

Defendant's Name: _____
Case Number: _____

**VICTIM'S NOTICE OF REQUEST TO EXERCISE RIGHTS
PURSUANT TO IDAHO CODE §19-5306**

I _____ hereby indicate my intent to exercise the following rights, guaranteed me within Idaho Code §19-5306 by placing a mark next to those rights I **do** wish to exercise:

- _____ 1. To be permitted to be present at all criminal justice proceedings;
- _____ 2. To be given prior notification of trial court, appellate and parole proceedings and, upon request, to information about the sentence, incarceration or release of the defendant;
- _____ 3. To be heard, upon request, at all criminal justice proceedings considering a plea of guilty, sentencing, incarceration, or release of the defendant, unless manifest injustice would result;
- _____ 4. To be afforded the opportunity to communicate with the prosecution and be advised of any proposed plea agreement by the prosecuting attorney prior to entering into a plea agreement in criminal offenses involving crimes of violence, sex crimes or crimes against children;
- _____ 5. To be allowed to refuse an interview, ex parte contact or other request by the defendant or any other person acting on behalf of the defendant, unless such request is authorized by law;
- _____ 6. To be consulted by the probation department during the preparation of the presentence report and have included in that report a statement of the impact which the defendant's criminal conduct had upon the victim and shall be allowed to read, prior to the sentencing hearing, the presentence report relating to the crime.
- _____ 7. To have any stolen or other personal property returned by law enforcement agencies when no longer needed as evidence;
- _____ 8. To be notified whenever the defendant or suspect is released or escapes from custody.

I understand that in order to assist the court and prosecuting attorney's office in securing these rights, I shall notify the Bingham County Prosecutor's Office upon any change in my address or phone number.

Signature

DATED: _____

Name: _____
Address: _____
Home Phone Number: _____
Work Phone Number: _____

Return to: Bingham County Prosecutor
501 North Maple, #302
Blackfoot, Idaho 83221
(208) 782-3101
Fax: (208) 785-5199