

Request for Hearing

Some of the issues presented above, require more factual inquiry to determine the exact nature of the photo-lineup procedure and the circumstances surrounding the identification of Mr. Slaughter as the perpetrator of the robbery. Such factual determinations are believed necessary to adequately address the legal issues raised by way of this Motion. Accordingly, a factual evidentiary issue is requested, should the above facts be insufficient to allow for a determination of this Motion on the merits.

Dated this 31 day of JANUARY 2011.


OSVALDO FUMO, CHTD.

Osvaldo E. Fumo, Esq.
Nevada Bar No.: 5956
Dustin R. Marcello, Esq.
Nevada Bar No.: 10134

RECEIPT OF COPY

RECEIPT OF COPY of the **MOTION TO PRECLUDE SUGGESTIVE IDENTIFICATION** in the above-captioned matter is hereby received and acknowledged this _____ day of _____, 2011.

OFFICE OF THE DISTRICT ATTORNEY

By: _____

SLAU027

CASE: 04015160 NORTH LAS VEGAS POLICE DEPARTMENT REF: ORIGINAL
DATE: 6/30/04 POLICE REPORT PAGE: 1
TIME: 5:45 INVESTIGATIVE PORTION OF: 11

-----INCIDENT ORIGINAL-----

classification/additional information:
AMURDWDW/BURG/ROBB/FALSE IMPRISONMENT

invest bureaus/units notified: I.D. BUREAU/DETECTIVE

location of occurrence: ! rpt dist:A1 neighborhood: APT
2612 GLORY VIEW ! ADAM 1 AIRPORT

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:11 ! 6/26/04 / 19:11 ! 6/26/04 / 20:52

hate crime? NO ! gang related? YES ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! NO ! NO ! NO ! YES

-----METHOD OF OPERATION-----

residential---type: 111 target: security:
SINGLE FAMILY

non-residtl---type: target: security:

entry---location: 325 GARAGE method:
exit---location: 373 FORCED-UNIQUE METHODmethod:

suspect actions:

A. 601 MULTI SUSPECTS B. 606 SUSPECT ARMED C. 607 DISCHARGED WEAPON
D. 704 SELECTIVE IN LOOT E. 801 INFLICTED INJURY F. 802 THREAT RETALIATIO
G. 803 FORCED VIC TO FLO H. 814 BOUND/GAGGED VICT I. 901 KNEW VICTIMS NAME

*****DISPOSITIONS*****

[] -UNFOUNDED/NO CRIME--0 [] -SUBMITTED D.A.-----5 [] -RECLASSIFY-----10
[] -JUVENILE-----1 [] -ADMIN. CLEARED-----6 [] -VIC REFUSED PROS.--11
[] -NON DETECTIVE CLR--2 [] -EXCEPTIONALLY CLR--7 [] -AFFIDAVIT-----12
[] -DETECTIVE ARREST---3 [] -SCREEN CLEARED-----8 [] -CA/DA DENIAL-----13
[] -SUBMITTED CITY ATTY-4 [] -NO CHGS FILED(NCF)--9 [] -OTHER-----14
[] -SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr ! sid number ! date ser no ! date ser no
! ! enter ! cleared
! ! scope ! scope
! !

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU028

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: ORIGINAL
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 2
TIME: 5:45 -----PERSONS PORTION----- OF: 11
.....

name of person (001): ! type: V ! occupation: ! susp id?
YOUNG/IVAN ! VICTIM ! PAINTER ! YES

sex ! race: W hisp:Y! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! HISPANIC ! 5/21/1973 ! 31 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: 467370271 mf no:

addr: 2612 GLORY VIEW NORTH LAS VEGAS NV 89030 !
business: !

descriptors:
descriptors:

name of person (002): ! type: W ! occupation: ! susp id?
WADDY/DESTINEE ! WITNESS ! DENTAL ASSIST ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
F ! BLACK ! 5/18/1981 ! 23 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: 564738514 mf no:

addr: 2309 BAHAMA POINT NORTH LAS VEGAS NV 89031 ! 7022904223
business: !

descriptors:
descriptors:

name of person (003): ! type: V ! occupation: ! susp id?
MEANS/JERMAUN ! VICTIM ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! 12/11/1976 ! 27 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: 2309 BAHAMA POINT NORTH LAS VEGAS NV 89031 ! 7026369620
business: !

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU029

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: ORIGINAL
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 3
TIME: 5:45 -----PERSONS PORTION----- OF: 11
.....

name of person (004): ! type: V ! occupation: ! susp id?
JOHN/RYAN ! VICTIM ! LABORER ! NO

sex ! race: W hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! WHITE ! 2/06/1985 ! 19 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: 9030 BARR AVE LAS VEGAS NV 89124 ! 7026479472
business: VEGAS TRAFFIC SAFETY 4872 LMBW LV NV 89108 ! 7027912008

descriptors: GIRLFRIEND LIVES AT 2613 GLORY VIEW
descriptors:

name of person (005): ! type: V ! occupation: ! susp id?
DENNIS/AARON ! VICTIM ! ! NO

sex ! race: W hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! WHITE ! 2/08/1994 ! 10 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: 2612 GLORY VIEW NORTH LAS VEGAS NV 89031 !
business: !

descriptors:
descriptors:

name of person (006): ! type: V ! occupation: ! susp id?
POSADA/JOSE ! VICTIM ! ! NO

sex ! race: W hisp:Y! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! HISPANIC ! 3/25/1992 ! 12 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: UNKNOWN !
business: !

descriptors: IVAN YOUNG'S NEPHEW
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU030

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: ORIGINAL
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 4
TIME: 5:45 -----PERSONS PORTION----- OF: 11
.....

name of person (007): ! type: W ! occupation: ! susp id?
HICKMAN/JAKE #1476 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (008): ! type: W ! occupation: ! susp id?
COON/CHRISSE #1457 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (009): ! type: W ! occupation: ! susp id?
BAILEY/ANTHONY #1366 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU031

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: ORIGINAL
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 5
TIME: 5:45 -----PERSONS PORTION----- OF: 11
.....

name of person (010): ! type: W ! occupation: ! susp id?
ADAMS/CLINTON #1068 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (011): ! type: W ! occupation: ! susp id?
NOWAKOWSKI/DENNIS #1225 ! WITNESS ! POLICE SERGEANT ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (012): ! type: W ! occupation: ! susp id?
NOWAKOWSKI/DENNIS #1225 ! WITNESS ! POLICE SERGEANT ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU032

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: ORIGINAL
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 6
TIME: 5:45 -----PERSONS PORTION----- OF: 11
.....

name of person (013): ! type: W ! occupation: ! susp id?
BRADY/MARION #850 ! WITNESS ! I.D. TECH. ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
F ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (014): ! type: W ! occupation: ! susp id?
WALKER/SEAN #1523 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (015): ! type: W ! occupation: ! susp id?
SANDERS/JOHN #1244 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU033

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: ORIGINAL
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 7
TIME: 5:45 -----PERSONS PORTION----- OF: 11
.....

name of person (016): ! type: S ! occupation: ! susp id?
NO NAME ! SUSPECT ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! ! ! 508 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: !

descriptors: SPOKE WITH JAMAICAN ACCENT
descriptors: HAD DREAD LOCKS

name of person (017): ! type: S ! occupation: ! susp id?
NO NAME ! SUSPECT ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! ! ! 511 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: !

descriptors: LSW BLUE AND WHI CLOTHING
descriptors:

name of person (018): ! type: W ! occupation: ! susp id?
PRIETO/JESUS #674 ! WITNESS ! DETECTIVE ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU034

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: ORIGINAL
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 8
TIME: 5:45 -----PERSONS PORTION----- OF: 11
.....

name of person (019): ! type: W ! occupation: ! susp id?
MELGAREJO/EDWING #837 ! WITNESS ! DETECTIVE ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU035

CASE: 04015160

DATE: 6/30/04

TIME: 5:45

-----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: ORIGINAL

-----POLICE REPORT----- PAGE: 9

-----NARRATIVE PORTION----- OF: 11

ON SATURDAY, 06-26-04 AT 1911 HOURS, OFFICERS WERE DISPATCHED TO 2612 GLORY VIEW IN REFERENCE TO A SHOOTING VICTIM INSIDE THE RESIDENCE. OFFICER HICKMAN WAS THE FIRST OFFICER TO ARRIVE WITH OFFICER COON ARRIVING SHORTLY AFTER OFFICER HICKMAN. WHEN I ARRIVED, I WALKED INTO THE FRONT DOOR. THE FRONT DOOR OPENS TO A LARGE LIVING ROOM WITH A DINING AREA TO THE LEFT OF THE FRONT DOOR AND THE KITCHEN ON THE OTHER SIDE OF THE DINING AREA. THERE WAS A LARGE POOL OF BLOOD ON THE FLOOR IN THE DINING AREA AND A LAMP WAS TIPPED OVER IN THE LIVING ROOM. OFFICER COON WAS TALKING TO A FEMALE TRYING TO PLACE DOGS IN THE BACKYARD. OFFICER COON TOLD ME SHE WAS A WITNESS AND THE VICTIM, IVAN YOUNG WAS IN A BEDROOM ON THE EAST SIDE OF THE RESIDENCE. OFFICER HICKMAN WAS TALKING TO YOUNG GETTING HIS PERSONAL INFORMATION. YOUNG WAS LAYING ON A BED ON HIS BACK WITH HIS HANDS AGAINST HIS FACE. I COULD SEE A LOT OF BLOOD ON YOUNG'S NOSE AND CHIN AREA. YOUNG TOLD ME HE GOT SHOT BY TWO GUYS HE DID NOT KNOW WHILE HE WAS IN THE GARAGE. YOUNG BEGAN TO YELL SAYING THAT HIS FACE HURTS. AT THIS TIME, NORTH LAS VEGAS FIRE DEPARTMENT RESCUE UNIT #53 AND SOUTHWEST AMBULANCE UNIT #524 ARRIVED TO TREAT YOUNG. AS PARAMEDICS ROLLED YOUNG OUT OF THE RESIDENCE ON A GURNEY, I NOTICED THAT A SCREEN TO A WINDOW LOCATED ON THE WEST SIDE OF THE RESIDENCE WAS PULLED FROM THE WINDOW FRAME AND HANGING FROM THE TOP. AS PARAMEDICS LOADED YOUNG INTO THE AMBULANCE, OFFICERS WERE SEPARATING WITNESSES.

IVAN YOUNG'S WIFE WAS AT THE RESIDENCE WHEN IVAN WAS SHOT. OFFICER HICKMAN INTERVIEWED HER. REFER TO OFFICER HICKMAN'S FOLLOW-UP REPORT FOR FURTHER INFORMATION.

I THEN SPOKE TO A WHITE MALE, IDENTIFIED AS RYAN JOHN. JOHN TOLD ME HE WAS VISITING HIS GIRLFRIEND AT 2613 GLORY VIEW WHICH IS DIRECTLY ACROSS THE STREET FROM 2612 GLORY VIEW. JOHN LEFT HIS GIRLFRIENDS HOUSE AND STARTED TO WALK TO HIS VEHICLE THAT WAS PARKED IN FRONT OF 2613 GLORY VIEW. A BLACK MALE YELLED TO JOHN FROM THE GARAGE OF 2612 GLORY VIEW THAT IVAN WANTED TO TALK TO HIM. BECAUSE JOHN KNEW IVAN AND WAS FRIENDS WITH HIM, HE WALKED ACROSS THE STREET. THE UNIDENTIFIED BLACK MALE OPENED THE HOUSE DOOR INSIDE THE GARAGE THAT OPENS TO A LAUNDRY ROOM SO JOHN COULD WALK INSIDE. AS JOHN WALKED INTO THE LAUNDRY ROOM, THE SUSPECT PUT A PISTOL TO JOHN'S THROAT AND TOLD HIM TO GET ON THE GROUND IN THE KITCHEN AND PLACE HIS HANDS BEHIND HIS BACK. THERE IS ANOTHER DOOR THAT OPENS INTO THE KITCHEN FROM THE LAUNDRY ROOM. JOHN LAID ON THE FLOOR WITH HIS HEAD TOWARDS THE SINK AND HIS FEET AT THE REFRIGERATOR. THE SUSPECT TIED JOHN'S HANDS BEHIND HIS BACK AND STOMPED ON JOHN'S HEAD. THE SUSPECT THEN PLACED A BLACK JACKET OVER HIS HEAD. THE SUSPECT THEN PLACED A GUN TO JOHN'S HEAD AND TOLD HIM THAT IF HE MOVES, HE WAS GOING TO BLOW HIS BRAINS OUT. THE SUSPECT THEN WENT INTO JOHN'S POCKETS AND FOUND AN AUTOMATIC TELLER MACHINE (ATM) CARD IN A FRONT POCKET. THE SUSPECT THEN TOLD JOHN TO TELL HIM HIS PERSONAL PIN NUMBER TO HIS ATM. JOHN TOLD HIM. THE SUSPECT THEN TOLD JOHN THAT IF THE NUMBER WAS WRONG, HE WOULD COME BACK AND KILL HIM. THE SUSPECT THEN WALKED AWAY. JOHN HEARD TWO MALES TALKING TO IVAN. JOHN SAID THAT IVAN WAS

records bureau processed
SCARFF/DENISE

ser no ! detective bureau processed
1259 !

ser no

supervisor approving
NOWAKOWSKI/DENNIS

ser no ! officer reporting
1225 ! HOYT/MARK

ser no
1334

SLAU036

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CASE: 04015160	-----NORTH LAS VEGAS POLICE DEPARTMENT----	REF: ORIGINAL
DATE: 6/30/04	-----POLICE REPORT-----	PAGE: 10
TIME: 5:45	-----NARRATIVE PORTION-----	OF: 11

.....

CLOSE TO HIM, NEAR THE DINING ROOM AREA. JOHN HEARD IVAN ASKING A MALE NOT TO SHOOT HIM. THEN JOHN HEARD A GUN SHOT AND IVAN SCREAM. JOHN THEN HEARD ONE OF THE SUSPECTS ASK THE OTHER SUSPECT IF HE SHOT HIM. THE OTHER MALE, IN A JAMAICAN ACCENT SAID, YES I SHOT HIM. JOHN THEN HEARD THE SUSPECT LEAVE THROUGH THE FRONT DOOR. ABOUT ONE TO TWO MINUTES LATER, JOHN STOOD UP, TAKING THE JACKET OFF OF HIS HEAD. JOHN RAN TO THE LAUNDRY ROOM, PULLING ONE OF HIS HANDS FROM BEHIND HIS BACK AND JUMPED OUT OF A WINDOW THAT FACES NORTH TO THE REAR YARD. JOHN JUMPED SEVERAL YARDS NORTHBOUND, RUNNING AWAY FROM THE RESIDENCE. JOHN THEN CALLED THE POLICE FROM A CELLULAR TELEPHONE FROM AN UNKNOWN ADDRESS. JOHN HAD SEVERAL MARKS ON BOTH WRIST FROM BEING TIED UP AND WAS TREATED AT THE SCENE BY MEDICAL PERSONNEL. JOHN TOLD ME THAT HE COULD NOT IDENTIFY ANY OF THE SUSPECTS AND WAS UNSURE HOW MANY WERE THERE. JOHN CALLED WELLS FARGO BANK WHICH ISSUED THE ATM CARD. THEY TOLD JOHN THAT AN ATM WITHDRAWAL FOR \$201.50 WAS JUST TAKEN FROM AN UNKNOWN ATM MACHINE. WELLS FARGO WOULD NOT KNOW THE EXACT LOCATION UNTIL MONDAY BECAUSE IT WAS PAST NORMAL BUSINESS HOURS. JOHN COMPLETED A WITNESS STATEMENT AT THE SCENE.

ANOTHER VICTIM, JERMAUN MEANS TOLD ME THAT HE WENT OVER TO 2612 GLORY VIEW BECAUSE IVAN WAS PAINTING HIS VEHICLE. APPARENTLY, IVAN PAINTS VEHICLES OUT OF HIS HOME. AS MEANS WALKED UP TO THE FRONT DOOR, TWO UNKNOWN MALES OPENED THE DOOR AND BEGAN TO WALK OUT. ONE OF THE MALES WAS WEARING A BEIGE SUIT JACKET AND THE OTHER HAD DREAD LOCKS. MEANS BELIEVED THE MALE WITH THE DREAD LOCKS WAS WEARING A WIG. THE SUSPECTS GRABBED ONTO MEANS'S ARM AND PULLED HIM INTO THE RESIDENCE. THEY FORCED HIM TO THE FLOOR JUST INSIDE THE FRONT DOOR AND TIED HIS HANDS BEHIND HIS BACK. MEANS TOLD ME THAT BOTH MALES HAD GUNS IN THEIR HANDS BUT HE COULD NOT DESCRIBE THE WEAPONS. ONE OF THE SUSPECTS ASKED MEANS IF HE HAD ANY MONEY. MEANS TOLD HIM YES. ONE OF THE SUSPECTS REMOVED ABOUT \$1,300.00 DOLLARS FROM MEANS'S FRONT PANTS POCKET. MEANS REMEMBERED HAVING SEVEN \$100.00 BILLS. THE SUSPECT ALSO TOOK MEANS'S CELLULAR TELEPHONE. MEANS TOLD ME THAT THE SUSPECTS THEN LEFT OUT OF THE FRONT DOOR. AFTER A FEW SECONDS, MEANS GOT UP, BROKE THE WIRES THE SUSPECTS TIED HIM UP WITH AND RAN OUTSIDE TO HIS VEHICLE. MEANS'S GIRLFRIEND, DESTINEE WADDY WAS WAITING INSIDE THE VEHICLE. MEANS TOLD ME THAT HE DID NOT HEAR ANY GUN SHOTS SO HE BELIEVED IVAN WAS ALREADY SHOT BEFORE HE GOT THERE. MEANS RECEIVED MEDICAL ATTENTION AT THE SCENE AND HE COMPLETED A WITNESS STATEMENT. MEANS TOLD ME HE COULD NOT IDENTIFY THE SUSPECTS.

WADDY TOLD ME THAT SHE SAW TWO UNIDENTIFIED MALES WALK OUT OF THE RESIDENCE AND GOT INTO A DARK GREEN VEHICLE. WADDY SAID THE VEHICLE WAS POSSIBLY A PONTIAC GRAND AM. THE VEHICLE WAS LAST SEEN WESTBOUND ON GLORY VIEW. WADDY DESCRIBED THE MALES AS ONE WEARING A WIG, ABOUT 5'8" TALL. THE OTHER MALE WAS ABOUT 5'11" TALL. BOTH WERE WEARING BLUE AND WHITE CLOTHING. WADDY TOLD ME THAT SHE HAS NEVER SEEN THE TWO MALES BEFORE. WADDY ALSO COMPLETED A WITNESS STATEMENT AT THE SCENE.

records bureau processed	ser no ! detective bureau processed	ser no
SCARFF/DENISE	1259 !	

supervisor approving	ser no ! officer reporting	ser no
NOWAKOWSKI/DENNIS	1225 ! HOYT/MARK	1334

SLAU037

CASE: 04015160
DATE: 6/30/04
TIME: 5:45

-----NORTH LAS VEGAS POLICE DEPARTMENT-----
-----POLICE REPORT-----
-----NARRATIVE PORTION-----

REF: ORIGINAL
PAGE: 11
OF: 11

IVAN'S SON, AARON DENNIS WAS ALSO AT THE RESIDENCE WHEN HE WAS SHOT. DENNIS SAID THAT HIS FATHER CAME INTO THE HOUSE AND TOLD HIM, HIS MOTHER AND HIS COUSIN TO DO WHAT THEY SAY. TWO BLACK MALES WERE WALKING BEHIND IVAN. ONE WAS WEARING A BLACK JACKET. THE TWO MALES DEMANDED EVERYONE TO GET ON THE GROUND. ONE OF THE SUSPECTS TIED DENNIS'S HANDS BEHIND HIS BACK. DENNIS THEN ONLY REMEMBERED ONE OF THE MALES ASKING FOR MONEY AND SHOOTING IVAN. DENNIS COMPLETED A WITNESS STATEMENT AND HE WAS TREATED BY PARAMEDICS AT THE SCENE.

IVAN'S NEPHEW, JOSE POSADA TOLD ME TWO UNIDENTIFIED BLACK MALES WERE THREATENING IVAN FOR MONEY. THE SUSPECTS MADE POSADA AND DENNIS FACE A WALL AND ASKED THEM WHERE ALL THE TELEPHONES WERE. POSADA TOLD THE MALES AND THE SUSPECTS BROKE ALL OF THE TELEPHONES AND CELLULAR PHONES. POSADA SAID THE SUSPECTS TIED EVERYONE UP WITH WIRES FROM THE FLOOR LAMPS IN THE LIVING ROOM. POSADA THEN SAID HIS UNCLE IVAN WAS SHOT IN THE HEAD. POSADA DESCRIBED ONE OF THE MALES AS A BLACK MALE WITH BRAIDS. THE OTHER MALE WAS A BLACK MALE WITH A DARK AFRO. ONE OF THE SUSPECTS WAS WEARING A TUXEDO SHIRT. POSADA ALSO SAID THAT HE SAW THREE GUNS. THE TWO MALES THEN WALKED OUT OF THE FRONT DOOR. POSADA COMPLETED A WITNESS STATEMENT AT THE SCENE AND WAS TREATED BY PARAMEDICS.

CSI BRADY ARRIVED AND PROCESSED THE SCENE. DETECTIVES PRIETO AND MELGARJEO ALSO ARRIVED ON SCENE. OFFICER BAILEY WENT TO UNIVERSITY MEDICAL CENTER TO CHECK ON IVAN'S INJURIES. IVAN WAS LAST LISTED IN STABLE CONDITION. OFFICER BAILEY ALSO INTERVIEWED IVAN. REFER TO OFFICER BAILEY'S FOLLOW-UP REPORT FOR FURTHER DETAILS. TAMMY POSADA, JOSE'S MOTHER ARRIVED ON SCENE AND TOOK POSSESSION OF THE FOUR DOGS BELONGING TO IVAN. TAMMY ALSO TOOK CUSTODY OF JOSE AND DENNIS UNTIL FURTHER NOTICE. AT ABOUT 2330 HOURS, DISPATCH RECEIVED A TELEPHONE CALL FROM TOM WINTER ABOUT POSSIBLE INFORMATION ON THE SUSPECTS. WINTER TOLD ME HE OWNS SEVERAL PROPERTIES IN THE LAS VEGAS VALLEY. ONE OF HIS EX-TENANTS, ERIC HAWKINS OWNS A DARK GREEN CHEVY MALIBU AND WAS A SUSPECT IN A BURGLARY CASE ABOUT TWO MONTHS AGO. WINTER SAW A NEWS RELEASE AND TOLD ME THAT HAWKINS'S METHOD OF OPERATION MATCHES A BURGLARY TWO MONTHS AGO, SIMILAR TO 2612 GLORY VIEW. WINTER TOLD ME HAWKINS SPEAKS WITH A JAMAICAN ACCENT AND HAS A BROTHER-IN-LAW THAT HE IS ALWAYS SEEN WITH. WINTER TOLD ME HAWKINS'S SOCIAL SECURITY NUMBER IS 530-06-6948. A RECORDS CHECK ON HAWKINS REVEALED THAT HE HAS BEEN ARRESTED IN THE PAST FOR NARCOTICS AND WEAPONS CHARGES WITH A D.O.B. OF 072284. HE IS LISTED AS 5'10" TALL AND 140 POUNDS. DISPATCH PROVIDED POSSIBLE ADDRESSES IN LAS VEGAS OF 1904 JOELLA OR 3332 PARAGON DRIVE.

ATTACHMENTS: FIVE WITNESS STATEMENTS.

records bureau processed
SCARFF/DENISE

ser no ! detective bureau processed
1259 !

ser no

supervisor approving
NOWAKOWSKI/DENNIS

ser no ! officer reporting
1225 ! HOYT/MARK

ser no
1334

SLAU038

CASE: 04015160 NORTH LAS VEGAS POLICE DEPARTMENT REF: 246197
DATE: 6/30/04 POLICE REPORT PAGE: 1
TIME: 5:45 INVESTIGATIVE PORTION OF: 5

-----INCIDENT FOLLOWUP-----

classification/additional information:
AMURD/WDW/BURG/ROBB/FALSE IMPRISONMENT

invest bureaus/units notified: Y

location of occurrence: ! rpt dist:A2 neighborhood: CAA
2612 GLORY VIEW ! ADAM 2 COMSTOCK ACRES

from: date / time ! to: date / time ! report: date / time
6/26/04 / 18:30 ! 6/26/04 / 18:30 ! 6/26/04 / 19:11

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! NO ! NO ! NO ! YES

-----METHOD OF OPERATION-----

residential---type: 111 target: security:
SINGLE FAMILY

non-residntl---type: target: security:

entry---location: 325 GARAGE method:
exit---location: 312 FRONT method:

suspect actions:

A. 601 MULTI SUSPECTS B. 607 DISCHARGED WEAPON C. 606 SUSPECT ARMED
D. 616 DISABLED PHONE E. 702 RANSACKED F. 704 SELECTIVE IN LOOT
G. 801 INFLICTED INJURY H. 803 FORCED VIC TO FLO I. 813 COVERED VICTIM FA

*****DISPOSITIONS*****
[]-UNFOUNDED/NO CRIME--0 []-SUBMITTED D.A.-----5 []-RECLASSIFY-----10
[]-JUVENILE-----1 []-ADMIN. CLEARED-----6 []-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR---2 []-EXCEPTIONALLY CLR---7 []-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3 []-SCREEN CLEARED-----8 []-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4 []-NO CHGS FILED(NCF)--9 []-OTHER-----14
[]-SUBMITTED US ATTN-15

-----RECORDS-----

class code---ucr ! sid number ! date ser no ! date ser no
! ! enter ! cleared
! ! scope ! scope
!

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HICKMAN/JAKE D 1476

SLAU039

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246197
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 2
TIME: 5:45 -----PERSONS PORTION----- OF: 5
.....

name of person (001): ! type: V ! occupation: ! susp id?
DENNIS/JENNIFER ! VICTIM ! SUPPLY ASST ! NO

sex ! race: W hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
F ! WHITE ! 6/24/1974 ! 30 ! 506 ! 130 ! BRO ! BRO ! MED ! MED

alias-aka: ! birthplace:
alias-aka: ! ssn: 530729231 mf no:

addr: 2612 GLORY VIEW NLV NV 89032 ! 6460488
business: 8250 W. FLAMINGO LAS VEGAS NV 89117 ! 4868669

descriptors:
descriptors:

name of person (002): ! type: W ! occupation: ! susp id?
HOYT/M P#1334 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE NLV NV 89030 ! 6339111

descriptors:
descriptors:

name of person (003): ! type: S ! occupation: ! susp id?
NO NAME ! SUSPECT ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! ! ! 510 ! 170 ! BLK ! BRO ! MED !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: !

descriptors: BLUE SHIRT AND JEANS
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HICKMAN/JAKE D 1476

SLAU040

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246197
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 3
TIME: 5:45 -----PERSONS PORTION----- OF: 5
.....

name of person (004): ! type: S ! occupation: ! susp id?
NO NAME ! SUSPECT ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! ! ! 510 ! 190 ! BLK ! BRO ! MED !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: !

descriptors: RED SHIRT AND JEANS
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HICKMAN/JAKE D 1476

SLAU041

SLAU042

.....
.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246197
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 5
TIME: 5:45 -----NARRATIVE PORTION----- OF: 5
.....
.....

HAD BEEN SHOT IN THE FACE AND THE CHILDREN HAD BEEN TIED UP.

SHE COULD NOT UNTIE HERSELF SO THE CHILDREN HELPED HER. SHE SAW YOUNG WAS IN SHOCK AS HE WALKED AROUND THE HOUSE. YOUNG WENT INTO THE SOUTH EAST BEDROOM AND LAYED DOWN ON THE BED. DENNIS UNTIED HIS HANDS FOR HIM.

DENNIS ALSO TOLD ME, SEVERAL TIMES WHILE SHE WAS TIED UP THE SUSPECTS POURED WATER ON HER BACK AND SPRAYED HER WITH A CAN OF LYSOL.

DENNIS DOES NOT KNOW WHY THEY WERE THE VICTIM OF THE CRIME. SHE TOLD ME YOUNG IS NOT INVOLVED IN DRUG ACTIVITY. DENNIS DID SAY THAT YOUNG PAINTS GRAPHICS ON CARS AND ONE OF THE SUSPECTS WAS TALKING ABOUT A PONTIAC AND THAT YOUNG CHARGES TOO MUCH MONEY.

DENNIS GAVE WRITTEN PERMISSION TO SEARCH THE RESIDENCE.

ATTACHMENTS: ONE WITNESS STATEMENT AND ONE WRITTEN PERMISSION TO SEARCH.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HICKMAN/JAKE D 1476

SLAU043

CASE: 04015160 NORTH LAS VEGAS POLICE DEPARTMENT REF: 246198
DATE: 6/30/04 POLICE REPORT PAGE: 1
TIME: 5:45 INVESTIGATIVE PORTION OF: 2

-----INCIDENT FOLLOWUP-----

classification/additional information:
AMURD

invest bureaus/units notified: I.D. BUREAU

location of occurrence: ! rpt dist:A1 neighborhood: APT
2612 GLORY VIEW ! ADAM 1 AIRPORT

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:11 ! 6/26/04 / 19:11 ! 6/26/04 / 19:11

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! NO ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: 111 target: 169 security:
SINGLE FAMILY TARGET-OTHER

non-residtl---type: target: security:

entry---location: 318 DOOR method: 312 FRONT
exit---location: 362 NO FORCE-UNLOCKED method: 362 NO FORCE-UNLOCKED

suspect actions:

A. 601 MULTI SUSPECTS B. 603 VEHICLE NEEDED C. 606 SUSPECT ARMED
D. 607 DISCHARGED WEAPON E. 801 INFLICTED INJURY F. 803 FORCED VIC TO FLO
G. 811 TOOK HOSTAGE H. 813 COVERED VICTIM FA I. 815 DEMANDED SPC ITEM

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0 []-SUBMITTED D.A.-----5 []-RECLASSIFY-----10
[]-JUVENILE-----1 []-ADMIN. CLEARED-----6 []-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR---2 []-EXCEPTIONALLY CLR---7 []-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3 []-SCREEN CLEARED-----8 []-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4 []-NO CHGS FILED(NCF)--9 []-OTHER-----14
[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr !	sid number !	date	ser no !	date	ser no
!	!	enter	!	cleared	
!	!	scope	!	scope	
!	!		!		

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! BAILEY/ANTHONY 1366

SLAU044

CASE: 04015160
DATE: 6/30/04
TIME: 5:45

---NORTH LAS VEGAS POLICE DEPARTMENT---
-----POLICE REPORT-----
-----NARRATIVE PORTION-----

REF: 246198
PAGE: 2
OF: 2

ON SATURDAY 06/26/04 AT ABOUT 1911 HOURS OFFICER M. HOYT 1334 AND SEVERAL OTHER OFFICERS WERE DISPATCHED TO 2612 GLORY VIEW REFERENCE A SHOOTING VICTIM. I RESPONDED AS WELL TO ASSIST.

WHEN I ARRIVED, I ASSISTED IN SECURING WITNESSES AND THE SCENE. ONCE EVERYTHING WAS UNDER CONTROL I WAS ASKED BY SERGEANT D. NOWAKOWSKI TO FOLLOW THE SOUTHWEST AMBULANCE THAT WAS TRANSPORTING OUR VICTIM (IDENTIFIED AS IVAN YOUNG) TO UNIVERSITY MEDICAL CENTER'S TRAUMA RESUS DEPARTMENT FOR TREATMENT TO HIS FACIAL INJURIES AS A RESULT OF A GUN SHOT, AND REPORT BACK YOUNG'S CONDITION AS SOON AS POSSIBLE.

ONCE ARRIVED AT THE HOSPITAL, SOUTHWEST AMBULANCE MEDIC JOSHUA KINNUNEN FROM UNIT 524 HANDED ME A SMALL PIECE OF METAL HE HAD RECOVERED FROM YOUNG'S SHIRT. IT APPEARED TO BE THE COPPER JACKETING TO A PROJECTILE AND HELD EVIDENTIARY VALUE SO I TOOK CUSTODY OF IT.

AFTER GOING INSIDE AND WAITING FOR THE DOCTORS AND NURSES TO FINISH THEIR TREATMENT OF YOUNG, I WAS ABLE TO QUESTION HIM ABOUT THE INCIDENT. ONE OF THE TRAUMA PERSONNEL HANDED ME A PLASTIC CONTAINER HOLDING A SMALL PIECE OF COPPER METAL THAT ALSO APPEARED TO BE THE JACKETING FROM A PROJECTILE, SO I TOOK CUSTODY OF IT. THEY TOLD ME IT WAS RECOVERED FROM HIS FACE. YOUNG WAS VERY COHERANT AND REMEMBERED THE INCIDENT VERY WELL. HE TOLD ME THAT HE WAS OUTSIDE IN HIS GARAGE WORKING ON A CAR WHEN HE WAS APPROACHED BY TWO BLACK MALES (BM[S]). ONE WAS BALD AND WAS WEARING SHORTS AND A BLUE SHIRT. THE SECOND HAD DREADLOCKS AND SPOKE WITH A JAMAICAN ACCENT. THEY STARTED TALKING TO YOUNG ABOUT WORKING ON CARS. AFTER TALKING FOR A FEW MINUTES THEY BRANDISHED FIRE ARMS AND ORDERED YOUNG TO GO INSIDE. ONCE INSIDE THEY PUT EVERYONE IN THE HOUSE DOWN ON THE FLOOR AND STARTED ASKING FOR MONEY FROM EVERYONE. YOUNG SAID THEY PLACED SOMETHING OVER HIS HEAD AND FACE SO HE COULD NOT SEE AT ALL. DURING THIS TIME TWO OF YOUNG'S FRIENDS ARRIVED AND WERE PULLED INTO THE HOUSE AS WELL. YOUNG DID NOT KNOW WHAT HAPPENED TO THEM. YOUNG TOLD ME HE THOUGHT THE SUSPECTS GOT A CHECKCARD BUT UNKNOWN IF ANYTHING ELSE WAS TAKEN. YOUNG THEN TOLD ME THAT THE BM WITH DREADLOCKS CAME OVER TO HIM AND PLACED A GUN TO HIS FACE. THE BLACK MALE THEN SAID "HAVE YOU EVER SEEN ONE OF THESE BEFORE?" AFTER SAYING THAT, THE BM FIRED 1 SHOT STRIKING HIM IN THE FACE NEAR HIS CHIN. BOTH BMS THEN FLED AND GOT INTO A VEHICLE LEAVING THE SCENE.

YOUNG TOLD ME THAT HE KNOWS FOR A FACT THE BM WITH DREADLOCKS AND A JAMAICAN ACCENT WAS THE SHOOTER, AND THAT WITHOUT A DOUBT HE WOULD BE ABLE TO IDENTIFY THEM BOTH. YOUNG TOLD ME HE THOUGHT HE SAW 3 GUNS BUT COULD ONLY IDENTIFY TWO OF THEM. ONE WAS A .380 SEMI-AUTO AND THE OTHER WAS A SMALL BLACK REVOLVER. I THEN RETURNED TO THE SCENE OF THE SHOOTING WHERE OFFICER M. BRADY OF NLVPD'S CRIME SCENE ANALYST UNIT WAS INVESTIGATING. I TURNED BOTH OF THE PIECES OF JACKETING OVER TO HER AT THAT TIME.

NO ATTACHMENTS.

records bureau processed
SCARFF/DENISE

ser no ! detective bureau processed
1259 !

ser no

supervisor approving
NOWAKOWSKI/DENNIS

ser no ! officer reporting
1225 ! BAILEY/ANTHONY

ser no
1366

SLAU045

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.....
CASE: 04015160      - NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246195
DATE: 6/30/04      -----POLICE REPORT----- PAGE: 1
TIME: 5:45          -----INVESTIGATIVE PORTION----- OF: 6
*****
-----INCIDENT FOLLOWUP-----
classification/additional information:
AMURD/AWDW
-----
invest bureaus/units notified:
-----
location of occurrence:      ! rpt dist:A2  neighborhood: CAA
2612 GLORY VIEW              ! ADAM 2      COMSTOCK ACRES
-----
from:      date / time ! to:      date / time ! report:      date / time
        6/26/04 / 19:15 !        6/26/04 / 19:15 !        6/26/04 / 19:15
-----
hate crime? NO      ! gang related? NO      ! fingerprints? NO
-----
routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
OTHER ! NO ! YES ! NO ! NO !
*****
-----METHOD OF OPERATION-----
residential---type:      target:      security:
-----
non-residtl---type:      target:      security:
-----
entry---location:      method:
exit---location:      method:
-----
suspect actions:
A.      B.      C.
D.      E.      F.
G.      H.      I.
*****DISPOSITIONS*****
[ ]-UNFOUNDED/NO CRIME--0 [ ]-SUBMITTED D.A.-----5 [ ]-RECLASSIFY-----10
[ ]-JUVENILE-----1 [ ]-ADMIN. CLEARED-----6 [ ]-VIC REFUSED PROS.--11
[ ]-NON DETECTIVE CLR--2 [ ]-EXCEPTIONALLY CLR--7 [ ]-AFFIDAVIT-----12
[ ]-DETECTIVE ARREST---3 [ ]-SCREEN CLEARED-----8 [ ]-CA/DA DENIAL-----13
[ ]-SUBMITTED CITY ATTY-4 [ ]-NO CHGS FILED(NCF)--9 [ ]-OTHER-----14
[ ]-SUBMITTED US ATTN-15
*****
-----RECORDS-----
class code---ucr ! sid number ! date ser no ! date ser no
! ! enter ! cleared
! ! scope ! scope
! !
*****
records bureau processed      ser no ! detective bureau processed      ser no
SCARFF/DENISE      1259 !
-----
supervisor approving      ser no ! officer reporting      ser no
SYLVESTER/PAMELA ANN      1026 ! BRADY/MARION      0850
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SLAU046

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246195
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 2
TIME: 5:45 -----PROPERTY PORTION----- OF: 6
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

001 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD/ ONE GRAY CORD - LOCATED OUTSIDE NEAR FRONT DOOR

002 HOUSE E brd: CLOROX size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE CLOROX SPRAY CAN

003 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD - LOCATED IN KITCHEN

004 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD

005 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU047

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246195
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 3
TIME: 5:45 -----PROPERTY PORTION----- OF: 6
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

006 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD

007 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD

008 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD

009 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE GRAY CORD

010 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE WHITE CORD

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU048

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246195
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 4
TIME: 5:45 -----PROPERTY PORTION----- OF: 6
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

011 MISC E brd: size:
----- mod: cal: -----
ser:
col1: col2: dt last seen:
own#:

ONE BROWN CORD OBTAINED FROM JOHN RYAN

012 MISC E brd: size:
----- mod: cal: -----
ser:
col1: col2: dt last seen:
own#:

TWO FRAGMENTS COLLECTED AT HOSPITAL - FROM VICTIM

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU049

CASE: 04015160

DATE: 6/30/04

TIME: 5:45

-----NORTH LAS VEGAS POLICE DEPARTMENT-----

-----POLICE REPORT-----

-----NARRATIVE PORTION-----

REF: 246195

PAGE: 5

OF: 6

ON 06-26-04 AT APPROX 1915 HRS I RESPONDED TO 2612 GLORY VIEW IN REFERENCE TO A SHOOTING. ON ARRIVAL I SAW THAT THE SHOOTING VICTIM, LATER IDENTIFIED AS IVAN YOUNG, WAS ALREADY PLACED INTO THE AMBULANCE AND THEY WERE PREPARING HIM TO LEAVE. I TOOK SEVERAL PHOTOS OF YOUNG FOR IDENTIFICATION PURPOSES AND THEN TO SHOW HIS INJURIES: HE HAD A GUNSHOT TO THE FACE. IT APPEARS THAT THE PROJECTILE STRUCK HIS CHIN AND THEN WENT OUT HIS LEFT CHEEK AREA.

WHEN THE AMBULANCE LEFT, I WAS CONTACTED BY OFFICERS ON SCENE WHO TOLD ME THE FOLLOWING: UNKNOWN SUSPECTS TIED UP THE VICTIMS AND SHOT YOUNG IN THE FACE. THE FEMALE VICTIM JENNIFER DENNIS SAID THAT THE SUSPECTS WERE SPRAYING LYSOL ON THEM AND POURING WATER ON THEM.

I FIRST PHOTOGRAPHED JENNIFER DENNIS WHO HAD HER WRISTS TIED WITH A CORD. SHE HAD SEVERAL MARKS ON HER WRISTS FROM THE CORD. I THEN PHOTOGRAPHED THE TWO YOUNG BOYS THAT WERE TIED TOGETHER: AARON DENNIS (10 YEARS OLD) AND JOEY POSADA (13 YEARS OLD) HAD BEEN TIED TOGETHER AT THE WRISTS AND HAD MARKS FROM THE CORD. AARON DENNIS ONLY HAD HIS RIGHT ARM TIED TOGETHER WITH JOEY POSADA. POSADA ALSO HAD A CAST ON HIS LEFT LEG.

I THEN PHOTOGRAPHED JOHN RYAN. RYAN HAD JUMPED OUT THE WINDOW AFTER THE SUSPECTS LEFT WHILE HIS ARMS WERE STILL TIED TOGETHER. HE WAS HOLDING THE BROWN CORD THAT WAS USED TO TIED HIM UP. I PHOTOGRAPHED IT AND COLLECTED IT AS EVIDENCE. I THEN TOOK PHOTOS OF HIS WRISTS TO SHOW THE MARKS. THE LAST VICTIM LOCATED WAS JERMAUN MEANS. HE HAD HIS WRISTS TIED WITH A CORD JUST INSIDE THE FRONT DOOR. I PHOTOGRAPHED HIS WRISTS TO SHOW THE MARKS. A SEVENTH VICTIM WAS NEVER LOCATED - REPORTEDLY A YOUNG HISPANIC FEMALE DRESSED IN WHITE. SHE REPORTEDLY RAN OUT THE BACK OF THE HOUSE AND JUMPED THE WALL.

AFTER PHOTOGRAPHING THE VICTIMS, I TOOK PHOTOS OF THE RESIDENCE FOR IDENTIFICATION PURPOSES AND THEN TOOK PHOTOS OF THE INTERIOR. THERE WAS A SMALL AREA OF BLOOD TO THE LEFT OF THE FRONT DOOR NEXT TO THE KITCHEN TABLE. THERE WERE SEVERAL CUT UP CORDS SCATTERED THROUGHOUT THE KITCHEN AND LIVING ROOM AREAS WHERE THE VICTIM WERE TIED UP. I NOTED SEVERAL BLOODY SHOEPRINTS IN THE LIVING ROOM AND KITCHEN AREA THAT WERE ALSO PHOTOGRAPHED. I THEN TOOK PHOTOS OF THE VICITM'S SHOES. I NOTED THAT THE ONE PATTERN APPEARED TO MATCH THAT OF IVAN YOUNG (WHOSE SHOES WERE PREVIOUSLY PHOTOGRAPHED) AND AARON DENNIS. DENNIS ALSO HAD BLOOD ON THE BOTTOM OF HIS ONE SHOE.

AT THIS TIME, DETECTIVES PRIETO AND MELGAREJO ARRIVED ON SCENE. THEY WERE SHOWN THE RESIDENCE AND WHAT THEY WERE TOLD OCCURRED. AFTER THEY INSPECTED THE RESIDENCE, I MARKED THE CORDS AND A CAN OF CLOROX SPRAY (USED BY THE SUSPECTS) WITH EVIDENCE MARKERS. THE RESIDENCE WAS RE-PHOTOGRAPHED AND I COLLECTED THE ITEMS MARKED AS EVIDENCE. I THEN PROCESSED THE RESIDENCE FOR LATENT PRINTS USING BLACK MAGNETIC POWDER AND A WAND. NO IDENTIFIABLE LATENTS WERE LOCATED, HOWEVER, SEVERAL CLOTH PATTERNS WERE LOCATED ON ITEMS TOUCHED BY THE SUSPECTS.

OFFICER BAILEY ARRIVED BACK TO THE SCENE FROM THE HOSPITAL. HE HAD COLLECTED TWO FRAGMENTS THAT WERE REMOVED FROM THE VICTIM. I TOOK CUSTODY OF

records bureau processed
SCARFF/DENISE

ser no ! detective bureau processed
1259 !

ser no

supervisor approving
SYLVESTER/PAMELA ANN

ser no ! officer reporting
1026 ! BRADY/MARION

ser no
0850

SLAU050

.....
.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246195
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 6
TIME: 5:45 -----NARRATIVE PORTION----- OF: 6
.....
.....

THE TWO FRAGMENTS AND COLLECTED THEM AS EVIDENCE. NO FURTHER SERVICES WERE REQUESTED.

I TRANSPORTED THE ITEMS I COLLECTED AS EVIDENCE TO THE NLVPD STATION AND BOOKED THEM, EXCEPT THE CLOROX CAN, INTO THE EVIDENCE VAULT UNDER MY HAND. I THEN PROCESSED THE CLOROX CAN FOR LATENT PRINTS. I FIRST FUMED THE CAN WITH CYANOACRYLATE AND THEN USED BLACK POWDER. NO IDENTIFIABLE PRINTS WERE LOCATED, HOWEVER, CLOTH PATTERNS WERE NOTED ON THE CAN.

ALL PHOTOS WERE TAKEN WITH THE USE OF MY DEPARTMENT ISSUED SONY MAVICA DIGITAL CAMERA. THE DIGITAL PHOTOS WERE UPLOADED INTO THE MAIN COMPUTER IN THE CRIME SCENE INVESTIGATIONS BUREAU.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU051

.....
CASE: 04015160 -- NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246203
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 1
TIME: 5:45 -----INVESTIGATIVE PORTION----- OF: 4

-----INCIDENT FOLLOWUP-----

classification/additional information:
AMURD/HOME INVASION

invest bureaus/units notified: NOT ENTERED

location of occurrence: ! rpt dist:A2 neighborhood: CAA
2612 GLORY VIEW ! ADAM 2 COMSTOCK ACRES

from: date / time ! to: date / time ! report: date / time
6/27/04 / 2:00 ! 6/27/04 / 2:00 ! 6/27/04 / 6:17

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! YES ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2	[]-EXCEPTIONALLY CLR--7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTN--15

-----RECORDS-----

class code--ucr !	sid number !	date	ser no !	date	ser no
!	!	enter	!	cleared	
!	!	scope	!	scope	
!	!		!		

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
BLACKWELL/MICHAEL 0397 ! TOMS/STEVEN 1621

SLAU052

.....
.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246203
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 2
TIME: 5:45 -----PERSONS PORTION----- OF: 4
.....
.....

name of person (001): ! type: W ! occupation: ! susp id?
HAGENMAIER/MIKE ! WITNESS ! NURSE ! NO

sex ! race: W hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! WHITE ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: UMC TRAUMA 1800 WEST CHARLESTON ! 3832000

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
BLACKWELL/MICHAEL 0397 ! TOMS/STEVEN 1621

SLAU053

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246203
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 3
TIME: 5:45 -----PROPERTY PORTION----- OF: 4
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

001 MISC E brd: size:
----- mod: cal: -----
ser:
col1: col2: dt last seen:
own#:

ONE CLEAR PLASTIC CONTAINER, CONTAINING BULLET FRAGMENTS
TAKEN FROM IVAN YOUNG.

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
BLACKWELL/MICHAEL 0397 ! TOMS/STEVEN 1621

SLAU054

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246203
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 4
TIME: 5:45 -----NARRATIVE PORTION----- OF: 4
.....

ON SUNDAY JUNE 27, 2004, AT ABOUT 0200 HOURS, I WAS DISPATCHED TO UMC TRAUMA TO PICK UP BULLET FRAGMENTS TAKEN FROM IVAN YOUNG, REFERENCE CASE NUMBER 04-15160. UPON MY ARRIVAL I MEET WITH NURSE MIKE HAGENMAIER. HE GAVE ME A CLEAR PLASTIC CONTAINER, CONTAINING SEVERAL BULLET FRAGMENTS TAKEN FROM IVAN YOUNG.

I BOOKED THE CONTAINER, INTO EVIDENCE AT THE NORTH LAS VEGAS POLICE DEPARTMENT.

ATTACHMENTS:NONE

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
BLACKWELL/MICHAEL 0397 ! TOMS/STEVEN 1621

SLAU055

CASE: 04015160
DATE: 6/30/04
TIME: 6:04

NORTH LAS VEGAS POLICE DEPARTMENT
POLICE REPORT
INVESTIGATIVE PORTION

REF: 246305
PAGE: 1
OF: 5

INCIDENT FOLLOWUP

classification/additional information:
AMURDWDW/BURGWDW/ROBBWDW/FALSE IMPRISONMENTWDW

invest bureaus/units notified:

location of occurrence: ! rpt dist:A1 neighborhood: APT
2612 GLORY VIEW ! ADAM 1 AIRPORT

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:11 ! / ! 6/29/04 / 13:49

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
OTHER ! YES ! NO ! NO ! ADULT ONLY !

METHOD OF OPERATION

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR---2	[]-EXCEPTIONALLY CLR---7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

RECORDS

class code---ucr	!	sid number	!	date	ser no	!	date	ser no
	!		!	enter		!	cleared	
	!		!	scope		!	scope	
	!		!			!		

records bureau processed	ser no	!	detective bureau processed	ser no
		!		

supervisor approving	ser no	!	officer reporting	ser no
		!	PRIETO/JESUS	0674

SLAU056

CASE: 04015160

DATE: 6/30/04

TIME: 6:04

-----NORTH LAS VEGAS POLICE DEPARTMENT-----

REF: 246305

-----POLICE REPORT-----

PAGE: 2

-----NARRATIVE PORTION-----

OF: 5

ON JUNE 26, 2004, DETECTIVE MELGAREJO AND I WERE CONTACTED BY DISPATCH AND TOLD TO RESPOND TO 2612 GLORY VIEW, NORTH LAS VEGAS, NEVADA, 89030 IN REFERENCE TO A ROBBERY THAT HAD BEEN COMMITTED AT THAT ADDRESS. WE ARRIVED AND WERE BRIEFED BY OFFICER HOYT. OFFICER HOYT SAID THAT WHEN HE ARRIVED HE FOUND THE VICTIM IVAN YOUNG SHOT IN THE FACE THE APPARENT VICTIM OF A ROBBERY. IVAN TOLD OFFICER HOYT THAT TWO UNIDENTIFIED BLACK MALES SHOT HIM. IVAN THEN STARTED TO SCREAM IN PAIN AND WAS NOT ABLE TO GIVE ANY MORE INFORMATION.

DURING MY EXAMINATION OF THE SCENE I SAW A PUDDLE OF BLOOD IN THE KITCHEN THE APPARENT LOCATION WHERE YOUNG WAS SHOT, THE RESIDENCE WAS IN DISARRAY. CSI BRADY ARRIVED AND PROCESSED THE SCENE. DURING HER EXAMINATION SHE TOLD ME THAT IT LOOKED AS THOUGH THE SUSPECTS MAY HAVE WORN GLOVES.

OFFICER HOYT FURTHER QUESTIONED OTHER VICTIMS AT THE SCENE AND LEARNED THAT TWO UNIDENTIFIED BLACK MALE ADULTS APPROACHED YOUNG AS HE WAS STANDING INSIDE HIS GARAGE. THE BLACK MALES FORCED YOUNG INTO THE RESIDENCE WHERE THEY ROBBED AND SHOT HIM. THE TWO SUSPECTS, ONCE INSIDE THE RESIDENCE, FOUND JENNIFER DENNIS, AARON DENNIS AND JOSE POSADA. THE SUSPECTS TIED THEM ALL UP WITH EXTENSION CORDS FOUND INSIDE THE RESIDENCE. SEVERAL OF THE VICTIM'S IDENTIFIED THE SUSPECTS AS POSSIBLY WEARING A RED AND BLUE SHIRT.

WHILE AT THE RESIDENCE ONE OF THE SUSPECTS CALLED TO JOHN RYAN WHO WAS ACROSS THE STREET VISITING HIS GIRLFRIEND AT 2613 GLORY VIEW. JOHN SAID THE SUSPECT TOLD HIM THAT IVAN WANTED TO TALK WITH HIM. RYAN SAID SINCE HE IS A FRIEND OF IVAN'S HE WALKED OVER TO IVAN'S RESIDENCE. RYAN SAID THAT AS HE WALKED THROUGH THE DOOR LEADING INTO THE RESIDENCE FROM THE GARAGE ONE OF THE SUSPECTS PUT A GUN TO HIS HEAD FORCING HIM TO THE FLOOR WHERE HE WAS BOUND AND ROBBED. RYAN SAID THAT DURING THE ROBBERY HIS WELLS FARGO ATM BANK CARD WAS TAKEN. RYAN SAID THE SUSPECT THREATENED TO KILL HIM IF HE DIDN'T GIVE THEM HIS PIN NUMBER. RYAN SAID THE SUSPECTS PUT A COAT ON HIS HEAD SO HE WAS NOT ABLE TO SEE THEM ANY FURTHER. RYAN CHECKED BANKS RECORDS WHILE WE WERE AT HE SCENE AND FOUND THE SUSPECTS HAD JUST TAKEN \$201.50 FROM HIS ACCOUNT.

AS THE ROBBERY WAS IN PROGRESS JERMAUN MEANS CAME TO YOUNG'S DOOR TO SEE ABOUT HIS VEHICLE THAT WAS BEING PAINTED BY YOUNG. MEANS SAID THAT AS HE APPROACHED, THE TWO SUSPECTS WERE EXITING. MEANS SAID THEY PULLED HIM INTO THE RESIDENCE WHERE HE WAS TIED AND ROBBED OF OVER 1300.00 DOLLARS.

DENNIS WAS ALSO INTERVIEWED AND GAVE SIMILAR INFORMATION AS TO WHAT HAD OCCURRED DURING THE ROBBERY. DENNIS SAID SHE WAS TIED AND PLACED ON THE FLOOR AND HER HEAD WAS COVERED WITH A COAT, SO SHE COULDN'T SEE THE SUSPECTS. DENNIS SAID SHE COULD HEAR THE SUSPECTS QUESTIONING JOHNSON. SHE SAID WHEN THEY DIDN'T LIKE HIS ANSWER THEY WOULD HIT HIM. DENNIS SAID THAT SHE HEARD A GUN SHOT AND COULD HEAR YOUNG GURLING. DENNIS SAID THAT YOUNG WASN'T SAYING ANYTHING, SO SHE THOUGHT HE WAS PLAYING DEAD.

DURING HOYT'S INITIAL INVESTIGATION WITNESSES AT THE SCENE IDENTIFIED THE SUSPECT'S VEHICLE AS A GREEN GRAND AM OR A GREEN FORD.

records bureau processed

ser no ! detective bureau processed

ser no

!

supervisor approving

ser no ! officer reporting

ser no

! PRIETO/JESUS

0674

SLAU057

CASE: 04015160

DATE: 6/30/04

TIME: 6:04

-----NORTH LAS VEGAS POLICE DEPARTMENT-----

REF: 246305

-----POLICE REPORT-----

PAGE: 3

-----NARRATIVE PORTION-----

OF: 5

ON JUNE 28, 2004, I WAS CONTACTED BY DETECTIVE DEVORE OF THE LAS VEGAS METROPOLITAN POLICE DEPARTMENT (LVMPD). HE TOLD ME THAT HE HAD RECEIVED INFORMATION FROM A RELIABLE CONFIDENTIAL INFORMANT (CI) WHO HAS BEEN PROVIDING ASSISTANCE TO THE LVMPD IN RETURN FOR FAVORABLE CONSIDERATION FOR OUTSTANDING WARRANTS. THIS CI HAS BEEN ASSISTING THE LVMPD FOR OVER A YEAR AND THE INFORMATION THE CI PROVIDED HAS RESULTED IN THE ARREST OF TWO SUSPECTS WHO WERE WANTED FOR TWO SEPARATE ARMED ROBBERIES.

ACCORDING TO THIS CI, THE CI OVERHEARD A SUBJECT NAMED RICKY SLAUGHTER BRAGGING ABOUT HAVING COMMITTED A ROBBERY WHICH WAS BEING REPORTED ON TV. THIS ROBBERY WAS THE ONE WHICH HAD OCCURRED ON GLORY VIEW ON JUNE 26. THE CI IDENTIFIED SLAUGHTER'S GIRLFRIEND AS TIFFANY JOHNSON. THE CI FURTHER STATED THAT TIFFANY JOHNSON OWNS A GREEN FORD TAURUS. THE CI SAYS THEY WERE SHOWN THREE GUNS USED IN THE ROBBERY, A 32 CALIBER, A 22 CALIBER AND A 357 REVOLVER. CI STATED THAT WHERE EVER SLAUGHTER IS THE GUNS ARE NOT FAR AWAY.

THE CI TOLD DETECTIVE DEVORE THAT RICKY SLAUGHTER LIVES AT SUNRISE VISTA SUITES APARTMENTS, IN APARTMENT #114, LOCATED AT 3801 EAST CHARLESTON. CI SAID THAT SLAUGHTER LIVES IN THE APARTMENT WITH HIS GIRLFRIEND TIFFANY JOHNSON.

PRIOR TO CALLING ME WITH THE INFORMATION DETECTIVE DEVORE VERIFIED THAT JOHNSON DOES PRESENTLY LIVES IN APARTMENT 114 AND IS THE ONLY ONE ON THE LEASE. HE ALSO VERIFIED THAT A GREEN FORD TAURUS IS REGISTERED TO JOHNSON, WITH NEVADA LICENSE 201RKS. DETECTIVE DEVORE ALSO CONFIRMED THE IDENTITY OF SLAUGHTER.

AFTER GAINING THE INFORMATION I PROCEEDED TO CHECK SLAUGHTER'S RECORDS THROUGH SCOPE. I THEN ORDERED THE MOST RECENT PHOTO OF SLAUGHTER FROM THE LAS VEGAS METROPOLITAN POLICE DEPARTMENT PHOTO LAB. A PHOTO LINE UP WAS COMPILED CONTAINING SLAUGHTER AND FIVE OTHER BLACK MALES SIMILAR IN APPEARANCE.

I THEN CONTACTED YOUNG AT UNIVERSITY MEDICAL CENTER AND SHOWED HIM THE PHOTO LINE UP. HE LOOKED AT THE LINE UP AND IMMEDIATELY PICKED SLAUGHTER AS THE SUSPECT THAT SHOT HIM. HE SAID THAT SLAUGHTER SPOKE WITH A JAMAICAN ACCENT AND HAD TWO GUNS DURING THE ROBBERY. HE ALSO SAID THAT SLAUGHTER WAS THE ONE THAT TIED EVERYONE UP IN THE RESIDENCE.

DENNIS WAS ALSO PRESENT AT THE HOSPITAL AND WAS SHOWN THE PHOTO LINE UP. SHE WAS NOT ABLE TO IDENTIFY THE SUSPECT.

I THEN PREPARED A AFFIDAVIT REQUESTING A SEARCH WARRANT BE ISSUED FOR 3801 EAST CHARLESTON APARTMENT 114 AND THE SEARCH OF A 1997 FORD TAURUS NEVADA LICENSE 201RKS. JUSTICE COURT JUDGE DAHL SIGNED THE WARRANT AUTHORIZING THE SEARCH OF THE ABOVE LISTED ADDRESS AND VEHICLE.

AT ABOUT 2200 HOURS THE SEARCH WARRANT WAS EXECUTED BY THE NORTH LAS VEGAS SPECIAL OPERATION UNIT. DURING THE EXECUTION SLAUGHTER WAS LOCATED INSIDE THE APARTMENT AND PLACED UNDER ARREST. JOHNSON WAS ALSO LOCATED INSIDE THE APARTMENT.

CSI LUEVANO RESPONDED TO OUR LOCATION AND ASSISTED IN THE COLLECTION OF EVIDENCE. DURING THE SEARCH NO ITEMS LISTED ON THE SEARCH WARRANT WERE LOCATED

records bureau processed

ser

no

! detective bureau processed

ser no

supervisor approving

ser

no

! officer reporting

ser no

! PRIETO/JESUS

0674

SLAU058

CASE: 04015160

DATE: 6/30/04

TIME: 6:04

-----NORTH LAS VEGAS POLICE DEPARTMENT-----

-----POLICE REPORT-----

-----NARRATIVE PORTION-----

REF: 246305

PAGE: 4

OF: 5

IN THE RESIDENCE. DURING THE SEARCH A BLUE SHIRT WAS LOCATED IN THE APARTMENT AND A CAMERA ALONG WITH PAPER WORK LISTED UNDER JOHNSON AND SLAUGHTER'S NAME. WITNESSES AT THE SCENE SAID THAT ONE OF THE SUSPECTS WAS POSSIBLY WEARING A BLUE SHIRT, SO THE SHIRT WAS COLLECTED. ALL THESE ITEMS WERE COLECTED AS POSIBLE EVIDENCE. THE 1997 FORD WAS TOWED TO THE STATION FOR PROCESSING.

WHILE AT THE SCENE JOHNSON WAS INTERVIEWED ABOUT THE INCIDENT. SHE ACTED AS THOUGH SHE DIDN'T KNOW ANYTHING ABOUT THE ROBBERY. WHILE QUESTIONING HER SHE STATED THAT SLAUGHTER HAD PICKED HER UP FROM WORK AT 1900 HOUR WHEN SHE GOT OFF.

BOTH HER AND SLAUGHTER WERE TRANSPORTED TO THE POLICE DEPARTMENT FOR FURTHER QUESTIONING.

BEFORE QUESTIONING SLAUGHTER HE WAS ADVISED OF HIS MIRANDA RIGHTS AND SIGNED A WAIVOR AGREEING TO TALK WITH ME. DURING THE INTERVIEW HE INSISTED THAT HE DIDN'T KNOW WHAT I WAS TALKING ABOUT.

I THEN QUESTION JOHNSON FURHTER. JOHNSON AGAIN TOLD ME THAT SLAUGHTER DROPPED HER OFF AT WORK AT ABOUT 1 PM AND RETURNED TO PICK HER UP AT 7 PM. SHE STILL INSISTED THAT SHE KNEW NOTHING ABOUT THE INCIDENT. AFTER QUESTIONING SHE WAS TRANSPORTED BACK TO HER RESIDENCE.

I AGAIN SPOKE WITH SLAUGHTER AND TOLD HIM THAT JOHNSON TOLD ME SLAUGHTER DROPPED HER OFF AT WORK. I REMINDED HIM THAT HE HAD HER VEHICLE DURING THE TIME OF THE ROBBERY. AT THAT POINT HE SAID THAT HE WANTED HIS ATTORNEY. THE INTERVIEW WAS TERMINATED. HE WAS THEN TRANSPORTED AND BOOKED IN THE NLV JAIL FOR THE ABOVE LISTED CHARGES.

ON JUNE 29, 2004, I CONTACTED JOHNSON AT HER RESIDENCE AND QUESTIONED HER FURTHER. I TOLD HER THAT IT WASN'T POSSIBLE FOR SLAUGHTER TO HAVE PICKED HER UP AT 7 PM WHEN THE ROBBERY WAS COMMITTED AT THE SAME TIME. SHE NOW CHANGED HER STORY AND SAID THAT SLAUGHTER DIDN'T PICK HER UP UNTIL ABOUT 7:30 PM. SHE ALSO TOLD ME THAT SLAUGHTER ONLY HAD ABOUT SEVENTY DOLLARS THAT MORNING AND WHEN SHE GOT OFF FROM WORK HE HAD AN EXTRA HUNDRED DOLLAR BILL.

I LATER CONTACTED VICTIM JERMAUN MEANS AT HIS RESIDENCE. I SHOWED HIM THE PHOTO LINE THAT CONTAINING SLAUGHTER NAD FIVE OTHER BLACK MALES SIMILAR IN APPEARANCE. I ASKED HIM IF HE RECOGNIZED ANYONE IN THE PICTURES FROM THE NIGHT OF THE ROBBERY. MEANS LOOKED AT THE PHOTOS AND IDENTIFIED SLAUGHTER AS THE SUSPECT. HE TOLD ME THAT HE STANDS OUT AS SOMEONE HE SAW.

I THEN CONTACTED RYAN JOHN AND HE CAME INTO THE POLICE DEPARTMENT TO VIEW THE PHOTO LINE UPS. JOHN LOOKED AT THE PHOTO LINE AND IDENTIFIED SLAUGHTER AS THE SUSPECT. HE TOLD ME THAT HE ROCOGNIZED HIM AS THE ONE THAT CALLED HIM OVER TO YOUNGS RESIDENCE AND THE ONE HE BELIEVED SHOT YOUNG.

I THEN CONTACTED WELLS FARGO SECURITY AND SPOKE WITH CHRIS GANDY TO FIND WHERE JOHN'S ATM CARD WAS USED. HE TOLD ME THAT JOHN'S CREDIT CARD WAS USED AT 3051 EAST CHARLESTON A 7-11 STORE LOCATED A COUPLE OF BLOCKS DOWN THE STREET FROM SLAUGHTER'S RESIDENCE. I WENT TO THHE 7-11 AND CONTACTED THE MANAGEMANT. I

records bureau processed

ser no

! detective bureau processed

ser no

supervisor approving

ser no

! officer reporting

ser no

! PRIETO/JESUS

0674

SLAU059

CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246305
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 5
TIME: 6:04 -----NARRATIVE PORTION----- OF: 5

REVIEWED THE STORES SECURITY TAPE AND AT ABOUT 7:56 PM A SAW TWO SUBJECTS APPROACH THE STORE. ONE SUBJECT ENTERED THE STORE WHILE THE OTHER SUBJECT WALKED AROUND THE STORE TO THE SIDE. THE SUBJECT THAT ENTERED HAD HIS FACE AND HEAD WAS COVERED WITH A SCARF. THE SUBJECT WALKED OVER TO THE ATM AND REMANIED IN FRONT OF THE MACHINE FOR OVER THREE MINUTES. IT LOOKED AS THOUGH HE WAS TRYING TO FIGURE OUT HOW TO USE IT. THE SUBJECT FINISHED AND WALKED DIRECTLY OUT OF THE STORE.

I WAS LATER CONTACTED BY CSI LUEVANO. HE TOLD ME THAT DURING HIS SEARCH OF THE VEHICLE, THE 1997 FORD TAURUS NEVADA LICENSE 201RKS, HE LOCATED TWO GUNS, A 25 CALIBER SEMI AUTO AND A 22 CALIBER REVOLVER. CSI LUEVANO ALSO LOCATED SEVERAL GLOVES. LUEVANO TOLD ME THAT ALL THE ITEMS WERE LOCATED UNDER A PANEL IN THE TRUNK OF THE VEHICLE. SEE CSI REPORT FOR DETAILS.

records bureau processed	ser no	!	detective bureau processed	ser no

supervisor approving	ser no	!	officer reporting	ser no
		!	PRIETO/JESUS	0674

SLAU060

CASE: 04015160 NORTH LAS VEGAS POLICE DEPARTMENT REF: 246279
DATE: 6/30/04 POLICE REPORT PAGE: 1
TIME: 5:43 INVESTIGATIVE PORTION OF: 7

-----INCIDENT FOLLOWUP-----

classification/additional information:
SEARCH WARRANT/AMURD

invest bureaus/units notified: DETECTIVES

location of occurrence: ! rpt dist:OJ neighborhood: XXX
3801 E CHARLESTON #114 ! OTHER JURIS OTHER JURISDICTION

from: date / time ! to: date / time ! report: date / time
6/28/04 / 23:00 ! 6/29/04 / 1:30 ! 6/29/04 / 16:00

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! YES ! YES ! NO !

-----METHOD OF OPERATION-----
residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A. B. C.
D. E. F.
G. H. I.

*****DISPOSITIONS*****
[]-UNFOUNDED/NO CRIME--0 []-SUBMITTED D.A.-----5 []-RECLASSIFY-----10
[]-JUVENILE-----1 []-ADMIN. CLEARED-----6 []-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2 []-EXCEPTIONALLY CLR--7 []-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3 []-SCREEN CLEARED-----8 []-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4 []-NO CHGS FILED(NCF)--9 []-OTHER-----14
[]-SUBMITTED US ATTN-15

-----RECORDS-----

class code---ucr ! sid number ! date ser no ! date ser no
! enter ! cleared
! scope ! scope
!

records bureau processed ser no ! detective bureau processed ser no
!

supervisor approving ser no ! officer reporting ser no
! LUEVANO/RUBEN D 1618

SLAU061

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246279
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 2
TIME: 5:43 -----PROPERTY PORTION----- OF: 7
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

001 FIREAR E brd: WINCHESTER size:
--- ----- mod: 357 MAGNUM cal: -----
ser:
coll: col2: dt last seen:
own#:
ONE WINCHESTER 357 MAG CASING & ONE LEAD PROJECTILE

002 CLOTHI E brd: PRO CLUB size:
--- ----- mod: T-SHIRT cal: -----
ser:
coll: BLU col2: dt last seen:
own#:
ONE BLUE XXXL T-SHIRT "PRO CLUB"

003 MISC E brd: KODAK size:
--- ----- mod: FUN SAVER 35MM cal: -----
ser:
coll: col2: dt last seen:
own#:
ONE KODAK FUN SAVER 35MM FLASH CAMERA

004 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: PNK col2: dt last seen:
own#:
PINK PAPER BEARING THE NAME OF A "RICKIE SLAUGHTER"

005 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:
DOCUMENT BEARING THE NAME OF A "TIFFANY JOHNSON"

++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
!

supervisor approving ser no ! officer reporting ser no
! LUEVANO/RUBEN D 1618

SLAU062

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246279
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 3
TIME: 5:43 -----PROPERTY PORTION----- OF: 7
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

006 CLOTHI E brd: KEYSTONE size:
----- mod: GLOVE cal: -----
ser:
col1: BLK col2: dt last seen:
own#:

ONE BLACK KEYSTONE GLOVE W/HAIRS

007 CLOTHI E brd: KEYSTONE size:
----- mod: GLOVE cal: -----
ser:
col1: BLK col2: GRY dt last seen:
own#:

ONE BLACK/GREY KEYSTONE GLOVE

008 MISC E brd: size:
----- mod: cal: -----
ser:
col1: col2: dt last seen:
own#:

ONE LEATHER WORK GLOVE & ONE LATEX GLOVE

009 MISC E brd: size:
----- mod: cal: -----
ser:
col1: col2: dt last seen:
own#:

11 LATEX GLOVES

010 FIREAR E brd: L.J.A. & C.W.K.S. size:
----- mod: 8 SHOT REVOLVER cal: -----
ser: M59842
col1: BLK col2: BRO dt last seen:
own#:

8 SHOT, 22 CAL, "LGA & CWKS" REVOLVER W/8 LIVE ROUNDS (22CAL).

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
!

supervisor approving ser no ! officer reporting ser no
! LUEVANO/RUBEN D 1618

SLAU063

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246279
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 4
TIME: 5:43 -----PROPERTY PORTION----- OF: 7
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

011 FIREAR E brd: RAVEN ARMS size:
--- ----- mod: MP-25 cal: -----
ser: 675929
col1: col2: dt last seen:
own#:

25 CAL, "RAVEN ARMS" CHROME SEMI AUTO PISTOL W/6 LIVE ROUNDS(25CAL).

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
!

supervisor approving ser no ! officer reporting ser no
! LUEVANO/RUBEN D 1618

SLAU064

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246279
DATE: 6/30/04 -----POLICE REPORT----- PAGE: 5
TIME: 5:43 -----VEHICLE PORTION----- OF: 7
.....

-----DESCRIPTION-----
----- IMPOUNDED VEHICLE -----

registered/legal owner: TIFFANY R. JOHNSON ! phone:
1046 GRAYMOUTH ST LAS VEGAS NV ! zip: 89110

vin no: 1FALP52U9VA271619 ! 001 ! verified by:

state ! license ! make ! model ! yrmfg ! style ! color(s): GRN GREEN
NV ! 201RKS ! FORD ! TAU ! 97 ! 4D ! -----

speedom ! keys in car ! ign locked ! dr locked ! pr damage ! wrecked ! stripped ! last seen
100420 ! YES ! NO ! NO ! YES ! NO ! NO !

hold by: hold reason:
tow agency: QUALITY TOWING tow addr.: 2201 COMMERCE
release to: LLOYD HAMM rel addr.:

-----EQUIPMENT-----

SEATS-FRONT&REAR Y C.B. UNIT-----> N SPOTLIGHT(S)---> N TIRES-----> Y
MIRROR - REAR--> Y BATTERY-----> Y FOGLIGHT(S)---> N BODY-----> Y
MIRROR - SIDE--> Y KEYS-----> Y BUMPERS-----> Y GRILL-----> Y
RADIO-----> Y REGISTRATION---> Y MOTOR-----> Y UPHOLSTERY---> Y
TAPE/CD-----> Y CUSTOM WHEELS--> N TRANSMISSION---> Y WINDSHIELD-WIND> Y
TAPES-----> N HUB CAPS-----> Y FENDERPANTS---> N SPARE TIRE-----> Y

other access.: RIGHT FRONT DOOR (PANEL LOOSE) & EXTERIOR DAMAGE
other access.:

-----RECORDS DISPOSITION-----

[X] auto [] stolen locally recovered locally value: -----
[] truck/bus [] stolen locally recover o.j. loss:
[] other [] stolen out of town recover local recov:

----- date ser# ----- date ser#
entered: [] wvs [] ncic no
cleared: [] wvs [] ncic no
located: [] wvs [] ncic no
location occur 3801 E CHARLESTON #114 rpt date 6/29/04 time 1600

records bureau processed ser no ! detective bureau processed ser no
!

supervisor approving ser no ! officer reporting ser no
! LUEVANO/RUBEN D 1618

SLAU065

SLAU066

.....

CASE: 04015160	-----NORTH LAS VEGAS POLICE DEPARTMENT-----	REF: 246279
DATE: 6/30/04	-----POLICE REPORT-----	PAGE: 7
TIME: 5:43	-----NARRATIVE PORTION-----	OF: 7

.....

COPY OF THE SEARCH WARRANT WAS THEN PLACED INSIDE THE VEHICLE.

PER DET. PRIETO, I HAD THE VEHICLE TOWED AND IMPOUNDED AT QUALITY TOWING, 2201 N COMMERCE, NORTH LAS VEGAS, NV. THE VEHICLE WAS RELEASED TO TOW DRIVER LLOYD HAMM OF QUALITY TOWING.

ALL PHOTOS WERE TAKEN WITH MY DEPARTMENT ISSUED SONY MAVICA DIGITAL CAMERA, THE PHOTOS WHERE THEN UPLOADED ONTO THE MAIN COMPUTER AT THE CRIME SCENE INVESTIGATIONS BUREAU FOR LATER STORAGE. ALL EVIDENCE WAS BOOKED INTO THE NLVPD EVIDENCE VAULT UNDER MY HAND. NO FURTHER INVESTIGATIONS/SERVICES WERE PERFORMED AT THIS TIME.

records bureau processed	ser no ! detective bureau processed	ser no
	!	

supervisor approving	ser no ! officer reporting	ser no
	! LUEVANO/RUBEN D	1618

SLAU067

Clark County Justice Court

NORTH LAS VEGAS TOWNSHIP

MF# 66D-89534
CS# 1896569

PROBABLE CAUSE DETERMINATION

DEFENDANT'S NAME: Slaughter/Rickie
DOB: 11.18.84 SSN: 530.49.7827 DR #: 04.15160
CHARGE(S): Robb w/ DW (F) Conv Felon Poss F/A (2cts) (F)
Att Robb w/ DW (F) (2cts)
DATE OF ARREST: 8.11.04 TIME OF ARREST: 11:13

The undersigned Magistrate has reviewed the Affidavit and Declaration of Probable Cause for the arrest of the above named defendant without a warrant for the charge(s) shown.

FINDING: ☐ I find that there IS sufficient probable cause, for the purpose of continued incarceration, to believe that the charged crime(s) has been committed and that said defendant has committed such crime(s). **THEREFORE, IT IS ORDERED** that the defendant is remanded to the custody of the Sheriff of Clark County or his designee until bail is posted.

BAIL: ☐ Standard ☐ Other \$ _____
☐ O/R - Return Date: _____ at 8:30 A.M.

If the defendant remains in custody, the First Appearance before the Justice Court will be:
_____ at 8:30 A.M.

☐ I find that there is NOT sufficient probable cause shown to allow the defendant to be held in custody. **THEREFORE, IT IS ORDERED** that the defendant be immediately released from custody as to the above charge(s). This order is without prejudice to the state to proceed with the charge(s) based upon additional evidence sufficient to establish probable cause.

Defendant to appear in Justice Court on 8/17/04 at 9:30 A.M.

REMARKS: Mr Slaughter is to be released on all these
charges based on a combination of 48 hour P.C.
issue

[Signature]
Signature of Magistrate

Date: 8/12/04 Time: 11:00

NM-SLAUGHTER	RICKIE	LAMONT	JR	SID-03421720	000	SS-530497827
CS-1896569	BD-11181984	RC-B	SX-M	HT-509	WT-180	HR-BLK EY-BRO
AK-MITCHELL	RICK			SID-03421720	003	
BP-LVN		FB-783122DC6	SI-NV04086823	O1-CON	REG	O2-F/A NO
A1-2201	SUN AVE #D	NLVN 89030		042004		
CP254	MPD FELONY	ATT POSS CS #196399	04	NV	042004	REGISTERED
CP255	MPD FELONY	BURGLARY #190662	03	NV	042004	REGISTERED
WC254	MPD 060304	TRES 715 N NELLIS	P#	6539		040603-2698
PP255	EJC 040104	DRUG COURT PARTICIPANT, IF	COTNACTED	CALL	393-9704,	24HRS
PI254	040903	NLV-TAT RF ARM "RICC"/SC ABDOM 6"/SC R SIDE	STAB	WOUND		
PI253	012803	MPD**TAT LR ARM-"RICE"	**			
PI255	050200	NLV-**RUNAWAY INFO: HAIR DYED YELLOW**				
MP255	NLV 050200	RUNAWAY JUVENILE - NOTIFY NLVPD	00-8207		*CANCEL*	050200
DR255	MPD 020803	T/C LAMB/CHARLESTON				030208-1441
DR254	MPD 011397	T/C OWENS/PATRICK (PEDALCYCLIST)				970113-1406
CN254	JCS-J349101					
CN255	JCS-J750399	NLV-MF-89534				
AR211	NLV 053 062804	FLSE IMPRIS W/DEAD WEAP	04-15160			NLV
AR212	NLV 052 062804	BURG W/DEAD WEAP	04-15160			NLV
AR213	NLV 051 062804	ROBB W/DEAD WEAP	04-15160			NLV

DISPLAY CONTINUED ON NEXT PAGE

SLAU069

SID-03421720

AR214 NLV 050 062804 ATT	MURDER W/DEAD WEAP	04-15160	NLV
AR215 NLV 022 021304	NO PROOF OF INSURANCE	03-7754	NLV
		NLV BW-CR2193-03	
AR216 NLV 021 021304	DRIV REVOKED LIC	03-7754	NLV
		NLV BW-CR2193-03	
AR217 NLV 023 021304	VEH REG VIOL	03-7754	NLV
		NLV BW-CR2193-03	
AR218 NLV 049 021304	FL APP FTA	04-3500	NLV
		NLV BW-CR778-03	
AR219 NLV 048 021304	VIOL INSTRUCT PERMIT	04-3500	NLV
		NLV BW-CR778-03	
AR220 NLV 047 021304	NO PROOF OF INSURANCE	04-3500	NLV
		NLV BW-TR287-03	
AR221 NLV 046 021304	OPERATE UNREGISTERED VEH	04-3500	NLV
		NLV BW-TR287-03	
AR222 LVJ 045 012904 FTA	TRESPASS		MPD
		LVC BW-C-566489-A	
AR223 LVJ 044 012904 FTA	PED FL OBEY TRF CONT		MPD
		LVC BW-1-3101541-A	
AR224 LVJ 043 012904 FTA	PED FL OBEY TRF CONT		MPD
		LVC BW-1-3157831-A	

DISPLAY CONTINUED ON NEXT PAGE

SLAU070

SID-03421720

AR225 NPP 005 100503	PROB VIOL-BURG	030103-1625	MPD
AD225 MPD 005 100503	BURG	RBK MPD DKT-C190662	
C190662	CON 0000		
AR226 MPD 042 100403	POSS CONT SUB W/I SELL	031004-2843	MPD
AD226 MPD 042 100403	POSS CONT SUB W/I SELL		
03F17490X	CON PCN 20865317		
AR227 MPD 032 091903	CIT TRESPASS	030919-0019F	MPD
AR228 MPD 031 090503	PED FL OBEY TRF CONT	030905-2152	MPD
AD228 MPD 031 090503	PED FL OBEY TRF CONT		
C-564509-A	CON 0000		
AR230 LVJ 029 070303	FTA NO PROOF OF INSURANCE		MPD
AD230 MPD 029 070303	NO PROOF OF INSURANCE	LVC BW1-2948520A	
1-2948520A	CON 00		
AR231 MPD 005 052803	RMD BURG	030103-1625	MPD
AD231 MPD 005 052803	BURG	RBK MPD DKT-C190662X	
C190662X	CON 0000		
AR232 MPD 028 051903	FTA IMPROP TURN		MPD
AD232 MPD 028 051903	IMPROP TURN	MPD BW-1-3021319-A	
1-3021319-A	CON 0000		
AR233 MPD 027 051903	FTA VIOL INSTRUCT PERMIT		MPD
AD233 MPD 027 051903	VIOL INSTRUCT PERMIT	MPD BW-1-3021319-B	
1-3021319-B	CON 0000		

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SLAU071

SID-03421720					
AR234	MPD	026 051903	FTA	OPERATE UNREGISTERED VEH	MPD
AD234	MPD	026 051903		OPERATE UNREGISTERED VEH	MPD BW-1-2964089-B
		1-2964089-B	CON	0000	
AR235	MPD	025 051903	FTA	VIOL INSTRUCT PERMIT	MPD
AD235	MPD	025 051903		VIOL INSTRUCT PERMIT	MPD BW-1-2964089-A
		1-2964089-A	CON	0000	
AR236	MPD	024 051903		CCW	030519-2857
AD236	MPD	024 051903		CCW	
		03F08469X	CON	PCN 20496205	
AR229	NLV	030 041503	FTA	VIOL INSTRUCT PERMIT	03-8182
					NLV WA-A417075
AR237	NLV	023 040903		VEH REG VIOL	03-7754
AR238	NLV	022 040903		NO PROOF OF INSURANCE	03-7754
AR239	NLV	021 040903		DRIV SUSP LIC	03-7754
AR240	LVJ	020 031303	FTA	VIOL INSTRUCT PERMIT	MPD
AD240	MPD	020 031303		VIOL INSTRUCT PERMIT	LVC BW-1-2992163-B
		1-2992163-B	CON	0000	
AR241	LVJ	019 031303	FTA	OPERATE UNREGISTERED VEH	MPD
AD241	MPD	019 031303		OPERATE UNREGISTERED VEH	LVC BW-1-2992163-A
		1-2992163-A	CON	0000	

DISPLAY CONTINUED ON NEXT PAGE

SLAU072

SID-03421720

AR242	ZSD	018	031303	NO PROOF OF INSURANCE	030313-2287	MPD
AD242	MPD	018	031303	NO PROOF OF INSURANCE		
	C-548433-B		CON 000			
AR243	ZSD	017	031303	TRESPASS	030313-2287	MPD
AD243	MPD	017	031303	TRESPASS		
	C-548433-A		CON 000			
AR244	ZSD	016	020403	OPR VEH W/O SEC/INSURANCE	030203-0921	MPD
AD244	MPD	016	020403	OPR VEH W/O SEC/INSURANCE		
	03M02449X		CON PCN	20226780 // ROR		
AR245	ZSD	015	020403	VIOL INSTRUCT PERMIT	030203-0921	MPD
AD245	MPD	015	020403	VIOL INSTRUCT PERMIT		
	03M02449X		CON PCN	20226780 // ROR		
AR246	ZSD	014	020403	LOITER ABOUT SCHOOL	030203-0921	MPD
AD246	MPD	014	020403	LOITER ABOUT SCHOOL		
	03M02449X		CON PCN	20226780 // ROR		
AR247	ZSD	013	012803	DIST SCHOOL		MPD
AD247	MPD	013	020203	DIST SCHOOL		
	0000		CON ROR			
AR248	ZSD	012	012803	DIST SCHOOL	030128-0636	MPD
AD248	MPD	012	020203	DIST SCHOOL		
	0000		CON ROR			

DISPLAY CONTINUED ON NEXT PAGE

SLAU073

SID-03421720

AR249	ZSD	011	012803	LOITER ABOUT SCHOOL	030128-0636	MPD
AD249	MPD	011	020203	LOITER ABOUT SCHOOL		
	0000		CON ROR			
AR250	ZSD	010	012803	LOITER ABOUT SCHOOL	030128-0636	MPD
AD250	MPD	010	020203	LOITER ABOUT SCHOOL		
	0000		CON ROR			
AR251	ZSD	009	012803	PROHIBIT DANG WEAP-SCHOOL	030128-0636	MPD
AD251	MPD	009	013103	PROHIBIT DANG WEAP-SCHOOL		
	03F01671X		CON PCN	20210016 // APPROVED BY DA // OOB		
AR252	ZSD	008	012803	PROHIBIT DANG WEAP-SCHOOL	030128-0636	MPD
AD252	MPD	008	013103	PROHIBIT DANG WEAP-SCHOOL		
	03F01671X		CON PCN	20210016 // APPROVED BY DA // OOB		
AR253	MPD	007	011603	CON GL	030103-1625	MPD
AD253	MPD	007	012103	CON GL		
	03F00921X		CON PCN	20181396 // COR		
AR254	MPD	006	011603	GL	030103-1625	MPD
AD254	MPD	006	012103	GL		
	03F00921X		CON PCN	20181396 // COR		
AR255	MPD	005	011603	BURG	030103-1625	MPD
AD255	MPD	005	012103	BURG		
	03F00921X		CON PCN	20181396 // COR		

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SLAU074

SID-03421720

***** MPD AGC REC TYPE NOT AUTH FOR THIS TERM
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SLAU075

case number: 04015160
book date: 8/11/04
book time: 1151
page 1 of 1

NORTH LAS VEGAS POLICE DEPARTMENT
ARREST REPORT

pcn:
ab no: 254999
mf: 66089534
cs: 1896569

name of arrestee: SLAUGHTER/RICKIE

sex	race/ethnic	dt birth	age	hgt	wgt	hair	eyes	bld	cmp
M	B N BLACK	11/18/84	19	509	180	BLK	BRO	MED	DRK

alias-aka: SLAUGHTER/RICKIE LAMONT

alias-aka:

alias-aka:

alias-aka:

place of birth:

LAS VEGAS NV

ssn: 530497827

driv lic/st: 1401804365 NV

scars, marks, TAT RF ARM "RICC"/SC ABDOM 6"

tattoos, etc: SC R SIDE STAB WOUND

illness/injuries:

address (house no; apt no; street, city, state, zip)

3801 E CHARLESTON #114

LV

NV

phone number

next of kin name: PATRICIA MITCHELL

relation: MOTHER

next of kin address:

phone: 7022414277

employer: NONE

occupation: NONE

place of arrest: 2222 CONSTITUTION WAY

date/time of arrest: 8/11/04 1100

officers present during booking:

IN CUSTODY/AVERY 0868/CHRISTENSEN 1352

arresting officer:

PRIETO/JESUS

transporting officer:

IN CUSTODY

vehl

NO

impd

NO

fed ID:

no.	orig	charge	warrant/nrs	cts	fgm	bail	case num
-----	------	--------	-------------	-----	-----	------	----------

1	PC	00118	200.380 ROBB W/DW	1	F	40,000	04015160
---	----	-------	----------------------	---	---	--------	----------

2	PC	00254	202.360 CONVICT FELON POSS FIREARM	2	F	20,000	04015160
---	----	-------	---------------------------------------	---	---	--------	----------

3	PC	00118	200.380 ATT ROBB W/DW	2	F	80,000	04015160
---	----	-------	--------------------------	---	---	--------	----------

records bureau:

supv approved: NOWAKOWSKI/DENNIS

detective bureau:

officer: PRIETO/JESUS

0674

SLAU076

NC-15001

TIME STAMP JUL 11 2004		NORTH LAS VEGAS POLICE DEPARTMENT PRE-BOOKING/DECLARATION OF ARREST					
NAME OF ARRESTEE (LAST, FIRST MIDDLE) SLAUGHTER, RICKIE				ARRESTEE TRUE NAME		CASE NUMBER 04-15160	
SOCIAL SECURITY 530497827	RACE B	SEX M	ETHNIC OH SNH	DATE OF BIRTH 11/18/84	HEIGHT 509	WEIGHT 186	HAIR BLK EYES BRN
PLACE OF ARREST 1222 CONSTITUTION WAY.			DATE OF ARREST 8-11-04		TIME OF ARREST 1100		VEHICLE BY <input checked="" type="checkbox"/> ON <input type="checkbox"/> IMPOUND BY <input checked="" type="checkbox"/> <input type="checkbox"/>
ARR. OFFICER'S NAME/P# J. PRIETO 674				TRANS. OFFICER'S NAME/P# IN CUSTODY			
INTAKE OFFICER'S NAME/P# IN CUSTODY			INTAKE IRS NAME/P# SA 0868			MEDICAL ACCEPT (NURSE NAME/DATE)	
IS SUBJECT INJURED? BY <input type="checkbox"/> ON <input type="checkbox"/>		IS SUBJECT COMBATIVE? BY <input type="checkbox"/> ON <input type="checkbox"/>		CONTRACT/FEDERAL AGENCY		CONTRACT/FEDERAL ID#	
ARREST ORIGIN*	CHARGE	COUNTS	STATUTE/WARRANT OR NCIC#	NOC CODE	ARREST TYPE	CASE NUMBER	
PC	ROBB W/DW	1	200.380		<input checked="" type="checkbox"/> OGM OM	04-15160	
PC	CONVICT FELONY POSS FIREARM	2	202.366		<input checked="" type="checkbox"/> OGM OM	04-15160	
PC	ATT ROBB W/DW	2	200.380		<input checked="" type="checkbox"/> OGM OM	04-15160	
					<input type="checkbox"/> OGM OM		
					<input type="checkbox"/> OGM OM		
					<input type="checkbox"/> OGM OM		
					<input type="checkbox"/> OGM OM		
					<input type="checkbox"/> OGM OM		
ARREST ORIGIN	CA - CITIZENS ARREST PCOJ - PROBABLE CAUSE - OTHER JURISDICTION PC - PROBABLE CAUSE RMD - REMAND WA - WARRANT OF ARREST WFOJ - WANTED FUGITIVE - OTHER JURISDICTION BW - BENCH WARRANT BS - BOND SURRENDER						

I, the undersigned, makes the following declarations subject to the penalty for perjury and says: That I am a peace officer with MLV
 Clark County, Nevada. Being so employed for a period of 18 years (months), that I learned the following facts and circumstances
 which lead me to believe that the above named subject committed (or was committing) the offense of ROBBERY at the location
2612 GLORY VIEW and the offense occurred at approximately 1911 hours on the 26 date of
JUNE 2004.

see Reports

I, the declarant, pray that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (If charges are a felony or gross misdemeanor) or for trial (If misdemeanor).

DECLARANT NAME (PLEASE PRINT)
J. PRIETO

DECLARANT SIGNATURE AND SERIAL NO.
J. PRIETO 674

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 11

-----INCIDENT ORIGINAL-----

classification/additional information:
AMURDWDW/BURG/ROBB/FALSE IMPRISONMENT

invest bureaus/units notified: I.D. BUREAU/DETECTIVE

location of occurrence: ! rpt dist:A1 neighborhood: APT
2612 GLORY VIEW ! ADAM 1 AIRPORT

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:11 ! 6/26/04 / 19:11 ! 6/26/04 / 20:52

hate crime? NO ! gang related? YES ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! NO ! NO ! NO ! YES

-----METHOD OF OPERATION-----

residential---type: 111 target: security:
SINGLE FAMILY

non-residtl---type: target: security:

entry---location: 325 GARAGE method:
exit---location: 373 FORCED-UNIQUE METHODmethod:

suspect actions:

A. 601 MULTI SUSPECTS B. 606 SUSPECT ARMED C. 607 DISCHARGED WEAPON
D. 704 SELECTIVE IN LOOT E. 801 INFLICTED INJURY F. 802 THREAT RETALIATIO
G. 803 FORCED VIC TO FLO H. 814 BOUND/GAGGED VICT I. 901 KNEW VICTIMS NAME

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0 [X]-SUBMITTED D.A.-----5 []-RECLASSIFY-----10
[]-JUVENILE-----1 []-ADMIN. CLEARED-----6 []-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR---2 []-EXCEPTIONALLY CLR---7 []-AFFIDAVIT-----12
[X]-DETECTIVE ARREST---3 []-SCREEN CLEARED-----8 []-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4 []-NO CHGS FILED(NCF)--9 []-OTHER-----14
[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr ! sid number ! date ser no ! date ser no
! ! enter ! cleared
! ! scope ! scope
!

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU078

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PERSONS PORTION----- OF: 11
.....

name of person (001): ! type: V ! occupation: ! susp id?
YOUNG/IVAN ! VICTIM ! PAINTER ! YES

sex ! race: W hisp:Y! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! HISPANIC ! 5/21/1973 ! 31 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: 467370271 mf no:

addr: 2612 GLORY VIEW NORTH LAS VEGAS NV 89030 !
business: !

descriptors:
descriptors:

name of person (002): ! type: W ! occupation: ! susp id?
WADDY/DESTINEE ! WITNESS ! DENTAL ASSIST ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
F ! BLACK ! 5/18/1981 ! 23 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: 564738514 mf no:

addr: 2309 BAHAMA POINT NORTH LAS VEGAS NV 89031 ! 7022904223
business: !

descriptors:
descriptors:

name of person (003): ! type: V ! occupation: ! susp id?
MEANS/JERMAUN ! VICTIM ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! 12/11/1976 ! 27 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: 2309 BAHAMA POINT NORTH LAS VEGAS NV 89031 ! 7026369620
business: !

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU079

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----PERSONS PORTION----- OF: 11
.....

name of person (004): ! type: V ! occupation: ! susp id?
JOHN/RYAN ! VICTIM ! LABORER ! NO

sex ! race: W hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! WHITE ! 2/06/1985 ! 19 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: 9030 BARR AVE LAS VEGAS NV 89124 ! 7026479472
business: VEGAS TRAFFIC SAFETY 4872 LMBW LV NV 89108 ! 7027912008

descriptors: GIRLFRIEND LIVES AT 2613 GLORY VIEW
descriptors:

name of person (005): ! type: V ! occupation: ! susp id?
DENNIS/AARON ! VICTIM ! ! NO

sex ! race: W hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! WHITE ! 2/08/1994 ! 10 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: 2612 GLORY VIEW NORTH LAS VEGAS NV 89031 !
business: !

descriptors:
descriptors:

name of person (006): ! type: V ! occupation: ! susp id?
POSADA/JOSE ! VICTIM ! ! NO

sex ! race: W hisp:Y! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! HISPANIC ! 3/25/1992 ! 12 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: UNKNOWN !
business: !

descriptors: IVAN YOUNG'S NEPHEW
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU080

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 4
TIME: 4:15 -----PERSONS PORTION----- OF: 11
.....

name of person (007): ! type: W ! occupation: ! susp id?
HICKMAN/JAKE #1476 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (008): ! type: W ! occupation: ! susp id?
COON/CHRISSE #1457 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (009): ! type: W ! occupation: ! susp id?
BAILEY/ANTHONY #1366 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU081

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.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 5
TIME: 4:15 -----PERSONS PORTION----- OF: 11
.....

name of person (010): ! type: W ! occupation: ! susp id?
ADAMS/CLINTON #1068 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (011): ! type: W ! occupation: ! susp id?
NOWAKOWSKI/DENNIS #1225 ! WITNESS ! POLICE SERGEANT ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (012): ! type: W ! occupation: ! susp id?
NOWAKOWSKI/DENNIS #1225 ! WITNESS ! POLICE SERGEANT ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU082

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.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 6
TIME: 4:15 -----PERSONS PORTION----- OF: 11
.....

name of person (013): ! type: W ! occupation: ! susp id?
BRADY/MARION #850 ! WITNESS ! I.D. TECH. ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
F ! ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (014): ! type: W ! occupation: ! susp id?
WALKER/SEAN #1523 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

name of person (015): ! type: W ! occupation: ! susp id?
SANDERS/JOHN #1244 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU083

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.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 7
TIME: 4:15 -----PERSONS PORTION----- OF: 11
.....

name of person (016): ! type: S ! occupation: ! susp id?
NO NAME ! SUSPECT ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! ! ! 508 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: !

descriptors: SPOKE WITH JAMAICAN ACCENT
descriptors: HAD DREAD LOCKS

name of person (017): ! type: S ! occupation: ! susp id?
NO NAME ! SUSPECT ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! ! ! 511 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: !

descriptors: LSW BLUE AND WHI CLOTHING
descriptors:

name of person (018): ! type: W ! occupation: ! susp id?
PRIETO/JESUS #674 ! WITNESS ! DETECTIVE ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU084

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.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 8
TIME: 4:15 -----PERSONS PORTION----- OF: 11
.....
.....

name of person (019): ! type: W ! occupation: ! susp id?
MELGAREJO/EDWING #837 ! WITNESS ! DETECTIVE ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE ! 7026339111

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU085

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CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 9
TIME: 4:15 -----NARRATIVE PORTION----- OF: 11
.....

ON SATURDAY, 06-26-04 AT 1911 HOURS, OFFICERS WERE DISPATCHED TO 2612 GLORY VIEW IN REFERENCE TO A SHOOTING VICTIM INSIDE THE RESIDENCE. OFFICER HICKMAN WAS THE FIRST OFFICER TO ARRIVE WITH OFFICER COON ARRIVING SHORTLY AFTER OFFICER HICKMAN. WHEN I ARRIVED, I WALKED INTO THE FRONT DOOR. THE FRONT DOOR OPENS TO A LARGE LIVING ROOM WITH A DINING AREA TO THE LEFT OF THE FRONT DOOR AND THE KITCHEN ON THE OTHER SIDE OF THE DINING AREA. THERE WAS A LARGE POOL OF BLOOD ON THE FLOOR IN THE DINING AREA AND A LAMP WAS TIPPED OVER IN THE LIVING ROOM. OFFICER COON WAS TALKING TO A FEMALE TRYING TO PLACE DOGS IN THE BACKYARD. OFFICER COON TOLD ME SHE WAS A WITNESS AND THE VICTIM, IVAN YOUNG WAS IN A BEDROOM ON THE EAST SIDE OF THE RESIDENCE. OFFICER HICKMAN WAS TALKING TO YOUNG GETTING HIS PERSONAL INFORMATION. YOUNG WAS LAYING ON A BED ON HIS BACK WITH HIS HANDS AGAINST HIS FACE. I COULD SEE A LOT OF BLOOD ON YOUNG'S NOSE AND CHIN AREA. YOUNG TOLD ME HE GOT SHOT BY TWO GUYS HE DID NOT KNOW WHILE HE WAS IN THE GARAGE. YOUNG BEGAN TO YELL SAYING THAT HIS FACE HURTS. AT THIS TIME, NORTH LAS VEGAS FIRE DEPARTMENT RESCUE UNIT #53 AND SOUTHWEST AMBULANCE UNIT #524 ARRIVED TO TREAT YOUNG. AS PARAMEDICS ROLLED YOUNG OUT OF THE RESIDENCE ON A GURNEY, I NOTICED THAT A SCREEN TO A WINDOW LOCATED ON THE WEST SIDE OF THE RESIDENCE WAS PULLED FROM THE WINDOW FRAME AND HANGING FROM THE TOP. AS PARAMEDICS LOADED YOUNG INTO THE AMBULANCE, OFFICERS WERE SEPARATING WITNESSES.

IVAN YOUNG'S WIFE WAS AT THE RESIDENCE WHEN IVAN WAS SHOT. OFFICER HICKMAN INTERVIEWED HER. REFER TO OFFICER HICKMAN'S FOLLOW-UP REPORT FOR FURTHER INFORMATION.

I THEN SPOKE TO A WHITE MALE, IDENTIFIED AS RYAN JOHN. JOHN TOLD ME HE WAS VISITING HIS GIRLFRIEND AT 2613 GLORY VIEW WHICH IS DIRECTLY ACROSS THE STREET FROM 2612 GLORY VIEW. JOHN LEFT HIS GIRLFRIENDS HOUSE AND STARTED TO WALK TO HIS VEHICLE THAT WAS PARKED IN FRONT OF 2613 GLORY VIEW. A BLACK MALE YELLED TO JOHN FROM THE GARAGE OF 2612 GLORY VIEW THAT IVAN WANTED TO TALK TO HIM. BECAUSE JOHN KNEW IVAN AND WAS FRIENDS WITH HIM, HE WALKED ACROSS THE STREET. THE UNIDENTIFIED BLACK MALE OPENED THE HOUSE DOOR INSIDE THE GARAGE THAT OPENS TO A LAUNDRY ROOM SO JOHN COULD WALK INSIDE. AS JOHN WALKED INTO THE LAUNDRY ROOM, THE SUSPECT PUT A PISTOL TO JOHN'S THROAT AND TOLD HIM TO GET ON THE GROUND IN THE KITCHEN AND PLACE HIS HANDS BEHIND HIS BACK. THERE IS ANOTHER DOOR THAT OPENS INTO THE KITCHEN FROM THE LAUNDRY ROOM. JOHN LAID ON THE FLOOR WITH HIS HEAD TOWARDS THE SINK AND HIS FEET AT THE REFRIGERATOR. THE SUSPECT TIED JOHN'S HANDS BEHIND HIS BACK AND STOMPED ON JOHN'S HEAD. THE SUSPECT THEN PLACED A BLACK JACKET OVER HIS HEAD. THE SUSPECT THEN PLACED A GUN TO JOHN'S HEAD AND TOLD HIM THAT IF HE MOVES, HE WAS GOING TO BLOW HIS BRAINS OUT. THE SUSPECT THE WENT INTO JOHN'S POCKETS AND FOUND AN AUTOMATIC TELLER MACHINE (ATM) CARD IN A FRONT POCKET. THE SUSPECT THEN TOLD JOHN TO TELL HIM HIS PERSONAL PIN NUMBER TO HIS ATM. JOHN TOLD HIM. THE SUSPECT THEN TOLD JOHN THAT IF THE NUMBER WAS WRONG, HE WOULD COME BACK AND KILL HIM. THE SUSPECT THEN WALKED AWAY. JOHN HEARD TWO MALES TALKING TO IVAN. JOHN SAID THAT IVAN WAS

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU086

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.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 10
TIME: 4:15 -----NARRATIVE PORTION----- OF: 11
.....
.....

CLOSE TO HIM, NEAR THE DINING ROOM AREA. JOHN HEARD IVAN ASKING A MALE NOT TO SHOOT HIM. THEN JOHN HEARD A GUN SHOT AND IVAN SCREAM. JOHN THEN HEARD ONE OF THE SUSPECTS ASK THE OTHER SUSPECT IF HE SHOT HIM. THE OTHER MALE, IN A JAMAICAN ACCENT SAID, YES I SHOT HIM. JOHN THEN HEARD THE SUSPECT LEAVE THROUGH THE FRONT DOOR. ABOUT ONE TO TWO MINUTES LATER, JOHN STOOD UP, TAKING THE JACKET OFF OF HIS HEAD. JOHN RAN TO THE LAUNDRY ROOM, PULLING ONE OF HIS HANDS FROM BEHIND HIS BACK AND JUMPED OUT OF A WINDOW THAT FACES NORTH TO THE REAR YARD. JOHN JUMPED SEVERAL YARDS NORTHBOUND, RUNNING AWAY FROM THE RESIDENCE. JOHN THEN CALLED THE POLICE FROM A CELLULAR TELEPHONE FROM AN UNKNOWN ADDRESS. JOHN HAD SEVERAL MARKS ON BOTH WRIST FROM BEING TIED UP AND WAS TREATED AT THE SCENE BY MEDICAL PERSONNEL. JOHN TOLD ME THAT HE COULD NOT IDENTIFY ANY OF THE SUSPECTS AND WAS UNSURE HOW MANY WERE THERE. JOHN CALLED WELLS FARGO BANK WHICH ISSUED THE ATM CARD. THEY TOLD JOHN THAT AN ATM WITHDRAWAL FOR \$201.50 WAS JUST TAKEN FROM AN UNKNOWN ATM MACHINE. WELLS FARGO WOULD NOT KNOW THE EXACT LOCATION UNTIL MONDAY BECAUSE IT WAS PAST NORMAL BUSINESS HOURS. JOHN COMPLETED A WITNESS STATEMENT AT THE SCENE.

ANOTHER VICTIM, JERMAUN MEANS TOLD ME THAT HE WENT OVER TO 2612 GLORY VIEW BECAUSE IVAN WAS PAINTING HIS VEHICLE. APPARENTLY, IVAN PAINTS VEHICLES OUT OF HIS HOME. AS MEANS WALKED UP TO THE FRONT DOOR, TWO UNKNOWN MALES OPENED THE DOOR AND BEGAN TO WALK OUT. ONE OF THE MALES WAS WEARING A BEIGE SUIT JACKET AND THE OTHER HAD DREAD LOCKS. MEANS BELIEVED THE MALE WITH THE DREAD LOCKS WAS WEARING A WIG. THE SUSPECTS GRABBED ONTO MEANS'S ARM AND PULLED HIM INTO THE RESIDENCE. THEY FORCED HIM TO THE FLOOR JUST INSIDE THE FRONT DOOR AND TIED HIS HANDS BEHIND HIS BACK. MEANS TOLD ME THAT BOTH MALES HAD GUNS IN THEIR HANDS BUT HE COULD NOT DESCRIBE THE WEAPONS. ONE OF THE SUSPECTS ASKED MEANS IF HE HAD ANY MONEY. MEANS TOLD HIM YES. ONE OF THE SUSPECTS REMOVED ABOUT \$1,300.00 DOLLARS FROM MEANS'S FRONT PANTS POCKET. MEANS REMEMBERED HAVING SEVEN \$100.00 BILLS. THE SUSPECT ALSO TOOK MEANS'S CELLULAR TELEPHONE. MEANS TOLD ME THAT THE SUSPECTS THEN LEFT OUT OF THE FRONT DOOR. AFTER A FEW SECONDS, MEANS GOT UP, BROKE THE WIRES THE SUSPECTS TIED HIM UP WITH AND RAN OUTSIDE TO HIS VEHICLE. MEANS'S GIRLFRIEND, DESTINEE WADDY WAS WAITING INSIDE THE VEHICLE. MEANS TOLD ME THAT HE DID NOT HEAR ANY GUN SHOTS SO HE BELIEVED IVAN WAS ALREADY SHOT BEFORE HE GOT THERE. MEANS RECEIVED MEDICAL ATTENTION AT THE SCENE AND HE COMPLETED A WITNESS STATEMENT. MEANS TOLD ME HE COULD NOT IDENTIFY THE SUSPECTS.

WADDY TOLD ME THAT SHE SAW TWO UNIDENTIFIED MALES WALK OUT OF THE RESIDENCE AND GOT INTO A DARK GREEN VEHICLE. WADDY SAID THE VEHICLE WAS POSSIBLY A PONTIAC GRAND AM. THE VEHICLE WAS LAST SEEN WESTBOUND ON GLORY VIEW. WADDY DESCRIBED THE MALES AS ONE WEARING A WIG, ABOUT 5'8" TALL. THE OTHER MALE WAS ABOUT 5'11" TALL. BOTH WERE WEARING BLUE AND WHITE CLOTHING. WADDY TOLD ME THAT SHE HAS NEVER SEEN THE TWO MALES BEFORE. WADDY ALSO COMPLETED A WITNESS STATEMENT AT THE SCENE.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU087

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CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: ORIGINAL
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 11
TIME: 4:15 -----NARRATIVE PORTION----- OF: 11
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.....

IVAN'S SON, AARON DENNIS WAS ALSO AT THE RESIDENCE WHEN HE WAS SHOT. DENNIS SAID THAT HIS FATHER CAME INTO THE HOUSE AND TOLD HIM, HIS MOTHER AND HIS COUSIN TO DO WHAT THEY SAY. TWO BLACK MALES WERE WALKING BEHIND IVAN. ONE WAS WEARING A BLACK JACKET. THE TWO MALES DEMANDED EVERYONE TO GET ON THE GROUND. ONE OF THE SUSPECTS TIED DENNIS'S HANDS BEHIND HIS BACK. DENNIS THEN ONLY REMEMBERED ONE OF THE MALES ASKING FOR MONEY AND SHOOTING IVAN. DENNIS COMPLETED A WITNESS STATEMENT AND HE WAS TREATED BY PARAMEDICS AT THE SCENE.

IVAN'S NEPHEW, JOSE POSADA TOLD ME TWO UNIDENTIFIED BLACK MALES WERE THREATENING IVAN FOR MONEY. THE SUSPECTS MADE POSADA AND DENNIS FACE A WALL AND ASKED THEM WHERE ALL THE TELEPHONES WERE. POSADA TOLD THE MALES AND THE SUSPECTS BROKE ALL OF THE TELEPHONES AND CELLULAR PHONES. POSADA SAID THE SUSPECTS TIED EVERYONE UP WITH WIRES FROM THE FLOOR LAMPS IN THE LIVING ROOM. POSADA THEN SAID HIS UNCLE IVAN WAS SHOT IN THE HEAD. POSADA DESCRIBED ONE OF THE MALES AS A BLACK MALE WITH BRAIDS. THE OTHER MALE WAS A BLACK MALE WITH A DARK AFRO. ONE OF THE SUSPECTS WAS WEARING A TUXEDO SHIRT. POSADA ALSO SAID THAT HE SAW THREE GUNS. THE TWO MALES THEN WALKED OUT OF THE FRONT DOOR. POSADA COMPLETED A WITNESS STATEMENT AT THE SCENE AND WAS TREATED BY PARAMEDICS.

CSI BRADY ARRIVED AND PROCESSED THE SCENE. DETECTIVES PRIETO AND MELGARJEO ALSO ARRIVED ON SCENE. OFFICER BAILEY WENT TO UNIVERSITY MEDICAL CENTER TO CHECK ON IVAN'S INJURIES. IVAN WAS LAST LISTED IN STABLE CONDITION. OFFICER BAILEY ALSO INTERVIEWED IVAN. REFER TO OFFICER BAILEY'S FOLLOW-UP REPORT FOR FURTHER DETAILS. TAMMY POSADA, JOSE'S MOTHER ARRIVED ON SCENE AND TOOK POSSESSION OF THE FOUR DOGS BELONGING TO IVAN. TAMMY ALSO TOOK CUSTODY OF JOSE AND DENNIS UNTIL FURTHER NOTICE. AT ABOUT 2330 HOURS, DISPATCH RECEIVED A TELEPHONE CALL FROM TOM WINTER ABOUT POSSIBLE INFORMATION ON THE SUSPECTS. WINTER TOLD ME HE OWNS SEVERAL PROPERTIES IN THE LAS VEGAS VALLEY. ONE OF HIS EX-TENANTS, ERIC HAWKINS OWNS A DARK GREEN CHEVY MALIBU AND WAS A SUSPECT IN A BURGLARY CASE ABOUT TWO MONTHS AGO. WINTER SAW A NEWS RELEASE AND TOLD ME THAT HAWKINS'S METHOD OF OPERATION MATCHES A BURGLARY TWO MONTHS AGO, SIMILAR TO 2612 GLORY VIEW. WINTER TOLD ME HAWKINS SPEAKS WITH A JAMAICAN ACCENT AND HAS A BROTHER-IN-LAW THAT HE IS ALWAYS SEEN WITH. WINTER TOLD ME HAWKINS'S SOCIAL SECURITY NUMBER IS 530-06-6948. A RECORDS CHECK ON HAWKINS REVEALED THAT HE HAS BEEN ARRESTED IN THE PAST FOR NARCOTICS AND WEAPONS CHARGES WITH A D.O.B. OF 072284. HE IS LISTED AS 5'10" TALL AND 140 POUNDS. DISPATCH PROVIDED POSSIBLE ADDRESSES IN LAS VEGAS OF 1904 JOELLA OR 3332 PARAGON DRIVE.

ATTACHMENTS: FIVE WITNESS STATEMENTS.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HOYT/MARK 1334

SLAU088

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246197
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 5
.....

-----INCIDENT FOLLOWUP-----

classification/additional information:
AMURD/WDW/BURG/ROBB/FALSE IMPRISONMENT

invest bureaus/units notified: Y

location of occurrence: ! rpt dist:A2 neighborhood: CAA
2612 GLORY VIEW ! ADAM 2 COMSTOCK ACRES

from: date / time ! to: date / time ! report: date / time
6/26/04 / 18:30 ! 6/26/04 / 18:30 ! 6/26/04 / 19:11

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! NO ! NO ! NO ! YES

-----METHOD OF OPERATION-----

residential---type: 111 target: security:
SINGLE FAMILY

non-residtl---type: target: security:

entry---location: 325 GARAGE method:
exit---location: 312 FRONT method:

suspect actions:

A. 601 MULTI SUSPECTS B. 607 DISCHARGED WEAPON C. 606 SUSPECT ARMED
D. 616 DISABLED PHONE E. 702 RANSACKED F. 704 SELECTIVE IN LOOT
G. 801 INFLICTED INJURY H. 803 FORCED VIC TO FLO I. 813 COVERED VICTIM FA

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0 []-SUBMITTED D.A.-----5 []-RECLASSIFY-----10
[]-JUVENILE-----1 []-ADMIN. CLEARED-----6 []-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR---2 []-EXCEPTIONALLY CLR---7 []-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3 []-SCREEN CLEARED-----8 []-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4 []-NO CHGS FILED(NCF)--9 []-OTHER-----14
[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr ! sid number ! date ser no ! date ser no
! ! enter ! cleared
! ! scope ! scope
!

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HICKMAN/JAKE D 1476

SLAU089

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246197
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PERSONS PORTION----- OF: 5
.....

name of person (001): ! type: V ! occupation: ! susp id?
DENNIS/JENNIFER ! VICTIM ! SUPPLY ASST ! NO

sex ! race: W hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
F ! WHITE ! 6/24/1974 ! 30 ! 506 ! 130 ! BRO ! BRO ! MED ! MED

alias-aka: ! birthplace:
alias-aka: ! ssn: 530729231 mf no:

addr: 2612 GLORY VIEW NLV NV 89032 ! 6460488
business: 8250 W. FLAMINGO LAS VEGAS NV 89117 ! 4868669

descriptors:
descriptors:

name of person (002): ! type: W ! occupation: ! susp id?
HOYT/M P#1334 ! WITNESS ! POLICE OFFICER ! NO

sex ! race: hisp: ! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
! ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: NLVPD 1301 LMBE NLV NV 89030 ! 6339111

descriptors:
descriptors:

name of person (003): ! type: S ! occupation: ! susp id?
NO NAME ! SUSPECT ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! ! ! 510 ! 170 ! BLK ! BRO ! MED !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: !

descriptors: BLUE SHIRT AND JEANS
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HICKMAN/JAKE D 1476

SLAU090

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CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246197
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----PERSONS PORTION----- OF: 5
.....

name of person (004): ! type: S ! occupation: ! susp id?
NO NAME ! SUSPECT ! ! NO

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! ! ! 510 ! 190 ! BLK ! BRO ! MED !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: !

descriptors: RED SHIRT AND JEANS
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HICKMAN/JAKE D 1476

SLAU091

.....
.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246197
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 4
TIME: 4:15 -----NARRATIVE PORTION----- OF: 5
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.....

ON 062604 AT ABOUT 1911 HOURS, OFFICER HOYT P#1334 AND I WERE DISPATCHED TO 2612 GLORY VIEW IN REFERENCE TO AN ATTEMPTED MURDER.

UPON ARRIVAL I LOCATED A MALE ADULT, LATER IDENTIFIED AS IVAN YOUNG, LAYING IN THE SOUTH EAST BEDROOM ON THE BED WITH A GUNSHOT WOUND TO HIS FACE.

OFFICER HOYT ARRIVED ON SCENE, SEE HIS REPORT (CASE NUMBER 04-15160) FOR FURTHER DETAILS.

I SPOKE TO JENNIFER DENNIS, THE WIFE OF YOUNG, AND SHE TOLD ME THE FOLLOWING: AT ABOUT 1830 HOURS ON THE ABOVE DATE, DENNIS HAD JUST CAME HOME FROM THE STORE AND HAD LET THE DOGS OUTSIDE TO THE BACKYARD. SHE WALKED BACK THROUGH THE HOUSE TO THE KITCHEN WHEN YOUNG CAME IN THE HOUSE FROM THE INSIDE GARAGE DOOR AND TOLD HER TO GET ON THE FLOOR AND NOT TO LOOK UP. DENNIS COULD TELL THAT YOUNG SOUNDED SCARED WHEN HE TOLD HER. SHE THEN SAW TWO BLACK MALE ADULTS INSIDE HER KITCHEN. THE FIRST WAS ABOUT 5'10" AND WEIGHED ABOUT 170 POUNDS. HE WAS WEARING A BLUE SHIRT AND JEANS. THE SECOND SUBJECT WAS ABOUT 5'10" AND WEIGHED ABOUT 190 POUNDS. HE WAS WEARING A RED SHIRT AND BLUE JEANS.

THE SUSPECTS TOLD DENNIS TO GIVE THEM THE MONEY. SHE TOLD THEM SHE DID NOT HAVE ANY MONEY. ONE OF THE SUBJECTS TIED HER HANDS TOGETHER BEHIND HER BACK WITH A WHITE EXTENTION CORD. THEY TOLD HER TO LAY ON THE FLOOR AND NOT TO LOOK AT THEM. DENNIS HEARD THE SUSPECTS AS THEY TIED UP YOUNG AND THE CHILDREN THAT WERE INSIDE THE HOUSE. SHE THEN HEARD THEM TRASHING HER HOUSE.

WHILE DENNIS WAS ON THE FLOOR THEY COVERED UP HER HEAD WITH A COAT. SHE HEARD THEM QUESTIONING YOUNG AND WHEN THEY DIDNT LIKE HIS ANSWERS THEY WOULD GET MAD AND HIT HIM. ONE OF THE SUSPECTS SAID, "WE ARE GOING TO PLAY A GAME OF MURDER". A SUSPECT THEN TOLD THEM THAT HE HAD A MAGNUM GUN AND IT WOULD LEAVE A LARGE HOLE WHEN HE SHOT IT.

DENNIS WAS TIED UP IN THE KITCHEN BY THE STOVE ON THE FLOOR. YOUNG WAS ON THE FLOOR NEXT TO HER IN THE DINING ROOM.

A FRIEND OF YOUNG, KNOWN TO DENNIS AS MARTIN, CAME INTO THE HOUSE THROUGH THE GARAGE AND THEY TIED HIM UP TOO.

DENNIS NEXT HEARD HEARD ONE GUN SHOT GO OFF AND IT WAS CLOSE TO HER. SHE THOUGHT IT WAS YOUNG THAT THE SUSPECTS HAD SHOT. SHE DID NOT HEAR YOUNG MOVE, SHE COULD ONLY HEAR HIM MAKING GURGLING SOUNDS. SHE THOUGHT YOUNG WAS PLAYING DEAD.

DENNIS HEARD THE SUSPECTS TALKING TO EACH OTHER. ONE ASKED IF THE OTHER ONE HAD SHOT YOUNG AND HE TOLD HIM HE HAD.

DENNIS HEARD SOMEONE COME TO THE FRONT DOOR. THE SUSPECTS ANSWERED IT AND BROUGHT HIM INSIDE THE HOUSE. THEY ASKED HIM FOR HIS WALLET AND HIS MONEY. SHE HEARD THEM TIE HIM UP AND THEN TALK ABOUT LEAVING. SHE HEARD THE DOOR SHUT AND THEN DID NOT HEAR THE SUSPECTS ANYMORE. THE FRIEND MARTIN ASKED DENNIS IF THE SUSPECTS WERE STILL THERE AND SHE TOLD HIM SHE DIDNT KNOW. MARTIN TOLD HER HE WAS LEAVING AND WAS GOING OUT THE WINDOW. AFTER SHE HEARD MARTIN LEAVE DENNIS STOOD UP AND LOOKED AROUND. SHE DID NOT SHE THE SUSPECTS. SHE SAW THAT YOUNG

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HICKMAN/JAKE D 1476

SLAU092

.....
.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246197
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 5
TIME: 4:15 -----NARRATIVE PORTION----- OF: 5
.....
.....

HAD BEEN SHOT IN THE FACE AND THE CHILDREN HAD BEEN TIED UP.

SHE COULD NOT UNTIE HERSELF SO THE CHILDREN HELPED HER. SHE SAW YOUNG WAS IN SHOCK AS HE WALKED AROUND THE HOUSE. YOUNG WENT INTO THE SOUTH EAST BEDROOM AND LAYED DOWN ON THE BED. DENNIS UNTIED HIS HANDS FOR HIM.

DENNIS ALSO TOLD ME, SEVERAL TIMES WHILE SHE WAS TIED UP THE SUSPECTS POURED WATER ON HER BACK AND SPRAYED HER WITH A CAN OF LYSOL.

DENNIS DOES NOT KNOW WHY THEY WERE THE VICTIM OF THE CRIME. SHE TOLD ME YOUNG IS NOT INVOLVED IN DRUG ACTIVITY. DENNIS DID SAY THAT YOUNG PAINTS GRAPHICS ON CARS AND ONE OF THE SUSPECTS WAS TALKING ABOUT A PONTIAC AND THAT YOUNG CHARGES TOO MUCH MONEY.

DENNIS GAVE WRITTEN PERMISSION TO SEARCH THE RESIDENCE.

ATTACHMENTS: ONE WITNESS STATEMENT AND ONE WRITTEN PERMISSION TO SEARCH.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! HICKMAN/JAKE D 1476

SLAU093

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246198
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 2

-----INCIDENT FOLLOWUP-----

classification/additional information:
AMURD

invest bureaus/units notified: I.D. BUREAU

location of occurrence: ! rpt dist:A1 neighborhood: APT
2612 GLORY VIEW ! ADAM 1 AIRPORT

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:11 ! 6/26/04 / 19:11 ! 6/26/04 / 19:11

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! NO ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: 111 target: 169 security:
SINGLE FAMILY TARGET-OTHER

non-residtl---type: target: security:

entry---location: 318 DOOR method: 312 FRONT
exit---location: 362 NO FORCE-UNLOCKED method: 362 NO FORCE-UNLOCKED

suspect actions:

A. 601 MULTI SUSPECTS B. 603 VEHICLE NEEDED C. 606 SUSPECT ARMED
D. 607 DISCHARGED WEAPON E. 801 INFLICTED INJURY F. 803 FORCED VIC TO FLO
G. 811 TOOK HOSTAGE H. 813 COVERED VICTIM FA I. 815 DEMANDED SPC ITEM

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0 []-SUBMITTED D.A.-----5 []-RECLASSIFY-----10
[]-JUVENILE-----1 []-ADMIN. CLEARED-----6 []-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2 []-EXCEPTIONALLY CLR--7 []-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3 []-SCREEN CLEARED-----8 []-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4 []-NO CHGS FILED(NCF)--9 []-OTHER-----14
[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr ! sid number ! date ser no ! date ser no
! ! enter ! cleared
! ! scope ! scope
!

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! BAILEY/ANTHONY 1366

SLAU094

.....
.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246198
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----NARRATIVE PORTION----- OF: 2
.....
.....

ON SATURDAY 06/26/04 AT ABOUT 1911 HOURS OFFICER M. HOYT 1334 AND SEVERAL OTHER OFFICERS WERE DISPATCHED TO 2612 GLORY VIEW REFERENCE A SHOOTING VICTIM. I RESPONDED AS WELL TO ASSIST.

WHEN I ARRIVED, I ASSISTED IN SECURING WITNESSES AND THE SCENE. ONCE EVERYTHING WAS UNDER CONTROL I WAS ASKED BY SERGEANT D. NOWAKOWSKI TO FOLLOW THE SOUTHWEST AMBULANCE THAT WAS TRANSPORTING OUR VICTIM (IDENTIFIED AS IVAN YOUNG) TO UNIVERSITY MEDICAL CENTER'S TRAUMA RESUS DEPARTMENT FOR TREATMENT TO HIS FACIAL INJURIES AS A RESULT OF A GUN SHOT, AND REPORT BACK YOUNG'S CONDITION AS SOON AS POSSIBLE.

ONCE ARRIVED AT THE HOSPITAL, SOUTHWEST AMBULANCE MEDIC JOSHUA KINNUNEN FROM UNIT 524 HANDED ME A SMALL PIECE OF METAL HE HAD RECOVERED FROM YOUNG'S SHIRT. IT APPEARED TO BE THE COPPER JACKETING TO A PROJECTILE AND HELD EVIDENTIARY VALUE SO I TOOK CUSTODY OF IT.

AFTER GOING INSIDE AND WAITING FOR THE DOCTORS AND NURSES TO FINISH THEIR TREATMENT OF YOUNG, I WAS ABLE TO QUESTION HIM ABOUT THE INCIDENT. ONE OF THE TRAUMA PERSONNEL HANDED ME A PLASTIC CONTAINER HOLDING A SMALL PIECE OF COPPER METAL THAT ALSO APPEARED TO BE THE JACKETING FROM A PROJECTILE, SO I TOOK CUSTODY OF IT. THEY TOLD ME IT WAS RECOVERED FROM HIS FACE. YOUNG WAS VERY COHERANT AND REMEMBERED THE INCIDENT VERY WELL. HE TOLD ME THAT HE WAS OUTSIDE IN HIS GARAGE WORKING ON A CAR WHEN HE WAS APPROACHED BY TWO BLACK MALES (BM[S]). ONE WAS BALD AND WAS WEARING SHORTS AND A BLUE SHIRT. THE SECOND HAD DREADLOCKS AND SPOKE WITH A JAMAICAN ACCENT. THEY STARTED TALKING TO YOUNG ABOUT WORKING ON CARS. AFTER TALKING FOR A FEW MINUTES THEY BRANDISHED FIRE ARMS AND ORDERED YOUNG TO GO INSIDE. ONCE INSIDE THEY PUT EVERYONE IN THE HOUSE DOWN ON THE FLOOR AND STARTED ASKING FOR MONEY FROM EVERYONE. YOUNG SAID THEY PLACED SOMETHING OVER HIS HEAD AND FACE SO HE COULD NOT SEE AT ALL. DURING THIS TIME TWO OF YOUNG'S FRIENDS ARRIVED AND WERE PULLED INTO THE HOUSE AS WELL. YOUNG DID NOT KNOW WHAT HAPPENED TO THEM. YOUNG TOLD ME HE THOUGHT THE SUSPECTS GOT A CHECKCARD BUT UNKNOWN IF ANYTHING ELSE WAS TAKEN. YOUNG THEN TOLD ME THAT THE BM WITH DREADLOCKS CAME OVER TO HIM AND PLACED A GUN TO HIS FACE. THE BLACK MALE THEN SAID "HAVE YOU EVER SEEN ONE OF THESE BEFORE?" AFTER SAYING THAT, THE BM FIRED 1 SHOT STRIKING HIM IN THE FACE NEAR HIS CHIN. BOTH BMS THEN FLED AND GOT INTO A VEHICLE LEAVING THE SCENE.

YOUNG TOLD ME THAT HE KNOWS FOR A FACT THE BM WITH DREADLOCKS AND A JAMAICAN ACCENT WAS THE SHOOTER, AND THAT WITHOUT A DOUBT HE WOULD BE ABLE TO IDENTIFY THEM BOTH. YOUNG TOLD ME HE THOUGHT HE SAW 3 GUNS BUT COULD ONLY IDENTIFY TWO OF THEM. ONE WAS A .380 SEMI-AUTO AND THE OTHER WAS A SMALL BLACK REVOLVER. I THEN RETURNED TO THE SCENE OF THE SHOOTING WHERE OFFICER M. BRADY OF NLVPD'S CRIME SCENE ANALYST UNIT WAS INVESTIGATING. I TURNED BOTH OF THE PIECES OF JACKETING OVER TO HER AT THAT TIME.

NO ATTACHMENTS.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
NOWAKOWSKI/DENNIS 1225 ! BAILEY/ANTHONY 1366

SLAU095

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246195
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 6
.....

-----INCIDENT FOLLOWUP-----

classification/additional information:

AMURD/AWDW

invest bureaus/units notified:

location of occurrence: ! rpt dist:A2 neighborhood: CAA
2612 GLORY VIEW ! ADAM 2 COMSTOCK ACRES

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:15 ! 6/26/04 / 19:15 ! 6/26/04 / 19:15

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?

OTHER ! NO ! YES ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:

exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR---2	[]-EXCEPTIONALLY CLR---7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr ! sid number ! date ser no ! date ser no

! enter ! cleared

! scope ! scope

!

records bureau processed	ser no !	detective bureau processed	ser no
SCARFF/DENISE	1259 !		

supervisor approving	ser no !	officer reporting	ser no
SYLVESTER/PAMELA ANN	1026 !	BRADY/MARION	0850

SLAU096

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246195
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PROPERTY PORTION----- OF: 6
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

001 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:
ONE BLK CORD/ ONE GRAY CORD - LOCATED OUTSIDE NEAR FRONT DOOR

002 HOUSE E brd: CLOROX size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:
ONE CLOROX SPRAY CAN

003 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:
ONE BLK CORD - LOCATED IN KITCHEN

004 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:
ONE BLK CORD

005 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:
ONE BLK CORD

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU097

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246195
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----PROPERTY PORTION----- OF: 6
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

006 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD

007 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD

008 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BLK CORD

009 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE GRAY CORD

010 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE WHITE CORD

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU098

.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246195
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 4
TIME: 4:15 -----PROPERTY PORTION----- OF: 6
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

011 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE BROWN CORD OBTAINED FROM JOHN RYAN

012 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

TWO FRAGMENTS COLLECTED AT HOSPITAL - FROM VICTIM

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU099

.....
.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246195
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 5
TIME: 4:15 -----NARRATIVE PORTION----- OF: 6
.....
.....

ON 06-26-04 AT APPROX 1915 HRS I RESPONDED TO 2612 GLORY VIEW IN REFERENCE TO A SHOOTING. ON ARRIVAL I SAW THAT THE SHOOTING VICTIM, LATER IDENTIFIED AS IVAN YOUNG, WAS ALREADY PLACED INTO THE AMBULANCE AND THEY WERE PREPARING HIM TO LEAVE. I TOOK SEVERAL PHOTOS OF YOUNG FOR IDENTIFICATION PURPOSES AND THEN TO SHOW HIS INJURIES: HE HAD A GUNSHOT TO THE FACE. IT APPEARS THAT THE PROJECTILE STRUCK HIS CHIN AND THEN WENT OUT HIS LEFT CHEEK AREA.

WHEN THE AMBULANCE LEFT, I WAS CONTACTED BY OFFICERS ON SCENE WHO TOLD ME THE FOLLOWING: UNKNOWN SUSPECTS TIED UP THE VICTIMS AND SHOT YOUNG IN THE FACE. THE FEMALE VICTIM JENNIFER DENNIS SAID THAT THE SUSPECTS WERE SPRAYING LYSOL ON THEM AND POURING WATER ON THEM.

I FIRST PHOTOGRAPHED JENNIFER DENNIS WHO HAD HER WRISTS TIED WITH A CORD. SHE HAD SEVERAL MARKS ON HER WRISTS FROM THE CORD. I THEN PHOTOGRAPHED THE TWO YOUNG BOYS THAT WERE TIED TOGETHER: AARON DENNIS (10 YEARS OLD) AND JOEY POSADA (13 YEARS OLD) HAD BEEN TIED TOGETHER AT THE WRISTS AND HAD MARKS FROM THE CORD. AARON DENNIS ONLY HAD HIS RIGHT ARM TIED TOGETHER WITH JOEY POSADA. POSADA ALSO HAD A CAST ON HIS LEFT LEG.

I THEN PHOTOGRAPHED JOHN RYAN. RYAN HAD JUMPED OUT THE WINDOW AFTER THE SUSPECTS LEFT WHILE HIS ARMS WERE STILL TIED TOGETHER. HE WAS HOLDING THE BROWN CORD THAT WAS USED TO TIED HIM UP. I PHOTOGRAPHED IT AND COLLECTED IT AS EVIDENCE. I THEN TOOK PHOTOS OF HIS WRISTS TO SHOW THE MARKS. THE LAST VICTIM LOCATED WAS JERMAUN MEANS. HE HAD HIS WRISTS TIED WITH A CORD JUST INSIDE THE FRONT DOOR. I PHOTOGRAPHED HIS WRISTS TO SHOW THE MARKS. A SEVENTH VICTIM WAS NEVER LOCATED - REPORTEDLY A YOUNG HISPANIC FEMALE DRESSED IN WHITE. SHE REPORTEDLY RAN OUT THE BACK OF THE HOUSE AND JUMPED THE WALL.

AFTER PHOTOGRAPHING THE VICTIMS, I TOOK PHOTOS OF THE RESIDENCE FOR IDENTIFICATION PURPOSES AND THEN TOOK PHOTOS OF THE INTERIOR. THERE WAS A SMALL AREA OF BLOOD TO THE LEFT OF THE FRONT DOOR NEXT TO THE KITCHEN TABLE. THERE WERE SEVERAL CUT UP CORDS SCATTERED THROUGHOUT THE KITCHEN AND LIVING ROOM AREAS WHERE THE VICTIM WERE TIED UP. I NOTED SEVERAL BLOODY SHOEPRINTS IN THE LIVING ROOM AND KITCHEN AREA THAT WERE ALSO PHOTOGRAPHED. I THEN TOOK PHOTOS OF THE VICITM'S SHOES. I NOTED THAT THE ONE PATTERN APPEARED TO MATCH THAT OF IVAN YOUNG (WHOSE SHOES WERE PREVIOUSLY PHOTOGRAPHED) AND AARON DENNIS. DENNIS ALSO HAD BLOOD ON THE BOTTOM OF HIS ONE SHOE.

AT THIS TIME, DETECTIVES PRIETO AND MELGAREJO ARRIVED ON SCENE. THEY WERE SHOWN THE RESIDENCE AND WHAT THEY WERE TOLD OCCURRED. AFTER THEY INSPECTED THE RESIDENCE, I MARKED THE CORDS AND A CAN OF CLOROX SPRAY (USED BY THE SUSPECTS) WITH EVIDENCE MARKERS. THE RESIDENCE WAS RE-PHOTOGRAPHED AND I COLLECTED THE ITEMS MARKED AS EVIDENCE. I THEN PROCESSED THE RESIDENCE FOR LATENT PRINTS USING BLACK MAGNETIC POWDER AND A WAND. NO IDENTIFIABLE LATENTS WERE LOCATED, HOWEVER, SEVERAL CLOTH PATTERNS WERE LOCATED ON ITEMS TOUCHED BY THE SUSPECTS.

OFFICER BAILEY ARRIVED BACK TO THE SCENE FROM THE HOSPITAL. HE HAD COLLECTED TWO FRAGMENTS THAT WERE REMOVED FROM THE VICTIM. I TOOK CUSTODY OF

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU0100

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.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246195
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 6
TIME: 4:15 -----NARRATIVE PORTION----- OF: 6
.....
.....

THE TWO FRAGMENTS AND COLLECTED THEM AS EVIDENCE. NO FURTHER SERVICES WERE REQUESTED.

I TRANSPORTED THE ITEMS I COLLECTED AS EVIDENCE TO THE NLVPD STATION AND BOOKED THEM, EXCEPT THE CLOROX CAN, INTO THE EVIDENCE VAULT UNDER MY HAND. I THEN PROCESSED THE CLOROX CAN FOR LATENT PRINTS. I FIRST FUMED THE CAN WITH CYANOACRYLATE AND THEN USED BLACK POWDER. NO IDENTIFIABLE PRINTS WERE LOCATED, HOWEVER, CLOTH PATTERNS WERE NOTED ON THE CAN.

ALL PHOTOS WERE TAKEN WITH THE USE OF MY DEPARTMENT ISSUED SONY MAVICA DIGITAL CAMERA. THE DIGITAL PHOTOS WERE UPLOADED INTO THE MAIN COMPUTER IN THE CRIME SCENE INVESTIGATIONS BUREAU.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU0101

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246203
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 4

-----INCIDENT FOLLOWUP-----

classification/additional information:

AMURD/HOME INVASION

invest bureaus/units notified: NOT ENTERED

location of occurrence: ! rpt dist:A2 neighborhood: CAA
2612 GLORY VIEW ! ADAM 2 COMSTOCK ACRES

from: date / time ! to: date / time ! report: date / time
6/27/04 / 2:00 ! 6/27/04 / 2:00 ! 6/27/04 / 6:17

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! YES ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2	[]-EXCEPTIONALLY CLR--7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code--ucr !	sid number !	date	ser no !	date	ser no
!	! enter		! cleared		
!	! scope		! scope		
!	!		!		

records bureau processed	ser no !	detective bureau processed	ser no
SCARFF/DENISE	1259 !		

supervisor approving	ser no !	officer reporting	ser no
BLACKWELL/MICHAEL	0397 !	TOMS/STEVEN	1621

SLAU0102

.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246203
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PERSONS PORTION----- OF: 4
.....

name of person (001): ! type: W ! occupation: ! susp id?
HAGENMAIER/MIKE ! WITNESS ! NURSE ! NO

sex ! race: W hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! WHITE ! ! ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: !
business: UMC TRAUMA 1800 WEST CHARLESTON ! 3832000

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
BLACKWELL/MICHAEL 0397 ! TOMS/STEVEN 1621

SLAU0103

.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246203
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----PROPERTY PORTION----- OF: 4
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

001 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE CLEAR PLASTIC CONTAINER, CONTAINING BULLET FRAGMENTS
TAKEN FROM IVAN YOUNG.

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
BLACKWELL/MICHAEL 0397 ! TOMS/STEVEN 1621

SLAU0104

.....
.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246203
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 4
TIME: 4:15 -----NARRATIVE PORTION----- OF: 4
.....
.....

ON SUNDAY JUNE 27, 2004, AT ABOUT 0200 HOURS, I WAS DISPATCHED TO UMC TRAUMA TO PICK UP BULLET FRAGMENTS TAKEN FROM IVAN YOUNG, REFERENCE CASE NUMBER 04-15160. UPON MY ARRIVAL I MEET WITH NURSE MIKE HAGENMAIER. HE GAVE ME A CLEAR PLASTIC CONTAINER, CONTAINING SEVERAL BULLET FRAGMENTS TAKEN FROM IVAN YOUNG.

I BOOKED THE CONTAINER, INTO EVIDENCE AT THE NORTH LAS VEGAS POLICE DEPARTMENT.

ATTACHMENTS:NONE

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
BLACKWELL/MICHAEL 0397 ! TOMS/STEVEN 1621

SLAU0105

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246305
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 7
.....

-----INCIDENT FOLLOWUP-----

classification/additional information:
AMURDWDW/BURGWDW/ROBBWDW/KIDNAPWDW

invest bureaus/units notified:

location of occurrence: ! rpt dist:A1 neighborhood: APT
2612 GLORY VIEW ! ADAM 1 AIRPORT

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:11 ! 6/26/04 / 19:11 ! 6/29/04 / 13:49

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
OTHER ! YES ! YES ! NO ! ADULT ONLY !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[X]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2	[]-EXCEPTIONALLY CLR--7	[]-AFFIDAVIT-----12
[X]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr !	sid number !	date	ser no !	date	ser no
!	! enter		! cleared		
!	! scope		! scope		
!	!		!		

records bureau processed	ser no !	detective bureau processed	ser no
MENDEZ/LUZ M	0985 !		

supervisor approving	ser no !	officer reporting	ser no
DEMARTINO/FRANK	0755 !	PRIETO/JESUS	0674

SLAU0106

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246305
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PERSONS PORTION----- OF: 7
.....

name of person (001): ! type: S ! occupation: ! susp id?
SLAUGHTER/RICKIE ! SUSPECT ! !

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! 11/18/1984 ! 19 ! 509 ! 186 ! BLK ! BRO ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: 530497827 mf no:

addr: 3801 EAST CHARLESTON #114 LV NV 89104 !
business: !

descriptors:
descriptors:

name of person (002): ! type: W ! occupation: ! susp id?
JOHNSON/TIFFANY ! WITNESS ! DRY CLEANER ! YES

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
F ! BLACK ! 8/11/1984 ! 20 ! 506 ! 130 ! BRO ! BRO ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: 557838985 mf no:

addr: 3801 EAST CHARLESTON #114 LV NV 89104 ! 3527213
business: !

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0107

CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246305
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----PROPERTY PORTION----- OF: 7

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*****
no. artcds type--descriptive information on property----- stolen   recover
additional descriptive information----- value         value
```

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001 MISC      E      brd:                      sze:
---  -----  ---  mod:                      cal:
                        ser:
                        coll:          col2:          dt last seen:
                        own#:

```

NLV PHOTO LINE UP CONTAINING RICKIE SLAUGHTER/VIEWED BY IVAN YOUNG

```

002 MISC      E      brd:                      sze:
---  -----  ---  mod:                      cal:
                        ser:
                        coll:      col2:      dt last seen:
                        own#:

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NLV PHOTO LINE UP CONTAINING RICKIE SLAUGHTER/VIEWED BY RYAN JOHN

```

003 MISC      E      brd:                      size:
---  -----  ---  mod:                      cal:
                        ser:
                        coll:          col2:          dt last seen:
                        own#:

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NLV PHOTO LINE UP CONTAINING RICKIE SLAUGHTER/VIEWEDBY JERMAUN MEANS

```

004 MISC      E      brd:                      sze:
---  -----  ---  mod:                      cal:
                        ser:
                        col1:          col2:          dt last seen:
                        own#:

```

CD-R 7-11 SECURITY TAPE

```
*****
+++++++ totals-----v
```

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed	ser no	! detective bureau processed	ser no
MENDEZ/LUZ M	0985	!	

supervisor approving	ser no ! officer reporting	ser no
DEMARTINO/FRANK	0755 ! PRIETO/JESUS	0674

SLAU0108

.....
.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246305
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 4
TIME: 4:15 -----NARRATIVE PORTION----- OF: 7
.....
.....

ON JUNE 26, 2004, DETECTIVE MELGAREJO AND I WERE CONTACTED BY DISPATCH AND TOLD TO RESPOND TO 2612 GLORY VIEW, NORTH LAS VEGAS, NEVADA, 89030 IN REFERENCE TO A ROBBERY THAT HAD BEEN COMMITTED AT THAT ADDRESS. WE ARRIVED AND WERE BRIEFED BY OFFICER HOYT. OFFICER HOYT SAID THAT WHEN HE ARRIVED HE FOUND THE VICTIM IVAN YOUNG SHOT IN THE FACE THE APPARENT VICTIM OF A ROBBERY. IVAN TOLD OFFICER HOYT THAT TWO UNIDENTIFIED BLACK MALES SHOT HIM. IVAN THEN STARTED TO SCREAM IN PAIN AND WAS NOT ABLE TO GIVE ANY MORE INFORMATION.

DURING MY EXAMINATION OF THE SCENE I SAW A PUDDLE OF BLOOD IN THE KITCHEN THE APPARENT LOCATION WHERE YOUNG WAS SHOT, THE RESIDENCE WAS IN DISARRAY. CSI BRADY ARRIVED AND PROCESSED THE SCENE. DURING HER EXAMINATION SHE TOLD ME THAT IT LOOKED AS THOUGH THE SUSPECTS MAY HAVE WORN GLOVES.

OFFICER HOYT FURTHER QUESTIONED OTHER VICTIMS AT THE SCENE AND LEARNED THAT TWO UNIDENTIFIED BLACK MALE ADULTS APPROACHED YOUNG AS HE WAS STANDING INSIDE HIS GARAGE. THE BLACK MALES FORCED YOUNG INTO THE RESIDENCE WHERE THEY ROBBED AND SHOT HIM. THE TWO SUSPECTS, ONCE INSIDE THE RESIDENCE, FOUND JENNIFER DENNIS, AARON DENNIS AND JOSE POSADA. THE SUSPECTS TIED THEM ALL UP WITH EXTENSION CORDS FOUND INSIDE THE RESIDENCE. SEVERAL OF THE VICTIM'S IDENTIFIED THE SUSPECTS AS POSSIBLY WEARING A RED AND BLUE SHIRT.

WHILE AT THE RESIDENCE ONE OF THE SUSPECTS CALLED TO JOHN RYAN WHO WAS ACROSS THE STREET VISITING HIS GIRLFRIEND AT 2613 GLORY VIEW. JOHN SAID THE SUSPECT TOLD HIM THAT IVAN WANTED TO TALK WITH HIM. RYAN SAID SINCE HE IS A FRIEND OF IVAN'S HE WALKED OVER TO IVAN'S RESIDENCE. RYAN SAID THAT AS HE WALKED THROUGH THE DOOR LEADING INTO THE RESIDENCE FROM THE GARAGE ONE OF THE SUSPECTS PUT A GUN TO HIS HEAD FORCING HIM TO THE FLOOR WHERE HE WAS BOUND AND ROBBED. RYAN SAID THAT DURING THE ROBBERY HIS WELLS FARGO ATM BANK CARD WAS TAKEN. RYAN SAID THE SUSPECT THREATENED TO KILL HIM IF HE DIDN'T GIVE THEM HIS PIN NUMBER. RYAN SAID THE SUSPECTS PUT A COAT ON HIS HEAD SO HE WAS NOT ABLE TO SEE THEM ANY FURTHER. RYAN CHECKED BANKS RECORDS WHILE WE WERE AT HE SCENE AND FOUND THE SUSPECTS HAD JUST TAKEN \$201.50 FROM HIS ACCOUNT.

AS THE ROBBERY WAS IN PROGRESS JERMAUN MEANS CAME TO YOUNG'S DOOR TO SEE ABOUT HIS VEHICLE THAT WAS BEING PAINTED BY YOUNG. MEANS SAID THAT AS HE APPROACHED, THE TWO SUSPECTS WERE EXITING. MEANS SAID THEY PULLED HIM INTO THE RESIDENCE WHERE HE WAS TIED AND ROBBED OF OVER 1300.00 DOLLARS.

DENNIS WAS ALSO INTERVIEWED AND GAVE SIMILAR INFORMATION AS TO WHAT HAD OCCURRED DURING THE ROBBERY. DENNIS SAID SHE WAS TIED AND PLACED ON THE FLOOR AND HER HEAD WAS COVERED WITH A COAT, SO SHE COULDN'T SEE THE SUSPECTS. DENNIS SAID SHE COULD HEAR THE SUSPECTS QUESTIONING JOHNSON. SHE SAID WHEN THEY DIDN'T LIKE HIS ANSWER THEY WOULD HIT HIM. DENNIS SAID THAT SHE HEARD A GUN SHOT AND COULD HEAR YOUNG GURGLING. DENNIS SAID THAT YOUNG WASN'T SAYING ANYTHING, SO SHE THOUGHT HE WAS PLAYING DEAD.

DURING HOYT'S INITIAL INVESTIGATION WITNESSES AT THE SCENE IDENTIFIED THE SUSPECT'S VEHICLE AS A GREEN GRAND AM OR A GREEN FORD.

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0109

.....
.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246305
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 5
TIME: 4:15 -----NARRATIVE PORTION----- OF: 7
.....
.....

ON JUNE 28, 2004, I WAS CONTACTED BY DETECTIVE DEVORE OF THE LAS VEGAS METROPOLITAN POLICE DEPARTMENT (LVMPD). HE TOLD ME THAT HE HAD RECEIVED INFORMATION FROM A RELIABLE CONFIDENTIAL INFORMANT (CI) WHO HAS BEEN PROVIDING ASSISTANCE TO THE LVMPD IN RETURN FOR FAVORABLE CONSIDERATION FOR OUTSTANDING WARRANTS. THIS CI HAS BEEN ASSISTING THE LVMPD FOR OVER A YEAR AND THE INFORMATION THE CI PROVIDED HAS RESULTED IN THE ARREST OF TWO SUSPECTS WHO WERE WANTED FOR TWO SEPARATE ARMED ROBBERIES.

ACCORDING TO THIS CI, THE CI OVERHEARD A SUBJECT NAMED RICKY SLAUGHTER BRAGGING ABOUT HAVING COMMITTED A ROBBERY WHICH WAS BEING REPORTED ON TV. THIS ROBBERY WAS THE ONE WHICH HAD OCCURRED ON GLORY VIEW ON JUNE 26. THE CI IDENTIFIED SLAUGHTER'S GIRLFRIEND AS TIFFANY JOHNSON. THE CI FURTHER STATED THAT TIFFANY JOHNSON OWNS A GREEN FORD TAURUS. THE CI SAYS THEY WERE SHOWN THREE GUNS USED IN THE ROBBERY, A 32 CALIBER, A 22 CALIBER AND A 357 REVOLVER. CI STATED THAT WHERE EVER SLAUGHTER IS THE GUNS ARE NOT FAR AWAY.

THE CI TOLD DETECTIVE DEVORE THAT RICKY SLAUGHTER LIVES AT SUNRISE VISTA SUITES APARTMENTS, IN APARTMENT #114, LOCATED AT 3801 EAST CHARLESTON. CI SAID THAT SLAUGHTER LIVES IN THE APARTMENT WITH HIS GIRLFRIEND TIFFANY JOHNSON.

PRIOR TO CALLING ME WITH THE INFORMATION DETECTIVE DEVORE VERIFIED THAT JOHNSON DOES PRESENTLY LIVES IN APARTMENT 114 AND IS THE ONLY ONE ON THE LEASE. HE ALSO VERIFIED THAT A GREEN FORD TAURUS IS REGISTERED TO JOHNSON, WITH NEVADA LICENSE 201RKS. DETECTIVE DEVORE ALSO CONFIRMED THE IDENTITY OF SLAUGHTER.

AFTER GAINING THE INFORMATION I PROCEEDED TO CHECK SLAUGHTER'S RECORDS THROUGH SCOPE. I THEN ORDERED THE MOST RECENT PHOTO OF SLAUGHTER FROM THE LAS VEGAS METROPOLITAN POLICE DEPARTMENT PHOTO LAB. A PHOTO LINE UP WAS COMPILED CONTAINING SLAUGHTER AND FIVE OTHER BLACK MALES SIMILAR IN APPEARANCE.

I THEN CONTACTED YOUNG AT UNIVERSITY MEDICAL CENTER AND SHOWED HIM THE PHOTO LINE UP. HE LOOKED AT THE LINE UP AND IMMEDIATELY PICKED SLAUGHTER AS THE SUSPECT THAT SHOT HIM. HE SAID THAT SLAUGHTER SPOKE WITH A JAMAICAN ACCENT AND HAD TWO GUNS DURING THE ROBBERY. HE ALSO SAID THAT SLAUGHTER WAS THE ONE THAT TIED EVERYONE UP IN THE RESIDENCE.

DENNIS WAS ALSO PRESENT AT THE HOSPITAL AND WAS SHOWN THE PHOTO LINE UP. SHE WAS NOT ABLE TO IDENTIFY THE SUSPECT.

I THEN PREPARED AN AFFIDAVIT REQUESTING A SEARCH WARRANT BE ISSUED FOR 3801 EAST CHARLESTON APARTMENT 114 AND THE SEARCH OF A 1997 FORD TAURUS NEVADA LICENSE 201RKS. JUSTICE COURT JUDGE DAHL SIGNED THE WARRANT AUTHORIZING THE SEARCH OF THE ABOVE LISTED ADDRESS AND VEHICLE.

AT ABOUT 2200 HOURS THE SEARCH WARRANT WAS SERVED BY THE NORTH LAS VEGAS SPECIAL OPERATION UNIT. DETECTIVE MELGAREJO AND I ASSISTED IN THE SEARCH AND SERVICE OF THE WARRANT. DURING THE EXECUTION SLAUGHTER WAS LOCATED INSIDE THE APARTMENT AND PLACED UNDER ARREST. JOHNSON WAS ALSO LOCATED INSIDE THE APARTMENT.

CSI LUEVANO RESPONDED TO OUR LOCATION AND ASSISTED IN THE COLLECTION OF

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0110

.....
.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246305
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 6
TIME: 4:15 -----NARRATIVE PORTION----- OF: 7
.....
.....

EVIDENCE. DURING THE SEARCH NO ITEMS LISTED ON THE SEARCH WARRANT WERE LOCATED IN THE RESIDENCE. DURING THE SEARCH A BLUE SHIRT WAS LOCATED IN THE APARTMENT AND A CAMERA ALONG WITH PAPER WORK LISTED UNDER JOHNSON AND SLAUGHTER'S NAME. WITNESSES AT THE SCENE SAID THAT ONE OF THE SUSPECTS WAS POSSIBLY WEARING A BLUE SHIRT, SO THE SHIRT WAS COLLECTED. ALL THESE ITEMS WERE COLLECTED AS POSSIBLE EVIDENCE. THE 1997 FORD WAS TOWED TO THE STATION FOR PROCESSING.

WHILE AT THE SCENE JOHNSON WAS INTERVIEWED ABOUT THE INCIDENT. SHE ACTED AS THOUGH SHE DIDN'T KNOW ANYTHING ABOUT THE ROBBERY. WHILE QUESTIONING HER SHE STATED THAT SLAUGHTER HAD PICKED HER UP FROM WORK AT 1900 HOUR WHEN SHE GOT OFF.

BOTH JOHNSON AND SLAUGHTER WERE TRANSPORTED TO THE POLICE DEPARTMENT FOR FURTHER QUESTIONING.

BEFORE QUESTIONING SLAUGHTER HE WAS ADVISED OF HIS MIRANDA RIGHTS AND SIGNED A WAIVOR AGREEING TO TALK WITH ME. DURING THE INTERVIEW HE INSISTED THAT HE DIDN'T KNOW WHAT I WAS TALKING ABOUT.

I THEN QUESTION JOHNSON FURHTER. JOHNSON AGAIN TOLD ME THAT SLAUGHTER DROPPED HER OFF AT WORK AT ABOUT 1 PM AND RETURNED TO PICK HER UP AT 7 PM. SHE STILL INSISTED THAT SHE KNEW NOTHING ABOUT THE INCIDENT. AFTER QUESTIONING SHE WAS TRANSPORTED BACK TO HER RESIDENCE.

I AGAIN SPOKE WITH SLAUGHTER AND TOLD HIM THAT JOHNSON TOLD ME SLAUGHTER DROPPED HER OFF AT WORK. I REMINDED HIM THAT HE HAD HER VEHICLE DURING THE TIME OF THE ROBBERY. AT THAT POINT HE SAID THAT HE WANTED HIS ATTORNEY. THE INTERVIEW WAS TERMINATED. HE WAS THEN TRANSPORTED AND BOOKED IN THE NLV JAIL FOR THE ABOVE LISTED CHARGES.

ON JUNE 29, 2004, I CONTACTED JOHNSON AT HER RESIDENCE AND QUESTIONED HER FURTHER. I TOLD HER THAT IT WASN'T POSSIBLE FOR SLAUGHTER TO HAVE PICKED HER UP AT 7 PM WHEN THE ROBBERY WAS COMMITTED AT THE SAME TIME. SHE NOW CHANGED HER STORY AND SAID THAT SLAUGHTER DIDN'T PICK HER UP UNTIL ABOUT 7:30 PM. SHE ALSO TOLD ME THAT SLAUGHTER ONLY HAD ABOUT SEVENTY DOLLARS THAT MORNING AND WHEN SHE GOT OFF FROM WORK HE HAD AN EXTRA HUNDRED DOLLAR BILL.

I LATER CONTACTED VICTIM JERMAUN MEANS AT HIS RESIDENCE. I SHOWED HIM THE PHOTO LINE THAT CONTAINING SLAUGHTER AND FIVE OTHER BLACK MALES SIMILAR IN APPEARANCE. I ASKED HIM IF HE RECOGNIZED ANYONE IN THE PICTURES FROM THE NIGHT OF THE ROBBERY. MEANS LOOKED AT THE PHOTOS AND IDENTIFIED SLAUGHTER AS THE SUSPECT. HE TOLD ME THAT HE STANDS OUT AS SOMEONE HE SAW.

I THEN CONTACTED RYAN JOHN AND HE CAME INTO THE POLICE DEPARTMENT TO VIEW THE PHOTO LINE UPS. JOHN LOOKED AT THE PHOTO LINE AND IDENTIFIED SLAUGHTER AS THE SUSPECT. HE TOLD ME THAT HE ROCOGNIZED HIM AS THE ONE THAT CALLED HIM OVER TO YOUNGS RESIDENCE AND THE ONE HE BELIEVED SHOT YOUNG.

I THEN CONTACTED WELLS FARGO SECURITY AND SPOKE WITH CHRIS GANDY TO FIND WHERE JOHN'S ATM CARD WAS USED. HE TOLD ME THAT JOHN'S CREDIT CARD WAS USED AT 3051 EAST CHARLESTON A 7-11 STORE LOCATED A COUPLE OF BLOCKS DOWN THE STREET

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0111

.....
.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246305
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 7
TIME: 4:15 -----NARRATIVE PORTION----- OF: 7
.....
.....

FROM SLAUGHTER'S RESIDENCE. I WENT TO THE 7-11 AND CONTACTED THE MANAGEMENT. I REVIEWED THE STORES SECURITY TAPE AND AT ABOUT 7:56 PM A SAW TWO SUBJECTS APPROACH THE STORE. ONE SUBJECT ENTERED THE STORE WHILE THE OTHER SUBJECT WALKED AROUND THE STORE TO THE SIDE. THE SUBJECT THAT ENTERED HAD HIS FACE AND HEAD WAS COVERED WITH A SCARF. THE SUBJECT WALKED OVER TO THE ATM AND REMANIED IN FRONT OF THE MACHINE FOR OVER THREE MINUTES. IT LOOKED AS THOUGH HE WAS TRYING TO FIGURE OUT HOW TO USE IT. THE SUBJECT FINISHED AND WALKED DIRECTLY OUT OF THE STORE. A COPY OF THE SECURITY TAPE WAS TAKEN AND BOOKED INTO EVIDENCE.

I WAS LATER CONTACTED BY CSI LUEVANO. HE TOLD ME THAT DURING HIS SEARCH OF THE VEHICLE, THE 1997 FORD TAURUS NEVADA LICENSE 201RKS, HE LOCATED TWO GUNS, A 25 CALIBER SEMI AUTO AND A 22 CALIBER REVOLVER. CSI LUEVANO ALSO LOCATED SEVERAL GLOVES. LUEVANO TOLD ME THAT ALL THE ITEMS WERE LOCATED UNDER A PANEL IN THE TRUNK OF THE VEHICLE. SEE CSI REPORT FOR DETAILS. A HOLD WAS LATER PLACED ON THE VEHICLE.

DUE TO THE AMOUNT OF BLOOD LOCATED AT THE CRIME SCENE I REQUESTED THAT ID CHECK THE VEHICLE FOR BLOOD. NO BLOOD WAS LOCATED.

AT MY REQUEST SLAUGHTER'S SHOES WERE COLLECTED FROM THE JAIL AS EVIDENCE AND CHECKED FOR BLOOD.

I AM SUBMITTING THIS CASE TO THE DISTRICT ATTORNEY'S OFFICE FOR PROSECUTION ON THE CHARGES OF ATTEMPT MURDER WITH A FIREARM ROBBERY WITH A FIREARM, BURGLARY WITH A FIREARM. I AM ALSO ADDING THE CHARGE OF KIDNAPPING WITH A FIREARM.

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0112

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246279
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 7

-----INCIDENT FOLLOWUP-----

classification/additional information:
SEARCH WARRANT/AMURD

invest bureaus/units notified: DETECTIVES

location of occurrence: ! rpt dist:OJ neighborhood: XXX
3801 E CHARLESTON #114 ! OTHER JURIS OTHER JURISDICTION

from: date / time ! to: date / time ! report: date / time
6/28/04 / 23:00 ! 6/29/04 / 1:30 ! 6/29/04 / 16:00

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! YES ! YES ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2	[]-EXCEPTIONALLY CLR--7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr !	sid number !	date	ser no !	date	ser no
!	!	enter	!	cleared	
!	!	scope	!	scope	
!	!		!		

records bureau processed	ser no !	detective bureau processed	ser no
LIGHT/CHERYL M	0767 !		

supervisor approving	ser no !	officer reporting	ser no
SYLVESTER/PAMELA ANN	1026 !	LUEVANO/RUBEN D	1618

SLAU0113

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246279
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PROPERTY PORTION----- OF: 7
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

001 FIREAR E brd: WINCHESTER size:
--- ----- mod: 357 MAGNUM cal: -----
ser:
coll: col2: dt last seen:
own#:
ONE WINCHESTER 357 MAG CASING & ONE LEAD PROJECTILE

002 CLOTHI E brd: PRO CLUB size:
--- ----- mod: T-SHIRT cal: -----
ser:
coll: BLU col2: dt last seen:
own#:
ONE BLUE XXXL T-SHIRT "PRO CLUB"

003 MISC E brd: KODAK size:
--- ----- mod: FUN SAVER 35MM cal: -----
ser:
coll: col2: dt last seen:
own#:
ONE KODAK FUN SAVER 35MM FLASH CAMERA

004 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: PNK col2: dt last seen:
own#:
PINK PAPER BEARING THE NAME OF A "RICKIE SLAUGHTER"

005 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:
DOCUMENT BEARING THE NAME OF A "TIFFANY JOHNSON"

+++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! LUEVANO/RUBEN D 1618

SLAU0114

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246279
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----PROPERTY PORTION----- OF: 7
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

006 CLOTHI E brd: KEYSTONE size:
----- mod: GLOVE cal: -----
ser:
coll: BLK col2: dt last seen:
own#:

ONE BLACK KEYSTONE GLOVE W/HAIRS

007 CLOTHI E brd: KEYSTONE size:
----- mod: GLOVE cal: -----
ser:
coll: BLK col2: GRY dt last seen:
own#:

ONE BLACK/GREY KEYSTONE GLOVE

008 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

ONE LEATHER WORK GLOVE & ONE LATEX GLOVE

009 MISC E brd: size:
----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

11 LATEX GLOVES

010 FIREAR E brd: L.J.A. & C.W.K.S. size:
----- mod: 8 SHOT REVOLVER cal: -----
ser: M59842
coll: BLK col2: BRO dt last seen:
own#:

8 SHOT, 22 CAL, "LGA & CWKS" REVOLVER W/8 LIVE ROUNDS (22CAL).

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! LUEVANO/RUBEN D 1618

SLAU0115

.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246279
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 4
TIME: 4:15 -----PROPERTY PORTION----- OF: 7
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

011 FIREAR E brd: RAVEN ARMS size:
--- ----- mod: MP-25 cal: -----
ser: 675929
coll: col2: dt last seen:
own#:

25 CAL, "RAVEN ARMS" CHROME SEMI AUTO PISTOL W/6 LIVE ROUNDS(25CAL).

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! LUEVANO/RUBEN D 1618

SLAU0116

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246279
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 5
TIME: 4:15 -----VEHICLE PORTION----- OF: 7
.....

-----DESCRIPTION-----
----- IMPOUNDED VEHICLE -----

registered/legal owner: TIFFANY R. JOHNSON ! phone:
1046 GRAYMOUTH ST LAS VEGAS NV ! zip: 89110

vin no: 1FALP52U9VA271619 ! 001 ! verified by:

state ! license ! make ! model ! yrmfg ! style ! color(s): GRN GREEN
NV ! 201RKS ! FORD ! TAU ! 97 ! 4D ! -----

speedom !keys in car!ign locked!dr locked!pr damage!wrecked!stripped!last seen
100420 ! YES ! NO ! NO ! YES ! NO ! NO !

hold by: hold reason:
tow agency: QUALITY TOWING tow addr.: 2201 COMMERCE
release to: LLOYD HAMM rel addr.:

-----EQUIPMENT-----

SEATS-FRONT&REAR Y C.B. UNIT-----> SPOTLIGHT(S)----> TIRES-----> Y
MIRROR - REAR--> Y BATTERY-----> Y FOGLIGHT(S)----> BODY-----> Y
MIRROR - SIDE--> Y KEYS-----> Y BUMPERS-----> Y GRILL-----> Y
RADIO-----> Y REGISTRATION---> Y MOTOR-----> Y UPHOLSTERY-----> Y
TAPE/CD-----> Y CUSTOM WHEELS--> TRANSMISSION---> Y WINDSHIELD-WIND> Y
TAPES-----> HUB CAPS-----> Y FENDERPANTS----> SPARE TIRE-----> Y

other access.: RIGHT FRONT DOOR (PANEL LOOSE) & EXTERIOR DAMAGE
other access.:

-----RECORDS DISPOSITION-----

[X] auto [] stolen locally recovered locally value: -----
[] truck/bus [] stolen locally recover o.j. loss:
[] other [] stolen out of town recover local recov:

----- date ser# ----- date ser#
entered: [] wvs [] ncic no
cleared: [] wvs [] ncic no
located: [] wvs [] ncic no
location occur 3801 E CHARLESTON #114 rpt date 6/29/04 time 1600

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

----- supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! LUEVANO/RUBEN D 1618

SLAU0117

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.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246279
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 6
TIME: 4:15 -----NARRATIVE PORTION----- OF: 7
.....
.....

ON 062804 AT APPROXIMATELY 2300 HRS I WAS DISPATCHED TO 3801 E CHARLESTON #114, REFERENCE A SEARCH WARRANT BEING SERVED. THE SEARCH WARRANT IS CONNECTED TO A HOME INVASION/ATTEMPTED MURDER INVESTIGATION FROM EARLIER DURING THE WEEK (UNDER THIS SAME CASE NUMBER #04015160). PLEASE REFER TO ORIGINAL AND FOLLOWUP REPORTS FOR FURTHER INFORMATION ON THIS INCIDENT.

UPON ARRIVAL I MET WITH SGT. DEMARTINO P#755, AND DET. MELGAREJO P#837, WHO REQUESTED THAT I PHOTOGRAPH, SECURE AND TOW (FOR LATER PROCESSING) A GREEN 1997 FORD TAURUS BEARING NEVADA PLATE 201-RKS. THEY ALSO REQUESTED THAT I COLLECT A BULLET AND CASING THAT WERE FOUND IN THE TRUNK OF THE CAR, DURING A PRELIMINARY SEARCH OF THE VEHICLE. I THEN TOOK A LOCATION PHOTO ALONG WITH OVERALL INTERIOR/EXTERIOR PHOTOS OF THE VEHICLE SHOWING ITS CONDITION AS I FOUND IT. I TOOK LOCATION AND DETAILED PHOTOS OF THE CASING AND BULLET IN THE TRUNK AND COLLECTED THEM AS EVIDENCE. I THEN SEALED THE VEHICLE WITH EVIDENCE TAPE BEARING MY NAME AND SERIAL NUMBER.

I TOOK A LOCATION PHOTO, ALONG WITH OVERALL INTERIOR PHOTOS OF STUDIO APARTMENT #114. I TOOK DETAILED PHOTOS OF DAMAGE TO THE FRONT WINDOW (BROKEN GLASS) AND FRONT DOOR (LOCK DAMAGE) OF THE APARTMENT. AFTER DET. MELGAREJO AND SGT. DEMARTINO COMPLETED THEIR SEARCH OF THE APARTMENT, PER THEIR INSTRUCTIONS I COLLECTED THE FOLLOWING ITEMS AS EVIDENCE: ONE BLUE XXXL T-SHIRT FROM ATOP THE BED, ONE KODAK FUN SAVER CAMERA FROM A TOP THE BED, A PINK PAPER/DOCUMENT BEARING THE NAME RICKIE SLAUGHTER FROM THE FLOOR, A DOCUMENT BEARING THE NAME OF TIFFANY JOHNSON FROM THE FLOOR, ONE BLACK AND ONE GRAY/BLACK GLOVE(S) FROM THE FLOOR OF THE APARTMENT. THE BLACK GLOVE CONTAINED MULTIPLE HAIRS/FIBERS STUCK TO THE VELCRO AREA OF THE GLOVE.

I THEN HAD THE VEHICLE TOWED (UNDER MY CARE) TO THE NLVPD CRIME SCENE INVESTIGATIONS BUREAU PROCESSING BAY FOR FURTHER EXAMINATION. UPON ARRIVAL, THE VEHICLE WAS THEN RE-PHOTOGRAPHED SHOWING THAT THE SEALS BEARING MY NAME AND SERIAL NUMBER, HAD NOT BEEN BROKEN/DISTURBED. THE VEHICLE WAS THEN SECURED FOR LATER EXAMINATION.

ON 062904 AT 1600 HRS I RECEIVED A PROCESS REQUEST ALONG WITH A COPY OF THE SEARCH WARRANT FROM DET. PRIETO P#674. HE REQUESTED THAT I EXAMINE THE VEHICLE FOR ANY GLOVES, WEAPONS, WEAPONS RELATED ITEMS AND BLOOD THAT MAY BE PRESENT INSIDE THE VEHICLE. I THEN BROKE THE SEALS BEARING MY NAME AND SERIAL NUMBER AND RE-PHOTOGRAPHED THE INTERIOR OF THE VEHICLE SHOWING ITS CONDITION. DURING MY EXAMINATION OF THE VEHICLE I FOUND MULTIPLE GLOVES (LATEX AND LEATHER) IN THE TRUNK AREA. THE GLOVES WERE PHOTOGRAPHED TO LOCATION AND IN DETAIL AND THEN COLLECTED AS EVIDENCE. I ALSO FOUND TWO PISTOLS HIDDEN IN THE RIGHT SIDE TRUNK PANEL. THE PISTOLS WERE THEN PHOTOGRAPHED TO LOCATION AND IN DETAIL SHOWING THEIR MAKE, SERIAL NUMBERS AND THE LIVE ROUNDS CONTAINED WITHIN THE WEAPONS. THE PISTOLS WERE THEN COLLECTED AS EVIDENCE. PLEASE REFER TO THE PROPERTY PORTION OF THIS REPORT FOR DETAILED INFORMATION OF THE WEAPONS COLLECTED. NO BLOOD WAS FOUND INSIDE THE VEHICLE DURING MY EXAMINATION. THE

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! LUEVANO/RUBEN D 1618

SLAU0118

.....
.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246279
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 7
TIME: 4:15 -----NARRATIVE PORTION----- OF: 7
.....
.....

COPY OF THE SEARCH WARRANT WAS THEN PLACED INSIDE THE VEHICLE.

PER DET. PRIETO, I HAD THE VEHICLE TOWED AND IMPOUNDED AT QUALITY TOWING, 2201 N COMMERCE, NORTH LAS VEGAS, NV. THE VEHICLE WAS RELEASED TO TOW DRIVER LLOYD HAMM OF QUALITY TOWING.

ALL PHOTOS WERE TAKEN WITH MY DEPARTMENT ISSUED SONY MAVICA DIGITAL CAMERA, THE PHOTOS WERE THEN UPLOADED ONTO THE MAIN COMPUTER AT THE CRIME SCENE INVESTIGATIONS BUREAU FOR LATER STORAGE. ALL EVIDENCE WAS BOOKED INTO THE NLVPD EVIDENCE VAULT UNDER MY HAND. NO FURTHER INVESTIGATIONS/SERVICES WERE PERFORMED AT THIS TIME.

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! LUEVANO/RUBEN D 1618

SLAU0119

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246554
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 3

-----INCIDENT FOLLOWUP-----

classification/additional information:
MURD/AMURD

invest bureaus/units notified: DETECTIVES

location of occurrence: ! rpt dist:D3 neighborhood: ARA
NLVDOC ! DAVID 3 ARROWHEAD ACRE

from: date / time ! to: date / time ! report: date / time
6/29/04 / 12:00 ! 6/29/04 / 12:00 ! 6/30/04 / 15:00

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! YES ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR---2	[]-EXCEPTIONALLY CLR---7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr	!	sid number	!	date	ser no	!	date	ser no
	!		!	enter		!	cleared	
	!		!	scope		!	scope	
	!		!			!		

records bureau processed	ser no	!	detective bureau processed	ser no
SCARFF/DENISE	1259	!		

supervisor approving	ser no	!	officer reporting	ser no
SYLVESTER/PAMELA ANN	1026	!	FISCHER/PATRICK	1647

SLAU0120

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246554
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PROPERTY PORTION----- OF: 3
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

001 CLOTHI E brd: REEBOK size: 10.5
--- ----- mod: SNEAKER cal: -----
ser:
coll: WHI col2: BLU dt last seen:
own#:

ITEM #1, REEBOK, WHITE AND BLUE SNEAKERS BELONGING TO RICKY
SLAUGHTER FROM NLVDOC BOOKING

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! FISCHER/PATRICK 1647

SLAU0121

.....
.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246554
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----NARRATIVE PORTION----- OF: 3
.....
.....

ON 062904 AT APPROXIMATELY 1200 HRS. I RECIEVED A REQUEST TO PROCESS THE SHOES OF RICKY SLAUGHTER MF#89534 FOR THE PRESENCE OF BLOOD WHICH WERE HELD AT NLVDOC BOOKING FROM DETECTIVE J. PREITO P#674.

I WENT TO NLVPD BOOKING AND COLLECTED ONE PAIR OF WHITE AND BLUE REEBOK SNEAKERS BELONGING TO RICKY SLAUGHTER FROM NLVDOC BOOKING OFFICER PAM MORTON. I THEN TRANSPORTED THEM TO THE NLVPD CRIME LAB. I TOOK OVERALL VIEWS OF THE SHOES. DURING A VISUAL EXAMINATION I NOTED THAT THE SHOES WERE CLEAN. SOME RUSTY OR REDDISH STAINS WERE OBSERVED ON THE SOLES OF BOTH THE LEFT AND RIGHT SOLES. THESE WERE TESTED WITH SEPERATE HEMA TRACE KITS TO TEST FOR THE PRESENCE OF BLOOD WITH NEGATIVE RESULTS. THE UPPERS WERE TESTED AS WELL WITH NEGATIVE RESULTS. NO OTHER SERVICES WERE PERFORMED.

ALL ITEMS COLLECTED AS EVIDENCE BY ME WERE BOOKED INTO THE NLVPD EVIDENCE VAULT UNDER MY HAND. ALL PHOTOGRAPHS WERE TAKEN WITH MY DEPARTMENT ISSUED SONY DIGITAL CAMERA AND UP-LOADED INTO THE NLVPD COMPUTER FILES FOR LATER STORAGE. A CASE FILE JAKCET INDICATING THAT DITITAL PHOTOS WERE TAKEN WAS COMPLETED AND IS MAINTAINED WITHIN THE NLVPD C.S.I. BUREAU.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! FISCHER/PATRICK 1647

SLAU0122

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246372
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 2

-----INCIDENT FOLLOWUP-----

classification/additional information:
SEARCH WARRANT SERVICE

invest bureaus/units notified:

location of occurrence: ! rpt dist:OJ neighborhood: XXX
3801 E CHARLESTON #114 ! OTHER JURIS OTHER JURISDICTION

from: date / time ! to: date / time ! report: date / time
6/28/04 / 23:15 ! 6/28/04 / 23:15 ! 6/30/04 / 15:38

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
OTHER ! NO ! NO ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2	[]-EXCEPTIONALLY CLR--7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr !	sid number !	date	ser no !	date	ser no
!	! enter		! cleared		
!	! scope		! scope		
!	!		!		

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
KINCAID/MICHAEL 0641 ! EAMON/DUANE E 0962

SLAU0123

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.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246372
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----NARRATIVE PORTION----- OF: 2
.....
.....

ON MONDAY JUNE 28, 2004 AT APPROXIMATELY 1800 HOURS THE NORTH LAS VEGAS SPECIAL OPERATIONS SWAT TEAM WAS GIVEN THE TASK OF SERVING A SEARCH WARRANT FOR THE DETECTIVE BUREAU. THE LOCATION OF THE WARRANT WAS 3801 E. CHARLESTON APARTMENT #114. THE MISSION WAS TO SECURE THE LOCATION AND APPREHEND THE SUSPECT, RICKY SLAUGHTER, WHO WAS BELIEVED TO BE INSIDE AND WANTED FOR A HOME INVASION WITH THE USE OF A WEAPON.

AT APPROXIMATELY 2200 HRS THE MEMBERS OF THE SWAT TEAM WERE ASSEMBLED FOR A OPERATIONAL BRIEFING. ALL THE OFFICERS INVOLVED WERE GIVEN ASSIGNMENTS TO ENSURE THEIR SAFETY AND FOR THE SAFETY OF OTHERS PRESENT AT THE SCENE.

AT APPROXIMATELY 2315 HOURS THE SEARCH WARRANT WAS SERVED. WHEN THE TEAM WAS IN POSITION AT THE FRONT DOOR OFFICER MYERS CHECKED THE DOOR AND FOUND IT LOCKED WITH A DEADBOLT AND DOOR KNOB. THREE BREACHING ROUNDS WERE UTILIZED TO COMPROMISE THE LOCKING MECHANISMS. OFFICERS MYERS AND RYAN BOTH ANNOUNCED "POLICE SEARCH WARRANT" NUMEROUS TIMES. AFTER RECEIVING NO RESPONSE OFFICER TAYLOR OPENED THE FRONT DOOR USING A METAL RAM. AS THE DOOR WAS BEING BREACHED OFFICER WATKINS INSERTED A DEF-TEC 25 DIVERSIONARY DEVICE, ATTACHED TO A POLE, THROUGH THE FRONT WINDOW. AS SERGEANT CORRADO PORTED THIS WINDOW HE COULD SEE A MALE RUNNING INTO THE KITCHEN AND A FEMALE RUNNING INTO THE BATHROOM.

THE TEAM MADE ENTRY INTO THE APARTMENT AND SECURED THE LOCATION. FOUND IN THE KITCHEN ON THE FLOOR WAS RICKY SLAUGHTER. FOUND IN THE BATHROOM WAS TIFFANY RENE JOHNSON, BOTH WERE TAKEN INTO CUSTODY AND HANDCUFFED.

@OFFICER DIXON PHOTOGRAPHED DAMAGE TO THE FRONT DOOR AND WINDOW. AT THE COMPLETION OF THE SEARCH WARRANT SERVICE THE SCENE AND BOTH SUBJECTS WERE GIVEN TO DETECTIVE PRIETO.

NO ATTACHMENTS.

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
KINCAID/MICHAEL 0641 ! EAMON/DUANE E 0962

SLAU0124

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246456
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 2

-----INCIDENT FOLLOWUP-----

classification/additional information:
PROCESS EVIDENCE

invest bureaus/units notified:

location of occurrence: ! rpt dist:D5 neighborhood: CBC
1301 LMBE ! DAVID 5 CENTRAL BUSINESS - CENTRAL

from: date / time ! to: date / time ! report: date / time
7/01/04 / 20:00 ! 7/01/04 / 20:00 ! 7/01/04 / 20:00

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
OTHER ! NO ! NO ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2	[]-EXCEPTIONALLY CLR--7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTN-15

-----RECORDS-----

class code---ucr !	sid number !	date	ser no !	date	ser no
!	!	enter	!	cleared	
!	!	scope	!	scope	
!	!		!		

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU0125

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CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 246456
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----NARRATIVE PORTION----- OF: 2
.....
.....

ON 07-01-04 AT APPROX 2000 HRS I COMPLETED A PROCESS REQUEST FROM
DETECTIVE J. PRIETO. HE REQUESTED THAT I PROCESS THE TWO GUNS THAT WERE BOOKED
IN UNDER THIS CASE NUMBER FOR LATENT PRINTS.

I OBTAINED THE GUNS FROM THE EVIDENCE VAULT, OPENED THE SEALED EVIDENCE
GUN BOXES, AND REMOVED THE GUNS: A "IJA&C WKS" .22 CALIBRE REVOLVER, SERIAL
#M59842, AND A RAVEN ARMS .25 CALIBRE SEMI-AUTO, SERIAL #G75929 THE GUNS AND
MAGAZINE WERE FUMED WITH CYANOACRYLATE. I THEN USED BLACK FINGERPRINT POWDER
AND A BRUSH TO PROCESS THE ITEMS FOR LATENT PRINTS. THERE WERE SEVERAL SMUDGES
ON THE GUNS AND MAGAZINE. ONE PARTIAL LATENT PRINT ON THE REVOLVER WAS LOCATED,
BUT DOES NOT HAVE ENOUGH POINTS OF COMPARISON TO POSITIVELY MATCH IT TO ANYONE.

I PLACED THE GUNS AND MAGAZINE BACK INTO THE EVIDENCE GUNBOXES AND SEALED
THEM. I THEN REBOOKED THEM BACK INTO THE EVIDENCE VAULT.

TWO LIFT CARDS WERE PLACED INTO THE CASE FILE JACKET MAINTAINED IN THE
CRIME SCENE INVESTIGATIONS BUREAU.

I ADVISED DETECTIVE PRIETO OF THE RESULTS OF THIS REQUEST.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! BRADY/MARION 0850

SLAU0126

CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246470
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 4

-----INCIDENT FOLLOWUP-----

classification/additional information:

AMURDWDW/BURGDWDW/ROBBWDW/KIDNAPWDW

invest bureaus/units notified:

location of occurrence: ! rpt dist:A1 neighborhood: APT
2612 GLORY VIEW ! ADAM 1 AIRPORT

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:11 ! 6/26/04 / 19:11 ! 7/02/04 / 7:56

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?

OTHER ! YES ! YES ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:

exit---location: method:

suspect actions:

A. B. C.
D. E. F.
G. H. I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0 []-SUBMITTED D.A.-----5 []-RECLASSIFY-----10
[]-JUVENILE-----1 []-ADMIN. CLEARED-----6 []-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2 []-EXCEPTIONALLY CLR--7 []-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3 []-SCREEN CLEARED-----8 []-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4 []-NO CHGS FILED(NCF)--9 []-OTHER-----14
[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code--ucr ! sid number ! date ser no ! date ser no
! ! enter ! cleared
! ! scope ! scope
! !

records bureau processed ser no ! detective bureau processed ser no
MACDONALD-LEVIN/EVELYN 1438 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0127

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.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246470
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PERSONS PORTION----- OF: 4
.....
.....

name of person (001): ! type: V ! occupation: ! susp id?
PASADA/JOSE ! VICTIM ! ! YES

sex ! race: W hisp:Y! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! HISPANIC ! 3/25/1992 ! 12 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: 2421 CALICO LV NV 89108 ! 636-9618
business: !

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
MACDONALD-LEVIN/EVELYN 1438 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0128

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246470
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----PROPERTY PORTION----- OF: 4
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

001 MISC E brd: size:
--- ----- mod: cal: -----
ser:
coll: col2: dt last seen:
own#:

NLV PHOTO LINE UP CONTAINING RICKIE SLAUGHTER/VIEWED BY JOSE PASADA

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
MACDONALD-LEVIN/EVELYN 1438 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0129

.....
.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246470
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 4
TIME: 4:15 -----NARRATIVE PORTION----- OF: 4
.....
.....

ON JUNE 30 I REQUESTED THE GUNS RECOVERED DURING THIS INVESTIGATION BE PROCESSED FOR LATENT PRINTS. THE GUNS WERE LATER PROCESSED BY CSI BRADY. CSI BRADY SAID ONLY A PARTIAL PRINT WAS LOCATED ON THE REVOLVER ALTHOUGH IT WAS NOT COMPARIBLE. SEE CSI REPORT FOR DETAILS.

ON JULY 1, 2004, I COMPLETED A PROCESSING REQUEST AND FOREWARDED SAME TO THE LVMPD FORENSIC LAB REQUESTING THE TWO GUN RECOVERED UNDER THIS CASE BE COMPARED TO THE BULLET FRAGMENTS RECOVERED FROM IVAN YOUNG INJURY, THE BULLET WOUND HE SUFFERED DURING THE ROBBERY.

JENNIFER DENNIS BROUGHT JOSE PASADA AND AARON DENNIS TO THE POLICE DEPARTMENT TO VIEW THE PHOTO LINE UPS WITH RICKIE SLAUGHTER. PASADA WAS FIRST SHOWN THE PHOTO LINE UP. HE POSITIVELY IDENTIFIED SLAUGHTER AS ONE OF THE SUSPECTS. HE SAID THE HE REMEMBERED SLAUGHTER WITH GUN STANDING NEXT TO HIS UNCLE.

AARON DENNIS WAS ALSO SHOWN THE PHOTO LINE UP AND HE WAS NOT ABLE TO MAKE AN IDENTIFICATION.

I CONTACTED YOUNG AT UNIVERSITY MEDICAL CENTER FOR AN INTERVIEW. DURING THE INTERVIEW YOUNG CONFIRMED MUCH OF THE INFORMATION I HAD LEARNED DURING MY INVESTIGATION. YOUNG WAS ABLE TO DESCRIBE TWO OF THE GUNS HE SAW THE SUSPECTS CARRYING. HE DESCRIBED ONE AS A BLACK REVOLVER AND THE OTHER AS A SILVER 380. THE GUNS YOUNG DESCRIBED MATCHED THE GUNS RECOVERED FROM THE 1997 FORD TAURUS 201RKS.

THE PHOTO LINE UP WAS TAKEN AND BOOKED INTO EVIDENCE.

records bureau processed ser no ! detective bureau processed ser no
MACDONALD-LEVIN/EVELYN 1438 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0130

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246550
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 2

-----INCIDENT FOLLOWUP-----

classification/additional information:
MURD/AMURD

invest bureaus/units notified: DETECTIVES

location of occurrence: ! rpt dist:A2 neighborhood: CAA
2612 GLORY VIEW ! ADAM 2 COMSTOCK ACRES

from: date / time ! to: date / time ! report: date / time
7/04/04 / 15:55 ! 7/04/04 / 15:55 ! 7/04/04 / 16:05

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! YES ! NO ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2	[]-EXCEPTIONALLY CLR--7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code--ucr !	sid number !	date	ser no !	date	ser no
!	! enter		!	cleared	
!	! scope		!	scope	
!	!		!		

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! FISCHER/PATRICK 1647

SLAU0131

.....
.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246550
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----NARRATIVE PORTION----- OF: 2
.....
.....

ON 070404 AT APPROXIMATELY 1550 I WAS CONTACTED VIA PHONE BY DETECTIVE J. PREITO P#674 AND REQUESTED TO MEET JENNIFER DENNIS AT 2612 GLORY VIEW IN ORDER TO PHOTOGRAPH A BULLET STRIKE INTO THE KITCHEN/DINING ROOM FLOOR THAT WAS LOCATED DURING CLEAN UP BY CLEANING PERSONS. SEE DET. PREITO'S REPORT FOR FURTHER DETAILS.

UPON ARRIVAL I APPROACHED THE FRONT DOOR WHICH WAS OPEN AND IDENTIFIED MYSELF AS A C.S.I. WITH NLVPD. THERE WERE TWO FEMALES INSIDE THE HOUSE. ONE IDENTIFIED HERSELF AS JENNIFER DENNIS. SHE WAS A WHITE FEMALE WITH DARK BROWN HAIR APPROXIMATELY FIVE FEET SIX INCHES TALL AND APPEARED TO WEIGH ABOUT 130 LB. SHE DIRECTED ME TO THE DINING AREA BETWEEN THE KITCHEN AND FRONT DOOR AND POINTED OUT A BULLET STRIKE IN THE FLOOR. AFTER DIRECTING ME TO THE BULLET STRIKE SHE CONTINUED TO CLEAN AND ORGANIZE ITEMS IN THE KITCHEN. I TOOK AN OVERALL PHOTO OF THE FRONT OF THE HOUSE FOR LOCATION IDENTIFICATION. I THEN PHOTOGRAPHED THE BULLET STRIKE IN RELATION TO THE KITCHEN, FRONT DOOR AND THE FOUR FOOT PARTITION BETWEEN THE DINING AREA AND THE LIVING ROOM. NO OTHER SERVICES WERE PERFORMED.

ALL PHOTOGRAPHS WERE TAKEN WITH MY DEPARTMENT ISSUED SONY DIGITAL CAMERA AND UP-LOADED INTO THE NLVPD COMPUTER FILES FOR LATER STORAGE. A CASE FILE JACKET INDICATING THAT DIGITAL PHOTOS WERE TAKEN WAS COMPLETED AND IS MAINTAINED WITHIN THE NLVPD C.S.I. BUREAU.

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! FISCHER/PATRICK 1647

SLAU0132

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246634
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 3

-----INCIDENT FOLLOWUP-----

classification/additional information:
OBST A P/O

invest bureaus/units notified:

location of occurrence: ! rpt dist:D5 neighborhood: CBC
1301 LMBE ! DAVID 5 CENTRAL BUSINESS - CENTRAL

from: date / time ! to: date / time ! report: date / time
6/28/04 / 23:00 ! 6/28/04 / 23:00 ! 7/06/04 / 15:19

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
CITY ATTY ! YES ! NO ! NO ! ADULT ONLY ! YES

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR---2	[]-EXCEPTIONALLY CLR---7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr !	sid number !	date	ser no !	date	ser no
!	! enter		! cleared		
!	! scope		! scope		
!	!		!		

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0133

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 246634
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PERSONS PORTION----- OF: 3
.....

name of person (001): ! type: S ! occupation: ! susp id?
JOHNSON/TIFFANY ! SUSPECT ! DRY CLEANERS ! YES

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
F ! BLACK ! 8/11/1984 ! 20 ! 505 ! 170 ! BRO ! BRO ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: 557838985 mf no:

addr: 1046 GREY MOUT LV NV 89110 ! 459-1320
business: !

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0134

.....
.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 246634
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----NARRATIVE PORTION----- OF: 3
.....
.....

ON JUNE 28, 2004, A SEARCH WARRANT WAS SERVED IN CONECTION WITH AN ATTEMPT MURDER, ROBBERY INVESTIGATION THAT OCCURRED AT 2612 GLORY VIEW. DURING THE SERVICE, THE SUSPECT, RICKIE SLAUGHTER, WAS ARRESTED. HIS GIRLFRIEND TIFFANY JOHNSON WAS ALSO CONTACTED AT THE APARTMENT DURING THE ARREST.

AFTER THE ARREST JOHNSON WAS INTERVIEWED AT HER APARTMENT, 3801 E CHARLESTON #114. DURING THE INTERVIEW JOHNSON TOLD US THAT SLAUGHTER HAD COME TO PICK HER UP ON THE DAY OF THE INCIDENT AT 7 PM. SHE SAID THAT WHEN HE CAME TO PICK HER UP NO ONE WAS WITH HIM AND THEY WENT HOME AND PLAYED VIDEO GAMES. SHE WAS TRANSPORTED TO THE POLICE DEPARTMENT AND SHE CONTINUED TO TELL ME THE SAME STORY.

ON JUNE 29, 2004, I AGAIN CONTACTED JOHNSON TO GET FURHTER INFORMATION. I CONFRONTED HER ABOUT THE TIME SHE SAID SLAUGHTER HAD PICKED HER UP. I TOLD HER THAT HE WAS IDENTIFIED AS BEING AT THE CRIME SCENE BY SEVERAL WITNESSES AFTER 7 PM. I TOLD HER THAT SLAUGHTER COULDN'T HAVE PICKED HER UP AT THAT TIME. JOHNSON THAN CHANGED HER STORY AND SAID THAT SLAUGHTERR PICKED HER UP AT ABOUT 7:30 PM. JOHNSON WAS CAUGHT IN A LIE, WHILE TRYING TO PROVIDE AN ALIBI FOR SLAUGHTER. SHE ALSO TOLD ME THAT SLAUGHTER HAD MORE MONEY THE NIGHT THE INCIDENT OCCURRED, WHEN SHE KNEW HE ONLY HAD 70 DOLLARS THAT MORNING. MORE INFORMATION SHE FAILED TO FURNISH ON THE NIGHT OF THE ARREST.

BECAUSE I BELIEVE THAT JOHNSON IS SOME HOW INVOLVED IN THE ATTEMPT MURDER AND ROBBERY I DECIDED NOT TO ARREST HER AT THAT TIME HOPING TO GET FURTHER INFORMATION SO THAT I COULD CONNECT HER WITH THE CRIME.

ON JULY 6, 204 I CONTACTED JOHNSON AT 715 NORTH NELLIS AND PLACED HER UNDER ARREST FOR OBSTRUCTING A POLICE OFFICER. SHE WAS GIVEN HER MIRANDA RIGHTS AND TRANSPORTED TO THE POLICE DEPARTMENT FOR QUESTIONING. DURING THE INTERVIEW JOHNSON NOW REMEMBERED THAT ON THE NIGHT OF THE ROBBERY THERE WERE SEVERAL PEOPLE IN HER APARTMENT WHEN SHE CAME HOME. JOHNSON SAID THAT WHEN SHE CAME HOME AFTER BEING PICKED UP SHE DROPPED SLAUGHTER OFF AND WENT TO HER GRANDFATHERS RESIDENCE. JOHNSON SAID THAT SHE CAME HOME LATER AND THERE WERE SEVERAL PEOPLE IN HER APARTMENT, ALTHOUGH SHE ONLY KNEW ONE OF THEM. SHE ONLY IDENTIFIED J.R. A NEIGHBER THAT LIVES IN APARTMENT 111. SHE SAID THERE WERE THREE OTHER PEOPLE THAT SHE DIDN'T KNOW.

DETECTIVE MELGAREJO AND TRANSPORTED JOHNSON TO THE NORTH LAS VEGAS JAIL FOR BOOKING. WHILE IN ROUTE DETECTIVE MELGAREJO CONTINUED TO TALK TO JOHNSON. AS HE TALKED WITH HER SHE ADMITTED TO KNOWING SOMEONE ELSE AT HER APARTMENT THAT NIGHT. JOHNSON SAID THAT HER COUSIN'S BOYFRIEND MACK WAS THERE ALTHOUGH SHE DOESN'T KNOW HIS REAL NAME.

IT WAS APPARENT THAT JOHNSON CONTINUED TO LIE FOR GIVING FALSE INFORMATION THROUGH OUT THE INTERVIEWS OBSTRUCTING THE INVESTIGATION.

JOHNSON WAS BOOKED IN THE NORTH LAS VEGAS JAIL FOR TWO COUNTS OF OBSTRUCTING A POLICE OFFICER.

ATTACHMENTS TWO CITATIONS.

records bureau processed ser no ! detective bureau processed ser no
MENDEZ/LUZ M 0985 !

supervisor approving ser no ! officer reporting ser no
DEMARTINO/FRANK 0755 ! PRIETO/JESUS 0674

SLAU0135

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 247570
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 3

-----INCIDENT FOLLOWUP-----

classification/additional information:
PC

invest bureaus/units notified: DETECTIVE PRIETO P#674

location of occurrence: ! rpt dist:D1 neighborhood: JDS
1301 LMBE ! DAVID 1 J D SMITH

from: date / time ! to: date / time ! report: date / time
7/20/04 / 12:00 ! 7/20/04 / 12:00 ! 7/26/04 / 9:53

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
DETECTIVE ! NO ! YES ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A. B. C.
D. E. F.
G. H. I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0 []-SUBMITTED D.A.-----5 []-RECLASSIFY-----10
[]-JUVENILE-----1 []-ADMIN. CLEARED-----6 []-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2 []-EXCEPTIONALLY CLR--7 []-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3 []-SCREEN CLEARED-----8 []-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4 []-NO CHGS FILED(NCF)--9 []-OTHER-----14
[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code--ucr ! sid number ! date ser no ! date ser no
! ! enter ! cleared
! ! scope ! scope
!

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! FISCHER/PATRICK 1647

SLAU0136

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 247570
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PROPERTY PORTION----- OF: 3
.....

no. artcds type--descriptive information on property----- stolen recover
additional descriptive information----- value value

001 MISC E brd: KODAK size:
--- ----- mod: FUN SAVER cal: -----
ser: NA
coll: col2: dt last seen:
own#:

ITEM#1, 27 COLOR NEGATIVES DEVELOPED FROM ITEM #3, REF#246279.

+++++++ totals----->

type: E-evidence; F-found; I-impounded; L-lost;
O-other; R-recovered; S-stolen; T-released; X-safekeeping

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! FISCHER/PATRICK 1647

SLAU0137

.....
CASE: 04015160 -----NORTH LAS VEGAS POLICE DEPARTMENT----- REF: 247570
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----NARRATIVE PORTION----- OF: 3
.....

ON 072004 AT APPROXIMATELY 1200 HRS. DETECTIVE J. PRIETO P#674 REQUESTED THAT THE FILM IN THE DISPOSABLE CAMERA COLLECTED AS EVIDENCE (ITEM #3) REFERENCE THIS CASE BE PROCESSED AND A SET OF PRINTS BE FORWARDED TO HIM.

I RETIEVED THE ITEM #3 FROM THE NLVPD EVIDENCE VAULT. THE FILM WAS PROCESSED AND ONE SET OF 4X6 PRINTS WAS PRINTED.

THE SET OF PRINTS WERE SENT TO DETECTIVE PRIETO VIA INTER-OFFICE MAIL. ALL THE NEGATIVES WERE BOOKED INTO THE NLVPD EVIDENCE VAULT AS ITEM #1 REFERENCE THIS REPORT. NO FURTHER SERVICES WERE PERFORMED.

records bureau processed ser no ! detective bureau processed ser no
LIGHT/CHERYL M 0767 !

supervisor approving ser no ! officer reporting ser no
SYLVESTER/PAMELA ANN 1026 ! FISCHER/PATRICK 1647

SLAU0138

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 247730
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 4

-----INCIDENT FOLLOWUP-----

classification/additional information:
AMURDWDW/BURG/ROBB/FALSE IMPRISONMENT

invest bureaus/units notified:

location of occurrence: ! rpt dist:A1 neighborhood: APT
2612 GLORY VIEW ! ADAM 1 AIRPORT

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:11 ! 6/26/04 / 19:11 ! 7/29/04 / 10:41

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
OTHER ! YES ! NO ! NO ! NO !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2	[]-EXCEPTIONALLY CLR--7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code--ucr !	sid number !	date	ser no !	date	ser no
!	!	enter	!	cleared	
!	!	scope	!	scope	
!	!		!		

records bureau processed	ser no !	detective bureau processed	ser no
SCARFF/DENISE	1259 !		

supervisor approving	ser no !	officer reporting	ser no
FITZ/HOWARD DOUGLAS	0652 !	PRIETO/JESUS	0674

SLAU0139

.....
.....
CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 247730
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PERSONS PORTION----- OF: 4
.....

name of person (001): ! type: W ! occupation: ! susp id?
ARBUCKLE/JEFF ! WITNESS ! DRY CLEANER ! YES

sex ! race: W hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! WHITE ! 1/10/1977 ! 27 ! 000 ! 000 ! ! ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: 715 N NELLIS LV NV 89110 ! 459-1300
business: !

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
FITZ/HOWARD DOUGLAS 0652 ! PRIETO/JESUS 0674

SLAU0140

.....
.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 247730
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----NARRATIVE PORTION----- OF: 4
.....
.....

ON JULY 1, 2004 I COMPLETED A PROCESSING REQUEST AND FOREWARDED SAME TO THE IDENTIFICATION BUREAU REQUESTING THE GUNS RECOVERED IN THIS CASE BE CHECKED FOR LATENT PRINTS. CSI BRADY PROCESSED THE GUNS AND ONLY ONE NONE COMPARABLE PRINT WAS LOCATED. SEE HER REPORT FOR DETAILS.

I ALSO COMPLETED A REQUEST FOR GUNS AND BULLET FRAGMENTS BE SENT TO THE LAS VEGAS METROPOLITAN POLICE DEPARTMENT FORENSIC LABORATORY FOR EXAMINATION. I REQUESTED THE BULLET FRAGMENTS BE COMPARED TO THE GUNS RECOVERED. I ALSO REQUESTED THAT IT BE DETERMINED WHAT TYPE OF GUN THE BULLET FRAGMENTS WERE FIRED FROM.

ON JULY 2, 2004, I RESPONDED TO THE VICTIM'S RESIDENCE. JENNIFER DENNIS CONTACTED ME AND SAID THAT SHE HAD LOCATED A BULLET HOLE IN THE KITCHEN FLOOR WHERE HER HUSBAND, IVAN YOUNG, WAS SHOT. I EXAMINED THE FLOOR AND SAW WHAT APPEARED TO BE A BULLET IMPRESSION. THE BULLET IMPRESSION WAS LOCATED WHERE I INITIALLY SAW THE POOL OF BLOOD ON THE NIGHT OF THE INCIDENT. I LATER REQUESTED A CRIME SCENE INVESTIGATOR RESPONDED TO THE VICTIMS RESIDENCE AND TAKE PICTURES OF THE BULLET IMPRESSION. CSI FISHER RESPONDED AND TOOK THE PHOTOS.

ON JULY 20, 2004, I REQUESTED THE FILM IN THE CAMERA RECOVERED DURING THE SEARCH WARRANT BE DEVELOPED. I WAS ATTEMPTING TO LOCATE SOME PICTURES OF SLAUGHTER AND HIS ACCOMPLICE. NO PHOTOS OF THE NATURE WERE LOCATED.

DURING THE INITIAL INVESTIGATION OFFICERS RECEIVED INFORMATION THAT A SUBJECT IDENTIFIED AS ERRICK HAWKINS FIT THE DISCRIPTION OF THE SUSPECTS IDENTIFIED DURING THE ROBBERY.

I LATER CONTACTED HAWKINS AND SPOKE WITH HIM ABOUT WHERE A WAS ON JUNE 26, 2004. HAWKINS TOLD ME THAT HE WAS AT A FAMILY GET TOGETHER AT HIS AUNTS RESIDENCE. HE FURNISHED ME WITH HIS AUNTS NAME, URSULIA CHRISTMAS, HER ADDRESS, 2301 MAVERICK ST. HE ALSO GAVE ME HER PHONE NUMBER, 638-9536, SO I COULD VERIFY HIS STORY. HAWKINS DID NOT SPEAK WITH A JAMAICAN ACCENT.

I CALLED CHRISTMAS AND SPOKE WITH HER. SHE TOLD ME THAT HAWKINS WAS AT HER RESIDENCE ON SATURDAY, JUNE 26, 2004. SHE SAID THAT HE REMAINED AT HER RESIDENCE UNTIL EARLY SUNDAY MORNING.

DURING THE INVESTIGATION THE NORTH LAS VEGAS DETENTION CENTER MONITORED SLAUGHTER'S PHONE CALLS. DETENTION DETECTIVE TODD WILLIAMS SUPPLIED ME WITH THE CALLS MADE BY SLAUGHTER. DURING THESE CALLS SLAUGHTER TALKED WITH TIFFANY JOHNSON. DURING THE CALLS WITH JOHNSON, SLAUGHTER TOLD HER TO TELL THE POLICE HE CAME TO PICK HER UP AT 7 PM. DURING CALLS MADE TO AN UNIDENTIFIED MALE HE SAID THAT HE WAS GOING TO WAIT FOR A GOOD OFFER FROM THE DISTRICT ATTORNEY BEFORE TAKING A DEAL. DURING THE PHONE CALLS HE TALKS ABOUT THE GUNS THAT WERE FOUND AND HOW TO CREATE AN ALIBI TO EXPLAIN WHERE HE WAS ON THE NIGHT OF THE ROBBERY.

DURING THE INVESTIGATION I CONTACTED ONE OF JOHNSON'S CO-WORKERS, JEFF ARBUCKLE, AT ELDORODO CLEANERS. ONE JUNE 26, 2004, ARBUCKLE SAID THAT HE WAS WORKING WHEN JOHNSON GOT OFF WORK. HE SAID WHEN HE LEFT WORK IT WAS 7:15 PM AND

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
FITZ/HOWARD DOUGLAS 0652 ! PRIETO/JESUS 0674

SLAU0141

.....
.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 247730
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 4
TIME: 4:15 -----NARRATIVE PORTION----- OF: 4
.....
.....

JOHNSON WAS STILL WAITING OUTSIDE THE BUSINESS FOR HER RIDE.

COPIES OF THE PHONE CALLS WERE MADE AND FORWARDED TO THE DISTRICT
ATTORNEY'S OFFICE.

records bureau processed ser no ! detective bureau processed ser no
SCARFF/DENISE 1259 !

supervisor approving ser no ! officer reporting ser no
FITZ/HOWARD DOUGLAS 0652 ! PRIETO/JESUS 0674

SLAU0142

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 248330
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 1
TIME: 4:15 -----INVESTIGATIVE PORTION----- OF: 3

-----INCIDENT FOLLOWUP-----

classification/additional information:
2 CTS XFFA/ROBB WDW/2 CTS ATT ROBB WDW

invest bureaus/units notified:

location of occurrence: ! rpt dist:A1 neighborhood: APT
2612 GLORY VIEW ! ADAM 1 AIRPORT

from: date / time ! to: date / time ! report: date / time
6/26/04 / 19:11 ! 6/26/04 / 19:11 ! 8/11/04 / 11:49

hate crime? NO ! gang related? NO ! fingerprints? NO

routing? ! prosecute? ! prop report? ! vehl report? ! arrest rpt? ! attach?
OTHER ! YES ! NO ! NO ! ADULT ONLY !

-----METHOD OF OPERATION-----

residential---type: target: security:

non-residtl---type: target: security:

entry---location: method:
exit---location: method:

suspect actions:

A.	B.	C.
D.	E.	F.
G.	H.	I.

*****DISPOSITIONS*****

[]-UNFOUNDED/NO CRIME--0	[]-SUBMITTED D.A.-----5	[]-RECLASSIFY-----10
[]-JUVENILE-----1	[]-ADMIN. CLEARED-----6	[]-VIC REFUSED PROS.--11
[]-NON DETECTIVE CLR--2	[]-EXCEPTIONALLY CLR--7	[]-AFFIDAVIT-----12
[]-DETECTIVE ARREST---3	[]-SCREEN CLEARED-----8	[]-CA/DA DENIAL-----13
[]-SUBMITTED CITY ATTY-4	[]-NO CHGS FILED(NCF)--9	[]-OTHER-----14
		[]-SUBMITTED US ATTNY-15

-----RECORDS-----

class code---ucr !	sid number !	date ser no !	date ser no
!	! enter	!	cleared
!	! scope	!	scope
!	!	!	

records bureau processed ser no ! detective bureau processed ser no
!

supervisor approving ser no ! officer reporting ser no
! PRIETO/JESUS 0674

SLAU0143

.....
CASE: 04015160 ---NORTH LAS VEGAS POLICE DEPARTMENT--- REF: 248330
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 2
TIME: 4:15 -----PERSONS PORTION----- OF: 3
.....

name of person (001): ! type: S ! occupation: ! susp id?
SLAUGHTER/RICKIE ! SUSPECT ! !

sex ! race: B hisp:N! dob ! age ! hgt ! wgt ! hair ! eyes ! bld ! cmp
M ! BLACK ! 11/18/1984 ! 19 ! 509 ! 186 ! BLK ! BRO ! !

alias-aka: ! birthplace:
alias-aka: ! ssn: mf no:

addr: NLV DETENTION CENTER !
business: !

descriptors:
descriptors:

records bureau processed ser no ! detective bureau processed ser no
!

supervisor approving ser no ! officer reporting ser no
! PRIETO/JESUS 0674

SLAU0144

CASE: 04015160 ----NORTH LAS VEGAS POLICE DEPARTMENT---- REF: 248330
DATE: 8/12/04 -----POLICE REPORT----- PAGE: 3
TIME: 4:15 -----NARRATIVE PORTION----- OF: 3

DURING MY INVESTIGATION I INTERVIEWED ALL THE VICTIMS INVOLVED AND REVIEWED ALL THE EVIDENCE OBTAINED. A RECORDS CHECK OF RICKIE SLAUGHTER SHOWED THAT HE WAS A TWO TIME CONVICTED FELON. AS A RESULT OF FURTHER INVESTIGATION I DETERMINED THAT ADDITIONAL CHARGES WOULD BE ADDED FOR THE CRIMES SLAUGHTER COMMITTED. SEE ALL REPORTS LISTED UNDER THIS CASE.

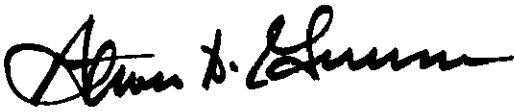
ON AUGUST 11, 2004, I WENT TO THE NORTH LAS VEGAS JAIL AND CONTACTED SLAUGHTER. I ADVISED SLAUGHTER THAT I WAS PLACING HIM UNDER ARREST FOR THE ADDITIONAL CHARGES OF ROBBERY WITH A DEADLY WEAPON, TWO COUNTS OF EX FELON IN POSSESSION OF A FIREARM AND TWO COUNTS OF ATTEMPT ROBBERY WITH A DEADLY WEAPON.

I THEN REBOOKED SLAUGHTER FOR THE ABOVE LISTED CHARGES.

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SLAU0145


CLERK OF THE COURT

1 **OPPS**
2 DAVID ROGER
3 Clark County District Attorney
4 Nevada Bar #002781
5 MARC DIGIACOMO
6 Chief Deputy District Attorney
7 Nevada Bar #006955
8 200 Lewis Avenue
9 Las Vegas, Nevada 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

7
8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,)

11 Plaintiff,)

12 -vs-)

13 RICKIE LAMONT SLAUGHTER,
14 #1896569)

Defendant.)

CASE NO: 04C204957

DEPT NO: III

15 **STATE'S OPPOSITION TO DEFENDANT'S MOTION TO PRECLUDE**

16 **SUGGESTIVE IDENTIFICATION**

17 DATE OF HEARING: February 15, 2011
18 TIME OF HEARING: 9:00 A.M.

19 COMES NOW, the State of Nevada, by DAVID ROGER, District Attorney, through
20 MARC DIGIACOMO, Chief Deputy District Attorney, and hereby submits the attached
21 Points and Authorities in Opposition to Defendant's Motion To Preclude Suggestive
22 Identification.

23 This opposition is made and based upon all the papers and pleadings on file herein,
24 the attached points and authorities in support hereof, and oral argument at the time of
25 hearing, if deemed necessary by this Honorable Court.

26 ///

27 ///

28 ///

POINTS AND AUTHORITIES

A pretrial identification by photograph will be set aside only if the photographic identification procedure was so impermissibly suggestive as to give rise to a very substantial likelihood of irreparable misidentification. Odoms v. State, 102 Nev. 27, 30, 714 P.2d 568, 570 (1986) *citing* Simmons v. U. S., 390 U. S. 377 (1968).

In Cunningham v. State, 113 Nev. 897 (1997), defendant sought to suppress a photographic lineup that was overly suggestive. In that case, NHP Officer Christopher Perry (“Perry”) had an encounter with an individual in a car who ultimately eluded Perry. *Id.* at 900- 901. Perry described the driver of the car as a “white man with collar-length curly hair.” *Id.* at 901. Cunningham, who was actually black, later became a suspect in a homicide in which a car had been stolen from the homicide victim. *Id.* Perry was shown a photographic line-up to determine if the person who had eluded him was Cunningham, the homicide suspect. *Id.*

The line-up included photographs of three white men and three light-skinned black or Hispanic men. *Id.* at 901. Despite the fact that Perry had previously told detectives the suspect was a white man, the detective (who knew Perry was actually black) asked Perry if it was possible the suspect was a light-skinned black man. *Id.* at 901. Perry answered that it was possible. *Id.* at 901. Cunningham’s photo was the only photo displaying short hair, while the other five photo subjects had longer length hair. *Id.* Perry identified Cunningham, a light- skinned black man, as the driver of the car. *Id.*

Cunningham argued the procedure was overly suggestive. *Id.* at 903. He asserted that when the detective asked Perry if the driver of the car could have been a light-colored black man, the detective was suggesting the suspect was black and not white. *Id.* Further, shortly before presenting the photographs, the detective told Perry that hair length can change. *Id.* Cunningham argued this was suggestive because his was the only picture portraying short hair. *Id.*

The Nevada Supreme Court recognized that a photographic identification must be set aside only if the photographic identification procedure was so impermissibly suggestive as to

1 give rise to a very substantial likelihood of irreparable misidentification. Cunningham, 113
2 Nev. at 904. The Court concluded that the district court did not err in admitting the photo
3 line-up. Perry did not identify the defendant based on any statements made by the detective.
4 Id. The detective did not unduly suggest to Perry that Cunningham was the suspect the
5 detective had in mind. Id. Finally, the pre-printed guidelines themselves stated that hair
6 length can change. Id. Accordingly, the Court concluded that Cunningham's argument
7 lacked merit, and the photographic lineup was proper. Id.

8 Similarly, in Odoms v. State, 102 Nev. 27 (1986), defendant sought to suppress a
9 photographic lineup that was "so impermissibly suggestive as to give rise to a substantial
10 likelihood of misidentification." Id. at 30. The Court's review of the record, however,
11 revealed that the six photographs used in the line-up matched the general description of the
12 assailant which was provided by the witnesses. Id. at 31. Further, the witnesses
13 independently reviewed the six photographs. Id. Finally, the officer conducting the line-up
14 did nothing to suggest to either eyewitness which photograph to select or which photograph
15 was the defendant. Id. Thus, the Court found that the photographic lineup and the
16 identification procedure were not impermissibly suggestive. Id. *citing* French v. State, 95
17 Nev. 586, 600 P.2d 218 (1979). *See also* U.S. v. Barrett, 703 F.2d 1076 (Th Cir. 1982)
18 (photographic spread not impermissibly suggestive where all men in display are remarkably
19 similar in appearance and the only noticeably difference was that Barrett wore darker
20 photosensitive glasses); U.S. v. Carbajal, 956 F.2d 924 (Th Cir. 1991) (photographic line-up
21 allowed where Defendant had facial bruises, but all men Hispanic, about the same range,
22 similar skin, eye, hair coloring, hair length.); U.S. v. Collins, 559 P. 2d 561 (Th Cir. 1977)
23 (photographic line-up allowed where all six black males in photos similar in age range, five
24 or six had similar hair style as Defendant and half of photos depicted person with a beard
25 and all had facial hair.)

26 While some courts have noted that a particularly egregious difference in background,
27 lighting conditions, or age of photographs may be a basis for a finding of suggestiveness, *see*
28 U.S. v. Saunders, 501 F.3d 384 (4th Cir.2007), these differences alone, but other facts not

1 relevant to this case, which ultimately led to the conclusion that it was “impermissibly
2 suggestive.” Id at 390. Most importantly, the Saunders court relied upon that the
3 photograph used in the lineup was freshly taken and the witnesses were informed that a
4 suspect was in custody. Id. It was this fact, as well as the police’s control on the
5 background and other lighting conditions which figured heavily in the Court’s conclusion.
6 Moreover, it should be noted, that Saunders still found the identification admissible due to a
7 determination of reliability.

8 Unlike all the cases and facts alleged by Defendant, his photo lineup was neither
9 suggestive nor did he “stand out.” Unlike Saunders, the police had a photograph of
10 Defendant before he was in custody. His photograph has a similar background as one of the
11 other photographs in the lineup. His photograph had similar lighting conditions. In his
12 photograph, he was wearing the same or similar color shirt of four (4) of the five (5) other
13 people in the photographs. Additionally, his photograph had the exact same hairstyle and
14 approximate age (both chronological for the person and age of the photograph) as the other
15 individuals. In fact, Defendant’s photograph does not stand out, it is the photograph of the
16 only person in the light color shirt (highlighter yellow) which stands out most in his lineup.
17 Defendant cannot even make a prima facie showing that there is any issue with his
18 photographic lineup.

19 CONCLUSION

20 Based on the foregoing, Defendant’s Motion to Preclude Suggestive Identification
21 should be denied.

22 DATED this 11th day of February, 2011.

23 Respectfully submitted,

24 DAVID ROGER
25 Clark County District Attorney
Nevada Bar #002781

26 BY /s/MARC DIGIACOMO
27 MARC DIGIACOMO
28 Chief Deputy District Attorney
Nevada Bar #006955

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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that service of the above and foregoing, was made this 11th day of February, 2011, by facsimile transmission to:

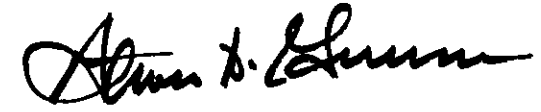
OSVALDO FUMO, ESQ.
FAX #474-4210

/s/Deana Daniels
Secretary for the District Attorney's Office

OSVALDO FUMO, CHTD
1212 CASINO CENTER, LAS VEGAS, NEVADA 89104
PHONE: (702) 474-7554 FAX: (702) 474-4210

OSVALDO E. FUMO, ESQ
Nevada State Bar No.: 5956
DUSTIN R. MARCELLO, ESQ
Nevada State Bar No.: 10134
LAW OFFICES OF OSVALDO FUMO, CHTD.
1212 Casino Center Drive
Las Vegas, Nevada 89104
Phone: (702) 474-7554
Fax: (702) 474-4210
Attorneys for Defendant

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CLERK OF THE COURT

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

vs.

RICKIE L. SLAUGHTER,

Defendant.

CASE NO.: C204957
DEPT. NO.: 3


**REPLY TO STATES OPPOSITION TO
MOTION TO PRECLUDE SUGGESTIVE
IDENTIFICATION**

Date:
Time:

COMES NOW, Defendant RICKIE L. SLAUGHTER, by and through his counsel of record, OSVALDO E. FUMO, ESQ., of the law firm of OSVALDO FUMO, CHTD., hereby submits the attached Points and Authorities in support of Defendant's Reply to State's Motion to Preclude Suggestive Identification.

This Motion is made and based upon all the papers and pleadings on file herein, the attached points and authorities in support hereof, and oral argument at the time of hearing, if deemed necessary by this Honorable Court.

Dated this 23 day of February 2011.
OSVALDO FUMO, CHTD.



Osvaldo E. Fumo, Esq.
Nevada Bar No.: 5956
Dustin R. Marcello, Esq.
Nevada Bar No.: 10134

SLAU0151

NOTICE OF MOTION

TO: STATE OF NEVADA, Plaintiff;

TO: DAVID ROGER, ESQ., District Attorney:

PLEASE TAKE NOTICE that the undersigned will bring the foregoing Motion on for hearing before the above-entitled Court on the _____ day of _____, 20____, at the hour of _____ a.m. in Dept. III, or as soon thereafter as Counsel may be heard.

Dated this 23 day of February, 2011.

OSVALDO FUMO, CHTD.


Osvaldo E. Fumo, Esq.
Nevada Bar No.: 5956

POINTS AND AUTHORITIES

As an initial point, it should be noted that the State agrees with Mr. Slaughter that egregious differences in background and lighting conditions can be a basis for improper suggestiveness. See States Opposition, 2/11/2011, p. 3-4, citing, U.S. v. Saunders, 501 F.3d 384 (4th Cir. 2007). Additionally, the State's Opposition rightfully claims that Saunders' was based on "police's control on the back ground and other lighting conditions", and that even despite finding that the lineup was impermissibly suggestive, the Saunders court still found the identification admissible due to a determination of reliability. Id. However, the State's opposition fails to address either the highly unusual behavior of Det. Prieto in compiling the photographic lineup that resulted in substantial differences in background and lighting of Mr. Slaughter's photograph; and, the State fail to address any of the factors of reliability considered by Saunders and its progeny Neil v. Biggers, 409 U.S. 188 (1972).

Instead, the states simply asserts that the photograph of Mr. Slaughter and the other filler photographs have similar: (1) backgrounds, (2) lighting conditions, (3) clothing (4) hairstyle, and are of similar age. However, even a brief view of the photographic lineup used in this case

1 shows a dramatic difference between the Mr. Slaughter's photograph and the filler photographs.
2 All of the backgrounds of the filler photographs have a dark blue background, while Mr.
3 Slaughter's photograph has a solid white background. The effect of the all white background
4 creates a visual halo effect on Mr. Slaughter's photograph and gives it the appearance of newness
5 indicating that it is different than the filler photographs. But the important focus for purposes of
6 this Motion is why the background on Mr. Slaughter's photograph is substantially different than
7 those of the filler photographs.

8 The visual difference in Mr. Slaughter's photograph was not created due to natural
9 differences in lighting and conditions. The striking visual difference was created by Det. Prieto
10 who decided not to use the booking photograph of Mr. Slaughter that was on file with the North
11 Las Vegas Police Department and instead, without explanation, used a photograph from the Las
12 Vegas Police Department that lacked a dark blue background and was visually different than the
13 other filler photographs that he obtained from his North Las Vegas Police Department database.
14 The States Opposition gives no explanation why Det. Prieto would compile the lineup using
15 filler photographs from his department database, bypass the photograph of Mr. Slaughter that
16 was available in that same database, and instead, use a photograph with completely different
17 lighting and background conditions. The only reasonable inference is that it was done to achieve
18 the desired visual effect that can be seen in the lineup to draw attention to Mr. Slaughter's face
19 and indicate that "he is the man".

20 This reasonable inference is made stronger when you consider the fact that when Det.
21 Prieto later crated a different photographic lineup using a photograph of Mr. Slaughter from his
22 database with the same background and lighting as the filler photographs, the witnesses to whom
23 it was shown¹ did not identify Mr. Slaughter as the perpetrator of this crime. Regardless, the
24 unexplainable behavior in the creation of the lineup and the simple visual difference in the
25 photographic lineup shown to witnesses should have prompted the State to address the
26 "determination of reliability" they claim makes this case different than Saunders. However, the
State fails to address any of the factors of reliability discussed by Saunders and Biggers, and by

¹ In opposite to standard police procedures, this particular photographic lineup was not filled out either by Det. Prieto or the witnesses who viewed it. However, during argument on past motions the State conceded that this particular lineup was shown to someone.

1 Mr. Slaughter to support his claim that the identification in this case were obtained improperly
2 through overly suggestive procedures.

3 It has been long understood by the high courts that "differences such as background color
4 can make a picture stand out, and can act to repeatedly draw a witness' eye to that picture."
5 United States v. Wiseman, United States v. Field, 625 F.2d 862, at 867 (9th Cir. 1980) (holding
6 that the "Supreme Court has warned against pretrial identification procedures in in which the
7 photograph of a single individual reoccurs or is in some way emphasized"). In this case, none of
8 the other photographs in the Exhibited photo-line ups of Mr. Slaughter possesses the same
9 background conditions as Mr. Slaughter's photograph. More specifically, the filler photographs
10 have a dark blue, almost cloudy background and Mr. Slaughter's photograph has no background
11 and is simply white with no framing background colors. These differences cause Mr. Slaughter's
12 photograph to stand out dramatically.

13 The State in its' opposition, attempts to assert that Mr. Slaughter's "photograph does not
14 stand out". However, the States position is belied by its' own witnesses such as Jermaun Means
15 who commented on the photographic lineup that "the face just stands out to me [Jermaun]". See,
16 Photo Lineup reviewed by Jermaun Means, 6/29/2004, attached hereto as Exhibit "B". This
17 statement seems to indicate that there were in fact stark differences between Mr. Slaughter's
18 photograph and the other filler photographs in the lineup, causing a highly suggestive effect on
19 the viewer of the photographic lineup.

20 **THE FACT THAT WITNESSES WERE PROVIDED**
21 **INFORMATION ABOUT MR. SLAUGHTER DURING THE**
22 **PRESENTATION OF THE PHOTO LINEUPS FURTHER**
23 **COMPOUNDED AND HEIGHTENED THE SUGGESTIVENESS**
OF THE PHOTOGRAPHIC LINEUP PROCEDURE.

24 In addition to the visual suggestiveness of the photographic lineup, the procedure used in
25 the process of presenting the suggestive lineup to witnesses further compounded the issues
26 presented in Mr. Slaughter's motion. During the initial presentation of the photo lineups to the
states witnesses it appears someone, who Mr. Slaughter believes to be Det. Prieto, provided
information regarding Mr. Slaughter to the witnesses, including Mr. Slaughters first name

1 "Rickie". Evidence of this assertion can be found in the testimony of the States witnesses during
2 the preliminary hearing when each witness committed the highly unusual act of constantly
3 referring to the alleged perpetrator as "Rickie,". Defense counsel representing Mr. Slaughter
4 during the hearing asked witness Ivan Young as to how he obtained Mr. Slaughter's name in the
5 following manner:

6 Defense counsel: When was it that you recognized him as Rickie

7 Ivan Young : When I seen him in the photo, and found out his name

8 Defense counsel: But you didn't know his name before the photo?

9 Ivan Young: No

10 See Preliminary Hearing Transcript, p. 43

11 Additionally troubling, is the fact that when pushed by defense counsel to answer how he
12 had come to the conclusion that Mr. Slaughter was the perpetrator of the alleged crimes, witness
13 Young stated, "Because this is what I heard after I got shot," See PHT, at p. 42, attached hereto
14 as Exhibit "C".

15 Witness Ryan John also hinted at the preliminary hearing that he was provided
16 information regarding Rickie Slaughter in the following exchange:

17 State: I will stop you there. You said he and pointed somewhere. Can
18 you describe?

19 Ryan John: Rickie:

20 State: Okay. Did you know this person as Rickie that night?

21 Ryan John: No I did not know his name.

22 See, PHT p. 50-1, lines: 22-5 and 1-2, attached hereto as Exhibit "C".

23
24 The United States Supreme Court has long observed that "the chance of misidentification
25 is also heightened if ht police indicate to the witness that they have other evidence that one of the
26 persons pictured committed the crime." Simmons v. United States, 88 S. Ct. 967, at 971 (1968);
See also, Grubbs v. Hannigan, 982 F.2d 1483, at 1490 (10th Cir. 1993) (stating that "the
suggestiveness was compounded by the fact the police informed [the witness] prior to her

1 identification. . . that they had a suspect") also, U.S. v. Saunders, 501 F.3d 384, 390 (4th Cir.
2 2007); Swicegood v. Alabama, 577 F.2d 1322, at 1326-29 (5th Cir. 1978) (same)

3 Any information provided to the witnesses when viewing these photo lineups only serves
4 to compound and aggravates the suggestiveness already present from the discrepancies in the
5 background conditions of Mr. Slaughters photograph. These factors mentioned above more than
6 demonstrate that the photo lineup procedures in this case were "so impermissibly suggestive as
7 to give rise to a very substantial likelihood of irreparable misidentification" Simmons v. United
8 States, 88 S.Ct. 967, 390 U.S. 377, at 384 (1968). However, here we have no record or
9 testimony as to the procedure used by Det. Prieto in presenting his lineup to witnesses or what
10 was said during these viewings. Accordingly, an evidentiary hearing is warranted to further
11 explore and resolve the issues presented above.

12
13 **DETECTIVE PRIETO'S DECISION TO USE A PHOTOGRAPH**
14 **OF MR. SLAUGHTER THAT WAS "FROM ANOTHER**
15 **DEPARTMENT" THAN THE FILLER PHOTOGRAPHS IN THE**
16 **PHOTO LINEUP WAS UNNECESSARY" AND CONTRIBUTED**
17 **TO THE SUGGESTIVENESS**

18 At Mr. Slaughters preliminary hearing Detective Prieto testified that when he was
19 constructing the photographic lineups of Mr. Slaughter, he chose to "get a photograph [of Mr.
20 Slaughter] which was from another [police] department" than the photographs contained in the
21 array. PHT, 9/221/2004, at p. 104; lines 4-9, attached hereto Exhibit "C". In fact, Det. Prieto
22 went out of his way to order a photograph of Mr. Slaughter from the Las Vegas, Metropolitan
23 Police Departments photo lab with filler photographs from the "North Las Vegas Police
24 Department's Photo lab.

25 This highly unusual behavior resulted in vastly different photographic background
26 conditions and different lighting conditions. Detective Prieto's decision was "unnecessary"
because a recent photograph of Mr. Slaughter existed with the photo lab at the North Las Vegas
Police Department. The North Las Vegas photo would have had the same layout and
background conditions as the filler photographs that were in fact from the North Las Vegas
Police Department. See NLVDC booking photograph of Rickie Slaughter, 2/13/2004, attached

hereto as Exhibit "D".

Det. Prieto had available a picture of Mr. Slaughter in the possession of his police department and that photograph contained a similar in background, lighting and layout that was taken at a similar time as the filler photographs, and this photograph of Mr. Slaughter. But instead of using this photograph Det Prieto spends extra time and resources to obtain a photograph from the LVMPD photo lab and inserts it his lineup containing other filler photographs from his department. This behavior can only be viewed as gratuitous and purposely designed to assure a particular outcome. See, Neil v. Biggers, 409 U.S. 188, 198 (1972) (Stating that "unnecessarily suggestive [identification procedures] are condemned for the further reason hat the increased chance of misidentification is gratuitous"). Any other explanation would require that this Court grant Mr. Slaughter's request for an evidentiary hearing regarding the procedures used by Det. Prieto in the creation and presentation of the photographic lineup used in this case.

Conclusion and Request for Evidentiary Hearing

Due to the factual nature of the issues being disputed between the State and Mr. Slaughter, an evidentiary hearing is requested so that testimony and further evidence may explain the circumstances and purpose of the suggestive photographs and impermissible lineup procedures occurring in this case. In the alternative, Mr. Slaughter renews his request to suppress the suggestive lineup, pretrial identification, and subsequent in-court identification in this case.

Dated this 23 day of February 2011.

 OSVALDO FUMO, CHTD.

Osvaldo E. Fumo, Esq.
Nevada Bar No.: 5956
Dustin R. Marcello, Esq.
Nevada Bar No.: 10134

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RECEIPT OF COPY

RECEIPT OF COPY of the **REPLY TO STATES OPPOSITION TO PRECLUDE
SUGGESTIVE IDENTIFICATION** in the above-captioned matter is hereby received and
acknowledged this ____ day of _____, 2011.

OFFICE OF THE DISTRICT ATTORNEY

By: _____

EXHIBIT "A"

NORTH LAS VEGAS POLICE
WITNESS PHOTO LINEUP IDENTIFICATION

Case #: 04-15160

TO WITNESS:

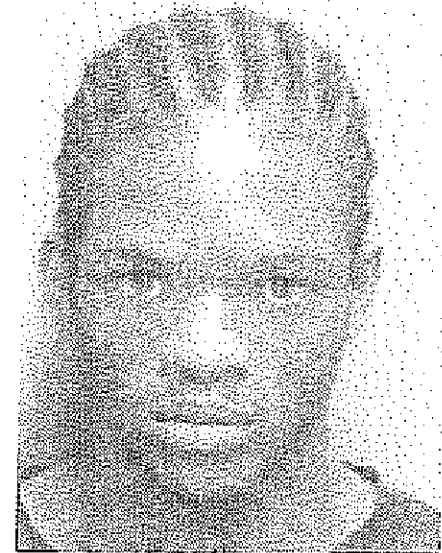
1. If you have previously seen one or more of the persons in the line up in regards to the crime in question, place a circle around the appropriate number corresponding to the number of the person in the line up. Place your initials next to the circled number.
2. Complete any additional comments
3. Then sign your name and fill in the date and the time.



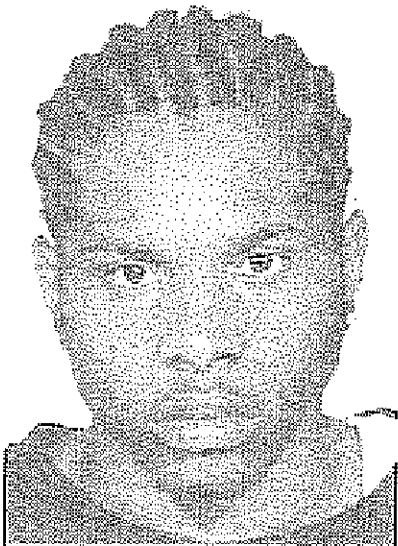
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ADDITIONAL WITNESS COMMENTS:

The face just stand out to me.

Signature of Officer

Signature of Officer

Signature of Witness

Witness Name Printed

Date & Time

SLAU0160

EXHIBIT "B"

EXHIBIT "C"

1 TRAN

2 CASE NO. C204957

3

4

IN THE JUSTICE COURT OF NORTH LAS VEGAS ^{CLERK} TOWNSHIP
COUNTY OF CLARK, STATE OF NEVADA

6

7 THE STATE OF NEVADA,)

8 Plaintiff,)

9 vs.)

10 RICKIE SLAUGHTER,)

11 Defendant.)

12

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14

REPORTER'S TRANSCRIPT OF
PRELIMINARY HEARING

15

16

BEFORE THE HONORABLE NATALIE L. TYRRELL,
JUSTICE OF THE PEACE

17

18

TUESDAY, SEPTEMBER 21, 2004, at 9:30 A.M.

19

20 APPEARANCES:

21

For the State: SUSAN KRISKO, ESQ.
DEPUTY DISTRICT ATTORNEY

22

23

For the Defendant: JEFF RUE, ESQ.
DEPUTY PUBLIC DEFENDER

24

Reported by: DIANA M. GREEN, CCR #264 (702) 658-5085

25

FILED

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ORIGINAL

CASE NO. 04FN0980X

COUNTY CLERK

OCT 13 2004

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DIANA M. GREEN, CCR 264

(702) 658-5085

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1 TRAN

2 CASE NO. C

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4 IN THE JUSTICE COURT OF NORTH LAS VEGAS TOWNSHIP

5 COUNTY OF CLARK, STATE OF NEVADA

6

7 THE STATE OF NEVADA,) ORIGINAL

8 Plaintiff,)

9 vs.) CASE NO. 04FN0980X

10 RICKIE SLAUGHTER,)

11 Defendant.)

12

13

14 REPORTER'S TRANSCRIPT OF

15 PRELIMINARY HEARING

16 BEFORE THE HONORABLE NATALIE L. TYRRELL,

17 JUSTICE OF THE PEACE

18 TUESDAY, SEPTEMBER 21, 2004, at 9:30 A.M.

19

20 APPEARANCES:

21 For the State: SUSAN KRISKO, ESQ.

22 DEPUTY DISTRICT ATTORNEY

23 For the Defendant: JEFF RUE, ESQ.

24 DEPUTY PUBLIC DEFENDER

25 Reported by: DIANA M. GREEN, CCR #264 (702) 658-5085

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1	NORTH LAS VEGAS, CLARK COUNTY, NEVADA,
2	TUESDAY, SEPTEMBER 21, 2004, at 9:30 A.M.
3	
4	THE COURT: Recalling Rickie Slaughter. State
5	of Nevada versus Rickie Slaughter, 04FN0980X.
6	MR. RUE: Jeff Rue on behalf of Mr. Slaughter,
7	who is present.
8	MS. KRISKO: Susan Krisko and Randy Smith on
9	behalf of the State, Your Honor.
10	THE COURT: This is the time set for preliminary
11	hearing.
12	The State may call their first witness.
13	MR. RUE: Judge, just for the record. I know
14	the Court has ruled on my motion for the C.I. I would
15	like to state that it's going to be the defense's position
16	that I will do my best, and I'm not going to object to
17	proceeding with the prelim this morning, but I question
18	whether I can competently and fully effectively represent
19	Mr. Slaughter this morning without having that information
20	to confront people like Detective Prieto, who is privy to
21	the information that I believe I was entitled to. But the
22	Court has ruled.
23	I wanted to make that record, Judge.
24	THE COURT: It will be noted on the record.
25	MS. KRISKO: Right. As a response, he's not

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1	saying that he's not prepared. All the discovery has been
2	provided and, you know, unfortunately for the defense at
3	this point, the ruling has not been in their favor. That
4	happens to the State and happens to the defense all the
5	time. Just because he isn't given that particular piece
6	of information doesn't mean that he will be ineffective.
7	MR. RUE: It means that I'm prepared with what I
8	have received so far.
9	MS. KRISKO: Okay.
10	MR. RUE: That's what I mean.
11	THE COURT: There was a Second Amended
12	Criminal Complaint filed today in open court, and the
13	defense did receive a copy of that?
14	MR. RUE: I did, Your Honor, and we would waive
15	the reading.
16	MS. KRISKO: Yes, we did provide that yesterday.
17	When I was looking through it, basically there's wording
18	that I changed. I didn't plead this originally as well.
19	It was my understanding, looking at the first one,
20	Jennifer Dennis was not listed as a victim.
21	She is all throughout the discovery and actually
22	is in every first degree kidnapping situation as far as the
23	elements of the case, so certainly the defense would have
24	been on notice she would be a victim in this case.
25	THE COURT: All right.

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1 MS. KRISKO: Ivan Young.
 2 THE BAILIFF: Raise your right hand. Do you
 3 swear or affirm that the testimony that you are about to
 4 give will be the truth, the whole truth and nothing but
 5 the truth?
 6 THE WITNESS: Yes.
 7
 8 IVAN YOUNG,
 9 A witness for the State, having been first duly sworn,
 10 testified as follows:
 11
 12 THE BAILIFF: Have a seat. State your name and
 13 spell it for the record.
 14 THE WITNESS: Ivan Young, I-V-A-N, Y-O-U-N-G.
 15
 16 DIRECT EXAMINATION
 17
 18 BY MS. KRISKO:
 19 Q Mr. Young, I would like to ask you, on June 26,
 20 2004, where were you living at that time?
 21 A 2612 Glory View.
 22 Q Is that here in North Las Vegas?
 23 A Yes.
 24 Q Clark County, Nevada?
 25 A Yes.

1 Q Before that date tell me, if the record can
 2 reflect, you actually have lost your left eye?
 3 A Right eye.
 4 Q Your right eye; is that correct?
 5 A Yes.
 6 Q Before that date, did you have your right eye?
 7 A Yes.
 8 Q And your front teeth?
 9 A I had two missing and I got two shot out.
 10 Q So they are missing now?
 11 A Yes.
 12 Q Were they missing prior to June 26th of 2004?
 13 A No.
 14 Q And you have some scarring on your face?
 15 A Yes.
 16 Q On the right side?
 17 A Yes.
 18 Q Was that present before June 26th of 2004?
 19 A No.
 20 Q On June 26th of this year, when you were living
 21 at 2612 Glory View, can you tell us what happened?
 22 A Two guys approached me in my garage. He was
 23 talking to me for a little while, pulled out some guns and
 24 told me to go in the house. They proceeded to tie me up
 25 and robbed me and my family.

1 Q Okay. I'm going to ask you a little bit more in
 2 detail now, okay? You said, first of all, that two guys
 3 approached you when you were in your garage?
 4 A Yes.
 5 Q Was your garage open or shut?
 6 A Open.
 7 Q These people that approached you, do you know
 8 anything about their description?
 9 A Like?
 10 Q Do you know what color they were?
 11 A Two black males.
 12 Q All right. Are either of those two black males
 13 in court today?
 14 A Yes.
 15 Q Could you point to the one that is here and
 16 describe what he's wearing right now?
 17 A Right there. And he's wearing a blue jump suit
 18 or green jump suit.
 19 Q Okay. So he was one of the two that approached
 20 you in your garage?
 21 A Correct.
 22 Q You said they talked to you for a while. What
 23 were you talking about?
 24 A About painting cars.
 25 Q Do you know about how long they talked to you

1 before a gun was drawn?
 2 A About five, ten minutes.
 3 Q Do you know about what time this happened?
 4 A Around 5:00, I believe. Somewhere around 5:00
 5 or 6:00.
 6 Q Sometime in the evening?
 7 A Yeah.
 8 Q Was it still light outside?
 9 A Yeah, it was sunny outside.
 10 Q You had full view of them, able to see them?
 11 A Yeah.
 12 Q Do you remember did one or both of them pull out
 13 a gun?
 14 A Both.
 15 Q So the person that you identified here in court
 16 today, did he have a gun?
 17 A Yes.
 18 Q Do you remember anything about that gun?
 19 A I believe it was a little black, a little black
 20 revolver and a .380. They kept on saying it was a .380.
 21 Q They did?
 22 A Yeah.
 23 Q What happened after they pulled out the gun?
 24 A Kept on sticking it in our face, tying us up on
 25 the ground, sticking it in our face and stuff. Saying

1 this is what I'm going to shoot you with, kill you with,
2 stuff like that.

3 Q Now, before that happened, you were still out in
4 the garage when they pulled out the guns?

5 A Yes.

6 Q Were you the only person other than the two that
7 were out there?

8 A Yes.

9 Q Did they force you to go in the house?

10 A Yes.

11 Q Did you want to go in the house?

12 A No, but I had no choice.

13 Q Okay. Why didn't you want to go in the house?

14 A Because my family was in the house.

15 Q Who from your family was in there?

16 A My wife, my son and my nephew.

17 Q Can you tell us their names?

18 A Aaron Dennis, Jennifer Dennis and Joey Posada.

19 Q Okay. So is Joey your nephew?

20 A Not my real nephew. But we're married, and I
21 have known him since we were married. I call him my
22 nephew.

23 Q Is he a child?

24 A Yes.

25 Q Do you know about how old he is?

1 A I believe he's 13 now, or 12.

2 Q And Aaron Dennis, that is your son?

3 A Yes.

4 Q How old is he?

5 A He's ten.

6 Q Okay. And Jennifer Dennis, that is your wife?

7 A Yes.

8 Q They were all in the house when you went in
9 there?

10 A Yes.

11 Q Now, what door did you enter into the house?

12 A My garage door that goes into my laundry room
13 and then into my kitchen.

14 Q When you went into the house, did you go in
15 first and the two follow you, or did they go in first and
16 you followed them?

17 A I went in first.

18 Q When you got into the house, who could you see?

19 A When I first walked in the house, I seen my son
20 and Joey.

21 Q Did you tell them anything?

22 A Yes.

23 Q What did you tell them?

24 A I told them to come in the living room and get
25 down on the floor.

1 Q What were the two people, the defendant and the
2 other person, doing?

3 A Telling us to shut up, asking us for money and
4 stuff. Telling us to get on the floor, don't look at
5 them.

6 Q Okay. At that time, the people that you said
7 from your family, Joey, Aaron and your wife, were those
8 the only other people in the house with you and the
9 defendant and the other person robbing you?

10 A No.

11 Q Was there another person?

12 A Yes.

13 Q Who is that?

14 A Ryan. I don't know his last name. They grabbed
15 him from outside and another dude name Jamal. I don't
16 know his last name either.

17 Q Ryan, when he was there, was he present at the
18 beginning of this when this happened to you, or did he
19 come later?

20 A He'd come later.

21 Q And Jamal, could it be Jermain?

22 A Jermain, maybe. Jamal, I called him Jamal.

23 Q Was he there when this first started, or did he
24 come later?

25 A He came later.

1 Q Let's go back to when you first went in the
2 house with all your family there. You said something
3 about they tied some people up?

4 A They tied all of us up, all of us.

5 Q They, meaning the defendant and the other guy?

6 A Yes.

7 Q How did they tie you up?

8 A With our hands behind our back like that.

9 Q Okay.

10 MS. KRISKO: May the record reflect he's
11 indicating both of his hands behind his back?

12 THE COURT: It will indicate that.

13 MS. KRISKO: Thank you.

14 BY MS. KRISKO:

15 Q Now, did you see the defendant and the other guy
16 tie up your family?

17 A No.

18 Q Okay. So you were in a different room than they
19 were?

20 A Yes, I was in the living room when they tied me
21 up.

22 Q Okay. Did you ever see your family tied up?

23 A No.

24 Q Did they keep you in a different room in the
25 living room separate from them?

1 A For a little while, yeah, and then they dragged
2 me into the kitchen.
3 Q Okay. Where was your family? What room?
4 A My wife was in the kitchen. Joey and Aaron were
5 in like a little den.
6 Q When you were dragged into the kitchen, could
7 you see your wife was tied up at that point?
8 A Yeah.
9 Q Could you see the den from where you were in the
10 kitchen?
11 A Yes.
12 Q Could you see your son and nephew were tied up?
13 A Yes.
14 Q What happened next?
15 A What happened next? I remember them pulling
16 Ryan in from outside, asking him a bunch of questions and
17 stuff. And then they just kept on asking us for money and
18 those kind of things. You know what I'm saying? And
19 saying we have money, where's the money at and all that.
20 I told them I didn't have none. They asked me
21 for guns. I told them I didn't have no guns. I just
22 wanted them to leave. Then they shot me, you know what
23 I'm saying? Getting out of there, do whatever.
24 Q Let me ask you, do you know which of the two
25 shot you?

1 A I believe the guy sitting over there shot me.
2 Q Was he directly in front of you when he shot
3 you?
4 A No, he was behind my back.
5 Q And you were shot where?
6 A In the face.
7 Q So if he's behind you, how does he shoot you in
8 the face?
9 A He told me to look at his gun. I raised my head
10 like that, then I got shot.
11 Q And the bullet wound went where, do you know?
12 A Through my mouth, in through my eye.
13 Q After you were shot, what happened, do you
14 remember?
15 A I never remember being shot. I was on the
16 ground. I remembered they walked out, and I guess they
17 pulled Jamal in the house. I remember that. They were
18 asking him a bunch of stuff.
19 Q Let me stop you there, okay? Were you still
20 conscious then when you heard Jamal at the door?
21 A Yes.
22 Q Did you actually hear them bring him into the
23 house?
24 A Yes.
25 Q What kind of questions were the defendant and

1 the other guy asking him?
2 A Just asked him if he had any money, asked him
3 who was sitting outside with him. And Jamal told them, I
4 believe, it was his wife sitting outside in the car with
5 him.
6 Q Okay. Did you see them tie up Jamal at all?
7 A No.
8 Q At this point, could you really see anything
9 that was happening?
10 A No.
11 Q But you could hear it?
12 A Yeah, I could hear it.
13 Q Okay. What happened next?
14 A After they tied Jamal up, they were doing
15 something around the house, then they left.
16 Q Now, you said after they tied him up. Could you
17 hear them tying him up?
18 A Jamal?
19 Q Yes.
20 A No, I just remember them screaming at him, told
21 him to get face down to the floor and stuff.
22 Q Okay. At some point, were you taken to the
23 hospital?
24 A Yes.
25 Q And have you received any kind of surgeries or

1 anything?
2 A Yes.
3 Q How many?
4 A Two.
5 Q You don't have -- your right eye is completely
6 gone. Do you have an artificial eye in?
7 A Yes.
8 Q And when you were in the hospital, at some point
9 were you shown a series of pictures by a police officer?
10 A Yes.
11 Q Were you able to pick out the person that you
12 said shot you?
13 A Yes.
14 Q Is that the same person sitting here in court
15 today?
16 A Yes.
17 MS. KRISKO: Court's indulgence.
18 BY MS. KRISKO:
19 Q Mr. Young, I want to ask you another couple
20 questions.
21 Were you aware if the two people that came to
22 your house were able to find any money or anything that
23 was stolen from you?
24 A No, but I believe they took money from Ryan and
25 Jamal.

1 MR. RUE: Objection; speculation; hearsay.
 2 THE COURT: Rephrase it.
 3 BY MS. KRISKO:
 4 Q Just specifically from you, did you locate
 5 anything that had been stolen from you after all this
 6 happened?
 7 A No.
 8 Q Did you go through and see?
 9 A I looked through and they, I believe they stole
 10 nothing from me.
 11 Q But they had been demanding money from you,
 12 demanding guns, things like that; is that right?
 13 A Yes, right.
 14 Q When you went into your house, they had already
 15 pulled the guns out, correct?
 16 A Yes.
 17 MS. KRISKO: Nothing further, Your Honor.
 18 THE COURT: Cross-examination?
 19
 20 CROSS-EXAMINATION
 21
 22 BY MR. RUE:
 23 Q Mr. Young?
 24 A Yes.
 25 Q Do you detail cars? Is that your occupation?

1 A I paint cars.
 2 Q Paint cars at the home?
 3 A Yeah, doing side jobs at my house.
 4 Q And do you recall what actual day this was this
 5 occurred?
 6 A Saturday.
 7 Q What were you doing out in the garage?
 8 A I was buffing my friend's car.
 9 Q And were you doing it inside the garage or
 10 outside the garage?
 11 A Inside the garage.
 12 Q Okay. What time did the two black gentlemen
 13 approach you?
 14 A Like I said before, I believe it was like
 15 between 5:00 and 6:00. I knew it would be early because I
 16 go to my car meeting about 7:30. Do you know what I'm
 17 saying? I had to get ready pretty soon for my car --
 18 Q Your car what?
 19 A Meeting. I'm in a car club.
 20 Q Okay. From where did they come from?
 21 A My house sits this way, so they came from the
 22 left --
 23 Q The front of your house and your garage faces
 24 which direction? North, south, east or west?
 25 A South.

1 Q Okay. So if it faces south, they came from the
 2 left, they are coming from the east; is that right?
 3 A North, south, east, yeah, I guess.
 4 Q Did you see them as they approached?
 5 A Yeah.
 6 Q Did they park the car or how did they --
 7 A Yeah, they parked the car.
 8 Q What do you remember about the car?
 9 A I believe it was a green Ford or something like
 10 that.
 11 Q Okay. Do you remember who was driving, which
 12 person was driving?
 13 A No, I don't.
 14 Q They got out of the car. Have you ever seen
 15 them before?
 16 A I seen Rickie before.
 17 Q You have?
 18 A Yeah.
 19 Q Okay. And how did you see him? How did you
 20 know him before?
 21 A I seen him for a quick minute because he got a
 22 car off one of my neighbors.
 23 Q Okay. How long ago was that?
 24 A It's been awhile now. I guess about a year.
 25 Q Did you know him by Rickie?

1 A No, I didn't actually know his name.
 2 Q So Rickie and this other man approached you.
 3 Did you watch them walk up the sidewalk?
 4 A Yeah. After that -- see, my girl, she just
 5 barely got home, and she went to go check the mail, and
 6 then she walked into the garage. She was showing me the
 7 mail. She was like I think two of your friends are here
 8 to see you. You know what I'm saying? I looked out the
 9 garage and seen them walking up the block.
 10 Q That was Jennifer?
 11 A Yes.
 12 Q And you saw them. What were they wearing?
 13 A Um, to be honest with you, I can't remember
 14 right now what they were wearing.
 15 Q You don't at all?
 16 A Not at this very moment, no. I know one was
 17 wearing a sports jersey. I'm not sure what color it was.
 18 And --
 19 Q Which one was wearing a sports jersey?
 20 A The other dude. I think he was wearing a blue
 21 shirt. I'm not sure on the pants and stuff.
 22 Q You are not sure?
 23 A Huh-uh.
 24 Q Shorts?
 25 A Shorts, I believe. Maybe they were shorts.

- 1 Q Okay. Did you recognize Rickie right away?
- 2 A No. Like I said, I only seen him for a little
- 3 bit when he was by my friend's car and never really paid
- 4 attention to them.
- 5 Q Did you notice the height of either one of them?
- 6 A Yeah.
- 7 Q Okay. Tell us about that.
- 8 A I knew Rickie was a little shorter than the
- 9 other guy.
- 10 Q How tall was the other guy about?
- 11 A I would say about six feet.
- 12 Q How tall is Rickie?
- 13 A Probably about my height or a little shorter.
- 14 Probably about 5'6". You know what I'm saying? 5'5".
- 15 Q What was the build of the other guy?
- 16 A Medium. You know what I'm saying? Kind of
- 17 tall. You know what I'm saying? You know what I'm
- 18 saying? Not too big, not too small.
- 19 Q Have you ever seen the other guy before?
- 20 A No.
- 21 Q Which one was wearing the sports jersey?
- 22 A The other guy.
- 23 Q You don't remember what Rickie was wearing?
- 24 A Blue shirt. Like I said, I'm not sure about the
- 25 shorts or pants.

- 1 Q Do you remember any shoes?
- 2 A I seen their shoes. To be honest with you, I'm
- 3 not really paying attention to their shoes with everything
- 4 going on.
- 5 Q Okay. So they walked up into your garage?
- 6 A Yeah.
- 7 Q And how close were they to you?
- 8 A Probably from me to about the middle of that
- 9 table.
- 10 Q How far would you say in feet?
- 11 A Probably about eight or ten feet.
- 12 Q Okay. Did you engage in conversation?
- 13 A Yeah.
- 14 Q For about five to ten minutes?
- 15 A Rickie asked me if he could look at his car, at
- 16 what I was doing. And he walked in front of car, and the
- 17 other dude stayed out in front of the garage.
- 18 Q Okay. Did you notice any tattoos at this point
- 19 on him?
- 20 A No.
- 21 Q Did you notice any curious hair styles or
- 22 anything like that?
- 23 A Yeah, looked like one dude had dreads.
- 24 Q Which dude?
- 25 A The dude that stayed outside the garage.

- 1 Q But not Rickie?
- 2 A No, nah.
- 3 Q Did you talk to the other guy who stayed
- 4 outside?
- 5 A Yeah, for a second or two.
- 6 Q Did you notice anything unique about that?
- 7 A No, I really didn't pay too much attention to
- 8 him.
- 9 Q You talked to Rickie?
- 10 A Yeah.
- 11 Q What did you talk about?
- 12 A Just about painting cars and stuff. Then he
- 13 asked me for my phone number. And then I turned around
- 14 and walked over to another car and went to go get him my
- 15 phone number. When I turned my back, that's when they
- 16 pulled the gun down on me.
- 17 Q Did you actually write the number down?
- 18 A No, I never even wrote the number down.
- 19 Q So then you turned your back to him and you went
- 20 to the workbench?
- 21 A No, on top of the roof of another car in my
- 22 garage.
- 23 Q How many cars were in the garage?
- 24 A Two.
- 25 Q And were you standing in between the two?

- 1 A Yes.
- 2 Q Okay. And Rickie, as you say, was closer than
- 3 eight feet, wasn't he?
- 4 A At that moment when I turned my head, I don't
- 5 know how close he was.
- 6 Q So was he touching the car?
- 7 A Was he touching the car?
- 8 Q Rickie.
- 9 A I don't know if he was touching the car or not
- 10 when I turned my head.
- 11 Q Was he wearing gloves?
- 12 A Not that I recall, no.
- 13 Q So you remember the other guy that was outside
- 14 wearing gloves?
- 15 A No, not that I recall.
- 16 Q Or a short-sleeved or long-sleeved shirt?
- 17 A They were short sleeved. Like I said, only
- 18 short sleeved, I know that, and the other dude was wearing
- 19 a jersey.
- 20 Q Do you remember what jersey?
- 21 A Nah.
- 22 Q Do you know was it a basketball jersey?
- 23 A A basketball jersey.
- 24 Q Do you remember the number or anything like
- 25 that?

1 A Nah.
 2 Q You don't remember the colors either?
 3 A Um, red and white.
 4 Q Red and white, okay.
 5 So when you turned your back, Rickie pulled up
 6 with a gun?
 7 A Yeah.
 8 Q Where did he put it?
 9 A To my head.
 10 Q Which hand was it?
 11 A I don't have the faintest idea what it was in.
 12 I turned my head and he said, "Get in the house."
 13 Q Did you notice any jewelry on either of the two
 14 guys?
 15 A I wasn't paying attention to that.
 16 Q No earrings?
 17 A I wasn't trying to look at their ears.
 18 Q So what were you looking at for those five to
 19 ten minutes?
 20 A There really wasn't that much chance, to be
 21 honest with you. He was asking me, and I was still
 22 looking at the car I was doing, talking to them. You know
 23 what I'm saying?
 24 I just figured one of my friends, you know what
 25 I'm saying, referred them to me, or whatever. And I have

1 a lot of people come to my house and ask me about paint
 2 jobs and stuff.
 3 Q Did you ask them why they were there?
 4 A No. He came over and said, "Hey, you paint
 5 cars?" or whatever. He was asking what I charged, you
 6 know, "What would you charge me to do this?"
 7 Q Okay. Now, when you saw the gun that Rickie
 8 pointed at your face, where was the other guy?
 9 A Behind me.
 10 Q Behind you?
 11 A Yes.
 12 Q Do you know how he got there?
 13 A I guess, when I turned around, he walked up on
 14 me.
 15 Q I want to get the positioning of this straight.
 16 There's two cars in the garage and you are in between both
 17 cars?
 18 A Yes.
 19 Q Between -- well, you are between Rickie and the
 20 door, the door inside, going inside the house; is that
 21 right?
 22 A Yes.
 23 Q The other guy is outside of the garage?
 24 A Yes.
 25 Q Okay. You turn and then all of a sudden the

1 other guy is --
 2 A Yeah. I can stand up and show you how the cars
 3 were.
 4 Q Okay.
 5 A And where I was. All right?
 6 THE COURT: There's also a board if you wish to
 7 draw it.
 8 THE WITNESS: All right. It was like my door is
 9 right here into my house, in my garage. I had a car
 10 sitting right here and a car sitting right here.
 11 When they asked me for my number, I turned this
 12 way. Rickie's over here, and the other dude's over here.
 13 I went to go write down the number. When I turned around,
 14 he had the gun right here. I turned this way and he had a
 15 gun right here to my head.
 16 BY MR. RUE:
 17 Q Where is the door to the house?
 18 A Like right here.
 19 Q Rickie was between you and the door to the
 20 house?
 21 A Yes.
 22 Q How did he get there?
 23 A He asked me if he could walk in the garage. I
 24 say yeah. He asked if he could walk up to the car, and I
 25 said yeah.

1 Q Did he open up the car door?
 2 A No.
 3
 4 (Off-the-record discussion
 5 between counsel and defendant.)
 6
 7 BY MR. RUE:
 8 Q Did the other guy have hair?
 9 A Hair?
 10 Q Yeah.
 11 A I believe he had dreads.
 12 Q He had dreads?
 13 A Yes.
 14 Q Rickie, was he shaved at that point?
 15 A Shaved?
 16 Q Was he bald?
 17 A I can't recall.
 18 Q Well, you can't?
 19 A I believe he had a hat on. I think he had a hat
 20 on.
 21 Q Okay. He had a hat on.
 22 Did you notice anything peculiar about either
 23 one of their speech?
 24 A One dude was trying to talk in Jamaican.
 25 Q Why do you say Jamaican?

1 A Because he kept on trying to talk Jamaican,
 2 saying he was from Belize.
 3 Q He said he was from Belize?
 4 A Yeah, that's what he was saying.
 5 Q And so he pushed you, the two men pushed you
 6 into the house?
 7 A They didn't push me. They just walked behind
 8 me, told me to get in the house.
 9 Q By the way, you pointed to Mr. Slaughter, that
 10 he was the one that was in the house; is that right, this
 11 morning?
 12 A Yeah.
 13 Q Do you see any other African-Americans in this
 14 courtroom?
 15 A Yes.
 16 Q Any other African or American males in this
 17 courtroom?
 18 A Besides me, no. Oh, yeah, Rickie.
 19 Q Right. Okay. And you walked in first, and they
 20 came in behind you?
 21 A Yes.
 22 Q And what happened at that point?
 23 A What happened at that point, I told Joey and
 24 Aaron and called out to my wife, told her to come in the
 25 living room, to come lie down on the ground, what they

1 wanted us to do.
 2 Q Okay. So you called your wife over and your
 3 son?
 4 A Yeah, my son and Joey.
 5 Q Okay. So when you opened the door, you stepped
 6 and entered into what room from the garage?
 7 A It would be the laundry room.
 8 Q Is that where you yelled from?
 9 A No. Actually, I yelled when I walked into the
 10 kitchen.
 11 Q From the laundry room, you walk into the
 12 kitchen?
 13 A Yeah.
 14 Q Did you see anyone at that point?
 15 A I seen -- when I first seen, I seen Aaron and
 16 Joey.
 17 Q Okay. And then you yelled out?
 18 A For my wife.
 19 Q Where were Rickie and the other guy at that
 20 point?
 21 A Right up behind me.
 22 Q Okay. Who was directly behind you?
 23 A Both of them. I believe Rickie was behind me
 24 first, and the other guy was behind Rickie or whatever.
 25 Q Okay. When you are standing in the kitchen, and

1 after you called for your wife, what happened then?
 2 A They tied us up. Tied me up.
 3 Q Did they tie you up first?
 4 A I believe they tied me up first.
 5 Q Who tied you up? Who tied you up? Was it
 6 Rickie or was it the other guy?
 7 A I can't recall. They told me to lie face down
 8 to the floor.
 9 Q Did you lie down on the floor?
 10 A Yes.
 11 Q Where were Joey and Aaron at this point?
 12 A Still in the den.
 13 Q And were both of the men still in your, still in
 14 the kitchen?
 15 A No.
 16 Q Who was with you?
 17 A Rickie and the other guy tying me up.
 18 Q You don't know?
 19 A I'm not quite sure.
 20 Q Did the person who tied you up have a Jamaican
 21 accent?
 22 A Yes.
 23 Q So was that Rickie or the other guy?
 24 A I'm not quite sure who it was because they
 25 didn't sound like they was really Jamaican.

1 Q How did they tie you up, the person with the
 2 Jamaican accent tie you up?
 3 MS. KRISKO: Objection. I think that misstates
 4 his testimony. He stated quite a few times that he's not
 5 sure.
 6 MR. RUE: I asked him if it was a Jamaican
 7 accent. He said yes. And when I asked him if it was
 8 Rickie, that's when he said he wasn't sure.
 9 The only way to identify him, who tied him up at
 10 this point is with the Jamaican accent.
 11 THE COURT: He stated it didn't sound Jamaican
 12 to him.
 13 MR. RUE: Okay.
 14 Q What did it sound like to you?
 15 A Like they was trying to act like Jamaican.
 16 Q So you are not sure which one tied you up.
 17 We've got that clear.
 18 How did that person tie you up?
 19 A He told me to lay on the ground, put my hands up
 20 over my back like that, grabbed my hands from the back and
 21 tied up my wrists.
 22 Q With what?
 23 A Some kind of cord.
 24 Q Did they have it with them?
 25 A No.

1 Q Did you see them go get it anywhere?
 2 A No. I don't believe they had it because I
 3 believe they pulled our telephone jacks out and cut one of
 4 my TV cords off one of my TV's.
 5 Q Did you see them do this?
 6 A No.
 7 Q Okay. So you don't know how they got it?
 8 A No.
 9 Q Okay. So while you are being tied up, what do
 10 you hear going on?
 11 A Just a lot of ruckus, telling us where is the
 12 money at, do I have any money on me, stuff like that.
 13 Q Okay. From where is this coming from?
 14 A One dude is still standing like right in front
 15 of me, and then the other dude is all around the house.
 16 Q Was he -- does he still have the gun out?
 17 A Yes.
 18 Q Okay. Do you hear from -- do you hear where
 19 Joey and Aaron are at this time?
 20 A Yes.
 21 Q Where are they?
 22 A They are still in the den.
 23 Q Okay. Do you hear anyone yelling at them?
 24 A Yes.
 25 Q Okay. What do you hear?

1 A Telling them to just be quiet, don't look at
 2 them. As a matter of fact, Joey had asthma and started
 3 getting an asthma attack. They told him to put his hands
 4 up and told him to calm down. You know what I'm saying?
 5 Don't worry, ain't nothing going to happen.
 6 Q Can you explain this relationship? Joey's not
 7 your nephew but he's a friend of the family?
 8 A He's actually my wife's sister's son.
 9 Q And where is your wife? Do you hear your wife
 10 anywhere?
 11 A They got her in the kitchen.
 12 Q With you?
 13 A No, I'm not in the kitchen. I'm still in the
 14 living room. They told her to go in the kitchen.
 15 Q Okay. So they told her to go to the kitchen,
 16 but no one was in there with her?
 17 A Yeah, somebody was in there with her. They are
 18 just all over the house. I'm not getting up. They've got
 19 guns.
 20 Q Okay. So are they in with you as well?
 21 A Yeah, they just keep on going all over the
 22 house. You know what I'm saying? He told me to keep my
 23 face down on the ground.
 24 Q The two guys are in three places throughout this
 25 incident, is that a fair statement?

1 A Yeah.
 2 Q And do you ever see your wife?
 3 A Yeah, I glanced up and seen her.
 4 Q Now, when you are on the ground, are you able to
 5 notice any of the shoes at that point?
 6 A Yeah.
 7 Q Okay. What do they look like?
 8 A Like I said, I really wasn't trying to pay
 9 attention to the shoes at that particular moment, man.
 10 Most of the things I was worried about, you know what I'm
 11 saying, is the kids, you know.
 12 Q But you don't have any independent recollection
 13 of the shoes at all?
 14 A The shoes? Like I said, I couldn't tell you
 15 what kind they were. I think one dude was wearing blue
 16 and white shoes. That's all I can remember.
 17 Q Okay. And how long does it take for them to tie
 18 you up? Once you've entered the home, how long before you
 19 are tied up?
 20 A Probably five to ten minutes.
 21 Q Okay. And after they tie you up, then what do
 22 they do?
 23 A Proceed to kick me, you know what I'm saying,
 24 jump on my back and stuff like that.
 25 Q How many guns did you see?

1 A Three.
 2 Q Three?
 3 A Yes.
 4 Q Can you describe each of them for me?
 5 A I believe one was a little black revolver. I'm
 6 not sure on the other one. I think like a little nine,
 7 you know what I'm saying, 9-millimeter, something like
 8 that. And the other one was, they kept on saying it was a
 9 .38. I don't know if it was .38. You know what I'm
 10 saying? Long barrel.
 11 Q Was that a revolver?
 12 A Yes.
 13 Q Was the 9 millimeter, was that with a clip?
 14 A Yeah, that was with a clip.
 15 Q Okay. And so do you know who had which gun?
 16 A I don't remember. They kept on switching guns,
 17 I believe.
 18 Q They did?
 19 A Yeah, I kept on hearing one dude say, man, let
 20 me get this gun, stuff like that.
 21 Q Where was the third gun? Who were they holding
 22 it on? Was someone with two guns or was one in a pocket?
 23 A Yeah, sometimes one of them had two guns. The
 24 other one would have one.
 25 Q Okay. And the gun that was originally in your

- 1 face, was that a bigger gun or smaller gun?
 2 A Bigger gun.
 3 Q Okay.
 4 A Like when I was tied up and stuff, when tying me
 5 up, he put the black gun down in front of my head and
 6 said, "Why don't you grab this?"
 7 Q Now, how long were they in the home before they
 8 pulled Ryan in?
 9 A Probably a good 20 minutes.
 10 Q Okay. Did you notice what they were doing
 11 during that time?
 12 A Just ransacking. One dude was ransacking the
 13 house and stuff, looking for money and stuff.
 14 Q Do you know which person that was?
 15 A No.
 16 Q Did you actually see any of it or were you just
 17 hearing it?
 18 A Just hearing it.
 19 Q Did they ever come back in to where you were
 20 during this 20-minute period of time?
 21 A Yes.
 22 Q Is that when they were saying give me your money
 23 and so on and so forth?
 24 A Yes.
 25 Q What were you saying?

- 1 A Telling them that I didn't have no money, didn't
 2 have no guns.
 3 Q Okay. Did there ever come a point they put
 4 something over your head so you couldn't see?
 5 A Yes.
 6 Q When was that?
 7 A As a matter of fact, it was before I got shot.
 8 Q Okay. So how long after you had been tied up
 9 before they put this thing over your head?
 10 A A while. Probably, like I said, probably ten or
 11 fifteen minutes.
 12 Q Do you know what they put over your head?
 13 A No, nah.
 14 Q Could you hear your wife or Joey or Aaron during
 15 this 20 minutes?
 16 A Yeah.
 17 Q Okay. Is your home one story or two?
 18 A One.
 19 Q And you say they were ransacking the place?
 20 A Yeah.
 21 Q And as when they brought in Ryan --
 22 A Yes.
 23 Q -- could you tell where they brought Ryan into?
 24 A Into the kitchen.
 25 Q Could you hear from the outside when they were

- 1 outside?
 2 A What do you mean? Oh, when they went outside?
 3 Q Right.
 4 A No.
 5 Q Did you hear them yelling for Ryan or anything
 6 like that?
 7 A No.
 8 Q Okay.
 9 A Actually, they didn't even call Ryan by his
 10 name. They called him some other name.
 11 Q Okay. And then they brought in Ryan, and what
 12 happened next?
 13 A I heard him tie Ryan up, asking him for money.
 14 Q And then they came back to you?
 15 A They came back to me and my wife. They were all
 16 over the place.
 17 Q And that's when you say that you got shot?
 18 A When they pulled me into the kitchen, yeah.
 19 Q They pulled you back into the kitchen?
 20 A They pulled me into the kitchen from out of the
 21 living room, dragged me into the kitchen.
 22 Q Who shot?
 23 A Who shot me? I believe it was Rickie shot me.
 24 Q Okay. Now, do you remember much after you were
 25 shot?

- 1 A For a few minutes, no.
 2 Q Okay. Do you know which gun they shot you with?
 3 A With, I believe, a .380.
 4 Q And you were shot in the kitchen?
 5 A Yes.
 6 Q Were you laying on the ground when you were
 7 shot?
 8 A Yes.
 9 Q And then how long before the police arrived
 10 after you were shot?
 11 A After they left, probably about, I don't know,
 12 it seemed forever. Probably, I don't know, the thing was
 13 probably five or ten minutes. I really don't know. It
 14 seemed like it took them forever.
 15 Q Did your wife come to your aid at that point?
 16 A Yes.
 17 Q Okay. And while you were waiting for the cops,
 18 was Joey and Aaron there as well?
 19 A Yes.
 20 Q Did you discuss what had happened?
 21 A Nah.
 22 Q What did you talk about?
 23 A Nothing. My wife just asked me if I was okay
 24 and everything.
 25 Q Okay. Do you know who called the cops?

1 A No, I don't.
 2 Q And then at some point later you were presented
 3 a photo line-up?
 4 A Yes.
 5 Q And you identified Rickie as the shooter; is
 6 that right?
 7 A Correct.
 8 Q Okay. What made Rickie stand out to you in the
 9 photo?
 10 A I just -- right when I seen him, I knew it was
 11 him.
 12 Q Okay. Did Rickie have corn rows when you saw
 13 him at your house?
 14 A When I saw him at my house?
 15 Q Yeah.
 16 A Like I said, I think he had a hat on. Not his
 17 hair, I just knew his face.
 18 Q Okay. You knew his face because in part you
 19 knew them before this incident, right?
 20 A No. Like I said, I just seen them for a second,
 21 you know what I'm saying, when I seen them buying a car
 22 off one of my friend's.
 23 Q Where was this car purchased?
 24 A I don't know the date it was purchased on.
 25 Q Okay. What is your friend's name?

1 A Would be -- we call him Jeremy. I don't know
 2 his last name.
 3 Q You don't know his last name?
 4 A No.
 5 Q And you say you knew him from that experience?
 6 A Yeah.
 7 Q How did you put the two together then that this
 8 is Rickie that did it?
 9 A Because this is what I heard after I got shot.
 10 MS. KRISKO: I will object to hearsay.
 11 THE COURT: Sustained.
 12 BY MR. RUE:
 13 Q Without telling us what you heard, why is it
 14 that you believe that you now knew Rickie beforehand?
 15 A What do you mean by that?
 16 Q Did you ever tell the police officers that you
 17 knew one of the perpetrators?
 18 A Knew them?
 19 Q Or recognized one of them?
 20 A No. Actually, I told them I ain't really never
 21 seen them before.
 22 Q Okay. But you're saying today you had seen them
 23 before; is that right?
 24 A I just glanced at them, you know what I'm
 25 saying? That was a couple months. I never really paid no

1 attention to them or anything.
 2 Q When was it that you recognized him as Rickie?
 3 A When I seen them in the photo, found out his
 4 name.
 5 Q But you didn't know his name before the photo?
 6 A No.
 7 Q But you recognized him as someone that you knew
 8 or that you had seen before?
 9 A Until that photo? No, I just knew him from the
 10 photo from when I had seen him in my house.
 11 Q I'm not being clear.
 12 MS. KRISKO: Ask to strike that. I think that
 13 you are being clear. That's the answer.
 14 MR. RUE: We'll try again.
 15 BY MR. RUE:
 16 Q Did you ever tell the officers in all your
 17 statements to them regarding this that you had recognized
 18 one of the suspects as someone that you had seen prior to
 19 the incident?
 20 A No.
 21 Q Okay. Since that time, you have concluded that
 22 you had seen Rickie somewhere before; is that right?
 23 A Had I ever seen him before? Yeah, I guess,
 24 yeah. I guess for that glimpse second when I seen them
 25 buying that car. I'm not getting your question.

1 Q You had seen Rickie Slaughter before this
 2 incident occurred?
 3 A Yeah, I guess so.
 4 Q Well, yes or no?
 5 A Yes.
 6 Q You never told the officers about that though?
 7 A Because to me, I mean, that glimpse second, I
 8 never even really visualized his face to that time when
 9 this accident happened.
 10 Q Have you ever seen these people in the photo
 11 line-up before?
 12 A Had I ever seen the people in that photo line-up
 13 before that I had seen before?
 14 Q Right.
 15 A Yes.
 16 Q Which ones had you seen before?
 17 A I seen some people I know on there.
 18 MR. RUE: May I approach?
 19 THE COURT: You may.
 20 BY MR. RUE:
 21 Q Now, Mr. Slaughter is in the number two
 22 position; is that right?
 23 A Yes.
 24 Q You had seen Mr. Slaughter before this incident
 25 occurred; is that right?

1 A Yeah.
 2 Q Are there any other individuals, other than
 3 Mr. Slaughter, that you had seen before this incident
 4 occurred?
 5 A No.
 6 Q Okay.
 7 MR. RUE: May I approach?
 8 THE COURT: You may.
 9 MR. RUE: Court's indulgence.
 10
 11 (Off-the-record discussion
 12 between counsel and defendant.)
 13
 14 BY MR. RUE:
 15 Q Did you look in the face of the person who shot
 16 you?
 17 A No.
 18 Q Okay. I remember on direct it was, as you
 19 turned your head, that's when it was shot?
 20 A Yeah.
 21 Q Was the person -- you were on the ground at the
 22 time?
 23 A Yes.
 24 Q Was the person who shot you on the ground at the
 25 time?

1 A No.
 2 Q Where was he?
 3 A Standing right above me right here.
 4 Q Okay.
 5 MR. RUE: Thank you, Mr. Young. Nothing
 6 further.
 7 MS. KRISKO: Thank you.
 8
 9 REDIRECT EXAMINATION
 10
 11 BY MS. KRISKO:
 12 Q Mr. Young, sitting here today, do you recognize
 13 Rickie Slaughter as being one of the two men that came to
 14 your house and held you at gunpoint?
 15 A Yes.
 16 Q Does that have anything to do with the fact that
 17 you might have seen them for a split second, however long
 18 you'd seen him before this?
 19 A No.
 20 Q No?
 21 A No.
 22 Q You mentioned that your T. V. cord was cut and
 23 the phone cord were pulled out of the wall?
 24 A Yes.
 25 Q Had that been done prior to June 26, 2004, when

1 you were forced into the house at gunpoint?
 2 A No.
 3 Q The person that shot you, did they say anything
 4 just before shooting you?
 5 A Yeah.
 6 Q What?
 7 A He said, "Look at this gun. It's the gun that
 8 you are going to die by."
 9 Q When you came into the house, were your wife and
 10 children tied up? Your wife, child and nephew, were they
 11 tied up when you first walked into the house?
 12 A No.
 13 Q And you said that something had been placed over
 14 your head at some point, correct?
 15 A Yes.
 16 Q Was that removed before you were shot?
 17 A Yes.
 18 Q After you did the photo line-up, did you talk to
 19 Ryan and tell him who to pick out or anything like that?
 20 A No, I didn't see Ryan for a couple days until I
 21 was in the hospital.
 22 Q Did he ever tell you who to pick out?
 23 A No.
 24 MS. KRISKO: Nothing further.
 25 THE COURT: Anything else, Counsel?

1 MR. RUE: Yeah, Judge.
 2
 3 RECROSS-EXAMINATION
 4
 5 BY MR. RUE:
 6 Q I'm not understanding how it is that you
 7 recognize Mr. Slaughter from the photo line-up as the
 8 first person that did this. Tell me how you recognize him
 9 as the one who did this.
 10 A How do I recognize him? Because he was in my
 11 house pointing guns at my family.
 12 Q What feature, what characteristic makes him
 13 stand out as the person in this photo line-up?
 14 A Because I seen him the most in my garage on that
 15 day.
 16 Q Okay. And what was he wearing that day?
 17 MS. KRISKO: Objection, Your Honor, that was
 18 gone over extensively.
 19 MR. RUE: Well, we are going circular here,
 20 Judge, but I mean it's a circular reasoning here. I have
 21 seen him because I had five or ten minutes with him.
 22 Well, then tell me what he wore for the five or ten
 23 minutes and we're not getting that.
 24 MS. KRISKO: Asking him over and over isn't
 25 going to get him that.

1 THE COURT: He's given you his explanation what
2 happened at the time. He doesn't recall that. I don't
3 think asking him anymore is going to elicit it.

4 MR. RUE: All right. Nothing further, Judge.

5 MS. KRISKO: Nothing further.

6 THE COURT: The witness may stand down at this
7 time.

8
9 (The witness exited the courtroom.)
10

11 MS. KRISKO: Ryan John.

12 THE COURT: Ryan John.

13 THE BAILIFF: Can you raise your right hand. Do
14 you swear or affirm that the testimony that you are about
15 to give will be the truth, the whole truth and nothing but
16 the truth?

17 THE WITNESS: Yes.

18
19 RYAN JOHN,
20 A witness for the State, having been first duly sworn,
21 testified as follows:

22 THE BAILIFF: Please be seated. State your full
23 name and please spell your last name for the record.

24 THE WITNESS: Ryan John, R-Y-A-N, J-O-H-N.
25

DIRECT EXAMINATION

1

2

3 BY MS. KRISKO:

4 Q Mr. John, I'm going to ask you about June 26,
5 2004. Do you remember that day?

6 A Yes.

7 Q Were you in the area of 2612 Glory View?

8 A Yes.

9 Q Just so you know before we start, you have to
10 answer everything out loud. She's taking down everything
11 you say.

12 A All right.

13 Q Is Glory View here in North Las Vegas?

14 A Yes, it is.

15 Q That's in Clark County?

16 A Yeah. Yes.

17 Q Okay. On that day, June 26th, in the early
18 evening hours or evening hours, what were you doing?

19 A I was over at my girlfriend's house, and I was
20 coming out of the house. And he asked me to come across
21 the street. He called me Mark.

22 Q I will stop you there. You said he and pointed
23 somewhere. Can you describe?

24 A Rickie.

25 Q Okay. Did you know this person as Rickie that

1 night?

2 A No, I did not know his name.

3 Q The person that called you over, is he sitting
4 in court now?

5 A Yes.

6 Q Can you describe something that he's wearing
7 now?

8 A Green clothes.

9 MS. KRISKO: Let the record reflect he
10 identified the defendant.

11 THE COURT: The record will reflect the
12 identification.

13 BY MS. KRISKO:

14 Q You said the defendant called you over but
15 called you a different name?

16 A Yeah, he called me Mark.

17 Q How far -- is this Mr. Young's house he was at?

18 A Oh, yeah, he was over there.

19 Q How far from Mr. Young's house were you when he
20 called you?

21 A Probably it was right across the street. I
22 wouldn't say even a hundred feet away, just a street
23 length.

24 Q Was he talking in a conversational tone right
25 like I am now? Did he raise his voice or scream?

1 A No, he said, "Hey, Mark, come over here. Ivan
2 needs to talk to you real quick.

3 So he's my friend, and I pushed the door open to
4 the garage because it was closed. I walked in. Then he
5 put the gun under my throat like that. I seen Ivan's wife
6 on the ground and --

7 Q I'll stop you there. When you say he, do you
8 mean the defendant put the gun under your chin; is that
9 correct?

10 A Yup.

11 Q When he walked over there, you said you said
12 something about the door was shut. You said something.
13 Where was the defendant when he walked out to you?

14 A He walked out the driveway to call me.

15 Q Then did he turn around and go back in the house
16 before you actually got there?

17 A Yeah, he was back in the house by the time I got
18 there.

19 Q When you went in the house, did you go in the
20 front door or garage door?

21 A The garage door.

22 Q That leads straight into?

23 A The laundry room, and then there's the kitchen
24 right there.

25 Q When you got in the kitchen, what did you see?

- 1 A I seen Ivan's wife laid on the ground tied up.
 2 Then he told me to get on the ground. I got on the ground
 3 on my stomach, and then I went to put my head up to look
 4 around. He kicked me on top of my head, smashed my face
 5 into the ground.
 6 Then he told -- I don't know who the other guy
 7 was that was with him. Then they got the ties. It was an
 8 extension cord and they tied me up with that.
 9 Q Now, there were two guys then involved in doing
 10 this to the Ivan family?
 11 A Yes, there was two people there.
 12 Q You said the defendant is one that called you
 13 into the house?
 14 A Yeah.
 15 Q Is he the one that kicked you in the head?
 16 A Yes.
 17 Q Can you describe what you mean by kicked in the
 18 head?
 19 A I put my head up, and he stomped my head on the
 20 ground, told me to keep my face on the ground. If I
 21 don't, he's going to shoot me.
 22 Q Do you know if he was wearing shoes?
 23 A Somebody was wearing white K-Swiss shoes.
 24 Q Do you remember now was it the defendant or the
 25 other?

- 1 A I didn't see. That's all I seen then they threw
 2 a jacket over my head. Out of the jacket I could see
 3 their shoes walking by. I don't know whose shoes it was,
 4 just seen the shoes.
 5 Q Before we leave where they stomped on your head,
 6 I will ask more questions about that. Okay?
 7 A Okay.
 8 Q Could you tell if the person that stomped your
 9 head whether they were wearing shoes?
 10 A Yeah, he was stomping me on the head with shoes.
 11 I don't think that they took their shoes off.
 12 Q What point are you -- what room are you in?
 13 A In the kitchen, laying next to the pantry right
 14 there. My head was facing by the sink, so my feet were by
 15 the door, by the door I walked in.
 16 Q Okay. The person that stomped on your head, you
 17 believe that to be the defendant, correct?
 18 A Yes.
 19 Q Did he say anything to you?
 20 A They then put -- they laid a .22 by my nose,
 21 told me to smell it and told me to grab it. He told me to
 22 grab the gun and see what happens. And he goes, "This
 23 right here is a .357 to your head. If you grab that gun,
 24 I will blow your brains all over the place."
 25 Q When they are saying this to you, are your arms

- 1 already tied up?
 2 A Yeah, they were already tied up.
 3 Q So there's no way for you --
 4 A No, I was helpless. I couldn't do nothing.
 5 Q What happened next?
 6 A Then they pistol whipped me across my back
 7 because my hands were tied like that, like the gun hit my
 8 nails and stuff. My nails turned black. My thumbnail did
 9 after that, and then I got kicked in my ribs a couple
 10 times. Then they were walking across my back going in the
 11 cupboards, stuff like that.
 12 Q At this point there's something over your head,
 13 right?
 14 A Right. There was a jacket on my head. I don't
 15 know what was going on.
 16 Q You couldn't see actually which one of the two
 17 were actually doing anything?
 18 A No, I didn't see. The only person I seen was
 19 Rickie, the only person I seen. I didn't see the other
 20 guy. He was staying in the other room.
 21 Q Now, you keep on saying Rickie. Is that a name
 22 you learned later on?
 23 A Yeah, that's the name.
 24 Q You didn't have any relationship with the
 25 defendant prior to this?

- 1 A No, I didn't.
 2 Q You didn't know him before?
 3 A No, I didn't know him.
 4 Q What happened after they were walking across
 5 you?
 6 A After they were walking, they just took my ATM
 7 card and they took my car keys and my driver's license.
 8 And he told me to give him the PIN number to my card, and
 9 if it's wrong, he's going to kill me. So I gave him the
 10 right PIN number, so --
 11 Q Well, you didn't give him the card, they took
 12 it?
 13 A They got my card and I.D.
 14 Q Did you feel like you could tell them they
 15 couldn't have the card?
 16 A No, I didn't want to tell them that because I
 17 probably would have got killed if I told them they
 18 couldn't have my card.
 19 Q Could you see anybody else in the house? You
 20 said when you first came in, you saw what's her name?
 21 A Jennifer.
 22 Q You saw her tied up?
 23 A Right, yeah.
 24 Q Could you see anybody else?
 25 A Not where I was laying. The kitchen, there's

- 1 walls, a wall here and wall here. They were in the living
2 room so I couldn't see into the living room.
- 3 Q When you got the cover over your head, could you
4 hear what was going on?
- 5 A Yeah, I could hear everything.
- 6 Q After they took your ATM card, what did you
7 hear?
- 8 A Just a lot -- it was just they were just asking
9 everybody for money. Then another guy came to the door.
10 They got him on the ground and took -- I don't know if
11 they got money from him or what they got from him.
- 12 Then also a little girl that came knocked on the
13 door. They got her in there, asked her if she had money
14 or a cell phone, and they broke all the cell phones they
15 took from us.
- 16 Q Could you see any of this or could you just
17 hear?
- 18 A No, I couldn't see. When I tried to lift up my
19 head, I got kicked in the head. Then I got the jacket put
20 over my head.
- 21 Q What happened next?
- 22 A Then when the one guy came, I forgot his name,
23 the one I don't really know his name. He came in. His
24 girlfriend was outside in the car, so they went out to get
25 her, I guess, and then I started trying to pull my hands,

- 1 I got my hands out of the ties. So that's when they went
2 outside. I guess both of them went outside.
- 3 I couldn't see. My head was covered. I got one
4 hand out of the tie, then got up and tried to go through
5 the window. I couldn't get the window to break open so I
6 got out the side window, hopped over the wall and ran into
7 the next neighborhood and called the cops.
- 8 Q Before you got out of the house, are you aware
9 of anybody -- if you heard anything that sounded like a
10 gunshot?
- 11 A Yeah, I heard when they shot Ivan. I don't know
12 which one pulled the trigger, but I knew when he got shot.
- 13 Q And the other person, you said there was another
14 guy that came to the house whose name had been Jamal?
- 15 A Yeah.
- 16 Q That is his name?
- 17 A Yeah, man, I'm pretty sure that is.
- 18 Q You said the defendant called you Mark. That's
19 not your name, correct?
- 20 A No, it's not.
- 21 Q Did you ever go by Mark?
- 22 A I said that's not my name. He say, "Ivan wants
23 to talk to you." Ivan was my friend so I went over there.
- 24 Q I'm going to ask you about after this happened,
25 after you got away, called the police. Did you at some

- 1 point contact anyone about your ATM card?
- 2 A Yeah, I called the bank, tried to cancel the
3 card. The money was already taken out. They took \$200
4 out.
- 5 Q Do you know when that happened? Was it the same
6 day?
- 7 A The same night.
- 8 Q You found out \$200 was taken out of your ATM
9 account?
- 10 A Yeah.
- 11 Q You didn't offer them that card?
- 12 A No, I did not.
- 13 Q Do you know the location the money was --
- 14 A The 7-Eleven on Charleston and Mohave, I'm
15 pretty sure. I guess that's where they took it out of.
- 16 Q Okay. At some point, did you look at a series
17 of photographs?
- 18 A Yes. Detective Prieto showed me the line-up and
19 I picked him out of the line-up.
- 20 Q He being the defendant?
- 21 A Yes, I picked Rickie out of the line-up.
- 22 Q Okay. Now, did anybody tell you who to pick?
- 23 A No.
- 24 Q Why did you pick the defendant?
- 25 A Because he looked familiar, looked like somebody

- 1 I'd seen, so --
- 2 Q You say it looked like somebody you saw. Does
3 the picture look the exact same way as the person?
- 4 A If I see the picture of somebody, I could tell
5 who it is. I seen him that day. I didn't see him nowhere
6 else. That's where I seen him.
- 7 Q As you are sitting in court today, are you sure
8 the defendant sitting at that table is the one who had the
9 gun and called you into the house?
- 10 A Yes, it is.
- 11 MS. KRISKO: Nothing further.
- 12 THE COURT: Cross?
- 13
- 14 CROSS-EXAMINATION
- 15
- 16 BY MR. RUE:
- 17 Q Mr. John, you were there across the street; is
18 that right?
- 19 A Yes. When I was called over there, I went
20 across the street.
- 21 Q Okay. And you saw a black man, who you say is
22 Rickie, come out from where?
- 23 A From the garage.
- 24 Q Okay. And yelled to you, "Hey, Mark, Ivan wants
25 to talk to you"?

- 1 A Yeah.
- 2 Q Okay. What was your distance at that point?
- 3 A I was right across the street, probably -- I
- 4 don't know exactly how long the street is across, but it
- 5 was right there. I was walking to my car and he was right
- 6 there.
- 7 Q Okay. Did the person -- was he outside of the
- 8 garage itself or was he just --
- 9 A No, he walked down the driveway by the sidewalk
- 10 right there, so it wasn't too far away. When I walked in,
- 11 I was face to face with him with the gun under my neck
- 12 right under here.
- 13 Q Okay. What was he wearing when he was out of
- 14 the driveway?
- 15 A I'm not exactly sure what he was wearing.
- 16 Q Well, tell me what you can remember.
- 17 A I remember he was using, he tried to fake a
- 18 Jamaican accent, and I remember I just could see his face,
- 19 his eyes, that's what I looked at mostly when he was face
- 20 to face with me, so --
- 21 Q He tried to fake a Jamaican accent, "Hey, Mark,
- 22 Ivan wants to talk to you"?
- 23 A I don't know how to do the accent, but --
- 24 Q That's what he said?
- 25 A He said, "Hey, Mark, Ivan wants to talk to you."

- 1 I said all right. I've know Ivan awhile. We were
- 2 friends, so I went over to talk to him.
- 3 Q When he said that, the person walked back into
- 4 the garage?
- 5 A Yeah, he walked back in, went inside. The door
- 6 was shut. I pushed it open. He was right behind the door
- 7 and told me to go in and put the gun to my neck like that,
- 8 told me to get down to the ground.
- 9 Q He didn't wait for you to come in to him?
- 10 A No, he went back inside the house.
- 11 Q Okay. Besides the Jamaican accent, what do you
- 12 remember about the appearance of this person?
- 13 A Just his looks. Just how his facial features
- 14 are. How he looks.
- 15 Q Did he have any earrings?
- 16 A I didn't look. I was pretty scared for my life.
- 17 Q You were scared for your life at this point?
- 18 A Yes, I was. When there's a gun under my chin,
- 19 at that point I was scared.
- 20 Q I'm not talking about, I'm saying when he says,
- 21 "Hey, Mark, come over here"?
- 22 A I didn't look at him. I was getting out of my
- 23 car. He said, "Hey, Mark, Ivan wants to talk to you." So
- 24 he turned around and walked in.
- 25 Q You don't remember anything about him?

- 1 A Yeah, I remember what he looks like.
- 2 Q Okay. What did he look like?
- 3 A Looks just like him. That's who he is.
- 4 Q What was his hair like? Was it like that there?
- 5 A No, I really can't remember what his hair was
- 6 like.
- 7 Q Okay. It wasn't bald, was it?
- 8 A No, it wasn't bald.
- 9 Q Was there a cap?
- 10 A There might have been a wig or something like a
- 11 longer wig or something like braided. Something like
- 12 that.
- 13 Q And that's what you remember about the guy
- 14 calling you over?
- 15 A Yes.
- 16 Q Did you see a gun on him at that point?
- 17 A No, I did not see a gun on him. I wouldn't have
- 18 went over there if I'd seen a gun on him.
- 19 Q Right. You don't remember. What was he
- 20 wearing, shorts or pants?
- 21 A I'm not really sure what he was wearing.
- 22 Q Was he wearing a tank top?
- 23 A Nope.
- 24 Q Tee-shirt?
- 25 A Possibly.

- 1 Q Long sleeved?
- 2 A Possibly a tee-shirt.
- 3 Q Do you remember the color of it or anything like
- 4 that?
- 5 A No.
- 6 Q Then at some point you walked and opened the
- 7 door and surprise, the gun is at your chin or throat?
- 8 A Right under here. When I walked in, pushed the
- 9 door open, he was standing right there. That's when I was
- 10 face to face with him. I couldn't see his whole outfit he
- 11 had on or earrings or anything like that.
- 12 Q Okay. You were face to face with him. What did
- 13 you notice about his face?
- 14 A His eyes. How he looks. His facial features.
- 15 Like if I'd seen you somewhere and seen you again, I'd
- 16 know. I'd know I seen you before. If I seen a picture of
- 17 you somewhere, I would know I'd seen you before.
- 18 Q You don't remember any hair at that point?
- 19 A No.
- 20 Q Do you remember any tattoos?
- 21 A No.
- 22 Q Any piercings on his ears or anything like that?
- 23 A No, I don't remember piercing.
- 24 Q Then you were ushered into the kitchen/pantry
- 25 area?

- 1 A Yeah, I was told to get on the ground, and then
2 that's when I was tied up.
- 3 Q Okay. Then this was all with one person at this
4 point?
- 5 A Yeah. The other guy was watching the other
6 people when he came outside to get me. So he stayed in
7 the other room with them, with Ivan and his son, and then
8 his nephew was with him. I don't know who the other guy
9 was.
- 10 Q Originally you told the officers that you didn't
11 know how many there were; is that right?
- 12 A How many who?
- 13 Q How many suspects were there?
- 14 A I'm pretty sure there was two there.
- 15 Q I understand you're saying that now. Didn't you
16 tell the officers you weren't sure how many there were?
- 17 A I think I always told them there were two people
18 in there.
- 19 Q Okay. That's fine. So you are in the kitchen.
20 You are laying on the ground face down?
- 21 A Yes.
- 22 Q Okay. And you are tied up with cable cord?
- 23 A Extension cord. I brought it and gave it to the
24 lady. She put it in the bag. They still have it.
- 25 Q You held onto it the whole time?

- 1 A I had it on one hand tied real tight. I got my
2 right hand out and it stuck on my left hand.
- 3 Q Is that when you popped your head up?
- 4 A Well, when they got me in, I brought my head up
5 to see what was going on. I didn't know what was going
6 on. It happened too fast. Then I was kicked on my head
7 and my face shoved to the ground.
- 8 Q Was it bleeding?
- 9 A No.
- 10 Q Had that jarred any teeth loose?
- 11 A No. My nose and chin hurt from getting hit into
12 the ground.
- 13 Q Anything broken?
- 14 A No.
- 15 Q Bruising?
- 16 A Just a little bit on my thumb and my back. They
17 took pictures of that when I was hit with the gun on my
18 back.
- 19 Q Any bruising from the kick?
- 20 A Where, on my face?
- 21 Q Yeah.
- 22 A No, it didn't bruise but it was sore.
- 23 Q And they kicked the back of your head and forced
24 you into the ground?
- 25 A Like a stomp, like my head. I lifted my head

- 1 off the ground, and they stomped it back, you know, like
2 you'd stomp somebody's head on the ground.
- 3 Q The made you --
- 4 A Push my face into the ground.
- 5 Q Okay. And did your eyes water up?
- 6 A Well, yeah, when you get your nose hit.
- 7 Q Did you notice the shoes of the person that
8 kicked you?
- 9 A No, I did not. That's when I seen the shoes
10 walk by me, seen the K-Swiss, I remembered that.
- 11 Q Were they pretty sharply white or were they just
12 a worn pair? How would you describe them?
- 13 A Just regular. They weren't like brand new
14 shoes.
- 15 Q Were they tied?
- 16 A I'm pretty sure they were tied. I don't think
17 they were untied.
- 18 Q Did you ever notice the shoes of the other
19 person?
- 20 A No, I didn't. That was the only shoes I seen
21 were those.
- 22 Q Was there ever a time both men were with you?
- 23 A I'm not sure. I seen just those shoes. I had
24 my head covered. The only person I seen was him, Rickie,
25 and that's it. I didn't see the other guy. He stayed in

- 1 the other room.
- 2 Q Okay. So you never saw the other guy at all?
- 3 A No, I did not. I did not see his face, and I
4 don't know if those were his shoes I seen or Rickie's, but
5 those were the only shoes I seen.
- 6 Q Okay.
- 7 A But I know there was two people. They were
8 talking to each other, and the one guy stayed in the other
9 room.
- 10 Q Okay. Can you tell me about this incident you
11 said with them trying to have you grab the gun?
- 12 A Yeah, I laid on the ground. When they put me on
13 the ground, they had a .22. He did. And he laid it next
14 to my nose, told me to grab the gun. Then he had the,
15 held the gun to my temple. I was laying right here with
16 the gun to my nose like this. It was a revolver -- sorry,
17 a .22. It was loaded.
- 18 He told me to grab it. He kept telling me to
19 grab it. I was like, "No." He told me, "Grab it and I
20 will blow your brains all over with this .357, blow your
21 brains out." Telling me that, using a lot of curse words,
22 and I wasn't going to grab the gun, so --
- 23 Q Was this still with the Jamaican accent?
- 24 A Yeah, they were using it. When I had my ATM
25 card with no cash on me, he said, "F'ing Americans,"

1 because I didn't have no cash in my pockets. I said,
 2 "It's in the bank." And that's when he said that, "F'ing
 3 Americans."
 4 Q Which gun did Rickie have when he put it under
 5 your chin?
 6 A Probably the same one he put to my head, the
 7 .357 what he told me it was.
 8 Q You didn't notice it?
 9 A What, when it was under here?
 10 Q At any time.
 11 A When it was to my head and I seen it like that.
 12 Q How many guns did you see?
 13 A I seen that one and the .22.
 14 Q Okay. And at some point, a man came to the door
 15 and they pulled him in; is that right?
 16 A Yeah.
 17 Q Okay. Then you said a little girl came?
 18 A A little girl. She's not here. She got taken
 19 home. She ended up at the same house I ended up. I guess
 20 she followed me when I went into the next neighborhood,
 21 and the guys that lived there dropped her off at her
 22 house.
 23 Q A little girl came to the door. How long after
 24 they had pulled in the man from outside, how long after
 25 that before the little girl came to the door?

1 A Probably just a few minutes' time.
 2 Q And when you say little girl?
 3 A Probably eight years old.
 4 Q Okay. They actually pulled her into the house?
 5 A Yeah, she got taken into the house. They asked
 6 her for her money and if she had a cell phone. She didn't
 7 have no cell phone and had no money.
 8 Q They let her go?
 9 A No. When I got out, she came out.
 10 Q Then you are the one who broke loose from the
 11 ties?
 12 A Yeah, got my hand to slip out of the tie, and I
 13 got out.
 14 Q At what point was the cover taken over?
 15 A Taken off?
 16 Q Yeah, taken off.
 17 A I took it off when I got my ties off after I got
 18 up.
 19 Q How long was your face covered?
 20 A I'm not sure the exact time. How long?
 21 Probably like maybe 15 or 20 minutes probably.
 22 Q Okay. From the time you had or were pulled in
 23 with the gun to the time you broke loose, how long would
 24 you say that was?
 25 A I'm not really sure. I don't know.

1 Q Less than an hour?
 2 A Yeah, it was less than an hour.
 3 Q More than 15 minutes obviously?
 4 A Yeah, obviously.
 5 Q Okay. Now, you broke loose. Then you are the
 6 one that called the police next door?
 7 A No. When I got into the backyard, I hopped the
 8 fence, hopped another fence, then ended up in a different
 9 neighborhood. I used somebody's cell phone and called the
 10 police.
 11 Q Were there dogs in the backyard?
 12 A Yes, in Ivan's backyard there was dogs.
 13 Q And the police came; is that right?
 14 A Yes.
 15 Q They interviewed you?
 16 A Yes.
 17 Q Didn't you tell them that you could not identify
 18 who the suspects were?
 19 A When I seen the pictures, I identified them.
 20 Q I'm talking about before.
 21 A When I was standing there, I don't know if this
 22 ever happened to you, I don't know, but when you take it
 23 in, you can't really think clearly right after it happened
 24 to talk to them like that, so --
 25 Q Okay. But you were trying to be as truthful and

1 honest as you could?
 2 A Yes, I wouldn't need no point to lie about it
 3 when it happened. It was one of the worst things that
 4 happened, so I didn't need to lie about it.
 5 Q When you were interviewed, being interviewed,
 6 you actually told the officers that you could not identify
 7 who the suspects were?
 8 A At that point, I could not explain them. If I
 9 seen a picture there, I know I could have, but I couldn't
 10 tell them exactly what he looked like.
 11 Q Later you were provided with the photo line-up;
 12 is that right?
 13 A Yes.
 14 Q And you identified Mr. Slaughter; is that right?
 15 A Yes.
 16 Q Okay. And was Mr. Slaughter wearing corn rows
 17 when this --
 18 A They were going back, yeah.
 19 Q Right. For the photo line-up, he was wearing
 20 corn rows?
 21 A Yes.
 22 Q He wasn't wearing that when this took place,
 23 right?
 24 A I'm not really sure. I don't think so. I don't
 25 think the picture was taken the same day.

- 1 Q How is it that he stands out to you?
- 2 A Just like I never seen none of those other
- 3 people there, right there. When you get face to face with
- 4 somebody, I don't know if you've ever been at that
- 5 position, you look for certain things, remember certain
- 6 things.
- 7 Q Now, you indicated that this is the guy I think
- 8 called me over to Ivan's house and tied me up and shot
- 9 Ivan. You think it was him?
- 10 A I'm sure it was him.
- 11 Q Why write think then?
- 12 A I don't know. I probably wrote. I don't know
- 13 that's what I wrote, but --
- 14 Q What distinctive characteristics of
- 15 Mr. Slaughter tells you that he was the one that is the
- 16 one in the photo?
- 17 A His nose, how he looks, facial bones in his
- 18 face. How you notice somebody from their face.
- 19 Q Did Mr. Slaughter have any facial hair at the
- 20 time?
- 21 A I'm not sure. No, not really. He didn't have
- 22 no beard or nothing like that.
- 23 Q Any goatee or mustache, anything like that?
- 24 A No.
- 25 Q Okay.

- 1 MR. RUE: Thank you, Mr. John.
- 2 Nothing further.
- 3 MS. KRISKO: Just a little bit.
- 4 THE COURT: All right.
- 5
- 6 REDIRECT EXAMINATION
- 7
- 8 BY MS. KRISKO:
- 9 Q When you left, Mr. John, did you see anybody
- 10 else in the house that was tied up?
- 11 A Yeah. When I got out, they were all still tied
- 12 up, except the little girl. She came out with me. When I
- 13 ran, she ended up right behind me at the house.
- 14 Q Talk about who you saw tied up in the house.
- 15 Did you see Joey Posada tied up in the house?
- 16 A When I seen, I seen Jennifer laying on the
- 17 ground. I couldn't see farther past the wall. I could
- 18 hear everybody in there.
- 19 Q Let's talk about when you left. Did you see
- 20 them when you left?
- 21 A No. Right where I came in the door, there's a
- 22 window right there, then another sliding window that
- 23 opens. I walked out the same way I came in, got through
- 24 that window.
- 25 Q You said that you heard somebody and you weren't

- 1 sure of his name. Maybe Jamal. You weren't sure?
- 2 A Yeah.
- 3 Q You heard him come to the door?
- 4 A Yeah.
- 5 Q Could you hear him being tied up?
- 6 A I heard him saying, "I got kids. Please don't
- 7 kill me." I heard them, "Shut up." Called him a bitch,
- 8 told him to shut up. They don't care. Told him to empty
- 9 his pockets. That's when he got tied up.
- 10 His phone rang. Then they were like, "Oh,
- 11 somebody is already missing you already." He's like, "My
- 12 girlfriend is out in the car." They went out to get her.
- 13 That's when I got my hand free, got my right hand out.
- 14 Q You said you had the cord, gave it to the lady
- 15 that day, right?
- 16 A The police officer, yeah. She put it in a bag.
- 17 Q And you were asked about whether or not you were
- 18 truthful, as honest as you can be when you wrote out the
- 19 statement and talked to the police?
- 20 A Yes.
- 21 Q Were you truthful and honest as you could be
- 22 when you pointed the person out who did this to you?
- 23 A Yes.
- 24 Q And that was the defendant?
- 25 A Yes.

- 1 MS. KRISKO: Nothing further.
- 2 THE COURT: Counsel?
- 3
- 4 RECROSS-EXAMINATION
- 5
- 6 BY MR. RUE:
- 7 Q Did you notice a car in front of Ivan's house
- 8 when he called you over?
- 9 A No, I did not.
- 10 Q Did you notice any cars?
- 11 A There were his cars that was there and that was
- 12 all.
- 13 Q That was all?
- 14 A I didn't see no other cars. Except the
- 15 neighbor's, there was no cars I had never seen in front of
- 16 the house before.
- 17 Q Were the dogs barking while this --
- 18 A Yeah, they were. They wanted to shoot the dogs
- 19 in the backyard if they didn't shut up. They said they
- 20 would shoot the dogs. The dog kept running over to the
- 21 window because they have a sliding glass window in the
- 22 living room. They said they would shoot the dogs if they
- 23 didn't keep quiet.
- 24 Q Did you ever see Mr. Young, Ivan Young, tied up?
- 25 A No, I did not.

1 Q You don't know where he was at?
 2 A Yeah. Yes, he was laying in the living room. I
 3 knew where he was. I couldn't see him, but I could hear
 4 him.
 5 Q And who was in the kitchen tied up?
 6 A Me and Jennifer.
 7 MR. RUE: Thank you. Nothing further, Judge.
 8 THE COURT: All right. This witness may stand
 9 down.
 10
 11 (The witness exited the courtroom.)
 12
 13 MS. KRISKO: Your Honor, at this point, can we
 14 take a brief break? I got the tape to show counsel. I
 15 need to use the restroom.
 16 THE COURT: Let's take a brief recess.
 17
 18 (Recess.)
 19
 20 MS. KRISKO: Joe Posada.
 21 THE COURT: The next witness.
 22 MS. KRISKO: We have Jose written down. I think
 23 his name is Joey Posada.
 24 MR. RUE: That's what I referred to as Joey.
 25 MS. KRISKO: That's what he writes his name as.

1 I would be asking for the amendment, not Jose.
 2
 3 (Recess.)
 4
 5 THE BAILIFF: Raise your right hand. Do you
 6 swear or affirm that the testimony that you are about to
 7 give will be the truth, the whole truth and nothing but
 8 the truth?
 9 THE WITNESS: Yes.
 10
 11 JOEY POSADA,
 12 A minor child called as a witness for the State, having
 13 been first duly sworn, testified as follows:
 14
 15 THE BAILIFF: Sit down and state your name and
 16 spell it.
 17 MR. RUE: Judge, hold on.
 18
 19 (Off-the-record discussion
 20 held between counsel.)
 21
 22 MS. KRISKO: For the record, none of our
 23 witnesses has been present in court. The last witness
 24 Ryan, both of his parents were in court. They are not
 25 witnesses, and Mr. Posada here is a juvenile so his mom is

1 in court. She's not a witness either.
 2 THE COURT: Thank you.
 3 THE WITNESS: Joey Posada. J-O-E-Y,
 4 P-O-S-A-D-A.
 5
 6 DIRECT EXAMINATION
 7
 8 BY MS. KRISKO:
 9 Q Joe is the name on your birth certificate that's
 10 actually Jose?
 11 A Uh-hum.
 12 Q You go by Joey? Everybody calls you Joey?
 13 A Yes.
 14 Q Who's your aunt and uncle?
 15 A My Aunt Jenny and my Uncle Ivan.
 16 Q Okay. Is that your mom's sister? Is your mom's
 17 sister Jenny?
 18 A Uh-hum.
 19 Q Does she go by Jennifer?
 20 A Yes.
 21 Q The thing is when you are answering questions,
 22 she's taking down everything you write, so you have to say
 23 yes or no out loud. You can't just shake your head or
 24 nod.
 25 Do you understand?

1 A Yes.
 2 Q Now Jenny, her last name is Dennis, right?
 3 A Yes.
 4 Q I'm going to ask you about something that
 5 happened on June 26th of 2004, so this is just last June
 6 of this year.
 7 Do you remember being over with your aunt and
 8 uncle at their house?
 9 A Yes.
 10 Q Do you know what their address is?
 11 A No.
 12 Q Do they live on Glory View as far as you know?
 13 A I think so.
 14 Q That's here in North Las Vegas?
 15 A Yes.
 16 Q Who was home that day?
 17 A My cousin Aaron and my Uncle Ivan and my Aunt
 18 Jenny and me.
 19 Q Were you in the house?
 20 A Yes.
 21 Q Did anything bad happen?
 22 A Yes.
 23 Q What happened?
 24 A Two men came in and robbed us.
 25 Q Now, when you say two men, did you get a chance

- 1 to see them?
 2 A Yes.
 3 Q And at some point, did you look at some pictures
 4 and pick one guy out?
 5 A Yes.
 6 Q The person that you picked out, what did you see
 7 him do?
 8 A Beat and kick my uncle.
 9 Q Okay.
 10 A And asked where the money is.
 11 Q When this happened, were you allowed to walk
 12 around or were you tied up?
 13 A I was neither. I was on the floor lying down.
 14 Q Were you ever tied up?
 15 A Yes.
 16 Q And who else was tied up?
 17 A Everyone, my aunt, my uncle and my cousin.
 18 Q Your cousin Aaron?
 19 A Yes.
 20 Q Now, the person that kicked your uncle asked
 21 where the money was. Did he do anything else?
 22 A Not that I know of.
 23 Q Did you see anybody with a gun?
 24 A Yes.
 25 Q Who was that?

- 1 A Both of the men.
 2 Q Do you know what color the men were?
 3 A Black.
 4 Q Did you see anything happen to your uncle as far
 5 as a gun?
 6 A He got beat, and that's all I saw. I didn't see
 7 him get shot.
 8 Q Did you hear him get shot though?
 9 A Yes.
 10 Q You didn't see him?
 11 A Huh-uh.
 12 Q Did you see him put something over his head?
 13 A No.
 14 Q Where was he shot, do you know?
 15 A In the kitchen and the living room, there is
 16 like a counter, and he was in between it.
 17 Q So he was somewhere you couldn't really see him?
 18 A Yes.
 19 Q Remember, you've got to say it out loud for
 20 them.
 21 A Yes.
 22 Q Now, at some point when your family was in there
 23 and this was happening -- first of all, how did that make
 24 you feel?
 25 A I felt really, really scared. I didn't want

- 1 anything to happen.
 2 Q Tell me, did somebody else come in the garage,
 3 another friend of your uncle's, if you know?
 4 A Huh-uh. No.
 5 Q So, no, or you don't know?
 6 A I don't know.
 7 Q Did somebody else, while this was all happening,
 8 come to the front door?
 9 A Yes.
 10 Q Do you know who that was?
 11 A No.
 12 Q Did you see them?
 13 A No.
 14 Q How did you know he came to the front door?
 15 A The doorbell rang and one of the men opened the
 16 door and pulled that person in.
 17 Q Could you see that?
 18 A No.
 19 Q How do you know that happened?
 20 A Because I saw them -- well, I didn't see him
 21 pull them through the door. I saw them pulling that
 22 person to the living room.
 23 Q Okay. And that person, did you see that person
 24 get tied up just like you?
 25 A No.

- 1 Q Did you see him get tied up at all?
 2 A No.
 3 Q What happened?
 4 A I was facing the wall with my cousin, and I saw
 5 someone bend down. Probably they were tying up the
 6 person. I didn't know. Because there was a closet and it
 7 was blocking where it's -- where the den was, where the TV
 8 is, and I didn't see anything because it was blocking my
 9 view.
 10 Q Okay. At some point after the two men left the
 11 house, did you go over to that person and see him tied up?
 12 A No. He got untied, and my aunt asked my cousin
 13 to help her get untied and he couldn't, so I helped him.
 14 Q You went to untie your aunt?
 15 A Yeah. Yes.
 16 Q Tell me, Joey, could you look around the
 17 courtroom and see if you see anybody that was at your
 18 house that day?
 19 A Him.
 20 Q When you say him, can you describe who you are
 21 pointing to? What is he wearing, the person that you are
 22 pointing to?
 23 A Green, a green shirt and green pants.
 24 Q And what was his role at the house? Was he one
 25 of the two men?

1 A Yes.
 2 Q So he wasn't one of your family members, right?
 3 A No.
 4 MS. KRISKO: Let the record reflect he's
 5 identified the defendant.
 6 THE COURT: It will reflect that identification.
 7 MS. KRISKO: Nothing further.
 8 THE COURT: Cross?
 9 MR. RUE: Thank you, your Honor.

CROSS-EXAMINATION

13 BY MR. RUE:
 14 Q Joey, what first brought your attention to the
 15 two men?
 16 A My uncle, he called me out of the room, and I
 17 saw them with the guns pointing to my uncle and him
 18 raising his hands in the air. And they told me to lie
 19 down on the floor, so I did what they told me.
 20 Q Where were you when you saw them?
 21 A In the hallway where my, where I was by the
 22 bathroom and my cousin's room.
 23 Q Okay. Where were they?
 24 A They were all in the kitchen. And then the
 25 garage door was closer to the kitchen than where the

1 bathroom and my cousin's room was.
 2 Q So how far away from them were you?
 3 A I can't tell, but not that far.
 4 Q Was it further than what I am, how far away I am
 5 to you?
 6 A Yeah, a little bit further.
 7 Q Okay. How about here?
 8 A Yes, just --
 9
 10 (Off-the-record discussion
 11 held between counsel.)
 12
 13 THE COURT: Actually, I have measurements. Give
 14 me a minute to see here. 17 feet.
 15 BY MR. RUE:
 16 Q Okay. So about 17 feet away?
 17 A Yes.
 18 Q Were you able to see both men at that point?
 19 A Yes.
 20 Q Okay. Did they each have a gun?
 21 A Yes.
 22 Q Do you recall which hand the gun was in?
 23 A No.
 24 Q Do you recall what the gun looked like?
 25 A I know that it was silver.

1 Q Which one had the silver gun?
 2 A I don't recall.
 3 Q You identified Rickie as Mr. Slaughter being
 4 there at the time. What was he wearing?
 5 A I don't remember, but I remember that he had
 6 braided hair.
 7 Q He had braided hair?
 8 A Yes.
 9 Q How long was the braided hair?
 10 A Shoulder length.
 11 Q And did you notice any facial features?
 12 A There was not that I recall.
 13 Q You don't remember a mustache or anything like
 14 that?
 15 A No.
 16 Q Did you notice -- what did the other guy look
 17 like?
 18 A He had dreadlocks. That's all I remember.
 19 Q Okay. Was he taller or shorter than your uncle?
 20 A Probably the same.
 21 Q And was the one that you identified today, was
 22 he taller or shorter than your uncle?
 23 A I don't recall.
 24 Q Okay. Do you remember anything about the build?
 25 Was one guy skinnier than the other guy or anything like

1 that? Do you remember anything about what they were
 2 wearing?
 3 A Huh-uh. I remember that they had gloves on.
 4 Q They had gloves on. Okay. Do you remember what
 5 kind of gloves?
 6 A No.
 7 Q Were they like thick gloves or tight-fitting
 8 gloves or what?
 9 A Thick gloves. They kind of looked like baseball
 10 gloves. I'm not sure.
 11 Q Was any of them wearing a cap?
 12 A No.
 13 Q Were they wearing shorts or pants?
 14 MS. KRISKO: Your Honor, I will object. He's
 15 asked a few times about the clothing. He says he doesn't
 16 remember.
 17 MR. RUE: I asked generally clothing. Now, I
 18 want to get into specifics.
 19 THE COURT: I will let you.
 20 BY MR. RUE:
 21 Q Pants or shorts?
 22 A I don't remember.
 23 Q Okay. When you saw them, how long did you see
 24 them for?
 25 A Well, I kept on looking back at them, and I

- 1 don't remember how long I was looking at them. I glanced
2 at them a couple times.
- 3 Q And they had you and Aaron. Where did they put
4 you?
- 5 A Well, they put my aunt and uncle, put a child's
6 safe gate up so they could keep the dogs from coming out.
7 And there was my cousin had a safe gate, and they took it
8 apart and they put it -- I don't remember what the room is
9 called, but it was a room that you could -- it was an open
10 room from the kitchen.
- 11 You could see straight from the kitchen. And
12 there was a little box, not a little box, but like
13 something that we could look through. I can't explain it.
14 But we faced that wall, and they told us, they told me if
15 I look at them one more time -- well, the other man, he
16 told me that if I looked at him one more time then he's
17 going to shoot me.
- 18 Q The other man, not the one you identified today?
- 19 A Huh-uh, the other, yes.
- 20 Q Did any of them talk funny?
- 21 A The other man, I think that he had an accent.
- 22 Q Okay. Do you know what kind of accent?
- 23 A No.
- 24 Q Okay. Did Mr. Slaughter ever talk to you?
- 25 A Yes.

- 1 Q Did he have an accent?
- 2 A No.
- 3 Q Now, were you able to see anyone besides Aaron
4 tied up?
- 5 A No.
- 6 Q So where was Jenny? Where did you hear Jenny
7 at?
- 8 A She was in the kitchen, and my uncle, he was
9 near the kitchen and near the living room in the middle.
- 10 Q Okay. And how long did they, from the time they
11 came in until the time they left, how long was that, an
12 estimation?
- 13 A Probably about, well, it was a long time ago. I
14 can't remember because it was a couple months ago, and I
15 don't recall that much stuff as much as I did before.
- 16 Q You say at some point the doorbell rang?
- 17 A Yes.
- 18 Q Now, you weren't in the entryway to see what was
19 going on; is that right?
- 20 A Yes.
- 21 Q Did you ever hear a little girl come to the
22 door?
- 23 A No.
- 24 Q Okay. You remember giving a statement in this
25 case, writing down a statement; is that right?

- 1 A Yes.
- 2 Q You were being truthful during your statement;
3 is that right?
- 4 A Yes.
- 5 Q How long after the incident occurred before you
6 wrote down the statement?
- 7 A I don't recall.
- 8 Q Was it over an hour do you think?
- 9 A Probably.
- 10 MR. RUE: Judge, may I approach?
- 11 THE COURT: You may.
- 12 BY MR. RUE:
- 13 Q Now, you indicated that you don't remember what
14 they were wearing. Is there anything in your written
15 statement that might refresh your recollection as to what
16 you thought they were wearing?
- 17 A Um, I think one, he had a shirt from a -- a
18 tuxedo. It was green, dark green, probably a little
19 darker than the one that you are wearing now.
- 20 Q Okay. Do you remember which one wore that? Was
21 it the one that you identified or the other person?
- 22 A The other person.
- 23 Q Okay. Does that jog your memory as to any other
24 clothing that either one of them wore?
- 25 A No.

- 1 MR. RUE: May I approach?
- 2 THE COURT: You may.
- 3 BY MR. RUE:
- 4 Q Now, did you testify that you were given or
5 viewed a photo line-up; is that right?
- 6 A Yes.
- 7 Q Now, you identified the person in court as the
8 one that you saw next to my uncle. This man had a gun; is
9 that right?
- 10 A Yeah.
- 11 Q You noticed that his hair is in braids in the
12 picture; do you recall that?
- 13 MR. RUE: Approach?
- 14 THE COURT: Yes.
- 15 BY MR. RUE:
- 16 Q You notice how his hair is in braids?
- 17 A Yes.
- 18 Q Is that the way it was when the incident
19 occurred?
- 20 A Yes.
- 21 Q Exactly that way?
- 22 A Probably. Probably it kind of changed. I'm not
23 sure.
- 24 Q Probably.
- 25 You know he had braids on him. You are not sure

1 that's the braids that he had on, is that fair to say?

2 A That was the style. I'm not sure if it was
3 shorter or longer.

4 Q Okay. Okay. Thanks.

5 MR. RUE: Nothing further, Judge.

6 MS. KRISKO: Nothing further.

7 THE COURT: You may stand down.

8

9 (The witness exited the courtroom.)

10

11 (Off-the-record discussion
12 held between counsel.)

13

14 MS. KRISKO: We're going to go ahead and agree
15 to Mr. Jude's (pho) testimony. Basically, he's the
16 7-Eleven custodian that provided the tape to the
17 detectives of the 7-Eleven.

18 THE COURT: Hold on a second. You are not
19 actually going to have --

20 MS. KRISKO: Hang on one second. Can we go
21 ahead and agree that it was the 7-Eleven at 3051 East
22 Charleston?

23 MR. RUE: That's fine, Judge.

24 MS. KRISKO: You don't need to testify. You are
25 all done.

1 State calls Detective Prieto.

2 Did the tape work?

3 THE BAILIFF: No, they are waiting to get the
4 password.

5 THE COURT: Do we have the I.T. person on the
6 way to be able to set it.

7 So I guess we can go ahead with your testimony,
8 and once that individual is here, we can take a look at
9 that.

10 THE WITNESS: Okay.

11 THE BAILIFF: Raise your right hand. Do you
12 swear or affirm that the testimony that you are about to
13 give will be the truth, the whole truth and nothing but
14 the truth?

15 THE WITNESS: I do.

16

17 JESUS PRIETO,
18 A witness for the State, having been first duly sworn,
19 testified as follows:

20

21 THE BAILIFF: Sit down. Have a seat. State
22 your name and spell it.

23 THE WITNESS: Jesus Prieto. J-E-S-U-S,
24 P-R-I-E-T-O.

25 MS. KRISKO: Do we need to take a break?

1 THE COURT: Not until the parties are all here.

2

3 DIRECT EXAMINATION

4

5 BY MS. KRISKO:

6 Q Sir, where are you employed?

7 A North Las Vegas Police Department.

8 Q What is your position there?

9 A I'm a detective.

10 Q For any particular unit?

11 A We work crimes against persons.

12 Q I would like to ask you, did you become involved
13 in the investigation of the State versus Rickie Slaughter?

14 A Yes.

15 Q Specifically, did you go to a 7-Eleven located
16 at 3051 East Charleston?

17 A Yes, I did.

18 Q What was the reason for going there?

19 A To check for any evidence relating to the crime.
20 I was looking for a video or anything I could find.

21 Q Had you gotten information that an ATM card had
22 been used at that location in regards to this case?

23 A Yes, I did.

24 Q Do you know about what time and day that card
25 was used?

1 A It was on June -- I'm trying to remember.

2 June 26th in the evening, about 8:00 o'clock. Somewhere
3 around that time.

4 Q Are you aware of what time the crime occurred?

5 A Yes.

6 Q Pursuant to the ATM card that was taken?

7 A Possibly around 7:00 that night.

8 Q We're talking about a matter of an hour later?

9 A An hour.

10 Q When you went there, you got that videotape?

11 A Correct.

12 Q We're trying to find a way to be able to play
13 that at this point?

14 A Right.

15 Q Tell me, at some point you were involved in
16 Rickie Slaughter being the person that was arrested for
17 this crime, correct?

18 A Yes.

19 Q Did you ever determine where he lived?

20 A Yes.

21 Q Where is that?

22 A I'm sorry, I have to refresh my memory with my
23 report.

24 Q Okay.

25 A I believe the 3800 block. I'm not real positive

1 on it right now.
 2 Q Go ahead and look at this.
 3 A (Witness complied). 3801 East Charleston. It
 4 was Apartment 114.
 5 Q Okay. Is that approximately -- would that have
 6 been like eight blocks from 3051 East Charleston?
 7 A If you were measuring it in exact blocks, it was
 8 actually a couple long blocks, two or three long blocks.
 9 Q So fairly close to the 7-Eleven?
 10 A Yeah, fairly close.
 11 Q Now, I would also like to ask you, did you
 12 respond to the crime scene at Mr. Young's house?
 13 A Yes, I did.
 14 Q Did you contact the witnesses involved in this
 15 case?
 16 A Yes.
 17 Q Tell me their names. Do you know their names?
 18 A Yeah. Ivan Young, Ryan John, Jermain Means,
 19 Joey Posada, Jennifer --
 20 Q Could it be Dennis?
 21 A Dennis, exactly, and their son.
 22 Q Would that be Aaron?
 23 A Aaron, correct.
 24 Q We've heard from Mr. John, we've heard from
 25 Mr. Young. You mentioned a person by the name of Jermain

1 Means?
 2 A Correct.
 3 Q He was also in the house that day?
 4 A Yes.
 5 MS. KRISKO: Nothing further.
 6 THE COURT: Counsel?
 7 MR. RUE: Thank you, Judge.
 8
 9 CROSS-EXAMINATION
 10
 11 BY MR. RUE:
 12 Q Detective Prieto, how was it that you came about
 13 Mr. Slaughter's address?
 14 A Through a confidential informant.
 15 Q Okay. Was that your C.I., for lack of a better
 16 term?
 17 A No.
 18 Q That was another detective's?
 19 A Yes.
 20 Q And what was that? How did you find out about
 21 that?
 22 MS. KRISKO: Your Honor, at this point, I need
 23 to object given all the motion work we've done on this
 24 particular topic.
 25 THE COURT: Counsel?

1 MR. RUE: Judge, I'm asking for -- I'm not
 2 asking for his I.D. I'm not asking for the C.I.'s
 3 location. I want to know the basis for the investigation
 4 that led to Rickie Slaughter.
 5 MS. KRISKO: Well, I'm sorry.
 6 MR. RUE: Go ahead.
 7 MS. KRISKO: I would respond, if we're asking
 8 for his address, at this point, if he's in the phone book,
 9 he could have looked up his name and found it out that
 10 way.
 11 MR. RUE: He didn't have his name. That's the
 12 point. If it was the yellow books, that would be the end
 13 of the story. But it's not, so I would like to have some
 14 context here of what led them.
 15 THE COURT: I'm going to allow you to ask that
 16 question.
 17 MS. KRISKO: To ask for clarification, are we
 18 talking about the defendant's name, not his address? The
 19 question was his address.
 20 MR. RUE: His address. We'll start off.
 21 BY MR. RUE:
 22 Q How did you become aware of Rickie Slaughter's
 23 address?
 24 A The information that I received from a detective
 25 in Metro.

1 Q And what led you to Rickie Slaughter? What made
 2 you believe that Rickie Slaughter was a part of this?
 3 A I got his name, a name. When I had the name, I
 4 pulled up pictures through S.C.O.P.E. and got information
 5 on the person's name that I had.
 6 Once I got a picture, I put it into a photo
 7 line-up and showed it to my witnesses and my victims.
 8 Q But let's start at the beginning. Why was --
 9 how was it Rickie Slaughter's name that came across as
 10 opposed to Jeff Rue or Susan Krisko?
 11 A Because the detective called me, or he actually
 12 had information. It went three ways. It went through the
 13 department, then onto my pager and my pager read detective
 14 from Metro has information on your suspect or from a
 15 confidential informant that he's your suspect.
 16 And I called later. Through phone calls, I got
 17 information from the detective that said Rickie Slaughter
 18 was the suspect identified by a confidential informant.
 19 Q Okay. Did you take any notes of your
 20 discussions with the other Metro detective or anything
 21 like that?
 22 A No.
 23 Q And the conversations weren't recorded?
 24 A No. Like I said, it was on my pager on quick
 25 phone calls. I listened to a bunch of information. I got

1 a name. The biggest thing was the name. From there, I
 2 got the photos and that's what led to him.
 3 Q Now, did he give you specifics how Rickie
 4 Slaughter's name got mentioned? Why was Rickie
 5 Slaughter's name mentioned by the C.I. or what context was
 6 this C.I. providing the name of Rickie Slaughter, do you
 7 know?
 8 A He was listening to him, you know.
 9 MS. KRISKO: I will object. Again, if this is
 10 going to give information that is going to put that person
 11 in jeopardy, then it's all part of the motion we've done.
 12 MR. RUE: Okay.
 13 BY MR. RUE:
 14 Q In your police report, you indicated that the
 15 C.I. told detectives that Rickie Slaughter was bragging
 16 about doing a job?
 17 A Correct.
 18 Q That's what I'm getting at.
 19 A Yeah. Well, you know, it's in my report. I can
 20 read it to you from my report because I don't want to give
 21 any more than I have given.
 22 Q Sure. Was this crime -- did Metro release a
 23 police report or anything or a press release or anything
 24 about this case, do you know?
 25 A No.

1 Q Was it in the paper at all?
 2 A Our case?
 3 Q This case.
 4 A I believe it was on the news.
 5 Q And you didn't -- as part of your job, you don't
 6 question the veracity of the C.I., do you?
 7 A You know, the only thing I would get from a C.I.
 8 or, for instance, a person calling on the phone, it would
 9 be just information. And it wouldn't be nothing I would
 10 act on.
 11 I would go, which I did, establish the suspect
 12 through a photo and identification from my witnesses and
 13 victims. That's the only place I would ever go with that.
 14 Q Okay. And you never talked to this guy?
 15 A One time briefly on the phone, much later. I
 16 didn't really understand them that well, and I terminated
 17 the phone call.
 18 Q Okay. Were there any other leads that you
 19 followed up on in this case?
 20 A There was another person that, in my report,
 21 that are in the officer's report about a subject, and I
 22 would have to look at my report. I didn't believe I was
 23 going to be on the stand today.
 24 Although there was one person at the end of the
 25 original officer's report that property owners said that

1 he believed fit the description of the possible suspects.
 2 Well, with that person's name, I ran down his
 3 identity, I went to his house, I talked to him, I talked
 4 to an aunt that verified he gave me an address where he
 5 was at that day. I talked to his aunt and she also
 6 verified he was at a family get-together. And that was
 7 the determination of me checking him out because his
 8 stories matched.
 9 Q And can you explain to me the process of the
 10 photo I.D., how does that come about? How do you do that
 11 process?
 12 A Okay. Like he was identified through various
 13 sources.
 14 Q Sure.
 15 A I look up the most recent photo that I can find
 16 of him, whether through my department, North Las Vegas or
 17 Metro's. I obtained the most recent photo. I go into
 18 print track, I pick out a lot of photos that are really
 19 similar to the person that I have, I make a six-pack. I
 20 have a six-pack assembled of six pictures, five other ones
 21 that look really similar to Slaughter.
 22 And then with that, I have various different
 23 places that he's put in to show different witnesses so
 24 he's not in the same spot each time. Then I present the
 25 photo line-ups to each one of my victims or witnesses.

1 Q Did you have any assistance with that, or did
 2 you just do that? Do you have the authority just to do it
 3 yourself, pick out which ones you want?
 4 A What I usually do is like, on this instance, I
 5 get a photo which is from another department, I will go
 6 into print track. Yeah, I can pick them out, if that's
 7 what you are asking. I can pick out all the photos, and I
 8 match them up as close as I can to the person that is
 9 suspect.
 10 Q In this case, do you recall who you provided the
 11 first photo line-up to?
 12 A It was Young, yes, sir.
 13 Q Was there anyone else in the room with him at
 14 the time or was it just you two?
 15 A It was me and him, and his wife stepped out of
 16 the room. It was in the hospital.
 17 Q Then the next person was?
 18 A His wife because she was there. I walked her
 19 into the hallway, showed her the photo line-up, and she
 20 could not identify.
 21 Q Are you able to switch the pictures around
 22 between the two, or do you just use the same six-pack, as
 23 you say, the same sequence in order for Ivan Young as you
 24 did with Jennifer?
 25 A I have several photo line-ups with me. All I

1 have to do is give him one, her one and just like a deck
2 of cards.
3 Q Okay. Was it the same day that you provided the
4 photo I.D. to the other witnesses in the case?
5 A No. No. Initially, the first day the only one
6 I was able to contact to get a positive I.D. was Ivan
7 Young.
8 Q Did that provide the probable cause for the
9 search warrant?
10 A Yes.
11 Q Then you searched Mr. Slaughter's house?
12 A Correct.
13 Q What did you find?
14 A Well, we actually didn't find -- we got various
15 items. I would have to refresh my memory. I believe we
16 took a red shirt. We took a camera. Sometimes things
17 come from cameras.
18 Q Any bloody shoes?
19 A No.
20 Q Any dreadlock wig?
21 A No.
22 Q Any caps?
23 A No.
24 Q Cell phones?
25 A No -- yes. Sorry, yes, we did take a cell

1 phone.
2 Q Any money?
3 A No.
4 Q Firearms?
5 A No, not inside the residence.
6 Q You did find a couple guns though where?
7 A I didn't find them. Our I.D. tech that executed
8 the search of the car, I believe Ruben, he located two
9 guns hidden inside the paneling of the rear of the
10 vehicle.
11 Q Okay. Do you recall what kind of guns those
12 were?
13 A Yes, .25 -- actually, a chrome, I believe,
14 chrome .25 auto and a .22 revolver with a brown handle
15 grip.
16 Q Did you ever interview Mr. Slaughter?
17 A Yes.
18 Q When did that occur?
19 A On the night of the search warrant, the same
20 day.
21 Q Okay. Was that recorded?
22 A It was. Actually, there was nothing to -- he
23 wanted his attorney.
24 Q Were any of the witness' statements recorded at
25 all; do you recall?

1 A Yes.
2 Q They were?
3 A Yes.
4 Q All of them?
5 A Yes. In fact, sir, you have the transcript, I
6 believe. Hold on. I'm sorry. I got a little bit away
7 from myself. The victims wrote out statements.
8 Q Right. They were handwritten statements?
9 A Handwritten statements. My fault.
10 Q No recordings of these statements?
11 A No. No. Except for -- excuse me, except for
12 victim Ivan and one of the other people involved in the
13 incident, I believe it was a girl, Slaughter's girlfriend.
14 Q Tiffany Johnson?
15 A Tiffany Johnson, yes, sir.
16 Q That's where I was getting to next. Did you
17 have a recorded conversation with Tiffany Johnson?
18 A Yes, I did.
19 Q And you found her not to be credible; is that
20 fair to say?
21 A Yes, sir.
22 Q As a detective, do you take notes down during
23 the course of your investigation and write out notes sort
24 of to refresh your memory, anything like that?
25 A Most of the time I just, I will write something

1 down if somebody calls me or something. Most of the time,
2 if I do anything, I will take a recorder and record it, do
3 stuff like that.
4 Q Did you do that in this case at all?
5 A Yeah, I took -- the interviews I recorded are
6 there and you have them.
7 Q Okay. Thank you, Detective.
8 A Okay.
9 MS. KRISKO: Let me have a couple quick
10 questions.
11 THE WITNESS: Okay.
12
13 REDIRECT EXAMINATION
14
15 BY MS. KRISKO:
16 Q What day was the search warrant done, do you
17 remember?
18 A On who?
19 Q The search warrant on the house for Rickie
20 Slaughter.
21 A On the 26th.
22 Q So it --
23 A No, no, wait. I'm sorry. I have to refresh my
24 memory. I believe it was Monday. In fact, Monday night.
25 Q Sure. Detective, to be fair, you didn't know

1 that you were going to be testifying this morning,
 2 correct?
 3 A No.
 4 Q It is no longer under seal, correct? The
 5 application, as far as you know, it's not sealed?
 6 A I don't believe so.
 7 Q I'm sorry. Did you give us the date of the
 8 search warrant?
 9 A It would be Monday, the 28th.
 10 Q Okay. So a couple days afterwards?
 11 A Yes.
 12 Q Not unusual not to find money that long after a
 13 robbery?
 14 A Not unusual.
 15 Q I'm sorry. It is my understanding -- Counsel
 16 may not have a copy of this.
 17 Did you apply for this to be sealed, your search
 18 warrant?
 19 A Yes. At the time, I believe we got a sealing
 20 order on it, too.
 21 MS. KRISKO: Then at this time, Your Honor, I
 22 would ask for this Court to order it unsealed, and if we
 23 give him a copy, I assume since we had it as part of my
 24 discovery, that it would have been copied with everything
 25 else given to counsel.

1 THE COURT: In light of that, I order it
 2 unsealed and a copy given to him.
 3 MS. KRISKO: Thank you.
 4 THE COURT: Counsel, you need to -- right now,
 5 would you like a copy right now?
 6 MR. RUE: Well, that's fine, Judge. It doesn't
 7 have to stall the proceedings at all, Judge, as long as
 8 there's no questioning on it.
 9 MS. KRISKO: No.
 10 BY MS. KRISKO:
 11 Q I do, however, have a question. Tiffany is the
 12 defendant's girlfriend?
 13 A Yes.
 14 Q You were asked about her veracity, her
 15 truthfulness?
 16 A Uh-hum.
 17 Q Isn't it true she admitted to you she lied on
 18 behalf of the defendant?
 19 A Yes.
 20 MS. KRISKO: Nothing further.
 21 MR. RUE: Nothing further. Thank you,
 22 Detective.
 23 THE WITNESS: Okay.
 24 MS. KRISKO: And other than the tape, I'm done,
 25 other than the tape.

1 THE COURT: All right.
 2 MS. KRISKO: Do we want to take a break while
 3 you do their case and see.
 4 THE COURT: Yeah, let's take a break.
 5
 6 (Recess.)
 7
 8 MS. KRISKO: For the record, we're going to ask
 9 to be marked as the next in line of exhibits, it is a C.D.
 10 Rom we've now got playing for the Judge to watch. It is
 11 my understanding that is fine with defense counsel.
 12 MR. RUE: Judge, can Mr. Slaughter be over here
 13 to watch?
 14 THE COURT: Yes.
 15 MS. KRISKO: We're on the record. So he will
 16 look at it.
 17 Q You are stating that there's two different
 18 angles on this, Detective?
 19 A Yes.
 20 Q You are back on the witness stand viewing?
 21 A The ATM machine is right there in the corner of
 22 the picture.
 23 Q For the record, while reading, watching that,
 24 can you tell us what the time stamp is on it?
 25 A It says 2009, so should be 8:09. But if I

1 remember correctly, he said it was somewhere five minutes
 2 off.
 3 Q Five minutes, not five hours?
 4 A No. Maybe five minutes.
 5 That's the completion of it.
 6
 7 (End of viewing videotape.)
 8
 9 BY MS. KRISKO:
 10 Q Can I have you take that out, Detective?
 11 A (Witness Complied).
 12 Q I will ask to have it marked and to release the
 13 tape back to the detective so we can have copies made, so
 14 myself and defense counsel has copies.
 15 THE COURT: All right. Detective Prieto, you
 16 will be able to do that as soon as possible?
 17 THE WITNESS: Yes.
 18 MS. KRISKO: And since the detective has
 19 answered further questions, I have one more question, if I
 20 can.
 21 BY MS. KRISKO:
 22 Q Detective, do you know what time the police
 23 responded to the victim's house after they were robbed and
 24 kidnaped and if you saw the report?
 25 A I would have to refresh my memory with the

1 report. Sorry.
 2 1911, so that was 7:11.
 3 MS. KRISKO: I have no further questions.
 4
 5 RECROSS-EXAMINATION
 6
 7 BY MR. RUE:
 8 Q Is that the time that you were dispatched or
 9 when officers were dispatched to the scene?
 10 A No, that's the time the officer put as time of
 11 crime, so it would probably be about five minutes before
 12 that. The actual time of dispatch would have been a
 13 couple minutes before the time they indicated of the
 14 crime. This is probably sometime around -- the time they
 15 got the dispatch was probably around that time.
 16 MR. RUE: Okay. Thank you.
 17 MS. KRISKO: So the record is clear, what number
 18 was this marked as, the C.D., was there a number given?
 19 THE CLERK: Marked No. 1.
 20
 21 (State's Proposed Exhibit 1
 22 was marked for identification.)
 23
 24 MS. KRISKO: Okay. This is marked as No. 1, and
 25 I am returning it back to the detective.

1 THE COURT: Are you moving for its admission at
 2 this time?
 3 MS. KRISKO: Yes.
 4 THE COURT: And the defense has no objection?
 5 MR. RUE: Right.
 6 THE COURT: It will be admitted.
 7 MS. KRISKO: Thank you.
 8
 9 (State's Proposed Exhibit 1
 10 was admitted into evidence.)
 11
 12 MS. KRISKO: At this time, Your Honor, the State
 13 would rest.
 14 THE COURT: All right. Defense?
 15 MR. RUE: Judge, I have reviewed the right of
 16 Mr. Slaughter to take the stand, and he has decided to
 17 follow my counsel and not take the stand, and we would
 18 rest.
 19 MS. KRISKO: Your Honor, before I start arguing,
 20 I would note that on Page 2, Line 27, that it should read
 21 Ryan John with his shoes, not with his feet. And I think
 22 that is consistent with the testimony that was given.
 23 THE COURT: All right. As well as, I had
 24 noticed under Count I, Line 26, it says Counts XII to XVI.
 25 You amended it to include Count XVII.

1 MS. KRISKO: Yes, that's correct.
 2 THE COURT: So I'm assuming the State would also
 3 like that to reflect --
 4 MS. KRISKO: Yes, please.
 5 THE COURT: -- XII through XVII?
 6 So at this time, there will be those two
 7 amendments on Page 1, Line 26, XVI will be changed to
 8 XVII. And Page 2, Line 27, feet will be amended to shoes.
 9 MS. KRISKO: Okay. Thank you. And I would
 10 reserve the rest of my argument for rebuttal.
 11 THE COURT: Mr. Rue?
 12 MR. RUE: I would like to address Count V,
 13 Judge. The testimony, attempt murder with use of deadly
 14 weapon by stomping on the head, stomping that caused no
 15 bleeding, no bruising, no breaking, no nothing. Maybe
 16 pain and eye watering, but I don't think that's enough to
 17 get an attempt murder charge.
 18 I would submit it's arguably battery with use,
 19 but I don't think there's enough there from one stomp to
 20 suggest that there is an indicia that he was intending to
 21 kill anybody. Obviously, the big issue here is I.D.,
 22 specifically with that charge.
 23 Also with respect to Counts XV, XVI, and XVII, I
 24 don't think they've brought in the witnesses to prove
 25 those cases up, Judge, to establish the elements of the

1 offense of kidnaping. And I would move to dismiss those
 2 counts.
 3 With respect to the rest of it, I will submit
 4 it. But those counts specifically, I would ask the Court
 5 to consider dismissing.
 6 MS. KRISKO: My response would be, as to Count
 7 V, it is a question of fact for the jury. If you look at
 8 what they talk about what a deadly weapon is, or attempt
 9 murder with use of deadly weapon, it's something that is
 10 used under the circumstances that is attempted to be used
 11 to kill someone.
 12 We don't have to prove that substantial bodily
 13 harm occurred, and we don't have to prove that death
 14 occurred, but certainly I think that the indication, if
 15 you were going to stomp the back of a person's head, that
 16 you intend to cause them substantial bodily harm. Just
 17 the fact that it didn't happen isn't enough to negate that
 18 particular count, so I would ask that stand.
 19 Count VI is in the alternative to Count V. That
 20 would be something that a jury would have to decide.
 21 As to Count XV, XVI, and XVII, I absolutely
 22 disagree. We had to bring witnesses in, and we had
 23 testimony from Ryan John, we had testimony from Ivan
 24 Young, and we had testimony from Joey Posada. They all
 25 saw these individuals restrained against their will.

1 And we heard the testimony that the particular
2 people that were doing this restraining were asking for
3 money, were doing things that indicated a robbery or an
4 attempted robbery and also were there when Ivan Young was
5 shot. So certainly the added elements of doing this, for
6 the purpose of either substantial bodily harm or for the
7 purposes of killing Ivan Young, are there.

8 The only thing I would be willing to concede is
9 Count of robbery with use of a deadly weapon, that being
10 Jermain Means. Simply there was no testimony anything was
11 taken from him. Nobody could testify to that.

12 However, certainly there was Joey stating that
13 somebody knocked at the door, he was pulled into the
14 house. So that would indicate a kidnaping, as well as the
15 testimony that everybody saw Jennifer Dennis tied up, and
16 Joey was right next to Aaron Dennis who also was
17 restrained. So I believe that we absolutely have enough
18 evidence for XV, XVI and XVII.

19 I would, however, not oppose dismissal of Count
20 No. IX.

21 MR. RUE: Judge, if I could be heard briefly?

22 THE COURT: You will have the last chance.

23 MR. RUE: I'm sorry, you're right. But with
24 respect to V, the testimony from Ryan John, if you recall,
25 he thought that there were shoes. He didn't think the

1 perpetrators had taken their shoes off. And then it's one
2 kick, one kick, and that's it.

3 The damage of the kick was not from the kick, it
4 was from the ricochet off the ground. Certainly that is
5 battery with use. But is that really enough? That would
6 suggest that almost any kick would satisfy the attempt
7 murder with use of deadly weapon, Judge.

8 As a technical matter, XV, XVI and XVII, there's
9 no one in here that came in and testified that it was
10 against their will. Being pulled into the house, what
11 does that mean? Against their will. Judge, I don't think
12 they've established it. I will submit it.

13 MS. KRISKO: Okay. First of all, against their
14 will? You have a screaming, crying family being tied up.
15 Certainly there is a scintilla of evidence for Counts XV,
16 XVI and XVII.

17 MR. RUE: I didn't hear any crying or screaming
18 testimony.

19 MS. KRISKO: I guess then in our own homes we
20 want to be forced on the ground and tied up. That's the
21 thing. They are saying, "Where is the money?" They were
22 saying if you don't shut up -- there was an inference,
23 there was some sort of verbalization they didn't want this
24 to happen if they were being told to shut up.

25 We do not have to have these people brought in

1 here to have them testify to establish this happened. The
2 father of the family saw his family tied up in the house
3 by the defendant and his cohort.

4 As far as Count V goes, again, it's got to be up
5 to the jury. This is not the same thing as if I walked up
6 and hit somebody in the chin. When you have somebody on
7 the ground, the testimony was that he was stomped, has the
8 back of his head stomped by somebody. It's a question of
9 a jury for the fact whether or not that was an attempt to
10 kill and leave it at that.

11 THE COURT: Mr. Slaughter, would you rise at
12 this time. Mr. Slaughter, the Court having heard the
13 evidence presented today, the testimony of the witnesses
14 that we had today in this hearing, the Court does find
15 that slight or marginal evidence does exist in this
16 matter.

17 Specifically, as to the counts that were raised
18 in counsel's argument, because the alternative Count VI, I
19 do believe and do agree with the State that it is up to
20 the jury to make a decision. And certainly, if they agree
21 with counsel's argument, they would go along with Count VI
22 rather than the Count V in their deliberations.

23 I also do agree that Count IX should be
24 dismissed. But that XV and XVI and XVII, again, what the
25 testimony presented today provides slight or marginal

1 evidence. And, of course, there is a big difference
2 between slight or marginal evidence and beyond a
3 reasonable doubt, which is what the State has to show at
4 the trial.

5 So you will be answering to all the charges
6 listed in the Second Amended Criminal Complaint, but for
7 Count IX.

8 MS. KRISKO: Your Honor, just so counsel and I
9 are on the same page, when I do the Information, the
10 numbering for Count II and Count I will change a little
11 bit just to match the numbering that will now occur since
12 IX is gone.

13 MR. RUE: That's fine.

14 THE CLERK: October 5th at 9:00 o'clock a.m. in
15 District Court Department XVI.

16 MS. KRISKO: Thank you.

17 THE COURT: Thank you, Counsel.

18 -oOo-

19
20
21 ATTEST: FULL, TRUE AND ACCURATE
22 TRANSCRIPT OF PROCEEDINGS.

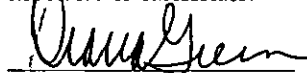
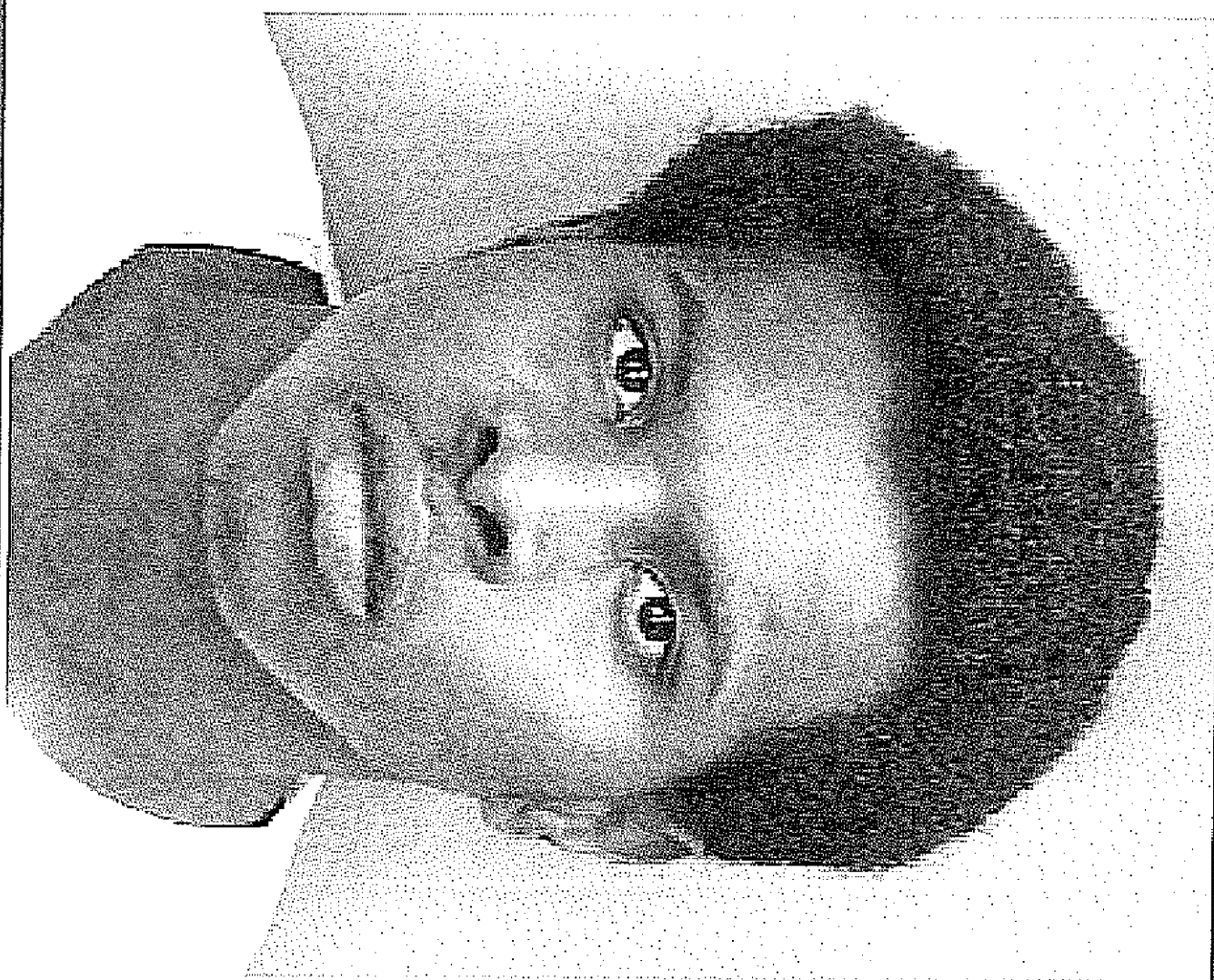
23 
24 DIANA M. GREEN, C.C.R. No. 264
25

EXHIBIT "D"



The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in this office.
By: North Las Vegas Detention Center
Date: 02/10/2010



Full Name: 02/10/2010

Reset size

List of tasks:

Start

Offendertrak [Offender]

Miscellaneous - Miscellaneous

Workflow - Workflow

Administration - Administration

Log - Log

Window - Window

Help

DETENTION CENTER 02/10/2010 07:42 PST

1 81

TRAN
CASE NO.C-204957
DEPT. NO. 3

FILED

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ORIGINAL

Sharon Howard
CLERK OF THE COURT

DISTRICT COURT
CLARK COUNTY, NEVADA

* * * * *

THE STATE OF NEVADA,)
)
Plaintiff,)
)
vs.)
)
RICKIE SLAUGHTER,)
)
Defendant.)
_____)

REPORTER'S TRANSCRIPT
OF
DEFT'S MTN TO DISMISS

04C204957
TRAN
Reporters Transcript
1307965



BEFORE THE HONORABLE DOUGLAS HERNDON
DISTRICT COURT JUDGE

DATED: THURSDAY, MARCH 3, 2011

REPORTED BY: SHARON HOWARD, C.C.R. NO. 745

RECEIVED
MAR 23 2011
CLERK OF THE COURT

SLAU0196

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1 APPEARANCES:

2 For the State:

MARC DIGIACOMO, ESQ.

3
4 For the Defendant:

OSVALDO FUMO, ESQ.

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1 LAS VEGAS, NEVADA; THURSDAY, MARCH 3, 2011

2 P R O C E E D I N G S

3 * * * * *

4
5 THE COURT: Page 4, State of Nevada vs.
6 Rickie Slaughter, C-204957. He's present in custody with
7 Mr. Fumo. This is on for three motions, as well as a
8 status check on our trial.

9 My recollection is what I told you all about trial
10 was we'd come back today after my civil calendar calls and
11 figure out if we could set it on the civil stack, right.

12 MR. FUMO: You asked us to bring our
13 calendar so we could set that up.

14 THE COURT: I don't know what your
15 calendars are, but in terms of my civil stack it's
16 starting right now. All I have is a trial that's going to
17 go two weeks March 28 to April 4th. So I could set it
18 before or after that within the civil stack, if you
19 agree.

20 MR. DIGIACOMO: Can you do April 11th.

21 THE COURT: I can do April 11th. It has
22 to be done that week.

23 MR. DIGIACOMO: I don't see a problem with
24 this being a week case. I don't.

25 THE COURT: I'll be gone the week after,

1 that is why I say it has to be done that week.

2 MR. FUMO: Court's indulgence. I have two
3 trials set April 11th, your Honor.

4 MR. DIGIACOMO: Are you back the week of
5 the 25th.

6 THE COURT: That's a criminal stack. So I
7 don't know what we have. I have some priorities from the
8 age of the case, but unless I have something that's
9 already a firm setting -- I have a death penalty case.

10 MR. DIGIACOMO: Is it Land.

11 I think Mr. Oram represents him.

12 THE COURT: I don't remember who
13 represents Land.

14 MR. DIGIACOMO: Mr. Oram represented that
15 won't be going.

16 THE COURT: I think Jessica Walsh was in
17 court on that. I know they made reference that that case
18 is on for that day. She didn't say it wasn't going. It
19 was in terms of resetting one of her trials.

20 MR. DIGIACOMO: I was in trial with Mr.
21 Oram yesterday, but -- that's fine. We can do the 11th or
22 25th as far as I'm concerned. I can go into May as
23 well.

24 THE COURT: 25th would work better for the
25 court, if you believe Land isn't going. You have as good

1 a knowledge as anybody on that.

2 MR. FUMO: We have our expert that's
3 unavailable the 25th. How is May or June.

4 MR. DIGIACOMO: I can't do June. May is
5 open.

6 THE COURT: May 2nd.

7 MR. DIGIACOMO: May 2nd.

8 MR. FUMO: May 2nd.

9 THE COURT: How about I set it for trial
10 the week of May 2nd, 10:00, calendar call April 28th,
11 9:00.

12 MR. FUMO: Sorry, the 3rd through the 7th,
13 I'm out of the jurisdiction.

14 THE COURT: I have a murder trial set that
15 week that Mr. Stanton tells me it's not going.

16 MR. DIGIACOMO: No on March 14 and on
17 March 21st. I have a murder case with Judge Villani's
18 department. That would be cutting it a little tight.

19 MR. FUMO: I'm open the entire month of
20 July, up to the 26th.

21 THE COURT: Here's the thing. I don't
22 want to get around this, where I'm trying to run my -- we
23 talked about this before -- run my calendar on when
24 Mr. Expert is available. I set a trial, Mr. Expert needs
25 to come in and testify at trial. I set it far enough in

1 advance that Mr. Expert needs to make some accommodations
2 and change things.

3 MR. FUMO: That's why we're trying to get
4 June or July. That's wide open.

5 THE COURT: I think personally April 25th
6 is far enough in advance.

7 MR. FUMO: That's me. I'm in a jury
8 trial. Client did invoke his right to 60-day trial. It's
9 a sex assault case the 25th. That is my conflict, not the
10 expert.

11 THE COURT: Where are you going the 3rd
12 through the 7th.

13 MR. FUMO: Federal sentencing seminar.

14 THE COURT: On the Spann case.

15 MR. DIGIACOMO: I know nothing about that
16 case. I was looking at it the other day, and I was
17 wondering why I don't. That's Mr. Oram's as well.

18 May 16th, I have Mendoza, which is a child abuse -- I
19 don't think Vicki knows anything about that.

20 Vicki, do you know anything about the Mendoza case
21 set for May 16th -- murder by child abuse.

22 UNIDENTIFIED ATTORNEY: Far as I know,
23 it's good to go. I haven't -- they haven't filed any
24 expert. We may be looking at a doctor expert in that case
25 for the defense.

1 THE COURT: All right.

2 MR. DIGIACOMO: I would be willing to set
3 it on the 9th of May, Judge, and trail behind Spann, if it
4 goes. We are eligible for overflow.

5 THE COURT: I'll set it for May 9th.

6 MR. DIGIACOMO: With the number of motions
7 in this case, I don't know that I would be real interested
8 in overflow. I'd prefer to trail as opposed to
9 overflow.

10 THE COURT: Well, we're going to get the
11 motions dealt with before we go to overflow generally.
12 I'll do all the motions before I send it to overflow.

13 MR. DIGIACOMO: It's the number of rulings
14 in the case that need to be remembered by the court.

15 THE COURT: Depending on how long Spann
16 is -- I would consider sending it to overflow, but it's a
17 death case. We'll see. I'll set for May 9th at 10:00
18 a.m., calendar call May 5th, at 9:00.

19 Now we have 3 motions on today. What do you want to
20 take first.

21 MR. FUMO: You received our reply.

22 THE COURT: I did.

23 MR. FUMO: We can let it stand on that,
24 unless you want to argue anything further.

25 We definitely need an evidentiary hearing as we

1 requested in the motion. Two reasons for it. You saw the
2 color photos of the lineup. A detective, what he did, was
3 take the photo lineup pictures from the Metropolitan
4 Police Department, that we claim has a white background.
5 You can see it's clearly different from everybody else.

6 Everybody else was taken from the North Las Vegas
7 photo bank. That has a dark blue or bluish background to
8 it.

9 So what happens when you look at those photos
10 Mr. Slaughter seems to stand out. It gives that halo
11 effect. Which gives the person looking at it the opinion
12 that everybody else must have been taken in a pool and is
13 just filler. This person must clearly be the guilty
14 party.

15 The other reason we'd like to have the evidentiary
16 hearing on that is going through the preliminary hearing
17 transcripts I noted that Ivan, the victim in this case,
18 states that he knows Mr. Slaughter's name. He actually
19 calls him Rickie at the preliminary hearing. There's a
20 suggestion -- if you look at page 43 in the preliminary
21 hearing transcript -- where he suggests that he learned
22 Rickie's name at the photo lineup. Nothing is delved
23 further. So we'd like and evidentiary hearing on that
24 also.

25 Why is the detective giving him the person's name at

1 the lineup. And how he came to put this photo lineup
2 together.

3 MR. DIGIACOMO: Couple of things, Judge.

4 You have the lineup, so obviously you can look at it.
5 There's no case law to suggest that the one case that they
6 do cite involves police misconduct in creating the lineup
7 and having the ability to affect the lighting
8 conditions.

9 I looked at that lineup. Like I said in my motion,
10 how about the guy in the yellow shirt. He's the one that
11 jumps off the page. Mr. Slaughter's picture, as well as
12 that guy wearing the yellow shirt, both almost have a
13 white background.

14 There is a lot -- it would be a situation in which
15 the court is going to say, look, because the cop only had
16 access to one photo, they can't possibly do a photo
17 lineup. Because that would be the situation here. He had
18 a single juvenile photo. It's the only thing they could
19 get their hands on to use. There's no allegation he was
20 in custody at the time.

21 Those photos, if you look at them, there's nothing
22 about them that are -- that precludes their admissibility
23 in the constitution as being unduly suggestive. Certainly
24 they can cross-examine the witnesses about that particular
25 situation.

1 As to whether or not he knew Rickie's name, there is
2 no evidence to suggest that the photo lineup was
3 suggestive at the preliminary hearing, or that someone
4 pointed out the picture to him. It's not like Rickie
5 Slaughter is written underneath the name on the
6 photograph. I'm not sure where they're getting that from
7 the preliminary hearing transcript. I didn't see the
8 reply, to be truthful to you, where he suggested he
9 learned his name prior to the identification being made by
10 the witness.

11 Maybe he learned the name after the identification
12 being made, as to who it is he picked out, or whether
13 there is a discussion of names, do you know this person,
14 have you ever had any contact with the person, or anything
15 else like that. Which would have been completely
16 appropriate questioning by the detective at the time of
17 the interview, and/or photo lineup being done with the
18 victim who is lying in bed with one eye because he got
19 shot by the perpetrators of the crime.

20 And certainly an interview needed to take place of
21 him. We had a suspect that was identified by way of
22 anonymous information, confidential information.

23 MR. FUMO: Briefly, Judge.

24 That's the reason why I want the evidentiary hearing
25 to flush out where he learned this. Mr. DiGiacomo just

1 said we don't know if he learned it after or before.
2 That's why I think an evidentiary hearing would be
3 valuable, so we can inquire as to those questions prior to
4 getting on the stand during cross-examination.

5 Secondly, Mr. DiGiacomo said they wasn't a newer
6 picture and that's why Detective Preata had to go from
7 North Las Vegas to the Metropolitan Police Department's
8 bank. That's not true. There is a newer picture. Newer
9 than the one he used in the photo lineup in North Las
10 Vegas. I think it was just taken two months prior, that
11 was newer than the one he actually did use. That's
12 probably another reason I asked him about this. Probably
13 saw that picture in North Las Vegas.

14 THE COURT: The problem with that picture
15 is that your client has a 2- to 3-inch afro in that
16 picture as opposed to cornrows, which is what he's wearing
17 in the lineup and every other person in the lineup is
18 wearing.

19 Here's the thing. I did look at the color lineup. I
20 have to agree with the State. The thing that jumped out
21 to me first is there is a guy wearing a yellow shirt,
22 which isn't your client. Your client and everybody else
23 is wearing black or dark blue shirts. They all have the
24 same hair style, same kind of or similar facial hair,
25 features. They all appear to be about the same age.

1 If you look close at the color photo lineup, I think
2 the background of Mr. Slaughter is blue as well. It's
3 just a lot lighter than the background in the others.
4 Lighter blue than the others are.

5 All things being considered, I don't think it's a
6 suggestive photo lineup, other than the guy in the yellow
7 shirt. If he got identified and he was sitting here I
8 think he'd have a much better argument to say, I'm the
9 only one in the yellow shirt in the photo lineup. And
10 that kind of stinks. But I don't think there needs to be
11 an evidentiary hearing on the photo lineup. I think the
12 photo lineup is proper. So the motion is going to be
13 denied.

14 As to Ms. Johnson's statement.

15 MR. FUMO: On that one, your Honor, at the
16 time of the arrest she was taken into custody she was 19
17 years old. She's in the shower. Metro, SWAT comes to her
18 apartment at 1:00 o'clock in the morning. Let's off these
19 percussion devices. Takes her out of the shower. Leaves
20 her on the side of the curb in just a towel. Handcuffs
21 her and takes her down to the station.

22 She tells them, at the apartment -- I think Mr.
23 Preato asked her what time Rickie picked her up. She says
24 Mr. Slaughter got me at 7:00 o'clock. It's not the answer
25 he wanted to hear, so he kept badgering her. Took her

1 downtown. Telling her she's going to get arrested. She
2 was going to lose her child. Everything about this is
3 very coercive.

4 What he does then is he keeps her downtown for about
5 two hours. Gets her statement. Because she doesn't give
6 him the answers he wants to hear, he continues to tell her
7 she's going to lose her kids, or she's going to get
8 arrested for it too. She has no idea what he's talking
9 about. He asked her, when did he pick you up. She says
10 7:00 o'clock. The barrage comes on.

11 What he does then is he takes her home two hours
12 later. So it's about 3:30, 4:00 o'clock in the morning.
13 She gets home and her house looks like a war zone. It's a
14 small apartment. Everything had been destroyed. She is
15 there trying to clean things up and he calls her again.
16 Picks her up. Takes her back downtown for more
17 questioning.

18 This is one long interrogation. Messing with her
19 head, if you will, until she gives him the answers he
20 wants. Badgers her again, badgers her again, badgers her
21 again until she starts to move the time line for him.
22 She realizes after the second interview, unless I tell
23 this guy what he wants to hear, I'm going to get taken
24 into custody and I'm not coming out of here. And I have a
25 child to support.

1 Her statement is so unreliable that it violates his
2 due process rights. That's the whole basis for my
3 motion.

4 THE COURT: The competency of a witness to
5 give a statement, or a child and there's an allegation of
6 coaching or whatever, not understanding, or not having the
7 ability to perceive and rationally relate, that's
8 different then we just think the statement stinks. That's
9 when you cross-examine people.

10 What's really the authority to say, we think the
11 statement is so bad that we just think somehow it should
12 not be allowed to have this adult witness come in and
13 testify.

14 MR. FUMO: The case we cited to that was
15 Douglas v. Woodford, that basically says because of the
16 abuse of an officer, the statement becomes so unreliable
17 that it violates the Defendant's due process rights and it
18 must be suppressed. That's the authority we cited as to
19 that.

20 THE COURT: Mr. DiGiacomo.

21 MR. DIGIACOMO: Ms. Johnson couldn't get
22 that statement suppressed. Before she makes the statement
23 in question she's Mirandized. The cops actually had the
24 information that Mr. Slaughter didn't show up at 7:00
25 o'clock. They have a witness who says Ms. Johnson is

1 waiting outside. So she's clearly lying about the time
2 that Mr. Slaughter picked her up. They confront her with
3 the information, and she ultimately provides additional
4 information.

5 They're not saying suppress the statement. They're
6 saying I can't call Tiffany Johnson now and ask her
7 questions. They want to suppress the live testimony of
8 Tiffany Johnson. If she denies those statements, they now
9 want to preclude me from cross-examining her on the
10 statements that she made. There is absolutely no basis.
11 There's no affidavit to say the statements were false.
12 Let alone that they're coerced.

13 Second of all, there is no legal authority to
14 preclude a witness from testifying in a case where it's
15 not like they used water torture or water board, or they
16 beat her with hoses or something like that. They told her
17 something which was probably true, which is we have the
18 right to arrest you if you continue to lie.

19 MR. FUMO: She does have an affidavit that
20 was attached to the reply.

21 MR. DIGIACOMO: I didn't see the reply.

22 THE COURT: I got the reply.

23 MR. DIGIACOMO: As long as I have a copy of
24 this, they shouldn't have any problems.

25 MR. FUMO: Judge, she wasn't Mirandized

1 until the third statement. He's badgering her through the
2 first two. Gets what he wants. Then he starts to
3 Mirandize. That doesn't cure his ineffectiveness there.

4 THE COURT: We all know the state of the
5 law that an interrogation is an interrogation. The police
6 are entitled to try and elicit answers if they believe
7 there is certain evidence out there, if they think someone
8 is lying. That includes the police being able to lie to
9 witnesses when they're interviewing them or defendants
10 when they're interviewing them.

11 I don't see anything about what took place here that
12 rises to the level of some kind of constitutional due
13 process violation. It gives you ample fodder for
14 cross-examination as to -- I don't know what she's going
15 to say at trial. I don't think it rises to the level of
16 any kind of due process violations for the State being
17 able to call her as a witness and impeach her by denying
18 what's in her statement. So the motion to preclude her
19 statement is denied.

20 The last thing is the motion to dismiss. Which was a
21 very interesting argument, I have to say.

22 Mr. Fumo.

23 MR. FUMO: On that one, if I could for the
24 record, go through a history of the case.

25 October 5th, 2004, is his first arraignment in

1 district court.

2 May 21st, 2005, the State files their third amended
3 complaint with the 14 felony counts.

4 April 4th, '05, he does enter his plea agreement,
5 with the 2 to 4 felony counts.

6 August 5th, '05, it's set for sentencing and is
7 sentenced.

8 August 7th, he files a proper person writ.

9 January 29th '07, the State files their opposition.
10 You denied the writ on or about that time.

11 July 24th '07, the Supreme Court orders the
12 evidentiary hearing to be heard on the matter.

13 March 28th '08, Mr. Slaughter files to have his
14 guilty plea withdrawn. Then the State opposes April 18th
15 '08.

16 July 19th, '08, the evidentiary hearing is held.
17 Again, you deny that.

18 July '08, Mr. Slaughter appealed to the Supreme
19 Court. They issued the order allowing Mr. Slaughter to
20 withdraw his guilty plea agreement, because it was
21 unconstitutionally made.

22 Four years later, May 14th, four years after the
23 initial filing May 14th, '09, the Court -- this Court
24 strikes the fourth amended information to which Mr.
25 Slaughter had previously pled guilty, and without any

1 request from the State reinstates the third amended
2 information, which had previously been dismissed.

3 That's the whole basis for the argument and the time
4 line that leads up to it.

5 April 4th, '05, when that is sua sponte reinstated,
6 that violated NRS 171.085. Our contention is the case may
7 go forward on the four counts in the third amended -- or
8 the fourth amended information, but the one that was
9 dismissed cannot be revived.

10 THE COURT: Let me clarify a couple of
11 things. I don't disagree with the chronology of things.
12 But in terms of the constitutionality of things, what
13 occurred was that Mr. Slaughter had asked for and
14 negotiated and had been told, including by myself, his
15 sentence was of a certain structure. Thereafter, the
16 Department of Prisons refused to honor the structure that
17 everybody said was the structure.

18 He had appealed on that. I agreed with what he was
19 saying on appeal, and I ordered the prison to consider his
20 sentence in a certain manner. They refused to do that.

21 Ultimately, that's when the Supreme Court said he
22 needs to be able to withdraw his plea if the prison is
23 going to interpret these blocks of time, they're now
24 saying they're going to do it. So that's how we got
25 here.

1 The other thing I take umbrage with is the third
2 amended information was dismissed. I don't know -- I
3 never ordered anything dismissed.

4 MR. FUMO: At the sentencing, when he was
5 sentenced the third amended was --

6 THE COURT: If you read the transcript, I
7 never dismissed anything. They get superseded by charges,
8 but they don't get dismissed.

9 The only time a charge is ever ordered dismissed is
10 if somebody pleads to Count (1), in the information and
11 sometimes somebody will say, will the remaining counts be
12 dismissed. But never by the superseding information do
13 the original charges get dismissed, they just get
14 superceded. That's why -- for instance, if somebody comes
15 in to district court on 3 counts of burglary and gets the
16 matter resolved to one count and somebody files an amended
17 information -- or maybe an attempt burglary -- then the
18 deal falls apart, I order that the amended information be
19 withdrawn and we proceed on the original information.
20 Because those charges are still there. They've just been
21 superceded.

22 That's -- in addition to the fact I think the 3rd and
23 2nd Circuits are whacked if they think that's an
24 appropriate way to go about things. I'll say that as
25 well. But that's separate and apart from the issue of I

1 don't think anything was dismissed here.

2 Anything further.

3 MR. DIGIACOMO: I do, Judge.

4 A couple of things. The only reason for the filing of
5 the fourth amendment was an agreement by Mr. Slaughter
6 between the State and Mr. Slaughter.

7 I know the 2nd and 3rd Circuit are whacked. When I
8 read those, I'm like holy cow. And I gave Mr. Slaughter
9 some credit because I assumed he's the one that did the
10 research into some of this stuff.

11 But as opposed to those cases in which they now
12 wanted to supersede and file a new one, in Nevada, there
13 is a couple of things. One is that we have case law that
14 says our statute of limitation only applies to pre-filing
15 of the indictment to protect that sort of delay. And two,
16 the protection is there because the Defendant should have
17 to know what he is to defend against.

18 If you look at Mr. Slaughter's plea from a practical
19 point of view as opposed to a technical/legal point of
20 view, he basically pled to what was alleged against him.
21 It's just that we structured it in such a way that you,
22 me, Ms. Krisko and Mr. Slaughter all thought he was going
23 to get 15 to life in the Department of Prisons. The
24 Nevada Supreme Court ultimately disagreed with us.

25 When Mr. Slaughter decided he didn't want to fix his

1 plea agreement, or wanted to get out of his plea
2 agreement, that meant that the fourth amendment was
3 stricken and the third still exists.

4 On top of that, there has been no reference. He keeps
5 talking about all the counts be dismissed. The statute
6 doesn't even run on some of the counts that are in the
7 third and that are not in the fourth. It only applies to
8 some of the counts that are in the case, although they
9 don't make that distinction in their motion.

10 While I recognize the 2nd, 3rd Circuits we might have
11 a problem. I don't find any authority in state court or
12 anywhere else to support the contention that a defendant
13 should be able to get away from -- or get out from
14 underneath his charges by taking actions to withdraw from
15 a plea agreement, and now he gets a benefit that was never
16 intended to be provided by the statute of limitations.

17 I'll submit it to the Court.

18 MR. FUMO: If the purpose of the statute
19 of limitations was to avoid the preindictment, what you
20 could have here is the State dismissing a case, or not
21 filing charges on a case and 10 years later refiling the
22 charges and bringing them back up. That's not what the
23 purpose of the statute of limitations is for. It's to
24 avoid this too.

25 Had the State wanted to avoid what's happening here,

1 they could have put it in the plea agreement. That if you
2 back out of this plea agreement, all the other charges are
3 reinstituted.

4 THE COURT: I won't be surprised if that's
5 in the plea agreements from here on out, in light of this
6 issue being raised.

7 As I said it's a very novel and interesting issue.
8 But as I said, to the extent this was first impression in
9 Nevada -- I don't know if it is or not -- I fundamentally
10 disagree with 2nd and 3rd Circuits' opinion that somehow
11 you are entitled to enter a plea negotiation then sometime
12 later withdraw from the plea and receive the benefit of
13 the original charges not being pursued against you. So I
14 think that is fundamentally illogical and unreasonable.

15 More importantly, in the context of this case and
16 Hicky, which is a 9th Circuit case -- 580 F.3rd, 922 --
17 pretty clearly says the filing of a charging document
18 tolls the original statute of limitations. And
19 superseding charging documents do not stop the tolling of
20 the statute of limitations. So it's still tolled, even
21 though they are superseding charging documents.

22 With particularity to here, I went back and read all
23 the sentencing transcripts and orders and there was never
24 any dismissal of anything earlier than that. So while
25 they superceded they didn't dismiss anything. So the

1 motion to dismiss will be denied as well.

2 Thank you, very much.

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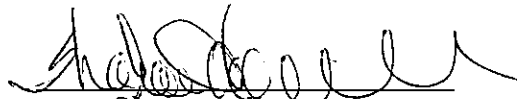
25

CERTIFICATE
OF
CERTIFIED COURT REPORTER

* * * * *

I, the undersigned certified court reporter in and for the
State of Nevada, do hereby certify:

That the foregoing proceedings were taken before me at the
time and place therein set forth; that the testimony and
all objections made at the time of the proceedings were
recorded stenographically by me and were thereafter
transcribed under my direction; that the foregoing is a
true record of the testimony and of all objections made at
the time of the proceedings.


Sharon Howard
C.C.R. #745

SLAU0219

IN THE SUPREME COURT OF THE STATE OF NEVADA

<p>RICKIE SLAUGHTER,</p> <p>Appellant,</p> <p>vs.</p> <p>THE STATE OF NEVADA,</p> <p>Respondent,</p>	<p>Supreme Court No. 61991</p> <p>Electronically Filed Sep 04 2013 09:07 a.m. Tracie K. Lindeman Clerk of Supreme Court</p> <p>APPELLANT'S INDEX VOLUME I</p>
------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

APPELLANT'S INDEX VOLUME I

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Counsel for State of Nevada

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of September, 2013, a true and copy of
above and foregoing APPELANTS APPENDIX VOL. I was served on all counsel
via the Court's electronic filing system to all counsel of record listed below:

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Southern Desert State Prison
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/s/ William H. Gamage, Esq.

William H. Gamage, Esq.

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NORTH LAS VEGAS POLICE

WITNESS PHOTO LINEUP IDENTIFICATION

Case #: 04-15160

TO WITNESS:

1. If you have previously seen one or more of the persons in the line up in regards to the crime in question, place a circle around the appropriate number corresponding to the number of the person in the line up. Place your initials next to the circled number.
2. Complete any additional comments
3. Then sign your name and fill in the date and the time.



#1



#2



#3



#4



#5



#6

ADDITIONAL WITNESS COMMENTS: _____

Signature of Officer J. L. 174

Signature of Officer

Signature of Witness

Witness Name Printed

6-28-04
Date & Time

SLAUO

THIS IS IVAN YOUNG'S I.D. OF THE SUSPECT. DUE TO MEDICAL TREATMENT
HE WAS UNABLE TO IDENTIFY

NORTH LAS VEGAS POLICE

WITNESS PHOTO LINEUP IDENTIFICATION

Case #: 04-15160

TO WITNESS:

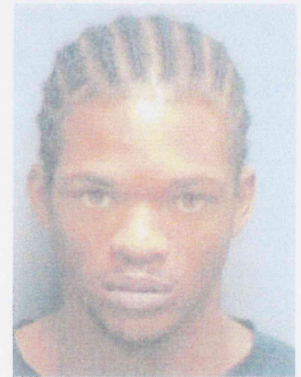
1. If you have previously seen one or more of the persons in the line up in regards to the crime in question, place a circle around the appropriate number corresponding to the number of the person in the line up. Place your initials next to the circled number.
2. Complete any additional comments
3. Then sign your name and fill in the date and the time.



#1



#2



#3



#4



#5



#6

RJ

ADDITIONAL WITNESS COMMENTS: This is the guy that I think that called me
over to Evans House and tied me up and shot Ivan

902 674
Signature of Officer

[Signature]
Signature of Witness

6-29-04 1406
Date & Time

Signature of Officer

Witness Name Printed

SLAU01

NORTH LAS VEGAS POLICE

WITNESS PHOTO LINEUP IDENTIFICATION

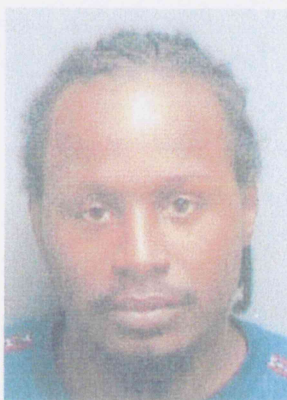
Case #: 04-15160

TO WITNESS:

1. If you have previously seen one or more of the persons in the line up in regards to the crime in question, place a circle around the appropriate number corresponding to the number of the person in the line up. Place your initials next to the circled number.
2. Complete any additional comments
3. Then sign your name and fill in the date and the time.



#1



#2



#3



#4



#5



#6

ADDITIONAL WITNESS COMMENTS:

I saw him next to my
uncle. This man had a gun.

Signature of Officer

Signature of Officer

Signature of Witness

Date & Time

Witness Name Printed

SLAU02

NORTH LAS VEGAS POLICE
WITNESS PHOTO LINEUP IDENTIFICATION

Case #: 04-15160

TO WITNESS:

1. If you have previously seen one or more of the persons in the line up in regards to the crime in question, place a circle around the appropriate number corresponding to the number of the person in the line up. Place your initials next to the circled number.
2. Complete any additional comments
3. Then sign your name and fill in the date and the time.



#1



#2



#3



#4



#5



#6

ADDITIONAL WITNESS COMMENTS:

The face just stand out to me.

Signature of Officer

Signature of Officer

Signature of Witness

Witness Name Printed

Date & Time

SLAU0334

CASE NO. <u>C204957</u>	TRIAL DATE: <u>5-12-11</u>
DEPT. NO. <u>3</u>	JUDGE: <u>Douglas Herndon</u>
<u>STATE OF NEVADA</u>	CLERK: <u>Ruth Giffert / Linda Densman</u>
PLAINTIFF	RECORDER: <u>Cheryl Gardner / Bob Cangemi</u>
VS	<u>Esq. Marc DiGiacomo / Michelle Fleck</u>
<u>Rickie Lamont Slaughter</u>	COUNSEL FOR PLAINTIFF
DEFENDANT	<u>Esq. OSVALDO Fumo & Dustin Marcetto</u>
	COUNSEL FOR DEFENDANT

SLAU04

CASE NO C204957
DEPT. NO. 3

TRIAL DATE 5-12-11
JUDGE Douglas Herndon
CLERK Ruth Gilfert / Osvaldo Desman
REPORTER Cheryl Gardner
JURY FEES Bill Nelson / Bob Cangemi

STATE OF NEVADA

PLAINTIFF

VS

Marc Diagiaco / Michele Fleck

COUNSEL FOR PLAINTIFF

Rickie Lamont Slaughter

DEFENDANT

Osvaldo Furno & Dustin Marcello
COUNSEL FOR DEFENDANT

TRIAL BEFORE THE COURT

PLAINTIFF'S WITNESSES:

- | | |
|------------------------------------------|---------------------------------------------|
| 1. <u>JERMAUN MEANS</u> 11:27am/5.16.11 | 7. <u>Kenneth Marks</u> 12:00/5.17.11 |
| 2. <u>Ivan Young</u> 11:44am/5.16.11 | 8. <u>INDERDEEP JUDGE</u> 12:15/5.17.11 |
| 3. <u>Marion Brady</u> 12:19pm/5.16.11 | 9. <u>Jeffrey Arbuckle</u> 12:32/5.17.11 |
| 4. <u>JENNIFER DENNIS</u> 2:44pm/5.16.11 | 10. <u>Ryan John</u> 12:38/5.17.11 |
| 5. <u>JAKE LICKMAN</u> 3:10/5.16.11 | 11. <u>Christopher CORRADO</u> 1:12/5.17.11 |
| 6. <u>Ruben Luevano</u> 4:00/5.16.11 | 12. <u>Patrick Fischer</u> 2:59/5.17.11 |

DEFENDANT'S WITNESSES

- | | |
|-----------------------------------------|-----------|
| 1. <u>Noyan Westbrook</u> 3:58/5-18-11 | 7. _____ |
| 2. <u>Thomas Winter</u> 4:19/5-18-11 | 8. _____ |
| 3. <u>Tiffany Holly</u> 10:57/5.19.11 | 9. _____ |
| 4. <u>Geoffrey Loftus</u> 12:03/5.19.11 | 10. _____ |
| 5. _____ | 11. _____ |
| 6. _____ | 12. _____ |

REBUTTAL WITNESSES:

1. _____
2. _____

SUR-REBUTTAL WITNESSES:

1. _____
2. _____

SLAU05

STATE'S WITNESSES

CASE NO: C204957

1. DANNAH
Angel Maseo 3:04
5-17-11 21. _____

2. Steven Toms 2:04
5-18-11 22. _____

3. Todd Williams 2:06
5-18-11 23. _____

4. Jose Posada 2:15
5-18-11 24. _____

5. _____ 25. _____

6. _____ 26. _____

7. _____ 27. _____

8. _____ 28. _____

9. _____ 29. _____

10. _____ 30. _____

11. _____ 31. _____

12. _____ 32. _____

13. _____ 33. _____

14. _____ 34. _____

15. _____ 35. _____

16. _____ 36. _____

17. _____ 37. _____

18. _____ 38. _____

19. _____ 39. _____

20. _____ 40. _____

REBUTTAL

1. _____ 5. _____

2. _____ 6. _____

3. _____ 7. _____

4. _____ 8. _____

SLAU06

EVIDENCE/EXHIBIT LIST

CASE NO. C204957

DEPT. NO. III

STATE OF NEVADA

PLAINTIFF

VS

RICKIE LAMONT SLAUGHTER

DEFENDANT

TRIAL DATE: **MAY 12, 2011**

JUDGE: DOUGLAS HERNDON

CLERK: Ruth Gilfert, Linda Denman

RECORDER: Cheryl Gardner; Robert Cangemi

Michelle Fleck, Esq. & Marc DiGiacomo, Esq.

COUNSEL FOR PLAINTIFF

Osvaldo Fumo, Esq. & Dustin Marcello, Esq.

COUNSEL FOR DEFENDANT

	EXHIBITS/EVIDENCE	DATE		
		PROPOSED	OBJECTION	ADMITTED
1.	Photo Aerial	5-16-11	NO	5-16-11
2.	Photo Aerial	5-17-11	NO	5-17-11
3.	Crime Scene Photos - Victim	5-16-11	NO	5-16-11
4.	Photo Victim on gurney	5-16-11	NO	5-16-11
5.	Photo Car & House	5-16-11	NO	5-16-11
6.	Photo Car in garage	}	}	5-16-11
7.	Photo Car in garage x2			5-16-11
8.	Photo Car in garage			5-16-11
9.	Photo Car in garage			5-16-11
10.	Photo House number	5-16-11	NO	5-16-11
11.	Photo PATIO - Hoesel & Grill	5-16-11	NO	5-16-11
12.	Photo Gray & Black Cords	}	}	5-16-11
13.	Photo Door & BBQ Grill			5-16-11
14.	Photo Inside House & Bloody Floor			5-16-11
15.	Photo Bloody Floor & Clorox			5-16-11
16.	Photo Couches & Front Door			5-16-11
17.	Photo Bloody Floor & Lamp & Couch			5-16-11
18.	Photo Lamp on Floor & Couches			5-16-11
19.	Photo Dog Gate & Couch			5-16-11
20.	Crime Scene Photos - Couch	5-16-11	NO	5-16-11

SLAU07

States EXHIBITS

CASE NO. C204957

		Date Offered	Objection	Date Admitted
21	- Crime Scene Photo - Black Cord & COATE	5-16-11	NO	5-16-11
22	" Room & Lamp on Floor			5-16-11
23	" Blood on Floor			5-16-11
24	" Blood on Floor			5-16-11
25	" Blood on Floor			5-16-11
26	" Cord on Floor & Kitchen			5-16-11
27	" Black Cord on Floor			5-16-11
28	" Kitchen & Aquarium & MAN			5-16-11
29	" Bloody Floor			5-16-11
30	" Floor with Shoes			5-16-11
31	" Bed with BLANKETS			5-16-11
32	" Bed & Shoes & window			5-16-11
33	" Boards on Floor			5-16-11
34	" Room w/ Chair & Boards			5-16-11
35	" PATIO & BBQ & sidewalk			5-16-11
36	" Cord on Floor			5-16-11
37	" Bloody Floor & Lamp			5-16-11
38	" Black Cord on Floor & Blood			5-16-11
39	" Black Cord on Floor			5-16-11
40	" Black Cord on Floor			5-16-11
41	" Cord on Floor			5-16-11
42	" Cord & Plug on Floor			5-16-11
43	Crime Scene Photos - Cord	5-16-11	NO	5-16-11

State EXHIBITS

CASE NO. C204957

		Date Offered	Objection	Date Admitted
44	Crime Scene Photos - Card ^{BLACK}	5-16-11	NO	5-16-11
45	" Black Card on Floor	}	}	5-16-11
46	" Card & Gate on Floor			5-16-11
47	" Card on Floor			5-16-11
48	" Cards on Floor x4			5-16-11
49	" Coray Card on Floor			5-16-11
50	" Card - Coray on Floor	5-16-11	NO	5-16-11
51	" Credit Card	5-16-11	NO	5-16-11
52	" Fingerprint on card	5-16-11	NO	5-16-11
53	" Woman showing Hands	5-16-11	NO	5-16-11
54	" woman showing hands	}	}	5-16-11
55	" Man in white shirt			5-16-11
56	" man's hands			5-16-11
57	" man with card			5-16-11
58	" Hands & cards			5-16-11
59	" Boy in orange shirt	}	}	5-16-11
60	" boy's hands			5-16-11
61	" boy yellow shirt			5-16-11
62	Crime Scene Photos - hands	5-16-11	NO	5-16-11
63	Photo - car - green	5-16-11	NO	5-16-11
64	" - car green	}	}	5-16-11
65	" - car - green			5-16-11
66	" - car w/ license plate	5-16-11	NO	5-16-11

SLAU09

STATES EXHIBITS

CASE NO. C.204957

		Date Offered	Objection	Date Admitted
67	Photo - Car	5-16-11	NO	5-16-11
68	" Car	}	}	5-16-11
69	" Car Trunk w/items			5-16-11
70	" Car trunk			5-16-11
71	" Bullet			5-16-11
72	" inside car - bullet & coin			5-16-11
73	" Queen Car & license			5-16-11
74	" Car Seat w/misc items			5-16-11
75	" Car Trunk & picture			5-16-11
76	" Car Trunk			5-16-11
77	" Car Trunk w/toile			5-16-11
78	" Car Trunk w/Guns			5-16-11
79	" Car Trunk w/Guns			5-16-11
80	" Guns (2)			5-16-11
81	" Gun			5-16-11
82	" Gun			5-16-11
83	" bullets			5-16-11
84	" Gun			5-16-11
85	" bullets x 6			5-16-11
86	Photos - Gun	5-16-11	NO	5-16-11
87	Photos - Crime Scene - apartment	5-16-11	NO	5-16-11
88	" " " - apartment	5-16-11	NO	5-16-11
89	" " " apartment	5-16-11	NO	5-16-11

States EXHIBITS

CASE NO. C204957

	Date Offered	Objection	Date Admitted
90 - Photos - Broken Window	5-16-11	NO	5-16-11
91 " - Air Conditioner & glass	}	}	5-16-11
92 " Door - Green			5-16-11
93 " Room w/ clothes			5-16-11
94 " Bed w/ misc items			5-16-11
95 " Room w/ TV & clothes			5-16-11
96 " Room + papers + TV			5-16-11
97 " Room & papers + Scarf			5-16-11
98 " Room w/ Green Notebook	5-16-11	NO	5-16-11
99 " floor w/ pictures & papers	5-17-11	NO	5-17-11
100 Photos - bullet	5-17-11	No	5-17-11
101 " bullet fragments	5-17-11	No	5-17-11
102 " bullet fragments	5-17-11	No	5-17-11
103 " bullet fragments	5-17-11	No	5-17-11
104 Photos bullet fragments	5-17-11	No	5-17-11
105 Photos - 7-11	5-17-11	No	5-17-11
106 Photos 7-11	5-17-11	No	5-17-11
107 Photos 7-11	5-17-11	No	5-17-11
108 CD- 911	5-16-11	NO	5-16-11
109 - Evidence Envelope	5-16-11	no	5-16-11
109 A - Photo Line up	5-16-11	NO	5-16-11
110 - Evidence Envelope			
110-A - Photo Line up			

SLAU011

States EXHIBITS

CASE NO. C204957

	Date Offered	Objection	Date Admitted
111 - Evidence ENvelope	5-16-11	NO	5-16-11
111A - Line up - Photo	5-16-11	NO	5-16-11
112 - Security Video - CD	5-17-11	Yes	5-17-11
113 - Evidence BAG	5-16-11	NO	5-16-11
113A Black + Gray Wires (1) 6-26-04	5-16-11	NO	5-16-11
114 Evidence ENvelope (3) 6-26-04	5-16-11	NO	5-16-11
114A Black Cord Located in Kitchen	5-16-11	NO	5-16-11
115 Evidence ENvelope (4) 6-26-04	5-16-11	NO	5-16-11
115A Blk Cord	5-16-11	NO	5-16-11
116 Evidence ENvelope (5) 6-26-04	5-16-11	NO	5-16-11
116A Blk Cord	5-16-11	NO	5-16-11
117 Evidence ENvelope (6) 6-26-04	5-16-11	NO	5-16-11
117A Blk Plug/Cord	5-16-11	NO	5-16-11
118 - Evidence ENvelope	5-16-11	NO	5-16-11
118A Blk Cord (7) 6-26-04	5-16-11	NO	5-16-11
119A Blk Cord (8) 6-26-04	5-16-11	NO	5-16-11
120 Evidence ENvelope (9) 6-26-04	5-16-11	NO	5-16-11
120A Gray Cord	5-16-11	NO	5-16-11
121 Evidence ENvelope (10) 6-26-04	5-16-11	NO	5-16-11
121A White Cord	5-16-11	NO	5-16-11
122 Evidence ENvelope (11) 6-26-04	5-16-11	NO	5-16-11
122A Brown Cord from John Ryan	5-16-11	NO	5-16-11
123 Evidence ENvelope (12) 6-26-04	5-16-11	NO	5-16-11
123A 2 Fragments Collected from Victim	5-16-11	NO	5-16-11
124 - BAG (1) 6-27-04	5-18-11	NO	5-18-11
124A Container of Bullet Fragments from	5-18-11	NO	5-18-11
125 - BAG - Evidence (1) 6-29-04	5-16-11	NO	5-16-11
125-A (1) WINCHESTER 357 MAG CASING (1) Projectile	5-16-11	NO	5-16-11
126 BAG - Evidence 126-B-Glove	5-16-11	NO	5-16-11
126-A (1) Hair SPECIMENS PLASTIC CONTAINERS	5-16-11	NO	5-16-11
127 - Evidence ENvelope	5-16-11	NO	5-16-11
127-A (1) Glove	5-16-11	NO	5-16-11
128 - Evidence ENvelope #8 - 6-29-04	5-16-11	NO	5-16-11
128-A - LEATHER GLOVES	5-16-11	}	5-16-11
128 B - LATEX GLOVES	5-16-11	}	5-16-11
129 Evidence ENvelope (9) 6-29-04	5-16-11	NO	5-16-11

SLAU012

State EXHIBITS

CASE NO. C204957

	Date Offered	Objection	Date Admitted
129A 11 LATEX Colours	5-16-11	NO	5-16-11
130 BOX + CONTENTS (Gun + Bullets)	5-16-11	NO	5-16-11
131 - Box + CONTENTS (Gun + Ammo)	5-16-11	NO	5-16-11
132 - Evidence ENVELOPE 630-04			
132A - CD - Security TAPE			
133 - Evidence ENVELOPE ⁶⁻³⁰⁻⁰⁴	5-17-11	NO	5-17-11
133-A - Photo Line up	5-17-11	NO	5-17-11
134 Evidence ENVELOPE ⁷⁻¹⁻⁰⁴	5-18-11	NO	5-18-11
134-A Photo Line up	5-18-11	NO	5-18-11
135 - Car Title	5-17-11	NO	5-17-11
136 - Jail Calls - CD	5-18-11	yes	5-18-11
137 - CD - Jail House Call ⁷⁻⁶⁻⁰⁴ #12	5-19-11	NO	5-19-11
138 - Rickie Slaughter Booking Photo	5-19-11	NO	5-19-11

COURT'S EXHIBITS

CASE NO. C 204957

Slaughter

	Date Offered	Objection	Date Admitted
#1 Jury List	5-13-11		5-13-11
#2 Juror Questions 1-3	5-16-11		5-16-11
#3 Juror Question	5-16-11		5-16-11
#4 Juror ^{#2} Question	5-16-11		5-16-11
#5 Juror ^{#7} Question	5-16-11		N/A
#6 Juror ^{#5} Question	5-17-11		5-17-11
#7 Juror ^{#12} Question	5-17-11		5-17-11
#8 Juror ^{#2} Question	5-17-11		5-17-11
#9 Juror ^{#12} Questions	5-17-11		5-17-11
#10 Juror ^{#10} Question	5-17-11		5-17-11
#11 Juror ^{#5} Question	5-17-11		5-17-11
#12 Juror ^{#1} Question	5-17-11		N/A
#13 Juror ^{#12} Question	5-17-11		
#14 Transcript 0148 (Jailhouse Call)	5-18-11		5-18-11
#15 Transcript 1419 (Jailhouse Call)	5-18-11		5-18-11
#16 Transcript 1448 (Jailhouse Call)	5-18-11		5-18-11
#17 Transcript 1839 (Jailhouse Call)	5-18-11		5-18-11
#18 Juror ^{#7} Question	5-18-11		5-18-11
#19 Juror ^{#11} Question	5-18-11		5-18-11
#20 Juror ^{#2} Question	5-18-11		5-18-11
#21 Xerox Copy of Line Up	5-18-11		5-18-11
#22 Xerox Copy of Line Up	5-18-11		5-18-11
#23 Xerox Copy of Line Up	5-18-11		5-18-11

County EXHIBITS

CASE NO. C204957

		Date Offered	Objection	Date Admitted
#24	Xerox copy of Line up	5-18-11		5-18-11
#25	Mugshot Profile	5-18-11		5-18-11
#26	Booking Photo of Jacquan Richard	5-18-11		5-18-11
#27	Juror #10 Question	5-18-11		5-18-11
#28	Juror #11 Question	5-18-11		5-18-11
#29	Juror #13 Question	5-18-11		5-18-11
#30	Juror #7 Question	5-19-11		5-19-11
#31	Juror #7 Question	5-19-11		5-19-11
#32	Juror #7 Question	5-19-11		5-19-11
#33	Juror #7 Question	5-19-11		5-19-11
#34	Juror #7 Question	5-19-11		5-19-11
#35	Juror #7 Question	5-19-11		5-19-11
#36	Juror #5 Question	5-19-11		5-19-11
#37	Juror #2 Question	5-19-11		5-19-11
#38	Juror #12 Question	5-19-11		5-19-11
#39	Juror #3 Question	5-19-11		5-19-11
#40	Juror #12 Question	5-19-11		5-19-11
#41	Juror #11 Question	5-19-11		5-19-11
#42	Juror #8 Question	5-19-11		5-19-11
#43	Juror #7 Question	5-19-11		5-19-11
#44	Juror #7 Question	5-19-11		5-19-11
#45	Juror #7 Question	5-19-11		5-19-11
#46	Juror #7 Question	5-19-11		5-19-11

Adm
T's
exp.
5-19

CASE NO. C204957

S:\CRIMINAL TRIAL DOCS\Exhibit List.doc4/18/2016SLAU016

ORIGINAL

FILED

JAN 31 2011

Adam L. Blum
CLERK OF COURT

OSVALDO E. FUMO, ESQ
Nevada State Bar No.: 5956
DUSTIN R. MARCELLO, ESQ
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Attorneys for Defendant

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

RICKIE L. SLAUGHTER,

Defendant.

CASE NO.: C204957
DEPT. NO.: 3

MOTION TO PRECLUDE SUGGESTIVE
IDENTIFICATION

Date:
Time:

COMES NOW, Defendant RICKIE L. SLAUGHTER, by and through his counsel of record, OSVALDO E. FUMO, ESQ., of the law firm of OSVALDO FUMO, CHTD., hereby submits the attached Points and Authorities in support of Defendant's Motion to Suppress evidence obtained as result of an impermissibly suggestive photographic line-up.

This Motion is made and based upon all the papers and pleadings on file herein, the attached points and authorities in support hereof, and oral argument at the time of hearing, if deemed necessary by this Honorable Court.

Dated this 31 day of JANUARY 2011.

OSVALDO FUMO, CHTD.

Osvaldo E. Fumo
Osvaldo E. Fumo, Esq.
Nevada Bar No.: 5956
Dustin R. Marcello, Esq.
Nevada Bar No.: 10134

04C204957
MOT
Motion
1197537



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CLERK OF THE COURT

JAN 31 2011

RECEIVED

SLAU017

NOTICE OF MOTION

TO: STATE OF NEVADA, Plaintiff;

TO: DAVID ROGER, ESQ., District Attorney:

PLEASE TAKE NOTICE that the undersigned will bring the foregoing Motion on for hearing before the above-entitled Court on the 10 day of Feb, 2012, at the hour of 9:10 a.m. in Dept. III, or as soon thereafter as Counsel may be heard.

Dated this 3 day of JANUARY, 2011.

OSVALDO FUMO, CHTD.

Osvaldo E. Fumo, Esq.
Nevada Bar No.: 5956

POINTS AND AUTHORITIES

I.

STATEMENT OF THE CASE

It is alleged that on June 26, 2004, a robbery occurred at a residence located at 2612 Glory View, North Las Vegas, Nevada. Present in the residence were Ivan Young ("Young"), Ryan John ("John"), Jermaun Means ("Means"), Jose Posada ("Posada"), Aaron Dennis, and Jennifer Dennis. Across the street and waiting inside Mean's vehicle, was his girlfriend, Destinee Waddy. During the course of the robbery, one of the assailants shot Young in the face. Subsequent to the suspects fleeing the residence the North Las Vegas Police Department ("NLVMPD") was contacted to respond.

After NLVMPD arrived, Young was transported to University Medical Center ("UMC"). Officer Anthony Bailey was sent to UMC to check on Young's condition. After Young was treated for his injuries Officer Bailey interviewed Young as to the events at 2612 Glory View on June 26, 2004. Officer Bailey's report of June 29, 2004 represents that, "[h]e told me that he was outside in his garage working on a car when he was approached by to two black males. One

1 was bald and was wearing shorts and a blue shirt. The second had dread locks and spoke with a
2 Jamaican accent." See Officer Baily's Report, 6/29/2004, Page ____.

3 While Young was being transported and treated at UMC Officer Jake Hickman
4 interviewed Young's wife, Jennifer Dennis/ Officer Hickman's report of June 29, 2004
5 represents that Jennifer Dennis told him that, "[s]he saw two black male adults inside her
6 kitchen. The first was about 5'10" and weighed about 170 pounds. He was wearing a blue shirt
7 and jeans. The second subject was about 5'10" and weighed about 190 pounds. He was wearing
8 a red shirt and blue jeans". This description was the extent of the description of the suspects.

9 Officer Mark Hoyt was also at 2612 Glory View on June 26, 2004. Officer Hoyt
10 interviewed Ryan John. John told Officer Hoyt that, "[a] black male yelled to John from the
11 garage of 2612 Glory View that Ivan wanted to talk to him". When John walked through the
12 garage and into the house, "[t]he suspect put a pistol to John's throat and told him to get on the
13 ground in the kitchen and palce his hands behind his back". Eventually, "[t]he suspect went
14 through John's pockets and found an ATM card in the front pocket. John heard Ivan asking a
15 male not to shoot him. Then John heard a gun shot and Ivan scream. John then heard one of the
16 suspects to ask the other suspect if he shot him. The other male, in a Jamaican accent said yes I
17 shot him". John further told officer Hoyt "that he could not identify any of the suspects and was
18 unsure how many were there".

19 Officer Hoyt interviewed Destinee Waddy and his report represents the following: [s]he
20 saw two unidentified males walk out of the residence and get into a dark green vehicle. Waddy
21 said the vehicle was possibly a Pontiac Grand Am. The vehicle was last seen westbound on
22 Glory View. Waddy described the males as one wearing a wig, about 5'8' tall. The other male
23 was about 5'11" tall. Both were wearing blue and white clothing. Waddy indicated that she had
24 Nevada seen the two males before. No other witnesses were able to provide a description of the
25 suspects.

26 Officer Hoyt interviewed Aaron Dennis, son of Jennifer Dennis and Ivan Young. Aaron
told Officer Hoyt that [o]ne was wearing a black jacket". Officer Hoyt then interviewed Jose
Posada, Young's nephew. Jose Posada described one of the males as a black male with braids.

1 The other was a black male with a dark afro. One of the suspects was described by Jose Posada
2 as wearing a tuxedo shirt”.

3 Officer Mark Hoyt also interviewed Jermaun Means as to the events at 2612 Golry View.
4 “As Means walked up to the front door, two unknown males, one wearing a beige suit jacket and
5 the other had dreadlocks. Means believed the male with dread locks was wearing a wig”. Means
6 told Officer Hoyt that both of the males had guns in their hands but could not describe the
7 weapons and could not describe the suspects.”

8 On June 28, 2004 a Las Vegas Metropolitan Police Department (“LVMPD”), Detective
9 Devore, contacted NLVMPD Detective Jess Prieto. Detective Devore told Detective Prieto that
10 a Confidential Informant “C.I.”) had allegedly overheard Rickie Slaughter (“Slaughter”)
11 bragging about committing a robbery. The C.I. also allegedly stated that Mr. Slaughter lived at
12 3801 E. Charleston with his girlfriend Tiffany Johnson (“Johnson”) and that she owned a green
13 Ford Taurus. However, the C.I. did not know, state, or otherwise indicate whether or not Mr.
14 Slaughter had ever been observed or known to access, use or control Ms. Johnson’s vehicle.

15 Based upon the information obtained from the C.I. and Detective Devore’s independent
16 verification that Ms. Johnson owned a green Ford Taurus, Detective Prieto checked Mr.
17 Slaughter’s criminal history through SCOPE and ordered the most recent photo he could find
18 from the LVMPD Photo Lab and complied that photograph with five other black males that wee
19 similar in appearance. See Report of Officer Preito, 6/29/2010, at 5. See Also Photographic
20 Lineup prepared by Officer Prieto, 6/30/2004, attached as Exhibit “”.

21 The lineup prepared by Officer Preito was first shown to Means at which time he was
22 asked “if he recognized anyone from the robbery”, Means responded that the photograph of
23 Rickie Slaughter “stands out”. See Report of Officer Preito, 6/29/2010, at 6. Thereafter, the
24 lineup was shown to Young while he was at UMC, at which time Young picked Mr. Slaughter as
25 the person who had shot him [Young] and that he [Mr. Slaughter] had spoken with a Jamaican
26 accent. Young also indicated that Mr. Slaughter was the one that tied everyone up in the house.
Id. At UMC, the photographic lineup was also shown to Jennifer Dennis but she could not
identify anyone in the lineup as talking part in the robbery. Id.

1 Based on the above information, Detective Prieto then drafted and submitted an
2 "Application and Affidavit for Search Warrant", seeking authorization to seize and search both
3 Ms. Johnson's apartment and vehicle. Although a number of items were found in Ms. Johnson's
4 vehicle including, several firearms, ammunition and firearm related items, the items were
5 determined to be unrelated to the shooting of Young.

6 7 II. 8 ARGUMENT

9 Due process principles prohibit the admission at trial of an out-of-court identification
10 obtained through procedures "so impermissibly suggestive as to give rise to a very substantial
11 likelihood of irreparable misidentification." Simmons v. United States, 390 U.S. 377, 384, 88
12 S.Ct. 967, 19 L.Ed.2d 1247 (1968). United States v. Carbajal, 956 F.2d 924, 929 (9th Cir.1992).
13 The Due Process Clause is not implicated, however, if the "identification was sufficiently
14 reliable to preclude the substantial likelihood of misidentification." Johnson v. Sublett, 63 F.3d
15 926, 929 (9th Cir. 1995) (stating that the central question is "whether under the totality of the
16 circumstances the identification was reliable even though the [identification] procedure was
17 suggestive") (internal quotations omitted).

18 The consideration of whether the identification testimony is admissible proceeds in two
19 steps. United States v. Wilkerson, 84 F.3d 692, 695 (4th Cir.1996) (citing Brathwaite, 432 U.S.
20 at 110, 97 S.Ct. 2243). First, the defendant must show that the photo identification procedure was
21 impermissibly suggestive. United States v. Bagley, 772 F.2d 482, 492 (9th Cir. 1985). Second, if
22 the defendant meets this burden, a court considers whether the identification was nevertheless
23 reliable in the context of all of the circumstances. *Id.* A witness's out-of-court photo
24 identification that is unreliable and therefore inadmissible on due process grounds also renders as
25 inadmissible his subsequent in-court identification. Simmons, 390 U.S. at 383-84, 88 S.Ct.
26 967; United States v. Smith, 459 F.3d 1276, 1293-94 (11th Cir.2006); Amador v.
Quarterman, 458 F.3d 397, 413 (5th Cir.2006). In this circumstance, as the Supreme Court has
said, the witness "is apt to retain in his memory the image of the photograph rather than the

1 person actually seen, reducing the trustworthiness of subsequent . . . courtroom
2 identification." Simmons, 390 U.S. at 383-84, 88 S.Ct. 967.

3 **Identification procedure**

4 Herein, the identification procedure used was impermissibly suggestive rendering the out
5 of court identification, and subsequent in court identification by Young, Means, Posada, and
6 Dennis unreliable. Specifically, the photographic lineup highlighted Mr. Slaughter in
7 comparison to the other filler photographs and implicitly suggested that Officer Preto believed
8 Mr. Slaughter to be one of the perpetrators of the robbery.

9 Although, highlighting of a photographic line-up picture has not been addressed in this
10 jurisdiction, guidance can be sought from a 4th Circuit case, wherein an almost identical
11 highlighted photographic line-up was found to be impermissibly suggestive. In U.S. v. Saunders,
12 501 F.3d 384, 390, the 4th Circuit Court of Appeals was presented the exact issue presented here
13 in that a photographic line-up was used, wherein Saunder's photograph contained no overhead
14 lighting and a dark background that made his photo stand out considerably compared to those in
15 the filler photographs.

16 The Saunders's court concluded that although there may be differences in background and
17 lighting, some differences in background suggests that the photograph was taken at a different
18 and place then the rest of the photographs. Johnston v. Makowski, 823 F.2d 387, 391 (10th
19 Cir.1987) (concluding that photo array was impermissibly suggestive because defendant's
20 "picture obviously was newly taken, whereas the other pictures were visibly older"). As to the
21 later point, the Saunder's court noted that when such glaring differences exist there is a
22 substantial risk for a viewer to conclude "that the similar pictures were taken together to form a
23 pool or control group, and that one of the pictures stands out is the suspect. Saunders, at 390,
24 citing United States v. Sanchez, 24 F.3d 1259, 1262-63 (10th Cir.1994).

25 Herein, an almost identical scenario is presented as that in Saunders. After receiving
26 information from a C.I., Officer Prieto prepared a photographic lineup by obtaining the most
recent photograph of Mr. Slaughter from the LVMPD Photo Lab and placing it with, "five other
black males that were similar in appearance". As can be clearly seen from the attached

1 photographic line-up used by Officer Prieto, Mr. Slaughter's picture stood out considerably
2 compared to the other photographs due to a highlighted background, which was not present in
3 the other photographs. Additionally, the photograph differed in age and condition as compared
4 to the other filler photographs. This effectively gave the impression that Mr. Slaughter was "the
5 man who did it". Sanchez, supra. Accordingly, the identification procedures used were
6 impermissibly suggestive and at least warrant further inquiry into the surrounding procedures to
7 determine the circumstances under which they were performed.

8 **Totality of the Circumstances**

9 As noted in Simmons and Bagely, photo lineup procedures were impermissibly
10 suggestive, the identification may still be valid if the totality of the circumstances indicate that
11 the identification was reliable. Herein, the objective facts surrounding the out of court and in
12 court identification of Mr. Slaughter do not sufficiently indicate that the identification of Mr.
13 Slaughter was reliable.

14 The five factors to be considered in evaluating the reliability of a challenged
15 identification procedure include: (1) the witness' opportunity to observe the individual at the time
16 of the crime; (2) the degree of attention focused by the witness on the individual; (3) the
17 accuracy of the witness' description of the individual prior to the challenged procedure; (4) the
18 level of certainty demonstrated by the witness during the challenged procedure; and (5) the
19 elapsed time between the crime and the identification procedure. Neil v. Biggers, 409 U.S. at
20 199.

21 Young's identification

22 Herein, Officer Anthony Bailey ("Off. Baily") was sent to UMC to check on Young after
23 Young was transported to TO UMC for treatment. Off. Bailey's June 29, 2004 report states that
24 Young "was very coherent and remembered the incident very well. He told me that he was
25 outside in his garage working on a car when he was approached by two black males. One of the
26 males was bald and was wearing shorts and a blue shirt, while the second male had dread locks
and spoke with a Jamaican accent." Incident report, 6/29/2004, at p. 2.

1 Young testified at the preliminary hearing that he not definitively state what the suspects
2 were wearing and indicated that at the time of the robbery he did not recognize any of the
3 suspects. Id. at 25-30. Young indicated that he had only talked to the suspects for a couple of
4 minutes before the robbery occurred and that the suspect he, at the time of the preliminary
5 hearing, believed to be Mr. Slaughter was wearing a baseball cap. Additionally, Mr. Young
6 stated that he was tied up facing the ground during the robbery and described most of what
7 happened based on one of the suspects having attempting a "Jamaican accent". Id. at 35-40.
8 Subsequent witnesses likewise indicated that they remembered Mr. Slaughter but could not
9 identify his clothing, could not remember his hair style or whether he was wearing a hat, or
10 otherwise couldn't identify Mr. Slaughter as being involved with the robbery Id. at 85-8, 92,
11 2014.

12 When asked why he selected Rickie about his selection from the photo lineup as being
13 the person who shot him, Young stated that, "[b]ecause this is what I heard after I got shot." Id.
14 at 41-4. Young also indicated that he had remembered Mr. Slaughter as someone he recognized
15 buying a car from friend many months prior to the robbery. Id. at 45. He likewise recognized
16 some of the other individuals in the photo lineup. Id. at 42-3. At the time of the Preliminary
17 Hearing, Young acknowledged that Mr. Slaughter and himself were the only African-American
18 individuals in the court room when Young made his identification of Mr. Slaughter in court.

19 Jennifer Dennis' identification

20 While Young was being treated and interviewed at UMC Officer Jake Hickman ("Off.
21 Hickman") interviewed Young's wife, Jennifer Dennis ("Ms. Dennis") at the scene of the
22 incident. As recorded in Off. Hickman's report dated June 29, 2004, Ms. Dennis indicated that
23 "[s]he saw two black male adults incide her kitchen. The first was about 5'10" and weighed
24 about 170 pounds and was wearing a blue shirt and jeans. Ms. Dennis described the second
25 suspect as being about 5'10" and weighing about 190 pounds, wearing a red shirt and blue jeans.
26 See, Off. Hickman's Report, 6/29/2004, p.1.

Identification of Ryan John, Jermaun Means, Jorge Posada, Aaron

Dennis and Destinee Waddy

1 Officer Mark Hoyt ("Off. Hoyt") interviewed John at the scene, at which time Mr. John
2 stated "[a] black male yelled to John from the garage of [Young's residence] . . . that [Young]
3 wanted to talk to him". When John walked through the garage and into the house, one of the
4 suspects put a pistol to John's through and told him to get on the ground in the kitchen and place
5 his hands behind his back. The suspect then placed a jacket over John's head and went through
6 his pocket. Mr. John could not identify any of the suspects

7 Means indicated that when he approached the front door the two suspects pulled him into
8 the residence, forced him to the floor and tied his hands behind his back. Means indicated that
9 one of the suspects was wearing a beige jacket and that the other was speaking with a Jamaican
10 accent and appeared to be wearing a dreadlocks wig. Means indicated to Off. Hoyt that Means
11 was unable to identify the suspects other than the reference to the jacket and wig.

12 Waddy, Dennis and Posada likewise had limited descriptions of the suspects and were
13 unable to identify the suspects other than by clothing and hairstyle. Posada described one of the
14 suspects as wearing a "tuxedo shirt" and had braids and the other had braids. Dennis could only
15 state that one of the suspects was wearing a black jacket. Waddy indicated that one of the
16 suspects was 5'8' and wearing a wig and the other was about 5'11', and, in contrast to the other
17 witnesses, Waddy stated that they both were wearing blue and white clothing.

18 The circumstances of the incident and the later identification procedure seem to indicate
19 that the identification of Mr. Slaughter occurred after Young had heard, either from Officer
20 Prieto or some other individual telling Young that Mr. Slaughter was the perpetrator. None of
21 the witnesses could identify any clothing that Mr. Slaughter was wearing, whether he had any
22 particular hairstyle, whether the hairstyle in the photo lineup was the same hairstyle the
23 perpetrator had, whether the perpetrator was wearing hat or any other distinguishing
24 characteristics of the perpetrator other than a fake Jamaican accent.

25 Based on the testimony and the circumstances of the lineup it appears that Mr. Young
26 was under the impression that the suspect believed to be involved with the robbery was in the
photo lineup and that he had heard it was Mr. Slaughter who he had previously recognized from
seeing months prior to the robbery. Young not wanting to let the person he understood to be

1 involved in the robbery to be set free, he understandably selected the photograph that indicated
2 "this is the guy". Later in court when presented with the only African-American individual in
3 the courtroom wearing jail clothing Young predictably selects Mr. Slaughter as being "the guy
4 who did it", despite being unsure of any particular characteristic of the actual suspects.

5 Similarly, the other witnesses at the scene including Posada, Waddy, Dennis, Means and
6 John, all could not identify the suspects other than general descriptions of clothing that seemed to
7 differ between witnesses and the shared description that one of the suspects wore a dreadlock
8 wig and spoke with a fake Jamaican accent. None of these witnesses could identify the suspects
9 and all of the witnesses described the event as happening very quickly, with no time to get a
10 definitive look at either of the suspects. These issues, as discussed in Bigger, indicate that the
11 witnesses in this case did not have a sufficient opportunity to observe the individual at the time
12 of the crime; the degree of attention was slight at best allowing for only minimal identification of
13 features that stood out, such as the wig and fake accent'; the accuracy of the identification made
14 by witnesses was particularly poor in that they indicate different types of clothing. Based on the
15 totality of the circumstances and the Bigger factors above, the out of court and subsequent in
16 court identification of Mr. Slaughter was impermissibly suggestive and unreliable under the
17 specific facts of this case.

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