

1 **NOAS**

2 PHILIP J. KOHN, PUBLIC DEFENDER
3 NEVADA BAR No. 0556
4 309 South Third Street, Suite 226
5 Las Vegas, Nevada 89155
6 (702) 455-4685
7 Attorney for Defendant

FILED

MAR 23 2 02 PM '06

Shirley B. Higgins
CLERK

FILED

MAR 28 2006

DISTRICT COURT
CLARK COUNTY, NEVADA

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *G. Alvarado*
DEPUTY CLERK

11 THE STATE OF NEVADA,
12
13 Plaintiff,
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15 v.
16
17 GLENFORD ANTHONY BUDD,
18
19 Defendant.

No. 46977

CASE NO. C193182X
DEPT. NO. XVIII

NOTICE OF APPEAL

17 TO: THE STATE OF NEVADA

18 DAVID ROGER, DISTRICT ATTORNEY, CLARK COUNTY, NEVADA and
19 DEPARTMENT NO. XVIII OF THE EIGHTH JUDICIAL DISTRICT
20 COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF
21 CLARK.

21 NOTICE is hereby given that Defendant, Glenford Anthony
22 Budd, presently incarcerated in the Nevada State Prison, appeals
23 to the Supreme Court of the State of Nevada from the judgment
24 entered against said Defendant on the 1st day of March, 2006,
25 whereby he was convicted of Counts 1, 2, and 3 - First Degree
26 Murder With Use of a Deadly Weapon, and sentenced to \$25.00
27 Administrative fee, \$150.00 DNA Analysis fee, genetic marker
testing, \$28,500 restitution, as to Counts 1, 2, and 3 - Life
Without the Possibility of Parole plus an equal and consecutive

RECEIVED
MAR 27 2006

CLERK OF SUPREME COURT
By _____
DEPUTY CLERK

01-01-41.9

1 Life Without the Possibility of Parole for use of a deadly weapon,
2 Count 2 to run consecutive to Count 1, Count 3 to run consecutive
3 to Count 2, 995 days credit for time served.

4 DATED this 22nd day of March, 2006.

5 PHILIP J. KOHN
6 CLARK COUNTY PUBLIC DEFENDER

7
8 By:

Howard S. Brooks
9 HOWARD S. BROOKS, #3374
10 Deputy Public Defender
11 309 S. Third Street, Ste. 226
12 Las Vegas, Nevada 89155
13 (702) 455-5731
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1 **CAS**

2 PHILIP J. KOHN, PUBLIC DEFENDER
3 NEVADA BAR No. 0556
4 309 South Third Street, Suite 226
5 Las Vegas, Nevada 89155
6 (702) 455-4685
7 Attorney for Defendant

FILED

MAR 23 2 02 PM '06

Shirley C. Higgins
CLERK

8 **DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**

10 THE STATE OF NEVADA,)

11 Plaintiff,)

12 v.)

13 GLENFORD ANTHONY BUDD,)

14 Defendant.)

CASE NO. C193182X

DEPT. NO. XVIII

15 **CASE APPEAL STATEMENT**

16 1. Appellant filing this case appeal statement:

17 Glenford Anthony Budd.

18 2. Judge issuing the decision, judgment, or order

19 appealed from: Nancy M. Saitta.

20 3. All parties to the proceedings in the district

21 court (the use of et al. To denote parties is prohibited): The

22 State of Nevada, Plaintiff; Glenford Anthony Budd, Defendant.

23 4. All parties involved in this appeal (the use of et.

24 al. to denote parties is prohibited): Glenford Anthony Budd,

25 Appellant; The State of Nevada, Respondent.

26 / / /

27 / / /

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1 RECEIPT OF COPY of the foregoing Case Appeal Statement
2 is hereby acknowledged this 23 day of March, 2006.

3 DAVID ROGER
4 CLARK COUNTY DISTRICT ATTORNEY

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6 By: NADINE MULKEY
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DATE: 03/23/06
CASE NO. 03-C-193182-C

I N D E X

TIME 2:04 PM
JUDGE:Saitta, Nancy M

STATE OF NEVADA

[] vs Budd, Glenford A

[]

0001 D1 Glenford A Budd

Pro Se

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0001	06/26/03	CBO /CRIMINAL BINDOVER Fee \$0.00				
0002	06/26/03	ARRN/INITIAL ARRAIGNMENT	0001		07/02/03	
0003	06/26/03	INFO/INFORMATION	0001		06/26/03	
0004	06/27/03	NOEV/NOTICE OF EXHIBITS IN THE VAULT			06/26/03	
0005	06/26/03	CBOR/CRIMINAL BINDOVER RECEIPT	0001			
0006	07/02/03	CALC/CALENDAR CALL (VJ 2/11/04)	0001	VC	02/18/04	
0007	07/02/03	JURY/TRIAL BY JURY (VJ 2/11/04)	0001	VC	02/23/04	
0008	07/03/03	ORDR/MEDIA REQUEST TO PERMIT CAMERA ACCESS TO PROCEEDINGS AND ORDER GRANTING	0001		07/03/03	
0009	07/07/03	TRAN/REPORTER'S TRANSCRIPT PRELIMINARY HEARING	0001		06/16/03	
0010	07/25/03	NISD/NOTICE OF INTENT TO SEEK DEATH PENALTY	0001			
0011	07/28/03	CRTF/CERTIFICATE OF FACSIMILE TRANSMISSION	0001		07/28/03	
0012	08/08/03	TRAN/REPORTER'S TRANSCRIPT PRELIMINARY HEARING VOLUME II	0001		06/25/03	
0013	10/27/03	TRAN/REPORTER'S TRANSCRIPT RE: ARRAIGNMENT	0001		07/02/03	
0014	01/27/04	MOT /DEFT'S MTN TO VACATE /CONTINUE TRIAL DATE/4	0001	GR	02/11/04	
0015	01/28/04	RAO /MEDIA REQUEST AND ORDER	0001	GR	01/28/04	
0016	02/12/04	CALC/CALENDAR CALL (vj 5/24/04)	0001	VC	07/14/04	
0017	02/12/04	JURY/TRIAL BY JURY (vj 5/24/04)	0001	VC	07/19/04	
0018	05/12/04	HEAR/STATE'S REQUEST RESET TRIAL DATE	0001		05/24/04	
0019	05/24/04	CALC/CALENDAR CALL	0001		11/10/04	
0020	05/24/04	JURY/TRIAL BY JURY (VJ 11/10/04)	0001	VC	11/15/04	
0022	09/14/04	MOT /DEFT'S MTN 1/11	0001	GR	11/23/05	
0023	09/14/04	MOT /DEFT'S MTN 2/12	0001	GR	11/23/05	
0024	09/14/04	MOT /DEFT'S MTN 3/13	0001	GR	11/23/05	
0025	09/14/04	MOT /DEFT'S MTN 4/14	0001	DF	11/23/05	
0026	09/14/04	MOT /DEFT'S MTN 6/15	0001	DF	11/23/05	
0027	09/14/04	MOT /DEFT'S MTN 7/16	0001	DN	11/23/05	
0028	09/14/04	MOT /DEFT'S MTN 8/17	0001	DN	11/23/05	
0029	09/14/04	MOT /DEFT'S MTN 5/18	0001	DF	11/23/05	
0030	09/14/04	MOT /DEFT'S MTN 9/19	0001	GR	11/23/05	
0031	09/14/04	MOT /DEFT'S MTN 10/20	0001	GR	11/23/05	
0032	09/15/04	NOTC/CLARK COUNTY PUBLIC DEFENDERS NOTICE OF QUALIFICATIONS PURSUANT TO SUPREME	0001			Y
		COUNRT RULE 250(2)(g) AND (h)				
0033	09/21/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION IN LIMINE FOR ORDER PROIBITING	0001			Y
		PROSECUTION MISCONDUCT IN ARGUMENT AND FOR ORDER THAT COURT TAKES JUDICIAL NOTICE OF AUTHORITY CITED IN THIS MOTION IN DEFENSE OBJECTS AT TRIAL TO IMPROPER ARGUMENT	0001			
0034	09/21/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO ALLOW THE DEFENSE TO ARGUE LAST IN	0001			Y
		A POTENTIAL PENALTY PHASE PROCEEDING				
0035	09/21/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION FOR RECORDING OF ALL PROCEEDINGS	0001			Y

(Continued to page 2)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
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PURSUANT TO SUPREME COURT RULE 250

0036	09/21/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	0001			Y
		TO DISQUALIFY ALL POTENTIAL JURORS WHO	0001			

KNEW OR WERE ACQUAINTED WITH THE VICTIMS OR THEIR FAMILIES

0037	09/21/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	0001			Y
		IN LIMINE TO PROHIBIT ANY REFERENCE IN	0001			

FRONT OF THE JURY TO THE TRIAL PHASE OF THE PROCEEDINGS AS THE GUILT PHASE

0038	09/21/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	0001			Y
		TO DISQUALIFY ALL POTENTIAL JURORS WHO	0001			

WOULD AUTOMATICALLY VOTE FOR THE DEATH PENALTY IN THE EVENT OF A FIRST DEGREE MURDER CONVICTION

0039	09/21/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	0001			
		TO BIFURCATE PENALTY PHASE	0001			

0040	09/22/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	0001			Y
		FOR JURY QUESTIONNAIRE TO BE	0001			

COMPLETED BY JURE VENIRE ONE WEEK PRIOR TO TRIAL

0041	09/28/04	LIST/NOTICE OF EXPERT WITNESSES	0001			
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0042	09/28/04	LIST/NOTICE OF WITNESSES	0001			
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0043	10/04/04	MOT /DEFT'S MTN #12 TO PRECLUDE THE ADMISSION	0001	DN	11/23/05	
		DURING POSSIBLE PENALTY PROCEEDING/21	0001			

0044	10/04/04	MOT /DEFT'S MTN #14 TO DISMISS STATE NTC OF	0001	DN	11/23/05	
		INTENT BECAUSE NV DEATH/22	0001			

0045	10/04/04	MOT /DEFT'S MTN #13 TO BAR ADMISSION OF	0001	GR	11/23/05	
		CUMULATIVE VICTIM IMPACT EVID IN/23	0001			

0046	10/04/04	MOT /DEFT'S MTN #11 TO STRIKE ALLEGATIONS OF	0001	DN	11/23/05	
		CERTAIN AGGRAVATING CIRCUMSTANCES/24	0001			

0047	10/06/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	0001			Y
		IN LIMINE TO PROHIBIT THE STATE FROM	0001			

USING PEREMPTORY CHALLENGES TO REMOVE MINORITIES FROM THE JURY

0048	10/08/04	NISD/AMENDED NOTICE OF INTENT TO SEEK DEATH	0001			
		PENALTY	0001			

0049	10/08/04	NOTC/NOTICE OF EVIDENCE IN SUPPORT OF	0001			
		AGGRAVATING CIRCUMSTANCES	0001			

0050	10/12/04	RSPN/STATES RESPONSE TO DEFENDANT BUDDS	0001			Y
		MOTION TO STRIKE ALLEGATIONS OF	0001			

CERTAIN AGGRAVATING CIRCUMSTANCES ALLEGED IN STATES NOTICE OF INTENT TO SEEK DEATH PENALTY

0051	10/12/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	0001			Y
		TO PRECLUDE THE INTRODUCTION OF VICTIM	0001			

IMPACT EVIDENCE PERTAINING TO VICTIM AND FAMILY MEMBERS CHARACTERIZATIONS

0052	10/12/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	0001			Y
		TO BAR THE ADMISSION OF CUMULATIVE	0001			

VICTIM IMPACT EVIDENCE IN VIOLATION OF THE DUE PROCESS CLAUSE

0053	10/14/04	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	0001			Y
		TO DISMISS THE STATES NOTICE OF INTENT	0001			

BECAUSE NEVADAS DEATH PENALTY SCHEME VIOLATES DUE PROCESS GUARANTEES BY

FILING TO REQUIRE A PRE TRIAL FINDING OF PROBABLE CAUSE FOR ALLEGED AGGRAVATORS

0054	10/27/04	MOT /ALL PENDING MOTIONS 10-27-04	0001		10/27/04	
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0055	10/27/04	OCAL/STATUS CHECK: RESET MOTIONS	0001		11/10/04	
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0056	11/10/04	MOT /ALL PENDING MOTIONS 11-10-04	0001		11/10/04	
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0057	11/10/04	CALC/CALENDAR CALL (VJ 4/20/05)	0001	VC	04/27/05	
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0058	11/10/04	JURY/TRIAL BY JURY (VJ 4/20/05)	0001	VC	05/02/05	
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(Continued to page 3)

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0059	01/13/05	MOT	/ALL PENDING MOTIONS 1-12-05	0001		01/12/05	
0060	04/20/05	MOT	/ALL PENDING MOTIONS 4-20-05	0001		04/20/05	
0061	04/20/05	CALC	/CALENDAR CALL (FIRM)	0001		11/23/05	
0062	04/20/05	JURY	/TRIAL BY JURY (FIRM) (VJ 11/02/05)	0001	VC	11/28/05	
0064	09/28/05	RAO	/MEDIA REQUEST AND ORDER FOR CAMERA ACCESS TO COURT PROCEEDINGS	0001		09/28/05	
0065	11/02/05	JURY	/TRIAL BY JURY	0001		12/16/05	
0066	11/02/05	OCAL	/STATUS CHECK	0001	MH	11/14/05	
0067	11/03/05	MOT	/ALL PENDING MOTIONS 11-02-05	0001		11/02/05	
0068	11/18/05	NOTC	/AMENDED NOTICE OF EVIDENCE IN AGGRAVATION	0001			
0069	11/21/05	LIST	/DEFENDANTS NOTICE OF EXPERT WITNESSES	0001			
0070	11/23/05	MOT	/ALL PENDING MOTIONS 11-23-05	0001		11/23/05	
0071	11/28/05	ORDR	/ORDER FOR PRODUCTION OF INMATE	0001	SH	12/05/05	
0072	12/01/05	LIST	/DEFENDANTS AMENDED NOTICE OF EXPERT WITNESSES	0001			
0073	12/02/05	TRAN	/REPORTER'S TRANSCRIPT DEFENDANTS PRETRIAL MOTIONS	0001		11/23/05	
0074	12/05/05	TRB	/TRIAL BEGINS	0001			
0075	12/06/05	TRAN	/REPORTER'S TRANSCRIPT JURY TRIAL VOLUME I	0001		12/05/05	
0076	12/08/05	JURY	/JURY	0001			
0077	12/08/05	TRAN	/REPORTER'S TRANSCRIPT OF JURY TRIAL VOLUME 2	0001		12/06/05	
0078	12/09/05	TRAN	/REPORTER'S TRANSCRIPT OF JURY TRIAL VOLUME 3-A	0001		12/08/05	
0079	12/08/05	FUS	/FILED UNDER SEAL DEFENDANTS SUMMARY	0001			
0080	12/09/05	TRAN	/REPORTER'S TRANSCRIPT JURY TRIAL VOLUME 3B PM SESSION	0001		12/08/05	
0081	12/12/05	TRAN	/REPORTER'S TRANSCRIPT JURY TRIAL VOLUME 4	0001		12/09/05	
0082	12/12/05	STIP	/STIPULATION	0001			
0083	12/15/05	OCAL	/STATUS CHECK (WITNESS)	0001	OC	03/06/06	
0084	12/13/05	VER	/VERDICT	0001		12/13/05	
0085	12/13/05	TRAN	/REPORTER'S TRANSCRIPT JURY TRIAL VOLUME 5	0001		12/12/05	
0086	12/13/05	INST	/INSTRUCTIONS TO THE JURY	0001			
0087	12/15/05	ORDR	/ORDER RE: CUSTODY OF MATERIAL WITNESS GREG LEWIS ID/ #1693087	0001		12/15/05	
0088	12/15/05	TRAN	/REPORTER'S TRANSCRIPT JURY TRIAL VOLUME 6	0001		12/13/05	
0089	12/15/05	TRAN	/REPORTER'S TRANSCRIPT JURY TRIAL VOLUME 7	0001		12/14/05	
0090	12/16/05	SENT	/SENTENCING	0001	GR	02/22/06	
0091	12/16/05	JMNT	/SPECIAL VERDICT COUNTS 1, 2 AND 3	0001		12/20/05	
0092	12/16/05	JMNT	/SPECIAL VERDICT COUNTS 1, 2 AND 3	0001		12/20/05	
0093	12/16/05	JMNT	/PENALTY VERDICT COUNT 3	0001		12/20/05	
0094	12/16/05	JMNT	/PENALTY VERDICT COUNT 1	0001		12/20/05	
0095	12/16/05	JMNT	/PENALTY VERDICT COUNT 2	0001		12/20/05	
0096	12/16/05	INST	/INSTRUCTIONS TO THE JURY	0001			
0097	12/19/05	TRAN	/REPORTER'S TRANSCRIPT RE VERDICT	0001		12/16/05	
0098	12/19/05	TRAN	/REPORTER'S TRANSCRIPT OF TELEPHONICE HEARING RE: POST TRIAL JURY QUESTIONS	0001		12/16/05	

(Continued to page 4)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0099	12/20/05	TRAN/REPORTER'S TRANSCRIPT PENALTY PHASE	0001		12/15/05	
0100	12/23/05	TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL	0001		12/15/05	
0101	01/31/06	RAO /MEDIA REQUEST AND ORDER	0001	GR	01/31/06	
0102	01/31/06	RAO /MEDIA REQUEST AND ORDER	0001	GR	01/31/06	
0103	03/01/06	JMNT/JUDGMENT OF CONVICTION/ADMIN ASSESSMENT	0001		03/02/06	
0104	03/01/06	JMNT/JUDGMENT OF CONVICTION/GENETIC TESTING	0001		03/02/06	
0105	03/01/06	JMNT/JUDGMENT OF CONVICTION/RESTITUTION	0001		03/02/06	
0106	03/07/06	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL VOLUME	0001		12/12/05	
	5		0001			
0107	03/07/06	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL VOLUME	0001		12/15/05	
	8-B		0001			
0108	03/07/06	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL VOLUME	0001		12/09/05	
	4		0001			
0109	03/20/06	ORDR/ORDER FOR TRANSCRIPT	0001		03/20/06	

ORIGINAL

9

1 JOC
2 DAVID ROGER
3 Clark County District Attorney
4 Nevada Bar #002781
5 200 Lewis Avenue
6 Las Vegas, Nevada 89155-2212
7 (702) 671-2500
8 Attorney for Plaintiff

FILED

MAR 1 10 53 AM '06

Shirley B. Ruggins
CLERK

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

GLENFORD ANTHONY BUDD,
#190089

Defendant.

Case No: C193182

Dept No: XVIII

JUDGMENT OF CONVICTION (JURY TRIAL)

The Defendant previously entered plea(s) of not guilty to the crime(s) of COUNT 1 - MURDER WITH USE OF A DEADLY WEAPON (Felony); COUNT 2 - MURDER WITH USE OF A DEADLY WEAPON (Felony); and COUNT 3 - MURDER WITH USE OF A DEADLY WEAPON (Felony), in violation of NRS 200.010, 200.030, 193.165, and the matter having been tried before a jury, and the Defendant being represented by counsel and having been found guilty of the crime(s) of COUNT 1 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (Category A Felony); COUNT 2 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (Category A Felony); and COUNT 3 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (Category A Felony); and thereafter on the 22nd day of February, 2006, the Defendant was present in Court for sentencing with his counsel, HOWARD BROOKS, Deputy Public Defender, and good cause appearing therefor,

THE DEFENDANT HEREBY ADJUDGED guilty of the crime(s) as set forth in the jury's verdict and, in addition to the \$25.00 Administrative Assessment Fee, \$150 DNA

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COUNTY CLERK

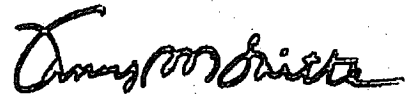
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FEB 23 2006

COUNTY CLERK

1 Analysis Fee, submission to a test to a determine genetic markers and \$28,500 restitution,
2 the Defendant is sentenced as follows: Deft SENTENCED as to COUNT 1 - to LIFE
3 WITHOUT THE POSSIBILITY OF PAROLE plus an equal and CONSECUTIVE LIFE
4 WITHOUT THE POSSIBILITY OF PAROLE for use of a deadly weapon; as to COUNT 2 -
5 to LIFE WITHOUT THE POSSIBILITY OF PAROLE plus an equal and CONSECUTIVE
6 LIFE WITHOUT THE POSSIBILITY OF PAROLE for use of a deadly weapon to run
7 CONSECUTIVE to Count 1; and as to COUNT 3 - to LIFE WITHOUT THE POSSIBILITY
8 OF PAROLE plus an equal and CONSECUTIVE LIFE WITHOUT THE POSSIBILITY OF
9 PAROLE for use of a deadly weapon to run CONSECUTIVE to Count 2 with 995 DAYS
10 credit for time served.

11 DATED this 24 day of February, 2006.



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13 DISTRICT JUDGE
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CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA vs Budd, Glenford A

07/02/03 09:00 AM 00 INITIAL ARRAIGNMENT

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Amber Farley, Court Clerk
Kristine Cornelius, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y

DEFENDANT ARRAIGNED, PLED NOT GUILTY and WAIVED the sixty-day rule. COURT ORDERED, matter set for trial. Mr. Brooks inquired of the State if this will be a death penalty case. Ms. Pandukht stated that determination hasn't been made yet.

CUSTODY

2/18/04 9:00 AM CALENDAR CALL

2/23/04 1:30 PM JURY TRIAL

02/11/04 09:00 AM 00 DEFT'S MTN TO VACATE /CONTINUE TRIAL
DATE/4

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Amber Farley, Court Clerk
Dick Kangas, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006541	Lewis, Linda Y.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y

The Court noted that Mr. Brooks is presently involved in a capital murder case in this department, and there's been no opposition by the State. COURT ORDERED, motion GRANTED; trial date vacated and re-set.

CUSTODY

7/14/04 9:00 AM CALENDAR CALL

7/19/04 1:30 PM JURY TRIAL

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA vs Budd, Glenford A
CONTINUED FROM PAGE: 001

05/24/04 09:00 AM 00 STATE'S REQUEST RESET TRIAL DATE

HEARD BY: Joseph S. Pavlikowski, Senior Judge; Dept. VJ30

OFFICERS: Amber Farley, Court Clerk
Liz Garcia, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005734	Pandukht, Taleen R.	Y
000398	Schwartz, David P.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y

Mr. Brooks stated the Defendant has waived his speedy trial rights, and counsel have agreed on a November date. COURT ORDERED, request GRANTED; trial date vacated and re-set.

CUSTODY

11/10/04 9:00 AM CALENDAR CALL

11/15/04 1:30 PM JURY TRIAL

10/27/04 09:00 AM 00 ALL PENDING MOTIONS 10-27-04

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000398	Schwartz, David P.	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y
006762	O'Brien, Timothy P.	Y

DEFT'S MOTION IN LIMINE #1-14

Court stated parties met in chambers and determined that it would be appropriate to take all the motions off calendar and to be reset at the calendar call as there are issues regarding aggravators's in front of the Supreme Court. COURT ORDERED, Motions OFF CALENDAR and matter set for status check to reset to motions.

CONTINUED ON PAGE: 003

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 002

CUSTODY

11/10/04 9:00 AM STATUS CHECK: RESET MOTIONS

11/10/04 09:00 AM 00 ALL PENDING MOTIONS 11-10-04

HEARD BY: Michael A Cherry, Judge; Dept. 17

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/RecorderPARTIES: STATE OF NEVADA
005734 Pandukht, Taleen R.
0001 D1 Budd, Glenford A
PUBDEF Public Defender
003374 Brooks, Howard S.Y
Y
Y
Y
Y

CALENDAR CALL...STATUS CHECK: RESET DEFT'S MOTIONS IN LIMINE 1-14

Mr. Brooks stated the trial is being continued and Deft's motions will need to be reset. COURT ORDERED, Trial VACATED and RESET along with Deft's Motions in Limine 1-14.

CUSTODY

1/12/05 10:30 AM DEFT'S MOTIONS IN LIMINE 1-14

4/27/05 9:00 AM CALENDAR CALL

5/02/05 1:30 PM JURY TRIAL

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 003

01/12/05 10:30 AM 00 ALL PENDING MOTIONS 1-12-05

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/RecorderPARTIES: STATE OF NEVADA
000398 Schwartz, David P.
0001 D1 Budd, Glenford A
PUBDEF Public Defender
003374 Brooks, Howard S.Y
Y
Y
Y
Y

DEFT'S MOTION IN LIMINE 1-14

Mr. Brooks request a continuance as there are issues that still need to be investigated. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 4/04/05 10:30 AM

04/20/05 09:00 AM 00 ALL PENDING MOTIONS 4-20-05

HEARD BY: Kathy Hardcastle, Chief Judge; Dept. 4

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/RecorderPARTIES: STATE OF NEVADA
000398 Schwartz, David P.
005734 Pandukht, Taleen R.
0001 D1 Budd, Glenford A
PUBDEF Public Defender
003374 Brooks, Howard S.Y
Y
Y
Y
Y
Y

DEFT'S MOTION IN LIMINE #1 FOR ORDER PROHIBITING PROSECUTION MISCONDUCT IN ARGUMENT; AND FOR ORDER THAT COURT TAKES JUDICIAL NOTICE OF AUTHORITY CITED IN THIS MOTION IF DEFENSE OBJECTS AT TRIAL TO IMPROPER ARGUMENT...DEFT'S MOTION #2 FOR EXCHANGE OF JURY INSTRUCTIONS ON THE FIRST DAY OF TRIAL... DEFT'S MOTION #3 FOR RECORDING OF ALL PROCEEDINGS PURSUANT TO SUPREME COURT RULE 250...DEFT'S MOTION #4 TO DISQUALIFY ALL POTENTIAL JURORS WHO KNEW OR WERE ACQUAINTED WITH THE VICTIMS OR THEIR FAMILIES...DEFT'S MOTION #5 TO DISQUALIFY ALL POTENTIAL JURORS WHO WOULD AUTOMATICALLY VOTE FOR THE DEATH PENALTY IN THE EVENT OF A FIRST DEGREE MURDER CONVICTION...DEFT'S MOTION IN LIMINE #6 TO PROHIBIT THE STATE FROM USING PREEMPTORY CHALLENGES TO REMOVE MINORITIES FROM JURY...DEFT'S MOTION #7 TO BIFURCATE PENALTY PHASE

CONTINUED ON PAGE: 005

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 004

PROCEEDINGS...DEFT'S MOTION #8 TO ALLOW THE DEFENSE TO ARGUE LAST IN A POTENTIAL PENALTY PHASE PROCEEDINGS...DEFT'S MOTION #9 FOR JURY QUESTIONNAIRE TO BE COMPLETED BY JURY VENIRE ONE WEEK PRIOR TO TRIAL... DEFT'S MOTION IN LIMINE #10 TO PROHIBIT ANY REFERENCE IN FRONT OF THE JURY TO THE TRIAL PHASE OF THE PROCEEDINGS AS THE "GUILT PHASE"...DEFT'S MOTION #11 TO STRIKE ALLEGATIONS OF CERTAIN AGGRAVATING CIRCUMSTANCES ALLEGED IN STATE'S NOTICE OF INTENT TO SEEK DEATH PENALTY...DEFT'S MOTION #12 TO PRECLUDE THE ADMISSION, DURING A POSSIBLE PENALTY PROCEEDING OF EVIDENCE ABOUT THE PERSONAL CHARACTER OF THE VICTIMS AND THE IMPACT OF THE VICTIM'S DEATHS ON THE FAMILY...DEFT'S MOTION #13 TO BAR THE ADMISSION OF CUMULATIVE VICTIM IMPACT EVIDENCE IN VIOLATION OF THE DUE PROCESS LAW...DEFT'S MOTION #14 TO DISMISS THE STATE'S NOTICE OF INTENT BECAUSE NEVADA'S DEATH PENALTY SCHEME VIOLATES DUE PROCESS GUARANTEES BY FAILING TO REQUIRE A PRE-TRIAL FINDING OF PROBABLE CAUSE FOR ALLEGED AGGRAVATORS

COURT ORDERED, Trial dates VACATED and RESET and all motions CONTINUED.

CUSTODY

CONTINUED TO: 8/01/05 9:00 AM

11/23/05 9:00 AM CALENDAR CALL

11/28/05 1:30 PM JURY TRIAL (FIRM)

11/02/05 09:00 AM 00 ALL PENDING MOTIONS 11-02-05

HEARD BY: David Wall, Judge; Dept. 20

OFFICERS: Kristen Brown, Court Clerk
Angela Lee, Reporter/Recorder

PARTIES: STATE OF NEVADA
009210 Tomsheck, Joshua L.

0001 D1 Budd, Glenford A

Y

Y

Y

DEFT'S MOTION IN LIMINE #1 FOR ORDER PROHIBITING PROSECUTION MISCONDUCT IN ARGUMENT; AND FOR ORDER THAT COURT TAKES JUDICIAL NOTICE OF AUTHORITY CITED IN THIS MOTION IF DEFENSE OBJECTS AT TRIAL TO IMPROPER ARGUMENT...DEFT'S MOTION #2 FOR EXCHANGE OF JURY INSTRUCTIONS ON THE FIRST DAY OF TRIAL... DEFT'S MOTION #3 FOR RECORDING OF ALL PROCEEDINGS PURSUANT TO SUPREME COURT RULE 250...DEFT'S MOTION #4 TO DISQUALIFY ALL POTENTIAL JURORS WHO KNEW OR WERE ACQUAINTED WITH THE VICTIMS OR THEIR FAMILIES...DEFT'S MOTION #5 TO DISQUALIFY ALL POTENTIAL JURORS WHO WOULD AUTOMATICALLY VOTE FOR THE DEATH PENALTY IN THE EVENT OF A FIRST DEGREE MURDER CONVICTION...DEFT'S MOTION IN LIMINE #6 TO PROHIBIT THE STATE FROM USING PREEMPTORY CHALLENGES TO REMOVE MINORITIES FROM JURY...DEFT'S MOTION #7 TO BIFURCATE PENALTY PHASE PROCEEDINGS...DEFT'S MOTION #8 TO ALLOW THE DEFENSE TO ARGUE LAST IN A

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 005

POTENTIAL PENALTY PHASE PROCEEDINGS...DEFT'S MOTION #9 FOR JURY QUESTIONNAIRE TO BE COMPLETED BY JURY VENIRE ONE WEEK PRIOR TO TRIAL... DEFT'S MOTION IN LIMINE #10 TO PROHIBIT ANY REFERENCE IN FRONT OF THE JURY TO THE TRIAL PHASE OF THE PROCEEDINGS AS THE "GUILT PHASE"...DEFT'S MOTION #11 TO STRIKE ALLEGATIONS OF CERTAIN AGGRAVATING CIRCUMSTANCES ALLEGED IN STATE'S NOTICE OF INTENT TO SEEK DEATH PENALTY...DEFT'S MOTION #12 TO PRECLUDE THE ADMISSION, DURING A POSSIBLE PENALTY PROCEEDING OF EVIDENCE ABOUT THE PERSONAL CHARACTER OF THE VICTIMS AND THE IMPACT OF THE VICTIMS' DEATHS ON THE FAMILY...DEFT'S MOTION #13 TO BAR THE ADMISSION OF CUMULATIVE VICTIM IMPACT EVIDENCE IN VIOLATION OF THE DUE PROCESS LAW...DEFT'S MOTION #14 TO DISMISS THE STATE'S NOTICE OF INTENT BECAUSE NEVADA'S DEATH PENALTY SCHEME VIOLATES DUE PROCESS GUARANTEES BY FAILING TO REQUIRE A PRE-TRIAL FINDING OF PROBABLE CAUSE FOR ALLEGED AGGRAVATORS

COURT ORDERED, Motions CONTINUED to the Calendar Call date.

CUSTODY

CONTINUED TO: 11/23/05 9:00 AM

11/14/05 09:00 AM 00 STATUS CHECK

HEARD BY: J. CHARLES THOMPSON, Senior Judge; Dept. VJ42

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/Recorder

PARTIES: STATE OF NEVADA
001438 Kane, Edward R.
005734 Pandukht, Taleen R.

0001 D1 Budd, Glenford A
PUBDEF Public Defender
003374 Brooks, Howard S.

Y
Y
Y

Y
Y
Y

Mr. Kane stated Mr. Brooks would like to start the trial on the following week. Following a conference at the Bench, COURT ORDERED, Trial date STANDS.

CUSTODY

CONTINUED ON PAGE: 007

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 006

11/23/05 09:00 AM 00 ALL PENDING MOTIONS 11-23-05

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/Recorder

PARTIES: STATE OF NEVADA
001438 Kane, Edward R.
005734 Pandukht, Taleen R.

0001 D1 Budd, Glenford A
PUBDEF Public Defender
003374 Brooks, Howard S.
006762 O'Brien, Timothy P.

Y
Y
Y
Y
Y
Y

DEFT'S MOTION IN LIMINE #1 FOR ORDER PROHIBITING PROSECUTION MISCONDUCT IN ARGUMENT; AND FOR ORDER THAT COURT TAKES JUDICIAL NOTICE OF AUTHORITY CITED IN THIS MOTION IF DEFENSE OBJECTS AT TRIAL TO IMPROPER ARGUMENT: COURT ORDERED, Motion GRANTED.

DEFT'S MOTION #2 FOR EXCHANGE OF JURY INSTRUCTIONS ON THE FIRST DAY OF TRIAL: COURT ORDERED, Motion GRANTED.

DEFT'S MOTION #3 FOR RECORDING OF ALL PROCEEDINGS PURSUANT TO SUPREME COURT RULE 250: COURT ORDERED, Motion GRANTED; a Court Reporter will be in court to provide daily transcripts.

DEFT'S MOTION #4 TO DISQUALIFY ALL POTENTIAL JURORS WHO KNEW OR WERE ACQUAINTED WITH THE VICTIMS OR THEIR FAMILIES: COURT ORDERED, Motion DENIED but may be revisited.

DEFT'S MOTION #5 TO DISQUALIFY ALL POTENTIAL JURORS WHO WOULD AUTOMATICALLY VOTE FOR THE DEATH PENALTY IN THE EVENT OF A FIRST DEGREE MURDER CONVICTION: COURT ORDERED, Motion DEFERRED until the issue arises.

DEFT'S MOTION IN LIMINE #6 TO PROHIBIT THE STATE FROM USING PREEMPTORY CHALLENGES TO REMOVE MINORITIES FROM JURY: COURT ORDERED, Motion DEFERRED.

DEFT'S MOTION #7 TO BIFURCATE PENALTY PHASE PROCEEDINGS: COURT ORDERED, Motion DENIED.

DEFT'S MOTION #8 TO ALLOW THE DEFENSE TO ARGUE LAST IN A POTENTIAL PENALTY PHASE PROCEEDINGS: COURT ORDERED, Motion DENIED.

DEFT'S MOTION #9 FOR JURY QUESTIONNAIRE TO BE COMPLETED BY JURY VENIRE ONE WEEK PRIOR TO TRIAL: COURT ORDERED, Motion GRANTED. Court DIRECTED counsel to agree on a format and to submit it to the Jury Commissioner.

DEFT'S MOTION IN LIMINE #10 TO PROHIBIT ANY REFERENCE IN FRONT OF THE JURY

CONTINUED ON PAGE: 008

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 007

TO THE TRIAL PHASE OF THE PROCEEDINGS AS THE "GUILT PHASE": COURT ORDERED, Motion GRANTED.

DEFT'S MOTION #11 TO STRIKE ALLEGATIONS OF CERTAIN AGGRAVATING CIRCUMSTANCES ALLEGED IN STATE'S NOTICE OF INTENT TO SEEK DEATH PENALTY: COURT ORDERED, Motion DENIED.

DEFT'S MOTION #12 TO PRECLUDE THE ADMISSION, DURING A POSSIBLE PENALTY PROCEEDING OF EVIDENCE ABOUT THE PERSONAL CHARACTER OF THE VICTIMS AND THE IMPACT OF THE VICTIMS' DEATHS ON THE FAMILY: COURT ORDERED, Motion DENIED.

DEFT'S MOTION #13 TO BAR THE ADMISSION OF CUMULATIVE VICTIM IMPACT EVIDENCE IN VIOLATION OF THE DUE PROCESS LAW: COURT ORDERED, Motion GRANTED.

DEFT'S MOTION #14 TO DISMISS THE STATE'S NOTICE OF INTENT BECAUSE NEVADA'S DEATH PENALTY SCHEME VIOLATES DUE PROCESS GUARANTEES BY FAILING TO REQUIRE A PRE-TRIAL FINDING OF PROBABLE CAUSE FOR ALLEGED AGGRAVATORS: COURT ORDERED, Motion DENIED.

CALENDAR CALL: Counsel announced ready. COURT ORDERED, Trial date STANDS and will start at 1:30 pm.

CUSTODY

12/05/05 01:30 PM 00 TRIAL BY JURY

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Gayle Picherri, Reporter/Recorder

PARTIES: STATE OF NEVADA
001438 Kane, Edward R.
005734 Pandukht, Taleen R.

0001 D1 Budd, Glenford A
PUBDEF Public Defender
003374 Brooks, Howard S.
006762 O'Brien, Timothy P.

Y
Y
Y

Y
Y
Y
Y

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Colloquy between Court and counsel regarding the jury questionnaire's. Mr. O'Brien advised the Court that the deft. is requesting the Public Defender's office withdraw and the deft. would like to retain Mr. Momot as counsel. Colloquy between Court and counsel regarding the relationship between counsel and the deft. Court stated it is not going to continue the trial; deft's request is not timely and ORDERED, the Public Defender's office to remain as counsel. COURT FURTHER ORDERED, the official record for this trial will be the Court Reporter and not the Court Recorder based on the need for daily transcripts.

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs. Budd, Glenford A

CONTINUED FROM PAGE: 008

PROSPECTIVE JURY PRESENT: Voir dire. COURT ORDERED, matter CONTINUED.

CONTINUED TO: 12/06/05 01:30 PM 01

12/06/05 01:30 PM 01 TRIAL BY JURY

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Gayle Pichierri, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
001438	Kane, Edward R.	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y
006762	O'Brien, Timothy P.	Y

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: At the request of counsel, COURT ORDERED, Jury Questionnaire's will be sealed and made a part of the record. Argument by Mr. Brooks regarding the lack of cooperation by the deft's family. Court advised the deft. to encourage his family to cooperate with his attorney's.

PROSPECTIVE JURY PRESENT: Continued voir dire. COURT ORDERED, matter CONTINUED.

CONTINUED TO: 12/08/05 10:00 AM 02

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA vs Budd, Glenford A

CONTINUED FROM PAGE: 009

12/08/05 10:00 AM 02 TRIAL BY JURY

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Gayle Pichierri, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
001438	Kane, Edward R.	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y
006762	O'Brien, Timothy P.	Y

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Arguments by counsel regarding the use of the preliminary hearing transcript of Winston Budd. COURT ORDERED, the transcript of Winston Budd will be allowed to be introduced in lieu of the witnesses presence. Arguments by counsel regarding the use of the 911 tape. COURT ORDERED, 911 will be ALLOWED. Juror #104 present and questioned by Court and counsel.

PROSPECTIVE JURY PRESENT: Jury and 2 alternates selected and sworn. Opening statements by counsel.

OUTSIDE THE PRESENCE OF THE JURY: Mr. Brooks noted for the record the racial make-up of the jury.

JURY PRESENT: Testimony and exhibits presented (See worksheets). COURT ORDERED, matter CONTINUED.

CONTINUED TO: 12/09/05 08:30 AM 03

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 010

12/09/05 08:30 AM 03 TRIAL BY JURY

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Jennifer Kimmel, Relief Clerk
Janice David, Reporter/Recorder

PARTIES:

	STATE OF NEVADA	Y
001438	Kane, Edward R.	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
006762	O'Brien, Timothy P.	Y
003374	Brooks, Howard S.	Y

OUTSIDE THE PRESENCE OF THE JURY: Mr. Brooks advised that Mr. Leon Simon has him under subpoena and has been informed that this matter takes priority. Mr. Brooks waived any error relating to agreeing to reveal that the Defendant was incarcerated which will be revealed during Mr. Lewis's testimony about the correspondence. Mr. Brooks advised this is a trial strategy and any error that could be caused by the Jury finding out Defendant was incarcerated is WAIVED. Discussion ensued regarding scheduling of trial for the afternoon. Mr. Kane made reference to lecture by the Court made yesterday to the spectators in the audience. Discussion ensued regarding conduct of spectators and the Court and its Staff's response regarding same. Mr. Kane advised one of the victim's family members was approached by a Defendant counsel in the bathroom regarding whether or not they would be willing to testify at the Penalty Phase, should it go forward. Mr. Kane moved for a gentleman's agreement concerning mutual agreement not to approach and attempt to talk to the opposing side's family members, etc. Both Defendant's counsel agreed and the COURT SO ORDERED. JURY PRESENT: Testimony and exhibits continued. (See worksheets). Court admonished and excused the Jury for afternoon and ORDERED, matter CONTINUED.

OUTSIDE THE PRESENCE OF THE JURY. Mr. Brooks requested details concerning the number of feet from the witness' residence to the location of incident. Mr. Brooks advised his office formerly had a Greg Lewis as a client however this is not the Greg Lewis that will be involved in this case. Discussion ensued regarding Jury Instructions.

CONTINUED TO: 12/12/05 01:30 PM 04

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA vs Budd, Glenford A
CONTINUED FROM PAGE: 011

12/12/05 01:30 PM 04 TRIAL BY JURY

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Janice David, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
001438	Kane, Edward R.	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y
006762	O'Brien, Timothy P.	Y

OUTSIDE THE PRESENCE OF THE JURY: Mr. Brooks advised the Court that a stipulation was FILED IN OPEN COURT.

JURY PRESENT: Testimony and exhibits presented (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY: Court advised the deft. of his right to testify. Court noted the Carter instruction was given and deft. understands that he can not be compelled to testify.

JURY PRESENT: State rests. COURT ORDERED, matter CONTINUED.

OUTSIDE THE PRESENCE OF THE JURY: Instructions settled on the record.

CONTINUED TO: 12/13/05 01:30 PM 05

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 012

12/13/05 01:30 PM 05 TRIAL BY JURY

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Jean Dahlberg, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
001438	Kane, Edward R.	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y
006762	O'Brien, Timothy P.	Y

OUTSIDE THE PRESENCE OF THE JURY: Mr. Brooks noted the correction that was made to the transcript of December 9, 2005. Mr. Brooks moved for a mistrial based on the fact that the State did have Mr. Richards testify which was brought up in opening statements. Arguments by counsel. COURT ORDERED, Motion DENIED.

JURY PRESENT: Court instructed the jury. Closing arguments by counsel. At the hour of 4:10 pm, jury retired to deliberate. At the hour of 6:45 pm. jury returned with a verdict of GUILTY of COUNT 1 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F); GUILTY of COUNT 2 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F); and GUILTY of COUNT 3 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F). COURT ORDERED, matter CONTINUED for the penalty phase.

CONTINUED TO: 12/14/05 10:30 AM 06

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA vs Budd, Glenford A
CONTINUED FROM PAGE: 013

12/14/05 10:30 AM 06 TRIAL BY JURY

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Janice David, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
001438	Kane, Edward R.	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y
006762	O'Brien, Timothy P.	Y

OUTSIDE THE PRESENCE OF THE JURY: Counsel requested the exclusionary rule be INVOKED, COURT SO ORDERED. Colloquy between Court and counsel regarding the instructions.

JURY PRESENT: Opening statements by counsel. Testimony and exhibits presented (See worksheets). State rests. Testimony and exhibits presented (See worksheets). COURT ORDERED, matter CONTINUED.

CONTINUED TO: 12/15/05 08:30 AM 07

12/15/05 08:30 AM 07 TRIAL BY JURY

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Jean Dahlberg, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
001438	Kane, Edward R.	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y
006762	O'Brien, Timothy P.	Y

JURY PRESENT: Testimony and exhibits presented (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY: Court advised the deft. of his rights to make a sworn or unsworn statement. Conference at the Bench. Instructions settled on the record.

JURY PRESENT: Testimony and exhibits presented (See worksheets). Deft.

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 014

rests. Court instructed the jury. At the hour of 4:10 pm, jury retired to deliberate.

CONTINUED TO: 12/16/05 09:00 AM 08

12/16/05 09:00 AM 08 TRIAL BY JURY

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
001438	Kane, Edward R.	Y
005734	Pandukht, Taleen R.	Y
0001 D1	Budd, Glenford A	Y
PUBDEF	Public Defender	Y
003374	Brooks, Howard S.	Y
006762	O'Brien, Timothy P.	Y

CONTINUED DELIBERATIONS.

OUTSIDE THE PRESENCE OF THE JURY: Court advised counsel of the questions from the jury. Upon Court's inquiry, counsel agreed to have the Court Recorder be the official record for this proceeding. Court Clerk read the questions for the record. Court and counsel agreed on an answer and provided the answer to the jury.

CONTINUED DELIBERATIONS.

JURY PRESENT: At the hour of 4:05 pm, Jury returned with a PENALTY VERDICT as to COUNT 1 - LIFE IN PRISON WITHOUT THE POSSIBILITY OF PAROLE; COUNT 2 - LIFE IN PRISON WITHOUT THE POSSIBILITY OF PAROLE; and COUNT 3 - LIFE IN PRISON WITHOUT THE POSSIBILITY OF PAROLE. Court THANKED and EXCUSED the jury. COURT ORDERED, matter referred to the Division of Parole and Probation (P & P) and set for sentencing; Deft. REMANDED TO CUSTODY.

CUSTODY

2/01/06 9:00 AM SENTENCING

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 015

01/30/06 09:00 AM 00 STATUS CHECK (WITNESS)

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/RecorderPARTIES: STATE OF NEVADA
001438 Kane, Edward R.
0001 D1 Budd, Glenford A

Y

Y

Y

At the request of counsel, COURT ORDERED, matter CONTINUED; FURTHER, Deft's
sentencing CONTINUED.

CUSTODY

2/22/06 9:00 SENTENCING

CONTINUED TO: 02/15/06 09:00 AM 01

02/15/06 09:00 AM 01 STATUS CHECK (WITNESS)

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Michelle Jones/mj, Relief Clerk
Jo Anne Pierpont, Reporter/RecorderPARTIES: STATE OF NEVADA
005734 Pandukht, Taleen R.
001438 Kane, Edward R.
0001 D1 Budd, Glenford A
PUBDEF Public Defender
008638 Rivera-Rogers, Mariteresa

Y

Y

Y

Y

Y

Y

At the request of the State and there being no opposition, COURT ORDERED,
matter CONTINUED.

CUSTODY

CONTINUED TO: 03/06/06 09:00 AM 02

CONTINUED ON PAGE: 017

CRIMINAL COURT MINUTES

03-C-193182-C STATE OF NEVADA

vs Budd, Glenford A

CONTINUED FROM PAGE: 016

02/22/06 09:00 AM 01 SENTENCING

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/RecorderPARTIES: STATE OF NEVADA
001438 Kane, Edward R.

0001 D1 Budd, Glenford A
PUBDEF Public Defender
003374 Brooks, Howard S.

Y

Y

Y

Y

Y

DEFT. BUDD ADJUDGED GUILTY of COUNT 1 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F), COUNT 2 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F) and COUNT 3 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F). Argument by Mr. Kane. Speaker, Linda Moore, sworn and testified. Statement by Mr. Brooks. COURT ORDERED, in addition to the \$25 Administrative Assessment fee, \$150 DNA Analysis fee including testing to determine genetic markers and \$28,500 Restitution, Deft SENTENCED as to COUNT 1 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE plus an equal and CONSECUTIVE LIFE WITHOUT THE POSSIBILITY OF PAROLE for use of a deadly weapon; as to COUNT 2 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE plus an equal and CONSECUTIVE LIFE WITHOUT THE POSSIBILITY OF PAROLE for use of a deadly weapon to run CONSECUTIVE to Count 1; and as to COUNT 3 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE plus an equal and CONSECUTIVE LIFE WITHOUT THE POSSIBILITY OF PAROLE for use of a deadly weapon to run CONSECUTIVE to Count 2 with 995 DAYS credit for time served.

NDC

03/06/06 09:00 AM 02 STATUS CHECK (WITNESS)

HEARD BY: Nancy M Saitta, Judge; Dept. 18

OFFICERS: Kristen Brown, Court Clerk
Jo Anne Pierpont, Reporter/RecorderPARTIES: STATE OF NEVADA
001438 Kane, Edward R.

Y

Y

Mr. Kane stated this matter is resolved. COURT ORDERED, matter OFF CALENDAR.

03/23/06

CASE NO. 03-C-193182-C

E X H I B I T S

2:04 PM

CASE STATUS: ACTIVE

STATE OF NEVADA .

[] vs Budd, Glenford A

[]

<u>NO.</u>	<u>CODE</u>	<u>EXHIBIT DESCRIPTION</u>	<u>SUB</u>	<u>OF/OB</u>	<u>DATE</u>	<u>S</u>
0001	P	/JUSTICE COURT	S	/	06/26/03	V

Certification of Copy

State of Nevada

County of Clark

} SS:

I, Shirley B. Parraguirre, the duly elected, qualifying and acting Clerk of Clark County, in the State of Nevada, and Ex-Officio Clerk of the District Court, do hereby certify that the foregoing is a true, full and correct copy of the original:

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT
DOCKET ENTRIES; JUDGMENT OF CONVICTION (JURY TRIAL); DISTRICT COURT
MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

GLENFORD ANTHONY BUDD,

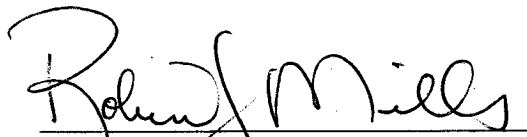
Defendant(s),

)
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) Case No: C193182
) Dept No: XVIII
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now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
this 23 day of March 2006.

Shirley B. Parraguirre, Clark County Clerk


Robin J. Mills, Deputy Clerk