

RECEIVED

MAY 15 2017

Douglas County
District Court Clerk

FILED

2017 MAY 15 PM 3:14

Electronically Filed
May 31 2017 02:18 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Case No. 16-CR-0159

Department No. I

This document does not contain personal information of any person.

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS

STATE OF NEVADA

Plaintiff,

vs.

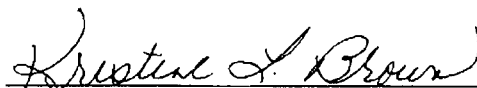
JOHN FRANCIS DUNHAM

Defendant

NOTICE OF APPEAL

Notice is hereby given that John Francis Dunham, defendant above named, hereby appeals to the Supreme Court of Nevada from the Judgment of Conviction entered in this matter on April 19, 2017.

Dated this 15th day of May, 2017.



Kristine L. Brown

Bar # 3026

1190 High School Street, Suite A

Gardnerville, Nevada 89410

775-783-8642

Attorney for the defendant

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CERTIFICATE OF SERVICE

I certify that I am an employee of The Law Office of Kristine L. Brown, LLC, and that on this date I hand-delivered a true and correct copy of the Notice of Appeal to:

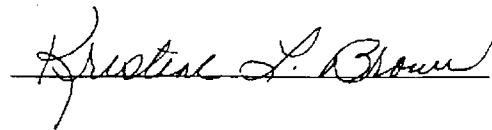
The Douglas County District Attorney's Office
1038 Buckeye Road
Minden, Nv. 89423

and deposited in the United States Mail a true and correct copy of the Notice of Appeal to:

John Dunham
Inmate # 1176739
NNCC
PO Box 7000
Carson City, NV 89702

Nevada Attorney General's Office
100 North Carson Street
Carson City, Nevada 89701

Dated this 15th day of May, 2017.



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Case No. 16-CR-0159

Department No. I

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This document does not contain personal information of any person.

BOBBIE R. WILLIAMS
CLERK

BY ANNE DEPUTY

**IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS**

STATE OF NEVADA

Plaintiff,

vs.

JOHN FRANCIS DUNHAM

Defendant

CASE APPEAL STATEMENT

1. The appellant in this matter is John Francis Dunham.
2. The judge issuing the Judgment appealed from is the Honorable Nathan Tod Young
3. The appellant, John Francis Dunham, is represented by the Law Office of Kristine L. Brown, LLC, 1190 High School Street, Suite A, Gardnerville, Nevada, 89410.
4. The respondent is the State of Nevada represented by the Douglas County District Attorney's Office, P.O. Box 218, Minden, Nevada 89423.
5. N/A.
6. The appellant was represented by appointed counsel in the District Court.
7. The defendant is represented by appointed counsel on appeal.
8. NA.
9. This case commenced in the District Court by the filing of the Information on November 18, 2016 and December 16, 2016. The cases were ordered joined on December 20, 2016 under this case number.
10. The appellant was charged by Information with Burglary, a violation of NRS 205.060, a category B felony and Home Invasion, a violation of NRS 205.067 a

1 category B felony. The appellant pled "not guilty" to both charges. A trial was
2 scheduled to commence on February 13, 2017.

3 The matter proceeded to jury trial. On February 15, 2017, the jury returned a verdict
4 of Guilty on the charge of Home Invasion and Not Guilty on the charge of Burglary.
5 On April 14, 2017, the appellant appeared in court with counsel for sentencing. The
6 appellant was sentenced to imprisonment in the Nevada Department of Corrections
7 for a maximum term of 96 (ninety six) months with a minimum parole eligibility of
8 38 (thirty eight) months

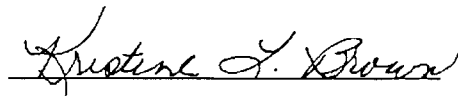
9 The Judgment of Conviction was filed April 19, 2017. This is an appeal from the
10 Judgment of Conviction.

11 11. This case has not previously been the subject of an appeal in the Nevada Supreme
12 Court.

13 12. This case does not involve Child custody or visitation.

14 13. N/A.

15 Dated this 15th day of May, 2017.

16
17 

18 Kristine L. Brown
19 Bar No. 3026
20 1190 High School Street, Suite A
21 Gardnerville, Nv. 89410
22 775-783-8642
23 Attorney for the Defendant
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CERTIFICATE OF SERVICE

I certify that I am an employee of The Law Office of Kristine L. Brown, LLC, and that on this date I hand-delivered a true and correct copy of the Case Appeal Statement to:

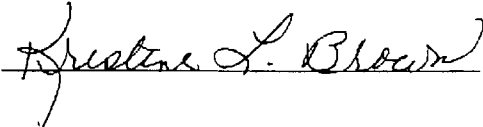
The Douglas County District Attorney's Office
1038 Buckeye Road
Minden, Nv. 89423

and deposited in the United States Mail a true and correct copy of the Case Appeal Statement to:

John Francis Dunham
Inmate # 11176739
NNCC
PO Box 7000
Carson City, NV 89702

Nevada Attorney General's Office
100 North Carson Street
Carson City, Nevada 89701

Dated this 15th day of May, 2017.



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District Court Clerk

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BOBBIE R. WILLIAMS
CLERK

BY: *Armenta* DEPUTY

Case No. 16-CR-0159

Department No. I

This document does not contain personal information of any person.

**IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF DOUGLAS**

STATE OF NEVADA

Plaintiff,

vs.

JOHN FRANCIS DUNHAM

Defendant

REQUEST FOR TRANSCRIPTS

TO: Capital Reporters
123 West Nye Lane, Suite 107
Carson City, NV 89706

John Francis Dunham, defendant named above, requests preparation of transcript of certain portions of the proceedings before the district court, as follows:

Trial transcript, including opening statements and closing arguments.

The trial was heard in Department I of the Ninth Judicial District Court of the State of Nevada in and for the County of Douglas before the Honorable Nathan Tod Young.

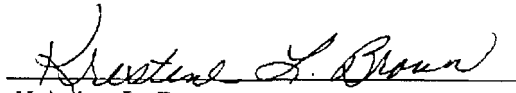
This notice requests transcripts of proceedings on February 13, 2017, February 14, 2017 and February 15, 2017, including opening statements and closing arguments. Voir dire examination of jurors and the reading of jury instructions are **not** requested.

Four copies of the transcripts are required as follows: Ninth Judicial District Court, Douglas County District Attorney's Office, Appellant's counsel, Kristine L. Brown and the Nevada Attorney General's Office.

I hereby certify that on the 15th day of May, 2017, I ordered the transcripts listed above from Capitol Reporters by mailing a file stamped copy of this request. I am an attorney

1 contracted with Douglas County, Nevada to provide legal services for indigent defendants.
2 Therefore, the cost of the transcripts will be paid by the district court.

3 Dated this 15th day of May, 2017.

4 
5 Kristine L. Brown
6 Bar # 3026
7 1190 High School Street, Suite A
8 Gardnerville, Nevada 89410
9 775-783-8642
10 Attorney for the defendant
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CERTIFICATE OF SERVICE

I certify that I am an employee of The Law Office of Kristine L. Brown, LLC, and that on this date I hand-delivered a true and correct copy of the Request for Transcripts to:

The Douglas County District Attorney's Office
1038 Buckeye Road
Minden, Nv. 89423

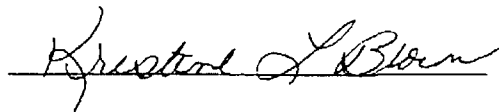
and deposited in the United States Mail a true and correct copy of the Request for Transcripts to:

John Dunham
Inmate # 1176739
NNCC
PO Box 7000
Carson City, NV 89702

Nevada Attorney General's Office
100 North Carson Street
Carson City, Nevada 89701

Capitol Reporters
123 West Nye Lane, Suite 107
Carson City, NV 89706

Dated this 15th day of May, 2017.



9TH JUDICIAL DISTRICT COURT
Bobbie R. Williams
Clerk of the Court
Ph 782-9820 Fax 782-9954
1038 Buckeye Rd.
P.O. Box 218
Minden, NV 89423-0000
(775)-782-9820, TTY for Deaf: (775)-782-9964
(775) 782-9820

05/26/17

Case Number: 16-CR-00159-DC FCAP

Date Filed: 11/15/16

Status: Closed/Active

Judge Assigned: Young, Nathan Tod

State Of Nevada vs John F Dunham(LEAD CASE CONSOLIDATED W/16-CR-017

C A S E H I S T O R Y

CONSOLIDATED/RELATED CASES

Lead CaseID: 16-CR-00159-DC

SubCaseID	Type	Start	End
16-CR-00173-DC C		05/15/17	

INVOLVED PARTIES

Type	Num	Name(Last,First,Mid,Title)	Dispo	Entered
PLT	001	State Of Nevada Attorney: 9999 ATTORNEY, DISTRICT P O BOX 218 MINDEN, NV 89423 (775) 782-9800		11/16/16
PLT	002	State Of Nevada Attorney: 9999 ATTORNEY, DISTRICT P O BOX 218 MINDEN, NV 89423 (775) 782-9800		12/13/16
DEF	001	Dunham, John Francis Attorney: 003026 Brown, Kristine 1190 High School Street Suite A Gardnerville, NV 89410		11/16/16
DEF	002	Dunham, John Francis Attorney: 003026 Brown, Kristine		12/13/16

1190 High School Street Suite A
Gardnerville, NV 89410

CALENDAR EVENTS

Date	Time	Dur	Cer	Evnt	Jdg	L	Day	Of	Rslt	By	ResultDt	Jdg	T	Notice	Rec
11/22/16	09:00A	001	yes	ARGN	NTY		01	/01	CON	C	11/22/16	NTY			N
12/06/16	09:00A	001	yes	CTAR	NTY		01	/01	CON	C	12/06/16	NTY			N
01/24/17	09:00A	001	yes	PTC	NTY		01	/01	CON	C	01/24/17	NTY			N
01/31/17	09:00A	001	yes	PTC	NTY		01	/01	VAC	C	01/04/17	NTY			
02/06/17	01:30P	001	yes	CRMO	NTY		01	/01	CON	C	02/06/17	NTY	P		N
02/13/17	09:00A	001	yes	CRJT	NTY		01	/05	CON	C	02/13/17	NTY			N
02/14/17	08:00A	001	yes	CRJT	NTY		02	/05	CON	C	02/14/17	NTY			N
02/15/17	09:00A	001	yes	CRJT	NTY		03	/05	CON	C	02/15/17	NTY			N
02/16/17	09:00A	001	yes	CRJT	NTY		04	/05	VAC	C	02/15/17	NTY			
02/17/17	09:00A	001	yes	CRJT	NTY		05	/05	VAC	C	02/15/17				
03/07/17	01:30P	001	yes	CVPO	NTY		01	/01	CON	C	03/07/17	NTY	P		N
03/21/17	01:30P	001	yes	CVPO	NTY		01	/01	CON	C	03/21/17	NTY	P		N
04/11/17	09:00A	001	yes	SENT	NTY		01	/01	VAC	C	04/03/17	NTY			
04/14/17	09:00A	001	yes	SENT	NTY		01	/01	CON	C	04/14/17	NTY			N

COUNTS

Count	Ver	Amd	Date	ATN	Statute	Class	Disp	Date	Stg	Plea	Date	Vrd	Date	Judge
0001	000	0	10/25/16		NRS 205.067.2 HOME INVASION, 1ST	FB	TJC	02/15/17	JT	NG	12/06/16	G	02/15/17	NTY *
0002	000	0	10/25/16		NRS 205.060.2 BURGLARY, 1ST	FB	TJD	02/15/17	JT	NG	12/20/16	NG	02/15/17	NTY *

SENTENCE

JAIL

		Life/	Serve Time				Suspended Time				Unsuspending Time			
Count	Ver	Death	Years	Months	Days	Hours	Years	Months	Days	Hours	Years	Months	Days	Hours
0001	000		000	096	000	000	000	000	000	000	0000	000	000	000

Count Ver

01 0 FREE TEXT: No remarks.
The defendant is ineligible for parole.

PROBATION

		Supervised				UnSupervised			
Count	Ver	Years	Months	Days	Hours	Years	Months	Days	Hours
1	0	000	000	000	000	000	000	000	000

CONDITIONS OF PROBATION

JUDGE HISTORY

JUDGE ASSIGNED	Type	Assign Date	Removal RSN
NTY Young, Nathan Tod	J	11/16/16	

DOCUMENT TRACKING

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User ID
001000	Order and Commitment	11/15/16		NTY	PLT001	Moot	02/15/17	KW DG
002000	Information	11/18/16		NTY	PLT001	Moot	02/15/17	KW DG
003000	Transcript of Proceedings (Pre Lim)	11/21/16		NTY	000	Moot	02/15/17	KW DG
004000	Order Appointing Counsel	11/22/16		NTY	000	Moot	02/15/17	DG DG
005000	Transcript of Proceedings Arraignment November 22, 2016	11/30/16		NTY	000	Moot	02/15/17	DG DG
006000	Order Setting Trial	12/12/16		NTY	000	Moot	02/15/17	DG DG
007000	Transcript of Proceedings (Cont Arrign)	12/14/16		NTY	000	Moot	02/15/17	KW DG

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
008000	Amended Order Setting Hearing	01/04/17		NTY	000	Moot	02/15/17	AN	DG
009000	(SEALED) Ex Parte Application for Fees	01/09/17		NTY	DEF001	Ruled	01/10/17	AN	BH
010000		01/09/17		TBA	000	Moot	02/15/17	AN	DG
012000		01/09/17		TBA	000	Moot	02/15/17	AN	DG
033000	Request for Discovery	01/09/17		NTY	DEF001	Moot	02/15/17	DG	DG
071000	SEALED - Order Authorizing Fees for Employment of an Investigator and to Seal Pleadings	01/10/17		NTY	000	Moot	02/15/17	DG	DG
014000	Motion in Limine Regarding Uncharged Misconduct and Collateral Offenses	01/13/17		NTY	DEF001	Ruled	02/06/17	AN	BH
015000		01/13/17		TBA	000	Moot	02/15/17	AN	DG
016000	Motion to Dismiss	01/18/17		NTY	DEF001	Ruled	02/06/17	DG	BH
017000		01/18/17		TBA	000	Moot	02/15/17	DG	DG
018000	Order Calling Jury	01/23/17		NTY	000	Moot	02/15/17	DG	DG
020000	Jury Venire	01/23/17		NTY	000	Moot	02/15/17	DG	DG
021000	Motion in Limine Regarding Other Uncharged Conduct; Opposition to Defendant's January 13, 2017, Motion in Limine Regarding Uncharged Conduct and Collateral Offenses	01/23/17		NTY	PLT001	Ruled	02/06/17	DG	BH
022000		01/23/17		TBA	000	Moot	02/15/17	DG	DG
030000	List of Trial Jurors	01/23/17		NTY	000	Moot	02/15/17	DG	DG
023000	Affidavit of Service by Mail	01/23/17		NTY	000	Moot	02/15/17	AN	DG
024000	Order for Discovery	01/24/17		NTY	000	Moot	02/15/17	DG	DG
025000	Amended Information	01/24/17		NTY	PLT001	Moot	02/15/17	AN	DG
026000	Opposition to State's Motion in Limine Regarding Uncharged Misconduct and Collateral Offenses and Reply	01/30/17		NTY	DEF001	Moot	02/15/17	AN	DG
027000	Transcript of Proceedings (Prelim)	01/30/17		NTY	000	Moot	02/15/17	AN	DG
028000	Motion in Limine #2 Regarding Other Uncharged Conduct: Home Invasion	01/30/17		NTY	PLT001	Ruled	02/06/17	AN	BH
029000		01/31/17		TBA	000	Moot	02/15/17	AN	DG

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
031000	Request for Submission Motion to Dismiss	02/01/17		NTY	DEF001	Moot	02/15/17	AN	DG
032000	Order Setting Hearing	02/01/17		NTY	000	Moot	02/15/17	DG	DG
034000	Opposition to Motion to Dismiss and Request for Submission; Motion to File a Second Amended Information	02/01/17		NTY	PLT001	Moot	02/15/17	AN	DG
035000		02/02/17		TBA	000	Moot	02/15/17	AN	DG
036000	Notice of Prosecution Trial Witnesses	02/03/17		NTY	PLT001	Moot	02/15/17	AN	DG
037000	Documents Related to State's January 23, 2017, Motion in Limine Regarding Other Uncharged Conduct	02/03/17		NTY	PLT001	Moot	02/15/17	KW	DG
038000	Opposition to State's Motion in Limine #2 Regarding Other Uncharged Conduct: Home Invasion	02/06/17		NTY	DEF001	Moot	02/15/17	AN	DG
039000	Second Amended Information	02/08/17		NTY	PLT001	Moot	02/15/17	AN	DG
041000		02/08/17		TBA	000	Moot	02/15/17	DG	DG
042000	SEALED - Ex Application for Additional Investigator Fees	02/08/17		NTY	DEF001	Ruled	02/08/17	DG	BH
043000		02/08/17		TBA	000	Moot	02/15/17	DG	DG
072000	SEALED - Order for Payment	02/08/17		NTY	000	Moot	02/15/17	DG	DG
073000	SEALED - Ex Parte Request for Payment	02/08/17		NTY	000	Moot	02/15/17	DG	DG
047000		02/09/17		TBA	000	Moot	02/15/17	AN	DG
046000	Motion in Limine Regarding Publication of Admitted Exhibits	02/09/17		NTY	PLT001	Ruled	02/13/17	AN	BH
048000	Stipulation Filed by DEF001-Dunham, John Francis, PLT001-State Of Nevada,	02/10/17		NTY	DEF001	Moot	02/15/17	DG	DG
050000	Reply to Opposition to Motion in Limine Regarding Publication of Admitted Exhibits	02/10/17		NTY	PLT001	Moot	02/15/17	DG	DG
051000	Objection to Defendant's Proffered Jury Instruction Regarding the Word "Resides"	02/10/17		NTY	PLT001	Moot	02/15/17	KW	DG
052000	Certificate of Service	02/10/17		NTY	PLT001	Moot	02/15/17	KW	DG
049000	Opposition To Motion in Limine Regarding Publication of Admitted Evidence	02/10/17		NTY	DEF001	Moot	02/15/17	DG	DG
054000	Jury Verdict - Invasion of the Home	02/15/17		NTY	000	Moot	02/15/17	DG	DG

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
055000	Jury Verdict - Burglary	02/15/17		NTY	000	Moot	02/15/17	DG	DG
056000	Jury Instructions	02/15/17		NTY	000	Moot	02/15/17	DG	DG
053000	Transcript of Proceedings (Pre-Trial)	02/15/17		NTY	000	Moot	02/15/17	AN	DG
057000	Notice and Order to Show Cause Janet Melander	02/17/17		NTY	000	Moot	02/15/17	DG	DG
058000	Notice and Order to Show Cause Luis Nunez	02/17/17		NTY	000	Moot	02/15/17	DG	DG
059000	Notice and Order to Show Cause Brandianne Ledbetter	02/17/17		NTY	000	Moot	02/15/17	DG	DG
060000	Notice and Order to Show Cause Monhsian Keyzer	02/17/17		NTY	000	Moot	02/15/17	DG	DG
063000	Notice and Order to Show Cause Gregory P. Cohen	02/17/17		NTY	000	Moot	02/15/17	DG	DG
064000	Notice and Order to Show Cause Lauretta Saldivar	02/17/17		NTY	000	Moot	02/15/17	DG	DG
065000	Notice and Order to Show Cause Bendan Smith	02/17/17		NTY	000	Moot	02/15/17	DG	DG
066000	Notice and Order to Show Cause Lanette Marie Regales	02/17/17		NTY	000	Moot	02/15/17	DG	DG
067000	Notice and Order to Show Cause Marian Polichnowski	02/17/17		NTY	000	Moot	02/15/17	DG	DG
068000	Notice and Order to Show Cause David Peterson	02/17/17		NTY	000	Moot	02/15/17	DG	DG
069000	Affidavit of Service by Mail	02/17/17		NTY	000	Moot	02/15/17	AN	DG
062000	Notice and Order to Show Cause Justin Adie	02/17/17		NTY	000	Moot	02/15/17	DG	DG
061000	Notice and Order to Show Cause Delinda Jo Hamilton	02/17/17		NTY	000	Moot	02/15/17	DG	DG
070000	Transcript of Proceedings (Motions)	02/22/17		NTY	000	Moot	02/15/17	AN	DG
074000	(SEALED) ExParte Request for Payment	02/27/17		NTY	DEF001	Ruled	02/28/17	KW	BH
075000		02/27/17		TBA	000	Moot	02/15/17	KW	DG

Num/Seq	Description	Filed	Received	Party	Routed	Ruling	Closed	User	ID
076000	SEALED - Order for Payment	02/28/17		NTY	000	Moot	02/15/17	DG	DG
077000	Notice and Order to Show Cause	03/09/17		NTY	000	Moot	02/15/17	DG	DG
078000	Affidavit of Telephonic Service	03/13/17		NTY	000	Moot	02/15/17	AN	DG
079000	Notice of Prosecution Sentencing Witnesses	03/24/17		NTY	PLT001	Moot	02/15/17	AN	DG
085000	(SEALED) CONFIDENTIAL Pre-Sent. Invest	03/27/17		NTY	PLT001	Moot	02/15/17	DG	DG
081000	Stipulation to Continue Filed by DEF001-Dunham, John Francis, PLT001-State Of Nevada,	04/03/17		NTY	DEF001	Ruled	04/03/17	AN	BH
082000	Order	04/03/17		NTY	000	Moot	02/15/17	AN	DG
083000	SEALED - Substance Abuse Evaluation	04/12/17		NTY	DEF001	Moot	02/15/17	DG	DG
084000	Evidence in Mitigation	04/13/17		NTY	DEF001	Moot	02/15/17	DG	DG
086000	Judgment of Conviction	04/19/17		NTY	000	Moot	02/15/17	DG	DG
087000	Transcript of Proceedings (Sentencing)	05/01/17		NTY	000	Moot	02/15/17	AN	DG
088000	Request for Transcripts	05/15/17		NTY	DEF001			AN	AN
089000	Notice of Appeal	05/15/17		NTY	DEF001			AN	AN
090000	Case Appeal Statement	05/15/17		NTY	DEF001			AN	AN

EXHIBITS

Line #	Marked	Code	Description	SpH	Sloc	NoticeDt	Disp	Dt	Dis	By

Offered By: PLT 001 State Of Nevada,										
000		O	TJC Exhibits 1-13				V			

1 CASE NO. 16-CR-0159

2 DEPT. NO. I

RECEIVED

APR 19 2017

Douglas County
District Court Clerk

FILED

2017 APR 19 AM 8:55

BOBBIE R. WILLIAMS
CLERK

BY DSU DEPUTY

3
4
5 IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

6
7 IN AND FOR THE COUNTY OF DOUGLAS

8 THE STATE OF NEVADA,

9 Plaintiff,

10 vs

JUDGMENT OF CONVICTION

11 JOHN FRANCIS DUNHAM,

12 Defendant,

13 _____/
14 On the 15th day of February, 2017, the defendant

15 above-named appeared before the Court with counsel, Kristine
16 Brown, Esq., and was found GUILTY BY JURY VERDICT of the crime
17 of INVASION OF THE HOME, a category B felony, in violation of
18 NRS 205.067 and was found NOT GUILTY BY JURY VERDICT of the
19 crime of BURGLARY, a category B felony, in violation of NRS
20 205.060, committed on or about October 25-26, 2016.

21 On the 14th day of April, 2017, the defendant above-
22 named appeared before the Court for sentencing with counsel,
23 Kristine Brown, Esq., and the State was represented by Deputy
24 District Attorney, Richard Casper, Esq. No sufficient legal
25 cause was shown by the defendant as to why judgment should not
26 be pronounced against him. The Court adjudged the defendant
27 guilty of the crime of INVASION OF THE HOME, a category B
28 felony, in violation of NRS 205.067.

1 The Pre-Sentence Investigation Report was amended and the Court
2 ordered the following corrections:

3 1) Page 2, Defendant Information:, the Court
4 corrected the Age to be 44;

5 2) Page 4, 01/17/13 arrest date: in the disposition
6 column, the Court struck "Disposition not available" and added
7 "Pending warrant outstanding";
8

9 3) Page 4, 10/26/16 arrest date: in the disposition
10 column, the Court added "defendant found not guilty of Burglary
11 at jury trial.";

12 4) Page 4, at the bottom of the page, the Court added
13 "Other Information: There is an outstanding warrant from
14 Monterey County, California."
15

16 5) Page 7, the line indicating CTS: the Court added
17 "04/11/17-04/14/17 = 3", this was added to the 168 days to
18 reflect the correct amount of CTS of 179 days.

19 The Court then sentenced the defendant to
20 imprisonment with the Nevada Department of Corrections for a
21 maximum term of ninety-six (96) months with a minimum parole
22 eligibility of thirty (38) months and ordered the defendant to
23 pay the following to the District Court Clerk: three dollars
24 (\$3.00) as an Administrative Assessment Fee pursuant to
25 NRS 176.0623(1) for obtaining and testing the genetic markers,
26 one hundred and fifty dollars (\$150.00) as a fee for obtaining
27 and testing samples of blood and saliva to determine genetic
28 markers pursuant to NRS 176.0915(1) and twenty-five dollars

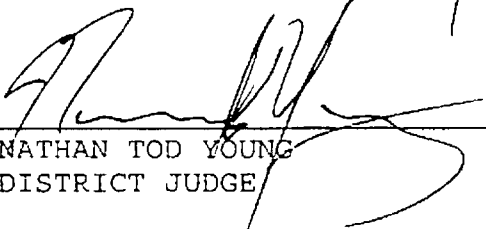
1 (\$25.00) as an Administrative Assessment Fee.

2 The Court ordered the defendant to pay the fees
3 immediately or, if not paid, the defendant shall appear before
4 this Court within two weeks of his release from incarceration
5 to arrange a payment schedule.

6 This judgment constitutes a lien, pursuant to
7 NRS 176.275. If the defendant does not pay the fees as ordered
8 by the Court, collection efforts may be undertaken against the
9 defendant pursuant to the laws of this State.

10 The defendant is given credit for one hundred
11 seventy-nine (179) day pre-sentence confinement time.

13 Dated this 19 day of April, 2017

14 
15 _____
16 NATHAN TOD YOUNG
17 DISTRICT JUDGE
18
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CASE NO. 16-CR-0159

DEPT NO. I

THE STATE OF NEVADA,

v.

JOHN FRANCIS DUNHAM,

DATE: 11-22-16

PLAINTIFFS COUNSEL:
Brian Filter, Esq.

JUDGE: NATHAN TOD YOUNG

CLERK: Delores Goelz

DEFENDANTS COUNSEL:
Kristine Brown, Esq.

COURT REPORTER: Nicole Hansen

LAW CLERK: John Seddon

BAILIFFS: David Nishikida/Bill Addington

PAROLE & PROBATION: Gail Falconer/Chris Austin

The above-entitled matter was before the Court this being the time set for ARRAIGNMENT. The defendant was present in Court (in custody) and his true name was ascertained. The Court affirmed the lower court's appointment of Kristine Brown to represent the defendant in all further proceedings.

The Information was filed with the Court on November 18th, 2016; copies were received and acknowledged and the defendant waived the formal reading thereof. The Information charges the defendant with INVASION OF THE HOME, a category B felony, in violation of NRS 205.067.

Ms. Brown requested a 2 week continuance due to a new complaint filed in Tahoe Justice Court.

Mr. Filter informed the Court that charges are pending in the Tahoe Justice Court and the State will likely consolidate the matters.

The Court canvassed the defendant as to his right to a speedy trial and asked if he consents to a 2 week continuance.

After conferring with Ms. Brown, the defendant agreed to a 2 week continuance. The defendant agreed to remain in custody.

The Court set the matter for Tuesday, December 6, 2016 at 9:00 a.m.

The defendant was remanded to the custody of the Douglas County Sheriff.

To Court ordered the bail to remain the same.

CASE NO. 16-CR-0159

DEPT NO. I

THE STATE OF NEVADA,

v.

JOHN FRANCIS DUNHAM,

DATE: 12-6-16

PLAINTIFFS COUNSEL:
Ric Casper, ESQ.

JUDGE: NATHAN TOD YOUNG

CLERK: Delores Goelz

DEFENDANTS COUNSEL:
Kristine Brown, ESQ.

COURT REPORTER: Nicole Hansen

LAW CLERK: John Seddon

BAILIFFS: Eric Lindsay/David Nishikida/William Addington

PAROLE & PROBATION: Patricia Cerniglia

The above-entitled matter was before the Court this being the time set for ARRAIGNMENT. The defendant was present in Court (in custody) and represented by counsel.

The Information was filed with the Court on November 18th, 2016; copies were received and acknowledged and the defendant waived the formal reading thereof. The Information charges the defendant with INVASION OF THE HOME, a category B felony, in violation of NRS 205.067.

To the Information, the defendant entered a plea of NOT GUILTY.

The Court advised the defendant of his right to a speedy trial within 60 days of the arraignment. The defendant did not waive his right to a speedy trial, but did agree to accept the earliest Court date available for trial. The matter was set for day a 5 day trial by jury commencing on Monday, February 13th, 2017 at 9:00 a.m.

The Court ordered all pre-trial motions be ripe to be heard at the Pre-Trial Conference scheduled for Tuesday, January 31st, 2017 at 9:00 a.m. Jury Instructions are due to the Court no later than 5:00 p.m. on February 8, 2017th.

The defendant was ordered to appear at the time set for trial, and advised that failure to appear would result in the issuance of a

bench warrant, and the filing of additional charges.

Ms. Brown requested the Court release the defendant and reinstate the original bail conditions.

Mr. Casper opposed the defendant's release based on his violent criminal history and his flight risk.

The Court denied the request for release and the defendant was remanded to the custody of the Douglas County Sheriff.

CASE NO. 16-CR-0159/16-CR-0173

DEPT NO. I

THE STATE OF NEVADA,

v.

JOHN FRANCIS DUNHAM,

DATE:	01-24-17	PLAINTIFFS COUNSEL:
		Ric Casper, Esq.
JUDGE:	NATHAN TOD YOUNG	
CLERK:	Delores Goelz	DEFENDANTS COUNSEL:
		Kristine Brown, Esq.
COURT REPORTER:	Christy Joyce	
LAW CLERK:	Not Present	
BAILIFFS:	Bill Addington/Eric Lindsay	
PAROLE & PROBATION:	Heather Hardy	

The above-entitled matter was before the Court this being the time set for a PRE-TRIAL CONFERENCE. The defendant was present in Court (in custody) and was represented by counsel.

Mr. Casper informed the Court that the State will be filing an Amended Information into case 16-CR-0159 as previously ordered by the Court.

Ms. Brown filed a Motion to Dismiss and a Request for Discovery.

The Court reminded counsel that all pleading are to be filed into case 16-CR-0159.

Mr. Casper informed the Court that the State intends to comply with the request for discovery but said the State is not in receipt of some the items being requested.

The Court signed the Order for Discovery.

The Court instructed counsel to meet with the Judicial Assistant to set a hearing on all pending motions.

CASE NO. 16-CR-0159

DEPT NO. I

THE STATE OF NEVADA,

v.

JOHN FRANCIS DUNHAM,

DATE: 02-06-17

PLAINTIFFS COUNSEL:
Ric Casper, Esq.

JUDGE: NATHAN TOD YOUNG

CLERK: Delores Goelz

DEFENDANTS COUNSEL:
Kristine Brown, Esq.

COURT REPORTER: Shelly Loomis

LAW CLERK: John Seddon

BAILIFFS: Eric Lindsay

The above-entitled matter was before the Court this being the time set for a hearing on PENDING MOTIONS. The defendant was present in Court (in custody) and was represented by counsel.

EXHIBITS MARKED:

1, 2, 3, 4, 5, 6, 7, 8, 9, 10

EXHIBITS ADMITTED:

1, 2, 3, 4, 5, 6, 7, 8, 10

Mr. Casper addressed discovery issues. the State is in receipt of a video of Ms. Scripko that is of a private nature. The State does not believe the video would provide any benefit to the defense and requested that the State not be required to turn it over to the defense. Ms. Brown is not comfortable agreeing to that request at this time.

The Court instructed Mr. Casper to make the video available for Ms. Brown to view in the District Attorney's office. If after viewing the video, Ms. Brown feels the video is necessary to the defenses' case, then she may readdress the issue with the Court.

Mr. Casper presented argument.

Kristine Brown presented argument.

MOTION IN LIMINE REGARDING OTHER UNCHARGED CONDUCT: OPPOSITION TO
DEFENDANT'S JANUARY 13, 2017, MOTION IN LIMINE REGARDING
UNCHARGED CONDUCT AND COLLATERAL OFFENSES

The court finds the following:

- ♦ any testimony regarding incidents leading up to the issuing of the Temporary Restraining Order are more prejudicial than probative and will not be allowed;
- ♦ a redacted version of the restraining Order will be allowed but not the Court minutes from the hearing;
- ♦ text messages from the defendant to Ms. Scripko will be allowed but not testimony regarding the phone call to the hotel in Ohio;
- ♦ testimony regarding Mr. Dunham being found, by the Douglas County Sheriff, under the bed with a shotgun and shotgun shells will be allowed but nothing about the arrest;
- ♦ Gary LaChasse may testify regarding the conversation he had with Mr. Dunham prior to Ms. Scripko arriving in the area, but not about his knowledge that Mr. Dunham had been staying at the condo.

MOTION IN LIMINE #2 REGARDING OTHER UNCHARGED CONDUCT: HOME
INVASION

The Court finds the following:

- ♦ the testimony of Officer Garcia of the Monterey Police Department on August 20, 2016 will not be allowed;
- ♦ the testimony of Peter Harrington will not be allowed;
- ♦ Deputy Sandoval may testify regarding his contact with Mr. Dunham on August 31, 2016 and that he gave Mr. Dunham notice that he was not allowed on the premises of the condo located at 311 Olympic Court, Unit D, Stateline, NV - He may not testify regarding the arrest for violating the restraining order;
- ♦ redacted versions of the bail conditions and supervised release conditions from the Department of Alternative Sentencing will be allowed.

MOTION TO FILE SECOND AMENDED INFORMATION: GRANTED

MOTION TO DISMISS: DENIED

The Court inquired if the parties are going to require a Petrocelli hearing. The Court instructed counsel to file a stipulation if the parties agree that a hearing is not necessary.

CASE NO. 16-CR-0159

DEPT NO. I

STATE OF NEVADA,

Plaintiff,

PLAINTIFF'S COUNSEL:

Ric Casper, Esq.

v.

JOHN FRANCIS DUNHAM,

Defendant,

DEFENDANT'S COUNSEL:

Kristine Brown, Esq.

DATE: 2/13 - 2/15/2017

JUDGE: NATHAN TOD YOUNG

CLERK: Delores Goelz

COURT REPORTER: Capitol Reporters

LAW CLERK: John Seddon

BAILIFFS: Bill Addington/Eric Lindsay

The above-entitled matter was before the Court this being the time set for a CRIMINAL JURY TRIAL. The State was present and represented by Ric Casper. The defendant was present in Court and represented by counsel.

Roll call of the Panel #1 jurors was taken at 9:00 a.m., and counsel stipulated to proceeding in the absence of the jurors who did not respond to their jury summons. The Court ordered the Clerk to issue Orders to Show Cause to those jurors who did not appear.

The potential jurors were sworn.

The Court generally canvassed the jurors in the gallery.

The following jurors were excused: Jennifer Wilson, Jeffrey Benum, John Turpin, Thomas Ohka, Elijah Reinholz, and Tracey Kumagai.

The first 23 jurors were randomly called in to the jury box and examined generally by the Court.

Juror, Greg Taylor, arrived late and he was sworn.

Ms. Brown examined the jurors generally and specifically. Mr. Casper examined the jurors

generally and specifically.

The Court excused the following jurors after general examination:

- Juror #8, Trevor Hemsath, was excused and replaced with Mickie Hempler;
- Ms. Brown requested Juror #13, Marie Nicholson, be excused for cause. Mr. Casper opposed the request. The Court denied the challenge for cause;
- Ms. Brown renewed her request for Juror #13, Marie Nicholson, be excused for cause. Mr. Casper did not oppose. Juror #13, Marie Nicholson, was excused for cause and replaced with Tim Miller;
- Leah Monge was excused and replaced with Jean Dieter.

Ms. Brown passed the 23 jurors for cause.

Mr. Casper passed the 23 jurors for cause.

Counsel stipulated to the remainder of the jurors being released from further service on this jury.

The Court convened outside the presence of the jury at 11:46 a.m. to exercise Peremptory challenges, in open court. The State exercised its first, second, third, and fourth Peremptory challenges. The defense exercised its first, second, third, and fourth, Peremptory challenges. The State exercised its challenge as to the alternate juror. The defense exercised its challenge as to the alternate juror.

The Court reconvened in the presence of the jury at 1:31 p.m.

The jury and alternate are constituted as follows: James Trent, Ann Brinkmeyer, Katy Frager, Mickie Hempler, Loretta Brawley, Ramona Byrne, Lorraine Craik, Sabrina Martin, Agnes Horn, Wyatt Ziebell, Cheryl Slack, Mary Wylie, and Elizabeth McMasters.

The jury and alternate were sworn.

The Court presented special pre-trial instruction to the jury.

The Second Amended Information was read to the jury by the Court Clerk.

The Court invoked the rule of exclusion.

Mr. Casper presented opening statements.

Ms. Brown presented opening statements.

EXHIBITS MARKED PRIOR TO TRIAL:

1-128, 130-145

EXHIBITS MARKED:

129, 146

EXHIBITS ADMITTED:

69, 71, 75, 129, 94, 95, 96, 97, 78, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24

WITNESSES SWORN & TESTIFIED:

DEPUTY KEVIN KAROSICH

DEPUTY DEAN KUMAGAI

DEPUTY MARSHALL FLAGG

The Court convened outside the presence of the jury at 3:14 p.m.

The Court instructed Mr. Casper to limit his questioning to only motive, intent, planning and preparation.

The Court reconvened in front of the jury at 3:14 p.m. and admonished the jury before releasing them for the afternoon break.

The Court reconvened in the presence of the jury at 3:30 p.m.

The Court instructed the jury that they may only consider the evidence and testimony of the witnesses, for the purposes of showing motive, intent, planning or preparation, and not for consideration of the defendant's character or a propensity to commit bad acts.

The Court recessed for the day at 4:40 p.m.

***** Day 2 - Tuesday, February 14, 2017**

EXHIBITS MARKED:

147, 148, 149, 150, 151, 152, 153

EXHIBITS ADMITTED:

25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 147, 148, 128, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 124, 125, 126, 150, 130, 131, 134, 153

WITNESSES SWORN & TESTIFIED:

DEPUTY CARLOS SANDOVAL
EVIDENCE TECHNICIAN DEBRA SCHAMBRA
PATRICIA SCRIPKO
GARY LACHASSE
DOUG ALBERTSON
DEPUTY ERIK EISSINGER

The Court convened outside the presence of the jury at 9:01 a.m.

The Court will not allow testimony regarding Mr. LaChasse's posting of bail for Mr. Dunham.

The Court reconvened in the presence of the jury at 9:24 a.m.

The Court instructed the jury that they may only consider the evidence and testimony of the witnesses, for the purposes of showing motive, intent, planning or preparation, and not for consideration of the defendant's character or a propensity to commit bad acts.

The Court admonished the jury and released them for the morning break at 10:23 a.m.

The Court convened outside the presence of the jury to address a question presented by the jurors.

The Court reconvened in the presence of the jury at 11:04 a.m. and instructed the jury that Exhibits 99-122, 124-126, and 150 may only be considered for the purposes of showing motive, intent, planning or preparation, and not for consideration of the defendant's character or a propensity to commit bad acts.

The Court admonished the jury and released them for lunch at 11:50 a.m.

The Court convened outside the presence of the jury at 1:30 p.m.

Ms. Brown requested the Court take judicial notice of the oxazepam drug summary published by PDR and that oxazepam is classified as a benzodiazepine.

The Court took judicial notice that the drug summary does classify oxazepam as a benzodiazepine.

The Court reconvened in the presence of the jury at 1:46 p.m.

The Court convened outside the presence of the jury at 2:31 p.m.

The Court will not allow testimony regarding Ms. Scripko's fearfulness of the defendant as it is highly prejudicial.

The Court reconvened in the presence of the jury at 2:43 p.m.

The Court admonished the jury and released them for the afternoon break at 3:14 p.m.

The Court reconvened in the presence of the jury at 3:34 p.m.

Exhibit #134 was admitted for the purpose of showing that Mr. Albertson reviewed the bail conditions with the defendant.

The State rests at 4:37 p.m.

The Court admonished the jury and released them for the day at 4:38 p.m. The Court instructed them to return tomorrow at 1:30 p.m.

***** Day 3 - Wednesday, February 15, 2017**

The Court convened outside the presence of jury at 1:31 p.m. to settle jury instructions 1-35 that the Court intends to give. The Court ordered that jury instruction 35 will not be given.

Mr. Casper offered no objection to jury instructions 1-34 or the verdict forms.

Ms. Brown offered no objection to jury instructions 1-34 or the verdict forms.

Counsel stipulated to instructions having been settled in open court and requested that the jury be instructed prior to closing arguments.

The Court reconvened in the presence of the jury at 1:38 p.m.

The defense rests at 1:38 p.m.

The Court instructed the jury.

Mr. Casper presented closing arguments at 2:05 p.m.

Ms. Brown presented closing argument at 3:12 p.m.

Mr. Casper was heard on final argument at 3:36 p.m.

The bailiffs were sworn to take charge of the jury.

Ramona Byrne was chosen as the alternate juror.

The jury began deliberating at 3:55 p.m.

The Court admonished the alternate juror and released her to go home during deliberations.

The jury reached a verdict at 5:36 p.m.

The Court convened in the presence of the jury at 5:43 p.m.

Foreperson, Sabrina Martin, informed the Court that the jury has come to a unanimous decision.

The jury found the defendant GUILTY of the crime of invasion of the home, a category B felony, in violation of NRS 205.067 and NOT GUILTY of the crime of burglary.

Counsel did not wish to have the jury polled.

The Court accepted the verdict's of the jury and ordered them entered on the record.

The jury was discharged from further service.

The Court set sentencing for Tuesday, April 11th, 2017 at 9:00 a.m., and the matter was referred to the Division of Parole and Probation for a pre-sentence report. The Court ordered the defendant to appear at the time set for sentencing, and advised the defendant that failure to appear would result in the issuance of a bench warrant and the filing of additional charges.

The defendant was remanded to the custody of the Douglas County Sheriff.

THE JUROR QUESTION WAS MARKED AS COURT EXHIBIT #1.

CASE NO. 16-CR-0159

DEPT NO. I

THE STATE OF NEVADA,

v.

JOHN FRANCIS DUNHAM,

DATE: 03-07-17 PLAINTIFFS COUNSEL:

JUDGE: NATHAN TOD YOUNG

CLERK: Delores Goelz DEFENDANTS COUNSEL:

COURT REPORTER: Not Reported

LAW CLERK: John Seddon

BAILIFFS: Eric Lindsay/Chris Wiggins

The above-entitled matter was before the Court this being the time set for a hearing on ORDER TO SHOW CAUSE RE: FAILURE TO APPEAR FOR JURY DUTY.

SWORN & TESTIFIED:

DELINDA JO HAMILTON

The Court made the following findings:

- Janet Meleander is in contempt for failing to appear for jury duty and ordered her to pay \$100.00 to the District Court Clerk, within the next 14 days, in order to absolve the contempt;
- Luis Nunez is in contempt for failing to appear for jury duty and ordered him to pay \$100.00 to the District Court Clerk, within the next 14 days, in order to absolve the contempt;
- Brandianne Ledbetter is not a resident of Douglas County and she is not in contempt;
- Monhsian Keyzer is not a resident of Douglas County and he is not in contempt;
- Delinda Jo Hamilton is not in contempt;

- Gregory Cohen was not present and has failed to appear;
- Laretta Saldivar is deceased and is not in contempt;
- Justin Adie did appear for jury duty and is not in contempt;
- Brendan Smith is in contempt for failing to appear for jury duty and ordered him to pay \$100.00 to the District Court Clerk, within the next 14 days, in order to absolve the contempt;
- Lanette Marie Regales is in contempt for failing to appear for jury duty and ordered her to pay \$100.00 to the District Court Clerk, within the next 14 days, in order to absolve the contempt;
- Marian Polichnowski is not in contempt;
- David Peterson is in contempt for failing to appear for jury duty and ordered him to pay \$100.00 to the District Court Clerk, within the next 14 days, in order to absolve the contempt.

CASE NO. 16-CR-0159

DEPT NO. I

THE STATE OF NEVADA,

v.

JOHN FRANCIS DUNHAM,

DATE: 03-21-17 PLAINTIFFS COUNSEL:

JUDGE: NATHAN TOD YOUNG

CLERK: Delores Goelz DEFENDANTS COUNSEL:

COURT REPORTER: Not Reported

LAW CLERK: John Seddon

BAILIFFS: Eric Lindsay

The above-entitled matter was before the Court this being the time set for a hearing on PERSONAL SERVICE - ORDER TO SHOW CAUSE RE: FAILURE TO APPEAR FOR JURY DUTY.

The Court finds that Gregory Cohen is in contempt for failing to appear for jury duty and ordered him to pay \$100.00 to the District Court Clerk, within the next 24 hours, in order to absolve the contempt;

The Court ordered the \$100.000 to be deposited into the Indigent Mediation Fund.

CASE NO. 16-CR-0159

DEPT NO. I

THE STATE OF NEVADA,

v.

JOHN FRANCIS DUNHAM,

DATE: 04-14-2017

PLAINTIFFS COUNSEL:
Ric Casper, Esq.

JUDGE: NATHAN TOD YOUNG

CLERK: Delores Goelz

DEFENDANTS COUNSEL:
Kristine Brown, Esq.

COURT REPORTER: Kathy Jackson

LAW CLERK: John Seddon

BAILIFFS: Eric Lindsay

PAROLE & PROBATION: Pat Cerniglia

The above-entitled matter was before the Court this being the time set for SENTENCING. The defendant was present in Court (in custody) and represented by counsel.

WITNESSES SWORN & TESTIFIED:

PATRICIA SCRIPKO

EXHIBITS MARKED AND ADMITTED:

1, 2

The Pre-sentence Report is on file with the Court; copies were received and acknowledged. Ms. Brown noted errors in the report and the Court corrected by interlineation.

The Court inquired of anything in mitigation or aggravation.

Ms. Brown requested the Court follow the recommendation of the Division of Parole and Probation and grant the defendant probation, with a chance to get inpatient treatment.

Mr. Casper requested the Court deny the defendant probation and sentence him to prison for a maximum of 72 months with a minimum of 14 months. The defendant has shown an inability to follow court orders or laws and is not a good candidate for probation.

Further, his history of alcohol abuse and use of firearms, makes him a dangerous individual.

No sufficient legal cause was shown by the defendant as to why judgment should not be pronounced against him. The Court adjudged the defendant guilty of the crime of INVASION OF THE HOME, a category B felony, in violation of NRS 205.067.

The Court then sentenced the defendant to imprisonment with the Nevada Department of Corrections for a maximum term of ninety-six (96) months with a minimum parole eligibility of thirty (38) months and ordered the defendant to pay the following to the District Court Clerk: three dollars (\$3.00) as an Administrative Assessment Fee pursuant to NRS 176.0623(1) for obtaining and testing the genetic markers, one hundred and fifty dollars (\$150.00) as a fee for obtaining and testing samples of blood and saliva to determine genetic markers pursuant to NRS 176.0915(1) and twenty-five dollars (\$25.00) as an Administrative Assessment Fee.

The Court ordered the defendant to pay the fees immediately or, if not paid, the defendant shall appear before this Court within two weeks of his release from incarceration to arrange a payment schedule.

This judgment constitutes a lien, pursuant to NRS 176.275. If the defendant does not pay the fees as ordered by the Court, collection efforts may be undertaken against the defendant pursuant to the laws of this State.

The defendant is given credit for one hundred seventy-nine (179) day pre-sentence confinement time.

The defendant was remanded to the custody of the Douglas County Sheriff.

STATE'S EXHIBIT LIST

CASE NAME: STATE VS. JOHN FRANCIS DUNHAM

CASE NUMBER: 16-CR-0159

DATE OF HEARING: FEBRUARY 6, 2017

JUDGE: NATHAN TOD YOUNG

DEPT NO: I

ATTORNEY: RIC CASPER, ESQ./KRISTINE BROWN, ESQ.

PURPOSE OF HEARING: PENDING MOTIONS

Exhibit #	Description	Marked for ID	Admitted
1	HAND WRITTEN LETTER	X	X
2	GMAIL FWD FROM JOHN DUNHAM	X	X
3	JOHN DUNHAM EMAIL SEPTEMBER 18, 2016	X	X
4	JOHN DUNHAM EMAIL SEPTEMBER 20, 2016	X	X
5	JOHN DUNHAM EMAIL OCTOBER 2, 2016	X	X
6	CLOSE UP PHOTO OF KNIFE ON TABLE	X	X
7	PHOTO OF KNIFE ON TABLE	X	X
8	PHOTO OF LIVING ROOM: TABLE, COUCH AND PINBALL MACHINE	X	X
9	PHOTO OF OPEN PILL BOTTLE	X	
10	PHOTO OF KITCHEN	X	X

STATE'S EXHIBIT LIST

CASE NAME: STATE VS. JOHN FRANCIS DUNHAM
CASE NUMBER: 16-CR-0159
DATE OF HEARING: APRIL 14, 2017
JUDGE: NATHAN TOD YOUNG
DEPT NO: I
ATTORNEY: RIC CASPER, ESQ./KRISTINE BROWN, ESQ.
PURPOSE OF HEARING: SENTENCING

Exhibit #	Description	Marked for ID	Admitted
1	WARRANT FROM GREENE-BERNARD/BOSTON POLICE DEPT.	X	X
2	OFFICER GARCIA INTERVIEW WITH JOHN DUNHAM	X	X
139	Clerk Certification - JAVS TTJC 9/6/2016 ** PREVIOUSLY MARKED AT TRIAL ** LOCATED W/TRIAL EXHIBITS IN VAULT	X	X
140	JAVS TTJC 9/6/2016 (Disc) ** PREVIOUSLY MARKED AT TRIAL ** LOCATED W/TRIAL EXHIBITS IN VAULT	X	X

STATES'S EXHIBIT LIST

CASE NAME: STATE OF NEVADA V. JOHN FRANCIS DUNHAM

CASE NUMBER: 16-CR-0159

DATE OF HEARING: FEBRUARY 13-17, 2017

JUDGE: NATHAN TOD YOUNG

DEPT NO: I

ATTORNEY: RIC CASPER, ESQ / KRISTINE BROWN, ESQ.

PURPOSE OF HEARING: **CRIMINAL JURY TRIAL**

EXHIBIT #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
1	1 Address - 311	X	X	
2	2 Long view of walkway to front of 311 unit D	X	X	
3	3 Top of stairs going down to 311 unit D	X	X	
4	4 Outside of unit D – broken window	X	X	
5	5 Exterior broken window – straight-on view	X	X	
6	6 Exterior broken window – angled view from right	X	X	
7	7 Exterior broken window – angled view from left	X	X	
8	8 Screens	X	X	
9	9 Piece of glass on walkway	X	X	
10	10 Open door to unit D; lockbox	X	X	

EXHIBIT T #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
11	11 Interior – facing front door and broken window from dining area	X	X	
12	12 Interior broken window – frames included	X	X	
13	13 Interior broken window closer up	X	X	
14	14 Interior broken window ledge – pieces of glass	X	X	
15	15 Interior – broom and broken glass	X	X	
16	16 Interior view of stairs to loft and basement 1 from entry level – facing away from front door	X	X	
17	17 Interior view of stairs to loft – facing toward front door	X	X	
18	18 Interior view of backside of couch and loft area – facing front door	X	X	
19	19 Interior angled view of loft – toward pinball – knife on coffee table	X	X	
20	20 Interior view of coffee table, couch, pinball machine – knife on table	X	X	
21	21 Interior view of coffee table – facing downward – knife, business card, chewing tobacco, water, remote control	X	X	
22	22 Interior view of couch, pills, and pill bottle	X	X	
23	23 Close up view of knife, business card, and chewing tobacco	X	X	
24	24 Close up view of pill bottle and pills on couch	X	X	
25	25 Entry Stairs, 311	X	X	

EXHIBIT #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
26	26 311	X	X	
27	27 Stairs Leading Down	X	X	
28	28 Exterior Broken Window	X	X	
29	29 Exterior Broken Window, close up	X	X	
30	30 Exterior Window, finger smudge	X	X	
31	31 Screens	X	X	
32	32 Interior Window and Broom	X	X	
33	33 Broom and glass	X	X	
34	34 Interior window, dark	X	X	
35	35 Entry level, facing window	X	X	
36	36 Entry level, looking up toward loft	X	X	
37	37 exterior north side of building (311), walkway up	X	X	
38	38 exterior north side, close up of address, 311	X	X	
39	39 exterior west side	X	X	
40	40 exterior west side with road to south	X	X	
41	41 exterior west side, angled north	X	X	

EXHIBIT T #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
42	42 exterior north east corner	X	X	
43	43 exterior east side, facing southwest	X	X	
44	44 exterior south east corner, Storke	X	X	
45	45 exterior south east corner, Storke closer	X	X	
46	46 Storke measuring outside of window	X	X	
47	47 Storke measuring outside of window, zoomed	X	X	
48	48 Storke measuring inside of window	X	X	
49	49 Close up of latch	X	X	
50	50 Latch with measurement	X	X	
51	51 Latch at top with measurement	X	X	
52	52 Latch at bottom with measurement	X	X	
53	53 Windows screens, shovel	X	X	
54	54 Close up of shovel	X	X	
55	55 Int entry level facing east, tables and stairs	X	X	
56	56 Int entry level facing east, angled north, table and stairs	X	X	

EXHIBIT #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
57	57 Entry level facing southwest, table in foreground	X	X	
58	58 Entry level facing west toward kitchen and window	X	X	
59	59 Entry level facing west, further back, couch in foreground and loft above	X	X	
60	60 Entry level, view of loft	X	X	
61	61 Midlevel east bedroom, facing east	X	X	
62	62 Midlevel east bedroom, facing northeast	X	X	
63	63 Midlevel east bedroom, facing southwest, toward stairs	X	X	
64	64 Midlevel east bedroom, facing south	X	X	
65	65 Midlevel east bedroom, looking out windows toward southeast	X	X	
66	66 Midlevel west bedroom, facing stairway	X	X	
67	67 Midlevel west bedroom, window on left (west)	X	X	
68	68 Bottom level bedroom, facing into bedroom toward east, slider in background	X	X	
69	69 Bottom level bedroom, facing north with bed	X	X	
70	70 Bottom level bedroom, facing northwest, bed to left, slider on right	X	X	
71	71 Bottom level bedroom, facing north with bed center and slider on right	X	X	
72	72 Bottom level bedroom, facing northwest, bathroom on	X	X	

EXHIBIT T #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
	left			
73	73 Bottom level bedroom, facing southwest, stairs in center	X	X	
74	74 Bottom level bedroom, facing south, slider on left, stairs on right	X	X	
75	75 Closed trapdoor, facing west	X	X	
76	76 Closed trapdoor, facing west #2	X	X	
77	77 Closed trapdoor, facing northeast, top of bed to left	X	X	
78	78 Open trapdoor, no flash	X	X	
79	79 Looking into trap door, drop light on, ladder to right	X	X	
80	80 Looking into trap door, drop light on top, ladder centered	X	X	
81	81 Looking into trap door, dirt floor illuminated	X	X	
82	82 Looking into trap door, dirt floor illuminated #2	X	X	
83	83 Open trap door, with measurement to dirt floor	X	X	
84	84 Open trap door, with measurement to dirt floor, close up	X	X	
85	85 Open trap door, measuring length	X	X	
86	86 Open trap door, measuring length, close up	X	X	
87	87 Open trap door, measuring width	X	X	

EXHIBIT T #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
88	88 Open trap door, measuring width, close up	X	X	
89	89 Measuring height of bed, open trap door on bottom left	X	X	
90	90 Measuring from floor to bottom of bed	X	X	
91	91 Measuring from floor to bottom of bed, close up	X	X	
92	92 Loft area, papers on coffee table to the left	X	X	
93	93 Picture of Alternative Sentencing Release Conditions	X	X	
94	94 photo of shotgun	X	X	
95	95 photo of trigger/stock/break	X	X	
96	96 photo of box of shotgun shells	X	X	
97	97 open box of shotgun shells	X	X	
98	98 First thoughts – Dec 21, 2016 at 6:06 am	X		
99	99 Herro – “Can you please call. I see them going through.” Sep 11, 2016 at 6:31 pm.	X	X	
100	100 Credit Cards – “This will turn bad and fast. Don’t do this to yourself.” Sep 14, 2016 at 11:13 am	X	X	
101	101 Call (2 emails). Ordering credit cards in her name – Sep 16, 2016 at 4:04 pm.	X	X	
102	102 Now is good. “Videos are going out tonight.” Sep. 16, 2016 at 8:42 pm.	X	X	
103	103 Your cute. “Left you a page of things to do in	X	X	

EXHIBIT #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
	Tahoe...Have fun in Cleveland" – Sep 18, 2016 at 1:45 pm			
104	104 I'm not mad/angry/nor irritated with you. "Love and sorry...Have a great trip." – Sep 18, 2016 at 2:40 pm	X	X	
105	105 Get here now – Sep. 18, 2016 at 6:36 pm	X	X	
106	106 (no subject) "I am leaving unless you come here – Sep. 18, 2016 at 6:37 pm	X	X	
107	107 See you tonight – Sep. 20, 2016 at 7:19 pm	X	X	
108	108 Love (2 emails) – "have to do cns wish you would come down." "Want me to pick you up. I am in SF." - Sep. 20, 2016	X	X	
109	109 Well you landed – Sep. 20, 2016	X	X	
110	110 I now you're here come see me – Sep. 21, 2016 a 11:11 am	X	X	
111	111 Don't call cops on me tonight and please leave door open. Love you. – Sep. 21, 2016 at 8:56 pm	X	X	
112	112 Can you come out alone? – Sep. 21, 2016 at 11:18 pm	X	X	
113	113 Come on your home and want out of here – Sep. 21, 2016 at 11:24 pm	X	X	
114	114 Come on dude cops again – Sep. 22, 2016 at 12:27 am	X	X	
115	115 Don't worry I will make this easy mommy can have her smart girl back on Monday – Sep 23, 2016 at 6:33 pm	X	X	
116	116 Don't worry you went to Harvard. (2 emails) "I did this all for you." – Sep 23, 2016 at 6:37.	X	X	
117	117 I tried to end this. Wait until they hear testimony. I will give you one last shot and it's not a threat. (multiple messages) Sep 25, 2016.	X	X	
118	118 Answer me I know your getting these – Sep 25, 2016 at 3:21 pm.	X	X	

EXHIBIT T #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
119	119 I can see your email – Sep. 25, 2016 at 4:16 pm.	X	X	
120	120 Attention required. (Attached video) – Oct 2, 2016 at 4:20 am	X	X	
121	121 Please don't show those emails to anyone – Oct 2, 2016 at 4:28 am	X	X	
122	122 (no subject). "I am not in Tahoe." Oct 17, 2016 at 5:19 pm.	X	X	
123	123 (no subject). Good father. Never punched you. Your not in harms way. Oct 17, 2016 at 7:10 pm	X		
124	124 (no subject) I will never be in court with you. Oct 17, 2016 at 7:20 pm	X	X	
125	125 You can't be this crazy. Have that retard recant statement and just leave. Oct 17, 2016 at 8:18 pm.	X	X	
126	126 Brady. Oct 21, 2016 at 11:23 am.	X	X	
127	Protective Order	X		
128	Redacted Protective Order	X	X	
129	Physical Shotgun	X	X	
130	To-Do List	X	X	
131	"Love" Note	X	X	
132	TTJC Bail Conditions	X		
133	Original Alternative Sentencing Conditions	X		


EXHIBIT #	DESCRIPTION	MARKED FOR ID	ADMITTED	NOT ADMITTED
134	Redacted Alternative Sentencing Conditions	X	X	
135	Audio Recording – Jon Storke Interview of John Dunham on October 24,2016	X		
136	Transcript – Jon Storke Interview of John Dunham on October 24,2016	X		
137	Audio Recording – Jon Storke Interview of John Dunham on October 28,2016	X		
138	Transcript – Jon Storke Interview of John Dunham on October 28,2016	X		
139	Clerk Certification – JAVS TTJC 9/6/2016	X		
140	JAVS TTJC 9/6/2016 (Disc)	X		
141	Clerk Certification – JAVS TTJC 10/25/2016	X		
142	Video – JAVS TTJC 10/25/2016 (Disc)	X		
143	Transcript – Preliminary Hearing 11/22/2016	X		
144	Transcript – Preliminary Hearing 12/08/2016	X		
145	Prescription Pill Bottle	X		
146	DCSO Report for Incident 16SO36015 10/26/16 with additional supplemental narrative attached	X		
147	Close up of photo depicted in Exhibit #59	X	X	
148	Further close up photo depicted in Exhibit #59	X	X	
149	Drugs.com medical facts for Oxazepam	X		

[illegible]

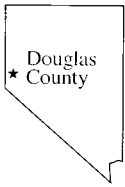
1 STATE OF NEVADA)
)
2 COUNTY OF DOUGLAS) ss

3
4 I, BOBBIE WILLIAMS, Clerk of the Ninth Judicial
5 District Court, State of Nevada, in and for the County of
6 Douglas; said Court being a Court of Record, having common law
7 jurisdiction, and a Clerk and a Seal, do hereby certify that
8 the foregoing are true copies of the following originals in
9 Case No. 16-CR-0159 (STATE OF NEVADA V JOHN FRANCIS DUNHAM);
10 Notice of Appeal, Case Appeal Statement, Request for
11 Transcripts, Case History, Judgment of Conviction, District
12 Court Minutes and Exhibit List.

13
14 IN TESTIMONY WHEREOF, I have
15 hereunto set my hand and affixed
16 my Official Seal at Minden, in
17 said County and State this 26th
18 day of May, 2017

19 
20 _____
CLERK OF THE COURT

21 By: Mary Drazan
22 Deputy Court Clerk
23
24
25
26
27
28



BOBBIE R. WILLIAMS
CLERK OF COURT
COURT ADMINISTRATOR
JURY COMMISSIONER

District Court Clerk's Office
(775) 782-9820
Tahoe Justice Court
(775) 586-7200
East Fork Justice Court
(775) 782-9955

Transmittal to the Supreme Court

To: Nevada Supreme Court
210 South Carson Street
Carson City, Nevada 89710

Date: May 26, 2017

Re: District Court Case #: 16-CR-0159
District Court Case Name: STATE OF NEVADA VS. JOHN FRANCIS DUNHAM

The following documents are transmitted to the Supreme Court pursuant to the July 22, 1996 revisions to the Nevada Rules of Appellate Procedure. Checked items are **NOT** included in this appeal:

- ☐ Notice of Appeal
- ☐ Case Appeal Statement
- ☒ Notice of Posting of Appeal Bond
- ☐ District Court Docket entries
- ☐ Request for Transcript
- ☐ Judgment(s) or order(s) appealed from
- ☒ Order (NRAP FORM 4)
- ☒ Notice of entry of the judgment(s) or order(s) appealed from
- ☒ Certification order directing entry of judgment pursuant to NRCP 54(b)
- ☐ District Court Minutes
- ☐ Exhibit List
- ☒ Supreme Court filing fee (\$250.00), if applicable.

Respectfully,
BOBBIE WILLIAMS
CLERK OF THE COURT

By: Mary Braggan
Deputy Court Clerk