

1 NOTC
2 GORDON SILVER
3 DOMINIC P. GENTILE
4 Nevada Bar No. 1923
5 Email: dgentile@gordonsilver.com
6 3960 Howard Hughes Pkwy., 9th Floor
7 Las Vegas, Nevada 89169
8 Tel: (702) 796-5555
9 Fax: (702) 369-2666
10 Attorneys for Defendant LUIS A. HIDALGO, JR.

JUL 16 3 54 PM '09
CLERK OF THE COURT

Electronically Filed
DISTRICT COURT Jul 22 2009 12:55 p.m.
Tracie K. Lindeman
CLARK COUNTY, NEVADA

11 STATE OF NEVADA,

12 Plaintiff,

13 vs.

14 LUIS A. HIDALGO, III, #1849634,
15 LUIS A. HIDALGO, JR., #1579522

16 Defendant.

CASE NO. C212667/C241394
DEPT. XXI

LUIS A. HIDALGO, JR.'S NOTICE OF
APPEAL

17 COMES NOW the Defendant, Luis A. Hidalgo, Jr., by and through his attorney,
18 Dominic P. Gentile, Esq., of the law firm of Gordon Silver, hereby appeals all pretrial motions,
19 the judgment of conviction, the jury verdict and all post-trial motions. The judgment of
20 conviction was entered on July 10, 2009.

21 Dated this 14th day of July, 2009.

22 GORDON SILVER

23
24 DOMINIC P. GENTILE
25 Nevada Bar No. 1923
26 3960 Howard Hughes Pkwy., 9th Floor
27 Las Vegas, Nevada 89169
28 (702) 796-5555
Attorney for Defendant LUIS A. HIDALGO, JR.

CERTIFICATE OF SERVICE

The undersigned, an employee of Gordon Silver, hereby certifies that on the 16 day of July, 2009, she served a copy of Notice of Appeal, by facsimile, and by placing said copy in an envelope, postage fully prepaid, in the U.S. Mail at Las Vegas, Nevada, said envelope addressed to

Marc DiGiacomo
Deputy District Attorney
Regional Justice Center
200 Lewis Avenue
Las Vegas, NV 89155
Fax: (702) 477-2922

Giancarlo Pesci
Deputy District Attorney
Regional Justice Center
200 Lewis Avenue
Las Vegas, NV 89155
Fax: (702) 477-2961


ADELE L. JOHANSEN, an employee of
GORDON SILVER

DATE: 07/22/09
CASE NO. 08-C-241394-C

I N D E X

TIME 10:45 AM
JUDGE: Adair, Valerie

STATE OF NEVADA

[] vs Hidalgo Jr, Luis

[]

0001 D1 Luis Hidalgo Jr

001923 Gentile, Dominic P.
NO. 1 Dominic P Gentile Ltd
3960 Howard Hughes Pkwy #850
Las Vegas, NV 89109

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0001	02/13/08	IND	/(GRAND JURY) INDICTMENT	Fee	\$0.00		
0002	02/13/08	HEAR	GRAND JURY INDICTMENT	0001		02/11/08	
0003	02/13/08	ARRN	INITIAL ARRAIGNMENT	0001		02/20/08	
0004	02/13/08	BNCH	NO BAIL BENCH WARRANT ISSUED	0001	QU	02/13/08	
0005	02/13/08	ORDR	ORDER OF INTENT TO FORFEIT	0001		02/13/08	
0006	02/13/08	WARR	INDICTMENT WARRANT	0001		02/13/08	
0007	02/15/08	NOEV	NOTICE OF EXHIBITS IN THE VAULT			02/15/08	
0008	02/14/08	WARR	INDICTMENT WARRANT RETURN	0001		02/13/08	
0009	02/22/08	OCAL	STATUS CHECK: TRIAL SETTING	0001	VC	03/11/08	
			VC 3/10/08	0001			
0010	02/22/08	CALC	CALENDAR CALL	VH	3/20/08	0001	VC 03/27/08
0011	02/22/08	JURY	TRIAL BY JURY	VJ	3/20/08	0001	VC 03/31/08
0012	02/21/08	TRAN	REPORTER'S TRANSCRIPT OF PROCEEDINGS-	0001		02/12/08	
			GRAND JURY	0001			
0013	02/26/08	MOT	DEFT'S MOTION FOR BAIL HEARING	0001	VC	03/11/08	
			VC 3/10/08	0001			
0014	03/01/08	ASSG	REASSIGNMENT OF JUDGE Mosley TO JUDGE				
			Adair				
0015	03/01/08	OCAL	STATUS CHECK:	VA	3/1/08	0001	02/26/08
0016	03/07/08	NISD	NOTICE OF INTENT TO SEEK DEATH PENALTY	0001			
0017	03/10/08	LIST	NOTICE OF EXPERT WITNESSES	0001			
0018	03/15/08	MOT	PLTF'S MTN TO COMPEL HANDWRITING	0001	GR	03/20/08	
			EXAMPLARS/10	0001			
0019	03/13/08	NOTC	NOTICE OF EVIDENCE IN AGGRAVATION	0001			
0020	03/17/08	MOT	DEFT'S MTN FOR COURT TO ALLOW	0001	NA	04/17/08	
			PRESENTATION OF EVID TO THE JURY /11	0001			
0021	03/17/08	MOT	DEFT'S MTN TO STRIKE DEATH PENALTY AS	0001	DN	04/17/08	
			UNCONSTITUTIONAL /12	0001			
0022	03/17/08	MOT	DEFT'S MTN TO PROHIBIT ARGUMENT ON	0001	DN	04/17/08	
			DETERRENCE OR TO PERMIT EVID OF LACK /13	0001			
0023	03/17/08	MOT	DEFT'S MTN TO STRIKE NOTICE OF INTENT TO	0001	DN	04/17/08	
			SEEK DEATH PENALTY /14	0001			
0024	03/18/08	MOT	DEFT'S MTN TO PROHIBIT THE STATE OF	0001	GR	04/17/08	
			NV/15	0001			
0025	03/18/08	MOT	DEFT'S MTN TO STRIKE DEATH PENALTY/16	0001	DN	04/17/08	
0026	03/18/08	MOT	DEFT'S MTN TO DECLARE AS	0001	DN	04/17/08	
			UNCONSTITUTIONAL/17	0001			
0027	03/17/08	NWEW	DEFENDANT LUIS A HIDALGO JRS NOTICE OF	0001			
			EXPERT WITNESSES	0001			
0028	03/18/08	MOT	DEFT'S MTN TO BIFURCATE PENALTY PHASE	0001	DN	04/17/08	
			PROCEEDINGS /18	0001			
0029	03/18/08	MOT	DEFT'S MTN FOR DISCLOSURE OF INTERCEPTED	0001	MH	06/17/08	
			COMMUNICATIONS /19	0001			
0030	03/18/08	MOT	DEFT'S MTN TO STRIKE NTC OF INTENT TO	0001	DN	04/17/08	
			SEEK DEATH /20	0001			

(Continued to page 2)

08-C-241394-C		(Continuation Page 2)	
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR OC SCH/PER C
0031	03/19/08	MOT /DEFT'S MTN FOR PRETRIAL RELEASE ON BAIL WITH CONDITIONS OF HOME CONFINEMENT/21	0001 03/27/08
0032	03/19/08	MOT /DEFT'S MTN FOR DISCLOSURE OF EXISTENCE OF ELECTRONIC SURVEILLANCE/22	0001 MH 06/17/08
0033	03/20/08	CALC/CALENDAR CALL (VC 4/1/08)	0001 VC 04/24/08
0034	03/20/08	JURY/JURY TRIAL (VC 4/1/08)	0001 VC 04/28/08
0035	03/20/08	MOT /DEFT'S MTN TO DISMISS COUNT ONE OF INDICTMENT/25	0001 GR 04/17/08
0036	02/26/08	MOT /DEFT'S MOTION FOR BAIL HEARING VY 3/26/08	0001 VC 03/27/08
0037	03/19/08	CRTF/CERTIFICATE OF SERVICE	0001 SV 03/19/08
0038	03/21/08	SUPP/DEFENDANT LUIS HIDALGO JRS SUPPLEMENT TO MOTION FOR PRETRIAL RELEASE ON BAIL WITH CONDITIONS OF HOME CONFINEMENT AND ELECTRONIC MONITORING	0001 Y
0039	03/28/08	HEAR/DECISION: BAIL AMOUNT	0001 GR 04/01/08
0040	03/26/08	OPPS/STATES OPPOSITION TO DEFTS MTN FOR PRETRIAL RELEASE ON BAIL WITH CONDITONS OF HOME CONFINEMENT AND ELECTRONIC MONITORING	0001 03/27/08 Y
0041	03/31/08	TRAN/REPORTER'S TRANSCRIPT DEFENDANTS MOTION FOR PRETRIAL RELEASE ON BAIL WITH CONDITIONS OF HOME CONFINEMENT AND ELECTRONIC MONITORING	0001 03/27/08 Y
0042	04/03/08	BOND/BOND - #AS1M-1155 - \$650,000.00	0001
0043	04/03/08	TRAN/REPORTER'S TRANSCRIPT MOTIONS	0001 04/01/08
0044	04/09/08	MOT /STATE'S MTN TO CONDUCT VIDEOTAPED TESTIMONY OF A COOPERATING WITNESS/28	0001 DN 05/01/08
0045	04/07/08	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH BASED UPON UNCONSTITUTIONAL WEIGHING EQUATION	0001 Y
0046	04/07/08	OPPS/OPPOSITION TO DEFENDANTS MOTION TO BIFURCATE PENALTY PHASE PROCEEDINGS	0001
0047	04/07/08	OPPS/OPPOSITION TO DEFENDANTS MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH PENALTY BASED UPON UNCONSTITUTIONALITY OF LETHAL INJECTION	0001 Y
0048	04/09/08	OPPS/OPPOSITION TO DEFENDANTS MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH PENALTY BASED UPON UNCONSTITUTIONALITY OF LETHAL INJECTION	0001 Y
0049	04/07/08	OPPS/OPPOSITION TO MOTION TO PROHIBIT THE STATE OF NEVADA FROM INTRODUCING EVIDENCE AND AREGUMENT REGARDING MITIGATING CIRCUMSTANCES THAT ARE NOT APPLICABLE TO LUIS HIDALGO JR	0001 Y
0050	04/07/08	OPPS/OPPOSITION TO DEFENDANTS MTOION TO STRIKE THE DEATH PENALTY BASED UPON UNCONSTITUTIONALITY	0001 Y
0051	04/07/08	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO DISMISS COUNT ONE OF THE INDICTMENT FOR DUPLICITY OR IN THE ALTERNATIVE FOR AN ELECTION	0001 Y
0052	04/07/08	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION FOR COURT TO ALLOW PRESENTATION OF EVIDENCE TO THE JURY OF THE DISPROPORTIONALITY AND ARBITRARINESS AND UNFAIRNESS FO A DEATH SENTENCE	0001 Y
0053	04/07/08	RSPN/RESPONSE TO MOTION FOR DISCLOSURE OF INTERCEPTED COMMUNICATIONS	0001

(Continued to page 3)

NO.	FILED/REC CODE	REASON/DESCRIPTION	(Continuation Page 3)	FOR	OC	SCH/PER	C
0054	04/07/08	OPPS/STATES OPPOSITION TO DEFENDANTS HIDALGO AND ESPINDOLAS MOTION TO STRIKE THE DEATH PENALTY AS UNCONSTITUTIONAL BASED ON ITS ALLOWANCE OF UNRELIABLE EVIDENCE	0001				Y
0055	04/07/08	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO PROHIBIT ARGUMENT ON DETERRENCE OR IN THE ALTERNATIVE TO PERMIT EVIDENCE OF LACK OF DETERRENCE	0001				Y
0056	04/07/08	OPPS/OPPOSITION TO DEFENDANTS MOTION TO DECLARE AS UNCONSTITUTIONAL THE UNBRIDLED DISCRETION OF PROSECUTION TO SEEK THE DEATH PENALTY	0001				Y
0057	04/17/08	HEAR/TRIAL SETTING	0001	VC	05/01/08		
0058	04/17/08	MOT /ALL PENDING MOTIONS 4/17/08	0001		04/17/08		
0059	04/17/08	OCAL/STATUS CHECK: AFFIDAVIT	0001	MH	06/17/08		
0060	04/17/08	OCAL/STATUS CHECK: TRIAL SETTING	0001	GR	05/01/08		
0062	05/01/08	CALC/CALENDAR CALL VH 7/22/08	0001	VC	08/14/08		
0063	05/01/08	JURY/TRIAL BY JURY VH 7/22/08	0001	VC	08/18/08		
0064	05/02/08	MOT /ALL PENDING MOTIONS 5/1/08	0001		05/01/08		
0065	05/01/08	IND /AMENDED (GRAND JURY) INDICTMENT	0001				
0066	05/01/08	OPPS/OPPOSITION TO STATES MOTION TO CONDUCT VIDEOTAPED TESTIMONY OF A CO OPERATING WITNESS	0001				Y
0067	05/01/08	AFFT/AFFIDAVIT OF CHRISTOPHER J LALLI	0001				
0068	05/05/08	TRAN/REPORTER'S TRANSCRIPT OF MOTIONS	0001		04/17/08		
0069	05/22/08	TRAN/REPORTER'S TRANSCRIPT RE DEFTS MOTION FOR DISCLOSURE OF THE EXISTENCE OF ELECTRONIC SURVEILLANCE INTERCEPTED COMMUNICATIONS STATES MOTION TO CONDUCT VIDEOTAPED TESTIMONY OF A COOPERATING WITNESS STATUS CHECK RE AFFIDAVIT TRIAL SETTING	0001	HG	05/01/08		Y
0070	06/05/08	MOT /ALL PENDING MOTIONS 6-3-08	0001		06/03/08		
0071	06/18/08	MOT /ALL PENDING MOTIONS 6/17/08	0001		06/17/08		
0072	06/18/08	NISD/AMDNED NOTICE OF INTENT TO SEEK DEATH PENALTY	0001		06/18/08		
0073	06/25/08	MOT /DEFT'S MTN TO CONSOLIDATE WITH C241394/39	0001	OC	07/22/08		
0074	07/03/08	TRAN/REPORTER'S TRANSCRIPT STATUS CHECK TRIAL SETTING AFFIDAVIT DEFTS MTN FOR DISCLOSURE OF EXISTENCE OF ELECTRONIC SURVEILLANCE DEFTS MTN FOR DISCLOSURE OF INTERCEPTED COMMUNICATIONS	0001		06/17/08		Y
0075	07/22/08	CALC/CALENDAR CALL	0001		01/22/09		
0076	07/22/08	JURY/TRIAL BY JURY VH 1/22/09	0001	VC	01/26/09		
0077	08/28/08	TRAN/REPORTER'S TRANSCRIPT OF HEARING RE ARRAIGNMENT	0001		02/20/08		
0078	11/13/08	HEAR/STATE'S REQUEST STATUS CHECK ON MTN TO CONSOLIDATE C212667	0001	GR	01/16/09		
0079	12/09/08	MOT /DEFT'S MTN TO STRIKE THE AMENDED NTC TO SEEK DEATH/43	0001		01/09/09		
0080	12/08/08	OPPS/DEFTS LUIS HIDALGO JR AND LUIS HIDALGO IIIS OPPOSITION TO THE MTN TO CONSOLIDATE CASE NO C241394 INTO C212667	0001	SH	12/19/08		Y
0081	12/15/08	RSPN/RESPONSE TO DEFT LUIS HIDALGO JR AND LUIS HIDALGO IIIS OPPOSITION TO CONSOLIDATE CASE NO C241394 INTO C212667	0001				Y

(Continued to page 4)

08-C-241394-C		(Continuation	Page	4)	
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER C
0082	12/19/08	MOT /ALL PENDING MOTIONS 12/19/08	0001		12/19/08
0083	12/23/08	MOT /DEFT'S MTN TO STRIKE THE AMENDED NTC TO SEEK DEATH/45	0001	VC	01/09/09
0084	12/29/08	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE STATES REQUEST FOR STATUS CHECK ON MTN	0001		Y
		TO CONSOLIDATE			
0085	12/31/08	OPPS/STATES OPPOSITION TO DEFT LUIS A HIDALGO JRS AMENDED MTN TO STRIKE THE AMENDED NOTICE TO SEEK DEATH PENALTY	0001		Y
0086	01/05/09	NWEW/DEFT LUIS A HIDALGO JRS SUPPLEMENTAL NOTICE OF EXPERT WITNESSES	0001		
0087	01/07/09	MOT /STATE'S MTN TO REMOVE MR GENTILE AS ATTORNEY OR REQ WAIVERS /46	0001	MR	01/16/09
0088	01/08/09	MOT /DEFT'S MTN FOR FAIR & ADEQUATE VOIR DIRE/47	0001	MT	01/16/09
0089	12/15/08	RSPN/RESPONSE TO DEFT LUIS HIDALGO JR AND LUIS HIDALGO IIIS OPPOSITION TO	0001		Y
		CONSOLIDATE CASE NO C241394 INTO C212667			
0090	01/12/09	MOT /DEFT'S MTN TO SUPPRESS EVIDENCE /48	0001	DN	01/22/09
0091	01/13/09	MOT /STATES MTN IN LIMINE TO EXCLUDE THE TESTIMONY/49	0001	MH	01/22/09
0092	01/12/09	TRAN/REPORTER'S TRANSCRIPT - STATES REQUEST STATUS CHECK ON MOTION TO CONSOLIDATE	0001		Y
		DEFENDANTS MOTION TO STRIKE THE AMENDED NOTICE TO SEEK DEATH PENALTY			
0093	01/16/09	MOT /ALL PENDING MOTIONS 1-16-09	0001		01/16/09
0094	01/16/09	WAIV/WAIVER OF RIGHTS TO A DETERMINATION OF PENALTY BY THE TRIAL JURY	0001		01/16/09
0095	01/16/09	ORDR/ORDER GRANTING THE STATES MOTION TO CONSOLIDATE C241394 INTO C212667	0001		01/16/09
0096	01/16/09	NWEW/SUPPLEMENTAL NOTICE OF WITNESSES	0001		
0097	01/16/09	NWEW/SUPPLEMENTAL NOTICE OF WITNESSES	0001		
0098	01/16/09	NWEW/SUPPLEMENTAL NOTICE OF WITNESSES	0001		
0099	01/20/09	OPPS/STATES OPPOSITION TO DEFT LUIS A HIDALGO JRS MTN TO SUPPRESS EVIDENCE	0001		
0100	01/22/09	JURY/TRIAL BY JURY	0001		02/17/09
0101	01/23/09	HEAR/DECISION:MATTERS ADDRESSED ON 1/22/09	0001		01/23/09
0102	01/23/09	HEAR/STATE'S REQUEST FOR CLARIFICATION	0001		01/26/09
0103	01/27/09	TRB /TRIAL BEGINS			01/27/09
0104	09/26/09	NWEW/DEFENDANTS SUPPLEMENTAL NOTICE OF WITNESSES	0001		
0105	01/29/09	SUBP/SUBPOENA - CRIMINAL	0001		
0106	01/29/09	MEMO/LUIS A HIDALGO JRS TRIAL MEMORANDUM - REDACTED	0001		
0107	01/02/09	JLST/DISTRICT COURT JURY LIST	0001		
0108	02/02/09	JLST/DISTRICT COURT JURY LIST	0001		
0109	02/02/09	NWEW/SUPPLEMENTAL NOTICE OF WITNESSES	0001		
0110	02/02/09	NWEW/SUPPLEMENTAL NOTICE OF WITNESSES	0001		
0111	02/03/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE - EXCERPT OF PROCEEDINGS- STATES OPENING	0001		Y
		STATEMENT - HEARD 02-02-09			
0112	02/06/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE - EXCERPT OF PROCEEDINGS RONTAE ZONES	0001		Y

(Continued to page 5)

NO.	FILED/REC CODE	REASON/DESCRIPTION	Page	5)	FOR	OC	SCH/PER	C
TESTIMONY - HEARD 02-03-09								
0113	02/05/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE	0001					
		EXCERPT OF PROCEEDINGS - HEARD 02-04-09	0001					
0114	02/09/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE	0001					Y
		EXCERPT OF PROCEEDINGS - ANABEL	0001					
ESPINDOLAS TESTIMONY - HEARD 02-06-09								
0115	02/09/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE	0001					Y
		EXCERPT OF PROCEEDINGS - ANABEL	0001					
ESPINDOLAS TESTIMONY - HEARD 02-06-09								
0116	02/10/09	NWEW/DEFENDANTS FIRST SUPPLEMENTAL NOTICE OF	0001					
		WITNESSES	0001					
0117	02/18/09	SENT/SENTENCING VJ 5/1/09	0001		VC	05/05/09		
0118	02/10/09	TRAN/REPORTER'S TRANSCRIPT RE EXCERPT OF	0001			02/09/09		Y
		PROCEEDINGS OF ANABEL EXPINDOLAS	0001					
TESTIMONY								
0119	02/12/09	PFNU/PROPOSED VERDICT FORMS NOT USED AT TRIAL	0001					
0120	02/18/09	MOT /ANABEL ESPINDOLA O.R. RELEASE/BAIL			VC	02/24/09		
		REDUCE/55 VA 2/18/09						
0121	02/18/09	MOT /DEFT ANABEL ESPINDOLA'S MTN FOR OWN				02/24/09		
		RECOG RELEASE, FOR HOUSE ARREST/56						
0122	02/13/09	JLST/AMENDED DISTRICT COURT JURY LIST	0001					
0123	02/20/09	EIE /ENTRY IN ERROR						
0124	02/17/09	JMNT/VERDICT	0001			02/20/09		
0125	02/24/09	EXPT/EX PARTE APPLICATION TO EXTEND TIME TO	0001					
		FILE MTN FOR NEW TRIAL	0001					
0126	02/24/09	EXPR/DEFENDANTS LUI EX PARTE ORDR TO EXTEND	0001			02/24/09		
		TIME TO FILE MTN FOR NEW TRIAL	0001					
0127	02/17/09	INST/INSTRUCTIONS TO THE JURY - INSTRUCTION	0001					
		NO 1	0001					
0128	03/10/09	MOT /DEFT'S MTN FOR JUDGMENT OF ACQUITTAL/272	AL		VC	04/21/09		
0129	03/10/09	MOT /DEFT'S MTN FOR JUDGMENT OF ACQUITTAL/273	0001			05/01/09		
0130	03/11/09	REQT/SUPPLEMENT TO LUIS A HIDALGO JRS MTN FOR	0001					Y
		JUDGMENT OF ACQUITTAL OR IN THE	0001					
ALTERNATIVE A NEW TRIAL								
0131	03/17/09	OPPS/STATES OPPOSITION TO DEFTS LUIS HIDALGO	0001					Y
		JRS MTN FOR JUDGMENT OF ACQUITTAL OR IN	0001					
THE ALTERNATIVE A NEW TRIAL								
0132	03/20/09	ORDR/STIPULATION AND ORDER TO CONTINUE	AL			03/20/09		Y
		HEARING ON DEFTS LUIS A HIDALGO JRS AND	AL					
LUIS A HIDALGO IIIS MTNS FOR JUDGMENT OF ACQUITTAL OR IN THE ALTERNATIVE A NEW TRIAL								
0133	03/23/09	NOTC/NOTICE OF ENTRY OF ORDER TO CONTINUE	0001			03/20/09		Y
		HEARING ON DEFTS LUIS A HIDALGO JRS AND	0001					
LUIS A HIDALGO IIIS MTNS FOR JUDGMENT OF ACQUITTAL OR IN THE ALTERNATIVE A NEW TRIAL								
0134	04/21/09	TRE /TRIAL ENDS				02/17/09		
0135	04/17/09	RPLY/REPLY TO STATES OPPOSITION TO DEFT LUIS	0001					Y
		A HIDALGO JRS MTN FOR JUDGMENT OF	0001					
ACQUITTAL OR IN THE ALTERNATIVE A NEW TRIAL								
0136	04/27/09	PTAT/SUPPLEMENTAL POINTS AND AUTHORITIES TO	0001					Y
		DEFT LUIS A HIDALGO JRS MTN FOR JUDGMENT	0001					
OF ACQUITTAL OR IN THE ALTERNATIVE A NEW TRIAL								

(Continued to page 6)

08-C-241394-C		(Continuation	Page	6)
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC SCH/PER C
0137	05/01/09	OCAL/STATUS CHECK: SENTENCING	0001	VC 05/01/09
0138	05/05/09	BNCH/BENCH WARRANT RETURN VA 5/5/09		VC 05/07/09
0139	05/01/09	OCAL/STATUS CHECK: SENTENCING	0001	06/02/09
0140	06/02/09	SENT/SENTENCING	0002	06/23/09
0141	02/17/09	PFNU/PROPOSED VERDICT FORMS NOT USED AT TRIAL	0001	
0142	06/19/09	OBJ /LUIS A HIDALGO JRS OBJECTIONS TO THE SUPPLEMENTAL PRESENTENCE INVESTIGATION	0001	Y
REPORT				
0143	06/19/09	MEMO/LUIS A HIDALGO JRS SENTENCING MEMORANDUM	0001	
0144	06/19/09	MEMO/LUIS A HIDALGO IIIS SENTENCING MEMORANDUM	0001	
0145	07/06/09	EXPR/EX PARTE ORDER TO SEAL EX-PARTE APPLICATION TO DECLARE LUIS A HIDALGO	0001	Y
III INDIGENT FOR PURPOSES OF APPOINTING APPELLATE COUNSEL				
0146	07/06/09	EXPT/EX PARTE APPLICATION REQUESTING THAT DEFT LUIS A HIDALGO JR BE DECLARED	0001	Y
INDIGENT FOR PURPOSES OF APPOINTING APPELLATE COUNSEL				
0147	07/06/09	EXPR/EX PARTE ORDER DECLARING LUIS HIDALGO III INDIGENT FOR PURPOSES OF APPOINTING	0001	Y
APPELLATE COUNSEL				
0148	07/06/09	EXPT/EX PARTE APPLICATION REQUESTING THAT DEFT LUIS A HIDALGO III BE DECLARED	0001	Y
INDIGENT FOR PURPOSES OF APPOINTING APPELLATE COUNSEL				
0149	07/08/09	EIE /ENTRY IN ERROR		
0150	07/06/09	EXPT/EX PARTE APPLICATION REQUESTING THAT DEFT LUIS A HIDALGO JRS EX PARTE	0001	Y
APPLICATION REQUESTING AN ORDER DECLARING HIM INDIGENT FOR PURPOSES OF APPOINTING APPELLATE COUNSEL BE SEALED				
0151	07/08/09	EIE /ENTRY IN ERROR		
0152	07/10/09	JMNT/JUDGMENT OF CONVICTION/ADMIN ASSESSMENT	0001	07/13/09
0153	07/10/09	JMNT/JUDGMENT OF CONVICTION/GENETIC TESTING	0001	07/13/09
0154	07/13/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE SENTENCING - HEARD 6-23-09	0001	
0155	06/23/09	ORDR/ORDER DIRECTING THE DEPT OF PAROLE AND PROB ATION TO MAKE THE FOLLOWING	0001	Y
CORRECTIONS TO THE PRESENTENCE INVESTIGATION REPORTS FOR THE ABOVE REFERENCED DEFENDANTS				
0156	07/16/09	NOAS/LUIS A HIDALGO JRS NOTICE OF APPEAL	0001	AP
0157	07/16/09	NOAS/LUIS A HIDALGO IIIS NOTICE OF APPEAL	0001	AP

DATE: 07/22/09
CASE NO. 05-C-212667-C

I N D E X

TIME 10:40 AM
JUDGE: Adair, Valerie

STATE OF NEVADA

[] vs Counts, Kenneth

[E]

0001 D1 Kenneth Counts

?????? ## UNKNOWN ##

0002 D Luis A Hidalgo

004517 Arrascada, John L.
NO. 3 1170 Sharon Way
Reno, NV 89509-0000

000041 Stein, Stephen
Law Offices of Stephen Stein
520 S. Fourth
Las Vegas, NV 89101

900531 Adams, Christopher W.
Christopheer W Adams Tc
1800 Peach Tree St NW
Atlanta, GA 30309

0003 D Anabel Espindola

009617 Lloyd-Robinson, Jennifer R.
NO. 2 Pezzillo Robinson
6750 Via Austi Parkway
Suite 170
Las Vegas, NV 89119

004771 Thomas, Jonell
616 S. 8th Street
Las Vegas, NV 89101

0004 D Deangelo R Carroll

004982 Ericsson, Thomas A.
NO. 2 Ellsworth Moody and Bennion
7881 W Charleston Blvd Ste 210
Las Vegas, NV 89117

005594 Bunin, Joseph D.
Bunin & Bunin Ltd
626 S. Third St
Las Vegas, NV 89101

0005 D Jayson Taoipu

000854 Jackson, Terrence M.
NO. 1 624 S Ninth St
Las Vegas, NV 89101

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0001	06/17/05	CBO /CRIMINAL BINDOVER	Fee	\$0.00	0001	
0002	06/17/05	ARRN/INITIAL ARRAIGNMENT	AL		06/27/05	
0003	06/17/05	CBO /CRIMINAL BINDOVER	FEE	\$0.00	0002	
0004	06/17/05	CBO /CRIMINAL BINDOVER	FEE	\$0.00	0003	
0005	06/17/05	CBO /CRIMINAL BINDOVER	FEE	\$0.00	0004	
0006	06/17/05	CBOR/CRIMINAL BINDOVER	RECEIPT		0001	
0007	06/17/05	CBOR/CRIMINAL BINDOVER	RECEIPT		0003	
0008	06/17/05	CBOR/CRIMINAL BINDOVER	RECEIPT		0002	
0009	06/20/05	NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT				06/17/05

(Continued to page 2)

05-C-212667-C		(Continuation	Page	2)		
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0010	06/17/05	CBOR/CRIMINAL BINDOVER RECEIPT	0004			
0011	06/20/05	INFO/INFORMATION	AL		06/20/05	
0012	06/20/05	APPL/EX PARTE APPLICATION FOR CONTACT VISIT	0003			
0013	06/23/05	ORDR/ORDER GRANTING EX PARTE APPLICATION FOR CONTACT VISIT	0003		06/23/05	
0014	06/27/05	CALC/CALENDAR CALL	AL	VC	08/23/05	
		VJ 8/4/05	AL			
0015	06/27/05	JURY/TRIAL BY JURY	AL	VC	08/29/05	
		VJ 8/4/05	AL			
0016	07/01/05	TRAN/REPORTER'S TRANSCRIPT PRELIMINARY HEARING	AL		06/13/05	
0017	07/06/05	HEAR/STATE'S REQUEST FOR APPOINTMENT OF COUNSEL / STATUS	AL		07/11/05	
0018	07/06/05	NISD/NOTICE OF INTENT TO SEEK DEATH PENALTY	0001			
0019	07/06/05	NISD/NOTICE OF INTENT TO SEEK DEATH PENALTY	0002			
0020	07/06/05	NISD/NOTICE OF INTENT TO SEEK DEATH PENALTY	0004			
0021	07/06/05	NISD/NOTICE OF INTENT TO SEEK DEATH PENALTY	0003			
0022	07/11/05	HEAR/STATE'S REQUEST FOR APPOINTMENT OF COUNSEL/STATUS	0002		10/06/05	
			0002			
0023	07/11/05	HEAR/STATE'S REQUEST FOR APPOINTMENT OF COUNSEL/STATUS	0003		10/06/05	
			0003			
0024	07/11/05	OCAL/STATUS CHECK: TRIAL	AL		10/06/05	
0025	07/12/05	TRAN/REPORTER'S TRANSCRIPT STATES REQUEST FOR APPOINTMENT OF COUNSEL/STATUS	AL		07/11/05	
			AL			
0026	07/14/05	MOT /ALL PENDING MOTIONS 7/14/05	AL		07/14/05	
0027	07/14/05	ORDR/ORDER FOR TRANSCRIPT	AL		07/14/05	
0028	07/15/05	TRAN/REPORTER'S TRANSCRIPT STATUS CHECK TRIAL SETTING STATES REQUEST FOR	AL		07/14/05	Y
			AL			
APPOINTMENT OF COUNSEL						
0029	07/21/05	MOT /STATE'S MTN TO COMPEL HANDWRITING EXAMPLES/09	0002	GR	08/04/05	
			0002			
0030	07/20/05	MOT /STATE'S MTN TO COMPEL HANDWRITING EXAMPLES/10	0003		08/04/05	
			0003			
0031	07/20/05	MOT /STATE'S MTN TO COMPEL HANDWRITING EXAMPLES/11	0004		08/04/05	
			0004			
0032	08/01/05	MOT /DEFT'S MTN FOR REDUCTION IN BAIL OR FOR RELEASE ON HOUSE ARREST/12	0001	DN	08/11/05	
			0001			
0033	08/03/05	PET /DEFT'S PTN FOR WRIT OF HABEAS CORPUS /13	0002	DN	10/06/05	
0034	08/03/05	PET /DEFT'S PTN FOR WRIT OF HABEAS CORPUS /14	0003	DN	10/06/05	
0035	08/04/05	MOT /ALL PENDING MOTIONS 8/4/05	AL		08/04/05	
0036	08/04/05	CRTF/CERTIFICATE OF SERVICE	MP		08/03/05	
0037	08/09/05	ARGU/ARGUMENT ON WRITS	AL		09/27/05	
0038	08/09/05	OPPS/OPPOSITION TO DEFENDANTS MOTION FOR REDUCTION IN BAIL OR IN THE	0001			Y
			0001			
ALTERNATIVE FOR RELEASE ON HOUSE ARREST						
0039	08/10/05	APPL/EX PARTE APPLICATION FOR CONTACT VISIT	0003			
0040	08/10/05	ORDR/ORDER THAT WRIT OF HABEAS CORPUS ISSUE	MP		08/10/05	
0041	08/10/05	ORDR/ORDER GRANTING EX PARTE APPLICATION FOR CONTACT VISIT	0002		08/10/05	
			0002			
0042	08/11/05	PET /DEFT'S PTN FOR WRIT OF HABEAS CORPUS /17	0001		10/06/05	
0043	08/11/05	ROC /RECEIPT OF COPY	MP		08/11/05	
0044	08/11/05	ROC /RECEIPT OF COPY	0001		08/11/05	

(Continued to page 3)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0045	08/15/05	TRAN/REPORTER'S TRANSCRIPT DEFENDANT COUNTS	AL		08/12/05	Y
		MOTION FOR REDUCTION IN BAIL OR IN THE	AL			
		ALTERNATIVE FOR RELEASE ON HOUSE ARREST				
0046	08/16/05	ORDR/ORDER GRANTING MOTION TO COMPEL	MP		08/16/05	Y
		PRODUCTION OF HANDWRITING	MP			
		SAMPLES				
0047	08/16/05	ORDR/ORDER DENYING DEFENANTS MOTION FOR	0001		08/16/05	Y
		REDUCTION IN BAIL OR IN THE	0001			
		ALTERNATIVE FOR RELEASE ON HOUSE ARREST				
0048	08/11/05	SUPP/SUPPLEMENT TO KENNETH COUNTS MOTION FOR	0001			
		A REDUCTION IN BAIL AND/OR HOUSE ARREST	0001			
0049	08/19/05	PET /PETITION FOR WRIT OF HABEAS CORPUS	0002			
0050	08/19/05	PET /PETITION FOR WRIT OF HABEAS CORPUS	0003			
0051	08/24/05	WRIT/RETURN TO WRIT OF HABEAS CORPUS	0001			
0052	08/25/05	ORDR/ORDER	0001		08/25/05	
0053	08/25/05	ROC /RECEIPT OF COPY	0001		08/25/05	
0054	08/25/05	WRIT/WRIT OF HABEAS CORPUS	0001		08/25/05	
0055	08/30/05	WRIT/RETURN TO WRIT OF HABEAS CORPUS	MP			
0056	08/31/05	RAO /MEDIA REQUEST AND ORDER		GR	08/31/05	
0057	08/31/02	NOTC/NOTIFICATION OF MEDIA REQUEST	0001			
0058	09/16/05	MOT /DEFT'S MTN TO PLACE ON CALENDAR FOR THE	0002		10/06/05	
		PURPOSE OF BEIND APPOINTED AS CO-CNSL/18	0002			
0059	09/16/05	ORDR/NUNC PRO TUNC ORDER APPOINTING ATTORNEY	0004		09/16/05	Y
		DANIEL M BUNIN AND ATTORNEY DAYVID J	0004			
		FIGLER				
0060	09/23/05	RPLY/REPLY TO RETURN TO WRIT OF HABEAS	MP			
		CORPUS	MP			
0061	09/27/05	MOT /ALL PENDING MOTIONS 9/27/05	AL		09/27/05	
0062	09/22/05	TRAN/REPORTER'S TRANSCRIPT OF DEFENDANT'S	0002		09/21/05	Y
		MOTION FOR APPOINTMENT OF CO-COUNSEL	0002			
		DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS				
0063	10/06/05	MOT /ALL PENDING MOTIONS 10/6/05	AL		10/06/05	
0064	10/06/05	CALC/CALENDAR CALL (VJ 6/26/06 DEFTS 1,2&3)	AL	VC	07/18/06	
0065	10/06/05	JURY/TRIAL BY JURY (VJ 6/26/06 DEFTS 1,2&3)	AL	VC	07/24/06	
0066	10/07/05	ORDR/ORDER FOR TRANSCRIPT	AL		10/07/05	
0067	10/07/05	TRAN/REPORTER'S TRANSCRIPT PETITION FOR WRIT	AL		10/06/05	
		OF HABEAS CORPUS	AL			
0068	10/13/05	ORDR/ORDER APPOINTING COUNSEL	0002		10/13/05	
0069	10/19/05	ORDR/ORDER DENYING DEFENDANTS PETITION FOR	MP		10/19/05	
		WRIT OF HABEAS CORPUS	MP			
0070	10/21/05	ORDR/ORDER GRANTING EX PARTE APPLICATION FOR	0003		10/21/05	
		CONTACT VISIT	0003			
0071	10/21/05	ORDR/ORDER GRANTING EX PARTE APPLICATION FOR	0002		10/21/05	
		CONTACT VISIT	0002			
0072	10/24/05	APPL/EX PARTE APPLICATION FOR CONTACT VISIT	0003			
0073	10/26/05	APPL/EX PARTE APPLICATION FOR CONTACT VISIT	0002			
0074	11/09/05	MOT /STATE'S MTN TO FILE AMENDED NTC ALLEGING	0001	GR	12/12/05	
		AN ADDITIONAL AGGRAVATION /23	0001			
0075	11/10/05	APPL/EX PARTE APPLICATION FOR DEFENSE	0001			Y
		COUNSEL TO OBTAINCOPIES OF SCOPES FOR	0001			
		ALL CO DEFENDANTS ALL WITNESSES AND ALL UNINDICTED CO DEFENDANTS				
0076	11/10/05	APPL/EX PARTE APPLICATION FOR APPOINTMENT OF	0001			
		INVESTIGATOR	0001			

(Continued to page 4)

NO.	FILED/REC CODE	REASON/DESCRIPTION	(Continuation Page 4)	FOR	OC	SCH/PER	C
0077	11/14/05	MOT /DEFT'S MTN TO SEVER /24	0001	DN	12/12/05		
0078	11/14/05	EXPT/AMENDED EX PARTE APPLICATION FOR DEFENSE COUNSEL TO OBTAIN COPIES OF SCOPES FOR	0001				Y
ALL CO DEFENDANTS ALL WITNESSES AND ALL UNINDICTED CO DEFENDANTS							
0079	11/23/05	OPPS/STATES OPPOSITION TO DEFENDANTS COUNTS MOTION TO SEVER	0001				
0080	11/28/05	MOT /ALL PENDING MOTIONS 11/28/05	0001		11/28/05		
0081	11/23/05	RSPN/STATES RESPONSE TO DEFENDANTS AMENDED EX PARTE APPLICATION FOR DEFENSE	0001				Y
COUNSEL TO OBTAIN COPIES OF SCOPEN FOR ALL CO DEFENDANTS ALL WITNESSES AND ALL UNINDICTED CO DEFENDANTS							
0082	11/28/05	OPPS/KENNETH COUNTS OPPOSITION TO MOTION TO FILE AMENDED NOTICE ALLEGING AN	0001				Y
ADDITIONAL AGGRAVATING CIRCUMSTANCE AND MOTION TO STRIKE AGGRAVATING CIRCUMSTANCES							
0083	12/01/05	RPLY/KENNETH COUNTS REPLY TO STATES OPPOSITION TO KENNETH COUNTS MOTION TO	0001				Y
SEVER DEFENDANTS							
0084	12/08/05	APPL/EX PARTE APPLICATION FOR CONTACT VISIT	0002				
0085	12/09/05	ARRN/INITIAL ARRAIGNMENT	0005		12/21/05		
0086	12/09/05	CBO /CRIMINAL BINDOVER	0005				
0087	12/09/05	APPL/EX PARTE APPLICATION FOR CONTACT VISIT	0003				
0088	12/09/05	CBOR/CRIMINAL BINDOVER RECEIPT	0005				
0089	12/12/05	NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT			12/09/05		
0090	12/12/05	MOT /DEFT'S MTN TO STRIKE /27	0002		03/17/06		
0091	12/12/05	MOT /ALL PENDING MOTIONS 12/12/05	0001		12/12/05		
0092	12/12/05	INFO/INFORMATION	0005		12/12/05		
0093	12/12/05	NISD/AMENDED NOTICE OF INTENT TO SEEK DEATH PENALTY	0001				
0094	12/13/05	ROC /RECEIPT OF COPY	MP		12/13/05		
0095	12/15/05	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	0001		12/12/05		
0096	12/16/05	ORDR/ORDER TO ALLOW RICHARD FRANKY LPI AND/OR AN AGENT OF RDF INVESTIGATIVE	0004		12/16/05		Y
AGENCY SPECIFICALLY INVESTIGATOR LIZA GRIPENTROG WHO ARE EMPLOYED AS THE INVESTIGATORS BY THE LAW OFFICES OF BUNIN & BUNIO LTD CONTACT VISITS IN THE CLARK COUNTY DETENTION CENTER							
0097	12/16/05	ORDR/ORDER	0004		12/16/05		
0098	12/16/05	EXPT/EX PARTE APPLICATION TO APPOINT INVESTIGATOR	0004				
0099	12/19/05	ORDR/ORDER GRANTING THE STATES MOTION TO AMEND THE NOTICE OF INTENT TO SEEK	0001		12/19/05		Y
THE DEATH PENALTY							
0100	12/19/05	ORDR/ORDER DENYING DEFENDANTS MOTION TO SEVER	0001		12/19/05		
0101	12/21/05	CALC/CALENDAR CALL (VJ 6/30/06)	0005	VC	07/18/06		
0102	12/21/05	JURY/TRIAL BY JURY (VJ 6/30/06)	0005	VC	07/24/06		
0103	12/22/05	MOT /DEFT'S MTN TO STRIKE	0003		03/17/06		
0104	12/21/05	OPPS/STATES OPPOSITION TO DEFENDANTS HIDALGOS AND ESPINDOLAS MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH PENALTY	MP				Y
0105	12/23/05	TRAN/REPORTER'S TRANSCRIPT OF DEFENDANTS MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH PENALTY	0001		12/22/05		Y

(Continued to page 5)

05-C-212667-C		(Continuation	Page	5)
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC SCH/PER C
0106	01/05/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO STRIKE NOTICE OF INTENT TO SEEK	MP MP	Y
DEATH PENALTY				
0107	01/11/06	APPL/EX PARTE APPLICATION FOR APPOINTMENT OF INVESTIGATOR		
0108	01/19/06	MOT /ALL PENDING MOTIONS 1/19/06	AL	01/19/06
0109	01/26/06	ORDR/ORDER	0001	01/26/06
0110	01/26/06	ORDR/ORDER	0001	01/26/06
0111	02/02/06	MOT /ALL PENDING MOTIONS 2/2/06	AL	02/02/06
0112	02/09/06	ORDR/ORDER	0001	02/09/06
0113	02/09/06	APPL/EX PARTE APPLICATION FOR ORDER FOR CONTACT VISITS	0001 0001	
0114	02/10/06	MOT /DEFT'S MTN TO ALLOW THE DEFENSE TO ARGUE LAST AT PENALTY PHASE/34	0001 0001	DN 03/17/06
0115	02/10/06	MOT /DEFT'S MTN TO FEDERALIZE ALL MTNS/35	0001	DN 03/17/06
0116	02/10/06	MOT /DEFT'S MTN FOR INDIVIDUAL VOIR DIRE/36	0001	DN 03/17/06
0117	02/10/06	MOT /DEFT'S MTN IN LIMINE TO INCLUDE AUTOPSY, CRIME SCENE & OTHER PHOTOGRAPHS/37	0001 0001	MR 03/17/06
0118	02/10/06	MOT /DEFT'S MTN IN LIMINE TO PRECLUDE INTRODUCTION OF VICTIM IMPACT EVID/38	0001 0001	MR 03/17/06
0119	02/10/06	MOT /DEFT'S MTN IN LIMINE TO PROHIBIT ANY REF TO FIRST PHRASE/39	0001 0001	DN 03/17/06
0120	02/10/06	MOT /DEFT'S MTN TO BIFURCATE PENALTY PHASE/40	0001	DN 03/17/06
0121	02/10/06	MOT /DEFT'S MTN IN LIMINE TO BAR IMPROPER PROSEC ARGUMNT/41	0001 0001	GR 03/17/06
0122	02/10/06	MOT /DEFT'S MTN IN LIMINE TO PRECLUDE ADMISSION OF GANG AFFILIATION/42	0001 0001	GP 03/17/06
0123	02/10/06	MOT /DEFT'S MTN FOR DISCOVERY & EVID HEARING/43	0001 0001	DN 03/17/06
0124	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0125	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0126	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0127	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0128	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0129	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0130	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0131	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0132	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0133	02/10/06	ROC /RECEIPT OF COPY	0001	02/10/06
0134	02/13/06	MOT /DEFT'S MTN FOR DISQUALIFICATION FROM THE JURY VENIRE/44	0001 0001	GR 03/17/06
0135	02/13/06	ROC /RECEIPT OF COPY	0001	02/13/06
0136	02/15/06	RSPN/STATES RESPONSE TO DEFENDANTS MOTION TO PRECLUDE THE INTRODUCTION OF VICTIM	0001 0001	Y
IMPACT EVIDENCE				
0137	02/15/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION IN LIMINE TO PRECLUDE ADMISSION	0001 0001	Y
OF GANG AFFILIATION DRUG ACTIVITY HANDLING OF GUNS AND BATTERIES				
0138	02/15/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION TO FEDERALIZE ALL MOTIONS	0001 0001	Y
OBJECTIONS REQUESTS AND OTHER APPLICATIONS FOR THE PROCEEDINGS IN THE ABOVE ENTITLED CASE				

(Continued to page 6)

05-C-212667-C		(Continuation	Page	6)	
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER C
0139	02/15/06	RSPN/STATES RESPONSE TO DEFENDANTS MOTION IN LIMINE TO PROHIBIT ANY REFERENCES TO	0001 0001		Y
THE FIRST PHASE AS THE GUILT PHASE					
0140	02/15/06	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION FOR INDIVIDUAL SEQUESTERED VOIR DIRE	0001 0001		
0141	02/15/06	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION IN LIMINE TO EXCLUDE AUTOPSY CRIME	0001 0001		Y
SCENE AND OTHER GRUESOME PHOTOGRAPHS					
0142	02/15/06	OPPS/OPPOSITION TO DEFENDANTS MOTION FOR DISQUALIFICATION FROM THE JURY VENIRE	0001 0001		Y
OF ALL POTENTIAL JURORS WHO WOULD AUTOMATICALLY VOTE FOR THE DEATH PENALTY IF THEY FOUND KENNETH COUNTS GUILTY OF CAPITAL MURDER					
0143	02/15/06	OPPS/OPPOSITION TO DEFENDANTS MOTION TO BIFURCATE PENALTY PHASE	0001 0001		
0144	02/15/06	OPPS/OPPOSITION TO DEFENDANTS MOTION IN LIMINE TO BAR IMPROPER PROSECUTORIAL	0001 0001		Y
ARGUMENT					
0145	02/15/06	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION FOR DISCOVERY AND EVIDENTIARY HEARING	0001 0001		Y
REGARDING THE MANNEER AND METHOD OF DETERMINING IN WHICH MURDER CASES THE DEATH PENALTY WILL BE SOUGHT					
0146	02/15/06	OPPS/OPPOSITION TO DEFENDANTS MOTION TO ARGUE LAST AT THE PENALTY PHASE	0001 0001		
0147	02/22/06	TRAN/REPORTER'S TRANSCRIPT OF PRELIMINARY HEARING	0005 0005		12/06/05
0148	02/28/06	ORDR/ORDER	0005		02/28/06
0149	03/03/06	ORDR/ORDER GRANTING EX PARTE APPLICATION FOR CONTACT VISIT	0003 0003		03/03/06
0150	03/03/06	ORDR/ORDER GRANTING EX PARTE APPLICATION FOR CONTACT VISIT	0002 0002		03/03/06
0151	03/10/06	ROC /RECEIPT OF COPY	0001		03/10/06
0152	03/10/06	RPLY/KENNETH COUNTS REPLY TO STATES OPPOSITION TO DEFENDANT COUNTS MOTION	0001 0001		Y
IN LIMINE TO PRECLUDE ADMISSION OF GANG AFFILIATION DRUG ACTIVITY HANDLING OF GUNS AND BATTERIES					
0153	03/15/06	MOT /DEFT'S MTN FOR SEVERANCE/45	0005	GR	04/21/06
0154	03/15/06	APPR/NOTICE OF APPEARANCE OF COUNSEL	0003		
0155	03/15/06	NOTC/NOTICE OF SUPPLEMENTAL AUTHORITY IN SUPPORT OF DEFENDANTS MOTION TO STRIKE	MP MP		Y
NOTICE OF INTENT TO SEEK DEATH PENALTY					
0156	03/16/06	MOT /DEFT'S MTN TO SUPPRESS STATEMENT/46	0005	DN	04/21/06
0157	03/17/06	MOT /ALL PENDING MOTIONS 3/17/06	AL		03/17/06
0158	03/17/06	HEAR/EVIDENTIARY HEARING	0005		04/21/06
0159	03/21/06	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	MP		03/17/06
0160	03/27/06	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO SUPPRESS STATEMENT	0005 0005		
0161	04/05/06	HEAR/STATE'S REQUEST FOR CLARIFICATION OF RULING	0001 0001	MR	04/11/06
0162	04/20/06	SUBP/SUBPOENA	0005	SH	04/21/06
			0005	SV	04/18/06
0163	04/20/06	SUBP/SUBPOENA	0004	SH	04/21/06
			0004	SV	04/18/06

(Continued to page 7)

05-C-212667-C		(Continuation	Page	7)	
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER C
0164	04/20/06	SUBP/SUBPOENA	0005	SH	04/21/06
			0005	SV	04/18/06
0165	04/21/06	APPL/EX PARTE APPLICATION FOR REQUEST OF FUNDS	0001		
			0001		
0166	04/21/06	ORDR/ORDER FOR REQUEST FOR FUNDS	0001		04/21/06
0167	04/26/06	NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT			04/21/06
0168	04/24/06	TRAN/REPORTER'S TRANSCRIPT EVIDENTIARY HEARING DEFENDANTS MOTION FOR SEVERANCE AND MOTION TO SUPPRESS STATEMENT	0005		04/21/06 Y
			0005		
0169	05/01/06	MOT /ALL PENDING MOTIONS 4/21/06	0005		04/21/06
0170	05/19/06	ORDR/ORDER FOR EXCESS FEES	0001		05/19/06
0171	05/19/06	APPL/EX PARTE APPLICATION FOR EXCESS FEES	0001		
0172	06/15/06	MOT /DEFT'S MTN TO PRECLUDE USE OF PEREMPTORY CHALLENGES/51	0002	DN	08/31/06
			0002		
0173	06/15/06	MOT /DEFT'S MTN TO PRECLUDE USE OF PEREMPTORY CHALLENGE/52	0003	DN	08/31/06
			0003		
0174	06/15/06	MOT /DEFT'S MTN TO PROHIBIT ARGUMENT ON DETERRENCE /53	0002	DN	08/31/06
			0002		
0175	06/15/06	MOT /DEFT'S MTN TO PROHIBIT ARGUMENT ON DETERRENCE/54	0003	DN	08/31/06
			0003		
0176	06/15/06	MOT /DEFT'S MTN TO PROHIBIT USE OF IMPUTED AGGRAVATING CIRCUMSTANCES /55	0002	GR	08/31/06
			0002		
0177	06/15/06	MOT /DEFT'S MTN TO PROHIBIT USE OF IMPUTED AGGRAVATING CIRCUMSTANCES /56	0003	GR	08/31/06
			0003		
0178	06/15/06	MOT /DEFT'S MTN TO STRIKE DEATH PENALTY BASED UPON UNCONSTITUTIONALITY /57	0002	DN	08/31/06
			0002		
0179	06/15/06	MOT /DEFT'S MTN TO STRIKE DEATH PENALTY BASED UPON UNCONSTITUTIONALITY /58	0003	DN	08/31/06
			0003		
0180	06/15/06	MOT /DEFT'S MTN TO PROHIBIT INTRO OF VICTIM IMPACT EVID DURING GUILT PHASE /59	0002	MT	08/31/06
			0002		
0181	06/15/06	MOT /DEFT'S MTN TO PROHIBIT INTRO OF VICTIM IMPACT EVID DURING GUILT PHASE /60	0003	MT	08/31/06
			0003		
0182	06/15/06	MOT /DEFT'S MTN TO STRIKE NTC OF INTENT TO SEEK DEATH /61	0002	DN	08/31/06
			0002		
0183	06/15/06	MOT /DEFT'S MTN TO STRIKE NTC OF INTENT TO SEEK DEATH /62	0003	DN	08/31/06
			0003		
0184	06/15/06	MOT /DEFT'S MTN TO CONDUCT VOIR DIRE ON POSSIBLE RACIAL BIAS & PREJUDICE /63	0002	DN	08/31/06
			0002		
0185	06/15/06	MOT /DEFT'S MTN TO CONDUCT VOIR DIRE ON POSSIBLE RACIAL BIAS & PREJUDICE /64	0003	DN	08/31/06
			0003		
0186	06/15/06	MOT /DEFT'S MTN TO PRECLUDE COURT FROM PARTICIPATING IN REHAB OF JURORS /65	0002	DN	08/31/06
			0002		
0187	06/15/06	MOT /DEFT'S MTN TO PRECLUDE COURT FROM PARTICIPATING IN REHAB OF JURORS /66	0003	DN	08/31/06
			0003		
0188	06/15/06	MOT /DEFT'S MTN TO STRIKE DEATH PENALTY AS UNCONSTITUTIONAL /67	0002	DN	08/31/06
			0002		
0189	06/15/06	MOT /DEFT'S MTN TO STRIKE DEATH PENALTY AS UNCONSTITUTIONAL /68	0003	DN	08/31/06
			0003		
0190	06/15/06	MOT /DEFT'S MTN FOR JURY QUESTIONNAIRE TO BE COMPLETED BY JURY VENIRE 1 WEEK PRIOR/69	0002	DN	08/31/06
			0002		
0191	06/15/06	MOT /DEFT'S MTN FOR JURY QUESTIONNAIRE TO BE COMPLETED BY JURY VENIRE 1 WEEK PRIOR/70	0003	DN	08/31/06
			0003		

(Continued to page 8)

05-C-212667-C		(Continuation	Page	8)		
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0192	06/15/06	MOT /DEFT'S MTN TO DECLARE UNCONSTITUTIONAL THE DISCRETION TO SEEK DEATH PENALTY /71	0002	DN	08/31/06	
0193	06/15/06	MOT /DEFT'S MTN TO DECLARE UNCONSTITUTIONAL THE DISCRETION TO SEEK DEATH PENALTY /72	0003	DN	08/31/06	
0194	06/15/06	MOT /DEFT'S MTN FOR PROCEDURES REGARDING BAILIFFS & OTHER COURT PERSONNEL /73	0002	DN	08/31/06	
0195	06/15/06	MOT /DEFT'S MTN FOR PROCEDURES REGARDING BAILIFFS & OTHER COURT PERSONNEL /74	0003	DN	08/31/06	
0196	06/15/06	MOT /DEFT'S MTN FOR COURT TO ALLOW PRESENTATION OF EVID TO JURY /75	0002	DN	08/31/06	
0197	06/15/06	MOT /DEFT'S MTN FOR COURT TO ALLOW PRESENTATION OF EVID TO JURY /76	0003	DN	08/31/06	
0198	06/15/06	MOT /DEFT'S MTN TO PRECLUDE INTRO OF HEARSAY DURING SENTENCING /77	0002	DN	08/31/06	
0199	06/15/06	MOT /DEFT'S MTN TO PRECLUDE INTRO OF HEARSAY DURING SENTENCING /78	0003	DN	08/31/06	
0200	06/15/06	MOT /DEFT'S MTN TO BIFURCATE PENALTY PHASE PROCEEDINGS /79	0002	DN	08/31/06	
0201	06/15/06	MOT /DEFT'S MTN TO BIFURCATE PENALTY PHASE PROCEEDINGS /80	0003	DN	08/31/06	
0202	06/15/06	MOT /DEFT'S MTN FOR EXCHANGE OF PROPOSED JURY INSTRUCTIONS AT CALENDAR CALL /81	0002	DN	08/31/06	
0203	06/15/06	MOT /DEFT'S MTN FOR EXCHANGE OF PROPOSED JURY INSTRUCTIONS AT CALENDAR CALL /82	0003	DN	08/31/06	
0204	06/15/06	MOT /DEFT'S MTN TO DETERMINE ADMISSIBILITY OF STATE'S HEARSAY EVID BEFORE TRIAL /83	0002	DN	08/31/06	
0205	06/15/06	MOT /DEFT'S MTN TO DETERMINE ADMISSIBILITY OF STATE'S HEARSAY EVID BEFORE TRIAL /84	0003	DN	08/31/06	
0206	06/15/06	MOT /DEFT'S MTN TO PROHIBIT EVID & ARGUMENT ON IRRELEVANT MITIGATING CIRCUMSTANCE/85	0002	MR	08/31/06	
0207	06/15/06	MOT /DEFT'S MTN TO PROHIBIT EVID & ARGUMENT ON IRRELEVANT MITIGATING CIRCUMSTANCE/86	0003	MR	08/31/06	
0208	06/15/06	MOT /DEFT'S MTN TO DECLARE NRS 704.206 UNCONSTITUTIONAL /87	0002	DN	08/31/06	
0209	06/15/06	MOT /DEFT'S MTN TO DECLARD NRS 704.206 UNCONSTITUTIONAL /88	0003	DN	08/31/06	
0210	06/15/06	MOT /DEFT'S MTN TO CONDUCT FULL VOIR DIRE ON JURORS' PERSONAL & PROF EXPERIENCE /89	0002	DN	08/31/06	
0211	06/15/06	MOT /DEFT'S MTN TO CONDUCT FULL VOIR DIRE ON JURORS PER & PROF EXPERIENCE /90	0003	DN	08/31/06	
0212	06/15/06	MOT /DEFT'S MTN TO STRIKE NTC OF INTENT TO SEEK DEATH UPON UNCONSTITUTIONALITY /91	0002	DN	08/31/06	
0213	06/15/06	MOT /DEFT'S MTN TO STRIKE NTC OF INTENT TO SEEK DEATH UPON UNCONSTITUTIONALITY /92	0003	DN	08/31/06	
0214	06/26/06	MOT /ALL PENDING MOTIONS 6/26/06	AL		06/26/06	
0215	06/26/06	OCAL/STATUS CHECK: TRIAL DATE	0004		06/30/06	
0216	06/26/06	OCAL/STATUS CHECK: TRIAL DATE	0005		06/30/06	
0217	06/26/06	CALC/CALENDAR CALL (#1) (VJ 6/30/06)	0001	VC	04/10/07	
0218	06/26/06	JURY/TRIAL BY JURY (#1) (VJ 6/30/06)	0001	VC	04/16/07	
0219	06/26/06	CALC/CALENDAR CALL (#1) (VJ 6/30/06)	0002	VC	04/10/07	
0220	06/26/06	JURY/TRIAL BY JURY (#1) (VJ 6/30/06)	0002	VC	04/16/07	
0221	06/26/06	CALC/CALENDAR CALL (#1) (VJ 6/30/06)	0003	VC	04/10/07	

(Continued to page 9)

05-C-212667-C		(Continuation	Page	9)		
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0222	06/26/06	JURY/TRIAL BY JURY (#1) (VJ 6/30/06)	0003	VC	04/16/07	
0223	06/26/06	CALC/CALENDAR CALL (VJ 6/30/06)	0004	VC	07/18/06	
0224	06/26/06	JURY/TRIAL BY JURY (VJ 6/30/06)	0004	VC	07/24/06	
0225	06/27/06	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	0001		06/26/06	
0226	06/29/06	MOT /DEFT'S MTN TO VACATE TRIAL DATE /104 (VJ 6/30/06)	0005	VC	07/10/06	
0227	06/28/06	RAO /MEDIA REQUEST AND ORDER		GR	06/28/06	
0228	06/30/06	CALC/CALENDAR CALL (#1)	0004	VC	04/10/07	
0229	06/30/06	JURY/TRIAL BY JURY (#1)	0004	VC	04/16/07	
0230	06/30/06	CALC/CALENDAR CALL (#1)	0001	VC	04/17/07	
0231	06/30/06	JURY/TRIAL BY JURY (#1)	0001	VC	04/23/07	
0232	06/30/06	CALC/CALENDAR CALL (#1)	0002	VC	04/17/07	
0233	06/30/06	JURY/TRIAL BY JURY (#1)	0002	VC	04/17/07	
0234	06/30/06	CALC/CALENDAR CALL (#1)	0003	VC	04/17/07	
0235	06/30/06	JURY/TRIAL BY JURY (#1)	0003	VC	04/23/07	
0236	06/30/06	CALC/CALENDAR CALL (#1) (VJ 7/10/06) TRANSFERRED TO NEW CASE NUMBER	0005	VC	05/08/07	
0237	06/30/06	JURY/TRIAL BY JURY (#1) (VJ 7/10/06) TRANSFERRED TO NEW CASE NUMBER	0005	VC	05/14/07	
0238	07/03/06	LIST/NOTICE OF WITNESSES	MP			
0239	07/03/06	LIST/NOTICE OF EXPERT WITNESSES	MP			
0240	07/06/06	MOT /ALL PENDING MOTIONS 6/30/06	AL		06/30/06	
0241	07/05/06	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	MP		06/30/06	
0242	07/27/06	MOT /DEFT'S MTN IN LIMINE TO PRECLUDE ADMISSION OF EVID OF ARREST/FLIGHT /116	0001	DN	09/08/06	
0243	07/27/06	MOT /DEFT'S MTN TO DISMISS DEATH PENALTY DUE TO FED DUE PROCESS VIOLATIONS /117	0001	DN	08/31/06	
0244	07/27/06	MOT /DEFT'S MTN FOR REDUCTION OF BAIL / RELEASE ON HOUSE ARREST /118	0001	DN	09/08/06	
0245	07/27/06	MOT /DEFT'S MTN IN LIMINE TO PRECLUDE ADMISSION OF PHONE/119	0001	DN	09/08/06	
0246	07/27/06	MOT /DEFT'S MTN FOR RELEASE OF JUVENILE RECORDS /120	0001	GR	09/08/06	
0247	07/27/06	MOT /DEFT'S MTN FOR DISCLOSURE OF EXCULPATORY EVID /121	0001	DN	08/31/06	
0248	07/27/06	MOT /DEFT'S MTN FOR JURY QUESTIONNAIRE /122	0001	DN	08/31/06	
0249	07/27/06	MOT /DEFT'S MTN FOR ORDER PERMITTING DISC OF RECORDS PERTAINING TO FAMILY LIFE /123	0001	DN	08/31/06	
0250	07/27/06	MOT /DEFT'S MTN IN LIMINE TO SUPPRESS EVID OF DEFT'S PRIOR FELONY CONVICTIONS /124	0001	DN	09/08/06	
0251	07/27/06	MOT /DEFT'S JOINDER TO OTHER DEFTS' MTNS/125	0001	GR	08/31/06	
0252	07/27/06	REQT/KENNETH COUNTS RENEWED MOTION TO SEVER DEFENDANTS	0001			
0253	07/28/06	APPL/EX PARTE APPLICATION FOR REQUEST FOR FUNDS	0001			
0254	07/28/06	ORDR/ORDER FOR FUNDS	0001		07/28/06	
0255	08/01/06	ORDR/ORDER	0001		08/01/06	
0256	08/09/06	RSPN/STATES RESPONSE TO DEFENDANTS HIDALGO AND ESPINDOLAS MOTION TO CONDUCT FULL	MP			Y
0257	08/09/06	VOIR DIRE ON POTENTIAL JURORS PERSONAL AND PROFESSIONAL EXPERIENCES RSPN/STATES RESPONSE TO DEFENDANTS MOTION FOR JURY QUESTIONNAIRE TO BE COMPLETED	MP			Y

(Continued to page 10)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
BY JURY VENIRE ONE WEEK PRIOR TO TRIAL						
0258	08/09/06	OPPS/STATES OPPOSITION TO DEFENDANT HIDALGO AND EXPINDOLAS MOTION FOR COURT TO	MP	SH	08/31/06	Y
ALLOW PRESENTATION OF EVIDENCE TO THE JURY OF THE DISPROPORTIONALITY AND ARBITRARINESS AND UNFAIRNESS OF A DEATH SENTENCE						
0259	08/09/06	OPPS/STATES OPPOSITION TO DEFENDANT HIDALGOS AND ESPINDOLAS MOTION TO STRIKE DEATH	MP	SH	08/31/06	Y
PENALTY BASED UPON UNCONSTITUTIONALITY						
0260	08/09/06	OPPS/STATES OPPOSITION TO DEFENDANT HIDALGO AND ESPINDOLAS MOTION TO STRIKE NOTICE	MP	SH	08/31/06	Y
OF INTENT TO SEEK DEATH PENALTY BASED UPON UNCONSTITUTIONALITY OF LETHAL INJECTION						
0261	08/09/06	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO DETERMINE ADMISSIBILITY OF STATES	MP	SH	08/31/06	Y
HEARSAY EVIDENCE BEFORE TRIAL						
0262	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT HIDALGOS AND ESPINDOLAS MOTION TO PRECLUDE THE	MP	SH	08/31/06	Y
INTRODUCTION OF HEARSAY DURING SENTENCING						
0263	08/09/06	RSPN/STATES RESPONSE TO DEFENDANT HIDALGO AND ESPINDOLAS MOTION TO DECLARE NRS	MP			Y
704.206 UNCONSTITUTIONAL						
0264	08/09/06	RSPN/STATES RESPONSE TO DEFENDANTS HIDALGO AND ESPINDOLAS MOTION TO CONDUCT VOIR	MP			Y
DIRE ON POSSIBLE BIAS AND PREJUDICE						
0265	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT HIDALGOS AND ESPINDOLAS MOTION TO DECLARE AS	MP			Y
UNCONSTITUTIONAL THE UNBRIDLED DISCRETION OF PROSECUTION TO SEEK THE DEATH PENALTY						
0266	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT HIDALGO AND ESPINDOLAS MOTION TO PROHIBIT	MP			Y
ARGUMENT ON DETERRENCE OR IN THE ALTERNATIVE TO PERMIT EVIDENCE OF LACK OF DETERRENCE						
0267	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT HIDALGO AND ESPINDOLAS MOTION TO PROHIBIT USE	MP			Y
OF IMPUTED AGGRAVATING CIRCUMSTANCES						
0268	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANTS HIDALGO AND ESPINDOLAS MOTION TO STRIKE THE	MP			Y
DEATH PENALTY AS UNCONSTITUTIONAL BASED ON ITS ALLOWANCE OF INHERENTLY UNRELIABLE EVIDENCE						
0269	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION IN LIMINE TO SUPPRESS EVIDENCE	0001			Y
OF THE DEFENDANTS PRIOR FELONY CONVICTIONS						
0270	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION FOR DISCLOSURE OF EXCULPATORY	0001			Y
EVIDENCE PERTAINING TO THE IMPACT OF THE DEFENDANTS EXECUTION UPON VICTIMS FAMILY MEMBERS						
0271	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION FOR AN ORDER PERMITTING	0001			Y
DISCOVERY OF RECORDS PERTAINING TO FAMILY LIFE OF VICTIM						
0272	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION FOR REDUCTION IN BAIL OR IN THE	0001			Y
ALTERNATIVE FOR RELEASE ON HOUSE ARREST						

(Continued to page 11)

05-C-212667-C		(Continuation Page 11)	
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR OC SCH/PER C
0273	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION IN LIMINE TO PRECLUDE ADMISSION OF PHONE CONVERSATIONS	0001 0001
0274	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT HIDALGO AND ESPINDOLAS MOTION TO PRECLUDE USE OF PEREMPTORY CHALLENGES	MP MP
0275	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT HIDALGOS AND ESPINDOLAS MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH BASED UPON UNCONSTITUTIONAL WEIGHING EQUATION	MP MP
0276	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS RENEWED MOTION TO SEVER	0001 0001
0277	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANTS COUNTS MOTION TO DISMISS THE DEATH PENALTY DUE TO FEDERAL DUE PROCESS VIOLATIONS	0001 0001
0278	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION IN L LIMINE TO PRECLUDE ADMISSION OF EVIDENCE OF ARREST OR FLIGHT	0001 0001
0279	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION FOR RELEASE OF JUVENILE RECORDS	0001 0001
0280	08/09/06	RSPN/STATES RESPONSE TO DEFENDANTS HIDALGO AND ESPINDOLAS MOTION TO PRECLUDE THE COUNT FROM PARTICIPATION IN REHABILITATION OF POTENTIAL JURORS	MP MP
0281	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANTS HIDALGOS AND ESPINDOLAS MOTION TO PROHIBIT EVIDENCE AND ARGUMENT ON IRRELEVANT MITIGATION CIRCUMSTANCES	MP MP
0282	08/10/06	OPPS/OPPOSITION TO DEFENDANT HIDALGOS AND ESPINDOLAS MOTION TO BIFURCATE PENALTY PHASE	MP MP
0283	08/10/06	OPPS/STATES OPPOSITION TO DEFENDANTS HIDALGOS AND ESPINDOLAS MOTION TO PROHIBIT INTRODUCTION OF VICTIM IMPACT EVIDENCE DURING THE GUILT PHASE	MP MP
0284	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO STRIKE THE DEATH PENALTY AS UNCONSTITUTIONAL BASED ON ITS ALLOWANCE OF INHERENTLY UNRELIABLE EVIDENCE	0002 0002
0285	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH PENALTY BASED UPON UNCONSTITUTIONALITY OF LETHAL INJECTION	0002 0002
0286	08/24/06	RPLY/REPLY TO STATES RESPONSE TO MOTION TO PRECLUDE THE COURT FORM PARTICIPATING IN THE REHABILITATION OF POTENTIAL JURORS	0002 0002
0287	08/24/06	RPLY/REPLY TO STATES RESPONSE TO MOTION FOR JURY QUESTIONNAIRE TO BE COMPLETED BY JURY VENIRE ONE WEEK PRIOR TO TRIAL	0002 0002
0288	08/24/06	RPLY/REPLY TO STATES RESPONSE TO MOTION TO CONDUCT FULL VOIR DIRE ON POTENTIAL JURORS PERSONAL AND PROFESSIONAL EXPERIENCES	0002 0002
0289	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH BASED UPON UNCONSTITUTIONAL WEIGHING EQUATION	0002 0002
0290	08/24/06	RPLY/REPLY TO STATES OPPOSITON TO MOTION TO BIFURCATE PENALTY PHASE PROCEEDINGS	0002 0002

(Continued to page 12)

05-C-212667-C		(Continuation	Page	12)
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC SCH/PER C
0291	08/24/06	RPLY/REPLY TO STATES RESPONSE TO MOTION TO DECLARE NRS 704.206 UNCONDITIONAL	0002 0002	08/31/06
0292	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO PRECLUDE USE OF PEREMPTORY	0002 0002	08/31/06 Y
CHALLENGES				
0293	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO DETERMINE ADMISSIBILITY OF STATES	0002 0002	08/31/06 Y
HEARSY EVIDENCE BEFORE TRIAL				
0294	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO PROHIBIT USE OF IMPUTED	0002 0002	08/31/06 Y
AGGRAVATING CIRCUMSTANCES				
0295	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO PROHIBIT ARGUMENT ON	0002 0002	08/31/06 Y
DETERRENCE OR IN THE ALTERNATIVE TO PERMIT EVIDENCE OF LACK OF DETERRENCE				
0296	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO PRECLUDE THE INTRODUCTION OF	0002 0002	08/31/06 Y
HEARSY DURING SENTENCING				
0297	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO CONDUCT VOIR DIRE ON POSSIBLE	0002 0002	08/31/06 Y
RACIAL BIAS AND PREJUDICE				
0298	08/24/06	RPLY/REPLY STATES OPPOSITION TO MOTION TO STRIKE DEATH PENALTY BASED UPON	0002 0002	08/31/06 Y
UNCONSTITUTIONALITY				
0299	08/27/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION FOR COURT TO ALLOW PRESENTATION OF	0002 0002	08/31/06 Y
EVIDENCE TO THE JURY OF THE DISPROPORTIONALITY AND ARBITRARINESS AND UNFAIRNESS OF A DEATH SENTENCE				
0300	08/24/06	RPLY/REPLY TO STATES OPPOSITION TO MOTION TO PROHIBIT EVIDENCE AND ARGUMENT ON	MP MP	Y
IRRELEVANT MITIGATING CIRCUMSTANCES				
0301	08/28/06	RPLY/KENNETH COUNTS REPLY TO STATES OPPOSITION TO RENEWED MOTION TO SEVER	0001 0001	
0302	08/28/06	RPLY/KENNETH COUNTS REPLY TO STATES OPPOSITION TO MOTION IN LIMINE TO	0001 0001	Y
SUPPRESS EVIDENCE OF DEFENDANTS PRIOR FELONY CONVICTIONS				
0303	08/28/06	RPLY/KENNETH COUNTS REPLY TO STATES OPPOSITION TO MOTION IN LIMINE TO	0001 0001	Y
PRECLUDE ADMISSION OF PHONE CONVERSATIONS				
0304	08/28/06	RPLY/KENNETH COUNTS REPLY TO STATES OPPOSITION TO MOTION FOR RELEASE OF	0001 0001	Y
JUVENILE RECORDS				
0305	08/28/06	RPLY/KENNETH COUNTS REPLY TO STATES OPPOSITION TO MOTION IN LIMINE TO	0001 0001	Y
PRECLUDE ADMISSION OF EVIDENCE OF ARREST OR FLIGHT				
0306	08/31/06	OCAL/STATUS CHECK: STATUS CHECK: TRIAL	AL	09/08/06
0307	09/06/06	RPLY/KENNETH COUNTS REPLY TO STATES OPPOSITION TO MOTION FOR REDUCTION	0001 0001	Y
IN BAIL OR IN THE ALTERNATIVE FOR RELEASE OF HOUSE ARREST				
0308	09/01/06	TRAN/REPORTER'S TRANSCRIPT OF DEFENDANTS MOTIONS	*D *D	08/31/06
0309	09/08/06	MOT /ALL PENDING MOTIONS 8/31/06	AL	08/31/06
0310	09/08/06	MOT /DEFT'S RENEWED MTN TO SEVER DEFENDANTS	0001	DN 09/08/06

(Continued to page 13)

05-C-212667-C		(Continuation	Page	13)	
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER C
0311	09/11/06	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	*D		09/08/06
0312	09/11/06	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	*D		09/08/06
0313	09/26/06	OCAL/STATE'S REQUEST FOR STATUS CHECK	0004	MR	10/04/06
0314	09/30/06	MOT /ALL PENDING MOTIONS 9/8/06	AL		09/08/06
0315	10/03/06	ORDR/ORDER	MP		10/03/06
0316	10/05/06	TRAN/REPORTER'S TRANSCRIPT STATES REQUEST FOR STATUS CHECK	0004		10/04/06
0317	11/01/06	OCAL/MINUTE ORDER RE: RECUSAL- DEPT 14	AL		11/01/06
0318	11/02/06	ASSG/RECUSAL OF JUDGE Mosley REASSIGNED TO JUDGE Adair			
0319	11/02/06	NDR /NOTICE OF DEPARTMENT REASSIGNMENT			11/02/06 Y
		000854004264004349006275005825FC			
		005825006275004349004264000854			
0320	11/08/06	ORDR/ORDER FOR VISITATION	0001		11/08/06
0321	11/17/06	ORDR/EX PARTE APPLICATION AND ORDER FOR A CONTACT VISIT WITH A TAPE RECORDING	0001		11/17/06 Y
		DEVICE			
0322	11/17/06	ORDR/EX PARTE APPLICATION AND ORDER FOR CONTACT VISITS	0001		11/17/06
0323	11/17/06	RAO /MEDIA REQUEST AND ORDER FOR CAMERA ACCESS TO COURT PROCEEDINGS	0002		04/10/07
0324	11/29/06	HEAR/TRIAL SETTING	AL	MH	12/07/06
0325	12/07/06	CALC/CALENDAR CALL (VJ 05-21-07)	0001	VC	05/31/07
0326	12/07/06	JURY/TRIAL BY JURY (VJ 05-21-07)	0001	VC	06/04/07
0327	12/07/06	CALC/CALENDAR CALL (VJ 05-21-07)	0002	VC	05/31/07
0328	12/07/06	JURY/TRIAL BY JURY (VJ 05-21-07)	0002	VC	06/04/07
0329	12/07/06	CALC/CALENDAR CALL (VJ 05-21-07)	0003	VC	05/31/07
0330	12/07/06	JURY/TRIAL BY JURY (VJ 05-21-07)	0003	VC	06/04/07
0331	12/07/06	CALC/CALENDAR CALL (VJ 05-21-07)	0004	VC	05/17/07
0332	12/07/06	JURY/TRIAL BY JURY (VJ 05-17-07)	0004	VC	05/21/07
0333	12/07/06	CALC/CALENDAR CALL (VJ 05-21-07)	0005	VC	08/02/07
0334	12/07/06	JURY/TRIAL BY JURY (VJ 05-21-07)	0005	VC	08/06/07
0335	12/08/06	ORDR/KENNETH COUNTS EX PARTE APPLICATION AND ORDER FOR CONTACT VISITS	0001		12/08/06
0336	12/26/06	SUBT/SUBSTITUTION OF ATTORNEY	0002		
0337	01/19/07	MOT /DEFT'S MTN TO DISMISS /143	0005	OC	02/27/07
0338	01/25/07	APPL/EX PARTE APPLICATION FOR EXCESS FEES FOR INVESTIGATOR	0001		
0339	01/25/07	ORDR/ORDER FOR EXCESS FEES INVESTIGATOR	0001		01/25/07
0340	01/30/07	OCAL/STATUS CHECK: DISCUSSION WITH WITNESS	0005	OC	02/27/07
0341	02/05/07	OTTE/EX PARTE ORDER TO TRANSPORT	0001	SH	02/13/07
0342	02/27/07	MOT /ALL PENDING MOTIONS 2/27/07	0005		02/27/07
0343	04/09/07	MOT /DEFT'S MTN TO RECONSIDER /146	0001	DN	05/15/07
0344	04/09/07	MOT /DEFT'S MTN TO RECONSIDER TO ALLOW DEFENSE TO ARGUE/147	0001	DN	05/15/07
0345	04/09/07	MOT /DEFT'S MTN TO RECONSIDER MTN IN LIMINE/148	0001	DN	05/15/07
0346	04/09/07	MOT /DEFT'S MTN TO RECONSIDER MTN TO DISMISS/149	0001	DN	05/15/07
0347	04/09/07	MOT /DEFT'S MTN TO RECONSIDER DISCLOSURE/150	0001	DN	05/15/07
0348	04/09/07	MOT /DEFT'S MTN TO RECONSIDER MTN IN LIMINE TO PRECLUDE/151	0001	DN	05/15/07

(Continued to page 14)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0349	04/09/07	MOT /DEFT'S MTN TO RECONSIDER MTN FOR DISCOVERY/152	0001	DN	05/15/07	
0350	04/09/07	MOT /DEFT'S MTN TO RECONSIDER MTN TO STRIKE/153	0001	DN	05/15/07	
0351	04/09/07	MOT /DEFT'S MTN TO RECONSIDER MTN FOR INDIVIDUAL VOIR DIRE/154	0001	DN	05/15/07	
0352	04/09/07	MOT /DEFT'S MTN TO RECONSIDER TO BAR IMPROPER/155	0001	GR	05/15/07	
0353	04/09/07	MOT /DEFT'S MTN TO RECONSIDER MTN TO FEDERALIZE/156	0001	DN	05/15/07	
0354	04/09/07	MOT /DEFT'S MTN TO RECONSIDER MTN IN LIMINE/157	0001	DN	05/15/07	
0355	04/09/07	MOT /DEFT'S MTN TO RECONSIDER MTN IN LIMINE/158	0001	DN	05/15/07	
0356	04/10/07	MOT /DEFT'S MTN TO RECONSIDER MTN IN LIMINE/159	0001	DN	05/15/07	
0357	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0358	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0359	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0360	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0361	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0362	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0363	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0364	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0365	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0366	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0367	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0368	04/10/07	ROC /RECEIPT OF COPY	0001		04/10/07	
0369	04/11/07	REQT/KENNETH COUNTS MOTION TO RECONSIDER MOTION TO SEVER DEFENDANTS	0001	SH	05/15/07	
0370	04/12/07	ORDR/ORDER FOR CONTINUATION OF VISITATION	0001		04/12/07	
0371	04/12/07	APPL/EX PARTE APPLICATION FOR EXTENSION OF VISITATION	0001			
0372	04/16/07	APPL/EX PARTE APPLICATION FOR EXCESS FEES AND INTERIM COMPENSATION	0001			
0373	04/16/07	EXPR/EX PARTE ORDER FOR EXCESS FEES AND INTERIM COMPENSATION	0001		04/16/07	
0374	04/18/07	APPL/EX PARTE APPLICATION FOR EXCESS FEES AND INTERIM COMPENSATION	0001			
0375	04/18/07	EXPR/EX PARTE ORDER FOR EXCESS FEES AND INTERIM COMPENSATION	0001		04/18/07	
0376	04/25/07	LIST/SUPPLEMENTAL NOTICE OF EXPERT WITNESSES	MP			
0377	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION TO RECONSIDER TO DISMISS THE	0001			Y
		DEATH PENALTY DUE TO FEDERAL DUE PROCESS				
0378	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS SECOND MOTION TO RECONSIDER HIS MOTION	0001			Y
		TO SEVER				
0379	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO RECONSIDER MOTION TO BIFURCATE	0001			Y
		PENALTY PHASE				
0380	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANTS COUNTS MOTION TO RECONSIDER MOTION FOR	0001			Y

(Continued to page 15)

NO.	FILED/REC CODE	REASON/DESCRIPTION	(Continuation Page 15)	FOR OC SCH/PER C
DISCLOSURE OF EXCULPATORY EVIDENCE PERTAINING TO THE IMPACT OF THE DEFENDANTS EXXECUTION UPON VICTIMS FAMILY MEMBERS				
0381	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO RECONSIDER MOTION FOR INDIVIDUAL	0001 0001	Y
SEQUESTERED VOIR DIRE				
0382	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION TO RECONSIDER MOTION IN LIMINE	0001 0001	Y
TO PRECLUDE ADMISSION OF PHONE CONVERSATIONS				
0383	04/26/07	RSPN/STATES RESPONSE TO DEFENDANTS MOTION TO RECONSIDER MOTION TO PRECLUDE THE	0001 0001	Y
INTRODUCTION VICTIM IMPACT EVIDENCE				
0384	04/26/07	APPL/EX PARTE APPLICATION FOR REQUEST FOR FUNDS	0001 0001	
0385	04/26/07	OPPS/OPPOSITION TO DEFENDANTS MOTION TO RECONSIDER MOTION TO ARGUE LAST AT THE	0001 0001	Y
PENALTY PHASE				
0386	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO RECONSIDER MOTION FOR DISCOVERY AND	0001 0001	Y
EVIDENTIARY HEARING REGARDING THE MANNER AND METHOD OF DETERMINING IN WHICH MURDER CASES THE DEATH PENALTY WILL BE SOUGHT				
0387	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION TO RECONSIDER MOTION IN LIMINE	0001 0001	Y
TO PRECLUDE ADMISSION OF EVIDENCE OF ARREST OR FLIGHT				
0388	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION TO RECONSIDER MOTION TO STRIKE	0001 0001	Y
NOTICE OF INTENT TO SEEK THE DEATH PENALTY				
0389	04/26/07	OPPS/OPPOSITION TO DEFENDANTS MOTION TO RECONSIDER MOTION IN LIMINE TO BAR	0001 0001	Y
IMPROPER PROSECUTORIAL ARGUMENT				
0390	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANT COUNTS MOTION TO RECONSIDER MOTION IN LIMINE	0001 0001	Y
TO PRECLUDE ADMISSION OF GANG AFFILIATION DRUG ACTIVITY AND HANDLING OF GUNS				
0391	04/26/07	OPPS/STATES OPPOSITION TO DEFENDANT COURTS MOTION TO RECONSIDER MOTION TO	0001 0001	Y
FEDERALIZE ALL MOTIONS OBJECTIONS REQUESTS AND OTHER APPLICATIONS FOR THE PROCEEDINGS IN THE ABOVE ENTITLED CASE				
0393	05/01/07	NOTC/NOTICE OF EVIDENCE IN AGGRAVATION	0004	
0394	05/01/07	LIST/SUPPLEMENTAL NOTICE OF WITNESSES	MP	
0395	05/04/07	MOT /DEFT'S MTN TO CONTINUE /161	0003	DN 05/15/07
0396	05/04/07	ROC /RECEIPT OF COPY	0003	05/04/07
0397	05/08/07	ORDR/ORDER FOR FUNDS	0001	05/08/07
0398	05/08/07	ORDR/EX PARTE APPLICATION AND ORDER FOR A CONTACT VISIT WITH A TAPE RECORDING	0001 0001	05/08/07 Y
DEVICE				
0399	05/08/07	ORDR/ORDER FOR CONTACT VISIT	0001	05/08/07
0400	05/11/07	HEAR/AT THE REQUEST OF THE COURT TO ADDRESS DEFT'S CUSTODY STATUS IN THIS CASE	0005 0005	05/15/07
0401	05/14/07	APPL/EX PARTE APPLICATION FOR REQUEST OF FUNDS	0001 0001	
0402	05/14/07	APPL/EX PARTE APPLICATION FOR REQUEST FOR FUNDS	0001 0001	
0403	05/15/07	MOT /ALL PENDING MOTIONS 05-15-07	0001	05/15/07

(Continued to page 16)

05-C-212667-C		(Continuation	Page	16)	
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER C
0404	05/15/07	MOT /DEFT'S MTN TO CONTINUE TRIAL/164	0004		05/17/07
0405	05/16/07	MOT /DEFT'S MTN TO DISMISS /165	0001	OC	05/29/07
0406	05/16/07	ROC /RECEIPT OF COPY	0001		05/14/07
0407	05/18/07	OCAL/STATUS CHECK: TRIAL SETTING	AL		05/21/07
0408	05/17/07	LIST/NOTICE OF DEFENDANTS EXPERT WITNESSES	0001		
0409	05/17/07	NOTC/NOTICE OF EVIDENCE IN AGGRAVATION	0001		
0410	05/17/07	NOTC/NOTICE OF EVIDENCE IN AGGRAVATION	0002		
0411	05/17/07	LIST/SUPPLEMENTAL NOTICE OF DEFENDANTS EXPERT WITNESSES	0001		
0412	05/17/07	ROC /RECEIPT OF COPY	0001		05/17/07
0413	05/17/07	ROC /RECEIPT OF COPY	0001		05/17/07
0414	05/17/07	NOTC/NOTICE OF EVIDENCE IN AGGRAVATION	0003		
0415	05/18/07	MOT /ALL PENDING MOTIONS (05-17-07)	0004		05/17/07
0416	05/18/07	ORDR/ORDER FOR REQUEST FOR FUNDS	0001		05/18/07
0417	05/18/07	LIST/SUPPLEMENTAL NOTICE OF WITNESSES	AL		
0418	05/18/07	ORDR/ORDER FOR FUNDS	0001		05/18/07
0419	05/18/07	LIST/SUPPLEMENTAL NOTICE OF EXPERT WITNESSES	AL		
0420	05/18/07	LIST/NOTICE OF WITNESSES	0002		
0421	05/15/07	MOT /ALL PENDING MOTIONS 05-15-07	AL		05/15/07
0422	05/21/07	OCAL/STATUS CHECK: TRIAL SETTING	0001		05/24/07
0423	05/21/07	CALC/CALENDAR CALL (VJ 8/28/07)	0002	VC	01/24/08
0424	05/21/07	JURY/TRIAL BY JURY (VJ 8/28/07)	0002	VC	01/28/08
0425	05/21/07	CALC/CALENDAR CALL (VJ 8/28/07)	0003	VC	01/24/08
0426	05/21/07	JURY/TRIAL BY JURY (VJ 8/28/07)	0003	VC	01/28/08
0427	05/21/07	CALC/CALENDAR CALL (VJ 8/28/07)	0004	VC	08/16/07
0428	05/21/07	JURY/TRIAL BY JURY (VJ 8/28/07)	0004	VC	08/20/07
0429	05/21/07	CALC/CALENDAR CALL (VJ 06-06-07)	0005	VC	03/06/08
0430	05/21/07	JURY/TRIAL BY JURY (VJ 06-06-07)	0005	VC	03/10/08
0431	05/21/07	LIST/NOTICE OF EXPERT WITNESSES	0002		
0432	05/24/07	JURY/TRIAL BY JURY VJ 5/31/07	0001	VC	06/04/07
0433	05/24/07	OCAL/STATUS CHECK: JURY QUESTIONNAIRE	0001	MH	05/25/07
0434	05/24/07	NOTC/NOTICE OF ALIBI WITNESS	0001		
0435	05/25/07	ORDR/ORDER FOR TRANSCRIPT	0001		05/25/07
0436	05/25/07	ORDR/EX PARTE APPLICATION AND ORDER FOR A HAIRCUT BY A BARBER	0001		05/25/07
0437	05/25/07	TRAN/REPORTER'S TRANSCRIPT CALENDAR CALL	0004		08/17/07
0438	05/29/07	CALC/CALENDAR CALL	0001		05/31/07
0439	05/29/07	ORDR/ORDER FOR FUNDS	0001		05/29/07
0440	05/29/07	ROC /RECEIPT OF COPY	0001		05/29/07
0441	05/29/07	ROC /RECEIPT OF COPY	0001		05/29/07
0442	05/29/07	APPL/EX PARTE APPLICATION FOR REQUEST OF FUNDS	0001		
0443	05/29/07	LIST/NOTICE OF WITNESSES	0001		
0444	05/29/07	NOTC/DISCLOSURE OF DEFENDANTS EVIDENCE	0001		
0445	05/31/07	JURY/TRIAL BY JURY	0001		06/06/07
0446	05/31/07	JURY/TRIAL BY JURY (VA 05-31-07)	AL	VC	06/05/07
0447	06/01/07	ORDR/NUNC PRO TUNC ORDER OF APPOINTMENT	0004		06/01/07
0448	06/01/07	EIE /ENTRY IN ERROR	0004		
0449	06/05/07	PLEA/CHANGE OF PLEA	0005	MH	06/06/07
0450	06/05/07	TRB /TRIAL BEGINS	0001		
0451	06/06/07	LIST/NOTICE OF WITNESSES	MP		
0452	06/06/07	TRAN/REPORTER'S TRANSCRIPT RE HEARING TRIAL PROCEEDINGS DAY 1	0001		06/05/07
			0001		

(Continued to page 17)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0453	06/08/07	COA /NOTICE OF CHANGE OF ADDRESS TELEPHONE AND FACSIMILE NUMBERS	0005			
0454	06/08/07	ORDR/ORDER	0001		06/08/07	
0455	06/14/07	TRE /TRIAL ENDS	0001		06/06/07	
0456	06/18/07	HEAR/AT REQUEST OF COURT: IN-COURT DEPOSITION	0001	MH	06/26/07	
0457	06/18/07	HEAR/AT REQUEST OF COURT: IN-COURT DEPOSITION	0002	MH	06/26/07	
0458	06/18/07	HEAR/AT REQUEST OF COURT: IN-COURT DEPOSITION	0003	MH	06/26/07	
0459	06/19/07	SENT/SENTENCING	0005	GR	03/25/08	
0460	06/19/07	OCAL/STATUS CHECK	0001	MH	06/26/07	
0461	06/06/07	INFO/AMENDED INFORMATION	0005		06/06/07	
0462	06/06/07	FUS /FILED UNDER SEAL GUILTY PLEA AGREEMENT	0005			
0463	06/06/07	MEMO/GUILTY PLEA MEMORANDUM/AGREEMENT	0005			
0464	06/26/07	MOT /ALL PENDING MOTIONS 6-26-07	AL		06/26/07	
0465	06/26/07	CALC/CALENDAR CALL (VJ 8/28/07)	0001	VC	01/24/08	
0466	06/26/07	JURY/TRIAL BY JURY (VJ 8/28/07)	0001	VC	01/28/08	
0467	06/25/07	TRAN/REPORTER'S TRANSCRIPT TRIAL BY JURY	0001		06/06/07	
0468	06/25/07	TRAN/REPORTER'S TRANSCRIPT STATUS CHECK JURY QUESTIONNAIRE	0001		05/25/07	
0469	06/25/07	TRAN/REPORTER'S TRANSCRIPT TRIAL SETTING ALL	AL		05/21/07	
0470	06/25/07	TRAN/REPORTER'S TRANSCRIPT DEFENDANTS MOTION FOR DISMISSAL ALL	AL		05/29/07	
0471	06/25/07	TRAN/REPORTER'S TRANSCRIPT MOTIONS	MP		05/15/07	
0472	06/25/07	TRAN/REPORTER'S TRANSCRIPT OF HEARING RE STATU CHECK TRIAL SETTING	0001		05/24/07	
0473	07/05/07	MOT /STATES MTN TO CONDUCT VIDEOTAPED TEST/192	0001	GR	07/26/07	
0474	07/12/07	OPPS/LUIS HIDALGO IIIS OPPOSITION TO THE STATES MOTION TO CONDUCT VIDEO TAPED TESTIMONY OF A WITNESS	0002			Y
0475	07/13/07	NOTC/NOTICE OF JOINDER IN DEFENDANTS LUIS HIDALGO IIIS OPPOSITION TO THE STATES MOTION TO CONDUCT VIDEOTAPED TESTIMONY OF A WITNESS	0001			Y
0476	07/16/07	ROC /RECEIPT OF COPY	0001		07/16/07	
0477	07/17/07	ROC /RECEIPT OF COPY	MP		07/12/07	
0478	07/19/07	EXPT/EX PARTE APPLICAITON FOR INTERIM COMPENSATION	0001			
0479	07/26/07	OCAL/STATUS CHECK: OPEN/SEALED DEPOSITIONS	NP		08/13/07	
0480	07/26/07	HEAR/DEPOSITIONS HEARING	AL	OC	08/27/07	
0481	07/30/07	NOEV/NOTICE OF EXHIBITS IN THE VAULT			01/30/07	
0482	08/13/07	NOTC/SUPPLEMENTAL NOTICE OF WITNESSES	0001			
0483	08/14/07	NOTC/NOTICE OF CHANGE IN STATUS OF COUNSEL FOR PETITIONER	0003			
0484	08/15/07	LIST/NOTICE OF WITNESSES AND OR EXPERT WITNESSES	0004			
0485	08/16/07	SUPP/SUPPLEMENTAL NOTICE OF WITNESSES	0004			
0486	08/16/07	REQT/MOTION TO STRIKE DEATH PENALTY AGGRAVATORS OR IN THE ALTERNATIVE MOTION FOR CONTINUANCE AND/OR MOTION FOR STAY	0004			Y
0487	08/21/07	TRAN/REPORTER'S TRANSCRIPT STATES MOTION TO CONDUCT VIDEOTAPED TEST	0001		07/24/07	
0488	08/20/07	TRAN/REPORTER'S TRANSCRIPT CALENDAR CALL	0004		08/16/07	
0489	08/21/07	TRAN/REPORTER'S TRANSCRIPT STATES MOTION TO CONDUCT VIDEOTAPED TEST	0001		07/26/07	

(Continued to page 18)

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0490	08/23/07	OCAL/STATUS CHECK: TRIAL STATUS		0001	MH	08/28/07	
0491	08/23/07	OCAL/STATUS CHECK: TRIAL STATUS		0002	MH	08/28/07	
0492	08/23/07	OCAL/STATUS CHECK: TRIAL STATUS		0003	MH	08/28/07	
0493	08/23/07	OCAL/STATUS CHECK: TRIAL STATUS		0004	MH	08/28/07	
0494	08/27/07	TRAN/REPORTER'S TRANSCRIPT CALENDAR CALL		0004		08/20/07	
0495	08/28/07	MOT /ALL PENDING MOTIONS (8/28/07)		AL		08/28/07	
0496	08/28/07	CALC/CALENDAR CALL		0001		01/15/08	
0497	08/28/07	JURY/TRIAL BY JURY	VH 1/15/08	0001	VC	01/22/08	
0498	08/28/07	CALC/CALENDAR CALL		0002		01/15/08	
0499	08/28/07	JURY/TRIAL BY JURY	VH 1/15/08	0002	VC	01/22/08	
0500	08/28/07	CALC/CALENDAR CALL		0003		01/15/08	
0501	08/28/07	JURY/TRIAL BY JURY	VH 1/15/08	0003	VC	01/22/08	
0502	08/28/07	CALC/CALENDAR CALL		0004		11/29/07	
0503	08/28/07	JURY/TRIAL BY JURY	VH 11/29/07	0004	VC	12/03/07	
0504	08/16/07	MOT /DEFT CARROLL'S MOTION TO STRIKE DEATH PENALTY AGGRAVATORS/208		0004	DN	10/11/07	
0505	08/29/07	MOT /DEFT'S MTN FOR DISCOVERY /209		0001	GR	09/11/07	
0506	08/30/07	TRAN/REPORTER'S TRANSCRIPT STATUS CHECK TRIAL SETTING		MP		08/28/07	
0507	09/05/07	ORDR/ORDER APPOINTING PSYCHIATRIST FOR DEATH PENALTY MITIGATION		0004		09/05/07	
0508	09/11/07	APPL/EX PARTE APPLICATION FOR EXCESS FEES AND INTERIM COMPENSATION		0001			
0509	09/11/07	EXPR/EX PARTE ORDER FOR EXCESS FEES AND INTERIM COMPENSATION		0001		09/11/07	
0510	09/11/07	ORDR/ORDER FOR EXCESS FEES		0001		09/11/07	
0511	09/20/07	ORDR/ORDER FOR EXCESS FEES		0001		09/20/07	
0512	09/20/07	ORDR/ORDER FOR REQUEST FOR INTERIM COMPENSATION		0001		09/20/07	
0513	09/27/07	TRAN/REPORTER'S TRANSCRIPT DEFENDANT CARROLLS MOTION TO STRIKE DEATH PENALTY		0004		09/20/07	Y
AGGRAVATORS							
0514	10/02/07	SUBT/SUBSTITUTION OF ATTORNEY		0003			
0515	10/04/07	OPPS/STATES OPPOSITION TODEFENDANT CARROLLS MOTION TO STRIKE DEATH PENALTY		0004			Y
AGGRAVATORS							
0516	10/09/07	APPL/EX PARTE APPLICATION FOR EXTENSION OF VISITATION		0001			
0517	10/09/07	ORDR/ORDER FOR CONTINUATION OF VISITATION		0001		10/09/07	
0518	10/24/07	MOT /DEFT'S PRO PER MTN ON PTN TO MARRY/210		0005	GR	11/06/07	
0519	11/09/07	LIST/NOTICE OF EXPERT WITNESS		0004			
0520	11/14/07	NOTC/AMENDED NOTICE OF EVIDENCE IN AGGRAVATION		0004			
0521	11/20/07	SUBT/SUBSTITUTION OF ATTORNEY		0002			
0522	11/21/07	CRTF/CERTIFICATE OF SERVICE		0002		11/21/07	
0523	11/21/07	NCA /PROPOSED JURY QUESTIONNAIRE		0004			
0524	11/21/07	ROC /RECEIPT OF COPY		0004		11/21/07	
0525	11/26/07	RAO /MEDIA REQUEST AND ORDER		0004			
0526	11/27/07	ORDR/ORDER DENYING DEFENDANTS MOTION TO STRIKE DEATH PENALTY AGGRAVATORS		0004	HG	10/11/07	
0527	11/27/07	ORDR/ORDER FOR DAILY TRANSCRIPTS		0004		11/27/07	
0528	11/29/07	JURY/TRIAL BY JURY	VJ 12/3/07	0004	VC	12/06/07	

(Continued to page 19)

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0529	12/07/07	RAO	/MEDIA REQUEST AND ORDER	AL			
0530	01/02/08	REQT/MOTION REQUESTING ADDITIONAL FUNDS FOR INVESTIGATION	0005				
0531	01/05/08	HEAR/STATE'S REQUEST STATUS CHECK - AGREED	0001	MH	01/15/08		
0532	01/07/08	MOT /DEFT'S MTN FOR AUDIBILITY HEARING & TRANSCRIPT APPROVAL/213	0002		02/14/08		
0533	01/08/08	MOT /DFT'S MTN TO SUPPRESS CUSTODIAL STATEMENTS/214	0002		02/14/08		
0534	01/08/08	MOT /DFT'S MTN TO JOIN HIDALGO'S MTN FOR AUDIBILITY HEARING/215	0003		02/05/08		
0535	01/08/08	MOT /DFT'S MTN TO JOIN HIDALGO'S MTN FOR SEVERANCE/216	0003	GR	01/15/08		
0536	01/08/08	MOT /DEFT'S MTN TO SET BAIL /217	0002	MH	01/15/08		
0537	01/08/08	MOT /DEFT'S MTN FOR SEVERANCE FROM CAPITL/218	0002	GR	01/15/08		
0538	01/08/08	MOT /DEFT'S SECOND MTN TO RECONSIDER MTN TO STRIKE AGGRAVATING CIRCUMSTANCES	0001	DN	01/23/08		
0539	01/09/08	NOTC/AMENDED NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATION CIRCUMSTANCES	0004				
0540	01/09/08	NOTC/AMENDED NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATING CIRCUMSTANCES	0002				
0541	01/10/08	NOTC/SECOND AMENDED NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATING CIRCUMSTANCES	0001				
0542	01/09/08	NOTC/AMENDED NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATING CIRCUMSTANCES	0001				
0543	01/10/08	REQT/NOTICE OF MOTION AND MOTION TO FILE AMENDED NOTICE ALLEGING AN ADDITIONAL AGGRAVATING CIRCUMSTANCE	MP				Y
0544	01/09/08	NOTC/AMENDED NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATING CIRCUMSTANCES	0003				
0545	01/11/08	MOT /DEFT'S MTN TO JOIN IN MTN TO SET BAIL/220	0003	VC	01/29/08		
0546	01/15/08	MOT /ALL PENDING MOTIONS 1/15/08	AL		01/15/08		
0547	01/15/08	JURY/TRIAL BY JURY VY 1/23/08	0001	VC	01/28/08		
0548	01/15/08	JURY/TRIAL BY JURY	0002	VC	02/11/08		
0549	01/15/08	JURY/TRIAL BY JURY VJ 2/4/08	0003	VC	02/11/08		
0550	01/14/08	ROC /RECEIPT OF COPY	0003		01/14/08		
0551	01/14/08	LIST/DEFENDANT LUIS A HIDALGO III'S NOTICE OF WITNESSES	0002				
0552	01/18/08	OPPS/OPPOSITION TO DEFTS SECOND MOTION TO RECONSIDER MOTION TO STRIKE	0001				Y
0553	01/17/08	REQT/EX PARTE MOTION REQUESTING ADDITIONAL FUNDS FOR INVESTIGATION AND ORDER	0005				
0554	01/23/08	JURY/TRIAL BY JURY	0001	JV	02/08/08		
0555	01/22/08	LIST/DEFENDANT LUIS A HIDALGO III S NOTICE OF EXPERT WITNESSES	0002				
0556	01/22/08	TRAN/REPORTER'S TRANSCRIPT CALENDAR CALL	0004		11/29/07		
0557	01/24/08	OCAL/MINUTE ORDER RE: RE: BAIL FOR DEFTS. HILDALGO AND	AL		01/24/08		
0558	01/22/08	TRAN/REPORTER'S TRANSCRIPT DEFENDANT CARROLLS MOTION TO STRIKE DEATH PENALTY	0004		10/09/07		Y

AGGRAVATORS

(Continued to page 20)

05-C-212667-C		(Continuation	Page	20)
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC SCH/PER C
0559	01/23/08	ORDR/ORDER DENYING MOTION TO STRIKE AGGRAVATING CIRCUMSTANCES	0001 0001	01/23/08
0560	01/24/08	LIST/DEFENDANT LUIS A HIDALGO IIIS SUPPLEMENTAL NOTICE OF EXPERT WITNESSES	0002 0002	
0561	01/23/08	ORDR/ORDER FOR DAILY TRANSCRIPTS	0001	01/23/08
0562	01/25/08	MOT /DEFT'S MTN IN LIMINE TO ALLOW STATEMENT/227	0001 0001	MT 02/05/08
0563	01/24/08	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO SUPPRESS HIS CUSTODIAL STATEMENTS	0002 0002	
0564	01/25/08	LIST/SUPPLEMENTAL NOTICE OF WITNESSES	0001	
0565	01/25/08	TRAN/REPORTER'S TRANSCRIPT MOTIONS	AL	01/15/08
0566	01/25/08	ORDR/EX PARTE APPLICATION AND ORDER FOR A HAIRCUT BY A BARBER	0001 0001	01/25/08
0567	01/29/08	TRB /TRIAL BEGINS		01/29/08
0568	01/30/08	MOT /ALL PENDING MOTIONS 1/29/08	AL	01/29/08
0569	01/29/08	INFO/SECOND AMENDED INFORMATION	0001	01/29/08
0570	02/01/08	MOT /DEFT'S MTN TO SET BAIL /229	0002	DN 02/07/08
0571	02/04/08	OCAL/STATUS CHECK:SENTENCING	0003	OC 04/15/08
0572	01/30/08	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL JURY VOIR DIRE DAY ONE	0001 0001	01/29/08
0573	01/30/08	OTTE/EX PARTE ORDER TO TRANSPORT	0001	SH 02/01/08
0574	01/30/08	OTTE/EX PARTE ORDER TO TRANSPORT	0001	SH 02/01/08
0575	02/04/08	PLEA/CHANGE OF PLEA	0003	02/04/08
0576	01/30/08	OTTE/EX PARTE ORDER TO TRANSPORT	0001	SH 02/01/08
0577	01/31/08	PROF/OFFER OF PROOF	0001	
0578	01/31/08	ROC /RECEIPT OF COPY	0001	01/31/08
0579	01/31/08	ROC /RECEIPT OF COPY	0001	01/31/08
0580	01/31/08	LIST/NOTICE OF WITNESS FOR PENALTY PHASE	0001	
0581	01/31/08	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL JURY VOIR DIRE DAY TWO	0001 0001	01/30/08
0582	01/31/08	LIST/NOTICE OF DEFTS EXPERT WITNESS FOR PENALTY PHASE	0001 0001	
0583	02/05/08	MOT /ALL PENDING MOTIONS 2/5/08	AL	02/05/08
0584	02/04/08	LIST/SUPPLEMTNTAL NOTICE OF WITNESSES	0002	
0585	02/04/08	TRAN/REPORTER'S TRANSCRIPT EXCERPT OF PROCEEDINGS TESTIMONY OF RONTEA ZONE	0001 0001	02/01/08
0586	02/01/08	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL DAY THREE	0001 0001	01/31/08
0587	02/04/08	TRAN/REPORTER'S TRANSCRIPT DEPOSITION OF OMAR MANOR	0001 0001	06/26/07
0588	02/04/08	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL DAY FOUR	0001 0001	02/01/08
0589	02/05/08	LIST/SUPPLEMENTAL NOTICE OF WITNESSES	0002	
0590	02/05/08	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL DAY FIVE	0001 0001	02/04/08
0591	02/05/08	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL DAY FIVE JAYSON TAOIPUS TESTIMONY	0001 0001	02/04/08
0592	02/05/08	OTTE/ORDER TO TRANSPORT	0001	02/05/08
0593	02/05/08	REQT/MOTION TO PRECLUDE TESTIMONY FROM DETECTIVES RE THEIR INTERPRETATION OF THIRD PHONE CONVERSATIONS	0001 0001	Y
0594	02/05/08	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL DAY THREE	0001 0001	01/31/08

(Continued to page 21)

05-C-212667-C		(Continuation	Page	21)	
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER C
0595	02/08/08	MOT /DEFT'S MTN FOR DISCLOSURE/233	0002		02/14/08
0596	02/08/08	MOT /DEFT'S MTN FOR DISCLOSURE OF THE EXISTENCE/234	0002		02/14/08
0597	02/08/08	MOT /DEFT'S MTN TO COMPEL PRODUCTION OF HANDWRITTEN NOTES/235	0002		02/14/08
0598	02/08/08	SENT/SENTENCING	0001	GR	03/20/08
0599	02/07/08	LIST/DEFENDANT LUIS A HIDALGO III S SUPPLEMENTAL NOTICE OF WITNESSES	0002		
0600	01/31/08	JLST/DISTRICT COURT JURY LIST	0001		
0601	02/08/08	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL DAY EIGHT	0001		02/07/08
0602	02/07/08	LIST/DEFENDANT LUIS A HIDALGO III S SUPPLEMENTAL NOTICE OF EXPERT WITNESSES	0001		
0603	02/07/08	TRAN/REPORTER'S TRANSCRIPT JURY TRIAL DAY SEVEN	0001		02/06/08
0604	02/07/08	TRAN/REPORTER'S TRANSCRIPT ESPINDOLA PLEA	0003		02/04/08
0605	02/08/08	OTTE/ORDER TO TRANSPORT	0002	SH	02/08/08
0606	02/11/08	JURY/TRIAL BY JURY VH 2/14/08	0002	SH	02/10/08
0607	02/11/08	HEAR/HEARING:POTENTIAL CONFLICT	0002	VC	02/19/08
0608	02/11/08	TRE /TRIAL ENDS		MH	02/14/08
0609	02/08/08	JMNT/VERDICT (COUNT 1)	0001		02/08/08
0610	02/08/08	JMNT/VERDICT (COUNT 2)	S		02/12/08
0611	02/08/08	INST/INSTRUCTIONS TO THE JURY	AL		02/08/08
0612	02/11/08	LIST/DEFT LUIS A HIDALGO III'S SECOND SUPPLEMENTAL NTC OF WITNESSES	MP		02/11/08
0613	02/04/08	INFO/THIRD AMENDED INFORMATION	MP		
0614	02/04/08	MEMO/GUILTY PLEA MEMORANDUM/AGREEMENT	0003		02/04/08
0615	02/11/08	NOTC/NOTICE OF HABITUAL CRIMINALITY	0003		
0616	02/12/08	MEMO/MEMORANDUM OF LAW REGARDING JOINT REPRESENTATION OF CO DEFENDANTS	0001		
0617	02/13/08	MOT /ALL PENDING MOTIONS 2/7/08	0002		
0618	02/12/08	LIST/DEFENDANT LUIS A HIDALGO III S THIRD SUPPLEMENTAL NOTICE OF WITNESSES	0002		02/07/08
0619	02/14/08	JURY/TRIAL BY JURY	0002		02/21/08
0620	02/14/08	MOT /ALL PENDING MOTIONS 2/11/08	0002		02/11/08
0621	02/13/08	RSPN/RESPONSE TO STATE OF NEVADAS MEMORANDUM OF LAW REGARDING JOINT REPRESENTATION OF CO DEFENDANTS	0002		
0622	02/15/08	MOT /DEFT'SMTN FOR NEW TRIAL AND REQUEST FOR AN EVIDENTIARY HEARING/242	0001	DN	03/11/08
0623	02/15/08	TRAN/REPORTER'S TRANSCRIPT VERDICT	0001		02/08/08
0624	02/20/08	MOT /DEFT'S MTN TO DISMISS OR MTN TO STRIKE/243 VJ 5/22 STAY BY NSC	0002	VC	05/22/08
0626	02/21/08	JURY/TRIAL BY JURY VJ 2/21/08	0002		02/22/08
0627	02/22/08	CALC/CALENDAR CALL VJ 5/1/08	0002	VC	05/22/08
0628	02/22/08	JURY/TRIAL BY JURY VJ 5/1/08	0002	VC	05/27/08
0629	02/20/08	ROC /RECEIPT OF COPY	0002		
0630	02/06/08	TRAN/REPORTER'S TRANSCRIPT HEARING RE JURY TRIAL DAY SIX	0001		02/15/08
			0001		02/05/08

(Continued to page 22)

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0631	02/22/08	OPPS/STATES	OPPOSITION TO DEFENDANT COUNTS	0001			
			MOTION FOR NEW TRIAL	0001			
0632	02/26/08	MOT /ALL	PENDING MOTIONS 2/26/08	0001		02/26/08	
0633	03/06/08	NISD/NOTICE	OF INTENT TO SEEK DEATH PENALTY	0002		03/06/08	
0634	03/10/08	MOT /ALL	PENDING MOTIONS 2/14/08	0002		02/14/08	
0635	03/14/08	ORDR/ORDER	DENYING DEFENDANTS MOTION FOR NEW TRIAL	0001	HG	03/11/08	
				0001			
0636	03/20/08	TRAN/REPORTER'S	TRANSCRIPT CHANGE OF PLEA	0005		06/06/07	
0637	03/25/08	NOEV/NOTICE	OF EXHIBITS IN THE VAULT			01/29/08	
0638	03/25/08	NOEV/NOTICE	OF EXHIBITS IN THE VAULT			03/20/08	
0639	03/28/08	SRCC/SENTENCE	TO RUN CONSECUTIVE TO CALIFORNIA TIME	0001			
				0001			
0640	03/28/08	ORDR/ORDER		0001			
0641	03/28/08	ORDR/ORDER		0001			
0642	03/31/08	JMNT/JUDGMENT	OF CONVICTION/ADMIN ASSESSMENT	0001		04/01/08	
0643	03/31/08	JMNT/JUDGMENT	OF CONVICTION/GENETIC TESTING	0001		04/01/08	
0644	03/31/08	JMNT/JUDGMENT	OF CONVICTION/ADMIN ASSESSMENT	0005		04/01/08	
0645	03/31/08	JMNT/JUDGMENT	OF CONVICTION/GENETIC TESTING	0005		04/01/08	
0646	04/07/08	EXPR/EX PARTE	ORDER FOR EXCESS FEES AND FINAL COMPENSATION	0001		04/07/08	
				0001			
0647	04/07/08	APPL/EX PARTE	APPLICATION FOR EXCESS FEES	0001			
0648	04/09/08	MOT /STATE'S	MTN TO CONDUCT VIDEOTAPED TESTIMONY OF A COOPERATING WITNESS/250	0002	OC	04/17/08	
				0002			
0650	04/15/08	MOT /ALL	PENDING MOTIONS 4/15/08	AL		04/15/08	
0651	02/04/08	AGRE/AGREEMENT	TO TESTIFY	0003			
0652	04/16/08	OPPS/OPPOSITION	TO STATES MTN TO CONDUCT VIDEOTAPED TESTIMONY OF COOPERATING WITNESS	0002		04/10/08	Y
				0002			
0653	04/23/08	ORDR/EX PARTE	APPLICATION AND ORDER FOR REQUEST FOR FUNDS	0001		04/23/08	
				0001			
0654	04/23/08	ORDR/ORDER	FOR FUNDS	0001		04/23/08	
0655	04/30/08	NOAS/NOTICE	OF APPEAL (51549)	0001	AP	04/30/08	
0656	04/30/08	REQT/REQUEST	FOR ROUGH DRAFT TRANSCRIPT	0001			
0657	04/30/08	STAT/CASE	APPEAL STATEMENT	0001			
0658	04/30/08	REQT/REQUEST	FOR ROUGH DRAFT TRANSCRIPT	0001			
0659	05/05/08	TRAN/REPORTER'S	TRANSCRIPT OF MOTIONS	0002		04/17/08	
0660	05/08/08	FUS /FILED	UNDER SEAL ORDER SEALING AGREEMENT TO TESTIFY AND EXHIBIT 2 OF	0003			Y
				0003			
			OPPOSITION TO STATES MOTION TO CONDUCT VIDEOTAPED TESTIMONY OF A COOPERATING WITNESS				
0661	05/09/08	TRAN/REPORTER'S	TRANSCRIPT ALL PENDING MOTIONS	0001		01/22/08	
				0001			
0662	05/09/08	TRAN/REPORTER'S	TRANSCRIPT ALL PENDING MOTIONS	0001		04/23/08	
				0001			
0663	02/08/08	PFNU/PROPOSED	VERDICT FORMS NOT USED AT TRIAL	0001			
0664	05/20/08	TRAN/REPORTER'S	TRANSCRIPT OF PROCEEDINGS SENTENCING	0001	HG	03/20/08	
				0001			
0665	05/20/08	TRAN/REPORTER'S	TRANSCRIPT OF DEFENDANTS MOTION FOR NEW TRIAL AND REQUEST FOR	0001	HG	03/11/08	Y
				0001			
			EVIDENTIARY HEARING				
0666	05/29/08	OCAL/STATUS	CHECK: TRIAL SETTING	0002	MH	06/17/08	
0667	06/05/08	ORDR/ORDER	FOR FUNDS	0001		06/05/08	

(Continued to page 23)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0668	06/18/08	CALC/CALENDAR CALL	0002		01/22/09	
0669	06/18/08	JURY/TRIAL BY JURY VH 1/22/09	0002	VC	01/26/09	
0670	06/18/08	NISD/AMENDED NOTICE OF INTENT TO SEEK DEATH PENALTY	0002		06/18/08	
0671	06/14/08	NOEV/NOTICE OF TRANSCRIPTS BOX IN FILE ROOM	AL			
0672	06/25/08	MOT /STATES MTN TO CONSOLIDATE WITH C241394/256	0002	OC	07/22/08	
0673	06/26/08	APPL/EX PARTE APPLICATION FOR ADDITIONAL MITIGATION EXPERT INVESTIGATIVE FEES	0004			Y
PURSUANT TO NRS 7.135						
0674	06/26/08	ORDR/ORDER	0004		06/26/08	
0675	06/30/08	MOT /NOTICE OF INTENT REV OF PROB	0005	PN	07/10/08	
0676	07/03/08	TRAN/REPORTER'S TRANSCRIPT STATUS CHECK TRIAL SETTING/AFFIDAVIT DEFENDANTS MOTION	0002		07/03/08	Y
FOR DISCLOSURE OF EXISTENCE OF ELECTRONIC SURVEILLANCE DEFENDANTS MOTION FOR DISCLOSURE OF INTERCEPTED COMMUNICATIONS						
0677	08/19/08	ORDR/ORDER ADMITTING DEFENDANT TO PROBATION AND FIXING THE TERMS THEREOF	0002		08/19/08	
0678	10/13/08	FUS /FILED UNDER SEAL - EX PARTE APPLICATION FOR DEFT LUIS A HIDALGO III TO BE TRANSPORTED FROM THE CLARK COUNTY DETENTION CENTER TO THE LAW OFFICES OF GORDON SILVER	0002			Y
0679	10/14/08	ORDR/ORDER TO SEAL EX PARTE APPLICATION AND ORDER TO TRANSPORT	MP		10/14/08	
0680	10/14/08	FUS /FILED UNDER SEAL - DEFENDANT LUIS A HIDALGO IIIS EX PARTE ORDER TO TRANSPORT	MP		10/14/08	
0681	10/20/08	HEAR/TRIAL SETTING	0004	MH	10/23/08	
0682	10/20/08	NISD/AMENDED NOTICE OF INTENT TO SEEK DEATH PENALTY	0004			
0683	10/23/08	CALC/CALENDAR CALL	0004		06/11/09	
0684	10/23/08	JURY/TRIAL BY JURY	0004		06/15/09	
0685	10/28/08	TRAN/REPORTER'S TRANSCRIPT OF HEARING RE TRIAL SETTING	0004		10/23/08	
0686	10/30/08	FUS /FILED UNDER SEAL - RECORDERS TRANSCRIPT OF HEARING RE MOTIONS	0002		02/14/08	
0687	10/30/08	TRAN/REPORTER'S TRANSCRIPT OF HEARING RE DEFTS MTN TO SET BAIL	0002		02/07/08	
0688	10/30/08	ORDR/ORDER TO SEAL	0002		10/30/08	
0689	11/13/08	HEAR/STATE'S REQUEST STATUS CHECK ON MTN TO CONSOLIDATE C241394	0002	GR	01/16/09	
0690	11/21/08	SUBT/SUBSTITUTION OF ATTORNEYS	0002		11/21/08	
0691	12/08/08	OPPS/DEFTS LUIS HIDALGO JR AND LUIS HIDALGO IIIS OPPOSITION TO THE MTN TO CONSOLIDATE CASE NO C241394 INTO C212667	0002	SH	12/19/08	Y
0692	12/08/08	REQT/DEFT LUIS A HIDALGO IIIS MTN TO STRIKE THE AMENDED NOTICE TO SEEK DEATH PENALTY	0002			
0693	12/15/08	RSPN/RESPONSE TO DEFT LUIS HIDALGO JR AND LUIS HIDALGO IIIS OPPOSITION TO	0002			Y
CONSOLIDATE CASE NO C241394 INTO C212667						
0694	12/22/08	CASO/CASE (RE)OPENED			12/22/08	
0695	12/22/08	NOTC/DEFT LUIS A HIDALGO IIIS AMENDED NOTICE TO STRIKE THE AMENDED NOTICE TO SEEK	MP			Y

(Continued to page 24)

05-C-212667-C		(Continuation Page 24)	
NO. FILED/REC CODE	REASON/DESCRIPTION	FOR	OC SCH/PER C
DEATH PENALTY			
0696 12/29/08	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE STATES REQUEST FOR STATUS CHECK ON	0002 0002	Y
MOTION TO CONSOLIDATE			
0697 12/29/08	FUS /FILED UNDER SEAL - EX PARTE APPLICATION FOR LUIS HIDALGO III TO BE TRANSPORTED	0002 0002	Y
FROM THE CLARK COUNTY DETENTION CENTER TO THE LAW OFFICE OF GORDON SILVER			
0698 12/29/08	ORDR/ORDER TO SEAL EX PARTE APPLICATION AND ORDER TO TRANSPORT	0002 0002	
0699 12/29/08	FUS /FILED UNDER SEAL - DEFT LUIS A HIDALGO IIIS EX PARTE ORDER TO TRANSPORT	0002 0002	
0700 12/31/08	OPPS/STATES OPPOSITION TO DEFT LUIS A HIDALGO IIIS AMENDED NOTICE TO STRIKE THE	0002 0002	Y
AMENDED NOTICE TO SEEK DEATH PENALTY			
0701 01/05/09	LIST/DEFT LUIS A HIDALGO III'S 3RD SUPPLEMENTAL NOTICE OF EXPERT WITNESSES	0002 0002	
0702 01/07/09	MOT /STATE'S MTN TO REMOVE MR GENTILE AS ATTORNEY OR TO REQ WAIVERS/262	0002 0002	MR 01/16/09
0703 01/06/09	NWEW/NOTICE OF EXPERT WITNESSES	0002	
0704 01/08/09	MOT /DEFT'S MTN FOR FAIR & ADEQUATE VOIR DIRE/263	0002 0002	MT 01/16/09
0705 01/07/09	NWEW/NOTICE OF WITNESSES AND/OR EXPERT WITNESSES	0002 0002	
0706 01/12/09	TRAN/REPORTER'S TRANSCRIPT - STATES REQUEST - STATUS CHECK ON MTN TO CONSOLIDATE	0002 0002	
0707 01/16/09	MOT /ALL PENDING MOTIONS 1-16-09	0002	01/16/09
0708 01/15/09	EXPR/DEFENDANT LUIS A HIDALGO IIIS EX PARTE ORDER TO TRANSPORT	MP MP	
0709 01/15/09	EXPT/EX PARTE APPLICATION FOR DEFT LUIS A HIDALGO III TO BE TRANSPORTED FROM THE CLARK COUNTY DETENTION CENTER TO THE LAW OFFICES OF GORDON SILVER	0002 0002	Y
0710 01/15/09	ORDR/ORDER TO SEAL EX PARTE APPLICATION AND ORDER TO TRANSPORT	0002 0002	
0711 01/16/09	WAIV/WAIVER OF RIGHTS TO A DETERMINATION OF PENALTY BY THE TRIAL JURY	0002 0002	01/16/09
0712 01/16/09	ORDR/ORDER GRANTING THE STATES MOTION TO CONSOLIDATE C241394 INTO C212667	0002 0002	01/16/09
0713 01/16/09	NOTC/SUPPLEMENTAL NOTICE OF WITNESSES	0002	
0714 01/22/09	JURY/TRIAL BY JURY	0002	02/17/09
0715 01/23/09	HEAR/DECISION:MATTERS ADDRESSED ON 1/22/09	0002	01/23/09
0716 01/23/09	HEAR/STATE'S REQUEST FOR CLARIFICATION	0002	01/26/09
0717 01/20/09	NWEW/NOTICE OF WITNESSES AND/OR EXPERT WITNESSES	0002 0002	
0718 01/20/09	OPPS/OPPOSITION TO STATE OF NEVADAS MTN IN LIMINE TO EXCLUDE TESTIMONY OF VALERIE	0002 0002	Y
FRIDLAND			
0719 01/27/09	TRB /TRIAL BEGINS		01/27/09
0720 01/26/09	NWEW/DEFENDANTS SUPPLEMENTAL NOTICE OF WITNESSES	0002 0002	
0721 01/26/09	INFO/FOURTH AMENDED INFORMATION	0002	01/26/09
0722 01/29/09	SUBP/SUBPOENA - CRIMINAL	0002	
0723 01/29/09	MEMO/LUIS A HIDALGO JRS TRIAL MEMORANDUM - REDACTED	0002 0002	

(Continued to page 25)

05-C-212667-C		(Continuation	Page	25)		
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0724	02/02/09	NWEW/SUPPLEMENTAL NOTICE OF WITNESSES AND/OR EXPERT WITNESSES	0002			
0725	02/04/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE EXCERPT OF PROCEEDINGS	0002			
0726	02/03/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE EXCERPT OF PROCEEDINGS - EXCERPT OF PROCEEDINGS - STATES OPENING STATEMENT	0002			Y
0727	02/05/09	TRAN/REPORTER'S TRANSCRIPT OF HEARING RE EXCERPT OF PROCEEDINGS	0002			
0728	02/10/09	NWEW/DEFTS FIRST SUPPLEMENTAL NOTICE OF WITNESSES	0002			
0729	02/10/09	BNCH/BENCH WARRANT ISSUED	0005	QU	03/25/09	
0730	02/11/09	AWAR/STATUS CHANGE: ACTIVE TO WARRANT				
0731	01/09/09	ORDR/ORDER ADMITTING TO PRACTICE	0002			
0732	02/18/09	SENT/SENTENCING VJ 5/1/09	0002	VC	05/05/09	
0733	02/10/09	TRAN/REPORTER'S TRANSCRIPT EXCERPT OF PROCEEDINGS OF ANABEL ESPINDOLAS	0002		02/09/09	Y
TESTIMONY						
0734	02/12/09	PFNU/PROPOSED VERDICT FORMS NOT USED AT TRIAL	0002			
0735	02/18/09	MOT /O.R. RELEASE/BAIL REDUCTION VA 2/18/09	0003	VC	02/24/09	
0736	02/18/09	MOT /DEFT'S MTN FIR O.R. RELEASE FOR HOUSE ARREST/271	0003		02/24/09	
0737	02/18/09	REQT/MOTION FOR OWN RECOGNIZANCE RELEASE FOR HOUSE ARREST	0003			
0738	02/17/09	JMNT/VERDICT	0002		02/20/09	
0739	02/24/09	EXPT/EX PARTE APPLICATION TO EXTEND TIME TO FILE MTN FOR NEW TRIAL	0002			
0740	02/24/09	EXPR/DEFENDANTS LUI EX PARTE ORDER TO EXTEND TIME TO FILE MTN FOR NEW TRIAL	0002			
0741	02/17/09	INST/INSTRUCTIONS TO THE JURY - INSTRUCTION NO 1	0002			
0742	03/10/09	MOT /DEFT'S MTN FOR JUDGMENT OF ACQUITTAL/272	0002		05/01/09	
0743	03/10/09	MOT /DEFT'S MTN FOR JUDGMENT OF ACQUITTAL/273	0002	VC	04/21/09	
0744	03/11/09	REQT/SUPPLEMENT TO LUIS A HIDALGO JRS MOTION FOR JUDGMENT OF ACQUITTAL OR IN THE	0002			Y
ALTERNATIVE A NEW TRIAL						
0745	03/17/09	OPPS/STATES OPPOSITION TO DEFT LUIS HIDALGO IIIS MTN FOR JUDGMENT OF ACQUITTAL OR	0002			Y
IN THE ALTERNATIVE A NEW TRIAL						
0746	03/18/09	ORDR/ORDER FOR EXPEDITED TRANSCRIPT	0003			
0747	03/18/09	TRAN/RECORDER'S TRANSCRIPT OF DEFTS MTN FOR OR RELEASE FOR HOUSE ARREST	0003			
0748	03/20/09	ORDR/STIPULATION AND ORDER TO CONTINUE HEARING ON DEFTS LUIS A HIDALGO JRS AND	AL		03/20/09	Y
LUIS A HIDALGO IIIS MTNS FOR JUDGMENT OF ACQUITTAL OR IN THE ALTERNATIVE A NEW TRIAL						
0749	03/23/09	NOTC/NOTICE OF ENTRY OF ORDER TO CONTINUE HEARING ON DEFTS LUIS A HIDALGO JRS AND	AL		03/20/09	Y
LUIS A HIDALGO IIIS MTNS FOR JUDGMENT OF ACQUITTAL OR IN THE ALTERNATIVE A NEW TRIAL						
0750	03/31/09	APCL/APPEAL TO SUPREME COURT: CLOSED (51549)			03/27/09	

(Continued to page 26)

05-C-212667-C		(Continuation Page 26)	
NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR OC SCH/PER C
0751	04/15/09	RPLY/REPLY TO THE STATES OPPOSITION TO DEFT LUIS HIDALGO IIIS MTN FOR JUDGMENT OF ACQUITTAL OR IN THE ALTERNATIVE A NEW TRIAL	0002 0002 02/17/09
0752	04/21/09	TRE /TRIAL ENDS	0002
0753	04/17/09	RPLY/REPLY TO STATES OPPOSITION TO DEFT LUIS A HIDALGO JRS MTN FOR JUDGMENT OF ACQUITTAL OR IN THE ALTERNATIVE A NEW TRIAL	0002 0002 04/28/09
0754	04/24/09	JMNT/CLERK'S CERTIFICATE JUDGMENT AFFIRMED	0001
0755	04/27/09	PTAT/SUPPLEMENTAL POINTS AND AUTHORITIES TO DEFT LUIS A HIDALGO JRS MTN FOR JUDGMENT OF ACQUITTAL OR IN THE ALTERNATIVE A NEW TRIAL	0002 0002 06/02/09
0756	05/01/09	OCAL/STATUS CHECK: SENTENCING	0002
0757	05/05/09	WTOA/STATUS CHANGE: WARRANT TO ACTIVE	0005
0758	05/05/09	BNCH/BENCH WARRANT RETURN	0005
0759	05/07/09	HEAR/REVOCATION OF PROBATION	0004
0761	05/28/09	NOTC/AMENDED NOTICE OF EVIDENCE IN AGGRAVATION	0004 0004
0762	06/02/09	SENT/SENTENCING	0002
0763	02/17/09	PFNU/PROPOSED VERDICT FORMS NOT USED AT TRIAL	0002
0764	06/15/09	OCAL/STATUS CHECK: APPOINTMENT OF DAN ALBREGTS/RESET TRIAL	0004 0004
0765	06/15/09	ORDR/ORDER FOR DAILY TRANSCRIPTS	0004
0767	06/18/09	CALC/CALENDAR CALL	0004
0768	06/18/09	JURY/TRIAL BY JURY	0004
0769	06/19/09	OBJ /LUIS A HIDALGO JRS OBJECTIONS TO THE SUPPLEMENTAL PRESENTENCE INVESTIGATION REPORT	0002 0002 05/13/10 05/17/10
0770	06/19/09	MEMO/LUIS A HIDALGO JRS SENTENCING MEMORANDUM	0002
0771	06/19/09	MEMO/LUIS A HIDALGO IIIS SENTENCING MEMORANDUM	0002 0002
0772	06/23/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE JURY TRIAL - HEARD 06-15-09	0004 0004
0773	06/29/09	ORDR/ORDER FOR TRANSCRIPT	0001
0774	06/19/09	ORDR/ORDER REGARDING PLAINTIFFS MOTION TO STAY PROCEEDINGS	0004 0004
0775	06/19/09	ORDR/ORDER	0004
0776	07/06/09	JMNT/AMENDED JUDGMENT OF CONVICTION	0005
0777	07/06/09	EXPT/EX PARTE APPLICATION REQUESTING THAT DEFT LUIS A HIDALGO IIIS EX PARTE APPLICATION REQUESTING AN ORDER DECLARING HIM INDIGENT FOR PURPOSES OF APPOINTING APPELLATE COUNSEL BE SEALED	0002 0002 07/07/09
0778	07/06/09	EXPR/EX PARTE ORDER DECLARING LUIS A HIDALGO JR INDIGENT FOR PURPOSES OF APPOINTING	0002 0002
0779	07/06/09	APPELLATE COUNSEL EXPT/EX PARTE APPLICATION REQUESTING THAT DEFTS LUIS A HIDALGO JRS EX-PARTE APPLICATION REQUESTING AN ORDER DECLARING HIM INDIGENT FOR PURPOSES OF APPOINTING APPELLATE COUNSEL BE SEALED	0002 0002 07/06/09
0780	07/06/09	EXPR/EX PARTE ORDER TO SEAL EX-PARTE APPLICATION TO DECLARE LUIS A HIDALGO JR INDIGENT FOR PURPOSES OF APPOINTING APPELLATE COUNSEL	0002 0002
0781	07/06/09	EXPT/EX PARTE APPLICATION REQUESTING THAT DEFT LUIS A HIDALGO III BE DECLARED	0002 0002

(Continued to page 27)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
INDIGENT FOR PURPOSES OF APPOINTING APPELLATE COUNSEL						
0782	07/06/09	EXPR/EX PARTE ORDER DECLARING LUIS A HIDALGO	0002			Y
		III INDIGENT FOR PURPOSES OF APPOINTING	0002			
APPELLATE COUNSEL						
0783	07/06/09	EXPT/EX PARTE APPLICATION REQUESTING THAT	0002			Y
		DEFT LUIS A HIDALGO JR BE DECLARED	0002			
INDIGENT FOR PURPOSES OF APPOINTING APPELLATE COUNSEL						
0784	07/10/09	JMNT/JUDGMENT OF CONVICTION/ADMIN ASSESSMENT	0002		07/13/09	
0785	07/10/09	JMNT/JUDGMENT OF CONVICTION/GENETIC TESTING	0002		07/13/09	
0786	07/13/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE	0002			
		SENTENCING - HEARD 6-23-09	0002			
0787	07/09/09	ORDR/ORDER FOR EXPEDITED TRANSCRIPTS	0002			
0788	07/14/09	TRAN/RECORDER'S TRANSCRIPT OF HEARING RE	0004			Y
		STATUS CHECK - APPOINTMENT OF DAN	0004			
ALBREGTS - RESET TRIAL - HEARD 06-18-09						
0789	06/23/09	ORDR/ORDER DIRECTING THE DEPT OF PAROLE AND	0002			Y
		PROBATION TO MAKE THE FOLLOWING	0002			
CORRECTIONS TO THE PRESENTENCE INVESTIGATION REPORTS FOR THE ABOVE REFERENCED DEFENDANTS						
0790	07/16/09	NOAS/LUIS A HIDALGO JRS NOTICE OF APPEAL	0002	AP		
0791	07/16/09	NOAS/LUIS A HIDALGO IIIS NOTICE OF APPEAL	0002	AP		

JOC

ORIGINAL

2009 JUL 10 A 8:27

CLERK OF THE COURT

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

CASE NO. C241394

-vs-

DEPT. NO. XXI

LUIS HIDALGO, JR.
aka Luis A. Hidalgo
#1579522

Defendant.

JUDGMENT OF CONVICTION
(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 – CONSPIRACY TO COMMIT MURDER (Category B Felony), in violation of NRS 199.480, 200.010, 200.030, and COUNT 2 – MURDER WITH USE OF A DEADLY WEAPON (Category A Felony), NRS 200.010, 200.030, 193.165; and the matter having been tried before a jury and the Defendant having been found guilty of the crimes of COUNT 1 – CONSPIRACY TO COMMIT A BATTERY WITH A DEADLY WEAPON (Gross Misdemeanor), in violation of NRS 199.480, 200.481, COUNT 2 – SECOND DEGREE MURDER WITH USE OF A DEADLY WEAPON (Category A Felony), NRS 200.010, 200.030, 193.165; thereafter, on the 23RD day of June, 2009, the Defendant

1 was present in court for sentencing with his counsel, DOMINIC GENTILE, ESQ., and
2 PAOLO ARMENI, ESQ., and good cause appearing,

3 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in
4 addition to the \$25.00 Administrative Assessment Fee and \$150.00 DNA Analysis Fee
5 including testing to determine genetic markers, the Defendant is SENTENCED to the
6 Nevada Department of Corrections (NDC) as follows: AS TO COUNT 1 - TO TWELVE
7 (12) MONTHS in the Clark County Detention Center (CCDC); AS TO COUNT 2 - TO
8 LIFE with a MINIMUM parole eligibility of ONE HUNDRED TWENTY (120) MONTHS,
9 plus an EQUAL and CONSECUTIVE term of LIFE with a MINIMUM parole eligibility of
10 ONE HUNDRED TWENTY (120) MONTHS for the Use of a Deadly Weapon, COUNT 2
11 to run CONCURRENT with COUNT 1, with ONE HUNDRED EIGHTY-FOUR (184)
12 DAYS credit for time served.
13
14
15

16
17 DATED this 25th day of June , 2009

18
19
20 
21 VALERIE ADAIR
22 DISTRICT JUDGE 
23
24
25
26
27
28

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA vs Hidalgo Jr, Luis

02/11/08 11:30 AM 00 GRAND JURY INDICTMENT

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

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

PARTIES:	STATE OF NEVADA	Y
005043	Laurent, Christopher J.	Y
007135	Pesci, Giancarlo	Y

John Whesdos, Grand Jury Foreman, 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 07AGJ101X to the Court. COURT ORDERED, the indictment may be filed and is assigned Case Number C241394, Department XIV. COURT ORDERED, BENCH WARRANT WILL ISSUE, NO BAIL and bail can be revisited by Judge Mosley. Exhibit(s) 1-16 lodged with Clerk of District Court.

CUSTODY

2/20/08 1:30 PM ARRAIGNMENT

02/20/08 01:30 PM 00 INITIAL ARRAIGNMENT

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

OFFICERS: Roshonda Mayfield, Court Clerk
 Kiara Schmidt, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
007135	Pesci, Giancarlo	Y
006955	Di Giacomo, Marc P.	Y
0001 D1	Hidalgo Jr, Luis	Y
001923	Gentile, Dominic P.	Y
008357	Armeni, Paola M.	Y

Counsel advised it is requested that this matter be remanded to Department 21 with also being set for a status check. COURT SO ORDERED. DEFT. HIDALGO ARRAIGNED, PLED NOT GUILTY and INVOKED THE 60-DAY RULE. COURT FURTHER ORDERED, matter set for trial; counsel is allowed 21 days from the filing of the preliminary transcript to file any writs.

CUSTODY

2/26/08 9:30 A.M. STATUS CHECK: TRIAL SETTING

3/27/08 9:30 A.M. CALENDAR CALL (DEPT. 21)

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA

vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 001

3/31/08 10:00 A.M. JURY TRIAL (DEPT. 21)

02/26/08 09:30 AM 00 STATUS CHECK: TRIAL SETTING
VC 3/10/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
007135 Pesci, Giancarlo
006955 Di Giacomo, Marc P.

0001 D1 Hidalgo Jr, Luis
001923 Gentile, Dominic P.

Y
Y
Y

Y
Y

Mr. Gentile requested that a bail hearing be set for his client. Colloquy regarding scheduling of hearing. COURT ORDERED, matter set for bail hearing; matter on this day also CONTINUED.

CUSTODY

3/3/08 9:30 AM DEFENDANT'S MOTION FOR BAIL HEARING...STATUS CHECK TRIAL
SETTING

CONTINUED TO: 03/03/08 09:30 AM 01

03/20/08 09:30 AM 00 PLTF'S MTN TO COMPEL HANDWRITING
EXAMPLARS/10

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
007135 Pesci, Giancarlo

0001 D1 Hidalgo Jr, Luis
001923 Gentile, Dominic P.

Y
Y

Y
Y

Colloquy regarding Plaintiff's Motion to Compel Handwriting Exemplars. COURT ORDERED, GRANTED. Mr. Gentile state that his client has been in custody approximately six weeks and has been on single cell lock-down. The informed the Court that makes it difficult to communicate with his client. COURT ORDERED, the Judicial Executive Assistant is to phone the jail and inform them that the Defendant is to be removed from the single cell lock-down; if

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA

vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 002

there is a reason from the jail that precludes the Court's order, the matter may be put back on calendar. Mr. Gentile stated his will not be ready for trial on 3/31/08 and there are many motions calendar and others that will be placed on calendar. COURT ORDERED, trial date VACATED and RESET.

CUSTODY

4/24/08 9:30 AM CALENDAR CALL

4/24/08 10:00 AM JURY TRIAL

CLERK'S NOTE: At the request of Mr. Gentile, COURT ORDERED, motions calendared on 3/27/08 are CONTINUED to 4/1/08. dh

03/27/08 09:30 AM 02 DEFT'S MTN FOR PRETRIAL RELEASE ON BAIL
WITH CONDITIONS OF HOME CONFINEMENT/21

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Cheryl Carpenter, Reporter/Recorder

PARTIES: STATE OF NEVADA
006955 Di Giacomo, Marc P.
007135 Pesci, Giancarlo

0001 D1 Hidalgo Jr, Luis
001923 Gentile, Dominic P.

Y
Y
Y

Y
Y

Mr. DiGiacomo argued that bail should be set at \$2,000,000.00 and that he surrender his passport. He further advised that Mr. Hidalgo has been visiting Ms. Espindola at the jail using the false identification of his father. Mr. Pesci provided the Court with visitation records. COURT ORDERED, matter CONTINUED for Decision.

CUSTODY

4/1/08 9:30 AM DECISION: BAIL AMOUNT

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 003

04/01/08 09:30 AM 00 DECISION: BAIL AMOUNT

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	007135 Pesci, Giancarlo	Y
	006955 Di Giacomo, Marc P.	Y
	0001 D1 Hidalgo Jr, Luis	Y
	001923 Gentile, Dominic P.	Y

Mr. Gentile stated that Mr. Hidalgo Jr. never used his father's identification when visiting the jail. He stated that after investigating the situation, there was a problem with the jails computer system, and once the mistake was made, it continually defaulted to the wrong Hidalgo. Following further arguments by Mr. Gentile and Mr. DiGiacomo, COURT ORDERED, BAIL IS SET at \$650,000.00 with House Arrest. FURTHER, the Defendant is to SURRENDER HIS PASSPORT and is to have NO CONTACT WHATSOEVER with Ms. Espindola. Colloquy regarding trial date. Counsel advised the State will be moving to consolidate this case with the other case. Mr. Gentile advised he will maintain the passport until he finds out where it is to be surrendered.

CUSTODY

04/17/08 09:30 AM 00 ALL PENDING MOTIONS 4/17/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Debra Winn, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	006955 Di Giacomo, Marc P.	Y
	007135 Pesci, Giancarlo	Y
	0001 D1 Hidalgo Jr, Luis	Y
	001923 Gentile, Dominic P.	Y

DEFENDANT'S MOTION FOR COURT TO ALLOW PRESENTATION OF EVIDENCE TO THE JURY...DEFENDANT'S MOTION TO PROHIBIT ARGUMENT ON DETERRENCE OR TO PERMIT EVIDENCE OF LACK OF DETERRENCE...MOTION TO PROHIBIT THE STATE OF NEVADA FROM INTRODUCING EVIDENCE AND ARGUMENT REGARDING MITIGATING CIRCUMSTANCES THAT ARE NOT APPLICABLE TO LUIS HIDALGO JR...DEFENDANT'S MOTION TO DECLARE AS UNCONSTITUTIONAL THE UNBRIDLED DISCRETION OF PROSECUTION TO SEEK THE DEATH PENALTY...DEFENDANT'S MOTION FOR DISCLOSURE OF THE EXISTENCE OF ELECTRONIC SURVEILLANCE...STATE'S NOTICE OF MOTION AND MOTION TO CONDUCT VIDEOTAPED

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA

vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 004

TESTIMONY OF A COOPERATING WITNESS...DEFENDANT'S MOTION FOR DISCLOSURE OF INTERCEPTED COMMUNICATIONS...DEFENDANT'S MOTION TO STRIKE THE DEATH PENALTY AS UNCONSTITUTIONAL BASED ON ITS ALLOWANCE OF INHERENTLY UNRELIABLE EVIDENCE...DEFENDANT'S MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH PENALTY...DEFENDANT'S MOTION TO STRIKE DEATH PENALTY BASED UPON UNCONSTITUTIONALITY...DEFENDANT'S MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH BASED UPON UNCONSTITUTIONAL WEIGHING EQUATION...DEFENDANT'S MOTION TO DISMISS COUNT ONE OF THE INDICTMENT FOR DUPLICITY OR, IN THE ALTERNATIVE, FOR AN ELECTION...DEFENDANT'S MOTION TO BIFURCATE PENALTY PHASE PROCEEDINGS

COURT ORDERED, as follows:

Defendant's Motion for Court to Allow Presentation of Evidence to the Jury was not addressed;

Defendant's Motion to Prohibit Argument on Deterrence or to Permit Evidence of Lack of Deterrence is DENIED so long as the State contends they are not going to argue deterrence;

Motion to Prohibit the State of Nevada from Introducing Evidence and Argument Regarding Mitigating Circumstances that are not Applicable to Luis Hidalgo Jr. is GRANTED;

Defendant's Motion to Declare as Unconstitutional the Unbridled Discretion of Prosecution to Seek the Death Penalty is DENIED;

Defendant's Motion for disclosure of the Existence of Electronic Surveillance and Defendant's Motion for Disclosure of Intercepted Communications cannot be decided without an Affidavit from Christopher Lalli in the District Attorney's Office. Mr. Digiacomo stated he has no knowledge that the State ever uses electronic surveillance or intercepted communications. COURT ORDERED, motions CONTINUED and matter set for a Status Check regarding affidavit;

State's Notice of Motion and Motion to Conduct Videotaped Testimony of a Cooperating Witness is CONTINUED;

Defendant's Motion to Strike the Death Penalty as Unconstitutional Based on its Allowance of Inherently Unreliable Evidence, Defendant's Motion to Strike Notice of Intent To Seek Death Penalty, Defendant's Motion to Strike Death Penalty Based Upon Unconstitutionality, Defendant's Motion to Strike Notice of Intent to Seek Death Based Upon Unconstitutional Weighing Equation and Defendant's Motion to Bifurcate Penalty Phase Proceedings are DENIED.

As to Defendant's Motion to Dismiss Count One of the Indictment for Duplicity or, in the Alternative, for an Election; Court directed the State to prepare and file and amended indictment taking duplicate language out.

CUSTODY

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA

vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 005

5/1/01 9:30 AM DEFENDANT'S MOTION FOR DISCLOSURE OF THE EXISTENCE OF ELECTRONIC SURVEILLANCE...DEFENDANT'S MOTION FOR DISCLOSURE OF INTERCEPTED COMMUNICATIONS...STATE'S MOTION OF MOTION AND MOTION TO CONDUCT VIDEOTAPED TESTIMONY OF A COOPERATING WITNESS...STATUS CHECK: AFFIDAVIT OF CHRISTOPHER LALLI...STATUS CHECK: RESET TRIAL DATE

05/01/08 09:30 AM 00 ALL PENDING MOTIONS 5/1/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
006955 Di Giacomo, Marc P.

0001 D1 Hidalgo Jr, Luis
001923 Gentile, Dominic P.

Y
Y

Y
Y

DEFENDANT'S MOTION FOR DISCLOSURE OF THE EXISTENCE OF ELECTRONIC SURVEILLANCE...DEFENDANT'S MOTION FOR DISCLOSURE OF INTERCEPTED COMMUNICATIONS...STATE'S MOTION TO CONDUCT VIDEOTAPED TESTIMONY OF A COOPERATING WITNESS...STATUS CHECK: AFFIDAVIT/C. LALLI...STATUS CHECK: TRIAL SETTING

Opposition to State's Motion to Conduct Videotaped Testimony, Affidavit of Christopher Lalli and Amended Indictment FILED IN OPEN COURT.

Argument by Mr. DiGiacomo. Court advised the State did make some good arguments; however, did not see the difference from any other informant or accomplice who was going to give testimony. Typically, the Court's procedure is to allow the video taped testimony as this is done with the Court and all parties present. The only drawback to this is that the jury does not get to evaluate the demeanor of the witness personally. Colloquy between Court and counsel regarding this being a deposition or preservation of testimony. Mr. Gentile argued this was in fact a deposition to preserve testimony; however, the statute should apply and there was no judicial empowerment to preserve this testimony. Further, Mr. Gentile argued that what the State was failing to recognize was that no inherent power existed, that there were strict guidelines as to when a deposition could take place, and more importantly, that an accomplice was an exemption to the statute. Mr. Gentile advanced the proposition that the only reason the State wanted to depose this witness was so that they could keep their promise to release her from custody. Regardless, the Court had a duty and the motivation to see that the statute was complied with. State argued they had the right to preserve this testimony. Court advised the State made a tactical decision in not calling this witness at the preliminary hearing of Hidalgo III but the Court did not see any extraordinary risk or reason for a video deposition to be done; the same situation exists as at the time prior to the preliminary hearing and

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA

vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 006

the State elected not to present the testimony. COURT ORDERED, motion to CONDUCT VIDEOTAPED TESTIMONY of cooperating witness DENIED as to both Hidalgo Jr. and Hidalgo III, although the reasoning did not apply to both, as one case was an indictment; the facts and circumstances of both cases were the same.

Mr. DiGiacomo presented the Affidavit of Christopher Lalli to the Court and advised the statute required Mr. Roger and Mr. Roger only to order the wiretap, but Mr. Lalli was the Assistant District Attorney and prepared the affidavit which the State believed complied with the Court's Order. Mr. Gentile stated he didn't know if the affidavit complied or not as he was just now seeing it. Court inquired where Mr. Roger's affidavit was as in looking at this affidavit it may not be sufficient, it's lacking with regard to knowledge. Mr. Gentile requested a continuance with regard to this matter to determine whether or not there is compliance with the Court's order and the statute. COURT SO ORDERED.

Colloquy between Court and Counsel regarding a trial date for the Hidalgo Jr. (C241394) case. Mr. DiGiacomo stated the Hidalgo III case (C212667) still showed a trial date, but that it had been stayed by the Nevada Supreme Court. COURT ORDERED, that trial date (C212667) would be VACATED; case C241394 SET FOR TRIAL.

6/3/08 9:30 AM STATUS CHECK: AFFIDAVIT...DEFENDANT'S MOTION FOR DISCLOSURE OF THE EXISTENCE OF ELECTRONIC SURVEILLANCE...DEFENDANT'S MOTION FOR DISCLOSURE OF INTERCEPTED COMMUNICATIONS

8/14/08 9:30 AM CALENDAR CALL

8/18/08 10:00 AM JURY TRIAL

06/03/08 09:30 AM 00 ALL PENDING MOTIONS 6-3-08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: REBECCA FOSTER, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA

Y

DEFT'S MOTION FOR DISCLOSURE OF THE EXISTENCE OF ELECTRONIC SURVEILLANCE...DEFT'S MOTION FOR DISCLOSURE OF INTERCEPTED COMMUNICATIONS

CLERK'S NOTE: Matters were previously continued to 6-17-08.

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA

vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 007

06/17/08 09:30 AM 00 ALL PENDING MOTIONS 6/17/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/RecorderPARTIES: STATE OF NEVADA
006955 Di Giacomo, Marc P.

0001 D1 Hidalgo Jr, Luis
001923 Gentile, Dominic P.
008357 Armeni, Paola M.Y
Y

Y
Y
YDEFENDANT'S MOTION FOR DISCLOSURE OF THE EXISTENCE OF ELECTRONIC
SURVEILLANCE...DEFENDANT'S MOTION FOR DISCLOSURE OF INTERCEPTED
COMMUNICATIONS...STATUS CHECK: AFFIDAVIT

Mr. DiGiacomo advised that the ruling from the Supreme Court was issued and the State will file amended an amended notice to conform with the ruling. He further stated the ruling is very narrow as to what the State can do, which may necessitate a briefing schedule. He informed parties that the State does not have electronic surveillance or intercepted communications. COURT ORDERED, Defendant's motions are OFF CALENDAR. Colloquy regarding filing of motion to consolidate this case with C212667. Mr. DiGiacomo stated that if the cases are consolidated, there will be trial strategy problems; Mr. Hidalgo III is speaking with other counsel, just in case. He further stated that if consolidated, this case will not be ready for trial on 8/18/08. Mr. DiGiacomo brought up the subject of Mr. Gentile's request for evidence and that he is free to view it at the vault. Also, the issue regarding the hard drives and whether they are available in pristine condition is in question.

The Court directed the State to file a written motion regarding consolidation and Mr. Gentile may file an opposition. Mr. Gentile state that if the cases are consolidated, it raises issues regarding the trial date and whether or not he will be able to represent both Defendants; Mr. Hidalgo III is now speaking with other counsel in case there is a consolidation. Mr. Gentile stated the Supreme Court ruling was very narrow in terms of what the State will be permitted to do; he believes the State will seek an opportunity to include information in their notice that wasn't there originally, specifically information from Annabella. He further advised he will challenge a new notice of intent that will require briefing, answer and a Court's ruling before deciding on a final motion to consolidate. The Court informed Mr. Gentile that should the State add information regarding Annabella, he can file an opposition to the amended notice. Upon further inquiry, Mr. DiGiacomo stated the notice will be filed within two days. Mr. DiGiacomo stated he received a letter regarding the evidence view. He further stated that he has invited the defense team to view the file and evidence at Metro; there is an issue regarding the hard drive and whether or not it is in pristine condition. Mr. DiGiacomo advised he will provide the

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA

vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 008

hand writing exemplars as requested, as well as the Silverton records. He informed parties that the State does not have electronic surveillance or intercepted communications. Colloquy regarding trial date in case C212667. COURT ORDERED, trial date STANDS in this case and trial set in January, 2009 for case C212667. If the cases are not consolidated, Mr. Gentile will try one case in January and the other case in August.

BOND

07/22/08 09:30 AM 02 DEFT'S MTN TO CONSOLIDATE WITH
C241394/39

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
007135 Pesci, Giancarlo
0001 D1 Hidalgo Jr, Luis
001923 Gentile, Dominic P.
008357 Armeni, Paola M.

Y
Y
N
Y
Y

Defendant Hidalgo Jr. not present. COURT ORDERED, his presence is WAIVED for this hearing. Mr. Gentile requested more time to respond to the State's Motion to Consolidate. Upon Court's inquire Mr. Gentile stated he is still willing to represent both Hidalgo defendants as long as the cases are not consolidated. He further stated he will be filing a challenge regarding seeking the death penalty as to Luis Hidalgo, III, but he is uncertain regarding this issue as to Luis Hidalgo, Jr. Colloquy regarding trial dates. COURT ORDERED, States' Motions to Consolidate are OFF CALENDAR. FURTHER, trial date VACATED and RESET in case C241294. The Court informed counsel that the cases will be tried back to back, with the in-custody Defendant being tried first, as long as the cases are not consolidated.

BOND

1/22/09 9:30 AM CALENDAR CALL

1/26/09 10:00 AM JURY TRIAL

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 009

11/20/08 09:30 AM 00 STATE'S REQUEST STATUS CHECK ON MTN TO
CONSOLIDATE C212667

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	007135 Pesci, Giancarlo	Y
	006955 Di Giacomo, Marc P.	Y
	0001 D1 Hidalgo Jr, Luis	Y
	001923 Gentile, Dominic P.	Y
	008357 Armeni, Paola M.	Y

Mr. Gentile introduced Chris Adams, Esq. from Atlanta, who will be substituting in as counsel for Luis Hidalgo, III; also John Arascata, Esq. from Reno will be appearing later. He further stated that these attorneys will be representing Hidalgo, III because of the issues that can be raised between Hidalgo, III and Hidalgo, Jr. and because of the Nevada Supreme Court's narrow mandate in their ruling. Mr. Gentile advised he will continue to represent Hidalgo, Jr. and requested additional time to file oppositions for the Motions to Consolidate cases C212667 and C241394. Mr. Digiacomo requested time for the State to file replies to Mr. Gentile's opposition. COURT ORDERED, Mr. Gentile's opposition is due by 12/4/08 and the State's reply is due by 12/11/08. FURTHER, Motions to Consolidate CONTINUED in cases C212667 and C241394.

BOND

CONTINUED TO: 12/19/08 09:30 AM 01

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 010

12/19/08 09:30 AM 00 ALL PENDING MOTIONS 12/19/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Carole D'Aloia, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	006955 Di Giacomo, Marc P.	Y
	007135 Pesci, Giancarlo	Y
	0001 D1 Hidalgo Jr, Luis	Y
	001923 Gentile, Dominic P.	Y
	008357 Armeni, Paola M.	Y

STATE'S REQUEST STATUS CHECK ON MOTION TO CONSOLIDATE C241394 WITH
C212667...DEFENDANTS' MOTIONS TO STRIKE THE AMENDED NOTICE OT SEEK DEATH
PENALTY

Christopher W. Adams, Esq., from Atlanta, Georgia, also present on behalf of Defendant Hidalgo III. Mr. Arrascada advised he has filed an Order for association of counsel on behalf of Mr. Adams, Court advised it did not see a problem with this and it will sign the Order. Mr. DiGiacomo advised that when he picked-up his copy of Defendants' opposition to the State's motion to consolidate, there were two (2) additional motions to strike the amended notice to seek death penalty on behalf of both Defendants and the State has not had an opportunity to respond and requested time to do so, noting he spoke to Mr. Gentile regarding this matter. Court informed counsel that if the motion is granted, and the notice to seek the death penalty is stricken for either Defendant, the motion to consolidate will not be granted. COURT ORDERED, Defendants' Motions to Strike the Amended Notice to seek Death Penalty CONTINUED. As to the State's motion to consolidate, Mr. Gentile stated his objections on the record. Mr. Gentile informed, if Court grants this motion, it would deprive Defendants their right to eight (8) preemptory challenges each. Mr. Adams advised he is joining in this motion on behalf of Defendant Hildalgo III. Response by Mr. DiGiacomo. Court advised the biggest problem it foresees in granting the motion to consolidate would be during the penalty phase of the trial, where possibly family members would have to choose which of the two (2) Defendants they would testify on behalf of and, then if called upon to testify as to the other Defendant, they could not testify to the contray. Court advised Mr. Gentile his argument was very interesting and, ORDERED, RULING RESERVED to continuance date.

BOND

1/9/09 9:30 AM ALL PENDING MOTIONS

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 011

01/16/09 09:30 AM 00 ALL PENDING MOTIONS 1-16-09

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: REBECCA FOSTER, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	006955 Di Giacomo, Marc P.	Y
	007135 Pesci, Giancarlo	Y
	0001 D1 Hidalgo Jr, Luis	Y
	001923 Gentile, Dominic P.	Y

STATE'S MOTION TO REMOVE MR. GENTILE AS ATTORNEY OR REQUEST WAIVERS AFTER DEFENDANTS HAVE HAD TRUE INDEPENDENT COUNSEL...STATE'S REQUEST STATUS CHECK ON MOTION TO CONSOLIDATE C212667...DEFT'S MOTION FOR FAIR AND ADEQUATE VOIR DIRE

WAIVER OF RIGHTS TO A DETERMINATION OF PENALTY BY THE TRIAL JURY FILED IN OPEN COURT. ORDER GRANTING THE STATE'S MOTION TO CONSOLIDATE C241394 INTO C212667 FILED IN OPEN COURT. Mr. DiGiacomo advised the Court an agreement has been reached between parties as it relates to conflict issue and Notice to Seek Death Penalty against both defts will be withdrawn. Further defense counsel acknowledged there is no conflict as to the guilt phase. Colloquy between Court and counsel regarding charging documents and voir dire process. COURT ORDERED, State's Motion to Remove Mr. Gentile is MOOT; Motion to Consolidate with C241394 is GRANTED; and Deft's Motion for Fair and Adequate Voir Dire is MOOT. Upon request of Mr. DiGiacomo and there being no objection, COURT ORDERED, State's Motion in Limine to Exclude Testimony scheduled on 1-20-09 is CONTINUED to 1-22-09 at 10:15 A.M. COURT FURTHER ORDERED, Deft's Motion to Suppress scheduled for 1-20-09 (C212667) will be heard at 10:15 A.M. with the State's Motion To Exclude.

CUSTODY

01/23/09 10:50 AM 00 DECISION:MATTERS ADDRESSED ON 1/22/09

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk

PARTIES: NO PARTIES PRESENT

COURT ORDERED, the State's Motion in Limine to Exclude the Testimony of Valerie Fridland is GRANTED. FURTHER, as to Hidalgo III's oral objection to the conspiracy count in the Fourth Amended Indictment, the COURT ORDERS that the language objected to be STRICKEN. Additionally, the COURT FINDS that there were two conspiracies; one relating to Timothy Hadland and one

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA

vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 012

relating to Kenneth Counts.

02/12/09 09:30 AM 12 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:

STATE OF NEVADA

007135 Pesci, Giancarlo

006955 Di Giacomo, Marc P.

0001 D1 Hidalgo Jr, Luis

001923 Gentile, Dominic P.

008357 Armeni, Paola M.

Y

Y

Y

Y

Y

Y

OUTSIDE THE PRESENCE OF THE JURY. Jury instructions settled on the record.
IN THE PRESENCE OF THE JURY. Jurors instructed on the law of the case.
OUTSIDE THE PRESENCE OF THE JURY. Mr. Adams requested that any testimony
regarding "bats and bags" be stricken from the testimony. He sited his
reason as being issues regarding due process and trial rights. Mr. Digiacomo
stated there is no legal basis for this request. IN THE PRESENCE OF THE
JURY. Closing arguments by Mr. Pesci. Closing arguments by Mr. Gentile.
Closing arguments by Mr. Adams. Closing arguments by Mr. Digiacomo.

At the hour of 6:45 PM, the jury retires to deliberate. Officer Wooten sworn
to take charge of the jury. The Court released alternates in chairs seven
and fifteen and asked them to provide Officer Wooten with their phone
numbers in case the have to fill in for another juror. Evening recess.
MATTER CONTINUED.

CONTINUED TO: 02/13/09 09:30 AM 13

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 013

02/17/09 09:30 AM 14 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	007135 Pesci, Giancarlo	Y
	006955 Di Giacomo, Marc P.	Y
	0001 D1 Hidalgo Jr, Luis	Y
	001923 Gentile, Dominic P.	Y
	008357 Armeni, Paola M.	Y

IN THE PRESENCE OF THE JURY. At the hour of 3:05 PM the jury returned with the following verdict:

Count 1 - GUILTY of CONSPIRACY TO COMMIT A BATTERY WITH A DEADLY WEAPON OR BATTERY RESULTING IN SUBSTANTIAL BODILY HARM (F)

Count 2 - GUILTY of SECOND DEGREE MURDER WITH USE OF A DEADLY WEAPON (F).

The Court thanked and excused the jurors from service. Mr. Digiacomo requested that Luis Hidalgo Jr. be remanded to custody. COURT SO ORDERED. FURTHER, the matter is referred to the Division of Parole and Probation for a presentence investigation report and SET for sentencing.

CUSTODY

5/5/09 9:30 AM SENTENCING

02/24/09 09:30 AM 00 DEFT ANABEL ESPINDOLA'S MTN FOR OWN
RECOG RELEASE, FOR HOUSE ARREST/56

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Sharon Chun, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES: NO PARTIES PRESENT

COURT ORDERED, OFF CALENDAR; on in error.

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 014

05/01/09 10:30 AM 02 DEFT'S MTN FOR JUDGMENT OF ACQUITTAL/273

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	006955 Di Giacomo, Marc P.	Y
	0001 D1 Hidalgo Jr, Luis	Y
	001923 Gentile, Dominic P.	Y
	008357 Armeni, Paola M.	Y

J. Arrascada, Esq appearing in consolidated case C212667. The Court noted that the question is regarding DeAngelo Carroll's statement. Statement by Ms. Armeni regarding Carroll's statement and his use of the pronoun "you". Mr. Digiacomo argued that what the jury acted appropriately with what the Court instructed them to do. Mr. Gentile advised that a Crawford problem now exists as Carroll never took the stand in this trial. Additionally, the question is what is the magnitude of error of the jury not following their instructions. The Court stated its belief that there was no intentional misconduct. Mr. Gentile cited the Valdez case, which was decided last November by the Nevada Supreme Court; the Nevada statute is based on the advisory committees first draft of the code. Mr. Digiacomo argued that the law is on the State's side in this issue and the Court should not consider what happened in the jury room during deliberations. COURT FINDS, it is very clear that if anything is considered, there will be an Evidentiary Hearing or a ruling at a later date. COURT ORDERED, parties are to brief the issue; objections are due by 5/15/09 and the response is due by 5/22/09.

Mr. Gentile requested that the sentencing be continued as the presentence investigation report was sent to the wrong law firm. Additionally, once the report was received, he found several mistakes in the report. COURT ORDERED, it will reluctantly continue the sentencing, however counsel must file a motion with the Court identifying the alleged errors in the presentence investigation report.

CUSTODY

6/2/09 9:30 AM SENTENCING

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 015

06/02/09 09:30 AM 00 STATUS CHECK: SENTENCING

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Shelly Landwehr/sl, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	006955 Di Giacomo, Marc P.	Y
	007135 Pesci, Giancarlo	Y
	0001 D1 Hidalgo Jr, Luis	Y
	001923 Gentile, Dominic P.	Y
	008357 Armeni, Paola M.	Y

Following conference at the bench, Court advised it addressed the previous Motions in chambers and prepared a minute order. Regarding the corrected pre-sentence investigation report (PSI), COURT ORDERED, both counsel to prepare an Order directing P & P to make the necessary changes. Following conference at the bench, State advised they are willing to accept the changes Deft's attorneys are referring to and suggested the State prepare the Order and to include 6/16/09 as the due date for the PSI; COURT SO ORDERED and matter SET for sentencing.

CUSTODY

06/23/09 10:00 AM SENTENCING (HIDALGO)

06/23/09 10:00 AM 00 SENTENCING

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	007135 Pesci, Giancarlo	Y
	006955 Di Giacomo, Marc P.	Y
	0001 D1 Hidalgo Jr, Luis	Y
	001923 Gentile, Dominic P.	Y
	008357 Armeni, Paola M.	Y

Discussion regarding juror misconduct and misuse of jury instructions. COURT FINDS, there was enough evidence that the conspiracy went beyond simple battery and the Court is not inclined to overturn the verdict. FURTHER, the Court stands by its decision to disallow the testimony of Jayson Taoipu.

Parties argued and submitted. Statement by Defendant. Victim Witnesses Doris

CRIMINAL COURT MINUTES

08-C-241394-C STATE OF NEVADA

vs Hidalgo Jr, Luis

CONTINUED FROM PAGE: 016

Gibbs, Allana Hadland and Jennifer Hadland SWORN AND TESTIFIED. Colloquy regarding redaction of certain section of sentencing memorandum. DEFENDANT HIDALGO JR. ADJUDGED GUILTY of Count I - Conspiracy to Commit Battery with a Deadly Weapon or Battery Resulting in Substantial Bodily Harm (GM) and Count II - Second Degree Murder with use of a Deadly Weapon (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, Defendant SENTENCED as follows:

Count I - TWELVE (12) MONTHS in the Clark County Detention Center (GM);

Count II - Second Degree Murder with Use of a Deadly Weapon (F), plus an EQUAL and CONSECUTIVE term of 120 Months to Life for the deadly weapons enhancement.

BOND, if any EXONERATED. Defendant to receive 184 DAYS CREDIT for time served.

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

06/27/05 09:00 AM 00 INITIAL ARRAIGNMENT

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

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

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
006168	Whipple, Bret O.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
0003 D	Espindola, Anabel	Y
0004 D	Carroll, Deangelo R	Y
004264	Figler, Dayvid J.	Y
005594	Bunin, Joseph D.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

07/11/05 09:00 AM 00 STATE'S REQUEST FOR APPOINTMENT OF
COUNSEL / STATUS

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

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

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
0001 D1	Counts, Kenneth	Y
0002 D	Hidalgo, Luis A	Y
0003 D	Espindola, Anabel	Y
0004 D	Carroll, Deangelo R	Y
004264	Figler, Dayvid J.	Y
005594	Bunin, Joseph D.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 001

07/14/05 09:00 AM 00 ALL PENDING MOTIONS 7/14/05

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

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

PARTIES:	STATE OF NEVADA	Y
001438	Kane, Edward R.	Y
0001 D1	Counts, Kenneth	Y
0002 D	Hidalgo, Luis A	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
0004 D	Carroll, Deangelo R	Y
005594	Bunin, Joseph D.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

08/04/05 09:00 AM 00 ALL PENDING MOTIONS 8/4/05

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

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

PARTIES:	STATE OF NEVADA	Y
006204	Digiacomio, Sandra	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
0004 D	Carroll, Deangelo R	Y
004264	Figler, Dayvid J.	Y
005239	Bunin, Daniel M.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 002

09/21/05 09:00 AM 00 DEFT'S MTN TO PLACE ON CALENDAR FOR THE
PURPOSE OF BEIND APPOINTED AS CO-CNSL/18

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

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

PARTIES:	STATE OF NEVADA	Y
	006955 Di Giacomo, Marc P.	Y
	0002 D Hidalgo, Luis A	Y
	006275 Draskovich Jr, Robert M.	Y

Court noted Mr. DiGiacomo, Mr. Pesci, Mr. Bunin, Mr. Oram, Mr. Draskovich and Mr. Hart were in chambers prior to calendar. Court inquired if Defendant knew him. Defendant indicated he did not. At request of Mr. Stein, who appeared in chambers after meeting but before calendar, COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 10/05/05 09:00 AM 01

09/27/05 09:00 AM 00 ALL PENDING MOTIONS 9/27/05

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

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

PARTIES:	STATE OF NEVADA	Y
	008190 Miller, Ross J.	Y
	0002 D Hidalgo, Luis A	N
	006275 Draskovich Jr, Robert M.	Y
	0003 D Espindola, Anabel	N
	004349 Oram, Christopher R.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 003

10/06/05 09:00 AM 00 ALL PENDING MOTIONS 10/6/05

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

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

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
007135	Pesci, Giancarlo	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
0004 D	Carroll, Deangelo R	Y
004264	Figler, Dayvid J.	Y
005594	Bunin, Joseph D.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

12/22/05 09:00 AM 00 DEFT'S MTN TO STRIKE

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

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

PARTIES:	STATE OF NEVADA	Y
007842	Nelson III, Roy L.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y

Court noted Ms. Weckerly and Mr. Draskovich appeared in chambers prior to calendar. At request of counsel, COURT ORDERED the following briefing schedule: Ms. Weckerly to reply by 1/5 and matter set for argument.

CUSTODY

CLERK'S NOTE: This motion also applies to Deft. Espindola and she should be added to calendar next date.

CONTINUED TO: 01/19/06 09:00 AM 01

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 004

01/19/06 09:00 AM 00 ALL PENDING MOTIONS 1/19/06

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

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

PARTIES:	STATE OF NEVADA	Y
004739	Rutledge, Brian S.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
0003 D	Espindola, Anabel	Y
000041	Stein, Stephen	Y

DEFENDANTS HIDALGO AND ESPINDOLA'S MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH PENALTY

COURT ORDERED, matter CONTINUED TWO WEEKS.

CUSTODY

CONTINUED TO: 2/2/06 @ 9AM

02/02/06 09:00 AM 00 ALL PENDING MOTIONS 2/2/06

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

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

PARTIES:	STATE OF NEVADA	Y
007842	Nelson III, Roy L.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y

DEFTS' MOTION TO STRIKE NOTICE OF INTENT TO SEEK DEATH PENALTY (HIDALGO & ESPINDOLA)

Court noted at request of Mr. Draskovich, COURT ORDERED, matter CONTINUED.

CUSTODY (BOTH)

...CONTINUED 2/17/06 9:00 AM

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 005

03/17/06 09:00 AM 00 ALL PENDING MOTIONS 3/17/06

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

OFFICERS: Jennifer Lott, Relief Clerk
Joe D'Amato, Reporter/Recorder

PARTIES:

	STATE OF NEVADA	N
007135	Pesci, Giancarlo	Y
006955	Di Giacomo, Marc P.	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
000041	Stein, Stephen	Y
0003 D	Espindola, Anabel	Y
004771	Thomas, Jonell	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADAvs Hidalgo, Luis A

CONTINUED FROM PAGE: 006

06/26/06 09:00 AM 00 ALL PENDING MOTIONS 6/26/06

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

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

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
007135	Pesci, Giancarlo	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
004771	Thomas, Jonell	Y
0004 D	Carroll, Deangelo R	Y
004264	Figler, Dayvid J.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 007

08/31/06 09:00 AM 00 ALL PENDING MOTIONS 8/31/06

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

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

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
007135	Pesci, Giancarlo	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
006168	Whipple, Bret O.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
000041	Stein, Stephen	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
004771	Thomas, Jonell	Y
0004 D	Carroll, Deangelo R	N
004264	Figler, Dayvid J.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 008

09/08/06 09:00 AM 00 ALL PENDING MOTIONS 9/8/06

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

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

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
007135	Pesci, Giancarlo	Y
0001 D1	Counts, Kenneth	N
005825	Wildeveld, Kristina M.	Y
006168	Whipple, Bret O.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
000041	Stein, Stephen	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
004771	Thomas, Jonell	Y
0004 D	Carroll, Deangelo R	Y
004264	Figler, Dayvid J.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

11/01/06 01:30 PM 00 MINUTE ORDER RE: RECUSAL- DEPT 14

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

OFFICERS: Carol Donahoo/cd, Relief Clerk

PARTIES: NO PARTIES PRESENT

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 009

12/07/06 09:30 AM 00 TRIAL SETTING

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Sandra Anderson, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
007135	Pesci, Giancarlo	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
006168	Whipple, Bret O.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
001923	Gentile, Dominic P.	Y
0003 D	Espindola, Anabel	N
004349	Oram, Christopher R.	Y
004771	Thomas, Jonell	Y
0004 D	Carroll, Deangelo R	N
004264	Figler, Dayvid J.	Y
005594	Bunin, Joseph D.	Y
0005 D	Taoipu, Jayson	Y
000854	Jackson, Terrence M.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 010

05/15/07 09:30 AM 00 ALL PENDING MOTIONS 05-15-07

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Sandra Anderson, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
007135	Pesci, Giancarlo	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
006168	Whipple, Bret O.	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
004771	Thomas, Jonell	Y
0005 D	Taoipu, Jayson	Y
000854	Jackson, Terrence M.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 011

05/21/07 09:30 AM 00 STATUS CHECK: TRIAL SETTING

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Carol Donahoo, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES:

	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
0001 D1	Counts, Kenneth	Y
006168	Whipple, Bret O.	Y
0002 D	Hidalgo, Luis A	Y
008357	Armeni, Paola M.	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
009835	Hoffman Sacksteder, Megan C.	Y
0004 D	Carroll, Deangelo R	Y
004264	Figler, Dayvid J.	Y
005594	Bunin, Joseph D.	Y
0005 D	Taoipu, Jayson	Y
000854	Jackson, Terrence M.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 012

06/26/07 07:30 AM 00 ALL PENDING MOTIONS 6-26-07

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

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

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
007135	Pesci, Giancarlo	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
006168	Whipple, Bret O.	Y
0002 D	Hidalgo, Luis A	Y
006275	Draskovich Jr, Robert M.	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
004771	Thomas, Jonell	Y

See MINUTES for Defendant 0001: Counts, Kenneth

08/27/07 09:30 AM 00 DEPOSITIONS HEARING

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Tia Everett/te, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: NO PARTIES PRESENT

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 013

08/28/07 09:30 AM 00 ALL PENDING MOTIONS (8/28/07)

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Tia Everett/te, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
007135	Pesci, Giancarlo	Y
006955	Di Giacomo, Marc P.	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
006168	Whipple, Bret O.	Y
0002 D	Hidalgo, Luis A	Y
001923	Gentile, Dominic P.	Y
006275	Draskovich Jr, Robert M.	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
004771	Thomas, Jonell	Y
0004 D	Carroll, Deangelo R	Y
004264	Figler, Dayvid J.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 014

01/15/08 09:30 AM 00 ALL PENDING MOTIONS 1/15/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
007135	Pesci, Giancarlo	Y
0001 D1	Counts, Kenneth	Y
005825	Wildeveld, Kristina M.	Y
006168	Whipple, Bret O.	Y
0002 D	Hidalgo, Luis A	Y
001923	Gentile, Dominic P.	Y
0003 D	Espindola, Anabel	Y
004349	Oram, Christopher R.	Y
0005 D	Taoipu, Jayson	Y
000854	Jackson, Terrence M.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

01/24/08 01:30 PM 00 MINUTE ORDER RE: RE: BAIL FOR DEFTS.
HILDALGO AND

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk

PARTIES: NO PARTIES PRESENT

After taking this matter under consideration, COURT ORDERED, BAIL is SET as to Deft. HILDALGO at EIGHT HUNDRED THOUSAND DOLLARS (\$800,000.) as to DEFT. ESPINDOLA at FIVE HUNDRED FIFTY THOUSAND DOLLARS (\$550,000.).

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 015

02/05/08 09:30 AM 00 ALL PENDING MOTIONS 2/5/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
007135	Pesci, Giancarlo	Y
0001 D1	Counts, Kenneth	Y
006168	Whipple, Bret O.	Y
0002 D	Hidalgo, Luis A	Y
001923	Gentile, Dominic P.	Y
008357	Armeni, Paola M.	Y

See MINUTES for Defendant 0001: Counts, Kenneth

02/07/08 09:30 AM 00 ALL PENDING MOTIONS 2/7/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
0002 D	Hidalgo, Luis A	Y
001923	Gentile, Dominic P.	Y

DEFENDANT'S MOTION FOR AUDIBILITY HEARING AND TRANSCRIPT
APPROVAL...DEFENDANT'S MOTION TO SUPPRESS CUSTODIAL STATEMENTS...DEFENDANT'S
MOTION TO SET BAILMr. Gentile requested that the motions other than the bail motion be
continued to 2/11/08 and that the trial be continued to 2/12/08. COURT SO
ORDERED.The Court noted that Mr. Hidalgo's bail is already set at \$800,000.00. Mr.
Gentile requested that the bail be lowered and the Defendant be placed on
house arrest. Opposition by Mr. DiGiacomo regarding lowering of bail. COURT
ORDERED, Defendant's Motion to Set Bail is DENIED. Pursuant to CONFERENCE AT
BENCH, the Court stated that if the Defendant can come up with \$800,000.00
in property, Mr. Gentile may place the matter back on calendar for a
hearing, however the previous ruling issued regarding lowering bail STANDS
AT THIS POINT

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 016

CUSTODY

2/11/08 9:30 AM DEFENDANT'S MOTION FOR AUDIBILITY HEARING AND TRANSCRIPT
APPROVAL...DEFENDANT'S MOTION TO SUPPRESS CUSTODIAL STATEMENT

02/11/08 09:30 AM 00 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk

PARTIES: STATE OF NEVADA
007135 Pesci, Giancarlo
006955 Di Giacomo, Marc P.

0002 D Hidalgo, Luis A
001923 Gentile, Dominic P.
008357 Armeni, Paola M.

N
Y
Y

N
Y
Y

Pursuant to conference in chambers, COURT ORDERED, trial date VACATED and
RESET. FURTHER, matter set for a hearing regarding potential conflict.

2/13/08 1:30 PM HEARING: POTENTIAL CONFLICT

2/19/08 10:30 AM JURY TRIAL (LUIS HIDALGO III)

02/11/08 09:30 AM 00 ALL PENDING MOTIONS 2/11/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: NO PARTIES PRESENT

DEFENDANT'S MOTION FOR AUDIBILITY HEARING AND TRANSCRIPT
APPROVAL...DEFENDANT'S MOTION TO SUPPRESS CUSTODIAL STATEMENT...DEFENDANT'S
MOTION FOR DISCLOSURE

COURT ORDERED, motions CONTINUED.

CONTINUED TO: 2/14/08 10:30 AM

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 017

02/14/08 10:30 AM 01 HEARING:POTENTIAL CONFLICT

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
007135	Pesci, Giancarlo	Y
0002 D	Hidalgo, Luis A	Y
001923	Gentile, Dominic P.	Y
008357	Armeni, Paola M.	Y

Confidential conflict hearing held.

CUSTODY

02/14/08 10:30 AM 00 ALL PENDING MOTIONS 2/14/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
007035	Jaffe, Steven T.	Y
0002 D	Hidalgo, Luis A	Y
001923	Gentile, Dominic P.	Y
008357	Armeni, Paola M.	Y

DEFENDANT'S MOTION FOR DISCLOSURE...DEFENDANT'S MOTION FOR AUDIBILITY
HEARING AND TRANSCRIPT APPROVAL...DEFENDANT'S MOTION TO SUPPRESS CUSTODIAL
STATEMENTS...DEFENDANT'S MOTION FOR DISCLOSURE OF THE EXISTENCE/DEFT'S
MOTION TO COMPEL PRODUCTION OF HANDWRITTEN NOTES

As to Defendant's Motion for Disclosure of the Existence, Mr. Gentile informed the Court that there was no wiretap. COURT ORDERED, that motion was to be heard on 2/19/08, therefore is to be reset to day and OFF CALENDAR. As to the other part of the motion, Deft's Motion to Compel Production of Handwritten notes, parties agreed there is a Grand Jury transcript of Espindola; Defendant will ask for that. The State has no opposition for the Defendant is entitled to them.

Audibility tapes played on the record. COURT ORDERED, as to Defendant's Motion for Audibility Hearing and Transcript Approval, both transcripts will be provided to the jury and the tape will be played twice per stipulation of

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 018

counsel.

Custodial statements recordings played. Arguments by Ms. Armeni that Defendant was not told he did not have to talk with the Detective. The Court noted he was listening and responding, even though it was not in the manner the Detectives wanted him to respond. Although it was obvious he had a cough, there were long periods of time that he didn't cough. COURT ORDERED, the tape is more appropriate than the transcript. State submitted. Colloquy regarding defense agreement to testify; if introduced to the jury it may create an inference. COURT ORDERED, the only way it will come in is if the door was opened; agrees it is prejudicial, therefore Defendant's Motion to Suppress Custodial Statements was ADDRESSED BY THE COURT.

Defendant's Motion for Disclosure was not addressed.

CUSTODY

02/21/08 01:00 PM 00 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
007135	Pesci, Giancarlo	Y
006955	Di Giacomo, Marc P.	Y
0002 D	Hidalgo, Luis A	Y
001923	Gentile, Dominic P.	Y
008357	Armeni, Paola M.	Y

Colloquy regarding Supreme Court stay of trial. Mr. Digiacomo stated that although there were motions that parties intended to argue, the Stay precludes them from being heard. COURT ORDERED, trial date RESET.

CUSTODY

5/22/08 9:30 AM CALENDAR CALL

5/27/08 10:00 AM JURY TRIAL

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 019

04/15/08 09:30 AM 00 ALL PENDING MOTIONS 4/15/08

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: NO PARTIES PRESENT

STATE'S MOTION TO CONDUCT VIDEOTAPED TESTIMONY OF A COOPERATING WITNESS
(LUIS HIDALGO, III)...STATUS CHECK: SENTENCING (ANABEL ESPINDOLA)

COURT ORDERED, Status Check: Sentencing is OFF CALENDAR.

FURTHER, State's Motion to Conduct Videotaped Testimony of a Cooperating
Witness is CONTINUED.

CUSTODY (BOTH)

4/17/08 9:30 AM STATE'S MOTION TO CONDUCT VIDEOTAPED TESTIMONY OF A
COOPERATING WITNESS (LUIS HIDALGO III)04/17/08 09:30 AM 02 STATE'S MTN TO CONDUCT VIDEOTAPED
TESTIMONY OF A COOPERATING WITNESS/250

HEARD BY: Valerie Adair, Judge; Dept. 21

PARTIES:	STATE OF NEVADA	Y
007135	Pesci, Giancarlo	Y
006955	Di Giacomo, Marc P.	Y
0002 D	Hidalgo, Luis A	Y
001923	Gentile, Dominic P.	Y

As this case has been STAYED by the Supreme Court, COURT ORDERED, OFF
CALENDAR.

CUSTODY

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 020

06/17/08 09:30 AM 00 STATUS CHECK: TRIAL SETTING

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
006955 Di Giacomo, Marc P.
0002 D Hidalgo, Luis A
001923 Gentile, Dominic P.
008357 Armeni, Paola M.

Y
Y
Y
Y
Y

COURT ORDERED, trial date is to be set recognizing that the Court has not ruled on consolidation.

CUSTODY

1/22/09 9:30 AM CALENDAR CALL

1/26/09 10:00 AM JURY TRIAL

07/22/08 09:30 AM 02 STATES MTN TO CONSOLIDATE WITH
C241394/256

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
007135 Pesci, Giancarlo
0002 D Hidalgo, Luis A
001923 Gentile, Dominic P.
008357 Armeni, Paola M.

Y
Y
Y
Y
Y

Mr. Gentile requested more time to respond to the State's Motion to Consolidate. Upon Court's inquire Mr. Gentile stated he is still willing to represent both Hidalgo defendants as long as the cases are not consolidated. He further stated he will be filing a challenge regarding seeking the death penalty as to Luis Hidalgo, III, but he is uncertain regarding this issue as to Luis Hidalgo, Jr. Colloquy regarding trial dates. COURT ORDERED, States' Motions to Consolidate are OFF CALENDAR. FURTHER, trial date VACATED and RESET in case C241294. The Court informed counsel that the cases will be tried back to back, with the in-custody Defendant being tried first, as long as the cases are not consolidated.

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 021

CUSTODY

11/20/08 09:30 AM 00 STATE'S REQUEST STATUS CHECK ON MTN TO
CONSOLIDATE C241394

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
007135	Pesci, Giancarlo	Y
006955	Di Giacomo, Marc P.	Y
0002 D	Hidalgo, Luis A	Y
001923	Gentile, Dominic P.	Y
008357	Armeni, Paola M.	Y

Mr. Gentile introduced Chris Adams, Esq. from Atlanta, who will be substituting in as counsel for Luis Hidalgo, III; also John Arascata, Esq. from Reno will be appearing later. He further stated that these attorneys will be representing Hidalgo, III because of the issues that can be raised between Hidalgo, III and Hidalgo, Jr. and because of the Nevada Supreme Court's narrow mandate in their ruling. Mr. Gentile advised he will continue to represent Hidalgo, Jr. and requested additional time to file oppositions for the Motions to Consolidate cases C212667 and C241394. Mr. Digiacomo requested time for the State to file replies to Mr. Gentile's opposition. COURT ORDERED, Mr. Gentile's opposition is due by 12/4/08 and the State's reply is due by 12/11/08. FURTHER, Motions to Consolidate CONTINUED in cases C212667 and C241394.

CUSTODY

CONTINUED TO: 12/19/08 09:30 AM 01

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 022

12/19/08 09:30 AM 01 STATE'S REQUEST STATUS CHECK ON MTN TO
CONSOLIDATE C241394

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Carole D'Aloia, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
006955 Di Giacomo, Marc P.
0002 D Hidalgo, Luis A
004517 Arrascada, John L.

Y

Y

Y

Y

Christopher W. Adams, Esq., from Atlanta, Georgia, also present on behalf of Defendant Hidalgo III. Mr. Arrascada advised he has filed an Order for association of counsel on behalf of Mr. Adams, Court advised it did not see a problem with this and it will sign the Order. Dominic P. Gentile, Esq., also present on behalf of DEFENDANT HIDALGO, JR., case C241394. Mr. DiGiacomo advised that when he picked-up his copy of Defendants' opposition to the State's motion to consolidate, there were two (2) additional motions to strike the amended notice to seek death penalty on behalf of both Defendants and the State has not had an opportunity to respond and requested time to do so, noting he spoke to Mr. Gentile regarding this matter. Court informed counsel that if the motion is granted, and the notice to seek the death penalty is stricken for either Defendant, the motion to consolidate will not be granted. COURT ORDERED, Defendants' Motions to Strike the Amended Notice to seek Death Penalty CONTINUED. As to the State's motion to consolidate, Mr. Gentile stated his objections on the record. Mr. Gentile informed, if Court grants this motion, it would deprive Defendants their right to eight (8) preemptory challenges each. Mr. Adams advised he is joining in this motion on behalf of Defendant Hildalgo III. Response by Mr. DiGiacomo. Court advised the biggest problem it foresees in granting the motion to consolidate would be during the penalty phase of the trial, where possibly family members would have to choose which of the two (2) Defendants they would testify on behalf of and, then if called upon to testify as to the other Defendant, they could not testify to the contrary. Court advised Mr. Gentile his argument was very interesting and, ORDERED, RULING RESERVED to continuance date.

CUSTODY

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

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 023

01/16/09 09:30 AM 00 ALL PENDING MOTIONS 1-16-09

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: REBECCA FOSTER, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	006955 Di Giacomo, Marc P.	Y
	007135 Pesci, Giancarlo	Y
	0002 D Hidalgo, Luis A	Y
	004517 Arrascada, John L.	Y

STATE'S MOTION TO REMOVE MR. GENTILE AS ATTORNEY OR REQUEST WAIVERS AFTER DEFENDANTS HAVE HAD TRUE INDEPENDENT COUNSEL...STATE'S REQUEST STATUS CHECK ON MOTION TO CONSOLIDATE C241394...DEFT'S MOTION FOR FAIR AND ADEQUATE VOIR DIRE

Christopher W. Adams, Esq, pro hac vice also present. WAIVER OF RIGHTS TO A DETERMINATION OF PENALTY BY THE TRIAL JURY (HILDAGO, JR and HIDALGO III) FILED IN OPEN COURT. ORDER GRANTING THE STATE'S MOTION TO CONSOLIDATE C241394 INTO C212667 FILED IN OPEN COURT. Mr. DiGiacomo advised the Court an agreement has been reached between parties as it relates to conflict issue and Notice to Seek Death Penalty against both defts will be withdrawn. Further defense counsel acknowledged there is no conflict as to the guilt phase. Colloquy between Court and counsel regarding charging documents and voir dire process. COURT ORDERED, State's Motion to Remove Mr. Gentile is MOOT; Motion to Consolidate with C241394 is GRANTED; and Deft'S Motion for Fair and Adequate Voir Dire is MOOT. COURT FURTHER ORDERED, Deft's Motion to Suppress scheduled for 1-20 will be heard at 10:15 with other Motion in Limine to Exclude Testimony (C241394).

CUSTODY

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 024

01/22/09 09:30 AM 00 CALENDAR CALL

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
006955 Di Giacomo, Marc P.
0002 D Hidalgo, Luis A
004517 Arrascada, John L.

Y
Y
Y
Y

Christopher Adams, Esq. appearing in case C212667; Dominic Gentile, Esq. and Paola Armeni, Esq. appearing in consolidated case C241394, with Defendant Luis Hidalgo Jr. Colloquy regarding trial date. Counsel announced ready for trial which should last two weeks with 26 witnesses. Mr. Arrascada stated opposition to parts of the State's Fourth Amended Information. Mr. Digiacomo stated that the Jury must be advised there are two different conspiracies and that he believes it was addressed as to Luis Hidalgo Jr. He further advised that it will require a special verdict form, which is not before the Court at this time.

Consolidated case C241394: STATE'S MOTION IN LIMINE TO EXCLUDE THE TESTIMONY OF VALERIE FRIDLAND...DEFENDANT'S MOTION TO SUPPRESS EVIDENCE...CALENDAR CALL

Arguments by Mr. Gentile regarding the linguistics expert, Valerie Fridland. He stated that the use of pronouns employed by Ms. Espindola in the tapes in which she didn't know she was being recorded and the Grand Jury tapes were different and that the expert will be able to evaluate what was said in order to assist the jury. Opposition by Mr. Digiacomo. The Court stated that this matter will be reviewed further and a ruling will be made on 1/23/09. As to Defendant's Motion to Suppress Evidence, Mr. Gentile submitted on the pleadings. He added that this was a general warrant; the issue regarding Family Court signing the warrant needed to be raised now, or it can't be raised later in front of the Supreme Court. COURT FINDS, Family Court has jurisdiction to sign warrants. Mr. Gentile stated the warrant left too much to the discretion of the searching officers, which violates the Fourth Amendment. Mr. Digiacomo argued that each and every one of the witnesses is tied to a specific crime and there was probable cause for each item listed. COURT FINDS, it was not so general as to be considered a general warrant and ORDERED, Defendant's Motion to Suppress is DENIED. Colloquy regarding pleadings and whether or not new Information would be filed. Additionally, discussion ensued as to possibly striking parts of the Information/Indictment. COURT ORDERED, a ruling will be given on 1/23/09 following further review of the Court's minutes and transcripts.

COURT ORDERED, ORDERED, trial date VACATED and RESET for a firm setting.

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 025

1/27/09 12:30 PM JURY TRIAL (C212667 AND C241394)

01/23/09 10:50 AM 00 DECISION:MATTERS ADDRESSED ON 1/22/09

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk

PARTIES: NO PARTIES PRESENT

COURT ORDERED, the State's Motion in Limine to Exclude the Testimony of Valerie Fridland is GRANTED. FURTHER, as to Hidalgo III's oral objection to the conspiracy count in the Fourth Amended Indictment, the COURT ORDERS that the language objected to be STRICKEN. Additionally, the COURT FINDS that there were two conspiracies; one relating to Timothy Hadland and one relating to Kenneth Counts.

01/27/09 12:30 PM 00 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
007135 Pesci, Giancarlo
006955 Di Giacomo, Marc P.

0002 D Hidalgo, Luis A
004517 Arrascada, John L.

Y
Y
Y

Y
Y

Christopher Adams, Esq. appearing pro hoc vice for Luis Hidalgo, III.
Dominic Gentile, Esq. and Paola Armeni, Esq. appearing for Luis Hidalgo, Jr.
in consolidated case C241394.

IN THE PRESENCE OF THE JURY. Introductions by Court and counsel. Roll of jurors called by the Clerk. Jury selection proceeded. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding for cause challenges. Evening recess. MATTER CONTINUED.

CONTINUED TO: 01/28/09 09:45 AM 01

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 026

01/28/09 09:45 AM 01 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:

STATE OF NEVADA
007135 Pesci, Giancarlo
006955 Di Giacomo, Marc P.

0002 D Hidalgo, Luis A
004517 Arrascada, John L.Y
Y
Y

Y
Y

Christopher Adams, Esq. appearing pro hoc vice for Luis Hidalgo, III.
Dominic Gentile, Esq. and Paola Armeni, Esq. appearing for Luis Hidalgo, Jr.
in consolidated case C241394.

OUTSIDE THE PRESENCE OF THE JURY. The Court noted that juror number fifteen said the stress of this process exacerbated a medical condition and provided a prescription. The Court excused this juror. Discussion regarding transcripts provided by the State; Mr. Adams objected to this. Mr. Gentile stated an audibility hearing was previously held regarding the tape. He requested that the Court listen to the tape and see if the transcript is reasonable decision regarding Anabel's debriefing. He further requested that he be provided the State's notes in order to determine if there may be a Brady issue. Mr. Digiacomo stated the admissibility hearing came before Anabel's plea. Following further discussion, the Court informed counsel that jury selection is to proceed. IN THE PRESENCE OF THE JURY. Roll of jurors called by the Clerk. Jury selection proceeded. OUTSIDE THE PRESENT OF THE JURY. Discussion regarding juror challenges. IN THE PRESENCE OF THE JURY. Jury selection proceeded. CONFERENCE AT BENCH. Evening recess. MATTER CONTINUED.

CONTINUED TO: 01/29/09 10:30 AM 02

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 027

01/29/09 10:30 AM 02 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:

STATE OF NEVADA
007135 Pesci, Giancarlo
006955 Di Giacomo, Marc P.

0002 D Hidalgo, Luis A
004517 Arrascada, John L.Y
Y
Y

Y
Y

Christopher Adams, Esq. appearing pro hoc vice for Defendant Hidalgo III.
Dominic Gentile, Esq. and Paola Armeni, Esq. appearing for Defendant Hidalgo
Jr. in consolidated case C241394.

IN THE PRESENCE OF THE JURY. Jury selection continued. OUTSIDE THE PRESENCE
OF THE JURY. Colloquy regarding jury panel and possible conversations
between some of them regarding the case. Jurors 018 and 052 questioned
separately regarding this issue. IN THE PRESENCE OF THE JURY. Jury selection
continued; voir dire questioning held one at a time outside the presence of
the others in the panel. OUTSIDE THE PRESENCE OF THE JURY. Luis A. Hidalgo
Jr's Trial Memorandum (Redacted) in case C212667 and consolidated case
C241394 FILED IN OPEN COURT. Colloquy regarding differences in transcripts
of Ms. Espindola. The Court noted it may be better to play the tape. Mr.
Gentile agreed and Mr. Digiacomo opposed the suggestion. Discussion
regarding the interview of Ms. Espindola. Mr. Adams requested copies of the
notes of the interview. Following further discussion, the Court directed
counsel to provide highlighted copies of the first and second transcripts
showing the differences; the Court will review these prior to making a
decision. Evening recess. MATTER CONTINUED.

CONTINUED TO: 01/30/09 09:30 AM 03

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 028

02/03/09 10:30 AM 05 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Carol Donahoo (3:45 p.m.), Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES: NO PARTIES PRESENT

CLERK'S NOTE: Minutes incomplete, DO NOT PRINT; DO NOT DISTRIBUTE!!

Carol Donahoo (3:45 p.m.)

Testimony and exhibits presented (see worksheet).

COURT ORDERED, trial CONTINUED and recessed for the evening.

OUTSIDE THE PRESENCE OF THE JURY: Arguments by counsel with respect to the legal issues surrounding the tape recording of Deangelo Carroll. Counsel will revisit this matter tomorrow.

CONTINUED TO: 02/04/09 10:30 AM 06

02/05/09 10:30 AM 07 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES: STATE OF NEVADA
007135 Pesci, Giancarlo
006955 Di Giacomo, Marc P.

0002 D Hidalgo, Luis A
004517 Arrascada, John L.

Y
Y
Y

Y
Y

Christopher Adams, Esq. appearing pro hoc vice for Luis Hidalgo, III.
Dominic Gentile, Esq. and Paola Armeni, Esq. appearing for Luis Hidalgo, Jr.
in consolidated case C241394.

IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet.
OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding proper questioning of Detective McGrath. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. Evening recess. MATTER CONTINUED.

CONTINUED TO: 02/06/09 09:00 AM 08

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 029

02/06/09 09:00 AM 08 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
007135	Pesci, Giancarlo	Y
006955	Di Giacomo, Marc P.	Y
0002 D	Hidalgo, Luis A	Y
004517	Arrascada, John L.	Y

Christopher Adams, Esq. appearing pro hoc vice for Luis Hidalgo, III.
Dominic Gentile, Esq. and Paola Armeni, Esq. appearing for Luis Hidalgo, Jr.
in consolidated case C241394.

IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet.
CONFERENCE AT BENCH. OUTSIDE THE PRESENCE OF THE JURY. Discussion regarding
exhibits. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per
worksheet. CONFERENCE AT BENCH. IN THE PRESENCE OF THE JURY. Testimony and
exhibits presented per worksheet. Evening recess. MATTER CONTINUED.

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

02/11/09 09:30 AM 11 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
007135	Pesci, Giancarlo	Y
006955	Di Giacomo, Marc P.	Y
0002 D	Hidalgo, Luis A	Y
004517	Arrascada, John L.	Y
900531	Adams, Christopher W.	Y

OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding witness being called
who was in the Clark County Detention Center at the same time as Ms.
Espindola. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per
worksheet. OUTSIDE THE PRESENCE OF THE JURY. Discussion regarding testimony
of P.K. Handley. Mr. Gentile requested receipt of evidence given to the
Court to find if there is exculpatory evidence. Following further discussion
regarding this issue. COURT ORDERED, Mr. Gigiacomo is to provide the defense
with a copy of the information, and if not, the State will be precluded from

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 030

recalling Mr. Handley. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. CONFERENCE AT BENCH. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Mr. Digiacomo read Mr. Handley's stated and advised there is no need to ask any other questions. Discussion regarding testimony of Ms. Perez. Mr. Digiacomo informed the Court that Mr. Gentile is requesting Mr. Oram's notes from interviewing Ms. Espindola. Mr. Oram advised he has no problem showing the Court his work product in camera, but feels it would be inappropriate to have to testify. Mr. Gentile argued there is a joint defense argument with Ms. Espindola before she pled. The Court excused Mr. Handley with the caveat that he is to leave his cell phone on in case he has to be called back to Court. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. The Court advised Mr. Hidalgo, Jr. and Mr. Hidalgo, III of their constitutional rights to not be compelled to testify on their own behalf. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. CONFERENCE AT BENCH. Mr. Gentile RESTED. Mr. Arrascada RESTED. OUTSIDE THE PRESENCE OF THE JURY. Discussion regarding rebuttal testimony and what witnesses will be called and how they will be questioned. IN THE PRESENCE OF THE JURY. testimony and exhibits presented per worksheet. CONFERENCE AT BENCH. IN THE PRESENCE OF THE JURY Testimony and exhibits presented per worksheet. CONFERENCE AT BENCH. IN THE PRESENCE OF THE JURY. The State RESTED. OUTSIDE THE PRESENCE OF THE JURY. Counsel directed to provide jury instructions by disc to the Judicial Executive Assistant for modification. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding admission of Taoipu's affidavit in lieu of live testimony, as he has absconded. COURT STATED FINDINGS and ORDERED, that one exculpatory statement may not be used without discussing Hidalgo, III and his involvement. Evening recess. MATTER CONTINUED.

CONTINUED TO: 02/12/09 09:30 AM 12

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 031

02/12/09 09:30 AM 12 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:

STATE OF NEVADA
007135 Pesci, Giancarlo
006955 Di Giacomo, Marc P.

0002 D Hidalgo, Luis A
004517 Arrascada, John L.
900531 Adams, Christopher W.Y
Y
Y

Y
Y
Y

Dominic Gentile, Esq. and Paolo Armeni, Esq. appearing for Luis Hidalgo, Jr. in consolidated case C241394.

OUTSIDE THE PRESENCE OF THE JURY. Jury instructions settled on the record. IN THE PRESENCE OF THE JURY. Jurors instructed on the law of the case. OUTSIDE THE PRESENCE OF THE JURY. Mr. Adams requested that any testimony regarding "bats and bags" be stricken from the testimony. He sited his reason as being issues regarding due process and trial rights. Mr. Digiacomo stated there is no legal basis for this request. IN THE PRESENCE OF THE JURY. Closing arguments by Mr. Pesci. Closing arguments by Mr. Gentile. Closing arguments by Mr. Adams. Closing arguments by Mr. Digiacomo.

At the hour of 6:45 PM, the jury retires to deliberate. Officer Wooten sworn to take charge of the jury. The Court released alternates in chairs seven and fifteen and asked them to provide Officer Wooten with their phone numbers in case the have to fill in for another juror. Evening recess. MATTER CONTINUED.

CONTINUED TO: 02/13/09 09:30 AM 13

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 032

02/17/09 09:30 AM 14 TRIAL BY JURY

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:

STATE OF NEVADA
007135 Pesci, Giancarlo
006955 Di Giacomo, Marc P.

0002 D Hidalgo, Luis A
004517 Arrascada, John L.
900531 Adams, Christopher W.Y
Y
Y

Y
Y
Y

IN THE PRESENCE OF THE JURY. At the hour of 3:05 PM the jury returned with the following verdict:

Count 1 - GUILTY of CONSPIRACY TO COMMIT A BATTERY WITH A DEADLY WEAPON OR BATTERY RESULTING IN SUBSTANTIAL BODILY HARM (F);

Count 2 - GUILTY of SECOND DEGREE MURDER WITH USE OF A DEADLY WEAPON (F):

Count 3 - GUILTY of SOLICITATION TO COMMIT MURDER (F);

Count 4 - GUILTY of SOLICITATION TO COMMIT MURDER

The Court thanked and excused the jurors from service. COURT ORDERED, matter referred to the Division of Parole and Probation for a presentence investigation report and SET for sentencing.

CUSTODY

5/5/09 9:30 AM SENTENCING

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 033

05/01/09 10:30 AM 02 DEFT'S MTN FOR JUDGMENT OF ACQUITTAL/272

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
	006955 Di Giacomo, Marc P.	Y
	0002 D Hidalgo, Luis A	Y
	004517 Arrascada, John L.	Y

Dominic Gentile and Paola Armeni appearing in consolidated case C241394. The Court noted that the question is regarding DeAngelo Carrol's statement. Statement by Ms. Armeni regarding Carrol's statement and his use of the pronoun "you". Mr. Digiacomo argued that what the jury acted appropriately with what the Court instructed them to do. Mr. Gentile advised that a Crawford problem now exists as Carrol never took the stand in this trial. Additionally, the question is what is the magnitude of error of the jury not following their instructions. The Court stated its belief that there was no intentional misconduct. Mr. Gentile cited the Valdez case, which was decided last November by the Nevada Supreme Court; the Nevada statute is based on the advisory committees first draft of the code. Mr. Digiacomo argued that the law is on the State's side in this issue and the Court should not consider what happened in the jury room during deliberations. COURT FINDS, it is very clear that if anything is considered, there will be an Evidentiary Hearing or a ruling at a later date. COURT ORDERED, parties are to brief the issue; objections are due by 5/15/09 and the response is due by 5/22/09.

Mr. Gentile requested that the sentencing be continued as the presentence investigation report was sent to the wrong law firm. Additionally, once the report was received, he found several mistakes in the report. COURT ORDERED, it will reluctantly continue the sentencing, however counsel must file a motion with the Court identifying the alleged errors in the presentence investigation report.

CUSTODY

6/2/09 9:30 AM SENTENCING

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA vs Hidalgo, Luis A

CONTINUED FROM PAGE: 034

06/02/09 09:30 AM 00 STATUS CHECK: SENTENCING

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Shelly Landwehr/sl, Relief Clerk
Janie Olsen, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
006955	Di Giacomo, Marc P.	Y
007135	Pesci, Giancarlo	Y
0002 D	Hidalgo, Luis A	Y
008357	Armeni, Paola M.	Y
001923	Gentile, Dominic P.	Y

Following conference at the bench, Court advised it addressed the previous Motions in chambers and prepared a minute order. Regarding the corrected pre-sentence investigation report (PSI), COURT ORDERED, both counsel to prepare an Order directing P & P to make the necessary changes. Following conference at the bench, State advised they are willing to accept the changes Deft's attorneys are referring to and suggested the State prepare the Order and to include 6/16/09 as the due date for the PSI; COURT SO ORDERED and matter SET for sentencing.

CUSTODY

06/23/09 10:00 AM SENTENCING (HIDALGO)

CRIMINAL COURT MINUTES

05-C-212667-C STATE OF NEVADA

vs Hidalgo, Luis A

CONTINUED FROM PAGE: 035

06/23/09 10:00 AM 00 SENTENCING

HEARD BY: Valerie Adair, Judge; Dept. 21

OFFICERS: Denise Husted, Court Clerk
Janie Olsen, Reporter/Recorder

PARTIES:

STATE OF NEVADA
007135 Pesci, Giancarlo
006955 Di Giacomo, Marc P.

0002 D Hidalgo, Luis A
004517 Arrascada, John L.
900531 Adams, Christopher W.Y
Y
Y

Y
Y
Y

Discussion regarding juror misconduct and misuse of jury instructions. COURT FINDS, there was enough evidence that the conspiracy went beyond simple battery and the Court is not inclined to overturn the verdict. FURTHER, the Court stands by its decision to disallow the testimony of Jayson Taoipu.

Parties argued and submitted. Victim speakers Doris Gibbs, Allana Hadland and Jennifer Hadland SWORN AND TESTIFIED. DEFENDANT HIDALGO III ADJUDGED GUILTY of Count I - Conspiracy to Commit Battery with a Deadly Weapon or Battery (GM), Count II - Second Degree Murder with Use of a Deadly Weapon (F), and Counts III & IV - Solicitation to commit Murder (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and submission to DNA testing under the direction of the Division and payment of a \$150.00 Analysis fee to the Clerk of the Court, Defendant SENTENCED as follows:

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

Count II - MINIMUM of ONE-HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections with a MAXIMUM term of LIFE, plus an EQUAL and CONSECUTIVE term of 120 Months to LIFE for the Deadly Weapons enhancement, Count II to RUN CONCURRENTLY with Count I;

Count III - MINIMUM of TWENTY FOUR (24) MONTHS in the Nevada Department of Corrections with a MAXIMUM term of SEVENTY-TWO (72) MONTHS, Count III to RUN CONCURRENTLY with Counts I & II;

Count IV - MINIMUM of TWENTY FOUR (24) MONTHS in the Nevada Department of Corrections with a MAXIMUM term of SEVENTY TWO (72) MONTHS, Count IV to RUN CONCURRENTLY with Count I, II and III.

BOND, if any EXONERATED. Defendant to receive 1,492 DAYS CREDIT for time served.

07/22/09

E X H I B I T S

10:45 AM

CASE NO. 08-C-241394-C

CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Hidalgo Jr, Luis

[]

<u>NO.</u>	<u>CODE</u>	<u>EXHIBIT DESCRIPTION</u>	<u>SUB</u>	<u>OF/OB</u>	<u>DATE</u>	<u>S</u>
0001	PG	/GRAND JURY EXHIBITS (16)		/	02/15/08	V

07/22/09
CASE NO. 05-C-212667-C

E X H I B I T S

10:40 AM
CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Counts, Kenneth

[E]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0001	P/D	/JUSTICE COURT EXHIBITS	S	/	06/17/05	V
0002	P-D	/JUSTICE COURT EXHIBITS	S	/	12/09/05	V
0003	P1	/DVD	S	AD/NO	04/21/06	V
0004	P2	/TRANSCRIPT	S	AD/NO	04/21/06	V
0005	PCT1	/AFFIDAVIT -BILL FALKNER		AD/ST	01/30/07	V
0006	P1-	/1-4 - AUTOPSY PHOTO 05-3984		AD/ST	01/31/08	V
0007	P5-	/CRIME SCENE PHOTO		AD/ST	01/31/08	V
0008	P6-12	/6-12 CRIME SCENE PHOTO - BODY IN STREET		AD/ST	01/31/08	V
0009	P13	/PHOTO- BLOODY GLASSES		AD/ST	01/31/08	V
0010	P14-	/14-17 PHOTO-STREET W/EVID		AD/ST	01/31/08	V
0011	P18-	/STREET- EVID 4		AD/ST	01/31/08	V
0012	P19-	/STREET EVID 5		AD/ST	01/31/08	V
0013	P20-	/STREET- EVID 6		AD/ST	01/31/08	V
0014	P21-	/21-22 PHOTO- KIA SPORTAGE		AD/ST	01/31/08	V
0015	P23-	/PHOTO- KIA SPORTAGE INTERIOR		AD/ST	01/31/08	V
0016	P24-	/PHOTO- INTERIOR OF CAR- CELL PHONE		AD/ST	01/31/08	V
0017	P25-	/PHOTO- INTERIOR OF CAR- COOLER		AD/ST	01/31/08	V
0018	P26	/PHOTO INT OF CAR - BAG		AD/ST	01/31/08	V
0019	P27	/PHOTO-TRUNK OF CAR ITEMS INSIDE		AD/ST	01/31/08	V
0020	P28	/PHOTO- CELL PHONE		AD/ST	01/31/08	V
0021	P29	/PHOTO- BAG & CONTENTS		AD/ST	01/31/08	V
0022	P30	/PHOTO- BANK DEPOSIT CASE		AD/ST	01/31/08	V
0023	P31	/PHOTO- BEER CAN		AD/ST	01/31/08	V
0024	P32	/PHOTO- INT OF VAN		AD/ST	01/31/08	V
0025	P33	/PHOTO- BACK OF CHEVY VAN 363 NKS		AD/ST	01/31/08	V
0026	P34-	/34-35 PHOTO - SIDE OF VEHICLE		AD/ST	01/31/08	V
0027	P36-	/36-37 PHOTO INT OF VAN		AD/ST	01/31/08	V
0028	P38	/PHOTO- VEHICLE WINDOW PRINT LIFTS		AD/ST	01/31/08	V
0029	P39	/39-40 INT OF VAN		AD/ST	01/31/08	V
0030	P41	/PHOTO-PALOMINO CARDS/SPOONS		AD/ST	01/31/08	V
0031	P42	/PHOTO- SEAT W/PALOMINO CARD		AD/ST	01/31/08	V
0032	P43	/PHOTO- ASH TRAY		AD/ST	01/31/08	V
0033	P44	/PHOTO- INT OF VAN		AD/ST	01/31/08	V
0034	P45	/PHOTO- ASH TRAY		AD/ST	01/31/08	V
0035	P46	/PHOTO- BACK SEAT OF VAN		AD/ST	01/31/08	V
0036	P47	/PHOTO- BACK SEAT OF VAN		AD/ST	01/31/08	V
0037	P48	/PHOTO- INT OF VAN		AD/ST	01/31/08	V
0038	P49	/49-50 PHOTO- INT OF VAN CPHLDR/ASHTRY		AD/ST	01/31/08	V
0039	P51	/PHOTO-DASH OF VAN		AD/ST	01/31/08	V
0040	P52	/PHOTO- WINDSHLD OF VAN		AD/ST	01/31/08	V
0041	P53	/PHOTO-CUPHLDRS		AD/ST	01/31/08	V
0042	P54	/PHOTO-DASH/ASHTRY/GLVE BX		AD/ST	01/31/08	V
0043	P55	/PHOTO-DMV/INSRNC PAPERS		AD/ST	01/31/08	V
0044	P56	/56-57 PHOTO- DMV ENV/DEANGELO CARROLL		AD/ST	01/31/08	V
0045	P58	/PHOTO- DRIVERS SEAT		AD/ST	01/31/08	V
0046	P59	/PHOTO- FRONT SEATS		AD/ST	01/31/08	V
0047	P60	/60-61 HOUSE (ADDRSS 1676		AD/ST	02/04/08	V
0048	P62	/PHOTO- BLACK CHEVY		AD/ST	02/04/08	V
0049	P63	/PHOTO- CLTTRD PATIO		AD/ST	02/04/08	V
0050	P64	/PHOTO- SHELVES W/ITEMS		AD/ST	02/04/08	V
0051	P65	/BLACK METAL		AD/ST	02/04/08	V
0052	P66	/PHOTO BAGS OF BULLETS		AD/ST	02/04/08	V

07/22/09
CASE NO. 05-C-212667-C

E X H I B I T S

10:40 AM
CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Counts, Kenneth

[E]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0053	P67	/PHOTO- FAX MACHINE/MESSY FLOOR		AD/ST	02/04/08	V
0054	P68	/PHOTO- DINING AREA		AD/ST	02/04/08	V
0055	P69	/PHOTO DINING TABLE		AD/ST	02/04/08	V
0056	P70	/PHOTO- CHCKBK- IRENE & KENNETH COUNTS		AD/ST	02/04/08	V
0057	P71	/PHOTO-SPRINT BILL- PHOTOS		AD/ST	02/04/08	V
0058	P72	/PHOTO- MESSY HALLWAY		AD/ST	02/04/08	V
0059	P73	/73-74 PHOTO- CLOTHES ON FLOOR		AD/ST	02/04/08	V
0060	P75	/PHOTO- BLCK SHRT		AD/ST	02/04/08	V
0061	P76	/PHOTO-BLCK CAP- ITEM 6		AD/ST	02/04/08	V
0062	P77	/77-78 PHOTO-BLCK GLVE-ITEM 7 (LEFT)		AD/ST	02/04/08	V
0063	P79	/PHOTO- BLCK PNTS		AD/ST	02/04/08	V
0064	P80	/PHOTO- BLUE JEANS ITEM 2		AD/ST	02/04/08	V
0065	P81	/PHOTO-CURB ADDRESS 1677		AD/ST	02/04/08	V
0066	P82	/PHOTO- HOUSE		AD/ST	02/01/08	V
0067	P83	/PHOTO- GARAGE		AD/ST	02/04/08	V
0068	P84	/PHOTO- HALLWAY/LADDER		AD/ST	02/01/08	V
0069	P85	/85- 88 PHOTO- DISHEVELED LIVING RM		AD/ST	02/01/08	V
0070	P89	/PHOTO-TV REMOTE/ID CARD		AD/ST	02/04/08	V
0071	P90	/90-91 PHOTO- FLOOR/ITEMS ON FLOOR		AD/ST	02/04/08	V
0072	P92	/PHOTO- MISC ITEMS		AD/ST	02/04/08	V
0073	P93	/PHOTO- POUCH W/CASH		AD/ST	02/04/08	V
0074	P94	/PHOTO- WALLET NDL IRENE COUNTS		AD/ST	02/04/08	V
0075	P95	/PHOTO- PALOMINO CARDS		AD/ST	02/04/08	V
0076	P96	/PHOTO- CASH		AD/ST	02/04/08	V
0077	P97	/PHOTO-SIMONES AUTO		AD/OB	02/05/08	V
0078	P98	/PHOTO-SAP 6770		AD/OB	02/05/08	V
0079	P99	/99-101 PHOTO- INT OF BLDG		AD/OB	02/05/08	V
0080	P102	/PHOTO- DESK		AD/OB	02/05/08	V
0081	P103	/PHOTO- BRIEF CASE		AD/OB	02/05/08	V
0082	P104	/PHOTO- DESK		AD/OB	02/05/08	V
0083	P105	/PHOTO- CHCK TO DEANGELO CARROLL		AD/OB	02/05/08	V
0084	P106	/PHOTO- POOL TABLE		AD/OB	02/05/08	V
0085	P107	/PHOTO 2 RED CHAIRS		AD/OB	02/05/08	V
0086	P108	/PHOTO POOL TABLE/POINT BLANK APRON		AD/OB	02/05/08	V
0087	P109	/PHOTO- MAGAZINE/NOTE ON FRONT		AD/OB	02/05/08	V
0088	P110	/PHOTO- CASH		AD/OB	02/05/08	V
0089	P111	/PHOTO- INT OF BLDG		AD/OB	02/05/08	V
0090	P112	/PHOTO- DOOR/HALLWAY		AD/OB	02/05/08	V
0091	P113	/PHOTO- DOOR #6		AD/OB	02/05/08	V
0092	P114	/PHOTO- HALL/DISHEVELED ROOM		AD/OB	02/05/08	V
0093	P115	/PHOTO- DISHEVELED ROOM		AD/OB	02/05/08	V
0094	P116	/116-117 PHOTO- DISHEVELED DESK		AD/OB	02/05/08	V
0095	P118	/PHOTO- BIRTH CERT LUIS HIDALGO		AD/OB	02/05/08	V
0096	P119	/PHOTO- ORDR FOR SAVINGS BONDS		AD/OB	02/05/08	V
0097	P120	/120-122 PHOTO DISHEVELED ROOM		AD/OB	02/05/08	V
0098	P123	/PHOTO- BED/ITEMS ON BED		AD/OB	02/05/08	V
0099	P124	/124-125 PHOTO DISHEVELD ROOM		AD/OB	02/05/08	V
0100	P126	/PHOTO-PPRWRK/NTEBOOK		AD/OB	02/05/08	V
0101	P127	/PHOTO- SAVINGS BOND LUIS HIDALGO		AD/OB	02/05/08	V
0102	P128	/PHOTO- SS CARD		AD/OB	02/05/08	V
0103	P129	/129-130 PHOTO- BATHROOM		AD/OB	02/05/08	V
0104	P131	/PHOTO ITEM ON TILE		AD/OB	02/05/08	V

07/22/09
CASE NO. 05-C-212667-C

E X H I B I T S

10:40 AM
CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Counts, Kenneth

[E]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0105	P132	/132- 133 PHOTO TOILET		AD/OB	02/05/08	V
0106	P134	/134-134C BULLET FRAG; UPPR & LWR BRAIN		AD/ST	01/31/08	V
0107	P135	/PHOTO PALOMINO CLUB		AD/ST	02/05/08	V
0108	P136	/PHOTO- PALOMINO CLUB BLUEPRINT		AD/ST	02/05/08	V
0109	P137	/137-141 PHOTO- MONEY		AD/ST	02/05/08	V
0110	P142	/PHOTO- PAYROLL 5/14/04		AD/ST	02/05/08	V
0111	P143	/PHOTO- BULLETIN BOARD		AD/ST	02/05/08	V
0112	P144	/PHOTO- BOX OF CARDS		AD/ST	02/05/08	V
0113	P145	/METRO PRINT CARD (4 PGS)		AD/ST	01/31/08	V
0114	P146	/METRO PRINT CARD (2 PGS)		AD/ST	01/31/08	V
0115	P147	/\$100 DLLR BLL-FNT & BACK (PHOTO)		AD/ST	02/04/08	V
0116	P148	/EVENT #050519-3516 LST OF EVID		AD/ST	01/31/08	V
0117	P149	/149-149A BAG W/FARMRS INS CERT LTR FRM		AD/ST	01/31/08	V
0118	P150-	/150-150A EVID ENV; 42 PALOMINO Bs CARDS		AD/ST	01/31/08	V
0119	P151-	/151-151A 1 PALOMINO CLUB MATCHBOOK		AD/ST	01/31/08	V
0120	P152	/152-152A; 33 PALOMINO CLUB AD CARDS		AD/ST	01/31/08	V
0121	P153	/153-153A EVID BAGS; BLCK WALLET & CNTNTS		AD/ST	01/31/08	V
0122	P154	/154-154A ENV; 28 PALOMINO CLUB VIP CARDS		AD/ST	01/31/08	V
0123	P155	/155-155A EVID BAG; 1 PNEUMATIC TUBE W/DI		/	99/99/99	V
0124	P156	/METRO PRINT CARD		AD/ST	01/31/08	V
0125	P157	/VIDEO (VHS)		AD/ST	02/01/08	V
0126	P157A	/VOL STMNT		AD/ST	02/01/08	V
0127	P158	/AERIAL STREET MAP		AD/ST	02/05/08	V
0128	P159	/AERIAL MAP		AD/ST	02/05/08	V
0129	P160	/160-160D;ENV;BUS CARD; PAL VIP CRDS		AD/ST	02/04/08	V
0130	P161	/161-161A EVID ENV & CONT		AD/ST	02/04/08	V
0131	P162	/162-162A SEALED ENV- CONT 6 BLLS \$95.00		AD/ST	02/04/08	V
0132	P163-	/163-163A ENV; BLCK CLOTH PISTOL CASE		AD/ST	02/04/08	V
0133	P164	/SEALED EVID ENV		AD/ST	02/04/08	V
0134	P165	/SEALED EVID ENV		AD/ST	02/04/08	V
0135	P166	/SEALED ENV		AD/ST	02/04/08	V
0136	P167	/EVID ENV & CONT SEALED		AD/ST	02/04/08	V
0137	P168	/SEALED EVID ENV		AD/ST	02/04/08	V
0138	P169	/GPA JAYSON TAOIPU 6/6/07		AD/ST	02/04/08	V
0139	P170	/CAB TRIP SHEET		AD/ST	02/04/08	V
0140	P171	/VIP CARDS PALOMINO		AD/ST	02/04/08	V
0141	P172	/172-174 LATENT PRINT LIFTS		AD/ST	02/04/08	V
0142	P175	/175-180 PRINTS		AD/ST	02/04/08	V
0143	P181	/\$100 BILL & PRINTS		AD/ST	02/04/08	V
0144	P182	/PHOTO- K J COUNTS		AD/ST	02/05/08	V
0145	P183	/CNTCT SHEET 6/20/05		AD/ST	02/05/08	V
0146	P184	/CALL DET EXH		AD/ST	02/05/08	V
0147	P185	/CD 2/1/08		AD/ST	02/05/08	V
0148	P186	/CD 2/1/08		AD/ST	02/05/08	V
0149	P187	/KENNETH COUNTS PHONE CALLS		AD/ST	02/05/08	V
0150	P188	/SPRINT DOC 4/26/06		AD/ST	02/05/08	V
0151	P189	/CALL LOG		AD/ST	02/05/08	V
0152	P190	/NEXTEL DOC		AD/ST	02/05/08	V
0153	P191	/CD		AD/ST	02/05/08	V
0154	P191A	/TRANSCRIPT		AD/ST	02/05/08	V
0155	P191B	/TRANSCRIPT		AD/ST	02/05/08	V
0156	P192A	/P192A-B CD		/	99/99/99	V

07/22/09

CASE NO. 05-C-212667-C

E X H I B I T S

10:40 AM

CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Counts, Kenneth

[E]

NO.	CODE	EXHIBIT DESCRIPTION	SUB	OF/OB	DATE	S
0157	P193	/193-193A EVID ENV;2 PCS OF PAPER STPLD		AD/ST	02/05/08	V
0158	P194	/SEALED EVID BAG		AD/ST	02/05/08	V
0159	DA	/PHOTO-DEANGELO CARROLL		AD/ST	02/01/08	V
0160	DB	/PHOTO-ROANTAE ZONE		AD/ST	02/01/08	V
0161	DC	/PHOTO-JAYSON TAOIPU		AD/ST	02/01/08	V
0162	DD	/PHOTO- CALVIN WILLIAMS		AD/ST	02/06/08	V
0163	DE	/PHOTO- CALVIN WILLIAMS (SIDE VIEW)		AD/ST	02/06/08	V
0164	DF	/PHOTO-6 PEOPLE		AD/ST	02/06/08	V
0165	DG	/PHOTO- WOMAN		/OB	99/99/99	V
0166	DH	/PHOTO- OLDER MAN		/	99/99/99	V
0167	DI	/PHOTO-YOUNG MAN/YELLOW SHIRT		/	99/99/99	V
0168	DJ	/PHOTO-STREET W/HOUSES		AD/ST	02/05/08	V
0169	DK	/LTR FRM JAYSON TAOIPU TO KENNETH COUNTS		AD/ST	02/04/08	V
0170	DL	/LV METRO LINEUP		AD/ST	02/04/08	V
0171	DM	/M-M6 BAG CONT/BLCK SHRT,CAP,GLVES,JEANS		AD/ST	02/06/08	V
0172	PCT1-	/PET FOR WRIT OF HC JACK PERRY		AD/ST	02/04/08	V
0173	PCT2-	/POST CONVCTN WRT OF HC JACK PERRY		AD/ST	02/04/08	V
0174	PCT3-	/NOTES FRM JURORS		AD/ST	02/06/08	V
0175	PCT4-	/TELEPHONE LOG		AD/ST	02/07/08	V
0176	P1/	/MINUTE ORDR CNTY OF LA		AD/OB	03/20/08	V
0177	P2/	/AFFDVT 11/18/99		AD/OB	03/20/08	V
0178	P3/	/MIN ORDR 8/9/04 CNTY OF LA		AD/OB	03/20/08	V
0179	P4/	/AFFDVT KENNETH COUNTS X01539522		AD/OB	03/20/08	V



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



DOMINIC P. GENTILE
3960 HOWARD HUGHES PKWY.,
9TH FLOOR
LAS VEGAS, NV 89169

DATE: July 22, 2009
CASE: C212667/241394

RE CASE: STATE OF NEVADA vs. LUIS A. HIDALGO, JR.

NOTICE OF APPEAL FILED: July 16, 2009

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

☒ Case Appeal Statement

- NRAP 3 (a)(1), Form 2

☐ Order

☐ Notice of Entry of Order

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

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

NOTICE OF APPEAL; DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF CONVICTION; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

Defendant(s),

Case No: C212667/C241394
Dept No: XXI

**IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 22 day of July 2009.**

Edward A. Friedland, Clerk of the Court

Judy Hansen, Deputy Clerk

