

IN THE SUPREME COURT OF THE STATE OF NEVADA

SASHA WILLIAMS,
Appellant,

vs.

THE STATE OF NEVADA,
Respondent.

Electronically Filed
Sep 24 2019 03:34 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Docket No. 78769

District Court No. C287414

**APPENDIX TO APPELLANT'S
OPENING BRIEF**

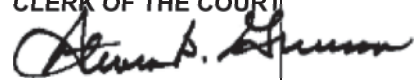
LANCE HENDRON, ESQ.
Nevada Bar No. 8844
625 S. 8th STREET
Las Vegas, Nevada 89101
702.758.5858
Lance@ghlawnv.com
Attorney for Appellant
Sasha Williams

STEVEN B. WOLFSON
CLARK COUNTY DIST. ATTY.
200 Lewis Avenue, 3rd Floor
Las Vegas, Nevada 89155

AARON FORD
Attorney General
100 North Carson Street
Carson City, Nevada 89107-4717
Counsel for Respondent

INDEX

VOLUME	DOCUMENT	BATES NO.
1	Sentencing Transcripts, Wednesday April 3, 2019	1 – 22



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA
7

8 THE STATE OF NEVADA,

9 Plaintiff,

10 vs.

11 SASHA WILLIAMS,

12 Defendant.
13

CASE#: C-13-287414-2

DEPT. III

14
15 BEFORE THE HONORABLE DOUGLAS HERNDON, DISTRICT COURT JUDGE
16 WEDNESDAY, APRIL 03, 2019

17 **RECORDER'S PARTIAL TRANSCRIPT OF PROCEEDINGS:**
18 **SENTENCING**

19 APPEARANCES:

20 For the State:

MARC DIGIACOMO, ESQ.
PAMELA WECKERLY, ESQ.
Chief Deputies District Attorney

22 For the Defendant:

GARY GAYMON, ESQ.
LANCE HENDRON, ESQ.

24
25 RECORDED BY: SARA RICHARDSON, COURT RECORDER

1 WEDNESDAY, APRIL 03, 2019 AT 10:52 A.M.

2
3 THE COURT: All right. We'll be back on the record in Ms.
4 Williams' matter, 287414. She is present out of custody with her
5 attorneys, Mr. Gaymon and Mr. Hendron. Mr. DiGiacomo and Ms.
6 Weckerly for the State. Time set for sentencing. Any legal cause or
7 reason why sentencing should not go forward?

8 MR. GUYMON: No, Your Honor.

9 THE COURT: All right. Ms. Williams, you're going to be
10 adjudicated guilty of the four felonies, conspiracy robbery, and three
11 counts of robbery with use of a deadly weapon. State.

12 MR. DIGIACOMO: Thank you. It's unique, almost unique of
13 how much information you have about this case. There's really nothing
14 for the State to add. I would note that we do have three speakers that
15 wish to speak --

16 THE COURT: Okay.

17 MR. DIGIACOMO: -- that were noticed. And so I've asked for
18 them to go last, and otherwise I would submit it for the discretion of the
19 Court.

20 THE COURT: All right. Ms. Williams, is there anything you
21 want to say before your attorneys speak on your behalf?

22 THE DEFENDANT: Yes, Your Honor.

23 THE COURT: Okay.

24 THE DEFENDANT: May I address the family?

25 THE COURT: No. You just need to address--

1 THE DEFENDANT: Okay.

2 THE COURT: -- your comments to the Court; okay?

3 THE DEFENDANT: Okay. I just wanted to let you know that
4 since I've been out of custody I'm doing everything in my ability that I
5 can to, you know, make you proud and make the right decision.

6 You know, I was going school. I'm involved in a lot of
7 community service, like, with the youth and, like, speaking with the youth
8 in order for them to not, you know, go down the same path like I went
9 down. And -- like, I'm just -- I'm trying to use, like, everything in my
10 ability that I can to, you know, be a positive role model in, like, my
11 community and, like, for also like the youth and stuff too. And I'm really
12 into -- I'm just trying to do the right thing right now because, like, this
13 situation has traumatically, like, changed my life, and I can't even
14 imagine, like, others, you know, in this situation. And I just want you to
15 know that I accept, you know, my responsibility of what I've done, and
16 it'll never happen again, and I'm truly, truly from the bottom of my heart
17 sorry and I hope by my actions from what I've done since being out of
18 custody shows the true sincerity of my apology.

19 THE COURT: Okay. All right. Gentlemen.

20 MR. GUYMON: Thank you, Your Honor. I want to make sure
21 you received Shera Bradley's [phonetic] work-up as well as --

22 THE COURT: Yes.

23 MR. GUYMON: -- our Pre-Sentence Investigation
24 memorandum.

25 THE COURT: Yes.

1 MR. GUYMON: And, Judge, there's a number of comments I
2 want to make. I'll keep them brief.

3 In short, the Pre-Sentence Investigation Report seeks a 10 to
4 30 year sentence and I'm asking the Courts to lower that sentence for
5 the following reasons, first of which is Sasha has always wanted to
6 apologize to the family, and in fact at one point in time I let one of the
7 family members know that if that point in time came or there came a
8 point in time that that would happen that she would certainly want to
9 offer her sincere apologies for her involvement.

10 [Portion of transcript from 10:55 to 10:56 -- sealed
11 transcribed separately and filed under seal]

12 MR. GUYMON: Also, Judge, distinguishing Sasha's position
13 from the other three men's position is she was the only one that didn't
14 have a gun and she's the only one that didn't have a record. Everyone
15 else had a record in the case, a felony record, everyone else brought a
16 gun. Absolutely she knew that guns were being brought to that
17 apartment, but she did not identify with the fact that someone would
18 actually pull a trigger. She had seen Mr. Sims with a gun on more than
19 than one occasion, on many occasions, and knowing that Mr. Sims was
20 a trained boxer and he commonly used his fists to get his way in using
21 force, she didn't dream that the guns would be actually used.

22 She didn't even hardly know Mac -- B Mac. She had no idea
23 what his capacities were and to her demise, to her chagrin, to her
24 detriment, Mr. Mac or B Mac, is what they called him, was perfectly
25 capable of using the gun and she had no idea that the gun would be

1 used in that regards. So, I would ask that you consider that. Also,
2 Judge, when you look at what -- I'm sorry -- Shera Bradley [phonetic] put
3 in the very last summation, she talks about how vulnerable our client
4 was.

5 Judge, at some point in time in the hearing I talked about the
6 manipulation of Mr. Sims, how manipulative he was of Sasha Williams,
7 the way he would write to her and say, you know, the way you talk is
8 me, the way you dress is me, the way you do your hair is me. Don't
9 forget who's in charge here. And very much he was in charge and
10 dominated her in every way. Her household situation where she had a
11 father that had been very, very dominate, had been very aggressive,
12 had been very abusive to the little brother, shaped kind of the role in
13 which Mrs. Sims then -- excuse me not Mrs. Sims I'm sorry -- Sasha
14 played to Mr. Sims. Mr. Sims dictated this particular event.

15 I understand that it's been said that she was the key to get
16 into the door and while that is true, I would also suggest that in many
17 ways she was a pawn to Mr. Sims who used her to in fact get into that
18 house that day and into the apartment. It was his position that if she
19 was owed money that was his money, and he was going to make sure
20 that he got to collect his money because anything that was hers became
21 his and how dominant he was. And so almost foolishly she agreed. She
22 had said to him, listen, forget the money. I don't need the money.
23 Christmas is over. My mom got the gifts she got from me and Christmas
24 is over. Let's leave it alone. But he insisted to the point that she felt like
25 she needed to prove to him that there was no nefarious conduct going

1 on the Harbor Apartments because he had always say, gee, you don't
2 bring me over there. What, are you sleeping with one of these guys, are
3 you dating one of these guys. What are you trying to hide from me? So,
4 with all that manipulation she ultimately agreed to go to the apartment
5 that night.

6 Again, Judge, she's the only one of that group that didn't have
7 a record and that didn't have a gun. I think she regrets terribly, terribly,
8 terribly, terribly, the fact that she was kind of talked into, if you will, going
9 over there and being the key that got into the apartment.

10 [Portion of transcript from 10:59:41 to 11:00:29 -- sealed
11 transcribed separately and filed under seal]

12 MR. GUYMON: She just simply didn't believe someone would
13 be shot and has been in complete denial that that in fact happened as
14 real as it is. And I don't mean that she denies it happens. She
15 absolutely admits it happens, but just in her mind didn't comprehend that
16 the guns would be used.

17 In every way she's tried to right the wrong by going to Hope of
18 Prisoners, by speaking. Hope of Prisoners found that she was so
19 powerful that they had her speak to youth groups. Even the cameras
20 that were here today but not filming because I don't want any negative to
21 be brought to the fact that they were filming, but the filming was to be
22 building a platform, for lack of a better word, to say don't follow my
23 footsteps. Do as I say and not as I did or do as I'm doing now and not
24 as I had done. That was the platform that she has tried in every way to
25 make -- to right the wrong, if you will, Judge, to say to others, hey, just

1 because you have a dominant boyfriend who wants to make the wrong
2 choices doesn't mean you have to subject yourself to that. She went to
3 college.

4 And, Judge, I bring out the fact that in the last two years when
5 left to her own demise, what is it that Sasha Williams does? She
6 participates as a family member. She participates as a big sister and as
7 an example to her family members. She gets a job and has impeccable
8 work records. She goes to school albeit the first semester she got a
9 couple of bad scores, but truth be told she had been removed from
10 academics for four years. And you'll see that as she started to do better
11 and better in her classes to see if she can't ultimately someday be a
12 social worker and to build a platform that says do better with your life.
13 That's what she has stood for, that's what her work record has shown.
14 She didn't have a single violation while out. She checked in on every
15 occasion as she should. When she's left to her own demise, Judge, she
16 does well and I would suggest to the Court that she will not find herself
17 in this position again.

18 I don't believe that the community is in danger of the Sasha
19 Williams of the world. I believe this was an isolated incident absolutely
20 dictated by Mr. Sims. I didn't submit all the letters, Judge, for you to
21 read that Mr. Sims had written her because you don't need to read the
22 nonsense, but it was clear to me that she was dominated by him. And,
23 again, Mrs. Bradley's report, I think, bears that out as well.

24 So, with that, Judge, again, she's asked me to ask for a 12 --
25 five to 12 and I'll submit it on that, Your Honor.

1 THE COURT: Okay. All right. Mr. DiGiacomo.

2 MR. DIGIACOMO: The first speaker is Evelyn Anderson.

3 THE COURT: Ma'am, can I have you raise your right hand for
4 me, please. Thank you.

5 **EVELYN ANDERSON**

6 [having been called as a speaker and being first duly sworn,
7 testified as follows:]

8 THE COURT CLERK: Thank you. If you could state and spell
9 your name for the record, please.

10 THE VICTIM SPEAKER: Evelyn Anderson, E-V-E-L-Y-N
11 A-N-D-E-R-S-O-N.

12 THE COURT: And would you -- first of all, welcome back.
13 Would you like to sit down? You can sit down or you stand. Whatever
14 is more comfortable. Okay. And did you have something you wanted to
15 read?

16 THE SPEAKER: Yeah.

17 THE COURT: Okay. You can go ahead.

18 THE SPEAKER: Well, first of all -- can I talk about my son?
19 Is that okay?

20 THE COURT: Yes.

21 THE VICTIM SPEAKER: Okay. Well, Anthony, he was a
22 funny guy, caring -- loved, he loved to cook for everybody. But first of all
23 -- and I'm going to leave that alone -- first of all what I'd like to say all of
24 this wouldn't have happened if it wasn't for Sasha Williams. Sasha took
25 them the house. She knew where they lived. They didn't know nothing

1 about that. This was all planned that day from her. He said that all the
2 things about the -- she was supposed to be -- he was making her do this
3 and do that. No. It was boyfriend and her. She planned this. She had
4 the choice when she knew the guns was in the car she could have told
5 him no. She drove. That was her car. She drove them there. She
6 could have said well, you know, what, it's not that serious. She had the
7 opportunity, she had the chances to turn around and not do anything,
8 but she went ahead and she did it anyway.

9 She don't -- to me, it's like if -- she just could have just let it
10 alone. She drove them there, she knew where they lived. They didn't.
11 When they -- when she went to the apartment, she stood there. That's
12 her word to say that. She stood there because if they would have stood
13 there they would have got hit. She could have walked away from this.
14 She could have let it alone but she didn't. And when she went inside
15 she didn't just leave. She picked up something that she left
16 [indiscernible].

17 So, it's all Sasha Williams' fault. I'm not talking about
18 Maurice. This is all Sasha Williams' fault because regardless of what
19 she's doing now with her life, my son is gone. He don't get the
20 opportunity to do the things that she's doing. She's on camera, she's
21 doing this and she's doing that. My son don't get that opportunity. I
22 won't see my son, I won't talk to him, I won't know nothing about what
23 he could have did. That's not fair. I want her to get the maximum
24 'cause she deserves it. You do the crime you do the time. She was
25 there. She could have walked away. It didn't have to happen. It's all

1 Sasha Williams' fault put together by her and Maurice Sims. He didn't
2 make her do it. She did it on her own 'cause she was greedy and she
3 wanted that little \$200. My son's life was worth more than \$200, and it's
4 not right, and she walks up out of this Court five and ten years. That's
5 not enough. I will never see -- hear my son again.

6 This has been stressful on me. I can barely see anymore
7 because of the stress has took away my vision 'cause every night I think
8 about my son. He won't have no children. I won't be able -- she wanted
9 to do social work, she want to do this and do all that. Now you wants to
10 do all these things now. Did you think about that when you went there,
11 when you went and told your boyfriend, Maurice Sims, this and this and
12 that. You didn't get the time. You went there on your own. You and
13 him set this up and it's not right. Five,10,12. She needs the maximum.
14 And it's not right, it's not fair that she's sitting here saying she wants to
15 do good now. That's bull, it's bull. You should have thought about that
16 before you did it because you had the choice. You drove. You could
17 have said no. You could have turned around. When the gun was in the
18 car you could have said, hey, man, look, it's not that serious. But you
19 went through it anyway. This is shit. It makes no sense. I'm sick of it;
20 you know, it's ridiculous. Now you're going to be so, so good now.
21 You're doing this and you're doing that. Bullshit.

22 THE COURT: Ms. Anderson --

23 THE SPEAKER: I'm sick of it.

24 THE COURT: -- I need you to go ahead and let me get
25 another speaker up here. Okay. I can appreciate how emotional this is.

1 I know this is the end of a very, very, very long road. Okay. All right.
2 Who is your next speaker?

3 MR. DIGIACOMO: Gwendolyn Tolbert.

4 THE COURT: Can I have you raise your hand, please?
5 Thank you.

6 **GWENDOLYN TOLBERT**

7 [having been called as a speaker and being first duly sworn,
8 testified as follows:]

9 THE COURT CLERK: Thank you. If you could state and spell
10 your name for the record, please.

11 THE SPEAKER: Gwendolyn Tolbert, G-W-E-N-D-O-L-Y-N
12 Tolbert, T-O-L-B-E-R-T.

13 THE COURT: I think we've chatted in the past as well; right?

14 THE SPEAKER: No, I don't think we have.

15 THE COURT: Haven't you been here before?

16 THE SPEAKER: No. I'm Vennie's sister.

17 THE COURT: Oh, I apologize.

18 THE SPEAKER: I'm her older sister.

19 THE COURT: Okay. What have you got?

20 THE SPEAKER: Well, I did have something that I wanted to
21 read, but also since my son cannot speak, I would like to speak for him
22 also.

23 THE COURT: Sure.

24 THE SPEAKER: So, a little bit about my nephew. He was a
25 very quiet young man. I mean, he was -- he didn't speak unless he was

1 spoken to most of the time. His first love was his music and he was
2 such a quiet kid growing up that we left him a birthday party one time,
3 like, forty-five minutes into the car we was like we're missing a kid.
4 That's how humble he was. He was a humble child. He was a humble
5 --

6 THE COURT: Sometimes we just don't have anything to say;
7 right?

8 THE SPEAKER: Pardon me?

9 THE COURT: Sometimes he may just not have anything to
10 say?

11 THE SPEAKER: Right. I mean, he was a well thought child.
12 So, if he didn't have nothin' to say he wouldn't say anything. He was a
13 thinker. He kept a lot of stuff to himself. And because he was a shy,
14 quiet child his music is what made him talk. He was one of the most
15 renowned rappers of his time. He was about to sign with Kanye West
16 and his life was taken.

17 When I think of -- about Big City and Evin, I can't never just
18 think of one because they were always together and when you see one
19 you seen the other. They were best of friends. And words cannot
20 express what was lost. We lost not one but two talented people.

21 BC was my ghetto chef. He could make a sandwich taste like
22 a gourmet meal. I can remember them in a bathroom all the time
23 making beats and music, hollering at them to come out the bathroom in
24 the middle of a track. I remember every song my nephew made. We
25 would never even listen to the radio because we have music in the

1 house. They even had my 98 year old grandmother rocking to his beat.

2 Evin was the most quietest kid you ever wanted to meet, a
3 humble soul. He was very quiet and he would give the clothes off of his
4 back. Healthy, independent people helping other people. That's a
5 phrase that my son coined. In his words he was Evin's protector.
6 Someone who broke bread with him, which was Sasha and that he saw
7 on a daily basis before the murder took place, they broke bread
8 together. They had Thanksgiving meals together before they got
9 murdered. If it was such a bad thing then why did you have to even
10 bring guns into play? If it was just about 200 bucks then why did you
11 have to bring your boyfriend because, basically, it wasn't even about the
12 money.

13 So, I don't feel like what you're saying that you have changed
14 and all of that. They don't get a chance to show that.

15 THE COURT: Ms. Tolbert, I need you just to direct your
16 comments to me. Okay.

17 THE SPEAKER: They don't get a chance to show that.
18 They're no longer here. Whatever they were going through they won't
19 ever get a chance to change. There is no way that this should be a walk
20 away, like five, 10 years because they won't get their lives back. And if
21 you knew -- if you knew what you knew now, would you have done what
22 you did?

23 This whole murder thing was senseless. Not two people died,
24 but six people's lives are gone. It's senseless. And all I have to say is
25 we got to start speaking life instead of death. My son is hurting. He will

1 never get his best friend back. He will never get his cousin -- first
2 cousin, best friend, brother back. We will never see Anthony and him
3 again. And so I just hope justice is served. That's all I have to say.

4 THE COURT: Thank you very much. I appreciate you
5 coming.

6 MR. DIGIACOMO: May I just check out in the hallway --

7 THE COURT: Go ahead and raise your right hand for me,
8 please. Thank you.

9 **VENNIE TOLBERT-RODGERS**

10 [having been called as a speaker and being first duly sworn, testified as
11 follows:]

12 THE COURT CLERK: If you could state and spell your name
13 for the record, please.

14 THE SPEAKER: Vennie Tolbert-Rodgers. First name is
15 spelled V-E-N-N-I-E, last name Tolbert, T-O-L-B-E-R-T-R-O-D-G-E-R-S.

16 THE COURT: All right, ma'am. What would you like to tell me
17 today.

18 THE SPEAKER: This is very difficult and I didn't want to do it
19 today because it bring up so much emotion. This has been a long six
20 years, a long six years.

21 I'm not going to talk about -- I'm a different type of mother. I'm
22 definitely -- a lot of people don't quite understand how I am, but I'm very
23 -- always been a very strict parent to my son. I've always raised him to
24 deal with the consequences of the choices that he made. Unfortunately
25 some of the choices that he made caused his death. I'm aware of that.

1 But with anybody, not just with my son, I just feel like when you do
2 something you have to deal with the what-ifs and what comes behind it.
3 I'm not saying people don't deserve a second chance, and either being
4 in here in Court and speaking on it,= does that determine what she
5 deserves or even what I feel she should get because that's not up to me,
6 that's up to God, the ultimate to me.

7 But just like everyone else said, she's not innocent in this
8 situation. She did not have to go. She had several conversations with
9 City prior to. She did not stop the situation from happening. She was in
10 there and didn't stop the situation as it was unfolding.

11 I myself came from a domestic violence marriage previous so
12 I do get it. I do understand about being a victim and being afraid of your
13 spouse or significant other. But at some time you still, even as a
14 woman, you still -- you have to do what's right or you deal with the
15 consequences of the choices that you made. Sasha will have to deal
16 with the choices that she made.

17 Even with my son, like I said, I was a very strict mother. A lot
18 of people don't know I put my son out at a young age because I did not
19 tolerate a lot of things, and he wasn't doing anything considered bad at
20 that time. He just had company over and I did not allow company at my
21 house when I wasn't there. So, I put Evin out because I always wanted
22 my son to grow up to be a man that knew right from wrong and
23 understood the choices that he made would always follow him.

24 So, therefore, in the whole situation this has impacted me and
25 our family more than I can even sum up in this little bit of time. I too

1 have suffered health issues due to stress. I was diagnosed about four
2 years ago with Ramsay Hunt Syndrome which is between a stroke and
3 Bell's Palsy. So, I had lost my vision, I lost the hearing on my left side. I
4 have paralysis; I have memory lapse. So, a lot of things I can't
5 remember.

6 Evin has a set of twins -- siblings that are now still in
7 counseling because they're still trying to deal. They cope with their
8 brother's death because at the time they were eight they didn't really
9 understand about death. We didn't come from that community of really
10 being around that. So, they have a hard time still. And even now with
11 them getting ready to go into high school I just try to make sure that they
12 don't follow in the same footsteps as the four that took their brother's life
13 as well as their brother.

14 It's a mean -- it is such a big world out here, it's such a mean
15 world out here. I will never have a grandson from Evin. He was so
16 gifted and so talented. This was such a big loss to our family. We've
17 had over five family members that wanted to commit suicide because of
18 his death because he was just that close to his cousins. That's a lot of
19 stuff that we had to deal with. We had to talk to them out of killing
20 themselves because they just didn't want to be here. It's so hard to see
21 your family members one by one just go through their own way of the
22 devastation that came from this loss. As my sister said, he was about to
23 sign with Kanye West; he had meetings with Ludacris. So, even though
24 he has done some bad things in his life as far as what got us here, Evin
25 was a good child, Evin was a good child. He still made some bad

1 decisions. My life has been totally [indiscernible]. That's all I want to
2 say.

3 THE COURT: You all have any other speakers?

4 MR. DIGIACOMO: No, that's it, Judge.

5 THE COURT: All right. Well, I certainly think that that -- and
6 just for the record the speakers were not going to speak again on Mr.
7 Range; correct? They just wanted to speak once?

8 MR. DIGIACOMO: I've asked that question. I'm not sure
9 because they -- there's so much to Sasha. If they do want to speak I've
10 given them an opportunity so --

11 THE COURT: Okay.

12 MR. DIGIACOMO: -- we'll address that at Mr. Range's.

13 THE COURT: That's fine. All right.

14 Well, I do think that senseless is probably the best word to
15 describe what happened here. Unfortunately, we have so many
16 homicide cases that stem from the same kind of senselessness where it
17 is just something ridiculous that people, you know, get themselves
18 involved in that results in people being killed over and over again, and
19 this is case is no different. Talking about, you know, a couple hundred
20 dollars and gift cards and things that don't work and wanting money
21 back. And now here we are in this explosion with young men having lost
22 their lives and a lot of other people's lives incredibly altered. Because,
23 you know, what I found over the years of being involved in this and I
24 know you all know it as attorneys who have been involved for a long
25 time as well is that, you know, every family is kind of like tapestry and

1 when you yank a big part of it away by killing somebody, then -- and this
2 is why it's always very nice when people come in and talk because what
3 you needed to hear, Ms. Williams, is how all those threads just start
4 unraveling and you destroy something from within and something that
5 can never be replaced.

6 It's not just that the young man lost his life and his future is
7 gone, it's everything that gets affected by everybody else who was
8 affected and loved each of these boys unconditionally and it eats away
9 at people. And I know that you all know as a family that, you know,
10 whether I give Sasha Williams a hundred years or anything else, that's
11 not -- that doesn't change a single thing about your loss, and you have
12 my greatest sympathy in regard to that because how long she serves in
13 prison it doesn't take away any of your pain, it doesn't replace long days
14 or lost hugs or holidays together or what his future -- either one of these
15 boys' futures would have been. That's the one, you know, failing of our
16 justice system is it can just never really recoup the things that are lost no
17 matter what we try and do.

18 That being said, I will tell you, Ms. Tolbert-Rodgers, that I
19 applaud you for the way you raised your child. Where'd you go? I can't
20 see you. Look, that's kind of how I grew up, that's how I was taught
21 right. Everything starts with responsibility and if you do something bad
22 it's starts with punishment and responsibility and hopefully you learn
23 your lessons.

24 And I know -- I certainly didn't learn a lot of lessons for a really
25 long time and there was a lot of punishment involved. But there's

1 nothing wrong with trying to teach our children that it's not all about
2 everybody doing everything for you. There is a responsibility that comes
3 with every single decision that we make. And cases don't end up in
4 Court by virtue of a single decision. They end up in Court by virtue of a
5 lot of decisions building upon on one another until we get where we are.

6 I am happy that you've done the things that you've done since
7 you were released from custody, but your focus is wrong. It's not about
8 trying to make everybody else proud. I mean, that's just kind of -- that is
9 completely wrong. It's about you do what you need to do for you when
10 nobody's watching. That's what makes people proud. It's not trying to
11 say now I'm out of custody. Let me go out and have everybody look at
12 what I'm doing so they'll be proud of me. And the reality is I expect that
13 of every single human being walking on this planet that everyday they're
14 out there trying to do things right, that they're getting jobs, that they're
15 trying to be a role model for people in their community or within their
16 own families and you're taking care of your own business, your own
17 responsibilities. I don't mean it to be disrespectful, but you don't get a
18 gold star because since you got out of custody you've been doing the
19 right thing. That's what everybody should be doing every single day.

20 But I also agree that in my mind none of this happens without
21 you. And I think the benefit that you got was your negotiation. That the
22 first benefit, taking murder off the table of something that you would be
23 convicted of and looking at life in prison.

24 [Portion of transcript from 11:26 to 11:27 a.m. -- sealed
25 transcribed separately and filed under seal]

1 THE COURT: I think a lot of your testimony was designed to
2 try and convince me that you had as little responsibility for this as you
3 could muster and to try and paint Mr. Sims with a little bit of
4 responsibility as well. There were things that I -- knowing the evidence
5 in this case were just incredible to me during your testimony. So, I
6 question how much responsibility you're willing to take here when I think
7 you have huge responsibility in pushing this forward.

8 Just as was stated by Ms. Anderson in terms of being the one
9 that felt aggrieved by this, being the one that kind of got everybody
10 involved; being the one that told him where the apartment was, driving
11 'em over there, taking 'em to the door; being the face that was first seen
12 at the door when it was answered. This isn't a I had no idea any of this
13 stuff was going to happen. I'm not the one that was involved in this.
14 Just because you didn't have the gun or weren't a shooter doesn't
15 eliminate your responsibility, huge amount of responsibility in my mind.

16 And so while I do appreciate, just as Mr. Guymon said, your
17 cooperation and your willingness to testify because that's not an easy
18 thing, candidly, I don't think it was all truthful. So, it's a situation where --
19 and, look, I disagree with them a lot but I agree with the Department of
20 Parole and Probation's recommendation in this case and I'm going to
21 follow that.

22 So, as to -- there's a \$25 administrative fee, \$150 DNA fee,
23 \$3.00 DNA collection fee, 250 fine. There's also, I believe, \$5,000 in
24 restitution payable jointly and severely -- and I can't recall if that was
25 through Victims of Crime. I believe it was; right?

1 MR. DIGIACOMO: I believe it was.

2 THE COURT: Yeah, Victims of Crime.

3 As to Count 1, the conspiracy to commit -- the conspiracy to
4 commit -- excuse me -- Count 5, conspiracy to commit robbery, the
5 sentence is going to be 24 to 72 months; on Count 6, robbery with use
6 of a deadly weapon -- and I have considered under 193.165 all of the
7 requirements for the weapon enhancement in terms of the use of the
8 weapon, the result, any aggravating and mitigating circumstances and
9 any other considerations required by statute.

10 But for the robbery with the deadly weapon charges, each of
11 those are going to carry a sentence for the robbery portion of 48 to 180
12 months, the weapon enhancements for each will be 48 to 180 months.

13 So, the aggregate sentence for each of the robbery charges is
14 going to 96 to 360 months. Count 6 will run consecutive to Count 5.
15 Counts 7 and 8 will run concurrent to Count 6. So, the overall aggregate
16 sentence is going to be 120 to 432 months. I believe credit at this point
17 is 1,499 days; is that correct?

18 MR. DIGIACOMO: I believe so.

19 MR. GUYMON: Yes, Your Honor.

20 THE COURT: Okay. And I will, just for the record, seal any
21 portions of the transcript that reference the cooperation agreement and
22 proffers and willingness to testify.

23 ///

24 ///

25 ///

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

[Proceedings concluded as to Defendant Sasha Williams at 11:30 a.m.]

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


PATRICIA SLATTERY
Court Transcriber