

CLERK OF THE COURT

Electronically Filed
Jan 16 2015 11:28 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

NOASC

**IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA IN AND FOR
THE COUNTY OF CLARK**

THE STATE OF NEVADA,

Plaintiff,

vs.

RALPH S. JEREMIAS,

Defendant,

Case No: 09C256769-2

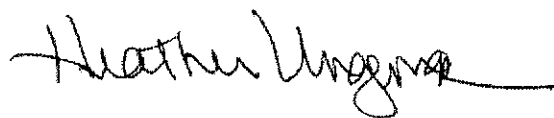
Dept No: XXI

Death Penalty

NOTICE OF APPEAL

Notice is hereby given that the Defendant above named, hereby appeals to the Supreme Court of Nevada from the Judgment of Conviction (Jury Trial) entered in this action on January 15, 2015.

STEVEN D. GRIERSON, CLERK OF THE COURT



Heather Ungermann, Deputy Clerk

CERTIFICATE OF MAILING

I hereby certify that on this 15 day of January 2015, I placed a copy of this Notice of Appeal in:

- ☒ The bin(s) located in the Regional Justice Center of:
Clark County District Attorney's Office
Attorney General's Office – Appellate Division

1 ☒ The United States mail addressed as follows:

2 Ralph S. Jeremias # 1998102
3 330 S. Casino Center Blvd.
4 Las Vegas, NV 89101

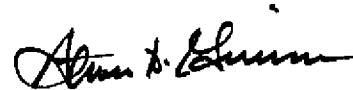
David M. Schieck,
Special Public Defender
330 S. Third St., 8th Floor
Las Vegas, NV 89155

5 ☒ This appeal was electronically submitted to the Clerk of the Supreme Court.

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Heather Ungermann, Deputy Clerk



CLERK OF THE COURT

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**IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA IN AND FOR
THE COUNTY OF CLARK**

STATE OF NEVADA,

Plaintiff(s),

vs.

RALPH S. JEREMIAS,

Defendant(s),

Case No: 09C256769-2

Dept No: XXI

Death Penalty

CASE APPEAL STATEMENT

1. Appellant(s): Ralph S. Jeremias

2. Judge: Valerie Adair

3. Appellant(s): Ralph S. Jeremias

Counsel:

David M. Schieck,
Special Public Defender
330 S. Third St., 8th Floor
Las Vegas, NV 89155

4. Respondent: The State of Nevada

Counsel:

Steven B. Wolfson, District Attorney
200 Lewis Ave.

Las Vegas, NV 89101
(702) 671-2700

5. Appellant(s)'s Attorney Licensed in Nevada: Yes
Permission Granted: N/A

Respondent(s)'s Attorney Licensed in Nevada: Yes
Permission Granted: N/A

6. Appellant Represented by Appointed Counsel In District Court: Yes

7. Appellant Represented by Appointed Counsel On Appeal: N/A

8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

9. Date Commenced in District Court: August 5, 2009

10. Brief Description of the Nature of the Action: Criminal

Type of Judgment or Order Being Appealed: Judgment of Conviction

11. Previous Appeal: No

Supreme Court Docket Number(s): N/A

12. Child Custody or Visitation: N/A

Dated This 15 day of January 2015.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk
200 Lewis Ave
PO Box 551601
Las Vegas, Nevada 89155-1601
(702) 671-0512

cc: Ralph S. Jeremias
David M. Schieck, Special Public Defender

DEPARTMENT 21
CASE SUMMARY
CASE NO. 09C256769-2

The State of Nevada vs Ralph S Jeremias

§ Location: **Department 21**
§ Judicial Officer: **Adair, Valerie**
§ Filed on: **08/05/2009**
§ Cross-Reference Case **C256769**
§ Number:
§ Defendant's Scope ID #: **1998102**
§ Lower Court Case Number: **09GJ00046**

CASE INFORMATION

Offense	Deg	Date	Case Type: Felony/Gross Misdemeanor
1. CONSPIRACY TO COMMIT A CRIME	F	01/01/1900	Case Flags: Appealed to Supreme Court Custody Status - In Custody Death Penalty Case
1. ROBBERY	F	01/01/1900	
2. BURGLARY.	F	01/01/1900	
3. ROBBERY	F	01/01/1900	
3. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME.	F	01/01/1900	
4. ROBBERY	F	01/01/1900	
4. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME.	F	01/01/1900	
5. MURDER.	F	01/01/1900	
5. DEGREES OF MURDER	F	01/01/1900	
5. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME.	F	01/01/1900	
6. MURDER.	F	01/01/1900	
6. DEGREES OF MURDER	F	01/01/1900	
6. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME.	F	01/01/1900	

Related Cases

09C256769-1 (Multi-Defendant Case)

09C256769-3 (Multi-Defendant Case)

Warrants

Bench Warrant - Jeremias, Ralph S (Judicial Officer: Adair, Valerie)

08/07/2009 Quashed

08/05/2009 Issued

Fine: \$0 Bond: \$0

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	09C256769-2
Court	Department 21
Date Assigned	08/05/2009
Judicial Officer	Adair, Valerie

PARTY INFORMATION

Defendant **Jeremias, Ralph S**

Lead Attorneys










Special Public Defender
Public Defender

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CASE NO. 09C256769-2






Plaintiff

State of Nevada












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

DATE	EVENTS & ORDERS OF THE COURT	INDEX
08/05/2009	Grand Jury Indictment (11:30 AM) <i>GRAND JURY INDICTMENT Court Clerk: Tina Hurd/th Relief Clerk: Sylvia Courtney Reporter/Recorder: Renee Vincent Heard By: Linda Bell</i>	
08/05/2009	 Indictment	
08/05/2009	Bench Warrant <i>NO BAIL. BENCH WARRANT ISSUED</i>	
08/05/2009	Order <i>ORDER OF INTENT TO FORFEIT</i>	
08/05/2009	Bench Warrant <i>NO BAIL BENCH WARRANT ISSUED</i>	
08/05/2009	Order <i>ORDER OF INTENT TO FORFEIT</i>	
08/05/2009	Bench Warrant <i>NO BAIL BENCH WARRANT ISSUED</i>	
08/05/2009	Order <i>ORDER OF INTENT TO FORFEIT</i>	
08/05/2009	 Warrant <i>Indictment Warrant</i>	
08/05/2009	 Warrant <i>Indictment Warrant</i>	
08/05/2009	 Warrant <i>Indictment Warrant</i>	
08/06/2009	 Reporters Transcript <i>Transcript of Hearing Held on August 4, 2009</i>	
08/06/2009	 Indictment Warrant Return	
08/06/2009	 Indictment Warrant Return	
08/06/2009	 Indictment Warrant Return	
08/11/2009	CANCELED Bench Warrant Return (9:30 AM) <i>Vacated</i>	
08/13/2009	Initial Arraignment (9:30 AM) <i>INITIAL ARRAIGNMENT Court Clerk: Denise Husted Reporter/Recorder: Janie Olsen Heard By: Valerie Adair</i>	
08/20/2009	 Receipt for Grand Jury Transcript <i>Receipt for Grand Jury Transcript(s)</i>	














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CASE NO. 09C256769-2

08/20/2009	 Receipt for Grand Jury Transcript <i>Receipt for Grand Jury Transcript(s)</i>
08/21/2009	 Receipt for Grand Jury Transcript <i>Receipt for Grand Jury Transcript(s)</i>
09/01/2009	 Notice of Intent to Seek Death Penalty
09/15/2009	 Petition for Writ of Habeas Corpus
09/16/2009	 Receipt of Copy
09/29/2009	Status Check (9:30 AM) <i>STATUS CHECK: SET TRIAL Court Clerk: Denise Husted Reporter/Recorder: Janie Olsen Heard By: Valerie Adair</i>
09/29/2009	Petition for Writ of Habeas Corpus (9:30 AM) Events: 09/15/2009 Petition for Writ of Habeas Corpus <i>PTN FOR WRIT OF HABEAS CORPUS Court Clerk: Denise Husted Reporter/Recorder: Janie Olsen Heard By: Adair, Valerie</i>
09/30/2009	 Order
10/01/2009	 Opposition <i>Opposition to Petition for Writ of Habeas Corpus</i>
10/20/2009	Petition for Writ of Habeas Corpus (9:30 AM) <i>PTN FOR WRIT OF HABEAS CORPUS Court Clerk: Denise Husted Relief Clerk: Maria Caribay/mg Reporter/Recorder: Debra Winn Heard By: Adair, Valerie</i>
10/23/2009	 Reporters Transcript <i>Transcript of Hearing Held on September 29, 2009</i>
10/27/2009	 Reply to Opposition <i>Reply to State's Opposition to Writ of Habeas Corpus</i>
10/27/2009	 Receipt of Copy
11/03/2009	Petition for Writ of Habeas Corpus (9:30 AM) <i>PTN FOR WRIT OF HABEAS CORPUS Relief Clerk: Tia Everett/te Reporter/Recorder: Janie Olsen Heard By: Valerie Adair</i>
11/05/2009	 Reporters Transcript <i>Transcript of Hearing Held on October 20, 2009</i>
11/05/2009	 Reporters Transcript <i>Transcript of Hearing Held on November 3, 2009</i>
11/17/2009	 Order Denying <i>Order Denying Defendant's Petition for Writ of Habeas Corpus</i>
12/01/2009	 Notice of Entry of Decision and Order

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CASE No. 09C256769-2














12/17/2009	 Petition for Writ of Habeas Corpus <i>Petition for Writ of Habeas Corpus and Memorandum of Points and Authorities</i>
12/18/2009	 Receipt of Copy
12/18/2009	 Order
12/18/2009	 Writ
01/05/2010	Petition for Writ of Habeas Corpus (9:30 AM) Events: 12/17/2009 Petition for Writ of Habeas Corpus <i>DEFT'S PTN FOR WRIT OF HABEAS CORPUS /014 Court Clerk: Denise Husted Reporter/Recorder: Janie Olsen Heard By: Valerie Adair</i>
03/08/2010	 Motion for Discovery <i>Motion for Trial Phase Discovery</i>
03/10/2010	 Motion for Discovery <i>Motion for Discovery of Potential Penalty Hearing Evidence</i>
03/10/2010	 Motion <i>Motion to Allow Jury Questionnaire</i>
03/19/2010	 Opposition to Motion <i>Opposition to Motion for Discovery</i>
03/22/2010	 Response <i>Response to Motion for Penalty Hearing Evidence</i>
03/22/2010	 Response <i>Response to Motion for Jury Questionnaire</i>
03/23/2010	Motion (9:30 AM) Events: 03/08/2010 Motion for Discovery <i>DEFT'S MTN FOR TRIAL PHASE DISCOVERY</i>
03/23/2010	Motion for Discovery (9:30 AM) Events: 03/10/2010 Motion for Discovery <i>DEFT'S MTN FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVID</i>
03/23/2010	Motion (9:30 AM) <i>DEFT'S MTN TO ALLOW JURY QUESTIONNAIRE</i>
03/23/2010	All Pending Motions (9:30 AM) <i>ALL PENDING MOTIONS 3/23/10 Court Clerk: Denise Husted Reporter/Recorder: Janie Olsen Heard By: Valerie Adair</i>
03/24/2010	 Motion <i>Defendant Ivan Jesus Rios' Motion to Place on Calendar for Medical Care</i>
03/25/2010	Motion (9:30 AM) Events: 03/10/2010 Motion <i>DEFT'S MTN TO ALLOW JURY QUESTIONNAIRE</i>
03/31/2010	

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	 Response <i>Response to Motion re: Medical Care of Ivan Jesus Rios</i>
04/01/2010	 Reporters Transcript <i>Transcript of Hearing Held on March 23, 2010</i>
04/05/2010	 Reply <i>Defendant Rios' Reply to Response to Motion re: Medical Care</i>
04/06/2010	Motion (9:30 AM) Events: 03/24/2010 Motion <i>DEFT'S MTN TO PLACE ON CALENDAR FOR MEDICAL CARE #019 Relief Clerk: Shelly Landwehr Reporter/Recorder: Janie Olsen Heard By: Valerie Adair</i>
04/21/2010	 Reporters Transcript <i>Transcript of Hearing Held on August 13, 2009</i>
05/26/2010	 Ex Parte Order <i>Ex Parte Order Authorizing Contact Visits with Defendant</i>
09/17/2010	 Motion to Sever <i>Motion to Sever Defendants</i>
09/17/2010	 Motion to Continue Trial
09/17/2010	 Motion to Dismiss <i>Motion to Dismiss State's Notice of Intent to Seek Death Penalty Because Nevada's Death Penalty Statute is Unconstitutional</i>
09/24/2010	 Receipt of Copy
09/24/2010	 Receipt of Copy
09/24/2010	 Receipt of Copy
09/28/2010	 Opposition to Motion <i>Opposition to Defendant Jeremias' Motion to Sever Defendants</i>
09/29/2010	 Opposition to Motion to Dismiss <i>State's Opposition to Defendant's Motion to Dismiss State's Notice of Intent to Seek Death Penalty Because Nevada's Death Penalty Statute is Unconstitutional</i>
09/30/2010	Motion to Sever (9:30 AM) (Judicial Officer: Adair, Valerie) Events: 09/17/2010 Motion to Sever <i>Defendant's Motion to Sever Defendants</i>
09/30/2010	Motion to Continue Trial (9:30 AM) (Judicial Officer: Adair, Valerie) 09/30/2010, 10/07/2010 Events: 09/17/2010 Motion to Continue Trial <i>Defendant's Motion to Continue Trial</i>
09/30/2010	Motion to Dismiss (9:30 AM) (Judicial Officer: Adair, Valerie) Events: 09/17/2010 Motion to Dismiss <i>Defendant's Motion to Dismiss State's Notice of Intent to Seek Death Penalty Because</i>

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CASE NO. 09C256769-2

Nevada's Death Penalty Statute is Unconstitutional

09/30/2010	 All Pending Motions (9:30 AM) (Judicial Officer: Adair, Valerie)
10/07/2010	Calendar Call (9:30 AM) (Judicial Officer: Adair, Valerie)
10/07/2010	 All Pending Motions (9:30 AM) (Judicial Officer: Adair, Valerie)
10/11/2010	CANCELED Jury Trial (9:30 AM) <i>Vacated</i> <i>Trial reset.</i>
10/11/2010	 Recorders Transcript of Hearing Party: Plaintiff State of Nevada <i>Transcript of Hearing Held on September 30, 2010</i>
10/18/2010	 Motion to Suppress <i>Motion to Suppress Identification Made by Witness Aimee Henkel</i>
10/25/2010	 Opposition to Motion <i>Opposition to Defendant Jeremias' Motion to Suppress Identification Made by Aimee Henkel</i>
10/28/2010	 Motion to Suppress (9:30 AM) (Judicial Officer: Adair, Valerie) 10/28/2010, 11/04/2010, 11/18/2010, 01/11/2011, 01/13/2011 <i>Defendant's Motion to Suppress Identification Made by Witness Aimee Henkel</i>
11/02/2010	 Motion to Withdraw As Counsel Filed By: Defendant Jeremias, Ralph S <i>Motion to Withdraw as Counsel of Record</i>
11/03/2010	 Reply to Opposition <i>Reply to Opposition to Defendant Jeremias' Motion to Suppress Identification Made by Aimee Henkel</i>
11/04/2010	Status Check (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Special Public Defender</i>
11/04/2010	 All Pending Motions (9:30 AM) (Judicial Officer: Adair, Valerie)
11/12/2010	 Recorders Transcript of Hearing Party: Plaintiff State of Nevada <i>Transcript of Hearing Held on October 28, 2010</i>
11/12/2010	 Recorders Transcript of Hearing Party: Plaintiff State of Nevada <i>Transcript of Hearing Held on November 4, 2010</i>
11/16/2010	 Motion to Withdraw as Counsel (9:30 AM) (Judicial Officer: Adair, Valerie) Events: 11/02/2010 Motion to Withdraw As Counsel
12/03/2010	 Recorders Transcript of Hearing Party: Plaintiff State of Nevada <i>Transcript of Hearing Held on November 16, 2010</i>


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12/20/2010	 Supplement Filed by: Defendant Jeremias, Ralph S <i>Supplement to Motion to Suppress Identification Made by Witness Aimee Henkel</i>
01/03/2011	 Motion Filed By: Defendant Jeremias, Ralph S <i>Motion for Juvenile Records of Defendant</i>
01/03/2011	 Receipt of Copy
01/12/2011	 Document Filed Filed by: Defendant Jeremias, Ralph S <i>Assertion of Fifth and Sixth Amendment Rights</i>
01/13/2011	Motion (9:30 AM) (Judicial Officer: Adair, Valerie) Events: 01/03/2011 Motion <i>Motion for Juvenile Records of Defendant</i>
01/13/2011	 All Pending Motions (9:30 AM) (Judicial Officer: Adair, Valerie)
01/19/2011	 Order Denying Motion <i>Order Denying Defendant's Motion to Suppress Identification Made By Aimee Henkel</i>
01/20/2011	 Order Granting Motion <i>Order Granting Defendant's Motion for Juvenile Guardianship Records</i>
01/20/2011	 Order Granting Motion <i>Order Granting Defendant's Motion for Juvenile Criminal Records</i>
01/21/2011	 Recorders Transcript of Hearing <i>Transcript of Hearing Held on January 11, 2011</i>
01/21/2011	 Recorders Transcript of Hearing Party: Plaintiff State of Nevada <i>Transcript of Hearing Held on January 13, 2011</i>
01/26/2011	 Notice of Entry of Order Filed By: Defendant Jeremias, Ralph S <i>Notice of Entry of Order Granting Defendant's Motion for Juvenile Criminal Records</i>
01/26/2011	 Notice of Entry of Order Filed By: Defendant Jeremias, Ralph S <i>Notice of Entry of Order Granting Defendant's Motion for Juvenile Guardianship Records</i>
04/07/2011	 Joinder To Motion Filed By: Defendant Jeremias, Ralph S <i>Joinder to Motion to Sever</i>
04/12/2011	 Motion to Sever (9:30 AM) (Judicial Officer: Adair, Valerie) 04/12/2011, 04/14/2011
04/12/2011	Joinder (9:30 AM) (Judicial Officer: Adair, Valerie) Events: 04/07/2011 Joinder To Motion


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Joinder To Motion to Sever

04/18/2011 **CANCELED Decision** (3:00 AM) (Judicial Officer: Adair, Valerie)
Vacated

04/22/2011  **Motion to Continue Trial**
Filed By: Defendant Jeremias, Ralph S
Motion to Continue Trial Date


04/25/2011  **Certificate of Service by Fax**
Certificate of Facsimile Service


05/05/2011  **Motion to Continue Trial** (9:30 AM) (Judicial Officer: Adair, Valerie)
Events: 04/22/2011 Motion to Continue Trial


05/10/2011  **Status Check** (9:30 AM) (Judicial Officer: Adair, Valerie)
Rest Trial.


06/02/2011 **CANCELED Calendar Call** (9:30 AM) (Judicial Officer: Adair, Valerie)
Vacated - per Judge


06/06/2011 **CANCELED Jury Trial** (9:30 AM) (Judicial Officer: Adair, Valerie)
Vacated - per Judge

09/19/2011  **Notice of Expert Witnesses**
Notice of Expert Witnesses [NRS 174.234(2)]

02/09/2012  **Filed Under Seal**
Filed By: Defendant Jeremias, Ralph S
Ex Parte Motion for Las Vegas Metropolitan Police Department Case File (Event Number 09 0609-0656) (Sealed)


02/09/2012  **Filed Under Seal**
Filed By: Defendant Jeremias, Ralph S
Order to Release Las Vegas Metropolitan Police Department Case File (Event Number 09 0609-0656) (Sealed)


02/09/2012  **Order**
Filed By: Defendant Jeremias, Ralph S
Order to File Under Seal

06/06/2012  **Motion to Continue Trial**
Motion to Continue Trial Date

06/06/2012  **Receipt of Copy**

06/08/2012  **Certificate of Mailing**

06/19/2012  **Motion** (9:30 AM) (Judicial Officer: Adair, Valerie)
Events: 06/06/2012 Motion to Continue Trial
Motion to Continue Trial Date

07/03/2012  **Ex Parte Application**
Party: Defendant Jeremias, Ralph S

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CASE NO. 09C256769-2

Ex Parte Application and Order to Prepare Transcripts

07/10/2012	 Status Check: Trial Setting (9:30 AM) (Judicial Officer: Adair, Valerie)
07/10/2012	 Receipt of Copy <i>Receipt of Copy of the Ex Parte Application and Order to Prepare Transcripts</i>
07/26/2012	CANCELED Calendar Call (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated - per Judge</i>
07/30/2012	CANCELED Jury Trial (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated - per Judge</i>
08/21/2012	 Reporters Transcript <i>Transcript of Hearing Held on July 10, 2012</i>
10/17/2012	 Consent Filed By: Defendant Jeremias, Ralph S <i>Consent to Service by Electronic Means</i>
10/30/2012	 Ex Parte Motion Filed By: Defendant Jeremias, Ralph S <i>Ex Parte Motion for Medical Treatment and Transportation</i>
11/13/2012	 Order Filed By: Plaintiff State of Nevada <i>Order for Medical Treatment and Transportation</i>
11/15/2012	 Ex Parte Order Filed By: Defendant Jeremias, Ralph S <i>Ex Parte Order to Provide Jaws Video</i>
12/19/2012	 Ex Parte Filed By: Defendant Jeremias, Ralph S <i>Ex Parte Motion for Medical Treatment and Transportation</i>
01/02/2013	 Ex Parte Order Filed By: Defendant Jeremias, Ralph S <i>Ex Parte Order for Medical Treatment and Transportation</i>
06/21/2013	 Motion to Continue Trial Filed By: Defendant Jeremias, Ralph S <i>Motion to Continue Trial Date</i>
07/02/2013	 Motion to Continue Trial (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Motion to Continue Trial Date</i>
07/05/2013	 Reporters Transcript <i>Transcript of Hearing Held on July 2, 2013</i>
08/13/2013	 Ex Parte Order Filed By: Defendant Jeremias, Ralph S <i>Ex Parte Application and Order to Prepare Transcripts</i>

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CASE NO. 09C256769-2












09/19/2013	 Ex Parte Motion Filed By: Defendant Jeremias, Ralph S <i>Ex Parte Motion for Medical Treatment and Transportation</i>
09/30/2013	 Order <i>Order for Medical Treatment and Transportation</i>
10/03/2013	 Motion to Continue Trial Filed By: Defendant Jeremias, Ralph S <i>Motion to Continue Trial Date</i>
10/14/2013	 Receipt of Copy Filed by: Defendant Jeremias, Ralph S <i>Receipt of Copy of the Ex Parte Application and Order to Prepare Transcripts</i>
10/16/2013	 Reporters Transcript <i>Transcript of Hearing Held on June 19, 2012</i>
10/16/2013	 Reporters Transcript <i>Transcript of Hearing Held on May 10, 2011</i>
10/16/2013	 Reporters Transcript <i>Transcript of Hearing Held on April 14, 2011</i>
10/16/2013	 Reporters Transcript <i>Transcript of Hearing Held on April 12, 2011</i>
10/16/2013	 Reporters Transcript <i>Transcript of Hearing Held on October 7, 2010</i>
10/16/2013	 Reporters Transcript <i>Transcript of Hearing Held on April 6, 2010</i>
10/17/2013	 Motion to Continue Trial (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion to Continue Trial Date</i>
10/17/2013	 Recorders Transcript of Hearing <i>Transcript of Hearing Held on August 5, 2009</i>
10/18/2013	 Recorders Transcript of Hearing <i>Transcript of Hearing Held on August 5, 2009</i>
10/18/2013	 Notice of Expert Witnesses Filed By: Plaintiff State of Nevada <i>Notice of Defendant's Expert Witnesses [NRS 174.089(2)]</i>
10/24/2013	 Receipt of Copy Filed by: Defendant Jeremias, Ralph S <i>Receipt of Copy of the Ex Parte Application and Order to Prepare Transcripts</i>
10/24/2013	 Status Check (9:30 AM) (Judicial Officer: Adair, Valerie) <i>STATUS CHECK: TRIAL READINESS</i>

DEPARTMENT 21
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CASE NO. 09C256769-2







10/24/2013	 Notice Filed By: Plaintiff State of Nevada <i>Notice of Evidence to Support Intent to Seek Death Penalty</i>
10/30/2013	 Motion in Limine Filed By: Defendant Jeremias, Ralph S <i>Motion in Limine to Prohibit Any References to the First Phase as the "Guilt Phase"</i>
10/30/2013	 Motion in Limine Filed By: Defendant Jeremias, Ralph S <i>Motion in Limine to Preclude Admission of Photographs</i>
10/30/2013	 Motion Filed By: Defendant Jeremias, Ralph S <i>Motion for Disqualification from the Jury Venire of All Potential Jurors who Would Automatically Vote for the Death Penalty if they Found Defendant Guilty of Capital Murder</i>
10/30/2013	 Motion Filed By: Defendant Jeremias, Ralph S <i>Motion to Bifurcate Penalty Phase</i>
10/30/2013	 Motion Filed By: Defendant Jeremias, Ralph S <i>Motion to Allow the Defense to Argue Last in Penalty Phase</i>
10/30/2013	 Motion in Limine Filed By: Defendant Jeremias, Ralph S <i>Motion in Limine to Limit Penalty Hearing Evidence as to Victim Impact Statements</i>
10/30/2013	 Motion Filed By: Defendant Jeremias, Ralph S <i>Motion to Federalize All Motions, Objections, Requests and Other Applications for the Proceedings in the Above Entitled Case</i>
10/30/2013	 Motion to Strike Filed By: Defendant Jeremias, Ralph S <i>Motion to Strike the State's Notice of Intent to Seek the Death Penalty as Being Unconstitutionally Arbitrary and Capricious</i>
10/30/2013	 Motion to Dismiss Filed By: Defendant Jeremias, Ralph S <i>Motion to Dismiss State's Notice of Intent to Seek the Death Penalty Because Nevada's Death Penalty Statute is Unconstitutional</i>
10/30/2013	 Motion to Compel Filed By: Defendant Jeremias, Ralph S <i>Motion to Compel Disclosure of Existence and Substance of Expectations, or Actual Receipt of Benefits or Preferential Treatment for Cooperation with Prosecution</i>
11/04/2013	 Reporters Transcript <i>Transcript of Hearing Held on October 17, 2013</i>
11/04/2013	 Reporters Transcript

DEPARTMENT 21
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Transcript of Hearing Held on October 24, 2013

11/07/2013	 Calendar Call (9:30 AM) (Judicial Officer: Adair, Valerie) <i>08/15/2013 Continued to 11/07/2013 - At the Request of Counsel - Jeremias, Ralph S</i>
11/12/2013	CANCELED Jury Trial (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated - per Judge 08/19/2013 Continued to 11/12/2013 - At the Request of Counsel - Jeremias, Ralph S</i>
12/03/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Strike Notice of Intent to Seek the Death Penalty as Being Unconstitutionally Arbitrary and Capricious</i>
12/03/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Dismiss Notice of Intent to Seek Death Because Nevada's Death Penalty Statute is Unconstitutional</i>
12/03/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion in Limine Regarding Victim Impact Statements</i>
12/03/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Argue Last</i>
12/03/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Federalize Motions, Objections, Requests and Other Applications in this Case</i>
12/30/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Prohibit Any References to the First Phase as the "Guilt Phase"</i>
12/30/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion in Limine to Preclude Admission of Photographs</i>
12/30/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion for Disqualification from the Jury Venire of all Potential Jurors Who would Automatically Vote for the Death Penalty if they Found Defendant Guilty of Capital Murder</i>
12/31/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Compel Disclosure of Existence and Substance of Expectations, or Actual Receipt or Benefits or Preferential Treatment for Cooperation with Prosecution</i>
12/31/2013	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Bifurcate Penalty Phase</i>

DEPARTMENT 21
CASE SUMMARY
CASE NO. 09C256769-2













01/09/2014	Motion (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion for Disqualification from the Jury Venire of All Potential Jurors who Would Automatically Vote for the Death Penalty if they Found Defendant Guilty of Capital Murder</i>
01/09/2014	Motion to Bifurcate (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion to Bifurcate Penalty Phase</i>
01/09/2014	Motion (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion to Allow the Defense to Argue Last in Penalty Phase</i>
01/09/2014	Motion (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion to Federalize All Motions, Objections, Requests and Other Applications for the Proceedings in the Above Entitled Case</i>
01/09/2014	Motion in Limine (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion in Limine to Prohibit Any References to the First Phase as the "Guilt Phase"</i>
01/09/2014	Motion in Limine (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion in Limine to Preclude Admission of Photographs</i>
01/09/2014	Motion in Limine (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion in Limine to Limit Penalty Hearing Evidence as to Victim Impact Statements</i>
01/09/2014	Motion to Compel (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion to Compel Disclosure of Existence and Substance of Expectations, or Actual Receipt of Benefits or Preferential Treatment for Cooperation with Prosecution</i>
01/09/2014	Motion to Strike (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion to Strike the State's Notice of Intent to Seek the Death Penalty as Being Unconstitutionally Arbitrary and Capricious</i>
01/09/2014	Motion to Dismiss (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion to Dismiss State's Notice of Intent to Seek the Death Penalty Because Nevada's Death Penalty Statute is Unconstitutional</i>
01/09/2014	 All Pending Motions (9:30 AM) (Judicial Officer: Adair, Valerie)
01/10/2014	 Ex Parte Motion Filed By: Defendant Jeremias, Ralph S <i>Ex Parte Motion for Medical Treatment and Transportation</i>
01/14/2014	 Order to Transport Defendant <i>Order for Medical Treatment and Transportation</i>
01/27/2014	 Reporters Transcript <i>Transcript of Hearing on January 9, 2014</i>
01/29/2014	 Motion for Discovery Filed By: Defendant Jeremias, Ralph S <i>Motion for Discovery and Motion to Preclude Admission of Discovery</i>
01/31/2014	 Order <i>Order Granting Defendant's Motion for Disqualification from the Jury Venire of All Potential Jurors Who Would Automatically Vote for the Death Penalty if they Found Defendant Guilty</i>

CASE SUMMARY**CASE No. 09C256769-2**

of Capital Murder, Order Denying Defendant's Motion to Bifurcate Penalty Phase, Order Denying Defendant's Motion to Allow the Defense to Argue Last in Penalty Phase, Order Granting Defendant's Motion to Federalize all Motions, Objections, Request and other Applications for the Proceedings in the Above Entitled Case, Order Denying Defendant's Motion in Limine to Preclude Admission of Photographs, Order Denying Defendant's Motion in Limine to Limit Penalty Hearing Evidence as to Victim Impact Statements, Order Denying Defendant's Motion to Strike the State's Notice of Intent to Seek the Death Penalty as Being Unconstitutionally Arbitrary and Capricious, Order Denying Defendant's Motion to Dismiss State's Notice of Intent to Seek the Death Penalty Because Nevada's Death Penalty Statute is Unconstitutional

02/10/2014	 Response Filed by: Plaintiff State of Nevada <i>State's Response to Defendant's Motion for Discovery and Opposition to Motion to Preclude Admission of Evidence</i>
02/11/2014	 Motion for Discovery (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant - Motion for Discovery and Motion to Preclude Admission of Discovery</i>
02/13/2014	 Reporters Transcript <i>Transcript of Hearing Held on February 11, 2014</i>
02/14/2014	 Notice of Expert Witnesses Filed By: Plaintiff State of Nevada <i>Supplemental Notice of Expert Witnesses [NRS 174.234(2)]</i>
02/14/2014	 Notice of Expert Witnesses Filed By: Plaintiff State of Nevada <i>Second Supplemental Notice of Expert Witnesses [NRS 174.234(2)]</i>
02/20/2014	 Notice of Intent to Seek Death Penalty Filed By: Plaintiff State of Nevada <i>Amended Notice of Evidence to Support Intent to Seek Death Penalty</i>
02/20/2014	 Receipt of Copy Filed by: Defendant Jeremias, Ralph S
02/24/2014	 Receipt of Copy Filed by: Plaintiff State of Nevada
02/26/2014	 Receipt of Copy Filed by: Defendant Jeremias, Ralph S
03/06/2014	 Calendar Call (9:30 AM) (Judicial Officer: Adair, Valerie)
03/10/2014	CANCELED Jury Trial (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated - per Judge</i>
03/13/2014	 Reporters Transcript <i>Transcript of Hearing on March 6, 2014</i>
09/05/2014	 Order to Transport Defendant <i>Ex Parte Application and Order to Transport</i>
10/09/2014	 Motion to Compel












DEPARTMENT 21
CASE SUMMARY
CASE NO. 09C256769-2

	Filed By: Defendant Jeremias, Ralph S <i>Renewed Motion to Compel Disclosure of Existence and Substance of Expectations, or Actual Receipt of Benefits or Preferential Treatment for Cooperation with Prosecution</i>
10/10/2014	 Notice of Intent to Seek Death Penalty Filed By: Plaintiff State of Nevada <i>Second Amended Notice of Evidence to Support Intent to Seek Death Penalty</i>
10/16/2014	 Stipulation
10/16/2014	 Receipt <i>Receipt of Exhibits</i>
10/17/2014	 Notice of Witnesses Party: Plaintiff State of Nevada <i>Notice of Witnesses [NRS 174.234(1)(a)]</i>
10/20/2014	 Notice of Witnesses Party: Defendant Jeremias, Ralph S <i>Notice of Defendant's Witnesses</i>
10/23/2014	 Calendar Call (9:30 AM) (Judicial Officer: Adair, Valerie)
10/23/2014	Motion to Compel (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Renewed Motion to Compel Disclosure of Existence and Substance of Expectations, Or Actual Receipt of Benefits or Preferential Treatment for Cooperation With Prosecution</i>
10/23/2014	 All Pending Motions (9:30 AM) (Judicial Officer: Adair, Valerie)
10/23/2014	 Ex Parte Order <i>Ex Parte Order Allowing Contact Visit for Haircut</i>
10/23/2014	 Reporters Transcript <i>Transcript of Hearing Held on October 23, 2014</i>
10/23/2014	 Motion to Strike <i>Motion to Strike Aggravator of Murder in the Course of a Lawful Arrest</i>
10/27/2014	 Jury Trial - FIRM (9:30 AM) (Judicial Officer: Adair, Valerie)
10/28/2014	 Jury Trial (10:30 AM) (Judicial Officer: Adair, Valerie) 10/28/2014-10/30/2014, 11/03/2014-11/07/2014, 11/10/2014
10/28/2014	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Transcript of Hearing Held on October 27, 2014</i>
10/28/2014	 Jury List
10/29/2014	 Reporters Transcript <i>Transcript of Hearing Held on October 28, 2014</i>

DEPARTMENT 21
CASE SUMMARY
CASE NO. 09C256769-2

10/30/2014	 Reporters Transcript <i>Transcript of Hearing Held on October 29, 2014</i>
11/03/2014	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Adair, Valerie) <i>Vacated - per Secretary</i>
11/03/2014	 Reporters Transcript <i>Transcript of Hearing Held on October 30, 2014</i>
11/04/2014	 Objection Filed By: Defendant Jeremias, Ralph S <i>Defendant's Objections to State's Proposed Jury Instructions</i>
11/04/2014	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Transcript of Hearing Held on November 3, 2014</i>
11/04/2014	 Proposed Jury Instructions Not Used At Trial <i>Defendant's Proposed Trial Phase Instructions</i>
11/04/2014	 Proposed Jury Instructions Not Used At Trial <i>Plaintiff's Proposed Jury Instructions Not Used At Trial</i>
11/05/2014	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Transcript of Hearing Held on November 4, 2014</i>
11/06/2014	 Reporters Transcript <i>Transcript of Hearing Held on November 5, 2014</i>
11/06/2014	 Verdict
11/06/2014	 Proposed Jury Instructions Not Used At Trial <i>Defendant's Proposed Penalty Phase Jury Instructions</i>
11/06/2014	 Jury Instructions
11/06/2014	 Amended Jury List
11/07/2014	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Transcript of Hearing Held on November 6, 2014</i>
11/10/2014	 Objection Filed By: Defendant Jeremias, Ralph S <i>Objections to State's Proposed Jury Instructions</i>
11/10/2014	 Reporters Transcript <i>Transcript of Hearing Held on November 7, 2014</i>
11/10/2014	 Proposed Jury Instructions Not Used At Trial <i>Defendant's Proposed Jury Instructions Not Used at Trial (Penalty Phase)</i>

DEPARTMENT 21
CASE SUMMARY
CASE NO. 09C256769-2

11/10/2014	 Jury Instructions <i>Jury Instructions (Penalty Phase)</i>
11/10/2014	 Special Jury Verdict <i>Special Verdict (Penalty Phase)</i>
11/12/2014	CANCELED Penalty Hearing (10:00 AM) (Judicial Officer: Adair, Valerie) <i>Vacated</i>
11/12/2014	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Transcript of Proceedings Jury Trial - Penalty Phase Day 2, Monday, November 10, 2014</i>
12/24/2014	 PSI
01/15/2015	 Notice of Appeal (criminal) Party: Defendant Jeremias, Ralph S <i>Notice of Appeal</i>
01/15/2015	 Case Appeal Statement Filed By: Defendant Jeremias, Ralph S <i>Case Appeal Statement</i>
01/15/2015	 Sentencing (9:30 AM) (Judicial Officer: Adair, Valerie)
01/15/2015	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
01/15/2015	 Case Appeal Statement <i>Case Appeal Statement</i>
01/15/2015	 Judgment of Conviction <i>Judgment of Conviction (Jury Trial)</i>
01/15/2015	 Warrant of Execution
01/15/2015	 Order of Execution
01/15/2015	 Order <i>Ex Parte Order To Stay Execution</i>
01/15/2015	 Order <i>Clerk's Greetings to the Sheriff and Warden</i>
05/04/2015	CANCELED Jury Trial - FIRM (9:00 AM) (Judicial Officer: Adair, Valerie) <i>Vacated - On in Error</i>

FILED

JAN 15 2015

Alvin L. Johnson
CLERK OF COURT

JOC

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

RALPH SIMON JEREMIAS
#1998102

Defendant.

CASE NO. C256769

DEPT. NO. XXI

09C256769-2
JOC
Judgment of Conviction
4426313



JUDGMENT OF CONVICTION
(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 199.480, 200.380, COUNT 2 – BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony) in violation of NRS 205.060, COUNTS 3 and 4 – ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165, COUNTS 5 and 6 – MURDER WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of NRS 200.010, 200.030, 193.165 ; and the matter having been tried before a jury and the Defendant having been found guilty

1 of the crimes of COUNT 1 – CONSPIRACY TO COMMIT ROBBERY (Category B
2 Felony) in violation of NRS 199.480, 200.380, COUNT 2 – BURGLARY WHILE IN
3 POSSESSION OF A DEADLY WEAPON (Category B Felony) in violation of NRS
4 205.060, COUNTS 3 and 4 – ROBBERY WITH USE OF A DEADLY WEAPON
5 (Category B Felony) in violation of NRS 200.380, 193.165, COUNTS 5 and 6 –
6 MURDER WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of
7 NRS 200.010, 200.030, 193.165; thereafter, on the 15th day of January, 2015, the
8 Defendant was present in court for sentencing with counsels DAVID SCHIECK, Special
9 Public Defender and CLARK W. PATRICK, Deputy Special Public Defender, and good
10 cause appearing,
11
12

13 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in
14 addition to the \$25.00 Administrative Assessment Fee, \$4,000.00 Restitution, the
15 Defendant is SENTENCED to the Nevada Department of Corrections (NDC) as follows:
16 **COUNT 1** - to a MAXIMUM of SIXTY (60) MONTHS with a MINIMUM parole eligibility of
17 TWENTY (24) MONTHS; **COUNT 2** - to a MAXIMUM of ONE HUNDRED FIFTY-SIX
18 (156) MONTHS with a MINIMUM parole eligibility of FORTY-EIGHT (48) MONTHS,
19 CONCURRENT with COUNT 1; **COUNT 3** - to a MAXIMUM of ONE HUNDRED FIFTY-
20 SIX (156) MONTHS with a MINIMUM parole eligibility of FORTY-EIGHT (48) MONTHS,
21 plus a CONSECUTIVE term of ONE HUNDRED FIFTY-SIX (156) MONTHS with a
22 MINIMUM parole eligibility of FORTY-EIGHT (48) MONTHS for the Use of a Deadly
23 Weapon; CONCURRENT with COUNT 2; **COUNT 4** - to a MAXIMUM ONE HUNDRED
24 FIFTY-SIX (156) MONTHS with a MINIMUM parole eligibility of FORTY-EIGHT (48)
25 MONTHS, plus a CONSECUTIVE term of ONE HUNDRED FIFTY-SIX (156) MONTHS
26 with a MINIMUM parole eligibility of FORTY-EIGHT (48) MONTHS for the Use of a
27
28

1 Deadly Weapon; CONCURRENT with COUNT 3; **COUNT 5** – DEATH, plus a
2 CONSECUTIVE term of TWO HUNDRED FORTY (240) MONTHS with a MINIMUM
3 parole eligibility of NINETY-SIX (96) MONTHS for the Use of a Deadly Weapon,
4 CONSECUTIVE to COUNT 4; **COUNT 6** - DEATH, plus a CONSECUTIVE term of TWO
5 HUNDRED FORTY (240) MONTHS with a MINIMUM parole eligibility of NINETY-SIX
6 (96) MONTHS for the Use of a Deadly Weapon; with ONE THOUSAND EIGHT
7 HUNDRED FORTY-TWO (1,842) DAYS credit for time served. As the \$150.00 DNA
8 Analysis Fee and Genetic Testing have been previously imposed, the Fee and Testing
9 in the current case are WAIVED.
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12 DATED this 15th day of January, 2015
13

14 
15 VALERIE P. ADAIR
16 DISTRICT COURT JUDGE *mk*
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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****August 05, 2009**

09C256769-2

The State of Nevada vs Ralph S Jeremias

August 05, 2009**11:30 AM****Grand Jury Indictment**

**GRAND JURY
INDICTMENT
Court Clerk: Tina
Hurd/th Relief Clerk:
Sylvia Courtney
Reporter/Recorder:
Renee Vincent
Heard By: Linda Bell**

HEARD BY:**COURTROOM:****COURT CLERK:** Tina Hurd**RECORDER:** Renee Vincent**REPORTER:****PARTIES**

PRESENT: Mitchell, Scott S. Attorney
Stanton, David L. Attorney

JOURNAL ENTRIES

- Duane Schlismann, Grand Jury Foreman, 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. The State presented Grand Jury Case Number 09AGJ046A-C to the Court. COURT ORDERED, the indictment may be filed and is assigned Case Number C256769, Department 21. Mr. Stanton requested warrants and argued bail. COURT ORDERED, BENCH WARRANTS WILL ISSUE, NO BAIL as to each Deft. Matter set for initial arraignment. Exhibit(s) 1-20 lodged with Clerk of District Court.

B.W. (CUSTODY - ALL)

8-13-09 9:30 AM INITIAL ARRAIGNMENT (DEPT. 21 - ALL)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****August 13, 2009**

09C256769-2

The State of Nevada vs Ralph S Jeremias

August 13, 2009**9:30 AM****Initial Arraignment**

**INITIAL
ARRAIGNMENT
Court Clerk: Denise
Husted
Reporter/Recorder:
Janie Olsen Heard
By: Valerie Adair**

HEARD BY:**COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Jeremias, Ralph S
Stanton, David L.
Winder, Dan M.

Defendant
Attorney
Attorney

JOURNAL ENTRIES

- DEFENDANT RIOS arraigned, pled not guilty and WAIVED the SIXTY (60) day rule.
DEFENDANT ZAPATA arraigned, pled not guilty and WAIVED the SIXTY (60) day rule.
DEFENDANT JEREMIAH arraigned, pled not guilty and WAIVED the SIXTY (60) day rule.
Pursuant to request by counsel, COURT ORDERED, matter set for a status check regarding trial setting.

CUSTODY (ALL)

9/29/09 9:30 AM STATUS CHECK: SET TRIAL (ALL)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****September 29, 2009**

09C256769-2

The State of Nevada vs Ralph S Jeremias

September 29, 2009**9:30 AM****Status Check**

STATUS CHECK:
SET TRIAL Court
Clerk: Denise Husted
Reporter/Recorder:
Janie Olsen Heard
By: Valerie Adair

HEARD BY:**COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Jeremias, Ralph S
 Stanton, David L.
 Weinstock, Arnold
 Winder, Dan M.

Defendant
 Attorney
 Attorney
 Attorney

JOURNAL ENTRIES

- Colloquy regarding trial setting. All counsel present concurred that the trial needs to be set out at least one year. COURT ORDERED, trial date SET as requested and date is a FIRM SETTING.

CUSTODY (ZAPATA/RIOS)

CUSTODY(COC)(JEREMIAS)

10/7/10 9:30 AM CALENDAR CALL (ALL)

10/11/10 9:30 AM JURY TRIAL (ALL)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****September 29, 2009**

09C256769-2

The State of Nevada vs Ralph S Jeremias

September 29, 2009**9:30 AM****Petition for Writ of Habeas
Corpus****PTN FOR WRIT OF
HABEAS CORPUS
Court Clerk: Denise
Husted****Reporter/Recorder:
Janie Olsen Heard
By: Adair, Valerie****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**Jeremias, Ralph S
Stanton, David L.
Winder, Dan M.Defendant
Attorney
Attorney**JOURNAL ENTRIES**

- Pursuant to request by counsel, MATTER CONTINUED to all Mr. Winder time to file his reply to the State's opposition.

CUSTODY (COC) (JEREMIAS)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 20, 2009**

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 20, 2009**9:30 AM****Petition for Writ of Habeas
Corpus**

**PTN FOR WRIT OF
HABEAS CORPUS
Court Clerk: Denise
Husted Relief Clerk:
Maria Garibay/mg
Reporter/Recorder:
Debra Winn Heard
By: Adair, Valerie**

HEARD BY:**COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Jeremias, Ralph S
Jimenez, Sonia V.
Stanton, David L.
Weinstock, Arnold

Defendant
Attorney
Attorney
Attorney

JOURNAL ENTRIES

- Mr. Weinstock requested a continuance for 45 days to go through discovery. Colloquy regarding allowing supplements. Court noted the State has filed an opposition. COURT ORDERED, matter CONTINUED to allow Mr. Weinstock time to reply.
CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****November 03, 2009**

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 03, 2009**9:30 AM****Petition for Writ of Habeas
Corpus**

**PTN FOR WRIT OF
HABEAS CORPUS
Relief Clerk: Tia
Everett/te
Reporter/Recorder:
Janie Olsen Heard
By: Valerie Adair**

HEARD BY:**COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Jeremias, Ralph S
Jimenez, Sonia V.
Weinstock, Arnold
Winder, Dan M.

Defendant
Attorney
Attorney
Attorney

JOURNAL ENTRIES

- Mr. Weinstock argued Defendant had possession of certain property that which belonged to alleged victim; however, there is no evidence showing Defendant was involved in any murder. Further, there has been no probable cause shown that Defendant committed murder and no evidence that Defendant had a weapon nor that Defendant was at the residence at the time alleged victim was alive. Additionally, there was no testimony presented to he Grand Jury there was any type of conspiracy to commit any type of crime by any of the parties and State has failed to meet their burden. Ms. Jimenez argued evidence that a murder occurred as victims were shot in the back of their heads execution style and the fact that a murder happened is not a question. Additionally, testimony was presented regarding time frame in which events occurred which were confirmed by witness testimony regarding gun shots, Co-Defendant's red truck speeding away from the residence,

PRINT DATE: 01/16/2015

Page 6 of 53

Minutes Date: August 05, 2009

and Defendant seen going into the residence which all goes to conspiracy. Further, burden is slight or marginal evidence which more than ample evidence was presented to Grand Jury to justify Defendant standing charges on both conspiracy and murder. COURT ORDERED, Petition DENIED. CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****January 05, 2010**

09C256769-2

The State of Nevada vs Ralph S Jeremias

January 05, 2010**9:30 AM****Petition for Writ of Habeas
Corpus****DEFT'S PTN FOR
WRIT OF HABEAS
CORPUS /014
Court Clerk: Denise
Husted
Reporter/Recorder:
Janie Olsen Heard
By: Valerie Adair****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Stanton, David L.

Attorney

JOURNAL ENTRIES

- COURT ORDERED, OFF CALENDAR pursuant to stipulation of counsel.
CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 23, 2010**

09C256769-2

The State of Nevada vs Ralph S Jeremias

March 23, 2010**9:30 AM****All Pending Motions**

**ALL PENDING
MOTIONS 3/23/10
Court Clerk: Denise
Husted
Reporter/Recorder:
Janie Olsen Heard
By: Valerie Adair**

HEARD BY:**COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Jeremias, Ralph S
Stanton, David L.
Weinstock, Arnold

Defendant
Attorney
Attorney

JOURNAL ENTRIES

- DEFENDANT'S MOTION FOR TRIAL PHASE DISCOVERY...DEFENDANT'S MOTION FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVIDENCE

Ms. Stanton stated he provided counsel with all Discovery he is aware of, however, Mr. Weinstock has to come to the District Attorney's office to review the file to determine what more he needs. Additionally, some of the Discovery they are asking for, the State is not required by law to provide. Mr. Weinstock commented that the State has access to information that he doesn't have access to, such as the scopes and histories of the descendants; Metro has not done any other investigation as to other suspects. The Court noted that it will not direct Metro to conduct additional investigation. As to scopes and witnesses, the State has to disclose; the State is not required to conduct investigation for the Defendant. Mr. Stanton advised that since this is capital case, Discovery law is not the same as other cases; Mr. Weinstock's request is overly broad and includes requests for presentence

investigation reports and Immigrations and Customs Enforcement information. The Court directed Mr. Stanton to provide scopes of descendants and case filings in Justice Court as well as filings in District Court. Additionally, Mr. Weinstock is to confer with Mr. Stanton and review the State's file. The Court suggested that a list of information be prepared; then Mr. Weinstock can initial what he has seen. Mr. Stanton advised that the evidence review must be scheduled in advance; Mr. Weinstock should contact him and he will facilitate the meeting. He additionally informed Mr. Weinstock that he must contact Metro's Photo Lab for photos of any and all event numbers associated with this case; autopsy photos have to be requested from the Coroner, however he will provide the autopsy reports. CUSTODY

CLERK'S NOTE: Defendant's Motion for Trial Phase Discover was not addressed, therefore is OFF CALENDAR.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 06, 2010**

09C256769-2

The State of Nevada vs Ralph S Jeremias

April 06, 2010**9:30 AM****Motion**

**DEFT'S MTN TO
PLACE ON
CALENDAR FOR
MEDICAL CARE
/019 Relief Clerk:
Shelly Landwehr
Reporter/Recorder:
Janie Olsen Heard
By: Valerie Adair**

HEARD BY:**COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Stanton, David L.

Attorney

JOURNAL ENTRIES

- Martina Geinzer, Esq., present on behalf of Las Vegas Metropolitan Police Department. Mr. Christiansen stated this is on calendar because the family was frustrated regarding Deft's medical care while in custody in the Clark County Detention Center (CCDC). Ms. Geinzer stated Metro was not served until yesterday and requested time to respond. Colloquy regarding medication needed by Deft. Court stated it is inclined to agree Deft. should be given the medication. Ms. Geinzer stated Deft. would be referred to the doctor at CCDC. Parties agreed to take motion off-calendar and place it back on-calendar if there is a problem. COURT SO ORDERED.
CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 30, 2010

09C256769-2

The State of Nevada vs Ralph S Jeremias

September 30, 2010 9:30 AM

All Pending Motions

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Janie Olsen

REPORTER:

PARTIES

PRESENT:	Jeremias, Ralph S	Defendant
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff
	Weinstock, Arnold	Attorney

JOURNAL ENTRIES

- DEFENDANT'S MOTION TO SEVER DEFENDANTS...DEFENDANT'S MOTION TO CONTINUE TRIAL...DEFENDANT'S MOTION TO DISMISS STATE'S NOTICE OF INTENT TO SEEK DEATH PENALTY BECAUSE NEVADA'S DEATH PENALTY STATUTE IS UNCONSTITUTIONAL

Mr. Stanton stated that counsel for the other two defendants need to be privy to Defendant's Motion to Continue the Trial; he advised that he will inform Mr. Terry and Mr. Christiansen to be present. COURT ORDERED, Defendant's Motion to Continue the Trial is CONTINUED.

Following arguments and opposition, COURT ORDERED, Defendant's Motion to Sever Defendants and Defendant's Motion to Dismiss State's Notice of Intent to Seek Death Penalty Because Nevada's Death Penalty Statute is Unconstitutional are DENIED.

CUSTODY

10/7/10 9:30 AM DEFENDANT'S MOTION TO CONTINUE TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 07, 2010**

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 07, 2010**9:30 AM****All Pending Motions****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Patti Slattery**REPORTER:****PARTIES****PRESENT:**

Jeremias, Ralph S
Stanton, David L.
State of Nevada
Winder, Dan M.

Defendant
Attorney
Plaintiff
Attorney

JOURNAL ENTRIES

- CALENDAR CALL (ALL)...DEFENDANT'S MOTION TO CONTINUE TRIAL (ALL)

Mr. Terry and Mr. Tanasi requested that a status check be set for Defendants' Zapata and Rios.
COURT SO ORDERED.

Following request by Mr. Winder, COURT ORDERED, trial date RESET as to Defendant Jeremias.

CUSTODY (ALL)

11/2/19 9:30 AM STATUS CHECK (ZAPATA AND RIOS)

6/2/11 9:30 AM CALENDAR CALL (JEREMIAS)

6/6/11 9:30 AM JURY TRIAL (JEREMIAS)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 28, 2010**

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 28, 2010**9:30 AM****Motion to Suppress****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**Jeremias, Ralph S
Stanton, David L.
State of Nevada
Winder, Dan M.Defendant
Attorney
Plaintiff
Attorney**JOURNAL ENTRIES**

- Mr. Winder requested that the motion be continued so that he may file a reply. Additionally, he stated that he has to make a formal motion to withdraw, so that the Special Public Defender can review the case; he may be reappointed at a later time. Mr. Stanton agreed with the procedure. COURT ORDERED, matter SET for a status check.

CUSTODY

11/4/10 9:30 AM DEFENDANT'S MOTION TO SUPPRESS IDENTIFICATION MADE BY WITNESS AIMEE HENKEL...STATUS CHECK: SPECIAL PUBLIC DEFENDER

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 04, 2010

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 04, 2010 9:30 AM

All Pending Motions

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Janie Olsen

REPORTER:

PARTIES

PRESENT:	Ballou, Erika D.	Attorney
	Jeremias, Ralph S	Defendant
	Schieck, David M.	Attorney
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff
	Weinstock, Arnold	Attorney

JOURNAL ENTRIES

- Mr. Shieck confirmed as counsel on behalf of the Special Public Defender's office. He informed the Court that he will try to be prepared for the June trial date. COURT ORDERED, defendant's motion is CONTINUED.

CUSTODY

CONTINUED TO: 11/18/10 9:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 16, 2010

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 16, 2010 9:30 AM

**Motion to Withdraw as
Counsel**

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Janie Olsen

REPORTER:

PARTIES

PRESENT:	Cano, Charles A	Attorney
	Jeremias, Ralph S	Defendant
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Stanton stated that Mr. Winder withdrew and the Special Public Defender was appointed on 10/28/10; on 11/2/10 Mr. Winder filed the motion to withdraw. COURT ORDERED, motion is OFF CALENDAR as MOOT. FURTHER, pursuant to STIPULATION, motion on 11/18/10 is CONTINUED to 1/11/11.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 11, 2011

09C256769-2

The State of Nevada vs Ralph S Jeremias

January 11, 2011

9:30 AM

Motion to Suppress

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Janie Olsen

REPORTER:

PARTIES

PRESENT:

Cano, Charles A
Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- COURT ORDERED, CONTINUED for Ms. Jimenez to provide a better copy of the line-up photograph.

CUSTODY

CONTINUED TO: 1/13/11 9:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 13, 2011

09C256769-2

The State of Nevada vs Ralph S Jeremias

January 13, 2011

9:30 AM

All Pending Motions

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Debbie Winn

REPORTER:

PARTIES

PRESENT:

Cano, Charles A
Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- DEFENDANT'S MOTION FOR JUVENILE RECORD...DEFENDANT'S MOTION TO SUPPRESS IDENTIFICATION MADE BY WITNESS AIMEE HENKEL

There being no opposition, COURT ORDERED, Defendant's Motion for Juvenile Record is GRANTED; the State is to be provided with a copy of the record;

COURT ORDERED, Defendant's Motion to Suppress Identification Made by Witness Aimee Henkel is DENIED.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 12, 2011

09C256769-2

The State of Nevada vs Ralph S Jeremias

April 12, 2011

9:30 AM

Motion to Sever

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Janie Olsen

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, motion CONTINUED.

CUSTODY

CONTINUED TO: 4/14/11 9:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 14, 2011

09C256769-2

The State of Nevada vs Ralph S Jeremias

April 14, 2011

9:30 AM

Motion to Sever

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Janie Olsen

REPORTER:

PARTIES

PRESENT:

Cano, Charles A
Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
Stanton, David L.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- Following arguments by counsel, COURT ORDERED, CONTINUED for Chamber's decision.

CUSTODY

CONTINUED TO: 4/18/11 IN-CHAMBERS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 05, 2011**

09C256769-2

The State of Nevada vs Ralph S Jeremias

May 05, 2011**9:30 AM****Motion to Continue Trial****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted
Susie Schofield**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

JOURNAL ENTRIES

- DEFENDANT'S MOTION TO CONTINUE TRIAL (JEREMIAS & RIOS)...DEFENDANT'S MOTION TO DISMISS COUNSEL BASED ON IRRECONCILABLE CONFLICT OF INTEREST AND APPOINTMENT OF SUBSTITUTE COUNSEL (RIOS)

Charles Cano and Clark Patrick appearing for Defendant Jeremias. Pete Christiansen appearing for Defendant Rios. Mr. Christiansen stated he met with Mr. Rios to discuss the Motion to Dismiss Counsel Based on Irreconcilable Conflict of Interest and Appointment of Substitute Counsel and his client now wishes to WITHDRAW the motion and proceed to trial. COURT SO ORDERED.

Arguments by counsel regarding motion to continue trial as to Defendant Jeremias. COURT ORDERED, matter set for a status check regarding that issue.

5/10/11 9:30 AM STATUS CHECK: RESET TRIAL (JEREMIAS)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 10, 2011**

09C256769-2

The State of Nevada vs Ralph S Jeremias

May 10, 2011**9:30 AM****Status Check****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Susie Schofield**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A
Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- Peter Christiansen and Richard Tanasi, Attorneys for Defendant Rios, also present.

Upon inquiry by Ms. Jimenez regarding Court's ruling on Defendant's Motion to Sever, Court advised it could go either way; defendant Rios is ready to go forward and Defendant Jeremias is not. If, for some reason, Rios does not go forward with trial on 6/6/11, Defendant's Motion to Sever will be denied. COURT ORDERED, as to Defendant Jeremias, trial date of 6/6/11 is VACATED and RESET.

CUSTODY

7/26/12 9:30 AM - CALENDAR CALL

7/30/12 9:30 AM - JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 19, 2012**

09C256769-2

The State of Nevada vs Ralph S Jeremias

June 19, 2012**9:30 AM****Motion****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Phyllis Irby**RECORDER:** Debbie Winn**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A
Jeremias, Ralph S
Patrick, Clark W.
Stanton, David L.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- Mr. Stanton advised the Court he just received Deft's Motion, the State is prepared to go to trial. Mr. Patrick informed the Court defense counsel is not prepared to go forward with trial. Mr. Patrick stated there are mitigating circumstances and will traveling to the Philippines to find additional information on Deft's background. COURT ORDERED, TRIAL VACATED, matter set for status check.

CUSTODY

7-10-12 9:30 AM STATUS CHECK: TRIAL SETTING (DEPT. XXI)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 10, 2012**

09C256769-2

The State of Nevada vs Ralph S Jeremias

July 10, 2012**9:30 AM****Status Check: Trial Setting****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Patti Slattery**REPORTER:****PARTIES****PRESENT:**Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
State of NevadaDefendant
Attorney
Attorney
Plaintiff**JOURNAL ENTRIES**

- Mr. Patrick stated that the paperwork has to go to the comptroller and the Government Center; therefore he won't be ready for trial until 2013. COURT ORDERED, trial date RESET to a FIRM SETTING.

CUSTODY

8/15/13 9:30 AM CALENDAR CALL

8/19/13 9:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 02, 2013**

09C256769-2

The State of Nevada vs Ralph S Jeremias

July 02, 2013**9:30 AM****Motion to Continue Trial****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Katrina Hernandez**RECORDER:** Cheryl Carpenter**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A
Jeremias, Ralph S
Patrick, Clark W.
Stanton, David L.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- Mr. Stanton announced ready. Colloquy regarding scheduling. Parties informed length of trial will be up to two weeks. COURT ORDERED, Motion GRANTED and trial date RESET.

CUSTODY

11/7/13 9:30 AM CALENDAR CALL

11/12/13 9:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 17, 2013**

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 17, 2013**9:30 AM****Motion to Continue Trial****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Carole D'Aloia**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A

Attorney

Jeremias, Ralph S

Defendant

Jimenez, Sonia V.

Attorney

Patrick, Clark W.

Attorney

Special Public Defender

Attorney

State of Nevada

Plaintiff

JOURNAL ENTRIES

- Statements by Mr. Cano in support of Defendant's motion. Colloquy regarding the trial setting. COURT ORDERED, motion DENIED, calendar call and trial dates STAND, and matter set for STATUS CHECK on trial readiness.

CUSTODY

10/24/13 9:30 AM STATUS CHECK: TRIAL READINESS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 24, 2013**

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 24, 2013**9:30 AM****Status Check****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Dania Batiste**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A
Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- Mr. Cano advised the defense is ready to proceed with trial. Ms. Jimenez advised although the State is also ready, there are Motion on calendar for October 29, 2013 that may cause this matter to be continued; however, that determination will not be made until after those Motions have been decided by this Court.

Mr. Patrick stated there is a witness coming from the Philippines who needs a Visa, and the embassy in Manila will not provide him with the Visa until parties know an exact date of trial. Court NOTED counsel has been aware of the date for some time.

COURT ORDERED, counsel shall informally meet with this Court in Chambers in the afternoon on Tuesday, October 29, 2013 and if necessary, parties will discuss resetting the trial date.

Court DIRECTED counsel to remain in contact with the Judicial Executive Assistant (JEA).

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****November 07, 2013**

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 07, 2013 9:30 AM Calendar Call**HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Dania Batiste**RECORDER:** Janie Olsen**REPORTER:****PARTIES**

PRESENT:	Cano, Charles A Jeremias, Ralph S Patrick, Clark W. Stanton, David L. State of Nevada	Attorney Defendant Attorney Attorney Plaintiff
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JOURNAL ENTRIES

- Mr. Cano advised since meeting with the Court in Chambers, the defense's witness in the Philippines requires a letter from this Court indicating a trial date has been set, in which the witness will need to appear in the United States. Counsel advised a stipulation has been reached in resetting the trial date. COURT ORDERED, trial date is VACATED and RESET.

Mr. Stanton requested the upcoming Motions scheduled for November 12, 2013 be vacated and continued; furthermore, he provided the Court with the State's objections to the defense's proposed jury questionnaire. Court NOTED said objections may be resolved informally, and DIRECTED counsel to contact this Court's Judicial Executive Assistant (JEA) via e-mail to coordinate a Chambers meeting.

COURT FURTHER ORDERED, all Motions calendared for 11/12/2013 shall be RESCHEDULED to January 9, 2014.

09C256769-2

CUSTODY

3/6/2014 9:30 am CALENDAR CALL

3/10/2014 9:30 am JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****January 09, 2014**

09C256769-2

The State of Nevada vs Ralph S Jeremias

January 09, 2014**9:30 AM****All Pending Motions****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A
Jeremias, Ralph S
Patrick, Clark W.
Stanton, David L.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES**- COURT ORDERED, as follows:**

Defendant's Motion for Disqualification from the Jury Venire of all Potential Jurors Who Would Automatically Vote for the Death Penalty if They Found Defendant Guilty of Capital Murder is GRANTED;

Defendant's Motion to Bifurcate Penalty Phase is DENIED;

Defendant's Motion to Allow the Defense to Argue Last in Penalty Phase is DENIED;

Defendant's Motion to Federalize all Motions, Objections, Requests and Other Applications for the Proceedings in the Above Entitled Case is GRANTED;

Defendant's Motion in Limine to Prohibit any References to the First Phase as the "Guilt Phase" is

DENIED;

Defendant's Motion in Limine to Preclude Admission of Photographs is PREMATURE;

Defendant's Motion in Limine to Limit Penalty Hearing Evidence as to Victim Impact Statements is DENIED;

Defendant's Motion to Compel Disclosure of Existence and Substance of Expectations, or Actual Receipt of Benefits or Preferential Treatment for Cooperation with Prosecution will have to be DISCLOSED;

Defendant's Motion to Strike the State's Notice of Intent to Seek the Death Penalty as Being Unconstitutionally Arbitrary and Capricious is DENIED, and

Defendant's Motion to Dismiss State's Notice of Intent to Seek the Death Penalty Because Nevada's Death Penalty Statute is Unconstitutional is DENIED.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

09C256769-2

The State of Nevada vs Ralph S Jeremias

February 11, 2014**9:30 AM****Motion for Discovery****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

Jeremias, Ralph S
Patrick, Clark W.
Schieck, David M.
Stanton, David L.
State of Nevada

Defendant
Attorney
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- Mr. Clark requested that if any Discovery comes in late and Mr. Stanton does not provide it to the defense, that Discovery should not be used in the trial. Mr. Stanton advised that what is intended to be used, has been provided to the defense. He has encouraged them to review the exhibits lodged with the vault and they have reviewed his files two times. The Court noted that should there be jail house phone calls brought in the day before or other things of that nature, the Court will consider whether or not they will be used. The Court directed counsel to provide the jury questionnaires to jury services no later than 2/27/14; counsel will meet in Chambers on 2/13/14 at 2:00 PM to discuss the questionnaires.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 06, 2014**

09C256769-2

The State of Nevada vs Ralph S Jeremias

March 06, 2014**9:30 AM****Calendar Call****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Tia Everett**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

JOURNAL ENTRIES

- David Stanton, Deputy District Attorney, present on behalf of the State. Defendant present in custody and represented by Charles Cano and Clark Patrick, Deputy Special Public Defenders.

Court noted parties met in chambers regarding discovery recently produced by defense. Mr. Stanton advised last week a report authored by Dr. Roitman was provided as defense intends to call Dr. Roitman in the guilt phase as an expert witness; although he does not see the need to call his own expert and/or rebuttal witness; however, he will be filing a motion in limine to address Dr. Roitman's purported testimony. Further, Mr. Stanton stated a packet of information has been provided by defense of a psychologist who will be a mitigation witness, which will most likely require a rebuttal witness by the State and he has been unable to retain an expert in the current time frame. Additionally, Mr. Stanton stated there is mitigation video of a number people from the Philippines which the defense intends to play redacted versions of the video during the mitigation phase of the trial and he will need additional time to review the redacted versions of the videos; therefore, State is seeking the trial be continued. Mr. Cano stated he has no objection to the continuance. COURT ORDERED, trial date VACATED and RESET with a FIRM trial date.

10/23/2014 9:30 AM CALENDAR CALL

09C256769-2

10/27/2014 9:30 AM JURY TRIAL - FIRM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 23, 2014**9:30 AM****All Pending Motions****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A
Jeremias, Ralph S
Patrick, Clark W.
Stanton, David L.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- CALENDAR CALL...DEFENDANT'S RENEWED MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS, OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION

Mr. Stanton announced ready for the State. Mr. Patrick stated there is an issue in that the coroner who did the initial report is not available and a different coroner is to testify. He advised that causes a problem for the defense and MOVED for a continuance. Mr. Stanton informed parties that Mr. Teljenon has retired and he phoned and left messages three times with no response; the rules of evidence allow calling another expert. The Court stated that the trial cannot be continued for that reason. The State was diligent in attempting to have the original coroner present. Mr. Patrick's request for a continuance is DENIED.

The Court stated that counsel met in Chambers yesterday and reviewed the juror questionnaires. Some of the potential jurors were released because of hardship and language problems. Counsel

agreed that was what was discussed.

COURT ORDERED, trial is SET on 10/27/14 at 9:00 AM. As to Mr. Patrick's motion, Mr. Stanton advised that no rent or utility bills; there are no Brady issues to disclose. Due to an ongoing duty to disclose, he informed parties that only travel and lodging expenses have been paid. Mr. Patrick asked for an order for a haircut for the defendant. COURT SO ORDERED. Order for Aggravators & Penalty Phase FILED IN OPEN COURT. The Court informed counsel that the motion is contrary to Nevada law for filing for a potential appeal, therefore Mr. Stanton is not obligated to reply.

CUSTODY

10/27/14 9:00 AM JURY TRIAL-FIRM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 27, 2014**

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 27, 2014**9:30 AM****Jury Trial - FIRM****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A
Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
Stanton, David L.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding prospective jury panel. Mr. Stanton objected to family members being in the Court during jury selection. Upon Court's inquiry, he stated that the defendant rejected the offer made by the state.

IN THE PRESENCE OF THE JURY. Introductory statements by Mr. Stanton and Mr. Patrick. Roll of jurors read by the clerk. OUTSIDE THE PRESENCE OF THE JURY. Court and counsel agreed to jurors to be excused. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 28, 2014**

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 28, 2014**10:30 AM****Jury Trial****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A
Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
Stanton, David L.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding certain potential jurors and their feelings toward the death penalty. IN THE PRESENCE OF THE JURY. Jury selection continued. Jury SELECTED AND SWORN. Comments to the jury by the Court. Indictment read by the clerk. Introductory comments by the Court. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 29, 2014**10:15 AM****Jury Trial****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

Cano, Charles A
Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
Stanton, David L.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY. Mr. Patrick informed the Court that the defense wants to cross examine Carlos Zapata to show there was not enough evidence to acquit defendant Rios at the previous trial. COURT FINDS, the Rios verdict has nothing to do with the Jeremias case. Mr. Patrick mentioned the plastic bag found at the scene. He stated that Detective Long said he didn't see the plastic bag or gun caliber; his opinion was based on speculation and should not come in. The Court informed counsel that he can say he did not know about the bag. Mr. Stanton stated there is expert testimony regarding this issue. Zapata ties this in as he said he saw the bags. COURT ORDERED, this issue will be allowed; defense may object and the matter will be dealt with at that time. Mr. Patrick brought up the coroner issue again. The Court informed counsel that the jury will be brought in now. Mr. Patrick is to file a motion regarding this issue. The motion has already been denied so it should be a motion for reconsideration. IN THE PRESENCE OF THE JURY. Exclusionary rule invoked. Opening statements by Mr. Stanton. Opening statements by Mr. Patrick. Testimony and exhibits per worksheet. CONFERENCE AT BENCH. Testimony and exhibits per worksheet. CONFERENCE AT

BENCH. The Court informed the jury that the trial is ahead of schedule and there are no further witnesses, so the trial will be dark on 10/30/14. Jurors are to return on 11/3/14 at 9:00 am. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 30, 2014

09C256769-2

The State of Nevada vs Ralph S Jeremias

October 30, 2014

11:00 AM

Jury Trial

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Patti Slattery

REPORTER:

PARTIES

PRESENT:

Cano, Charles A
Jimenez, Sonia V.
Stanton, David L.
State of Nevada

Attorney
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- Court and counsel met to discuss and settle redaction of documents.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****November 03, 2014**

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 03, 2014 9:00 AM Jury Trial**HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES**

PRESENT:	Cano, Charles A Jeremias, Ralph S Jimenez, Sonia V. Patrick, Clark W. Stanton, David L. State of Nevada	Attorney Defendant Attorney Attorney Attorney Plaintiff
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JOURNAL ENTRIES

- - 9:00 AM - Clerk, Denise Husted

IN THE PRESENCE OF THE JURY. Testimony and exhibits per worksheet. CONFERENCE AT BENCH. Testimony and exhibits per worksheet.

3:45 P.M. Clerk, Jennifer Kimmel

JURY PRESENT: Testimony and exhibits continued. (See worksheets) Court admonished and excused Jury for evening recess and ORDERED, matter CONTINUED.

OUTSIDE THE PRESENCE OF THE JURY: Court directed counsel to arrive at 10:00 prior to start of trial.

CONTINUED TO: 11/05/14 1:00 P.M.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 04, 2014 10:30 AM Jury Trial**HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES**

PRESENT:	Cano, Charles A	Attorney
	Jeremias, Ralph S	Defendant
	Jimenez, Sonia V.	Attorney
	Patrick, Clark W.	Attorney
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY. Jury instructions settled on the record. The Court informed the defendant of his constitutional right to not be compelled to testify on his own behalf. The defendant stated he understands his rights. IN THE PRESENCE OF THE JURY. The State RESTED. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding scheduling. IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. Defense RESTED. State RESTED on rebuttal. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 05, 2014

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 05, 2014 9:45 AM

Jury Trial

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Janie Olsen

REPORTER:

PARTIES

PRESENT:

Cano, Charles A
Jeremias, Ralph S
Jimenez, Sonia V.
Patrick, Clark W.
Stanton, David L.
State of Nevada

Attorney
Defendant
Attorney
Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. At the hour of 1:00 PM the jury retired to deliberate. Marshall Hawkes SWORN to take charge of the jury. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 06, 2014

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 06, 2014 10:30 AM Jury Trial

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Denise Husted

RECORDER: Janie Olsen

REPORTER:

PARTIES

PRESENT:	Cano, Charles A	Attorney
	Jeremias, Ralph S	Defendant
	Jimenez, Sonia V.	Attorney
	Patrick, Clark W.	Attorney
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY. Playback of testimony of Aimee Hinkel.

At the hour of 3:10 PM the jury returned with the following verdict:

Count 1 - Guilty of Conspiracy to Commit Robbery;
Count 2 - Guilty of Burglary while in Possession of a Deadly Weapon;
Count 3 - Guilty of Robbery with Use of a Deadly Weapon;
Count 4 - Guilty of Robbery with Use of a Deadly Weapon;
Count 5 - Guilty of First Degree Murder with Use of a Deadly Weapon;

Special Verdict:

The jury unanimously finds the murder willful, deliberate and premeditated.

The jury unanimously finds the murder was committed during the perpetration or attempted perpetration of a burglary.

The jury unanimously finds the murder was committed during the perpetration or attempted perpetration of a robbery.

Count 6 - Guilty of First Degree Murder with Use of a Deadly Weapon.

Special Verdict:

The jury unanimously finds the murder willful, deliberate and premeditated.

The jury unanimously finds the murder was committed during the perpetration or attempted perpetration of a burglary.

The jury unanimously finds the murder was committed during the perpetration or attempted perpetration of a robbery.

Dated this 6th day of November, 2014 - Colleen Truss, Foreperson.

Jurors polled at the request of Mr. Clark.

COURT ORDERED, the Penalty Hearing to begin 1/7/14 at 9:00 AM.

1/7/14 9:30 AM PENALTY HEARING

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****November 07, 2014**

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 07, 2014 9:00 AM Jury Trial**HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES**

PRESENT:	Cano, Charles A	Attorney
	Jeremias, Ralph S	Defendant
	Jimenez, Sonia V.	Attorney
	Patrick, Clark W.	Attorney
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES**- Penalty Hearing:**

IN THE PRESENCE OF THE JURY. Opening statements by Mr. Stanton. Opening statements by Mr. Patrick. Testimony and exhibits presented per worksheet. The STATE RESTED. Testimony and exhibits presented per worksheet. Evening recess. MATTER CONTINUED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

09C256769-2

The State of Nevada vs Ralph S Jeremias

November 10, 2014 9:00 AM Jury Trial**HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Denise Husted**RECORDER:** Janie Olsen**REPORTER:****PARTIES**

PRESENT:	Cano, Charles A	Attorney
	Jeremias, Ralph S	Defendant
	Jimenez, Sonia V.	Attorney
	Patrick, Clark W.	Attorney
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- IN THE PRESENCE OF THE JURY. Testimony and exhibits presented per worksheet. OUTSIDE THE PRESENCE OF THE JURY. The Court explained to the defendant that he has a right of allocation, which is an unsworn statement, limited to remorse, plans for the future, etc. Ms. Stanton stated that a remedy would need to be fashioned striking testimony which is not allowed. Jury instructions settled on the record. IN THE PRESENCE OF THE JURY. Statement in allocution by the defendant. The Court instructed jurors on the law of the case. Closing arguments by Ms. Jimenez. Closing arguments by Mr. Patrick. Closing arguments by Mr. Cano. Closing arguments by Mr. Stanton. The Court excused alternates in chairs 13-15. Marshall Hawkes SWORN to take charge of the jury. At the hour of 2:30 pm the jury retired to deliberate.

At the hour of 5:10 pm, the jury returned with the following verdict;

Defendant having found defendant Ralph Jeremias Guilty of Count 5 - First Degree Murder with Use

of a Deadly Weapon (Victim Paul Stephens), and having found that the aggravating circumstance or circumstances outweigh any mitigating circumstance or circumstances impose a sentence of DEATH.

Defendant having found defendant Ralph Jeremias Guilty of Count 5 - First Degree Murder with Use of a Deadly Weapon (Victim Brian Hudson), and having found that the aggravating circumstance or circumstances outweigh any mitigating circumstance or circumstances impose a sentence of DEATH.

The Court thanked and excused jurors from service.

COURT ORDERED, matter referred to the Division of Parole and Probation for a presentence investigation report and SET for sentencing.

CUSTODY

1/15/15 9:30 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****January 15, 2015**

09C256769-2

The State of Nevada vs Ralph S Jeremias

January 15, 2015**9:30 AM****Sentencing****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Marwanda Knight**RECORDER:** Janie Olsen**REPORTER:****PARTIES****PRESENT:**

JOURNAL ENTRIES

- David L. Stanton, Deputy District Attorney, present for the State of Nevada.

Deft. Jeremias, present in custody, appearing with, Clark W. Patrick, Special Deputy Public Defender, and David Michael Schieck, Clark County Special Public Defender.

Arguments by Mr. Stanton. Statement by Deft. Arguments by Mr. Patrick.

Pursuant to the jury's verdict, DEFT. JEREMIAS ADJUDGED GUILTY of the following:

COUNT 1 - CONSPIRACY TO COMMIT ROBBERY (F)

COUNT 2 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (F)

COUNT 3 - ROBBERY WITH USE OF A DEADLY WEAPON (F)

COUNT 4 - ROBBERY WITH USE OF A DEADLY WEAPON (F)

COUNT 5 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F)

COUNT 6 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F).

COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee including testing to determine genetic markers (WAIVED, as previously taken), and Restitution in the amount of \$4,000.00; Deft. SENTENCED as follows:

As to Count 1 - Deft. SENTENCED to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC).

As to Count 2 - Deft. SENTENCED to a MINIMUM of FORTY-EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED FIFTY-SIX (156) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT with Count 1.

As to Count 3 - Deft. SENTENCED to a MINIMUM of FORTY-EIGHTY (48) MONTHS and a MAXIMUM of ONE HUNDRED FIFTY-SIX (156) MONTHS in the Nevada Department of Corrections (NDC); plus a CONSECUTIVE term of a MINIMUM of FORTY-EIGHTY (48) MONTHS and a MAXIMUM of ONE HUNDRED FIFTY-SIX (156) MONTHS in the Nevada Department of Corrections (NDC) for the Use of a Deadly Weapon; CONCURRENT with Count 2.

As to Count 4 Deft. SENTENCED to a MINIMUM of FORTY-EIGHTY (48) MONTHS and a MAXIMUM of ONE HUNDRED FIFTY-SIX (156) MONTHS in the Nevada Department of Corrections (NDC); plus a CONSECUTIVE term of a MINIMUM of FORTY-EIGHTY (48) MONTHS and a MAXIMUM of ONE HUNDRED FIFTY-SIX (156) MONTHS in the Nevada Department of Corrections (NDC) for the Use of a Deadly Weapon; CONSECUTIVE to Count 3.

As to Count 5 Deft. SENTENCED to DEATH; plus a CONSECUTIVE term of a MINIMUM of NINETY-SIX (96) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS in the Nevada Department of Corrections (NDC) for the Use of a Deadly Weapon; CONSECUTIVE to Count 4.

As to Count 6 Deft. SENTENCED to DEATH; plus a CONSECUTIVE term of a MINIMUM of NINETY-SIX (96) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS in the Nevada Department of Corrections for the Use of a Deadly Weapon.

Deft. to receive ONE THOUSAND EIGHT HUNDRED FORTY-TWO (1,842) DAYS credit for time served.

BOND, if any, EXONERATED.

NDC

CASE NO. C256769
DEPT. NO. XXI
CDDA DAVE STANTON MVU-HU

Defendant(s): CARLOS ZAPATA,
RALPH SIMON JEREMIAS, and
IVAN JESUS RIOS

Case No(s): 09AGJ046A-C (RANDOM TRACKS TO DEPTS I and XXI)

Charge(s): *As to all defendants:*
(1) CT - CONSPIRACY TO COMMIT ROBBERY;
(1) CT - BURGLARY WHILE IN POSSESSION OF A DEADLY
WEAPON;
(2) CTS - ROBBERY WITH USE OF A DEADLY WEAPON; and
(2) CTS - MURDER WITH USE OF A DEADLY WEAPON

Def. Counsel(s): ZAPATA: DEPUTY PUBLIC DEFENDER JEFFERY BANKS
JEREMIAS: DAN WINDER, ESQ.
RIOS: PETER CHRISTIANSEN, JR., ESQ.

WARRANTS:

ZAPATA:

JEREMIAS:

RIOS:

SET FELONY ARRAIGNMENTS (ONE WEEK)
DEFTS IN CUSTODY AT CCDC

*no bail all
8/13 9:30
Dept XXI*

Exhibits:

1. Proposed Indictment
2. Photograph
3. Photograph
4. Photograph
5. Photograph
6. Photograph
7. Photograph
8. Photograph
9. Photograph
10. Photograph

11. Photograph
12. Photograph
13. Photograph
14. Photograph
15. Photograph
16. Photograph
17. Photograph
18. Phtograph
19. Photograph
20. Photo line-up 6 pages

Exhibits 1-20, to be lodged with the Clerk of the Court.

STATES EXHIBITS**CASE NO. C256769**

No.	Description of Exhibit	Date Offered	Objection	Date Admitted
1	Photo - Victim B. Hudson	10/29/14	No	10/29/14
2	Photo - Victim P. Stephens	10/29/14	No	10/29/14
3	Photo - Text Msg – What Are U Doing	10/29/14	No	10/29/14
4	Photo - Text Msg – I'm Coming Over at 7	10/29/14	No	10/29/14
5	Photo - Apartment Walkway / Man in Chair	10/29/14	No	10/29/14
6	Photo - Apartment Complex	10/29/14	No	10/29/14
7	Photo - Apartment Lower w/Red Tape	10/29/14	No	10/29/14
8	Photo - Apartment Complex Parking Lot	10/29/14	No	10/29/14
9	Apartment Diagram	10/29/14	No	10/29/14
10	Photo – Body on Sofa (Face Down)	10/29/14	No	10/29/14
11	Photo – TV, Electronics, Body on sofa	10/29/14	No	10/29/14
12	Photo – Sofa, Tray & TV w/Cords	10/29/14	No	10/29/14
13	Photo – Covered Body on Knees, Sofa	10/29/14	No	10/29/14
14	Photo – Body on Sofa, Wires, Tray	10/29/14	No	10/29/14
15	Photo – Wires, Feed w/sneakers & Jeans	10/29/14	No	10/29/14
16	Photo – Leg w/jeans, Plastic on Carpet	10/29/14	No	10/29/14
17	Photo – Black Plastic on Carpet	10/29/14	No	10/29/14
18	Photo – Black Plastic on Carpet	10/29/14	No	10/29/14
19	Photo – Sofa w/body, Blood, pillows	10/29/14	No	10/29/14
20	Photo – Pillow w/ hands, Blood	10/29/14	No	10/29/14
21	Photo – Pillow	10/29/14	No	10/29/14
22	Photo – Body on Black Sofa	10/29/14	No	10/29/14
23	Photo – Body on Sofa w/blood	10/29/14	No	10/29/14
24	Photo – Tray and carpet	10/29/14	No	10/29/14

25	Photo – Silver Fragment on Carpet	10/29/14	No	10/29/14
26	Photo – Gold Fragment on Carpet	10/29/14	No	10/29/14
27	Photo – Silver Fragment on Carpet	10/29/14	No	10/29/14
28	Photo - Covered Body on Sofa	10/29/14	No	10/29/14
29	Photo – Covered Body on knees	10/29/14	No	10/29/14
30	Photo – Covered Body on sofa	10/29/14	No	10/29/14
31	Photo – Folded carpet	10/29/14	No	10/29/14
32	Photo – Carpet w/ruler	10/29/14	No	10/29/14
33	Photo – Back of body w/glasses	10/29/14	No	10/29/14
34	Photo – Body w/blood (victim)	10/29/14	No	10/29/14
35	Photo – Sofa w/blood stain	10/29/14	No	10/29/14
36	Photo – With body part (spot) carpet	10/29/14	No	10/29/14
37	Photo – Back of black sofa	10/29/14	No	10/29/14
38	Photo – Black plastic on carpet	10/29/14	No	10/29/14
39	Photo – Door knob w/tape	10/29/14	No	10/29/14
40	Photo – White door w/marks	10/29/14	No	10/29/14
41	Photo – Black plastic w/ruler	10/29/14	No	10/29/14
42	Photo – Open cabinet w/dishes	10/29/14	No	10/29/14
43	Photo – Open cabinet w/marijuana	10/29/14	No	10/29/14
44	Copy of Maxim Card w/Phone numbers	10/29/14	No	10/29/14
45	Photo – Black sofas	10/29/14	No	10/29/14
46	Photo – Boxes, Electronics, Table	10/29/14	No	10/29/14
47	Photo – Various items on table	10/29/14	No	10/29/14
48	Photo – Bullet in Cup	10/29/14	No	10/29/14
49	Photo – Bullet Casing	10/29/14	No	10/29/14
50	Photo	11/3/14	Obj.	11/3/14

51	Photo – Deceased right Cheek	11/3/14	Obj.	11/3/14
52	Photo – Deceased Back of Head	11/3/14	Obj.	11/3/14
53	Photo – Bullet Fragments	11/3/14	Obj.	11/3/14
54	Photo – Body Bag w/tag	11/3/14	Obj.	11/3/14
55	Photo – Deceased w/hole in cheek	11/3/14	Obj.	11/3/14
56	Photo – Deceased w/hole in neck	11/3/14	Obj.	11/3/14
57	Photo – Deceased – head w/blood	11/3/14	Obj.	11/3/14
58	Photo – Deceased – w/shaved spot	11/3/14	Obj.	11/3/14
59	Photo – Deceased – shaved head	11/3/14	Obj.	11/3/14
60	Photo – Bullet fragment	11/3/14	Obj.	11/3/14
61	Photo – Bullet fragment	11/3/14	Obj.	11/3/14
62	List w/dates and times	11/3/14	No	11/3/14
63	Photo – White car/man gas station	11/3/14	No	11/3/14
64	Photo – Back of white car	11/3/14	No	11/3/14
65	Photo – Front of white car	11/3/14	No	11/3/14
66	Photo – Man at machine	11/3/14	No	11/3/14
67	Photo – 2 men at machine (1) walking	10/29/14	No	10/29/14
68	Photo – man in hat	11/3/14	No	11/3/14
69	Photo – “Mack” tattoo on chest	11/3/14	No	11/3/14
70	Photo – Man w/tattoo on neck	11/3/14	No	11/3/14
71	Photo – Man w/black shirt	11/3/14	No	11/3/14
72	Photo – Man w/glasses, gray shirt	11/3/14	No	11/3/14
73	Photo – Overhead view Apartments	11/3/14	No	11/3/14
74	Photo – Blue Door	10/29/14	No	10/29/14
75	Photo – Open	10/29/14	No	10/29/14
76	Photo – Marijuana in plastic bag	10/29/14	No	10/29/14

77	Photo – silver car in parking lot	10/29/14	No	10/29/14
78	Photo – back silver car (lic # 872-UUA)	10/29/14	No	10/29/14
79	Photo – gray hat	10/29/14	No	10/29/14
80	Photo – Open car door w/hat on seat	10/29/14	No	10/29/14
81	Photo – Pink traffic ticket	10/29/14	No	10/29/14
82	Photo – DMV document	10/29/14	No	10/29/14
83	Photo – Consent to search card	11/3/14	No	11/3/14
84	Photo – Laptop w/wires, various items	10/29/14	No	10/29/14
85	Photo – Laptop computer	10/29/14	No	10/29/14
86	Photo - Red truck w/silver running board	10/29/14	No	10/29/14
87	June 2009 Calendar	11/3/14	No	11/3/14
88	Evidence Bag w/bullet fragments	10/29/14	No	10/29/14
88a	1 bullet fragment (lead core)w/app blood	10/29/14	No	10/29/14
88b	1 bullet fragment (copper jacket) w/app. blood	10/29/14	No	10/29/14
89	Evidence Bag	10/29/14	No	10/29/14
89a	Pieces of a dark gray plastic	10/29/14	No	10/29/14
89b	Pieces of a dark gray plastic	10/29/14	No	10/29/14
89c	Pieces of a dark gray plastic	10/29/14	No	10/29/14
89d	Pieces of a dark gray plastic	10/29/14	No	10/29/14
89e	Pieces of a dark gray plastic	10/29/14	No	10/29/14
89f	Pieces of a dark gray plastic	10/29/14	No	10/29/14
89g	Pieces of a dark gray plastic	10/29/14	No	10/29/14
90	Evidence Bag w/bullet fragment	10/29/14	No	10/29/14
91	Evidence Bag w/bullets	10/29/14	No	10/29/14
92,	Evidence Bag (9mm luger)	10/29/14	No	10/29/14
92a	Contents			

93	Evidence Bag w/black plastic	10/29/14	No	10/29/14
94, 94a	Evidence Bag – small envelope – 9 mm cartridge Contents of bag	10/29/14	No	10/29/14
95	Photo – Open drawer w/ 2 hats	10/29/14	No	10/29/14
96	Photo – Pill bottle & bullet in box	10/29/14	No	10/29/14
97	Copy of Guilty Plea Agreement -2010	11/5/14	No	11/5/14
98	Agreement to Testify	11/5/14	No	11/5/14
99	Transcript			
100	AVO Video CD	11/3/14	No	11/3/14
101	Suspect BJ's Bar CD	11/3/14	No	11/3/14
102	7-11 CD	11/3/14	No	11/3/14
103	Circle K CD	11/3/14	No	11/3/14
104	Hooter's Suspicious Activity CD	11/3/14	No	11/3/14
105	Terrible Herbst CD	11/3/14	No	11/3/14
106	M2 CD	11/3/14	No	11/3/14
107	Red Truck – damage of right rear	10/29/14	No	10/29/14
108	Rear view of Chevy Silverado truck	10/29/14	No	10/29/14
109	Left view of Chevy Silverado truck	10/29/14	No	10/29/14
110	Left view of Chevy Silverado truck	10/29/14	No	10/29/14
111	Front and left side view of Chevy Silverado	10/29/14	No	10/29/14
112	Front view of Chevy Silverado truck	10/29/14	No	10/29/14
113	Sign – Sunwood Village Apt.	11/5/14	No	11/5/14
114	Honeywell panel	10/29/14	No	10/29/14
115	Bullet casing	10/29/14	No	10/29/14
116 -	Bullet casing measurement	10/29/14	No	10/29/14
117	Bullet casing	10/29/14	No	10/29/14

118	Photo of Ralph Jeremias	11/3/14	No	11/3/14
119	Photo of Ralph Jeremias	11/3/14	No	11/3/14
120	Photo of Ralph Jeremias	11/3/14	No	11/3/14
121	Back view of Ralph Jeremias	11/3/14	No	11/3/14
122	Interior of vehicle	11/5/14	No	11/5/14
123	Interior of vehicle – hat in seat	11/5/14	No	11/5/14
124	Photo of hat	11/5/14	No	11/5/14
125	Flip Flops/dragon design	10/29/14	No	10/29/14
126	Blue jeans	10/29/14	No	10/29/14
127	Blue jeans	10/29/14	No	10/29/14
128	Shirt w/emblem	10/29/14	No	10/29/14
129	Striped shirt	10/29/14	No	10/29/14
130	Photo Line Up	11/3/14	No	11/3/14
131	Photo Line Up	11/3/14	No	11/3/14
132	Photo Line Up	11/3/14	No	11/3/14
133	Photo living room/kitchen	11/3/14	No	11/3/14
134	Photo bedroom/mirror w/graffiti	11/3/14	No	11/3/14
135	Canvass bag/Honeywell device	11/3/14	No	11/3/14
136	Bedroom	11/3/14	No	11/3/14
137	Bedroom/tv	11/3/14	No	11/3/14
138	Bedroom/open closet	11/3/14	No	11/3/14
139	Man/tattoos on neck	11/3/14	No	11/3/14
140	Tattoos on arm	11/3/14	No	11/3/14
141	Tattoos on arm	11/3/14	No	11/3/14
142	Tattoo on arm	11/3/14	No	11/3/14
143	Tattoo on arm	11/3/14	No	11/3/14

144	Map	11/3/14	No	11/3/14
145	CD – Jeremia's Statement	11/4/14	No	11/4/14

DEFENDANT'S EXHIBITSCASE NO. **C256769**

	Date Offered	Objection	Date Admitted
A.JOC – Zapata	11/3/14	No	11/3/14
B.Google Map – E. Tropicana	11/3/14	No	11/3/14
C.Pill Bottle & Bullet	WITHDRAWN		
D.Pill Bottle & Pills	10/29/14	No	10/29/14
E.Pills-Measurement	10/29/14	No	10/29/14
F.Living Room – Dead body on furniture	WITHDRAWN		
G.Living Room – Dead body on furniture	WITHDRAWN		
H. Rebel Oil Receipt	10/29/14	No	10/29/14
I.Map	11/3/14	No	11/3/14
J.Bank of America - <u>Made Court's Exhibit</u>	WITHDRAWN		
K. Copy of Fax - <u>Made Court's Exhibit</u>	WITHDRAWN		
L.Enterprise Leasing Document	11/4/14	No	11/4/14

Penalty Hearing 11/7/14

State
vs
Jeremias

State's EXHIBITS

CASE NO. C256769

	Date Offered	Objection	Date Admitted
1 Photo	11/7/14	No	11/7/14
2 Photo	11/7/14	No	11/7/14
3 Photo	11/7/14	No	11/7/14
4 Photo	11/7/14	No	11/7/14
5 Photo	11/7/14	No	11/7/14
6 Photo	11/7/14	No	11/7/14
7 Photo	11/7/14	No	11/7/14
8 Photo	11/7/14	No	11/7/14
9 Photo	11/7/14	No	11/7/14
10 Photo	11/7/14	No	11/7/14
11 Photo	11/7/14	No	11/7/14
12 Photo	11/7/14	No	11/7/14
13 Photo	11/7/14	No	11/7/14
14 Photo	11/7/14	No	11/7/14
15 Photo	11/7/14	No	11/7/14
16 Photo	11/7/14	No	11/7/14
17 Photo	11/7/14	No	11/7/14
18 Photo	11/7/14	No	11/7/14
19 Photo	11/7/14	No	11/7/14
20 Photo	11/7/14	No	11/7/14
21 Photo	11/7/14	No	11/7/14
22 Photo	11/7/14	No	11/7/14
23 Photo	11/7/14	No	11/7/14

Penalty Hearing 11/7/14

State

vs

Jeremias

State's

EXHIBITS

CASE NO. C256769

[illegible]

Penalty Hearing

11/7/14
State vs
Jeremias

Deft's EXHIBITS

CASE NO. C256769

	Date Offered	Objection	Date Admitted
A Photo	11/7/14	No	11/7/14
B Photo	11/7/14	No	11/7/14
C Photo	10/10/14	No	11/10/14
D Photo	11/10/14	No	11/10/14
E Photo	11/10/14	No	11/10/14
F Photo	11/10/14	No	11/10/14
G Photo	11/10/14	No	11/10/14
H Photo	11/10/14	No	11/10/14
I Photo	11/10/14	No	11/10/14
J Photo	11/10/14	No	11/10/14
K Photo	11/10/14	No	11/10/14
L Photo	11/10/14	No	11/10/14
M Photo	11/10/14	No	11/10/14
N Photo	11/10/14	No	11/10/14
O Photo	11/10/14	No	11/10/14
P Photo	11/10/14	No	11/10/14
Q Photo	11/7/14	No	11/7/14
R Photo	11/7/14	No	11/7/14
S Photo	11/7/14	No	11/7/14
T Photo	11/7/14	No	11/7/14
U Photo	11/7/14	No	11/7/14
V Photo	11/7/14	No	11/7/14
W Photo	11/7/14	No	11/7/14

Penalty Hearing

11/17/14

State

vs

Jeremias

Deft's EXHIBITS

CASE NO. C256769

	Date Offered	Objection	Date Admitted
x Photo	11/10/14	no	11/10/14
y Photo	11/10/14	no	11/10/14
z Photo	11/10/14	no	11/10/14
AA Photo	11/10/14	no	11/10/14
BB Photo	11/10/14	no	11/10/14
CC Photo	11/7/14	no	11/7/14
DD Photo	11/7/14	no	11/7/14
EE Photo	11/7/14	no	11/7/14
FF Photo	11/7/14	no	11/7/14
GG Photo	11/7/14	no	11/7/14
HH Photo	11/7/14	no	11/7/14
II Photo	11/7/14	no	11/7/14
JJ Photo	11/7/14	no	11/7/14
KK Photo	11/7/14	no	11/7/14
LL Photo	11/7/14	no	11/7/14
MM Photo	11/7/14	no	11/7/14
NN Photo	11/7/14	no	11/7/14
OO Photo	11/7/14	no	11/7/14
PP Photo	11/7/14	no	11/7/14
QQ Photo	11/7/14	no	11/7/14
RR Letter/Drawing	11/7/14	no	11/7/14
SS Dog	11/10/14	no	11/10/14
TT - Zip Drive	11/10/14	no	11/10/14

e

Court's EXHIBITS

CASE NO. C256769

[illegible]

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; JUDGMENT OF CONVICTION (JURY TRIAL); DISTRICT COURT
MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

RALPH S. JEREMIAS,

Defendant(s).

Case No: C256769-2

Dept No: XXI

Death Penalty

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 January 2015.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk