

CLERK OF THE COURT

Electronically Filed
Apr 12 2016 02:36 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

Michael W. Sanft (8245)

SANFT LAW

324 South Third Street, 2nd Floor

Las Vegas, Nevada 89101

(702) 497-8008 (office)

(702) 297-6582 (facsimile)

michael@sanftlaw.com

Attorneys for Defendant James Earl Parker

**DISTRICT COURT
CLARK COUNTY, NEVADA**

STATE OF NEVADA

Plaintiff,

vs.

JAMES EARL PARKER,

Defendant.

Case No. C308719

NOTICE OF APPEAL

Notice is hereby given that Defendant JAMES EARL PARKER appeals to the Supreme Court of Nevada from the final judgment entered in this action on March 25, 2016.

DATED this 8th day of April, 2016.

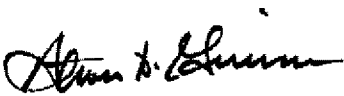
SANFT LAW



MICHAEL W. SANFT

Attorneys for Defendant James Earl Parker

SANFT LAW
324 S. Third St., 2nd Flr, Las Vegas, Nevada


CLERK OF THE COURT

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

STATE OF NEVADA

Plaintiff,

vs.

JAMES EARL PARKER,

Defendant.

Case No. C308719

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement: JAMES EARL PARKER

2. Identify the judge issuing the decision, judgment, or order appealed from:
The Honorable Michelle Leavitt

3. Identify each appellant and the name and address of counsel for each appellant:

Michael Sanft, Esq., 324 South Third Street, 2nd Floor, Las Vegas, Nevada 89101

1 4. Identify each respondent and the name and address of appellate counsel, if
2 known, for each respondent (if the name of a respondent's appellate counsel is
3 unknown, indicate as much and provide the name and address of that respondent's
4 trial counsel): Giancarlo Pesci, Esq., c/o Clark County District Attorney, 200
5 Lewis Avenue, Las Vegas, Nevada 89101
6

7 5. Indicate whether any attorney identified above in response to question 3 or 4
8 is not licensed to practice law in Nevada and, if so, whether the district court
9 granted that attorney permission to appear under SCR 42 (attach a copy of any
10 district court order granting such permission): None.
11

12 6. Indicate whether appellant was represented by appointed or retained counsel
13 in the district court: Appointed
14

15 7. Indicate whether appellant is represented by appointed or retained counsel
16 on appeal: Appointed
17

18 8. Indicate whether appellant was granted leave to proceed in forma pauperis,
19 and the date of entry of the district court order granting such leave: None.
20

21 9. Indicate the date the proceedings commenced in the district court (e.g., date
22 complaint, indictment, information, or petition was filed): August 14, 2015
23

24 10. Provide a brief description of the nature of the action and result in the
25 district court, including the type of judgment or order being appealed and the relief
26 granted by the district court: Appellant, along with a co-defendant, was accused of
27
28

1 using a firearm in multiple robberies. After a jury trial in this matter, Appellant was
2 found guilty.

3 11. Indicate whether the case has previously been the subject of an appeal to or
4 original writ proceeding in the Supreme Court and, if so, the caption and Supreme
5 Court docket number of the prior proceeding: n/a
6

7 12. Indicate whether this appeal involves child custody or visitation: n/a
8

9 13. If this is a civil case, indicate whether this appeal involves the possibility of
10 settlement: n/a

11 DATED this 8th day of April, 2016.

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13 SANFT LAW

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16 MICHAEL W. SANFT
17 *Attorneys for Defendant James Earl Parker*
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DEPARTMENT 12
CASE SUMMARY
CASE NO. C-15-308719-2

State of Nevada
vs
James Parker

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§

Location: **Department 12**
Judicial Officer: **Leavitt, Michelle**
Filed on: **08/14/2015**
Cross-Reference Case Number: **C308719**
Defendant's Scope ID #: **2669754**
Grand Jury Case Number: **14BGJ113B**
ITAG Case ID: **1713668**

CASE INFORMATION

Offense	Deg	Date	Case Type:	Felony/Gross Misdemeanor
4. CONSPIRACY TO COMMIT ROBBERY	F	06/19/2015		
5. BURGLARY WHILE IN POSSESSION OF A FIREARM	F	07/09/2015	Case Flags:	Bail Set <i>In The Total Amount of \$500,000</i>
6. ROBBERY WITH USE OF A DEADLY WEAPON	F	06/19/2015		Appealed to Supreme Court
<i>Filed As:</i> ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON	F	8/14/2015		Custody Status - Nevada
7. CONSPIRACY TO COMMIT ROBBERY	F	06/26/2015		Department of Corrections
<i>Filed As:</i> ROBBERY WITH USE OF A DEADLY WEAPON	F	8/14/2015		Charge Description Updated
8. BURGLARY WHILE IN POSSESSION OF A FIREARM	F	06/26/2015		
<i>Filed As:</i> ROBBERY WITH USE OF A DEADLY WEAPON	F	8/14/2015		
9. ROBBERY WITH USE OF A DEADLY WEAPON	F	06/26/2015		
10. ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON	F	06/26/2015		
11. ROBBERY WITH USE OF A DEADLY WEAPON	F	06/26/2015		
12. ROBBERY WITH USE OF A DEADLY WEAPON	F	06/26/2015		
13. ROBBERY WITH USE OF A DEADLY WEAPON	F	06/26/2015		
14. ROBBERY WITH USE OF A DEADLY WEAPON	F	06/26/2015		
15. ROBBERY WITH USE OF A DEADLY WEAPON	F	06/26/2015		
16. CONSPIRACY TO COMMIT ROBBERY	F	06/30/2015		
17. BURGLARY WHILE IN POSSESSION OF A FIREARM	F	06/30/2015		
18. ROBBERY WITH USE OF A DEADLY WEAPON	F	06/30/2015		
19. CONSPIRACY TO COMMIT ROBBERY	F	07/09/2015		
20. BURGLARY WHILE IN POSSESSION OF A FIREARM	F	07/09/2015		
21. ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON	F	07/09/2015		
22. ROBBERY WITH USE OF A DEADLY WEAPON	F	07/09/2015		
23. ROBBERY WITH USE OF A DEADLY WEAPON	F	07/09/2015		

Related Cases

C-15-308719-1 (Multi-Defendant Case)

C-15-308719-3 (Multi-Defendant Case)

Statistical Closures

03/30/2016 Jury Trial - Conviction - Criminal

Warrants

Indictment Warrant - Parker, James Earl (Judicial Officer: Barker, David)

08/20/2015 11:39 AM Returned - Served

08/14/2015 11:45 AM Active

Fine: \$0

Bond: **\$130,000.00** Any

DATE

CASE ASSIGNMENT

DEPARTMENT 12
CASE SUMMARY
CASE NO. C-15-308719-2

Current Case Assignment


















Case Number	C-15-308719-2
Court	Department 12
Date Assigned	08/14/2015
Judicial Officer	Leavitt, Michelle

PARTY INFORMATION





Defendant	Parker, James Earl	<i>Lead Attorneys</i> Sanft, Michael W. <i>Retained</i> 702-382-0905(W)
Plaintiff	State of Nevada	Wolfson, Steven B 702-671-2700(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
08/14/2015	 Grand Jury Indictment (11:45 AM) (Judicial Officer: Barker, David)	
08/14/2015	 Indictment <i>Indictment</i>	
08/14/2015	 Warrant <i>Indictment Warrant</i>	
08/17/2015	 Bench Warrant Return	
08/20/2015	Initial Arraignment (8:30 AM) (Judicial Officer: Leavitt, Michelle)	
08/20/2015	Bench Warrant Return (8:30 AM) (Judicial Officer: Leavitt, Michelle)	
08/20/2015	 All Pending Motions (8:30 AM) (Judicial Officer: Leavitt, Michelle)	
08/26/2015	 Transcript of Proceedings <i>Reporter's Transcript of Proceedings, August 13, 2015</i>	
09/18/2015	 Notice of Witnesses and/or Expert Witnesses <i>Notice of Witnesses and/or Expert Witnesses (NRS 174.234)</i>	
10/09/2015	 Indictment <i>Superseding Indictment</i>	
10/09/2015	 Warrant <i>Superseding Indictment Warrant</i>	
10/09/2015	 Grand Jury Indictment (11:45 AM) (Judicial Officer: Barker, David) <i>Superseding Indictment</i>	
10/12/2015	 Indictment Warrant Return <i>Superseding Indictment Warrant Return</i>	
10/13/2015	Calendar Call (8:30 AM) (Judicial Officer: Leavitt, Michelle)	
10/13/2015	Initial Arraignment (8:30 AM) (Judicial Officer: Leavitt, Michelle)	

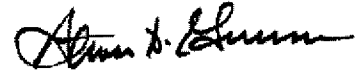
DEPARTMENT 12
CASE SUMMARY
CASE NO. C-15-308719-2

10/13/2015	Indictment Warrant Return (8:30 AM) (Judicial Officer: Leavitt, Michelle)
10/13/2015	 All Pending Motions (8:30 AM) (Judicial Officer: Leavitt, Michelle)
10/20/2015	CANCELED Jury Trial (1:30 PM) (Judicial Officer: Leavitt, Michelle) <i>Vacated - per Judge</i>
10/21/2015	 Transcript of Proceedings <i>Reporter's Transcript of Proceedings, Grand Jury Hearing, Superseding Indictment, October 8, 2015</i>
10/22/2015	 Notice of Witnesses and/or Expert Witnesses <i>Notice of Witnesses and/or Expert Witnesses</i>
10/22/2015	 Notice <i>Notice of Intent to Seek Punishment as a Habitual Criminal</i>
11/18/2015	 Notice of Witnesses and/or Expert Witnesses <i>Second Supplemental Notice of Witnesses and/or Expert Witnesses</i>
11/24/2015	 Calendar Call (8:30 AM) (Judicial Officer: Leavitt, Michelle)
12/01/2015	 Jury Trial (1:00 PM) (Judicial Officer: Leavitt, Michelle) 12/01/2015-12/04/2015
12/01/2015	CANCELED Jury Trial (1:30 PM) (Judicial Officer: Leavitt, Michelle) <i>Vacated - per Judge</i>
12/01/2015	 Jury List
12/02/2015	 Amended Jury List <i>Second Amended Jury List</i>
12/02/2015	 Amended Jury List
12/02/2015	 Jury List
12/02/2015	 Jury List
12/07/2015	 Jury Trial (1:00 PM) (Judicial Officer: Leavitt, Michelle)
12/07/2015	 Verdict
01/25/2016	 PSI - Victim Impact Statements
01/26/2016	 PSI
02/02/2016	 Sentencing (8:30 AM) (Judicial Officer: Leavitt, Michelle) 02/02/2016, 03/03/2016, 03/17/2016 <i>Sentencing (Jury Verdict)</i>

DEPARTMENT 12
CASE SUMMARY
CASE NO. C-15-308719-2

03/25/2016	 Judgment of Conviction <i>JUDGMENT OF CONVICTION (JURY TRIAL)</i>
03/30/2016	 Criminal Order to Statistically Close Case <i>Criminal Order To Statistically Close Case</i>
04/08/2016	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
04/08/2016	 Case Appeal Statement <i>Case Appeal Statement</i>

JOC



CLERK OF THE COURT

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

JAMES EARL PARKER
#2669754

Defendant.

CASE NO. C308719-2

DEPT. NO. XII

JUDGMENT OF CONVICTION

(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of
COUNTS 4, 7, 16 & 19 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony)
in violation of NRS 200.380, 199.480; COUNTS 5, 8, 17 & 20 – BURGLARY WHILE IN
POSSESSION OF A FIREARM (Category B Felony) in violation of NRS 205.060;
COUNTS 6, 9, 11, 12, 13, 14, 15, 18, 22 & 23 – ROBBERY WITH USE OF A DEADLY
WEAPON (Category B Felony) in violation of NRS 200.380, 193.165, COUNTS 10 &
21 – ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony)
in violation of NRS 200.380, 193.330, 193.165; and the matter having been tried before
a jury and the Defendant having been found guilty of the crimes of COUNTS 4, 7, 16 &
19 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of

//

RECEIVED

CLERK OF THE COURT

DEPT. NO. XII

1 NRS 200.380, 199.480; COUNTS 5, 8, 17 & 20 – BURGLARY WHILE IN
2 POSSESSION OF A FIREARM (Category B Felony) in violation of NRS 205.060;
3 COUNTS 6, 9, 11, 12, 13, 14, 15, 18 & 22– ROBBERY WITH USE OF A DEADLY
4 WEAPON (Category B Felony) in violation of NRS 200.380, 193.165; COUNTS 10 &
5 21 – ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony)
6 in violation of NRS 200.380, 193.330, 193.165; thereafter, on the 17th day of March,
7 2016, the Defendant was present in court for sentencing with his counsel, MICHAEL
8 SANFT, ESQ., and good cause appearing,
9

10
11 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offense(s) and, in
12 addition to the \$25.00 Administrative Assessment Fee, Restitution in the amount of
13 \$2,245.23 to be paid jointly and severally with Co-Defendant RALPH ALEXANDER, and
14 a \$150.00 DNA Analysis Fee including testing to determine genetic markers, plus a
15 \$3.00 DNA Collection Fee, the Defendant is SENTENCED to the Nevada Department of
16 Corrections (NDC) as follows: AS TO **COUNT 4** – TO A MAXIMUM of SEVENTY-TWO
17 (72) MONTHS with a MINIMUM Parole Eligibility of TWENTY-EIGHT (28) MONTHS; AS
18 TO **COUNT 5** - TO A MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a
19 MINIMUM Parole Eligibility of SEVENTY-TWO (72) MONTHS, Count 5 to run
20 CONCURRENT with Count 4; AS TO **COUNT 6** - TO A MAXIMUM of ONE HUNDRED
21 EIGHTY (180) MONTHS with a MINIMUM Parole Eligibility of SEVENTY-TWO (72)
22 MONTHS, PLUS a CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS
23 MAXIMUM with a MINIMUM of SEVENTY-TWO (72) MONTHS for use of a Deadly
24 Weapon, Count 6 to run CONSECUTIVE to Count 5 ; AS TO **COUNT 7** - TO A
25 MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM Parole Eligibility of
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1 TWENTY-EIGHT (28) MONTHS, Count 7 to run CONCURRENT with Count 6; AS TO
2 **COUNT 8** - TO A MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a
3 MINIMUM Parole Eligibility of SEVENTY-TWO (72) MONTHS, Count 8 to run
4 CONCURRENT with Count 7; AS TO **COUNT 9** – TO A MAXIMUM of ONE HUNDRED
5 EIGHTY (180) MONTHS with a MINIMUM Parole Eligibility of SEVENTY-TWO (72)
6 MONTHS, PLUS a CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS
7 MAXIMUM with a MINIMUM of TWENTY-FOUR (24) MONTHS for use of a Deadly
8 Weapon, Count 9 to run CONCURRENT with Count 8; AS TO **COUNT 10** - TO A
9 MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole
10 Eligibility of FORTY-EIGHT (48) MONTHS, PLUS a CONSECUTIVE term of ONE
11 HUNDRED TWENTY (120) MONTHS MAXIMUM with a MINIMUM of TWENTY-FOUR
12 (24) MONTHS for use of a Deadly Weapon, Count 10 to run CONCURRENT with Count
13 9; AS TO **COUNT 11** – TO A MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS
14 with a MINIMUM Parole Eligibility of SEVENTY-TWO (72) MONTHS, PLUS a
15 CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS MAXIMUM with a
16 MINIMUM of TWENTY-FOUR (24) MONTHS for use of a Deadly Weapon, Count 11 to
17 run CONCURRENT with Count 10; AS TO **COUNT 12** - TO A MAXIMUM of ONE
18 HUNDRED EIGHTY (180) MONTHS with a MINIMUM Parole Eligibility of SEVENTY-
19 TWO (72) MONTHS, PLUS a CONSECUTIVE term of ONE HUNDRED EIGHTY (180)
20 MONTHS MAXIMUM with a MINIMUM of TWENTY-FOUR (24) MONTHS for use of a
21 Deadly Weapon, Count 12 to run CONCURRENT with Count 11; AS TO **COUNT 13** –
22 TO A MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM Parole
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1 Eligibility of SEVENTY-TWO (72) MONTHS, PLUS a CONSECUTIVE term of ONE
2 HUNDRED EIGHTY (180) MONTHS MAXIMUM with a MINIMUM of TWENTY-FOUR
3 (24) MONTHS for use of a Deadly Weapon, Count 13 to run CONCURRENT with Count
4 12; AS TO **COUNT 14** - TO A MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS
5 with a MINIMUM Parole Eligibility of SEVENTY-TWO (72) MONTHS, PLUS a
6 CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS MAXIMUM with a
7 MINIMUM of TWENTY-FOUR (24) MONTHS, for use of a Deadly Weapon, Count 14 to
8 run CONCURRENT with Count 13; AS TO **COUNT 15** – TO A MAXIMUM of ONE
9 HUNDRED EIGHTY (180) MONTHS with a MINIMUM Parole Eligibility of SEVENTY-
10 TWO (72) MONTHS, PLUS a CONSECUTIVE term of ONE HUNDRED EIGHTY (180)
11 MONTHS MAXIMUM with a MINIMUM of TWENTY-FOUR (24) MONTHS for use of a
12 Deadly Weapon, Count 15 to run CONCURRENT with Count 14; AS TO **COUNT 16** -
13 TO A MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM Parole Eligibility of
14 TWENTY-EIGHT (28) MONTHS, Count 16 to run CONCURRENT with Count 15; AS
15 TO **COUNT 17** – TO A MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a
16 MINIMUM Parole Eligibility of SEVENTY-TWO (72) MONTHS, Count 17 to run
17 CONCURRENT with Count 16; AS TO **COUNT 18** - TO A MAXIMUM of ONE
18 HUNDRED EIGHTY (180) MONTHS with a MINIMUM Parole Eligibility of SEVENTY-
19 TWO (72) MONTHS, PLUS a CONSECUTIVE term of ONE HUNDRED EIGHTY (180)
20 MONTHS MAXIMUM with a MINIMUM of TWENTY-FOUR (24) MONTHS for use of a
21 Deadly Weapon, Count 18 to run CONCURRENT with Count 17; AS TO **COUNT 19** –
22 TO A MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM Parole Eligibility of
23 TWENTY-EIGHTY (28) MONTHS, Count 19 to run CONCURRENT with Count 18; AS

1 TO **COUNT 20** - TO A MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a
2 MINIMUM Parole Eligibility of SEVENTY-TWO (72) MONTHS, Count 20 to run
3 CONCURRENT with Count 19; AS TO **COUNT 21** – TO A MAXIMUM of ONE
4 HUNDRED TWENTY (120) MONTHS with a MINIMUM Parole Eligibility of FORTY-
5 EIGHT (48) MONTHS, PLUS a CONSECUTIVE term of ONE HUNDRED TWENTY
6 (120) MONTHS MAXIMUM with a MINIMUM of TWENTY-FOUR (24) MONTHS for use
7 of a Deadly Weapon, Count 21 to run CONCURRENT with Count 20; AS TO **COUNT**
8 **22** - TO A MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM
9 Parole Eligibility of SEVENTY-TWO (72) MONTHS, PLUS a CONSECUTIVE term of
10 ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM of TWENTY-FOUR
11 (24) MONTHS for use of a Deadly Weapon, Count 22 to run CONCURRENT with Count
12 21; with TWO HUNDRED FIFTY-THREE (253) DAYS credit for time served. As to
13 COUNTS 1, 2 & 3 – apply to Co-Defendant's only. COUNT 23 is DISMISSED.
14 Defendant's AGGREGATE TOTAL SENTENCE is a MAXIMUM of THIRTY (30) YEARS
15 with a MINIMUM of TWELVE (12) YEARS.
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21 DATED this 23 day of March, 2016.

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24 MICHELLE LEAVITT
25 DISTRICT COURT JUDGE
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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 14, 2015

C-15-308719-2 State of Nevada
 vs
 James Parker

August 14, 2015 11:45 AM Grand Jury Indictment

HEARD BY: Barker, David **COURTROOM:** RJC Courtroom 10B

COURT CLERK: April Watkins

RECORDER: Cheryl Carpenter

REPORTER:

PARTIES

PRESENT: Killer, Sarah J. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Edward Ritchie, Grand Jury Deputy Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 14BGJ113B to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C308719-2, Department XII. State requested warrant and argued bail. COURT ORDERED, WARRANT ISSUED, BAIL SET in the TOTAL AMOUNT of \$130,000.00 and matter SET for initial arraignment. FURTHER ORDERED, Las Vegas Justice Court case 15F10165B DISMISSED and exhibit(s) 1-21 lodged with Clerk of District Court.

I.W. (CUSTODY)

8/20/15 8:30 AM INITIAL ARRAIGNMENT (DEPT. XII)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 20, 2015

C-15-308719-2 State of Nevada
 vs
 James Parker

August 20, 2015 8:30 AM All Pending Motions

HEARD BY: Leavitt, Michelle **COURTROOM:** RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Parker, James Earl	Defendant
	Parris, John	Attorney
	Pesci, Giancarlo	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Parris appeared for Mr. Sanft on behalf of Deft.

INITIAL ARRAIGNMENT...BENCH WARRANT RETURN

DEFT. PARKER ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter SET for trial. At request of Mr. Parris, COURT FURTHER ORDERED, counsel has 21 days from the date of filing the Grand Jury Transcript, or an amount of time as permitted by Statute, to file a Writ.

CUSTODY

10/13/15 8:30 A.M. CALENDAR CALL

10/20/15 1:30 P.M. TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 09, 2015

C-15-308719-2 State of Nevada
 vs
 James Parker

October 09, 2015 11:45 AM Grand Jury Indictment

HEARD BY: Barker, David **COURTROOM:** RJC Courtroom 10B

COURT CLERK: Louisa Garcia

RECORDER: Cheryl Carpenter

REPORTER:

PARTIES

PRESENT: Pesci, Giancarlo Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Edwards James, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 14BGJ113B to the Court. COURT ORDERED, Superseding Indictment may be filed and assigned Case C308719-2, Dept. 12. State argued bail. COURT ORDERED, BAIL SET in the TOTAL AMOUNT OF \$500,000.00. Exhibits 1a, 22-75 lodged with Clerk of District Court.

CUSTODY

10/13/15 8:30 AM INITIAL ARRAIGNMENT (DC 12)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 13, 2015

C-15-308719-2 State of Nevada
 vs
 James Parker

October 13, 2015 8:30 AM All Pending Motions

HEARD BY: Leavitt, Michelle

COURTROOM: RJC Courtroom 14D

COURT CLERK: Susan Jovanovich
 Natalie Ortega

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Parker, James Earl	Defendant
	Parris, John	Attorney
	Pesci, Giancarlo	Attorney
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFT. PARKER ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, trial date VACATED and RESET. Mr. Sanft advised Deft. is in custody in Henderson and requested he be transported to the Clark County Detention Center. Court advised for the purposes of trial she will ask the Sheriff but leave the decision to him.

CUSTODY

11/24/15 8:30 AM CALENDAR CALL

12/1/15 1:30 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 24, 2015

C-15-308719-2 State of Nevada
 vs
 James Parker

November 24, 2015 8:30 AM Calendar Call

HEARD BY: Leavitt, Michelle

COURTROOM: RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Killer, Sarah J.	Attorney
	Parker, James Earl	Defendant
	Pesci, Giancarlo	Attorney
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- CONFERENCE AT BENCH. Both parties announced ready for trial. Parties estimated 1 and a half weeks for trial. Mr. Pesci estimated 35-40 witnesses. SO NOTED. COURT ORDERED, trial date SET. Mr. Parris, who is present on behalf of Co-Deft. Ralph Alexander, indicated State's offer got extended, and it is contingent for both Defts. Mr. Alexander and Mr. Parker, however, both Defts. are not inclined to accept the offer, and State just indicated the offer will be withdrawn. Mr. Pesci confirmed the offer will be revoked today. Upon Court's inquiry, Deft. acknowledged. SO NOTED.

CUSTODY

12/01/15 1:00 P.M. TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 01, 2015

C-15-308719-2 State of Nevada
vs
James Parker

December 01, 2015 1:00 PM Jury Trial

HEARD BY: Leavitt, Michelle

COURTROOM: RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Killer, Sarah J.	Attorney
	Parker, James Earl	Defendant
	Pesci, Giancarlo	Attorney
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- APPEARANCES: Chief Deputy District Attorney Giancarlo Pesci, Esq., and Deputy District Attorney Sarah Killer, Esq., are present on behalf of State of Nevada. Attorney Michael Sanft, Esq., is present on behalf of Deft. James Earl Parker, who is also present. Attorney John Parris, Esq., is present on behalf of Deft. Ralph Alexander, who is also present.

OUTSIDE PRESENCE OF PROSPECTIVE JURY PANEL: Parties stated their appearances. Mr. Parris indicated defense will stipulate to chain of custody on some of the evidence including items surrounding fingerprints. SO NOTED. Court reminded counsel to let the Court know which exhibits are stipulated to, when the evidence comes up during trial. Mr. Pesci advised State anticipated 42 witnesses to appear, as this case surrounds five separate incidences, however, State may be able to cut out 4-6 witnesses from testifying, if defense is agreeing to stipulate to some of the evidence. SO NOTED. Discussions as to trial schedule for remainder of the week, including scheduling conflicts for tomorrow morning and Thursday amongst all parties, due to other Court appearances needing to be made. Mr. Parris indicated he will be in contact with this Court's staff tomorrow morning as to

updates on when defense counsel will arrive into this Courtroom for trial. SO NOTED. Court advised parties it will have two alternates for trial, and each defense will have to share their peremptory challenges. Mr. Sanft and Mr. Parris made no objections.

PROSPECTIVE JURY PANEL PRESENT: Introductory statements by Court and by Ms. Killer, Mr. Sanft and Mr. Parris. Clerk called roll. PROSPECTIVE JURY PANEL SWORN. Voir Dire commenced.

OUTSIDE PRESENCE OF PROSPECTIVE JURY PANEL: Juror with Badge No. 0856 remained seated in jury box at request of Court. Court asked the Juror what the problem was, due to comments he made to this Court during Voir Dire examination. Juror stated he disagrees with this jury duty process, and being present for jury duty is not allowing him to be at his employment to get paid or pay his employees. Juror also stated he is losing money and his construction company is losing money as well, because he is here; and he is also in the process of purchasing the company as well. Discussions between Court and Juror regarding employment information. Court asked the Juror if he would have someone like him on this trial as a juror if he was sitting at the defense table as a Deft. The Juror responded saying no and he would ask for a bench trial, instead, further stating he does not agree with all of this. Court advised Juror he does not have to agree with the process, however, the comments he had made based on questions that were asked, should not have been made to the Court, as the comments were disrespectful. Court further advised Juror it is giving him the respect, and would ask that the same respect be shown to this Court. Juror indicated he did not mean to be disrespectful to the Court. COURT ORDERED, Badge No. 0856 EXCUSED by Court. Comments were exchanged between the Juror, Court Services Officer, and the Marshal when the juror exited the gallery.

Juror not present. COURT ORDERED, it will replace the excused juror in seat No. 4 when prospective panel arrives in the Courtroom.

PROSPECTIVE JURY PANEL PRESENT: Voir Dire commenced further. Peremptory Challenges were exercised by the parties. JURY SELECTED. Court thanked and excused the remaining jury panel members.

Evening recess. TRIAL CONTINUES.

CUSTODY (ALEXANDER & PARKER)

12/02/15 9:30 A.M. TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 02, 2015

C-15-308719-2 State of Nevada
 vs
 James Parker

December 02, 2015 9:30 AM Jury Trial

HEARD BY: Leavitt, Michelle

COURTROOM: RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Killer, Sarah J.	Attorney
	Parker, James Earl	Defendant
	Pesci, Giancarlo	Attorney
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- **APPEARANCES:** Chief Deputy District Attorney Giancarlo Pesci, Esq., and Deputy District Attorney Sarah Killer, Esq., are present on behalf of State of Nevada. Attorney Michael Sanft, Esq., is present on behalf of Deft. James Earl Parker, who is also present. Attorney John Parris, Esq., is present on behalf of Deft. Ralph Alexander, who is also present.

OUTSIDE PRESENCE OF JURY: Court stated Juror No. 11 provided a note to the Marshal earlier this morning, which was reviewed by this Court. Thereafter, Court read the note out loud to the parties on record; and determined that based on the contents in the note, this Court will excuse the juror from trial.

Court further stated it has not sworn the entire Jury panel in this trial yet, and there are two options here; the Court can order additional jurors from Jury Services to have jury selection done for Seat No. 11; or, trial can go forward with one of the two alternates seated in Seat No. 11. Upon Court's inquiries, Mr. Sanft suggested another juror be selected for the empty seat. Mr. Parris joined, and

stated this should be done out of abundance of caution, as there needs to be a safety net in place; and there is no need to bring Juror No. 11 in either for further inquiry. State made no objections to defense' requests. Court's Exhibit presented (See Worksheets.). Discussions as to peremptory challenges. COURT ORDERED, Juror No. 11 EXCUSED from trial. Court TRAILED matter for ten new jurors to appear for Voir Dire, for Seat No. 11 to be filled.

CASE RECALLED.

NEW PROSPECTIVE JURY PANEL OF TEN MEMBERS PRESENT IN COURT. Introductory statements by Court and by counsel. Clerk called roll. PROSPECTIVE JURY PANEL SWORN. Voir Dire commenced. Juror No. 11 SELECTED. Court thanked and excused remaining prospective jury panel members. Court recessed for a short break.

OUTSIDE PRESENCE OF JURY: Mr. Pesci indicated while Ms. Killer and he approached an opening elevator to leave the Courthouse last night, one of the jurors, being Juror No. 2, was inside the elevator and had offered to hold the door open to have both attorneys come into the elevator with him. Mr. Pesci stated both him and Ms. Killer shook their heads in an affirmative "no" and allowed the door to close, and thereafter, got on a separate elevator. Mr. Pesci advised he just wanted to make this record and let defense and Court know what happened. Mr. Sanft and Mr. Parris made no objections; which was NOTED by Court.

JURY PRESENT, including newly selected Juror No. 11; and SWORN by Clerk. Court instructed Jury. Clerk read Superseding Indictment for both Defts. to the Jury. Further instructions were given by Court. Opening statements by Mr. Pesci. Court recessed for lunch.

CASE RECALLED.

JURY PRESENT: Opening statements by Mr. Sanft and Mr. Parris. Testimony and Exhibits presented (See Worksheets.). Certified Vietnamese Court Interpreter Jimmy Tong Nguyen is present to assist State's witness Lien Nguyen during testimony, and was sworn by Clerk. Following conclusion of Ms. Nguyen's testimony, Mr. Parris inquired if the Court Interpreter and witness were related, due to having the same last name. Both the Interpreter and witness indicated on the record that there was no relation. Further testimony and Exhibits presented (See Worksheets.).

Evening recess. TRIAL CONTINUES.

CUSTODY (ALEXANDER & PARKER)

12/03/15 10:30 A.M. TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 03, 2015

C-15-308719-2 State of Nevada
vs
James Parker

December 03, 2015 10:30 AM Jury Trial

HEARD BY: Leavitt, Michelle

COURTROOM: RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Killer, Sarah J.	Attorney
	Parker, James Earl	Defendant
	Pesci, Giancarlo	Attorney
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- APPEARANCES: Chief Deputy District Attorney Giancarlo Pesci, Esq., and Deputy District Attorney Sarah Killer, Esq., are present on behalf of State of Nevada. Attorney Michael Sanft, Esq., is present on behalf of Deft. James Earl Parker, who is also present. Attorney John Parris, Esq., is present on behalf of Deft. Ralph Alexander, who is also present.

OUTSIDE PRESENCE OF JURY: At request of parties, Court TRAILED matter for parties to discuss negotiations, and to allow time for both Defts. to speak with their attorneys about negotiations.

CASE RECALLED. Mr. Sanft advised both Mr. Parris and he had time to speak with their clients, an offer was made by State to both Defts. and at this time, both Defts. are not inclined to accept it, and are declining the offer. Upon Court's inquires, both Defts. Mr. Alexander and Mr. Parker confirmed they were not accepting State's offer and both of them want to proceed forward with trial. Mr. Pesci advised State spoke with both defense counsel back and forth about the offer, which included a conspiracy to commit robbery, with no opposition to Court imposing a 12 to 30 year sentence. Upon

Court's inquiry, both Defts. agreed they are rejecting State's offer. Mr. Pesci noted for record State is revoking the offer, he is not going to offer anymore, and State is going forward with trial. Mr. Parris stated defense appreciated the extra time given this morning to discuss negotiations, sparing the trial. Court stated it will always give parties more time for negotiations if needed.

JURY PRESENT: Testimony and Exhibits presented (See Worksheets.). Certified Spanish Court Interpreter Ricardo Pico is present to assist State's witness Elana Chavarria during testimony, and was sworn by Clerk. Further testimony and Exhibits presented (See Worksheets.). Court admonished and excused the Jury for the evening, to return tomorrow morning at 9:00 A.M.

OUTSIDE PRESENCE OF JURY: Deft. Mr. Parker not present, as he had exited the Courtroom when trial concluded for the evening. At request of counsel, Court WAIVED Deft's appearance at this time. Discussions as to proposed jury instructions, and trial progression including scheduling for tomorrow.

Evening recess. TRIAL CONTINUES.

CUSTODY (PARKER & ALEXANDER)

12/04/15 9:00 A.M. TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 04, 2015

C-15-308719-2 State of Nevada
 vs
 James Parker

December 04, 2015 9:00 AM Jury Trial

HEARD BY: Leavitt, Michelle

COURTROOM: RJC Courtroom 14D

COURT CLERK: Phyllis Irby

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Killer, Sarah J.	Attorney
	Parker, James Earl	Defendant
	Pesci, Giancarlo	Attorney
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- JURY PRESENT. Testimony and exhibits presented (see worksheet). OUTSIDE THE PRESENCE OF THE JURY. Mr. Parris argued the State is going to be calling a witness that they're going to ask about Deft's moral turpitude. Mr. Pesci advised he has spoken with witness about what she can say on the stand.

JURY PRESENT. Testimony and exhibits presented (see worksheet).

OUTSIDE THE PRESENCE OF THE JURY. Juror #12 has an issue with transportation that was brought to the Court's attention. Juror #12 brought in to explain transportation issue to the Court. COURT ORDERED, MATTER RESOLVED.

JURY PRESENT. Testimony and exhibits presented (see worksheet). Jury recessed for the evening, COURT ORDERED, MATTER CONTINUED.

C-15-308719-2

CUSTODY

12-07-15 1:00 PM JURY TRIAL (DEPT. XII)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 07, 2015

C-15-308719-2 State of Nevada
 vs
 James Parker

December 07, 2015 1:00 PM Jury Trial

HEARD BY: Leavitt, Michelle **COURTROOM:** RJC Courtroom 14D

COURT CLERK: Phyllis Irby

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Killer, Sarah J.	Attorney
	Parker, James Earl	Defendant
	Pesci, Giancarlo	Attorney
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY. The Court gives Deft his rights to testify. Jury instructions and verdict forms settled.

JURY PRESENT. The State rested. Defense rested. The Court reads instructions to the jury.

CLOSING ARGUMENTS. Jury to deliberate @ 4:13 pm.

JURY PRESENT. Verdict reached. The Court thanked and excused the jury.

COURT ORDERED, SENTENCING

CUSTODY

2-02-16 8:30 AM SENTENCING (BOTH) (DEPT. XII)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 02, 2016

C-15-308719-2 State of Nevada
 vs
 James Parker

February 02, 2016 8:30 AM Sentencing

HEARD BY: Leavitt, Michelle **COURTROOM:** RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Parker, James Earl	Defendant
	Pesci, Giancarlo	Attorney
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Based on representations made at an earlier Bench Conference during today's calendar, and at request of Mr. Sanft, COURT ORDERED, matter CONTINUED thirty days.

CUSTODY

3/03/16 8:30 A.M. SENTENCING (JURY VERDICT)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 03, 2016

C-15-308719-2 State of Nevada
 vs
 James Parker

March 03, 2016 8:30 AM Sentencing

HEARD BY: Leavitt, Michelle **COURTROOM:** RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	O'Halloran, Rachel	Attorney
	Parker, James Earl	Defendant
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Ms. O'Halloran handled today's proceedings on behalf of Mr. Pesci. Mr. Sanft appeared for Deft. James Parker, and for Attorney Mr. Parris on behalf of Co-Deft. Ralph Alexander. Mr. Sanft advised he provided a copy of the Pre-Sentence Investigation (PSI) Report to Mr. Alexander; and requested a continuance for Mr. Parris to appear and handle proceedings for Co-Deft. State made no objection. COURT SO ORDERED.

CUSTODY

3/17/16 8:30 A.M. SENTENCING (JURY VERDICT)

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****March 17, 2016**

C-15-308719-2 State of Nevada
 vs
 James Parker

March 17, 2016 8:30 AM Sentencing

HEARD BY: Leavitt, Michelle **COURTROOM:** RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Killer, Sarah J.	Attorney
	Parker, James Earl	Defendant
	Pesci, Giancarlo	Attorney
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- By virtue of Jury Verdict returned in this case, DEFT. JAMES PARKER ADJUDGED GUILTY OF COUNT 4 - CONSPIRACY TO COMMIT ROBBERY (F); COUNT 5 - BURGLARY WHILE IN POSSESSION OF FIREARM (F); COUNT 6 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 7 - CONSPIRACY TO COMMIT ROBBERY (F); COUNT 8 - BURGLARY WHILE IN POSSESSION OF A FIREARM (F); COUNT 9 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 10 - ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 11 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 12 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 13 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 14 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 15 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 16 - CONSPIRACY TO COMMIT ROBBERY (F); COUNT 17 - BURGLARY WHILE IN POSSESSION OF A FIREARM (F); COUNT 18 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 19 - CONSPIRACY TO COMMIT ROBBERY (F); COUNT 20 - BURGLARY WHILE IN POSSESSION OF A FIREARM (F); COUNT 21 - ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON (F); and COUNT 22 - ROBBERY WITH USE OF A DEADLY

WEAPON (F). COUNT 23 - DISMISSED.

Matter argued and submitted. CONFERENCE AT BENCH. Statements by Deft.

COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee including testing to determine genetic markers, \$3.00 DNA Collection fee, and \$2,245.23 Restitution to be paid jointly and severally with Co-Deft. Ralph Alexander, Deft. SENTENCED as follows:

COUNT 4 - to a MINIMUM of TWENTY EIGHT (28) MONTHS and a MAXIMUM of SEVENTY TWO (72) MONTHS in the Nevada Department of Corrections (NDC);

COUNT 5 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC); COUNT 5 to run CONCURRENT to COUNT 4;

COUNT 6 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC) for use of a deadly weapon; COUNT 6 to run CONSECUTIVE to COUNT 5;

COUNT 7 - to a MINIMUM of TWENTY EIGHT (28) MONTHS and a MAXIMUM of SEVENTY TWO (72) MONTHS in the Nevada Department of Corrections (NDC); COUNT 7 to run CONCURRENT to COUNT 6;

COUNT 8 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC); COUNT 8 to run CONCURRENT to COUNT 7;

COUNT 9 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 9 to run CONCURRENT to COUNT 8;

COUNT 10 - to a MINIMUM of FORTY EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 10 to run CONCURRENT to COUNT 9;

COUNT 11 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE

HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 11 to run CONCURRENT to COUNT 10;

COUNT 12 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 12 to run CONCURRENT to COUNT 11;

COUNT 13 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 13 to run CONCURRENT to COUNT 12;

COUNT 14 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 14 to run CONCURRENT to COUNT 13;

COUNT 15 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 15 to run CONCURRENT to COUNT 14;

COUNT 16 - to a MINIMUM of TWENTY EIGHT (28) MONTHS and a MAXIMUM of SEVENTY TWO (72) MONTHS in the Nevada Department of Corrections (NDC); COUNT 16 to run CONCURRENT to COUNT 15;

COUNT 17- to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), COUNT 17 to run CONCURRENT to COUNT 16;

COUNT 18 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 18 to run CONCURRENT to COUNT 17;

COUNT 19 - to a MINIMUM of TWENTY EIGHT (28) MONTHS and a MAXIMUM of SEVENTY TWO (72) MONTHS in the Nevada Department of Corrections (NDC); COUNT 19 to run CONCURRENT to COUNT 18;

COUNT 20 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC); COUNT 20 to run CONCURRENT to COUNT 19;

COUNT 21 - to a MINIMUM of FORTY EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (120) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 21 to run CONCURRENT to COUNT 20;

COUNT 22 - to a MINIMUM of SEVENTY TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE TERM of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC) for use of deadly weapon; COUNT 22 to run CONCURRENT to COUNT 21;

with TWO HUNDRED FIFTY THREE (253) DAYS CREDIT FOR TIME SERVED.

TOTAL AGGREGATE SENTENCE is a MINIMUM of TWELVE (12) YEARS with a MAXIMUM of THIRTY (30) YEARS in the Nevada Department of Corrections (NDC).

BOND, if any, EXONERATED.

NDC

Def. Counsel(s): DEF. ALEXANDER – JOHN PARRIS, ESQ.
DEF. PARKER – MICHAEL SANFT, ESQ.

**WARRANTS (ONE WEEK)
BOTH DEFS IN-CUSTODY AT CCDC, THESE CHARGES
(15F10165A/B, P/H 8-7, JC 3)
- DEF. ALEXANDER
- DEF. PARKER**

LVJC CASE TO BE DISMISSED: 15F10165A/B, P/H 8-17, JC 3

Exhibits:	1. Proposed Indictment	12. Photo
	2. Photo	13. Photo
	3. Photo	14. Photo
	4. Photo	15. Photo
	5. Photo	16. Photo
	6. Photo	17. Photo
	7. Photo	18. Photo
	8. Photo	19. Photo
	9. Photo	20. Photo
	10. Photo	21. Instructions
	11. Photo	

Exhibits 1-21, to be lodged with the Clerk of the Court.

(4) CT - BURGLARY WHILE IN POSSESSION OF A FIREARM (Category B Felony - NRS 205.060 - NOC 50426);
 (10) CT - ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138);
 (4) CT - CONSPIRACY TO COMMIT ROBBERY (Category B Felony - NRS 200.380, 199.480 - NOC 50147); and
 (2) CT - ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.330, 193.165 - NOC 50145)

DEF. MARTIN:

(5) CT - BURGLARY WHILE IN POSSESSION OF A FIREARM (Category B Felony - NRS 205.060 - NOC 50426);
 (11) CT - ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138);
 (5) CT - CONSPIRACY TO COMMIT ROBBERY (Category B Felony - NRS 200.380, 199.480 - NOC 50147); and
 (2) CT - ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.330, 193.165 - NOC 50145)

Def. Counsel(s): DEF. ALEXANDER – JOHN PARRIS, ESQ.
 DEF. PARKER – MICHAEL SANFT, ESQ.
 DEF. MARTIN – NO ATTORNEY OF RECORD

WARRANTS (ONE WEEK):

DEFS. ALEXANDER & MARTIN BOTH IN-CUSTODY AT CCDC,
 THESE CHARGES (C-15-308719, C/C 10-13, DC 12)
 - ALEXANDER
 - PARKER

DEF. MARTIN OUT OF CUSTODY (NO DATE)
 - MARTIN

Exhibits:

- 1. Proposed Indictment
- 1a. Superseding Indictment
- 2. Photo
- 3. Photo
- 4. Photo
- 5. Photo
- 6. Photo
- 7. Photo
- 8. Photo

Continued...

9.	Photo	51.	Photo
10.	Photo	52.	Photo

11.	Photo	53.	Photo
12.	Photo	54.	Photo
13.	Photo	55.	Photo
14.	Photo	56.	Photo
15.	Photo	57.	Photo
16.	Photo	58.	Photo
17.	Photo	59.	Photo
18.	Photo	60.	Photo
19.	Photo	61.	Photo
20.	Photo	62.	Photo
21.	Instructions	63.	Photo
22.	Transcripts 8-13-15	64.	Photo
23.	DMV records	65.	Photo
24.	Photo	66.	Photo
25.	Photo	67.	Photo
26.	Photo	68.	Photo
27.	Photo	69.	Photo
28.	Photo	70.	Photo
29.	Photo	71.	Photo
30.	Photo	72.	Photo
31.	Photo	73.	Photo
32.	Photo	74.	Photo
33.	Photo	75.	CD
34.	Photo		
35.	Photo		
36.	Photo		
37.	Photo		
38.	Photo		
39.	Photo		
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42.	Photo		
43.	Photo		
44.	Photo		
45.	Photo		
46.	Photo		
47.	Photo		
48.	Photo		
49.	Photo		
50.	Photo		

Exhibits 1a, 22-75 to be lodged with the Clerk of the Court.

Exhibits 1-21, previously lodged with the Clerk of the Court.

STATE'S EXHIBITSCASE NO. C308719 1+2

	Date Offered	Objection	Date Admitted
1. CD-Surveillance	12-2-15	STIP	12-2-15
2. CD Surveillance	12-2-15	STIP	12-2-15
3. map	12-2-15	no	12-2-15
4. CD-surveillance	12-2-15	no	12-2-15
5. map	12-2-15	no	12-2-15
6. photo	12-2-15	no	12-2-15
7. photo	12-2-15	no	12-2-15
8. photo	12-2-15	no	12-2-15
9. photo	12-2-15	no	12-2-15
10. photo	12-2-15	no	12-2-15
11. photo	12-2-15	no	12-2-15
12. photo	12-2-15	no	12-2-15
13. photo	12-2-15	no	12-2-15
14. photo	12-2-15	no	12-2-15
15. photo	12-2-15	no	12-2-15
16. photo	12-2-15	no	12-2-15
17. photo	12-2-15	no	12-2-15
18. photo	12-2-15	no	12-2-15
19. photo	12-2-15	no	12-2-15
20. CD-Surveillance	12-4-15	NO	12-4-15
21. map	12-3-15	no	12-3-15
22. photo	12-4-15	STIP	12-4-15
23. photo	12-2-15	no	12-2-15

STATE'S EXHIBITSCASE NO. C308719 1+2

	Date Offered	Objection	Date Admitted
24. photo	12-2-15	no	12-2-15
25. photo	12-3-15	no	12-3-15
26. photo	12-2-15	no	12-2-15
27. photo	12-3-15	no	12-3-15
28. photo	12-3-15	no	12-3-15
29. photo	12-3-15	no	12-3-15
30. CD - Rainbow Market	12-3-15	Stip	12-3-15
31. map	12-3-15	no	12-3-15
32. photo	12-3-15	no	12-3-15
33. photo	12-3-15	no	12-3-15
34. photo	12-3-15	no	12-3-15
35. photo	12-3-15	no	12-3-15
36. photo	12-3-15	no	12-3-15
37. photo	12-3-15	no	12-3-15
38. photo	12-3-15	no	12-3-15
39. photo	12-3-15	no	12-3-15
40. photo	12-3-15	no	12-3-15
41. photo	12-3-15	no	12-3-15
42. CD - family Dollar	12-3-15	no	12-3-15
43. map	12-3-15	no	12-3-15
44. photo	12-3-15	no	12-3-15
45. photo	12-3-15	no	12-3-15
46. photo	12-3-15	no	12-3-15

STATE'S EXHIBITSCASE NO. C308719 172

	Date Offered	Objection	Date Admitted
47. photo	12-3-15	no	12-3-15
48. photo	12-3-15	no	12-3-15
49. photo	12-3-15	no	12-3-15
50. photo	12-3-15	no	12-3-15
51. photo	12-3-15	no	12-3-15
52. photo	12-3-15	no	12-3-15
53. photo	12-3-15	no	12-3-15
54. photo	12-3-15	no	12-3-15
55. photo	12-3-15	no	12-3-15
56. photo	12-3-15	no	12-3-15
57. photo	12-3-15	no	12-3-15
58. photo	12-3-15	no	12-3-15
59. photo	12-3-15	no	12-3-15
60. photo	12-3-15	no	12-3-15
61. photo	12-3-15	no	12-3-15
62. photo	12-3-15	no	12-3-15
63. photo	12-3-15	no	12-3-15
64. photo	12-3-15	no	12-3-15
65. photo	12-3-15	no	12-3-15
66. photo	12-4-15	no	12-4-15
67. photo	12-3-15	no	12-3-15
68. photo	12-3-15	no	12-3-15
69. photo	12-3-15	no	12-3-15

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STATE'S EXHIBITS

CASE NO. C308719 1+2

	Date Offered	Objection	Date Admitted
70. photo	12-3-15	no	12-3-15
71. photo	12-3-15	no	12-3-15
72. photo	12-3-15	no	12-3-15
73. photo	12-3-15	no	12-3-15
74. photo	12-3-15	no	12-3-15
75. photo	12-3-15	no	12-3-15
76. photo	12-3-15	no	12-3-15
77. photo	12-3-15	no	12-3-15
78. photo	12-3-15	no	12-3-15
79. photo	12-3-15	no	12-3-15
80. photo	12-3-15	no	12-3-15
81. photo	12-3-15	no	12-3-15
82. photo	12-3-15	no	12-3-15
83. photo	12-3-15	no	12-3-15
84. photo	12-3-15	no	12-3-15
85. photo	12-4-15	NO	12-4-15
86. photo	12-2-15	no	12-2-15
87. photo	12-2-15	no	12-2-15
88. PHOTO	12-4-15	NO	12-4-15
89. PHOTO	12-4-15	NO	12-4-15
90. PHOTO	12-4-15	NO	12-4-15
91. PHOTO	12-4-15	NO	12-4-15
92. PHOTO	12-4-15	NO	12-4-15

CASE NO. C308719 1-2

CASE NO. C308719 1-2

[illegible]

COURT'S EXHIBITS

CASE NO. C308719 1st 2

[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.

JAMES EARL PARKER,

Defendant(s).

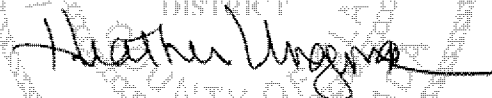
Case No: C308719-2

Dept No: XII

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 8 day of April 2016.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk