

~~In the~~ District Court  
Clark County, Nevada

Electronically Filed  
3/6/2019 9:56 AM  
Steven D. Grierson  
CLERK OF THE COURT

*Steven D. Grierson*  
06C228752-1

Darmon Monroe  
Petitioner

VS

State of Nevada  
Respondent

Case no. 228752

Dept. ~~10~~ ~~XX~~  
Electronically Filed  
Mar 12 2019 03:31 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

NOTICE OF Appeal

It is hereby Given Petitioner  
is Appealing this Courts Final decision  
Entered on Feb 19 2019 For Brady  
material and this Courts denial of  
this material Evidence to Petitioner,  
to the Supreme Court of Nevada.

Issues For the Supreme Court

In 2016 I Received absolute proof that  
On November 23<sup>rd</sup> 2006 Search Warrant  
was used to cover a illegal November  
2006 Search and Seizure, I Received a fuzzy  
picture of said warrant surrounded by  
November 6<sup>th</sup> 2006 Property Returns try  
to be passed as a November 6<sup>th</sup> 2006  
Search and Seizure I Also Received in  
March or April 2016 I Received undenoath  
testimony that the Affiant for the November  
6<sup>th</sup> 2006 Search and Seizure Served 3 Search  
Warrants at the same address 2 after

CLERK OF THE COURT

MAR 06 2019

RECEIVED



After the first illegal Search and seizure I also in ~~my~~ 2016 Received One of the Event #s for the Search after the illegal Search on Nov 6<sup>th</sup> 2006 the Event # is 061214-1284, This is a Return to 1509 Cutler drive the same home searched on Nov 6<sup>th</sup> 2006 illegally, this warrant on December 17 2006 Property was seized and used against me at my trial yet me nor my counsel ever knew of this Search never seen the warrant even thou Property seized by Event #061214-1284 was used against me, this makes this material exculpatory evidence Being withheld, the other warrant I dont have the Event # But it was a Search and Seizure and must be produced, the State argued that this Court already ruled on this warrant issue which is not true, This Court ruled in 2011 under the assumption that the Nov 6<sup>th</sup> 2006 warrant Event # 061106-0953 was obtained legally, and was presented to this court was the issue of it being overbroad because no one knew of these 2 other warrants nor the Fritz picture which was illegally withheld because the State illegally withheld this material evidence my due process has

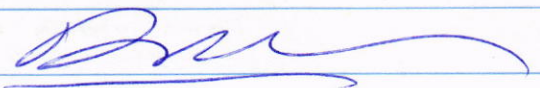


Been violated So I'm asking this court to please have the State produce all 3 warrants served at 1509 either 061106-0453 - 061214-1284 - and the other all warrant had property seized and used against me at trial and that makes them Exculpatory this Court nor I nor my counsel ever knew these warrants existed. SO I ASK this Court who has never seen or known of these 2 other warrants served at 1509 either drive in which property was seized and used against me at trial to order the State to produce all 3 search warrants served at 1509 either drive 061106-0453 - 061214-1284 - and the other, these 2 warrants have been illegally withheld still are and NO ONE has seen these except the State, this Court has never seen or had these and these are Exculpatory material evidence because they were warrants and property seized was used against me at trial

### Verification

Under penalty of perjury pursuant to N.R.S. 208.165 et seq the undersigned is petitioner nor the contents thereof are true and correct.

2-1-11

  
Damon Monroe

D, marker #38299

7-0-3-0

P.O. Box 650

Indian Springs, Nev 89128

LAS VEGAS NV 890

04 MAR 2019 PM 4 L

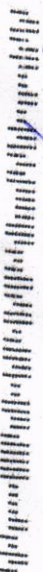


To: County Clerk  
Regional Justice Center

200, Lewis Ave

Las Vegas, Nev 89155

93101-530000





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MAR 04 2018

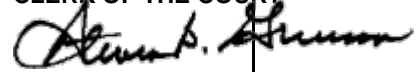
Per \_\_\_\_\_

Per \_\_\_\_\_

MAR 03 2018

Per \_\_\_\_\_





1 ASTA

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

9  
10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 DAIMON MONROE aka DAIMON DEVI HOYT,

14 Defendant(s),

Case No: 06C228752-1

Dept No: XX

15  
16  
17 **CASE APPEAL STATEMENT**

18 1. Appellant(s): Daimon Monroe

19 2. Judge: Eric Johnson

20 3. Appellant(s): Daimon Monroe

21 Counsel:

22 Daimon Monroe #38299  
23 P.O. Box 650  
24 Indian Springs, NV 89070

25 4. Respondent: The State of Nevada

26 Counsel:

27 Steven B. Wolfson, District Attorney  
28 200 Lewis Ave.  
Las Vegas, NV 89101



(702) 671-2700

5. Appellant(s)'s Attorney Licensed in Nevada: N/A  
Permission Granted: N/A

Respondent(s)'s Attorney Licensed in Nevada: Yes  
Permission Granted: N/A

6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: Yes

7. Appellant Represented by Appointed Counsel On Appeal: N/A

8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

9. Date Commenced in District Court: December 13, 2006

10. Brief Description of the Nature of the Action: Criminal

Type of Judgment or Order Being Appealed: Misc. Order

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 52788, 52877, 53848, 57538, 58625, 59264, 59871,  
59900, 59910, 64165, 64255, 65827, 66986, 71222, 72944, 73388, 74469

12. Child Custody or Visitation: N/A

Dated This 7 day of March 2019.

Steven D. Grierson, Clerk of the Court

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk  
200 Lewis Ave  
PO Box 551601  
Las Vegas, Nevada 89155-1601  
(702) 671-0512

cc: Daimon Monroe



**CASE SUMMARY****CASE NO. 06C228752-1****The State of Nevada vs Daimon Monroe**§  
§  
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§

Location: **Department 20**  
 Judicial Officer: **Johnson, Eric**  
 Filed on: **12/13/2006**  
 Case Number History:  
 Cross-Reference Case Number: **C228752**  
 Defendant's Scope ID #: **715429**  
 Lower Court Case Number: **06GJ00101**  
 Supreme Court No.: **52788**  
**59871**  
**65827**  
**72944**

**CASE INFORMATION**

<b>Offense</b>	<b>Deg</b>	<b>Date</b>	<b>Case Type:</b>	<b>Felony/Gross Misdemeanor</b>
1. CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY	G	01/01/1900	Case Status:	<b>06/04/2010 Closed</b>
2. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
3. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
4. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
5. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
6. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
7. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
8. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
9. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
10. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
11. POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00	F	01/01/1900		
12. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
13. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
14. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
15. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
16. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
17. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
18. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
19. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
20. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
21. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
22. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
23. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
24. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
25. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
26. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		
27. POSSESSION OF STOLEN PROPERTY	F	01/01/1900		

**Related Cases**

06C228752-2 (Multi-Defendant Case)

06C228752-3 (Multi-Defendant Case)

06C228752-4 (Multi-Defendant Case)

**Statistical Closures**

07/22/2009 USJR Reporting Statistical Closure

02/25/2009 USJR Reporting Statistical Closure

06/04/2010 USJR Reporting Statistical Closure

**Warrants**

Bench Warrant - Monroe, Daimon (Judicial Officer: Hardcastle, Kathy )  
 12/21/2006 Quashed

**CASE SUMMARY****CASE No. 06C228752-1**

12/13/2006

Issued

Fine: \$0

Bond: \$0

DATE	CASE ASSIGNMENT
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**Current Case Assignment**



Case Number	06C228752-1
Court	Department 20
Date Assigned	05/04/2015
Judicial Officer	Johnson, Eric

PARTY INFORMATION		
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**Defendant**      **Monroe, Daimon***Lead Attorneys***Pro Se****Plaintiff**      **State of Nevada****Wolfson, Steven B**  
702-671-2700(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
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**EVENTS**

12/13/2006	 Indictment
12/13/2006	Bench Warrant <i>BENCH WARRANT ISSUED</i>
12/13/2006	Order <i>ORDER OF INTENT TO FORFEIT</i>
12/13/2006	 Notice <i>Notice and Order to Transfer Bail</i>
12/13/2006	 Warrant <i>Indictment Warrant</i>
12/13/2006	 Warrant <i>Indictment Warrant</i>
12/13/2006	 Warrant <i>Indictment Warrant</i>
12/15/2006	 Amended Indictment
12/18/2006	 Motion to Quash Bench Warrant <i>Request to Quash Warrant and/or O.R. Release or in the Alternative Bail Reduction</i>
12/18/2006	 Receipt of Copy
12/19/2006	Bench Warrant <i>BENCH WARRANT ISSUED</i>
























**CASE SUMMARY**

**CASE NO. 06C228752-1**

12/19/2006	Order <i>ORDER OF INTENT TO FORFEIT</i>
12/19/2006	Bench Warrant <i>BENCH WARRANT ISSUED</i>
12/19/2006	Order <i>ORDER OF INTENT TO FORFEIT</i>
12/19/2006	 Indictment Warrant Return
12/19/2006	 Indictment Warrant Return
12/28/2006	 Stipulation and Order
01/05/2007	 Notice of Entry of Order
01/08/2007	 Reporters Transcript <i>Transcript of Hearing Held on November 28, 2006</i>
01/08/2007	 Reporters Transcript <i>Transcript of Hearing Held on November 28, 2006</i>
01/08/2007	 Reporters Transcript <i>Transcript of Hearing Held on December 12, 2006</i>
01/08/2007	 Reporters Transcript <i>Transcript of Hearing Held on December 13, 2006</i>
01/08/2007	 Bail Bond <i>Bail Bonds</i>
01/22/2007	 Bail Bond <i>Bail Bonds</i>
01/24/2007	 Notice of Receipt of Bond Transfer
01/31/2007	 Motion <i>Defendant's Motion for Extension of Time to File Petition for Writ of Habeas Corpus</i>
01/31/2007	 Order <i>Order of Hourly Appointment</i>
02/01/2007	 Petition for Writ of Habeas Corpus
02/01/2007	 Petition for Writ of Habeas Corpus <i>Petition for Writ of Habeas Corpus and Motion to Dismiss</i>
02/01/2007	 Order
02/05/2007	

# CASE SUMMARY



















CASE NO. 06C228752-1

	 Certificate of Mailing
02/06/2007	 Order Appointing Counsel
02/07/2007	 Order Appointing Counsel
02/08/2007	 Ex Parte Motion <i>Ex Parte Motion for Employment and Payment of Investigator</i>
02/14/2007	 Order
02/14/2007	 Return to Writ of Habeas Corpus
02/14/2007	 Return to Writ of Habeas Corpus
02/15/2007	 Receipt of Copy
02/28/2007	 Ex Parte Order <i>Ex Parte Order Appointing Investigator</i>
02/28/2007	 Petition for Writ of Habeas Corpus
02/28/2007	 Ex Parte Motion <i>Ex Parte Motion to Appoint Investigator</i>
03/06/2007	 Amended Indictment <i>Second Amended Indictment - Co-Defendant Tonya Trevarthen</i>
03/06/2007	 Return to Writ of Habeas Corpus
03/19/2007	 Agreement <i>Agreement to Testify</i>
04/17/2007	 Stipulation and Order <i>Stipulation and Order Extending Time</i>
04/26/2007	 Receipt <i>Receipt of Exhibits</i>
05/07/2007	 Petition for Writ of Habeas Corpus
05/09/2007	 Receipt of Copy
05/09/2007	 Receipt of Copy
05/14/2007	 Motion to Withdraw As Counsel <i>Motion to Withdraw as Attorney of Record for Daimon Monroe</i>
05/14/2007	 Receipt of Copy

















# CASE SUMMARY

CASE NO. 06C228752-1

05/21/2007	 Order for Production of Inmate <i>Order for Production of Inmates</i>
06/06/2007	 Ex Parte Application <i>Ex Parte Application for Authorization of Fees in Excess of the Statutory Amount Authorized by NRS 7.125 and 7.145</i>
07/03/2007	 Order
08/08/2007	 Receipt of Copy
08/08/2007	 Receipt of Copy
08/08/2007	 Receipt of Copy
09/01/2007	 Order <i>Order Setting Hearing Date</i>
09/13/2007	 Motion to Continue Trial
09/13/2007	 Receipt of Copy
09/18/2007	 Amended Notice <i>Amended Notice of Motion on Defendant's Motion to Continue Trial</i>
09/19/2007	 Receipt of Copy
10/04/2007	 Ex Parte Application <i>Ex Parte Application for Excessive Investigator Fees</i>
10/16/2007	 Order <i>Order to Appoint Investigator and Investigative Fees</i>
10/19/2007	 Amended Order <i>Amended Order Appointing Counsel and Allowing Interim Billing</i>
11/06/2007	 Ex Parte Order <i>Ex Parte Order Allowing Fees in Excess of Statutory Maximum for Attorney on Court Appointed Case - First Interim Billing</i>
11/06/2007	 Supplement <i>Supplement to Defendant's Petition for Writ of Habeas Corpus</i>
11/06/2007	 Receipt of Copy
11/06/2007	 Ex Parte Motion <i>Ex Parte Motion to Allow Fees in Excess of Statutory Maximum for Attorney on Court Appointed Case</i>
12/10/2007	

# CASE SUMMARY



















CASE NO. 06C228752-1

	 Order <i>Trial Order</i>
01/23/2008	 Notice of Department Reassignment
04/23/2008	 Notice of Expert Witnesses <i>Notice of Expert Witnesses [NRS 174.234(2)]</i>
04/24/2008	 Motion to Sever
04/25/2008	 Motion to Sever <i>Motion to Sever, on Order Shortening Time</i>
04/25/2008	 Receipt of Copy
04/25/2008	 Receipt of Copy
04/28/2008	 Opposition to Motion <i>Opposition to Defendant Holmes' Motion to Sever</i>
04/28/2008	 Opposition to Motion <i>Opposition to Defendant Ferguson's Motion to Sever</i>
04/29/2008	 Motion to Amend <i>Motion to Amend Indictment</i>
04/30/2008	 Notice <i>Notice of Habitual Criminality</i>
04/30/2008	 Opposition to Motion <i>State's Opposition to Defendant's Motion to Disqualify the District Attorney's Office and Sandra Digiacoimo as Prosecutor Due to Conflict of Interest</i>
05/01/2008	 Amended Indictment
05/01/2008	 Order <i>Order Amending Indictment</i>
05/02/2008	 Order <i>Second Order to Appoint Investigator and Investigative Fees</i>
05/03/2008	 Motion to Suppress <i>Motion to Suppress Telephone Recordings</i>
05/03/2008	 Motion <i>Motion to Disqualify the District Attorney's Office and Sandra Digiacoimo as Prosecutor Due to Conflict of Interest</i>
05/03/2008	 Motion in Limine <i>Motion in Limine Re: ROP Detectives, Surveillance and Detection of ROP Detectives and Flyer</i>



















# CASE SUMMARY

CASE NO. 06C228752-1

05/03/2008	 Notice of Motion <i>Notice of Motion and Motion to Suppress Evidence Obtained Pursuant to Search Warrants</i>
05/05/2008	 Notice of Witnesses <i>Notice of Witnesses [NRS 174.234(1)(a)]</i>
05/06/2008	 Motion to Suppress
05/06/2008	 Motion to Dismiss <i>Motion to Dismiss Possession of Stolen Property Charges</i>
05/07/2008	 Motion to Produce <i>Defendant's Motion for Production of Discovery</i>
05/07/2008	 Motion in Limine <i>Motion in Limine to Exclude Preclude Evidence Attributed to Co-Defendants from Being Admitted During Trial Against the Defendant, Bryan Fergason</i>
05/07/2008	 Motion in Limine <i>Motion in Limine to Bar the Admission of Recorded Telephone Calls</i>
05/07/2008	 Motion to Suppress
05/07/2008	 Joinder To Motion <i>Joinder to Motions</i>
05/07/2008	 Motion to Strike <i>Motion to Strike Language in Count One and Count Thirteen of Amended Indictment</i>
05/07/2008	 Motion in Limine <i>Motion in Limine to Bar Admission of Expert Testimony, or Evidence of Value for the Property at Issue</i>
05/07/2008	 Motion in Limine <i>Motion in Limine to Bar Admission of Evidence that the Defendant Committed Burglary in the Instant Case</i>
05/07/2008	 Receipt of Copy
05/07/2008	 Receipt of Copy
05/07/2008	 Certificate of Service
05/07/2008	 Receipt of Copy
05/07/2008	 Receipt of Copy
05/08/2008	 Motion to Dismiss <i>Motion to Dismiss Conspiracy to Commit Burglary and/or Possession of Stolen Property Charges</i>

# CASE SUMMARY

CASE NO. 06C228752-1

05/08/2008	 Motion in Limine <i>Motion in Limine to Exclude any Testimony Regarding Defendant Holmes' Prior Arrests and/or Criminal History as Well as any Circumstances Surrounding Those Events</i>
05/08/2008	 Motion in Limine <i>Motion in Limine to Bar the Admission of Recorded Telephone Calls</i>
05/08/2008	 Motion <i>Motion to Join Co-Defendant Daimon Monroe's Motions</i>
05/08/2008	 Motion <i>Motion to Join Co-Defendant Bryan Fergason's Motions</i>
05/08/2008	 Motion to Suppress
05/08/2008	 Opposition to Motion in Limine <i>Opposition to Motion in Limine to Exclude Preclude Evidence Attributed to Co-Defendant's from Being Admitted During Trial Against the Defendant, Bryan Fergason</i>
05/08/2008	 Opposition to Motion to Dismiss <i>State's Opposition to Defendant's Motion to Dismiss Possession of Stolen Property Charges</i>
05/08/2008	 Notice of Witnesses
05/09/2008	 Opposition to Motion in Limine <i>Opposition to Defendant Fergason's Motion in Limine to Bar the Admission of Recorded Telephone Calls</i>
05/09/2008	 Opposition to Motion <i>Opposition to Defendant Fergason's Motion to Suppress</i>
05/09/2008	 Opposition to Motion <i>Opposition to Defendant Monroe's Motion to Suppress Telephone Recordings</i>
05/09/2008	 Opposition to Motion in Limine <i>Opposition to Defendant Holmes' Motion in Limine to Bar the Admission of Recorded Telephone Calls</i>
05/09/2008	 Opposition to Motion <i>Opposition to Defendant Fergason's Motion to Strike Language in Count One and Count Thirteen of Amended Indictment</i>
05/09/2008	 Opposition to Motion <i>State's Opposition to Defendant's Motion to Suppress Evidence Obtained Pursuant to Search Warrants</i>
05/09/2008	 Opposition to Motion to Dismiss <i>Opposition to Defendant Holmes's Motion to Dismiss Conspiracy to Commit Burglary and/or Stolen Property Charges</i>
05/09/2008	 Opposition to Motion in Limine <i>Opposition to Defendant's Motion in Limine to Bar Admission of Evidence</i>



# CASE SUMMARY

















CASE NO. 06C228752-1

05/09/2008	 Opposition to Motion in Limine <i>Opposition to Defendant's Motion in Limine to Bar Admission of Expert Testimony</i>
05/09/2008	 Opposition to Motion in Limine <i>Opposition to Defendant's Motion in Limine Re: ROP Detectives</i>
05/12/2008	 Bench Warrant
05/12/2008	 Jury List
05/13/2008	 Amended Indictment <i>Second Amended Indictment - Daimon Monroe</i>
05/15/2008	 Notice of Intent to Forfeit
05/15/2008	 Notice of Intent to Forfeit
05/19/2008	 Proposed Jury Instructions Not Used At Trial
05/20/2008	 Amended Jury List
05/20/2008	 Instructions to the Jury
05/20/2008	 Verdict <i>Verdict - Daimon Monroe</i>
05/21/2008	 List of Witnesses <i>Defendant's Witness List</i>
05/21/2008	 Receipt of Copy
05/21/2008	 Jury List
05/28/2008	 Proposed Jury Instructions Not Used At Trial
05/28/2008	 Memorandum <i>Bench Memorandum</i>
05/29/2008	 Instructions to the Jury
05/29/2008	 Amended Jury List
06/03/2008	 Motion to Withdraw As Counsel <i>Motion to Withdraw</i>
06/03/2008	 Receipt of Copy
06/05/2008	 Ex Parte Order

# CASE SUMMARY





CASE NO. 06C228752-1

*Ex Parte Order Allowing Fees in Excess of Statutory Maximum for Attorney on Court Appointed Case - First Interim Billing*

06/16/2008	Bench Warrant <i>NO BAIL BENCH WARRANT ISSUED</i>
06/16/2008	Order <i>ORDER OF INTENT TO FORFEIT</i>
06/16/2008	 Order to Withdraw as Attorney of Record <i>Order to Withdraw</i>
06/17/2008	 Notice of Entry of Order
07/11/2008	 Motion to Quash Bench Warrant <i>Motion to Quash Bench Warrant and Set Bail</i>
08/04/2008	 Notice of Motion <i>Notice of Motion and Motion for Release of Evidence to Victim's and/or Auction by LVMPD</i>
08/13/2008	 Order
08/19/2008	 Notice of Motion <i>Notice of Motion and Motion for Release of Property to Victim Richard Fosteson</i>
08/19/2008	 Order for Production of Inmate <i>Order for Production of Inmate Bryan Fergason, BAC # 96803</i>
08/23/2008	 Order
09/17/2008	 PSI <i>Pre-Sentence Investigation Report (Unfiled) Confidential</i>
09/30/2008	 Receipt of Copy
09/30/2008	 Memorandum <i>Sentencing Memorandum</i>
10/03/2008	 Judgment of Conviction <i>Judgment of Conviction (Plea of Guilty) - Co-Defendant Tonya Trevarthen</i>
11/03/2008	 Notice of Motion <i>State's Notice of Motion and Motion to Admit Evidence of Other Crimes, Wrongs or Bad Acts</i>
11/03/2008	 Notice of Motion <i>State's Notice of Motion and Motion in Limine</i>
11/04/2008	 Judgment of Conviction <i>Judgment of Conviction (Jury Trial) - Daimon Monroe</i>
11/04/2008	 Judgment of Conviction <i>Judgment of Conviction (Jury Trial) - Co-Defendant Bryan Fergason</i>

# CASE SUMMARY

CASE NO. 06C228752-1

11/07/2008	 Supplemental Witness List <i>Supplemental Notice of Witnesses [NRS 174.234(1)(a)]</i>
11/14/2008	 Order <i>Order of Appointment</i>
11/19/2008	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
11/25/2008	 Bench Warrant Return
12/04/2008	 Notice of Motion <i>Notice of Motion and Motion for Release of Evidence to Victim's and/or Auction by LVMPD</i>
12/04/2008	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
12/04/2008	 Case Appeal Statement
12/04/2008	 Request <i>Request for Rough Draft Transcript</i>
12/19/2008	 Order <i>Order Appointing Counsel</i>
01/05/2009	 Judgment of Conviction <i>Judgment of Conviction (Plea of Guilty) - Co-Defendant Robert Holmes</i>
01/20/2009	 Reporters Transcript <i>Transcript of Hearing Held on May 22, 2008</i>
01/20/2009	 Reporters Transcript <i>Transcript of Hearing Held on January 30, 2008</i>
01/20/2009	 Reporters Transcript <i>Transcript of Hearing Held on May 1, 2008</i>
01/20/2009	 Reporters Transcript <i>Transcript of Hearing Held on May 29, 2008</i>
01/20/2009	 Reporters Transcript <i>Transcript of Hearing Held on May 23, 2008</i>
01/20/2009	 Reporters Transcript <i>Transcript of Hearing Held on May 28, 2008</i>
01/20/2009	 Reporters Transcript <i>Transcript of Hearing Held on August 7, 2008</i>
01/20/2009	 Reporters Transcript



# CASE SUMMARY

CASE NO. 06C228752-1

*Transcript of Hearing Held on August 21, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on May 20, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on May 19, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on May 13, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on February 5, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on May 21, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on May 16, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on May 15, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on October 1, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on May 12, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on May 27, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on May 14, 2008*

01/20/2009



Reporters Transcript

*Transcript of Hearing Held on December 13, 2006*

02/05/2009



Reporters Transcript

*Transcript of Hearing Held on March 6, 2007*

02/05/2009



Reporters Transcript

*Transcript of Hearing Held on November 8, 2007*

02/05/2009



Reporters Transcript

*Transcript of Hearing Held on January 4, 2007*

02/13/2009



Motion to Return

*Motion for Return of Seized Property*

02/26/2009



Reporters Transcript

*Transcript of Hearing Held on December 30, 2008*

















# CASE SUMMARY

CASE NO. 06C228752-1

02/27/2009	 Opposition to Motion <i>State's Opposition to Defendant's Motion for Return of Seized Property</i>
03/17/2009	 Motion <i>Motion and Notice of Motion to Withdraw Guilty Plea</i>
03/17/2009	 Receipt of Copy
03/27/2009	 Receipt of Copy
03/27/2009	 Opposition to Motion <i>Opposition to Defendant's Motion to Withdraw Guilty Plea</i>
03/30/2009	 Certificate of Service by Facsimile
03/30/2009	 Reply to Opposition <i>Reply to State's Opposition to Motion to Withdraw Guilty Plea</i>
04/01/2009	 Order Denying Motion <i>Order Denying Motion for Return of Seized Property</i>
04/06/2009	 Amended Judgment of Conviction <i>Amended Judgment of Conviction (Jury Trial) - Co-Defendant Bryan Ferguson</i>
04/17/2009	 Order Denying Motion <i>Order Denying Defendant's Motion to Withdraw Guilty Plea</i>
05/18/2009	 Case Appeal Statement
05/18/2009	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
07/21/2009	 Reporters Transcript <i>Transcript of Hearing Held on July 15, 2008</i>
09/29/2009	 Reporters Transcript <i>Transcript of Hearing Held on May 1, 2008</i>
09/29/2009	 Request <i>Request for Rough Draft Transcript</i>
10/02/2009	 Reporters Transcript <i>Transcript of Hearing Held on March 31, 2009</i>
10/02/2009	 Reporters Transcript <i>Transcript of Hearing Held on April 2, 2009</i>
10/05/2009	 Reporters Transcript <i>Transcript of Hearing Held on November 10, 2008</i>

# CASE SUMMARY

CASE NO. 06C228752-1

06/04/2010	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
08/30/2010	 NV Supreme Court Clerks Certificate/Judgment - Affd/Rev Part <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed in Part and Reversed in Part and Remand</i>
09/17/2010	 Amended Judgment of Conviction <i>Amended Judgment of Conviction (Jury Trial) - Daimon Monroe</i>
01/31/2011	Case Reassigned to Department 20 <i>Case reassigned from Judge Kathy Hardcastle</i>
07/07/2011	 Motion for Leave to Proceed in Forma Pauperis Filed By: Defendant Monroe, Daimon <i>Motion to Proceed in Forma Pauperis (Sealed)</i>
07/07/2011	 Petition for Writ of Habeas Corpus Filed by: Defendant Monroe, Daimon <i>Petition for Writ of Habeas Corpus (Post-Conviction)</i>
07/14/2011	 Order for Petition for Writ of Habeas Corpus
07/22/2011	 Supplemental Filed by: Defendant Monroe, Daimon <i>Supplemental Information and Request to Reaffirm Stay</i>
08/01/2011	 Notice of Motion Filed By: Defendant Monroe, Daimon
10/13/2011	 Response <i>State's Response to Defendant's Petition for Writ of Habeas Corpus (Post-Conviction)</i>
10/27/2011	 Response Filed by: Defendant Monroe, Daimon <i>Response to States Response to Writ</i>
12/15/2011	 Notice of Appeal (criminal) Party: Defendant Monroe, Daimon <i>Notice of Appeal</i>
12/16/2011	 Case Appeal Statement Filed By: Defendant Monroe, Daimon
12/16/2011	 Notice <i>Notice to Court</i>
02/07/2012	 Findings of Fact, Conclusions of Law and Order
02/14/2012	 Notice of Entry of Decision and Order
02/28/2012	 NV Supreme Court Clerks Certificate/Judgment - Dismissed

# CASE SUMMARY

CASE NO. 06C228752-1


*Nevada Supreme Court Clerk's Certificate Judgment - Dismissed*

05/29/2012	 Notice of Motion Filed By: Defendant Monroe, Daimon
06/22/2012	 Motion to Produce Filed By: Defendant Monroe, Daimon <i>Motion for Production of Evidence</i>
06/27/2012	 Opposition to Motion <i>State's Opposition to Defendant's Pro Per Motion for Production of Evidence</i>
07/10/2012	 Order Filed By: Plaintiff State of Nevada
07/23/2012	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per Motion for Production of Evidence</i>
08/08/2012	 Notice of Motion Filed By: Defendant Monroe, Daimon
08/15/2012	 Notice of Motion Filed By: Defendant Monroe, Daimon
08/15/2012	 Motion Filed By: Defendant Monroe, Daimon <i>Motion of Specific Factin Support of Motion</i>
08/22/2012	 Response <i>State's Response to Defendant's Undesignated Pro Per Motion Complaining of Alleged Police Misconduct</i>
08/29/2012	 Motion <i>Motion in Support</i>
09/07/2012	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Undersignated Pro Per Motion Complaining of Alleged Police Misconduct</i>
10/23/2012	 Opposition to Motion <i>State's Opposition to Defendant's Pro Per Motion to the Court Filed 08/08/12, Motion for Return of Seized Property and Suppression of Evidence Filed 08/15/12, Motion of Specific Fact in Support of Motion Filed 08/15/12 and Motion in Support Filed 08/29/12</i>
11/05/2012	 Motion to Rehear <i>Motion for Rehearing on Fraudlent Felonies Warrants Entered by Sandra Disiciomo, Stewart Bell and ROP who Cometed Fraud</i>
11/05/2012	 Notice of Motion Filed By: Defendant Monroe, Daimon



# CASE SUMMARY

CASE NO. 06C228752-1

11/06/2012	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per Motion for Return of Seized Property and Suppression of Evidence; Order Denying Defendant's Pro Per Motion of Specific Fact in Support of Motion; Order Denying Defendant's Pro Per Motion in Support</i>
11/26/2012	 Opposition to Motion <i>State's Opposition to Defendant's Pro Per "Motion for Rehearing on Fraudlent [Sic] Felonies Warrants Entend [Sic] by Sandra Digiacomio, Stewart Bell and R.O.P. Who Cometed [Sic] Fraud"</i>
11/27/2012	 Notice of Motion
11/28/2012	 Notice of Motion Filed By: Plaintiff State of Nevada <i>Notice of Motion; Motion in Support for Evidence on Corruption, and Fraudlent Warrants</i>
12/04/2012	 Opposition to Motion <i>State's Opposition to Defendant's Pro Per "Motion in Support for Evidence on Corruption, and Fraudulent [SIC] Warrents [SIC]" and "Motion--on Official Corruption, Fraudlent [SIC] Warrants and Need for Evidence to Prove it, and Notice that Property was Taken Without Warrant"</i>
12/06/2012	 Notice of Motion
12/07/2012	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per "Motion for Rehearing on Fraudlent [SIC] Felonies Warrants Entend [SIC] by Sandra Digiacomio, Stewart Bell and R.O.P. Who Cometed [SIC] Fraud"</i>
12/17/2012	 Notice of Motion
12/18/2012	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Pro Per "Motion in Response to States Misrepensentition [SIC] of the Facts, and Fraudlent [SIC] Warrants Enterd [SIC] into Record and Request for Evidence"</i>
12/20/2012	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per Motion in Support for Evidence on Corruption and Fraudulent Warrants</i>
01/02/2013	 Certificate of Service
01/02/2013	 Opposition to Motion <i>State's Opposition to Defendant's Pro Per "Motion - In Response on Fraudlent [Sic] Warrants and Felony's [Sic] Commeted [Sic] by Sandra Digiacomio, Stewart Bell and R.O.P."</i>
01/07/2013	 Notice of Motion Filed By: Defendant Monroe, Daimon <i>Notice of Motion; Motion - in Response to Sandra Digiacomio Lying and Official Corruption and Actuall Innocents</i>















# CASE SUMMARY

CASE NO. 06C228752-1

01/14/2013	 Opposition to Motion <i>State's Opposition to Defendant's Pro Per "Motion - In Response to Sandra Digiacomio Lying and Official Corruption and Actuell [sic] Innocent [sic]"</i>
01/15/2013	 Order Denying Motion <i>Order Denying Defendant's Pro Per "Motion In Response to States Misrepensentition [sic] of the Facts, and Fraudlent [sic] Warrants Enterd [sic] Into Record and Request for Evidence"</i>
01/16/2013	 Notice of Motion
01/23/2013	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per Motion in Response to State's Misrepresentation of the Facts, and Fraudulent Warrants Entered into Record and Request for Evidence</i>
01/23/2013	 Order Denying Motion <i>Order Denying Defendant's Pro Per Motion in Response on Fraudulent Warrants and Felonies Committed by Sandra DiGiacomo, Stewart Bell and R.O.P.</i>
01/28/2013	 Opposition to Motion <i>State's Opposition to Defendant's Pro Per "Motion to Clarify on Felonies Commeted [sic] by Sandra Digiacomio, Stewart Bell, and R.O.P., Intel Patrol"; Countermotion for Determination of Vexatious Litigation; and Request for Order to Show Cause Why the Court Should Not Issue a Pre-Filing Injunction Order</i>
02/05/2013	 Notice of Motion Filed By: Defendant Monroe, Daimon <i>Notice of Motion; Motion in Response to State Asking Court to Not Allow Me to File</i>
02/15/2013	 Notice of Motion <i>State's Notice of Motion and Motion for Determination of Vexatious Litigation; and Request for Order to Show Cause Why the Court Should Not Issue a Pre-Filing Injunction Order</i>
02/19/2013	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per Motion - in Response to Sandra Digiacomio Lying and Official Corruption and Actuell [SIC] Innocent [SIC]</i>
02/19/2013	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per Motion to Clarify on Felonies Committed by Sandra Digiacomio, Stewart Bell and R.O.P. Intel Patrol</i>
03/11/2013	 Order for Production of Inmate <i>Order for Production of Inmate Daimon Monroe, aka, Daimon Devi Hoyt, BAC #38299</i>
03/29/2013	 Motion <i>State's Motion to Hear Defendant's Pro Per Petition for Writ of Habeas Corpus (Post-Conviction) on the Merits; Motion to Appoint Defendant Counsel; and Motion for Reconsideration of Pre-Filing Injunction Order</i>
04/26/2013	 Order Granting Motion Filed By: Plaintiff State of Nevada <i>Order Granting State's Motion for Determination of Vexatious Litigation; and Request for Order to Show Cause Why the Court Should Not Issue a Pre-Filing Injunction Order</i>

# CASE SUMMARY

CASE NO. 06C228752-1

04/26/2013	 Order Granting Motion Filed By: Plaintiff State of Nevada <i>Order Granting State's Motion to Hear Defendant's Pro Per Petition for Writ of Habeas Corpus (Post-Conviction) on the Merits; Order Granting State's Motion to Appoint Defendant Counsel; Order Granting State's Motion for Reconsideration of Pre-Filing Injunction Order</i>
05/20/2014	 Order Denying <i>Order Denying Defendant's Petition for Writ of Habeas Corpus (Post-Conviction)</i>
05/27/2014	 Notice of Entry of Order Filed By: Plaintiff State of Nevada
06/03/2014	 Notice of Appeal (criminal) Party: Defendant Monroe, Daimon <i>Notice of Appeal</i>
06/03/2014	 Request Filed by: Defendant Monroe, Daimon <i>Request for Transcripts</i>
06/03/2014	 Case Appeal Statement Filed By: Defendant Monroe, Daimon
06/04/2014	 Amended Notice of Appeal (Criminal) <i>Amended Notice of Appeal</i>
06/05/2014	 Recorders Transcript of Hearing <i>Transcript of Hearing Held on March 18, 2014</i>
05/04/2015	Case Reassigned to Department 20 <i>Case reassigned from Judge Jerome Tao Dept 20</i>
11/14/2015	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
05/06/2016	 Motion Filed By: Defendant Monroe, Daimon <i>Defendant's Pro Per Motion</i>
06/08/2016	 Notice of Motion
06/22/2016	 Notice of Motion
07/20/2016	 Response Filed by: Plaintiff State of Nevada <i>State's Response to Defendant's Pro Per Motion to be Allowed to Produce Illegally Withheld Evidence from the Court that Petitioner Just Received Proving Fraudulent Warrants and Request for Discovery and for Noreen Demonte to Turn Over Evidence</i>
07/22/2016	 Notice of Motion
08/01/2016	 Opposition to Motion

# CASE SUMMARY

CASE NO. 06C228752-1

	<p>Filed By: Plaintiff State of Nevada  <i>State's Opposition to Defendant's Motion to Enter into the Record One Piece of My Evidence and I'll Send the Others Later on Fraudlent [SIC] Warrants</i></p>
08/02/2016	<p> Order Denying Motion            Filed By: Plaintiff State of Nevada  <i>Order Denying Defendant's Pro Per Motion to Grant Informa Pauperis Due to Indigency (Sealed)</i></p>
08/29/2016	<p> Order Denying Motion            Filed By: Plaintiff State of Nevada  <i>Order Denying Defendant's Pro Per Motion to Enter into the Record One Piece of My Evidence and I'll Send the Others Later on Fraudulent (SIC) Warrants</i></p>
10/18/2016	<p> Notice of Motion</p>
10/25/2016	<p> Order Denying Motion            Filed By: Plaintiff State of Nevada  <i>Order Denying Defendant's Pro Per Motion to Be Allowed to Produce Illegally Withheld Evidence from the Court that Petitioner Just Received Proving Fraudulent Warrants and Request for Discovery and for Noreen Demonte to Turn Over Evidence</i></p>
11/02/2016	<p> Opposition            Filed By: Plaintiff State of Nevada  <i>State's Opposition to Defendant's Pro Per Notice of Motion</i></p>
12/16/2016	<p> Petition for Writ of Habeas Corpus  <i>Petition for Writ of Habeas Corpus (Postconviction) and Request For Evidentiary Hearing</i></p>
12/16/2016	<p> Supplement  <i>Supplement to Writ Evidence Needed by State on Search Warrants That Must be in Discovery</i></p>
12/16/2016	<p> Motion  <i>Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone or Video Conference</i></p>
12/20/2016	<p> Order Denying            Filed By: Plaintiff State of Nevada  <i>Order Denying Pro Per Notice of Motion</i></p>
12/28/2016	<p> Notice of Motion</p>
01/11/2017	<p> Order for Petition for Writ of Habeas Corpus</p>
01/31/2017	<p> Notice of Motion</p>
02/24/2017	<p> Response            Filed by: Plaintiff State of Nevada  <i>State's Response to Defendant's Pro Per Petition for Writ of Habeas Corpus and Notice of Motion</i></p>
03/13/2017	<p> Supplement  <i>Supplement to States Response</i></p>



# CASE SUMMARY

CASE NO. 06C228752-1

03/13/2017	 Response <i>Petitioners Response to State Response to Petition for Writ of Habeous Corpus</i>
04/07/2017	 Notice of Motion Filed By: Defendant Monroe, Daimon
04/25/2017	 Response Filed by: Plaintiff State of Nevada <i>State's Response to Defendant's Notice of Motion</i>
04/26/2017	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
04/28/2017	 Case Appeal Statement
05/05/2017	 Findings of Fact, Conclusions of Law and Order Filed By: Plaintiff State of Nevada
05/08/2017	 Certificate of Service Filed by: Plaintiff State of Nevada
05/10/2017	 Notice of Entry <i>Notice of Entry of Findings of Fact, Conclusions of Law and Order</i>
05/16/2017	 Notice of Motion Filed By: Defendant Monroe, Daimon
05/31/2017	 Response Filed by: Plaintiff State of Nevada <i>State's Response to Defendant's Pro Per Motion for Specific Discovery</i>
12/15/2017	 Motion Filed By: Defendant Monroe, Daimon <i>Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone or Video Conference</i>
12/15/2017	 Notice of Motion Filed By: Defendant Monroe, Daimon <i>Notice of Motion</i>
12/15/2017	 Motion Filed By: Defendant Monroe, Daimon <i>Motion Asking to be Transported to Hearing When Court Does Finally Rehear My Writ or Rehearing for My Writ</i>
03/15/2018	 Motion to Compel Filed By: Defendant Monroe, Daimon <i>Petitioner's Motion to Compel Disclosure of Exculpatory Evidence Notice of Motion</i>
03/30/2018	 Response Filed by: Plaintiff State of Nevada <i>State's Response to Defendant's Pro Per Motion to Compel Disclosure of Exculpatory Evidence</i>

# CASE SUMMARY

CASE NO. 06C228752-1

05/11/2018



Motion

Filed By: Defendant Monroe, Daimon

*Motion in Response to State Withholding Brady Material*

05/30/2018



Response

Filed by: Plaintiff State of Nevada

*State's Response to Defendant's Pro Per Motion in Response to State Withholding Brady Material*

08/22/2018



NV Supreme Court Clerks Certificate/Judgment - Affirmed

*Nevada Supreme Court Clerk's Certificate Judgment - Affirmed*

10/25/2018



Order Denying

Filed By: Plaintiff State of Nevada

*Order Denying Defendant's Pro Per Motions*

12/24/2018



Motion

Filed By: Defendant Monroe, Daimon

*Motion for Court to Enforce FOIA Request for Public Records*

01/04/2019



Opposition to Motion

Filed By: Plaintiff State of Nevada

*State's Opposition to Defendant's Motion for Court to Enforce F.O.I.A. Request for Public Records*

01/25/2019



Motion

Filed By: Defendant Monroe, Daimon

*Motion to Grant Petitioner's Brady Material*

01/28/2019



Order Denying

Filed By: Plaintiff State of Nevada

*Order Denying Defendant's Pro Per Motion for Court to Enforce F.O.I.A. Request for Public Records*

02/13/2019



Response

Filed by: Plaintiff State of Nevada

*State's Response to Defendant's Pro Per Motion Asking the Court for Brady Material*

03/05/2019



Order Denying

Filed By: Plaintiff State of Nevada

*Order Denying Defendant's Pro Per Motion to Grant Petitioner's Brady Material*

03/06/2019



Notice of Appeal (criminal)

Party: Defendant Monroe, Daimon

*Notice of Appeal*

03/07/2019



Case Appeal Statement

*Case Appeal Statement*

## **DISPOSITIONS**

01/01/1900

**Disposition** (Judicial Officer: User, Conversion)

26. POSSESSION OF STOLEN PROPERTY

Guilty

PCN: Sequence:

# CASE SUMMARY

CASE NO. 06C228752-1

01/01/1900	<b>Disposition</b> (Judicial Officer: User, Conversion)
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 1. CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR COMMIT BURGLARY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 2. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 3. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 4. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 5. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 6. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 7. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 8. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 9. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 10. POSSESSION OF STOLEN PROPERTY Not Guilty

# CASE SUMMARY

CASE NO. 06C228752-1

PCN: Sequence:

01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 11. POSSESSION OF STOLEN PROPERTY VALUEOVER \$2,500.00 Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 12. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 13. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 14. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 15. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 16. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 17. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 18. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 19. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 20. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:



# CASE SUMMARY

CASE NO. 06C228752-1

01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 21. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 22. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 23. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 24. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 25. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 26. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 27. POSSESSION OF STOLEN PROPERTY Not Guilty PCN: Sequence:
01/01/1900	<b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 26. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:
	<hr/> Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0027 and Sentence#: 0001
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 1. CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY Guilty PCN: Sequence:

# CASE SUMMARY

CASE NO. 06C228752-1

10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 2. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 3. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 4. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 5. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 6. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 7. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 8. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 9. POSSESSION OF STOLEN PROPERTY Guilty

**CASE SUMMARY****CASE NO. 06C228752-1**

	PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 10. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 11. RECEIVING, POSSESSING OR WITHHOLDING STOLEN GOODS Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 12. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 13. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 14. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 15. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 16. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)

**CASE SUMMARY****CASE NO. 06C228752-1**

10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 17. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 18. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 19. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 20. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 21. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 22. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 23. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 24. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:

# CASE SUMMARY

CASE NO. 06C228752-1

10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 25. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion) 27. POSSESSION OF STOLEN PROPERTY Guilty PCN: Sequence:
10/01/2008	<b>Disposition</b> (Judicial Officer: User, Conversion)
10/01/2008	<b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 1. CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY 01/01/1900 (G) 199.480 (199.480) PCN: Sequence:
	<hr/> Converted Disposition: Sentence# 0001: Minimum 12 Months to Maximum 12 Months Placement: CCDC Cons/Conc: Consecutive w/Charge Item: 0001 and Sentence#: 0001 in Case#: 06C227874 Converted Disposition: Sentence# 0002: DNA FEE/GENETIC MARKERS ANALYSIS Amount: \$150.00 Converted Disposition: Sentence# 0003: ADMINISTRATION FEE Amount: \$25.00 Comment (DEFT SENTENCED UNDER THE LARGE HABITUAL CRIMINAL STATUTE.)
10/01/2008	<b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 2. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:
	<hr/> Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0001 and Sentence#: 0001
10/01/2008	<b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 3. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:
	<hr/> Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0004 and Sentence#: 0001



# CASE SUMMARY

CASE NO. 06C228752-1

10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)</p> <p>4. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0005 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)</p> <p>5. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0006 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)</p> <p>6. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0007 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)</p> <p>7. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0008 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)</p> <p>8. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0009 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)</p> <p>9. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent</p>

# CASE SUMMARY

CASE NO. 06C228752-1

	<p>w/Charge Item: 0010 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 10. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0011 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 11. POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0012 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 12. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0013 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 13. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0014 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 14. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/> <p>Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0015 and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion) 15. POSSESSION OF STOLEN PROPERTY 01/01/1900 (F) 205.275 (205.275) PCN: Sequence:</p> <hr/>

# CASE SUMMARY

CASE NO. 06C228752-1

	<p>Converted Disposition:  Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE  Cons/Conc: Consecutive  w/Charge Item: 0001  and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)  16. POSSESSION OF STOLEN PROPERTY  01/01/1900 (F) 205.275 (205.275)  PCN: Sequence:</p> <hr/> <p>Converted Disposition:  Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE  Cons/Conc: Concurrent  w/Charge Item: 0017  and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)  17. POSSESSION OF STOLEN PROPERTY  01/01/1900 (F) 205.275 (205.275)  PCN: Sequence:</p> <hr/> <p>Converted Disposition:  Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE  Cons/Conc: Concurrent  w/Charge Item: 0018  and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)  18. POSSESSION OF STOLEN PROPERTY  01/01/1900 (F) 205.275 (205.275)  PCN: Sequence:</p> <hr/> <p>Converted Disposition:  Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE  Cons/Conc: Concurrent  w/Charge Item: 0019  and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)  19. POSSESSION OF STOLEN PROPERTY  01/01/1900 (F) 205.275 (205.275)  PCN: Sequence:</p> <hr/> <p>Converted Disposition:  Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE  Cons/Conc: Concurrent  w/Charge Item: 0020  and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)  20. POSSESSION OF STOLEN PROPERTY  01/01/1900 (F) 205.275 (205.275)  PCN: Sequence:</p> <hr/> <p>Converted Disposition:  Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE  Cons/Conc: Concurrent  w/Charge Item: 0021  and Sentence#: 0001</p>
10/01/2008	<p><b>Adult Adjudication</b> (Judicial Officer: User, Conversion)  21. POSSESSION OF STOLEN PROPERTY</p>

**CASE SUMMARY****CASE NO. 06C228752-1**

01/01/1900 (F) 205.275 (205.275)

PCN: Sequence:

## Converted Disposition:

Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE

Cons/Conc: Concurrent

w/Charge Item: 0022

and Sentence#: 0001

10/01/2008

**Adult Adjudication** (Judicial Officer: User, Conversion)

22. POSSESSION OF STOLEN PROPERTY

01/01/1900 (F) 205.275 (205.275)

PCN: Sequence:

## Converted Disposition:

Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE

Cons/Conc: Concurrent

w/Charge Item: 0023

and Sentence#: 0001

10/01/2008

**Adult Adjudication** (Judicial Officer: User, Conversion)

23. POSSESSION OF STOLEN PROPERTY

01/01/1900 (F) 205.275 (205.275)

PCN: Sequence:

## Converted Disposition:

Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE

Cons/Conc: Concurrent

w/Charge Item: 0024

and Sentence#: 0001

10/01/2008

**Adult Adjudication** (Judicial Officer: User, Conversion)

24. POSSESSION OF STOLEN PROPERTY

01/01/1900 (F) 205.275 (205.275)

PCN: Sequence:

## Converted Disposition:

Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE

Cons/Conc: Concurrent

w/Charge Item: 0025

and Sentence#: 0001

10/01/2008

**Adult Adjudication** (Judicial Officer: User, Conversion)

25. POSSESSION OF STOLEN PROPERTY

01/01/1900 (F) 205.275 (205.275)

PCN: Sequence:

## Converted Disposition:

Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE

Cons/Conc: Concurrent

w/Charge Item: 0026

and Sentence#: 0001

10/01/2008

**Adult Adjudication** (Judicial Officer: User, Conversion)

27. POSSESSION OF STOLEN PROPERTY

01/01/1900 (F) 205.275 (205.275)

PCN: Sequence:

## Converted Disposition:

Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE

Cons/Conc: Concurrent

w/Charge Item: 0028

and Sentence#: 0001

# CASE SUMMARY

CASE NO. 06C228752-1

08/30/2010	<p><b>Amended Adjudication Withdrawn</b> (Judicial Officer: User, Conversion) Reason: Vacated  11. POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00  01/01/1900 (F) 205.275 (205.275)  PCN: Sequence:</p>
08/30/2010	<p><b>Amended Disposition</b> (Judicial Officer: User, Conversion) Reason: Vacated  <i>Appeal Reversed for Count 11 per Supreme Court Order of 8-30-10. Sentence Vacated.</i>  11. POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00  Set Aside  PCN: Sequence:</p>
07/25/2018	<p><b>Amended Disposition</b> (Judicial Officer: User, Conversion) Reason: Vacated  <i>Vacated pursuant to Supreme Court Order 8/30/2010</i>  11. POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00  Set Aside  PCN: Sequence:</p>
	<p><b><u>HEARINGS</u></b></p>
12/13/2006	<p><b>Grand Jury Indictment</b> (1:30 PM)  <i>GRAND JURY INDICTMENT Relief Clerk: Sandra Anderson Reporter/Recorder: Paula Walsh Heard By: Kathy Hardcastle</i>  Matter Heard; GRAND JURY INDICTMENT Relief Clerk: Sandra Anderson  Reporter/Recorder: Paula Walsh Heard By: Kathy Hardcastle  Journal Entry Details:  <i>Mary Jane Burkhalter, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. The State presented Grand Jury Case Number 06AGJ101A/B/C/D to the Court. COURT ORDERED, the indictment may be filed and is assigned Case Number C228752, Department XII. Mr. Jorgenson requested warrants for all Defts. Arguments by Ms. Digiacomo regarding bail amounts. Opposing argument on behalf of Deft. Holmes by Mr. Sullivan. As to Deft. MONROE: COURT ORDERED, BENCH WARRANT WILL ISSUE, \$500,000.00 BOND. Matter set for initial arraignment. As to Deft. TREVARTEN: State requested a summons be issued and sent. COURT SO ORDERED. Matter set for initial arraignment. As to Deft. FREGASON: COURT ORDERED, BENCH WARRANT WILL ISSUE, \$250,000.00 BOND. Matter set for initial arraignment. As to Deft. HOLMES: COURT ORDERED, BENCH WARRANT WILL ISSUE, \$150,000.00 BOND. FURTHER ORDERED, transfer bail amount of \$13,000.00. Matter set for initial arraignment. Exhibit(s) 1-187 lodged with Clerk of District Court. CUSTODY (MONROE/FREGASON) B.W. (HOLMES/TREVARTEN) 12-20-06 10:30 AM INITIAL ARRAIGNMENT (MONROE/FREGASON/HOLMES) 12-27-06 10:30 AM INITIAL ARRAIGNMENT (TREVARTEN) ;</i></p>
12/20/2006	<p><b>Initial Arraignment</b> (10:30 AM)  <i>INITIAL ARRAIGNMENT Heard By: Kevin Williams</i></p>
12/20/2006	<p><b>Initial Arraignment</b> (10:30 AM)  <i>INITIAL ARRAIGNMENT Heard By: Kevin Williams</i></p>
12/20/2006	<p><b>Initial Arraignment</b> (10:30 AM)  <i>INITIAL ARRAIGNMENT Heard By: Kevin Williams</i></p>
12/20/2006	<p><b>Motion to Quash Bench Warrant</b> (10:30 AM)  Events: 12/18/2006 Motion to Quash Bench Warrant  <i>DEFT'S QUASH BENCH WARRANT &amp; FOR OR RELEASE OR BAIL REDUCTION/8 Heard By: Kevin Williams</i></p>
12/20/2006	<p><b>Bench Warrant Return</b> (10:30 AM)  Events: 12/19/2006 Indictment Warrant Return</p>

# CASE SUMMARY

CASE No. 06C228752-1

*BENCH WARRANT RETURN /13 Heard By: Kevin Williams*

12/20/2006

**Bench Warrant Return (10:30 AM)**

Events: 12/19/2006 Indictment Warrant Return

*BENCH WARRANT RETURN /14 Heard By: Kevin Williams*

12/20/2006

**All Pending Motions (10:30 AM)**

*ALL PENDING MOTIONS (12/20/06) Court Clerk: Sharry Frascarelli Relief Clerk: Tia Everett/te Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams*

Matter Heard; ALL PENDING MOTIONS (12/20/06) Court Clerk: Sharry Frascarelli Relief Clerk: Tia Everett/te Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams

Journal Entry Details:

*ARRAIGNMENT (MONROE, HOLMES, FERGUSON)...BENCH WARRANT RETURN (MONROE, FERGUSON)...QUASH BENCH WARRANT & RELEASE ON OWN RECOGNIZANCE OR BAIL REDUCTION (HOLMES) Ms. Digiacomo stated that this was a complicated case and there were issues regarding counsel for the Defendants; she requested this matter be continued for arraignment in Department XII in front of Judge Leavitt. COURT SO ORDERED. Mr. Sullivan argued motion for Defendant Holmes Own Recognizance release or bail reduction. State submitted. COURT ORDERED, bail remains at \$13,000 until the date of 1/4/07 at which time bail will increase to \$150,000 as was set at the Indictment. 1/4/07 9:30 AM ARRAIGNMENT CONTINUED (DEPT 12) ;*

12/27/2006

**Initial Arraignment (10:30 AM)**

*INITIAL ARRAIGNMENT Court Clerk: Roshonda Mayfield/rm Relief Clerk: Tia Everett Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams*

Matter Heard; INITIAL ARRAIGNMENT Court Clerk: Roshonda Mayfield/rm Relief Clerk: Tia Everett Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams

Journal Entry Details:

*Judge Leavitt signed an order for this matter to be continued in department XII and heard with the co-defendants. NIC 1/4/07 9:30 AM ARRAIGNMENT CONTINUED (DEPT 12) ;*

01/04/2007

**Arraignment Continued (9:30 AM)**

*ARRAIGNMENT CONTINUED (DEFTS' MONROE; FERGASON & HOLMES)*

01/04/2007

**Arraignment Continued (9:30 AM)**

*ARRAIGNMENT CONTINUED (DEFT. TREVARTHEN) Heard By: Michelle Leavitt*

01/04/2007

**All Pending Motions (9:30 AM)**

*ALL PENDING MOTIONS (1/4/07) Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt*

Matter Heard; ALL PENDING MOTIONS (1/4/07) Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt

Journal Entry Details:

*ARRAIGNMENT CONTINUED (ALL) Mr. DiGiacomo advised as to Deft. Holmes he was indicted with bail being set at \$150,000.00 by Judge Hardcastle. Further, Deft. originally posted \$13,000.00 at the Justice Court level prior to the Grand Jury Indictment and was ordered transferred from the initial case to this case. Hearing Master Williams gave Deft. additional time to post the remaining balance of the \$137,500.00 which is to be posted today. Ms. Dustin advised matter originated in Justice Court 7 and then went in front of the Grand Jury. Further, Ms. Dustin stated police investigation lead to Deft. Ferguson's assets to be seized and frozen. Additionally, Ms. Dustin stated she was appointed by Justice of the Peace Bennett-Heron and requested this Court do the same. Court stated once appointed at Justice Court level, counsel is appointed at District Court level and instructed counsel to file the appropriate documents. Mr. Lasso requested to withdraw as to Deft. Monroe. Court stated counsel is not permitted to withdraw at this time until after Deft. has been arraigned and advised counsel he needs to file the appropriate motion. CONFERENCE AT BENCH. Colloquy regarding receipt of Grand Jury Transcripts. COURT ORDERED, Grand Jury Transcripts to be produced and filed forthwith. Further Court FINDS good cause has been shown and ORDERED, counsel has 21 days from the filing of the transcript to file writs. Mr. Sullivan advised Deft. Holmes has posted a total of \$35,000.00 bail and argued the \$13,000.00 posted on this case is sufficient as he is not a flight risk. Opposition by Mr. DiGiacomo who argued prior felony conviction was with Co-Deft. Monroe. Further, Mr. DiGiacomo advised every piece of property in home was stolen and Defts' were only charged as to each victim. Additionally, Mr. DiGiacomo advised authorities are looking for all of the proceeds from the*



**CASE SUMMARY****CASE No. 06C228752-1**

stolen property and argued there was over \$150,000.00 in a bank account which \$145,000.00 was transferred from Deft. Monroe to Deft. Holmes who proceeded to spend approximately \$75,000.00. Also, Mr. DiGiacomo advised there is an agreement with the FBI to return the \$75,000.00. Further, Mr. DiGiacomo requested as to Deft. Holmes there be a Source Hearing held as to the posting of the bond, surrender of his passport to the Court and requested he be remanded today until Source Hearing can be held. COURT ORDERED, Deft. Holmes REMANDED TO CUSTODY and BAIL REMAINS SET at \$150,000.00. Opposition by Mr. Sullivan. Court advised prior to bond being accepted, a Source Hearing will be held to determine where the money is coming from in order for bond to be posted. AS TO DEFT. MONROE: COURT ORDERED, request to withdraw by Mr. Lasso GRANTED; Robert Langford, Esq., APPOINTED; matter CONTINUED and SET for confirmation of counsel. DEFT. TREVARTHEN ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE. COURT ORDERED, Dayvid Figler, Esq., APPOINTED as counsel and matter SET for confirmation of counsel. DEFT. FERGASON ARRAIGNED, PLED NOT GUILTY and INVOKED THE 60-DAY RULE. DEFT. HOLMES ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE. Mr. DiGiacomo INVOKED THE 60-DAY RULE on behalf of the State. COURT ORDERED, matter set for trial. CUSTODY (MONROE, FERGASON, HOLMES)...NIC (TREVARTHEN) 1/11/07 9:30 AM ARRAIGNMENT  
 CONTINUED...CONFIRMATION OF COUNSEL (LANGFORD)(DEFT. MONROE) 1/11/07 9:30 AM CONFIRMATION OF COUNSEL (FIGLER)(DEFT. TREVARTHEN) 3/6/07 9:30 AM CALENDAR CALL (ALL) 3/13/07 1:30 PM JURY TRIAL (ALL) CLERK'S NOTE: Chuck with Mr. Langford's office advised of appointment and court date. Gabby with Mr. Figler's office advised of appointment and court date. Clark County Detention Center advised by this Court's Judicial Executive Assistant that Deft. Holmes is not to be released on bond until this Court has a Source Hearing. ;

01/05/2007

**Hearing (2:00 PM)**

SOURCE HEARING Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt

Matter Heard; SOURCE HEARING Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt

**Journal Entry Details:**

Mr. Sullivan advised the balance of the bond is \$137,000.00 which is being posted at this time. Deft. sworn and testified. Further, Mr. Sullivan bond is arranged through Bail Bonds Unlimited who has posted an additional \$35,000.00 bond on Deft's other charges. Additionally, bond company is willing to accept and pay the bond while Deft. makes payments on the remainder balance. Colloquy. Mr. Sullivan stated \$7,500.00 is currently being posted by the bond company for the bond in the amount of \$137,000.00. Deft. advised he put up one of three homes for collateral as well and advised the money is coming from a equity line of credit. Court noted documents have been provided as to the equity line and stated it does not indicate any dates of withdrawal of the money. Mr. Sullivan argued there is plenty of equity in the home. Deft. stated he bought home five years ago and has two equity lines of credit. One from one home and one from another. Further colloquy. Ms. DiGiacomo stated Deft. accepted \$145,000.00 of settlement money on November 17, 2006, which \$70,000.00 was returned two weeks later. However, agreement with Deft. that he would pay back \$75,000.00 in three months to the Metropolitan Police Department (Metro) and the FBI. Ms. DiGiacomo advised Deft. Trevarthen was withdrawing the money from their accounts Friday before source hearing and all was traced except for the \$145,000.00 which Deft. Trevarthen stated she gave to Deft. Holmes. Deft. Trevarthen told Metro she attempted to get money back and Deft's Holmes refused to give money back. Further, the State is concerned as to where the \$75,000.00 as counsel is not sure what happened to it at this point. Mr. Sullivan argued Deft. Holmes never admitted to taking the money. Further, equity lines were opened prior to all of this. Mr. Sullivan further argued Deft. was advised all of his homes and property would be seized and counsel advised Deft. to give what ever money had to Metro and the FBI. Additionally, Mr. Sullivan argued Deft. has provided sufficient proof as to where money is coming from. Court stated she is concerned as to where the money will be coming from as to paying payments towards the balance of the bond. Deft. advised he father is also helping to pay the bond company as well. Mr. Sullivan stated Deft. works full time at the Horseshoe and argued he has legitimate means to pay. Court further stated it appears Deft. can post the bond. Further, Deft. can come in and prove the source of the money as to the payments to the bond company. Mr. Sullivan also advised Deft. has ownership of two vehicles. Colloquy. Ms. DiGiacomo advised Deft. also owns a 27 foot cargo truck and a Suburban. COURT ORDERED, Deft. RELEASED ON BOND once posted and matter set for status check for Deft. to provide paper trail of where money is coming from. Colloquy regarding the \$13,000.00 already posted in Justice Court. BOND 2/8/07 9:30 AM STATUS CHECK: BAIL BOND ;

# CASE SUMMARY

CASE NO. 06C228752-1

01/11/2007	<p><b>Arraignment Continued (9:30 AM)</b>  <i>ARRAIGNMENT CONTINUED Heard By: Michelle Leavitt</i></p>
01/11/2007	<p><b>Motion for Confirmation of Counsel (9:30 AM)</b>  <i>CONFIRMATION OF COUNSEL (LANGFORD) Heard By: Michelle Leavitt</i></p>
01/11/2007	<p><b>Motion for Confirmation of Counsel (9:30 AM)</b>  <i>CONFIRMATION OF COUNSEL (FIGLER) Heard By: Michelle Leavitt</i></p>
01/11/2007	<p><b>All Pending Motions (9:30 AM)</b>  <i>ALL PENDING MOTIONS (1/11/06); DEFTS' MONROE &amp; TREVARTHEN Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  <i>Matter Heard; ALL PENDING MOTIONS (1/11/06); DEFTS' MONROE &amp; TREVARTHEN Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  <i>Journal Entry Details:</i>  <i>DEFT. MONROE: Ms. Burke CONFIRMED as counsel on behalf of Robert Langford, Esq. DEFT. MONROE ARRAIGNED, PLED NOT GUILTY and INVOKED THE 60-DAY RULE. COURT ORDERED, matter set for trial. DEFT. TREVARTHEN: CONFERENCE AT BENCH. COURT ORDERED, matter SET for confirmation of counsel. CUSTODY (MONROE)...NIC (TREVARTHEN) 1/18/07 9:30 AM CONFIRMATION OF COUNSEL (LORD)(TREVARTHEN) 3/6/07 9:30 AM CALENDAR CALL (MONROE) 3/13/07 1:30 PM JURY TRIAL (MONROE) CLERK'S NOTE: Ms. Burke appeared on February 13, 2007 advising that she was the attorney appearing for Deft. Monroe on this date and not Ms. Winckler. Minute order corrected to reflect Ms. Burke's appearance./kb 2-13-07 ;</i></p>
01/18/2007	<p><b>Motion for Confirmation of Counsel (9:30 AM)</b>  <i>CONFIRMATION OF COUNSEL (LORD) Relief Clerk: Teri Braegelmann Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  <i>Granted; CONFIRMATION OF COUNSEL (LORD) Relief Clerk: Teri Braegelmann Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  <i>Journal Entry Details:</i>  <i>Upon Court's inquiry, Mr. Lord stated deft. is indigent due to all of her assets being frozen as a result of this case. Statements by deft. regarding the reason she moved to Texas was because she has family there. Colloquy regarding deft. residing out of state. Mr. Lord advised deft. was given an O.R. in Justice Court. COURT ORDERED, Mr. Lord APPOINTED. NIC ;</i></p>
02/08/2007	<p><b>Status Check (9:30 AM)</b>  <i>STATUS CHECK: BAIL BONDS Court Clerk: Teri Braegelmann Relief Clerk: Tina Hurd/th Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  <i>Off Calendar; STATUS CHECK: BAIL BONDS Court Clerk: Teri Braegelmann Relief Clerk: Tina Hurd/th Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  <i>Journal Entry Details:</i>  <i>No appearance by Deft's counsel Sean Sullivan. Court advised they were supposed to have a source hearing today. As Mr. Sullivan is not present, COURT ORDERED, matter OFF CALENDAR. CUSTODY ;</i></p>
02/13/2007	<p><b>Motion (9:30 AM)</b>  <i>Events: 01/31/2007 Motion</i>  <i>DEFT'S MTN FOR EXTENSION OF TIME TO FILEPTN FOR WRIT OF HABEAS CORPUS/30 Relief Clerk: Kristen Brown Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  <i>Granted; DEFT'S MTN FOR EXTENSION OF TIME TO FILEPTN FOR WRIT OF HABEAS CORPUS/30 Relief Clerk: Kristen Brown Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  <i>Journal Entry Details:</i>  <i>Ms. Burke requested to file the petition within 15 days from today or by February 28, 2007. Ms. DiGiacomo advised the Court that this case will not be ready to proceed to trial on March 6, 2007 and requested to place this matter on for status check along with the co-deft's to address this issue. Colloquy between Court and counsel regarding the trial and petition. Ms. Burke stated that she will be able to come to court on February 20, 2007 to address the trial setting and will be able to advise Ms. DiGiacomo if a petition is going to be filed. COURT ORDERED, Motion GRANTED; Petition to be filed by February 28, 2007 and matter set for argument; FURTHER ORDERED, matter set for status check on February 20, 2007 to address the trial setting and for Ms. Burke to advise if a petition is going to be filed. CUSTODY 2/20/07 9:30</i></p>

# CASE SUMMARY

CASE No. 06C228752-1

AM STATUS CHECK: PETITION/TRIAL 3/06/07 9:30 AM ARGUMENT: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS ;

02/20/2007

**Petition for Writ of Habeas Corpus (9:30 AM)**

Events: 02/01/2007 Petition for Writ of Habeas Corpus

PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07) Heard By: Michelle Leavitt

02/20/2007

**Petition for Writ of Habeas Corpus (9:30 AM)**

Events: 02/01/2007 Petition for Writ of Habeas Corpus

PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07)

02/20/2007

**Status Check (9:30 AM)**

STATUS CHECK: PETITION/TRIAL

02/20/2007

**All Pending Motions (9:30 AM)**

ALL PENDING MOTIONS 2-20-07 Relief Clerk: Kristen Brown Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt

Matter Heard; ALL PENDING MOTIONS 2-20-07 Relief Clerk: Kristen Brown Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt

Journal Entry Details:

PETITION FOR WRIT OF HABEAS CORPUS (FERGASON & HOLMES)...STATUS CHECK: PETITION/TRIAL (MONROE) Ms. Burke stated that she received a call continuing the motions but based on the last hearing, was supposed to advise the State as to whether or not a writ is going to be filed. Mr. Burke advised the Court that a writ will be filed and is due February 28, 2007 with a hearing date of March 6, 2007 along with the other writs that have been filed. Court noted Ms. Burke's representations regarding filing of the writ and ORDERED, all Writ's will be heard on March 6, 2007 at 11:00 am. CUSTODY (MONROE) NIC (FERGASON & HOLMES) 3/06/07 11:00 AM DEFTS PETITION'S FOR WRIT OF HABEAS CORPUS (MONROE, FERGASON & HOLMES) ;

03/06/2007

**Calendar Call (11:00 AM)**

CALENDAR CALL Relief Clerk: Kristen Brown Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt

Matter Heard; CALENDAR CALL Relief Clerk: Kristen Brown Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt

Journal Entry Details:

State's Return to Writ of Habeas Corpus FILED IN OPEN COURT. Ms. DiGiacomo advised the Court that the State's Return has been filed in open court. Colloquy between Court and Deft. Hoyt regarding waiving speedy trial rights and the filing of the Writ. Ms. Burke stated that she had gone over all the prerequisites with the deft. regarding this issue; further, would be ineffective if proceeded to trial next week. Ms. DiGiacomo stated that Deft. Hoyt is looking at the large habitual criminal treatment. Court advised the Deft. that based on those facts, this trial can not proceed next week. Ms. Dustin advised the Court that this has been explained to her client, Deft. Ferguson, and the deft. understands. Ms. Sullivan stated that based on the multiple charges, there is no possibility of this case proceeding to trial on this stack. Ms. Burke again stated that she has retained an investigator and this has been explained to her client, Deft. Hoyt, but the deft. is frustrated by being in custody. Ms. DiGiacomo advised the Court that this will be a 3-4 week trial. COURT ORDERED, Trial VACATED and RESET; FURTHER ORDERED, the Writ's filed by the deft's will be RESET by the Court. RECALLED: Ms. DiGiacomo, Mr. Lord and Deft. Trevarthen present. Mr. Lord stated this matter is negotiated with regards to his client. Second Amended Indictment and Guilty Plea Agreement FILED IN OPEN COURT. NEGOTIATIONS: State will have no opposition to probation but have the right to argue the terms of probation. DEFT. TREVARTEN ARRAIGNED AND PLED GUILTY to COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM) and COUNT 2 - POSSESSION OF STOLEN PROPERTY (F). Ms. DiGiacomo requested a status check regarding sentencing be set prior to referring this matter to Parole and Probation. COURT ACCEPTED plea and ORDERED, matter set for status check regarding sentencing. Court stated it will allow the deft. to travel back to Texas but deft. will have to remain trouble free. CUSTODY (MONROE) NIC (TREVARTEN, FERGASON & HOLMES) 10/02/07 9:30 AM CALENDAR CALL (MONROE, FERGASON & HOLMES) 10/09/07 1:30 PM JURY TRIAL (MONROE, FERGASON & HOLMES) 11/08/07 9:30 AM STATUS CHECK: SENTENCING (TREVARTEN) ;

03/06/2007

**Petition for Writ of Habeas Corpus (11:00 AM)**

# CASE SUMMARY

CASE NO. 06C228752-1

PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07) Heard By: Michelle Leavitt

03/06/2007	<b>Petition for Writ of Habeas Corpus</b> (11:00 AM) <i>PTN FOR WRIT OF HABEAS CORPUS (VJ 3/01/07)</i>
03/06/2007	<b>CANCELED Hearing</b> (11:00 AM) <i>Vacated</i>
03/13/2007	<b>CANCELED Jury Trial</b> (1:30 PM) <i>Vacated</i>
05/29/2007	<b>Motion to Withdraw as Counsel</b> (9:30 AM) Events: 05/14/2007 Motion to Withdraw As Counsel <i>SUSAN D BURKE'S MTN TO WITHDRAW AS ATTORNEY OF RECORD /43 Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i> Granted; SUSAN D BURKE'S MTN TO WITHDRAW AS ATTORNEY OF RECORD /43 Court Clerk: April Watkins Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt Journal Entry Details: <i>Ms. Burke advised there was no opposition to her motion and stated Mr. Hart has taken over Def't's other case in Department XX and requested that he be appointed in this matter. Statement by Mr. Hart. COURT ORDERED, motion GRANTED and Marty Hart, Esq., APPOINTED. Further, Ms. Burke advised she has provided discovery to Mr. Hart. CUSTODY ;</i>
09/20/2007	<b>Motion to Continue</b> (9:30 AM) Events: 09/13/2007 Motion to Continue Trial <i>DEFT'S MTN TO CONTINUE TRIAL/45 Heard By: Michelle Leavitt</i>
09/25/2007	<b>Motion to Continue</b> (9:30 AM) <i>DEFT'S MTN TO CONTINUE TRIAL/45 Court Clerk: April Watkins Relief Clerk: Lorraine Williams/lmw Reporter/Recorder: Thelma Stapley Heard By: Leavitt, Michelle</i> Matter Continued; DEFT'S MTN TO CONTINUE TRIAL/45 Court Clerk: April Watkins Relief Clerk: Lorraine Williams/lmw Reporter/Recorder: Thelma Stapley Heard By: Leavitt, Michelle Journal Entry Details: <i>Court advised the matter should be continued to have all Defts. present. Colloquy. Ms. Dustin advised Def't. Ferguson will be joining in with Def't. Holmes's motion. Mr. Lord requested Def't. Trevarthen's sentencing date be set after trial date is set. COURT ORDERED, matter CONTINUED; Petition for Writ of Habeas Corpus VACATED at this time. BOND 10/02/07 9:30 AM STATUS CHECK: TRIAL SETTING (FERGUSON &amp; MONROE) ;</i>
09/28/2007	<b>CANCELED Petition for Writ of Habeas Corpus</b> (1:30 PM) <i>Vacated</i>
09/28/2007	<b>CANCELED Petition for Writ of Habeas Corpus</b> (1:30 PM) <i>Vacated</i>
09/28/2007	<b>CANCELED Petition for Writ of Habeas Corpus</b> (1:30 PM) <i>Vacated</i>
10/02/2007	<b>Calendar Call</b> (9:30 AM) <i>CALENDAR CALL</i>
10/02/2007	<b>Calendar Call</b> (9:30 AM) <i>CALENDAR CALL</i>
10/02/2007	<b>Calendar Call</b> (9:30 AM) <i>CALENDAR CALL Heard By: Michelle Leavitt</i>
10/02/2007	<b>Motion to Continue</b> (9:30 AM) <i>DEFT'S MTN TO CONTINUE TRIAL/45 Heard By: Michelle Leavitt</i>

# CASE SUMMARY

CASE NO. 06C228752-1

10/02/2007	<p><b>Status Check (9:30 AM)</b>  <i>STATUS CHECK: TRIAL SETTING Heard By: Michelle Leavitt</i></p>
10/02/2007	<p><b>Status Check (9:30 AM)</b>  <i>STATUS CHECK: TRIAL SETTING Heard By: Michelle Leavitt</i></p>
10/02/2007	<p><b>All Pending Motions (9:30 AM)</b>  <i>ALL PENDING MOTIONS 10/02/07 Court Clerk: April Watkins Relief Clerk: Lorraine Williams/lmw Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  Matter Heard; ALL PENDING MOTIONS 10/02/07 Court Clerk: April Watkins Relief Clerk: Lorraine Williams/lmw Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt  Journal Entry Details:  <i>DEFT HOLMES' MOTION TO CONTINUE TRIAL...STATUS CHECK: TRIAL SETTING (MONROE &amp; FERGASON)...CALENDAR CALL (MONROE, FERGASON, HOLMES) All counsel advise they have agreed to continue trial. Ms. DiGiacomo advised counsel has selected March 18, 2008, as new trial date, but noted status check for Deft. Trevarthen will need to be moved until after trial because she is testifying. Court asked counsel if a special setting would be required for writs. Conference at the Bench. COURT ORDERED, trial date VACATED and RE-SET; status check CONTINUED; Writs of Habeas Corpus SET. 11/08/07 11:00 AM WRITS OF HABEAS CORPUS (MONROE, FERGASON, HOLMES) 03/11/08 9:30 AM CALENDAR CALL (MONROE, FERGASON, HOLMES) 03/18/08 1:30 PM JURY TRIAL (MONROE, FERGASON, HOLMES) 04/24/08 9:30 AM STATUS CHECK: SENTENCING (TREVARTHEN) ;</i></p>
10/09/2007	<p><b>CANCELED Jury Trial (1:30 PM)</b>  <i>Vacated</i></p>
10/09/2007	<p><b>CANCELED Jury Trial (1:30 PM)</b>  <i>Vacated</i></p>
10/09/2007	<p><b>CANCELED Jury Trial (1:30 PM)</b>  <i>Vacated</i></p>
11/08/2007	<p><b>Status Check (9:30 AM)</b>  <i>STATUS CHECK: SENTENCING Heard By: Michelle Leavitt</i></p>
11/08/2007	<p><b>Petition for Writ of Habeas Corpus (11:00 AM)</b>  <i>PTN FOR WRIT OF HABEAS CORPUS Relief Clerk: Tia Everett/te Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt</i>  Denied; PTN FOR WRIT OF HABEAS CORPUS Relief Clerk: Tia Everett/te Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt  Journal Entry Details:  <i>Mr. Sullivan requested Defendant Holmes presence be waived as he has gainful employment. COURT SO ORDERED. Ms. Dustin, Mr. Hart, and Mr. Sullivan argued the only witness who can substantiate any of the claims is Tonya Trevarthen who is also a co-defendant in this case. Additionally, counsel argued there was insufficient evidence presented to the Grand Jury as there were taped phone conversations presented to the Grand Jury; however, only excerpts were played and not the entire tape; therefore counts 1 and 2, 5 through 14, 16 through 23, 25 and 27 should be dismissed as they are not properly supported. Mr. DiGiacomo opposed by arguing you can not question how a jury deliberates as they were presented the evidence and all exhibits were admitted and sent back with the jury at the time of deliberation to allow them the opportunity to relisten to any of the phone conversations they chose to. COURT FURTHER ORDERED, Petitions DENIED and Trial Date STANDS. Colloquy regarding trial date. FURTHER ORDERED, matter set for status check. CUSTODY (MONROE)...CUSTODY (FERGASON)...BOND (HOLMES) 1/17/08 9:30 AM STATUS CHECK: STATUS OF TRIAL ;</i></p>
01/23/2008	<p><b>Minute Order (9:00 AM)</b>  <i>MINUTE ORDER RE: (RECUSAL) Court Clerk: April Watkins Heard By: Michelle Leavitt</i>  Matter Heard; MINUTE ORDER RE: (RECUSAL) Court Clerk: April Watkins Heard By: Michelle Leavitt  Journal Entry Details:    <i>The court hereby recuses from the above-entitled case due to the appearance of impropriety. This court has been named as a victim in Justice Court case No.: 08F01002X. Per the Chief</i></p>

# CASE SUMMARY

CASE NO. 06C228752-1

	<p><i>Judge, Kathy Hardcastle, this case is hereby reassigned to department 4 for further proceedings consistent with this minute order. Any dates previously set by this court are VACATED. ;</i></p>
01/24/2008	<p><b>Minute Order (9:00 AM)</b>  <i>MINUTE ORDER RE: REASSIGNMENT TO DEPT. VII Court Clerk: Denise Trujillo Heard By: Kathy Hardcastle</i>  Matter Heard; MINUTE ORDER RE: REASSIGNMENT TO DEPT. VII Court Clerk: Denise Trujillo Heard By: Kathy Hardcastle  Journal Entry Details:  <i>Due to previous Court's recusal, and Per Order of the Chief Judge, due to the appearance of impropriety, this case is hereby TRANSFERRED to Dept. 7 for further proceedings. CLERK'S NOTE: A copy of this minute order to be placed in the attorney folder(s) of Marty Hart, Jonathan Lord, Cynthia Dustin and Sean Sullivan. ;</i></p>
01/30/2008	<p><b>Status Check (8:30 AM)</b>  <i>STATUS CHECK: VERIFY TRIAL DATES</i></p>
01/30/2008	<p><b>Status Check (8:30 AM)</b>  <i>STATUS CHECK: VERIFY TRIAL DATES</i></p>
01/30/2008	<p><b>Status Check (8:30 AM)</b>  <i>STATUS CHECK: VERIFY TRIAL DATES</i></p>
01/30/2008	<p><b>All Pending Motions (8:30 AM)</b>  <i>ALL PENDING MOTIONS 1/30/08 Relief Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>  Matter Heard; ALL PENDING MOTIONS 1/30/08 Relief Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Heard By: Stewart Bell  Journal Entry Details:  <i>STATUS CHECK: VERIFY TRIAL DATES (MONROE)...STATUS CHECK: VERIFY TRIAL DATES (FERGASON)...STATUS CHECK: VERIFY TRIAL DATES (HOLMES) Court advised this case was reassigned to this Department because another Judge recused. Court further advised Ms. Dustin informed the current trial date does not work for her. Colloquy between Court and counsel regarding possible trial dates. Mr. Sullivan requested matter be continued one (1) week to allow him time to review the State's file which may give him a better insight as to when the trial should be set. COURT ORDERED, matter CONTINUED. Mr. Sullivan requested Defendant Holmes' presence be waived on the continuance date for employment reasons and, COURT SO ORDERED. CUSTODY (COC)(MONROE &amp; FERGASON) BOND (HOLMES 2/5/08 8:30 AM ALL PENDING MOTIONS ;</i></p>
02/05/2008	<p><b>Status Check (8:30 AM)</b>  <i>STATUS CHECK: VERIFY TRIAL DATES</i></p>
02/05/2008	<p><b>Status Check (8:30 AM)</b>  <i>STATUS CHECK: VERIFY TRIAL DATES</i></p>
02/05/2008	<p><b>Status Check (8:30 AM)</b>  <i>STATUS CHECK: VERIFY TRIAL DATES</i></p>
02/05/2008	<p><b>All Pending Motions (8:30 AM)</b>  <i>ALL PENDING MOTIONS 2-5-08 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>  Matter Heard; ALL PENDING MOTIONS 2-5-08 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell  Journal Entry Details:  <i>Def. Holmes' presence WAIVED. Colloquy regarding the trial date. COURT ORDERED, trial date VACATED AND RESET to May 12. CUSTODY (COC - MONROE &amp; FERGASON)...BOND (HOLMES) 5-1-08 8:30 AM CALENDAR CALL 5-12-08 9:30 AM JURY TRIAL ;</i></p>
03/11/2008	<p><b>CANCELED Calendar Call (9:30 AM)</b>  <i>Vacated</i></p>



**CASE SUMMARY****CASE No. 06C228752-1**

03/11/2008	<b>CANCELED Calendar Call (9:30 AM)</b> <i>Vacated</i>
03/11/2008	<b>CANCELED Calendar Call (9:30 AM)</b> <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call (8:30 AM)</b> <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call (8:30 AM)</b> <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call (8:30 AM)</b> <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call (9:30 AM)</b> <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call (9:30 AM)</b> <i>Vacated</i>
03/13/2008	<b>CANCELED Calendar Call (9:30 AM)</b> <i>Vacated</i>
03/18/2008	<b>CANCELED Jury Trial (1:30 PM)</b> <i>Vacated</i>
03/18/2008	<b>CANCELED Jury Trial (1:30 PM)</b> <i>Vacated</i>
03/18/2008	<b>CANCELED Jury Trial (1:30 PM)</b> <i>Vacated</i>
03/25/2008	<b>CANCELED Jury Trial (10:30 AM)</b> <i>Vacated</i>
03/25/2008	<b>CANCELED Jury Trial (10:30 AM)</b> <i>Vacated</i>
03/25/2008	<b>CANCELED Jury Trial (10:30 AM)</b> <i>Vacated</i>
03/25/2008	<b>CANCELED Jury Trial (10:30 AM)</b> <i>Vacated</i>
03/25/2008	<b>CANCELED Jury Trial (10:30 AM)</b> <i>Vacated</i>
03/25/2008	<b>CANCELED Jury Trial (10:30 AM)</b> <i>Vacated</i>
04/24/2008	<b>Status Check (8:30 AM)</b> <i>STATUS CHECK: SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent</i> <i>Heard By: Stewart Bell</i> Matter Heard; STATUS CHECK: SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell Journal Entry Details: <i>Conference at the bench. COURT ORDERED, matter CONTINUED for status check. NIC 7-</i> <i>16-08 8:30 AM STATUS CHECK: SENTENCING ;</i>

# CASE SUMMARY

CASE NO. 06C228752-1

05/01/2008	<b>Calendar Call (8:30 AM)</b> <i>CALENDAR CALL</i>
05/01/2008	<b>Calendar Call (8:30 AM)</b> <i>CALENDAR CALL</i>
05/01/2008	<b>Calendar Call (8:30 AM)</b> <i>CALENDAR CALL</i>
05/01/2008	<b>Motion to Sever (8:30 AM)</b> Events: 04/24/2008 Motion to Sever <i>DEFT'S MTN TO SEVER /83 Heard By: Stewart Bell</i>
05/01/2008	<b>Motion to Sever (8:30 AM)</b> Events: 04/25/2008 Motion to Sever <i>DEFT'S MTN TO SEVER /84 Heard By: Stewart Bell</i>
05/01/2008	<b>Motion to Amend (8:30 AM)</b> Events: 04/29/2008 Motion to Amend <i>STATE'S MTN TO AMEND INDICTMENT /86</i>
05/01/2008	<b>Motion to Amend (8:30 AM)</b> <i>STATE'S MTN TO AMEND INDICTMENT</i>
05/01/2008	<b>Motion to Amend (8:30 AM)</b> <i>STATE'S MTN TO AMEND INDICTMENT</i>
05/01/2008	<b>All Pending Motions (8:30 AM)</b> <i>ALL PENDING MOTIONS 5-1-08 Court Clerk: Tina Hurd Relief Clerk: Sharon Coffman/sc..Dana Cooper Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i> Matter Heard; ALL PENDING MOTIONS 5-1-08 Court Clerk: Tina Hurd Relief Clerk: Sharon Coffman/sc..Dana Cooper Reporter/Recorder: Renee Vincent Heard By: Stewart Bell Journal Entry Details: <i>STATE'S MOTION TO AMEND INDICTMENT (ALL)...DEFENDANT HOLMES' MOTION TO SEVER...DEFENDANT FERGASON'S MOTION TO SEVER COURT ORDERED, State's Motion to Amend Indictment is GRANTED. Amended Indictment FILED IN OPEN COURT. Ms. Dustin advised her client is joining in all the motions. COURT ORDERED, Motion to Disqualify the District Attorney is DENIED. COURT FURTHER ORDERED, Defendant Holmes' Motion to Sever is DENIED; Defendant Ferguson's Motion to Sever is GRANTED. Conference at the Bench regarding motions to be filed. Judge noted he will be away and is unable to hear them. Argument by Ms. Dustin as to the Amended Indictment. Court noted there are the same number of counts and the same number of charges; only property was added. Argument by Mr. Sullivan as to the large amount of discovery and the short time he has to review it. Ms. DiGiacomo advised it consists of multiple copies and is all financial. Court noted there should be enough time for review before trial. Colloquy as to witnesses (80 - 100) and scheduling. COURT ORDERED, TRIAL DATE STANDS; FURTHER ORDERED, the Ferguson trial shall immediately follow this one. Further discussion as to Motions to be filed. Court noted these will be heard the morning of trial. CUSTODY (COC) (MONROE &amp; FERGASON) BOND (HOLMES) 5/12/08 9:30 A.M. TRIAL BY JURY (MONROE &amp; HOLMES) 5/20/08 9:30 A.M. TRIAL BY JURY (FERGASON) ;</i>
05/12/2008	<b>Motion to Suppress (8:30 AM)</b> Events: 05/03/2008 Motion to Suppress <i>DEFT'S MTN TO SUPPRESS TELEPHONE RECORDINGS/93 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Disqualify Attorney (8:30 AM)</b> Events: 05/03/2008 Motion <i>DEFT'S MTN TO DISQUALIFY DA'S OFFICE &amp; SANDRA DIGIACOMO AS PROSECUTOR /94 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine (8:30 AM)</b> Events: 05/03/2008 Motion in Limine <i>DEFT'S MTN IN LIMINE RE: ROP DETECTIVES/95 Heard By: Stewart Bell</i>

# CASE SUMMARY

CASE NO. 06C228752-1

05/12/2008	<b>Motion to Suppress (8:30 AM)</b> Events: 05/03/2008 Notice of Motion <i>DEFT'S MTN TO SUPPRESS EVIDENCE OBTAINED PURSUANT TO SEARCH WARRANTS/96</i>
05/12/2008	<b>Motion to Suppress (8:30 AM)</b> Events: 05/06/2008 Motion to Suppress <i>DEFTS MTN TO SUPPRESS /97 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Dismiss (8:30 AM)</b> Events: 05/06/2008 Motion to Dismiss <i>DEFTS MTN TO DISMISS POSSESSION OF STOLEN PROPERTY/98 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Suppress (8:30 AM)</b> Events: 05/07/2008 Motion to Suppress <i>DEFT'S MTN TO SUPPRESS /102 Heard By: Stewart Bell</i>
05/12/2008	<b>Joinder (8:30 AM)</b> Events: 05/07/2008 Joinder To Motion <i>DEFT'S JOINDER IN MTNS IN LIMINE/103 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Strike (8:30 AM)</b> Events: 05/07/2008 Motion to Strike <i>DEFT'S MTN TO STRIKE LANGUAGE IN COUNT 1 &amp; COUNT 13 /104 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine (8:30 AM)</b> Events: 05/07/2008 Motion in Limine <i>DEFT'S MTN IN LIMINE TO BAR ADMISSION OF EXPERT TESTIMONY /105 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine (8:30 AM)</b> Events: 05/07/2008 Motion in Limine <i>DEFT'S MTN IN LIMINE TO BAR ADMISSION OF EVID /106 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion to Dismiss (8:30 AM)</b> Events: 05/08/2008 Motion to Dismiss <i>DEFT'S MTN TO DISMISS /107 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine (8:30 AM)</b> Events: 05/08/2008 Motion in Limine <i>DEFT'S MTN IN LIMINE TO EXCLUDE ANY TESTIMONY RE PRIOR ARRESTS/108 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion in Limine (8:30 AM)</b> Events: 05/08/2008 Motion in Limine <i>DEFT'S MTN IN LIMINE TO BAR THE ADMISSION OF RECORDED TELEPHONE CALLS/109 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion (8:30 AM)</b> Events: 05/08/2008 Motion <i>DEFT'S MTN TO JOIN CO DEFT DAIMON MONROE'S MOTIONS/110 Heard By: Stewart Bell</i>
05/12/2008	<b>Motion (8:30 AM)</b> Events: 05/08/2008 Motion <i>DEFT'S MTN TO JOIN CO DEFT BRYAN FERGASON'S MOTIONS/111 Heard By: Stewart Bell</i>

# CASE SUMMARY

CASE NO. 06C228752-1

05/12/2008

## Motion to Suppress (8:30 AM)

Events: 05/08/2008 Motion to Suppress

DEFT'S MTN TO SUPPRESS /112 Heard By: Stewart Bell

05/12/2008

## All Pending Motions (8:30 AM)

ALL PENDING MOTIONS 5-12-08 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell

Bench Warrant Issued; ALL PENDING MOTIONS 5-12-08 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell

Journal Entry Details:

9:50 A.M.--Deft. Holmes not present. Court advised he will hear the motions and, if Deft. Holmes is not present when jury selection starts, he will issue a bench warrant. DEFT. MONROE'S JOINDER TO MOTIONS...DEFT. HOLMES' MOTION TO JOIN CO-DEFT. DAIMON MONROE'S MOTIONS...DEFT. HOLMES' MOTION TO JOIN CO-DEFT. BRYAN FERGASON'S MOTIONS...Ms. Dustin joined in Mr. Hart's motions. COURT ORDERED, the joinders are GRANTED and any rulings on the motions will be as to all Defts. DEFT. MONROE'S MOTION IN LIMINE RE: ROP DETECTIVES...Court stated he does not see there is much prejudice on this. On the other hand, he does not see any relevance to the flyers and does not see it is necessarily inferable they have prior convictions. Mr. Hart argued it is more than a slight inference of a history. Ms. Dustin argued Deft. Ferguson never got out of custody so they could not have been following him. Further arguments by counsel. COURT ORDERED, motion to exclude reference to repeat offenders is DENIED; the evidence regarding the flyers is marginally relevant, however, the prejudicial effect outweighs the probative value and the flyers are EXCLUDED. DEFT. MONROE'S MOTION TO DISQUALIFY DISTRICT ATTORNEY'S OFFICE AND SANDRA DiGIACOMO AS PROSECUTOR...COURT ORDERED, motion DENIED as there is no impropriety. DEFT. MONROE'S MOTION TO SUPPRESS TELEPHONE RECORDINGS...Court advised he needs to see the transcripts of these phone calls and advised Bruton trumps conspiracy. They would be admissible against the person on the phone but specific content is not admissible regarding past crimes without a Petrocelli Hearing and regarding a third person that is not on the phone. As to the case in Department 5, Court advised the Jury is not going to know they were convicted there. Arguments by counsel. Court advised the arrest and the burglary are part and parcel of the conspiracy and is material and relevant and that led to the search warrant. DEFT. MONROE'S MOTION TO SUPPRESS EVIDENCE OBTAINED PURSUANT TO SEARCH WARRANTS...Mr. Hart argued it was a very general warrant. Court advised, given the information the police had and observations they made, he believes the search warrant was reasonably specific and does NOT find it was over broad. COURT ORDERED, motion DENIED. DEFT. MONROE'S MOTION TO SUPPRESS...DEFT. FERGASON'S MOTION TO SUPPRESS... Ms. Dustin argued unreasonable detention. COURT ORDERED, motions DENIED. Court stated he believes it is pretty clear that foul play was afoot and it started with a Terry stop and moved to probable cause. DEFT. FERGASON'S MOTION TO STRIKE LANGUAGE IN COUNT 1 & COUNT 13 OF AMENDED INDICTMENT...Court stated he believes Ms. Dustin is not correct as to Count 1 but is correct as to Count 13. There is no way to know what items the Jury would be convinced of in Count 13. Ms. Dustin argued the Onu Crystal Palace language added to Count 1 is substantive and was not brought in before the Grand Jury. Ms. DiGiacomo argued it is a different standard before the Grand Jury and was basic information. COURT ORDERED, as to Count 1, motion DENIED, however, that language is STRICKEN from Count 13; State to amend the Indictment to strike the new language that was added. DEFT. FERGASON'S MOTION IN LIMINE TO BAR ADMISSION OF EXPERT TESTIMONY OR EVIDENCE OF VALUE FOR THE PROPERTY AT ISSUE...COURT ORDERED, motion GRANTED as to the expert. Court advised the people can clearly value their own property and ORDERED, motion to preclude the owners from testifying as to the value of their own property is DENIED. DEFT. FERGASON'S MOTION IN LIMINE TO BAR ADMISSION OF EVIDENCE THAT THE DEFT. COMMITTED BURGLARY IN THE INSTANT CASE...Arguments by counsel regarding any burglaries before that time period. COURT ORDERED, motion GRANTED. DEFT. FERGASON'S MOTION FOR PRODUCTION OF DISCOVERY (set for May 19)...Ms. Dustin advised this issue resolved yesterday. COURT ORDERED, motion WITHDRAWN and hearing date VACATED. DEFT. FERGASON'S MOTION IN LIMINE TO EXCLUDE/PRECLUDE EVIDENCE OF CO-DEFT'S RESIDENCE (set for May 19)...COURT ORDERED, motion DENIED. Court advised, if the State convinces the Jury of a conspiracy, the act of one is the act of all. DEFT'S FERGASON'S MOTION TO DISMISS POSSESSION OF STOLEN PROPERTY CHARGES ...DEFT. HOLMES' MOTION TO DISMISS CONSPIRACY TO COMMIT BURGLARY AND/OR POSSESSION OF STOLEN PROPERTY CHARGES...Court advised there really is not a motion to dismiss in this jurisdiction, it is really a Writ of Habeas Corpus and is procedurally barred. Ms. Dustin stated she believes some of the Possession of Stolen Property charges are stale by the statute of

**CASE SUMMARY****CASE No. 06C228752-1**

limitations. Court advised possession is the date it is recovered by the police. Arguments by counsel. Court FINDS the motions are procedurally barred and FINDS a Jury could convict or acquit. COURT ORDERED, motions DENIED. DEFT. FERGASON'S MOTION TO BAR RECORDED PHONE CALLS (set for May 19)... DEFT. HOLMES' MOTION IN LIMINE TO BAR THE ADMISSION OF RECORDED TELEPHONE CALLS...COURT ORDERED, the calls may come in if they are in furtherance of a conspiracy. Ms. Dustin argued the conspiracy ended when Deft. Ferguson was taken into custody. Court advised it may or may not have been over, however, the conspiracy could still be going on today. COURT ORDERED, Deft. Ferguson's motion DENIED for both substantive and procedural reasons. COURT FURTHER ORDERED, Deft. Holmes' motion DENIED for the same reasons. DEFT. HOLMES' MOTION IN LIMINE TO EXCLUDE ANY TESTIMONY REGARDING DEFT. HOLMES' PRIOR ARRESTS AND/OR CRIMINAL HISTORY AS WELL AS ANY CIRCUMSTANCES SURROUNDING THOSE EVENTS...COURT ORDERED, motion GRANTED, however, they may come in if Deft. Holmes testifies; non-Felonies and arrests that did not amount to a conviction may NOT come in. DEFT. HOLMES' MOTION TO SUPPRESS...COURT ORDERED, motion DENIED. Court advised he sees no problems with these, assuming the Jury believes the officers. 10:36 A.M.--Deft. Holmes still not present. Mr. Sullivan advised Deft's wife indicated they had a fight and he took off. Court stated he believes Deft. Holmes took off but not for that reason. COURT ORDERED, BENCH WARRANT WILL ISSUE, NO BAIL, for Deft. Holmes. Court advised, if Deft. Holmes is picked up in the next week, he will be tried with Deft. Ferguson. Mr. Sullivan may file a motion to withdraw. Mr. Sullivan advised he spoke with Deft. Holmes last night and advised Deft. has been compliant with his appearances up to now. Court advised Deft. Holmes has generally not been here at the prior hearings and Mr. Sullivan has represented he had good contact. Hearing concluded. CUSTODY (COC - MONROE & FERGASON)...B.W. (BOND - HOLMES) ;

05/12/2008 **CANCELED Jury Trial (9:30 AM)**  
Vacated

05/12/2008 **CANCELED Jury Trial (9:30 AM)**  
Vacated

05/12/2008 **CANCELED Jury Trial (9:30 AM)**  
Vacated

05/12/2008 **CANCELED Jury Trial (9:30 AM)**  
Vacated

05/12/2008 **CANCELED Jury Trial (9:30 AM)**  
Vacated

05/12/2008 **Jury Trial (9:30 AM)**  
TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

**MINUTES**

Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

**Journal Entry Details:**

11:02 A.M.--Colloquy regarding Deft's last name. Court advised he will have to mention both Monroe and Hoyt due to the publicity generated by the other case. Counsel acknowledged.

11:07 a.m.--Jury venire present. Introductions by Court and counsel. Clerk called roll of the venire; voir dire oath administered. Jury selection commenced. 12:24 p.m.--Fourteen (14) jurors selected. Jury was NOT sworn. Court thanked and excused the remaining venire. Court advised the Jury of scheduling and procedure. Court advised the Jury will be given the oath of service tomorrow morning before trial gets started. 12:33 p.m.--Jury admonished and excused for the day due to other matters that need to be resolved to make the trial run smoother, to return at 9:30 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding what needs to be done regarding exhibits as there are approximately 1000. 12:36 p.m.--Court adjourned. CUSTODY (COC) ;

05/13/2008 **Jury Trial (9:30 AM)**  
TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee

# CASE SUMMARY

CASE NO. 06C228752-1

Vincent Heard By: Bell, Stewart L.

Journal Entry Details:

9:41 A.M.--*OUTSIDE THE PRESENCE OF THE JURY*, Second Amended Indictment FILED IN OPEN COURT. Mr. Hart advised the State has downloaded information from Deft. Monroe's computer that has schematics and such. Court advised the State cannot argue other burglaries but can put in the schematics to show intent. Court advised the Indictment is lengthy and, instead of having the Clerk read it, he will provide the jurors with copies of the Indictment. Court stated he believes that will limit confusion as to the counts as well. Ms. DiGiacomo advised witness Brent Ingle is undergoing radiation treatment for cancer and cannot come to court. As he is unavailable for trial, Ms. DiGiacomo moved to use his prior testimony. Mr. Hart stated he would prefer to have the witness live, however, he understands the circumstances. COURT ORDERED, a reader will be used to read in the prior testimony. 9:44 A.M.--Jury present. Oath of service administered to the Jury. Court read the opening charge to the Jury. Opening statements by Ms. DiGiacomo and Mr. Hart. Testimony and exhibits presented. (See worksheets.) 12:01 p.m.--Jury admonished and excused for lunch, to return at 1:10 p.m. this afternoon. *OUTSIDE THE PRESENCE OF THE JURY*, Mr. Hart objected to the officer identifying his client by the orange socks which indicate he is in jail. Mr. Hart moved for a mistrial. Court stated he does not believe any of these jurors were ever in trouble and the orange socks mean nothing to them. COURT ORDERED, mistrial DENIED. 12:03 p.m.--Court adjourned for lunch. 1:15 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented. 4:30 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning. *OUTSIDE THE PRESENCE OF THE JURY*, Court ADMONISHED Deft. Monroe regarding his right to not be compelled to testify. Colloquy regarding obtaining toothpaste and shampoo for Deft. 4:37 p.m.--Court adjourned. CUSTODY (COC) ;

05/14/2008

## Jury Trial (9:45 AM)

TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Journal Entry Details:

9:56 A.M.--*OUTSIDE THE PRESENCE OF THE JURY*, upon inquiry by Ms. DiGiacomo, COURT ORDERED, the State may explain what ROP stands for (Repeat Offenders Program). Court further advised he is going to instruct the Jury on the value issue. 9:57 a.m.--Jury present. Court instructed the Jury regarding value. Further testimony and exhibits presented. (See worksheets.) 11:50 a.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon. *OUTSIDE THE PRESENCE OF THE JURY*, colloquy regarding jury instructions and victim-witnesses. Court adjourned for lunch. 12:58 P.M.--*OUTSIDE THE PRESENCE OF THE JURY*, Mr. Hart reserved his right to argue his objection regarding the stop and related issues. Court acknowledged. Further testimony and exhibits presented. 3:58 p.m.--There being no further witnesses available, Court admonished the Jury and excused them for the evening, to return at 9:45 a.m. tomorrow morning. *OUTSIDE THE PRESENCE OF THE JURY*, Mr. Hart renewed his motion to suppress and argued one of the officers' testimony has morphed over time. Mr. Hart argued there was no basis for the car stop as there was no indicia of entry into Just For Kids Dentistry. Ms. DiGiacomo advised this motion has been brought before Judge Wall twice and been denied. Further arguments by counsel. Court advised officers can make a Terry stop if they think something is afoot. Court further advised the Terry stop turned into probable cause in about 5 minutes and officers certainly had a Terry basis for pulling the car over. COURT ORDERED, the defense motion DENIED. Colloquy regarding the jail calls. COURT ORDERED, any reference to Deft. Monroe's prior record and any conversation where Deft. is not present will not come in. Court adjourned for the evening. CUSTODY (COC) ;

05/15/2008

## Jury Trial (9:15 AM)

TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Journal Entry Details:

10:22 A.M.--Deft. not present. Jury present. Court advised Mr. Hart is ill and the trial cannot go forward without him, however, counsel have indicated they will pare down the rest of the case and keep the trial on schedule. 10:24 a.m.--Court admonished the Jury and excused them for the day, to return at 9:15 a.m. tomorrow morning. 10:25 A.M.--Deft. Monroe present. Court advised Mr. Hart is ill and they will be picking up the trial tomorrow. Court advised Juror #6-Mr. Arnold has indicated to the bailiff he recognized a witness yesterday that he



# CASE SUMMARY

CASE NO. 06C228752-1

worked with 15-18 years ago and has indicated it will not affect him, he just felt it was his duty to inform the Court. Ms. DiGiacomo advised no witnesses indicated they recognized a juror. 10:30 a.m.--Court adjourned for the day. CUSTODY (COC) ;

05/16/2008

## Jury Trial (9:30 AM)

TRIAL BY JURY Court Clerk: Tina Hurd Relief Clerk: Carole D'Aloia (1:05 PM - 5:10 PM) Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Relief Clerk: Carole D'Aloia (1:05 PM - 5:10 PM) Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Journal Entry Details:

9:11 A.M.--OUTSIDE THE PRESENCE OF THE JURY, Court stated he understands there has been an agreement regarding the jail calls. Mr. Hart concurred, however, one call he is concerned with is a call regarding 10 "G's" for someone to take a swim and not testify. Ms. Small advised that is regarding the victim Mr. Hung and it is apparent that is who they are talking about. Mr. Hart advised there is another call regarding the media. Ms. DiGiacomo advised the call was regarding what was said on the news and that they stated it was \$2 million worth of stolen property. The call also references Bobby Holmes taking care of one of the storage units. Mr. Hart objected as there is an issue of fact. COURT ORDERED, objection OVERRULED. 9:14 a.m.--Jury present. Further testimony and exhibits presented. (See worksheets.) 12:03 p.m.--Jury admonished and excused for lunch, to return at 1:05 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart argued they keep hearing "Repeat Offender Program" and argued further he does not know why there has to be any mention of the SWAT team coming in to serve the search warrants. Court advised this is how they do business and ORDERED, objection OVERRULED. Colloquy regarding witnesses and scheduling. Mr. Hart argued regarding the stuff the State intends to bring in off of the computers and argued there are no burglaries charged and this backdoors in the other bad acts. Court advised, if there is an issue of stolen property and there is not an issue that Deft. Monroe knew or should have known it was stolen, he will sustain the objection and not let it in. Mr. Hart advised he cannot stipulate to that. COURT ORDERED, objection OVERRULED. 12:07 p.m.--Court adjourned for lunch 1:05 PM Jury Trial Continues (Carole D'Aloia, Relief Clerk) Witness testimony and exhibits admitted continue (see worksheet). At the hour of 5:10 PM, Court admonished the jury for the weekend, instructed them to return Monday at 9:30 AM and, ORDERED, matter CONTINUED. CUSTODY (COC) ;

05/19/2008

## CANCELED Motion (8:30 AM)

Events: 05/07/2008 Motion to Produce  
Vacated

05/19/2008

## CANCELED Motion in Limine (8:30 AM)

Events: 05/07/2008 Motion in Limine  
Vacated

05/19/2008

## CANCELED Motion in Limine (8:30 AM)

Events: 05/07/2008 Motion in Limine  
Vacated

05/19/2008

## Jury Trial (9:30 AM)

TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Journal Entry Details:

9:44 A.M.--Jury present. Further testimony and exhibits presented. (See worksheets.) 11:46 a.m.--Court stated he understands the State has one long witness, one short witness and two that need to be recalled that will not be here until after lunch. Jury admonished and excused for lunch, to return at 12:45 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Ms. DiGiacomo moved to amend the Indictment to correct a typo in Count 1. COURT ORDERED, GRANTED. Jury Instructions settled on the record. 12:01 p.m.--Court adjourned for lunch. 1:00 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented. 2:48 p.m.--OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart stated he believes the comment regarding posting bail previously brings in prior bad acts. Court advised it could be for anything or even for someone else and he believes it is innocuous. Mr. Hart stated he believes the next call is whether Deft. Monroe could do it and that it was not as much fun without Ferguson. Ms. DiGiacomo advised the conspiracy is ongoing at this point and it is in furtherance of the conspiracy. COURT ORDERED, objection OVERRULED. 3:00 p.m.--

# CASE SUMMARY

CASE No. 06C228752-1

*Jury present. Further testimony and exhibits presented. 5:14 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning. CUSTODY (COC) ;*

05/20/2008

**CANCELED Jury Trial (9:30 AM)**  
*Vacated*

05/20/2008

**Jury Trial (9:30 AM)**  
*TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell*  
*Matter Heard; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell*  
*Journal Entry Details:*  
*9:38 A.M.--Court reconvened with all present as before. Court advised the Jury of the day's schedule. Further testimony and exhibits presented. (See worksheets.) State and defense rested. Court instructed the Jury. Closing arguments by counsel. Bailiff sworn to take charge of the Jury. Clerk selected two alternates by random drawing: Alternate #1 - Juror #3-Natalia Salman and Alternate #2 - Juror #6-Thurman Arnold. 11:53 a.m.--Jury retired to deliberate. 1:49 P.M.--Court reconvened with all present as before. Jury returned with VERDICTS as follow: GUILTY of COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM); GUILTY of COUNTS 2-4, 7-11, 13-17, 22-24, 26 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (F); GUILTY of COUNTS 5-6, 12, 18-21, 25, 27 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$250.00 (F). Jury polled at request of Mr. Hart; 12 affirmed. Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY, COURT ORDERED, matter set for sentencing; Deft. Monroe to REMAIN IN CUSTODY WITHOUT BAIL pending sentencing. CUSTODY (COC) 8-26-08 8:30 AM SENTENCING ;*

05/21/2008

**Jury Trial (9:30 AM)**  
*TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.*

## MINUTES

*Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.*  
*Journal Entry Details:*  
*9:20 A.M.--OUTSIDE THE PRESENCE OF THE JURY VENIRE, colloquy regarding exhibits. Third Amended Indictment FILED IN OPEN COURT. Court advised a copy of the Third Amended Indictment will be provided to the jurors to avoid confusion. 9:43 a.m.--Jury venire present. Introductions by Court and counsel. Clerk called roll of the venire; voir dire oath administered. Jury selection commenced. 11:21 a.m.--Fourteen (14) jurors selected and sworn. Court thanked and excused the remaining venire. Court read the opening charge to the Jury. Opening statements by counsel. 11:50 a.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Ms. Dustin advised she has lodged an objection to the State offering the transcript of Burt Engle's testimony. It is from a Department 20 case and she did not represent Deft. Ferguson in that case. Ms. Dustin stated she believes the State has a wealth of evidence without it. Court advised, in the co-Deft's trial, the State made the Court aware Mr. Engle has cancer and is under treatment that does not allow him to come to the courthouse. Mr. Engle is unavailable and the rules state his prior testimony is admissible even when the Deft. was represented by a different attorney. COURT ORDERED, the transcript testimony of Burt Engle WILL BE ALLOWED. Colloquy regarding procedure for reading in the testimony. 11:54 a.m.--Court adjourned for lunch. 12:57 P.M.--OUTSIDE THE PRESENCE OF THE JURY, Court ADMONISHED Deft. Ferguson regarding his right to not be compelled to testify. Ms. Dustin advised the Anku Crystal Palace was originally charged in the Dept. 20 case and was subsequently dismissed and added to this case. Court inquired when jeopardy attached. Ms. Dustin stated she does not believe it is a jeopardy issue in this case. 1:05 p.m.--Jury present. Testimony and exhibits presented. (See worksheets.) 4:47 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning. CUSTODY (COC) ;*

05/22/2008

**Jury Trial (9:15 AM)**  
*TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.*

*Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee*

# CASE SUMMARY

CASE NO. 06C228752-1

Vincent Heard By: Bell, Stewart L.

Journal Entry Details:

9:32 A.M.--Court reconvened with all present as before. Further testimony and exhibits presented. (See worksheets.) 11:56 a.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon. 1:00 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented. 4:52 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:15 a.m. tomorrow morning. CUSTODY (COC) ;

05/23/2008

## Jury Trial (10:00 AM)

TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Journal Entry Details:

9:15 A.M.--Court reconvened with all present as before. Further Testimony and exhibits presented. (See worksheets.) 11:51 a.m.--Jury admonished and excused for lunch, to return at 12:50 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding NRS 205.275. 12:53 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented. 3:22 p.m.--There being no further witnesses available for the day, Court admonished the Jury and excused them for the weekend, to return on Tuesday morning at 10:00 a.m. OUTSIDE THE PRESENCE OF THE JURY, Court showed counsel two questions submitted by jurors which were not actually for witnesses. Said questions marked as Court's exhibits. 3:25 p.m.--Off the record. CUSTODY (COC) ;

05/27/2008

## Jury Trial (9:30 AM)

TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Journal Entry Details:

10:05 A.M.--Court reconvened with all present as before. Further testimony and exhibits presented. (See worksheets.) 12:03 p.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon. 12:57 P.M.--OUTSIDE THE PRESENCE OF THE JURY, arguments regarding Touch of Vegas. Bailiff advised Juror #12-Mr. Smith knows witness Amanda Terry. Colloquy between Court and Juror Smith. Upon Court's inquiry, Mr. Smith advised his objectivity would not be affected. 1:11 p.m.--Jury present. Further testimony and exhibits presented. 3:09 p.m.--OUTSIDE THE PRESENCE OF THE JURY, Ms. Dustin advised Ms. Trevarthan testified to conversations between Defts. Monroe and Holmes. Court advised counsel must object at the time and he will rule. Colloquy. 3:15 p.m.--Jury present. Further testimony by Ms. Trevarthan. Ms. Dustin requested a cautionary instruction regarding some of the testimony by this witness regarding other uncharged acts. Court gave a cautionary instruction to the Jury regarding Deft. Ferguson not being charged with Burglary and to consider the testimony only as it relates to whether Deft. knew these items were stolen. Further testimony and exhibits presented. 4:58 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, Juror #9-Anthony Indurante present. Court advised someone noticed Detective Churches acknowledged this juror outside and believes they took some Karate classes together. Upon Court's inquiry, Mr. Indurante advised he will not give the detective's testimony any more weight than anyone else. Juror excused for the evening. Colloquy regarding the remaining witnesses, scheduling and Jury Instructions. Colloquy regarding value and corresponding Jury Instructions. Ms. Dustin advised she objected at the bench regarding some of the testimony by Detective Nickell regarding this long process he did, going back into Anku Crystal Place and Just for Kids Dentistry and argued that, coupled with some testimony by Tonya Trevarthan, slides them into uncharged bad acts. Court stated he does not know how they could testify any other way. Ms. Dustin advised, as to the phone call between Engle and Monroe, Deft. Monroe says they had 2 or 3 pieces of Anku and "he" had to have them. He basically makes an admission including Deft. Ferguson. Ms. DiGiacomo argued they will speak about it again in other calls and Deft. Monroe says "we" and "he" but nothing specific. COURT ORDERED, the third phone call STRICKEN and will admonish the jurors to disregard. Court stated he does not believe this is a big issue. Colloquy regarding the phone calls. COURT ORDERED, counsel to review the phone calls and make sure there is nothing else that is Bruton inculpatory evidence. Court adjourned. CUSTODY (COC) ;

05/28/2008

## Jury Trial (10:00 AM)

TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell,

# CASE SUMMARY

CASE NO. 06C228752-1

Stewart L.

Matter Continued; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.

Journal Entry Details:

9:28 A.M.--*OUTSIDE THE PRESENCE OF THE JURY*, State's Bench Memorandum FILED IN OPEN COURT. Ms. DiGiacomo argued the phone call was not a Bruton issue under the reading of the Bruton case. It was not a confession to a police officer, it was a statement from one co-conspirator to another. It was a statement in furtherance of this conspiracy; it was not testimonial. Court stated he believes it could have been redacted but he is not going to play it again with it out as it would just highlight it and it is a meaningless piece of the puzzle. Ms. Dustin argued that, coupled with the testimony of Tonya Trevarthan, has sufficiently rung the bell and moved for a mistrial. Ms. Dustin argued it shifts the burden too much and she does not believe it can be fixed with an instruction. Court stated he does not believe it is that serious and he believes it could be fixed. Court advised the Jury will be admonished to disregard phone call #3. 9:34 a.m.--Jury present. Court ADMONISHED the Jury to disregard call #3 and advised the DVD has been redacted. COURT FURTHER ORDERED, State's exhibits 1189 and 1189A WITHDRAWN. Further testimony and exhibits presented. (See worksheets.) Ms. DiGiacomo advised counsel have stipulated, if Detective Julie Hall was recalled, that on October 12, Bobby Holmes was arrested for Possession of Stolen Property based on items removed from his home. 11:54 a.m.--Jury admonished and excused for lunch, to return at 1:15 p.m. this afternoon. *OUTSIDE THE PRESENCE OF THE JURY*, Jury Instructions settled on the record. 12:20 p.m.--Court adjourned for lunch. 1:15 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented. 3:32 p.m.--Court admonished the Jury and excused them for the evening, to return at 10:00 a.m. tomorrow morning. *OUTSIDE THE PRESENCE OF THE JURY*, colloquy regarding the verdict form and Jury Instruction #10. Court stated he believes Instruction #10 is correct but the verdict form needs to be corrected. Ms. Dustin requested the defense proposed instructions be marked and put in the record so the record is complete. Court instructed counsel to provide clean copies and the Clerk will make the whole package part of the record. 3:37 p.m.--Court adjourned. CUSTODY (COC) ;

05/29/2008

## Jury Trial (10:00 AM)

TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell

Matter Heard; TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell

Journal Entry Details:

10:05 A.M.--Court reconvened with all present as before. Closing arguments by counsel. Bailiff sworn to take charge of the Jury. Clerk selected the alternates by random drawing: Juror #2-Yvette Scurlock and Juror #3-James Buell. 11:54 a.m.--Jury retired to deliberate. *OUTSIDE THE PRESENCE OF THE JURY*, upon Court's inquiry, Deft. Ferguson agreed he approved the way Ms. Dustin approached and handled his case. Off the record. 2:04 P.M.--Court reconvened with all present as before. Jury returned with VERDICTS as follow: GUILTY of COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM). GUILTY of COUNTS 2, 5-6, 12, 18-21, 25 & 27 - POSSESSION OF STOLEN PROPERTY, VALUE \$250.00 OR MORE (F). GUILTY of COUNTS 4, 7-11, 13-17, 22-24 & 26 - POSSESSION OF STOLEN PROPERTY, VALUE \$2,500.00 OR MORE (F). Count 3 - NOT guilty. Jury was not polled. Court thanked and excused the Jury. *OUTSIDE THE PRESENCE OF THE JURY*, COURT ORDERED, matter set for sentencing; Deft. Ferguson to REMAIN IN CUSTODY WITHOUT BAIL pending sentencing. CUSTODY (COC-NDC) 8-26-08 8:30 AM SENTENCING ;

06/16/2008

## Motion to Withdraw as Counsel (8:30 AM)

Events: 06/03/2008 Motion to Withdraw As Counsel

SULLIVAN'S MTN TO WITHDRAW AS COUNSEL Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell

Granted; SULLIVAN'S MTN TO WITHDRAW AS COUNSEL Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell

Journal Entry Details:

COURT ORDERED, motion GRANTED. Order signed in open court. B.W. (BOND) ;

07/15/2008

## Motion to Quash Bench Warrant (8:30 AM)

Events: 07/11/2008 Motion to Quash Bench Warrant

DEFT'S MTN TO QUASH BENCH WARRANT/123 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell

# CASE SUMMARY

CASE No. 06C228752-1

	<p>Denied; DEFT'S MTN TO QUASH BENCH WARRANT/123 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</p> <p>Journal Entry Details:</p> <p><i>Mr. Kennedy CONFIRMED as counsel. Motion argued and submitted. COURT ORDERED, motion DENIED; DEFT. HOLMES REMANDED TO CUSTODY, TO BE HELD WITHOUT BAIL pending trial. Colloquy regarding a trial date. COURT ORDERED, matter set for trial on November 17 and will be first up. Court advised, if for some reason Mr. Kennedy cannot try the case, he must make the decision whether to withdraw by the end of this month. CUSTODY 11-13-08 8:30 AM CALENDAR CALL 11-17-08 9:30 AM JURY TRIAL ;</i></p>
07/16/2008	<p><b>Status Check (8:30 AM)</b></p> <p><i>STATUS CHECK: SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i></p> <p>Matter Heard; STATUS CHECK: SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</p> <p>Journal Entry Details:</p> <p><i>No appearance by Deft. Trevarthen or her counsel Jonathan Lord. Court stated he is not sure why he should not just go ahead and sentence this Deft. Colloquy. COURT ORDERED, matter CONTINUED for sentencing. NIC 8-13-08 8:30 AM SENTENCING ;</i></p>
08/07/2008	<p><b>Motion (8:30 AM)</b></p> <p>Events: 08/04/2008 Notice of Motion</p> <p><i>STATE'S MTN FOR RELEASE OF EVIDENCE TO VICTIMS AND/OR AUCTION BY LVMPD Relief Clerk: Carole D'Aloia Reporter/Recorder: Cheryl Carpenter Heard By: Stewart Bell</i></p> <p>Granted in Part; STATE'S MTN FOR RELEASE OF EVIDENCE TO VICTIMS AND/OR AUCTION BY LVMPD Relief Clerk: Carole D'Aloia Reporter/Recorder: Cheryl Carpenter Heard By: Stewart Bell</p> <p>Journal Entry Details:</p> <p><i>Following arguments by counsel, COURT ORDERED, motion GRANTED to the extent that property belonging to the named victims in the Indictment who testified as the trials of Defendants Monroe and Ferguson be released to said victims. Court advised it received notice from the Division of Parole and Probation (P&amp;P) indicating it needs additional time to complete the Presentence Investigation Reports for Defendants Monroe and Ferguson and, ORDERED, sentencing dates CONTINUED. CUSTODY (MONROE) NIC (TREVARTHEN) CUSTODY (COC-NDC)(FERGASON) CUSTODY (HOLMES ;</i></p>
08/13/2008	<p><b>Sentencing (8:30 AM)</b></p> <p><i>SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i></p> <p><b>MINUTES</b></p> <p>Matter Continued; SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</p> <p>Journal Entry Details:</p> <p><i>No appearance by Deft. Trevarthen or her counsel Jonathan Lord. Ms. Krusey advised counsel are requesting a continuance to September 22 as Mr. Lord cannot be here today and the other case is set for hearing that day. COURT ORDERED, matter CONTINUED to tomorrow to reset the sentencing and the Miller Hearing in case C237052. Law clerk will notify counsel in both cases. NIC ;</i></p>
08/14/2008	<p><b>Sentencing (8:30 AM)</b></p> <p><i>SENTENCING Relief Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</i></p> <p>Matter Continued; SENTENCING Relief Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Heard By: Bell, Stewart L.</p> <p>Journal Entry Details:</p> <p><i>Court noted the absence of the Defendant and Mr. Lord and, ORDERED, Defendant's presence WAIVED this date. Based on the re-setting of the Miller Hearing in case C235232, COURT ORDERED, sentencing CONTINUED to 9/26/08. NIC CLERK'S NOTE: A COPY OF THIS MINUTE ORDER PLACED IN THE ATTORNEY FILE OF JOHNATHAN J. LORD, ESQ. ON 8/15/08. cd ;</i></p>
08/21/2008	<p><b>Motion (8:30 AM)</b></p> <p>Events: 08/19/2008 Notice of Motion</p>

# CASE SUMMARY

CASE No. 06C228752-1

	<p><i>STATES MTN FOR RELEASE OF PROPERTY/128 Relief Clerk: Carole D'Aloia</i>  <i>Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>            Granted; <i>STATES MTN FOR RELEASE OF PROPERTY/128 Relief Clerk: Carole D'Aloia</i>  <i>Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>            Journal Entry Details:  <i>Mr. Kennedy advised he has no objection to the State's motion. Court noted the objections of Mr. Hart and Ms. Dustin and, ORDERED, motion GRANTED, Ms. DiGiacomo to prepare and submit appropriate Order. CUSTODY (MONROE AND HOLMES) NIC (TREVARTHEN) CUSTODY (COC-NDC)(FERGASON ;</i></p>
08/26/2008	<p><b>Sentencing (8:30 AM)</b>  <i>SENTENCING Heard By: Stewart Bell</i></p> <p><b>MINUTES</b>            Matter Continued; SENTENCING Heard By: Stewart Bell</p>
08/26/2008	<p><b>Sentencing (8:30 AM)</b>  <i>SENTENCING Heard By: Stewart Bell</i></p>
09/26/2008	<p><b>Sentencing (8:30 AM)</b>  <i>SENTENCING Court Clerk: Tina Hurd Relief Clerk: Susan Jovanovich /sj Reporter/Recorder: Angela Lee Heard By: David Wall</i>            Matter Continued; SENTENCING Court Clerk: Tina Hurd Relief Clerk: Susan Jovanovich /sj Reporter/Recorder: Angela Lee Heard By: David Wall            Journal Entry Details:  <i>DEFT. TREVARTHEN ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM). Colloquy regarding recommendation of informal probation. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, Deft. SENTENCED to Clark County Detention Center (CCDC) for SIX (6) MONTHS, SUSPENDED; placed on INFORMAL PROBATION for SIX (6) MONTHS. CONDITIONS: 1. Deft. not be arrested for any new offenses other than traffic offenses. 2. Maintain full time employment. Count 2 HELD IN ABEYANCE. FURTHER, matter SET for status check on compliance. Court advised Deft. he will waive her presence at next hearing if proof of employment is provided. BOND, if any, EXONERATED. NIC 03-31-09 8:30 A.M. STATUS CHECK - COMPLIANCE ;</i></p>
10/01/2008	<p><b>Sentencing (8:30 AM)</b>  <i>SENTENCING Heard By: Stewart Bell</i></p>
10/01/2008	<p><b>Sentencing (8:30 AM)</b>  <i>SENTENCING Heard By: Stewart Bell</i></p>
10/01/2008	<p><b>All Pending Motions (8:30 AM)</b>  <i>ALL PENDING MOTIONS 10-1-08 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i></p> <p><b>MINUTES</b>            Matter Heard; ALL PENDING MOTIONS 10-1-08 Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell            Journal Entry Details:  <i>DEFT. MONROE ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM), COUNTS 2-4, 8-11, 13-17, 22-24 &amp; 26 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (F) and COUNTS 5, 6, 12, 18-21, 25 &amp; 27 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$250.00 (F). Certified copies of three prior convictions marked and admitted. Matter argued and submitted. Court FINDS Deft. Monroe to be an HABITUAL CRIMINAL. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows: Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center; Count 2 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 3 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 4 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 5 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 6 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 7 -</i></p>

**CASE SUMMARY****CASE No. 06C228752-1**

to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 8 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 9 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 10 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 11 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 12 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 13 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 14 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC). Counts 1-14 to be served CONCURRENTLY with each other. Count 15 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 16 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 17 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 18 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 19 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 20 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 21 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 22 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 23 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 24 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 25 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 26 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 27 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC). Counts 15-27 to be served CONCURRENTLY with each other but CONSECUTIVELY to Counts 1-14. Said sentence to be served CONSECUTIVELY to case C227874 with ZERO DAYS credit for time served. BOND, if any, EXONERATED. DEFT. FERGASON ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM), COUNTS 2, 5, 6, 12, 18-21, 25 & 27 - POSSESSION OF STOLEN PROPERTY VALUE \$250.00 OR MORE (F) and COUNTS 4, 7, 8-11, 13-17, 22-24 & 26 - POSSESSION OF STOLEN PROPERTY VALUE \$2,500.00 OR MORE. Certified copies of five prior convictions marked and admitted. Matter argued and submitted. Court FINDS Deft. Ferguson to be an HABITUAL CRIMINAL. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows: Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center; Count 2 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 4 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 5 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 6 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 7 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 8 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 9 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 10 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 11 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 12 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 13 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 14 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC). Counts 1, 2 and 4-14 to be served CONCURRENTLY with each other. Count 15 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 16 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 17 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 18 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 19 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 20 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 21 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 22 - to LIFE with a



# CASE SUMMARY

CASE No. 06C228752-1

*MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 23 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 24 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 25 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 26 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 27 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC). Counts 15-27 to be served CONCURRENTLY with each other but CONSECUTIVELY to Counts 1, 2 and 4-14. Said sentence to be served CONSECUTIVELY to case C227874 with ZERO DAYS credit for time served. BOND, if any, EXONERATED. At request of counsel, COURT ORDERED, Mr. Hart and Ms. Dustin APPOINTED on appeal. ;*

11/10/2008

**Entry of Plea (8:30 AM)**

*ENTRY OF PLEA Court Clerk: Sandra Jeter Reporter/Recorder: Rachelle Hamilton Heard By: Jackie Glass*

**MINUTES**

Matter Heard; ENTRY OF PLEA Court Clerk: Sandra Jeter Reporter/Recorder: Rachelle Hamilton Heard By: Jackie Glass

Journal Entry Details:

*Judge Glass stated this is an add to the calendar and she agreed to hear the matter for Judge Bell. Counsel advised the matter has negotiated and NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. HOLMES EXAMINED and PLED GUILTY to the FIFTH AMENDED INDICTMENT FILED IN OPEN COURT CHARGING COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR COMMIT BURGLARY (GM) and COUNTS 2 and 3 - POSSESSION OF STOLEN PROPERTY (F). COURT ACCEPTED plea and ORDERED, matter referred to the Division of Parole and Probation (P & P) and set for sentencing. CUSTODY (HOLMES) 12/30/08 8:30 AM SENTENCING - DEPT. VII ;*

11/13/2008

**CANCELED Calendar Call (8:30 AM)**

*Vacated*

11/13/2008

**CANCELED Motion to Admit Evidence (8:30 AM)**

*Vacated*

11/13/2008

**CANCELED Motion in Limine (8:30 AM)**

*Vacated*

*STATE'S MTN IN LIMINE /134*

11/17/2008

**CANCELED Jury Trial (9:30 AM)**

*Vacated*

12/01/2008

**Bench Warrant Return (8:30 AM)**

Events: 11/25/2008 Bench Warrant Return

*BENCH WARRANT RETURN Relief Clerk: Nora Pena Reporter/Recorder: Cheryl Carpenter Heard By: Stewart Bell*

Matter Heard; BENCH WARRANT RETURN Relief Clerk: Nora Pena Reporter/Recorder: Cheryl Carpenter Heard By: Stewart Bell

Journal Entry Details:

*COURT ORDERED, Sentence date STANDS and BOND, if any, EXONERATED. CUSTODY (COC) ;*

12/05/2008

**Show Cause Hearing (9:05 AM)**

*SHOW CAUSE HEARING Court Clerk: Denise Trujillo/dt Relief Clerk: Janet Deaver Reporter/Recorder: Jjill Jacoby Heard By: Kathy Hardcastle*

Matter Heard; SHOW CAUSE HEARING Court Clerk: Denise Trujillo/dt Relief Clerk: Janet Deaver Reporter/Recorder: Jjill Jacoby Heard By: Kathy Hardcastle

Journal Entry Details:

*As Deft. was picked up and bond exonerated, COURT ORDERED, matter OFF CALENDAR. ;*

12/18/2008

**Motion (8:30 AM)**


# CASE SUMMARY

CASE NO. 06C228752-1

	<p>Events: 12/04/2008 Notice of Motion  <i>STATES MTN FOR RELEASE OF EVIDENCE/136 Court Clerk: Tina Hurd  Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>  Off Calendar; STATES MTN FOR RELEASE OF EVIDENCE/136 Court Clerk: Tina Hurd  Reporter/Recorder: Renee Vincent Heard By: Stewart Bell  Journal Entry Details:  <i>Ms. Dustin advised this case is before the Supreme Court on appeal so she does not believe the Court has jurisdiction and the proper venue would be through the forfeiture case and not here where it is on appeal. Court stated he believes, as a general proposition, Ms. Dustin is right. Mr. Kephart advised he will accept those representations. COURT ORDERED, motion OFF CALENDAR. CUSTODY (COC - MONROE &amp; HOLMES)...NIC (TREVARTHEN)...NDC (FERGUSON) ;</i></p>
12/30/2008	<p><b>Sentencing (8:30 AM)</b>  <i>SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i></p> <p><b>MINUTES</b>  Granted; SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Heard By: Stewart Bell  Journal Entry Details:  <i>DEFT. HOLMES ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM) and COUNTS 2 &amp; 3 - POSSESSION OF STOLEN PROPERTY (F). Matter argued and submitted. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows: Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center (CCDC); Count 2 - to a MINIMUM of FORTY EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with Count 1; Count 3 - to a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to Count 2. 169 DAYS credit for time served. Deft. to PAY \$4,892.45 RESTITUTION. BOND, if any, EXONERATED. ;</i></p>
03/03/2009	<p><b>Motion (9:00 AM)</b>  Events: 02/13/2009 Motion to Return  <i>DEFT'S PRO PER MTN FOR RETURN OF SEIZED PROPERTY/137 Heard By: Kathy Hardcastle</i></p>
03/03/2009	<p><b>Request (9:00 AM)</b>  <i>STATES REQUEST STATUS CHECK: CORRECTED JOC Heard By: Kathy Hardcastle</i></p>
03/03/2009	<p><b>All Pending Motions (9:00 AM)</b>  <i>ALL PENDING MOTIONS (3-03-09) Relief Clerk: Phyllis Irby/pi Reporter/Recorder: Debra Winn Heard By: Kathy Hardcastle</i></p> <p><b>MINUTES</b>  Matter Heard; ALL PENDING MOTIONS (3-03-09) Relief Clerk: Phyllis Irby/pi Reporter/Recorder: Debra Winn Heard By: Kathy Hardcastle  Journal Entry Details:  <i>DEFT'S PRO PER MOTION FOR RETURN OF SEIZED PROPERTY...STATE'S REQUEST STATUS CHECK: CORRECTED JUDGMENT OF CONVICTION MATTER TRAILED. MATTER RECALLED. Deft not present. COURT NOTED, Deft is in NDC, presence WAIVED. Ms. Digiacoia advised the JOC was incorrect. There was a clerical error on the JOC. COURT ORDERED, State to prepare an Amended JOC. As to Deft's Pro Per Motion, COURT ORDERED, DENIED WITHOUT PREJUDICE. ;</i></p>
03/31/2009	<p><b>Status Check: Compliance (9:00 AM)</b>  <i>STATUS CHECK: COMPLIANCE Heard By: Kathy Hardcastle</i></p>
03/31/2009	<p><b>Motion (9:00 AM)</b>  Events: 03/17/2009 Motion  <i>DEFT'S MTN TO WITHDRAW GUILTY PLEA /140 Heard By: Kathy Hardcastle</i></p>

# CASE SUMMARY

CASE NO. 06C228752-1

03/31/2009	<p><b>All Pending Motions (9:00 AM)</b>  <i>ALL PENDING MOTIONS 3/31/09 Court Clerk: Denise Trujillo Reporter/Recorder: Cheryl Carpenter Heard By: Kathy Hardcastle</i>            Matter Heard; ALL PENDING MOTIONS 3/31/09 Court Clerk: Denise Trujillo Reporter/Recorder: Cheryl Carpenter Heard By: Kathy Hardcastle            Journal Entry Details:  <i>STATUS CHECK: COMPLIANCE (TREVARTHEN)...DEFT'S MOTION TO WITHDRAW GUILTY PLEA Mr. Lord advised Deft. TREVARTHEN has complied with all conditions and pursuant to negotiations requested she be allowed to withdraw plea as to CT II and that it be DISMISSED, and that case be closed as to CT I. State CONCURRED. COURT ORDERED, COUNT II DISMISSED and CASE CLOSED. Court advised it did not receive Deft's reply and ORDERED, matter CONTINUED. CUSTODY (COC - HOLMES) 4/2/09 9:00 AM DEFT'S MOTION TO WITHDRAW GUILTY PLEA (HOLMES) ;</i></p>
04/02/2009	<p><b>Motion (9:00 AM)</b>  <i>DEFT'S MTN TO WITHDRAW GUILTY PLEA /140 Court Clerk: Denise Trujillo Reporter/Recorder: Lara Corcoran Heard By: Kathy Hardcastle</i>            Denied; DEFT'S MTN TO WITHDRAW GUILTY PLEA /140 Court Clerk: Denise Trujillo Reporter/Recorder: Lara Corcoran Heard By: Kathy Hardcastle            Journal Entry Details:  <i>Arguments by counsel. COURT stated findings and ORDERED, motion DENIED. CUSTODY (COC) ;</i></p>
08/04/2009	<p><b>Request of Court (9:00 AM)</b>  <i>AT THE REQUEST OF THE COURT:CONFIRMATIONOF APPELANT COUNSEL Court Clerk: Denise Trujillo Reporter/Recorder: Lara Corcoran Heard By: Hardcastle, Kathy</i>            Matter Continued; AT THE REQUEST OF THE COURT:CONFIRMATIONOF APPELANT COUNSEL Court Clerk: Denise Trujillo Reporter/Recorder: Lara Corcoran Heard By: Hardcastle, Kathy            Journal Entry Details:  <i>COURT ORDERED, matter CONTINUED. CUSTODY (NDC) ;</i></p>
08/12/2009	<p><b>Request of Court (9:00 AM)</b>  <i>AT THE REQUEST OF THE COURT:CONFIRMATIONOF APPELANT COUNSEL Court Clerk: Denise Trujillo Reporter/Recorder: Lara Corcoran Heard By: Kathy Hardcastle</i>            Matter Continued; AT THE REQUEST OF THE COURT:CONFIRMATIONOF APPELANT COUNSEL Court Clerk: Denise Trujillo Reporter/Recorder: Lara Corcoran Heard By: Kathy Hardcastle            Journal Entry Details:  <i>Mr. Ruggeroli advised he believes he can confirm, but has not received file. COURT ORDERED, Mr. Ruggeroli is CONFIRMED, and if he finds out later there is a problem, then can place matter BACK on calendar. FURTHER, once he reviews the file, he can determine if there are any appealable issues and place matter on calendar. CUSTODY (NDC) ;</i></p>
04/08/2010	<p><b>Further Proceedings (9:30 AM)</b>  <i>FURTHER PROCEEDINGS COMPTENCY (DEPT V) Court Clerk: Sandra Jeter Reporter/Recorder: Rachelle Hamilton Heard By: Jackie Glass</i>            Matter Heard; FURTHER PROCEEDINGS COMPTENCY (DEPT V) Court Clerk: Sandra Jeter Reporter/Recorder: Rachelle Hamilton Heard By: Jackie Glass            Journal Entry Details:  <i>APPEARANCES CONTINUED: Christy Craig, Chief Deputy Public Defender, present representing defendant in Case No. C237052. Christina Greene of the Specialty Courts present. Defendant HOYT present in custody. Competency is at issue in Case nos. C237052, C241570 and C227874, however, this case was just opened to appoint appellate counsel; therefore, COURT ORDERED, matter OFF CALENDAR. CUSTODY ;</i></p>
09/08/2010	<p> <b>Minute Order (9:30 AM)</b> (Judicial Officer: Hardcastle, Kathy)            Minute Order - No Hearing Held;            Journal Entry Details:  <i>MINUTE ORDER - SUPREME COURT RULING Pursuant to the Supreme Court Order from July 20, 2010, COURT ORDERD, Count 11 of Possession of Stolen Property is VACATED and the remaining counts are AFFIRMED. Clerk's office to prepare an Amended Judgment of Conviction. NDC ;</i></p>

# CASE SUMMARY

CASE NO. 06C228752-1

09/12/2011



**Petition for Writ of Habeas Corpus** (9:00 AM) (Judicial Officer: Tao, Jerome T.)

09/12/2011, 12/06/2011, 01/05/2012

Events: 07/14/2011 Order for Petition for Writ of Habeas Corpus

*Petition for Writ of Habeas Corpus (Post-Conviction Relief)*

Continued;

Matter Continued;

Off Calendar;

Journal Entry Details:

*Ms. Digiacoimo advised Defendant is in competency and she does not believe anything can be done until findings are made by competency court. COURT ORDERED, matter OFF*

*CALENDAR. NDC ;*

Continued;

Matter Continued;

Off Calendar;

Journal Entry Details:

*Court noted Defendant is in custody at the Clark County Detention Center (CCDC) and refused to be transported. Ms. Digiacoimo advised Defendant has been referred to competency and requested this matter be continued thirty days to determine the outcome of competency.*

*COURT ORDERED, matter CONTINUED. NDC CONTINUED TO: 1/05/2012 8:30 AM ;*

Continued;

Matter Continued;

Off Calendar;

Journal Entry Details:

*Ms. Pandukht stated the petition was not served and requested 60 days to respond. There being no opposition, COURT SO ORDERED. NDC 11/28/11 9:00 AM DEFT'S PRO PER PETITION FOR WRIT OF H.C. ;*

01/19/2012



**Petition for Writ of Habeas Corpus** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

*Petition For Writ of Habeas Corpus*

Denied Without Prejudice;

Journal Entry Details:

*Deft advised he did not want there to be a time bar issue for his case. Court explained it does not have jurisdiction at this time since matter is on appeal with the Supreme Court. COURT ORDERED, motion DENIED WITHOUT PREJUDICE.;*

06/12/2012



**Motion** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

06/12/2012, 06/19/2012

*Notice of Motion*

Matter Continued;

Denied Without Prejudice;

Journal Entry Details:

*Court noted there was a Notice Of Motion filed in proper person on May 29, 2012. However, there is no motion attached to the notice in Odyssey. Therefore, COURT ORDERED, matter OFF CALENDAR and is technically DENIED WITHOUT PREJUDICE. Court advised, the motion will be reconsidered for review when the proper motion is filed with the court.*

*CUSTODY CLERK'S NOTE: Minute ordered modified to reflect there only being a notice of motion filed on May 29, 2012 with there being no actual motion attached. (rm 6/29/12) ;*

Matter Continued;

Denied Without Prejudice;

Journal Entry Details:

*Court noted the lack of appearance by the parties. Therefore, COURT ORDERED, matter CONTINUED for the presence of counsel and/or relevant parties. NDC 6/19/12 8:30 A.M. NOTICE OF MOTION ;*

07/03/2012



**Motion** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

Events: 06/22/2012 Motion to Produce

*Motion for Production of Evidence*

Denied;

Journal Entry Details:

*Court noted receipt of State's opposition. Court stated it is not sure what the Defendant is*

# CASE SUMMARY

CASE NO. 06C228752-1

asking for. Court ruled upon the pleadings and ORDERED, Deft's Pro Se Motion for Production of Evidence DENIED. State to prepare the Order. NDC ;

08/30/2012



**Motion** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

Events: 08/08/2012 Notice of Motion

Notice of Motion

Motion Denied;

Journal Entry Details:

Court noted Defendant is in prison and not present today and advised it is unclear from Defendant's Motion what he is asking for, that it looks like he is asking for some kind of stay on his property as he believes the Police executed an illegal search. To the extent he is asking for relief for an illegal search, it has already been addressed by the Supreme Court and if it is something else, it should have been addressed on direct appeal. Therefore, COURT ORDERED, Motion DENIED. NDC ;

09/06/2012

**Motion** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

**09/06/2012, 10/25/2012**

Events: 08/15/2012 Notice of Motion

Motion for Return of Seized Property and Suppression of Evidence

Continued;

Denied;

Continued;

Denied;

09/06/2012

**Motion** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

**09/06/2012, 10/25/2012**

Events: 08/15/2012 Motion

Motion of Specific Fact in Support of Motion

Continued;

Denied;

Continued;

Denied;

09/06/2012



**All Pending Motions** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

Continued;

Journal Entry Details:

Defendant not present, in custody at the Nevada Department of Corrections. Court noted no opposition was filed. Mr. Zadrowski advised there was a note in the file from Ms. Di Giacomo requesting a 45 day continuance to respond. COURT ORDERED, matter CONTINUED. NDC CONTINUED TO: 10/25/12 8:30 AM ;

09/20/2012



**Motion** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

**09/20/2012, 10/25/2012**

Defendant's Motion In Support

Matter Continued;

Denied;

Matter Continued;

Denied;

Journal Entry Details:

Court noted Defendant is in prison and not present today and that he does not have an opposition filed by the State. Ms. Adams concurred and advised the note she has is to request this matter be continued to 10/25 wherein Defendant's other motions will be heard and they will file an opposition prior to that date. COURT ORDERED, matter CONTINUED. NDC ... CONTINUED 10/25/12 8:30 AM ;

10/25/2012



**All Pending Motions** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

Motion Denied;






Journal Entry Details:

DEFT'S PRO PER MOTION IN SUPPORT...DEFT'S PRO PER MOTION OF SPECIFIC FACT IN SUPPORT OF MOTION...DEFT'S PRO PER MOTION FOR RETURN OF SEIZED PROPERTY AND SUPPRESSION OF EVIDENCE Court noted Defendant is in prison and not

# CASE SUMMARY

CASE NO. 06C228752-1

present today. Court noted that Defendant is alleging that he had property taken from an illegal search. However, the Supreme Court has reviewed this matter and found that the search warrant was proper. Further, Defendant proffered this same Motion back in August and actually all three Motions are the same and duplicitous. Therefore, COURT ORDERED, all Motions DENIED. NDC ;

- |            |  |
|------------|--|
| 11/27/2012 | <p><b>Motion</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>Motion for Rehearing on Fraudlent Felonies Warrants Entered by Sandra Disiciomo, Stewart Bell and ROP who Commeted Fraud</i></p> <p>Denied;</p>  |
| 11/27/2012 | <p><b>Motion</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>Notice of Motion</i></p> <p>Matter Heard;</p>  |
| 11/27/2012 | <p> <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p>Denied;</p> <p>Journal Entry Details:</p> <p><i>DEFT'S PRO PER NOTICE OF MOTION...DEFT'S PRO PER MOTION FOR REHEARING ON FRADULENT FELONIES WARRANTS ENTERED BY SANDRA DIGIACOMO, STEWART BELL AND ROP WHO COMMITED FRAUD</i> Court advised Defendant is in prison and not present today, that he alleges the search warrants were fraudulently obtained and back dated by the District Attorney and the Court. Court noted this Motion was actually heard and denied and Defendant wants a rehearing to revisit this issue. However, as Defendant does not state any grounds to rehear the Motion, COURT ORDERED, DENIED. NDC ;</p> |
| 12/11/2012 | <p> <b>Motion</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>Notice of Motion in Support for Evidence on Corruption and Fraudulent Warrants</i></p> <p>Motion Denied;</p> <p>Journal Entry Details:</p> <p><i>Court noted Defendant is in prison and not present today; that he is alleging he is in custody due to fraudulent warrants issued by a District Attorney and signed by a Judge. Court advised a similar Motion was heard and denied last month, that this Motion is repetitive and as there is no prima fascia showing, ORDERED, Pro Per Motion DENIED. NDC ;</i></p>  |
| 12/20/2012 | <p> <b>Motion</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>Notice of Motion</i></p> <p>Motion Denied;</p> <p>Journal Entry Details:</p> <p><i>Court noted it did have a response from the State, however, advised this Motion appears to be identical to a Motion that was before this Court 2-3 weeks ago that was also denied. COURT ORDERED, Motion DENIED as it is duplicative and repetitive. NDC ;</i></p>  |
| 01/03/2013 | <p> <b>Motion</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>Notice of Motion and Motion in Response to State's Misrepresentation of the Facts, and Fraudulent Warrants Entered into Record and Request for Evidence</i></p> <p>Motion Denied;</p> <p>Journal Entry Details:</p> <p><i>Court advised Defendant is in prison and not present today, that it has reviewed this Motion, however, it appears to be an identical Motion that was denied a few weeks ago. Therefore, COURT ORDERED, Motion DENIED as it is duplicitous. NDC ;</i></p>   |
| 01/08/2013 | <p> <b>Motion</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>Notice of Motion and Motion in Response on Fraudulent Warrants and Felonies Committed by Sandra DiGiacomo, Stewart Bell and R.O.P.</i></p> <p>Motion Denied;</p> <p>Journal Entry Details:</p> <p><i>Court noted Defendant is in prison and not present today and that this is the 3rd Motion that he has filed. Court advised it is duplicitous and identical to the other two Motions that were heard and Denied and ORDERED, this Motion is DENIED as well. NDC ;</i></p>   |

# CASE SUMMARY

CASE NO. 06C228752-1

01/31/2013



**Motion** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

Motion Denied;

Journal Entry Details:

*Court noted Defendant is in prison and not present today, that he has filed a series of Motions and this one appears to be a duplicate of one that has been reviewed three or four times. Court advised to the extent the allegations are identical, it is duplicitous and ORDERED, DENIED on its merits. NDC ;*

02/07/2013



**Motion for Clarification** (8:30 AM) (Judicial Officer: Barker, David)

*Deft's Pro Per Notice of Motion and Motion to Clarify on Felonies Committed by Sandra Digiacomio, Stewart Bell and R.O.P. Intel Patrol*

Motion Denied; Deft's Pro Per Notice of Motion and Motion to Clarify on Felonies Committed by Sandra Digiacomio, Stewart Bell and R.O.P. Intel Patrol

Journal Entry Details:

*Without argument, Court states motion does not meet minimum standards and ORDERED, motion DENIED. Court pointed out the State filed Opposition with a Countermotion to Determine Deft. a Vexatious Litigator and it believes State should file this as an independent motion. FURTHER, no Findings of Fact/Conclusion of Law is needed. Clerk to forward minute order to Deft. NDC CLERK'S NOTE: The above minute order has been distributed to: Daimon Monroe (aka Daimon Hoyt) #38299 c/o High Desert State Prison, P.O. 650, Indian Springs, NV 89018. 02/08/13 kls ;*

02/19/2013



**Motion** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

*Notice of Motion and Motion in Response to State Asking Court to Not Allow Me to File Off Calendar;*

Journal Entry Details:

*Court noted Defendant is in prison and not present today, that it appears the pleading on today is actually a reply brief and the Clerk's Office mistakenly put it on as a Motion. Therefore, COURT ORDERED, matter OFF CALENDAR. NDC ;*

02/26/2013



**Motion** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

*State's Notice Of Motion And Motion For Determination Of Vexatious Litigation; And Request For Order To Show Cause Why The Court Should Not Issue A Pre-Filing Injunction Order Hearing Set;*

Journal Entry Details:

*Court noted Defendant is in prison and not present today. The State has filed a Motion and would like Defendant declared a vexatious litigator, however, advised a hearing will be necessary. Therefore, Court directed Mr. Schwartz prepare a Transportation Order and ORDERED, matter set for hearing in THIRTY (30) DAYS. NDC 3/28/13 8:30 AM HEARING: STATE'S MOTION FOR DETERMINATION OF VEXATIOUS LITIGATION ;*

03/28/2013



**Hearing** (8:30 AM) (Judicial Officer: Tao, Jerome T.)

*Deft Vexatious Litigator*

Granted;





Journal Entry Details:

*Court noted Defendant keeps filing the same Motions and that he had 16 motions in 2 different Courts making the same arguments. Defendant concurred, however, advised he has a Writ pending in this Dept. and can not get the evidence he keeps requesting and has never been given a reason as to why he can't. Defendant argued that he wanted to see the proof of the search warrants, that he was told by a Detective that these were back dated by Judge Bell. Defendant continued to argue that there were never any search warrants for these property crimes, that he is asking for the evidence and the proof of these. Defendant stated that when a search warrant is served there is a picture taken of the warrant and the return, Defendant is requesting to see these pictures. Ms. Montgomery advised the search warrant issues was raised in the Supreme Court and denied as they found the search warrants to be valid. Following additional arguments, COURT ORDERED, State's Motion for Defendant to be a Vexatious Litigator is GRANTED as unopposed. Defendant contends the Writ is pending and that he never received his file and discovery from Mr. Hart. Following colloquy, Court directed Mr. Hart be contacted to send the file to Defendant and be present for status check. NDC 4/4/13 8:30 AM STATUS CHECK: FILE ;*



# CASE SUMMARY

CASE NO. 06C228752-1

04/04/2013	<p><b>Status Check</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>Status Check: File</i></p> <p>Matter Heard;</p>
04/04/2013	<p><b>Motion</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>State's Motion to Hear Defendant's Pro Per Petition for Writ of Habeas Corpus (Post-Conviction) on the Merits; Motion to Appoint Defendant Counsel; and Motion for Reconsideration of Pre-Filing Injunction Order</i></p> <p>Motion Not Addressed;</p>
04/04/2013	<p> <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>STATUS CHECK: FILE...STATE'S MOTION TO HEAR DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION) ON THE MERITS: MOTION TO APPOINT DEFT COUNSEL AND MOTION FOR RECONSIDERATION OF PRE-FILING INJUNCTION ORDER Court noted Defendant is in prison and not present today and that he stated he never received his file. Mr. Hart advised his normal practice is to send the file to Defendant, however, he can't verify that he did. Mr. Hart requested that he be able send the file to the new attorney electronically. Following colloquy, COURT SO ORDERED. Mr. Drew Christensen will be contacted for the appointment of counsel. COURT ORDERED, matter set for confirmation of counsel. Further, new counsel will be directed to contact Mr. Hart to obtain the file. Additionally, at request of Ms. Montgomery, COURT ORDERED, Motion for Reconsideration of Pre-filing Injunction Order is GRANTED and PREVIOUS ORDER is VACATED. NDC 4/9/13 8:30 AM CONFIRMATION OF COUNSEL CLERK'S NOTE: Clerk sent an e-mail to Drew Christensen as to the appointment of counsel. ;</i></p>
04/09/2013	<p> <b>Confirmation of Counsel</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>Upon Court's inquiry, Mr. Schwarz advised he can accept the appointment and requested matter be set for status check in 30 days as to the file. Court explained that Defendant had proffered a Writ that was never heard on its merits and ORDERED, matter set for status check in THIRTY (30) DAYS. NDC 5/9/13 8:30 AM STATUS CHECK: FILE ;</i></p>
05/09/2013	<p> <b>Status Check</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>Status Check: File</i></p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>Upon Court's inquiry, Mr. Schwarz advised he does have the file and that he will be filing a writ. Ms. Williams requested a briefing schedule. Following colloquy, Mr. Schwartz advised he anticipates filing a Writ in 90 days. COURT ORDERED, matter OFF CALENDAR, however, at request of counsel, matter set for status check. NDC 11/7/13 8:30 AM STATUS CHECK: WRIT ;</i></p>
11/12/2013	<p> <b>Status Check</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><b>11/12/2013, 03/18/2014</b></p> <p><i>Status Check: Writ</i></p> <p>Matter Continued;</p> <p>Denied;</p> <p>Journal Entry Details:</p> <p><i>Mr. Schwarz advised he received all of the discovery and transcripts, that he identified a few issues, but upon review, there was no basis and no grounds to file a supplemental Writ. Following colloquy, COURT ORDERED, Defendant's original Writ is UNDER ADVISEMENT and a written Order will issue. NDC CLERK'S NOTE: Court's ORDER filed 5/20/14 DENIED Defendant's Petition for Writ of Habeas Corpus (Post-Conviction).;</i></p> <p>Matter Continued;</p> <p>Denied;</p> <p>Journal Entry Details:</p> <p><i>Upon Court's inquiry, Mr. Schwarz advised he is about half way done and requested another</i></p>



# CASE SUMMARY

CASE NO. 06C228752-1

120 day continuance at which time if the Writ has been filed, a briefing schedule can be set. Ms. Joseph had no objection. COURT SO ORDERED. NDC ... CONTINUED 3/18/14 8:30 AM ;

05/26/2016



**Motion** (9:00 AM) (Judicial Officer: Barker, David)

*Defendant's Pro Per Motion*

Off Calendar;

Journal Entry Details:

*Mr. Jones stated he has reviewed the e-mail from the Appellate Division and they feel there is no illegality of the conviction. COURT ORDERED, matter OFF CALENDAR. NDC CLERK'S NOTE: 6/7/16 A copy of this Minute Order was mailed to Defendant DAIMON MONROE #58299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89070;*

07/05/2016



**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Defendant's Pro Per Motion to Grant Informa Pauperis Due to Indigency*

Denied;

Journal Entry Details:

*Court noted Defendant is in prison and not present today and ORDERED, his Pro Per Motion is DENIED as Defendants are under no obligation to pay fees. NDC CLERK'S NOTE: A copy of this Minute Order could not be mailed to Defendant as there is no address attached and previous mail has been returned. Is ;*

07/14/2016



**Motion** (9:00 AM) (Judicial Officer: Johnson, Eric)

**07/14/2016, 08/25/2016**

*Motion to Be Allowed to Produce Illegally Withheld Evidence From the Court that Petitioner Just Received Proving Fraudulent Warrants and Request for Discovery and for Noreen Demonte to Turn Over Evidence*

Matter Continued;

Denied;

Journal Entry Details:

*Court noted Defendant is in prison and not present today. Mr. Jones advised the State did file an opposition. Court noted, based on the information before the Court, it appears that Defendant, in this matter, has filed numerous, repetitive, essentially duplicative motions or petitions with the Court that have been ruled on and other matters where the Court has denied his claim that the warrants in his case were obtained by fraud and were invalid. Both the Nevada Supreme Court and the Eighth District Court have denied Defendants motions time and time again, consequently the claims are precluded and barred by the law of the case and not appropriate at this point in time to reconsider the issue. Additionally, Defendant has not procedurally proceeded in the right manner in this case since no petition for habeas has been filed. Therefore, COURT ORDERED, Pro Per Motion DENIED. NDC CLERK'S NOTE: 8/29/16 A copy of this Minute Order was mailed to Defendant: DAIMON MONROE aka DAIMON DEVI HOYT #38299 HIGH DESERT STATE PRISON INDIAN SPRINGS, NV 89018;*

Matter Continued;

Denied;

Journal Entry Details:

*Court noted Defendant is in prison, is not present today and filed a Pro Per Motion. Court noted it did not receive an opposition to this Motion from the State. Mr. Jones advised Defendant keeps filing the same Motions stating the same things. Colloquy as to Defendant being labeled a vexatious litigant. Following colloquy, COURT ORDERED, the State to respond by August 11 and matter CONTINUED. NDC ... CONTINUED 8/25/16 9:00 AM;*

08/16/2016



**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Defendant's Pro Per Motion to Enter Into the Record One Piece of My Evidence and I'll send the Others Later on Fraudlent Warrants*

Denied;

Journal Entry Details:

*Court noted Defendant is in prison and not present today and that the State did file an opposition. Upon review of pleadings, Court advised this Motion is a repeat of Defendant's claim that the warrants in this case were obtained by fraud and invalid. Court FINDS the claims are concluded and time barred by the law of the case and does not feel it needs to reconsider the legality of the search warrants based upon the previous rulings. Further there*

# CASE SUMMARY

CASE NO. 06C228752-1

is no habeas petition for motion or collateral relief pending to justify the motion. Therefore, COURT ORDERED, Pro Per Motion DENIED. NDC CLERK'S NOTE: 8/17/16 A copy of this Minute Order was mailed to Defendant: DAIMON MONROE aka DAIMON DEVI HOYT #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89018;

11/08/2016



**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Defendant's Pro Per Motion*

Motion Denied;

Journal Entry Details:

*Defendant not present, incarcerated in the Nevada Department of Corrections (NDC). COURT FINDS the claim of innocence should be addressed in a Petition for Writ of Habeas Corpus. Furthermore, Defendant did not state any specifics in terms of his claims of actual innocence. Without making a cognizable claim, and revealing evidence that would demonstrate actual innocence, the Defendant is not entitled to relief for evidentiary hearing. Defendant would only be entitled to an evidentiary hearing if supported by fact specific allegations. Defendant was not entitled to a hearing on claims, which in this case, are accurately described as bare and naked. Furthermore, the Defendant had not made any specific allegations that would entitle him to relief, or any specific allegations of actual innocence. Therefore, COURT ORDERED, motion DENIED. NDC CLERK S NOTE: A copy of this Minute Order was mailed to: Daimon Monroe #0715429 / 38299, High Desert State Prison, P.O. BOX 650, Indian Springs, NV 89018. ndo12/1/16;*

01/24/2017



**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Notice of Motion*

Matter Continued;

Journal Entry Details:

*Defendant not present, incarcerated in the Nevada Department of Corrections. Court noted there was not a response. Mr. Lexis referred to the minutes from November 8, 2017. The claims of innocence should be raised in a post-conviction writ, which was set on March 28th. COURT ORDERED, the motion will be CONTINUED to same date the writ will be considered. NDC CONTINUED TO: 3/28/17 8:30 AM CLERK S NOTE: A copy of this Minute Order was mailed to: Daimon Monroe #0715429 / 38299, High Desert State Prison, P.O. BOX 650, Indian Springs, NV 89018 ndo/2/6/17;*

03/28/2017

**Petition for Writ of Habeas Corpus** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Defendant's Pro Per Petition for Writ of Habeas Corpus*

Denied;

03/28/2017

**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Notice Of Motion*

Per Law Clerk at request of State

Denied;

03/28/2017



**All Pending Motions** (8:30 AM) (Judicial Officer: Johnson, Eric)

Matter Heard;

Journal Entry Details:

*DEFENDANT'S PRO PER MOTION...DEFENDANT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS Upon Court's inquiry, Ms. Albritton requested to rely on the written opposition. Court stated in July 2010, the Nevada Supreme Court affirmed Defendant's conviction in part and reversed in part and District Court amended the Judgment of Conviction in September 2010. On 2/28/12, the Supreme Court dismissed the Defendant's subsequent appeal. On 5/20/14, the District Court denied Defendant's Petition for Writ of Habeas Corpus in its entirety which was affirmed by the Nevada Supreme Court in November 2015. Consequently, more than one year has run since the remitter and this Petition is time barred as this Petition was not filed until December 2016. Absent showing a good cause for delay and undue prejudice, the Defendant's appeal must be dismissed as being untimely. Defendant has failed to allege any factors to establish good cause to overcome the procedural bar. Additionally, Defendant's Petition is successive having filed previous habeas petition. Further, the issues Defendant raises in the habeas petition relating to search and seizure were dealt with by the Nevada Supreme Court. Defendant's claims that the State obstructed justice and covered up the lack of a warrant are essentially naked allegations, which this Court agrees with. Any additional issues Defendant raised should have been dealt with on direct appeal. Defendant alleges he received ineffective assistance of counsel for failing to*

# CASE SUMMARY

CASE NO. 06C228752-1

investigate and challenge the matters relating to the search warrant; however, that claim is belied by the record. Therefore, COURT ORDERED, both Motions DENIED. NDC CLERK'S NOTE: 4/6/17 A copy of this Minute Order was mailed to Defendant: DAIMON MONROE aka DAIMON DEVI HOYT #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89018;

05/01/2017



**Minute Order** (7:00 AM) (Judicial Officer: Johnson, Eric)

Minute Order - No Hearing Held;

Journal Entry Details:

*Per Law Clerk, as this case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant's Pro Per Motion for Rehearing of Writ of Habeas Corpus. COURT ORDERED, hearing date of 5/2/17 is CONTINUED THIRTY (30) DAYS. 6/8/17 9:00 AM DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS CLERK'S NOTE: 5/2/17 A copy of this Minute Order was mailed to Defendant: DAIMON MONROE aka Daimon Devi Hoyt #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89018;*

06/06/2017



**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Defendant's Pro Per Motion for Specific Discovery*

Denied;

Journal Entry Details:

*Court advised Defendant is in prison and not present today. Court noted that in 2008, Defendant was charged with three counts of Solicitation of Murder, trial occurred and Defendant was convicted on all 27 counts as charged. In 2010, the Supreme Court affirmed the conviction in part and reversed in part. District Court subsequently amended the Judgment of Conviction to vacate the conviction of Count 11 with the remainder of the Judgment of Conviction being affirmed. Defendant filed a Petition for Writ in 2011, which was dismissed in 2012. In 2013, the State filed a Motion with this Court requesting Defendant's Petition be decided on the merits. In 2014, this Court DENIED Defendant's Petition for Writ of Habeas Corpus in its entirety. Defendant filed a Notice of Appeal and the Nevada Supreme Court affirmed this Court's ruling in 2015. Defendant filed a new Petition in 2016 which was denied on March 28, 2017. Defendant filed a Motion to Rehear and it is still pending before this Court. Defendant does not have a right and no circumstances exist that would entitle him, statutorily, to discovery at this juncture in his case. NRS 34.780(2) limits the availability of discovery in post-conviction cases, permitting only "after the writ has been granted and a date set for the hearing". Additionally, the Defendant must show that good cause exists for discovery to be ordered. Currently, Defendant does not even have a habeas petition pending before this Court, as this Court filed its Findings of Fact, Conclusions of Law and Order denying his most recent petition on May 5, 2017. Therefore, COURT ORDERED, DENIED. NDC CLERK'S NOTE: 6/16/17 A copy of this Minute Order was mailed to Defendant: DAIMON MONROE aka DAIMON DEVI HOYT #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89018;*

06/08/2017



**Motion** (9:00 AM) (Judicial Officer: Johnson, Eric)

**06/08/2017, 07/25/2017, 04/03/2018, 10/09/2018**

*Defendant's Pro Per Motion for Rehearing of Writ of Habeas Corpus was Denied on 3/28/17*

*As this case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant s Pro Per Motion for Rehearing of Writ of Habeas Corpus.*

Matter Continued;

*Case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant s Pro Per Motion for Rehearing of Writ of Habeas Corpus.*

Matter Continued;

Case on appeal

Matter Continued;

Denied;

*As this case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant s Pro Per Motion for Rehearing of Writ of Habeas Corpus.*

Matter Continued;

*Case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant s Pro Per Motion for Rehearing of Writ of Habeas Corpus.*

Matter Continued;

Case on appeal

# CASE SUMMARY

CASE NO. 06C228752-1

Matter Continued;

Denied;

As this case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant s Pro Per Motion for Rehearing of Writ of Habeas Corpus.

Matter Continued;

Case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant s Pro Per Motion for Rehearing of Writ of Habeas Corpus.

Matter Continued;

Case on appeal

Matter Continued;

Denied;

Journal Entry Details:

*Defendant is in prison and not present today. Court noted Defendant has appealed this to the Nevada Supreme Court and as this Court does not have jurisdiction, ORDERED, matter CONTINUED ONE HUNDRED TWENTY (120) DAYS. NDC ... CONTINUED 11/21/17 8:30 AM CLERK'S NOTE: 7/28/17 A copy of this Minute Order was mailed to Defendant: DAIMON MONROE aka DAIMON DEVI HOYT #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89070;*

As this case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant s Pro Per Motion for Rehearing of Writ of Habeas Corpus.

Matter Continued;

Case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant s Pro Per Motion for Rehearing of Writ of Habeas Corpus.

Matter Continued;

Case on appeal

Matter Continued;

Denied;

Journal Entry Details:

*Due to time constraints by the Court, COURT ORDERED, matter CONTINUED TWO (2) WEEKS. NDC ... CONTINUED 6/22/17 9:00 AM;*

06/21/2017



**Minute Order** (8:00 AM) (Judicial Officer: Johnson, Eric)

*Minute Order Re: Defendant's Pro Per Motion for Rehearing of Writ of Habeas Corpus*

Minute Order - No Hearing Held;

Journal Entry Details:

*Per Law Clerk, as this case is currently up on appeal to the Nevada Supreme Court, COURT ORDERED, hearing SET for 6/22/17 is CONTINUED THIRTY (30) DAYS as this Court lacks jurisdiction to hear Defendant's Pro Per Motion. 7/25/17 8:30 AM DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS;*

12/19/2017



**Minute Order** (4:00 PM) (Judicial Officer: Johnson, Eric)

Minute Order - No Hearing Held;

Journal Entry Details:

*Law Clerk advised this matter is on appeal in the Court of Appeals of the State of Nevada. Therefore, as this Court lacks jurisdiction to hear the Motion, COURT ORDERED, Defendant's Pro Per Motion for Rehearing of Writ of Habeas Corpus set on 12/21 is CONTINUED NINETY (90) DAYS. NDC 3/20/18 8:30 AM DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS CLERK'S NOTE: 12/20/17 A copy of this Minute Order was mailed to Defendant: DAIMON MONROE aka DAIMON DEVI HOYT #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89108;*

01/08/2018



**Minute Order** (9:00 AM) (Judicial Officer: Johnson, Eric)

Minute Order - No Hearing Held;

Journal Entry Details:

*Law Clerk advised this case is currently on appeal in the Court of Appeals of the State of Nevada. Therefore, Court lacks jurisdiction to hear the Defendant's Pro Per Motions and ORDERED, both Motions set for 1/9/18 are CONTINUED NINETY (90) DAYS. NDC 3/20/18 8:30 AM DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR, IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT FINALLY REHEARS MY WRIT OR*

# CASE SUMMARY

CASE No. 06C228752-1

*REHEARING OF MY WRIT CLERK'S NOTE: 1/9/18 A copy of this Minute Order was mailed to Defendant: DAIMON MONROE aka DAIMON DEVI HOYT #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89108;*

04/03/2018

**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

**04/03/2018, 10/09/2018**

*Defendant's Pro Per Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone or Video Conference*

Matter Continued;

See Minute Order

Denied;

Matter Continued;

See Minute Order

Denied;

04/03/2018

**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

**04/03/2018, 10/09/2018**

*Defendant's Pro Per Motion Asking to be Transported to Hearing When Court Does Finally Rehear My Writ or Rehearing for My Writ*

Matter Continued;

Denied;

Matter Continued;

Denied;

04/03/2018

**Motion to Compel** (8:30 AM) (Judicial Officer: Johnson, Eric)

**04/03/2018, 10/09/2018**

*Defendant's Pro Per Motion to Compel Disclosure of Exculpatory Evidence*

Matter Continued;

See Minute Order

Denied;

Matter Continued;

See Minute Order

Denied;

04/03/2018



**All Pending Motions** (8:30 AM) (Judicial Officer: Johnson, Eric)

Matter Heard;

Journal Entry Details:

*DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE, OR IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT DOES FINALLY REHEAR BY WRIT OR REHEARING FOR MY WRIT...DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS DENIED ON 3/28/17...DEFENDANT'S PRO PER MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE Defendant is in prison and not present today. As this matter is on appeal to the Supreme Court and as this Court lacks jurisdiction at this time, COURT ORDERED, matter CONTINUED SIXTY (60) DAYS. NDC ... CONTINUED 6/5/18 8:30 AM;*

06/04/2018



**Minute Order** (8:00 AM) (Judicial Officer: Johnson, Eric)

Minute Order - No Hearing Held;

Journal Entry Details:

*Per Law Clerk, as this matter appears to be in the Court of Appeals and as this Court lacks jurisdiction, COURT ORDERED, matter CONTINUED SIXTY (60) DAYS. NDC 8/7/18 8:30 AM DEFENDANT'S PRO PER MOTION IN RESPONSE TO STATE WITHHOLDING BRADY MATERIAL...DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE, OR IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT DOES FINALLY REHEAR MY WRIT OR REHEARING FOR MY WRIT...DEFENDANT'S PRO PER MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE...DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS WAS DENIED ON 3/28/17 CLERK'S NOTE:*



# CASE SUMMARY

CASE No. 06C228752-1

6/5/18 A copy of this Minute Order was mailed to Defendant: DAIMON MONORE aka DAIMON DEVI HOYT #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89108;

08/15/2018



**Minute Order** (12:30 PM) (Judicial Officer: Johnson, Eric)

Minute Order - No Hearing Held;

Journal Entry Details:

*Per Law Clerk, as this matter is still on appeal and the Court lacks jurisdiction, COURT ORDERED, Defendant's Pro Per Motions CONTINUED FORTY-FIVE (45) DAYS. NDC 10/9/18 8:30 AM DEFENDANT'S PRO PER MOTION IN RESPONSE TO STATE WITHHOLDING BRADY MATERIAL...DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE, OR IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT DOES FINALLY REHEAR MY WRIT OR REHEARING FOR MY WRIT...DEFENDANT'S PRO PER MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE...DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS WAS DENIED ON 3/28/17 CLERK'S NOTE: 8/16/18 A copy of this Minute Order was mailed to Defendant: DAIMON MONORE aka DAIMON DEVI HOYT #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89108;*

10/09/2018

**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Defendant's Pro Per Motion in Response to State Withholding Brady Material*

See Minute Order

Denied;

10/09/2018



**All Pending Motions** (8:30 AM) (Judicial Officer: Johnson, Eric)

Matter Heard;

Journal Entry Details:

*DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE, OR IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT DOES FINALLY REHEAR MY WRIT OR REHEARING FOR MY WRIT...DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS WAS DENIED ON 3/28/17...DEFENDANT'S PRO PER MOTION IN RESPONSE TO STATE WITHHOLDING BRADY MATERIAL...DEFENDANT'S PRO PER MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE*  
*Defendant is in prison and not present today. Court noted for the most part, all of these Motions revolve around Defendant's Pro Per Motion for Rehearing of Writ of Habeas Corpus that was denied on 3/28/17. Defendant continues to contend that he was subject to a search warrant that was tampered with by the DA's Office and that this information was not provided to the Court. In this instance, the Defendant appealed to the Nevada Supreme Court on his first Petition for Writ of Habeas Corpus and that denial was affirmed by the Nevada Supreme Court. This Court denied Defendant's most recent Petition as procedurally barred and because it was filed outside the one year time frame, it was successive. Additionally, the Court found that Defendant's claims were bare and meritless. Based on this, the Court does not see a basis or reason to rehear the Writ for Habeas. Because of that, there is no need to transport the inmate for a Court appearance. Therefore, Court will DENY the two Motions as to Transport. Defendant filed a Pro Per Motion to Compel Disclosure of Exculpatory Evidence. State argues that requirements of Brady and its progeny do not apply after a criminal conviction is final on direct appeal. The claim of the search warrant issue has been dealt with on direct appeal. COURT ORDERED, all of Defendant's Pro Per Motions are DENIED. NDC CLERK'S NOTE: 10/11/18 A copy of this Minute Order was mailed to Defendant: DAIMON DEVARI MONROE #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89070 NDC;*

01/22/2019



**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Defendant's Pro Per Motion for Court to Enforce FOIA Request for Public Records*

Denied;


Journal Entry Details:

*Defendant is in prison and not present today. Court noted it received the Motion and the State's Opposition and concur with the State's Opposition that NRS 239.011 provides the legal remedy for the enforcement of a public records request and it does not include filing a motion in a closed criminal case. Consequently, Defendant's remedy lies in the filing of a civil*

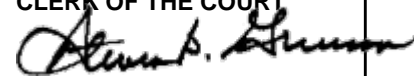
EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE No. 06C228752-1**

02/19/2019	<p><i>application. Therefore, COURT ORDERED, Defendant's Pro Per Motion is DENIED. NDC CLERK'S NOTE: 1/24/19 A copy of this Minute Order was mailed to Defendant: DAIMON DEVARI MONROE #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89070;</i></p> <p> <b>Motion</b> (8:30 AM) (Judicial Officer: Johnson, Eric)</p> <p><i>Defendant's Pro Per Motion to Grant Petitioner's Brady Material Denied;</i></p> <p><i>Journal Entry Details:</i></p> <p><i>Defendant is in prison and not present today. Court noted Petitioner was convicted in 2008, his conviction was reversed in part/confirmed in part by the Supreme Court in 2010 and an Amended Judgment of Conviction was filed in 2010. Defendant filed a Petition for Writ in 2011 which was denied and dismissed by the Supreme Court in 2012. Court stated its findings and ORDERED, Pro Per Petition is DENIED. NDC CLERK'S NOTE: 2/21/19 A copy of this Minute Order was mailed to Defendant/Petitioner: DAIMON MONROE #38299 HIGH DESERT STATE PRISON P.O. BOX 650 INDIAN SPRINGS, NV 89070;</i></p>	
DATE	FINANCIAL INFORMATION	

<b>Defendant</b> Monroe, Daimon	
Total Charges	229.00
Total Payments and Credits	54.00
<b>Balance Due as of 3/7/2019</b>	<b>175.00</b>



1 **ORDD**  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 CHAD LEXIS  
6 Deputy District Attorney  
7 Nevada Bar #010391  
8 200 Lewis Avenue  
9 Las Vegas, NV 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

8 DISTRICT COURT  
9 CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,  
11 Plaintiff,

12 -vs-

13 DAIMON MONROE, aka,  
14 Daimon Devi Hoyt, #0715429

15 Defendant.

CASE NO: 06C228752-1

DEPT NO: XX

16 **ORDER DENYING DEFENDANT'S PRO PER MOTION TO GRANT**  
17 **PETITIONER'S BRADY MATERIAL**

18 DATE OF HEARING: February 19, 2019  
19 TIME OF HEARING: 8:30 A.M.

20 THIS MATTER having come on for hearing before the above entitled Court on the  
21 19th day of February, 2019, the Defendant not being present, incarcerated in the Nevada  
22 Department of Corrections, the Plaintiff being represented by STEVEN B. WOLFSON,  
23 District Attorney, through CHAD LEXIS, Deputy District Attorney, without argument, based  
24 on the pleadings and good cause appearing therefor,

25 ///

26 ///

27 ///

28 ///



1 IT IS HEREBY ORDERED that the Defendant's Pro Per Motion to Grant Petitioner's  
2 Brady Material, shall be, and it is DENIED.

3 DATED this 26 day of February, 2019.

4  
5   
DISTRICT JUDGE

6 ERIC JOHNSON *KM*

7 STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565

8  
9 BY 

10 CHAD LEXIS  
Deputy District Attorney  
Nevada Bar #010391

11  
12  
13  
14 CERTIFICATE OF SERVICE

15 I certify that on the 5<sup>th</sup> day of ~~February~~, 2019, I mailed a copy of the foregoing  
16 Order to: *March*

17 DAIMON MONROE, BAC #38299  
18 HDSP  
19 P.O. BOX 650  
INDIAN SPRINGS, NV 89070

20  
21  
22 BY 

23 Secretary for the District Attorney's Office  
24  
25  
26  
27  
28

06F21801A: ckb/L4

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 13, 2006

06C228752-1

The State of Nevada vs Daimon Monroe

December 13, 2006

1:30 PM

Grand Jury Indictment

**GRAND JURY  
INDICTMENT**

**Relief Clerk: Sandra  
Anderson**

**Reporter/Recorder:**

**Paula Walsh Heard**

**By: Kathy Hardcastle**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra  
Jorgenson, Eric G.

Attorney  
Attorney

**JOURNAL ENTRIES**

- Mary Jane Burkhalter, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. The State presented Grand Jury Case Number 06AGJ101A/B/C/D to the Court. COURT ORDERED, the indictment may be filed and is assigned Case Number C228752, Department XII. Mr. Jorgenson requested warrants for all Defts. Arguments by Ms. Digiacomo regarding bail amounts. Opposing argument on behalf of Deft. Holmes by Mr. Sullivan.

As to Deft. MONROE: COURT ORDERED, BENCH WARRANT WILL ISSUE, \$500,000.00 BOND. Matter set for initial arraignment.

As to Deft. TREVARTEN: State requested a summons be issued and sent. COURT SO ORDERED. Matter set for initial arraignment.

As to Deft. FREGASON: COURT ORDERED, BENCH WARRANT WILL ISSUE, \$250,000.00 BOND. Matter set for initial arraignment.

As to Deft. HOLMES: COURT ORDERED, BENCH WARRANT WILL ISSUE, \$150,000.00 BOND.

FURTHER ORDERED, transfer bail amount of \$13,000.00. Matter set for initial arraignment.

Exhibit(s) 1-187 lodged with Clerk of District Court.

CUSTODY (MONROE/FREGASON)

B.W. (HOLMES/TREVARTHEN)

12-20-06 10:30 AM INITIAL ARRAIGNMENT (MONROE/FREGASON/HOLMES)

12-27-06 10:30 AM INITIAL ARRAIGNMENT (TREVARTHEN)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 20, 2006

06C228752-1

The State of Nevada vs Daimon Monroe

December 20, 2006

10:30 AM

All Pending Motions

**ALL PENDING  
MOTIONS (12/20/06)  
Court Clerk: Sharry  
Frascarelli Relief  
Clerk: Tia Everett/te  
Reporter/Recorder:  
Kiara Schmidt Heard  
By: Kevin Williams**

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**

DiGiacomo, Sandra  
Lasso, Albert N.  
Monroe, Daimon

Attorney  
Attorney  
Defendant

**JOURNAL ENTRIES**

- ARRAIGNMENT (MONROE, HOLMES, FERGUSON)...BENCH WARRANT RETURN (MONROE, FERGUSON)...QUASH BENCH WARRANT & RELEASE ON OWN RECOGNIZANCE OR BAIL REDUCTION (HOLMES)

Ms. Digiacomo stated that this was a complicated case and there were issues regarding counsel for the Defendants; she requested this matter be continued for arraignment in Department XII in front of Judge Leavitt. COURT SO ORDERED. Mr. Sullivan argued motion for Defendant Holmes Own Recognizance release or bail reduction. State submitted. COURT ORDERED, bail remains at \$13,000 until the date of 1/4/07 at which time bail will increase to \$150,000 as was set at the Indictment. 1/4/07 9:30 AM ARRAIGNMENT CONTINUED (DEPT 12)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 27, 2006**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**December 27, 2006****10:30 AM****Initial Arraignment****INITIAL  
ARRAIGNMENT  
Court Clerk:  
Roshonda  
Mayfield/rm Relief  
Clerk: Tia Everett  
Reporter/Recorder:  
Kiara Schmidt Heard  
By: Kevin Williams****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Keeler, Brett O.

Attorney

**JOURNAL ENTRIES**

- Judge Leavitt signed an order for this matter to be continued in department XII and heard with the co-defendants.

NIC

1/4/07 9:30 AM ARRAIGNMENT CONTINUED (DEPT 12)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 04, 2007

06C228752-1

The State of Nevada vs Daimon Monroe

January 04, 2007

9:30 AM

All Pending Motions

**ALL PENDING  
MOTIONS (1/4/07)**  
**Court Clerk: April  
Watkins**  
**Reporter/Recorder:  
Thelma Stapley**  
**Heard By: Michelle  
Leavitt**

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**

Di Giacomo, Marc P.  
 Lasso, Albert N.  
 Monroe, Daimon

Attorney  
 Attorney  
 Defendant

**JOURNAL ENTRIES****- ARRAIGNMENT CONTINUED (ALL)**

Mr. DiGiacomo advised as to Deft. Holmes he was indicted with bail being set at \$150,000.00 by Judge Hardcastle. Further, Deft. originally posted \$13,000.00 at the Justice Court level prior to the Grand Jury Indictment and was ordered transferred from the initial case to this case. Hearing Master Williams gave Deft. additional time to post the remaining balance of the \$137,500.00 which is to be posted today.

Ms. Dustin advised matter originated in Justice Court 7 and then went in front of the Grand Jury. Further, Ms. Dustin stated police investigation lead to Deft. Ferguson's assets to be seized and frozen. Additionally, Ms. Dustin stated she was appointed by Justice of the Peace Bennett-Heron and requested this Court do the same. Court stated once appointed at Justice Court level, counsel is appointed at District Court level and instructed counsel to file the appropriate documents.

Mr. Lasso requested to withdraw as to Deft. Monroe. Court stated counsel is not permitted to withdraw at this time until after Deft. has been arraigned and advised counsel he needs to file the appropriate motion. CONFERENCE AT BENCH.

Colloquy regarding receipt of Grand Jury Transcripts. COURT ORDERED, Grand Jury Transcripts to be produced and filed forthwith. Further Court FINDS good cause has been shown and ORDERED, counsel has 21 days from the filing of the transcript to file writs.

Mr. Sullivan advised Deft. Holmes has posted a total of \$35,000.00 bail and argued the \$13,000.00 posted on this case is sufficient as he is not a flight risk. Opposition by Mr. DiGiacomo who argued prior felony conviction was with Co-Deft. Monroe. Further, Mr. DiGiacomo advised every piece of property in home was stolen and Defts' were only charged as to each victim. Additionally, Mr. DiGiacomo advised authorities are looking for all of the proceeds from the stolen property and argued there was over \$150,000.00 in a bank account which \$145,000.00 was transferred from Deft. Monroe to Deft. Holmes who proceeded to spend approximately \$75,000.00. Also, Mr. DiGiacomo advised there is an agreement with the FBI to return the \$75,000.00. Further, Mr. DiGiacomo requested as to Deft. Holmes there be a Source Hearing held as to the posting of the bond, surrender of his passport to the Court and requested he be remanded today until Source Hearing can be held. COURT ORDERED, Deft. Holmes REMANDED TO CUSTODY and BAIL REMAINS SET at \$150,000.00. Opposition by Mr. Sullivan. Court advised prior to bond being accepted, a Source Hearing will be held to determine where the money is coming from in order for bond to be posted. AS TO DEFT. MONROE: COURT ORDERED, request to withdraw by Mr. Lasso GRANTED; Robert Langford, Esq., APPOINTED; matter CONTINUED and SET for confirmation of counsel. DEFT. TREVARTHEN ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE. COURT ORDERED, Dayvid Figler, Esq., APPOINTED as counsel and matter SET for confirmation of counsel.

DEFT. FERGASON ARRAIGNED, PLED NOT GUILTY and INVOKED THE 60-DAY RULE.

DEFT. HOLMES ARRAIGNED, PLED NOT GUILTY and WAIVED THE 60-DAY RULE.

Mr. DiGiacomo INVOKED THE 60-DAY RULE on behalf of the State. COURT ORDERED, matter set for trial.

CUSTODY (MONROE, FERGASON, HOLMES)...NIC (TREVARTHEN)

1/11/07 9:30 AM ARRAIGNMENT CONTINUED...CONFIRMATION OF COUNSEL

(LANGFORD)(DEFT. MONROE)

1/11/07 9:30 AM CONFIRMATION OF COUNSEL (FIGLER)(DEFT. TREVARTHEN)

3/6/07 9:30 AM CALENDAR CALL (ALL)

3/13/07 1:30 PM JURY TRIAL (ALL)

#### CLERK'S NOTE:

Chuck with Mr. Langford's office advised of appointment and court date.

Gabby with Mr. Figler's office advised of appointment and court date.

Clark County Detention Center advised by this Court's Judicial Executive Assistant that Deft. Holmes is not to be released on bond until this Court has a Source Hearing.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 05, 2007

06C228752-1

The State of Nevada vs Daimon Monroe

January 05, 2007

2:00 PM

Hearing

**SOURCE HEARING**Court Clerk: April  
Watkins

Reporter/Recorder:

Thelma Stapley

Heard By: Michelle  
Leavitt**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

**JOURNAL ENTRIES**

- Mr. Sullivan advised the balance of the bond is \$137,000.00 which is being posted at this time. Deft. sworn and testified. Further, Mr. Sullivan bond is arranged through Bail Bonds Unlimited who has posted an additional \$35,000.00 bond on Deft's other charges. Additionally, bond company is willing to accept and pay the bond while Deft. makes payments on the remainder balance. Colloquy. Mr. Sullivan stated \$7,500.00 is currently being posted by the bond company for the bond in the amount of \$137,000.00. Deft. advised he put up one of three homes for collateral as well and advised the money is coming from a equity line of credit. Court noted documents have been provided as to the equity line and stated it does not indicate any dates of withdrawal of the money. Mr. Sullivan argued there is plenty of equity in the home. Deft. stated he bought home five years ago and has two equity lines of credit. One from one home and one from another. Further colloquy. Ms. DiGiacomo stated Deft. accepted \$145,000.00 of settlement money on November 17, 2006, which \$70,000.00 was returned two weeks later. However, agreement with Deft. that he would pay back \$75,000.00 in three months to the Metropolitan Police Department (Metro) and the FBI. Ms. DiGiacomo advised Deft. Trevarthen was withdrawing the money from their accounts Friday before source hearing and all



was traced accept for the \$145,000.00 which Deft. Trevarthen stated she gave to Deft. Holmes. Deft. Trevarthen told Metro she attempted to get money back and Deft's Holmes refused to give money back. Further, the State is concerned as to where the \$75,000.00 as counsel is not sure what happened to it at this point. Mr. Sullivan argued Deft. Holmes never admitted to taking the money. Further, equity lines where opened prior to all of this. Mr. Sullivan further argued Deft. was advised all of his homes and property would be seized and counsel advised Deft. to give what ever money had to Metro and the FBI. Additionally, Mr. Sullivan argued Deft. has provided sufficient proof as to where money is coming from. Court stated she is concerned as to where the money will be coming from as to paying payments towards the balance of the bond. Deft. advised he father is also helping to pay the bond company as well. Mr. Sullivan stated Deft. works full time at the Horseshoe and argued he has legitimate means to pay. Court further stated it appears Deft. can post the bond. Further, Deft. can come in and prove the source of the money as to the payments to the bond company. Mr. Sullivan also advised Deft. has ownership of two vehicles. Colloquy. Ms. DiGiacomo advised Deft. also owns a 27 foot cargo truck and a Suburban. COURT ORDERED, Deft. RELEASED ON BOND once posted and matter set for status check for Deft. to provide paper trail of where money is coming from. Colloquy regarding the \$13,000.00 already posted in Justice Court.

BOND

2/8/07 9:30 AM STATUS CHECK: BAIL BOND

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****January 11, 2007**

06C228752-1

The State of Nevada vs Daimon Monroe

**January 11, 2007****9:30 AM****All Pending Motions**

**ALL PENDING  
MOTIONS (1/11/06);  
DEFTS' MONROE  
& TREVARTHEN  
Court Clerk: April  
Watkins  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Burke, Susan D.

Attorney

Di Giacomo, Marc P.

Attorney

Monroe, Daimon

Defendant

Winckler, Karen C.

Attorney

**JOURNAL ENTRIES****- DEFT. MONROE:**

Ms. Burke CONFIRMED as counsel on behalf of Robert Langford, Esq. DEFT. MONROE ARRAIGNED, PLED NOT GUILTY and INVOKED THE 60-DAY RULE. COURT ORDERED, matter set for trial.

**DEFT. TREVARTHEN:**

CONFERENCE AT BENCH. COURT ORDERED, matter SET for confirmation of counsel.

CUSTODY (MONROE)...NIC (TREVARTHEN)

1/18/07 9:30 AM CONFIRMATION OF COUNSEL (LORD)(TREVARTHEN)

3/6/07 9:30 AM CALENDAR CALL (MONROE)

3/13/07 1:30 PM JURY TRIAL (MONROE)

CLERK'S NOTE: Ms. Burke appeared on February 13, 2007 advising that she was the attorney appearing for Deft. Monroe on this date and not Ms. Winckler. Minute order corrected to reflect Ms. Burke's appearance./kb 2-13-07

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****January 18, 2007**

06C228752-1

The State of Nevada vs Daimon Monroe

**January 18, 2007****9:30 AM****Motion for Confirmation of  
Counsel**

**CONFIRMATION  
OF COUNSEL  
(LORD) Relief Clerk:  
Teri Braegelmann  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Di Giacomo, Marc P.

Attorney

**JOURNAL ENTRIES**

- Upon Court's inquiry, Mr. Lord stated deft. is indigent due to all of her assets being frozen as a result of this case. Statements by deft. regarding the reason she moved to Texas was because she has family there. Colloquy regarding deft. residing out of state. Mr. Lord advised deft. was given an O.R. in Justice Court. COURT ORDERED, Mr. Lord APPOINTED.  
NIC

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 08, 2007**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**February 08, 2007****9:30 AM****Status Check****STATUS CHECK:**  
**BAIL BONDS Court**  
**Clerk: Teri**  
**Braegelmann Relief**  
**Clerk: Tina Hurd/th**  
**Reporter/Recorder:**  
**Thelma Stapley**  
**Heard By: Michelle**  
**Leavitt****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Krusey, Amanda K.

Attorney

**JOURNAL ENTRIES**

- No appearance by Deft's counsel Sean Sullivan. Court advised they were supposed to have a source hearing today. As Mr. Sullivan is not present, COURT ORDERED, matter OFF CALENDAR.  
CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****February 13, 2007**

06C228752-1

The State of Nevada vs Daimon Monroe

**February 13, 2007****9:30 AM****Motion**

**DEFT'S MTN FOR  
EXTENSION OF  
TIME TO FILEPTN  
FOR WRIT OF  
HABEAS  
CORPUS/30 Relief  
Clerk: Kristen Brown  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Burke, Susan D.  
DiGiacomo, Sandra  
Monroe, Daimon

Attorney  
Attorney  
Defendant

**JOURNAL ENTRIES**

- Ms. Burke requested to file the petition within 15 days from today or by February 28, 2007. Ms. DiGiacomo advised the Court that this case will not be ready to proceed to trial on March 6, 2007 and requested to place this matter on for status check along with the co-deft's to address this issue. Colloquy between Court and counsel regarding the trial and petition. Ms. Burke stated that she will be able to come to court on February 20, 2007 to address the trial setting and will be able to advise Ms. DiGiacomo if a petition is going to be filed. COURT ORDERED, Motion GRANTED; Petition to be filed by February 28, 2007 and matter set for argument; FURTHER ORDERED, matter set for status check on February 20, 2007 to address the trial setting and for Ms. Burke to advise if a petition is

going to be filed.

CUSTODY

2/20/07 9:30 AM STATUS CHECK: PETITION/TRIAL

3/06/07 9:30 AM ARGUMENT: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****February 20, 2007**

06C228752-1

The State of Nevada vs Daimon Monroe

**February 20, 2007****9:30 AM****All Pending Motions****ALL PENDING****MOTIONS 2-20-07****Relief Clerk: Kristen  
Brown****Reporter/Recorder:****Thelma Stapley****Heard By: Michelle  
Leavitt****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Burke, Susan D.

Attorney

**JOURNAL ENTRIES**

- PETITION FOR WRIT OF HABEAS CORPUS (FERGASON & HOLMES)...STATUS CHECK:  
PETITION/TRIAL (MONROE)

Ms. Burke stated that she received a call continuing the motions but based on the last hearing, was supposed to advise the State as to whether or not a writ is going to be filed. Mr. Burke advised the Court that a writ will be filed and is due February 28, 2007 with a hearing date of March 6, 2007 along with the other writs that have been filed. Court noted Ms. Burke's representations regarding filing of the writ and ORDERED, all Writ's will be heard on March 6, 2007 at 11:00 am.

CUSTODY (MONROE)

NIC (FERGASON &amp; HOLMES)

3/06/07 11:00 AM DEFTS PETITION'S FOR WRIT OF HABEAS CORPUS (MONROE, FERGASON & HOLMES)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****March 06, 2007**

06C228752-1

The State of Nevada vs Daimon Monroe

**March 06, 2007****11:00 AM****Calendar Call**

**CALENDAR CALL**  
**Relief Clerk: Kristen Brown**  
**Reporter/Recorder: Thelma Stapley**  
**Heard By: Michelle Leavitt**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Burke, Susan D.

Attorney

DiGiacomo, Sandra

Attorney

Monroe, Daimon

Defendant

**JOURNAL ENTRIES**

- State's Return to Writ of Habeas Corpus FILED IN OPEN COURT. Ms. DiGiacomo advised the Court that the State's Return has been filed in open court. Colloquy between Court and Deft. Hoyt regarding waiving speedy trial rights and the filing of the Writ. Ms. Burke stated that she had gone over all the prerequisites with the deft. regarding this issue; further, would be ineffective if proceeded to trial next week. Ms. DiGiacomo stated that Deft. Hoyt is looking at the large habitual criminal treatment. Court advised the Deft. that based on those facts, this trial can not proceed next week. Ms. Dustin advised the Court that this has been explained to her client, Deft. Ferguson, and the deft. understands. Ms. Sullivan stated that based on the multiple charges, there is no possibility of this case proceeding to trial on this stack. Ms. Burke again stated that she has retained an investigator and this has been explained to her client, Deft. Hoyt, but the deft. is frustrated by being in custody. Ms. DiGiacomo advised the Court that this will be a 3-4 week trial. COURT ORDERED, Trial VACATED and RESET; FURTHER ORDERED, the Writ's filed by the deft's will be RESET by the

Court.

RECALLED: Ms. DiGiacomo, Mr. Lord and Deft. Trevarthen present. Mr. Lord stated this matter is negotiated with regards to his client. Second Amended Indictment and Guilty Plea Agreement FILED IN OPEN COURT. NEGOTIATIONS: State will have no opposition to probation but have the right to argue the terms of probation. DEFT. TREVARTHEN ARRAIGNED AND PLED GUILTY to COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM) and COUNT 2 - POSSESSION OF STOLEN PROPERTY (F). Ms. DiGiacomo requested a status check regarding sentencing be set prior to referring this matter to Parole and Probation. COURT ACCEPTED plea and ORDERED, matter set for status check regarding sentencing. Court stated it will allow the deft. to travel back to Texas but deft. will have to remain trouble free.

CUSTODY (MONROE)

NIC (TREVARTHEN, FERGASON & HOLMES)

10/02/07 9:30 AM CALENDAR CALL (MONROE, FERGASON & HOLMES)

10/09/07 1:30 PM JURY TRIAL (MONROE, FERGASON & HOLMES)

11/08/07 9:30 AM STATUS CHECK: SENTENCING (TREVARTHEN)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 29, 2007

06C228752-1

The State of Nevada vs Daimon Monroe

May 29, 2007

9:30 AM

**Motion to Withdraw as  
Counsel**

**SUSAN D BURKE'S  
MTN TO  
WITHDRAW AS  
ATTORNEY OF  
RECORD /43 Court  
Clerk: April Watkins  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Burke, Susan D.  
Hart, Marty  
Krusey, Amanda K.  
Monroe, Daimon

Attorney  
Attorney  
Attorney  
Defendant

**JOURNAL ENTRIES**

- Ms. Burke advised there was no opposition to her motion and stated Mr. Hart has taken over Deft's other case in Department XX and requested that he be appointed in this matter. Statement by Mr. Hart. COURT ORDERED, motion GRANTED and Marty Hart, Esq., APPOINTED. Further, Ms. Burke advised she has provided discovery to Mr. Hart.

CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****September 25, 2007**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**September 25, 2007****9:30 AM****Motion to Continue****DEFT'S MTN TO  
CONTINUE  
TRIAL/45 Court  
Clerk: April Watkins  
Relief Clerk: Lorraine  
Williams/lmw  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Leavitt,  
Michelle****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Hart, MartyAttorney  
Attorney**JOURNAL ENTRIES**

- Court advised the matter should be continued to have all Defts. present. Colloquy. Ms. Dustin advised Deft. Ferguson will be joining in with Deft. Holmes's motion. Mr. Lord requested Deft. Trevarthen's sentencing date be set after trial date is set. COURT ORDERED, matter CONTINUED; Petition for Writ of Habeas Corpus VACATED at this time.

**BOND**

10/02/07 9:30 AM STATUS CHECK: TRIAL SETTING (FERGUSON &amp; MONROE)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 02, 2007

06C228752-1

The State of Nevada vs Daimon Monroe

October 02, 2007

9:30 AM

All Pending Motions

**ALL PENDING  
MOTIONS 10/02/07  
Court Clerk: April  
Watkins Relief  
Clerk: Lorraine  
Williams/lmw  
Reporter/Recorder:  
Thelma Stapley  
Heard By: Michelle  
Leavitt**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra  
Hart, Marty  
Luzaich, Elissa  
Monroe, Daimon

Attorney  
Attorney  
Attorney  
Defendant

**JOURNAL ENTRIES**

- DEFT HOLMES' MOTION TO CONTINUE TRIAL...STATUS CHECK: TRIAL SETTING  
(MONROE & FERGASON)...CALENDAR CALL (MONROE, FERGASON, HOLMES)

All counsel advise they have agreed to continue trial. Ms. DiGiacomo advised counsel has selected March 18, 2008, as new trial date, but noted status check for Deft. Trevarthen will need to be moved until after trial because she is testifying. Court asked counsel if a special setting would be required for writs. Conference at the Bench. COURT ORDERED, trial date VACATED and RE-SET; status check CONTINUED; Writs of Habeas Corpus SET.

11/08/07 11:00 AM WRITS OF HABEAS CORPUS (MONROE, FERGASON, HOLMES)

03/11/08 9:30 AM CALENDAR CALL (MONROE, FERGASON, HOLMES)

03/18/08 1:30 PM JURY TRIAL (MONROE, FERGASON, HOLMES)

04/24/08 9:30 AM STATUS CHECK: SENTENCING (TREVARTHEN)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 08, 2007

06C228752-1

The State of Nevada vs Daimon Monroe

November 08, 2007	11:00 AM	Petition for Writ of Habeas Corpus	PTN FOR WRIT OF HABEAS CORPUS Relief Clerk: Tia Everett/te Reporter/Recorder: Thelma Stapley Heard By: Michelle Leavitt
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HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Di Giacomo, Marc P. Hart, Marty Monroe, Daimon	Attorney Attorney Defendant
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**JOURNAL ENTRIES**

- Mr. Sullivan requested Defendant Holmes presence be waived as he has gainful employment. COURT SO ORDERED. Ms. Dustin, Mr. Hart, and Mr. Sullivan argued the only witness who can substantiate any of the claims is Tonya Trevarthen who is also a co-defendant in this case. Additionally, counsel argued there was insufficient evidence presented to the Grand Jury as there were taped phone conversations presented to the Grand Jury; however, only excerpts were played and not the entire tape; therefore counts 1 and 2, 5 through 14, 16 through 23, 25 and 27 should be dismissed as they are not properly supported. Mr. DiGiacomo opposed by arguing you can not question how a jury deliberates as they were presented the evidence and all exhibits were admitted and sent back with the jury at the time of deliberation to allow them the opportunity to relisten to any of the phone conversations they chose to. COURT FURTHER ORDERED, Petitions DENIED and Trial Date STANDS. Colloquy regarding trial date. FURTHER ORDERED, matter set for status

check.

CUSTODY (MONROE)...CUSTODY (FERGASON)...BOND (HOLMES)

1/17/08 9:30 AM STATUS CHECK: STATUS OF TRIAL



**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 23, 2008**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**January 23, 2008****9:00 AM****Minute Order****MINUTE ORDER  
RE: (RECUSAL)  
Court Clerk: April  
Watkins Heard By:  
Michelle Leavitt****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:****JOURNAL ENTRIES**

- The court hereby recuses from the above-entitled case due to the appearance of impropriety. This court has been named as a victim in Justice Court case No.: 08F01002X. Per the Chief Judge, Kathy Hardcastle, this case is hereby reassigned to department 4 for further proceedings consistent with this minute order.

Any dates previously set by this court are VACATED.

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 24, 2008**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**January 24, 2008****9:00 AM****Minute Order****MINUTE ORDER  
RE:  
REASSIGNMENT  
TO DEPT. VII Court  
Clerk: Denise  
Trujillo Heard By:  
Kathy Hardcastle****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES  
PRESENT:****JOURNAL ENTRIES**

- Due to previous Court's recusal, and Per Order of the Chief Judge, due to the appearance of impropriety, this case is hereby TRANSFERRED to Dept. 7 for further proceedings.

CLERK'S NOTE: A copy of this minute order to be placed in the attorney folder(s) of Marty Hart, Jonathan Lord, Cynthia Dustin and Sean Sullivan.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 30, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

January 30, 2008

8:30 AM

All Pending Motions

**ALL PENDING  
MOTIONS 1/30/08  
Relief Clerk: Carole  
D'Aloia  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra  
Hart, Marty  
Monroe, Daimon

Attorney  
Attorney  
Defendant

**JOURNAL ENTRIES**

- STATUS CHECK: VERIFY TRIAL DATES (MONROE)...STATUS CHECK: VERIFY TRIAL DATES (FERGASON)...STATUS CHECK: VERIFY TRIAL DATES (HOLMES)

Court advised this case was reassigned to this Department because another Judge recused. Court further advised Ms. Dustin informed the current trial date does not work for her. Colloquy between Court and counsel regarding possible trial dates. Mr. Sullivan requested matter be continued one (1) week to allow him time to review the State's file which may give him a better insight as to when the trial should be set. COURT ORDERED, matter CONTINUED. Mr. Sullivan requested Defendant Holmes' presence be waived on the continuance date for employment reasons and, COURT SO ORDERED.

CUSTODY (COC)(MONROE &amp; FERGASON)

BOND (HOLMES)

2/5/08 8:30 AM ALL PENDING MOTIONS

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 05, 2008**

06C228752-1

The State of Nevada vs Daimon Monroe

**February 05, 2008****8:30 AM****All Pending Motions****ALL PENDING  
MOTIONS 2-5-08  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Hart, Marty  
Monroe, DaimonAttorney  
Attorney  
Defendant**JOURNAL ENTRIES**

- Deft. Holmes' presence WAIVED. Colloquy regarding the trial date. COURT ORDERED, trial date VACATED AND RESET to May 12.

CUSTODY (COC - MONROE & FERGASON)...BOND (HOLMES)

5-1-08 8:30 AM CALENDAR CALL

5-12-08 9:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 24, 2008**

06C228752-1

The State of Nevada vs Daimon Monroe

**April 24, 2008****8:30 AM****Status Check**

**STATUS CHECK:  
SENTENCING  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Krusey, Amanda K.

Attorney

**JOURNAL ENTRIES**

- Conference at the bench. COURT ORDERED, matter CONTINUED for status check.

NIC

7-16-08 8:30 AM STATUS CHECK: SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 01, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 01, 2008

8:30 AM

All Pending Motions

**ALL PENDING  
MOTIONS 5-1-08  
Court Clerk: Tina  
Hurd Relief Clerk:  
Sharon  
Coffman/sc..Dana  
Cooper  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

Hart, Marty

Attorney

Owens, Christopher J.

Attorney

**JOURNAL ENTRIES**

- STATE'S MOTION TO AMEND INDICTMENT (ALL)...DEFENDANT HOLMES' MOTION TO SEVER...DEFENDANT FERGASON'S MOTION TO SEVER  
COURT ORDERED, State's Motion to Amend Indictment is GRANTED. Amended Indictment FILED IN OPEN COURT.

Ms. Dustin advised her client is joining in all the motions.

COURT ORDERED, Motion to Disqualify the District Attorney is DENIED.

COURT FURTHER ORDERED, Defendant Holmes' Motion to Sever is DENIED; Defendant Ferguson's Motion to Sever is GRANTED.

Conference at the Bench regarding motions to be filed. Judge noted he will be away and is unable to hear them.

Argument by Ms. Dustin as to the Amended Indictment. Court noted there are the same number of counts and the same number of charges; only property was added.

Argument by Mr. Sullivan as to the large amount of discovery and the short time he has to review it. Ms. DiaGiacomo advised it consists of multiple copies and is all financial. Court noted there should be enough time for review before trial.

Colloquy as to witnesses (80 - 100) and scheduling. COURT ORDERED, TRIAL DATE STANDS; FURTHER ORDERED, the Fergason trial shall immediately follow this one.

Further discussion as to Motions to be filed. Court noted these will be heard the morning of trial.

CUSTODY (COC) (MONROE & FERGASON)

BOND (HOLMES)

5/12/08 9:30 A.M. TRIAL BY JURY (MONROE & HOLMES)

5/20/08 9:30 A.M. TRIAL BY JURY (FERGASON)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 12, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 12, 2008

8:30 AM

All Pending Motions

**ALL PENDING  
MOTIONS 5-12-08**  
**Court Clerk: Tina  
Hurd**  
**Reporter/Recorder:  
Renee Vincent**  
**Heard By: Stewart  
Bell**

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**

DiGiacomo, Sandra  
Hart, Marty  
Monroe, Daimon  
Small, Shelly L.  
Tramel, Michaela E

Attorney  
Attorney  
Defendant  
Attorney  
Attorney

**JOURNAL ENTRIES**

- 9:50 A.M.--Deft. Holmes not present. Court advised he will hear the motions and, if Deft. Holmes is not present when jury selection starts, he will issue a bench warrant.

DEFT. MONROE'S JOINDER TO MOTIONS...DEFT. HOLMES' MOTION TO JOIN CO-DEFT.

DAIMON MONROE'S MOTIONS...DEFT. HOLMES' MOTION TO JOIN CO-DEFT. BRYAN

FERGASON'S MOTIONS...Ms. Dustin joined in Mr. Hart's motions. COURT ORDERED, the joinders are GRANTED and any rulings on the motions will be as to all Defts.

DEFT. MONROE'S MOTION IN LIMINE RE: ROP DETECTIVES...Court stated he does not see there is much prejudice on this. On the other hand, he does not see any relevance to the flyers and does not

see it is necessarily inferable they have prior convictions. Mr. Hart argued it is more than a slight inference of a history. Ms. Dustin argued Deft. Ferguson never got out of custody so they could not have been following him. Further arguments by counsel. COURT ORDERED, motion to exclude reference to repeat offenders is DENIED; the evidence regarding the flyers is marginally relevant, however, the prejudicial effect outweighs the probative value and the flyers are EXCLUDED.

DEFT. MONROE'S MOTION TO DISQUALIFY DISTRICT ATTORNEY'S OFFICE AND SANDRA DiGIACOMO AS PROSECUTOR...COURT ORDERED, motion DENIED as there is no impropriety. DEFT. MONROE'S MOTION TO SUPPRESS TELEPHONE RECORDINGS...Court advised he needs to see the transcripts of these phone calls and advised Bruton trumps conspiracy. They would be admissible against the person on the phone but specific content is not admissible regarding past crimes without a Petrocelli Hearing and regarding a third person that is not on the phone. As to the case in Department 5, Court advised the Jury is not going to know they were convicted there. Arguments by counsel. Court advised the arrest and the burglary are part and parcel of the conspiracy and is material and relevant and that led to the search warrant.

DEFT. MONROE'S MOTION TO SUPPRESS EVIDENCE OBTAINED PURSUANT TO SEARCH WARRANTS...Mr. Hart argued it was a very general warrant. Court advised, given the information the police had and observations they made, he believes the search warrant was reasonably specific and does NOT find it was over broad. COURT ORDERED, motion DENIED.

DEFT. MONROE'S MOTION TO SUPPRESS...DEFT. FERGASON'S MOTION TO SUPPRESS... Ms. Dustin argued unreasonable detention. COURT ORDERED, motions DENIED. Court stated he believes it is pretty clear that foul play was afoot and it started with a Terry stop and moved to probable cause.

DEFT. FERGASON'S MOTION TO STRIKE LANGUAGE IN COUNT 1 & COUNT 13 OF AMENDED INDICTMENT...Court stated he believes Ms. Dustin is not correct as to Count 1 but is correct as to Count 13. There is no way to know what items the Jury would be convinced of in Count 13. Ms. Dustin argued the Onco Crystal Palace language added to Count 1 is substantive and was not brought in before the Grand Jury. Ms. DiGiacomo argued it is a different standard before the Grand Jury and was basic information. COURT ORDERED, as to Count 1, motion DENIED, however, that language is STRICKEN from Count 13; State to amend the Indictment to strike the new language that was added.

DEFT. FERGASON'S MOTION IN LIMINE TO BAR ADMISSION OF EXPERT TESTIMONY OR EVIDENCE OF VALUE FOR THE PROPERTY AT ISSUE...COURT ORDERED, motion GRANTED as to the expert. Court advised the people can clearly value their own property and ORDERED, motion to preclude the owners from testifying as to the value of their own property is DENIED.

DEFT. FERGASON'S MOTION IN LIMINE TO BAR ADMISSION OF EVIDENCE THAT THE DEFT. COMMITTED BURGLARY IN THE INSTANT CASE...Arguments by counsel regarding any burglaries before that time period. COURT ORDERED, motion GRANTED.

DEFT. FERGASON'S MOTION FOR PRODUCTION OF DISCOVERY (set for May 19)...Ms. Dustin advised this issue resolved yesterday. COURT ORDERED, motion WITHDRAWN and hearing date VACATED.

DEFT. FERGASON'S MOTION IN LIMINE TO EXCLUDE/PRECLUDE EVIDENCE OF CO-DEFT'S RESIDENCE (set for May 19)...COURT ORDERED, motion DENIED. Court advised, if the State convinces the Jury of a conspiracy, the act of one is the act of all.

DEFT'S FERGASON'S MOTION TO DISMISS POSSESSION OF STOLEN PROPERTY CHARGES ...DEFT. HOLMES' MOTION TO DISMISS CONSPIRACY TO COMMIT BURGLARY AND/OR POSSESSION OF STOLEN PROPERTY CHARGES...Court advised there really is not a motion to dismiss in this jurisdiction, it is really a Writ of Habeas Corpus and is procedurally barred. Ms. Dustin stated she believes some of the Possession of Stolen Property charges are stale by the statute of limitations. Court advised possession is the date it is recovered by the police. Arguments by counsel. Court FINDS the motions are procedurally barred and FINDS a Jury could convict or acquit. COURT ORDERED, motions DENIED.

DEFT. FERGASON'S MOTION TO BAR RECORDED PHONE CALLS (set for May 19)... DEFT. HOLMES' MOTION IN LIMINE TO BAR THE ADMISSION OF RECORDED TELEPHONE CALLS...COURT ORDERED, the calls may come in if they are in furtherance of a conspiracy. Ms. Dustin argued the conspiracy ended when Deft. Ferguson was taken into custody. Court advised it may or may not have been over, however, the conspiracy could still be going on today. COURT ORDERED, Deft. Ferguson's motion DENIED for both substantive and procedural reasons. COURT FURTHER ORDERED, Deft. Holmes' motion DENIED for the same reasons.

DEFT. HOLMES' MOTION IN LIMINE TO EXCLUDE ANY TESTIMONY REGARDING DEFT. HOLMES' PRIOR ARRESTS AND/OR CRIMINAL HISTORY AS WELL AS ANY CIRCUMSTANCES SURROUNDING THOSE EVENTS...COURT ORDERED, motion GRANTED, however, they may come in if Deft. Holmes testifies; non-Felonies and arrests that did not amount to a conviction may NOT come in.

DEFT. HOLMES' MOTION TO SUPPRESS...COURT ORDERED, motion DENIED. Court advised he sees no problems with these, assuming the Jury believes the officers.

10:36 A.M.--Deft. Holmes still not present. Mr. Sullivan advised Deft's wife indicated they had a fight and he took off. Court stated he believes Deft. Holmes took off but not for that reason. COURT ORDERED, BENCH WARRANT WILL ISSUE, NO BAIL, for Deft. Holmes. Court advised, if Deft. Holmes is picked up in the next week, he will be tried with Deft. Ferguson. Mr. Sullivan may file a motion to withdraw. Mr. Sullivan advised he spoke with Deft. Holmes last night and advised Deft. has been compliant with his appearances up to now. Court advised Deft. Holmes has generally not been here at the prior hearings and Mr. Sullivan has represented he had good contact. Hearing concluded.

CUSTODY (COC - MONROE & FERGASON)...B.W. (BOND - HOLMES)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 12, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 12, 2008

9:30 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

Hart, Marty

Attorney

Monroe, Daimon

Defendant

Small, Shelly L.

Attorney

Tramel, Michaela E

Attorney

**JOURNAL ENTRIES**

- 11:02 A.M.--Colloquy regarding Deft's last name. Court advised he will have to mention both Monroe and Hoyt due to the publicity generated by the other case. Counsel acknowledged. 11:07 a.m.--Jury venire present. Introductions by Court and counsel. Clerk called roll of the venire; voir dire oath administered. Jury selection commenced. 12:24 p.m.--Fourteen (14) jurors selected. Jury was NOT sworn. Court thanked and excused the remaining venire. Court advised the Jury of scheduling and procedure. Court advised the Jury will be given the oath of service tomorrow morning before trial gets started. 12:33 p.m.--Jury admonished and excused for the day due to other matters that need to be resolved to make the trial run smoother, to return at 9:30 a.m. tomorrow morning. **OUTSIDE THE PRESENCE OF THE JURY**, colloquy regarding what needs to be done regarding exhibits as there are approximately 1000. 12:36 p.m.--Court adjourned.

**06C228752-1**

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 13, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 13, 2008

9:30 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

Hart, Marty

Attorney

Monroe, Daimon

Defendant

Small, Shelly L.

Attorney

Tramel, Michaela E

Attorney

**JOURNAL ENTRIES**

- 9:41 A.M.--OUTSIDE THE PRESENCE OF THE JURY, Second Amended Indictment FILED IN OPEN COURT. Mr. Hart advised the State has downloaded information from Deft. Monroe's computer that has schematics and such. Court advised the State cannot argue other burglaries but can put in the schematics to show intent. Court advised the Indictment is lengthy and, instead of having the Clerk read it, he will provide the jurors with copies of the Indictment. Court stated he believes that will limit confusion as to the counts as well. Ms. DiGiacomo advised witness Brent Ingle is undergoing radiation treatment for cancer and cannot come to court. As he is unavailable for trial, Ms. DiGiacomo moved to use his prior testimony. Mr. Hart stated he would prefer to have the witness live, however, he understands the circumstances. COURT ORDERED, a reader will be used to read in the prior testimony. 9:44 A.M.--Jury present. Oath of service administered to the Jury.

Court read the opening charge to the Jury. Opening statements by Ms. DiGiacomo and Mr. Hart. Testimony and exhibits presented. (See worksheets.) 12:01 p.m.--Jury admonished and excused for lunch, to return at 1:10 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart objected to the officer identifying his client by the orange socks which indicate he is in jail. Mr. Hart moved for a mistrial. Court stated he does not believe any of these jurors were ever in trouble and the orange socks mean nothing to them. COURT ORDERED, mistrial DENIED. 12:03 p.m.--Court adjourned for lunch.

1:15 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

4:30 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, Court ADMONISHED Deft. Monroe regarding his right to not be compelled to testify. Colloquy regarding obtaining toothpaste and shampoo for Deft. 4:37 p.m.--Court adjourned.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 14, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 14, 2008

9:45 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

Hart, Marty

Attorney

Monroe, Daimon

Defendant

Small, Shelly L.

Attorney

Tramel, Michaela E

Attorney

**JOURNAL ENTRIES**

- 9:56 A.M.--OUTSIDE THE PRESENCE OF THE JURY, upon inquiry by Ms. DiGiacomo, COURT ORDERED, the State may explain what ROP stands for (Repeat Offenders Program). Court further advised he is going to instruct the Jury on the value issue. 9:57 a.m.--Jury present. Court instructed the Jury regarding value. Further testimony and exhibits presented. (See worksheets.) 11:50 a.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding jury instructions and victim-witnesses. Court adjourned for lunch.

12:58 P.M.--OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart reserved his right to argue his objection regarding the stop and related issues. Court acknowledged. Further testimony and exhibits presented. 3:58 p.m.--There being no further witnesses available, Court admonished the Jury and



excused them for the evening, to return at 9:45 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart renewed his motion to suppress and argued one of the officers' testimony has morphed over time. Mr. Hart argued there was no basis for the car stop as there was no indicia of entry into Just For Kids Dentistry. Ms. DiGiacomo advised this motion has been brought before Judge Wall twice and been denied. Further arguments by counsel. Court advised officers can make a Terry stop if they think something is afoot. Court further advised the Terry stop turned into probable cause in about 5 minutes and officers certainly had a Terry basis for pulling the car over. COURT ORDERED, the defense motion DENIED. Colloquy regarding the jail calls. COURT ORDERED, any reference to Deft. Monroe's prior record and any conversation where Deft. is not present will not come in. Court adjourned for the evening.  
CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 15, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 15, 2008

9:15 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

Monroe, Daimon

Defendant

Small, Shelly L.

Attorney

Tramel, Michaela E

Attorney

**JOURNAL ENTRIES**

- 10:22 A.M.--Deft. not present. Jury present. Court advised Mr. Hart is ill and the trial cannot go forward without him, however, counsel have indicated they will pare down the rest of the case and keep the trial on schedule. 10:24 a.m.--Court admonished the Jury and excused them for the day, to return at 9:15 a.m. tomorrow morning. 10:25 A.M.--Deft. Monroe present. Court advised Mr. Hart is ill and they will be picking up the trial tomorrow. Court advised Juror #6-Mr. Arnold has indicated to the bailiff he recognized a witness yesterday that he worked with 15-18 years ago and has indicated it will not affect him, he just felt it was his duty to inform the Court. Ms. DiGiacomo advised no witnesses indicated they recognized a juror. 10:30 a.m.--Court adjourned for the day.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****May 16, 2008**

06C228752-1

The State of Nevada vs Daimon Monroe

**May 16, 2008****9:30 AM****Jury Trial**

**TRIAL BY JURY**  
**Court Clerk: Tina**  
**Hurd Relief Clerk:**  
**Carole D'Aloia (1:05**  
**PM - 5:10 PM)**  
**Reporter/Recorder:**  
**Renee Vincent**  
**Heard By: Bell,**  
**Stewart L.**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES**

<b>PRESENT:</b>	DiGiacomo, Sandra	Attorney
	Hart, Marty	Attorney
	Monroe, Daimon	Defendant
	Small, Shelly L.	Attorney
	Tramel, Michaela E	Attorney

**JOURNAL ENTRIES**

- 9:11 A.M.--OUTSIDE THE PRESENCE OF THE JURY, Court stated he understands there has been an agreement regarding the jail calls. Mr. Hart concurred, however, one call he is concerned with is a call regarding 10 "G's" for someone to take a swim and not testify. Ms. Small advised that is regarding the victim Mr. Hung and it is apparent that is who they are talking about. Mr. Hart advised there is another call regarding the media. Ms. DiGiacomo advised the call was regarding what was said on the news and that they stated it was \$2 million worth of stolen property. The call also references Bobby Holmes taking care of one of the storage units. Mr. Hart objected as there is an issue of fact. COURT ORDERED, objection OVERRULED. 9:14 a.m.--Jury present. Further

testimony and exhibits presented. (See worksheets.) 12:03 p.m.--Jury admonished and excused for lunch, to return at 1:05 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart argued they keep hearing "Repeat Offender Program" and argued further he does not know why there has to be any mention of the SWAT team coming in to serve the search warrants. Court advised this is how they do business and ORDERED, objection OVERRULED. Colloquy regarding witnesses and scheduling. Mr. Hart argued regarding the stuff the State intends to bring in off of the computers and argued there are no burglaries charged and this backdoors in the other bad acts. Court advised, if there is an issue of stolen property and there is not an issue that Deft. Monroe knew or should have known it was stolen, he will sustain the objection and not let it in. Mr. Hart advised he cannot stipulate to that. COURT ORDERED, objection OVERRULED. 12:07 p.m.--Court adjourned for lunch

1:05 PM Jury Trial Continues (Carole D'Aloia, Relief Clerk)

Witness testimony and exhibits admitted continue (see worksheet). At the hour of 5:10 PM, Court admonished the jury for the weekend, instructed them to return Monday at 9:30 AM and, ORDERED, matter CONTINUED.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 19, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 19, 2008

9:30 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

Hart, Marty

Attorney

Monroe, Daimon

Defendant

Small, Shelly L.

Attorney

Tramel, Michaela E

Attorney

**JOURNAL ENTRIES**

- 9:44 A.M.--Jury present. Further testimony and exhibits presented. (See worksheets.) 11:46 a.m.-- Court stated he understands the State has one long witness, one short witness and two that need to be recalled that will not be here until after lunch. Jury admonished and excused for lunch, to return at 12:45 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Ms. DiGiacomo moved to amend the Indictment to correct a typo in Count 1. COURT ORDERED, GRANTED. Jury Instructions settled on the record. 12:01 p.m.--Court adjourned for lunch.

1:00 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

2:48 p.m.--OUTSIDE THE PRESENCE OF THE JURY, Mr. Hart stated he believes the comment regarding posting bail previously brings in prior bad acts. Court advised it could be for anything or even for someone else and he believes it is innocuous. Mr. Hart stated he believes the next call is

whether Deft. Monroe could do it and that it was not as much fun without Fergason. Ms. DiGiacomo advised the conspiracy is ongoing at this point and it is in furtherance of the conspiracy. COURT ORDERED, objection OVERRULED. 3:00 p.m.--Jury present. Further testimony and exhibits presented. 5:14 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 20, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 20, 2008

9:30 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
HurdReporter/Recorder:  
Renee VincentHeard By: Stewart  
Bell**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

Hart, Marty

Attorney

Monroe, Daimon

Defendant

Small, Shelly L.

Attorney

Tramel, Michaela E

Attorney

**JOURNAL ENTRIES**

- 9:38 A.M.--Court reconvened with all present as before. Court advised the Jury of the day's schedule. Further testimony and exhibits presented. (See worksheets.) State and defense rested. Court instructed the Jury. Closing arguments by counsel. Bailiff sworn to take charge of the Jury. Clerk selected two alternates by random drawing: Alternate #1 - Juror #3-Natalia Salman and Alternate #2 - Juror #6-Thurman Arnold. 11:53 a.m.--Jury retired to deliberate.

1:49 P.M.--Court reconvened with all present as before. Jury returned with VERDICTS as follow: GUILTY of COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM); GUILTY of COUNTS 2-4, 7-11, 13-17, 22-24, 26 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (F); GUILTY of COUNTS 5-6, 12, 18-21, 25, 27 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$250.00 (F). Jury polled at request of Mr. Hart; 12 affirmed.

Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY, COURT ORDERED, matter set for sentencing; Deft. Monroe to REMAIN IN CUSTODY WITHOUT BAIL pending sentencing.

CUSTODY (COC)

8-26-08 8:30 AM SENTENCING



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 21, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 21, 2008

9:30 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Small, Shelly L.Attorney  
Attorney**JOURNAL ENTRIES**

- 9:20 A.M.--OUTSIDE THE PRESENCE OF THE JURY VENIRE, colloquy regarding exhibits. Third Amended Indictment FILED IN OPEN COURT. Court advised a copy of the Third Amended Indictment will be provided to the jurors to avoid confusion. 9:43 a.m.--Jury venire present. Introductions by Court and counsel. Clerk called roll of the venire; voir dire oath administered. Jury selection commenced. 11:21 a.m.--Fourteen (14) jurors selected and sworn. Court thanked and excused the remaining venire. Court read the opening charge to the Jury. Opening statements by counsel. 11:50 a.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Ms. Dustin advised she has lodged an objection to the State offering the transcript of Burt Engle's testimony. It is from a Department 20 case and she did not represent Deft. Ferguson in that case. Ms. Dustin stated she believes the State has a wealth of evidence without it. Court advised, in the co-Deft's trial, the State made the Court aware Mr. Engle has cancer and is under treatment that does not allow him to come to the courthouse. Mr. Engle is unavailable and the rules state his prior testimony is admissible even when the Deft. was represented

by a different attorney. COURT ORDERED, the transcript testimony of Burt Engle WILL BE ALLOWED. Colloquy regarding procedure for reading in the testimony. 11:54 a.m.--Court adjourned for lunch.

12:57 P.M.--OUTSIDE THE PRESENCE OF THE JURY, Court ADMONISHED Deft. Ferguson regarding his right to not be compelled to testify. Ms. Dustin advised the Anku Crystal Palace was originally charged in the Dept. 20 case and was subsequently dismissed and added to this case. Court inquired when jeopardy attached. Ms. Dustin stated she does not believe it is a jeopardy issue in this case. 1:05 p.m.--Jury present. Testimony and exhibits presented. (See worksheets.) 4:47 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 22, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 22, 2008

9:15 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Small, Shelly L.Attorney  
Attorney**JOURNAL ENTRIES**

- 9:32 A.M.--Court reconvened with all present as before. Further testimony and exhibits presented.  
(See worksheets.) 11:56 a.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this  
afternoon.

1:00 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

4:52 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:15 a.m.  
tomorrow morning.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 23, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 23, 2008

10:00 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Small, Shelly L.Attorney  
Attorney**JOURNAL ENTRIES**

- 9:15 A.M.--Court reconvened with all present as before. Further Testimony and exhibits presented. (See worksheets.) 11:51 a.m.--Jury admonished and excused for lunch, to return at 12:50 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding NRS 205.275.

12:53 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

3:22 p.m.--There being no further witnesses available for the day, Court admonished the Jury and excused them for the weekend, to return on Tuesday morning at 10:00 a.m. OUTSIDE THE PRESENCE OF THE JURY, Court showed counsel two questions submitted by jurors which were not actually for witnesses. Said questions marked as Court's exhibits. 3:25 p.m.--Off the record.

CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 27, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 27, 2008

9:30 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Small, Shelly L.Attorney  
Attorney**JOURNAL ENTRIES**

- 10:05 A.M.--Court reconvened with all present as before. Further testimony and exhibits presented. (See worksheets.) 12:03 p.m.--Jury admonished and excused for lunch, to return at 1:00 p.m. this afternoon.

12:57 P.M.--OUTSIDE THE PRESENCE OF THE JURY, arguments regarding Touch of Vegas. Bailiff advised Juror #12-Mr. Smith knows witness Amanda Terry. Colloquy between Court and Juror Smith. Upon Court's inquiry, Mr. Smith advised his objectivity would not be affected. 1:11 p.m.--Jury present. Further testimony and exhibits presented. 3:09 p.m.--OUTSIDE THE PRESENCE OF THE JURY, Ms. Dustin advised Ms. Trevarthan testified to conversations between Defts. Monroe and Holmes. Court advised counsel must object at the time and he will rule. Colloquy. 3:15 p.m.--Jury present. Further testimony by Ms. Trevarthan. Ms. Dustin requested a cautionary instruction regarding some of the testimony by this witness regarding other uncharged acts. Court gave a cautionary instruction to the Jury regarding Deft. Ferguson not being charged with Burglary and to consider the testimony only as it relates to whether Deft. knew these items were stolen. Further

testimony and exhibits presented. 4:58 p.m.--Court admonished the Jury and excused them for the evening, to return at 9:30 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, Juror #9-Anthony Indurante present. Court advised someone noticed Detective Churches acknowledged this juror outside and believes they took some Karate classes together. Upon Court's inquiry, Mr. Indurante advised he will not give the detective's testimony any more weight than anyone else. Juror excused for the evening. Colloquy regarding the remaining witnesses, scheduling and Jury Instructions. Colloquy regarding value and corresponding Jury Instructions. Ms. Dustin advised she objected at the bench regarding some of the testimony by Detective Nickell regarding this long process he did, going back into Anku Crystal Place and Just for Kids Dentistry and argued that, coupled with some testimony by Tonya Trevarthan, slides them into uncharged bad acts. Court stated he does not know how they could testify any other way. Ms. Dustin advised, as to the phone call between Engle and Monroe, Deft. Monroe says they had 2 or 3 pieces of Anku and "he" had to have them. He basically makes an admission including Deft. Fergason. Ms. DiGiacomo argued they will speak about it again in other calls and Deft. Monroe says "we" and "he" but nothing specific. COURT ORDERED, the third phone call STRICKEN and will admonish the jurors to disregard. Court stated he does not believe this is a big issue. Colloquy regarding the phone calls. COURT ORDERED, counsel to review the phone calls and make sure there is nothing else that is Bruton inculpatory evidence. Court adjourned.  
CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 28, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 28, 2008

10:00 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
Hurd

Reporter/Recorder:

Renee Vincent

Heard By: Bell,  
Stewart L.**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Small, Shelly L.Attorney  
Attorney**JOURNAL ENTRIES**

- 9:28 A.M.--OUTSIDE THE PRESENCE OF THE JURY, State's Bench Memorandum FILED IN OPEN COURT. Ms. DiGiacomo argued the phone call was not a Bruton issue under the reading of the Bruton case. It was not a confession to a police officer, it was a statement from one co-conspirator to another. It was a statement in furtherance of this conspiracy; it was not testimonial. Court stated he believes it could have been redacted but he is not going to play it again with it out as it would just highlight it and it is a meaningless piece of the puzzle. Ms. Dustin argued that, coupled with the testimony of Tonya Trevarthan, has sufficiently rung the bell and moved for a mistrial. Ms. Dustin argued it shifts the burden too much and she does not believe it can be fixed with an instruction. Court stated he does not believe it is that serious and he believes it could be fixed. Court advised the Jury will be admonished to disregard phone call #3. 9:34 a.m.--Jury present. Court ADMONISHED the Jury to disregard call #3 and advised the DVD has been redacted. COURT FURTHER ORDERED, State's exhibits 1189 and 1189A WITHDRAWN. Further testimony and exhibits presented. (See worksheets.) Ms. DiGiacomo advised counsel have stipulated, if Detective Julie Hall was recalled,

that on October 12, Bobby Holmes was arrested for Possession of Stolen Property based on items removed from his home. 11:54 a.m.--Jury admonished and excused for lunch, to return at 1:15 p.m. this afternoon. OUTSIDE THE PRESENCE OF THE JURY, Jury Instructions settled on the record. 12:20 p.m.--Court adjourned for lunch.

1:15 P.M.--Court reconvened with all present as before. Further testimony and exhibits presented.

3:32 p.m.--Court admonished the Jury and excused them for the evening, to return at 10:00 a.m. tomorrow morning. OUTSIDE THE PRESENCE OF THE JURY, colloquy regarding the verdict form and Jury Instruction #10. Court stated he believes Instruction #10 is correct but the verdict form needs to be corrected. Ms. Dustin requested the defense proposed instructions be marked and put in the record so the record is complete. Court instructed counsel to provide clean copies and the Clerk will make the whole package part of the record. 3:37 p.m.--Court adjourned.

CUSTODY (COC)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 29, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

May 29, 2008

10:00 AM

Jury Trial

**TRIAL BY JURY**Court Clerk: Tina  
HurdReporter/Recorder:  
Renee VincentHeard By: Stewart  
Bell**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Small, Shelly L.Attorney  
Attorney**JOURNAL ENTRIES**

- 10:05 A.M.--Court reconvened with all present as before. Closing arguments by counsel. Bailiff sworn to take charge of the Jury. Clerk selected the alternates by random drawing: Juror #2-Yvette Scurlock and Juror #3-James Buell. 11:54 a.m.--Jury retired to deliberate. OUTSIDE THE PRESENCE OF THE JURY, upon Court's inquiry, Deft. Ferguson agreed he approved the way Ms. Dustin approached and handled his case. Off the record.

2:04 P.M.--Court reconvened with all present as before. Jury returned with VERDICTS as follow: GUILTY of COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM). GUILTY of COUNTS 2, 5-6, 12, 18-21, 25 & 27 - POSSESSION OF STOLEN PROPERTY, VALUE \$250.00 OR MORE (F). GUILTY of COUNTS 4, 7-11, 13-17, 22-24 & 26 - POSSESSION OF STOLEN PROPERTY, VALUE \$2,500.00 OR MORE (F). Count 3 - NOT guilty. Jury was not polled. Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY, COURT ORDERED, matter set for sentencing; Deft. Ferguson to REMAIN IN CUSTODY WITHOUT BAIL pending sentencing.

**06C228752-1**

CUSTODY (COC-NDC)

8-26-08 8:30 AM SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****June 16, 2008**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**June 16, 2008****8:30 AM****Motion to Withdraw as  
Counsel****SULLIVAN'S MTN  
TO WITHDRAW AS  
COUNSEL Court  
Clerk: Tina Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Small, Shelly L.

Attorney

**JOURNAL ENTRIES**

- COURT ORDERED, motion GRANTED. Order signed in open court.  
B.W. (BOND)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****July 15, 2008**

06C228752-1

The State of Nevada vs Daimon Monroe

**July 15, 2008****8:30 AM****Motion to Quash Bench  
Warrant**

**DEFT'S MTN TO  
QUASH BENCH  
WARRANT/123  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** DiGiacomo, Sandra

Attorney

**JOURNAL ENTRIES**

- Mr. Kennedy CONFIRMED as counsel. Motion argued and submitted. COURT ORDERED, motion DENIED; DEFT. HOLMES REMANDED TO CUSTODY, TO BE HELD WITHOUT BAIL pending trial. Colloquy regarding a trial date. COURT ORDERED, matter set for trial on November 17 and will be first up. Court advised, if for some reason Mr. Kennedy cannot try the case, he must make the decision whether to withdraw by the end of this month.

CUSTODY

11-13-08 8:30 AM CALENDAR CALL

11-17-08 9:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 16, 2008**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**July 16, 2008****8:30 AM****Status Check****STATUS CHECK:  
SENTENCING  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

**JOURNAL ENTRIES**

- No appearance by Deft. Trevarthen or her counsel Jonathan Lord. Court stated he is not sure why he should not just go ahead and sentence this Deft. Colloquy. COURT ORDERED, matter CONTINUED for sentencing.

NIC

8-13-08 8:30 AM SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 07, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

August 07, 2008

8:30 AM

Motion

STATE'S MTN FOR  
RELEASE OF  
EVIDENCE TO  
VICTIMS AND/OR  
AUCTION BY  
LVMPD Relief  
Clerk: Carole D'Aloia  
Reporter/Recorder:  
Cheryl Carpenter  
Heard By: Stewart  
Bell

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**

DiGiacomo, Sandra  
Hart, Marty  
Monroe, Daimon

Attorney  
Attorney  
Defendant

**JOURNAL ENTRIES**

- Following arguments by counsel, COURT ORDERED, motion GRANTED to the extent that property belonging to the named victims in the Indictment who testified as the trials of Defendants Monroe and Ferguson be released to said victims. Court advised it received notice from the Division of Parole and Probation (P&P) indicating it needs additional time to complete the Presentence Investigation Reports for Defendants Monroe and Ferguson and, ORDERED, sentencing dates CONTINUED.

CUSTODY (MONROE)

NIC (TREVARTHEN)

**06C228752-1**

CUSTODY (COC-NDC)(FERGASON)  
CUSTODY (HOLMES

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 13, 2008**

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06C228752-1

The State of Nevada vs Daimon Monroe

---

**August 13, 2008****8:30 AM****Sentencing****SENTENCING****Court Clerk: Tina  
Hurd****Reporter/Recorder:****Renee Vincent****Heard By: Bell,  
Stewart L.****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Krusey, Amanda K.

Attorney

**JOURNAL ENTRIES**

- No appearance by Deft. Trevarthen or her counsel Jonathan Lord. Ms. Krusey advised counsel are requesting a continuance to September 22 as Mr. Lord cannot be here today and the other case is set for hearing that day. COURT ORDERED, matter CONTINUED to tomorrow to reset the sentencing and the Miller Hearing in case C237052. Law clerk will notify counsel in both cases.

NIC



**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 14, 2008**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**August 14, 2008****8:30 AM****Sentencing****SENTENCING****Relief Clerk: Carole  
D'Aloia****Reporter/Recorder:  
Renee Vincent****Heard By: Bell,  
Stewart L.****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Luzaich, Elissa

Attorney

**JOURNAL ENTRIES**

- Court noted the absence of the Defendant and Mr. Lord and, ORDERED, Defendant's presence WAIVED this date. Based on the re-setting of the Miller Hearing in case C235232, COURT ORDERED, sentencing CONTINUED to 9/26/08.

NIC

CLERK'S NOTE: A COPY OF THIS MINUTE ORDER PLACED IN THE ATTORNEY FILE OF JOHNATHAN J. LORD, ESQ. ON 8/15/08. cd

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 21, 2008**

06C228752-1

The State of Nevada vs Daimon Monroe

**August 21, 2008****8:30 AM****Motion****STATES MTN FOR  
RELEASE OF  
PROPERTY/128  
Relief Clerk: Carole  
D'Aloia  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**DiGiacomo, Sandra  
Hart, Marty  
Monroe, DaimonAttorney  
Attorney  
Defendant**JOURNAL ENTRIES**

- Mr. Kennedy advised he has no objection to the State's motion. Court noted the objections of Mr. Hart and Ms. Dustin and, ORDERED, motion GRANTED, Ms. DiGiacomo to prepare and submit appropriate Order.

CUSTODY (MONROE AND HOLMES)

NIC (TREVARTHEN)

CUSTODY (COC-NDC)(FERGASON)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****September 26, 2008**

06C228752-1

The State of Nevada vs Daimon Monroe

**September 26, 2008****8:30 AM****Sentencing****SENTENCING****Court Clerk: Tina****Hurd Relief Clerk:****Susan Jovanovich/sj****Reporter/Recorder:****Angela Lee Heard****By: David Wall****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

**JOURNAL ENTRIES**

- DEFT. TREVARTHEN ADJUDGED GUILTY of COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM). Colloquy regarding recommendation of informal probation. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, Deft. SENTENCED to Clark County Detention Center (CCDC) for SIX (6) MONTHS, SUSPENDED; placed on INFORMAL PROBATION for SIX (6) MONTHS. CONDITIONS:

1. Deft. not be arrested for any new offenses other than traffic offenses. 2. Maintain full time employment.

Count 2 HELD IN ABEYANCE. FURTHER, matter SET for status check on compliance. Court advised Deft. he will waive her presence at next hearing if proof of employment is provided. BOND, if any, EXONERATED.

NIC

03-31-09 8:30 A.M. STATUS CHECK - COMPLIANCE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 01, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

October 01, 2008

8:30 AM

All Pending Motions

**ALL PENDING  
MOTIONS 10-1-08**  
**Court Clerk: Tina  
Hurd**  
**Reporter/Recorder:  
Renee Vincent**  
**Heard By: Stewart  
Bell**

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**

DiGiacomo, Sandra  
Hart, Marty  
Monroe, Daimon

Attorney  
Attorney  
Defendant

**JOURNAL ENTRIES**

- DEFT. MONROE ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM), COUNTS 2-4, 8-11, 13-17, 22-24 & 26 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$2,500.00 (F) and COUNTS 5, 6, 12, 18-21, 25 & 27 - POSSESSION OF STOLEN PROPERTY VALUE OVER \$250.00 (F). Certified copies of three prior convictions marked and admitted. Matter argued and submitted. Court FINDS Deft. Monroe to be an HABITUAL CRIMINAL. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows: Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center; Count 2 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 3 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 4 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada

Department of Corrections (NDC); Count 5 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 6 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 7 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 8 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 9 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 10 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 11 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 12 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 13 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 14 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC). Counts 1-14 to be served CONCURRENTLY with each other. Count 15 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 16 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 17 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 18 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 19 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 20 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 21 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 22 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 23 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 24 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 25 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 26 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC); Count 27 - to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC). Counts 15-27 to be served CONCURRENTLY with each other but CONSECUTIVELY to Counts 1-14. Said sentence to be served CONSECUTIVELY to case C227874 with ZERO DAYS credit for time served. BOND, if any, EXONERATED.

DEFT. FERGASON ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM), COUNTS 2, 5, 6, 12, 18-21, 25 & 27 - POSSESSION OF STOLEN PROPERTY VALUE \$250.00 OR MORE (F) and COUNTS 4, 7, 8-11, 13-17, 22-24 & 26 - POSSESSION OF STOLEN PROPERTY VALUE \$2,500.00 OR MORE. Certified copies of five prior convictions marked and admitted. Matter argued and submitted. Court FINDS Deft. Ferguson to be an HABITUAL CRIMINAL. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows: Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center; Count 2 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 4 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 5 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 6 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada

Department of Corrections (NDC); Count 7 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 8 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 9 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 10 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 11 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 12 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 13 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 14 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC). Counts 1, 2 and 4-14 to be served CONCURRENTLY with each other. Count 15 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 16 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 17 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 18 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 19 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 20 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 21 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 22 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 23 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 24 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 25 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 26 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); Count 27 - to LIFE with a MINIMUM parole eligibility of TWENTY (20) YEARS in the Nevada Department of Corrections (NDC). Counts 15-27 to be served CONCURRENTLY with each other but CONSECUTIVELY to Counts 1, 2 and 4-14. Said sentence to be served CONSECUTIVELY to case C227874 with ZERO DAYS credit for time served. BOND, if any, EXONERATED.

At request of counsel, COURT ORDERED, Mr. Hart and Ms. Dustin APPOINTED on appeal.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****November 10, 2008**

06C228752-1

The State of Nevada vs Daimon Monroe

**November 10, 2008****8:30 AM****Entry of Plea**

**ENTRY OF PLEA**  
**Court Clerk: Sandra**  
**Jeter**  
**Reporter/Recorder:**  
**Rachelle Hamilton**  
**Heard By: Jackie**  
**Glass**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:** Sandra Jeter**RECORDER:** Rachelle Hamilton**REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

**JOURNAL ENTRIES**

- Judge Glass stated this is an add to the calendar and she agreed to hear the matter for Judge Bell. Counsel advised the matter has negotiated and NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. HOLMES EXAMINED and PLED GUILTY to the FIFTH AMENDED INDICTMENT FILED IN OPEN COURT CHARGING COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR COMMIT BURGLARY (GM) and COUNTS 2 and 3 - POSSESSION OF STOLEN PROPERTY (F). COURT ACCEPTED plea and ORDERED, matter referred to the Division of Parole and Probation (P & P) and set for sentencing. CUSTODY (HOLMES)  
 12/30/08 8:30 AM SENTENCING - DEPT. VII

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 01, 2008**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**December 01, 2008****8:30 AM****Bench Warrant Return****BENCH WARRANT  
RETURN Relief  
Clerk: Nora Pena  
Reporter/Recorder:  
Cheryl Carpenter  
Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Watson, Michael J.

Attorney

**JOURNAL ENTRIES**

- COURT ORDERED, Sentence date STANDS and BOND, if any, EXONERATED.  
CUSTODY (COC)



**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 05, 2008**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**December 05, 2008****9:05 AM****Show Cause Hearing****SHOW CAUSE  
HEARING Court  
Clerk: Denise  
Trujillo/dt Relief  
Clerk: Janet Deaver  
Reporter/Recorder:  
Jjill Jacoby Heard  
By: Kathy Hardcastle****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Van De Pol, Karen L.

Attorney

**JOURNAL ENTRIES**

- As Deft. was picked up and bond exonerated, COURT ORDERED, matter OFF CALENDAR.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 18, 2008

06C228752-1

The State of Nevada vs Daimon Monroe

December 18, 2008

8:30 AM

Motion

**STATES MTN FOR  
RELEASE OF  
EVIDENCE/136  
Court Clerk: Tina  
Hurd  
Reporter/Recorder:  
Renee Vincent  
Heard By: Stewart  
Bell**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Kephart, William D.  
Monroe, Daimon

Attorney  
Defendant

**JOURNAL ENTRIES**

- Ms. Dustin advised this case is before the Supreme Court on appeal so she does not believe the Court has jurisdiction and the proper venue would be through the forfeiture case and not here where it is on appeal. Court stated he believes, as a general proposition, Ms. Dustin is right. Mr. Kephart advised he will accept those representations. COURT ORDERED, motion OFF CALENDAR. CUSTODY (COC - MONROE & HOLMES)...NIC (TREVARTHEN)...NDC (FERGUSON)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****December 30, 2008**

06C228752-1

The State of Nevada vs Daimon Monroe

**December 30, 2008****8:30 AM****Sentencing****SENTENCING****Court Clerk: Tina  
Hurd****Reporter/Recorder:  
Renee Vincent****Heard By: Stewart  
Bell****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

**JOURNAL ENTRIES**

- DEFT. HOLMES ADJUDGED GUILTY OF COUNT 1 - CONSPIRACY TO POSSESS STOLEN PROPERTY AND/OR TO COMMIT BURGLARY (GM) and COUNTS 2 & 3 - POSSESSION OF STOLEN PROPERTY (F). Matter argued and submitted. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$150.00 DNA Analysis fee including testing to determine genetic markers, Deft. SENTENCED as follows: Count 1 - to TWELVE (12) MONTHS in the Clark County Detention Center (CCDC); Count 2 - to a MINIMUM of FORTY EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with Count 1; Count 3 - to a MINIMUM of TWENTY FOUR (24) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to Count 2. 169 DAYS credit for time served. Deft. to PAY \$4,892.45 RESTITUTION. BOND, if any, EXONERATED.

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****March 03, 2009**

06C228752-1

The State of Nevada vs Daimon Monroe

**March 03, 2009****9:00 AM****All Pending Motions****ALL PENDING  
MOTIONS (3-03-09)  
Relief Clerk: Phyllis  
Irby/pi  
Reporter/Recorder:  
Debra Winn Heard  
By: Kathy Hardcastle****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

**JOURNAL ENTRIES**

- DEFT'S PRO PER MOTION FOR RETURN OF SEIZED PROPERTY...STATE'S REQUEST STATUS  
CHECK: CORRECTED JUDGMENT OF CONVICTION  
MATTER TRAILED. MATTER RECALLED. Deft not present. COURT NOTED, Deft is in NDC,  
presence WAIVED. Ms. DiGiacomo advised the JOC was incorrect. There was a clerical error on the  
JOC. COURT ORDERED, State to prepare an Amended JOC. As to Deft's Pro Per Motion, COURT  
ORDERED, DENIED WITHOUT PREJUDICE.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****March 31, 2009**

06C228752-1

The State of Nevada vs Daimon Monroe

**March 31, 2009****9:00 AM****All Pending Motions**

**ALL PENDING  
MOTIONS 3/31/09  
Court Clerk: Denise  
Trujillo  
Reporter/Recorder:  
Cheryl Carpenter  
Heard By: Kathy  
Hardcastle**

**HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra  
Pesci, Giancarlo

Attorney  
Attorney

**JOURNAL ENTRIES**

- STATUS CHECK: COMPLIANCE (TREVARTHEN)...DEFT'S MOTION TO WITHDRAW GUILTY PLEA

Mr. Lord advised Deft. TREVARTHEN has complied with all conditions and pursuant to negotiations requested she be allowed to withdraw plea as to CT II and that it be DISMISSED, and that case be closed as to CT I. State CONCURRED. COURT ORDERED, COUNT II DISMISSED and CASE CLOSED.

Court advised it did not receive Deft's reply and ORDERED, matter CONTINUED.  
CUSTODY (COC - HOLMES)

4/2/09 9:00 AM DEFT'S MOTION TO WITHDRAW GUILTY PLEA (HOLMES)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****April 02, 2009**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**April 02, 2009****9:00 AM****Motion****DEFT'S MTN TO  
WITHDRAW  
GUILTY PLEA /140  
Court Clerk: Denise  
Trujillo  
Reporter/Recorder:  
Lara Corcoran Heard  
By: Kathy Hardcastle****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

DiGiacomo, Sandra

Attorney

**JOURNAL ENTRIES**

- Arguments by counsel. COURT stated findings and ORDERED, motion DENIED.  
CUSTODY (COC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 04, 2009**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**August 04, 2009****9:00 AM****Request of Court****AT THE REQUEST  
OF THE  
COURT:CONFIRMA  
TIONOF APPELANT  
COUNSEL Court  
Clerk: Denise  
Trujillo  
Reporter/Recorder:  
Lara Corcoran Heard  
By: Hardcastle, Kathy****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Albritton, Alicia A.

Attorney

**JOURNAL ENTRIES**

- COURT ORDERED, matter CONTINUED.  
CUSTODY (NDC)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 12, 2009

06C228752-1

The State of Nevada vs Daimon Monroe

August 12, 2009

9:00 AM

Request of Court

AT THE REQUEST  
OF THE  
COURT:CONFIRMA  
TIONOF APPELANT  
COUNSEL Court  
Clerk: Denise  
Trujillo  
Reporter/Recorder:  
Lara Corcoran Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

**JOURNAL ENTRIES**

- Mr. Ruggeroli advised he believes he can confirm, but has not received file. COURT ORDERED, Mr. Ruggeroli is CONFIRMED, and if he finds out later there is a problem, then can place matter BACK on calendar. FURTHER, once he reviews the file, he can determine if there are any appealable issues and place matter on calendar.  
CUSTODY (NDC)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 08, 2010

06C228752-1

The State of Nevada vs Daimon Monroe

April 08, 2010

9:30 AM

Further Proceedings

**FURTHER  
PROCEEDINGS  
COMPENCY (DEPT  
V) Court Clerk:  
Sandra Jeter  
Reporter/Recorder:  
Rachelle Hamilton  
Heard By: Jackie  
Glass**

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**

Monroe, Daimon  
Pandukht, Taleen R.

Defendant  
Attorney

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Christy Craig, Chief Deputy Public Defender, present representing defendant in Case No. C237052. Christina Greene of the Specialty Courts present. Defendant HOYT present in custody.

Competency is at issue in Case nos. C237052, C241570 and C227874, however, this case was just opened to appoint appellate counsel; therefore, COURT ORDERED, matter OFF CALENDAR.  
CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 08, 2010**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**September 08, 2010    9:30 AM            Minute Order**

**HEARD BY:** Hardcastle, Kathy

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Denise Trujillo

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**

**JOURNAL ENTRIES**

- MINUTE ORDER - SUPREME COURT RULING

Pursuant to the Supreme Court Order from July 20, 2010, COURT ORDERD, Count 11 of Possession of Stolen Property is VACATED and the remaining counts are AFFIRMED. Clerk's office to prepare an Amended Judgment of Conviction.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 12, 2011**

06C228752-1

The State of Nevada vs Daimon Monroe

**September 12, 2011 9:00 AM**

**Petition for Writ of Habeas  
Corpus**

**HEARD BY:** Bonaventure, Joseph T.

**COURTROOM:** RJC Courtroom 16A

**COURT CLERK:** Alice Jacobson

**RECORDER:** Rachelle Hamilton

**REPORTER:**

**PARTIES**

**PRESENT:** Pandukht, Taleen R.  
State of Nevada

Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Ms. Pandukht stated the petition was not served and requested 60 days to respond. There being no opposition, COURT SO ORDERED.

NDC

11/28/11 9:00 AM DEFT'S PRO PER PETITION FOR WRIT OF H.C.

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 06, 2011**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**December 06, 2011      8:30 AM****Petition for Writ of Habeas  
Corpus****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Tia Everett**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:** DiGiacomo, Sandra  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Court noted Defendant is in custody at the Clark County Detention Center (CCDC) and refused to be transported. Ms. Digiacomo advised Defendant has been referred to competency and requested this matter be continued thirty days to determine the outcome of competency. COURT ORDERED, matter CONTINUED.

NDC

CONTINUED TO: 1/05/2012 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 05, 2012**

06C228752-1

The State of Nevada vs Daimon Monroe

**January 05, 2012**

**8:30 AM**

**Petition for Writ of Habeas  
Corpus**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**

DiGiacomo, Sandra  
Monroe, Daimon  
State of Nevada

Attorney  
Defendant  
Plaintiff

**JOURNAL ENTRIES**

- Ms. Digiacomo advised Defendant is in competency and she does not believe anything can be done until findings are made by competency court. COURT ORDERED, matter OFF CALENDAR.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****January 19, 2012**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**January 19, 2012****8:30 AM****Petition for Writ of Habeas  
Corpus****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Tia Everett  
Nancy Tibbetts**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**Monroe, Daimon  
Schifalacqua, Barbara  
State of NevadaDefendant  
Attorney  
Plaintiff**JOURNAL ENTRIES**

- Deft advised he did not want there to be a time bar issue for his case. Court explained it does not have jurisdiction at this time since matter is on appeal with the Supreme Court. COURT ORDERED, motion DENIED WITHOUT PREJUDICE.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 12, 2012**

06C228752-1

The State of Nevada vs Daimon Monroe

**June 12, 2012**

**8:30 AM**

**Motion**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Roshonda Mayfield

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**

Graham, Nickolas  
State of Nevada

Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Court noted the lack of appearance by the parties. Therefore, COURT ORDERED, matter CONTINUED for the presence of counsel and/or relevant parties.

NDC

6/19/12 8:30 A.M. NOTICE OF MOTION

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****June 19, 2012**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**June 19, 2012****8:30 AM****Motion****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Roshonda Mayfield**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**Bluth, Jacqueline  
State of NevadaAttorney  
Plaintiff

**JOURNAL ENTRIES**

- Court noted there was a Notice Of Motion filed in proper person on May 29, 2012. However, there is no motion attached to the notice in Odyssey. Therefore, COURT ORDERED, matter OFF CALENDAR and is technically DENIED WITHOUT PREJUDICE. Court advised, the motion will be reconsidered for review when the proper motion is filed with the court.

**CUSTODY**

CLERK'S NOTE: Minute ordered modified to reflect there only being a notice of motion filed on May 29, 2012 with there being no actual motion attached. (rm 6/29/12)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****July 03, 2012**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**July 03, 2012****8:30 AM****Motion****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Louisa Garcia**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**Brooks, Parker  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Court noted receipt of State's opposition. Court stated it is not sure what the Defendant is asking for. Court ruled upon the pleadings and ORDERED, Deft's Pro Se Motion for Production of Evidence DENIED. State to prepare the Order.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****August 30, 2012**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**August 30, 2012****8:30 AM****Motion****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**State of Nevada  
Trippiedi, HagarPlaintiff  
Attorney**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today and advised it is unclear from Defendant's Motion what he is asking for, that it looks like he is asking for some kind of stay on his property as he believes the Police executed an illegal search. To the extent he is asking for relief for an illegal search, it has already been addressed by the Supreme Court and if it is something else, it should have been addressed on direct appeal. Therefore, COURT ORDERED, Motion DENIED.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 06, 2012**

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06C228752-1

The State of Nevada vs Daimon Monroe

---

**September 06, 2012 8:30 AM**

**All Pending Motions**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner  
Louisa Garcia

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:** State of Nevada Plaintiff  
Zadrowski, Bernard B. Attorney

**JOURNAL ENTRIES**

- Defendant not present, in custody at the Nevada Department of Corrections.

Court noted no opposition was filed. Mr. Zadrowski advised there was a note in the file from Ms. Di Giacomo requesting a 45 day continuance to respond. COURT ORDERED, matter CONTINUED.

NDC

CONTINUED TO: 10/25/12 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 20, 2012**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**September 20, 2012    8:30 AM                      Motion**

**HEARD BY:**    Tao, Jerome T.

**COURTROOM:**    RJC Courtroom 10D

**COURT CLERK:**    Linda Skinner

**RECORDER:**    Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Adams, Danae	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today and that he does not have an opposition filed by the State. Ms. Adams concurred and advised the note she has is to request this matter be continued to 10/25 wherein Defendant's other motions will be heard and they will file an opposition prior to that date. COURT ORDERED, matter CONTINUED.

NDC

... CONTINUED 10/25/12 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****October 25, 2012**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**October 25, 2012****8:30 AM****All Pending Motions****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**Chen, Alexander G.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- DEFT'S PRO PER MOTION IN SUPPORT...DEFT'S PRO PER MOTION OF SPECIFIC FACT IN SUPPORT OF MOTION...DEFT'S PRO PER MOTION FOR RETURN OF SEIZED PROPERTY AND SUPPRESSION OF EVIDENCE

Court noted Defendant is in prison and not present today. Court noted that Defendant is alleging that he had property taken from an illegal search. However, the Supreme Court has reviewed this matter and found that the search warrant was proper. Further, Defendant proffered this same Motion back in August and actually all three Motions are the same and duplicitous. Therefore, COURT ORDERED, all Motions DENIED.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 27, 2012**

06C228752-1

The State of Nevada vs Daimon Monroe

**November 27, 2012 8:30 AM**

**All Pending Motions**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**

State of Nevada

Plaintiff

Zadrowski, Bernard B.

Attorney

**JOURNAL ENTRIES**

- DEFT'S PRO PER NOTICE OF MOTION...DEFT'S PRO PER MOTION FOR REHEARING ON  
FRADULENT FELONIES WARRANTS ENTERED BY SANDRA DIGIACOMO, STEWART BELL  
AND ROP WHO COMMITED FRAUD

Court advised Defendant is in prison and not present today, that he alleges the search warrants were fraudulently obtained and back dated by the District Attorney and the Court. Court noted this Motion was actually heard and denied and Defendant wants a rehearing to revisit this issue. However, as Defendant does not state any grounds to rehear the Motion, COURT ORDERED, DENIED.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 11, 2012**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**December 11, 2012      8:30 AM      Motion**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today; that he is alleging he is in custody due to fraudulent warrants issued by a District Attorney and signed by a Judge. Court advised a similar Motion was heard and denied last month, that this Motion is repetitive and as there is no prima fascia showing, ORDERED, Pro Per Motion DENIED.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 20, 2012**

---

06C228752-1

The State of Nevada vs Daimon Monroe

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**December 20, 2012      8:30 AM      Motion**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Cannizzaro, Nicole J., ESQ	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Court noted it did have a response from the State, however, advised this Motion appears to be identical to a Motion that was before this Court 2-3 weeks ago that was also denied. COURT ORDERED, Motion DENIED as it is duplicative and repetitive.

NDC



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****January 03, 2013**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**January 03, 2013****8:30 AM****Motion****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 03F**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

State of Nevada

Plaintiff

Zadrowski, Bernard B.

Attorney

**JOURNAL ENTRIES**

- Court advised Defendant is in prison and not present today, that it has reviewed this Motion, however, it appears to be an identical Motion that was denied a few weeks ago. Therefore, COURT ORDERED, Motion DENIED as it is duplicitous.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 08, 2013**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**January 08, 2013**

**8:30 AM**

**Motion**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:** Linda Skinner

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**

Cannizzaro, Nicole J., ESQ  
State of Nevada

Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today and that this is the 3rd Motion that he has filed. Court advised it is duplicitous and identical to the other two Motions that were heard and Denied and ORDERED, this Motion is DENIED as well.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 31, 2013**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**January 31, 2013**

**8:30 AM**

**Motion**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**

Brooks, Parker  
State of Nevada

Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today, that he has filed a series of Motions and this one appears to be a duplicate of one that has been reviewed three or four times. Court advised to the extent the allegations are identical, it is duplicitous and ORDERED, DENIED on its merits.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****February 07, 2013**

06C228752-1

The State of Nevada vs Daimon Monroe

**February 07, 2013****8:30 AM****Motion for Clarification**

**Deft's Pro Per Notice  
of Motion and  
Motion to Clarify on  
Felonies Committed  
by Sandra  
Digiacomio, Stewart  
Bell and R.O.P. Intel  
Patrol**

**HEARD BY:** Barker, David**COURTROOM:** RJC Courtroom 10D**COURT CLERK:**

Katherine Streuber

**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Cannizzaro, Nicole J., ESQ  
State of Nevada

Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Without argument, Court states motion does not meet minimum standards and ORDERED, motion DENIED. Court pointed out the State filed Opposition with a Countermotion to Determine Deft. a Vexatious Litigator and it believes State should file this as an independent motion. FURTHER, no Findings of Fact/Conclusion of Law is needed. Clerk to forward minute order to Deft.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Daimon Monroe (aka Daimon Hoyt) #38299 c/o High Desert State Prison, P.O. 650, Indian Springs, NV 89018. 02/08/13 kls

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 19, 2013**

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06C228752-1

The State of Nevada vs Daimon Monroe

---

**February 19, 2013**

**8:30 AM**

**Motion**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**

Chen, Alexander G.  
State of Nevada

Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today, that it appears the pleading on today is actually a reply brief and the Clerk's Office mistakenly put it on as a Motion. Therefore, COURT ORDERED, matter OFF CALENDAR.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****February 26, 2013**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**February 26, 2013****8:30 AM****Motion****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**Schwartzter, Michael J.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today. The State has filed a Motion and would like Defendant declared a vexatious litigator, however, advised a hearing will be necessary. Therefore, Court directed Mr. Schwartzter prepare a Transportation Order and ORDERED, matter set for hearing in THIRTY (30) DAYS.

NDC

3/28/13 8:30 AM HEARING: STATE'S MOTION FOR DETERMINATION OF VEXATIOUS LITIGATION

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****March 28, 2013**

06C228752-1

The State of Nevada vs Daimon Monroe

**March 28, 2013****8:30 AM****Hearing****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Monroe, Daimon  
Montgomery, Emily  
State of Nevada

Defendant  
Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Court noted Defendant keeps filing the same Motions and that he had 16 motions in 2 different Courts making the same arguments. Defendant concurred, however, advised he has a Writ pending in this Dept. and can not get the evidence he keeps requesting and has never been given a reason as to why he can't. Defendant argued that he wanted to see the proof of the search warrants, that he was told by a Detective that these were back dated by Judge Bell. Defendant continued to argue that there were never any search warrants for these property crimes, that he is asking for the evidence and the proof of these. Defendant stated that when a search warrant is served there is a picture taken of the warrant and the return, Defendant is requesting to see these pictures. Ms. Montgomery advised the search warrant issues was raised in the Supreme Court and denied as they found the search warrants to be valid. Following additional arguments, COURT ORDERED, State's Motion for Defendant to be a Vexatious Litigator is GRANTED as unopposed.

Defendant contends the Writ is pending and that he never received his file and discovery from Mr. Hart. Following colloquy, Court directed Mr. Hart be contacted to send the file to Defendant and be present for status check.

NDC

**06C228752-1**

4/4/13 8:30 AM STATUS CHECK: FILE



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 04, 2013

06C228752-1

The State of Nevada vs Daimon Monroe

**April 04, 2013****8:30 AM****All Pending Motions****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Hart, Marty

Attorney

Montgomery, Emily

Attorney

State of Nevada

Plaintiff

**JOURNAL ENTRIES**

- STATUS CHECK: FILE...STATE'S MOTION TO HEAR DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION) ON THE MERITS: MOTION TO APPOINT DEFT COUNSEL AND MOTION FOR RECONSIDERATION OF PRE-FILING INJUNCTION ORDER

Court noted Defendant is in prison and not present today and that he stated he never received his file. Mr. Hart advised his normal practice is to send the file to Defendant, however, he can't verify that he did. Mr. Hart requested that he be able send the file to the new attorney electronically. Following colloquy, COURT SO ORDERED.

Mr. Drew Christensen will be contacted for the appointment of counsel. COURT ORDERED, matter set for confirmation of counsel. Further, new counsel will be directed to contact Mr. Hart to obtain the file.

Additionally, at request of Ms. Montgomery, COURT ORDERED, Motion for Reconsideration of Pre-filing Injunction Order is GRANTED and PREVIOUS ORDER is VACATED.

NDC

4/9/13 8:30 AM CONFIRMATION OF COUNSEL

CLERK'S NOTE: Clerk sent an e-mail to Drew Christensen as to the appointment of counsel.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 09, 2013**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**April 09, 2013****8:30 AM****Confirmation of Counsel****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**Montgomery, Emily  
Schwarz, Michael H  
State of NevadaAttorney  
Attorney  
Plaintiff**JOURNAL ENTRIES**

- Upon Court's inquiry, Mr. Schwarz advised he can accept the appointment and requested matter be set for status check in 30 days as to the file. Court explained that Defendant had proffered a Writ that was never heard on its merits and ORDERED, matter set for status check in THIRTY (30) DAYS.

NDC

5/9/13 8:30 AM STATUS CHECK: FILE

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****May 09, 2013**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**May 09, 2013****8:30 AM****Status Check****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Schwarz, Michael H

Attorney

State of Nevada

Plaintiff

Williams, Kelly

Attorney

**JOURNAL ENTRIES**

- Upon Court's inquiry, Mr. Schwarz advised he does have the file and that he will be filing a writ. Ms. Williams requested a briefing schedule. Following colloquy, Mr. Schwartz advised he anticipates filing a Writ in 90 days. COURT ORDERED, matter OFF CALENDAR, however, at request of counsel, matter set for status check.

NDC

11/7/13 8:30 AM STATUS CHECK: WRIT

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 12, 2013**

06C228752-1

The State of Nevada vs Daimon Monroe

**November 12, 2013 8:30 AM**

**Status Check**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**

Joseph, Lindsey D

Attorney

Schwarz, Michael H

Attorney

State of Nevada

Plaintiff

**JOURNAL ENTRIES**

- Upon Court's inquiry, Mr. Schwarz advised he is about half way done and requested another 120 day continuance at which time if the Writ has been filed, a briefing schedule can be set. Ms. Joseph had no objection. COURT SO ORDERED.

NDC

... CONTINUED 3/18/14 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****March 18, 2014**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**March 18, 2014****8:30 AM****Status Check****HEARD BY:** Tao, Jerome T.**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Sara Richardson**REPORTER:****PARTIES****PRESENT:**

Cannizzaro, Nicole J.

Attorney

Schwarz, Michael H

Attorney

State of Nevada

Plaintiff

**JOURNAL ENTRIES**

- Mr. Schwarz advised he received all of the discovery and transcripts, that he identified a few issues, but upon review, there was no basis and no grounds to file a supplemental Writ. Following colloquy, COURT ORDERED, Defendant's original Writ is UNDER ADVISEMENT and a written Order will issue.

NDC

CLERK'S NOTE: Court's ORDER filed 5/20/14 DENIED Defendant's Petition for Writ of Habeas Corpus (Post-Conviction).

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 26, 2016**

06C228752-1

The State of Nevada vs Daimon Monroe

**May 26, 2016**

**9:00 AM**

**Motion**

**HEARD BY:** Barker, David

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:** Amber McClane

**PARTIES**

**PRESENT:**

Jones, Jr., John T.  
State of Nevada

Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Mr. Jones stated he has reviewed the e-mail from the Appellate Division and they feel there is no illegality of the conviction. COURT ORDERED, matter OFF CALENDAR.

NDC

CLERK'S NOTE: 6/7/16 A copy of this Minute Order was mailed to Defendant

DAIMON MONROE #58299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**July 05, 2016**

06C228752-1

The State of Nevada vs Daimon Monroe

**July 05, 2016**

**8:30 AM**

**Motion**

**HEARD BY:** Johnson, Eric

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:** Amber McClane

**PARTIES**

**PRESENT:**

Lexis, Chad N.  
State of Nevada

Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today and ORDERED, his Pro Per Motion is DENIED as Defendants are under no obligation to pay fees.

NDC

CLERK'S NOTE: A copy of this Minute Order could not be mailed to Defendant as there is no address attached and previous mail has been returned. ls



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****July 14, 2016**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**July 14, 2016****9:00 AM****Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:****REPORTER:** Amber McClane**PARTIES****PRESENT:**Jones, Jr., John T.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Court noted Defendant is in prison, is not present today and filed a Pro Per Motion. Court noted it did not receive an opposition to this Motion from the State. Mr. Jones advised Defendant keeps filing the same Motions stating the same things. Colloquy as to Defendant being labeled a vexatious litigant. Following colloquy, COURT ORDERED, the State to respond by August 11 and matter CONTINUED.

NDC

... CONTINUED 8/25/16 9:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 16, 2016**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**August 16, 2016****8:30 AM****Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**Lexis, Chad N.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today and that the State did file an opposition. Upon review of pleadings, Court advised this Motion is a repeat of Defendant's claim that the warrants in this case were obtained by fraud and invalid. Court FINDS the claims are concluded and time barred by the law of the case and does not feel it needs to reconsider the legality of the search warrants based upon the previous rulings. Further there is no habeas petition for motion or collateral relief pending to justify the motion. Therefore, COURT ORDERED, Pro Per Motion DENIED.

NDC

CLERK'S NOTE: 8/17/16 A copy of this Minute Order was mailed to Defendant:

DAIMON MONROE aka DAIMON DEVI HOYT #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89018

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****August 25, 2016**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**August 25, 2016****9:00 AM****Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**Jones, Jr., John T.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today. Mr. Jones advised the State did file an opposition. Court noted, based on the information before the Court, it appears that Defendant, in this matter, has filed numerous, repetitive, essentially duplicative motions or petitions with the Court that have been ruled on and other matters where the Court has denied his claim that the warrants in his case were obtained by fraud and were invalid. Both the Nevada Supreme Court and the Eighth District Court have denied Defendants motions time and time again, consequently the claims are precluded and barred by the law of the case and not appropriate at this point in time to reconsider the issue. Additionally, Defendant has not procedurally proceeded in the right manner in this case since no petition for habeas has been filed. Therefore, COURT ORDERED, Pro Per Motion DENIED.

NDC

CLERK'S NOTE: 8/29/16 A copy of this Minute Order was mailed to Defendant:

DAIMON MONROE

aka DAIMON DEVI HOYT #38299

HIGH DESERT STATE PRISON

INDIAN SPRINGS, NV 89018

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****November 08, 2016**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**November 08, 2016      8:30 AM      Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 10D**COURT CLERK:** Natalie Ortega**RECORDER:** Angie Calvillo**REPORTER:****PARTIES**

<b>PRESENT:</b>	Lexis, Chad N.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Defendant not present, incarcerated in the Nevada Department of Corrections (NDC). COURT FINDS the claim of innocence should be addressed in a Petition for Writ of Habeas Corpus, Furthermore, Defendant did not state any specifics in terms of his claims of actual innocence. Without making a cognizable claim, and revealing evidence that would demonstrate actual innocence, the Defendant is not entitled to relief for evidentiary hearing. Defendant would only be entitled to an evidentiary hearing if supported by fact specific allegations. Defendant was not entitled to a hearing on claims, which in this case, are accurately described as bare and naked. Furthermore, the Defendant had not made any specific allegations that would entitle him to relief, or any specific allegations of actual innocence. Therefore, COURT ORDERED, motion DENIED.

NDC

CLERK S NOTE: A copy of this Minute Order was mailed to: Daimon Monroe #0715429 / 38299, High Desert State Prison, P.O. BOX 650, Indian Springs, NV 89018. ndo12/1/16

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****January 24, 2017**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**January 24, 2017****8:30 AM****Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Natalie Ortega**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**Lexis, Chad N.  
State of NevadaAttorney  
Plaintiff

**JOURNAL ENTRIES**

- Defendant not present, incarcerated in the Nevada Department of Corrections. Court noted there was not a response. Mr. Lexis referred to the minutes from November 8, 2017. The claims of innocence should be raised in a post-conviction writ, which was set on March 28th. COURT ORDERED, the motion will be CONTINUED to same date the writ will be considered.

NDC

CONTINUED TO: 3/28/17 8:30 AM

CLERK S NOTE: A copy of this Minute Order was mailed to: Daimon Monroe #0715429 / 38299,  
High Desert State Prison,  
P.O. BOX 650, Indian Springs, NV 89018 ndo/2/6/17

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****March 28, 2017**

06C228752-1

The State of Nevada vs Daimon Monroe

**March 28, 2017****8:30 AM****All Pending Motions****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**Albritton, Alicia A.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- DEFENDANT'S PRO PER MOTION...DEFENDANT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS

Upon Court's inquiry, Ms. Albritton requested to rely on the written opposition. Court stated in July 2010, the Nevada Supreme Court affirmed Defendant's conviction in part and reversed in part and District Court amended the Judgment of Conviction in September 2010. On 2/28/12, the Supreme Court dismissed the Defendant's subsequent appeal. On 5/20/14, the District Court denied Defendant's Petition for Writ of Habeas Corpus in its entirety which was affirmed by the Nevada Supreme Court in November 2015. Consequently, more than one year has run since the remitter and this Petition is time barred as this Petition was not filed until December 2016. Absent showing a good cause for delay and undue prejudice, the Defendant's appeal must be dismissed as being untimely. Defendant has failed to allege any factors to establish good cause to overcome the procedural bar. Additionally, Defendant's Petition is successive having filed previous habeas petition.

Further, the issues Defendant raises in the habeas petition relating to search and seizure were dealt with by the Nevada Supreme Court. Defendant's claims that the State obstructed justice and covered up the lack of a warrant are essentially naked allegations, which this Court agrees with. Any additional issues Defendant raised should have been dealt with on direct appeal. Defendant alleges he received ineffective assistance of counsel for failing to investigate and challenge the matters

relating to the search warrant; however, that claim is belied by the record.

Therefore, COURT ORDERED, both Motions DENIED.

NDC

CLERK'S NOTE: 4/6/17 A copy of this Minute Order was mailed to Defendant:

DAIMON MONROE  
aka DAIMON DEVI HOYT #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89018

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****May 01, 2017**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**May 01, 2017****7:00 AM****Minute Order****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:****REPORTER:****PARTIES****PRESENT:****JOURNAL ENTRIES**

- Per Law Clerk, as this case is currently up on appeal to the Nevada Supreme Court, this Court lacks jurisdiction to hear Defendant's Pro Per Motion for Rehearing of Writ of Habeas Corpus. COURT ORDERED, hearing date of 5/2/17 is CONTINUED THIRTY (30) DAYS.

6/8/17 9:00 AM DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS

CLERK'S NOTE: 5/2/17 A copy of this Minute Order was mailed to Defendant:

DAIMON MONROE aka Daimon Devi Hoyt #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89018



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****June 06, 2017**

06C228752-1

The State of Nevada vs Daimon Monroe

**June 06, 2017****8:30 AM****Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**Albritton, Alicia A.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Court advised Defendant is in prison and not present today. Court noted that in 2008, Defendant was charged with three counts of Solicitation of Murder, trial occurred and Defendant was convicted on all 27 counts as charged. In 2010, the Supreme Court affirmed the conviction in part and reversed in part. District Court subsequently amended the Judgment of Conviction to vacate the conviction of Count 11 with the remainder of the Judgment of Conviction being affirmed. Defendant filed a Petition for Writ in 2011, which was dismissed in 2012. In 2013, the State filed a Motion with this Court requesting Defendant's Petition be decided on the merits. In 2014, this Court DENIED Defendant's Petition for Writ of Habeas Corpus in its entirety. Defendant filed a Notice of Appeal and the Nevada Supreme Court affirmed this Court's ruling in 2015. Defendant filed a new Petition in 2016 which was denied on March 28, 2017. Defendant filed a Motion to Rehear and it is still pending before this Court.

Defendant does not have a right and no circumstances exist that would entitle him, statutorily, to discovery at this juncture in his case. NRS 34.780(2) limits the availability of discovery in post-conviction cases, permitting only "after the writ has been granted and a date set for the hearing". Additionally, the Defendant must show that good cause exists for discovery to be ordered. Currently, Defendant does not even have a habeas petition pending before this Court, as this Court filed its Findings of Fact, Conclusions of Law and Order denying his most recent petition on May 5, 2017. Therefore, COURT ORDERED, DENIED.

NDC

CLERK'S NOTE: 6/16/17 A copy of this Minute Order was mailed to Defendant:

DAIMON MONROE aka  
DAIMON DEVI HOYT #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89018

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 08, 2017**

06C228752-1

The State of Nevada vs Daimon Monroe

**June 08, 2017**

**9:00 AM**

**Motion**

**HEARD BY:** Johnson, Eric

**COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**

Giles, Michael G, ESQ  
State of Nevada

Attorney  
Plaintiff

**JOURNAL ENTRIES**

- Due to time constraints by the Court, COURT ORDERED, matter CONTINUED TWO (2) WEEKS.

NDC

... CONTINUED 6/22/17 9:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 21, 2017**

06C228752-1

The State of Nevada vs Daimon Monroe

**June 21, 2017**

**8:00 AM**

**Minute Order**

**HEARD BY:** Johnson, Eric

**COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**

**JOURNAL ENTRIES**

- Per Law Clerk, as this case is currently up on appeal to the Nevada Supreme Court, COURT ORDERED, hearing SET for 6/22/17 is CONTINUED THIRTY (30) DAYS as this Court lacks jurisdiction to hear Defendant's Pro Per Motion.

7/25/17 8:30 AM DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****July 25, 2017**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**July 25, 2017****8:30 AM****Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**Jones, Jr., John T.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Defendant is in prison and not present today. Court noted Defendant has appealed this to the Nevada Supreme Court and as this Court does not have jurisdiction, ORDERED, matter CONTINUED ONE HUNDRED TWENTY (120) DAYS.

NDC

... CONTINUED 11/21/17 8:30 AM

CLERK'S NOTE: 7/28/17 A copy of this Minute Order was mailed to Defendant:

DAIMON MONROE aka  
DAIMON DEVI HOYT #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 19, 2017**

06C228752-1

The State of Nevada vs Daimon Monroe

**December 19, 2017**

**4:00 PM**

**Minute Order**

**HEARD BY:** Johnson, Eric

**COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**

**JOURNAL ENTRIES**

- Law Clerk advised this matter is on appeal in the Court of Appeals of the State of Nevada. Therefore, as this Court lacks jurisdiction to hear the Motion, COURT ORDERED, Defendant's Pro Per Motion for Rehearing of Writ of Habeas Corpus set on 12/21 is CONTINUED NINETY (90) DAYS.

NDC

3/20/18 8:30 AM DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS

CLERK'S NOTE: 12/20/17 A copy of this Minute Order was mailed to Defendant:

DAIMON MONROE aka DAIMON DEVI HOYT #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89108

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 08, 2018**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**January 08, 2018****9:00 AM****Minute Order****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:****REPORTER:****PARTIES****PRESENT:****JOURNAL ENTRIES**

- Law Clerk advised this case is currently on appeal in the Court of Appeals of the State of Nevada. Therefore, Court lacks jurisdiction to hear the Defendant's Pro Per Motions and ORDERED, both Motions set for 1/9/18 are CONTINUED NINETY (90) DAYS.

NDC

3/20/18 8:30 AM DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR, IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT FINALLY REHEARS MY WRIT OR REHEARING OF MY WRIT

CLERK'S NOTE: 1/9/18 A copy of this Minute Order was mailed to Defendant:

DAIMON MONROE aka  
DAIMON DEVI HOYT #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89108

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 03, 2018**

06C228752-1

The State of Nevada vs Daimon Monroe

**April 03, 2018****8:30 AM****All Pending Motions****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**

State of Nevada  
Thomson, Megan

Plaintiff  
Attorney

**JOURNAL ENTRIES**

- DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE, OR IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT DOES FINALLY REHEAR BY WRIT OR REHEARING FOR MY WRIT...DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS DENIED ON 3/28/17...DEFENDANT'S PRO PER MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE

Defendant is in prison and not present today. As this matter is on appeal to the Supreme Court and as this Court lacks jurisdiction at this time, COURT ORDERED, matter CONTINUED SIXTY (60) DAYS.

NDC

... CONTINUED 6/5/18 8:30 AM



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 04, 2018**

06C228752-1

The State of Nevada vs Daimon Monroe

**June 04, 2018**

**8:00 AM**

**Minute Order**

**HEARD BY:** Johnson, Eric

**COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**

**JOURNAL ENTRIES**

- Per Law Clerk, as this matter appears to be in the Court of Appeals and as this Court lacks jurisdiction, COURT ORDERED, matter CONTINUED SIXTY (60) DAYS.

NDC

8/7/18 8:30 AM DEFENDANT'S PRO PER MOTION IN RESPONSE TO STATE WITHHOLDING BRADY MATERIAL...DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE, OR IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT DOES FINALLY REHEAR MY WRIT OR REHEARING FOR MY WRIT...DEFENDANT'S PRO PER MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE...DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS WAS DENIED ON 3/28/17

CLERK'S NOTE: 6/5/18 A copy of this Minute Order was mailed to Defendant:

DAIMON MONORE aka  
DAIMON DEVI HOYT #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650

**06C228752-1**

INDIAN SPRINGS, NV 89108

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**August 15, 2018**

06C228752-1

The State of Nevada vs Daimon Monroe

**August 15, 2018**

**12:30 AM**

**Minute Order**

**HEARD BY:** Johnson, Eric

**COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**

**JOURNAL ENTRIES**

- Per Law Clerk, as this matter is still on appeal and the Court lacks jurisdiction, COURT ORDERED, Defendant's Pro Per Motions CONTINUED FORTY-FIVE (45) DAYS.

NDC

10/9/18 8:30 AM DEFENDANT'S PRO PER MOTION IN RESPONSE TO STATE WITHHOLDING BRADY MATERIAL...DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE, OR IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT DOES FINALLY REHEAR MY WRIT OR REHEARING FOR MY WRIT...DEFENDANT'S PRO PER MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE...DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS WAS DENIED ON 3/28/17

CLERK'S NOTE: 8/16/18 A copy of this Minute Order was mailed to Defendant:

DAIMON MONORE aka  
DAIMON DEVI HOYT #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650

**06C228752-1**

INDIAN SPRINGS, NV 89108

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****October 09, 2018**

06C228752-1

The State of Nevada vs Daimon Monroe

**October 09, 2018****8:30 AM****All Pending Motions****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner  
Dara Yorke**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**State of Nevada  
Wong, Hetty O.Plaintiff  
Attorney**JOURNAL ENTRIES**

- DEFENDANT'S PRO PER MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE, OR IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE...DEFENDANT'S PRO PER MOTION ASKING TO BE TRANSPORTED TO HEARING WHEN COURT DOES FINALLY REHEAR MY WRIT OR REHEARING FOR MY WRIT...DEFENDANT'S PRO PER MOTION FOR REHEARING OF WRIT OF HABEAS CORPUS WAS DENIED ON 3/28/17...DEFENDANT'S PRO PER MOTION IN RESPONSE TO STATE WITHHOLDING BRADY MATERIAL...DEFENDANT'S PRO PER MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE

Defendant is in prison and not present today. Court noted for the most part, all of these Motions revolve around Defendant's Pro Per Motion for Rehearing of Writ of Habeas Corpus that was denied on 3/28/17. Defendant continues to contend that he was subject to a search warrant that was tampered with by the DA's Office and that this information was not provided to the Court. In this instance, the Defendant appealed to the Nevada Supreme Court on his first Petition for Writ of Habeas Corpus and that denial was affirmed by the Nevada Supreme Court. This Court denied Defendant's most recent Petition as procedurally barred and because it was filed outside the one year time frame, it was successive. Additionally, the Court found that Defendant's claims were bare and meritless. Based on this, the Court does not see a basis or reason to rehear the Writ for Habeas.

Because of that, there is no need to transport the inmate for a Court appearance. Therefore, Court will DENY the two Motions as to Transport.

Defendant filed a Pro Per Motion to Compel Disclosure of Exculpatory Evidence. State argues that requirements of Brady and its progeny do not apply after a criminal conviction is final on direct appeal. The claim of the search warrant issue has been dealt with on direct appeal.

COURT ORDERED, all of Defendant's Pro Per Motions are DENIED.

NDC

CLERK'S NOTE: 10/11/18 A copy of this Minute Order was mailed to Defendant:

DAIMON DEVARI MONROE #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 22, 2019**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**January 22, 2019****8:30 AM****Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**Lexis, Chad N.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Defendant is in prison and not present today. Court noted it received the Motion and the State's Opposition and concur with the State's Opposition that NRS 239.011 provides the legal remedy for the enforcement of a public records request and it does not include filing a motion in a closed criminal case. Consequently, Defendant's remedy lies in the filing of a civil application. Therefore, COURT ORDERED, Defendant's Pro Per Motion is DENIED.

NDC

CLERK'S NOTE: 1/24/19 A copy of this Minute Order was mailed to Defendant:

DAIMON DEVARI MONROE #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 19, 2019**

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06C228752-1

The State of Nevada vs Daimon Monroe

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**February 19, 2019****8:30 AM****Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**Lexis, Chad N.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Defendant is in prison and not present today. Court noted Petitioner was convicted in 2008, his conviction was reversed in part/confirmed in part by the Supreme Court in 2010 and an Amended Judgment of Conviction was filed in 2010. Defendant filed a Petition for Writ in 2011 which was denied and dismissed by the Supreme Court in 2012. Court stated its findings and ORDERED, Pro Per Petition is DENIED.

NDC

CLERK'S NOTE: 2/21/19 A copy of this Minute Order was mailed to Defendant/Petitioner:

DAIMON MONROE #38299  
HIGH DESERT STATE PRISON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070



**Exhibits:**

1. **Proposed Indictment**
2. **Photo**
3. **Photo**
4. **Photo**
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127. Photo
128. Photo
129. Photo
130. Photo
131. Photo
132. Photo
133. Photo
134. Photo
135. Photo
136. Photo
137. Photo
138. Photo

139. Yellow Manilla Envelope - Sealed
140. Photo
141. Photo – Back of NV  
Driver's License ID
142. Transcript of Prior Proceedings
143. Transcript of Prior Proceedings
144. Storage West Rental Documents
145. Smoke Ranch Self-Storage Documents – Contract
146. Storage Facilities – Documents – Contract
147. Photo
148. Contract for Storage Unit & Related Documents
149. Copy of Photo ID
150. Photo
151. Photo
152. Photo
153. Photo
154. Photo
155. Photo
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167. Photo
168. Photo
169. Photo
170. Photo
171. Photo
172. Photo
173. Photo
174. Photo
175. Photo
176. Photo
177. Photo
178. Photo
179. Photo
180. Photo
181. Photo
182. Photo
183. Photo
184. Photo

185. Photo

186. Audio CD – Phone Calls

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## STATE'S EXHIBITS

CASE NO. C228752

		Date Offered	Objection	Date Admitted
1 -	LARGE COLOR PHOTOGRAPH - <i>Aerial</i>	<i>5/14</i>	<i>no obj</i>	MAY 14 2008
2 -	" " "	<i>5/16</i>	<i>no obj</i>	MAY 16 2008
3 -	" " "	<i>5/13</i>	<i>no obj</i>	MAY 13 2008
4 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
5 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
6 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
7 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
8 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
9 -	" " "	<i>5/13</i>	<i>no obj</i>	MAY 13 2008
10 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
11 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
12 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
13 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
14 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
15 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
16 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
17 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
18 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
19 -	" " "	<i>11</i>	<i>11</i>	<i>11</i>
20 -	" " "	<i>5/19</i>	<i>no obj</i>	MAY 19 2008
21 -	" " "	<i>5/13</i>	<i>no obj</i>	MAY 13 2008
22 -	" " "	<i>5/19</i>	<i>no obj</i>	MAY 19 2008
23 -	" " "	<i>5/13</i>	<i>no obj</i>	MAY 13 2008
24 -	" " "	<i>5/19</i>	<i>no obj</i>	MAY 19 2008
25 -	" " "	<i>5/13</i>	<i>no obj</i>	MAY 13 2008

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
26 - LARGE COLOR PHOTOGRAPH	5/19	no obj	MAY 19 2008
27 - " " "	5/13	no obj	MAY 13 2008
28 - " " "	5/19	no obj	MAY 19 2008
29 - " " "	5/13	no obj	MAY 13 2008
30 - " " "	5/19	no obj	MAY 19 2008
31 - " " "	5/13	no obj	MAY 13 2008
32 - " " "	5/14	no obj	MAY 14 2008
33 - " " "	11	11	11
34 - " " "	11	11	11
35 - " " "	11	11	11
36 - " " "	5/16	obj	MAY 16 2008
37 - " " "	5/16	no obj	MAY 16 2008
38 - " " "	11	11	11
39 - " " "	11	11	11
40 - " " "	11	11	11
41 - " " "	5/13	no obj	MAY 13 2008
42 - " " "	11	11	11
43 - " " "	11	11	11
44 - " " "	11	11	11
45 - " " "	11	11	11
46 - " " "	11	11	11
47 - " " "	11	11	11
48 - " " "	5/13	no obj	MAY 13 2008
49 - " " "	11	11	11
50 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
51 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
52 - " " "	"	"	"
53 - " " "	5/19	no obj	MAY 19 2008
54 - " " "	"	"	"
55 - " " "	5/19	obj	MAY 19 2008
56 - " " "	5/19	no obj	MAY 19 2008
57 - " " "	5/13	no obj	MAY 13 2008
58 - " " "	5/19	no obj	MAY 19 2008
59 - " " "	"	"	"
60 - " " "	"	"	"
61 - " " "	"	"	"
62 - " " "	5/13	no obj	MAY 13 2008
63 - " " "	"	"	"
64 - " " "	"	"	"
65 - " " "	"	"	"
66 - " " "	"	"	"
67 - " " "	"	"	"
68 - " " "	5/14	no obj	MAY 14 2008
69 - " " "	"	"	"
70 - " " "	"	"	"
71 - " " "	"	"	"
72 - " " "	"	"	"
73 - " " "	"	"	"
74 - " " "	"	"	"
75 - " " "	5/19	no obj	MAY 19 2008



## STATE'S EXHIBITS

CASE NO. C228752

			Date Offered	Objection	Date Admitted
76 -	LARGE COLOR PHOTOGRAPH		5/14	no obj	MAY 14 2008
77 -	"	"	5/19	no obj	MAY 19 2008
78 -	"	"	5/14	no obj	MAY 14 2008
79 -	"	"	5/14	no obj	MAY 14 2008
80 -	"	"	11	11	11
81 -	"	"	11	11	11
82 -	"	"	11	11	11
83 -	"	"	11	11	11
84 -	"	"	11	11	11
85 -	"	"	11	11	11
86 -	"	"	11	11	11
87 -	"	"	11	11	11
88 -	"	"	11	11	11
89 -	"	"	11	11	11
90 -	"	"	11	11	11
91 -	"	"	5/13	no obj	MAY 13 2008
92 -	"	"	11	11	11
93 -	"	"	11	11	11
94 -	"	"	11	11	11
95 -	"	"	11	11	11
96 -	"	"	11	11	11
97 -	"	"	11	11	11
98 -	"	"	11	11	11
99 -	"	"	11	11	11
100 -	"	"	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
101 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
102 - " " "	//	//	//
103 - " " "	//	//	//
104 - " " "	//	//	//
105 - " " "	//	//	//
106 - " " "	//	//	//
107 - " " "	//	//	//
108 - " " "	//	//	//
109 - " " "	//	//	//
110 - " " "	//	//	//
111 - " " "	//	//	//
112 - " " "	//	//	//
113 - " " "	//	//	//
114 - " " "	//	//	//
115 - " " "	//	//	//
116 - " " "	//	//	//
117 - " " "	//	//	//
118 - " " "	//	//	//
119 - " " "	//	//	//
120 - " " "	//	//	//
121 - " " "	//	//	//
122 - " " "	//	//	//
123 - " " "	//	//	//
124 - " " "	//	//	//
125 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
126 - LARGE COLOR PHOTOGRAPH	5/13	obj	MAY 13 2008
127 - " " "	//	//	//
128 - " " "	//	//	//
129 - " " "	//	//	//
130 - " " "	//	//	//
131 - " " "	//	//	//
132 - " " "	//	//	//
133 - " " "	//	//	//
134 - " " "	//	//	//
135 - " " "	//	//	//
136 - " " "	//	//	//
137 - " " "	//	//	//
138 - " " "	//	//	//
139 - " " "	//	//	//
140 - " " "	//	//	//
141 - " " "	//	//	//
142 - " " "	//	//	//
143 - " " "	//	//	//
144 - " " "	//	//	//
145 - " " "	//	//	//
146 - " " "	//	//	//
147 - " " "	//	//	//
148 - " " "	//	//	//
149 - " " "	//	//	//
150 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
151 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
152 - " " "	//	//	//
153 - " " "	//	//	//
154 - " " "	//	//	//
155 - " " "	//	//	//
156 - " " "	//	//	//
157 - " " "	//	//	//
158 - " " "	//	//	//
159 - " " "	//	//	//
160 - " " "	//	//	//
161 - " " "	//	//	//
162 - " " "	//	//	//
163 - " " "	//	//	//
164 - " " "	//	//	//
165 - " " "	//	//	//
166 - " " "	//	//	//
167 - " " "	//	//	//
168 - " " "	//	//	//
169 - " " "	//	//	//
170 - " " "	//	//	//
171 - " " "	//	//	//
172 - " " "	5/14	no obj	MAY 14 2008
173 - " " "	//	//	//
174 - " " "	//	//	//
175 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
176 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
177 - " " "	//	//	//
178 - " " "	//	//	//
179 - " " "	5/19	no obj	MAY 19 2008
180 - " " "	5/14	obj	MAY 14 2008
181 - " " "	//	//	//
182 - " " "	//	//	//
183 - " " "	//	//	//
184 - " " "	//	//	//
185 - " " "	//	//	//
186 - " " "	//	//	//
187 - " " "	//	//	//
188 - " " "	//	//	//
189 - " " "	//	//	//
190 - " " "	//	//	//
191 - " " "	//	//	//
192 - " " "	//	//	//
193 - " " "	//	//	//
194 - " " "	//	//	//
195 - " " "	//	//	//
196 - " " "	//	//	//
197 - " " "	//	//	//
198 - " " "	//	//	//
199 - " " "	//	//	//
200 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
201 - LARGE COLOR PHOTOGRAPH	5/14	obj	MAY 14 2008
202 - " " "	11	11	11
203 - " " "	11	11	11
204 - " " "	11	11	11
205 - " " "	11	11	11
206 - " " "	11	11	11
207 - " " "	11	11	11
208 - " " "	11	11	11
209 - " " "	11	11	11
210 - " " "	11	11	11
211 - " " "	5/19	obj	MAY 19 2008
212 - " " "	5/14	obj	MAY 14 2008
213 - " " "	5/19	obj	MAY 19 2008
214 - 4 Small Color Photographs	5/14	obj	MAY 14 2008
215 - LARGE COLOR PHOTOGRAPH	11	11	11
216 - " " "	11	11	11
217 - " " "	11	11	11
218 - " " "	11	11	11
219 - " " "	5/19	obj	MAY 19 2008
220 - " " "	5/14	obj	MAY 14 2008
221 - " " "	11	11	11
222 - " " "	5/19	obj	MAY 19 2008
223 - " " "	5/14	obj	MAY 14 2008
224 - " " "	11	11	11
225 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
226 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
227 - " " "	11	11	11
228 - " " "	11	11	11
229 - " " "	11	11	11
230 - " " "	5/19	no obj	MAY 19 2008
231 - " " "	5/14	no obj	MAY 14 2008
232 - " " "	11	11	11
233 - " " "	11	11	11
234 - " " "	5/19	no obj	MAY 19 2008
235 - " " "	5/14	no obj	MAY 14 2008
236 - " " "	5/13	no obj	MAY 13 2008
237 - " " "	11	11	11
238 - " " "	11	11	11
239 - " " "	11	11	11
240 - " " "	11	11	11
241 - " " "	11	11	11
242 - " " "	11	11	11
243 - " " "	11	11	11
244 - " " "	5/14	no obj	MAY 14 2008
245 - " " "	5/13	no obj	MAY 13 2008
246 - " " "	11	11	11
247 - " " "	11	11	11
248 - " " "	11	11	11
249 - " " "	11	11	11
250 - " " "	5/19	no obj	MAY 19 2008

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
251 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
252 - " " "	5/19	no obj	MAY 19 2008
253 - " " "	5/13	no obj	MAY 13 2008
254 - " " "	5/19	no obj	MAY 19 2008
255 - " " "	5/14	no obj	MAY 14 2008
256 - " " "	5/19	no obj	MAY 19 2008
257 - " " "	5/13	no obj	MAY 13 2008
258 - " " "	5/19	no obj	MAY 19 2008
259 - " " "	5/13	no obj	MAY 13 2008
260 - " " "	5/19	no obj	MAY 19 2008
261 - " " "	5/13	no obj	MAY 13 2008
262 - " " "	5/19	no obj	MAY 19 2008
263 - " " "	5/13	no obj	MAY 13 2008
264 - " " "	5/19	no obj	MAY 19 2008
265 - " " "	5/13	no obj	MAY 13 2008
266 - " " "	11	11	11
267 - " " "	5/19	no obj	MAY 19 2008
268 - " " "	5/13	no obj	MAY 13 2008
269 - " " "	5/19	no obj	MAY 19 2008
270 - " " "	5/13	no obj	MAY 13 2008
271 - " " "	5/19	no obj	MAY 19 2008
272 - " " "	5/13	no obj	MAY 13 2008
273 - " " "	5/19	no obj	MAY 19 2008
274 - " " "	5/13	no obj	MAY 13 2008
275 - " " "	5/19	no obj	MAY 19 2008



## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
276 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
277 - " " "	5/19	no obj	MAY 19 2008
278 - " " "	5/13	no obj	MAY 13 2008
279 - " " "	5/19	no obj	MAY 19 2008
280 - " " "	5/13	no obj	MAY 13 2008
281 - " " "	5/19	no obj	MAY 19 2008
282 - " " "	5/13	no obj	MAY 13 2008
283 - " " "	5/19	no obj	MAY 19 2008
284 - " " "	5/13	no obj	MAY 13 2008
285 - " " "	5/19	no obj	MAY 19 2008
286 - " " "	5/13	no obj	MAY 13 2008
287 - " " "	11	11	11
288 - " " "	5/19	no obj	MAY 19 2008
289 - " " "	5/13	no obj	MAY 13 2008
290 - " " "	5/19	no obj	MAY 19 2008
291 - " " "	5/13	no obj	MAY 13 2008
292 - " " "	5/19	no obj	MAY 19 2008
293 - " " "	5/13	no obj	MAY 13 2008
294 - " " "	5/19	no obj	MAY 19 2008
295 - " " "	5/13	no obj	MAY 13 2008
296 - " " "	5/19	no obj	MAY 19 2008
297 - " " "	5/13	no obj	MAY 13 2008
298 - " " "	11	11	11
299 - " " "	11	11	11
300 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
301 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
302 - " " "	//	//	//
303 - " " "	//	//	//
304 - " " "	//	//	//
305 - " " "	//	//	//
306 - " " "	//	//	//
307 - " " "	//	//	//
308 - " " "	//	//	//
309 - " " "	//	//	//
310 - " " "	//	//	//
311 - " " "	//	//	//
312 - " " "	//	//	//
312A-312D			
313 - " " "	//	//	//
314 - " " "	//	//	//
315 - " " "	5/14	no obj	MAY 14 2008
316 - " " "	//	//	//
317 - " " "	//	//	//
318 - " " "	//	//	//
319 - " " "	//	//	//
320 - " " "	//	//	//
321 - " " "	//	//	//
322 - " " "	//	//	//
323 - " " "	//	//	//
324 - " " "	//	//	//
325 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
326 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
327 - " " "	5/14	no obj	MAY 14 2008
328 - " " "	//	//	//
329 - " " "	//	//	//
330 - " " "	//	//	//
331 - " " "	//	//	//
332 - " " "	//	//	//
333 - " " "	//	//	//
334 - " " "	//	//	//
335 - " " "	//	//	//
336 - " " "	//	//	//
337 - " " "	//	//	//
338 - " " "	//	//	//
339 - " " "	//	//	//
340 - " " "	//	//	//
341 - " " "	5/20	no obj	MAY 20 2008
342 - " " "	5/14	no obj	MAY 14 2008
343 - " " "	//	//	//
344 - " " "	//	//	//
345 - " " "	//	//	//
346 - " " "	//	//	//
347 - " " "	5/19	no obj	MAY 19 2008
348 - " " "	5/14	no obj	MAY 14 2008
349 - " " "	//	//	//
350 - " " "	5/19	no obj	MAY 19 2008

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
351 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
352 - " " "	5/19	no obj	MAY 19 2008
353 - " " "	5/14	no obj	MAY 14 2008
354 - " " "	//	//	//
355 - " " "	//	//	//
356 - " " "	//	//	//
357 - " " "	5/13	no obj	MAY 13 2008
358 - " " "	//	//	//
359 - " " "	//	//	//
360 - " " "	//	//	//
361 - " " "	//	//	//
362 - " " "	//	//	//
363 - " " "	//	//	//
364 - " " "	//	//	//
365 - " " "	//	//	//
366 - " " "	//	//	//
367 - " " "	//	//	//
368 - " " "	//	//	//
369 - " " "	//	//	//
370 - " " "	//	//	//
371 - " " "	//	//	//
372 - " " "	//	//	//
373 - " " "	//	//	//
374 - " " "	//	//	//
375 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
376 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
377 - " " "	//	//	//
378 - " " "	//	//	//
379 - " " "	//	//	//
380 - " " "	//	//	//
381 - " " "	//	//	//
382 - " " "	//	//	//
383 - " " "	//	//	//
384 - " " "	//	//	//
385 - " " "	//	//	//
386 - " " "	//	//	//
387 - " " "	//	//	//
388 - " " "	//	//	//
389 - " " "	//	//	//
390 - " " "	//	//	//
391 - " " "	//	//	//
392 - " " "	//	//	//
393 - " " "	5/14	no obj	MAY 16 2008
394 - " " "	//	//	//
395 - " " "	//	//	//
396 - " " "	//	//	//
397 - " " "	5/14	no obj	MAY 14 2008
398 - " " "	//	//	//
399 - " " "	//	//	//
400 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
401 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
402 - " " "	11	11	11
403 - " " "	11	11	11
404 - " " "	11	11	11
405 - " " "	11	11	11
406 - " " "	11	11	11
407 - " " "	11	11	11
408 - " " "	11	11	11
409 - " " "	11	11	11
410 - " " "	11	11	11
411 - " " "	11	11	11
412 - " " "	11	11	11
413 - " " "	11	11	11
414 - " " "	11	11	11
415 - " " "	5/19	no obj	MAY 19 2008
416 - " " "	5/14	no obj	MAY 14 2008
417 - " " "	11	11	11
418 - " " "	11	11	11
419 - " " "	5/19	no obj	MAY 19 2008
420 - " " "	5/14	no obj	MAY 14 2008
421 - " " "	11	11	11
422 - " " "	5/19	no obj	MAY 19 2008
423 - " " "	5/14	no obj	MAY 14 2008
424 - " " "	5/19	no obj	MAY 19 2008
425 - " " "	5/14	no obj	MAY 14 2008

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
426 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
427 - " " "	5/19	no obj	MAY 19 2008
428 - " " "	5/14	no obj	MAY 14 2008
429 - " " "	11	11	11
430 - " " "	5/19	no obj	MAY 19 2008
431 - " " "	5/14	no obj	MAY 14 2008
432 - " " "	11	11	11
433 - " " "	5/19	no obj	MAY 19 2008
434 - " " "	5/14	no obj	MAY 14 2008
435 - " " "	11	11	11
436 - " " "	5/19	no obj	MAY 19 2008
437 - " " "	5/14	no obj	MAY 14 2008
438 - " " "	11	11	11
439 - " " "	5/19	no obj	MAY 19 2008
440 - " " "	5/14	no obj	MAY 14 2008
441 - " " "	11	11	11
442 - " " "	5/19	no obj	MAY 19 2008
443 - " " "	5/14	no obj	MAY 14 2008
444 - " " "	11	11	11
445 - " " "	5/19	no obj	MAY 19 2008
446 - " " "	5/14	no obj	MAY 14 2008
447 - " " "	5/19	no obj	MAY 19 2008
448 - " " "	5/14	no obj	MAY 14 2008
449 - " " "	11	11	11
450 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
451 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
452 - " " "	5/19	no obj	MAY 19 2008
453 - " " "	5/14	no obj	MAY 14 2008
454 - " " "	"	"	"
455 - " " "	5/19	no obj	MAY 19 2008
456 - " " "	5/14	no obj	MAY 14 2008
457 - " " "	5/19	no obj	MAY 19 2008
458 - " " "	5/14	no obj	MAY 14 2008
459 - " " "	5/14	no obj	MAY 14 2008
460 - " " "	"	"	"
461 - " " "	"	"	"
462 - " " "	"	"	"
463 - " " "	5/19	no obj	MAY 19 2008
464 - " " "	5/13	no obj	MAY 13 2008
465 - " " "	5/14	no obj	MAY 14 2008
466 - " " "	"	"	"
467 - " " "	5/19	no obj	MAY 19 2008
468 - " " "	"	"	"
469 - " " "	"	"	"
470 - " " "	5/19	no obj	MAY 19 2008
471 - " " "	5/19	no obj	MAY 19 2008
472 - " " "	5/19	no obj	MAY 19 2008
473 - " " "	5/19	no obj	MAY 19 2008
474 - " " "	"	"	"
475 - " " "	"	"	"



## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
476 - LARGE COLOR PHOTOGRAPH	5/19	no obj	MAY 19 2008
477 - " " "	5/19	no obj	MAY 19 2008
478 - " " "	11	11	11
479 - " " "	5/19	no obj	MAY 19 2008
480 - " " "	5/19	no obj	MAY 19 2008
481 - " " "	11	11	11
482 - " " "	5/19	no obj	MAY 19 2008
483 - " " "	5/19	no obj	MAY 19 2008
484 - " " "	5/19	no obj	MAY 19 2008
485 - " " "	5/19	no obj	MAY 19 2008
486 - " " "	5/19	no obj	MAY 19 2008
487 - " " "	5/19	no obj	MAY 19 2008
488 - " " "	5/19	no obj	MAY 19 2008
489 - " " "	5/19	no obj	MAY 19 2008
490 - " " "	5/16	no obj	MAY 16 2008
491 - " " "	11	11	11
492 - " " "	11	11	11
493 - " " "	11	11	11
494 - " " "	5/14	no obj	MAY 14 2008
495 - " " "	11	11	11
496 - " " "	11	11	11
497 - " " "	11	11	11
498 - " " "	11	11	11
499 - " " "	11	11	11
500 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
501 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
502 - " " "	//	//	//
503 - " " "	//	//	//
504 - " " "	//	//	//
505 - " " "	//	//	//
506 - " " "	//	//	//
507 - " " "	//	//	//
508 - " " "	//	//	//
509 - " " "	//	//	//
510 - " " "	//	//	//
511 - " " "	//	//	//
512 - " " "	//	//	//
513 - " " "	//	//	//
514 - " " "	//	//	//
515 - " " "	//	//	//
516 - " " "	//	//	//
517 - " " "	//	//	//
518 - " " "	//	//	//
519 - " " "	//	//	//
520 - " " "	//	//	//
521 - " " "	//	//	//
522 - " " "	//	//	//
523 - " " "	//	//	//
524 - " " "	//	//	//
525 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
526 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
527 - " " "	//	//	//
528 - " " "	//	//	//
529 - " " "	//	//	//
530 - " " "	//	//	//
531 - " " "	//	//	//
532 - " " "	//	//	//
533 - " " "	//	//	//
534 - " " "	//	//	//
535 - " " "	//	//	//
536 - " " "	//	//	//
537 - " " "	//	//	//
538 - " " "	//	//	//
539 - " " "	//	//	//
540 - " " "	//	//	//
541 - " " "	//	//	//
542 - " " "	//	//	//
543 - " " "	//	//	//
544 - " " "	//	//	//
545 - " " "	//	//	//
546 - " " "	//	//	//
547 - " " "	//	//	//
548 - " " "	//	//	//
549 - " " "	//	//	//
550 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
551 - LARGE COLOR PHOTOGRAPH	5/13	no obj	MAY 13 2008
552 - " " "	//	//	//
553 - " " "	//	//	//
554 - " " "	//	//	//
555 - " " "	//	//	//
556 - " " "	//	//	//
557 - " " "	//	//	//
558 - " " "	//	//	//
559 - " " "	//	//	//
560 - " " "	//	//	//
561 - " " "	5/19	no obj	MAY 19 2008
562 - " " "	//	//	//
563 - " " "	//	//	//
564 - " " "	//	//	//
565 - " " "	//	//	//
566 - " " "	//	//	//
567 - " " "	//	//	//
568 - " " "	//	//	//
569 - " " "	//	//	//
570 - " " "	//	//	//
571 - " " "	//	//	//
572 - " " "	//	//	//
573 - " " "	//	//	//
574 - " " "	//	//	//
575 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
576 - Event History Report (Anhui Crystal Palace)	5/13	no obj	MAY 13 2008
577 - " " " (Just for Kids Dentistry)	//	//	//
578 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
579 - " " "	//	//	MAY 14 2008
580 - " " "	//	//	//
581 - " " "	//	//	//
582 - " " "	//	//	//
583 - " " "	//	//	//
584 - " " "	//	//	//
585 - " " "	//	//	//
586 - " " "	//	//	//
587 - " " "	//	//	//
588 - " " "	//	//	//
589 - " " "	//	//	//
590 - " " "	//	//	//
591 - " " "	//	//	//
592 - " " "	//	//	//
593 - " " "	//	//	//
594 - " " "	//	//	//
595 - " " "	//	//	//
596 - " " "	//	//	//
597 - " " "	//	//	//
598 - " " "	//	//	//
599 - " " "	//	//	//
600 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
601 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
602 - " " "	11	11	11
603 - " " "	11	11	11
604 - " " "	11	11	11
605 - " " "	11	11	11
606 - " " "	11	11	11
607 - " " "	11	11	11
608 - " " "	11	11	11
609 - " " "	11	11	11
610 - " " "	5/16	OBJ 2	MAY 16 2008
611 - " " "	5/16	NO OBJ 10	MAY 16 2008
612 - " " "	5/16	NO OBJ 3	MAY 16 2008
613 - " " "	11	11	11
614 - " " "	5/16	NO OBJ 3	MAY 16 2008
615 - " " "	11	11	11
616 - " " "	5/14	no obj	MAY 14 2008
617 - " " "	11	11	11
618 - " " "	11	11	11
619 - " " "	11	11	11
620 - " " "	11	11	11
621 - " " "	11	11	11
622 - " " "	11	11	11
623 - " " "	11	11	11
624 - " " "	11	11	11
625 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
626 - LARGE COLOR PHOTOGRAPH	5/14	no	MAY 14 2008
627 - " " "	"	"	"
628 - " " "	"	"	"
629 - " " "	"	"	"
630 - " " "	"	"	"
631 - " " "	"	"	"
632 - " " "	"	"	"
633 - " " "	"	"	"
634 - " " "	"	"	"
635 - " " "	"	"	"
636 - " " "	"	"	"
637 - " " "	"	"	"
638 - " " "	"	"	"
639 - " " "	"	"	"
640 - " " "	5/16	OBJ'D	MAY 16 2008
641 - " " "	5/14	no	MAY 14 2008
642 - " " "	"	"	"
643 - " " "	"	"	"
644 - " " "	"	"	"
645 - " " "	"	"	"
646 - " " "	"	"	"
647 - " " "	"	"	"
648 - " " "	"	"	"
649 - " " "	"	"	"
650 - " " "	"	"	"

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
651 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 14 2008
652 - " " "	5/16	OBJ	MAY 16 2008
653 - " " "	"	"	"
654 - " " "	5/14	no obj	MAY 14 2008
655 - " " "	"	"	"
656 - " " "	"	"	"
657 - " " "	"	"	"
658 - " " "	5/16	OBJ	MAY 16 2008
659 - " " "			
660 - " " "			
661 - " " "			
662 - " " "			
663 - " " "			
664 - " " "			
665 - " " "	5/14	no obj	MAY 14 2008
666 - " " "	"	"	"
667 - " " "	"	"	"
668 - " " "	"	"	"
669 - " " "	"	"	"
670 - " " "	"	"	"
671 - " " "	"	"	"
672 - " " "	"	"	"
673 - " " "	"	"	"
674 - " " "	"	"	"
675 - " " "	"	"	"



## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
676 - LARGE COLOR PHOTOGRAPH	5/14	obj	MAY 14 2008
677 - " " "	11	11	11
678 - " " "	11	11	11
679 - " " "	11	11	11
680 - " " "	11	11	11
681 - " " "	11	11	11
682 - " " "	11	11	11
683 - " " "	11	11	11
684 - " " "	5/16	obj'd	MAY 16 2008
685 - " " "	11	11	11
686 - " " "	11	11	11
687 - " " "	11	11	11
688 - " " "	5/14	obj	MAY 14 2008
689 - " " "	5/16	obj'd	MAY 16 2008
690 - " " "	11	11	11
691 - " " "	11	11	11
692 - " " "	11	11	11
693 - " " "	11	11	11
694 - " " "	11	11	11
695 - " " "	11	11	11
696 - " " "	11	11	11
697 - " " "	11	11	11
698 - " " "	5/16	obj'd	MAY 16 2008
699 - " " "	11	11	11
700 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
701 - LARGE COLOR PHOTOGRAPH	5/16	no obj.	MAY 16 2008
702 - " " "	"	"	"
703 - " " "	"	"	"
704 - " " "	"	"	"
705 - " " "	5/16	no OBJ	MAY 16 2008
706 - " " "	5/19	obj	MAY 19 2008
707 - " " "	5/16	no OBJ	MAY 16 2008
708 - " " "	5/16	no OBJ	MAY 16 2008
709 - " " "	"	"	"
710 - " " "	"	"	"
711 - " " "	5/14	no obj	MAY 14 2008
712 - " " "	"	"	"
713 - " " "	"	"	"
714 - " " "	"	"	"
715 - " " "	"	"	"
716 - " " "	"	"	"
717 - " " "	"	"	"
718 - " " "	"	"	"
719 - " " "	"	"	"
720 - " " "	"	"	"
721 - " " "	"	"	"
722 - " " "	"	"	"
723 - " " "	"	"	"
724 - " " "	"	"	"
725 - " " "	"	"	"

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
726 - LARGE COLOR PHOTOGRAPH	5/14	obj	MAY 14 2008
727 - " " "	11	11	11
728 - " " "	11	11	11
729 - " " "	11	11	11
730 - " " "	11	11	11
731 - " " "	11	11	11
732 - " " "	11	11	11
733 - " " "	11	11	11
734 - " " "	11	11	11
735 - " " "	11	11	11
736 - " " "	11	11	11
737 - " " "	11	11	11
738 - " " "	5/19	obj	MAY 19 2008
739 - " " "	5/16	OBJ	MAY 16 2008
740 - " " "	5/19	obj	MAY 19 2008
741 - " " "	5/16	OBJ	MAY 16 2008
742 - " " "	5/16	OBJ	MAY 16 2008
743 - " " "	11	11	11
744 - " " "	5/16	No OBJ	MAY 16 2008
745 - " " "	11	11	11
746 - " " "	11	11	11
747 - " " "	11	11	11
748 - " " "	11	11	11
749 - " " "	11	11	11
750 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
751 - LARGE COLOR PHOTOGRAPH	5/16	no OBJ	MAY 16 2008
752 - " " "	"	"	"
753 - " " "	"	"	"
754 - " " "	"	"	"
755 - " " "	"	"	"
756 - " " "	"	"	"
757 - " " "	"	"	"
758 - " " "	"	"	"
759 - " " "	"	"	"
760 - " " "	"	"	"
761 - " " "	"	"	"
762 - " " "	5/16	no OBJ	MAY 16 2008
763 - " " "	5/16	OBJ'D	MAY 16 2008
764 - " " "	"	"	"
765 - " " "	"	"	"
766 - " " "	5/16	no OBJ	MAY 16 2008
767 - " " "	"	"	"
768 - " " "	"	"	"
769 - " " "	5/16	no OBJ	MAY 16 2008
770 - " " "	5/16	no OBJ	MAY 16 2008
771 - " " "	5/16	no OBJ	MAY 16 2008
772 - " " "	5/16	no OBJ	MAY 16 2008
773 - " " "	"	"	"
774 - " " "	"	"	"
775 - " " "	"	"	"

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
776 - LARGE COLOR PHOTOGRAPH	5/19	obj	MAY 19 2008
777 - " " "	11	11	11
778 - " " "	5/16	OBJ 3	MAY 16 2008
779 - " " "	11	11	11
780 - " " "	11	11	11
781 - " " "	11	11	11
782 - " " "	5/16	no OBJ 3	MAY 16 2008
783 - " " "	5/16	OBJ 3'D	MAY 16 2008
784 - " " "	5/16	OBJ 3	MAY 16 2008
785 - " " "	11	11	11
786 - " " "	11	11	11
787 - " " "	5/16	no OBJ 3	MAY 16 2008
788 - " " "	5/16	no OBJ 3	MAY 16 2008
789 - " " "	11	11	11
790 - " " "	5/16	OBJ 3'D	MAY 16 2008
791 - " " "	11	11	11
792 - " " "	11	11	11
793 - " " "	11	11	11
794 - " " "	11	11	11
795 - " " "	5/16	no OBJ 3	MAY 16 2008
796 - " " "	5/16	OBJ 3'D	MAY 16 2008
797 - " " "	11	11	11
798 - " " "	11	11	11
799 - " " "	5/16	no OBJ 3	MAY 16 2008
800 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
801 - LARGE COLOR PHOTOGRAPH	5/16	no obj	MAY 16 2008
802 - " " "	5/16	obj	MAY 16 2008
803 - " " "	5/16	no obj	MAY 16 2008
804 - " " "	5/16	no obj	MAY 16 2008
805 - " " "	"	"	"
806 - " " "	"	"	"
807 - " " "	"	"	"
808 - " " "	"	"	"
809 - " " "	"	"	"
810 - " " "	"	"	"
811 - " " "	"	"	"
812 - " " "	"	"	"
813 - " " "	"	"	"
814 - " " "	"	"	"
815 - " " "	"	"	"
816 - " " "	5/16	No	MAY 16 2008
817 - " " "	"	"	"
818 - " " "	"	"	"
819 - " " "	"	"	"
820 - " " "	"	"	"
821 - " " "	5/16	no obj	MAY 16 2008
822 - " " "	5/16	No obj	MAY 16 2008
823 - " " "	"	"	"
824 - " " "	"	"	"
825 - " " "	"	"	"

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
826 - LARGE COLOR PHOTOGRAPH	5/16	No obj	MAY 16 2008
827 - " " "	"	"	"
828 - " " "	5/20	no obj	MAY 20 2008
829 - " " "	"	"	"
830 - " " "	"	"	"
831 - " " "	"	"	"
832 - " " "	"	"	"
833 - " " "	"	"	"
834 - " " "	"	"	"
835 - " " "	"	"	"
836 - " " "	"	"	"
837 - " " "	"	"	"
838 - " " "	"	"	"
839 - " " "	"	"	"
840 - " " "	"	"	"
841 - " " "	"	"	"
842 - " " "	"	"	"
843 - " " "	"	"	"
844 - " " "	"	"	"
845 - " " "	"	"	"
846 - " " "	"	"	"
847 - " " "	"	"	"
848 - " " "	"	"	"
849 - " " "	"	"	"
850 - " " "	"	"	"

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
851 - LARGE COLOR PHOTOGRAPH	5/20	no obj	MAY 20 2008
852 - " " "	11	11	11
853 - " " "	11	11	11
854 - " " "	11	11	11
855 - " " "	11	11	11
856 - " " "	11	11	11
857 - " " "	11	11	11
858 - " " "	11	11	11
859 - " " "	11	11	11
860 - " " "	11	11	11
861 - " " "	11	11	11
862 - " " "	11	11	11
863 - " " "	11	11	11
864 - " " "	11	11	11
865 - " " "	11	11	11
866 - " " "	11	11	11
867 - " " "	11	11	11
868 - " " "	11	11	11
869 - " " "	11	11	11
870 - " " "	11	11	11
871 - " " "	11	11	11
872 - Self Storage Rental Agreement (Duplicate)			
873 - Copy of NV Driver's License of Tonya Weather			
874 - Self Storage Rental Agreement	5/14	no obj	MAY 14 2008
875 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 16 2008



## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
876 - LARGE COLOR PHOTOGRAPH	5/16	obj	MAY 16 2008
877 - " " "	//	//	//
878 - " " "	//	//	//
879 - " " "	//	//	//
880 - " " "	//	//	//
881 - " " "	//	//	//
882 - " " "	//	//	//
883 - " " "	//	//	//
884 - " " "	//	//	//
885 - " " "	//	//	//
886 - " " "	//	//	//
887 - " " "	//	//	//
888 - " " "	//	//	//
889 - " " "	//	//	//
890 - " " "	//	//	//
891 - " " "	//	//	//
892 - " " "	//	//	//
893 - " " "	//	//	//
894 - " " "	//	//	//
895 - " " "	//	//	//
896 - " " "	//	//	//
897 - " " "	//	//	//
898 - " " "	//	//	//
899 - " " "	//	//	//
900 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
901 - LARGE COLOR PHOTOGRAPH	5/16	no	MAY 16 2008
902 - " " "	//	//	//
903 - " " "	//	//	//
904 - " " "	//	//	//
905 - " " "	//	//	//
906 - " " "	//	//	//
907 - " " "	//	//	//
908 - " " "	//	//	//
909 - " " "	//	//	//
910 - " " "	//	//	//
911 - " " "	//	//	//
912 - " " "	//	//	//
913 - " " "	//	//	//
914 - " " "	//	//	//
915 - " " "	//	//	//
916 - " " "	//	//	//
917 - " " "	//	//	//
918 - " " "	//	//	//
919 - " " "	//	//	//
920 - " " "	//	//	//
921 - " " "	//	//	//
922 - " " "	//	//	//
923 - " " "	//	//	//
924 - " " "	//	//	//
925 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
926 - LARGE COLOR PHOTOGRAPH	5/16	obj	MAY 16 2008
927 - " " "	//	//	//
928 - " " "	//	//	//
929 - " " "	//	//	//
930 - " " "	//	//	//
931 - " " "	//	//	//
932 - " " "	//	//	//
933 - " " "	//	//	//
934 - " " "	//	//	//
935 - " " "	//	//	//
936 - " " "	//	//	//
937 - " " "	//	//	//
938 - " " "	//	//	//
939 - " " "	//	//	//
940 - " " "	//	//	//
941 - " " "	//	//	//
942 - " " "	//	//	//
943 - " " "	//	//	//
944 - " " "	//	//	//
945 - " " "	//	//	//
946 - " " "	//	//	//
947 - " " "	//	//	//
948 - " " "	//	//	//
949 - " " "	//	//	//
950 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
951 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 16 2008
952 - " " "	//	//	//
953 - " " "	//	//	//
954 - " " "	//	//	//
955 - " " "	//	//	//
956 - " " "	//	//	//
957 - " " "	//	//	//
958 - " " "	//	//	//
959 - " " "	//	//	//
960 - " " "	//	//	//
961 - " " "	//	//	//
962 - " " "	//	//	//
963 - " " "	//	//	//
964 - " " "	//	//	//
965 - " " "	//	//	//
966 - " " "	//	//	//
967 - " " "	//	//	//
968 - " " "	//	//	//
969 - " " "	//	//	//
970 - " " "	//	//	//
971 - " " "	//	//	//
972 - " " "	//	//	//
973 - " " "	//	//	//
974 - <i>Smith Ranch Jones Rental Agreement</i>	5/14	no obj	MAY 14 2008
975 - <i>LARGE COLOR PHOTOGRAPH</i>	5/14	no obj	MAY 16 2008

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
976 - LARGE COLOR PHOTOGRAPH	5/14	no obj	MAY 16 2008
977 - " " "	11	11	11
978 - " " "	5/19	no obj	MAY 19 2008
979 - " " "	5/14	no obj	MAY 16 2008
980 - " " "	5/19	no obj	MAY 19 2008
981 - " " "	11	11	11
982 - " " "	11	11	11
983 - " " "	11	11	11
984 - " " "	5/14	no obj	MAY 16 2008
985 - " " "			
986 - " " "			
987 - " " "			
988 - " " "			
989 - " " "	5/14	no obj	MAY 16 2008
990 - " " "	11	11	11
991 - " " "	5/13	no obj	MAY 13 2008
992 - " " "	5/16	no obj	MAY 16 2008
993 - " " "	5/13	no obj	MAY 13 2008
994 - " " "	5/14	no obj	MAY 19 2008
995 - " " "	5/20	no obj	MAY 20 2008
996 - " " "	11	11	11
997 - " " "	11	11	11
998 - " " "	5/14	no obj	MAY 16 2008
999 - " " "	11	11	11
1000 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
1001 - LARGE COLOR PHOTOGRAPH	5/16	obj	MAY 16 2008
1002 - " " "	11	11	11
1003 - " " "	11	11	11
1004 - " " "	11	11	11
1005 - " " "	11	11	11
1006 - " " "	11	11	11
1007 - " " "			
1008 - " " "	5/16	obj	MAY 16 2008
1009 - " " "	11	11	11
1010 - " " "	11	11	11
1011 - " " "	11	11	11
1012 - " " "	5/19	obj	MAY 19 2008
1013 - " " "	11	11	11
1014 - " " "	11	11	11
1015 - " " "	11	11	11
1016 - " " "	11	11	11
1017 - " " "	11	11	11
1018 - " " "	11	11	11
1019 - " " "	11	11	11
1020 - " " "	11	11	11
1021 - " " "	11	11	11
1022 - " " "	11	11	11
1023 - " " "	11	11	11
1024 - " " "	11	11	11
1025 - " " "	11	11	11

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
1026 - LARGE COLOR PHOTOGRAPH	5/19	obj	MAY 19 2008
1027 - " " "	"	"	"
1028 - " " "	"	"	"
1029 - " " "	"	"	"
1030 - " " "	"	"	"
1031 - " " "	5/16	obj	MAY 16 2008
1032 - " " "	5/19	obj	MAY 19 2008
1033 - " " "	"	"	"
1034 - Red Rock Self Storage - Receipt (N. Buffalo)	5/16	obj	MAY 16 2008
1035 - " " " " " (Pirates Cove)	5/16	obj	MAY 16 2008
1036 - LARGE COLOR PHOTOGRAPH	5/16	obj	MAY 16 2008
1037 - " " "	"	"	"
1038 - " " "	"	"	"
1039 - " " "	"	"	"
1040 - " " "	"	"	"
1041 - " " "	"	"	"
1042 - " " "	"	"	"
1043 - " " "	"	"	"
1044 - " " "	"	"	"
1045 - " " "	"	"	"
1046 - " " "	"	"	"
1047 - " " "	"	"	"
1048 - " " "	"	"	"
1049 - " " "	"	"	"
1050 - " " "	"	"	"

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
1051 - LARGE COLOR PHOTOGRAPH	5/16	obj	MAY 16 2008
1052 - " " "	//	//	//
1053 - " " "	//	//	//
1054 - " " "	//	//	//
1055 - " " "	//	//	//
1056 - " " "	//	//	//
1057 - " " "	//	//	//
1058 - " " "	//	//	//
1059 - " " "	//	//	//
1060 - " " "	//	//	//
1061 - " " "	//	//	//
1062 - " " "	//	//	//
1063 - " " "	//	//	//
1064 - " " "	//	//	//
1065 - " " "	//	//	//
1066 - " " "	//	//	//
1067 - " " "	//	//	//
1068 - " " "	//	//	//
1069 - " " "	//	//	//
1070 - " " "	//	//	//
1071 - " " "	//	//	//
1072 - " " "	//	//	//
1073 - " " "	//	//	//
1074 - " " "	//	//	//
1075 - " " "	//	//	//



## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
1076 - LARGE COLOR PHOTOGRAPH	5/16	no obj	MAY 16 2008
1077 - " " "	//	//	//
1078 - " " "	//	//	//
1079 - " " "	//	//	//
1080 - " " "	//	//	//
1081 - " " "	//	//	//
1082 - " " "	//	//	//
1083 - " " "	//	//	//
1084 - " " "	//	//	//
1085 - " " "	//	//	//
1086 - " " "	//	//	//
1087 - " " "	//	//	//
1088 - " " "	//	//	//
1089 - Storage Unit Rental Agreement	5/14	no obj	MAY 14 2008
1090 - LARGE B&W PHOTOS of Rental Paperwork	5/14	no obj	MAY 14 2008
1091 - LARGE COLOR PHOTOGRAPH	5/16	no obj	MAY 16 2008
1092 - " " "	//	//	//
1093 - " " "	//	//	//
1094 - " " "	//	//	//
1095 - " " "	//	//	//
1096 - " " "	//	//	//
1097 - " " "	//	//	//
1098 - " " "	//	//	//
1099 - " " "	//	//	//
1100 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
1101 - LARGE COLOR PHOTOGRAPH	5/16	no obj	MAY 16 2008
1102 - " " "	//	//	//
1103 - " " "	//	//	//
1104 - " " "	//	//	//
1105 - " " "	//	//	//
1106 - " " "	//	//	//
1107 - " " "	//	//	//
1108 - " " "	//	//	//
1109 - " " "	//	//	//
1110 - " " "	//	//	//
1111 - " " "	//	//	//
1112 - " " "	//	//	//
1113 - " " "	//	//	//
1114 - " " "	//	//	//
1115 - " " "	//	//	//
1116 - " " "	//	//	//
1117 - " " "	//	//	//
1118 - " " "	//	//	//
1119 - " " "	//	//	//
1120 - " " "	//	//	//
1121 - " " "	//	//	//
1122 - " " "	//	//	//
1123 - " " "	//	//	//
1124 - " " "	//	//	//
1125 - " " "	//	//	//

## STATE'S EXHIBITS

CASE NO. C228752

	Date Offered	Objection	Date Admitted
1126 - LARGE COLOR PHOTOGRAPH	5/16	no obj	MAY 16 2008
1127 - " " "	11	11	11
1128 - " " "	11	11	11
1129 - <i>Binder</i>	5/16	OBJE	MAY 16 2008
1130 - <i>Large Color Photograph</i>	5/16	OBJ	MAY 16 2008
1131 - " " "	11	11	11
1132 - " " "	11	11	11
1133 - " " "	11	11	11
1134 - " " "	11	11	11
1135 - " " "	11	11	11
1136 - " " "	11	11	11
1137 - " " "	11	11	11
1138 - " " "	11	11	11
1139 - " " "	11	11	11
1140 - " " "	11	11	11
1141 - " " "	11	11	11
1142 - " " "	11	11	11
1143 - " " "	11	11	11
1144 - " " "	11	11	11
1145 - " " "	11	11	11
1146 - " " "	11	11	11
1147 - " " "	11	11	11
1148 - " " "	11	11	11
1149 - " " "	11	11	11
1150 - " " "	5/16	no OBJ	MAY 16 2008

Folder #6

Folder #6

## STATE'S EXHIBITS

## CASE NO.

	Date Offered	Objection	Date Admitted
1151 - LARGE COLOR PHOTOGRAPH	5/19	obj	MAY 19 2008
1152 - Large Color Photograph	11	11	11
1153 - " " "	5/16	NO OBJ	MAY 16 2008
1154 - " " "	11	11	11
1155 - " " "	11	11	11
1156 - " " "			
1157 - " " "			
1158 - " " "			
1159 - " " "			
1160 - " " "			
1161 - " " "			
1162 - " " "			
1163 - " " "			
1164 - " " "			
1165 - " " "			
1166 - " " "			
1167 - " " "			
1168 - " " "			
1169 - " " "			
1170 - " " "			
1171 - " " "			
1172 - " " "			
1173 - " " "			
1174 - " " "			
1175 - " " "			

Folder # 67

## STATE'S EXHIBITS

**CASE NO.**

[illegible]

Court's EXHIBITS

CASE NO. C228752

[illegible]

**VAULT EXHIBIT FORM**

CASE NO:	C228752	HEARING DATE::	OCT 01 2008
DEPT. NO.	VII	JUDGE :	STEWART L. BELL
		CLERK :	TINA HURD
THE STATE OF NEVADA		REPORTER	RONGO VINCENT
PLAINTIFF		JURY FEES:	N/A
DAIMON MONROE AKA HOYT;			SANDRA DIGIACOMO
BRYAN FERGASON		COUNSEL FOR PLAINTIFF	
DEFENDANTS			MARTY HART; CYNTHIA DUSTIN
		COUNSEL FOR DEFENDANT	

Date Offered	Objection	Date Admitted
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[illegible]



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

DAIMON MONROE #38299  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070

DATE: March 7, 2019  
CASE: 06C228752-1

**RE CASE:** STATE OF NEVADA vs. DAIMON MONROE aka DAIMON DEVI HOYT

NOTICE OF APPEAL FILED: March 6, 2019

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

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

- ☐ Case Appeal Statement  
- NRAP 3 (a)(1), Form 2
- ☐ Order
- ☒ Notice of Entry of Order

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

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

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



# Certification of Copy

State of Nevada }  
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT  
DOCKET ENTRIES; ORDER DENYING DEFENDANT'S PRO PER MOTION TO GRANT  
PETITIONER'S BRADY MATERIAL; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF  
DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

DAIMON MONROE  
aka DAIMON DEVI HOYT,

Defendant(s).

Case No: 06C228752-1

Dept No: XX

now on file and of record in this office.

**IN WITNESS THEREOF**, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 7 day of March 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk