

1 NOAS
2 PHILIP J. KOHN, PUBLIC DEFENDER
3 NEVADA BAR No. 0556
4 309 South Third Street, Suite 226
5 Las Vegas, Nevada 89155
6 (702) 455-4685
7 Attorney for Defendant


CLERK OF THE COURT

Electronically Filed
Sep 22 2014 01:47 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

8
9 DISTRICT COURT

10 CLARK COUNTY, NEVADA

11 THE STATE OF NEVADA,)
12)
13 Plaintiff,) CASE NO. C285825X
14)
15 v.) DEPT. NO. XX
16 PATRICK NEWELL,)
17)
18 Defendant.)
19)
20) NOTICE OF APPEAL

21 TO: THE STATE OF NEVADA

22 STEVEN B. WOLFSON, DISTRICT ATTORNEY, CLARK COUNTY,
23 NEVADA and DEPARTMENT NO. XX OF THE EIGHTH JUDICIAL
24 DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE
25 COUNTY OF CLARK.

26 NOTICE is hereby given that Defendant, Patrick Newell,
27 presently incarcerated in the Nevada State Prison, appeals to the
28 Supreme Court of the State of Nevada from the judgment entered
against said Defendant on the 29th day of August, 2014, whereby he
was convicted of Ct. 2 - Battery With Use of a Deadly Weapon
Resulting in Substantial Bodily Harm; Ct. 3 - Attempt Assault With
a Deadly Weapon; Ct. 4 - Performance of Act in Reckless Disregard
of Persons or Property and sentenced to \$25 Admin. fee; \$150 DNA
analysis fee; genetic testing; \$3.00 DNA collection fee; Ct. 2 -

1 72-180 months in prison; Ct. 3 - 24-60 months in prison;
2 Concurrent with Ct. 2- 468 days CTS; Ct. 1 - Not guilty and Ct. 4
3 - Dismissed.

4 DATED this 19th day of September, 2014.

5 PHILIP J. KOHN
6 CLARK COUNTY PUBLIC DEFENDER

7
8 By: /s/ Scott L. Coffee
9 SCOTT L. COFFEE, #5607
10 Deputy Public Defender
11 309 S. Third Street, Ste. 226
12 Las Vegas, Nevada 89155
13 (702) 455-4685
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DECLARATION OF MAILING

Carrie Connolly, an employee with the Clark County Public Defender's Office, hereby declares that she is, and was when the herein described mailing took place, a citizen of the United States, over 21 years of age, and not a party to, nor interested in, the within action; that on the 19th day of September, 2014, declarant deposited in the United States mail at Las Vegas, Nevada, a copy of the Notice of Appeal in the case of the State of Nevada v. Patrick Newell, Case No. C285825X, enclosed in a sealed envelope upon which first class postage was fully prepaid, addressed to Patrick Newell, c/o High Desert State Prison, P.O. Box 650, Indian Springs, NV 89018. That there is a regular communication by mail between the place of mailing and the place so addressed.

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on the 19th day of September, 2014.

/s/ Carrie M. Connolly
An employee of the Clark County
Public Defender's Office

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that service of the above and foregoing
was made this 19th day of September, 2014, by Electronic Filing
to:

District Attorneys Office
E-Mail Address:

PDMotions@clarkcountyda.com

Jennifer.Garcia@clarkcountyda.com

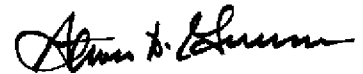
Eileen.Davis@clarkcountyda.com

/s/ Carrie M. Connolly
Secretary for the
Public Defender's Office

1 CAS

2 PHILIP J. KOHN, PUBLIC DEFENDER
3 NEVADA BAR No. 0556
4 309 South Third Street, Suite 226
5 Las Vegas, Nevada 89155
6 (702) 455-4685
7 Attorney for Defendant

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09/19/2014 05:37:45 PM



CLERK OF THE COURT

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,

11 Plaintiff,

12 v.

13 PATRICK NEWELL,

14 Defendant.

CASE NO. C285825X

DEPT. NO. XX

15 CASE APPEAL STATEMENT

16 1. Appellant filing this case appeal statement:
17 Patrick Newell.

18 2. Judge issuing the decision, judgment, or order
19 appealed from: Jerome T. Tao.

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

23 4. All parties involved in this appeal (the use of
24 et. al. to denote parties is prohibited): Patrick Newell,
25 Appellant; The State of Nevada, Respondent.

26 / / /

27 / / /

28 / / /

/ / /

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

3 PHILIP J. KOHN
4 Clark County Public Defender
309 South Third Street, #226
Las Vegas, Nevada 89155-2610

STEVEN B. WOLFSON
Clark County District Attorney
200 Lewis Avenue
Las Vegas, Nevada 89155

5
6 Attorney for Appellant

CATHERINE CORTEZ MASTO
Attorney General
100 North Carson Street
Carson City, Nevada 89701-4717
(702) 687-3538

7
8
9 Counsel for Respondent

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

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

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

17 9. Date proceedings commenced in the district court
18 (e.g., date complaint, indictment, information, or petition was
19 filed): Information filed 11/30/12.

20 DATED this 19th day of September, 2014.

21 PHILIP J. KOHN
22 CLARK COUNTY PUBLIC DEFENDER

23
24 By: /s/ Scott L. Coffee
25 SCOTT L. COFFEE, #5607
26 Deputy Public Defender
27 309 S. Third Street, Ste. 226
28 Las Vegas, Nevada 89155
 (702) 455-4685

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E-Mail Address:

PDMotions@clarkcountyda.com

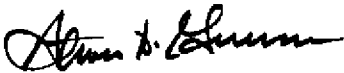
Jennifer.Garcia@clarkcountyda.com

Eileen.Davis@clarkcountyda.com

/s/ Carrie M. Connolly
Secretary for the
Public Defender's Office

1 REQT

2 PHILIP J. KOHN, PUBLIC DEFENDER
3 NEVADA BAR No. 0556
4 309 South Third Street, Suite 226
Las Vegas, Nevada 89155
(702) 455-4685
Attorney for Defendant


CLERK OF THE COURT

5 DISTRICT COURT

6 CLARK COUNTY, NEVADA

7 THE STATE OF NEVADA,)
8)
9 Plaintiff,) CASE NO. C285825X
10 v.) DEPT. NO. XX
11 PATRICK NEWELL,)
12 Defendant.)

13 REQUEST FOR ROUGH DRAFT TRANSCRIPT

14 TO: Kiara Schmidt, Court Recorder
District Court, Department No. AA

15 Sara Richardson, Court Recorder
16 District Court, Department No. XX

17 PATRICK NEWELL, Defendant named above, requests a
18 preparation of a rough draft transcript of certain portions of the
19 proceedings before the District Court, as follows:

20 Dates or dates of proceedings: 12/04/12, 01/15/13,
21 02/05/13, 02/19/13, 02/26/13, 03/26/13, 09/19/13, 09/24/13,
22 10/01/13, 10/15/13, 12/03/13, 12/17/13, 12/31/13, 01/14/14,
23 03/11/14, 04/29/14, 05/08/14, 06/10/14, 06/12/14, 06/16/14,
24 06/17/14, 06/18/14, 06/19/14, and 08/21/14.

25 Portion of the transcript requested: 12/04/12 (Kiara
26 Schmidt) - Any and all proceedings, all transcripts to include
27 word index; 01/15/13, 02/05/13, 02/19/13, 02/26/13, 03/26/13,
28

1 09/19/13, 09/24/13, 10/01/13, 10/15/13, 12/03/13, 12/17/13,
2 12/31/13, 01/14/14, 03/11/14, 04/29/14, 05/08/14, 06/10/14,
3 06/12/14, 08/21/14 - (Sara Richardson) - Any and all proceedings,
4 all transcripts to include word index; 06/16/14, 06/17/14,
5 06/18/14, 06/19/14 (Sara Richardson) - Trial transcripts - All
6 transcripts, include word index - Any and all proceedings, *jury*
7 *voir dire*, *jury selection*, opening statements, testimony, matters
8 heard outside the presence of the jury, settling of instructions,
9 closing arguments, verdict, any and all bench conferences.

11 This Notice requests a transcript of only those portions
12 of the District Court proceedings which counsel reasonably and in
13 good faith believes are necessary to determine whether appellate
14 issues are present. Voir dire examination of jurors, opening
15 statements and closing arguments of trial counsel and the reading
16 of jury instructions shall not be transcribed unless specifically
17 requested above.

19 I recognize that I must personally serve a copy of this
20 form on the above-named court reporter and opposing counsel.

21 That the above-named court reporter shall have twenty
22 (20) days from the date of service of this document to prepare an
23 original plus two copies at State expense and file with the
24 District Court Clerk the original rough draft transcript(s)
25 requested herein.

27 Further, pursuant to NRAP 3C(d)(3)(iii), the court
28 reporter shall also deliver copies of the rough draft transcript

1 to appellant's counsel and respondent counsel no more than twenty
2 (20) days after the date of the appellant's request.

3 DATED this 19th day of September, 2014.

4 PHILIP J. KOHN
5 CLARK COUNTY PUBLIC DEFENDER

6 By: /s/ Scott L. Coffee
7 SCOTT L. COFFEE, #5607
8 Deputy Public Defender
9 309 S. Third Street, Ste. #226
10 Las Vegas, Nevada 89155
11 (702) 455-4685
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1 CERTIFICATE OF SERVICE

2 I hereby certify that on the 19th day of September,
3 2014, I served a true and correct copy of the foregoing Request
4 for Rough Draft Transcripts on:

5 Kiara Schmidt, Court Recorder
6 District Court, Department No. AA
7 200 Lewis Avenue
8 Las Vegas, NV 89101

9 Sara Richardson, Court Recorder
10 District Court, Department No. XX
11 200 Lewis Avenue
12 Las Vegas, NV 89101

13 /s/ Carrie M. Connolly
14 An employee of the Clark County
15 Public Defender's Office

16 CERTIFICATE OF ELECTRONIC FILING

17 I hereby certify that service of the above and foregoing
18 was made this 19th day of September, 2014, by Electronic Filing
19 to:

20 District Attorneys Office
21 E-Mail Address:

22 PDMotions@clarkcountyda.com

23 Jennifer.Garcia@clarkcountyda.com

24 Eileen.Davis@clarkcountyda.com

25 /s/ Carrie M. Connolly
26 Secretary for the
27 Public Defender's Office
28

DEPARTMENT 20
CASE SUMMARY
CASE NO. C-12-285825-1

State of Nevada
vs
Patrick Newell

§ Location: Department 20
§ Judicial Officer: Tao, Jerome T.
§ Filed on: 11/29/2012
§ Cross-Reference Case Number: C285825
§ Defendant's Scope ID #: 2861099
§ Lower Court Case Number: 12F16477
§ Supreme Court No.: 64737

CASE INFORMATION

Offense	Deg	Date	Case Type: Felony/Gross Misdemeanor
1. ATTEMPT MURDER WITH THE USE OF A DEADLY WEAPON	F	10/10/2012	Case Flags: Appealed to Supreme Court
2. BATTERY WITH USE OF DEADLY WEAPON, RESULTING IN SUBSTANTIAL BODILY HARM	F	10/10/2012	Custody Status - Nevada
3. ATTEMPT ASSAULT WITH A DEADLY WEAPON	F	10/10/2012	Department of Corrections
Filed As: ASSAULT WITH A DEADLY WEAPON	F	11/30/2012	Bond/Bail Surrendered
4. PERFORMANCE OF ACT IN RECKLESS DISREGARD OF PERSON OR PROPERTY	G	10/10/2012	Charge Description Updated

Statistical Closures

09/15/2014 Guilty Plea with Sentence (before trial)

Bonds

Surety #SS-125-00024 \$120,000.00
9/24/2013 Surrendered
2/20/2013 Active
Counts: 1, 2, 3, 4

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number C-12-285825-1
Court Department 20
Date Assigned 11/29/2012
Judicial Officer Tao, Jerome T.

PARTY INFORMATION

Defendant Newell, Patrick

Lead Attorneys

Public Defender
Public Defender
702-455-4685(W)

Plaintiff State of Nevada

Wolfson, Steven B
702-671-2700(W)

DATE

EVENTS & ORDERS OF THE COURT

INDEX

11/29/2012 Bail Set
\$120,000

11/29/2012  Criminal Bindover
Criminal Bindover















DEPARTMENT 20
CASE SUMMARY
CASE NO. C-12-285825-1

11/30/2012	 Information <i>Information</i>
12/04/2012	 Initial Arraignment (10:30 AM) (Judicial Officer: De La Garza, Melisa)
12/04/2012	Plea (Judicial Officer: Tao, Jerome T.) 2. BATTERY WITH USE OF DEADLY WEAPON, RESULTING IN SUBSTANTIAL BODILY HARM Not Guilty 3. ATTEMPT ASSAULT WITH A DEADLY WEAPON Not Guilty
12/18/2012	 Ex Parte Motion <i>Ex Parte Motion for Release of Medical Records</i>
12/18/2012	 Order <i>Order Releasing Medical Records</i>
12/19/2012	 Media Request and Order Party: Plaintiff State of Nevada <i>Media Request and Order Allowing Camera Access to Court Proceedings</i>
12/26/2012	 Motion <i>Motion For O.R. Release or, In the Alternative, Motion to Reduce Bail</i>
01/02/2013	 Opposition <i>State's Opposition to Defendant's Motion for O.R. Release or, in the Alternative, Motion to Reduce Bail</i>
01/03/2013	 Motion <i>Motion to Withdraw as Counsel of Record</i>
01/10/2013	 Motion for Own Recognizance Release/Setting Reasonable Bail (8:30 AM) (Judicial Officer: Tao, Jerome T.) 01/10/2013, 01/15/2013 <i>Motion For O.R. Release or, In the Alternative, Motion to Reduce Bail</i>
01/15/2013	Calendar Call (8:30 AM) (Judicial Officer: Tao, Jerome T.)
01/15/2013	 Motion to Withdraw as Counsel (8:30 AM) (Judicial Officer: Tao, Jerome T.) 01/15/2013, 02/05/2013 <i>Motion to Withdraw as Counsel of Record</i>
01/15/2013	 All Pending Motions (8:30 AM) (Judicial Officer: Tao, Jerome T.)
01/22/2013	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated</i>
02/19/2013	 Status Check (8:30 AM) (Judicial Officer: Tao, Jerome T.) 02/19/2013, 02/26/2013 <i>STATUS CHECK: CONFIRMATION OF COUNSEL</i>
02/20/2013	 Bail Bond <i>SS-125-00024 \$120,000</i>













DEPARTMENT 20
CASE SUMMARY
CASE NO. C-12-285825-1

03/26/2013	 Status Check (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Status Check: Trial Readiness</i>
04/08/2013	 Ex Parte Motion <i>Ex Parte Motion for Release of Medical Records</i>
04/11/2013	 Order Filed By: Plaintiff State of Nevada <i>Order Releasing Medical Records</i>
04/23/2013	 Transcript of Proceedings <i>Reporter's Transcript of Preliminary Hearing November 27, 2012</i>
05/28/2013	CANCELED Calendar Call (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated</i>
06/03/2013	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated</i>
09/09/2013	 Motion <i>Motion to Withdraw as Counsel</i>
09/19/2013	 Motion to Withdraw as Counsel (8:30 AM) (Judicial Officer: Tao, Jerome T.) 09/19/2013, 09/24/2013
10/01/2013	 Status Check (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Status Check: Discovery/Trial Readiness</i>
10/08/2013	CANCELED Calendar Call (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated - per Judge</i>
10/14/2013	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated - per Judge</i>
10/15/2013	 Status Check (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Status Check: Discovery</i>
10/15/2013	 Motion <i>Motion to Dismiss Counsel and Permit Defendant to Proceed in Pro Per</i>
11/06/2013	 Notice of Motion <i>Notice of Motion</i>
11/06/2013	 Motion <i>Motion for Reduction in Bail</i>
11/19/2013	 Notice of Motion <i>Notice of Motion</i>
11/19/2013	 Demand <i>Demand for Speedy Trial</i>













DEPARTMENT 20
CASE SUMMARY
CASE NO. C-12-285825-1

11/21/2013	 Opposition <i>State's Opposition to Defendant's Motion for Reduction in Bail</i>
12/03/2013	Status Check (8:30 AM) (Judicial Officer: Tao, Jerome T.) 12/03/2013, 12/17/2013, 12/31/2013, 01/14/2014 <i>Status Check: Discovery</i>
12/03/2013	Motion (8:30 AM) (Judicial Officer: Tao, Jerome T.) 12/03/2013, 12/17/2013 <i>Def't's Pro Se Motion for Reduction in Bail</i>
12/03/2013	Motion (8:30 AM) (Judicial Officer: Tao, Jerome T.) 12/03/2013, 12/17/2013, 12/31/2013, 01/14/2014 <i>Def't's Pro Se Demand for Speedy Trial</i>
12/03/2013	 All Pending Motions (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>DEFT'S PRO SE DEMAND FOR SPEEDY TRIAL STATUS CHECK: DISCOVERY STATUS CHECK: DISCOVERY</i>
12/17/2013	 All Pending Motions (8:30 AM) (Judicial Officer: Tao, Jerome T.)
12/26/2013	 Response <i>Rebuttal to State's Opposition to Defendant's Motion for Reduction in Bail Amount and Memorandum</i>
12/26/2013	 Motion to Compel <i>Motion for Summary Judgment to Compel Discovery</i>
12/26/2013	 Notice of Motion <i>Notice of Motion</i>
12/26/2013	 Notice of Motion <i>Notice of Motion</i>
12/31/2013	 All Pending Motions (8:30 AM) (Judicial Officer: Tao, Jerome T.)
01/02/2014	 Notice of Appeal (criminal) Party: Defendant Newell, Patrick <i>Notice of Appeal - From Order Denying Defendant's Demand for Speedy Trial</i>
01/02/2014	 Notice of Appeal (criminal) <i>Notice of Appeal - from Order Denying Defendant's Motion for Bail Reduction</i>
01/03/2014	 Case Appeal Statement <i>Case Appeal Statement</i>
01/03/2014	 Case Appeal Statement <i>Case Appeal Statement</i>
01/06/2014	 Notice of Motion <i>Notice of Motion</i>
01/06/2014	 Motion <i>Motion to Shorten Time</i>












DEPARTMENT 20
CASE SUMMARY
CASE NO. C-12-285825-1

01/13/2014	 Notice of Motion <i>Notice of Motion</i>
01/13/2014	 Motion <i>Motion to Dismiss Standby Counsel and Appoint Alternate Standby Counsel</i>
01/13/2014	 Memorandum <i>Memorandum to Defendant's Motion for Summary Judgement to Compel Discovery</i>
01/14/2014	Motion (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Motion for Summary Judgment to Compel Discovery</i>
01/14/2014	Motion (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Defendant - Motion to Shorten Time</i>
01/14/2014	 All Pending Motions (8:30 AM) (Judicial Officer: Tao, Jerome T.)
01/21/2014	 Notice of Motion <i>Notice of Motion</i>
01/21/2014	 Motion <i>Motion to Appoint Counsel</i>
01/31/2014	 Notice of Witnesses and/or Expert Witnesses <i>Notice of Witnesses</i>
01/31/2014	 Notice of Witnesses and/or Expert Witnesses <i>Notice of Expert Witnesses</i>
02/04/2014	CANCELED Motion to Dismiss (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated - On in Error</i> <i>Defendant's Motion to Dismiss Standby Counsel and Appoint Alternate Standby Counsel</i>
02/11/2014	CANCELED Motion (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated - On in Error</i> <i>Defendant's Motion to Appoint Counsel</i>
02/18/2014	 Notice of Motion <i>Notice of Motion</i>
02/18/2014	 Motion <i>Motion to Dismiss Counsel and Appointment of Alternate Counsel</i>
02/26/2014	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
02/27/2014	 Motion to Continue <i>Motion to Continue Trial Date</i>
03/11/2014	Calendar Call (8:30 AM) (Judicial Officer: Tao, Jerome T.)
03/11/2014	Motion to Continue Trial (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Defendant's Motion to Continue Trial Date</i>






DEPARTMENT 20
CASE SUMMARY
CASE NO. C-12-285825-1

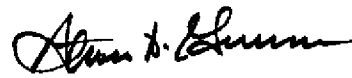
03/11/2014	 All Pending Motions (8:30 AM) (Judicial Officer: Tao, Jerome T.)
03/13/2014	CANCELED Motion to Dismiss (8:30 AM) (Judicial Officer: Togliatti, Jennifer) <i>Vacated</i> <i>Defendant's Pro Per Motion to Dismiss Counsel and Appointment of Alternate Counsel</i>
03/17/2014	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated</i>
03/18/2014	 Status Check (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Status Check: Reset Trial Date</i>
04/04/2014	 Substitution of Attorney <i>Substitution of Attorney</i>
04/29/2014	 Request (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>State's Request: Address Status of Defendant Counsel/Trial Setting</i>
04/29/2014	 Notice <i>Notice of Dismissal of Counsel</i>
05/08/2014	 Request (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>State's Request: To Address Trial Setting</i>
05/13/2014	CANCELED Calendar Call (8:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated</i>
05/19/2014	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated</i>
06/05/2014	 Supplemental Witness List <i>Supplemental Notice of Witnesses</i>
06/09/2014	 Notice of Witnesses and/or Expert Witnesses <i>Defendant's Notice of Witnesses, Pursuant to NRS 174.234</i>
06/10/2014	 Calendar Call (8:30 AM) (Judicial Officer: Tao, Jerome T.) 06/10/2014, 06/12/2014
06/10/2014	 Order to Release Medical Records <i>Ex Parte Order for Release of Records</i>
06/11/2014	Miscellaneous Filing <i>Video of incident; witness statement, police report - Judge</i>
06/12/2014	Motion in Limine (10:00 AM) (Judicial Officer: Tao, Jerome T.)
06/12/2014	 All Pending Motions (10:00 AM) (Judicial Officer: Tao, Jerome T.)
06/12/2014	 Amended Jury List <i>Third Amended Jury List</i>
06/16/2014	

DEPARTMENT 20
CASE SUMMARY
CASE NO. C-12-285825-1

	 Jury Trial (10:00 AM) (Judicial Officer: Tao, Jerome T.) 06/16/2014-06/19/2014
06/16/2014	 Amended Information <i>Amended Information</i>
06/16/2014	 Amended Jury List
06/16/2014	 Jury List
06/17/2014	 Amended Jury List <i>Second Amended Jury List</i>
06/19/2014	 Verdict
06/19/2014	 Instructions to the Jury
06/19/2014	 Amended Information <i>Seconded Amended Information</i>
06/19/2014	Disposition (Judicial Officer: Tao, Jerome T.) 1. ATTEMPT MURDER WITH THE USE OF A DEADLY WEAPON Not Guilty
08/05/2014	 PSI
08/19/2014	 PSI - Supplemental PSI
08/21/2014	 Sentencing (8:30 AM) (Judicial Officer: Tao, Jerome T.)
08/21/2014	Disposition (Judicial Officer: Tao, Jerome T.) 4. PERFORMANCE OF ACT IN RECKLESS DISREGARD OF PERSON OR PROPERTY Dismissed
08/21/2014	Disposition (Judicial Officer: Tao, Jerome T.) 2. BATTERY WITH USE OF DEADLY WEAPON, RESULTING IN SUBSTANTIAL BODILY HARM Guilty 3. ATTEMPT ASSAULT WITH A DEADLY WEAPON Guilty
08/21/2014	Sentence (Judicial Officer: Tao, Jerome T.) 2. BATTERY WITH USE OF DEADLY WEAPON, RESULTING IN SUBSTANTIAL BODILY HARM Adult Adjudication Sentenced to Nevada Dept. of Corrections Term: Minimum: 72 Months, Maximum: 180 Months
08/21/2014	Sentence (Judicial Officer: Tao, Jerome T.) 3. ATTEMPT ASSAULT WITH A DEADLY WEAPON Adult Adjudication Sentenced to Nevada Dept. of Corrections Term: Minimum: 24 Months, Maximum: 60 Months Concurrent: Charge 2 Credit for Time Served: 468 Days

DEPARTMENT 20
CASE SUMMARY
CASE NO. C-12-285825-1

	<div> <div>Fee Totals:</div> <div> <div>ADMINISTRATIV</div> <div>ASSESSMENT</div> <div>FEE --- Crim fee</div> <div>sch</div> <div>DNA ANALYSIS</div> <div>FEE --- Crim fee</div> <div>sch - \$150</div> <div>Genetic Marker</div> <div>Analysis AA Fee</div> <div>Fee Totals \$</div> </div> <div> <div>25.00</div> <div>150.00</div> <div>3.00</div> <div>178.00</div> </div> </div>	
08/29/2014	<div> <div></div> <div>Judgment of Conviction</div> <div><i>JUDGMENT OF CONVICTION (JURY TRIAL)</i></div> </div>	
09/15/2014	<div> <div></div> <div>Criminal Order to Statistically Close Case</div> <div><i>Criminal Order to Statistically Close Case</i></div> </div>	
09/19/2014	<div> <div></div> <div>Notice of Appeal (criminal)</div> <div><i>Notice of Appeal</i></div> </div>	
09/19/2014	<div> <div></div> <div>Case Appeal Statement</div> <div><i>Case Appeal Statement</i></div> </div>	
09/19/2014	<div> <div></div> <div>Request</div> <div><i>Request for Rough Draft Transcripts</i></div> </div>	
DATE	FINANCIAL INFORMATION	
	<div> <div>Defendant Newell, Patrick</div> <div>Total Charges</div> <div>Total Payments and Credits</div> <div>Balance Due as of 9/22/2014</div> </div>	<div> <div>185.00</div> <div>7.00</div> <div>178.00</div> </div>


CLERK OF THE COURT

JOC

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

PATRICK NEWELL
aka Matteo Caprani
#2861099

Defendant.

CASE NO. C285825-1

DEPT. NO. XX

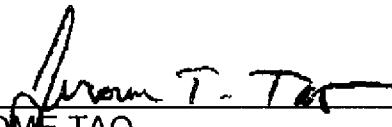
JUDGMENT OF CONVICTION
(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 – ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.010, 200.030, 193.330, 193.165, COUNT 2 – BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (Category B Felony) in violation of NRS 200.481.2e, COUNT 3 – ATTEMPT ASSAULT WITH A DEADLY WEAPON (Category C Felony) in violation of NRS 200.471, COUNT 4 – PERFORMANCE OF ACT IN RECKLESS DISREGARD OF PERSONS OR PROPERTY (Category C Felony) in violation of NRS 202.595; and the matter having

1 been tried before a jury and the Defendant having been found guilty of the crimes of
2 COUNT 2 – BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN
3 SUBSTANTIAL BODILY HARM (Category B Felony) in violation of NRS 200.481.2e,
4 COUNT 3 – ATTEMPT ASSAULT WITH A DEADLY WEAPON (Category C Felony) in
5 violation of NRS 200.471, COUNT 4 – PERFORMANCE OF ACT IN RECKLESS
6 DISREGARD OF PERSONS OR PROPERTY (Category C Felony) in violation of NRS
7 202.595; thereafter, on the 21st day of August, 2014, the Defendant was present in court
8 for sentencing with his counsel, SCOTT COFFEE, Deputy Public Defender, and good
9 cause appearing,
10
11

12 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in
13 addition to the \$25.00 Administrative Assessment Fee and \$150.00 DNA Analysis Fee
14 including testing to determine genetic markers plus \$3.00 DNA Collection Fee, the
15 Defendant is SENTENCED to the Nevada Department of Corrections (NDC) as follows:
16 as to COUNT 2 - to a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a
17 MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS, as to COUNT 3 - to a
18 MAXIMUM of SIXTY (60) MONTHS with a MINIMUM parole eligibility of TWENTY-
19 FOUR (24) MONTHS, CONCURRENT with COUNT 2; with FOUR HUNDRED SIXTY-
20 EIGHT (468) DAYS credit for time served. COUNT 1 – NOT GUILTY and COUNT 4 -
21 DISMISSED
22
23

24 DATED: AUG 27 2014
25
26

27 
28 JEROME TAO
DISTRICT COURT JUDGE *JB*

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 04, 2012

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

December 04, 2012 10:30 AM Initial Arraignment

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Phyllis Irby

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT:	Benedict, Susan M	Attorney
	Newell, Patrick	Defendant
	Sheets, Damian R.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFT. NEWELL ARRAIGNED, PLED NOT GUILTY and INVOKED THE 60-DAY RULE. COURT ORDERED, matter set for trial. COURT ORDERED, counsel has 21 days after the filing of the Preliminary Hearing Transcript or today s date, whichever is later, to file the Writ. State reserves all procedural objections in relation to the filing of the Writ.

CUSTODY

1-15-13 8:30 AM CALENDAR CALL (DEPT. XX)

1-22-13 9:00 AM JURY TRIAL (DEPT. XX)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 10, 2013

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

**January 10, 2013 8:30 AM Motion for Own
 Recognizance
 Release/Settng Reasonable
 Bail**

HEARD BY: Tao, Jerome T.

COURTROOM: RJC Courtroom 03F

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Newell, Patrick	Defendant
	State of Nevada	Plaintiff
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- Due to the Court's schedule and Mr. Sheets being detained in another Court, COURT ORDERED, matter CONTINUED.

CUSTODY

... CONTINUED 1/15/13 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 15, 2013

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

January 15, 2013 8:30 AM All Pending Motions

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 03F

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Newell, Patrick	Defendant
	Schwartzner, Michael J.	Attorney
	Sheets, Damian R.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DAMIAN R. SHEETS, ESQ.'S MOTION TO WITHDRAW AS COUNSEL OF RECORD...DEFT'S MOTION FOR O.R. RELEASE OR, IN THE ALTERNATIVE, MOTION TO REDUCE BAIL...CALENDAR CALL

Mr. Sheets advised he is not ready to proceed with trial as he has not received the Preliminary Transcript yet. Colloquy as to Mr. Sheets continuing representation of Defendant. Mr. Sheets advised he has spoken to Defendant's wife several times to advise her that he was going to withdraw as they have not met their financial obligations. Defendant advised his wife made a payment the other day to Mr. Sheets. Mr. Sheets advised due to the pending motion, he did not accept the payment. Conference at the Bench. Pursuant to that conference, MATTER TRAILED.

MATTER RECALLED: AS TO THE MOTION TO WITHDRAW: Mr. Sheets advised he is discussing

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Minutes Date: December 04,
2012

with Defendant if he is going to continue to represent him and requested this matter be continued a few weeks. COURT SO ORDERED.

AS TO MOTION FOR BAIL: Arguments in support of the Motion by Mr. Sheets. Mr. Schwartzer argued that Judge Lippis heard an own recognizance release motion right after the Preliminary Hearing which was denied; Defendant has not been in the Las Vegas area that long and is not happy with the community. Additionally, Mr. Schwartzer advised Judge Lippis heard an own recognizance release motion three different times and denied all of them. Arguments by Mr. Sheets. Following, Court noted there is a factual dispute as to what happened, however, based on his history and the length of time he has been here, COURT ORDERED, Motion DENIED WITHOUT PREJUDICE.

AS TO CALENDAR CALL: As Mr. Sheets needs the Preliminary Hearing Transcript, upon inquiry, Defendant WAIVED the sixty day rule. COURT ORDERED, trial date VACATED and RESET in ordinary course.

CUSTODY

2/5/13 8:30 AM DAMIAN R. SHEETS, ESQ.'S MOTION TO WITHDRAW AS COUNSEL OF RECORD

5/28/13 8:30 AM CALENDAR CALL

6/3/13 9:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 05, 2013

C-12-285825-1 State of Nevada
vs
Patrick Newell

February 05, 2013	8:30 AM	Motion to Withdraw as Counsel
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HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Roshonda Mayfield

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Jimenez, Sonia V.	Attorney
	Newell, Patrick	Defendant
	Rauls, Norman	Attorney
	State of Nevada	Plaintiff
	Thoman, Charles W.	Attorney

JOURNAL ENTRIES

- Following a conference at the bench, COURT ORDERED, motion GRANTED; matter set for status check.

CUSTODY

2/19/13 8:30 A.M. STATUS CHECK: CONFIRMATION OF COUNSEL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 19, 2013

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

February 19, 2013 8:30 AM Status Check

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Arnold, Carl E.	Attorney
	Chen, Alexander G.	Attorney
	Newell, Patrick	Defendant
	Parke, Steve	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Arnold advised that he is still talking with Defendant as to representation and requested a one week continuance. COURT SO ORDERED.

Mr. Parke appeared after matter was called and advised he is also speaking with Defendant as to representation. Defendant concurred. Mr. Parke was given next date.

CUSTODY

... CONTINUED 2/26/13 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 26, 2013

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

February 26, 2013 8:30 AM Status Check

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Newell, Patrick	Defendant
	Parke, Steve	Attorney
	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Upon Court's inquiry, Mr. Parke advised he will confirm as counsel of record. COURT SO ORDERED. Colloquy as to trial set in June. Mr. Parke stated he has not received discovery, so at this point, does not know if he will be ready. Following colloquy, COURT ORDERED, matter set for status check in 30 days.

BOND

3/26/13 8:30 AM STATUS CHECK: TRIAL READINESS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 26, 2013**

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

March 26, 2013 8:30 AM Status Check

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Newell, Patrick	Defendant
	Parke, Steve	Attorney
	State of Nevada	Plaintiff
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- Court noted Mr. Parke recently confirmed as counsel of record and upon inquiry, Mr. Parke advised he would not be prepared for trial on 6/3. Mr. Parke explained it was extremely difficult obtaining discovery from the previous attorney and feels he is still missing some things. Mr. Parke requested the trial date of 6/3 be vacated and reset. Ms. Wong had no objection. COURT ORDERED, trial date VACATED and RESET.

BOND

10/8/13 8:30 AM CALENDAR CALL

10/14/13 9:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 19, 2013

C-12-285825-1 State of Nevada
vs
Patrick Newell

September 19, 2013 8:30 AM Motion to Withdraw as Counsel

HEARD BY: Tao, Jerome T.

COURTROOM: RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT: Parke, Steve Attorney
State of Nevada Plaintiff
Wong, Hetty O. Attorney

JOURNAL ENTRIES

- Upon Court's inquiry, Mr. Parke advised he has not been able to reach Defendant. Court noted Defendant must be present and ORDERED, matter CONTINUED. Ms. Wong advised if Defendant is not present next date, she will be requesting a bench warrant.

BOND

... CONTINUED 9/24/13 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 24, 2013

C-12-285825-1 State of Nevada
vs
Patrick Newell

September 24, 2013 8:30 AM Motion to Withdraw as Counsel

HEARD BY: Tao, Jerome T.

COURTROOM: RJC Courtroom 10D

COURT CLERK: Dania Batiste

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Newell, Patrick	Defendant
	Parke, Steve	Attorney
	Schwartzner, Michael J.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Upon the Court's inquiry, Mr. Parke advised Defendant does not have the funds to hire private counsel. Mr. Schwartzner noted Defendant has 3 previous attorneys represent him in this matter, one being a Deputy Public Defender. Statement by Defendant, indicating he lacks the finances to hire counsel, and requested one be appointed to him.

Court NOTED Defendant qualifies for the Public Defender's Office; and ORDERED, the Office of the Public Defender shall be APPOINTED as counsel for Defendant; Mr. Parke's Motion to Withdraw as Counsel is GRANTED; Mr. Parke to provide the Public Defender's Office with Defendant's file. COURT FURTHER ORDERED, trial date VACATED; matter SET for a Status Check regarding discovery and trial readiness.

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BOND

10/1/2013 8:30 AM STATUS CHECK: Discovery/Trial Readiness

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 01, 2013**

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

October 01, 2013 8:30 AM Status Check

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Newell, Patrick	Defendant
	Public Defender	Attorney
	Romney, Claudia	Attorney
	Schwartzner, Michael J.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Ms. Romney advised they have not received any discovery, found out there is a bankers box of medical records and would request a trial setting in March. Statements by Defendant including that he wants to go to trial before March. Ms. Romney advised without even having received discovery and due to their schedules, they will not be ready for trial until March. Following colloquy, COURT ORDERED, matter set for trial in March with a status check in TWO (2) WEEKS to see if they have received the discovery. Defendant requested to revisit his bail. Court advised a written motion is required. Ms. Romney advised she will proffer a Motion if it is appropriate.

CUSTODY

10/15/13 8:30 AM STATUS CHECK: DISCOVERY

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3/11/14 8:30 AM CALENDAR CALL

3/17/14 9:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

C-12-285825-1 State of Nevada
vs
Patrick Newell

October 15, 2013 8:30 AM Status Check

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Newell, Patrick	Defendant
	Public Defender	Attorney
	Romney, Claudia	Attorney
	State of Nevada	Plaintiff
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- Ms. Romney advised she has not received the medical records yet. Defendant advised he has a Motion to Dismiss Counsel, is ready for trial and would like to proceed sooner than March. COURT ORDERED, matter TRAILED for Ms. Wong to be present and for a Faretta Canvass.

MATTER RECALLED: Ms. Wong now present. Deft's Motion to Dismiss Counsel and Permit Defendant to Proceed in Pro Per FILED IN OPEN COURT. Faretta canvass. Following, COURT ORDERED, Defendant MAY REPRESENT himself and that Ms. Romney is stand-by counsel. Defendant requested the trial date be moved up into the January stack. Court explained that due to a murder trial that he has been told is going forward, that will not be possible. Statements by Ms. Wong. Defendant requested his bail be reduced. Court advised a written Motion is required. Following colloquy, Court advised a status check will be set as to discovery in 45 days. Upon Court's

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inquiry, Ms. Wong advised that an offer had been extended earlier, does not remember what it was, however, will look into it and discuss it with Defendant next date.

CUSTODY

12/3/13 8:30 AM STATUS CHECK: DISCOVERY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****December 03, 2013**

C-12-285825-1

State of Nevada

vs

Patrick Newell

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

**DEFT'S PRO SE
DEMAND FOR
SPEEDY TRIAL
STATUS CHECK:
DISCOVERY
STATUS CHECK:
DISCOVERY**

HEARD BY: Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Andrea Natali**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Newell, Patrick
Romney, Claudia
State of Nevada
Wong, Hetty O.

Defendant
Attorney
Plaintiff
Attorney

JOURNAL ENTRIES

- DEFT'S PRO SE DEMAND FOR SPEEDY TRIAL STATUS CHECK: DISCOVERY STATUS CHECK: DISCOVERY

Deft. present in custody. Upon Court's inquiry, Ms. Wong stated additional discovery had been provided; Ms. Romney stated there were over 700 pages of discovery documents provided which was printed and provided to the Defendant this morning. Deft. requested the motions be continued noting he just received the discovery today and did not have sufficient time to argue the motion.

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2012

COURT NOTED, it was too late to file a demand for speedy trial; however, noted the calendar had an opening the week of 1/13/14. Ms. Wong stated the 1/13/14 date would not work with her trial schedule. COURT ORDERED, all matters CONTINUED for Deft. to review the discovery.

CUSTODY

CONTINUED TO: 12/17/13 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 17, 2013

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

December 17, 2013 8:30 AM All Pending Motions

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Carole D'Aloia

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Newell, Patrick	Defendant
	Schwartz, Michael J.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFENDANT'S PRO SE DEMAND FOR SPEEDY TRIAL...STATUS CHECK:
DISCOVERY...DEFENDANT'S PRO SE MOTION FOR REDUCTION IN BAIL

Defendant present, Pro Se. Court noted that at the last court hearing Defendant was given additional discovery and he now believes Defendant has everything the State has in their file. Court advised Ms. Romney is stand-by counsel. Court directed Defendant to speak to Ms. Romney regarding this matter. As to Defendant's Pro Se Motion for Reduction in Bail, COURT ORDERED, motion DENIED as the trial is set for March 17, 2014. Defendant inquired if he could waive the jury for his trial and Court advised he could, but again advised him to speak to Ms. Romney. COURT ORDERED, matter CONTINUED and set for STATUS CHECK on waiving a jury.

CUSTODY

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**December 04,
2012**

12/31/13 8:30 AM DEFENDANT'S PRO SE DEMAND FOR SPEEDY TRIAL...

STATUS CHECK: DISCOVERY...STATUS CHECK: WAIVER OF JURY AT TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****December 31, 2013**

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

December 31, 2013 8:30 AM All Pending Motions

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Keri Cromer
 Shelly Landwehr

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Miles, Dedree S, ESQ	Attorney
	Newell, Patrick	Defendant
	Romney, Claudia	Attorney
	State of Nevada	Plaintiff
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- DEFT'S PRO SE DEMAND FOR SPEEDY TRIAL...STATUS CHECK: DISCOVERY

Upon Court's inquiry, Deft. stated he had tried to reach Ms. Romney but he was unable to reach her; requested outside counsel be appointed. Ms. Miles advised Ms. Romney was presently in Justice Court, and explained what stand-by counsel's role was. Ms. Wong stated a jury trial was needed, and Deft. was not entitled to a bench trial. Deft. stated there were missing statements and documents from his file. Ms. Wong advised she had turned everything over to counsel in regard to medical and psychiatric records. Court directed Deft. to put in writing what documents were missing and to speak with Ms. Romney. Colloquy regarding the role of stand-by counsel. Court advised Ms. Miles that Ms. Romney could file a motion if she felt there was a serious conflict of counsel.

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2012

COURT ORDERED, matters CONTINUED. Matter recalled. Ms. Romney present and Court provided her with an overview of the earlier proceedings. Ms. Romney stated she could not pick up a new case mid-trial per office policy. Statement by Deft. Court requested Ms. Romney explain the role of stand-by counsel to Deft. Colloquy regarding the video surveillance disc and missing file information.

CUSTODY

CONTINUED TO: 1/14/14 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 14, 2014

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

January 14, 2014 8:30 AM All Pending Motions

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Dania Batiste

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Campbell, Donishia L.	Attorney
	Dickson, Dianne M	Attorney
	Gutierrez, Seth	Attorney
	Newell, Patrick	Defendant
	State of Nevada	Plaintiff
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- STATUS CHECK: DISCOVERY.....DEFT.'S PRO SE DEMAND FOR SPEEDY TRIAL.....MOTION FOR SUMMARY JUDGMENT TO COMPEL DISCOVERY.....DEFT.'S MOTION TO SHORTEN TIME

Statements by Defendant. Ms. Hong provided the Court with a synopsis of the status of this case, what Defendant requested in his Motions, and where the State obtained its information from.

Upon the Court's inquiry, Defendant advised he wishes to have an alternate Deputy Public Defender or outside counsel assigned to him. Ms. Dickson advised the Court if the Public Defender's Office is reappointed, she will reassign it to a different Deputy; additionally, if there are issues with the trial date, the defense will inform the Court.

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COURT ORDERED, the Office of the Public Defender is REAPPOINTED as counsel for Defendant; counsel to obtain Discovery from Defendant and review any Motions he has prepared.

CUSTODY

3/11/2014 8:30 am Calendar Call

3/17/2014 9:00 am Jury Trial

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 11, 2014**

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

March 11, 2014 8:30 AM All Pending Motions

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Albritton, Alicia A.	Attorney
	Gutierrez, Seth	Attorney
	Newell, Patrick	Defendant
	Public Defender	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- CALENDAR CALL...DEFT'S MOTION TO CONTINUE TRIAL DATE

Upon Court's inquiry, Mr. Gutierrez advised additional discovery is needed and requested this matter be set for status check next week as to the new trial date. Ms. Albritton had no objection. Following colloquy, COURT ORDERED, Deft's Motion is GRANTED, trial date VACATED and set for status check. Further, Mr. Gutierrez advised Defendant wants to withdraw the matter set for hearing on 3/13/14. Upon Court's inquiry, Defendant concurred. COURT ORDERED, hearing date of 3/13/14 is VACATED as WITHDRAWN.

CUSTODY

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2012

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3/18/14 8:30 AM STATUS CHECK: RESET TRIAL DATE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 18, 2014

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

March 18, 2014 8:30 AM Status Check

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Gutierrez, Seth	Attorney
	Newell, Patrick	Defendant
	Public Defender	Attorney
	State of Nevada	Plaintiff
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- Mr. Gutierrez requested this matter be set for trial in the May stack. Ms. Wong concurred. COURT SO ORDERED and noted this matter may be referred to Overflow.

CUSTODY

5/13/14 8:30 AM CALENDAR CALL

5/19/14 9:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 29, 2014**

C-12-285825-1 State of Nevada
vs
Patrick Newell

April 29, 2014 8:30 AM Request

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Arnold, Carl E.	Attorney
	Gutierrez, Seth	Attorney
	Newell, Patrick	Defendant
	Public Defender	Attorney
	State of Nevada	Plaintiff
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- Mr. Arnold made an oral Motion to Withdraw as Counsel and advised the family does not have the funds to pay him. Defendant concurred and requested Mr. Gutierrez represent him again. Conference at the Bench. Defendant interviewed as to his assets. Following, COURT ORDERED, Mr. Arnold's oral Motion to Withdraw is GRANTED and the Public Defender is APPOINTED. Mr. Gutierrez advised he may not be ready for trial on 5/19. Objections stated by Ms. Wong as to a continuance. Defendant stated he did not want the trial continued either. Court noted that Mr. Arnold was only counsel for a few weeks and following colloquy, directed the Public Defender's Office try and be ready for the trial date already set.

CUSTODY

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2012

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 08, 2014**

C-12-285825-1

State of Nevada

vs

Patrick Newell

May 08, 2014**8:30 AM****Request****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Gutierrez, Seth

Attorney

Newell, Patrick

Defendant

Public Defender

Attorney

State of Nevada

Plaintiff

Stephens, Robert

Attorney

Wong, Hetty O.

Attorney

JOURNAL ENTRIES

- Mr. Gutierrez advised he cannot be ready for trial on 5/19/14. Conference at the Bench. Mr. Gutierrez stated there is additional discovery and they need to locate and speak with the witnesses. Upon Court's inquiry, Mr. Gutierrez advised he is in trial next week, which would prohibit him getting ready for this trial. Counsel advised the trial will take 4 days. Ms. Wong objected to a continuance and noted this would be the 6th trial setting. Defendant stated he is not happy about the continuance, but Mr. Gutierrez has stated he would be ineffective, so he has no choice. Following additional colloquy, COURT ORDERED, trial date VACATED and RESET.

CUSTODY

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Minutes Date:

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2012

C-12-285825-1

6/10/14 8:30 AM CALENDAR CALL

6/16/14 9:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 10, 2014**

C-12-285825-1

State of Nevada

vs

Patrick Newell

June 10, 2014**8:30 AM****Calendar Call****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Coffee, Amy A.

Attorney

Gutierrez, Seth

Attorney

Newell, Patrick

Defendant

Public Defender

Attorney

State of Nevada

Plaintiff

Stephens, Robert

Attorney

Wong, Hetty O.

Attorney

JOURNAL ENTRIES

- Conference at the Bench. Upon Court's inquiry as to trial readiness, Mr. Gutierrez learned that they did represent the named victim back in 1996, however, does not feel it is a conflict at this time, as they cannot find any information on him. Additionally, Mr. Gutierrez advised he is waiting for a Police Report from the State. Ms. Wong handed the report to Mr. Gutierrez in Open Court. Finally, Mr. Gutierrez advised they want to admit the 911 tape, however, the State is objecting as to hearsay. Statements by Ms. Wong, Mr. Stephens and Ms. Coffee. Following, Court advised it needs to hear this recording and ORDERED, matter CONTINUED to Thursday for calendar call and Motion in Limine. Further, Court advised this matter would be heard after the morning calendar.

C-12-285825-1

CUSTODY

6/12/14 10:00 AM CALENDAR CALL...MOTION IN LIMINE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 12, 2014**

C-12-285825-1

State of Nevada

vs

Patrick Newell

June 12, 2014**10:00 AM****All Pending Motions****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Coffee, Scott L.

Attorney

Gutierrez, Seth

Attorney

Newell, Patrick

Defendant

Public Defender

Attorney

State of Nevada

Plaintiff

Stephens, Robert

Attorney

Wong, Hetty O.

Attorney

JOURNAL ENTRIES**- CALENDAR CALL...MOTION IN LIMINE**

Mr. Coffee advised he would like to use the 911 call, however, the person who made the 911 call is not available as he had surgery. Arguments by Ms. Wong including that it is not a presence sense impression and that the 911 tape contains false information. Colloquy as to a rebuttal witness being the State's Investigator as she spoke with this witness. Colloquy as to a possible continuance. Following continued arguments by Mr. Coffee, Ms. Wong and Mr. Stephens, Ms. Wong advised they want to proceed with trial and has no objection to the 911 call coming in and will not offer a rebuttal witness. COURT ORDERED, RESOLVED.

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Counsel advised they were ready for trial with 11 witnesses and trial lasting 3-4 days. Due to schedules of counsel, COURT ORDERED, Jury selection will begin at 10:00 A.M. on Monday.

Mr. Coffee requested any Police calls to this Circle K store involving the victim. Following objections by Ms. Wong and statements by Mr. Coffee and Mr. Gutierrez, COURT ORDERED, GRANTED as Ms. Wong advised she can check for any reports. Mr. Gutierrez advised he will be picking up the remaining medical records this afternoon and will provide them to the State. Court so noted.

H. WONG - R. STEPHENS / S. GUTIERREZ - S. COFFEE / 3-4 DAYS / 11 WITNESSES

6/16/14 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 16, 2014**

C-12-285825-1 State of Nevada
vs
Patrick Newell

June 16, 2014 10:00 AM Jury Trial

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Coffee, Scott L.	Attorney
	Gutierrez, Seth	Attorney
	Newell, Patrick	Defendant
	Public Defender	Attorney
	State of Nevada	Plaintiff
	Stephens, Robert	Attorney
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- 10:00 AM OUTSIDE PRESENCE OF PROSPECTIVE JURORS: Mr. Stephens requested to FILE IN OPEN COURT an Amended Information that corrects the spelling of the victim's name. Mr. Coffee had no objection. COURT SO ORDERED. Colloquy as to Court procedures. Mr. Coffee requested that both he and Mr. Gutierrez be allowed to ask questions of the prospective Jurors. Court advised it would be fine as long as they are not duplicate questions. Court advised side bars are not recorded, however, will be memorialized at the next break. Counsel agreed the Alternates would be Jurors #13 and #14 and they agreed to 5 total peremptory challenges. 10:30 AM PROSPECTIVE JURORS PRESENT: Introductions by Court and counsel. Jury selection begins. 12:52 PM LUNCH BREAK. 2:02 PM OUTSIDE PRESENCE OF PROSPECTIVE JURORS: Mr. Stephens advised they stipulate

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2012

that Prospective Juror #176 can be dismissed. Mr. Coffee concurred. PROSPECTIVE JURORS PRESENT: Jury selection continues. 3:08 PM Jury with 2 Alternates selected and sworn. Instructions by Court. Amended Information read by Clerk. 3:39 PM JURY EXCUSED with Juror #7 remaining in the Courtroom. Court noted pursuant to a sidebar prior to the evening break, Counsel stipulated that Juror #7 can be dismissed, that they would proceed with 13 Jurors with having 1 Alternate. COURT SO ORDERED. Defendant admonished of his right to testify. EVENING RECESS.

... CONTINUED 6/17/14 10:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

C-12-285825-1 State of Nevada
vs
Patrick Newell

June 17, 2014 10:00 AM Jury Trial

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Coffee, Scott L.	Attorney
	Gutierrez, Seth	Attorney
	Newell, Patrick	Defendant
	Public Defender	Attorney
	State of Nevada	Plaintiff
	Stephens, Robert	Attorney
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- 10:45 AM JURY PRESENT: Counsel stipulated to the presence of the Jury. Opening statements by Mr. Stephens and Mr. Gutierrez. Testimony and exhibits presented (see worksheets). 12:10 PM OUTSIDE PRESENCE OF JURY: Sidebar memorialized as to the objection by Mr. Stephens during the opening statement by Mr. Gutierrez and to the lunch break. LUNCH 1:20 PM OUTSIDE PRESENCE OF JURY: Mr. Coffee inquired as to the procedure for Jurors to ask questions and whether the Court asked if any of the Jurors had any questions. Court advised it does not ask. 1:23 PM JURY PRESENT: Counsel stipulated to the presence of the Jury. Testimony and exhibits continued (see worksheets). 4:31 PM EVENING RECESS.

... CONTINUED 6/18/14 10:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 18, 2014**

C-12-285825-1 State of Nevada
 vs
 Patrick Newell

June 18, 2014 10:00 AM Jury Trial

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Coffee, Scott L.	Attorney
	Gutierrez, Seth	Attorney
	Newell, Patrick	Defendant
	Public Defender	Attorney
	State of Nevada	Plaintiff
	Stephens, Robert	Attorney
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- 10:17 AM OUTSIDE PRESENCE OF THE JURY: Mr. Stephens advised he has 4 witnesses this morning that need to be finished by lunch. Court so noted. JURY PRESENT: Counsel stipulated to the presence of the Jury. Testimony and exhibits continued (see worksheets). 11:33 AM OUTSIDE PRESENCE OF THE JURY: Ms. Wong advised that they would like to amend Count 3 to Attempt Assault with a Deadly Weapon and file an Amended Information to comport with the evidence presented yesterday. Arguments by Mr. Coffee in objection to this. Following, Court advised it would like to think about this over the break. LUNCH BREAK.

12:58 PM OUTSIDE PRESENCE OF THE JURY: Court advised it did some research as to the oral

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Motion to Amend Information from Assault With a Deadly Weapon to Attempt Assault With a Deadly Weapon, that several States feel an assault can be attempted but several others do not. Court stated the statute appears to be extremely broad and does not exclude the crime of assault and ORDERED, oral request to file an Amended Information is GRANTED. Statements by Mr. Coffee. 1:14 PM JURY PRESENT: Counsel stipulated to the presence of the Jury. Testimony and exhibits continued (see worksheets). 2:27 PM OUTSIDE PRESENCE OF THE JURY: Sidebar memorialized as to objection during Det. Kowalski's testimony. Mr. Coffee requested to ask the Detective about the victim's record. Objections by Ms. Wong. Court advised Mr. Coffee should have asked the victim during his testimony and ORDERED, request DENIED. 2:48 PM JURY PRESENT: Counsel stipulated to the presence of the Jury. Testimony and exhibits continued (see worksheets). 3:22 PM STATE RESTS.

3:39 PM OUTSIDE PRESENCE OF THE JURY: Mr. Coffee advised Defendant is going to testify. JURY PRESENT: Counsel stipulated to the presence of the Jury. Testimony and exhibits continued (see worksheets). 5:02 PM DEFENSE RESTS. JURY EXCUSED. OUTSIDE PRESENCE OF THE JURY: Sidebar memorialized as to a questions from Jurors after Defendant's testimony. Due to the nature of the question from Juror #11, colloquy as to making him the Alternate. Following arguments by counsel, Court advised it would consider this overnight. EVENING RECESS.

... CONTINUED 6/19/14 10:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 19, 2014**

C-12-285825-1 State of Nevada
vs
Patrick Newell

June 19, 2014 12:00 AM Jury Trial

HEARD BY: Tao, Jerome T. **COURTROOM:** RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Coffee, Scott L.	Attorney
	Gutierrez, Seth	Attorney
	Newell, Patrick	Defendant
	Public Defender	Attorney
	State of Nevada	Plaintiff
	Stephens, Robert	Attorney
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- 9:44 AM OUTSIDE PRESENCE OF JURY AND DEFENDANT: Jury Instructions settled on the record. Colloquy as to Juror #11 being removed and made the Alternate. Statements by Ms. Wong. Objections by Mr. Coffee. Court noted that due to there being some evidence that Juror #11 performed an experiment, he will be made the Alternate. 12:13 PM JURY PRESENT: Counsel stipulated to the presence of the Jury. Juror #10 submitted more questions for Defendant, however, Court advised they would not be asked/answered as Defendant is no longer under oath. Jury Instructions read by Court. Closing arguments by Ms. Wong and Mr. Coffee. 2:23 PM OUTSIDE PRESENCE OF THE JURY: Sidebar memorialized as to the objections by Mr. Coffee at the end of State's closing and requested a curative instruction. Statements by Ms. Wong. Court DENIED

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request for a curative instruction and advised the Jury will be instructed to review the Instructions they have been given. 2:35 PM JURY PRESENT: Counsel stipulated to the presence of the Jury: Rebuttal closing by Mr. Stephens. 3:13 PM Alternate revealed and Jury retired to deliberate. Court thanked and excused the Alternate. 5:38 PM JURY PRESENT: Counsel stipulated to the presence of the Jury. Jury Foreperson advised a verdict had been reached. Clerk read the following into the record: VERDICT

COUNT 1 - Attempt Murder with Use of a Deadly Weapon - NOT GUILTY.

COUNT 2 - Battery with Use of a Deadly Weapon Resulting in Substantial Bodily Harm - GUILTY.

COUNT 3 - Attempt Assault with a Deadly Weapon - GUILTY.

COUNT 4 - Performance of Act in Reckless Disregard of Persons or Property - GUILTY (resulting in substantial bodily harm).

Court thanked and excused the Jury. Defendant REMANDED into custody. Court REFERRED matter to the Division of Parole and Probation for a Pre-sentence Investigation Report and ORDERED, matter set for sentencing.

FURTHER, the parties have agreed that Defendant will not be adjudicated as to Count 4.

CUSTODY

8/21/14 8:30 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

C-12-285825-1

State of Nevada

vs

Patrick Newell

August 21, 2014**8:30 AM****Sentencing****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Coffee, Scott L.

Attorney

Newell, Patrick

Defendant

Public Defender

Attorney

State of Nevada

Plaintiff

Wong, Hetty O.

Attorney

JOURNAL ENTRIES

- Mr. Coffee advised there is an issue with the PSI (Pre-sentence Report) in that on page 3 under INCARCERATIONS it lists 1, Defendant has never been in prison, however, was in YCA. Mr. Coffee objected to Defendant being sentenced on Count 3 and as to Count 4, there was an agreement not to sentence on this Count as it is a lesser included of Count 2. Ms. Wong concurred as to Count 4. Court noted Defendant had his name changed in 2012 to Matteo Caprani and upon inquiry, Defendant advised he goes by Patrick Newell. However, pursuant to the Order filed 4/25/12, COURT ORDERED, the name of Matteo Caprani is to be added as an A.K.A.

By virtue of the Jury's findings and the Order of this Court, DEFENDANT ADJUDGED GUILTY of COUNT 2 - BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (F) and COUNT 3 - ATTEMPT ASSAULT WITH A DEADLY WEAPON (F).

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Statements by Ms. Wong, Defendant and Mr. Coffee. COURT ORDERED, in addition to the \$25 Administrative Assessment fee, \$150 DNA Analysis fee including testing to determine genetic markers and the \$3.00 DNA Analysis fee, DEFENDANT SENTENCED to the Nevada Department of Corrections as follows:

COUNT 2 - a MAXIMUM term of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS, and;

COUNT 3 - a MAXIMUM term of SIXTY (60) MONTHS with a MINIMUM parole eligibility of TWENTY-FOUR (24) MONTHS, to run CONCURRENT with Count 3, with 468 days credit for time served. FURTHER, COUNT 4 is DISMISSED. BOND, if any, EXONERATED.

Counsel have agreed that if an appeal is successful and Count 2 is dismissed, that Count 4 will be reinstated without double jeopardy.

NDC

Exhibit List

Case: C-12-285825-1 Party: Sort Order: Status Defendant Name: Newell, Patrick DOB

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
JC	Plaintiff	Admitted 12/07/2012	Destroy 12/10/2014	Document		Wolfson, Steven B		
1	Plaintiff	Admitted 06/17/2014	Destroy 06/24/2016	Photograph Photo of Circle K		Wolfson, Steven B		

Comment: for complete list see events exhibit list

STATE'S EXHIBITSCASE NO. C285825

	Date Offered	Objection	Date Admitted
1. PHOTO - CIRCLE K	6/17	STIP	6/17
2. " - GAS PUMP / RED TRUCK	6/17	STIP	6/17
3. " POLICE CAR - PUMP - RED TRUCK	6/17	STIP	6/17
4. " CLOTHES END OF PUMP	6/17	STIP	6/17
5. " PUMP - CLOTHES	6/17	STIP	6/17
6. " RED TRUCK - (P NEWELL)	6/17	STIP	6/17
7. " BLUE SHIRT	6/17	STIP	6/17
8. " SHORTS + money	6/17	STIP	6/17
9. PHOTO - CLOSE UP #8	6/17	STIP	6/17
10. " DEFT	6/17	STIP	6/17
11. " VICTIM IN HOSPITAL	6/17	STIP	6/17
12. " VICTIM IN HOSPITAL	6/17	STIP	6/17
13. " VICTIM'S LEFT ARM	6/17	STIP	6/17
14. " CLOSE UP VICTIM'S	6/17	STIP	6/17
15. " VICTIM'S FACE	6/17	STIP	6/17
16. " VICTIM'S CHEST	6/17	STIP	6/17
17. " CLOSE UP VICTIM'S CHEST	6/17	STIP	6/17
18. DVD -	6/17	STIP	6/17
19. DVD - CASH REGISTER "A"	6/17	STIP	6/17
20. DVD - CASH REGISTER "B"	6/17	STIP	6/17
21. DVD - INTERVIEW - DEFT	6/18	STIP	6/18

JUN 18 2014

JUN 17 2014

DEFY'S EXHIBITS

CASE NO. C285825

[illegible]

JUN 18 2014

JUN 17 2014

Court's EXHIBITS

CASE NO. C285825

	Date Offered	Objection	Date Admitted
1. QUESTION FROM JUROR #11 - NOT ASKED	6/18		6/18
2. QUESTION FROM JUROR #10 - ASKED/ANSWERED	6/18		6/18
3. QUESTION FROM JUROR #10 - ASKED/ANSWERED	6/18		6/18
4. QUESTION FROM JUROR #13 - ASKED/ANSWERED	6/18		6/18
5. QUESTION FROM JUROR #13 - ASKED/ANSWERED	6/18		6/18
6. QUESTION FROM JUROR #10 - ASKED/ANSWERED	6/18		6/18
7. QUESTION FROM JUROR #11 - NOT ASKED	6/18		6/18
8. QUESTION FROM JUROR #6 - NOT ASKED	6/18		6/18
9. DEFENSE JURY INSTRUCTION NOT USED	6/19		6/19
10. DEFENSE JURY INSTRUCTION NOT USED	6/19		6/19
11. DEFENSE JURY INSTRUCTION NOT USED	6/19		6/19
12. DEFENSE JURY INSTRUCTION NOT USED	6/19		6/19
13. DEFENSE JURY INSTRUCTION NOT USED	6/19		6/19
14. QUESTION FROM JUROR #10 - NOT GIVEN - ^{ASKED AT} END OF CASE	6/19		6/19
15. QUESTION FROM JUROR #10 - NOT GIVEN - ^{ASKED AT} END OF CASE	6/19		6/19
16. QUESTION FROM JUROR #10 - ^{NOT} GIVEN - ^{ASKED AT} END OF CASE	6/19		6/19
17. STATE'S CLOSING POWER POINT	6/19		6/19

JUN 19 2014 JUN 18 2014

Certification of Copy

State of Nevada }
County of Clark } SS:

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

NOTICE OF APPEAL; CASE APPEAL STATEMENT; REQUEST FOR
ROUGH DRAFT TRANSCRIPT; DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF
CONVICTION (JURY TRIAL); DISTRICT COURT MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

PATRICK NEWELL,

Defendant(s).

Case No: C285825

Dept No: XX

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 22 day of September 2014.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk