

FILED  
DISTRICT COURT

2007 APR -3 AM 9:28

WASHINGTON COUNTY

BY CPJ

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WASHINGTON COUNTY FIFTH DISTRICT COURT  
STATE OF UTAH

STATE OF UTAH,  
Plaintiff,

vs.

WARREN STEED JEFFS,  
Defendant.

ORDER DENYING DEFENDANT'S  
MOTION TO DECLARE  
U.C.A. § 76-5-406(11)  
UNCONSTITUTIONALLY VAGUE


Criminal No. 061500526

Judge James L. Shumate

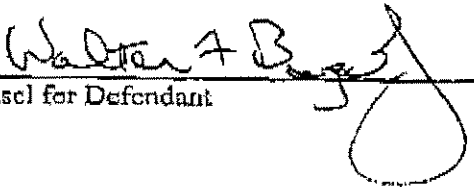
The Defendant's Motion to Declare U.C.A. § 76-5-406(11) Unconstitutionally Vague came before the court on Tuesday, March 27, 2007. The court has considered the arguments and memoranda of the parties, has reviewed the statute at issue, and is completely and fully advised of the facts. The term "entice" easily applies to the evidence presented at the preliminary hearing. The notice requirement that due process demands would place someone in the defendant's situation well on notice that under the circumstances of this case, words to encourage the young woman to go against her will could easily be seen as enticements. Therefore, the defendant's motion to declare Utah Code Annotated § 76-6-406(11) unconstitutionally vague is hereby overruled and denied.

This is a final order. The motion to stay proceedings pending an interlocutory appeal is denied.

Dated this 3 day of Apr, 2007,

  
James L. Shumate  
DISTRICT COURT JUDGE

Approved as to form:

  
Counsel for Defendant