

NO. 8:34 FILED
A.M. 8:34 P.M.

JUL 27 2026

TRENT TRIPPLE, Clerk
By CATERINA MORITZ GUTIERREZ
DEPUTY

Resident Name Bryan C. Kohberger
IDOC No. 163214
Address 13400 South Pleasant
Valley Rd. Hung, ID 83634

Petitioner

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

Bryan C. Kohberger,)
)
Petitioner,)
)
vs.)
State of Idaho,)
)
Respondent.)
)

Case No. CV01-26-15094

PETITION AND AFFIDAVIT
FOR POST CONVICTION
RELIEF

Judge Hippler

The Petitioner alleges:

1. Place of detention if in custody: Idaho Maximum Security Institution
2. Name and location of the Court which imposed judgement/sentence: Ada County
Courthouse 200 West Front St. Boise, ID 83702
3. The case number and the offense or offenses for which sentence was imposed:
 - (a) Case Number: CR01-24-31665
 - (b) Offense Convicted: 4 counts of capital murder; felony burglary
4. The date upon which sentence was imposed and the terms of sentence:
 - a. Date of Sentence: July 23, 2025
 - b. Terms of Sentence: Life without parole, plus 10 years

5. Check whether a finding of guilty was made after a plea:

☒ Of guilty

[] Of not guilty

6. Did you appeal from the judgment of conviction or the imposition of sentence?

[] Yes ☒ No

If so, what was the Docket Number of the Appeal? _____

7. State concisely all the grounds on which you base your application for post-conviction relief: (Use additional sheets if necessary.)

(a) Ineffective assistance of counsel during criminal proceedings

(b) Plea not knowingly or voluntarily entered because it was induced by unkept promises

(c) Plea not voluntarily entered because of threats asserted by petitioner's legal counsel.

8. Prior to this petition, have you filed with respect to this conviction:

a. Petitions in State or Federal Court for habeas corpus? No

b. Any other petitions, motions, or applications in any other court? No

c. If you answered yes to a or b above, state the name and court in which each petition, motion or application was filed:

d. If you filed a prior petition for post-conviction relief in state court, explain why the claims in this petition were not included in the prior petition.

9. If your application is based upon the failure of counsel to adequately represent you, state concisely *and in detail* what counsel failed to do in representing your interests:

(a) Failure to disclose ~~of~~ or review exculpatory evidence (i.e., unknown hat in Chapin's hand) during plea discussions
(b) Counsel's insistence that petitioner's plea need not be truthful, despite petitioner's vehement denial of actual guilt
(c) Promises made by counsel regarding LWAP status (i.e., immediate contact visits, freedom of movement, employment), and elaborate lies of DR life.

10. Are you seeking leave to proceed in forma pauperis, that is, requesting the proceeding be at county expense? (If your answer is "yes", you must fill out a Motion and Affidavit for fee waiver.)

☒ Yes [] No

11. Are you requesting the appointment of counsel to represent you in this case? (If your answer is "yes", you must fill out a Motion for the Appointment of Counsel and supporting affidavit, as well as a Motion and Affidavit fee waiver.)

☒ Yes [] No

12. State specifically the relief you seek:

A withdrawal of a guilty plea

13. This Petition may be accompanied by affidavits in support of the petition. (Forms for this are available.)

DATED this 22 day of July, 2026.

Bryan C. Konberger
Petitioner

CERTIFICATION UNDER PENALTY OF PERJURY

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

Date: 07/22/2026

Bryan Christopher Konberger
Typed/Printed

Bryan Konberger
Signature

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 22 day of July, 2026, I mailed a copy of this PETITION FOR POST CONVICTION RELIEF for the purposes of filing with the court and of mailing a true and correct copy via prison mail system to the U.S. mail system to:

Lato County Prosecuting Attorney

William Thompson

Ashley Jennings

Bryan C. Konberger
Petitioner

AFFIDAVIT OF FACTS IN SUPPORT OF POST-CONVICTION PETITION

STATE OF IDAHO)
COUNTY OF Ada) ss

Bryan C. Kohberger, being first duly sworn on oath, deposes and says:

It is hereby declared that, during attorney-client discussions, most of which included all members of Bryan C. Kohberger's immediate family, petitioner was convinced to falsely confess to capital murder, and felony burglary, by coercion, disinformation, false promises, and the withholding of exculpatory discovery; the following is material to the inception of the plea:

1. Counsel's failure to inform petitioner of exculpatory discovery received during plea discussions, namely clumps of unknown hair found in Ethan Chapin's hands; as well as a failure of further inquiry.

2. Petitioner was convinced that actual guilt was not an important factor in considering plea acceptance; death row was imminent, and, advised to lie, petitioner was to gain a "legal victory" in entering a false plea.

3. A gross misrepresentation of, and promises regarding, what a life sentence would immediately afford petitioner; and a gross misrepresentation of death row in Idaho, including an elaborate, fabricated story of counsel's horrific experience facing an actual "8X8" death

allegedly row cell, all communicated to petitioner and his family,
by IDOC, through counsel, thus constituting threats
and promises made to ~~induce~~ a plea agreement.
(induce)

Further your affiant sayeth not.

Bryan C. Konberger

Signature of Affiant

CERTIFICATION UNDER PENALTY OF PERJURY

I certify under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

Date: 07/22/2026

Bryan C. Konberger
Name Typed/Printed

Bryan C. Konberger
Signature

51, LMSL
ID 83702

Access to Courts

LEGAL MAIL

Clerk of District Court

Ada County Courthouse

200 West Front Street

Boise, ID 83702