

1 NOA  
2 MARTIN HART, ESQ.  
3 Nevada Bar #005984  
4 THE LAW OFFICES OF MARTIN HART, LLC  
5 229 South Las Vegas Boulevard South, Suite 200  
6 Las Vegas, Nevada 89101  
7 (702) 380-4278  
8 *Attorney for Appellant*

FILED

Nov 19 4 37 PM '08

*E. J. H. H.*  
CLERK OF THE COURT

IN THE EIGHTH JUDICIAL DISTRICT COURT  
CLARK COUNTY, NEVADA

FILED

STATE OF NEVADA,

Plaintiff,

vs.

DAIMON MONORE,  
aka DAIMON DEVI HOYT  
#0715429

Defendant.

No. 52788

CASE NO.: C-228752  
DEPT NO.: V 11

NOV 20 2008

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *H. J. H. H.*  
DEPUTY CLERK

NOTICE OF APPEAL

Notice is hereby given that defendant above-named, hereby appeals to the Supreme Court of Nevada from the Judgment of Conviction filed November 4, 2008.

DATED this 13 day of November, 2008.

*M. H. H. H.*  
MARTIN HART ESQ.  
Nevada Bar No. 5984  
THE LAW OFFICES OF MARTIN HART, LLC  
229 South Las Vegas Boulevard South, Suite 200  
Las Vegas, Nevada 89101  
(702) 380-4278  
*Attorney for Appellant*

RECEIVED

NOV 20 2008

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
DEPUTY CLERK

**CERTIFICATE OF SERVICE**

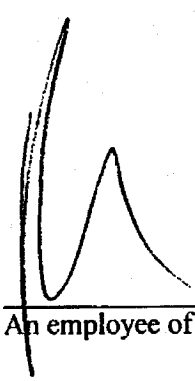
I hereby certify that a true and accurate copy of the foregoing Notice of Appeal was served  
this 19 day of November, 2008, on the following persons by First Class United  
States Mail, postage prepaid:

DAVID ROGER  
Clark County District Attorney  
Appellate Division  
200 E. Lewis Ave.  
Las Vegas, Nevada 89155

CATHERINE CORTEZ MASTO  
Nevada Attorney General  
100 N. Carson St.  
Carson City, NV 89701-4717

and by personal service on:

DAIMON MONORE,  
aka DAIMON DEVI HOYT  
#0715429  
Clark County Detention Center  
330 S. Casino Center Blvd.  
Las Vegas, NV 89101

  
An employee of The Law Offices of Martin Hart, LLC

DATE: 11/20/08  
CASE NO. 06-C-228752-C

I N D E X

TIME 8:47 AM  
JUDGE: Bell, Stewart L.

STATE OF NEVADA

[ ] vs Monroe, Daimon

[E]

0001 D1 Daimon Monroe

005984 Hart, Marty  
NO. 1 District Attorneys Office  
200 S Third St 5th Fl  
Las Vegas, NV 89155

0002 D Tonya Trevarthen

007797 Lord, Jonathan J.  
NO. 1 601 S. Seventh Street  
Las Vegas, NV 89101

0003 D Bryan Fergason

008435 Dustin, Cynthia L.  
NO. 1 8th Judicial District Court  
Dept 5 Clark County Court Hse  
200 Third St  
Las Vegas, NV 89101

0004 D Robert Holmes

005032 Kennedy, Kirk T.  
NO. 1 Kirk L. Kennedy  
2881 S. Valley View Blvd. Ste  
Las Vegas, NV 89102

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0001	12/13/06	IND / (GRAND JURY) INDICTMENT	Fee	\$0.00		
0002	12/13/06	ARRN/INITIAL ARRAIGNMENT	0001		12/20/06	
0003	12/13/06	ARRN/INITIAL ARRAIGNMENT	0003		12/20/06	
0004	12/13/06	ARRN/INITIAL ARRAIGNMENT	0004		12/20/06	
0005	12/13/06	ARRN/INITIAL ARRAIGNMENT	0002		12/27/06	
0006	12/13/06	HEAR/GRAND JURY INDICTMENT	AL		12/13/06	
0007	12/13/06	BNCH/BENCH WARRANT ISSUED	0001	QU	12/13/06	
0008	12/13/06	ORDR/ORDER OF INTENT TO FORFEIT	0001		12/13/06	
0009	12/13/06	ORDR/NOTICE AND ORDER TO TRANSFER BAIL	0004		12/13/06	
0010	12/13/06	WARR/INDICTMENT WARRANT	0001		12/13/06	
0011	12/13/06	WARR/INDICTMENT WARRANT	0004		12/13/06	
0012	12/13/06	WARR/INDICTMENT WARRANT	0003		12/13/06	
0013	12/18/06	QUAS/DEFT'S QUASH BENCH WARRANT & FOR OR RELEASE OR BAIL REDUCTION/8	0004		12/20/06	
0014	12/15/06	IND / AMENDED (GRAND JURY) INDICTMENT	AL			
0015	12/19/06	BNCH/BENCH WARRANT ISSUED	0003	QU	12/13/06	
0016	12/19/06	ORDR/ORDER OF INTENT TO FORFEIT	0003		12/13/06	
0017	12/19/06	BNCH/BENCH WARRANT ISSUED	0004	QU	12/13/06	
0018	12/19/06	ORDR/ORDER OF INTENT TO FORFEIT	0004		12/13/06	
0019	12/19/06	BNCH/BENCH WARRANT RETURN /13	0001	MC	12/20/06	
0020	12/19/06	BNCH/BENCH WARRANT RETURN /14	0003	MC	12/20/06	
0021	12/18/06	ROC / RECEIPT OF COPY	0004		12/18/06	
0022	12/20/06	ARRN/ARRAIGNMENT CONTINUED (DEFTS' MONROE; FERGASON & HOLMES)	AL		01/04/07	
0025	12/22/06	MOT / ALL PENDING MOTIONS (12/20/06)	AL		12/20/06	
0026	12/27/06	ARRN/ARRAIGNMENT CONTINUED (DEFT. TREVARTHEN)	0002		01/04/07	
0027	12/28/06	ORDR/STIPULATION AND ORDER	0002		12/28/06	
0028	01/04/07	MOT / ALL PENDING MOTIONS (1/4/07)	AL		01/04/07	
0029	01/05/07	ARRN/ARRAIGNMENT CONTINUED	0001	MH	01/11/07	
0030	01/05/07	HEAR/CONFIRMATION OF COUNSEL (LANGFORD)	0001	CM	01/11/07	

(Continued to page 2)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0031	01/05/07	HEAR/CONFIRMATION OF COUNSEL (FIGLER)	0002	MH	01/11/07	
0032	01/05/07	CALC/CALENDAR CALL	AL		03/06/07	
0033	01/05/07	JURY/TRIAL BY JURY (VJ 3/06/07)	AL	VC	03/13/07	
0034	01/05/07	OCAL/STATUS CHECK: BAIL BONDS	0004	OC	02/08/07	
0035	01/05/07	NOTC/NOTICE OF ENTRY OF ORDER	0002		12/28/06	
0036	01/08/07	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS - GRAND JURY VOLUME 1	AL		11/28/06	
0037	01/08/07	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS - GRAND JURY VOLUME 2	AL		11/28/06	
0038	01/08/07	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS - GRAND JURY VOLUME 3	AL		12/12/06	
0039	01/08/07	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS - GRAND JURY VOLUME 4	AL		12/13/06	
0040	01/08/07	BOND/BOND - #DS250-148813 - \$137,000.00	0004			
0041	01/11/07	MOT /ALL PENDING MOTIONS (1/11/06); DEFTS' MONROE & TREVARTEN	AL		01/11/07	
0042	01/12/07	HEAR/CONFIRMATION OF COUNSEL (LORD)	0002	CM	01/18/07	
0043	01/22/07	CBOR/CRIMINAL BINDOVER RECEIPT	0004		01/22/07	
0044	01/22/07	BOND/BOND - #DS50-134729 - \$13,000.00	0001			
0045	01/24/07	NOTC/NOTICE OF RECEIPT OF BOND TRANSFER	0004C			
0046	01/05/07	HEAR/SOURCE HEARING	0004		01/05/07	
0047	01/31/07	MOT /DEFT'S MTN FOR EXTENSION OF TIME TO FILE PTN FOR WRIT OF HABEAS CORPUS/30	0001	GR	02/13/07	
0048	01/31/07	ORDR/ORDER OF HOURLY APPOINTMENT	0001		01/31/07	
0049	02/01/07	PET /PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07)	0004	VC	03/06/07	
0050	02/01/07	PET /PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07)	0003	VC	03/06/07	
0051	02/01/07	ORDR/ORDER	0003		02/01/07	
0052	02/05/07	CERT/CERTIFICATE OF MAILING	0004		02/02/07	
0053	02/06/07	ORDR/ORDER APPOINTING COUNSEL	0002		02/06/07	
0054	02/07/07	ORDR/ORDER APPOINTING COUNSEL	0003		02/07/07	
0055	02/08/07	REQT/EX PARTE MOTION FOR EMPLOYMENT AND PAYMENT OF INVESTIGATOR	0001			
0056	02/14/07	OCAL/STATUS CHECK: PETITION/TRIAL	0001		02/20/07	
0057	02/14/07	ARGU/ARGUMENT: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS (VJ 3/01/07)	0001	VC	03/06/07	
0058	02/14/07	ORDR/ORDER	0001		02/14/07	
0059	02/14/07	WRIT/RETURN TO WRIT OF HABEAS CORPUS	0004			
0060	02/14/07	WRIT/RETURN TO WRIT OF HABEAS CORPUS	0003			
0061	02/15/07	ROC /RECEIPT OF COPY	0004		02/15/07	
0062	02/20/07	MOT /ALL PENDING MOTIONS 2-20-07	AL		02/20/07	
0063	02/28/07	EXPR/EX PARTE ORDER APPOINTING INVESTIGATOR	0003		02/28/07	
0064	02/28/07	PET /PETITION FOR WRIT OF HABEAS CORPUS	0001			
0065	03/01/07	NOEV/NOTICE OF EXHIBITS IN THE VAULT			03/01/07	
0066	02/28/07	REQT/EX PARTE MOTION TO APPOINT INFESTIGATOR	0003			
0067	03/06/07	CALC/CALENDAR CALL	0001		10/02/07	
0068	03/06/07	JURY/TRIAL BY JURY VJ 10/02/07	0001	VC	10/09/07	
0069	03/06/07	CALC/CALENDAR CALL	0003		10/02/07	
0070	03/06/07	JURY/TRIAL BY JURY VJ 10/02/07	0003	VC	10/09/07	
0071	03/06/07	CALC/CALENDAR CALL	0004	MH	10/02/07	
0072	03/06/07	JURY/TRIAL BY JURY VJ 10/02/07	0004	VC	10/09/07	

(Continued to page 3)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0073	03/06/07	OCAL/STATUS CHECK: SENTENCING	0002		04/24/08	
0074	03/06/07	IND /SECOND AMENDED (GRAND JURY) INDICTMENT	0002			
0075	03/06/07	WRIT/RETURN TO WRIT OF HABEAS CORPUS	0001			
0076	03/06/07	MEMO/GUILTY PLEA MEMORANDUM/AGREEMENT	0002			
0077	03/19/07	AGRE/AGREEMENT TO TESTIFY	0002			
0078	04/17/07	ORDR/STIPULATION AND ORDER EXTENDING TIME	0001		04/17/07	
0079	04/26/07	ROP /RECEIPT OF EXHIBITS	0001		04/26/07	
0080	05/07/07	PET /PETITION FOR WRIT OF HABEAS CORPUS	0001			
0081	05/09/07	ROC /RECEIPT OF COPY	0003		05/09/07	
0082	05/09/07	ROC /RECEIPT OF COPY	0001		05/09/07	
0083	05/14/07	MOT /SUSAN D BURKE'S MTN TO WITHDRAW AS ATTORNEY OF RECORD /43	0001	GR	05/29/07	
0084	05/14/07	ROC /RECEIPT OF COPY	0004		05/10/07	
0085	05/21/07	ORDR/ORDER FOR PRODUCTION OF INMATE	0003	SH	10/02/07	
0086	06/06/07	APPL/EX PARTE APPLICATION FOR AUTHORIZATION OF FEES IN THE STATUTORY AMOUNT	0001			Y
AUTHORIZED BY NRS 7.125 AND 7.145						
0087	07/03/07	ORDR/ORDER	0001		07/03/07	
0088	08/08/07	ROC /RECEIPT OF COPY	0002		08/08/07	
0089	08/08/07	ROC /RECEIPT OF COPY	0004		08/08/07	
0090	09/01/07	PET /PTN FOR WRIT OF HABEAS CORPUS (DEFT. MONROE) VJ 09-25-07	0001	VC	09/28/07	
0091	09/01/07	ORDR/ORDER SETTING HEARING DATE	MP	SH	09/28/07	
0092	09/13/07	MOT /DEFT'S MTN TO CONTINUE TRIAL/45	0004	GR	10/02/07	
0093	09/13/07	ROC /RECEIPT OF COPY	0004		09/13/07	
0094	09/18/07	PET /PTN FOR WRIT OF HABEAS CORPUS (DEFT. FERGUSON) VJ 09-25-07	0003	VC	09/28/07	
0095	09/18/07	PET /PTN FOR WRIT OF HABEAS CORPUS (DEFT. HOLMES) VJ 09-25-07	0004	VC	09/28/07	
0096	09/18/07	REQT/AMENDED NOTICE OF MOTION ON DEFENDANTS MOTION TO CONTINUE TRIAL	0004		09/25/07	
0097	09/19/07	ROC /RECEIPT OF COPY	0004		09/19/07	
0098	09/25/07	OCAL/STATUS CHECK: TRIAL SETTING	0001	MH	10/02/07	
0099	09/25/07	OCAL/STATUS CHECK: TRIAL SETTING	0003	MH	10/02/07	
0100	10/02/07	PET /PTN FOR WRIT OF HABEAS CORPUS	AL	DN	11/08/07	
0101	10/02/07	CALC/CALENDAR CALL VO 12/10/07	0001	VC	03/11/08	
0102	10/02/07	JURY/TRIAL BY JURY VO 12/10/07	0001	VC	03/18/08	
0103	10/02/07	CALC/CALENDAR CALL VO 12/10/07	0003	VC	03/11/08	
0104	10/02/07	JURY/TRIAL BY JURY VO 12/10/07	0003	VC	03/18/08	
0105	10/02/07	CALC/CALENDAR CALL VO 12/10/07	0004	VC	03/11/08	
0106	10/02/07	JURY/TRIAL BY JURY VO 12/10/07	0004	VC	03/18/08	
0107	10/02/07	MOT /ALL PENDING MOTIONS 10/02/07	AL		10/02/07	
0108	10/04/07	APPL/EX PARTE APPLICATION FOR EXCESSIVE INVESTIGATOR FEES	0001			
0109	10/16/07	ORDR/ORDER TO APPOINT INVESTIGATOR AND INVESTIGATIVE FEES	0001		10/16/07	
0110	10/19/07	ORDR/AMENDED ORDER APPOINTING COUNSEL AND ALLOWING INTERIM BILLING	0003		10/19/07	
0111	11/06/07	EXPR/EX PARTE ORDER ALLOWING FEES IN EXCESS OF STATUTORY MAXIMUM FOR ATTORNEY	0003		11/06/07	Y
ON COURT APPOINTED CASE FIRST INTERIM BILLING						
0112	11/06/07	SUPP/SUPPLEMENT TO DEFTS PETITION FOR WRIT OF HABEAS CORPUS	0003			

(Continued to page 4)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0113	11/06/07	ROC /RECEIPT OF COPY	0003		11/06/07	
0114	11/06/07	REQT/EX PARTE MOTION TO ALLOW FEES IN EXCESS OF STATORY MAXIMUM FOR ATTORNEY ON	0003 0003			Y
COURT APPOINTED CASE						
0115	12/10/07	CALC/CALENDAR CALL (VJ 1/23/08)	0001	VC	03/13/08	
0116	12/10/07	JURY/TRIAL BY JURY (VJ 1/23/08)	0001	VC	03/25/08	
0117	12/10/07	CALC/CALENDAR CALL (VJ 1/23/08)	0003	VC	03/13/08	
0118	12/10/07	JURY/TRIAL BY JURY (VJ 1/23/08)	0003	VC	03/25/08	
0119	12/10/07	CALC/CALENDAR CALL (VJ 1/23/08)	0004	VC	03/13/08	
0120	12/10/07	JURY/TRIAL BY JURY (VJ 1/23/08)	0004	VC	03/25/08	
0121	12/10/07	ORDR/TRIAL ORDER	MP		12/10/07	
0122	01/23/08	OCAL/MINUTE ORDER RE: (RECUSAL)			01/23/08	
0123	01/23/08	ASSG/REASSIGNMENT OF JUDGE Leavitt TO JUDGE Hardcastle				
0124	01/23/08	NDR /NOTICE OF DEPARTMENT REASSIGNMENT 008435007797005984FC			01/23/08	Y
005984007797008435						
0125	01/24/08	OCAL/MINUTE ORDER RE: REASSIGNMENT TO DEPT. VII			01/24/08	
0126	01/24/08	ASSG/REASSIGNMENT OF JUDGE Hardcastle TO JUDGE Bell				
0127	01/25/08	JURY/TRIAL BY JURY (VJ 2-5-08)	0001	VC	03/25/08	
0128	01/25/08	CALC/CALENDAR CALL (VJ 2-5-08)	0001	VC	03/13/08	
0129	01/25/08	JURY/TRIAL BY JURY (VJ 2-5-08)	0003	VC	03/25/08	
0130	01/25/08	CALC/CALENDAR CALL (VJ 2-5-08)	0003	VC	03/13/08	
0131	01/25/08	JURY/TRIAL BY JURY (VJ 2-5-08)	0004	VC	03/25/08	
0132	01/25/08	CALC/CALENDAR CALL (VJ 2-5-08)	0004	VC	03/13/08	
0133	01/25/08	OCAL/STATUS CHECK: VERIFY TRIAL DATES	0001		02/05/08	
0134	01/25/08	OCAL/STATUS CHECK: VERIFY TRIAL DATES	0003		02/05/08	
0135	01/25/08	OCAL/STATUS CHECK: VERIFY TRIAL DATES	0004		02/05/08	
0136	01/30/08	MOT /ALL PENDING MOTIONS 1/30/08	AL		01/30/08	
0137	02/05/08	MOT /ALL PENDING MOTIONS 2-5-08	AL		02/05/08	
0138	02/05/08	CALC/CALENDAR CALL	0001		05/01/08	
0139	02/05/08	JURY/TRIAL BY JURY (VK 5-1-08)	0001	VC	05/12/08	
0140	02/05/08	CALC/CALENDAR CALL	0003		05/01/08	
0141	02/05/08	JURY/TRIAL BY JURY (VJ 5-1-08)	0003	VC	05/12/08	
0142	02/05/08	CALC/CALENDAR CALL	0004		05/01/08	
0143	02/05/08	JURY/TRIAL BY JURY (VK 5-1-08)	0004	VC	05/12/08	
0144	04/24/08	MOT /DEFT'S MTN TO SEVER /83	0004	DN	05/01/08	
0145	04/25/08	MOT /DEFT'S MTN TO SEVER /84	0003	GR	05/01/08	
0146	04/24/08	OCAL/STATUS CHECK: SENTENCING	0002		07/16/08	
0147	04/23/08	NNEW/NOTICE OF WITNESSES AND/OR EXPERT WITNESSES	MP MP			
0148	04/25/08	ROC /RECEIPT OF COPY	0004		04/24/08	
0149	04/25/08	ROC /RECEIPT OF COPY	0003		04/25/08	
0150	04/29/08	MOT /STATE'S MTN TO AMEND INDICTMENT /86	0001		05/01/08	
0151	04/29/08	MOT /STATE'S MTN TO AMEND INDICTMENT	0003		05/01/08	
0152	04/29/08	MOT /STATE'S MTN TO AMEND INDICTMENT	0004		05/01/08	
0153	04/28/08	OPPS/OPPOSITION TO DEFENDANT HOLMES MOTION TO SEVER	0004 0004			
0154	04/28/08	OPPS/OPPOSITION TO DEFENDANT FERGUSONS MOTION TO SEVER	0003 0003			

(Continued to page 5)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0155	05/01/08	MOT /ALL PENDING MOTIONS 5-1-08	AL		05/01/08	
0156	05/01/08	JURY/TRIAL BY JURY (VK 5-12-08)	0001	VC	05/12/08	
0157	05/01/08	JURY/TRIAL BY JURY (VJ 5-12-08)	0004	VC	05/12/08	
0158	05/01/08	JURY/TRIAL BY JURY (VJ 5-12-08)	0003	VC	05/20/08	
0159	04/30/08	NOTC/NOTICE OF HABITUAL CRIMINALITY	MP			
0160	05/01/08	IND /AMENDED (GRAND JURY) INDICTMENT	MP			
0161	04/30/08	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO DISQUALIFY THE DISTRICT ATTORNEYS	0001 0001			Y
OFFICE AND SANDRA DIGIACOMO AS PROSECUTOR DUE TO CONFLICT ON INTEREST						
0162	05/01/08	ORDR/ORDER AMENDING INDICTMENT	AL		05/01/08	
0163	05/03/08	MOT /DEFT'S MTN TO SUPPRESS TELEPHONE RECORDINGS/93	0001 0001	DN	05/12/08	
0164	05/03/08	MOT /DEFT'S MTN TO DISQUALIFY DA'S OFFICE & SANDRA DIGIACOMO AS PROSECUTOR /94	0001 0001	DN	05/12/08	
0165	05/03/08	MOT /DEFT'S MTN IN LIMINE RE: ROP DETECTIVES/95	0001 0001	GP	05/12/08	
0166	05/03/08	MOT /DEFT'S MTN TO SUPPRESS EVIDENCE OBTAINED PURSUANT TO SEARCH WARRANTS/96	0001 0001		05/12/08	
0167	05/02/08	ORDR/SECOND ORDER TO APPOINT INVESTIGATOR AND INVESTIGATIVE FEES	0001 0001		05/02/08	
0168	05/06/08	MOT /DEFTS MTN TO SUPPRESS /97	0003	MH	05/12/08	
0169	05/06/08	MOT /DEFTS MTN TO DISMISS POSSESSION OF STOLEN PROPERTY/98	0003 0003	MH	05/12/08	
0170	05/05/08	NWEW/NOTICE OF WITNESSES AND/OR EXPERT WITNESSES	MP MP			
0171	05/07/08	MOT /DEFT'S MTN FOR PRODUCTION OF DISCOVERY (HEARD 5-12-08)	0003 0003	VC	05/19/08	
0172	05/07/08	MOT /DEFT'S MTN IN LIMINE TO EXCLUDE/PRECLUDE EVIDENCE (DENIED 5-12-08)	0003 0003	VC	05/19/08	
0173	05/07/08	MOT /DEFT'S MTN IN LIMINE TO BAR ADMISSION OF RECORDED TEL CALLS (DENIED 5-12-08)	0003 0003	VC	05/19/08	
0174	05/07/08	MOT /DEFT'S MTN TO SUPPRESS /102	0001	DN	05/12/08	
0175	05/07/08	MOT /DEFT'S JOINDER IN MTNS IN LIMINE/103	0001	MH	05/12/08	
0176	05/07/08	MOT /DEFT'S MTN TO STRIKE LANGUAGE IN COUNT 1 & COUNT 13 /104	0003 0003	GP	05/12/08	
0177	05/07/08	MOT /DEFT'S MTN IN LIMINE TO BAR ADMISSION OF EXPERT TESTIMONY /105	0003 0003	MH	05/12/08	
0178	05/07/08	MOT /DEFT'S MTN IN LIMINE TO BAR ADMISSION OF EVID /106	0003 0003	GP	05/12/08	
0179	05/08/08	MOT /DEFT'S MTN TO DISMISS /107	0004	DN	05/12/08	
0180	05/08/08	MOT /DEFT'S MTN IN LIMINE TO EXCLUDE ANY TESTIMONY RE PRIOR ARRESTS/108	0004 0004	GR	05/12/08	
0181	05/08/08	MOT /DEFT'S MTN IN LIMINE TO BAR THE ADMISSION OF RECORDED TELEPHONE CALLS/109	0004 0004	DN	05/12/08	
0182	05/08/08	MOT /DEFT'S MTN TO JOIN CO DEFT DAIMON MONROE'S MOTIONS/110	0004 0004	GR	05/12/08	
0183	05/08/08	MOT /DEFT'S MTN TO JOIN CO DEFT BRYAN FERGASON'S MOTIONS/111	0004 0004	GR	05/12/08	
0184	05/08/08	MOT /DEFT'S MTN TO SUPPRESS /112	0004	DN	05/12/08	
0185	05/07/08	ROC /RECEIPT OF COPY	0003		05/07/08	
0186	05/07/08	ROC /RECEIPT OF COPY	0003		05/07/08	
0187	05/07/08	CRTF/CERTIFICATE OF SERVICE	0001		05/07/08	

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NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0188	05/08/08	OPPS/OPPOSITION TO MOTION IN LIMINE TO EXCLUDE PRECLUDE EVIDENCE ATTRIBUTED TO CO DEFENDANTS FROM BEING ADMITTED DURING TRIAL AGAINST EHE DEFENDANT BRYAN FERGASON	0003 0003			Y
0189	05/07/08	ROC /RECEIPT OF COPY	0003	05/07/08		
0190	05/08/08	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO DISMISS POSSESSION OF STOLEN	0003 0003			Y
PROPERTY CHARGES						
0191	05/08/08	NWEW/NOTICE OF WITNESSES AND/OR EXPERT WITNESSES	0004 0004			
0192	05/07/08	ROC /RECEIPT OF COPY	0003	05/07/08		
0193	05/09/08	OPPS/OPPOSITION TO DEFT FERGASONS MTN IN LIMINE TO BAR THE ADMISSION OF RECORDED	0003 0003	05/12/08		Y
TELEPHONE CALLS						
0194	05/09/08	OPPS/OPPOSITION TO DEFT FERGASONS MTN TO SUPPRESS	0003 0003	05/12/08		
0195	05/09/08	OPPS/OPPOSITION TO DEFT MONROES MTN TO SUPPRESS TELEPHONE RECORDINGS	0001 0001	05/12/08		
0196	05/09/08	OPPS/OPPOSITION TO DEFT HOLMES MTN IN LIMINE TO BAR THE ADMISSION OF RECORDED	0004 0004	05/12/08		Y
TELEPHONE CALLS						
0197	05/09/08	OPPS/OPPOSITION TO DEFT FERGASONS MTN TO STRIKE LANGUAGE IN COUNT ONE	0003 0003	05/12/08		Y
AND COUNT THIRTEEN						
0198	05/12/08	MOT /ALL PENDING MOTIONS 5-12-08	AL	BW 05/12/08		
0199	05/09/08	OPPS/STATES OPPOSITION TO DEFTS MOTION TO SUPPRESS EVIDENCE OBTAINED PURSUANT TO	0001 0001			Y
SEARCH WARRANTS						
0200	05/12/08	JURY/TRIAL BY JURY	0001	MH 05/20/08		
0201	05/12/08	TRB /TRIAL BEGINS	0001			
0202	05/09/08	OPPS/OPPOSITION TO DEFENDANT HOLMES MOTION TO DISMISS CONSPIRACY TO COMMIT	0004 0004			Y
BURGLARY AND/OR STOLEN PROPERTY CHARGES						
0203	05/09/08	OPPS/OPPOSITION TO DEFENDANTS MOTION IN LIMINE TO BAR ADMISSION OF EVIDENCE	0003 0003			
0204	05/09/08	OPPS/OPPOSITION TO DEFENDANTS MOTION IN LIMINE TO BAR ADMISSION OF EXPERT	0003 0003			Y
TESTIMONY						
0205	05/09/08	OPPS/OPPOSITION TO DEFTS MOTION IN LIMINE RE ROP DETECTIVES	0001 0001			
0206	05/12/08	BNCH/BENCH WARRANT ISSUED	0004	05/12/08		
0207	05/12/08	JLST/DISTRICT COURT JURY LIST	0001			
0208	05/15/08	NOIB/NOTICE OF INTENT TO FORFEIT	0004	12/05/08		
0209	05/15/08	NOIB/NOTICE OF INTENT TO FORFEIT	0004	12/05/08		
0210	05/15/08	HEAR/SHOW CAUSE HEARING	0004C	12/05/08		
0211	05/13/08	IND /SECOND AMENDED (GRAND JURY) INDICTMENT	0001			
0212	05/19/08	JURY/TRIAL BY JURY	0003	MH 05/29/08		
0213	05/20/08	SENT/SENTENCING	0001	GR 10/01/08		
0214	05/19/08	PINU/PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL	0001 0001	05/19/08		
0215	05/20/08	TRE /TRIAL ENDS	0001			
0216	05/21/08	TRB /TRIAL BEGINS	0003			

(Continued to page 7)



NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0217	05/21/08		NNEW/DEFENDANTS WITNESS LIST	0003			
0218	05/20/08		ACJL/AMENDED CRIMINAL JURY LIST	0001			
0219	05/21/08		ROC /RECEIPT OF COPY	0003		05/21/08	
0220	05/20/08		INST/INSTRUCTIONS TO THE JURY	0001			
0221	05/20/08		JMNT/VERDICT	0001		05/22/08	
0222	05/21/08		JLST/DISTRICT COURT JURY LIST	0003			
0223	05/21/08		IND /THIRD AMENDED (GRAND JURY) INDICTMENT	0003			
0224	05/21/08		IND /FOURTH AMENDED (GRAND JURY) INDICTMENT	0004			
0225	05/29/08		SENT/SENTENCING	0003	GR	10/01/08	
0226	05/29/08		TRE /TRIAL ENDS	0003			
0227	05/28/08		PINU/PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL	0003			
0228	05/28/08		MEMO/BENCH MEMORANDUM	0003			
0229	05/29/08		INST/INSTRUCTIONS TO THE JURY (INSTRUCTION NO 1)	0003		05/29/08	
0230	05/29/08		JLST/AMENDED DISTRICT COURT JURY LIST	0003			
0231	06/03/08		MOT /SULLIVAN'S MTN TO WITHDRAW AS COUNSEL	0004	GR	06/16/08	
0232	06/03/08		ROC /RECEIPT OF COPY	0004		06/03/08	
0233	05/29/08		JMNT/VERDICT (COUNTS 1,2 AND 4)	0003		06/06/08	
0234	05/29/08		JMNT/VERDICT (COUNT 3)	S		06/06/08	
0235	06/05/08		ORDR/EX PARTE ORDER ALLOWING FEES IN EXCESS OF STATUTORY MAXIMUM FOR ATTORNEY	0003		06/05/08	Y
ON COURT APPOINTED CASE FIRST INTERIM BILLING							
0236	06/16/08		BNCH/NO BAIL BENCH WARRANT ISSUED	0004		05/12/08	
0237	06/16/08		ORDR/ORDER OF INTENT TO FORFEIT	0004		05/12/08	
0238	06/16/08		ORDR/ORDER TO WITHDRAW AS ATTORNEY OF RECORD	0004		06/16/08	
0239	06/17/08		NOTC/NOTICE OF ENTRY OF ORDER	0004		06/16/08	
0240	07/11/08		QUAS/DEFT'S MTN TO QUASH BENCH WARRANT/123	0004	DN	07/15/08	
0241	07/15/08		CALC/CALENDAR CALL (VJ 11-10-08)	0004	VC	11/13/08	
0242	07/15/08		JURY/TRIAL BY JURY (VJ 11-10-08)	0004	VC	11/17/08	
0243	07/16/08		SENT/SENTENCING	0002	GR	09/26/08	
0244	08/04/08		MOT /STATE'S MTN FOR RELEASE OF EVIDENCE TO VICTIMS AND/OR AUCTION BY LVMPD	AL	GP	08/07/08	
0245	08/13/08		ORDR/ORDER	AL			
0246	08/19/08		MOT /STATES MTN FOR RELEASE OF PROPERTY/128	AL	GR	08/21/08	
0247	08/19/08		ORDR/ORDER FOR PRODUCTION OF INMATE	0003		10/01/08	
0248	08/23/08		ORDR/ORDER	AL		08/23/08	
0249	09/17/08		NOEV/NOTICE OF EXHIBITS IN THE VAULT			05/29/08	
0250	09/22/08		NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT			05/20/08	
0251	09/26/08		OCAL/STATUS CHECK: COMPLIANCE	0002		03/31/09	
0252	10/01/08		MOT /ALL PENDING MOTIONS 10-1-08	AL		10/01/08	
0253	10/01/08		NOEV/NOTICE OF EXHIBITS IN THE VAULT			10/01/08	
0254	09/30/08		ROC /RECEIPT OF COPY	0003		09/30/08	
0255	09/30/08		MEMO/SENTENCING MEMORANDUM	0003			
0256	10/03/08		JMNT/JUDGMENT OF CONVICTION/ADMIN ASSESSMENT	0002		10/06/08	
0257	10/01/08		SRCC/AS TO DEFENDANT #1) CTS 1-14 CONCURRENT WITH EACH OTHER, CTS 15-27 CONCURRENT WITH EACH OTHER BUT CONSECUTIVE WITH CTS 1-14.				Y
0258	10/01/08		SRCC/AS TO DEFENDANT #3) CTS 1,2 AND 4-14 CONCURRENT WITH EACH OTHER CTS 15-27 CONCURRENT WITH EACH OTHER BUT CONSECUTIVE WITH CTS 1,2 AND 4-14.				Y
0259	11/04/08		JMNT/JUDGMENT OF CONVICTION/ADMIN ASSESSMENT	0001		11/05/08	

(Continued to page 8)

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0260	11/04/08	JMNT/JUDGMENT OF CONVICTION/GENETIC TESTING	0001			11/05/08	
0261	11/04/08	JMNT/JUDGMENT OF CONVICTION/ADMIN ASSESSMENT	0003			11/05/08	
0262	11/04/08	JMNT/JUDGMENT OF CONVICTION/GENETIC TESTING	0003			11/05/08	
0263	11/03/08	REQT/STATES NOTICE OF MOTION AND MOTION TO ADMIT EVIDENCE OF OTHER CRIMES WRONGS	0004	SH		11/13/08	Y
OR BAD ACTS							
0264	11/03/08	REQT/STATES NOTICE OF MOTION AND MOTION IN LIMINE	0004	SH		11/13/08	
0265	11/07/08	ARRN/ENTRY OF PLEA	0004			11/10/08	
0266	11/10/08	SENT/SENTENCING	0004			12/30/08	
0267	11/03/08	MOT /STATE'S MTN TO ADMIT EVIDENCE (VJ 11-12-08)	0004	VC		11/13/08	
0268	11/07/08	NWEW/SUPPLEMENTAL NOTICE OF WITNESSES	0004				
0269	11/03/08	MOT /STATE'S MTN IN LIMINE /134	AL			11/13/08	
0270	11/10/08	IND /(GRAND JURY) FIFTH AMENDED INDICTMENT	0004				
0271	11/10/08	MEMO/GUILTY PLEA MEMORANDUM/AGREEMENT	0004				
0272	11/14/08	ORDR/ORDER OF APPOINTMENT	0001	HG		11/06/07	

JOC

ORIGINAL

2008 Nov -4 P 2:50

DISTRICT COURT  
CLARK COUNTY, NEVADA

*[Signature]*  
CLERK OF THE COURT

THE STATE OF NEVADA,

Plaintiff,

CASE NO. C228752

-vs-

DEPT. NO. VII

DAIMON MONROE  
aka Daimon Devi Hoyt  
#0715429

Defendant.

JUDGMENT OF CONVICTION  
(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1  
- CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT  
BURGLARY (Gross Misdemeanor) in violation of NRS 205.275, 199.480; COUNT 2 -  
POSSESSION OF STOLEN PROPERTY (Category B Felony) in violation of NRS  
205.275; COUNT 3 - POSSESSION OF STOLEN PROPERTY (Category B Felony) in  
violation of NRS 205.275; COUNT 4 - POSSESSION OF STOLEN PROPERTY  
(Category B Felony) in violation of NRS 205.275; COUNT 5 - POSSESSION OF  
STOLEN PROPERTY (Category C Felony) in violation of NRS 205.275, of COUNT 6 -

1 POSSESSION OF STOLEN PROPERTY (Category C Felony) in violation of NRS  
2 205.275; COUNT 7 – POSSESSION OF STOLEN PROPERTY (Category B Felony) in  
3 violation of NRS 205.275; COUNT 8 – POSSESSION OF STOLEN PROPERTY  
4 (Category B Felony) in violation of NRS 205.275; COUNT 9 – POSSESSION OF  
5 STOLEN PROPERTY (Category B Felony) in violation of NRS 205.275; COUNT 10 –  
6 POSSESSION OF STOLEN PROPERTY (Category B Felony) in violation of NRS  
7 205.275; COUNT 11 – POSSESSION OF STOLEN PROPERTY (Category B Felony) in  
8 violation of NRS 205.275; COUNT 12 – POSSESSION OF STOLEN PROPERTY  
9 (Category C Felony) in violation of NRS 205.275; COUNT 13 – POSSESSION OF  
10 STOLEN PROPERTY (Category B Felony) in violation of NRS 205.275; COUNT 14 –  
11 POSSESSION OF STOLEN PROPERTY (Category B Felony) in violation of NRS  
12 205.275; COUNT 15 – POSSESSION OF STOLEN PROPERTY (Category B Felony) in  
13 violation of NRS 205.275; COUNT 16 – POSSESSION OF STOLEN PROPERTY  
14 (Category B Felony) in violation of NRS 205.275; COUNT 17 – POSSESSION OF  
15 STOLEN PROPERTY (Category B Felony) in violation of NRS 205.275; COUNT 18 –  
16 POSSESSION OF STOLEN PROPERTY (Category C Felony) in violation of NRS  
17 205.275, COUNT 19 – POSSESSION OF STOLEN PROPERTY (Category C Felony) in  
18 violation of NRS 205.275, COUNT 20 – POSSESSION OF STOLEN PROPERTY  
19 (Category C Felony) in violation of NRS 205.275, COUNT 21 – POSSESSION OF  
20 STOLEN PROPERTY (Category C Felony) in violation of NRS 205.275, COUNT 22 –  
21 POSSESSION OF STOLEN PROPERTY (Category B Felony) in violation of NRS  
22 205.275; COUNT 23 – POSSESSION OF STOLEN PROPERTY (Category B Felony) in  
23 violation of NRS 205.275; COUNT 24 – POSSESSION OF STOLEN PROPERTY  
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1 (Category B Felony) in violation of NRS 205.275; COUNT 25 – POSSESSION OF  
2 STOLEN PROPERTY (Category C Felony) in violation of NRS 205.275; COUNT 26 –  
3 POSSESSION OF STOLEN PROPERTY (Category B Felony) in violation of NRS  
4 205.275; COUNT 27 – POSSESSION OF STOLEN PROPERTY (Category C Felony) in  
5 violation of NRS 205.275, and the matter having been tried before a jury and the  
6 Defendant having been found guilty of the crimes of COUNT 1 – CONSPIRACY TO  
7 POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (Gross  
8 Misdemeanor) in violation of NRS 205.275, 199.480; COUNT 2 – POSSESSION OF  
9 STOLEN PROPERTY VALUE OVER \$2,500.00 (Category B Felony) in violation of NRS  
10 205.275, 207.010; COUNT 3 – POSSESSION OF STOLEN PROPERTY VALUE OVER  
11 \$2,500.00 (Category B Felony) in violation of NRS 205.275, 207.010; COUNT 4 –  
12 POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (Category B Felony)  
13 in violation of NRS 205.275, 207.010; COUNT 5 – POSSESSION OF STOLEN  
14 PROPERTY VALUE OVER \$250.00 (Category C Felony) in violation of NRS 205.275,  
15 207.010, of COUNT 6 – POSSESSION OF STOLEN PROPERTY VALUE OVER  
16 \$250.00 (Category C Felony) in violation of NRS 205.275, 207.010; COUNT 7 –  
17 POSSESSION OF STOLEN PROPERTY OVER \$2,500.00 (Category B Felony) in  
18 violation of NRS 205.275, 207.010; COUNT 8 – POSSESSION OF STOLEN  
19 PROPERTY VALUE OVER \$2,500.00 (Category B Felony) in violation of NRS 205.275,  
20 207.010; COUNT 9 – POSSESSION OF STOLEN PROPERTY VALUE OVER  
21 \$2,500.00 (Category B Felony) in violation of NRS 205.275, 207.010; COUNT 10 –  
22 POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (Category B Felony)  
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1 in violation of NRS 205.275, 207.010; COUNT 11 – POSSESSION OF STOLEN  
2 PROPERTY VALUE OVER \$2,500.00 (Category B Felony) in violation of NRS 205.275,  
3 207.010; COUNT 12 – POSSESSION OF STOLEN PROPERTY VALUE \$250.00 OR  
4 MORE (Category C Felony) in violation of NRS 205.275, 207.010; COUNT 13 –  
5 POSSESSION OF STOLEN PROPERTY OVER \$2,500.00 (Category B Felony) in  
6 violation of NRS 205.275, 207.010; COUNT 14 – POSSESSION OF STOLEN  
7 PROPERTY OVER \$2,500.00 (Category B Felony) in violation of NRS 205.275,  
8 207.010; COUNT 15 – POSSESSION OF STOLEN PROPERTY OVER \$2,500.00  
9 (Category B Felony) in violation of NRS 205.275, 207.010; COUNT 16 – POSSESSION  
10 OF STOLEN PROPERTY OVER \$2,500.00 (Category B Felony) in violation of NRS  
11 205.275, 207.010; COUNT 17 – POSSESSION OF STOLEN PROPERTY OVER  
12 \$2,500.00 (Category B Felony) in violation of NRS 205.275, 207.010; COUNT 18 –  
13 POSSESSION OF STOLEN PROPERTY VALUE \$250.00 OR MORE (Category C  
14 Felony) in violation of NRS 205.275, 207.010; COUNT 19 – POSSESSION OF  
15 STOLEN PROPERTY VALUE \$250.00 OR MORE (Category C Felony) in violation of  
16 NRS 205.275, 207.010; COUNT 20 – POSSESSION OF STOLEN PROPERTY VALUE  
17 \$250.00 OR MORE (Category C Felony) in violation of NRS 205.275, 207.010; COUNT  
18 21 – POSSESSION OF STOLEN PROPERTY VALUE \$250.00 OR MORE (Category C  
19 Felony) in violation of NRS 205.275, 207.010; COUNT 22 – POSSESSION OF  
20 STOLEN PROPERTY OVER \$2,500.00 (Category B Felony) in violation of NRS  
21 205.275, 207.010; COUNT 23 – POSSESSION OF STOLEN PROPERTY OVER  
22 \$2,500.00 (Category B Felony) in violation of NRS 205.275, 207.010; COUNT 24 –  
23 POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (Category B Felony)  
24 in violation of NRS 205.275, 207.010; COUNT 25 – POSSESSION OF STOLEN

1 PROPERTY VALUE OVER \$250.00 (Category C Felony) in violation of NRS 205.275,  
2 207.010; COUNT 26 – POSSESSION OF STOLEN PROPERTY VALUE OVER  
3 \$2,500.00 (Category B Felony) in violation of NRS 205.275, 207.010; COUNT 27 –  
4 POSSESSION OF STOLEN PROPERTY VALUE OVER \$250.00 (Category C Felony)  
5 in violation of NRS 205.275, 207.010, thereafter, on the 1<sup>st</sup> day of October, 2008, the  
6 Defendant was present in court for sentencing with his counsel, MARTY HART, ESQ.,  
7 and good cause appearing,  
8

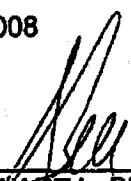
9 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offense(s) under the  
10 Large Habitual Criminal Statute and, in addition to the \$25.00 Administrative  
11 Assessment Fee and \$150.00 DNA Analysis Fee including testing to determine genetic  
12 markers, the Defendant is SENTENCED as follows: AS TO COUNT 1 - TO TWELVE  
13 (12) MONTHS in the Clark County Detention Center (CCDC); AS TO COUNT 2 – LIFE  
14 WITHOUT the Possibility of Parole in the Nevada Department of Corrections (NDC); AS  
15 TO COUNT 3 – LIFE WITHOUT the Possibility of Parole in the Nevada Department of  
16 Corrections (NDC); AS TO COUNT 4 – LIFE WITHOUT the Possibility of Parole in the  
17 Nevada Department of Corrections (NDC); AS TO COUNT 5 – LIFE WITHOUT the  
18 Possibility of Parole in the Nevada Department of Corrections (NDC); AS TO COUNT 6  
19 – LIFE WITHOUT the Possibility of Parole in the Nevada Department of Corrections  
20 (NDC); AS TO COUNT 7 – LIFE WITHOUT the Possibility of Parole in the Nevada  
21 Department of Corrections (NDC); AS TO COUNT 8 – LIFE WITHOUT the Possibility of  
22 Parole in the Nevada Department of Corrections (NDC); AS TO COUNT 9 – LIFE  
23 WITHOUT the Possibility of Parole in the Nevada Department of Corrections (NDC); AS  
24 TO COUNT 10 – LIFE WITHOUT the Possibility of Parole in the Nevada Department of  
25 Corrections (NDC); AS TO COUNT 11 – LIFE WITHOUT the Possibility of Parole in the  
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1 Nevada Department of Corrections (NDC); AS TO COUNT 12 – LIFE WITHOUT the  
2 Possibility of Parole in the Nevada Department of Corrections (NDC); AS TO COUNT  
3 13 – LIFE WITHOUT the Possibility of Parole in the Nevada Department of Corrections  
4 (NDC); AS TO COUNT 14 – LIFE WITHOUT the Possibility of Parole in the Nevada  
5 Department of Corrections (NDC), COUNTS 1 -14 to run CONCURRENT with each  
6 other; AS TO COUNT 15 – LIFE WITHOUT the Possibility of Parole in the Nevada  
7 Department of Corrections (NDC); AS TO COUNT 16 – LIFE WITHOUT the Possibility  
8 of Parole in the Nevada Department of Corrections (NDC); AS TO COUNT 17 – LIFE  
9 WITHOUT the Possibility of Parole in the Nevada Department of Corrections (NDC); AS  
10 TO COUNT 18 – LIFE WITHOUT the Possibility of Parole in the Nevada Department of  
11 Corrections (NDC); AS TO COUNT 19 – LIFE WITHOUT the Possibility of Parole in the  
12 Nevada Department of Corrections (NDC); AS TO COUNT 20 – LIFE WITHOUT the  
13 Possibility of Parole in the Nevada Department of Corrections (NDC); AS TO COUNT  
14 21 – LIFE WITHOUT the Possibility of Parole in the Nevada Department of Corrections  
15 (NDC); AS TO COUNT 22 – LIFE WITHOUT the Possibility of Parole in the Nevada  
16 Department of Corrections (NDC); AS TO COUNT 23 – LIFE WITHOUT the Possibility  
17 of Parole in the Nevada Department of Corrections (NDC); AS TO COUNT 24 – LIFE  
18 WITHOUT the Possibility of Parole in the Nevada Department of Corrections (NDC); AS  
19 TO COUNT 25 – LIFE WITHOUT the Possibility of Parole in the Nevada Department of  
20 Corrections (NDC); AS TO COUNT 26 – LIFE WITHOUT the Possibility of Parole in the  
21 Nevada Department of Corrections (NDC); AS TO COUNT 27 – LIFE WITHOUT the  
22 Possibility of Parole in the Nevada Department of Corrections (NDC), COUNTS 15 – 27  
23 to run CONCURRENT with each other but CONSECUTIVE to COUNTS 1 – 14,  
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1 SENTENCE to run CONSECUTIVE to case C 227874; with ZERO (0) DAYS credit for  
2 time served.  
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5 DATED this 4 day of November, 2008  
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9 STEWART L. BELL  
10 DISTRICT JUDGE  
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## CRIMINAL COURT MINUTES

06-C-228752-C      STATE OF NEVADA      vs Monroe, Daimon

12/13/06 01:30 PM 00 GRAND JURY INDICTMENT

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

OFFICERS: Sandra Anderson, Relief Clerk  
Paula Walsh, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
001802	Jorgenson, Eric G.	Y
006204	Digiacoimo, Sandra	Y
0004 D	Holmes, Robert	N
004768	Sullivan, Sean P.	Y

Mary Jane Burkhalter, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. The State presented Grand Jury Case Number 06AGJ101A/B/C/D to the Court. COURT ORDERED, the indictment may be filed and is assigned Case Number C228752, Department XII. Mr. Jorgenson requested warrants for all Defts. Arguments by Ms. Digiacoimo regarding bail amounts. Opposing argument on behalf of Deft. Holmes by Mr. Sullivan.

As to Deft. MONROE: COURT ORDERED, BENCH WARRANT WILL ISSUE, \$500,000.00 BOND. Matter set for initial arraignment.

As to Deft. TREVARTEN: State requested a summons be issued and sent. COURT SO ORDERED. Matter set for initial arraignment.

As to Deft. FREGASON: COURT ORDERED, BENCH WARRANT WILL ISSUE, \$250,000.00 BOND. Matter set for initial arraignment.

As to Deft. HOLMES: COURT ORDERED, BENCH WARRANT WILL ISSUE, \$150,000.00 BOND. FURTHER ORDERED, transfer bail amount of \$13,000.00. Matter set for initial arraignment.

Exhibit(s) 1-187 lodged with Clerk of District Court.

CUSTODY (MONROE/FREGASON)

B.W. (HOLMES/TREVARTHEN)

12-20-06 10:30 AM INITIAL ARRAIGNMENT (MONROE/FREGASON/HOLMES)

12-27-06 10:30 AM INITIAL ARRAIGNMENT (TREVARTHEN)

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 001

12/20/06 10:30 AM 00 ALL PENDING MOTIONS (12/20/06)

HEARD BY: Kevin V Williams, Hearing Master; Dept. AA

OFFICERS: Sharry Frascarelli, Court Clerk  
Tia Everett/te, Relief Clerk  
Kiara Schmidt, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiaco, Sandra	Y
0001 D1	Monroe, Daimon	Y
008152	Lasso, Albert N.	Y
0003 D	Ferguson, Bryan	Y
008435	Dustin, Cynthia L.	Y
0004 D	Holmes, Robert	Y
004768	Sullivan, Sean P.	Y

ARRAIGNMENT (MONROE, HOLMES, FERGUSON)...BENCH WARRANT RETURN (MONROE, FERGUSON)...QUASH BENCH WARRANT & RELEASE ON OWN RECOGNIZANCE OR BAIL REDUCTION (HOLMES)

Ms. Digiaco stated that this was a complicated case and there were issues regarding counsel for the Defendants; she requested this matter be continued for arraignment in Department XII in front of Judge Leavitt. COURT SO ORDERED. Mr. Sullivan argued motion for Defendant Holmes Own Recognizance release or bail reduction. State submitted. COURT ORDERED, bail remains at \$13,000 until the date of 1/4/07 at which time bail will increase to \$150,000 as was set at the Indictment.

1/4/07 9:30 AM ARRAIGNMENT CONTINUED (DEPT 12)

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 002

01/04/07 09:30 AM 00 ALL PENDING MOTIONS (1/4/07)

HEARD BY: Michelle Leavitt, Judge; Dept. 12

OFFICERS: April Watkins, Court Clerk  
Thelma Stapley, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
0001 D1	Monroe, Daimon	Y
008152	Lasso, Albert N.	Y
0002 D	Trevarthen, Tonya	Y
007797	Lord, Jonathan J.	Y
0003 D	Ferguson, Bryan	Y
008435	Dustin, Cynthia L.	Y
0004 D	Holmes, Robert	Y
004768	Sullivan, Sean P.	Y

## ARRAIGNMENT CONTINUED (ALL)

Mr. DiGiacomo advised as to Deft. Holmes he was indicted with bail being set at \$150,000.00 by Judge Hardcastle. Further, Deft. originally posted \$13,000.00 at the Justice Court level prior to the Grand Jury Indictment and was ordered transferred from the initial case to this case. Hearing Master Williams gave Deft. additional time to post the remaining balance of the \$137,500.00 which is to be posted today.

Ms. Dustin advised matter originated in Justice Court 7 and then went in front of the Grand Jury. Further, Ms. Dustin stated police investigation lead to Deft. Ferguson's assets to be seized and frozen. Additionally, Ms. Dustin stated she was appointed by Justice of the Peace Bennett-Heron and requested this Court do the same. Court stated once appointed at Justice Court level, counsel is appointed at District Court level and instructed counsel to file the appropriate documents.

Mr. Lasso requested to withdraw as to Deft. Monroe. Court stated counsel is not permitted to withdraw at this time until after Deft. has been arraigned and advised counsel he needs to file the appropriate motion. CONFERENCE AT BENCH.

Colloquy regarding receipt of Grand Jury Transcripts. COURT ORDERED, Grand Jury Transcripts to be produced and filed forthwith. Further Court FINDS good cause has been shown and ORDERED, counsel has 21 days from the filing of the transcript to file writs.

Mr. Sullivan advised Deft. Holmes has posted a total of \$35,000.00 bail and

## CRIMINAL COURT MINUTES

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CONTINUED FROM PAGE: 003

argued the \$13,000.00 posted on this case is sufficient as he is not a flight risk. Opposition by Mr. DiGiacomo who argued prior felony conviction was with Co-Deft. Monroe. Further, Mr. DiGiacomo advised every piece of property in home was stolen and Defts' were only charged as to each victim. Additionally, Mr. DiGiacomo advised authorities are looking for all of the proceeds from the stolen property and argued there was over \$150,000.00 in a bank account which \$145,000.00 was transferred from Deft. Monroe to Deft. Holmes who proceeded to spend approximately \$75,000.00. Also, Mr. DiGiacomo advised there is an agreement with the FBI to return the \$75,000.00. Further, Mr. DiGiacomo requested as to Deft. Holmes there be a Source Hearing held as to the posting of the bond, surrender of his passport to the Court and requested he be remanded today until Source Hearing can be held. COURT ORDERED, Deft. Holmes REMANDED TO CUSTODY and BAIL REMAINS SET at \$150,000.00. Opposition by Mr. Sullivan. Court advised prior to bond being accepted, a Source Hearing will be held to determine where the money is coming from in order for bond to be posted.

AS TO DEFT. MONROE: COURT ORDERED, request to withdraw by Mr. Lasso GRANTED; Robert Langford, Esq., APPOINTED; matter CONTINUED and SET for confirmation of counsel.

DEFT. TREVARTHEN ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE. COURT ORDERED, Dayvid Figler, Esq., APPOINTED as counsel and matter SET for confirmation of counsel.

DEFT. FERGASON ARRAIGNED, PLED NOT GUILTY and INVOKED THE 60-DAY RULE.

DEFT. HOLMES ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE.

Mr. DiGiacomo INVOKED THE 60-DAY RULE on behalf of the State. COURT ORDERED, matter set for trial.

CUSTODY (MONROE, FERGASON, HOLMES)...NIC (TREVARTHEN)

1/11/07 9:30 AM ARRAIGNMENT CONTINUED...CONFIRMATION OF COUNSEL  
(LANGFORD) (DEFT. MONROE)

1/11/07 9:30 AM CONFIRMATION OF COUNSEL (FIGLER) (DEFT. TREVARTHEN)

3/6/07 9:30 AM CALENDAR CALL (ALL)

3/13/07 1:30 PM JURY TRIAL (ALL)

## CLERK'S NOTE:

Chuck with Mr. Langford's office advised of appointment and court date.

Gabby with Mr. Figler's office advised of appointment and court date.

## CRIMINAL COURT MINUTES

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vs Monroe, Daimon

CONTINUED FROM PAGE: 004

Clark County Detention Center advised by this Court's Judicial Executive Assistant that Deft. Holmes is not to be released on bond until this Court has a Source Hearing.

01/11/07 09:30 AM 00 ALL PENDING MOTIONS (1/11/06); DEFTS'  
MONROE & TREVARTHEN

HEARD BY: Michelle Leavitt, Judge; Dept. 12

OFFICERS: April Watkins, Court Clerk  
Thelma Stapley, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
0001 D1	Monroe, Daimon	Y
008006	Burke, Susan D.	Y
0002 D	Trevvarthen, Tonya	N
004264	Figler, Dayvid J.	Y

## DEFT. MONROE:

Ms. Burke CONFIRMED as counsel on behalf of Robert Langford, Esq. DEFT. MONROE ARRAIGNED, PLED NOT GUILTY and INVOKED THE 60-DAY RULE. COURT ORDERED, matter set for trial.

## DEFT. TREVARTHEN:

CONFERENCE AT BENCH. COURT ORDERED, matter SET for confirmation of counsel.

CUSTODY (MONROE)...NIC (TREVARTHEN)

1/18/07 9:30 AM CONFIRMATION OF COUNSEL (LORD) (TREVARTHEN)

3/6/07 9:30 AM CALENDAR CALL (MONROE)

3/13/07 1:30 PM JURY TRIAL (MONROE)

CLERK'S NOTE: Ms. Burke appeared on February 13, 2007 advising that she was the attorney appearing for Deft. Monroe on this date and not Ms. Winckler. Minute order corrected to reflect Ms. Burke's appearance./kb 2-13-07

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

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CONTINUED FROM PAGE: 005

02/13/07 09:30 AM 00 DEFT'S MTN FOR EXTENSION OF TIME TO FILE  
PTN FOR WRIT OF HABEAS CORPUS/30

HEARD BY: Michelle Leavitt, Judge; Dept. 12

OFFICERS: Kristen Brown, Relief Clerk  
Thelma Stapley, Reporter/Recorder

PARTIES: STATE OF NEVADA  
006204 Digiacomo, Sandra

Y  
Y

0001 D1 Monroe, Daimon  
008006 Burke, Susan D.

Y  
Y

Ms. Burke requested to file the petition within 15 days from today or by February 28, 2007. Ms. DiGiacomo advised the Court that this case will not be ready to proceed to trial on March 6, 2007 and requested to place this matter on for status check along with the co-deft's to address this issue. Colloquy between Court and counsel regarding the trial and petition. Ms. Burke stated that she will be able to come to court on February 20, 2007 to address the trial setting and will be able to advise Ms. DiGiacomo if a petition is going to be filed. COURT ORDERED, Motion GRANTED; Petition to be filed by February 28, 2007 and matter set for argument; FURTHER ORDERED, matter set for status check on February 20, 2007 to address the trial setting and for Ms. Burke to advise if a petition is going to be filed.

## CUSTODY

2/20/07 9:30 AM STATUS CHECK: PETITION/TRIAL

3/06/07 9:30 AM ARGUMENT: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 006

02/20/07 09:30 AM 00 ALL PENDING MOTIONS 2-20-07

HEARD BY: Michelle Leavitt, Judge; Dept. 12

OFFICERS: Kristen Brown, Relief Clerk  
Thelma Stapley, Reporter/Recorder

PARTIES: STATE OF NEVADA

Y

0001 D1 Monroe, Daimon

N

008006 Burke, Susan D.

Y

0002 D Trevarthen, Tonya

N

007797 Lord, Jonathan J.

Y

0003 D Fergason, Bryan

N

008435 Dustin, Cynthia L.

Y

PETITION FOR WRIT OF HABEAS CORPUS (FERGASON & HOLMES)...STATUS CHECK:  
PETITION/TRIAL (MONROE)

Ms. Burke stated that she received a call continuing the motions but based on the last hearing, was supposed to advise the State as to whether or not a writ is going to be filed. Mr. Burke advised the Court that a writ will be filed and is due February 28, 2007 with a hearing date of March 6, 2007 along with the other writs that have been filed. Court noted Ms. Burke's representations regarding filing of the writ and ORDERED, all Writ's will be heard on March 6, 2007 at 11:00 am.

CUSTODY (MONROE)

NIC (FERGASON &amp; HOLMES)

3/06/07 11:00 AM DEFTS PETITION'S FOR WRIT OF HABEAS CORPUS (MONROE,  
FERGASON & HOLMES)



## CRIMINAL COURT MINUTES

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STATE OF NEVADA

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03/06/07 11:00 AM 00 CALENDAR CALL

HEARD BY: Michelle Leavitt, Judge; Dept. 12

OFFICERS: Kristen Brown, Relief Clerk  
Thelma Stapley, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiaco, Sandra	Y
0001 D1	Monroe, Daimon	Y
008006	Burke, Susan D.	Y
0002 D	Trevvarthen, Tonya	Y
007797	Lord, Jonathan J.	Y
0003 D	Ferguson, Bryan	Y
008435	Dustin, Cynthia L.	Y
0004 D	Holmes, Robert	Y
004768	Sullivan, Sean P.	Y

State's Return to Writ of Habeas Corpus FILED IN OPEN COURT. Ms. DiGiacomo advised the Court that the State's Return has been filed in open court. Colloquy between Court and Deft. Hoyt regarding waiving speedy trial rights and the filing of the Writ. Ms. Burke stated that she had gone over all the prerequisites with the deft. regarding this issue; further, would be ineffective if proceeded to trial next week. Ms. DiGiacomo stated that Deft. Hoyt is looking at the large habitual criminal treatment. Court advised the Deft. that based on those facts, this trial can not proceed next week. Ms. Dustin advised the Court that this has been explained to her client, Deft. Ferguson, and the deft. understands. Ms. Sullivan stated that based on the multiple charges, there is no possibility of this case proceeding to trial on this stack. Ms. Burke again stated that she has retained an investigator and this has been explained to her client, Deft. Hoyt, but the deft. is frustrated by being in custody. Ms. DiGiacomo advised the Court that this will be a 3-4 week trial. COURT ORDERED, Trial VACATED and RESET; FURTHER ORDERED, the Writ's filed by the deft's will be RESET by the Court.

RECALLED: Ms. DiGiacomo, Mr. Lord and Deft. Trevvarthen present. Mr. Lord stated this matter is negotiated with regards to his client. Second Amended Indictment and Guilty Plea Agreement FILED IN OPEN COURT. NEGOTIATIONS: State will have no opposition to probation but have the right to argue the terms of probation. DEFT. TREVARTHEN ARRAIGNED AND PLED GUILTY to COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM) and COUNT 2 - POSSESSION OF STOLEN PROPERTY (F). Ms. DiGiacomo requested a status check regarding sentencing be set prior to referring this matter to Parole and Probation. COURT ACCEPTED plea and ORDERED, matter set for status check regarding sentencing. Court stated it will allow the deft. to

## CRIMINAL COURT MINUTES

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travel back to Texas but deft. will have to remain trouble free.

CUSTODY (MONROE)

NIC (TREVARTHEN, FERGASON &amp; HOLMES)

10/02/07 9:30 AM CALENDAR CALL (MONROE, FERGASON &amp; HOLMES)

10/09/07 1:30 PM JURY TRIAL (MONROE, FERGASON &amp; HOLMES)

11/08/07 9:30 AM STATUS CHECK: SENTENCING (TREVARTHEN)

05/29/07 09:30 AM 00 SUSAN D BURKE'S MTN TO WITHDRAW AS  
ATTORNEY OF RECORD /43

HEARD BY: Michelle Leavitt, Judge; Dept. 12

OFFICERS: April Watkins, Court Clerk  
Thelma Stapley, Reporter/Recorder

PARTIES: STATE OF NEVADA  
009089 Krusey, Amanda K.  
0001 D1 Monroe, Daimon  
008006 Burke, Susan D.  
005984 Hart, Marty

Y  
Y  
Y  
Y  
Y

Ms. Burke advised there was no opposition to her motion and stated Mr. Hart has taken over Deft's other case in Department XX and requested that he be appointed in this matter. Statement by Mr. Hart. COURT ORDERED, motion GRANTED and Marty Hart, Esq., APPOINTED. Further, Ms. Burke advised she has provided discovery to Mr. Hart.

CUSTODY

## CRIMINAL COURT MINUTES

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STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 009

10/02/07 09:30 AM 00 ALL PENDING MOTIONS 10/02/07

HEARD BY: Michelle Leavitt, Judge; Dept. 12

OFFICERS: April Watkins, Court Clerk  
Lorraine Williams/lmw, Relief Clerk  
Thelma Stapley, Reporter/Recorder

## PARTIES:

STATE OF NEVADA  
006204 Digiacomo, Sandra  
005056 Luzaich, Elissa  
  
0001 D1 Monroe, Daimon  
005984 Hart, Marty  
  
0002 D Trevarthen, Tonya  
007797 Lord, Jonathan J.  
  
0003 D Fergason, Bryan  
008435 Dustin, Cynthia L.  
007479 Parris, John P.  
  
0004 D Holmes, Robert  
004768 Sullivan, Sean P.

Y  
Y  
Y  
  
Y  
Y  
  
N  
Y  
  
Y  
Y  
Y  
  
Y  
Y

DEFT HOLMES' MOTION TO CONTINUE TRIAL...STATUS CHECK: TRIAL SETTING (MONROE & FERGASON)...CALENDAR CALL (MONROE, FERGASON, HOLMES)

All counsel advise they have agreed to continue trial. Ms. DiGiacomo advised counsel has selected March 18, 2008, as new trial date, but noted status check for Deft. Trevarthen will need to be moved until after trial because she is testifying. Court asked counsel if a special setting would be required for writs. Conference at the Bench. COURT ORDERED, trial date VACATED and RE-SET; status check CONTINUED; Writs of Habeas Corpus SET.

11/08/07 11:00 AM WRITS OF HABEAS CORPUS (MONROE, FERGASON, HOLMES)

03/11/08 9:30 AM CALENDAR CALL (MONROE, FERGASON, HOLMES)

03/18/08 1:30 PM JURY TRIAL (MONROE, FERGASON, HOLMES)

04/24/08 9:30 AM STATUS CHECK: SENTENCING (TREVARTHEN)

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

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11/08/07 11:00 AM 00 PTN FOR WRIT OF HABEAS CORPUS

HEARD BY: Michelle Leavitt, Judge; Dept. 12

OFFICERS: Tia Everett/te, Relief Clerk  
Thelma Stapley, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
0001 D1	Monroe, Daimon	Y
005984	Hart, Marty	Y
0003 D	Ferguson, Bryan	Y
008435	Dustin, Cynthia L.	Y
0004 D	Holmes, Robert	N
004768	Sullivan, Sean P.	Y

Mr. Sullivan requested Defendant Holmes presence be waived as he has gainful employment. COURT SO ORDERED. Ms. Dustin, Mr. Hart, and Mr. Sullivan argued the only witness who can substantiate any of the claims is Tonya Trevarthen who is also a co-defendant in this case. Additionally, counsel argued there was insufficient evidence presented to the Grand Jury as there were taped phone conversations presented to the Grand Jury; however, only excerpts were played and not the entire tape; therefore counts 1 and 2, 5 through 14, 16 through 23, 25 and 27 should be dismissed as they are not properly supported. Mr. DiGiacomo opposed by arguing you can not question how a jury deliberates as they were presented the evidence and all exhibits were admitted and sent back with the jury at the time of deliberation to allow them the opportunity to relisten to any of the phone conversations they chose to. COURT FURTHER ORDERED, Petitions DENIED and Trial Date STANDS. Colloquy regarding trial date. FURTHER ORDERED, matter set for status check.

CUSTODY (MONROE)...CUSTODY (FERGASON)...BOND (HOLMES)

1/17/08 9:30 AM STATUS CHECK: STATUS OF TRIAL

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 011

01/23/08 09:00 AM 00 MINUTE ORDER RE: (RECUSAL)

HEARD BY: Michelle Leavitt, Judge; Dept. 12

OFFICERS: April Watkins, Court Clerk

PARTIES: NO PARTIES PRESENT

The court hereby recuses from the above-entitled case due to the appearance of impropriety. This court has been named as a victim in Justice Court case No.: 08F01002X. Per the Chief Judge, Kathy Hardcastle, this case is hereby reassigned to department 4 for further proceedings consistent with this minute order.

Any dates previously set by this court are VACATED.

01/24/08 09:00 AM 00 MINUTE ORDER RE: REASSIGNMENT TO DEPT.  
VII

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

OFFICERS: Denise Trujillo, Court Clerk

PARTIES: NO PARTIES PRESENT

Due to previous Court's recusal, and Per Order of the Chief Judge, due to the appearance of impropriety, this case is hereby TRANSFERRED to Dept. 7 for further proceedings.

CLERK'S NOTE: A copy of this minute order to be placed in the attorney folder(s) of Marty Hart, Jonathan Lord, Cynthia Dustin and Sean Sullivan.

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 012

01/30/08 08:30 AM 00 ALL PENDING MOTIONS 1/30/08

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Carole D'Aloia, Relief Clerk  
Renee Vincent, Reporter/Recorder

PARTIES: STATE OF NEVADA  
006204 Digiacomo, Sandra  
  
0001 D1 Monroe, Daimon  
005984 Hart, Marty  
  
0003 D Fergason, Bryan  
008435 Dustin, Cynthia L.  
  
0004 D Holmes, Robert  
004768 Sullivan, Sean P.

Y  
Y  
  
Y  
Y  
  
Y  
Y  
  
Y  
YSTATUS CHECK: VERIFY TRIAL DATES (MONROE)...STATUS CHECK: VERIFY TRIAL  
DATES (FERGASON)...STATUS CHECK: VERIFY TRIAL DATES (HOLMES)

Court advised this case was reassigned to this Department because another Judge recused. Court further advised Ms. Dustin informed the current trial date does not work for her. Colloquy between Court and counsel regarding possible trial dates. Mr. Sullivan requested matter be continued one (1) week to allow him time to review the State's file which may give him a better insight as to when the trial should be set. COURT ORDERED, matter CONTINUED. Mr. Sullivan requested Defendant Holmes' presence be waived on the continuance date for employment reasons and, COURT SO ORDERED.

CUSTODY (COC) (MONROE &amp; FERGASON)

BOND (HOLMES)

2/5/08 8:30 AM ALL PENDING MOTIONS

## CRIMINAL COURT MINUTES

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02/05/08 08:30 AM 00 ALL PENDING MOTIONS 2-5-08

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Tina Hurd, Court Clerk  
Renee Vincent, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiaco, Sandra	Y
0001 D1	Monroe, Daimon	Y
005984	Hart, Marty	Y
0003 D	Ferguson, Bryan	Y
008435	Dustin, Cynthia L.	Y
0004 D	Holmes, Robert	N
004768	Sullivan, Sean P.	Y

Deft. Holmes' presence WAIVED. Colloquy regarding the trial date. COURT ORDERED, trial date VACATED AND RESET to May 12.

CUSTODY (COC - MONROE &amp; FERGASON)...BOND (HOLMES)

5-1-08 8:30 AM CALENDAR CALL

5-12-08 9:30 AM JURY TRIAL

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 014

05/01/08 08:30 AM 00 ALL PENDING MOTIONS 5-1-08

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Tina Hurd, Court Clerk  
Sharon Coffman/sc..Dana Cooper, Relief Clerk  
Renee Vincent, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiaco, Sandra	Y
001190	Owens, Christopher J.	Y
0001 D1	Monroe, Daimon	N
005984	Hart, Marty	Y
0003 D	Ferguson, Bryan	Y
008435	Dustin, Cynthia L.	Y
0004 D	Holmes, Robert	Y
004768	Sullivan, Sean P.	Y

STATE'S MOTION TO AMEND INDICTMENT (ALL)...DEFENDANT HOLMES' MOTION TO SEVER...DEFENDANT FERGASON'S MOTION TO SEVER

COURT ORDERED, State's Motion to Amend Indictment is GRANTED. Amended Indictment FILED IN OPEN COURT.

Ms. Dustin advised her client is joining in all the motions.

COURT ORDERED, Motion to Disqualify the District Attorney is DENIED.

COURT FURTHER ORDERED, Defendant Holmes' Motion to Sever is DENIED; Defendant Ferguson's Motion to Sever is GRANTED.

Conference at the Bench regarding motions to be filed. Judge noted he will be away and is unable to hear them.

Argument by Ms. Dustin as to the Amended Indictment. Court noted there are the same number of counts and the same number of charges; only property was added.

Argument by Mr. Sullivan as to the large amount of discovery and the short time he has to review it. Ms. DiaGiacomo advised it consists of multiple copies and is all financial. Court noted there should be enough time for review before trial.

Colloquy as to witnesses (80 - 100) and scheduling. COURT ORDERED, TRIAL DATE STANDS; FURTHER ORDERED, the Ferguson trial shall immediately follow this one.

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vs Monroe, Daimon

CONTINUED FROM PAGE: 015

Further discussion as to Motions to be filed. Court noted these will be heard the morning of trial.

CUSTODY (COC) (MONROE &amp; FERGASON)

BOND (HOLMES)

5/12/08 9:30 A.M. TRIAL BY JURY (MONROE &amp; HOLMES)

5/20/08 9:30 A.M. TRIAL BY JURY (FERGASON)

05/12/08 09:30 AM 00 TRIAL BY JURY

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Tina Hurd, Court Clerk  
Renee Vincent, Reporter/Recorder

## PARTIES:

STATE OF NEVADA  
006204 Digiacomo, Sandra  
009911 Small, Shelly L.  
  
0001 D1 Monroe, Daimon  
005984 Hart, Marty  
009466 Tramel, Michaela E

Y  
Y  
Y  
  
Y  
Y  
Y

11:02 A.M.--Colloquy regarding Deft's last name. Court advised he will have to mention both Monroe and Hoyt due to the publicity generated by the other case. Counsel acknowledged. 11:07 a.m.--Jury venire present. Introductions by Court and counsel. Clerk called roll of the venire; voir dire oath administered. Jury selection commenced. 12:24 p.m.--Fourteen (14) jurors selected. Jury was NOT sworn. Court thanked and excused the remaining venire. Court advised the Jury of scheduling and procedure. Court advised the Jury will be given the oath of service tomorrow morning before trail gets started. 12:33 p.m.--Jury admonished and excused for the day due to other matters that need to be resolved to make the trial run smoother, to return at 9:30 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding what needs to be done regarding exhibits as there are approximately 1000. 12:36 p.m.--Court adjourned.

CUSTODY (COC)

CONTINUED TO: 05/13/08 09:30 AM 01

## CRIMINAL COURT MINUTES

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vs Monroe, Daimon

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05/13/08 09:30 AM 01 TRIAL BY JURY

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Tina Hurd, Court Clerk  
Renee Vincent, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	006204 DiGiacomo, Sandra	Y
	009911 Small, Shelly L.	Y
	0001 D1 Monroe, Daimon	Y
	005984 Hart, Marty	Y
	009466 Tramel, Michaela E	Y

9:41 A.M.--OUTSIDE THE PRESENCE OF THE JURY, Second Amended Indictment FILED IN OPEN COURT. Mr. Hart advised the State has downloaded information from Deft. Monroe's computer that has schematics and such. Court advised the State cannot argue other burglaries but can put in the schematics to show intent. Court advised the Indictment is lengthy and, instead of having the Clerk read it, he will provide the jurors with copies of the Indictment. Court stated he believes that will limit confusion as to the counts as well. Ms. DiGiacomo advised witness Brent Ingle is undergoing radiation treatment for cancer and cannot come to court. As he is unavailable for trial, Ms. DiGiacomo moved to use his prior testimony. Mr. Hart stated he would prefer to have the witness live, however, he understands the circumstances. COURT ORDERED, a reader will be used to read in the prior testimony. 9:44 A.M.--Jury present. Oath of service administered to the Jury. Court read the opening charge to the Jury. Opening statements by Ms. DiGiacomo and Mr. Hart. Testimony and exhibits presented. (See worksheets.) 12:01 p.m.--Jury admonished and excused for lunch, to return at 1:10 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart objected to the officer identifying his client by the orange socks which indicate he is in jail. Mr. Hart moved for a mistrial. Court stated he does not believe any of these jurors were ever in trouble and the orange socks mean nothing to them. COURT ORDERED, mistrial DENIED. 12:03 p.m.--Court adjourned for lunch.

1:15 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented. 4:30 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, Court ADMONISHED Deft. Monroe regarding his right to not be compelled to testify. Colloquy regarding obtaining toothpaste and shampoo for Deft. 4:37 p.m.--Court adjourned.

CUSTODY (COC)

CONTINUED TO: 05/14/08 09:30 AM 02

## CRIMINAL COURT MINUTES

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vs Monroe, Daimon

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05/14/08 09:30 AM 02 TRIAL BY JURY

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Tina Hurd, Court Clerk  
Renee Vincent, Reporter/Recorder

PARTIES: STATE OF NEVADA  
006204 Digiacomo, Sandra  
009911 Small, Shelly L.  
  
0001 D1 Monroe, Daimon  
005984 Hart, Marty  
009466 Tramel, Michaela E

Y  
Y  
Y  
  
Y  
Y  
Y

9:56 A.M.--OUTSIDE THE PRESENCE OF THE JURY, upon inquiry by Ms. DiGiacomo, COURT ORDERED, the State may explain what ROP stands for (Repeat Offenders Program). Court further advised he is going to instruct the Jury on the value issue. 9:57 a.m.--Jury present. Court instructed the Jury regarding value. Further testimony and exhibits presented. (See worksheets.) 11:50 a.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding jury instructions and victim-witnesses. Court adjourned for lunch.

12:58 P.M.--OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart reserved his right to argue his objection regarding the stop and related issues. Court acknowledged. Further testimony and exhibits presented. 3:58 p.m.--There being no further witnesses available, Court admonished the Jury and excused them for the evening, to return at 9:45 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart renewed his motion to suppress and argued one of the officers' testimony has morphed over time. Mr. Hart argued there was no basis for the car stop as there was no indicia of entry into Just For Kids Dentistry. Ms. DiGiacomo advised this motion has been brought before Judge Wall twice and been denied. Further arguments by counsel. Court advised officers can make a Terry stop if they think something is afoot. Court further advised the Terry stop turned into probable cause in about 5 minutes and officers certainly had a Terry basis for pulling the car over. COURT ORDERED, the defense motion DENIED. Colloquy regarding the jail calls. COURT ORDERED, any reference to Deft. Monroe's prior record and any conversation where Deft. is not present will not come in. Court adjourned for the evening.

CUSTODY (COC)

CONTINUED TO: 05/15/08 09:45 AM 03

CONTINUED ON PAGE: 019

## CRIMINAL COURT MINUTES

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vs Monroe, Daimon

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05/15/08 09:45 AM 03 TRIAL BY JURY

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Tina Hurd, Court Clerk  
Renee Vincent, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiaco, Sandra	Y
009911	Small, Shelly L.	Y
0001 D1	Monroe, Daimon	Y
009466	Tramel, Michaela E	Y

10:22 A.M.--Deft. not present. Jury present. Court advised Mr. Hart is ill and the trial cannot go forward without him, however, counsel have indicated they will pare down the rest of the case and keep the trial on schedule.  
10:24 a.m.--Court admonished the Jury and excused them for the day, to return at 9:15 a.m. tomorrow morning.

10:25 A.M.--Deft. Monroe present. Court advised Mr. Hart is ill and they will be picking up the trial tomorrow. Court advised Juror #6-Mr. Arnold has indicated to the bailiff he recognized a witness yesterday that he worked with 15-18 years ago and has indicated it will not affect him, he just felt it was his duty to inform the Court. Ms. DiGiacomo advised no witnesses indicated they recognized a juror. 10:30 a.m.--Court adjourned for the day.

CUSTODY (COC)

CONTINUED TO: 05/16/08 09:15 AM 04

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 019

05/16/08 09:15 AM 04 TRIAL BY JURY

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Tina Hurd, Court Clerk  
Carole D'Aloia (1:05 PM - 5:10 PM), Relief Clerk  
Renee Vincent, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiaco, Sandra	Y
009911	Small, Shelly L.	Y
0001 D1	Monroe, Daimon	Y
005984	Hart, Marty	Y
009466	Tramel, Michaela E	Y

9:11 A.M.--OUTSIDE THE PRESENCE OF THE JURY, Court stated he understands there has been an agreement regarding the jail calls. Mr. Hart concurred, however, one call he is concerned with is a call regarding 10 "G's" for someone to take a swim and not testify. Ms. Small advised that is regarding the victim Mr. Hung and it is apparent that is who they are talking about. Mr. Hart advised there is another call regarding the media. Ms. DiGiacomo advised the call was regarding what was said on the news and that they stated it was \$2 million worth of stolen property. The call also references Bobby Holmes taking care of one of the storage units. Mr. Hart objected as there is an issue of fact. COURT ORDERED, objection OVERRULED. 9:14 a.m.--Jury present. Further testimony and exhibits presented. (See worksheets.) 12:03 p.m.--Jury admonished and excused for lunch, to return at 1:05 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart argued they keep hearing "Repeat Offender Program" and argued further he does not know why there has to be any mention of the SWAT team coming in to serve the search warrants. Court advised this is how they do business and ORDERED, objection OVERRULED. Colloquy regarding witnesses and scheduling. Mr. Hart argued regarding the stuff the State intends to bring in off of the computers and argued there are no burglaries charged and this backdoors in the other bad acts. Court advised, if there is an issue of stolen property and there is not an issue that Deft. Monroe knew or should have known it was stolen, he will sustain the objection and not let it in. Mr. Hart advised he cannot stipulate to that. COURT ORDERED, objection OVERRULED. 12:07 p.m.--Court adjourned for lunch

1:05 PM Jury Trial Continues (Carole D'Aloia, Relief Clerk)

Witness testimony and exhibits admitted continue (see worksheet). At the hour of 5:10 PM, Court admonished the jury for the weekend, instructed them to return Monday at 9:30 AM and, ORDERED, matter CONTINUED.

CUSTODY (COC)

CONTINUED TO: 05/19/08 09:30 AM 05

CONTINUED ON PAGE: 021

PRINT DATE: 11/20/08

PAGE: 020

MINUTES DATE: 05/16/08

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 020

05/20/08 09:30 AM 06 TRIAL BY JURY

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Tina Hurd, Court Clerk  
Renee Vincent, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiacomio, Sandra	Y
009911	Small, Shelly L.	Y
0001 D1	Monroe, Daimon	Y
005984	Hart, Marty	Y
009466	Tramel, Michaela E	Y

9:38 A.M.--Court reconvened with all present as before. Court advised the Jury of the day's schedule. Further testimony and exhibits presented. (See worksheets.) State and defense rested. Court instructed the Jury. Closing arguments by counsel. Bailiff sworn to take charge of the Jury. Clerk selected two alternates by random drawing: Alternate #1 - Juror #3-Natalia Salman and Alternate #2 - Juror #6-Thurman Arnold. 11:53 a.m.--Jury retired to deliberate.

1:49 P.M.--Court reconvened with all present as before. Jury returned with VERDICTS as follow:

GUILTY of COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM);

GUILTY of COUNTS 2-4, 7-11, 13-17, 22-24, 26 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (F);

GUILTY of COUNTS 5-6, 12, 18-21, 25, 27 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$250.00 (F).

Jury polled at request of Mr. Hart; 12 affirmed. Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY, COURT ORDERED, matter set for sentencing; Deft. Monroe to REMAIN IN CUSTODY WITHOUT BAIL pending sentencing.

CUSTODY (COC)

8-26-08 8:30 AM SENTENCING

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 021

08/07/08 08:30 AM 00 STATE'S MTN FOR RELEASE OF EVIDENCE TO  
VICTIMS AND/OR AUCTION BY LVMPD

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Carole D'Aloia, Relief Clerk  
Cheryl Carpenter, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiacomio, Sandra	Y
0001 D1	Monroe, Daimon	Y
005984	Hart, Marty	Y
0003 D	Ferguson, Bryan	N
008435	Dustin, Cynthia L.	Y
0004 D	Holmes, Robert	Y
005032	Kennedy, Kirk T.	Y

Following arguments by counsel, COURT ORDERED, motion GRANTED to the extent that property belonging to the named victims in the Indictment who testified as the trials of Defendants Monroe and Ferguson be released to said victims. Court advised it received notice from the Division of Parole and Probation (P&P) indicating it needs additional time to complete the Presentence Investigation Reports for Defendants Monroe and Ferguson and, ORDERED, sentencing dates CONTINUED.

CUSTODY (MONROE)

NIC (TREVARTHEN)

CUSTODY (COC-NDC) (FERGASON)

CUSTODY (HOLMES)

CONTINUED ON PAGE: 023

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 022

08/21/08 08:30 AM 00 STATES MTN FOR RELEASE OF PROPERTY/128

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Carole D'Aloia, Relief Clerk  
Renee Vincent, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiacoimo, Sandra	Y
0001 D1	Monroe, Daimon	Y
005984	Hart, Marty	Y
0003 D	Ferguson, Bryan	Y
008435	Dustin, Cynthia L.	Y
0004 D	Holmes, Robert	Y
005032	Kennedy, Kirk T.	Y

Mr. Kennedy advised he has no objection to the State's motion. Court noted the objections of Mr. Hart and Ms. Dustin and, ORDERED, motion GRANTED, Ms. DiGiacomo to prepare and submit appropriate Order.

CUSTODY (MONROE AND HOLMES)

NIC (TREVARTHEN)

CUSTODY (COC-NDC) (FERGASON)



## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 023

10/01/08 08:30 AM 00 ALL PENDING MOTIONS 10-1-08

HEARD BY: Stewart L. Bell, Judge; Dept. 7

OFFICERS: Tina Hurd, Court Clerk  
Renee Vincent, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006204	Digiaco, Sandra	Y
0001 D1	Monroe, Daimon	Y
005984	Hart, Marty	Y
0003 D	Ferguson, Bryan	Y
008435	Dustin, Cynthia L.	Y

DEFT. MONROE ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM), COUNTS 2-4, 8-11, 13-17, 22-24 & 26 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (F) and COUNTS 5, 6, 12, 18-21, 25 & 27 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$250.00 (F). Certified copies of three prior convictions marked and admitted. Matter argued and submitted. Court FINDS Deft. Monroe to be an HABITUAL CRIMINAL. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows:

Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center;  
Count 2 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 3 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 4 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 5 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 6 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 7 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 8 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 9 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 10 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 11 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 12 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);  
Count 13 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

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## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 024

Count 14 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC).

Counts 1-14 to be served CONCURRENTLY with each other.

Count 15 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 16 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 17 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 18 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 19 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 20 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 21 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 22 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 23 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 24 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 25 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 26 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC);

Count 27 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC).

Counts 15-27 to be served CONCURRENTLY with each other but CONSECUTIVELY to Counts 1-14.

Said sentence to be served CONSECUTIVELY to case C227874 with ZERO DAYS credit for time served. BOND, if any, EXONERATED.

DEFT. FERGASON ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM), COUNTS 2, 5, 6, 12, 18-21, 25 & 27 - POSSESSION OF STOLEN PROPERTY VALUE \$250.00 OR MORE (F) and COUNTS 4, 7, 8-11, 13-17, 22-24 & 26 - POSSESSION OF STOLEN PROPERTY VALUE \$2,500.00 OR MORE. Certified copies of five prior convictions marked and admitted. Matter argued and submitted. Court FINDS Deft. Fergason to be an HABITUAL CRIMINAL. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows:

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

Count 2 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 4 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 5 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

CONTINUED ON PAGE: 026

## CRIMINAL COURT MINUTES

06-C-228752-C STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 025

Count 6 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 7 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 8 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 9 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 10 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 11 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 12 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 13 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 14 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC).

Counts 1, 2 and 4-14 to be served CONCURRENTLY with each other.

Count 15 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 16 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 17 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 18 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 19 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 20 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 21 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 22 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 23 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 24 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 25 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 26 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC);

Count 27 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC).

Counts 15-27 to be served CONCURRENTLY with each other but CONSECUTIVELY to Counts 1, 2 and 4-14.

Said sentence to be served CONSECUTIVELY to case C227874 with ZERO DAYS credit for time served. BOND, if any, EXONERATED.

CONTINUED ON PAGE: 027

CRIMINAL COURT MINUTES

06-C-228752-C    STATE OF NEVADA

vs Monroe, Daimon

CONTINUED FROM PAGE: 026

At request of counsel, COURT ORDERED, Mr. Hart and Ms. Dustin APPOINTED on appeal.

11/20/08

## EXHIBITS

8:47 AM

CASE NO. 06-C-228752-C

CASE STATUS: ACTIVE

STATE OF NEVADA

[ ] vs Monroe, Daimon

[E]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0001	PG	/GRAND JURY EXHIBITS (189)		/	03/01/07	V
0002	P1	/LARGE COLOR PHOTOGRAPH AERIAL		AD/NO	05/14/08	V
0003	P2	/LARGE COLOR PHOTOGRAPH AERIAL		AD/NO	05/16/08	V
0004	P3	/LARGE COLOR PHOTOGRAPH AERIAL		AD/NO	05/13/08	V
0005	P4-19	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0006	P20	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0007	P21	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0008	P22	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0009	P23	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0010	P24	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0011	P25	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0012	P26	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0013	P27	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0014	P28	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0015	P29	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0016	P30	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0017	P31	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/09	V
0018	P32-35	/LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0019	P36	/LARGE COLOR PHOTOGRAPH		AD/OB	05/16/08	V
0020	P37-40	/LARGE COLOR PHOTOGRAPH		AD/NO	05/16/08	V
0021	P41-52	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0022	P53-54	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0023	P55	/LARGE COLOR PHOTOGRAPH		AD/OB	05/19/08	V
0024	P56	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0025	P57	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0026	P58-61	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0027	P62-67	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0028	P68-74	/LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0029	P75-77	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0030	P78-90	/LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0031	P91-17/1)	LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0032	P172-1/78)	LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0033	P179	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0034	P180-2/10)	LARGE COLOR PHOTOGRAPH		AD/OB	05/14/08	V
0035	P211	/LARGE COLOR PHOTOGRAPH		AD/OB	05/19/08	V
0036	P212	/LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0037	P213	/LARGE COLOR PHOTOGRAPH		AD/OB	05/19/08	V
0038	P214	/4 SMALL COLOR PHOTOGRAPHS		AD/NO	05/14/08	V
0039	P215-2/18)	LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0040	P219	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0041	P220-2/21)	LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0042	P222	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0043	P223-2/29)	LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0044	P230	/LARGE COLOR PHOTOGRAPH		AD/NO	05/19/08	V
0045	P231-2/33)	LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0046	P234	/LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0047	P235	/LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0048	P236-2/43)	LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0049	P244	/LARGE COLOR PHOTOGRAPH		AD/NO	05/14/08	V
0050	P245	/LARGE COLOR PHOTOGRAPH		AD/NO	05/13/08	V
0051	P250	/LARGE COLOR PHTOGRAPH		AD/NO	05/19/08	V
0052	P251-5/75)	PHOTO ADMITTED DATES 5/13-20		AD/NO	05/20/08	V

11/20/08

## E X H I B I T S

8:47 AM

CASE NO. 06-C-228752-C

CASE STATUS: ACTIVE

STATE OF NEVADA

[ ] vs Monroe, Daimon

[E]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0053	P576	/EVENT HISTORY REPORT (ANKEE CRYSTAL PALA		AD/NO	05/13/08	V
0054	P577	/EVENT HISTORY RPT (LUST FOR KIDS DNTSRY		AD/NO	05/13/08	V
0055	P578-8/71)	PHOTOS ADM 5/13-20		AD/NO	05/20/08	V
0056	P872	/SELF STORAGE RETAN AGREEMENT (DUPLICATE)		/	99/99/99	V
0057	P873	/COPY OF NV DRIVER'S LICENSE		/	99/99/99	V
0058	P874	/SELF STORAGE RENTAL AGREEMENT		AD/NO	05/14/08	V
0059	P875-9/73)	PHOTOS ADMITTED 5/13-20		AD/NO	05/16/08	V
0060	P974	/SMOKE RANCH JONES RENTAL AGREEMENT		AD/NO	05/14/08	V
0061	P975-9/84)	PHOTOS ADMITTED 5/13-20		AD/NO	05/16/08	V
0062	P985-9/88)	PHOTOS NOT ADMITTED		/	99/99/99	V
0063	P989-1/033)	PHOTOS ADMITTED 5/13-20		AD/NO	05/19/08	V
0064	P1034-/1035)	RED ROCK SELF STORAGE RECEIPTS		AD/NO	05/16/08	V
0065	P1036-/1088)	PHOTOS ADMITTED 5/13-20		AD/NO	05/16/08	V
0066	P1089	/STORAGE WEST RENTAL AGREEMENT		AD/NO	05/14/08	V
0067	P1090	/LARGE B & w PHOTOS OF RENTAL PAPERWORK		AD/NO	05/14/08	V
0068	P1091-/1128)	PHOTOS ADMITTED 5/13-20		AD/NO	05/16/08	V
0069	P1129	/BINDER		AD/OB	05/16/08	V
0070	P1130-/1155)	PHOTOS ADMITTED 5/13-20		AD/NO	05/16/08	V
0071	P1156-/1180)	PHOTOS		/	99/99/99	V
0072	P1181	/CALL LOG		AD/NO	05/19/08	V
0073	P1181A/CD	CALLS (1-12)		AD/NO	05/19/08	V
0074	P1181B/CD	CALLS (12A-19)		AD/OB	05/19/08	V
0075	P1181C/CD	CALLS (20-25)		AD/OB	05/19/08	V
0076	PCT1	/QUESTION FROM JUROR #10		/	05/14/08	V
0077	PCT2	/QUESTION FROM #1		/	05/14/08	V
0078	PCT3	/QUESTION FROM #4		/	05/19/08	V
0079	PCT4	/QUESTION FROM #?		/	05/19/08	V
0080	P	/*NEXT*TRAIL SEE LIST, SAME EXHIBITS USED		/	99/99/99	V
0081	P-	/*****NEW EXHIBITS ADDED*****		/	99/99/99	
0082	DA	/ACTIVITY REPORT UNIT 247		AD/NO	05/22/08	V
0083	DB	/ACTIVITY REPORT UNIT 253		AD/NO	05/22/08	V
0084	PCT-1	/QUESTION FROM JUROR #7		/	05/23/08	V
0085	PCT-2	/QUESTION FROM JUROR #4		/	05/27/08	V
0086	PCT-3	/QUESTION FROM JUROR #4		/	05/27/08	V
0087	PCT-4	/QUESTION FROM JUROR #7		/	05/27/08	V
0088	PCT-5	/QUESTION FROM JUROR #3		/	05/27/08	V
0089	PCT-6	/QUESTION FROM JUROR #4		/	05/27/08	V
0090	PCT-7	/QUESTION FROM JUROR #10		/	05/28/08	V
0091	P-1-3	/CERT COPY OF JOC'S (MONROE)		AD/NO	10/01/08	V
0092	P-4-8	/CERT COPY OF JOC'S (FERGASON)		AD/NO	10/01/08	V



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE  
**NOTICE OF DEFICIENCY**  
ON APPEAL TO NEVADA SUPREME COURT



MARTIN HART, ESQ.  
229 S. LAS VEGAS BLVD. STE. 200  
LAS VEGAS, NV 89101

DATE: November 20, 2008  
CASE: C228752

RE CASE: STATE OF NEVADA vs. DAIMON MONROE aka DAIMON DEVI HOYT

NOTICE OF APPEAL FILED: November 19, 2008

RULE 3(e) DOCUMENTS NOT TRANSMITTED/MISSING:

- **Case Appeal Statement**

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NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (2) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. The district court clerk shall apprise appellant of the deficiencies in writing, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

**SS:**

**County of Clark**

Heather Lofquist, Deputy Clerk



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

DAIMON MONROE A/K/A DAIMON DEVI HOYT,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

**Supreme Court No. 52788**

District Court Case No. C228752

**RECEIPT FOR DOCUMENTS**

TO: Law Offices of Martin Hart, LLC and Martin W. Hart  
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:

11/20/08	Filing Fee Waived: Criminal.
11/20/08	Filed Certified Copy of Notice of Appeal. Appeal docketed in the Supreme Court this day. (Docketing statement mailed to counsel for appellant.)
11/20/08	Issued Notice to File Case Appeal Statement. Due Date: 10 days

DATE: November 20, 2008

Tracie Lindeman, Clerk of Court