

CLERK OF THE COURT

1 **SANDRA L. STEWART**
2 Attorney at Law
3 Nevada Bar No. 6834
4 140 Rancho Maria Street
5 Las Vegas, Nevada 89148
6 (702) 363-4656
7
8 Attorney for ROBERT GUERRINA

Electronically Filed
Oct 07 2016 09:21 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

9 **DISTRICT COURT**
10
11 **CLARK COUNTY, NEVADA**


11 STATE OF NEVADA,
12
13 Plaintiff,
14 v.
15 ROBERT GUERRINA,
16 Defendant.

DISTRICT COURT NO.: - C-308561-1
JUSTICE COURT NO.: - 15FH0994X
SUPREME COURT NO.: - TBD

NOTICE OF APPEAL

17 NOTICE is hereby given that Defendant, ROBERT GUERRINA, hereby
18 appeals to the Nevada Supreme Court, from the Eighth Judicial District Court's
19 Judgment of Conviction and all other appealable rulings rendered in this case.

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21 Dated this 29th day of September, 2016.

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25 
26 **SANDRA L. STEWART**
27 Attorney for ROBERT GUERRINA
28

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CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2016, I served a copy of the:

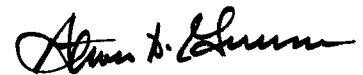
NOTICE OF APPEAL

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

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



SANDRA L. STEWART



CLERK OF THE COURT

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

Attorney for ROBERT GUERRINA

DISTRICT COURT
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

v.

ROBERT GUERRINA,

Defendant.

DISTRICT COURT NO.: - C-308561

JUSTICE COURT NO.: - 15FH0994X

SUPREME COURT NO.: - TBD

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement:

ROBERT GUERRINA

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

Hon. SUSAN JOHNSON

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

ROBERT GUERRINA

State of Nevada

4. Identify all parties involved in this appeal:

ROBERT GUERRINA

State of Nevada

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

....

1 Sandra L. Stewart
2 Attorney at Law
3 140 Rancho Maria Street
4 Las Vegas, NV 89148
5 702-363-4656
6 (for Robert Guerrina)

Steven B. Wolfson, Esq.
Clark County District Attorney
200 Lewis Avenue
Las Vegas, NV 89101
702-671-2700
(for State)

7 6. Indicate whether appellant was represented by appointed or retained counsel
8 in the district court:

9 Appointed

10 7. Indicate whether appellant is represented by appointed or retained counsel on
11 appeal:

12 Appointed.

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

15 Yes, July 23, 2015.

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

18 August 7, 2015.

19 Dated this 29th day of September, 2016.

20
21
22
23
24 
25 SANDRA L. STEWART
26 Attorney for ROBERT GUERRINA
27
28

1 **CERTIFICATE OF SERVICE**

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3 **CASE APPEAL STATEMENT**

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5 access to a copy to all other interested parties, including but not limited to, the following:

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

9
10 
11 SANDRA L. STEWART


CLERK OF THE COURT

1 REQT
2 SANDRA L. STEWART
3 Attorney at Law
4 Nevada Bar No. 6834
5 140 Rancho Maria Street
6 Las Vegas, Nevada 89148
7 (702) 363-4656

8 Attorney for Guerrina

9 DISTRICT COURT

10 CLARK COUNTY, NEVADA

11 STATE OF NEVADA,)
12)
13 Plaintiff,)
14)
15 vs.)
16)
17 ROBERT GUERRINA,)
18)
19 Defendant.)
20)
21)
22)
23)
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25)
26)
27)
28)

DIST. CT. NO. - C-15-308561-1
JUSTICE CT. NO. - 15FH0994X
SUP. CT. NO. - TBD

GUERRINA REQUEST FOR FULL
TRANSCRIPTS OF JUSTICE COURT
PROCEEDINGS TO:
LISA BRENSKE

TO: COURT REPORTER, LISA BRENSKE

Defendant requests preparation of the full transcript (not rough draft version) of the proceedings before the JUSTICE COURT as follows:

DATE	JUDGE	PORTION	ORIGINAL PLUS ¹
07-23-15	Rodney Burr	All	2

The defendant requires a full transcript complete with jury voir dire, jury instructions, opening statements, closing arguments, and all other recorded events which occurred during the referenced proceedings.

I hereby certify that on this date I ordered the transcripts from the court reporter indicated above.

¹ Original to be filed with the district court, and original certificate of service to be filed with the Nevada Supreme Court. NRAP 9(b).

Service of the transcripts upon requesting counsel may be made as follows:

By e-mail to: nvatt@icloud.com

By FAX to: Sandra Stewart, Esq. @ 702-736-7429

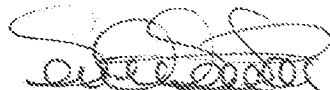
By Mail to: Sandra Stewart, Esq. at address indicated on letterhead

Service may not be made by placing a copy of the transcript in any attorney bins at the courthouse, as these bins are accessible to anyone, and transcripts left in these bins are often lost.

I further certify that the defendant is indigent and therefore exempt from paying a deposit.

A copy of the district court's order requiring that these transcripts be prepared is attached.

DATED this 29th day of September, 2016.



SANDRA L. STEWART
Attorney for Guerrina


CLERK OF THE COURT

1 SANDRA L. STEWART

2 Attorney at Law

3 Nevada Bar No. 6834

4 140 Rancho Maria Street

5 Las Vegas, Nevada 89148

6 (702) 563-4656

7 Attorney for ROBERT GUERRINA

8 DISTRICT COURT

9 CLARK COUNTY, NEVADA

10 STATE OF NEVADA,

11 Plaintiff,

12 v.

13 ROBERT GUERRINA,

14 Defendant.

DISTRICT COURT NO.: - C-308561

JUSTICE COURT NO.: - 15FH0994X

SUPREME COURT NO.: - TBD

ORDER APPOINTING APPELLATE
COUNSEL

15
16 The district court having determined that ROBERT GUERRINA wishes to appeal from
17 his judgment of conviction, that he is indigent, and good cause appearing therefor.


18 IT IS HEREBY ORDERED AS FOLLOWS:

19 1. SANDRA L. STEWART, Esq. be, and hereby is, appointed as counsel to
20 represent ROBERT GUERRINA at the appellate level;

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

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

23 Dated this 27th day of September, 2016.

24
25
26 
27 Hon. SUSAN JOHNSON
28 Judge, Eighth Judicial District Court

CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2016, I served a copy of the:

**GUERRINA REQUEST FOR FULL TRANSCRIPTS OF
JUSTICE COURT PROCEEDINGS TO LISA BRENSKE**

by mailing a copy via first class mail, postage thereon fully prepaid, and/or e-mailing to
the following:

LISA BRENSKE
COURT REPORTER
HENDERSON TOWNSHIP JUSTICE COURT
243 WATER STREET, CTRM. 3
HENDERSON, NV 89015

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

Steven B. Wolfson, Esq.
CLARK COUNTY DISTRICT ATTORNEY
200 Lewis Avenue
Las Vegas, NV 89155-2212


SANDRA L. STEWART


CLERK OF THE COURT

1 REQT
2 SANDRA L. STEWART
3 Attorney at Law
4 Nevada Bar No. 6834
5 140 Rancho Maria Street
6 Las Vegas, Nevada 89148
7 (702) 363-4656

8 Attorney for Guerrina

9 DISTRICT COURT

10 CLARK COUNTY, NEVADA

11 STATE OF NEVADA,

12 Plaintiff,

13 vs.

14 ROBERT GUERRINA,

15 Defendant.

) DIST. CT. NO. - C-15-308561-1
) JUSTICE CT. NO. - 15FH0994X
) SUP. CT. NO. - TBD

) GUERRINA REQUEST FOR FULL
) TRANSCRIPTS OF DISTRICT COURT
) PROCEEDINGS TO:

) KIARA SCHMIDT

16 TO: COURT REPORTER, KIARA SCHMIDT

17 Defendant requests preparation of the full transcript (not rough draft version) of
18 the proceedings before the DISTRICT COURT as follows:

DATE	JUDGE	PORTION	ORIGINAL PLUS ¹
08-13-15	Melisa De La Garza	All	2

19 The defendant requires a full transcript complete with jury voir dire, jury
20 instructions, opening statements, closing arguments, and all other recorded events which
21 occurred during the referenced proceedings.

22 I hereby certify that on this date I ordered the transcripts from the court reporter
23 indicated above.

24

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26
27
28 ¹ Original to be filed with the district court, and original certificate of service to be
filed with the Nevada Supreme Court. NRAP 9(b).

Service of the transcripts upon requesting counsel may be made as follows:

By e-mail to: nvatt@icloud.com

By FAX to: Sandra Stewart, Esq. @ 702-736-7429

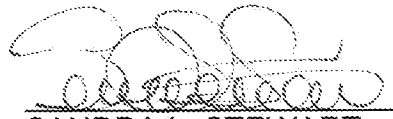
By Mail to: Sandra Stewart, Esq. at address indicated on letterhead

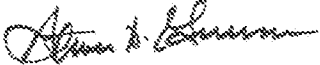
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I further certify that the defendant is indigent and therefore exempt from paying a deposit.

A copy of the district court's order requiring that these transcripts be prepared is attached.

DATED this 29th day of September, 2016.


SANDRA L. STEWART
Attorney for Guerrina


CLERK OF THE COURT

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

Attorney for ROBERT GUERRINA

DISTRICT COURT
CLARK COUNTY, NEVADA

STATE OF NEVADA,
Plaintiff,
vs.

ROBERT GUERRINA,
Defendant.

DISTRICT COURT NO.: - C-308861

JUSTICE COURT NO.: - 15FH0994X
SUPREME COURT NO.: - TBD

ORDER APPOINTING APPELLATE
COUNSEL

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

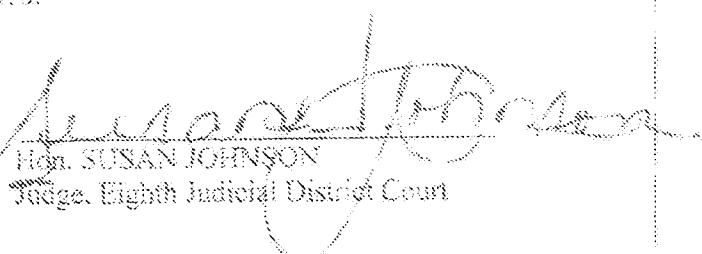
IT IS HEREBY ORDERED AS FOLLOWS:

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

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

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

Dated this 27th day of September, 2016.


Hon. SUSAN JOHNSON
Judge, Eighth Judicial District Court

CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2016, I served a copy of the:

**GUERRINA REQUEST FOR FULL TRANSCRIPTS OF
DISTRICT COURT PROCEEDINGS TO KIARA SCHMIDT**

by mailing a copy via first class mail, postage thereon fully prepaid, and/or e-mailing/FAXing to the following:

KIARA SCHMIDT
COURT REPORTER
EIGHTH JUDICIAL DISTRICT COURT
200 LEWIS AVENUE
LOWER LEVEL A, 2ND FLOOR ADMIN.
LAS VEGAS, NV 89155

KIARA SCHMIDT
COURT REPORTER
FAX: 702-676-1012
Email: schmidt@clarkcountycourts.us

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

Steven B. Wolfson, Esq.
CLARK COUNTY DISTRICT ATTORNEY
200 Lewis Avenue
Las Vegas, NV 89155-2212


SANDRA L. STEWART


CLERK OF THE COURT

1 REQT
2 SANDRA L. STEWART
3 Attorney at Law
4 Nevada Bar No. 6834
5 140 Rancho Maria Street
6 Las Vegas, Nevada 89148
7 (702) 363-4656

8 Attorney for Guerrina

9 DISTRICT COURT

10 CLARK COUNTY, NEVADA

11 STATE OF NEVADA,)
12) DIST. CT. NO. - C-15-308561-1
13 Plaintiff,) JUSTICE CT. NO. - 15FH0994X
14) SUP. CT. NO. - TBD
15 vs.)
16) GUERRINA REQUEST FOR FULL
17) TRANSCRIPTS OF DISTRICT COURT
18) PROCEEDINGS TO:
19)
20) SANDRA PRUCHNIC
21)
22)
23)
24)
25)
26)
27)
28)

TO: COURT REPORTER, SANDRA PRUCHNIC

Defendant requests preparation of the full transcript (not rough draft version) of the proceedings before the DISTRICT COURT as follows:

DATE	JUDGE	PORTION	ORIGINAL PLUS ¹
10-29-15	Susan Johnson	All	2

The defendant requires a full transcript complete with jury voir dire, jury instructions, opening statements, closing arguments, and all other recorded events which occurred during the referenced proceedings.

I hereby certify that on this date I ordered the transcripts from the court reporter indicated above.

....

¹ Original to be filed with the district court, and original certificate of service to be filed with the Nevada Supreme Court. NRAP 9(b).

Service of the transcripts upon requesting counsel may be made as follows:

By e-mail to: nvatt@icloud.com

By FAX to: Sandra Stewart, Esq. @ 702-736-7429

By Mail to: Sandra Stewart, Esq. at address indicated on letterhead

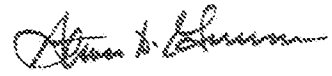
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I further certify that the defendant is indigent and therefore exempt from paying a deposit.

A copy of the district court's order requiring that these transcripts be prepared is attached.

DATED this 29th day of September, 2016.


SANDRA L. STEWART
Attorney for Guerrina


CLERK OF THE COURT

1 SANDRA L. STEWART

2 Attorney at Law

3 Nevada Bar No. 6834

4 140 Rancho Maria Street

5 Las Vegas, Nevada 89148

6 (702) 363-4656

7 Attorney for ROBERT GUERRINA

8 DISTRICT COURT

9 CLARK COUNTY, NEVADA

10 STATE OF NEVADA,

11 Plaintiff,

12 v.

13 ROBERT GUERRINA,

14 Defendant.

DISTRICT COURT NO.: - C-308561

JUSTICE COURT NO.: - 15FH0994X

SUPREME COURT NO.: - TBD

ORDER APPOINTING APPELLATE
COUNSEL

15 The district court having determined that ROBERT GUERRINA wishes to appeal from
16 his judgment of conviction, that he is indigent, and good cause appearing therefor,
17


18 IT IS HEREBY ORDERED AS FOLLOWS:

19 1. SANDRA L. STEWART, Esq. be, and hereby is, appointed as counsel to
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23 Dated this 27th day of September, 2016.

24
25
26
27 
Hon. SUSAN JOHNSON
Judge, Eighth Judicial District Court

CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2016, I served a copy of the:

**GUERRINA REQUEST FOR FULL TRANSCRIPTS OF
DISTRICT COURT PROCEEDINGS TO SANDRA PRUCHNIC**

by mailing a copy via first class mail, postage thereon fully prepaid, and/or e-mailing/FAXing to the following:

SANDRA PRUCHNIC
COURT REPORTER
EIGHTH JUDICIAL DISTRICT COURT
200 LEWIS AVENUE
DEPT. 22, CTRM. 15D
LAS VEGAS, NV 89155

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

Steven B. Wolfson, Esq.
CLARK COUNTY DISTRICT ATTORNEY
200 Lewis Avenue
Las Vegas, NV 89155-2212


SANDRA L. STEWART


CLERK OF THE COURT

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

Attorney for Guerrina

DISTRICT COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,	)	DIST. CT. NO.	-	C-15-308561-1
	)	JUSTICE CT. NO.	-	15FH0994X
Plaintiff,	)	SUP. CT. NO.	-	TBD
)			
vs.	)	GUERRINA REQUEST FOR FULL		
	)	TRANSCRIPTS OF DISTRICT COURT		
ROBERT GUERRINA,	)	PROCEEDINGS TO:		
)			
Defendant.	)	<u>NORMA RAMIREZ</u>		

TO: COURT REPORTER, NORMA RAMIREZ

Defendant requests preparation of the full transcript (not rough draft version) of the proceedings before the DISTRICT COURT as follows:

DATE	JUDGE	PORTION	ORIGINAL PLUS ¹
11-05-15	Susan Johnson	All	2
12-01-15	Susan Johnson	All	2
03-03-16	Susan Johnson	All	2
03-30-16	Susan Johnson	All	2
05-17-16	Susan Johnson	All	2
07-14-16	Susan Johnson	All	2
07-19-16	Susan Johnson	All	2
07-21-16	Susan Johnson	All	2

¹ Original to be filed with the district court, and original certificate of service to be filed with the Nevada Supreme Court. NRAP 9(b).

DATE	JUDGE	PORTION	ORIGINAL PLUS ²
08-01-16	Susan Johnson	All	2
08-02-16	Susan Johnson	All	2
08-03-16	Susan Johnson	All	2
08-04-16	Susan Johnson	All	2
09-27-16	Susan Johnson	All	2

The defendant requires a full transcript complete with jury voir dire, jury instructions, opening statements, closing arguments, and all other recorded events which occurred during the referenced proceedings.

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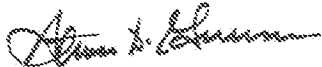
I further certify that the defendant is indigent and therefore exempt from paying a deposit.

A copy of the district court's order requiring that these transcripts be prepared is attached.

DATED this 29th day of September, 2016.


SANDRA L. STEWART
Attorney for Guerrina

² Original to be filed with the district court, and original certificate of service to be filed with the Nevada Supreme Court. NRAP 9(b).


CLERK OF THE COURT

1 SANDRA L. STEWART
2 Attorney at Law
3 Nevada Bar No. 6834
4 140 Rancho Maria Street
5 Las Vegas, Nevada 89148
6 (702) 363-4656

7 Attorney for ROBERT GUERRINA

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 STATE OF NEVADA,

11 Plaintiff,

12 v.

13 ROBERT GUERRINA,

14 Defendant.

DISTRICT COURT NO.: - C-308567

JUSTICE COURT NO.: - 15FH0994X

SUPREME COURT NO.: - TBD

ORDER APPOINTING APPELLATE
COUNSEL

15
16 The district court having determined that ROBERT GUERRINA wishes to appeal from
17 his judgment of conviction, that he is indigent, and good cause appearing therefor,


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

23 Dated this 27th day of September, 2016.

24
25
26 
27 Hon. SUSAN JOHNSON
28 Judge, Eighth Judicial District Court

SANDRA L. STEWART
ATTORNEY AT LAW
149 Randolph Martin Street, Las Vegas, Nevada 89148
Telephone: (702) 363-4656 • Facsimile: (702) 736-7429

CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2016, I served a copy of the:

**GUERRINA REQUEST FOR FULL TRANSCRIPTS OF
DISTRICT COURT PROCEEDINGS TO NORMA RAMIREZ**

by mailing a copy via first class mail, postage thereon fully prepaid, and/or e-mailing to
the following:

NORMA RAMIREZ
COURT REPORTER
EIGHTH JUDICIAL DISTRICT COURT
200 LEWIS AVENUE
DEPT. 22, CTRM15D
LAS VEGAS, NV 89155

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

Steven B. Wolfson, Esq.
CLARK COUNTY DISTRICT ATTORNEY
200 Lewis Avenue
Las Vegas, NV 89155-2212


SANDRA L. STEWART

DEPARTMENT 22
CASE SUMMARY
CASE NO. C-15-308561-1

State of Nevada
vs
Robert Guerrina

§ Location: Department 22
§ Judicial Officer: Johnson, Susan
§ Filed on: 08/06/2015
§ Cross-Reference Case Number: C308561
§ Defendant's Scope ID #: 8226310
§ ITAG Case ID: 1711365
§ Lower Court Case # Root: 15FH0994
§ Lower Court Case Number: 15FH0994X

CASE INFORMATION

Offense	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON Arrest: 08/06/2015	F	07/13/2015	Case Flags:	Appealed to Supreme Court Custody Status - Nevada Department of Corrections Charge Description Updated Bail Setting \$125,000 Cash or \$125,000 Surety In Custody - CCDC
2. FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON	F	07/13/2015		
3. ROBBERY WITH USE OF A DEADLY WEAPON	F	07/13/2015		
4. COERCION	F	07/13/2015		

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	C-15-308561-1
Court	Department 22
Date Assigned	08/06/2015
Judicial Officer	Johnson, Susan







PARTY INFORMATION

		Lead Attorneys
Defendant	Guerrina, Robert	Stewart, Sandra L. <i>Retained</i> 7023634656(W)
Plaintiff	State of Nevada	Wolfson, Steven B 702-671-2700(W)

DATE













EVENTS & ORDERS OF THE COURT

INDEX

08/06/2015	 Criminal Bindover <i>Criminal Bindover</i>
08/07/2015	 Information <i>Information</i>
08/13/2015	 Initial Arraignment (10:00 AM) (Judicial Officer: De La Garza, Melisa)
10/07/2015	 Motion <i>Motion to Dismiss Counsel and Appointment of Alternate Counsel</i>
10/29/2015	 Motion to Dismiss (9:00 AM) (Judicial Officer: Johnson, Susan) <i>Def't's Pro Per Motion to Dismiss Counsel and Appointment of Alternate Counsel</i>
11/02/2015	 Notice of Witnesses and/or Expert Witnesses

DEPARTMENT 22
CASE SUMMARY
CASE NO. C-15-308561-1


















Notice of Witnesses and/or Expert Witnesses [NRS 174.234]

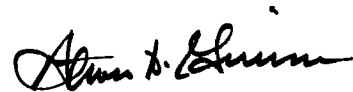
11/05/2015	 Status Check (9:00 AM) (Judicial Officer: Johnson, Susan) <i>Status Check: Confirmation of Counsel (E. Hughes)</i>
11/20/2015	 Notice of Witnesses and/or Expert Witnesses <i>Notice of Witnesses (NRS 174.234(1)(a))</i>
11/20/2015	 Motion to Continue <i>Defendant's Motion to Continue Trial Date</i>
11/24/2015	 Reporters Transcript <i>Reporter's Transcript of Preliminary Hearing, August 4, 2015</i>
12/01/2015	 Motion to Continue Trial (8:30 AM) (Judicial Officer: Johnson, Susan) <i>Defendant's Motion to Continue Trial Date</i>
12/10/2015	CANCELED Calendar Call (9:00 AM) (Judicial Officer: Johnson, Susan) <i>Vacated - per Judge</i>
12/14/2015	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Johnson, Susan) <i>Vacated - per Judge</i>
02/10/2016	 Notice of Witnesses and/or Expert Witnesses <i>Supplemental Notice of Witnesses and/or Expert Witnesses</i>
02/22/2016	 Motion to Continue <i>Defendant's Motion to Continue Trial Date</i>
02/25/2016	 Notice of Witnesses and/or Expert Witnesses <i>Supplemental Notice of Witnesses and/or Expert Witnesses [NRS 174.234]</i>
02/26/2016	 Notice of Witnesses and/or Expert Witnesses <i>Supplemental Notice of Witnesses and/or Expert Witnesses</i>
03/03/2016	Calendar Call (9:00 AM) (Judicial Officer: Johnson, Susan)
03/03/2016	Motion to Continue Trial (9:00 AM) (Judicial Officer: Johnson, Susan) <i>Defendant's Motion to Continue Trial Date</i>
03/03/2016	 All Pending Motions (9:00 AM) (Judicial Officer: Johnson, Susan)
03/07/2016	CANCELED Jury Trial (8:30 AM) (Judicial Officer: Johnson, Susan) <i>Vacated - per Judge</i>
03/28/2016	 Motion <i>Motion for Production of Exculpatory Information</i>
03/30/2016	 Decision (3:00 AM) (Judicial Officer: Johnson, Susan) <i>Defendant's Motion for Production of Exculpatory Information</i>
04/12/2016	CANCELED Motion (8:30 AM) (Judicial Officer: Johnson, Susan) <i>Vacated</i> <i>Defendant's Motion for Production of Exculpatory Information</i>

DEPARTMENT 22
CASE SUMMARY
CASE NO. C-15-308561-1

04/28/2016	 Motion <i>Defendant's Motion for Dismissal for Failure of the State to Gather and Preserve Evidence</i>
04/28/2016	 Motion to Suppress <i>Motion to Suppress Testimony Concerning Out of Court Identification and to Prevent in Court Identification of the Defendant</i>
05/03/2016	 Opposition <i>State's Opposition to Defendant's Motion to Suppress Testimony Concerning Out of Court Identification and to Prevent In Court Identification of the Defendant</i>
05/03/2016	 Opposition <i>State's Opposition to Defendant's Motion for Dismissal for Failure of the State to Gather and Preserve Evidence</i>
05/16/2016	 Notice of Witnesses and/or Expert Witnesses <i>Supplemental Notice of Witnesses and/or Expert Witnesses</i>
05/17/2016	Motion to Dismiss (8:30 AM) (Judicial Officer: Johnson, Susan) <i>Defendant's Motion for Dismissal for Failure of the State to Gather and Preserve Evidence</i>
05/17/2016	Motion to Suppress (8:30 AM) (Judicial Officer: Johnson, Susan) <i>Motion to Suppress Testimony Concerning Out of Court Identification and to Prevent in Court Identification of the Defendant</i>
05/17/2016	 All Pending Motions (8:30 AM) (Judicial Officer: Johnson, Susan)
06/03/2016	 Notice of Witnesses and/or Expert Witnesses <i>Supplemental Notice of Witnesses and/or Expert Witnesses</i>
06/29/2016	 Notice of Witnesses and/or Expert Witnesses <i>Supplemental Notice of Witnesses and/or Expert Witnesses(NRS 174.234)</i>
07/01/2016	 Motion <i>Motion of Waiver and/or Dismissal of Counsel and Pro Se Representation</i>
07/06/2016	 Motion in Limine <i>Motion in Limine to Exclude Evidence of Telephone Calls Between Defendant and Ex-Wife</i>
07/14/2016	 Notice <i>Supplemental Notice of Exhibits for State's Opposition to Defendant's Motion In Limine to Exclude Evidence of Telephone Calls Between Defendant and Ex-Wife</i>
07/14/2016	 Opposition <i>State's Opposition to Defendant's Motion In Limine to Exclude Evidence of Telephone Calls Between Defendant and Ex-Wife</i>
07/14/2016	 Motion (9:00 AM) (Judicial Officer: Johnson, Susan) <i>Defendant's Motion of Waiver and/or Dismissal of Counsel and Pro Se Representation</i>
07/19/2016	 Motion in Limine (8:30 AM) (Judicial Officer: Johnson, Susan) <i>Motion in Limine to Exclude Evidence of Telephone Calls Between Defendant and Ex-Wife</i>

DEPARTMENT 22
CASE SUMMARY
CASE NO. C-15-308561-1

07/21/2016	 Calendar Call (9:00 AM) (Judicial Officer: Johnson, Susan)
07/25/2016	 Declaration <i>Declaration of Michele Guerrina</i>
08/01/2016	 Jury Trial (8:30 AM) (Judicial Officer: Johnson, Susan) 08/01/2016-08/04/2016
08/01/2016	 Jury List
08/03/2016	 Amended Jury List
08/03/2016	 Instructions to the Jury
08/04/2016	 Verdict
09/19/2016	 PSI
09/27/2016	 Sentencing (8:30 AM) (Judicial Officer: Johnson, Susan)
09/27/2016	 Order <i>Order Appointing Appellate Counsel</i>
09/29/2016	 Notice of Appeal (criminal) <i>Notice Of Appeal</i>
09/29/2016	 Request <i>Guerrina Request For Full Transcripts of Justice Court Proceedings To Lisa Brenske</i>
09/29/2016	 Request <i>Guerrina Request For Full Transcripts Of District Court Proceedings To Kiara Schmidt</i>
09/29/2016	 Request <i>Guerrina Request For Full Transcripts Of District Court Proceedings To Sandra Pruchnic</i>
09/29/2016	 Request <i>Guerrina Request For Full Transcripts Of District Court Proceedings To Norma Ramirez</i>
09/29/2016	 Judgment of Conviction <i>JUDGMENT OF CONVICTION (JURY TRIAL)</i>
09/30/2016	 Case Appeal Statement <i>Case Appeal Statement</i>



CLERK OF THE COURT

JOC

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

ROBERT GUERRINA
#8226310

Defendant.

CASE NO C308561-1

DEPT. NO. XXII

JUDGMENT OF CONVICTION

(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of
COUNT 1 – BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category
B Felony) in violation of NRS 205.060, COUNT 2 – FIRST DEGREE KIDNAPPING
WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of NRS 200.310,
200.320, 193.165, COUNT 3 – ROBBERY WITH USE OF A DEADLY WEAPON
(Category B Felony) in violation of NRS 200.380, 193.165, and COUNT 4 – COERCION
(Category B Felony) in violation of NRS 207.190; and the matter having been tried
before a jury and the Defendant having been found guilty of said crimes; thereafter, on
the 27th day of September, 2016, the Defendant was present in court for sentencing
with his counsel EDWARD HUGHES, ESQ., and good cause appearing,

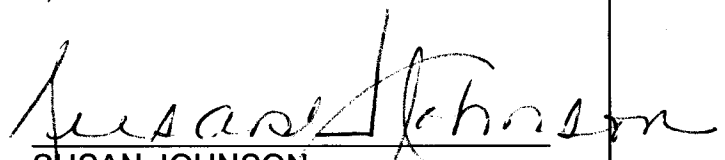

THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in
addition to the \$25.00 Administrative Assessment Fee, \$250.00 Indigent Defense Civil

//

<input type="checkbox"/> Dismissed (before trial)	<input type="checkbox"/> Dismissed (after diversion)	<input type="checkbox"/> Bench (Not Guilty Verdict)
<input type="checkbox"/> Dismissed (before trial)	<input type="checkbox"/> Dismissed (during trial)	<input type="checkbox"/> Bench (Guilty Verdict)
<input type="checkbox"/> Guilty Plea with Sent. (before trial)	<input type="checkbox"/> Acquittal	<input type="checkbox"/> Bench (Guilty Verdict)
<input type="checkbox"/> Transferred (before/during trial)	<input type="checkbox"/> Guilty Plea with Sent. (during trial)	<input type="checkbox"/> Bench (Guilty Verdict)
<input type="checkbox"/> Other Manner of Disposition	<input type="checkbox"/> Conviction	<input checked="" type="checkbox"/> Conviction

1 Assessment Fee, Restitution in the amount of \$2,040.11, and a \$150.00 DNA Analysis
2 Fee including testing to determine genetic markers, plus a \$3.00 DNA Collection Fee,
3 the Defendant is sentenced to the Nevada Department of Corrections (NDC) as follows:
4
5 AS TO **COUNT 1** - to a MAXIMUM of EIGHTY-FOUR (84) MONTHS with a MINIMUM
6 parole eligibility of TWENTY-FOUR (24) MONTHS; AS TO **COUNT 2** - to a MAXIMUM
7 of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM parole eligibility of SIXTY
8 (60) MONTHS plus a CONSECUTIVE term of SIXTY (60) MONTHS MAXIMUM with a
9 MINIMUM parole eligibility of TWENTY-FOUR (24) MONTHS for use of a Deadly
10 Weapon, Count 2 to run CONCURRENT with Count 1; AS TO **COUNT 3** - to a
11 MAXIMUM of NINETY-SIX (96) MONTHS with a MINIMUM parole eligibility of THIRTY-
12 SIX (36) MONTHS, plus a CONSECUTIVE term of NINETY-SIX (96) MONTHS
13 MAXIMUM with a MINIMUM parole eligibility of THIRTY-SIX (36) MONTHS for use of a
14 Deadly Weapon, Count 3 to run CONCURRENT with Count 2; and as to **COUNT 4** - to
15 a MAXIMUM of THIRTY-SIX (36) MONTHS with a MINIMUM parole eligibility of
16 TWELVE (12) MONTHS, Count 4 to run CONCURRENT with Count 3; with FOUR
17 HUNDRED THIRTY-FIVE (435) DAYS credit for time served. Defendant's
18 AGGREGATE TOTAL sentence is TWO HUNDRED FORTY (240) MONTHS
19 MAXIMUM with a MINIMUM of EIGHTY-FOUR (84) MONTHS.
20
21
22

23
24 DATED this 28th day of September, 2016.

25
26
27 
28 SUSAN JOHNSON
DISTRICT COURT JUDGE 

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 13, 2015

C-15-308561-1 State of Nevada
vs
Robert Guerrina

August 13, 2015 10:00 AM Initial Arraignment

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

COURT CLERK: Kristen Brown

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT:	Devaney, Kelli M.	Attorney
	Flinn, William W.	Attorney
	Guerrina, Robert	Defendant
	Public Defender	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFT. GUERRINA ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter set for trial. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript. COURT FURTHER ORDERED, Deft. and State's Request for Discovery is GRANTED pursuant to NRS 174.235.

CUSTODY

12/10/15 9:00 AM CALENDAR CALL (DEPT. 22)

12/14/15 8:30 AM JURY TRIAL (DEPT. 22)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 29, 2015

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

October 29, 2015 9:00 AM Motion to Dismiss

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy
 Skye Endresen

RECORDER: Sandra Pruchnic

REPORTER:

PARTIES

PRESENT:	Guerrina, Robert	Defendant
	IP, TRACY	Attorney
	Moors, Lindsey	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Deft. stated he felt he was not receiving adequate representation and requested new counsel be appointed. Argument by Ms. Ip regarding the work done by the Public Defender's. CONFERENCE AT BENCH. COURT ORDERED, Motion GRANTED; Edward Hughes, Esq. APPOINTED as counsel. Ms. Ip stated the Public Defender's office will provide Mr. Hughes with Deft's file.

CUSTODY

11/5/15 9:00 AM - STATUS CHECK: CONFIRMATION OF COUNSEL (E. HUGHES)

CLERK'S NOTE: Clerk left a voicemail with counsel regarding the Status Check date. The above Minute Order was also distributed via facsimile to Edward Hughes, Esq. at 702-565-7121 /se/10/29/15

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 05, 2015

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

November 05, 2015 9:00 AM Status Check

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy
 Skye Endresen

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Campbell, Cara L.	Attorney
	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Hughes confirmed as counsel and noted he received the Deft's discovery from the Public Defender's office. Further noted the trial date may need to be rescheduled. COURT advised counsel to remind this court at the Calendar Call date and ORDERED, Trial date STANDS.

CUSTODY

12/10/15 9:00 AM - CALENDAR CALL

12/14/15 8:30 AM - JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 01, 2015

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

December 01, 2015 8:30 AM Motion to Continue Trial

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy
 Skye Endresen

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Digiacomio, Sandra K.	Attorney
	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Ms. Digiacomio advised the State was taking no position as this is the first trial setting. Mr. Hughes argued in support of motion, noting he was recently appointed on the instant case, therefore has not had sufficient time to prepare for trial and requested it be continued to March or April. COURT ORDERED, Motion GRANTED; Trial dates VACATED and RESET.

CUSTODY

3/3/16 9:00 AM - CALENDAR CALL

3/7/16 8:30 AM - JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 03, 2016

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

March 03, 2016 9:00 AM All Pending Motions

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Barrie, Krista D.	Attorney
	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

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

Court advised the matter was No. 7 on the 03/07/16 trial stack. Mr. Hughes noted he was still waiting for out of state records that were necessary and requested a trial continuance in a couple of months. Ms. Barrie noted she had no objection to a short continuance and that the State anticipated being ready. Upon the Court's inquiry, counsel anticipated one week for trial. COURT ORDERED, Motion to Continue Trial GRANTED; Trial date VACATED and RESET.

CUSTODY

07/21/16 9:00 AM - CALENDAR CALL

07/25/16 8:30 AM - JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 30, 2016**

C-15-308561-1 State of Nevada
vs
Robert Guerrina

March 30, 2016 3:00 AM Decision

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Having examined the Defendant s Motion for Production of Exculpatory Information filed March, 28, 2016, and noted (1) no indication the parties met and conferred concerning their discovery requests, and (2) many of the discovery requests are vague, COURT ORDERS the hearing concerning Motion for Production of Exculpatory Information filed March, 28, 2016 scheduled to be heard Tuesday, April 12, 2016 at 8:30 a.m. is VACATED until such time as the parties, in good faith, meet and confer regarding their differences and being unable to satisfactorily resolve the matters. A conference requires either a personal meeting or telephone call between or among counsel. Moving counsel must set forth in an affidavit what attempts to resolve the discovery dispute were made, what was resolved and what was not resolved and the reasons therefor. If a personal meeting or telephone call is not possible, the affidavit must set forth the reasons.

In previous unrelated cases where counsel have brought forth lengthy discovery motions prior to meeting and conferring with his/her adversary, this Court has been informed the parties have brought their motions because of a need to make a record for appeals purposes. The Court assumes the parties have brought their motions for the same reason. A record for appellate purposes can be made in other ways besides wasting their time writing and filing lengthy motions, forcing their adversaries to respond, and wasting court time and resources. For example, after meeting and conferring, the parties can make a record by signing and filing a stipulation. They can compile and

file an affidavit identifying the parties' agreements and continued differences, what was done to resolve their differences, and the reasons therefor. Such would result in the parties narrowing the scope of their differences for the Court to hear and decide.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 17, 2016

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

May 17, 2016 8:30 AM All Pending Motions

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	Lavell, Maria	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFENDANT'S MOTION FOR DISMISSAL FOR FAILURE OF THE STATE TO GATHER AND PRESERVE EVIDENCE.....DEFENDANT'S MOTION TO SUPPRESS TESTIMONY CONCERNING OUT OF COURT IDENTIFICATION AND TO PREVENT IN COURT IDENTIFICATION OF THE DEFENDANT

Following arguments by counsel, COURT stated FINDINGS and ORDERED, Motion for Dismissal DENIED; Motion to Suppress Testimony DENIED.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 14, 2016

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

July 14, 2016 9:00 AM Motion

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	Lavell, Maria	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Court advised the Deft is entitled to counsel; however not the attorney he wants. Further noted this is the second attorney that has been appointed. Deft argued in support of Motion of Waiver and/or Dismissal of counsel. Ms. Lavell argued in opposition and noted the State was prepared to go to trial. CONFERENCE AT BENCH. COURT stated it was not reaching a determination on whether the Deft is competent to represent himself and therefore ORDERED, Motion DENIED as untimely resulting in delay of the trial. Further stated this court would have no difficulties with witnesses testifying by video conference. Further arguments by the Deft and Ms. Lavell. Court RULED the motion was filed untimely.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 19, 2016

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

July 19, 2016 8:30 AM Motion in Limine

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT: Guerrina, Robert Defendant
 Lavell, Maria Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Keith Brower, Esq. standing in on behalf of Mr. Hughes for the Deft.

Mr. Brower argued in support of Motion and noted statements were prejudicial. Ms. Lavell argued in opposition and noted Deft's comments were admissible and relevant. Court advised the telephone calls go to weight and not admissibility and ORDERED, Motion in Limine DENIED. Mr. Brower noted he will appear on Thursday for the Deft at Calendar Call. Colloquy regarding whether the matter was overflow eligible. Court advised counsel will need to discuss overflow at Calendar Call. CONFERENCE AT BENCH.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 21, 2016**

C-15-308561-1 State of Nevada
vs
Robert Guerrina

July 21, 2016 9:00 AM Calendar Call

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Cooper, Jonathan	Attorney
	Guerrina, Robert	Defendant
	Lavell, Maria	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Keith Brower, Esq. present on behalf of Mr. Hughes for the Defendant.

Ms. Lavell announced ready and noted the State anticipated having 4-5 witnesses and to having trial done in 4 days to accommodate Mr. Hughes start date on Tuesday. Further noted it was more likely the State would have to use electronic means by Skype to get the Deft's wife's testimony as her child is having health issues and does not want to travel. Mr. Brower noted Mr. Hughes indicated he would be ready and deferred judgment to the State as to the length of time. Further noted he did not know if an agreement was reached with Mr. Hughes; therefore not prepared to make an argument regarding the Skype issue. Court informed counsel August 1, 2016 trial date was available in lieu of going to overflow. Ms. Lavell noted at this point all the States witnesses were lined up and preferred to go to overflow. Ms. Hughes noted it would be the Deft's judgment whether to go on August 1st and that Mr. Hughes was not in the country and would not be back until 11:00 p.m. Monday night. COURT ORDERED, matter REFERRED to Overflow with a Tuesday start. CONFERENCE AT BENCH.

MATTER RECALLED at 10:57 a.m. All parties present as before. Ms. Lavell noted upon speaking with the State's witnesses and speaking with Deft's investigator, starting trial on August 1st would not be a problem; therefore requested the trial be set for August 1st. Further noted the State anticipated 6-8 witnesses and 4-5 days for trial. Additionally requested the Deft be canvassed as to whether or not he wanted to represent himself to be ready on August 1st. Mr. Brower noted he sent a text to Mr. Hughes and has not heard back; however the investigator working on the case indicated August 1st would work for Mr. Hughes. Further provided on the record a list of discovery provided to the Deft. Upon the Court's inquiry, Deft stated he has decided not to proceed in pro se. Ms. Lavell noted the State extended a final and firm offer; however the Deft declined. COURT ORDERED, Trial SET to start on 08/01/16.

CUSTODY

08/01/16 8:30 AM - JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 01, 2016

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

August 01, 2016 8:30 AM Jury Trial

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Brower, Keith	Attorney
	Cooper, Jonathan	Attorney
	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	Lavell, Maria	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY PANEL: Following arguments by counsel, COURT RULED, State will be allowed to get into evidence Deft s employment ended six months prior; however not that the Deft was fired or employment ended involuntary. Court provided procedures regarding the Jury selection process. Blind Alternates selected (Seats # 3 and #5).

PROSPECTIVE JURY PANEL PRESENT: Introduction by the Court. Prospective Jury panel sworn. Voir dire of panel. CONFERENCES AT BENCH. Lunch recess.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY PANEL: Mr. Brower addressed concerns he had with Jurors keeping their badges on when leaving the courtroom. COURT SO NOTED.

PROSPECTIVE JURY PANEL PRESENT: CONFERENCES AT BENCH. Voir dire continued. Twelve

Jurors and Two Alternates selected and sworn. Jury list FILED IN OPEN COURT. Court instructed the Jury regarding procedures during trial. Further admonished the Jury for evening recess and ORDERED, Trial CONTINUED at the given time. Parties stipulated to admittance of State s proposed Exhibits 1, 6-29 (see worksheet).

CUSTODY

CONTINUED TO: 08/02/16 1:00 PM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 02, 2016

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

August 02, 2016 1:00 PM Jury Trial

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Brower, Keith	Attorney
	Cooper, Jonathan	Attorney
	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	Lavell, Maria	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- JURY PRESENT: Opening statements by Mr. Cooper and Mr. Hughes. CONFERENCES AT BENCH. Testimony and exhibits presented (see worksheets). COURT admonished the Jury for evening recess and ORDERED, Trial CONTINUED.

OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding remaining witnesses, scheduling and Jury Instructions. Ms. Lavell noted un-redacted jail calls and Deft s Metro photograph were provided for purposes of appeal as Court s Exhibits (see worksheet).

CUSTODY

CONTINUED TO: 08/03/16 9:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 03, 2016

C-15-308561-1 State of Nevada
vs
Robert Guerrina

August 03, 2016 9:30 AM Jury Trial

HEARD BY: Johnson, Susan

COURTROOM: RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Brower, Keith	Attorney
	Cooper, Jonathan	Attorney
	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	Lavell, Maria	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- JURY PRESENT: Testimony and exhibits presented (see worksheets). CONFERENCES AT BENCH.

OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding witness available through via electronic video.

JURY PRESENT: Testimony and exhibits continued (see worksheets). State RESTED.

OUTSIDE THE PRESENCE OF THE JURY: Court advised the Deft of his right not to testify. Deft stated he understood his rights. Mr. Brower noted the Deft has elected to testify in this case. Jury instructions and Verdict form settled.

JURY PRESENT: Testimony presented (see worksheet). CONFERENCES AT BENCH. Defense RESTED. Court instructed the Jury on the law of the case. Jury Instructions FILED IN OPEN COURT.

Closing arguments by Mr. Cooper and Mr. Hughes. Rebuttal argument by Ms. Lavell. Court thanked Alternate Jurors. Amended Jury List FILED IN OPEN COURT. At the hour of 4:40 p.m. the Jury retired to deliberate.

OUTSIDE THE PRESENCE OF THE JURY: Court thanked counsel and ORDERED, Trial CONTINUED for deliberations.

CUSTODY

CONTINUED TO: 08/04/16 10:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 04, 2016

C-15-308561-1 State of Nevada
vs
Robert Guerrina

August 04, 2016 10:00 AM Jury Trial

HEARD BY: Johnson, Susan

COURTROOM: RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Brower, Keith	Attorney
	Cooper, Jonathan	Attorney
	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	Lavell, Maria	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Jury returned for deliberations at 10:00 a.m.

JURY PRESENT: At the hour of 1:10 p.m. the Jury returned with a written Verdict FILED IN OPEN COURT. JURY FOUND Deft GUILTY of COUNT 1 BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON, COUNT 2 FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON, COUNT 3 ROBBERY WITH USE OF A DEADLY WEAPON and of COUNT 4 COERCION. Jury polled, thanked and excused.

OUTSIDE THE PRESENCE OF THE JURY: COURT ORDERED, Deft REMANDED WITHOUT BAIL pending Sentencing, matter REFERRED to the Division of Parole and probation (P&P) and SET for SENTENCING. Ms. Lavell and Mr. Cooper disclosed concerns Ms. Guerrina had during her testimony regarding objections made and not being able to hear what Defense said; however heard everything else clearly. Mr. Hughes stated no concerns.

CUSTODY

09/29/16 9:00 AM - SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 27, 2016

C-15-308561-1 State of Nevada
 vs
 Robert Guerrina

September 27, 2016 8:30 AM Sentencing

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Melissa Murphy

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Cooper, Jonathan	Attorney
	Guerrina, Robert	Defendant
	Hughes, Edward B.	Attorney
	Lavell, Maria	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Sandra Stewart appellate counsel, also present.

Arguments by counsel and statement by the Deft. DEFT GUERRINA ADJUDGED GUILTY of COUNT 1 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (F), COUNT 2 - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (F), COUNT 3 - ROBBERY WITH USE OF A DEADLY WEAPON (F), and COUNT 4 - COERCION (F).

COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$3.00 DNA Collection fee, \$150.00 DNA Analysis fee including testing to determine genetic markers, \$2,040.11 in Restitution and a \$250.00 Indigent Defense Civil Assessment fee, Deft. SENTENCED on COUNT 1 - to a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of EIGHTY FOUR (84) MONTHS in the Nevada Department of Corrections (NDC); as to COUNT 2 - to a MINIMUM of SIXTY (60) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the NDC, plus a CONSECUTIVE term of a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of SIXTY

MONTHS in the NDC for use of a deadly weapon, Count 2 CONCURRENT with Count 1; as to COUNT 3 - to a MINIMUM of THIRTY SIX (36) MONTHS and a MAXIMUM of NINETY SIX (96) MONTHS in the NDC, plus a CONSECUTIVE term of a MINIMUM of THIRTY SIX (36) MONTHS and a MAXIMUM of NINETY SIX (96) MONTHS in the NDC for use of a deadly weapon, Count 3 CONCURRENT with Count 2; as to COUNT 4 - to a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY SIX (36) MONTHS in the NDC, CONCURRENT with Count 3; for an AGGREGATE SENTENCE to a MINIMUM of EIGHTY FOUR (84) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS in the Nevada Department of Corrections (NDC), with FOUR HUNDRED THIRTY FIVE (435) DAYS credit for time served. COURT FURTHER ORDERED, oral request to withdraw as counsel by Mr. Hughes GRANTED; Sandra Stewart APPOINTED as appellate counsel. Order SIGNED IN OPEN COURT.

NDC

EXHIBIT(S) LIST

Case No.: **C308561-1**

Trial Date: 8/1/16

Dept. No.: **22**

Judge: S. Johnson

Court Clerk: M. Murphy

Recorder: N. Ramirez

Plaintiff: **STATE OF NEVADA**

Counsel for Plaintiff:

vs.

Defendant: **ROBERT GUERRINA**

Maria Lavell / Jonathan Cooper

Counsel for Defendant:

Ed Hughes / Keith Brower

TRIAL BEFORE THE COURT

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
1	Audio Disc w/ 911 call	8/1/16	STIP	8/1/16
2	Audio Disc w/ recorded phone calls	8/3/16	Submit	8/3/16
3	12 pgs of text messages	8/3/16	Submit	8/3/16
4	time card for Robert Guerrina	8/2/16	YES	8/2/16
5	Time card for Ana Cuevas	8/2/16	YES	8/2/16
6	New employee form for R. Guerrina	8/1/16	STIP	8/1/16
7	Job offer for Robert Guerrina			
8	Employee Change form for R. Guerrina			" "
9	Photo of Robert Guerrina (blue background)	" "		
10	Photo of Robert Guerrina (gray background)		" "	
11	Photo 709 E. Horizon suite 104			
12	Photo 709 E. Horizon suite 104 (close up)			
13	Photo business hours			
14	Photo of Fast bucks door	" "	" "	" "
15	photo of security camera			
16	Photo of security camera (close up)			
17	Photo of Fast bucks store (overall interior)	8/1/16	STIP	8/1/16

EXHIBIT(S) LIST

C308561-1

STATE OF NEVADA

VS.

ROBERT GUERRINA

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
18	Photo of employee desk	8/1/16	STIP	8/1/16
19	Photo of telephone			
20	Photo of hallway w/ door	" "		" "
21	Photo of hallway			
22	Photo of backroom		" "	
23	Photo of file cabinets			
24	Photo of open file cabinet			
25	Photo of tile floor	" "		
26	Photo of tile floor (second angle)			
27	Photo of interior mat			" "
28	Photo of interior mat (second angle)			
29	Photo of interior mat (close up)	8/1/16	STIP	8/1/16
30	Photo of desk area	8/3/16	Submit	8/3/16
31	Photo of bathroom	8/3/16	Submit	8/3/16
32	Time card Robert Guerrina	8/2/16	Submit	8/2/16
33	Time card Ana Cuevas	8/2/16	Submit	8/2/16
34	Time card for Ana Cuevas	8/2/16	Submit	8/2/16
35	Time card for Ana Cuevas	8/2/16	Submit	8/2/16
36	Photo	8/2/16	Submit	8/2/16
37				

EXHIBIT(S) LIST

Case No.: **C308561-1**

Trial Date:

Dept. No.: **22**

Judge:

Court Clerk:

Recorder:

Counsel for Plaintiff:

VS.

Defendant: ROBERT GUERRINA

Counsel for Defendant:

TRIAL BEFORE THE COURT

DEFENDANT'S EXHIBITS[illegible]

EXHIBIT(S) LIST

Case No.: **C308561-1**

Trial Date: 8/2/16

Dept. No.: **22**

Judge: S. Johnson

Plaintiff: **STATE OF NEVADA**

Court Clerk: M. Murphy

Recorder: N. Ramirez

Counsel for Plaintiff: Maria Lavelle

vs.

Defendant: **ROBERT GUERRINA**

Jonathan Cooper

Counsel for Defendant:

Ed Hughes / Keith Brower

TRIAL BEFORE THE COURT

COURT'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
1	Jury Question #9 (not asked)	8/2/16	—	8/2/16
2	Jury Question #13 (asked)	8/2/16	—	8/2/16
3	Jury Question #9 (not asked)	8/2/16	—	8/2/16
4	Jury Question #13 (not asked)	8/2/16	—	8/2/16
5	Disk (Jail calls)	8/2/16	—	8/2/16
6	Lvmetro photo	8/2/16	—	8/2/16
7	Jury Question #14 (asked)	8/3/16	—	8/3/16
8	Jury Question #13 (asked)	8/3/16	—	8/3/16
9	Jury Question #12 (asked)	8/3/16	—	8/3/16
10	Jury Question #14 (not asked)	8/3/16	—	8/3/16
11				
12				
13				
14				
15				

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; GUERRINA REQUEST FOR FULL TRANSCRIPTS OF JUSTICE COURT PROCEEDINGS TO: LISA BRENSKE; GUERRINA REQUEST FOR FULL TRANSCRIPTS OF DISTRICT COURT PROCEEDINGS TO: KIARA SCHMIDT; GUERRINA REQUEST FOR FULL TRANSCRIPTS OF DISTRICT COURT PROCEEDINGS TO: SANDRA PRUCHNIC; GUERRINA REQUEST FOR FULL TRANSCRIPTS OF DISTRICT COURT PROCEEDINGS TO: NORMA RAMIREZ; DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF CONVICTION (JURY TRIAL); DISTRICT COURT MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

ROBERT GUERRINA,

Defendant(s).

Case No: C-15-308561-1

Dept No: XXII

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 3 day of October 2016.

Steven D. Grierson, Clerk of the Court



Chaunte Pleasant, Deputy Clerk

