

CLERK OF THE COURT

Electronically Filed  
Dec 18 2014 10:36 a.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

**SANDRA L. STEWART**  
Attorney at Law  
Nevada Bar No. 6834  
140 Rancho Maria Street  
Las Vegas, Nevada 89148  
(702) 363-4656

Attorney for CHRISTOPHER PIGEON

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

STATE OF NEVADA,

Plaintiff,

v.

CHRISTOPHER PIGEON,

Defendant.

DISTRICT COURT NO.: - C-13-290261-1

GRAND JURY NO.: - 13AGJ006X

SUPREME COURT NO.: - TBD

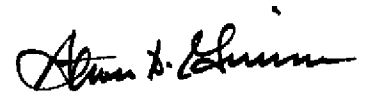
**NOTICE OF APPEAL**

NOTICE is hereby given that Defendant, CHRISTOPHER PIGEON, hereby appeals to the Nevada Supreme Court, from the Eighth Judicial District Court's Judgment of Conviction filed or yet to be filed, and all orders and other appealable rulings in this case.

Dated this 15th day of December, 2014.

/s/ Sandra L. Stewart  
SANDRA L. STEWART  
Attorney for CHRISTOPHER PIGEON



  
CLERK OF THE COURT

**SANDRA L. STEWART**  
Attorney at Law  
Nevada Bar No. 6834  
140 Rancho Maria Street  
Las Vegas, Nevada 89148  
(702) 363-4656

Attorney for CHRISTOPHER PIGEON

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

STATE OF NEVADA,  
  
Plaintiff,  
  
v.  
  
CHRISTOPHER PIGEON,  
  
Defendant.

DISTRICT COURT NO.: - C-273530  
  
JUSTICE COURT NO.: - 11F01524  
SUPREME COURT NO.: - TBD

**CASE APPEAL STATEMENT**

**1. Name of appellant filing this case appeal statement:**

CHRISTOPHER PIGEON

**2. Identify the judge issuing the decision, judgment, or order appealed from:**

DOUGLAS E. SMITH

**3. Identify all parties to the proceedings in the district court:**

CHRISTOPHER PIGEON

State of Nevada

**4. Identify all parties involved in this appeal:**

CHRISTOPHER PIGEON

State of Nevada

....

....

....

1           **5. Set forth the name, law firm, address, and telephone number of all counsel on**  
2 **appeal and identify the party or parties whom they represent:**

3           Sandra L. Stewart	Steven B. Wolfson, Esq.
4           Attorney at Law	Clark County District Attorney
5           140 Rancho Maria Street	200 Lewis Avenue
6           Las Vegas, NV 89148	Las Vegas, NV 89101
7           702-363-4656	702-671-2700
8 <i>(for CHRISTOPHER</i>	<i>(for State)</i>
9 <i>PIGEON)</i>	

10           **6. Indicate whether appellant was represented by appointed or retained counsel**  
11 **in the district court:**

12           Pro Se

13           **7. Indicate whether appellant is represented by appointed or retained counsel on**  
14 **appeal:**

15           Appointed.

16           **8. Indicate whether appellant was granted leave to proceed in forma pauperis,**  
17 **and the date of entry of the district court order granting such leave:**

18           Yes. Date unknown at this time.

19           **9. Indicate the date the proceedings commenced in the district court (e.g., date**  
20 **complaint, indictment, information, or petition was filed):**

21           June 5, 2013

22           Dated this 15th day of December, 2014.

23                                   /s/ Sandra L. Stewart  
24                                   SANDRA L. STEWART  
25                                   Attorney for CHRISTOPHER PIGEON  
26  
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**CERTIFICATE OF SERVICE**

I hereby certify that on December 15, 2014, I served a copy of the:

**CASE APPEAL STATEMENT**

by e-filing the document with the Eighth Judicial District Court via Wiznet, thereby providing access to a copy to all other interested parties, including but not limited to, the following:

STEVEN B. WOLFSON, ESQ.  
**CLARK COUNTY DISTRICT ATTORNEY**  
200 Lewis Avenue  
Las Vegas, NV 89155-2212

/s/ Sandra L. Stewart  
SANDRA L. STEWART

DEPARTMENT 8  
**CASE SUMMARY**  
**CASE NO. C-13-290261-1**

State of Nevada  
vs  
Christopher Pigeon

§ Location: Department 8  
§ Judicial Officer: Smith, Douglas E.  
§ Filed on: 06/05/2013  
§ Cross-Reference Case Number: C290261  
§ Defendant's Scope ID #: 1694872  
§ Grand Jury Case Number: 13AGJ006

CASE INFORMATION

Offense	Deg	Date	Case Type: Felony/Gross Misdemeanor
1. ATTEMPT FIRST DEGREE KIDNAPPING	F	01/07/2013	Case Flags: <b>Appealed to Supreme Court</b> <b>Custody Status - Nevada</b> <b>Department of Corrections</b> <b>Charge Description Updated</b> <b>Competency Court</b> <b>Bifurcated Case</b>
<i>Filed As:</i> PROHIBITED ACTS BY A SEX OFFENDER	F	06/05/2013	
2. AGGRAVATED STALKING	F	01/07/2013	
<i>Filed As:</i> PROHIBITED ACTS BY A SEX OFFENDER	F	06/05/2013	
3. LURING CHILDREN WITH THE INTENT TO ENGAGE IN SEXUAL CONDUCT	F	01/07/2013	
<i>Filed As:</i> ATTEMPT FIRST DEGREE KIDNAPPING	F	06/05/2013	
4. BURGLARY	F	01/07/2013	
<i>Filed As:</i> AGGRAVATED STALKING	F	06/05/2013	
5. OPEN OR GROSS LEWDNESS	F	01/07/2013	
<i>Filed As:</i> LURING CHILDREN WITH THE INTENT TO ENGAGE IN SEXUAL CONDUCT	F	06/05/2013	
6. UNLAWFUL CONTACT WITH A CHILD	G	01/07/2013	
<i>Filed As:</i> BURGLARY	F	06/05/2013	
7. PROHIBITED ACTS BY A SEX OFFENDER	F	01/07/2013	
<i>Filed As:</i> OPEN OR GROSS LEWDNESS	F	06/05/2013	
8. PROHIBITED ACTS BY A SEX OFFENDER	F	01/07/2013	
<i>Filed As:</i> UNLAWFUL CONTACT WITH CHILD	G	06/05/2013	

**Statistical Closures**

09/29/2014 Jury Trial - Conviction - Criminal

**Warrants**

Indictment Warrant - Pigeon, Christopher (Judicial Officer: Bell, Linda Marie )

06/12/2013 12:01 PM Returned - Served

06/05/2013 11:45 AM Active

Fine: \$0 \$200,000.00

DATE

CASE ASSIGNMENT

**Current Case Assignment**

Case Number	C-13-290261-1
Court	Department 8
Date Assigned	06/05/2013
Judicial Officer	Smith, Douglas E.

PARTY INFORMATION


DEPARTMENT 8  
**CASE SUMMARY**  
**CASE NO. C-13-290261-1**

**Defendant**            **Pigeon, Christopher**

*Lead Attorneys*  
**Stewart, Sandra L.**  
*Court Appointed*  
 7023634656(W)















**Plaintiff**            **State of Nevada**

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

DATE	EVENTS & ORDERS OF THE COURT	INDEX
06/05/2013	 <b>Grand Jury Indictment</b> (11:45 AM) (Judicial Officer: Bell, Linda Marie)	
06/05/2013	 Indictment <i>Indictment</i>	
06/05/2013	 Warrant <i>Indictment Warrant</i>	
06/06/2013	 Indictment Warrant Return	
06/12/2013	<b>Initial Arraignment</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.)	
06/12/2013	<b>Indictment Warrant Return</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.)	
06/12/2013	 <b>All Pending Motions</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.) <i>INITIAL ARRAIGNMENT; INDICTMENT WARRANT RETURN</i>	
06/17/2013	 Media Request and Order Party: Plaintiff State of Nevada <i>Media Request and Order for Camera Access to Court Proceedings</i>	
06/19/2013	 Transcript of Proceedings <i>Reporter's Transcript of Proceedings - Grand Jury Hearing June 4, 2013</i>	
07/08/2013	 <b>Request</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Status Check on Competency</i>	
07/09/2013	 Motion <i>Motion to Withdraw Counsel</i>	
07/11/2013	 Notice of Witnesses and/or Expert Witnesses <i>Notice of Witnesses and/or Expert Witnesses</i>	
07/31/2013	 <b>Motion to Withdraw as Counsel</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Defendant's Pro Per Motion to Withdraw Counsel</i>	
08/02/2013	 <b>Further Proceedings: Competency</b> (9:30 AM) (Judicial Officer: Bell, Linda Marie)	
08/07/2013	<b>CANCELED Calendar Call</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Vacated</i>	
08/12/2013	<b>CANCELED Jury Trial</b> (9:30 AM) (Judicial Officer: Smith, Douglas E.) <i>Vacated</i>	
08/16/2013	 Order	

DEPARTMENT 8  
**CASE SUMMARY**  
**CASE NO. C-13-290261-1**

*Order of Commitment*

12/06/2013	 <b>Order</b> <i>Order to Transport Defendant from Lake's Crossing</i>
12/13/2013	 <b>Further Proceedings: Competency-Return From Lakes Crossing (9:30 AM)</b> (Judicial Officer: Bell, Linda Marie)
12/27/2013	 <b>Status Check (9:30 AM)</b> (Judicial Officer: Bell, Linda Marie) <i>Status Check: Challenge Hearing Date</i>
01/17/2014	 <b>Challenge Hearing (Competency Court) (11:00 AM)</b> (Judicial Officer: Bell, Linda Marie)
01/24/2014	 <b>Status Check (9:30 AM)</b> (Judicial Officer: Bell, Linda Marie) <b>01/24/2014, 01/31/2014</b> <i>Status Check: Challenge Hearing Date</i>
02/14/2014	 <b>Challenge Hearing (Competency Court) (1:00 PM)</b> (Judicial Officer: Bell, Linda Marie)
02/21/2014	<b>CANCELED Status Check (9:30 AM)</b> (Judicial Officer: Bell, Linda Marie) <i>Vacated - per Secretary</i> <i>Reset Challenge Hearing</i>
02/24/2014	 <b>Motion</b> <i>Motion to Withdraw Counsel</i>
02/24/2014	 <b>Motion</b> <i>Motion to Drop Charges Due to Improper Indictment</i>
02/24/2014	 <b>Motion</b> <i>Motion to Dismiss Charges Due to Failure to Grant the Right to a Speedy Trial</i>
03/17/2014	<b>Motion (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.) <i>Defendant's Pro Per Motion to Withdraw Counsel</i>
03/17/2014	<b>Motion (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.) <i>Defendant's Pro Per Motion to Drop Charges Due to Improper Indictment</i>
03/17/2014	<b>Motion to Dismiss (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.) <i>Defendant's Pro Per Motion to Dismiss Charges Due to Failure to Grant the Right to a Speedy Trial</i>
03/17/2014	 <b>All Pending Motions (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.)
03/21/2014	 <b>Challenge Hearing (Competency Court) (11:00 AM)</b> (Judicial Officer: Bell, Linda Marie)
03/28/2014	 <b>Further Proceedings (9:30 AM)</b> (Judicial Officer: Bell, Linda Marie) <i>Decision</i>
04/04/2014	 <b>Further Proceedings: Competency (9:30 AM)</b> (Judicial Officer: Bell, Linda Marie)
04/23/2014	 <b>Further Proceedings (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.) <i>Further Proceedings: Return From Competency Court</i>



DEPARTMENT 8  
**CASE SUMMARY**  
**CASE NO. C-13-290261-1**

05/15/2014	 Motion <i>Motion to Withdraw Counsel</i>
05/15/2014	 Motion <i>Motion to Drop Charges Due to Improper Indictment</i>
06/03/2014	 Opposition to Motion <i>State's Opposition to Defendant's Motion to Drop Charges Due to Improper Indictment</i>
06/16/2014	 Motion <i>Motion to Withdraw Counsel</i>
06/16/2014	 Motion <i>Motion to Quash Opposing Motion: Defendant's Opposition to State's Opposition to/of "Motion to Drop Charges Due to Improper Indictment"</i>
06/18/2014	<b>Motion (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.) <i>Defendant's Pro Per Motion to Withdraw Counsel</i>
06/18/2014	<b>Motion (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.) <i>Defendant's Pro Per Motion to Drop Charges Due to Improper Indictment</i>
06/18/2014	 <b>All Pending Motions (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.)
06/23/2014	 Supplemental Witness List <i>Supplemental Notice of Witnesses and/or Expert Witnesses (NRS 174.234)</i>
07/07/2014	<b>Motion to Withdraw as Counsel (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.) Events: 06/16/2014 Motion <i>Defendants' Motion to Withdraw Counsel</i>
07/07/2014	<b>Motion to Quash (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.) Events: 06/16/2014 Motion <i>Defendants' Motion to Quash Opposing Motion: Defendant's Opposition to State's Opposition to/of "Motion to Drop Charges Due to Improper Indictment"</i>
07/07/2014	 <b>All Pending Motions (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.)
07/30/2014	 <b>Calendar Call (8:00 AM)</b> (Judicial Officer: Smith, Douglas E.)
07/31/2014	 Notice <i>Notice of Intent to Seek Punishment as a Habitual Criminal</i>
08/04/2014	 <b>Jury Trial (9:30 AM)</b> (Judicial Officer: Smith, Douglas E.) <b>08/04/2014-08/05/2014</b>
08/04/2014	 Jury List
08/04/2014	 Amended Indictment <i>Amended Indictment</i>
08/05/2014	 Verdict

DEPARTMENT 8  
**CASE SUMMARY**  
**CASE NO. C-13-290261-1**

*Verdict Re: Count 7*

08/05/2014



Verdict

*Verdict Counts 1-6*

08/05/2014



Instructions to the Jury

*Jury Instructions 1-14*

08/05/2014



Amended Jury List

08/05/2014



Jury Instructions

*Jury Instructions 1-22*

09/29/2014



Criminal Order to Statistically Close Case

*Criminal Order to Statistically Close Case*

11/26/2014



PSI

12/01/2014



**Request** (8:00 AM) (Judicial Officer: Smith, Douglas E.)

*Request of Court: No Contact Order*

12/01/2014



Motion

*Motion to Withdraw Counsel*

12/01/2014



Motion

*Defendant's Motion for Mistrial*

12/01/2014



Motion

*Motion to Copy Transcripts for Defense*

12/01/2014



Motion

*Motion for Approval of House Arrest for Defendant*

12/01/2014



Order

*Order Granting State's Request For No Contact Order As To Listed Victim And Granting State's Request To Have Defendant's Outgoing Mail Intercepted And Inspected By The Clark County Detention Center*

12/04/2014



Opposition to Motion

*State's Opposition to Defendant's Motion for Mistrial*

12/05/2014



Recorders Transcript of Hearing

*Transcript of Proceedings Request of Court: No-Contact Order, heard on December 1, 2014*

12/10/2014

**Sentencing** (8:00 AM) (Judicial Officer: Smith, Douglas E.)

*SENTENCING (JURY VERDICT)*

12/10/2014

**Motion** (8:00 AM) (Judicial Officer: Smith, Douglas E.)








*Defendant's Pro Per Motion to Withdraw Counsel*

12/10/2014

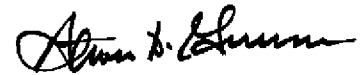
**Motion** (8:00 AM) (Judicial Officer: Smith, Douglas E.)

*Defendant's Pro Per Motion to Copy Transcripts for Defense*

DEPARTMENT 8  
**CASE SUMMARY**  
**CASE NO. C-13-290261-1**

12/10/2014	<b>Motion</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Defendant's Pro Per Motion for Approval of House Arrest for Defendant</i>
12/10/2014	<b>Motion</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Defendant's Pro Per Motion for Mistrial</i>
12/10/2014	 <b>All Pending Motions</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.)
12/15/2014	 <b>Status Check</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Status Check: Appellate Counsel</i>
12/15/2014	 <b>Order</b> <i>Order Appointing Appellate Counsel</i>
12/15/2014	 <b>Notice of Appeal</b> (criminal) <i>Notice of Appeal</i>
12/15/2014	 <b>Case Appeal Statement</b> <i>Case Appeal Statement</i>
12/15/2014	 <b>Request</b> <i>Christopher Pigeon Request For Full Transcripts Of District Court Proceedings to Jill Jacoby</i>
12/15/2014	 <b>Request</b> <i>Christopher Pigeon Request For Full Transcripts Of District Court Proceedings to Sandra Pruchnic</i>

SANDRA L. STEWART  
Attorney at Law  
Nevada Bar No. 6834  
140 Rancho Maria Street  
Las Vegas, Nevada 89148  
(702) 363-4656



CLERK OF THE COURT

Attorney for CHRISTOPHER PIGEON

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

STATE OF NEVADA,

Plaintiff,

v.

CHRISTOPHER PIGEON,

Defendant.

DISTRICT COURT NO.: - C-290261

JUSTICE COURT NO.: - 13AGJ006

SUPREME COURT NO.: - TBD

**ORDER APPOINTING APPELLATE  
COUNSEL**

The district court having determined that CHRISTOPHER PIGEON wishes to appeal from his judgment of conviction, that he is indigent, and good cause appearing therefor,

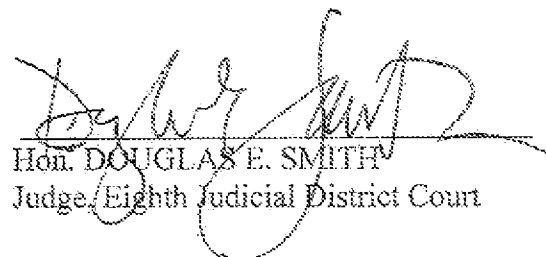
**IT IS HEREBY ORDERED AS FOLLOWS:**

1. SANDRA L. STEWART, Esq. be, and hereby is, appointed as counsel to represent CHRISTOPHER PIGEON at the appellate level;

2. The entire court file shall be copied and provided to Ms. Stewart; and

3. All requested transcripts shall be prepared and served on Ms. Stewart.

Dated this 15th day of December, 2014.



Hon. DOUGLAS E. SMITH  
Judge, Eighth Judicial District Court

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on December 15, 2014, I served a copy of the:

3 **ORDER APPOINTING APPELLATE COUNSEL**

4 by e-filing the document with the Eighth Judicial District Court via Wiznet, thereby providing  
5 access to a copy to all other interested parties, including but not limited to, the following:  
6

7  
8 STEVEN B. WOLFSON, ESQ.  
9 **CLARK COUNTY DISTRICT ATTORNEY**  
10 200 Lewis Avenue  
11 Las Vegas, NV 89155-2212

12 /s/ Sandra L. Stewart  
13 SANDRA L. STEWART  
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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 05, 2013**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**June 05, 2013      11:45 AM      Grand Jury Indictment**

**HEARD BY:** Bell, Linda Marie      **COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Aaron Carbajal  
                         Sylvia Perez

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Laurent, Christopher J	Attorney
	Schifalacqua, Marc M.	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 13AGJ006X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-13-290261-1, Department 8. Mr. Schifalacqua requested a warrant and argued bail. COURT ORDERED, WARRANT WILL ISSUE \$200,000.00 TOTAL BAIL. FURTHER, exhibit(s) 1-7 lodged with the Clerk of District Court. Matter SET for Arraignment.

B.W.

06/12/13 8:00 AM INITIAL ARRAIGNMENT (DEPT. 8)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 12, 2013**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**June 12, 2013      8:00 AM      All Pending Motions      INITIAL  
ARRAIGNMENT;  
INDICTMENT  
WARRANT  
RETURN**

**HEARD BY:** Smith, Douglas E.

**COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Katherine Streuber

**RECORDER:** Debbie Winn

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Graham, Elana L.	Attorney
	O'Brien, Robert	Attorney
	Pigeon, Christopher	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- DEFT. PIGEON ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter set for trial. FURTHER, State to provided all discovery.

CUSTODY (COC)

08-07-12 8:00 AM CALENDAR CALL

08-12-13 9:30 AM TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**July 08, 2013**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**July 08, 2013      8:00 AM      Request**

**HEARD BY:** Smith, Douglas E.      **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Shelly Landwehr

**RECORDER:** Jill Jacoby

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	O'Brien, Robert	Attorney
	Pigeon, Christopher	Defendant
	Schifalacqua, Marc M.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Colloquy regarding defendant's pro per motion. Court stated it did not have a copy. Colloquy regarding a writ. COURT ORDERED, matter REFERRED to competency court. FURTHER, Court will reserve the right for defendant to file a writ until he returns from competency court at which time he will have 21 days to file any writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript.

**CUSTODY (COC)**

08/02/13 9:30 AM FURTHER PROCEEDINGS: COMPETENCY (DC 7)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**July 31, 2013**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**July 31, 2013                      8:00 AM                      Motion to Withdraw as  
   Counsel**

**HEARD BY:**    Smith, Douglas E.    **COURTROOM:**    RJC Courtroom 16D

**COURT CLERK:**    Louisa Garcia

**RECORDER:**    Jill Jacoby

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Graham, Elana L.	Attorney
	Khamsi, Bitu	Attorney
	Pigeon, Christopher	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Ms. Khamsi advised Defendant is in Competency Court. She received the reports and they both have come back incompetent. Ms. Khamsi stated everything should be held in abeyance until competency is determined, and that hearing is set for Friday, August 2, 2013. Statements by Defendant. Defendant prepared and provided Ms. Khamsi with a Motion to Dismiss Charges. COURT ORDERED, based on findings, trial date and pending motions VACATED.

**CUSTODY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**August 02, 2013**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**August 02, 2013      9:30 AM      Further Proceedings:  
Competency**

**HEARD BY:** Bell, Linda Marie      **COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Aaron Carbajal

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Bayudan, Josie T.	Attorney
	Khamsi, Bitia	Attorney
	O'Brien, Robert	Attorney
	Pace, Barter G	Attorney
	Pigeon, Christopher	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Christina Greene of the Specialty Courts present.

Court NOTED Drs. Krelstein and Bradley indicate not competent; therefore, pursuant to the doctors reports and the Dusky Standard, FINDS Defendant NOT COMPETENT as he/she is not capable of understanding the charges against him/her and is unable to assist counsel in his/her defense. Pursuant to NRS 178.425, COURT ORDERED, Defendant is REMANDED to the custody of the Administrator of the Division of Mental Health Development Services for the Department of Human Resources for detention and treatment at a secure facility operated by that Division. Once competency has been established, Defendant will be returned to this Court for findings and referred back to the originating department for further proceedings.

MATTER RECALLED. Robert O'Brien Esq., Public Defender, present. Mr. O'Brien, advised the Deft. was requesting to represent himself. Court noted Deft. cannot make a request until the issue of competency was resolved and he returned from Lakes Crossing.

CUSTODY (L.C.)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

### **Felony/Gross Misdemeanor**

COURT MINUTES

December 13, 2013

C-13-290261-1      State of Nevada  
vs  
Christopher Pigeon

**December 13, 2013      9:30 AM      Further Proceedings:  
Competency-Return From  
Lakes Crossing**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Aaron Carbajal

**RECORDER:** Renee Vincent

**REPORTER:**

## PARTIES

<b>PRESENT:</b>	Pace, Barter G	Attorney
	Pigeon, Christopher	Defendant
	State of Nevada	Plaintiff

## JOURNAL ENTRIES

- APPEARANCES CONTINUED: Christina Greene of the Specialty Courts present.

Court noted the Deft. was returned from Lakes Crossing and was found competent to proceed with adjudication. Ms. Harris noted there would be a challenge and inquired as to the Court's availability on January 17th for setting the hearing noting the doctors would be present. Further, Ms. Harris indicated the case was Mr. Obrien's. Court advised the hearing could be set for 1-17-14 at 11:00 am. Deft. requested a copy of the reports. Ms. Harris advised Mr. Obrien would provide a copy of the reports to the Deft., and requested a status check to confirm the hearing date with the doctors. COURT SO ORDERED.

## CUSTODY

**C-13-290261-1**

**12-27-13 9:30 AM STATUS CHECK: CHALLENGE HEARING DATE**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 27, 2013**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

---

**December 27, 2013      9:30 AM      Status Check**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Aaron Carbajal

**RECORDER:** Debbie Winn

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Harris, Belinda T.	Attorney
	Pace, Barter G	Attorney
	Pigeon, Christopher	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Christina Greene of the Specialty Courts present.

Ms. Harris advised the defense was challenging the findings and will be calling on Dr. Bradley to testify. Colloquy regarding scheduling. Statement by Defendant. COURT ORDERED, matter SET for a challenge hearing.

CUSTODY

1-17-14 11:00 AM CHALLENGE HEARING (COMPETENCY COURT)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 17, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

---

**January 17, 2014      11:00 AM      Challenge Hearing  
(Competency Court)**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Aaron Carbajal

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	O'Brien, Robert	Attorney
	Pace, Barter G	Attorney
	Pigeon, Christopher	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Christina Greene of the Specialty Courts present.

Mr. O'Brien requested a continuance noting the District Attorney handling the case in the trial court needed additional time to review the doctor evaluations. Statement by the Defendant. Colloquy regarding scheduling. COURT ORDERED, matter CONTINUED for a status check.

**CUSTODY**

1-24-14 9:30 AM STATUS CHECK: CHALLENGE HEARING DATE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 24, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**January 24, 2014      9:30 AM      Status Check**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Aaron Carbajal

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Harris, Belinda T.	Attorney
	Pace, Barter G	Attorney
	Pigeon, Christopher	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Christina Greene of the Specialty Courts present.

Colloquy regarding scheduling and doctor availability. Court advised a Senior Judge would be present on the 13th of February. Statement by Deft. requesting a copy of the reports. Ms. Harris advised a report was forwarded to the Deft. MATTER TRAILED for Ms. Harris to contact Mr. O Brien on how to proceed.

MATTER RECALLED. All previous parties present. Upon counsel's request, COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 1-31-14 9:30 AM



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 31, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**January 31, 2014      9:30 AM      Status Check**

**HEARD BY:** Bell, Linda Marie      **COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Aaron Carbajal

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

**PRESENT:**      Harris, Belinda T.      Attorney  
                                 Pigeon, Christopher      Defendant

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Danae Adams, Deputy District Attorney, present on behalf of the State. Christina Greene of the Specialty Courts present.

Colloquy in regards to scheduling the challenge hearing and the doctors' availability. Statement by Defendant. COURT ORDERED, matter SET for a challenge hearing.

**CUSTODY**

**2-14-14 1:00 PM CHALLENGE HEARING (COMPETENCY COURT)**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 14, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**February 14, 2014      1:00 PM      Challenge Hearing  
(Competency Court)**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Sylvia Perez

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Court noted, a message was received from Mr. O'Brien requesting to reschedule today's hearing due to scheduling issues. COURT ORDERED, a status check to be SET.

**CUSTODY**

**2/21/14 9:30 AM STATUS CHECK: RESET CHALLENGE HEARING**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 17, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**March 17, 2014      8:00 AM      All Pending Motions**

**HEARD BY:** Smith, Douglas E.      **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Louisa Garcia

**RECORDER:** Jill Jacoby

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Jones, Tierra D.	Attorney
	O'Brien, Robert	Attorney
	Pigeon, Christopher	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- DEFT'S PRO PER MOTION TO WITHDRAW COUNSEL...DEFT'S PRO PER MOTION TO DROP CHARGES DUE TO IMPROPER INDICTMENT...DEFT'S PRO PER MOTION TO DISMISS CHARGES DUE TO FAILURE TO GRANT THE RIGHT TO A SPEEDY TRIAL.

Mr. O'Brien advised the Defendant is in competency court and has a hearing set for Friday; therefore, requested motions be stayed pending said hearing. COURT SO ORDERED; however, noted all motions are faulty and would have to be cleaned up.

CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

COURT MINUTES

**March 21, 2014**

C-13-290261-1      State of Nevada  
vs  
Christopher Pigeon

**March 21, 2014      11:00 AM      Challenge Hearing  
(Competency Court)**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Sylvia Perez

**RECORDER:** Renee Vincent

**REPORTER:**

## PARTIES

**PRESENT:** Harris, Belinda T. Attorney  
Mercer, Elizabeth A. Attorney  
O'Brien, Robert Attorney  
Schifalacqua, Marc M. Attorney  
State of Nevada Plaintiff

## JOURNAL ENTRIES

- Defendant present, in custody.

Drs. Bradley and Harder sworn and testified.

Opposition by Mr. O'Brien, arguing as to the findings of Drs. Bradley and Harder, stating Defendant claims he is competent and therefore; wishes to have this case tried before a jury. Further advising the Court to take judicial notice as to Defendant's outburst, courtroom conduct and requested Defendant be sent back to Lakes Crossing for further evaluation. Arguments by Mr. Schifalacqua stating there is no testimony or evidence that the Defendant cannot or will not work with his attorney or be able to proceed in a rational way. Statement by Defendant. Further arguments by Mr. O'Brien. COURT ORDERED, matter CONTINUED PENDING DECISION.

**C-13-290261-1**

CUSTODY

3/28/14 9:30 AM DECISION

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 28, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**March 28, 2014      9:30 AM      Further Proceedings**

**HEARD BY:** Bell, Linda Marie      **COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Tia Everett

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Bart Pace, Deputy District Attorney, present on behalf of the State. Defendant present in custody and represented by Bitla Khamsi, Deputy Public Defender.

COURT ORDERED, matter CONTINUED one week for decision.

CUSTODY

CONTINUED TO: 4/04/2014 9:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 04, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**April 04, 2014      9:30 AM      Further Proceedings:  
Competency**

**HEARD BY:** Bell, Linda Marie      **COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Tia Everett

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Danae Adams, Deputy District Attorney, present on behalf of the State. Defendant present in custody and represented by Claudia Romney, Deputy Public Defender.

**APPEARANCES CONTINUED:** Christina Greene of the Specialty Courts present.

Court stated she will enter an order finding defendant competent to proceed with trial and will issue a written order with findings; therefore, COURT ORDERED, matter TRANSFERRED back to the originating court for further proceedings.

**CUSTODY**

4/23/2014 8:00 AM FURTHER PROCEEDINGS: RETURN FROM COMPETENCY COURT (DEPT. 8)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 23, 2014**

C-13-290261-1

State of Nevada

vs

Christopher Pigeon

**April 23, 2014****8:00 AM****Further Proceedings****HEARD BY:** Smith, Douglas E.**COURTROOM:** RJC Courtroom 16D**COURT CLERK:** Tia Everett**RECORDER:** Jill Jacoby**REPORTER:****PARTIES****PRESENT:**

**JOURNAL ENTRIES**

- Sam Bateman, Deputy District Attorney, present on behalf of the State. Defendant present in custody and represented by Robert O'Brien, Deputy Public Defender.

Court noted Defendant has been found competent and matter needs to be set for trial. Mr. O'Brien advised Defendant has a pending motion to withdraw counsel and represented himself. Further, counsel advised he has provided Defendant with the farretta material. Court canvassed Defendant. Court Finds, Defendant is intelligent, graduated from university and although Defendant is not a law individual is aware of the procedures. Further, Court Finds Defendant is competent to waive his constitutional right to be represented by an attorney according to RULE 254 subsection 4; Defendant is waiving his right to counsel freely voluntarily and knowingly and has a full understanding of this waiver and its consequences. COURT ORDERED, Defendant's Motion to Withdraw Counsel GRANTED; Public Defender WITHDRAWN; and Defendant shall proceed in Pro Per status. Colloquy regarding scheduling. FURTHER ORDERED, matter SET for trial.

**CUSTODY**



**C-13-290261-1**

7/30/2014 8:00 AM CALENDAR CALL

8/04/2014 9:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

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

C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

**June 18, 2014      8:00 AM      All Pending Motions**

**HEARD BY:** Smith, Douglas E.**COURTROOM:** RJC Courtroom 16D**COURT CLERK:** Louisa Garcia**RECORDER:** Jill Jacoby**REPORTER:****PARTIES**

<b>PRESENT:</b>	Mercer, Elizabeth A.	Attorney
	Pigeon, Christopher	Defendant
	Schifalacqua, Marc M.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- DEFT'S PRO PER MOTION TO DROP CHARGES DROP TO IMPROPER INDICTMENT...DEFT'S PRO PER MOTION TO WITHDRAW COUNSEL

Court noted this motion was actually a motion for pretrial writ. Statement by Defendant stating he was being held illegally and illegally indicted. Mr. Schifalacqua stated this was presented to the grand jury in the course of two days resulting in one indictment. In the indictment returned it had all the charges. Colloquy between Court and Defendant. COURT stated its findings, and ORDERED, Deft's Pro Per Motion to Drop Charges, DENIED and Pro Per Motion to Withdraw Counsel, DENIED, as Defendant already represents himself. State to prepare Findings of Fact, Conclusion of Law consistent with their opposition.

**CUSTODY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**July 07, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**July 07, 2014      8:00 AM      All Pending Motions**

**HEARD BY:** Smith, Douglas E.      **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Melissa Murphy

**RECORDER:** Jill Jacoby

**REPORTER:**

**PARTIES**

**PRESENT:**      Lexis, Agnes      Attorney  
                         Pigeon, Christopher      Defendant  
                         State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- DEFENDANT'S PRO PER MOTION TO WITHDRAW COUNSEL....DEFENDANT'S PRO PER MOTION TO QUASH OPPOSING MOTION: DEFENDANT'S OPPOSITION TO STATE'S OPPOSITION TO/OF MOTION TO DROP CHARGES DUE TO IMPROPER INDICTMENT

Court noted Deft does not need to file a Motion to Withdraw as Counsel every time as it has previously been done. COURT ORDERED, Motions DENIED as moot. Deft stated there were four charges added at the Grand Jury that were not mentioned. Court advised the Deft to file the proper documentation. Deft requested information on a new witness by the name of Monalisa Carillo. Ms. Lexis stated she will obtain information from the Deputy District Attorney handling this case. Upon receipt of the requested information, Court will issue a minute order in reference to said witness.

**CUSTODY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**July 30, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**July 30, 2014      8:00 AM      Calendar Call**

**HEARD BY:** Smith, Douglas E.      **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Louisa Garcia

**RECORDER:** Sandra Pruchnic

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mercer, Elizabeth A.	Attorney
	Pigeon, Christopher	Defendant
	Schifalacqua, Marc M.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Parties announced ready for trial. State advised approximately 12 witnesses and anticipate trial to last 3-4 days. Further advised Defendant has been provided with all of the discovery in this case. COURT ORDERED, trial date STANDS.

CUSTODY

8/4/14 9:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****August 04, 2014**

C-13-290261-1      State of Nevada  
vs  
Christopher Pigeon

**August 04, 2014      9:30 AM      Jury Trial**

**HEARD BY:** Smith, Douglas E.**COURTROOM:** RJC Courtroom 16D**COURT CLERK:** Louisa Garcia**RECORDER:** Jill Jacoby**REPORTER:****PARTIES**

<b>PRESENT:</b>	Mercer, Elizabeth A.	Attorney
	Pigeon, Christopher	Defendant
	Schifalacqua, Marc M.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Amended Indictment FILED IN OPEN COURT.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL: Parties announced ready for trial. Court ADMONISHED Defendant regarding his right not to testify. Court advised Defendant of his 6th Amendment Right and noted Defendant WAIVED that right. Colloquy regarding jury instructions. Court instructed parties to provide a list of instructions what they believe they should be. Statement by Defendant regarding list of crimes/charges. Explanation by the Court regarding bifurcation of case. State advised they will be playing Deft's statement during the first portion of the trial; however, portions have been redacted relating to any references of Defendant being a prior sex offender. Upon Court's inquiry, Defendant stated he did not have any questions to provide the Court for Voir Dire. State advised it filed a Notice of Intent to Seek Habitual Treatment and stated the penalties/range of punishments. Colloquy. Upon Court's inquiry, Defendant stated he understood the ramifications and range of punishments and did not want a lawyer appointed on his behalf.

Colloquy regarding trial proceedings and logistics. Defendant stated the questions he wanted the Court to ask the jury during Voir Dire.

PROSPECTIVE JURY PANEL PRESENT: Introductions and opening remarks presented by the Court, followed by introductions of counsel and Defendant Pigeon. Voir Dire of panel. Panel members were excused for cause.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL: Colloquy regarding bifurcated process.

PROSPECTIVE JURY PANEL PRESENT: Parties stipulated to the presence of the jury. Court instructed the Jury on the law. Continued Voir Dire. Panel members excused for cause. Peremptory challenges exercised. Twelve Jurors and 2 Alternates SELECTED and SWORN. Clerk read Amended Indictment. Opening statements by Mr. Schifalacqua and Defendant.

OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding witness testimony.

INSIDE THE PRESENCE OF THE JURY: Parties stipulated to the presence of the jury. Testimony and exhibits. (See attached worksheets.)

OUTSIDE THE PRESENCE OF THE JURY: Statement by Mr. Schifalacqua regarding witness testimony/schedule and redactions from audio regarding prior conduct.

INSIDE THE PRESENCE OF THE JURY: Parties stipulated to the presence of the jury. Testimony and exhibits. (See attached worksheets.)

Court RECESSED for the evening. COURT ADMONISHED the Jury and ORDERED them to return the following day at the time given.

8/5/14 9:00 AM JURY TRIAL

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**August 05, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**August 05, 2014      9:15 AM      Jury Trial**

**HEARD BY:** Smith, Douglas E.      **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Louisa Garcia

**RECORDER:** Jill Jacoby

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mercer, Elizabeth A.	Attorney
	Pigeon, Christopher	Defendant
	Schifalacqua, Marc M.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- OUTSIDE THE PRESENCE OF THE JURY: Jury instructions argued and settled. Upon Court's inquiry, Defendant stated he still intends to testify. Ms. Schifalacqua stated the two priors of open or gross lewdness would be subject to cross examination; however, he would not bring in the forgery as it was outside the 10 years. Court noted for the record Defendant already told the jury he had been convicted after the Court told him not to.

INSIDE THE PRESENCE OF THE JURY: Parties stipulated to the presence of the Jury. State RESTED. The defense commenced with its case. Following testimony of the Defendant, the defense rested. Court instructed the Jury. Closing arguments by Mr. Schifalacqua and Defendant Pigeon. Bailiff and matrons SWORN to take charge of the Jury and Alternates. Court advised alternate jurors were seat numbers 13 and 14.

OUTSIDE THE PRESENCE OF THE JURY: Court stated to the Defendant there were objections it

expected and advised it did not receive any. The Court advised it gave Defendant lots of opportunities and still no objections. Court further stated in opening statements Defendant told the jury he was convicted with lewdness, after instructed not to. Additionally, Defendant spoke about an officer in his module as well as grand jury testimony of the detective. Defendant also mentioned he had been locked up for the past 15 months and mentioned his prior charges and said he had been in prison two years and in closing remarks said there would be a new trial on a couple of other counts. Court advised any references to Defendant's record were made after Defendant made the comments in opening statements.

Jury returned with a verdict at 3:25 p.m., of the following:

As to COUNT 1 - GUILTY of ATTEMPT FIRST DEGREE KIDNAPPING (F)

As to COUNT 2 - GUILTY of AGGRAVATED STALKING (F)

As to COUNT 3 - GUILTY of LURING CHILDREN WITH THE INTENT TO ENGAGE IN SEXUAL CONDUCT (F)

As to COUNT 4 - GUILTY of BURGLARY (F)

As to COUNT 5 - GUILTY of OPEN OR GROSS LEWDNESS (F)

As to COUNT 6 - GUILTY of UNLAWFUL CONTACT WITH A CHILD (GM)

Court informed the jury there was a second part to the trial regarding two other counts. Clerk read the Amended Indictment involving Counts 7 and 8. Further testimony and exhibits. State RESTED. Defense RESTED. Court instructed the Jury. Closing arguments by Mr. Schifalacqua. Closing arguments by Mr. Pigeon. Bailiff and matrons SWORN to take charge of the Jury and Alternates. At the hour of 4:03 p.m., the Jury retired to deliberate.

Jury returned with a verdict at 4:17 p.m., of the following:

As to COUNT 7 - GUILTY of PROHIBITED ACTS BY A SEX OFFENDER (F)

As to COUNT 8 - GUILTY of PROHIBITED ACTS BY A SEX OFFENDER (F)

Jurors polled. Court thanked and excused the Jury. Absent the Jury, COURT ORDERED, Defendant REMANDED, WITHOUT BAIL and matter REFERRED to Parole and Probation and SET for sentencing.

CUSTODY

12/10/14 8:00 AM SENTENCING

CLERK'S NOTE: Minute Order amended to clarify verdict reading by adding "Guilty" to each count and changing counts 6 & 7 to 7 & 8 regarding reading of the Amended indictment during the second phase of the trial. /lg 10-9-14



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****December 01, 2014**

C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

**December 01, 2014      8:00 AM      Request**

**HEARD BY:** Smith, Douglas E.      **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Louisa Garcia

**RECORDER:** Jill Jacoby

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mercer, Elizabeth A.	Attorney
	Pigeon, Christopher	Defendant
	Schifalacqua, Marc M.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Order Granting State's Request for No Contact Order as to Listed Victim and Granting State's Request to Have Defendant's Outgoing Mail Intercepted and Inspected By the Clark County Detention Center FILED IN OPEN COURT.

Ms. Mercer stated the victim's father contacted her and indicated the Defendant has been writing letters to the 13-year old victim. Ms. Mercer requested a no contact order be imposed and an order authorizing the Clark County Detention Center to intercept and inspect all of the Defendant's outgoing mail to prevent any further communications. Mr. Pigeon stated Defendant does not have a father and lives with her grandmother. Defendant further stated he just sent her a Christmas Card. COURT ORDERED, defendant cannot contact the victim in any regard. FURTHER ORDERED, the jail will intercept and review all mail sent by Defendant. If mail is found, the jail is to confiscate it and provide it to the court.

**C-13-290261-1**

**CUSTODY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 10, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**December 10, 2014      8:00 AM      All Pending Motions**

**HEARD BY:** Smith, Douglas E.      **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Louisa Garcia

**RECORDER:** Jill Jacoby

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mercer, Elizabeth A.	Attorney
	Pigeon, Christopher	Defendant
	Schifalacqua, Marc M.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- DEFT'S PRO PER MOTION TO WITHDRAW COUNSEL...DEFT'S PRO PER MOTION TO COPY TRANSCRIPTS FOR DEFENSE...DEFT'S PRO PER MOTION TO APPROVAL OF HOUSE ARREST FOR DEFT...DEFT'S PRO PER MOTION FOR MISTRIAL...SENTENCING

Following statements by Defendant, COURT ORDERED, as follows: As to Deft's Motion for Mistrial, COURT ADVISED, said motion was actually for appellate procedures. Further, there was no indication there was any new evidence and motion was untimely. Statement to prepare Findings of Fact, Conclusions of Law, consistence with their opposition. As to Defendant's Pro Per Motion for Approval of House Arrest for Defendant, COURT ORDERED, DENIED. As to Defendant's Pro Per Motion to Copy Transcripts for Defense, COURT ORDERED, GRANTED. As to Defendant's Pro Per Motion to Withdraw Counsel, COURT noted Defendant files the same motion every time and ORDERED, DENIED.

Court advised this was the time for sentencing. Defendant stated he never received a copy of the verdict and Pre-sentence (PSI) Report. At the request of the Court, Clerk provided copies of the verdicts and the Presentence Investigation (PSI) Report. MATTER TRAILED for Defendant to review PSI. Upon Court's inquiry, Defendant stated he was ready to proceed.

Ms. Mercer presented certified copies of Defendant's prior Judgment of Convictions to the Court and same were marked and admitted as Exhibit 1. Same were provided to Defendant for review. Argument by Mr. Schifalacqua in mitigation of sentence. Argument by Mr. Pigeon. Defendant presented Exhibits marked and admitted as Exhibits A and B. (See Worksheets) Victim Speaker, David Morris, sworn and gave victim impact statement.

DEFT PIGEON ADJUDGED GUILTY of COUNT 1 - ATTEMPT FIRST DEGREE KIDNAPPING (F); COUNT 2 - AGGRAVATED STALKING (F); COUNT 3 - LURING CHILDREN WITH THE INTENT TO ENGAGE IN SEXUAL CONDUCT (F); COUNT 4 - BURGLARY (F); COUNT 5 - OPEN OR GROSS LEWDNESS (F); COUNT 6 - UNLAWFUL CONTACT WITH A CHILD (GM); COUNT 7 - PROHIBITED ACTS BY A SEX OFFENDER (F) and COUNT 8 - PROHIBITED ACTS BY A SEX OFFENDER (F). Argument by Mr. Schifalacqua. Argument by Defendant. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$3.00 DNA collection fee, a \$150.00 DNA analysis fee, including testing to determine genetic markers, and \$760.00 psychosexual fee, Defendant SENTENCED UNDER THE LARGE HABITUAL CRIMINAL STATUTE as to COUNTS 1, 2, 3, 4, 5, 7 and 8. COURT ORDERED, Defendant SENTENCED in Court 1 - to LIFE in the Nevada Department of Corrections (NDC) WITHOUT THE POSSIBILITY OF PAROLE; COUNT 2 - to LIFE in the Nevada Department of Corrections (NDC) WITHOUT THE POSSIBILITY OF PAROLE; COUNT 3 - to LIFE in the Nevada Department of Corrections (NDC) WITHOUT THE POSSIBILITY OF PAROLE; COUNT 4 - to LIFE in the Nevada Department of Corrections (NDC) WITHOUT THE POSSIBILITY OF PAROLE; COUNT 5 - to LIFE in the Nevada Department of Corrections (NDC) WITHOUT THE POSSIBILITY OF PAROLE; COUNT 6 - Deft. SENTENCED to Clark County Detention Center (CCDC) for 364 DAYS; COUNT 7 - to LIFE in the Nevada Department of Corrections (NDC) WITHOUT THE POSSIBILITY OF PAROLE; COUNT 8 - to LIFE in the Nevada Department of Corrections (NDC) WITHOUT THE POSSIBILITY OF PAROLE. FURTHER ORDERED, COUNTS 1, 2, 3, 4, 5, 7 and 8 TO RUN CONCURRENT with 573 DAYS credit for time served.

Upon Court's inquiry, Defendant stated he does not wish to have counsel appointed for the appeal; he will represent himself.

NDC

CLERK'S NOTE: Pursuant to sentencing, the Court sentenced Defendant to life without the possibility of parole on each felony count. To be clear, these sentences are to be concurrent on each count. On the gross misdemeanor charge, Defendant is sentenced to 364 days in jail with credit for time served. /lg 12-15-14

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 15, 2014**

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C-13-290261-1      State of Nevada  
                                 vs  
                                 Christopher Pigeon

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**December 15, 2014      8:00 AM      Status Check**

**HEARD BY:** Smith, Douglas E.      **COURTROOM:** RJC Courtroom 16D

**COURT CLERK:** Louisa Garcia

**RECORDER:** Jill Jacoby

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Pigeon, Christopher	Defendant
	State of Nevada	Plaintiff
	Stewart, Sandra L.	Attorney
	Villegas, Victoria A.	Attorney

**JOURNAL ENTRIES**

- COURT ADVISED, pursuant to Blandino versus State Defendant was not entitled to represent himself and has to petition the Nevada Supreme Court. COURT ORDERED, Sandra Stewart APPOINTED as counsel. Order signed in OPEN COURT. Ms. Stewart provided Defendant with a copy of case law.

NDC

# Exhibit List

Case: C-13-290261-1 Party: Sort Order: Status Defendant Name: Pigeon, Christopher DOB 08/31/1962

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
*LOCATIO N	Other			ENVELOPE SHELF ( 3 )		State of Nevada	Department 8 12/04/2014	
GJ	Plaintiff	Admitted 06/10/2013	Destroy 06/10/2015	Document Grand jury exhibits		Wolfson, Steven B		
1	Plaintiff	Admitted 08/04/2014	Destroy 08/07/2016	Photograph photograph goggle earth		Wolfson, Steven B		
1	Plaintiff	Admitted 12/10/2014	Destroy 12/11/2016	Document State's certified copies of Def't's prior JOCs		Wolfson, Steven B		

**Comment:** for complete listing - please see the attached

STATE'S EXHIBITS

CASE NO. C290261

	Date Offered	Objection	Date Admitted
1. PHOTOGRAPH – GOGGLE EARTH	8/4/14	NO	8/4/14
1. PHOTOGRAPH – GOGGLE EARTH	8/4/14	NO	8/4/14
3. PHOTOGRAPH – DEFENDANT	8/4/14	NO	8/4/14
4. PHOTOGRAPH – FITNESS FOR \$10	8/4/14	NO	8/4/14
5. PHOTOGRAPH – MEN'S LOCKER ROOM	8/4/14	NO	8/4/14
6. PHOTOGRAPH – KEYS	8/4/14	NO	8/4/14
7. PHOTOGRAPH - LOCKERS	8/4/14	NO	8/4/14
8. PHOTOGRAPH – LOCKER #182	8/4/14	NO	8/4/14
9. PHOTOGRAPH – LOCKER WITH KEYS	8/4/14	NO	8/4/14
10. PHOTOGRAPH – LOCKER WITH CLOTHES	8/4/14	NO	8/4/14
11. PHOTOGRAPH – SHORTS	8/4/14	NO	8/4/14
12. PHOTOGRAPH – LOCKER WITH CLOTHES	8/4/14	NO	8/4/14
13. PHOTOGRAPH – T-SHIRT/SHORTS	8/4/14	NO	8/4/14
14. PHOTOGRAPH – RECEIPT	8/4/14	NO	8/4/14
15. PHOTOGRAPH – STORAGE UNITS	8/4/14	NO	8/4/14
16. PHOTOGRAPH – UNIT #43	8/4/14	NO	8/4/14
17. PHOTOGRAPH – UNIT AND KEY	8/4/14	NO	8/4/14
18. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
19. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
20. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
21. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
22. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
23. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
24. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14

25. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
26. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
27. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
28. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
29. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
30. PHOTOGRAPH – UNIT	8/4/14	NO	8/4/14
31. PHOTOGRAPH – MAIL	8/4/14	NO	8/4/14
32. PHOTOGRAPH – TEXAS IDENTIFICATION CARD	8/4/14	NO	8/4/14
33. FITNESS FOR \$10 MEMBERSHIP	8/4/14	NO	8/4/14
34. CD – DEFT'S STATEMENT	8/4/14	NO	8/4/14
35. JUDGMENT OF CONVICTION (JURY TRIAL)	8/5/14	NO	8/5/14
36. LVMPD - SEX OFFENDER REGISTRY	8/5/14	NO	8/5/14
37. BARGAIN MOTEL WEEKLY/MONTHLY RENTAL	8/5/14	NO	8/5/14



COURT'S EXHIBITSCASE NO. C290261

	Date Offered		Date Admitted
1. DEFT'S CHALLENGE FOR CAUSE	8/4/14		8/4/14
2. DEFT'S CHALLENGE FOR CAUSE	8/4/14		8/4/14
3. STATE'S CHALLENGE FOR CAUSE	8/4/14		8/4/14
4. STATE'S CHALLENGE FOR CAUSE	8/4/14		8/4/14
5. VOIR DIRE QUESTIONS – STATE	8/4/14		8/4/14
6. VOIR DIRE QUESTIONS – DEFENDANT	8/4/14		8/4/14
7. JUROR QUESTION - #11	8/4/14		8/4/14
8. JUROR QUESTION - #313	8/4/14		8/4/14
9. JUROR QUESTION - #12	8/4/14		8/4/14
10. JUROR QUESTION - #14	8/4/14		8/4/14
11. JUROR QUESTION - #313	8/4/14		8/4/14
12. VOLUNTARY STATEMENT – CHRISTOPHER PIGEON	8/4/14		8/4/14
13. JUROR QUESTION - #9	8/5/14		8/5/14
14. JUROR QUESTION - #12	8/5/14		8/5/14
15. JUROR QUESTION - #364	8/5/14		8/5/14
16. JUROR QUESTION - #356	8/5/14		8/5/14
17. JUROR QUESTION - #11 – (MARKED BUT NOT READ)	8/5/14		8/5/14
18. CD- FARETTA CANVAS DATED 4/23/14	8/5/14		8/5/14

## STATE'S EXHIBITS

CASE NO. C290261

[illegible]

DEFENDANT'S EXHIBITS

CASE NO. C290261

[illegible]



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

SANDRA L. STEWART  
140 RANCHO MARIA STREET  
LAS VEGAS, NV 89148

DATE: December 16, 2014  
CASE: C290261

RE CASE: STATE OF NEVADA vs. CHRISTOPHER PIGEON

NOTICE OF APPEAL FILED: December 15, 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

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

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

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

# Certification of Copy

State of Nevada }  
County of Clark } SS:

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

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

STATE OF NEVADA,

Plaintiff(s),

vs.

CHRISTOPHER PIGEON aka CHRISTOPHER  
EDWARD PIGEON,

Defendant(s).

Case No: C290261

Dept No: VIII

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 16 day of December 2014.

Steven D. Grierson, Clerk of the Court

*Mary Kielty*

Mary Kielty, Deputy Clerk