

The lawyer for Tina Jacobson has asked that we post the following notice concerning an upcoming court hearing relating to identification of three anonymous posters on this blog.

The hearing was requested by the Spokesman-Review in response to a subpoena served on it by Ms. Jacobson's lawyers in her lawsuit for defamation seeking information that would provide the identities of the three posters, one of whom is intended as a defendant and two as witnesses in the lawsuit.

The Spokesman-Review asserts that both the United States and Idaho constitutions provide protection for the identities of anonymous posters on internet blog sites and also argues that applicable court cases require that anonymous posters be provided notice of any court proceedings relating to compelling production of identifying information.

In posting the requested notice, the Spokesman-Review does not warrant that the notice satisfies any criteria that a court might impose concerning effective notice to the anonymous posters.

The Spokesman-Review has attached to the notice a link to our May 14, 2012 postings on this site of the court documents filed by the Spokesman-Review concerning its motion to quash the subpoena.

NOTICE TO ANONYMOUS BLOGGERS ON THIS WEBSITE WHO IDENTIFY THEMSELVES AS  
'ALMOSTINNOCENTBYSTANDER', 'PHAEDRUS' AND 'OUTOFSTATERTATER' CONCERNING UPCOMING  
COURT HEARING

Ms. Tina Jacobson has commenced a lawsuit in the Kootenai County District Court under Cause No. CV-2012-3096 stating her claim for defamation based on a posting by "ALMOSTINNOCENTBYSTANDER" on this blog site on February 14, 2012. Ms. Jacobson has served on the owner of this website, The Spokesman-Review, a subpoena which is the legal process to obtain the identity of the defamer as well as two witnesses to the defamation. Based on the information now available, it is intended that 'ALMOSTINNOCENTBYSTANDER' will be the defendant in the lawsuit. It is intended that both 'PHAEDRUS' and 'OUTOFSTATERTATER' will be witnesses in the proceeding.

The Spokesman-Review has filed a motion in the District Court for the First Judicial District of the State of Idaho in the above-referenced lawsuit seeking to quash the subpoena. The purpose of the motion is to preclude Ms. Jacobson from obtaining the information she seeks. A hearing with legal argument on the motion to quash has been set by The Spokesman-Review for June 1, 2012 at 9:00 a.m. in the courtroom of Judge Luster, Kootenai County Courthouse, Coeur d'Alene, Idaho (208) 446-1160. A link to the contents of The Spokesman-Review's motion and supporting documents was posted on this blog on May 14, 2012.

You may attend the hearing and offer objection as to why your personal identity should not be disclosed. Your appearance at the hearing may be in person or may be through legal counsel you retain to represent your interests at the hearing. Your appearance must be in compliance with all applicable rules. At your election you may identify yourself directly to Ms. Jacobson's attorney C. Matthew Andersen at (509) 838-6131.