

1 THE PARIENTE LAW FIRM, P.C.
2 MICHAEL D. PARIENTE, ESQ.
3 Nevada Bar No. 9469
4 3960 Howard Hughes Parkway, Suite 615
5 Las Vegas, Nevada 89169
6 (702) 966-5310
7 Attorney for Petitioner/Defendant

Electronically Filed
Dec 14 2018 03:29 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

8 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

9 TIMMIE CAMERON, JR.,

10 Petitioner,

11 vs.

12 THE HONORABLE ERIC JOHNSON,
13 EIGHTH JUDICIAL DISTRICT
14 COURT JUDGE,

15 Respondent,

16 STATE OF NEVADA,

17 Real Party in Interest.

Case No.:

District Court Case No.: C-18-333868-2

18
19
20
21
22 **PETITION FOR WRIT OF MANDAMUS “APPENDIX”**
23
24
25
26
27
28

"INDEX"

JUSTICE COURT TRANSCRIPT FROM JULY 16, 2018.. Page 3-7

JUSTICE COURT TRANSCRIPT FROM JULY 17, 2018.. Page 8-11

JUSTICE COURT TRANSCRIPT FROM JULY 18, 2018.. Page 12-25

JUSTICE COURT TRANSCRIPT FROM JULY 24, 2018.. Page 26-32

JUSTICE COURT TRANSCRIPT FROM JULY 26, 2018.. Page 33-36

DISTRICT COURT TRANSCRIPT FROM AUGUST 9, 2018.. Page 37-39

DISTRICT COURT TRANSCRIPT FROM AUGUST 9, 2018.. Page 40-46

DISTRICT COURT TRANSCRIPT FROM AUGUST 16, 2018.. Page 47-55

DISTRICT COURT TRANSCRIPT FROM AUGUST 21, 2018.. Page 56-78

**STATE'S NOTICE OF MOTION AND MOTION TO INCREASE BAIL..
Page 79-88**

**OPPOSITION TO STATE'S MOTION TO INCREASE BAIL AND
SOURCE HEARING.. Page 89-93**

1 CASE NO.

2

3 IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP

4 CLARK COUNTY, STATE OF NEVADA

5

6 STATE OF NEVADA,)

7 PLAINTIFF,)

8 VS.)

9 TIMMIE LORENZO CAMERON, JR.,)

10 DEFENDANT,)

11

CASE NO. PC18F12972X

12 REPORTER'S TRANSCRIPT OF 72 HOUR HEARING

13

14 BEFORE THE HONORABLE HARMONY T. LETIZIA, JUSTICE OF THE PEACE

15

16 MONDAY, JULY 16, 2018

17 9:05 O'CLOCK A.M.

18

19 FOR THE PLAINTIFF: ALICIA A. ALBRITTON,
DEPUTY DISTRICT ATTORNEY

20

21 FOR THE DEFENDANT: SHANNON L. PHENIX,
DEPUTY PUBLIC DEFENDER

22

23 * * * *

24 REPORTED BY: KIT MACDONALD, C.C.R.
CERTIFICATE NO. 65

25

1 LAS VEGAS, CLARK COUNTY, NEVADA, MONDAY, JULY 16, 2018

2 9:05 O'CLOCK A.M.

3 * * * * *

4 **THE COURT:** TIMMIE CAMERON, JR., PC18F12972X. GOOD
5 MORNING, SIR.

6 ALL RIGHT. THIS IS ON FOR A DETENTION HEARING THIS
7 MORNING. I AM GOING TO APPOINT THE PUBLIC DEFENDER'S OFFICE
8 FOR THE LIMITED PURPOSE OF ADDRESSING MR. CAMERON'S DETENTION.

9 MISS ALBRITTON, HOW LONG DO YOU NEED TO FILE A CRIMINAL
10 COMPLAINT?

11 **MS. ALBRITTON:** OOH, THE COURT -- THE STATE IS REQUESTING
12 ONE DAY, YOUR HONOR. LOOKING AT THE CHARGES, THEY DO APPEAR
13 TO BE A ROBBERY WITH DEADLY WEAPON, POSSIBLE KIDNAPPING,
14 MANDATORY PRISON TIME, YOUR HONOR, BECAUSE HE DOES HAVE A
15 PRIOR FOR AGGRAVATED STALKING. THERE'S ANOTHER CASE IN
16 SCREENING. THE STATE WOULD INCORPORATE IT'S PRIOR SPEECH IN
17 REGARDS TO THE LAST CASE FOR THIS CASE AS WELL.

18 **(FOLLOWING STATEMENT GIVEN IN A PREVIOUS CASE.)**

19 THE STATE REQUESTS THAT PURSUANT TO NRS 171.178 THE CASE
20 BE CONTINUED UNTIL 72 HOURS AFTER THE DEFENDANT WAS ARRESTED,
21 EXCLUDING NON-JUDICIAL DAYS, FOR THE FILING OF A COMPLAINT IN
22 ORDER TO ALLOW THE STATE TO COLLECTIVELY RECEIVE AND REVIEW
23 ALL CASES IN AN ORDERLY AND NON DISCRIMINATORY MANNER, MAKE
24 AND INFORMED CHARGING DECISION, TYPE A COMPLAINT, UPDATE THE
25 COMPUTER SYSTEM WITH THE CHARGING DETERMINATIONS, PREPARE

1 STATUTORILY MANDATED DISCOVERY, AND DISTRIBUTE THE FILES TO
2 THE RESPECTIVE TEAM FILE CLERKS."

3 **(CONCLUSION TO STATEMENT GIVEN IN PREVIOUS CASE.)**

4 **THE COURT:** ALL RIGHT. SO WE'LL GO AHEAD AND NOTATE THE
5 MINUTES THAT THE SAME OBJECTIONS ARE -- OR THE SAME LANGUAGE
6 HAS BEEN MADE FOR THE RECORD.

7 MISS PHENIX.

8 **MS. PHENIX:** AND, YOUR HONOR, I WOULD RENEW OUR OFFICE'S
9 OBJECTION AND ASK THAT HE BE RELEASED ON THE FACT THAT A
10 CRIMINAL COMPLAINT HAS NOT BEEN FILED. HE'S BEEN IN CUSTODY
11 SINCE FRIDAY. I UNDERSTAND THAT HE HAS A PRIOR FROM 2008,
12 HOWEVER THAT IS 10 YEARS OLD AT THIS POINT AND HE HAS ZERO
13 F.T.A.'S SO I WOULD ASK THAT HE BE RELEASED.

14 **THE COURT:** ALL RIGHT. SO IN TAKING A LOOK AT THE
15 CHARGES, AS WELL AS THE INFORMATION THAT I HAVE IN FRONT OF ME
16 IN THE ARREST REPORT, I AM GOING TO GRANT THE STATE ONE DAY TO
17 FILE A CRIMINAL COMPLAINT AND I AM GOING TO KEEP HIM
18 INCARCERATED PENDING THE FILING OF A CRIMINAL COMPLAINT.

19 WHAT I'M GOING TO DO IS THERE'S NO BAIL CURRENTLY SET.
20 I'M GOING TO GO AHEAD AND SET BAIL TODAY AT \$100,000,
21 UNDERSTANDING THAT TOMORROW, ONCE ALL THE PARTIES HAVE A
22 CRIMINAL COMPLAINT, ONCE CHARGES HAVE BEEN FILED AND EVERYBODY
23 HAS A CHANCE TO REVIEW THE ARREST REPORT, THAT NUMBER COULD
24 CHANGE BUT I DON'T WANT YOU HELD WITHOUT BAIL AND SO WE'RE
25 GOING TO SET IT AT \$100,000 TODAY, AND WE'LL SEE EVERYBODY

1 BACK TOMORROW MORNING FOR FILING OF THE CRIMINAL COMPLAINT.

2 **THE CLERK:** JULY 17TH AT 8:30 A.M.

3

4 (AT 9:07 A.M. THE PROCEEDINGS WERE RECESSED.)

5 * * * *

6 ATTEST: FULL, TRUE AND CERTIFIED TRANSCRIPT.

7 /S/KIT MACDONALD
8 KIT MACDONALD, C.C.R.
9 COURT REPORTER
C.C.R. NO. 65

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

REPORTER'S DECLARATION

STATE OF NEVADA)
COUNTY OF CLARK)

I, KIT MACDONALD, A CERTIFIED COURT REPORTER IN AND
FOR THE STATE OF NEVADA, HEREBY DECLARE THAT PURSUANT TO NRS
239B.030 I HAVE NOT INCLUDED THE SOCIAL SECURITY NUMBER OF ANY
PERSON WITHIN THIS DOCUMENT.

I FURTHER DECLARE THAT I AM NOT A RELATIVE OR
EMPLOYEE OF ANY PARTY INVOLVED IN SAID ACTION, NOR A PERSON
FINANCIALLY INTERESTED IN THE ACTION.

/S/KIT MACDONALD
KIT MACDONALD, C.C.R.
C.C.R. NO. 65

1 CASE NO.

2

3 IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP

4 CLARK COUNTY, STATE OF NEVADA

5

6 STATE OF NEVADA,)

7 PLAINTIFF,)

8 VS.)

9 TIMMIE CAMERON, JR.,)

10 DEFENDANT,)

11

CASE NO. 18F12972X

12 REPORTER'S TRANSCRIPT OF PROCEEDINGS

13

14 BEFORE THE HONORABLE HARMONY T. LETIZIA, JUSTICE OF THE PEACE

15

16 TUESDAY, JULY 17, 2018

17 8:44 O'CLOCK A.M.

18

19 FOR THE PLAINTIFF: HETTY O. WONG,
20 DEPUTY DISTRICT ATTORNEY

21 FOR THE DEFENDANT: MICHAEL D. PARIENTE, ESQ.

22

23 * * * *

24 REPORTED BY: KIT MACDONALD, C.C.R.
25 CERTIFICATE NO. 65

1 LAS VEGAS, CLARK COUNTY, NEVADA, TUESDAY, JULY 18, 2018

2 8:44 O'CLOCK A.M.

3 * * * * *

4 **THE COURT:** ALL RIGHT, TIMMIE CAMERON, JR., 18F12972X.
5 GOOD MORNING.

6 **MR. PARIENTE:** GOOD MORNING, YOUR HONOR, MICHAEL PARIENTE
7 FOR MR. CAMERON, WHO'S PRESENT IN CUSTODY. RECEIVED A COPY OF
8 THE COMPLAINT, WE'LL WAIVE IT'S READING, ENTER A PLEA OF NOT
9 GUILTY. MR. CAMERON INVOKES HIS FIFTH AND SIXTH AMENDMENT
10 RIGHT TO REMAIN SILENT.

11 IF WE COULD HAVE A PRELIMINARY HEARING IN 15 DAYS AND
12 IF -- I JUST GOT ALL THIS DISCOVERY, IF WE COULD PASS THIS ONE
13 DAY FOR ME TO ARGUE FOR A BAIL TOMORROW?

14 **THE COURT:** BAIL HEARING?

15 **MR. PARIENTE:** YES.

16 **THE COURT:** CERTAINLY.

17 **MR. PARIENTE:** THANK YOU.

18 **THE COURT:** ALL RIGHT. SO PRELIMINARY HEARING IN 15
19 DAYS, BAIL HEARING WILL BE TOMORROW MORNING, SIR, WE'LL SEE
20 YOU BACK TOMORROW.

21 **MR. PARIENTE:** THANK YOU, YOUR HONOR.

22 **THE CLERK:** THE PRELIM WILL BE SET AUGUST 1ST AND THE
23 RETURN DATE WILL BE JULY 18TH.

24 **MR. PARIENTE:** ALL RIGHT. THANK YOU SO MUCH.

25 **THE COURT:** AND THE PRELIM IS 9:30.

1 **MR. PARIENTE:** OKAY. THANK YOU.
2 **THE COURT:** THANK YOU.
3
4 (AT 8:45 A.M. THE PROCEEDINGS WERE RECESSED.)
5 * * * *
6 ATTEST: FULL, TRUE AND CERTIFIED TRANSCRIPT.
7 /S/KIT MACDONALD
8 KIT MACDONALD, C.C.R.
9 COURT REPORTER
 C.C.R. NO. 65
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

REPORTER'S DECLARATION

STATE OF NEVADA)
COUNTY OF CLARK)

I, KIT MACDONALD, A CERTIFIED COURT REPORTER IN AND
FOR THE STATE OF NEVADA, HEREBY DECLARE THAT PURSUANT TO NRS
239B.030 I HAVE NOT INCLUDED THE SOCIAL SECURITY NUMBER OF ANY
PERSON WITHIN THIS DOCUMENT.

I FURTHER DECLARE THAT I AM NOT A RELATIVE OR
EMPLOYEE OF ANY PARTY INVOLVED IN SAID ACTION, NOR A PERSON
FINANCIALLY INTERESTED IN THE ACTION.

/S/KIT MACDONALD

KIT MACDONALD, C.C.R.
C.C.R. NO. 65

1 CASE NO.

2

3 IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP

4 CLARK COUNTY, STATE OF NEVADA

5

6 STATE OF NEVADA,)

7 PLAINTIFF,)

8 VS.)

9 TIMMIE CAMERON, JR.,)

10 DEFENDANT,)

11 _____)

CASE NO. 18F12972X

12 REPORTER'S TRANSCRIPT OF PROCEEDINGS

13

14 BEFORE THE HONORABLE HARMONY T. LETIZIA, JUSTICE OF THE PEACE

15

16 WEDNESDAY, JULY 18, 2018

17 9:10 O'CLOCK A.M.

18

19 FOR THE PLAINTIFF: JOHN T. JONES, JR.,
DEPUTY DISTRICT ATTORNEY

20

21 FOR THE DEFENDANT: MICHAEL D. PARIENTE, ESQ.

22

23 * * * *

24 REPORTED BY: KIT MACDONALD, C.C.R.
CERTIFICATE NO. 65

25

1 LAS VEGAS, CLARK COUNTY, NEVADA, WEDNESDAY, JULY 18, 2018

2 9:10 O'CLOCK A.M.

3 * * * * *

4 **THE COURT:** ALL RIGHT. TIMMIE CAMERON, JR., 18F12972X.

5 GOOD MORNING. SORRY ABOUT THAT.

6 **MR. PARIENTE:** OH, NO PROBLEM, YOUR HONOR, THANK YOU

7 FOR -- FOR TRAILING THIS TO TODAY FROM YESTERDAY.

8 YOUR HONOR, MICHAEL PARIENTE WITH MR. CAMERON, HE IS

9 PRESENT OUT OF CUSTODY. I ASKED THE COURT TO SET IT FOR TODAY
10 SO I'D HAVE A CHANCE TO REVIEW THE DISCOVERY.

11 **THE COURT:** BAIL HEARING.

12 **MR. PARIENTE:** YEAH, IF I MAY BE HEARD ON BAIL.

13 **THE COURT:** CERTAINLY.

14 **MR. PARIENTE:** YOUR HONOR, FIRST OF ALL THIS IS A CASE

15 INVOLVING TWO -- TWO COMPLAINING WITNESSES, BOTH WHO HAVE A

16 CRIMINAL HISTORY. MR. PROVENZA IN THIS CASE, HE IS -- HE

17 ACTUALLY HAS AN OPEN FELONY DRUG CASE, HE'S GOT PRIORS FOR

18 MALICIOUS DESTRUCTION OF PRIVATE PROPERTY, ALSO PRIORS FOR

19 DOMESTIC VIOLENCE ARRESTS ON THE COMPLAINING WITNESS, THE

20 OTHER COMPLAINING WITNESS, WHICH IS MISS RAMOS. MISS RAMOS IS

21 ON FELONY PROBATION FOR UNLAWFUL USE OF A CREDIT CARD -- FOR

22 CREDIT CARD, SHE HAS THREE -- I FOUND THREE DIFFERENT CASE

23 NUMBERS IN DISTRICT COURT.

24 IN AN INTERVIEW THAT MR. PROVENZA DID WITH THE MEDIA HE

25 CALLED HIM AND HIS GIRLFRIEND BONNIE AND CLYDE, WHICH OUR

1 POSITION IS RATHER FITTING GIVEN THEIR CRIMINAL HISTORY.

2 IF YOU ALSO LOOK ONLINE TO DO ANY RESEARCH ON THIS CASE
3 ONLINE THERE'S BEEN SEVERAL STORIES ABOUT THIS CASE THAT --
4 WHERE THE MEDIA HAS TALKED TO METRO AND THEY -- THEY INDICATED
5 IN THE STORIES, AND I'LL REPRESENT THIS AS AN OFFICER OF THE
6 COURT AND I CAN ACTUALLY PLAY IT ON MY COMPUTER, THAT THIS --
7 THIS HOUSE WHERE MR. PROVENZA LIVES HAS BEEN CITED FOR
8 NUMEROUS 9-1-1 CALLS THAT HAVE BEEN RETURNED THERE. THERE WAS
9 AN INVESTIGATION FOR ALLEGED SEX TRAFFICKING RING GOING ON AT
10 THIS HOUSE.

11 THE COMPLAINING WITNESS IN THIS CASE, JUST SO THE COURT
12 KNOWS, HE'S SOMEONE WHO GOT A MASSIVE \$20 MILLION -- HE GOT
13 \$20 MILLION AS PART OF A VERDICT THAT BOB EGLET WON ON HIS
14 BEHALF IN THAT BURN CASE.

15 **THE COURT:** OKAY.

16 **MR. PARIENTE:** NOW THE -- AS FAR AS THESE NEWS CLIPS --
17 THIS IS ACCORDING TO METRO, OKAY? ACCORDING TO THESE NEWS
18 CLIPS THEY SAID THAT -- THEY SAID THAT THE -- THE POLICE ARE
19 CALLING THE KIDNAPPING SUSPICIOUS, THIS IS AFTER METRO DID THE
20 INVESTIGATION, THEY'RE NOW TELLING THE MEDIA IT'S SUSPICIOUS.
21 THIS IS ONLINE. THEY CALL IT SUSPICIOUS AND THEY SAY BECAUSE
22 THERE ARE INCONSISTENCIES IN THE ACCUSERS' ACCOUNTS.
23 INCONSISTENCIES SUCH AS THE FACT THAT THEY SAY THAT THESE WERE
24 SPANISH SPEAKERS. WELL MR. CAMERON, WHO'S OBVIOUSLY AFRICAN
25 AMERICAN, DOES NOT SPEAK SPANISH. MR. WILLIE BRANDON, WHO'S

1 THE CODEFENDANT, HE'S -- THE CODEFENDANT IS REPRESENTED BY ROY
2 NELSON, THAT DEFENDANT DOES NOT SPEAK -- DOES NOT SPEAK
3 SPANISH.

4 **THE COURT:** OKAY.

5 **MR. PARIENTE:** ADDITIONALLY, MR. PROVENZA SAID IN HIS
6 MEDIA INTERVIEW THAT HE DID WITH ONE OF THE LOCAL NEWS
7 STATIONS THAT -- THAT HIS WIFE WAS IN THE CAR ALONE WITH BOTH
8 DEFENDANTS AND THEY WERE BOTH TALKING IN SPANISH THE WHOLE
9 TIME AND THAT SHE WAS GETTING IN THEIR HEADS, TALKING TO THEM
10 IN SPANISH AND THAT'S JUST NOT TRUE, THEY OBVIOUSLY DON'T
11 SPEAK SPANISH.

12 FINALLY, AS FAR AS THE INCONSISTENCIES AND WEAKNESS OF
13 THE CASE, THE -- AND THIS IS IN THE DISCOVERY, THIS IS -- AND
14 I'LL SHOW YOU, IT'S THE BATES STAMP OF 21 -- OR EXCUSE ME --
15 20 OF 209.

16 **THE COURT:** OKAY.

17 **MR. PARIENTE:** RAMOS INDICATES THAT SHE -- FIRST OF ALL
18 SHE WAS NOT ABLE TO IDENTIFY MR -- MR. CAMERON AND GAVE AN
19 EIGHT OUT OF TEN CONFIDENCE FOR SOMEONE ELSE.

20 **THE COURT:** I DON'T THINK I HAVE THAT PAGE IN MY --

21 **MR. PARIENTE:** OKAY. NO, IT'S -- YOU DON'T HAVE IT.

22 **THE COURT:** OKAY.

23 **MR. PARIENTE:** I --

24 **THE COURT:** IT'S FINE, IF YOU'LL JUST TELL ME WHAT IT IS.

25 **MR. PARIENTE:** SURE.

1 SO SHE INDICATES AN EIGHT OUT OF TEN CONFIDENCE OF
2 SOMEBODY ELSE, NOT -- SHE DOESN'T IDENTIFY MR. CAMERON. AND
3 THEN WHAT HAPPENS IS MR. PROVENZA IS LOOKING THROUGH THE SAME
4 LINEUP. FIRST HE SAYS -- TOWARDS THE END HE SAYS HE'S ALMOST
5 100 PERCENT SURE THAT -- THEN HE POINTS TO TIMMIE CAMERON, HE
6 WAS THE SECOND SUSPECT IN THE ROBBERY, AND I'M READING THIS,
7 HE THEN RECONSIDERED, ULTIMATELY SELECTED ONE OF THE RANDOMLY
8 SELECTED FILE -- OF FILERS -- EXCUSE ME -- FILLERS, DIFFERENT
9 FROM -- DIFFERENT THAN THE ONE SELECTED BY RAMOS AS THE
10 SUSPECT, CLAIMING A 90 PERCENT CONFIDENCE IN HIS
11 IDENTIFICATION. SO FIRST HE'S SAYING, YEAH I'M ALMOST 100
12 PERCENT CONFIDENT IT'S -- IT'S MR. CAMERON, THEN ALL OF A
13 SUDDEN HE SAYS HE'S 90 PERCENT CONFI -- CONFIDENT IT'S SOMEONE
14 ELSE, AND THEN THEY SAID HE DID NOT EXPLAIN WHY HE SELECTED A
15 PERSON WITH ONLY 90 PERCENT CONFIDENCE LEVEL AFTER HAVING
16 CLAIMED A NEAR 100 PERCENT CONFIDENCE LEVEL IN HIS
17 IDENTIFICATION OF CAMERON. SO, AGAIN, THAT SUB -- THAT BACKS
18 UP WHAT THE MEDIA IS BEING TOLD BY METRO THAT THIS IS
19 SUSPICIOUS IN THEIR INCONSISTENCIES.

20 BASICALLY, JUDGE, THE REASON, OUR SUSPICION IS, THAT THIS
21 ALL HAPPENED AS A WAY FOR MR. PROVENZA, WHO HAD BROKEN UP WITH
22 HIS GIRLFRIEND, THEY HAVE A VERY ROCKY RELATIONSHIP, BACK
23 TOGETHER, ON AGAIN, OFF AGAIN. WHAT HAPPENED WAS, WE THINK
24 THAT HE ORCHESTRATED THIS WHOLE THING TO, YOU KNOW, PRETEND
25 THAT HE HAD -- HE'S RESCUED HER. BECAUSE IF YOU LOOK AT THESE

1 MEDIA ACCOUNTS AND THE DISCOVERY, HE SOMEHOW BREAKS FREE AND
2 GETS TO HIS HOUSE AND THEN HE TAKES THE AR-15, LIKE A HERO,
3 AND HE SHOOTS THE AR-15 A BUNCH OF TIMES, BUT HE DOESN'T SHOOT
4 IT TOWARDS THE ASSAILANT --

5 **THE COURT:** RIGHT.

6 **MR. PARIENTE:** -- HE SHOOTS IT IN THE BACKYARD IN THE
7 OPPOSITE DIRECTION OF WHERE THEY ENTER INTO THE HOUSE. THEN
8 HE TELLS THE MEDIA, TOO, THAT, OH, ALL THE CAMERAS WERE DIS --
9 INSIDE THE HOUSE WERE DISABLED.

10 FINALLY, AS FAR AS HIS CONTACTS WITH THE COMMUNITY,
11 MR. CAMERON IS -- HE'S BORN AND RAISED HERE. HIS FAMILY IS
12 HERE IN THE COURTROOM. THAT'S HIS FATHER RIGHT HERE, SECOND
13 TO THE LEFT. HE'S ACTUALLY A VICE-PRESIDENT OF -- AT RED ROCK
14 GAMING. HE USE TO BE THE HEAD OF SECURITY FOR THE STATION
15 PROPERTIES AND NOW HE'S A VICE-PRESIDENT.

16 YOUR HONOR, I THINK THAT HE'S -- THIS IS A, I THINK
17 \$100,000, GIVEN THE -- THE WEAKNESS OF THE CASE, I THINK BAIL
18 SHOULD BE CLOSER TO 25,000. OBVIOUSLY WE REQUEST A RELEASE ON
19 AN OWN RECOGNIZANCE, BUT IF THE COURT WOULD BE INCLINED TO
20 LOWER THE BAIL TO 25,000 CASH OR SURETY WE WOULD RESPECTFULLY
21 ASK --

22 **THE COURT:** DOES YOUR CLIENT WORK?

23 **MR. PARIENTE:** HE WORKS WITH DOING -- HE CUTS HAIR AND HE
24 ALSO WORKS FOR DOING -- REPAIRING BIKES AND FIXING THEM UP --

25 **THE COURT:** OKAY.

1 **MR. PARIENTE:** -- AND SELLING THEM AT --

2 **THE COURT:** SO HE'S GOT A JOB.

3 **MR. PARIENTE:** -- AT CYCLE TECH. YES.

4 **THE COURT:** ALL RIGHT, MR. JONES?

5 **MR. JONES:** AND YOUR HONOR, I APPRECIATE DEFENSE'S

6 ARGUMENT, BUT WHEN -- WHEN YOU LOOK AT THE ALLEGATIONS THAT

7 ARE ON THE PAGE THESE ARE EXTREMELY SERIOUS. AND I'LL POINT

8 OUT -- I KNOW YOU'RE FAMILIAR WITH THEM SO I WON'T REHASH THEM

9 IN COURT, BUT ACCORDING TO THE OFFICER WHO RESPONDED ON THE

10 SCENE, THE VICTIM HAD INJURIES THAT WERE CONSISTENT WITH THE

11 STORY HE WAS TELLING AT THE TIME, THAT BEING THE FACIAL

12 INJURIES AND INDICATED THAT HE WAS -- THAT STEMMED FROM HIM

13 BEING ALLEGEDLY PISTOL WHIPPED BY THE DEFENDANTS IN THIS CASE.

14 THESE CHARGES FACE -- POTENTIALLY THE DEFENDANT IS FACING

15 LIFE TAILS IN THESE CASES. HE HAS A VIOLENT CHARGE IN HIS

16 PAST, ABOUT 10 YEARS AGO, CONSPIRACY TO COMMIT AGGRAVATED

17 STALKING, AS WELL AS TWO OTHER MISDEMEANOR CONVICTIONS.

18 SO BASED ON THE VIOLENT PRIORS IN HIS PAST AND BASED ON

19 THE SERIOUS ALLEGATIONS, SOME OF WHICH MR. PARIENTE ARGUED

20 TODAY MAY BE BORNE OUT AT PRELIM, BUT AT THIS POINT, YOUR

21 HONOR, I THINK THE ARGUMENT IS A BIT PREMATURE. BASED ON THE

22 SERIOUS ALLEGATIONS ALONE, YOUR HONOR, THE \$100,000 BAIL IS

23 APPROPRIATE.

24 **THE COURT:** CAN YOU TELL ME THE CASE THAT'S IN SCREENING

25 IN J.C. 1, DOES ANYONE KNOW WHAT THAT IS? I MEAN I KNOW IT'S

1 IN SCREENING AND I'M GOING TO TAKE THAT INTO CONSIDERATION,
2 I'M JUST CURIOUS AS TO WHAT THE ATTORNEYS --

3 **MR. JONES:** I HAVE A NOTE, AND THIS IS NOT FOR CERTAIN,
4 BUT IT MAY BE A DUPLICATE, WE'RE NOT SURE.

5 **THE COURT:** GOT IT. OKAY.

6 **MR. JONES:** SO I DON'T --

7 **MR. PARIENTE:** I BELIEVE IT IS, YOUR HONOR. THE REASON
8 WHY IS -- THE REASON WHY IS THE CODEFENDANT FOR SOME REASON
9 WAS NOT CHARGED IN THE CASE BEFORE YOUR HONOR, THAT CASE IS IN
10 FRONT OF -- THAT'S IN FRONT OF JUDGE CRUZ.

11 **THE COURT:** OH, JUDGE CRUZ.

12 **MR. PARIENTE:** YEAH. SO I DON'T KNOW WHY -- I THINK IN
13 SCREENING THEY MADE A MISTAKE AND THEY DIDN'T COMBINE IT.

14 **THE COURT:** OKAY. I'D LIKE TO JUST TAKE A QUICK LOOK
15 JUST TO SEE IF THERE'S A --

16 **MR. PARIENTE:** COURT'S INDULGENCE.

17 **MR. JONES:** DO YOU HAVE THE EVENT NUMBER IN THIS CASE,
18 JUST FOR YOU TO CHECK?

19 **THE COURT:** I -- YES.

20 **MR. JONES:** OKAY.

21 **THE COURT:** 18F12746X.

22 (DISCUSSION BETWEEN THE COURT AND THE CLERK.)

23 **THE COURT:** NOTHING? OKAY.

24 WE CAN'T FIND ANYTHING IN ODYSSEY, SO I'M NOT SURE --

25 **MR. PARIENTE:** OKAY.

1 **MR. JONES:** IF I CAN --

2 **THE COURT:** IT'S ON THE NPR BUT THERE'S NOTHING IN

3 ODYSSEY RIGHT NOW.

4 **MR. PARIENTE:** IF I COULD JUST BRIEFLY RESPOND TO THE

5 RECORDS --

6 **THE COURT:** CERTAINLY.

7 **MR. PARIENTE:** -- TO TWO OFFENSES. ONE WAS -- ONE WAS

8 REDUCED TO A GROSS MISDEMEANOR, THAT'S THE CONSPIRACY.

9 **THE COURT:** CONSPIRACY, YEAH, RIGHT.

10 **MR. PARIENTE:** YEAH. AND THEN THE OTHER ONE I BELIEVE

11 WAS A JUVENILE OFFENSE OR WHAT IS A MISDEMEANOR.

12 **THE COURT:** YEAH, I DON'T SHOW ANYTHING -- I MEAN I SHOW

13 TWO MISDEMEANORS BUT I DON'T -- IT DOESN'T SAY WHAT THEY ARE.

14 **MR. PARIENTE:** OKAY.

15 **THE COURT:** IS THAT IT?

16 **MR. PARIENTE:** THAT'S ALL YOUR HONOR.

17 **THE COURT:** OKAY.

18 **MR. PARIENTE:** BUT JUST, IF THE COURT WANTS TO KNOW, THE

19 CODEFENDANT WHO JUST GOT OUT OF PRISON ON FEBRUARY 18TH

20 FOR ALL -- I MEAN HE'S BEEN TO PRISON SEVERAL TIMES BEFORE,

21 NUMEROUS FELONIES, HIS BAIL WAS SET AT 135,000. GIVEN THAT

22 MR. CAMERON HAS ALL HIS FAMILY HERE, SIGNIFICANT CONTACTS WITH

23 THE COMMUNITY, YOU KNOW, HE'S EMPLOYED, I'M EXPECTING A

24 MINIMUM CRIMINAL HISTORY, I'D ASK THE COURT TO CONSIDER BAIL.

25 **THE COURT:** OKAY. I JUST NEED TO -- A QUESTION FOR

1 CLARIFICATION. THE 7800 WEST SAHARA ADDRESS THAT THIS PARTY
2 HAS, WHATEVER, THAT IS THE ADDRESS OF THE VICTIMS?

3 **MR. PARIENTE:** NO.

4 **THE COURT:** THAT'S A DIFFERENT -- THAT'S WHERE THIS THING
5 TOOK PLACE, WHERE WERE --

6 **MR. PARIENTE:** WELL I'M SORRY, THERE'S TWO DIFFERENT
7 HOMES.

8 **THE COURT:** OKAY.

9 **MR. PARIENTE:** THERE'S THE MULLEN HOUSE --

10 **THE COURT:** OKAY.

11 **MR. PARIENTE:** -- AND THAT'S WHERE ONE OF THE INCIDENCES
12 TOOK PLACE, AND THEN THE SHOOTING AND EVERYTHING I BELIEVE
13 THAT WAS ON -- THAT WAS AT THE SECOND ADDRESS.

14 **THE COURT:** OKAY. SO WE'LL NEED TO PULL THOSE ADDRESSES.

15 OKAY. SO HERE'S WHAT I'M GOING TO DO. BASED ON ALL OF
16 THE INFORMATION, THE ARGUMENTS BY COUNSEL, THE TIES -- THE
17 SIGNIFICANT TIES THAT MR. CAMERON HAS TO THE COMMUNITY HERE,
18 THE FACT THAT HE'S WORKING, ALSO TAKING INTO ACCOUNT OBVIOUSLY
19 THE LIKELIHOOD OF CONVICTION IS A FACTOR THAT IS ALWAYS ARGUED
20 BY BOTH PARTIES, I'M GOING TO GO AHEAD AND REDUCE THE TOTAL
21 BAIL IN THIS CASE TO -- I'M GOING TO REDUCE IT TO THE
22 TWENTY-FIVE.

23 **MR. PARIENTE:** THANK YOU, YOUR HONOR.

24 **THE COURT:** I'M GOING TO CONDITION IT ON THE MID LEVEL
25 ELECTRONIC MONITORING, THAT'S WHY I WANTED TO KNOW THE

1 ADDRESSES.

2 SO IN ADDITION TO NO DRUG OR ALCOHOL USAGE, SIR, THERE IS
3 GOING TO BE RANDOM DRUG TESTING WHILE THE CASE IS PENDING, IT
4 DOESN'T SEEM LIKE THAT'S WHAT'S REALLY GOING ON HERE. I WANT
5 ABSOLUTELY NO FIREARMS IN YOUR POSSESSION, WHEREVER IT IS THAT
6 YOU LIVE, WHILE THIS CASE IS PENDING. I ALSO WANT YOU STAYING
7 AWAY FROM THE ADDRESS OF 7800 WEST SAHARA, THE ZIP IS 89117.

8 AND THEN COUNSEL WHAT IS THE ADDRESS OF THE MULLEN?

9 **MR. PARIENTE:** I'M LOOKING FOR THAT RIGHT NOW.

10 **THE COURT:** I DON'T SEE THAT.

11 **MR. PARIENTE:** I BELIEVE IT'S NINE -- COURT'S INDULGENCE,
12 I HAVE THAT HERE. NINE-FORTY -- SORRY, YOUR HONOR, I HAVE IT
13 HERE.

14 **THE COURT:** IT'S OKAY, I'M LOOKING AS WELL.

15 **MR. PARIENTE:** 925 --

16 **THE COURT:** OH HERE, IT'S THE 900 BLOCK. WHAT -- WHAT IS
17 IT?

18 **MR. PARIENTE:** YOU KNOW WHAT I APOLOGIZE, 945 MULLEN
19 AVENUE.

20 **THE COURT:** OKAY.

21 **MR. PARIENTE:** THAT WAS --

22 **THE COURT:** 945 M-U-L-L-E-N.

23 **MR. PARIENTE:** YEAH. AND THAT'S WHERE -- THAT'S WHERE
24 THE FIRST ALLEGED INCIDENT OCCURRED.

25 **THE COURT:** AND THAT'S WHERE THESE VICTIMS RESIDE?

1 **MR. PARIENTE:** NO, THAT IS WHERE THE FIRST INCIDENT
2 OCCURRED.

3 **THE COURT:** OKAY.

4 **MR. PARIENTE:** THE SECOND IS -- I'M LOOKING FOR THE
5 ADDRESS.

6 **THE COURT:** OKAY. WHY DON'T WE DO THIS, JUST SO THAT WE
7 DON'T KEEP EVERYBODY ELSE.

8 **MR. PARIENTE:** SURE.

9 **THE COURT:** MR. JONES, IF YOU COULD PROVIDE THE ADDRESSES
10 OF THE NAMED VICTIMS. SO I ALSO WANT A STAY AWAY ORDER FROM
11 BOTH AMBER RAMOS AND MR --

12 **MR. PARIENTE:** PROVENZA.

13 **THE COURT:** -- PROVENZA, JOSEPH PROVENZA,
14 P-R-O-V-E-N-Z-A, I NEED ADDRESSES FOR BOTH OF THOSE. I WANT
15 HIM STAYING AWAY FROM THEIR ADDRESSES, STAYING AWAY FROM THEM.

16 SIR, THE OTHER CONDITION IS THAT YOU CANNOT LEAVE CLARK
17 COUNTY WITHOUT PERMISSION FROM THE COURT. SO FOR WHATEVER
18 REASON YOU NEED TO LEAVE THE COUNTY, YOU'LL CONTACT MR.
19 PARIENTE, HE'S GOING TO FILE A WRITTEN MOTION WITH THIS COURT
20 AND THIS COURT WILL DECIDE WHETHER OR NOT YOU CAN LEAVE CLARK
21 COUNTY, OKAY?

22 **THE DEFENDANT:** OKAY.

23 **THE COURT:** OTHERWISE A RESIDENCE IS REQUIRED. IT SOUNDS
24 LIKE THAT'S NOT A PROBLEM AS YOU HAVE SIGNIFICANT TIES HERE IN
25 THE COMMUNITY, AND THERE WILL BE RANDOM HOME VISITS. WHEN

1 THEY DO THOSE HOME VISITS THERE'S NO DRUG OR ALCOHOL IN THE
2 HOME AS WELL AS NO FIREARMS WHILE THE CASE IS PENDING, OKAY?
3 SO WE'LL SEE YOU BACK FOR PRELIMINARY HEARING, YOU WANT
4 TO DO ORDINARY COURSE?

5 **MR. PARIENTE:** IT'S SET AT THAT TIME -- CAN WE JUST LEAVE
6 THAT DATE?

7 **THE COURT:** OH, THAT'S RIGHT, WE DID -- WE ALREADY SET
8 THE DATE. OKAY, SOUNDS GOOD. SO WE'LL LEAVE THE DATE AS IS.
9 THE ADDRESSES WILL BE PROVIDED JUST SO THAT WE CAN --

10 **MR. JONES:** I'VE PROVIDED THEM TO YOUR CLERK.

11 **THE COURT:** -- FIX THE MATRIX ON THE GPS TRACKING DEVICE.
12 AND, SIR, WE'LL SEE YOU BACK FOR PRELIMINARY HEARING.

13 **THE DEFENDANT:** THANK YOU.

14 **MR. PARIENTE:** THANK YOU VERY MUCH, YOUR HONOR.

15 **THE COURT:** OKAY, THANK YOU GUYS.

16

17 (AT 9:22 A.M. THE PROCEEDINGS WERE RECESSED.)

18 * * * *

19 ATTEST: FULL, TRUE AND CERTIFIED TRANSCRIPT.

20 /S/KIT MACDONALD
21 KIT MACDONALD, C.C.R.
22 COURT REPORTER
23 C.C.R. NO. 65
24
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

REPORTER'S DECLARATION

STATE OF NEVADA)
COUNTY OF CLARK)

I, KIT MACDONALD, A CERTIFIED COURT REPORTER IN AND
FOR THE STATE OF NEVADA, HEREBY DECLARE THAT PURSUANT TO NRS
239B.030 I HAVE NOT INCLUDED THE SOCIAL SECURITY NUMBER OF ANY
PERSON WITHIN THIS DOCUMENT.

I FURTHER DECLARE THAT I AM NOT A RELATIVE OR
EMPLOYEE OF ANY PARTY INVOLVED IN SAID ACTION, NOR A PERSON
FINANCIALLY INTERESTED IN THE ACTION.

/S/KIT MACDONALD

KIT MACDONALD, C.C.R.
C.C.R. NO. 65

1 CASE NO.

2

3 IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP

4 CLARK COUNTY, STATE OF NEVADA

5

6 STATE OF NEVADA,)

7 PLAINTIFF,)

8 VS.)

9 TIMMIE CAMERON, JR.,)

10 DEFENDANT,)

11

CASE NO. 18F12972X

12

REPORTER'S TRANSCRIPT OF PROCEEDINGS

13

14 BEFORE THE HONORABLE HARMONY T. LETIZIA, JUSTICE OF THE PEACE

15

16 TUESDAY, JULY 24, 2018

17

9:06 O'CLOCK A.M.

18

19 FOR THE PLAINTIFF: ELIZABETH A. MERCER,
DEPUTY DISTRICT ATTORNEY

20

21 FOR THE DEFENDANT: JOEL M. MANN, ESQ.

22

23 * * * *

24 REPORTED BY: KIT MACDONALD, C.C.R.
CERTIFICATE NO. 65

25

1 LAS VEGAS, CLARK COUNTY, NEVADA, TUESDAY, JULY 24, 2018

2 9:06 O'CLOCK A.M.

3 * * * * *

4 **THE COURT:** TIMMIE CAMERON, JR., 18F12972X.

5 MR. MANN, GOOD MORNING.

6 **MR. MANN:** GOOD MORNING, YOUR HONOR, JOEL MANN, APPEARING
7 ON BEHALF OF MR. CAMERON, JR. ON BEHALF OF MR. PARIENTE.

8 **THE COURT:** ALL RIGHT. MISS MERCER, GOOD MORNING.

9 **MS. MERCER:** GOOD MORNING, YOUR HONOR.

10 **THE COURT:** SO THIS IS THE STATE'S MOTION TO CONSOLIDATE
11 THE CASES AND AMEND THE CRIMINAL COMPLAINT.

12 MR. MANN, IS THERE ANY OBJECTION?

13 **MR. MANN:** COURT'S INDULGENCE.

14 **THE COURT:** OKAY.

15 **MS. MERCER:** AND, YOUR HONOR, JUST FOR THE COURT'S
16 KNOWLEDGE, I -- THIS WAS ALSO PLACED ON CALENDAR THIS MORNING
17 AT 7:30 IN FRONT OF WALSH --

18 **THE COURT:** OKAY.

19 **MS. MERCER:** -- WHO HAS THE LOWEST CASE NUMBER. HE
20 GRANTED THE MOTION AND I FILED THE AMENDED IN THAT CASE.

21 **THE COURT:** OKAY, WAIT. SO IT WAS ACTUALLY AMENDED IN
22 HIS CASE --

23 **MS. MERCER:** YES.

24 **THE COURT:** -- NOT IN OUR CASE?

25 **MS. MERCER:** HE HAS THE LOWEST CASE NUMBER.

1 **THE COURT:** OKAY, GOT IT.

2 SO HE'S GRANTED THE MOTION, SO WHAT DO WE WANT TO DO WITH

3 OURS, JUST TAKE IT --

4 **MS. MERCER:** I GUESS JUST TRANSFER IT TO HIS DEPARTMENT.

5 THERE IS A PRELIMINARY HEARING SET FOR TOMORROW, OBVIOUSLY IF

6 MR. PARIENTE NEEDS MORE TIME I DON'T THINK MYSELF OR MR.

7 NELSON WILL OBJECT, BUT I'LL TOUCH BASE WITH MR. NELSON.

8 **THE COURT:** OKAY. SO WE NEED TO DO A COUPLE THINGS HERE

9 THEN. NUMBER 1, THE PRELIMINARY HEARING DATE OF AUGUST 1ST IS

10 VACATED HERE.

11 **MS. MERCER:** OKAY.

12 **MR. MANN:** SO, I'M SORRY, I'M JUST CATCHING UP.

13 **THE COURT:** THAT'S OKAY, CATCHING UP WITH THE NOTES,

14 YEAH.

15 **MR. MANN:** MR. PARIENTE HAD ASKED ME TO PASS IT TO

16 THURSDAY SO THAT HE CAN REVIEW THE CRIMINAL COMPLAINT. I

17 GUESS HE WAS NOT AWARE THAT IT WAS GOING TO BE CONSOLIDATED

18 INTO A LOWER LEVEL CASE NUMBER, WHICH WOULD ESSENTIALLY

19 DISMISS THIS CASE. SO I DON'T FEEL I HAVE THE AUTHORITY TO

20 AGREE OR NOT AGREE AS TO WHETHER THIS CASE IS DISMISSED OR NOT

21 BECAUSE MR. PARIENTE HASN'T HAD A CHANCE TO TAKE A LOOK AT IT.

22 **THE COURT:** WHO WAS THERE TO -- WERE YOU IN WALSH AT

23 7:30?

24 **MR. MANN:** I WAS NOT.

25 **MS. MERCER:** YOUR HONOR, THE DEFENDANT WAS ON CALENDAR

1 AND WALSH WAS -- WELL THEY GRANTED IT AND THEN I PLACED MR.
2 CAMERON'S CASE IN FRONT OF YOUR HONOR BECAUSE IT WAS IN THIS
3 DEPARTMENT.

4 **THE COURT:** GOT IT.

5 **MS. MERCER:** AND I WASN'T SURE --

6 **THE COURT:** I UNDERSTAND.

7 **MS. MERCER:** -- ON CALENDAR THERE.

8 **THE COURT:** OKAY.

9 **MR. MANN:** SO I DON'T THINK -- AND I APOLOGIZE IF I'M
10 WRONG, BUT I DON'T THINK MR. PARIENTE WAS AWARE OF THE MOTION
11 IN FRONT OF WALSH SO HE COULD NOT GIVE ANY SORT OF INFORMATION
12 INPUT --

13 **MS. MERCER:** I DON'T --

14 **MR. MANN:** -- OBJECTION.

15 **MS. MERCER:** I DON'T KNOW WHETHER HE WAS AWARE THAT IT
16 WAS ON CALENDAR, YOUR HONOR, BUT THE FACTUAL BASIS IS EXACTLY
17 THE SAME, I JUST CHANGED THE DEPARTMENT NUMBER.

18 **THE COURT:** RIGHT. OKAY.

19 **MS. MERCER:** SO HE WOULD -- AND HE WAS AWARE THAT I WAS
20 TRYING TO CONSOLIDATE JUST THE TWO DEFENDANTS. I'VE NOT ADDED
21 ANY CHARGES AS TO HIS DEFENDANT WHATSOEVER, JUST --

22 **THE COURT:** SO WE'RE JUST TRANSFERRING THE DEPARTMENT TO
23 KEEP THE TWO DEFENDANTS TOGETHER?

24 **MS. MERCER:** YES.

25 **MR. MANN:** WHAT DEPARTMENT?

1 **THE COURT:** THAT'S DIFFERENT. J.C. 1.

2 **MS. MERCER:** IT'S IN FRONT OF WALSH, OUR JUSTICE WALSH.

3 **MR. MANN:** WHEN YOU SAID WALSH I WAS THINKING D.C. 10.

4 **MS. MERCER:** NO. SORRY.

5 **THE COURT:** OKAY. SO -- YEAH.

6 **MR. MANN:** I'M -- I'M -- YEAH.

7 **THE COURT:** OKAY. SO THAT BEING THE CASE -- I MEAN IF HE

8 WAS AWARE THAT THE TWO DEFENDANTS WERE JUST GOING TO BE KEPT

9 TOGETHER I DON'T REALLY KNOW THAT THERE'S ANY PREJUDICE AT

10 THIS POINT IN TIME.

11 WHAT I'M GOING TO DO IS VACATE THE PRELIMINARY HEARING

12 DATE OF AUGUST 1ST. WE'RE GOING TO GO AHEAD AND TRANSFER THE

13 BOND ON THIS CASE TO THE J.C. 1 CASE. HE'S OUT ON A SURETY

14 BOND, HE'LL REMAIN OUT ON THAT BOND, BUT WE'LL JUST TRANSFER

15 THE CASE TO THE J.C. 1 CASE.

16 AND DO WE WANT TO SET THIS FOR A STATUS CHECK DISMISSAL

17 OR IS IT READY TO BE DISMISSED TODAY?

18 **MS. MERCER:** IF HE WANTS TO SET IT FOR A STATUS CHECK

19 DISMISSAL THAT'S FINE.

20 **MR. MANN:** WHY DON'T WE JUST SET IT FOR THURSDAY.

21 **THE COURT:** OKAY, SOUNDS GOOD, THURSDAY FOR STATUS CHECK

22 DISMISSAL. THANK YOU.

23 **THE CLERK:** JULY 26TH AT 8:30 A.M.

24 **MR. MANN:** AND JUST FOR INFORMATION THAT I CAN RELAY TO

25 MR. PARIENTE, THE PRELIMINARY HEARING IN THE DEPARTMENT 1 CASE

1 IS SET FOR TOMORROW?

2 **MS. MERCER:** YES.

3 **MR. MANN:** OH.

4 **MS. MERCER:** BUT I DON'T KNOW THAT MYSELF OR MR --

5 **MR. MANN:** OBVIOUSLY MR --

6 **THE COURT:** I DON'T KNOW THAT HE'LL BE READY FOR THAT.

7 **MR. MANN:** -- MR. PARIENTE NEEDS TO CONTACT YOU VERY

8 QUICKLY.

9 **MS. MERCER:** YES.

10 **MR. MANN:** OKAY. BECAUSE HE ORIGINALLY -- HIS

11 INSTRUCTION TO ME WAS KEEP THE AUGUST 1ST DATE, SO THAT WAS

12 ALL --

13 **THE COURT:** YEAH, THEY'LL HAVE TO RESET IT IN JUDGE WALSH

14 TOMORROW --

15 **MR. MANN:** OKAY.

16 **THE COURT:** -- AND GET A 15 DAY OR WHATEVER.

17 **MS. MERCER:** OKAY.

18 **THE COURT:** OKAY, THANK YOU, GUYS.

19 **MR. MANN:** THANK YOU.

20 **MS. MERCER:** THANK YOU, YOUR HONOR.

21 (AT 9:10 A.M. THE PROCEEDINGS WERE RECESSED.)

22 * * * *

23 ATTEST: FULL, TRUE AND CERTIFIED TRANSCRIPT.

24 /S/KIT MACDONALD
KIT MACDONALD, C.C.R.
25 COURT REPORTER
C.C.R. NO. 65

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

REPORTER'S DECLARATION

STATE OF NEVADA)
COUNTY OF CLARK)

I, KIT MACDONALD, A CERTIFIED COURT REPORTER IN AND
FOR THE STATE OF NEVADA, HEREBY DECLARE THAT PURSUANT TO NRS
239B.030 I HAVE NOT INCLUDED THE SOCIAL SECURITY NUMBER OF ANY
PERSON WITHIN THIS DOCUMENT.

I FURTHER DECLARE THAT I AM NOT A RELATIVE OR
EMPLOYEE OF ANY PARTY INVOLVED IN SAID ACTION, NOR A PERSON
FINANCIALLY INTERESTED IN THE ACTION.

/S/KIT MACDONALD
KIT MACDONALD, C.C.R.
C.C.R. NO. 65

1 CASE NO.

2

3 IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP

4 CLARK COUNTY, STATE OF NEVADA

5

6 STATE OF NEVADA,)

7 PLAINTIFF,)

8 VS.)

9 TIMMIE CAMERON, JR.,)

10 DEFENDANT,)

11

CASE NO. 18F12972X

12 REPORTER'S TRANSCRIPT OF PROCEEDINGS

13

14 BEFORE THE HONORABLE HARMONY T. LETIZIA, JUSTICE OF THE PEACE

15

16 THURSDAY, JULY 26, 2018

17 9:20 O'CLOCK A.M.

18

19 FOR THE PLAINTIFF: CHAD N. LEXIS,
DEPUTY DISTRICT ATTORNEY

20

21 FOR THE DEFENDANT: MICHAEL D. PARIENTE, ESQ.

22

23 * * * *

24 REPORTED BY: KIT MACDONALD, C.C.R.
CERTIFICATE NO. 65

25

1 LAS VEGAS, CLARK COUNTY, NEVADA, THURSDAY, JULY 26, 2018

2 9:20 O'CLOCK A.M.

3 * * * * *

4 **THE COURT:** ALL RIGHT, TIMMIE CAMERON, JR, 18F12972X.

5 MR. PARIENTE?

6 **MR. PARIENTE:** YES, YOUR HONOR.

7 **THE COURT:** ALL RIGHT. SO THIS WAS ON THE OTHER DAY FOR
8 A MOTION TO CONSOLIDATE THE CASES.

9 **MR. PARIENTE:** YES, YOUR HONOR.

10 **THE COURT:** IT SOUNDS LIKE THE CASE ACTUALLY WAS ALREADY
11 SET FOR PRELIMINARY HEARING YESTERDAY --

12 **MR. PARIENTE:** YES.

13 **THE COURT:** -- IN FRONT OF JUDGE WALSH AND I'M JUST
14 ASSUMING THAT GOT CONTINUED BASED ON THE CONSOLIDATION.

15 **MR. PARIENTE:** IT DID, YES.

16 **THE COURT:** WE WANTED TO DISMISS THE CASE, AND I CAN'T
17 REMEMBER WHO APPEARED FOR YOU THE OTHER DAY, BUT THEY WEREN'T
18 READY TO AGREE TO THAT WITHOUT YOU APPEARING ON THIS.

19 **MR. PARIENTE:** OH THAT'S JOEL MANN, I THINK, WHO
20 APPEARED.

21 **THE COURT:** YEAH, THAT'S RIGHT, IT WAS MR. MANN.

22 **MR. PARIENTE:** YEAH, THAT'S -- THAT'S FINE WITH US.

23 **THE COURT:** OKAY. SO WHAT I ORDERED WAS I WANTED THE
24 BOND -- BOND TRANSFERRED TO THE J.C. 1 CASE AND HAVE
25 EVERYTHING REMAIN IN THE J.C. 1, BUT WE COULDN'T ACTUALLY DO

1 THAT UNTIL WE DISMISSED THE CASE.

2 **MR. PARIENTE:** YES.

3 **THE COURT:** SO WE'RE GOING TO DO ALL THAT TODAY. WHAT

4 DID I ORDER? I ORDERED THE BOND TRANSFERRED AND --

5 **THE CLERK:** DISMISSAL.

6 **THE COURT:** AND DISMISSAL. NOW IS THAT RIGHT, NOTHING

7 ELSE? OKAY, GOOD.

8 **MR. PARIENTE:** OKAY.

9 **THE COURT:** SO THE CASE WILL BE DISMISSED TODAY, THE BOND

10 WILL TRANSFERRED TO THE J.C. 1 CASE --

11 **MR. PARIENTE:** RIGHT.

12 **THE COURT:** -- AND WE'RE ALL GOOD HERE. THANK YOU.

13 **MR. PARIENTE:** THANK YOU, YOUR HONOR, I APPRECIATE IT.

14

15 (AT 9:21 A.M. THE PROCEEDINGS WERE RECESSED.)

16

* * * *

17

ATTEST: FULL, TRUE AND CERTIFIED TRANSCRIPT.

18

/S/KIT MACDONALD
KIT MACDONALD, C.C.R.
COURT REPORTER
C.C.R. NO. 65

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

REPORTER'S DECLARATION

STATE OF NEVADA)
COUNTY OF CLARK)

I, KIT MACDONALD, A CERTIFIED COURT REPORTER IN AND
FOR THE STATE OF NEVADA, HEREBY DECLARE THAT PURSUANT TO NRS
239B.030 I HAVE NOT INCLUDED THE SOCIAL SECURITY NUMBER OF ANY
PERSON WITHIN THIS DOCUMENT.

I FURTHER DECLARE THAT I AM NOT A RELATIVE OR
EMPLOYEE OF ANY PARTY INVOLVED IN SAID ACTION, NOR A PERSON
FINANCIALLY INTERESTED IN THE ACTION.

/S/KIT MACDONALD
KIT MACDONALD, C.C.R.
C.C.R. NO. 65

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

THE STATE OF NEVADA,
Plaintiff,
vs.
TIMMIE LORENZO CAME
Defendant.

DEPT. XX

TIMMIE LORENZO CAMERON, JR.,
Defendant.

**RECORDER'S TRANSCRIPT OF HEARING:
INITIAL ARRAIGNMENT**

For the Defendant: MICHAEL D. PARIENTE, ESQ.

Page 1
Case Number: C-18-333868-2

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

Las Vegas, Nevada, Thursday, August 9, 2018

[Hearing began at 11:09 a.m.]

THE COURT: State of Nevada versus Timmie Cameron, case number C333868.

MR. PARIENTE: Judge, good morning. I'm terribly sorry to ask you to recall this. I forgot that I'm going to be in Dallas, Texas for a federal plea Tuesday morning at nine o'clock. So is there any way we could move this to August the 15th? And I'm actually texting right now with Jory and Roy Nelson. Is that -- would that work for you?

[Court and Clerk confer]

THE CLERK: Thursday the 16th.

MR. PARIENTE: That's -- we'll make it work. Thank you, Your Honor.

THE CLERK: Okay, that will be at --

MR. PARIENTE: I'll tell -- I'll text the other parties.

THE CLERK: Nine a.m.

MR. PARIENTE: Thanks so much. I'm sorry about that.

//
//
//
//
//
//

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25


THE COURT: All right.

MR. PARIENTE: Thank you.

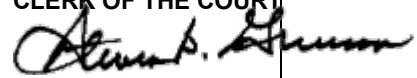
[Hearing concluded at 11:09 a.m.]

* * * * *

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case to the best of my ability.



Angie Calvillo
Court Recorder/Transcriber



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE #'s: C-18-333868-1
C-18-333868-2

10 vs.

DEPT. XX

11 WILLIE LEE BRANDON, aka
12 WILLIE LEE BRANDON, III, and
TIMMIE LORENZO CAMERON, JR.,

13 Defendants.

14 BEFORE THE HONORABLE ERIC JOHNSON, DISTRICT COURT JUDGE
15 THURSDAY, AUGUST 9, 2018

16 **RECORDER'S TRANSCRIPT OF HEARING:**
17 **INITIAL ARRAIGNMENT**

18 APPEARANCES:

19 For the State: MICHAEL J. SCARBOROUGH
20 Deputy District Attorney

21
22 For Defendant Brandon: ROY L. NELSON, III, ESQ.

23 For Defendant Cameron: MICHAEL D. PARIENTE, ESQ.

24
25 RECORDED BY: ANGIE CALVILLO, COURT RECORDER

1 Las Vegas, Nevada, Thursday, August 9, 2018

2
3 [Hearing began at 10:52 a.m.]
4

5 THE COURT: State of Nevada versus Willie Brandon and Timmie
6 Cameron, case number C333868. Counsel, please note your
7 appearances for the record.

8 MR. PARIENTE: Yes, Your Honor. Michael Pariente for Mr.
9 Cameron. He is present out of custody.

10 MR. NELSON: Roy Nelson on behalf of Mr. Brandon, who wasn't
11 transported. He's in Justice Court 1.

12 MR. SCARBOROUGH: Jory Scarborough for the State, bar number
13 14265.

14 MR. NELSON: And that case is being dismissed in Justice Court 1
15 because this is the indictment for it. So I was going to ask to pass the
16 arraignment to whatever is convenient to the Court next week.

17 THE COURT: Can we go forward with the other defendant, or do
18 you want them arraigned at the same time?

19 MR. SCARBOROUGH: Yeah, I want them arraigned at the same
20 time, if one of them is going to invoke, Your Honor.

21 THE COURT: Okay. All right.

22 Mr. Pariente, I haven't heard from you. What's your thought?

23 MR. PARIENTE: Well, if the Court is inclined to continue this, I
24 certainly don't want my client to go into custody. He did post a \$25,000
25 bail. The bail was originally set at 100,000. It was reduced to 25,000 by

1 Judge Letizia because, as I indicated to her, the -- in this case, Metro
2 told the media that this whole kidnapping seemed suspicious. If you
3 want, I can go to the reasons why.

4 THE COURT: Well, I mean, I didn't have a motion to remand him to
5 custody. I mean if -- so, I guess --

6 MR. SCARBOROUGH: Well --

7 THE COURT: So what -- I'm not sure -- I only had down
8 arraignment.

9 MR. PARIENTE: Right.

10 THE COURT: And so --

11 MR. PARIENTE: There's a warrant that they issued when he was
12 indicted on Friday.

13 THE COURT: Oh, okay.

14 MR. SCARBOROUGH: Correct, Your Honor.

15 THE COURT: All right.

16 MR. SCARBOROUGH: Yeah, there was a warrant. There was a
17 warrant issued as to Mr. Cameron at the grand jury return on Friday.
18 And I can tell you why if you're inclined to hear those arguments; why we
19 sought a warrant and the bail was set at 150, if you're inclined to hear
20 this now. I'm not sure if Your Honor is inclined to hear these arguments,
21 but the State would request that he is remanded into custody on the
22 warrant.

23 MR. PARIENTE: We object. First of all, there's nothing that has
24 happened from when bail was set at 25,000 three weeks ago; to all of a
25 sudden to say that he's a -- suddenly a flight risk or a greater danger to

1 the community.

2 THE COURT: All right. I mean, is this -- how has the indictment on
3 Friday changed what he was charged on before? I guess I'm -- what
4 happened Friday that -- what effective changes occurred on Friday?

5 MR. SCARBOROUGH: Well, Your Honor, in front of Judge Villani,
6 who presided over the indictments, he was well aware -- he was well
7 aware of the bail setting. I made him aware of the facts of the offense
8 and actually that -- Mr. Cameron was one of the most violent actors in
9 the offense. The evidence against him is very strong. He's identified
10 through forensic cell phone evidence linking him to the scene. The
11 conversations between him and the co-defendant --

12 THE COURT: Well and that -- I guess, how did this get set at
13 \$25,000 initially?

14 MR. PARIENTE: I can answer that, Your Honor.

15 THE COURT: I mean -- I guess, is what -- I mean, are these the
16 same charges that the --

17 MR. PARIENTE: Yes.

18 THE COURT: -- Justice of the Peace had in front of --

19 MR. PARIENTE: Yes.

20 THE COURT: -- her initially?

21 MR. SCARBOROUGH: Correct.

22 THE COURT: Okay.

23 MR. SCARBOROUGH: And I made that aware to Judge Villani.

24 THE COURT: Okay, I understand that.

25 MR. PARIENTE: And that was ex parte, too, we were not there. So,

1 obviously, we didn't have a chance --

2 THE COURT: I understand that too.

3 MR. PARIENTE: Okay.

4 THE COURT: All right.

5 MR. NELSON: And, Judge, it changed Mr. Brandon's bail as well.

6 His bail was set at 100,000 with house arrest as a condition. He met
7 with me in my office two days ago and was out of custody and then was
8 called in by house arrest to be remanded on the 250.

9 MR. SCARBOROUGH: And, Your Honor, respectfully, if we're going
10 to hear arguments as to bail, we would ask that they do be put in writing
11 then as well.

12 THE COURT: Well, no, and I agree. I tend to agree with that, but --

13 [Court and Clerk confer]

14 THE COURT: Can we continue the arraignments until Tuesday?

15 MR. PARIENTE: Well what I'm going to propose is this; I don't want
16 my client to get remanded. I'm going to ask the Court, to transfer the
17 bail under 178.502, to transfer from the Justice Court to the District
18 Court for \$25,000; allow him to be -- remain out of -- with the same
19 conditions. He's on intermediate supervision.

20 If on Tuesday, and at that time, if the State wants to make a
21 written motion to increase his bail, then we'll, of course, oppose that in
22 writing. I think that would be the fair thing to do because he's done
23 nothing to violate the terms of his -- of his bail.

24 THE COURT: Okay.

25 MR. NELSON: I would have the same request on behalf of Mr.

1 Brandon, which would be to set it up on -- at 100,000 with house arrest
2 until we can address it in front of Your Honor.

3 MR. SCARBOROUGH: I mean, Your Honor, if they want a reduction
4 in bail, again, we'd ask for a written motion for the reduction of bail that
5 was set.

6 MR. PARIENTE: We didn't have time to do that, Judge. They just
7 indicted him; both of these --

8 THE COURT: Well that -- you know, that's the thing. I mean, the
9 fact of the matter is, is that Judge Letizia set bail in this. I know Judge
10 Villani set this on Friday when you brought the indictment, but that's a
11 proceeding in which the defendants aren't participating in. And I'm not
12 at a lost to see what changes and circumstances have occurred since
13 Judge Letizia set the bail.

14 And I want to move this along and so what we'll do, we'll set
15 the arraignment on Tuesday. I'll go ahead and transfer the bail to
16 District Court and we'll keep the bail at this point in time that's set by
17 Judge Letizia.

18 MR. PARIENTE: Thank you, Your Honor.

19 THE COURT: And then we'll -- if you want to argue this on Tuesday,
20 I would encourage you to file something written with the Court by the
21 end of tomorrow, and I expect something from you by five o'clock on
22 Monday.

23 MR. PARIENTE: Absolutely, Your Honor.

24 THE COURT: All right.

25 MR. NELSON: And that applies to both defendants, Your Honor?

1 THE COURT: That applies to both defendants.

2 MR. NELSON: Thank you.

3 THE COURT: All right.

4 MR. PARIENTE: Thank you, Your Honor.

5 THE CLERK: Okay, so it's August 14th at 8:30.

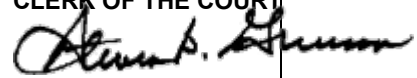
6 MR. PARIENTE: Thank you, Judge.

7 [Hearing concluded at 10:58 a.m.]

8 * * * * *

9
10 ATTEST: I do hereby certify that I have truly and correctly transcribed the
audio/video proceedings in the above-entitled case to the best of my ability.

11 
12 _____
13 Angie Calvillo
14 Court Recorder/Transcriber
15
16
17
18
19
20
21
22
23
24
25



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE #'S.: C-18-333868-1
C-18-333868-2

10 vs.

DEPT. XX

11 WILLIE LEE BRANDON, aka
12 WILLIE LEE BRANDON, III, and
13 TIMMIE LORENZO CAMERON, JR.,
14 Defendants.

BEFORE THE HONORABLE ERIC JOHNSON, DISTRICT COURT JUDGE
THURSDAY, AUGUST 16, 2018

16 **RECORDER'S TRANSCRIPT OF HEARING:**
17 **INDICTMENT WARRANT RETURN; STATE'S MOTION TO**
18 **INCREASE BAIL; ARRAIGNMENT CONTINUED**

19 APPEARANCES:

20 For the State:

MICHAEL J. SCARBOROUGH
Deputy District Attorney
ELIZABETH A. MERCER
Chief Deputy District Attorney

23 For Defendant Brandon:

ROY L. NELSON, III, ESQ.

24 For Defendant Cameron:

MICHAEL D. PARIENTE, ESQ.

25 RECORDED BY: ANGIE CALVILLO, COURT RECORDER

1 Las Vegas, Nevada, Thursday, August 16, 2018

2
3 [Hearing began at 11:11 a.m.]
4

5 THE COURT: State of Nevada versus Willie Brandon and Timmie
6 Cameron, case number C333868. Counsel, please note your
7 appearances for the record.

8 MR. SCARBOROUGH: Jory Scarborough for the State, bar number
9 14265.

10 MR. PARIENTE: Good morning, Your Honor. Michael Pariente for
11 Tim Cameron. He is present; coming into the courtroom right now.

12 MR. NELSON: Roy Nelson on behalf of Mr. Benjamin [sic], who's
13 present in custody, Judge.

14 THE COURT: Okay. So we've got the State's motion to increase
15 bail and also arraignment. Are we prepared to go forward with
16 arraignment today?

17 MR. PARIENTE: Well, Your Honor, as the Court recalls on
18 Thursday, Your Honor indicated you wanted a -- you wanted a --
19 something in writing from the State as to why they're increasing -- trying
20 to increase bail. You wanted that, I believe, by Thursday; this is last
21 Thursday, then you wanted us to do an opposition and have that
22 submitted by Friday.

23 Well nothing -- we didn't get anything from the State, not
24 Thursday, Friday, Monday or Tuesday. I texted the State and asked
25 where it is. They said that it was coming; got it yesterday morning. So

1 we're either asking the Court one of two things: either to deny it as
2 untimely, or to give us time to respond because they just submitted this
3 yesterday.

4 MS. MERCER: Your Honor, I've been in trial for the last week and a
5 half, and Mr. Scarborough's been trying to handle this for me while I'm in
6 trial.

7 THE COURT: I'm not -- I'm not going to deny it for being untimely.
8 I'm now -- I'm just trying to figure it out how to deal with it, so don't worry
9 in terms of the timeliness issue. I'm -- my concern is, obviously, making
10 sure that we deal with -- deal with things that are important.

11 MS. MERCER: Well, Your Honor, I would just point out that Mr.
12 Pariente got it reduced to \$25,000 on an oral motion, so I don't know
13 why he can't oppose it orally pursuant to EDCR 3.20 today.

14 MR. PARIENTE: Well, Your Honor, I don't like getting sandbagged.
15 I mean, they're -- I've been asking for this since Tuesday; oh, it's
16 coming. I didn't get it as a close of business Tuesday. Yesterday
17 morning they sent it to us and so they put it in writing. We're just asking
18 for a brief continuance to do a written opposition.

19 MR. SCARBOROUGH: And, Your Honor, that date that you gave
20 was set originally on August 14th when me and Mr. Nelson were present
21 and then we left the courtroom and then Mr. Pariente came and got a
22 new --

23 THE COURT: That's why I'm not shocked and appalled that it took a
24 little -- that you gave yourselves a little longer than what I had said
25 because we did move it. But --

1 MR. NELSON: Well, Judge, you ordered the bail be transferred from
2 Justice Court --

3 THE COURT: And that --

4 MR. NELSON: -- as well, which Mr. Benjamin posted, and for some
5 reason he remains in custody. He was originally out of custody and then
6 remanded on the State's warrant when Your Honor made your order last
7 week on Thursday.

8 THE COURT: Right.

9 MR. NELSON: You ordered that the bail be transferred, yet here he
10 still sits in custody.

11 THE COURT: All right.

12 MS. MERCER: Was bail adjusted at the last appearance, Your
13 Honor?

14 THE COURT: Bail -- I took over -- I took the bail and set it at what
15 was the original bail settings and gave the State the ability to make a
16 motion to increase the bail --

17 MS. MERCER: Well the fact that he's still in --

18 THE COURT: -- since it was raised at a proceeding in which the
19 Defense wasn't -- I mean, not saying anything was wrong. But it was
20 raised at a proceeding in which the Defense weren't present, and there
21 had been a prior determination of bail at a proceeding in which the
22 Defense was present.

23 So that was the decision of the Court at that time, so what's
24 your question? What's your next question?

25 MS. MERCER: Well I just wanted to clarify that. I mean, technically,

1 this is a whole new case. We've decided to go through the grand jury,
2 it's not as if this was a bind over from a preliminary hearing. And the
3 District Court Judge was advised of the fact that the original bail setting
4 was what it was, and felt that it was appropriate using his discretion
5 under the circumstances to adjust it.

6 MR. PARIENTE: If I could just --

7 THE COURT: I'm not saying anything was inappropriately done.
8 But now it's sitting here in my courtroom and there was a prior bail
9 determination made below on essentially the same charges.

10 MR. PARIENTE: Correct.

11 THE COURT: Now, I'm not saying that the Judge below made -- not
12 have been aware of certain information or whatever. But the fact is,
13 when you bring back a return on the indictment, it's a one-party
14 proceeding and the Defense doesn't have any representation there.

15 And I think it's fair, in this instance, that with the bail having
16 been set below for the same charges that, we move forward on that
17 basis. And if you feel that there wasn't an appropriate understanding by
18 the Justice of the Peace below, then file a motion; which you did, and
19 the Court will consider increasing the bail.

20 [Court and Clerk confer]

21 MS. MERCER: Your Honor, the State's primary concern is -- and I
22 doubt that this was brought to the Justices -- Justice of the Peace's
23 attention because I wasn't present when bail was argued originally in
24 Justice Court is that --

25 MR. NELSON: That's not true with Mr. Benjamin [sic].

1 MS. MERCER: No, I'm talking about Mr. Cameron at this point. I
2 apologize for not clarifying that, but bail was set at \$25,000. If 15
3 percent of \$25,000 is approximately \$3,000 --

4 MR. PARIENTE: Three thousand seven hundred and fifty.

5 MS. MERCER: Over \$6,000 in cash was stolen from the victims in
6 this robbery.

7 MR. PARIENTE: Well, well, Judge, I'm going to --

8 MR. SCARBOROUGH: And that was in the motion.

9 THE COURT: Hold on.

10 MR. PARIENTE: I would like to respond.

11 THE COURT: Hold on.

12 MS. MERCER: And so --

13 THE COURT: All right. I'll let her give me a little bit, then I'll come
14 back to you.

15 MR. PARIENTE: Thank you, Your Honor.

16 MS. MERCER: So the State has a legitimate -- concerns that he
17 used stolen proceeds to post his bond and get -- gained his freedom on
18 a \$25,000 bond setting.

19 THE COURT: Okay.

20 MS. MERCER: So --

21 THE COURT: No, I understand what you're saying. All right.

22 MR. PARIENTE: May I respond? And this is why I like to put it in
23 writing. NRS 178.499, Section 1 states that anytime the bail is set; if the
24 State wants to increase it or the Court wants to increase it, there has to
25 be a showing of good cause. Good cause is not, oh, we don't like the

1 way Justice Court 3 set the bail and reduced it from 100,000 to \$25,000,
2 and that's what they did.

3 They're saying, oh, good cause is -- good cause will be if he
4 went out and committed a new crime. Good cause would be if -- in
5 further investigation --

6 THE COURT: Well -- all right, this -- I do -- I understand where
7 you're going in terms of what your perception is how the State has
8 handled this. But I do agree with the State, this is a new case since it
9 was brought in the grand jury. I took -- I put the bail back down to the
10 original bail setting; gave every -- gave the State the opportunity to
11 request that it be increased, because I do find that I don't want to -- that,
12 I assumed, that there was a -- analysis made by the Justice of the
13 Peace in setting the bond in the first place.

14 And before I change that, I want to -- I want to have all the
15 materials in front of me. All right, I'm going to continue the arraignment
16 and the motion until Tuesday.

17 THE CLERK: That's August 21st at 8:30.

18 MR. PARIENTE: That works perfect. Thank you, Your Honor.

19 THE COURT: And --

20 MR. PARIENTE: I'll have something in writing.

21 THE COURT: By?

22 MR. PARIENTE: By -- I have to go to L.A. tomorrow. Could I have it
23 by -- I'll have it by the close of business day tomorrow. Is that okay?

24 THE COURT: Close of business tomorrow?

25 MR. PARIENTE: Is that okay?

1 THE COURT: That's great.

2 MR. PARIENTE: All right.

3 THE COURT: You said you were going to L.A. tomorrow so, I
4 assumed, you were going to say --

5 MR. PARIENTE: I'll make it happen. I'm going to be working in L.A.
6 as well, so --

7 THE COURT: Okay.

8 MR. PARIENTE: All right.

9 THE COURT: All right. And --

10 MR. NELSON: I'll do the same.

11 THE COURT: You'll do the same. All right, that way everybody will
12 have everything. Let me just ask in terms of -- I did read the State's
13 motion and you had a list of prior felony convictions for Mr. Brandon. It
14 just was sort of a very vague list.

15 Do you have any more information on any of those?

16 MR. SCARBOROUGH: Yeah.

17 MS. MERCER: Did you get a chance to look at those?

18 MR. SCARBOROUGH: I've -- yeah, I looked at -- I referenced those
19 from the Nevada Pretrial Risk Assessment, Your Honor. If I didn't
20 clarify, that's my apologies; that's Timmie Cameron's.

21 THE COURT: No, I mean -- you know, you put down, you know, a
22 date and initials. You know, I figured out most of those in terms of what
23 they represented. I just -- if you had any additional information on any of
24 them --

25 MR. PARIENTE: I'm sorry --

1 MS. MERCER: Your Honor, I have not had a chance to look more
2 closely at those because I've been in trial. But I can --

3 MR. PARIENTE: I'm sorry, is --

4 THE COURT: No, I'm not -- I'm just -- I would like to know a little bit
5 more --

6 MS. MERCER: That's fine.

7 THE COURT: -- about the criminal history other than that there
8 were just seven felonies. And there was more provided about that, but
9 I'm just -- give me a little bit more than -- that's -- you've -- I'm going to
10 ask -- anticipate I might ask you more about that on Tuesday.

11 MS. MERCER: We'll look into that, Your Honor.

12 MR. SCARBOROUGH: Fair enough. Thank you, Your Honor. Fair
13 enough.

14 MR. PARIENTE: All right, that's fine, Your Honor. Thank you.

15 THE COURT: All right.


16 MS. MERCER: Thank you.

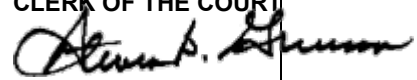
17 THE COURT: Thank you.

18 [Hearing concluded at 11:20 a.m.]

19 * * * * *

20
21 ATTEST: I do hereby certify that I have truly and correctly transcribed the
22 audio/video proceedings in the above-entitled case to the best of my ability.

23 
24 _____
25 Angie Calvillo
Court Recorder/Transcriber



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

)
) CASE #'S.: C-18-333868-1
) C-18-333868-2
)

10 vs.

) DEPT. XX
)

11 WILLIE LEE BRANDON, aka
12 WILLIE LEE BRANDON, III, and
13 TIMMIE LORENZO CAMERON, JR.,

)
) Defendants.
)

14 BEFORE THE HONORABLE ERIC JOHNSON, DISTRICT COURT JUDGE
15 TUESDAY, AUGUST 21, 2018

16 **RECORDER'S TRANSCRIPT OF HEARING:**
17 **STATE'S MOTION TO INCREASE BAIL; ARRAIGNMENT**
18 **CONTINUED**

19 APPEARANCES:

20 For the State:

MICHAEL J. SCARBOROUGH
Deputy District Attorney
ELIZABETH A. MERCER
Chief Deputy District Attorney

22 For Defendant Brandon:

23 ROY L. NELSON, III, ESQ.

24 For Defendant Cameron:

MICHAEL D. PARIENTE, ESQ.

25 RECORDED BY: ANGIE CALVILLO, COURT RECORDER

1 Las Vegas, Nevada, Tuesday, August 21, 2018

2
3 [Hearing began at 10:49 a.m.]
4

5 THE COURT: State of Nevada versus Willie Brandon and Timmie
6 Cameron, case number C333868. Counsel, please note your
7 appearances for the record.

8 MR. SCARBOROUGH: Jory Scarborough for the State, bar number
9 14265.

10 MS. MERCER: Elizabeth Mercer for the State, Your Honor.

11 MR. PARIENTE: Good morning, Your Honor. Michael Pariente for
12 Mr. Cameron, 9469.

13 MR. NELSON: Roy Nelson on behalf of Mr. Brandon, who's
14 present; out of custody.

15 THE COURT: All right. This is on for the State's motion to increase
16 bail as to each of the defendants. Refresh me again, what is their
17 current bail status?

18 MS. MERCER: You reduced it back to the Justice Court bail.

19 THE COURT: Right. And so, I mean --

20 MR. SCARBOROUGH: So Mr. Brandon is at 100,000 with house
21 arrest, and Mr. Cameron was at 25,000.

22 THE COURT: That's right.

23 MR. SCARBOROUGH: And I don't recall the additional term if there
24 was any.

25 MR. PARIENTE: Mid-level monitoring, Your Honor.

1 MR. SCARBOROUGH: Correct. Thank you.

2 THE COURT: All right. Okay, I received the State's motions and the
3 criminal history for Mr. Brandon. Also, the State provided me with his
4 last presentence investigation report. I also received a Nevada Pretrial
5 Risk Assessment for each of the defendants. I received an opposition
6 as to Mr. Cameron's -- Mr. Cameron's case. I didn't receive any
7 opposition as it related to Mr. Brandon.

8 MR. NELSON: Judge, I was orally going to join Mr. Pariente's. I
9 was in court last Thursday with Judge Adair and got set on a homicide
10 that started yesterday. We started at 9:30; went to five, and I had to
11 meet with witnesses on Friday. I think the issues for Mr. Brandon are
12 identical to that of Mr. Pariente's client.

13 THE COURT: Okay. All right. And so let's -- I mean, essentially Mr.
14 Pariente's opposition is that they -- the defendants were initially set for
15 bail on essentially this incident in Justice Court. And that it's not
16 appropriate for the Court to increase the bail, absent -- in such
17 circumstances, absent the State showing good cause.

18 So let me just -- what's the State's response to Mr. Pariente's
19 argument?

20 MS. MERCER: Well, first off, he moved orally for a bail reduction in
21 Justice Court. I sincerely doubt that the calendar Deputy assigned to
22 that department had time to sufficiently review the lengthy declaration of
23 arrest in this case to make that Court fully aware of the circumstances.
24 Mainly that his client is actually the one that has been identified by both
25 victims as being the one carrying out the violence as opposed to the one

1 facilitating, who was identified as Brandon -- Willie Brandon.

2 In addition, I doubt that they had the knowledge that over
3 \$6,000 in cash was taken. Because I would assume a Deputy in our
4 office who knew that \$6,000 was taken, would request a source hearing
5 prior to the posting of any bond. There were -- there were text
6 messages found in Willie Brandon's cell phone that incriminated Timmie
7 Cameron; I don't know whether that was brought to the Court's attention.

8 I mean, the reason that we're required to put motions like this
9 in writing is to give both sides the benefit of fully litigating the issue and
10 apprising the Court of all the circumstances that the Court should be
11 made aware of. And I just don't feel that Justice of the Peace Letizia
12 was made aware of all the circumstances that she should've been made
13 aware of in this case.

14 I think \$25,000 is completely inappropriate for someone who's
15 charged with first degree kidnapping with use; robbery with use. I mean,
16 he's looking at a life tail on the first degree kidnapping convictions. I
17 would also note that he -- and I know for a fact that there's no way that
18 the Deputy assigned in court knew the circumstances of his aggravated
19 stalking, because as you saw in the intake services sheet, it just says
20 aggravated stalking.

21 In that case, he was basically extorting money from an ex-
22 girlfriend with a firearm. So he's exhibited a willingness to use firearms
23 when it benefits him for financial gain.

24 THE COURT: Okay.

25 MS. MERCER: And then as to Mr. Brandon, I mean, I think that we

1 breached that thoroughly. He has a lengthy criminal history. He's got
2 10 prior felony convictions. He's not only looking at a life tail in the -- on
3 the first degree kidnapping in this case, but he's also looking at a
4 potential life without, if treated as a large habitual. A \$100,000 is just not
5 sufficient to protect the community.

6 THE COURT: All right. What are you requesting as to Mr.
7 Brandon?

8 MS. MERCER: Two hundred and fifty thousand dollars, Your Honor,
9 with house arrest.

10 THE COURT: Okay. And what -- and what are you requesting as to
11 Mr. Cameron?

12 MR. SCARBOROUGH: One hundred and fifty, Your Honor.

13 MS. MERCER: With house arrest.

14 MR. SCARBOROUGH: Correct, and a source hearing. And also
15 remands on the warrants.

16 THE COURT: All right.

17 MS. MERCER: And I would just reiterate that this is technically an
18 entirely new case, this is not a bind over from Justice Court.

19 THE COURT: No, I mean, I do -- I do appreciate that. All right.
20 Who wants --

21 MR. PARIENTE: If I may, Your Honor.

22 THE COURT: Yes, you may, you may.

23 MR. PARIENTE: Yes, Your Honor. First of all, I find it highly
24 unusual that the State in their motion to increase bail, they didn't cite the
25 statute that's on point, which is NRS 179 -- or 178.499, Section 1, that

1 deals with good cause. Instead, they cited a statute -- the statute related
2 bail, so that's an ethical violation, Your Honor.

3 They know that there is a statute. right on point, that there has
4 to be a finding of good cause. I'm hearing Ms. Mercer to say, oh, the
5 good cause is that one of the other Deputies threw the case up and that
6 here they have this information. They have the information about the
7 criminal history. They're the DA's Office, the same DA's Office that
8 prosecuted his prior cases. They have this information; just like these
9 text messages; oh, she's not sure if the Deputy have them. It was in the
10 police report, so it's almost like admitting malpractice.

11 If I were to say -- if I were to not file something and say, oh,
12 another attorney in my office, you know, didn't do something; that's not a
13 good cause. That's just they messed up. Good cause would be if Mr.
14 Cameron -- if -- out in the 11 days that he was out -- if he went out and
15 committed a new offense. Or if the State discovered that there was, in
16 fact -- you know, additional -- you know, victims.

17 Instead, we have an eight count criminal complaint and we
18 have an eight count indictment. And if the Court would like to go into
19 why Ms. -- Judge Letizia reduced bail from 100,000 to 25,000, I can
20 explain. As I indicated to her, Las Vegas Metropolitan Police
21 Department told the media that the kidnappings in this case were
22 suspicious. Ms. Mercer just told you, you know, 100 percent
23 identification of Mr. Cameron; that's not true, Your Honor.

24 MS. MERCER: I did not say that. And I would appreciate it if --

25 THE COURT: Hold -- I'll --

1 MS. MERCER: -- he would quit misrepresenting what I've --

2 THE COURT: I will --

3 MS. MERCER: -- the record I've made.

4 THE COURT: I will give you a chance to respond.

5 MR. PARIENTE: Her words, if I heard correctly, positively ID'd Mr.
6 Cameron. When you look at the discovery -- first, Mr. -- Ms. Ramos, if I
7 recall, doesn't identify Mr. Cameron; then when you look at Mr.
8 Provenza's statement, first he says, oh, I'm a hundred percent sure it's
9 Mr. Cameron and then he says, oh, wait, I'm 90 percent sure it's
10 somebody else.

11 When asked by Metro, the Metro detective to explain the
12 inconsistencies, he couldn't explain the inconsistencies. That's one of
13 the reasons why Metro told the Media, and this is available online. They
14 told the Media that the circumstances are suspicious; that the
15 kidnappings are -- that they're suspicious. And here's another reason
16 why the kidnappings are suspicious, there was an online interview done
17 by one of the Media outlets; the news channels of Mr. Provenza, their
18 complaining witness.

19 Well Mr. Provenza told the -- told the interviewer that the co-
20 defendant was able to get away from the two Spanish-speaking
21 kidnappers; so that these were Spanish speakers. My client's African-
22 American as is the co-defendant. My client does not speak Spanish.
23 And, I believe, the co-defendant does not speak Spanish, so that was
24 Mr. Provenza's statement. So these are the things that she considered.

25 The text messages where they talk about this money in the --

1 in their motion, that's related to the fact that Mr. Provenza walked away
2 with a 20 million dollar verdict, his share actually. It's a big case that
3 Bob Eglet's Office filed; his share was 20 million dollars. This was -- and
4 I explained this; that's why the police said this was suspicious, it's
5 because he hired -- he hired the co-defendant to stage this whole
6 kidnapping.

7 Because if you look at it, you see -- oh, Mr. Provenza, he
8 came out with his AR-15 and he shot towards the bad guys. It's not
9 true, it's ridiculous. And it looks like the girlfriend, too, was involved
10 because she said though she was zip tied in the hands and feet. And
11 what do you know, she's running away from her, you know, from her
12 armed accusers, you know, on the day that she supposedly escapes.

13 Additionally, Your Honor, I pointed out that the complaining
14 witness Provenza has an open -- it's an open drug trafficking case that
15 was submitted to -- by Metro to the DA's Office. It's a drug trafficking
16 case; hasn't been filed. He has a long criminal history for guns; for
17 domestic violence on the co-defendant. Perhaps he's doing this to
18 somehow gain the victim status with the DA's Office to get them to not
19 file these charges given that he has -- got a long criminal history, or
20 perhaps he's trying to help the co-defendant Amber Ramos, who --
21 Amber Ramos, who has a -- she's on felony probation for credit card
22 fraud related to drug usage, I don't know.

23 We also have, and this is something I didn't convey to Judge
24 Letizia because I just found this out, days after this happened Mr.
25 Provenza went to try to find Mr. Brandon and spoke to someone named

1 Dave Guerrero, who owns a shop where Mr. Brandon constructs -- puts
2 together bikes. He was looking to -- Mr. Provenza was looking to pay
3 Mr. Brandon.

4 Additionally, Your Honor, just -- and I explained this to the
5 Justice Court. There's been all kinds of investigations at the home of
6 Mr. Provenza related to drug trafficking, related to guns, and even sex
7 trafficking. Mr. Provenza calls himself and his girlfriend Bonnie and
8 Clyde, in this interview, and now we know why; 178.499, Section 1, says
9 that there has to be good cause. There was no good cause, Your
10 Honor, and the Court knows that.

11 What the DA's Office is doing, and this is something that we're
12 seeing not just before Your Honor but in numerous cases, they're
13 basically making a mockery of the Justice of the Peace when the Justice
14 of the Peace sets bail. And they say, oh, it's good cause because the
15 DA didn't have the information. Their office has constructive knowledge,
16 first of all, of what other DA's are doing. They're -- they were just not
17 prepared.

18 And they knew when this was set, Your Honor. I got retained
19 the day before the bail hearing. Mr. Cameron had already been in jail a
20 couple of days. They were not prepared and now they're trying to get a
21 second bite at the apple. There were eight charges in the criminal
22 complaint, which is an eight-count indictment. There's no good cause.
23 My client, and also the co-defendant, they were out just for a few days;
24 didn't commit new offenses. There weren't new victims that were
25 discovered.

1 I'm going to ask the Court to find that there is no finding of good
2 cause and to leave the bail at \$25,000 cash or co-surety, which is what
3 Judge Harmony reduced it to.

4 THE COURT: Judge Harmony?

5 MR. PARIENTE: And I do want to point out the bail was originally
6 set for 100,000. It was a 100,000, not what they are asking for now,
7 which is, oh, 150,000 and house arrest. They were asking for 100,000.
8 Now it's 25,000 and they want to raise it to 150,000.

9 THE COURT: All right. Do you want to add anything?

10 MR. NELSON: I'll join in all of that. I'm in a little bit different of a
11 position. We did file a written motion in Justice Court; it was heard in
12 front of Judge Walsh. It wasn't a brand new deputy that was there, it
13 was actually Ms. Mercer.

14 Ms. Mercer and I went back and forth, and it was reduced. It
15 was originally set at \$135,000. The State never moved to increase that
16 while he was in Justice Court, then Judge Walsh reduced it to 100,000
17 and now they're seeking to increase it to 250.

18 THE COURT: All right. Let me just come back and I'll let you
19 respond to anything --

20 MR. SCARBOROUGH: Sure.

21 THE COURT: -- that you feel he was incorrect in -- or in terms of his
22 representations. But, I mean, are you essentially asking me to raise this
23 and detain them? Is that really what we're coming down to here?
24 Because, I mean, what's the -- what's the value of me raising the bail
25 amount unless --

1 MS. MERCER: Bail --

2 THE COURT: -- it's going to result in them being detained?

3 MS. MERCER: Bail was meant to ensure the safety of the
4 community, and it's meant to ensure that they appear at future court
5 dates.

6 THE COURT: Right.

7 MS. MERCER: Not just that they appear at future court dates.
8 Right now, you have two co-defendants who are out of custody on an
9 extremely violent case. There's nothing preventing them at all from
10 attempting to make contact with these victims and dissuade them.

11 I disagree with Mr. Pariente's assessment that -- about the
12 facts of this case. Willie Brandon admitted to his involvement and
13 inculpated his client in it. As I indicated before, there are text messages
14 between the two of them; planning the commission of this robbery prior
15 to it.

16 When Mr. Brandon gave his confession to the police, he never
17 once said this is -- this was a deal between myself and Joseph Provenza
18 to fake a kidnapping of Amber Ramos. I mean, if that were the case,
19 why wouldn't he tell the police that so he wouldn't get arrested in the first
20 place.

21 I'm not sure where Mr. Pariente's getting his information from,
22 but I have zero information to support his assertion of the facts.

23 THE COURT: Okay. All right, anything else -- anything else you
24 want to add?

25 MS. MERCER: Just that I don't believe that good cause is the

1 standard here because this is an entirely new case as I keep reiterating.

2 THE COURT: All right. Well --

3 MS. MERCER: And I do --

4 THE COURT: I mean, let me just add -- I mean, you know, it does
5 appear on the surface that you brought the indictment in this case
6 because you weren't happy with Judge Letizia's bail setting. Am I wrong
7 in that assessment?

8 MS. MERCER: Your Honor, we routinely indict co-defendant cases
9 because it's easier to put on a preliminary hearing than it is to -- I'm
10 sorry.

11 THE COURT: I was going to say --

12 MS. MERCER: It's easier to indict than to put on a preliminary
13 hearing. Additionally, in the statement that Amber Ramos gave to the
14 police, she indicated that she thought there was many as three to four
15 people. So by indicting it, we can go add -- go add the outstanding
16 suspects if they were ever identified as opposed to having to file a whole
17 separate case and consolidating.

18 THE COURT: All right. Mr. Pariente, let me just -- I mean, I
19 understand you're attacking in terms of the proof here. But I will tell you
20 that, I'm concerned with your client facing life tail charges and the
21 amount of bail being set at 25,000. So let me give you an opportunity to
22 respond to that concern.

23 MR. PARIENTE: Well I'm going to just respond and this -- and Mr.
24 Nelson can add to as to what Mr. -- as far as Willie Brandon, that -- his
25 client. In the discovery, I recall Mr. Brandon giving his account of what

1 happened. And at one point, he asked Mr. Provenza, so what's the deal
2 here.

3 Okay, why would somebody who is going to rob someone be
4 asking the victim, you know, what's going on; what's the deal? That
5 implies that he was part of this. Judge, this is already -- Your Honor was
6 correct when -- it's exactly what happened. They didn't like the fact that
7 Judge Letizia reduced bail and so they go out and they file -- they file the
8 exact same thing in District Court.

9 I even filed -- I submitted this online Sunday; we faxed a copy
10 yesterday; you probably don't have it before you, it's a motion to dismiss
11 for prosecutorial vindictiveness, because anytime the prosecutor -- the
12 prosecutor can seek to punish someone for committing a criminal
13 offense, but they can't use bail to punish someone; that's exactly what
14 they're doing.

15 Moreover, they cannot punish a defendant for exercising his
16 constitutional and statutory rights. In this case exercising his statutory
17 rights to post bail, which he did and then suddenly 11 days later, boom,
18 he's indicted. There's no good cause here, Your Honor, that's the
19 standard. So that's why I'm respectfully asking the Court to -- not to --
20 leave Justice Letizia's bail in place; that's why we have Justices of the
21 Peace.

22 And what we have here, Your Honor, we have forum
23 shopping. And that's another issue, too, as far as that I'm -- that I'm
24 addressing in the motion to dismiss. I'd like the Court to set a briefing
25 schedule --

1 THE COURT: Well --

2 MR. PARIENTE: -- regarding that.

3 THE COURT: You know, using the federal system as the, you
4 know, as a parallel, I'm -- my understanding is the State requested more
5 than \$25,000 at the Justice Court level, and that --

6 MR. PARIENTE: A hundred thousand.

7 MS. MERCER: I don't -- I think that that was the Court's --

8 THE COURT: And, you know, so -- you know, even if -- I'm sorry,
9 what? I'm sorry?

10 MS. MERCER: I'm sorry. I think that that was just the Court's
11 setting on the arrest warrant.

12 MR. PARIENTE: Well that's --

13 MS. MERCER: I'm not 100 percent positive, but --

14 THE COURT: All right. But, I mean, assuming the State requested
15 more than --

16 MS. MERCER: Yes.

17 THE COURT: -- 25,000.

18 MR. PARIENTE: Twenty-five, yes. The Court assessed 100.

19 THE COURT: And so, I mean -- you know, Judge Letizia rejected
20 that so, I mean, they would have the right, you know, to appeal that up
21 to the District Court to make its own separate evaluation.

22 MR. PARIENTE: But they didn't do that.

23 THE COURT: So I don't feel that, you know, that I'm bound absent
24 a showing of good cause to keep what the Justice of the Peace set in
25 view of the State's original request for a larger amount. And the State's

1 statute, unlike the federal statute, doesn't require a change in
2 circumstances, it merely requires good cause. And if Judge Letizia is
3 not made aware information at the time of -- time of the setting the bond,
4 then I think, you know, that substantiates good cause.

5 All right. You know, in looking at the circumstances here, I
6 think, the \$100,000 set on Mr. Brandon -- while if I was -- this was
7 original; I don't know if I would set it that low. I do think that that is a
8 substantial bail and I'm not going to change that.

9 As to Mr. Cameron, I am concerned looking at prior criminal
10 history and the charges here. And I feel that, raising it to a parallel that
11 of Mr. Brandon, at \$100,000 is appropriate.

12 MR. PARIENTE: Your Honor --

13 THE COURT: So I'll raise his bail to \$100,000 and also provide for
14 house arrest.

15 MR. PARIENTE: Your Honor, I -- can I ask the Court, what is the
16 basis here? Because Mr. -- the co-defendant in this case has like seven
17 felonies; Mr. Cameron --

18 THE COURT: The basis here is simply -- is risk of flight. I'm finding
19 that there is a risk of flight. Now if Mr. Cameron cannot make bail at
20 \$100,000 --

21 MR. PARIENTE: He can't, Your Honor. There's no way he can
22 make a \$100,000 bail.

23 THE COURT: All right. Well you're free, at that point, to move for
24 reduction in bail and we'll take a different look at it. Based upon what I
25 see here, I think he can make a \$100,000 bail.

1 MR. PARIENTE: Well, Your Honor, that's -- I respectfully disagree.
2 I do want to -- I'm going to file a petition for writ of mandamus, or
3 alternatively a writ of prohibition, so I want the record to be clear. What
4 is Your Honor's ruling as to good cause? What is Your Honor's finding
5 of good cause?

6 THE COURT: My good cause -- my good cause is that it's my
7 understanding that Judge Letizia was not provided with the full extent of
8 the criminal conduct that was involved here, or the evidence that was
9 involved here; even if she was, the State had requested a larger bail
10 than that provided.

11 So if I treat this as, essentially, an appeal from the State, it
12 is -- the Court has a de novo ability to set a new bail based upon the
13 provisions provided by statute. And additionally, it is a new case,
14 although that isn't my primary thrust in terms of feeling that I can --
15 work -- pursuant to statute.

16 In terms of the bail in this case, it is my opinion that the State
17 has proven by preponderance of the evidence that the defendant
18 presents a risk of flight. I say that based upon the allegations that are
19 contained in this case; the potential sentences that are at issue here in
20 this case and the defendant's prior criminal history, which does involve
21 allegations relating to violence.

22 I also find that the defendant, by clear and convincing
23 evidence, presents a risk of -- to danger to the community. Again, that's
24 based upon allegations contained here and his previous history, criminal
25 history. In that regard, I do believe that bail of \$100,000 is appropriate

1 to deal both with the risk of flight and with the danger to the community
2 and that, the addition of house arrest is a condition that provides for the
3 protection of the community.

4 In my looking at the materials that I have relating to the
5 Defendant Cameron, it is my sense that I think that he is able to make
6 the \$100,000 bail. And in making that bail, there will be sufficient reason
7 for him to appear at court. Now that being said, you're saying he can't
8 make bail. If you can establish to the Court's satisfaction that he cannot
9 make bail, I will be glad to consider modifying it.

10 But I think, at this point in time, that is an appropriate bond, so
11 that will be the order of the Court.

12 MR. PARIENTE: Can I -- I'd like to ask this of the Court, Your
13 Honor. First of all, I do want to reflect that his prior -- I believe, was 11
14 years ago that the Court was looking at. Secondly, the Prosecutor is
15 just guessing that these representations weren't made. The right thing
16 to do, I'm going to ask the Court to stay its decision; let us get the
17 Justice Court transcript because, obviously, you want to have all the
18 facts before you as to what occurred in the Justice Court and what they
19 argued.

20 Ms. Mercer wasn't there, it was an entirely different deputy.
21 Let's get the transcript; see what Judge Letizia had before her and
22 then --

23 THE COURT: I have no problem -- I have no problem doing that,
24 but I am -- I'm -- unless your client is prepared to make bail -- I have set
25 the bail. I'm glad to continue -- modify the bail. I'm glad to continue the

1 hearing to see what that, you know, what the transcript shows. And I
2 may modify it based upon that transcript. But I'm not going to, you
3 know, at this point in time tell him, hey, I'm going to increase it if the
4 transcript shows -- and then -- and then release him at this point in time.

5 So I've -- you know, I would be more than appreciative of
6 getting the transcripts for these proceedings, but I have to be making
7 decisions based upon what I have available to me now. So that's the
8 decision I'll make now. Now if you'd like to have me set a hearing to
9 reconsider based upon whatever the transcript shows, I'll go ahead and
10 order the transcript --

11 MR. PARIENTE: Please.

12 THE COURT: -- of the Justice Court proceeding, and we'll set this
13 for further consideration.

14 MR. PARIENTE: If we could set it for -- say two weeks. Hopefully,
15 that'll give Justice Court enough time.

16 THE COURT: That's fine.

17 THE CLERK: The other motion that he's filed is set on September
18 4th.

19 MR. PARIENTE: All right. So this -- I do want to get a briefing
20 schedule for my motion to dismiss for prosecutorial vindictiveness. And
21 also I'd like to get an order -- I'd like to get a transcript from today's
22 hearing and also from the last hearing that we had, I believe, last week.

23 THE COURT: I'll order the -- I'll order the transcript from today's
24 hearing.

25 MR. PARIENTE: And I --

1 THE COURT: And I'll order a transcript from last week's hearing. I
2 don't know what you need that one for so much, but I'll order that. And
3 then I'll order the transcript from the Justice Court. Now -- and we'll set
4 this all for September 4.

5 MS. MERCER: Thank you, Your Honor. Would that be 8:30 or
6 nine?

7 THE CLERK: September 4th is at 8:30.

8 THE COURT: All right.

9 MR. PARIENTE: And then, Your Honor, just --

10 THE COURT: And then, did you file the motion -- what's the current
11 briefing for your motion?

12 MR. PARIENTE: It hasn't been set for a briefing schedule; that's
13 what I was going to ask the Court today.

14 THE COURT: How much time do you need to respond to his
15 motion?

16 MS. MERCER: I think we were just served with it this morning, so
17 maybe a week.

18 THE COURT: All right, that's fine. That should work out to
19 everyone.

20 THE CLERK: That would be August 28th.

21 THE COURT: Do you want to do a reply?

22 MR. PARIENTE: Yes, Your Honor. Could I have one week?

23 THE CLERK: That's going to put it September 4th.

24 MR. PARIENTE: Let's leave September 4th, that's fine. And then
25 we'll address bail --

1 THE COURT: Well I need -- I need -- if you're going to do a reply, I
2 need to get it before September 4.

3 MR. PARIENTE: Right.

4 THE CLERK: The 30th or 31st?

5 MR. PARIENTE: I don't know if I could -- I'm sorry, the 28th. I'm
6 going to need at least a week. So if we need to push back to the
7 September 4th date, that's okay.

8 THE COURT: Could we do this on the 6th?

9 THE CLERK: No, you're dark.

10 THE COURT: I'm dark on the 6th. All right.

11 THE CLERK: We could push it to the 11th.

12 MR. PARIENTE: I believe that is the start of the Jewish New Year,
13 I'm not a hundred percent. Court's indulgence. I'm sorry. Maybe --

14 THE COURT: Go ahead and take a look.

15 MR. PARIENTE: Could I have September the 6th? Would that
16 work?

17 MR. NELSON: No.

18 THE COURT: No.

19 MR. NELSON: He's dark.

20 MR. PARIENTE: You're dark on September the 6th, sorry.

21 THE COURT: I'm dark that day.

22 MR. PARIENTE: That's what you just said, sorry. Okay.

23 THE COURT: That's all right.

24 MR. PARIENTE: Yeah, I can't do the 10th, that is -- do you have the
25 13th available?

1 THE CLERK: Yes.

2 MR. PARIENTE: Okay, perfect.

3 THE COURT: All right.

4 MR. PARIENTE: And, Your Honor, just how long typically does it
5 take to get these transcripts I requested for District Court?

6 THE COURT: Well you're going to need to provide a written
7 request; that, I've just been informed by my clerk. I'll approve it, but you
8 need to provide a written request.

9 MR. PARIENTE: Okay. Can I fax that to Your Honor?

10 THE RECORDER: Yeah, that's fine.

11 THE COURT: She says that's fine. Do you have any --

12 THE RECORDER: It usually takes up to 30 days.

13 MR. PARIENTE: Okay. All right, I'll just deal with that then, okay.

14 THE COURT: All right.

15 MS. MERCER: Your Honor, have they been arraigned?

16 MR. PARIENTE: Could we submit an expedited order? I'm sorry, I
17 don't mean to cut you off.

18 THE RECORDER: Yes.

19 MR. SCARBOROUGH: They haven't been arraigned yet, that's
20 what we were asking about.

21 MR. PARIENTE: Okay.

22 THE CLERK: So -- now the hearing on the motion -- or for the bail
23 and the motion that is set for September 4th has been moved to
24 September 13th at nine a.m.

25 MR. NELSON: Judge, I don't know if you want to do it then, but their

1 arraignment was technically today. I think depending on Your Honor's
2 ruling will depend on whether we invoke or waive, so I don't know if you
3 want to wait until the 13th or arraignment today, sir.

4 THE COURT: What do you want to do? I can bring the defendant
5 back in and do the arraignment.

6 MS. MERCER: I'll submit it, Your Honor.

7 MR. PARIENTE: Your Honor, there's --

8 THE COURT: Well he's gone. So let's go ahead and just do it on
9 the 13th.

10 MS. MERCER: Okay.

11 MR. PARIENTE: Okay.

12 MR. NELSON: Thank you.

13 MR. PARIENTE: That's fine with us, Your Honor. And, I'm sorry,
14 the expedited order for the transcript, is that granted for District Court?

15 THE COURT: Yeah, why don't we go ahead and do that.

16 MR. PARIENTE: Do you know how long expedited typically takes?

17 THE RECORDER: It could take up to 15 days.

18 MR. PARIENTE: Okay. All right. Thank you, Your Honor. And I'll
19 get you -- I'll fax -- I'm sorry, can I get the fax number you want me to
20 send it to?

21 THE RECORDER: It should be right here.

22 MR. PARIENTE: Okay. Thank you, Your Honor.

23 //

24 //

25 //

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

THE COURT: No problem.

MS. MERCER: Thank you, Your Honor.

[Hearing concluded at 11:17 a.m.]

* * * * *

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case to the best of my ability.



Angie Calvillo
Court Recorder/Transcriber

1 STEVEN B. WOLFSON
2 Clark County District Attorney
3 Nevada Bar #001565
4 JORY SCARBOROUGH
5 Deputy District Attorney
6 Nevada Bar #014265
7 200 Lewis Avenue
8 Las Vegas, Nevada 89155-2212
9 (702) 671-2500
10 Attorney for Plaintiff

ENTERED

DEPARTMENT XX
NOTICE OF HEARING
DATE 8/16/18 TIME 9:00 AM
APPROVED BY [Signature]

7 DISTRICT COURT
8 CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,

10 Plaintiff,

11 -vs-

12 TIMMIE CAMERON #2678886

13 Defendant.

CASE NO: C-18-333868-2

DEPT NO: XX

14
15
16 STATE'S NOTICE OF MOTION AND
17 MOTION TO INCREASE BAIL

18 DATE OF HEARING: August 16, 2018
19 TIME OF HEARING: 9:00 A.M.

20 COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, Clark County
21 District Attorney, through JORY SCARBOROUGH, Deputy District Attorney, and hereby
22 submits the attached Points and Authorities in support of State's Notice of Motion and Motion
23 to Increase Bail.

24 This motion is made and based upon all the papers and pleadings on file herein, the
25 attached points and authorities in support hereof, and oral argument at the time of hearing, if
26 deemed necessary by this Honorable Court.

27 //

28 //

//

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28
- 29
- 30
- 31
- 32
- 33
- 34
- 35
- 36
- 37
- 38
- 39
- 40
- 41
- 42
- 43
- 44
- 45
- 46
- 47
- 48
- 49
- 50
- 51
- 52
- 53
- 54
- 55
- 56
- 57
- 58
- 59
- 60
- 61
- 62
- 63
- 64
- 65
- 66
- 67
- 68
- 69
- 70
- 71
- 72
- 73
- 74
- 75
- 76
- 77
- 78
- 79
- 80
- 81
- 82
- 83
- 84
- 85
- 86
- 87
- 88
- 89
- 90
- 91
- 92
- 93
- 94
- 95
- 96
- 97
- 98
- 99
- 100

DATED this 15th day of August, 2018.

BY

STATEMENT OF THE CASE

At Willie Brandon's initial arraignment in Justice Court department 1, he was represented by the public defender. Bail was initially was set at 135k. Ultimately, the public defender withdrew and Roy Nelson substituted in as counsel. Upon written motion by Mr. Nelson, and with no change in any facts or circumstances about the case, bail was reduced to 100k with House Arrest by Judge Walsh.

2

1 On August 2, 2018, the State presented the case to the grand jury. The grand jury
2 returned a true bill against both defendants on all the charges. At grand jury returns, after
3 hearing the facts of the case, each defendant's record and previous justice court bail settings,
4 Judge Villani set bail at 250k for defendant Willie Brandon, 150k for Defendant Timmie
5 Cameron. The court issued a warrant for each defendant.

6 On August 9, 2018 both defendants were set to be arraigned on the charges in district
7 court. The state requested the remand of Defendant Timmie Camron on the warrant. Defendant
8 Willie Brandon was not transported by the jail to the hearing. The Court continued the initial
9 arraignment for the presence of both defendants, denied the State's request for remand of
10 Defendant Timmie Cameron and reset the bail for each defendant to the original justice court
11 bail settings over the objection of the State. The Court advised the state to file a written motion
12 addressing the increase in bail. The State responds as follows.

13 STATEMENT OF FACTS

14 The following facts are contained in the Las Vegas Metropolitan Police Department
15 Event No. 180621000447 Arrest Report, attached hereto as Exhibit 1. It is also important to
16 note that both victims testified to these facts at the grand jury proceeding. However, the grand
17 jury transcripts have not been filed yet.

18 On June 21, 2018 Joseph Provenza ("Provenza") entered a Chevron Gas station
19 screaming that his girlfriend, Amber Ramos ("Ramos") had just been kidnapped. Earlier that
20 evening Provenza received a call from an acquaintance known to him as "Will" inquiring if
21 Provenza was interested in buying a Glock Will had for sale. Id. at 1. Provenza agreed to meet
22 with Will to possibly purchase the gun. Id. Both Provenza and Ramos got into Ramos's
23 Porsche SUV and headed towards the agreed upon location near the South Point Casino. Id.

24 While driving to the location Provenza and Ramos got a flat tire. Id. Provenza called
25 Will and told Will that he could no longer meet up due to the flat tire. Id. Instead of cancelling
26 the meeting, Will told Provenza that he would come help change the tire. Id. At this time
27 Provenza and Ramos pulled into the SouthPoint casino parking lot to change the tire. Id. Once
28

1 the tire was changed, Will invited Provenza and Ramos to follow Will to his house to conduct
2 the transaction. Id.

3 Provenza and Ramos followed Will to 945 Mullen Avenue. Id. Upon arrival, Provenza
4 parked the Porsche in the driveway of the Mullen address and went inside, leaving Ramos in
5 the passenger seat of the vehicle. Id. Moments after entering the residence, Provenza was
6 choked unconscious by a towel forcefully wrapped around his neck. Id. Provenza awoke to
7 being pistol whipped repeatedly across the side of his head by an unknown black male adult.
8 Id. Provenza's hands were zip tied and he was face down on the floor while he was
9 continuously pistol whipped. Id.

10 Will and the unknown black male adult demanded that Provenza lure his girlfriend into
11 the residence. Id. Will and the unknown black male told Provenza to cooperate or Ramos will
12 get raped. Id. Provenza refused to lure his girlfriend into the residence. Id. While Provenza
13 was in the residence, Will kept coming out of the residence and asking Ramos for Provenza's
14 phone and for the money Provenza brought to purchase the gun. Id. at 3. Ramos gave Will the
15 property and eventually walked up to the front door voluntarily to check on Provenza due to
16 the suspicious circumstances and length of the transaction. Id. at 3. When Ramos entered the
17 residence Will was standing by the door with a blanket that he forced over her head. Id. at 3.
18 Ramos was forced to the ground and told to shut up. Id. Ramos heard voices telling Provenza
19 to cooperate or she (Ramos) was going to get raped. Id.

20 Ramos was physically carried by Will from the floor of the residence to a couch located
21 in the living room. Id. After Will placed Ramos on the couch, Will demanded Ramos to drink
22 an unknown liquid substance and to go to sleep. Id. Will and the unknown black male adult
23 again threatened to rape Ramos if she didn't cooperate. Id.

24 Eventually, the two suspects decided to take Provenza and Ramos back to Provenza's
25 address at 1800 Plantea Court to get more money from the two. Id. The unknown black male
26 forced Provenza back into the Porsche SUV Provenza and Ramos arrived in and Will forced
27 Ramos into Will's pickup truck. Id. at 5.

1 Upon arrival at Provenza's residence, Ramos was left restrained in the pickup truck
2 outside while Provenza was taken inside by the unknown black male. Id. at 5. While in the
3 residence, Provenza told the unknown male that he needed to use the restroom. Id. at 3.
4 Provenza was able to get his hands free from the restraints and ran to his bedroom. Id. Provenza
5 recovered his AR-15 and began to fire rounds towards the unknown black male. Id. Both
6 suspects fled the scene in Will's truck with Ramos still in the vehicle. Id. Provenza got into
7 his black truck and attempted to pursue the suspects to no avail. Id. Provenza ended up at the
8 gas station nearby where he reported the incident. Id.

9 Ramos was still inside the vehicle when the suspects fled. Id. at 6. The personal property
10 Provenza and Ramos originally brought along to the transaction was inside the truck as well.
11 Id. at 6. After making numerous turns in unknown neighborhood, Ramos was able to escape
12 from the car and run to a nearby bar to report the incident. Id. at 6. The unknown black male
13 later identified as Timmie Cameron made off with all the property Provenza and Ramos
14 brought with them to the transaction.

15 ARGUMENT

16 **I. DEFENDANT WILLIE BRANDON'S BAIL SHOULD BE SET IN THE** 17 **AMOUNT OF \$250,000.**

18 NRS 178.498 provides that "bail must be set at an amount which... will reasonably
19 ensure the appearance of the defendant and the safety of other persons and of the community."
20 Defendants are entitled to reasonable bail. NRS 178.498. If the defendant is admitted to bail,
21 the bail must be set at an amount which in the judgment of the magistrate will reasonably
22 ensure the appearance of the defendant and the safety of other persons and of the community,
23 having regard to:

- 24 1. The nature and circumstances of the offense charged;
- 25 2. The financial ability of the defendant to give bail;
- 26 3. The character of the defendant; and
- 27 4. The factors listed in NRS 178.4853.

28 Id.

1 Pursuant to NRS 178.4853, the court at a minimum should consider: the defendant's
2 reputation and character, prior criminal record, the nature of the offense with which the person
3 is charged, the apparent probability of conviction and the likely sentence, and the likelihood
4 of more criminal activity by the person after release. NRS 178.4853(4), (5), (7), and (9).

5 Here, Defendant Willie Brandon is charged with 7 felony offenses including First
6 Degree Kidnapping with a Deadly Weapon, Robbery with a Deadly Weapon and Coercion. If
7 convicted, multiple charges in this case are is non-probationable. Moreover, the first degree
8 kidnapping charge has a potential life tail. See NRS 200.320.

9 Witness testimony, forensic cell phone evidence, and Brandon's admission
10 substantially prove Brandon committed these crimes. Brandon was identified by both
11 Provenza and Ramos as one of the two involved in the kidnapping. Arrest Report at 7.
12 Detectives arrested Brandon, obtained his cellphone and subsequently obtained a pen register
13 that included the historical cell phone records and cell phone tower locations for Brandon's
14 phone number. Arrest Report at. 10. The data not only reveals cell phone calls made at the 945
15 Mullen Ave address during the time of the Kidnapping but also calls made in range of the
16 1800 Plantea Court Address at the exact time the victims testified they were at the 1800
17 residence. Id.

18 Detectives also reviewed the content of Brandon's text messages and determined a
19 person using cell phone number 702-985-9900 was in contact with Brandon before the incident
20 and during the incident. Arrest Report at 12. Brandon directs detectives to the conversation he
21 and someone named "Kash" are having about the robbery. The content and the timing of the
22 text messages explicitly show the two people planning a robbery and attempting to readjust
23 the original plan based on unforeseen circumstances that occurred before the robbery. Arrest
24 Report at 13.

25 **6/19/2018: (Before the Robbery and Kidnapping)**

26 Brandon (702-334-3027): I'm hitting today do what u gotta do but im taking him down

27 Cameron aka "Kash" (702-985-9900): Without me?

28 Brandon (702-334-3027): Yea Just me alone. I need the money.

1 6/20/2018 at 11:20 p.m. (During the Robbery and Kidnapping)

2 Cameron aka "Kash" (702-985-9900): U straight

3 Brandon (702-334-3027): His bitch with him

4 Cameron aka "Kash" (702-985-9900): Dam

5 Brandon (702-334-3027): perfect

6 Cameron aka "Kash" (702-985-9900): New Plan

7 These text messages, and the continued conversations between the two are proof of the
8 plan and execution of the robbery and kidnapping. The high likelihood of conviction in this
9 case and Brandon's lengthy record of 7 prior felonies in multiple states creates a substantial
10 incentive to flee given the amount of time he may face. Additionally, the facts of this case
11 demonstrate that Brandon poses serious risk of danger to the community. Given these
12 circumstances, the justice court bail setting of 100K is entirely too low. As such, the state
13 requests the court to reset bail to the 250k imposed at the grand jury return.

14 **II. DEFENDANT TIMMIE CAMERON'S SHOULD BE REMANDED ON THE**
15 **WARRANT AND BAIL SHOULD BE SET IN THE AMOUNT OF \$150,000.**

16 Here, Defendant Timmie Cameron is also charged with 7 felony offenses including
17 First Degree Kidnapping with a Deadly Weapon, Robbery with a Deadly Weapon and
18 Coercion. Again, if convicted, multiple charges in this case are is non-probationable and the
19 first degree kidnapping charge has a potential life tail. See NRS 200.320.

20 Witness testimony, and forensic cell phone evidence, undoubtedly establish Cameron
21 committed these crimes. While searching through Defendant Brandon's cell phone, Detectives
22 came across the 702-985-9900 phone number that Brandon was in contact with during the
23 planning and execution of the kidnapping and robbery. Detectives not only discovered that
24 Cameron listed that 702-985-9900 number under his own name in multiple pawn transactions
25 in the past, but also noted that a 06/19 birthday referenced in the text conversations on
26 Brandon's phone matched Cameron's birthday. Furthermore, Detectives obtained a pen
27 register that included the historical cell phone records and cell phone tower locations for that
28

1 phone number. Those records also showed cell phone calls made at the 945 Mullen Ave and
2 the 1800 Plantea Court during the time of the Kidnapping.

3 Cameron's record, although much less serious than Brandon's, still indicates a risk of
4 danger to the community. Cameron's single Gross Misdemeanor entry on his record is
5 incredibly misleading as to the violent nature of Cameron's past. The following facts are
6 contained in the Las Vegas Metropolitan Police 2008 Arrest Report, attached hereto as Exhibit
7 2:

8 On April 21, 2008, Ashley Sanders reported to police that Cameron, for the past three
9 days, has been making multiple threats to shoot up her house and take her life. 2008 Arrest
10 Report at 2. This was all because she was "messing with his money." Id. Officers eventually
11 detained Cameron in his vehicle near Ashley's residence. Id. Under Miranda, Cameron stated
12 that he was only trying to make her talk to him and he was trying to scare her because "he
13 loved her." Id. Officers conducted a search of the vehicle Cameron was detained in and
14 recovered a stolen firearm from inside the vehicle. Id. The stolen gun was loaded. Id.

15 Cameron's record is not indicative of his character or danger to the community.
16 Cameron is no stranger to threats with a deadly weapon and threats of harm upon people for
17 money. Most notably, at grand jury, both Provenza and Ramos testified that the subject
18 identified as Cameron was clearly the most violent suspect between the two. Both testified
19 that Cameron was the one who physically beat Provenza and that Cameron was the one who
20 made the repeated threats to rape Ramos.

21 The underlying facts of Cameron's previous offense are similar in nature to the instant
22 offense. As such, Cameron is a demonstrated danger to the community who has continued to
23 pose a danger to the community by exhibiting violent behavior. Cameron's past behavior and
24 his behavior in this case indicate a high risk of recidivism and absolutely justify a 150k bail
25 setting and remand on the warrant. Cameron has shown a propensity for violent behavior and
26 his likely conviction in this case will hopefully put an end to his behavioral trend. Thus the
27 state requests that Cameron be remanded on the warrant issued at grand jury return and that
28 his bail be set at 150K.

1 **III. BOTH BAIL SETTINGS SHOULD BE SUBJECT TO A SOURCE**
2 **HEARING.**

3 Lastly, the State requests that a source hearing be held to verify the source of the bonds if
4 they are posted. It is very important to note that Brandon and Cameron made off with a
5 significant amount of money at the completion of the robbery. At grand jury, Provenza and
6 Ramos both testified that the suspects made off with at least a couple thousand in cash, their
7 designer handbags, both of their iPhone cellphones and Provenza's firearm. The amount of
8 money the two made off with is more than sufficient to post the money required for the bond
9 settings in this case. Both defendants should not be permitted to post proceeds of criminal gain
10 to get their release. As such, a source hearing must be held to determine the source of funds
11 used to post any bonds set in this case.

12 **CONCLUSION**


13 The State respectfully requests that Defendant Willie Brandon's bail be increased to
14 \$250,000 with a source hearing. Additionally, the State respectfully requests that Defendant
15 Timmie Cameron be remanded on the warrant and his bail set at \$150,000 with a source
16 hearing.

17 DATED this 15th day of August, 2018.

18 Respectfully submitted,

19 STEVEN B. WOLFSON
20 Clark County District Attorney
21 Nevada Bar #001565

22 BY

23 
24 JORY SCARBOROUGH
25 Deputy District Attorney
26 Nevada Bar #014265
27
28

1 CERTIFICATE OF ELECTRONIC TRANSMISSION

2 I hereby certify that service of the above and foregoing was made this 15th day of
3 August, 2018, by electronic transmission to:

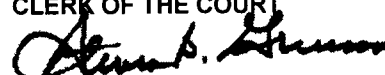
4 MICHAEL PARIENTE
5 michael@parientelaw.com.com

6 BY



7 E. DEL PADRE
8 Secretary for the District Attorney's Office
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

28 JS/ed/GCU



1 **OPP**

2 THE PARIENTE LAW FIRM, P.C.
3 MICHAEL D. PARIENTE, ESQ.
4 Nevada Bar No. 9469
5 3960 Howard Hughes Parkway, Suite 615
6 Las Vegas, Nevada 89169
7 (702) 966-5310
8 Attorney for Defendant

8 **EIGHTH JUDICIAL DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**

10 STATE OF NEVADA,
11 Plaintiff,

Case No.: C-18-333868-2
Dept No.: 20

12 vs.

13 TIMMIE LORENZO CAMERON, JR.,
14 Defendant.

15 **OPPOSITION TO STATE'S MOTION TO INCREASE BAIL AND**
16 **REQUEST SOURCE HEARING**

17 COMES NOW Defendant, TIMMIE LORENZO CAMERON, JR., by and through
18 his attorney of record, MICHAEL D. PARIENTE, ESQ., and files this Opposition.

19 DATED this 17th day of August, 2018.



20 MICHAEL D. PARIENTE, ESQ.
21 Nevada Bar No. 9469
22 3960 Howard Hughes Pkwy, Suite 615
23 Las Vegas, Nevada 89169
24 (702) 966-5310
25 Attorney for Defendant

PARIENTE LAW FIRM, P.C.
3960 Howard Hughes Pkwy, Suite 615
Las Vegas, NV 89169
PHONE: (702) 966-5310 | FAX: (702) 953-7055
WWW.PARIENTELAW.COM

NOTICE OF MOTION

TO: STATE OF NEVADA, Plaintiff

TO: CLARK COUNTY DISTRICT ATTORNEY, Attorney for Plaintiff

YOU AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the undersigned will bring the above and foregoing Motion on for hearing before the Court at the Courtroom of the above-entitled Court on the 04 day of September, 2018, at 8:30 a.m. of said day, in Department 20 of said Court.



MICHAEL D. PARIENTE, ESQ.
Nevada Bar No. 9469
3960 Howard Hughes Pkwy, Suite 615
Las Vegas, Nevada 89169
(702) 966-5310
Attorney for Defendant

MEMORANDUM AND POINTS OF AUTHORITY

The State disingenuously fails to cite controlling statutory authority when it requested this Honorable Court to increase Mr. Cameron's bail. It is an *ethical violation* to fail to cite controlling case law or controlling statutory authority.

Specifically, NRS 178.499(1) authorizes an increase in Mr. Cameron's bail *only upon a showing of good cause*.

NRS 178.499 Increase in amount.

1. At any time after a district or Justice Court has ordered bail to be set at a specific amount, and before acquittal or conviction, the court may upon its own motion or upon motion of the district attorney and after notice to the defendant's attorney of record or, if none, to the defendant, increase the amount of bail for ***good cause shown***.
2. If the defendant has been released on bail before the time when the motion to increase bail is granted, the defendant shall either return to custody or give the additional amount of bail.
(bold and italics added)

Here, "good cause" is absent when the State moves to increase bail just because the prosecutors were unhappy with Justice Letizia's reduction of the bail from \$100,000 to \$25,000 with mid-level monitoring on July 18, 2018. Mr. Cameron posted bail and was released on July 23, 2018. The State then indicted him on August 3, 2018. Mr. Cameron didn't commit any new offenses during the 11 days of his release from custody from the time of his release to the date of his indictment. Furthermore, the State did not find new victims in its investigation and did not add additional charges. How is this "good cause"?

Finally, the State requests a "source hearing" where the \$25,000 bail was paid through a bail bonds company who charged \$3,750. Mr. Cameron objects to this. Mr. Cameron's father Tim Cameron, Sr. is a Vice President at Red Rock Hotel & Casino. Mr. Cameron, Sr. gave the money to family members to give to the bail bonds company to post the bail. Mr. Tim Cameron, Sr. will testify to this fact.

DATED this 17th day of August, 2018.

Respectfully submitted,



MICHAEL D. PARIENTE, ESQ.
Nevada Bar No. 9469
3960 Howard Hughes Pkwy, Suite 615
Las Vegas, Nevada 89169
(702) 966-5310
Attorney for Defendant

DECLARATION OF COUNSEL

STATE OF NEVADA)
)
COUNTY OF CLARK)

I, MICHAEL D. PARIENTE, ESQ., being first duly sworn according to
law, upon oath, deposes and says:

1. Your declarant is an Attorney at Law duly licensed to practice in all
courts in the State of Nevada;
2. Your declarant is the Attorney of record for the Defendant herein;

FURTHER YOUR DECLARANT SAYETH NAUGHT.



MICHAEL D. PARIENTE, ESQ.

ROC

THE PARIENTE LAW FIRM, P.C.

MICHAEL D. PARIENTE, ESQ.

Nevada Bar No. 9469

3960 Howard Hughes Parkway, Suite 615

Las Vegas, Nevada 89169

(702) 966-5310

Attorney for Defendant

EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

vs.

TIMMIE LORENZO CAMERON, JR.,

Defendant.

Case No.: **C-18-333868-2**

Dept No.: **20**


RECEIPT OF COPY

RECEIPT OF COPY of the **OPPOSITION TO STATE'S MOTION TO**

INCREASE BAIL AND REQUEST SOURCE HEARING is hereby acknowledged

this 20 day of August, 2018.

DISTRICT ATTORNEY'S OFFICE:



DISTRICT ATTORNEY
200 Lewis Ave.
Las Vegas, NV 89101