

IN THE SUPREME COURT OF THE STATE OF NEVADA

LEONARD RAY WOODS,) No. 78816

Appellant,

V.

THE STATE OF NEVADA,

Respondent.

No. 78816

Electronically Filed
Feb 13 2020 10:53 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

APPELLANT'S APPENDIX VOLUME III PAGES 532-722

DARIN IMLAY
Clark County Public Defender
309 South Third Street
Las Vegas, Nevada 89155-2610

Attorney for Appellant

STEVE WOLFSON
Clark County District Attorney
200 Lewis Avenue, 3rd Floor
Las Vegas, Nevada 89155

AARON FORD
Attorney General
100 North Carson Street
Carson City, Nevada 89701-4717
(702) 687-3538

Counsel for Respondent

INDEX
LEONARD RAY WOODS
Case No. 78816

PAGE NO.

Amended Criminal Complaint filed 08/25/15	2-5
Amended Information filed 03/25/19	494-496
Amended Jury List filed 03/25/19	531
Court's Exhibit #3 Dated 03/20/19	2160
Court's Exhibit #4 Dated 03/20/19	2161
Criminal Complaint filed 08/07/15	1
Defendant's Notice of Witnesses filed 10/24/18	437-438
District Court Minutes from 10/06/15 through 06/13/19	567-638
Information filed 10/06/15	61-65
Instructions to the Jury filed 03/25/19	497-530
Instructions to the Jury filed 03/26/19	532-547
Instructions to the Jury filed 03/27/19	550-561
Introduction of Evidence filed 11/01/18	472-473
Judgment of Conviction (Jury Trial) filed 05/17/19	564-565
Judicial Notice of My Consent Decree Settlement filed 09/26/18	318-325
Jury List filed 03/19/19	491
Justice Court Minutes from 08/07/15 through 10/02/15	10-14
Media Request and Order Allowing Camera Access to Court Proceedings filed 10/09/15	66-69
Motion for Bail Hearing filed 10/24/18	443-445
Motion for Continuance filed 11/07/18	474-475
Motion for Discovery filed 09/12/18	293-298
Motion for Evidentiary Hearing filed 11/01/18	464-466
Motion to Clarify Ruling filed 11/01/18	461-463
Motion to Compel Production of Discovery filed 03/15/16 Date of Hrg: 03/29/16	181-203

1	Motion to Continue Trial Date filed 12/08/15	
2	Date of Hrg: 12/17/15.....	70-73
3	Motion to Continue Trial Date filed 03/16/16	
4	Date of Hrg: 03/22/16.....	204-207
5	Motion to Dismiss and Appointment of Alternate Counsel filed 06/29/16	
6	Date of Hrg: 07/21/16.....	238-243
7	Motion to Dismiss and Appointment of Alternate Counsel filed 11/21/16.....	244-252
8	Motion to Dismiss and Appointment of Alternate Counsel filed 10/25/17	
9	Date of Hrg: 11/16/17.....	261-269
10	Motion to Dismiss Counts 2-7 filed 10/24/18	439-442
11	Motion to Dismiss Murder Charge filed 10/10/18	410-419
12	Motion to Dismiss Open and Gross Lewdness Charge filed 11/01/18.....	467-471
13	Motion to Dismiss Open Murder Charge filed 03/07/19.....	476-478
14	Motion to Dismiss the Charges of Ownership or Possession of Firearm by Prohibited Person filed 09/26/18.....	364-369
15	Motion to Proceed as Attorney-In-Fact of Record filed 09/12/18.....	290-292
16	Motion to Review Officer Files filed 10/10/18	420-423
17	Motion to Sever filed 09/12/18.....	299-309
18	Motion to Suppress Arrest filed 09/26/18	370-377
19	Motion to Suppress Contents of Search of Cell Phone filed 09/26/18.....	326-363
20	Motion to Suppress Statements for Fifth Amendment Violation filed 03/15/16	
21	Date of Hrg: 03/31/16.....	96-180
22	Notice of Appeal filed 05/15/19	563
23	Notice of Witnesses and/or Expert Witnesses filed 12/10/15	74-92
24	Order Authorizing Standby Counsel to Bring Digitally-Stored Case Materials Into the Clark County Detention Center filed 09/12/18	311-312
25	Order Authorizing Standby Counsel to Provide Writing Materials to Pro Per Defendant Leonard Woods filed 09/12/18	315-316
26	Order for Production of Inmate filed 03/27/19.....	562
27	Order Granting and Denying Defendant's Pro Per Motions filed 10/25/18	
28	Date of Hrg: 10/10/18.....	446-448
	Order Permitting Release of Sealed Transcript to Defendant filed 07/30/19	566

1	Order to File Declaration of Counsel Under Seal filed 09/12/18	310
2	Order to File Declaration of Counsel Under Seal filed 09/12/18	317
3	Order to File Ex Parte Order Under Seal filed 09/12/18	313
4	Order to File Ex Parte Order Under Seal filed 09/12/18	314
5	Petition for Writ of Mandamus filed 11/21/16	253-260
6	Pro Per Motion to Proceed Pro Se filed 08/21/18	
7	Date of Hrg: 09/11/18	283-289
8	Request to File Ex Parte Application and	
9	Order for Transport Under Seal filed 10/11/18	425
10	Request to File Order to Transport Leonard Woods to the Clark County	
	Office of the Public Defender Under Seal filed 10/11/18	424
11	Second Amended Criminal Complaint filed 10/02/15	6-9
12	State's Amended Notice of Witnesses filed 12/20/17	270-274
13	State's Objection to Certain Items of Evidence of Testimony Which	
14	May Be Offered by the Defendant filed 03/15/19	482-485
15	State's Opposition to Defendant's Motion for Discovery filed 10/01/18	
	Date of Hrg: 10/10/18	393-395
16	State's Opposition to Defendant's Motion to Dismiss Counts 2-7 filed 10/31/18	
17	Date of Hrg: 11/01/18	449-460
18	State's Opposition to Defendant's Motion to	
	Dismiss Murder Charge filed 10/17/18	
19	Date of Hrg: 10/18/18	432-436
20	State's Opposition to Defendant's Motion to Dismiss	
	Open Murder Charge filed 03/14/19	
21	Date of Hrg: 03/18/19	479-481
22	State's Opposition to Defendant's Motion to Dismiss the Charges of	
	Ownership of Possession of Firearm by Prohibited Person filed 10/01/18	
23	Date of Hrg: 10/10/18	396-398
24	State's Opposition to Defendant's Motion to Review Officer's Files filed 10/17/18	
	Date of Hrg: 10/18/18	426-431
25	State's Opposition to Defendant's Motion to Sever filed 10/02/18	
26	Date of Hrg: 10/10/18	399-409
27	State's Opposition to Defendant's Motion to Suppress	
	Contents of Search of Cell Phone filed 10/03/18	
28	Date of Hrg: 10/10/18	409A-409E

1	State's Opposition to Defendant's Motion to Suppress Arrest filed 10/01/18	
2	Date of Hrg: 10/10/18.....	378-392
3	State's Opposition to Defendant's Motion to Suppress	
4	Statements for Fifth Amendment Violation filed 05/05/16	
5	Date of Hrg: 05/12/16.....	208-221
6	State's Response to Defendant's Motion to Compel Discovery filed 05/11/16	
7	Date of Hrg: 05/12/16.....	222-237
8	State's Response to Defendant's Motion to Continue Trial Date filed 12/15/15	
9	Date of Hrg: 12/17/15.....	93-95
10	State's Second Amended Notice of Witnesses filed 03/18/19	486-490
11	Stipulation and Order to Unseal Transcript filed 02/11/20	2137-2140
12	Supplemental Notice of Expert Witnesses filed 12/29/17.....	275-282
13	Verdict filed 03/25/19.....	492-493
14	Verdict filed 03/26/19.....	548
15	Verdict filed 03/27/19.....	549

TRANSCRIPTS

16	Recorder's Transcript	
17	JURY TRIAL DAY 1	
18	Date of Hrg: 03/18/19.....	1035-1237
19	Recorder's Transcript	
20	JURY TRIAL DAY 2	
21	Date of Hrg: 03/19/19.....	1238-1401
22	Recorder's Transcript	
23	JURY TRIAL DAY 3	
24	Date of Hrg: 03/20/19.....	1402-1549
25	Recorder's Transcript	
26	JURY TRIAL DAY 4	
27	Date of Hrg: 03/21/19.....	1550-1697
28	Recorder's Transcript	
	JURY TRIAL DAY 5	
	Date of Hrg: 03/22/19.....	1698-1884
	Recorder's Transcript	
	JURY TRIAL DAY 6	
	Date of Hrg: 03/25/19.....	1885-1978

1	Recorder's Transcript	
2	JURY TRIAL DAY 7	
	Date of Hrg: 03/26/19.....	1979-2105
3	Recorder's Transcript	
4	JURY TRIAL DAY 8	
	Date of Hrg: 03/27/19.....	2106-2125
5	Recorder's Transcript	
6	All Pending Motions	
	Date of Hrg: 01/17/17.....	721-721f
7	Recorder's Transcript	
8	All Pending Motions	
	Date of Hrg: 10/10/18.....	895-939
9	Recorder's Transcript	
10	Calendar Call	
	Date of Hrg: 03/07/19.....	1020-1034
11	Recorder's Transcript	
12	Calendar Call; Defendant's Motion to Continue Trial Date	
	Date of Hrg: 12/17/15.....	648-669
13	Recorder's Transcript	
14	Calendar Call; Defendant's Motion to Continue Trial Date	
	Date of Hrg: 03/22/16.....	670-673
15	Recorder's Transcript	
16	Defendant's Motion to Compel Production of Discovery; Defendant's Motion to Suppress Statements for Fifth Amendment Violation; Status Check: Reset Trial Date	
17	Date of Hrg: 05/12/16.....	674-692
18	Recorder's Transcript	
19	Defendant's Motion to Dismiss Counsel and Appointment of Alternate Counsel	
	Date of Hrg: 07/21/16.....	2141-2159
20	Recorder's Transcript	
21	Defendant's Pro Per Motion to Dismiss Counsel and Appointment of Alternate Counsel	
	Date of Hrg: 12/13/16.....	696-699
22	Recorder's Transcript	
23	Defendant's Pro Per Motion to Dismiss Counsel and Appointment of Alternate Counsel	
24	Date of Hrg: 11/15/17.....	723-772
25	Recorder's Transcript	
26	Defendant's Pro Per Motion to Dismiss Counts 2-7; Defendant's Pro Per Motion for Bail Hearing	
	Date of Hrg: 11/01/18.....	971-973

1	Recorder's Transcript	
2	Defendant's Pro Per Motion to Dismiss Counts 2-7; Defendant's Pro Per	
3	Motion for Bail Hearing; Motion for Evidentiary Hearing; Motion to	
	Clarify Ruling; Calendar Call	
3	Date of Hrg: 11/05/18.....	974-1008
4	Recorder's Transcript	
5	Defendant's Pro Per Motion to Dismiss Murder Charge;	
5	Defendant's Pro Per Motion to Review Officer's Files	
6	Date of Hrg: 10/24/18.....	959-970
6	Recorder's Transcript	
7	Defendant's Pro Per Motion to Suppress Contents of Search of	
8	Cell Phone; Defendant's Pro Per Motion to Dismiss Murder Charge;	
8	Defendant's Pro per Motion to Review Officer's Files	
9	Date of Hrg: 10/18/18.....	940-958
9	Recorder's Transcript	
10	Faretta Canvass	
11	Date of Hrg: 07/28/16.....	693-695
11	Recorder's Transcript	
12	Faretta Canvass	
13	Date of Hrg: 12/20/16.....	700-720
13	Recorder's Transcript	
14	Faretta Canvass	
15	Date of Hrg: 08/29/18.....	817-861
15	Recorder's Transcript	
16	Initial Arraignment	
17	Date of Hrg: 10/06/15.....	639-642
17	Recorder's Transcript	
18	Motion to Continue Trial; Calendar Call	
19	Date of Hrg: 11/07/18.....	1009-1011
19	Recorder's Transcript	
20	Sentencing	
21	Date of Hrg: 05/15/19.....	2126-2136
21	Recorder's Transcript	
22	Status Check: Reset Trial Date	
23	Date of Hrg: 02/09/17.....	707-710
23	Recorder's Transcript	
24	Status Check: Trial Readiness	
25	Date of Hrg: 09/27/17.....	721g-721i
25	Recorder's Transcript	
26	Status Check: Trial Readiness	
27	Date of Hrg: 10/04/17.....	721j-721m
27		
28		

1	Recorder's Transcript	
2	Status Check: Trial Readiness	
2	Date of Hrg: 11/08/17	721n-722
3	Recorder's Transcript	
4	Status Check: Trial Readiness	
4	Date of Hrg: 12/13/17	773-776
5	Recorder's Transcript	
6	Status Check: Trial Readiness	
6	Date of Hrg: 01/10/18	777-785
7	Recorder's Transcript	
8	Status Check: Trial Readiness	
8	Date of Hrg: 02/07/18	786-788
9	Recorder's Transcript	
10	Status Check: Trial Readiness	
10	Date of Hrg: 03/07/18	789-795
11	Recorder's Transcript	
11	Status Check: Trial Readiness	
12	Date of Hrg: 06/20/18	796-799
13	Recorder's Transcript	
13	Status Check: Trial Readiness	
14	Date of Hrg: 07/18/18	800-810
15	Recorder's Transcript	
15	Status Check: Trial Readiness	
16	Date of Hrg: 08/01/18	811-812
17	Recorder's Transcript	
17	Status Check: Trial Readiness	
18	Date of Hrg: 08/15/18	813-816
19	Recorder's Transcript	
19	Status Check: Trial Readiness	
20	Date of Hrg: 09/12/18	862-880
21	Recorder's Transcript	
21	Status Check: Trial Readiness	
22	Date of Hrg: 09/26/18	881-894
23	Recorder's Transcript	
23	Status Check: Trial Readiness	
24	Date of Hrg: 01/09/19	1012-1015
25	Recorder's Transcript	
25	Status Check: Trial Readiness	
26	Date of Hrg: 02/06/19	1016-1019
27	Recorder's Transcript	
27	Trial Setting	
28	Date of Hrg: 10/20/15	643-647

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Reporter's Transcript
Waiver of Preliminary Hearing
Date of Hrg: 10/02/15 55-60

1 INST

FILED IN OPEN COURT
STEVEN D. GRIERSON
CLERK OF THE COURT

MAR 26 2019

BY Kory Schlitz
KORY SCHLITZ, DEPUTY

DISTRICT COURT
CLARK COUNTY, NEVADA

8 THE STATE OF NEVADA,)

9 Plaintiff,)

10 -VS-)

11 LEONARD RAY WOODS,)

12 Defendant.)

CASE NO: C-15-309820-1

DEPT NO: III

13 INSTRUCTIONS TO THE JURY (INSTRUCTION NO. I)

14 MEMBERS OF THE JURY:

15 It is now my duty as judge to instruct you in the law that applies to this case. It is
16 your duty as jurors to follow these instructions and to apply the rules of law to the facts as
17 you find them from the evidence.

18 You must not be concerned with the wisdom of any rule of law stated in these
19 instructions. Regardless of any opinion you may have as to what the law ought to be, it
20 would be a violation of your oath to base a verdict upon any other view of the law than that
21 given in the instructions of the Court.

24 C-15-309820-1
INST
Instructions to the Jury
25 4825562



If, in these instructions, any rule, direction or idea is repeated or stated in different ways, no emphasis thereon is intended by me and none may be inferred by you. For that reason, you are not to single out any certain sentence or any individual point or instruction and ignore the others, but you are to consider all the instructions as a whole and regard each in the light of all the others.

The order in which the instructions are given has no significance as to their relative importance.

1
2 An Information is but a formal method of accusing a person of a crime and is not of
3 itself any evidence of his guilt.

4 In this case, it is charged in Second Amended Information that on or about the 17th
5 day of July, 2015, within the County of Clark, State of Nevada, the Defendant committed the
6 offense of OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON
7 (NRS 202.360), contrary to the form, force and effect of statutes in such cases made and
8 provided, and against the peace and dignity of the State of Nevada, as follows:

9 COUNT 5 - OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON

10 did on or about July 17, 2015, willfully, unlawfully, and feloniously own, or have in
11 his possession and/or under his custody or control, a firearm, to-wit: a Mossberg 500A
12 shotgun, the defendant being a convicted felon, having in 1990, been convicted of
13 Possession Narc Controlled Substance for Sale, in Case No. CR113964, in the Superior
14 Court of California, County of San Diego, a felony under the laws of the State of California,
15 and/or having in 1992, been convicted of Sell/Furnish/Marijuana/Hash, Possession
16 Marijuana for Sale, Felon/Addict/Etc. Possession Firearm, in Case No. CR131746, in the
17 Superior Court of California, County of San Diego, a felony under the laws of the State of
18 California.

19 COUNT 6 - OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON

20 did on or about July 17, 2015, willfully, unlawfully, and feloniously own, or have in
21 his possession and/or under his custody or control, a firearm, to-wit: a Colt MK IV semi-
22 automatic handgun, the defendant being a convicted felon, having in 1990, been convicted of
23 Possession Narc Controlled Substance for Sale, in Case No. CR113964, in the Superior
24 Court of California, County of San Diego, a felony under the laws of the State of California,
25 and/or having in 1992, been convicted of Sell/Furnish/Marijuana/Hash, Possession
26 Marijuana for Sale, Felon/Addict/Etc. Possession Firearm, in Case No. CR131746, in the
27 Superior Court of California, County of San Diego, a felony under the laws of the State of
28 California.

1 It is the duty of the jury to apply the rules of law contained in these instructions to the
2 facts of the case and determine whether or not the defendant is guilty of the offense charged.

3 Each charge and the evidence pertaining to it should be considered separately. The
4 fact that you may find a defendant guilty or not guilty as to one of the offenses charged
5 should not control your verdict as to any other defendant or offense charged.

1
2 A person who has been convicted of a felony in this or any other state, or in any
3 political subdivision thereof, or of a felony in violation of the laws of the United States of
4 America, unless he has received a pardon and the pardon does not restrict his right to bear
5 arms, shall not own or have in his possession or under his custody or control any firearm.
6 Neither the concealment of the firearm nor the carrying of the weapon are necessary
7 elements of the offense.

8 "Firearm" includes any firearm that is loaded or unloaded and operable or inoperable.
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

You are instructed that a "Firearm" includes:

Any device designed to be used as a weapon from which a projectile may be expelled through the barrel by the force of any explosion or other form of combustion.

1
2 The law recognizes two kinds of possession: actual possession and constructive
3 possession. A person who knowingly has direct physical control over a thing, at a given
4 time, is then in actual possession of it.

5 A person who, although not in actual possession, knowingly has both the power and
6 the intention, at a given time, to exercise dominion or control over a thing, either directly or
7 through another person or persons, is then in constructive possession of it.

8 The law recognizes also that possession may be sole or joint. If one person alone has
9 actual or constructive possession of a thing, possession is sole. If two or more persons share
10 actual or constructive possession of a thing, possession is joint.

11 You may find that the element of possession as that term is used in these instructions
12 is present if you find beyond a reasonable doubt that a defendant had actual or constructive
13 possession, either alone or jointly with others.

14 An act or a failure to act is "knowingly" done, if done voluntarily and intentionally,
15 and not because of mistake or accident or other innocent reason.

16
17
18
19
20
21
22
23
24
25
26
27
28

Evidence that the defendant committed or may have committed offenses other than that for which he is being charged with in this case, if believed, was not received and may not be considered by you to prove that he is a person of bad character or to prove that he has a disposition to commit crimes. Such evidence was received and may be considered by you only for the limited purpose of proving or disproving the defendant's ability to legally possess a firearm. You must weigh this evidence in the same manner as you do all other evidence in the case.

1
2 The Defendant is presumed innocent unless the contrary is proven beyond a
3 reasonable doubt. This presumption places upon the State the burden of proving beyond a
4 reasonable doubt every element of the crime charged and that the Defendant is the person
5 who committed the offense.

6 A reasonable doubt is one based on reason. It is not mere possible doubt but is such a
7 doubt as would govern or control a person in the more weighty affairs of life. If the minds of
8 the jurors, after the entire comparison and consideration of all the evidence, are in such a
9 condition that they can say they feel an abiding conviction of the truth of the charge, there is
10 not a reasonable doubt. Doubt to be reasonable must be actual, not mere possibility or
11 speculation.

12 If you have a reasonable doubt as to the guilt of the Defendant, he is entitled to a
13 verdict of not guilty.
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1
2 It is a constitutional right of a defendant in a criminal trial that he may not be
3 compelled to testify. Thus, the decision as to whether he should testify is left to the
4 defendant on the advice and counsel of his attorney. You must not draw any inference of
5 guilt from the fact that he does not testify, nor should this fact be discussed by you or enter
6 into your deliberations in any way.
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

In your deliberation you may not discuss or consider the subject of punishment, as that is a matter which lies solely with the court. Your duty is confined to the determination of whether the Defendant is guilty or not guilty.

All legal instructions by the Court in this case, including these current instructions and those previously given, constitute the law in this case and apply to your deliberations regarding the instant charge(s).

During the course of this trial, and your deliberations, you are not to:

- (1) communicate with anyone in any way regarding this case or its merits – either by phone, text, Internet or other means;
- (2) read, watch, or listen to any new or media accounts of commentary about the case;
- (3) do any research, such as consulting dictionaries, using the Internet, or using reference materials;
- (4) make any investigation, test a theory of the case, re-create any aspect of the case, or in any other way investigate or learn about the case on your own.

1
2 When you retire to consider your verdict, you must select one of your number to act
3 as foreperson who will preside over your deliberation and will be your spokesperson here in
4 court.

5 During your deliberation, you will have all the exhibits which were admitted into
6 evidence, these written instructions and forms of verdict which have been prepared for your
7 convenience.

8 Your verdict must be unanimous. As soon as you have agreed upon a verdict, have it
9 signed and dated by your foreperson and then return with it to this room.
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Now you will listen to the arguments of counsel who will endeavor to aid you to reach a proper verdict by refreshing in your minds the evidence and by showing the application thereof to the law; but, whatever counsel may say, you will bear in mind that it is your duty to be governed in your deliberation by the evidence as you understand it and remember it to be and by the law as given to you in these instructions, with the sole, fixed and steadfast purpose of doing equal and exact justice between the Defendant and the State of Nevada.

GIVEN:


DOUGLAS W. HERNDON
DISTRICT JUDGE

1 **VER**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5 THE STATE OF NEVADA,)
6 Plaintiff, }
7 - vs - }
8 LEONARD RAY WOODS, }
9 Defendant.)
10

CASE NO: C-15-309820-1
DEPT NO: III

11 VERDICT

12 We, the jury in the above entitled case, find the Defendant LEONARD RAY
13 WOODS, as follows:

14 **COUNT 5** – OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON

15 *(please check the appropriate box, select only one)*

- 16 ☐ Guilty of Possession of Firearm by Exfelon
17 ☐ Not Guilty

18
19 **COUNT 6** – OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON

20 *(please check the appropriate box, select only one)*

- 21 ☐ Guilty of Possession of Firearm by Exfelon
22 ☐ Not Guilty

23
24 DATED this _____ day of March, 2019

25
26 _____
27 FOREPERSON
28

Read @ 3:29pm
FILED IN OPEN COURT
STEVEN D. GRIERSON
CLERK OF THE COURT

MAR 26 2019

DISTRICT COURT
CLARK COUNTY, NEVADA

BY Kory Schlitz
KORY SCHLITZ, DEPUTY

VER

THE STATE OF NEVADA,
Plaintiff,
-vs-
LEONARD RAY WOODS,
Defendant.

CASE NO: C-15-309820-1
DEPT NO: III

VERDICT

We, the jury in the above entitled case, find the Defendant LEONARD RAY WOODS, as follows:

COUNT 5 – OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON

(please check the appropriate box, select only one)

- ☒ Guilty of Possession of Firearm by Exfelon
☐ Not Guilty

COUNT 6 – OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON

(please check the appropriate box, select only one)

- ☒ Guilty of Possession of Firearm by Exfelon
☐ Not Guilty

DATED this 26 day of March, 2019

C - 16 - 309820 - 1
SVF
Special Verdict Form
4825563



Faith Wesley
FOREPERSON
FAITH WESLEY

Read @ 10:48am
FILED IN OPEN COURT
STEVEN D. GRIERSON
CLERK OF THE COURT

MAR 27 2019

BY

DISTRICT COURT
CLARK COUNTY, NEVADA

KORY SCHLITZ, DEPUTY

1 VER

2
3
4
5 THE STATE OF NEVADA,

6 Plaintiff,

7 -vs-

8 LEONARD RAY WOODS,

9 Defendant.

CASE NO: C-15-309820-1

DEPT NO: III

10
11 VERDICT

12 We, the Jury in the above entitled case, having found the Defendant, LEONARD
13 RAY WOODS, Guilty of COUNT 1 - MURDER (FIRST DEGREE), and impose a
14 sentence of,

15 _____ A definite term of one Fifty (50) years imprisonment, with
16 eligibility for parole beginning when a minimum of Twenty (20)
17 years has served, or

18 _____ LIFE in the Nevada Department of Corrections with eligibility
19 for parole beginning when a minimum of Twenty (20) years has
20 served, or

21 X LIFE in the Nevada Department of Corrections Without the
22 Possibility of Parole.

23
24 DATED this 27 day of March, 2019

25
26 Faith Wesley
FOREPERSON

27 FAITH

WESLEY

28
C-15-309820-1
VER
Verdict
4826935



FILED IN OPEN COURT
STEVEN D. GRIERSON
CLERK OF THE COURT

MAR 27 2013

BY Kory Schlitz
KORY SCHLITZ, DEPUTY

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

LEONARD RAY WOODS,

Defendant.

CASE NO: C-15-309820-1

DEPT NO: III

INSTRUCTIONS TO THE JURY

(INSTRUCTION NO. 1)

MEMBERS OF THE JURY:

It is now my duty as judge to instruct you in the law that applies to this penalty hearing. It is your duty as jurors to follow these instructions and to apply the rules of law to the facts as you find them from the evidence.

You must not be concerned with the wisdom of any rule of law stated in these instructions. Regardless of any opinion you may have as to what the law ought to be, it would be a violation of your oath to base a verdict upon any other view of the law than that given in the instructions of the Court.

INSTRUCTION NO. 2

If, in these instructions, any rule, direction or idea is repeated or stated in different ways, no emphasis thereon is intended by me and none may be inferred by you. For that reason, you are not to single out any certain sentence or any individual point or instruction and ignore the others, but you are to consider all the instructions as a whole and regard each in the light of all the others.

The trial jury shall fix the punishment for every person convicted of murder of the first degree.

The jury shall fix the punishment at:

1. LIFE imprisonment without the possibility of parole, which means exactly what it says, that the defendant shall not be eligible for parole;
2. LIFE imprisonment with the possibility of parole, with eligibility for parole beginning when a minimum of Twenty (20) years has been served; or
3. A definite term of Fifty (50) years, with eligibility for parole beginning when a minimum of Twenty (20) years has been served.

1
2 A prison term of Fifty (50) years with eligibility for parole beginning when a
3 minimum of Twenty (20) years has been served does not mean that the defendant would be
4 paroled after Twenty (20) years but only that he or she would be eligible for parole after that
5 period of time.

6 LIFE imprisonment With the Possibility of Parole is a sentence to LIFE imprisonment
7 which provides that the defendant would be eligible for parole after a period of Twenty (20)
8 years. This does not mean that he would be paroled after Twenty (20) years but only that he
9 would be eligible for parole after that period of time.

10 LIFE imprisonment Without the Possibility of Parole means exactly what it says, that
11 the defendant shall not be eligible for parole.
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

INSTRUCTION NO. 5

In the penalty hearing, evidence may be presented concerning aggravating and mitigating circumstances relative to the offense, and any other evidence that bears on the Defendant's character.

Hearsay is admissible in a penalty hearing.

A reasonable doubt is one based on reason. It is not mere possible doubt, but is such a doubt as would govern or control a person in the more weighty affairs of life. If the minds of the jurors, after the entire comparison and consideration of all the evidence, are in such a condition that they can say they feel an abiding conviction of the truth of the charge, there is not a reasonable doubt. Doubt to be reasonable must be actual, not mere possibility or speculation

INSTRUCTION NO. 7

The jury is instructed that in determining the appropriate penalty to be imposed in this case that it may consider all evidence introduced and instructions given at both the penalty hearing phase of these proceedings and at the trial of this matter.

In your deliberation you may not discuss or consider the subject of guilt or innocence of a Defendant, as that issue has already been decided. Your duty is confined to a determination of the punishment to be imposed.

The credibility or believability of a witness should be determined by his manner upon the stand, his relationship to the parties, his fears, motives, interests or feelings, his opportunity to have observed the matter to which he testified, the reasonableness of his statements and the strength or weakness of his recollections.

If you believe that a witness has lied about any material fact in the case, you may disregard the entire testimony of that witness or any portion of his testimony which is not proved by other evidence.

1
2 Although you are to consider only the evidence in the case in reaching a verdict, you
3 must bring to the consideration of the evidence your everyday common sense and judgment
4 as reasonable men and women. Thus, you are not limited solely to what you see and hear as
5 the witnesses testify. You may draw reasonable inferences from the evidence which you feel
6 are justified in the light of common experience, keeping in mind that such inferences should
7 not be based on speculation or guess.

8 A verdict may never be influenced by sympathy, prejudice or public opinion. Your
9 decision should be the product of sincere judgment and sound discretion in accordance with
10 these rules of law.

During your deliberation, you will have all the exhibits which were admitted into evidence, these written instructions and forms of verdict which have been prepared for your convenience.

Your verdict must be unanimous. When you have agreed upon your verdicts, they should be signed and dated by your foreperson.

INSTRUCTION NO. 12

Now you will listen to the arguments of counsel who will endeavor to aid you to reach a proper verdict by refreshing in your minds the evidence and by showing the application thereof to the law; but, whatever counsel may say, you will bear in mind that it is your duty to be governed in your deliberation by the evidence as you understand it and remember it to be and by the law as given to you in these instructions, with the sole, fixed and steadfast purpose of doing equal and exact justice between the Defendant and the State of Nevada.

GIVEN: 

DISTRICT JUDGE



FILED IN OPEN COURT
STEVEN D. GRIERSON
CLERK OF THE COURT

DISTRICT COURT
CLARK COUNTY, NEVADA

MAR 27 2019
BY Kory Schlitz
KORY SCHLITZ, DEPUTY

THE STATE OF NEVADA,

Plaintiff,

-vs-

LEONARD WOODS, #1901705

Defendant.

CASE NO. C-15-309820-1

DEPT. NO. III

ORDER FOR PRODUCTION OF INMATE

TO: The Clark County Detention Center, Court Services Division

TO: JOE LOMBARDO, Sheriff of Clark County, Nevada

IT IS HEREBY ORDERED that the Clark County Detention Court Services Division, shall be, and is, hereby directed to produce the Defendant **LEONARD WOODS, WEDNESDAY, MARCH 27, 2019, at 9:00 a.m., to District Court, Dept. 3, for the purposes of Status Check on Trial Readiness, BY ANY MEANS NECESSARY.**

IT IS FURTHER ORDERED that JOE LOMBARDO, Sheriff of Clark County, Nevada, shall make all arrangements for the transportation of the said **LEONARD WOODS**, to and from DISTRICT COURT 3, **BY ANY MEANS NECESSARY**, to insure the said **FRANKLIN SHARP, III's** appearance in DISTRICT COURT, DEPT. 3 pending completion of said matter, or until further Order of this Court.

DATED this 27th day of March, 2019.

Douglas W. Herndon
DOUGLAS W. HERNDON
DISTRICT JUDGE

ORIGINAL

FILED IN OPEN COURT
STEVEN D. GRIERSON
CLERK OF THE COURT

MAY 15 2019

NOAS
LEONARD RAY WOODS
c/o Clark County Detention Center
330 South Casino Center Blvd.
Las Vegas, NV 89101

DISTRICT COURT
CLARK COUNTY, NEVADA

BY, April Watkins
APRIL WATKINS, DEPUTY

THE STATE OF NEVADA,

Plaintiff,

v.

LEONARD RAY WOODS,

Defendant.

CASE NO. C-15-309820-1

DEPT. NO. 3

NOTICE OF APPEAL

TO: THE STATE OF NEVADA

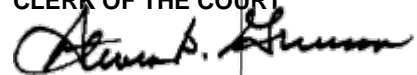
STEVE WOLFSON, DISTRICT ATTORNEY, CLARK COUNTY, NEVADA
and DEPARTMENT NO. III OF THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF
CLARK.

NOTICE is hereby given that Defendant, Leonard Ray
Woods, presently incarcerated in the Nevada State Prison, appeals
to the Supreme Court of the State of Nevada from the judgment
entered against said Defendant on the 28 day of MARCH,
2019, whereby he was convicted of 1st degree murder w/ deadly w
weapon, possession of firearm by prohibited person, open and gross
recklessness, capturing images

DATED this 15 day of MAY, 2019.

By:

J. Woods
LEONARD RAY WOODS



DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

LEONARD RAY WOODS, #1901705

Defendant.

CASE NO. C-15-309820-1

DEPT. NO. III

JUDGMENT OF CONVICTION

(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1- MURDER WITH USE OF A DEADLY WEAPON (Category A Felony – NRS 200.010, 200.030, 193.165); COUNTS 2 and 3 – CAPTURING AN IMAGE OF THE PRIVATE AREA OF ANOTHER PERSON (Gross Misdemeanors in violation of NRS 299.694); COUNT 4 – OPEN OR GROSS LEWDNESS (Gross Misdemeanor in violation of NRS 201.210); and COUNTS 5 and 6 – OWNERSHIP OR POSSESSION OF FIREARM BY EXFELON (Category B Felonies – NRS 202.360) and the matter having been tried before a jury and the Defendant having been found guilty of the crimes of COUNT 1 – FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (Category A Felony – NRS 200.010, 200.030, 193.165); COUNT 2 - CAPTURING AN IMAGE OF THE PRIVATE AREA OF ANOTHER PERSON (Gross Misdemeanor in violation of NRS 299.694); COUNT 3 - CAPTURING AN IMAGE OF THE PRIVATE AREA OF ANOTHER PERSON (Gross Misdemeanor in violation of NRS 299.694); COUNT 4 - OPEN OR GROSS LEWDNESS (Gross Misdemeanor in violation of NRS 201.210); COUNT 5 – POSSESSION OF FIREARM BY EXFELON (Category B Felony – NRS 202.360) and COUNT 6 – POSSESSION OF FIREARM BY EXFELON (Category B Felony – NRS 202.360); thereafter, on the 15th day of May, 2019, the Defendant was

Jury Trial

☐ Dismissed (during trial)

☐ Acquittal

☐ Guilty Plea with Sent. (during trial)

☒ Conviction



1 present in court for sentencing in pro per person with Julia Murray, Deputy Public
2 Defender, as stand-by counsel, and good cause appearing,

3 THE DEFENDANT IS HEREBY ADJUDGED guilty of said crimes as set forth in
4 the jury's verdict and, in addition to the \$25.00 Administrative Assessment Fee, \$150.00
5 DNA Analysis fee, including testing to determine genetic markers, \$3.00 DNA Collection
6 Fee, a \$250.00 Fine, and \$2,500.00 Restitution payable to Victims of Crime the
7 Defendant is SENTENCED as follows:

8 COUNT 1 – to LIFE in the Nevada Department of Corrections (NDC) WITHOUT
9 the possibility of parole, plus a CONSECUTIVE sentence of a MINIMUM OF NINETY-
10 SIX (96) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS for
11 the DEADLY WEAPON ENHANCEMENT; CONSECUTIVE to Count 1;

12 COUNT 2 – to THREE HUNDRED SIXTY-FOUR (364) DAYS in the Clark
13 County Detention Center; CONCURRENT with Count 1;

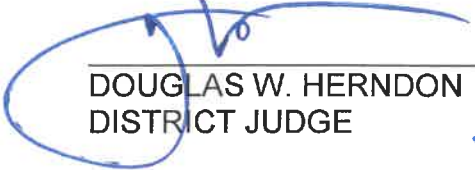
14 COUNT 3 – to THREE HUNDRED SIXTY-FOUR (364) DAYS in the Clark
15 County Detention Center; CONCURRENT with Count 1;

16 COUNT 4 – to THREE HUNDRED SIXTY-FOUR (364) DAYS in the Clark
17 County Detention Center; CONCURRENT with Count 1;

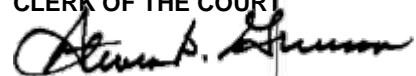
18 COUNT 5 – to a MINIMUM of TWENTY-EIGHT (28) MONTHS and a MAXIMUM
19 of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC),
20 CONCURRENT with Count 1; and

21 COUNT 6 – to a MINIMUM of TWENTY-EIGHT (28) MONTHS and a MAXIMUM
22 of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC),
23 CONCURRENT with Count 1; with ONE THOUSAND THREE HUNDRED SEVENTY-
24 NINE (1,379) DAYS credit for time served.

25 DATED this 16th day of May, 2019.

26
27 
28 DOUGLAS W. HERNDON
DISTRICT JUDGE

slr



1 ORDER
2 DARIN F. IMLAY, PUBLIC DEFENDER
3 NEVADA BAR NO. 5674
4 DEBORAH L. WESTBROOK, CHIEF DEPUTY PUBLIC DEFENDER
5 NEVADA BAR NO. 9285
6 **PUBLIC DEFENDERS OFFICE**
7 309 South Third Street, Suite 226
8 Las Vegas, Nevada 89155
9 Telephone: (702) 455-4685
10 Facsimile: (702) 455-5112
11 MurrayJM@clarkcountynv.gov
12 *Attorneys for Defendant*

13 **DISTRICT COURT**
14 **CLARK COUNTY, NEVADA**

15 THE STATE OF NEVADA,)	
)	
16 Plaintiff,)	CASE NO. C-15-309820-1
)	
17 v.)	DEPT. NO. III
)	
18 LEONARD RAY WOODS,)	
)	
19 Defendant,)	

20 **ORDER PERMITTING RELEASE OF SEALED TRANSCRIPT TO DEFENDANT**

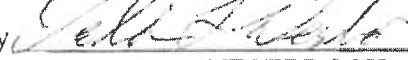
21 Upon the request of the above-named Defendant, LEONARD RAY WOODS, by and
22 through DEBORAH L. WESTBROOK, Chief Deputy Public Defender, and good cause
23 appearing therefore.

24 IT IS HEREBY ORDERED that Court Recorder Kristine Santi may release a copy of
25 Recorder's Transcript of Proceedings Defendant's Motion to Dismiss Counsel and Appointment
26 of Alternate Counsel - sealed per 7/21/16 Minutes, filed under seal on July 25, 2019, to
27 LEONARD RAY WOODS, through his attorney, DEBORAH L. WESTBROOK.

28 DATED 26 day of July, 2019.


DISTRICT COURT JUDGE

Submitted by:
DARIN F. IMLAY
CLARK COUNTY PUBLIC DEFENDER

By 
DEBORAH L. WESTBROOK, #9285
Chief Deputy Public Defender

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 06, 2015

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

October 06, 2015 10:00 AM Initial Arraignment

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristen Brown

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT:	Fleck, Michelle	Attorney for the State
	Murray, Julia	Attorney for the Defendant
	Public Defender	Attorney
	Rogan, Jeffrey	Attorney for the State
	Savage, Jordan S.	Attorney for the Defendant
	State of Nevada	Plaintiff
	WOODS, LEONARD RAY	Defendant

JOURNAL ENTRIES

- Information FILED IN OPEN COURT. DEFT. WOODS ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. Ms. Fleck advised the Court that the State is INVOKING its right to a speedy trial. Counsel requested this matter be referred up to the assigned Department for a trial setting, COURT SO ORDERED.

CUSTODY

10/20/15 8:30 AM TRIAL SETTING

PRINT DATE: 10/19/2015

Page 1 of 1

Minutes Date: October 06, 2015

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 20, 2015**

C-15-309820-1 State of Nevada
vs
Leonard Woods

October 20, 2015 8:30 AM Trial Setting

HEARD BY: Leavitt, Michelle**COURTROOM:** RJC Courtroom 14D**COURT CLERK:** Susan Jovanovich**RECORDER:** Kristine Cornelius**REPORTER:****PARTIES****PRESENT:**

Fleck, Michelle
Murray, Julia
Public Defender

Chief Deputy District Attorney
Deputy Public Defender

Rogan, Jeffrey
State of Nevada
Woods, Leonard Ray

Chief Deputy District Attorney
Plaintiff
Defendant

JOURNAL ENTRIES

Matter TRAILED and RECALLED for all parties to appear. Ms. Fleck advised State will move to invoke the 60 day rule, further noting State is not seeking the death penalty, however, State is prepared to go forward with trial, and discovery has been provided to defense. Additionally, there is no withstanding evidence or forensic evidence to wait on, Deft. had turned himself in to police after alleged murder, and State will request to go forward with trial as soon as possible. Ms. Murray advised defense had waived and still has a number of witnesses, there is still mitigating evidence defense is working on and preparation needed for a penalty phase of the trial. Ms. Murray advised defense will do the best they can to be ready. COURT ORDERED, trial date SET within 60 days. Ms. Fleck advised State has a victim witness who allegedly saw the incident involving her mother, and State wants to resolve the case in a speedy fashion to help this victim heal, as State has a legitimate concern with this victim. SO NOTED.

PRINT DATE: 10/20/2015

Page 1 of 2

Minutes Date: October 20, 2015

CUSTODY

12/17/15 8:30 A.M. CALENDAR CALL

1/05/16 1:30 P.M. TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****December 17, 2015**

C-15-309820-1

State of Nevada

vs

LEONARD WOODS

December 17, 2015**8:30 AM****All Pending Motions
(12/17/2015)****HEARD BY:** Leavitt, Michelle**COURTROOM:** RJC Courtroom 14D**COURT CLERK:** Susan Jovanovich**RECORDER:** Kristine Cornelius**REPORTER:****PARTIES****PRESENT:**

Fleck, Michelle

Murray, Julia

Public Defender

Rogan, Jeffrey

Savage, Jordan S.

State of Nevada

WOODS, LEONARD RAY

Chief Deputy District Attorney

Deputy Public Defender

Chief Deputy District Attorney

Attorney for Defendant

Plaintiff

Defendant

JOURNAL ENTRIES**CALENDAR CALL...DEFT'S MOTION TO CONTINUE TRIAL DATE**

Ms. Murray argued in support of trial continuance; and further noted defense is not trying to delay the case, as there is a large amount of work to be done, including forensic data to go through, and noticing witnesses. Additionally, there have been 30 new witnesses that have come up in the last 7 days, and defense is up to 45 witnesses now to work on in this case. Mr. Rogan advised there is a 17 year old victim, and nothing is outstanding with the State. Mr. Rogan added State understands defense just needs to investigate; however, State will ask for defense to make priority, for this matter to remain on top of the list, and for the case to be set on the next trial stack. Ms. Murray advised she will be announcing ready on another trial before Department 9, and she has another trial scheduled

PRINT DATE: 12/17/2015

Page 1 of 2

Minutes Date: December 17, 2015

where a Deft. had invoked in a few other cases. SO NOTED. COURT ORDERED, Motion GRANTED; trial date VACATED AND RESET.

CUSTODY

3/22/16 8:30 A.M. CALENDAR CALL

3/29/16 1:30 P.M. TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 22, 2016**

C-15-309820-1 State of Nevada
vs
LEONARD WOODS

**March 22, 2016 8:30 AM All Pending Motions
(3/22/2016)**

HEARD BY: Leavitt, Michelle**COURTROOM:** RJC Courtroom 14D**COURT CLERK:** Susan Jovanovich**RECORDER:** Kristine Cornelius**REPORTER:****PARTIES**

PRESENT:	Fleck, Michelle Murray, Julia Public Defender Rogan, Jeffrey State of Nevada WOODS, LEONARD RAY	Deputy District Attorney Deputy Public Defender Chief Deputy District Attorney Plaintiff Defendant
-----------------	--	--

JOURNAL ENTRIES

CALENDAR CALL...DEFT'S MOTION TO CONTINUE TRIAL DATE

Ms. Murray requested a trial continuance. Ms. Fleck submitted to Court's discretion, and noted State has a substantial reason to expedite and invoke speedy trial, further noting there is a younger victim, being the daughter of decedent, who witnessed her mother's death, and the victim's healing process is difficult. COURT ORDERED, Motion to continue trial date GRANTED; trial date VACATED AND RESET. At request of defense counsel, COURT ADDITIONALLY ORDERED, matter SET for status check; all upcoming pre-trial motions RESET.

CUSTODY

PRINT DATE: 03/22/2016

Page 1 of 2

Minutes Date: March 22, 2016

4/07/16 8:30 A.M. STATUS CHECK: RESET TRIAL DATE...DEFT'S MOTION TO COMPEL PRODUCTION OF DISCOVERY...DEFT'S MOTION TO SUPPRESS STATEMENTS FOR FIFTH AMENDMENT VIOLATION

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 12, 2016**

C-15-309820-1 State of Nevada
vs
LEONARD WOODS

**May 12, 2016 8:30 AM All Pending Motions
(5/12/2016)**

HEARD BY: Leavitt, Michelle**COURTROOM:** RJC Courtroom 14D**COURT CLERK:** Susan Jovanovich**RECORDER:** Kristine Cornelius**REPORTER:****PARTIES**

PRESENT:	Fleck, Michelle Murray, Julia Public Defender Rogan, Jeffrey Savage, Jordan S. State of Nevada WOODS, LEONARD RAY	Chief Deputy District Attorney Deputy Public Defender Chief Deputy District Attorney Deputy Public Defender Plaintiff Defendant
-----------------	---	--

JOURNAL ENTRIES

Ms. Fleck not present.

DEFT'S MOTION TO SUPPRESS STATEMENTS FOR FIFTH AMENDMENT VIOLATION

Ms. Murray advised she spoke with State, and representations were made that State intends to concede to suppressing statements from Page 18, and forward. Thereafter, defense requested Court to address lines 1-17, further noting defense will submit on the pleadings. Mr. Rogan submitted; and suggested that parties enter a written stipulation on this issue. Court stated it can rule on this today. COURT ORDERED, Motion GRANTED IN PART as to statements on page 18 through conclusion to be suppressed; and Motion DENIED IN PART as to statements from pages 1-17.

PRINT DATE: 05/12/2016

Page 1 of 4

Minutes Date: May 12, 2016

DEFT'S MOTION TO COMPEL PRODUCTION OF DISCOVERY

COURT ORDERED as follows:

1. INTERVIEWS OF AND STATEMENTS ATTRIBUTED TO DEFENDANT - MOTION GRANTED consistent with NRS 174.235.
 2. INTERVIEWS OF AND STATEMENTS ATTRIBUTED TO STATE'S WITNESSES - MOTION GRANTED as to extent as required by statute.
 3. INCONSISTENT STATEMENTS - MOTION GRANTED IN PART AND DENIED IN PART; if the statement is material and it is inconsistent as to credibility of witness and it is made by prosecutor or their agent, the Motion is GRANTED as to that.
 4. WITNESS BENEFITS OR ASSISTANCE - MOTION GRANTED, anything other than what is statutorily required.
- Court made inquiries about No. 5. Ms. Murray indicated defense wants to know what Victim Witness office did as to any assistance of moving the witness out-of-state, and anything continued since that point. Mr. Rogan advised State will look into this one further.
5. VICTIM WITNESS OFFICE - MOTION GRANTED to extent the information exists.
 6. WITNESS CRIMINAL HISTORY, IMPEACHMENT EVIDENCE - MOTION GRANTED as to prior felony information and any crimes of moral turpitude.
 7. POLICE REPORTS, NOTES, BODY CAMERAS, VIDEOS AND OTHER DOCUMENTS - MOTION GRANTED pursuant to NRS 174.2135.
 8. IDENTIFICATION - MOTION GRANTED to extent it is required as to NRS 174.235.

Court noted Motion No. 9 was broad. Ms. Murray stated there was media broadcast and Crime Stoppers request made as to alleged incident, and defense is requesting additional information in correspondence through the District Attorney's office, from the news outlet. Upon Court's inquiry, Court confirmed defense is asking for any information by the public which may have gone to the District Attorney's office, after the media broadcast was done. Mr. Rogan stated he believes this information is privileged, if it is Crime Stoppers. Ms. Murray requested information to be provided to Court in-camera for further review and for relevancy.

9. MEDIA INVOLVEMENT - MOTION GRANTED. Court advised State if this is a problem with privilege, submit the information to Court in-camera.

10. EXCULPATORY EVIDENCE AND ALTERNATE SUSPECTS - MOTION GRANTED as required by law.

11. CHAIN OF CUSTODY - MOTION GRANTED.

12. EXPERT NOTES, TESTING AND REPORTS - MOTION GRANTED to extent it is required by NRS 174.235.

13. FORENSIC LAB INFORMATION - MOTION GRANTED as required by Brady.

Court addressed No. 14; and Ms. Murray clarified defense is requesting call information from the cell towers, further noting she has not seen any of the data by the District Attorney, and State had retained an expert, to which defense has not seen the information, and is seeking access, if it exists in order to turn it over to defense experts. Mr. Rogan advised if State uses the information, it will turn it over to defense, including if the information is exculpatory. Following arguments, Court advised defense counsel the information can be not relevant as well.

14. ELECTRONIC COMMUNICATIONS AND TRACING DATA - MOTION GRANTED to extent it is required by NRS 174.235.

On No. 15, Court asked if CPS got involved. Ms. Murray indicated yes, and letters from Family Court were received, including information on proceedings which took place in July, to which defense believes an investigation was done at some point and there has to be something. Additionally, the information was transferred from another state. Mr. Rogan advised State will pull it, for review, and if necessary, provide it to Court.

Further discussions as to requests in No.'s 15, 16, 17 and 18. Arguments by counsel as to no mechanism here to obtain information due to witness in question being in the care and custody by District Attorney. Arguments by State as to privileged information being sought.

15. CHILD PROTECTIVE SERVICES RECORDS AND REPORTS - State to provide the information to Court for in-camera, if available or if it exists.

16. SOCIAL WORKERS AND CASE WORKERS - State to provide any information to Court for in-camera, if available or if it exists.

17. MENTAL HEALTH - State to provide any information to Court for in-camera, if available or if it exists.

18. PRIOR ALLEGATIONS OF SEXUAL MISCONDUCT - Defense to submit a Court order once defense determines what county in Arizona the information is being sought from.

Defense to prepare the order.

STATUS CHECK: RESET TRIAL DATE

Mr. Rogan advised he does not have Ms. Fleck's trial schedule right now; and requested to obtain it, including trial schedule from Clerk. COURT SO ORDERED. Ms. Murray indicated defense may not be ready due to the ongoing active investigation, no information on State's experts having been received yet, and also due to not having crime scene analysis information yet. Matter TRAILED and RECALLED. Ms. Fleck is now present in Court. COURT ORDERED, trial date RESET. Ms. Fleck advised State is preserving right to speedy trial, further noting State is okay with resetting of trial to January, and will request trial to go forward. SO NOTED.

CUSTODY

1/17/17 8:30 A.M. CALENDAR CALL

1/23/17 1:30 P.M. TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 21, 2016**

C-15-309820-1 State of Nevada
vs
LEONARD WOODS

**July 21, 2016 8:30 AM Deft's Motion To Dismiss
Counsel And Appointment
Of Alternate Counsel**

HEARD BY: Leavitt, Michelle**COURTROOM:** RJC Courtroom 14D**COURT CLERK:** Susan Jovanovich**RECORDER:** Kristine Cornelius**REPORTER:****PARTIES**

PRESENT:	Fleck, Michelle Murray, Julia Public Defender Savage, Jordan S. State of Nevada WOODS, LEONARD RAY	Chief Deputy District Attorney Deputy Public Defender Deputy Public Defender Defendant
-----------------	---	---

JOURNAL ENTRIES

Court stated it reviewed the Motion; and asked Deft. if he had anything to add. At request of Ms. Murray, COURT ORDERED, case TRAILED to the end of the calendar, as Deft. is seeking to raise additional issues. CASE RECALLED. State was excused by Court, including the public.

COURT ORDERED, case will proceed further with a hearing which has been ORDERED SEALED by the Court.

11:28 A.M.-- CASE RECALLED after the sealed hearing. Ms. Fleck is now present on behalf of State of Nevada. Court advised Ms. Fleck Deft. is seeking to represent himself, and Court is scheduling a faretta canvass. COURT ORDERED, hearing SET.

PRINT DATE: 07/21/2016

Page 1 of 2

Minutes Date: July 21, 2016

C-15-309820-1

CUSTODY

7/28/16 8:30 A.M. FARETTA CANVASS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 28, 2016

C-15-309820-1 State of Nevada
vs
LEONARD WOODS

July 28, 2016 8:30 AM Faretta Canvass

HEARD BY: Leavitt, Michelle **COURTROOM:** RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Cornelius

REPORTER:

PARTIES

PRESENT:	Fleck, Michelle	Chief Deputy District Attorney
	Murray, Julia	Deputy Public Defender
	Public Defender	
	Savage, Jordan S.	Deputy Public Defender
	State of Nevada	Plaintiff
	WOODS, LEONARD RAY	Defendant

JOURNAL ENTRIES

Ms. Murray thanked the Court for continuing the case one week; and stated Deft. would prefer to have different counsel, however, he is not interested in proceeding forward with the Faretta Canvass. Upon Court's inquiry, Deft. confirmed he does not want to proceed forward with the canvass. Court advised Deft. his attorneys are going to remain on the case, as there is no basis to dismiss Mr. Savage or Ms. Murray. Deft. acknowledged. COURT ORDERED, matter OFF CALENDAR.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 13, 2016

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

**December 13, 2016 8:30 AM Defendant's Pro Per Motion to Dismiss Counsel
and Appointment of Alternate Counsel**

HEARD BY: Leavitt, Michelle **COURTROOM:** RJC Courtroom 14D

COURT CLERK: Carole D'Aloia; Tena M Jolley (tmj)

RECORDER: Kristine Cornelius

PARTIES

PRESENT:	Fleck, Michelle	Attorney for State of Nevada
	Murray, Julia	Attorney for Defendant
	Savage, Jordan S.	Attorney for Defendant
	Woods, Leonard Ray	Defendant

JOURNAL ENTRIES

- Court stated it had read Defendant's motion and inquired if he had anything to add. Ms. Murray stated if Defendant is going to get into the facts of the case, she would request that it be handled the matter in the process of a Young hearing. Court stated it had read the pleading and ORDERED, Motion DENIED. Ms. Murray stated it also was not clear from a reading of Defendant's motion if he was asking to Faretta and requested that the Court clarify if that is Defendant's request. Upon Court's inquiry, Defendant indicated he would like to represent himself if that is what it takes to remove present counsel. Accordingly, COURT ORDERED, matter SET for Faretta Canvass hearing.

12/20/16 8:30 AM FARETTA CANVASS

CLERK'S NOTE: The minutes for this hearing have been prepared by a review of the JAVS recording. (tmj:12/22/16)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****December 20, 2016**

C-15-309820-1 State of Nevada
vs
LEONARD WOODS

December 20, 2016 8:30 AM Faretta Canvass

HEARD BY: Leavitt, Michelle**COURTROOM:** RJC Courtroom 14D**COURT CLERK:** Susan Jovanovich**RECORDER:** Kristine Cornelius**REPORTER:****PARTIES****PRESENT:**

Fleck, Michelle
Murray, Julia
Public Defender

Rogan, Jeffrey
Savage, Jordan S.
State of Nevada

WOODS, LEONARD RAY

Chief Deputy District Attorney
Deputy Public Defender

Chief Deputy District Attorney
Deputy Public Defender

Plaintiff
Defendant

JOURNAL ENTRIES

Court TRAILED and RECALLED matter. Upon Court's inquiry, Deft. stated the Faretta canvass may not have to be done, and further stated he did not kill anybody. Ms. Murray advised both defense counsels for Deft. are still attorneys of record; and requested a hearing pursuant to Young. Ms. Murray added if Deft. wants to talk, he should not be heard in specific areas of the case, as he may be exposing himself on some information. Deft. made statements to Court. Court advised Deft. all parties are here to talk about whether he wants to represent himself in this matter. Court stated it was going to deny Deft's motion to dismiss his attorneys; and asked Deft. if he wants to represent himself. Deft. stated no. Court advised Deft. if he wants to talk, the Court will be happy to hear what he wants to say, however, his attorneys are telling him not to say anything, and this Court is trying to protect his rights. Deft. made further statements to Court; and stated they are trying to charge him with pictures from his cell phone without a warrant, and use them against him. Ms. Murray noted

PRINT DATE: 12/20/2016

Page 1 of 3

Minutes Date: December 20, 2016

defense discussed the issues with Deft. Court advised Deft. he had the opportunities to discuss with his lawyers, and the lawyers are giving him certain advice, and it appears he does not like the advice. Deft. stated no and that was not it, as it is a different scenario, and when his attorneys see him, he has no say in his case. Deft. also stated the video interview is missing. Ms. Murray clarified the previous motion to suppress statements was granted by Court. Deft. clarified the Court granted it and denied it, and the video was not presented to the Court. Ms. Murray stated the video does not exist, it was represented as a body cam, the parties have not resolved anything, and State stands by their representations about it. Ms. Fleck advised State has looked and there is no body cam. Deft. stated there is an interview with police. Ms. Fleck advised the information may be suppressed. Court noted it already determined the statements are not coming in. Ms. Fleck assured State will look in the case file to check again, and State would also have to look at the discovery. Court noted if there is a video of interview, this needs to be turned over. Deft. stated his attorneys have no evidence for him.

Mr. Savage moved for a continuance of this case for further investigation to be done for trial. Discussions were made as to Mr. Savage's scheduling conflicts in January, 2017. Ms. Fleck opposed the continuance; and argued State is ready for trial, and does not know if the program which Mr. Savage is involved in, trumps trial in this case. Following discussions, Court advised Deft. State has their theory of the case; the State is allowed to say the theory in open Court, and Deft. is allowed to say that this did not happen, at time of trial. Ms. Fleck advised the alleged victim's daughter moved back to Las Vegas, for this case, State has every piece of evidence, and as to the video, the State does not know yet; however, there is no reason that trial should be continued again further. Arguments by Ms. Murray as to this being a first degree murder case, two different incidents needing to be investigated, forensic data being sought by defense, the surviving juvenile victim allegedly having made false accusations against other men, defense needing to go to Court out-of-state regarding the juvenile victim to seek additional records, and defense seeking to cross examine. Ms. Murray further argued regarding defense having informed State about where defense is at, this matter needing to have a penalty phase after the first phase, mitigation work requiring a lot of time and work, defense working very diligently, there having been issues compounded due to the attorney-client relationship being difficult, this having hindered defense counsel's ability to work on the case with Deft, defense not being able to say they would be ready for trial next month, and the defense being utterly ineffective if trial is to go forward in January, 2017.

Upon Court's inquiry as to how much time is needed, Ms. Murray requested a status check hearing to provide updates, and due to defense having to deal with getting information outside the jurisdiction. Court stated it will not continue this case for another year. Ms. Murray advised subpoenas were sent out of the jurisdiction for requested records, and there was no Court order. Court stated it will give defense a Court order for records. Discussions regarding defense seeking criminal background information of decedent. Court stated it cannot figure out why this is relevant; and asked defense if a written motion can be prepared for the Court. Ms. Murray advised there is no solid information, defense believes there is good faith, she could not put a declaration together as she is not required to disclose the defense theory to State, however, she can prepare a sealed affidavit for Court. Mr. Rogan

argued he would like to know or have Court inquire what has been done, and he is fine about the sealed affidavit, however, State has seen other cases in serious nature go to trial in less time, than this case. Ms. Murray clarified it has been 13 months. Further arguments by State.

COURT ORDERED, matter SET for status check at time of Calendar Call. Court advised defense counsel to be prepared on telling this Court how long is needed for the trial continuance. Thereafter, Court stated this case has to go to trial at some point.

CUSTODY

STATUS CHECK: DEFT'S REQUEST TO CONTINUE TRIAL DATE

1/17/17 8:30 A.M. CALENDAR CALL

1/23/17 1:30 P.M. TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****January 17, 2017**

C-15-309820-1

State of Nevada

vs

LEONARD WOODS

January 17, 2017**8:30 AM****All Pending Motions
(1/17/2017)****HEARD BY:** Leavitt, Michelle**COURTROOM:** RJC Courtroom 14D**COURT CLERK:** Susan Jovanovich**RECORDER:** Kristine Santi**REPORTER:****PARTIES****PRESENT:**

Murray, Julia

Deputy Public Defender

Public Defender

Savage, Jordan S.

Deputy Public Defender

Scow, Richard H.

Chief Deputy District Attorney

State of Nevada

Plaintiff

WOODS, LEONARD RAY

Defendant

JOURNAL ENTRIES**CALENDAR CALL...STATUS CHECK: DEFT'S REQUEST TO CONTINUE TRIAL DATE**

Ms. Fleck not present. Ms. Murray advised she happens to know that Ms. Fleck started trial this week in Department 17, further noting representations were made about the trial date at the prior hearing, parties are here to have the trial date reset, and there are scheduling issues. Ms. Murray requested this matter be continued for status check for both parties to appear and further discuss on resetting the trial date. Mr. Scow advised he has no information on this. COURT ORDERED, trial date VACATED; matter SET for status check.

CUSTODY**PRINT DATE:** 01/17/2017**Page 1 of 2****Minutes Date:** January 17, 2017

2/09/17 8:30 A.M. STATUS CHECK: RESET TRIAL DATE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 09, 2017

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

**February 09, 2017 8:30 AM Status Check: Reset Trial
Date**

HEARD BY: Leavitt, Michelle **COURTROOM:** RJC Courtroom 14D

COURT CLERK: Susan Jovanovich

RECORDER: Kristine Santi

REPORTER:

PARTIES

PRESENT:	Murray, Julia	Deputy Public Defender
	Public Defender	
	Rogan, Jeffrey	Chief Deputy District Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

Def't. not present; not transported to Court due to delay from CCDC. Mr. Rogan agreed to waive the 60 day rule. COURT ORDERED, trial date SET. Ms. Murray advised she will let Def't. know about the trial date. SO NOTED.

CUSTODY

1/16/18 8:30 A.M. CALENDAR CALL

1/22/18 1:30 P.M. TRIAL BY JURY

PRINT DATE: 02/09/2017

Page 1 of 1

Minutes Date: February 09, 2017

Felony/Gross Misdemeanor

COURT MINUTES

September 27, 2017

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

September 27, 2017 09:00 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Miller, Deborah

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Julia Murray Attorney for Defendant

Steven Rose Attorney for Plaintiff

LEONARD RAY WOODS Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Court stated matter is on calendar for reassignment. Ms. Murray advised Ms. Fleck and Mr. Rogan are assigned to the case. Mr. Rogan is currently in trial and is requesting a one week continuance, noting there are some outstanding discovery issues relating to search warrants and body cams. COURT ORDERED, matter CONTINUED, noting case reassignment will be discussed next week.

CUSTODY

CONTINUED TO: 10/04/17 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 04, 2017

C-15-309820-1 State of Nevada
vs
LEONARD WOODS

October 04, 2017 9:00 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. **COURTROOM:** RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

PARTIES

PRESENT:	Murray, Julia	Attorney for Defendant
	Rogan, Jeffrey	Attorney for State
	State of Nevada	Plaintiff
	WOODS, LEONARD RAY	Defendant

JOURNAL ENTRIES

Mr. Rogan advised additional discovery needs to be provided to Ms. Murray. Upon Court's inquiry, Mr. Rogan stated parties intend to discuss resolving matter when Ms. Fleck returns to work. Pursuant to EDCR 1.30 and 1.31 this court ORDERS the case reassigned to Department 3, matter SET for Status Check.

CUSTODY

11/08/17 9:00 AM STATUS CHECK: TRIAL READINESS

Felony/Gross Misdemeanor

COURT MINUTES

October 04, 2017

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

October 04, 2017 09:00 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Miller, Deborah

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Julia Murray Attorney for Defendant

Jeffrey Rogan Attorney for Plaintiff

LEONARD RAY WOODS Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Mr. Rogan advised additional discovery needs to be provided to Ms. Murray. Upon Court's inquiry, Mr. Rogan stated parties intend to discuss resolving matter when Ms. Fleck returns to work. Pursuant to EDCR 1.30 and 1.31 this court ORDERS the case reassigned to Department 3, matter SET for Status Check.

CUSTODY

11/08/17 9:00 AM STATUS CHECK: TRIAL READINESS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 08, 2017

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

November 08, 2017 9:00 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. **COURTROOM:** RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

PARTIES

PRESENT:	Fleck, Michelle	Attorney for State
	Murray, Julia	Attorney for Defendant
	Rogan, Jeffrey	Attorney for State
	Savage, Jordan S.	Attorney for Defendant
	State of Nevada	Plaintiff
	WOODS, LEONARD RAY	Defendant

JOURNAL ENTRIES

Ms. Murray advised there is a Motion to Dismiss counsel on calendar. Court stated it was his understanding that the motion was not going to be heard until next week, therefore, he is not prepared to rule on it today. Ms. Murray advised she believes a Young hearing is needed and requested a date be set. COURT ORDERED, Defendant's Motion to Dismiss Counsel and Appointment of Alternate Counsel VACATED and RESET.

CUSTODY

11/15/17 9:00 AM DEFENDANT'S MOTION TO DISMISS COUNSEL AND APPOINTMENT OF ALTERNATE COUNSEL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 15, 2017

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

November 15, 2017 9:00 AM Motion to Dismiss

HEARD BY: Herndon, Douglas W. **COURTROOM:** RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

PARTIES

PRESENT:	Murray, Julia	Attorney for Defendant
	Rogan, Jeffrey	Attorney for State
	Savage, Jordan S.	Attorney for Defendant
	State of Nevada	Plaintiff
	WOODS, LEONARD RAY	Defendant

JOURNAL ENTRIES

Court excused Mr. Rogan from the courtroom. Statements by Defendant relating to motion. Ms. Murray noted for the record what the defense has done in preparation for the trial and stated her concerns. Discussion regarding integrity of trial date. COURT ORDERED, motion DENIED, noting he found no basis to withdraw counsel. Court requested the defense set up a schedule on regular visits, one time per week, and directed defendant to accept appointments. Discussion regarding search warrants and discovery. Court requested defense counsel convey to Mr. Rogan that he is requesting parties discuss trial date and any potential offers prior to the next hearing. COURT ORDERED, matter SET for Status Check.

CUSTODY

12/13/17 9:00 AM STATUS CHECK: TRIAL READINESS

PRINT DATE: 12/11/2017

Page 1 of 1

Minutes Date: November 15, 2017

Felony/Gross Misdemeanor

COURT MINUTES

December 13, 2017

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

December 13, 2017 09:00 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Kidd, Lauren; Miller, Deborah

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Julia Murray Attorney for Defendant

LEONARD RAY WOODS Defendant

Michelle Fleck Attorney for Plaintiff

State of Nevada Plaintiff

JOURNAL ENTRIES

Ms. Murray advised she is in the process of reviewing discovery and will be done in one week. Ms. Murray further advised she has an upcoming trial and she would like to keep the January trial date for now and requested a status check a week prior to trial. Ms. Fleck advised the State is ready for trial and stated she has requested a search warrant and will give it to Ms. Murray. COURT ORDERED matter CONTINUED.

CUSTODY

CONTINUED TO: 1/10/18 9:00 AM

Felony/Gross Misdemeanor

COURT MINUTES

January 10, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

January 10, 2018 09:00 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Kidd, Lauren; Miller, Deborah

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jordan S. Savage Attorney for Defendant

Julia Murray Attorney for Defendant

LEONARD RAY WOODS Defendant

Michelle Fleck Attorney for Plaintiff

State of Nevada Plaintiff

JOURNAL ENTRIES

Ms. Murray advised the State provided the search warrant that was previously requested. Ms. Murray made an oral motion to continue trial, advising she is not going to be prepared to start trial as she had anticipated going to trial on another matter as previously stated. Ms. Fleck understands the issues, however, argued in opposition, noting State invoked. COURT ORDERED, trial VACATED and RESET, matter SET for Status Check. Ms. Murray indicated the State extended an offer that the defendant enter guilty pleas on all charges and State would not argue for Life without the possibility of parole, noting defendant has rejected the offer. Parties will continue to discuss negotiations and will confirm with witnesses their availability for the new trial date.

2/07/18 9:00 AM STATUS CHECK: TRIAL READINESS

6/28/18 9:00 AM CALENDAR CALL

7/09/18 10:00 AM JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

February 07, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

February 07, 2018 09:00 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Miller, Deborah

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
LEONARD RAY WOODS	Defendant
Michelle Fleck	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

Ms. Murray advised the defense is preparing for trial and anticipates being ready. Ms. Fleck advised the State anticipates being ready for trial. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 3/07/18 9:00 AM

Felony/Gross Misdemeanor

COURT MINUTES

March 07, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

March 07, 2018 09:00 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Miller, Deborah

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Julia Murray Attorney for Defendant

LEONARD RAY WOODS Defendant

Marc P. Di Giacomo Attorney for Plaintiff

State of Nevada Plaintiff

JOURNAL ENTRIES

Ms. Murray advised she has no representations, noting Mr. Rogan indicated that he has no representations as parties are preparing for trial. Conference at the Bench. Court stated he discussed with parties potential schedule conflicts due to other trials set around the same time as the instant case. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 4/11/18 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 25, 2018

C-15-309820-1 State of Nevada
vs
LEONARD WOODS

April 25, 2018 9:00 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. **COURTROOM:** RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

PARTIES

PRESENT:	Fleck, Michelle	Attorney for State
	Murray, Julia	Attorney for Defendant
	Savage, Jordan S.	Attorney for Defendant
	State of Nevada	Plaintiff
	WOODS, LEONARD RAY	Defendant

JOURNAL ENTRIES

Court stated parties have previously discussed a conflict with the trial date due to the Barlow trial. Discussion regarding trial date. COURT ORDERED, trial VACATED and RESET, matter SET for Status Check.

CUSTODY

6/20/18 9:00 AM STATUS CHECK: TRIAL READINESS

10/25/18 9:00 AM CALENDAR CALL

11/05/18 10:00 AM JURY TRIAL

PRINT DATE: 05/14/2018

Page 1 of 1

Minutes Date: April 25, 2018

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 20, 2018

C-15-309820-1 State of Nevada
vs
LEONARD WOODS

June 20, 2018 9:30 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. **COURTROOM:** RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

PARTIES

PRESENT:	Fleck, Michelle	Attorney for State
	Murray, Julia	Attorney for Defendant
	State of Nevada	Plaintiff
	WOODS, LEONARD RAY	Defendant

JOURNAL ENTRIES

Court stated trial is set for November 5, 2018. Ms. Murray advised that Judge Togliatti set a trial between the instant trial and the Brewington trial, noting she made a record as to why she does not believe she will be available on October 15, 2018. Court stated he will discuss with Department 9 if needed. Upon Court's inquiry, parties indicated there are no discovery or witness issues. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 7/18/18 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

July 18, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

July 18, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Miller, Deborah; Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Julia Murray Attorney for Defendant

LEONARD RAY WOODS Defendant

Michelle Fleck Attorney for Plaintiff

State of Nevada Plaintiff

JOURNAL ENTRIES

Upon Court's inquiry, Ms. Murray indicated a number of issues and requested a bench conference.
CONFERENCE AT BENCH. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 8/1/18 9:30 A.M.

Felony/Gross Misdemeanor

COURT MINUTES

August 01, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

August 01, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Miller, Deborah

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Julia Murray Attorney for Defendant

LEONARD RAY WOODS Defendant

Michelle Fleck Attorney for Plaintiff

State of Nevada Plaintiff

JOURNAL ENTRIES

Court stated the trial set is set for November, noting there have been decisions previously regarding whether or not there will be other attorneys involved on the case and if the trial date is viable. Ms. Murray concurred, noting she should have an update in a couple of weeks. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 8/15/18 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

August 15, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

August 15, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Miller, Deborah

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
LEONARD RAY WOODS	Defendant
Michelle Fleck	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

Court stated there have been previous discussions about changes with Ms. Murray's assignment which may impact her representing Mr. Woods. Ms. Murray indicated that Mr. Westbrook has been assigned to the case and she was going to request a continuance to allow him to speak with the defendant and look at scheduling issues. However, defendant advised her that he filed a motion to proceed in proper person and she requested a faretta canvass be set. Court stated he intends on keeping the trial date in place and ORDERED, Faretta Canvass SET. Mr. Murray stated she will have further discussions with the defendant prior to the hearing.

CUSTODY

8/29/18 9:30 AM FARETTA CANVASS

Felony/Gross Misdemeanor

COURT MINUTES

August 29, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

August 29, 2018 09:30 AM Faretta Canvass

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Miller, Deborah; Schlitz, Kory

RECORDER: Fedra, Rubina

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
LEONARD RAY WOODS	Defendant
State of Nevada	Plaintiff

JOURNAL ENTRIES

Ms. Murray indicated she has spoken with the Defendant regarding self representation, and noted the Defendant would like to move forward today. Ms. Murray indicated if the Court does grant the Defendant's requested today, he inquired with her a couple of questions that she could not give accurate answers to, and posed to the Court the Defendant had questions regarding Discovery that is photographs, and audio recordings, how would the Defendant be able to listen to those. Ms. Murray also stated the Jail now charges the inmates for paper and pen, and the Defendant inquired about having access to paper and writing utensils, and noted the Public Defender's Office is willing to supply those requests if the Court would sign an Order. Ms. Murray stated the Defendant was concerned about how the Subpoena's would be issued for the witnesses at trial, and who would issue them; another concern was if the Defendant would have access to an investigator. Court advised they would sign an order for the Public Defender's Office to supply pen and paper to the Defendant.

Upon Court's inquiry, Defendant confirmed he would like stand by Counsel of the Public Defender's Office. Mr. Murray indicated when the Public Defender's Office is appointed as stand by counsel, the law allows the Defendant to be full active counsel, and there is only someone appointed to answer questions, and they would not necessarily prepared for trial, since they are there to assist in the technical matters the Defendant would not have access to. Ms. Murray argued their preparation for trial would differ from the Defendant's way. Upon Court's inquiry, Defendant indicated he can be ready for trial, and has motions that he would like to be heard before the trial date.

Court conducted Faretta Canvass. Court advised they would not let the Defendant represent himself, and then appear at trial, and request to have counsel appointed, the Court could deny the Defendant's request. COURT ORDERED, Defendant's request to represent himself, GRANTED; Public Defender's Office REMAINS as standby counsel. Upon Court's inquiry, Defendant requested until the end of September to file his Motions. COURT ORDERED, status check SET. Mr. Rogan stated if the State needs to contact the Defendant they would reach out through the Investigator, and the Defendant should do the same, if he needs to converse with the State for any reason. COURT SO NOTED. COURT FURTHER ORDERED, Defendant's Motion schedule for 9/11/18 is VACATED.

9/12/18 9:30 A.M. STATUS CHECK: TRIAL READINESS

10/25/18 9:00 A.M. CALENDAR CALL

11/05/18 10:00 A.M. JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

September 12, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

September 12, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Julia Murray	Attorney for Defendant
LEONARD RAY WOODS	Defendant
Marc P. Di Giacomo	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

Motion to Sever FILED IN OPEN COURT...

Motion For Discovery (Pursuant to NS 174.235) FILED IN OPEN COURT...

Motion to Proceed as Attorney-In-Fact of Record FILED IN OPEN COURT...

Certificate of Mailing FILED IN OPEN COURT...

Letter FILED IN OPEN COURT...

Public Defender Julia Murray present as standby counsel.

Ms. Murray has a stack of documents she received from the Defendant and requested they be filed in open court. COURT SO NOTED. COURT ADVISED Defendant he is the Attorney of Record and he makes all the decisions in his case. Defendant inquired if he had to use the same investigator that he was previously using, since he was not completing the tasks he was requesting. COURT ADVISED they have no say in what investigator gets assigned to his case, and directed Defendant to speak with his standby counsel. Ms. Murray stated at the last hearing, that any investigation requests be submitted in writing and they would be transferred to the investigator in writing, and if there were any discrepancies, they could address the issues. Defendant stated his concern with Ms. Fleck being out of town until September 24, and how will she have time to respond to the Motions and keep the same trial date. Ms. Murray indicated she did not receive any of the Orders back she submitted. COURT ADVISED, the Orders were signed on September 4, and were available for pick up day of. COURT ORDERED, the Clark County Public Defender's Office be able to provide Defendant with note pads and pens so the Defendant can file legal Motions. COURT FURTHER ORDERED, status check SET. Ms. Murray stated there were Discovery items and inquired from the Court how they should be presented to the Defendant. Ms. Murray stated the Discovery items were: autopsy photos; crime scene photos from each event number; Clark County School records of a complaining witness; Family Court records that support previously issues prior false statements, which contains psychological data of an unrelated minor, and requested that part be

redacted; the Decedents out of state criminal court record; records that she received from the California Department of Corrections which relates to Defendant Woods, however, she does not have the ability to transfer them to the Defendant; and noted there is a final item that she cannot put on the record, and requested to place it on the record during a bench conference. COURT SO NOTED. CONFERENCE AT BENCH with Deputy Public Defender Julia Murray only.

COURT directed Ms. Murray to contact the Jail, and ORDERED, the Defendant is allowed to have copies of any of the photos, unless the Jail has any issues with the photos; Family Court records need to be redacted with anything due to the minors; Clark County School district records, need to be redacted; the out of state criminal records can be provided to the Defendant since they are his records; Court further advised the other thing that Ms. Murray mentioned, the Court is hesitant to give it to the Defendant, however stated she can allow the Defendant to have access to it; with regards to the Decedents out of state criminal court record, can be an in camera review. Court directed Ms. Murray to submit an Order to have the Defendant transferred to Public Defender's office to review the documents. Defendant stated that order has been in place for awhile and he still has not been transferred. Ms. Murray stated she has spoken to the Defendant regarding being transported, however has not submitted an Order as of yet.

CUSTODY

CONTINUED TO: 9/26/18 9:30 A.M.

10/25/18 9:00 A.M. CALENDAR CALL

11/05/18 10:00 A.M. JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

September 26, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

September 26, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Julia Murray Attorney for Defendant

LEONARD RAY WOODS Defendant

Michelle Fleck Attorney for Plaintiff

State of Nevada Plaintiff

JOURNAL ENTRIES

Motion to Suppress Contents of Search of Cell Phone FILED IN OPEN COURT...

Motion to Suppress Arrest FILED IN OPEN COURT...

Motion to Dismiss the Charges of Ownership or Possession of Firearm by Prohibit Person FILED IN OPEN COURT...

Judicial Notice of My Consent Decree Settlement FILED IN OPEN COURT...

Deputy Public Defender Julia Murray present as standby counsel.

Court advised there were previous Motions filed, and a briefing schedule will be set. Ms. Murray stated she had four additional documents filed in open court. COURT ORDERED, Motion to Sever, and the Motion for Discovery that were pending along with the Motions filed today will be SET for hearing. COURT FURTHER ORDERED, briefing schedule set as follows, the State shall file their oppositions on or before October 1, 2018 by close of business; the Defense reply's shall be due on or before October 8, 2018. Ms. Fleck inquired how to serve the Defendant. COURT DIRECTED the State to provide the copies to the Public Defender through Julia Murray. Ms. Murray stated the Defendant did provide her a list of investigation requests today, and informed she received an e-mail from the jail regarding her delivery of the notepads. COURT SO NOTED. Defendant stated concern regarding witnesses. Ms. Fleck stated at the previously hearing Ms. Murray provided documents to the Defendant, and she requested to have copies of the Discovery as well. Ms. Murray indicated she communicated to Ms. Fleck those documents were the result of Defense Investigation and they were provided to the Defendant, who has not received them yet, and has no intention of turning them over to the State, since the Defendant has not informed her he plans to use them in trial.

10/10/18 9:30 A.M. MOTION TO SUPPRESS CONTENTS OF SEARCH OF CELL PHONE... MOTION TO SUPPRESS ARREST... MOTION TO DISMISS THE CHARGES OF OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON... MOTION TO SEVER... MOTION FOR

DISCOVERY...

10/25/18 9:00 A.M. CALENDAR CALL

11/5/18 10:00 A.M. JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

October 10, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

October 10, 2018 09:30 AM All Pending Motions

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
LEONARD RAY WOODS	Defendant
Michelle Fleck	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

Motion to Review Officers Files FILED IN OPEN COURT...

Motion to Dismiss Murder Charge FILED IN OPEN COURT...

Deputy Public Defender Kathleen Hamners present as standby counsel.

STATUS CHECK: TRIAL READINESS...

Defendant indicated Ms. Fleck reached out through the investigator to negotiate this case, and requested to negotiate with her personally and have Mr. Murray present as well. Ms. Fleck stated she is happy to negotiate with the Defendant, however is in three back to back trials, and the original offer was the State would not argued for life without the possibility of parole, with everything else on the table, and the Defendant counter offered 4-10 years, and requested the conversation be meaningful while negotiating. Ms. Hamners stated she has an envelope from Ms. Murray to be filed under seal and review of investigating materials and provided it to the Court. regarding the Court reviewing the materials to see if they should be disclosed to the Defendant. Ms. Hamners requested the calendar call date be set on October 24, 2018. COURT ORDERED, Request GRANTED; Motion filed in open court SET on October 18, 2018. Ms. Hamners requested to verify in he Courtroom if anyone was here from Super Pawn with records, as they should have been responding to a Subpoena. COURT NOTED, there is no one in the Courtroom from Super Pawn.

Defendant indicated he has an alibi for the night of the alleged crime. Ms. Fleck stated if the Defendant is planning on presenting an alibi witness the State needs to know who he plans on calling. COURT DIRECTED Defendant to file a Notice of Witness List, and an Alibi Notice filed ten days before trial, if those are no completed then the witnesses cannot be called during trial.

DEFENDANT'S PRO PER MOTION TO SEVER...

Defendant argued in support of the Motion, stating this was double jeopardy. Ms. Fleck argued the open and gross charge leads to murder charge and they are connected together and would be cross admissible at separate trials. COURT STATED ITS FINDINGS, and ORDERED Motion DENIED IN

PART; and GRANTED IN PART; with regards to COUNT 9 and COUNT 10 will be BIFURCATED at the time of trial.

DEFENDANT'S PRO PER MOTION TO DISMISS THE CHARGE OF OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON...

Matter argued and submitted. COURT STATED ITS FINDINGS, and ORDERED Motion to Dismiss DENIED.

DEFENDANT'S PRO PER MOTION TO SUPPRESS ARREST...

Defendant argued in support of the Motion, stating if he has committed the act he would have been on the road, and does not have any blood or a murder weapon in his possession, adding there was no probable cause for the Officer to stop him in the first place. Ms. Fleck argued against the Motion, stating there is no evidence to suggest as the Defendant stated it occurred, adding the Defendant will have an opportunity to question the Offers and the Jury will determine the credibility and requested the Motion be denied. COURT STATED ITS FINDINGS, and ORDERED, Motion DENIED.

DEFENDANT'S PRO PER MOTION TO SUPPRESS CONTENTS OF SEARCH OF CELL PHONE...

Defendant indicated he did not receive a response to this Motion. Ms. Fleck stated she did respond, and provided it to Ms. Murray on Wednesday Ms. Fleck also indicated she can provide a copy of her opposition. COURT ORDERED, matter CONTINUED.

DEFENDANT'S PRO PER MOTION FOR DISCOVERY PURSUANT TO NRS 174.235...

Defendant requested anything that in his name in this case. COURT ADVISED that has nothing to do with the criminal case, and ORDERED Motion DENIED. Ms. Fleck stated for the record again, anything the Defendant is planning on using in his case in chief needs to be turned over to the State.

CUSTODY

10/18/18 9:00 A.M. DEFENDANT'S PRO PER MOTION TO SUPPRESS CONTENTS OF SEARCH OF CELL PHONE...

10/24/18 9:30 A.M. CALENDAR CALL

11/05/18 10:00 A.M. JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

October 18, 2018

C-15-309820-1 State of Nevada
 vs
 LEONARD WOODS

October 18, 2018 09:00 AM All Pending Motions

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan Attorney for Plaintiff

LEONARD RAY WOODS Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Deputy Public Defender Julia Murray present as Standby Counsel on behalf of Defendant.

DEFENDANT'S PRO PER MOTION TO DISMISS MURDER CHARGE... DEFENDANT'S PRO PER MOTION TO REVIEW OFFICERS FILES..

Mr. Rogan indicated CCDC never provided the Defendant their Oppositions to the Motion to Dismiss Murder Charge, and the Motion to Review Officers Files and has since provided a copy in open court and requested those matters be continued. COURT ORDERED, Motion's CONTINUED.

DEFENDANT'S PRO PER MOTION TO SUPPRESS CONTENTS OF SEARCH OF CELL PHONE...

Mr. Woods argued in support of the Motion stating they had no authority to search the cell phone, stating the Search Warrant was unlawful and the contents obtained from the search warrant are unlawful and requested the contents of the cell phone be suppressed. Mr. Rogan stated there is no reason for a suppression since the contents were obtained legally. COURT STATED ITS FINDINGS, and DENIED the Motion to Suppress.

Mr. Murray stated the Defendant was to be transported to her office yesterday, however there was some confusion and the Defendant was transported to Court and he did not arrive at her office until 1:20 p.m., and the CO's informed her the Defendant needed to leave at 3:30 a.m., and they did not follow what the Order stated. Ms. Murray argued the Defendant still has a ton of material that he needed to review and requested to submit an additional order, including being able to provide the Defendant with writing materials. COURT ADVISED they would sign an Order. Defendant requested to address his bail setting. COURT DIRECTED the Defendant to file an appropriate motion to address bail. Ms. Murray stated the bail amount was never address in this Department, however the matter had been argued when the case was assigned to Department 12.

CUSTODY

10/24/18 9:30 A.M. DEFENDANT'S PRO PER MOTION TO DISMISS MURDER CHARGE...
DEFENDANT'S PRO PER MOTION TO REVIEW OFFICERS FILES... CALENDAR CALL...

11/5/18 10:00 A.M. JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

October 24, 2018

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

October 24, 2018 09:30 AM All Pending Motions

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

Defendant's Notice of Witnesses, Pursuant to NRS 174.234 FILED IN OPEN COURT...

Motion for Bail Hearing FILED IN OPEN COURT...

Motion to Dismiss Counts 2-7 FILED IN OPEN COURT...

Deputy Public Defender Julia Murray as Standby Counsel.

CALENDAR CALL...

Ms. Murray stated she has additional Motions to be filed in the Court. Defendant stated when he reviewed his Discovery yesterday, he found information that was not in his original Discovery and he is trying to figure out how to file Motions. COURT ADVISED the Motions on calendar needed to be heard today. Defendant requested the Motion's be postponed until other Motions are heard, adding he had previous contact with one of the arresting Metro Officers and has a Court Order for LVMP to produce any and all records relating to event number 121130-3832, including arrest report, 911 calls, dispatch radio traffic. COURT ADVISED, they would not sign an Order for LVMP to produce any evidence not relating to this case. Ms. Murray stated the Defendant did submit a request to her investigator regarding the event number, and the investigator informed the Defendant to request an order from the Court. COURT DIRECTED the State to obtain any copies of documents relating to the event number 121130-3832. Ms. Fleck agreed. Defendant again requested to continue the Motions on calendar today, so he could file Motions for Evidentiary Hearing, adding the Court issued an Order for him to obtain writing materials, and he still has not gotten any, noting there are additional Motions he wants to file and the window for them to be heard before trial is getting smaller. COURT ADVISED, the Motions the Defendant is filing are arguing about the facts of the case, which is what the trial is about, adding the Defendant is spending a lot of time and using a lot of paper when the Motions that are arguing about facts should be argued at the Jury Trial. COURT FURTHER ADVISED Defendant that the filing of a Writ was time barred since he waived up on his Preliminary Hearing, adding since the Defendant is now representing himself, the case does not get to start all over. COURT ORDERED, Defendant's Request to Continue the Motions on calendar today,

DENIED.

DEFENDANT'S PRO PER MOTION TO DISMISS MURDER CHARGE...

Upon Court's inquiry, Defendant stated he did not bring his paperwork to Court, and had nothing to add. Mr. Rogan stated nothing to add as well. COURT STATED ITS FINDINGS, and ORDERED, Motion DENIED.

DEFENDANT'S PRO PER MOTION TO REVIEW OFFICERS FILES...

Upon Court's inquiry, Defendant stated nothing to add; Mr. Rogan stated nothing to add. COURT STATED ITS FINDINGS, and ORDERED, Motion DENIED.

COURT FURTHER ORDERED, Motions FILED IN OPEN COURT today are SET for hearings; calendar call CONTINUED. COURT INFORMED Defendant the trial may not start on Monday, however later in the week.

CUSTODY

11/1/18 9:00 A.M. MOTION FOR BAIL HEARING... MOTION TO DISMISS COUNTS 2-7... CALENDAR CALL..

11/5/18 10:00 A.M. JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

November 01, 2018

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

November 01, 2018 09:00 AM All Pending Motions

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

JOURNAL ENTRIES

Motion for Evidentiary Hearing FILED IN OPEN COURT...

Motion to Clarify Ruling FILED IN OPEN COURT...

Introduction of Evidence FILED IN OPEN COURT...

DEFENDANT'S PRO PER MOTION TO DISMISS COUNT 2-7... DEFENDANT'S PRO PER MOTION
FOR BAIL HEARING.. CALENDAR CALL...

COURT ORDERED, all matters to be CONTINUED; adding the Motions filed today will be added to the
calendar.

CUSTODY

CONTINUED TO: 11/2/18 9:00 A.M.

CLERK'S NOTE: Subsequent to Court, COURT ORDERED, matter RESET for Monday 11/5/18 9:00
a.m. (11-1-18 ks)

Felony/Gross Misdemeanor

COURT MINUTES

November 05, 2018

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

November 05, 2018 09:00 AM All Pending Motions

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

Deputy Public Defender Julia Murray present as standby counsel.

DEFENDANT'S PRO PER MOTION TO DISMISS COUNT 2-7...

Defendant argued in support of the Motion, stating there is no proof the phone is his and requested the charges be dismissed. Mr. Rogan stated based upon the argument of the Defendant, where he is stating the phone is not even his phone then the Defendant does not have any standing to bring anything before the Court regarding privacy or possessory interest under the Fourth Amendment and requested the Motion be denied. Upon Court's inquiry, Defendant is denying possessory interest in the phone, since it was never proven to be his phone. COURT ADVISED Defendant if he does not have a possessory interest in the item that was seized then he would not have standing to object to any of the searches related to that phone; which would make the Defendant's request regarding the search warrants irrelevant. COURT STATED ITS FINDINGS, and ORDERED Motion to Dismiss DISMISSED IN PART, since the Defendant has no standing to object to an item that is not the Defendants, and maintain no possessory interest or ownership of; and DENIED IN PART with regards to the rest of the Motion.

MOTION TO DISMISS OPEN AND GROSS LEWDNESS CHARGE...

Matter argued and submitted. COURT STATED ITS FINDINGS and ORDERED, Motion DENIED.

MOTION TO CLARIFY RULING...

Matter argued and submitted. COURT STATED ITS FINDINGS, and ORDERED Motion to Clarify Ruling DENIED.

MOTION FOR EVIDENTIARY HEARING...

COURT ADVISED Defendant if he is disavowing interest in the property seized, then the Defendant does not have standing to object to the property seized. Defendant stated it was never proven the phone was his. COURT ADVISED proof is something that is to be prove at trial. COURT STATED for purposes of this hearing, the Defendant is asserting some type of ownership of the phone and can object to the search. COURT STATED ITS FINDINGS, and ORDERED Motion for Evidentiary Hearing DENIED.

DEFENDANT'S PRO PER MOTION FOR BAIL HEARING...

Matter argued and submitted. COURT ORDERED, Motion GRANTED, Defendant's Bail be SET at \$500,000.00.

CALENDAR CALL...

Defendant requested a copy of Judge Sciscento's signature COURT ORDERED, Request DENIED. Ms. Fleck requested all the of the Discovery the Defendant plans on using at trial, adding some of the information stated in Court today she has not received. Ms. Murray stated this information was in the Defense investigation and in the items the Defendant listed last week in what he wanted to disclose, adding she has sent those items to be copied and the State should have them by end of day. COURT SO NOTED. Defendant stated he wanted to request to continue the trial. Court stated they previously directed Defendant if he wanted to continue the trial he should file a written motion; and FURTHER DIRECTED Defendant to file a Motion today and the matter would be placed on calendar. COURT ORDERED, calendar call CONTINUED.

CUSTODY

11/7/18 9:30 A.M. CALENDAR CALL... MOTION TO CONTINUE TRIAL...

Felony/Gross Misdemeanor

COURT MINUTES

November 07, 2018

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

November 07, 2018 09:30 AM All Pending Motions

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
Leonard Ray Woods	Defendant
State of Nevada	Plaintiff

JOURNAL ENTRIES

Motion to Continue Trial FILED IN OPEN COURT...

Deputy Public Defender Julia Murray present as standby counsel.

Mr. Rogan stated no opposition to continuing the trial date. COURT ORDERED, Motion to Continue GRANTED; trial date VACATED and RESET; status check SET.

CUSTODY

1/9/19 9:30 A.M. STATUS CHECK: TRIAL READINESS

3/7/19 9:00 A.M. CALENDAR CALL

3/18/19 10:00 A.M. JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

January 09, 2019

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

January 09, 2019 01:00 PM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan Attorney for Plaintiff

Leonard Ray Woods Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Deputy Public Defender Ed Kane present as Standby Counsel on behalf of Defendant.

Mr. Kane stated Ms. Murray did not give him any information regarding witnesses, however does know the clothing has been arranged for the trial. Mr. Rogan stated at the previous court date, the Defendant provided the State with a stack of documents which they are still reviewing, which might result in small motions, adding no conflict with the trial date. Defendant stated an issue with the trial date, adding the Victims birthday is the same week as the trial. COURT ADVISED, that is not a reason to continue the trial, adding the Jury does not even need to know it's the Victim's birthday. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 2/6/19 9:30 A.M.

3/7/19 9:00 A.M. CALENDAR CALL

3/18/19 10:00 A.M. JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

February 06, 2019

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

February 06, 2019 09:30 AM Status Check: Trial Readiness

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Leonard Ray Woods

Defendant

Marc P. Di Giacomo

Attorney for Plaintiff

State of Nevada

Plaintiff

JOURNAL ENTRIES

Deputy Public Defender Joseph Abood present as stand by counsel on behalf of Defendant.

Colloquy regarding trial scheduling.

CUSTODY

3/7/19 9:00 A.M. CALENDAR CALL

3/18/19 10:00 A.M. JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

March 07, 2019

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

March 07, 2019 09:00 AM Calendar Call

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Packer, Nylasia; Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

Motion to Dismiss Open Murder Charge FILED IN OPEN COURT...

COURT ORDERED, Motion SET for the morning of trial. Ms. Fleck announced ready. Mr. Woods stated his issues and concerns regarding the Jail. COURT ADVISED Defendant if he wants to bring any civil actions against the Jail to do so in another case, adding it has nothing to do with this instant case. Defendant pointed out the State has never made him an offer, adding he has reached out to the State. COURT ADVISED the representations were made that the State and Ms. Murray were so far apart, in terms of deal, adding the State indicated unless the Defendant would be willing to plead to First Degree Murder, then parties would not be close on negotiations. Upon Court's inquiry, Defendant confirmed he would like the State to make an offer. Ms. Fleck stated the offer was First Degree Murder, and the State would remove life without the possibility of parole, right to argue on the weapon enhancement, and right to argue on the additional charges. Upon Court's inquiry, Ms. Fleck stated the offer remains open, until the State pays for the Victim's travel expenses. Defendant stated his issues with the Defense's witnessing not having the money to travel for trial. COURT ADVISED Defendant he has never addressed requesting money for witnesses to travel, adding the Court has no issue signing an Order that directs the County to provide travel payments for any witnesses needed at trial. Defendant further stated there are two witnesses who he cannot get in contact with. Ms. Fleck stated the witness the Defendant is concerned about, they State has subpoenaed for trial. COURT DIRECTED the State to inform the Witness that he is still under subpoena even if the State does not call him as a witness. Colloquy regarding the Public Defender remaining as stand-by counsel. COURT ORDERED, trial date STANDS, and directed parties to submit written Questions that either side are proposing the Jury be asked during Voir Dire by Wednesday March 13, 2019, adding the Court will be conduction Vior Dire. MATTER TRAILED.

MATTER RECALLED. All parities present as before. Upon Court's inquiry, Defendant stated he wishes the Public Defender to remain as stand-by counsel. COURT SO NOTED.

CUSTODY

3/18/19 9:00 A.M. MOTION TO DISMISS OPEN MURDER CHARGE... JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 18, 2019**

C-15-309820-1

State of Nevada

vs

Leonard Woods

March 18, 2019**10:30 AM****All Pending Motions**

**Deft's Motion to
Dismiss Open
Murder Charge; Trial
by Jury**

HEARD BY: Herndon, Douglas W.**COURTROOM:** RJC Courtroom 16C**COURT CLERK:** Katherine Streuber**RECORDER:** Sara Richardson**PARTIES****PRESENT:**

Fleck, Michelle

Murray, Julia

Rogan, Jeffrey

State of Nevada

Woods, Leonard Ray

Attorney for Plaintiff

Standby Counsel for Defendant

Attorney for Plaintiff

Plaintiff

Defendant in Proper Person

JOURNAL ENTRIES

- Argument by Deft. State submitted on the pleadings. Court stated the charge falls under Nevada law, pointed out the State is required to place Deft. on notice, noted jurors could find that the murder was not premeditated or lying in wait then jurors could then find second degree murder, FINDS nothing inappropriate with the charge and ORDERED, motion DENIED. Court noted the State had filed an objection to documents provided previously which included new documents, noted some documents pertained to victim's misdemeanor conviction and stated certain motions were not filed regarding family and medical records. Court advised it would allow additional time for defense to review and directed parties to not bring this issue up during jury selection. Statement by Deft. Colloquy regarding proffered jury questions, jury Voir Dire and challenges for cause. State requested page 3 of proffered jury questions be removed as it is part of State's work product. Court advised it will only submit questions proffered by both sides. Colloquy regarding offers made to Deft. and trial schedule. Matter trailed.

PRINT DATE: 03/22/2019

Page 1 of 2

Minutes Date: March 18, 2019

POTENTIAL JURY PANEL PRESENT. Roll taken. Jury Voir Dire Oath administered. General Instructions given. Voir Dire begun. OUTSIDE THE PRESENCE OF POTENTIAL JURY PANEL. POTENTIAL JURY PANEL PRESENT. Voir Dire resumed. COURT ORDERED, matter CONTINUED. OUTSIDE THE PRESENCE OF POTENTIAL JURY PANEL. Colloquy regarding challenges for cause.

03-19-19 10:30 AM TRIAL BY JURY

Felony/Gross Misdemeanor

COURT MINUTES

March 19, 2019

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

March 19, 2019 10:30 AM Jury Trial

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Packer, Nylasia; Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

Deputy Public Defender Julia Murray present on behalf of Defendant as stand-by counsel.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS

COURT NOTED for the record that Prospective Juror #40 is not present, and Voir Dire would continue, adding if the Prospective Juror does not show up the matter can be addressed at break.

PROSPECTIVE JURORS PRESENT

Continued Voir Dire. Prospective Juror #40 now present.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS

Challenges for cause placed on the record.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS

Prospective Juror #076 Stephanie Davis individual Voir Dire.

OUTSIDE THE PRESENT OF THE PROSPECTIVE JURORS

Challenges for cause placed on the record

PROSPECTIVE JURORS PRESENT

Continued Voir Dire.

OUTSIDE THE PRESENT OF THE PROSPECTIVE JURORS

Prospective Juror #70 Steve Cawthorn individually Voir Dire.

PROSPECTIVE JURORS PRESENT

Peremptory Challenges completed. Jury selected. Court recessed for the evening and directed Jurors to return tomorrow.

OUTSIDE THE PRESENT OF THE JURY

Ms. Fleck requested the Court make a ruling regarding the Jail phone call. Defendant argued against using the Jail call, stating he was under the impression if the State was going to use the call it had to be authenticated and the State needs to lay a foundation to admit evidence. COURT STATED every piece of evidence is different, with regards to this phone call, its a statement made by a party opponent, the Defendant, and the State is seeking to introduce through self authenticating. Defendant argued the Jail is notorious for stealing PIN's, and no one can confirm it is the Defendant making the phone call. Ms. Fleck argued the State only needs a good faith basis that the phone call will be admitted during trial, or they would not be allowed to play it at opening, adding the Detective who pulled the phone call will authenticate it. COURT STATED ITS FINDINGS, and ORDERED the phone call ADMISSIBLE during the State's Opening Statement. Defendant stated the called identified himself as Mannis. COURT STATED when listening to the call audio, the called identifies himself as Leonard Woods.

Defendant stated his objection to the cell phone photos from the Victim's phone the State intends on using in their Opening Statement. Ms. Murray stated the Defendant has objections to the photos the State sent the Defendant a copy of using during the course of their trial. COURT ADVISED the Defendant the State will have to lay proper foundation regarding admitting photos. Defendant stated his objection regarding the autopsy photo in the Opening Statement, adding its graphic. COURT ADVISED the Defendant that autopsy photos are going to be admitted, and it can be argued that the photos will be graphic, however it is the only way to have people describe the injuries the Victim suffered and STATED the Court will review the autopsy photos when they are offered by the State, and ORDERED the autopsy photo will be ALLOWED to use in the Opening Statement. Ms. Fleck stated the only photos they seek to admit are the Victim cleaned up, and only autopsy photos. Upon Court's inquiry, Defendant stated no objection to the State using the Walgreen's video.

Ms. Fleck stated her concerns regarding Defendant's Opening Statements, stating the Defendant has previously stated false allegations, adding nothing has been litigated regarding prior false allegations, and requested nothing of that nature be addressed during openings. Defendant argued he has submitted paperwork, that has suggested prior accusations, family court records, custody battle the Victim's daughter was going through. COURT STATED ITS FINDINGS, and ORDERED, State's Request GRANTED, there can be no mention of allegation that there was a prior false allegation of Davina Leal. Ms. Fleck requested the Defendant not use any prior back acts that would reference the Victim. Defendant argued he does not understand how the Jury can make a fair ruling when they do not have all the facts. COURT STATED character evidence is only admissible for certain reasons. COURT STATED ITS FINDINGS and ORDERED the Defendant cannot reference the Victim's misdemeanor drug possession charges, custody dispute, school district records, allegations the Victim was engaged in prostitution in the past, since those items have not been motioned or litigated to the Court and therefore are NOT ADMISSIBLE during the course of trial.

CUSTODY

CONTINUED TO: 3/20/19 1:00 P.M.

Felony/Gross Misdemeanor

COURT MINUTES

March 20, 2019

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

March 20, 2019 01:00 PM Jury Trial

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Packer, Nylasia; Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
Robson M. Hauser	Attorney for Defendant
State of Nevada	Plaintiff

JOURNAL ENTRIES

Deputy Public Defenders Julia Murray and Robson Hauser present on behalf of Defendant as stand-by counsel.

OUTSIDE THE PRESENCE OF THE JURY

Defendant inquired how the trial would go and questioned where he could stand. COURT DIRECTED neither party to approach any of the witnesses and the Marshal will approach any witnesses with the exhibits.

JURY PRESENT

Jury Sworn. Court read the Information. Opening Statement by Ms. Fleck, and Defendant. Testimony and Exhibits presented. (See Worksheets).

OUTSIDE THE PRESENCE OF THE JURY

Ms. Fleck requested the Court remind the Defendant that he gave a statement where he confessed to this crime, and the statement was suppressed, however it does not mean that the statement did not happen. Ms. Fleck argued the Defendant stated something to the Jury that was completely contrary to the statement, adding that certain things didn't happen, which misstates the truth, in which the Defense attorney or the State is not allowed to do. Ms. Fleck requested the Court remind the Defendant to be mindful that he did give a statement, and cannot continually repeat things that are inconsistent with the truth. COURT ADMONISHED the Defendant not to argue or testify with witnesses, as opposed to asking questions, and reminded the Defendant if he starts making statements regarding certain things, he could open the door to things that are otherwise excluded.

JURY PRESENT

Testimony and Exhibits presented. (See Worksheets).

OUTSIDE THE PRESENCE OF THE JURY

Printed Date: 3/22/2019

Page 1 of 2

Minutes Date:

March 20, 2019

Prepared by: Kory Schlitz

Mr. Rogan stated during the Defendant's cross examination of witness Mr. Leal, the Defendant directly violated the order of the Court, by asking whether she made an prior false allegations. Mr. Rogan stated he also believes one of the lines of questioning, regarding if the Defendant and the Victim in this case were monogamous, would be headed towards accusing the Victim of engaging in prostitution. Mr. Rogan requested the Court remind the Defendant of the Pre-Trial rulings that were made, adding that the Defendant cannot reference these specific items. COURT ADMONISHED the Defendant not to violate the Court's order, adding if it continues, the State could request a mistrial. COURT REMINDED the Defendant he cannot testify during witnesses' testimony, adding he needs to ask the witnesses questions and to not make statements during their testimony.

Court recessed for the evening and directed Jurors to return tomorrow.

CUSTODY

CONTINUED TO: 3/21/19 1:00 P.M.

Felony/Gross Misdemeanor

COURT MINUTES

March 21, 2019

C-15-309820-1 State of Nevada
vs
Leonard Woods

March 21, 2019 01:00 PM Jury Trial

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Packer, Nylasia; Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
Robson M. Hauser	Attorney for Defendant
State of Nevada	Plaintiff

JOURNAL ENTRIES

Deputy Public Defender Robson Hauser present as stand-by counsel on behalf of Defendant.

OUTSIDE THE PRESENCE OF THE JURY

COURT ADVISED they have been provided with 9 autopsy photos that the State intends to use with Dr. Corneal, and described the photos for the record. Defendant stated his objection to the photos, adding they are graphic and misleading, the only objection he does not have is to the photo the State showed during their openings. COURT STATED ITS FINDINGS, and ORDERED the photos will be allowed during testimony.

JURY PRESENT

Testimony and Exhibits presented. (See Worksheets).

OUTSIDE THE PRESENCE OF THE JURY

COURT ADMONISHED the Defendant to not make statements in front of the Jury, to follow the Court's rulings, and to not state the Defendant was forced to represent himself in this matter. COURT FURTHER ADMONISHED the Defendant if he does not ask questions and comply with the rules of evidence, the Court can find the Defendant will lose his opportunity to cross examine the witness. COURT ADVISED the Defendant they are aware the Defendant informed the CO's he would like a mistrial.

JURY PRESENT

Testimony continued. COURT FINDS the Defendant has forfeited his right to cross examine the witness, due to the Defendant's persistent refusal to ask questions of the witness. COURT STATED for the record, every person has the right to choose to represent themselves, and they go through a colloquy with the Court, where they are questioned, adding Defendant made the choice to represent himself in this matter.

Testimony and Exhibits continued. (See Worksheets).

OUTSIDE THE PRESENCE OF THE JURY

Ms. Fleck stated she did not want the Defendant to question too much of the witness regarding the firearms since the Jury has heard nothing about the guns. COURT ADVISED the Jury were not made aware of the charges, however hearing about the guns does not create an issues.

JURY PRESENT

Testimony and Exhibits continued. (See Worksheets).

OUTSIDE THE PRESENCE OF THE JURY

Ms. Fleck stated her objection to the last question the Defendant had of the last witness, stating to her it was clearly a threat, and he put the witness on notice, adding she is in custody, and the Defendant is currently in custody. Ms. Fleck stated she does not know what to do for the Defendant to not have contact with the witness, or to bully her while in custody. Defendant stated he does not know anyone here, and he is in the male side of CCDC, and did not mean it as a threat. COURT DIRECTED parties to have Proposed Jury Instructions tomorrow, and they will be settled. Colloquy regarding the remaining State's witnesses and trial schedule.

Court recessed for the evening and directed Jurors to return tomorrow.

OUTSIDE THE PRESENCE OF THE JURY

Defendant not present, State not present. COURT made a record of the Proposed Voir Dire questions by both parties, and marked them as Court's Exhibits, adding neither side had any objection after the Jury was selected.

CUSTODY

CONTINUED TO: 3/22/19 10:30 A.M.

Felony/Gross Misdemeanor

COURT MINUTES

March 22, 2019

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

March 22, 2019 10:30 AM Jury Trial

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Packer, Nylasia; Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
Robson M. Hauser	Attorney for Defendant
State of Nevada	Plaintiff

JOURNAL ENTRIES

Deputy Public Defender Robson Hauser present as stand-by counsel on behalf of Defendant.

JURY PRESENT

Testimony and Exhibits presented. (See Worksheets).

OUTSIDE THE PRESENCE OF THE JURY

COURT ADMONISHED the Defendant of his right to testify.

Ms. Fleck stated up to page 18 of the Defendant's statement is fair game, and the only question she plans on asking Detective Embry is that he met with the Defendant and he informed the Defendant that the victim had died. COURT SO NOTED.

JURY PRESENT

Testimony and Exhibits continued. (See Worksheets). State rests.

OUTSIDE THE PRESENCE OF THE JURY

Ms. Fleck requested the Court to address the Jury and the Court to take Judicial Notice of Jennifer Woodson, adding she is a named witness on the Defendant's Witness List. Mr. Rogan added the address that Ms. Woodson gives in the jail call, is the same address listed on the witness list. COURT STATED they normally do not take judicial notice just cause someone filed a Witness List, unless it came up during testimony. Ms. Fleck argued the Defendant is disputing that he even made the jail phone call, however it was made to a person listed on his Witness List.

JURY PRESENT

Defense rests.

OUTSIDE THE PRESENCE OF THE JURY

Ms. Fleck informed the Court, based upon how the evidence came out, the State is requesting to

withdraw Charges 2, 4, 5, 7. Defendant stated no objection. COURT SO ORDERED, Counts 2, 4, 5, 7 DISMISSED. COURT DIRECTED the State to file an Amended Information. Jury Instructions settled.

Court recessed for the evening and directed Jurors to return on Monday.

CUSTODY

CONTINUED TO: 3/25/19 12:30 P.M.

Felony/Gross Misdemeanor

COURT MINUTES

March 25, 2019

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

March 25, 2019 12:30 PM Jury Trial

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
Robson M. Hauser	Attorney for Defendant
State of Nevada	Plaintiff

JOURNAL ENTRIES

Amended Information FILED IN OPEN COURT...

Deputy Public Defender Robson Hauser present as stand-by counsel on behalf of Defendant.

OUTSIDE THE PRESENCE OF THE JURY

Defendant stated before the end of the day on Friday, the State made a statement in front of the Jury, regarding the killer would only know the car was a Ford Taurus, when in fact the Witness Garland Calhoun references the Ford Taurus twice in his statement and requested the Court instruct the Jury of this information. COURT ADVISED, the evidence portion of the trial is completed, and if the Defendant wanted to raise a objection it should have been done during the cross examination of the witness.

JURY PRESENT

Court instructed the Jury. Closing arguments by Mr. Rogan, Defendant and Ms. Fleck. At the hour of 3:12 p.m. the Jury retired to deliberate.

OUTSIDE THE PRESENCE OF THE JURY

Colloquy regarding trial scheduling for the penalty and gun charge phase of the trial. Jury Instructions settled regarding the gun portion of the trial.

JURY PRESENT

At the hours of 4:02 p.m. the Jury returned with a verdict of GUILTY of COUNT 1 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON, of COUNT 2 - CAPTURING AN IMAGE OF THE PRIVATE AREA OF ANOTHER PERSON, of COUNT 3 - CAPTURING AN IMAGE OF THE PRIVATE AREA OF ANOTHER, of COUNT 4 - OPEN OR GROSS LEWDNESS.

Court thanked the Jurors, and directed Jurors to return tomorrow.

CUSTODY

CONTINUED TO: 3/26/19 10:30 A. M

Felony/Gross Misdemeanor

COURT MINUTES

March 26, 2019

C-15-309820-1 State of Nevada
vs
Leonard Woods

March 26, 2019 10:30 AM Jury Trial

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Packer, Nylasia; Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

Deputy Public Defender Julia Murray present as standby counsel on behalf of Defendant.

OUTSIDE THE PRESENCE OF THE JURY

Defendant stated for the record he has received threats while in Clark County Detention Center regarding the charges for Witness Leal, and informed the Court he would be moved. Defendant requested to be sentenced today if the trial finishes. COURT ADVISED, sentencing could not move forward without a Pre-Sentence Investigation (PSI) Report, and the earliest sentencing date could be in fifty (50) days.

JURY PRESENT

Court read the Amended Information. Opening Statements by Ms. Fleck, and Defendant. Testimony and Exhibits presented. (See Worksheets). State rests.

OUTSIDE THE PRESENCE OF THE JURY

COURT ADMONISHED the Defendant of his right to testify.

JURY PRESENT

Defense rests. Closing arguments by Mr. Rogan, and Defendant.

At the hour of 2:28 p.m. the Jury retired to deliberate.

JURY PRESENT

At the hour of 3:27 p.m. the Jury returned with a verdict of GUILTY of COUNT 5 - OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (F), and COUNT 6 - OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (F).

PENALTY PHASE

JURY PRESENT

Opening Statement by Ms. Fleck, and Defendant. Testimony and Exhibits presented. (See Worksheets).

Printed Date: 3/28/2019

Page 1 of 2

Minutes Date:

March 26, 2019

Prepared by: Kory Schlitz

State rests.

OUTSIDE THE PRESENCE OF THE JURY

Colloquy regarding Defendant doing a Statement in Allocution and text messages that the Defendant presented, however were not admit. Ms. Murray requested the Defendant be allowed to use the text messages during his Allocution. COURT ADMONISHED Defendant of his right to testify. Defendant stated he wishes to proceed with a Statement of Allocution. Jury Instructions settled on the record.

JURY PRESENT

COURT STATED they will take Judicial Notice of the Text Message from the Victim to the Defendant, and read the text message into the record. Defendant made his Statement in Allocution. Defense rests.

Court recessed for the evening and directed Jurors to return tomorrow.

CUSTODY

CONTINUED TO: 3/27/19 9:00 A.M.

Felony/Gross Misdemeanor

COURT MINUTES

March 27, 2019

C-15-309820-1 State of Nevada
 vs
 Leonard Woods

March 27, 2019 09:00 AM Jury Trial

HEARD BY: Herndon, Douglas W. **COURTROOM:** RJC Courtroom 16C

COURT CLERK: Schlitz, Kory

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Jeffrey Rogan	Attorney for Plaintiff
Julia Murray	Attorney for Defendant
Leonard Ray Woods	Defendant
Michelle Fleck	Attorney for Plaintiff
State of Nevada	Plaintiff

JOURNAL ENTRIES

OUTSIDE THE PRESENCE OF THE JURY

Upon Court's inquiry, Defendant confirmed he would like to be present for closing arguments and the penalty phase.

JURY PRESENT

Court instructed the Jury. Closing arguments by Ms. Fleck and Defendant. State waived rebuttal closing. At the hours of 9:51 a.m. the Jury retired to deliberate.

At the hour of 10:48 a.m. the Jury returned with a Verdict of LIFE WITHOUT THE POSSIBILITY OF PAROLE. Court thanked and excused the Jury.

COURT ORDERED, matter REFERRED to the Department of Parole & Probation; matter SET for sentencing.

CUSTODY

5/15/19 9:30 A.M. SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 15, 2019**

C-15-309820-1

State of Nevada

vs

Leonard Woods

May 15, 2019**9:30 AM****Sentencing****HEARD BY:** Herndon, Douglas W.**COURTROOM:** RJC Courtroom 16C**COURT CLERK:** April Watkins**RECORDER:** Jill Jacoby**PARTIES****PRESENT:**

Fleck, Michelle

Attorney for Pltff.

Murray, Julia

Stand By Attorney for Deft.

Rogan, Jeffrey

Attorney for Pltff.

State of Nevada

Plaintiff

Woods, Leonard Ray

Defendant

JOURNAL ENTRIES

- Notice of Appeal FILED IN OPEN COURT.

DEFT. WOODS ADJUDGED GUILTY as to COUNT 1 FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F), as to COUNTS 2 & 3 CAPTURING AN IMAGE OF THE PRIVATE AREA OF ANOTHER PERSON (GM), as to COUNT 4 OPEN OR GROSS LEWDNESS (GM) and as to COUNTS 5 & 6 POSSESSION OF FIREARM BY EX-FELON (F). Deft. advised as the Presentence Investigation Report (PSI), that he never had any priors in Las Vegas. Ms. Fleck stated there is no opposition as to striking that portion. COURT ORDERED, that portion STRICKEN from the PSI and counsel to provide order to the Court. Deft. further inquired as to the amount of restitution regarding counseling. Ms. Fleck stated the State will request \$2,500.00 plus the funeral expenses and will forego the rest. Argument by Ms. Fleck and Deft. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee including testing to determine genetic markers, \$3.00 DNA Collection fee, \$250.00 Fine and \$2,500.00 RESTITUTION payable to Victim's of Crime, Deft. SENTENCED as to COUNT 1 to LIFE WITHOUT THE POSSIBILITY OF PAROLE in the Nevada Department of Corrections (NDC), plus a CONSECUTIVE MINIMUM of NINETY-SIX (96)

PRINT DATE: 05/17/2019

Page 1 of 2

Minutes Date: May 15, 2019

MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS for use of a deadly weapon, as to COUNT 2 THREE HUNDRED SIXTY-FOUR (364) DAYS in the Clark County Detention Center (CCDC), CONCURRENT with COUNT 1, as to COUNT 3 THREE HUNDRED SIXTY-FOUR (364) DAYS in the Clark County Detention Center (CCDC), CONCURRENT with COUNT 1, as to COUNT 4 THREE HUNDRED SIXTY-FOUR (364) DAYS in the Clark County Detention Center (CCDC), CONCURRENT with COUNT 1, as to COUNT 5 MINIMUM of TWENTY-EIGHT (28) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with COUNT 1 and as to COUNT 6 MINIMUM of TWENTY-EIGHT (28) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with COUNT 1 with ONE THOUSAND THREE HUNDRED SEVENTY-NINE (1379) DAYS credit for time served.

FURTHER ORDERED, Public Defender RE-APPOINTED as counsel for Deft.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 13, 2019**

C-15-309820-1

State of Nevada

vs

Leonard Woods

June 13, 2019**11:00 AM****Minute Order****HEARD BY:** Herndon, Douglas W.**COURTROOM:** Chambers**COURT CLERK:** Kory Schlitz**PARTIES** None – Minute Order Issued from Chambers**PRESENT:**

JOURNAL ENTRIES

- Defendant not present and in custody with the Nevada Department of Corrections. The instant Defendant was convicted of First Degree Murder With Use of a Deadly Weapon and associated charges on March 25, 2019, after a jury trial in which he represented himself with the assistance of the Public Defender's Office as stand by counsel. The Defendant similarly represented himself at his penalty hearing on March 26, 2019, and thereafter at his sentencing hearing on May 15, 2019, again with the assistance of the Public Defender's Office as stand by counsel. The Defendant's case then proceeded to the Nevada Supreme Court which issued an Order on June 5, 2019, directing this Court to inform the Nevada Supreme Court whether the Public Defender's Office was ever re-appointed to represent the Defendant on appeal. This Court hereby informs the Nevada Supreme Court that the Public Defender's Office was in fact re-appointed, at the conclusion of the sentencing hearing on May 15, 2019, to represent the Defendant on appeal.

NDC



RTRAN

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,)	CASE#: C-15-309820-1
Plaintiff,)	DEPT. III
vs.)	Heard In Lower
LEONARD WOODS,)	Level Arraignment
Defendant.)	

BEFORE THE HONORABLE MELISA DE LA GARZA, DISTRICT COURT JUDGE
TUESDAY, OCTOBER 06, 2015

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

APPEARANCES:

For the State: MICHELLE FLECK, ESQ
JEFFREY ROGAN, ESQ
Chief Deputy District Attorneys

For the Defendant: JULIA MURRAY, ESQ.
Deputy Public Defender
JORDAN SAVAGE, ESQ
Assistant Special Public Defender

RECORDED BY: KIARA SCHMIDT, COURT RECORDER

Las Vegas, Nevada, Tuesday, October 06, 2015

[Hearing commenced at 11:10 a.m.]

THE COURT: State of Nevada versus Leonard Ray Woods,
C309820. He is present, in custody.

Counsels, if you would state your appearances.

MS. MURRAY: Good morning, Julia Murray and Jordan Savage from the Public Defender's Office.

THE COURT: And from the State?

MS. FLECK: Good morning, Your Honor. Michelle Fleck and Jeff Rogan for the State of Nevada.

THE COURT: And where are we, Counsels?

MS. MURRAY: Your Honor, the State has filed an Information this morning. I have received it. I've gone over it with Mr. Woods. We would waive its reading this morning. Additionally, Mr. Woods is prepared to waive his right to a speedy trial and we would request a status check in Department 12 for trial setting.

THE COURT: And it's an Information or an Amended Information?

MS. MURRAY: It's an Information.

THE COURT: All right.

MS. FLECK: And, Your Honor, the State would like to invoke our right to a speedy trial today.

THE COURT: Sir, you've received a copy of the Information stating the charges against you?

1 THE DEFENDANT: Yes.

2 THE COURT: You've read through it and understood it?

3 THE DEFENDANT: Yes.

4 THE COURT: You want to waive a formal reading of the

5 charges?

6 THE DEFENDANT: Yes.

7 THE COURT: How do you plead?

8 THE DEFENDANT: Not guilty.

9 THE COURT: You do have a right to a trial within 60 days.

10 It's my understanding you want waive that right; is that correct?

11 THE DEFENDANT: Yes, Your Honor.

12 THE COURT: The State is invoking their right to a speedy

13 trial. We're going to put it in front of the Department as soon as possible

14 for setting of a trial date.

15 THE CLERK: That will be October 20th at 8:30 in Department

16 -- Department 12.

17 //

18 //

19 //

20 //

21 //

22 //

23 //

24 //

25 //

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

MS. MURRAY: Thank you.

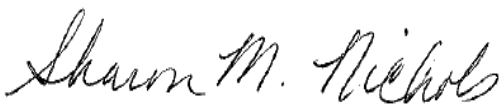
THE COURT: All right. Thank you all.

MS. FLECK: Thank you, Your Honor.

[Hearing concluded at 11:11 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.



Court Recorder/Transcriber



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,

9 Plaintiff,

10 vs.

11 LEONARD RAY WOODS,

12 Defendant.

CASE#: C-15-309820-1

DEPT. XII

13
14 BEFORE THE HONORABLE MICHELLE LEAVITT, DISTRICT COURT JUDGE
15 TUESDAY, OCTOBER 20, 2015

16 **RECORDER'S TRANSCRIPT OF PROCEEDINGS**
17 **TRIAL SETTING**

18 APPEARANCES:

19 For the State:

MICHELLE FLECK, ESQ.
Chief Deputy District Attorney
JEFFREY S. ROGAN, ESQ.
Deputy District Attorney

22 For the Defendant:

JULIA M. MURRAY, ESQ.
Deputy Public Defender

23
24
25 RECORDED BY: KRISTINE CORNELIUS, COURT RECORDER

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

Las Vegas, Nevada, Tuesday, October 20, 2015

[Proceedings commenced at 10:03 a.m.]

THE COURT: Page 18. State of Nevada versus Leonard Woods, C309820. Sorry you guys had to wait till the end.

MS. FLECK: Oh, you know what? Julia Murray just left a little while ago and I just text her to tell her that we're finished, so hopefully she'll come right back up.

THE COURT: Okay. Is the Defendant in custody?

MS. FLECK: He is.

THE COURT: Leonard Woods. Okay.

MS. FLECK: So I told her we're finished.

THE COURT: Okay.

MS. FLECK: So hopefully she'll be here.
Oh, she just text.

THE COURT: What she looking like?

MS. FLECK: I said that we're done. She said do you want me to run up now? I said yes. She said -- well, I said you wanted her. That you were waiting.

THE COURT: That would be nice.

MS. FLECK: Yeah.

[Off the record at 10:04 a.m.]

[Proceedings resumed at 10:08 a.m.]

MS. MURRAY: Your Honor, I'm so sorry.

THE COURT: No. No problem.

1 MS. MURRAY: I'm running back and forth today.

2 THE COURT: That's okay.

3 Page 18. State of Nevada versus Leonard Woods, C309820.

4 He's present. He's in custody. And this is on to set trial.

5 MS. MURRAY: That's correct.

6 THE COURT: Okay. So do you want ordinary course?

7 MS. FLECK: Good morning, Your Honor. Michelle Fleck and
8 Jeff Rogan for the State.

9 We've actually invoked our right to a speedy trial, or if it didn't
10 -- we didn't at master calendar we would like to today.

11 We -- upon looking at the enumerated aggravators in this
12 case, I just -- I guess, assumed because of the gravity of the case that
13 there would be an aggravator and there wasn't. So now that we won't be
14 seeking death, we are prepared really actually right now to go forward to
15 trial. We will be able to get all of our discovery within days to the
16 defense. There's no outstanding forensic evidence or testing. The
17 murder occurs at roughly eight o'clock. The Defendant turns himself in to
18 police at roughly midnight, so there's literally four hours that we're talking
19 about that we need to digest of evidence. And -- so the State's prepared
20 to go forward in a speedy trial fashion and we would like to invoke our
21 right to that.

22 MS. MURRAY: Julia Murray on behalf of Mr. Woods.

23 And the State did indicate to me that that was going to be their
24 -- to be their intention. We did waive our right to a speedy trial, so I
25 understand that the State has invoked and that's up to the Court. But the

1 defense still has a number of items that would be required to be prepared
2 despite the fact that the State is no longer going to be moving forward
3 under a -- seeking of the death penalty, there's still mitigation that needs
4 to be fleshed out. We still need to conduct a thorough investigation. We
5 still need to prepare both for a guilt phase as well as a penalty phase. So
6 the defense obviously objects to a speedy trial setting; however, you
7 know, if ordered to do so I will be as diligent as possible and I will make
8 my representations to the Court if and when necessary at a next court
9 date.

10 THE COURT: Okay. Trial will be set within 60 days based on
11 the State's invocation.

12 THE COURT CLERK: Do you want to do the January date?

13 THE COURT: That's fine.

14 THE COURT CLERK: Okay.

15 Calendar call December 17, 8:30; jury trial January 5, 1:30.

16 MS. FLECK: And, Judge, I would let the Court know also that
17 one of our concerns is there's a now 16-year-old victim in this case who
18 had observed what had occurred to her mom who's the victim. So -- I
19 guess not victim, but a witness, and so our -- our intention of invoking our
20 right to a speedy trial really has to do with her future. Getting her -- this
21 case resolved for her in a speedy fashion so that she can ultimately try to
22 resolve what she saw, and heal, and move forward in her life. So it's not
23 just to be obstinate in any way. We have a legitimate concern about our
24 victim.

25 THE COURT: Okay. Thank you.

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

MS. FLECK: Thank you.

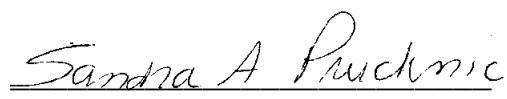
MR. ROGAN: Thank you, Your Honor.

THE COURT: Thank you very much.

[Proceedings concluded at 10:11 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.


SANDRA PRUCHNIC
Court Recorder/Transcriber



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE#: C-15-309820-1
DEPT. XII

10 vs.

11 LEONARD RAY WOODS,
12 Defendant.

13
14 BEFORE THE HONORABLE MICHELLE LEAVITT, DISTRICT COURT JUDGE
15 THURSDAY, DECEMBER 17, 2015

16 **RECORDER'S TRANSCRIPT OF PROCEEDINGS**
17 **CALENDAR CALL;**
DEFENDANT'S MOTION TO CONTINUE TRIAL DATE

18 APPEARANCES:

19 For the State:

MICHELLE FLECK, ESQ.
Chief Deputy District Attorney
JEFFREY S. ROGAN, ESQ.
Deputy District Attorney

22 For the Defendant:

JULIA M. MURRAY, ESQ.
JORDAN S. SAVAGE, ESQ.
Deputy Public Defenders

24
25 RECORDED BY: KRISTINE CORNELIUS, COURT RECORDER

1 Las Vegas, Nevada, Thursday, December 17, 2015

2

3 [Proceedings commenced at 9:03 a.m.]

4 THE COURT: State of Nevada versus Leonard Woods,
5 C309820.

6 MS. MURRAY: Good morning, Your Honor. Julia Murray and
7 Jordan Savage on behalf of Mr. Woods. He's present in custody.

8 MR. ROGAN: Jeff Rogan on behalf of the State --

9 MS. FLECK: And Michelle --

10 MR. ROGAN: -- and Michelle Fleck.

11 MS. FLECK: Thanks.

12 THE COURT: Okay. It looks like the State has somewhat of
13 an objection.

14 MR. ROGAN: Yeah. Just --

15 THE COURT: Can you be ready to go on the next stack?

16 MS. MURRAY: I can continue to work towards deadlines. It's
17 not that we're trying to cause any format of delay here. There's --

18 THE COURT: Mr. Woods is present in custody.

19 MS. MURRAY: Yes.

20 There's a large amount of work that needs to be done on this
21 case. These charges extend almost a seven month -- six, seven month
22 window. There's forensic data that we need to go through. There's
23 experts we need to consult with. The State noticed 30 new witnesses
24 within the last seven days. There's just extensive work that needs to be
25 done here. I'm happy to continue --

1 THE COURT: Thirty new witnesses --
2 MS. MURRAY: Thirty new witnesses --
3 THE COURT: -- above the 15?
4 MS. MURRAY: -- in the last seven days.
5 THE COURT: Okay, so we're up to 45 witnesses?
6 MS. MURRAY: That's correct.
7 MR. ROGAN: It's not 45 witnesses. We just notice --
8 MS. MURRAY: I just counted them.
9 MR. ROGAN: -- everyone in the -- in the reports everywhere.
10 It's not like we're calling 45 witnesses in this case.
11 We do concede that there's good cause to continue the trial.
12 It's just we've invoked. And so we'd like to keep this one on --
13 THE COURT: Why did you invoke?
14 MR. ROGAN: Why did we invoke?
15 THE COURT: Uh-huh.
16 MR. ROGAN: We have a --
17 THE COURT: Do you have a --
18 MR. ROGAN: -- 17-year-old victim. It's not a comp -- it's not
19 a complicated case in any means.
20 THE COURT: Okay.
21 MR. ROGAN: It's an eyewitness. The Defendant made
22 statements. It's very straight forward. And there's nothing really
23 outstanding at all, although I understand the defense needs to investigate
24 all avenues of defense. So all we're asking to do is to keep this on top in
25 terms of this -- the State's priority -- it's a priority for the State to

1 prosecute this case. We're asking the defense to make it a priority. And
2 we're asking the Court to keep tabs on it so that it doesn't get lost and
3 this is not another case that takes four years to go to trial. We have a 17-
4 year-old victim who needs to get on with her life who saw her mother get
5 murdered by the Defendant. That's why we're asking for the next stack.
6 And if they're not ready for the next stack we can come back and we can
7 talk about it again.

8 MS. MURRAY: And in -- just in full candor to the Court, when
9 I leave this department this morning I'm going to Judge Togliatti's
10 department where I'll be answering ready on a trial that's to begin on
11 January 4th, which my client is invoked in, and I'll be starting that trial on
12 January 4th. I also have a trial --

13 THE COURT: Why do you have all these invoked cases?

14 MS. MURRAY: Well, that one I invoked.

15 THE COURT: You have two?

16 MS. MURRAY: That one I invoked.

17 THE COURT: Oh, okay.

18 MS. MURRAY: The State's not doing this all over the place.

19 THE COURT: Okay.

20 MS. MURRAY: I also have a trial with Ms. Fleck that's
21 beginning on -- I believe it's January 19th that I anticipate both sides are
22 also going to be ready on. I mean, I have a number of scheduled
23 matters. And the fact that the State is attempting to push this forward
24 doesn't mean that I can let my other clients who are also in custody,
25 whose liberty interests are also at stake, languish.

1 THE COURT: Okay. All right. I'm going to continue it till
2 March.

3 THE COURT: Calendar call March 22, 8:30; jury trial March
4 29, 1:30.

5 MR. ROGAN: Thank you, Your Honor.

6 THE COURT: Thank you.

7 MS. FLECK: Thank you very much.

8 [Proceedings concluded at 9:06 a.m.]

9 [Proceedings recalled at 10:43 a.m.]

10 MS. MURRAY: [Indiscernible] in custody.

11 I apologize. I meant to mention this to the Court when we
12 were handling --

13 THE COURT: Okay.

14 MS. MURRAY: -- the trial setting matters earlier, but Mr.
15 Woods has expressed to me on multiple occasions, including yet again
16 this morning, an interest in having me removed from his case.

17 I did provide him with information regarding *Faretta*. And I did
18 provide him with the fact that the Court potentially would want those
19 requests in writing.

20 THE COURT: He wants to represent himself?

21 MS. MURRAY: I'm not sure that he wants to represent
22 himself, but I know that he doesn't want me on his case. And I didn't
23 know --

24 THE COURT: Is this an open murder charge?

25 MS. MURRAY: It's -- it's a first degree murder with use --

1 THE COURT: Okay.

2 MS. MURRAY: -- of a deadly weapon, yes.

3 THE COURT: Who's facing life without.

4 MS. MURRAY: That's correct.

5 But I did think that at least his concerns should be voiced to

6 the Court at some forum, perhaps via a *Young* hearing. And I didn't

7 know if you maybe wanted to set one this morning while we were all

8 present. I know the State obviously wouldn't be here for that, but I --

9 THE COURT: What's your deal?

10 MS. MURRAY: -- but I think it's important.

11 THE COURT: Why would you want your attorney -- first of all,

12 let me start out with you're entitled to an attorney, but not an attorney of

13 your choice. And these attorneys that have been appointed are fine

14 attorneys. So what's your deal? You could always retain and pay an

15 attorney to represent you.

16 THE DEFENDENT: Well, if I could do that I would have done

17 that, Your Honor.

18 THE COURT: Okay.

19 THE DEFENDENT: I'm not financially able to do that.

20 THE COURT: Okay. So --

21 THE DEFENDENT: What I wanted to say was I didn't want to

22 represent myself.

23 THE COURT: Okay.

24 THE DEFENDENT: I wanted to -- I -- I've been trying to

25 dismiss my public defender since prelims, but --

1 THE COURT: Why?

2 THE DEFENDENT: -- I've been told the wrong way. We've
3 been having multiple times that we met and argue and going back and
4 forth and been told -- I've been feeling like --

5 THE COURT: Nothing wrong with that.

6 THE DEFENDENT: I've been --

7 THE COURT: But your attorney has to tell you certain things
8 whether you like it or not.

9 THE DEFENDENT: I know.

10 THE COURT: And that seems to usually be the problem, you
11 don't like what your attorney's telling you.

12 THE DEFENDENT: Not -- that's not the case, Your Honor. I
13 feel like I don't --

14 THE COURT: I'll guarantee you that's the case. Go ahead.

15 THE DEFENDENT: I feel like I haven't been given fair and
16 just counsel.

17 THE COURT: Why?

18 THE DEFENDENT: That's why I --

19 THE COURT: Why?

20 THE DEFENDENT: I haven't been even told how to correctly
21 go about this. It's different --

22 THE COURT: How to correctly go --

23 THE DEFENDENT: -- way of go about it in California.

24 THE COURT: -- about what?

25 THE DEFENDENT: I've been -- it's called a *Marsden* motion

1 in California where you can go in and talk to the judge and have people
2 dismissed and you give the reasons why that way to --

3 THE COURT: Go ahead. Tell me why.

4 THE DEFENDENT: I have papers -- I already wrote 'em --

5 THE COURT: We're here, tell me why. Why do I need to
6 bring everybody back again? Go ahead. You should know why you
7 want your attorney dismissed. And you should know without having to
8 look at your notes.

9 THE DEFENDENT: There's several.

10 THE COURT: Go ahead.

11 MS. MURRAY: And, Your Honor, I apologize. But as I am
12 still his acting counsel, if we're going to get in the content, I really would
13 prefer that this be done in the format of a *Young* hearing just because I
14 don't know what things he's about to say. And I do think that he's entitled
15 to have that information heard by the Court, but it should also be sealed
16 in case it's anything relating directly to the evidence of the case or to
17 strategy or theory.

18 THE COURT: Well, you think he's going to start talking about
19 the case?

20 MS. MURRAY: I quite frankly don't know what he's going to
21 talk about. He hasn't shared with me the reasons.

22 MS. FLECK: We can step out if you prefer.

23 THE COURT: Well, you want everybody to go out?

24 MS. MURRAY: That is the formality of a *Young* hearing. I --

25 THE COURT: And the other inmates?

1 MS. MURRAY: Generally that's how they would be done.
2 THE COURT: Okay.
3 MS. MURRAY: I apologize. I know it's a bit of a hassle --
4 THE COURT: That's okay.
5 MS. MURRAY: -- this morning, but I do think --
6 THE COURT: I'd rather just do it.
7 MS. MURRAY: -- that his rights need to be protected.
8 THE CORRECTIONS OFFICER: All right.
9 MS. THOMSON: And, Your Honor, you would agree that this
10 is the last case on calendar; is that correct?
11 THE COURT: It is. You can go.
12 MS. THOMSON: Thank you, Your Honor.
13 THE COURT: Thank you.
14 MS. FLECK: We'll wait in the hall.
15 THE CORRECTIONS OFFICER: Judge, do you want
16 everybody out?
17 THE COURT: Uh-huh.
18 THE CORRECTIONS OFFICER: I'll need help with them. All
19 right, we'll get everybody out.
20 THE COURT: Sorry.
21 THE CORRECTIONS OFFICER: That's all right.
22 MS. MURRAY: I appreciate this. Thank you.
23 [Pause in proceedings]
24 THE COURT: Mr. Woods, will you come up into that front
25 seat because there's a microphone right there and I want to be able to

1 hear you.

2 All right. Just sit right there in that first seat. See that
3 microphone right there?

4 THE CORRECTIONS OFFICER: Sit right there.

5 THE COURT: There you go.

6 THE DEFENDENT: Well, first of all I am so --

7 THE COURT: Okay. I just want to make sure the record
8 reflects that the courtroom has been cleared. The DAs have left the
9 courtroom. Go ahead.

10 MS. MURRAY: Thank you.

11 THE COURT: Okay. Go ahead.

12 THE DEFENDENT: First of all, I want to say I'm so sorry to
13 upset you --

14 THE COURT: [Indiscernible.]

15 THE DEFENDENT: -- and take any more of this Court's time.

16 THE COURT: No, I'm not upset.

17 THE DEFENDENT: I just felt like I wasn't --

18 THE COURT: I'm here all day. I am. You're not wasting my
19 time. Go ahead.

20 THE DEFENDENT: Your Honor, from the beginning --

21 THE COURT: Okay.

22 THE DEFENDENT: -- we didn't get along. There was
23 statements made. This wasn't because I just didn't want to hear it. I was
24 hearing statements from my public defender. Like when she first came to
25 me she was like telling me, you know, I'm not just some white girl that

1 doesn't know the streets. And I'm like where's that coming from.

2 THE COURT: So what if she said that?

3 THE DEFENDENT: You know what I mean? I'm -- I'm -- this
4 is [indiscernible] --

5 THE COURT: So what if she said that?

6 THE DEFENDENT: To me, I felt like that was a borderline
7 racial statement, you know. After that, I was asking about the lewdness
8 that I was --

9 THE COURT: Racial against white people?

10 THE DEFENDENT: No. I mean, to come [indiscernible]. I
11 hadn't even said a word out of my mouth and you come at me like that
12 and feel like that was even appropriate or necessary.

13 THE COURT: Okay.

14 THE DEFENDENT: After that it was a lewdness charge came
15 up and I was like, you know, that -- all of my background I haven't had --

16 THE COURT: You mean open or gross lewdness?

17 THE DEFENDENT: Yes.

18 THE COURT: Okay.

19 THE DEFENDENT: And I haven't had -- you know, I'm not
20 proud of my background at all; some stuff I did in the past. But if you
21 look at my record have nothing against babies, children, elderly or
22 nothing like that. When I made that statement she was telling me like
23 just because you never got a speeding ticket doesn't mean you never
24 sped before. And I'm --

25 THE COURT: Well, I agree with her.

1 THE DEFENDENT: Your Honor --

2 THE COURT: Okay, just so you know, it's not your attorney's
3 fault that the State charged you with these charges. Just because you've
4 been charged with an open and gross lewdness has nothing to do with
5 your attorney.

6 THE DEFENDENT: I know. Well, what I'm saying is my case
7 -- I have waived my right to a speedy trial.

8 THE COURT: Okay.

9 THE DEFENDENT: And I got arrested in August. And the
10 calendar call [indiscernible] speedy as it gets. And I haven't even had my
11 side looked into. It's a lot of evidence. Like the DA was saying here, oh,
12 it's like --

13 THE COURT: Okay.

14 THE DEFENDENT: -- pretty much an open and shut case
15 that he did this, she seen me do --

16 THE COURT: Okay. Then that --

17 THE DEFENDENT: -- and I was like wow --

18 THE COURT: -- that's the DA.

19 THE DEFENDENT: What I'm saying --

20 THE COURT: Okay. Just because that's with the DA --

21 THE DEFENDENT: What I'm saying is --

22 THE COURT: That doesn't -- I'm not going to hold that
23 against your attorney. Your attorney came in today and said I need more
24 time because I need to do investigation and I've just gotten notice of 30
25 more witness; okay. She said she needs more time.

1 THE DEFENDENT: And during that -- I was leading up to
2 there. All this time I have all this witnesses and supposedly hearsay
3 evidence against me, when I'm giving facts, dates, people and times for
4 me it's not being investigated. All this time in this whole four months I
5 asked the investigator what have you actually investigated. He told me
6 one thing that was -- he found a bus ticket and that's two blocks away.
7 Greyhound is two blocks away.

8 I'm not mad about my charges like they was saying. I'm trying
9 to have a fair shake at defending myself against these charges.

10 THE COURT: Okay.

11 THE DEFENDENT: And I don't feel like I'm getting a fair
12 shake being defended properly.

13 THE COURT: Okay. Just so you know, your attorneys get to
14 decide the strategy and how to prepare your trial. And even if you dislike
15 that, that's not a reason to remove your attorney. Your attorney gets to
16 make all trial strategic decisions; do you understand that?

17 THE DEFENDENT: Yes, ma'am.

18 THE COURT: Okay. Have -- you've been over there talking
19 to him; correct?

20 MS. MURRAY: Absolutely.

21 THE COURT: This isn't a not visiting him?

22 MS. MURRAY: No.

23 THE COURT: How many times have you been to visit him?

24 MS. MURRAY: I honestly don't know.

25 THE DEFENDENT: I haven't even --

1 MS. MURRAY: What would you say, eight?

2 THE DEFENDENT: -- seen her in the last two months.

3 MS. MURRAY: Well, I was there yesterday, but --

4 THE DEFENDENT: Besides yesterday.

5 THE COURT: Okay. What the -- you know what? Don't tell

6 me you haven't seen her when she was just there within 24 hours of a

7 court hearing.

8 THE DEFENDENT: I'm saying --

9 THE COURT: That makes me crazy.

10 THE DEFENDENT: -- before that, the last time I was in your

11 courtroom was the last time we spoke.

12 THE COURT: Okay.

13 THE DEFENDENT: She was supposed to come see me

14 and --

15 MS. MURRAY: There -- the defense team --

16 THE DEFENDENT: I don't understand.

17 MS. MURRAY: -- currently consists of Mr. Savage, myself, an

18 investigator, a mitigation specialist and then a second mitigation

19 specialist that's been working on this due to the fact that the majority of

20 the information he's provided us is out-of-state witnesses, so we put two

21 on this particular case.

22 THE COURT: Okay. So you have two people working on --

23 MS. MURRAY: I have three support staff working on this case

24 in addition to Mr. Savage and myself. Since the last court date, prior to

25 yesterday, he is accurate. I had not seen him face-to-face until

1 yesterday; however, my investigators have been meeting with him as
2 have both mitigation specialists.

3 THE COURT: Okay.

4 MS. MURRAY: And I've been communicating with him via
5 letters because there had been some communication issues and I
6 thought that that would be a more clear thing to do while we worked
7 these issues out, so I was writing him letters. I believe that since the last
8 court date I maybe sent him four. Prior to the last court date, I think I saw
9 him in the neighborhood of eight to ten times. I've seen him five -- I've
10 seen him with my investigator. I've seen him with a backup investigator
11 when my investigator was on FMLA. I've seen him with Norm Reed. I've
12 seen him with you. I'm sorry, Mr. Savage. I've seen him with another
13 individual and now I can't remember who I brought that day. But I've
14 always -- I've seen --

15 MR. SAVAGE: Ryan Bashor.

16 MS. MURRAY: Ryan Bashor. Thank you. Another attorney
17 on my team that I wanted -- thought maybe could have some input into
18 some of the communication issues that were occurring.

19 THE COURT: Is most of it he doesn't like what you're saying?

20 MS. MURRAY: I think that there's some deep rooted, you
21 know, thought issues here regarding his interests in having a white
22 female attorney. I mean, I think that that is some of it. I think he's got --

23 THE COURT: What do you mean? He doesn't want --

24 MS. MURRAY: -- some upset issues --

25 THE COURT: -- a white female attorney?

1 MS. MURRAY: I think that that has something to do with it.

2 THE COURT: After he just called you a racist.

3 MS. MURRAY: I know.

4 THE DEFENDENT: Why -- why would --

5 MS. MURRAY: I think that has something to do with it. I think
6 that there's also just a natural -- a natural issue that unfolds when you
7 have charges like this where your emotions are high --

8 THE COURT: Yeah. You're -- I get that.

9 MS. MURRAY: -- and it takes a long time to adjust and get
10 used to a person. I think he's very scared. He understands the severity
11 of what he's looking at and he needs to get himself to a place where he's
12 comfortable.

13 We did have a conversation where I said I'm not a white girl
14 that doesn't understand the streets. It was in relation to my ability to
15 investigate his case. He said none of these people are going to speak to
16 you anyhow. I said they will. I've done this before. I've been in many
17 different environments. I've lived in all these different places. I get why
18 that might be your initial impression of me, but you don't know much
19 about me or my background. We did have a conversation of that nature.
20 It was never intended to be an insulting statement or --

21 THE COURT: Of course not.

22 MS. MURRAY: -- or anything else. I appreciate the -- you
23 know, the difficulty he's looking at right now and the fact that he's -- he
24 has these thoughts and feelings. And I felt like it's been brought up so
25 many times that it made sense that it come to the Court because I know

1 that he needs to have this stuff out there so that perhaps it can get put
2 behind and we can keep working.

3 THE COURT: Okay.

4 Anything else, Mr. Woods?

5 THE DEFENDENT: Your Honor, I don't care who defends
6 me. It has nothing to do with her being -- no, Your Honor.

7 THE COURT: Okay. Well, here -- let me -- let me give you
8 some advice, Mr. Woods. It's in your best interest to get along with your
9 attorneys; do you understand that?

10 THE DEFENDENT: But it should be back -- vice verse [sic] --

11 THE COURT: I mean, what she has just told me -- I mean, it's
12 crazy for you to say she hasn't been to visit you or she isn't preparing
13 your case. She -- how many support staff?

14 MS. MURRAY: Actually assigned to the case --

15 THE COURT: There's two attorneys --

16 MS. MURRAY: -- two mitigation specialists, an investigator
17 and a co-counsel.

18 THE COURT: So you have -- there's three support staff, two
19 mitigation specialists, an investigator and two attorneys. Two very
20 skilled, talented attorneys that only do these types of cases.

21 Right? You guys are -- you guys only do these murders;
22 right?

23 MS. MURRAY: That's all I do.

24 THE COURT: It's what you do for --

25 MS. MURRAY: Jordan actually is our training director --

1 THE COURT: -- as long as I can remember.
2 MS. MURRAY: -- at this point.
3 MR. SAVAGE: Yeah.
4 THE COURT: Right?
5 MS. MURRAY: He did them for decades and now he's our
6 training director.
7 MR. SAVAGE: I was on the murder team for a long time, but
8 now --
9 THE COURT: For as long as I can even remember.
10 MR. SAVAGE: Right.
11 THE COURT: Okay. I mean, for as long as I can remember
12 this guy's been on the murder team, Mr. Savage.
13 I didn't even know you weren't anymore. What are you doing
14 now?
15 MR. SAVAGE: We're doing training and we have -- I run the
16 training department --
17 THE COURT: That's how long he's --
18 MR. SAVAGE: -- for the office.
19 THE COURT: -- been doing it. He's been doing it so long he
20 doesn't really do it anymore. He trains the young -- the younger
21 attorneys?
22 MS. MURRAY: Mm-hmm. All our new people. They're --
23 THE COURT: I didn't mean to call you old because then I'm
24 old too. Okay. I'm not -- so I didn't mean to imply that because then I
25 have to accept that I'm old.

1 MS. MURRAY: He can handle it.

2 MR. SAVAGE: Heck, yeah.

3 THE COURT: Okay. So you understand that, Mr. Woods.
4 What they're representing to me, you're being adequately defended. You
5 don't get to choose the race, color, gender of your attorney.

6 THE DEFENDENT: I didn't try to. I didn't imply that at all,
7 Your Honor.

8 THE COURT: Okay.

9 THE DEFENDENT: At all.

10 THE COURT: Okay. So what's your --

11 THE DEFENDENT: I wouldn't care --

12 THE COURT: -- deal then?

13 THE DEFENDENT: -- if they were black, brown, yellow or
14 red. It doesn't matter. I was just talking about the evidence; nothing to
15 do with her personally. I don't know how that got flipped around on me
16 like that, but it's a lot of evidence that hasn't been investigated. That was
17 my whole point and --

18 THE COURT: Like what?

19 THE DEFENDENT: -- nothing else.

20 THE COURT: Okay, there's a full-time investigator and two
21 mitigation specialists that also investigate.

22 THE DEFENDENT: That haven't investigated --

23 THE COURT: Have they been working on this case?

24 MS. MURRAY: Yes. And as I explained to Mr. Woods, my
25 investigate -- my investigator that is working on this, I had him prepare for

1 me, in case I needed to provide additional information to the Court
2 regarding my motion earlier, I have about a three page single-spaced list
3 of everything that needs to be done on this case for my mitigation team.

4 THE COURT: Okay.

5 MS. MURRAY: I have a similar sized document of what
6 they're working on. I think that perhaps part of the problem is a
7 misunderstanding of how long certain things can take; getting out-of-state
8 records, locating out-of-state witnesses, finding people that don't have
9 tangible addresses, locating various items, getting people on the other
10 side who don't want to speak to us to sit down and speak with us. Those
11 are things that all take relationship building and time. So I would agree
12 with him that there is a ton of outstanding work to do which, again, is why
13 I filed the motion this morning.

14 THE COURT: Okay. So you understand that, Mr. Woods?

15 THE DEFENDENT: Now I have to go and be defended by
16 somebody who thinks I have an issue with white women. That's -- that's
17 not right at all.

18 THE COURT: Trust me, she could --

19 THE DEFENDENT: That's wrong.

20 MS. MURRAY: I --

21 THE COURT: -- care less.

22 THE DEFENDENT: That's what --

23 THE COURT: Trust me --

24 THE DEFENDENT: -- that's what she just said --

25 THE COURT: -- she could care less.

1 THE DEFENDENT: -- I have an issue with -- because she's a
2 white female.

3 THE COURT: She didn't say that. She did not say that. She
4 said you might not like her representing you -- okay, I don't really care,
5 but it -- what she told me does not prevent her from representing you.

6 THE DEFENDENT: I'm sorry I even took up your time, Your
7 Honor. Thank you.

8 THE COURT: Okay. Anything else you want to discuss?

9 THE DEFENDENT: No.

10 THE COURT: Okay. My suggestion is that you get along with
11 your attorneys so they can do the investigation that they need to do.
12 They can't do it with you; okay?

13 And you're reset to go in March.

14 MS. MURRAY: That's correct.

15 THE COURT: Okay. Thank you.

16 MS. MURRAY: Thank you.

17 MR. SAVAGE: Thank you.

18 THE COURT: Thank you.

19 Oh, I guess the DAs have to come back in.

20 MS. MURRAY: Oh, yeah.

21 THE COURT: Oh, yeah, I forgot.

22 MS. MURRAY: They're in the hall.

23 ///

24 ///

25 ///

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

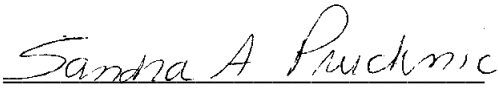
THE COURT: Yeah.

MS. MURRAY: I'll let them know.

[Proceedings concluded at 10:59 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.


SANDRA PRUCHNIC
Court Recorder/Transcriber



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE#: C-15-309820-1
DEPT. XII

10 vs.

11 LEONARD RAY WOODS,
12 Defendant.

13
14 BEFORE THE HONORABLE MICHELLE LEAVITT, DISTRICT COURT JUDGE
15 TUESDAY, MARCH 22, 2016

16 **RECORDER'S TRANSCRIPT OF PROCEEDINGS**
17 **CALENDAR CALL;**
DEFENDANT'S MOTION TO CONTINUE TRIAL DATE

18 APPEARANCES:

19 For the State:

MICHELLE FLECK, ESQ.
JEFFREY S. ROGAN, ESQ.
Chief Deputy District Attorneys

22 For the Defendant:

JULIA M. MURRAY, ESQ.
Deputy Public Defender

23
24
25 RECORDED BY: KRISTINE CORNELIUS, COURT RECORDER

1 Las Vegas, Nevada, Tuesday, March 22, 2016

2
3 [Proceedings commenced at 8:49 a.m.]

4 MS. MURRAY: Good morning, Your Honor.

5 THE COURT: State versus Woods. Good morning.

6 C309820. Present in custody.

7 MS. MURRAY: Julia Murray on behalf of Mr. Woods.

8 MS. FLECK: Good morning, Your Honor.

9 THE COURT: On for calendar call. Are the parties ready?

10 MS. MURRAY: No, and I did file a written motion. It was -- it
11 should've been calendared for today. I filed it two weeks ago.

12 THE COURT: Well, it looks like it's on for the 29th.

13 MS. MURRAY: I contacted the department prior to filing it and
14 it was signed off on for today's date. I don't know how that happened.

15 THE COURT: Okay.

16 MS. MURRAY: I never went back and actually checked it. I
17 apologize for that. I know that everyone did receive a copy though. I did
18 send courtesy copies.

19 THE COURT: Does the State have any objection?

20 MS. FLECK: Well, yes, but we understand that the defense
21 isn't ready, so we would -- the defense did let us know in advance that
22 they would not be able to proceed. For the record, we would be ready to
23 proceed. We still have invoked our right to a speedy trial. Again, just to
24 remind the Court, one of the reasons that -- the main reason that we
25 really do want to expedite this trial is because there's a 16-year-old

1 witness who's the daughter of the victim. She watched her mom get
2 stabbed by the Defendant. She has to get through high school and then
3 start to try to move on with her life. It's been an extremely difficult
4 healing process for her. So really we do have a substantial and what we
5 believe to be a righteous reason to invoke our right to a speedy trial and
6 to really try to expedite the case. But we understand that the defense is
7 not going to be ready, so based upon that, we'll submit it to the Court.

8 THE COURT: Okay. The motion to continue is granted.

9 MS. MURRAY: And if the Court -- one other matter. I filed a
10 couple of other motions.

11 THE COURT: Mm-hmm.

12 MS. MURRAY: They were all calendared by the clerk's office
13 on a --

14 THE COURT: Yeah.

15 MS. MURRAY: -- each one on a separate date. I spoke with
16 the State this morning and had asked if all of those could be set for April
17 7th. And if also on April 7th we could set the new trial dates. My co-
18 counsel, Mr. Savage, is out of state and didn't leave me his trial
19 schedule.

20 THE COURT: Okay.

21 MS. MURRAY: So we thought if we had those couple of
22 weeks we could look at calendars together and the four of us could sort
23 out a date.

24 THE COURT: Okay. So we'll continue all these motions to
25 April 7th and we'll also set a trial date on that date.

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

MS. MURRAY: Thank you very much.

MR. ROGAN: Thank you, Your Honor.

MS. FLECK: Thank you so much, Your Honor.

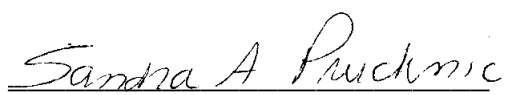
THE COURT: Mm-hmm.

THE COURT CLERK: April 7, 8:30.

[Proceedings concluded at 8:51 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.


SANDRA PRUCHNIC
Court Recorder/Transcriber



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE#: C-15-309820-1

DEPT. XII

10 vs.

11 LEONARD RAY WOODS,
12 Defendant.

13
14 BEFORE THE HONORABLE MICHELLE LEAVITT, DISTRICT COURT JUDGE
15 THURSDAY, MAY 12, 2016

16 **RECORDER'S TRANSCRIPT OF PROCEEDINGS**
17 **DEFENDANT'S MOTION TO COMPEL PRODUCTION OF**
18 **DISCOVERY; DEFENDANT'S MOTION TO SUPPRESS STATEMENTS**
19 **FOR FIFTH AMENDMENT VIOLATION; STATUS CHECK: RESET**
20 **TRIAL DATE**

21 APPEARANCES:

22 For the State:

MICHELLE FLECK, ESQ.
JEFFREY S. ROGAN, ESQ.
Chief Deputy District Attorneys

23 For the Defendant:

JULIA M. MURRAY, ESQ.
JORDAN S. SAVAGE, ESQ.
Deputy Public Defenders

24
25 RECORDED BY: KRISTINE CORNELIUS, COURT RECORDER

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

Las Vegas, Nevada, Thursday, May 12, 2016

[Proceedings commenced at 8:48 a.m.]

THE COURT: State of Nevada versus Leonard Woods,
C309820. He's present.

MS. MURRAY: Good morning, Your Honor. I'm sorry.

THE COURT: He's in custody.

MS. MURRAY: Good morning, Your Honor.

THE COURT: Good morning.

MS. MURRAY: Julia Murray and Jordan Savage from the
Public Defender's Office on behalf of Mr. Woods.

MR. ROGAN: Jeff Rogan on behalf of the State, Your Honor.

THE COURT: Okay. We can start with Defendant's motion to
suppress.

MS. MURRAY: After speaking further with the State, at this
time the State has made an -- has made the representations to the
defense --

THE COURT: Uh-huh.

MS. MURRAY: -- that they intend to concede that the
statements should be suppressed from page 18 forward.

THE COURT: Uh-huh.

MS. MURRAY: So all the defense has left is that we would
ask that the Court just make rulings on the remaining issues raised which
apply to pages 1 through 17 and whether or not there was an invocation
that carried through due to that earlier interaction with law enforcement

1 on the street. I would submit it on the pleadings though. I don't think it --
2 that there's anything additional to add.

3 THE COURT: Okay.

4 MR. ROGAN: I'll submit it as well, but I think that we should at
5 some point enter a written stipulation and to provide it to the Court.

6 MS. MURRAY: I agree.

7 THE COURT: I can just -- I can just rule on it today. Okay, so
8 it's granted in part and denied in part.

9 MR. ROGAN: Okay.

10 THE COURT: And it's granted as to -- will you state -- is -- will
11 you state the page number again? Eighteen through --

12 MS. MURRAY: Eighteen --

13 THE COURT: Eighteen through the end.

14 MS. MURRAY: -- through the conclusion, yes.

15 THE COURT: Okay. And 1 through 17, it's denied.

16 Okay. Then there's also the discovery motion.

17 MS. MURRAY: And on this one as well, I would submit on my
18 written pleadings and just ask for rulings as itemized in the specific
19 requests.

20 THE COURT: Okay. As to one, it's granted consistent with
21 NRS 174.235.

22 Number two, interviews and statements attributed to the
23 State's witnesses. It's granted as to the extent it's required by statute.

24 The third one is granted in part and denied in part. If the
25 statement is material and it's inconsistent as to what -- as to the

1 credibility of the witness and it's made by one -- by the prosecutor or their
2 agent, it's granted as to that.

3 Witness benefits or assistance. I'm assuming you're asking
4 for anything beyond the statutory witness fee and --

5 MS. MURRAY: Yeah.

6 THE COURT: -- and subpoena.

7 MS. MURRAY: That's exactly correct.

8 THE COURT: Okay. So it's granted. Anything other than
9 what's statutorily required.

10 The Victim Witness office. I was inclined to deny this unless
11 you can tell me what it is specifically that you're looking for.

12 MS. MURRAY: In this particular situation we have information
13 that following the death of the -- of the decedent in this case, the minor
14 child that is a witness received some amount of assistance that related to
15 things like moving costs, relocation fees and some other things of that
16 nature. So I don't -- I don't have any reason to believe that that came
17 direct from the assistance of say Mr. Rogan, but we do have a belief that
18 that came through the assistance of the Victim Witness office, which is a
19 branch of the District Attorney's Office. So to the extent that there is
20 documentation reflecting that, we would just like to know what it is exactly
21 that they did to assist in this move to California, the placement in
22 California, and anything that's continued since that point.

23 MR. ROGAN: I don't know if that's the case, but I'll look into,
24 Your Honor.

25 THE COURT: Okay. So it's granted to the extent it exists.

1 And as to six, I'll grant it as to prior felonies and any crimes of
2 moral turpitude.

3 Number seven is going to be granted pursuant to NRS
4 174.2135 [sic].

5 Number eight, identification. It's granted to the extent it's
6 required by NRS 174.235.

7 Number nine. Again, I'm not sure what this is. I was inclined
8 to deny it unless you can --

9 MS. MURRAY: I can give you additional --

10 THE COURT: It seemed pretty broad.

11 MS. MURRAY: The way that this case ultimately results in
12 arrest is that there is an incident that takes place at the Walgreens.

13 THE COURT: Sure.

14 MS. MURRAY: Following that there is a broadcast that goes
15 out over local news media. There was an Information -- there was a
16 Crime Stoppers request made. We would like to know if there was
17 anything additional that related to that. I believe I'm on the right number.
18 You're looking at me funny so I'm thinking --

19 THE COURT: No, number nine.

20 MS. MURRAY: -- maybe I looked to the wrong one.

21 THE COURT: No, I'm not looking at you funny.

22 MS. MURRAY: Oh, okay.

23 THE COURT: Sorry if I was. Sorry.

24 MS. MURRAY: No, no, no. You were looking at me like I was
25 answering the wrong question. I apologize.

1 THE COURT: No, you're answering the right question.

2 MS. MURRAY: So that was all it was. If there was additional
3 information that corresponded through the news outlets through -- to the
4 DA's Office because of those -- that information that was sought --

5 THE COURT: Oh, you mean if there --

6 MS. MURRAY: -- we'd just like the access.

7 THE COURT: -- was information from the public that went to
8 the DA's Office?

9 MS. MURRAY: That's correct. Yeah.

10 THE COURT: Like --

11 MR. ROGAN: Oh -- oh --

12 THE COURT: -- I guess witnesses or --

13 MR. ROGAN: Oh -- oh -- if -- well --

14 MS. MURRAY: Related to things like alternate suspects,
15 other identification --

16 MR. ROGAN: If it is Crime Stoppers --

17 MS. MURRAY: -- information or anything.

18 MR. ROGAN: -- information that's privileged, so I -- I wouldn't
19 be able to provide that to you.

20 MS. MURRAY: If that information exists, we would seek an
21 in-camera review and allow the Court to just see if it's relevant and
22 material to any of the issues that are currently at stake.

23 THE COURT: Okay. But specifically you're looking for
24 information that came in --

25 MS. MURRAY: Mm-hmm.

1 THE COURT: -- after that media broadcast --
2 MS. MURRAY: Exactly.
3 THE COURT: -- went out and anything that went to the DA's
4 office.
5 MS. MURRAY: Exactly.
6 THE COURT: Okay. So that's granted. And if the State feels
7 that there's a problem with privilege it can be submitted in-camera.
8 Number ten, of course, is granted as required by law.
9 Number 11 is granted.
10 And then number 12 is granted to the extent it's required in
11 174.235.
12 Number 13, again, it's granted as required by *Brady*.
13 And number 14, what is this?
14 MS. MURRAY: Okay. These --
15 THE COURT: I don't even know what all this stuff is.
16 MS. MURRAY: I can explain.
17 THE COURT: Okay.
18 MS. MURRAY: This relates to the fact that the State noticed a
19 cell phone expert and a data tracking --
20 THE COURT: Oh. Okay.
21 MS. MURRAY: -- style expert. This is the information that is
22 requested every time we then consult with experts related to things like
23 cell phones, cell towers, pen data --
24 THE COURT: Okay.
25 MS. MURRAY: -- and locational information. So we have not

1 seen any data of this type; however, they did notice an expert. So in the
2 event that there is something related to all of this cell phone geo-locating
3 style material, we need the access so we can turn it over to our experts.

4 MR. ROGAN: Well, if -- if it's something that we're going to
5 use then we'll -- we'll certainly turn it over of course. And if it's something
6 that's exculpatory through our investigation then we'll also turn it over as
7 well.

8 THE COURT: Okay.

9 MS. MURRAY: And just for clarity, it would be our position
10 that it's -- if they have it, it's either inculpatory or exculpatory because it
11 would relate to the location --

12 THE COURT: Or it's not -- or it's not --

13 MS. MURRAY: -- of my client at the time.

14 MR. ROGAN: Or it's --

15 THE COURT: It can be neither.

16 MR. ROGAN: Right.

17 THE COURT: It can be not relevant.

18 MR. ROGAN: Right.

19 THE COURT: But the State -- you don't know if there's any of
20 this that exists?

21 MR. ROGAN: At the present --

22 THE COURT: I mean, what's your -- what is an expert
23 witness going to testify about the phone?

24 MR. ROGAN: You know, I don't know. That was my co-
25 counsel's --

1 THE COURT: Okay.

2 MR. ROGAN: -- investigation, so I can't -- I can't say.

3 THE COURT: Okay. So it's granted to the extent that is

4 required by NRS 174.235. Was there is pen register?

5 MS. MURRAY: They've noticed an expert and that's listed in

6 the items that the expert --

7 MR. ROGAN: I don't know.

8 MS. MURRAY: -- would refer to, so --

9 THE COURT: Okay.

10 MS. MURRAY: -- that was the extent --

11 MR. ROGAN: The Defendant turned himself in, so I don't -- I

12 don't recall there being a cell phone --

13 THE COURT: Yeah, he -- yeah, he turned --

14 MR. ROGAN: -- involved --

15 THE COURT: -- himself in --

16 MR. ROGAN: -- involved in locating him. So I don't think --

17 unless a pen went up in an interim, that was never really utilized because

18 he turned himself in, I don't know.

19 THE COURT: I don't think they could've put it up that fast.

20 MS. MURRAY: There's a matter of hours at issue here, so --

21 THE COURT: Right. It's only --

22 MS. MURRAY: -- it is possible. I don't --

23 MR. ROGAN: There was -- there was a four to five hour

24 delay.

25 MS. MURRAY: Yeah.

1 MR. ROGAN: So --

2 THE COURT: But you have to draft it, get it to a judge and
3 get it phone comp -- that didn't happen in four hours.

4 MS. MURRAY: Presuming we all follow the law. They can go
5 up without the -- all the orders. And then -- and we've had that happen
6 many times. And then --

7 MR. ROGAN: There's an emergency exclusion.

8 MS. MURRAY: -- we have issues regarding suppression.

9 THE COURT: Okay. That's true.

10 MR. ROGAN: So if there's an emergency then it can go up. I
11 don't know if that was done in this case.

12 THE COURT: But you still have to come and have it signed
13 after the fact when there's an emergency.

14 MR. ROGAN: I think there has -- there's a notice requirement
15 I believe.

16 THE COURT: Uh-huh.

17 MR. ROGAN: Yeah.

18 MS. MURRAY: Correct.

19 THE COURT: Okay. Number 15. Did CPS get involved? I
20 know she was 16 at the time.

21 MS. MURRAY: We -- we do believe CPS was involved. I
22 know at a minimum that my client received a letter from the Family Court
23 which would indicate that CPS was involved because there were
24 proceedings in the Family Court following the July allegations. So we
25 know that --

1 THE COURT: Oh.

2 MS. MURRAY: -- at some stage --

3 THE COURT: Okay.

4 MS. MURRAY: -- they were involved. We don't know if they
5 remained involved through the August allegations. But given that we
6 know at a minimum they were involved at some point. They opened an
7 investigation at some point. And that resulted in a Family Court
8 proceeding of some nature which related -- results in transfer to another
9 State, there has to be something.

10 MR. ROGAN: If the defense is telling us that there -- they
11 have information that CPS was involved, we'll pull it, take a look at it, and
12 if necessary --

13 THE COURT: Okay.

14 MR. ROGAN: -- provide it to the Court.

15 THE COURT: All right. But you can provide it for in-camera.

16 MS. MURRAY: And that's the request, in-camera review.

17 THE COURT: Okay. And number 16. Okay. Are there any
18 records? The next two, like 16 and 17, are there any records? That
19 would be -- I guess you're looking for probably counseling records.

20 MS. MURRAY: That's correct. And whenever the Family
21 Court becomes involved, and CPS becomes involves, this is a request
22 that I make. It's very typical for there to then be referrals. I did provide
23 the State with some additional information which will come up in a
24 second related to number 18 this morning. And because of the
25 combination of information that we have related to a prior accusation that

1 this minor child made in the past, and the involvement of CPS at the time
2 of this current case, we have reason to believe that there would be some
3 counseling referrals and things of that nature.

4 MR. ROGAN: I have no information that counseling referrals
5 were involved at all. I think the defense knows more about this than I do
6 through their own investigation. If there's something that's in the custody
7 or control of the State or its investigative agencies that they determine is
8 needed then we'll take a look at it then. But right now I don't know if any
9 of this information exists.

10 THE COURT: Okay. And if it is available, or it does exist, I
11 would just ask that it be produced in-camera.

12 MR. ROGAN: Sure.

13 THE COURT: Okay, number 18. Again, I'm not sure that this
14 is the State's burden unless they know about it.

15 MS. MURRAY: And -- and we did -- I did notify the State this
16 morning that we have information that this minor child made accusations
17 against her biological father. Those accusations did go through the Court
18 system according to our investigation. And all that we have asked is that
19 they, at a minimum, pose that question to her so that we can find out
20 whether or not there's accuracy to this. I do believe it's --

21 THE COURT: I have false allegations.

22 MS. MURRAY: Yes. And since her biological father remains
23 out of custody with no criminal record, I would say that there is evidence
24 that it likely was false if --

25 THE COURT: I don't know --

1 MS. MURRAY: -- it panned out in the --

2 THE COURT: -- if that's what it means.

3 MS. MURRAY: -- way we've learned. No, but I think it raises
4 enough of an evidentiary question that we would potentially have *Miller*
5 issues that we would then need to raise in further briefing. I'm not saying
6 that this is necessarily --

7 THE COURT: Okay.

8 MS. MURRAY: -- admissible or anything of that nature at this
9 stage, but we do need to further investigate it and it is something that I
10 think the State --

11 MR. ROGAN: Well --

12 MS. MURRAY: -- should and would know about.

13 MR. ROGAN: Well, there's two things. The first is -- my
14 understanding from this -- our brief conversation this morning it's in a
15 different state.

16 MS. MURRAY: I do believe it's in Arizona; that's correct.

17 THE COURT: Okay.

18 MR. ROGAN: So if there's some sort of investigation that took
19 place in Arizona it's not in our custody or control, it's in their custody and
20 control, and my position would be that you have to go talk to them about
21 getting it.

22 MS. MURRAY: And I'm sorry about that.

23 THE COURT: I guess you could. You could seek a court
24 order.

25 MR. ROGAN: Right. And --

1 MS. MURRAY: Which we would be doing.

2 MR. ROGAN: With regard to any psychological treatment that
3 she gets on her own, or any mental health treatment, that's -- that's
4 entirely privileged. We don't have a reason to ask her for it. We wouldn't
5 be able to go to court and ask for that information. It's entirely privileged.
6 And I think that was the position that I took in our opposition as well.

7 MS. MURRAY: Well, the additional reason that we're seeking
8 it through this method as opposed to directly going and speaking to
9 Divina Leal ourselves is because she has been noticed as being in the
10 care of custody of the District Attorney's Office, so we don't have a
11 mechanism --

12 THE COURT: Well, probably because --

13 MS. MURRAY: -- for tracking her down.

14 THE COURT: -- they don't want to --

15 MS. MURRAY: Right.

16 THE COURT: I mean --

17 MS. MURRAY: So when they do that --

18 THE COURT: Probably for --

19 MS. MURRAY: -- with a minor --

20 THE COURT: -- obvious reasons.

21 MS. MURRAY: Right. But when they -- when they list, and
22 notice, and provide information to us regarding a witness in that fashion,
23 we become limited in what we're able to do. They're essentially saying
24 she's in our care and custody, so if you need something regarding her
25 you have to go through us. So we're going to attempt to go through

1 them. That's the additional reason.

2 THE COURT: Well, again, it has nothing to do with whether
3 you can interview her or not. It's a question of whether her psychological
4 counseling records, which may not even exist -- I don't even know if she
5 has ever gone to a psychologist or psychiatrist.

6 THE COURT: We're on number 18, the prior sexual --

7 MR. ROGAN: Oh, I'm sorry. I thought we were still on 17.

8 THE COURT: That's okay.

9 MR. ROGAN: With regard to the -- the prior allegations of
10 sexual misconduct, if there's information that the defense has through the
11 State of Arizona to provide it to me. If anything comes up during the --
12 the course of our talking with her, or our investigation internally, that
13 there's even the slightest evidence of false allegations we'll certainly turn
14 that over.

15 THE COURT: Okay. And if you want a court order -- you may
16 need a court order if it's in Arizona.

17 MS. MURRAY: Yes. And at this point we don't have the
18 county which is part of the problem, so we're working on that.

19 THE COURT: You don't have the what?

20 MS. MURRAY: The county --

21 THE COURT: Oh, the county --

22 MS. MURRAY: -- that it took place in.

23 THE COURT: -- in which it took place.

24 MS. MURRAY: So we're working on that and we will submit
25 something once we have that.

1 THE COURT: Okay. And you can prepare the order.
2 And now I think we need to set a trial date.
3 MS. MURRAY: That's correct.
4 MR. ROGAN: We do need a trial date. The unfortunate thing
5 is I don't have Ms. Fleck's trial schedule right now. If -- she's going to
6 send it to me somehow. So if we could --
7 THE COURT: Okay.
8 MR. ROGAN: -- just recall it --
9 MS. MURRAY: That's fine.
10 MR. ROGAN: -- and I'll talk to your clerk in the meantime --
11 THE COURT: Sure. Sure.
12 MR. ROGAN: -- to pick a trial date.
13 MS. MURRAY: That's fine.
14 MR. ROGAN: Thank you, Your Honor.
15 THE COURT: Are you going to want a close trial date
16 because I --
17 MS. MURRAY: From the --
18 MR. ROGAN: We're still invoked.
19 THE COURT: -- didn't the State invoke?
20 MR. ROGAN: Yeah.
21 MS. MURRAY: I mean, arguably -- I don't know what triggers
22 a waiver of a State's invocation versus a defense waiver of an invocation,
23 but there has been --
24 MR. ROGAN: We'll talk.
25 MS. MURRAY: Yeah.

1 MR. ROGAN: We'll talk about --

2 MS. MURRAY: A number of --

3 THE COURT: I just want to know how soon --

4 MS. MURRAY: I can tell you that the defense --

5 THE COURT: I'll work with you guys.

6 MS. MURRAY: -- is nowhere near ready and that we are still

7 very actively investigating a number of issues here. And there are

8 extensive issues related to about seven or eight experts that were

9 noticed that we haven't seen a single piece of paper on.

10 THE COURT: Seven or eight experts?

11 MS. MURRAY: That's what has been noticed. Now the

12 reality --

13 THE COURT: Okay.

14 MS. MURRAY: -- of whether or not those are truly going to be

15 called or not, I couldn't say, but we feel we still have quite a bit of work to

16 do before we will be prepared to answer ready.

17 MR. ROGAN: Most of them are crime scene analysts, Your

18 Honor.

19 THE COURT: Oh, okay.

20 MS. MURRAY: Oh, we have no crime scene analysts, so

21 there still [indiscernible] a problem.

22 MR. ROGAN: We'll talk.

23 MS. MURRAY: Okay.

24 [Proceedings trailed at 9:02 a.m.]

25 [Proceedings recalled at 9:22 a.m.]

1 THE COURT: State versus Woods, C309820. He's in
2 custody. Okay. So --

3 MS. MURRAY: Thank you for recalling.

4 We did look at your Court's criminal stacks and we were
5 looking at a date of January 23rd for trial if that is available.

6 [Colloquy between the Court and the court clerk]

7 THE COURT: Okay. We have January 24th.

8 MS. MURRAY: Oh, I just said the Monday. That's -- yeah.
9 Sorry.

10 THE COURT CLERK: Oh, sorry.

11 THE COURT: 2017.

12 MS. FLECK: And, Judge, for the record. I mean, I
13 understand everything that's going on now and why we're setting this out
14 until January, but just -- I do want to make a record that we did invoke
15 our right to a speedy trial at the beginning of the case. I understand that
16 the nature of this case is different than others such that it wouldn't
17 necessarily lend to a trial right away, but I just want it to be on the record
18 that we are still preserving our right to a speedy trial.

19 THE COURT: Okay. And I indicated earlier I'll set it
20 whenever you want me to.

21 MS. FLECK: I know. And based upon Mr. Rogan's schedule
22 and the -- just what's going on with the case and both of our trial
23 schedules, it's set -- we're okay that it's set in January. I just want it --

24 THE COURT: Okay.

25 MS. FLECK: -- for the record just going forward.

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

THE COURT: Calendar call.

THE COURT CLERK: Calendar call January 17, 8:30; jury trial January 23, 1:30, Monday.

MS. FLECK: Was it 23 or 24?

THE COURT CLERK: Twenty-three.

MS. FLECK: Okay. Great. Thank you.

THE COURT: You have the 23rd after all.

MS. FLECK: Thank you.

THE COURT: Thank you.

THE COURT CLERK: Sorry.

THE COURT: That's okay.

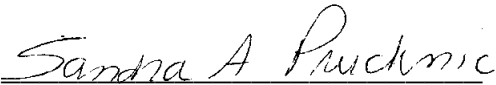
MS. MURRAY: I manipulated that.

THE COURT: It's okay.

[Proceedings concluded at 9:24 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.


SANDRA PRUCHNIC
Court Recorder/Transcriber



RTRAN

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,)	CASE NO. C-15-309820-1
Plaintiff,)	DEPT. NO. XII
vs.)	
LEONARD WOODS,)	
Defendant.)	

BEFORE THE HONORABLE MICHELLE LEAVITT, DISTRICT COURT JUDGE

THURSDAY, JULY 28, 2016

RECORDER'S TRANSCRIPT OF HEARING:

FARETTA CANVASS

APPEARANCES:

For the State: MICHELLE FLECK, ESQ.,
Chief Deputy District Attorney

For the Defendant: JULIA M. MURRAY, ESQ.,
Deputy Public Defender
JORDAN S. SAVAGE, ESQ.
Assistant Special Public Defender

RECORDED BY: KRISTINE SANTI, COURT RECORDER

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

Las Vegas, Nevada; Thursday, July 28, 2016
[Hearing commenced at 9:11 a.m.]

THE COURT: Woods, C309820. He's present. He's in custody.

MS. MURRAY: And first, Julia Murray and Jordan Savage from the Public Defender's Office on his behalf.

MS. FLECK: Good morning.

THE COURT: Good morning.

MS. FLECK: Michelle Fleck for the State.

MS. MURRAY: And just before we get started, thank you for giving us the week to communicate some additional information to Mr. Woods.

It's my understanding having spoken with him this morning that although he still maintains he would prefer different counsel, that he is not interested in going forward with the *Faretta* Canvass this morning.

THE COURT: Okay.

MS. MURRAY: But I'll let him answer that to the Court himself --

THE COURT: Is that true?

MS. MURRAY: -- just to make sure I don't misrepresent anything.

THE DEFENDANT: Yes, Your Honor.

THE COURT: Okay. So you know these are going to be your attorneys. Yes?

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

THE DEFENDANT: [indiscernible]

THE COURT: But you don't want to dismiss them and -- and
proceed on your own; correct?

THE DEFENDANT: Correct.

THE COURT: Okay. And you know you always have the
right to retain your own personal counsel of your choosing, but at this
time I don't think there's a legal basis to dismiss these attorneys; do you
understand that?

THE DEFENDANT: [indiscernible]

THE COURT: Okay.

And then we're just --

MS. MURRAY: With that being the case, there's no --

THE COURT: Okay. It's off calendar.

MS. MURRAY: Yeah. The rest of the dates remain.

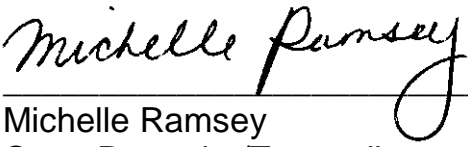
THE COURT: Thank you.

MS. MURRAY: Thank you.

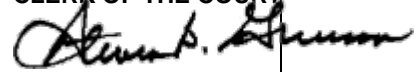
[Hearing concluded at 9:12 a.m.]

* * * * *

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.



Michelle Ramsey
Court Recorder/Transcriber



1 RTRAN

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

8 THE STATE OF NEVADA,) CASE NO. C-15-309820-1
9 Plaintiff,) DEPT. NO. XII
10 vs.)
11 LEONARD WOODS,)
12 Defendant.)

13
14 BEFORE THE HONORABLE MICHELLE LEAVITT, DISTRICT COURT JUDGE

15 TUESDAY, DECEMBER 13, 2016

16 **RECORDER'S TRANSCRIPT OF HEARING:**

17 **DEFENDANT'S PRO PER MOTION TO DISMISS COUNSEL AND**
18 **APPOINTMENT OF ALTERNATE COUNSEL**

19 APPEARANCES:

20 For the State: MICHELLE FLECK, ESQ.,
21 Chief Deputy District Attorney

22 For the Defendant: JULIA M. MURRAY, ESQ.,
23 Deputy Public Defender
24 JORDAN S. SAVAGE, ESQ.
Assistant Special Public Defender

25 RECORDED BY: KRISTINE SANTI, COURT RECORDER

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

Las Vegas, Nevada; Tuesday, December 13, 2016

[Hearing commenced at 9:41 a.m.]

THE COURT: Page 9, State of Nevada versus Leonard Woods, C309820. He's present. He's in custody.

MS. MURPHY: Good morning, Your Honor. Julia Murray and Jordan Savage on his behalf.

MS. FLECK: Good morning. Michelle Fleck for the State.

THE COURT: Is there anything you want to add, Mr. Woods?

THE DEFENDANT: [indiscernible]

MS. MURRAY: And, Your Honor --

THE COURT: Yeah. Is there anything you want to add? It's your motion.

THE DEFENDANT: Oh. I mean, I didn't even know why I was here. I just wanted to tell you the truth. But the motion I did file --

THE COURT: 'Cause you found another motion.

THE DEFENDANT: Yeah. But they didn't tell me I was coming to Court. But yeah, the motion I did file is pretty much --

THE COURT: Okay. 'Cause I've read it.

MS. MURRAY: And, Your Honor, if he's going to get into the facts, I would just again request that we handle this in the process of a *Young* hearing. The accusations relate to the investigation of the case --

THE DEFENDANT: We don't --

MS. MURRAY: -- and the course of the relationship --

THE DEFENDANT: -- we don't even have to go through all

1 this.

2 MS. MURRAY: -- between the --

3 THE COURT: Okay. I've read -- I've read -- I've read the
4 pleading and at this time I'm going to deny it.

5 MS. MURRAY: And just so the record's clear, if he's -- I
6 wasn't sure by the way he wrote the motion if he was also asking to
7 *Faretta*, but if that is his request, then I would just that the Court clarify
8 that from him. I couldn't tell.

9 THE COURT: I didn't -- I don't -- did you want to represent
10 yourself? I didn't interpret your motion as wanting to represent yourself.
11 You don't want to represent yourself; do you?

12 THE DEFENDANT: Your Honor [indiscernible] --

13 THE COURT: Do you want to represent yourself?

14 THE DEFENDANT: If that's what I have to do to get rid of
15 them, then yes.

16 THE COURT: Okay. Then I'll set it for a *Faretta* Canvass.

17 THE CLERK: December 20th at 8:30. And, counsel, I need to
18 check [indiscernible] --

19 THE COURT: And you know you have a trial date set for
20 January 23rd; correct?

21 THE MARSHAL: Stand up.

22 THE COURT: Okay. I just wanted to make sure you knew
23 you had that trial date pending.

24 MS. FLECK: December 20th?

25 THE CLERK: December 20th, 8:30.


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

MS. FLECK: Thank you.

[Hearing concluded at 9:43 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.



Michelle Ramsey
Court Recorder/Transcriber



1 **RTRAN**

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

7
8 THE STATE OF NEVADA,) CASE NO. C-15-309820-1
9 Plaintiff,) DEPT. NO. XII
10 vs.)
11 LEONARD WOODS,)
12 Defendant.)

13
14 BEFORE THE HONORABLE MICHELLE LEAVITT, DISTRICT COURT JUDGE

15 TUESDAY, DECEMBER 20, 2016

16 **RECORDER'S TRANSCRIPT OF HEARING:**

17 **FARETTA CANVASS**

18 **APPEARANCES:**

19 For the State: MICHELLE FLECK, ESQ.,
20 JEFFREY S. ROGAN, ESQ.,
Chief Deputy District Attorneys

21 For the Defendant: JULIA M. MURRAY, ESQ.,
22 Deputy Public Defender
23 JORDAN S. SAVAGE, ESQ.
Assistant Special Public Defender

24
25 **RECORDED BY: KRISTINE SANTI, COURT RECORDER**

1 Las Vegas, Nevada; Tuesday, December 20, 2016

2 [Hearing commenced at 8:59 a.m.]

3

4 THE COURT: State versus Leonard Woods, C309820. He's
5 present. He's in custody.

6 MS. MURRAY: Good morning, Your Honor.

7 THE COURT: Good morning.

8 MR. SAVAGE: This is on for the *Faretta* Canvass.

9 THE COURT: Right. And so since that's going to take quite a
10 while, I'd like to trail it if that's okay. Okay.

11 MS. MURRAY: Do you mind if I run to a couple of other
12 departments?

13 THE COURT: Not at all.

14 MS. MURRAY: I'll be back. Perfect.

15 THE COURT: Not at all.

16 MS. MURRAY: Thank you.

17 [Hearing trailed]

18 [Hearing recalled at 10:12 a.m.]

19 THE COURT: State versus Leonard Woods, case C309820.
20 Mr. Woods is present. He's in custody. And, Mr. Woods, it's my
21 understanding that you to exercise your right to represent yourself.

22 THE DEFENDANT: Your Honor, if I may address the Court?

23 THE COURT: Sure.

24 THE DEFENDANT: There might not be any need for --

25 THE COURT: Okay.

1 THE DEFENDANT: -- for the *Faretta*.
2 Your Honor, my whole thing is I'm just overly concerned is so
3 little is being done for such serious charges. You know I didn't kill
4 anybody.
5 MS. MURRAY: Your Honor --
6 THE DEFENDANT: I could be seen --
7 MS. MURRAY: -- Your Honor --
8 THE COURT: Yes.
9 MS. MURRAY: -- as we're still counsel of record, he's going
10 to talk about the facts of the case.
11 THE COURT: Right. You probably shouldn't talk about the
12 facts of the case.
13 THE DEFENDANT: I want to say what I want to say.
14 THE COURT: I mean, he's entered a plea of not guilty. I'm
15 not sure he's said anything --
16 MS. MURRAY: I understand. But I have no idea what's going
17 to come --
18 THE DEFENDANT: I want to say --
19 MS. MURRAY: -- out of his mouth.
20 THE DEFENDANT: -- what I want to say if I can.
21 MS. MURRAY: And if there's something that relates to the
22 contents of the prior motion that was filed, I would just ask that we do it
23 in the form of *Young* hearing so he can express his concerns to counsel
24 under seal as opposed to exposing himself to whatever it is that's
25 potentially about to come out of his mouth. I'm not saying he shouldn't

1 be heard. I just think he shouldn't be heard in an area that might expose
2 him to danger.

3 THE COURT: Okay. Go ahead.

4 THE DEFENDANT: Yes. As I was saying, Your Honor, I
5 could be seen somewhere else during the time of this incident and it's
6 not even being brought to Court. When the incident did happen, I saw
7 myself on TV --

8 THE COURT: Okay. Here's what we're here to talk about
9 today, I'm not here to talk about how great your defenses are and how
10 your attorney should be doing more. Do you want to represent yourself?
11 'Cause I -- I have told you I'm going to deny based on your last written
12 motion, I've denied the motion to dismiss your attorneys. Okay. So do
13 you want to represent yourself?

14 THE DEFENDANT: No, ma'am.

15 THE COURT: You want to continue --

16 THE DEFENDANT: But I'm saying I -- everybody get a
17 chance to -- I don't even get a chance to say what I have to say.

18 THE COURT: Well, if you want to, I'm happy to listen to what
19 you have to say, but it sounds like you're going to talk about things your
20 attorneys don't want you to say. So if someone wants to go stand by
21 him and if he says anything you don't want him to say, go ahead, Mr.
22 Woods. I'm just trying to protect your rights.

23 THE DEFENDANT: Any way. Your Honor, this is borderline
24 ridiculous. I'm not even -- they're not -- no motion -- this is a murder
25 charge and no motions even been filed on my behalf. No -- none of my

1 alibis are being looked into or even brought to light. They even try to
2 charge me with gun charges in a house that I didn't even stay in, no
3 fingerprints, no DNA, no constructive possession or none of that.

4 THE COURT: Okay.

5 THE DEFENDANT: You know what I mean? And then they
6 trying to charge me with pictures from a cellphone that they didn't have a
7 warrant for. That's supposed to be inadmissible evidence. And even --
8 while I was looking up in the law library, even the United States
9 Supreme Court said you have to have a warrant to take somebody
10 cellphone, search somebody cellphone, scope somebody cellphone, but
11 you still going to get to use that against me? I don't -- I don't get that at
12 all.

13 And there's no -- been no defense on my part to even bring
14 this up to you and it's getting closer and closer to trial.

15 THE COURT: But you've discussed these issues with your
16 lawyers; correct? I mean, just for --

17 THE DEFENDANT: Nothing's being done about it.

18 THE COURT: -- the record he has discussed --

19 THE DEFENDANT: So it's like my hands are tied.

20 MS. MURRAY: Your Honor --

21 THE COURT: -- any alibi Fourth Amendment issues with you.

22 MS. MURRAY: -- Your Honor, yes. We've discussed these
23 issues and just so that the record's clear as the Court I'm sure recalls
24 there have been motions filed and there have in fact been evidentiary
25 hearings held in this case.

1 THE COURT: Sure.

2 MS. MURRAY: However, I don't think it's appropriate to
3 answer any of his other allegations as his counsel --

4 THE COURT: I just want to make sure he's had --

5 MS. MURRAY: -- just 'cause I don't want to do anything to
6 harm his credibility --

7 THE COURT: -- that he's had an opportunity to discuss it with
8 his lawyer, okay. And so you've had an opportunity to discuss it with
9 your lawyer and then they give you certain advice, okay. I mean, just
10 'cause you don't like it doesn't mean that that's what --

11 THE DEFENDANT: That has nothing to do with me --

12 THE COURT: -- they're supposed to do.

13 THE DEFENDANT: -- liking it or not. You're telling me they're
14 giving me about -- I'm telling you that they're not giving me none of that.

15 THE COURT: Okay.

16 THE DEFENDANT: It's a whole different scenario back there
17 in those chambers or whatever you call it the contact visits. It's not even
18 like they were saying out in front of you. It's a whole different scenario.
19 When they're coming from you, it's a different thing. When they go back
20 in there, I don't even have a say in the matter. Telling me basically shut
21 up and kick back and enjoy the ride. When you as yourself told them we
22 supposed to be a team and come together --

23 THE COURT: Sure.

24 THE DEFENDANT: -- and work this thing. It's not being like
25 that. If we was a team, I'm sitting on the sideline basically. I don't get

1 no just do or no -- say in none of this. I don't understand. It's supposed
2 to be way more done. She says motion been filed on my behalf and you
3 -- you sitting up there one motion have been filed on my behalf, a
4 suppression of some sort of statements. And that wasn't even complete
5 because there's supposed to be some kind of videotape of that interview
6 is missing for some reason. That's supposed to be part of my discovery.
7 How can the video difference from what's on that paper?

8 MS. MURRAY: And, Your Honor, the --

9 THE DEFENDANT: That's what I'm been trying to say.

10 MS. MURRAY: -- the motion to suppress statements was
11 granted by the Court.

12 THE DEFENDANT: No. It half granted.

13 MS. MURRAY: We did litigate that issue and it was granted.

14 THE DEFENDANT: You granted some of it and denied some
15 of it, but it wasn't all the way presented to you correctly 'cause that video
16 was not presented to you. What I'm telling you that video differs from
17 what's on that paper.

18 THE COURT: A video you've never seen?

19 THE DEFENDANT: A video that I've never seen. I had the
20 interview it.

21 MS. MURRAY: A video that's been represented by the State
22 to not exist. There's -- we have inquired as to a bodycam on this
23 particular officer. It has been represented that this particular officer was
24 not wearing a bodycam. We also addressed this issue when we filed
25 our motion for discovery and --

1 THE COURT: Okay.

2 MS. MURRAY: -- the Court did order that if that bodycam
3 does in fact exist, that it is to be turned over. We haven't received
4 anything. Thus I'm presuming the State stands behind their original
5 representations on that matter.

6 MS. FLECK: We looked into and there was no bodycam, so I
7 don't think that it was [indiscernible - simultaneous speech] --

8 THE DEFENDANT: I'm not talking about the bodycam. I'm
9 talking about when you interview a suspect, there's videotape by the
10 detectives. That video --

11 THE COURT: Not always.

12 THE DEFENDANT: That's what is it says in my paper.

13 THE COURT: Not necessarily.

14 THE DEFENDANT: That's what it says on my paperwork.
15 This interview --

16 THE COURT: Okay. Was there a videotape --

17 THE DEFENDANT: -- this video --

18 THE COURT: -- of the interview?

19 MS. FLECK: Was his -- I'm sure the interviewed that was
20 suppressed; are we talking about that one? Is that what he's talking
21 about?

22 MS. MURRAY: I'm not certain.

23 THE COURT: How many times did you interview with the
24 police, once?

25 THE DEFENDANT: Once.

1 THE COURT: Okay. Was there an interview?

2 MS. FLECK: There was an interview and it was suppressed
3 and --

4 THE COURT: I mean video. I'm sorry.

5 MS. FLECK: I can't make representations --

6 THE COURT: It was suppressed, so okay.

7 MS. FLECK: But I would imagine --

8 THE COURT: It's not coming in.

9 MS. FLECK: -- if there was a video that it's been turned over,
10 but I will look again. We will double check also for bodycams and see if
11 there's any videos that --

12 MS. MURRAY: We were not provided video of the interview
13 room itself. We did request it in a discovery motion. There hasn't been
14 any follow-up on that matter, so I'm not sure whether or not one was
15 later located, but we did receive the transcript.

16 MS. FLECK: I could not make that representation off the top
17 of my head. I would have to go back and look through all the discovery
18 for this --

19 THE COURT: Okay.

20 MS. FLECK: -- particular case.

21 THE COURT: If there's a video of the interview room, it needs
22 to be turned over.

23 MS. FLECK: Absolutely.

24 THE DEFENDANT: Thank you, Your Honor. I just want to
25 save my case.

1 THE COURT: Okay. And you know you're going to trial on
2 January 23rd; right?

3 THE DEFENDANT: Yes, ma'am.

4 MR. SAVAGE: And aren't we --

5 THE DEFENDANT: And I couldn't see how possibly they
6 could be prepared if I have no evidence to fight for myself. They have
7 no evidence to fight for me.

8 MR. SAVAGE: Your Honor, we are going to moving to --

9 THE DEFENDANT: That's ridiculous.

10 MR. SAVAGE: -- continue that trial date. We have uncovered
11 some information that does require further investigation. And then
12 there's another -- there's a conflict with my schedule because I run the
13 training program in the Public Defender's Office and typically that
14 program goes from November and December the last ten years. Once
15 bar results come out, that program is November and December.

16 For some reason this year because of the timing of hiring for
17 the first time, the program has been continued and postponed to start on
18 January 9th. And that makes me unavailable for about eight weeks
19 starting on January 9th. It was just unanticipated when we -- when we
20 scheduled the trial. I just assumed like for the last ten years it'll be
21 November and December and this is the first time that this has
22 happened.

23 But we're also investigating and working with our relationship
24 with Mr. Woods through some important investigation that needs to be
25 done both for trial and penalty phase. We're hoping to get better at this

1 relationship and to recuperate to where he can work with us better and
2 that we can do better investigation on his behalf with his cooperation.
3 So that's where we're at.

4 THE COURT: Okay. Are you asking for a -- are you making a
5 motion to continue today?

6 MR. SAVAGE: Yes, Your Honor.

7 MS. FLECK: Well, we absolutely oppose it. We invoked in
8 this case. And, you know, the scheduling issue in terms of a training
9 program, you know, while I'm sure that it would be nice to have him
10 there to help. I don't know that that trumps a trial certainly. And we've
11 invoked. We have a victim in this case who watched this man kill his
12 mother right in front of her eyes. Stab her to death and die like right in
13 her arms. And she --

14 THE DEFENDANT: That's a false statement.

15 MS. MURRAY: Len --

16 THE DEFENDANT: How can she make a false statement --

17 MS. MURRAY: Leonard, you have to not speak in Court.

18 THE DEFENDANT: -- like that in front of me?

19 THE COURT: The State has their theory of the case and
20 what they believe the evidence is going to show.

21 THE DEFENDANT: Well, she could say I believe --

22 THE COURT: And they're allowed --

23 THE DEFENDANT: -- that's what happened.

24 THE COURT: -- to say it in open court. Okay. And you're
25 allowed to say at the time of trial and that didn't happen. Okay. But --

1 MS. FLECK: Well, that's what she believes.

2 THE COURT: -- their permitted to tell the Court what their
3 theory is. And I know that's what their theory is.

4 MS. FLECK: And that's what she believes happened and
5 that's what she's been living with and suffering with and calls all the
6 time. She's moved back to Las Vegas now in anticipation of, you know,
7 getting through with this part of her life. And it's very, very, very heavy
8 and intense for her. So we did invoke which is not something that the
9 State does on every case, but it's something that we did in this case.

10 We got every piece of evidence that we had in our possession
11 outstanding this video that I don't know about, but -- or don't know if
12 we've given it or not. We gave every piece before we even got it to
13 District Court in anticipation of being ready. So there's absolutely no
14 reason that two years later there would be any investigation that needed
15 to be done. Not one day.

16 MS. MURRAY: And, Your Honor, I can answer that. This
17 case has been in District Court since October 20th of last year. It's a first
18 degree murder with use of a deadly weapon. There are ancillary
19 charges related to that. There are two different incidents. These two
20 different incidents span a period of months. They involve two
21 cellphones, forensic data and recovery on cellphones. They involve
22 charges related to guns. They involve two different crime scenes. They
23 involve transfer back and forth between two different states. We have a
24 victim who resides out of state who -- a surviving victim, the daughter
25 that she speaks of who is a victim to some of the counts. She resides

1 out of state. She is a juvenile.

2 We have information as I've disclosed to the Court at multiple
3 court appearances in the past as well as to the State that this individual
4 has previously made accusations against other men who were in
5 parental or authority figures in her life. We have been looking to get to a
6 more solid basis of that information, so that we could seek the
7 appropriate court orders and have the appropriate hearings on that.

8 We have the gun to locate that information. We have
9 informed Mr. Woods of some of what we have located. It is out of state.
10 We have to go to court out of state in order to localize subpoenas there
11 before we're even able to come back and seek court orders to unseal
12 records there.

13 We have family court involvement in at least two other states
14 that relate to the credibility and would absolutely be areas of fertile cross
15 examination for this young witness.

16 The fact that the State invoked is -- that's fine. The State's
17 permitted to invoke. I would also remind the Court that the State sought
18 multiple continuances when we filed our motion to suppress the
19 statement and have the defense sought continuances of a legal matter
20 during the course of the pendency of the case. I believe that would be
21 considered a waiver.

22 We also have readily informed the State of where we are at on
23 this case. This is a case that if there were to be a first degree with use
24 of a deadly weapon conviction, we would have to hold a penalty phase.
25 We are required to do mitigation which takes an extreme amount of

1 time. And this is not unusual that at barely one year into the litigation of
2 a case of this nature that we have things that are outstanding. It is not
3 unusual at all.

4 We are working very diligently. We have been working as
5 quickly as we can to secure these matters. And we have readily
6 apprised the State when we've known we had problems. We did alert
7 the State at the last court date that we did not anticipate being ready and
8 that we intended to let the Court know that at today's date.

9 So these aren't new issues that we're popping up with today,
10 but these issues have been compounded by the fact that this has been a
11 difficult attorney-client relationship. We have worked together to try to
12 get over the fertiles that have been sort of put in the middle of this case
13 and that is something that has hindered our ability to properly investigate
14 both the trial phase as well as the penalty potential phase of this case.

15 And we simply cannot come before this Court and state that
16 we'll be ready in January, we would be utterly ineffective knowing we
17 have made headway down an avenue that would challenge a large
18 portion of the -- the charges that are currently in the indictment --
19 information.

20 THE COURT: How much time does the defense need to be
21 prepared?

22 MS. MURRAY: I honestly would be making guesses, but I
23 would be more than happy if the Court wanted to perhaps change the
24 calendar call to a status check date to be able to give the Court another
25 update as to where we are with these other matters. I would be making

1 guesses because I'm dealing with other jurisdictions at this point as well.
2 And I don't want to miss any --

3 THE COURT: Well I'm not going to continue it for years.

4 MS. MURRAY: I understand that. I don't want to mislead the
5 Court and say, oh, I know we can have it done by timeline X.

6 THE COURT: You have active litigation in Family Courts and
7 other --

8 MS. MURRAY: We have actively --

9 THE COURT: -- districts.

10 MS. MURRAY: -- we have actively sent out subpoenas.

11 THE COURT: Okay.

12 MS. MURRAY: We have had some confirmed. And we have
13 had some rejected. We now will need to go through the next set of
14 steps. So no, we do not currently have for example, a court order. We
15 have to first come to the Court here, get an order domesticating --

16 THE COURT: Why wouldn't you done that? I'll give you a
17 court order.

18 MS. MURRAY: This has all been in the last couple of weeks.
19 This is very, very new information. We had to track down investigators
20 out of state who did investigation with our mitigation specialist. This has
21 been a litany of stuff. This is not a one phone call process. Could be
22 made very easy if the State would like to run criminal background of the
23 descendant and the family court records of the juvenile named in the
24 complaint, but I anticipate they're going to decline the request.

25 MS. FLECK: It's not about us running it. It's also about it

1 being admissible.

2 MS. MURRAY: Admissibility --

3 MS. FLECK: So --

4 MS. MURRAY: -- is not the question to investigation.

5 MR. ROGAN: Well --

6 MS. MURRAY: Admissibility is a hurdle for later.

7 THE COURT: I'm just trying to figure out what the -- what the

8 criminal background of a deceased --

9 MS. FLECK: Right.

10 THE COURT: -- person --

11 MS. MURRAY: It's relevant as well.

12 THE COURT: To what? And I mean, why haven't you asked

13 for it?

14 MS. MURRAY: We have. It was in our discovery motion.

15 THE COURT: The criminal -- I don't think I've ever been

16 asked for the criminal history --

17 MS. MURRAY: Of the descendant, we did.

18 THE COURT: -- of a descendant.

19 MS. MURRAY: We asked.

20 THE COURT: No. I'm -- I'm not suggesting you didn't.

21 MS. MURRAY: Oh, I'm sorry.

22 THE COURT: I just can't figure out why that would be

23 relevant. And maybe if you think that there's -- I mean, I don't know.

24 Maybe if you want to add -- if you want to prepare a motion that goes

25 into more detail because --

1 MS. MURRAY: At this stage, I don't think we have enough
2 solid factual information that I could put forth before the Court. We have
3 a good faith reasonable belief that these things exist. We are getting
4 information routinely as we continue to go down our various channels
5 that confirm our good faith belief. But no, at this point I wouldn't put
6 something in a declaration and declare it to be true and sign my name
7 with my bar number to that. I couldn't do that.

8 THE COURT: Okay.

9 MR. ROGAN: Judge, here's -- here's the issue also from the
10 State's perspective. We were informed of this months and months and
11 months and months ago that there was something I believe in the State
12 of Arizona with regard to the victim's father that was I would have to say
13 about this time last year. So I would like to know what specifically or at
14 least I don't need to know, but I want to Court to at least inquire what
15 has been done in that past year to achieve the ends that they say
16 they're working for. Because I can't imagine that the information that
17 they're looking for takes over a year's time to accumulate.

18 MS. MURRAY: I'm more than happy to answer that in a
19 sealed affidavit to the Court, but there is no provision that requires me to
20 disclose my investigate stuff to the State especially prior to -- to trial
21 because I'm not required to disclose the defense to the State. But I'm
22 more than happy --

23 MR. ROGAN: That's why I said --

24 MS. MURRAY: -- to provide it in affidavit under seal to the
25 Court.

1 MR. ROGAN: That's fine, but I would love the Court to have
2 that so that we -- when we're six months down the line when they're
3 saying we still don't have it, we can continue to show what steps and
4 that they're actively actually trying to work that this case is going to trial.
5 Because we have seen recently cases like the Boston Marathon
6 bombing, the Dylann Roof trial, go to trial in less time than it takes for
7 this case to go to trial and that's absurd. That's -- that's just absurd to
8 hear there's several crimes in this case. Yes, there are. But they don't
9 compare to that case. They don't compare to the Boston Marathon
10 bombing and yet somehow they can go to trial in 18 months on those
11 capital murder cases and this one can't.

12 And even if we were not to talk about a Federal trial, but the
13 Hernandez trial in Massachusetts, 18 months. Here we're dealing with
14 years and years and years and at some point somebody's got to do
15 something about this.

16 MS. MURRAY: First --

17 THE COURT: It's been one year; correct?

18 MS. MURRAY: It's been one.

19 THE COURT: One calendar year?

20 MS. MURRAY: Exactly.

21 MR. ROGAN: October was when this was filed.

22 THE COURT: So --

23 MS. MURRAY: October [indiscernible] --

24 MR. ROGAN: The murder happened --

25 MS. MURRAY: -- is when we appeared in District Court.

1 MR. ROGAN: -- sometime before that.

2 THE COURT: Okay.

3 MS. MURRAY: So that is correct, 13 months I think would be
4 a more fair statement.

5 MS. FLECK: The only other thing that I would say is is that,
6 you know, there is a difference between if it's admissible or not. I mean
7 to continue a trial so that the defense can investigate something that in
8 the end is not admissible any way, that's not a valid reason for a
9 continuance. So if we're --

10 THE COURT: It's not my understanding that they're trying to
11 investigate the descendant's criminal history. It sounds like they believe
12 --

13 MS. MURRAY: [indiscernible]

14 THE COURT: -- that there are allegations made against other
15 people that may have been in the mother's life --

16 MR. SAVAGE: That's correct.

17 THE COURT: -- and had a parental role that the victim in this
18 case made I don't know some sort of allegations against.

19 MS. MURRAY: You are correct.

20 MR. SAVAGE: That's correct.

21 THE COURT: I'm assuming they're criminal.

22 MS. MURRAY: You are correct.

23 THE COURT: I don't know how the descendant's criminal
24 history has anything to do with that.

25 MS. MURRAY: It -- again, I'm more than happy to lay things

1 out in an affidavit under seal. I just don't think --

2 THE COURT: Okay.

3 MS. MURRAY: -- I need to [indiscernible] --

4 THE COURT: All right.

5 MS. MURRAY: -- crumbs for the State.

6 THE COURT: You can -- you can prepare an affidavit and the
7 January 17th calendar call will be a status check. And be prepared to
8 inform the Court how long you think you're going to need for a
9 continuance 'cause at some point you got to go to trial.

10 MR. SAVAGE: Absolutely.

11 MS. MURRAY: We understand that.

12 MR. SAVAGE: We understand that. Thank you, Your Honor.

13 MS. FLECK: Thank you.

14 MR. ROGAN: Thank you, Your Honor.

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

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

THE COURT: So January 17th --

THE CLERK: At 8:30.

THE COURT: -- at 8:30.

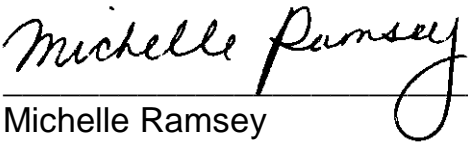
THE CLERK: Thank you.

MS. MURRAY: Thank you.

[Hearing concluded at 10:32 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.



Michelle Ramsey
Court Recorder/Transcriber



1 **RTRAN**

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

7
8 THE STATE OF NEVADA,) CASE NO. C-15-309820-1
9 Plaintiff,) DEPT. NO. XII
10 vs.)
11 LEONARD WOODS,)
12 Defendant.)

13
14 BEFORE THE HONORABLE MICHELLE LEAVITT, DISTRICT COURT JUDGE

15 TUESDAY, JANUARY 17, 2017

16 ***RECORDER'S TRANSCRIPT OF HEARING:***

17 ***ALL PENDING MOTIONS***

18 **APPEARANCES:**

19 For the State: RICHARD H. SCOW, ESQ.,
20 Chief Deputy District Attorney

21 For the Defendant: JULIA M. MURRAY, ESQ.,
22 Deputy Public Defender
23 JORDAN S. SAVAGE, ESQ.
24 Assistant Special Public Defender

25 **RECORDED BY: KRISTINE SANTI, COURT RECORDER**

1 Las Vegas, Nevada; Tuesday, January 17, 2017

2 [Hearing commenced at 9:39 a.m.]

3
4 THE COURT: State of Nevada versus Leonard Woods,
5 C309820.

6 MS. MURRAY: Julia Murray and Jordan Savage on behalf of
7 Mr. Woods. He's present, in custody.

8 I just approached Mr. Scow to let him know, I happen to know
9 that Ms. Fleck is starting a trial in Judge Villani's courtroom. I know it's a
10 death case that the jury was expected to be in the courtroom by 10 a.m.

11 THE COURT: Okay.

12 MS. MURRAY: I'm thinking that there is a calendaring
13 mistake this morning because we threw around a lot of dates the last
14 time we were here. I just texted her and said that I was going to request
15 that the status check just continue three weeks. That should be plenty
16 of time for her trial to be done. I haven't received an answer, but I don't
17 -- I asked -- she didn't leave a file. I don't think she would no-show. I
18 know she's got some scheduling issues and we have scheduling issues
19 that need to be worked out to set the trial date. To the interest of
20 accommodating everybody, I just think it's probably the most
21 appropriate.

22 MR. SCOW: I'll submit it. I -- I don't have information, but if --
23 if she's starting trial now and this case is supposed to be set for trial the
24 23rd.

25 MS. MURRAY: No. No. We've already vacated those dates.

1 We were just here --

2 MR. SCOW: Oh, they were vacated.

3 MS. MURRAY: -- to status check a future trial date.

4 MR. SCOW: That's -- that's fine and I don't oppose.

5 THE COURT: Right. Okay. Three weeks.

6 THE CLERK: February 9, 8:30.

7 MS. MURRAY: Was that the 9th?

8 THE CLERK: February 9.

9 MS. MURRAY: Thank you.

10 [Hearing concluded at 9:41 a.m.]

11

12

13

14

* * * * *

15

16

17

18

19


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

22

23

24

25


Michelle Ramsey
Court Recorder/Transcriber



1 **RTRAN**

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

7
8 THE STATE OF NEVADA,)
9 Plaintiff,)
10 vs.)
11 LEONARD WOODS,)
12 Defendant.)

CASE NO. C-15-309820-1
DEPT. NO. XII

13
14 BEFORE THE HONORABLE MICHELLE LEAVITT, DISTRICT COURT JUDGE

15 THURSDAY, FEBRUARY 9, 2017

16 **RECORDER'S TRANSCRIPT OF HEARING:**

17 **STATUS CHECK: RESET TRIAL DATE**

18
19 **APPEARANCES:**

20 For the State: JEFFREY S. ROGAN, ESQ.,
21 Chief Deputy District Attorney

22 For the Defendant: JULIA M. MURRAY, ESQ.,
23 Deputy Public Defender

24
25 **RECORDED BY: KRISTINE SANTI, COURT RECORDER**

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

Las Vegas, Nevada; Thursday, February 9, 2017

[Hearing commenced at 8:32 a.m.]

THE COURT: State of Nevada versus Leonard Woods,
C309820.

MS. MURRAY: Good morning.

THE COURT: He's not present yet.

MS. MURRAY: Good morning. Julia Murray from the Public
Defender's Office on his behalf.

MR. ROGAN: And Jeff Rogan on behalf of the State.

MS. MURRAY: And we did get together since the last court
appearance and look at dates. And I think a date that worked for both of
us as well as for your Court was the trial date of January 22nd; correct?

MR. ROGAN: That's correct.

MS. MURRAY: Yeah.

THE COURT: Next year?

MS. MURRAY: That's correct. There's some --

THE COURT: You mean --

MS. MURRAY: -- if you'd like us to approach, we can explain.

THE COURT: -- in another year?

MS. MURRAY: One of the District Attorney's --

MR. ROGAN: Ms. Fleck is --

MS. MURRAY: -- will be out on leave.

THE COURT: Oh, that's right.

MR. ROGAN: Right.

1 MS. MURRAY: Yeah.

2 THE COURT: That's right. Okay.

3 MR. ROGAN: So at this point given -- given that fact, Your
4 Honor, the State's going to waive. We had previously invoked on this,
5 but --

6 THE COURT: Okay.

7 MS. MURRAY: And she doesn't return until, what is it, end of
8 November?

9 MR. ROGAN: Yeah.

10 MS. MURRAY: Yeah.

11 THE COURT: Okay.

12 THE CLERK: Calendar call January 16th, 2018, 8:30. Jury
13 trial January 22, 2018, 1:30.

14 MS. MURRAY: Thank you.

15 MR. ROGAN: Thank you.

16 THE COURT: Are you going to stay and let him know when
17 he gets here?

18 MS. MURRAY: I am. I also have Mr. Wesley on.

19 THE COURT: Okay.

20 MS. MURRAY: I'm waiting on a DA on that, so I'll be around.

21 ///

22 ///

23 ///

24 ///

25 ///

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

THE COURT: Okay.


MS. MURRAY: Yeah.

THE COURT: All right.

[Hearing concluded at 8:35 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.



Michelle Ramsey
Court Recorder/Transcriber



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE#: C-15-309820-1
DEPT. III

10 vs.

11 LEONARD RAY WOODS,
12 Defendant.

13
14 BEFORE THE HONORABLE DOUGLAS W. HERNDON, DISTRICT COURT JUDGE
15 WEDNESDAY, SEPTEMBER 27, 2017

16 **RECORDER'S TRANSCRIPT OF HEARING:**
17 **STATUS CHECK: TRIAL READINESS**

18
19 APPEARANCES:

20 For the State:

STEVEN ROSE, ESQ.
Deputy District Attorney

21
22 For the Defendant:

JULIA M. MURRAY, ESQ.
Deputy Public Defender

23
24
25 RECORDED BY: SARA RICHARDSON, COURT RECORDER

1 Las Vegas, Nevada, Wednesday, September 27, 2017

2
3 [Hearing began at 9:33 a.m.]

4 THE COURT: State of Nevada versus Leonard Woods,
5 309820. Mr. Woods is present in custody.

6 This is on for a first appearance in Department 3 to get it
7 assigned out to a new department with a January 22nd trial date.

8 How are we doing?

9 MS. MURRAY: And the district attorneys that are assigned to
10 this are Ms. Fleck and Mr. Rogan. Ms. Fleck is currently on leave and
11 Mr. Rogan contacted me last night and asked me to let the Court know
12 that he is currently in a jury trial that conflicted with the start time this
13 morning.

14 THE COURT: Okay.

15 MS. MURRAY: He asked that we pass this one week --

16 THE COURT: Okay.

17 MS. MURRAY: -- to allow the Court to know what's going on.

18 I can tell the Court to your general questions you ask as far as
19 this, there are some outstanding discovery matters. I did send another
20 follow-up request to the State and Mr. Rogan hopes to have answers on
21 those next week when we come in.

22 THE COURT: Okay.

23 MS. MURRAY: They relate to affidavits related to a search
24 warrant, potentially two search warrants, as well as some body cams,
25 and he said that he'll have answers potentially when we're here next

1 week.

2 THE COURT: Okay. All right. We will pass it over then to.

3 THE CLERK: October 4th at 9:00 a.m.

4 MS. MURRAY: And then --

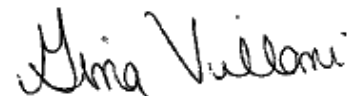
5 THE COURT: And at that time we can discuss getting it
6 assigned out.

7 MS. MURRAY: Thank you.

8
9 [Hearing concluded at 9:34 a.m.]

10 * * * * *

11
12
13
14
15
16
17
18
19
20 ATTEST: I do hereby certify that I have truly and correctly transcribed the
21 audio/video proceedings in the above-entitled case to the best of my ability.

22 

23 Gina Villani
24 Court Recorder/Transcriber
25 District Court Dept. IX



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,
10 vs.
11 LEONARD RAY WOODS,
12 Defendant.

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
CASE#: C-15-309820-1
DEPT. III

BEFORE THE HONORABLE DOUGLAS W. HERNDON, DISTRICT COURT JUDGE
WEDNESDAY, OCTOBER 4, 2017

**RECORDER'S TRANSCRIPT OF HEARING:
STATUS CHECK: TRIAL READINESS**

APPEARANCES:

For the State:

JEFFREY S. ROGAN, ESQ.
Chief Deputy District Attorney

For the Defendant:

JULIA M. MURRAY, ESQ.
Deputy Public Defender

RECORDED BY: SARA RICHARDSON, COURT RECORDER

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

Las Vegas, Nevada, Wednesday, October 4, 2017

[Hearing began at 9:40 a.m.]

THE COURT: On Mr. Woods' matter, 309820. He's present in custody.

This is on for a status check. We need to get the matter assigned out. It has a trial date of January 22nd.

What's going on, guys?

MR. ROGAN: Your Honor, Jeff Rogan on behalf of the State.

MS. MURRAY: Julia Murray on behalf of Mr. Woods.

MR. ROGAN: Ms. Murray had sent over an email some time ago asking for additional discovery that I don't have. I'm going to go over to Metro and speak with Detective Embrey to retrieve those particular items that she's requested.

THE COURT: Okay.

MR. ROGAN: And see if they exist.

Additionally, I don't believe an offer has ever been conveyed on this case.

THE COURT: Okay.

MR. ROGAN: So as soon as Ms. Fleck returns from maternity leave, we'll have an offer conveyed over to Ms. Murray.

THE COURT: When is that?

MR. ROGAN: I think it's this month.

MS. MURRAY: I thought it was in November.

MR. ROGAN: November 3rd.

1 THE COURT: November 3rd, okay.

2 MR. ROGAN: As soon as she returns, we'll convey an offer to
3 her, to Ms. Murray.

4 THE COURT: Okay.

5 MR. ROGAN: In advance of the trial date.

6 THE COURT: Well, I'm next up to receive the assignment, the
7 problem is I have three set for the 22nd right now. I don't know what
8 you-all's calendars look like. I can hold off assigning it out until
9 Ms. Fleck gets back, if you want to have an opportunity to discuss some
10 offers before then, before we assign it out. But the longer we wait, the
11 more, you know, difficult it is in terms of maintaining that trial date. I can
12 tell you there's a bunch of 'em set for that week. So every one of the
13 four departments has at least one trial set that week.

14 MR. ROGAN: Right.

15 I think we're going to run into the same problem whether we
16 set it this week or we set November 3rd.

17 THE COURT: Okay.

18 MS. MURRAY: And since you're aware of what's been going
19 with the discovery, it would be my preference to just stay and have the
20 consistency of --

21 THE COURT: Okay.

22 MS. MURRAY: -- someone that's already involved.

23 MR. ROGAN: I would agree with that.

24 THE COURT: All right. Well, then here's what I'll do, I'm just
25 going to go ahead and assign it to myself today. We'll leave the trial

1 date in place for right now. We'll set a status check in about 30 days but
2 sometime after November 3rd.

3 THE CLERK: Let's do November 8th at 9:00 a.m.

4 MS. MURRAY: Thank you.

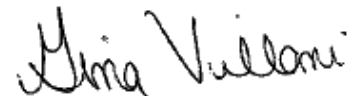
5 MR. ROGAN: Thank you, Your Honor.

6 THE COURT: All right, guys, thank you.

7
8 [Hearing concluded at 9:43 a.m.]

9 * * * * *

10
11
12
13
14
15
16
17
18 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.

19
20 

21 Gina Villani
22 Court Recorder/Transcriber
23 District Court Dept. IX
24
25



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,

9 Plaintiff,

10 vs.

11 LEONARD RAY WOODS,

12 Defendant.

CASE#: C-15-309820-1

DEPT. III

13
14 BEFORE THE HONORABLE DOUGLAS W. HERNDON, DISTRICT COURT JUDGE
15 WEDNESDAY, NOVEMBER 8, 2017

16 **RECORDER'S TRANSCRIPT OF HEARING:**
17 **STATUS CHECK: TRIAL READINESS**

18
19 APPEARANCES:

20 For the State:

MICHELLE FLECK, ESQ.
JEFFREY S. ROGAN, ESQ.
Chief Deputy District Attorneys

22
23 For the Defendant:

JORDAN S. SAVAGE, ESQ.
JULIA M. MURRAY, ESQ.
Deputy Public Defenders

24
25 RECORDED BY: SARA RICHARDSON, COURT RECORDER

1 Las Vegas, Nevada, Wednesday, November 8, 2017

2
3 [Hearing began at 10:02 a.m.]

4 THE COURT: Leonard Woods, 309820, present in custody.
5 This is on for a status check on trial readiness. We have a January trial
6 date pending right now.

7 MS. MURRAY: Your Honor, we actually move -- it's also on
8 for a motion to dismiss counsel that was filed by Mr. Woods.

9 THE COURT: Well, I, you know, I noted last night that that
10 was filed. It's actually not on calendar until the 16th. So I haven't even
11 seen it yet because we're in trial so.

12 MS. MURRAY: Okay. We had been communicating with your
13 chambers and we had had that moved up for the reason of not delaying
14 the trial one way or the other.

15 THE COURT: Well, okay.

16 MS. MURRAY: I understand if the Court hasn't read it it's
17 certainly important that the Court read it.

18 THE COURT: Yeah, I mean, I -- it -- it shows on calendar for
19 the 16th, my law clerk put a note on there that it was printed and briefed,
20 but I haven't looked at it 'cause it wasn't on calendar for today as far as I
21 knew and I was just trying to get through the status checks.

22 MS. MURRAY: That's fine. That's fine from our prospective
23 and we're happy to come back on the 16th and address it.

24 I can tell you exactly what I reached out to the State and your
25 chambers regarding, which is I think it absolutely is going to require a

1 *Young* hearing in this particular case, this is the fourth or potentially fifth
2 motion of this nature.

3 THE COURT: Okay.

4 MS. MURRAY: And it's also -- there have been some
5 discussions on the record regarding *Faretta* in the past. So I do think
6 that this has gone quite a distance, it needs to be properly followed
7 through on --

8 THE COURT: Okay.

9 MS. MURRAY: -- from everyone's perspectives.

10 So I had contacted because I knew you were in the Clay trial
11 and wasn't sure if you had that availability on your calendar on the 16th.
12 So obviously we'd be asking to clear the courtroom for that hearing so
13 that all parties can speak freely.

14 [Colloquy between the District attorney and Defense Counsel]

15 THE COURT: I'm going to guess, no, on the 16th actually.

16 [Colloquy between the Court and the Court Clerk]

17 MS. MURRAY: And we'd be amenable to set at any point
18 during that day because --

19 THE COURT: The 15th?

20 MS. MURRAY: Any day, any time really.

21 THE COURT: I mean, how much time do you think it -- that
22 we're going to need?

23 MS. MURRAY: I can tell you that it was a rather lengthy
24 motion, they've all been rather lengthy, it took me approximately six plus
25 pages to respond in our context so.

1 THE COURT: I mean, we -- I can do it within an hour; right?

2 MS. MURRAY: I think so, yes.

3 THE COURT: Okay. Then let's do it for next Wednesday the
4 15th. We'll move it back from the 16th to the 15th.

5 And you can just plan on it not starting before 9:30 because
6 we have some status checks, you-all may have status checks on that
7 day as well because it's a homicide calendar, but we'll do it once we get
8 through the status checks on that morning.

9 MS. FLECK: Will we need to be here?

10 THE COURT: Well, I would think so. Even though you may
11 step out at some point I would think you would kind of want to know what
12 was going on.

13 MS. MURRAY: What they had proposed to me, and I told
14 them that I had no problem with, was if we came and whatever calendar
15 deputy just opened the case --

16 THE COURT: Right.

17 MS. MURRAY: -- since they're going to be removed anyhow,
18 that I would send them a text message --

19 THE COURT: Oh, all right --

20 MS. MURRAY: -- or let them know when you were ready to
21 rule.

22 THE COURT: -- well, then you don't have to show up.

23 MS. FLECK: Just --

24 MS. MURRAY: But that's up to the Court obviously.

25 MS. FLECK: -- yeah, only just 'cause --

1 THE COURT: Same thing, you guys may have status checks
2 on that day as well. If you don't, and you don't want to show up, then,
3 yeah, Julia can let you know what happens --

4 MS. MURRAY: And I don't have any problem with that.

5 THE COURT: -- or you can call Molly or whatever.

6 MS. FLECK: Okay.

7 MR. ROGAN: All right. Thank you, Your Honor.

8 THE COURT: Okay, yep.

9 MS. FLECK: Thank you so much.

10 THE COURT: All right. So it'll be the 15th, it'll be at 9 o'clock
11 but we'll start it after the status checks.

12 MS. MURRAY: That's fine. Thank you.

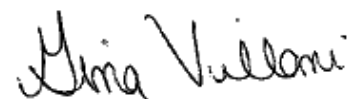
13 MS. FLECK: Thank you.

14 THE COURT: Thank you.

15
16 [Hearing concluded at 10:05 a.m.]

17 * * * * *

18
19
20 ATTEST: I do hereby certify that I have truly and correctly transcribed the
21 audio/video proceedings in the above-entitled case to the best of my ability.

22 

23 Gina Villani
24 Court Recorder/Transcriber
25 District Court Dept. IX

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

LEONARD RAY WOODS,) No. 78816
)
Appellant,)
)
v.)
)
THE STATE OF NEVADA,)
)
Respondent.)
)

DARIN IMLAY Clark County Public Defender 309 South Third Street Las Vegas, Nevada 89155-2610 Attorney for Appellant	STEVE WOLFSON Clark County District Attorney 200 Lewis Avenue, 3 rd Floor Las Vegas, Nevada 89155 AARON FORD Attorney General 100 North Carson Street Carson City, Nevada 89701-4717 (702) 687-3538 Counsel for Respondent
---	--

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 13 day of February, 2020. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage pre-paid, addressed to:

LEONARD RAY WOODS, #1216972
HIGH DESERT STATE PRISON
P.O. BOX 650
INDIAN SPRINGS, NV 89070

BY /s/ Rachel Howard
Employee, Clark County Public Defender's Office