time: 04:00 p.m.

Before Judge: ROBERT LUND

This hearing will not take place at the courthouse. It will be conducted remotely.

Contact the court to provide your current email address.

If you do not have access to a phone or other electronic device to appear remotely, notify the court.

12-28-2023 WBX MOTION HEARING scheduled on January 05, 2024 at 04:00 PM in 6th Fl, Courtroom 6B with Judge ROBERT LUND

12-28-2023 Filed: Notice for Case 221400978 FS Judge: ROBERT LUND

12-28-2023 Filed: Return of Electronic Notification

12-29-2023 Filed: Certification that Attorneys from the Utah County Public Defender Association Have the Time Necessary to Defend this Case

12-29-2023 Filed: Return of Electronic Notification

01-02-2024 Filed return: Return of Service upon CHRIS CHAMBERS for

Party Served: KENT CODY BARLOW

Service Type: Personal

Service Date: December 20, 2023

Garnishee:

01-02-2024 Filed return: Return of Service upon DEPUTY NUGEN FOR MARIE BROSS for

Party Served: KENT CODY BARLOW

Service Type: Personal

Service Date: December 26, 2023

Garnishee:

01-02-2024 Filed return: Return of Service upon DEPUTY NUGEN FOR AMANDA NEILY for

Party Served: KENT CODY BARLOW

Service Type: Personal

Service Date: December 26, 2023

Garnishee:

01-02-2024 Filed return: Return of Service upon DEPUTY NUGEN FOR DET. JAKE HALL for

Party Served: KENT CODY BARLOW

Service Type: Personal

Service Date: December 26, 2023

Garnishee:

01-02-2024 Filed return: Return of Service upon DEPUTY NUGEN FOR DET. RAYMOND FLORES for

Party Served: KENT CODY BARLOW

Service Type: Personal

Service Date: December 26, 2023

Garnishee:

01-02-2024 Filed return: Return of Service upon DEPUTY NUGEN FOR DET. SGT. DAVID SORENSEN for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: December 26, 2023

Garnishee:

01-02-2024 Filed return: Return of Service upon DEPUTY NUGEN FOR SGT. DALLIN TURNER for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: December 26, 2023

Garnishee:

01-02-2024 Filed return: Return of Service upon DEPUTY NUGEN FOR DEPUTY NAVARRETE for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: December 26, 2023

Garnishee:

01-02-2024 Filed return: Return of Service upon DEPUTY NUGEN FOR DEPUTY CUNNINGHAM for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: December 26, 2023

Garnishee:

01-02-2024 Filed return: Return of Service upon KAMI TAYLOR FOR JEREMIE TAYLOR for

Party Served: KENT CODY BARLOW  
Service Type: Personal  
Service Date: December 22, 2023

Garnishee:

01-02-2024 Filed: Return of Electronic Notification

01-05-2024 Filed order: Order Granting Impart And Denying To Compel Further Subpoena And Discovery Compliance

Judge ROBERT LUND  
Signed January 05, 2024

01-05-2024 Filed: Notice of Withdrawal of Limited Appearance as Counsel for UDC

01-05-2024 Filed: Return of Electronic Notification

01-05-2024 Filed: Return of Electronic Notification

01-10-2024 Minute Entry - MOTION HEARING

Judge: ROBERT LUND

PRESENT

Clerk: colleenn

Prosecutor: MCBRIDE, RYAN

The defendant is not in custody

Defendant not present

Defendant's Attorney(s): ALDANA, BENJAMIN

Audio

Tape Number: 6B FTR/WBX Tape Count: 4.04-4.18

HEARING

This matter comes before the court for a motion hearing. Mr. McBride address's the court regarding the motion.

The court denies the motion for conflict counsel.

Mr. Aldana addresses's the court regarding the time lines and discovery motion at the preliminary hearing held prior. The court addresses the counsel regarding the ruling. The ruling was completed by the Judge 11/15, due to clerical error the ruling was not submitted into the record or to counsel by the clerk. The ruling has been submitted to counsel, and to the record as of 1/5/24.

A motion hearing is set for 1/25/24.

The preliminary hearing is to go forward.

01-10-2024 Filed order: MOTION HEARING

Judge ROBERT LUND

Signed January 10, 2024

01-10-2024 Filed: Return of Electronic Notification