

Electronically Filed
Jun 28 2019 10:06 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

STEVEN LAWRENCE DIXON,

Appellant,

v.

STATE OF NEVADA,

Respondent.

Docket No. 77535

District Court No. 18-6963

RESPONDENT'S APPENDIX
VOLUME TWO

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6 SIXTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
7 IN AND FOR THE COUNTY OF HUMBOLDT
8 THE HONORABLE MICHAEL R. MONTERO, DISTRICT JUDGE

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10 STATE OF NEVADA,
11 Plaintiff,
12 vs.

Case No. CR18-6963
Dept. No. 11

13 STEVEN LAWRENCE DIXON,
14 Defendant.

15 TRANSCRIPT OF PROCEEDINGS
16 JURY TRIAL (Partial Proceedings)
17 THURSDAY, SEPTEMBER 20, 2018

18 APPEARANCES:

19 For the Plaintiff:

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21 For the Defendant:

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24 Reported By:

Leslie R. Rosenthal, CCR #819

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RENO, NEVADA, THURSDAY, SEPTEMBER 20, 2018, 11:10 A.M.

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THE COURT: That concludes the closing
arguments.

6

At this time I'm going to ask Deputy Sjoblom
to come forward. He'll be placed under oath to take
charge of the jury and the alternate.

9

THE CLERK: Do you solemnly swear or affirm
that you will conduct this jury to some private and
convenient place for their deliberations, and there keep
them together? That you will suffer no person in any
manner to speak -- to speak or communicate with them, or
do so yourself, except to ask them if they have agreed
upon a verdict? And when they have a verdict, that you
will conduct them into the Court, unless otherwise
ordered by the Court, so help you God?

18

DEPUTY SJOBLUM: I do.

19

THE CLERK: You do solemnly swear that you
will conduct the alternate juror to some private and
convenient place, other than where the jury is in
deliberation? That you will suffer no person in any
manner to speak or communicate with the alternate juror,
or do so yourself? That you will keep the alternate

1 juror in your charge until the further order of this
2 Court, so help you God?

3 DEPUTY SJOBLUM: I do.

4 THE COURT: Ladies and gentlemen, Deputy
5 Sjoblom's just been placed under oath to take charge of
6 you at this time. So the jury is going to retire to the
7 jury room for your deliberations.

8 You will have as the instructions indicate
9 the evidence. What I'm going to ask, though, is we're
10 going to bring the mirror in there. There -- there is
11 broken glass here. So I just ask to please be careful
12 with that, I don't want anybody to be injured.

13 You will also have the photographs. I
14 believe there's one other document, the jury
15 instructions, and the verdict forms, those will be
16 brought to you in just a moment.

17 As you may have learned from the oath that
18 Deputy Sjoblom just took, we always have to have an
19 alternate, in the event that someone cannot not fulfill
20 or complete their responsibilities as a juror in a
21 criminal case.

22 Ms. Graham, you are the alternate in this
23 case. So what I'm going to do, is I'm just going to ask
24 you to wait here just for a moment. I'm going to have

1 Deputy Sjoblom take the rest of the jury back to the jury
2 room. And then we're going to talk about where you will
3 be until the verdict is reached, okay?

4 Okay. With all of that, thank you. We will
5 be in recess until further call of the jury.

6 And at this time, all rise for the jury.

7 JUROR: Do you still --

8 THE COURT: Yes. Take your notes with you,
9 I'm sorry, I forgot to tell you that, take your notes
10 with you.

11 (Jury excused.)

12 THE COURT: Please be seated.

13 We're going to talk for a moment about
14 Ms. Graham.

15 Ms. Graham, as the alternate we need to
16 determine how -- or where you should be until this jury's
17 reached a verdict.

18 You would still be under the same admonitions
19 as I've been giving during the course of this trial. You
20 can't talk about the case, nor communicate with others.
21 You may not conduct any independent research. Do not
22 read, watch, or listen to any news accounts of this case
23 until the verdict has been reached, because there is
24 always some possibility that you may need to still join

1 the jury for deliberations.

2 Let me ask you this: If I were to let you
3 leave the courthouse at this time, where would you likely
4 be going, if you don't mind me asking?

5 MS. GRAHAM: I would likely be going home.

6 THE COURT: Going home? Okay. I didn't know
7 if you had to go to work today, or --

8 MS. GRAHAM: No. Not until like 5:00. But
9 they know that I could be tied up for the rest -- they've
10 got somebody ready to stay.

11 THE COURT: Okay. And again, this is a
12 little personal, but how far away from the courthouse
13 would you be if you went home?

14 MS. GRAHAM: Probably a five-minute drive,
15 we're just down the street.

16 THE COURT: Okay. Five minute drive. Okay.

17 I'm inclined, counsel, to let Ms. Graham go
18 ahead and go home, under the -- under the conditions that
19 she not talk to anybody about this case, and all the
20 other admonitions I've been giving. So long as
21 Deputy Sjoblom has your contact information, and can
22 contact you on short notice, and have you back here in --
23 in a short amount of time. Would that be -- would that
24 be agreeable to you?

1 MS. GRAHAM: Yes. That would be agreeable.

2 THE COURT: Okay.

3 Mr. Stermitz, Mr. Stovall, any strong
4 feelings about this? I'd still -- she would still be in
5 Deputy Sjoblom's charge, just not here at the courthouse.

6 MR. STOVALL: Strong feeling I have is that
7 she should enjoy her day off.

8 THE COURT: Okay.

9 Mr. Stermitz?

10 MR. STERMITZ: Yeah. I have no objection to
11 that. I find it reasonable.

12 THE COURT: Okay. So I'm going to have
13 Ms. Graham join Deputy Sjoblom here, we'll get all the
14 contact information you may need. And then we're going
15 to release you.

16 What we will do is once this jury, assuming
17 you don't need to replace anyone, once the jury has
18 indicated they've reached a verdict, I'm going to have
19 you come back to the courthouse for the reading of the
20 verdicts. Okay?

21 MS. GRAHAM: Okay.

22 THE COURT: Okay. Thank you.

23 Counsel, thank you. We'll be in recess.

24 (Partial proceedings concluded.)

1 STATE OF NEVADA)

2) ss.

3 COUNTY OF WASHOE)

4 I, LESLIE R. ROSENTHAL, Certified Court
5 Reporter in and for the State of Nevada, do hereby
6 certify:

7 That the foregoing proceedings were taken by
8 me at the time and place therein set forth; that the
9 partial proceedings were recorded stenographically by me
10 and thereafter transcribed via computer under my
11 supervision; that the foregoing is a full, true and
12 correct transcription of the partial proceedings to the
13 best of my knowledge, skill and ability.

14 I further certify that I am not a relative
15 nor an employee of any attorney or any of the parties,
16 nor am I financially or otherwise interested in this
17 action.

18 I declare under penalty of perjury under the
19 laws of the State of Nevada that the foregoing statements
20 are true and correct.

21 Dated this 27th day of June, 2019.

22
23 /s/ Leslie R. Rosenthal
Leslie R. Rosenthal, CCR #819

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