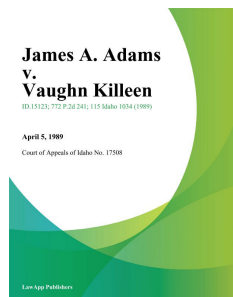


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JAMES A ADAMS V VAUGHN KILLEEN EBOOKS 2019



Author: Court of Appeals of Idaho No. 17508

Realese Date: Expected @@expectedReleaseDate@@

This appeal arises from the dismissal of an inmate's petition for writ of habeas corpus. James Adams was convicted of forgery in October 1987 and received a sentence of seven years. The sentence was suspended and Adams was placed on probation. As a condition of the probation Adams was required to serve one year in the Ada County jail, during which time he could not violate any jail rules. In January 1988 Adams was involved in a dispute with a jailer which resulted in a jail disciplinary hearing. Adams was accused of committing rule violations. A hearing officer found Adams had violated the rules. As a result Adams was denied visitation and commissary privileges for three weeks and was placed on twenty-three hour lock down for the duration of his incarceration. Adams subsequently filed a petition for writ of habeas corpus, claiming that the hearing had been conducted in violation of the county jail hearing guidelines. Specifically, Adams alleged that the jail disciplinary hearing had not taken place within a required seventy-two hour period from the time the hearing was requested. A magistrate denied the petition. He concluded that the failure to hold the jail disciplinary hearing within the time requirements contained in the county's jail manual did not invalidate the entire hearing process. Adams appealed the magistrate's order to the district court. The case was assigned to District Judge Schwartzman.

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