1 2 3	CODE: 2505 DONALD YORK EVANS, ESQ. State Bar No. 1070 P.O. Box 864 Reno, NV 89504	۲= ۱ L_ ۱ 2004 Aug 25					
4	(775) 348-7400	RONALD A. LO	NGTIN. JR.				
5	Attorney For Petitioner	BY	<u>ilion</u>				
6							
7	IN THE SECOND JUDICIAL DIS	TRICT COURT OF THE	STATE OF NEVADA				
8	IN AND FOR T	HE COUNTY OF WASH	IOE				
9	SHAWN RUSSELL HARTE,	No. 43877	FILED				
10	Petitioner,	CASE NO. CR98P007	4A				
S 348-4604	V.	DEPT. NO. 4	SEP 02 2004				
RK EVANS 'AT LAW X 864 DA 89504 FAX 775/34 C15/34	THE STATE OF NEVADA,		AJANETTE M. BLOOM CLERK DF SUPREME COURT				
	Respondent.		NY U. UWARAdo DEPUTY CLERK				
DONALD YO ATTORNEN P.O. Bo RENO, NEV. 775/348-7400 F							
DON A RE 775/3	NOTICE OF APPEAL						
16	Notice is hereby given that Petiti	oner in the above-named	case, hereby appeals to the				
	Notice is hereby given that Petiti Supreme Court of the State of Nevada fro						
16							
16 17	Supreme Court of the State of Nevada fro	om the Court's Order enter					
16 17 18	Supreme Court of the State of Nevada fro day of August, 2004	om the Court's Order enter					
16 17 18 19	Supreme Court of the State of Nevada fro day of August, 2004	om the Court's Order enter ust, 2004.	red in this action on the 12th				
16 17 18 19 20	Supreme Court of the State of Nevada fro day of August, 2004	om the Court's Order enter ust, 2004. DONALØ YORK EVA Nevada State Bar No. 14	red in this action on the 12th				
16 17 18 19 20 21	Supreme Court of the State of Nevada fro day of August, 2004	DONALØ YORK EVA Nevada State Bar No. 14 P.O. Box 864 Reno, NV 89504	red in this action on the 12th				
16 17 18 19 20 21 21 22	Supreme Court of the State of Nevada fro day of August, 2004	DONALØ YORK EVA Nevada State Bar No. 14 P.O. Box 864 Reno, NV 89504 (775) 348-7400	red in this action on the 12th				
16 17 18 19 20 21 22 23 24 24 25	Supreme Court of the State of Nevada fro day of August, 2004 DATED: This 24 day of Aug	DONALØ YORK EVA Nevada State Bar No. 14 P.O. Box 864 Reno, NV 89504	red in this action on the 12th				
16 17 18 19 20 21 22 23 24 25 26	Supreme Court of the State of Nevada fro day of August, 2004	DONALØ YORK EVA Nevada State Bar No. 14 P.O. Box 864 Reno, NV 89504 (775) 348-7400	red in this action on the 12th				
16 17 18 19 20 21 22 23 24 25 26 27	Supreme Court of the State of Nevada fro day of August, 2004 DATED: This <u>24</u> day of Aug	DONALØ YORK EVA Nevada State Bar No. 14 P.O. Box 864 Reno, NV 89504 (775) 348-7400	red in this action on the 12th				
16 17 18 19 20 21 22 23 24 25 26	Supreme Court of the State of Nevada from day of August, 2004 DATED: This 24 day of August	DONALØ YORK EVA Nevada State Bar No. 14 P.O. Box 864 Reno, NV 89504 (775) 348-7400	red in this action on the 12th				
16 17 18 19 20 21 22 23 24 25 26 27	Supreme Court of the State of Nevada fro day of August, 2004 DATED: This <u>24</u> day of Aug MECEIVED SEP 0 2 2004	DONALØ YORK EVA Nevada State Bar No. 14 P.O. Box 864 Reno, NV 89504 (775) 348-7400	red in this action on the 12th				

1 CERTIFICATE OF SERVICE I certify that I am an employee of DONALD YORK EVANS, ESQ., and that on this date 2 3 Ι deposited for mailing, via U.S. mail 4 5 caused to be delivered, via Reno-Carson Messenger Service delivered via facsimile machine 6 7 personally delivered a true and correct copy of the foregoing document, addressed to: 8 9 Terrence McCarthy, Esq. Appellate Division P.O. Box 30083 10 FAX 775/348-4604 11 13 Reno, NV 89520 DONALD YORK EVANS ATTORNEY AT LAW P.O. BOX 864 RENO, NEVADA 89504 775 / 348-7400 FAX 775 / 348 DATED this 24, day of 144 2004. 14 15 GINGER ROGERS 16 17 18 19 20 21 22 23 24 25 26 27 28 -1-

		GINAL			
1 2 3 4 5	CODE: 1310 DONALD YORK EVANS, ESQ. State Bar No. 1070 P.O. Box 864 Reno, NV 89504 (775) 348-7400 Attorney For Petitioner	EILED 2004 AUG 30, PM 2: 23 RONAD CONGTIN. JR. BY DEPUTY			
6 7	IN THE SECOND JUDICIAL DIST	FRICT COURT OF THE STATE OF NEVADA			
8	IN AND FOR T	HE COUNTY OF WASHOE			
9	SHAWN RUSSELL HARTE,				
10	Petitioner,	CASE NO. CR98P0074A			
11 348-4604	V .	DEPT. NO. 4			
EVANS LAW 89504 8775/3	THE STATE OF NEVADA,				
YORK NEY AT BOX 86 EVADA 00 FAJ	Respondent.				
DONALD Y ATTORNE P.O.B RENO, NEW 775/348-7400 12					
og ^w /s ² / _L 15	PETITIONER'S CASE APPEAL STATEMENT				
16	1. Name of appellant filing th	is case appeal statement:	ŀ		
17	Petitioner SHAWN RUSS	ELL HARTE.			
18	2. Identify the judge issuing t	he decision, judgment, or order appealed from:			
19		teinheimer's Order of August 12, 2004 regarding the			
20	Finding of Fact, Conclusions of August 1	2, 2004.			
21		oceedings in the district court:			
22	SHAWN RUSSELL HART				
23	THE STATE OF NEVADA				
24	4. Identify all parties involved	그는 아이는 것 같은 것 같	· .		
25	SHAWN RUSSELL HART				
26	THE STATE OF NEVADA				
27		n, address, and telephone number of all counsel on			
28	appeal and identify the party or parties wl	nom they represent:			
		-1-			

1	Donald York Evans, Ltd. State Bar No. 1070					
. 2	P.O. Box 864 Reno, NV 89504					
3	(775) 348-7400					
4	Attorney For Petitioner					
5	Terrence McCarthy, D.D.A., Washoe County					
6	Appellate Division 75 Court Street					
7	Reno, NV 89501 (775)					
8	Attorney For Respondent					
9	6. Indicate whether appellant was represented by appointment or retained counsel					
10	in the district court:					
VS 348-4604	Donald York Evans, Esq., was appointed to represented appellant.					
EVANS AW 19504 775/34	7. Indicate whether appellant was represented by appointment or retained counsel					
RKI ATI 864 864 13	on appeal:					
ALD Y 170rni p.o. B vo, Nev 18-7400	Donald York Evans, Ltd., was appointed counsel on appeal. Counsel Evans will					
DONALD YO ATTORNEY P.O. BO RENO, NEV/ 775/348-7400 715/348-7400	be moving to have additional counsel appointed for the appeal in this matter.					
16	8. Indicate whether appellant was granted leave to proceed in <i>forma pauperis</i> , and					
17	the date of entry of the district court order granting such leave.					
18	Appellant was not granted leave to proceed in <i>forma pauperis</i> .					
19	9. Indicate the date the proceedings commended in the district Court.					
20	Information was filed on January 15, 1998.					
21	DATED: This day of August, 2004.					
22	MH.					
23	QONALD YORK EVANS, ESQ.					
24	State Bar No. 1070 P.O. Box 864					
25	Reno, NV 89504 (775) 348-7400					
26	Attorney For Petitioner					
27						
28						
	-2-					
	[1] 이 가장에 있는 것은 이 것은 사람이 있는 것은 것이 있는 것 [1] 이 가장에 있는 것은 것이 있는 것은 것이 있는 것이 있는 것이 같은 것이 있는 것은 것이 있는 것이 있는 것이 있는 것이 같은 것이 있는 것이 같은 것이 없는 것은 것이 없는 것이 없는 것이 [[1]					

1 CERTIFICATE OF SERVICE I certify that I am an employee of DONALD YORK EVANS, ESQ., and that on this date 2 3 Ι deposited for mailing, via U.S. mail 4 5 caused to be delivered, via Reno-Carson Messenger Service 6 delivered via facsimile machine 7 personally delivered 8 a true and correct copy of the foregoing document, addressed to: 9 Terrence McCarthy, Esq. Appellate Division P.O. Box 30083 10 Reno, NV 89520 DATED this 30, day of Augus 2004. ward NGER ROGERS HO 16 17 18 19 20 21 22 23 24 25 26 27 28 -1-

	RICT COURT, COUNTY OF WASHOE CASE HISTORY PAGE: 1
Case No: CR98-0074 Filed: 01/09/98 Title: STATE OF NEVADA VS. SHAW Dept: 4 Addl Info: SUB.TO S.C.(HART	N HARTE ET AL At issue: 00/00/00
Disp: 08/10/01 CASE RETURNED FROM SU	PREME COURT
This case is exempt from purge Restored Date: 03/25/98	
PA 1	R T I E S
PLTF: STATE OF NEVADA DA: BARB, THOMAS W.	
APP/DFT SIREX, WESTON EDWARD PD: PUBLIC DEFENDER	
APP/DFT BABB, LATISHA MARIE ATTY: PICKER, MARC	
APP/DFT HARTE, SHAWN RUSSELL ATTY: SCHMUCK, JANET COBB	
* CHARGES * Doc Cnt Plea/Date F/ 1. INF 1 0/00/00 H DISP 3/05/98 (H 2. INF 2 0/00/00 H 3. IND 1 NG 4/07/98 H DISP 3/19/99 (C SENT 3/24/99 (H 4. IND 2 NG 4/07/98 H DISP 3/19/99 (C SENT 5/07/99 (N C	Speedy Trial: Y Credited Days: 540 /M Charge
DEF: SIREX, WESTON EDWARD (TN) ATTY: ALIAN, JACK ANTHONY ATTY: HUBACH, JENNY D Disposed: 05 07 99 SENTENCED Custody: 03 Waiver of S	
* CHARGES * Doc Cnt Plea/Date F/	peedy Trial: Credited Days: 540 M Charge
2. INF 2 0/00/00 F DISP 3/05/98 (R 3. IND 1 NG 4/07/98 F	EMANDED TO JC FOR FURTHER PROCEEDINGS) CROBBERY WITH THE USE OF A FIREARM EMANDED TO JC FOR FURTHER PROCEEDINGS) CMURDER WITH THE USE OF A DEADLY WEAPON (FIRST DEGREE)
SENT 3/24/99 (L	UILTY - JURY) IFE WITHOUT POSSIBILITY OF PAROLE BY JURY)-W/CONSEC. LIKE TERM FOR USE .W.

SECOND JUDICIAL DISTRICT COURT, COUNTY OF WASHOE 9/22/99 09:22 FULL CASE HISTORY **PAGE:** 2 Case No: CR98-0074 Filed: 01/09/98 Type: CRIMINAL Title: STATE OF NEVADA VS. SHAWN HARTE ET AL At issue: 00/00/00 4. IND 1 NG 4/07/98 F MURDER WITH THE USE OF A DEADLY WEAPON (FIRST DEGREE) DISP 3/19/99 (GUILTY - JURY SENT 3/24/99 (LIFE WITHOUT POSSIBILITY OF PAROLE (BY JURY) - W/CONSEC. LIKE TERM FOR USE D.W. 5. IND 2 NG 4/07/98 F ROBBERY WITH THE USE OF A FIREARM DISP 3/19/99 (GUILTY - JURY SENT 5/07/99 (NSP-MAX. 180 MOS, MIN. PAROLE 72 MOS, LIKE CONSEC. FOR USE D.W.; CONCUR CT I; DNA TEST; \$25 AAF; \$250 DNA; \$750 ATTY FEE DEF: HARTE, SHAWN RUSSELL (TN) (D4) ATTY: OHLSON, JOHN ATTY: SPRINGGATE, JOHN P. Disposed: 05 07 99 PLED GUILTY Custody: 03 Waiver of Speedy Trial: Y Credited Days: 541 * CHARGES * Doc Cnt Plea/Date F/M Charge 1. INF 1 0/00/00 F MURDER DISP 3/05/98 (REMANDED TO JC FOR FURTHER PROCEEDINGS) 0/00/00 F ROBBERY WITH THE USE OF A FIREARM 2. INF 2 DISP 3/05/98 (REMANDED TO JC FOR FURTHER PROCEEDINGS) 3. IND 1 NG 4/07/98 F MURDER WITH THE USE OF A DEADLY WEAPON (FIRST DEGREE) DISP 3/19/99 (GUILTY - JURY SENT 3/24/99 (DEATH (BY JURY) 4. IND 2 NG 4/07/98 F ROBBERY WITH THE USE OF A FIREARM DISP 3/19/99 (GUILTY - JURY SENT 5/07/99 (NSP-MAX. 180 MOS, MIN. PAROLE 72 MOS, CONSE LIKE TERM USE D.W., CONCUR CT I; DNA TEST; \$25 AAF; \$250 DNA; \$750 ATTY FEES) RSP/PLF THE STATE OF NEVADA RSP/PLF THE STATE OF NEVADA PROCEEDINGS -----
 Sched.
 Time
 Notice
 Event

 00/00/00
 0:00 AM
 00/00/00
 00/00/00
 Dept Sched. 1. Est. Dur.: 00: 0: 0 Pri: 9 Clerk: MT Reporter: 01/05/01 0:00 AM 00/00/00 CASE RETURNED FROM SUPREME COURT 1 ENVELOPE EXHIBITS TO EXHIBITS ROOM 9 Clerk: RM Reporter: Est. Dur.: 00:0:0:0 2. Pri: 9 Clerk: RM Reporter: Est. Dur.: 00: 0: 0 3. 4 01/22/98 9:00 AM 00/00/00 ARRAIGNMENT - HARTE Pri: 3 Clerk: MB Reporter: L.CLARKSON Est. Dur.: 00: 0: 0 Disposition - Clk: MT 01/22/98 (CONT'D FOR ENTRY OF PLEA/WAIVED 60-DAY) 4. 4 01/22/98 9:00 AM 00/00/00 ARRAIGNMENT - SIREX Pri: 3 Clerk: MB Reporter: L.CLARKSON Est. Dur.: 00: 0: 0 Disposition - Clk: MT 01/22/98 (MTN FOR PSYCH EVAL GRANTED }..

o./·		SI	COND JUDIO	CIAL DISTR	ICT COURT, COUNTY OF	WASHOE	
9/.	22/99 09	1:22		FULL CA	ASE HISTORY	PAGE	: 3
Case Tit	e No: CR9 le: STATE	8-0074 C OF NEV	Filed: 01 VADA	L/09/98 T ₃ VS. Shawn	/pe: CRIMINAL HARTE ET AL	At issue: 00,	/00/00
					EDINGS		
			la de la companya de				
_	Dept S	ched.	Time	Notice	Event		
· .	4 UI	122/98	9:00 AM	00/00/00	ARRAIGNMENT - BABB		
	Dienosi	tion -	MB Repo	orter: L.CI	ARKSON Est.	Dur.: 00: 0:	0
6.	4 02	/26/98	4:00 PM	01/22/98	(CONT'D FOR ENTRY ON MOTION TO DETERMINE	PLEA/60 DAY R	(L WAI)
				00,00,00	OF CONFLICT OF INTER	VALIDITY OF WA	VIVER
					(ALL DEFENDANTS)		
an la chuire Na chuire an Na	Pri: 5	Clerk:	MT Repo	rter: K.BC	KELMANN Est.	Dur.: 00: 0:	0
7	Ulsposi	tion -	Clk: MT	02/27/98	(P.D. REMOVED/SIREX,	COMPETENT/REMA	NDED)
/ •	4 03	/04/98	9:00 AM	00/00/00	ENTRY OF PLEA		
	Pri: 4	Clerk:	MT Renc	orter:	(BABB AND HARTE)	D	<u>`</u>
	Disposi	tion -	Clk: MT	02/27/98		Dur.: 00: 0:	0
8.	4 03	/04/98	9:00 AM	00/00/00	REPORT ON PSYCHIATRI	C EVALUATION	
	— • • •	~ 7			(SIREX) Est.		
	Pri: 5	Clerk:	MT Repo	rter:	Est.	Dur.: 00: 0:	0
9	4 04	101 - 101	CIK: MI	02/27/98	(VACATED ARRAIGNMENT ON INDIC	<u></u>)
	Pri: 3	Clerk:	MT Repo	rter: L CL	ARKSON	$Dur \cdot 00 \cdot 0$	٥
	P - D			04/0//98	$(\mathbf{P} \mathbf{E}) \mathbf{N} (\mathbf{P} \mathbf{E}) \mathbf{E} \mathbf{P} \mathbf{E} \mathbf{V} = \mathbf{A} $		0
10.	4 04,	/07/98	9:00 AM	00/00/00	ARRAIGNMENT ON INDIC	TMENT	
	· · · · ·				(CTDDV)	가지 지수는 것 같은 것 같은 것 같아요. 가지 않는 것 같이 없는 것 같아요.	
н н. Т	Disposit	tion -	MI Repo	rter: L.CL	(SIREA) ARKSON Est. (NOT GUILTY ENTERED	Dur.: 00: 0:	0
11.	4 05/	/08/98	10:22 PM	04/07/98	MOTION SUBMITTED PEN	BY COURT)
•					(MTN TO DISMISS)	DING DECISION	
					(SIREX)		
	Pri: 9	Clerk:	PM Repo	rter:	Est.	Dur.: 00: 0:	0
12.	4 08/	10n - 10	CIK: TL	07/21/98	Est. (DENIED MOTION TO RELEASE EV)
	- 00/	04/00	9:00 AM	00/00/00	(ALL DEFENDANTS)	1 DENCE	
	Pri: 5	Clerk:	BW Repo	rter: E. N	ELSON Est	Dur.: 00: 0:	0
	Disposit	ion	Clk: BW	08/04/98)
13.	4 10/	15/98	10:22 PM	00/00/00	MOTION SUBMITTED PEN	DING DECISION	
					(MTN FOR ADD PEREMP	CHALL)	
	Disposit	ion -	PM Repor	rter:	(GRANTED	Dur.: 00: 0: 0)
14.	4 10/	22/98	4.00 PM	00/00/00)
	and the second				(ALL DEFENDANTS)		
	Pri: 9	Clerk:	MT Repor	ter: D.PH	[DDC Ect	Dur.: 00: 0. ()
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15	DISPOSIL	lon	CIK: M'I'	02/01/99		• • • • • • • • • • • • • • • • • • •	ана стана) с стана с
- -	- IU/	43/30	10:22 PM	00/00/00	MOTION SUBMITTED PEN	DING DECISION	
					(MTN TO SUPPRESS) (HARTE)		
· · · ·	Pri: 9	Clerk:	PM Repor	Let:	EST.	Dur.: 00: 0: 0))
	Disposit	ion -	Clk: TL	02/11/99	(HEARING SET))
		1			and the second		

9/2	SECOND JUDICIAL DISTRICT COURT, COUNTY OF WASHOE 2/99 09:22 FULL CASE HISTORY PAGE: 4
	이 동안에 가지 않고 있는 것 같아요. 이 제 제 이 가지 않는 것을 잡히고 있는 것이 같아요. 그는 것이 가지 않는 것이 많이 없다.
Case Tit]	NO: CR98-0074 Filed: 01/09/98 Type: CRIMINAL e: STATE OF NEVADA VS. SHAWN HARTE ET AL At issue: 00/00/00
· · · · · ·	PROCEEDINGS
	Dept Sched. Time Notice Event
16.	4 01/08/99 10:00 AM 00/00/00 PRE-TRIAL MOTIONS (ALL DEFENDANTS)
	Pri: 9 Clerk: MT Reporter: K. RAMAGE Est. Dur.: 00: 0: 0
/.	Disposition - Clk: MT 01/08/99 (CONTINUED DUE TO GIESE'S ABSENCE) 4 01/28/99 1:30 PM 00/00/00 CONTINUED PRE-TRIAL MOTIONS
	(ALL DEFENDANTS) Pri: 9 Clerk: MT Reporter: D. ARNAUD Est. Dur.: 00: 0: 0
	Pri: 9 Clerk: MT Reporter: D. ARNAUD Est. Dur.: 00: 0: 0
	11141 - Slart: 00/00/00 End: 00/00/00 Time: 0.2 Tetal: 0.0 2 Starts
18.	Disposition - Clk: MT 02/01/99 (CONTINUED FOR ALL CNSL TO BE PREPARED) 4 02/22/99 9:00 AM 00/00/00 PRE-TRIAL MOTIONS
	(ALL DEFENDANTS)
	Pri: 9 Clerk: MT Reporter: K. RAMAGE Est. Dur.: 00: 0: 0
	Trial - Start: 00/00/00 End: 00/00/00 Time: 0.6 Total: 0.6 Disposition - Clk: MT 02/22/99 (UNDER ADVISEMENT)
19.	4 03/08/99 2:00 PM 00/00/00 JURY SELECTION (QUESTIONAIRRES)
en de la composition de la composition Composition de la composition de la comp	Pri: 9 Clerk: MT Reporter: E.NELSON Est. Dur.: 00: 0: 0
	Trial - Start: 00/00/00 End: 00/00/00 Time: 0.1 Total: 0.1
	Disposition - Clk: MT 03/09/99 (JURORS SWORN/OURSTIONNATERS FILTED OUT)
20.	4 03/09/99 3:45 PM 00/00/00 EMERGENCY TELECONFERENCE RE: POTENTIAL JUROR
	Pri: 9 Clerk: TL Reporter: E.NELSON Est. Dur.: 00: 0: 0
21	Disposition - Clk: MT 03/09/99 (HEARD- JUROR GUZMAN EXCUSED) 4 03/11/99 3:00 PM 00/00/00 JURY SELECTION (QUESTIONNAIRES)
∠⊥.	4 03/11/99 3:00 PM 00/00/00 JURY SELECTION (QUESTIONNAIRES)
	Pri: 9 Clerk: MT Reporter: E.NELSON Est. Dur.: 00: 0: 0 Disposition - Clk. MT 02(11(00 (THPOPS CHORE))
22.	Disposition - Clk: MT 03/11/99 (JURORS SWORN/QUESTIONAIRRES FILLED OUT) 4 03/11/99 3:30 PM 00/00/00 ORDER TO SHOW CAUSE (BABB)
	Pri: 9 Clerk: MT Reporter:
	Pri: 9 Clerk: MT Reporter: Disposition - Clk: TL 03/10/99 (VACATED)
23.	4 03/11/99 4:00 PM 00/00/00 MOTION TO CONFIRM TRIAL DATE (ALL DEFENDANTS)
	Pri: 9 Clerk: MT Reporter: SNR Fet Dur . 00.0.0
ан 1	Disposition - Clk: MT 03/11/99 (TRIAL DATE CONFIRMED
24.	4 03/12/99 9:00 AM 00/00/00 MOTION TO CONFIRM TRIAL DATE/PRE-TRIAL MOTIONS (CONTINUED FROM 3/11/99)
	Pri: 9 Clerk: MT Reporter: SNR Fet Dur . 00. 0. 0
0-	Disposition - Clk: MT 03/12/99 (ORDERS ENTERED)
25.	4 03/15/99 10:00 AM 00/00/00 JURY TRIAL (ALL DEFENDANTS)
	Pri: 9 Clerk: MT Reporter: E.NELSON Est. Dur.: 00: 0: 0 Trial - Start: 00/00/00 End: 00/00/00 Time: 8.5 Total: 8.5
	Trial - Start: 00/00/00 End: 00/00/00 Time: 8.5 Total: 8.5
	DISPOSICION - CIK: MT 03/25/99 (GUILTY - THRY/SENTENCES PRONOUCED OT T)
26.	4 03/07/99 11:00 AM 00/00/00 SENTENCING - COUNT II ALL DEFENDANTS
	Pri: 9 Clerk: MT Reporter: D.PHIPPS Est. Dur.: 00: 0: 0
	Disposition - Clk: MT 05/07/99 (SENTENCED)
	이 그 것이 가슴 그 것은 것 같아요. 그 것이 가지 않는 것이 것 같아요. 가슴 것 같아요. 전문 전문 것이 같아.

		SECOND JUDICIAL DISTRICT COURT, COUNTY OF WASH	OE
9/2	22/99 09	FULL CASE HISTORY	PAGE: 5
Tit]	Le: STATI	98-0074 Filed: 01/09/98 Type: CRIMINAL E OF NEVADA VS. SHAWN HARTE ET AL At	issue: 00/00/00
		그는 것은 이 물건을 위한 방법에 다른 방법을 위한 것은 것으로 가지 않는 것을 수 없는 것을 위한 것을 수 없다.	
	•	PROCEEDINGS	·····································
	Dept S	Sched. Time Notice Event	
27.	4 05	5/07/99 11:00 AM 00/00/00 ENTRY OF JUDGMENT - COU	NT I
· · · ·		(ALL DEFENDANTS)	그는 그 이상에 가장 감독하는 것이 없다.
	Pri: 9	Clerk: MT Reporter: D. PHIPPS Est. Dur Start: 00/00/00 End: 00/00/00 Time: 0.1 Tota	.: 00: 0: 0
and	Disposi	Start: 00/00/00 End: 00/00/00 Time: 0.1 Tota tion - Clk: MT 05/07/99 (SENTENCE IMPOSED	l: 0.1
28.	4 05	5/07/99 1:30 PM 00/00/00 SENTENCING - COUNT II	
		(ALL DEFENDANTS)	
	Pri: 9	Clerk: MT Reporter: Clerk: MT Est. Dur	.: 00: 0: 0
20	Disposi	tion - Clk: MT 05/06/99 (VACATED - RE-SCHEDULED	EARLIER
29.	4 05	/07/99 1:30 PM 00/00/00 ENTRY OF JUDGMENT - COUN (ALL DEFENDANTS)	N'T I
di shi	Pri: 9	Clerk: MT Reporter: Est. Dur	• • • • •
	Disposi	tion - Clk: MT 05/06/99 (VACATED - RESCHEDULED H	EALIER)
30.	05	/17/99 0:00 AM 00/00/00 CASE SUBMITTED TO SUPREM	4E COURT (SUB)
	Dri. 0	HARTE APPEAL	
31.	4 06	Clerk: ML Reporter: /08/99 10:22 PM 00/00/00 MOTION SUBMITTED PENDING	: 00: 0: 0 Decision
		(MTN FOR TRANSCRIPTS)	J DECIDION
	· · ·	(BABB)	
	Pri: 9 Dianogi	Clerk: PM Reporter: Est. Dur.	: 00: 0: 0
en de la composition de la composition Composition de la composition de la comp	DISDORI	tion - Clk: TL 08/25/99 (REFERRED TO COUNSEL)
		A C T I O N S	
	Date		
1.	00/00/0	Action 0 DA# 156974, RJC 88,165	Dept FC MB
	,, -	WCSO 247540-97,	MD
2.	02/23/0	0 SUPREME COURT ORDER	RM
- -	01/05/0	ORDER RE: RECORD	
	01/05/0 01/05/0		RM
	01/05/0		RM RM
6.	02/05/0	1 FINAL CLAIM FOR COMPENSATION	4 PM
	02/05/0	1 ORDER FOR COMPENSATION	4 TC
	08/10/0 08/10/0		RM
	08/10/0		RM
	09/25/0		RM 4 XX
		(BABB)	
	01/28/0		4 PC
	01/30/0 01/31/0		4 TC
	01/31/0		4 RD MB
16.	01/15/9	8 WAIVER - (3)	MB CP
	01/15/9	8 INFORMATION	4 CP
18.	01/20/9		4 MB
	01/22/9		4 MT
_ • •		OF DEFENDANT (SIREX)	4 TJ
the second			이 집에 다 같은 것 같은 것을 가지? 것이 같이 같이 같이 않는 것이 같이 많이

	SECOND JUDICIAL DISTRICT	COURT, COUNTY OF	WASHOE
9/22/99 09:22	FULL CASE		

Case	No: CR98	-0074 Fi	iled: 01/0)9/98 Ty	me: CRIN	IINAL				
Titl	e: STATE (OF NEVADA		5. SHAWN			At iss	ue: 00	100/1	00
				АСТ	IONS		 			
		化合金 经正式公司							fan yr dei	

Date		Der	ot FC
21. 02/03/98			CP
22. 02/03/98	PENALTY		
22. 02/03/98			MA
23. 02/05/98	OF CONFLICT OF INTEREST		
23. 02/05/98	The second of th		TJ
24 02/10/02	OF WAIVER OF CONFLICT OF INTEREST (HARTE)		
24. 02/10/98	REPLY TO OPPOS TO MTN TO DETERMINE VALIDITY		MN
	OF WAIVER OF CONFLICT OF INTEREST		
25. 02/10/98	REQUEST, AGREEMENT AND ORDER FOR PRE-TRIAL	4	JB
00 00/10/00	RECIPROCAL DISCOVERY (BOBB)		
26. 02/13/98			JB
27. 02/17/98	TRANSCRIPT	4	TJ
	1-22-98		
28. 03/05/98	ORDER (REMAND, APPTMENT OF CNSL)	4	MT.
29. 03/06/98			PM
30. 03/25/98			SS
31. 03/25/98	BENCH WARRANT FILED	6	SA
	(BAIL SET AT NO BAIL) (BABB)		
32. 03/25/98		4	SS
	(BAIL SET AT NO BAIL) (HARTE)		
33. 03/25/98	BENCH WARRANT FILED	4	SS
	(BAIL SET AT NO BAIL) (SIREX)		~~
34. 03/25/98	ORDER STAYING PROCEEDINGS IN JUSTICE COURT	4	SS
35. 03/30/98	APPLICATION FOR SETTING	-	CP
36. 03/31/98	TRANSCRIPT		PM
	(GRAND JURY TRANSCRIPT)		111
37. 03/31/98	RECEIPT		PM
	(GRAND JURY TRANSCRIPT)		111
38. 03/31/98	RETURN OF SERVICE FILED		TJ
	(BENCH WARRANT) (3)		10
39. 03/31/98	TRANSCRIPT	4	JB
	MOT.TO DET.VALIDITY OF WAIVER (02-26-98)	이 1997년 1월 1997년 1985년 - 1997년 19	ЦU
40. 04/08/98	RECEIPT		PM
	(GRAND JURY TRANSCRIPT)		T 1-1
41. 04/15/98	MOTION TO DISMISS		JB.
42. 04/21/98	STATE'S REPLY TO SIREX'S MOTION TO DISMISS		JB
43. 04/21/98	EXHIBIT "A" TO DEF'S MOTION TO DISMISS		MA
44. 05/07/98	REQUEST FOR SUBMISSION		MN
	(MTN TO DISMISS) (SIREX)		I-IIN
45. 05/08/98	** REQ FOR SUB -		PM
46. 05/18/98	TRANSCRIPT	4	CP
	ARRAIGNMENT - 4/7/98		CF
47. 06/02/98	MOTION FOR SEVERANCE		CP
	(SIREX)		CP
48. 06/12/98	JOINDER IN MOTION FOR SEVERENCE		TJ
	(HARTE)		τU
49. 06/16/98	JOINDER IN MOTION FOR SEVERANCE		CP
	(BABB)		↓ E
50. 06/18/98	MOTION TO SUPPRESS	4	TJ
		7	τU

Case No: CR98-0074 Filed: 01/09/98 Type: CRIMINAL Title: STATE OF NEVADA VS. SHAWN HARTE ET AL At issue: 00/00/00

ACTIONS

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	Date	Action	Dep	t FC
	06/22/98	OPPOSITION TO MOTIONS TO SEVER	de S	MN
52.	06/24/98	MOTION TO WITHDRAW PREVIOUSLY FILED MOTION		CP
		TO SUPPRESS (SIREX)		
53.	06/24/98	AMENDED MOTION TO SUPPRESS	्रा २३२ दुर्व २४ १२ ह	CP
		(SIREX)		
	06/30/98	MOTION TO RELEASE EVIDENCE	4	CP
55.	07/06/98	REPLY TO OPPOSITION TO MOTION FOR SEVERANCE	4	MA
	e New States	(WESTON SIREX)	$\gamma = e^{-d_{1}} \gamma$	
56.	07/07/98	STATE OF NEVADA'S RESPONSE TO DEFENDANT'S	4	MA
		AMENDED MOTION TO SURPRESS		
57.	07/14/98	OPPOSITION TO STATE'S MOTION TO RELEASE EVIDENC	n an shi Maria	MA
		(SIREX)		
	07/20/98	APPLICATION FOR SETTING		TP
59.	07/22/98	REPLY TO STATE'S RESPONSE TO AMENDED MOTION		TJ
		TO SUPPRESS (SIREX)		
60.	07/23/98	ORDER DENYING MOTION TO DISMISS	4	TL
		INDICTMENT (SIREX)		
61.	08/05/98	MOTION FOR INDIVIDUAL SEQUESTERED VOIR		TP
		DIRE (SIREX)		
62.	08/05/98	MOTION TO PERMIT BROAD QUESTIONING OF JURORS		TP
		DURING VOIR DIRE (SIREX)		
63.	08/05/98	MOTION FOR ADDITIONAL PEREMPTORY CHALLENGES		TP
se l'unit		(SIREX)		
64.	08/14/98	CONCURRENCE IN MOTION	le Via	MA
		(HARTE)		
65.	08/20/98	TRANSCRIPT	4	SA
		MOTION TO RELEASE EVIDENCE - 8/4/98		
66.	08/20/98	SECOND NOTICE OF STATE'S INTENT TO SEEK	elejači j	TP
	e je tako te gal	DEATH PENALTY (ALL DEFENDANTS)		
67.	08/31/98	STATE OF NEVADA'S RESPONSE TO DEF SIREX'S	4	CP
		MTNS FOR ADD PEREMPTORY CHALLENGES		
68.	09/02/98	REQUEST, AGREEMENT AND ORDER FOR PRE-TRIAL	4	TP
		RECIPROCAL DISCOVERY (SIREX)	7. j. j.	
69.	09/25/98	MOTION TO SUPPRESS DEF'S STATEMENTS	j.	MA
		(HARTE)		
70.	10/09/98	OPPOSITION TO MOTION TO SUPPRESS DEF'S		GO
		STATEMENTS		
71.	10/13/98	REPLY TO STATE'S OPPOS TO MTN FOR ADDITIONAL		MA
		PREMPTORY CHALLENGES & MTN FOR IND SEQ -SIREX		
72.	10/14/98	REQUEST FOR SUBMISSION		GO
		(MTN FOR ADD PEREMPTORY CHALL) (HUBACH/ALIAN)		
73.	10/16/98	SUBPOENA DUCES TECUM FILED		GO
		(3)		
74.	10/19/98	SUBPOENA DUCES TECUM FILED		MA
ana si si si si Na si si si si				
	10/21/98	SUBPOENA DUCES TECUM FILED		GO
76.	10/21/98	REPLY ON MTN TO SUPPRESS DEF'S STATEMENTS		SA
		(HARTE)	n an tha an t	

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ACTIONS -----

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	Date	Action	Dept FC
77.	10/21/98	REQUEST FOR SUBMISSION	SA
		(MTN TO SUPPRESS) (SPRINGGATE)	물건을 받는
78.	10/22/98	TRECEIPT CONTRACTOR STATES AND CONTRACTOR STATES	ТЈ
		(GRAND JURY TRANSCRIPT)	
79.	10/22/98	MOTION TO DECLARE THE DEATH PENALTY STATUTES	TJ
		UNCONSTITIONAL, & OPPOS TO NTC OF INENT-SIREX	
	10/23/98 *	* REQ FOR SUB -	PM
81.	10/29/98	JOINDER IN MOTION (HARTE)	TP
82.	10/29/98	TRANSCRIPT	4 MA
		STATUS CONFERENCE - 10/22/98	
83.	11/02/98	OPPOS TO MTN TO DECLARE THE DEATH PENALTY	CP
		STATUTES UNCONSTITUTIONAL (SIREX)	
84.	11/03/98	ORDER GRANTING MOTION TO WITHDRAW	4 TL
2014		PREVIOUSLY FILED MTN TO SUPPRESS (SIREX)	
	11/04/98	JOINDER IN MOTION	4 MA
86.	11/16/98	RESPONSE TO OPPOS TO MTN TO DECLARE THE	GO
		DEATH PENALTY STATUES UNCONSTITUTIONAL-SIREX	
	12/10/98	ORDER FOR RELEASE OF EVIDENCE	4 TP
88.	01/07/99	EX-PARTE MOTION FOR REASONABLE AND NECESSARY	4 MT
internet in Linearia		EXPENSES FOR THE DEFENSE (HARTE) SEALED	
89.	01/07/99	MEMO. OF PNTS AND AUTH. IN SUPPORT OF MTN	4 MT
S 197		FOR EXPENSE (HARTE) SEALED	
	01/07/99	AFFIDAVIT OF JOHN OHLSON (HARTE) SEALED	4 MT
91.	01/12/99	TRANSCRIPT	4 MA
		1-8-99 (PRETRIAL MOTIONS) (ALL DEFENDANTS)	
92.	01/15/99	SUBPOENA FILED	sc
93.	01/19/99	EX PARTE ORDER FOR EXPENSES	4 TL
		(SEALED IN CONFIDENTIAL ENVELOPE)	
94.	01/22/99	NOMICE OF TRACES IN A PROPERTY OF	4 CP
		AMENDED SUPREME COURT RULE 250(4)(C)	
	01/25/99	MOTION TO PRECLUDE OR LIMIT PHOTOGRAPHS	МА
96.	02/02/99	JOINDER IN MOTION	JB
		(BABB)	
97.	02/02/99	OPPOSITION TO MOTION TO PRECLUDE OR LIMIT	MA
		PHOTOGRAPHS	
98.	02/03/99	MTN TO STRIKE AGGRAVATING CIRCUMSTANCE & TO	GO
		DISMISS STATE'S NTC OF INTENT (BABB)	
99.	02/03/99	SUPPLEMENTAL AUTHORITIES TO MOTION FOR	GO
		SEVERANCE (BABB)	사람이 있는
	02/03/99	JOINDER IN MOTION (HARTE)	TP
101.	02/09/99	OPPOSITION TO MOTION TO STRIKE AGG CIRCUM	TP
e i tur		& TO DISMISS STATE'S NTC OF INTENT	i stager
102.	02/09/99	MOTION FOR REASONABLE TIME BETWEEN GUILT	TP
		AND PENALTY PHASE	
103.	02/09/99	MOTION TO REQUIRE D.A. TO DIVULGE INFO RE:	TP
		JURY PANEL	
104.	02/09/99	TRANSCRIPT - 1/28/99	MA
		PRE-TRIAL MOTIONS	

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				2	SECOND	JUDIC	LAL DIS	TRICT	COURT,	COUNTY	OF	WASHC	Ε
	. 9/	22/99	09:	22					HISTOR				
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e j St	Cas	e N	o: CR	298-00	74 Fi	led:	01/09/	/98 T	ype: (CRIMIN	AL					
	Tit	le:	STAT	'E OF	NEVADA	1	VS.	SHAWN	HARTE	ETA	L	At	issue	: 00/	00/0	00
		1.					- - - - -	ACT	ION	IS -		 	i na na na na na Na na			

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Date		De	ept FC
105. 02/10/99			TP
	SHAWN RUSSEL HARTE		
106. 02/12/99	JOINDER IN MOTION (BABB)		TP
107 00/10/00	(2)		
107. 02/12/99	AFFIDAVIT OF MAILING		TP
108. 02/16/99	CONCURRENCE IN MOTION		SA
109. 02/18/99	(HARTE)		
109. 02/18/99	MTN FOR MORE DEFINITE STATEMENT TO PRODUCE		TP
110. 02/18/99	FACTS, STATEMENTS OF AGG TO SEEK DEATH-BABB		
110. 02/10/99	EX-PARTE MOTION FOR APPT OF EXPERT WITNESS		TP
111. 02/18/99	FOR DEF LATISHA MARIE BABB		
111. 02/10/99	JOINDER IN SUPPLEMENTAL AUTHORITIES FOR SEVERANCE		TP
112. 02/18/99	JOINDER IN MTN TO STRIKE AGGRAVATING CIRCUM		
0,0,	& TO DISMISS STATE'S NTC OF INTENT -SIREX		MA
113. 02/18/99	MOTION TO LIMIT VICTIM IMPACT TEST WITHIN		
	CONSITUTIONAL BOUNDS (SIREX)		MA
114. 02/19/99	JOINDER IN MTN FOR MORE DEF STATEMENT TO	ies gri Isperi	~ ^
	PROD FACTS, STATEMENTS & EVIDENCE-SIREX		GO
115. 02/19/99	REPLY TO OPPOS TO MOTION TO PRECLUDE OR	in di. Nata da	GO
	LIMIT PHOTOGRAPHS (SIREX)		GO
116. 02/19/99	REPLY TP STATE'S OPPOS TO MTN TO STRIKE AGG		TP
	CIRCUM & TO DISMISS (BABB)		TE
117. 02/23/99	NOTICE OF EXPERT WITNESS		MA
	(BABB)		
118. 02/23/99	NOTICE OF EXPERT WITNESS		TJ
119. 02/23/99	NOTICE OF INTENT TO CALL EXPERT WITNESSES		TJ
120. 02/23/99	NOTICE OF EXPERT WITNESSES		TJ
121. 02/24/99	SUBPOENA DUCES TECUM ISSUED	4	MA
122. 03/02/99	EX-PARTE APPLICATION FOR COURT ORDER		TP
100 00 /00 /00	(BABB) SEALED		
123. 03/03/99	ORDER RE: COPIES OF PRIOR CONVICTIONS	4	TP
124. 03/04/99 125. 03/04/99	ORDER RE: PRETRIAL MOTIONS	4	TL
125. 03/04/99	SPECIAL JUROR INSTRUCTION 'A' AND DRAFT	4	TL
126. 03/05/99	SPECIAL JUROR QUESTIONNAIRE	1 A - 4 ¹¹	17 A. A
127. 03/05/99	TRANSCRIPT-MOTIONS 2/22/99	4	TJ
127: 03/03/39	NOTICE OF WITNESSES (BABB)		TJ
128. 03/05/99	NOTICE OF WITNESSES		
129. 03/08/99	ORDER (SEALED)		TP
130. 03/08/99	DEFENDANT HARTE'S RESPONSES TO SPECIAL JUROR	4	MT
	QUESTIONNAIRE DATED 3/4/99	4	TL
131. 03/08/99	DEFENDANT BABB'S RESPONSES TO SPECIAL JUROR	Λ	άτη
	QUESTIONNIARE DATED MARCH 4, 1999	4	TL
132. 03/08/99	STATE'S RESPONSES TO SPECIAL JUROR	4	TL
	QUESTIONNIARE DATED MARCH 4, 1999	-	L L
133. 03/08/99	SPECIAL JUROR INSTRUCTION 'A' AND	4	TL
	FINAL SPECIAL JUROR QUESTIONNAIRE		
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-----ACTIONS

	Date	Action	De	ept FC
134	. 03/08/99	IN CAMERA, UNDER COURT SEAL PRESENTATION OF		TJ
		PROP QUESTIONING OF JURORS DURING VOIR DIRE		
135	. 03/08/99	DEF'S WITNESS LIST		тJ
T36	. 03/08/99	NOTICE OF MITIGATING CIRCUMSTANCES		CP
		SIREX)		77
137.	. 03/10/99	MOTION IN LIMINE TO EXCLUDE DEFENDANT	4	MB
120	02/22/22	HARTE'S EXPERT WITNESSES		
	03/10/99	TRANSCRIPT - JURY SELECTION - 3/8/99	4	TJ
139.	03/12/99	WITNESS LIST		тJ
14U.	03/12/99	TRANSCRIPT-MOTIONS-LATISHA BABB, WESTON	4	
7 4 7	02/15/00	SIREX & SHAWN HARTE 3/11/99		
⊥4⊥.	03/15/99	TRANSCRIPT - MOTIONS 3/12/99	4	MT
110	03/15/99	(WITH EXHIBIT CLERK)		
1/2	03/15/99	AMENDED NOTICE OF WITNESSES		TP
	03/15/99	SUBPOENA ISSUED		TJ
	03/15/99	SUBPOENA ISSUED		MA
T.T.J.	03/10/99	TRANSCRIPT - JURY TRIAL 3/15/99	4	МT
146	03/17/99	(W/EXHIBIT CLERK)		
T ±0.	03/1//99	TRANSCRIPT - JURY TRIAL 3/16/99	4	MT
147	03/17/99	(W/EXHIBIT CLERK)		
	00/1//00	TRANSCRIPT - MARCH 9, 1999 - IN CHAMBERS	4	МT
148	03/18/99	(W/EXHIBIT CLERK)		
	00/10/00	TRANSCRIPT - JURY TRIAL VOL. III 3/17/99	4	МТ
149.	03/19/99	(WITH EXHIBIT CLERK)		
	00, 10, 00	TRANSCRIPT TRIAL VOLUME IV - MARCH 18, 1999 (WITH EXHIBIT CLERK)	4	MT
150.	03/19/99	OPDED CRANTING DIALIMITERIA MORTON		
sta El el	,,	ORDER GRANTING PLAINTIFF'S MOTION IN LIMINE	4	TL
151.	03/19/99	TO EXCLUDE DEFENDANT HART'S EXPERT WITNESSES INSTRUCTIONS 1-43		
	03/19/99	WRITTEN QUESTIONS FROM JURY 1 AND 2	4	MT
	03/19/99	TYPED QUESTIONS AND ANSWERS FOR JURY 1 AND 2	4	MT
154.	03/19/99	UNUSED VERDICT FORMS	4	MT
		(HARTE)	4	MT
155.	03/19/99	UNUSED VERDICT FORMS		3.4170
		(SIREX)	4	MT
156.	03/19/99	UNUSED VERDICT FORMS	4	МШ
		(BABB)	4	MT
157.	03/19/99	VERDICT - COUNT I	A	Mጣ
		(HARTE)	.4	МТ
158.	03/19/99	VERDICT - COUNT I	4	MT
		(SIREX)	-	I'I L
159.	03/19/99	VERDICT - COUNT 1	4	МТ
		(BABB)	-	111
TeO.	03/19/99	VERDICT - COUNT II	4	MT
1 6 7	00/00/	(HARTE)		•••
τοτ.	03/19/99	VERDICT - COUNT II	4	MT
100	02/10/00	(BABB)	7	
T07.	03/19/99	VERDICT - COUNT II	4	MТ
		(SIREX)		

Sec. S.

Case No: CR98-0074 Filed: 01/09/98 Type: CRIMINAL Title: STATE OF NEVADA VS. SHAWN HARTE ET AL At issue: 00/00/00

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		물건 이 것이 같은 것이 아무는 것이 같은 것이 많은 것이 같을 것을 수 없다.		
Sec. Sec. Sec. Sec. Sec. Sec. Sec. Sec.	Date	Action	Dep	t FC
163.	03/22/99	MOTION TO LIMIT THE STATE'S EVID. RE: THE	4	MT
		AGGRAV. CIRC.TO THE NOT. PROV. BY SCR250		
164.	03/22/99	TRANSCRIPT - TRIAL VOL. IV - 3/19/99	4	MT
		(WITH EXHIBIT CLERK)		h gant sansi Shi ya gansi
165.	03/23/99	TRANSCRIPT - PENALTY HEARING VOLUME VI 3/22/99	4	MT
		(W/EXHIBIT CLERK)		
	03/23/99	DEFT. HARTE'S OFFERED INSTRUCTION A (DENIED)		ΜT
	03/23/99	DEFT. BABB'S OFFERED SPECIAL VERDICT B (DENIED)		MT
168.	03/23/99	DEFT. SIREX'S OFFERED SPECIAL VERDICT C (DENIED	4	MT
169.	03/23/99	DEFT. JOINT OFFERED CAUTIONARY INSTRUCTION D	4	MT
		(HANDWRITTEN)		
170.	03/23/99	HANDWRITTEN QUESTION #3	4	MT
171.	03/24/99		4	MT
		(WITH EXHIBIT CLERK)		
172.	03/24/99	HANDWRITTEN QUESTIONS BY JURY 4, 5 AND 6		MT
	03/24/99	TYPED QUESTIONS AND ANSWERS 4 AND 5	4	MT
	03/24/99	INSTRUCTIONS (PENALTY PHASE)		MT
	03/24/99	VERDICT (PENALTY PHASE) - LATISHA MARIE BABB	4	MT
	03/24/99		4	MT
	03/24/99	CAUTIONARY INSTRUCTION A	4	MT
	03/24/99		4	MT
	03/25/99	SUBPOENA FILED	-	TJ
	00/20/99	(2)		
180	03/25/99		4	MT
100.	03/23/99	3/24/99 (WITH EXHIBIT CLERK)	4	INI T
181	03/29/99		4	TL
101.		(FILED UNDER SEAL IN CONFID ENV. FILE #1)	4	11
182	03/29/99			πτ
102.	05/25/05	(UNDER SEAL IN CONFID ENV FILE #1)	4	TL
192	04/23/99		4	МП
103.	04/23/33		4	MT
101	04/23/99	(SEALED) - HARTE		a Norma
104.	04/23/99	REQUEST FOR SUBMISSION	4	MT
105	04/23/99	(SEALED) - HARTE		
102.	04/23/99	EX-PARTE ORDER FOR COMPENSATION		MT
100	04/27/99	(SEALED) - HARTE		
T90.	04/2//99	TRANSCRIPT OF PROCEEDINGS - PENALTY	4	SH
107	05/07/00	HEARING (VOLUME VII)		
18/.	05/07/99	JUDGMENT OF CONVICTION	4	MT
100	05/07/00	(BABB)		· · · · · · · · · · · · ·
T88.	05/07/99	JUDGMENT OF CONVICTION	4	MT
100	05/05/00	(SIREX)		
189.	05/07/99	JUDGMENT OF CONVICTION	4	MT
100	05/05/00	(HARTE)		
ТЭО.	05/07/99	WARRANT OF EXECUTION	4	MT
1	05/05/05	(HARTE)		
191.	05/07/99	ORDER FOR EXECUTION	4	MT
	0 - 10 - 1	(HARTE)	de te	
192.	05/07/99	ORDER FOR COMMITTMENT	4	MT
1. P. 1.		(HARTE)		

Admit: 00/00/00

STATE 4 MT

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Admit: 03/16/99

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	Case No	cR98	-0074 F	iled: 01	/09/98	Type: CR	IMINAL			
r.	Title:	STATE	OF NEVADA		VS. SHAWN			At issu	e: 00/	00/00
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	Date	Action	Dept FC
193.	05/07/99	NOTICE OF APPEAL FILED	4 SC
		(WESTON EDWARD SIREX)	승규는 것 같은 것 같은 것 같은 것
	05/07/99		4 SC
195.	05/07/99	NOTICE OF APPEAL FILED	4 SC
		(LATISHA MARIE BABB)	
196.	05/07/99	DESIGNATION OF RECORD	4 SC
		(SIREX)	
197.	05/07/99	NOTICE OF WITHDRAWAL OF ATTORNEY	4 SC
		(BABB) (BABB)	
198.	05/10/99	CERTIFICATE OF CLERK	4 RM
		(SIREX)	
199.	05/10/99	CERTIFICATE OF TRANSMITTAL	4 RM
		(SIREX)	그는 그 귀엽고 물질을 하는
200.	05/10/99	DESIGNATION OF RECORD	SC
		(BABB) and the second secon	
201.	05/10/99	REQUEST FOR APPOINTMENT OF COUNSEL	4 SC
	0 - / /	(BABB)	
202.	05/11/99	TRANSCRIPT-SENTENCING 5/7/99	4 SC
202	05/11/100	BABB; SIREX & HARTE	이 같은 것 같은 것 같은 감독을 했다.
203.	05/14/99	NOTICE OF APPEAL FILED	4 ML
	05/15/00	(HARTE)	
204.	05/17/99	MOTION FOR ORDER ALLWOING WITHDRAWAL	TP
205		OF TRIAL COUNSEL (JOHN OHLSON) (HARTE)	
205.	05/17/99	JOINT AFFIDAVIT OF JOHN OHLSON & JOHN	n an the TP of the second second
206	06/07/99	SPRINGGATE (2) (HARTE)	
200.	06/07/99	MOTION FOR TRANSCRIPTS	TJ
207	08/05/99	(BABB)	
207.	00/05/99	ORDER APPOINTING COUNSEL	4 MT
208	08/05/99	(BABB)	
200.	00/03/99	ORDER APPOINTING COUNSEL	4 MT
209	08/05/99	(SIREX)	그는 방문을 중심을 가지 않는다.
2051		ORDER APPOINTING COUNSEL (HARTE)	4 MT
210.	08/05/99	CERTIFICATE OF MAILING	
0.	00700700	(HARTE)	4 MT
211.	09/20/99	REQUEST FOR ROUGH DRAFT TRANSCRIPT	
		(BABB)	SC
			· 1. 化酸酸盐 化乙基乙基乙基 化乙基乙基乙基
		ЕХНІВІТ S	
ID		Description Type	Polabo Doot Cl-1
1.A		PHOTOGRAPH 01	
		Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	STATE 4 MT Admit: 03/17/99
1.B			STATE 4 MT
· · .		Tutro: 03/12/99 Off/Obi	OLALD 4 MI

Intro: 03/12/99 Off/Obj:

Intro: 03/12/99 Off/Obj:

Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.

PHOTOGRAPH

PHOTOGRAPH

1.C 2.A

Case No: CR98-0074 Filed: 01/09/98 Type: CRIMINAL Title: STATE OF NEVADA VS. SHAWN HARTE ET AL At issue: 00/00/00

	E X H I B I T S	는 그 가 그 바이고 한 그 것 그 가 가 가 가 있었다. 그는 가 가 가 가 있는 것이 가 가 있는 것 같아.
ID	Description	
2.B		
4	PHOTOGRAPH 01	STATE 4 MT
2.C	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/16/99
2.0	PHOTOGRAPH 01	STATE 4 MT
3.A	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
J.A	PHOTOGRAPH 01	STATE 4 MT
3.B	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
3.1	PHOTOGRAPH 01	STATE 4 MT
4.A	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
	PHOTOGRAPH 01	STATE 4 MT
4.B	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
	PHOTOGRAPH 01	STATE 4 MT
4.C	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. PHOTOGRAPH	Admit: 03/17/99
		STATE 4 MT
5.A	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. PHOTOGRAPH 01	Admit: 03/17/99
J. .		STATE 4 MT
5.B	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. PHOTOGRAPH 01	Admit: 03/17/99
3. D		STATE 4 MT
5.C	Intro: 03/12/99 Off/Obj: OFF'D/OBJ.OVRRLD PHOTOGRAPH 01	Admit: 03/22/99
3.0		STATE 4 MT
5.D	Intro: 03/12/99 Off/Obj: OFF'D/OBJ. OVRRLD PHOTOGRAPH 01	Admit: 03/22/99
		STATE 4 MT
6.A	Intro: 03/12/99 Off/Obj: OFF'D/OBJ.OVRRLD BAG	Admit: 03/22/99
· · · · · ·	\mathbf{U}	STATE 4 MT
6.B	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. MAP	Admit: 03/17/99
	MAP 01 Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	STATE 4 MT
6.C	NOMEDOOK	Admit: 03/17/99
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	STATE 4 MT
6.D	CI TODOADD	Admit: 03/17/99
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	STATE 4 MT
7.A	POLORIOD PHOTOGRAPH 01	Admit: 03/17/99 STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	STATE 4 MT Admit: 03/16/99
7.B	POLORIOD PHOTOGRAPH 01	
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	STATE 4 MT Admit: 03/16/99
7.C	POLORIOD PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/16/99
8	LETTER WRITTEN BY HARTE	STATE 4 MT
	Intro: 03/12/99 Off/Obj:	Admit: 00/00/00
8.A	REDACTED LETTER BY HARTE 01	STATE 4 MT
	Intro: 03/18/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/18/99
8.B	REDACTED PORTION OF LETTER WRITTEN BY 01	STATE 4 MT
	HARTE	
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD	Admit: 03/22/99
8.C	REDACTED LETTER BY HARTE 01	STATE 4 MT
	Intro: 03/23/99 Off/Obj:	Admit: 00/00/00
9	ENVELOPE CONTAINING 7 PAGES - 01	STATE 4 MT
internet in the second s	HARTE MATERIAL	이 그는 것은 것같은 소리를 알았다.
	Intro: 03/12/99 Off/Obj: OFF'D/OBJ.OVRRLD	Admit: 03/22/99
	가지 말한 것이 이 것 같아. 이 이 집에 가지 않는 것 같아. 집에 가지 않는 것 같아. 나는 것 같아. 나는 것 같아.	

i - E	Case No: CR98-0074 Filed: 01/09/98 Type: CRIMINAL	
ŝ.	Title: STATE OF NEVADA VS. SHAWN HARTE ET AL At issue: 00/00/00	4
	승규는 이 가는 모에 있는 것이 가지도 않는 것은 것이 다. 사람이 가지만 것을 수 있는 것을 하는 것이다. 가지 않는 것을 가지 않는 것을 수 있는 것을 하는 것이다. 가지 않는 것이 가지 않는 것이 같은 것이다. 가지 않는 것이 같은 것이 같은 것이 같은 것이다. 가지 않는 것이 같은 것이 같은 것이 같은 것이 같은 것이 같은 것이 같은 것이 없다. 것이 같은 것이 없는 것이 없 않는 것이 없는 것이 없 않는 것이 없는 것이 않는 것이 않는 것이 없는 것이 않는 것이 않는 것이 않는 것이 않은 것이 않는 것이 않는 것이 않는 것이 않은 것이 않는 것이 않 않 것이 같이 않는 것이 않이 않는 것이 않는 것이 않는 것이 않는 것이 없는 것이 않는 것이 않는 것이 않 않이 않이 않이 않는 것이 않는 것이 않는 것이 않이 않이 않는 것이 않는 것이 않는 것이 않 않이 않 않	
	n an	j S

	ана		
ID	Description	Туре	Relshp Dept Clrk
10	VIDEO TAPE INTERVIEW WITH SIREX	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
11.A	VIDEO TAPE INTERVIEW WITH HARTE	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
11.B	VIDEO TAPE INTERVIEW WITH HARTE	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
12.A	VIDEO TAPE INTERVIEW OF BABB	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
12.B	VIDEO TAPE INTERVIEW OF BABB	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
13.A	VIDEO TAPE - NEWS INTERVIEW BABB	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
13.B	VIDEO TAPE - NEWS INTERVIEW BABB	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
14	AUDIO TAPE - LANETTE BAGBY	01	STATE 4 MT
15	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
	TYPED NOTE AND HANDWRITTING WITH	01	STATE 4 MT
	ATTACHED NEWSPAPER CLIPPING		같은 것은 것은 것이다. 관계가 가장 가장 가지? 같은 것은 것은 것은 것이 같은 것이 같은 것이다. 같은 것은 것은 것이 같은 것이 없다. 것이 같은
16	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
	MISSLE FRAGMENTS FROM VICTIM	01	STATE 4 MT
17.A	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. SMITH AND WESSON .22		Admit: 03/17/99
		01	STATE 4 MT
17.B	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. BULLET FOR SMITH AND WESSON	4. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.	Admit: 03/17/99
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	01	STATE 4 MT
17.C	MAGAZINE FOR SMITH AND WESSON	01	Admit: 03/17/99
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	1	STATE 4 MT
17.D		01	Admit: 03/17/99 STATE 4 MT
	Intro: 03/17/99 Off/Obj: OFF'D/NO OBJ.		$\lambda dm i + 03/17/99$
17.E		01	STATE 4 MT
	Intro: 03/17/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
18.A	TODOTT	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
18.B	MAGAZINE FOR LORCIN .22	01	STATE 4 MT
	MAGAZINE FOR LORCIN .22 Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
18.C	BULLETTS FROM LORCIN .22	01	STATE 4 MT
	Intro: 03/17/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
19.A	PAPERS FROM TAXI CAB	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/16/99
19.B	PAPERS FROM TAXI CAB	01	STATE 4 MT
20	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
20	MICRO AUDIO TAPE - CONSENT TO SEARCH	01	STATE 4 MT
	SIREX		
21	Intro: 03/12/99 Off/Obj: MICRO AUDIO TADE INTERVIEW MITH DADD	0.1	Admit: 00/00/00
	MICRO AUDIO TAPE - INTERVIEW WITH BABB Intro: 03/12/99 Off/Obj:		STATE 4 MT
22			Admit: 00/00/00
	Intro: 03/12/99 Off/Obj:	01	STATE 4 MT
			Admit: 00/00/00

Case No:	CR98-0074	Filed: 01/09	/98 Type:	CRIMINA	\mathbf{L}			ļ
Title: S	TATE OF NEVA		SHAWN HAP			At issue	e: 00/00/00	1.1.1.
							그 같은 것을 물었다.	
			EXHIB	ITS		•		

	수는 것에 가장에서 가지 않는 것을 가지 않는 것이 없는 것이 없는 것이 없다.		
ID	Description	Туре	Relshp Dept Clrk
23	MICRO AUDIO TAPES - INTERVIEW BY SIREX	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
24	NEWSPAPER - 10/27/97 FROM BABB/HARTE	01	STATE 4 MT
	RESIDENCE		그 김 영제를 통하고 않는 것이라.
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ	•	Admit: 03/17/99
24.A	REDACTED COPY OF NEWSPAPER ARTICLE	01	STATE 4 MT
	Intro: 03/19/99 Off/Obj: OFF'D/NO OBJ		Admit: 03/19/99
25	ITEMS FROM VICTIM	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
26	RADIO SHACK WIRELESS MICRO-PHONE	01	STATE 4 MT
한 일 집 가 관람이 있었다.	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ		Admit: 03/17/99
27		01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	•	Admit: 03/17/99
28	.22 CALIBER CASING	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	•	Admit: 03/17/99
29	MILITARY RECORDS OF HARTE	01	STATE 4 MT
20	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
30	MILITARY RECORDS OF SIREX	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/23/99
31.A	PHOTOGRAPH OF SIREX	01	DEF: 4 MT
31.B	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
31.B	PHOTOGRAPH OF SIREX	01	DEF: 4 MT
31.C	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. PHOTOGRAPH OF SIREX		Admit: 03/17/99
31.0		01	DEF: 4 MT
31.D	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. PHOTOGRAPH OF SIREX		Admit: 03/17/99
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	01	DEF: 4 MT
31.E			Admit: 03/17/99
	PHOTOGRAPH OF SIREX Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	01	DEF: 4 MT
32	DITORO CON NOT	· · · · · · · · · · · · · · · · · · ·	Admit: 03/17/99
	Intro: 03/16/99 Off/Obj: OFF'D/NO OBJ.	01	STATE 4 MT Admit: 03/17/99
33		01	STATE 4 MT
	Intro: 03/16/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
34.A		01	STATE 4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVR		Admit: 03/22/99
34.B		01	STATE 4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVR		Admit: 03/22/99
34.C	PHOTOGRAPH	1. A State 1 A	STATE 4 MT
and the second second second	Intro: 03/22/99 Off/Obj: OFF'D/OBJ. OV		Admit: 03/22/99
34.D	PHOTOGRAPH	01	STATE 4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ. OV	RRLD	Admit: 03/22/99
34.E		01	STATE 4 MT
24 17	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVR		Admit: 03/22/99
34.F	PHOTOGRAPH	01	STATE 4 MT
21 0	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVR		Admit: 03/22/99
34.G	PHOTOGRAPH	01	STATE 4 MT
34 ц	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVR	RLD	Admit: 03/22/99
34.H	PHOTOGRAPH	01	STATE 4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ. OV	RRLD	Admit: 03/22/99

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	E X H I B I T S		
ID	Description		
34.I	Description Type PHOTOGRAPH 01 Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD	STATE	Dept Clrk 4 MT
34.J	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD PHOTOGRAPH 01		03/22/99 4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ. OVRRLD		03/22/99
34.K	PHOTOGRAPH 01	and the second	4 MT
34.L	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD PHOTOGRAPH		03/22/99
J 1 . L	PHOTOGRAPH 01 Intro: 03/22/99 Off/Obj: OFF'D/OBJ. OVRRLD		4 MT
35	FOOTPRINT ANALYSIS		03/22/99 4 MT
			03/22/99
36	PHOTOGRAPH 01	STATE	4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD	Admit:	03/22/99
37	PHOTOGRAPH 01		4 MT
38	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD	Admit:	03/22/99
50	SIGNED MIRANDA WAIVER BY S. HARTE 01	STATE	4 MT
39	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD SMALL PHOTOGRAPH OF SIREX AND UNCLE 01		03/22/99 4 MT
	Intro: 03/23/99 Off/Obj: OFF'D/NO OJB.	DEr: Admit:	4 M1
40	MEDICAL RECORDS FROM WASHOE MEDICAL 01 CENTER ON SIREX		4 MT
		∧dmi+.	03/23/99
41	PSYCHOLOGICAL EVALUATION OF LATISHA BABB 01		03/23/99 4 MT
	Intro: 03/23/99 Off/Obj:		00/00/00
41.A		DEF:	
42	Intro: 03/23/99 Off/Obj: OFF'D/NO OBJ. 01	Admit: DEF:	03/23/99
		DEr: Admit:	4 M1 03/23/99
43		DEF:	4 MT
	WITH AND WITHOUT TREATMENT		
44	Intro: 03/23/99 Off/Obj: OFFER WITHDRAWN		
44	PHOTO ALBUM OF SHAWN HARTE 01	DEF:	
Α	Intro: 03/23/99 Off/Obj: OFF'D/NO OBJ.		03/23/99
	TRANSCRIPT OF STATEMENT MADE BY 071 SHAWN HARTE	STATE	4 M1
	Intro: 01/08/99 Off/Obj: OFF'D/NO OBJ.	Admit:	01/08/99
B	TRANSCRIPT OF STATEMENT MADE BY 071 WESTON SIREX		4 MT
	Intro: 01/08/99 Off/Obj: OFF'D/NO OBJ	Admit:	01/08/99
C.1	TAPE ONE OF INTERVIEW WITH SHAWN HARTE 071	STATE	4 MT
	Intro: 01/08/99 Off/Obj: OFF'D/NO OBJ. Disp: E01 03/08/99 RELEASED PER COURT ORDER	Admit:	01/08/99
C.2	TAPE TWO OF INTERVIEW WITH SHAWN HARTE 071	STATE	4 MT
	Intro: 01/08/99 Off/Obj: OFF'D/NO OBJ.		01/08/99
P	Disp: E01 03/08/99 RELEASED PER COURT ORDER		
D	TAPE OF INTERVIEW WITH WESTON SIREX 071		
	Intro: 01/08/99 Off/Obj: OFF'D/NO OBJ.	Admit:	01/08/99
	Disp: E01 03/08/99 RELEASED PER COURT ORDER	antes Altra de la composición	

Case No: CR98-0074 Filed: 01/0	09/98 Type: CRIMIN		
Title: STATE OF NEVADA VS	5. SHAWN HARTE ET A	۸L At	issue: 00/00/00

---- EXHIBITS ---

	Б. 2			
ID	Description		Туре	Relshp Dept Clrk
E.1	JURY QUESTIONNAIRE	OF MARCOS ALAS	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.2	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.3	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/11/99
E.5			01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.6	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.7		OF WILLIAM BOTELHO,	01	COURT 4 MT
	JR.			아님, 그는 바람은 강경에는 것을 것
	Intro: 03/08/99	Off/Obj: STIPULATED		Admit: 03/08/99
E.9	JURY QUESTIONNAIRE	OF KELLY BRANT	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.10	JURY QUESTIONNAIRE		01	COURT 4 MT
	Intro: 03/08/99	Off/Obj: STIPULATED		Admit: 03/08/99
E.11	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.12	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.13		OF THOMAS CARPENTER	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/11/99
E.15	JURY QUESTIONNAIRE		01	COURT 4 MT
F 16		Off/Obj: STIPULATED		Admit: 03/08/99
E.16	JURY QUESTIONNAIRE		01	COURT 4 MT
E.17		Off/Obj: STIPULATED	0.1	Admit: 03/11/99
E. 1 /	JURY QUESTIONNAIRE		01	COURT 4 MT
E.18	JURY QUESTIONNAIRE	Off/Obj: STIPULATED	01	Admit: 03/08/99
1.10		Off/Obj: STIPULATED	01	COURT 4 MT
E.19		OF ENRIQUE P. CORDOVA	01	Admit: 03/08/99 COURT 4 MT
		Off/Obj: STIPULATED	UT .	Admit: 03/08/99
E.20	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED	UT	Admit: 03/08/99
E.21	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED	Ŭ	Admit: 03/11/99
E.22		OF DAVID CUNNINGHAM	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.24	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.25	JURY QUESTIONNAIRE	OF ANITA L. EMMICH	01	COURT 4 MT
	Intro: 03/08/99	Off/Obj: STIPULATED		Admit: 03/08/99
E.26	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.27		OF JAMES T. FREEMAN	01	COURT 4 MT
	Intro: 03/08/99	Off/Obj: STIPULATED		Admit: 03/08/99
Charles and the second seco	(i) A set of the se			

Case No: CR98-0074 Filed:	01/09/98 Type: CRIMINAL
Title: STATE OF NEVADA	VS. SHAWN HARTE ET AL At issue: 00/00/00
	그는 그는 것 같은 것 같이 가지 않는 것 같은 것을 하는 것을 하는 것을 가지 않는 것을 수 있는 것을 수 있다.

--- EXHIBITS---

ID	Description		Туре	Relshp Dept Clrk
E.29	JURY QUESTIONNAIRE	OF CHARLOTTE	01	COURT 4 MT
	GARFINKLE			
	Intro: 03/08/99	Off/Obj: STIPULATED		Admit: 03/08/99
E.30		OF TRACY R. GOLDER	01	COURT 4 MT
	Intro: 03/08/99	Off/Obj: STIPULATED		Admit: 03/08/99
E.31		OF SHIRLEY M. GUMAGAY	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.32		OF OLIVIA A. GURULE!	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/11/99
E.33		OF OSMIN D. GUZMAN	01	COURT 4 MT
		Off/Obj: STIPULATION		Admit: 03/08/99
E.34	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/11/99
E.35	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.36		OF SHARON K. HERBST	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.39		OF RODGER W. JOHNSON	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.40	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/11/99
E.41	JURY QUESTIONNAIRE		01	COURT 4 MT
— 4 0		Off/Obj: STIPULATED		Admit: 03/08/99
E.42		OF RICHARD D. KIES	01	COURT 4 MT
— • •		Off/Obj: STIPULATED		Admit: 03/08/99
E.44		OF PATRICIA A. KING	01	COURT 4 MT
	Intro: 03/08/99	Off/Obj: STIPULATED		Admit: 03/08/99
E.45		OF ROBERT M. KINNISON	01	COURT 4 MT
E.46		Off/Obj: STIPULATED	<u>.</u>	Admit: 03/08/99
E.40		OF AMELIA L. LAVELLE	01	COURT 4 MT
E.47		Off/Obj: STIPULATED	0.7	Admit: 03/08/99
E. • ± /	JURY QUESTIONNAIRE		01	COURT 4 MT
E.48	JURY QUESTIONNAIRE	Off/Obj: STIPULATED	0 1	Admit: 03/08/99
1.10			01	COURT 4 MT
E.49	JURY QUESTIONNAIRE	Off/Obj: STIPULATED	01	Admit: 03/08/99
	MACLAREN	OF RENNEIH D.	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.50		OF ANTHONY W. MAHOMET	01	COURT 4 MT
		Off/Obj: STIPULATED	0T	Admit: 03/08/99
E.51	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED	~ -	Admit: 03/08/99
E.52		OF LINDA M. MARION	01	COURT 4 MT
		Off/Obj: STIPULATED	∀ ⊥	Admit: 03/08/99
E.53		OF WILLIAM H. MARTIN	01	COURT 4 MT
		Off/Obj: STIPULATED	~ -	Admit: 03/11/99
E.54	JURY QUESTIONNAIRE		01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/11/99
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	la parte de Marie (Brazilia de La Cardella de La C Esta de la Cardella de		
	SECOND JUDICIAL DISTRICT COURT, COUNTY	OF WAS	HOF
9/22/99 09:2	FULL CASE HISTORY	01 1110	PAGE: 19
Care No. CD00			가지 않는 것 못한 못했다.
Title STATE C	-0074 Filed: 01/09/98 Type: CRIMINAL		
	OF NEVADA VS. SHAWN HARTE ET AL	A	t issue: 00/00/00
	EXHIBITS		
ID	Description	Туре	Relshp Dept Clrk
E.55	JURY QUESTIONNAIRE OF CYNTHIS L. MCMANMON-HICKS	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.56	JURY QUESTIONNAIRE OF DEBORAH L. MILLER	01	COURT 4 MT
E.57	Intro: 03/08/99 Off/Obj: STIPULATED	ter stati	Admit: 03/08/99
L.J/	JURY QUESTIONNAIRE OF CYNTHIA A. MITCHELL	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		
E.59	JURY QUESTIONNAIRE OF BARBARA J. MURRAY	01	Admit: 03/08/99 COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED	•-	Admit: 03/08/99
E.62	JURY QUESTIONNAIRE OF PATRICK ODLE	01	COURT 4 MT
E.63	Intro: 03/11/99 Off/Obj: STIPULATED		Admit: 03/11/99
L .03	JURY QUESTIONNAIRE OF THOMAS I. OERY	01	COURT 4 MT
E.64	Intro: 03/08/99 Off/Obj: STIPULATED JURY QUESTIONNAIRE OF TONIA K. OTT-		Admit: 03/08/99
	PARTIN	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		7 dmit 02 /00 /00
E.65	JURY QUESTIONNAIRE OF MICHAEL REGAN	01	Admit: 03/08/99 COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED	υı	Admit: 03/08/99
E.67	JURY QUESTIONNAIRE OF LAURA M. RIOS	01	COURT 4 MT
E CO	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.69	JURY QUESTIONNAIRE OF MOISES ROSAS	01	COURT 4 MT
E.70	Intro: 03/08/99 Off/Obj: STIPULATED	$(b_{i}) \in A^{1}(b)$	Admit: 03/08/99
	JURY QUESTIONNAIRE OF JOHN T. RUSHING Intro: 03/08/99 Off/Obj: STIPULATED	01	COURT 4 MT
E.72		01	Admit: 03/08/99 COURT 4 MT
	Intro: 03/11/99 Off/Obj: STIPULATED	UΤ	COURT 4 MT Admit: 03/11/99
E.73	JURY QUESTIONNAIRE OF GREGORY R. SCHMIDT	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.75	JURY QUESTIONNAIRE OF SARA SHORT	01	COURT 4 MT
E.76	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
	JURY QUESTIONNAIRE OF CYNTHIA G. SIGUA Intro: 03/11/99 Off/Obj: STIPULATED	01	COURT 4 MT
E.77	JURY QUESTIONNAIRE OF DAVID L. SMITH	01	Admit: 03/11/99
	Intro: 03/08/99 Off/Obj: STIPULATED	01	COURT 4 MT Admit: 03/08/99
E.80	JURY QUESTIONNAIRE OF ANNA L. TARRANT	01	COURT 4 MT
T 07	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.81	JURY QUESTIONNAIRE OF JANET C. TIMMONS	01	COURT 4 MT
E.82	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
1.02	JURY QUESTIONNAIRE OF JAMES W. TOUSSAINT	01	COURT 4 MT
E.83	Intro: 03/08/99 Off/Obj: STIPULATED JURY QUESTIONNAIRE OF ROSS E. TRIPLETT	01	Admit: 03/08/99
	Intro: 03/08/99 Off/Obj: STIPULATED	01	COURT 4 MT
E.84	JURY QUESTIONNAIRE OF MATTHEW R. WALDEN	01	Admit: 03/08/99 COURT 4 MT
Por	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.86	JURY QUESTIONNAIRE OF JOHN WEILAND	01	COURT 4 MT
E.87	Intro: 03/08/99 Off/Obj: STIPULATED	e di Atri	Admit: 03/08/99
	JURY QUESTIONNAIRE OF PATRICIA E. WELCH Intro: 03/08/99 Off/Obj: STIPULATED	01	COURT 4 MT
	INCLO. 03/08/99 OLL/ODJ: STIPULATED		Admit: 03/08/99
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	SECOND JUD	ICIAL DISTRICT	COURT,	COUNTY OF	WASHOE		물건 승규가	
9/22/99 09:22		FULL CASE				1967 - S. 1	:	20
						영감 승규는 것		25
Case No: CR98-0074	Filed:	01/09/98 Type:	CRIMIN	JAL				

Title: STATE OF NEVADA VS. SHAWN HARTE ET AL At issue: 00/00/00

----- E X H I B I T S -----

ID	Description			Туре	Relshp Dep	t Clrk
E.88	JURY QUESTIONNAIRE	OF MARY	A. WILLIAMS		COURT 4	
E.89	Intro: 03/08/99	Off/Obj:	STIPULATED	and the first state of the set	Admit: 03	
1.05	JURY QUESTIONNAIRE WILLINGHAM	OF DEVINA	АМ.	01	COURT 4	MT
	Intro: 03/08/99	Off/Obj:	STIPULATED		Admit: 03	/08/99

8/30/2004 4:26:23PM

COND JUDICIAL DISTRICTOOURT COUNTY OF WASHOE

Full Case History

DEPT. D4

HON. CONNIE J. STEINHEIMER

	Case Description: STATE	VS. SHAWN HARTE ET	AL (D4)
Case ID: CR98-0074A	Case Type: CRI	MINAL	Initial Filing Date: 1/9/1998
	Par	rties	
PLTF DA DEFT PD	STATE OF NEVADA - STATE Thomas W. Barb, Esq 4523 SHAWN RUSSELL HARTE - @ Janet C. Schmuck, Esq 3906		
	Cha	rges	
Charge No. Charge Code	Charge Date	Charge De	scription
	Plea Info	ormation	
Charge No. Plea Code	Plea Date	Plea Descripti	<i>o</i>
	Release In Custody Status	formation	
Department Event 1 Extra Text:	Hear Description	ings Sched. Date	& Time Disposed Date
	Agency Cros	ss Reference	en e
Code Agency Desc	ription	Case Reference I.D.	
		cket	
Docket Entry DateCode5/7/19991315	Code Description * Case Closed	Docket Text	
12/13/1999 CMS *	*See CMS Prior to 12/13/99		
	*Payment Receipted A	A Payment of -\$128.24 was mad	le on receipt DCDC123164.

8/30/2004 , 4:26:31PM

report Date of Inne

COND JUDICIAL DISTRIC COUNTY OF WASHOE

Full Case History

DEPT. D4

HON. CONNIE J. STEINHEIMER

	Case Description: POST: SHA	WN RUSSELL HARTE (D4)	
Case ID: CR98	P0074A Case Type: POST CO		Date: 2/27/2001
	Parties		
PATY RESP APPE PETR DA DATY DATY	Donald York Evans, Esq 1070 STATE OF NEVADA - STATE SHAWN RUSSELL HARTE - @80809 SHAWN RUSSELL HARTE - @80809 Richard Allen Gammick - 1510 Gary Howard Hatlestad, Esq 1525 Janet C. Schmuck, Esq 3906		
	Charges		
Charge No. Char	rge Code Charge Date	Charge Description	
Charge No. Plea	Plea Informat Code Plea Date	ion Plea Descriptio	
	Release Informa Custody Status	tion	
Extra Text:	Hearings Event Description OTION FOR ATTORNEY'S FEES EX PARTE	Sched. Date & Time 5/6/2002 09:30:00	Disposed Date 5/6/2002

	Extra Text: EX PARTE	and the second		0,0,2002
2	D4 STATUS HEARING	8/13/2002	09:00:00	8/12/2002
	Extra Text: RE: MTN FOR ENLARGEMENT OF TIME ON SUPP	PLEMENTAL PE	TITION	8/13/2002
- 3	D4 MOTION	5/14/2003	17:15:00	5/14/2002
	Extra Text: EX-PARTE	5/1 // 2005	17.15.00	5/14/2003
- 4	D4 IN-CHAMBERS CONFERENCE	5/28/2003	13:30:00	5/28/2002
. •	Extra Text: MOTION TO CONTINUE POST CONVICTION HEA	RING	13.30.00	5/28/2003
5	D4 PETITION FOR POST CONVICTION	6/27/2003	09:30:00	5/28/2003
	Extra Text:	0/2//2005	09.30.00	5/28/2003
6	D4 HEARING ON EX PARTE FILING	8/27/2003	15:30:00	8/27/2003
ч. 1	Extra Text: ***SEALED***		10.000	8/2//2003
7	D4 IN-CHAMBERS CONFERENCE	9/10/2003	10:30:00	9/10/2003
	Extra Text: (COURT REPORTER NEEDED)		10.00.00	9/10/2005
8	D4 PETITION FOR POST CONVICTION	9/19/2003	09:30:00	9/19/2003
	Extra Text:			511512005
9	D4 HEARING ONGOING	9/22/2003	10:00:00	9/22/2003
	Extra Text: (PETITION FOR POST CONVICTION)			<i></i>
10	D4 Tickle Start Code	5/26/2004	07:00:00	5/26/2004
	Extra Text: HAVE OBJECTIONS TO ORDER BEEN FILED?			
11	D4 Tickle Start Code	7/26/2004	07:00:00	7/26/2004
	Extra Text: HAS THE OBJECTIONS TO THE FINDINGS AND RI	ESPONSE BEEN	SUBMITTED B	Y COUNSEL?
S. A. 1997			and the second	

Case ID: CR98P0074A

Code

Case Type: POST CONVICTION

Initial Filing Date: 2/27/2001

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Agency Cross Reference Case Reference I.D. Case Deription: POST: SHAWN RUSSELL H. (D4)

Case ID:	CR98P0074A
0.00 101	01001 007411

Case Type: POST CONVICTION

Initial Filing Date: 2/27/2001

Docket Entry Date	code	Code Description	Docket Docket Text
2/27/2001	1075	Affidavit	IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS
2/27/2001	2490	Motion	FOR ATTORNEY'S FEES
2/27/2001	3870	Request	FOR APPOINTED COUNSEL
2/27/2001	3585	Pet Writ Habeas Corpus	그는 것 같은 것 같
<u>3/1/2001</u> <u>3/13/2001</u>	3862 3860	**Criminal Submit Request for Submission	DOCUMENT TITLE: POST CONVICTION PARTY SUBMITTING: P. MEACHAM DATE SUBMITTED: 3/1/01 SUBMITTED BY: P. MEACHAM DATE RECEIVED JUDGE'S OFFICE: 3/2/01; premature submit by criminal filing office FILED DATE & TITLE OF ORDER: DOCUMENT TITLE: MTN FOR ATTORNEY'S FEES PARTY SUBMITTING: SCHMUCK DATE SUBMITTED: 3/16/01 SUBMITTED BY: P. MEACHAM DATE RECEIVED JUDGE'S OFFICE: 3/16/01 FILED DATE & TITLE OF ORDER: 3/22/01 order granting
3/22/2001	3370	Order	FOR COMPENSATION
3/22/2001	4050	Stipulation	FOR RELEASE OF EVIDENCE
<u>3/23/2001</u> 4/17/2001	3860 3195	Request for Submission Ord Releasing Exhibits	DOCUMENT TITLE: STIP FOR RELEASE OF EVIDENCE PARTY SUBMITTING: SCHMUCK DATE SUBMITTED: 4/4/01 SUBMITTED BY: P. MEACHAM DATE RECEIVED JUDGE'S OFFICE: 4/6/01 FILED DATE & TITLE OF ORDER: 4/17/01; ORDER GRANTING
4/25/2001	1692	Exhibit Clerk Receipt	EXHIBIT # 44 RELEASED TO JANET SCHMUCK
2/8/2002	3980	Stip and Order	STIPULATED SCHEDULING ORDER
5/6/2002		Granted	SIN OLATED SCHEDOLING ONDER
5/6/2002		Ex-Parte Mtn	FOR EXPERTWITNESS AND INVESTIGATIVE FEES
<u>5/6/2002</u> <u>5/8/2002</u>		Ex-Parte Mtn Order	***SEALED*** TO SEAL DEFENDANT'S EX-PARTE MOTION FOR AUTHORITY FOR EMPLOYMENT OF EXPERTS AND INVESTIGATIORS AT STATE EXPENSE ***SEALED*** EX-PARTE ORDER AUTHORIZING EMPLOYMENT OF EXPERT WITNESSES AND INVESTIGATIVE FEES/ORDER
			TO SEAL ***SEALED***
5/13/2002 6/4/2002	3370 4185	Order Transcript	EX-PARTE ORDER TO SEAL EX-PARTE MOTIONS FOR AUTHORITY FOR EMPLOYMENT OF EXPERTS AND INVESTIGATORS AT STATE EXPENSE ***SEALED** IN CHAMBERS MOTION FOR ATTORNEY'S FEES 5-6-02
7/29/2002	1015	Acknowledgment of Receipt	(SEALED)
8/13/2002		Order	***SEALED***
8/13/2002	D435	Heard	EXTENSION OF TIME GRANTED
11일 - 201 <u>1 -</u> 1227			- 이상 사망에 있는 것은 것은 가지 않는 것은 것은 것은 것은 것은 것은 것은 것을 가지 않는 것을 같은 것은

Case D cintion	POST. SHAWN DH	SSELL HALLTE (D4)
Case Duription.	1051. SHAWN KU	SSELL III MAIL (D4)

Case ID: CRS)8P0074 A		OST CONVICTION Initial Filing Date: 2/27/20
8/22/2002	3370	Order	OF ENLARGEMENT OF TIME
9/10/2002	4185	Transcript	8/13/02 IN-CHAMBERS HEARING
11/4/2002	4100	Supplemental Petition	FOR WRIT
11/6/2002	3862	**Criminal Submit	DOCUMENT TITLE: SUPPLEMENTAL PET PARTY SUBMITTING: P. MEACHAM DATE SUBMITTED: 11/6/02 SUBMITTED BY: P. MEACHAM DATE RECEIVED JUDGE'S OFFICE:11/7/02 premature subimit
12/30/2002	1130	Answer	이는 것은 것은 것이 있는 것은 것은 것은 것이 있는 것은 것은 것은 것은 것을 가지 않는 것을 가지 않는 것을 가지 않는다. 같은 것은
12/30/2002	2155	Mtn Partial Dismissal	PET AND SUPPLEMENTAL PET FOR WRIT
1/7/2003	3897	Return	에는 사람이 가지 않는 것이 가지 않는 것이 가지 않는 것이 가지 않는 것이 않는 것이다. - 이 가지 않는 것이 가지 않는 것이 같은 것이 가지 않는 것이 한 것이 없는 것이 같은 것이 같은 것이다.
1/22/2003	1250	Application for Setting	post conviction 6/27/03
4/1/2003	1260	Application Produce Prisoner	에는 것은 것은 것은 것은 것은 것이 있는 것은 것은 것이 있는 것이 있는 것이 있는 것은 것을 통하는 것이다. 같은 것은 것이 있는 것이 같은 것은 것은 것은 것이 같은 것이 같이 있는 것이 같이 있는 것이 없다. 것은 것은 것은 것은 것은 것은 것은
4/1/2003	3340	Ord to Produce Prisoner	- 이상에 가장 가장에 가장 가장에 있는 것이 가장에 가장되었다. 가장
4/9/2003	1670	Ex-Parte Mtn	FOR INTERIM PAYMENT OF ATTORNEY'S FEES AND EXPERT FEES/AND TO SEAL ****SEALED****
	3370	Order	EX PARTE ORDER FOR INTERIM PAYMENT OF ATTORNEY'S FEES AND EXPART WITNESS FEES **SEALED**
5/14/2003	D435	Heard	가 있는 것은 것이 있는 것이 가지 않는 것이 같은 것이 있는 것이 가지 않는 것이 있는 것이 있는 것이 있다. 것이 있는 가 있는 것이 없는 것이 있는 것이 없는 것이 있는 것이 없는 것이 같이 않는 것이 없는 것이 있 것이 없는 것이 있 것이 없는 것이 없 않이
	D435	Heard	MOTION TO CONTINUE POST CONVICTION HEARING GRANTED UPON NO OBJECTION BY THE STATE/ALL WITNESSES MUST BE SENT SUBPOENA'/NO FURTHER CONTINUANCES WILL BE GRANTED
5/28/2003	D845	Vacated	CONTINUANCES WILL DE UKANTED
6/3/2003	2315	Mtn to Dismiss	MOTION TO DISMISS FOR LACK OF PROSECUTION
7/15/2003	4185	Transcript	5/14/03 IN CHAMBERS HEARING **SEALED**
7/16/2003	1670	Ex-Parte Mtn	FOR INTERIM PAYMENT OF INVESTIGATIVE FEES/ AND TO SEAL **SEALED***
7/29/2003	1987	Mtn and Ord	FOR INTERIM PAYMENT OF INVESTIGATIVE FEES AND COSTS
8/11/2003	2490	Motion	TO PRODUCE PRISONER
<u>8/18/2003</u> 8/20/2003	3860	Request for Submission	DOCUMENT TITLE: MOTION FOR PARTIAL DISMISSAL PARTY SUBMITTING: DA DATE SUBMITTED: 8/19/03 SUBMITTED BY: P. MEACHAM DATE RECEIVED JUDGE'S OFFICE:
	4302	Withdrawal	OF REQUEST FOR SUBMISSION
8/20/2003	1670	Ex-Parte Mtn	FOR INTERIM ADVANCED PAYMENT OF EXPERT WITNESS FEES AND COSTS AND MOTION TO SEAL **SEALED**
8/25/2003	3340	Ord to Produce Prisoner	
8/27/2003	D435	Heard	MOTION GRANTED
9/2/2003	4055	Subpoena	에는 것은 것은 것은 것은 것은 것은 것은 것은 것을 알려졌다. 것은 것을 가지만 않는 것은
9/4/2003	1675	Ex-Parte Ord	INTERMIN PAYMENT OF EXPERT & WITNESS FEES & COSTS

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ase D		puon: >	rosi:	SHAWN	RUSSEL	ЬΠ	ALL	(D4)	J-

		Case D. iption: P	OST: SHAWN RUSSELL HATTE (D4)
Case ID:	CR98P0074	A Case Type:	POST CONVICTION Initial Filing Date: 2/27/2001
9/8/2003	405	5 Subpoena	
9/10/2003	ter a de		MOTION FOR CONTINUEANCE OF HEADING DENHED (ANN)
		5 mouru	MOTION FOR CONTINUANCE OF HEARING DENIED/ANY HOLD-OVER WITNESSES AND DR. BITTKER SHALL BE
0/10/2002	1.00		HEARD ON 9/22/03 AT 10:00 A.M.
9/19/2003	169	5 ** Exhibit(s)	EXHIBITS A-F MARKED AND ADMITTED DEPOSITION OF JOHN OHLSON OPENED AND
			PUBLISHED
			DEPOSITION OF JOHN SPRINGGATE OPENED AND
9/19/2003	D49	8 Hearing Ongoing	PUBLISHED
9/19/2003	410	C C C	
	+ 10.		PETITIONER'S SUPPLEMENTAL POINTS AND AUTHORITIES
9/22/2003	169	5 ** Exhibit(s)	EXHIBITS G and H MARKED AND ADMITTED
9/22/2003	D84) Under Advisement	에서 가지 않는 것은 것은 것이 있는 것이 있는 것은 것은 것을 통해야 한다. 가지 않는 것은 것은 것은 것을 가지 않는 것을 가지 않 같이 같이 같
9/29/2003	418	5 Transcript	09/10/03 - HEARING
10/15/200	3 4185	5 Transcript	IN-CHAMBERS POST CONVICTION HEARING 8-27-03
10/20/200			****SEALED****
	—		FOR PAYMENT OF EXPERT WITNESS FEES
12/5/2003	4185	5 Transcript	09/29/03 - CONTINUED PETITION FOR POST CONVICTION
12/11/2003	34185	Transcript	09/18/03 - PETITION FOR POST CONFICTION
12/16/200	34185	Transcript	09/22/03 - POST CONVICTION HEARING ONGOING
2/24/2004	4185	Transcript	09/22/03 - POST CONVICTION HEARING ONGOING
3/19/2004	1315	** Case Closed	
3/19/2004	2540	Notice of Entry of Ord	
3/19/2004	1750	Findings, Conclusions & Jud	$ \mathbf{g} $
3/26/2004	2175	Mtn for Reconsideration	MOTION FOR RELIEF FROM ORDER / MOTION FOR
3/30/2004	2645		RECONSIDERATION
5/50/2004	2645	Opposition to Mtn	FOR RELIEF FROM ORDER / MOTION FOR RECONSIDERATION
4/13/2004		Request for Submission	DOCUMENT TITLE: MOTION FOR RELIEF FROM ORDER
			/ MOTION FOR RECONSIDERATION
•			PARTY SUBMITTING: DONALD YORK EVANS, ESQ. DATE SUBMITTED: 4-13-04
			SUBMITTED BY: GVELARDE
4/10/0004			DATE RECEIVED JUDGE'S OFFICE: 4/15/04
4/13/2004		Response	PETITIONER'S RESPONSE TO RESPONDENT'S
			OPPOSITION TO MOTION FOR RELIEF FROM ORDER / MOTION FOR RECONSIDERATION
4/26/2004	2630	Objection to	FINDINGS OF FACT, CONCLUSTION OF LAW AND
F (P (P P P P)			JUDGMENT
5/3/2004		Ord Granting Mtn	FOR RECONSIDERATION/PETITIONER HAS 20 DAYS TO
			FILE ANY OBJECTIONS TO THE ORDER/STATE HAS 10 DAYS THEREAFTER TO FILE A RESPONSE TO THE
			OBJECTIONS
5/4/2004		Response	TO OBJECTION TO FINDINGS OF FACT, CONCLUSION OF
5/25/2004	3880	Response	LAW AND JUDGMENT TO ORDER GRANTING MOTION FOR
E/06/0004	_		RECONSIDERATION
5/26/2004	T200	Tickle End Code	영상 관계는 전체는 것은 감독 가지 않는 것이다. 가지 않는 것이다. 가지 않는 것이다. 가지 않는 것이다. 한 가지 않는 것은 것은 것이 하는 것은 것은 것은 것이다. 것이 가지 않는 것이다. 것이 같은 것이다. 것이 같은 것이다.

Case Decription: POST: SHAWN RUSSELL HARTE (D4)

Case ID: CR98P0074A

Case Type: POST CONVICTION

Initial Filing Date: 2/27/2001

7/20/2004		
	3860 Request for Submission	DOCUMENT TITLE: OBJECTION TO FINDINGS OF FACT,
	김, 영양, 영양, 말라 영양, 같은	CONCLUSTION OF LAW AND JUDGMENT
		PARTY SUBMITTING: DA
		DATE SUBMITTED: 7-22-04
		SUBMITTED BY: GVELARDE
7/26/2004	T200	DATE RECEIVED JUDGE'S OFFICE: 7/28/04
7/26/2004	T200 Tickle End Code	MATTER SUBMITTED 7/20/04
8/12/2004	2840 Ord Denying	MOTION TO MODIFY THE FINDINGS OF FACT.
		CONSCLUSIONS OF LAW & JUDGMENT
8/24/2004	2540 Notice of Entry of Ord	CONSCRICTIONS OF EAW & JODOMENT
8/25/2004		그 네 그는 것이 많은 옷이 많이 가 봐. 여러 방송을 맞춰졌다.
0/23/2004	2515 Notice of Appeal Supreme	Cour
8/30/2004	1310 Case Appeal Statement	
8/30/2004		그는 것이 있는 것이 같은 것이 같은 것이 같은 것이 같은 것이 같이 많이 많이 없다.
0/30/2004	1350 Certificate of Clerk	그는 것이 없는 것이 같은 것이 같은 것이 같은 것이 없는 것 않이
8/30/2004	1365 Certificate of Transmittal	
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) 1 2 3 4	ORIGINAL CODE: 2840 FONTE 2840
5 6 7 8	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE
9	SHAWN RUSSELL HARTE,
10	Petitioner,
11	vs. Case No. CR98P0074A
12	E.K. McDANIEL, WARDEN,
13	Respondent.
14	
15	ORDER
16	On March 19, 2004 a Findings of Fact, Conclusions Of Law And Judgment
17	was filed regarding above petitioner's Petition For Writ Of Habeas Corpus (Post
18	Conviction). On April 26, 2004 Petitioner filed Objections To Findings Of Fact,
19	Conclusions Of Law And Judgment. On May 4, 2004 Respondent filed a Response
20	To Objections To Findings Of Fact, Conclusions Of Law And Judgment. On July 20,
21	2004 a Request For Submission was filed asking this Court for a decision regarding
22 23	the above matter.
23	H
24	H
26	\mathcal{I}

This Court having considered petitioner's request to modify the previously entered order hereby,

DENIES Motion to Modify the Finding Of Fact, Conclusions Of Law and Judgment entered May 4, 2004.

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CERTIFICATE OF Mailing I certify that I am an employee of JUDGE CONNIE STEINHEIMER; that on the 12[™]day of hugust ____, 2004, I deposited in the county mailing system a true copy of the order regarding petitioners objections to finding of fact, conclusions o law and judgment, addressed to: Terrence McCarthy, D.D.A. Appellate Division, via: Interoffice Mail Don Evans, Esq. PO Box 864. Reno NV 89504 -15

	ORIGINAL
1	FILED
1	CODE: 2540
2	2004 AUG 24 AM 11: 28
3	RONALO MLONGTIN. JR.
4	DEPUTY
5	
6	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7	IN AND FOR THE COUNTY OF WASHOE
8	***
9	SHAWN RUSSELL HARTE,
10	Petitioner,
11	VS. CASE NO: CR98P0074A
12	DEPT. NO.: 4
13	Respondent,
14	
15	NOTICE OF ENTRY OF ORDER
16	
17	PLEASE TAKE NOTICE that on 12 th day of August 2004, the Court entered a
18	decision or Order in this matter, a true and correct copy of which is attached to this notice.
19	You may appeal to the Supreme Court from the decision or order of the Court.
20	If you wish to appeal, you must file a notice of appeal with the Clerk of this Court within thirty-
21	Three (33) days, after the date this notice is mailed to you. This notice was mail on August 24,
22	2004.
23	
24	
25	RONALD A. LONGTON, JR.
26	Clerk of the Cover
27	By XI V
28	Deputy Clerk
	이 같은 그는 것 같은 것 같

-1-

1 2 3	CODE: 2840 CODE:
5 6 7 8	IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF WASHOE
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11	vs. Case No. CR98P0074A
12	E.K. McDANIEL, WARDEN, Dept. No. 4
13	Respondent.
14	
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22	the above matter.
23	H
24	M
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This Court having considered petitioner's request to modify the previously
 entered order hereby,

DENIES Motion to Modify the Finding Of Fact, Conclusions Of Law and Judgment entered May 4, 2004.

reimer DISTRICT JUDGE

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1	CERTIFICATE OF Mailing	
2	I certify that I am an employee of JUDGE CONNIE STEINHEIMER; that on the	
	D^{\pm} day of $Quarter A$, 2004, I deposited in the county mailing system a	0.00
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4	true copy of the order regarding petitioners objections to finding of fact, conclusions of	
5	law and judgment, addressed to:	
6	Terrence McCarthy, D.D.A. Appellate Division,	
7	via: Interoffice Mail	
8	Don Evans, Esq.	
9	PO Box 864	
10	Reno NV 89504	-
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- 1. - 1.	
1 · 2	<u>CERTIFICATE OF MAILING</u>
3	
4	
5	Pursuant to NRCP 5 (b), I hereby certify that I am an employee of The Second Judicial
6	District Court and that, on this date, I deposited for mailing through the U.S. Mail Service at Reno,
7	Washoe County, Nevada, postage prepaid, a true copy of the foregoing document, addressed to:
8	WASHOE COUNTY DISTRICT
9	ATTORNEY'S OFFICE APPELLATE DIVISION
10	(Inter-office mail)
11	ATTORNEY GENERAL'S OFFICE 100 N. CARSON STREET
12 13	CARSON CITY, NV 89701-4717
13	DON EVANS, ESQ.
15	P.O. BOX 864 RENO, NV 89504
16	SHAWN RUSSELL HARTE, #61390
17	ELY STATE PRISON P.O. BOX 1989
18	ELY, NV 89301
19	- HIGH
20	CXTMD
21	GEORGE D. VELARDE
22	CRIMINAL CLERK
23 24	August 24, 2004.
24	
26	
27	
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	-2-

CASE NO. CR98-0074

TITLE: THE STATE OF NEVADA VS. LATISHA MARIE BABB, WESTON EDWARD SIREX and SHAWN RUSSELL HARTE

DATE, JUDGE OFFICERS OF	PAGE ONE	
COURT PRESE	NT APPEARANCES-HEARING	CONT'D TO
5/7/99	ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE - All	
HONORABLE	Defendants	
CONNIE	Deputy District Attorneys Thomas Barb and Elliott Sattler represented the	
STEINHEIMER	State. Defendant Latisha Marie Babb present with counsel, Paul Giese	
DEPT. NO.4	and Jerome Wright. Defendant Weston Edward Sirex present with	
M. Stone	counsel, Jack Alian and Jenny Hubach. Defendant Shawn Russell Harte	
(Clerk)	present with counsel, Jack Ohlson and John Springgate. Probation Officer	
D. Phipps	Robert Tucker also present.	
(Reporter)	Court noted receipt of reports for all Defendants. Defense counsel Wright	
	presented argument for minimum possible penalty and concurrent time	
	regarding Count II. Defense counsel Hubach presented argument for	
	minimum possible penalty and concurrent time regarding Count II.	
	Defense counsel Ohlson submitted matter on the record previously	
	presented. State's counsel presented argument for the maximum possible	
	sentence and for consecutive time regarding Count II.	
	Defendant Babb made statement on behalf of herself.	
	Defendant Sirex declined to make a statement on his own behalf.	
	Defendant Harte declined to make a statement on his own behalf.	
	Probation Officer Tucker stood on recommendation.	
	As to Defendant Babb, COURT ORDERED JUDGMENT ENTERED and	
	sentenced defendant to the Nevada Department of Prisons for the term of	
	Life without the Possibility of Parole, for Count I, with a consecutive term of	
	Life without the Possibility of Parole for the use of a deadly weapon; and by	
	imprisonment in the Nevada Department of Prisons for the maximum term	
	of one hundred eighty (180) months with the minimum parole eligibility of	
	seventy-two (72) months with credit for five hundred forty (540) days time	
	served, for Count II, with a consecutive term of the maximum term of one	
la de la companya de Esta de la companya de	hundred eighty (180) months with the minimum parole eligibility of seventy-	
	two (72) months for the use of a deadly weapon. Count II is to be served	
	concurrently with sentence in Count I. Defendant is further punished by	
	submission to DNA analysis testing for the purpose of determining genetic	
	markers; and payment of attorney's fees in the amount of Seven Hundred	
	Fifty Dollars (\$750.00) to the Washoe County Public Defender's Office.	an a
	Defendant is further ordered to pay a Twenty-Five Dollar (\$25.00)	
	administrative assessment fee and a Two Hundred Fifty Dollar (\$250.00)	
	DNA testing fee to the Clerk of the Second Judicial District Court.	
	As to Defendant Sirex, COURT ORDERED JUDGMENT ENTERED and	

CASE NO. CR98-0074

TITLE: THE STATE OF NEVADA VS. LATISHA MARIE BABB, WESTON EDWARD SIREX and SHAWN RUSSELL HARTE

PAGE TWO	
INT APPEARANCES-HEARING	CONT'D TO
Defendants	
sentenced defendant to the Nevada Department of Prisons for the term of	
Life without the Possibility of Parole, for Count I, with a consecutive term of	
Life without the Possibility of Parole for the use of a deadly weapon; and by	
imprisonment in the Nevada Department of Prisons for the maximum term	
of one hundred eighty (180) months with the minimum parole eligibility of	
seventy-two (72) months with credit for five hundred forty (540) days time	
served, for Count II, with a consecutive term of the maximum term of one	
hundred eighty (180) months with the minimum parole eligibility of seventy-	
two (72) months for the use of a deadly weapon. The sentence in Count II	
shall be served concurrently with the sentence in Count I. Defendant is	
turther punished by submission to DNA analysis testing for the purpose of	
determining genetic markers; and payment of attorney's fees in the	
amount of Seven Hundred Fifty Dollars (\$750.00) to the Washoe County	
Fine Deltar s Office. Detendant is further ordered to pay a Twenty-	
District Court	
eighty (180) months with the minimum parala aligibility of accounty two (72)	
months with credit for five hundred forty one (541) down time served for	
Count II, with a consecutive term of the maximum term of one hundred	
eighty (180) months with the minimum parale eligibility of seventy two (72)	
months for the use of a deadly weapon. The sentence in Count II shall be	
determining genetic markers; and payment of attorney's fees in the	
amount of Seven Hundred Fifty Dollars (\$750.00) to the Washoe County	
Public Defender's Office. Defendant is further ordered to pay a Twenty-	
Five Dollar (\$25.00) administrative assessment fee and a Two Hundred	
District Court.	
As to Defendant Harte, COURT FURTHER ENTERED ORDER that the	
Director of the Department of Prisons shall carry out said Judgement by	
executing the Defendant during the week commencing on Monday, the	
16th day of August, 1999.	
	NT <u>APPEARANCES-HEARING</u> ENTRY OF IUDGMENT AND IMPOSITION OF SENTENCE - All Defendants sentenced defendant to the Nevada Department of Prisons for the term of Life without the Possibility of Parole, for Count I, with a consecutive term of Life without the Possibility of Parole for the use of a deadly weapon; and by imprisonment in the Nevada Department of Prisons for the maximum term of one hundred eighty (180) months with the minimum parole eligibility of seventy-two (72) months with credit for five hundred forty (540) days time served, for Count II, with a consecutive term of the maximum term of one hundred eighty (180) months with the minimum parole eligibility of seventy- two (72) months for the use of a deadly weapon. The sentence in Count II shall be served concurrently with the sentence in Count I. Defendant is further punished by submission to DNA analysis testing for the purpose of determining genetic markers; and payment of attorney's fees in the amount of Seven Hundred Fifty Dollars (\$750.00) to the Washoe County Public Defender's Office. Defendant is further ordered to pay a Twenty- Five Dollar (\$250.00) DNA testing fee to the Clerk of the Second Judicial District Court. As to Defendant Harte, COURT ORDERED JUDGMENT ENTERED and sentenced defendant to Death, for Count I; and by imprisonment in the Nevada Department of Prisons for the maximum term of one hundred eighty (180) months with the minimum parole eligibility of seventy-two (72) months with credit for five hundred forty-one (541) days time served, for Count II, with a consecutive term of the maximum term of one hundred eighty (180) months with the minimum parole eligibility of seventy-two (72) months for the use of a deadly weapon. The sentence in Count I Shall be served concurrently with the sentence in Count I. Defendant is further punished by submission to DNA analysis testing for the purpose of determining genetic markers; and payment of attorney's fees in the amount of Seven Hundred Fifty Dollars (\$750.00) to the Washoe County Public Defe

DATE, JUDGE	PAGE THREE	
OFFICERS OF		
COURT PRESEN	NT APPEARANCES-HEARING	CONT'D TO
5/7/99	ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE - All	
	<u>Defendants</u>	
CONNIE	Motion for release of evidence by Defense counsel Hubach; presented	
STEINHEIMER (argument. COURT ENTERED ORDER denying Motion pending appeal.	
DEPT. NO.4		
M. Stone		
(Clerk)	이 가슴	
D. Phipps	에는 것은 것은 것은 것이 있는 것은 것은 것은 것은 것이 있는 것이 있다. 같은 것은 것은 것이 같은 것이 같은 것이 있는 것이 있는 것이 같은 것이 있는 것	
(Reporter)		

DATE, JUDGE	PAGE ONE	
OFFICERS OF	,我们们就是你们的你们,我们们就是你们的你们,你们们就是你们的你们,你们们们们的你们,你们们们的你们,你们们们不是你们的你们,我们就是你能帮助你,你们们不能能能不	
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3/15/99	IURY TRIAL	
HONORABLE	Deputy District Attorneys Thomas Barb and Elliott Sattler represented the	
CONNIE	State. Defendant Babb present with counsel, Paul Giese and M. Jerome	
STEINHEIMER	Wright. Defendant Sirex present with counsel, Jack Alian and Jenny Hubach.	사람이 위험에 관계되었다. 이 이것 같은 것은 이상에 관계하는 것이 같이 있다.
DEPT. NO.4	Defendant Harte present with counsel, John Ohlson and John Springgate.	
M. Stone	10:24 a.m. Court convened.	
(Clerk)	Prospective jurors present.	
	. Upon no objection by counsel and medical excuses being provided, COURT,	
Nelson	ENTERED ORDER excusing Juror Brant, to be recalled in 6 months; and	
(Reporters)	excusing Juror Ott-Partin, to be recalled at the discretion of the Jury	
	Commissioner.	
	Court personnel, respective counsel and defendants introduced to the jury	
	Roll taken of prospective jurors; all present except Bogle and Key.	
d'	Respective counsel stipulated to proceed in their absence. All prospective	
	jurors sworn as to their qualifications to serve as trial jurors. Forty names	
	drawn (Cunningham, Collins, Rosas, Carroll, Tarrant, Nikoley, Kies, Schmidt,	
	Hopper, Hagan, Short, Garfinkle, Bartlett (excused upon stipulation of	
	respective counsel), Rieger, Mayne, Bangert, Leonard, Gumagay, Triplett,	
	Alpers, Ryan Johnson, Mitchell, Monroe, Timmons, Willingham, Scott, Cha,	
	Cordova, Alas, Allan, Hickman, Judge, Emmich, Rogers, Oery, Mahomet,	
	Watkins, Steele, Smith); and jurors seated.	
	10:45 a.m. John R. Bogle present and sworn as to his qualifications to serve as a trial juror.	
	11:00 a.m. Douglas R. Key present and sworn as to his qualifications to serve	
	as a trial juror.	
	Prospective Jury Panel generally examined by Court.	
	Upon discussion at the bench and no objection by respective counsel,	
	COURT excused juror Judge.	
	Another name drawn. Craig R. Fougner called, seated and generally	
	examined by the Court.	
	Prospective Jury Panel further generally examined by Court.	n Maria (1997) and an ann an Aonaichtean ann an Aonaichtean ann an Aonaichtean ann an Aonaichtean ann an Aonaic Ann an Aonaichtean ann an Aonaichtean Ann an Aonaichtean ann an Aonaichtean
	Upon Juror Fougner's hearing disability and no objection by counsel, COURT	
	excused Juror Fougner, to be recalled. When recalled Jury Commission must	
	have hearing disability capability in the Courtroom.	
	Upon stipulation of respective counsel, COURT excused Juror Bogle due to	
	medical reasons.	
	Another name drawn. Nina A. Killen called, seated and generally examined	
	by Court.	

DATE, JUDGE OFFICERS C		
COURT PRES		CONT'D TO
3/15/99	<u>CONTINUED JURY TRIAL</u>	
	E.Upon discussion at the bench and no objection by respective counsel,	
Velson	COURT excused Juror Garfinkle excused.	
Reporters)	Another name drawn. Eulalia Brana called, seated and generally examined	가 있는 것을 가 있는 것 같이 가 물건이 가 있는 것을 것
	by the Court.	
	Prospective Jury Panel further generally examined by Court.	
	Upon no objection by respective counsel, COURT excused Juror Collins to be	
	recalled in 3 months.	
	Another name drawn. Patricia E. Welch called, seated and generally	
	examined by the Court.	
	Prospective Jury Panel further generally examined by Court.	
a service of the serv	Upon no objections by respective counsel, COURT excused Juror Gumagay	
	to return on March 22, 1999; and excused Juror Cha due to language barrier.	
	Two additional names drawn. Paul A. Canady and Douglas R. Key called, seated and generally examined by the Court.	
	12:30 p.m. Jury admonished. Court recessed.	
	2:00 p.m. Court reconvened with respective counsel and defendants present.	
	Prospective Jurors present. Clerk called roll; all present.	
an an taon 1990. An taona amin' a		
	Upon no objection by respective counsel, COURT excused Juror Hagan due	
	to medical illness of mother.	
	Another name called. John T. Rushing called, seated and generally examined by Court.	
	Upon direction of the Court, State's counsel Barb specifically examined the	
	prospective jury panel	
	Juror Oery challenged for cause by State's counsel Barb; traversed and	
	objected by defense counsel Springgate; challenge denied.	
	Prospective jury panel further specifically examined by State's counsel Barb.	
	Upon direction of the Court, defense counsel Hubach specifically examined	
	prospective jury panel.	
	3:25 p.m. Jury admonished. Court recessed.	
	3:40 p.m. Court reconvened with respective counsel and defendant's present.	
	Prospective jurors present. Upon direction of the Court, defense counsel Giese specifically examined	
	prospective jury panel.	
	Juror Cunningham challenged for cause by defense counsel Giese; traversed	
	해 있는 것은 사람들은 가슴을 가지 않는 것을 하는 것을 하는 것이다. 가슴에 가지 않는 것이다. 가슴에 가슴에 가슴이 가슴에 가슴이 있는 것이다. 이가 있는 것이다. 가슴에 가슴이 있는 것이다. 2013년 1월 2013년 1월 201 2013년 1월 2013년 1월 201	
	- 이 이는 것이 같다. 이 것, 물건이는 것이 아니는 것이 가지가 많이 못한 가락만들었다. 바람 관람은 것을 했다.	, 2014년 1월 1947년 1월 1941년 1월 1947년 1월 1 1월 1947년 1월 19

DATE, JUDGE	PAGE THREE	
OFFICERS O		
COURT PRESI		CONT'D TO
3/15/99	<u>CONTINUED JURY TRIAL</u>	
).and no objection by State's counsel Barb; challenge granted and juror	
Phipps	excused.	
(Reporter)	Another name drawn. Dianna Santo called, seated and generally examined	
	by the Court and State's counsel Barb.	
	Defense counsel Giese further specifically examined the prospective jury	
	ponel.	
	Juror Santos challenged for cause by defense counsel Giese; traversed and	
	objection by State's counsel Barb; challenge denied.	
	Defense counsel Giese further specifically examined the prospective jury	
	panel.	
	Upon direction of the Court, defense counsel Springgate specifically	
	examined the prospective jury panel.	
	Respective counsel passed the prospective juror panel for cause. Court thanked and excused un-selected jurors.	
	5:00 p.m. Jury admonished. Court recessed.	
	5:40 p.m. Court reconvened with respective counsel and defendants present.	
	Respective counsel stipulated to the presence of all prospective jurors.	
	respective seamer submitted to the presence of dirprospective jurors.	
	State's first peremptory challenge was of juror Rushing.	
	Defense's first peremptory challenge was of juror Santos.	
	State's second peremptory challenge was of juror Short.	
	Defense's second peremptory challenge was of juror Welch.	
· · · · · · · · · · · · · · · · · · ·	State's third peremptory challenge was of juror Rosas.	
	Defense's third peremptory challenge was of juror Tarrant.	
	State's fourth peremptory challenge was of juror Kies.	
an an an thair an thair an thair an thair an an thair an an thai	Defense's fourth peremptory challenge was of juror Schmidt.	
	State's fifth peremptory challenge was of juror Collings.	
	Defense's fifth peremptory challenge was of juror Mayne.	
	State's sixth peremptory challenge was of juror Mitchell.	
	Defense's sixth peremptory challenge was of juror Canady.	
	State's seventh peremptory challenge was of juror Timmons.	
	Defense's seventh peremptory challenge was of juror Triplett.	
	State's eighth peremptory challenge was of juror Alas.	
	Defense's eighth peremptory challenge was of juror Alpers.	
	State's ninety peremptory challenge was of juror Cordova.	
	Defense's ninety peremptory challenge was of juror Johnson.	
	State's tenth peremptory challenge was of juror Leonard.	
	Defense's tenth peremptory challenge was of juror Willingham.	
	지수는 것이 지수는 것이 물질 것이 가지 않는 것이 물건이 많은 것이 많다. 감독 관계적 부분을 통합하는 것이 없는 것이 많다. 가지 않는 것이 없는 것이 없 않이 없는 것이 없 않이	

DATE, JUDGE OFFICERS OF	그는 것 같은 것 같	
COURT PRESEN		CONT'D TO
	CONTINUED JURY TRIAL	
	State's eleventh peremptory challenge was of juror Oery.	
	Defense's eleventh peremptory challenge was of juror Allan.	
(Reporter)	State's twelfth peremptory challenge was of juror Key.	
	Defense's twelfth peremptory challenge was of juror Emmrich.	
	State's peremptory challenge of alternate jurors was of juror Mahomet.	
	Defense's peremptory challenge of alternate jurors was of juror Smith.	
	는 비한 것 같은 것 같이 하지 않는 것 같은 것 같이 있다. 이모는 물로 관한 약기	
	The following twelve persons and two alternates were sworn to try this case:	
	Karoline K. Carroll Jason C. Nikoley Joy E. Hopper	
	Eulalia Brana Gary V. Rieger Lawrence D. Bangert	
	Julie C. Ryan Anthony D. Monroe Bradford L. Scott	
	Timothy E. Hickman Nina A. Killen Timothy B. Rogers	
	Alternates: Veronica J. Watkins and Karen K. Steele	
e de la composition d La composition de la c	5:50 p.m. Jury admonished; said admonishment administered prior to each	
	recess throughout the trial. Jury excused.	
	Outside the presence of the jury, discussion ensued regarding the Motion in	
	Limine to exclude Expert Witnesses.	
	Request for Offer of Proof Hearing regarding the evidence to be presented	
	by Defense's Expert Witnesses by defense counsel Ohlson; presented	
	argument; objection and argument by State's counsel Barb. COURT	
	ENTERED ORDER that Defense counsel Ohlson must secure the presence of	
	the Expert Witnesses and the Court would hear the testimony prior to a ruling on the Motion in Limine.	
	Defense counsel Hubach joined in defense counsel Ohlson's Objection to the	
	Motion in Limine.	의 가려 관계가 있었다. 정말 한 것 같은 것 같은 것
· · · · · · · · · · · · · · · · · · ·	Discussion ensued regarding the potential of the jury hearing that the	
	Defendant's were in custody.	
	Request for substitution of witness to authenticate news cast tape by State's	
	counsel Barb; presented argument; no objection by respective defense	
	counsel. COURT ENTERED ORDER allowing Steve Miller to be substituted	
	in place of Ethan Hart.	
	6:25 p.m. Court recessed. Defendants remanded to the custody of the sheriff.	

DATE, JUDGE OFFICERS OF	PAGE FIVE	
COURT PRESE	그는 것은 것 같은 것은	CONT'D TO
3/16/99	CONTINUED JURY TRIAL	
HONORABLE	Deputy District Attorneys Thomas Barb and Elliott Sattler represented the	
CONNIE	State. Defendant Babb present with counsel, Paul Giese and M. Jerome	
STEINHEIMER	Wright. Defendant Sirex present with counsel, Jack Alian and Jenny Hubach.	
DEPT. NO.4 M. Stone	Defendant Harte present with counsel, John Ohlson and John Springgate.	
(Clerk)	10: 40 a.m. Court reconvened outside the presence of the jury. Defense counsel Giese reserved opening statement.	
	L. Defense counsel Hubach and Springgate wished to present an opening	
Nelson	statement after State's counsel.	
(Reporters)	10:41 a.m. Jury entered. Respective counsel stipulated to the presence of the	
	jury.	
	Court Clerk read the Indictment aloud and indicated that pleas of not guilty	
	had previously been entered by each of the defendants.	
	State's sourced Till at the	
	State's counsel Elliott presented opening statement. Defense counsel Hubach presented opening statement.	
	Defense counsel Springgate presented opening statement.	
	Defense counsel Giese reserved opening statement.	
	Respective defense counsel Giese and Springgate invoked the rule of	
	exclusion.	
	Gerald Vaughn called by State's counsel Elliott, sworn and testified; cross-	
	examined by respective defense counsel Alian, Wright and Springgate;	
	redirect examined.	
	EXHIBIT 2A offered by State's counsel Elliott; no objection by respective	
an a	defense counsel; ordered admitted into evidence.	
	Witness Vaughn further redirect examined.	
an a	withess vougini in mer requiect excitinged.	an an Stairte an Stairte An Stairte an Stairte Stairte an Stairte an Stairte
	EXHIBIT 2B offered by State's counsel Elliott; no objection by respective	
	defense counsel; ordered admitted into evidence.	
	Witness Vaughn further redirect examined; excused.	
an an State State An State State	John Lagamma called by State's counsel Elliott, sworn and testified; cross-	
	examined by respective defense counsel Alian, Wright and Springgate;	

DATE, JUDGE OFFICERS O	그는 그는 그는 것 같은 것 같	
COURT PRESE	医小学性病 网络小小学家 化丁基丁基乙基 法法律的 化乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基乙基	CONT'D TO
3/16/99	CONTINUED JURY TRIAL	
· · · · · · · · · · · · · · · · · · ·	E.excused.	
Nelson		
(Reporters)	 12:03 p.m. Jury admonished and excused. Outside the presence of the jury, Defense counsel made statement regarding his offer of proof regarding the Motion to exclude Expert Testimony. 12:05 p.m. Court recessed. 1:43 p.m. Court reconvened outside the presence of the jury with respective 	
	counsel and defendants present. Discussion ensued regarding the schedule of trial.	
	State's counsel Barb provided respective defense counsel with the curriculum vitae of Kevin Lattyak.	
	1:46 p.m Jury entered. Respective counsel stipulated to the presence of the jury.	
	Ron Holst called by State's counsel Sattler, sworn and testified; cross- examined by respective defense counsel Alian and Springgate; excused.	
	Joey Machado called by State's counsel Sattler, sworn and testified; cross- examined by defense counsel Alian and Springgate; redirect examined; excused.	
	Kandi Payne-Davis called by State's counsel Sattler, sworn and testified.	
	EXHIBIT 7A offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness further direct examined.	
	EXHIBIT 7C offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness further direct examined; cross-examined by respective defense counsel; redirect examined.	
	EXHIBIT 19A offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Payne-Davis further redirect examined; recross-examined by	
	이 가지 않는 것 같아요. 그 같아요. 그는 것 같아요. 이 가지 않는 것 것 않는 물건을 감각하는 것 같아?	민준 방송 소설을 하는 것을

	이 것 같은 것 같아요. 이 것이 같아요. 그 것 같아요. 그 집에 가지 않는 것 같아요. 이 물건 것 같아요. 것 같아요. 이 것 ? 이 것 ? 이 것 ? 이 것 ? 이 것 ? 이 것 ? 이 것 ? 이 것 ? 이 있 ?	
DATE, JUDGE OFFICERS O	PAGE SEVEN F	
COURT PRESE	그는 것 같아요. 이번 방법에 들어도 가지 않는 것 같아요. 이번 집에 있는 것 같아요. 이번 집에 있는 것 같아요.	CONTD TO
3/16/99	CONTINUED JURY TRIAL	<u> </u>
K. Yates/I	E. respective defense counsel Alian and Springgate; excused.	
Nelson		
(Reporters)	2:45 p.m. Jury admonished. Court recessed.3:12 p.m. Court reconvened outside the presence of the jury with respective counsel and defendants present for a petrocelli hearing.	
	State's counsel Barb set forth offer of proof.	
	Jim Stewart called by State's counsel Barb, sworn and testified; cross- examined by defense counsel Springgate.	
	Upon request by defense counsel Springgate; joinder by respective defense counsel Alian and Giese; objection by State's counsel Barb; denied.	
	Witness Stewart further cross-examined by respective defense counsel Springgate, Giese and Alian; redirect examined; excused, subject to recall.	
	Discussion ensued regarding schedule of witnesses.	
	4:00 p.m. Jury entered. Respective counsel stipulated to the presence of the jury.	
	Court excused jury panel until March 17, 1999, at 10:30 a.m. 4:01 p.m. Jury admonished and excused.	
	Bill Coleman called by State's counsel Barb, sworn and testified; cross- examined by respective defense counsel Springgate and Alian; excused, subject to recall.	
	Mark Joseph called by State's counsel Barb, sworn and testified; cross- examined by respective defense counsel Alian and Springgate.	
	Motion for Continuance of Petricelli hearing for disclosure of video tapes by respective defense counsel Springgate and Giese; presented argument; objection and argument by State's counsel Barb. Upon clarification by the State, COURT ENTERED ORDER allowing testimony from Witness Joseph as set forth by State's counsel Barb and nothing more until further hearing.	

DATE, JUDGE OFFICERS OF
COURT PRESENT APPEARANCES-HEARING CONTD TO
3/16/99 <u>CONTINUED JURY TRIAL</u>
K. Yates/E. Witness Joseph excused, subject to recall.
Nelson
(Reporters) Defense counsel Springgate made further statement.
COURT ENTERED ORDER that Churchill County Witnesses may only state
they were investigating an incident and a lawful search warrant of the vehicle
and home were received and complied with.
영상 성실에 가지 않는 것이 없는 것이 있는 것이 같이 같이 많이 많이 많이 많이 많다. 동물은 것은 것을 통했을 것이다.
Upon discussion regarding the exhibits, State's counsel Barb indicated that
Exhibits 9, 5C and 5D will not be used during the guilt phase of this trial.
에는 여러 가지 않는 것은 것이 같은 것이 같이 있는 것이 같이 가지 않는 것이 가지 않는 것이 없는 것이 없는 것이 없다. 이렇게 하는 것이 같이 있는 것이 없는 것이 없 않는 것이 없는 것이 없 않는 것이 없는 것이 없 않는 것이 없는 것 않 것이 것 않아. 것이 것 않아. 것이 것 않아. 것이 것 않아. 것이 없는 것이 없 않이 않이 않아. 것이 없는 것이 없는 것이 없이 않이 않아. 것이 않아. 것이 않아. 것이 없 않이
5:13 Court recessed. Defendants remand to the custody of the sheriff.
는 것은 것이 있는 것은 <u>것은 것이 있는 것</u> 에서 가지 않는 것이 것이다. 그는 것이 가지 않는 것이 가지 않는 것이 가지 않는 것이 가지 않는 것을 하는 것을 하는 것을 하는 것을 하는 것을 하는 것이 가지 않는 것을 하는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있 것이 있는 것이 있다. 것이 있는 것이 같이 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있 것이 것이 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 있는 것이 있는 것이 없다. 것이 있는 것이 없다. 것이 있는 것이 없는 것이 없다. 것이 것이 있는 것이 있 것이 것이 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있다. 것이 것이 것이 있는 것이 있다. 것이 있는 것이 있는 것이 것이 있다. 것이 것이 있는 것이 같이 것이 같이 것이 같이 것이 같이 것이 같이 것이 같이 있다. 것이 있 것이 같이 것이 같이 것이 것이 것이 것이 같이 것이 같이 것이 같이 것이 같이 않이 같이 않이 않이 않아. 것이 것이 같이 않이 않이 않이 않아. 것이 것이 것이 같이 않이 않이 않이 않이 않이 않이 않이 않이 않이 않아. 것이 있 것이 있 것이 것 것이

3/17/99 <u>CONTINUED JURY TRIAL</u>

E. Nelson

(Reporter)

HONORABLE
CONNIEDeputy District Attorneys Thomas Barb and Elliott Sattler represented the
State. Defendant Babb present with counsel, Paul Giese and M. Jerome
Wright. Defendant Sirex present with counsel, Jack Alian and Jenny Hubach.
Defendant Harte present with counsel, John Ohlson and John Springgate.
10:20 a.m. Court reconvened outside presence of jury.

Rev. Robert Retner called by defense counsel Ohlson, sworn and testified; cross-examined by State's counsel Barb; excused.

State's counsel Barb made statement regarding Petricelli hearing and tape produced by FBI. Respective defense counsel indicated that they had in fact received the tape with questioning by the FBI.

10:45 a.m. Jury entered. Respective counsel stipulated to the presence of the jury.

Jim Woods called by State's counsel Sattler, sworn and testified; crossexamined by defense counsel Hubach; excused.

Jim Stewart called by State's counsel Barb, sworn and testified.

EXHIBIT 4A offered by State's counsel Barb; no objection by respective

DATE, JUDGE OFFICERS OI	PAGE NINE	
COURT PRESE	그는 것 같은 것 같	CONT'D TO
3/17/99	CONTINUED JURY TRIAL	
E. Nelson	defense counsel; ordered admitted into evidence.	
(Reporter)	Witness Stewart further direct examined; cross-examined by respective defense counsel Giese and Springgate; excused.	
	Mark Joseph called by State's counsel Barb, sworn and testified.	
	EXHIBIT 4B AND 4C offered by State's counsel Barb; no objection by respective defense counsel, ordered admitted into evidence.	
	Witness Joseph further direct examined; cross-examined by respective defense counsel Giese and Springgate; excused.	
	Billy J. Coleman called by State's counsel Barb, sworn and testified.	
	EXHIBIT 5A offered by State's counsel Barb; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Coleman further direct examined.	
	EXHIBIT 24 offered by State's counsel Barb; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Coleman further direct examined; cross-examined by respective defense counsel Giese and Springgate; redirect examined; excused.	
	Chuck Lowe called by State's counsel Sattler, sworn and testified.	
	EXHIBIT 2C offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	
	EXHIBIT 28 offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	

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<u>COURT PRESE</u> 3/17/99 E. Nelson	NT APPEARANCES-HEARING CONTINUED JURY TRIAL	
(Reporters)	EXHIBIT 19B offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	
	EXHIBIT 16 offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	
	EXHIBIT 17A offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	
	 12:00 p.m. Jury admonished and excused. Outside the presence of the jury, discussion ensued regarding the schedule of trial. 12:03 p.m. Court recessed. 1:35 p.m. Court reconvened outside the presence of the jury with respective counsel and defendants present. 	
	EXHIBITS 17D AND 17E marked by State's counsel Sattler.	
	Motion to Redact Exhibit 24 by respective defense counsel; presented argument; objection and argument by State's counsel Barb. COURT reserved ruling.	
	1:44 p.m. Jury entered. Respective counsel stipulated to the presence of the jury.	
	Witness Lowe, heretofore sworn, resumed stand and was further direct examined.	
	EXHIBIT 17B offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	

DATE, JUDGE OFFICERS O		
COURT PRESE		CONT'D TO
3/17/99 E. Nelson	<u>CONTINUED JURY TRIAL</u>	
(Reporter)	EXHIBIT 17C offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	
	EXHIBIT 17D offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	
	EXHIBIT 17E offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	
	EXHIBIT 26 offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined.	
	EXHIBIT 33 offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Lowe further direct examined; cross-examined by respective defense counsel Hubach, Giese and Springgate; redirect examined; excused.	
	J. L. Straits called by State's counsel Sattler, sworn and testified.	
	EXHIBIT 18A and 18B offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Straits further direct examined.	
	EXHIBIT 18C marked and offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Straits further direct examined.	

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COURT PRES	ENT APPEARANCES-HEARING	CONT'D TO
3/17/99 E. Nelson	CONTINUED JURY TRIAL	
(Reporter)	EXHIBIT 32 offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Straits further direct examined.	
	EXHIBIT 3B offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Straits further direct examined.	
	EXHIBIT 6A, 6B, 6C and 6D offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Straits further direct examined.	
	EXHIBIT 27 offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Straits further direct examined.	
	EXHIBIT 3A offered by State's counsel Sattler; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Straits further direct examined; cross-examined by respective defense counsel Hubach and Springgate; excused.	
	Kevin Lattyak called by State's counsel Barb, sworn and testified; cross examined by respective defense counsel Alian and Springgate; redirect examined; recross-examined by defense counsel Springgate; further examined by State's counsel Barb and respective defense counsel Springgate and Alian; excused.	
	Jim Beltron called by State's counsel Barb, sworn and testified; cross- examined by defense counsel Alian.	
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3/17/99 E. Nelson	CONTINUED JURY TRIAL	
(Reporter)	EXHIBITS 31A - 31E offered by defense counsel Alian; no objection by State's counsel Barb or respective defense counsel; ordered admitted into evidence.	
	Witness Beltron cross-examined by defense counsel Springgate; redirect examined; recross-examined by defense counsel Springgate; excused.	
	3:27 p.m. Jury admonished. Court recessed. 4:06 p.m. Court reconvened with respective counsel and defendants present. Respective counsel stipulated to the presence of the jury.	
	Larry Canfield called by State's counse Elliott, sworn and testified; cross- examined by defense counsel Alian; excused.	
	David Palosaari called by State's counsel Barb, sworn and testified.	
	EXHIBIT 1A offered by State's counsel Barb; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Palosaari further direct examined; cross-examined by respective defense counsel Alian and Springgate; redirect examined; recross-examined by defense counsel Alian; excused.	
	4:30 Jury admonished and excused. Outside the presence of the jury, discussion ensued regarding the schedule of witnesses and redaction to Exhibit 8.	
	Upon arguments regarding exhibit 8, COURT ENTERED ORDER allowing for exhibit 8 to be redacted.	
	EXHIBIT 8A marked by State's counsel Barb.	
	Defendants Sirex, Babb and Harte canvassed as to their rights against self incrimination.	
	Court addressed Defendants Babb and Harte regarding contact with each other.	
	4:52 p.m. Court recessed. Defendants remanded to the custody of the sheriff.	

DATE, JUDGE OFFICERS OI		
COURT PRESE	그는 그는 것 같은 것 같	CONT'D TO
3/18/99	CONTINUED JURY TRIAL	
HONORABL	EDeputy District Attorneys Thomas Barb and Elliott Sattler represented the	
CONNIE	J. State. Defendant Babb present with counsel, Paul Giese and M. Jerome	
STEINHEIMEI	R Wright. Defendant Sirex present with counsel, Jack Alian and Jenny Hubach.	
M. Stone	Defendant Harte present with counsel, John Ohlson and John Springgate.	
(Clerk) E. Nelson	8:15 a.m. Court reconvened outside the presence of the jury.	
(Reporter)	Defense counsel Ohlson presented offer of proof evidence against the Motion to Exclude Expert Witness Testimony.	
···· I ······		
	Charles Durante called by Defense counsel Ohlson, sworn and testified;	
	cross-examined by State's counsel Barb; redirect examined; recross	
	examined; excused.	
	8:35 α.m. Court recessed.	
	10:30 a.m. Court reconvened outside the presence of the jury, with repsective	
	counsel and defendants present.	
	Defense counsel Giese requested that Court remain in recess until he is able	
	to complete a criminal hearing in another department. COURT ENTERED	
	ORDER allowing for the delay. COURT FURTHER ORDERED Bailiff to inform	
	jury of delay.	•
	10:35 α.m. Court recessed.	
	11:13 a.m. Court reconvened with respective counsel and defendants	
	present. Respective counsel stipulated to the presence of the jury.	
	EXHIBITS 13A AND 13B, respective counsel stipulated to the foundation of the evidence.	
	Jennifer Crowe called by State's counsel Barb, sworn and testified; cross-	
	examined by defense counsel Giese; excused.	
	Lanette Bagby called by State's counsel Barb, sworn and testified.	
	이 같은 것은	
	EXHIBIT 8 offered by State's counsel Barb; objection by defense counsel Springgate and Giese; offer withdrawn.	
	Witness Baaby further direct or amined	
	Witness Bagby further direct examined.	
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DATE, JUDGE OFFICERS OF	PAGE FIFTEEN	
COURT PRESE		CONT'D TO
3/18/99 E. Nelson	<u>CONTINUED JURY TRIAL</u>	
(Reporter)	EXHIBIT 8A marked and offered by State's counsel Barb; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Bagby further direct examined; excused.	
	State's counsel rested. Defense counsel Hubach rested. Defense counsel Giese rested. Defense counsel Springgate rested.	
	11:30 a.m. Jury admonished and excused. Outside the presence of the jury, discussion ensued regarding Exhibit 24. Respective Defendants invoked the right against self incrimination. Defense counsel Ohlson set forth further offer of proof regarding the Motion to exclude Expert Witnesses.	
	Myra Soifer called by defense counsel Ohlson, sworn and testified; cross- examined by State's counsel Barb; excused.	
	Defense counsel Ohlson presented further objection to Motion to Exclude. State's counsel Barb presented reply to the Objection. COURT took matter under submission.	
	Defendants waived right to be present at the discussions regarding jury instructions and exhibit 24. 11:50 a.m. Court recessed. Defendants remanded to the custody of the	
	sheriff.	
3/19/99 HONORABLE CONNIE J.	<u>CONTINUED JURY TRIAL</u> Deputy District Attorneys Thomas Barb and Elliott Sattler represented the State. Defendant Babb present with counsel, Paul Giese and M. Jerome Wright. Defendant Sirex present with counsel, Jack Alian and Jenny Hubach.	

STEINHEIMER Defendant Harte present with counsel, John Ohlson and John Springgate. M. Stone-(Clerk)9:42 a.m. Court reconvened outside the presence of the jury.

E. Nelson (Reporter) Court set forth order of the jury instructions. Respective counsel had no further

DATE, JUDGE	PAGE SIXTEEN	
OFFICERS OF		
COURT PRESE		CONT'D TO
	<u>CONTINUED IURY TRIAL</u> instructions to offer. Respective counsel Barb, Hubach, and Giese had no further objections to the Instructions. Defense counsel Ohlson set forth objection to Instructions 17 and 23; joinder by defense counsel Alian. COURT OVERRULED objection and allowed for the instruction. Respective counsel had no objection to the verdict forms.	
	Respective counsel stipulated to the reading of the instructions prior to arguments. Upon request by State's counsel Barb and stipulation by respective defense counsel, COURT ENTERED ORDER amending the Indictment to reflect Robbery in the amount of \$84.00.	
	EXHIBIT 24A admitted into evidence upon stipulation by respective counsel. EXHIBIT 24 to remain admitted but not delivered to the jury.	
	 9:56 a.m. Court recessed. 10:15 a.m. Court reconvened outside the presence of the jury with respective counsel and defendants present. Upon request by State's counsel, COURT ENTERED ORDER allowing Deputy Belton to be exempt from the Rule of Exclusion for closing arguments. 10:17 a.m. Jury entered. Respective counsel stipulated to the presence of the jury. 	
	Court read Instructions aloud. State's counsel Barb presented opening argument. Defense counsel Hubach presented answering argument. Defense counsel Giese presented answering argument.	
	11:45 a.m. Jury admonished. Court recessed. 12:05 p.m. Court reconvened with respective counsel and defendants present. Respective counsel stipulated to the presence of the jury.	
	Defense counsel Springgate presented answering argument. State's counsel Barb presented closing argument.	
	1:00 p.m. Law Clerk sworn to take charge of the Alternate Jurors. Bailiff sworn to take charge of the Jurors for deliberation. Outside the presence of the jury, COURT ENTERED ORDER granting the	
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DATE, JUDGE	PAGE SEVENTEEN	
OFFICERS OF		
COURT PRESE	NT APPEARANCES-HEARING	CONTD TO
3/19/99	CONTINUED JURY TRIAL	
E. Nelson	Motion to Exclude Expert Witness Testimony.	이가 이 가 있는 것이 가 있다. 이 가 있는 것이 같이
(Reporter)	1:15 p.m. Court recessed.	
	3:04 p.m. Court reconvened with respective counsel and defendants present.	
	Court informed parties of Question No. 1 from the jury. Upon no objections	
	by respective counsel, COURT ORDERED Answer to Question No. 1 delivered	
	to the Jury.	
	3:07 p.m. Court recessed.	나는 바람이 있는 것이 가지? 신제 아파 가지에 가지?
	3:58 p.m. Court reconvened with respective counsel and defendants present.	
	Respective counsel stipulated to the presence of the jury.	
	Clerk called Roll.	
	Jury returned the following verdicts:	

VERDICT

We, the jury in the above-entitled matter, find the Defendant, WESTON EDWARD SIREX, GUILTY of COUNT II. ROBBERY. DATED this <u>19th</u> day of <u>March</u>, 1999.

<u>(sgd) Bradford L. Scott</u> FOREPERSON

If you found the Defendant guilty of Robbery, you must answer the following question: Was a deadly weapon used in the commission of this Robbery as defined in these instructions?

<u>X</u> Yes

____ No

<u>(sgd)</u> Bradford L. Scott FOREPERSON

VERDICT

We, the jury in the above-entitled matter, find the Defendant, LATISHA MARIE BABB, GUILTY of COUNT II. ROBBERY. DATED this <u>19th</u> day of <u>March</u>, 1999.

> <u>(sgd) Bradford L. Scott</u> FOREPERSON

DATE, JUDGE PAGE EIGHTEEN
OFFICERS OF
COURT PRESENT APPEARANCES-HEARING CONT'D TO
3/19/99 <u>CONTINUED JURY TRIAL</u>
E. Nelson
(Reporter) If you found the Defendant guilty of Robbery, you must answer the
following question: Was a deadly weapon used in the commission of this
Robbery as defined in these instructions?
이 그는 것이 같아요. 그는 것이 같아요. 그는 것이 가지 않는 것이 같아요. 지수는 것이 같아요. 지수는 것 같아요. 정말 가지 않는 것이 같아요. 그는 것이 싶 것이 같아요. 그는 것이

<u>X</u>Yes

____ No

<u>(sgd)</u> Bradford L. Scott FOREPERSON

VERDICT

We, the jury in the above-entitled matter, find the Defendant, SHAWN RUSSELL HARTE, GUILTY of COUNT II. ROBBERY. DATED this <u>19th</u> day of <u>March</u>, 1999.

> <u>(sgd) Bradford L. Scott</u> FOREPERSON

If you found the Defendant guilty of Robbery, you must answer the following question: Was a deadly weapon used in the commission of this Robbery as defined in these instructions?

<u>X</u>Yes ____

____ No

<u>(sgd)</u> Bradford L. Scott FOREPERSON

VERDICT

We, the jury in the above-entitled matter, find the Defendant, WESTON EDWARD SIREX, GUILTY of MURDER. DATED this <u>19th</u> day of <u>March</u>, 1999.

> <u>(sgd) Bradford L. Scott</u> FOREPERSON

DATE, JUDGE PAGE NINETEEN	
OFFICERS OF	
COURT PRESENT APPEARANCES-HEARING CON	NT D TO
3/19/99 <u>CONTINUED JURY TRIAL</u>	
E. Nelson	
(Reporter) Having found the Defendant guilty of Murder, you must answer the	
following question: Was it Murder of the First Degree or Murder of the Second	
Degree?	

<u>X</u> Murder of the First Degree

Murder of the Second Degree

(sgd) Bradford L. Scott FOREPERSON

If you found the Defendant guilty of Murder, you must answer the following question: Was a deadly weapon used in the commission of this Murder as defined in these instruction?

> Yes_X_ No

> > (sqd) Bradford L. Scott FOREPERSON

VERDICT

We, the jury in the above-entitled matter, find the Defendant, LATISHA MARIE BABB, GUILTY of MURDER.

DATED this 19th day of March, 1999.

(sgd) Bradford L. Scott FOREPERSON

Having found the defendant guilty of Murder, you must answer the following question: Was it Murder of the First Degree or Murder of the Second Degree?

X_Murder of the First Degree Murder of the Second Degree

> (sqd) Bradford L. Scott FOREPERSON

DATE, JUDGE	PAGE TWENTY
OFFICERS O	${f F}$ for a set of the set of
COURT PRES	ENT APPEARANCES-HEARING CONT'D TO
3/19/99	CONTINUED JURY TRIAL
E. Nelson	이 것 같은 것 같
(Reporter)	If you have found the Defendant guilty of Murder, you must answer the
	following question: Was a deadly weapon used in the commission of this

Murder as defined in these instructions?

<u>X</u>Yes

____ No

<u>(sgd) Bradford L. Scott</u> FOREPERSON

VERDICT

We, the jury in the above-entitled matter, find the Defendant, SHAWN RUSSELL HARTE, GUILTY of MURDER.

DATED this 19th day of March, 1999.

(sqd) Bradford L. Scott

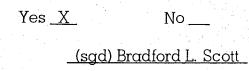
Having found the Defendant guilty of Murder, you must answer the following question: Was it Murder of the First Degree or First of the Second Degree?

<u>X</u> Murder of the First Degree

____ Murder of the Second Degree

(sgd) Bradford L. Scott

If you have found the defendant guilty of Murder, you must answer the following question: Was a deadly weapon used in the commission of this Murder as defined in these instructions?



DATE, JUDGE OFFICERS OF	PAGE TWENTY-ONE	
COURT PRESE	그는 것 같은 동안은 것이 있는 것 같은 것 좋아요. 이렇게 집에 있는 것 같은 것은 것이 있지? 그는 것이 것 같은 것 같은 동안을 많이 많이 있는 것 같아.	CONT'D TC
3/19/99 E. Nelson (Reporter)	<u>CONTINUED IURY TRIAL</u> Court inquired of the jurors as a whole if this was the verdict to which they agreed and there were no negative responses. Upon motion by defense counsel Giese, COURT ORDERED THE JURY POLLED. To the question, "Are these your verdicts as read?", posed to each of the jurors individually, as to each Defendant, each responded "Yes".	
	Court admonished the Jury Panel and the Alternates and Ordered them to return for the Penalty Phase of the Trial on March 22, 1999, at 10:00 a.m.	
	4:11 p.m. Court recessed.	
3/22/99 HONORABLI CONNIE J. STEINHEIMER DEPT. NO. 4 M. Stone (Clerk) E. Nelson (Reporter)	PENALTY JURY TRIAL. EDeputy District Attorneys Thomas Barb and Elliott Sattler represented the State. Defendant Latisha Marie Babb present with counsel, Paul Giese and M. Jerome Wright. Defendant Weston Edward Sirex present with counsel, Jenny Hubach and Jack Alian. Defendant Shawn Russell Harte present with counsel, John Ohlson and John Springgate. 8:42 a.m. Court reconvened outside the presence of the jury for prior bad acts hearing. Abraham Lee called by State's counsel Elliott, sworn and testified.	
	EXHIBIT 34A - 34L marked by State's counsel Elliott.	
	Witness Lee further direct examined.	
	EXHIBIT 34A - 34L offered by State's counsel Elliott; no objection by respective defense counsel; ordered admitted into evidences for purposes of this hearing only.	
en an an an Arrange References an Arrange References an Arrange	Witness Lee cross-examined by defense counsel Alian; excused.	
	Billy J. Coleman called by State's counsel Barb, sworn and testified.	
	EXHIBIT 9, 5A and 5C offered by State's counsel Barb; voir dire by Defense counsel Wright; objection to 5C and 9 by defense counsel Ohlson; joinder by defense counsel Wright and Alian; reply by State's counsel Barb; ordered admitted into evidence for purposes of this hearing only.	

DATE, JUDGE OFFICERS C		
COURT PRES	그는 것이 같은	CONT'D TO
3/22/99 E. Nelson	CONTINUED PENALTY JURY TRIAL	
Reporter)	Witness Coleman further direct examined; cross-examined by respective defense counsel Alian, Wright and Ohlson; redirect examined by State's counsel Barb; recross by defense counsel Wright; excused.	
) 	Mark Joseph called by State's counsel Barb, sworn and testified; cross- examined by respective defense counsel Alian, Giese and Ohlson; excused, subject to recall.	
	Jim Beltron called by State's counsel Barb, sworn and testified; cross- examined by respective defense counsel Giese and Ohlson; excused, subject to recall.	
	State's counsel presented argument. Respective defense counsel Alian, Wright and Ohlson presented objection to the testimony of the witnesses. State's counsel present further argument. COURT ENTERED ORDER that State's counsel could not bring in testimony regarding fingerprints unless Defense counsel inquires in that area first; and that the Motion in Limine to exclude prior bad act testimony is denied. 10:30 a.m. Court recessed. 10:52 a.m. Court reconvened with respective counsel and defendants present. Respective counsel stipulated to the presence of the Jury.	
	State's counsel Barb presented opening statement. Defense counsel Hubach presented opening statement. Defense counsel Wright presented opening statement. Defense counsel Ohlson presented opening statement.	
	Abraham Lee called by State's counsel Sattler, sworn and testified.	
	EXHIBIT 34A - 34 L offered by State's counsel Sattler; no objection by respective defense counsel Alian and Giese; objection by defense counsel Ohlson; ordered admitted into evidence.	
	Witness Lee further direct examined; excused.	
	Billy Coleman called by State's counsel Barb, sworn and testified.	

DATE, JUDGE OFFICERS OI	5 이 이 방법은 것은 이 것 같아요. 그는 것은 것이 것 같아요. 한 것을 가장한 것을 것을 것을 것을 것을 것을 것 같아. 이 것 같아요. 가장한 것을 것을 것을 것 같아. 이 것 같아요. 이 가 있는 것 이 것 같아요. 이 것 같아요. 이 이 것 같아요. 이 이 것 같아요. 이 이 이 이 이 이 이 이 이 이 이 이 이 이 이 이 이 이 이	
COURT PRESE 3/22/99	<u>ENT</u> <u>APPEARANCES-HEARING</u> <u>CONTINUED PENALTY</u> JURY TRIAL	<u>CONTD TO</u>
E. Nelson (Reporter)	EXHIBIT 35 marked by State's counsel Barb.	
	Witness Coleman further direct examined.	
	EXHIBIT 35 offered by State's counsel Barb; no objection by respective defense counsel Alian and Giese; objection by defense counsel Ohlson; ordered admitted into evidence.	
	Witness Coleman further direct examined.	
	EXHIBIT 24 offered by State's counsel Barb; objection by respective defense counsel; COURT took matter under advisement.	
	Witness Coleman further direct examined.	
	EXHIBIT 5B offered by State's counsel Barb; objection by respective defense counsel Alian and Giese; voir dire and objection by defense counsel Ohlson.	
	Witness Coleman further direct examined.	
	EXHIBIT 5C offered by State's counsel Barb; objection by respective defense counsel Alian and Giese; voir dire and objection by defense counsel Ohlson; ordered admitted into evidence.	
	Witness Coleman further direct examined.	
	EXHIBIT 9 offered by State's counsel Barb; objection by respective defense counsel Alian, Giese and Ohlson; ordered admitted into evidence.	
	Witness Coleman further direct examined.	
	EXHIBIT 5D offered by State's counsel Barb; objection by respective counsel Alian and Giese; voir dire by defense counsel Ohlson.	
	Witness Coleman further direct examined.	

DATE, JUDGE OFFICERS O		
<u>COURT PRESI</u> 3/22/99		<u>CONT'D TO</u>
E. Nelson (Reporter)	EXHIBIT 5D re-offered by State's counsel Barb; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Coleman further direct examined.	
	EXHIBIT 36 marked by State's counsel Barb.	
	Witness Coleman further direct examined.	
	EXHIBIT 36 offered by State's counsel Barb; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Coleman further direct examined; cross-examined by defense counsel Giese and Ohlson.	
	EXHIBIT 37 marked by State's counsel Barb.	
	Witness Coleman further redirect examined.	
	EXHIBIT 37 offered by State's counsel Barb; no objection by respective defense counsel; ordered admitted into evidence.	
	Witness Coleman further redirect examined; excused.	
	 12:06 p.m. Jury admonished and excused. Outside the presence of the jury, Court clarified ruling regarding Exhibits 5C and 9. Discussion ensued regarding exhibits admitted during the Guilt Phase of the Trial. Court canvassed Defendants regarding their right against self incrimination. 12:12 p.m. Court recessed. 1:36 Court reconvened with respective counsel and defendants present. Respective counsel stipulated to the presence of the jury. 	
	Jim Belton called by State's counsel Barb, sworn and testified.	
	EXHIBIT 38 marked by State's counsel Barb.	

DATE, JUDGE PAGE TWENTY-FIVE OFFICERS OF COURT PRESENT **APPEARANCES-HEARING** CONTD TO 3/22/99 CONTINUED PENALTY JURY TRIAL E. Nelson (Reporter) Witness Beltron further direct examined. EXHIBIT 38 offered by State's counsel Barb; no objection by respective defense counsel; ordered admitted into evidence. Witness Beltron further direct examined. EXHIBIT 8 offered by State's counsel Barb; objection by respective defense counsel Giese and Ohlson 1:53 p.m. Jury admonished and excused. Outside the presence of the jury, State's counsel Barb presented argument regarding Exhibit 8. Defense counsel Giese withdrew objection. Defense counsel Ohlson present objection. State's counsel Barb presented further argument. Upon further discussion, EXHIBIT 8B being marked and no objections, COURT ENTERED ORDER admitting Exhibit 8B into evidence. 2:17 p.m. Jury entered. Respective counsel stipulated to the presence of the jury. Witness Beltron further direct examined EXHIBIT 8B offered by State's counsel Barb; no objection by respective defense counsel: ordered admitted into evidence. Witness Beltron further direct examined; cross-examined by defense counsel Wright; excused. Jim Joseph called by State's counsel Barb, sworn and testified; crossexamined by defense counsel Ohlson; redirect examined; excused. 2:37 p.m. Jury admonished and excused. Outside the presence of the jury, State's counsel presented respective defense counsel with a typed statement from the Victim's family. Upon no objection, COURT ALLOWED the Victim Impact statement to be read aloud to the Jury by the Victim's brother. 2:44 p.m. Jury entered. Respective counsel stipulated to the presence of the jury.

DATE, JUDGE OFFICERS O <u>COURT PRESE</u>	F ENT APPEARANCES-HEARING	<u>CONT'D TO</u>
3/22/99 E. Nelson (Reporter)	<u>CONTINUED PENALTY JURY TRIAL</u> Tony Castro called by State's counsel Sattler, sworn and testified; cross- examined by defense counsel Ohlson; excused.	
	State's counsel rested.	
	2:54 p.m. Jury admonished and excused. Outside the presence of the jury, discussion ensued regarding the schedule of witnesses.	
	2:58 p.m. Court recessed. 3:08 p.m. Court reconvened with respective counsel and defendants present. Respective counsel stipulated to the presence of the jury.	
	Jim Beltron, heretofore sworn, called by defense counsel Hubach and direct examined; excused.	
	3:14 p.m. Jury admonished and excused. Outside the presence of the jury, Defendants advised of their rights against self incrimination. 3:18 p.m. Court recessed.	
3/23/99 HONORABLE CONNIE J. STEINHEIMER DEPT. NO. 4 M. Stone (Clerk)	<u>CONTINUED PENALTY IURY TRIAL</u> Deputy District Attorneys Thomas W. Barb and Elliott Sattler represented the State. Defendant Babb present with counsel, Paul C. Giese and M. Jerome Wright. Defendant Sirex present with counsel, Jack A. Alian and Jenny D. Hubach. Defendant Harte present with counsel, John Ohlson and John P. Springgate. 9:42 p.m. Court reconvened. Respective counsel stipulated to the presence of the jury.	
E. Nelson (Reporter)	Heidi Manson called by defense counsel Hubach, swom and testified; excused.	
	Roy Parry called by defense counsel Hubach, sworn and testified; cross- examined by State's counsel Barb and Defense counsel Ohlson; excused.	
	Ronald Mueller called by defense counsel Hubach, sworn and testified; cross-examined by State's counsel Barb and defense counsel Ohlson; redirect	

DATE, JUDGE OFFICERS O		
<u>COURT PRESE</u> 3/23/99	ENT APPEARANCES-HEARING	CONT'D T
E. Nelson Reporter)	<u>CONTINUED PENALTY JURY TRIAL</u> examined; recross-examined by State's counsel Barb and defense counsel Ohlson; excused.	
	Stephanie Roysten called by defense counsel Alian, sworn and testified; cross-examined by State's counsel Barb; excused.	
	Mary Smith called by defense counsel Hubach, sworn and testified; cross- examined by State's counsel Barb; excused.	
	11:10 a.m. Jury and admonished and excused. Outside the presence of the jury, COURT advised the defendant to stop conversing with each other. 11:15 a.m. Court recessed. 11:25 a.m. Jury entered. Respective counsel stipulated to the presence of the jury.	
	Penelope Peer called by defense counsel Hubach, sworn and testified.	
	EXHIBIT 39 offered by defense counsel Hubach; no objection by State's counsel and respective defense counsel Giese and Ohlson; ordered admitted into evidence.	
	Witness Peer further direct examined; excused.	
	Jerry Howle, M.D., called by defense counsel Hubach, swom and testified.	
	EXHIBIT 30 offered by defense counsel Hubach; no objection by State's counsel and respective defense counsel Giese and Ohlson; ordered admitted into evidence.	
and and a second se Second second second Second second	Witness Howle further direct examined.	
	EXHIBIT 40 marked and offered by defense counsel Hubach; no objection by State's counsel and respective defense counsel Giese and Ohlson; ordered admitted into evidence.	
	Witness Howle further direct examined; cross-examined by State's counsel Barb and defense counsel Ohlson; redirect examined; recross-examined by State's counsel Barb; excused.	
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3/23/99	<u>CONTINUED PENALTY JURY TRIAL</u>	
E. Nelson	Defense counsel Hubach rested.	
(Reporter)	12:03 p.m. Jury admonished. Court recessed.	
	1:37 p.m. Court reconvened outside the presence of the jury with respective	
	counsel and defendants present.	
	All Defendants invoked their right against self incrimination. COURT	
	ENTERED ORDER that the Defendants may re-open prior to reading of instructions, if they wish to testify.	
	1:40 p.m. Jury entered. Respective counsel stipulated to the presence of the	
	jury.	
	Mary Beth Babb called by defense counsel Wright, sworn and testified;	
	excused.	
	Martha Mahaffey, Ph.D., called by defense counsel Giese, sworn and testified.	
	EXHIBIT 41 marked.	
	Witness Mahaffey further direct examined.	
	2:13 p.m. Jury excused. Outside the presence of the jury, discussion ensued regarding exhibits.	
	regularing exilibits.	
	EXHIBIT 42 and 43 marked by defense counsel Giese.	
	Discussion ensued with respective counsel. COURT ENTERED ORDER	
	allowing exhibit 42 admitted as demonstrative only; and allowing exhibit 43	
	admitted, but will also allow for a continuance of the trial for further discovery	
	if requested by the State. Defense counsel Giese withdrew offer of exhibit 43.	
	2:30 p.m. Jury entered. Respective counsel stipulated to the presence of the	
	jury.	
	Witness Mahaffey, heretofore sworn, resumed stand and was further direct	
	examined.	
	EXHIBIT 41 offered by defense counsel Giese; objection by defense counsel	
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DATE, JUDGE OFFICERS O		
<u>COURT PRESE</u> 3/23/99 E. Nelson (Reporter)	<u>APPEARANCES-HEARING</u> <u>CONTINUED PENALTY JURY TRIAL</u> Ohlson; no objection by State's counsel Barb and defense counsel Hubach. Upon redaction to Exhibit 41, EXHIBIT 41A marked and ordered admitted into evidence upon no objections by respective counsel.	<u>CONT'D TO</u>
	Witness Mahaffey further direct examined.	
	3:30 p.m. Jury admonished. Court recessed. 4:19 p.m. Court reconvened with respective counsel and defendants present. Respective counsel stipulated to the presence of the jury.	
	Witness Mahaffey, heretofore sworn, resumed stand and was cross- examined by State's counsel Sattler.	
	EXHIBIT 8C marked by State's counsel Sattler.	
	Witness Mahaffey further cross-examined; redirect examined; recross- examined; excused.	
	Defense counsel Giese rested.	
	Linda Soloman called by defense counsel Ohlson, sworn and testified.	
	EXHIBIT 44 marked by defense counsel Ohlson.	
	Witness Soloman further direct examined.	
	EXHIBIT 44 offered by defense counsel Ohlson; no objection by State's counsel and respective defense counsel; ordered admitted into evidence.	
	Witness Soloman further direct examined; cross-examined by State's counsel Barb; redirect examined; excused.	
	Defense counsel Ohlson rested.	
	EXHIBIT 8C re-offered by State's counsel Barb; COURT reserved ruling.	
	State's counsel Barb rested rebuttal.	

DATE, JUDGE OFFICERS O		
<u>COURT PRES</u> 3/23/99 E. Nelson		<u> </u>
(Reporter)	Defendant Babb made statement in allocution.	
	 4:45 p.m. Jury admonished and excused. Outside the presence of the jury, discussion ensued regarding the Jury Instructions. Court set forth order of Instructions. Defense counsel Ohlson had one additional Instruction to offer; joinder by respective defense counsel Giese and Alian; objection by State's counsel Barb; COURT denied use of offered Instruction and marked it as Defendant Harte's Offered Instruction by State's counsel Giese had one Special Verdict to offer; objection by State's counsel Barb; COURT denied use of Offered Special Verdict and marked it as Defendant Babb's Offered Special Verdict to offer; objection by State's counsel Barb; COURT denied use of Offered Special Verdict and marked it as Defendant Babb's Offered Special Verdict to offer; objection by State's counsel Barb; COURT denied use of Offered Special Verdict and marked it as Defendant Sirex' Offered Special Verdict Form B. Defense counsel Barb; COURT denied use of Offered Special Verdict and marked in as Defendant Sirex' Offered Special Verdict Form C. Respective counsel had no further objections or instructions to offer. Respective counsel stipulated to reading the Instructions prior to arguments. COURT ENTERED ORDER denying Motion to Strike Aggravating Circumstances. Motion to exclude Exhibit 24 from the Jury by defense counsel Ohlson; objection and argument by State's counsel Barb; COURT ENTERED ORDER denying motion, upon finding that the necessity for a redaction has become moot. Discussion ensued regarding Exhibit 8C. 5:15 p.m. Court recessed. 	
3/24/99		
HONORABLE CONNIE J. STEINHEIMER DEPT, NO. 4 M. Stone (Clerk)	<u>CONTINUED PENALTY JURY TRIAL</u> Deputy District Attorneys Thomas Barb and Elliott Sattler represented the State. Defendant Babb present with counsel, Paul C. Giese and M. Jerome Wright. Defendant Sirex present with counsel, Jack A. Alian and Jenny D. Hubach. Defendant Harte present with counsel, John Ohlson and John P. Springgate.	
E. Nelson (Reporter)	11:34 a.m. Court reconvened outside the presence of the jury. Motion for Juror Ryan to be Discharged from Service by defense counsel Ohlson; presented argument. District Attorney Richard A. Gammick made statement to the Court.	

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DATE, JUDGE OFFICERS O		
COURT PRESI	,我们们就是你们的,我们们就是你们的,你们们的你们,你们们的你们的?""你们,你们们们的你们,你们们就是你们的你们,你们就是你们的你们,你们就是你们的你们,你们	
3/24/99	<u>CONTINUED PENALTY_IURY TRIAL</u>	<u> </u>
E. Nelson		
(Reporter)	Motion for Mistrial by defense counsel Alian; joinder by defense counsel Giese; presented argument; objection and argument by State's counsel Barb.	
	Respective defense counsel re-offered Defendant Harte's Offered Instruction A; presented argument; objection and argument by State's counsel Barb; COURT ENTERED ORDER denying request.	
	11:45 a.m. Juror Scott entered courtroom and was examined by the Court regarding Question from Jury; admonished and excused. 11:47 a.m. Juror Ryan entered courtroom and was examined by the Court; admonished and excused.	
	COURT ENTERED ORDER finding that neither Juror Scott nor Ryan had any improper conduct, therefore, denied the Motion to Discharge Juror Ryan and the Motion for Mistrial.	
	Discussion ensued regarding Jury Instructions.	
	 11:55 a.m. Court recessed 12:45 p.m. Court reconvened outside the presence of the jury with respective counsel and defendants present. Upon request by State's counsel and no objection by respective defense counsel, COURT ENTERED ORDER allowing for a Cautionary Instruction. 12:47 p.m. Jury entered. Respective counsel stipulated to the presence of the jury. 	
	Court read Cautionary Instruction aloud. Court read Jury Instructions aloud.	
	State's counsel Sattler presented opening argument. Defense counsel Hubach presented answering argument.	
	2:10 p.m. Jury admonished and excused. Outside the presence of the jury, discussion ensued regarding the Cautionary Instruction. 2:15 p.m. Court recessed.	
	2:31 p.m. Court reconvened with respective counsel and defendants present. Respective counsel stipulated to the presence of the jury.	

DATE, JUDGE	PAGE THIRTY-TWO	
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COURT PRESE		CONT'D TO
3/24/99 E. Nelson	CONTINUED PENALTY JURY TRIAL	
(Reporter)	Defense counsel Giese presented answering argument. Defense counsel Ohlson presented answering argument.	
(nepercer)	beiense counser Onison presented difswering digument.	
	3:49 p.m. Jury admonished and excused. Outside the presence of the jury,	
	Discussion ensued regarding the reference in defense counsel Ohlson's	
	argument about the Victim being Catholic.	
	3:51 p.m. Jury entered. Respective counsel stipulated to the presence of the	
	jury.	
	Defense sourced Objects and the literation	
	Defense counsel Ohlson presented further answering argument. State's counsel Sattler presented closing argument.	
	sidle's counsel ballier presented closing digument.	
	4:35 p.m. Law Clerk sworn to take charge of the Alternate Jurors. Bailiff sworn	
	to take charge of the Jurors for deliberation.	
	에 가지 않는 것이 있는 것 같은 것이 같은 것이 같은 것이 있는 것이 같은 것이 있는 것이 같은 것이 있는 것이 같은 것이 있는 것이 같은 것이 같은 것이 같은 것이 있는 것이 같은 것이 있는 것이 같은 것이 있는 것이 있는 것	
	7:34 p.m. Court reconvened in chambers with respective counsel present.	
	Court informed parties of Question No. 4 from the jury. Upon no objections	
	by respective counsel, COURT ORDERED Answer to Question No. 4 delivered	
	to the Jury. 7:50 p.m. Court recessed.	
	8:10 p.m. Court reconvened in chambers with respective counsel present.	
	Court informed parties of Question No. 6 from the jury. Upon no objections	
	by respective counsel, COURT ORDERED Answer to Question No. 6 delivered	
	to the Jury.	
n an thu Thu thu thu thu thu thu thu thu thu thu t	8:15 p.m. Court recessed.	
	9:20 p.m. Court reconvened in chambers with respective counsel present.	
	Court informed parties of Question No. 7 from the jury.	
	During discussion regarding Question No. 7, COURT informed by the Bailiff that the jury had reached a verdict.	
	9:25 p.m. Court recessed.	
	9:35 p.m. Court reconvened with respective counsel and defendants present.	
	Clerk called Roll.	
	Jury returned the following verdicts:	
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DATE, JUDGE	PAGE THIRTY-THREE
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COURT PRESENT	APPEARANCES-HEARING
3/24/99 <u>CONTINU</u>	ED PENALTY JURY TRIAL

found.

death.

to be

CONT'D TO

E. Nelson (Reporter)

VERDICT

We, the jury in the above-entitled action, find beyond a reasonable doubt that the murder, as alleged in Count I, of John Castro committed by the defendant was aggravated by the following circumstance or circumstances which have been checked below:

X 1. The murder of John Castro was committed by the defendant LATISHA MARIE BABB during the course of a robbery;

2. The murder of John Castro was committed by the defendant LATISHA MARIE BABB to avoid prosecution; or

_ 3. No aggravating circumstance or circumstances were proven beyond a reasonable doubt.

Further, We, the jury in the above-entitled action, having previously found the defendant, LATISHA MARIE BABB, guilty of Count I. MURDER WITH THE USE OF A DEADLY WEAPON,

Set the penalty to be imposed as follows: (Check One)

A term of fifty (50) years in the Nevada Department of Prisons.

Life in the Nevada Department of Prisons with the possibility of parole.

Life in the Nevada Department of Prisons without the possibility of parole.

Having found beyond a reasonable doubt that an aggravating circumstance or circumstances exist in this case and that any mitigating circumstance or circumstances are not sufficient to outweigh the aggravating circumstance or circumstances and no other reason exists not to impose

therefore, by reason thereof, set the penalty imposed upon the defendant at death.

		·		
DATED thi	s 24	day of March	, 1999).
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(sgd) Bradford L. Scott PRESIDING JUROR

DATE, JUDGE PAGE THIRTY-FOUR	이 있는 것이 같은 것 같아요. 이 가장 가장 가장 가장 가장 가장 가장 있다. 이 같은 것이 같이 있는 것이 같이 같아요. 가장
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COURT PRESENT APPEARANCES-HEARING	CONTD TO
3/24/99 <u>CONTINUED PENALTY JURY TRIAL</u>	
E. Nelson	
(Reporter)	${m T}$. The second

VERDICT

We, the jury in the above-entitled action, find beyond a reasonable doubt that the murder, as alleged in Count I, of John Castro committed by the defendant was aggravated by the following circumstance or circumstances which have been checked below.

 X_1 . The murder of John Castro was committed by the defendant WESTON EDWARD SIREX during the course of a robbery;

2. The murder of John Castro was committed by the defendant WESTON EDWARD SIREX to avoid prosecution; or

____3. No aggravating circumstance or circumstances were proven beyond a reasonable doubt.

Further, We, the jury in the above-entitled action, having previously found the defendant, WESTON EDWARD SIREX, guilty of Count I. MURDER WITH THE USE OF A DEADLY WEAPON,

Set the penalty to be imposed as follows: (Check One)

X

found.

death.

to be

A term of fifty (50) years in the Nevada Department of Prisons.

Life in the Nevada Department of Prisons with the possibility of parole.

Life in the Nevada Department of Prisons without the possibility of parole.

Having found beyond a reasonable doubt that an aggravating circumstance or circumstances exist in this case and that any mitigating circumstance or circumstances are not sufficient to outweigh the aggravating circumstance or circumstances and no other reason exists not to impose

therefore, by reason thereof, set the penalty imposed upon the defendant at death.

DATED this 24th	day of	March	1. to 1.	, 1999.
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(sqd) Bradford L. Scott PRESIDING JUROR

DATE, JUDGE	PAGE THIRTY-FIVE	
OFFICERS OF	그는 그는 것 같은 것 같	
COURT PRESEN	VT APPEARANCES-HEARING	CONT'D TO
3/24/99	CONTINUED PENALTY JURY TRIAL	
E. Nelson	에는 이번 것은 가장에 있는 것이 있 같은 것이 있는 것이 같은 것이 있는 것	
(Reporter)	VERDICT	
	We, the jury in the above-entitled action, find beyond a reasonable doubt that the murder, as alleged in Count I, of John Castro committed by the defendant was aggravated by the following circumstance or circumstances which have been checked below:	
	1. The murder of John Castro was committed by the defendant SHAWN RUSSELL HARTE during the course of a robbery; 2. The murder of John Castro was committed by the defendant SHAWN RUSSELL HARTE to avoid prosecution; or 3. No aggravating circumstance or circumstances were proven beyond a reasonable doubt.	
	Further, We, the jury in the above-entitled action, having previously	

found the defendant, SHAWN RUSSELL HARTE, guilty of Count I. MURDER WITH THE USE OF A DEADLY WEAPON,

Set the penalty to be imposed as follows: (Check One)

A term of fifty (50) years in the Nevada Department of Prisons.

Life in the Nevada Department of Prisons with the possibility of parole.

Life in the Nevada Department of Prisons without the possibility of parole.

Having found beyond a reasonable doubt that an aggravating circumstance or circumstances exist in this case and that any mitigating circumstance or circumstances are not sufficient to outweigh the aggravating circumstance or circumstances and no other reason exists not to impose therefore, by reason thereof, set the penalty

imposed upon the defendant at death.

DATED this <u>24th</u> day of <u>March</u>, 1999.

<u>(sgd) Bradford L. Scott</u> PRESIDING JUROR

found, death, to be

DATE, JUDGE	PAGE THIRTY-SIX	
OFFICERS OF	2011년 1월 1998년 1월 1998년 1월 1991년 1월 19 1991년 1월 1991년 1월 199 1991년 1월 1991년 1월 19	
COURT PRESE	NT APPEARANCES-HEARING	CONT'D TO
3/24/99	CONTINUED PENALTY JURY TRIAL	
E. Nelson	Court inquired of the jurors as a whole if this was the verdict to which they	
(Reporter)	agreed and there were no negative responses.	5/7/99
	Upon motion by defense counsel Giese, COURT ORDERED THE JURY	
	POLLED. To the question, "Are these your verdicts as read?", posed to each	Sentencing
	of the jurors individually, as to each Defendant, each responded "Yes".	(All Deft.)
	COURT ORDERED Defendants referred to Probation Department for PSI on	
	Count II and continued for entry of judgment, consideration of probation	
	report and imposition of sentences on Counts I and II.	
	9:50 p.m. Court recessed. Defendants remanded to the custody of the sheriff.	
	요즘 지수는 것이 같은 것은 것이 같은 것이 같은 것이 같은 것이 같은 것이 같은 것이 없다. 것이 같은 것이 같은 것이 같은 것이 같은 것이 같은 것이 같은 것이 같이 없다. 것이 같은 것이 없는 것이 같은 것이 없다. 것이 같은 것이 없는 것이 없다. 것이 없는 것이 없 않는 것이 없는 것이 없 않는 것이 없는 것이 않는 것이 않는 것이 않는 것이 않는 것이 없는 것이 없는 것이 없는 것이 없는 것이 않는 것 않는 것	

SECOND JUDICIAL DISTRICT COURT, COUNTY OF WASHOE 4/23/99 15:48 FULL CASE HISTORY

1

PAGE:

Title: STATE OF	0074 Filed: 01/09/98 Type: CRIMINAL F NEVADA VS. SHAWN HARTE ET AL Info:	At issue: 00/00/00 Clerk: MB
Trial: 05/07/99	HEARING - SENTENCING	
Restored Date:	∩3/25/00 · · · · · · · · · · · · · · · · · ·	
Reproted Date.	03/23/38	
	EXHIBITS	
תד		
ID 1.A	Description Type	Relshp Dept Clrk
	PHOTOGRAPH 01	STATE 4 MT
1.B	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. PHOTOGRAPH 01	Admit: 03/17/99
	PHOTOGRAPH 01 Intro: 03/12/99 Off/Obj:	STATE 4 MT Admit: 00/00/00
1.C	PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:	Admit: 00/00/00
2.A	PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/16/99
2.B	PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/16/99
2.C	PHOTOGRAPH 01	STATE 4 MT
`	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
3.A	PHOTOGRAPH 01	STATE 4 MT
3.B	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
Э •В	PHOTOGRAPH 01	STATE 4 MT
4.A	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ. PHOTOGRAPH 01	Admit: 03/17/99
	DHOTOGRAPH 01 Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	STATE 4 MT $Admite 02/17/00$
4.B	PHOTOGRAPH 01	Admit: 03/17/99 STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: $03/17/99$
4.C	PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
5.A	PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
5.B	PHOTOGRAPH 01	STATE 4 MT
FC	Intro: 03/12/99 Off/Obj: OFF'D/OBJ.OVRRLD	Admit: 03/22/99
5.C	PHOTOGRAPH 01	STATE 4 MT
5.D	Intro: 03/12/99 Off/Obj: OFF'D/OBJ. OVRRLD	Admit: 03/22/99
5.0	PHOTOGRAPH 01	STATE 4 MT
6.A	Intro: 03/12/99 Off/Obj: OFF'D/OBJ.OVRRLD BAG 01	Admit: 03/22/99 STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	STATE 4 MT Admit: 03/17/99
6.B	MAP 01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
6.C	NOTEBOOK 01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
6.D	CLIPBOARD 01	STATE 4 MT
-	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/17/99
7.A	POLORIOD PHOTOGRAPH 01	STATE 4 MT
מ ד	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/16/99
7.B	POLORIOD PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	Admit: 03/16/99

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SECOND JUDICIAL DISTRICT COURT, COUNTY OF WASHOE FULL CASE HISTORY

4/23/99

15:48

	- 2014년 1월 17일 - 2월 17일 - 18일 - 2월 18일 1월 18일 - 18g - 18g - 1 18일 - 18g		
Case No. (798-0	074 Filed: 01/09/98 Type: CRIMINAL		
Title: STATE OF		Δ+	issue: 00/00/00
	NEVADA VE. DIAWI IAKTE ET AL	лu	
	E X H I B I T S		비누구는 모두 비누가 가지 않는 것 같은 소생님.
	가 있는 것이 있다. 같은 것이 같은 것이 있는 것이 있는 것이 있는 것이 같은 것이 있는 것		회원 수 있는 것은 것은 것을 받는 것을 가지 않는 것을 가지 않는 것을 하는 것을 수가 있다. 물러운 것을 하는 것을 하는 것을 수가 있는 것을 것을 것을 것을 수가 않는 것을
ID	Description	Туре	Relshp Dept Clrk
7.C	POLORIOD PHOTOGRAPH	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ	•	Admit: 03/16/99
8	LETTER WRITTEN BY HARTE	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
8.A	REDACTED LETTER BY HARTE	01	STATE 4 MT
0	Intro: 03/18/99 Off/Obj: OFF'D/NO OBJ		Admit: 03/18/99
8.B	REDACTED PORTION OF LETTER WRITTEN BY	01	STATE 4 MT
	HARTE	ת דתר	Ndm:+ 02/22/00
8.C	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OV REDACTED LETTER BY HARTE	01	Admit: 03/22/99 STATE 4 MT
0.0	Intro: 03/23/99 Off/Obj:	and the second	Admit: $00/00/00$
9	ENVELOPE CONTAINING 7 PAGES -	01	STATE 4 MT
	HARTE MATERIAL	01	
	Intro: 03/12/99 Off/Obj: OFF'D/OBJ.OVI	מיזצא	Admit: 03/22/99
10	VIDEO TAPE INTERVIEW WITH SIREX	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
11.A	VIDEO TAPE INTERVIEW WITH HARTE	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
11.B	VIDEO TAPE INTERVIEW WITH HARTE	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
12.A	VIDEO TAPE INTERVIEW OF BABB	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
12.B	VIDEO TAPE INTERVIEW OF BABB	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:	A -	Admit: 00/00/00
13.A	VIDEO TAPE - NEWS INTERVIEW BABB	01	STATE 4 MT
13.B	Intro: 03/12/99 Off/Obj: VIDEO TAPE - NEWS INTERVIEW BABB	01	Admit: 00/00/00 STATE 4 MT
13.0	Intro: 03/12/99 Off/Obj:		Admit: $00/00/00$
14	AUDIO TAPE - LANETTE BAGBY	01	STATE 4 MT
	Intro: $03/12/99$ Off/Obj:	U T	Admit: 00/00/00
15	TYPED NOTE AND HANDWRITTING WITH	01	STATE 4 MT
	ATTACHED NEWSPAPER CLIPPING		
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
16	MISSLE FRAGMENTS FROM VICTIM	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
17.A	SMITH AND WESSON .22	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
17.B	BULLET FOR SMITH AND WESSON	01	STATE 4 MT
17.0	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
17.C	MAGAZINE FOR SMITH AND WESSON	01	STATE 4 MT
17.D	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	01	Admit: 03/17/99 STATE 4 MT
x/.v	WILDCATE AMMUNITION Intro: 03/17/99 Off/Obj: OFF'D/NO OBJ.	· · · · · · · · · · · · · · · · · · ·	STATE 4 MT Admit: 03/17/99
17.E	STINGER AMMUNITION	01	STATE 4 MT
	Intro: 03/17/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
18.A	LORCIN .22	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99

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PAGE:

SECOND JUDICIAL DISTRICT COURT, COUNTY OF WASHOE FULL CASE HISTORY

4/23/99 15:48

PAGE:

Case No: CR98-0	074 Filed: 01/09/98 Type: CRIMINAL NEVADA VS. SHAWN HARTE ET AL	⊼ ⊢	
TICLE. DIALE OF	NEVADA VS. SHAWN HARIE EI AL	AL	issue: 00/00/00
	EXHIBITS		
	이야지 않는 것을 많은 것을 가지 않는 것을 많이 많다.		
	Description	Туре	Relshp Dept Clrk
18.B	MAGAZINE FOR LORCIN .22	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ	•	Admit: 03/17/99
18.C	BULLETTS FROM LORCIN .22	01	STATE 4 MT
	Intro: 03/17/99 Off/Obj: OFF'D/NO OBJ	•	Admit: 03/17/99
19.A	PAPERS FROM TAXI CAB	01	STATE 4 MT
	PAPERS FROM TAXI CAB Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ		Admit: 03/16/99
19.B	PAPERS FROM TAXI CAB	01	
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ		Admit: 03/17/99
20	MICRO AUDIO TAPE - CONSENT TO SEARCH	01	STATE 4 MT
	SIREX		
	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
21	MICRO AUDIO TAPE - INTERVIEW WITH BABB	01	STATE 4 MT
22	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
22	ENVELOPE WITH 6 CASSETTE TAPES	01	STATE 4 MT
~ ~	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
23	MICRO AUDIO TAPES - INTERVIEW BY SIREX	01	STATE 4 MT
24	Intro: 03/12/99 Off/Obj:		Admit: 00/00/00
24	NEWSPAPER - 10/27/97 FROM BABB/HARTE	01	STATE 4 MT
	RESIDENCE		
$\mathbf{O}\mathbf{A}$ \mathbf{A}	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ	and the second second second	Admit: 03/17/99
24.A	REDACTED COPY OF NEWSPAPER ARTICLE	01	STATE 4 MT
25	Intro: 03/19/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/19/99
2 .	ITEMS FROM VICTIM	01	STATE 4 MT
26	Intro: 03/12/99 Off/Obj:	0.1	Admit: 00/00/00
20	RADIO SHACK WIRELESS MICRO-PHONE Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	01	STATE 4 MT
27	BOX FROM SIREX'S HOUSE		Admit: 03/17/99 STATE 4 MT
- /	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
28	22 CALIDED CARING	Λ1	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	ŬΤ	Admit: 03/17/99
29	MILITARY RECORDS OF HARTE	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj:	1	Admit: 00/00/00
30	MILITARY RECORDS OF SIREX	01	STATE 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/23/99
31.A	PHOTOGRAPH OF SIREX		DEF: 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
31.B	PHOTOGRAPH OF SIREX		DEF: 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.	위험 정말	Admit: 03/17/99
31.C	PHOTOGRAPH OF SIREX	01	DEF: 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
31.D		01	DEF: 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
31.E			DEF: 4 MT
	Intro: 03/12/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
32	PHOTOGRAPH	01	STATE 4 MT
	Intro: 03/16/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
33		01	STATE 4 MT
	Intro: 03/16/99 Off/Obj: OFF'D/NO OBJ.		Admit: 03/17/99
	나는 사람이 가지 않는 것 같아요. 나는 것 같아요. 그는 것 같아요. 가지 않는 것 같아요. 이 가지 않는 것 같아. 나는 것 같아. 나는 것 같아.		

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4/23/99 15:48

SECOND JUDICIAL DISTRICT COURT, COUNTY OF WASHOE FULL CASE HISTORY

PAGE:

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	074 Filed: 01/09/98 Type: CRIMINAL VS. SHAWN HARTE ET AL At	issue: 00/00/00
		100uc. 00,00,00
	EXHIBITS	
TD		
ID 34.A	Description Duomocraphy	Relshp Dept Clrk
24.A	PHOTOGRAPH Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD	STATE 4 MT Admit: 03/22/99
34.B	PHOTOGRAPH 01	STATE 4 MT
3 • • •	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD	
34.C	PHOTOGRAPH 01	STATE 4 MT
		Admit: 03/22/99
34.D	PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ. OVRRLD	Admit: 03/22/99
34.E	PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD	Admit: 03/22/99
34.F	PHOTOGRAPH 01	STATE 4 MT
		Admit: 03/22/99
34.G	PHOTOGRAPH 01	STATE 4 MT
ОИ TT		Admit: 03/22/99
34.H	PHOTOGRAPH 01	STATE 4 MT
34.I	Intro: 03/22/99 Off/Obj: OFF'D/OBJ. OVRRLD PHOTOGRAPH 01	Admit: 03/22/99 STATE 4 MT
J.T.T		Admit: 03/22/99
34.J	PHOTOGRAPH 01	STATE 4 MT
51.0	Intro: 03/22/99 Off/Obj: OFF'D/OBJ. OVRRLD	Admit: 03/22/99
34.K	PHOTOGRAPH 01	STATE 4 MT
		Admit: 03/22/99
34.L	PHOTOGRAPH 01	STATE 4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ. OVRRLD	Admit: 03/22/99
35	FOOTPRINT ANALYSIS 01	STATE 4 MT
	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD	
36	PHOTOGRAPH 01	STATE 4 MT
20		Admit: 03/22/99
37	PHOTOGRAPH 01	STATE 4 MT
38	Intro: 03/22/99 Off/Obj: OFF'D/OBJ.OVRRLD SIGNED MIRANDA WAIVER BY S. HARTE 01	Admit: 03/22/99 STATE 4 MT
20		STATE 4 MT Admit: 03/22/99
39		DEF: 4 MT
		Admit: 03/23/99
40	MEDICAL RECORDS FROM WASHOE MEDICAL 01	DEF: 4 MT
	CENTER ON SIREX	
		Admit: 03/23/99
41	PSYCHOLOGICAL EVALUATION OF LATISHA BABB 01	DEF: 4 MT
	Intro: 03/23/99 Off/Obj:	Admit: 00/00/00
41.A	PSYCHOLOGICAL EVALUATION OF LATISHA BABB 01	DEF: 4 MT
	(REDACTED)	
40	Intro: 03/23/99 Off/Obj: OFF'D/NO OBJ.	
42		DEF: 4 MT
43	Intro: 03/23/99 Off/Obj: DEMONSTRATIVE PROBABILITY OF VIOLENCE RECIDIVISM 01	AUIIIIL: U3/23/99
	WITH AND WITHOUT TREATMENT	сывс: MI
	Intro: 03/23/99 Off/Obj: OFFER WITHDRAWN	Admit: 03/23/99

SECOND JUDICIAL DISTRICT COURT, COUNTY OF WASHOE 4/23/99 15:48 FULL CASE HISTORY

PAGE: 5

Case No: CR98-	0074 Filed: 01/09/98 Type: CRIMINAL		
Title: STATE O	F NEVADA VS. SHAWN HARTE ET AL	At	issue: 00/00/00
	E X H I B I T S		
ID	Description	Туре	Relshp Dept Clrk
44	PHOTO ALBUM OF SHAWN HARTE	01	DEF: 4 MT
	Intro: 03/23/99 Off/Obj: OFF'D/NO OBJ		Admit: 03/23/99
E.1	JURY QUESTIONNAIRE OF MARCOS ALAS	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.2	JURY QUESTIONNAIRE OF JEFFREY ALLAN	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.3	JURY QUESTIONNAIRE OF ALAN K. ALPERS	01	COURT 4 MT
	Intro: 03/11/99 Off/Obj: STIPULATED		Admit: 03/11/99
E.5	JURY QUESTIONNAIRE OF ROBERT L. BARTLETI	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.6	JURY QUESTIONNAIRE OF JOHN R. BOGLE	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.7	JURY QUESTIONNAIRE OF WILLIAM BOTELHO,	01	COURT 4 MT
	JR.		성장 이 것은 것이 같아요.
	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.9	JURY QUESTIONNAIRE OF KELLY BRANT	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.10	JURY QUESTIONNAIRE OF EMIL BRAUTIGAM	01	COURT 4 MT
	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.11	JURY QUESTIONNAIRE OF GLEN P. BUDGE	01	COURT 4 MT
m n	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.12	JURY QUESTIONNAIRE OF PAUL CANADY	01	COURT 4 MT
Π 1 2	Intro: 03/08/99 Off/Obj: STIPULATED		Admit: 03/08/99
E.13	JURY QUESTIONNAIRE OF THOMAS CARPENTER	01	COURT 4 MT
E.15	Intro: 03/11/99 Off/Obj: STIPULATED		Admit: 03/11/99
E.TO	JURY QUESTIONNAIRE OF SUN JA CHA	01	COURT 4 MT
E.16	Intro: 03/08/99 Off/Obj: STIPULATED	A -	Admit: 03/08/99
E.10	JURY QUESTIONNAIRE OF LINDA K. CLARK	01	COURT 4 MT
E.17	Intro: 03/11/99 Off/Obj: STIPULATED	~ ~	Admit: 03/11/99
₽.⊥/	JURY QUESTIONNAIRE OF OLIVIA COLLINGS	01	COURT 4 MT
E.18	Intro: 03/08/99 Off/Obj: STIPULATED	~ -	Admit: 03/08/99
L. 10	JURY QUESTIONNAIRE OF LAURIE COLLINS	01	COURT 4 MT
E.19	Intro: 03/08/99 Off/Obj: STIPULATED	01	Admit: 03/08/99
	JURY QUESTIONNAIRE OF ENRIQUE P. CORDOVA	UT	COURT 4 MT
E.20	Intro: 03/08/99 Off/Obj: STIPULATED	0.7	Admit: 03/08/99
1.20	JURY QUESTIONNAIRE OF ARALYNNA M. COX	01	COURT 4 MT
E.21	Intro: 03/08/99 Off/Obj: STIPULATED	0.1	Admit: 03/08/99
11 • Z 1	JURY QUESTIONNAIRE OF JOHN P. CULLEN	01	COURT 4 MT
E.22	Intro: 03/11/99 Off/Obj: STIPULATED	07	Admit: 03/11/99
11.22	JURY QUESTIONNAIRE OF DAVID CUNNINGHAM	01	COURT 4 MT
E.24	Intro: 03/08/99 Off/Obj: STIPULATED	0.1	Admit: 03/08/99
11.27	JURY QUESTIONNAIRE OF LISA M. ELLIS	01	COURT 4 MT
E.25	Intro: 03/08/99 Off/Obj: STIPULATED	0.1	Admit: 03/08/99
1.2J	JURY QUESTIONNAIRE OF ANITA L. EMMICH	01	COURT 4 MT
E.26	Intro: 03/08/99 Off/Obj: STIPULATED	01	Admit: 03/08/99
1.20	JURY QUESTIONNAIRE OF CRAIG FOUGNER	01	COURT 4 MT
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ID	Description			Relshp Dept Clrk
E.27		OF JAMES T. FREEMAN	and the second	COURT 4 MT
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E.29	JURY QUESTIONNAIRE GARFINKLE		ΟL	
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E.30		OF TRACY R. GOLDER	01	COURT 4 MT Admit: 03/08/99
E.31		Off/Obj: STIPULATED OF SHIRLEY M. GUMAGAY	01	COURT 4 MT
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E.32		OF OLIVIA A. GURULE'	01	COURT 4 MT
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E.33		OF OSMIN D. GUZMAN	01	COURT 4 MT
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E.34	JURY QUESTIONNAIRE	OF JAMES C. HAGAN	01	COURT 4 MT
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E.35	JURY QUESTIONNAIRE		01	COURT 4 MT
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E.36		OF SHARON K. HERBST	01	COURT 4 MT
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E.39		OF RODGER W. JOHNSON Off/Obj: STIPULATED	01	COURT 4 MT Admit: 03/08/99
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E.41	JURY QUESTIONNAIRE		01	COURT 4 MT
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E.42		OF RICHARD D. KIES	01	COURT 4 MT
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E.44		OF PATRICIA A. KING	01	COURT 4 MT
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E.45		OF ROBERT M. KINNISON	01	COURT 4 MT
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E.48	JURY QUESTIONNAIRE		01	COURT 4 MT
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E.50		OF ANTHONY W. MAHOMET	01	COURT 4 MT
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E.51	JURY QUESTIONNAIRE	Off/Obj: STIPULATED	01	COURT 4 MT Admit: 03/08/99
E.52		OF LINDA M. MARION	01	COURT 4 MT
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E.53		OF WILLIAM H. MARTIN	01	COURT 4 MT
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SECOND JUDICIAL DISTRICT COURT, COUNTY OF WASHOE FULL CASE HISTORY

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E. 56		OF DEBORAH L. MILLER	01	COURT 4 MT
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E. 57	JURY QUESTIONNAIRE		01	COURT 4 MT
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	Intro: 03/08/99	Off/Obj: STIPULATED		Admit: 03/08/99
E.59		OF BARBARA J. MURRAY	01	COURT 4 MT
		Off/Obj: STIPULATED		Admit: 03/08/99
E.62	JURY QUESTIONNAIRE		01	COURT 4 MT
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E.69	JURY QUESTIONNAIRE		01	COURT 4 MT
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E.70		OF JOHN T. RUSHING	01	COURT 4 MT
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E.72	JURY QUESTIONNAIRE	OF DIANA L. SANTOS	01	COURT 4 MT
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E.73	JURY QUESTIONNAIRE	OF GREGORY R. SCHMIDT	01	COURT 4 MT
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E. 75	JURY QUESTIONNAIRE		01	COURT 4 MT
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E.76		OF CYNTHIA G. SIGUA	01	COURT 4 MT
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E.81		OF JANET C. TIMMONS	01	COURT 4 MT
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E.82		OF JAMES W. TOUSSAINT	01	COURT 4 MT
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E.83		OF ROSS E. TRIPLETT	01	COURT 4 MT
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E.84	JURY QUESTIONNAIRE	OF MATTHEW R. WALDEN	01	COURT 4 MT
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ID E.86 E.87 E.88 E.89	JURY QUESTIONNAIRE Intro: 03/08/99 JURY QUESTIONNAIRE	Off/Obj: STIPULATH OF PATRICIA E. WEI Off/Obj: STIPULATH OF MARY A. WILLIAN Off/Obj: STIPULATH	01 SD LCH 01 SD 4S 01 SD	Relshp Dept Clrk COURT 4 MT Admit: 03/08/99 COURT 4 MT Admit: 03/08/99 COURT 4 MT Admit: 03/08/99 COURT 4 MT
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COURT PRESE 3/11/99 HONORABLE CONNIE STEINHEIMER DEPT. NO.4 M. Stone (Clerk) D. Phipps (Reporter)	NTAPPEARANCES-HEARINGCONTINUED VOIR DIRE (IURY SELECTION)Deputy District Attorneys Thomas Barb and Elliott Sattler represented the State. Defendant Babb not present, appearance previously waived, being represented by counsel, Paul Giese and Jerome Wright. Defendant Sirex not present, appearance previously waived, being represented by counsel, Jack Alian and Jenny Hubach. Defendant Harte not present, appearance previously waived, being represented by counsel, Jack Alian and Jenny Hubach. Defendant Harte not present, appearance previously waived, being represented by counsel, John Ohlson and John Springgate.3:10 p.m. Court convened with prospective jurors present. Court addressed prospective jurors. Court personnel and respective counsel introduced to the jury panel.Roll taken of prospective jurors; all present. All prospective jurors sworn as to their qualifications to serve as trial jurors. First panel of prospective jurors excused to complete Special Juror Instruction "A" and Special Juror Questionnaire. Outside the presence of the Jury, State's counsel provided Court with photographs to be marked in evidence. 3:20 p.m. Court recessed.	CONTDIQ
	MOTION TO CONFIRM TRIAL DATE/PRE-TRIAL MOTIONS 4:00 p.m. Court reconvened with respective counsel and defendants present. Court noted receipt of Confidential Voir Dire provided by respective counsel and the Written Questionnaires from the Jury. Court notified counsel of the Jurors released after exercising personal exemption, listed as follows: Jurors Elliott, Freemonth, Ogera and Witt.	
	EXHIBITS 1A, 1B, 1C, 2A, 2B, 2C, 3A, 3B, 4A, 4B, 4C, 5A, 5B, 5C and 5D marked by State's counsel Barb; objection to 1A, 2C, 4B and 5D by respective defense counsel Hubach, Giese and Springgate.	
	COURT ENTERED ORDER granting the Defense's Motion in Limine to exclude photographs in part. Court did not allow Exhibits 1A and 1C.	
	Discussion ensued regarding Courtroom set-up and policies. Upon discussion regarding the defense's use of their peremptory challenges and designation of counsel Giese, COURT ENTERED ORDER allowing the Defense to have counsel Giese exercise all peremptory challenges as directed by other defense counsel. If counsel Giese is not following the	

DATE, JUDGE OFFICERS OI	PAGE TWO	
<u>COURT PRESE</u> 3/11/99 D. Phipps (Reporter)		<u>CONT'D TC</u>
	Court informed respective counsel of the questions that would not be allowed in voir dire. Respective defense counsel set forth objection to any Whitherspoon question to the Jury by the State. COURT ENTERED ORDER allowing the State to ask Whitherspoon questions of the jury panel.	
	5:10 p.m. Court recessed until 9:00 a.m. on March 12, 1999. Defendant remanded to the custody of the sheriff.	
3/12/99 K. Yates (Reporter)	CONTINUED MOTION TO CONFIRM TRIAL DATE/PRE-TRIAL MOTIONS Deputy District Attorneys Thomas Barb and Elliott Sattler represented the State. Defendant Babb present with counsel, Paul Giese and Jerome Wright. Defendant Sirex present with counsel, Jack Alian and Jenny Hubach. Defendant Harte present with counsel, John Ohlson and John Springgate. 9:50 a.m Court reconvened. Court further informed respective counsel of the questions that would not be allowed in voir dire. Respective counsel Hubach and Giese made statement regarding the stricken questions.	
	Motion in Limine exclude Expert Witness by State's counsel; objection and argument by Defense counsel Ohlson; joinder to objection by defense counsel Giese; reply by State's counsel Barb. COURT took matter under advisement.	
	State's counsel Barb made statement regarding the military records of Defendant Harte and Sirex.	
	Request to endorse new witness by State's counsel Barb; presented argument; objection and argument by defense counsel Ohlson; no objection by defense counsel Giese; reply by State's counsel Barb. COURT ENTERED ORDER granting request to endorse witness and allowing Deputy Stoffel to be called as a witness, but defense counsel may renew objection upon the witness being called. Upon discussion, COURT ORDERED counsel to provide the clerk with a	

DATE, JUDGE	PAGE THREE	
OFFICERS OF		
COURT PRESE	NT APPEARANCES-HEARING	CONT'D TO
3/12/99	CONTINUED MOTION TO CONFIRM TRIAL DATE/PRE-TRIAL MOTIONS	
K. Yates	witness list by 2:00 p.m. on 3/12/99.	
(Reporter)	Upon request by respective counsel, COURT ENTERED ORDER invoking the	
4.	rule of exclusion with the exception of victim's wife, and the Defendant's	
	mothers. Respective counsel to identify those people to the Bailiff.	
	이 그렇게 도 가지는 것이 같이 가지 않게 많은 것이 모두가 만들었는지?	
	11:00 a.m. Court recessed. Defendant remanded to the custody of the Sheriff.	

CASE NO. CR98-0074 <u>TITLE: THE STATE OF NEVADA VS. LATISHA M. BABB, SHAWN R. HARTE</u> and WESTON E. SIREX

DATE,JUDGE OFFICERS OF
COURT PRESENT APPEARANCES-HEARING CONT'D TO
3/9/99 <u>IURY SELECTION - TELEPHONIC</u>
HONORABLE Deputy District Attorney Thomas Barb represented the State. Defendant
CONNIE Babb not present, appearance previously waived, being represented by
STEINHEIMER counsel, Jerome Wright. Defendant Sirex not present, appearance
DEPT. NO.4 previously waived, being represented by counsel, Jack Alian. Defendant
M. Stone Harte not present, appearance previously waived, being represented by
(Clerk) counsel, John Ohlson and John Springgate.
E. Nelson COURT informed respective counsel of Juror Guzman's conflict with jury
(Reporter) selection.
Upon no objection by respective counsel and respective defense counsel
having authority to agree on behalf of the Defendants, COURT ENTERED
ORDER excusing Juror Guzman.

DATE, JUDGE OFFICERS OF		
<u>COURT PRESE</u>	,我们就是你们的,我们就是你们的,你们就是你们的,你们就是你们的?""你们,你们们就是你们的,你们们就是你们的,你们就是你们的,你们就是你们的?""你们,你们就是	CONT'D TO
<u>3/8/99</u>	VOIR DIRE (JURY SELECTION)	
HONORABLE	Deputy District Attorneys Thomas Barb and Elliott Sattler represented the	
CONNIE	State. Defendant Babb not present, appearance previously waived, being	
STEINHEIMER	represented by counsel, Paul Giese and Jerome Wright. Defendant Sirex not	
DEPT. NO.4	present, appearance previously waived, being represented by counsel, Jack	
M. Stone	Alian and Jenny Hubach. Defendant Harte not present, appearance	
(Clerk)	previously waived, being represented by counsel, John Ohlson and John	
E. Nelson	Springgate.	
(Reporter)	2:07 p.m. Court convened.	
	Motion for Additional Questions on the Jury Questionnaire by defense counsel	
	Ohlson; presented argument. COURT ENTERED ORDER denying request as	
	to the questions being asked in the questionnaire, but not during actual voir	
	dire.	
	Upon request by respective defense counsel, COURT ENTERED ORDER	
	allowing counsel to file their voir dire questions on March 9, 1999, at 5:00 p.m.	
	2:30 p.m. First panel of prospective jurors present.	
	Court addressed prospective jurors. Court personnel and respective counsel	
	introduced to the jury panel.	
	Roll taken of prospective jurors; all present except jurors Elliott, Freemonth,	
	Gurule, Hagan, Headley, Martin, Mayne, Nikoley and Ryan.	
	Upon request, Juror MacLaren sworn by affirmation.	
	All prospective jurors sworn as to their qualifications to serve as trial jurors.	
	First panel of prospective jurors excused to complete Special Juror Instruction	
	"A" and Special Juror Questionnaire.	
	2:45 p.m. Court recessed.	
en e	2:50 p.m. Court reconvened with respective counsel present.	
	Second panel of prospective jurors present.	
	Court addressed prospective jurors. Court personnel and respective counsel	
	introduced to the jury panel. Roll taken of prospective jurors; all present except jurors Alpers, Carpenter,	
	Clark, Cullen, Judge, Monroe, O'Gara, Odle, Santos, Sigua, Stanley and Witt.	
	All prospective jurors sworn as to their qualifications to serve as trial jurors.	
	First panel of prospective jurors excused to complete Special Juror Instruction	
	"A" and Special Juror Questionnaire.	
	Outside presence of jury, State's counsel requested the return of video tapes	
	in evidence. Upon no objection, COURT ENTERED ORDER granting request.	
	COURT FURTHER ENTERED ORDER that the Jury Commissioner must attempt	
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DATE,JUDGE	
OFFICERS OF	
COURT PRESENT APPEARANCES-HEARING CO	NTD TO
3/8/99 <u>VOIR DIRE (IURY SELECTION)</u>	
E. Nelson to contact all absent jurors and order them to appear on March 11, 1999, at	
(Reporter) 3:00 p.m.	
State's counsel gave video and audio tapes to Defense.	
COURT ENTERED ORDER that respective defense counsel must review all	
tapes immediately and notify Court if a continuance of the trial is needed.	
이렇는 것 같아요. 그는 것 같아요. 같이 많이 많이 있는 것 같아요. 한 ? 한 것 ? ? 한 것 같아요. 한 것 같아요. 한 것 같아요. 한 것 같아요. 한 것 ? ? ? ? ? ? ? ? ? ? ? ? ? ? ? ? ? ?	

DATE, JUDGE OFFICERS OF	Page One	
COURT PRESE	INT APPEARANCES-HEARING	CONT'D TO
2/22/99	PRE-TRIAL MOTIONS	
HONORABLE	Deputy District Attorneys Thomas Barb and Elliott Sattler represented the	
CONNIE	State. Defendant Latisha M. Babb present with counsel, Paul Giese and	
STEINHEIMER	M. Jerome Wright. Defendant Weston E. Sirex present with counsel, Jack	
DEPT. NO.4	Alian and Jenny Hubach. Defendant Shawn R. Harte present with counsel,	
M. Stone	John Ohlson and John P. Springgate.	
(Clerk)	Court noted receipt of applications from all counsel regarding the New	
K. Ramage	Rule 250. COURT FOUND all lead counsel qualified under the New Rule	
(Reporter)	250 to be counsel of record in a Death Penalty Case.	
	Motion to Sever by defense counsel Hubach; presented argument; joinder	
	by defense counsel Giese; submitted on the pleadings by defense counsel	
	Springgate; objection and argument by State's counsel Barb; reply by defense counsel Hubach and Giese; further argument by State's counsel	
	Barb.	
	Motion to Suppress Statements made by Defendant Sirex.	
	Larry Canfield called by State's counsel Barb, sworn and testified; cross-	
	examined by defense counsel Alian; excused.	
	Objection and argument by State's counsel Barb; argument by defense	n a linn a linn an a
	counsel Hubach; reply by State's counsel Barb.	
	10:40 a.m. Court recessed. Defendants remanded to the custody of the	
	sheriff.	
	11:00 a.m. Court reconvened with respective counsel and defendants	
	present.	*
	Motion to Suppress Statements made by Defendant Harte.	
	James Belton called by State's counsel Elliott, sworn and testified; cross-	
	examined by defense counsel Springgate; redirect examined; excused.	
	Objection and argument by State's counsel Sattler; argument by defense	
	counsel Springgate; reply by State's counsel Sattler.	
	eeumer Springgale, repri of Sidie B courser baller.	
	Motion for a lapse of time between the guilty and penalty phases by	
	defense counsel Hubach; presented argument. COURT ORDERED that if	
		일 가격 (1993년 1973년) 영양 (1993년) 영양 (1979년)
	이 가지 않는 것, 이번에 가지 않는 것 같아요. 이 가지 않는 것 같이 많이	

CASE NO. CR98-0074

TITLE: THE STATE OF NEVADA VS. LATISHA MARIE BABB, WESTON EDWARD SIREX and SHAWN RUSSELL HARTE

DATE, JUDGE OFFICERS OF	,我们就是你们的你们,我们就能够了。""你们,我们就是你们的你们,你们们的你们,你们们的你们,你们们就是你们的你们,我们就是你们的你,我们就是我们都能能做你吗?"	
COURT PRESE 2/22/99 HONORABLE CONNIE STEINHEIMER DEPT. NO.4 M. Stone (Clerk) K. Ramage (Reporter)	 <u>PRE-TRIAL MOTIONS</u> the jury returns a verdict for the Guilty Phase prior to 3:00 p.m., then the Penalty Phase shall be heard the following day at 10:00 a.m. If the Jury returns a verdict for the Guilt Phase after 3:00 p.m., then the Penalty Phase shall be held two days after the Guilt Phase at 10:00 a.m. Motion for State to divulge any information complied regarding the Jury Panel by Defense counsel Hubach; submitted on the pleadings. COURT ENTERED ORDER that any information received by the State by use of the Juror's social security number must be disclosed to the defense by Monday, March 8, 1999. All counsel will be able to pick up list of jurors 	<u>CONT'D TO</u>
	from the jury commissioner by Wednesday, March 3, 1999. COURT FURTHER ENTERED ORDER taking the Motion to Sever, Motions to Suppress, Motion to Declare Death Penalty Statutes Unconstitutional, Motion to Dismiss State's Notice of Intent to Seek the Death Penalty and Motion to Strike Aggravating Circumstances under advisement.	
	COURT FURTHER ENTERED ORDER holding the Motion to Preclude or Limit Photographs in abeyance pending further hearing.	
	Motion for Written Jury Questionnaire by defense counsel Hubach; presented argument; joinder by defense counsel Giese and Ohlson; objection and argument by State's counsel Barb. COURT took matter under advisement. Defendants waive right to be present at the Jury Questionnaire portion of the trial, if allowed.	
	12:00 a.m. Court recessed. Defendant remanded to the custody of the sheriff.	

CASE NO. CR98-0074TTTLE: THE STATE OF NEVADA VS. LATISHA M. BABB, WESTON E. SIREXandSHAWN R. HARTE

DATE, JUDGE OFFICERS OF		
COURT PRESE	NT APPEARANCES-HEARING	CONT'D TO
1/28/99	CONTINUED PRE-TRIAL MOTIONS - ALL DEFENDANTS	
HONORABLE	Deputy District Attorneys Thomas Barb and Elliott Sattler represented the	
CONNIE	State. Defendant Babb present with counsel, Paul Giese and M. Jerome	
STEINHEIMER	Wright. Defendant Sirex present with counsel, Jack A. Alian and Jenny D.	
DEPT. NO.4	Hubach. Defendant Harte present with counsel, John Ohlson and John P.	
M. Stone	Springgate.	
(Clerk)	Defense counsel Ohlson apologized for his untimeliness.	
D. Arnaud	Discussion ensued regarding the New Rule 250 and counsel's	
(Reporter)	qualifications. COURT ENTERED FINDING that all defense counsel are	
	Rule 250 competent under the rule that applies at this hearing.	
	Upon agreement of all counsel, the Motion regarding the constitutionality	
	of the death penalty and the aggrevators held in abeyance pending	
	supplemental motions being filed based on the New Rule 250. Court set	
	forth the following briefing schedule: that the supplemental motions must	
	be filed and served on all counsel and the Court by 5:00 p.m. on February	
	3, 1999; that the responses to those motions must be filed and served on all	
	counsel and the Court by 5:00 p.m. on February 5, 1999; and the motions	
	shall be submitted on the pleadings without oral argument on February 8,	
	1999.	
	Discussion ensued regarding the Notice of Intent to Seek the Death	
	Penalty and the Discovery Statutes. Upon finding that the Discovery	
	Statute in all aspects applies to Death Penalty cases unless exempted in	
	the New Rule 250 and that the penalty phase of a Death Penalty Trial is not	
	a separate trial, COURT ORDERED respective counsel to comply with all	
	aspects of the Discovery Statutes.	
	Motion to Severe by defense counsel Hubach; presented argument;	
	joinder and argument by defense counsel Giese.	
	Discussion ensued regarding the use of a Jury Questionnaire and Voir	
	Dire.	
	COURT ORDERED this matter continued for all defense counsel to be fully	
	prepared to argue all motions. Motions may be supplemented if deemed	
	necessary.	
	Court recessed. Defendant remanded to the custody of the sheriff.	
• • • • • • • • • • • • • • • • • • •		

DATE, JUDGE OFFICERS OF		
COURT PRESE	"你们们就是你们是我们的?""你们的你?""你们,你们们们们的你们,你们们就是你们的你?""你们们的你?""你们们,你们们们不是你,你们都是你们都是你们的吗?""	CONT'D TO
1/8/99	PRE-TRIAL MOTIONS (ALL DEFENDANTS)	1/28/99
HONORABLE	Deputy District Attorneys Thomas W. Barb and Elliott Sattler represented	2:00 a.m.
CONNIE	the State. Defendant Latisha Babb present with counsel, Jerome Wright.	Cont'd Pre-
STEINHEIMER	Defendant Weston Sirex present with counsel, Jack Alian and Jenny	Trial Mtns
DEPT. NO.4	Hubach. Defendant Shawn Harte present with counsel, John Ohlson and	
M. Stone	John Springgate.	
(Clerk) K. Ramage	Upon defense counsel Paul Giese not being present, COURT ENTERED ORDER continuing matter.	
(Reporter)	Court advised counsel of the new 250 Rule regarding the Death Penalty	
	and that all counsel in this case must re-qualify as death penalty qualified.	
	COURT ORDERED all counsel to pick up a draft copy of a Rule 250	
	Questionnaire and return a completed copy to the Court by January 13,	
	1999, at 12:00 p.m.	
-	COURT FURTHER ORDERED State's counsel to fulfill it's requirements by	
	January 21, 1999.	
	State's counsel supplied the Defense with redacted statements and	
	newspaper articles.	
	Upon no objection, COURT will review the tape and transcripts of the	
	defendant's statements to police prior to the next pre-trial motion.	
	EXHIBITS A - D marked and admitted for purposes of the pre-trial motions	
	hearing only.	

CASE NO. CR98-0074 CASE NO. <u>TITLE: THE STATE OF NEVADA VS. LATISHA M. BABB, WESTON E.</u> <u>SIREX and SHAWN R. HARTE</u>

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OFFICERS OF		
COURT PRESEN	T APPEARANCES-HEARING	CASE NO.
10/22/98	STATUS CONFERENCE - ALL DEFENDANTS	
HONORABLE	Deputy District Attorneys Thomas Barb and Elliott Sattler represented the	
CONNIE	State. Defendant Babb present with counsel, Paul Giese and M. Jerome	
STEINHEIMER	Wright. Defendant Sirex present with counsel, Jack Alian and Jenny	
DEPT. NO. 4	Hubach. Defendant Harte present with counsel, John Ohlson and John	
M. Stone	Springgate.	
(Clerk)	Discussion ensued regarding proposed voir dire. COURT ORDERED	
D. Phipps	proposed voir dire submitted to the Court 1 week prior to trial.	
(Reporter)	Motion for additional peremptory challenges for jury selection by	
Maria Angelana (1997) Paganan ang Pangalana (1997)	Defendant's counsel Hubach; no objection by State's counsel Barb; no	
	objection by Defendant's counsel Ohlson, as long as the Defendant's do	
	not have to share peremptory challenges. COURT ENTERED ORDER	
	granting motion allowing twelve challenges per side if and only if the Motion to Sever is not granted.	
	Motion for sequestered voir dire denied with leave to renew during jury	
	selection. COURT FURTHER ORDERED respective counsel to provide	
	proposed written jury questionnaires thirty days prior, whether they are	
	agreed upon or not.	
	Respective counsel stipulated to the release of the Taxi Cab from evidence	
	at the Washoe County Sheriff's Office.	
	Motion to Sever to be heard January 8, 1999. Any Motions that counsel	
	does not wish oral arguments may be submitted formally once fully	
	briefed.	
	Defendants remanded to custody.	de la construcción de la
	4:20 p.m. Court recessed.	

DATE, JUDGE	성장 물건이 많이 많은 것이 많은 것이 없는 것이 같이 많이 많이 많이 많이 많이 많다.	
OFFICERS OF	이가 있었다. 그는 것은 것을 가지 않는 것 같은 것은	
COURT PRESENT	APPEARANCES-HEARING	CONT'D TO
8/4/98	MOTION TO RELEASE EVIDENCE	
HONORABLE	Deputy District Attorney Elliott Sattler and Deputy District Attorney Thor	mas
CONNIE	W. Barb represented the State.	
STEINHEIMER	Defendant, Latisha Marie Babb, was present with counsel, Paul C. Giese,	
DEPT. NO. 4	Esq. and M. Jerome Wright, Esq.	
B. Walker	Defendant, Weston Edward Sirex, was present with counsel, Jack Alian, E	Èsq.
(Clerk)	and Jenny D. Hubach, Esq.	
E. Nelson	Defendant, Shawn Russell Harte, was present with counsel, John Ohlson,	
(Reporter)	Esq. and John P. Springgate, Esq.	
	Respective counsel for the Defendants stated their objection to the motion	
	and deferred to Counsel Alian.	
	Roy Lee Street was called by counsel for the State, Deputy District Attorn	ey
	Sattler, sworn and testified.	
	Deputy District Attorney Sattler assured respective counsel and the Court	that
	the "cab" will be properly preserved until further Order of the Court.	
	COURT ORDERED: Motion denied. Counsel for the Defendants to secur	e
	an expert to go over the vehicle. Any further motions are to be formally	
	submitted to the Court.	
	Defendants remanded to the custody of the Sheriff.	

		그는 것 같아요. 이 전에서 이 사람이 있는 것이 것 같아요. 전에 대한 것 같아요. 한 것 같은 전화 관습	
	DATE, JUDGE	그는 그 가는 것 것 같이 많은 것이 같이 있는 것이 가지 않는 것 같아? 물을 통했다.	
• •	OFFICERS OF	에 있는 것 같은 것 같	
1	COURT PRESE	NTAPPEARANCES-HEARING	CONT'D TO
	4/7/98	ARRAIGNMENT ON INDICTMENT - ALL DEFENDANTS	
	HONORABLE	Deputy District Attorney Thomas Barb and Elliott Sattler represented the	10/22/98
	CONNIE	State. Defendant Babb present with counsel, Paul Giese. Defendant Sirex	4:00 p.m.
	STEINHEIMER	present with counsel, Jack Alian and Jenny Hubach. Defendant Harte present	Status Conf.
	DEPT. NO.4	with counsel, John Ohlson and John Springgate.	
	M. Stone	Defendants handed copy of Indictment; indicated to the Court that names as	
• •	(Clerk)	set forth on same was their true names; and waived reading. Defendants	10:00 a.m.
	L. Clarkson	Babb and Harte entered pleas of not guilty to the charges set forth therein.	Pre-Trial Mtns
	(Reporter)	Defendant Sirex stood mute and Court entered pleas of not guilty to the	
j.		charges set forth therein for him.	3/11/98
		Defendants did waive the 60-Day Rule.	4:00 p.m.
4		COURT ORDERED counsel to met momentarily to discuss potential trial dates	Motion to
Ċ,		in March of 1999, although State requested earliest possible trial date.	Confirm
• •		Upon agreement of counsel, COURT ORDERED this matter set for jury trial	
			3/15/99
		schedule.	10:00 a.m.
		Defendants remanded to custody.	Jury Trial

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OFFICERS OF	2 - Manager 1997 - Sector 1	
COURT PRESI	ENT APPEARANCES-HEARING	CONT'D TO
2/26/98	MOTION TO DETERMINE VALIDITY OF WAIVER OF CONFLICT OF	
HONORABLE	INTEREST (BABB AND HARTE)/REPORT ON PSYCHIATRIC	
CONNIE	EVALUATION REPORTS (SIREX)	
STEINHEIMER	Deputy District Attorneys Thomas Barb and Elliott Sattler represented the	
DEPT. NO. 4	State. Defendant Harte present with counsel, Public Defender Michael	
M. Stone	Specchio, and Deputy Public Defender Maizie Pusich. Defendant Sirex	
(Clerk)	present with counsel, Jack Alian and Jenny Hubach. Defendant Babb	
K. Bokelmann	present with counsel, Paul Giese.	
(Reporter)	Discussion ensued regarding competency of Defendant Babb.	
	Defense counsel Pusich indicated to the Court that Defendant Babb never	
	showed signs of incompetency during her representation of the	
	Defendant.	
	Motion to Determine Validity of Waiver of Conflict of Interest in the Public	
	Defender representing either Defendant Babb or Defendant Harte by	
	State's counsel Barb; presented argument; objection and argument by	
	Defense counsel Specchio.	
	COURT ENTERED ORDERED granting the Motion and removing the	
	Washoe County Public Defender's Office from representing any of the	
	Defendants in this matter. Court shall appoint counsel for Defendant	
	Harte.	
	그는 것은 것 같아요. 이 것 같아요.	
	Court noted receipt of reports from psychiatrists on Defendant Sirex;	
	advised counsel of findings set forth therein.	
	COURT ENTERED ORDER finding defendant Sirex competent to stand	
	trial and to aid counsel in preparation of that trial pursuant to statute.	
	Motion for Remand to Justice Court by defense counsel Alian; presented	
	argument; no objection by State's counsel.	
	Upon no objection by all counsel, COURT ENTERED ORDERED granting	
	Motion for remand as to all Defendants.	
	All counsel set forth death penalty qualifications. COURT ORDERED	
	counsel Giese to consult the Court, in-camera, and Defendant Babb	
	regarding his co-counsel prior to co-counsel being accepted by the Court.	
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DATE, JUDGE		
OFFICERS OF		
COURT PRESE	ENT APPEARANCES-HEARING	CONT'D TO
1/22/98	ARRAIGNMENT - ALL DEFENDANTS	
HONORABLE	Deputy District Attorney Thomas Barb and Elliott Sattler represented the	
CONNIE	State. Defendants Babb and Harte present with counsel, Deputy Public	<u>3/4/98</u>
STEINHEIMER	Defender, Cotter Conway, and Public Defender, Micheal Specchio.	<u>9:00 a.m.</u>
DEPT. NO. 4	Discussion ensued regarding the potential conflict of the Public	<u>Rpt on Psych</u>
M. Stone	Defender's Office representing two defendants in the same case. COURT	<u>Eval Sirex</u>
(Clerk)	finds that the conflict is waived for this hearing only.	an a
L. Clarkson	Defendant Sirex present with counsel, Jenny Hubach and Jack Alian.	<u>3/4/98</u>
(Reporter)	Defendants handed copy of Information; and indicated to the Court that	<u>9:00 a.m.</u>
	their name as set forth on same was their true names.	Entry of Plea
	Defendants Babb and Harte waived formal reading of the Information.	Babb and
	Upon motion by defense counsel Hubach regarding Defendant Sirex and	<u>Harte</u>
	no objection by State's counsel, COURT ORDERED psychiatric evaluation	
	of defendant Sirex pursuant to statute.	
	Defendants Babb and Harte waived the 60-Day Rule as to this continuance	

DATE, JUDGE OFFICERS OF COURT PRESENT	APPEARANCES - HEARING	CONT'D TO
9/19/03	Post-Conviction Hearing	
HONORABLE	Counsel Donald Evans, Esq., present and represented Shawn Harte, who was also	방송이 있는 것이 있다. 1993년 - 1993년 - 1993년 1993년 - 1993년 -
CONNIE	present. Counsel Terrance McCarthy, Esq. present and represented The State of	
STEINHEIMER	Nevada.	
DEPT. NO. 4	그는 것은 것이 아니는 것은 것이 가지 않는 것은 것은 것은 것을 물었다.	
Y. GENTRY	Motion pending before the Court: Motion for Dismissal for Lack of Prosecution;	
(Clerk)	oral objection by Petitioner's counsel; Motion denied.	
B. Tuttle		
(Reporter)	Supplemental petition filed with supplemental points and authorities.	
	Opening Statement by counsel Evans.	
	Dr. Louis Mortillaro called by Petitioner's counsel, sworn and testified.	
	Court accepted Dr. Mortillaro as an expert in neuropsychology.	
	Exhibit A offered by Petitioner's counsel; no objection by State; Ordered Admitted	
	Witness Mortillaro further direct-examined by Petitioner's counsel; cross- examined by State's counsel; re-direct examined by Petitioner's counsel; re-cross	
	examined by State's counsel; excused.	
	11:12 a.m. Court Recessed.	
	11:17 a.m. Court reconvened with counsel and petitioner present.	
	11.17 ann. Court reconvened with courses and petitioner present.	가지 않는 것을 하는 것이다. 같은 것은 것이 같은 것이 같은 것이다.
	Earline Penrod called by Petitioner's counsel, sworn and testified; excused.	
	Pat Tashma called by Petitioner's counsel, sworn and testified; cross-examined by State's counsel; excused.	
	Robin Topp called by Petitioner's counsel, sworn and testified; excused.	

DATE, JUDGE OFFICERS OF		
COURT PRESENT	APPEARANCES - HEARING	CONT'D TO
9/19/03	Post-Conviction Hearing	
HONORABLE	William Harte called by Petitioner's counsel, sworn and testified. Objection	
CONNIE	made by State's counsel; Petitioner's counsel presents argument. Objection	
STEINHEIMER	overruled. Witness excused.	
DEPT. NO. 4		
Y. GENTRY	Linda Solomon called by Petitioner's counsel, sworn and testified; excused.	
(Clerk)		
B. Tuttle	11:55 a.m. Court recessed.	
(Reporter)	1:20 p.m. Court reconvened with counsel and petitioner present.	
	Witness Solomon recalled by Petitioner's counsel, heretofore sworn.	
	Deposition of John Springgate dated June 9, 2003, opened and published (Exhibit D)	
	Deposition of John Ohlson dated June 9, 2003, opened and published (Exhibit E)	
	Witness Solomon further direct examined by Petitioner's counsel; cross- examined by State's counsel; excused.	
	Consuelo Harte called by Petitioner's counsel, sworn and testified; excused.	
	Mindy Eldridge called by Petitioner's counsel, sworn and testified; cross- examined by State's counsel; excused.	
	Dennis Widdis called by Petitioner's counsel, sworn and testified.	
	Motion by Petitioner's counsel to accept Witness Widdis as an expert in Capital cases; State inquired; Court accepted Witness Widdis as an expert in Capital cases.	
	Witness Widdis further direct examined by Petitioner's counsel.	
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DATE, JUDGE	
OFFICERS OF COURT PRESENT	APPEARANCES - HEARING
9/19/03	Post-Conviction Hearing
HONORABLE	***Exhibit F marked by Petitioner; No objection by State; Ordered
CONNIE	Admitted***
STEINHEIMER	
DEPT. NO. 4	Witness Widdis further direct examined by Petitioner's counsel.
Y. GENTRY	
(Clerk)	***Exhibit B offered by Petitioner; no objection by State; Ordered
B. Tuttle	Admitted***
(Reporter)	
	Witness Widdis further direct examined by Petitioner's counsel.
	Discussion ensued regarding Harte's military record.
	Exhibit 29 (certified copy of Harte's military record) from Trial records, shown to Court
	2:48 p.m. Court recessed.
	3:10 p.m. Court reconvened with counsel and petitioner present.
	Witness Widdis further direct examined by Petitioner's counsel; cross-examined by State's counsel.
	Discussion ensued regarding Depositions of Springgate and Ohlson. Court to review depositions.
	3:50 Court recessed until Monday morning at 10:00 a.m. Witness Widdis to return at 1:30 p.m. and Dr. Bittker to testified at 10:00 a.m. on Monday.

DATE, JUDGE OFFICERS OF		C
COURT PRESENT	APPEARANCES – HEARING	CONT'D TO
9/22/03	Post-Conviction Hearing	
HONORABLE	10:10 a.m. Court Reconvened with counsel and petitioner present.	
CONNIE		
STEINHEIMER	Discussion ensued regarding telephonic testimony of Mr. Ohlson; objection made	
DEPT. NO. 4 Y. GENTRY	by Petitioner's counsel.	
(Clerk)	10:15 Court recessed to see if Mr. Ohlson can be available to testify in person	
G. WILLSEY	instead of via phone.	
(Reporter)	instead of via phone.	
(Reporter)	10:25 Court reconvened with counsel and petitioner present. Mr. Ohlson will be	
	present to testify.	
	Dr. Tom Bittker called by Petitioner's counsel, sworn and testified.	
	이 가지 않는 것 같은 것 같은 것 같은 것 같은 것 같은 것 같은 것을 가지 않는 것 같은 것을 하는 것을 수 없는 것 같은 것을 하는 것을 수 있다.	
	Exhibit C offered by Petitioner's counsel; no objection by State; Ordered Admitted	
	Witness Bittker further direct examined by Petitioner's counsel; cross-examined by State's counsel.	
	Exhibit G marked and offered by State's counsel; no objection by Petitioner's counsel; Ordered Admitted	
	Witness Bittker further cross-examined by State's counsel.	
	Exhibit H marked	
	Witness Bittker further cross-examined by State's counsel.	
	Exhibit H offered by State's counsel; objection made by Petitioner's counsel; objection overruled; Ordered Admitted	
	Witness Bittker further cross-examined by State's counsel; re-direct examined by Petitioner's counsel; excused.	

DATE, JUDGE OFFICERS OF		
COURT PRESENT	APPEARANCES - HEARING	CONT'D TO
9/22/03	Post-Conviction Hearing	
HONORABLE	11:17 a.m. Court recessed.	
CONNIE	1:15 p.m. Court reconvened with counsel and petitioner present.	
STEINHEIMER	그는 아이는 그 아이는 것은 것을 하는 것이 것을 하는 것을 가지 않는 것을 통하는 것을 하는 것을 수 없다.	
DEPT. NO. 4	Witness Widdis re-took stand, heretofore sworn and was further cross-examined	
Y. GENTRY	by State's counsel.	
(Clerk)		
G. WILLSEY	1:25 p.m. Court recessed.	
(Reporter)	1:35 p.m. Court reconvened with counsel and petitioner present.	
	Witness Widdis re-took stand, heretofore sworn and was further cross-examined	
	by State's counsel; re-direct examined by Petitioner's counsel; excused.	
	Petitioner rest.	
	2:00 p.m. Court recessed.	
	2:15 p.m. Court reconvened with counsel and petitioner present.	
	John Springgate called by State's counsel, sworn and testified; cross-examined by Petitioner's counsel; re-direct examined by State's counsel; re-cross examined by	
	Petitioner's counsel; excused.	
	2:50 p.m. Court recessed.	
	3:00 p.m. Court reconvened with counsel and petitioner present.	
	John Ohlson called by State's counsel, sworn and testified.	
	3:10 p.m. Court recessed.	
	3:30 p.m. Court reconvened with counsel and petitioner present.	
	Witness Ohlson further direct examined by State's counsel; cross-examined by	
	Petitioner's counsel; re-direct examined by State's counsel; excused.	
	에는 사람이 있는 것은 것은 것을 가지 않는 것을 다시고 있는 것을 가지 않는 것을 가지 않는 것을 수 있다. 같은 것은 것은 것은 것은 것을 하는 것은 것은 것을 다시고 있는 것을 가지 않는 것을 수 있다. 것은 것은 것은 것을 수 있다. 것은 것은 것은 것을 수 있다. 것은 것은 것은 것은 것을 수 있다.	

DATE, JUDGE OFFICERS OF	에는 사람이 있는 것이 있는 같은 것이 있는 것이 같은 것이 있는 것 같은 것이 있는 것이 같은 것이 같은 것이 있는 것이 있는 것이 있는 것이 같은 것이 있는 것이 같이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 있는 것이 없다. 것이 있는 것이 있는 것이
COURT PRESENT	APPEARANCES - HEARING CONT'D TO
9/22/03	Post-Conviction Hearing
HONORABLE	State rest.
CONNIE	이 이렇게 있는 것 같은 것 같은 것 같은 것이 같은 것이 있는 것이 같은 것이 같이 많은 것이 않는 것이 같이 많이
STEINHEIMER	Witness Widdis retook stand, heretofore sworn; direct examined by Petitioner's
DEPT. NO. 4	counsel; excused.
Y. GENTRY	
(Clerk)	4:00 p.m. Petitioner's counsel presented opening argument.
G. WILLSEY	4:30 p.m. State's counsel presented answering argument.
(Reporter)	4:50 p.m. Petitioner's counsel presented closing argument.
	Court took petition under advisement

DATE, JUDGE	
OFFICERS OF	가 있는 것이라는 것으로 같다. 이 같이 있는 것으로 한 것이다.
COURT PRESENT APPEARANCES-HEARING	CONT'D TO
9/10/03 MOTION TO CONTINUE PETITION FOR POST CONVICTION HEARING	
HONORABLE Counsel Donald Y. Evans, Esq., present on behalf of the Petitioner. Deputy	9/19/03
CONNIE District Attorney Terrence McCarthy, Esq., represented the State. Counsel	9:30 a.m.
STEINHEIMER William O'Mara, represented witness, Dr. Bittker.	Petition for
DEPT. NO.4 Motion to Continue Hearing by Petitioner's counsel; presented argument;	Post
M. Stone statement by counsel O'Mara.	Conviction
(Clerk) Upon agreement of all parties, COURT ENTERED ORDER denying the	
Sunshine Rptg Motion to Continue Petition for Post Conviction. Counsel shall begin the	9/22/03
(Reporter) hearing on September 19, 2003, and complete the Hearing with Dr. Bittker	10:00 a.m.
testifying on September 22, 2003.	Ongoing
	Petition for
양동 사람이 가지 않는 것이 같아요. 이 것이 있는 것은 것은 것이 가지 않는 것이 가지 않는 것이 있는 것이 있다. 가지 않는 것이 있는 것이 있는 것이 있는 것이 있다. 같이 것이 같이 같이 같이 같이 같이 같이 있는 것이 같이 있는 것이 같이 같이 있는 것이 같이 있는 것이 같이 있는 것이 같이 있다. 것이 같이 있는 것이 같이 있는 것이 같이 있는 것이 같이 있는	Post
그는 거 그는 그는 것은 것은 것은 것은 것이 그 것 같은 것은 것을 못 물었다.	Conviction

DATE, JUDGE	2011년 1월 18일 - 18일
OFFICERS OF	
COURT PRESENT APPEARANCES-HEARING	CONT'D TO
5/28/03 MOTION TO CONTINUE HEARING ON POST CONVICTION	
HONORABLE Counsel Donald Y. Evans, Esq., represented the Petitioner. Deputy District	9/19/03
CONNIE Attorney Terrance McCarthy, Esq., represented the State.	9:30 a.m.
STEINHEIMER Motion to Continue Hearing on Post Conviction by Petitioner's counsel;	Petition for
DEPT. NO.4 presented argument; no objection by State's counsel.	Post
M. Stone COURT ENTERED ORDER continuing hearing on Post Conviction; no	Conviction
(Clerk) further continuance shall be granted and all witnesses must be subpoenaed	(All Day
Sunshine for the hearing.	Hearing)
Reporting	
(Reporter)	

STATE OF NEVADA

Case No. CR98-0074

-vs-SHAWN RUSSELL HARTE

Trial Date: MARCH 15, 1999, through MARCH 24, 1999 Judge: CONNIE J. STEINHEIMER Dept. No. 4 D.A.: THOMAS BARB AND ELLIOTT SATTLER Deft's Atty: JOHN OHLSON AND JOHN SPRINGGATE Type: APPOINTED Clerk: M. Stone

Reporter: D. Phipps

VERDICT(S): COUNT I: MURDER IN THE FIRST DEGREE WITH THE USE OF A DEADLY WEAPON - GUILTY

COUNT II: ROBBERY WITH THE USE OF A DEADLY WEAPON

Sentencing Date and Time: MAY 7, 1999, 1:30 P.M. AS TO COUNT II AND IMPOSITION OF JURY VERDICT AS TO COUNT I PSI request sent: 3/27/99

CRIMINAL F	PROGRESS SHEET
Shown Russell Flarte (TD)	STATUS: Custody A NIC ロ Bail ロ OR ロ Bail Amount: Date Inf (Ind) filed:3.25.98
Α	Dept. No: Reporter: L. Clarboon
True Name: M Anal as above	Handed Copy K Waived Reading A
Not Guilty 🛛 By:	Requested Time to Plea
Guilty 🗆 Nolo 🗆 To:	
Juv. Ref P & P Ref	Waived 60 Day: Yes ⊠ Date <u>4. 7. 98</u> No □
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3.15	99 10:00For: Jury Trial
5.7	99 1:30 For: Sontencing
Sentencing Date: <u>5.7.99</u> Dept.	No Reporter: D. Phypos
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weapon, CTIT Concur	WCTI, DNA analypest
tisting	Time Served: <u>541</u> Bail Exonerated □
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Case No	STAT		
SHAWN RUSSELL HARTE	(TN) Bail A	Bail 🗆 OR 🗆	
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Arraignment Date: 1.22 9	Bept.	No:4 Reporte	er: L. Clarboon
True Name: 🛛 Same	asaboul		
Not Guilty 🗇 By:			Waived Reading 12 Requested Time to Plea Ⅰ Waived PSI □
Guilty 🗆 Nolo 🗆 To:			
Juv. Ref	P & P Ref		Waived 60 Day: Yes Date No
Continued To:	3.4.98 (7:00 For: 12.00	
		For:	
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DATE, JUDGE	· · · · · · · · · · · · · · · · · · ·
OFFICERS OF	이 것이 잘 물건이는 것이 가지 않는 것을 것 것 같아. 집에서 집에 가지 않는 것을 가야 한다.
COURT PRESE	ENT APPEARANCES-HEARING CONT'D TO
5/14/03	EX-PARTE MOTION FOR ADVANCED FEES AND COSTS
HONORABLE	Counsel Donald Evans, Esq., represented the Petitioner.
CONNIE	Ex-Parte Motion for Advanced Fees and Costs by Petitioner's counsel;
STEINHEIMER	presented argument.
DEPT. NO.4	COURT ENTERED ORDER that the Motion would be granted once
M. Stone	Petitioner's counsel determines how much they would be, and then receipts
(Clerk)	of the fees must follow up those fees.
Sunshine	에는 사람이 있는 것은
Reporting	이 같은 것은
(Reporter)	이 같은 것이 있는 것이 있 같은 것이 같은 것이 같은 것이 같은 것이 같은 것이 같은 것이 있는 것이 같은 것이 같은 것이 같은 것이 같이 있는 것이 같이 있는 것이 같은 것이 같은 것이 같은 것이 같은 것이 같은 것이 같은 것
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DATE, JUDGE	
OFFICERS OF	
COURT PRESENT APPEARANCES-HEARING	CONT'D TO
8/27/03 EX-PARTE MOTION FOR FEES	and the second s
HONORABLE Counsel Donald Y. Evans, Esq., represented the Petitioner. Deputy District	
CONNIE Attorney Terrence McCarthy, Esq., represented the State.	
STEINHEIMER Ex-Parte Motion for Fees and Costs by Petitioner's counsel; presented	
DEPT. NO.4 argument.	
M. Stone COURT ENTERED ORDER that advances in fees and costs shall be made	
(Clerk) to Counsel Evans and used only for the services outlined in the Motion.	
C. Brown Any fees not expended shall be returned to the State Public Defender's	
(Reporter) Office. If any of the requested fees go over the amount allotted in this	
order, Counsel Evans must file another request for fees.	

DATE, JUDG	***SEALED***
OFFICERS O	$\mathbf{F}_{\mathbf{F}}$, which is the state of the s
COURT PRES	SENT APPEARANCES-HEARING CONT'D TO
8/13/02	EX-PARTE MOTION REGARDING CONTACT VISITS FOR
HONORABLE	PSYCHIATRIC EVALUATION
CONNIE	Counsel Donald Y. Evans, Esq., represented the Petitioner.
STEINHEIMER	REx-Parte Motion Regarding Contact Visits for Psychiatric Evaluation by
	Petitioner's counsel; presented argument. COURT ENTERED ORDER
M. Stone	granting Motion.
(Clerk)	이 같은 것이 같
Not Reported	에는 것은 것이 있는 것이 같은 것이 같은 것이 같은 것이 있는 것이 있는 것이 같은 것이 있는 것이 있는 것이 있는 것이 같은 것이 같은 것이 같은 것이 없다. 것이 같은 것이 같은 것이 같은 것이 없는 것은 것은 것은 것은
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DATE, JUDGE ***SEALED***	
OFFICERS OF	
COURT PRESENT APPEARANCES-HEARING	CONT'D TO
5/6/02 EX-PARTE MOTION FOR ATTORNEYS FEES, EXPERT FEES AND	
HONORABLE <u>INVESTIGATOR FEES</u>	
CONNIE Counsel Donald York Evans, Esq., present on behalf of the Defendant.	
STEINHEIMER Ex-Parte Motion for Attorney's fees, Expert Fees and Investigator Fees by counsel	
DEPT. NO.4 Evans; presented argument.	
M. Stone COURT ENTERED ORDER allowing for the fees as set forth; vouchers to be	
(Clerk) submitted upon completion of work to the State Public Defenders Fund; and	
SNR allowing for interim payment.	
(Reporter)	

DATE, JUDG OFFICERS O	
COURT PRES	ENT APPEARANCES-HEARING CONT'D TO
8/13/02	MOTION FOR ENLARGEMENT OF TIME
HONORABLE	Counsel Donald Y. Evans, Esq., represented the Defendant. Deputy District
CONNIE	Attorney Terrence McCarthy, Esq., represented the State.
STEINHEIMER	Motion for 6 month Extension of Time to file Supplement Petition by
DEPT. NO.4	Petitioner's counsel; present argument; objection and argument by State's
M. Stone	counsel; reply by Petitioner's counsel. COURT ENTERED ORDER allowing
(Clerk)	for an extension of time, but only 90 days from August 5, 2002. The State
C. Brown	will have 60 days from the filing of the supplement to file an answer.
(Reporter)	Petitioner's counsel to provide order.

CODE 1350	
	2004 AUG 30 PM 4: 30
	RONALD A. LONGTIN, JR.
	BY tell
	C DEPUTY
IN THE SECOND JUDICIAL DISTRI	CT COURT OF THE STATE OF NEVADA
IN AND FOR THE	COUNTY OF WASHOE
SHAWN RUSSELL HARTE,	
Appellant,	
VS.	Case No. CR98P0074A
THE STATE OF NEVADA,	Dept. No. 4
Respondent,	1
	/
CERTIFIC	ATE OF CLERK
CERTIFIC I hereby certify that the enclosed docun	
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I hereby certify that the enclosed docun	nents are certified copies of the original ial District Court, in accordance with the
I hereby certify that the enclosed docun pleadings on file with the Second Judic	nents are certified copies of the original ial District Court, in accordance with the
I hereby certify that the enclosed docun pleadings on file with the Second Judic	nents are certified copies of the original ial District Court, in accordance with the Rule D(1).
I hereby certify that the enclosed docun pleadings on file with the Second Judic Revised Rules of Appellant Procedure F	nents are certified copies of the original ial District Court, in accordance with the Rule D(1). Ronald Longtin, Jr., Court Clerk
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1	CODE 1365	Statistic Contract Contract
2		2004 AUG 30 PM 4: 30
3		RONALDA. LONGTIN. JR.
4		BY CHEPTY
5		
6		CT COURT OF THE STATE OF NEVADA
7		COUNTY OF WASHOE
8		
9	SHAWN RUSSELL HARTE,	
10	Appellant,	
11	VS.	
•	THE STATE OF NEVADA,	Case No. CR98P0074A
12	Respondent,	Dept. No. 4
13		
14		
15		
16	CERTIFICATE	OF TRANSMITTAL
17	I hereby certify that the enclosed Notice	of Appeal and other required documents
18	(certified copies) were delivered to the S	econd Judicial District Court mailroom
19	system for transmittal to the Nevada Sup	preme Court.
20		
21	Dated: August 30, 2004	Ronald Longtin, Jr., Court Clerk
22		A whind a
23		By: <u>Apple</u>
24		Cathy Kepler, Appeals Clerk
25		(775) 328-3114
26		
27		
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