

1 NOAS  
2 DAVID M. SCHIECK  
3 SPECIAL PUBLIC DEFENDER  
4 Nevada Bar No. 0824  
5 RANDALL H. PIKE  
6 Deputy Special Public Defender  
7 Nevada Bar No. 1940  
8 CLARK W. PATRICK  
9 Deputy Special Public Defender  
10 Nevada Bar No. 9451  
11 330 South Third Street, Ste. 800  
12 Las Vegas, NV 89155-2316  
13 (702) 455-6265  
14 Fax: 455-6273  
15 [rpik@co.clark.nv.us](mailto:rpik@co.clark.nv.us)  
16 [cpatrick@co.clark.nv.us](mailto:cpatrick@co.clark.nv.us)  
17 Attorneys for Defendant

JAN 26 3 20 PM '09

*E. [Signature]*  
CLERK OF THE COURT

**FILED**

JAN 27 2009

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

DISTRICT COURT

CLARK COUNTY, NEVADA

12 THE STATE OF NEVADA,  
13 Plaintiff,

14 vs.

15 NORMAN FLOWERS,  
16 Defendant.

CASE NO. C228755  
DEPT. NO. IV  
DOCKET NO. N/A

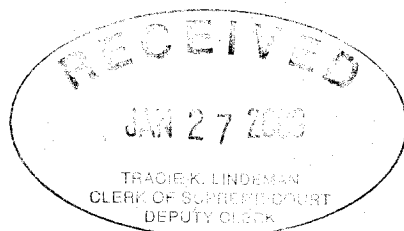
No. 53159

NOTICE OF APPEAL

DATE: N/A  
TIME: N/A

20 TO: THE STATE OF NEVADA, Plaintiff;  
21 TO: DAVID ROGER, DISTRICT ATTORNEY; and  
22 TO: DEPARTMENT IV OF THE EIGHTH JUDICIAL DISTRICT COURT  
23 OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK

24 NOTICE is hereby given Defendant NORMAN FLOWERS, presently incarcerated in the  
25 Nevada State Prison, appeals to the Supreme Court of the State of Nevada from his conviction  
26 and sentence entered from his trial in this matter. (Judgement of Conviction (Jury Trial) was



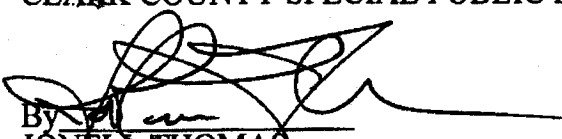
SPECIAL PUBLIC  
DEFENDER

CLARK COUNTY  
NEVADA

1 filed on January 16, 2009).

2 DATED this 26 day of January, 2009.

3 DAVID M. SCHIECK  
4 CLARK COUNTY SPECIAL PUBLIC DEFENDER

5  
6 By   
7 JONELL THOMAS  
8 DEPUTY SPECIAL PUBLIC DEFENDER  
9 NEVADA BAR #4771  
330 S. THIRD ST., STE. 800  
LAS VEGAS, NEVADA 89155-2316  
(702) 455-6265

10 **CERTIFICATE OF MAILING**

11 The undersigned employee with the Clark County Special Public Defender's Office,  
12 hereby certifies that on the 26 day of January, 2009, a copy of the Notice of Appeal was  
13 deposited in the United States mail at Las Vegas, Nevada, enclosed in a sealed envelope upon  
14 which first class postage was fully prepaid, addressed to District Attorney's Office, 200 Lewis  
15 Ave., 3rd Floor, Las Vegas NV 89155; the Nevada Attorney General's Office, 100 N. Carson,  
16 Carson City, NV 89701; and Norman Flowers, No. 1179383, Clark County Detention Center  
17 330 S. Casino Center Blvd., Las Vegas NV 89101, that there is a regular communication by  
18 mail between the place of mailing and the place so addressed.

19 DATED: 1/26, 2009.

20  
21   
22 KATHLEEN FITZGERALD  
23 An employee of The Special Public Defender  
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1 CAS  
2 DAVID M. SCHIECK  
3 SPECIAL PUBLIC DEFENDER  
4 Nevada Bar No. 0824  
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6 Deputy Special Public Defender  
7 Nevada Bar No. 1940  
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16 [cpatrick@co.clark.nv.us](mailto:cpatrick@co.clark.nv.us)  
17 Attorneys for Defendant

JUL 20 3 20 11 '09

*[Signature]*  
CLERK OF THE COURT

DISTRICT COURT  
CLARK COUNTY, NEVADA

12 THE STATE OF NEVADA,  
13 Plaintiff,

14 vs.

15 NORMAN FLOWERS,  
16 Defendant.

CASE NO. C228755  
DEPT. NO. IV  
DOCKET NO. N/A

CASE APPEAL STATEMENT

DATE: N/A  
TIME: N/A

- 20 1. Appellant filing this case appeal statement: NORMAN FLOWERS
- 21 2. Judge issuing the decision, judgment, or order appealed from: KATHY
- 22 HARDCASTLE
- 23 3. All parties to the proceedings in the district court (the use of et al. To denote
- 24 parties is prohibited): The State of Nevada vs. Norman Flowers
- 25 4. All parties involved in this appeal (the use of et al. To denote parties is
- 26 prohibited): Norman Flowers, Appellant; The State of Nevada, Respondent.
- 27 5. Name, law firm, address, and telephone number of all counsel on appeal and
- 28

1 party or parties whom they represent:

2 DAVID M. SCHIECK  
3 Special Public Defender  
330 S. Third St., Ste. 800  
Las Vegas, Nevada 89155

DAVID ROGER  
District Attorney  
200 Lewis Ave., 3rd Floor  
Las Vegas, Nevada 89155

4 Attorney for Appellant

5 CATHERINE CORTEZ-MASTO  
6 Attorney General  
100 North Carson Street  
Carson City, Nevada 89701-4717  
7 (702) 687-3538

8 Counsel for Respondent

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

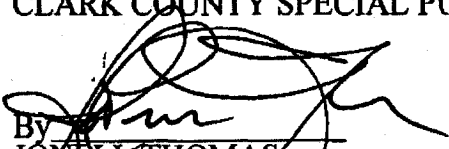
11 7. Whether appellant is represented by appointed or retained counsel on  
12 appeal: Appointed.

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

15 9. Date proceedings commenced in the district court (e.g., date complaint,  
16 indictment, information, or petition was filed): Indictment filed 12/13/2006.

17 DATED this 26<sup>th</sup> day of January, 2009.

18 DAVID M. SCHIECK  
19 CLARK COUNTY SPECIAL PUBLIC DEFENDER

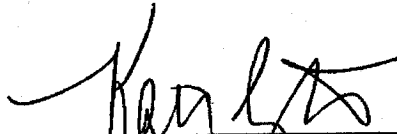
20 By   
21 JONELL THOMAS  
22 DEPUTY SPECIAL PUBLIC DEFENDER  
23 NEVADA BAR #4771  
330 S. THIRD ST., STE. 800  
LAS VEGAS, NEVADA 89155-2316  
24 (702) 455-6265

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6 DATED: 1/26, 2009.

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9 KATHLEEN FITZGERALD  
10 An employee of The Special Public Defender  
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I N D E X

[ ] vs Flowers III, Norman H

Pro Se

0001 DI Norman H Flowers III

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

0003 12/13/06 HEAR/GRAND JURY INDICTMENT

0004 12/13/06 BNCH/NO BAIL BNCH WARRANT ISSUED

0005 12/13/06 ORDR/ORDER OF INTENT TO FORFEIT

0006 12/13/06 WARR/INDICTMENT WARRANT

0007 12/19/06 BNCH/BNCH WARRANT RETURN /05

0008 12/20/06 MOT /ALT PENDING MOTIONS

0009 12/20/06 CALC/CALENDAR CALT (#3) (VJ 2/5/07)

0010 12/20/06 JURY/TRIAL BY JURY (#3) (VJ 2/5/07)

0011 12/26/06 REOT/NOTICE OF MOTION AND MOTION TO

0012 12/26/06 MOT /STATE'S MTN TO CONSOLIDATE WITH

0013 01/02/07 OPFS/OPPOSITION TO STATES MOTION TO

0014 01/08/07 TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS -

0015 01/08/07 TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS -

0016 01/11/07 NISD/NOTICE OF INTENT TO SEEK DEATH PENALTY

0017 01/23/07 MOT /DEFT'S MTN IN LIMINE PRECLUDE EVID OF

0018 01/25/07 ROC /RECEIPT OF COPY

0019 02/05/07 OCAL/STATUS CHECK: TRANSCRIPT

0020 02/05/07 OCAL/STATUS CHECK: DISCOVERY

0021 02/05/07 CALC/CALENDAR CALT

0022 02/05/07 JURY/TRIAL BY JURY (VJ 11-15-07)

0023 02/02/07 OPFS/STATES OPPOSITION TO DEFENDANTS MOTION

0024 02/13/07 MOT /DEFT'S MOTION TO SUPPRESS

0025 03/01/07 NOEV/NOTICE OF EXHIBITS IN THE VAULT

0026 08/18/07 ASSG/Reassign Case from Judge Mosley To

0027 10/04/07 MOT /PD'S MTN TO WITHDRAW AS COUNSEL /16

0028 10/04/07 ROC /RECEIPT OF COPY

0029 10/16/07 OPFS/STATES OPPOSITION TO DEFENDANTS MOTION

0030 10/30/07 ORDR/EX PARTE APPLICATION AND ORDER TO

0031 11/02/07 TRAN/REPORTER'S TRANSCRIPT OF STATUS CHECK

0032 11/02/07 NOTC/NOTICE OF EXPERT WITNESSES

0033 11/05/07 MOT /STATE'S MTN TO CLARIFY /17

0034 11/06/07 OPFS/OPPOSITION TO STATES MTN FOR

CLARIFICATION OF COURTS RULING

(continued to page 2)

| NO.  | FILED/REC CODE | REASON/DESCRIPTION   | FOR  | OC | SCH/PER  | C |
|--|----------------|--|------|----|----------|---|
| 0035   | 11/07/07       | ROC /RECEIPT OF COPY EX PARTE APPLICATION AND ORDER TO PREPARE TRANSCRIPTS     | 0001 |    |          |   |
| 0036   | 11/07/07       | TRAN/REPORTER'S TRANSCRIPT ARRAIGNMENT BENCH WARRANT RETURN                    | 0001 |    | 12/20/06 |   |
| 0037   | 11/08/07       | TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS                                      | 0001 |    | 12/13/06 |   |
| 0038   | 11/09/07       | NOTC/NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATING CIRCUMSTANCES                | 0001 |    |          |   |
| 0039   | 11/20/07       | HEAR/PETROCELLI HEARING (VR 5-21-08)   | 0001 | VC | 05/23/08 |   |
| 0040   | 11/20/07       | CALC/CALENDAR CALL   | 0001 | MH | 09/11/08 |   |
| 0041   | 11/20/07       | JURY/TRIAL BY JURY (VJ 9-11-08)  | 0001 | VC | 09/15/08 |   |
| 0042   | 11/28/07       | TRAN/REPORTER'S TRANSCRIPT DEFENDANTS MOTION IN LIMINE TO PRECLUDE EVIDENCE OF | 0001 |    | 02/05/07 | Y |
| OTHER BAD ACTS AND MOTION TO CONFIRM COUNSEL |                |  |      |    |          |   |
| 0043   | 01/02/08       | TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS                                      | 0001 |    | 03/30/07 |   |
| 0044   | 01/02/08       | TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS                                      | 0001 |    | 02/13/07 |   |
| 0045   | 02/14/08       | ORDR/STIPULATION AND ORDER   | 0001 |    | 02/14/08 |   |
| 0046   | 03/25/08       | ORDR/STIPULATION AND ORDER TO RE SET PETROCELLI HEARING                        | 0001 |    | 03/25/08 |   |
| 0047   | 03/28/08       | NOTC/NOTICE OF ENTRY OF ORDER TO RESET PETROCELLI HEARING                      | 0001 |    | 03/28/08 |   |
| 0048   | 06/24/08       | MOT /DEFT'S MTN FOR MEDICAL TREATMENT & TRANSPORTATION                         | 0001 | GR | 07/07/08 |   |
| 0049   | 06/24/08       | ROC /RECEIPT OF COPY   | 0001 |    | 06/24/08 |   |
| 0050   | 06/30/08       | MOT /DEFT'S MTN TO STRIKE NOTICE OF INTENT TO SEEK THE DEATH PENALTY           | 0001 | DN | 07/10/08 |   |
| 0051   | 06/30/08       | ROC /RECEIPT OF COPY   | 0001 |    | 06/30/08 |   |
| 0052   | 07/07/08       | OPPS/OPPOSITION TO MOTION TO STRIKE NOTICE OF INTENT TOSEEK THE DEATH PENALTY  | 0001 |    |          |   |
| 0053   | 07/15/08       | ROC /RECEIPT OF COPY   | 0001 |    | 07/15/08 |   |
| 0054   | 07/21/08       | MOT /DEFT'S MTN IN LIMINE TO ADMIT EVIDENCE OF CRIME STOPPERS REPORT /23       | 0001 | DN | 08/01/08 |   |
| 0055   | 07/21/08       | ROC /RECEIPT OF COPY   | 0001 |    | 07/21/08 |   |
| 0056   | 07/23/08       | HEAR/PETROCELLI HEARING  | 0001 | DN | 08/01/08 |   |
| 0057   | 07/24/08       | MOT /DEFT'S MTN TO DISMISS /MTN IN LIMINE RE DNA EVIDENCE/25                   | 0001 | DN | 08/01/08 |   |
| 0058   | 07/24/08       | ROC /RECEIPT OF COPY   | 0001 |    | 07/24/08 |   |
| 0059   | 08/01/08       | MOT /ALL PENDING MOTIONS 8-1-08  | 0001 |    | 08/01/08 |   |
| 0060   | 07/30/08       | TRAN/REPORTER'S TRANSCRIPT CALENDAR CALL                                       |      |    | 11/20/07 |   |
| 0061   | 07/30/08       | TRAN/REPORTER'S TRANSCRIPT PUBLIC DEFENDERS MOTION TO WITHDRAW AS ATTORNEY OF  | 0001 |    | 10/17/07 | Y |
| RECORD                                       |                |  |      |    |          |   |
| 0062   | 07/30/08       | ORDR/ORDER DENYING DEFENDANTS MOTION TO STRIKE NOTICE OF INTENT TO SEEK THE    | 0001 |    | 07/30/08 | Y |
| DEATH PENALTY                                |                |  |      |    |          |   |
| 0063   | 07/30/08       | TRAN/REPORTER'S TRANSCRIPT STATES MOTION FOR CLARIFICATION OF COURTS RULING    | 0001 |    |          |   |
| 0064   | 07/30/08       | BREF/BENCH BRIEF   | 0001 |    | 08/01/08 |   |
| 0065   | 08/01/08       | OPPS/STATES OPPOSITION TO DEFENDANTS MOTION IN LIMINE TO ADMIT EVIDENCE OF     | 0001 |    |          | Y |
| CONTENTS OF CRIME STOPPERS REPORT            |                |  |      |    |          |   |
| 0066   | 08/18/08       | NWEW/NOTICE OF WITNESSES AND/OR EXPERT WITNESSES                               | 0001 |    |          |   |

(Continued to page 3)

| NO.                 | FILED/REC CODE | REASON/DESCRIPTION   | FOR  | OC | SCH/PER  | C |
|---------------------|----------------|--|------|----|----------|---|
| 0067                | 08/21/08       | MOT /DEFT'S MTN FOR INDIVIDUAL & SEQUESTERED<br>VOIR DIRE /27                          | 0001 | OC | 09/08/08 |   |
| 0068                | 08/21/08       | ROC /RECEIPT OF COPY   | 0001 |    | 08/21/08 |   |
| 0069                | 08/22/08       | NWEW/NOTICE OF DEFENDANTS EXPERT WITNESS   | 0001 |    |          |   |
| 0070                | 08/26/08       | TRAN/RECORDER'S TRANSCRIPT PETROCELLI HEARING<br>AND ALL PENDING MOTIONS               | 0001 |    | 08/01/08 |   |
| 0071                | 08/26/08       | TRAN/RECORDER'S TRANSCRIPT DEFENDANTS MOTION<br>TO STRIKE NOTICE OF INTENT TO SEEK THE | 0001 |    | 07/10/08 | Y |
| DEATH PENALTY       |                |  |      |    |          |   |
| 0072                | 08/26/08       | TRAN/RECORDER'S TRANSCRIPT DEFENDANTS MOTION<br>FOR MEDICAL TREATMENT AND              | 0001 |    | 07/07/08 |   |
| 0073                | 08/28/08       | TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS  | 0001 |    | 04/13/08 |   |
| 0074                | 09/11/08       | OCAL/FURTHER PROCEEDINGS: STIPULATED<br>CONSOLIDATION                                  | 0001 | MH | 09/15/08 |   |
| 0075                | 09/11/08       | CALC/CALENDAR CALL   | 0001 | MH | 10/09/08 |   |
| 0076                | 09/11/08       | JURY/TRIAL BY JURY (VH 10/9/08)  | 0001 | VC | 10/13/08 |   |
| 0077                | 09/10/08       | TRAN/REPORTER'S TRANSCRIPT OF ALL PENDING<br>MOTIONS                                   | 0001 |    | 07/31/08 |   |
| 0078                | 09/10/08       | NWEW/NOTICE OF DEFENDANTS WITNESSES  | 0001 |    |          |   |
| 0079                | 09/16/08       | TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS<br>CALENDAR CALL                             | 0001 |    | 09/11/08 |   |
| 0080                | 09/16/08       | TRAN/REPORTER'S TRANSCRIPT OF FURTHER<br>PROCEEDINGS STIPULATED                        | 0001 |    | 09/15/08 | Y |
| CONSOLIDATION       |                |  |      |    |          |   |
| 0081                | 09/19/08       | NWEW/SUPPLEMENTAL NOTICE OF WITNESSES  | 0001 |    |          |   |
| 0082                | 09/19/08       | NWEW/SUPPLEMENTAL NOTICE OF WITNESSES  | 0001 |    | 09/19/08 |   |
| 0083                | 09/25/08       | ORDR/ORDER GRANTING MTN FOR MEDICAL FEES AND<br>COSTS AND ORDER GRANTING MTN TO        | 0001 | HG | 07/07/08 | Y |
| TRANSPORT DEFENDANT |                |  |      |    |          |   |
| 0084                | 09/29/08       | MOT /DEFT'S MTN TO RECONSIDER DEFT'S MTN IN<br>LIMINE /31                              | 0001 | DN | 10/15/08 |   |
| 0085                | 09/29/08       | SUPP/SUPPLEMENTAL NOTICE OF EVIDENCE IN<br>SUPPORT OF AGGRAVATING CIRCUMSTANCES        | 0001 |    |          |   |
| 0086                | 09/30/08       | ROC /RECEIPT OF COPY   | 0001 |    | 09/30/08 |   |
| 0087                | 10/02/08       | NWEW/SUPPLEMENTAL NOTICE OF DEFENDANTS<br>WITNESSES                                    | 0001 |    |          |   |
| 0088                | 10/09/08       | MOT /ALL PENDING MOTIONS - 10/9/08   | 0001 |    | 10/09/08 |   |
| 0089                | 10/09/08       | JURY/TRIAL BY JURY   | 0001 | MH | 10/24/08 |   |
| 0090                | 10/09/08       | ORDR/ORDER TO TRANSPORT INMATE WITNESS   | 0001 |    | 10/09/08 |   |
| 0091                | 10/09/08       | TRAN/REPORTER'S TRANSCRIPT OF CALENDAR CALL  | 0001 |    | 10/09/08 |   |
| 0092                | 10/09/08       | ORDR/ORDER TO TRANSPORT INMATE WITNESS   | 0001 |    | 10/09/08 |   |
| 0093                | 10/15/08       | TRB /TRIAL BEGINS  | 0001 |    |          |   |
| 0094                | 10/15/08       | NWEW/SUPPLEMENTAL NOTICE OF WITNESSES  | 0001 |    |          |   |
| 0095                | 10/15/08       | IND /AMENDED (GRAND JURY) INDICTMENT   | 0001 |    | 10/15/08 |   |
| 0096                | 10/16/08       | TRAN/REPORTER'S TRANSCRIPT OF JURY VOIR DIRE   | 0001 |    | 10/15/08 |   |
| 0097                | 10/16/08       | TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS -<br>VOLUME 1-A                              | 0001 |    | 10/15/08 |   |
| 0098                | 10/16/08       | JLST/DISTRICT COURT JURY LIST  | 0001 |    |          |   |
| 0099                | 10/17/08       | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL -<br>VOLUME 2-A                               | 0001 |    | 10/16/08 |   |
| 0100                | 10/17/08       | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL   | 0001 |    | 10/16/08 |   |
| 0101                | 10/20/08       | TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS -<br>JURY TRIAL                              | 0001 |    | 10/17/08 |   |

(Continued to page 4)



| NO.  | FILED/REC CODE | REASON/DESCRIPTION  | FOR          | OC | SCH/PER  | C |
|------|----------------|---|--------------|----|----------|---|
| 0102 | 10/20/08       | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL -<br>VOLUME 3-B        | 0001<br>0001 |    | 10/17/08 |   |
| 0103 | 10/20/08       | ORDR/ORDER  | 0001         |    | 10/20/08 |   |
| 0104 | 10/20/08       | ORDR/ORDER TO TRANSPORT INMATE WITNESS                          | 0001         |    | 10/20/08 |   |
| 0105 | 10/21/08       | INST/DEFENDANTS PROPOSED JURY INSTRUCTIONS<br>NOT USED AT TRIAL | 0001<br>0001 |    |          |   |
| 0106 | 10/21/08       | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL -<br>VOLUME 4-A        | 0001<br>0001 |    | 10/20/08 |   |
| 0107 | 10/21/08       | JLST/AMENDED DISTRICT COURT JURY LIST                           | 0001         |    |          |   |
| 0108 | 10/22/08       | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL -<br>VOLUME 5          | 0001<br>0001 |    | 10/21/08 |   |
| 0109 | 10/22/08       | JMNT/VERDICT (COUNTS 1 2 3)                                     | 0001         |    | 10/24/08 |   |
| 0110 | 10/22/08       | JMNT/VERDICT (COUNT 4)  | S            |    | 10/24/08 |   |
| 0111 | 10/21/08       | TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS -<br>JURY TRIAL       | 0001<br>0001 |    | 10/20/08 |   |
| 0112 | 10/24/08       | SENT/SENTENCING   | 0001         |    | 01/13/09 |   |
| 0113 | 10/24/08       | TRE /TRIAL ENDS   | 0001         |    |          |   |
| 0114 | 10/23/08       | TRAN/REPORTER'S TRANSCRIPT OF VERDICT -<br>VOLUME 6             | 0001<br>0001 |    | 10/22/08 |   |
| 0115 | 10/22/08       | INST/INSTRUCTIONS TO THE JURY INSTRUCTION NO<br>1               | 0001<br>0001 |    |          |   |
| 0116 | 10/27/08       | NOEV/NOTICE OF EXHIBITS IN THE VAULT                            |              |    | 10/15/08 |   |
| 0117 | 10/24/08       | TRAN/REPORTER'S TRANSCRIPT OF PENALTY PHASE -<br>VOLUME 7-A     | 0001<br>0001 |    | 10/23/08 |   |
| 0118 | 10/24/08       | TRAN/REPORTER'S TRANSCRIPT OF PENALTY HEARING                   | 0001         |    | 10/23/08 |   |
| 0119 | 10/23/08       | REQT/MOTION TO BIFURCATE PENALTY PHASE                          | 0001         |    |          |   |
| 0120 | 10/24/08       | VER /SPECIAL VERDICT MITIGATING CIRCUMSTANCES                   | 0001         |    | 10/24/08 |   |
| 0121 | 10/24/08       | JMNT/VERDICT (COUNT 2 SENTENCE)                                 | 0001         |    | 10/28/08 |   |
| 0122 | 10/24/08       | JMNT/SPECIAL VERDICT (COUNT 2)                                  | 0001         |    | 10/28/08 |   |
| 0123 | 10/27/08       | TRAN/REPORTER'S TRANSCRIPT OF PENALTY PHASE -<br>VOLUME 8       | 0001<br>0001 |    | 10/24/08 |   |
| 0124 | 10/24/08       | INST/INSTRUCTIONS TO THE JURY                                   | 0001         |    |          |   |
| 0125 | 10/30/08       | MOT /DEFT'S MTN FOR NEW TRIAL /35                               | 0001         | DN | 11/12/08 |   |
| 0126 | 10/30/08       | ROC /RECEIPT OF COPY  | 0001         |    | 10/30/08 |   |
| 0127 | 11/10/08       | OPPS/STATES OPPOSITION TO DEFTS MTN FOR NEW<br>TRIAL            | 0001<br>0001 | SH | 11/12/08 |   |
| 0128 | 11/18/08       | ORDR/ORDER DENYING DEFENDANTS MOTION FOR NEW<br>TRIAL           | 0001<br>0001 | HG | 11/12/08 |   |
| 0129 | 12/28/08       | ASSG/Reassign Case From Judge Bell To Judge<br>Hardcastle       |              |    |          |   |
| 0130 | 01/16/09       | TRAN/RECORDER'S TRANSCRIPT OF HEARING<br>REGARDING SENTENCING   | 0001<br>0001 |    |          |   |
| 0131 | 01/16/09       | JMNT/JUDGMENT OF CONVICTION/ADMIN ASSESSMENT                    | 0001         |    | 01/21/09 |   |
| 0132 | 01/16/09       | JMNT/JUDGMENT OF CONVICTION/GENETIC TESTING                     | 0001         |    | 01/21/09 |   |
| 0133 | 01/26/09       | CASO/CASE (RE)OPENED  |              |    | 01/26/09 |   |
| 0134 | 01/26/09       | HEAR/STATES REQUEST CLARIFICATION ON THE<br>SENTENCE            | 0001<br>0001 |    | 01/29/09 |   |

JOC

ORIGINAL

FILED

2009 JAN 16 A 6:49

DISTRICT COURT  
CLARK COUNTY, NEVADA

*E. J. Smith*  
CLERK OF THE COURT

THE STATE OF NEVADA,

Plaintiff,

CASE NO. C228755

-vs-

DEPT. NO. IV

NORMAN KEITH FLOWERS  
aka Norman Harold Flowers III  
#1179383

Defendant.

JUDGMENT OF CONVICTION  
(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 - BURGLARY (Category B Felony) in violation of NRS 205.060, COUNT 2 - MURDER (Category A Felony) in violation of NRS 200.010, 200.030, COUNT 3 - SEXUAL ASSAULT (Category A Felony) in violation of NRS 200.364, 200.366; COUNT 4 - ROBBERY (Category B Felony) in violation of NRS 200.380; and the matter having been tried before a jury and the Defendant having been found guilty of the crimes of COUNT 1 - BURGLARY ((Category B Felony) in violation of NRS 205.060, COUNT 2 - FIRST DEGREE MURDER (Category A Felony) in violation of NRS 200.010, 200.030, COUNT 3 - SEXUAL ASSAULT (Category A Felony) in violation of NRS 200.364,

1 200.366; COUNT 4 – FOUND NOT GUILTY; thereafter, on the 13<sup>TH</sup> day of January,  
2 2009, the Defendant was present in court for sentencing with his counsel, RANDY  
3 PIKE, Deputy Special Public Defender and CLARK PATRICK, Deputy Special Public  
4 Defender, and good cause appearing,  
5

6 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in  
7 addition to the \$25.00 Administrative Assessment Fee and \$150.00 DNA Analysis Fee  
8 including testing to determine genetic markers, the Defendant is SENTENCED to the  
9 Nevada Department of Corrections (NDC) as follows: AS TO COUNT 1 - TO A  
10 MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole  
11 Eligibility of FORTY-EIGHT (48) MONTHS; AS TO COUNT 2 - TO LIFE WITHOUT THE  
12 POSSIBILITY OF PAROLE, to run CONSECUTIVE to COUNT 1; AS TO COUNT 3 -  
13 TO LIFE WITHOUT THE POSSIBILITY OF PAROLE with a MINIMUM Parole Eligibility  
14 of ONE HUNDRED TWENTY (120) MONTHS, to run CONSECUTIVE to COUNT 2;  
15 (Category B Felony) in violation of NRS 205.060, COUNT 2 – MURDER (Category A  
16 Felony) in violation of NRS 200.010, 200.030, COUNT 3 – SEXUAL ASSAULT  
17 (Category A Felony) in violation of NRS 200.364, 200.366; with SEVEN HUNDRED  
18 SIXTY-ONE (761) DAYS credit for time served.  
19  
20  
21  
22  
23

24 DATED this 15<sup>th</sup> day of January, 2009

25  
26  
27  
28  
  
KATHY HARDCASTLE  
DISTRICT JUDGE

## CRIMINAL COURT MINUTES

---

06-C-228755-C STATE OF NEVADA vs Flowers III, Norman H

---

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/RecorderPARTIES: STATE OF NEVADA  
006700 Jorgenson, Catherine  
005056 Luzaich, ElissaN  
Y  
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 06AGJ103X to the Court. COURT ORDERED, the indictment may be filed and is assigned Case Number C228755, Department II. Mr. Jorgenson requested warrant issued. Arguments by Ms. Luzaich regarding no bail. COURT ORDERED, BENCH WARRANT WILL ISSUE, NO BAIL. Exhibit(s) 1-2 lodged with Clerk of District Court. Matter set for initial arraignment.

B.W.

12-20-06 3:00 PM INITIAL ARRAIGNMENT

---

12/20/06 03:00 PM 00 ALL PENDING MOTIONS

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

OFFICERS: Connie Gleason, Court Clerk  
Lore Vanderbusse/lv, Relief Clerk  
Kiara Schmidt, Reporter/RecorderPARTIES: STATE OF NEVADA  
009877 Nance, Aaron M.  
0001 D1 Flowers III, Norman H  
006168 Whipple, Bret O.Y  
Y  
Y  
Y

ARRAIGNMENT...BENCH WARRANT RETURN

DEFT. FLOWERS ARRAIGNED, PLED NOT GUILTY and INVOKED THE 60-DAY RULE. COURT ORDERED, matter set for trial. FURTHER ORDERED, bench warrant QUASHED.

CUSTODY

02/13/07 9:00 AM CALENDAR CALL (DEPT XIV)

02/20/07 1:30 PM JURY TRIAL (DEPT XIV)

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 001

02/05/07 09:00 AM 00 DEFT'S MTN IN LIMINE PRECLUDE EVID OF  
OTHER BAD ACTS/MTN TO CONFIRM COUNSEL/10

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

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

|          |                               |   |
|----------|-------------------------------|---|
| PARTIES: | STATE OF NEVADA               | Y |
|          | 005056 Luzaich, Elissa        | Y |
|          | 006163 Weckerly, Pamela C.    | Y |
|          | 0001 D1 Flowers III, Norman H | Y |
|          | 009451 Patrick, Clark W.      | Y |

Mr. Pike advised the Special Public Defender's Office is willing to take on this case. Ms. Luzaich stated Mr. Whipple had appeared, however, he has not been appointed and there is no need to do so. Defendant's family would need to pay for Mr. Whipple if they want him to represent Defendant. Ms. Luzaich advised they are trying to consolidate this case with the one in Dept. 6 wherein Mr. Pike and Mr. Patrick represent Defendant. Further, this is a 250 case and Mr. Pike and Mr. Patrick are 250 qualified. Mr. Whipple should not be appointed because Defendant can not get along with his attorneys. Following colloquy, Court directed Defendant to get along with his attorneys and that Mr. Pike and Mr. Patrick from the Special Public Defender's Office are APPOINTED. As they can not be ready for trial in two weeks, COURT ORDERED, trial date VACATED and RESET with a status check date 60 days prior to calendar call for discovery. Mr. Pike advised they have not received the Grand Jury Transcript yet either. At request of counsel, COURT ORDERED, matter set for status check next week as to the transcript.

## CUSTODY

2/13/07 9:00 AM STATUS CHECK: TRANSCRIPT

9/20/07 9:00 AM STATUS CHECK: DISCOVERY

11/20/07 9:00 AM CALENDAR CALL (#2)

11/26/07 1:30 PM JURY TRIAL (#2)

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 002

02/13/07 09:00 AM 00 STATUS CHECK: TRANSCRIPT

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

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

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 008213   | Nyikos, Noreen          | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 009451   | Patrick, Clark W.       | Y |

Mr. Patrick advised they have received the transcript and the matter needs to be set for a hearing on the Motion to Suppress. Upon Court's inquiry, Mr. Pike advised they want to exclude any information coming out of the Dept. 6 case into this trial. Following additional colloquy, COURT ORDERED, matter set for hearing on Motion to Suppress.

## CUSTODY

3/30/07 9:00 AM DEFT'S MOTION TO SUPPRESS

03/30/07 09:00 AM 00 DEFT'S MOTION TO SUPPRESS

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

OFFICERS: Kathy Klein, Relief Clerk  
Joe D'Amato, Reporter/Recorder

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 005056   | Luzaich, Elissa         | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 000824   | Schieck, David M.       | Y |

At request of counsel, COURT ORDERED, matter CONTINUED.

## CUSTODY

CONTINUED TO: 04/13/07 09:00 AM 01

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 003

04/13/07 09:00 AM 01 DEFT'S MOTION TO SUPPRESS

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

OFFICERS: Katherine Streuber, Relief Clerk  
Joe D'Amato, Reporter/Recorder

|          |                               |   |
|----------|-------------------------------|---|
| PARTIES: | STATE OF NEVADA               | Y |
|          | 005056 Luzaich, Elissa        | Y |
|          | 0001 D1 Flowers III, Norman H | Y |
|          | SPD Special Public Defender   | Y |
|          | 001940 Pike, Randall H.       | Y |
|          | 009451 Patrick, Clark W.      | Y |

Court inquired whether it should be suppressed if there was successful prior bad acts and questioned why this case was not consolidated for trial. Ms. Luzaich advised they were under the impression that Judge Bonaventure was going to consolidate them and when the Motion to Consolidate was filed, it was denied. Mr. Pike advised the Motion to suppress was filed due to the death penalty and Deft. had invoked his right to speedy trial and requested these cases be tried separately as they are not related. Mr. Pike further advised if these cases were consolidated there would be prejudice and it would not benefit the State to have them consolidated. Ms. Luzaich noted DNA had been found and was excluded. State further noted a Clark County Detention Center informant testified that Deft. stated he had participated in the crimes. Mr. Patrick argued these cases are not similar and that is reason they were not consolidated. Argument by State. Parties advised Judge Bonaventure has the lower case number however, Judge Villani will be taking his case load. Court advised Judge Villani will have to make the determination of consolidation and ORDERED, motion MOOT and parties to place on calendar in front of appropriate Court. Trial date STANDS.

CUSTODY

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 004

10/04/07 09:00 AM 01 STATUS CHECK: DISCOVERY

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

OFFICERS: Sandra Anderson, Court Clerk  
Renee Vincent, Reporter/Recorder

PARTIES: STATE OF NEVADA

006639 Fattig, John T

N

Y

0001 D1 Flowers III, Norman H

N

SPD Special Public Defender

Y

001940 Pike, Randall H.

Y

009451 Patrick, Clark W.

Y

COURT ORDERED, matter OFF CALENDAR.

10/17/07 08:30 AM 00 PD'S MTN TO WITHDRAW AS COUNSEL /16

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

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

PARTIES: STATE OF NEVADA

005056 Luzaich, Elissa

Y

Y

0001 D1 Flowers III, Norman H

Y

SPD Special Public Defender

Y

001940 Pike, Randall H.

Y

Court advised he spoke with Mr. Pike and co-counsel in chambers. Court advised there is a potential conflict of interest in this case. It has not ripened into a conflict as yet, but it may. Court stated he believes they are good to go forward at this time and Mr. Pike may put a motion back on calendar if it becomes a legitimate conflict. COURT ORDERED, motion DENIED; trial date STANDS.

CUSTODY (COC)



## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 005

11/15/07 08:30 AM 00 STATE'S MTN TO CLARIFY /17

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

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

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 005056   | Luzaich, Elissa         | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 009451   | Patrick, Clark W.       | Y |

Court advised he is not sure if this is a request for reconsideration of the consolidation or the ruling on the Petrocelli Hearing. Ms. Weckerly advised the Petrocelli Hearing. Court inquired why they are not entitled to a Petrocelli Hearing on bad acts. Colloquy. COURT ORDERED, motion GRANTED to the extent he will have a Petrocelli Hearing, however, that does not mean he will admit the bad acts. Colloquy regarding the length of the hearing. Mr. Patrick advised they have some experts they want to call for the Petrocelli Hearing and they will be requesting a continuance. Ms. Weckerly advised they can do the hearing just before trial. COURT ORDERED, trial date VACATED, however, the Calendar Call date will STAND to set a new trial date and set the Petrocelli Hearing; counsel to confer as to a date.

CUSTODY (COC)

11/20/07 09:00 AM 00 CALENDAR CALL

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

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

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 009451   | Patrick, Clark W.       | Y |

Colloquy regarding a trial date and Petrocelli Hearing. COURT ORDERED, matter set for trial.

CUSTODY (COC)

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 006

2-15-08 9:00 AM PETROCELLI HEARING

9-11-08 8:30 AM CALENDAR CALL

9-15-08 9:30 AM JURY TRIAL

---

07/07/08 08:30 AM 00 DEFT'S MTN FOR MEDICAL TREATMENT &  
TRANSPORTATION

HEARD BY: JOSEPH BONAVENTURE, Senior Judge; Dept. VJ46

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

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |

Mr. Pike advised the jail has approved it but has not taken Deft. down there. Ms. Weckerly submitted to the Court's discretion. Court stated he believes Deft. Flowers should be transported and ORDERED, motion GRANTED. Mr. Pike to prepare the order with a certain time limit in which Deft. is to be transported.

CUSTODY (COC)

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 007

07/10/08 08:30 AM 00 DEFT'S MTN TO STRIKE NOTICE OF INTENT TO  
SEEK THE DEATH PENALTY

HEARD BY: JOSEPH BONAVENTURE, Senior Judge; Dept. VJ46

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

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 005056   | Luzaich, Elissa         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 0001 D1  | Flowers III, Norman H   | N |
| SPD      | Special Public Defender | Y |
| 000824   | Schieck, David M.       | Y |
| 001940   | Pike, Randall H.        | Y |

Deft. Flowers not present. Mr. Pike argued it is all circumstantial evidence and there is the potential for a wrongful conviction. Ms. Weckerly argued this is not a recognized legal basis for striking it. Further arguments by counsel. COURT ORDERED, motion DENIED.

CUSTODY (COC)

07/31/08 08:30 AM 00 DEFT'S MTN IN LIMINE TO ADMIT EVIDENCE  
OF CRIME STOPPERS REPORT /23

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

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

|          |                       |   |
|----------|-----------------------|---|
| PARTIES: | STATE OF NEVADA       | Y |
| 009492   | Albritton, Alicia A.  | Y |
| 0001 D1  | Flowers III, Norman H | Y |

Court advised he spoke with counsel yesterday and they requested this motion be continued to tomorrow with the other motions. COURT ORDERED, matter CONTINUED.

CUSTODY (COC)

CONTINUED TO: 08/01/08 09:15 AM 01

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 008

08/01/08 09:15 AM 00 ALL PENDING MOTIONS 8-1-08

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

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

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 005056   | Luzaich, Elissa         | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 009451   | Patrick, Clark W.       | Y |

State's Opposition to Deft's Motion in Limine to Admit Evidence of Contents of Crime Stoppers Report FILED IN OPEN COURT. Kristina Paulette sworn and testified. Mr. Pike advised they have no witnesses and advised the Court has been provided the transcripts and has read the testimony; he would just like to make an offer of proof and argue. Mr. Pike argued they went and interviewed the jail snitches that testified and their statements changed at that time.

PETROCELLI HEARING...Court stated Department 11 apparently granted the bad acts and said they could come in. Ms. Luzaich advised Judge Gonzalez said the bad acts were relevant and were admitted. Court stated the State is asking to admit evidence from the Coote and Gonzales cases. Ms. Luzaich concurred and argued it goes to intent and absence of mistake or accident. This crime was a violent sexual assault and there was semen present which would not normally be present as the victim was actively involved in a lesbian relationship. Mr. Patrick argued there is zero probative value and argued there is no evidence Coote was drowned in the tub that was full of water. Coote was manually strangled and Gonzales was a ligature strangulation; Quarles was drowned. Mr. Patrick argued it is a de facto joinder and the joinder was previously denied. Ms. Luzaich argued, if the defense brings in consent in any way, she believes that allows the State to bring in Gonzales. Mr. Patrick argued George Dunlap is a career snitch that makes a living getting out of trouble by snitching and got ahold of Deft. Flowers' discovery while at CCDC. Further arguments by counsel. Court FINDS the Coote case is sufficiently similar in nexus and time and the DNA is 100 per cent. As to the rape and killing of Ms. Coote, there is clear and convincing evidence a crime occurred and Deft. Flowers did it. It is relevant to both intent and identity in the killing in this case and the probative value outweighs the prejudice. The similarities between Coote and Quarles WILL BE ALLOWED. However, as to the killing of Ms. Gonzales, the evidence this Deft. did it is barely clear and convincing, it has marginal relevance as to intent or identity and the prejudice outweighs the probative value. The Gonzales case will NOT be allowed.

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 009

DEFT'S MOTION IN LIMINE TO ADMIT EVIDENCE OF CRIME STOPPERS REPORT...Mr. Pike argued it is an anonymous third party that they cannot find. Court advised the information given to police by an anonymous call has zero inherent credibility. Colloquy. After seeing the report, COURT ORDERED, motion DENIED.

DEFT'S MOTION TO DISMISS / MOTION IN LIMINE RE DNA EVIDENCE...Ms. Luzaich advised she was never served this motion, she pulled it off the computer. Mr. Pike advised, after filing the motion, he received notice of a ruling in California that addresses the cold hit issue. Colloquy regarding procedure. COURT ORDERED, motion DENIED.

10:33 A.M.--Hearing concluded.

CUSTODY (COC)

09/08/08 08:30 AM 00 DEFT'S MTN FOR INDIVIDUAL & SEQUESTERED  
VOIR DIRE /27

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

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

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 009451   | Patrick, Clark W.       | Y |

Mr. Pike advised they are moving to take the matter off calendar. Colloquy. COURT ORDERED, matter OFF CALENDAR.

CUSTODY (COC)

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 010

09/11/08 08:30 AM 00 CALENDAR CALL

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

OFFICERS: Tina Hurd, Court Clerk  
Cheryl Carpenter, Reporter/RecorderPARTIES: STATE OF NEVADA  
006955 Di Giacomo, Marc P.0001 D1 Flowers III, Norman H  
SPD Special Public Defender  
001940 Pike, Randall H.  
009451 Patrick, Clark W.  
006168 Whipple, Bret O.Y  
Y  
Y  
Y  
Y  
Y

Mr. Pike advised, on August 12, the State obtained the name of another witness which they provided to the defense, however, it affects the defense's ability to be ready for trial. Further, counsel, Deft. Flowers and Judge Gonzalez met and have reached a stipulation regarding the conjoining of Deft's two cases for trial and being heard before this Court. Mr. Pike requested a continuance to Monday as all counsel have not yet signed the stipulation. Colloquy. COURT ORDERED, trial date VACATED AND RESET; matter CONTINUED to Monday for further proceedings regarding the stipulation. Court advised counsel this trial will go forward in October. Mr. Whipple advised Deft. cannot see and they have set aside monies for Deft. to have an eye exam and obtain glasses, however, CCDC has not transported him yet. Court suggested counsel speak with the Lieutenant at the jail or with the provider and arrange a time.

CUSTODY (COC)

9-15-08 8:30 AM FURTHER PROCEEDINGS: STIPULATED CONSOLIDATION

10-9-08 8:30 AM CALENDAR CALL

10-13-08 9:30 AM JURY TRIAL

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 011

09/15/08 08:30 AM 00 FURTHER PROCEEDINGS: STIPULATED  
CONSOLIDATION

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

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

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 005056   | Luzaich, Elissa         | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 006168   | Whipple, Bret O.        | Y |
| 009451   | Patrick, Clark W.       | Y |

Mr. Pike advised they have gone over the stipulation with everyone, however, Deft. Flowers does not want conjoined trials. Mr. Pike requested to keep the trial date in this case. Ms. Luzaich advised she may file a motion to reconsider consolidation. Court advised he did not find both of the other cases were cross-admissible, only one, and advised he will not force Deft. to try them together. Colloquy. COURT ORDERED, trial date STANDS. Court advised he has no objection if Deft. changes his mind as long as Ms. Luzaich is noticed and has time to prepare. Ms. Luzaich advised she intends to prepare as if the cases are being tried together.

CUSTODY (COC)

---

10/09/08 08:30 AM 00 ALL PENDING MOTIONS - 10/9/08

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Jennifer Kimmel, Court Clerk  
Mary Beth Cook, Reporter/Recorder

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 009219   | Watson, Michael J.      | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 009451   | Patrick, Clark W.       | Y |
| 001940   | Pike, Randall H.        | Y |

DEFENDANT'S MOTION TO RECONSIDER THE RULING ON DEFT'S MOTION IN LIMINE TO  
PRECLUDE EVIDENCE OF OTHER BAD ACTS...CALENDAR CALL

Regarding Deft's Motion to reconsider. COURT ORDERED, matter is CONTINUED  
and shall be heard before the trial starts.

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 012

Regarding the Calendar Call, Mr. Watson advised Ms. Weckerly and Mr. Kephart will be trial counsel. COURT NOTED, they are not present to advise the Court how much time is needed for Trial or the number of witnesses. COURT NOTED Deft's counsel will call six witnesses, one being from Out of State and should matter go into the penalty phase they have eight witnesses, two being from Out of State. COURT ORDERED, TRIAL DATE RESET - FIRM and shall commence at 9:30 A.M..

CUSTODY (COC)

10/15/08 9:30 A.M. DEFT'S MOTION TO RECONSIDER THE RULING ON DEFT'S MOTION IN LIMINE TO PRECLUDE EVIDENCE OF OTHER BAD ACTS//TRIAL BY JURY

10/15/08 09:30 AM 01 DEFT'S MTN TO RECONSIDER DEFT'S MTN IN  
LIMINE /31

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

OFFICERS: Tia Everett / Susan Jovanovich /sj, Relief Clerk  
Joanna Orduno, Reporter/Recorder

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 005056   | Luzaich, Elissa         | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 009451   | Patrick, Clark W.       | Y |
| 001940   | Pike, Randall H.        | Y |

Matter argued and submitted. Court stated his findings and ordered, Motion DENIED.

CUSTODY (COC)



## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 013

10/15/08 09:30 AM 00 TRIAL BY JURY

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

OFFICERS: Tia Everett/te, Relief Clerk  
Joana Orduna/Renee Silvaggio, Reporter/Recorder

PARTIES: STATE OF NEVADA  
006163 Weckerly, Pamela C.  
005056 Luzaich, Elissa  
  
0001 D1 Flowers III, Norman H  
SPD Special Public Defender  
001940 Pike, Randall H.  
009451 Patrick, Clark W.

Y  
Y  
Y  
  
Y  
Y  
Y  
Y

## PROSPECTIVE JURORS PRESENT:

Voir dire. Jury selected and sworn. Clerk read the Amended Indictment to the jury and stated the Defendant's plea thereto.

## OUTSIDE THE PRESENCE OF THE JURY:

Defendant advised of his right not to testify .

Court recessed for the evening.

CONTINUED TO: 10/16/08 09:30 AM 01

10/16/08 09:30 AM 01 TRIAL BY JURY

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

OFFICERS: Tia Everett/te, Relief Clerk  
Joana Orduna/Renee Silvaggio, Reporter/Recorder

PARTIES: STATE OF NEVADA  
006163 Weckerly, Pamela C.  
005056 Luzaich, Elissa  
  
0001 D1 Flowers III, Norman H  
SPD Special Public Defender  
001940 Pike, Randall H.  
009451 Patrick, Clark W.

Y  
Y  
Y  
  
Y  
Y  
Y  
Y

## JURY PRESENT:

Opening statements by counsel. Testimony and exhibits presented. (See worksheets.)

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 014

## OUTSIDE THE PRESENCE OF THE JURY:

Mr. Pike informed the Court it has come to the State's attention from the victim's advocate she observed a witness speaking to a juror on a break. State provided the note from the advocate to the Court. Witness Quines Toney sworn. Upon Court's inquiry of the witness, Ms. Toney advised the Court she did not speak to the juror and her friend spoke to the juror and only asked how she became a juror. Counsel advised they were satisfied with the witnesses testimony.

## JURY PRESENT:

Further testimony and exhibits presented. (See worksheets.)

Court recessed for the evening.

CONTINUED TO: 10/17/08 09:30 AM 02

10/17/08 09:30 AM 02 TRIAL BY JURY

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

OFFICERS: Tia Everett/te, Relief Clerk  
Joana Orduna/Renee Silvaggio, Reporter/Recorder

## PARTIES:

STATE OF NEVADA  
006163 Weckerly, Pamela C.  
005056 Luzaich, Elissa  
  
0001 D1 Flowers III, Norman H  
SPD Special Public Defender  
001940 Pike, Randall H.  
009451 Patrick, Clark W.

Y  
Y  
Y  
  
Y  
Y  
Y  
Y

## JURY PRESENT:

Further testimony and exhibits presented. (See worksheets.)

Court recessed for the evening.

CONTINUED TO: 10/20/08 09:30 AM 03

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 015

10/20/08 09:30 AM 03 TRIAL BY JURY

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

OFFICERS: Tia Everett/te, Relief Clerk  
Joana Orduna/Renee Silvaggio, Reporter/Recorder

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 005056   | Luzaich, Elissa         | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 009451   | Patrick, Clark W.       | Y |

OUTSIDE THE PRESENCE OF THE JURY:

Jury instructions settled.

JURY PRESENT:

Further testimony and exhibits presented (see worksheet). Jury instructed.

Court recessed for the evening.

CONTINUED TO: 10/21/08 09:30 AM 04

10/21/08 09:30 AM 04 TRIAL BY JURY

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

OFFICERS: Tina Hurd/th, Court Clerk  
Susan Jovanovich, Relief Clerk  
JoAnn Orduna, Reporter/Recorder

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 005056   | Luzaich, Elissa         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 009451   | Patrick, Clark W.       | Y |

9:25 A.M.--OUTSIDE THE PRESENCE OF THE JURY, Mr. Pike advised he submitted a clean copy of Deft. Flowers' voluntary statement that is not to go to the Jury but has been marked as a proposed exhibit. 9:29 a.m.--Jury present. Further testimony and exhibits presented. (See worksheets.) Closing

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 016

arguments by counsel. 12:41 p.m.--Jury retired to deliberate.

4:45 P.M.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning.

CUSTODY (COC)

CONTINUED TO: 10/22/08 09:30 AM 05

10/22/08 09:30 AM 05 TRIAL BY JURY

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

OFFICERS: Tina Hurd, Court Clerk  
JoAnn Orduna, Reporter/Recorder

PARTIES: STATE OF NEVADA  
005056 Luzaich, Elissa  
006163 Weckerly, Pamela C.

0001 D1 Flowers III, Norman H  
SPD Special Public Defender  
001940 Pike, Randall H.  
009451 Patrick, Clark W.

Y  
Y  
Y  
Y  
Y  
Y  
Y

9:30 A.M.--Jury retired to continue deliberations.

1:36 P.M.--Court reconvened with all present as before. Jury returned with VERDICTS as follow:

COUNT 1 - GUILTY of BURGLARY (F);  
COUNT 2 - GUILTY of FIRST DEGREE MURDER (F);  
COUNT 3 - GUILTY of SEXUAL ASSAULT (F);  
COUNT 4 - NOT guilty.

Jury polled at request of Mr. Pike; 12 affirmed. Court thanked the Jury. Court admonished the Jury and excused them for the day, to return at 10:00 a.m. tomorrow morning to commence the penalty phase of trial. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding jury instructions. Court advised Deft. of his right to take the stand and make an unsworn statement and the guidelines for such statement. Deft. Flowers acknowledged.

Mr. Pike advised he forgot to make a record regarding Detective Long's statements regarding people cooperating with the investigation though he did approach the bench and make an objection. Mr. Pike made his record. Court advised counsel timely approached the bench and made a timely objection and the record is preserved.

Mr. Pike advised, in order to save time tomorrow, the State is going to bring in certified copies of prison records and he would object to them as hearsay. Court advised hearsay is allowed in these type of hearings. Colloquy. COURT ORDERED, OBJECTION OVERRULED. In reference to the prior violent Felonies, Mr. Pike objected to those on the basis of due process and

CONTINUED ON PAGE: 018

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 017

the narrowing parameters of Witherspoon. In reference to the other arrests and Misdemeanors, Mr. Pike argued it is not appropriate to bring in anything other than violent Felonies. Court advised, under the law, the State can put in any of these.

2:00 P.M.--Court adjourned.

CUSTODY (COC)

CONTINUED TO: 10/23/08 10:00 AM 06

10/23/08 10:00 AM 06 TRIAL BY JURY

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

OFFICERS: Tina Hurd/th, Court Clerk  
Susan Jovanovich, Relief Clerk  
JoAnn Orduna - A.M. / Renee Silvaggio - P., Reporter/R

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 005056   | Luzaich, Elissa         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 009451   | Patrick, Clark W.       | Y |

9:55 A.M.--PENALTY HEARING--OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding jury instructions. Deft's Motion to Bifurcate Penalty Phase FILED IN OPEN COURT. Court advised Deft. he can be sworn and make a statement and it would still be limited, however, if he is sworn, the State may cross-examine. Deft. Flowers acknowledged. 10:03 a.m.--Jury present. Opening statements by Ms. Weckerly and Mr. Patrick. Testimony and exhibits presented. (See worksheets.) 12:02 p.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding remaining witnesses. Ms. Weckerly provided the Court with a copy of the Redeker case. Colloquy regarding whether the Arson is a violent crime and therefore an aggravator. As to his motion regarding hearsay, Mr. Pike stated he understands hearsay is admissible but moved for a mistrial regarding hearsay that is continuing to come in. COURT ORDERED, DENIED. Court stated he would be surprised if the Supreme Court extends that to this case. Deft. Flowers has a number of violent crimes that are years old and, if Crawford is applied, it would tie the State's hands and not present an accurate picture of Deft's past. Court advised the State was able to articulate that Deft. confessed in the other cases and that would be admissible. Further colloquy. 12:11 p.m.--Court adjourned for lunch.

1:05 P.M.--OUTSIDE THE PRESENCE OF THE JURY, Ms. Weckerly advised she has not found a case on point regarding allowing victim impact testimony

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 018

pertaining to a victim from another case. Colloquy. COURT ORDERED, that witness will NOT be allowed to testify, only victim impact statements as they relate to the victim in this case for which Deft. Flowers has been found guilty. 1:07 p.m.--Jury present. Further testimony and exhibits presented. Conference at the bench. Court advised how they will proceed from here. 3:45 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:10 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding the Redeker case and whether Arson is a violent Felony. Court stated he believes it is situational and depends on whether the Deft. intended to hurt people. Jury Instructions settled on the record. 4:02 p.m.--Court adjourned.

CUSTODY (COC)

CONTINUED TO: 10/24/08 09:10 AM 07

10/24/08 09:10 AM 07 TRIAL BY JURY

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

OFFICERS: Tina Hurd, Court Clerk  
JoAnn Orduna, Reporter/Recorder

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 005056   | Luzaich, Elissa         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 001940   | Pike, Randall H.        | Y |
| 009451   | Patrick, Clark W.       | Y |

9:03 A.M.--OUTSIDE THE PRESENCE OF THE JURY, Court advised he informed Deft. of his rights to allocution yesterday. Upon Court's inquiry, Deft. Flowers advised he understands his options. 9:09 a.m.--Jury present. Further testimony and exhibits presented. (See worksheets.) Statement in allocution by Deft. Flowers. Court instructed the Jury. Closing arguments by counsel. 11:45 a.m.--Jury retired to deliberate.

12:54 P.M.--Court reconvened with all present as before. Jury returned with a VERDICT of LIFE IN NEVADA STATE PRISON WITHOUT THE POSSIBILITY OF PAROLE as to Count 2. Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY, COURT ORDERED, matter set for sentencing; Deft. Flowers to REMAIN IN CUSTODY WITHOUT BAIL pending sentencing. Court adjourned.

CUSTODY (COC)

12-9-08 8:30 AM SENTENCING

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 019

11/12/08 08:30 AM 00 DEFT'S MTN FOR NEW TRIAL /35

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

OFFICERS: Tina Hurd, Court Clerk  
Renee Vincent, Reporter/RecorderPARTIES: STATE OF NEVADA  
009158 Rachiele, Andrea M.  
006163 Weckerly, Pamela C.0001 D1 Flowers III, Norman H  
SPD Special Public Defender  
001940 Pike, Randall H.  
009451 Patrick, Clark W.Y  
Y  
Y  
Y  
Y  
Y

COURT ORDERED, motion DENIED for the same reasons as set forth when the bad acts motion was heard.

CUSTODY (COC)

12/09/08 08:30 AM 00 SENTENCING

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

OFFICERS: Tina Hurd, Court Clerk  
Renee Vincent, Reporter/RecorderPARTIES: STATE OF NEVADA  
005056 Luzaich, Elissa0001 D1 Flowers III, Norman H  
SPD Special Public Defender  
001940 Pike, Randall H.Y  
Y  
Y  
Y  
Y

Court advised P&amp;P needs until January 13 to complete the PSI report and ORDERED, matter CONTINUED.

CUSTODY (COC)

CONTINUED TO: 01/13/09 09:00 AM 01

## CRIMINAL COURT MINUTES

06-C-228755-C STATE OF NEVADA

vs Flowers III, Norman H

CONTINUED FROM PAGE: 020

01/13/09 09:00 AM 01 SENTENCING

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

OFFICERS: Denise Trujillo, Court Clerk  
Kristen Lunkwitz, Reporter/Recorder

|          |                         |   |
|----------|-------------------------|---|
| PARTIES: | STATE OF NEVADA         | Y |
| 005056   | Luzaich, Elissa         | Y |
| 006163   | Weckerly, Pamela C.     | Y |
| 0001 D1  | Flowers III, Norman H   | Y |
| SPD      | Special Public Defender | Y |
| 009451   | Patrick, Clark W.       | Y |
| 001940   | Pike, Randall H.        | Y |

COURT ADJUDGED DEFT. FLOWERS GUILTY OF CT I - BURGLARY (F); CT II - FIRST DEGREE MURDER (F) and CT III - SEXUAL ASSAULT (F). Statements by Deft. and counsel. Debra Quarles, mother of victim, sworn and testified. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, and a \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as to CT I - to a MINIMUM of FORTY EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC); as to CT II - to LIFE IN PRISON (NDC) WITHOUT THE POSSIBILITY OF PAROLE CONSECUTIVE TO CT I; CT III - to LIFE in PRISON (NDC) WITHOUT THE POSSIBILITY OF PAROLE, with a minimum parole eligibility of 120 MONTHS to run CONSECUTIVE to CT II, with 761 DAYS CREDIT for time served.

NDC



01/27/09  
CASE NO. 06-C-228755-C

E X H I B I T S

8:20 AM  
CASE STATUS: REOPENED

STATE OF NEVADA

[ ] vs Flowers III, Norman H

[ ]

| NO.  | CODE   | EXHIBIT DESCRIPTION                  | SUB | OF/OB | DATE     | S |
|------|--------|--------------------------------------|-----|-------|----------|---|
| 0001 | PG     | /GRAND JURY EXHIBITS (2)             |     | /     | 03/01/07 | V |
| 0002 | P1-50  | /1-50 PHOTOS                         |     | AD/NO | 10/16/08 | V |
| 0003 | P51-90 | /51-90 PHOTO                         |     | AD/ST | 10/17/08 | V |
| 0004 | P91-10 | /91- 108 PHOTOS                      |     | AD/OB | 10/16/08 | V |
| 0005 | P109-  | /109- 123 PHOTO                      |     | AD/NO | 10/16/08 | V |
| 0006 | P124   | /PHONE REC OF SHEILA QUARLES         |     | AD/ST | 10/17/08 | V |
| 0007 | P125   | /TIME SHEET OF G BRASS FRM WAL-MART  |     | AD/NO | 10/17/08 | V |
| 0008 | P126   | /PHOTO                               |     | AD/NO | 10/20/08 | V |
| 0009 | P127   | /AERIAL MAP                          |     | AD/NO | 10/20/08 | V |
| 0010 | P128   | /PHOTO                               |     | AD/NO | 10/20/08 | V |
| 0011 | P129   | /PHOTO                               |     | AD/NO | 10/20/08 | V |
| 0012 | P130   | /PHOTO                               |     | AD/NO | 10/20/08 | V |
| 0013 | P131   | /PHOTO LINE-UP                       |     | AD/NO | 10/20/08 | V |
| 0014 | P133   | /SPREADSHEET                         |     | AD/NO | 10/20/08 | V |
| 0015 | P134   | /SPREADSHEET                         |     | AD/NO | 10/20/08 | V |
| 0016 | P135   | /MIRANDA RIGHTS CARD                 |     | AD/NO | 10/20/08 | V |
| 0017 | P136   | /STEREO MANUAL                       |     | AD/NO | 10/20/08 | V |
| 0018 | P137   | /SPREADSHEET                         |     | AD/NO | 10/20/08 | V |
| 0019 | P138   | /CHILD DETAIL RPT                    |     | AD/NO | 10/20/08 | V |
| 0020 | P139   | /LG COLOR PHOTO                      |     | AD/NO | 10/21/08 | V |
| 0021 | P140   | /140- 142 PHOTO                      |     | AD/NO | 10/21/08 | V |
| 0022 | P143   | /PHOTO (GONZALES CRIME SCENE)        |     | AD/NO | 10/23/08 | V |
| 0023 | P144   | /144- 155 PHOTO                      |     | AD/NO | 10/23/08 | V |
| 0024 | P156   | /JOC C109523                         |     | AD/NO | 10/23/08 | V |
| 0025 | P157   | /JOC C109622                         |     | AD/NO | 10/23/08 | V |
| 0026 | P158   | /JOC C110585                         |     | AD/NO | 10/23/08 | V |
| 0027 | P159   | /LG COLOR PHOTO                      |     | AD/ST | 10/23/08 | V |
| 0028 | P160   | /LG COLOR PHOTO                      |     | AD/ST | 10/23/08 | V |
| 0029 | DA     | /PHOTO                               |     | AD/OB | 10/17/08 | V |
| 0030 | DB     | /PHOTO                               |     | AD/OB | 10/17/08 | V |
| 0031 | DC     | /PHOTO                               |     | /     | 99/99/99 | V |
| 0032 | DD     | /PHOTO                               |     | AD/OB | 10/17/08 | V |
| 0033 | DE     | /PHOTO                               |     | /     | 99/99/99 | V |
| 0034 | DF     | /PHOTO                               |     | /     | 99/99/99 | V |
| 0035 | DG     | /JOC C228820 A CULVERSON             |     | AD/NO | 10/17/08 | V |
| 0036 | DH     | /JOC C229146 A CULVERSON             |     | AD/NO | 10/17/08 | V |
| 0037 | DI     | /CHILD DETAIL RPT                    |     | AD/OB | 10/20/08 | V |
| 0038 | DJ     | /VOL STMNT OF NORMAN "KEITH" FLOWERS |     | /     | 99/99/99 | V |
| 0039 | DK     | /CD- VIDEO                           |     | AD/NO | 10/23/08 | V |
| 0040 | DL     | /PHOTO                               |     | AD/NO | 10/23/08 | V |
| 0041 | DM     | /PHOTO                               |     | AD/NO | 10/23/08 | V |
| 0042 | DN     | /PHOTO                               |     | AD/NO | 10/23/08 | V |
| 0043 | DO     | /PHOTO                               |     | AD/NO | 10/24/08 | V |
| 0044 | DP     | /PHOTO                               |     | AD/NO | 10/24/08 | V |
| 0045 | DQ     | /PHOTO                               |     | AD/NO | 10/24/08 | V |
| 0046 | DR     | /PHOTO                               |     | AD/NO | 10/24/08 | V |
| 0047 | DS     | /PHOTO                               |     | AD/NO | 10/24/08 | V |
| 0048 | DT     | /PHOTO                               |     | AD/NO | 10/24/08 | V |
| 0049 | DU     | /PHOTO                               |     | AD/NO | 10/24/08 | V |
| 0050 | DV     | /PHOTO                               |     | AD/NO | 10/24/08 | V |
| 0051 | DW     | /PHOTO                               |     | AD/NO | 10/24/08 | V |
| 0052 | DX     | /PHOTO                               |     | AD/NO | 10/24/08 | V |

01/27/09

## E X H I B I T S

8:20 AM

CASE NO. 06-C-228755-C

CASE STATUS: REOPENED

STATE OF NEVADA

[ ] vs Flowers III, Norman H

[ ]

| <u>NO.</u> | <u>CODE</u> | <u>EXHIBIT DESCRIPTION</u>              | <u>SUB</u> | <u>OF/OB</u> | <u>DATE</u> | <u>S</u> |
|------------|-------------|---|------------|--------------|-------------|----------|
| 0053       | DY          | /PHOTO                                  |            | AD/NO        | 10/24/08    | V        |
| 0054       | PZ          | /PHOTO                                  |            | AD/NO        | 10/24/08    | V        |
| 0055       | DAA         | /PHOTO                                  |            | /            | 99/99/99    | V        |
| 0056       | DBB         | /PHOTO                                  |            | /            | 99/99/99    | V        |
| 0057       | DCC         | /PHOTO                                  |            | /            | 99/99/99    | V        |
| 0058       | DDD         | /PHOTO                                  |            | /            | 99/99/99    | V        |
| 0059       | DEE         | /PHOTO                                  |            | /            | 99/99/99    | V        |
| 0060       | DFE         | /PCKT OF SM PHOTOS (12)                 |            | AD/NO        | 10/23/08    | V        |
| 0061       | PCT1        | /JURY QUEST FOR WTNSS LARRY SIMMS A + A |            | AD/          | 10/16/08    | V        |
| 0062       | PCT2        | /JUROR QUEST FOR WTNSS D QUARTES A + A  |            | AD/          | 10/16/08    | V        |
| 0063       | PCT3        | /JUROR QUEST FOR WTNSS R LEWIS A+A      |            | AD/          | 10/16/08    | V        |
| 0064       | PCT4        | /JUROR QUEST FOR WTNSS R LEWIS A+A      |            | AD/          | 10/16/08    | V        |
| 0065       | PCT5        | /JUROR QUEST FOR WITNESS J VACCARO      |            | AD/          | 10/16/08    | V        |
| 0066       | PCT6        | /JUROR QUEST FOR WTNSS J VACCARO        |            | AD/          | 10/16/08    | V        |
| 0067       | PCT7        | /NTE FRM VCTM ADVCTE                    |            | AD/          | 10/16/08    | V        |
| 0068       | PCT8        | /JUROR QUEST FOR L SINNS                |            | AD/          | 10/16/08    | V        |
| 0069       | PCT9        | /JUROR QUEST FOR C GREEN A              |            | AD/          | 10/17/08    | V        |
| 0070       | PCT10       | /JUROR QUEST FOR DAN LONG               |            | AD/          | 10/17/08    | V        |
| 0071       | PCT11       | /JUROR QUEST FOR GEORGE BRASS           |            | AD/          | 10/17/08    | V        |
| 0072       | PCT12       | /JUROR QUEST FOR G SHERWOOD             |            | AD/          | 10/20/08    | V        |
| 0073       | PCT13       | /JUROR QUEST FOR G SHERWOOD             |            | AD/          | 10/20/08    | V        |
| 0074       | PCT14       | /JUROR QUEST FOR K PAULETTE             |            | AD/          | 10/20/08    | V        |
| 0075       | PCT15       | /JUROR QUEST FOR R QUARLES              |            | AD/          | 10/21/08    | 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.**

**NORMAN H. FLOWERS III,**

**Defendant(s),**

Case No: C228755  
Dept No: IV

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 27 day of January 2009.**

Edward A. Friedland, Clerk of the Court

Melissa Kaylor, Deputy Clerk

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

NORMAN KEITH FLOWERS A/K/A NORMAN HAROLD FLOWERS, III,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

**Supreme Court No. 53159**

District Court Case No. C228755

**RECEIPT FOR DOCUMENTS**

TO: Special Public Defender David M. Schieck and Randall H. Pike and  
David M. Schieck and JoNell Thomas and Clark W. Patrick, Deputy  
Special 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:

01/27/09      Filing Fee Waived: Criminal.

01/27/09      Filed Certified Copy of Notice of Appeal.  
Appeal docketed in the Supreme Court this day. (Docketing statement mailed to counsel  
for appellant.)

DATE: January 27, 2009

Tracie Lindeman, Clerk of Court