

CLERK OF THE COURT

**NOTC**  
**BRENT D. PERCIVAL, ESQ**  
Nevada Bar No. 3656  
**BRENT D. PERCIVAL, ESQ., P.C.**  
630 South Third Street  
Las Vegas, Nevada 89101  
(702) 868-5650

Electronically Filed  
Jul 31 2014 01:57 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA

Plaintiff,

vs.

CORY DEALVONE HUBBARD,

Defendant.

Case No. C292507-1  
Dept. No. XXIV

**DEFENDANT'S NOTICE OF APPEAL**

COMES NOW, Defendant, CORY DEALVONE HUBBARD, by and through his attorney of record, BRENT D. PERCIVAL, ESQ., and the law office of BRENT D. PERCIVAL, ESQ., P.C., and hereby gives notice of his taking a criminal appeal to the Nevada Supreme Court from that judgment of conviction entered the 30<sup>th</sup> day of June, 2014. The Judgment of Conviction was served, via placement in counsel's folder in the office of the Clerk of the District Court, upon Defendant the 1st day of July, 2014.

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2 A copy of the Judgment Of Conviction appealed from is attached to this Notice of  
3 Appeal as Exhibit 1 hereto.

4 RESPECTFULLY SUBMITTED this 29<sup>th</sup> day of July, 2014.

5 **BRENT D. PERCIVAL, ESQ. P.C.**

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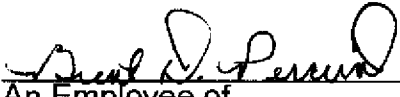
8 BRENT D. PERCIVAL, ESQ.  
9 Nevada Bar No. 3656  
10 630 South Third Street  
11 Las Vegas, Nevada 89101  
12 (702) 868-5650  
13 Attorney for Defendant  
14 CORY DEALVONE HUBBARD  
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CERTIFICATE OF MAILING

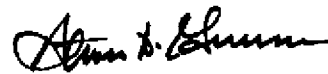
I hereby certify that on the 29<sup>th</sup> day of July, 2014, I served the foregoing  
**Notice of Appeal** by depositing a true and correct copy in the U.S. Mail, first-class  
postage affixed, addressed as follows:

Clark County District Attorney's Office  
STEVEN B. WOLFSON, ESQ.  
Nevada State Bar No. 001565  
200 East Lewis Avenue  
Las Vegas, Nevada 89101

ATT'N: APPELLATE DIVISION

  
An Employee of  
Brent D. Percival, Esq., P.C.

# **EXHIBIT 1**



CLERK OF THE COURT

JOC

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

CORY DEALVONE HUBBARD  
#5994122

Defendant.

CASE NO. C292507-1

DEPT. NO. XXIV

JUDGMENT OF CONVICTION  
(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 199.480, 200.380; COUNT 2 – BURGLARY (Category B Felony) in violation of NRS 205.060; COUNTS 3, 4, 5, 6, 7, 8 and 9 – ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165;; COUNT 14 – ASSAULT (Misdemeanor) in violation of NRS 200.47; and COUNT 15 – DISCHARGE

1 OF FIREARM WITHIN A STRUCTURE (Category B Felony) in violation of NRS  
2 202.287; and the matter having been tried before a jury and the Defendant having been  
3 found guilty of the crimes of COUNT 1 – CONSPIRACY TO COMMIT ROBBERY  
4 (Category B Felony) in violation of NRS 199.480, 200.380; COUNT 2 – BURGLARY  
5 (Category B Felony) in violation of NRS 205.060; COUNTS 3, 4, 5, 6, 7, 8 and 9 –  
6 ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of  
7 NRS 200.380, 193.165;; COUNT 14 – ASSAULT (Misdemeanor) in violation of NRS  
8 200.47; and COUNT 15 – DISCHARGE OF FIREARM WITHIN A STRUCTURE  
9 (Category B Felony) in violation of NRS 202.287; thereafter, on the 26<sup>th</sup> day of June,  
10 2014, the Defendant was present in court for sentencing with his counsel, BRENT D.  
11 PERCIVAL, ESQ., and good cause appearing,

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13  
14 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses as set forth in  
15 the jury's verdict under the LARGE HABITUAL Criminal Statute and, in addition to the  
16 \$25.00 Administrative Assessment Fee, \$250.00 Indigent Defense Civil Assessment  
17 Fee and \$150.00 DNA Analysis Fee including testing to determine genetic markers, the  
18 Defendant is SENTENCED to the Nevada Department of Corrections (NDC) as follows:  
19 as to **COUNT 1** – LIFE without the possibility of parole; as to **COUNT 2** - LIFE without  
20 the possibility of parole; as to **COUNT 3** - LIFE without the possibility of parole; as to  
21 **COUNT 4** – LIFE without the possibility of parole; as to **COUNT 5** - LIFE without the  
22 possibility of parole; as to **COUNT 6** - LIFE without the possibility of parole; as to  
23 **COUNT 7** - LIFE without the possibility of parole; as to **COUNT 8** - LIFE without the  
24 possibility of parole; as to **COUNT 9** – LIFE without the possibility of parole; as to  
25 **COUNT 14** – Sentenced to Credit for Time Served; as to **COUNT 15** - LIFE without the  
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1 possibility of parole; ALL COUNTS to run CONCURRENT with EACH OTHER; with  
2 THREE HUNDRED EIGHT (308) DAYS credit for time served. Defendant found NOT  
3 GUILTY as to **COUNT 13**.

4 DATED this 30<sup>th</sup> day of June, 2014  
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9 JAMES BIXLER  
10 DISTRICT COURT JUDGE  
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DEPARTMENT 24  
**CASE SUMMARY**  
**CASE NO. C-13-292507-1**

State of Nevada  
vs  
Cory Hubbard

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Location: Department 24  
Judicial Officer: Bixler, James  
Filed on: 09/11/2013  
Cross-Reference Case Number: C292507  
Defendant's Scope ID #: 5994122  
Grand Jury Case Number: 13AGJ050

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**CASE INFORMATION**

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| Offense  | Deg | Date       | Case Type: Felony/Gross Misdemeanor |
|--|-----|------------|-------------------------------------|
| 1. CONSPIRACY TO COMMIT ROBBERY                          | F   | 08/22/2013 | Case Flags: <b>Bail Set</b>         |
| 2. BURGLARY  | F   | 08/22/2013 | <b>Appealed to Supreme Court</b>    |
| <i>Filed As:</i> BURGLARY WHILE IN POSSESSION OF FIREARM | F   | 09/11/2013 | <b>Custody Status - Nevada</b>      |
| 3. ROBBERY WITH USE OF A DEADLY WEAPON                   | F   | 08/22/2013 | <b>Department of Corrections</b>    |
| 4. ROBBERY WITH USE OF A DEADLY WEAPON                   | F   | 08/22/2013 | <b>Charge Description Updated</b>   |
| 5. ROBBERY WITH USE OF A DEADLY WEAPON                   | F   | 08/22/2013 |                                     |
| 6. ROBBERY WITH USE OF A DEADLY WEAPON                   | F   | 08/22/2013 |                                     |
| 7. ROBBERY WITH USE OF A DEADLY WEAPON                   | F   | 08/22/2013 |                                     |
| 8. ROBBERY WITH USE OF A DEADLY WEAPON                   | F   | 08/22/2013 |                                     |
| 9. ROBBERY WITH USE OF A DEADLY WEAPON                   | F   | 08/22/2013 |                                     |
| 13. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON           | F   | 08/22/2013 |                                     |
| 14. ASSAULT  | M   | 08/22/2013 |                                     |
| <i>Filed As:</i> ASSAULT WITH A DEADLY WEAPON            | F   | 09/11/2013 |                                     |
| 15. DISCHARGE OF FIREARM WITHIN A STRUCTURE              | F   | 08/22/2013 |                                     |

**Related Cases**

C-13-292507-2 (Multi-Defendant Case)

C-13-292507-3 (Multi-Defendant Case)

**Statistical Closures**

07/16/2014 Jury Trial - Conviction - Criminal

**Warrants**

Indictment Warrant - Hubbard, Cory Dealvone (Judicial Officer: Bell, Linda Marie )

10/31/2013 5:07 PM Returned - Served

10/31/2013 5:05 PM Active

Fine: \$0 \$340,000.00

Indictment Warrant - Hubbard, Cory Dealvone (Judicial Officer: Bixler, James )

10/31/2013 4:56 PM Returned - Served

Fine: \$0 Bond: \$0

Indictment Warrant - Hubbard, Cory Dealvone (Judicial Officer: Bell, Linda Marie )

10/30/2013 11:00 AM Returned - Served

Fine: \$0 \$340,000.00

Indictment Warrant - Hubbard, Cory Dealvone (Judicial Officer: Bell, Linda Marie )



DEPARTMENT 24  
**CASE SUMMARY**  
**CASE NO. C-13-292507-1**

Marie )  
 09/11/2013 11:45 AM Returned - Served  
 Fine: \$0 \$340,000.00

| DATE | CASE ASSIGNMENT |
|------|-----------------|
|------|-----------------|






**Current Case Assignment**

|                  |               |
|------------------|---------------|
| Case Number      | C-13-292507-1 |
| Court            | Department 24 |
| Date Assigned    | 09/11/2013    |
| Judicial Officer | Bixler, James |













| PARTY INFORMATION |  |  |
|-------------------|--|--|
|-------------------|--|--|

|                  |                               |  |
|------------------|-------------------------------|--|
| <b>Defendant</b> | <b>Hubbard, Cory Dealvone</b> | <i>Lead Attorneys</i><br><b>Percival, Brent D.</b><br><i>Retained</i><br>7028685650(W) |
| <b>Plaintiff</b> | <b>State of Nevada</b>        | <b>Wolfson, Steven B</b><br>702-671-2700(W)  |














| DATE | EVENTS & ORDERS OF THE COURT | INDEX |
|------|------------------------------|-------|
|------|------------------------------|-------|

|            |   |  |
|------------|---|--|
| 09/11/2013 |  <b>Grand Jury Indictment</b> (11:45 AM) (Judicial Officer: Bell, Linda Marie)   |  |
| 09/11/2013 |  <b>Indictment</b><br><i>Indictment</i>  |  |
| 09/11/2013 |  <b>Warrant</b><br><i>Indictment Warrant</i>   |  |
| 09/12/2013 |  <b>Indictment Warrant Return</b>  |  |
| 09/19/2013 | <b>Initial Arraignment</b> (8:30 AM) (Judicial Officer: Bixler, James)  |  |
| 09/19/2013 | <b>Indictment Warrant Return</b> (8:30 AM) (Judicial Officer: Bixler, James)  |  |
| 09/19/2013 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)  |  |
| 09/19/2013 | <b>Plea</b> (Judicial Officer: Bixler, James)<br>1. CONSPIRACY TO COMMIT ROBBERY<br>Not Guilty<br>2. BURGLARY<br>Not Guilty<br>3. ROBBERY WITH USE OF A DEADLY WEAPON<br>Not Guilty<br>4. ROBBERY WITH USE OF A DEADLY WEAPON<br>Not Guilty<br>5. ROBBERY WITH USE OF A DEADLY WEAPON<br>Not Guilty<br>6. ROBBERY WITH USE OF A DEADLY WEAPON<br>Not Guilty<br>7. ROBBERY WITH USE OF A DEADLY WEAPON<br>Not Guilty<br>8. ROBBERY WITH USE OF A DEADLY WEAPON<br>Not Guilty |  |


DEPARTMENT 24  
**CASE SUMMARY**  
**CASE NO. C-13-292507-1**

|            |  |
|------------|--|
|            | 9. ROBBERY WITH USE OF A DEADLY WEAPON<br>Not Guilty   |
|            | 13. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON<br>Not Guilty   |
|            | 14. ASSAULT<br>Not Guilty  |
|            | 15. DISCHARGE OF FIREARM WITHIN A STRUCTURE<br>Not Guilty  |
| 09/23/2013 |  Transcript of Proceedings<br><i>Reporter's Transcript of Proceedings - Grand Jury Hearing September 10, 2013</i>   |
| 09/30/2013 |  Motion<br><i>Notice of Motion and Motion to Have Bullet Removed</i>  |
| 10/04/2013 |  Notice of Witnesses and/or Expert Witnesses<br><i>Notice of Witnesses and/or Expert Witnesses</i>  |
| 10/08/2013 |  Notice of Witnesses and/or Expert Witnesses<br><i>Supplemental Notice of Witnesses and/or Expert Witnesses</i>   |
| 10/15/2013 |  <b>Motion</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><b>10/15/2013, 10/22/2013, 10/29/2013, 10/31/2013, 11/07/2013, 11/14/2013, 11/26/2013, 12/03/2013, 12/05/2013</b><br><i>State's Motion to Have Bullet Removed</i> |
| 10/15/2013 |  Ex Parte Order<br>Filed By: Plaintiff State of Nevada<br><i>Ex Parte Motion and Order Releasing All Medical Records</i>  |
| 10/22/2013 | <b>Status Check</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><b>10/22/2013, 10/29/2013, 10/31/2013, 11/07/2013, 11/14/2013, 11/26/2013, 12/03/2013, 12/05/2013</b><br><i>Status Check: Medical Records</i>   |
| 10/22/2013 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)   |
| 10/22/2013 |  Opposition to Motion<br><i>Opposition To Motion To Remove Bullet</i>   |
| 10/29/2013 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)   |
| 10/30/2013 |  <b>Grand Jury Indictment</b> (11:00 AM) (Judicial Officer: Bell, Linda Marie)  |
| 10/30/2013 | <b>CANCELED Grand Jury Indictment</b> (11:00 AM) (Judicial Officer: Bell, Linda Marie)<br><i>Vacated - On in Error</i>   |
| 10/30/2013 |  Indictment<br><i>Superseding Indictment</i>  |
| 10/30/2013 |  Warrant<br><i>Superseding Indictment Warrant</i>   |
| 10/31/2013 | <b>Calendar Call</b> (8:30 AM) (Judicial Officer: Bixler, James)   |





DEPARTMENT 24  
**CASE SUMMARY**  
**CASE NO. C-13-292507-1**

|            |   |
|------------|---|
| 10/31/2013 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)  |
| 11/04/2013 | <b>CANCELED Jury Trial</b> (9:00 AM) (Judicial Officer: Bixler, James)<br><i>Vacated - per Judge</i>  |
| 11/06/2013 |  Transcript of Proceedings<br><i>Reporter's Transcript of Proceedings - Grand Jury Hearing Superseding Indictment October 29, 2013</i>   |
| 11/07/2013 |  Notice of Witnesses and/or Expert Witnesses<br><i>Second Supplemental Notice of Witnesses and/or Expert Witnesses</i>   |
| 11/07/2013 | <b>Status Check</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><i>Status Check: Superseding Indictment</i>  |
| 11/07/2013 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)  |
| 11/14/2013 |  <b>Status Check</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><b>11/14/2013, 11/26/2013, 12/03/2013</b><br><i>Status Check: Reset Trial &amp; Writ</i>   |
| 11/14/2013 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)  |
| 11/22/2013 |  Order<br>Filed By: Plaintiff State of Nevada<br><i>Order Directing that Defendant Cory Hubbard Undergo an MRI for the Purpose of Determining the Size and Location of Bullet Fragments and Directing Napheare and/or it's Employees to Release Medical Information Concerning Inmate Cory Hubbard, ID#5994122 for the Purpose of Determining the Feasibility of Removing the Bullet</i> |
| 11/26/2013 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)  |
| 12/02/2013 |  Petition<br><i>Defendant Hubbard's Petition for Pre-Trial Writ of Habeas Corpus</i>   |
| 12/03/2013 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)  |
| 12/05/2013 | <b>Status Check</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><i>Status Check: Writ</i>  |
| 12/05/2013 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)  |
| 12/12/2013 | <b>CANCELED Calendar Call</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><i>Vacated - per Judge</i>   |
| 12/16/2013 | <b>CANCELED Jury Trial</b> (10:00 AM) (Judicial Officer: Bixler, James)<br><i>Vacated - per Judge</i>   |
| 12/17/2013 |  Return<br><i>Return to Writ of Habeas Corpus</i>  |
| 12/20/2013 |  Notice<br><i>Notice of Habitual Criminality</i>   |

DEPARTMENT 24  
**CASE SUMMARY**  
**CASE NO. C-13-292507-1**

|            |  |
|------------|--|
| 01/14/2014 |  <b>Petition for Writ of Habeas Corpus</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><b>01/14/2014, 01/21/2014, 01/23/2014, 02/20/2014</b><br><i>Defendant Cory Hubbard's Petition for a Pre-Trial Writ of Habeas Corpus</i> |
| 01/14/2014 |  <b>Order</b><br><i>Order For Production of Expedited Transcript of Hearing</i>   |
| 01/24/2014 |  <b>Transcript of Proceedings</b><br><i>Reporter's Transcript of Motions November 7, 2013</i>   |
| 02/06/2014 |  <b>Return</b><br><i>Return to Writ of Habeas Corpus</i>  |
| 02/14/2014 |  <b>Reply</b><br><i>Defendant Cory Hubbard's Reply in Support of Petition for a Pre-Trial Writ of Habeas Corpus</i>   |
| 02/20/2014 | <b>Argument</b> (8:30 AM) (Judicial Officer: Bixler, James)  |
| 02/20/2014 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Bixler, James)   |
| 03/18/2014 |  <b>Motion</b><br><i>Notice of Motion and Motion In Limine to Admit Evidence of Other Bad Acts Pursuant to NRS 48.045</i>   |
| 03/18/2014 |  <b>Notice of Witnesses and/or Expert Witnesses</b><br><i>Third Supplemental Notice of Witnesses and/or Expert Witnesses</i>   |
| 03/20/2014 | <b>CANCELED Calendar Call</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><i>Vacated - per Judge</i>  |
| 03/24/2014 | <b>CANCELED Jury Trial</b> (10:00 AM) (Judicial Officer: Bixler, James)<br><i>Vacated - per Judge</i>  |
| 03/26/2014 |  <b>Order for Production of Inmate</b><br><i>Order for Production of Inmate</i>   |
| 04/01/2014 |  <b>Motion in Limine</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><b>04/01/2014, 04/08/2014</b>   |
| 04/10/2014 |  <b>Calendar Call</b> (8:30 AM) (Judicial Officer: Bixler, James)   |
| 04/14/2014 |  <b>Notice of Witnesses and/or Expert Witnesses</b><br><i>Fourth Supplemental Notice of Witnesses and/or Expert Witnesses</i>   |
| 04/14/2014 | <b>CANCELED Jury Trial</b> (10:00 AM) (Judicial Officer: Bixler, James)<br><i>Vacated</i>  |
| 04/14/2014 |  <b>Jury Trial</b> (10:30 AM) (Judicial Officer: Bixler, James)<br><b>04/14/2014-04/17/2014, 04/21/2014-04/22/2014</b>  |
| 04/14/2014 |  <b>Jury List</b>   |
| 04/22/2014 |  <b>Verdict</b>   |

DEPARTMENT 24  
**CASE SUMMARY**  
**CASE NO. C-13-292507-1**

|            |  |
|------------|--|
| 04/22/2014 |  Instructions to the Jury   |
| 04/30/2014 |  Order<br><i>Order For Production Of Jail Visitation Records For Defendant, Cory Dealvone Hubbard</i>   |
| 06/25/2014 |  PSI  |
| 06/26/2014 |  <b>Sentencing</b> (8:30 AM) (Judicial Officer: Bixler, James)<br><i>Sentencing Jury Verdict</i>  |
| 06/26/2014 | <b>Disposition</b> (Judicial Officer: Bixler, James)<br>1. CONSPIRACY TO COMMIT ROBBERY<br>Guilty<br>2. BURGLARY<br>Guilty<br>3. ROBBERY WITH USE OF A DEADLY WEAPON<br>Guilty<br>4. ROBBERY WITH USE OF A DEADLY WEAPON<br>Guilty<br>5. ROBBERY WITH USE OF A DEADLY WEAPON<br>Guilty<br>6. ROBBERY WITH USE OF A DEADLY WEAPON<br>Guilty<br>7. ROBBERY WITH USE OF A DEADLY WEAPON<br>Guilty<br>8. ROBBERY WITH USE OF A DEADLY WEAPON<br>Guilty<br>9. ROBBERY WITH USE OF A DEADLY WEAPON<br>Guilty<br>13. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON<br>Not Guilty<br>14. ASSAULT<br>Guilty<br>15. DISCHARGE OF FIREARM WITHIN A STRUCTURE<br>Guilty |
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>1. CONSPIRACY TO COMMIT ROBBERY<br>Adult Adjudication<br>Sentenced to Nevada Dept. of Corrections<br>Term: Life without the possibility of parole<br>Concurrent: Charge all COUNTS<br>Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL CRIMINAL STATUTE  |
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>2. BURGLARY<br>Adult Adjudication<br>Sentenced to Nevada Dept. of Corrections<br>Term: Life without the possibility of parole<br>Concurrent: Charge all COUNTS<br>Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL CRIMINAL STATUTE  |
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>3. ROBBERY WITH USE OF A DEADLY WEAPON<br>Adult Adjudication<br>Sentenced to Nevada Dept. of Corrections<br>Term: Life without the possibility of parole  |




**CASE SUMMARY****CASE NO. C-13-292507-1**

Concurrent: Charge all COUNTS  
 Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL  
 CRIMINAL STATUTE

|            |   |
|------------|---|
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>4. ROBBERY WITH USE OF A DEADLY WEAPON<br>Adult Adjudication<br>Sentenced to Nevada Dept. of Corrections<br>Term: Life without the possibility of parole<br>Concurrent: Charge all COUNTS<br>Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL<br>CRIMINAL STATUTE |
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>5. ROBBERY WITH USE OF A DEADLY WEAPON<br>Adult Adjudication<br>Sentenced to Nevada Dept. of Corrections<br>Term: Life without the possibility of parole<br>Concurrent: Charge all COUNTS<br>Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL<br>CRIMINAL STATUTE |
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>6. ROBBERY WITH USE OF A DEADLY WEAPON<br>Adult Adjudication<br>Sentenced to Nevada Dept. of Corrections<br>Term: Life without the possibility of parole<br>Concurrent: Charge all COUNTS<br>Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL<br>CRIMINAL STATUTE |
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>7. ROBBERY WITH USE OF A DEADLY WEAPON<br>Adult Adjudication<br>Sentenced to Nevada Dept. of Corrections<br>Term: Life without the possibility of parole<br>Concurrent: Charge all COUNTS<br>Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL<br>CRIMINAL STATUTE |
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>8. ROBBERY WITH USE OF A DEADLY WEAPON<br>Adult Adjudication<br>Sentenced to Nevada Dept. of Corrections<br>Term: Life without the possibility of parole<br>Concurrent: Charge all COUNTS<br>Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL<br>CRIMINAL STATUTE |
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>9. ROBBERY WITH USE OF A DEADLY WEAPON<br>Adult Adjudication<br>Sentenced to Nevada Dept. of Corrections<br>Term: Life without the possibility of parole<br>Concurrent: Charge all COUNTS<br>Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL<br>CRIMINAL STATUTE |
| 06/26/2014 | <b>Sentence</b> (Judicial Officer: Bixler, James)<br>14. ASSAULT<br>Adult Adjudication<br>Comment (DEFENDANT SENTENCED CREDIT FOR TIME SERVED)  |

# CASE SUMMARY

## CASE NO. C-13-292507-1

|  |   |  |       |   |        |  |        |                      |               |
|--|---|--|-------|---|--------|--|--------|----------------------|---------------|
| 06/26/2014   | <p><b>Sentence</b> (Judicial Officer: Bixler, James)</p> <p>15. DISCHARGE OF FIREARM WITHIN A STRUCTURE</p> <p>Adult Adjudication</p> <p>Sentenced to Nevada Dept. of Corrections</p> <p>Term: Life without the possibility of parole</p> <p>Concurrent: Charge all COUNTS</p> <p>Credit for Time Served: 308 Days</p> <p>Comments: Defendant ADJUDICATED GUILTY under the LARGE HABITUAL CRIMINAL STATUTE</p> <p>Fee Totals:</p> <table> <tr> <td>ADMINISTRATIVE ASSESSMENT FEE --- Crim fee sch</td><td>25.00</td></tr> <tr> <td>DNA ANALYSIS FEE --- Crim fee sch - \$150</td><td>150.00</td></tr> <tr> <td>Indigent Defense Civil Assessment Fee --- Crim fee sch - ASK</td><td>250.00</td></tr> <tr> <td><b>Fee Totals \$</b></td><td><b>425.00</b></td></tr> </table> | ADMINISTRATIVE ASSESSMENT FEE --- Crim fee sch | 25.00 | DNA ANALYSIS FEE --- Crim fee sch - \$150 | 150.00 | Indigent Defense Civil Assessment Fee --- Crim fee sch - ASK | 250.00 | <b>Fee Totals \$</b> | <b>425.00</b> |
| ADMINISTRATIVE ASSESSMENT FEE --- Crim fee sch               | 25.00   |  |       |   |        |  |        |                      |               |
| DNA ANALYSIS FEE --- Crim fee sch - \$150                    | 150.00  |  |       |   |        |  |        |                      |               |
| Indigent Defense Civil Assessment Fee --- Crim fee sch - ASK | 250.00  |  |       |   |        |  |        |                      |               |
| <b>Fee Totals \$</b>   | <b>425.00</b>   |  |       |   |        |  |        |                      |               |
| 07/01/2014   | <p> Judgment of Conviction</p> <p><i>JUDGMENT OF CONVICTION (JURY TRIAL)</i></p>   |  |       |   |        |  |        |                      |               |
| 07/16/2014   | <p> Criminal Order to Statistically Close Case</p> <p><i>Criminal Order to Statistically Close Case</i></p>  |  |       |   |        |  |        |                      |               |
| 07/29/2014   | <p> Notice of Appeal (criminal)</p> <p><i>Defendant's Notice of Appeal</i></p>   |  |       |   |        |  |        |                      |               |

**DATE****FINANCIAL INFORMATION****Defendant** Hubbard, Cory Dealvone

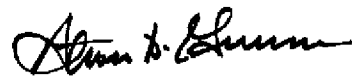
Total Charges

506.00

Total Payments and Credits

81.00

**Balance Due as of 7/30/2014****425.00**



CLERK OF THE COURT

JOC

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

CORY DEALVONE HUBBARD  
#5994122

Defendant.

CASE NO. C292507-1

DEPT. NO. XXIV

JUDGMENT OF CONVICTION

(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 199.480, 200.380; COUNT 2 – BURGLARY (Category B Felony) in violation of NRS 205.060; COUNTS 3, 4, 5, 6, 7, 8 and 9 – ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165;; COUNT 14 – ASSAULT (Misdemeanor) in violation of NRS 200.47; and COUNT 15 – DISCHARGE



1 OF FIREARM WITHIN A STRUCTURE (Category B Felony) in violation of NRS  
2 202.287; and the matter having been tried before a jury and the Defendant having been  
3 found guilty of the crimes of COUNT 1 – CONSPIRACY TO COMMIT ROBBERY  
4 (Category B Felony) in violation of NRS 199.480, 200.380; COUNT 2 – BURGLARY  
5 (Category B Felony) in violation of NRS 205.060; COUNTS 3, 4, 5, 6, 7, 8 and 9 –  
6 ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of  
7 NRS 200.380, 193.165;; COUNT 14 – ASSAULT (Misdemeanor) in violation of NRS  
8 200.47; and COUNT 15 – DISCHARGE OF FIREARM WITHIN A STRUCTURE  
9 (Category B Felony) in violation of NRS 202.287; thereafter, on the 26<sup>th</sup> day of June,  
10 2014, the Defendant was present in court for sentencing with his counsel, BRENT D.  
11 PERCIVAL, ESQ., and good cause appearing,

12  
13 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses as set forth in  
14 the jury's verdict under the LARGE HABITUAL Criminal Statute and, in addition to the  
15 \$25.00 Administrative Assessment Fee, \$250.00 Indigent Defense Civil Assessment  
16 Fee and \$150.00 DNA Analysis Fee including testing to determine genetic markers, the  
17 Defendant is SENTENCED to the Nevada Department of Corrections (NDC) as follows:  
18 as to **COUNT 1** – LIFE without the possibility of parole; as to **COUNT 2** - LIFE without  
19 the possibility of parole; as to **COUNT 3** - LIFE without the possibility of parole; as to  
20 **COUNT 4** – LIFE without the possibility of parole; as to **COUNT 5** - LIFE without the  
21 possibility of parole; as to **COUNT 6** - LIFE without the possibility of parole; as to  
22 **COUNT 7** - LIFE without the possibility of parole; as to **COUNT 8** - LIFE without the  
23 possibility of parole; as to **COUNT 9** – LIFE without the possibility of parole; as to  
24 **COUNT 14** – Sentenced to Credit for Time Served; as to **COUNT 15** - LIFE without the  
25  
26  
27  
28

1 possibility of parole; ALL COUNTS to run CONCURRENT with EACH OTHER; with  
2 THREE HUNDRED EIGHT (308) DAYS credit for time served. Defendant found NOT  
3 GUILTY as to **COUNT 13**.

4 DATED this 30<sup>th</sup> day of June, 2014  
5  
6

7  
8   
9 JAMES BIXLER  
10 DISTRICT COURT JUDGE  
11  
12  
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

### Felony/Gross Misdemeanor

## COURT MINUTES

September 11, 2013

C-13-292507-1                      State of Nevada  
vs  
Cory Hubbard

**September 11, 2013      11:45 AM      Grand Jury Indictment**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Aaron Carbajal

**RECORDER:** Renee Vincent

**REPORTER:**

## PARTIES

**PRESENT:** Palal, Binu G. Attorney  
State of Nevada Plaintiff  
Thomson, Megan Attorney

## JOURNAL ENTRIES

- Edward Golec, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 13AGJ050A to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-292507-1, Department 24. Ms. Thomson requested a warrant and argued bail. COURT ORDERED, WARRANT WILL ISSUE \$340,000.00 TOTAL BAIL; Exhibits(s) 1-5 lodged with the Clerk of District Court. COURT FURTHER ORDERED, matter SET for Arraignment.

WARRANT (CUSTODY)

9-19-13 8:30 AM INITIAL ARRAIGNMENT (DEPT. 24)

PRINT DATE: 07/30/2014

Page 1 of 46

Minutes Date: September 11,  
2013

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 19, 2013**

C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

**September 19, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee

**RECORDER:**

**REPORTER:** Bill Nelson

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Percival, Brent D.     | Attorney  |
|                 | State of Nevada        | Plaintiff |
|                 | Thomson, Megan         | Attorney  |

**JOURNAL ENTRIES**

- ARRAIGNMENT...INDICTMENT WARRANT RETURN

Deft Hubbard present in custody. DEFT. HUBBARD ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter set for trial. Court advised deft he has 21 days from the date the Grand Jury Transcript is filed in which to file a Writ. The Grand Jury Indictment return was 9/11/13, therefore, the Court Reporter has until 9/25/13 to file the transcript. Court informed counsel the Court has a capital murder case set on the same date, and this case may end up in the Overflow Department.

**CUSTODY**

**10/31/13 @ 8:30 A.M. CALENDAR CALL**

**PRINT DATE:** 07/30/2014

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**Minutes Date:** September 11,  
2013

11/4/13 @ 10:00 A.M. TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****October 15, 2013**

C-13-292507-1      State of Nevada  
vs  
Cory Hubbard

**October 15, 2013      8:30 AM      Motion**

**HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Theresa Lee**RECORDER:****REPORTER:** Robert Cangemi**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Joseph, Lindsey D      | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft present in custody. Mr. Percival apologized that he did not file a written response to the motion. Court stated the bullet was left in the deft when he was treated. The Doctor probably left it in him for a reason due to being dangerous in trying to remove it. The Court is not sure it can order the deft to have an operation. Ms. Joseph stated this is Ms. Mercer's case. She does not have the medical records to see why the bullet was not removed. Ms. Joseph stated the third co-deft has now been arrested which will probably necessitate the trial date of 11/4/13 being vacated. Mr. Percival stated this trial date was set in Arraignment Court in 38 days from the arraignment. COURT ORDERED, matter CONTINUED for Mr. Percival to file a written response to the motion BY 10/18/13, and the Court will status check the medical records. Ms. Joseph stated the State filed an Ex-Parte Order for production of the medical records. The Court will find out the status of the order and call UMC and put a rush on the medical records. Court further stated, a Surgeon will probably need to testify regarding the medical issues on removing a bullet.

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Minutes Date: September 11,  
2013

CUSTODY

10/22/13 @ 8:30 A.M. STATE'S MOTION TO HAVE BULLET REMOVED...STATUS CHECK:  
MEDICAL RECORDS

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****October 22, 2013**

C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

**October 22, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Theresa Lee**RECORDER:****REPORTER:** Robert Cangemi**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- STATE'S MOTION TO REMOVE THE BULLET...STATUS CHECK: MEDICAL RECORDS

Ms. Mercer stated her office picked up the UMC medical records yesterday afternoon which were in her inbox this morning, and approached the Bench with a copy for the Court. State also provided Mr. Percival with a copy of the records. Court queried Ms. Mercer if the medical records indicate why the Doctor did not remove the bullet. The Court feels this motion will require a hearing. Ms. Mercer concurred and stated she will find out who treated the deft, and the risks involved in removing the bullet. Ms. Mercer further stated they did imaging, but she will know more after she speaks to the doctor, and then determine if a hearing is even necessary. Deft was arrested last week on a Superseding Indictment. Further colloquy between Court and counsel. COURT ORDERED, matter CONTINUED.

PRINT DATE: 07/30/2014

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Minutes Date: September 11,  
2013



C-13-292507-1

CUSTODY

10/29/13 @ 8:30 A.M. CONTINUED SAME

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 29, 2013**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**October 29, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee  
                         Athena Trujillo

**RECORDER:**

**REPORTER:** Robert Cangemi

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Michael Radovic, Deputy District Attorney, present for the State of Nevada.  
Defendant Hubbard, present in custody, with Brent Percival, Esq.

STATE'S MOTION TO HAVE BULLET REMOVED ... STATUS CHECK: MEDICAL RECORDS

Defendant Hubbard, present in custody. Court noted it has medical records but may need to hear from the doctor. State requested a CONTINUANCE. COURT SO ORDERED.

CUSTODY

CONTINUED TO: 10/31/13 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 30, 2013**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**October 30, 2013      11:00 AM      Grand Jury Indictment**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Aaron Carbajal

**RECORDER:** Debbie Winn

**REPORTER:**

**PARTIES**

**PRESENT:**      Rhoades, Kristina A.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Edward Golec, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 13AGJ050A to the Court. COURT ORDERED, the Superseding Indictment may be filed and is assigned Case Number C-13-292507-1, Department 24. Ms. Rhoades requested a warrant and argued bail. COURT ORDERED, WARRANT WILL ISSUE \$340,000.00 TOTAL BAIL. Exhibits 1a and 6-9 lodged with the Clerk of District Court; exhibits 1-5 were previously lodged. COURT FURTHER ORDERED, Justice Court case 13F166614X DISMISSED; matter SET for Arraignment.

**WARRANT (CUSTODY)**

11-7-13 8:30 AM STATUS CHECK: SUPERSEDING INDICTMENT (DEPT. 24)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 31, 2013**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**October 31, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James      **COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee

**RECORDER:**

**REPORTER:** Robert Cangemi

**PARTIES**

**PRESENT:**      Hubbard, Cory Dealvone      Defendant  
                                 Mercer, Elizabeth A.      Attorney  
                                 Percival, Brent D.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- CALENDAR CALL...STATUS CHECK: MEDICAL RECORDS...NOTICE OF MOTION TO HAVE BULLETT REMOVED

Deft Hubbard present in custody. Mr. Percival announced ready for trial on Monday, 11/4/13. Court informed deft that the State went to the Grand Jury on his case and a Superseding Indictment was handed down. Ms. Mercer advised the Court, counsel and deft, the charges remain the same, a third deft was added to the case. Ms. Mercer moved to FILE IN OPEN COURT the Superseding Indictment, COURT SO ORDERED. Deft stated he is NOT waiving his right to a speedy trial. Court so noted. DEFT. HUBBARD ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter set for trial.

STATUS CHECK: MEDICAL RECORDS...NOTICE OF MOTION TO HAVE BULLETT REMOVED

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2013

Court stated the State has filed a motion to remove the bullet. Deft stated the Doctor told him the bullet is lodged around his shoulder blade. Ms. Mercer stated she received the medical records from CCDC, and noted, they are waiting for the Imaging results. FURTHER ORDERED, the Court will continue the motion to remove the bullet and set a status check medical records for one week.

Court also received a motion for O.R. release. COURT ORDERED, Deft's motion for O.R. Release is DENIED; bail STANDS at \$340,000.

#### CUSTODY

11/7/13 @ 8:30 A.M. STATUS CHECK: MEDICAL RECORDS. STATE'S MOTION TO REMOVE THE BULLET

12/12/13 @ 8:30 A.M. CALENDAR CALL

12/16/13 @ 10:00 A.M. TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 07, 2013**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**November 07, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James      **COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee  
                                 Shelly Landwehr

**RECORDER:**

**REPORTER:** JoAnn Melendez

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- STATUS CHECK: SUPERSEDING INDICTMENT...STATUS CHECK: MEDICAL RECORDS...STATE S MOTION TO HAVE BULLET REMOVED

Court noted Defendant Hubbard has a lot of issues. Ms. Rhodes there is a lot of discovery in this case including outstanding doctor records from CCDC. Colloquy regarding the superseding indictment. Ms. Rhodes stated there was no new evidence from that hearing; it was only to add a co-defendant.

Colloquy regarding defendant's December trial date. Court NOTED defendant had invoked his right to a speedy trial and stated these defendants would not be tried one-by-one. Upon Court's inquiry, defendant stated he wants to go forward with whatever is going to happen. Court DIRECTED Mr. Percival to go and see his client and talk to him so that he has an understanding of what he is looking

at. Ms. Rhodes stated a hearing will be needed regarding the bullet. Colloquy regarding availability for new trial date.

COURT ORDERED, matters CONTINUED and SET for status check.

CUSTODY

CONTINUED TO: 11/14/13

SC: RESET TRIAL DATE & WRIT 11/14/13

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 14, 2013**

---

C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

---

**November 14, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee  
Dania Batiste

**RECORDER:**

**REPORTER:** Bill Nelson

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Also present: R. Schonfeld, Esq., present with Co-Defendant Stelman.

**STATUS CHECK: MEDICAL RECORDS.....STATE'S MOTION TO HAVE BULLET  
REMOVED.....STATUS CHECK: RESET TRIAL AND WRIT**

Defendant present in custody. Statements by Defendant and Mr. Percival regarding Defendant's current medical condition. Colloquy between the Court and counsel regarding trial scheduling and which Discovery has been obtained by defense counsel.

COURT ORDERED, matter CONTINUED; noting counsel must start formulating motions practice as soon as possible. Court DIRECTED counsel to get the MRI order completed.

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2013



**C-13-292507-1**

CUSTODY

CONTINUED TO: 11/26/2013 8:30 am

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 26, 2013**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**November 26, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee

**RECORDER:**

**REPORTER:** Robert Cangemi

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft present in custody. Upon Court's inquiry regarding the status of the medical records, Ms. Rhoades stated she obtained an Order from this Court for an MRI in this case. She has been in contact with CCDC. They have received a copy of the Order. They will review the x-rays and if they can give the State the information they need from the x-rays then an MRI is not necessary. If the x-rays do not given them the information, they will take a new set of x-rays and then an MRI will be the next step. The MRI is costly and this is the reason for proceeding first with the x-rays. Deft stated no one has come to see him. Mr. Percival stated he has been to the jail. The deft is referring to medical personnel. Court advised counsel for deft Hubbard and counsel for deft Joseph that the trial date is set for 12/16/13. Deft Hubbard INVOKED his right to speedy trial. COURT ORDERED, this matter is passed until Tuesday, 12/3/13. Court queried Mr. Percival regarding being ready for a 12/16/13 trial date. Mr. Percival stated if ordered to do so, he will be ready. Mr. Percival stated he has until

12/2/13 to file a Writ on behalf of his client. Mr. Schonfeld stated his client, deft Joseph is new to the case, and his Writ is set for 12/3/13. CONFERENCE AT THE BENCH at the request of Mr. Percival.

CUSTODY

12/3/13 @ 8:30 A.M. CONTINUED SAME

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 03, 2013**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

---

**December 03, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee

**RECORDER:**

**REPORTER:** Bill Nelson

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- STATUS CHECK: RESET TRIAL DATE AND WRIT...STATUS CHECK: MEDICAL RECORDS...STATE'S MOTION TO HAVE BULLET REMOVED

Deft present in custody. The Court received deft's pre-trial Writ of Habeas Corpus. Mr. Percival stated he discussed the Writ with deft yesterday. The Court just received a copy this morning and will give the State time to file a response. Court further noted, that the deft will need a hearing on the issues he raised in his Writ which will result in the trial date being continued and deft waiving his right to a speedy trial. COURT ORDERED, trial date VACATED AND RESET. State to file their Return to the Writ by 12/17/13, Reply to be filed by 12/31/13, and the hearing on the Writ is set for 1/14/14.

Deft stated he is having second thoughts about filing the Writ as he does not want to lose his trial date, and requested the Court pass this matter until Thursday for him to speak to Mr. Percival, COURT SO ORDERED, matter CONTINUED to 12/5/13 for status check on the Writ. The Court will REINSTATE the 12/16/13 trial date, and keep the new March date. Ms. Mercer stated her trial calendar is full January through March, 2014, but she has a week open on 3/24/14.

CUSTODY

12/5/13 @ 8:30 A.M. STATUS CHECK: WRIT...STATE'S MOTION TO REMOVE BULLET...STATUS CHECK: MEDICAL RECORDS

1/14/14@ 8:30 A.M. ARGUMENT: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS

3/20/14 @ 8:30 A.M. CALENDAR CALL

3/24/14 @ 10:00 A.M. TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 05, 2013**

---

C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

---

**December 05, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James      **COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee  
                                 Keri Cromer

**RECORDER:**

**REPORTER:** Bill Nelson

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- STATUS CHECK: WRIT...STATUS CHECK: MEDICAL RECORDS...STATE'S MOTION TO HAVE BULLET REMOVED

Deft present in custody. Upon Court's inquiry regarding the status of the medical records, Mr. Percival stated he spent yesterday afternoon with the deft at CCDC, and deft wants the Writ to go forward. The Court previously set a briefing schedule on the Writ. Court stated, the State is in contact with CCDC and trying to work out deft's medical situation. The Court will take the State's Motion to Remove the Bullet OFF CALENDAR at this time. Mr. Percival stated he promised deft he would not ask to have the trial continued, but if he is pursuing the Writ, deft will need to waive his speedy trial rights. Upon examination of deft by the Court, deft WAIVED his right to a speedy trial. COURT ORDERED, trial date VACATED AND RESET, Writ date STANDS.

PRINT DATE: 07/30/2014

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2013

CUSTODY

1/14/14 @ 8:30 A.M. ARGUMENT: DEFT HUBBARD'S PRE-TRIAL WRIT OF HABEAS CORPUS

4/10/14 @ 8:30 A.M. CALENDAR CALL

4/14/14 @ 10:00 A.M. TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****January 14, 2014**

C-13-292507-1      State of Nevada  
vs  
Cory Hubbard

|                         |                |   |   |
|-------------------------|----------------|---|---|
| <b>January 14, 2014</b> | <b>8:30 AM</b> | <b>Petition for Writ of Habeas<br/>Corpus</b> | <b>Deft. Cory Hubbard<br/>s Petition for a Pre-<br/>Trial Writ of Habeas<br/>Corpus</b> |
|-------------------------|----------------|---|---|

**HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Andrea Natali**RECORDER:****REPORTER:** Robert Cangemi**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Luzaich, Elissa        | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft. present in custody. Arguments by counsel regarding whether the writ was filed late. COURT NOTED, the writ was filed outside the mandated timeframe. Colloquy regarding whether the grand jury had been provided with the photo lineup and regarding whether other suspects were identified. Mr. Percival argued the writ was filed according to the Court's indication that the deadline was 12/2/13. COURT FURTHER NOTED, if the wrong date had been provided, Mr. Percival would not be held accountable for filing late. Argument by Ms. Luzaich regarding whether the filing or service of the transcripts initiated the timeframe to file a writ. COURT FURTHER NOTED, the timeframe was based upon filing the transcripts and the deadline was 11/27/13; however, ORDERED,

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transcript to be prepared for 11/7/2013 to determine what date had been indicated to file the writ.  
COURT FURTHER ORDERED, matter CONTINUED.

CUSTODY

1/21/14 8:30 AM - DEFENDANT CORY HUBBARD'S PETITION FOR A PRE-TRIAL WRIT OF  
HABEAS CORPUS

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 21, 2014**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**January 21, 2014      8:30 AM      Petition for Writ of Habeas  
Corpus**

**HEARD BY:** Bixler, James

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee

**RECORDER:**

**REPORTER:** Robert Cangemi

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft present in custody. Mr. Percival stated he still needs the transcript from 11/7/13. He submitted his Order for Transcripts the day the Court Ordered it. COURT ORDERED, matter CONTINUED to Thursday, and the Court will look into it.

**CUSTODY**

1/23/14 @ 8:30 A.M. CONTINUED SAME

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 23, 2014**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**January 23, 2014      8:30 AM      Petition for Writ of Habeas  
Corpus**

**HEARD BY:** Bixler, James

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Dania Batiste  
Sylvia Perez

**RECORDER:**

**REPORTER:** Bill Nelson

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Defendant present in custody.

Ms. Rhoades advised the Court there are no transcripts available, as previously requested by defense counsel.

Following a colloquy between the Court and counsel regarding the total number of days in question for this matter, Court NOTED counsel was given the incorrect date, and that the State has to respond to the merits. Court further NOTED, it was an improper characterization made by the Detective of the Defendant; additionally, counsel must compare what is exculpatory and what evidence was presented, then the Court will make its assessment. Statement by Defendant.

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COURT ORDERED, Briefing Schedule SET as follows: State to respond on or before 2/6/2014; Defendant to reply no later than 2/14/2014; matter SET for argument.

CUSTODY

2/20/2014 8:30 am Argument: Defendant Cory Hubbard's Petition for a Pre-Trial Writ of Habeas Corpus

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 20, 2014**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**February 20, 2014      8:30 AM      All Pending Motions**

**HEARD BY:** Bixler, James      **COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee

**RECORDER:**

**REPORTER:** Bill Nelson

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- ARGUMENT: DEFT CORY HUBBARD'S PETITION FOR PRE-TRIAL WRIT OF HABEAS CORPUS...DEFT'S PETITION FOR WRIT OF HABEAS CORPUS

Deft present in custody. Statement by the Court regarding time frames for the Writ, and the Court calculates the Writ as timely, State filed their Return, Mr. Percival filed his Reply. Statement by the Court regarding the facts of the case. Argument by Mr. Percival in support of Deft's Writ. Court stated, if you listen to deft's interview and read the transcript of the interview, other than the deft being high on marijuana, it was a complete and accurate assessment of the interview. Therefore, IT IS HEREBY ORDERED, the Writ is DENIED. Trial Date STANDS.

**CUSTODY**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 01, 2014**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**April 01, 2014      8:30 AM      Motion in Limine**

**HEARD BY:** Bixler, James      **COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Billie Jo Craig

**RECORDER:**

**REPORTER:** Dana J. Tavaglione

**PARTIES**

**PRESENT:**      Hubbard, Cory Dealvone      Defendant  
                                 Mercer, Elizabeth A.      Attorney  
                                 Percival, Brent D.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Mr. Percival advised he had not seen this Motion before this morning. The State advised it was electronically served on 3/18/14. Court noted the Trial was scheduled on 4/14/14. Colloquy regarding status of the case. COURT ORDERED, matter CONTINUED for Mr. Percival to prepare a response.

**CUSTODY**

**CONTINUED TO:** 4/8/14 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 08, 2014**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**April 08, 2014      8:30 AM      Motion in Limine**

**HEARD BY:** Bixler, James

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee

**RECORDER:**

**REPORTER:** Dana J. Tavaglione

**PARTIES**

**PRESENT:**      Hubbard, Cory Dealvone      Defendant  
                                 Mercer, Elizabeth A.      Attorney  
                                 Percival, Brent D.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Deft present in custody. Court received a note indicating Mr. Percival will be here at 9:30 A.M. Ms. Mercer stated Mr. Percival has not filed an Opposition and suggested the motion passed to Calendar Call. COURT ORDERED, matter TRAILED for Mr. Percival's presence.

LATER, Court recalled matter, Mr. Percival now present. Ms. Mercer stated Mr. Percival has not filed a written opposition and will let Mr. Percival argue his oral opposition first. Following argument by Mr. Percival, COURT ORDERED, State's motion is GRANTED; but Court will have Mr. Percival work on this and shape the information in a way to present it to the Jury to minimize the potential for prejudice. Trial Date STANDS.

Statement by deft regarding his Washington case.

**CUSTODY**

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 10, 2014**

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C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

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**April 10, 2014      8:30 AM      Calendar Call**

**HEARD BY:** Bixler, James      **COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Dania Batiste

**RECORDER:**

**REPORTER:** Dana J. Tavaglione

**PARTIES**

**PRESENT:**      Hubbard, Cory Dealvone      Defendant  
                                 Mercer, Elizabeth A.      Attorney  
                                 Percival, Brent D.      Attorney  
                                 Rhoades, Kristina A.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Defendant present in custody.

Ms. Mercer advised the Court that the State intends to call approximately 15 to 20 witnesses; and the trial is expected to last 5 days. Mr. Percival noted that another case he had scheduled for next week is not proceeding; however, he has a scheduling conflict on Friday, 4/18/2014. COURT SO NOTED.

COURT ORDERED, trial date STANDS; counsel to draft preparatory instructions to the jury that limits the use of the information.

CUSTODY

**C-13-292507-1**

4/14/2014      10:30 am      Jury Trial

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 14, 2014**

C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

**April 14, 2014      10:30 AM      Jury Trial**

**HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Theresa Lee**RECORDER:****REPORTER:** Dana J. Tavaglione**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft Hubbard present in custody. OUTSIDE PRESENCE OF JURY PANEL, Court advised deft of his Constitutional Rights. Deft so acknowledged. Ms. Mercer advised the Court of the offers given to deft by the State. First Offer, deft can plead to two counts of Robbery with Use of a Deadly Weapon, one count of Attempt Murder and one count of Conspiracy to Commit Robbery. State retains the right to argue with a CAP of 30 years. Deft rejected that offer. Mr. Percival asked her about a second offer after Calendar Call. The State made the same offer, with State now retaining the right to argue for Habitual Criminal treatment and full right to argue. Deft has refused both offers. Upon Court's inquiry, Ms. Mercer stated the deft is eligible for the large Habitual Criminal.

JURY PANEL PRESENT AND SWORN. Clerk called roll call of the Jury Panel. Jury selection commenced. At the hour of 5:17 P.M. a Jury and two Alternates selected and sworn. Jury excused at

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5:20 P.M. until 10:30 A.M. on 4/15/14.

Statement by Ms. Mercer regarding statements Mr. Percival made during jury selection about his client being shot, but was not shot at the home where the burglary occurred, but was shot somewhere else. Court so noted for the record. ADJOURNED 5:30 P.M.

CUSTODY

4/15/14 @ 10:30 A.M. CONTINUATION OF JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 15, 2014**

C-13-292507-1      State of Nevada  
vs  
Cory Hubbard

**April 15, 2014      10:30 AM      Jury Trial**

**HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Theresa Lee**RECORDER:****REPORTER:** Dana J. Tavaglione**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft present in custody. OUTSIDE PRESENCE OF JURY, Court advised counsel that Juror #8 has been in contact with the Marshal and has been exhibiting some strange behavior. She is having difficulty following his directives and having trouble getting to the RJC. Court further informed counsel that if this juror appears to be non-functional, if counsel both agree, the Court will let her go.

10:44 A.M. Counsel STIPULATED as to the presence of the Jury. Clerk read the Information and stated the pleas thereto. Opening statement by Ms. Mercer. Mr. Percival reserved his opening statement, COURT SO NOTED. Testimony of witnesses and exhibits (see attached worksheets). Due to the hour, the Court EXCUSED the Jury at 5:23 P.M. and advised them it appears that the witness on the stand will not be able to conclude his testimony today. Jurors directed to return on Wednesday, 4/16/14 at 10:00 A.M. Court also advised the witness to return at 10 A.M. The witness,

Mr. Flanery, advised the Court that he has to turn in some paperwork to his new employer tomorrow. Court directed the witness to leave the contact information of his Employer with the Court and this Court will contact his Employer and let them know his situation.

ADJOURNED 6:00 P.M.

CUSTODY

4/16/14 @ 10:00 A.M. CONTINUATION OF JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 16, 2014**

C-13-292507-1      State of Nevada  
vs  
Cory Hubbard

**April 16, 2014      10:00 AM      Jury Trial**

**HEARD BY:** Bixler, James

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Theresa Lee

**RECORDER:**

**REPORTER:** Dana J. Tavaglione

**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft present in custody. JURY PRESENT. Counsel STIPULATED as to the presence of the Jury. Testimony of witnesses and exhibits (see attached worksheets). OUTSIDE PRESENCE OF JURY, Arguments by counsel regarding exhibits. JURY PRESENT. Counsel STIPULATED as to the presence of the Jury. Testimony of witnesses and exhibits continued (see attached worksheets). Jury EXCUSED at 4:08 P.M. to return on Thursday, 4/17/14 at 10:30 A.M. ADJOURNED 4:08 P.M.

**CUSTODY**

4/17/14 @ 10:30 A.M. CONTINUATION OF JURY TRIAL



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 17, 2014**

C-13-292507-1      State of Nevada  
vs  
Cory Hubbard

**April 17, 2014      10:30 AM      Jury Trial**

**HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Theresa Lee**RECORDER:****REPORTER:** Dana J. Tavaglione**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft present in custody. JURY PRESENT. Counsel STIPULATED as to the presence of the Jury. Testimony of witnesses and exhibits (see attached worksheets). OUTSIDE PRESENCE OF JURY, Ms. Mercer stated Willie Carter is her next witness. He cannot invoke his Fifth Amendment Right because he pled guilty in this case, and failure to testify can bring on Contempt of Court charges, a \$500 fine and 25 days in jail. Court ADMONISHED Willie Carter, without being sworn, because he pled guilty, he no longer is protected by the Fifth Amendment Right to refuse to testify. Nothing he testifies to can incriminate him anymore.

JURY PRESENT, Counsel STIPULATED as to the presence of the Jury. Testimony of witnesses and exhibits continued (see attached worksheets). Jury EXCUSED 1:37 P.M. until 9:30 A.M. on Monday, 4/21/14. Court advised the Jury there will not be any court on Friday, 4/18/14. ADJOURNED 1:39

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**C-13-292507-1**

P.M.

CUSTODY

4/21/14 @ 9:30 A.M. CONTINUATION OF JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 21, 2014**

C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

**April 21, 2014      9:30 AM      Jury Trial**

**HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Theresa Lee**RECORDER:****REPORTER:** Robert Cangemi**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft present in custody. OUTSIDE PRESENCE OF JURY. Ms. Mercer advised the Court that the Evidence Lab was not able to access their computer when the witness went to pick up the discovery, however, he is now able to access the discovery and he is her first witness today, the CSA agent. Court informed counsel that Juror #3 is present this morning, however, her home was broken into over the weekend. The Police were called, and reports were filled out. Ms. Mercer requested the Court bring Juror #3 in and question her regarding her ability to continue to sit as a Juror. Juror #3 brought into the courtroom and questioned, and AGREED that she could continue to be fair and impartial.

JURY PRESENT, Counsel STIPULATED as to the presence of the Jury. Testimony of witnesses and exhibits continued (see attached worksheets). Jury excused for the lunch recess. OUTSIDE

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PRESENCE OF JURY, Court again advised deft of his Constitutional Rights and his right to stand silent. Ms. Mercer stated she is prepared to impeach deft on his prior convictions from 2012, 2005 and 2001. Counsel STIPULATED that the Court Reporter would not have to report the Jury Instructions as they are read to the Jury. Court stated Detective Abell indicated he has two pictures of the deft going in and out of Rhodes Ranch. Court examined Detective Abell regarding about a video that deft brought up. Detective Abell stated the video does not exist, the Gate at Rhodes Ranch copied still photos off of the video due to the space allotted on the video, it was recorded over. Mr. Percival stated he spoke to his client in the holding cell, and informed the Court that deft will be testifying. Deft requested Mr. Percival step down and no longer represent him and argued in support thereof. He asked Mr. Percival to obtain the video from Rhodes Ranch and subpoena two witnesses which he did not. COURT ORDERED, motion to withdraw Mr. Percival as counsel is DENIED. Further colloquy between Court and deft regarding these witnesses and the video.

JURY PRESENT, Counsel STIPULATED as to the presence of the Jury. Testimony continued (see attached worksheet). STATE RESTED 3:17 P.M.

OUTSIDE PRESENCE OF JURY, Mr. Percival stated deft wants to take the witness stand against the advice of counsel. Court advised deft that the State will be able to cross examine him on the witness stand, and reiterated that he is taking the witness stand against the advice of his counsel and this is totally his decision. Deft concurred. Ms. Mercer stated pursuant to NRS 171.204, she is requesting her lead Detective stay in the courtroom while deft testifies, COURT SO ORDERED. Exhibits continued (see attached worksheet). Ms. Mercer requested the Court admonish deft to remain civil while he is on the witness stand, COURT SO ADMONISHED Deft. Cory Hubbard, sworn and testified. (see attached worksheet) State's Exhibit #124-A played for the Jury. DEFENDANT RESTED 4:51 P.M. Jury EXCUSED 5:06 P.M. until 11:00 A.M. on Tuesday, 4/22/14. ADJOURNED 5:10 P.M.

CUSTODY

4/22/14 @ 11:00 A.M. CONTINUATION OF JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 22, 2014**

C-13-292507-1      State of Nevada  
vs  
Cory Hubbard

**April 22, 2014      10:30 AM      Jury Trial**

**HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Theresa Lee**RECORDER:****REPORTER:** Dana J. Tavaglione**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft present in custody. OUTSIDE PRESENCE OF JURY. Court informed counsel that the Court reversed the order in which the charges are typed in the Verdict from the least to the worst. Upon inquiry by deft regarding one juror returning a not guilty verdict, Court advised deft the Jury has to reach a unanimous decision as to each count. Deft requested the Court include a specific Jury Instruction that reads that they do not have to agree with each other. Court informed deft that there is no such Jury Instruction that he suggested.

JURY PRESENT, Counsel STIPULATED as to the presence of the Jury. Rebuttal and Sur-rebuttal witnesses (see attached worksheet). OUTSIDE PRESENCE OF JURY, Mr. Percival moved for a Directed Verdict as to Counts 3,6,7,8 & 9 and argued in support thereof. Argument by Ms. Rhoades in opposition thereto. COURT CITED the case law and ORDERED, motion DENIED.

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JURY PRESENT, Counsel STIPULATED as to the presence of the Jury. Court Instructed the Jury and listened to the closing arguments by counsel. At the hour of 3:05 P.M. the Jury RETIRED to DELIBERATE. Court thanked and temporarily excused the Alternate Jurors until further Order of the Court.

At the hour of 7:35 P.M. the Jury RETURNED with a VERDICT as follows:

- CT 1 - GUILTY of Conspiracy to Commit Robbery.
- CT 2 - GUILTY of Burglary.
- CT 3 - GUILTY of Robbery with Use of a Deadly Weapon (Victim Darney Van)
- CT 4 - GUILTY of Robbery with Use of a Deadly Weapon (Victim Asia Hood)
- CT 5 - GUILTY of Robbery with Use of a Deadly Weapon (Victim Kenneth Flenory)
- CT 6 - GUILTY of Robbery with Use of a Deadly Weapon (Victim David Powers)
- CT 7 - GUILTY of Robbery with Use of a Deadly Weapon (Victim Anthony Roberts)
- CT 8 - GUILTY of Robbery with Use of a Deadly Weapon (Victim Thavin Van)
- CT 9 - GUILTY of Robbery with Use of a Deadly Weapon (Victim Trinity Briones)

CTS 10-12 NOT APPLICABLE TO THIS DEFT

- CT 13 - NOT GUILTY of (Attempt Murder with Use of a Deadly Weapon (Victim David Powers)
- CT 14 - GUILTY of Assault (Victim David Powers)
- CT 15 - GUILTY of Discharge of Firearm within a Structure.

Upon Court' inquiry, Mr. Percival requested jury polled. Clerk polled the Jury. Court thanked and excused the Jurors.

Thereafter, COURT ORDERED, deft is REMANDED into the custody of the Sheriff and held WITHOUT BAIL. FURTHER ORDERED, this matter is REFERRED to the Division of Parole and Probation for a Pre-Sentence Investigation and Report, and a sentencing date set in 60 days.

CUSTODY

6/26/14 @ 8:30 A.M. SENTENCING (JURY VERDICT)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****June 26, 2014**

C-13-292507-1      State of Nevada  
                                 vs  
                                 Cory Hubbard

**June 26, 2014      8:30 AM      Sentencing**

**HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Theresa Lee**RECORDER:****REPORTER:** Bill Nelson**PARTIES**

|                 |                        |           |
|-----------------|------------------------|-----------|
| <b>PRESENT:</b> | Hubbard, Cory Dealvone | Defendant |
|                 | Mercer, Elizabeth A.   | Attorney  |
|                 | Percival, Brent D.     | Attorney  |
|                 | Rhoades, Kristina A.   | Attorney  |
|                 | State of Nevada        | Plaintiff |

**JOURNAL ENTRIES**

- Deft present in custody. State's Proposed Exhibit #1 (Certified copy of Prior Judgment of Conviction marked as evidence. State's Proposed Exhibits 120, 121 & 122 marked at trial, but not admitted, remarked for today's proceedings as #'s 2,3,& 4. Court queried Mr. Percival and deft is they were aware State was seeking the Large Habitual Criminal treatment. Statement by Court regarding the facts presented at trial. Argument by Ms. Mercer for Life without the possibility of parole on all counts, and OFFERED State's Exhibits #1-4, COURT SO ORDERED, exhibits ADMITTED (see attached worksheets). Court read from each of the exhibits for the record. Statement by Deft. Argument by Mr. Percival in mitigation of sentencing and argued for concurrent time between the counts, with exception to the enhancement which has to be consecutive. COURT ORDERED, deft ADJUDICATED GUILTY under the LARGE HABITUAL CRIMINAL STATUTE on CT 1 - CONSPIRACY TO COMMIT ROBBERY (F); CT 2 - BURGLARY (F); CTS 3-9 ROBBERY WITH

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Minutes Date: September 11,  
2013

USE OF A DEADLY WEAPON; CT 14 - ASSAULT (M); and CT 15 - DISCHARGE OF FIREARM WITHIN A STRUCTURE (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, a \$150.00 DNA analysis fee, including testing to determine genetic markers, and a \$250 Indigent Defense Assessment Fee; in lieu of a sentence on the 10 felony counts, the Court ORDERED,. Defendant SENTENCED on CT 1 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); CT 2 - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); CT 3 - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); CT 4 - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); CT 5 - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); CT 6 - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); CT 7 - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); CT 8 - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); CT 9 - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); CT 14 - CREDIT FOR TIME SERVED; CT 15 - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); all counts to run CONCURRENT with each other; and deft to receive 308 DAYS credit for time served. BOND, if any, EXONERATED.

Deft inquired about his motion to appoint new counsel to raise ineffective assistance of counsel. Court directed Mr. Percival to file the Notice of Appeal and the Court will APPOINT appellate counsel for deft.

NDC

CLERK'S NOTE: After court, the COURT ORDERED, above minute order AMENDED to reflect on CT 14, the misdemeanor, deft SENTENCED to CREDIT FOR TIME SERVED. Counsel notified. (tl)



## Exhibit List

Case: C-13-292507-1 Party: Sort Order: Status Defendant Name: Hubbard, Cory DOB  
Dealvone

| Exhibit ID   | On Behalf Of | Status/Date            | Return/Destroy<br>Date | Type and Description                    | Exhibit Flag | Source            | In Custody Of                 | Location          |
|--|--------------|------------------------|------------------------|---|--------------|-------------------|-------------------------------|-------------------|
| GJ   | Plaintiff    | Admitted<br>09/11/2013 | Destroy<br>09/12/2015  | Document<br>Grand Jury Exhibits         |              | Wolfson, Steven B |                               |                   |
| SUP GJ   | Plaintiff    | Admitted<br>10/30/2013 | Destroy<br>10/30/2015  | Document<br>Superseding grand jury      |              | Wolfson, Steven B |                               |                   |
| 1  | Plaintiff    | Admitted<br>04/15/2014 | Destroy<br>04/24/2016  | Media<br>David Pwter's 911 call cd      |              | Wolfson, Steven B | District Courts<br>06/27/2014 | Evidence<br>Vault |
| Comment: for complete list see events exhibit list                     |              |                        |                        |   |              |                   |                               |                   |
| 1  | Plaintiff    | Admitted<br>06/26/2014 | Destroy<br>06/27/2016  | Document<br>Certified copy of prior JOC |              | Wolfson, Steven B |                               |                   |
| Comment: for complete listing - please see events tab for exhibit list |              |                        |                        |   |              |                   |                               |                   |

0292507

## STATE'S PROPOSED EVIDENCE LIST

offered

| #    | Description   | Exhibits       | Admitted     |
|------|---|----------------|--------------|
| ✓ 1  | David Powers' 911 Call - CD 1-A CD 1A   | 4-15-14 no obj | 4-15-14 1A   |
| ✓ 2  | Jocelyn Javan's 911 Call - CD 2-A - CD  | 4-16-14 no obj | 4-16-14 2A   |
| ✓ 3  | Defendant Joseph's 911 Call - CD 3-A - CD   | 4-21-14 no obj | 4-21-14 3+3A |
| ✓ 4  | Darry Van - Photo Line-up w/Defendant Hubbard   | 4-15-14 no obj | 4-15-14      |
| ✓ 5  | David Powers - Photo Line-up w/Defendant Hubbard                                      | 4-15-14 no obj | 4-15-14      |
| ✓ 6  | Kenneth Flenory - Photo Line-up w/Defendant Hubbard                                   | 4-15-14 no obj | 4-15-14      |
| ✓ 7  | Matthew Van - Photo Line-up w/Defendant Hubbard                                       | 4-15-14 no obj | 4-15-14      |
| ✓ 8  | Asia Hood - Photo Line-up w/Defendant Hubbard   | 4-15-14 no obj | 4-15-14      |
| ✓ 9  | Thavin Van - Photo Line-up w/Defendant Hubbard  | 4-15-14 no obj | 4-15-14      |
| ✓ 10 | Anthony Robert - Photo Line-up w/Defendant Hubbard                                    | 4-16-14 no obj | 4-16-14      |
| ✓ 11 | Photo Line-up - Key for Defendant Hubbard   | 4-16-14 no obj | 4-16-14      |
| ✓ 12 | Photo - Overall of 657 Shirehampton   | 4-15-14 no obj | 4-15-14      |
| ✓ 13 | Photo - Overall of 662 Shirehampton   | 4-15-14        |              |
| ✓ 14 | Photo - Overall of 657 Shirehampton - Farther away                                    | 4-15-14 ↓      | ↓            |
| ✓ 15 | Photo of Trinity Briones  | 4-15-14 no obj | 4-15-14      |
| ✓ 16 | Photo of Defendant Willie Carter - Overall  | 4-15-14 no obj | 4-15-14      |
| ✓ 17 | Photo of Willie Carter - Head Shot  | 4-15-14 ↓      | 4-15-14      |
| ✓ 18 | Photo of Willie Carter's Hat and Phone  | 4-16-14 no obj | 4-16-14      |
| ✓ 19 | Photo of Front Door Looking from Outside into Home                                    | 4-15-14 no obj | 4-15-14      |
| ✓ 20 | Photo of Front Porch  |                |              |
| ✓ 21 | Photo of Front Door - Looking from Inside of House to Outside                         |                |              |
| ✓ 22 | Photo - Looking at Stairwell from Downstairs  |                |              |
| ✓ 23 | Photo - Wall Beneath Stairwell with Bullet Hole                                       |                |              |
| ✓ 24 | Photo - Close-Up of Bullet Hole on Wall Beneath Stairwell                             |                |              |
| ✓ 25 | Photo - Looking Down from Stairs to Front Door  |                |              |
| ✓ 26 | Photo of Stairs and Dining Room   |                |              |
| ✓ 27 | Photo - From Dining Room to Front Door  |                |              |
| ✓ 28 | Photo - From Dining Room to Formal Living Room  |                |              |
| ✓ 29 | Photo - Looking into Den w/Part of Wall on Left                                       |                |              |
| ✓ 30 | Photo - Looking into Den Showing Both Sofas   |                |              |
| ✓ 31 | Photo - Looking from Inside of Den at Fireplace                                       |                |              |
| ✓ 32 | Photo - Sectional and Ottoman Inside of Den   |                |              |
| ✓ 33 | Photo - Looking from Landing of Stairwell Down - Showing Bullet Hole in Banister Area |                |              |
| ✓ 34 | Photo - Close-up of Bullet Hole in Banister Area                                      |                |              |
| ✓ 35 | Photo - Bullet Hole in Wall Opposite of Banister                                      |                |              |
| ✓ 36 | Photo - Looking from Top of Stairs Down   |                |              |
| ✓ 37 | Photo - Looking at Master Bedroom Door  |                |              |
| ✓ 38 | Photo - Close-up of Master Bedroom Door   |                |              |
| ✓ 39 | Photo - Close-up of Above Master Door   | ✓              | ✓            |

offered admitted

|      |  |         |       |         |
|------|--|---------|-------|---------|
| ✓ 40 | Photo – Mirror in Stairwell  | 4-15-14 | no ob | 4-15-14 |
| ✓ 41 | Photo – Bullet Hole near Mirror in Stairwell                                   | ↓       | ↓     | ↓       |
| ✓ 42 | Photo – Master Bedroom Showing Bed from Left Side                              | ↓       | ↓     | ↓       |
| ✓ 43 | Photo – Floor in Master Bedroom to Left of Bed w/Casing                        | ↓       | ↓     | ↓       |
| ✓ 44 | Photo – Looking from Inside of Master Outward                                  | ↓       | ↓     | ↓       |
| ✓ 45 | Photo – Above Master Bedroom Door from Inside Room w/Bullet Hole               | ↓       | ↓     | ↓       |
| ✓ 46 | Photo – Ceiling inside Master Above Door to Room w/Bullet Hole                 | ↓       | ↓     | ↓       |
| ✓ 47 | Photo – Right Side of Master w/Nightstand                                      | ↓       | ↓     | ↓       |
| ✓ 48 | Photo – Close-up of Pink Firearm on Nightstand                                 | ↓       | ↓     | ↓       |
| ✓ 49 | Photo – Bullet Holes C2 and C3 (Above Door and in Ceiling in Master)           | 4-21-14 | no ob | 4-21-14 |
| ✓ 50 | Photo – Bullet Hole C3 (Ceiling in Master)                                     | ↓       | ↓     | ↓       |
| ✓ 51 | Photo – Bullet Hole C1 Close-up (Above Door Outside Master)                    | 4-21-14 | no ob | 4-21-14 |
| ✓ 52 | Photo – Bullet Hole C1 (Above Door Outside Master) Farther Away                | ↓       | ↓     | ↓       |
| ✓ 53 | Photo – Bullet Hole C1 from Stairs   | ↓       | ↓     | ↓       |
| ✓ 54 | Photo – Bullet Hole A2 (Banister)  | 4-21-14 | no ob | 4-21-14 |
| ✓ 55 | Photo – Bullet Hole A3 in Stairwell by electrical socket                       | ↓       | ↓     | ↓       |
| ✓ 56 | Photo – Bullet Hole B1 (by mirror)   | 4-21-14 | no ob | 4-21-14 |
| ✓ 57 | Photo – Bullet Hole A3 in Stairwell by electrical socket (Farther away)        | 4-21-14 | no ob | 4-21-14 |
| ✓ 58 | Photo – Bullet Hole A1 in Wall Below Banister                                  | 4-21-14 | no ob | 4-21-14 |
| ✓ 59 | Photo – Bullet Hole A1 (Farther Away Showing 1 Banister)                       | ↓       | ↓     | ↓       |
| ✓ 60 | Photo – Bullet Hole A1 (Showing both sets of Stairs)                           | ↓       | ↓     | ↓       |
| ✓ 61 | Photo – David Powers' Firearm  | 4-15-14 | no ob | 4-15-14 |
| ✓ 62 | Photo – David Powers' Firearm w/Loaded Clip                                    | ↓       | ↓     | ↓       |
| ✓ 63 | Photo – David Powers' Firearm w/Unloaded Clip                                  | ↓       | ↓     | ↓       |
| ✓ 64 | Photo – Removal of Wall to Get to Bullet A                                     | 4-21-14 | no ob | 4-21-14 |
| ✓ 65 | Photo – Removal of Wall and Retrieval of Bullet A                              | ↓       | ↓     | ↓       |
| ✓ 66 | Photo – Trajectory Rod Bullet Hole C1  | 4-21-14 | no ob | 4-21-14 |
| ✓ 67 | Photo – Trajectory Rod Showing Bullet Holes C1, C2, & C3                       | ↓       | ↓     | ↓       |
| ✓ 68 | Photo – Trajectory Rod Showing Bullet Holes C2 and C3                          | ↓       | ↓     | ↓       |
| ✓ 69 | Photo – Evidence Cone showing Spent Casing Near Black Shoe in Master           | 4-21-14 | no ob | 4-21-14 |
| ✓ 70 | Photo – Evidence Cone showing Spent Casing in Middle of Floor in Master        | ↓       | ↓     | ↓       |
| ✓ 71 | Photo – Evidence Cone showing Live Round on Master Floor                       | 4-21-14 | no ob | 4-21-14 |
| ✓ 72 | Photo – Close-up of Live Round on Master Floor                                 | ↓       | ↓     | ↓       |
| ✓ 73 | Photo – Close-up of Pink Firearm   | 4-15-14 | no ob | 4-15-14 |
| ✓ 74 | Photo – Overall of Short Line Express from Front                               | 4-16-14 | no ob | 4-16-14 |
| ✓ 75 | Photo – Back of Short Line Express From Car Wash Side to Opposite Side on Back | 4-16-14 | no ob | 4-16-14 |

# C292507

offered

Admitted

|       |  |         |        |         |
|-------|--|---------|--------|---------|
| ✓ 76  | Photo - Back of Short Line Express Looking toward Front from Car Wash Side                             | 4-16-14 | no obj | 4-16-14 |
| ✓ 77  | Photo - Back of Short Line Express Looking at Back of Left Side of Building                            |         |        |         |
| ✓ 78  | Photo - Back of Short Line Express Looking Forward from Left Side of Building                          |         |        |         |
| ✓ 79  | Photo - Looking at Front Right Side of Short Line Express  |         |        |         |
| ✓ 80  | Photo - Looking down Path between Short Line Express Building and Car Wash, Looking from Front to Back |         |        |         |
| ✓ 81  | Photo - Inside of Short Line Express Looking Down Row w/Slots  |         |        |         |
| ✓ 82  | Photo - Inside of Short Line Express Looking back at Freezers  |         |        |         |
| ✓ 83  | Photo - Inside of Short Line Express Looking Back at Soda Machine and Showing Cashier Counter          |         |        |         |
| ✓ 84  | Photo - Short Line Express Looking out Doors from Inside   | ✓       | ✓      | ✓       |
| ✓ 85  | Photo - Overall of Defendant Cory Hubbard  | 4-16-14 | no obj | 4-16-14 |
| ✓ 86  | Photo - Left Shoulder Area of Defendant Cory Hubbard w/Bandage   |         |        |         |
| ✓ 87  | Photo - Left Shoulder Area of Defendant Cory Hubbard w/out Bandage                                     |         |        |         |
| ✓ 88  | Photo - Right Side of Neck of Defendant Cory Hubbard   | ✓       | ✓      | ✓       |
| ✓ 89  | David Powers - Line-up Defendant Stelman Joseph  | 4-15-14 | no obj | 4-15-14 |
| ✓ 90  | Photo Line-up Key - Defendant Stelman Joseph   | 4-21-14 | no obj | 4-21-14 |
| ✓ 91  | ASIA HOOD PHOTO  | 4-15-14 | no obj | 4-15-14 |
| ✓ 92  | DAVID POWERS PHOTO   |         |        |         |
| ✓ 93  | KENNETH FLEAGLY PHOTO  |         |        |         |
| ✓ 94  | MATTHEW VAN PHOTO  |         |        |         |
| ✓ 95  | THAVIN VAN PHOTO   |         |        |         |
| ✓ 96  | DAINY VAN - PHOTO  |         |        |         |
| ✓ 97  | ANTHONY (TIGER) ROBERTS - PHOTO  | ✓       | ✓      | ✓       |
| ✓ 98  | AERIAL - SHIREHAMPTON & SECRET LONDON  | 4-16-14 | no obj | 4-16-14 |
| ✓ 99  | AERIAL - SHIREHAMPTON, S. RUCANGO'S RHODES PARK  | 4-16-14 | no obj | 4-16-14 |
| ✓ 100 | NEIGHBOR'S SURVEILLANCE VIDEO - DISC #100A/4/21/14   | 4-21-14 | no obj | 4-21-14 |
| ✓ 101 | SHORT LINE EXPRESS SURV. VIDEO - DISC #101-A/4-16-14   | 4-16-14 | no obj | 4-16-14 |
| ✓ 102 | Voluntary Statement - Kenneth Fleagly  | 4-16-14 | no obj | 4-16-14 |
| ✓ 103 | transcript - 9-10-13 Hubbard + Carter  | 4-16-14 | no obj | 4-16-14 |
| ✓ 104 | medical Records - Cory Hubbard UMC   | 4-16-14 | no obj | 4-16-14 |
| ✓ 105 | Amr Records - Cory Hubbard   | 4-16-14 | obj    | 4-16-14 |
| ✓ 106 | DNA chart  | 4-17-14 | no obj | 4-17-14 |
| ✓ 107 | photograph - firearm + clip  | 4-17-14 | no obj | 4-17-14 |
| ✓ 108 | photograph - projectile - Item #7  | 4-17-14 | no obj | 4-17-14 |
| ✓ 109 | photograph - projectile - Item #8  | 4-17-14 | no obj | 4-17-14 |
| ✓ 110 | photograph - Cartridge Case Comparison   | 4-17-14 | no obj | 4-17-14 |
| ✓ 111 | photograph - Cartridge Case Comparison   | 4-17-14 | no obj | 4-17-14 |
| ✓ 112 | Plea transcript (Willie Carter) 3/31/13  |         |        |         |
| ✓ 113 | Superseding Indictment (Second)  | 4-17-14 | obj    | 4-17-14 |

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pages100  
100-A  
101  
101-A

Court's EXHIBITS

CASE NO. C292507

[illegible]

Court's EXHIBITS

CASE NO. C292507

[illegible]

VAULT EXHIBIT FORM

JURY FEES: n/a

## Brent Percival

[illegible]



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

**BRENT D. PERCIVAL, ESQ.**  
**630 S. THIRD ST.**  
**LAS VEGAS, NV 89101**

**DATE: July 30, 2014**  
**CASE: C292507-1**

**RE CASE: STATE OF NEVADA vs. CORY DEALVONE HUBBARD**

NOTICE OF APPEAL FILED: July 29, 2014

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

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



Case Appeal Statement

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



Order



Notice of Entry of Order

---

**NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:**

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

**Please refer to Rule 3 for an explanation of any possible deficiencies.**



# Certification of Copy

State of Nevada }  
County of Clark } SS:

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

DEFENDANT'S NOTICE OF APPEAL; DISTRICT COURT DOCKET  
ENTRIES; JUDGMENT OF CONVICTION (JURY TRIAL); DISTRICT COURT MINUTES;  
EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

CORY DEALVONE HUBBARD,

Defendant(s).

Case No: C292507-1

Dept No: XXIV

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 30 day of July 2014.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk