

David M. Schieck
Attorney At Law
302 E. Carson Ave., Ste. 600
Las Vegas, NV 89101
(702) 382-1844

1 NOA
2 DAVID M. SCHIECK, ESQ.
3 NEVADA BAR NO. 0824
4 302 E. CARSON, STE. 600
5 LAS VEGAS, NV 89101
6 (702) 382-1844
7 Attorney for CAMPBELL

FILED

JAN 25 10 29 AM '02

Shirley L. Paragins
CLERK

DISTRICT COURT

CLARK COUNTY, NEVADA

* * *

No. 39107

8 THE STATE OF NEVADA,

9 Plaintiff,

10 vs.

11 DAMON CAMPBELL,

12 Defendant.

) CASE NO. C 169550

) DEPT. NO. XV

) NOTICE OF APPEAL

FILED

) DATE: N/A

) TIME: N/A

FEB 01 2002

14 TO: THE STATE OF NEVADA, Plaintiff, herein;

15 TO: STEWART BELL, District Attorney, and

16 TO: DEPARTMENT FIFTEEN OF THE EIGHTH JUDICIAL DISTRICT COURT
17 OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK:

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *W. Vasado*
DEPUTY CLERK

18 NOTICE IS HEREBY GIVEN that DAMON CAMPBELL, by and through
19 his attorney DAVID M. SCHIECK, ESQ., hereby appeals to the
20 Supreme Court of the State of Nevada from his conviction and
21 sentence.

22 Dated this 24 day of January, 2002.

23 SUBMITTED BY:

24 *David M. Schieck*
25 DAVID M. SCHIECK, ESQ.

RECEIVED

27 FEB 01 2002

28 CLERK OF SUPREME COURT
By _____
DEPUTY CLERK

00-00177

David M. Schieck
Attorney At Law
302 E. Carson Ave., Ste. 600
Las Vegas, NV 89101
(702) 382-1844

CERTIFICATE OF MAILING

The undersigned does hereby certify that on 1-24,
2002, I deposited in the United States Post Office at Las
Vegas, Nevada, a copy of the Notice of Appeal, postage prepaid,
addressed to the following:

District Attorney's Office
200 S. Third Street
Las Vegas NV 89155

Nevada Attorney General
100 N. Carson
Carson City, NV 89701-4717


An employee of David M. Schieck, Esq.

NCA
DAVID M. SCHIECK, ESQ.
NEVADA BAR NO. 0824
302 East Carson, #600
Las Vegas, NV 89101
702-382-1844
Attorney for Defendant

FILED

JAN 25 10 29 AM '02

Shirley D. Maguire
CLERK

DISTRICT COURT

CLARK COUNTY, NEVADA

* * *

| | | |
|----------------------|---|-----------------------|
| THE STATE OF NEVADA, |) | CASE NO. C 169550 |
| |) | DEPT. NO. XV |
| Plaintiff, |) | |
| |) | |
| vs. |) | CASE APPEAL STATEMENT |
| |) | |
| DAMON CAMPBELL, |) | |
| |) | |
| Defendant. |) | DATE: N/A |
| |) | TIME: N/A |

1. Appellant DAMON CAMPBELL
2. Judge Sally Loehrer
3. Plaintiff The State of Nevada
Defendant Damon Campbell
4. Appellant Sally Loehrer
Respondent The State of Nevada
5. Counsel for Appellant: David M. Schieck, Esq.,
Law Office of David Schieck, 302 E. Carson, #600,
Las Vegas, NV 89101, 702-382-1844

Counsel for Respondent: Stewart Bell, Esq., District
Attorney, 200 S. Third St., Las Vegas, NV 89155,
702-455-4711; and Frankie Sue Del Papa, Esq., Nevada
Attorney General, 100 N. Carson St., Carson City,
Carson City, NV 89701, 702-687-4170
6. Campbell was represented by appointed counsel, David
Schieck, Esq. and Stan Walton, Esq., for his trial in
District Court.
7. Campbell is represented by appointed counsel, David
Schieck, Esq.. on appeal from his conviction and

1 sentence.

2 8. Appellant was granted leave to proceed in forma
3 pauperis and appellate counsel was appointed on
4 January 14, 2002.

5 9. The Information was filed August 24, 2000.

6 Dated this 24 day of January, 2002.

7 SUBMITTED BY:

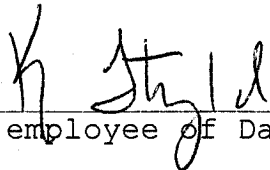
8 
9 DAVID M. SCHIECK, ESQ.

10 CERTIFICATE OF MAILING

11 The undersigned does hereby certify that on 1-24,
12 2002, I deposited in the United States Post Office at Las
13 Vegas, Nevada, a copy of the Case Appeal Statement, postage
14 prepaid, addressed to the following:

15 District Attorney's Office
16 200 S. Third Street
Las Vegas NV 89155

17 Nevada Attorney General
18 100 N. Carson
Carson City, NV 89701-4717

19 
20 An employee of David M. Schieck, Esq.
21
22
23
24
25
26
27
28

DATE: 01/28/02
CASE NO. 00-C-169550-C

I N D E X

TIME 8:48 AM
JUDGE:Loehrer, Sally

STATE OF NEVADA

[] vs Campbell, Damon L

[]

001 D1 Damon L Campbell

000824 Schieck, David M.
NO. 1 Schieck & Derke
302 E Carson #918
Las Vegas, NV 89101

| NO. | FILED/REC | CODE | REASON/DESCRIPTION | FOR | OC | SCH/PER | C |
|------|-----------|---|--------------------|-----|----|----------|---|
| 0001 | 08/24/00 | INFO/INFORMATION | Fee \$0.00 | | | 08/24/00 | |
| 0002 | 08/24/00 | ARRN/INITIAL ARRAIGNMENT | | 001 | | 09/07/00 | |
| 0003 | 08/25/00 | CBO /CRIMINAL BINDOVER | | 001 | | | |
| 0004 | 08/25/00 | NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT | | | | 08/25/00 | |
| 0005 | 09/07/00 | HEAR/TRIAL SETTING | | 001 | | 09/21/00 | |
| 0006 | 09/06/00 | NISD/NOTICE OF INTENT TO SEEK DEATH PENALTY | | 001 | | | |
| 0007 | 09/21/00 | ARRN/ARRAIGNMENT CONTINUED (VJ 9/27/00) | | 001 | VC | 09/28/00 | |
| 0008 | 09/20/00 | TRAN/REPORTER'S TRANSCRIPT OF PRELIMINARY HEARING | | 001 | | 08/23/00 | |
| 0009 | 09/21/00 | INFO/AMENDED INFORMATION | | 001 | | 09/21/00 | |
| 0010 | 09/21/00 | SUBT/SUBSTITUTION OF ATTORNEY | | 001 | | | |
| 0011 | 09/27/00 | HEAR/TRIAL SETTING | | 001 | GR | 10/17/00 | |
| 0012 | 10/03/00 | MOT /STATE'S MOTION TO JOIN DEFTS' WITH C170186 | | 001 | GR | 10/17/00 | |
| 0013 | 10/10/00 | TRAN/REPORTER'S TRANSCRIPT OF TRIAL SETTING | | 001 | | 09/21/00 | |
| 0014 | 10/17/00 | MOT /ALL PENDING MOTIONS (10/17/00) | | 001 | | 10/17/00 | |
| 0015 | 10/17/00 | CALC/CALENDAR CALL (VJ 5/2/01) | | 001 | VC | 05/16/01 | |
| 0016 | 10/17/00 | JURY/TRIAL BY JURY (VJ 5/2/01) | | 001 | VC | 05/21/01 | |
| 0017 | 10/18/00 | ORDR/ORDER APPOINTING COUNSEL | | 001 | | | |
| 0018 | 10/25/00 | ORDR/ORDER GRANTING STATES MOTION TO CONSOLIDATE CASE | | 001 | HG | 10/17/00 | |
| 0019 | 11/09/00 | PET /DEFT'S PETITION FOR WRIT OF HABEAS CORPUS | | 001 | DN | 11/28/00 | |
| 0020 | 11/06/00 | TRAN/REPORTER'S TRANSCRIPT OF STATES MOTION TO CONSOLIDATE | | 001 | | 10/17/00 | |
| 0021 | 11/09/00 | ORDR/ORDER - C170186 | | | | | |
| 0022 | 11/13/00 | ROC /RECEIPT OF COPY - C170186 | | | | 11/09/00 | |
| 0023 | 11/13/00 | WRIT/WRIT OF HABEAS CORPUS - C170186 | | | | | |
| 0024 | 11/20/00 | WRIT/RETURN TO WRIT OF HABEAS CORPUS C170186 | | | | | |
| 0025 | 11/13/00 | ROC /RECEIPT OF COPY - C170186 | | | | 11/09/00 | |
| 0026 | 12/12/00 | REQT/EX PARTE MOTION FOR APPOINTMENT OF INVESTIGATOR AND FOR EXCESS FEES | | 001 | | | |
| 0027 | 12/13/00 | EXPR/EX PARTE ORDER APPOINTING INVESTIGATOR AND FOR EXCESS FEES | | 001 | | | |
| 0028 | 01/19/01 | OTTE/ORDER TO TRANSPORT - C170186 | | | | 01/19/01 | |
| 0029 | 04/26/01 | HEAR/STATE'S REQUEST STATUS CHECK: TRIAL DATE | | 001 | GR | 05/02/01 | |
| 0030 | 04/30/01 | MOT /STATE'S MOTION TO ADMIT EVIDENCE OF OTHER CRIMES (CONS W/C170186) | | 001 | DN | 10/25/01 | |
| 0031 | 05/02/01 | HEAR/TRIAL SETTING | | 001 | GR | 05/07/01 | |
| 0032 | 04/30/01 | NOTC/NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATING CIRCUMSTANCES | | 001 | | | |

(Continued to page 2)

| NO. | FILED/REC CODE | REASON/DESCRIPTION | FOR | OC | SCH/PER | C |
|------|----------------|--|-----|----|----------|---|
| 0033 | 04/30/01 | LIST/NOTICE OF WITNESSES | 001 | | | |
| 0034 | 04/30/01 | LIST/NOTICE OF EXPERT WITNESSES | 001 | | | |
| 0035 | 05/08/01 | CALC/CALENDAR CALL | 001 | | 10/24/01 | |
| 0036 | 05/08/01 | JURY/TRIAL BY JURY (VJ 10/1/01) | 001 | VC | 10/29/01 | |
| 0037 | 05/25/01 | TRAN/REPORTER'S TRANSCRIPT OF TRIAL SETTING | 001 | | 05/07/01 | |
| 0038 | 08/03/01 | EXPR/EX PARTE ORDER FOR APPOINTMENT OF COUNSEL | 001 | | | |
| 0039 | 08/03/01 | REQT/EX PARTE MOTION FOR APPOINTMENT OF COUNSEL | 001 | | | |
| 0040 | 08/28/01 | MOT /DEFT'S MTN TO ALLOW JURY QUESTIONNAIRE/15 | 001 | GR | 10/01/01 | |
| 0041 | 08/28/01 | MOT /DEFT'S MTN TO STRIKE NOTICE OF AGGRAVATING CIRCUMSTANCES/16 | 001 | DN | 10/01/01 | |
| 0042 | 08/28/01 | MOT /DEFT'S MTN IN LIMINE LIMITING REMOVAL OF JURORS BY THE PROSECUTOR/17 | 001 | DN | 10/01/01 | |
| 0043 | 08/28/01 | MOT /DEFT'S MTN FOR INDIVIDUAL SEQUESTERED VOIR DIRE/18 | 001 | DN | 10/01/01 | |
| 0044 | 08/28/01 | MOT /DEFT'S MTN TO ALLOW ADDITIONAL PEREMPTORY CHALLENGES/19 | 001 | DN | 10/01/01 | |
| 0045 | 08/28/01 | MOT /DEFT'S MTN FOR DISCOVERY/20 | 001 | DN | 10/01/01 | |
| 0046 | 08/28/01 | MOT /DEFT'S MTN TO SEVER TRIALS/21 | 001 | DN | 10/01/01 | |
| 0047 | 08/28/01 | MOT /DEFT'S MTN TO EXCLUDE STATEMENT OF CO DEFT /22 | 001 | GR | 10/01/01 | |
| 0048 | 08/28/01 | MOT /DEFT'S MTN TO COMPEL DISCLOSURE OF EXPECTATIONS OR BENEFITS FOR COOP/23 | 001 | GR | 10/01/01 | |
| 0049 | 08/29/01 | ROC /RECEIPT OF COPY | 001 | | 08/29/01 | |
| 0050 | 09/05/01 | OPPS/OPPOSITION TO DEFENDANTS MOTION FOR DISCOVERY | 001 | | | |
| 0051 | 09/05/01 | OPPS/OPPOSITION TO DEFENDANTS MOTION TO ALLOW ADDITIONAL PEREMPTORY CHALLENGES | 001 | | | |
| 0052 | 09/05/01 | OPPS/OPPOSITION TO DEFENDANTS MOTION FOR INDIVIDUAL SEQUESTERED VOIR DIRE | 001 | | | |
| 0053 | 09/05/01 | OPPS/OPPOSITION TO DEFENDANTS MOTION TO ALLOW JURY QUESTIONNAIRE | 001 | | | |
| 0054 | 09/06/01 | OPPS/OPPOSITION TO DEFENDANTS MOTION TO COMPEL DISCLOSURE OF EXPECTATIONS OR EXPECTATIONS OR BENEFITS BENEFITS FOR COOPERATION | 001 | | | Y |
| 0055 | 09/10/01 | MOT /ALL PENDING MOTIONS (9/10/01) | 001 | | 09/10/01 | |
| 0056 | 09/11/01 | OPPS/OPPOSITION TO DEFENDANTS MOTION TO STRIKE NOTICE OF AGGRAVATING CIRCUMSTANCES | 001 | | | Y |
| 0057 | 09/11/01 | OPPS/OPPOSITION TO DEFENDANTS MOTION IN LIMINE LIMITING REMOVAL OF JURORS BY THE PROSECUTOR | 001 | | | Y |
| 0058 | 09/11/01 | OPPS/OPPOSITION TO DEFENDANTS MOTION TO SEVER TRIALS | 001 | | | |
| 0059 | 09/11/01 | OPPS/OPPOSITION TO DEFENDANTS MOTION TO EXCLUDE STATEMENT OF CO DEFENDANT | 001 | | | |
| 0060 | 09/12/01 | REQT/EX PARTE MOTION FOR APPOINTMENT OF EXPERT WITNESS AND EX PARTE MOTION FOR EXCESS FEES | 001 | | | Y |

| NO. | FILED/REC CODE | REASON/DESCRIPTION | FOR | OC | SCH/PER | C |
|------|----------------|---|-------------------|----|----------|---|
| 0061 | 09/13/01 | ROC /RECEIPT OF COPY | 001 | | 09/13/01 | |
| 0062 | 09/14/01 | ORDR/ORDER APPOINTING EXPERT FIREARM AND TOOLMARK EXAMINER AND FORENSIC CRIME SCENE RECONSTRUCTIONIST AND FOR EXCESS FEES | 001 001 001 | | | Y |
| 0063 | 09/14/01 | NOTC/RENOUNCE OF MOTION AND MOTION TO ADMIT EVIDENCE OF OTHER CRIMES | 001 001 | | 10/01/01 | |
| 0064 | 09/17/01 | NOTC/SUPPLEMENTAL NOTICE OF WITNESSES | 001 | | | |
| 0065 | 09/17/01 | LIST/SUPPLEMENTAL NOTICE OF EXPERT WITNESSES | 001 | | | |
| 0066 | 09/14/01 | TRAN/REPORTER'S TRANSCRIPT OF SEPT 10 2001 | | | 09/10/01 | |
| 0067 | 09/18/01 | TRAN/REPORTER'S TRANSCRIPT OF MAY 2 2001 | | | 05/21/01 | |
| 0068 | 09/21/01 | TRAN/REPORTER'S TRANSCRIPT OF MAY 16 2001 | | | 05/16/01 | |
| 0069 | 09/25/01 | EXPT/EX PARTE MOTION FOR ADDITIONAL INVESTIGATIVE FEES IN EXCESS OF THE STATUTORY LIMIT | 001 001 | | | Y |
| 0070 | 09/25/01 | ROC /RECEIPT OF COPY | 001 | | 09/25/01 | |
| 0071 | 09/25/01 | OPPS/OPPOSITION TO MOTION TO ADMIT EVIDENCE OF OTHER CRIMES WRONGS OR BAD ACTS IN STATES CASE IN CHIEF | 001 001 001 | | | Y |
| 0074 | 10/01/01 | MOT /ALL PENDING MOTIONS (10/1/01) | 001 | | 10/01/01 | |
| 0075 | 10/01/01 | HEAR/PETROCELLI HEARING | 001 | | 10/25/01 | |
| 0076 | 10/04/01 | ORDR/ORDER GRANTING EX PARTE MOTION FOR ADDITIONAL INVESTIGATIVE FEES IN EXCESS OF THE STATUTORY LIMIT | 001 001 | | 10/04/01 | Y |
| 0077 | 10/25/01 | MOT /ALL PENDING MOTIONS 10-25-01 | AL | | 10/25/01 | |
| 0078 | 10/30/01 | NOEV/NOTICE OF EXHIBIT(S) IN THE VAULT | | | 10/25/01 | |
| 0079 | 10/30/01 | TRAN/REPORTER'S TRANSCRIPT OF PRE TRIAL MOTIONS | 001 001 | | 10/01/01 | |
| 0080 | 10/30/01 | LIST/SECOND SUPPLEMENTAL NOTICE OF WITNESSES | 001 | | | |
| 0081 | 10/31/01 | LIST/NOTICE OF WITNESSES | 001 | | | |
| 0082 | 11/05/01 | TRB /TRIAL BEGINS | | | | |
| 0083 | 11/05/01 | TRAN/REPORTER'S TRANSCRIPT OF CALENDAR CALL | 001 | | 10/24/01 | |
| 0084 | 11/05/01 | TRAN/REPORTER'S TRANSCRIPT PETROCELLI HEARING | 001 | | 10/25/01 | |
| 0085 | 11/06/01 | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL (11/5/01) | 001 001 | | 11/05/01 | |
| 0086 | 11/06/01 | SUBP/SUBPOENA DUCES TECUM | 001 | SC | 11/08/01 | |
| | | | 001 | SV | 11/03/01 | |
| 0087 | 11/06/01 | SUBP/SUBPOENA | 001 | SC | 11/08/01 | |
| | | | 001 | SV | 11/03/01 | |
| 0088 | 11/06/01 | ORDR/ORDER | 001 | | | |
| 0089 | 11/07/01 | ORDR/MEDIA REQUEST TO PERMIT CAMERA ACCESS TO PROCEEDINGS | | | 11/07/01 | |
| 0090 | 11/07/01 | CRJL/CRIMINAL JURY LIST | 001 | | | |
| 0091 | 11/08/01 | SUBP/SUBPOENA | 001 | SV | 11/03/01 | |
| 0092 | 11/06/01 | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL | 001 | | 11/05/01 | |
| 0093 | 11/08/01 | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL VOLUME I | 001 001 | | 11/07/01 | |
| 0094 | 11/07/01 | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL | 001 | | 11/06/01 | |
| 0095 | 11/08/01 | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL AFTERNOON SESSION | 001 001 | | 11/07/01 | |
| 0096 | 11/09/01 | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL | 001 | | 11/08/01 | |
| 0097 | 11/09/01 | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL VOLUME II | 001 001 | | 11/08/01 | |

(Continued to page 4)

| NO. | FILED/REC | CODE | REASON/DESCRIPTION | FOR | OC | SCH/PER | C |
|------|-----------|------|---|------|----|----------|---|
| 0098 | 11/05/01 | | JURY/TRIAL BY JURY | 001 | | 11/13/01 | |
| 0099 | 11/13/01 | | HEAR/PENALTY HEARING | 001 | | 11/15/01 | |
| 0100 | 11/14/01 | | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL | 001 | | 11/13/01 | |
| 0101 | 11/15/01 | | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL 11/14/01 1:30 P.M.) | 001 | | 11/14/01 | |
| 0102 | 11/15/01 | | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL (11/14/01 3:15 P.M.) | 001 | | 11/14/01 | |
| 0103 | 11/15/01 | | SENT/SENTENCING | 001 | GR | 01/14/02 | |
| 0104 | 11/13/01 | | INST/INSTRUCTIONS TO THE JURY | 001 | | | |
| 0105 | 11/16/01 | | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL | 001 | | 11/13/01 | |
| 0106 | 11/16/01 | | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL | 001 | | 11/16/01 | |
| 0107 | 11/15/01 | | TRE /TRIAL ENDS | | | | |
| 0108 | 11/16/01 | | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL AFTERNOON SESSION | 001 | | 11/13/01 | |
| 0109 | 11/15/01 | | VER /SPECIAL VERDICT | 001 | | 11/15/01 | |
| 0110 | 11/15/01 | | INST/INSTRUCTIONS TO THE JURY | 001 | | | |
| 0111 | 11/15/01 | | VER /VERDICT | 001 | | 11/15/01 | |
| 0112 | 11/15/01 | | VER /SPECIAL VERDICT | 001 | | 11/15/01 | |
| 0113 | 11/13/01 | | VER /VERDICT | 001 | | 11/13/01 | |
| 0114 | 11/13/01 | | TRAN/REPORTER'S TRANSCRIPT OF JURY TRIAL | 001 | | 11/09/01 | |
| 0116 | 11/27/01 | | NOTC/NOTICE OF JURY QUESTIONNAIRES IN THE VAULT | | | | |
| 0117 | 11/27/01 | | EXPR/EX PARTE ORDER FOR CONTACT VISITATION | 001 | | | |
| 0118 | 01/08/02 | | EXPR/EX PARTE ORDER FOR CONTACT VISITATION | 001 | | | |
| 0119 | 01/09/02 | | REQT/EX PARTE MOTION FOR ADDITIONAL EXPERT FEES IN EXCESS OF THE STATUTORY LIMIT | 001 | | | |
| 0120 | 01/18/02 | | ORDR/ORDER APPOINTING COUNSEL | 001 | | | |
| 0121 | 01/22/02 | | JMNT/ADMINISTRATION/ASSESSMENT FEE | 0001 | | 01/23/02 | |
| 0122 | 01/22/02 | | JMNT/GENETIC TESTING FEE | 0001 | | 01/23/02 | |
| 0123 | 01/22/02 | | JMNT/JUDGMENT OF RESTITUTION | 0001 | | 01/23/02 | |
| 0124 | 01/22/02 | | JUDG/JUDGMENT OF CONVICTION (JURY TRIAL) | 001 | | 01/22/02 | |
| 0125 | 01/24/02 | | STAT/CASE APPEAL STATEMENT | 001 | | | |
| 0126 | 01/23/02 | | NOAS/NOTICE OF APPEAL | 001 | AP | 01/23/02 | |
| 0127 | 01/25/02 | | STAT/CASE APPEAL STATEMENT | 001 | | | |
| 0128 | 01/25/02 | | NOAS/NOTICE OF APPEAL | 001 | AP | 01/25/02 | |

ORIGINAL

FILED

JAN 22 8 35 PM '02

Shirley L. Jones
CLERK

1 JOC
2 STEWART L. BELL
3 DISTRICT ATTORNEY
4 Nevada Bar #000477
5 200 S. Third Street
6 Las Vegas, Nevada 89155
7 (702) 455-4711
8 Attorney for Plaintiff

9
10 DISTRICT COURT
11 CLARK COUNTY, NEVADA
12

13 THE STATE OF NEVADA,

14 Plaintiff,

15 -vs-

16 DAMON LAMAR CAMPBELL,
17 #1196647

18 Defendant.
19

Case No. C169550
Dept. No. XV

20
21 **JUDGMENT OF CONVICTION (JURY TRIAL)**
22

23 The Defendant previously entered plea(s) of not guilty to the crime(s) of COUNT I -
24 MURDER WITH USE OF A DEADLY WEAPON (Felony) and COUNTS II & III - ATTEMPT
25 MURDER WITH USE OF A DEADLY WEAPON (Felony), in violation of NRS 200.010,
26 200.030, 193.165, 193.330, and the matter having been tried before a jury, and the Defendant
27 being represented by counsel and having been found guilty of the crime(s) of COUNT I -
28 MURDER OF THE FIRST DEGREE WITH USE OF A DEADLY WEAPON (Felony) and
COUNTS II - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (Felony); and
thereafter on the 14th day of January, 2002, the Defendant was present in Court for sentencing
with his counsel, STAN WALTON, ESQ.; and good cause appearing therefor,

THE DEFENDANT HEREBY ADJUDGED guilty of the crime(s) as set forth in the
jury's verdict and, in addition to the \$25.00 Administrative Assessment Fee, \$250.00 DNA Fee
and \$2500.00 RESTITUTION (jointly and severally with co-defendant), the Defendant is

1 sentenced as follows:
2 COUNT I - LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of
3 Corrections (NDC) plus an EQUAL and CONSECUTIVE term of LIFE WITHOUT THE
4 POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC) for use of a
5 deadly weapon;
6 COUNT II - a MINIMUM of FORTY THREE (43) MONTHS and a MAXIMUM of ONE
7 HUNDRED NINETY TWO (192) MONTHS in the Nevada Department of Corrections
8 (NDC) plus an EQUAL and CONSECUTIVE term of a MINIMUM of FORTY THREE (43)
9 MONTHS and a MAXIMUM of ONE HUNDRED NINETY TWO (192) MONTHS in the
10 Nevada Department of Corrections (NDC) for use of a deadly weapon.
11 Count II CONCURRENT with Count I and Defendant to receive 541 days Credit for Time
12 Served. FURTHER, Defendant to submit to a test for the purpose of determining genetic
13 markers.

14 DATED this 18 day of January, 2002.

15
16 
17 _____
18 DISTRICT JUDGE
19
20
21
22
23
24
25
26
27
28

W. H. B. J.
K.P.

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA vs Campbell, Damon L

09/07/00 08:30 AM 00 INITIAL ARRAIGNMENT

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: MELISSA DAVIS, Court Clerk
GEORGETTE BYRD/GB, Relief Clerk
LISA MAKOWSKI, Reporter/Recorder

PARTIES: STATE OF NEVADA
002781 Roger, David J.

001 D1 Campbell, Damon L
006649 Fritz, Andrew

Y
Y

Y
Y

DEFENDANT CAMPBELL ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE. State filed their Motion to Seek the Death Penalty. Court's inquiry as to if Mr. Fritz is state board certified to try a death penalty case. Mr. Fritz advised he is not and will be associated with Mr. Laporta during the trial. COURT ORDERED, matter continued two weeks for trial setting.

CUSTODY

09/21/00 8:30 AM TRIAL SETTING

09/21/00 08:30 AM 00 TRIAL SETTING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: MELISSA DAVIS, Court Clerk
MARY BETH COOK, Reporter/Recorder

PARTIES: STATE OF NEVADA
000981 Noxon, Arthur G.

001 D1 Campbell, Damon L
004784 Walton, Stanley A.
006649 Fritz, Andrew

Y
Y

Y
Y
Y

Mr. Fritz present. Mr. Walton submitted and FILED SUBSTITUTION OF ATTORNEY IN OPEN COURT. Mr. Walton requested one week to see if another attorney will need to be retained to assist in defending attorney. AMENDED INFORMATION FILED IN OPEN COURT; same charges, different language. COURT ORDERED, matter CONTINUED.

CUSTODY

9/28/00 8:30 AM TRIAL SETTING

CRIMINAL COURT MINUTES

00-C-169550-C

STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 001

09/28/00 08:30 AM 00 TRIAL SETTING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: THERESA LEE, Court Clerk
LISA MAKOWSKI, Reporter/RecorderPARTIES: STATE OF NEVADA
002781 Roger, David J.
001 D1 Campbell, Damon L
004784 Walton, Stanley A.

Y

Y

Y

Y

Mr. Walton stated he discussed this matter with Mr. Roger, and requested matter CONTINUED to 10/12/00, SO ORDERED. Upon inquiry of Mr. Walton, Court stated the Preliminary Hearing transcript was filed either 9/20/00 or 9/28/00.

CUSTODY

CONTINUED TO: 10/12/00 08:30 AM 01

10/12/00 08:30 AM 01 TRIAL SETTING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: THERESA LEE, Court Clerk
MARY BETH COOK, Reporter/RecorderPARTIES: STATE OF NEVADA
006503 Skupa, Kristy L.
001 D1 Campbell, Damon L
004784 Walton, Stanley A.

Y

Y

Y

Y

Ms. Skupa advised Court Mr. Walton was present earlier and requested this matter CONTINUED to the same day as the Motion to Consolidate, SO ORDERED.

CUSTODY

LATER, Mr. Walton present and was advised of the continuance.

CONTINUED TO: 10/17/00 08:30 AM 02

CONTINUED ON PAGE: 003

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA vs Campbell, Damon L
CONTINUED FROM PAGE: 002

10/17/00 08:30 AM 00 ALL PENDING MOTIONS (10/17/00)

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: MELISSA DAVIS, Court Clerk
MARY BETH COOK, Reporter/Recorder

| | | |
|----------|---------------------------|---|
| PARTIES: | STATE OF NEVADA | Y |
| | 006503 Skupa, Kristy L. | Y |
| | 001 D1 Campbell, Damon L | Y |
| | 004784 Walton, Stanley A. | Y |

TRIAL SETTING...STATE'S MOTION TO JOIN DEFENDANTS (CAMPBELL & HOLLIMON)

Upon Court's inquiry counsel advised that the State has filed a Notice of Intent to Seek the Death Penalty against this defendant. COURT ORDERED, defendant having waived the 60 day rule, matter set for trial. Ms. Walton requested Mr. Schieck be appointed to assist in representing defendant and COURT SO ORDERED. COURT ORDERED, motion to join in GRANTED and matter set for trial.

CUSTODY

5/16/01 8:30 AM CALENDAR CALL

5/21/01 1:30 PM JURY TRIAL

11/28/00 08:30 AM 00 DEFT'S PETITION FOR WRIT OF HABEAS
CORPUS

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: MELISSA DAVIS, Court Clerk
LISA MAKOWSKI, Reporter/Recorder

| | | |
|----------|---------------------------|---|
| PARTIES: | STATE OF NEVADA | Y |
| | 001802 Jorgenson, Eric G. | Y |
| | 001 D1 Campbell, Damon L | N |
| | 002255 Jackson, Alzora B. | Y |

Defendant not present. Court noted this case is consolidated with C170186m with defendant Hollimon. Upon Court's inquiry, this petition applies to Defendant Hollimon ONLY. COURT ORDERED, petition is DENIED without argument.

CUSTODY

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 003

05/02/01 08:30 AM 00 STATE'S REQUEST STATUS CHECK: TRIAL DATE

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: MELISSA DAVIS, Court Clerk
LISA MAKOWSKI, Reporter/Recorder

| | | |
|----------|---------------------------|---|
| PARTIES: | STATE OF NEVADA | Y |
| | 005691 Kochevar, Brian J. | Y |
| | 001 D1 Campbell, Damon L | Y |
| | 004784 Walton, Stanley A. | Y |

COURT ORDERED, motion GRANTED. Mr. Walton stated he will obtain the Court's schedule on trial dates and all counsel will meet to discuss a date that is acceptable to all parties and requested a brief continuance.

CUSTODY

5/7/01 8:30 AM TRIAL SETTING

05/07/01 08:30 AM 00 TRIAL SETTING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: THERESA LEE, Court Clerk
MARY BETH COOK, Reporter/Recorder

| | | |
|----------|---------------------------|---|
| PARTIES: | STATE OF NEVADA | Y |
| | 002781 Roger, David J. | Y |
| | 001 D1 Campbell, Damon L | Y |
| | 004784 Walton, Stanley A. | Y |
| | 000824 Schieck, David M. | Y |

Colloquy between Court and Counsel re possible trial dates. Court advised counsel the trial will commence 10/29/01 which is a short week for this Court. The Court will be here 10/29/01 and 10/30/01 and possibly 11/1/01, and the Court will pick the trial back up on 11/5/01. All counsel concurred. Upon Court's inquiry, Mr. Schieck stated pre-trial motions will be filed soon. COURT ORDERED, ALL pre-trial motions will be heard no later than 10/10/01. The Court WILL NOT sign any Order Shortening Time orders, the motions need to be filed before then. Counsel concurred.

CUSTODY

10/24/01 8:30 A.M. CALENDAR CALL

10/29/01 10:30 A.M. TRIAL BY JURY

CONTINUED ON PAGE: 005

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 004

05/16/01 08:30 AM 00 STATE'S MOTION TO ADMIT EVIDENCE OF
OTHER CRIMES (CONS W/C170186)

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: MELISSA DAVIS, Court Clerk
LISA MAKOWSKI, Reporter/Recorder

| | | |
|----------|-------------------|---|
| PARTIES: | STATE OF NEVADA | Y |
| 006503 | Skupa, Kristy L. | Y |
| 001 D1 | Campbell, Damon L | Y |
| 000824 | Schieck, David M. | Y |

Ms. Jackson noted that this case being consolidated with C170186, she was not notified of this motion and should have been. Ms. Jackson requested she be notified on all motions in the future. Mr. Schieck stated that counsel are stipulating to take this motion off calendar and to be re-noticed at the time defenses' motions are set. COURT ORDERED, matter OFF CALENDAR. Court directed the State to courtesy copy Ms. Jackson on future motions.

CUSTODY (CAMPBELL) ... CUSTODY (COC-NDP) HOLLIMON

CONTINUED TO: 10/01/01 08:30 AM 01

09/10/01 08:30 AM 00 ALL PENDING MOTIONS (9/10/01)

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Mary Beth Cook, Reporter/Recorder

| | | |
|----------|--------------------|---|
| PARTIES: | STATE OF NEVADA | Y |
| 004353 | Pace, Barter G. | Y |
| 001 D1 | Campbell, Damon L | Y |
| 002255 | Jackson, Alzora B. | Y |

DEFT CAMPBELL'S MOTION TO ALLOW JURY QUESTIONNAIRE . . . DEFT CAMPBELL'S
MOTION TO STRIKE NOTICE OF AGGRAVATING CIRCUMSTANCES . . . DEFT CAMPBELL'S
MOTION IN LIMINE LIMITING REMOVAL OF JURORS BY THE PROSECUTOR . . . DEFT
CAMPBELL'S MOTION FOR INDIVIDUAL SEQUESTERED VOIR DIRE . . . DEFT CAMPBELL'S
MOTION TO ALLOW ADDITIONAL PEREMPTORY CHALLENGES . . . DEFT CAMPBELL'S
MOTION FOR DISCOVERY . . . DEFT CAMPBELL'S MOTION TO SEVER TRIALS . . . DEFT
CAMPBELL'S MOTION TO EXCLUDE STATEMENT OF CO-DEFENDANT . . . DEFT CAMPBELL'S
MOTION TO COMPEL DISCLOSURE OF EXPECTATIONS OR BENEFITS FOR COOPERATION

Court advised Ms. Jackson that matters have been continued 3 weeks. Ms. Jackson requested she be permitted to join in the motions and COURT SO

CONTINUED ON PAGE: 006

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 005

ORDERED.

CUSTODY (CAMPBELL)

CONTINUED TO: 10/1/01 @ 8:30 AM

10/01/01 08:30 AM 00 ALL PENDING MOTIONS (10/1/01)

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Lisa Makowski, Reporter/Recorder

| | | |
|----------|--------------------|---|
| PARTIES: | STATE OF NEVADA | Y |
| 002781 | Roger, David J. | Y |
| 001 D1 | Campbell, Damon L | Y |
| 004784 | Walton, Stanley A. | Y |
| 000824 | Schieck, David M. | Y |
| 002255 | Jackson, Alzora B. | Y |

DEFT CAMPBELL'S MOTION TO ALLOW QUESTIONNAIRE . . . DEFT CAMPBELL'S MOTION
TO STRIKE NOTICE OF AGGRAVATING CIRCUMSTANCES . . . DEFT CAMPBELL'S MOTION
IN LIMINE LIMITING REMOVAL OF JURORS BY THE PROSECUTOR . . . DEFT CAMPBELL'S
MOTION FOR INDIVIDUAL SEQUESTERED VOIR DIRE . . . DEFT CAMPBELL'S MOTION TO
ALLOW ADDITIONAL PEREMPTORY CHALLENGES . . . DEFT CAMPBELL'S MOTION FOR
DISCOVERY . . . DEFT CAMPBELL'S MOTION TO SEVER TRIALS . . . DEFT CAMPBELL'S
MOTION TO EXCLUDE STATEMENT OF CO-DEFENDANT . . . DEFT CAMPBELL'S MOTION TO
COMPEL DISCLOSURE OF EXPECTATIONS OR BENEFITS FOR COOPERATION . . . STATE'S
MOTION TO ADMIT EVIDENCE OF OTHER CRIMES

Ms. Jackson present, representing co-defendant Hollimon. Defendant Hollimon
not present as he is currently housed at the Nevada Department of
Corrections. Ms. Jackson requested to join in Motion for Discovery and
Motion to Compel Disclosure of Expectations or Benefits for Cooperation.
There being no objection, COURT SO ORDERED.

As to Motion to Allow Jury Questionnaire: COURT ORDERED, motion GRANTED.
Court directed counsel to put trial date in the questionnaire an to refer to
both defendants as being presumed innocent.

As to Motion to Strike Notice of Aggravating Circumstances: Court advised it
is constrained by the law as the statutes do not provide a narrow group of
people that are death qualified and therefore, ORDERED, motion DENIED.

As to Motion in Limine Limiting Removal of Jurors by Prosecutor: Court
advised that all prospective jurors must be able to consider all punishments
and can be removed for cause if a prospective juror advises they cannot
consider all forms of punishment, therefore, COURT ORDERED, motion DENIED.

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 006

As to Motion for Individual Sequestered Voir Dire: COURT ORDERED, motion DENIED.

As to Motion to Allow Additional Peremptory Challenges: Court finds that 9 challenges per side is sufficient and ORDERED, motion DENIED.

As to Motion for Discovery (Deft Hollimon joined in this motion): COURT ORDERED, motion GRANTED.

As to Motion to Sever Trials: Court noted that statements given can be redacted where needed and does not find a there is a Bruton problem. Response by Mr. Schieck. COURT ORDERED, motion DENIED.

As to Motion to Exclude Statement of Co-Defendant: COURT ORDERED, motion GRANTED.

As to Motion to Compel Disclosure of Expectations or Benefits for Cooperation (Deft Hollimon joined in this motion): COURT ORDERED, motion GRANTED.

As to State's Motion to Admit Evidence of Other Crimes: Mr. Roger argued that it is an act rather than a crime that will be sought to be introduced. Arguments by counsel. Upon Court's inquiry, counsel concurred that a Petrocelli Hearing will be necessary and COURT SO ORDERED. Mr. Roger to have person that stole the car as well as people inside the apartment at the time of the killing for hearing.

CUSTODY (CAMPBELL)...CUSTODY (COC-NDC) HOLLIMON

10/25/01 1:30 PM STATE'S MOTION TO ADMIT EVIDENCE OF OTHER CRIMES/
PETROCELLI HEARING

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 007

10/24/01 08:30 AM 00 CALENDAR CALL

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Theresa Lee, Court Clerk
Tina Hurd/th, Relief Clerk
Mary Beth Cook, Reporter/Recorder

PARTIES: STATE OF NEVADA
001802 Jorgenson, Eric G.
002781 Roger, David J.

001 D1 Campbell, Damon L
000824 Schieck, David M.

Y
Y
Y

Y
Y

Alzora Jackson, DSPD, present for Deft. Sheldon Hollimon from companion case C170186. David Roger, DDA, not present. Mr. Schieck announced ready for trial and stated he believes Mr. Roger is ready also. Court advised the jury questionnaires were delivered upstairs and the jury will be brought in sometime this week and counsel will be called when the questionnaires are ready. Ms. Jackson advised she is ready for trial. Mr. Schieck stated he believes this is a 2-3 week trial and there are several civilian witnesses who will need a Spanish interpreter. Court directed the State to advise the Interpreter's Office they will need people here for extended periods of time and the Court requests they use the headphone system so there is not a court interpreter speaking out loud. Ms. Jackson advised they have a Petrocelli Hearing tomorrow and requested Deft. Hollimon remain here from the High Desert facility as she would like to have him here for the Petrocelli Hearing and for trial preparation; she would like to have him here all next week. Court Services advised Deft. Hollimon can be booked into jail today and he will stay there for the duration of the trial. COURT SO ORDERED. Mr. Schieck advised the only witness problem he is aware of is several witnesses that were deported. Mr. Roger appeared at this time and indicated he has no witness problems for trial; he may have for the hearing tomorrow, but he will take care of that. COURT ORDERED, this matter will proceed to trial on Monday, November 5 at 1:30 p.m.

CUSTODY

11-5-01 1:30 PM JURY TRIAL

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 008

10/25/01 01:30 PM 00 ALL PENDING MOTIONS 10-25-01

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Rebecca Foster, Relief Clerk
Mary Beth Cook, Reporter/Recorder

PARTIES: STATE OF NEVADA

007480 Pate, Susan

002781 Roger, David J.

001 D1 Campbell, Damon L

004784 Walton, Stanley A.

000824 Schieck, David M.

N

Y

Y

N

Y

Y

STATE'S MOTION TO ADMIT EVIDENCE OF OTHER CRIMES...PETROCELLI HEARING

Witnesses sworn/testified per worksheet.

(3:10 P.M. - Melissa Davis, Court Clerk present.) After testimony.
Arguments by counsel. COURT ORDERED, matters will not be allowed in opening
statements and Court will reserve ruling until hearing testimony from
eyewitnesses. Therefore, COURT ORDERED, motion DENIED WITHOUT PREJUDICE.

CUSTODY (CAMPBELL) . . . CUSTODY (COC-NDC) HOLLIMON

11/05/01 01:30 PM 00 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Mary Beth Cook, Reporter/Recorder

PARTIES: STATE OF NEVADA

002781 Roger, David J.

007480 Pate, Susan

001 D1 Campbell, Damon L

004784 Walton, Stanley A.

000824 Schieck, David M.

Y

Y

Y

Y

Y

Y

1:55 p.m. Prospective jury panel present. Clerk administered Voir Dire
oath. Court and counsel gave introduction to case. Jury selection began.
Court excused those jurors that are qualified and ADMONISHED them and
ORDERED them to return tomorrow. 5:00 p.m. COURT ORDERED, matter CONTINUED,
jury selection to resume tomorrow.

CUSTODY

CONTINUED TO: 11/06/01 10:00 AM 01

CONTINUED ON PAGE: 010

PRINT DATE: 01/28/02

PAGE: 009

MINUTES DATE: 11/05/01

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 009

11/06/01 10:00 AM 01 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Keith Reed, Relief Clerk
Lisa Makowski/Mary Beth Cook, Reporter/Recorder

PARTIES: STATE OF NEVADA
002781 Roger, David J.
007480 Pate, Susan

001 D1 Campbell, Damon L
004784 Walton, Stanley A.
000824 Schieck, David M.

Y
Y
Y

Y
Y
Y

OUTSIDE THE PRESENCE OF THE JURY: Court noted in exercising the peremptory challenges defense counsel objected to the State's challenges to prospective jurors # 593 & # 625 as they have stricken all of the African American males from the panel. Mr. Roger advised the Court of his reasons for the challenges. Mr. Walton stated there is a pattern of dismissing African American males from jury panels. COURT ORDERED, objection OVERRULED as the race and gender neutral reasons are sufficient. OUTSIDE THE PRESENCE OF THE JURY: Mr. Roger noted a Batson challenge to the peremptory challenges of defense counsel in regards to prospective Hispanic jurors # 612 & #579. Mr. Walton and Mr. Schieck advised the Court of the reason for the challenges. Court stated the race and gender neutral reasons are sufficient and ORDERED, challenge OVERRULED. Jury selected and sworn. EXCLUSIONARY RULE INVOKED. Opening statements by Mr. Roger and Mr. Walton. Testimony and exhibits presented. (See worksheets.) Jury Released @ 4:00 p.m. to return November 7 @ 10:30 a.m. OUTSIDE PRESENCE OF THE JURY: Mr. Roger stated defense counsel earlier made a Batson challenge and wanted to reflect the presence of one African American remaining on the panel. Mr. Schieck noted for the record there also appears to be two Hispanics on the panel.

CUSTODY

CONTINUED TO: 11/07/01 10:30 AM 02

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA vs Campbell, Damon L

CONTINUED FROM PAGE: 010

11/07/01 10:30 AM 02 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Lisa Makowski/Mary Beth Cook, Reporter/RecorderPARTIES: STATE OF NEVADA
002781 Roger, David J.
007480 Pate, Susan

001 D1 Campbell, Damon L
004784 Walton, Stanley A.
000824 Schieck, David M.Y
Y
Y

Y
Y
Y

10:45 a.m. All parties present. Testimony and exhibits per worksheet. 5:13 p.m. COURT ADMONISHED JURORS AND ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 11/08/01 10:00 AM 03

11/08/01 10:00 AM 03 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Mary Beth Cook/Lisa Makowski, Reporter/Recorder
LAURA VILLAR, Court InterpreterPARTIES: STATE OF NEVADA
002781 Roger, David J.
007480 Pate, Susan

001 D1 Campbell, Damon L
004784 Walton, Stanley A.
000824 Schieck, David M.Y
Y
Y

Y
Y
Y

German Santilla, Court Spanish Interpreter also present. 10:00 a.m. All parties present. Testimony and exhibits per worksheet. 5:00 p.m. COURT ADMONISHED JURORS AND ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 11/09/01 08:30 AM 04

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 011

11/09/01 08:30 AM 04 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
 Lisa Makowski, Reporter/Recorder
 LAURA VILLAR, Court Interpreter

PARTIES: STATE OF NEVADA
 002781 Roger, David J.
 007480 Pate, Susan

 001 D1 Campbell, Damon L
 004784 Walton, Stanley A.
 000824 Schieck, David M.

Y
 Y
 Y

 Y
 Y
 Y

German Santilla, Court Spanish Interpreter also present. Continued testimony per worksheets. Judge McGroarty presiding from 9:15 a.m. to 10:46 a.m. Continued testimony per worksheets. 11:44 a.m. OUTSIDE THE PRESENCE OF THE JURY: Mr. Roger renewed the Bad Acts motion. Arguments by counsel. COURT ORDERED, matter is too close to call and will rule on the side of caution and feels prior acts are not necessary to prove this case and therefore ORDERED, motion DENIED. 1:30 p.m. JURY PRESENT. State RESTED. Defense presented its case in chief and testimony per worksheet. 2:48 p.m. COURT ADMONISHED JURY PANEL AND ORDERED, matter CONTINUED. OUTSIDE PRESENCE OF JURY: Court advised Defendant of his right to testify or not to testify. Defendant stated he understands his rights. Court directed counsel to exchange Jury Instructions by Tuesday morning.

CUSTODY

CONTINUED TO: 11/13/01 10:00 AM 05

CRIMINAL COURT MINUTES

00-C-169550-C

STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 012

11/13/01 10:00 AM 05 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Lisa Makowski/Mary Beth Cook, Reporter/Recorder

PARTIES: STATE OF NEVADA

002781 Roger, David J.

007480 Pate, Susan

001 D1 Campbell, Damon L

004784 Walton, Stanley A.

000824 Schieck, David M.

Y

Y

Y

Y

Y

Y

10:15 a.m. All parties present. Continued testimony and exhibits per worksheet. 10:38 a.m. DEFENSE RESTED. 10:40 a.m. OUTSIDE PRESENCE OF JURY: Court and counsel settled Jury Instructions. 11:30 a.m. Court ready Jury Instructions. 1:21 p.m. to 2:47 p.m. Closing arguments. Bailiff and Matron sworn to take charge of the jury. Jury began deliberations. 5:00 p.m. JURY PRESENT. Upon Court's inquiry, Jury announced they have reached a verdict. JURY FOUND DEFENDANT GUILTY OF COUNT I - MURDER OF THE FIRST DEGREE WITH USE OF A DEADLY WEAPON (F); COUNT II - ATTEMPT MURDER OF THE FIRST DEGREE WITH USE OF A DEADLY WEAPON (F); COUNT III - NOT GUILTY. Mr. Schieck requested Jury be polled and COURT SO ORDERED. Jury having found the Defendant guilty of First Degree Murder, matter CONTINUED for Penalty Hearing, tomorrow, November 14, 2001 at 1:30 p.m. COURT ADMONISHED JURY PANEL.

CUSTODY

11/14/01 1:30 PM PENALTY HEARING

CRIMINAL COURT MINUTES

00-C-169550-C

STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 013

11/15/01 09:30 AM 01 PENALTY HEARING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Theresa Lee, Relief Clerk
Lisa Makowski, Reporter/Recorder

PARTIES:

STATE OF NEVADA
002781 Roger, David J.
007480 Pate, Susan

001 D1 Campbell, Damon L
004784 Walton, Stanley A.
000824 Schieck, David M.

Y
Y
Y

Y
Y
Y

JURY PRESENT. Testimony and exhibits presented. (See worksheets.) Mr. Schieck read a STIPULATION into the record, "that the records of Clark County District Court with regard to the Gross Misdemeanor conviction suffered by Damon Campbell. He received an Honorable Discharge from Probation, filed on 1/11/99." STATEMENT OF ALLOCUTION by Damon Campbell. Court advised the Jury they will be instructed in the law of the case at this time. The Court will recess for the lunch break and return for closing arguments of counsel. Court INSTRUCTED the Jury. Following the lunch recess, Counsel presented their CLOSING ARGUMENTS to the Jury. At the hour of 1:07 P.M. the Jury RETIRED to DELIBERATE.

At the hour of 3:57 P.M., the Jury returned with a VERDICT of LIFE WITHOUT THE POSSIBILITY OF PAROLE. Court thanked and excused the Jury. COURT ORDERED, matter set for sentencing.

CUSTODY

1/7/02 8:30 A.M. SENTENCING

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 014

01/07/02 08:30 AM 00 SENTENCING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Keith Reed, Relief Clerk
Lisa Makowski, Reporter/RecorderPARTIES: STATE OF NEVADA
006204 Digiacomo, Sandra
001 D1 Campbell, Damon L
004784 Walton, Stanley A.Y
Y
Y
Y

CONFERENCE AT BENCH. COURT ORDERED, matter CONTINUED for Mr. Walton to go over documentation with the Deft. and for the appearance of Mr. Schieck.

CUSTODY

CONTINUED TO: 01/14/02 08:30 AM 01

01/14/02 08:30 AM 01 SENTENCING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Mary Beth Cook, Reporter/RecorderPARTIES: STATE OF NEVADA
006204 Digiacomo, Sandra
001 D1 Campbell, Damon L
004784 Walton, Stanley A.Y
Y
Y
Y

Cleveland Avery from the Division of Parole and Probation present. COURT ADJUDGED DEFENDANT GUILTY OF COUNT I - MURDER OF THE FIRST DEGREE WITH USE OF A DEADLY WEAPON (F) and COUNT II - ATTEMPT MURDER OF THE FIRST DEGREE WITH USE OF DEADLY WEAPON (F). Parties argued and submitted. Colloquy between Court and counsel regarding enhancements with a life sentence. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$250.00 DNA Fee and \$2500.00 RESTITUTION (jointly and severally with co-defendant), Defendant SENTENCED on COUNT I to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC) plus an EQUAL and CONSECUTIVE term of LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC) for use of a deadly weapon; Count II Deft. SENTENCED to a MINIMUM of FORTY THREE (43) MONTHS and a MAXIMUM of ONE HUNDRED NINETY TWO (192) MONTHS in the Nevada Department of Corrections (NDC) plus an EQUAL and CONSECUTIVE term of a MINIMUM of FORTY THREE (43) MONTHS and a MAXIMUM of ONE HUNDRED NINETY TWO (192) MONTHS in the Nevada Department of Corrections (NDC) for use of a deadly weapon. Count II CONCURRENT with Count I and

CONTINUED ON PAGE: 016

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 015

Defendant to receive 541 days Credit for Time Served. FURTHER, Defendant to submit to a test for the purpose of determining genetic markers.

LATER: COURT ORDERED, Mr. Schieck APPOINTED to represent Defendant for the purpose of Direct Appeal.

NDC

CRIMINAL COURT MINUTES

00-C-169550-C

STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 009

11/06/01 10:00 AM 01 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Keith Reed, Relief Clerk
Lisa Makowski/Mary Beth Cook, Reporter/Recorder

PARTIES: STATE OF NEVADA
002781 Roger, David J.
007480 Pate, Susan

001 D1 Campbell, Damon L
004784 Walton, Stanley A.
000824 Schieck, David M.

Y
Y
Y

Y
Y
Y

OUTSIDE THE PRESENCE OF THE JURY: Court noted in exercising the peremptory challenges defense counsel objected to the State's challenges to prospective jurors # 593 & # 625 as they have stricken all of the African American males from the panel. Mr. Roger advised the Court of his reasons for the challenges. Mr. Walton stated there is a pattern of dismissing African American males from jury panels. COURT ORDERED, objection OVERRULED as the race and gender neutral reasons are sufficient. OUTSIDE THE PRESENCE OF THE JURY: Mr. Roger noted a Batson challenge to the peremptory challenges of defense counsel in regards to prospective Hispanic jurors # 612 & #579. Mr. Walton and Mr. Schieck advised the Court of the reason for the challenges. Court stated the race and gender neutral reasons are sufficient and ORDERED, challenge OVERRULED. Jury selected and sworn. EXCLUSIONARY RULE INVOKED. Opening statements by Mr. Roger and Mr. Walton. Testimony and exhibits presented. (See worksheets.) Jury Released @ 4:00 p.m. to return November 7 @ 10:30 a.m. OUTSIDE PRESENCE OF THE JURY: Mr. Roger stated defense counsel earlier made a Batson challenge and wanted to reflect the presence of one African American remaining on the panel. Mr. Schieck noted for the record there also appears to be two Hispanics on the panel.

CUSTODY

CONTINUED TO: 11/07/01 10:30 AM 02

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 010

11/07/01 10:30 AM 02 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Lisa Makowski/Mary Beth Cook, Reporter/Recorder

PARTIES: STATE OF NEVADA

002781 Roger, David J.

007480 Pate, Susan

001 D1 Campbell, Damon L

004784 Walton, Stanley A.

000824 Schieck, David M.

Y

Y

Y

Y

Y

Y

10:45 a.m. All parties present. Testimony and exhibits per worksheet. 5:13 p.m. COURT ADMONISHED JURORS AND ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 11/08/01 10:00 AM 03

11/08/01 10:00 AM 03 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Mary Beth Cook/Lisa Makowski, Reporter/Recorder
LAURA VILLAR, Court Interpreter

PARTIES: STATE OF NEVADA

002781 Roger, David J.

007480 Pate, Susan

001 D1 Campbell, Damon L

004784 Walton, Stanley A.

000824 Schieck, David M.

Y

Y

Y

Y

Y

Y

German Santilla, Court Spanish Interpreter also present. 10:00 a.m. All parties present. Testimony and exhibits per worksheet. 5:00 p.m. COURT ADMONISHED JURORS AND ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 11/09/01 08:30 AM 04

CONTINUED ON PAGE: 012

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 011

11/09/01 08:30 AM 04 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Lisa Makowski, Reporter/Recorder
LAURA VILLAR, Court Interpreter

PARTIES: STATE OF NEVADA
002781 Roger, David J.
007480 Pate, Susan

001 D1 Campbell, Damon L
004784 Walton, Stanley A.
000824 Schieck, David M.

Y
Y
Y

Y
Y
Y

German Santilla, Court Spanish Interpreter also present. Continued testimony per worksheets. Judge McGroarty presiding from 9:15 a.m. to 10:46 a.m. Continued testimony per worksheets. 11:44 a.m. OUTSIDE THE PRESENCE OF THE JURY: Mr. Roger renewed the Bad Acts motion. Arguments by counsel. COURT ORDERED, matter is too close to call and will rule on the side of caution and feels prior acts are not necessary to prove this case and therefore ORDERED, motion DENIED. 1:30 p.m. JURY PRESENT. State RESTED. Defense presented its case in chief and testimony per worksheet. 2:48 p.m. COURT ADMONISHED JURY PANEL AND ORDERED, matter CONTINUED. OUTSIDE PRESENCE OF JURY: Court advised Defendant of his right to testify or not to testify. Defendant stated he understands his rights. Court directed counsel to exchange Jury Instructions by Tuesday morning.

CUSTODY

CONTINUED TO: 11/13/01 10:00 AM 05

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 012

11/13/01 10:00 AM 05 TRIAL BY JURY

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Lisa Makowski/Mary Beth Cook, Reporter/Recorder

PARTIES: STATE OF NEVADA

002781 Roger, David J.

007480 Pate, Susan

001 D1 Campbell, Damon L

004784 Walton, Stanley A.

000824 Schieck, David M.

Y
Y
Y
Y
Y
Y

10:15 a.m. All parties present. Continued testimony and exhibits per worksheet. 10:38 a.m. DEFENSE RESTED. 10:40 a.m. OUTSIDE PRESENCE OF JURY: Court and counsel settled Jury Instructions. 11:30 a.m. Court ready Jury Instructions. 1:21 p.m. to 2:47 p.m. Closing arguments. Bailiff and Matron sworn to take charge of the jury. Jury began deliberations. 5:00 p.m. JURY PRESENT. Upon Court's inquiry, Jury announced they have reached a verdict. JURY FOUND DEFENDANT GUILTY OF COUNT I - MURDER OF THE FIRST DEGREE WITH USE OF A DEADLY WEAPON (F); COUNT II - ATTEMPT MURDER OF THE FIRST DEGREE WITH USE OF A DEADLY WEAPON (F); COUNT III - NOT GUILTY. Mr. Schieck requested Jury be polled and COURT SO ORDERED. Jury having found the Defendant guilty of First Degree Murder, matter CONTINUED for Penalty Hearing, tomorrow, November 14, 2001 at 1:30 p.m. COURT ADMONISHED JURY PANEL.

CUSTODY

11/14/01 1:30 PM PENALTY HEARING

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 013

11/15/01 09:30 AM 01 PENALTY HEARING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Theresa Lee, Relief Clerk
Lisa Makowski, Reporter/Recorder

PARTIES: STATE OF NEVADA
002781 Roger, David J.
007480 Pate, Susan

001 D1 Campbell, Damon L
004784 Walton, Stanley A.
000824 Schieck, David M.

Y
Y
Y

Y
Y
Y

JURY PRESENT. Testimony and exhibits presented. (See worksheets.) Mr. Schieck read a STIPULATION into the record, "that the records of Clark County District Court with regard to the Gross Misdemeanor conviction suffered by Damon Campbell. He received an Honorable Discharge from Probation, filed on 1/11/99." STATEMENT OF ALLOCUTION by Damon Campbell. Court advised the Jury they will be instructed in the law of the case at this time. The Court will recess for the lunch break and return for closing arguments of counsel. Court INSTRUCTED the Jury. Following the lunch recess, Counsel presented their CLOSING ARGUMENTS to the Jury. At the hour of 1:07 P.M. the Jury RETIRED to DELIBERATE.

At the hour of 3:57 P.M., the Jury returned with a VERDICT of LIFE WITHOUT THE POSSIBILITY OF PAROLE. Court thanked and excused the Jury. COURT ORDERED, matter set for sentencing.

CUSTODY

1/7/02 8:30 A.M. SENTENCING

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 014

01/07/02 08:30 AM 00 SENTENCING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Keith Reed, Relief Clerk
Lisa Makowski, Reporter/RecorderPARTIES: STATE OF NEVADA
006204 Digiacomo, SandraY
Y001 D1 Campbell, Damon L
004784 Walton, Stanley A.Y
Y

CONFERENCE AT BENCH. COURT ORDERED, matter CONTINUED for Mr. Walton to go over documentation with the Deft. and for the appearance of Mr. Schieck.

CUSTODY

CONTINUED TO: 01/14/02 08:30 AM 01

01/14/02 08:30 AM 01 SENTENCING

HEARD BY: Sally Loehrer, Judge; Dept. 15

OFFICERS: Melissa Davis, Court Clerk
Mary Beth Cook, Reporter/RecorderPARTIES: STATE OF NEVADA
006204 Digiacomo, SandraY
Y001 D1 Campbell, Damon L
004784 Walton, Stanley A.Y
Y

Cleveland Avery from the Division of Parole and Probation present. COURT ADJUDGED DEFENDANT GUILTY OF COUNT I - MURDER OF THE FIRST DEGREE WITH USE OF A DEADLY WEAPON (F) and COUNT II - ATTEMPT MURDER OF THE FIRST DEGREE WITH USE OF DEADLY WEAPON (F). Parties argued and submitted. Colloquy between Court and counsel regarding enhancements with a life sentence. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$250.00 DNA Fee and \$2500.00 RESTITUTION (jointly and severally with co-defendant), Defendant SENTENCED on COUNT I to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC) plus an EQUAL and CONSECUTIVE term of LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC) for use of a deadly weapon; Count II Deft. SENTENCED to a MINIMUM of FORTY THREE (43) MONTHS and a MAXIMUM of ONE HUNDRED NINETY TWO (192) MONTHS in the Nevada Department of Corrections (NDC) plus an EQUAL and CONSECUTIVE term of a MINIMUM of FORTY THREE (43) MONTHS and a MAXIMUM of ONE HUNDRED NINETY TWO (192) MONTHS in the Nevada Department of Corrections (NDC) for use of a deadly weapon. Count II CONCURRENT with Count I and

CONTINUED ON PAGE: 016

CRIMINAL COURT MINUTES

00-C-169550-C STATE OF NEVADA

vs Campbell, Damon L

CONTINUED FROM PAGE: 015

Defendant to receive 541 days Credit for Time Served. FURTHER, Defendant to submit to a test for the purpose of determining genetic markers.

LATER: COURT ORDERED, Mr. Schieck APPOINTED to represent Defendant for the purpose of Direct Appeal.

NDC

01/28/02

CASE NO. 00-C-169550-C

E X H I B I T S

8:48 AM

CASE STATUS: INACTIVE

STATE OF NEVADA

[] vs Campbell, Damon L

[]

| <u>NO.</u> | <u>CODE</u> | <u>EXHIBIT DESCRIPTION</u> | <u>SUB</u> | <u>OF/OB</u> | <u>DATE</u> | <u>S</u> |
|------------|-------------|----------------------------|------------|--------------|-------------|----------|
| 0001 | P | /JUSTICE COURT EXHIBITS | S | / | 08/25/00 | V |
| 0002 | P-1 | /EXH 1 THROUGH 3 (PHOTOS) | S | AD/ | 10/25/01 | V |
| 0003 | P/ | /JURY QUESTIONNAIRES | | / | 99/99/99 | V |

Certification of Copy

STATE OF NEVADA }
COUNTY OF CLARK } SS:

I, SHIRLEY B. PARRAGUIRRE, the duly elected, qualifying and acting Clerk of Clark County, in the State of Nevada, and Ex-Officio Clerk of the District Court, do hereby certify that the foregoing is a true, full and correct copy of the original:

NOTICE OF APPEAL; CASE APPEAL STATEMENT;
DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF CONVICTION (JURY TRIAL); DISTRICT COURT MINUTES; EXHIBIT LIST;

THE STATE OF NEVADA,)

Plaintiff,)

vs.)

DAMON CAMPBELL,)

Defendant.)

D.C. CASE C169550
DEPARTMENT XV

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, on this the 28 day of January, 2002

SHIRLEY B. PARRAGUIRRE,
CLARK COUNTY CLERK



Barbara Belt

Deputy Clerk