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SEP 11 1 38 PM '00

*Shirley S. Pangione*  
CLERK

FILED

SEP 14 2000

DISTRICT COURT  
CLARK COUNTY, NEVADA

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *G. Wasado*  
DEPUTY CLERK

No. 36750

Case No. C159897

Dept. No. V

NOTICE OF APPEAL

1 NOAS  
2 MORGAN D. HARRIS  
3 CLARK COUNTY PUBLIC DEFENDER  
4 Nevada Bar #1879  
5 309 South Third Street, Suite #226  
6 Las Vegas, Nevada 89155  
7 (702) 455-4685  
8 Attorney for Defendant

10 THE STATE OF NEVADA, )  
11 )  
12 Plaintiff, )  
13 vs. )  
14 ZANE MICHAEL FLOYD, )  
15 Defendant. )

16 TO: THE STATE OF NEVADA

17 STEWART BELL, DISTRICT ATTORNEY, CLARK COUNTY, NEVADA and  
18 DEPARTMENT V OF THE EIGHTH JUDICIAL DISTRICT COURT OF THE  
19 STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK.

20 NOTICE is hereby given that ZANE MICHAEL FLOYD, presently  
21 incarcerated in the Nevada State Prison, appeals to the Supreme  
22 Court of the State of Nevada from the judgment entered against said  
23 Defendant on the 31st day of August, 2000, whereby he was convicted  
24 of COUNT I - BURGLARY WHILE IN POSSESSION OF A FIREARM (F): COUNTS  
25 II, III, IV AND V - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON  
(F) COUNT VI - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (F) COUNT  
VI - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (F)

27 COUNTS VIII - XI - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON (F);

28 In addition to \$25 Assessment and \$250 D.N.A. Fees, Defendant Floyd

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SEP 14 2000  
CLERK OF SUPREME COURT  
By DEPUTY CLERK


00-16265

1 sentenced TO A TERM OF COUNT I - SEVENTY-TWO (72) MONTHS (MINIMUM)  
2 and ONE HUNDRED EIGHTY (180) MONTHS (MAXIMUM) in the NDP and ORDERED  
3 to pay \$1,638.48 Restitution; COUNT II - DEATH by lethal injection  
4 and ORDERED to pay \$15,051 Restitution; COUNT III - DEATH by lethal  
5 injection and ORDERED to pay \$39,478.29 Restitution; COUNT IV -  
6 DEATH by lethal injection and ORDERED to pay \$43,660.14  
7 Restitution; COUNT V - DEATH by lethal injection and ORDERED to pay  
8 \$19,695.10 Restitution; COUNT VI - NINETY-SIX (96) MONTHS (MINIMUM)  
9 and TWO HUNDRED FORTY (240) MONTHS (MAXIMUM) in the NDP PLUS AN  
10 EQUAL AND CONSECUTIVE TERM OF NINETY-SIX (96) MONTHS (MINIMUM) and  
11 TWO HUNDRED FORTY (240) MONTHS (MAXIMUM) in the NDP for the weapon  
12 enhancement and ORDERED to pay \$64,264.87 Restitution; COUNT VII -  
13 LIFE in the NDP PLUS AN EQUAL AND CONSECUTIVE TERM OF LIFE in the  
14 NDP for the weapon enhancement with parole eligibility pursuant to  
15 in the NDP for the weapon enhancement with parole eligibility  
16 pursuant to statute; COUNT VIII - LIFE in the NDP PLUS AN EQUAL AND  
17 CONSECUTIVE TERM OF LIFE in the NDP for the weapon enhancement and  
18 ORDERED to pay \$210 Restitution; COUNT IX - LIFE in the NDP PLUS AN  
19 EQUAL AND CONSECUTIVE TERM OF LIFE in the NDP for the weapon  
20 enhancement. FURTHER, Defendant to be on lifetime supervision if  
21 Defendant is ever paroled; COUNT X - LIFE in the NDP PLUS AN EQUAL  
22 AND CONSECUTIVE TERM OF LIFE in the NDP for the weapon enhancement;  
23 COUNT XI - LIFE in the NDP PLUS AN EQUAL AND CONSECUTIVE TERM OF  
24 LIFE in the NDP for the weapon enhancement. FURTHER, Defendant to  
25 submit to a blood and/or saliva test to determine genetic markers or  
26 . . .  
27 . . .  
28 . . .

1 | secretor status; 455 days credit for time served. FURTHER, ALL  
2 | COUNTS TO RUN CONSECUTIVE TO EACH OTHER.

3 | DATED this 11th day of September, 2000.

4 | MORGAN D. HARRIS  
5 | CLARK COUNTY PUBLIC DEFENDER

6 |  
7 | By   
8 | ROBERT L. MILLER  
9 | NEVADA BAR #1060  
10 | DEPUTY PUBLIC DEFENDER  
11 | 309 SOUTH THIRD STREET, #226  
12 | LAS VEGAS, NEVADA 89155-2610  
13 | (702) 455-4685  
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14 I declare under penalty of perjury that the foregoing is  
15 true and correct.

17 Deena Daniel  
18 Deena Daniel

25 STEWART L. BELL  
CLARK COUNTY DISTRICT ATTORNEY

By \_\_\_\_\_

FILED

SEP 11 1 37 PM '00

1 CAS  
2 MORGAN D. HARRIS  
3 CLARK COUNTY PUBLIC DEFENDER  
4 Nevada Bar #1879  
5 309 South Third Street, Suite #305  
6 Las Vegas, Nevada 89155-2610  
7 (702) 455-4685  
8 Attorney for Defendant  
9

CLERK

DISTRICT COURT

CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA, ) Case No. C159897  
11 )  
12 Plaintiff, ) Dept. No. V  
13 vs. )  
14 ZANE MICHAEL FLOYD, )  
15 Defendant. )

16 CASE APPEAL STATEMENT

17 1. Appellant filing this case appeal statement: Zane  
18 Michael Floyd.

19 2. Judge issuing the decision, judgment, or order  
20 appealed from: Jeffrey Sobel.

21 3. All parties to the proceedings in the district court  
22 (the use of et al. To denote parties is prohibited): The State of  
23 Nevada, Plaintiff; Zane Michael Floyd, Defendant.

24 4. All parties involved in this appeal (the use of et  
25 al. To denote parties is prohibited): Zane Michael Floyd,  
26 Appellant; The State of Nevada, Respondent.

27 . . .

28 . . .

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

3 MORGAN D. HARRIS  
4 Clark County Public Defender  
5 309 South Third Street, #226  
6 Las Vegas, Nevada 89155-2610

7 Attorney for Appellant

STEWART L. BELL  
Clark County District Attorney  
200 South Third Street  
Las Vegas, Nevada 89155

FRANKIE SUE DEL PAPA  
Attorney General  
Nevada Bar No. 000192  
100 North Carson Street  
Carson City, Nevada 89701-4717  
(702) 687-3538

Counsel for Respondent

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


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

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

17                   9.    Date proceedings commenced in the district court  
18 (e.g., date complaint, indictment, information, or petition was  
19 filed): Information filed June 28, 1999; Amended Information filed  
20 May 9, 2000; Second Amended Information filed June 30, 2000.

21                   DATED this 11th day of September, 2000.

22                   MORGAN D. HARRIS  
23 CLARK COUNTY PUBLIC DEFENDER

24  
25 By   
26 ROBERT L. MILLER  
27 NEVADA BAR #1060  
28 DEPUTY PUBLIC DEFENDER  
309 SOUTH THIRD STREET, SUITE 226  
LAS VEGAS, NEVADA 89155-2610  
(702) 455-4685

1 RECEIPT OF COPY of the foregoing CASE APPEAL STATEMENT is  
2 hereby acknowledged this 11 day of September, 2000.  
3 STEWART L. BELL  
4 CLARK COUNTY DISTRICT ATTORNEY  
5  
6 By MARGIE ENGLISH  
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DATE: 09/12/00  
CASE NO. 99-C-159897-C

I N D E X

TIME 11:33 AM  
JUDGE: Sobel, Jeffrey

STATE OF NEVADA

[ ] vs Floyd, Zane M

[ ]

001 D1 Zane M Floyd

Pro Se

002 W Traci R Carter

004748 Siegel, Jay  
NO. 1 Wolfson and Glass  
302 E Carson #400  
Las Vegas, NV 89101

NO.	FILED/REC	CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0001	06/29/99	CBO	/CRIMINAL BINDOVER Fee \$0.00				
0002	06/29/99	ARRN	/INITIAL ARRAIGNMENT	001		07/06/99	
0003	07/06/99	HEAR	/DECISION	001	DN	08/12/99	
0004	07/06/99	CALC	/CALENDAR CALL	001		02/29/00	
0005	07/06/99	JURY	/TRIAL BY JURY VC 2/24/00	001	VC	03/06/00	
0006	07/06/99	OCAL	/STATUS CHECK: TRIAL READINESS/ALL MOTIONS FILED	001		01/06/00	
0007	07/06/99	OCAL	/STATUS CHECK: TRIAL READINESS/SET DATE FOR JURY QUESTIONNAIRE	001		02/29/00	
0008	07/06/99	TRAN	/REPORTER'S TRANSCRIPT OF WAIVER OF PRELIMINARY HEARING	001		06/25/99	
0009	06/28/99	INFO	/INFORMATION	001		06/28/99	
0010	07/07/99	REQT	/MEDIA REQUEST				
0011	07/07/99	ORDR	/ORDER GRANTING PERMISSION OF MEDIA ENTRY				
0012	07/09/99	REQT	/NOTICE OF MOTION AND MOTION TO TAKE DEPOSITION	001		07/06/99	Y
0013	07/12/99	TRAN	/REPORTER'S TRANSCRIPT ARRAIGNMENT	001		07/06/99	
0014	07/06/99	NISD	/NOTICE OF INTENT TO SEEK DEATH PENALTY	001			
0015	07/19/99	OPPS	/DEFENDANTS OPPOSITION TO STATES MOTION TO TAKE DEPOSITION OF	001			Y
TRACIE ROSE CARTER							
0016	08/06/99	RSPN	/RESPONSE TO DEFENDANTS OPPOSITION TO STATES MOTION TO TAKE DEPOSITION OF	001			Y
TRACIE ROSE CARTER							
0017	08/10/99	ORDR	/ORDER	001			
0018	08/24/99	TRAN	/REPORTER'S TRANSCRIPT DECISION	001		08/12/99	
0019	10/25/99	LIST	/NOTICE OF WITNESSES	001			
0020	10/28/99	ROC	/RECEIPT OF COPY	001		10/28/99	
0021	12/08/99	APPL	/EX PARTE APPLICATION FOR ORDER REQUIRING MATERIAL WITNESS TO POST BAIL	001			
0022	12/08/99	ORDR	/ORDER REQUIRING MATERIAL WITNESS TO POST BAIL OR BE COMMITTED TO CUSTODY	001			
0023	12/08/99	ORDR	/EX PARTE APPLICATION AND ORDER FOR CONTACT VISIT	001			
0024	12/27/99	MOT	/STATE'S MOTION IN LIMINE STATE OF MIND TESTIMONY	001	DN	02/07/00	
0025	12/27/99	MOT	/STATE'S MOTION FOR USE OF DEMONSTRATIVE EXHIBIT	001	GP	02/07/00	
0026	12/27/99	MOT	/STATE'S MOTION TO COMPEL INDEPENDENT PSYCH EXAM	001	OC	02/07/00	
0027	12/27/99	NOTC	/NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATION	001			

(Continued to page 2)



NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0028	12/27/99	REQT/NOTICE OF MOTION AND MOTION FOR USE OF DEMONSTRATIVE EXHIBITS DURING THE STATES OPENING STATEMENT	001 001		01/06/00	Y
0029	12/27/99	REQT/NOTICE OF MOTION AND MOTION TO COMPEL INDEPENDENT PSYCHIATRIC AND OR PSYCHOLOGICAL AND OR PHYSIOLOGICAL EXAMINATION	001 001		01/06/00	Y
0030	12/30/99	MOT /DEFT'S MOTION TO SEVER COUNTS	001	DN	02/07/00	
0031	01/06/00	MOT /ALL PENDING MOTIONS 01/06/00	001		01/06/00	
0032	01/05/00	REQT/MOTION FOR CHANGE OF VENUE	001			
0033	01/06/00	OPPS/OPPOSITION TO DEFENDANTS MOTION TO SEVER COUNTS	001 001			
0034	01/10/00	MOT /DEFT'S MOTION TO FEDERALIZE ALL MOTIONS/ REQUESTS/OTHER APPLICATIONS FOR PROC	001 001	OC	02/29/00	
0035	01/07/00	OPPS/SUPPLEMENT TO STATES OPPOSITION TO DEFENDANTS MOTION TO SEVER COUNTS	001 001			
0036	01/10/00	RPLY/DEFENDANTS REPLY TO STATES OPPOSITION TO MOTION TO SEVER COUNTS	001 001			
0037	01/10/00	REQT/MOTION TO FEDERALIZE ALL MOTIONS OBJECTIONS REQUESTS AND OTHER APPLICATION FOR THE ABOVE ENTITLED CASE	001 001		02/07/00	Y
0038	01/11/00	ROC /RECEIPT OF COPY	001		01/11/00	
0039	01/11/00	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION FOR CHANGE OF VENUE	001 001			
0040	01/13/00	MOT /DEFT'S MOTION TO PARTIALLY STRIKE AGGRAVATING CIRCUMSTANCES/ALLEGED EVIDEN	001 001		02/29/00	
0041	01/14/00	MOT /DEFT'S MOTION TO DISMISS STATE'S NOTICE OF INTENT TO SEEK DEATH PENALTY BECAUSE	001 001	DN	02/07/00	
0042	01/13/00	OPPS/OPPOSITION TO MOTION TO FEDERALIZE ALL MOTIONS OBJECTIONS REQUESTS AND	001 001			Y
OTHER APPLICATIONS						
0043	01/14/00	MOT /DEFT'S MOTION IN LIMINE CONCERNING REMOVAL OF JURORS BY THE PROSECUTOR	001 001	DN	02/07/00	
0044	01/18/00	MOT /DEFT'S MOTION IN LIMINE FOR ORDER PROHIBITING PROSECUTION MISCONDUCT IN	001 001	DN	02/07/00	
0045	01/18/00	MOT /DEFT'S SUPPLEMENTAL MOTION FOR CHANGE OF VENUE AND REPLY TO STATES OPPOSITION	001 001	DN	02/07/00	
0046	01/14/00	REQT/DEFENDANTS MOTION TO DISMISS STATES NOTICE OF INTENT TO SEEK DEATH	001 001		02/07/00	Y
PENALTY BECAUSE NEVADAS DEATH PENALTY STATUTE IS UNCONSTITUTIONAL						
0047	01/11/00	MOT /DEFT'S MOTION FOR ATTORNEY CONDUCTED, SEQUESTERED INDIVIDUAL VOIR DIRE	001 001	DN	02/07/00	
0048	01/19/00	MOT /DEFT'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM USING PREJUDICIAL PHOTOGRAPHS	001 001	GP	02/07/00	
0049	01/19/00	REQT/MOTION IN LIMINE TO PRECLUDE THE STATE FROM USING PREJUDICIAL PHOTOGRAPHS AS DEMONSTRATIVE EXHIBITS OR FROM MOVING TO ADMIT SUCH PHOTOGRAPHS INTO EVIDENCE	001 001		02/07/00	Y
0050	01/20/00	MOT /DEFT'S MOTION TO ALLOW THE DEFENSE TO ARGUE LAST IN PENALTY PHASE	001 001	DN	02/07/00	
0051	01/20/00	MOT /DEFT'S MOTION TO SEQUESTER JURORS	001	DN	02/07/00	
0052	01/20/00	MOT /DEFT'S MOTION TO SUPPRESS THE DEFT'S STATEMENTS TO THE POLICE	001 001		02/29/00	

(Continued to page 3)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0053	01/20/00	OPPS/DEFENDANTS OPPOSITION TO THE STATES MOTION TO COMPEL INDEPENDENT	001 001			Y
		PSYCHIATRIC AND OR PSYCHOLOGICAL AND OR PHYSIOLOGICAL EXAMINATION				
0054	01/20/00	EXH /SUPPLEMENTAL EXHIBIT TO MOTION FOR CHANGE OF VENUE	001 001			
0055	01/20/00	OPPS/DEFENDANTS OPPOSITION TO THE STATES MOTION FOR USE OF DEMONSTRATIVE	001 001			Y
		EXHIBITS DURING THE STATES OPENING STATEMENT				
0056	01/20/00	OPPS/DEFENDANTS OPPOSITION TO THE STATES MOTION IN LIMINE REGARDING STATE OF	001 001			Y
		MIND TESTIMONY				
0058	01/24/00	MOT /DEFT'S REQUEST MATERIAL WITNESS TRACI ROSE CARTER ID#1474987	002 002	MH	01/27/00	
0059	01/21/00	LIST/SECOND NOTICE OF WITNESSES	001			
0060	01/25/00	TRAN/REPORTER'S TRANSCRIPT	001		01/06/00	
0061	01/25/00	ROC /RECEIPT OF COPY	001		01/25/00	
0062	01/27/00	OPPS/STATES OPPOSITION TO DEFENDANTS MOTION TO SUPPRESS DEFENDANTS STATEMENTS TO	001 001			Y
		THE POLICE				
0063	01/27/00	RSPN/STATES RESPONSE TO DEFENDANTS MOTION IN LIMINE CONCERNING REMOVAL OF JURORS	001 001			Y
		BY THE PROSECUTOR (FOR CAUSE BASED UPON OBJECTIONS TO DEATH PENALTY)				
0064	01/27/00	OPPS/OPPOSITION TO DEFENDANTS MOTION IN LIMINE TO EXCLUDE PREJUDICIAL	001 001			Y
		PHOTOGRAPHS AS DEMONSTRATIVE EXHIBITS OR FROM MOVING TO ADMIT SUCH PHOTOGRAPHS INTO EVIDENCE				
0065	01/27/00	RSPN/RESPONSE IN OPPOSITION TO DEFENDANTS MOTION TO PARTIALLY STRIKE AGGRAVATING	001 001			Y
		CIRCUMSTANCES AND ALLEGED EVIDENCE IN SUPPORT THEREOF				
0066	01/27/00	OPPS/OPPOSITION TO DEFENDANTS MOTION FOR SEQUESTERED INDIVIDUAL VOIR DIRE	001 001			
0067	01/27/00	OPPS/OPPOSITION TO DEFENDANTS MOTION TO ALLOW THE DEFENSE TO ARGUE LAST AT	001 001			Y
		THE PENALTY PHASE				
0068	01/27/00	RSPN/STATES RESPONSE TO DEFENDANTS MOTION TO SEQUESTER JURORS	001 001			
0069	01/27/00	OPPS/OPPOSITION TO DEFENDANTS MOTION TO DISMISS STATES NOTICE OF INTENT TO	001 001			Y
		SEEK DEATH PENALTY ON CONSTITUTIONAL GROUNDS				
0070	01/27/00	OPPS/OPPOSITION TO DEFENDANTS MOTION FOR ORDER PROHIBITING PROSECUTION	001 001			Y
		MISCONDUCT IN ARGUMENT				
0071	01/27/00	REQT/MOTION TO USE TRANSCRIPT OF DEFENDANTS STATEMENTS	001 001		02/07/00	
0072	01/31/00	TRAN/TRANSCRIPT OF PROCEEDINGS: DEFENDANT'S REQUEST-MATERIAL WITNESS TRACI ROSE	001 001		01/27/00	Y
		CARTER				
0073	02/01/00	MOT /TRACI CARTER'S MOTION FOR HOUSE ARREST IN LIEU OF CUSTODY FOR MATERIAL WITNESS		DN	02/07/00	
0074	02/01/00	REQT/MOTION FOR HOUSE ARREST IN LIEU OF CUSTODY FOR MATERIAL WITNESS	002 002		02/07/00	Y
		TRACI ROSE CARTER ID# 1474987				

(Continued to page 4)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0075	02/01/00	ROC /RECEIPT OF COPY			02/01/00	
0076	02/02/00	RPLY/DEFENDANTS REPLY TO STATES OPPOSITION	001			Y
		TO PARTIALLY STRIKE AGGRAVATING	001			
		CIRCUMSTANCES AND ALLEGED EVIDENCE IN SUPPORT THEREOF				
0077	02/02/00	REQT/MEDIA REQUEST				
0078	02/02/00	ORDR/ORDER GRANTING PERMISSION OF MEDIA ENTRY				
0079	02/02/00	LIST/NOTICE OF WITNESSES	001			
0080	02/03/00	LIST/NOTICE OF EXPERT WITNESSES	001			
0081	02/08/00	LIST/SUPPLEMENTAL NOTICE OF WITNESSES	001			
0082	02/14/00	HEAR/AT THE REQUEST OF THE COURT: HALF WAY	002		02/24/00	
		HOUSE	002			
0083	02/15/00	OCAL/STATUS CHECK: DEPOSITION	002		02/29/00	
0084	02/15/00	MOT /DEFT'S MOTION TO CONTINUE TRIAL	001		02/29/00	
0085	02/15/00	OCAL/STATUS CHECK: DEPOSITION OF TRACI CARTER	001		02/29/00	
0086	02/15/00	MEMO/MEMORANDUM OF LAW ON ADMISSIBILITY OF	001			Y
		911 TAPES UNDER THE PRESENT SENSE	001			
		IMPRESSION AND EXCITED UTTERANCE EXCEPTIONS TO THE HEARSAY RULE				
0087	02/14/00	SUPP/SUPPLEMENT TO NOTICE OF EVIDENCE IN	001			
		SUPPORT OF AGGRAVATION	001			
0088	02/15/00	LIST/NOTICE OF EXPERT WITNESSES	001			
0089	02/17/00	MOT /ALL PENDING MOTIONS 2/7/00	AL		02/07/00	
0090	02/15/00	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	001		02/07/00	Y
		DEFENDANT'S PENDING MOTIONS, TRACI	001			
		CARTER'S MOTION FOR HOUSE ARREST IN LIEU OF CUSTODY FOR MATERIAL WITNESS,				
		STATUS CHECK: TRIAL READINESS/SET DATE FOR JURY QUESTIONNAIRE				
0091	02/16/00	APPL/STATES SECOND APPLICATION FOR	001			Y
		INDEPENDENT PSYCHIATRIC EXAMINATION	001			
		AND REQUEST FOR IMMEDIATE RECIPROCAL DISCOVERY				
0092	02/16/00	ORDR/OPPOSITION TO DEFENDANTS MOTION TO	001			
		CONTINUE TRIAL AND ORDER SEALING	001			
0093	02/17/00	LIST/SUPPLEMENTAL NOTICE OF WITNESSES	001			
0094	02/18/00	LIST/DEFENDANTS SUPPLEMENTAL NOTICE OF EXPERT	001			
		WITNESSES	001			
0095	02/18/00	RPLY/REPLY TO STATES OPPOSITION TO	001			Y
		DEFENDANTS MOTION TO CONTINUE TRIAL -	001			
		UNDER SEAL				
0096	02/24/00	JURY/TRIAL BY JURY VJ 6/20/00	001	VC	07/10/00	
0097	02/23/00	OPPS/OPPOSITION TO THE ALLOWANCE OF VIDEO	001			
		TAPED DEPOSITION OF TRACY CARTER	001			
0098	02/24/00	ANSW/DEFENDANTS ANSWER TO STATES SECOND	001			Y
		APPLICATION FOR INDEPENDENT PSYCHIATRIC	001			
		EXAMINATION AND REQUEST FOR IMMEDIATE RECIPROCAL DISCOVERY				
0099	02/25/00	ORDR/ORDER FOR RELEASE OF MATERIAL WITNESS	001			
		TRACIE ROSE CARTER	001			
0100	02/25/00	PTAT/STATES POINTS AND AUTHORITIES ON THE	001			Y
		USE OF VIDEOTAPE INSTEAD OF STENOGRAPHY	001			
		TO RECORD THE DEPOSITION OF TRACIE ROSE CARTER				
0101	02/28/00	ORDR/ORDER	001			
0102	02/29/00	OCAL/STATUS CHECK: DEPOSITION OF TRACI	002		03/01/00	
		CARTER, MATERIAL WITNESS	002			
0103	02/29/00	MOT /STATE'S SECOND APPLICATION FOR PSYCH	001	GR	05/18/00	
		EXAM AND REQUEST FOR IMMEDIATE RECIP DIS	001			

(Continued to page 5)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0104	02/29/00	HEAR/EVIDENTIARY HEARING: DEFT'S MOTION TO SUPPRESS VJ 6/22/00	001	VC	07/05/00	
0105	02/29/00	OCAL/STATUS CHECK: JURY QUESTIONNAIRE VJ 6/29/00	001	VC	07/05/00	
0106	03/06/00	NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT			03/02/00	
0107	03/03/00	NOTC/NOTICE OF ENTRY OF ORDER	001		03/03/00	
0108	03/06/00	TRAN/REPORTER'S TRANSCRIPT AT REQUEST OF COURT RELEASE TO HALFWAY HOUSE	001		02/15/00	
0110	03/08/00	MOT /STATE'S MOTION TO USE TRANSCRIPTS OF MOTION	001	GR	02/07/00	
0111	03/06/00	TRAN/REPORTER'S TRANSCRIPT RELEASE TO HALFWAY HOUSE			02/15/00	
0112	03/13/00	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS STATE'S SECOND APPLICATION FOR	001		03/09/00	Y
INDEPENDANT PSYCHIATRIC EXAMINATION AND REQUEST FOR IMMEDIATE RECIPROCAL DISCOVERY						
0113	03/13/00	TRAN/REPORTER'S TRANSCRIPT OF VIDEO DEPOSITION OF TRACIE CARTER	002		03/01/00	
0114	03/17/00	ORDR/ORDER GRANTING STATES MOTION FOR INDEPENDENT PSYCHIATRIC EXAMINATION	001			Y
AND RECIPROCAL DISCOVERY						
0115	03/21/00	ORDR/ORDER APPOINTING COUNSEL FOR MATERIAL WITNESS TRACI ROSE CARTER ID #1474987	001			
0116	04/05/00	NOTC/NOTICE OF ENTRY OF ORDER	001		04/05/00	
0117	04/27/00	ORDR/ORDER	001	HG	04/18/00	
0118	05/03/00	NOTC/NOTICE OF ENTRY OF ORDER	001		05/03/00	
0119	05/09/00	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS - STATE'S SECOND APPLICATION FOR	001		04/18/00	Y
INDEPENDENT PSYCHIATRIC EXAMINATION AND REQUEST FOR IMMEDIATE RECIPROCAL DISCOVERY						
0120	05/09/00	INFO/AMENDED INFORMATION	001		05/09/00	
0121	05/11/00	MOT /STATE'S MOTION FOR PRODUCTION OF DATA	001	OC	06/20/00	
0122	05/11/00	REQT/NOTICE OF MOTION AND MOTION FOR PRODUCTION OF DATE SUPPORTING	001	HG	05/18/00	Y
PSYCHOLOGISTS FINDINGS IN REPORT						
0123	05/18/00	MOT /ALL PENDING MOTIONS 5/18/00	001		05/18/00	
0124	06/02/00	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS	001		06/02/00	
0125	06/07/00	LIST/SECOND SUPPLEMENTAL NOTICE OF WITNESSES	001			
0126	06/14/00	MOT /STATE'S MTN TO RESET EVIDENTIARY HEARING ON VOLUNTARINESS OF CONFESSION	001		06/22/00	
0127	06/13/00	LIST/SUPPLEMENTAL NOTICE OF EXPERT WITNESSES	001			
0128	06/14/00	NOTC/NOTICE OF MOTION AND MOTION TO RESET EVIDENTIARY HEARING ON VOLUNTARINESS	001			Y
OF CONFESSION						
0129	06/15/00	ORDR/ORDER	001	HG	06/01/00	
0130	06/16/00	ROC /RECEIPT OF COPY	001		06/16/00	
0131	06/20/00	MOT /ALL PENDING MOTIONS 6/20/00	001		06/20/00	
0132	06/20/00	JURY/TRIAL BY JURY	001		07/13/00	
0133	06/22/00	HEAR/EVIDENTIARY HEARING: DEFT'S MOTION TO SUPPRESS	001	DP	06/29/00	
0134	06/21/00	EXPR/EX PARTE ORDER	001			
0135	06/23/00	ORDR/ORDER FOR PRODUCTION OF INMATE ZANE MICHAEL FLOYD FROM THE CLARK COUNTY	001	HG	06/28/00	Y

(Continued to page 6)

99-C-159897	(Continuation)	Page 6)
NO. FILED/REC CODE	REASON/DESCRIPTION	FOR OC SCH/PER C
DETENTION CENTER TO DR MORTILLAROS OFFICE LOCATED AT 501 S RANCHO DR SUITE F37		
0136 06/23/00	ORDR/ORDER ALLOWING INDEPENDENT PSYCHIATRIC EXAMINATION	001
0137 06/23/00	ORDR/ORDER	001
0138 06/27/00	TRAN/TRANSCRIPT OF PROCEEDINGS - STATE'S MOTION FOR PRODUCTION OF DATA	001 06/20/00 Y
SUPPORTING PSYCHOLOGISTS FINDINGS IN REPORT STATE'S MOTION TO RESET EVIDENTIARY HEARING ON VOLUNTARINESS OF CONFESSION		
0139 06/27/00	TRAN/TRANSCRIPT OF PROCEEDINGS - STATE'S MOTION TO RESET EVIDENTIARY HEARING ON VOLUNTARINESS OF CONFESSION	001 06/22/00 Y
0140 06/26/00	RSPN/RESPONSE TO STATES MEMORANDUM OF LAW ON ADMISSIBILITY OF 911 TAPES UNDER THE PRESENT SENSE IMPRESSION AND EXCITED UTTERANCE EXCEPTION TO THE HEARSAY RULE	001 Y
0141 06/29/00	LIST/SECOND SUPPLEMENTAL NOTICE OF WITNESSES	001
0142 06/28/00	RPLY/STATES REPLY TO DEFENDANTS RESPONSE TO MEMORANDUM OF LAW ON ADMISSIBILITY OF 911 TAPES UNDER THE PRESENT SENSE IMPRESSION AND EXCITED UTTERANCE EXCEPTIONS TO THE HEARSAY RULE	001 Y
0143 06/28/00	RPLY/REPLY TO STATES ANSWER TO DEFENDANTS MOTION TO PARTIALLY STRIKE AGGRAVATING CIRCUMSTANCES	001 Y
0145 06/29/00	MOT /DEFT'S MOTION RE: 911 TAPES MOTION	GR 07/06/00
0146 06/29/00	OCAL/STATUS CHECK: RESOLUTION OF EXHIBITS	001 OC 07/06/00
0147 06/29/00	MOT /DEFT'S MOTION TO PARTIALLY STRIKE AGGRAVATING CIRCUMSTANCES	001 GR 07/06/00
0148 06/29/00	ORDR/ORDER (RE EVIDENTIARY HEARING)	001 SC 06/29/00
0149 06/30/00	INFO/2ND AMENDED INFORMATION	001 06/30/00
0150 06/30/00	ROC /RECEIPT OF COPY	001 06/30/00
0151 07/05/00	OPPS/OPPOSITION TO STATES REPLY TO DEFENDANTS RESPONSE TO MEMORANDUM OF LAW ON ADMISSIBILITY OF 911 TAPES UNDER THE PRESENT SENSE IMPRESSION AND EXCITED UTTERANCE EXCEPTIONS TO THE HEARSAY RULE	001 Y
0152 07/06/00	MOT /ALL PENDING MOTIONS 7/6/00	001 07/06/00
0153 07/06/00	OCAL/STATUS CHECK: MEDIA COVERAGE	001 07/10/00
0154 07/05/00	REQT/STATES SURREPLY TO DEFENDANTS MOTION TO PARTIALLY STRIKE AGGRAVATING CIRCUMSTANCES	001 Y
0155 07/05/00	ORDR/ORDER SEALING STATES SURREPLY TO DEFENDANTS MOTION TO PARTIALLY STRIKE AGGRAVATING CIRCUMSTANCES	001 Y
0156 07/05/00	ROC /RECEIPT OF COPY	001 07/05/00
0157 07/06/00	ORDR/ORDER FOR TRANSCRIPT	001
0158 07/07/00	MEMO/MEMORANDUM OF LAW REGARDING THE PROPER SCOPE OF VICTIM IMPACT TESTIMONY	001
0159 07/07/00	MEMO/MEMORANDUM OF LAW REAGRDNIG STATES RIGHTS TO HAVE ITS PSYCHIATRIST EXAMINE DEFENDANT PRIOR TO TRIAL	001 Y
0160 07/07/00	MEMO/MEMORANDUM OF LAW REGARDING COURTS ABILITY TO LIMIT PHOTOGRAPHING AND TELEVISIONING OF THE FACES OF CERTAIN VICTIMS AND OR WITNESSES WHO SPECIFICALLY	001 Y

(Continued to page 7)

NO. FILED/REC CODE

REASON/DESCRIPTION

FOR OC SCH/PER C

## REQUEST PRIVACY

0161 07/07/00 REQT/MOTION TO BAR THE ADMISSION OF 001 Y  
CUMULATIVE VICTIM IMPACT EVIDENCE IN 001

## VIOLATION OF THE DUE PROCESS CLAUSE

0162 07/11/00 TRB /TRIAL BEGINS 07/11/00  
0163 07/11/00 TRAN/REPORTER'S TRANSCRIPT OF 001 06/29/00 Y  
PROCEEDINGS-EVIDENTIARY HEARING: 001

## CONFESSION

0164 07/11/00 TRAN/REPORTER'S TRANSCRIPT OF 001 07/10/00 Y  
PROCEEDINGS-STATUS CHECK: MEDIA 001

## COVERAGE

0165 07/10/00 REQT/MEDIA REQUEST  
0166 07/10/00 ORDR/ORDER GRANTING PERMISSION OF MEDIA ENTRY 07/10/00  
0167 07/11/00 CRJL/CRIMINAL JURY LIST 07/11/00 Y

D1FC

## D1

0168 07/11/00 TRAN/REPORTER'S TRANSCRIPT - ALL PENDING 001 05/18/00  
MOTIONS 5/18/00 001  
0169 07/11/00 TRAN/REPORTER'S TRANSCRIPT ALL PENDING MOTION 001 07/06/00  
7/6/00 001  
0170 07/11/00 CRJL/CRIMINAL JURY LIST 001  
0171 07/12/00 ORDR/ORDER FOR TRANSCRIPT 001  
0172 07/13/00 HEAR/PENALTY HEARING 001 07/21/00  
0173 07/10/00 REQT/DEFENDANTS MOTION TO DISMISS RULE 250 001 Y  
NOTICE OF INTENT DUE TO FEDERAL DUE 001

## PROCESS VIOLATIONS

0174 07/14/00 TRAN/REPORTER'S TRANSCRIPT OF JULY 13, 2000 07/13/00  
JURY TRIAL  
0175 07/14/00 TRAN/REPORTER'S TRANSCRIPT OF JULY 13, 2000 07/13/00  
1:20 PM --JURY TRIAL  
0176 07/17/00 TRAN/REPORTER'S TRANSCRIPT 7/11/00 - AM 07/12/00  
PROCEEDINGS  
0177 07/17/00 TRAN/REPORTER'S TRANSCRIPT 7/11/00 PM 07/12/00  
PROCEEDINGS  
0178 07/17/00 TRAN/REPORTER'S TRANSCRIPT 7/12/00 AM - 07/13/00  
PROCEEDINGS  
0179 07/17/00 TRAN/REPORTER'S TRANSCRIPT 07/12/00 - PM 07/13/00  
PROCEEDINGS  
0180 07/13/00 INST/INSTRUCTIONS TO THE JURY 001  
0181 07/13/00 VER /VERDICT 001 07/13/00  
0182 07/13/00 VER /VERDICT 001 07/13/00  
0183 07/13/00 VER /VERDICT 001 07/13/00  
0184 07/13/00 VER /VERDICT 001 07/13/00  
0185 07/13/00 VER /VERDICT 001 07/13/00  
0186 07/13/00 VER /VERDICT 001 07/13/00  
0187 07/13/00 VER /VERDICT 001 07/13/00  
0188 07/13/00 VER /VERDICT 001 07/13/00  
0189 07/13/00 VER /VERDICT 001 07/13/00  
0190 07/13/00 VER /VERDICT 001 07/13/00  
0191 07/13/00 VER /VERDICT 001 07/13/00  
0192 07/14/00 TRAN/REPORTER'S TRANSCRIPT RE: TRIAL BY JURY 001 07/13/00  
0193 07/17/00 TRAN/REPORTER'S TRANSCRIPT EXCERPT OF JURY 001 07/11/00  
TRIAL (SEALED) 001

(Continued to page 8)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0194	07/18/00	TRAN/REPORTER'S TRANSCRIPT 7/17/00 PENALTY HEARING A.M. PROCEEDINGS			07/18/00	
0195	07/18/00	TRAN/REPORTER'S TRANSCRIPT 7/17/00 PENALTY HEARING P.M. PROCEEDINGS			07/18/00	
0196	07/17/00	ORDR/ORDER FOR PRODUCTION OF INMATE	001	HG	07/18/00	
0197	07/19/00	TRAN/REPORTER'S TRANSCRIPT 7/18/00 AM PROCEEDINGS			07/19/00	
0198	07/17/00	EXPR/EX PARTE ORDER	001			
0199	07/13/00	AFFD/AFFIDAVIT OF REANA RUBALCABA	001			
0200	07/13/00	AFFD/AFFIDAVIT OF STEPHEN JOHNSON	001			
0201	07/20/00	TRAN/REPORTER'S TRANSCRIPT 7/18/00 PM PROCEEDINGS			07/20/00	
0202	07/21/00	SENT/SENTENCING	001	GR	08/31/00	
0203	07/21/00	NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT			07/21/00	
0204	07/21/00	TRAN/REPORTER'S TRANSCRIPT OF JULY 21, 2000			07/21/00	
0205	07/21/00	INST/INSTRUCTIONS TO THE JURY	001			
0206	07/21/00	VER /VERDICT	001		07/21/00	
0207	07/21/00	VER /VERDICT	001		07/21/00	
0208	07/21/00	VER /VERDICT	001		07/21/00	
0209	07/21/00	VER /VERDICT	001		07/21/00	
0210	07/21/00	VER /SPECIAL VERDICT	001		07/21/00	
0211	07/21/00	VER /SPECIAL VERDICT	001		07/21/00	
0212	07/21/00	VER /SPECIAL VERDICT	001		07/21/00	
0213	07/21/00	VER /SPECIAL VERDICT	001		07/21/00	
0214	07/25/00	ORDR/ORDER	001			
0215	07/27/00	ROC /RECEIPT OF COPY	001		07/27/00	
0216	07/28/00	ORDR/STIPULATION AND ORDER	001		07/28/00	
0217	08/03/00	NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT			06/29/00	
0218	08/04/00	TRE /TRIAL ENDS			07/21/00	
0219	08/07/00	ORDR/ORDER	001			
0220	08/11/00	MOT /DEFT'S MOTION FOR NEW TRIAL	001	DN	08/21/00	
0221	08/17/00	OPPS/OPPOSITION TO DEFENDANTS MOTION FOR NEW TRIAL	001			
0222	08/24/00	EXPT/EX PARTE MOTION TO ALLOW FEES IN EXCESS OF STATUTORY MAXIMUM FOR	001			Y
ATTORNEY ON COURT APPOINTED CASE FOR MATERIAL WITNESS TRACI ROSE CARTER						
0223	08/24/00	EXPR/EX PARTE ORDER ALLOWING FEES IN EXCESS OF STATUTORY MAXIMUM FOR ATTORNEY	001		08/15/00	Y
ON COURT APPOINTED CASE FOR MATERIAL WITNESS TRACI ROSE CARTER						
0224	08/24/00	EXPT/EX PARTE MOTION TO WITHDRAWAL AS ATTORNEY OF RECORD FOR MATERIAL	001			Y
WITNESS TRACI ROSE CARTER						
0225	08/24/00	EXPR/EX PARTE ORDER ALLOWING WITHDRAWAL OF ATTORNEY OF RECORD FOR MATERIAL	001		08/15/00	Y
WITNESS TRACI ROSE CARTER						
0226	08/24/00	ORDR/ORDER DENYING DEFENDANTS MOTION FOR NEW TRIAL-MOTION FOR NEW PENALTY HEARING	001	HG	08/21/00	
0227	08/28/00	TRAN/REPORTER'S TRANSCRIPT OF PROCEEDINGS - STATE'S MOTION FOR PRODUCTION OF DATA	001		08/21/00	Y
SUPPORTING PSYCHOLOGISTS FINDINGS IN REPORT DEFENDANT'S MOTION FOR NEW TRIAL						
0228	08/31/00	EXPR/EX PARTE ORDER	001		08/31/00	
0229	08/31/00	ORDR/ORDER FOR STAY OF EXECUTION	001		08/31/00	

(Continued to page 9)

NO.	FILED/REC CODE	REASON/DESCRIPTION	FOR	OC	SCH/PER	C
0230	08/31/00	ROC /RECEIPT OF COPY	001		08/31/00	
0231	09/01/00	EXPR/EX PARTE ORDER FOR RETURN OF PROPERTY	001		08/31/00	
0232	09/01/00	ORDR/ORDER	001	HG	08/21/00	
0233	09/01/00	TRAN/REPORTER'S TRANSCRIPT RE SENTENCING	001			
0234	09/05/00	JUDG/JUDGMENT OF CONVICTION	001		09/05/00	
0235	09/05/00	NTFE/NOTICE TO TRANSPORT FOR EXECUTION	001			
0236	09/05/00	WARR/WARRANT OF EXECUTION	001			
0237	09/05/00	ORDR/ORDER OF EXECUTION	001		09/05/00	
0238	09/05/00	JMNT/ADMINISTRATION/ASSESSMENT FEE	0001		09/06/00	
0239	09/05/00	JMNT/JUDGMENT OF RESTITUTION (COUNT II)	0001		09/06/00	
0240	09/05/00	JMNT/JUDGMENT OF RESTITUTION (COUNT III)	0001		09/06/00	
0241	09/05/00	JMNT/JUDGMENT OF RESTITUTION (COUNT IV)	0001		09/06/00	
0242	09/05/00	JMNT/JUDGMENT OF RESTITUTION (COUNT V)	0001		09/06/00	
0243	09/05/00	JMNT/JUDGMENT OF RESTITUTION (COUNT VI)	0001		09/06/00	
0244	09/05/00	JMNT/JUDGMENT OF RESTITUTION (VII)	0001		09/06/00	
0245	09/06/00	ORDR/ORDER FOR TRANSCRIPT	001			
0246	09/08/00	ROP /RECEIPT OF EXHIBITS	001			
0247	08/31/00	CSCL/CASE CLOSED			08/31/00	



FILED

SEP 5 10 45 AM '00

*Shirley B. Ramirez*  
CLERK

JOC  
STEWART L. BELL  
DISTRICT ATTORNEY  
Nevada Bar #000477  
200 S. Third Street  
Las Vegas, Nevada 89155  
(702) 455-4711  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

ZANE MICHAEL FLOYD,  
#1619135

Defendant.

Case No. C159897  
Dept. No. V  
Docket H

JUDGMENT OF CONVICTION

WHEREAS, on the 6th day of July, 1999, Defendant, ZANE MICHAEL FLOYD, entered a plea of Not Guilty to the crimes of BURGLARY WHILE IN POSSESSION OF A FIREARM; MURDER WITH USE OF A DEADLY WEAPON; ATTEMPT MURDER WITH USE OF A DEADLY WEAPON; SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON AND FIRST DEGREE KIDNAPING WITH USE OF A DEADLY WEAPON, NRS 205.060, 193.165; 200.010, 200.030, 193.165; 200.010, 200.030, 193.165, 193.330; 200.310, 200.320, 193.165; 200.364; 200.366 and 193.165; and

WHEREAS, the Defendant ZANE MICHAEL FLOYD, was tried before a Jury and the Defendant was found guilty of the crime of COUNT I - BURGLARY WHILE IN POSSESSION OF A FIREARM; COUNT II, III, IV, V - MURDER OF THE FIRST DEGREE WITH USE OF A DEADLY WEAPON; COUNT VI - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON; CT VII - FIRST DEGREE KIDNAPING WITH USE OF A DEADLY WEAPON; and CT VIII, IX, X and XI - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON, in

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1 violation of NRS 205.060, 193.165; 200.010, 200.030, 193.165; 200.010, 200.030, 193.165,  
2 193.330; 200.310, 200.320, 193.165; 200.364; 200.366 and 193.165, and the Jury verdict was  
3 returned on or about the 19th day of July, 2000. Thereafter, the same trial jury, deliberating in  
4 the penalty phase of said trial, in accordance with the provisions of NRS 175.552 and 175.554,  
5 found that there were Three (3) aggravating circumstances in connection with the commission  
6 of said crime, to-wit:

7 1. The murder was committed by a person who knowingly created a great risk of death  
8 to more than one person by means of a weapon, device or course of action which would normally  
9 be hazardous to the lives of more than one person;

10 2. The murder was committed upon one or more persons at random and without  
11 apparent motive; and

12 3. The Defendant has, in the immediate proceeding, been convicted of more than one  
13 offense of murder in the first or second degree.

14 That on or about the 21st day of July, 2000, the Jury unanimously found, beyond a  
15 reasonable doubt, that there were no mitigating circumstances sufficient to outweigh the  
16 aggravating circumstance or circumstances, and determined that the Defendant's punishment  
17 should be Death as to COUNTS II, III, IV and V - MURDER OF THE FIRST DEGREE WITH  
18 USE OF A DEADLY WEAPON in the Nevada State Prison located at or near Carson City, State  
19 of Nevada.

20 WHEREAS, thereafter, on the 31st day of August, 2000, the Defendant being present in  
21 court with his counsel, CURTIS BROWN and DOUGLAS HEDGER, Deputy Public Defenders,  
22 and STEWART L. BELL, District Attorney, also being present; the above entitled Court did  
23 adjudge Defendant guilty thereof by reason of said trial and verdict and sentenced Defendant as  
24 follows:

25 As to COUNT I - BURGLARY WHILE IN POSSESSION OF A FIREARM - A  
26 maximum term of One Hundred Eighty (180) months with the minimum parole eligibility of  
27 Seventy-Two (72) months in the Nevada Department of Prisons and ordered to submit to testing  
28 to determine genetic markers. It is further recommended that the defendant be held responsible

1 for restitution totaling \$1,638.48;

2 As to COUNTS II, III, IV, V - MURDER OF THE FIRST DEGREE WITH USE OF A  
3 DEADLY WEAPON - Set by jury verdict as Death by Lethal Injection as to each count  
4 separately. It is further recommended that the Defendant also be held responsible for restitution  
5 totaling \$15,051.00 as to Count II; \$39,478.29 restitution as to Count III; \$43,660.14 restitution  
6 as to Count IV; and \$19,695.10 restitution as to Count V, and ordered to submit to testing to  
7 determine genetic markers;

8 As to Count VI - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON - A  
9 maximum term of Two-Hundred Forty (240) months in the Nevada Department of Prisons with  
10 the minimum parole eligibility of Ninety-Six (96) months, plus an equal and consecutive  
11 sentence of Two-Hundred Forty (240) months with the minimum parole eligibility of Ninety-Six  
12 (96) months for the Use of a Deadly Weapon and ordered to submit to testing to determine  
13 genetic markers. It is further recommended that Count VI be served consecutive to Count I and  
14 that the defendant be held responsible for restitution totaling \$64,264.87.

15 As to COUNT VII - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY  
16 WEAPON - LIFE in the Nevada Department of Prisons with the minimum parole eligibility of  
17 Sixty (60) months plus an equal and consecutive sentence of LIFE with the minimum parole  
18 eligibility of Sixty (60) months for the Use of a Deadly Weapon. It is further recommended that  
19 Count VII be served consecutive to Count VI.

20 As to COUNTS VIII, IX, X and XI - SEXUAL ASSAULT WITH USE OF A DEADLY  
21 WEAPON - As to each count separately, the Defendant is sentenced to LIFE in the Nevada  
22 Department of Prisons with minimum parole eligibility of One Hundred Twenty (120) months  
23 plus an equal and consecutive sentence of LIFE with minimum parole eligibility of One Hundred  
24 Twenty (120) months for Use of a Deadly Weapon. The Defendant shall submit to testing to  
25 determine genetic markers and shall submit to a term of LIFETIME supervision to commence  
26 upon completion of any term of incarceration or parole. It is further recommended that the  
27 defendant be held responsible for restitution totaling \$210.00 as to Count VIII and Count VIII  
28 be served consecutive to Count VII; Count IX be served consecutive to Count VIII; Count X be

1 served consecutive to Count IX; and Count XI be served consecutive to Count X.

2 THEREFORE, the Clerk of the above entitled Court is hereby directed to enter this  
3 Judgment of Conviction as part of the record in the above entitled matter.

4 DATED this 5 day of September, 2000, in the City of Las Vegas, County of Clark,  
5 State of Nevada.

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8 DISTRICT JUDGE  
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27 DA#C159897X/msf  
28 LVMPD EV#9906030340  
1° MURDER W/WPN - F

## CRIMINAL COURT MINUTES

99-C-159897-C      STATE OF NEVADA      vs Floyd, Zane M

07/06/99 09:00 AM 00 INITIAL ARRAIGNMENT

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
N J SILVERMAN(AM)/G G PICHIERRI (PM), Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000477	Bell, Stewart L.	Y
000281	Koot, William T.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
003964	Hedger, Douglas W.	Y
004546	Brown, Curtis	Y

DEFENDANT FLOYD ARRAIGNED, PLED NOT GUILTY AND WAIVED THE SIXTY-DAY RULE. COURT ORDERED, pursuant to meeting in Chambers last week, TRIAL DATE SET FOR 03/06/00 WITH A CALENDAR CALL DATE OF 02/29/00 AND STATED THIS IS A FIRM TRIAL DATE--THERE WILL BE NO CONTINUANCES. COURT FURTHER ORDERED, ALL MOTIONS ARE TO BE FILED NO LATER THAN 01/03/00, WITH COURTESY COPIES TO THE COURT AND MATTER SET FOR STATUS CHECK ON 01/06/00 FOR TRIAL READINESS AND MOTIONS FILED TO RESOLVE WHEN THESE MOTIONS THAT HAVE BEEN FILED WILL NEED TO BE ANSWERED AND TO SEE WHAT KIND OF PROCEDURES ARE GOING TO BE USED TO REACH DECISIONS ON THEM. COURT STATED THERE WILL BE NO ORAL ARGUMENTS ON ANY MOTIONS. COURT ORDERED, MATTER WILL ALSO BE SET FOR STATUS CHECK ON 02/07/00 FOR TRIAL READINESS AND TO SET A DATE FOR THE JURY QUESTIONNAIRE. Court asked Mr. Bell if he were going to file in open court Mr. Koot's motion, which Defense has already received a copy of, and Mr. Bell replied it has already been filed. Upon Court's inquiry, Mr. Brown stated they need two weeks to respond and, COURT ORDERED, Defense to respond by 7/20/99; State to reply by 7/27/99 and matter set for DECISION on 8/5/99 and, FURTHER ORDERED, THIS MOTION RELATIVE TO THE SEXUAL ASSAULT COUNT AND THE DEPOSITION WILL BE KEPT UNDER SEAL. NOTICE TO SEEK DEATH PENALTY FILED IN OPEN COURT.

## CUSTODY

8/5/99 9:00 AM DECISION

01/06/00 9:00 AM STATUS CHECK: TRIAL READINESS/ALL MOTIONS FILED

02/07/00 9:00 AM STATUS CHECK: TRIAL READINESS/SET DATE FOR JURY QUESTIONNAIRE

02/29/00 9:00 AM CALENDAR CALL

03/06/00 10:00 AM JURY TRIAL

CLERK'S NOTE: CALLED MR. KOOT'S OFFICE ON 7/9/99 AND SPOKE TO MOLLY AS I DID NOT HAVE COPY OF DOCUMENT TO BE PLACED UNDER SEAL IN THE FILE AND UPON CHECKING THE INDEX SCREEN IN BLACKSTONE, DOCUMENT HAD NOT BEEN ENTERED.

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 001

MOLLY ADVISED ME, DOCUMENT HAD NOT BEEN FILED AS MR. BELL STATED IN COURT ON 7/6/99 AND SHE WOULD SEND IT TO CLERK'S OFFICE TODAY TO BE FILED. CD

08/12/99 09:00 AM 01 DECISION

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA/CD, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
003964 Hedger, Douglas W.  
004546 Brown, Curtis

Y  
Y  
Y  
Y  
Y  
Y

COURT ORDERED, MOTION FOR DEPOSITION DENIED based on NRS 174.175. Upon Court's inquiry, Mr. Bell presented an Application for Material Witness and Order that would either hold witness in custody or set bail so State would have some assurance she will be here for trial. Witness brought into the Courtroom and discussion between Court and witness regarding her importance to this case. COURT ORDERED, WITNESS RELEASED AND ADMONISHED HER THAT IF SHE TAKES OFF AND DOES NOT KEEP IN TOUCH WITH MR. BELL'S OFFICE A WARRANT WILL BE ISSUED AND SHE WILL BE PICKED-UP AND SIT IN JAIL UNTIL THE TRIAL ON MARCH 6, 2000.

CUSTODY

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 002

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

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: ALONA CANDITO, Court Clerk  
DEBRA VAN BLARICOM, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000477	Bell, Stewart L.	Y
000281	Koot, William T.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
004931	Brown, David F.	Y
003964	Hedger, Douglas W.	Y

STATUS CHECK: TRIAL READINESS / ALL MOTIONS FILED . . . STATE'S MOTION FOR  
USE OF DEMONSTRATIVE EXHIBIT . . . STATE'S MOTION TO COMPEL INDEPENDENT  
PSYCHIATRIC EXAMINATION . . . STATE'S MOTION IN LIMINE: STATE OF MIND  
TESTIMONY . . . DEFENDANT'S MOTION TO SEVER COUNTS

State's Oppostion to Defendant's Motion to Sever FILED IN OPEN COURT. Court  
directed counsel to have any filed motions answered by 1/20/00; replies to  
be filed by 1/27/00. Statements by counsel regarding the remaining motions.  
Court directed Mr. Hedger file any remaining motions by 1/20/00; State to  
reply by 1/27/00. Statements regarding the jury questionnaire. Court  
directed counsel to submit an agreed upon jury questionnaire for the Court  
to review on 2/7/00. Upon Court's inquiry, Mr. Brown stated that he will be  
ready for trial. COURT ORDERED, MOTIONS CONTINUED.

CUSTODY

CONTINUED TO: 2/7/00 9:00 A.M.

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 003

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

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000477	Bell, Stewart L.	Y
000281	Koot, William T.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
003964	Hedger, Douglas W.	Y
004546	Brown, Curtis	Y
002 W	Carter, Traci R	Y
004748	Siegel, Jay	Y

DEFT'S MOTION TO FEDERALIZE ALL MOTIONS, OBJECTIONS, REQUEST AND OTHER APPLICATIONS FOR THE PROCEEDINGS IN THE ABOVE ENTITLED CASE...DEFT'S MOTION TO PARTIALLY STRIKE AGGRAVATING CIRCUMSTANCES AND ALLEGED EVIDENCE IN SUPPORT THEREOF...DEFT'S MOTION FOR ATTORNEY CONDUCTED SEQUESTERED INDIVIDUAL VOIR DIRE...DEFT'S MOTION IN LIMINE FOR ORDER PROHIBITING PROSECUTION MISCONDUCT IN ARGUMENT...DEFT'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM USING PREJUDICIAL PHOTOGRAPHS AS DEMONSTRATIVE EXHIBITS OR FROM MOVING TO ADMIT SUCH PHOTOGRAPHS INTO EVIDENCE...DEFT'S MOTION TO SUPPRESS THE DEFENDANT'S STATEMENTS TO THE POLICE...DEFT'S MOTION TO SEQUESTER JURORS...DEFT'S MOTION IN LIMINE CONCERNING REMOVAL OF JURORS BY THE PROSECUTOR...DEFT'S MOTION TO ALLOW THE DEFENSE TO ARGUE LAST IN PENALTY PHASE...DEFT'S SUPPLEMENTAL MOTIN FOR CHANGE OF VENUE AND REPLY TO STATE'S OPPOSITION...STATUS CHECK: TRIAL READINESS/SET DATE FOR JURY QUESTIONNAIRE...DEFT'S MOTION TO DISMISS STATE'S NOTICE OF INTENT TO SEEK DEATH PENALTY BECAUSE NEVADA'S DEATH PENALTY STATUE IS UNCONSTITUTIONAL... TRACI CARTER'S MOTION FOR HOUSE ARREST IN LIEU OF CUSTODY FOR MATERIAL WITNESS

AS TO TRACI CARTER'S MOTION FOR HOUSE ARREST, Court stated it was indicated in chambers that the matter has been resolved. Mr. Bell advised that although the State opposes house arrest, they agree to try to find placement for Ms. Carter in a halfway house, at the State's expense. Court advised that Defense is going to move to continue the trial and if motion is granted, this may impact on their motion to take a deposition from Ms. Carter. Mr. Siegel requested Court set matter for status check. COURT ORDERED, MOTION DENIED AS MS. CARTER WILL BE PLACED IN A HALFWAY HOUSE AT THE STATE'S EXPENSE AND SET MATTER FOR STATUS CHECK AS TO TAKING THE DEPOSITION. COURT ADVISED ITS RULINGS ON THE REMAINDER OF THE MOTIONS WILL BE AT 9:45 AM.

MATTER RECALLED. COURT ORDERED, DEFT'S MOTION TO PARTIALLY STRIKE

CONTINUED ON PAGE: 005



## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 004

AGGRAVATING CIRCUMSTANCES AND ALLEGED EVIDENCE IN SPPORT THEREOF CONTINUED TO CALENDAR CALL ON 2/29/00. COURT STATED ITS FINDINGS AND, ORDERED, THE FOLLOWING MOTIONS DENIED: DEFT'S MOTION TO DISMISS STATE'S NOTICE OF INTENT TO SEEK DEATH PENALTY BECAUSE NEVADA'S DEATH PENALTY STATUTE IS UNCONSTITUTIONAL; DEFT'S MOTION TO SEVER COUNTS, WHICH WAS NOT ON CALENDAR; DEFT'S MOTION TO ALLOW THE DEFENSE TO ARGUE LAST IN THE PENALTY PHASE; DEFT'S MOTION TO SEQUESTER JURORS; DEFT'S MOTION IN LIMINE FOR ORDER PROHIBITING PROSECUTION MISCONDUCT IN ARGUMENT; DEFT'S MOTION FOR ATTORNEY CONDUCTED SEQUESTERED INDIVIDUAL VOIR DIRE; DEFT'S MOTION IN LIMINE CONCERNING REMOVAL OF JURORS BY THE PROSECUTOR; AND DEFT'S SUPPLEMENTAL MOTION FOR CHANGE OF VENUE AND REPLY TO STATE'S OPPOSITION. Statements by Court and counsel regarding Deft's Motion to Suppress Deft's Statements to the Police and the need for an evidentiary hearing on this matter. As to Deft's Motion to Federalize All Motions, Objections, Requests and Other Applications for the Proceedings in the Above Entitled Case, COURT RESERVED RULING, MATTER SET FOR DECISION ON 2/29/00. As to State's Motion to Use Transcripts of Deft's Statements, which is not on calendar, COURT ORDERED, motion GRANTED with the following conditions. The Court will permit an agreed-upon, or two versions of the transcript in aid of the jury's understanding of these statements while they are listening to them at trial, but if counsel has an objection to their use and to their admission as exhibits, Court would like the matter pre-trialed by at least a week before trial. COURT ORDERED, the State's Motion in Limine Regarding State of Mind Testimony, which is not on calendar, DENIED. As to State's Motion to Compel Independent Psychiatric and/or Physiological Exam, COURT ORDERED, MATTER OFF CALENDAR; COUNSEL TO RENOTICE and Court will accept an Order Shortening Time. As to State's Motion for Use of Demonstrative Exhibits During State's Opening Statement, which is not on calendar, and Deft's Motion in Limine to Preclude the State from Using Prejudicial Photographs as Demonstrative Exhibits or From Moving to Admit Such Photographs Into Evidence, COURT ORDERED, motions GRANTED IN PART. The Court will permit the State to do everything they want in their use of demonstrative exhibits during opening statement except for pictures which must be shown to the Court prior to the commencement of the trial when taking up issues outside the presence of the jury just before the trial. Unless the Court is absolutely convinced that they're going to come in at trial, the Court is going to be safe and say they can't be used in opening statement. As to the State's use of the 911 Tape, COURT WILL TAKE UNDER ADVISEMENT and Mr. Koot will file Points and Authorities on this issue. Court stated it had an ex parte communication with Mr. Hedger and Mr. Brown regarding their intent to move for a continuance, which Court advised Mr. Bell of yesterday, ex parte. Upon Court's inquiry, Mr. Brown advised it is their intent to move to continue. Court asked Defense how much time they need to file their motion and Mr. Brown advised they could have it submitted to the State by Monday, 2/14/00. COURT ORDERED, Deft's Motion to Continue Trial to be filed by 2/14/00; State to respond by 2/16/00; Defense to answer by close of business 2/18/00 and matter set for DECISION on 2/22/00. Discussion between Court and counsel regarding the ex-parte communications of the collection of information on evidence needed by the Public Defender. State has no objection, however, would want to be present. Further discussion between Court and counsel

CONTINUED ON PAGE: 006

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 005

regarding reciprocal discovery. As to Deft's Motion to Suppress Deft's Statements to the Police and Status Check: Trial Readiness/Set Date for Jury Questionnaire, COURT ORDERED, matter CONTINUED TO 2/22/00.

## CUSTODY

2/22/00 9:00 AM DEFT'S MOTION TO SUPPRESS THE DEFENDANT'S STATEMENTS TO THE POLICE

2/22/00 STATUS CHECK: TRIAL READINESS/SET DATE FOR JURY QUESTIONNAIRE

2/22/00 9:00 AM DEFT'S MOTION TO CONTINUE TRIAL

2/29/00 9:00 AM STATUS CHECK: DEPOSITION OF TRACI CARTER

2/29/00 9:00 AM DEFT'S MOTION TO PARTIALLY STRIKE AGGRAVATING CIRCUMSTANCES AND ALLEGED EVIDENCE IN SUPPORT THEREOF

2/29/00 9:00 AM DEFT'S MOTION TO FEDERALIZE ALL MOTIONS, OBJECTIONS, REQUEST AND OTHER APPLICATIONS FOR THE PROCEEDINGS IN THE ABOVE ENTITLED CASE

CLERK'S NOTE: THE FOLLOWING MOTIONS WERE NOT CONTINUED FROM THE 1/6/00 DATE BUT WERE ADDRESSED ON 2/7/00 AND SHOULD HAVE BEEN LISTED ABOVE WITH ALL PENDING MOTIONS: STATE'S MOTION IN LIMINE STATE OF MIND TESTIMONY; STATE'S MOTION FOR USE OF DEMONSTRATIVE EXHIBIT; STATE'S MOTION TO COMPEL PSYCH EXAM; AND DEFT'S MOTION TO SEVER COUNTS. ALSO, STATE'S MOTION TO USE TRANSCRIPTS OF DEFT'S STATEMENTS WAS NEVER ENTERED INTO THE COMPUTER FOR 2/7/00 AND SHOULD ALSO HAVE BEEN LISTED ABOVE WITH ALL PENDING MOTIONS.  
3/8/00 CD

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 006

03/09/00 09:00 AM 00 STATE'S SECOND APPLICATION FOR PSYCH  
EXAM AND REQUEST FOR IMMEDIATE RECIP DIS

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
003964 Hedger, Douglas W.  
004546 Brown, Curtis

Y  
Y  
Y  
Y  
Y  
Y

Discussion between Court and defense counsel as to when psychiatric evaluations will be done. Statements between Court and counsel regarding the State's right to an independent psychiatric evaluation for use in the penalty phase. COURT ORDERED, DEFENSE COUNSEL TO WRITE TO PSYCHIATRISTS BY 4/18/00 REQUESTING A REPORT GIVING EVERYTHING THEY HAVE. COURT ADVISED IT WILL ORDER, AT THAT TIME, AN INDEPENDENT PSYCHIATRIC IF DEFENSE HAS ANY INTENTION OF PUTTING THIS PERSON OR ANY OTHER PERSONS ON HAVING TO DO WITH DEFENDANT'S MENTAL STATUS AT EITHER THE CASE-IN-CHIEF OR THE REBUTTAL. COURT FURTHER ADVISED, IF EITHER PARTY WANTS TO ADDRESS THIS ISSUE WITH FURTHER AUTHORITIES TO GET THOSE PLEADINGS TO COURT TWO DAYS PRIOR TO 4/18/00. STATE TO PREPARE ORDER.

CUSTODY

CONTINUED TO: 04/18/00 09:00 AM 01

## CRIMINAL COURT MINUTES

99-C-159897-C

STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 007

04/18/00 09:00 AM 01 STATE'S SECOND APPLICATION FOR PSYCH  
EXAM AND REQUEST FOR IMMEDIATE RECIP DIS

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000477	Bell, Stewart L.	Y
000281	Koot, William T.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
004546	Brown, Curtis	Y
003964	Hedger, Douglas W.	Y

Discussion between Court and counsel regarding defense's expert reports on Defendant and when the State will be receiving these reports. COURT ORDERED, DR. CAMP'S AND DR. PAUL'S REPORT BE GIVEN TO STATE BY 5/17/00 AND MATTER CONTINUED.

## CUSTODY

CONTINUED TO: 05/18/00 09:00 AM 02

05/18/00 09:00 AM 00 ALL PENDING MOTIONS 5/18/00

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: ALONA CANDITO, Court Clerk  
CAROLE D'ALOIA, Relief Clerk  
DEBRA VAN BLARICOM, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000281	Koot, William T.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
004546	Brown, Curtis	Y
003964	Hedger, Douglas W.	Y

STATE'S MOTION FOR PRODUCTION OF DATE SUPPORTING PSYCHOLOGISTS FINDINGS IN REPORT . . . STATE'S SECOND APPLICATION FOR INDEPENDENT PSYCHIATRIC EXAMINATION AND REQUEST FOR IMMEDIATE RECIPROCAL DISCOVERY

Mr. Brown advised Court counsel are in the process of setting up a new psychiatrist and there is no objection to June. Statements by counsel. COURT ORDERED, Matter continued. Mr. Brown requested a notice of when the

CONTINUED ON PAGE: 009

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 008

second psychiatric examination will occur. Mr. Koot advised Court he will prepare an Order and there is no problem with advising counsel. Mr. Koot advised Court he will have the final report from Dr. Camp today. Court directed counsel to indicate to the psychiatrist that the State will need to have a comfortable amount of time to prepare. COURT ORDERED, MOTION FOR PSYCHIATRIC EXAMINATION AND REQUEST FOR IMMEDIATE RECIPROCAL DISCOVERY IS GRANTED.

FURTHER, MATTER CONTINUED FOR A STATUS CHECK.

CUSTODY

6/1/00 9:00 A.M. STATUS CHECK: STATE'S MOTION FOR PRODUCTION OF DATA SUPPORTING PSYCHOLOGISTS FINDINGS IN REPORT

06/01/00 09:00 AM 01 STATE'S MOTION FOR PRODUCTION OF DATA

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: ALONA CANDITO, Court Clerk  
CAROLE D'ALLOIA, Relief Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis

Y  
Y  
Y  
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Y

Statements by Court and counsel regarding this status check to see how the forensic psychologist, Dr. Schmidt is coming along and the reports from Dr. Camp and Dr. Dougherty. Mr. Brown advised Court Dr. Dougherty's report has not been ordered to be produced and Dr. Camp is waiting for the reports from the forensic psychologist. Mr. Brown advised Court these witnesses are now local. Court directed the report be brought to Dr. Camp on 6/15/00 and his report to be done by 6/19/00. Mr. Bell requested if this is not done, they will be in contempt of court. SO ORDERED. Mr. Bell requested the defense report and materials by 6/15/00 and Dr. Camp's report will be provided by the following Monday (6/19/00). COURT ORDERED, by the next court date, everything is to be in the State's hands.

Statements by Court and counsel regarding Dr. Dougherty. Mr. Brown stated Dr. Dougherty has not prepared a report, but when he does, he will provide that to the State. Mr. Brown concurred that they will not be using Dr. Dougherty in the case-in-chief.

COURT ORDERED, MATTER CONTINUED FOR A STATUS CHECK.

CONTINUED TO: 06/20/00 09:00 AM 02

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 009

06/20/00 09:00 AM 00 ALL PENDING MOTIONS 6/20/00

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: ALONA CANDITO, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis  
003964 Hedger, Douglas W.

Y  
Y  
Y  
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Y  
Y

STATE'S MOTION FOR PRODUCTION OF DATA SUPPORTING PSYCHOLOGIST FINDINGS IN REPORT. . . STATE'S MOTION TO RESET EVIDENTIARY HEARING ON VOLUNTARINESS OF CONFESSION

Mr. Bell advised Court he thinks that all the issues are resolved, subject to this Court's approval. Mr. Bell advised Court the final report of Dr. Camp was provided this morning and the Defense has agreed to send the underlying data. Mr. Bell further advised Court counsel are meeting tomorrow at 10:00 a.m. to finalize the jury questionnaire and requested one hour of the Court's time on 6/28, 6/29 or 6/30/00 for the Evidentiary Hearing on the confession. COURT ORDERED, MATTER CONTINUED. Court advised parties that if necessary, the hearing will be held very early in the morning or late in the afternoon. Mr. Brown requested the jury panel be brought in on 6/28 or 6/29 or 6/30/00 to answer the jury questionnaire. No objection by the State. Mr. Hedger requested the trial begin on 7/11/00. Upon Court's inquiry, Mr. Bell advised Court he believes there are 60 witnesses the State will be calling for the guilt phase. COURT ORDERED, TRIAL DATE SET; COURT DIRECTED COUNSEL TO GET TOGETHER AND NUMBER ALL AGREED UPON JURY INSTRUCTIONS PRIOR TO TRIAL.

CUSTODY

6/22/00 9:00 A.M. STATUS CHECK: EVIDENTIARY HEARING

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 010

06/22/00 09:00 AM 01 STATE'S MTN TO RESET EVIDENTIARY HEARING  
ON VOLUNTARINESS OF CONFESSION

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: ALONA CANDITO, Court Clerk  
GEORGETTE BYRD/GB, Relief Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis

Y  
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Y

Upon Counsel advising the Court the jury questionnaire has been resolved,  
COURT ORDERED, matter set for evidentiary hearing. Questionnaire presented  
to the Court.

CUSTODY

06/29/00 10:15 AM EVIDENTIARY HEARING

06/29/00 10:15 AM 00 EVIDENTIARY HEARING: DEFT'S MOTION TO  
SUPPRESS

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis

Y  
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Y  
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Y

Court stated this is the hearing on the Motion to Suppress and advised it  
would also make a decision on the 911 tape. Mr. Brown stated he would like  
to file a response regarding the 911 tape and, upon Court's inquiry, Mr.  
Brown advised he would file by 7/3/00. COURT ORDERED, Mr. Brown to file his  
response by close of business on 7/3/00 with a courtesy copy to Court and,  
at the request of Mr. Bell matter CONTINUED TO 7/6/00 FOR DECISION ON THE  
911 TAPE. Mr. Brown moved to have this hearing closed to the public and,  
COURT DENIED THIS REQUEST. Mr. Bell advised they have jury instructions to  
give to Court and COURT INSTRUCTED THEM TO GET TOGETHER WITH COUNSEL AND

CONTINUED ON PAGE: 012

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 011

HAVE THEM ALL AGREED UPON AND NUMBERED PRIOR TO TRIAL. Witnesses and exhibits per worksheet. Court advised it had read all the points and authorities, heard the evidence here today and finds a preponderance of evidence that the Miranda rights were waived knowingly and voluntarily and, ORDERED, MOTION TO SUPPRESS DENIED.

CUSTODY

7/6/00 9:00 AM DECISION: 911 TAPE

07/06/00 08:30 AM 00 ALL PENDING MOTIONS 7/6/00

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: ALONA CANDITO, Court Clerk  
CAROLE D'ALOIA, Relief Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis  
003964 Hedger, Douglas W.

Y  
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Y

DEFENDANT'S MOTION RE: 911 TAPES . . . DEFENDANT'S MOTION TO PARTIALLY STRIKE AGGRAVATING CIRCUMSTANCES . . . STATUS CHECK: RESOLUTION OF EXHIBITS

COURT ORDERED, THE 911 TAPES ARE ADMITTED. Court stated its findings. Court finds the probative value substantially outweighs any prejudicial effect.

FURTHER, THE MOTION TO PARTIALLY STRIKE AGGRAVATING CIRCUMSTANCES IS GRANTED in its entirety; Court noted the following observations: As to the torture or mutilation, a decision on the motion to strike the aggravators should not be made until after the guilt phase. As to before the Defendant fired the fatal shot at Lucille Tarantino he let her beg for her life, the Court will strike that aggravator. If the Court did not get the full flavor for possible torture in the pleadings, counsel can move to reconsider. With reference to the aggravator having to do with the burglary, this Court believes there is a Nevada Supreme Court case that decided this matter adversely to the defense, not to the prosecution. Court advised counsel if further research shows there is a case in point on the issue that refutes what Mr. Hedger is saying with reference to this, counsel can file a motion to reconsider with reference to that.

Court advised parties there will be a brief hearing regarding television coverage on Monday. Mr. Bell advised Court the exhibits were marked yesterday afternoon and requested the parties be allowed to meet with the

CONTINUED ON PAGE: 013



## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 012

Court later this morning to discuss exhibits and jury instructions. Statements by Court and counsel. Mr. Brown moved to unendorse the defense witnesses or withdraw the notice of experts.

## CUSTODY

7/10/00 9:00 A.M. STATUS CHECK: MEDIA COVERAGE

07/10/00 10:00 AM 00 STATUS CHECK: MEDIA COVERAGE

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA/CD, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis  
003964 Hedger, Douglas W.  
001923 Gentile, Dominic P.

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Y

Mr. Gentile present with Mr. Bob Stoddal of Las Vegas One. Statements between Court and counsel regarding witnesses who do not want to appear on the live broadcasts of the trial. Mr. Gentile requested these individuals submit affidavits, giving him a chance to respond and communicate with them regarding their concerns. COURT ORDERED, AFFIDAVITS TO BE SUBMITTED AND COURT WILL DECIDE ON AN INDIVIDUAL BASIS. Court advised counsel to meet at 11:30 AM this morning and instructed Court Services Officer to have Defendant present in case they need to put something on the record.

MATTER RECALLED AT 11:30 AM. DEFENDANT'S MOTION TO DISMISS RULE 250 NOTICE OF INTENT DUE TO FEDERAL DUE PROCESS VIOLATIONS FILED IN OPEN COURT. Mr. Brown stated his objections, for the record, to photos the State would like to use in opening statements. Discussion between Court and counsel regarding photos and COURT OVERRULED HIS OBJECTIONS. Mr. Brown requested he be able to use photos during voir dire and Court asked Mr. Bell to think about any objections he may have and COURT WILL MAKE ITS RULING TOMORROW BEFORE TRIAL.

## CUSTODY

CONTINUED ON PAGE: 014

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 013

07/11/00 09:30 AM 00 TRIAL BY JURY

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
N J SILVERMAN (AM)/G G PICHIERRI (PM), Reporter/Record

PARTIES:	STATE OF NEVADA	Y
000477	Bell, Stewart L.	Y
000281	Koot, William T.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
004546	Brown, Curtis	Y
003964	Hedger, Douglas W.	Y

Jury panel assembled. Introductions by counsel. Jury selection begins. Jury admonished for morning recess from 9:45 to 10:00 AM. Jury selection continues. Jury admonished and recessed for lunch from 12:00 to 1:00 PM. Jury selection continues. Jury admonished for afternoon recess from 2:25 to 2:40 PM. Jury of twelve and two alternates selected and sworn. Second Amended Information read by Clerk. Jury admonished and recessed from 4:00 to 4:20 PM. Jury panel reassembled. Opening statement by Mr. Bell. Opening statement by Mr. Hedger. COURT INVOKED EXCLUSIONARY RULE. Witness testimony and exhibits per worksheet. Jury admonished and recessed for the evening.

CUSTODY

CONTINUED TO: 07/12/00 08:00 AM 01

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 014

07/12/00 08:00 AM 01 TRIAL BY JURY

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
J MURRAY-DAVID AM/L M JUDD PM, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000477	Bell, Stewart L.	Y
000281	Koot, William T.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
004546	Brown, Curtis	Y
003964	Hedger, Douglas W.	Y

Jury panel reassembled at 8:00 AM and witness testimony and exhibits continued per worksheet. Jury admonished and recessed from 10:00 to 10:15 AM. Jury panel reassembled and witness testimony and exhibits continued per worksheet. Jury admonished and recessed for lunch from 12:00 to 1:00 PM. Jury reassembled and witness testimony and exhibits continued per worksheet. Jury admonished and recessed from 2:35 to 2:50 PM. Jury reassembled and witness testimony and exhibits continued per worksheet. Jury admonished and recessed from 4:05 to 4:25 PM. Jury reassembled and witness testimony and exhibits continued per worksheet. Jury admonished and recessed for the evening.

CUSTODY

CONTINUED TO: 07/13/00 09:30 AM 02

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 015

07/13/00 09:30 AM 02 TRIAL BY JURY

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
N J SILVERMAN AM/L M JUDD PM, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis  
003964 Hedger, Douglas W.

Y  
Y  
Y  
  
Y  
Y  
Y  
Y

Jury reassembled and witness testimony and exhibits continued per worksheet. Jury admonished and recessed from 11:05 to 11:25 AM. Jury reassembled and witness testimony and exhibits continued per worksheet. State rested and jury admonished and recessed for lunch. Court reconvened at 1:20 PM and, OUTSIDE THE PRESENCE OF THE JURY, jury instructions settled on the record. Court advised Defendant of his constitutional right to not testify. Jury reassembled and jury instructions read. Closing argument by Mr. Koot. Closing argument by Mr. Hedger. Rebuttal argument by Mr. Bell. At 2:50 PM jury retired to deliberate. At 6:00 PM jury returned with the following verdicts:

COUNT I - BURGLARY WHILE IN POSSESSION OF A FIREARM (F) - GUILTY  
COUNT II - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (VICTIM THOMAS MICHAEL DARNELL) (F) - GUILTY  
COUNT III - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (VICTIM DENNIS TROY SARGENT) (F) - GUILTY  
COUNT IV - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (VICTIM CARLOS CHUCK LEOS) (F) - GUILTY  
COUNT V - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (VICTIM LUCILLE ALICE TARANTINO) (F) - GUILTY  
COUNT VI - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (VICTIM ZACHARY EMENEGGER) (F) - GUILTY  
COUNT VII - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (VICTIM TRACIE ROSE CARTER) (F) - GUILTY  
VIII - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON (SEXUAL INTERCOURSE) (F) - GUILTY  
IX - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON (ANAL INTERCOURSE) (F) - GUILTY  
X - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON (DIGITAL PENETRATION) (F) - GUILTY  
XI - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON (FELLATIO) (F) - GUILTY

Jury polled and thanked. COURT ORDERED, matter set for PENALTY HEARING and advised Jury Penalty Hearing would start at 9:30 AM.

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 016

CUSTODY

7/17/00 9:30 AM PENALTY HEARING

07/17/00 09:30 AM 00 PENALTY HEARING

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
N J SILVERMAN (AM)/L M JUDD (PM\_, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis  
003964 Hedger, Douglas W.

Y  
Y  
Y  
  
Y  
Y  
Y  
Y

OUTSIDE THE PRESENCE OF THE JURY, pursuant to rule 250, COURT RULED THAT VICTIM IMPACT STATEMENTS WILL BE LIMITED TO ONE SURVIVOR PER DEAD VICTIM. COURT ORDERED, DEFENDANT'S MOTION TO DISMISS RULE 250 DENIED. Court advised that Clerk will read the admonition to the jury during the penalty phase of the hearing. Court recess from 9:40 to 9:45 AM. Jury panel assembled and opening statement by Mr. Koot. Opening statement by Mr. Brown. Witness testimony and exhibits per worksheet. Jury admonished and recess for lunch from 11:55 AM to 1:00 PM. Jury reassembled and witness testimony and exhibits continued per worksheet. Jury admonished and given afternoon recess from 3:00 to 3:15 PM. Jury reassembled and witness testimony and exhibits continued per worksheet. At 5:10 PM jury admonished and recessed for the evening. OUTSIDE THE PRESENCE OF THE JURY, Court advised Defendant of his constitutional rights to make an unsworn statement.

CONTINUED TO: 07/18/00 09:30 AM 01

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 017

07/18/00 09:30 AM 01 PENALTY HEARING

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
G PICHIERRI (AM)/J MURRAY-DAVID (PM\_, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000477	Bell, Stewart L.	Y
000281	Koot, William T.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
004546	Brown, Curtis	Y
003964	Hedger, Douglas W.	Y

Jury panel reassembled at 9:20 AM and witness testimony and exhibits continued per worksheet. Jury admonished and given morning recess from 10:55 AM to 11:10 AM. Jury panel reassembled and witness testimony and exhibits continued per worksheet. Jury admonished and recessed for lunch from 12:15 PM TO 1:15 PM. Jury panel reassembled and witness testimony and exhibits continued per worksheet. At 2:50 PM jury was admonished and given afternoon recess until 3:00 PM. Jury panel reassembled and witness testimony and exhibits continued per worksheet. Jury admonished and given second afternoon recess from 3:50 PM to 4:05 PM. Jury panel reassembled and witness testimony and exhibits continued per worksheet. Allocution statement made by Defendant. Defense rests. Upon Court's inquiry, Mr. Bell advised State would like to call one rebuttal witness. FOLLOWING CONFERENCE AT BENCH, Court advised witness it would like him to come back tomorrow morning at 8:00 AM to testify. Jury admonished and recessed for the evening. OUTSIDE THE PRESENCE OF THE JURY, counsel stipulated to the reading of jury instructions prior to closing arguments. Jury instructions settle don the record. Court advised it would like to see counsel and Dr. Mortillarro in chambers. MATTER TRAILED. MATTER RECALLED. Statements by Court regarding the standardized psychological tests given to Defendant and the use of the raw data by Dr. Mortillaro. COURT RULED IT WOULD LET DR. MORTILLARO USE THE RAW DATA GATHERED BY DEFENSE PSYCHOLOGIST. COURT RECESSED.

CUSTODY

CONTINUED TO: 07/19/00 08:00 AM 02

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 018

07/19/00 08:00 AM 02 PENALTY HEARING

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
NJ SILVERMAN, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis  
003964 Hedger, Douglas W.

Y  
Y  
Y  
Y  
Y  
Y  
Y

Jury panel reassembled at 8:05 AM and witness testimony and exhibits continued per worksheet. Jury admonished and given morning recess. Jury panel reassembled and instructions read by Court. Closing argument by Mr. Bell. Closing argument by Mr. Hedger. Jury admonished and given second morning recess. Closing argument by Mr. Brown. Rebuttal argument by Mr. Koot. Jury admonished and given lunch recess. Court advised upon returning from lunch jury will begin deliberations.

At 2:15 PM jury returned from lunch and began deliberations. At 5:30 PM jury recessed for the evening and will return tomorrow at 8:00 AM to continue deliberations.

CUSTODY

CONTINUED TO: 07/20/00 08:00 AM 03

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 019

07/20/00 08:00 AM 03 PENALTY HEARING

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis  
003964 Hedger, Douglas W.

Y  
Y  
Y  
  
Y  
Y  
Y  
Y

Jury returned at 8:00 AM for deliberations. Jury recessed for the evening at 7:30 PM and will return tomorrow at 8:00 AM to continue deliberations.

CUSTODY

CONTINUED TO: 07/21/00 08:00 AM 04

07/21/00 08:00 AM 04 PENALTY HEARING

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLEL D'ALOIA, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES: STATE OF NEVADA  
000477 Bell, Stewart L.  
000281 Koot, William T.  
  
001 D1 Floyd, Zane M  
PUBDEF Public Defender  
004546 Brown, Curtis  
003964 Hedger, Douglas W.

Y  
Y  
Y  
  
Y  
Y  
Y  
Y

Jury returned at 8:00 AM to continue deliberations. At 11:30 AM Jury returned with the verdicts as follows:

COUNT II-V - MURDER IN THE FIRST DEGREE WITH USE OF A DEADLY WEAPON  
(F) - DEATH.

Jury polled, thanked and excused. COURT ORDERED, matter set for SENTENCING.

CUSTODY

8/31/00 9:00 AM SENTENCING

CONTINUED ON PAGE: 021



## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 020

08/21/00 09:00 AM 00 DEFT'S MOTION FOR NEW TRIAL

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: CAROLE D'ALOIA, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000281	Koot, William T.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
004546	Brown, Curtis	Y

Court stated it read the motion and opposition and there will be no oral argument. Mr. Brown advised that the motion was intended for the penalty hearing. COURT ORDERED, motion DENIED AS TO A NEW TRIAL OR PENALTY HEARING and SENTENCING DATE STANDS.

CUSTODY

08/31/00 09:00 AM 00 SENTENCING

HEARD BY: Jeffrey Sobel, Judge; Dept. 5

OFFICERS: ALONA CANDITO, Court Clerk  
SHIRLEE PRAWALSKY, Reporter/Recorder

PARTIES:	STATE OF NEVADA	Y
000477	Bell, Stewart L.	Y
001 D1	Floyd, Zane M	Y
PUBDEF	Public Defender	Y
004546	Brown, Curtis	Y
003964	Hedger, Douglas W.	Y

P & P represented by George Johnson. PURSUANT TO THE JURY VERDICTS, DEFENDANT FLOYD ADJUDGED GUILTY OF -

COUNT I - BURGLARY WHILE IN POSSESSION OF A FIREARM (F)

COUNTS II, III, IV AND V - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F)

COUNT VI - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (F)

COUNT VII - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (F)

COUNTS VIII - XI - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON (F)

Statements by Mr. Bell and Mr. Brown. COURT ORDERED, in addition to the \$25. Assessment and \$250. D.N.A. Fees, DEFT FLOYD SENTENCED TO A TERM OF COUNT I - SEVENTY-TWO (72) MONTHS (MINIMUM) / ONE HUNDRED EIGHTY (180) MONTHS (MAXIMUM) in the NDP and ORDERED to pay \$1,638.48 Restitution;

CONTINUED ON PAGE: 022

## CRIMINAL COURT MINUTES

99-C-159897-C STATE OF NEVADA

vs Floyd, Zane M

CONTINUED FROM PAGE: 021

COUNT II - DEATH by lethal injection and ORDERED to pay \$15,051.  
Restitution.

COUNT III - DEATH by lethal injection and ORDERED to pay \$39,478.29  
Restitution.

COUNT IV - DEATH by lethal injection and ORDERED to pay \$43,660.14  
Restitution.

COUNT V - DEATH by lethal injection and ORDERED to pay \$19,695.10  
Restitution.

COUNT VI - NINETY-SIX (96) MONTHS (MINIMUM) / TWO HUNDRED FORTY (240) MONTHS (MAXIMUM) in the NDP PLUS AN EQUAL AND CONSECUTIVE TERM OF NINETY-SIX (96) MONTHS (MINIMUM) / TWO HUNDRED FORTY (240) MONTHS (MAXIMUM) in the NDP for the weapon enhancement and ORDERED to pay \$64,264.87 Restitution.

COUNT VII - LIFE in the NDP PLUS AN EQUAL AND CONSECUTIVE TERM OF LIFE in the NDP for the weapon enhancement with parole eligibility pursuant to statute.

COUNT VIII - LIFE in the NDP PLUS AN EQUAL AND CONSECUTIVE TERM OF LIFE in the NDP for the weapon enhancement and ORDERED to pay \$210. Restitution.

COUNT IX - LIFE in the NDP PLUS AN EQUAL AND CONSECUTIVE TERM OF LIFE in the NDP for the weapon enhancement. FURTHER, Defendant to be on Lifetime supervision if Defendant is ever paroled.

COUNT X - LIFE in the NDP PLUS AN EQUAL AND CONSECUTIVE TERM OF LIFE in the NDP for the weapon enhancement.

COUNT XI - LIFE in the NDP PLUS AN EQUAL AND CONSECUTIVE TERM OF LIFE in the NDP for the weapon enhancement.

FURTHER, Deft. to submit to a blood and/or saliva test to determine genetic markers or secretor status. 455 days credit for time served.

FURTHER, ALL COUNTS TO RUN CONSECUTIVE TO EACH OTHER. Upon Mr. Hedger's request, COURT ORDERED, EXECUTION IS STAYED. ORDER SIGNED IN OPEN COURT.

455 days credit for time served.

NDP

## DEFENDANT'S EXHIBITS

CASE NO: C159897

[illegible]

	OFFERED	ADMITTED
1) Statement by Z. Floyd - 30 pages (Catanesi)	7-13-00 ✓	✓
2) Voluntary Statement by Z. Floyd (Bigham)	7-13-00 ✓	✓
3) 3"x5" Miranda Rights Card	↓ ✓ ↓	✓
4) Evidence Bag		
4A) <sup>LoveBound</sup> Dispatch Call Sheet	7-11-00 ✓ no obj	✓
4B) T. Carter Employment Application	✓ ↓	✓
5) Evidence Bag		
5A) Ball w/ Yarn Type Stitching	7-12-00 ✓ no obj	✓
6) Line-up Photo - Front View	7-12-00 ✓ no obj	✓
7) Line-up Photo - Side View	7-12-00 ✓ obj	✓
8) Line-up Photo - Rear View	✓	✓
9) Line-up Photo - Side View	✓	✓
10) Line-up Photo - Facing Forward, Taken From Side	✓	✓
11) Line-up ID Form - T. Carter	7-12-00 ✓ no obj	✓
12) Photo - House Car Port	7-12-00 ✓ no obj	✓
13) Photo - Guest House Door	✓	✓
14) Photo - Guest House - Lion Head Mirror	✓	✓
15) Photo - Yellow Chair w/ Gun Case On It	✓	✓
16) Photo - Gun Case Closed "43 Mags" Written On It	✓	✓
17) Photo - Gun Case Open	✓	✓
18) Photo - Telephone w/ Note On Table	✓	✓
19) Photo - Note	✓	✓
20) Photo - Bed + Dresser	✓	✓
21) Photo - Blankets + Pillows on Floor	✓	✓
22) Photo - Lotion	✓	✓
23) Photo - Red Shirt	✓	✓
24) Evidence Bag	7-12-00 ✓ no obj	✓
24A) Red Shirt	✓	✓

	OFFERED	ADMITTED
25) Evidence Bag	7-12-00 <input checked="" type="checkbox"/> NO OBJ	<input checked="" type="checkbox"/>
25A) Lotion	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
26) Evidence Bag	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
26A) Video - Stripped + Strapped	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
27) Video - Backdoor Brides	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
28) Video - Hardcore Confidential	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
29) Video - Puritan #9	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
30) McClary Stipulation	7-12-00 <input checked="" type="checkbox"/> NO OBJ	<input checked="" type="checkbox"/>
31) Evidence Bag Containing Panties	<input type="checkbox"/>	<input type="checkbox"/>
32) Sexual Assault Kit	<input type="checkbox"/>	<input type="checkbox"/>
33) 911 Tape	7-12-00 <input checked="" type="checkbox"/> NO OBJ	<input checked="" type="checkbox"/>
34) Police Radio Traffick - Poster Board	7-12-00 <input checked="" type="checkbox"/> NO OBJ	<input checked="" type="checkbox"/>
34A) " " " 8 1/2" x 11"	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
35) Incident Recall	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
36) Aerial Photo - Neighborhood	7-12-00 <input checked="" type="checkbox"/> NO OBJ	<input checked="" type="checkbox"/>
37) Photo	7-12-00 <input checked="" type="checkbox"/> NO OBJ	<input checked="" type="checkbox"/>
38) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
39) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
40) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
41) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
42) Photo	7-12-00 <input checked="" type="checkbox"/> Submitted	<input checked="" type="checkbox"/>
43) Photo	7-12-00 <input checked="" type="checkbox"/> NO OBJ	<input checked="" type="checkbox"/>
44) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
45) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
46) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
46A) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
47) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
48) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

	OFFERED	ADMITTED
49) Photo	7-12-00 <input checked="" type="checkbox"/> neg obs	<input checked="" type="checkbox"/>
50) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
51) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
52) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
53) Photo	<input type="checkbox"/>	<input type="checkbox"/>
54) Photo	7-12-00 <input checked="" type="checkbox"/> neg obs	<input checked="" type="checkbox"/>
55) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
56) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
57) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
58) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
59) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
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61) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
62) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
63) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
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76) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

	OFFERED	ADMITTED
77) Photo	7-12-00 ✓ no obj	✓
78) Photo	✓	✓
79) Photo	✓	✓
80) Photo	✓	✓
81) Photo	✓	✓
82) Photo	✓	✓
83) Photo	✓	✓
84) Photo	✓	✓
85) Photo	✓	✓
86) Photo	✓	✓
87) Photo	✓	✓
88) Photo	✓	✓
89) Photo	✓	✓
90) Photo	✓	✓
91) Photo	✓	✓
92) Photo	✓	✓
93) Photo	✓	✓
94) Photo	✓	✓
95) Photo	✓	✓
96) Photo	✓	✓
97) Photo	✓	✓
98) Photo	✓	✓
99) Photo	✓	✓
100) Photo	✓	✓
101) Photo	✓	✓
102) Photo	✓	✓
103) Photo	✓	✓
104) Photo	✓	✓

	OFFERED	ADMITTED
105) Photo	7-12-a <input checked="" type="checkbox"/> no obj	<input checked="" type="checkbox"/>
106) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
107) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
108) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
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113) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
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115) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
116) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
117) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
118) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
119) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
120) Photo	7-12-a <input checked="" type="checkbox"/> no obj	<input checked="" type="checkbox"/>
121) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
122) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
123) Photo	7-12-a <input checked="" type="checkbox"/> no obj	<input checked="" type="checkbox"/>
124) Photo	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
125) Crime Scene - Poster	7-12-a <input checked="" type="checkbox"/> no obj	<input checked="" type="checkbox"/>
125A) Crime Scene - Poster	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
126) Evidence Bag	<input type="checkbox"/>	<input type="checkbox"/>
126A) Robe	7-12-a <input checked="" type="checkbox"/> no obj	<input checked="" type="checkbox"/>
127) Evidence Bag	<input type="checkbox"/>	<input type="checkbox"/>
127A) Shotgun	7-12-a <input checked="" type="checkbox"/> no obj	<input checked="" type="checkbox"/>
128) Officer Andrew Tedesco Stipulation	7-12-a <input checked="" type="checkbox"/> no obj	<input checked="" type="checkbox"/>
128A) Evidence Bag	7-12-a <input checked="" type="checkbox"/> no obj	<input checked="" type="checkbox"/>

Both Parties  
stipulated to admission of 123+124  
off the record.

Both Parties stipulated  
to Admission of 125  
+125A off the record



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

ZANE MICHAEL FLOYD,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

**Supreme Court No. 36752**

District Court Case No. C159897

**RECEIPT FOR DOCUMENTS**

TO: Attorney General  
Clark County District Attorney  
Robert L. Miller , Deputy P.D.  
Shirley Parraguirre , Clark Co. Clerk

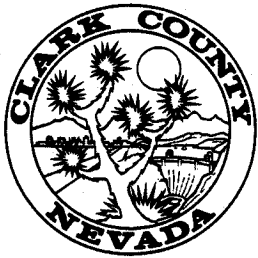
You are hereby notified that the Clerk of the Supreme Court has received and/or filed the following:

10/09/00      Filed Record on Appeal (Copy).  
                     Vols. 1 through 14.

DATE: October 09, 2000

Janette M. Bloom, Clerk of Court

By:                     *dy*                      
Deputy Clerk



# Office of the County Clerk

*Shirley B. Parraguirre*  
County Clerk  
Commissioner of Civil Marriages

200 South Third Street

P. O. Box 551601

Las Vegas NV 89155-1601

(702) 455-3156 -- Day Telephone

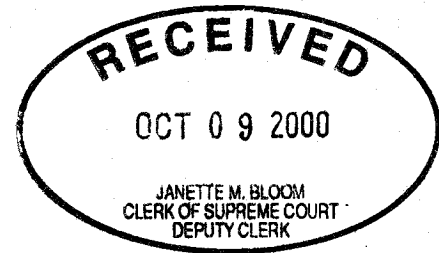
(702) 455-4415 -- Night Telephone

(702) 455-4929 -- Fax

October 5, 2000

*Sue E. Berfield*  
Assistant County Clerk

Janette Bloom  
Clerk of the Supreme Court  
Supreme Court Building  
Capitol Complex  
Carson City, Nevada 89710



Re: STATE OF NEVADA VS ZANE MICHAEL FLOYD

**S.C. CASE: 36752**  
**D.C. CASE: C159897**

Dear Ms. Bloom:

Pursuant to the Supreme Court rules, enclosed please find a certified copy of the complete trial court record for the above reference case. The record is comprised of 14 volumes pages numbered 1 thru 2751. Also attached is the proposed verdict.

Sincerely yours,  
SHIRLEY B. PARRAGUIRRE, COUNTY CLERK

*Sandra Anderson*

Sandra Anderson, Deputy Clerk

cc: Stewart L. Bell, District Attorney

*Ex-Officio Clerk of:*

*Eighth Judicial District Court • Board of County Commissioners • Board of Equalization  
Clark County Liquor and Gaming Board • Kyle Canyon Water District  
Clark County Sanitation District • General Obligation Bond Commission*

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

ZANE MICHAEL FLOYD,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

**Supreme Court No. 36752**  
District Court Case No. C159897

**RECEIPT FOR DOCUMENTS**

TO: Attorney General  
Clark County District Attorney  
Robert L. Miller , Deputy P.D.  
Shirley Parraguirre , Clark Co. Clerk

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

09/14/00 Filing Fee Waived: Criminal.

09/14/00 Filed Certified Copy of Notice of Appeal.  
Appeal docketed in the Supreme Court this day. (Docketing statement mailed to counsel for appellant).

DATE: September 14, 2000

Janette M. Bloom, Clerk of Court

By: sy  
Deputy Clerk