

1 **NOASC**
2 **JEAN J. SCHWARTZER, ESQ.**
3 Nevada Bar No. 11223
4 **LAW OFFICE OF JEAN J. SCHWARTZER**
5 10620 Southern Highlands Parkway, Suite 110-473
6 Las Vegas, Nevada 89141
7 Phone: (702) 979-9941
8 Fax: (702) 977-9954
9 Email: jean.schwartzter@gmail.com
10 Counsel for Appellant

Electronically Filed
Jul 13 2017 11:10 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

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

9 STATE OF NEVADA)
10)
11 Plaintiff)
12)
13 v.)
14)
15 GARY LAMAR CHAMBERS)
16 # 877763)
17 Defendant.)

CASE NO: C-13-292987-1

DEPT. NO: II

16 **NOTICE OF APPEAL**

17 NOTICE IS HEREBY GIVEN that GARY LAMAR CHAMBERS, defendant above named,
18 hereby appeals to the Supreme Court of Nevada from the Judgment of Conviction entered in this
19 action on the 5th day of June, 2017.

20 DATED this 2nd day of July, 2017.

21
22
23 /s/ Jean J. Schwartzter
24 JEAN J. SCHWARTZER, ESQ.
25 Nevada Bar No. 11223
26 LAW OFFICE OF JEAN J. SCHWARTZER
27 10620 Southern Highlands Parkway, Suite 110-473
28 Las Vegas, Nevada 89141
(702) 979-9941
Counsel for Appellant

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED by the undersigned that on 2nd day of July, 2017, I served a true and correct copy of the foregoing **NOTICE OF APPEAL** on the parties listed on the attached service list via one or more of the methods of service described below as indicated next to the name of the served individual or entity by a checked box:

VIA U.S. MAIL: by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at Las Vegas, Nevada.

VIA FACSIMILE: by transmitting to a facsimile machine maintained by the attorney or the party who has filed a written consent for such manner of service.

BY PERSONAL SERVICE: by personally hand-delivering or causing to be hand delivered by such designated individual whose particular duties include delivery of such on behalf of the firm, addressed to the individual(s) listed, signed by such individual or his/her representative accepting on his/her behalf. A receipt of copy signed and dated by such an individual confirming delivery of the document will be maintained with the document and is attached.

BY E-MAIL: by transmitting a copy of the document in the format to be used for attachments to the electronic-mail address designated by the attorney or the party who has filed a written consent for such manner of service.

By:

/s/ Jean J. Schwartzer

JEAN J. SCHWARTZER, ESQ.

Nevada Bar No. 11223

LAW OFFICE OF JEAN J. SCHWARTZER

10620 Southern Highlands Parkway, Suite 110-473

Las Vegas, Nevada 89141

(702) 979-9941

Counsel for Appellant

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SERVICE LIST

ATTORNEYS OF RECORD	PARTIES REPRESENTED	METHOD OF SERVICE
CLARK COUNTY DISTRICT ATTORNEY’S OFFICE 200 E. Lewis Ave Las Vegas, NV 89101 pdmotions@clarkcountyda.com	State of Nevada	<input type="checkbox"/> Personal service <input checked="" type="checkbox"/> Email service <input type="checkbox"/> Fax service <input type="checkbox"/> Mail service

DEPARTMENT 3
CASE SUMMARY
CASE NO. C-13-292987-1

State of Nevada
vs
Gary Chambers

§ Location: Department 3
§ Judicial Officer: Herndon, Douglas W.
§ Filed on: 09/30/2013
§ Case Number History:
§ Cross-Reference Case Number: C292987
§ Defendant's Scope ID #: 877763
§ ITAG Booking Number: 1300044021
§ ITAG Case ID: 1856545
§ Lower Court Case # Root: 13F11113
§ Lower Court Case Number: 13F11113X

CASE INFORMATION

Offense	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. BURGLARY WHILE IN POSSESSION OF A FIREARM	F	07/09/2013	Case Flags:	Appealed to Supreme Court Custody Status - Nevada Department of Corrections No Bail Set HOLD WITHOUT BAIL Charge Description Updated
Arrest: 07/09/2013				
2. SECOND DEGREE MURDER WITH USE OF A DEADLY WEAPON	F	07/09/2013		
Filed As: MURDER WITH THE USE OF A DEADLY WEAPON	F	10/10/2013		
3. ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON	F	07/09/2013		
4. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON	F	07/09/2013		
5. BATTERY WITH USE OF DEADLY WEAPON	F	07/09/2013		
6. OWNERSHIP OR POSSESSION OF FIREARM BY EX-FELON	F	07/09/2013		

Warrants

Material Witness Warrant - Graham, Bridgett (Judicial Officer: Scotti, Richard F.)
03/01/2017 3:26 PM Quashed
02/22/2017 7:12 AM Active
Fine: \$0
Bond: \$0

Arrest Warrant - Biddle, Sherod (Judicial Officer: Scotti, Richard F.)
03/01/2017 3:26 PM Quashed
02/15/2017 2:58 PM Active
Fine: \$0
Bond: \$0

Arrest Warrant - Lacey, Cynthia (Judicial Officer: Scotti, Richard F.)
03/01/2017 3:25 PM Quashed
02/15/2017 10:37 AM Active
Fine: \$0
Bond: \$0

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	C-13-292987-1
Court	Department 3
Date Assigned	07/01/2017
Judicial Officer	Herndon, Douglas W.

PARTY INFORMATION

Lead Attorneys










DEPARTMENT 3
CASE SUMMARY
CASE NO. C-13-292987-1

Defendant **Chambers, Gary Lamar**













Yanez, Abel M.
Retained
702-641-6001(W)

Plaintiff **State of Nevada**
















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

DATE	EVENTS & ORDERS OF THE COURT	INDEX
09/30/2013	 Criminal Bindover <i>Criminal Bindover</i>	
10/10/2013	 Information <i>Information</i>	
10/14/2013	 Initial Arraignment (9:30 AM) (Judicial Officer: De La Garza, Melisa)	
10/14/2013	Plea (Judicial Officer: Scotti, Richard F.) 1. BURGLARY WHILE IN POSSESSION OF A FIREARM Not Guilty PCN: Sequence: 2. SECOND DEGREE MURDER WITH USE OF A DEADLY WEAPON Not Guilty PCN: Sequence: 3. ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON Not Guilty PCN: Sequence: 4. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON Not Guilty PCN: Sequence: 5. BATTERY WITH USE OF DEADLY WEAPON Not Guilty PCN: Sequence:	
10/22/2013	 Status Check: Trial Setting (9:00 AM) (Judicial Officer: Silver, Abbi)	
06/26/2014	 Calendar Call (9:00 AM) (Judicial Officer: Silver, Abbi)	
07/07/2014	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Silver, Abbi) <i>Vacated - per Judge</i>	
07/08/2014	 Order <i>Order For Transcript</i>	
07/23/2014	 Reporters Transcript <i>Reporter's Transcript of Proceedings - 9/27/2013</i>	
09/12/2014	 Motion <i>Motion to Compel Disclosure of Information</i>	
09/25/2014	 Motion to Compel (9:00 AM) (Judicial Officer: Silver, Abbi) <i>Motion to Compel Disclosure of Information</i>	

DEPARTMENT 3
CASE SUMMARY
CASE NO. C-13-292987-1

09/26/2014	Order for Production of Inmate <i>Order for Production of Inmate for 10/23/14 hearing logged in to law clerk for review.</i>
10/08/2014	 Order for Production of Inmate <i>ORDER FOR PRODUCTION OF INMATE GARY LAMAR CHAMBERS, BAC #76089</i>
10/23/2014	 Status Check: Discovery (9:00 AM) (Judicial Officer: Silver, Abbi) 10/23/2014, 11/20/2014
01/02/2015	 Media Request and Order <i>Media Request And Order Allowing Camera Access To Court Proceedings.</i>
01/16/2015	 Notice of Witnesses and/or Expert Witnesses <i>Notice of Witnesses and/or Expert Witnesses</i>
02/19/2015	 Calendar Call (9:00 AM) (Judicial Officer: Bonaventure, Joseph T.)
02/23/2015	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Silver, Abbi) <i>Vacated - per Judge</i>
05/04/2015	Case Reassigned to Department 2 <i>Case reassigned from Judge Abbi Silver Dept 15</i>
08/11/2015	 Request (9:00 AM) (Judicial Officer: Scotti, Richard F.) <i>DA Request Re: Reset Trial Date Per Defense Request</i>
09/03/2015	CANCELED Calendar Call (9:00 AM) (Judicial Officer: Scotti, Richard F.) <i>Vacated - per Judge</i>
09/08/2015	CANCELED Jury Trial (10:00 AM) (Judicial Officer: Scotti, Richard F.) <i>Vacated - per Judge</i>
09/22/2015	 Notice <i>Defendant's Notice of Expert Witnesses Pursuant to N.R.S. 174.234(2)</i>
01/26/2016	 Motion in Limine <i>Motion in Limine</i>
01/28/2016	 Request (9:00 AM) (Judicial Officer: Scotti, Richard F.) 01/28/2016, 02/09/2016, 02/16/2016 <i>Defendant's Request: Trial Date Continuance</i>
02/09/2016	 Motion in Limine (9:00 AM) (Judicial Officer: Scotti, Richard F.) 02/09/2016, 02/16/2016, 07/07/2016 <i>Defendant's Motion in Limine</i>
02/09/2016	 All Pending Motions (9:00 AM) (Judicial Officer: Scotti, Richard F.)
02/16/2016	Calendar Call (9:00 AM) (Judicial Officer: Scotti, Richard F.)
02/16/2016	 All Pending Motions (9:00 AM) (Judicial Officer: Scotti, Richard F.)
02/22/2016	CANCELED Jury Trial (10:00 AM) (Judicial Officer: Scotti, Richard F.)












DEPARTMENT 3
CASE SUMMARY
CASE NO. C-13-292987-1

	<i>Vacated</i>
03/02/2016	 Opposition <i>State's Opposition to Defendant's Motion in Limine</i>
04/28/2016	 Reply to Opposition <i>Reply to the State of Nevada's Opposition to his Motion in Limine</i>
05/24/2016	CANCELED Sentencing (9:00 AM) (Judicial Officer: Scotti, Richard F.) <i>Vacated - On in Error</i>
07/18/2016	 Notice of Witnesses and/or Expert Witnesses <i>Defendant's Notice of Witnesses Pursuant to NRS 174.234</i>
07/19/2016	 Calendar Call (9:00 AM) (Judicial Officer: Bonaventure, Joseph T.)
07/21/2016	 Status Check: Reset Trial Date (9:00 AM) (Judicial Officer: Scotti, Richard F.)
07/25/2016	CANCELED Jury Trial (10:00 AM) (Judicial Officer: Scotti, Richard F.) <i>Vacated</i>
02/14/2017	 Calendar Call (9:00 AM) (Judicial Officer: Scotti, Richard F.)
02/15/2017	 Order <i>Order Requiring Material Witness to post Bail or be Committed to Custody</i>
02/15/2017	 Ex Parte Application <i>Ex Parte Application for Order Requiring Material Witness to Post Bail</i>
02/15/2017	 Warrant <i>Warrant of Arrest</i>
02/15/2017	 Order <i>Order Requiring Material Witness to Post Bail or be Committed to Custody</i>
02/15/2017	 Ex Parte Application <i>Ex parte Application for Order Requiring Material Witness to Post Bail</i>
02/15/2017	 Warrant <i>Warrant of Arrest</i>
02/15/2017	 Supplemental Witness List <i>Supplemental Notice of Witnesses and/or Expert Witnesses[NRS 174.234]</i>
02/21/2017	 Notice <i>Notice Of Intent To Seek Punishment As A Habitual Criminal</i>
02/21/2017	CANCELED Jury Trial (10:00 AM) (Judicial Officer: Scotti, Richard F.) <i>Vacated</i>
02/21/2017	 Jury Trial - FIRM (1:00 PM) (Judicial Officer: Scotti, Richard F.) 02/21/2017-02/24/2017, 02/27/2017-03/01/2017


DEPARTMENT 3
CASE SUMMARY
CASE NO. C-13-292987-1

02/22/2017	 Order <i>Order for Payment of Witness Fees</i>
02/22/2017	 Certificate <i>Certificate for Attendance of Out of State Witness Cynthia Lacey</i>
02/22/2017	 Request for Attendance of Out-Of-State Witness <i>Request for Attendance of Out of State Witness Cynthia Lacey</i>
02/22/2017	 Ex Parte Application <i>Ex Parte Application for Order Requiring Material Witness to Post Bail</i>
02/22/2017	 Order <i>Order Requiring Material Witness to Post Bail or Be Committed to Custody</i>
02/22/2017	 Bench Warrant <i>Material Witness Warrant</i>
02/22/2017	 Motion <i>State's Motion to Admit Preliminary Hearing Transcript</i>
02/22/2017	 Jury List
02/24/2017	 Certificate <i>Certificate for Attendance of Out-Of-State Witness Cynthia Lacey</i>
02/24/2017	 Order <i>Order for Payment of Witness Fees</i>
02/24/2017	 Request for Attendance of Out-Of-State Witness <i>Request for Attendance of Out-Of-State Witness Cynthia Lacey</i>
02/24/2017	 Motion <i>Notice of Motion and Motion to Use Audiovisual Testimony</i>
02/27/2017	 Proposed Jury Instructions Not Used At Trial <i>State's Proposed Jury Instructions Not Used at Trial</i>
02/27/2017	 Proposed Jury Instructions Not Used At Trial <i>Defendant's Proposed Jury Instructions Not Used At Trial</i>
02/27/2017	 Affidavit
02/28/2017	CANCELED All Pending Motions (9:00 AM) (Judicial Officer: Scotti, Richard F.) <i>Vacated - On In Error</i>
03/01/2017	 Amended Jury List
03/01/2017	 Instructions to the Jury

DEPARTMENT 3
CASE SUMMARY
CASE NO. C-13-292987-1

03/01/2017	 Verdict <i>Verdict - Counts 1-5</i>
03/01/2017	 Guilty Plea Agreement <i>Guilty Plea</i>
03/01/2017	 Amended Jury List <i>Second Amended Jury List</i>
03/01/2017	Plea (Judicial Officer: Scotti, Richard F.) 6. OWNERSHIP OR POSSESSION OF FIREARM BY EX-FELON Guilty PCN: Sequence:
03/02/2017	 Warrant <i>Order Quashing Material Witness Warrant</i>
03/02/2017	 Warrant <i>Order Quashing Material Witness Warrant</i>
03/02/2017	 Warrant <i>Order Quashing Material Witness Warrant</i>
03/31/2017	 PSI
04/10/2017	 Memorandum <i>Sentencing Memorandum</i>
04/18/2017	 Sentencing (9:00 AM) (Judicial Officer: Scotti, Richard F.) 04/18/2017, 05/23/2017
05/19/2017	 PSI
05/22/2017	 Memorandum Filed By: Defendant Chambers, Gary Lamar <i>Sentencing Memorandum</i>
05/23/2017	Disposition (Judicial Officer: Scotti, Richard F.) 1. BURGLARY WHILE IN POSSESSION OF A FIREARM Not Guilty PCN: Sequence: 2. SECOND DEGREE MURDER WITH USE OF A DEADLY WEAPON Guilty PCN: Sequence: 3. ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON Not Guilty PCN: Sequence: 4. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON Guilty PCN: Sequence:

DEPARTMENT 3
CASE SUMMARY
CASE NO. C-13-292987-1

	5. BATTERY WITH USE OF DEADLY WEAPON Guilty PCN: Sequence:										
05/23/2017	Disposition (Judicial Officer: Scotti, Richard F.) 6. OWNERSHIP OR POSSESSION OF FIREARM BY EX-FELON Guilty PCN: Sequence:										
05/23/2017	Sentence (Judicial Officer: Scotti, Richard F.) 2. SECOND DEGREE MURDER WITH USE OF A DEADLY WEAPON Adult Adjudication Sentenced to Nevada Dept. of Corrections Term: Life without the possibility of parole Comments: Deft. SENTENCED under the LARGE HABITUAL CRIMINAL STATUTE										
05/23/2017	Sentence (Judicial Officer: Scotti, Richard F.) 4. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON Adult Adjudication Sentenced to Nevada Dept. of Corrections Term: Life without the possibility of parole Concurrent: Charge 2 Comments: Deft. SENTENCED under the LARGE HABITUAL CRIMINAL STATUTE										
05/23/2017	Sentence (Judicial Officer: Scotti, Richard F.) 5. BATTERY WITH USE OF DEADLY WEAPON Adult Adjudication Sentenced to Nevada Dept. of Corrections Term: Life without the possibility of parole Concurrent: Charge 2 Comments: Deft. SENTENCED under the LARGE HABITUAL CRIMINAL STATUTE										
05/23/2017	Sentence (Judicial Officer: Scotti, Richard F.) 6. OWNERSHIP OR POSSESSION OF FIREARM BY EX-FELON Adult Adjudication Sentenced to Nevada Dept. of Corrections Term: Life without the possibility of parole Concurrent: Charge 2 Comments: Deft. SENTENCED under the LARGE HABITUAL CRIMINAL STATUTE Other Fees 1. , \$1,556.00 to VC2242769 Fee Totals: <table><tr><td>Administrative Assessment Fee</td><td>25.00</td></tr><tr><td>\$25 DNA Analysis Fee</td><td>150.00</td></tr><tr><td>\$150 Genetic Marker Analysis AA Fee</td><td>3.00</td></tr><tr><td>\$3</td><td></td></tr><tr><td>Fee Totals \$</td><td>178.00</td></tr></table>	Administrative Assessment Fee	25.00	\$25 DNA Analysis Fee	150.00	\$150 Genetic Marker Analysis AA Fee	3.00	\$3		Fee Totals \$	178.00
Administrative Assessment Fee	25.00										
\$25 DNA Analysis Fee	150.00										
\$150 Genetic Marker Analysis AA Fee	3.00										
\$3											
Fee Totals \$	178.00										
06/05/2017	 Judgment of Conviction <i>JUDGMENT OF CONVICTION (JURY TRIAL)</i>										
07/01/2017	Case Reassigned to Department 3 <i>Homicide Case Reassignment to Judge Douglas W. Herndon</i>										

DEPARTMENT 3
CASE SUMMARY
CASE NO. C-13-292987-1

07/02/2017



Notice of Appeal (criminal)

Party: Defendant Chambers, Gary Lamar

Notice of Appeal

DATE

FINANCIAL INFORMATION

Defendant Chambers, Gary Lamar

Total Charges

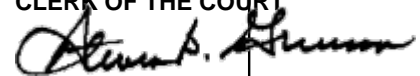
178.00

Total Payments and Credits

0.00

Balance Due as of 7/6/2017

178.00



JOC

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

GARY LAMAR CHAMBERS
#877763

Defendant.

CASE NO. C-13-292987-1

DEPT. NO. II

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 FIREARM (Category B Felony) in violation of NRS 205.060; COUNT 2 – MURDER WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of NRS 200.010, 200.030, 193.165; COUNT 3 – ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.330, 193.165; COUNT 4 – ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.010, 200.030, 193.330, 193.165; COUNT 5 – BATTERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.481; and COUNT 6 – POSSESSION OF A FIREARM BY EX-FELON (Category B Felony) in violation of NRS

1 202.360; and the matter having been tried before a jury and the Defendant having been
2 found guilty of the crimes of COUNT 2 – SECOND DEGREE MURDER WITH USE OF
3 A DEADLY WEAPON (Category A Felony) in violation of NRS 200.010, 200.030,
4 193.165; COUNT 4 – ATTEMPT MURDER WITH USE OF A DEADLY WEAPON
5 (Category B Felony) in violation of NRS 200.010, 200.030, 193.330, 193.165; COUNT
6 5 – BATTERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of
7 NRS 200.481; and COUNT 6 – OWNERSHIP OR POSSESSION OF FIREARM BY
8 PROHIBITED PERSON (Category B Felony) in violation of NRS 202.360; thereafter,
9 on the 23rd day of May, 2017, the Defendant was present in court for sentencing with
10 counsel ABEL M. YANEZ, ESQ., and good cause appearing,
11

12
13 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in
14 addition to the \$25.00 Administrative Assessment Fee, \$1,556.00 Restitution to
15 VC2242769 and \$150.00 DNA Analysis Fee including testing to determine genetic
16 markers plus \$3.00 DNA Collection Fee, the Defendant is SENTENCED to the Nevada
17 Department of Corrections (NDC) as follows: **COUNT 2 – LIFE WITHOUT**
18 **POSSIBILITY OF PAROLE; COUNT 4 - LIFE WITHOUT POSSIBILITY OF PAROLE,**
19 **CONCURRENT with COUNT 2; COUNT 5 - LIFE WITHOUT POSSIBILITY OF**
20 **PAROLE, CONCURRENT with COUNT 2; COUNT 6 - LIFE WITHOUT POSSIBILITY**
21 **OF PAROLE, CONCURRENT with COUNT 2; with ZERO (0) DAYS credit for time**
22 **served.**
23
24

25 DATED this 31 day of May, 2017.

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RICHARD SCOTTI
DISTRICT COURT JUDGE

amb

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 14, 2013

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

October 14, 2013 9:30 AM Initial Arraignment

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Monique Alberto

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Mitchell, Scott S.	Attorney
	State of Nevada	Plaintiff
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- DEFT. CHAMBERS ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter set for trial setting in the assigned department. 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.

CUSTODY

10/22/13 9:00 A.M. STATUS CHECK: TRIAL SETTING (DEPT 15)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 22, 2013

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

October 22, 2013 9:00 AM Status Check: Trial Setting

HEARD BY: Silver, Abbi **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Jennifer Kimmel

RECORDER:

REPORTER: Renee Silvaggio

PARTIES

PRESENT: Chambers, Gary Lamar Defendant
 Yanez, Abel M. Attorney

JOURNAL ENTRIES

- Ms. Megan Thompson, Esq. present on behalf of the State of Nevada. Counsel estimated trial to take 1 to 1.5 weeks. Mr. Yanez, Esq. advised the Deft. is in custody on another case and requested Deft. be housed at Clark County Detention Center (CCDC). COURT ORDERED, request is DENIED as CCDC is full. Discussion regarding trial setting. COURT FURTHER ORDERED, matter set for Trial and COURT directed counsel to appear in chambers at 8:45 A.M. for Calendar Call.

CUSTODY

6/26/14 9:00 A.M. CALENDAR CALL

7/7/14 9:00 A.M. JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****September 25, 2014**

C-13-292987-1 State of Nevada
vs
Gary Chambers

September 25, 2014 9:00 AM**Motion to Compel****Disclosure of
Favorable
Information****HEARD BY:** Silver, Abbi**COURTROOM:** RJC Courtroom 11D

COURT CLERK: Jennifer Kimmel
Tena Jolley

RECORDER:**REPORTER:** JoAnn Melendez**PARTIES**

PRESENT:	Duncan, Wesley K.	Attorney
	State of Nevada	Plaintiff
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- State is requesting additional time to file a response to Defendant's motion. Court advised it will rule on the motion, without argument, and State can still file its response. COURT ORDERED, Pursuant to NRS 174.235 and Brady v. Maryland, 373 U.S. 83 (1963), Defendant's Motion to Compel Disclosure of Favorable Information is GRANTED in part and DENIED in part. The State is directed to comply with discovery requirements under statute and applicable case law. However, the State need not comply with overly broad or unduly burdensome requests. Furthermore, the State is not required to provide discovery that is not required under statute or case law.

Colloquy regarding audio CD of a second interview with surviving victim. COURT FURTHER ORDERED, Counsel to meet and confer regarding the discovery and conduct a case review. Court directed the State to go to the Las Vegas Metro Police Department (LVMPD) Detectives at Homicide and review their evidence under this event number and files within the next few weeks. Then Defendant's counsel is to arrange a case review with Megan Thompson. COURT FURTHER

ORDERED, matter SET for Status Check regarding discovery.

CUSTODY

10/23/14 9:00 A.M. STATUS CHECK: DISCOVERY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 23, 2014

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

October 23, 2014 9:00 AM Status Check: Discovery

HEARD BY: Silver, Abbi **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Phyllis Irby

RECORDER:

REPORTER: JoAnn Melendez

PARTIES

PRESENT: Chambers, Gary Lamar Defendant
 Schwartzer, Michael J. Attorney
 State of Nevada Plaintiff
 Yanez, Abel M. Attorney

JOURNAL ENTRIES

- The Court noted it had ordered counsel to meet and confer regarding Discovery; the State was to go to LVPMD to review their case file. Mr. Yanez advised Ms. Thompson from the State has reviewed their files and now the only outstanding thing is for parties to go down to the Evidence Vault to review what is there.

The Court noted the State has done a review of the LVPMD file, the defense has met with the State and done a review of the DA's file, the only thing outstanding is the CD audio of the 2nd victim.

COURT ORDERED, the State provide any proper impeachment evidence under the statute, in addition, within this month both sides go to the Evidence Vault

CUSTODY (COC)

11-20-14 9:00 AM STATUS CHECK: DISCOVERY (DEPT. XV)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 20, 2014

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

November 20, 2014 9:00 AM Status Check: Discovery

HEARD BY: Silver, Abbi **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr

RECORDER:

REPORTER: JoAnn Melendez

PARTIES

PRESENT: Chambers, Gary Lamar Defendant
 State of Nevada Plaintiff
 Thomson, Megan Attorney
 Yanez, Abel M. Attorney

JOURNAL ENTRIES

- Upon Court's inquiry, Ms. Thomson stated the detective has been contacted and there is second interview that was recorded. An audio compact disc audio of the second interview does not exits. COURT ORDERED, trial date STANDS.

CUSTODY (COC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 19, 2015

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

February 19, 2015 9:00 AM Calendar Call

HEARD BY: Bonaventure, Joseph T. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Jennifer Kimmel
 Keri Cromer

RECORDER:

REPORTER: Robert Cangemi

PARTIES

PRESENT: Chambers, Gary Lamar Defendant
 Laurent, Christopher J Attorney
 State of Nevada Plaintiff
 Yanez, Abel M. Attorney

JOURNAL ENTRIES

- Mr. Yanez advised he was not ready for trial and he requested a six-month continuance. COURT ORDERED, trial date of 2/23/15 VACATED and RESET.

CUSTODY (COC)

9/3/15 9:00 AM - CALENDAR CALL

9/8/15 9:00 AM - JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 11, 2015

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

August 11, 2015 9:00 AM Request

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr

RECORDER:

REPORTER: JoAnn Melendez

PARTIES

PRESENT: State of Nevada Plaintiff
 Thomson, Megan Attorney
 Yanez, Abel M. Attorney

JOURNAL ENTRIES

- Upon Court's inquiry, Ms. Thomson stated defense is still looking for an expert witness. Mr. Yanez concurred and noted the State also had a DNA witness who was not ready. Further, defendant has waived his right to a speedy trial. COURT ORDERED, trial date VACATED and RESET.

CUSTODY (COC-NDC)

02/18/16 9:00 AM CALENDAR CALL

02/22/16 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 28, 2016

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

January 28, 2016 9:00 AM Request

HEARD BY: Scotti, Richard F.

COURTROOM: RJC Courtroom 11D

COURT CLERK: Shelly Landwehr

RECORDER:

Patti Slattery

REPORTER:

PARTIES

PRESENT: Demonte, Noreen C. Attorney
 State of Nevada Plaintiff
 Yanez, Abel M. Attorney

JOURNAL ENTRIES

- Court NOTED defendant is currently incarcerated in the Nevada Department of Corrections.
COURT ORDERED, defendant to be transported. Matter CONTINUED for defendant's presence.

CUSTODY (COC-NDC)

CONTINUED TO: 2/9/16 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 09, 2016

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

February 09, 2016 9:00 AM All Pending Motions

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr

RECORDER: Elsa Amoroso

REPORTER:

PARTIES

PRESENT: Demonte, Noreen C. Attorney
 State of Nevada Plaintiff
 Yanez, Abel M. Attorney

JOURNAL ENTRIES

- DEFENDANT'S REQUEST: TRIAL DATE CONTINUANCE...DEFENDANTS MOTION IN LIMINE

Mr. Yanez stated defendant was not transported. COURT ORDERED, matter CONTINUED for defendant's presence.

CUSTODY (COC-NDC)

CONTINUED TO: 2/16/16 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 16, 2016

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

February 16, 2016 9:00 AM All Pending Motions

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr

RECORDER: Elsa Amoroso

REPORTER:

PARTIES

PRESENT: Yanez, Abel M. Attorney

JOURNAL ENTRIES

- CALENDAR CALL...DEFENDANT'S REQUEST: TRIAL DATE CONTINUANCE...DEFENDANT'S MOTION IN LIMINE

Ms. O'Halloran stated she did not get notice of the motions in limine. COURT ORDERED, trial date VACATED and RESET. Motions CONTINUED. FURTHER, defendant's presence WAIVED at the motion in limine date.

CUSTODY (COC-NDC)

7/07/16 9:00 AM ALL PENDING MOTIONS

7/19/16 9:00 AM CALENDAR CALL

7/25/16 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 07, 2016

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

July 07, 2016 9:00 AM Motion in Limine

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr

RECORDER: Elsa Amoroso

REPORTER:

PARTIES

PRESENT: Chambers, Gary Lamar Defendant
 Yanez, Abel M. Attorney

JOURNAL ENTRIES

- Ms. Mendoza submitted on the opposition. Mr. Yanez submitted. Court stated its findings and ORDERED, motion DENIED. State to prepare the order.

CUSTODY (COC-NDC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 19, 2016

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

July 19, 2016 9:00 AM Calendar Call

HEARD BY: Bonaventure, Joseph T. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Michele Tucker

RECORDER: Elsa Amoroso

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Jobe, Michelle Y.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- Defendant Chambers PRESENT in custody.

Ms. Thomson stated ready for trial; trial will spill over into a second week and the State has 15-20 witnesses. Mr. Yanez agreed and advised he has 3-4 witnesses. Court NOTED the trial is not overflow eligible and the Court has a firm trial starting next week. Ms. Thomson requesting continuing the matter to Thursday for trial setting and her and Mr. Yanez will call around to see if there is a Judge available to take a two week trial. COURT ORDERED, Matter CONTINUED for Status Check.

CUSTODY

7/21/16 9:00 AM STATUS CHECK: TRIAL SETTING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 21, 2016

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

July 21, 2016

9:00 AM

**Status Check: Reset Trial
Date**

HEARD BY: Scotti, Richard F.

COURTROOM: RJC Courtroom 11D

COURT CLERK: Michele Tucker

RECORDER: Elsa Amoroso

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	O'Halloran, Rachel	Attorney
	State of Nevada	Plaintiff
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- Defendant Chambers PRESENT in custody.

Mr. Yanez advised they were present on Tuesday and just need a new trial date. Colloquy. COURT ORDERED, Trial date SET. Mr. Yanez requested the defendant be released to return to NDC. COURT SO ORDERED.

NDC

2/14/16 9:00 AM CALENDAR CALL

2/21/16 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 14, 2017

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

February 14, 2017 9:00 AM Calendar Call

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr
 Aja Brown

RECORDER: Dalyne Easley

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Demonte, Noreen C.	Attorney
	State of Nevada	Plaintiff
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- Parties announced ready for trial. Upon Court s inquiry, Ms. DeMonte stated trial would last 7 days. At the request of Mr. Yanez, COURT ORDERED, Defendant REMANDED to Clark County Detention Center (CCDC) pending trial. Colloquy regarding bifurcation. COURT FURTHER ORDERED, trial date VACATED and RESET.

NDC

2/21/17 1:00 PM JURY TRIAL(FIRM)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 21, 2017

C-13-292987-1 State of Nevada
vs
Gary Chambers

February 21, 2017 1:00 PM Jury Trial - FIRM

HEARD BY: Scotti, Richard F.

COURTROOM: RJC Courtroom 11D

COURT CLERK: Shelly Landwehr
Aja Brown

RECORDER: Dalyne Easley

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Schwartz, Bryan A.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Colloquy regarding trial procedures. Court stated there would be 12 jurors and 2 secret alternates. Parties would have 9 peremptory challenges each, to use towards the 32 in the box. Mr. Yanez made representations regarding a notice filed the previous week. Court advised parties the Court Marshal had been approached by a woman outside of the courtroom, while he was lining up the prospective jurors. The woman inquired about the defendant and made reference to the defendant being in custody. The comments were made within hearing distance of at least the first 3 to five prospective jurors. Colloquy.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Prospective juror #176 SWORN and TESTIFIED. Court canvassed and EXCUSED prospective juror #176 to return to the prospective panel.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Prospective juror #178 SWORN and

TESTIFIED. Court canvassed and EXCUSED prospective juror #178 to return to the prospective panel.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Prospective juror #179 SWORN and TESTIFIED. Court canvassed and EXCUSED prospective juror #179 to return to the prospective panel.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Court excused jurors #120, 171, 172, 174 and 175 in an abundance of caution.

PROSPECTIVE JURY PANEL PRESENT. Introductions by Court and counsel. Clerk called roll of prospective jury panel; voir dire oath administered. Jury selection commenced.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Prospective juror #256 SWORN and TESTIFIED. Court canvassed and EXCUSED prospective juror #256 to return to the prospective panel.

PROSPECTIVE JURY PANEL PRESENT. Jury selection continued. Conference at the bench. Jury selection continued.

Court ADMONISHED and EXCUSED the 32 jurors in the jury box for evening recess. MATTER CONTINUED. COURT ADJOURNED.

CONTINUED TO: 2/22/17 10:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 22, 2017

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

February 22, 2017 10:00 AM Jury Trial - FIRM

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr
 Aja Brown

RECORDER: Jennifer Gerold

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Schwartz, Bryan A.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- Notice of Motion and Motion to Admit Preliminary Hearing Transcript FILED IN OPEN COURT.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Representations by Ms. Thomson regarding a witness who did not appear and appears to no longer want to cooperate. Ms. Thomson moved to use the Preliminary Hearing Transcript. Arguments by Mr. Yanez. Court DEFERRED ruling to 2/23/17. Ms. Thomson further stated an additional witness was located in Arizona.

PROSPECTIVE JURY PANEL PRESENT. Jury selection continued. Court ADMONISHED and EXCUSED prospective panel for brief recess. OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Colloquy regarding challenges for cause.

PROSPECTIVE JURY PANEL PRESENT. Jury selection resumed. Following conference at the bench, Court ADMONISHED and EXCUSED panel for brief recess. OUTSIDE THE PRESENCE OF

PROSPECTIVE JURY PANEL. Parties argued challenges for cause.

Ms. Thomson asked that the jury not be sworn in tonight because of the witness issue. Arguments.

PROSPECTIVE JURY PANEL PRESENT. Jury selection continued. Following conference at the bench, Court ADMONISHED and EXCUSED panel for brief recess.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Court canvassed prospective juror #189 and EXCUSED to return to the prospective jury panel.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Court canvassed prospective juror #268 and EXCUSED to return to the prospective jury panel.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURY PANEL. Court canvassed prospective juror #193 and EXCUSED to return to the prospective jury panel.

PROSPECTIVE JURY PANEL PRESENT. Peremptory challenges exercised. Twelve jurors and two alternates SELECTED. Court THANKED and EXCUSED remaining panel. Court instructed the jury. Information read by the Clerk.

Court ADMONISHED jury and EXCUSED for evening recess.

OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding Bustos Motion. Ms. Thomson stated she had contact with the witness in Arizona and that witness will be present on 2/24/17. MATTER CONTINUED. COURT ADJOURNED.

CONTINUED TO: 2/23/17 11:00 AM

JURY PRESENT. Testimony resumed. Following conference at the bench, Court ADMONISHED and EXCUSED panel for evening recess.

OUTSIDE THE PRESENCE OF THE JURY. Court inquired as to why one of the counts was left out of the reading of the Information. Ms. Thomson made representations. MATTER CONTINUED. COURT ADJOURNED.

CONTINUED TO: 2/24/17 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 24, 2017

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

February 24, 2017 9:00 AM Jury Trial - FIRM

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr
 Kory Schlitz

RECORDER: Debbie Winn

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Schwartz, Bryan A.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- Kory Schlitz, Court Clerk, present.

OUTSIDE THE PRESENCE OF THE JURY.

Ms. Thompson indicated the State is not entirely prepared to file the Motion for Audio Visual Testimony, which requires a document with a signature from the individual who will be testifying. Ms. Thompson indicated the document has been provided to Maricopa County, however the State has not received it back as of this morning. Ms. Thompson further indicated the witness stated she could not travel due to stress and a recent heart attack, and noted the Court in Maricopa County did order the witness to testify audio visually. Mr. Yanez objected to the testimony being provided audio visually, and provided citation for the Court to review.

JURY PRESENT.

Testimony and exhibits presented (see worksheets). Court ADMONISHED and EXCUSED jury for brief recess.

OUTSIDE THE PRESENCE OF THE JURY.

Court indicated they are reviewing cases regarding testimony being presented audio visually. Ms. Thompson indicated the State has received the documentation necessary for the Motion, which has been filed. Ms Thompson further indicated Arizona is prepared to do the testimony at 3:00 P.M. which is 2:00 P.M. Nevada time. Upon Court's inquiry, Mr. Schwartz stated the hearing would be taking place at the Maricopa County Court House, and the witness was ordered to return at 3:00 P.M., and a copy of the Maricopa Court Order has been attached to the Motion. Colloquy regarding the filed Motion. Mr. Yanez requested to have oral argument after the lunch break. COURT SO NOTED.

JURY PRESENT.

Testimony and exhibits presented (see worksheets). Court ADMONISHED and EXCUSED jury for brief recess.

Shelly Landwehr, Court Clerk, present.

OUTSIDE THE PRESENCE OF THE JURY.

Arguments by Ms. Thomson regarding motions filed 2/23/17. Court inquired as to the material witness aspect. Arguments by Mr. Yanez. Court issued its finding and ruling.

JURY PRESENT. Testimony and exhibits presented (see worksheets). Court ADMONISHED and EXCUSED jury for brief recess.

OUTSIDE THE PRESENCE OF THE JURY. Arguments regarding a video conference with Cynthia Lacey. COURT ORDERED it would allow testimony via video conference.

JURY PRESENT. Testimony and exhibits presented (see worksheets). Court ADMONISHED and EXCUSED jury for evening recess.

OUTSIDE THE PRESENCE OF THE JURY. Colloquy regarding pending motion. MATTER CONTINUED. COURT ADJOURNED.

CONTINUED TO: 2/27/17 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 27, 2017

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

February 27, 2017 9:00 AM Jury Trial - FIRM

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr
 Louisa Garcia

RECORDER:

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Schwartz, Bryan A.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- Affidavit, FILED IN OPEN COURT.

OUTSIDE THE PRESENCE OF THE JURY. Arguments regarding witness Lacey. Colloquy redacting the audio statement. Court stated its findings and issue its ruling. Ms. Thomson stated there is an outstanding ruling on a previously filed motion and stated the affidavit filed this date, pertains to that motion.

JURY PRESENT. Testimony and exhibits presented (see worksheets). Following conference at the bench, Court ADMONISHED and EXCUSED panel for brief recess. OUTSIDE THE PRESENCE OF THE JURY. Arguments regarding motion. COURT ORDERED, motion GRANTED. Further arguments regarding the transcript. Ms. Thomson stated she would agree to delete certain pages. Objection by Mr. Yanez regarding certain exhibits.

JURY PRESENT. Court ADMONISHED and EXCUSED panel for brief recess. State rested its case in chief.

Court ADMONISHED jury and EXCUSED for lunch recess.

Louisa Garcia, Court Clerk, present at 2:30 p.m.

OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding jury instructions. Court advised and canvassed defendant of his Fifth Amendment right. Defendant exercised his right not to testify in his own defense. Mr. Yanez stated he spoke with Ms. Thomson and Defendant regarding Defendant's statutory right, if there was a first degree murder conviction to have the jury determine the sentence. Mr. Yanez stated Defendant would like to waive that and have the Court sentence him. Upon Court's inquiry, Ms. Thomson stated she would like it to go to the jury. COURT ORDERED, request DENIED; it does not have the discretion to take it out of the jury's hands.

JURY PRESENT: Testimony resumed. (See Worksheets). There being no opposition, Dr. Michael Levy testified as an expert toxicologist. Following testimony, Defense RESTED.

OUTSIDE THE PRESENCE OF THE JURY: The parties reconvened with the Court and SETTLED Jury Instructions on the record. Verdict form APPROVED.

JURY PRESENT: Court instructed the Jury on the law. COURT ADMONISHED and EXCUSED the jury for evening recess.

CONTINUED TO 2/28/17 1:00 PM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 28, 2017

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

February 28, 2017 1:00 PM Jury Trial - FIRM

HEARD BY: Scotti, Richard F.

COURTROOM: RJC Courtroom 11D

COURT CLERK: Carol Donahoo
Aja Brown

RECORDER: Dalyne Easley

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Megan Thomson, Chf Dep DA, and Bryan Schwartz, Dep DA, present on behalf of the State; Abel Yanez, Esq., present on behalf of Deft. Chambers, who is also present.

1:35 p.m. Jury Trial resumed; OUTSIDE THE PRESENCE OF THE JURY: Juror No. 8 is not present; she had an emergency with her son. Therefore, COURT ORDERED, Juror No. 8 shall be EXCUSED due to a hardship and the first Alternate will now become a Juror on the regular panel.

JURY PRESENT: Closing arguments by Mr. Schwartz and Mr. Yanez.

OUTSIDE THE PRESENCE OF THE JURY: Mr. Yanez orally moved for a mistrial for the reasons stated on the record. COURT ORDERED, Motion DENIED; however, the Court will listen to JAVS to refresh its memory.

JURY PRESENT: Closing arguments continued; rebuttal by Ms. Thomson.

At the hour of 4:00 p.m., the Jury retired to deliberate.

5:35 p.m. OUTSIDE THE PRESENCE OF THE JURY: All present as before. Court advised counsel that the Jury has some questions; colloquy regarding the questions and how to answer them.

JURY PRESENT: Court answered the Jury's questions and the questions were marked for identification as Court's Exhibits 11 and 12

5:50 p.m. Court ADJOURNED; the Jury was released for the evening and will return tomorrow at 9:00 a.m. to continue their deliberations. COURT ORDERED, Jury Trial CONTINUED.

CUSTODY

CONTINUED TO: 03/01/17 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 01, 2017

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

March 01, 2017 9:00 AM Jury Trial - FIRM

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Alan Castle
 Aja Brown

RECORDER: Dalyne Easley

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Schwartz, Bryan A.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- JURY PRESENT.

At the hour of 1:42 p.m. the Jury returned with VERDICTS OF: COUNT 1 - NOT GUILTY; COUNT - 2 GUILTY OF SECOND DEGREE MURDER WITH USE OF A DEADLY WEAPON (F); COUNT - 3 NOT GUILTY; COUNT 4 - GUILTY OF ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (F); COUNT - 5 GUILTY OF BATTERY WITH USE OF A DEADLY WEAPON (F). Jury polled.

OUTSIDE THE PRESENCE OF THE JURY

Guilty Plea Agreement FILED IN OPEN COURT. DEFT. CHAMBERS ARRAIGNED AND PLED GUILTY to COUNT 6 - OWNERSHIP OR POSSESSION OF A FIREARM BY A PROHIBITED PERSON (F) Court ACCEPTED plea and ORDERED, matter referred to the Division of Parole and Probation (P & P) and set for sentencing.

JURY PRESENT.

Court thanked and excused the Jury.

OUTSIDE THE PRESENCE OF THE JURY

Defendant REMANDED WITHOUT BAIL pending sentencing. COURT Denied request to have Defendant remain at CCDC pending sentencing. Counsel may file a formal motion if he so chooses. Court adjourned.

CUSTODY (COC-NDC)

04/18/17 9:00 a.m. SENTENCING (VERDICT / PLEA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 18, 2017

C-13-292987-1 State of Nevada
 vs
 Gary Chambers

April 18, 2017 9:00 AM Sentencing

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Shelly Landwehr
 Amy Calderwood

RECORDER: Dalyne Easley

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Demonte, Noreen C.	Attorney
	State of Nevada	Plaintiff
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- Mr. Yanez requested this matter be continued due to several mistakes in the Pre-Sentence Investigation report. Colloquy regarding the recommended punishment on one of the charges being an illegal sentence. COURT ORDERED, matter REFERRED back to Parole and Probation (P & P) present. Matter CONTINUED.

NDC

CONTINUED TO: 5/23/17 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 23, 2017**

C-13-292987-1 State of Nevada
vs
Gary Chambers

May 23, 2017 9:00 AM Sentencing

HEARD BY: Scotti, Richard F. **COURTROOM:** RJC Courtroom 11D

COURT CLERK: Aja Brown

RECORDER: Dalyne Easley

REPORTER:

PARTIES

PRESENT:	Chambers, Gary Lamar	Defendant
	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney
	Yanez, Abel M.	Attorney

JOURNAL ENTRIES

- Jean Schwartzter, of the Special Appointees Office, also present.

Ms. Thomson presented prior Judgment of Convictions in OPEN COURT. Arguments by Ms. Thomson and Mr. Yanez. Statement by Deft. Sworn Victim Impact statement by Deborah Pomeroy. DEFT CHAMBERS ADJUDGED GUILTY of COUNT 2- SECOND DEGREE MURDER WITH USE OF A DEADLY WEAPON (F), COUNT 4- ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (F), COUNT 5- BATTERY WITH USE OF A DEADLY WEAPON and COUNT 6 - OWNERSHIP OR POSSESSION OF FIREARM BY EX-FELON (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, a \$150.00 DNA Analysis fee including testing to determine genetic markers, \$3.00 DNA Collection fee and Restitution in the amount of \$1,556.00 to VC2242769, Deft. SENTENCED under the LARGE HABITUAL CRIMINAL STATUTE with respect to COUNTS 2, 4, 5 and 6. COURT FURTHER ORDERED, Deft. SENTENCED in COUNT 2-to a MAXIMUM term of LIFE without the possibility of parole in the Nevada Department of Corrections (NDC), in COUNT 4- to a MAXIMUM term of LIFE without the possibility of parole in the NDC, CONCURRENT WITH

COUNT 2, in COUNT 5- to a MAXIMUM term of LIFE without the possibility of parole in the NDC, CONCURRENT WITH COUNT 2 and in COUNT 6- to a MAXIMUM term of LIFE without the possibility of parole in the NDC, CONCURRENT WITH COUNT 2 WITH ZERO (0) credit for time served.

Mr. Yanez requested to withdraw as Attorney of Record and appoint Ms. Schwartzer to process the appeal. COURT SO ORDERED. BOND, if any, EXONERATED.

NDC

EXHIBIT(S) LIST

Case No.: C292987

Dept. No.: 2

Plaintiff:

STATE OF NEVADA

vs.

Defendant:

GARY LAMAR CHAMBERS

Hearing Date: 2/21/17

Judge: R. Scotti

Court Clerk: Shelly Landwehr

Recorder: Dalyne Easley

Counsel for Plaintiff: MEGAN THOMSON &
BRYAN SCHWARTZ

Counsel for Defendant: ABEL YANEZ

TRIAL BEFORE THE COURT

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
1.	Photo - trunk of police car	2/23/17	STP	2/23/17
2.	Crime Scene Diagram	↑	↑	↑
3.	Photo - entry sign			
4.	Photo - overall of trailer and office			
5.	Photo - trailer 45			
6.	Photo - close up 45			
7.	Photo - street into entrance side of trailer			
8.	Photo - inside gate on entrance side of trailer			
9.	Photo - back of the yard forward, entrance side			
10.	Photo - back door from outside			
11.	Photo - back steps			
12.	Photo - hose			
13.	Photo - back ramp			
14.	Photo - back steps			
15.	Photo - front door bottom of steps			
16.	Photo - front door from angle			
17.	Photo - porch/front door			
18.	Photo - front porch from the back			
19.	Photo - down the steps			
20.	Photo - front door from the gate			
21.	Photo - front screen			
22.	Photo - blood on front screen			
23.	Photo - photo from in doorway of room			
24.	Photo - photo of loveseat from doorway			
25.	Photo - picture of blood puddle			
26.	Photo - room from loveseat			
27.	Photo - room from bookshelf			
28.	Photo - room from kitchen doorway			
29.	Photo - room from breakfast counter			
30.	Photo - room from corner			
31.	Photo - couch and coffee table	2/23/17	STP	2/23/17

EXHIBIT(S) LIST

Case No. C2929877

STATE OF NEVADA

vs.

GARY LAMAR CHAMBERS

STATE'S EXHIBITS

32.	Photo – overall of coffee table	2/23/17	STP	2/23/17
33.	Photo – close up of phone book	↑	↑	↑
34.	Photo – coffee table from breakfast nook			
35.	Photo – phone battery			
36.	Photo –drug baggie			
37.	Photo – entertainment center overall			
38.	Photo - figurine and projectile			
39.	Photo – projectile			
40.	Photo – looking into back of trailer			
41.	Photo –overall broken phone			
42.	Photo – close up broken phone			
43.	Photo – kitchen floor			
44.	Photo – kitchen floor from sink			
45.	Photo – refrigerator			
46.	Photo –refrigerator and water dispenser			
47.	Photo –water dispenser and hallway			
48.	Photo - looking back into kitchen			
49.	Photo – overall hallway			
50.	Photo – full hallway looking into kitchen			
51.	Photo – blood on hallway			
52.	Photo –blood on hallway			
53.	Photo – backdoor and blood on hallway			
54.	Photo –blood on back door			
55.	Photo –love seat			
56.	Photo – end table by couch			
57.	Photo – overall of ceiling			
58.	Photo –reference of ceiling hole			
59.	Photo – ceiling hole			
60.	Photo – ceiling hole			
61.	Photo – overall with trajectory rod	✓	✓	✓
62.	Photo – trajectory rod from entertainment center	2/23/17	STP	2/23/17

EXHIBIT(S) LIST

Case No. C2929877

STATE OF NEVADA

vs.

GARY LAMAR CHAMBERS

STATE'S EXHIBITS

63.	Photo – trajectory rod and front door	2/23/17	STP	2/23/17
64.	Photo – horizontal angle	↑	↑	↑
65.	Photo –vertical angle			
66.	Photo – trailer roof			
67.	Photo – hole in trailer roof			
68.	Photo – FP front door			
69.	Photo - FP front door close up			
70.	Photo – FP Front door inside			
71.	Photo – FP handle front door			
72.	Photo – Lisa gauze hand			
73.	Photo –Lisa hand heel			
74.	Photo – Lisa hand thumb	↓	↓	↓
75.	Photo – Coroner Tag	2/23/17	STP	2/23/17
76.	Photo – Gary Bly	2/27/17	N	NO
77.	Photo – Bly hand	2/27/17	N	2/27/17
78.	Photo – Top of Bly head	2/27/17	N	2/27/17
79.	Photo – back of head injury	2/27/17	N	2/27/17
80.	Photo – shaven back of head	2/27/17	N	2/27/17
81.	Photo – cleaned back of head			
82.	Photo – skull front of head	2/27/17	Y	N
83.	Photo –close up skull	2/27/17	Y	N
84.	Photo – back of head skull	2/27/17	Y	N
85.	Photo – close up of skull	2/27/17	Y	N
86.	Photo – close up of brain	2/27/17	Y	N
87.	Photo – 2229	2/27/17	N	2/27/17
88.	Photo – NV Energy bill	2/27/17	N	2/27/17
89.	Photo – 2229 with car	2/27/17	N	2/27/17
90.	Photo – car	2/27/17	N	2/27/17
91.	Photo – driver side FP car	2/27/17	STP	2/27/17
92.	Photo - side mirror FP	↓	↓	↓
93.	Photo – Driver back door	2/23/17	STP	2/23/17

EXHIBIT(S) LIST

Case No. C2929877

STATE OF NEVADA

vs.

GARY LAMAR CHAMBERS

STATE'S EXHIBITS

94.	Photo – back of car	2/23/17	STD	2/23/17
95.	Photo – Lift gate FP	2/23/17	STD	2/23/17
96.	Photo – Hood FP	2/23/17	STI ²	2/23/17
97.	Photo – sun visor			
98.	Photo – wallet and purse	2/24/17	N	2/24/17
99.	Photo – Health card	↑	↑	↑
100.	Photo –Bridgette Graham ID card	↑	↑	↑
101.	Photo – holster and bullets	↑	↑	↑
102.	Photo –holster	↓	↓	↓
103.	Photo –bullets	2/24/17	N	2/24/17
104.	Photo – Defendant	2/23/17		2/23/17
105.	Photo – No one after 8 pm	2/23/17		2/23/17
106.	Photo – Rules of the house	2/23/17		2/23/17
107.	Map	2/23/17		2/23/17
108.	Lisa Med Recs	2/23/17		2/23/17
109.	Lisa Papoutsis Photo Line Up	2/23/17		2/23/17
110.	Bradley Grieve photo line up	2/23/17		2/23/17
111.	Daniel Plumlee Photo line up	2/24/17	no	2/24/17
112.	Lance Berg Photo Line-up	2/23/17		2/23/17
113.	911 Call	2/23/17		2/23/17
114.	CD – Phone Records	2/27/17	N	2/27/17
115.	Photo – Poster Board w/photos	2/27/17	N	2/27/17
116.	Photo – Aerial Map	2/23/17		2/23/17
117.	Photo of Money - \$1 + \$20	2/24/17	no	2/24/17
118.	Photo of Money - \$20's	2/24/17	no	2/24/17
119.	Photo - exterior stairs & bldg	2/24/17	N	2/24/17
120.	Photo - close up exterior stairs	2/24/17	N	2/24/17
121.	Photo - exterior building & stairs	2/24/17	N	2/24/17
122.	CD -		Y	2/27/17
123.	_____ not given			
124.	_____ not given			

EXHIBIT(S) LIST

Case No.: C292987
Dept. No.: 2

Hearing
Date: _____
Judge: R. Scotti

Court Clerk: Shelly Landwehr

Recorder: Dalyne Easley

Counsel for Plaintiff:

Plaintiff:

VS.

Defendant: GARY L CHAMBERS

Counsel for Defendant: _____

TRIAL BEFORE THE COURT

DEFT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: **C292987**

Trial 2/21/17

Dept. No.: 2

Date:

Judge: R. Scotti

Plaintiff:

Court Clerk: Shelly Landwehr

STATE OF NEVADA

Recorder: Dalyne Easley

Counsel for Plaintiff:

VS.

Defendant:

Counsel for Defendant:

GARY LAMAR CHAMBERS

TRIAL BEFORE THE COURT

COURT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: C292987

Trial Date: 2/21/17

Dept. No.: 2

Judge: R. Scotti

Plaintiff:

Court Clerk: Shelly Landwehr

STATE OF NEVADA

Recorder: Dalyne Easley

vs.

Counsel for Plaintiff:

Defendant:

Counsel for Defendant:

GARY LAMAR CHAMBERS

TRIAL BEFORE THE COURT

AMENDED

COURT'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
1.	Question Juror #7	2/23/17	—	2/23/17
2.	Juror Question # 7	2/24/17		2/24/17
3.	Photo-	2/24/17	—	2/24/17
4.	Photo	2/24/17	—	2/24/17
5.	Question - Juror #5	2/27/17	—	2/27/17
6.	Question - Juror #5	2/27/17	—	2/27/17
7.	Question - Juror #7	2/27/17	—	2/27/17
8.	Transcript - Bridget Graham	2/27/17	—	2/27/17
9.	Question - Juror #6	2-27-17	—	2-27-17
10.	Defense Powerpoint Closing Argument	2/28/17	—	2/28/17
11.	Question from Jury	2/28/17	—	2/28/17
12.	Question from Jury	2/28/17	—	2/28/17

EXHIBIT(S) LIST

Case No.: C292987

Dept. No.: 2

Plaintiff: State of Nevada

VS.

Defendant: Gary Lamar Chambers

Trial 5/23/17

Date:

Judge: R. Scotti

Court Clerk: Aja Brown

Recorder: Dalyne Easley

Counsel for Plaintiff: Abel Yanez

Counsel for Defendant: Brian Schwartz and Megan Thomson

HEARING BEFORE THE COURT

COURT'S EXHIBITS

[illegible]



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

JEAN J. SCHWARTZER, ESQ.
10620 S. HIGHLANDS PKWY., STE 110-473
LAS VEGAS, NV 89141

DATE: July 6, 2017
CASE: C-13-292987-1

RE CASE: STATE OF NEVADA vs. GARY LAMAR CHAMBERS

NOTICE OF APPEAL FILED: July 2, 2017

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:



Case Appeal Statement

- NRAP 3 (a)(1), Form 2



Order



Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

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; DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF CONVICTION (JURY TRIAL); DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

GARY LAMAR CHAMBERS,

Defendant(s).

Case No: C-13-292987-1

Dept No: III

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 6 day of July 2017.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk