

1 CODE NO. 2515
2 WASHOE COUNTY PUBLIC DEFENDER
3 JOHN REESE PETTY, State Bar Number 10
350 South Center Street, 5th Floor
4 P.O. Box 11130
Reno, Nevada 89520-0027
5 (775) 337-4827
Attorney for Defendant

Electronically Filed
Apr 20 2015 10:36 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

6
7 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

8 IN AND FOR THE COUNTY OF WASHOE

9 THE STATE OF NEVADA,

10 Plaintiff,

11 vs.

Case No. CR14-1830

12 QUINZALE MASON,

Dept. No. 10

13 Defendant.
14 _____/

15 **NOTICE OF APPEAL**

16 QUINZALE MASON, the defendant above named, appeals to the Supreme Court of
17 Nevada from the judgment of conviction entered in this action on March 17, 2015. This is a Fast
18 Track Appeal.

19 The undersigned hereby affirms, pursuant to NRS 239B.030, that this document does not
20 contain the social security number of any person.

21 DATED this 15th day of April 2015.
22

23 JEREMY T. BOSLER
WASHOE COUNTY PUBLIC DEFENDER

24 By: /s/ John Reese Petty
25 JOHN REESE PETTY, Chief Deputy
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I hereby certify that I am an employee of the Washoe County Public Defender's Office,
Reno, Washoe County, Nevada, and that on this date I forwarded a true copy of the foregoing
document addressed to:

QUINZALE MASON (# 1135809)
Northern Nevada Correctional Center
P.O. Box 7000
Carson City, Nevada 89702

TERRENCE P. McCARTHY
Chief Appellate Deputy
Washoe County District Attorney's Office
(E-mail)

ADAM LAXALT
Attorney General State of Nevada
100 N. Carson Street
Carson City, Nevada 89701

DATED this 15th day of April 2015.

/s/ John Reese Petty
JOHN REESE PETTY

1 CODE NO. 1310
2 WASHOE COUNTY PUBLIC DEFENDER
3 JOHN REESE PETTY, State Bar Number 10
4 350 South Center Street, 5th Floor
5 P.O. Box 11130
6 Reno, Nevada 89520-0027
7 (775) 337-4827
8 Attorney for Defendant

9
10 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

11 IN AND FOR THE COUNTY OF WASHOE

12 THE STATE OF NEVADA,

13 Plaintiff,

14 vs.

Case No. CR14-1830

15 QUINZALE MASON,

Dept. No. 10

16 Defendant.

17 **CASE APPEAL STATEMENT**

18 1. Appellant, QUINZALE MASON

19 2. This appeal is from a judgment of conviction entered on March 17, 2015, by the
20 Honorable Elliott A. Sattler, district judge.

21 3. The parties below were The State of Nevada, Plaintiff and QUINZALE MASON,
22 Defendant.

23 4. The parties herein are QUINZALE MASON, Appellant and The State of Nevada,
24 Respondent.

25 5. Counsel on appeal: For the Appellant, the Washoe County Public Defender's Office
26 and John Reese Petty, Chief Appellate Deputy, 350 South Center Street, 5th Floor, P.O. Box

1 11130 Reno, Nevada 89520-0027, (775) 337-4827; and for the Respondent, the Washoe
2 County District Attorney's Office, One South Sierra Street, Reno, Nevada 89501, (775) 337-
3 5751.

4 6. Appointed counsel represented Appellant in the district court

5 7. Appointed counsel represents Appellant on appeal.

6 8. The Washoe County Public Defender was court-appointed.

7 9. An Information was filed on November 24, 2014 and an Amended Information was
8 filed on February 4, 2015.

9 10. Mr. Mason was convicted by a jury of three felony counts—battery with a deadly
10 weapon, assault with a deadly weapon and being an a felon in possession of a firearm. Judge
11 Sattler sentenced him to consecutive terms of 36 to 120 months and 24 to 60 months on counts
12 I and II respectively, and to a concurrent term of 24 to 60 months in the Nevada Department of
13 Corrections.

14 11. Not applicable.

15 12. Not applicable.

16 13. Not applicable.

17 The undersigned hereby affirms, pursuant to NRS 239B.030, that this document does not
18 contain the social security number of any person.

19 DATED this 15th day of April 2015.

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21
22 JEREMY T. BOSLER
23 WASHOE COUNTY PUBLIC DEFENDER
24 By: /s/ John Reese Petty
25 JOHN REESE PETTY, Chief Deputy
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QUINZALE MASON (# 1135809)
Northern Nevada Correctional Center
P.O. Box 7000
Carson City, Nevada 89702

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1 CODE NO. 3868
2 WASHOE COUNTY PUBLIC DEFENDER
3 JOHN REESE PETTY, State Bar Number 0010
4 350 South Center Street, 5th Floor
5 P.O. Box 11130
6 Reno, Nevada 89520-0027
7 (775) 337-4827
8 Attorney for Defendant

9
10 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

11 IN AND FOR THE COUNTY OF WASHOE

12 THE STATE OF NEVADA,

13 Plaintiff,

14 vs.

Case No. CR14-1830

15 QUINZALE MASON,

Dept. No. 10

16 Defendant.
17 _____/

18 **REQUEST FOR ROUGH DRAFT TRANSCRIPT(S)**

19 TO: C. Eisenberg, M. Pava, D. Gustin, L. Urmston, & P. Hoogs:

20 QUINZALE MASON, defendant named above, requests preparation of a transcript of
21 certain portions of the proceedings before the district court in this matter as follows:

22 January 27, 2015: Transcript of Proceedings: Motion to Confirm (C. Eisenberg);

23 February 6, 2015: Transcript of Proceedings: Status Hearing (M. Pava);

24 February 9 (D. Gustin), 10 (L. Urmston), 11 (L. Urmston) & 12 (P. Hoogs), 2015:

25 Transcript of Proceedings: Jury Trial (**excluding** jury selection and the reading of jury
26 instructions, **but including** all hearings and/or meetings with counsel held outside the presence of
the jury (including bench conferences), all meetings by the court with the jury with or without

1 counsel present, opening statements and closing arguments of counsel, all trial testimony, the
2 settling of jury instructions, and the return of the jury's verdict); and,

3 March 17, 2015: Transcript of Proceedings: Entry of Judgment and Imposition of Sentence
4 (M. Pava).

5 This notice requests a transcript of only those portions of the district court proceedings
6 which counsel reasonably and in good faith believes are necessary to determine whether appellate
7 issues are present. Voir dire examination of jurors, opening statements and closing arguments of
8 trial counsel, and the reading of jury instructions shall not be transcribed unless specifically
9 requested above, which, with the exception of the reading of jury instructions, they are.
10

11 I recognize that I must personally serve a copy of this form on the above named reporter and
12 opposing counsel, and that the above named court reporter shall have 20 days from the receipt of
13 this notice to prepare and submit to the district court and counsel the draft transcript requested
14 herein.
15

16 The undersigned hereby affirms, pursuant to NRS 239B.030, that this document does not
17 contain the social security number of any person.

18 DATED this 15rd day of April 2015.

19 JEREMY T.BOSLER
20 WASHOE COUNTY PUBLIC DEFENDER

21 By: /s/ John Reese Petty
22 JOHN REESE PETTY
23 Chief Deputy
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QUINZALE MASON (#1135809)
Northern Nevada Correctional Center
P.O. Box 7000
Carson City, Nevada 89702

C. Eisenberg, Court Reporter
SUNSHINE LITIGATION SERVICES
151 Country Estates Cir.
Reno, Nevada 89511

DATED this 15th day of April 2015.

1

**SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE**

Case History - CR14-1830

DEPT. D10

HON. ELLIOTT A. SATTLER

Report Date & Time

4/17/2015

8:42:08AM

Case Description: STATE VS. QUINZALE MASON (D10)

Case ID:	CR14-1830	Case Type:	CRIMINAL	Initial Filing Date:	11/21/2014
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Parties

PLTF	STATE OF NEVADA - STATE
DA	Zach Young, Esq. - 9227
DA	Terrence P. McCarthy, Esq. - 2745
DA	Travis B. Lucia, Esq. - 11188
DEFT	QUINZALE MASON - @1262992
PD	Donald K. White, Esq. - 10467
PD	Carl F. Hylin, Esq. - 2726
PD	John Reese Petty, Esq. - 10
PNP	Div. of Parole & Probation - DPNP

Charges

<i>Charge No.</i>	<i>Charge Code</i>	<i>Charge Date</i>		<i>Charge Description</i>
1	50223	2/4/2015	AI	BATTERY WITH A DEADLY WEAPON
2	50201	2/4/2015	AI	ASSAULT WITH A DEADLY WEAPON
3	51460	2/4/2015	AI	BEING A FELON IN POSSESSION OF A FIREARM

Plea Information

<i>Charge No.</i>	<i>Plea Code</i>	<i>Plea Date</i>	<i>Plea Description</i>
1	50223	2/6/2015	PLED NOT GUILTY
2	50201	2/6/2015	PLED NOT GUILTY
3	51460	2/6/2015	PLED NOT GUILTY
4	NC01		

Sentences

<i>Date</i>	<i>Charge No.</i>	<i>Charge Desc</i>	<i>Time Served</i>	<i>Sentence Text</i>
3/17/2015	1 - Nevada State Prison		NDOC 36-120 + FEES.	
3/17/2015	2 - Nevada State Prison		NDOC 24-60 MOS, TO BE SERVED CONSECUTIVELY TO THE SENTENCE IMPOSED FOR COUNT I.	
3/17/2015	3 - Nevada State Prison		NDOC 24-60 MOS, TO BE SERVED CONCURRENTLY TO THE SENTENCE IMPOSED IN COUNT II.	

Release Information

Custody Status

Hearings

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>	<i>Disposed Date</i>
1 D1	ARRAIGNMENT	12/9/2014 09:00:00	12/9/2014

Event Extra Text:

Disposition:
D725 12/9/2014
TO ALL COUNTS; INVOKED RIGHT TO TRIAL W/IN 60 DAYS; TRIAL SET

Case Description: STATE VS. QUINZALE MASON (D10)

Case ID:	CR14-1830	Case Type:	CRIMINAL	Initial Filing Date:	11/21/2014
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<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
2 D1	MOTION TO CONFIRM TRIAL	1/27/2015	09:00:00	1/27/2015
Event Extra Text: TRIAL SET 2/9/15 FOR 5 DAYS (BDW/ADW)		Disposition: D425 1/27/2015 MOTION TO CONFIRM TRIAL GRANTED EXHIBIT MARKING SET FOR 2-6-15 AT 9:00 A.M.		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
3 D10	HEARING...	2/5/2015	10:00:00	2/5/2015
Event Extra Text: (HRG ON MATERIAL WITNESS BENCH WARRANT - ANTHONY HOLLY)		Disposition: D435 2/5/2015 COURT ORDERED: MATERIAL WITNESS ANTHONY HOLLY SHALL REMAIN IN CUSTODY @WCJ UNTIL HE TESTIFIES AT TRIAL AND IS RELEASED FROM HIS SUBPOENA; JURY TRIAL IN THIS CASE IS SET TO COMMENCE ON MONDAY, FEBRUARY 9, 2015 @8:30AM.		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
4 D10	EXHIBITS TO BE MARKED W/CLERK	2/6/2015	09:00:00	2/6/2015
Event Extra Text:		Disposition: D596 2/6/2015		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
5 D10	STATUS HEARING	2/6/2015	08:30:00	2/6/2015
Event Extra Text:		Disposition: D435 2/6/2015 COURT ORDERED: STATE'S MOTION TO EXCLUDE EVIDENCE OF AN ALIBI WAS GRANTED. COURT FURTHER ORDERED: JURY TRIAL START TIME SHALL BE CHANGED TO 8:15AM ON MONDAY (2/9) AND WEDNESDAY (2/11) TO ACCOMODATE THE DEFT'S DIALYSIS SCHEDULE.		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
6 D1	EXHIBITS TO BE MARKED W/CLERK	2/6/2015	09:00:00	2/4/2015
Event Extra Text:		Disposition: D843 2/4/2015		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
7 D10	TRIAL - JURY	2/9/2015	08:15:00	2/9/2015
Event Extra Text:		Disposition: D832 2/9/2015 TRIAL TO RECONVENE TOMORROW, 2/10/15, @8:30AM. COURT ORDERED: MATERIAL WITNESS ANTHONY HOLLY IS RELEASED FROM HIS SUBPOENA AND HE SHALL BE RELEASED FROM CUSTODY.		

Case Description: STATE VS. QUINZALE MASON (D10)

Case ID:	CR14-1830	Case Type:	CRIMINAL	Initial Filing Date:	11/21/2014
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	Department	Event Description	Sched. Date & Time		Disposed Date
8	D10	TRIAL ONGOING	2/10/2015	08:30:00	2/10/2015
	Event Extra Text:		Disposition: D832 2/10/2015		

	Department	Event Description	Sched. Date & Time		Disposed Date
9	D10	TRIAL ONGOING	2/11/2015	08:30:00	2/11/2015
	Event Extra Text:		Disposition: D832 2/11/2015		

	Department	Event Description	Sched. Date & Time		Disposed Date
10	D10	TRIAL ONGOING	2/12/2015	08:30:00	2/12/2015
	Event Extra Text:		Disposition: D895 2/12/2015 JURY FOUND THE DEFT GUILTY OF COUNT I, II AND III OF THE AMENDED INFORMATION; SENTENCING SET FOR MARCH 19, 2015 @8:30AM.		

	Department	Event Description	Sched. Date & Time		Disposed Date
11	D10	SENTENCING	3/17/2015	08:30:00	3/17/2015
	Event Extra Text:		Disposition: D765 3/17/2015		

	Department	Event Description	Sched. Date & Time		Disposed Date
12	D10	SENTENCING	3/19/2015	08:30:00	2/20/2015
	Event Extra Text:		Disposition: D844 2/20/2015 VACATED PER COUNSEL AND RESET TO MARCH 17, 2015 AT 8:30 A.M.		

Agency Cross Reference

Code	Agency Description	Case Reference I.D.
DA	District Attorney's Office	DA1414272
PC	PCN number	PCNRPD1414703C
RJ	Reno Justice's Court	RCR2014078326
RP	Reno Police Department	RP14015205

Actions				
Action Entry Date	Code	Code Description	Text	
11/24/2014	1695	** Exhibit(s) ...	STATE'S EX A SENT TO EVIDENCE CLERK	
11/24/2014	3700	Proceedings	JUSTICE COURT PROCEEDINGS - STATE'S EX A SENT TO EVIDENCE CLERK	
11/24/2014	NEF	Proof of Electronic Service	Transaction 4708540 - Approved By: NOREVIEW : 11-24-2014:10:23:01	
11/24/2014	COC	Evidence Chain of Custody Form		
11/24/2014	1491	Court Services Report	Transaction 4709063 - Approved By: SHAMBRIG : 11-24-2014:14:10:46	
11/24/2014	NEF	Proof of Electronic Service	Transaction 4709219 - Approved By: NOREVIEW : 11-24-2014:14:14:06	
11/24/2014	1800	Information	Transaction 4708156 - Approved By: SHAMBRIG : 11-24-2014:10:21:54	

Case Description: STATE VS. QUINZALE MASON (D10)				
Case ID:	CR14-1830	Case Type:	CRIMINAL	Initial Filing Date: 11/21/2014
12/12/2014	MIN	***Minutes	Arraignment 12/9/14 - Transaction 4733971 - Approved By: NOREVIEW : 12-12-2014:13:33:04	
12/12/2014	NEF	Proof of Electronic Service	Transaction 4733977 - Approved By: NOREVIEW : 12-12-2014:13:34:20	
12/15/2014	4105	Supplemental ...	SUPPLEMENTAL JUSTICE COURT PROCEEDINGS	
12/23/2014	NEF	Proof of Electronic Service	Transaction 4747817 - Approved By: NOREVIEW : 12-23-2014:11:42:55	
12/23/2014	3980	Stip and Order...	RE: CONSUMPTION FOR DNA TESTING - Transaction 4747808 - Approved By: NOREVIEW : 12-23-2014:11:	
12/30/2014	NEF	Proof of Electronic Service	Transaction 4754195 - Approved By: NOREVIEW : 12-30-2014:12:17:24	
12/30/2014	3370	Order ...	REQUEST, STIPULATION AND ORDER RE PRE-PRELIMINARY HEARING AND PRE-TRIAL RECIPROCAL I	
1/16/2015	2592	Notice of Witnesses	NOTICE OF EXPERT WITNESS PURSUANT TO NRS 174.234 - Transaction 4777839 - Approved By: YLLOYD	
1/16/2015	2592	Notice of Witnesses	Notice of Alibi Witness - Transaction 4777997 - Approved By: ADEGAYNE : 01-16-2015:16:28:43	
1/16/2015	NEF	Proof of Electronic Service	Transaction 4778069 - Approved By: NOREVIEW : 01-16-2015:16:27:36	
1/16/2015	NEF	Proof of Electronic Service	Transaction 4778085 - Approved By: NOREVIEW : 01-16-2015:16:29:59	
1/20/2015	NEF	Proof of Electronic Service	Transaction 4780528 - Approved By: NOREVIEW : 01-20-2015:16:49:05	
1/20/2015	2265	Mtn to Bifurcate	MOTION TO BIFURCATE TRIAL RELATED TO THE CHARGE OF BEING A FELON IN POSSESSION OF A FI	
1/21/2015	2610	Notice ...	NOTICE OF NON-OPPOSITION TO STATE'S MOTION TO BIFURCATE TRIAL RELATED TO THE CHARGE (
1/21/2015	NEF	Proof of Electronic Service	Transaction 4781214 - Approved By: NOREVIEW : 01-21-2015:10:09:06	
1/28/2015	NEF	Proof of Electronic Service	Transaction 4792293 - Approved By: NOREVIEW : 01-28-2015:12:21:25	
1/28/2015	NEF	Proof of Electronic Service	Transaction 4792400 - Approved By: NOREVIEW : 01-28-2015:13:02:17	
1/28/2015	3060	Ord Granting Mtn ...	STATE'S MTN TO BIFURCATE TRIAL RELATED TO THE CHARGE OF BEING A FELON IN POSSESSION O	
1/28/2015	MIN	***Minutes	MOTION TO CONFIRM TRIAL - 1-27-15 - Transaction 4792397 - Approved By: NOREVIEW : 01-28-2015:13:01	
1/30/2015	2592	Notice of Witnesses	NOTICE OF WITNESS PURSUANT TO NRS 174.234 - Transaction 4796831 - Approved By: MFERNAND : 01-	
1/30/2015	NEF	Proof of Electronic Service	Transaction 4796859 - Approved By: NOREVIEW : 01-30-2015:13:32:37	
2/4/2015	NEF	Proof of Electronic Service	Transaction 4802360 - Approved By: NOREVIEW : 02-04-2015:11:09:56	
2/4/2015	NEF	Proof of Electronic Service	Transaction 4803310 - Approved By: NOREVIEW : 02-04-2015:15:37:30	
2/4/2015	NEF	Proof of Electronic Service	Transaction 4803324 - Approved By: NOREVIEW : 02-04-2015:15:41:22	
2/4/2015	NEF	Proof of Electronic Service	Transaction 4803535 - Approved By: NOREVIEW : 02-04-2015:16:10:35	
2/4/2015	NEF	Proof of Electronic Service	Transaction 4803539 - Approved By: NOREVIEW : 02-04-2015:16:11:17	
2/4/2015	3370	Order ...	MATERIAL WITNESS ORDER - Transaction 4803317 - Approved By: NOREVIEW : 02-04-2015:15:40:25	
2/4/2015	1095	Amended Information	Transaction 4803576 - Approved By: LBARRAGA : 02-05-2015:10:07:16	
2/4/2015	3370	Order ...	ORDER TRANSFERRING CASE FROM DEPT. 1 TO DEPT. 10 - Transaction 4802351 - Approved By: NOREVI	
2/4/2015	1301	Bench Warrant Filed -Case Open	BENCH WARRANT ON MATERIAL WITNESS ORDER - Transaction 4803304 - Approved By: NOREVIEW : 02	
2/4/2015	1075	Affidavit ...	Transaction 4803312 - Approved By: MELWOOD : 02-04-2015:16:10:15	
2/4/2015	2490	Motion ...	MOTION TO REQUIRE BOND OF A MATERIAL WITNESS - Transaction 4803309 - Approved By: MELWOOD :	
2/5/2015	MIN	***Minutes	2/5/15 - HRG ON MATERIAL WITNESS BENCH WARRANT - Transaction 4804930 - Approved By: NOREVIEW	
2/5/2015	NEF	Proof of Electronic Service	Transaction 4804935 - Approved By: NOREVIEW : 02-05-2015:13:07:33	
2/5/2015	NEF	Proof of Electronic Service	Transaction 4804269 - Approved By: NOREVIEW : 02-05-2015:10:09:46	
2/5/2015	2490	Motion ...	MOTION TO EXCLUDE EVIDENCE OF AN ALIBI - Transaction 4805902 - Approved By: YLLOYD : 02-06-2015	
2/6/2015	2592	Notice of Witnesses	Transaction 4807669 - Approved By: MELWOOD : 02-06-2015:16:36:55	
2/6/2015	MIN	***Minutes	2/6/15 - STATUS HRG - Transaction 4807174 - Approved By: NOREVIEW : 02-06-2015:13:57:16	
2/6/2015	NEF	Proof of Electronic Service	Transaction 4807917 - Approved By: NOREVIEW : 02-06-2015:16:37:46	

Case Description: STATE VS. QUINZALE MASON (D10)				
Case ID:	CR14-1830	Case Type:	CRIMINAL	Initial Filing Date: 11/21/2014
2/6/2015	NEF	Proof of Electronic Service	Transaction 4807180 - Approved By: NOREVIEW : 02-06-2015:14:00:18	
2/6/2015	NEF	Proof of Electronic Service	Transaction 4806160 - Approved By: NOREVIEW : 02-06-2015:09:27:49	
2/9/2015	3892	Return of Service B/W	WARRANT FILED - 02/04/15	
2/9/2015	MIN	***Minutes	2/9/15 - JURY TRIAL (DAY 1) - Transaction 4809979 - Approved By: NOREVIEW : 02-09-2015:15:45:19	
2/9/2015	NEF	Proof of Electronic Service	Transaction 4809981 - Approved By: NOREVIEW : 02-09-2015:15:46:18	
2/10/2015	MIN	***Minutes	2/10/15 - JURY TRIAL (DAY 2) - Transaction 4812621 - Approved By: NOREVIEW : 02-10-2015:17:35:25	
2/10/2015	NEF	Proof of Electronic Service	Transaction 4812622 - Approved By: NOREVIEW : 02-10-2015:17:36:25	
2/11/2015	NEF	Proof of Electronic Service	Transaction 4814839 - Approved By: NOREVIEW : 02-11-2015:18:04:53	
2/11/2015	NEF	Proof of Electronic Service	Transaction 4812811 - Approved By: NOREVIEW : 02-11-2015:09:07:14	
2/11/2015	1312	Case Assignment Notification	ORDER TRANSFERRING CASE TO DEPARTMENT 10, FROM DEPARTMENT 1 - Transaction 4812793 - App	
2/11/2015	MIN	***Minutes	2/11/15 - JURY TRIAL (DAY 3) - Transaction 4814838 - Approved By: NOREVIEW : 02-11-2015:18:04:02	
2/12/2015	1885	Jury Instructions		
2/12/2015	1695	** Exhibit(s) ...	TRIAL EXHIBITS 1-26 MARKED; 1-25 WERE ADMITTED.	
2/12/2015	3760	Refused Instructions-Pltf		
2/12/2015	4245	Verdict(s)...	DEFT FOUND GUILTY OF COUNT I - BATTERY WITH A DEADLY WEAPON. - Transaction 4815379 - Approve	
2/12/2015	4245	Verdict(s)...	DEFT FOUND GUILTY OF COUNT II - ASSAULT WITH A DEADLY WEAPON - Transaction 4815384 - Approve	
2/12/2015	4245	Verdict(s)...	DEFT FOUND GUILTY OF COUNT III - BEING A FELON IN POSSESSION OF A FIREARM - Transaction 4815	
2/12/2015	4235	Unused Verdict Form(s)...		
2/12/2015	3373	Other ...	WITHDRAWN JURY INSTRUCTION #33	
2/12/2015	NEF	Proof of Electronic Service	Transaction 4815383 - Approved By: NOREVIEW : 02-12-2015:11:04:47	
2/12/2015	NEF	Proof of Electronic Service	Transaction 4815389 - Approved By: NOREVIEW : 02-12-2015:11:05:57	
2/12/2015	NEF	Proof of Electronic Service	Transaction 4815391 - Approved By: NOREVIEW : 02-12-2015:11:06:49	
2/12/2015	NEF	Proof of Electronic Service	Transaction 4816822 - Approved By: NOREVIEW : 02-12-2015:16:56:23	
2/12/2015	MIN	***Minutes	2/12/15 - JURY TRIAL (DAY 4) & EXHIBIT LIST - Transaction 4816818 - Approved By: NOREVIEW : 02-12-201	
2/19/2015	4185	Transcript	2/6/15 Status Hearing - Transaction 4823298 - Approved By: NOREVIEW : 02-19-2015:08:03:23	
2/19/2015	NEF	Proof of Electronic Service	Transaction 4823301 - Approved By: NOREVIEW : 02-19-2015:08:04:22	
2/26/2015	1250	Application for Setting	SENTENCING - MARCH 17, 2015 @ 8:30 AM - Transaction 4835864 - Approved By: MELWOOD : 02-26-2015:	
2/26/2015	NEF	Proof of Electronic Service	Transaction 4836014 - Approved By: NOREVIEW : 02-26-2015:14:37:12	
3/5/2015	4500	PSI - Confidential	* SEALED * Transaction 4848109 - Approved By: YLLOYD : 03-06-2015:09:42:56	
3/6/2015	NEF	Proof of Electronic Service	Transaction 4848512 - Approved By: NOREVIEW : 03-06-2015:09:43:53	
3/11/2015	1930	Letters ...	* SEALED * DOCUMENTS SUBMITTED BY DEFENSE FOR CONSIDERATION AT SENTENCING TO BE FILE	
3/11/2015	NEF	Proof of Electronic Service	Transaction 4856443 - Approved By: NOREVIEW : 03-11-2015:15:59:29	
3/12/2015	1930	Letters ...	* SEALED * CONTINUATION TO DOCUMENTS SUBMITTED BY DEFENSE FOR CONSIDERATION AT SENT	
3/12/2015	1930	Letters ...	* SEALED * DOCUMENTS SUBMITTED BY DEFENSE FOR CONSIDERATION AT SENTENCING TO BE FILE	
3/12/2015	NEF	Proof of Electronic Service	Transaction 4858163 - Approved By: NOREVIEW : 03-12-2015:14:20:57	
3/17/2015	NEF	Proof of Electronic Service	Transaction 4863992 - Approved By: NOREVIEW : 03-17-2015:12:05:12	
3/17/2015	1850	Judgment of Conviction	Transaction 4863987 - Approved By: NOREVIEW : 03-17-2015:12:04:14	
3/17/2015	COLL	Sent to Collections	17-MAR-2015	
3/17/2015	1930	Letters ...	LETTER FROM THE ACLU DATED 1/20/15	

Case Description: STATE VS. QUINZALE MASON (D10)

Case ID:	CR14-1830	Case Type:	CRIMINAL	Initial Filing Date:	11/21/2014
4/9/2015	2520	Notice of Appearance	JOHN PETTY, PD / QUINZALE MASON - Transaction 4900676 - Approved By: MCHOLICO : 04-10-2015:08:14		
4/10/2015	NEF	Proof of Electronic Service	Transaction 4900945 - Approved By: NOREVIEW : 04-10-2015:08:15:29		
4/10/2015	MIN	***Minutes	3/17/15 - SENTENCING - Transaction 4901495 - Approved By: NOREVIEW : 04-10-2015:10:46:27		
4/10/2015	NEF	Proof of Electronic Service	Transaction 4901503 - Approved By: NOREVIEW : 04-10-2015:10:47:29		
4/15/2015	2515	Notice of Appeal Supreme Court	Transaction 4906730 - Approved By: YVILORIA : 04-15-2015:11:07:01		
4/15/2015	3000	Ord Trial Transcript/Public\$	Transaction 4908298 - Approved By: NOREVIEW : 04-15-2015:15:08:00		
4/15/2015	1310	Case Appeal Statement	Transaction 4906731 - Approved By: YVILORIA : 04-15-2015:11:07:19		
4/15/2015	NEF	Proof of Electronic Service	Transaction 4908306 - Approved By: NOREVIEW : 04-15-2015:15:08:49		
4/15/2015	NEF	Proof of Electronic Service	Transaction 4907480 - Approved By: NOREVIEW : 04-15-2015:11:08:44		
4/15/2015	NEF	Proof of Electronic Service	Transaction 4907473 - Approved By: NOREVIEW : 04-15-2015:11:08:05		
4/15/2015	NEF	Proof of Electronic Service	Transaction 4907486 - Approved By: NOREVIEW : 04-15-2015:11:09:14		
4/15/2015	3868	Req to Crt Rptr - Rough Draft	Transaction 4906732 - Approved By: YVILORIA : 04-15-2015:11:07:57		
4/15/2015	2230	Mtn Trial Trans. Public Exp	Transaction 4906733 - Approved By: YVILORIA : 04-15-2015:11:08:17		
4/15/2015	NEF	Proof of Electronic Service	Transaction 4907482 - Approved By: NOREVIEW : 04-15-2015:11:08:53		
4/17/2015	NEF	Proof of Electronic Service	Transaction 4911264 - Approved By: NOREVIEW : 04-17-2015:08:38:07		
4/17/2015	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 4911256 - Approved By: I		

1 **CODE 1850**

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6 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
7 **IN AND FOR THE COUNTY OF WASHOE**
8

9 **STATE OF NEVADA,**

10 **Plaintiff,**

Case No. CR14-1830

11 **vs.**

Dept. No. 10

12 **QUINZALE MASON,**

13 **Defendant.**
14 _____/

15 **JUDGMENT**

16 The Defendant, having been found guilty by a jury, and no sufficient cause being
17 shown as to why judgment should not be pronounced against him, the Court rendered judgment as
18 follows:

19 That Quinzale Mason is guilty of the crime of Battery With a Deadly Weapon, a
20 violation of NRS 200.481 (2) (e), a felony, as charged in Count I of the Amended Information, and
21 that he be punished by imprisonment in the Nevada Department of Corrections for the maximum
22 term of one hundred twenty (120) months with the minimum parole eligibility of thirty-six (36)
23 months, with credit for two hundred eighteen (218) days time served.

24 That Quinzale Mason is guilty of the crime of Assault With a Deadly Weapon, a
25 violation of NRS 200.471, a felony, as charged in Count II of the Amended Information, and that he
26 be punished by imprisonment in the Nevada Department of Corrections for the maximum term of
27 sixty (60) months with the minimum parole eligibility of twenty-four (24) months, to be served
28 consecutively to the sentence imposed for Count I, with credit for zero (0) days time served.

1 That Quinzale Mason is guilty of the crime of Being a Felon in Possession of a
2 Firearm, a violation of NRS 202.360, a felony, as charged in Count III of the Amended Information,
3 and that he be punished by imprisonment in the Nevada Department of Corrections for the
4 maximum term of sixty (60) months with the minimum parole eligibility of twenty-four (24)
5 months, to be served concurrently to the sentence imposed in Count II, with credit for zero (0) days
6 time served.

7 It is further ordered that the Defendant shall pay the statutory Twenty-Five Dollar
8 (\$25.00) administrative assessment fee; that he shall pay the Three Dollar (\$3.00) administrative
9 assessment fee for obtaining a biological specimen and conducting a genetic marker analysis; and
10 that he shall reimburse Washoe County in the amount of One Thousand Dollars (\$1,000.00) for
11 legal services rendered.

12 It is further ordered that the fees are subject to removal from the Defendant's books
13 at the Washoe County Jail and/or Nevada Department of Corrections.

14 Dated this 17 day of March, 2015.
15 NUNC PRO TUNC to March 17, 2015.

16
17
18 
19 DISTRICT JUDGE
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28

CASE NO CR14-1830 **STATE OF NEVADA V QUINZALE MASON**

**DATE, JUDGE
OFFICERS OF**

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

12/9/14	<u>ARRAIGNMENT</u>	1/27/15 @
HONORABLE	Deputy District Attorney Zach Young represented the State. Defendant was	9:00 a.m.
JANET BERRY	present with counsel, Carl Hylin, Esq.	Mtn to
DEPT. 1	Counsel for the defendant addressed the Court and advised defendant was	Confirm
Y. Gentry	bound over from Justice Court; that the defendant will be pleading not guilty	Trial
(Clerk)	to all charges and will be invoking his right to trial within 60 days.	
D. Cecere	Court canvassed defendant regarding pleas and right to trial within 60 days.	2/9/15 @
(Reporter)	Defendant pled not guilty and invoked his right to trial.	9:30 a.m.
N. Nemeth	COURT ORDERED trial to begin February 9, 2015 for 5 days and set a	Trial
(Bailiff)	Motion to Confirm Trial hearing set for January 27, 2015.	
J. Iveson	DEFENDANT was present in custody.	
(Prob. Ofcr)		

CASE NO. CR14-1830

STATE OF NEVADA
vs.
QUINZALE MASON

01/27/15
HONORABLE
JANET J. BERRY
DEPT. NO. 1
M. Conway
(Clerk)
C. Eisenberg
(Reporter)

APPEARANCES-HEARING

CONTINUED TO

MOTION TO CONFIRM TRIAL

Feb. 6, 2015
9:00 a.m. for
Exhibit Marking
Jury Trial
Feb. 9, 2015 at 9:30 a.m.

Deputy District Attorney Sean Alexander represented the State.
Defendant was present, in custody, represented by Deputy Public Defender Donald White.
Officer Lynette Hix was present on behalf of the Division of Parole and Probation.
Respective counsel addressed and advised the Court that they are ready for trial.

COURT ORDERED: Motion to Confirm Trial: GRANTED.

Court advised counsel that this trial will be moved to another department as Department 1 will be a civil trial. Court advised counsel that the Motion to Bifurcate Trial Related to the Charge of Being a Felon in Possession of a Firearm has been GRANTED. Court further advised counsel that the trial will be divided into two (2) parts, with the first part of the trial heard Monday-Wednesday. The second part of the trial will be held Thursday-Friday addressing the charge of Being a Felon in Possession of a Firearm. The same jury will be used for both the first and second parts of the trial.

COURT ORDERED: Exhibit Marking Feb. 6, 2015 at 9:00 a.m.

Via oral request from Defendant Mason to Bailiff Nemeth, the matter was recalled.
Defendant Mason addressed the Court and voiced his concerns regarding representation by Deputy Public Defender Carl Hylin. Defendant moved to have a different Public Defender assigned to his case.
Court questioned the Defendant regarding his concerns, advised the Defendant that he has a right to represent himself and further discussed the pleadings that have been filed in this case.
Defendant Mason responded and withdrew his Motion to Assigned Different Public Defender to his case.
The Defendant was remanded to the custody of the Sheriff.

CR14-1830
DC-09900063550-001
STATE VS. QUINZALE MASON (D1) 1 Page
District Court 01/28/2015 01:00 PM
Washoe County
CLERK
MIN
MCKINLEY

CASE NO. CR14-1830

STATE OF NEVADA

vs.

QUINZALE MASON

FILED

JAN 28 2015

JACQUELINE BRYANT, CLERK

By: M. Conway
DEPUTY CLERK

01/27/15

HONORABLE

JANET J. BERRY

DEPT. NO. 1

M. Conway

(Clerk)

C. Eisenberg

(Reporter)

APPEARANCES-HEARING

CONTINUED TO

MOTION TO CONFIRM TRIAL

AMENDED/CORRECTED MINUTES

Feb. 6, 2015

9:00 a.m. for

Exhibit Marking

Jury Trial

Feb. 9, 2015 at 9:30 a.m.

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Defendant was present, in custody, represented by Deputy Public Defender Donald White.

Officer Lynette Hix was present on behalf of the Division of Parole and Probation.

Respective counsel addressed and advised the Court that they are ready for trial.

COURT ORDERED: Motion to Confirm Trial: GRANTED.

Court advised counsel that this trial will be moved to another department as Department 1 will be a civil trial. Court advised counsel that the Motion to Bifurcate Trial Related to the Charge of Being a Felon in Possession of a Firearm has been GRANTED. Court further advised counsel that the trial will be divided into two (2) parts, with the first part of the trial heard Monday-Wednesday. *The second part of the trial to follow at the conclusion of the first part of the trial, addressing the charge of Being a Felon in Possession of a Firearm.* The same jury will be used for both the first and second parts of the trial.

COURT ORDERED: Exhibit Marking Feb. 6, 2015 at 9:00 a.m.

Via oral request from Defendant Mason to Bailiff Nemeth, the matter was recalled.

Defendant Mason addressed the Court and voiced his concerns regarding representation by Deputy Public Defender Carl Hylin. Defendant moved to have a different Public Defender assigned to his case.

Court questioned the Defendant regarding his concerns, advised the Defendant that he has a right to represent himself and further discussed the pleadings that have been filed in this case.

Defendant Mason responded and withdrew his Motion to Assigned Different Public Defender to his case. The Defendant was remanded to the custody of the Sheriff.

CASE NO. CR14-1830 **STATE OF NEVADA VS. QUINZALE MASON**

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

2/5/15	<u>HEARING RE: MATERIAL WITNESS</u>	
HONORABLE	Deputy District Attorney Zach Young was present on behalf of the State.	2/6/15
ELLIOTT A.	Defendant, Quinzale Mason, was not present.	8:30 a.m.
SATTLER	Material witness Anthony Holly was present, in custody.	Status hrg
DEPT. NO.10	COURT reviewed the procedural history of the case; and he further noted that	
M. White	the Defendant was arrested yesterday on a material witness bench warrant, and	2/9/15
(Clerk)	this hearing was set for the Court to determine whether or not Mr. Holly should	8:30 a.m.
L. Urmston	remain in custody, and if the bail amount is appropriate.	Jury Trial
(Reporter)	Mr. Holly addressed the Court on his own behalf, stating that he should not	
	have tried to elude DA Investigator Stone, he has a pregnant wife, young child	
	and a job, and he would appear to testify in this case if he was released from	
	jail.	
	COURT questioned Mr. Holly regarding his attempts to avoid being served	
	with a subpoena; COURT further reviewed the Affidavit filed February 4, 2015.	
	Mr. Holly further addressed the Court on his own behalf.	
	COURT ORDERED: Mr. Holly shall remain in custody at the Washoe	
	County Jail until he testifies in this case and is released from his subpoena, and	
	his bail amount shall not be modified.	
	Mr. Holly was remanded to the custody of the Sheriff.	

CASE NO. CR14-1830

STATE OF NEVADA VS. QUINZALE MASON

**DATE, JUDGE
OFFICERS OF**

PAGE 1

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

2/6/15

STATUS HEARING

HONORABLE

Deputy District Attorney Zach Young was present on behalf of the State.

2/9/15

ELLIOTT A.

Defendant was present with counsel, Chief Deputy Public Defender Carl Hylin.

8:30 a.m.

SATTTLER

COURT reviewed the procedural history of the case; and he further noted that

Jury Trial

DEPT. NO.10

an Amended Information was filed on February 4, 2014.

M. White

Defendant acknowledged receipt of the Amended Information; waived reading,

(Clerk)

and entered pleas of Not Guilty to Battery With a Deadly Weapon, as charged

M. Pava

in Count I; Assault With a Deadly Weapon as charged in Count II; and Being a

(Reporter)

Felon in Possession of a Firearm, as charged in Count III.

COURT advised respective counsel how Count III will be handled during the trial.

COURT noted that he received an unfiled courtesy copy this morning of the State's Motion to Exclude Evidence of an Alibi (filed 2/5/15 at 5:11 p.m.).

Defense counsel advised the Court that he has not been able to obtain any additional information regarding the alibi witness; and he requested that the Court grant him leave to call this witness if any additional information is garnered.

COURT ORDERED: State's Motion to Exclude Evidence of an Alibi is GRANTED.

Defense counsel clarified the Court's ruling.

COURT noted that the Defendant requires dialysis up to four times per week, and he will need to leave next Monday and Wednesday at approximately 3:00 p.m. to go back to the Washoe County Jail and receive his dialysis treatment.

Defense counsel gave the Court information regarding the Defendant's medical issues.

COURT advised respective counsel that the trial will start at 8:15 a.m. next Monday and Wednesday, with the lunch break being only 30 minutes, and breaking for the day at approximately 3:00 p.m.; and he further advised that the normal D10 trial schedule will apply to next Tuesday since the Defendant does not require dialysis that day.

COURT noted that Deputy Gray is going above and beyond his job duties to ensure the Defendant's medical issues are taken care of next week.

CASE NO. CR14-1830

STATE OF NEVADA VS. QUINZALE MASON

DATE, JUDGE

PAGE 2

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

2/6/15

STATUS HEARING

HONORABLE

ELLIOTT A.

SATTLER

DEPT. NO.10

M. White

(Clerk)

M. Pava

(Reporter)

COURT advised respective counsel regarding his rules for bench conferences. Discussion ensued between the Court and respective counsel regarding hearsay evidence the State may present at trial, which Defense counsel will be objecting to.

COURT indicated that he will rule on this issue if it comes up during trial. State's counsel gave the Court information regarding why he did not request leave to file the Amended Information.

9:15 a.m. – Court adjourned.

CASE NO. CR14-1830

STATE OF NEVADA VS. QUINZALE MASON

PAGE 1

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/9/15

JURY TRIAL

HONORABLE
ELLIOTT A.

On February 6, 2015, Exhibits 1-26 were marked by the Clerk, and respective counsel approved the Clerk's redacted version of the Amended Information.

SATTLER

8:27 a.m. – Court convened.

DEPT. NO. 10

Deputy District Attorney Zach Young was present on behalf of the State.

M. White

Defendant was present with counsel, Chief Deputy Public Defender Carl Hylin.

(Clerk)

Prospective jurors were welcomed by the Court.

D. Gustin

Upon direction of the Court, the Clerk called roll of the prospective jurors, who were subsequently sworn.

(Reporter)

Introductions of Court, respective counsel, and court personnel were made to the prospective jurors.

The names of twenty-three (23) prospective jurors were called by the Clerk and seated in the box: (Nakashima, Corral, Mishler, Webbert, Oakes, Shrigley-Lemay, Cortez, Moss, Cornish, Wells, Hill, Lundemo, Johnston, Lang, Galvan, Herzik, Samano-Reyes, Torres, Braidon, Magie, Rader, Vasquez and Martin).

The prospective jurors introduced themselves and answered the questions on the juror questionnaire sheet.

General and specific examination was conducted by the Court of the prospective jurors in the box.

Prospective juror Jenna Lundemo was excused by the Court, and Christopher Ercolin was called in her place,

General and specific examination was further conducted by the Court.

Upon direction of the Court, the Clerk read the Amended Information aloud to the prospective jurors.

State's counsel conducted voir dire.

Prospective juror Jill Magie was excused by the Court, and Wayne Ferguson was called in her place.

State's counsel further conducted voir dire.

COURT admonished and excused the prospective jurors.

10:27 a.m. – Court stood in recess.

During this recess, prospective juror Douglas Childs advised Deputy Gray that his wife had just gone into labor; Court excused Mr. Childs.

10:40 a.m. – Court reconvened. Court, respective counsel, Defendant and prospective jurors present.

Clerk called roll.

State's counsel further conducted voir dire.

Prospective juror Salvador Samano-Reyes was excused by the Court, and Jose Martinez was called in his place.

Prospective juror Jose Martinez was excused by the Court, and Albert Dufur was called in his place.

PAGE 2

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/9/15	<u>JURY TRIAL</u>
HONORABLE	State's counsel further conducted voir dire; passed the panel for cause.
ELLIOTT A.	Defense counsel conducted voir dire; passed the panel for cause.
SATTLER	COURT admonished and excused the jury.
DEPT. NO. 10	11:45 a.m. – Court stood in recess.
M. White	11:50 a.m. – Court reconvened in chambers; Court, respective counsel and Defendant
(Clerk)	present. Peremptory challenges exercised.
D. Gustin	12:00 p.m. – Court stood in recess.
(Reporter)	12:05 p.m. – Court reconvened. Court, respective counsel, Defendant and prospective jurors
	present.
	The following twelve (12) jurors and one (1) alternate juror were sworn to try this case:

Michael Nakashima	Jose Corral
Mallory Mishler	Maria Webbert
Alison Moss	Robert Cornish
Christopher Ercolin	Lacee Lang
Samantha Galvan	Albert Dufur
Ana Torres	Wayne Ferguson
Brenda Vasquez – alternate	

COURT admonished and excused the jury.

12:25 p.m. – Court stood in recess for lunch.

1:04 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel and Defendant present.

COURT advised the parties that during the lunch recess, Juror #11, Ana Torres, informed Deputy Gray that Juror #10, Albert Dufur, is her eye doctor.

Discussion ensued between the Court and respective counsel; respective counsel advised the Court that they do not believe this is an issue.

Jury brought into the courtroom.

State's counsel presented opening statements.

COURT noted that the Amended Information was read to the prospective jurors earlier this morning, however pursuant to statute, it should be read after the jury is empaneled, and he will have the Clerk read it again if respective counsel would like.

Respective counsel advised the Court that they do not think the Amended Information needs to be read again.

Defense counsel presented opening statements.

State's counsel called **Huey Stanley** who was sworn and direct examined.

State's counsel offered Exhibits 1 & 2; no objection; ordered ADMITTED into evidence.

Witness further direct examined; identified the Defendant; further direct examined.

State's counsel offered Exhibit 25; no objection; ordered ADMITTED into evidence.

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/9/15

JURY TRIAL

HONORABLE

State's counsel played Exhibit 25 for the jury.

ELLIOTT A.

Witness further direct examined; cross examined; re-direct examined; and excused.

SATTLER

State's counsel called **Officer Benjamin Lancaster** who was sworn and direct examined.

DEPT. NO. 10

State's counsel offered Exhibit 5 thru 10; no objection; ordered ADMITTED into evidence.

M. White

Witness further direct examined; cross examined; and excused.

(Clerk)

D. Gustin

State's counsel called **Anthony Holly** who was sworn and direct examined; identified the Defendant; further direct examined; cross examined; re-direct examined; and excused.

(Reporter)

COURT admonished and excused the jury.

COURT ORDERED: Material witness Anthony Holly is released from his subpoena, and he shall be released from custody.

COURT admonished the Defendant to watch the volume and tone of his voice when he is speaking to Defense counsel during witness testimony.

3:09 p.m. – Court stood in recess for the day, to reconvene tomorrow, February 10, 2015 at 8:30 a.m.

CASE NO. CR14-1830

STATE OF NEVADA VS. QUINZALE MASON

PAGE 1

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/10/15

ONGOING JURY TRIAL

HONORABLE

8:33 a.m. – Court reconvened outside the presence of the jury.

ELLIOTT A.

Deputy District Attorney Zach Young was present on behalf of the State.

SATTLER

Defendant was present with counsel, Chief Deputy Public Defender Carl Hylin.

DEPT. NO. 10

Defense counsel advised the Court that when the Defendant returned to the jail yesterday, his blood sugar was very high, and he suggested that the Defendant be provided with an insulin shot before lunch so his blood sugar does not spike again today.

M. White

Discussion ensued between the Court and Defense counsel regarding this issue.

(Clerk)

COURT directed Deputy Gray to contact the Washoe County Jail and find out if it would be possible to provide the Defendant with an insulin shot at approximately 11:45 a.m. today. Jury brought into the courtroom.

L. Urmston

State's counsel called **Officer Robert Stockwell** who was sworn and direct examined.

(Reporter)

State's counsel offered Exhibits 11 & 12; no objection; ordered ADMITTED into evidence.

Witness further direct examined; cross examined; and excused.

State's counsel called **Dr. Scott Cinelli** who was sworn and direct examined.

State's counsel offered Exhibits 22 & 23; no objection; ordered ADMITTED into evidence.

Witness further direct examined; cross examined; re-direct examined; and excused.

State's counsel called **Wilma Gray** who was sworn and direct examined; identified the Defendant; further direct examined; cross examined; re-direct examined; and excused.

COURT admonished and excused the jury.

COURT advised respective counsel that Deputy Gray has informed him that someone from the Washoe County Jail will be coming down at the lunch hour to provide the Defendant with insulin.

9:55 a.m. – Court stood in recess.

10:15 a.m. – Court reconvened. Court, respective counsel, Defendant and jury present.

State's counsel called **Detective Allison Jenkins** who was sworn and direct examined; cross examined; re-direct examined; and excused, subject to recall.

State's counsel called **Delphine Martin** who was sworn and direct examined; identified the Defendant; further direct examined; cross examined; re-direct examined; and excused.

State's counsel called **Stephen Maes** who was sworn and direct examined; cross examined; re-direct examined; and excused.

State's counsel called **Officer Brian Kleidosty** who was sworn and direct examined.

State's counsel offered Exhibits 3 & 4; no objection; ordered ADMITTED into evidence.

Witness further direct examined.

State's counsel offered Exhibit 17; Defense counsel objected. State's counsel withdrew his request to offer Exhibit 17.

Witness further direct examined; and excused.

State's counsel called **Detective Patrick Blas** who was sworn and direct examined.

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/10/15

HONORABLE

ELLIOTT A.

SATTLER

DEPT. NO. 10

M. White

(Clerk)

L. Urmston

(Reporter)

ONGOING JURY TRIAL**COURT** admonished and excused the jury.**COURT** noted that nurse from the jail is here, and the Defendant will be given his insulin shot during the lunch hour.

11:57 a.m. – Court stood in recess for lunch.

1:23 p.m. – Court reconvened. Court, respective counsel, Defendant and jury present.

Witness further direct examined; identified the Defendant; further direct examined.

State's counsel offered Exhibits 13 thru 21; Defense counsel objected; objection overruled, and Exhibits 13 thru 21 shall be ADMITTED into evidence.**State's counsel offered Exhibit 24; no objection; ordered ADMITTED into evidence.**

Witness further direct examined; cross examined; re-direct examined; re-cross examined; and excused, subject to recall.

State's counsel called **Eboni Spurlock** who was sworn and direct examined; identified the Defendant; further direct examined; cross examined; and excused.State's counsel called **Detective Dimitrius Kasselbaum** who was sworn and direct examined; identified the Defendant; further direct examined.

Defense counsel requested a hearing outside the presence of the jury.

COURT admonished and excused the jury.

Defense counsel noted that the witness just testified regarding the felony database, which would imply that the Defendant is a felon; and he further moved for a mistrial.

State's counsel responded; and he further stated that this issue could be remedied with a curative instruction.

Defense counsel replied; and he further argued for a mistrial.

Upon questioning by the Court, Detective Kasselbaum indicated that he did not intentionally make that statement, and he was just trying to point out the importance of seizure orders and chains of custody; and he further stated that State's counsel did advise him not to discuss the Defendant's criminal history.

COURT found that the State has not violated their responsibilities as the witness was advised prior to testifying that he was not to discuss the Defendant's prior criminal history, the witness did not intentionally make the statement, and it was not directly about the Defendant; and he further found that this issue does not rise to the level of a mistrial.**COURT ORDERED:** Defense counsel's motion for a mistrial is DENIED.

Upon questioning by the Court, Defense counsel stated that he does not wish to draw more attention to this issue by giving the jury a curative instruction; and he further requested that the witness be instructed not to discuss felony databases, etc.

COURT directed Detective Kasselbaum not to offer any testimony regarding the Defendant's criminal history, felony databases, etc.*Clerk's note: During this hearing outside the presence of the jury, the jail nurse was in the courtroom, administering an insulin shot to the Defendant.*

3:16 p.m. – Court stood in recess.

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/10/15

HONORABLE

ELLIOTT A.

SATTLER

DEPT. NO. 10

M. White

(Clerk)

L. Urmston

(Reporter)

ONGOING JURY TRIAL

3:28 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel and Defendant present.

COURT noted that a packet of jury instructions, arranged in the order he intends to give them, were provided to respective counsel at the recess.

State's counsel advised the Court that he intends to call two more witnesses after Detective Kasselbaum, and he hopes to be done by the end of the day.

Jury brought into the courtroom.

Witness further direct examined; cross examined; and excused.

State's counsel called **Stephen Gresko** who was sworn and direct examined.

State's counsel requested to play Exhibit 26 (DNA power-point presentation) for the jury, and that Mr. Gresko be allowed to testify in a narrative fashion during the presentation; no objection; **SO ORDERED.**

COURT noted that Exhibit 26 was marked for demonstrative purposes only, and it will not be admitted into evidence.

Witness testified in a narrative fashion while Exhibit 26 was played for the jury; further direct examined; cross examined; re-direct examined; and excused.

State's counsel called **Officer Ryan Koger** who was sworn and direct examined; identified the Defendant; further direct examined; voir dire by Defense counsel; further direct examined; cross examined; re-direct examined; and excused.

State rested.

COURT admonished and excused the jury for the evening; and he further advised them to return tomorrow, February 11, 2015, at 9:30 a.m.

COURT canvassed the Defendant regarding his rights against self-incrimination.

Defense counsel advised the Court that he will not have any other witnesses except the Defendant, should he choose to testify.

Discussion ensued between the Court and respective counsel regarding the jury instructions.

COURT ORDERED: Respective counsel shall meet in chambers tomorrow, February 11, 2015, at 8:30 a.m. to settle jury instructions.

4:57 p.m. – Court stood in recess for the evening.

CASE NO. CR14-1830

STATE OF NEVADA VS. QUINZALE MASON

PAGE 1

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/11/15

ONGOING JURY TRIAL

HONORABLE

8:30 a.m. – Court met with respective counsel and the Defendant informally in the courtroom, outside the presence of the jury, to discuss jury instructions.

ELLIOTT A.

9:00 a.m. – Jury Instructions 1 thru 32 were settled on the record.

SATTTLER

State's counsel's refused instruction #1 was lodged with the Clerk.

DEPT. NO. 10

M. White

Defense counsel advised the Court that the Defendant will not be testifying, and he does not have any additional witnesses or evidence to offer.

(Clerk)

L. Urmston

9:28 a.m. – Court stood in recess.

(Reporter)

9:58 a.m. – Court reconvened. Court, respective counsel, Defendant and jury present.

COURT instructed the jury.

State's counsel presented closing arguments.

Defense counsel presented closing arguments.

COURT admonished and excused the jury.

11:35 a.m. – Court stood in recess for lunch.

1:26 p.m. – Court reconvened. Court, respective counsel, Defendant and jury present.

Defense counsel continued presenting closing arguments.

State's counsel presented final closing arguments.

Deputy Gray sworn and charged with the jury.

Alternate juror, Brenda Vasquez, was given the juror admonition, thanked by the Court, and excused.

2:34 p.m. – Deliberations commenced.

COURT noted that the Defendant needs to leave the courthouse at approximately 3:00 p.m. today so he can receive dialysis treatment at the jail; therefore, if a verdict is reached after the Defendant has left for the day, the verdict forms will be sealed and locked for the evening, and the jury will be directed to return tomorrow morning so the verdict can be read.

2:37 p.m. – Court stood in recess.

4:33 p.m. – Verdict reached.

4:51 p.m. – Court reconvened. Court, respective counsel and jury present.

COURT advised the jury that the Defendant is not present in the courtroom as he required medical treatment; and he further advised the jury that their verdict will be sealed and locked for the evening, and they will need to return tomorrow, February 12, 2015 at 8:30 a.m., so the verdict can be read.

Foreperson, Robert Cornish, handed the verdict forms to Deputy Gray, who provided them to the Court; Court sealed the verdict forms in an envelope, and he initialed the seal.

COURT admonished and excused the jury for the evening.

Discussion ensued between the Court and respective counsel regarding the jury instructions as to Count III; the jury instructions for Count III were handed to respective counsel.

Court and respective counsel briefly discussed these jury instructions off the record.

CASE NO. CR14-1830

STATE OF NEVADA VS. QUINZALE MASON

PAGE 2

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/11/15

HONORABLE

ELLIOTT A.

SATTLER

DEPT. NO. 10

M. White

(Clerk)

L. Urmston

(Reporter)

ONGOING JURY TRIAL

Jury Instructions 33, 34, 35 & 36 were settled on the record.

COURT noted that there may be a potential stipulation regarding the Defendant's prior felony conviction, which may alter these instructions.

COURT directed the Clerk to lock the sealed verdict forms, as well as the original packet of Jury Instructions, in the evidence locker.

5:05 p.m. – Court stood in recess for the evening, to reconvene tomorrow, February 12, 2015 at 8:30 a.m.

CASE NO. CR14-1830

STATE OF NEVADA VS. QUINZALE MASON

DATE, JUDGE
OFFICERS OF

PAGE 1

COURT PRESENT

APPEARANCES-HEARING

2/12/15

ONGOING JURY TRIAL

HONORABLE

8:45 a.m. – Court reconvened outside the presence of the jury. Court, respective counsel and Defendant present.

ELLIOTT A.

Discussion ensued between the Court and respective counsel regarding jury instructions for Count III of the Amended Information.

SATTLER

DEPT. NO. 10

M. White

Defense counsel advised the Court that the Defendant will stipulate that he is a convicted felon, and he will waive his right to have the State provide a certified copy of his prior conviction.

(Clerk)

P. Hoogs

(Reporter)

Upon questioning by the Court, the Defendant stated that he does stipulate to being a convicted felon.

COURT ORDERED: The current Jury Instruction #33 shall be withdrawn, and the modified version will be numbered as 33 and given to the jury.

Jury brought into the courtroom.

COURT unsealed the envelope that contained the verdict forms, and handed them to the Clerk.

Upon direction by the Court, the Clerk read the verdicts aloud:

VERDICT

We, the jury in the above-entitled matter, find the defendant, QUINZALE MASON, GUILTY of COUNT I. BATTERY WITH A DEADLY WEAPON.

VERDICT

We, the jury in the above-entitled matter, find the defendant, QUINZALE MASON, GUILTY of COUNT II. ASSAULT WITH A DEADLY WEAPON.

Dated this 11th day of February, 2015.

/s/Robert Cornish

Foreperson

Defense counsel requested that the jury be polled by the Clerk.

Each juror answered in the affirmative to the question: “Are these your verdicts as read?”

COURT advised the jury that they will now be directed to consider Count III of the Amended Information.

COURT read Jury Instructions 33, 34, 35 & 36 to the jury.

8:59 a.m. – Deliberations commenced; Court stood in recess.

9:20 a.m. – Court reconvened. Court, respective counsel, Defendant and jury present.

Upon direction by the Court, the Clerk read the verdict aloud:

VERDICT

We, the jury in the above-entitled matter, find the defendant, QUINZALE MASON, GUILTY of COUNT III. BEING A FELON IN POSSESSION OF A FIREARM.

Dated this 12th day of February, 2015.

/s/Robert Cornish

Foreperson

Defense counsel requested that the jury be polled by the Clerk; each juror again answered in the affirmative.

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

2/12/15

ONGOING JURY TRIAL

HONORABLE

COURT thanked and excused the jury.

ELLIOTT A.

Defense counsel requested that sentencing be set as soon as possible due to the Defendant's deteriorating medical condition.

SATTLER

DEPT. NO. 10

COURT noted that the Division of Parole and Probation needs time to prepare a PSI, however a sentencing date within approximately 30 days would be reasonable in this case.

M. White

(Clerk)

COURT ORDERED: Sentencing set for March 19, 2015 at 8:30 a.m.

P. Hoogs

(Reporter)

Defendant remanded to the custody of the Sheriff.

Exhibits

Title: **STATE OF NEVADA VS. QUINZALE MASON**

PLAINTIFF: **STATE OF NEVADA** DA: **ZACH YOUNG, ESQ.**

DEFENDANT: **QUINZALE MASON** PD: **CARL HYLIN, ESQ.**

Case No: **CR14-1830**

Dept. No: **10**

Clerk: **M. WHITE**

Date: **2/6/15**

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	STATE	Overhead photo #1	2/6/15	No Obj.	2/9/15
2	STATE	Overhead photo #2	2/6/15	No Obj.	2/9/15
3	STATE	Overhead photo #3	2/6/15	No Obj.	2/10/15
4	STATE	Overhead photo #4	2/6/15	No Obj.	2/10/15
5	STATE	Scene photo #1	2/6/15	No Obj.	2/9/15
6	STATE	Scene photo #2	2/6/15	No Obj.	2/9/15
7	STATE	Scene photo #3	2/6/15	No Obj.	2/9/15
8	STATE	Scene photo #4	2/6/15	No Obj.	2/9/15
9	STATE	Scene photo #5	2/6/15	No Obj.	2/9/15
10	STATE	Scene photo #6	2/6/15	No Obj.	2/9/15
11	STATE	Victim photo #1	2/6/15	No Obj.	2/10/15
12	STATE	Victim photo #2	2/6/15	No Obj.	2/10/15
13	STATE	Vehicle photo – passenger side view	2/6/15	Obj; Overruled	2/10/15
14	STATE	Vehicle photo – driver’s side view	2/6/15	Obj; Overruled	2/10/15
15	STATE	Vehicle photo – front view	2/6/15	Obj; Overruled	2/10/15
16	STATE	Vehicle photo – back license plate	2/6/15	Obj; Overruled	2/10/15
17	STATE	Vehicle photo – evidence seal	2/6/15	Obj; Overruled	2/10/15
18	STATE	Photo of DMV info	2/6/15	Obj; Overruled	2/10/15
19	STATE	Vehicle photo – interior	2/6/15	Obj; Overruled	2/10/15
20	STATE	Photo of items inside a plastic bag	2/6/15	Obj; Overruled	2/10/15

Exhibits

Title: **STATE OF NEVADA VS. QUINZALE MASON**

PLAINTIFF: **STATE OF NEVADA** DA: **ZACH YOUNG, ESQ.**

DEFENDANT: **QUINZALE MASON** PD: **CARL HYLIN, ESQ.**

Case No: **CR14-1830**

Dept. No: **10**

Clerk: **M. WHITE**

Date: **2/6/15**

Exhibit No.	Party	Description	Marked	Offered	Admitted
21	STATE	Photo of hat	2/6/15	Obj; Overruled	2/10/15
22	STATE	X-ray photo #1	2/6/15	No Obj.	2/10/15
23	STATE	X-ray photo #2	2/6/15	No Obj.	2/10/15
24	STATE	DMV Registration record	2/6/15	No Obj.	2/10/15
25	STATE	CD of 911 call	2/6/15	No Obj.	2/9/15
26	STATE	CD of power point presentation (demonstrative)	2/6/15		

CASE NO. CR14-1830

STATE OF NEVADA VS. QUINZALE MASON

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

3/17/15

HONORABLE

ELLIOTT A.

SATTLER

DEPT. NO. 10

M. White

(Clerk)

M. Pava

ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE

Deputy District Attorney Zach Young was present on behalf of the State. Defendant was present with counsel, Chief Deputy Public Defender Carl Hylin. Wesley Blackwell was present on behalf of the Division of Parole and Probation.

COURT reviewed the procedural history of the case.

Defense counsel gave the Court information regarding the Defendant's medical conditions, and he presented a letter from the ACLU to the Court. ***COURT** reviewed the letter, and it was subsequently filed by the Clerk.*

Defense counsel further gave the Court information regarding the Defendant's medical conditions, and he indicated that the sentence recommended in the PSI will essentially be a death sentence for the Defendant as he will be unable to get the organ transplant he needs if he is incarcerated. Defense counsel further presented mitigating statements on behalf of the Defendant, and he recommended that the Court impose the lowest minimum sentences on each Count, and run them concurrently to each other.

Defense counsel called **Valerie Stewart** who was sworn and direct examined; and excused.

Defense counsel called **Jenay Cameron** who was sworn and direct examined; and excused.

Defense counsel urged the Court to show mercy on the Defendant.

State's counsel gave the Court information regarding the offense and the Defendant's criminal history; and he further advised the Court that the victim is present, and she has requested that the Victim Advocate read her statement to the Court. State's counsel recommended that the maximum sentences be imposed and served consecutively.

Defendant addressed the Court on his own behalf.

Victim Advocate Gigi Sefchick read the victim's statement aloud to the Court.

COURT ORDERED: The Defendant, having been found guilty by a jury, and no sufficient cause being shown as to why judgment should not be pronounced against him, the Court rendered judgment as follows: That Quinzale Mason is guilty of the crime of Battery With a Deadly Weapon, a violation of NRS 200.481 (2) (e), a felony, as charged in Count I of the Amended Information, and that he be punished by imprisonment in the Nevada Department of Corrections for the maximum term of one hundred twenty (120) months with the minimum parole eligibility of thirty-six (36) months, with credit for two hundred eighteen (218) days time served. That Quinzale Mason is guilty of the crime of Assault With a Deadly Weapon, a violation of NRS 200.471, a felony, as charged in Count II of the Amended Information, and that he be punished by imprisonment in the Nevada Department of Corrections for the maximum term of sixty (60) months with the minimum parole eligibility of twenty-four (24) months, to be served consecutively to the sentence imposed for Count I, with credit for zero (0) days time served. That Quinzale Mason is guilty of the crime of Being a Felon in Possession of a Firearm, a violation of NRS 202.360, a felony, as charged in Count III of the Amended Information, and that he be punished by imprisonment in the Nevada Department of Corrections for the maximum term of sixty (60) months with the minimum parole eligibility of twenty-four (24) months, to be served concurrently to the sentence imposed in Count II, with credit for zero (0) days time served. It is further ordered that the Defendant shall pay the statutory Twenty-Five Dollar (\$25.00) administrative assessment fee; that he shall pay the Three Dollar (\$3.00) administrative assessment fee for obtaining a biological specimen and conducting a genetic marker analysis; and that he shall reimburse Washoe County in the amount of One Thousand Dollars (\$1,000.00) for legal services rendered. Defendant remanded to the custody of the Sheriff.

By /s/ Yvonne Viloria
Yvonne Viloria
Deputy Clerk