

IN THE SUPREME COURT OF THE STATE OF NEVADA

KEITH JUNIOR BARLOW

Appellant,

vs.

THE STATE OF NEVADA

Respondent.

Docket No. 77055

Direct Appeal From A Judgment of Conviction
Eighth Judicial District Court
The Honorable Douglas Herndon, District Judge
District Court No. C-13-290219-1

MOTION TO SUPPLEMENT RECORD ON APPEAL

Navid Afshar
State Bar #14465
Deputy Special Public Defender
JoNell Thomas
State Bar #4771
Special Public Defender
330 South 3rd Street
Las Vegas, NV 89155
(702) 455-6265
Attorneys for Barlow

COMES NOW, Appellant Keith Junior Barlow, by and through his attorneys, JoNell Thomas, Special Public Defender, and Navid Afshar, Deputy Special Public Defender, and requests this honorable Court to supplement the Record on Appeal with the Jury List of final venire panel containing 32 jurors and order of pre-emptory challenges by the State and defense. See Appellant's Exhibit A attached hereto. The Motion to Correct Record filed with the district court is attached hereto as Exhibit B.¹ The minute order of the district court granting the motion is attached hereto as Exhibit C.

This motion is made and based upon Nevada Supreme Court Rule 250(6)(c), the Memorandum of Points and Authorities, and Declaration of Counsel.

Memorandum of Points and Authorities

SCR 250(6)(c) states as follows:

On direct appeal from a judgment of conviction and sentence of death, the clerk of the district court shall transmit as the record on appeal a certified copy of the complete record made and considered in the court below. The complete record shall include, without limitation, certified copies of: any criminal complaint, indictment or information (including any amendments); all papers, motions, petitions, oppositions, responses, replies, orders, opinions, and documentary evidence or exhibits filed in the lower courts; transcripts of all lower court proceedings; all jury instructions offered, excluded or given; all verdicts or findings of fact, conclusions of law, and decisions; the lower court minutes; any notices of appeal. No physical evidence or

¹ A Notice of Motion and Motion to Correct the Record was filed with the district court. Attached thereto were two (2) exhibits: (A) Exhibit(s) List; and (B) Jury List. Appellant is requesting to supplement the record on appeal with Exhibit B.

exhibits shall be transmitted absent an order of the supreme court. The record shall be assembled, paginated, and indexed in the same manner as an appendix to the briefs under NRAP 30(c). No designation of record is required. The clerk of the district court shall retain the original record. All questions as to the filing, form, and content of the record on appeal shall be presented to the supreme court.

This is an appeal from a judgment of conviction of five counts, including: Home Invasion While in Possession of a Deadly Weapon; Burglary While in Possession of a Firearm; 2 counts Murder with Use of a Deadly Weapon; and Assault with a Deadly Weapon. The jury also delivered two special verdicts for the separate counts of Murder with Use of a Deadly Weapon, finding unanimously for both counts that the murder was willful, deliberated, and premeditated, and unanimously found that the murders were committed during the perpetration of a Home Invasion and/or Burglary. Subsequent to a penalty hearing, on July 6, 2018, the jury returned a verdict of death for Mr. Barlow. Mr. Barlow was sentenced on September 26, 2018. On October 28, 2018, the Certification of Copy and Transmittal Record was filed.

While reading the record in this case, appellate counsel noted that during jury selection, Barlow raised a Batson challenge against pre-emptory challenges made by the State. 11 App. 2462. Ultimately, the district court denied the Batson challenge. 32 App. 7208. The pre-emptory challenges were considered by the trial court for the Batson challenge and were the basis of argument by both the defense

and the State. 11 App. 2470. Furthermore, the record on appeal indicates that during trial, defense counsel requested a final list of the 32 venire panelists, which the district court agreed to supply. 11 App. 2323. As such, appellate counsel needs the Jury List for the purposes of the appellate record. Upon inquiring with the district court, appellate counsel learned that the Jury List was left-side filed with the Clerk of the Court and was not included in the list of exhibits from trial. (See exhibit A of the Motion to Correct Record².) Subsequently, pursuant to NRAP 10, appellate counsel filed a motion with the district court that oversaw Barlow's trial, requesting that the Jury List be made part of the record. See motion attached as Exhibit B. The district court granted appellant's motion without objection from the State. See minute order attached as Exhibit C.

As this list was considered by the district court during trial, is relevant to Barlow's appeal, and was ordered by the district court to be made part of the

...

² Exh. B

record, Barlow respectfully requests that this Court supplement the current Record on Appeal with the Jury List.

DATED: 4/12/19

RESPECTFULLY SUBMITTED:

/s/ NAVID AFSHAR

NAVID AFSHAR, NSB 14465
DEPUTY SPECIAL PUBLIC DEFENDER
JONELL THOMAS, NSB 4771
SPECIAL PUBLIC DEFENDER
330 SOUTH THIRD STREET, STE. 800
LAS VEGAS, NEVADA 89155-2316
(702) 455-6265
ATTORNEYS FOR APPELLANT BARLOW

DECLARATION OF NAVID AFSHAR

Navid Afshar, hereby declares as follows:

I am an attorney duly licensed to practice law in the State of Nevada, and the Deputy Special Public Defender assigned to assist with Mr. Barlow's direct capital appeal. While reviewing Barlow's record on appeal, it has become apparent that documents necessary for fair consideration of this appeal are not included in the Record on Appeal. Specifically, the Record on Appeal does not include the jury list containing the final 32 venire panel, as well as both the State and defense counsel's pre-emptory challenges.

It is respectfully requested that this Court grant the instant motion to supplement the record to include a complete copy of the Jury List attached as Exhibit A. This list is necessary to provide for citation to the record for the procedural history of the case as well as to appellate issues to be raised by Barlow.

I declare that I make this request in good faith and not for purposes of delay.

/s/ NAVID AFSHAR

Navid Afshar

CERTIFICATE OF SERVICE

The undersigned does hereby certify that on 4/12/19 a copy of the foregoing MOTION was served as follows:

BY ELECTRONIC FILING TO

District Attorney's Office
200 Lewis Ave., 3rd Floor
Las Vegas, NV 89155

Nevada Attorney General
100 N. Carson St.
Carson City NV 89701

/s/ NAVID AFSHAR

NAVID AFSHAR

EXHIBIT A

JURY LIST

CASE NO: C290219 TRIAL DATE: June 18, 2018

DEPT. NO: 3 JUDGE: Douglas Herndon

CLERK: Debbie Miller

RECORDER: Sara Richardson

PLAINTIFF:

STATE OF NEVADA

v.

DEFENDANT:

KEITH BARLOW

COUNSEL FOR PLAINTIFF

COUNSEL FOR DEFENDANT

MARC DIGIACOMO&RICHARD SCOW

ALZORA JACKSON & MONICA TRUJILLO

EXCUSED

BADGE NO.	NAME OF JURORS	PLAINTIFF	DEFENDANT	COURT
010	1. Kristin Hasting		1	
035	2. Rodolfo Gonzalez			6
037	3. Willard Nickerson		2	
038	4. Donna Dance		3	
040	5. Rebeca Hernandez-Muniz	1		
047	6. Idoelia Williams	8		
048	7. Monroe Spitz	4		
060	8. Todd Nelson		4	
068	9. Lane Wymer	2		
082	10. Chuck Marcum		5	
087	11. Michael Tillman	3		
088	12. Pornpot Chamnong			1
094	13. Tony Forehand	5		
097	14. Romeo Resgonia			10
104	15. Brittney Bejarano		6	
107	16. Janelly Ramos			3
109	17. Garrett Cox			12
110	18. Christine Cosio			2
073	19. Melanie Strain-Placke			7
111	20. Rodney Nickerson		7	
120	21. Genese Coley			8
134	22. David Ehrich			14
146	23. Erika Bowman			11
188	24. Joanne Shields			13
210	25. Virgie Hill	6		
239	26. Darlyne Gonzalez			5
246	27. Lisa Pitarresi	7		
318	28. Nicholas Kozlowski		8	
333	29. Yvonee Boupha		9	
338	30. Omar Salcedo	9		
352	31. Laura Garcia			4
354	32. Melania O'Conner			9

EXHIBIT B

MOT

JONELL THOMAS
SPECIAL PUBLIC DEFENDER
NSB No. 4771
NAVID AFSHAR
DEPUTY PUBLIC DEFENDER
NSB No. 14465
330 South Third Street, 8th Floor
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(702) 455-6265
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thomasjn@clarkcountynv.gov
Navid.Afshar@clarkcountynv.gov

Attorneys for Barlow

DISTRICT COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,)	CASE NO. C -13-290219-1
)	DEPT. NO. 3
Plaintiff,)	
)	
vs.)	
)	
KEITH BARLOW,)	
)	
Defendant.)	
_____)	

NOTICE OF MOTION AND MOTION TO CORRECT THE RECORD

HEARING DATE REQUESTED

TO: STATE OF NEVADA, Plaintiff; and

TO: CLARK COUNTY DISTRICT ATTORNEY, Attorney for Plaintiff

PLEASE TAKE NOTICE that the undersigned will bring a Motion to Correct the Record on for hearing before this Court. A hearing date is requested.

COMES NOW, Defendant Keith Barlow, by and through his attorneys JONELL THOMAS, Special Public Defender and NAVID AFSHAR, Deputy Special Public Defender, and hereby moves this Honorable Court for an order directing the court clerk to submit to the Clark

1 County Clerk's office the final list of the thirty-two venire panel in the above referenced case. This
2 list also reflects the pre-emptory challenges made by both sides. This list is not included in the
3 court's exhibit(s) list. See Exhibit A

4 This motion is based upon NRAP 10(C), the attached Memorandum of Points, and
5 Authorities and Declaration of Counsel.
6

7 **PROCEDURAL HISTORY**

8 On June 28, 2018, Keith Barlow was convicted by a jury of five counts: Home Invasion
9 While in Possession of a Deadly Weapon; Burglary While in Possession of a Firearm; Murder with
10 Use of a Deadly Weapon; Murder with Use of a Deadly Weapon; and Assault with a Deadly
11 Weapon. The jury also delivered two special verdicts for the separate counts of Murder with Use
12 of a Deadly Weapon, finding unanimously for both counts that the murder was willful, deliberated,
13 and premeditated, and unanimously found that the murders were committed during the
14 perpetration of a Home Invasion and/or Burglary. Subsequent to a penalty hearing, on July 6,
15 2018, the jury returned a verdict of death for Mr. Barlow. Mr. Barlow was sentenced on September
16 26, 2018. On October 28, 2018, the Certification of Copy and Transmittal Record was filed.
17

18 **POINTS AND AUTHORITIES**

19 NRAP 10(c) states in pertinent part:
20

21 (c) Correction or Modification of the Record. If any difference
22 arises about whether the trial court record truly discloses what
23 occurred in the district court, the difference shall be submitted to
and settled by that court and the record conformed accordingly.

24 During jury selection, both the State and defense were provided one list consisting of 32
25 names of the venire-panel See Exhibit B. After both sides had completed their challenges,
26

27 . . .
28

1 Mr. Barlow raised a Batson challenge which was denied by this Honorable Court. As the matter
2 has now proceeded to appeal, Mr. Barlow needs this list to be included in the record.

3 Dated: 3/29/2019

4 /s/ NAVID AFSHAR

5
6
7
8 Navid Afshar
9 JoNell Thomas
10 330 South 3rd Street
11 Las Vegas, NV 89155
12 (702) 455-6265
13 Attorneys for Barlow

14 **DECLARATION OF NAVID AFSHAR**

15 Navid Afshar, hereby declares as follows:

16 1. I am an attorney duly licensed to practice law in the State of Nevada, and a Deputy
17 Special Public Defender assisting with Mr. Barlow's direct appeal. This declaration is made in
18 support of the instant motion to request that the district court submit as an exhibit the jury list
19 containing the pre-emptory strikes and the final venire panel.

20 2. During jury selection, both sides made pre-emptory challenges reflected in Exhibit B.

21 3. After both parties made pre-emptory challenges, Mr. Barlow raised a Batson challenge
22 to jurors struck by the State.

23 4. The Court denied Mr. Barlow's Batson challenge.

24 5. A review of the exhibit list shows that the jury list was not made a part of the record.
25 (See attached Exhibit A).

26 6. It is requested that this Court submit the jury list as an exhibit to be made a part of the
27 record.
28

1 I declare that I make this request in good faith and not for purposes of delay.

2 /s/ NAVID AFSHAR

3
4 _____
5 Navid Afshar

6 **CERTIFICATE OF SERVICE**

7 I hereby certify that service of the foregoing motion, was made pursuant to EDCR 7.26 on
8 the attorney for the named parties by means of electronic mail to the email address provided to the
9 court's electronic filing system for this case. Proof of Service is the date service is made by the
10 court's electronic filing system by email to the parties and contains a link to the file stamped
11 document.
12

13 PARTY

EMAIL

14 STATE OF NEVADA

DISTRICT ATTORNEY'S OFFICE

15
16 motions@clarkcountynyda.com

17 Dated: 3/29/19

18 /s/ Kathleen Fitzgerald

19 _____
20 An employee of the
21 Special Public Defender
22
23
24
25
26
27
28

EXHIBIT A

EXHIBIT(S) LIST

Case No.: C290219

Trial Date: June 18, 2018

Dept. No.: DC3

Judge: Douglas Herndon

Plaintiff: STATE OF NEVADA

Court Clerk: Debbie Miller / Chris Darling

Reporter: Sara Richardson

Counsel for Plaintiff: DDA Marc DiGiacomo &

Richard Scow

vs.

Defendant: KEITH JUNIOR BARLOW

Counsel for Defendant: SPD Alzora Jackson &

Monica Trujillo, Navia Afshar

TRIAL BEFORE THE COURT

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
1 PB ✓	Crime Scene Diagram	6-25-18	N	6-25-18
2 PB ✓	Photo Defendant	6-25-18	N	6-25-18
3 PB ✓	Photo Defendant close up	6-25-18	N	6-25-18
4 PB ✓	Photo of CAD from 417	6-25-18	N	6-25-18
5 PB ✓	Photo Danielle Woods	6-25-18	N	6-25-18
6 PB ✓	Photo Woods close up	6-25-18	N	6-25-18
7 PB ✓	Photo Woods Neck	6-25-18	N	6-25-18
8 PB ✓	Photo Woods Neck with finger	6-25-18	N	6-25-18
9 PB ✓	Crime Scene Photo Bonita Terrace Apartments	6-25-18	N	6-25-18
10 PB ✓	Crime Scene Photo Bonita Terrace Apartments			
11 PB ✓	Crime Scene Photo Apt 203			
12 H ✓	Crime Scene Photo Apt 203			
13 H ✓	Crime Scene Photo Apt 203			
14 PB ✓	Crime Scene Photo Apt 203			
15 PB ✓	Crime Scene Photo Apt 203			

EXHIBIT(S) LIST

16	PS ✓	Crime Scene Photo Apt 203	6-25-18	N	6-25-18
17	PS ✓	Crime Scene Photo Apt 203			
18	PS ✓	Crime Scene Photo Apt 203			
19	PS ✓	Crime Scene Photo Apt 203	6-25-18	Y	X
20	PS ✓	Crime Scene Photo Apt 203	6-25-18	N	6-25-18
21	PS ✓	Crime Scene Photo Apt 203			
22	PS ✓	Crime Scene Photo Apt 203			
23	PS ✓	Crime Scene Photo Apt 203			
24	PS ✓	Crime Scene Photo Apt 203			
25	PS ✓	Crime Scene Photo Apt 203			
26	PS ✓	Crime Scene Photo Apt 203			
27	PS ✓	Crime Scene Photo Apt 203			
28	PS ✓	Crime Scene Photo Apt 203			
29	PS ✓	Crime Scene Photo Apt 203			
30	PS ✓	Crime Scene Photo Apt 203			
31	PS ✓	Crime Scene Photo Apt 203			
32	PS ✓	Crime Scene Photo Apt 203			
33	PS ✓	Crime Scene Photo Apt 203			
34	PS ✓	Crime Scene Photo Apt 203			
35	PS ✓	Crime Scene Photo Apt 203			
36	PS ✓	Crime Scene Photo Apt 203			
37	PS ✓	Crime Scene Photo Apt 203			
38	PS ✓	Crime Scene Photo Apt 203			
39	PS ✓	Crime Scene Photo Orienting Bodies			
40	PS ✓	Crime Scene Photo Donnie at Scene			
41	PS ✓	Crime Scene Photo Donnie at Scene			
42	PS ✓	Crime Scene Photo Donnie at Scene			
43	PS ✓	Crime Scene Photo Donnie at Scene			
44	PS ✓	Crime Scene Photo Donnie at Scene			
45	PS ✓	Crime Scene Photo Donnie at Scene			
46	PS ✓	Crime Scene Photo Donnie at Scene			

EXHIBIT(S) LIST

47	✓	Crime Scene Photo Donnie at Scene	6-25-18	6-25-18	6-25-18
48	✓	Crime Scene Photo Danielle at Scene			
49	✓	Crime Scene Photo Danielle at Scene			
50	✓	Crime Scene Photo Danielle at Scene			
51	✓	Crime Scene Photo Danielle at Scene	6-25-18	N	6-25-18
52	✓	Crime Scene Photos of evidence at Scene	6-25-18	N	6-25-18
53	✓	Crime Scene Photos of evidence at Scene			
54	✓	Crime Scene Photos of evidence at Scene			
55	✓	Crime Scene Photos of evidence at Scene			
56	✓	Crime Scene Photos of evidence at Scene			
57	✓	Crime Scene Photos of evidence at Scene			
58	✓	Crime Scene Photos of evidence at Scene			
59	✓	Crime Scene Photos of evidence at Scene	6-25-18	Y ^{N-redacted}	6-25-18
60	✓	Crime Scene Photos of evidence at Scene	6-25-18	N	6-25-18
61	✓	Crime Scene Photos of evidence at Scene			
62	✓	Crime Scene Photos of evidence at Scene			
63	✓	Crime Scene Photos of evidence at Scene			
64	✓	Crime Scene Photos of Bullet Paths			
65	✓	Crime Scene Photos of Bullet Paths			
66	✓	Crime Scene Photos of Bullet Paths			
67	✓	Crime Scene Photos of Bullet Paths			
68	✓	Crime Scene Photos of Bullet Paths			
69	✓	Crime Scene Photos of Bullet Paths			
70	✓	Crime Scene Photos of Bullet Paths			
71	✓	Crime Scene Photos of Bullet Paths			
72	✓	Crime Scene Photos of Bullet Paths			
73	✓	Crime Scene Photos of Bullet Paths			
74	✓	Crime Scene Photos of Bullet Paths			
75	✓	Crime Scene Photos of Bullet Paths			
76	✓	Crime Scene Photos of Bullet Paths			
77	✓	Crime Scene Photos of Bullet Paths			

EXHIBIT(S) LIST

78 TS ✓	Crime Scene Photos of Bullet Paths	6-25-18	N	6-25-18
79 TS ✓	Crime Scene Photos of Bullet Paths			
80 TS ✓	Crime Scene Photos of Bullet Paths			
81 TS ✓	Crime Scene Photos of Bullet Paths			
82 TS ✓	Crime Scene Photos of Bullet Paths			
83 TS ✓	Crime Scene Photos of Bullet Paths			
84 TS ✓	Crime Scene Photos of Bullet Paths			
85 TS ✓	Crime Scene Photos of Bullet Paths			
86 TS ✓	Crime Scene Photos of Bullet Paths	6-25-18	N	6-25-18
87 TS ✓	Crime Scene Photo Defendant's Apartment	6-26-18	NO	6-26-18
88 TS ✓	Crime Scene Photo Defendant's Apartment			
89 TS ✓	Crime Scene Photo Defendant's Apartment			
90 TS ✓	Crime Scene Photo Defendant's Apartment			
91 TS ✓	Crime Scene Photo Defendant's Apartment			
92 TS ✓	Crime Scene Photo Defendant's Apartment			
93 TS ✓	Crime Scene Photo Defendant's Apartment			
94 TS ✓	Crime Scene Photo Defendant's Apartment			
95 TS ✓	Crime Scene Photo Defendant's Apartment			
96 TS ✓	Crime Scene Photo Defendant's Apartment			
97 TS ✓	Crime Scene Photo Defendant's Apartment			
98 TS ✓	Crime Scene Photo Defendant's Apartment			
99 TS ✓	Crime Scene Photo Defendant's Apartment			
100 TS ✓	Crime Scene Photo Defendant's Apartment			
101 TS ✓	Crime Scene Photo Defendant's Apartment			
102 TS ✓	Crime Scene Photo Defendant's Apartment			
103 TS ✓	Crime Scene Photo Lake Mead Estates	6-26-18	Y	6-26-18
104 TS ✓	Crime Scene Photo Gray Acura at Lake Mead Estates	6-25-18	STIP	6-25-18
105 TS ✓	Crime Scene Photo Gray Acura at Lake Mead Estates			
106 TS ✓	Crime Scene Photo Gray Acura at Lake Mead Estates			
107 TS ✓	Crime Scene Photo Gray Acura at Lake Mead Estates			
108 TS ✓	Crime Scene Photo Gray Acura at Lake Mead Estates			

EXHIBIT(S) LIST

109	✓ PS	Crime Scene Photo Gray Acura at Lake Mead Estates	6-25-18	STIP	6-25-18
110	✓ PS	Crime Scene Photo Apt. 173			
111	✓ PS	Crime Scene Photo of Car Keys			
112	✓ PS	Crime Scene Photos of Gun in Car			
113	✓ PS	Crime Scene Photos of Gun in Car			
114	✓ PS	Crime Scene Photos of Gun in Car			
115	✓ PS	Crime Scene Photos of Gun in Car			
116	✓ PS	Crime Scene Photo of Ruger P94 .40 Caliber			
117	✓ PS	Crime Scene Photo of Ruger P94 .40 Caliber			
118	✓ PS	Crime Scene Photo of Ruger P94 .40 Caliber			
119	✓ PS	Crime Scene Photo of Ruger P94 .40 Caliber			
120	✓ PS	Crime Scene Photo of Ruger P94 .40 Caliber	6-25-18	STIP	6-25-18
121	✓ PS	Photo of Latent on Magazine	6-25-18	N	6-25-18
122	✓ PS	Photo of Latent on Magazine	6-25-18	N	6-25-18
123	✓ PS	Photos of Search of Acura at Crime Lab	6-26-18	STIP	6-26-18
124	✓ PS	Photos of Search of Acura at Crime Lab			
125	✓ PS	Photos of Search of Acura at Crime Lab			
126	✓ PS	Photos of Search of Acura at Crime Lab			
127	✓ PS	Photos of Search of Acura at Crime Lab			
128	✓ PS	Photos of Search of Acura at Crime Lab			
129	✓ PS	Photos of Search of Acura at Crime Lab			
130	✓ PS	Photos of Search of Acura at Crime Lab			
131	✓ PS	Photos of Search of Acura at Crime Lab			
132	✓ PS	Photos of Search of Acura at Crime Lab			
133	✓ PS	Photos of Search of Acura at Crime Lab			
134	✓ PS	Photos of Search of Acura at Crime Lab			
135	✓ PS	Photos of Search of Acura at Crime Lab			
136	✓ PS	Photos of Search of Acura at Crime Lab			
137	✓ PS	Photos of Search of Acura at Crime Lab			
138	✓ PS	Photos of Search of Acura at Crime Lab			
139	✓ PS	Photos of Search of Acura at Crime Lab			

EXHIBIT(S) LIST

140	Photos of Search of Acura at Crime Lab	6-26-18	Stop	6-26-18
141	Photos of Search of Acura at Crime Lab			
142	Photos of Search of Acura at Crime Lab			
143	Photos of Donnie Clothes	6-25-18	Y	6-25-18
144	Photos of Donnie Clothes			
145	Photos of Donnie Clothes			
146	Photo of Bullet recovered from Donnie			
147	Photo of Danielle Clothes			
148	Photo of Bullet recovered from Danielle			
149	Photo of Bullet Fragment from Danielle			
150	Autopsy Photo Danielle	6-26-18	Y	6-26-18
151	Autopsy Photo Danielle			
152	Autopsy Photo Danielle			
153	Autopsy Photo Danielle			
154	Autopsy Photo Danielle		yes	
155	Autopsy Photo Danielle		no	
156	Autopsy Photo Danielle			
157	Autopsy Photo Danielle			
158	Autopsy Photo of Donnie	6-26-18	Y	6-26-18
159	Autopsy Photo of Donnie			
160	Autopsy Photo of Donnie			
161	Autopsy Photo of Donnie			
162	Autopsy Photo of Donnie			
163	Autopsy Photo of Donnie			
164	Autopsy Photo of Donnie			
165	Autopsy Photo of Donnie			
166	Autopsy Photo of Donnie			
167	Autopsy Photo of Donnie			
168	Autopsy Photo of Donnie			
169	Autopsy Photo of Donnie			
170	Autopsy Photo of Donnie			

EXHIBIT(S) LIST

171	Autopsy Photo of Donnie	6-26-18	Y	6-26-18
172	Autopsy Photo of Donnie			
173	Autopsy Photo of Donnie			
174	Aerial Bonita Terrace Apts	6-25-18	N	6-25-18
175	Photos of Ballistics Comparison	6-27-18	sub	6-27-18
176	Evidence Envelope Containing Firearms components from scene J5411S Pck 1	6-25-18	skip	6-25-18
176A	Cartridge Case			
176B	Cartridge Case			
176C	Cartridge Case			
176D	Cartridge Case			
176E	Cartridge Case			
176F	Cartridge Case			
176G	Cartridge Case			
176H	Cartridge Case			
176I	Bullet			
176J	Bullet			
176K	Bullet			
177	Evidence Envelope Containing Cartridge from car J5411S Pck 4	6-26-18	no	6-26-18
177A	Cartridge			
178	Evidence Envelope Containing Gloves from car J5411S Pck 5			
178A	Purple Nitrite Glove			
178B	Pair of Blue and White Gloves			
179	Evidence Envelope Containing Taser from car J5411S Pck 6	6-26-18	no	6-26-18
179A	Taser			
180	Evidence Envelope Containing Firearm from car S5221F Pck 1	6-25-18	N	6-25-18
180A	Gun			
180B	Magazine			
180C	Cartridges			
181	Evidence Envelope Containing Gun Cleaning Kit L4935M Pck 2	6-26-18	no	6-26-18
181A	Handgun Cleaning Kit			
182	Evidence Envelope Containing Paperwork L4935M Pck 3			

EXHIBIT(S) LIST

182A ✓ RZ	Title to the Acura	—	—	—
182B ✓ mg	Barlow's NV ID	—	—	—
182C ✓ PI	Rest of paperwork (DO NOT ADMIT)	—	—	—
183 ✓ mg	Evidence Envelope Containing Bullets from Cobb Autopsy S13206L Pck 4	6-25-18	Stip	6-25-18
183A ✓ mg	Bullet			
183B ✓ mg	Bullet			
184 ✓ mg	Evidence Envelope Containing Bullets from Woods Autopsy S13206L Pck 8			
184A ✓ mg	Bullet			
184B ✓ mg	Fragment			
185 ✓ mg	Evidence Envelope Containing CD of AMPM Video B14114W Pck 1	6-26-18	No	6-26-18
185A ✓ mg	CD			
186 ✓ mg	DVD of 911 Call	6-25-18	N	6-25-18
187 ✓ mg	DVD of 7-11 Video	6-26-18	N	6-26-18
188 ✓ mg	DVD of Asian Massage Video	6-26-18	y	6-26-18
189 ✓ mg	DVD - AM/PM	6-26-18	Stip	6-26-18
190 ✓ mg	Email	6-25-18	y	—
191 ✓ mg	Photo of Search of Acura	6-26-18	Stip	6-26-18
192 ✓ mg	Gun Registration	6-26-18	N	6-26-18
193 ✓ mg	Identifiler sheet	6-27-18	N	6-27-18
194 ✓ mg	Thumb print	6-27-18	N	6-27-18
195 ✓ mg	Penalty phase arr L VMPD Events	7-2-18	y	7-2-18
196 ✓ mg	Prison Documents - 1989	7-2-18	No	7-2-18
197 ✓ mg	Prison Documents - NDC	7-2-18	NO	7-2-18
198 ✓ mg	Jail Records	7-2-18	NO	7-2-18
199				
200				
201				
202				
203				
204				

EXHIBIT(S) LIST

Case No.: C290219

Hearing Date: June 18, 2018

Dept. No.: 3

Judge: Douglas Herndon

Court Clerk: Debbie Miller/Chris Darling

Plaintiff: STATE OF NEVADA

Recorder: Sara Richardson

Counsel for Plaintiff: DDA Marc DiGiacomo &

Richard Scow

vs.

Defendant: KEITH BARLOW

Counsel for Defendant: SPD Alzora Jackson &

Monica Trujillo + *Navid Afshar*

TRIAL BEFORE THE COURT

DEFENDANT'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
A	Photo -	6-25-18	stip	6-25-18
B	Photo			
C	Photo			
D	Photo			
E	Photo	6-26-18	stip	6-26-18
F	Photo	—	—	—
G	Documents	7-2-18	n	7-2-18
H	Progress Notes	7-5-18	n	7-5-18
I	Autobiography	7-5-18	n	7-5-18
J	Photo	—	—	—
K	Photo	7-5-18	n	7-5-18
L	Photo			
M	Photo			
N	Photo			
O	Photo			
P	Photo			
Q	Photo			

C290219

EXHIBIT(S) LIST

State of Nevada vs. Keith Barlow

Defendant's Exhibit

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
R	Photo	7-5-18	n	7-5-18
S	Photo			
T	Photo			
U	Photo			
V	Photo			
W	Photo			
X	Photo			
Y	Photo			
Z	Photo			
AA	Photo			
BB	Photo			
CC	Photo			
DD	Photo	7-5-18	n	7-5-18
EE	Photo			
FF	Photo			
GG	Photo			
HH	Photo	7-6-18	n	7-6-18
II	Photo			
JJ	Photo			
KK	Photo			
LL	Photo			
mm	photo			
NN	Prison documents	7-5-18	n	7-5-18
OO	Prison documents	7-5-18	n	7-5-18
PP	Photo	7-5-18	stop	7-5-18

C290219

EXHIBIT(S) LIST

State of Nevada vs. Keith Baulow

Defendants Exhibits

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
PG QQ	Photo	7-5-18	stip	7-5-18
RR	Summer/in Hospital	7-6-18	n	7-6-18
SS	umc	1	1	1
TT	Montgomery Board	7-5-18	stip	7-5-18
UU	Photo	7-6-18	n	7-6-18
VV	Photo			
WW	Photo			
XX	Photo			
YY	Photo			
ZZ	Photo			
aaa	Photo			
bbb	Photo			
ccc	Photo			
ddd	Photo			
eee	Photo			
fff	Photo			
ggg	Photo			
hhh	Photo			
iii	Photo			
jjj	Photo			
kkk	Photo			
lll	Photo			
mmm	Photo			
nnn	Photo			
ooo	Photo			

EXHIBIT(S) LIST

Case No: C290219

State of Nevada

vs. Keith Bulow

Defendant's

EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
PP	Photo	7-6-18	No	7-6-18
QQ	Photo			
RR	Photo			
SS	Photo			
TT	Photo			
UU	Photo			
VV	Photo			
WW	Photo			
XX	Photo			
YY	Photo			
ZZ	Photo			
aaaa	Photo			
bbbb	Photo			
cccc	Photo			
dddd	Photo			
eeee	Photo			
ffff	Photo			
gggg	Photo			
hhhh	Photo			
IIII	Photo			
JJJJ	Photo			

EXHIBIT(S) LIST

Case No.: C290219

Hearing Date: June 18, 2018

Dept. No.: 3

Judge: Douglas Herndon

Court Clerk: Debbie Miller/Chris Darling

Plaintiff: STATE OF NEVADA

Recorder: Sara Richardson

Counsel for Plaintiff: DDA Marc DiGiacomo &

vs.

Richard Scow

Defendant: KEITH BARLOW

Counsel for Defendant: SPD Alzora Jackson &

Monica Trujillo + Navid Afshar

TRIAL BEFORE THE COURT

COURT'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
1	Juror # 14 question	6-25-18	NO	6-25-18
2	State's exhibit #59 (cropped portion)	6-25-18	NO	6-25-18
3	Juror # 14 question	6-26-18	NO	6-26-18
4	Juror # 8 question	6-26-18	NO	6-26-18
5	Juror # 5 question	6-26-18	NO	6-26-18
6	Juror # 4 question	6-26-18	NO	6-26-18
7	Juror # 4 question	6-26-18	NO	6-26-18
8	Juror # 8 question	6-26-18	NO	6-26-18
9	Juror # 3 question	6-26-18	NOT ASKED	6-26-18
10	Juror # 12 question	6-27-18	NOT ASKED	6-27-18
11	Juror # 8 question	6-27-18	NO	6-27-18
12	Juror # 12 question	6-27-18	NO	6-27-18
13	Juror # 14 question	6-27-18	NOT ASKED	6-27-18
14	Juror # 3 question	6-27-18	NO	6-27-18
15	Juror # 3 question	6-27-18	NO	6-27-18
16	State's Opening Powerpoint	6-28-18	NO	6-28-18
17	State's Closing PowerPoint	6-28-18	NO	6-28-18

EXHIBIT(S) LIST

Error! Reference source not found.

State of Nevada

VS.

Keith Barlow

court's EXHIBITS

[illegible]

EXHIBIT B

JURY LIST

CASE NO: C290219 TRIAL DATE: June 18, 2018

DEPT. NO: 3 JUDGE: Douglas Herndon

CLERK: Debbie Miller

RECORDER: Sara Richardson

PLAINTIFF:

STATE OF NEVADA

v.

DEFENDANT:

KEITH BARLOW

COUNSEL FOR PLAINTIFF

COUNSEL FOR DEFENDANT

MARC DIGIACOMO&RICHARD SCOW

ALZORA JACKSON & MONICA TRUJILLO

EXCUSED

BADGE NO.	NAME OF JURORS	PLAINTIFF	DEFENDANT	COURT
010	1. Kristin Hasting		1	
035	2. Rodolfo Gonzalez			6
037	3. Willard Nickerson		2	
038	4. Donna Dance		3	
040	5. Rebeca Hernandez-Muniz	1		
047	6. Idoelia Williams	8		
048	7. Monroe Spitz	4		
060	8. Todd Nelson		4	
068	9. Lane Wymer	2		
082	10. Chuck Marcum		5	
087	11. Michael Tillman	3		
088	12. Pornpot Chamnong			1
094	13. Tony Forehand	5		
097	14. Romeo Resgonia			10
104	15. Brittney Bejarano		6	
107	16. Janelly Ramos			3
109	17. Garrett Cox			12
110	18. Christine Cosio			2
073	19. Melanie Strain-Placke			7
111	20. Rodney Nickerson		7	
120	21. Genese Coley			8
134	22. David Ehrich			14
146	23. Erika Bowman			11
188	24. Joanne Shields			13
210	25. Virgie Hill	6		
239	26. Darlyne Gonzalez			5
246	27. Lisa Pitarresi	7		
318	28. Nicholas Kozlowski		8	
333	29. Yvonee Boupha		9	
338	30. Omar Salcedo	9		
352	31. Laura Garcia			4
354	32. Melania O'Conner			9

EXHIBIT C

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 09, 2019

C-13-290219-1 State of Nevada
 vs
 Keith Barlow

**April 09, 2019 9:00 AM Motion Defendant's Notice of Motion and
Motion to Correct the Record**

HEARD BY: Herndon, Douglas W. **COURTROOM:** RJC Courtroom 16C

COURT CLERK: Kory Schlitz / ks
Nylasia Packer

RECORDER: Sara Richardson

PARTIES

PRESENT:	Afshar, Navid	Attorney for Defendant
	Di Giacomo, Marc P.	Attorney for State
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Defendant not present and in custody with the Nevada Department of Corrections.

Upon Court's inquiry, Mr. Afshar confirmed the Defense is requesting the Jury List which contains the peremptory challenges. COURT ORDERED, Motion GRANTED, the Jury List of the 32 prospective Jurors will be made part of the record, adding the column that is listed as Court's is where the Court randomly reassigns the seating of the Jurors. Mr. Di Giacomo stated for the record they have no objection.

NDC