

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

Electronically Filed
Sep 05 2013 04:59 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

THE STATE OF NEVADA,
Plaintiff,

vs.

FERRILL JOSEPH VOLPICELLI,
Defendant.

Sup. Ct. Case No. 63554
Case No. CR03-1263
Dept. 9

RECORD ON APPEAL

VOLUME 10 OF 13

EXHIBITS

APPELLANT

Ferrill J. Volpicelli #79565
P O BOX 359
Lovelock, Nevada 89419

RESPONDENT

Washoe County District Attorney's
Office
Terrance McCarthy, Esq.
P O Box 11130
Reno, Nevada 89502-3083

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
AFFIDAVIT IN SUPPORT OF APPLICATION TO PROCEED IN FORMA PAUPERIS	10/11/07	8	378-379
AFFIDAVIT IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS	05/11/04	3	465-467
AFFIDAVIT OF KAREN S. FRALEY	10/11/07	8	372-375
AMENDED JUDGMENT	06/18/13	6	1180-1182
ANSWER TO PETITION AND SUPPLEMENTAL PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)	02/05/07	8	335-337
APPLICATION FOR ORDER TO PRODUCE PRISONER	01/16/04	3	375-376
APPLICATION FOR ORDER TO PRODUCE PRISONER	08/20/07	8	364-366
APPLICATION FOR SETTING	12/12/03	3	360
APPLICATION FOR SETTING	08/09/07	8	363
APPLICATION FOR SETTING	11/05/07	8	386-387
APPLICATION FOR SETTING	01/28/08	9	524
APPLICATION TO PROCEED IN FORMA PAUPERIS	12/06/11	6	1069-1072
APPLICATION TO PROCEED IN FORMA PAUPERIS	10/11/07	8	376-377
BENCH WARRANT	06/11/03	2	3-5
BENCH WARRANT	06/17/03	2	16-18
CASE APPEAL STATEMENT	04/22/04	3	453-454
CASE APPEAL STATEMENT	06/22/12	6	1113-1114
CASE APPEAL STATEMENT	07/09/13	6	1404-1405
CASE APPEAL STATEMENT	05/12/08	9	548-549
CERTIFICATE OF CLERK	04/22/04	3	455
CERTIFICATE OF CLERK	05/12/08	9	547
CERTIFICATE OF CLERK AND TRANSMITTAL – NOTICE OF APPEAL	06/22/12	6	1115
CERTIFICATE OF CLERK AND TRANSMITTAL – NOTICE OF APPEAL	07/09/13	6	1406
CERTIFICATE OF CLERK AND TRANSMITTAL – RECORD ON APPEAL	08/30/12	6	1121

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
CERTIFICATE OF TRANSMITTAL	04/22/04	3	456
CERTIFICATE OF TRANSMITTAL	05/12/08	9	546
DEFENDANT'S WRIT OF PROHIBITION CHALLENGING PROCEEDING IN EXCESS OF JURISDICTION AT SENTENCING	12/06/11	6	1053-1068
ERRATA TO OPPOSITION TO MOTION FOR ORDER TO COMPEL	09/13/05	6	1031-1035
ERRATUM NOTICE OF APPEAL ISSUES TO BE RAISED	07/01/13	6	1186-1187
EX PARTE PETITION FOR CLARIFICATION ON ISSUES REGARDING STATE BAIL	07/16/03	2	194-196
EX PARTE PETITION FOR CLARIFICATION ON ISSUES REGARDING STATE BAIL	08/01/03	2	197-207
EXHIBIT LIST 04/01/04	04/01/04	11	1
EXHIBIT LIST 09/20/07	09/20/07	12	1
EXHIBIT LIST 11/10/03	11/12/03	10	1-3
EXHIBITS OF 04/01/04	04/01/04	11	2-99
EXHIBITS OF 09/20/07	09/20/07	12	2-189
EXHIBITS OF 11/12/03	11/12/03	10	4-59
EX-PARTE MOTION FOR APPOINTMENT OF COUNSEL	11/09/05	7	199-203
EXPORTE MOTION FOR APPROVAL OF FEES IN THE APPELLANT'S OPENING BRIEF AND JOINT APPENDIX	07/14/04	13	11-16
EXPORTE ORDER FOR APPROVAL OF FEES IN THE PREPARATION AND COMPLETION OF THE APPELLANT'S OPENING BRIEF AND JOINT APPENDIX	07/22/04	13	17-22
FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT	04/14/08	9	528-532
FORMER COUNSEL'S RESPONSE IN ACCORDANCE WITH ORDER TO RESPOND	01/10/06	6	1044-1052
GENERAL RECEIPT	06/20/03	2	169
GENERAL RECEIPT	07/09/03	2	193
INDICTMENT	06/11/03	2	6-15
INMATE REQUEST FORM – NO DOCUMENT IN FILE TO IMAGE ***	10/07/03	3	249

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
INMATE REQUEST FORM*****	10/07/03	2	241
JUDGMENT	04/01/04	3	383-385
JURY INSTRUCTIONS 1 THROUGH 37	11/14/03	3	275-319
LETTER BRIEF	03/06/06	7	222-225
LETTER FROM DEFENDANT	09/12/03	2	235-240
LETTER FROM DEFENDANT	11/17/03	3	340-343
MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF NOTICE OF APPEAL	07/01/13	6	1192-1403
MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)	11/09/05	7	10-198
MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)	04/23/13	9	672-877
MEMORANDUM TO MOTION TO CORRECT ILLEGAL SENTENCE/MODIFY SENTENCE	06/03/13	6	1162-1175
MINUTES – 02/14/08 HEARING RE: PETITION FOR POST CONVICTION CONTINUATION OF WRIT OF HABEAS CORPUS HEARING	03/05/08	9	527
MINUTES – 04/01/04 ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE	04/01/04	3	379-382
MINUTES – 09/20/07 PETITION FOR POST CONVICTION/EVIDENTIARY HEARING	09/20/07	8	370
MINUTES – 09/20/07 PETITION FOR POST CONVICTION/EVIDENTIARY HEARING	10/03/07	8	371
MINUTES – 09/24/03 MOTION TO CONFIRM TRIAL	09/24/03	3	245
MINUTES – 11/10/03 HEARING RE: CONFLICT OF COUNSEL	11/10/03	3	267
MINUTES – 11/12/03 JURY TRIAL	11/12/03	3	268-274
MINUTES – ARRAIGNMENT	06/18/03	2	19
MOTION FOR CONTINUANCE OR STAY OF PROCEEDINGS WITH PENDING SUCCESSIVE WRIT	07/01/13	6	1188-1191
MOTION FOR COURT APPOINTED FEES WITH AFFIDAVIT IN SUPPORT	12/21/07	13	31-35
MOTION FOR COURT APPOINTED FEES WITH AFFIDAVIT IN SUPPORT	07/07/08	13	40-42

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
MOTION FOR COURT APPOINTED FEES WITH AFFIDAVIT IN SUPPORT	10/27/09	13	45-49
MOTION FOR COURT APPOINTED FEES WITH AFFIDAVIT IN SUPPORT	04/2/10	13	54-58
MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS	05/11/04	3	464
MOTION FOR ORDER TO COMPEL	09/12/05	6	1010-1023
MOTION FOR ORDER TO COMPEL	01/31/06	7	204-206
MOTION FOR PARTIAL DISMISSAL OF PETITION AND SUPPLEMENTAL PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)	02/05/07	8	338-346
MOTION FOR RETURN OF PROPERTY AND REQUEST FOR HEARING REGARDING RESTITUTION AMOUNT	08/03/04	5	965-970
MOTION TO CORRECT ILLEGAL SENTENCE/MODIFY SENTENCE	06/03/13	6	1161
MOTION TO CORRECT JUDGMENT TO REMOVE DOUBLE JEOPARDY AND ILLEGAL CHARGES	05/14/13	6	1139-1153
MOTION TO QUASH SUBPOENA DUCES TECUM	05/17/04	3	468-476
MOTION TO STRIKE FUGITIVE DOCUMENT	08/18/04	6	974-983
NOTICE OF ADDRESS CHANGE	06/01/04	3	480
NOTICE OF ADDRESS CHANGE	05/28//04	3	481
NOTICE OF APPEAL	04/22/04	3	451-452
NOTICE OF APPEAL	06/22/12	6	1111-1112
NOTICE OF APPEAL	07/01/13	6	1184-1185
NOTICE OF APPEAL	05/08/08	9	544-545
NOTICE OF CHANGE OF RESPONSIBLE ATTORNEY	02/10/12	6	1077-1079
NOTICE OF ENTRY OF ORDER	06/10/08	9	554-559
NOTICE OF INTENT TO SEEK HABITUAL CRIMINAL STATUS	10/09/03	3	250-251
NOTICE OF WAIVER OF APPEARANCE	12/21/07	9	522-523
NOTICE OF WITHDRAWAL OF ATTORNEY	04/19/04	3	449-450
NOTICE OF WITNESSES PURSUANT TO NRS 174.234	11/07/03	3	257-260
OPPOSITION TO MOTION FOR ORDER TO COMPEL	09/12/05	6	1024-1030

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
OPPOSITION TO MOTION FOR ORDER TO COMPEL AND MOTION TO QUASH SUBPOENA DUCES TECUM	02/17/06	7	211-221
OPPOSITION TO PARTIAL MOTION TO DISMISS/REPLY	02/20/07	8	347-352
OPPOSITION TO PETITION FOR WRIT OF HABEAS CORPUS	09/04/03	2	229-234
ORDER	08/13/03	2	223-225
ORDER	11/07/03	3	263-266
ORDER	06/01/04	3	484
ORDER	10/14/07	8	380-382
ORDER	12/05/07	13	30
ORDER	05/15/08	13	38
ORDER	05/15/08	13	39
ORDER APPOINTING COUNSEL	06/01/04	3	482-483
ORDER APPOINTING COUNSEL	08/10/06	8	319-321
ORDER APPOINTING COUNSEL	06/09/08	9	552-553
ORDER DENYING DEFENDANT'S PETITION FOR WRIT OF PROHIBITION	05/24/12	6	1107-1109
ORDER DENYING MOTION TO PROCEED IN FORMA PAUPERIS	12/27/11	6	1073-1075
ORDER DENYING MOTION TO RECALL REMITTITUR AND DENYING PERMISSION FOR A LATE PETITION FOR REHEARING	01/28/10	9	584
ORDER DENYING REQUEST FOR APPOINTMENT OF COUNSEL	04/27/04	3	459-460
ORDER GRANTING MOTION FOR COURT APPOINTED FEES	01/30/07	13	29
ORDER GRANTING MOTION FOR COURT APPOINTED FEES	01/08/08	13	37
ORDER GRANTING MOTION FOR COURT APPOINTED FEES	07/17/08	13	44
ORDER GRANTING MOTION TO CORRECT JUDGMENT OF CONVICTION	06/04/13	6	1176-1178
ORDER PATYAILLY DISMISSING PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION) AND ORDER TO SET HEARING	08/02/07	8	355-362

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
ORDER QUASHING SUBPOENA DECUS TECUM AND DENYING MOITON TO COMPEL	08/10/06	8	322-324
ORDER TO PROCEED IN FORMA PAUPERIS	05/27/04	3	477-479
ORDER TO PRODUCE PRISINER	08/20/07	8	367-369
ORDER TO PRODUCE PRISONER	01/22/04	3	377-378
ORDER TO RESPOND	12/12/05	6	1041-1043
ORDER TO RESPOND	12/18/06	8	332-334
ORDER TO STRIKE FUGITIVE DOCUMENTS	09/23/04	6	986-988
ORDER TRANSFERRING CASE	11/07/03	3	261-262
PETITION FOR WRIT OF HABEAS CORPUS	08/08/13	2	208-211
PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION)	11/09/05	7	1-9
PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)	04/23/13	9	586-671
POINTS AND AUTHORITIES IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS	08/08/13	2	212-222
PRESENTENCE INVESTIGATION REPORT	12/19/03	13	1-10
PROOF OF SERVICE OF ELECTRONIC FILING	12/27/11	6	1076
PROOF OF SERVICE OF ELECTRONIC FILING	02/10/12	6	1083
PROOF OF SERVICE OF ELECTRONIC FILING	05/24/12	6	1110
PROOF OF SERVICE OF ELECTRONIC FILING	06/22/12	6	1116
PROOF OF SERVICE OF ELECTRONIC FILING	06/28/12	6	1118
PROOF OF SERVICE OF ELECTRONIC FILING	07/26/12	6	1120
PROOF OF SERVICE OF ELECTRONIC FILING	08/30/12	6	1122
PROOF OF SERVICE OF ELECTRONIC FILING	09/06/12	6	1125
PROOF OF SERVICE OF ELECTRONIC FILING	09/06/12	6	1126
PROOF OF SERVICE OF ELECTRONIC FILING	03/18/13	6	1129
PROOF OF SERVICE OF ELECTRONIC FILING	03/22/13	6	1132
PROOF OF SERVICE OF ELECTRONIC FILING	04/29/13	6	1138

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
PROOF OF SERVICE OF ELECTRONIC FILING	05/17/13	6	1158
PROOF OF SERVICE OF ELECTRONIC FILING	06/04/13	6	1179
PROOF OF SERVICE OF ELECTRONIC FILING	06/18/13	6	1183
PROOF OF SERVICE OF ELECTRONIC FILING	07/09/13	6	1407
PROOF OF SERVICE OF ELECTRONIC FILING	07/12/13	6	1409
PROOF OF SERVICE OF ELECTRONIC FILING	08/09/13	6	1411
PROOF OF SERVICE OF ELECTRONIC FILING	12/04/09	9	571
PROOF OF SERVICE OF ELECTRONIC FILING	12/30/09	9	583
PROOF OF SERVICE OF ELECTRONIC FILING	01/28/10	9	585
RECIPROCAL DISCOVERY AGREEMENT	07/07/03	2	1-2
RECOMMENDATION AND ORDER FOR PAYMENT OF ATTORNEY'S FEES AND EXPENSES	11/06/09	13	51-53
RECOMMENDATION AND ORDER FOR PAYMENT OF INTERIM ATTORNEY'S FEES	05/06/10	13	60-62
REPLY IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS	09/17/03	2	242-244
REPLY TO RESPONSE TO DEFENDANTS WRIT OF PROHIBITION	03/02/12	6	1084-1104
REPLY TO STATES OPPOSITION TO MOTION FOR ORDER TO COMPEL AND TO VAN RY'S ERRATA TO OPPOSITION TO MOTION FOR ORDER TO COMPEL	09/27/05	6	1036-1039
REQUEST FOR APPOINTMENT OF COUNSEL	04/22/04	3	457-458
REQUEST FOR ORDER TO SHOW CAUSE REGARDING CONTEMPT OF COURT- AND ORDER TO COMPEL	06/21/04	3	487-491
REQUEST FOR ORDER TO SHOW CAUSE REGARDING CONTEMPT OF COURT- AND ORDER TO COMPEL	07/06/04		957-964
REQUEST FOR SUBMISSION	06/14/04	3	486
REQUEST FOR SUBMISSION	08/03/04	5	971
REQUEST FOR SUBMISSION	08/03/04	5	972
REQUEST FOR SUBMISSION	08/03/04	5	973
REQUEST FOR SUBMISSION	08/26/04	6	984
REQUEST FOR SUBMISSION	08/26/04	6	985

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
REQUEST FOR SUBMISSION	09/30/05	6	1040
REQUEST FOR SUBMISSION	01/31/06	7	207
REQUEST FOR SUBMISSION	02/09/06	7	210
REQUEST FOR SUBMISSION	03/21/06	7	226
REQUEST FOR SUBMISSION	03/05/07	8	353-354
REQUEST FOR SUBMISSION	10/25/07	8	383-385
REQUEST FOR SUBMISSION	12/05/07	9	519-521
REQUEST FOR SUBMISSION	01/26/07	13	23-28
REQUEST FOR SUBMISSION	12/21/07	13	36
REQUEST FOR SUBMISSION	07/07/08	13	43
REQUEST FOR SUBMISSION	10/27/09	13	50
REQUEST FOR SUBMISSION	04/22/10	13	59
REQUEST FOR SUBMISSION OF MOTION	04/10/12	6	1105-1106
REQUEST FOR SUBMISSION OF MOTION	05/28/13	6	1159-1160
REQUEST FOR TRANSCRIPTS	05/07/04	3	462
REQUEST, AGREEMENT AND ORDER FOR PRE-TRIAL RECIPROCAL DISCOVERY DEFENDANT'S REQUEST FOR DISCOVERY	07/09/03	2	191-192
RESPONSE TO "DEFENDANT'S WRIT OF PROHIBITION"	02/10/12	6	1080-1082
RESPONSE TO DEFENDANT'S MOTION TO CORRECT JUDGMENT OF CONVICTION	05/17/13	6	1154-1157
RESPONSE TO PETITIONER'S "LETTER BRIEF" FILED IN REPLY TO THE CITY OF RENO'S OPPOSITION TO MOTION FOR ORDER TO COMPEL AND MOTION TO QUASH SUBPOENA DUCES TECUM	03/21/06	7/8	227-303
RETURN	08/18/03	2	226-228
SECOND REQUEST FOR SUBMISSION	01/31/06	7	208-209
SECOND REQUEST FOR SUBMISSION	03/22/06	8	318
STIPULATION FOR CHANGE OF TRIAL DATE	10/07/03	3	246-248

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
STIPULATION FOR CONTINUANCE	01/30/08	9	525-526
STIPULATION TO EXTEND TIME TO FILE SUPPLEMENT TO PETITION	09/15/06	8	325
SUBSTITUTION OF COUNSEL FOR THE STATE	03/22/13	6	1130-1131
SUPPLEMENT TO PETITION FOR WRIT OF HABEAS CORPUS POST-CONVICTION	11/21/06	8	326-331
SUPPLEMENTAL MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)	03/22/06	8	304-317
SUPREME COURT CLERK'S CERTIFICATE AND JUDGMENT	04/29/13	6	1134
SUPREME COURT ORDER OF AFFIRMANCE	04/29/13	6	1135-1137
SUPREME COURT - RECEIPT FOR DOCUMENTS	06/28/12	6	1117
SUPREME COURT REMITTITUR	04/29/13	6	1133
SUPREME COURT CLERK'S CERTIFICATE AND JUDGMENT	12/30/09	9	573
SUPREME COURT ORDER DENYING PETITION	11/12/08	9	560-561
SUPREME COURT ORDER DIRECTING TRANSMISSION OF RECORD	08/09/13	6	1410
SUPREME COURT - ORDER DIRECTING TRANSMISSION OF RECORD	07/26/12	6	1119
SUPREME COURT ORDER OF AFFIRMANCE	12/04/09	9	564-570
SUPREME COURT ORDER OF AFFIRMANCE	12/30/09	9	574-582
SUPREME COURT ORDER OF LIMITED REMAND FOR DESIGNATION OF COUNSEL	06/04/08	9	551
SUPREME COURT ORDER TO FILE SUPPLEMENTAL APPENDIX	09/10/09	9	562-563
SUPREME COURT RECEIPT FOR DOCUMENTS	09/06/12	6	1123
SUPREME COURT RECEIPT FOR DOCUMENTS	09/06/12	6	1124
SUPREME COURT RECEIPT FOR DOCUMENTS	05/19/08	9	550
SUPREME COURT REMITTITUR	12/30/09	9	572
SUPREME COURT CLERK'S CERTIFICATE AND JUDGMENT	08/01/05	6	999
SUPREME COURT NOTICE TO APPOINTED COUNSEL	06/14/04	3	485

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
SUPREME COURT ORDER OF AFFIRMANCE	06/30/05	6	989-997
SUPREME COURT ORDER OF AFFIRMANCE	08/01/05	6	1000-1009
SUPREME COURT ORDER OF AFFIRMANCE	03/18/13	6	1127-1128
SUPREME COURT ORDER OF LIMITED REMAND FOR APPOINTMENT OF COUNSEL	05/11/04	3	463
SUPREME COURT RECEIPT FOR DOCUMENTS	04/29/04	3	461
SUPREME COURT RECEIPT FOR DOCUMENTS	07/12/13	6	1408
SUPREME COURT REMITTITUR	08/01/05	6	998
TRANSCRIPT – 02/14/08 PETITION FOR POST CONVICTION	04/24/08	9	533-543
TRANSCRIPT – 04/01/04 SENTENCING	04/13/04	3	386-448
TRANSCRIPT – 06/11/03	06/20/03	2	20-168
TRANSCRIPT – 09/20/07 PETITION FOR POST CONVICTON	11/08/07	8/9	452-515
TRANSCRIPT – 09/20/07 PETITION FOR POST CONVICTION	11/08/07	8	388-451
TRANSCRIPT – 09/24/03 MOTION TO CONFIRM TRIAL	10/13/03	3	252-256
TRANSCRIPT – 10/24/03 MOTION TO CONFIRM TRIAL	11/26/03	3	344-352
TRANSCRIPT – 10/29/03 STATUS HEARING	12/02/03	3	353-359
TRANSCRIPT – 11/10/03 HEARING	12/15/03	3	361-374
TRANSCRIPT – 11/12/03 TRIAL	07/02/04	5	717-956
TRANSCRIPT – 11/13/03 – 11/14/03 JURY TRIAL	07/02/04	4	492-716
TRANSCRIPTS – 06/18/03 ARRAIGNMENT ON INDICTMENT	06/23/03	2	170-190
UNUSED VERDICT FORM	11/14/03	3	320
UNUSED VERDICT FORM	11/14/03	3	321
UNUSED VERDICT FORM	11/14/03	3	322
UNUSED VERDICT FORM	11/14/03	3	323
UNUSED VERDICT FORM	11/14/03	3	324
UNUSED VERDICT FORM	11/14/03	3	325
UNUSED VERDICT FORM	11/14/03	3	326

APPEAL INDEX

Case No. CR03-1263
STATE OF NEVADA vs FERRILL J VOLPICELLI
SEPTEMBER 5, 2013

PLEADING	DATE	VOL.	PAGE NO.
UNUSED VERDICT FORM	11/14/03	3	327
UNUSED VERDICT FORM	11/14/03	3	328
UNUSED VERDICT FORM	11/14/03	3	329
VERDICT	11/14/03	3	330
VERDICT	11/14/03	3	331
VERDICT	11/14/03	3	332
VERDICT	11/14/03	3	333
VERDICT	11/14/03	3	334
VERDICT	11/14/03	3	335
VERDICT	11/14/03	3	336
VERDICT	11/14/03	3	337
VERDICT	11/14/03	3	338
VERDICT	11/14/03	3	339
WAIVER OF APPEARANCE	12/05/07	9	516-518

EXHIBITS

PLTF: STATE OF NEVADA
DEFT: FERRILL JOSEPH VOLPICELLI

PATY: T. Riggs
DATY: B. Van Ry

Case No: CR03-1263 Dept. No: 10 Clerk: G. Bartlett Date: 11/10/03

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	State	Photo – Aussie Self-Storage, overview	11/10/03	Stip.	11/12/03
2	State	Photo – Aussie Self-Storage, B-114	11/10/03	Stip.	11/12/03
3	State	Bike display price tag	11/10/03	Stip.	11/12/03
4	State	Transaction check receipt, 10/17/01	11/10/03	Stip.	11/12/03
5	State	Photo – Mongoose Bicycle	11/10/03	Stip.	11/12/03
6	State	Occupant Information Sheet	11/10/03	Stip.	11/12/03
7	State	Photo – Lowe's rug	11/10/03	Stip.	11/12/03
8	State	Photo – Bar codes on Lowe's rug	11/10/03	Stip.	11/12/03
8.1	State	Sku # with bar code	11/10/03	Stip.	11/12/03
9	State	Brother label maker	11/10/03	Stip.	11/12/03
10	State	Photo – Mazda MPV Van	11/10/03	Stip.	11/12/03
11	State	Transpositions	11/10/03	Obj.	11/12/03
12	State	Accordion folder (Reserved)	11/12/03	Stip.	11/12/03
13	State	Polaroid – DVD Home Theater system	11/10/03	Stip.	11/12/03
14	State	2 Wal-Mart receipts, 10/13/01	11/10/03	Stip.	11/12/03
15	State	Photo – Computer Monitors	11/10/03	Stip.	11/12/03
16	State	4 Wal-Mart receipts	11/10/03	Stip.	11/12/03
17	State	4 Wal-Mart receipts (TV)	11/10/03	Stip.	11/12/03
18	State	Photo – DVD Combo	11/10/03	Stip.	11/12/03
19	State	3 Wal-Mart receipts (sewing machine)	11/10/03	Stip.	11/12/03
20	State	Photo – Serge sewing machine	11/10/03	Stip.	11/12/03
21	State	Wal-Mart receipt for bicycle	11/10/03	Stip.	11/12/03

EXHIBITS**PLTF: STATE OF NEVADA**
DEFT: FERRILL JOSEPH VOLPICELLI**PATY: T. Riggs**
DATY: B. Van RyCase No: **CR03-1263** Dept. No: **10** Clerk: **G. Bartlett** Date: 11/10/03

Exhibit No.	Party	Description	Marked	Offered	Admitted
21.1	State	Voided Wal-Mart bicycle receipt	11/10/03	Stip.	11/12/03
22	State	Lowe's rug receipt	11/10/03	Stip.	11/12/03
23	State	Home Depot toilet receipt	11/10/03	Stip.	11/12/03
24	State	Photo – Toilet box	11/10/03	Stip.	11/12/03
25	State	Bed Bath & Beyond receipt	11/10/03	Stip.	11/12/03
26	State	Photo – Krups coffee maker	11/10/03	Stip.	11/12/03
27	State	Photo – Comforters	11/10/03	Stip.	11/12/03
28	State	Shopko receipt (comforter)	11/10/03	Stip.	11/12/03
29	State	Label maker case	11/12/03	Stip.	11/12/03
30	State	Photo – label maker	11/12/03	Stip.	11/12/03
31	State	Photo – accordion folder	11/12/03	Stip.	11/12/03
32	State	Wal-Mart price check receipt	11/12/03	Stip.	11/12/03
33	State	Sonicare toothbrush	11/12/03	Stip.	11/12/03
34	State	Lowe's project estimate (redacted)	11/12/03	Stip.	11/12/03
35	State	Lowe's videotape	11/12/03	Stip.	11/12/03
36	State	Shopko receipt toothbrush	11/12/03	Stip.	11/12/03
37	State	Super-Kmart Easy Steamer receipt	11/12/03	Stip.	11/12/03
38	State	CompUSA receipt	11/12/03	Stip.	11/12/03
39	State	Best Buy receipts (2)	11/12/03	Stip.	11/12/03
40	State	Home Depot receipt closet organizer	11/12/03	Stip.	11/12/03
41	State	Office Depot receipt	11/12/03	Stip.	11/12/03
42	State	PetSmart receipts (2)	11/12/03	Stip.	11/12/03
43	State	Target receipt	11/12/03	Stip.	11/12/03
44	State	Last transaction receipt	11/13/03	Stip.	11/13/03
45	State	Shopko receipt	11/13/03	Stip.	11/13/03

EXHIBITS

PLTF: STATE OF NEVADA
DEFT: FERRILL JOSEPH VOLPICELLI

PATY: T. Riggs
DATY: B. Van Ry

Case No: **CR03-1263** Dept. No: **10** Clerk: **G. Bartlett** Date: 11/10/03

Exhibit No.	Party	Description	Marked	Offered	Admitted
46	State	Shopko receipt	11/13/03	Stip.	11/13/03

Toyland

unwrap the dreams

26 MONGOOSE XR-350

26

\$249⁶⁶

10/16/01



000725983

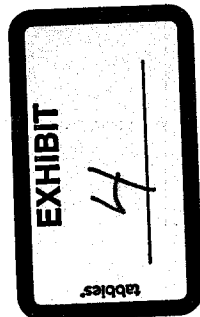
Dept 07

EVT 3001000



No. CR03-1263
State of Nevada
Vs.
Ferrill Joseph Volpicelli
Ex. **3**
Admitted: November 12, 2003
RONALD A. LONGTIN, JR., CLERK
By *R. Bartlett*, Deputy

TRANSACTION JOURNAL DATA *
*** NOT A VALID RECEIPT ***
REF# 00000581 TR# 31 TR# 09/70
CASH 100.00 74.96
TOTAL 74.96
BAL 5.44
NO 80.00
JUE 19.61
09 41



Julia
Volpore
#551

No. CR03-1263
State of Nevada
Vs.
Ferril Joseph Volpicelli
Ex. 4
Admitted: November 12, 2003
RONALD A LONGTIN, JR., CLERK
By [Signature], Deputy

AUSSIE SELF STORAGE, LLC
30 E VICTORIAN AVE SPARKS, NV 89431

Name: Ashley Schilling

Address: 1066 Vassar St.

City: Reno

Home ph.: (rx) 329-0389

Drivers License No: 4600555052

Drivers License expiration date: 5/03

EMPLOYMENT INFORMATION

Employers Name: _____

Address: _____

City: _____

OCCUPANT INFORMATION SHEET
(Occupant to fill out - PLEASE PRINT)

Space No. B114

Contract No. 2787

State: NV Zip: 89502

Cel. Pager No. () _____

Social Security No.: 530-98-9453

Birth Date: 5/19/79

Work ph.: 321-8339

EMERGENCY CONTACT - ALTERNATE (Friend or relative at different address)

Name: CARLA LEE

Address: 1066 VASSAR ST City: RENO

State: NV Zip: 89502 Home Ph. 3290389 Work ph. _____

PERSONS AUTHORIZED FOR ACCESS:

YES _____ NO _____

Name Ferrill Joseph Volpescu

Name CHANEL Volpescu

Name TRAVIS Volpescu

Name _____

I understand it is **MY SOLE RESPONSIBILITY** to keep all the above information current with Aussie Self Storage, LLC. I understand any changes with the above information are to be submitted in writing within (15) fifteen days, signed by the Occupant.

Ashley Schilling
OCCUPANT SIGNATURE

8/7/01
DATE

HOW DID YOU HERE ABOUT AUSSIE SELF STORAGE:

1. Drive by / Saw sign _____ 2. Live in neighborhood _____ 3. Yellow pages _____ 4. Newspaper Ad _____
5. Word of Mouth X 6. Referral-Company or business _____ 7. Other: _____

EXHIBIT

6

V10.8

No. CR03-1263
State of Nevada

Vs.

Ferrill Joseph Volpicelli

Ex. **6**

Admitted: November 12, **2003**

RONALD A. LONGTIN, JR., CLERK

By , Deputy

V10.9

SKU #: 01412

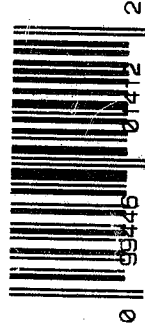
CONTRACT #:
BALE#:

QUALITY DESIGN
FONT FB14

COLOR
IV

SIZE: 5.06 8.06

100% WOOL PILE
HANDTUFTED IN CHINA



RN# 58948

No. CR03-1263

State of Nevada

Vs.

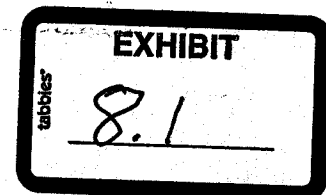
Ferrill Joseph Volpicelli

Ex. 8.1

Admitted: November 12, 2003

RONALD A. LONGTIN, JR., CLERK

By *R. Longtin*, Deputy



TRANSPOSITIONS

10/4/01

STORE	ITEM	UPC#	PRICE
SHOPKO	TOOTHBRUSH	069055815984	\$17.00
SHOPKO	CASIOPIA	682676200016	\$15.00
SHOPKO	DOWNPILLOW	025521227408	\$20.00
SHOPKO	MEMORYPILLOW	025521025905	\$15.00
SHOPKO	COMFORTER	023521513815	
SHOPKO	CONVERTER	61797700014-	\$12.00
SHOPKO	PS2 CONTROLLE	741948001031	\$9.00
SHOPKO	CD	047323387005	\$35.00
SHOPKO	BBQ	099143012476	\$80.00
SHOPKO	VACUUM	023169110304	\$100.00
TARGET	TI CHEAP	033317029990	\$12.00
TARGET	STEAMER	011120172515	\$100.00
TARGET	COMFORTER	028828446664	\$30.00
TARGET	VIDEO/COOLER	617977223006	\$50.00
TARGET	CDPLAYER	062118870319	\$39.00
TARGET	TOOL BOX	028907058399	
TARGET	CALCULATOR	033317071784	
TARGET	BACKPACK	012697197123	\$20.00
TARGET	VACUUM	023169110564	
TARGET	SHAVER	074590825336	\$30.00
TOYRUS	SPIELBERG	042884013516	\$60.00
TOYSRUS	REDUCER	042884013530	\$15.00
WALMART	PRINTER	725184623189	\$80.00
WALMART	SEWING	012502105404	\$100.00
WALMART	FLAT	769940727216	\$157.00
WALMART	COMPUTER	769940305001	\$396.00
WALMART	19"SANYO	086483037818	\$129.00
WALMART	MONITOR	076994071711	\$160.00
WALMART	VACUUM	681131061757	\$88.00
WALMART	AUTOSTEREO	04325801235-	\$70.00
WALMART	CHAIR	601385944226	\$30.00
WALMART	LEGO	042884071462	\$20.00
WALMART	THEATER	025806041989	\$70.00
WALMART	GAME CONTROLL	741948001079	\$9.00
WALMART	ADAPTER CARD	741948300936	\$8.00
WALMART	PHONE	735078091161	\$30.00
WALMART	SANYO	086483030673	\$189.00
WALMART	LASER	052303203114	\$40.00
WALMART	SEWING	012502105404	\$100.00
WALMART	SPEAKERS	012986945413	
WALMART	DESK	721015331346	\$50.00
WALMART	COOLER	075536110004	\$35.00
WALMART	CAMERA	047007007823	\$15.00
WALMART	RADIOS	715106133186	\$20.00
WALMART	MEMORY CARD	728658080075	\$8.00

inverter 037332050281
 025521412965 (60) 02882871517 (20)

V1020 044476741401 (200)

B.B. 06211
 099143012476 (60)

nv2 printer system
 06211205301



No. CR03-1263
 STATE OF NEVADA
 Vs.
 FERRILL JOSEPH VOLPICELLI

Pa

Ex. 11
 Admitted: November 12, 2003
 RONALD A. LONGTIN, JR., CLERK
 Deputy

V10.12

TRANSPOSITIONS

STORE	ITEM	UPC#	PRICE
BEST BUY	SONY WALKMAN	027242587793	\$69.00
BEST BUY	TV/DVD	022265270271	\$225.00
BESTBUY	CAMERA	044701990246	\$20.00
BESTBUY	WALKMAN	093293203258	\$25.00
BESTBUY	SATRECEIVER	027242565685	\$100.00
COMP USA	SWITCH	02286810973-	\$29.00
COMPUSA	SWITCH OR?	662698107364	\$70.00
HOMEDEPOT	ROLLER	721415405135	\$29.00
HOMEDEPOT	RUG	029055014268	\$50.00
HOMEDEPOT	H2O FILTER	084691790921	\$39.00
HOMEDEPOT	FAN	784891258367	\$28.00
HOMEDEPOT	SHOWER	012611232619	\$69.00
HOMEDEPOT	SHELVES	075381016247	\$29.00
HOMEDEPOT	BADGER 1	050375000419	\$50.00
KMART	STEAMER	04603488594-	\$100.00
KMART	BP/WRIST	767056041745	\$16.00
KRAGEN	TREATMENT	024631000154	\$7.00
KRAGEN	REDUCER	071153651487	\$2.00
LOWES	FAN	060672240029	\$25.00
LOWES	VACUUM	073581080811	\$90.00
LOWES	RATCHET SET	662459057013	\$65.00
LOWES	GRILL	081151639301	\$60.00
LOWES	SHOWERHEAD	047266063233	\$25.00
LOWES	SHOWER	034449364959	\$70.00
LOWES	WOOD BLINDS	027088822157	\$25.00
LOWES	CLOSET ORG	075381056649	\$50.00
LOWES	SHOERACK	075381080811	\$15.00
LOWES	FAX/PHONE	022265621554	\$100.00
LOWES	ARM	720558422214	\$20.00
LOWES	THERMOSTAT	049694400703	\$20.00
LOWES	PAINT	02496412582-	\$300.00
LOWES	ALARM	03862591623?	\$50.00
OFFICE DEPO	BLACK/WHITE	012502534617	\$9.00
OFFICEDEPO	SHARPENER	079946192407	\$12.00
OFFICEDEPO	SAFE	049074000639	\$30.00
OFFICEDEPO	CARTRIDGE	012502053347	\$36.00
OFFICEDEPO	DESK	042495013912	\$59.00
OFFICEMAX	LABEL SOFT	034707039551	\$19.00
OFFICEMAX	APOLLO	718575150005	\$100.00
OFFICEMAX	CARTRIDGE	012502053347	\$37.00
PEPBOYS	CONVERTER	708609076340	\$15.00
PEPBOYS	WIRE CH442	033086227559	\$15.00
PEPBOYS	GREY RUG	033499970776	\$20.00
PETSMART	PUMP	017163107025	\$17.00
PHONES	PANASONIC	2570,2553,255	
SAVON	TUBE	072774860746	

10/4/01
 BSA \$7570
 Scale 70 7424 968 92W2
 30 7424 968 30104
 Pillow 0205 21226418

Sally-Hair
 07417004440

GPX - Camp
 047323680007 (289)

cheap rug 029055098398
 MMS 07267270959- (5)

RUG 076 893026478 (80)



WAL★MART

ALWAYS LOW PRICES ALWAYS WAL-MART

Always

SUPER CENTER

WE SELL FOR LESS

MANAGER DAVID FORD

(775) 853 - 6433

RENO, NV

ST# 3277 OP# 00000143 TR# 17 IR# 00000

3CD EMERSON 002527604198 69 94

SUBTOTAL 69 94

TAX : 7 250 % 5 07

TOTAL 75 01

CASH TEND 100 01

CHANGE DUE 25 00

ITEMS SOLD 1

TC# 2207 5212 1900 9900 0847



TOGETHER WE STAND - DONATE HERE TODAY.

10/13/01 19.51.19

WAL★

ALWAYS LOW PRICES

Always

WE SELL FOR LESS

MANAGER MATTHEW CARTER

(775) 359 - 8200

ST# 2106 OP# 00000143 TR# 17 IR# 00000

3CD EMERSON 002527604198 69 94

SUBTOTAL 69 94

TAX : 7 250 % 5 07

TOTAL 75 01

TEND 100 01

CHANGE DUE 25 00

ITEMS SOLD 1

TC# 3017 100000 7799 0820



TOGETHER WE STAND - DONATE HERE TODAY.

10/13/01 20.16.09

V10.14

**tabbies**

14

Vs.

14

Admitted: November 12, 2003
RONALD A. LONGTIN, JR., CLERK

By *[Signature]*, Deputy

WAL★MART

ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always.

WE SELL FOR LESS
MANAGER SAMUEL KUPFER
(775) 829 - 8088

ST# 2189 OP# 00002483 TE# 07 TR# 07064
17 MONITOR 076994072721 177.84 J
TRUNK ORGANI 001991250442 8.96 J
GRANDMA 002840000805 F 0.88 D
SUBTOTAL 187.68
TAX 1 7.250 % 13.54
TOTAL 201.22
CASH TEND 201.22
CHANGE DUE 0.00

ITEMS SOLD 3

TC# 3954 0089 0360 2134 3631 1



CASH YOUR TAX REBATE CHECKS HERE!
08/31/01 20:27:53

WAL★MART

ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always.

WE SELL FOR LESS
MANAGER DEDREA STRUCK
(775) 885 - 6700

ST# 1648 OP# 00003516 TE# 11 TR# 08394
HANGERS X 001864387153 0.82 J
PKT TEE 007603175812 7.96 J
17 MONITOR 076994072721 177.84 J
SUBTOTAL 186.62
TAX 1 7.000 % 13.06
TOTAL 199.68
CASH TEND 200.00
CHANGE DUE 0.32

ITEMS SOLD 3

TC# 0553 4247 3160 6065 7004 7



TOGETHER WE STAND - DONATE HERE TODAY.
09/21/01 12:52:38

WAL★MART

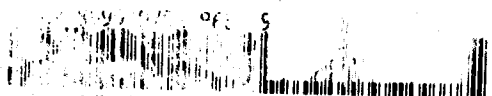
ALWAYS LOW PRICES.

Always.

WE SELL FOR LESS
MANAGER SAMU. KUPFER
(775) 829 - 8088

ST# 2189 OP# 00002483 TE# 05 TR# 07064
17 MONITOR 076994072721 177.84 J
HANGERS 001864387153 0.82 J
SUBTOTAL 178.66
TAX 1 7.250 % 13.54
TOTAL 192.20
CASH TEND 192.20
CHANGE DUE 0.00

ITEMS SOLD 3



CASH YOUR TAX REBATE CHECKS HERE!
09/06/01 20:19:39

WAL★MART

ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always.

WE SELL FOR LESS
MANAGER SAMUEL KUPFER
(775) 829 - 8088

ST# 2189 OP# 00002755 TE# 24 TR# 05864
17 MONITOR 076994072721 177.84 J
2PK PKT TEE 007603176683 7.96 J
SUBTOTAL 185.80
TAX 1 7.250 % 13.47
TOTAL 199.27
CASH TEND 200.00
CHANGE DUE 0.73

ITEMS SOLD 2

TC# 8269 9712 5606 9835 6269 8



CASH YOUR TAX REBATE CHECKS HERE!
08/30/01 12:52:20

V10.17

WAL★MART

ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always.

SUPER CENTER
WE SELL FOR LESS
MANAGER DAVID FORD
(775) 853 - 6433
RENO, NV

ST# 00000104 TE# 20 TR# 03108
SYD 19 CTV 008648303781 129.96 J
SUBTOTAL 129.96
TAX 1 7.250 % 9.42
TOTAL 139.38
CASH TEND 140.00
CHANGE DUE 0.62

ITEMS SOLD 1

TC# 5686 7384 9939 2502 1371

TOGETHER WE STAND - DONATE HERE TODAY.
09/21/01 21:13:01

WAL★MART

ALWAYS LOW PRICES

Alwo

WE SELL FOR
MANAGER MATTHEW
(775) 359

ST# 00003221
CTV 008648303
002065802

SUBTOTAL 129.96
TAX 1 7.250 % 9.42
TOTAL 139.38
CASH TEND 200.00
CHANGE 60.62

ITEMS SOLD 1

TC# 478 1695 4284

TOGETHER WE STAND - DONATE HERE TODAY.
09/26/01 20:00:53

EXHIBIT

tabbles

17

WAL★MART

ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always.

SUPER CENTER
WE SELL FOR LESS
MANAGER DAVID FORD
(775) 853 - 6433
RENO, NV

ST# 3277 OP# 00000060 TE# 14 TR# 03108
SYD 19 CTV 008648303781 129.96 J
SUBTOTAL 129.96
TAX 1 7.250 % 9.42
TOTAL 139.38
CASH TEND 140.00
CHANGE DUE 0.62

ITEMS SOLD 1

TC# 1464 5008 1351 6146 5952 3

TOGETHER WE STAND - DONATE HERE TODAY.
09/24/01 15:50:33

WAL★MART

ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always.

WE SELL FOR LESS
MANAGER MATTHEW CARTER
(775) 359 - 8200

ST# 2106 OP# 00003179 TE# 18 TR# 06393
SYD 19 CTV 008648303781 129.96 J
SUBTOTAL 129.96
TAX 1 7.250 % 9.42
TOTAL 139.38
CASH TEND 200.00
CHANGE DUE 60.62

ITEMS SOLD 1

TC# 0383 3247 3170 7062 3614 0

TOGETHER WE STAND - DONATE HERE TODAY.
09/24/01 14:46:35

V10.18



100

[illegible]

100847 12
100848 1802
100849 1802
100850 1802

0000

HEAR

2 2371

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

YOUNG - BOB T. STANTON
STANTON

WAL★MART
ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always

SUPER CENTER
WE SELL FOR LESS
MANAGER DAVID FORD
(775) 853 - 6433
RENO, NV

ST# 3277 OP# 00000134 TE# 93 TR# 00932

*****	EXCHANGE SLIP	*****
SEW MACH	001250210540	99.96-J
FUTON	006585711660	199.96 J
	SUBTOTAL	100.00
TAX 1	7.250 %	7.25
	TOTAL	107.25

CASH TEND 110.00
CHANGE DUE 2.75

SUMMARY	NET REFUND ITEMS	99.96-
	NET EXCH/SALE ITEMS	199.96
	TOTAL TAX	14.50
	MDSE TOTAL	214.46

ITEMS SOLD 1

TC# 2221 4609 8268 9459 1001 2



TOGETHER WE STAND - DONATE HERE TODAY.
09/29/01 09:11:59

WAL★MART
ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always

SUPER CENTER
WE SELL FOR LESS
MANAGER DAVID FORD
(775) 853 - 6433
RENO, NV

ST# 3277 OP# 00000420 TE# 01 TR# 01883

2200C SCANR	072518462318	79.96 J
SEW MACH	001250210540	99.96 J
	SUBTOTAL	179.92
TAX 1	7.250 %	13.04
	TOTAL	192.96
	CASH TEND	200.00
	CHANGE DUE	7.04

ITEMS SOLD 2

TC# 8439 9751 5687 3813 9846 6



TOGETHER WE STAND - DONATE HERE TODAY.
09/24/01 15:45:51

WAL★MART
ALWAYS LOW PRICES. ALWAYS WAL-MART.

Alwa

SUPER CENTER
WE SELL FOR LESS
MANAGER DAVID
(775) 853
RENO, NV

ST# 3277 OP# 00000096 TE#
SEW MACH 001250210540

2200C SCANR	072518462318
	SUBTOTAL
TAX 1	7.250 %
	TOTAL
	CASH TEND
	CHANGE DUE

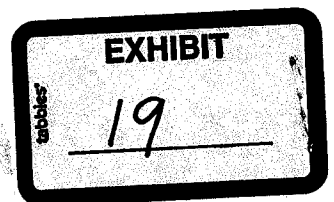
ITEMS SOL

TC# 1644 2066 6300 61



TOGETHER WE STAND - DONATE
10/05/01 19:21

V10.20



No. CR03-1263
State of Nevada
Vs.
Ferrill Joseph Volpicelli
Ex. **19**
Admitted: November 12, 2003
RONALD A LONGJIN, JR., CLERK
By *[Signature]*, Deputy

SALE MART
 ALWAYS AT THE LOWEST PRICE

Always

SUPER CENTER
 WE SELL FOR LESS
 MANAGER DAVID FIELD
 (775) 853 - 6433

RENO, NV

ST# 3277 OP# 00000551 TE# 770
 26 H BIKE 00386754468 74.50

SUBTOTAL

TAX 1 7.250 %

TOTAL

CASH TEN

CHANGE DU

ITEMS SOLD 1

TC# 7691 8928 0948 9



TOGETHER WE STAND - DONATI

EXHIBIT

21

No. CR03-1263

State of Nevada

Vs.

Ferrill Joseph Volpicelli

Ex. 21

Admitted: November 12, 2003

RONALD A. LONGTIN, JR., CLERK

By [Signature], Deputy

ADT.

Alora

SUPERCE
WE SELL FOI
MANAGER JAY
(775) 853
RENO, I

ST# 3277 OR# 00000467
BIKE 00386753...

TAX 1 1/5

CASH
CHANG

ITEMS :

TC# 9956 4391 499



TOGETHER WE STAND - D.
10/18/01



No. CR03-1263
State of Nevada

Vs.

Ferrill Joseph Volpicelli

Ex. 21.1

Admitted: November 12, 2003

RONALD A. LONGTIN, JR., CLERK

By [Signature], Deputy



LOWE'S
1775824-4750

-SALE-
SALES #: 90321NG1 30713 10-05-01

174363 25074 ROUNDABOUT 74.00

SUBTOTAL: 74.00
TAX 32448 : 5.37
INVOICE 982 TOTAL: 79.37

BALANCE DUE: 79.37

CASH : 100.02
CHANGE : 20.65

0001 10 10/05/01 19:45:22 REF#: 982

THANK YOU FOR SHOPPING LOWE'S
WE HAVE THE LOWEST PRICES, GUARANTEED!
IF YOU THINK A LOWE'S PRICE ISN'T THE BEST
IN 20% OFF, SEE 51062 FOR DETAILS.

No. CR03-1263

State of Nevada


Vs.

Ferrill Joseph Volpicelli

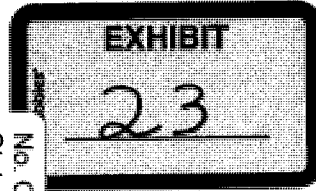
Ex. 22

Admitted: November 12, 2003

RONALD A. LONGTIN, JR., CLERK

By , Deputy

THE MONT DE PI
2005 MONT DE PI
2005 MONT DE PI



No. CR03-1263

State of Nevada

Vs.

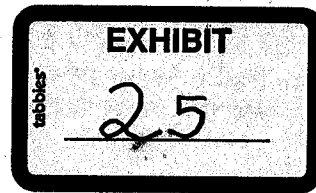
Ferrill Joseph Volpicelli

Ex. 23

Admitted: November 12, 2003

RONALD A LONGSTIN JR. CLERK

By *[Signature]*, Deputy



BED BATH & BEYOND #208
4983 SOUTH VIRGINIA STREET
RENO, NV 89502
(775) 825-2004

00208 10 09/21/01-2014 000124 01-7574

#1094211184 (29.99)
PRO CAFE COFFEEMKR 2T 59.98
SUBTOTAL 59.98

NV 7.25% Sales Tax 4.35
TOTAL 64.33

CASH 100.00

CHANGE 35.67

THANKS FOR SHOPPING BED BATH & BEYOND
Visit us at www.bedbathandbeyond.com
GIFT CARDS AVAILABLE
ORIGINAL RECEIPT REQUIRED FOR REFUNDS
00208 10 09/21/01-2015 000124 01-7574

we will not be undersold.

GUARANTEED!

If you find a lower price anywhere,
we will meet that price.

ATH &
ND

No. CR03-1263

State of Nevada

VS.

Ferrill Joseph Volpicelli

Ex.

25

Admitted: November 12, 2003

RONALD A. LONGTIN, JR., CLERK

By


Deputy

e undersold.

NTEED!

price anywhere,
that price.

ATH &
ND

e undersold.

NTEED!

If you find a lower price anywhere,
we will meet that price.



Shopko

***** SHOPKO STORE #077 *****
RENO, NV 892-0700

02882871618 COMFORTER 24.99*
*** TAX 1.81 BAL 26.80
Cash 27.00
CHANGE .20

* INDICATES SALE PRICE
HAPPY TO SERVE YOU JESSE

10/17/01 11:38AM 00- 0066 1013



0110170
RECEIPT NBR - 0110
VALIDATION NBR - 1

SAVE RECEIPT FOR REFUND WITHIN 90 DAYS
NO REFUNDS ON PRESCRIPTION DRUGS

No. CR03-1263
State of Nevada

Vs.

Ferrill Joseph Volpicelli

Ex. **28**

Admitted: November 12, 2003

RONALD A LONGTIN, JR., CLERK

By , Deputy

WAL★MART
ALWAYS LOW PRICES. ALWAYS WAL-MART.

Always.

WE SELL FOR LESS
MANAGER MATTHEW CARTER
(775) 359 - 8200

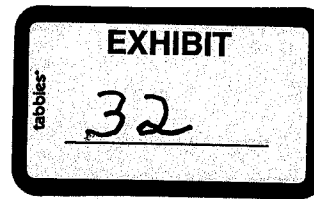
ST# 2106	OP# 00001254	TE# 02	TR# 02962
3CD EMERSON	002580604198		69.94 J
	SUBTOTAL		69.94
5 DVD STEREO	003798840500		477.88 J
	SUBTOTAL		547.82
TAX 1	7.250 %		39.72
	TOTAL		587.54
CASH TEND			587.54
CHANGE DUE			0.00

ITEMS SOLD 2

TC# 6906 0349 1393 4983 6992 5
REPRINT BY OP# 2363



ATLANTIS ON DISNEY DVD AND VIDEO 1/29!
01/28/02 15:11:25



No. CR03-1263
State of Nevada

Vs.

Ferrill Joseph Volpicelli

Ex. 32

Admitted: November 12, 2003

RONALD A. LONGTIN, JR., CLERK

By , Deputy

SSZR130A

LOWE'S COMPANIES, INC.

REN 0321

PROJECT ESTIMATE FOR INVESTIGATION

CONTACT: DETECTIVE THOMPSON, RU
CUST #: 13419

SALESMAN: HERSCHEL TOMLI
SALESMAN #: 41435

PROJECT NUMBER: 59730

DATE ESTIMATED: 11/06/01

QTY	ITEM #	ITEM DESCRIPTION	VEND PART #
1	100948	5X8 TWT WOOL IVORY NOIRY	5000-235
1	174365	25X94 ROUNDABOUT MOHAWK RUG	5000-235

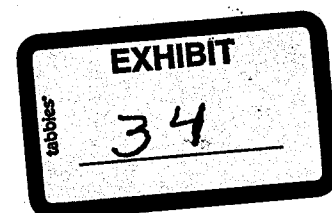
TOTAL FOR ITEMS	573.00
FREIGHT CHARGES	0.00
DELIVERY CHARGES	0.00
TAX AMOUNT	41.54
TOTAL ESTIMATE	\$614.54

THIS ESTIMATE IS VALID UNTIL 11/13/01

MANAGER SIGNATURE DATE
THIS ESTIMATE IS NOT VALID WITHOUT MANAGER'S SIGNATURE.

THIS IS AN ESTIMATE ONLY. DELIVERY OF ALL MATERIALS CONTAINED IN THIS ESTIMATE ARE SUBJECT TO AVAILABILITY FROM THE MANUFACTURER OR SUPPLIER. QUANTITY, EXTENSION, OR ADDITION ERRORS SUBJECT TO CORRECTION. CREDIT TERMS SUBJECT TO APPROVAL BY LOWES CREDIT DEPARTMENT.

LOWES IS A SUPPLIER OF MATERIALS ONLY. LOWES DOES NOT ENGAGE IN THE PRACTICE OF ENGINEERING, ARCHITECTURE, OR GENERAL CONTRACTING. LOWES DOES NOT ASSUME ANY RESPONSIBILITY FOR DESIGN, ENGINEERING, OR CONSTRUCTION; FOR THE SELECTION OR CHOICE OF MATERIALS FOR A GENERAL OR SPECIFIC USE; FOR QUANTITIES OR SIZING OF MATERIALS; FOR THE USE OR INSTALLATION OF MATERIALS; OR FOR COMPLIANCE WITH ANY BUILDING CODE OR STANDARD OF WORKMANSHIP.



V10.36

No. CR03-1263

State of Nevada

Vs.

Ferrill Joseph Volpicelli

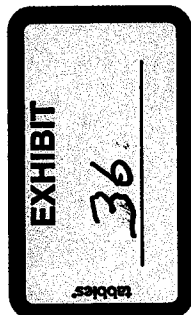
Ex. **34**

Admitted: November 12, 2003

RONALD A. LONGTIN, JR., CLERK

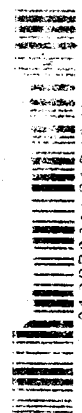
By *[Signature]*, Deputy

V10.37



0741081829
069058159
0675170678
873070110
8148
10150
2002

HAPPY BIRTHDAY KERRY KELLY



0108300103120043

RECEIPT NBR : 0106 5001 0312 0043 0
VALIDATION NBR : 607180

SAVE RECEIPT FOR REFUND WITHIN 90 DAYS
NO REFUND IF NOT WITHIN 90 DAYS

No. CR03-1263

State of Nevada

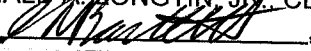
Vs.

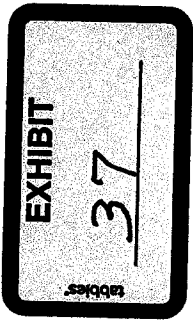
Ferrill Joseph Volpicelli

Ex. **36**

Admitted: November 12, 2003

RONALD A. LONGTIN, JR., CLERK

By , Deputy



SUN

**
KHAIRI STORE 4933
08/23/01 1:52 PM 1731 23 0000 0096
**

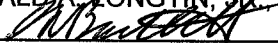
04603488594 99.99 T
*** TAX 107.24
Cash 110.00
CHANGE 2.76
TOTAL NUMBER OF ITEMS 1

RECEIPT# 04603488594 0008

08/23/01 1:52 PM 1731 23 0000 0096

Take A Chance To Win
\$10,000!
CALL TOLL FREE
1-800-799-2535
ENTER CODE 64933
TELL US HOW WE ARE DOING
See Service Desk for Complete Rules

** GET SPECIAL DEALS VIA EMAIL!! **
** REGISTER AT WWW.BLUELIGHT.COM **

No. CR03-1263
State of Nevada
Vs.
Ferrill Joseph Volpicelli
Ex. **37**
Admitted: November 12, **2003**
RONALD A. LONGTIN, JR. CLERK
By , Deputy

CompUSA #172
6407 S Virgil

210236

BELK 29.99
**** TAX 32.16
Cash 33.00

CHARGE .84



8/14/01 16:41 0162 19 0000 4493

SEE BACK OF RECEIPT FOR RETURN POLICY.

- * NO REFUND OR EXCHANGE AFTER 14 DAYS
- * NO REFUND WITHOUT ORIGINAL RECEIPT
- * A 15% OPEN BOX FEE, WILL BE CHARGED FOR OPENED ITEMS *
- * OPENED SOFTWARE, MOVIES, VIDEOS, AND GAME CARTRIDGES MAY ONLY BE EXCHANGED FOR SAME ITEM *
- * SPECIAL RESTRICTIONS FOR REFUNDS IN EXCESS OF \$250.00 AND REFUNDS MADE TO CREDIT CARDS *
- * SEE BACK FOR FULL DETAILS

SHOP FROM HOME AND OFFICE AT
WWW.COMPUISA.COM

Thank you for shopping at CompUSA

Refunds on cash or check purchases of \$250.00 will be issued by check from CompUSA's corporate office within 10 business days of the return date. Refunds on purchases made with a credit card will only be credited to the same.

Items purchased within 14 days of the original purchase are eligible for a refund or exchange. Items purchased more than 14 days after the original purchase are eligible for a refund or exchange only if the item is defective. Items purchased more than 14 days after the original purchase are eligible for a refund or exchange only if the item is defective.

CompUSA will not accept the return or exchange of any item if the UPC code has been removed from the packaging.

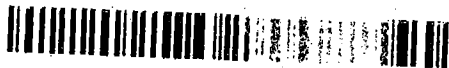
Refunds on cash or check purchases in excess of \$250.00 will be issued by check from CompUSA's corporate office within 10 business days of the return date. Refunds on purchases made with a credit card will only be credited to the same card.

*Fee not applicable in Hawaii.



Items purchased from CompUSA and returned within 14 days from the date of purchase with the original receipt or invoice are eligible for

WELCOME TO BEST BUY #128
RENO, NV 89509
(775)448-2312



Val # 1077-2312-9161-1937

0128 004 8620 08/09/01 15:28 0965286

SALE

4122256 DF20 69.99
SONY CD WALKMAN TUNER

SALE PRICE 69.99
SALE PRICE 7.25 % 5.07

TOTAL 75.06

CASH 75.11
CHANGE CASH 0.05

KEEP YOUR RECEIPT!

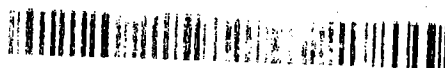
I HAVE READ AND AGREED TO ALL RETURN AND
REFUND POLICIES PRINTED ON THE BACK OF THIS
RECEIPT AND POSTED IN THE STORE. I HAVE
RECEIVED GOODS AND/OR SERVICES IN THE
AMOUNT SHOWN ABOVE.

BESTBUY.COM RETURN AND EXCHANGE
INFORMATION AND PRICE MATCH POLICY
MAY VARY SLIGHTLY FROM IN-STORE POLICY.
PLEASE LOG ONTO WWW.BESTBUY.COM
FOR COMPLETE DETAILS.

JOIN THE FUN ON OUR BEST BUY RETAIL TEAM.
APPLY AT WWW.BESTBUYRETAILJOBS.COM OR
CALL 1-888-3BEST-BUY TODAY!

<<<< CUSTOMER COPY >>>>

WELCOME TO BEST BUY #128
RENO, NV 89509
(775)448-2312



Val # 1077-2312-9161-1937

0128 004 8620 08/09/01 15:28 0965286

SALE

4122256 DF20 69.99
SONY CD WALKMAN TUNER

SALE PRICE 69.99
SALE PRICE 7.25 % 5.07

TOTAL 75.06

CASH 75.11
CHANGE CASH 0.05

KEEP YOUR RECEIPT!

I HAVE READ AND AGREED TO ALL RETURN AND
REFUND POLICIES PRINTED ON THE BACK OF THIS
RECEIPT AND POSTED IN THE STORE. I HAVE
RECEIVED GOODS AND/OR SERVICES IN THE
AMOUNT SHOWN ABOVE.

BESTBUY.COM RETURN AND EXCHANGE
INFORMATION AND PRICE MATCH POLICY
MAY VARY SLIGHTLY FROM IN-STORE POLICY.
PLEASE LOG ONTO WWW.BESTBUY.COM
FOR COMPLETE DETAILS.

JOIN THE FUN ON OUR BEST BUY RETAIL TEAM.
APPLY AT WWW.BESTBUYRETAILJOBS.COM OR
CALL 1-888-3BEST-BUY TODAY!

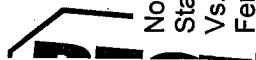
<<<< CUSTOMER COPY >>>>

Deems full legal matter 289-
171 7309 79 20

- Original receipt is required for returns, exchanges, price matches and warranty repair service.
- No returns or exchanges accepted after 14 days on opened computers, monitors, printers, notebook computers, radar detectors, camcorders and digital cameras.
- A 15% restocking fee is charged on all non-defective notebook computer, digital camera, radar detector and camcorder returns and exchanges.
- No returns or exchanges accepted after 30 days on all other merchandise.
- No returns accepted on open computer software, videos, music or video games.
- Incomplete returns will not be at full price.
- Refunds of cash or check purchases over \$100 will be issued by check from our corporate office within 14 business days.
- See your local Best Buy store for further details.



- Original receipt is required price matches and warranty
- No returns or exchanges : on opened computers, mon computers, radar detectors, cameras.
- A 15% restocking fee is defective notebook comput detector and camcorder ret
- No returns or exchanges : on all other merchandise.
- No returns accepted on of videos, music or video garr
- Incomplete returns will not
- Refunds of cash or check : be issued by check from of 14 business days.
- See your local Best Buy str



No. CR03-1263
State of Nevada

Vs.

Ferrill Joseph Volpicelli

Ex. 39

Admitted: November 12, 2003

RONALD A. LONGTIN, JR., CLERK

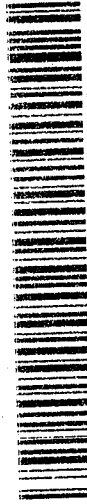
By , Deputy

THE HOME DEPOT 3310
6590 S. VIRGINIA ST. RENO, NV 89511
RECEIPT REQUIRED FOR REFUND.

3310 00001 55283 09/24/01
61 332 04:18 PM
SALE



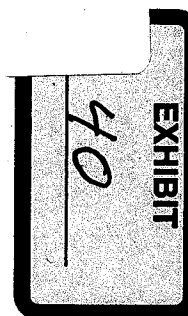
075381016247 CLOSET ORG 28.43
TAX NV 7.250 2.06
TOTAL \$30.49
CASH 100.00
CHANGE DUE 69.51



3310 01 55283 09/24/01 3539

SAVE ENERGY. SAVE MONEY.
THE "E+ PROGRAM" SHOWS YOU HOW.
RECEIPT REQUIRED FOR REFUND.

No. CR03-1263
State of Nevada
Vs.
Ferrill Joseph Volpicelli
Ex. 40
Admitted: November 12, 2003
RONALD A. LONGTIN, JR. CLERK
By *M. B. Smith*, Deputy



OFFICE OF THE
 2990 NORTH DALLAS
 RICH, TX 75186
 214-676-8200

Order # 905407
 Date Rec'd 10/10/90
 FAX# 214-676-8200

TOTAL 70.12

TOTAL

Referral

7.96
 110.97

5.97
 12.98

GRAND TOTAL 189.03
 189.03

189.03

189.03

RECEIVED PRESENT

TECHNICAL COPY CENTER for
 Printing, Copying & UPS Shipping

04 6037400033

No. CR03-1263
State of Nevada
Vs.
Ferrill Joseph Volpicelli
Ex. 41
Admitted: November 12, 2003
RONALD A. LONGTIN, JR. CLERK
By *[Signature]* Deputy



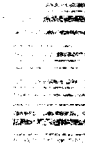
PETSMART

ALL PET SUPPLIES ARE EUTHANIZED

PETSMART #0149
1000 HARVARD WAY
SUITE 100, NW 89502
FARMERS BRANCH, GA 30149

DATE: 09/12/2001 TIME: 10:07

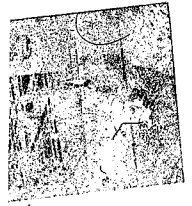
SUBTOTAL 10.99
TAX 1.00
TOTAL 11.99
CASH 11.99
TOTAL PAID 11.99
TOTAL DUE 0.00
CHANGE 0.00



107

09/12/2001 03:51 PM

RECEIVED
FARMERS BRANCH, GA



PETSMART

ALL PET SUPPLIES ARE EUTHANIZED

PETSMART #0149
1000 HARVARD WAY
SUITE 100, NW 89502
FARMERS BRANCH, GA 30149

DATE: 09/12/2001 TIME: 10:07

SUBTOTAL 10.99
TAX 1.00
TOTAL 11.99
CASH 11.99
TOTAL PAID 11.99
TOTAL DUE 0.00
CHANGE 0.00



21670143

09/12/2001

Thank you for shopping
at PETSMART

CH442



033086227559

No. CR03-1263
State of Nevada

Vs.
Ferrill Joseph Volpicelli

Ex. 42

Admitted: November 12, 2003

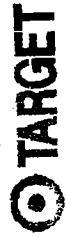
RONALD A. LONGTIN, JR. CLERK

By  Deputy

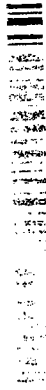
EXHIBIT

42

tabbies



4:26 PM
11/12/01



Subtotal	29.99
Tax	2.99
Total	32.98
Cash Payment	100.00
Change	29.14

Amount Due: \$32.98

↓ INDICATES SALE PRICE

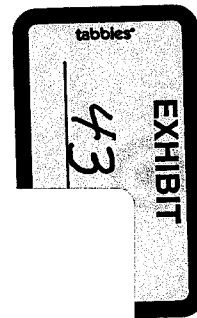
Save All Receipts
Give Gift Receipts & Gift Cards
Ask about Receipt Look-up

Save ALL
Give Gift



Save ALL
Give Gift

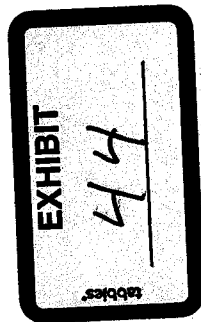
Save ALL



Give GiftCards
Give Gift Receipts

No. CR03-1263
State of Nevada
Vs.
Ferrill Joseph Volpicelli
Ex. **43**
Admitted: November 12, 2003
RONALD A. LONGTIN, JR., CLERK
-By *R. Longtin*, Deputy

CASE# 216452-01



No. CR03-1263
STATE OF NEVADA
Vs. FERRILL JOSEPH VOLPICELLI
Ex. 44 Admitted: November 13, 2003
RONALD A. LONGTIN, JR., Clerk
By [Signature], Deputy

Case# 21648201

Shopko

SHOPKO STORE #103 *****
RD, NV 747-1178

PRICE / CHANGE

10/13 6103 41 0000
V 1 CM 110 49.99*T
16

NO IN USED
UTILIZATION DATE 10/18/01 14:09



No. CR03-1263
STATE OF NEVADA
Vs.
FERRILL JOSEPH VOLPICELLI
Ex. **45**
Admitted: November 13, 2003
RONALD A. LONGTIN, JR., CLERK
By *AB*, Deputy

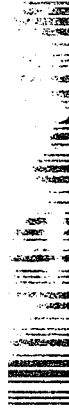
Case# 216452-01

Shopko

***** SHOPKO STORE #107
RENO, NV 747-1178

02882871618 COMFORTER 99*
*** TAX 1.81 BAL 00
Cash 00
CHANGE 00

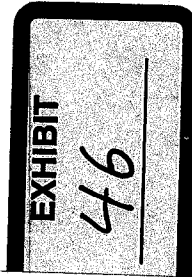
INDICATES SA
PY HAVE SER U



011180103410076

RECEIPT NO - 0110 1801 0341 0076 7
VALIDATION #RR 4

SAVE RECEIPT FOR REFUND
NO REFUNDS ON DEBIT CARD PURCHASES



No. CR03-1263

STATE OF NEVADA

Vs.

FERRILL JOSEPH VOLPICELLI

Ex. **46**

Admitted: November 13, 2003

RONALD A. LONGTIN, JR., CLERK

By *R. Longtin*, Deputy