

1 REWARD T. POLK #72439
2 L.C.C. P.O. Box 359
3 Lovelock, Nevada 89419
4 Pro-se sui juris

FILED

JAN 18 11 06 AM '08

Chief Clerk
CLERK OF THE COURT

FILED

JAN 24 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY L. Alvarado
DEPUTY CLERK

6 In The Eighth Judicial District Court
7 of the State of Nevada
8 In and for the County of Clark

11 The State of Nevada
12 -Plaintiff-
13 vs
14 REWARD TRUMAN POLK
15 -Defendant-
16
17
18
19

No. 50949
C/166490
17
case no. ~~506166490~~

NOTICE OF APPEAL.

20 Notice is hereby given that REWARD T. POLK
21 in pro-se sui juris, defendant above-named
22 hereby appeals to the Supreme Court of
23 Nevada from the order entered on December
24 2006 DENYING the Motion to vacate,
25 set aside or correct illegal sentence or
26 consolidated Writ of Error.

RECEIVED
2008
JAN 24 2008
TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY L. Alvarado
DEPUTY CLERK

JAN 18 2008
CLERK OF THE COURT

In Pro-se sui juris 101. Re Polk 08-01907
REWARD T. POLK #72439

1 ASTA

FILED

2008 JAN 22 A 11:33

4 **DISTRICT COURT**
5 **CLARK COUNTY, NEVADA**

Chris [Signature]
CLERK OF THE COURT

7 STATE OF NEVADA,

8 Plaintiff(s),

9 vs.

10 RENARD T. POLK,

11 Defendant(s),

) Case No: C166490

) Dept No: XVII

13
14 **CASE APPEAL STATEMENT**

15 1. Appellant(s): RENARD T. POLK

16 2. Judge: MICHAEL VILLANI

17 3. All Parties, District Court:

18 Plaintiff, THE STATE OF NEVADA

19 Defendant(s), RENARD T. POLK

20 4. All Parties, Appeal:

21 Appellant(s), RENARD T. POLK

22 Respondent, THE STATE OF NEVADA

23 5. Appellate Counsel:

24 *Appellant/Proper Person*
25 Renard T. Polk #72439
26 P.O. Box 359
27 Lovelock, NV 89419

Respondent
David Roger, District Attorney
200 Lewis Ave.
Las Vegas, NV 89101
(702) 671-2700

1 6. District Court Attorney, Appointed

2 7. On Appeal, N/A

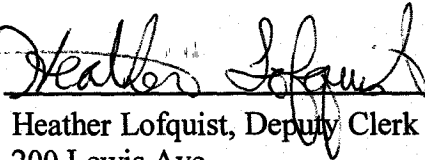
3 8. Forma Pauperis, N/A

4 9. Date Commenced in District Court: April 12, 2000

5 Dated This 22 day of January 2008.

6 Charles J. Short, Clerk of the Court

7
8 By:



Heather Lofquist, Deputy Clerk

200 Lewis Ave

PO Box 551601

Las Vegas, Nevada 89155-1601

(702) 671-0512

DATE: 01/22/08
CASE NO. 00-C-166490-C

I N D E X

TIME 11:23 AM
JUDGE: Villani, Michael

STATE OF NEVADA

[] vs Polk, Renard T

[]

0001 D1 Renard T Polk
P O Box 359
Lovelock, NV 89419
?????? ## UNKNOWN ##

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0001	04/12/00	CBO	/CRIMINAL BINDOVER Fee \$0.00				
0002	04/12/00	ARRN	/INITIAL ARRAIGNMENT	0001		04/18/00	
0003	04/13/00	INFO	/INFORMATION	0001		04/13/00	
0004	04/18/00	PET	/FILING OF AMENDED INFORMATION	0001		04/25/00	
0005	04/18/00	ARRN	/ARRAIGNMENT CONTINUED	0001		04/25/00	
0006	04/25/00	MOT	/ALL PENDING MOTIONS 4/25/00	0001		04/25/00	
0007	04/25/00	OCAL	/FURTHER PROCEEDINGS: PSYCHOLOGICAL EVALUATION	0001		08/01/00	
0008	05/02/00	ORDR	/ORDER AUTHORIZING PSYCHOLOGICAL EVALUATION	0001			
0009	05/30/00	ORDR	/ORDER AUTHORIZING PSYCHOLOGICAL EVALUATION	0001			
0010	05/30/00	ORDR	/ORDER ALLOWING CONTACT VISIT	0001			
0011	07/12/00	ORDR	/ORDER AUTHORIZING PSYCHOLOGICAL EVALUATION	0001		07/11/00	
0012	08/04/00	TRAN	/REPORTER'S TRANSCRIPT OF UNCONDITIONAL WAIVER OF PRELIMINARY HEARING	0001		04/11/00	
0013	08/17/00	ORDR	/ORDER COMMITMENT	0001			
0014	09/27/00	ORDR	/ORDER	0001			
0015	10/19/00	HEAR	/AT THE REQUEST OF COURT ADMINISTRATION: STATUS CHECK	0001		11/02/00	
0016	10/19/00	ORDR	/ORDER	0001			
0017	11/02/00	OCAL	/NEGOTIATIONS AND/OR TRIAL SETTING	0001		11/22/00	
0018	11/02/00	OTTE	/ORDER TO TRANSPORT DEFENDANT	0001		11/02/00	
0019	11/02/00	JUDG	/FINDINGS OF COMPETENCY	0001		11/02/00	
0020	11/22/00	CALC	/CALENDAR CALL	0001		03/22/01	
0021	11/22/00	JURY	/TRIAL BY JURY VJ 3/22/01	0001	VC	03/26/01	
0022	11/22/00	INFO	/AMENDED INFORMATION	0001		11/22/00	
0023	12/15/00	MOT	/DEFT'S MOTION FOR DISCOVERY	0001	OC	12/27/00	
0024	01/23/01	ROC	/RECEIPT OF COPY	0001		12/15/00	
0025	03/12/01	MOT	/POLK'S MOTION IN LIMINE PRIOR BAD ACTS VJ 3/22/01	0001	VC	03/26/01	
0026	03/12/01	LIST	/NOTICE OF WITNESSES AND NOTICE OF EXPERT WITNESSES	0001			
0027	03/12/01	REQT	/EX-PARTE MOTION FOR APPOINTMENT OF COUNSEL AND FOR PAYMENT OF EXPENSES	0001			
0028	03/12/01	ROC	/RECEIPT OF COPY	0001		03/12/01	
0029	03/22/01	CALC	/CALENDAR CALL	0001		07/26/01	
0030	03/22/01	JURY	/TRIAL BY JURY VJ 7/26/01	0001	VC	07/30/01	
0031	04/13/01	MOT	/DEFT'S MOTION FOR O.R. RELEASE OR BAIL REDUCTION	0001	DN	04/18/01	
0032	04/13/01	ROC	/RECEIPT OF COPY	0001		04/13/01	
0033	04/17/01	OPPS	/STATES OPPOSITION TO DEFENDANTS MOTION FOR OWN RECOGNIZANCE RELEASE FOR	S S			Y
HOUSE ARREST OR IN THE ALTERNATIVE FOR SETTING OF REASONABLE BAIL							
0034	04/24/01	ORDR	/ORDER DENYING DEFENDANTS MOTION FOR OWN RECOGNIZANCE RELEASE FOR HOUSE ARREST	0001 0001	HG	04/18/01	Y

(Continued to page 2)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
OR IN THE ALTERNATIVE FOR SETTING OF REASONABLE BAIL						
0035	07/13/01	MOT /STATE'S MOTION: ADMIT EVIDENCE OF OF OTHER CRIMES ACTS AND WRONGS	0001	GR	08/08/01	
0036	07/10/01	LIST/AMENDED NOTICE OF WITNESSES AND NOTICE OF EXPERT WITNESSES	0001			
0037	07/26/01	CALC/CALENDAR CALL	0001		10/04/01	
0038	07/26/01	JURY/TRIAL BY JURY	0001		10/08/01	
0039	07/26/01	ARGU/ARGUMENT/DECISION	0001	DN	08/08/01	
0040	07/26/01	MOT /ALL PRETRIAL MOTIONS	0001		08/08/01	
0041	07/13/01	MOT /MTN TO ENDORSE DEFT'S MTN OF PRE-TRIAL WRIT OF HC FOR DISMISSAL OF THE INFO	0001	DN	08/08/01	
0042	07/26/01	MOT /ALL PENDING MOTIONS 7/26/01	0001		07/26/01	
0043	07/24/01	RSPN/DEFENDANTS RESPONSE TO STATES NOTICE OF MOTION AND MOTION TO ADMIT EVIDENCE	0001			Y
OF OTHER CRIMES WRONGS OR ACTS						
0044	08/01/01	ROC /RECEIPT OF COPY	0001		07/25/01	
0045	08/01/01	ROC /RECEIPT OF COPY	0001		07/18/01	
0046	08/02/01	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO ENDORSE DEFENDANTS MOTION OF	0001			Y
PRE-TRAIL WRIT OF HABEAS CORPUS FOR DISMISSAL OF THE INFORMATION						
0047	08/06/01	REQT/MOTION TO ENDORSE DEFENDANTS MEMORANDUM OF NOTICE IN SUPPORT OF	0001			Y
DISMISSAL						
0048	08/09/01	LIST/NOTICE OF WITNESSES	0001			
0049	03/21/01	ORDR/EX PARTE ORDER GRANTING EXPARTE MOTION FOR APPOINTMENT OF COUNSEL AND FOR	0001			Y
PAYMENT OF EXPENSES						
0050	08/08/01	MOT /ALL PENDING MOTIONS 8/8/01	0001		08/08/01	
0051	10/04/01	HEAR/PETROCELLI HEARING/ DEFT'S WRIT OF MANDAMUS VJ 1/03/02	0001	VC	01/07/02	
0052	10/04/01	ORDR/ORDER ALLOWING CONTACT VISIT	0001			
0053	10/08/01	CALC/CALENDAR CALL	0001		01/03/02	
0054	10/08/01	JURY/TRIAL BY JURY	0001		01/10/02	
0055	10/08/01	MOT /ALL PENDING MOTIONS 10-8-01	0001		10/08/01	
0056	01/03/02	PET /PRETRIAL PETITION WRIT OF HABEAS CORPUS	0001			
0057	01/07/02	INFO/SECOND AMENDED INFORMATION	0001		01/07/02	
0058	01/07/02	TRB /TRIAL BEGINS				
0059	01/07/02	JLST/DISTRICT COURT JURY LIST	0001			
0060	01/07/02	INFO/SECOND AMENDED INFORMATION	0001		01/07/02	
0061	01/07/02	CINF/INFORMATION CORRECTED IN OPEN COURT	0001		01/09/02	
0062	01/10/02	TRE /TRIAL ENDS	0001			
0063	01/10/02	SENT/SENTENCING	0001	GR	03/14/02	
0064	01/11/02	NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT			01/07/02	
0065	01/10/02	INST/INSTRUCTIONS TO THE JURY (INSTRUCTION NO 1)	0001			
0066	01/10/02	VER /VERDICT	0001		01/10/02	
0067	01/29/02	REQT/EX PARTE MOTION FOR ORDER TO APPOINT INVESTIGATOR AND ORDER FOR EXCESS	0001			Y
INVESTIGATIVE FEES						
0068	01/31/02	ORDR/ORDER GRANTING EX PARTE MOTION TO APPOINT PRIVATE INVESTIGATOR	0001		01/31/02	
0069	03/14/02	MOT /CHRISTOPHER ORAM'S MOTION TO WITHDRAW AS COUNSEL / APPOINT APP. COUNSEL	0001	GR	03/20/02	

(Continued to page 3)

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0070	03/20/02		CSCL/CASE CLOSED			03/20/02	
0071	03/26/02		ORDR/ORDER APPOINTING COUNSEL	0001			
0072	04/01/02		JMNT/ADMINISTRATION/ASSESSMENT FEE	0001		04/02/02	
0073	04/01/02		JMNT/GENETIC TESTING FEE	0001		04/02/02	
0074	04/01/02		JMNT/JUDGMENT OF RESTITUTION	0001		04/02/02	
0075	04/01/02		JUDG/JUDGMENT OF CONVICTION - PLEA OF GUILTY	0001		04/01/02	
0076	04/03/02		NOAS/NOTICE OF APPEAL	0001	AP	04/03/02	
0077	04/03/02		STAT/CASE APPEAL STATEMENT	0001			
0078	04/25/02		TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	0001		08/08/01	
0079	04/25/02		TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	0001		10/04/01	
0080	04/25/02		TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	0001		10/08/01	
0081	04/25/02		TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	0001		01/03/02	
0082	04/25/02		TRAN/REPORTER'S TRANSCRIPT OF JURY VOIR DIRE VOL. 1	0001 0001		01/07/02	
0083	04/25/02		TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL VOL. II	0001 0001		01/07/02	
0084	04/25/02		TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL VOLUME III	0001 0001		01/08/02	
0085	04/25/02		TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL VOLUME IV	0001 0001		01/09/02	
0086	04/25/02		TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	0001		03/20/02	
0087	04/25/02		TRAN/REPORTER'S TRANSCRIPT RE: FURTHER PROCEEDINGS: PSYCHOLOGICAL EVALUATION	0001 0001		08/01/00	
0088	04/25/02		TRAN/REPORTER'S TRANSCRIPT RE: AT THE REQUEST OF COURT ADMISISTRATION: STATUS CHECK	0001 0001		11/02/00	
0089	04/25/02		TRAN/REPORTER'S TRANSCRIPT RE: DEFENDANT'S MOTION FOR DISCOVERY	0001 0001		12/27/00	
0090	04/25/02		TRAN/REPORTER'S TRANSCRIPT RE: DEFT'S MOTION FOR OWN RECOGNIZANCE RELEASE, FOR HOUSE ARREST, OR FOR SETTING OF REASONABLE BAIL	0001 0001		04/18/01	Y
0091	04/25/02		CERT/CERTIFICATE OF MAILING	0001		04/25/02	
0092	05/22/02		TRAN/REPORTER'S TRANSCRIPT OF CALENDAR CALL	0001		07/26/01	
0093	05/22/02		TRAN/REPORTER'S TRANSCRIPT OF SENTENCING	0001		03/14/02	
0094	05/01/03		ORDR/ORDER AUTHORIZING PAYMENT FOR FEES FOR PSYCHOLOGICAL EVALUATION	0001 0001			
0095	09/23/03		JMNT/CLERK'S CERTIFICATE JUDGMENT AFFIRMED	0001		09/24/03	
0096	12/05/03		EXPR/EX PARTE ORDER GRANTING ATTORNEYS FEES IN EXCESS OF STATUTORY LIMIT AND	0001 0001		12/05/03	Y
COSTS							
0097	12/11/03		WOA /NOTICE OF WITHDRAWAL AS ATTORNEY OF RECORD	0001 0001		12/11/03	
0098	12/17/03		AFFT/AFFIDAVIT OF COMPLAINT	0001			
0099	02/25/04		AFFT/AFFIDAVIT OF COMPLAINT	0001			
0100	03/11/04		AFFT/AFFIDAVIT OF COMPLAINT	0001			
0101	05/04/04		CASO/CASE (RE)OPENED			05/04/04	
0102	05/04/04		MOT /DEFT'S PRO PER MTN WITHDRAWAL ATTY/29	0001	GR	05/17/04	
0103	05/17/04		CSCL/CASE CLOSED			05/17/04	
0104	07/02/04		NOTC/NOTICE OF EXHIBITS TO MEMORANDUM OF EXHIBITS IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)			07/01/04	Y
0105	07/01/04		REQT/MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS	0001 0001			

(Continued to page 4)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0106	07/01/04	REQT/EX PARTE MOTION FOR APPOINTMENT OF COUNSEL AND REQUEST FOR EVIDENTIARY HEARING	0001 0001			Y
0107	07/01/04	AFFD/AFFIDAVIT IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS POST CONVICTION	0001 0001			
0108	07/01/04	REQT/MOTION FOR DISQUALIFICATION OR RECUSAL OF JUDGE	0001 0001			
0109	07/01/04	PTAT/MEMORANDUM OF POINTS AND AUTHORITIES AND LEGAL ARGUMENT IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS	0001 0001			Y
0110	07/01/04	PET /PETITION FOR WRIT OF HABEAS CORPUS POST CONVICTION	0001 0001			
0111	07/01/04	MEMO/MEMORANDUM OF EXHIBITS IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS POST CONVICTION	0001 0001			Y
0112	07/07/04	CASO/CASE (RE)OPENED			07/07/04	
0113	07/07/04	PET /DEFT'S PTN FOR WRIT OF HABEAS CORPUS	0001	DN	09/08/04	
0114	07/07/04	PPOW/ORDER FOR PETITION FOR A WRIT OF HABEAS CORPUS	0001 0001	SH	09/08/04	
0115	08/31/04	RSPN/STATES RESPONSE TO DEFENDANTS PETITION FOR WRIT OF HABEAS CPRPUS POST CONICTION	0001 0001			
0116	09/14/04	JUDG/FINDINGS OF FACTS, CONCLUSIONS OF LAW AND ORDER	0001 0001	GR	09/14/04	
0117	09/16/04	NOED/NOTICE OF ENTRY OF DECISION AND ORDER	0001		09/14/04	
0118	10/08/04	NOAS/NOTICE OF APPEAL	0001	AP	10/08/04	
0119	10/11/04	STAT/CASE APPEAL STATEMENT	0001			
0120	11/02/04	CASO/CASE (RE)OPENED - RECORD ON APPEAL			11/02/04	
0121	11/08/04	CSCL/CASE CLOSED			11/08/04	
0122	01/27/05	APCL/APPEAL TO SUPREME COURT: CLOSED 44087		GR	01/25/05	
0123	02/09/05	JMNT/AMENDED JUDGMENT	0001		02/10/05	
0124	02/09/05	AJOC/AMENDED JUDGMENT OF CONVICTION	0001		02/09/05	
0125	02/25/05	CCJA/NEVADA SUPREME COURT CLERKS CERTIFICATE/JUDGMENT - AFFIRMED/REMAND	0001 0001		02/25/05	
0126	02/25/05	JMNT/CLERK'S CERTIFICATE AFFIRMED/REMANDED	S		03/05/05	
0127	12/16/06	ASSG/Reassign Case From Judge Bonaventure To Judge Brennan				
0128	04/29/07	ASSG/Reassign Case From Judge Brennan To Judge Villani				
0129	12/08/07	CASO/CASE (RE)OPENED			12/08/07	
0130	12/07/07	MOT /DEFT'S PRO PER MTN TO VACATE /SET ASIDE OR CORRECT/31	0001 0001	DN	12/18/07	
0131	12/17/07	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO VACATE SET ASIDE OR CORRECT ILLEGAL SENTENCE OR JUDGMENT/CONSOLIDATED WRIT OF ERROR	0001 0001			Y
0132	12/21/07	CCPD/CASE CLOSED PER DEPARTMENT			12/21/07	
0133	12/31/07	ORDR/ORDER DENYING DEFENDANTS MOTION TO VACATE SET ASIDE OR CORRECT ILLEGAL SENTENCE OR JUDGMENT/CONSOLIDATED WRIT OF ERROR	0001 0001	HG	12/18/07	Y
0134	01/18/08	NOAS/NOTICE OF APPEAL	0001	AP	01/18/08	

1 **ORDR**

2 DAVID ROGER
3 Clark County District Attorney
4 Nevada Bar #002781
5 NELL KEENAN
6 Deputy District Attorney
7 Nevada Bar #008822
8 200 Lewis Avenue
9 Las Vegas, NV 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

9
FILED

DEC 31 1 24 PM '07

Chaf
CLERK OF THE COURT

ORIGINAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

10 THE STATE OF NEVADA,
11 Plaintiff,

12 -vs-

13 RENARD T. POLK,
14 #1521718

15 Defendant.

Case No. C166490
Dept No. XVII

17 **ORDER DENYING DEFENDANT'S MOTION TO VACATE, SET-ASIDE,**
18 **OR CORRECT ILLEGAL SENTENCE OR JUDGMENT/**
19 **CONSOLIDATED WRIT OF ERROR**

20
21 DATE OF HEARING: DECEMBER 18, 2007
22 TIME OF HEARING: 8:30 A.M.

23 THIS MATTER having come on for hearing before the above entitled Court on the
24 18TH day of December, 2007, the Defendant not being present, IN PROPER PERSON, the
25 Plaintiff being represented by DAVID ROGER, District Attorney, through NELL KEENAN,
26 Deputy District Attorney, and the Court having heard the arguments of counsel and good
27 cause appearing therefor,

27 // **RECEIVED**

28 // **DEC 31 2007**

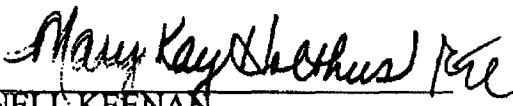
CLERK OF THE COURT

1 **IT IS HEREBY ORDERED** that the DEFENDANT'S MOTION TO VACATE,
2 SET-ASIDE, OR CORRECT ILLEGAL SENTENCE OR JUDGMENT/CONSOLIDATED
3 WRIT OF ERROR, shall be, and is DENIED.

4 DATED this 28 day of December, 2007.

5
6 
7 _____
8 DISTRICT JUDGE 22

9 DAVID ROGER
10 DISTRICT ATTORNEY
11 Nevada Bar #002781

12 
13 _____
14 NELL KEENAN
15 Deputy District Attorney
16 Nevada Bar #008822

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28 hjc/SVU

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA vs Polk, Renard T

04/18/00 08:00 AM 00 INITIAL ARRAIGNMENT

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: CONNIE KALSKI, Court Clerk
ROBERT MINTUN, Reporter/Recorder

PARTIES: STATE OF NEVADA Y
003814 Holthus, Mary Kay Y

0001 D1 Polk, Renard T Y
004349 Oram, Christopher R. Y

Mr. Oram advised the matter was negotiated, however, Defendant now wishes to proceed to trial. Negotiations stated by Ms. Holthus. COURT ORDERED, matter CONTINUED for Arraignment and filing of an Amended Information.

CUSTODY

4/25/00 8:00 AM ARRAIGNMENT CONTINUED & FILING OF AMENDED INFORMATION.

04/25/00 08:00 AM 00 ALL PENDING MOTIONS 4/25/00

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: NORA PENA, Court Clerk
ROBERT MINTUN, Reporter/Recorder

PARTIES: STATE OF NEVADA Y
004630 Hendricks, Craig L. Y

0001 D1 Polk, Renard T Y
004349 Oram, Christopher R. Y

FILING OF AMENDED INFORMATION...ARRAIGNMENT CONTINUED

Mr. Oram advised matter was negotiated in Justice Court, the deft. has indicated reservations and moved to have his client psychologically evaluated but he does not want the plea offer to go away. Mr. Hendricks advised he did not have the file but had no objection to going along with it. Court directed counsel to have deft. evaluated by a doctor and ORDERED, matter set for further proceedings.

CUSTODY

5/23/00 8:00 AM FURTHER PROCEEDINGS: EVALUATION

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 001

05/23/00 08:30 AM 00 FURTHER PROCEEDINGS: PSYCHOLOGICAL
EVALUATION

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: NORA PENA, Court Clerk
ROBERT MINTUN, Reporter/Recorder

PARTIES: STATE OF NEVADA Y
003814 Holthus, Mary Kay Y
0001 D1 Polk, Renard T Y
004349 Oram, Christopher R. Y

Mr. Oram advised he received the order back and requested more time for a psychological evaluation. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 06/13/00 08:30 AM 01

06/13/00 08:30 AM 01 FURTHER PROCEEDINGS: PSYCHOLOGICAL
EVALUATION

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: CONNIE KALSKI, Court Clerk
ROBERT MINTUN, Reporter/Recorder

PARTIES: STATE OF NEVADA Y
003814 Holthus, Mary Kay Y
0001 D1 Polk, Renard T Y
004349 Oram, Christopher R. Y

Mr. Oram advised the psychological evaluation is not yet completed and requested another ten days. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 06/27/00 08:30 AM 02

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 002

06/27/00 08:30 AM 02 FURTHER PROCEEDINGS: PSYCHOLOGICAL
EVALUATION

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: NORA PENA, Court Clerk
DEBRA VAN BLARICOM, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	000477 Bell, Stewart L.	Y
	003814 Holthus, Mary Kay	Y
	0001 D1 Polk, Renard T	Y
	004349 Oram, Christopher R.	Y

Mr. Oram advised this is from a special unit with Mary Kay Holthus, he has a report that recommends the Deft. be sent to Lakes Crossing and has heard nothing from the State. Upon Court's inquiry, Mr. Oram agreed he would need a second psych report. Deft's mother present, asked for an O.R. release. Court stated "no" because the Court needs to be satisfied with Deft's mental status. Mr. Oram requested 3 weeks. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 07/18/00 08:30 AM 03

07/18/00 08:30 AM 03 FURTHER PROCEEDINGS: PSYCHOLOGICAL
EVALUATION

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: NORA PENA, Court Clerk
ROBERT MINTUN, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	004630 Hendricks, Craig L.	Y
	0001 D1 Polk, Renard T	Y
	004349 Oram, Christopher R.	Y

Mr. Oram advised he doesn't have the report, the doctor saw the Deft. yesterday, he will call the doctor this morning to get the report and requested one week continuance. COURT ADMONISHED MR. ORAM regarding 6 continuances and ORDERED, matter continued.

CUSTODY

CONTINUED TO: 08/01/00 08:30 AM 04

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 003

08/01/00 08:30 AM 04 FURTHER PROCEEDINGS: PSYCHOLOGICAL
EVALUATION

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: NORA PENA, Court Clerk
ROBERT MINTUN, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
003814	Holthus, Mary Kay	Y
0001 D1	Polk, Renard T	Y
004349	Oram, Christopher R.	Y

Mr. Oram advised pursuant to Dr. Jurasky's report he would need more time to exam the Deft. and states he is mentally ill. However Mr. Oram requested Deft. be sent to Lakes Crossing. Ms. Holthus concurred with Mr. Oram and noted the doctor came up with weird conclusions. Pursuant to NRS 178.425, COURT ORDERED, defendant REMANDED to the custody of the Administrator of the Mental Hygiene and Mental Retardation Division for the Department of Human Resources for detention and treatment at a secure facility operated by the Mental Hygiene and Mental Retardation Division.

CUSTODY - LAKES CROSSING

11/02/00 08:30 AM 00 AT THE REQUEST OF COURT ADMINISTRATION:
STATUS CHECK

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: NORA PENA, Court Clerk
ROBERT MINTUN, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005218	Peterson, Tamara M.	Y
0001 D1	Polk, Renard T	N
004349	Oram, Christopher R.	Y

Ms. Peterson advised deft is not present but at Lakes Crossing and moved to file ORDER OF FINDINGS OF COMPETENCY AND ORDER TO TRANSPORT DEFENDANT IN OPEN COURT. Orders executed in open court. Ms. Peterson advised Deft. waived before negotiations then was going to back out, she asked to file the amended information but can wait pursuant to Court's suggestion. Mr. Oram advised the Deft. has had an opportunity to have a psych evaluation and may come down and want the deal. No objection by Ms. Peterson and advised the deal is still open. COURT ORDERED, Deft. found competent and Deft. to be transported; matter set for negotiations and/or trial setting.

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 004

CUSTODY

11/22/00 8:30 AM NEGOTIATIONS AND/OR TRIAL SETTING

11/22/00 08:30 AM 00 NEGOTIATIONS AND/OR TRIAL SETTING

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: NORA PENA, Court Clerk
ROBERT MINTUN, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	003814 Holthus, Mary Kay	Y
	0001 D1 Polk, Renard T	Y
	004349 Oram, Christopher R.	Y

Court advised has declared Deft. competent. Mr. Oram requested to set a trial date because he wanted to talk with the Deft. Ms. Holthus moved to file an Amended Information. After review of it, Mr. Oram advised he thought this was a robbery. Ms. Holthus advised if there is a problem she can file another one. CONFERENCE AT THE BENCH. AMENDED INFORMATION FILED IN OPEN COURT. Upon Court's inquiry, Deft. advised his TRUE MIDDLE NAME is TRUMAN. COURT SO ORDERED. DEFENDANT POLK ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE. COURT ORDERED, matter set for trial.

CUSTODY

3/22/01 8:30 AM CALENDAR CALL

3/26/01 9:30 AM JURY TRIAL

12/27/00 08:30 AM 00 DEFT'S MOTION FOR DISCOVERY

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: SHARRY FRASCARELLI, Relief Clerk
CARRIE HANSEN, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005873 Benedict, Susan M.	Y
	0001 D1 Polk, Renard T	Y
	004349 Oram, Christopher R.	Y

Mr. Oram advised he talked with Ms. Holthus regarding information he is seeking on statements the Deft may have made concerning this case. Further, the Deft states he has previously been charged with this identical charge.

CONTINUED ON PAGE: 006

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 005

Mr. Oram advised as long as the information he is requesting is provided within two weeks, he will take this motion off calendar. COURT SO ORDERED and advised matter can be placed back on calendar if necessary. FURTHER ORDERED, trial date STANDS.

CUSTODY

03/22/01 08:00 AM 00 CALENDAR CALL

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: CAROLE D'ALOIA, Court Clerk
ROBERT MINTUN, Reporter/Recorder

PARTIES: STATE OF NEVADA
003814 Holthus, Mary Kay
0001 D1 Polk, Renard T
004349 Oram, Christopher R.

Y

Y

Y

Y

Upon Court's inquiry, Ms. Holthus advised she will not be ready for trial until Tuesday of next week since she is in trial. Mr. Oram advised he does not object to matter being continued as he has his investigator out looking for witnesses. Mr. Oram also advised he filed a motion that is calendared for Monday and will need to supplement that motion. COURT ORDERED, TRIAL DATE VACATED AND RESET AND 3/26/01 DATE VACATED.

CUSTODY

7/26/01 8:30 AM CALENDAR CALL

7/30/01 9:30 AM JURY TRIAL

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 006

04/18/01 08:00 AM 00 DEFT'S MOTION FOR O.R. RELEASE OR BAIL
REDUCTION

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: CAROLE D'ALOIA, Court Clerk
JANICE LISTON, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	003776 Monroe, Vicki J.	Y
	003814 Holthus, Mary Kay	Y
	0001 D1 Polk, Renard T	Y
	004349 Oram, Christopher R.	Y

Discussion between Court and Mr. Oram regarding a statement made by Defendant. Ms. Holthus explained she has been looking for the statement and it was finally located and she just received a copy from Metro Records and presented a copy to Mr. Oram. Statements by Court regarding the history of this case. COURT ORDERED, motion DENIED, BAIL STANDS AS SET. Statements by Defendant.

CUSTODY

07/23/01 08:30 AM 00 STATE'S MOTION: ADMIT EVIDENCE OF OF
OTHER CRIMES ACTS AND WRONGS

HEARD BY: John S. McGroarty, Judge; Dept. 16

OFFICERS: Carole D'Aloia, Court Clerk
Diann Prock, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	0001 D1 Polk, Renard T	Y

COURT ORDERED, matter CONTINUED FOR JUDGE BONAVENTURE'S DECISION.

CUSTODY

CLERK'S NOTE: CLERK NOTIFIED MS. HOLTHUS VIA E-MAIL REGARDING THE 7/26/01 CONTINUANCE DATE. CLERK ALSO PHONED MR. ORAM'S OFFICE AND LEFT A MESSAGE ON HIS VOICEMAIL WITH THE 7/26/01 CONTINUANCE DATE. CD

CONTINUED TO: 07/26/01 08:30 AM 01

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 007

07/26/01 08:30 AM 00 ALL PENDING MOTIONS 7/26/01

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Carole D'Aloia, Court Clerk
Shawn Ott, Reporter/RecorderPARTIES: STATE OF NEVADA
003814 Holthus, Mary Kay
0001 D1 Polk, Renard T
004349 Oram, Christopher R.Y
Y
Y
Y

STATE'S MOTION TO ADMIT EVIDENCE OF OTHER CRIMES, ACTS, OR WRONGS...CALENDAR CALL

Mr. Oram advised matter cannot be resolved and Defendant wants to proceed to trial. Ms. Holthus stated she has not received a witness list from defense counsel. Statements by Mr. Oram regarding the Supreme Court overturning the statute precluding the insanity defense. Court noted Mr. Oram filed a motion to continue the trial, which Ms. Holthus stated she did not receive. COURT ORDERED, TRIAL VACATED AND RESET. Court further noted Mr. Oram filed a motion to dismiss and, upon Court's inquiry, Ms. Holthus advised she needed two weeks to respond. Court admonished counsel for filing all these last minute motions stating they should have been filed a while ago and not the week before trial. COURT ORDERED, Ms. Holthus to file an opposition by 8/6/01, and instructed counsel to file any other motions by that same date, and matter set for ARGUMENT/DECISION.

CUSTODY

8/8/01 8:30 AM ARGUMENT/DECISION: MOTION TO DISMISS

8/8/01 8:30 AM ALL PRETRIAL MOTIONS

10/4/01 8:30 AM CALENDAR CALL

10/9/01 9:30 AM JURY TRIAL

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 008

08/08/01 08:30 AM 00 ALL PENDING MOTIONS 8/8/01

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Carole D'Aloia, Court Clerk
Tom Mercer, Reporter/RecorderPARTIES: STATE OF NEVADA
003814 Holthus, Mary Kay
0001 D1 Polk, Renard T
004349 Oram, Christopher R.Y
Y
Y
Y

ARGUMENT/DECISION MOTION TO ENDORSE DEFT'S MOTION OF PRE-TRIAL WRIT OF
HABEAS CORPUS FOR DISMISSAL OF THE INFORMATION...STATE'S MOTION TO ADMIT
EVIDENCE OF OTHER CRIMES, ACTS, OR WRONGS...ALL PRETRIAL MOTIONS

Court noted this matter was to have gone to trial but defense had filed a motion for additional time to seek out a different plea and inquired if a decision had been made. Mr. Oram advised he was going forward with an insanity defense. Discussion between Court and counsel regarding Defendant entering another plea, and it was decided that could be done at Calendar Call. As to Defendant's Motion to Endorse Defendant's Pre-Trial Writ of Habeas Corpus for Dismissal of the Information, Court noted this was prepared by the Defendant and Mr. Oram filed the motion with the proper endorsement. Statements by Defendant in support of his motion, Ms. Holthus stated her oppositions and Court stated its findings and, ORDERED, motion DENIED. Defendant presented a Memorandum of Notice Supporting Documents and, COURT ORDERED, motion DENIED and advised Defendant all motions should be filed by his attorney. As to State's Motion to Admit Evidence of Other Crimes, Acts, or Wrongs, COURT ORDERED, motion GRANTED with the caveat that the State present clear and convincing evidence in support of their motion. Court instructed Ms. Holthus to have Freda White present at Calendar Call and it will conduct a brief Petrocelli Hearing. Statement by Defendant. COURT FURTHER ORDERED, TRIAL DATE STANDS.

CUSTODY

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 009

10/04/01 08:30 AM 00 CALENDAR CALL

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: GEORGETTE BYRD/GB, Relief Clerk
Tom Mercer, Reporter/Recorder

PARTIES: STATE OF NEVADA
000477 Bell, Stewart L.
003814 Holthus, Mary Kay

0001 D1 Polk, Renard T
004349 Oram, Christopher R.

N
Y
Y

Y
Y

Mr. Oram stated he is ready for trial, however in September he heard the defendant was in a mental facility where there was a form with boxes checked indicating they did not know who this person is. Subsequent to that, we received jail records from 1999 and it mentions 6161 W. Charleston which leads me to believe the defendant is accurate to his statement. We are requesting to obtain those records for the psychiatrist and further requested a continuance.

Ms. Benedict DDA stated she is ready for trial and further stated counsel is only talking about a couple weeks of records, they may not even be available. The doctor should be able to evaluate the defendant bases on what he has. Ms. Benedict further stated she is having logistical problems. The victims are in foster care and the foster parents have stated they cannot bring the kids to Nevada and we will have to go through the case worker. We are still waiting for that information from the case worker.

Court noted this is a three year old case, and the facts presented do not convince the court that there are any records and the doctor should go with what he has.

Mr. Oram stated the defendant prepared a Pro Per Writ Mandamus yesterday without his knowledge and he is requesting to address it to the Court. Counsel approached. Upon Court's inquiry, the defendant stated he does not have a copy for the Court. COURT ORDERED, it will address defendant's writ on Monday afternoon after the petrocelli hearing. FURTHER ORDERED, trial will proceed on Monday at 9:30 where a jury will be picked. Counsel to present clear and convincing evidence at the petrocelli hearing calendared for 1:00PM on Monday.

CUSTODY

10/08/01 9:30 AM TRIAL BY JURY

10/08/01 1:00 PM PETROCELLI HEARING/DEFT'S WRIT MANDAMUS

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA vs Polk, Renard T
CONTINUED FROM PAGE: 010

10/08/01 08:30 AM 00 ALL PENDING MOTIONS 10-8-01

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Keith Reed, Relief Clerk
Tom Mercer, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005218	Peterson, Tamara M.	Y
0001 D1	Polk, Renard T	Y
004349	Oram, Christopher R.	Y

JURY TRIAL...PETROCELLI HEARING: DEFT'S WRIT OF MANDAMUS

Mr. Oram noted the State is having witness problems, specifically with the two accusers and he would have no objection and stipulate to continuing the trial for him to perform additional investigations. Ms. Peterson concurred stating she could not have her witnesses here until Friday. Upon stipulation of counsel, COURT ORDERED, trial VACATED and RESET; Petrocelli Hearing and Deft's Writ of Mandamus CONTINUED.

CUSTODY

1-3-02 8:30 AM CALENDAR CALL

1-7-02 9:30 AM JURY TRIAL...PETROCELLI HEARING: DEFT'S WRIT OF MANDAMUS

01/03/02 08:30 AM 00 CALENDAR CALL

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Nora Pena, Court Clerk
Tom Mercer, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
003814	Holthus, Mary Kay	Y
005218	Peterson, Tamara M.	Y
0001 D1	Polk, Renard T	Y
004349	Oram, Christopher R.	Y

DEFT'S PRETRIAL PETITION WRIT OF HABEAS CORPUS FILED IN OPEN COURT

Parties announced ready for trial. Court advised it didn't have the Writ of Mandamus and ORDERED, Writ OFF CALENDAR.

DEFT'S PRE-TRIAL PETITION FOR WRIT OF HABEAS CORPUS: Matter submitted by Mr. Oram. Ms. Holthus advised the Court previously ruled on the Deft's Pre-Trial

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 011

Writ of Habeas Corpus and she has not responded to the Writ filed today. Court advised it finds no double jeopardy violation, the Deft. has not been subjected to pre-arraignment delay nor has his first amendment rights have been violated due to forced medication and ORDERED, Renewed Petition of Writ DENIED and Trial STANDS for Monday at 9:30 AM.

STATE'S MOTION TO ADMIT EVIDENCE OF OTHER CRIMES, ACTS OR WRONGS: Argument by Ms. Holthus regarding the Deft's arrest by Metro Police and the sexual assault allegations by Freda White; she advised there are other issues of allegations by two other victims in another event which the State wishes to introduce as to the Deft's bad acts and she will have both children present for Mr. Oram to question. Ms. Holthus indicated the Court's Order expires Monday night. Mr. Oram advised after the jury is picked he can talk with the young ladies during lunch with Ms. Holthus present then they can argue the matter later. Court advised it will accommodate any way counsel request. Witness Officer John W. Schutt, sworn and testified. Argument by Ms. Holthus regarding the Deft. giving a false name to the Officer. Opposition by Mr. Oram and requested limiting instructions to the Officers testimony. Court stated it's findings and ORDERED, motion GRANTED and State precluded from allowing testimony by the Officer regarding any fight with Lopez or the Deft's prior juvenile arrest. Witness Freda A. White, sworn and testified. Argument by Ms. Holthus. Opposition by Mr. Oram to admit bad acts. Reply by Ms. Holthus. Court stated it's findings based on direct testimony and cross examination ORDERED, motion DENIED as to Freda White.

Mr. Oram advised he wanted the record to reflect he advised his client of the offer by the State but the Deft. wanted to invoke his right and proceed to trial, he also advised his client of the ramifications. Ms. Holthus advised she will withdraw the offer today with the State having the right to argue.

Court read a letter received by the Deft. and acknowledged his issues with no avail; further directed Mr. Oram to have his client dressed out and be prepared for a possible Miller Hearing.

CUSTODY

1/07/02 9:30 AM JURY TRIAL

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA vs Polk, Renard T

CONTINUED FROM PAGE: 012

01/07/02 09:30 AM 00 TRIAL BY JURY

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Carole D'Aloia, Court Clerk
Tom Mercer, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005218	Peterson, Tamara M.	Y
003814	Holthus, Mary Kay	Y
0001 D1	Polk, Renard T	Y
004349	Oram, Christopher R.	Y

Jury panel sworn. Introductions by counsel. Jury of twelve plus one alternate selected and sworn. Court invoked exclusionary rule. OUTSIDE THE PRESENCE OF THE JURY, Ms. Peterson moved to file Second Amended Information. Over the objections of Mr. Oram, COURT ORDERED, Second Amended Information FILED IN OPEN COURT. Miller Hearing, OUTSIDE THE PRESENCE OF THE JURY, to determine if prior allegations of sexual assault or abuse of victims is relevant in this matter. After hearing testimony, COURT ORDERED, motion DENIED. JURY PRESENT. Opening statements by counsel. Testimony and exhibits presented (see worksheet). OUTSIDE THE PRESENCE OF THE JURY, Court noted there was a disturbance in the hallway in front of the jury and admonished Ms. Leola Grays. Second Amended Information AMENDED BY INTERLINEATION on line page one, line 27, to reflect "...sixteen years..." Jury admonished and recessed for the evening.

CUSTODY

CONTINUED TO: 01/08/02 09:30 AM 01

01/08/02 09:30 AM 01 TRIAL BY JURY

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Carole D'Aloia, Court Clerk
Tom Mercer, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005218	Peterson, Tamara M.	Y
003814	Holthus, Mary Kay	Y
0001 D1	Polk, Renard T	Y
004349	Oram, Christopher R.	Y

Jury present. Testimony and exhibits continued (see worksheet). OUTSIDE THE PRESENCE OF THE JURY, Mr. Oram stated his objection to the discussion of Defendant's medical records. Court instructed counsel to have jury

CONTINUED ON PAGE: 014

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 013

instructions ready by tomorrow. Court advised Defendant of his constitutional right to not take the stand and asked Defendant if he understood, to which Defendant responded yes. Mr. Oram advised Defendant will probably testify. Testimony and exhibits continued (see worksheet). State rests. Defense witness testifies (see worksheet). Defense rests. Jury admonished and recessed for the evening.

CONTINUED TO: 01/09/02 09:30 AM 02

01/09/02 09:30 AM 02 TRIAL BY JURY

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Carole D'Aloia, Court Clerk
Tom Mercer, Reporter/Recorder

PARTIES: STATE OF NEVADA
003814 Holthus, Mary Kay
005218 Peterson, Tamara M.

0001 D1 Polk, Renard T
004349 Oram, Christopher R.

Y

Y

Y

Y

Y

OUTSIDE THE PRESENCE OF THE JURY, Mr. Oram moved for a mistrial and stated his reasons. COURT ORDERED, motion DENIED. Instructions settled. Second Amended Information AMENDED BY INTERLINEATION on page 1, line 25 and page 2, line 4 to reflect "...did on or between..." Jury present. Court instructed jury. Clsing arguments by counsel. At the hour of 11:15 AM the jury retired to deliberate. Court thanked and excused the alternate.

CONTINUED TO: 01/10/02 08:30 AM 03

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 014

01/10/02 08:30 AM 03 TRIAL BY JURY

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Carole D'Aloia, Court Clerk
Tom Mercer, Reporter/RecorderPARTIES: STATE OF NEVADA
004286 Herndon, Douglas W.
003649 Kephart, William D.

0001 D1 Polk, Renard T
004349 Oram, Christopher R.Y
Y
Y

Y
Y

Jury returned at 8:30 AM to continue deliberations. At the hour of 11:15 AM, the jury returned with a verdict of GUILTY of COUNT I - ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN (F), GUILTY OF COUNT II - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN (F) and NOT GUILTY of COUNT III. Jury polled. COURT ORDERED, matter set for SENTENCING in SIXTY (60) DAYS. Court thanked and exused the jury.

CUSTODY

3/14/02 8:30 AM SENTENCING

03/14/02 08:30 AM 00 SENTENCING

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Alona Candito, Court Clerk
Shawn Ott, Reporter/RecorderPARTIES: STATE OF NEVADA
003814 Holthus, Mary Kay

0001 D1 Polk, Renard T
004349 Oram, Christopher R.Y
Y

Y
Y

P & P represented by Officer Lizura. Pursuant to the jury verdict, Defendant POLK ADJUDGED GUILTY OF - COUNT I - ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN (F) AND COUNT II - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE (F). Statements by counsel and Defendant. Mr. Oram requested to be relieved as counsel after sentencing and Mr. Schieck be appointed. Opposition by Ms. Holthus. Statements by Defendant's mother and the Court. Statement by Defendant.

COURT ORDERED, in addition to \$25. Assessment Fee and \$250. D.N.A. Fee, Defendant POLK SENTENCED TO A TERM OF:

COUNT I - a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS and a MINIMUM of

CONTINUED ON PAGE: 016

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 015

FORTY-EIGHT (48) MONTHS in the Nevada Department of Corrections (NDC) and Defendant is Ordered to pay \$1,493.40 Restitution. COURT ORDERED, a SPECIAL SENTENCE of LIFETIME SUPERVISION is imposed to commence upon release from any term of probation, parole or imprisonment. Additionally, the Deft. is ORDERED to submit to a blood or saliva test to determine genetic status.

COUNT II - a MAXIMUM of LIFE in the NDC with a MINIMUM of TWO HUNDRED FORTY (240) MONTHS; COUNT II TO RUN CONSECUTIVELY TO COUNT I.

691 days credit for time served.

FURTHER, matter CONTINUED for Mr. Oram's Motion to Withdraw as Counsel / Appoint Appellate Counsel.

03/20/02 08:30 AM 00 CHRISTOPHER ORAM'S MOTION TO WITHDRAW
AS COUNSEL / APPOINT APP. COUNSEL

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Melissa Davis, Relief Clerk
Tom Mercer, Reporter/Recorder

PARTIES: STATE OF NEVADA
003814 Holthus, Mary Kay
0001 D1 Polk, Renard T
004349 Oram, Christopher R.

Y
Y
Y
Y

Mr. Oram advised his duties have been completed on this case and requested Mr. Schieck be appointed as appellate counsel. Objection by the State as to who will be appointed to represent Defendant on appeal. Upon Court's inquiry, Defendant waived any conflict with Mr. Schieck being appointed. COURT ORDERED, Mr. Schieck appointed as counsel, clerk to notify. Defendant inquired of the credit or time served he was given at sentencing. Court advised Defendant that a motion must be filed addressing that issue.

NDC

CLERK'S NOTE: Clerk called and advised Mr. Schieck's office of the appointment of counsel./md

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADA

vs Polk, Renard T

CONTINUED FROM PAGE: 016

05/17/04 08:30 AM 00 DEFT'S PRO PER MTN WITHDRAWAL ATTY/29

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Keith Reed, Court Clerk
Barbara Karp/bjk, Relief Clerk
Tom Mercer, Reporter/Recorder

PARTIES: STATE OF NEVADA
007916 Smith, Brandon B.

Y

Y

COURT ORDERED, Motion GRANTED; Clerk to notify Counsel to send a copy of records/file to Defendant.

NDC

CLERK'S NOTE: 5/18/04 Clerk called and advised Mr. Schieck's office./bjk

09/08/04 08:30 AM 00 DEFT'S PTN FOR WRIT OF HABEAS CORPUS

HEARD BY: Joseph T. Bonaventure, Judge; Dept. 6

OFFICERS: Keith Reed, Court Clerk
Tom Mercer, Reporter/Recorder

PARTIES: STATE OF NEVADA
007409 Kosewicz, Cheryl L.

Y

Y

Upon review of Deft's filings, Court sees no grounds to disqualify itself due to the late filing of Deft's Motion To Dismiss by the Court Clerk. Ms. Kosewicz concurred. COURT ORDERED, motion for recusal DENIED. As to Deft's Motion for Appointment Of Counsel and Petition for Writ Of Habeas Corpus, Court stated findings and ORDERED, motion/Petition DENIED; State to prepare the order.

NDC

CRIMINAL COURT MINUTES

00-C-166490-C STATE OF NEVADAvs Polk, Renard T

CONTINUED FROM PAGE: 017

12/18/07 08:15 AM 00 DEFT'S PRO PER MTN TO VACATE /SET ASIDE
OR CORRECT/31

HEARD BY: Michael Villani, Judge; Dept. 17

OFFICERS: Kristen Brown, Court Clerk
Michelle Ramsey, Reporter/Recorder

PARTIES: STATE OF NEVADA
 008822 Keenan, Nell

Y

Y

Court stated the deft. was lawfully sentenced within the statutory provisions and the motion was untimely filed, therefore, ORDERED, Motion DENIED.

NDC

01/22/08
CASE NO. 00-C-166490-C

E X H I B I T S

11:23 AM
CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Polk, Renard T

[]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0001	P-1	/LVMPD RPT - A POLK	S	/	99/99/99	V
0002	P-2	/MICRO CASSETTE TAPE - A POLK	S	/	99/99/99	V
0003	P-3	/MICRO CASSETTE TAPE - J + J CHATMAN	S	/	99/99/99	V
0004	P-4	/LVMPD RPT - J CHATMAN	S	/	99/99/99	V
0005	P-5	/LVMPD RPT - J CHATMAN	S	/	99/99/99	V
0006	P-6	/PHOTO	S	AD/NO	01/07/02	V
0007	P-7	/POSTER BOARD	S	AD/NO	01/08/02	V
0008	P-8	/MED HISTORY - A POLK	S	AD/NO	01/08/02	V
0009	P-9	/LVMPD - RIGHTS OF PERSONS - R T POLK	S	AD/NO	01/08/02	V
0010	P-10	/LVMPD VOLUNTARY STMT OF R T POLK	S	AD/NO	01/08/02	V
0011	P-11	/WITHDRAWN	S	/	99/99/99	
0012	P-12	/CASSETTE (COPY OF MICRO CASSETTE TAPE)	S	AD/NO	01/08/02	V
0013	P-13	/BIRTH CERT OF R T POLK	S	AD/NO	01/08/02	V
0014	P/CT1	/MICRO CASSETTE INTERVIEW OF R T POLK	S	/	99/99/99	V
0015	P/CT2	/NOTE FROM JURY	S	/	99/99/99	V
0016	P/CT3	/NOTE FROM JURY & RESPONSE FRM JUDGE	S	/	99/99/99	V
0017	P/CT4	/COPY OF ST'S EXHIBIT LIST/ADMITTED ONLY	S	/	99/99/99	
0018	P/CT5	/NOTE FROM JURY	S	/	99/99/99	V
0019	DE	/Exh to memorandum of exhibits in supprt		/	07/01/04	V

eff: 9/1/96

**COUNTY CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT**

**RENARD POLK #72439
P.O. BOX 359
LOVELOCK, NV 89419**

DATE: January 22, 2008

CASE: C166490

RE CASE: STATE OF NEVADA vs. RENARD T. POLK

NOTICE OF APPEAL FILED: January 18, 2008

RULE 3(e) DOCUMENTS TRANSMITTED: January 22, 2008

RULE 3(e) DOCUMENTS **NOT** TRANSMITTED/MISSING:
Notice of Entry of Order

EXPLANATION OF POSSIBLE DEFICIENCIES:

DOCUMENTS/FEES:	REFER TO:	PROCEDURE:
NOTICE OF APPEAL	NRAP 3(a)	\$24.00 District Court Filing Fee (if applicable).
CASE APPEAL STATEMENT	NRAP 3(a)(1)	To be filed with Notice of Appeal: Lists information necessary for docketing in the supreme court: district court case number; party names; counsel names; trial judge; whether trial or appellate counsel was appointed; whether appellant is proceeding in forma pauperis; date the proceedings commenced in the district court {NRAP Form 2}.*

* May be filed directly with the Supreme Court if not submitted with the Notice of Appeal.

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Charles J. Short, 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; ORDER DENYING DEFENDANT'S MOTION TO VACATE, SET-ASIDE, OR
CORRECT ILLEGAL SENTENCE OR JUDGMENT/CONSOLIDATED WRIT OF ERROR;
DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

RENARD T. POLK,

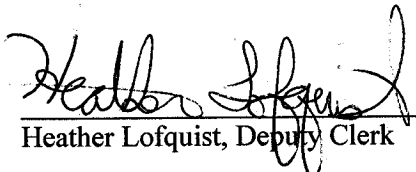
Defendant(s),

)
)
) Case No: C166490
) Dept No: XVII
)
)
)
)
)
)

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 22 day of January 2008.

Charles J. Short, Clark County Clerk


Heather Lofquist, Deputy Clerk

**SUPREME COURT OF THE STATE OF NEVADA
OFFICE OF THE CLERK**

RENARD TRUMAN POLK,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

Supreme Court No. 50949
District Court Case No. C166490

RECEIPT FOR DOCUMENTS

TO: Renard Truman Polk #72439
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Charles J. Short , District Court Clerk

You are hereby notified that the Clerk of the Supreme Court has received and/or filed the following:

01/24/08 Filing Fee Waived: Criminal.

01/24/08 Filed Certified Copy of proper person Notice of Appeal.
Appeal docketed in the Supreme Court this day.

DATE: January 24, 2008

Tracie Lindeman, Clerk of Court

By: NH
Deputy Clerk