

## Exhibit List

Case Nbr: 06C228752-3 Party: Sort Order: Status Defendant Name: Ferguson, Bryan DOB:

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P576	Plaintiff	Admitted 05/13/2008		EVENT HISTORY REPORT (ANKEE CRYSTAL PALA		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169244 NO OBJECTION								
P577	Plaintiff	Admitted 05/13/2008		EVENT HISTORY RPT (LUST FOR KIDS DNTSRY		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169245 NO OBJECTION								
P578-8	Plaintiff	Admitted 05/20/2008		71)PHOTOS ADM 5/13-20		State of Nevada	District Court Criminal/Civil 05/20/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169246 NO OBJECTION								
P874	Plaintiff	Admitted 05/14/2008		SELF STORAGE RENTAL AGREEMENT		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169249 NO OBJECTION								
P875-9	Plaintiff	Admitted 05/16/2008		73)PHOTOS ADMITTED 5/13-20		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169250 NO OBJECTION								
P974	Plaintiff	Admitted 05/14/2008		SMOKE RANCH JONES RENTAL AGREEMENT		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169255 NO OBJECTION								

## Exhibit List

Case Nbr: 06C228752-3 Party: Sort Order: Status Defendant Name: Ferguson, Bryan DOB:

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P975-9	Plaintiff	Admitted 05/16/2008		84) PHOTOS ADMITTED 5/13-20		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169256 NO OBJECTION								
P989-1	Plaintiff	Admitted 05/19/2008		033)PHOTOS ADMITTED 5/13-20		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169258 NO OBJECTION								
P1034-	Plaintiff	Admitted 05/16/2008		1035) RED ROCK SELF STORAGE RECEIPTS		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169259 NO OBJECTION								
P1036-	Plaintiff	Admitted 05/16/2008		1088) PHOTOS ADMITTED 5/13-20		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169260 NO OBJECTION								
P1089	Plaintiff	Admitted 05/14/2008		STORAGE WEST RENTAL AGREEMENT		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169261 NO OBJECTION								
P1090	Plaintiff	Admitted 05/14/2008		LARGE B & w PHOTOS OF RENTAL PAPERWORK		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169262 NO OBJECTION								

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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P1091-	Plaintiff	Admitted 05/16/2008		1128) PHOTOS ADMITTED 5/13-20		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169263 NO OBJECTION								
P1129	Plaintiff	Admitted 05/16/2008		BINDER		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169264 OBJECTION								
P1130-	Plaintiff	Admitted 05/16/2008		1155) PHOTOS ADMITTED 5/13-20		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169265 NO OBJECTION								
P1181	Plaintiff	Admitted 05/19/2008		CALL LOG		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169269 NO OBJECTION								
P1181A	Plaintiff	Admitted 05/19/2008		CD CALLS (1-12)		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169270 NO OBJECTION								
P1181B	Plaintiff	Admitted 05/19/2008		CD CALLS (12A-19)		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169272 OBJECTION								

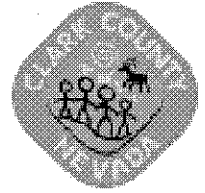
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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P1181C	Plaintiff	Admitted 05/19/2008		CD CALLS (20-25)		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169277 OBJECTION								
DA	Defendant	Admitted 05/22/2008		ACTIVITY REPORT UNIT 247		Ferguson, Bryan	District Court Criminal/Civil 05/22/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169300 NO OBJECTION								
DB	Defendant	Admitted 05/22/2008		ACTIVITY REPORT UNIT 253		Ferguson, Bryan	District Court Criminal/Civil 05/22/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169302 NO OBJECTION								
P-1-3	Plaintiff	Admitted 10/01/2008		CERT COPY OF JOC'S (MONROE)		State of Nevada	District Court Criminal/Civil 10/01/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169955 NO OBJECTION								
P-4-8	Plaintiff	Admitted 10/01/2008		CERT COPY OF JOC'S (FERGASON)		State of Nevada	District Court Criminal/Civil 10/01/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169956 NO OBJECTION								



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



**BRYAN FERGASON #96803**  
**P.O. BOX 650**  
**INDIAN SPRINGS, NV 89070**

**DATE: December 22, 2011**  
**CASE: C228752-3**

**RE CASE: STATE OF NEVADA vs. BRYAN FERGASON**

NOTICE OF APPEAL FILED: December 21, 2011

**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

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NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) 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.

# Certification of Copy

State of Nevada }  
County of Clark } SS:

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

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT  
DOCKET ENTRIES; ORDER; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF  
DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

BRYAN FERGASON aka BRYAN M.  
FERGASON,

Defendant(s).

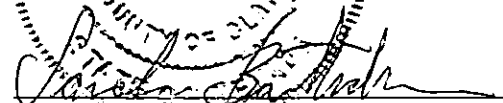
Case No: C228752-3

Dept No: XX

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 22 day of December 2011.

Steven D. Grierson, Clerk of the Court

  
Sarah Bartholomew, Deputy Clerk

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 11, 2011**

---

06C228752-3

The State of Nevada vs Bryan Fergason

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**October 11, 2011**

**8:30 AM**

**Motion**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:** Demonte, Noreen C. Attorney  
State of Nevada Plaintiff

**JOURNAL ENTRIES**

- Upon Court's inquiry, Ms. Demonte advised the property requested was returned to the victim already and is not in the possession of Metro and/or the District Attorney. COURT ORDERED, Motion DENIED as MOOT.

NDC

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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
PG	Plaintiff			GRAND JURY EXHIBITS (189)		State of Nevada	District Court Criminal/Civil 03/01/2007	Evidence Vault
<b>Comment:</b> ExhibitID : 126378								
P872	Plaintiff			SELF STORAGE RETAN AGREEMENT (DUPLICATE)		State of Nevada	District Court Criminal/Civil 01/01/1900	Evidence Vault
<b>Comment:</b> ExhibitID : 169247								
P873	Plaintiff			COPY OF NV DRIVER'S LICENSE		State of Nevada	District Court Criminal/Civil 01/01/1900	Evidence Vault
<b>Comment:</b> ExhibitID : 169248								
P985-9	Plaintiff			88) PHOTOS NOT ADMITTED		State of Nevada	District Court Criminal/Civil 01/01/1900	Evidence Vault
<b>Comment:</b> ExhibitID : 169257								
P1156-	Plaintiff			1180) PHOTOS		State of Nevada	District Court Criminal/Civil 01/01/1900	Evidence Vault
<b>Comment:</b> ExhibitID : 169267								
PCT1	Plaintiff			QUESTION FROM JUROR #10		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169280								
PCT2	Plaintiff			QUESTION FROM #1		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169283								



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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
PCT3	Plaintiff			QUESTION FROM #4		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169286								
PCT4	Plaintiff			QUESTION FROM #?		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169290								
P	Plaintiff			*NEXT*TRAIL SEE LIST, SAME EXHIBITS USED		State of Nevada	District Court Criminal/Civil 01/01/1900	Evidence Vault
<b>Comment:</b> ExhibitID : 169295								
P-	Plaintiff			*****NEW EXHIBITS ADDED*****		State of Nevada		
<b>Comment:</b> ExhibitID : 169298								
PCT-1	Plaintiff			QUESTION FROM JUROR #7		State of Nevada	District Court Criminal/Civil 05/23/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169306								
PCT-2	Plaintiff			QUESTION FROM JUROR #4		State of Nevada	District Court Criminal/Civil 05/27/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169308								
PCT-3	Plaintiff			QUESTION FROM JUROR #4		State of Nevada	District Court Criminal/Civil 05/27/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169310								
PCT-4	Plaintiff			QUESTION FROM JUROR #7		State of Nevada	District Court Criminal/Civil 05/27/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169311								

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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
PCT-5	Plaintiff			QUESTION FROM JUROR #3		State of Nevada	District Court Criminal/Civil 05/27/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169312								
PCT-6	Plaintiff			QUESTION FROM JUROR #4		State of Nevada	District Court Criminal/Civil 05/27/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169313								
PCT-7	Plaintiff			QUESTION FROM JUROR #10		State of Nevada	District Court Criminal/Civil 05/28/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169314								
P1	Plaintiff	Admitted 05/14/2008		LARGE COLOR PHOTOGRAPH AERIAL		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169193 NO OBJECTION								
P2	Plaintiff	Admitted 05/16/2008		LARGE COLOR PHOTOGRAPH AERIAL		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169194 NO OBJECTION								
P3	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH AERIAL		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169195 NO OBJECTION								

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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P4-19	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169196 NO OBJECTION								
P20	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169197 NO OBJECTION								
P21	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169198 NO OBJECTION								
P22	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169199 NO OBJECTION								
P23	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169200 NO OBJECTION								
P24	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169201 NO OBJECTION								

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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P25	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169202 NO OBJECTION								
P26	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169203 NO OBJECTION								
P27	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169204 NO OBJECTION								
P28	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169205 NO OBJECTION								
P29	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169206 NO OBJECTION								
P30	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169207 NO OBJECTION								

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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P31	Plaintiff	Admitted 05/13/2009		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2009	Evidence Vault
<b>Comment:</b> ExhibitID : 169208 NO OBJECTION								
P32-35	Plaintiff	Admitted 05/14/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169209 NO OBJECTION								
P36	Plaintiff	Admitted 05/16/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169210 OBJECTION								
P37-40	Plaintiff	Admitted 05/16/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/16/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169211 NO OBJECTION								
P41-52	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169212 NO OBJECTION								
P53-54	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169213 NO OBJECTION								

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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P55	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169214 OBJECTION								
P56	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169215 NO OBJECTION								
P57	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169216 NO OBJECTION								
P58-61	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169217 NO OBJECTION								
P62-67	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169218 NO OBJECTION								
P68-74	Plaintiff	Admitted 05/14/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169219 NO OBJECTION								

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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P75-77	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169220 NO OBJECTION								
P78-90	Plaintiff	Admitted 05/14/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169221 NO OBJECTION								
P91-17	Plaintiff	Admitted 05/13/2008		1) LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169222 NO OBJECTION								
P172-1	Plaintiff	Admitted 05/14/2008		78) LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169223 NO OBJECTION								
P179	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169224 NO OBJECTION								
P180-2	Plaintiff	Admitted 05/14/2008		10) LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169225 OBJECTION								

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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P211	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169226 OBJECTION								
P212	Plaintiff	Admitted 05/14/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169227 NO OBJECTION								
P213	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169228 OBJECTION								
P214	Plaintiff	Admitted 05/14/2008		4 SMALL COLOR PHOTOGRAPHS		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169229 NO OBJECTION								
P215-2	Plaintiff	Admitted 05/14/2008		18) LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169230 NO OBJECTION								
P219	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169231 NO OBJECTION								



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P220-2	Plaintiff	Admitted 05/14/2008		21) LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169232 NO OBJECTION								
P222	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169233 NO OBJECTION								
P223-2	Plaintiff	Admitted 05/14/2008		29) LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169234 NO OBJECTION								
P230	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169235 NO OBJECTION								
P231-2	Plaintiff	Admitted 05/14/2008		33) LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169236 NO OBJECTION								
P234	Plaintiff	Admitted 05/14/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169237 NO OBJECTION								

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P235	Plaintiff	Admitted 05/14/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169238 NO OBJECTION								
P236-2	Plaintiff	Admitted 05/13/2008		43) LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169239 NO OBJECTION								
P244	Plaintiff	Admitted 05/14/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/14/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169240 NO OBJECTION								
P245	Plaintiff	Admitted 05/13/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/13/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169241 NO OBJECTION								
P250	Plaintiff	Admitted 05/19/2008		LARGE COLOR PHOTOGRAPH		State of Nevada	District Court Criminal/Civil 05/19/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169242 NO OBJECTION								
P251-5	Plaintiff	Admitted 05/20/2008		75)PHOTO ADMITTED DATES 5/13-20		State of Nevada	District Court Criminal/Civil 05/20/2008	Evidence Vault
<b>Comment:</b> ExhibitID : 169243 NO OBJECTION								

FILED

DEC 21 2011

Bryan Ferguson #96803  
Defendant in Proper Person  
P.O. Box 650 H.O.S.P.  
Indian Springs, Nevada 89018

*Tracie K. Lindeman*  
CLERK OF COURT

Electronically Filed  
Dec 23 2011 11:20 a.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

District Court  
Clark County Nevada

The State of Nevada,  
Plaintiff

Case No. 06C228752-3

- V -

Dept No. X X

Bryan Ferguson,  
Defendant

06C228752-3  
NOASC  
Notice of Appeal (criminal)  
1725848



Notice of Appeal

Notice is hereby giving that the Defendant,  
Bryan Ferguson, by and through himself in proper  
person, does now appeal to the Supreme Court of  
the state of Nevada, the decision of the District  
Court of October 31st 2011 Denial of Motion for  
Return of Seized Property.

Dated this date December 16, 2011

Respectfully Submitted,

*Bryan Ferguson* 96803  
Bryan Ferguson 96803  
In Proper Person

RECEIVED

DEC 21 2011

CLERK OF THE COURT


# Affidavit

State of Nevada )  
Clark County ) ss

I Bryan Ferguson, do hereby affirm under penalty of perjury that the statements contained herein are true and correct to the best of my knowledge.

1. That I received the denial of Motion for Return of Seized Property on Friday December 16<sup>th</sup> 2011.

Dated this 16<sup>th</sup> day of December, 2011




Bryan Ferguson

## Certificate of Service by Mailing

I Bryan Ferguson, hereby certify, Pursuant to NRCPS (b), that on this 16<sup>th</sup> day of December 2011, I mailed a true and correct copy of the foregoing "Notice of Appeal" to Clark County District Attorney's Office 200 Lewis Ave Las Vegas, Nevada 89155

Dated this 16<sup>th</sup> day of December, 2011

 96803

Bryan Ferguson 96803

Defendant / in Propria Persona

Indian Springs, Nevada 89018

P.O. Box 650 H.D.S.P.

IN FORMA PAUPERIS:



FILED

DEC 22 2011

*Allen J. Johnson*  
CLERK OF COURT

1 ASTA

2  
3  
4 DISTRICT COURT  
5 CLARK COUNTY, NEVADA  
6

7 STATE OF NEVADA,

8 Plaintiff(s),

9 vs.

10 BRYAN FERGASON aka BRYAN M.  
11 FERGASON,

12 Defendant(s).  
13

Case No: 06C228752-3  
Dept No: XX

14  
15 CASE APPEAL STATEMENT

16 1. Appellant(s): Bryan Fergason

17 2. Judge: Jerome Tao

18 3. Appellant(s): Bryan Fergason

19 Counsel:

20 Bryan Fergason #96803  
21 P.O. Box 650  
Indian Springs, NV 89070

22 4. Respondent: The State of Nevada

23 Counsel:

24 David Roger, District Attorney  
25 200 Lewis Ave.  
26 Las Vegas, NV 89101  
(702) 671-2700


27 5. Respondent's Attorney Licensed in Nevada: Yes

28 6. Appellant Represented by Appointed Counsel In District Court: No

- 1  
2 7. Appellant Represented by Appointed Counsel On Appeal: N/A  
3 8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A  
4 9. Date Commenced in District Court: December 13, 2006  
5 10. Brief Description of the Nature of the Action: Criminal  
6 Type of Judgment or Order Being Appealed: Misc. Order  
7 11. Previous Appeal: Yes  
8 Supreme Court Docket Number(s): 52877, 53848, 59264  
9 12. Child Custody or Visitation: N/A  
10

11 Dated This 22 day of December 2011.

12 Steven D. Grierson, Clerk of the Court

13  
14   
15 Sarah Bartholomew, Deputy Clerk  
16 200 Lewis Ave  
17 PO Box 551601  
18 Las Vegas, Nevada 89155-1601  
19 (702) 671-0512  
20  
21  
22  
23  
24  
25  
26  
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28

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

**The State of Nevada vs Bryan Ferguson**

§	Location:	<b>Department 20</b>
§	Judicial Officer:	<b>Tao, Jerome T.</b>
§	Filed on:	<b>12/13/2006</b>
§	Case Number History:	
§	Conversion Case Number:	<b>C228752</b>
§	Defendant's Scope ID #:	<b>1299193</b>
§	Lower Court Case Number:	<b>06GJ00101</b>
§	Supreme Court No.:	<b>52877</b>
§		<b>59264</b>

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**CASE INFORMATION**

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<b>Offense</b>	<b>Deg</b>	<b>Date</b>	<b>Case Type: Felony/Gross Misdemeanor</b>
1. CONSPIRACY TO COMMIT A CRIME	G	01/01/1900	<b>Case Flags: Bail Set Appealed to Supreme Court Custody Status - Nevada Department of Corrections</b>
1. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	G	01/01/1900	
1. BURGLARY.	F	01/01/1900	
2. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
3. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
4. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
5. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
6. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
7. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
8. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
9. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
10. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
11. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
12. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
13. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
14. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
15. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
16. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
17. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
18. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
19. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
20. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
21. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F	01/01/1900	
22. RECEIVING, POSSESSING OR	F	01/01/1900	



DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

WITHHOLDING STOLEN GOODS		
23.	RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F 01/01/1900
24.	RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F 01/01/1900
25.	RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F 01/01/1900
26.	RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F 01/01/1900
27.	RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS	F 01/01/1900
28.	HABITUAL CRIMINAL	F 01/01/1900

**Related Cases**

06C228752-1 (Multi-Defendant Case)  
06C228752-2 (Multi-Defendant Case)  
06C228752-4 (Multi-Defendant Case)

**Statistical Closures**

07/22/2009 USJR Reporting Statistical Closure  
02/25/2009 USJR Reporting Statistical Closure  
06/04/2010 USJR Reporting Statistical Closure

**Warrants**

Bench Warrant - Ferguson, Bryan (Judicial Officer: Hardcastle, Kathy )  
12/21/2006 Quashed  
12/13/2006 Issued  
Fine: \$0 Bond: \$0

DATE		CASE ASSIGNMENT
		<b>Current Case Assignment</b>
		Case Number 06C228752-3
		Court Department 20
		Date Assigned 01/31/2011
		Judicial Officer Tao, Jerome T.
PARTY INFORMATION		
<b>Defendant</b>	<b>Ferguson, Bryan</b>	<i>Lead Attorneys</i>
		<b>Pro Se</b>
<b>Plaintiff</b>	<b>State of Nevada</b>	<b>Roger, David J.</b> 702-671-2700(W)
DATE	EVENTS & ORDERS OF THE COURT	INDEX
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 1. CONSPIRACY TO COMMIT A CRIME Not Guilty	
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 1. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty	
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 1. BURGLARY. Not Guilty	











DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 2. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 3. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 4. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 5. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 6. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 7. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 8. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 9. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 10. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 11. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 12. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 13. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 14. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 15. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 16. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty


DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 17. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 18. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 19. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 20. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 21. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 22. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 23. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 24. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 25. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 26. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 27. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
12/13/2006	<b>Grand Jury Indictment</b> (1:30 PM) (Judicial Officer: Hardcastle, Kathy) <i>GRAND JURY INDICTMENT Relief Clerk: Sandra Anderson Reporter/Recorder: Paula Walsh Heard By: Kathy Hardcastle</i>
12/13/2006	 Indictment <i>INDICTMENT</i>
12/13/2006	Hearing <i>INITIAL ARRAIGNMENT</i>
12/13/2006	Hearing <i>INITIAL ARRAIGNMENT</i>
12/13/2006	Hearing <i>INITIAL ARRAIGNMENT</i>







DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

12/13/2006	Hearing <i>INITIAL ARRAIGNMENT</i>	
12/13/2006	Hearing <i>GRAND JURY INDICTMENT</i>	
12/13/2006	Bench Warrant <i>BENCH WARRANT ISSUED</i>	
12/13/2006	Order <i>ORDER OF INTENT TO FORFEIT</i>	
12/13/2006	 Order <i>NOTICE AND ORDER TO TRANSFER BAIL</i>	06C228752-30009.tif pages
12/13/2006	 Warrant <i>INDICTMENT WARRANT</i>	06C228752-30010.tif pages
12/13/2006	 Warrant <i>INDICTMENT WARRANT</i>	06C228752-30011.tif pages
12/13/2006	 Warrant <i>INDICTMENT WARRANT</i>	06C228752-30012.tif pages
12/13/2006	 Notice <i>Notice and Order to Transfer Bail</i>	
12/15/2006	 Indictment <i>AMENDED INDICTMENT</i>	
12/18/2006	 Motion to Quash Bench Warrant <i>Request to Quash Warrant and/or Release or in the Alternative Bail Reduction</i>	
12/18/2006	 Receipt of Copy <i>RECEIPT OF COPY</i>	
12/19/2006	Bench Warrant <i>BENCH WARRANT ISSUED</i>	
12/19/2006	Order <i>ORDER OF INTENT TO FORFEIT</i>	
12/19/2006	Bench Warrant <i>BENCH WARRANT ISSUED</i>	
12/19/2006	Order <i>ORDER OF INTENT TO FORFEIT</i>	
12/19/2006	 Bench Warrant <i>BENCH WARRANT RETURN</i>	
12/19/2006	 Bench Warrant <i>BENCH WARRANT RETURN</i>	

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**




12/20/2006	<b>Initial Arraignment</b> (10:30 AM) (Judicial Officer: Williams, Kevin) Events: 12/13/2006 Hearing <i>INITIAL ARRAIGNMENT Heard By: Kevin Williams</i>
12/20/2006	<b>Initial Arraignment</b> (10:30 AM) (Judicial Officer: Williams, Kevin) Events: 12/13/2006 Hearing <i>INITIAL ARRAIGNMENT Heard By: Kevin Williams</i>
12/20/2006	<b>Initial Arraignment</b> (10:30 AM) (Judicial Officer: Williams, Kevin) Events: 12/13/2006 Hearing <i>INITIAL ARRAIGNMENT Heard By: Kevin Williams</i>
12/20/2006	<b>Motion to Quash Bench Warrant</b> (10:30 AM) (Judicial Officer: Williams, Kevin) Events: 12/18/2006 Motion to Quash Bench Warrant <i>DEFT'S QUASH BENCH WARRANT &amp; FOR OR RELEASE OR BAIL REDUCTION/8 Heard By: Kevin Williams</i>
12/20/2006	<b>Bench Warrant Return</b> (10:30 AM) (Judicial Officer: Williams, Kevin) Events: 12/19/2006 Bench Warrant <i>BENCH WARRANT RETURN /13 Heard By: Kevin Williams</i>
12/20/2006	<b>Bench Warrant Return</b> (10:30 AM) (Judicial Officer: Williams, Kevin) Events: 12/19/2006 Bench Warrant <i>BENCH WARRANT RETURN /14 Heard By: Kevin Williams</i>
12/20/2006	<b>All Pending Motions</b> (10:30 AM) (Judicial Officer: Williams, Kevin) <i>ALL PENDING MOTIONS (12/20/06) Court Clerk: Sharry Frascarelli Relief Clerk: Tia Everett/te Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams</i>
12/20/2006	Hearing <i>ARRAIGNMENT CONTINUED (DEFTS' MONROE; FERGASON &amp; HOLMES)</i>
12/22/2006	Motion <i>ALL PENDING MOTIONS (12/20/06)</i>
12/27/2006	<b>Initial Arraignment</b> (10:30 AM) (Judicial Officer: Williams, Kevin) Events: 12/13/2006 Hearing <i>INITIAL ARRAIGNMENT Court Clerk: Roshonda Mayfield/rm Relief Clerk: Tia Everett Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams</i>
12/27/2006	Hearing <i>ARRAIGNMENT CONTINUED (DEFT. TREVARTHEN)</i>
12/28/2006	 Order <i>STIPULATION AND ORDER</i>
01/04/2007	<b>Arraignment Continued</b> (9:30 AM) Events: 12/20/2006 Hearing <i>ARRAIGNMENT CONTINUED (DEFTS' MONROE; FERGASON &amp; HOLMES)</i>
01/04/2007	<b>Arraignment Continued</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 12/27/2006 Hearing <i>ARRAIGNMENT CONTINUED (DEFT. TREVARTHEN) Heard By: Michelle Leavitt</i>
01/04/2007	<b>All Pending Motions</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) <i>ALL PENDING MOTIONS (1/4/07) Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>
01/04/2007	Motion <i>ALL PENDING MOTIONS (1/4/07)</i>

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**








01/05/2007	<b>Hearing</b> (2:00 PM) (Judicial Officer: Leavitt, Michelle) <i>SOURCE HEARING Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>
01/05/2007	Hearing <i>ARRAIGNMENT CONTINUED</i>
01/05/2007	Hearing <i>CONFIRMATION OF COUNSEL (LANGFORD)</i>
01/05/2007	Hearing <i>CONFIRMATION OF COUNSEL (FIGLER)</i>
01/05/2007	Hearing <i>STATUS CHECK: BAIL BONDS</i>
01/05/2007	 Notice <i>NOTICE OF ENTRY OF ORDER</i>
01/05/2007	Hearing <i>SOURCE HEARING</i>
01/08/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF NOVEMBER 28, 2006</i>
01/08/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF NOVEMBER 28, 2006</i>
01/08/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF DECEMBER 12, 2006</i>
01/08/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF DECEMBER 13, 2006</i>
01/08/2007	 Bond <i>BOND - #DS250-148813 - \$137,000.00</i>
01/11/2007	<b>Arraignment Continued</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 01/05/2007 Hearing <i>ARRAIGNMENT CONTINUED Heard By: Michelle Leavitt</i>
01/11/2007	<b>Motion for Confirmation of Counsel</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 01/05/2007 Hearing <i>CONFIRMATION OF COUNSEL (LANGFORD) Heard By: Michelle Leavitt</i>
01/11/2007	<b>Motion for Confirmation of Counsel</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 01/05/2007 Hearing <i>CONFIRMATION OF COUNSEL (FIGLER) Heard By: Michelle Leavitt</i>
01/11/2007	<b>All Pending Motions</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) <i>ALL PENDING MOTIONS (1/11/06); DEFTS' MONROE &amp; TREVARTHEN Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>
01/11/2007	Motion <i>ALL PENDING MOTIONS (1/11/06); DEFTS' MONROE &amp; TREVARTHEN</i>

06C228752-  
30040.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**














01/12/2007	Hearing <i>CONFIRMATION OF COUNSEL (LORD)</i>	
01/18/2007	<b>Motion for Confirmation of Counsel</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 01/12/2007 Hearing <i>CONFIRMATION OF COUNSEL (LORD) Relief Clerk: Teri Braegelmann Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>	
01/22/2007	 Bond <i>BOND - #DS50-134729 - \$13,000.00</i>	06C228752- 30044.tif pages
01/24/2007	 Notice <i>NOTICE OF RECEIPT OF BOND TRANSFER</i>	06C228752- 30045.tif pages
01/31/2007	 Motion <i>DEFENDANT'S MOTION FOR EXTENSION OF TIME TO FILE PETITION FOR WRIT OF HABEAS CORPUS</i>	
01/31/2007	 Order <i>ORDER OF HOURLY APPOINTMENT</i>	
02/01/2007	 Petition <i>Petition for Writ of Habeas Corpus</i>	
02/01/2007	 Petition <i>Petition for Writ of Habeas Corpus and Motion to Dismiss</i>	
02/01/2007	 Order <i>ORDER</i>	
02/05/2007	 Certificate <i>CERTIFICATE OF MAILING</i>	
02/06/2007	 Order <i>ORDER APPOINTING COUNSEL</i>	06C228752- 30053.tif pages
02/07/2007	 Order <i>ORDER APPOINTING COUNSEL</i>	
02/08/2007	<b>Status Check</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 01/05/2007 Hearing <i>STATUS CHECK: BAIL BONDS Court Clerk: Teri Braegelmann Relief Clerk: Tina Hurd/th Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>	
02/08/2007	 Request <i>EX PARTE MOTION FOR EMPLOYMENT AND PAYMENT OF INVESTIGATOR</i>	
02/13/2007	<b>Motion</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 01/31/2007 Motion <i>DEFT'S MTN FOR EXTENSION OF TIME TO FILEPTN FOR WRIT OF HABEAS CORPUS/30 Relief Clerk: Kristen Brown Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>	
02/14/2007	Hearing	

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	<i>STATUS CHECK: PETITION/TRIAL</i>	
02/14/2007	Conversion Case Event Type <i>ARGUMENT: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS (VJ 3/01/07)</i>	
02/14/2007	 Order <i>ORDER</i>	
02/14/2007	 Writ <i>RETURN TO WRIT OF HABEAS CORPUS</i>	06C228752-30059.tif pages
02/14/2007	 Writ <i>RETURN TO WRIT OF HABEAS CORPUS</i>	06C228752-30060.tif pages
02/15/2007	 Receipt of Copy <i>RECEIPT OF COPY</i>	06C228752-30061.tif pages
02/20/2007	<b>Petition for Writ of Habeas Corpus</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 02/01/2007 Petition <i>PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07) Heard By: Michelle Leavitt</i>	
02/20/2007	<b>Petition for Writ of Habeas Corpus</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 02/01/2007 Petition <i>PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07)</i>	
02/20/2007	<b>Status Check</b> (9:30 AM) Events: 02/14/2007 Hearing <i>STATUS CHECK: PETITION/TRIAL</i>	
02/20/2007	<b>All Pending Motions</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) <i>ALL PENDING MOTIONS 2-20-07 Relief Clerk: Kristen Brown Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>	
02/20/2007	Motion <i>ALL PENDING MOTIONS 2-20-07</i>	
02/28/2007	 Ex Parte Order <i>EX PARTE ORDER APPOINTING INVESTIGATOR</i>	
02/28/2007	 Petition <i>PETITION FOR WRIT OF HABEAS CORPUS</i>	
02/28/2007	 Request <i>EX PARTE MOTION TO APPOINT INVESTIGATOR</i>	
03/06/2007	<b>Calendar Call</b> (11:00 AM) (Judicial Officer: Leavitt, Michelle) <i>CALENDAR CALL Relief Clerk: Kristen Brown Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>	
03/06/2007	<b>Petition for Writ of Habeas Corpus</b> (11:00 AM) (Judicial Officer: Leavitt, Michelle) <i>PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07) Heard By: Michelle Leavitt</i>	
03/06/2007	<b>Petition for Writ of Habeas Corpus</b> (11:00 AM) (Judicial Officer: Leavitt, Michelle) <i>PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07)</i>	
03/06/2007	<b>CANCELED Hearing</b> (11:00 AM)	











DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**





	Events: 02/14/2007 Conversion Case Event Type <i>Vacated</i>	
03/06/2007	Hearing <i>STATUS CHECK: SENTENCING</i>	
03/06/2007	 Indictment <i>SECOND AMENDED INDICTMENT</i>	
03/06/2007	 Writ <i>RETURN TO WRIT OF HABEAS CORPUS</i>	06C228752-30075.tif pages
03/06/2007	 Memorandum <i>GUILTY PLEA AGREEMENT</i>	
03/13/2007	<i>CANCELED</i> <b>Jury Trial</b> (1:30 PM) <i>Vacated</i>	
03/19/2007	 Conversion Case Event Type <i>AGREEMENT TO TESTIFY</i>	06C228752-30077.tif pages
04/17/2007	 Order <i>STIPULATION AND ORDER EXTENDING TIME</i>	
04/26/2007	 Receipt <i>RECEIPT OF EXHIBITS</i>	06C228752-30079.tif pages
05/07/2007	 Petition <i>PETITION FOR WRIT OF HABEAS CORPUS</i>	
05/09/2007	 Receipt of Copy <i>RECEIPT OF COPY</i>	06C228752-30081.tif pages
05/09/2007	 Receipt of Copy <i>RECEIPT OF COPY</i>	06C228752-30082.tif pages
05/14/2007	 Motion <i>MOTION TO WITHDRAW AS ATTORNEY OF RECORD FOR DAIMON MONROE</i>	
05/14/2007	 Receipt of Copy <i>RECEIPT OF COPY</i>	06C228752-30084.tif pages
05/21/2007	 Order <i>ORDER FOR PRODUCTION OF INMATES</i>	
05/29/2007	<b>Motion to Withdraw as Counsel</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 05/14/2007 Motion <i>SUSAN D BURKE'S MTN TO WITHDRAW AS ATTORNEY OF RECORD /43 Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>	
06/06/2007	 Application	

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**






*EX PARTE APPLICATION FOR AUTHORIZATION OF FEES IN EXCESS OF THE  
STATUTORY AMOUNT AUTHORIZED BY NRS 7.125 AND 7.145*

07/03/2007	 Order <i>ORDER</i>	
08/08/2007	 Receipt of Copy <i>RECEIPT OF COPY</i>	06C228752- 30088.tif pages
08/08/2007	 Receipt of Copy <i>RECEIPT OF COPY</i>	06C228752- 30089.tif pages
09/01/2007	Petition <i>PTN FOR WRIT OF HABEAS CORPUS (DEFT. MONROE) VJ 09-25-07</i>	
09/01/2007	 Order <i>ORDER SETTING HEARING DATE</i>	06C228752- 30091.tif pages
09/13/2007	 Motion <i>Motion to Continue Trial</i>	
09/13/2007	 Receipt of Copy <i>RECEIPT OF COPY</i>	
09/18/2007	Petition <i>PTN FOR WRIT OF HABEAS CORPUS (DEFT. FERGUSON) VJ 09-25-07</i>	
09/18/2007	Petition <i>PTN FOR WRIT OF HABEAS CORPUS (DEFT. HOLMES) VJ 09-25-07</i>	
09/18/2007	 Request <i>AMENDED NOTICE OF MOTION ON DEFENDANT'S MOTION TO CONTINUE TRIAL</i>	
09/19/2007	 Receipt of Copy <i>RECEIPT OF COPY</i>	
09/20/2007	<b>Motion to Continue</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 09/13/2007 Motion <i>DEFT'S MTN TO CONTINUE TRIAL/45 Heard By: Michelle Leavitt</i>	
09/25/2007	<b>Motion to Continue</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) <i>DEFT'S MTN TO CONTINUE TRIAL/45 Court Clerk: April Watkins Relief Clerk: Lorraine Williams/lmw Reporter/Recorder: Thelma Stapley Heard By: Leavitt, Michelle</i>	
09/25/2007	Hearing <i>STATUS CHECK: TRIAL SETTING</i>	
09/25/2007	Hearing <i>STATUS CHECK: TRIAL SETTING</i>	
09/28/2007	<b>CANCELED Petition for Writ of Habeas Corpus</b> (1:30 PM) Events: 09/01/2007 Petition <i>Vacated</i>	
09/28/2007	<b>CANCELED Petition for Writ of Habeas Corpus</b> (1:30 PM)	

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	Events: 09/18/2007 Petition <i>Vacated</i>
09/28/2007	<b>CANCELED Petition for Writ of Habeas Corpus</b> (1:30 PM) Events: 09/18/2007 Petition <i>Vacated</i>
10/02/2007	<b>Calendar Call</b> (9:30 AM) <i>CALENDAR CALL</i>
10/02/2007	<b>Calendar Call</b> (9:30 AM) <i>CALENDAR CALL</i>
10/02/2007	<b>Calendar Call</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) <i>CALENDAR CALL Heard By: Michelle Leavitt</i>
10/02/2007	<b>Motion to Continue</b> (9:30 AM) <i>DEFT'S MTN TO CONTINUE TRIAL/45 Heard By: Michelle Leavitt</i>
10/02/2007	<b>Status Check</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 09/25/2007 Hearing <i>STATUS CHECK: TRIAL SETTING Heard By: Michelle Leavitt</i>
10/02/2007	<b>Status Check</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 09/25/2007 Hearing <i>STATUS CHECK: TRIAL SETTING Heard By: Michelle Leavitt</i>
10/02/2007	<b>All Pending Motions</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) <i>ALL PENDING MOTIONS 10/02/07 Court Clerk: April Watkins Relief Clerk: Lorraine Williams/lmw Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>
10/02/2007	Petition <i>PTN FOR WRIT OF HABEAS CORPUS</i>
10/02/2007	Motion <i>ALL PENDING MOTIONS 10/02/07</i>
10/04/2007	 Application <i>EX PARTE APPLICATION FOR EXCESSIVE INVESTIGATOR FEES</i>
10/09/2007	<b>CANCELED Jury Trial</b> (1:30 PM) <i>Vacated</i>
10/09/2007	<b>CANCELED Jury Trial</b> (1:30 PM) <i>Vacated</i>
10/09/2007	<b>CANCELED Jury Trial</b> (1:30 PM) <i>Vacated</i>
10/16/2007	 Order <i>ORDER TO APPOINT INVESTIGATOR AND INVESTIGATIVE FEES</i>
10/19/2007	 Order <i>AMENDED ORDER APPOINTING COUNSEL AND ALLOWING INTERIM BILLING</i>
11/06/2007	 Ex Parte Order <i>EX PARTE ORDER ALLOWING FEES IN EXCESS OF STATUTORY MAXIMUM FOR ATTORNEY ON COURT APPOINTED CASE - FIRST INTERIM BILLING</i>

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**








11/06/2007	 Supplement <i>SUPPLEMENT TO DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS</i>
11/06/2007	 Receipt of Copy <i>RECEIPT OF COPY</i>
11/06/2007	 Request <i>EX PARTE MOTION TO ALLOW FEES IN EXCESS OF STATORY MAXIMUM FOR ATTORNEY ON COURT APPOINTED CASE</i>
11/08/2007	<b>Status Check</b> (9:30 AM) (Judicial Officer: Leavitt, Michelle) Events: 03/06/2007 Hearing <i>STATUS CHECK: SENTENCING Heard By: Michelle Leavitt</i>
11/08/2007	<b>Petition for Writ of Habeas Corpus</b> (11:00 AM) (Judicial Officer: Leavitt, Michelle) Events: 10/02/2007 Petition <i>PTN FOR WRIT OF HABEAS CORPUS Relief Clerk: Tia Everett/te Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>
12/10/2007	 Order <i>TRIAL ORDER</i>
01/23/2008	<b>Minute Order</b> (9:00 AM) (Judicial Officer: Leavitt, Michelle) <i>MINUTE ORDER RE: (RECUSAL) Court Clerk: April Watkins Heard By: Michelle Leavitt</i>
01/23/2008	Hearing <i>MINUTE ORDER RE: (RECUSAL)</i>
01/23/2008	 Notice of Department Reassignment <i>NOTICE OF DEPARTMENT REASSIGNMENT</i>
01/24/2008	<b>Minute Order</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>MINUTE ORDER RE: REASSIGNMENT TO DEPT. VII Court Clerk: Denise Trujillo Heard By: Kathy Hardcastle</i>
01/24/2008	Hearing <i>MINUTE ORDER RE: REASSIGNMENT TO DEPT. VII</i>
01/25/2008	Hearing <i>STATUS CHECK: VERIFY TRIAL DATES</i>
01/25/2008	Hearing <i>STATUS CHECK: VERIFY TRIAL DATES</i>
01/25/2008	Hearing <i>STATUS CHECK: VERIFY TRIAL DATES</i>
01/30/2008	<b>Status Check</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 01/25/2008 Hearing <i>STATUS CHECK: VERIFY TRIAL DATES</i>
01/30/2008	<b>Status Check</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 01/25/2008 Hearing <i>STATUS CHECK: VERIFY TRIAL DATES</i>
01/30/2008	<b>Status Check</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 01/25/2008 Hearing <i>STATUS CHECK: VERIFY TRIAL DATES</i>

06C228752-  
30121.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

01/30/2008	<b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>ALL PENDING MOTIONS 1/30/08 Relief Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
01/30/2008	Motion <i>ALL PENDING MOTIONS 1/30/08</i>
02/05/2008	<b>Status Check</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>STATUS CHECK: VERIFY TRIAL DATES</i>
02/05/2008	<b>Status Check</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>STATUS CHECK: VERIFY TRIAL DATES</i>
02/05/2008	<b>Status Check</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>STATUS CHECK: VERIFY TRIAL DATES</i>
02/05/2008	<b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>ALL PENDING MOTIONS 2-5-08 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
02/05/2008	Motion <i>ALL PENDING MOTIONS 2-5-08</i>
03/11/2008	<b>CANCELED Calendar Call</b> (9:30 AM) <i>Vacated</i>
03/11/2008	<b>CANCELED Calendar Call</b> (9:30 AM) <i>Vacated</i>
03/11/2008	<b>CANCELED Calendar Call</b> (9:30 AM) <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call</b> (8:30 AM) <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call</b> (8:30 AM) <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call</b> (8:30 AM) <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call</b> (9:30 AM) <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call</b> (9:30 AM) <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call</b> (9:30 AM) <i>Vacated</i>
03/18/2008	<b>CANCELED Jury Trial</b> (1:30 PM) <i>Vacated</i>
03/18/2008	<b>CANCELED Jury Trial</b> (1:30 PM) <i>Vacated</i>
03/18/2008	<b>CANCELED Jury Trial</b> (1:30 PM) <i>Vacated</i>

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**






03/25/2008	<i>CANCELED Jury Trial (10:30 AM)</i> <i>Vacated</i>
03/25/2008	<i>CANCELED Jury Trial (10:30 AM)</i> <i>Vacated</i>
03/25/2008	<i>CANCELED Jury Trial (10:30 AM)</i> <i>Vacated</i>
03/25/2008	<i>CANCELED Jury Trial (10:30 AM)</i> <i>Vacated</i>
03/25/2008	<i>CANCELED Jury Trial (10:30 AM)</i> <i>Vacated</i>
03/25/2008	<i>CANCELED Jury Trial (10:30 AM)</i> <i>Vacated</i>
04/23/2008	 Notice of Witnesses and/or Expert Witnesses <i>NOTICE OF EXPERT WITNESSES [NRS 174.234(2)]</i>
04/24/2008	<b>Status Check (8:30 AM)</b> (Judicial Officer: Leavitt, Michelle) <i>STATUS CHECK: SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent</i> <i>Heard By: Stewart Bell</i>
04/24/2008	 Motion <i>MOTION TO SEVER</i>
04/24/2008	Hearing <i>STATUS CHECK: SENTENCING</i>
04/25/2008	 Motion <i>MOTION TO SEVER, ON ORDER SHORTENING TIME</i>
04/25/2008	 Receipt of Copy <i>RECEIPT OF COPY</i>
04/25/2008	 Receipt of Copy <i>RECEIPT OF COPY</i>
04/28/2008	 Opposition <i>OPPOSITION TO DEFENDANT HOLMES' MOTION TO SEVER</i>
04/28/2008	 Opposition <i>OPPOSITION TO DEFENDANT FERGUSON'S MOTION TO SEVER</i>
04/29/2008	 Motion <i>MOTION TO AMEND INDICTMENT</i>
04/29/2008	Motion <i>STATE'S MTN TO AMEND INDICTMENT</i>
04/29/2008	Motion <i>STATE'S MTN TO AMEND INDICTMENT</i>
04/30/2008	 Notice

06C228752-

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

30159.tif pages


*NOTICE OF HABITUAL CRIMINALITY*

04/30/2008	 Opposition <i>STATE'S OPPOSITION TO DEFENDANT'S MOTION TO DISQUALIFY THE DISTRICT ATTORNEY'S OFFICE AND SANDRA DIGIACOMO AS PROSECUTOR DUE TO CONFLICT ON INTEREST</i>
05/01/2008	<b>Calendar Call</b> (8:30 AM) <i>CALENDAR CALL</i>
05/01/2008	<b>Calendar Call</b> (8:30 AM) <i>CALENDAR CALL</i>
05/01/2008	<b>Calendar Call</b> (8:30 AM) <i>CALENDAR CALL</i>
05/01/2008	<b>Motion to Sever</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 04/24/2008 Motion <i>DEFT'S MTN TO SEVER /83 Heard By: Stewart Bell</i>
05/01/2008	<b>Motion to Sever</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 04/25/2008 Motion <i>DEFT'S MTN TO SEVER /84 Heard By: Stewart Bell</i>
05/01/2008	<b>Motion to Amend</b> (8:30 AM) Events: 04/29/2008 Motion <i>STATE'S MTN TO AMEND INDICTMENT /86</i>
05/01/2008	<b>Motion to Amend</b> (8:30 AM) Events: 04/29/2008 Motion <i>STATE'S MTN TO AMEND INDICTMENT</i>
05/01/2008	<b>Motion to Amend</b> (8:30 AM) Events: 04/29/2008 Motion <i>STATE'S MTN TO AMEND INDICTMENT</i>
05/01/2008	<b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>ALL PENDING MOTIONS 5-1-08 Court Clerk: Tina Hurd Relief Clerk: Sharon Coffman/sc..Dana Cooper Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
05/01/2008	Motion <i>ALL PENDING MOTIONS 5-1-08</i>
05/01/2008	 Indictment <i>AMENDED INDICTMENT</i>
05/01/2008	 Order <i>ORDER AMENDING INDICTMENT</i>
05/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 1. BURGLARY. Charges Amended/Dropped
05/02/2008	 Order <i>SECOND ORDER TO APPOINT INVESTIGATOR AND INVESTIGATIVE FEES</i>
05/03/2008	 Motion

06C228752-  
30162.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

*Motion to Suppress Telephone Recordings*


05/03/2008	 Motion <i>MOTION TO DISQUALIFY DISTRICT ATTORNEY'S OFFICE &amp; SANDRA DIGIACOMO AS PROSECUTOR DUE TO CONFLICT OF INTEREST</i>
05/03/2008	 Motion <i>MOTION IN LIMINE RE: ROP DETECTIVES, SURVEILLANCE AND DETECTION OF ROP DETECTIVES AND FLYER</i>
05/03/2008	 Motion <i>NOTICE OF MOTION AND MOTION TO SUPPRESS EVIDENCE OBTAINED PURSUANT TO SEARCH WARRANTS</i>
05/05/2008	 Notice of Witnesses and/or Expert Witnesses <i>NOTICE OF WITNESSES [NRS 174.234(1)(A)]</i>
05/06/2008	 Motion <i>MOTION TO SUPPRESS</i>
05/06/2008	 Motion <i>Motion to Dismiss Possession of Stolen Property Charges</i>
05/07/2008	 Motion <i>DEFENDANT'S MOTION FOR PRODUCTION OF DISCOVERY</i>
05/07/2008	 Motion <i>MOTION IN LIMINE TO EXCLUDE/PRECLUDE EVIDENCE ATTRIBUTED TO CO-DEFENDANTS FROM BEING ADMITTED DURING TRIAL AGAINST THE DEFENDANT, BRYAN FERGASON</i>
05/07/2008	 Motion <i>MOTION IN LIMINE TO BAR ADMISSION OF RECORDED TELEPHONE CALLS</i>
05/07/2008	 Motion <i>MOTION TO SUPPRESS</i>
05/07/2008	 Motion <i>JOINDER TO MOTIONS</i>
05/07/2008	 Motion <i>MOTION TO STRIKE LANGUAGE IN COUNT ONE AND COUNT THIRTEEN OF AMENDED INDICTMENT</i>
05/07/2008	 Motion <i>MOTION IN LIMINE TO BAR ADMISSION OF EXPERT TESTIMONY, OR EVIDENCE OF VALUE FOR THE PROPERTY AT ISSUE</i>
05/07/2008	 Motion <i>MOTION IN LIMINE TO BAR ADMISSION OF EVIDENCE THAT THE DEFENDANT COMMITTED BURGLARY IN THE INSTANT CASE</i>
05/07/2008	 Receipt of Copy



DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

*RECEIPT OF COPY*


05/07/2008

 Receipt of Copy  
*RECEIPT OF COPY*


05/07/2008

 Certificate  
*CERTIFICATE OF SERVICE*

05/07/2008

 Receipt of Copy  
*RECEIPT OF COPY*


05/07/2008

 Receipt of Copy  
*RECEIPT OF COPY*

05/08/2008

 Motion  
*MOTION TO DISMISS CONSPIRACY TO COMMIT BURGLARY AND/OR POSSESSION OF  
STOLEN PROPERTY CHARGES*

05/08/2008

 Motion  
*MOTION IN LIMINE TO EXCLUDE ANY TESTIMONY REGARDING HOLMES' PRIOR  
ARRESTS AND/OR CRIMINAL HISTORY AS WELL AS ANY CIRCUMSTANCES  
SURROUNDING THOSE EVENTS*

05/08/2008

 Motion  
*MOTION IN LIMINE TO BAR THE ADMISSION OF RECORDED TELEPHONE CALLS*

05/08/2008

 Motion  
*MOTION TO JOIN CO-DEFENDANT DAIMON MONROE'S MOTIONS*

05/08/2008

 Motion  
*MOTION TO JOIN CO-DEFENDANT BRYAN FERGASON'S MOTIONS*

05/08/2008

 Motion  
*MOTION TO SUPPRESS*


05/08/2008

 Opposition  
*OPPOSITION TO MOTION IN LIMINE TO EXCLUDE PRECLUDE EVIDENCE  
ATTRIBUTED TO CO-DEFENDANT'S FROM BEING ADMITTED DURING TRIAL  
AGAINST THE DEFENDANT, BRYAN FERGASON*

05/08/2008

 Opposition  
*STATE'S OPPOSITION TO DEFENDANT'S MOTION TO DISMISS POSSESSION OF  
STOLEN PROPERTY CHARGES*

05/08/2008

 Notice of Witnesses and/or Expert Witnesses  
*NOTICE OF WITNESSES*

05/09/2008

 Opposition  
*OPPOSITION TO DEFENDANT FERGASON'S MOTION IN LIMINE TO BAR THE  
ADMISSION OF RECORDED TELEPHONE CALLS*

05/09/2008

 Opposition  
*OPPOSITION TO DEFENDANT FERGASON'S MOTION TO SUPPRESS*

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

05/09/2008	 Opposition <i>OPPOSITION TO DEFENDANT MONROE'S MOTION TO SUPPRESS TELEPHONE RECORDINGS</i>
05/09/2008	 Opposition <i>OPPOSITION TO DEFENDANT HOLMES' MOTION IN LIMINE TO BAR THE ADMISSION OF RECORDED TELEPHONE CALLS</i>
05/09/2008	 Opposition <i>OPPOSITION TO DEFENDANT FERGASON'S MOTION TO STRIKE LANGUAGE IN COUNT ONE AND COUNT THIRTEEN OF AMENDED INDICTMENT</i>
05/09/2008	 Opposition <i>STATE'S OPPOSITION TO DEFENDANT'S MOTION TO SUPPRESS EVIDENCE OBTAINED PURSUANT TO SEARCH WARRANTS</i>
05/09/2008	 Opposition <i>OPPOSITION TO DEFENDANT HOLMES' MOTION TO DISMISS CONSPIRACY TO COMMIT BURGLARY AND/OR STOLEN PROPERTY CHARGES</i>
05/09/2008	 Opposition <i>OPPOSITION TO DEFENDANT'S MOTION IN LIMINE TO BAR ADMISSION OF EVIDENCE</i>
05/09/2008	 Opposition <i>OPPOSITION TO DEFENDANT'S MOTION IN LIMINE TO BAR ADMISSION OF EXPERT TESTIMONY</i>
05/09/2008	 Opposition <i>OPPOSITION TO DEFENDANT'S MOTION IN LIMINE RE: ROP DETECTIVES</i>
05/12/2008	<b>Motion to Suppress</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/03/2008 Motion <i>DEFT'S MTN TO SUPPRESS TELEPHONE RECORDINGS/93 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Disqualify Attorney</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/03/2008 Motion <i>DEFT'S MTN TO DISQUALIFY DA'S OFFICE &amp; SANDRA DIGIACOMO AS PROSECUTOR /94 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/03/2008 Motion <i>DEFT'S MTN IN LIMINE RE: ROP DETECTIVES/95 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Suppress</b> (8:30 AM) Events: 05/03/2008 Motion <i>DEFT'S MTN TO SUPPRESS EVIDENCE OBTAINED PURSUANT TO SEARCH WARRANTS/96</i>
05/12/2008	<b>Motion to Suppress</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/06/2008 Motion <i>DEFTS MTN TO SUPPRESS /97 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Dismiss</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/06/2008 Motion <i>DEFTS MTN TO DISMISS POSSESSION OF STOLEN PROPERTY/98 Heard By: Stewart</i>

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	<i>Bell</i>
05/12/2008	<b>Motion to Suppress</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/07/2008 Motion <i>DEFT'S MTN TO SUPPRESS /102 Heard By: Stewart Bell</i>
05/12/2008	<b>Joinder</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/07/2008 Motion <i>DEFT'S JOINDER IN MTNS IN LIMINE/103 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Strike</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/07/2008 Motion <i>DEFT'S MTN TO STRIKE LANGUAGE IN COUNT 1&amp; COUNT 13 /104 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/07/2008 Motion <i>DEFT'S MTN IN LIMINE TO BAR ADMISSION OF EXPERT TESTIMONY /105 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/07/2008 Motion <i>DEFT'S MTN IN LIMINE TO BAR ADMISSION OF EVID /106 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Dismiss</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/08/2008 Motion <i>DEFT'S MTN TO DISMISS /107 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/08/2008 Motion <i>DEFT'S MTN IN LIMINE TO EXCLUDE ANY TESTIMONY RE PRIOR ARRESTS/108 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/08/2008 Motion <i>DEFT'S MTN IN LIMINE TO BAR THE ADMISSION OF RECORDED TELEPHONE CALLS/109 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/08/2008 Motion <i>DEFT'S MTN TO JOIN CO DEFT DAIMON MONROE'S MOTIONS/110 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/08/2008 Motion <i>DEFT'S MTN TO JOIN CO DEFT BRYAN FERGASON'S MOTIONS/111 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Suppress</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/08/2008 Motion <i>DEFT'S MTN TO SUPPRESS /112 Heard By: Stewart Bell</i>
05/12/2008	<b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>ALL PENDING MOTIONS 5-12-08 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
05/12/2008	<b>CANCELED Jury Trial</b> (9:30 AM) <i>Vacated</i>
05/12/2008	<b>CANCELED Jury Trial</b> (9:30 AM) <i>Vacated</i>




DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

05/12/2008	<b>CANCELED Jury Trial</b> (9:30 AM) <i>Vacated</i>
05/12/2008	<b>CANCELED Jury Trial</b> (9:30 AM) <i>Vacated</i>
05/12/2008	<b>CANCELED Jury Trial</b> (9:30 AM) <i>Vacated</i>
05/12/2008	<b>Jury Trial</b> (9:30 AM) (Judicial Officer: Bell, Stewart) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/12/2008	Motion <i>ALL PENDING MOTIONS 5-12-08</i>
05/12/2008	 Bench Warrant <i>BENCH WARRANT</i>
05/12/2008	 Jury List <i>JURY LIST</i>
05/13/2008	<b>Jury Trial</b> (9:30 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/13/2008	 Indictment <i>SECOND AMENDED INDICTMENT</i>
05/14/2008	<b>Jury Trial</b> (9:45 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/15/2008	<b>Jury Trial</b> (9:15 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/15/2008	 Notice of Intent to Forfeit <i>NOTICE OF INTENT TO FORFEIT</i>
05/15/2008	 Notice of Intent to Forfeit <i>NOTICE OF INTENT TO FORFEIT</i>
05/15/2008	Hearing <i>SHOW CAUSE HEARING</i>
05/16/2008	<b>Jury Trial</b> (9:30 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Relief Clerk: Carole D'Aloia (1:05 PM - 5:10 PM) Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/19/2008	<b>CANCELED Motion</b> (8:30 AM) Events: 05/07/2008 Motion <i>Vacated</i>
05/19/2008	<b>CANCELED Motion in Limine</b> (8:30 AM) Events: 05/07/2008 Motion <i>Vacated</i>

06C228752-  
30208.tif pages

06C228752-  
30209.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

05/19/2008	<b>CANCELED Motion in Limine</b> (8:30 AM) Events: 05/07/2008 Motion <i>Vacated</i>
05/19/2008	<b>Jury Trial</b> (9:30 AM) (Judicial Officer: Bell, Stewart) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/19/2008	 Proposed Jury Instructions Not Used At Trial <i>PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL</i>
05/20/2008	<b>CANCELED Jury Trial</b> (9:30 AM) <i>Vacated</i>
05/20/2008	<b>Jury Trial</b> (9:30 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
05/20/2008	Conversion Case Event Type <i>SENTENCING</i>
05/20/2008	 Amended Jury List <i>AMENDED JURY LIST</i>
05/20/2008	 Instructions to the Jury <i>INSTRUCTIONS TO THE JURY (INSTRUCTION NO. 1)</i>
05/20/2008	 Judgment <i>VERDICT</i>
05/21/2008	<b>Jury Trial</b> (9:30 AM) (Judicial Officer: Bell, Stewart) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/21/2008	 Notice of Witnesses and/or Expert Witnesses <i>DEFENDANT'S WITNESS LIST</i>
05/21/2008	 Receipt of Copy <i>RECEIPT OF COPY</i>
05/21/2008	 Jury List <i>JURY LIST</i>
05/21/2008	 Indictment <i>THIRD AMENDED INDICTMENT</i>
05/21/2008	 Indictment <i>FOURTH AMENDED INDICTMENT</i>
05/22/2008	<b>Jury Trial</b> (9:15 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/23/2008	<b>Jury Trial</b> (10:00 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell,</i>

06C228752-  
30221.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	<i>Stewart L.</i>
05/27/2008	<b>Jury Trial</b> (9:30 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/28/2008	<b>Jury Trial</b> (10:00 AM) (Judicial Officer: Bell, Stewart) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
05/28/2008	 Proposed Jury Instructions Not Used At Trial <i>PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL</i>
05/28/2008	 Memorandum <i>BENCH MEMORANDUM</i>
05/29/2008	<b>Jury Trial</b> (10:00 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
05/29/2008	Conversion Case Event Type <i>SENTENCING</i>
05/29/2008	 Instructions to the Jury <i>INSTRUCTIONS TO THE JURY (INSTRUCTION NO. 1)</i>
05/29/2008	 Jury List <i>AMENDED JURY LIST</i>
05/29/2008	 Judgment <i>VERDICT</i>
05/29/2008	Judgment <i>VERDICT (COUNT 3) - RELATED PARTYID: 06C228752_0003</i>
05/29/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 3. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Not Guilty
06/03/2008	 Motion <i>MOTION TO WITHDRAW</i>
06/03/2008	 Receipt of Copy <i>RECEIPT OF COPY</i>
06/05/2008	 Order <i>EX PARTE ORDER ALLOWING FEES IN EXCESS OF STATUTORY MAXIMUM FOR ATTORNEY ON COURT APPOINTED CASE - FIRST INTERIM BILLING</i>
06/16/2008	<b>Motion to Withdraw as Counsel</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 06/03/2008 Motion <i>SULLIVAN'S MTN TO WITHDRAW AS COUNSEL Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
06/16/2008	Bench Warrant <i>NO BAIL BENCH WARRANT ISSUED</i>

06C228752-  
30228.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**



06/16/2008	Order <i>ORDER OF INTENT TO FORFEIT</i>
06/16/2008	 Order <i>ORDER TO WITHDRAW</i>
06/17/2008	 Notice <i>NOTICE OF ENTRY OF ORDER</i>
07/11/2008	 Motion to Quash Bench Warrant <i>MOTION TO QUASH BENCH WARRANT AND SET BAIL</i>
07/15/2008	<b>Motion to Quash Bench Warrant</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 07/11/2008 Motion to Quash Bench Warrant <i>DEFT'S MTN TO QUASH BENCH WARRANT/123 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
07/16/2008	<b>Status Check</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 04/24/2008 Hearing <i>STATUS CHECK: SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
07/16/2008	Conversion Case Event Type <i>SENTENCING</i>
08/04/2008	 Motion <i>NOTICE OF MOTION AND MOTION FOR RELEASE OF EVIDENCE TO VICTIM'S AND/OR AUCTION BY LVMPD</i>
08/07/2008	<b>Motion</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 08/04/2008 Motion <i>STATE'S MTN FOR RELEASE OF EVIDENCE TO VICTIMS AND/OR AUCTION BY LVMPD Relief Clerk: Carole D'Aloia Reporter/Recorder: Cheryl Carpenter Heard By: Stewart Bell</i>
08/13/2008	<b>Sentencing</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 07/16/2008 Conversion Case Event Type <i>SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
08/13/2008	 Order <i>ORDER</i>
08/14/2008	<b>Sentencing</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>SENTENCING Relief Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i>
08/19/2008	 Motion <i>NOTICE OF MOTION AND MOTION FOR RELEASE OF PROPERTY TO VICTIM RICHARD FOSTESON</i>
08/19/2008	 Order <i>ORDER FOR PRODUCTION OF INMATE BRYAN FERGASON, BAC #96803</i>
08/21/2008	<b>Motion</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 08/19/2008 Motion <i>STATES MTN FOR RELEASE OF PROPERTY/128 Relief Clerk: Carole D'Aloia</i>

06C228752-  
30245.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

*Reporter/Recorder: Renee Vincent Heard By: Stewart Bell*

06C228752-  
30248.tif pages

08/23/2008	 Order <i>ORDER</i>
08/26/2008	<b>Sentencing</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/20/2008 Conversion Case Event Type <i>SENTENCING Heard By: Stewart Bell</i>
08/26/2008	<b>Sentencing</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 05/29/2008 Conversion Case Event Type <i>SENTENCING Heard By: Stewart Bell</i>
09/26/2008	<b>Sentencing</b> (8:30 AM) <i>SENTENCING Court Clerk: Tina Hurd Relief Clerk: Susan Jovanovich /sj Reporter/Recorder: Angela Lee Heard By: David Wall</i>
09/26/2008	Hearing <i>STATUS CHECK: COMPLIANCE</i>
09/30/2008	 Receipt of Copy <i>RECEIPT OF COPY</i>
09/30/2008	 Memorandum <i>SENTENCING MEMORANDUM</i>
10/01/2008	<b>Sentencing</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>SENTENCING Heard By: Stewart Bell</i>
10/01/2008	<b>Sentencing</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>SENTENCING Heard By: Stewart Bell</i>
10/01/2008	<b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bell, Stewart) <i>ALL PENDING MOTIONS 10-1-08 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
10/01/2008	Motion <i>ALL PENDING MOTIONS 10-1-08</i>
10/01/2008	Conversion Case Event Type <i>AS TO DEFENDANT #1) CTS 1-14 CONCURRENT WITH EACH OTHER, CTS 15-27 CONCURRENT WITH EACH OTHER BUT CONSECUTIVE WITH CTS 1-14. WITH EACH OTHER BUT CONSECUTIVE WITH CTS 1-14.</i>
10/01/2008	Conversion Case Event Type <i>AS TO DEFENDANT #3) CTS 1,2 AND 4-14 CONCURRENT WITH EACH OTHER CTS 15-27 CONCURRENT WITH EACH OTHER BUT CONSECUTIVE WITH CTS 1,2 AND 4-14. CONCURRENT WITH EACH OTHER BUT CONSECUTIVE WITH CTS 1,2 AND 4-14.</i>
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 1. CONSPIRACY TO COMMIT A CRIME Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 1. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty



DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 2. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 4. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 5. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 6. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 7. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 8. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 9. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 10. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 11. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 12. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 13. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 14. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 15. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 16. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 17. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 18. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 19. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 20. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 21. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 22. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 23. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 24. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 25. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 26. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 27. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 28. HABITUAL CRIMINAL Guilty
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 1. CONSPIRACY TO COMMIT A CRIME Adult Adjudication Converted Disposition: Sentence# 0001: Minimum 12 Months to Maximum 12 Months Placement: CCDC Cons/Conc: Consecutive w/Charge Item: 0001 and Sentence#: 0001 in Case#: 06C227874 Converted Disposition: Sentence# 0002: DNA FEE/GENETIC MARKERS ANALYSIS Amount: \$150.00 Converted Disposition: Sentence# 0003: ADMINISTRATION FEE Amount: \$25.00
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 2. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0001 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 4. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0004 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 6. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0006 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 7. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0008 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 8. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0009 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 9. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0010 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 10. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0011 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 11. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0012 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 12. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication




DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0013 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 13. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0014 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 14. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0015 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 15. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 16. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0017 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 17. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0018 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 18. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0019 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 19. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition:  Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE










DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	Cons/Conc: Concurrent w/Charge Item: 0020 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 20. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0021 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 21. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0022 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 22. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0023 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 23. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0024 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 24. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0025 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 25. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0026 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 26. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

	Cons/Conc: Concurrent w/Charge Item: 0027 and Sentence#: 0001
10/01/2008	<b>Sentence</b> (Judicial Officer: User, Conversion) 27. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0028 and Sentence#: 0001
10/03/2008	 Judgment <i>JUDGMENT OF CONVICTION (PLEA OF GUILTY)</i>
11/03/2008	 Request <i>STATE'S NOTICE OF MOTION AND MOTION TO ADMIT EVIDENCE OF OTHER CRIMES, WRONGS OR BAD ACTS</i>
11/03/2008	 Request <i>STATE'S NOTICE OF MOTION AND MOTION IN LIMINE</i>
11/03/2008	Motion <i>STATE'S MTN TO ADMIT EVIDENCE (VJ 11-12-08)</i>
11/03/2008	Motion <i>STATE'S MTN IN LIMINE /134</i>
11/04/2008	 Judgment <i>JUDGMENT OF CONVICTION (JURY TRIAL)</i>
11/04/2008	Judgment <i>JUDGMENT OF CONVICTION/GENETIC TESTING</i>
11/04/2008	 Judgment <i>JUDGMENT OF CONVICTION (JURY TRIAL)</i>
11/04/2008	Judgment <i>JUDGMENT OF CONVICTION/GENETIC TESTING</i>
11/07/2008	Hearing <i>ENTRY OF PLEA</i>
11/07/2008	 Notice of Witnesses and/or Expert Witnesses <i>SUPPLEMENTAL NOTICE OF WITNESSES [NRS 174.234(1)(4)]</i>
11/10/2008	<b>Entry of Plea</b> (8:30 AM) (Judicial Officer: Glass, Jackie) Events: 11/07/2008 Hearing <i>ENTRY OF PLEA Court Clerk: Sandra Jeter Reporter/Recorder: Rachelle Hamilton Heard By: Jackie Glass</i>
11/10/2008	Conversion Case Event Type <i>SENTENCING</i>
11/10/2008	 Indictment <i>FIFTH AMENDED INDICTMENT</i>

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

11/10/2008	 Memorandum <i>GUILTY PLEA AGREEMENT</i>
11/13/2008	<i>CANCELED</i> <b>Calendar Call</b> (8:30 AM) <i>Vacated</i>
11/13/2008	<i>CANCELED</i> <b>Motion to Admit Evidence</b> (8:30 AM) Events: 11/03/2008 Motion <i>Vacated</i>
11/13/2008	<b>Motion in Limine</b> (8:30 AM) Events: 11/03/2008 Motion <i>STATE'S MTN IN LIMINE /134</i>
11/14/2008	 Order <i>ORDER OF APPOINTMENT</i>
11/17/2008	<i>CANCELED</i> <b>Jury Trial</b> (9:30 AM) <i>Vacated</i>
11/19/2008	 Notice of Appeal <i>NOTICE OF APPEAL</i>
11/25/2008	 Bench Warrant <i>BENCH WARRANT RETURN</i>
12/01/2008	<b>Bench Warrant Return</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 11/25/2008 Bench Warrant <i>BENCH WARRANT RETURN Relief Clerk: Nora Pena Reporter/Recorder: Cheryl Carpenter Heard By: Stewart Bell</i>
12/04/2008	 Motion <i>Notice of Motion and Motion for Release of Evidence to Victim's and/or Auction by LVMPD</i>
12/04/2008	 Notice of Appeal <i>NOTICE OF APPEAL</i>
12/04/2008	 Statement <i>CASE APPEAL STATEMENT</i>
12/04/2008	 Request <i>REQUEST FOR ROUGH DRAFT TRANSCRIPT</i>
12/05/2008	<b>Show Cause Hearing</b> (9:05 AM) (Judicial Officer: Hardcastle, Kathy) Events: 05/15/2008 Hearing <i>SHOW CAUSE HEARING Court Clerk: Denise Trujillo/dt Relief Clerk: Janet Deaver Reporter/Recorder: Jjill Jacoby Heard By: Kathy Hardcastle</i>
12/18/2008	<b>Motion</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 12/04/2008 Motion <i>STATES MTN FOR RELEASE OF EVIDENCE/136 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
12/19/2008	 Order <i>ORDER APPOINTING COUNSEL</i>



DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**











12/30/2008	<b>Sentencing</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 11/10/2008 Conversion Case Event Type <i>SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>
01/05/2009	Judgment <i>JUDGMENT OF CONVICTION/ADMIN ASSESSMENT</i>
01/05/2009	Judgment <i>JUDGMENT OF CONVICTION/GENETIC TESTING</i>
01/05/2009	 Judgment <i>JUDGMENT OF CONVICTION (PLEA OF GUILTY)</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 22, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF JANUARY 30, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 1, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 29, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 23, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 28, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF AUGUST 7, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF AUGUST 21, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 20, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 19, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 13, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 5, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 21, 2008</i>

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**












01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 16, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 15, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF OCTOBER 1, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 12, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 27, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 14, 2008</i>
01/20/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF DECEMBER 13, 2006</i>
02/05/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MARCH 6, 2007</i>
02/05/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF NOVEMBER 8, 2007</i>
02/05/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF JANUARY 4, 2007</i>
02/13/2009	 Motion <i>MOTION FOR RETURN OF SEIZED PROPERTY</i>
02/26/2009	Hearing <i>STATES REQUEST STATUS CHECK: CORRECTED JOC</i>
02/26/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF DECEMBER 30, 2008</i>
02/27/2009	 Opposition <i>STATE'S OPPOSITION TO DEFENDANT'S MOTION FOR RETURN OF SEIZED PROPERTY</i>
03/03/2009	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 02/13/2009 Motion <i>DEFT'S PRO PER MTN FOR RETURN OF SEIZED PROPERTY/137 Heard By: Kathy Hardcastle</i>
03/03/2009	<b>Request</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 02/26/2009 Hearing <i>STATES REQUEST STATUS CHECK: CORRECTED JOC Heard By: Kathy Hardcastle</i>
03/03/2009	<b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy)

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**















*ALL PENDING MOTIONS (3-03-09) Relief Clerk: Phyllis Irby/pi Reporter/Recorder: Debra Winn Heard By: Kathy Hardcastle*

03/04/2009	Motion <i>ALL PENDING MOTIONS (3-03-09)</i>
03/17/2009	 Motion <i>MOTION AND NOTICE OF MOTION TO WITHDRAW GUILTY PLEA</i>
03/17/2009	 Receipt of Copy <i>RECEIPT OF COPY</i>
03/27/2009	 Receipt of Copy <i>RECEIPT OF COPY</i>
03/27/2009	 Opposition <i>OPPOSITION TO DEFENDANT'S MOTION TO WITHDRAW GUILTY PLEA</i>
03/30/2009	 Certificate <i>CERTIFICATE OF SERVICE BY FACSIMILE</i>
03/30/2009	 Reply <i>REPLY TO STATE'S OPPOSITION TO MOTION TO WITHDRAW GUILTY PLEA</i>
03/31/2009	<b>Status Check: Compliance</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 09/26/2008 Hearing <i>STATUS CHECK: COMPLIANCE Heard By: Kathy Hardcastle</i>
03/31/2009	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 03/17/2009 Motion <i>DEFT'S MTN TO WITHDRAW GUILTY PLEA /140 Heard By: Kathy Hardcastle</i>
03/31/2009	<b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>ALL PENDING MOTIONS 3/31/09 Court Clerk: Denise Trujillo Reporter/Recorder: Cheryl Carpenter Heard By: Kathy Hardcastle</i>
03/31/2009	Motion <i>ALL PENDING MOTIONS 3/31/09</i>
04/01/2009	 Order <i>ORDER DENYING MOTION FOR RETURN OF SEIZED PROPERTY</i>
04/02/2009	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>DEFT'S MTN TO WITHDRAW GUILTY PLEA /140 Court Clerk: Denise Trujillo Reporter/Recorder: Lara Corcoran Heard By: Kathy Hardcastle</i>
04/06/2009	 Judgment <i>AMENDED JUDGMENT OF CONVICTION (JURY TRIAL)</i>
04/17/2009	 Order <i>ORDER DENYING DEFENDANT'S MOTION TO WITHDRAW GUILTY PLEA</i>
05/18/2009	 Statement <i>CASE APPEAL STATEMENT</i>


DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**


05/18/2009	 Notice of Appeal <i>NOTICE OF APPEAL</i>
07/21/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF JULY 15, 2008</i>
07/23/2009	Hearing <i>AT THE REQUEST OF THE COURT: CONFIRMATION OF APPELLANT COUNSEL</i>
08/04/2009	<b>Request of Court</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 07/23/2009 Hearing <i>AT THE REQUEST OF THE COURT: CONFIRMATION OF APPELLANT COUNSEL Court Clerk: Denise Trujillo Reporter/Recorder: Lara Corcoran Heard By: Hardcastle, Kathy</i>
08/12/2009	<b>Request of Court</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>AT THE REQUEST OF THE COURT: CONFIRMATION OF APPELLANT COUNSEL Court Clerk: Denise Trujillo Reporter/Recorder: Lara Corcoran Heard By: Kathy Hardcastle</i>
09/29/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 1, 2008</i>
09/29/2009	 Request <i>REQUEST FOR ROUGH DRAFT TRANSCRIPT</i>
10/02/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MARCH 31, 2009</i>
10/02/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 2, 2009</i>
10/05/2009	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF NOVEMBER 10, 2008</i>
04/07/2010	Hearing <i>FURTHER PROCEEDINGS COMPETENCY (DEPT V)</i>
04/08/2010	<b>Further Proceedings</b> (9:30 AM) (Judicial Officer: Glass, Jackie) Events: 04/07/2010 Hearing <i>FURTHER PROCEEDINGS COMPETENCY (DEPT V) Court Clerk: Sandra Jeter Reporter/Recorder: Rachelle Hamilton Heard By: Jackie Glass</i>
06/04/2010	 Judgment <i>NEVADA SUPREME COURT CLERK'S CERTIFICATE JUDGMENT - AFFIRMED</i>
12/21/2010	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>NEVADA SUPREME COURT CLERK'S CERTIFICATE JUDGMENT - AFFIRMED/REHEARING DENIED</i>
01/31/2011	Case Reassigned to Department 20 <i>Case reassigned from Judge Kathy Hardcastle</i>
06/09/2011	 Petition for Writ of Habeas Corpus Filed by: Defendant Fergason, Bryan
06/16/2011	 Order for Petition for Writ of Habeas Corpus

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

08/02/2011	 Notice of Motion Filed By: Defendant Fergason, Bryan
08/02/2011	 Motion to Continue Filed By: Defendant Fergason, Bryan <i>Motion for a 90 Day Continuance to Reply to State's Answer to Petition for Writ of Habeas Corpus (Post-Conviction)</i>
08/09/2011	 Response <i>State's Response to Defendant's Supplement to Post-Conviction Petition for Writ of Habeas Corpus</i>
08/09/2011	 Opposition <i>State's Opposition to Defendant's Motion for a 90 day Continuance to Reply to the State's Answer to Defendant's Petition for Writ of Habeas Corpus (PostConviction)</i>
08/16/2011	<b>Petition for Writ of Habeas Corpus</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.) <b>08/16/2011, 08/25/2011</b> <i>Petition for Writ of Habeas Corpus (Post-Conviction Relief)</i>
08/16/2011	<b>Motion to Continue</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.) <b>08/16/2011, 08/25/2011</b> <i>Motion for 90 Day Continuance to Reply to State's Answer to Petition for Writ of Habeas Corpus (Post-Conviction)</i>
08/16/2011	 <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)
08/25/2011	 <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)
09/22/2011	 Notice of Appeal (criminal) Party: Defendant Fergason, Bryan <i>Notice of Appeal</i>
09/23/2011	 Case Appeal Statement Filed By: Plaintiff State of Nevada
09/29/2011	 Motion Filed By: Defendant Fergason, Bryan <i>Motion for Return of Seized Property Pursuant to NRS 179.1173, 179.1164(1a), and 179.1175</i>
10/11/2011	 <b>Motion</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.) Events: 09/29/2011 Motion <i>Motion for Return of Seized Property</i>
10/18/2011	 Order Filed By: Plaintiff State of Nevada
10/20/2011	 Notice of Entry of Decision and Order
11/03/2011	 Order
11/09/2011	 Findings of Fact, Conclusions of Law and Order

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 06C228752-3**

11/16/2011  Notice of Entry of Decision and Order

12/21/2011  Notice of Appeal (criminal)  
Party: Defendant Fergason, Bryan  
*Notice of Appeal*

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**DATE**

**FINANCIAL INFORMATION**

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**Defendant** Fergason, Bryan

Total Charges

175.00

Total Payments and Credits

75.16

**Balance Due as of 12/22/2011**

**99.84**

ORIGINAL

FILED

NOV 03 2011

*Ann L. Blum*  
CLERK OF COURT

1 **ORDR**

2 DAVID ROGER  
3 Clark County District Attorney  
4 Nevada Bar #002781  
5 NOREEN DEMONTE  
6 Chief Deputy District Attorney  
7 Nevada Bar #008213  
8 200 Lewis Avenue  
9 Las Vegas, NV 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

06C228752-3  
ORDR  
Order  
1688050



DISTRICT COURT  
CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,  
11 Plaintiff,

12 -VS-

13 BRYAN FERGASON,  
14 #01299193

15 Defendant.

Case No. 06C228752-3  
Dept No. XX

17 ORDER

18 DATE OF HEARING: 10/11/11  
19 TIME OF HEARING: 8:30 A.M.

20 THIS MATTER having come on for hearing before the above entitled Court on the  
21 11th day of October, 2011, the Defendant not being present, IN PROPER PERSON, the  
22 Plaintiff being represented by DAVID ROGER, District Attorney, through NOREEN  
23 DEMONTE, Chief Deputy District Attorney, and the Court having heard the arguments of  
24 counsel and good cause appearing therefor,

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26 ///

27 ///

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RECEIVED

OCT 14 2011

DEPT. 20

CLERK OF THE COURT

NOV 03 2011


RECEIVED

1 IT IS HEREBY ORDERED that the Defendant's Motion For Return of Seized  
2 Property, shall be, and it is DENIED.

3 DATED this 31<sup>st</sup> day of October, 2011.

4  
5   
6 DISTRICT JUDGE *pw*

7 DAVID ROGER  
8 DISTRICT ATTORNEY  
9 Nevada Bar #002781

10   
11 NOREEN DEMONTE  
12 Chief Deputy District Attorney  
13 Nevada Bar #008213  
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dd



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 13, 2006

06C228752-3

The State of Nevada vs Bryan Ferguson

December 13, 2006

1:30 PM

Grand Jury Indictment

**GRAND JURY  
INDICTMENT**

**Relief Clerk: Sandra  
Anderson**

**Reporter/Recorder:**

**Paula Walsh Heard**

**By: Kathy Hardcastle**

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

**PRESENT:** DiGiacomo, Sandra Attorney  
Jorgenson, Eric G. Attorney

**JOURNAL ENTRIES**

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

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

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

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

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

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

CUSTODY (MONROE/FREGASON)

B.W. (HOLMES/TREVARTHEN)

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

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 20, 2006**

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06C228752-3

The State of Nevada vs Bryan Fergason

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December 20, 2006

10:30 AM

All Pending Motions

ALL PENDING  
MOTIONS (12/20/06)  
Court Clerk: Sharry  
Frascarelli Relief  
Clerk: Tia Everett/te  
Reporter/Recorder:  
Kiara Schmidt Heard  
By: Kevin Williams

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

Dustin, Cynthia L.

Attorney

Fergason, Bryan

Defendant

**JOURNAL ENTRIES**

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

Ms. Digiacomo stated that this was a complicated case and there were issues regarding counsel for the Defendants; she requested this matter be continued for arraignment in Department XII in front of Judge Leavitt. COURT SO ORDERED. Mr. Sullivan argued motion for Defendant Holmes Own Recognizance release or bail reduction. State submitted. COURT ORDERED, bail remains at \$13,000 until the date of 1/4/07 at which time bail will increase to \$150,000 as was set at the Indictment. 1/4/07 9:30 AM ARRAIGNMENT CONTINUED (DEPT 12)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 27, 2006**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**December 27, 2006****10:30 AM****Initial Arraignment****INITIAL  
ARRAIGNMENT  
Court Clerk:  
Roshonda  
Mayfield/rm Relief  
Clerk: Tia Everett  
Reporter/Recorder:  
Kiara Schmidt Heard  
By: Kevin Williams****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Keeler, Brett O. Attorney**JOURNAL ENTRIES**

- Judge Leavitt signed an order for this matter to be continued in department XII and heard with the co-defendants.

NIC

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

**DISTRICT COURT  
DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 04, 2007

06C228752-3

The State of Nevada vs Bryan Ferguson

January 04, 2007

9:30 AM

All Pending Motions

ALL PENDING  
MOTIONS (1/4/07)  
Court Clerk: April  
Watkins  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Di Giacomo, Marc P.	Attorney
	Dustin, Cynthia L.	Attorney
	Ferguson, Bryan	Defendant

**JOURNAL ENTRIES****- ARRAIGNMENT CONTINUED (ALL)**

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

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

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

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

Mr. Sullivan advised Deft. Holmes has posted a total of \$35,000.00 bail and argued the \$13,000.00 posted on this case is sufficient as he is not a flight risk. Opposition by Mr. DiGiacomo who argued prior felony conviction was with Co-Deft. Monroe. Further, Mr. DiGiacomo advised every piece of property in home was stolen and Defts' were only charged as to each victim. Additionally, Mr. DiGiacomo advised authorities are looking for all of the proceeds from the stolen property and argued there was over \$150,000.00 in a bank account which \$145,000.00 was transferred from Deft. Monroe to Deft. Holmes who proceeded to spend approximately \$75,000.00. Also, Mr. DiGiacomo advised there is an agreement with the FBI to return the \$75,000.00. Further, Mr. DiGiacomo requested as to Deft. Holmes there be a Source Hearing held as to the posting of the bond, surrender of his passport to the Court and requested he be remanded today until Source Hearing can be held. COURT ORDERED, Deft. Holmes REMANDED TO CUSTODY and BAIL REMAINS SET at \$150,000.00. Opposition by Mr. Sullivan. Court advised prior to bond being accepted, a Source Hearing will be held to determine where the money is coming from in order for bond to be posted. AS TO DEFT. MONROE: COURT ORDERED, request to withdraw by Mr. Lasso GRANTED; Robert Langford, Esq., APPOINTED; matter CONTINUED and SET for confirmation of counsel. DEFT. TREVARTHEN ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE. COURT ORDERED, Dayvid Figler, Esq., APPOINTED as counsel and matter SET for confirmation of counsel.

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

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

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

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

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

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

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

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

CLERK'S NOTE:

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

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

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 05, 2007**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**January 05, 2007****2:00 PM****Hearing****SOURCE HEARING****Court Clerk: April  
Watkins****Reporter/Recorder:****Thelma Stapley****Heard By: Michelle  
Leavitt****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** DiGiacomo, Sandra Attorney**JOURNAL ENTRIES**

- Mr. Sullivan advised the balance of the bond is \$137,000.00 which is being posted at this time. Deft. sworn and testified. Further, Mr. Sullivan bond is arranged through Bail Bonds Unlimited who has posted an additional \$35,000.00 bond on Deft's other charges. Additionally, bond company is willing to accept and pay the bond while Deft. makes payments on the remainder balance. Colloquy. Mr. Sullivan stated \$7,500.00 is currently being posted by the bond company for the bond in the amount of \$137,000.00. Deft. advised he put up one of three homes for collateral as well and advised the money is coming from a equity line of credit. Court noted documents have been provided as to the equity line and stated it does not indicate any dates of withdrawal of the money. Mr. Sullivan argued there is plenty of equity in the home. Deft. stated he bought home five years ago and has two equity lines of credit. One from one home and one from another. Further colloquy. Ms. DiGiacomo stated Deft. accepted \$145,000.00 of settlement money on November 17, 2006, which \$70,000.00 was returned two weeks later. However, agreement with Deft. that he would pay back \$75,000.00 in three months to the Metropolitan Police Department (Metro) and the FBI. Ms. DiGiacomo advised Deft. Trevarthen was withdrawing the money from their accounts Friday before source hearing and all was traced accept for the \$145,000.00 which Deft. Trevarthen stated she gave to Deft. Holmes. Deft.

Trevarthen told Metro she attempted to get money back and Deft's Holmes refused to give money back. Further, the State is concerned as to where the \$75,000.00 as counsel is not sure what happened to it at this point. Mr. Sullivan argued Deft. Holmes never admitted to taking the money. Further, equity lines were opened prior to all of this. Mr. Sullivan further argued Deft. was advised all of his homes and property would be seized and counsel advised Deft. to give what ever money had to Metro and the FBI. Additionally, Mr. Sullivan argued Deft. has provided sufficient proof as to where money is coming from. Court stated she is concerned as to where the money will be coming from as to paying payments towards the balance of the bond. Deft. advised he father is also helping to pay the bond company as well. Mr. Sullivan stated Deft. works full time at the Horseshoe and argued he has legitimate means to pay. Court further stated it appears Deft. can post the bond. Further, Deft. can come in and prove the source of the money as to the payments to the bond company. Mr. Sullivan also advised Deft. has ownership of two vehicles. Colloquy. Ms. DiGiacomo advised Deft. also owns a 27 foot cargo truck and a Suburban. COURT ORDERED, Deft. RELEASED ON BOND once posted and matter set for status check for Deft. to provide paper trail of where money is coming from. Colloquy regarding the \$13,000.00 already posted in Justice Court.

BOND

2/8/07 9:30 AM STATUS CHECK: BAIL BOND



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 11, 2007

06C228752-3

The State of Nevada vs Bryan Fergason

January 11, 2007

9:30 AM

All Pending Motions

ALL PENDING  
MOTIONS (1/11/06);  
DEFTS' MONROE  
& TREVARTHEN  
Court Clerk: April  
Watkins  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

PRESENT: Di Giacomo, Marc P. Attorney

**JOURNAL ENTRIES**

- DEFT. MONROE:

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

DEFT. TREVARTHEN:

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

CUSTODY (MONROE)...NIC (TREVARTHEN)

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

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

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

CLERK'S NOTE: Ms. Burke appeared on February 13, 2007 advising that she was the attorney

PRINT DATE: 12/22/2011

Page 9 of 80

Minutes Date:

December 13, 2006

appearing for Deft. Monroe on this date and not Ms. Winckler. Minute order corrected to reflect Ms. Burke's appearance./kb 2-13-07

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 18, 2007

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06C228752-3

The State of Nevada vs Bryan Fergason

---

January 18, 2007

9:30 AM

Motion for Confirmation of  
Counsel

CONFIRMATION  
OF COUNSEL  
(LORD) Relief Clerk:  
Teri Braegelmann  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:** Di Giacomo, Marc P. Attorney

**JOURNAL ENTRIES**

- Upon Court's inquiry, Mr. Lord stated deft. is indigent due to all of her assets being frozen as a result of this case. Statements by deft. regarding the reason she moved to Texas was because she has family there. Colloquy regarding deft. residing out of state. Mr. Lord advised deft. was given an O.R. in Justice Court. COURT ORDERED, Mr. Lord APPOINTED.  
NIC

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 08, 2007**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**February 08, 2007****9:30 AM****Status Check****STATUS CHECK:**  
**BAIL BONDS Court**  
**Clerk: Teri**  
**Braegelmann Relief**  
**Clerk: Tina Hurd/th**  
**Reporter/Recorder:**  
**Thelma Stapley**  
**Heard By: Michelle**  
**Leavitt****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Krusey, Amanda K. Attorney**JOURNAL ENTRIES**

- No appearance by Deft's counsel Sean Sullivan. Court advised they were supposed to have a source hearing today. As Mr. Sullivan is not present, COURT ORDERED, matter OFF CALENDAR.  
CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 13, 2007

06C228752-3

The State of Nevada vs Bryan Ferguson

February 13, 2007

9:30 AM

Motion

DEFT'S MTN FOR  
EXTENSION OF  
TIME TO FILEPTN  
FOR WRIT OF  
HABEAS  
CORPUS/30 Relief  
Clerk: Kristen Brown  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

PRESENT: DiGiacomo, Sandra Attorney

**JOURNAL ENTRIES**

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

CUSTODY

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

PRINT DATE: 12/22/2011

Page 13 of 80

Minutes Date:

December 13, 2006

**06C228752-3**

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 20, 2007

06C228752-3

The State of Nevada vs Bryan Fergason

February 20, 2007

9:30 AM

All Pending Motions

ALL PENDING  
MOTIONS 2-20-07  
Relief Clerk: Kristen  
Brown  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

**PRESENT:**      Dustin, Cynthia L.      Attorney

**JOURNAL ENTRIES**

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

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

CUSTODY (MONROE)

NIC (FERGASON &amp; HOLMES)

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 06, 2007

06C228752-3

The State of Nevada vs Bryan Fergason

March 06, 2007

11:00 AM

Calendar Call

CALENDAR CALL  
Relief Clerk: Kristen Brown  
Reporter/Recorder: Thelma Stapley  
Heard By: Michelle Leavitt

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant

**JOURNAL ENTRIES**

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



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

CUSTODY (MONROE)

NIC (TREVARTHEN, FERGASON & HOLMES)

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

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

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 29, 2007

06C228752-3

The State of Nevada vs Bryan Ferguson

May 29, 2007

9:30 AM

Motion to Withdraw as  
Counsel

SUSAN D BURKE'S  
MTN TO  
WITHDRAW AS  
ATTORNEY OF  
RECORD/43 Court  
Clerk: April Watkins  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

PRESENT: Krusey, Amanda K. Attorney

**JOURNAL ENTRIES**

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 25, 2007

06C228752-3

The State of Nevada vs Bryan Fergason

September 25, 2007

9:30 AM

Motion to Continue

DEFT'S MTN TO  
CONTINUE  
TRIAL/45 Court  
Clerk: April Watkins  
Relief Clerk: Lorraine  
Williams/lmw  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Leavitt,  
Michelle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

**PRESENT:** DiGiacomo, Sandra Attorney  
Dustin, Cynthia L. Attorney

**JOURNAL ENTRIES**

- Court advised the matter should be continued to have all Defts. present. Colloquy. Ms. Dustin advised Deft. Fergason will be joining in with Deft. Holmes's motion. Mr. Lord requested Deft. Trevarthen's sentencing date be set after trial date is set. COURT ORDERED, matter CONTINUED; Petition for Writ of Habeas Corpus VACATED at this time.

BOND

10/02/07 9:30 AM STATUS CHECK: TRIAL SETTING (FERGUSON &amp; MONROE)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 02, 2007

06C228752-3

The State of Nevada vs Bryan Fergason

October 02, 2007

9:30 AM

All Pending Motions

ALL PENDING  
MOTIONS 10/02/07  
Court Clerk: April  
Watkins Relief  
Clerk: Lorraine  
Williams/lmw  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant
	Luzaich, Elissa	Attorney
	Parris, John P.	Attorney

**JOURNAL ENTRIES**

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

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

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

**06C228752-3**

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

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

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****November 08, 2007**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**November 08, 2007****11:00 AM****Petition for Writ of Habeas  
Corpus****PTN FOR WRIT OF  
HABEAS CORPUS  
Relief Clerk: Tia  
Everett/te  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Di Giacomo, Marc P.	Attorney
Dustin, Cynthia L.	Attorney
Ferguson, Bryan	Defendant

**JOURNAL ENTRIES**

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

**06C228752-3**

CUSTODY (MONROE)...CUSTODY (FERGASON)...BOND (HOLMES)  
1/17/08 9:30 AM STATUS CHECK: STATUS OF TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 23, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**January 23, 2008****9:00 AM****Minute Order****MINUTE ORDER  
RE: (RECUSAL)  
Court Clerk: April  
Watkins Heard By:  
Michelle Leavitt****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:****JOURNAL ENTRIES**

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

Any dates previously set by this court are VACATED.



**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 24, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**January 24, 2008****9:00 AM****Minute Order****MINUTE ORDER  
RE:  
REASSIGNMENT  
TO DEPT. VII Court  
Clerk: Denise  
Trujillo Heard By:  
Kathy Hardcastle****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:****JOURNAL ENTRIES**

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

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 30, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

January 30, 2008

8:30 AM

All Pending Motions

ALL PENDING  
MOTIONS 1/30/08  
Relief Clerk: Carole  
D'Aloia  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant

**JOURNAL ENTRIES**

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

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

CUSTODY (COC)(MONROE &amp; FERGASON)

BOND (HOLMES)

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

PRINT DATE: 12/22/2011

Page 26 of 80

Minutes Date:

December 13, 2006

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 05, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

February 05, 2008

8:30 AM

All Pending Motions

ALL PENDING  
MOTIONS 2-5-08  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant

**JOURNAL ENTRIES**

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

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

5-1-08 8:30 AM CALENDAR CALL

5-12-08 9:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 24, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**April 24, 2008****8:30 AM****Status Check**

**STATUS CHECK:  
SENTENCING  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell**

**HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES**

**PRESENT:** Krusey, Amanda K. Attorney

**JOURNAL ENTRIES**

- Conference at the bench. COURT ORDERED, matter CONTINUED for status check.  
NIC

7-16-08 8:30 AM STATUS CHECK: SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 01, 2008

06C228752-3

The State of Nevada vs Bryan Ferguson

May 01, 2008

8:30 AM

All Pending Motions

ALL PENDING  
MOTIONS 5-1-08  
Court Clerk: Tina  
Hurd Relief Clerk:  
Sharon  
Coffman/sc..Dana  
Cooper  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Ferguson, Bryan	Defendant
	Owens, Christopher J.	Attorney

**JOURNAL ENTRIES**

- STATE'S MOTION TO AMEND INDICTMENT (ALL)...DEFENDANT HOLMES' MOTION TO SEVER...DEFENDANT FERGASON'S MOTION TO SEVER  
COURT ORDERED, State's Motion to Amend Indictment is GRANTED. Amended Indictment FILED IN OPEN COURT.

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

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

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

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

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

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

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

Further discussion as to Motions to be filed. Court noted these will be heard the morning of trial. CUSTODY (COC) (MONROE & FERGASON)

BOND (HOLMES)

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

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 12, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 12, 2008

8:30 AM

All Pending Motions

ALL PENDING  
MOTIONS 5-12-08  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant
	Small, Shelly L.	Attorney

**JOURNAL ENTRIES**

- 9:50 A.M.--Deft. Holmes not present. Court advised he will hear the motions and, if Deft. Holmes is not present when jury selection starts, he will issue a bench warrant.

DEFT. MONROE'S JOINDER TO MOTIONS...DEFT. HOLMES' MOTION TO JOIN CO-DEFT.

DAIMON MONROE'S MOTIONS...DEFT. HOLMES' MOTION TO JOIN CO-DEFT. BRYAN

FERGASON'S MOTIONS...Ms. Dustin joined in Mr. Hart's motions. COURT ORDERED, the joinders are GRANTED and any rulings on the motions will be as to all Defts.

DEFT. MONROE'S MOTION IN LIMINE RE: ROP DETECTIVES...Court stated he does not see there is much prejudice on this. On the other hand, he does not see any relevance to the flyers and does not see it is necessarily inferable they have prior convictions. Mr. Hart argued it is more than a slight inference of a history. Ms. Dustin argued Deft. Fergason never got out of custody so they could not

have been following him. Further arguments by counsel. COURT ORDERED, motion to exclude reference to repeat offenders is DENIED; the evidence regarding the flyers is marginally relevant, however, the prejudicial effect outweighs the probative value and the flyers are EXCLUDED.

DEFT. MONROE'S MOTION TO DISQUALIFY DISTRICT ATTORNEY'S OFFICE AND SANDRA DiGIACOMO AS PROSECUTOR...COURT ORDERED, motion DENIED as there is no impropriety.

DEFT. MONROE'S MOTION TO SUPPRESS TELEPHONE RECORDINGS...Court advised he needs to see the transcripts of these phone calls and advised Bruton trumps conspiracy. They would be admissible against the person on the phone but specific content is not admissible regarding past crimes without a Petrocelli Hearing and regarding a third person that is not on the phone. As to the case in Department 5, Court advised the Jury is not going to know they were convicted there.

Arguments by counsel. Court advised the arrest and the burglary are part and parcel of the conspiracy and is material and relevant and that led to the search warrant.

DEFT. MONROE'S MOTION TO SUPPRESS EVIDENCE OBTAINED PURSUANT TO SEARCH WARRANTS...Mr. Hart argued it was a very general warrant. Court advised, given the information the police had and observations they made, he believes the search warrant was reasonably specific and does NOT find it was over broad. COURT ORDERED, motion DENIED.

DEFT. MONROE'S MOTION TO SUPPRESS...DEFT. FERGASON'S MOTION TO SUPPRESS... Ms. Dustin argued unreasonable detention. COURT ORDERED, motions DENIED. Court stated he believes it is pretty clear that foul play was afoot and it started with a Terry stop and moved to probable cause.

DEFT. FERGASON'S MOTION TO STRIKE LANGUAGE IN COUNT 1 & COUNT 13 OF AMENDED INDICTMENT...Court stated he believes Ms. Dustin is not correct as to Count 1 but is correct as to Count 13. There is no way to know what items the Jury would be convinced of in Count 13. Ms. Dustin argued the Oncu Crystal Palace language added to Count 1 is substantive and was not brought in before the Grand Jury. Ms. DiGiacomo argued it is a different standard before the Grand Jury and was basic information. COURT ORDERED, as to Count 1, motion DENIED, however, that language is STRICKEN from Count 13; State to amend the Indictment to strike the new language that was added.

DEFT. FERGASON'S MOTION IN LIMINE TO BAR ADMISSION OF EXPERT TESTIMONY OR EVIDENCE OF VALUE FOR THE PROPERTY AT ISSUE...COURT ORDERED, motion GRANTED as to the expert. Court advised the people can clearly value their own property and ORDERED, motion to preclude the owners from testifying as to the value of their own property is DENIED.

DEFT. FERGASON'S MOTION IN LIMINE TO BAR ADMISSION OF EVIDENCE THAT THE DEFT. COMMITTED BURGLARY IN THE INSTANT CASE...Arguments by counsel regarding any burglaries before that time period. COURT ORDERED, motion GRANTED.

DEFT. FERGASON'S MOTION FOR PRODUCTION OF DISCOVERY (set for May 19)...Ms. Dustin advised this issue resolved yesterday. COURT ORDERED, motion WITHDRAWN and hearing date VACATED.

DEFT. FERGASON'S MOTION IN LIMINE TO EXCLUDE/PRECLUDE EVIDENCE OF CO-DEFT'S RESIDENCE (set for May 19)...COURT ORDERED, motion DENIED. Court advised, if the State convinces the Jury of a conspiracy, the act of one is the act of all.

DEFT'S FERGASON'S MOTION TO DISMISS POSSESSION OF STOLEN PROPERTY CHARGES ...DEFT. HOLMES' MOTION TO DISMISS CONSPIRACY TO COMMIT BURGLARY AND/OR



POSSESSION OF STOLEN PROPERTY CHARGES...Court advised there really is not a motion to dismiss in this jurisdiction, it is really a Writ of Habeas Corpus and is procedurally barred. Ms. Dustin stated she believes some of the Possession of Stolen Property charges are stale by the statute of limitations. Court advised possession is the date it is recovered by the police. Arguments by counsel. Court FINDS the motions are procedurally barred and FINDS a Jury could convict or acquit. COURT ORDERED, motions DENIED.

DEFT. FERGASON'S MOTION TO BAR RECORDED PHONE CALLS (set for May 19)... DEFT. HOLMES' MOTION IN LIMINE TO BAR THE ADMISSION OF RECORDED TELEPHONE CALLS...COURT ORDERED, the calls may come in if they are in furtherance of a conspiracy. Ms. Dustin argued the conspiracy ended when Deft. Ferguson was taken into custody. Court advised it may or may not have been over, however, the conspiracy could still be going on today. COURT ORDERED, Deft. Ferguson's motion DENIED for both substantive and procedural reasons. COURT FURTHER ORDERED, Deft. Holmes' motion DENIED for the same reasons.

DEFT. HOLMES' MOTION IN LIMINE TO EXCLUDE ANY TESTIMONY REGARDING DEFT. HOLMES' PRIOR ARRESTS AND/OR CRIMINAL HISTORY AS WELL AS ANY CIRCUMSTANCES SURROUNDING THOSE EVENTS...COURT ORDERED, motion GRANTED, however, they may come in if Deft. Holmes testifies; non-Felonies and arrests that did not amount to a conviction may NOT come in.

DEFT. HOLMES' MOTION TO SUPPRESS...COURT ORDERED, motion DENIED. Court advised he sees no problems with these, assuming the Jury believes the officers.

10:36 A.M.--Deft. Holmes still not present. Mr. Sullivan advised Deft's wife indicated they had a fight and he took off. Court stated he believes Deft. Holmes took off but not for that reason. COURT ORDERED, BENCH WARRANT WILL ISSUE, NO BAIL, for Deft. Holmes. Court advised, if Deft. Holmes is picked up in the next week, he will be tried with Deft. Ferguson. Mr. Sullivan may file a motion to withdraw. Mr. Sullivan advised he spoke with Deft. Holmes last night and advised Deft. has been compliant with his appearances up to now. Court advised Deft. Holmes has generally not been here at the prior hearings and Mr. Sullivan has represented he had good contact. Hearing concluded.

CUSTODY (COC - MONROE & FERGASON)...B.W. (BOND - HOLMES)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 12, 2008

06C228752-3

The State of Nevada vs Bryan Ferguson

May 12, 2008

9:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**DiGiacomo, Sandra  
Small, Shelly L.Attorney  
Attorney**JOURNAL ENTRIES**

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

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 13, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 13, 2008

9:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Small, Shelly L.	Attorney

**JOURNAL ENTRIES**

- 9:41 A.M.--OUTSIDE THE PRESENCE OF THE JURY, Second Amended Indictment FILED IN OPEN COURT. Mr. Hart advised the State has downloaded information from Deft. Monroe's computer that has schematics and such. Court advised the State cannot argue other burglaries but can put in the schematics to show intent. Court advised the Indictment is lengthy and, instead of having the Clerk read it, he will provide the jurors with copies of the Indictment. Court stated he believes that will limit confusion as to the counts as well. Ms. DiGiacomo advised witness Brent Ingle is undergoing radiation treatment for cancer and cannot come to court. As he is unavailable for trial, Ms. DiGiacomo moved to use his prior testimony. Mr. Hart stated he would prefer to have the witness live, however, he understands the circumstances. COURT ORDERED, a reader will be used to read in the prior testimony. 9:44 A.M.--Jury present. Oath of service administered to the Jury. Court read the opening charge to the Jury. Opening statements by Ms. DiGiacomo and Mr. Hart. Testimony and exhibits presented. (See worksheets.) 12:01 p.m.--Jury admonished and excused for lunch, to return at 1:10 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart objected to the officer identifying his client by the orange socks which indicate he is in jail. Mr. Hart

moved for a mistrial. Court stated he does not believe any of these jurors were ever in trouble and the orange socks mean nothing to them. COURT ORDERED, mistrial DENIED. 12:03 p.m.--Court adjourned for lunch.

1:15 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

4:30 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, Court ADMONISHED Deft. Monroe regarding his right to not be compelled to testify. Colloquy regarding obtaining toothpaste and shampoo for Deft. 4:37 p.m.--Court adjourned.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 14, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 14, 2008

9:45 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,

Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Small, Shelly L.	Attorney

**JOURNAL ENTRIES**

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

12:58 P.M.--OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart reserved his right to argue his objection regarding the stop and related issues. Court acknowledged. Further testimony and exhibits presented. 3:58 p.m.--There being no further witnesses available, Court admonished the Jury and excused them for the evening, to return at 9:45 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart renewed his motion to suppress and argued one of the officers' testimony has morphed over time. Mr. Hart argued there was no basis for the car stop as there was no indicia of entry into Just For Kids Dentistry. Ms. DiGiacomo advised this motion has been brought before

Judge Wall twice and been denied. Further arguments by counsel. Court advised officers can make a Terry stop if they think something is afoot. Court further advised the Terry stop turned into probable cause in about 5 minutes and officers certainly had a Terry basis for pulling the car over. COURT ORDERED, the defense motion DENIED. Colloquy regarding the jail calls. COURT ORDERED, any reference to Deft. Monroe's prior record and any conversation where Deft. is not present will not come in. Court adjourned for the evening.  
CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****May 15, 2008**

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06C228752-3

The State of Nevada vs Bryan Ferguson

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**May 15, 2008****9:15 AM****Jury Trial****TRIAL BY JURY****Court Clerk: Tina  
Hurd****Reporter/Recorder:****Renee Vincent****Heard By: Bell,  
Stewart L.****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Small, Shelly L.Attorney  
Attorney**JOURNAL ENTRIES**

- 10:22 A.M.--Deft. not present. Jury present. Court advised Mr. Hart is ill and the trial cannot go forward without him, however, counsel have indicated they will pare down the rest of the case and keep the trial on schedule. 10:24 a.m.--Court admonished the Jury and excused them for the day, to return at 9:15 a.m. tomorrow morning. 10:25 A.M.--Deft. Monroe present. Court advised Mr. Hart is ill and they will be picking up the trial tomorrow. Court advised Juror #6-Mr. Arnold has indicated to the bailiff he recognized a witness yesterday that he worked with 15-18 years ago and has indicated it will not affect him, he just felt it was his duty to inform the Court. Ms. DiGiacomo advised no witnesses indicated they recognized a juror. 10:30 a.m.--Court adjourned for the day.  
CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 16, 2008

06C228752-3

The State of Nevada vs Bryan Ferguson

May 16, 2008

9:30 AM

Jury Trial

TRIAL BY JURY  
 Court Clerk: Tina  
 Hurd Relief Clerk:  
 Carole D'Aloia (1:05  
 PM - 5:10 PM)  
 Reporter/Recorder:  
 Renee Vincent  
 Heard By: Bell,  
 Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

**PRESENT:** DiGiacomo, Sandra Attorney  
 Small, Shelly L. Attorney

**JOURNAL ENTRIES**

- 9:11 A.M.--OUTSIDE THE PRESENCE OF THE JURY, Court stated he understands there has been an agreement regarding the jail calls. Mr. Hart concurred, however, one call he is concerned with is a call regarding 10 "G's" for someone to take a swim and not testify. Ms. Small advised that is regarding the victim Mr. Hung and it is apparent that is who they are talking about. Mr. Hart advised there is another call regarding the media. Ms. DiGiacomo advised the call was regarding what was said on the news and that they stated it was \$2 million worth of stolen property. The call also references Bobby Holmes taking care of one of the storage units. Mr. Hart objected as there is an issue of fact. COURT ORDERED, objection OVERRULED. 9:14 a.m.--Jury present. Further testimony and exhibits presented. (See worksheets.) 12:03 p.m.--Jury admonished and excused for lunch, to return at 1:05 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart argued they keep hearing "Repeat Offender Program" and argued further he does not know why there has to be any mention of the SWAT team coming in to serve the search warrants. Court advised



this is how they do business and ORDERED, objection OVERRULED. Colloquy regarding witnesses and scheduling. Mr. Hart argued regarding the stuff the State intends to bring in off of the computers and argued there are no burglaries charged and this backdoors in the other bad acts. Court advised, if there is an issue of stolen property and there is not an issue that Deft. Monroe knew or should have known it was stolen, he will sustain the objection and not let it in. Mr. Hart advised he cannot stipulate to that. COURT ORDERED, objection OVERRULED. 12:07 p.m.--Court adjourned for lunch

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

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

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 19, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 19, 2008

9:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Small, Shelly L.	Attorney

**JOURNAL ENTRIES**

- 9:44 A.M.--Jury present. Further testimony and exhibits presented. (See worksheets.) 11:46 a.m.--Court stated he understands the State has one long witness, one short witness and two that need to be recalled that will not be here until after lunch. Jury admonished and excused for lunch, to return at 12:45 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Ms. DiGiacomo moved to amend the Indictment to correct a typo in Count 1. COURT ORDERED, GRANTED. Jury Instructions settled on the record. 12:01 p.m.--Court adjourned for lunch.

1:00 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

2:48 p.m.--OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart stated he believes the comment regarding posting bail previously brings in prior bad acts. Court advised it could be for anything or even for someone else and he believes it is innocuous. Mr. Hart stated he believes the next call is whether Deft. Monroe could do it and that it was not as much fun without Fergason. Ms. DiGiacomo advised the conspiracy is ongoing at this point and it is in furtherance of the conspiracy. COURT ORDERED, objection OVERRULED. 3:00 p.m.--Jury present. Further testimony and exhibits presented. 5:14 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30

**06C228752-3**

a.m. tomorrow morning.  
CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 20, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 20, 2008

9:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Stewart  
Bell

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**DiGiacomo, Sandra  
Small, Shelly L.Attorney  
Attorney**JOURNAL ENTRIES**

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

1:49 P.M.--Court reconvened with all present as before. Jury returned with VERDICTS as follow: GUILTY of COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM); GUILTY of COUNTS 2-4, 7-11, 13-17, 22-24, 26 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (F); GUILTY of COUNTS 5-6, 12, 18-21, 25, 27 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$250.00 (F). Jury polled at request of Mr. Hart; 12 affirmed. Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY, COURT ORDERED, matter set for sentencing; Deft. Monroe to REMAIN IN CUSTODY WITHOUT BAIL pending sentencing.

CUSTODY (COC)

**06C228752-3**

8-26-08 8:30 AM SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 21, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 21, 2008

9:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant
	Small, Shelly L.	Attorney

**JOURNAL ENTRIES**

- 9:20 A.M.--OUTSIDE THE PRESENCE OF THE JURY VENIRE, colloquy regarding exhibits. Third Amended Indictment FILED IN OPEN COURT. Court advised a copy of the Third Amended Indictment will be provided to the jurors to avoid confusion. 9:43 a.m.--Jury venire present. Introductions by Court and counsel. Clerk called roll of the venire; voir dire oath administered. Jury selection commenced. 11:21 a.m.--Fourteen (14) jurors selected and sworn. Court thanked and excused the remaining venire. Court read the opening charge to the Jury. Opening statements by counsel. 11:50 a.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Ms. Dustin advised she has lodged an objection to the State offering the transcript of Burt Engle's testimony. It is from a Department 20 case and she did not represent Deft. Fergason in that case. Ms. Dustin stated she believes the State has a wealth of evidence without it. Court advised, in the co-Deft's trial, the State made the Court aware Mr. Engle has cancer and is under treatment that does not allow him to come to the courthouse. Mr. Engle is

unavailable and the rules state his prior testimony is admissible even when the Deft. was represented by a different attorney. COURT ORDERED, the transcript testimony of Burt Engle WILL BE ALLOWED. Colloquy regarding procedure for reading in the testimony. 11:54 a.m.--Court adjourned for lunch.

12:57 P.M.--OUTSIDE THE PRESENCE OF THE JURY, Court ADMONISHED Deft. Fergason regarding his right to not be compelled to testify. Ms. Dustin advised the Anku Crystal Palace was originally charged in the Dept. 20 case and was subsequently dismissed and added to this case. Court inquired when jeopardy attached. Ms. Dustin stated she does not believe it is a jeopardy issue in this case. 1:05 p.m.--Jury present. Testimony and exhibits presented. (See worksheets.) 4:47 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 22, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 22, 2008

9:15 AM

Jury Trial

TRIAL BY JURY  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Bell,  
Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant
	Small, Shelly L.	Attorney

**JOURNAL ENTRIES**

- 9:32 A.M.--Court reconvened with all present as before. Further testimony and exhibits presented. (See worksheets.) 11:56 a.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon.

1:00 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

4:52 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:15 a.m. tomorrow morning.

CUSTODY (COC)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 23, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 23, 2008

10:00 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,

Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

Dustin, Cynthia L.

Attorney

Fergason, Bryan

Defendant

Small, Shelly L.

Attorney

**JOURNAL ENTRIES**

- 9:15 A.M.--Court reconvened with all present as before. Further Testimony and exhibits presented. (See worksheets.) 11:51 a.m.--Jury admonished and excused for lunch, to return at 12:50 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding NRS 205.275.

12:53 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

3:22 p.m.--There being no further witnesses available for the day, Court admonished the Jury and excused them for the weekend, to return on Tuesday morning at 10:00 a.m. OUTSIDE THE PRESENCE OF THE JURY, Court showed counsel two questions submitted by jurors which were not actually for witnesses. Said questions marked as Court's exhibits. 3:25 p.m.--Off the record.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 27, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 27, 2008

9:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant
	Small, Shelly L.	Attorney

**JOURNAL ENTRIES**

- 10:05 A.M.--Court reconvened with all present as before. Further testimony and exhibits presented. (See worksheets.) 12:03 p.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon.

12:57 P.M.--OUTSIDE THE PRESENCE OF THE JURY, arguments regarding Touch of Vegas. Bailiff advised Juror #12-Mr. Smith knows witness Amanda Terry. Colloquy between Court and Juror Smith. Upon Court's inquiry, Mr. Smith advised his objectivity would not be affected. 1:11 p.m.--Jury present. Further testimony and exhibits presented. 3:09 p.m.--OUTSIDE THE PRESENCE OF THE JURY, Ms. Dustin advised Ms. Trevarthan testified to conversations between Defts. Monroe and Holmes. Court advised counsel must object at the time and he will rule. Colloquy. 3:15 p.m.--Jury present. Further testimony by Ms. Trevarthan. Ms. Dustin requested a cautionary instruction regarding some of the testimony by this witness regarding other uncharged acts. Court gave a cautionary instruction to the Jury regarding Deft. Fergason not being charged with Burglary and to

consider the testimony only as it relates to whether Deft. knew these items were stolen. Further testimony and exhibits presented. 4:58 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, Juror #9-Anthony Indurante present. Court advised someone noticed Detective Churches acknowledged this juror outside and believes they took some Karate classes together. Upon Court's inquiry, Mr. Indurante advised he will not give the detective's testimony any more weight than anyone else. Juror excused for the evening. Colloquy regarding the remaining witnesses, scheduling and Jury Instructions. Colloquy regarding value and corresponding Jury Instructions. Ms. Dustin advised she objected at the bench regarding some of the testimony by Detective Nickell regarding this long process he did, going back into Anku Crystal Place and Just for Kids Dentistry and argued that, coupled with some testimony by Tonya Trevarthan, slides them into uncharged bad acts. Court stated he does not know how they could testify any other way. Ms. Dustin advised, as to the phone call between Engle and Monroe, Deft. Monroe says they had 2 or 3 pieces of Anku and "he" had to have them. He basically makes an admission including Deft. Ferguson. Ms. DiGiacomo argued they will speak about it again in other calls and Deft. Monroe says "we" and "he" but nothing specific. COURT ORDERED, the third phone call STRICKEN and will admonish the jurors to disregard. Court stated he does not believe this is a big issue. Colloquy regarding the phone calls. COURT ORDERED, counsel to review the phone calls and make sure there is nothing else that is Bruton inculpatory evidence. Court adjourned. CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 28, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 28, 2008

10:00 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,

Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant
	Small, Shelly L.	Attorney

**JOURNAL ENTRIES**

- 9:28 A.M.--OUTSIDE THE PRESENCE OF THE JURY, State's Bench Memorandum FILED IN OPEN COURT. Ms. DiGiacomo argued the phone call was not a Bruton issue under the reading of the Bruton case. It was not a confession to a police officer, it was a statement from one co-conspirator to another. It was a statement in furtherance of this conspiracy; it was not testimonial. Court stated he believes it could have been redacted but he is not going to play it again with it out as it would just highlight it and it is a meaningless piece of the puzzle. Ms. Dustin argued that, coupled with the testimony of Tonya Trevarthan, has sufficiently rung the bell and moved for a mistrial. Ms. Dustin argued it shifts the burden too much and she does not believe it can be fixed with an instruction. Court stated he does not believe it is that serious and he believes it could be fixed. Court advised the Jury will be admonished to disregard phone call #3. 9:34 a.m.--Jury present. Court ADMONISHED the Jury to disregard call #3 and advised the DVD has been redacted. COURT FURTHER ORDERED, State's exhibits 1189 and 1189A WITHDRAWN. Further testimony and exhibits presented. (See

worksheets.) Ms. DiGiacomo advised counsel have stipulated, if Detective Julie Hall was recalled, that on October 12, Bobby Holmes was arrested for Possession of Stolen Property based on items removed from his home. 11:54 a.m.--Jury admonished and excused for lunch, to return at 1:15 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Jury Instructions settled on the record. 12:20 p.m.--Court adjourned for lunch.

1:15 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

3:32 p.m.--Court admonished the Jury and excused them for the evening, to return at 10:00 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding the verdict form and Jury Instruction #10. Court stated he believes Instruction #10 is correct but the verdict form needs to be corrected. Ms. Dustin requested the defense proposed instructions be marked and put in the record so the record is complete. Court instructed counsel to provide clean copies and the Clerk will make the whole package part of the record. 3:37 p.m.--Court adjourned.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 29, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

May 29, 2008

10:00 AM

Jury Trial

TRIAL BY JURY

Court Clerk: Tina  
HurdReporter/Recorder:  
Renee VincentHeard By: Stewart  
Bell

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant
	Small, Shelly L.	Attorney

**JOURNAL ENTRIES**

- 10:05 A.M.--Court reconvened with all present as before. Closing arguments by counsel. Bailiff sworn to take charge of the Jury. Clerk selected the alternates by random drawing: Juror #2-Yvette Scurlock and Juror #3-James Buell. 11:54 a.m.--Jury retired to deliberate. OUTSIDE THE PRESENCE OF THE JURY, upon Court's inquiry, Deft. Fergason agreed he approved the way Ms. Dustin approached and handled his case. Off the record.

2:04 P.M.--Court reconvened with all present as before. Jury returned with VERDICTS as follow: GUILTY of COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM). GUILTY of COUNTS 2, 5-6, 12, 18-21, 25 & 27 - POSSESSION OF STOLEN PROPERTY, VALUE \$250.00 OR MORE (F). GUILTY of COUNTS 4, 7-11, 13-17, 22-24 & 26 - POSSESSION OF STOLEN PROPERTY, VALUE \$2,500.00 OR MORE (F). Count 3 - NOT guilty. Jury was not polled. Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY, COURT ORDERED, matter set for sentencing; Deft. Fergason to REMAIN IN CUSTODY WITHOUT

**06C228752-3**

BAIL pending sentencing.

CUSTODY (COC-NDC)

8-26-08 8:30 AM SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****June 16, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**June 16, 2008****8:30 AM****Motion to Withdraw as  
Counsel****SULLIVAN'S MTN  
TO WITHDRAW AS  
COUNSEL Court  
Clerk: Tina Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**      Small, Shelly L.      Attorney

**JOURNAL ENTRIES**

- COURT ORDERED, motion GRANTED. Order signed in open court.  
B.W. (BOND)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 15, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

July 15, 2008

8:30 AM

Motion to Quash Bench  
Warrant

DEFT'S MTN TO  
QUASH BENCH  
WARRANT/123  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

PRESENT: DiGiacomo, Sandra Attorney

**JOURNAL ENTRIES**

- Mr. Kennedy CONFIRMED as counsel. Motion argued and submitted. COURT ORDERED, motion DENIED; DEFT. HOLMES REMANDED TO CUSTODY, TO BE HELD WITHOUT BAIL pending trial. Colloquy regarding a trial date. COURT ORDERED, matter set for trial on November 17 and will be first up. Court advised, if for some reason Mr. Kennedy cannot try the case, he must make the decision whether to withdraw by the end of this month.

CUSTODY

11-13-08 8:30 AM CALENDAR CALL

11-17-08 9:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 16, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**July 16, 2008****8:30 AM****Status Check****STATUS CHECK:  
SENTENCING  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** DiGiacomo, Sandra Attorney**JOURNAL ENTRIES**

- No appearance by Deft. Trevarthen or her counsel Jonathan Lord. Court stated he is not sure why he should not just go ahead and sentence this Deft. Colloquy. COURT ORDERED, matter CONTINUED for sentencing.

NIC

8-13-08 8:30 AM SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 07, 2008**

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06C228752-3

The State of Nevada vs Bryan Ferguson

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**August 07, 2008****8:30 AM****Motion****STATE'S MTN FOR  
RELEASE OF  
EVIDENCE TO  
VICTIMS AND/OR  
AUCTION BY  
LVMPD Relief  
Clerk: Carole D'Aloia  
Reporter/Recorder:  
Cheryl Carpenter  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** DiGiacomo, Sandra Attorney  
Dustin, Cynthia L. Attorney**JOURNAL ENTRIES**

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

CUSTODY (MONROE)

NIC (TREVARTHEN)

CUSTODY (COC-NDC)(FERGASON)

CUSTODY (HOLMES)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 13, 2008

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06C228752-3

The State of Nevada vs Bryan Fergason

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August 13, 2008

8:30 AM

Sentencing

SENTENCING

Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT: Krusey, Amanda K. Attorney

**JOURNAL ENTRIES**

- No appearance by Deft. Trevarthen or her counsel Jonathan Lord. Ms. Krusey advised counsel are requesting a continuance to September 22 as Mr. Lord cannot be here today and the other case is set for hearing that day. COURT ORDERED, matter CONTINUED to tomorrow to reset the sentencing and the Miller Hearing in case C237052. Law clerk will notify counsel in both cases.

NIC

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 14, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**August 14, 2008****8:30 AM****Sentencing****SENTENCING**Relief Clerk: Carole  
D'Aloia

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Luzaich, Elissa

Attorney

**JOURNAL ENTRIES**

- Court noted the absence of the Defendant and Mr. Lord and, ORDERED, Defendant's presence  
WAIVED this date. Based on the re-setting of the Miller Hearing in case C235232, COURT  
ORDERED, sentencing CONTINUED to 9/26/08.

NIC

CLERK'S NOTE: A COPY OF THIS MINUTE ORDER PLACED IN THE ATTORNEY FILE OF  
JOHNATHAN J. LORD, ESQ. ON 8/15/08. cd

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 21, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**August 21, 2008****8:30 AM****Motion****STATES MTN FOR  
RELEASE OF  
PROPERTY/128  
Relief Clerk: Carole  
D'Aloia  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Ferguson, Bryan	Defendant

**JOURNAL ENTRIES**

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

CUSTODY (MONROE AND HOLMES)

NIC (TREVARTHEN)

CUSTODY (COC-NDC)(FERGASON)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 26, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

September 26, 2008

8:30 AM

Sentencing

SENTENCING

Court Clerk: Tina

Hurd Relief Clerk:

Susan Jovanovich /sj

Reporter/Recorder:

Angela Lee Heard

By: David Wall

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT: DiGiacomo, Sandra Attorney

**JOURNAL ENTRIES**

- DEFT. TREVARTHEN ADJUDGED GUILTY of COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM). Colloquy regarding recommendation of informal probation. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, Deft. SENTENCED to Clark County Detention Center (CCDC) for SIX (6) MONTHS, SUSPENDED; placed on INFORMAL PROBATION for SIX (6) MONTHS. CONDITIONS:

1. Deft. not be arrested for any new offenses other than traffic offenses. 2. Maintain full time employment.

Count 2 HELD IN ABEYANCE. FURTHER, matter SET for status check on compliance. Court advised Deft. he will waive her presence at next hearing if proof of employment is provided. BOND, if any, EXONERATED.

NIC

03-31-09 8:30 A.M. STATUS CHECK - COMPLIANCE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 01, 2008

06C228752-3

The State of Nevada vs Bryan Fergason

October 01, 2008

8:30 AM

All Pending Motions

ALL PENDING  
MOTIONS 10-1-08  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	Fergason, Bryan	Defendant

**JOURNAL ENTRIES**

- DEFT. MONROE ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM), COUNTS 2-4, 8-11, 13-17, 22-24 & 26 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (F) and COUNTS 5, 6, 12, 18-21, 25 & 27 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$250.00 (F). Certified copies of three prior convictions marked and admitted. Matter argued and submitted. Court FINDS Deft. Monroe to be an HABITUAL CRIMINAL. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows: Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center; Count 2 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 3 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 4 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 5 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in



the Nevada Department of Corrections (NDC); Count 6 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 7 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 8 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 9 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 10 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 11 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 12 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 13 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 14 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC). Counts 1-14 to be served CONCURRENTLY with each other. Count 15 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 16 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 17 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 18 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 19 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 20 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 21 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 22 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 23 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 24 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 25 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 26 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 27 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC). Counts 15-27 to be served CONCURRENTLY with each other but CONSECUTIVELY to Counts 1-14. Said sentence to be served CONSECUTIVELY to case C227874 with ZERO DAYS credit for time served. BOND, if any, EXONERATED.

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

Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows: Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center; Count 2 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 4 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 5 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 6 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 7 - to LIFE with a MINIMUM parole eligibility of TWENTY

(20) YEARS in the Nevada Department of Corrections (NDC); Count 8 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 9 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 10 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 11 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 12 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 13 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 14 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC). Counts 1, 2 and 4-14 to be served CONCURRENTLY with each other. Count 15 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 16 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 17 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 18 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 19 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 20 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 21 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 22 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 23 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 24 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 25 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 26 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 27 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC). Counts 15-27 to be served CONCURRENTLY with each other but CONSECUTIVELY to Counts 1, 2 and 4-14. Said sentence to be served CONSECUTIVELY to case C227874 with ZERO DAYS credit for time served. BOND, if any, EXONERATED.

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

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****November 10, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**November 10, 2008****8:30 AM****Entry of Plea****ENTRY OF PLEA  
Court Clerk: Sandra  
Jeter  
Reporter/Recorder:  
Rachelle Hamilton  
Heard By: Jackie  
Glass****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** DiGiacomo, Sandra Attorney**JOURNAL ENTRIES**

- Judge Glass stated this is an add to the calendar and she agreed to hear the matter for Judge Bell. Counsel advised the matter has negotiated and NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. HOLMES EXAMINED and PLED GUILTY to the FIFTH AMENDED INDICTMENT FILED IN OPEN COURT CHARGING COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR COMMIT BURGLARY (GM) and COUNTS 2 and 3 - POSSESSION OF STOLEN PROPERTY (F). COURT ACCEPTED plea and ORDERED, matter referred to the Division of Parole and Probation (P & P) and set for sentencing.

CUSTODY (HOLMES)

12/30/08 8:30 AM SENTENCING - DEPT. VII

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 01, 2008**

06C228752-3

The State of Nevada vs Bryan Fergason

December 01, 2008

8:30 AM

Bench Warrant Return

**BENCH WARRANT  
RETURN Relief  
Clerk: Nora Pena  
Reporter/Recorder:  
Cheryl Carpenter  
Heard By: Stewart  
Bell**

**HEARD BY:**

**COURTROOM:**

**COURT CLERK:**

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**      Watson, Michael J.      Attorney

**JOURNAL ENTRIES**

- COURT ORDERED, Sentence date STANDS and BOND, if any, EXONERATED.  
CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 05, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**December 05, 2008****9:05 AM****Show Cause Hearing****SHOW CAUSE  
HEARING Court  
Clerk: Denise  
Trujillo/dt Relief  
Clerk: Janet Deaver  
Reporter/Recorder:  
Jjill Jacoby Heard  
By: Kathy Hardcastle****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Van De Pol, Karen L. Attorney**JOURNAL ENTRIES**

- As Deft. was picked up and bond exonerated, COURT ORDERED, matter OFF CALENDAR.

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 18, 2008**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**December 18, 2008****8:30 AM****Motion****STATES MTN FOR  
RELEASE OF  
EVIDENCE/136  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**      Dustin, Cynthia L.      Attorney  
                         Kephart, William D.      Attorney**JOURNAL ENTRIES**

- Ms. Dustin advised this case is before the Supreme Court on appeal so she does not believe the Court has jurisdiction and the proper venue would be through the forfeiture case and not here where it is on appeal. Court stated he believes, as a general proposition, Ms. Dustin is right. Mr. Kephart advised he will accept those representations. COURT ORDERED, motion OFF CALENDAR. CUSTODY (COC - MONROE & HOLMES)...NIC (TREVARTHEN)...NDC (FERGUSON)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 30, 2008**

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06C228752-3

The State of Nevada vs Bryan Ferguson

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**December 30, 2008****8:30 AM****Sentencing****SENTENCING****Court Clerk: Tina  
Hurd****Reporter/Recorder:  
Renee Vincent****Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** DiGiacomo, Sandra Attorney**JOURNAL ENTRIES**

- DEFT. HOLMES ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM) and COUNTS 2 & 3 - POSSESSION OF STOLEN PROPERTY (F). Matter argued and submitted. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows: Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center (CCDC); Count 2 - to a MINIMUM of FORTY EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with Count 1; Count 3 - to a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to Count 2. 169 DAYS credit for time served. Deft. to PAY \$4,892.45 RESTITUTION. BOND, if any, EXONERATED.

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****March 03, 2009**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**March 03, 2009****9:00 AM****All Pending Motions****ALL PENDING  
MOTIONS (3-03-09)  
Relief Clerk: Phyllis  
Irby/pi  
Reporter/Recorder:  
Debra Winn Heard  
By: Kathy Hardcastle****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** DiGiacomo, Sandra Attorney  
Dustin, Cynthia L. Attorney**JOURNAL ENTRIES**

- DEFT'S PRO PER MOTION FOR RETURN OF SEIZED PROPERTY...STATE'S REQUEST STATUS  
CHECK: CORRECTED JUDGMENT OF CONVICTION  
MATTER TRAILED. MATTER RECALLED. Deft not present. COURT NOTED, Deft is in NDC,  
presence WAIVED. Ms. Digiacomo advised the JOC was incorrect. There was a clerical error on the  
JOC. COURT ORDERED, State to prepare an Amended JOC. As to Deft's Pro Per Motion, COURT  
ORDERED, DENIED WITHOUT PREJUDICE.



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 31, 2009

06C228752-3

The State of Nevada vs Bryan Fergason

March 31, 2009

9:00 AM

All Pending Motions

ALL PENDING  
MOTIONS 3/31/09  
Court Clerk: Denise  
Trujillo  
Reporter/Recorder:  
Cheryl Carpenter  
Heard By: Kathy  
Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

**PRESENT:** DiGiacomo, Sandra Attorney  
Pesci, Giancarlo Attorney

**JOURNAL ENTRIES**

- STATUS CHECK: COMPLIANCE (TREVARTHEN)...DEFT'S MOTION TO WITHDRAW GUILTY PLEA

Mr. Lord advised Deft. TREVARTHEN has complied with all conditions and pursuant to negotiations requested she be allowed to withdraw plea as to CT II and that it be DISMISSED, and that case be closed as to CT I. State CONCURRED. COURT ORDERED, COUNT II DISMISSED and CASE CLOSED.

Court advised it did not receive Deft's reply and ORDERED, matter CONTINUED.  
CUSTODY (COC - HOLMES)

4/2/09 9:00 AM DEFT'S MOTION TO WITHDRAW GUILTY PLEA (HOLMES)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 02, 2009

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06C228752-3

The State of Nevada vs Bryan Fergason

---

April 02, 2009

9:00 AM

Motion

DEFT'S MTN TO  
WITHDRAW  
GUILTY PLEA /140  
Court Clerk: Denise  
Trujillo  
Reporter/Recorder:  
Lara Corcoran Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

**PRESENT:** DiGiacomo, Sandra Attorney

**JOURNAL ENTRIES**

- Arguments by counsel. COURT stated findings and ORDERED, motion DENIED.  
CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 04, 2009**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**August 04, 2009****9:00 AM****Request of Court****AT THE REQUEST  
OF THE  
COURT:CONFIRMA  
TIONOF APPELANT  
COUNSEL Court  
Clerk: Denise  
Trujillo  
Reporter/Recorder:  
Lara Corcoran Heard  
By: Hardcastle, Kathy****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Albritton, Alicia A. Attorney**JOURNAL ENTRIES**

- COURT ORDERED, matter CONTINUED.  
CUSTODY (NDC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 12, 2009

06C228752-3

The State of Nevada vs Bryan Ferguson

August 12, 2009

9:00 AM

Request of Court

AT THE REQUEST  
OF THE  
COURT:CONFIRMA  
TIONOF APPELANT  
COUNSEL Court  
Clerk: Denise  
Trujillo  
Reporter/Recorder:  
Lara Corcoran Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES  
PRESENT:

**JOURNAL ENTRIES**

- Mr. Ruggeroli advised he believes he can confirm, but has not received file. COURT ORDERED, Mr. Ruggeroli is CONFIRMED, and if he finds out later there is a problem, then can place matter BACK on calendar. FURTHER, once he reviews the file, he can determine if there are any appealable issues and place matter on calendar.

CUSTODY (NDC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 08, 2010

06C228752-3

The State of Nevada vs Bryan Fergason

April 08, 2010

9:30 AM

Further Proceedings

**FURTHER  
PROCEEDINGS  
COMPETENCY (DEPT  
V) Court Clerk:  
Sandra Jeter  
Reporter/Recorder:  
Rachelle Hamilton  
Heard By: Jackie  
Glass**

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT: Pandukht, Taleen R. Attorney

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Christy Craig, Chief Deputy Public Defender, present representing defendant in Case No. C237052. Christina Greene of the Specialty Courts present. Defendant HOYT present in custody.

Competency is at issue in Case nos. C237052, C241570 and C227874, however, this case was just opened to appoint appellate counsel; therefore, COURT ORDERED, matter OFF CALENDAR.  
CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**August 16, 2011**

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06C228752-3

The State of Nevada vs Bryan Fergason

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**August 16, 2011**

**8:30 AM**

**All Pending Motions**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:** Nyikos, Noreen C. Attorney  
State of Nevada Plaintiff

**JOURNAL ENTRIES**

- PETITION FOR WRIT OF HABEAS CORPUS ... MOTION FOR 90 DAY CONTINUANCE TO  
REPLY TO STATE'S ANSWER TO PETITION FOR WRIT OF HABEAS CORPUS (POST-  
CONVICTION)

Court noted motion to withdraw was never filed, therefore, Cynthia Dustin is still the attorney of  
record and these motions must be filed by the attorney of record. COURT ORDERED, Motions  
CONTINUED and a copy to be provided to Ms. Dustin.

NDC

CONTINUED TO: 8/25/2011 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**August 25, 2011**

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06C228752-3

The State of Nevada vs Bryan Ferguson

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**August 25, 2011**

**8:30 AM**

**All Pending Motions**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Dustin, Cynthia L.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Ms. Dustin advised these are Defendant's Pro Per motions and moved to withdraw as counsel.  
COURT ORDERED, Oral Motion GRANTED.

**AS TO DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS:**

Court FINDS, claims to be without merit, fail to meet the standard of Strickland, and are belied by the record; therefore, COURT ORDERED, Petition DENIED. Court notes there are approximately 20 claims and State will prepare the Findings of Fact and Conclusions of Law and identify which claims specifically are belied by the record and/or fail to meet standards of Strickland.

**AS TO DEFENDANT'S MOTION FOR 90 DAY CONTINUANCE TO REPLY TO STATE'S ANSWER TO PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION):**

COURT ORDERED, Motion DENIED as MOOT.

NDC