

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

OCT 9 9 42 AM '08

E. J. [Signature]
CLERK OF THE COURT

FILED

8 DISTRICT COURT

OCT 14 2008

9 CLARK COUNTY, NEVADA

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

10 THE STATE OF NEVADA,)

11)
12 Plaintiff,)

13 v.)

14 JOSEPH ALEXANDER HENDERSON,)

15 Defendant.)

No. 52573

CASE NO. C212968X

DEPT. NO. XIV

NOTICE OF APPEAL

16
17 TO: THE STATE OF NEVADA

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

20 NOTICE is hereby given that Defendant, Joseph Alexander
21 Henderson, presently incarcerated in the Nevada State Prison,
22 appeals to the Supreme Court of the State of Nevada from the
23 judgment entered against said Defendant on the 24th day of
24 September, 2008, whereby he was convicted of Count 1 -
25 Conspiracy to Commit Burglary; Count 2 - Burglary While In
26 Possession of a Firearm; Count 3 - Conspiracy to Commit First
27 Degree Kidnapping; Counts 4, 5 - First Degree Kidnapping With Use
28 of a Deadly Weapon; Count 6 - Conspiracy to Commit Sexual Assault;

RECEIVED

OCT 13 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
DEPUTY CLERK

02-27-100

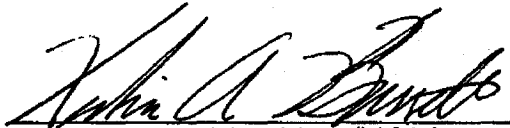
1 Counts 7-9 - Sexual Assault With Use of a Deadly Weapon; Count 10
2 - Conspiracy to Commit Robbery; Counts 11, 12 - Robbery With Use
3 of a Deadly Weapon; Count 13 - Open or Gross Lewdness; Count 14 -
4 Battery With Use of a Deadly Weapon Resulting in Substantial
5 Bodily Harm and sentenced to Count 1 - 12 months in CCDC; Count 2
6 - 62-156 months in prison concurrent with Count 1; Count 3 - 24-60
7 months in prison consecutive to Count 2; Count 4 - 60 months to
8 Life in prison plus an equal and consecutive 60 months to Life for
9 Use of a Deadly Weapon to run consecutive to Count 3; Count 5 - 60
10 months to Life in prison plus an equal and consecutive term of 60
11 months to Life in prison for the Use of a Deadly Weapon to run
12 consecutive to Count 4; Count 6 - 24-60 months in prison
13 consecutive to Count 5; Count 7 - 120 months to Life in prison
14 plus an equal and consecutive term of 120 months to Life for the
15 use of a deadly weapon concurrent with Count 6; Count 8 - 120
16 months to Life in prison plus an equal and consecutive 120 months
17 to Life in prison for use of a deadly weapon consecutive to Count
18 7; Count 9 - 120 months to Life in prison plus an equal and
19 consecutive term of 120 months to Life in prison for use of a
20 deadly weapon consecutive to Count 8; Count 10 - 24-60 months in
21 prison to run consecutive to Count 9; Count 11 - 72-180 months in
22 prison plus an equal and consecutive term of 72-180 months in
23 prison to run concurrent with Count 10; Count 12 - 72-180 months
24 in prison plus an equal and consecutive term of 72-180 months in
25 prison for use of a deadly weapon consecutive to Count 11; Count
26 13 - 12 months in CCDC concurrent with Count 12; Count 14 - 62-156
27 months in prison consecutive to Count 13; \$50,000 restitution;
28 1,251 days CTS; must register as sex offender upon release;

1 lifetime supervision; \$25 Admin. fee; \$150 DNA analysis fee;
2 genetic testing.

3 DATED this 7th day of October, 2008.

4 PHILIP J. KOHN
5 CLARK COUNTY PUBLIC DEFENDER

6
7 By:


8 KEDRIC A. BASSETT, #4214
9 Deputy Public Defender
309 S. Third Street, Ste. 226
Las Vegas, Nevada 89155
(702) 455-4685

1 DECLARATION OF MAILING

2 Carrie Connolly, an employee with the Clark County
3 Public Defender's Office, hereby declares that she is, and was
4 when the herein described mailing took place, a citizen of the
5 United States, over 21 years of age, and not a party to, nor
6 interested in, the within action; that on the 8th day of
7 October, 2008, declarant deposited in the United States
8 mail at Las Vegas, Nevada, a copy of the Notice of Appeal in the
9 case of the State of Nevada v. Joseph Alexander Henderson, Case
10 No. C212968X, enclosed in a sealed envelope upon which first class
11 postage was fully prepaid, addressed to Joseph Alexander
12 Henderson, c/o High Desert State Prison, P.O. Box 650, Indian
13 Springs, NV 89018. That there is a regular communication by mail
14 between the place of mailing and the place so addressed.

15 I declare under penalty of perjury that the foregoing is
16 true and correct.

17 EXECUTED on the 8th day of October, 2008.

18
19
20 Carrie Connolly
21 An employee of the Clark County
22 Public Defender's Office

23 RECEIPT OF COPY of the foregoing Notice of Appeal is
24 hereby acknowledged this 9 day of October, 2008.

25 DAVID ROGER
26 CLARK COUNTY DISTRICT ATTORNEY

27 By: JLO
28

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

OCT 9 9 42 AM '08

E. J. Smith
CLERK OF THE COURT

DISTRICT COURT
CLARK COUNTY, NEVADA

8 THE STATE OF NEVADA,)

9 Plaintiff,)

10 v.)

11 JOSEPH ALEXANDER HENDERSON,)

12 Defendant.)

CASE NO. C212968X

DEPT. NO. XIV

13
14 CASE APPEAL STATEMENT

15 1. Appellant filing this case appeal statement:

16 Joseph Alexander Henderson.

17 2. Judge issuing the decision, judgment, or order
18 appealed from: Donald M. Mosley.

19 3. All parties to the proceedings in the district
20 court (the use of et al. To denote parties is prohibited): The
21 State of Nevada, Plaintiff; Joseph Alexander Henderson, Defendant.

22 4. All parties involved in this appeal (the use of et.
23 al. to denote parties is prohibited): Joseph Alexander Henderson,
24 Appellant; The State of Nevada, Respondent.

25 / / /

26 / / /

27 / / /

28 / / /

1 5. Name, law firm, address, and telephone number of
2 all counsel on appeal and party or parties whom they represent:

3 PHILIP J. KOHN
4 Clark County Public Defender
5 309 South Third Street, #226
6 Las Vegas, Nevada 89155-2610

DAVID ROGER
Clark County District Attorney
200 Lewis Avenue, 3rd Floor
Las Vegas, Nevada 89155

7 Attorney for Appellant

CATHERINE CORTEZ MASTO
Attorney General
100 North Carson Street
Carson City, Nevada 89701-4717
(702) 687-3538

Counsel for Respondent

8 6. Whether appellant was represented by appointed or
9 retained counsel in the district court: Appointed.

10 7. Whether appellant is represented by appointed or
11 retained counsel on appeal: Appointed.

12 8. Whether appellant was granted leave to proceed in
13 forma pauperis, and the date of entry of the district court order
14 granting such leave: N/A.

15 9. Date proceedings commenced in the district court
16 (e.g., date complaint, indictment, information, or petition was
17 filed): Information filed 07/11/05.

18 DATED this 7th day of September, 2008.

19 PHILIP J. KOHN
20 CLARK COUNTY PUBLIC DEFENDER

21 By: 

22 KEDRIC A. BASSETT, #4214
23 Deputy Public Defender
24 309 S. Third Street, Ste. 226
25 Las Vegas, Nevada 89155
26 (702) 455-4685

DATE: 10/13/08
CASE NO. 05-C-212968-C

I N D E X

TIME 9:03 AM
JUDGE: Mosley, Donald M.

STATE OF NEVADA

[] vs Henderson, Joseph A

[]

0001 D1 Joseph A Henderson

Pro Se

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0001	06/29/05	INFO/INFORMATION	Fee \$0.00			06/29/05	
0002	07/05/05	CBO /CRIMINAL BINDOVER		0001			
0003	07/05/05	ARRN/INITIAL ARRAIGNMENT		0001		07/14/05	
0004	07/05/05	CBOR/CRIMINAL BINDOVER RECEIPT		0001			
0005	07/07/05	NOEV/NOTICE OF EXHIBITS IN THE VAULT				07/05/05	
0006	07/07/05	ASSG/REASSIGNMENT OF JUDGE	Glass TO JUDGE Mosley				
0007	07/11/05	INFO/INFORMATION		0001		07/11/05	
0008	07/14/05	CALC/CALENDAR CALL	(VJ 2/9/06)	0001	VC	04/04/06	
0009	07/14/05	JURY/TRIAL BY JURY	(VJ 2/9/06)	0001	VC	04/10/06	
0010	07/19/05	MOT /DEFT'S O.R. RELEASE/BAIL REDUCTION /4		0001	GR	07/21/05	
0011	07/21/05	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION	FOR SETTING OF REASONABLE BAIL	0001			
0012	08/02/05	BOND/BOND - #S50	00958302 - \$46,000.00	0001			
0013	08/02/05	BOND/BOND - #S50	00968164 - \$40,000.00	0001			
0014	08/02/05	BOND/BOND - #S25	01004046 - \$20,000.00	0001			
0015	08/02/05	BOND/BOND - #S25	01004181 - \$20,000.00	0001			
0016	08/02/05	BOND/BOND - #S25	01004182 - \$20,000.00	0001			
0017	08/05/05	TRAN/REPORTER'S TRANSCRIPT BINDOVER VOLUME V		0001		06/29/05	
0018	08/18/05	MOT /STATE'S MTN TO REVOKE BAIL/05		0001	GR	08/22/05	
0019	01/31/06	MOT /DEFT'S MOTION TO CONTINUE TRIAL DATE /6		0001		02/09/06	
0020	02/09/06	CALC/CALENDAR CALL		0001		09/07/06	
0021	02/09/06	JURY/TRIAL BY JURY	(VJ 9/7/06)	0001	VC	09/11/06	
0022	08/16/06	LIST/NOTICE OF WITNESSES AND/OR EXPERT	WITNESSES	0001			
0023	09/07/06	HEAR/TRIAL SETTING		0001		09/14/06	
0024	09/14/06	CALC/CALENDAR CALL	(#2) (VJ 1/23/07)	0001	VC	02/06/07	
0025	09/14/06	JURY/TRIAL BY JURY	(#2) (VJ 1/23/07)	0001	VC	02/12/07	
0026	09/14/06	CALC/CALENDAR CALL	(#1)	0001		08/21/07	
0027	09/14/06	JURY/TRIAL BY JURY	(#1) (VJ 8/21/07)	0001	VC	08/27/07	
0028	01/19/07	MOT /DEFT'S MTN TO CONTINUE TRIAL DATE /14		0001	GR	01/23/07	
0029	08/20/07	TRAN/REPORTER'S TRANSCRIPT OF PRELIMINARY	HEARING VOLUME IV	0001		06/22/05	
0030	08/21/07	OCAL/STATUS CHECK: TRIAL SETTING		0001		09/27/07	
0031	08/21/07	CALC/CALENDAR CALL	(VJ 9/27/07)	0001	VC	10/18/07	
0032	08/21/07	JURY/TRIAL BY JURY	(VJ 9/27/07)	0001	VC	10/22/07	
0033	09/27/07	CALC/CALENDAR CALL	(#1) (VJ 10/30/07)	0001	VC	04/08/08	
0034	09/27/07	JURY/TRIAL BY JURY	(#1) (VJ 10/30/07)	0001	VC	04/14/08	
0035	10/31/07	OCAL/MINUTE ORDER RE:	10/30/07	0001		10/30/07	
0036	10/31/07	CALC/CALENDAR CALL	(#1) (VJ 3/19/08)	0001	VC	04/22/08	
0037	10/31/07	JURY/TRIAL BY JURY	(#1) (VJ 3/19/08)	0001	VC	04/28/08	
0038	10/31/07	CALC/CALENDAR CALL	(#1)	0001	MH	06/17/08	
0039	10/31/07	JURY/TRIAL BY JURY	(#1)	0001		06/27/08	
0040	10/31/07	OCAL/STATUS CHECK: DNA		0001	MR	04/02/08	
0041	06/03/08	MOT /DEFT'S MTN TO DISMISS FOR DESTRUCTION OF	EVIDENCE/26	0001	DN	06/17/08	
0042	06/03/08	MOT /DEFT'S MTN IN LIMINE TO PRECLUDE	PROSECUTOR'S FALLACY, RE DNA MATERIAL/27	0001	DN	06/17/08	

(Continued to page 2)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0043	06/03/08	NWEW/SUPPLEMENTAL NOTICE OF WITNESSES AND/OR EXPERT WITNESSES	0001			
0044	06/17/08	MOT /ALL PENDING MOTIONS 6/17/08	0001		06/17/08	
0045	06/16/08	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO DISMISS FOR DESTRUCTION OF EVIDENCE	0001			
0046	06/16/08	OPPS/OPPOSITION TO DEFENDANTS MOTION IN LIMINE TO PRECLUDE PROSECUTORS FALLACY	0001			Y
ARGUMENTS REGARDING DNA MATERIAL						
0047	06/23/08	TRB /TRIAL BEGINS	0001			
0048	06/20/08	NCA /PROPOSED VOIR DIRE QUESTIONS	0001			
0049	06/23/08	INFO/AMENDED INFORMATION	0001		06/23/08	
0050	06/24/08	JLST/DISTRICT COURT JURY LIST	0001			
0051	07/01/08	NOEV/NOTICE OF EXHIBITS IN THE VAULT			06/30/08	
0052	06/27/08	TRAN/REPORTER'S TRANSCRIPT ROUGH DRAFT EXCERPT	0001		06/24/08	
0053	06/27/08	ORDR/ORDER FOR DAILY TRANSCRIPT	0001		06/27/08	
0054	06/27/08	INST/INSTRUCTIONS TO THE JURY	0001			
0055	06/27/08	JMNT/VERDICT	0001		07/01/08	
0056	06/27/08	TRE /TRIAL ENDS	0001			
0057	07/01/08	SENT/SENTENCING	0001	GR	08/28/08	
0058	07/03/08	PINU/DEFTS PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL	0001			
0059	09/05/08	CSCL/CASE CLOSED			08/28/08	
0060	09/24/08	JMNT/JUDGMENT OF CONVICTION/ADMIN ASSESSMENT	0001		09/25/08	
0061	09/24/08	JMNT/JUDGMENT OF CONVICTION/GENETIC TESTING	0001		09/25/08	
0062	09/24/08	JMNT/JUDGMENT OF CONVICTION/RESTITUTION	0001		09/25/08	
0063	10/09/08	NOAS/NOTICE OF APPEAL	0001	AP	10/09/08	
0064	10/09/08	STAT/CASE APPEAL STATEMENT	0001			

JOC

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SEP 24 1 08 PM '08

DISTRICT COURT

Edna J. Smith
CLERK OF THE COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

CASE NO. C212968

-vs-

DEPT. NO. XIV

JOSEPH ALEXANDER HENDERSON
#1502730

Defendant.

JUDGMENT OF CONVICTION

(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1
- CONSPIRACY TO COMMIT BURGLARY (Gross Misdemeanor) in violation of NRS
199.480, 205.060; COUNT 2 - BURGLARY WHILE IN POSSESSION OF A FIREARM
(Category B Felony) in violation of NRS 205.060; COUNT 3 - CONSPIRACY TO
COMMIT FIRST DEGREE KIDNAPING (Category B Felony) in violation of NRS
199.480, 200.310, 200.320; COUNT 4 - FIRST DEGREE KIDNAPING WITH USE OF A
DEADLY WEAPON (Category A Felony) in violation of NRS 200.310, 200.320, 193.165;
COUNT 5 - FIRST DEGREE KIDNAPING WITH USE OF A DEADLY WEAPON
(Category A Felony) in violation of NRS 200.310, 200.320, 193.165; COUNT 6 -

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SEP 24 2008

CLERK OF THE COURT

1 CONSPIRACY TO COMMIT SEXUAL ASSAULT (Category A Felony) in violation of
2 NRS 199.480, 200.364, 200.366, of COUNT 7 – SEXUAL ASSAULT WITH USE OF A
3 DEADLY WEAPON (Category A Felony) in violation of NRS 200.364, 200.366,
4 193.165; COUNT 8 – SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON
5 (Category A Felony) in violation of NRS 200.364, 200.366, 193.165; COUNT 9 –
6 SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON (Category A Felony) in
7 violation of NRS 200.364, 200.366, 193.165; COUNT 10 – CONSPIRACY TO COMMIT
8 ROBBERY (Category B Felony) in violation of NRS 199.480, 200.380; COUNT 11 –
9 ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of
10 NRS 200.380, 193.165; COUNT 12 – ROBBERY WITH USE OF A DEADLY WEAPON
11 (Category B Felony) in violation of NRS 200.380, 193.165; COUNT 13 – OPEN OR
12 GROSS LEWDNESS (Gross Misdemeanor) in violation of NRS 201.210; COUNT 14 –
13 BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL
14 BODILY HARM (Category B Felony) in violation of NRS 200.481(2)(e), and the matter
15 having been tried before a jury and the Defendant having been found guilty of the
16 crimes of COUNT 1 – CONSPIRACY TO COMMIT BURGLARY (Gross Misdemeanor)
17 in violation of NRS 199.480, 205.060; COUNT 2 – BURGLARY WHILE IN
18 POSSESSION OF A FIREARM (Category B Felony) in violation of NRS 205.060;
19 COUNT 3 – CONSPIRACY TO COMMIT FIRST DEGREE KIDNAPING (Category B
20 Felony) in violation of NRS 199.480, 200.310, 200.320; COUNT 4 – FIRST DEGREE
21 KIDNAPING WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of
22 NRS 200.310, 200.320, 193.165; COUNT 5 – FIRST DEGREE KIDNAPING WITH USE
23 OF A DEADLY WEAPON (Category A Felony) in violation of NRS 200.310, 200.320,
24 193.165; COUNT 6 – CONSPIRACY TO COMMIT SEXUAL ASSAULT (Category A

1 Felony) in violation of NRS 199.480, 200.364, 200.366, of COUNT 7 – SEXUAL
2 ASSAULT WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of
3 NRS 200.364, 200.366, 193.165; COUNT 8 – SEXUAL ASSAULT WITH USE OF A
4 DEADLY WEAPON (Category A Felony) in violation of NRS 200.364, 200.366,
5 193.165; COUNT 9 – SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON
6 (Category A Felony) in violation of NRS 200.364, 200.366, 193.165; COUNT 10 –
7 CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS
8 199.480, 200.380; COUNT 11 – ROBBERY WITH USE OF A DEADLY WEAPON
9 (Category B Felony) in violation of NRS 200.380, 193.165; COUNT 12 – ROBBERY
10 WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380,
11 193.165; COUNT 13 – OPEN OR GROSS LEWDNESS (Gross Misdemeanor) in
12 violation of NRS 201.210; COUNT 14 – BATTERY WITH USE OF A DEADLY
13 WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (Category B Felony) in
14 violation of NRS 200.481(2)(e); thereafter, on the 28th day of August, 2008, the
15 Defendant was present in court for sentencing with his counsel, VIOLET RADOSTA,
16 Deputy Public Defender, and good cause appearing,

17
18 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offense(s) and, in
19 addition to the \$25.00 Administrative Assessment Fee, \$150.00 DNA Analysis Fee
20 including testing to determine genetic markers, and \$50,000.00 Restitution, the
21 Defendant is SENTENCED as follows: AS TO COUNT 1 - TO TWELVE (12) MONTHS
22 in the Clark County Detention Center (CCDC); AS TO COUNT 2 - TO A MAXIMUM of
23 ONE HUNDRED FIFTY-SIX (156) MONTHS with a MINIMUM Parole Eligibility of
24 SIXTY-TWO (62) MONTHS in the Nevada Department of Corrections (NDC), to run
25 CONCURRENT with COUNT 1; AS TO COUNT 3 - TO A MAXIMUM of SIXTY (60)
26
27
28

1 MONTHS with a MINIMUM Parole Eligibility of TWENTY-FOUR (24) MONTHS in the
2 Nevada Department of Corrections (NDC), to run CONSECUTIVE to COUNT 2; AS TO
3 COUNT 4 – TO LIFE with a MINIMUM Parole Eligibility after SIXTY (60) MONTHS, plus
4 an EQUAL and CONSECUTIVE term of LIFE with a MINIMUM of SIXTY (60) MONTHS
5 for the Use of a Deadly Weapon in the Nevada Department of Corrections (NDC), to run
6 CONSECUTIVE to COUNT 3; AS TO COUNT 5 – TO LIFE with a MINIMUM Parole
7 Eligibility after SIXTY (60) MONTHS, plus an EQUAL and CONSECUTIVE term of LIFE
8 with a MINIMUM of SIXTY (60) MONTHS for the Use of a Deadly Weapon, in the
9 Nevada Department of Corrections (NDC), to run CONSECUTIVE to COUNT 4; AS TO
10 COUNT 6 - TO A MAXIMUM of SIXTY (60) a MINIMUM Parole Eligibility of TWENTY-
11 FOUR (24) MONTHS in the Nevada Department of Corrections (NDC), to run
12 CONSECUTIVE to COUNT 5; AS TO COUNT 7 - TO LIFE with a MINIMUM Parole
13 Eligibility of ONE HUNDRED TWENTY (120) MONTHS, plus an EQUAL and
14 CONSECUTIVE term of LIFE with a MINIMUM of ONE HUNDRED TWENTY (120)
15 MONTHS for the Use of a Deadly Weapon in the Nevada Department of Corrections
16 (NDC), to run CONCURRENT with COUNT 6; AS TO COUNT 8 - TO LIFE with a
17 MINIMUM Parole Eligibility of ONE HUNDRED TWENTY (120) MONTHS, plus an
18 EQUAL and CONSECUTIVE term of LIFE with a MINIMUM of ONE HUNDRED
19 TWENTY (120) MONTHS for the Use of a Deadly Weapon in the Nevada Department
20 of Corrections (NDC), to run CONSECUTIVE to COUNT 7; AS TO COUNT 9 - TO LIFE
21 with a MINIMUM Parole Eligibility of ONE HUNDRED TWENTY (120) MONTHS, plus
22 an EQUAL and CONSECUTIVE term of LIFE with a MINIMUM of ONE HUNDRED
23 TWENTY (120) MONTHS for the Use of a Deadly Weapon in the Nevada Department
24 of Corrections, to run CONSECUTIVE to COUNT 8; AS TO COUNT 10 - TO A

1 MAXIMUM of SIXTY (60) MONTHS with a MINIMUM Parole Eligibility of TWENTY-
2 FOUR (24) MONTHS in the Nevada Department of Corrections (NDC), to run
3 CONSECUTIVE to COUNT 9; AS TO COUNT 11 - TO A MAXIMUM of ONE HUNDRED
4 EIGHTY (180) MONTHS with a MINIMUM Parole Eligibility of SEVENTY-TWO (72)
5 MONTHS, plus an EQUAL and CONSECUTIVE term of ONE HUNDRED EIGHTY (180)
6 MAXIMUM and SEVENTY-TWO (72) MONTHS MINIMUM for the Use of a Deadly
7 Weapon in the Nevada Department of Corrections (NDC), to run CONCURRENT with
8 COUNT 10; AS TO COUNT 12 - TO A MAXIMUM of ONE HUNDRED EIGHTY (180)
9 MONTHS with a MINIMUM Parole Eligibility of SEVENTY-TWO (72) MONTHS, plus an
10 EQUAL and CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MAXIMUM and
11 SEVENTY-TWO (72) MINIMUM for the Use of a Deadly Weapon in the Nevada
12 Department of Corrections, to run CONSECUTIVE to COUNT 11; AS TO COUNT 13 -
13 TO TWELVE MONTHS (12) in the Clark County Detention Center (CCDC), to run
14 CONCURRENT with COUNT 12; AS TO COUNT 14 - A MAXIMUM of ONE HUNDRED
15 FIFTY-SIX (156) MONTHS with a MINIMUM Parole Eligibility of SIXTY-TWO (62)
16 MONTHS in the Nevada Department of Corrections (NDC), to run CONSECUTIVE to
17 COUNT 13; with ONE THOUSAND, TWO HUNDRED, FIFTY-ONE (1,251) DAYS credit
18 for time served.

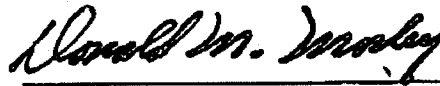
19 FURTHER ORDERED, a SPECIAL SENTENCE of LIFETIME SUPERVISION is
20 imposed to commence upon release from any term of imprisonment, probation or
21 parole.

22 ///

23 ///

1 ADDITIONALLY, the Defendant is ORDERED to REGISTER as a sex offender in
2 accordance with NRS 179D.460 within FORTY-EIGHT (48) HOURS after any release
3 from custody.
4

5
6 DATED this 24th day of September, 2008

7
8 
9 DONALD M. MOSLEY *UB*
10 DISTRICT JUDGE

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA vs Henderson, Joseph A

07/14/05 09:00 AM 00 INITIAL ARRAIGNMENT

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	008190 Miller, Ross J.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	007891 Ruggeroli, James J.	Y

DEFENDANT ARRAIGNED, PLED NOT GUILTY AND WAIVED THE SIXTY (60) DAY RULE. COURT ORDERED, matter set for trial in ordinary course. Mr. Ruggeroli advised there is a no bail setting and would request standard bail. Court advised a written motion will be required.

CUSTODY

4/4/06 9:00 AM CALENDAR CALL

4/10/06 1:30 PM JURY TRIAL

07/21/05 09:00 AM 00 DEFT'S O.R. RELEASE/BAIL REDUCTION /4

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Melissa Swinn, Relief Clerk
Joe D'Amato, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	006526 Turner, Robert B.	Y
	0001 D1 Henderson, Joseph A	N
	PUBDEF Public Defender	Y
	007891 Ruggeroli, James J.	Y

Defendant not present as he was transported to Justice Court 9 for a preliminary hearing. Parties stipulate to waive Defendant's presence. Arguments by counsel regarding Defendant's custody status. COURT ORDERED, motion GRANTED. BAIL SET AS FOLLOWS, \$10,000 for each felony charged and \$3,000 for each gross misdemeanor charged for a TOTAL BAIL OF \$126,000 CASH OR SURETY.

CUSTODY

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA vs Henderson, Joseph A
CONTINUED FROM PAGE: 001

08/22/05 09:00 AM 00 STATE'S MTN TO REVOKE BAIL/05

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES: STATE OF NEVADA Y
 006526 Turner, Robert B. Y

 0001 D1 Henderson, Joseph A Y
 PUBDEF Public Defender Y
 007891 Ruggeroli, James J. Y
 006208 Avants, Lynn Y

Mr. Turner stated he finds it curious that Defendant is represented by the Public Defender's Office, however, could post bail of \$126,000. Upon review of this with the bonding company, it was discovered a credit card was used, however, it was not valid. Arguments by Mr. Ruggeroli and Mr. Avants regarding issues of the case and how the information was obtained from the bonding company. COURT ORDERED, motion GRANTED and bail RESET at \$500,000 cash/surety.

CUSTODY

02/09/06 09:00 AM 00 DEFT'S MOTION TO CONTINUE TRIAL DATE /6

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES: STATE OF NEVADA Y
 009158 Rachiele, Andrea M. Y

 0001 D1 Henderson, Joseph A Y
 PUBDEF Public Defender Y
 007891 Ruggeroli, James J. Y

Court noted Ms. Kollins and Ms. Lynch were in chambers prior to calendar to discuss this matter. COURT ORDERED, Motion GRANTED, trial date VACATED and RESET.

BOND

9/5/06 9:00 AM CALENDAR CALL (#2)

9/11/06 1:30 PM JURY TRIAL (#2)

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA vs Henderson, Joseph A
CONTINUED FROM PAGE: 002

09/05/06 09:00 AM 00 CALENDAR CALL

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005391	Kollins, Stacy L.	Y
0001 D1	Henderson, Joseph A	Y
PUBDEF	Public Defender	Y
006208	Avants, Lynn	Y
006399	Lynch, Kristen M.	Y

Ms. Kollins advised the State is ready with 14 witnesses. Mr. Avants appeared for Mr. Ruggeroli and advised they are not ready for trial. Conference at the Bench. Pursuant to that conference, COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 09/07/06 09:00 AM 01

09/07/06 09:00 AM 01 CALENDAR CALL

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005391	Kollins, Stacy L.	Y
0001 D1	Henderson, Joseph A	Y
PUBDEF	Public Defender	Y
007891	Ruggeroli, James J.	Y
006208	Avants, Lynn	Y

Court noted this matter was discussed in chambers and at request of counsel, COURT ORDERED, trial date VACATED and set for trial setting next week.

CUSTODY

9/14/06 9:00 AM TRIAL SETTING

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 003

09/14/06 09:00 AM 00 TRIAL SETTING

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005391 Kollins, Stacy L.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	007891 Ruggeroli, James J.	Y

Court noted this matter needed to be re-set for trial. Ms. Kollins concurred and requested a dual trial setting. COURT SO ORDERED.

CUSTODY

2/6/07 9:00 AM CALENDAR CALL (#2)

2/13/07 1:30 PM JURY TRIAL (#2)

8/21/07 9:00 AM CALENDAR CALL (#1)

8/27/07 1:30 PM JURY TRIAL (#1)

01/23/07 09:00 AM 00 DEFT'S MTN TO CONTINUE TRIAL DATE /14

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005391 Kollins, Stacy L.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	006399 Lynch, Kristen M.	Y

Ms. Lynch advised this was Mr. Ruggeroli's case, however, as he has left the Office, there is no way for new counsel to be prepared for trial in 2 weeks. Objections by Ms. Kollins, however, noted this matter does have a dual trial setting. Following colloquy, COURT ORDERED, Motion GRANTED, trial date of 2/12/07 is VACATED and trial of 8/27/07 remains. FURTHER, Defendant has another case in the system set for trial in March and would like that trial date continued until after this trial as it will probably resolve. There being no objection, COURT SO ORDERED.

CONTINUED ON PAGE: 005

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 004

CUSTODY

9/11/07 9:00 AM CALENDAR CALL (C213690)

9/17/07 1:30 PM JURY TRIAL (C213690)

08/21/07 09:00 AM 00 CALENDAR CALL (#1)

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES: STATE OF NEVADA
006526 Turner, Robert B.
0001 D1 Henderson, Joseph A
PUBDEF Public Defender
006399 Lynch, Kristen M.
005747 Radosta, Violet R.

Y
Y
Y
Y
Y
Y

Upon Court's inquiry, Mr. Turner advised he is ready with 30 witnesses and lasting 5-6 days. Ms. Lynch stated unfortunately, they can not announce ready; that she has lost two attorneys and Ms. Radosta is new on the case. Ms. Lynch advised she will now be doing this trial with Ms. Radosta and they are taking a different approach as opposed to previous counsel, therefore, it might be necessary for their expert to do additional testing. Ms. Lynch requested a status check date be set to see if their expert will need additional time for testing. Mr. Turner also requested a date be set for trial in case their expert does not need any more time. However, noted that DNA tests have already been done and there may not be enough for a second test. Ms. Lynch advised their expert will be reviewing the State's reports and they will have a decision by the status check date. COURT ORDERED, trial date VACATED and RESET with a status check on 9/17.

CUSTODY

9/17/07 9:00 AM STATUS CHECK: TRIAL

10/18/07 9:00 AM CALENDAR CALL

10/22/07 1:30 PM JURY TRIAL

CONTINUED ON PAGE: 006

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 005

09/17/07 09:00 AM 00 STATUS CHECK: TRIAL SETTING

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005391 Kollins, Stacy L.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	009452 Leik, Wendy	Y
	006399 Lynch, Kristen M.	Y

Ms. Raat requested the matter be traileed for Ms. Lynch. COURT SO ORDERED.
MATTER RECALLED: Ms. Lynch stated they are leaning toward a re-test,
however, need to speak with Defendant and will have a decision tomorrow. Ms.
Kollins advised she is not available tomorrow and has already sent out the
subpoenas. Ms. Lynch stated if they decide to do the re-testing, the trial
date will need to be continued as the lab states it will take 3-4 months to
get the test results. Following colloquy, COURT ORDERED, matter CONTINUED
one week.

CUSTODY

CONTINUED TO: 09/27/07 09:00 AM 01

09/27/07 09:00 AM 01 STATUS CHECK: TRIAL SETTING

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005391 Kollins, Stacy L.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	006399 Lynch, Kristen M.	Y

Upon Court's inquiry, Ms. Lynch advised they are going forward with the
testing and it will be several months before they receive the results as it
is going to California. Ms. Kollins objected to the testing being sent to
California. Following additional colloquy, COURT ORDERED, trial date
VACATED and RESET on a clear stack.

CUSTODY

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 006

4/8/08 9:00 AM CALENDAR CALL (#1)

4/14/08 1:30 PM JURY TRIAL (#1)

10/30/07 09:00 AM 00 MINUTE ORDER RE: 10/30/07

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES: STATE OF NEVADA
005391 Kollins, Stacy L.
0001 D1 Henderson, Joseph A
PUBDEF Public Defender
006399 Lynch, Kristen M.
005747 Radosta, Violet R.

Y
Y
Y
Y
Y
Y

Defendant's other case, C213690, was erroneously placed on calendar, when it should have been this case. Therefore, everything said for that case, actually pertains to this one. Ms. Radosta advised she has a conflict with the trial date set last date and would request it be moved a few weeks. Ms. Kollins had no objection, however, would request a dual setting as the first date given will be following a case that might spill over. Following colloquy, COURT ORDERED, trial date VACATED and RESET with a dual setting. Further, at request of Ms. Kollins, COURT ORDERED, matter set for status check as to DNA.

CUSTODY

3/19/08 9:00 AM STATUS CHECK: DNA

4/22/08 9:00 AM CALENDAR CALL (#1)

4/28/08 1:30 PM JURY TRIAL (#1)

6/17/08 9:00 AM CALENDAR CALL (#1)

6/23/08 1:30 PM JURY TRIAL (#1)

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA vs Henderson, Joseph A
CONTINUED FROM PAGE: 007

03/19/08 09:00 AM 00 STATUS CHECK: DNA

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005391 Kollins, Stacy L.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	005747 Radosta, Violet R.	Y

Court noted this matter was discussed in chambers. Ms. Radosta stated due to unforeseen circumstances, she will not be ready for trial in April; that she is still in the process of obtaining DNA results. Ms. Kollins stated her displeasure as to the number of times this matter has been continued and now at the eleventh hour they want to re-test the DNA. Pursuant to discussion in chambers, COURT ORDERED, April 28 date set for trial is VACATED and expects to go to trial on 6/23. Further, matter will be CONTINUED for two weeks at which time this Court would like to know which lab the DNA sample has been sent to. Ms. Kollins requested CV's on the defense experts. Ms. Radosta advised she has one and will try to obtain one from the person in North Dakota, however, believes they used to work for Metro.

CUSTODY

CONTINUED TO: 04/02/08 09:00 AM 01

04/02/08 09:00 AM 01 STATUS CHECK: DNA

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005391 Kollins, Stacy L.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	005747 Radosta, Violet R.	Y
	003795 Reed, Norman J.	Y

Ms. Kollins advised she received notice that the defense expert is Nora Ruden from California and has requested a CV. Mr. Reed stated that they will be conferring with Ms. Ruden, but they don't think they will call her

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 008

as a witness, however, will provide the CV to Ms. Kollins. Upon inquiry, Mr. Reed advised they will not be re-testing the DNA. Ms. Radosta stated the only concern is in reviewing the file, she has 1 CD with phone calls and wanted to make sure there were no others and there is a reference to another interview with Defendant. Ms. Kollins advised there is only the one CD and does not know about another interview. Court requested Ms. Kollins check into this so there are no surprises at time of calendar call. COURT ORDERED, RESOLVED.

CUSTODY

06/17/08 09:00 AM 00 ALL PENDING MOTIONS 6/17/08

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005391 Kollins, Stacy L.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	003795 Reed, Norman J.	Y

DEFT'S MOTION TO DISMISS FOR DESTRUCTION OF EVIDENCE...DEFT'S MOTION IN LIMINE TO PRECLUDE "PROSECUTOR'S FALLACY, ARGUMENTS REGARDING DNA MATERIAL"...CALENDAR CALL

AS TO EVIDENCE: Court advised the argument is that the defense says there is no DNA left for testing and the State says there is. Ms. Kollins advised there is an extraction left. Mr. Reed argued there is nothing left as to the saliva swab to the breast. Ms. Kollins advised she double checked with the lab last week, there are extractions that can be profiled. Arguments by Mr. Reed. Ms. Kollins stated back in April counsel advised they were not going to retest the DNA. Mr. Reed advised that was because they couldn't. Court stated it was not stated like that, Mr. Reed simply stated the DNA was not going to be retested. Continued arguments by Ms. Kollins. Mr. Reed advised there is nothing in the record as to the method of distraction per his expert, so this might be an issue. Following additional arguments, Mr. Reed requested the DNA evidence from the breast be eliminated. Arguments by Ms. Kollins. Court DENIED request at this time, however, advised that motion can be renewed at any time during the trial. Further, Mr. Reed requested the expert be examined outside the presence of the Jury. Court advised as to the method of extraction, if something legitimate can be discussed, it will be done outside the presence of the Jury. COURT ORDERED, Motion DENIED.

AS TO DNA: Ms. Kollins advised she will not proffer an improper argument,

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 009

will not give percentage number. Mr. Reed advised the State can not have their expert say that identity is assumed based on the DNA results, they can only give the statistics. Arguments by Ms. Kollins. Following, Court advised it would not prohibit expert from giving their opinion. COURT ORDERED, Motion DENIED.

Ms. Kollins stated, that now the defense is having a DNA expert and she has no reports. Court advised the trial will not be delayed, that this issue was resolved back in April.

Upon inquiry, Ms. Kollins advised she has 11-15 witnesses, 3 being out of State and lasting 5 days. Mr. Reed advised he is ready as well. COURT ORDERED, Jury selection would begin at 1:30 on Monday.

CUSTODY

06/23/08 01:30 PM 00 TRIAL BY JURY (#1)

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005391 Kollins, Stacy L.	Y
	006526 Turner, Robert B.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	005747 Radosta, Violet R.	Y
	003795 Reed, Norman J.	Y

2:39 PM PROSPECTIVE JURORS PRESENT: Roll call taken. Introductions by Court and counsel. Jury selection begins. 5:00 PM EVENING RECESS.

CONTINUED TO: 06/24/08 01:30 PM 01

CONTINUED ON PAGE: 011

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 010

06/24/08 01:30 PM 01 TRIAL BY JURY (#1)

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES: STATE OF NEVADA
005391 Kollins, Stacy L.
006526 Turner, Robert B.

0001 D1 Henderson, Joseph A
PUBDEF Public Defender
005747 Radosta, Violet R.
003795 Reed, Norman J.

Y
Y
Y

Y
Y
Y
Y

1:31 PM OUTSIDE PRESENCE OF PROSPECTIVE JURORS: Ms. Radosta objected to the presence of SERT Officers and that they were dressed in green uniforms which are different from the regular Officers. Pursuant to discussion, the SERT Officers advised they would appear in tan uniforms unless there is a threat. COURT SO ORDERED. Mr. Reed stated pursuant to the Foster decision, would request the peremptory challenges not be done in open Court and cited several options. Court advised this is much ado about nothing and will not change it's procedure. 1:38 PM PROSPECTIVE JURORS PRESENT: Roll call taken. Jury selection continued. 2:36 PM Jury and 1 Alternate selected and sworn. Information read by Clerk. Instructions by Court. Exclusionary Rule invoked. Opening statements by Ms. Kollins and Mr. Reed. Testimony and exhibits presented. 4:49 EVENING RECESS.

CONTINUED TO: 06/25/08 01:30 PM 02

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 011

06/25/08 01:30 PM 02 TRIAL BY JURY (#1)

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005391	Kollins, Stacy L.	Y
006526	Turner, Robert B.	Y
0001 D1	Henderson, Joseph A	Y
PUBDEF	Public Defender	Y
005747	Radosta, Violet R.	Y
003795	Reed, Norman J.	Y

1:39 PM JURY PRESENT: Roll call taken. Testimony and exhibits continued
(see worksheets). 4:27 PM EVENING RECESS.

CONTINUED TO: 06/26/08 01:30 PM 03

06/26/08 01:30 PM 03 TRIAL BY JURY (#1)

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
005391	Kollins, Stacy L.	Y
006526	Turner, Robert B.	Y
0001 D1	Henderson, Joseph A	Y
PUBDEF	Public Defender	Y
005747	Radosta, Violet R.	Y
003795	Reed, Norman J.	Y

1:30 PM OUTSIDE PRESENCE OF JURORS: Hearing with DNA expert, David Welch. Arguments by Mr. Reed as to the extraction of the DNA and renewed his Motion to Dismiss or in the alternative, there be no testimony as to the breast swabs because their expert was not there when the extraction took place and also requested a Sanborn instruction. Ms. Kollins argued this was done November 2004, when they did not even know who the Defendant was. If the extraction needs to be used in its entirety for a profile, that does not give the Defense an opening for a mistrial. Additional arguments by Ms. Kollins and stated that a Sanborn instruction should not be given. Following additional arguments, Court stated if there was a showing of bad faith as to the tests, then there would be something to discuss. As there is not, COURT ORDERED, Motion to Dismiss DENIED. 1:48 PM JURY PRESENT: Roll call taken.

CONTINUED ON PAGE: 013

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 012

Testimony and exhibits continued (see worksheets). 4:59 PM EVENING RECESS.

CONTINUED TO: 06/27/08 01:30 PM 04

06/27/08 01:30 PM 04 TRIAL BY JURY (#1)

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES: STATE OF NEVADA
005391 Kollins, Stacy L.
006526 Turner, Robert B.

0001 D1 Henderson, Joseph A
PUBDEF Public Defender
005747 Radosta, Violet R.
003795 Reed, Norman J.

Y
Y
Y

Y
Y
Y
Y

1:32 PM JURY PRESENT: Roll call taken. Testimony and exhibits continued (see worksheets). 2:33 PM STATE RESTS. OUTSIDE PRESENCE OF JURY: Mr. Reed requested a Mistrial or that Kim Murga's testimony be stricken as she was not noticed as an expert. Ms. Kollins advised Mr. Welch was vacillating and she did not know if he would be here to testify; that she notified Mr. Reed at calendar call that she may have to call Kim Murga; that she did not know 21 days prior to trial if Mr. Welch was even going to testify. Mr. Reed argued that he understood Ms. Murga would be used instead of or in place of Mr. Welch; that did not happen, they both testified and the State added rebuttal testimony to bolster their case which prejudices Defendant. Further, Mr. Reed addressed a discovery issue as to Ms. Murga's notes and that he did not know about these ahead of time. It was the State's responsibility to hand these over and that he was not able to have his expert review them. Ms. Kollins advised there was no new evidence and no new discovery; Ms. Murga's notes were a combination of Mr. Welch and Ms. Gunther's findings, which the Defense received. Ms. Kollins stated the defense was not prejudiced at all and she never received a report from their expert. Mr. Reed advised he has an expert consultant and therefore does not need a report. Following colloquy, Court advised there was good cause shown as to discovery and these notes confirmed the work of Mr. Welch and Ms. Gunther; there was no new information and the Defendant was not prejudiced. Request for mistrial DENIED. Defendant admonished of his rights to testify. Jury instructions settled on the record. 3:19 PM JURY PRESENT: All present as before. DEFENSE RESTS. Jury instructions read by Court. Closing arguments by Mr. Turner and Ms. Radosta. Rebuttal by Ms. Kollins. 5:03 PM Jury retired to deliberate. Court thanked and excused the Alternate. 6:13 PM JURY PRESENT: Roll call taken. Jury Foreman advised a verdict had been reached. Clerk read as follows:

COUNT 1 - Conspiracy to Commit Burglary - GUILTY;

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 013

COUNT 2 - Burglary While in Possession of a Firearm - GUILTY;
COUNT 3 - Conspiracy to Commit First Degree Kidnapping - GUILTY;
COUNT 4 - First Degree Kidnapping With Use of a Deadly Weapon - GUILTY;
COUNT 5 - First Degree Kidnapping With Use of a Deadly Weapon - GUILTY;
COUNT 6 - Conspiracy to Commit Sexual Assault - GUILTY;
COUNT 7 - Sexual Assault With Use of a Deadly Weapon - GUILTY;
COUNT 8 - Sexual Assault With Use of a Deadly Weapon - GUILTY;
COUNT 9 - Sexual Assault With Use of a Deadly Weapon - GUILTY;
COUNT 10 - Conspiracy to Commit Robbery - GUILTY;
COUNT 11 - Robbery With Use of a Deadly Weapon - GUILTY;
COUNT 12 - Robbery With Use of a Deadly Weapon - GUILTY;
COUNT 13 - Open or Gross Lewdness - GUILTY;
COUNT 14 - Battery With Use of a Deadly Weapon Resulting in Substantial Bodily Harm - GUILTY.

At request of Mr. Reed, Jury polled. Court referred matter to the Division of Parole and Probation for a Pre-sentence Investigation Report and ORDERED, set for sentencing. Further, Defendant to be held without bail. Court thanked and excused the Jury.

Mr. Reed stated the District Attorney's made statements during the closing arguments that he had to object to and made an oral Motion for Mistrial. Arguments by Mr. Turner. Court stated it did not construe the statements made by Mr. Turner that Defendant made a confession. Court DENIED request for mistrial.

CUSTODY

8/5/08 9:00 AM SENTENCING

08/05/08 09:00 AM 00 SENTENCING

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Joe D'Amato, Reporter/Recorder

PARTIES: STATE OF NEVADA
006526 Turner, Robert B.
0001 D1 Henderson, Joseph A
PUBDEF Public Defender
005747 Radosta, Violet R.

Y
Y
Y
Y
Y

At request of Parole and Probation as they did not have time to complete the Pre-sentence Report, COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 08/28/08 09:00 AM 01

PRINT DATE: 10/13/08

PAGE: 014

CONTINUED ON PAGE: 015
MINUTES DATE: 08/05/08

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 014

08/28/08 09:00 AM 01 SENTENCING

HEARD BY: Donald M. Mosley, Judge; Dept. 14

OFFICERS: Linda Skinner, Court Clerk
Maureen Schorn, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	005391 Kollins, Stacy L.	Y
	0001 D1 Henderson, Joseph A	Y
	PUBDEF Public Defender	Y
	005747 Radosta, Violet R.	Y

By virtue of the Jury's findings and by Order of this Court, DEFENDANT HENDERSON ADJUDGED GUILTY of COUNT 1 - CONSPIRACY TO COMMIT BURGLARY (GM); COUNT 2 - BURGLARY WHILE IN POSSESSION OF A FIREARM (F); COUNT 3 - CONSPIRACY TO COMMIT FIRST DEGREE KIDNAPPING (F); COUNTS 4,5 - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (F); COUNT 6 - CONSPIRACY TO COMMIT SEXUAL ASSAULT (F); COUNTS 7-9 - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON (F); COUNT 10- CONSPIRACY TO COMMIT ROBBERY (F); COUNTS 11,12 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 13 - OPEN OR GROSS LEWDNESS (GM) and COUNT 14 - BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (F). Statements by Ms. Kollins, Defendant and Ms. Radosta. Victim speakers, Eric Bernzweig and Julie Kim-Bernzweig, sworn and addressed the Court. COURT ORDERED, DEFENDANT SENTENCED to the Nevada Department of Corrections as follows:

COUNT 1 - TWELVE (12) MONTHS in the Clark County Detention Center;

COUNT 2 - a MAXIMUM term of ONE HUNDRED FIFTY-SIX (156) MONTHS with a MINIMUM parole eligibility of SIXTY-TWO (62) MONTHS, to run CONCURRENT with Count 1;

COUNT 3 - a MAXIMUM term of SIXTY (60) MONTHS with a MINIMUM parole eligibility of TWENTY-FOUR (24) MONTHS, to run CONSECUTIVE to Count 2;

COUNT 4 - LIFE with the possibility of parole after SIXTY (60) MONTHS, plus an EQUAL AND CONSECUTIVE term of LIFE with the possibility of parole after SIXTY (60) MONTHS, for Use of a Deadly Weapon, to run CONSECUTIVE to Count 3;

COUNT 5 - LIFE with the possibility of parole after SIXTY (60) MONTHS, plus an EQUAL AND CONSECUTIVE term of LIFE with the possibility of parole after SIXTY (60) MONTHS, for Use of a Deadly Weapon, to run CONSECUTIVE to Count 4;

COUNT 6 - a MAXIMUM term of SIXTY (60) MONTHS with a MINIMUM parole eligibility of TWENTY-FOUR (24) MONTHS, to run CONSECUTIVE to Count 5;

COUNT 7 - LIFE with the possibility of parole after ONE HUNDRED TWENTY (120) MONTHS, plus an EQUAL AND CONSECUTIVE term of LIFE with the possibility of parole after ONE HUNDRED TWENTY (120) MONTHS, for Use of a Deadly Weapon, to run CONCURRENT with Count 6;

COUNT 8 - LIFE with the possibility of parole after ONE HUNDRED TWENTY (120) MONTHS, plus an EQUAL AND CONSECUTIVE term of LIFE with the possibility of parole after ONE HUNDRED TWENTY (120) MONTHS, for Use of a

CONTINUED ON PAGE: 016

CRIMINAL COURT MINUTES

05-C-212968-C STATE OF NEVADA

vs Henderson, Joseph A

CONTINUED FROM PAGE: 015

Deadly Weapon, to run CONSECUTIVE to Count 7;

COUNT 9 - LIFE with the possibility of parole after ONE HUNDRED TWENTY (120) MONTHS, plus an EQUAL AND CONSECUTIVE term of LIFE with the possibility of parole after ONE HUNDRED TWENTY (120) MONTHS, for Use of a Deadly Weapon, to run CONSECUTIVE to Count 8;

COUNT 10 - a MAXIMUM term of SIXTY (60) MONTHS with a MINIMUM parole eligibility of TWENTY-FOUR (24) MONTHS, to run CONSECUTIVE to Count 9;

COUNT 11 - a MAXIMUM term of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS, plus an EQUAL AND CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS MAXIMUM with a MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS, for Use of a Deadly Weapon, to run CONCURRENT with Count 10;

COUNT 12 - a MAXIMUM term of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS, plus an EQUAL AND CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS MAXIMUM with a MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS, for Use of a Deadly Weapon, to run CONSECUTIVE to Count 11;

COUNT 13 - TWELVE (12) MONTHS in the Clark County Detention Center, to run CONCURRENT with Count 12, and;

COUNT 14 - a MAXIMUM term of ONE HUNDRED FIFTY-SIX (156) MONTHS with a MINIMUM parole eligibility of SIXTY-TWO (62) MONTHS, to run CONSECUTIVE to Count 13 and PAY \$50,000 RESTITUTION with 1,251 days credit for time served.

Defendant must register as a sex offender within 48 hours of release and will be on LIFETIME supervision.

CLERK'S NOTE: Pursuant to statute and Pre-sentence Report, a \$25 Administrative Assessment fee and \$150 DNA Analysis fee is imposed with Defendant submitting to genetic markers testing. BOND, if any, EXONERATED.

10/13/08

E X H I B I T S

9:03 AM

CASE NO. 05-C-212968-C

CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Henderson, Joseph A

[]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0001	PJ	/JUSTICE COURT EXH		/	07/05/05	V
0002	P1	/PHOTO- FRONT OF HOME		AD/NO	06/25/08	V
0003	P2	/PHOTO- FRONT DOOR-WALKWAY-ORANGE CONE		AD/NO	06/25/08	V
0004	P3	/PHOTO-CLOSE UP ORANGE CONE ON ROCKS		AD/NO	06/26/08	V
0005	P4	/PHOTO-ENTRY WAY		AD/NO	06/26/08	V
0006	P5	/PHOTO-DINING ROOM/STAIRCASE		AD/NO	06/26/08	V
0007	P6	/PHOTO-DINING ROOM		AD/NO	06/26/08	V
0008	P7	/PHOTO-FROM DINING ROOM-FRONT DOOR		AD/NO	06/26/08	V
0009	P8	/PHOTO-KITCHEN W/BAG OF CANS/DOOR		AD/NO	06/26/08	V
0010	P9	/PHOTO-FAMILY ROOM		AD/NO	06/26/08	V
0011	P10	/PHOTO-KITCHEN		AD/NO	06/26/08	V
0012	P11	/PHOTO-KITCHEN-TV IN CORNER		AD/OB	06/24/08	V
0013	P12	/PHOTO- COFFEE TABLE		AD/OB	06/24/08	V
0014	P13	/PHOTO-KITCHEN TABLE		AD/NO	06/26/08	V
0015	P14	/PHOTO-KITCHEN COUNTER		AD/NO	06/26/08	V
0016	P15	/PHOTO-KITCHEN SINK		AD/NO	06/26/08	V
0017	P16	/PHOTO-WHITE COUCH		AD/OB	06/24/08	V
0018	P17	/PHOTO-FULL VIEW-WHITE COUCHES & TV		AD/OB	06/24/08	V
0019	P18	/PHOTO-TV/WINDOW		AD/NO	06/26/08	V
0020	P19	/PHOTO- WHITE LOVE SEAT		AD/OB	06/24/08	V
0021	P20	/PHOTO-CLOSE UP- WHITE SOFA		AD/NO	06/24/08	V
0022	P21	/PHOTO-FROM TV ROOM INTO KITCHEN		AD/OB	06/24/08	V
0023	P22	/PHOTO-FROM HALLWAY-BINDINGS/SCISSORS		AD/NO	06/26/08	V
0024	P23	/PHOTO-IN ROMM-BINDINGS/SCISSORS		AD/NO	06/26/08	V
0025	P24	/PHOTO-CLOSE UP BINDINGS/SCISSORS		AD/NO	06/26/08	V
0026	P25	/PHOTO-TOWEL ON BED		AD/NO	06/26/08	V
0027	P26	/PHOTO-FROM BEDROOM INTO BATHROOM		AD/NO	06/26/08	V
0028	P27	/PHOTO-BEDROOM-TV UP ON CORNER		AD/NO	06/26/08	V
0029	P28	/PHOTO-DOOR TO HALL		AD/NO	06/26/08	V
0030	P29	/PHOTO-CLOCK ON WALL		AD/NO	02/26/08	V
0031	P30	/PHOTO-STAIR CASE		AD/NO	06/25/08	V
0032	P31	/PHOTO-SECOND FLOOR RAILING		AD/NO	06/25/08	V
0033	P32	/PHOTO-STUFF ON FLOOR/BLOOD		AD/NO	06/26/08	V
0034	P33	/PHOTO-STUFF ON FLOOR/TV IN CORNER		AD/NO	06/26/08	V
0035	P34	/PHOTO-SECOND FLOOR HALL W/TABLE		AD/NO	06/24/08	V
0036	P35	/PHOTO-FROM HALL INTO ROOM		AD/NO	06/26/08	V
0037	P36	/PHOTO-SHIRT W/BLOOD-BINDING		AD/NO	06/25/08	V
0038	P37	/PHOTO-CLOSE UP OF SHIRT W/BLOOD		AD/NO	06/26/08	V
0039	P38	/PHOTO-HANDCUFFS		AD/NO	06/25/08	V
0040	P39	/PHOTO-SHIRT-BLOOD-BINDING		AD/NO	06/26/08	V
0041	P40	/PHOTO GRAY BAG-BLACK SOCKS		AD/NO	06/26/08	V
0042	P41	/PHOTO-ROBE TIE-BLACK WIRE		AD/NO	06/26/08	V
0043	P42	/PHOTO-BLACK PLUG/WIRE CUT		AD/NO	06/26/08	V
0044	P43	/PHOTO-BACK PACK		AD/NO	06/26/08	V
0045	P44	/PHOTO-ROOM-DIRT DEVEL BOX		AD/NO	06/26/08	V
0046	P45	/PHOTO-CORDS-PHONE-BLACK SOCKS		AD/NO	06/26/08	V
0047	P46	/PHOTO-WHITE CHOUCHES/PIANO		AD/NO	06/24/08	V
0048	P47	/PHOTO-COFFEE TABLE-PHONE CORD		AD/NO	06/26/08	V
0049	P48	/PHOTO-COFFEE TABLE		AD/NO	06/26/08	V
0050	P49	/PHOTO-DRESSER-ALL DRAWERS OPEN		AD/NO	06/26/08	V
0051	P50	/PHOTO-BOX (OPEN)DRESSER		AD/NO	06/26/08	V
0052	P51	/PHOTO-END TABLE W/PIG UNDER IT		AD/NO	06/26/08	V

10/13/08

EXHIBITS

9:03 AM

CASE NO. 05-C-212968-C

CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Henderson, Joseph A

[]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0053	P52	/PHOTO-CLOSE UP END TABLE-OPEN BOOK		AD/NO	06/26/08	V
0054	P53	/PHOTO-DRESSER/DIRT DEVEL BOX/FAN		AD/NO	06/26/08	V
0055	P54	/PHOTO-PHONE-SOCK		AD/NO	06/26/08	V
0056	P55	/PHOTO-BATHROOM		AD/NO	06/26/08	V
0057	P56	/PHOTO-PURSE (TAN)/SUITCASE		AD/NO	06/26/08	V
0058	P57	/PHOTO-TAPE-TAN PURSE-SUITCASE		AD/NO	06/24/08	V
0059	P58	/PHOTO-WALLET ON FLOOR		AD/NO	06/26/08	V
0060	P59	/PHOTO-SUITCASE		AD/NO	06/26/08	V
0061	P60	/PHOTO-CREDIT CARD CASE (YL)		AD/NO	06/26/08	V
0062	P61	/PHOTO-SUITCASE-CREDIT CARDS-CASE		AD/NO	06/26/08	V
0063	P62	/PHOTO-BATHROOM-TUB		AD/NO	06/26/08	V
0064	P63	/PHOTO-BATHROOM-TOILET/SHOWER		AD/NO	06/26/08	V
0065	P64	/PHOTO-OPEN RED CASE		AD/NO	06/26/08	V
0066	P65	/PHOTO-BED-FLOWER GARMENT/FLOOR		AD/NO	06/24/08	V
0067	P66	/PHOTO-BED-TREE IN CORNER		AD/NO	06/26/08	V
0068	P67	/PHOTO-FLOWER GARMENT/FLOOR		AD/NO	06/26/08	V
0069	P68	/PHOTO-CLOSE UP OF GARMENT		AD/NO	06/26/08	V
0070	P69	/PHOTO-BROKEN EAR PLUG		AD/NO	06/26/08	V
0071	P70	/PHOTO-GUN/FLOOR		AD/NO	06/26/08	V
0072	P71-72	/PHOTO-BLUE SWIM TRUNKS ON PILLOW		AD/NO	06/26/08	V
0073	P73	/PHOTO-WHITE FRINGE PILLOW-FOOT/BED		AD/NO	06/26/08	V
0074	P74	/PHOTO-PLASTIC CUFFS		AD/NO	06/26/08	V
0075	P75	/PHOTO-CORD ON FLOOR		AD/NO	06/26/08	V
0076	P76	/PHOTO-CLOSE UP-PLATE W/CIGARETTE		AD/NO	06/26/08	V
0077	P77	/PHOTO-CLOSET-OPEN RED CHEST		AD/NO	06/26/08	V
0078	P78	/PHOTO-PURSES		AD/NO	06/26/08	V
0079	P79	/PHOTO-CLOSET-DRESSER W/PERFUMES		AD/NO	06/26/08	V
0080	P80	/PHOTO-BOOKCASE-COMPUTER (OFFICE)		AD/NO	06/26/08	V
0081	P81	/PHOTO-DESK-COMPUTER/LAMP		AD/NO	06/26/08	V
0082	P82	/PHOTO-SMALL TV-CHAIR/BAGS		AD/NO	06/26/08	V
0083	P83	/PHOTO-OFFICE DEPOT BAGS		AD/NO	06/26/08	V
0084	P84	/PHOTO-IN CLOSET (GALILEO)		AD/NO	06/26/08	V
0085	P85	/PHOTO-BAGS/COMPUTERS		AD/NO	06/26/08	V
0086	P86	/PHOTO-STUFF IN ROOM- SMALL B & B BAGS		AD/NO	06/26/08	V
0087	P87	/PHOTO-STUFF IN BAGS		AD/NO	06/26/08	V
0088	P88	/PHOTO-STUFF (SUNKIST BOX)		AD/NO	06/26/08	V
0089	P89	/PHOTO-6 LITETyme BOXES		AD/NO	06/26/08	V
0090	P90	/PHOTO-WASHER/DRYER		AD/NO	06/26/08	V
0091	P91	/PHOTO-MAILE VICTIM-FULL VIEW		/	99/99/99	V
0092	P92	/PHOTO-RIGHT SIDE MALE VICTIM		/	99/99/99	V
0093	P93	/PHOTO-BACK VIEW-MALE VICTIM		/	99/99/99	V
0094	P94	/PHOTO-LEFT SIDE-MALE VICTIM		/	99/99/99	V
0095	P95	/PHOTO-MALE VICTIM'S FACE		AD/OB	06/25/08	V
0096	P96	/PHOTO-MALE VICTIM'S HEAD		AD/OB	06/25/08	V
0097	P97	/PHOTO-WOUND-MALE VICTIMS HEAD		AD/OB	06/25/08	V
0098	P98	/PHOTO-WOUND-LIP MALE VICTIM		AD/NO	06/25/08	V
0099	P99	/PHOTO-HANDS-FEMALE VICTIM		/	99/99/99	V
0100	P100	/PHOTO-PALMS-FEMALE VICTIM		/	99/99/99	V
0101	P101	/PHOTO-ANKLES-FEMALE VICTIM		/	99/99/99	V
0102	P102	/PHOTO-LEFT ANKLES/FEET		/	99/99/99	V
0103	P103	/PHOTO-RIGHT SIDE ANKLES/FEET		/	99/99/99	V
0104	P104	/PHOTO-LEFT WRIST INJURY W/RULER		/	99/99/99	V

10/13/08

E X H I B I T S

9:03 AM

CASE NO. 05-C-212968-C

CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Henderson, Joseph A

[]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0105	P105	/PHOTO- UNDERSIDE LFEFT WRIST-INJURY WITH		/	99/99/99	V
0106	P106	/PHOTO-RIGHT HAND INJURY (FEMALE)		/	99/99/99	V
0107	P107	/PHOTO-RIGHT ANKLE W/RULER (FEMALE)		/	99/99/99	V
0108	P108	/PHOTO-OUTSIDE RIGHT ANKLE-RULER		/	99/99/99	V
0109	P109	/PHOTO-VARIOUS ITEMS ON BROWN PAPER		AD/NO	06/26/08	V
0110	P110	/PHOTO-CORDS FOUND NORTH SIDE MASTER		AD/NO	06/26/08	V
0111	P111	/PHOTO-HANDCUFFS-BINDINGS (CENTRAL UPSTRS		AD/NO	06/26/08	V
0112	P112	/PHOTO-INTEMS FOUND MASTER SITTING RM/		AD/NO	06/26/08	V
0113	P113	/PHOTO-CLOSE UP HANDCUFFS		AD/NO	06/26/08	V
0114	P114	/PHOTO-PLASTIC TIE FOUND ON BED		AD/NO	06/26/08	V
0115	P115	/PHOTO-CLOSE UP OF CORDS		AD/NO	06/26/08	V
0116	P116	/PHOTO-BLOOD ON HANDCUFF		AD/NO	06/26/08	V
0117	P117	/PHOTO-BLACK CORDS		AD/NO	06/26/08	V
0118	P118	/PHOTO-CORDS-MASTER SITTING ROOM FLOOR		AD/NO	06/26/08	V
0119	P119	/PHOTO-CLOSE UP OF #118		AD/NO	06/26/08	V
0120	P120-1/21)	PHOTO-FLOWERED ROBE (FRONT)		AD/NO	06/26/08	V
0121	P122	/PHOTO-FLOWERED ROBE (BACK)		AD/NO	06/26/08	V
0122	P123	/PHOTO-SHIRT W/BLOOD (FRONT)		AD/NO	06/26/08	V
0123	P124	/PHOTO-CLOSE UP OF #123		AD/NO	06/26/08	V
0124	P125	/PHOTO-SHIRT W/BLOOD (FRONT)		AD/NO	06/26/08	V
0125	P126	/PHOTO-SHIRT W/BLOOD (BACK)		AD/NO	06/26/08	V
0126	P127	/PHOTO-SHIRT W/BLOOD (FRONT)		AD/NO	06/26/08	V
0127	P128	/SMALL EVIDENCE ENVELOPE		/	99/99/99	V
0128	P129	/SMALL EVIDENCE ENVELOPE		/	99/99/99	V
0129	P129A	/PLASTIC CIGAR TIP/MOUTHPIECE		/	99/99/99	V
0130	P130	/SMALL EVIDENCE ENVELOPE		/	99/99/99	V
0131	P130A	/POLAROID-VICTIM'S MOUTH		/	99/99/99	V
0132	P130B	/POLAROID-VICTIM'S FACE		/	99/99/99	V
0133	P130C	/POLAROID-VICTIM'S RIGHT SIDE FACE		/	99/99/99	V
0134	P130D	/PHOTO-CLOSE UP FACE		/	99/99/99	V
0135	P130E	/PHOTO-VICTIM HEAD WOUND		/	99/99/99	V
0136	P130F	/PHOTO-HEAD WOUND-W/DOCTOR		/	99/99/99	V
0137	P131	/MEDIUM EVIDENCE BAG		AD/NO	06/26/08	V
0138	P131A	/CUT PIECE PHONE CORD & CUT EAR PHONES		AD/NO	06/26/08	V
0139	P132	/MEDIUM EVIDENCE BAG		AD/NO	06/26/08	V
0140	P132A	/WHITE FLEX-CUFF		AD/NO	06/26/08	V
0141	P133	/MEDIUM EVIDENCE BAG		AD/NO	06/26/08	V
0142	P133A	/SEVERAL CUT PIECES BROWN WIRE		AD/NO	06/26/08	V
0143	P134	/MEDIUM EVIDENCE BAG		AD/NO	06/26/08	V
0144	P134A	/PARTIAL ROLL PACKING TAPE		AD/NO	06/26/08	V
0145	P135	/MEDIUM EVIDENC BAG		AD/NO	06/26/08	V
0146	P135A	/PAIR OF METAL HANDCUFFS		AD/NO	06/26/08	V
0147	P135B	/CUT "DELL" CORD		AD/NO	06/26/08	V
0148	P135C	/2 BINDINGS FROM ROBE BELTS		AD/NO	06/26/08	V
0149	P136	/MEDIUM EVIDENCE BAG		AD/NO	06/26/08	V
0150	P136A	/CLEAR PLASTIC BINDING		AD/NO	06/26/08	V
0151	P136B	/KNOTTED WHITE BELT		AD/NO	06/26/08	V
0152	P136C	/PAIR OF SCISSORS		AD/NO	06/26/08	V
0153	P137	/MEDIUM EVIDENCE BAG (NOT OPEN-TOWEL)		AD/NO	06/26/08	V
0154	P138	/MEDIUM EVIDENCE BAG		/	99/99/99	V
0155	P138A	/JULIE KIM INTERVIEW (TAPE)		/	99/99/99	V
0156	P138B-/C)	DEFT INTERVIEW (CD)		/	99/99/99	

10/13/08

E X H I B I T S

9:03 AM

CASE NO. 05-C-212968-C

CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Henderson, Joseph A

[]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0157	P139	/LARGE EVIDENC BAG		AD/NO	06/26/08	V
0158	P139A	/GREY/BLACK BRESS		AD/NO	06/26/08	V
0159	P140	/LARGE EVIDENCE BAG		AD/NO	06/26/08	V
0160	P140A	/FLOWERED ROBE		AD/NO	06/26/08	V
0161	P141	/LARGE EVIDENCE BAG (BIOHAZARD) NOT OPEN		AD/NO	06/26/08	V
0162	P142	/MEDIUM EVIDENCE BAG		AD/NO	06/26/08	V
0163	P142A	/ATHLETIC WORKS INSIDE/OUT SWIM TRUNKS		AD/NO	06/26/08	V
0164	P143	/EXTRA LARGE EVIDENCE BAG (BIO) SHEET NOT		AD/NO	06/26/08	V
0165	P144	/911 TAPE (CD)		AD/ST	06/25/08	V
0166	P145	/JULIE AT HOSPITAL PT #1		AD/NO	06/25/08	V
0167	P146	/JULIE AT HOSPITAL PHOTO BODY #4		AD/OB	06/25/08	V
0168	P147	/JULIE AT HOSPITAL BODY #5		AD/OB	06/25/08	V
0169	P148	/JULIE AT HOSPITAL BODY #6		AD/OB	06/25/08	V
0170	P149	/JULIE AT HOSPITAL BODY #7		AD/OB	06/25/08	V
0171	P150	/JULIE AT HOSPITAL BODY #1		AD/OB	06/25/08	V
0172	P151	/JULIE AT HOSPITAL BODY #8		AD/OB	06/25/08	V
0173	P152	/JULIE AT HOSPITAL BODY #2		AD/OB	06/25/08	V
0174	P153	/JULIE AT HOSPITAL BODY #3		AD/OB	06/25/08	V
0175	P154	/BODY DIAGRAM		AD/NO	06/25/08	V
0176	P156	/DNA SUMMARY CHART 3/19/05		AD/NO	06/26/08	V
0177	P157	/DNA SUMMARY CHART 7/25/05		AD/NO	06/26/08	V
0178	DA	/VIGINAL SWAB ANALYZED DATA		AD/NO	06/27/08	V
0179	PCT1	/DAVID WELCH DNA DRAWINGS (3 PGS)		/	06/27/08	V
0180	PCT2	/NOTES BY KIMBERLY MURGA		/	06/27/08	V

Certification of Copy

State of Nevada } **SS:**
County of Clark }

I, Edward A. Friedland, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

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.

JOSEPH ALEXANDER HENDERSON,


Defendant(s),

Case No: C212968
Dept No: XIV

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 13 day of October 2008.

Edward A. Friedland, Clerk of the Court


Melissa Kaylor, Deputy Clerk

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

JOSEPH ALEXANDER HENDERSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

Supreme Court No. 52573

District Court Case No. C212968

RECEIPT FOR DOCUMENTS

TO: Clark County Public Defender Philip J. Kohn and Kedric Arthur Bassett,
Deputy Public Defender
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Edward A. Friedland , District Court Clerk

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

10/14/08 Filing Fee Waived: Criminal.

10/14/08 Filed Certified Copy of Notice of Appeal.
Appeal docketed in the Supreme Court this day. (Docketing statement mailed to counsel
for appellant.)

DATE: October 14, 2008

Tracie Lindeman, Clerk of Court

By: DH
Deputy Clerk