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Aug 12 2020 09:37 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

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Respondent.

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Counsel for Respondent

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CHRISTOPHER SENA
Case No. 79036

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MOT
PHILIP J. KOHN, PUBLIC DEFENDER
NEVADA BAR NO. 0556
VIOLET R. RADOSTA, DEPUTY PUBLIC DEFENDER
NEVADA BAR NO. 5747
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DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,)	
)	
Plaintiff,)	CASE NO. C-15-311453-1
)	
v.)	DEPT. NO. XIX
)	
CHRISTOPHER SENA,)	
)	DATE: December 11, 2017
Defendant,)	TIME: 8:30 a.m.

**MOTION FOR STAY PENDING RESOLUTION OF DEFENDANT'S PETITION FOR
WRIT OF MANDAMUS/PROHIBITION**

COMES NOW, the Defendant, CHRISTOPHER SENA, by and through VIOLET R. RADOSTA, Deputy Public Defender and hereby moves to stay all proceedings in the District Court pending resolution of Defendant's Petition for Writ of Mandamus / Prohibition currently pending before the Nevada Supreme Court.

This Motion is made and based upon all the papers and pleadings on file herein, the attached Declaration of Counsel and Memorandum of Points and Authorities, and oral argument at the time set for hearing this Motion.

DATED this 27th day of November, 2017.

PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

By: /s/ Violet R. Radosta
VIOLET R. RADOSTA, #5747
Deputy Public Defender

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1. I am an attorney licensed to practice law in the State of Nevada and I am a Deputy Public Defender for the Clark County Public Defender's Office, counsel of record for Defendant CHRISTOPHER SENA, in the present matter;

3. I am more than 18 years of age and am competent to testify as to the matters stated herein. I am familiar with the procedural history of the case and the substantive allegations made by The State of Nevada. I also have personal knowledge of the facts stated herein or I have been informed of these facts and believe them to be true.

EXECUTED this 27th day of November, 2017.

1635

POINTS AND AUTHORITIES

RELEVANT FACTS AND PROCEDURAL HISTORY

This factual history will only address facts pertinent to this motion to dismiss. The motion addresses charges involving alleged conduct against A.S..

Defendant, CHRISTOPHER SENA, is charged by way of State's Information with the crimes of CONSPIRACY TO COMMIT SEXUAL ASSAULT (Category B Felony - NRS 200.364, 200.366, 199.480), SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE (Category A Felony - NRS 200.364, 200.366), LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (Category A Felony - NRS 201.230), SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE (Category A Felony - NRS 200.364, 200.), INCEST (Category A Felony - NRS 201.180), OPEN OR GROSS LEWDNESS (Category D Felony - NRS 201.210), SEXUAL ASSAULT (Category A Felony - NRS 200.364, 200.366), PREVENTING OR DISSUADING WITNESS OR VICTIM FROM REPORTING CRIME OR COMMENCING PROSECUTION (Category D Felony - NRS 199.305), CHILD ABUSE AND NEGLECT, SEXUAL ABUSE OR EXPLOITATION (Category B Felony - NRS 200.508(1)), POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD (Category B Felony - NRS 200.700, 200.730), USE OF MINOR IN PRODUCING PORNOGRAPHY (Category A Felony - NRS 200.700, 200.710.1, 200.750) and USE OF MINOR UNDER THE AGE OF 14 IN PRODUCING PORNOGRAPHY (Category A Felony - NRS 200.700, 200.710.1, 200.750). The Co-Defendant's in this case are DEBORAH SENA and TERRIE SENA. The crimes allegedly occurred on or between May 22, 2001 and June 30, 2014. The alleged victims are A.S., T.S., B.S., R.S., E.C., I.G., T.G., and M.C.

Mr. Sena entered a NOT GUILTY plea to all charges on January 20, 2016. Mr. Sena waived his right to a speedy trial and the jury trial was set for the week of November 14, 2016. On April 4, 2016, Defendant filed his Petition for Writ of Habeas Corpus. The writ was argued, and the Court denied the defendant's Writ on October 12, 2016. The November 14, 2016 trial was continued at defendant's request and reset for September 11, 2017. On August 7, 2017,

1 Defendant filed a Motion to Compel Discovery. The motion was set for argument on August
2 23, 2017 and taken off calendar by the Court for reasons unrelated to this motion. In August
3 2017, the State filed a Motion to admit other wrong and/or acts. The Court ruled on the State's
4 motion on September 25, 2017 granting most of the State's requests.

5 On August 7, 2017, the Defense file a Motion to Dismiss 52 of the 124 counts Mr. Sena
6 is charged with for violation of the statute of limitations. The Defense argued that all charges
7 alleging A.S. as a alleged victim needed to be filed within 4 years of her 18th birthday per the
8 applicable statute of limitations. The Court denied the defense's Motion to Dismiss on August
9 30, 2017 stating that the statute of limitations had not be violated.

10 The defense requested a transcript of the oral argument and denial of the motion. The
11 transcript was prepared and received by the defense on November 1, 2017.

12 The defense is prepared to file a Petition for Writ of Mandamus/Prohibition with the
13 Nevada Supreme Court for the denial of the Motion to Dismiss. Per Nevada Rules of Appellate
14 Procedure 8(a), a stay must be requested from the District Court. This Motion follows.

15 ARGUMENT

16 Pursuant to NRAP 8(a)(1):

17 A party must ordinarily move first in the district court for the following relief:

18 (A) a stay of the judgment or order of, or proceedings in, a district court pending appeal
19 or resolution of a petition to the Supreme Court for an extraordinary writ;

20 The Nevada Supreme Court has held there are four factors it considers when determining
21 whether to grant a stay. Those factors are:

22 (1) Whether the object of the appeal or writ petition will be defeated if the stay is denied;

23 (2) Whether appellant/petitioner will suffer irreparable or serious injury if the stay is
24 denied;

25 (3) Whether respondent/real party in interest will suffer irreparable or serious injury if the
26 stay is granted; and
27

1 (4) Whether appellant/petitioner is likely to prevail on the merits in the appeal or writ
petition.

2 Hansen v. District Court, 116 Nev. 650, 657, 6 P.3d 982, 986 (2000).

3 Here, Defendant is prepared to argue in his writ petition currently waiting to be filed with
4 the Nevada Supreme Court that the District Court erred in denying the Motion to Dismiss for
5 failure to comply with the relevant statute of limitations. There are 52 counts that were the
6 subject of the Motion to Dismiss and they all concern the same alleged victim, A.S. The vast
7 majority of those criminal charges carry a life sentence with the possibility of parole at either 10,
8 20 or 25 years. Should the stay be denied, the object of the writ will be denied because Mr.
9 Sena will face 52 unlawful criminal charges at jury trial. Violation of statute of limitations is a
10 legal argument and not a matter for the jury to decide. *Dozen?*

11 Additionally, Mr. Sena (appellant/petitioner) will suffer irreparable harm and/or serious
12 injury should the stay be denied for a similar reason as stated above. The issue raised in Mr.
13 Sena's Motion to Dismiss is a complex legal argument dealing with laws that have since be
14 amended and determinations whether or not the allegations were committed in a 'secret manner'.
15 These are matters of law, not factual matters which are the purview of the jury. Should the stay
16 be denied, petitioner will be forced to defend more than 50 charges that carry life sentences and
17 that span more than 15 years. Common sense and judicial economy favors allowing the Nevada
18 Supreme Court to rule on Defendant's writ before the commencement of the jury trial.

19 Moreover, the respondent or real party in interest will not suffer irreparable harm should
20 the proceedings be stayed in the District Court because should the Defense prevail in on its
21 argument regarding the violation of the statute of limitations, there are approximately 70 other
22 criminal charges pending in this case against Mr. Sena in this case. Most of those 70 criminal
23 charges also carry potential life sentences.

1 Lastly, with respect to the fourth factor, that Defendant is likely to prevail on the merits,
2 the Nevada Supreme Court has held, “when moving for a stay pending an appeal or writ
3 proceedings, a movant does not always have to show a probability of success on the merits, the
4 movant must “present a substantial case on the merits when a serious legal question is involved
5 and show that the balance of equities weighs heavily in favor of granting the stay.” Hansen, 116
6 Nev. at 659, 6 P.3d at 987; citing Ruiz v. Estelle, 650 F.2d 555, 565 (5th Cir. 1981).
7

8 Here, Defendant contends that he is likely to prevail as he has clearly demonstrated that
9 the State’s failed to file the criminal charges involving A.S. within 4 years of her 18th birthday,
10 which was the relevant statute of limitations at the time. And, as stated earlier, should the
11 Supreme Court grant Defendant’s petition, the State would be barred from presenting these 52
12 counts to the jury thereby shortening the entire case presentation by the State by a significant
13 amount. A.S. is the biological daughter of Defendant. She alleges more incidents than any
14 other alleged victim and that the alleged abuse lasted for many, many years compared to most
15 other alleged victims. Furthermore, while there is video evidence involving most of the other
16 alleged victims, there is no corroborating video evidence to A.S.’s allegations. Her testimony
17 and cross examination will most likely be the longest and most confrontational of the trial. It
18 would serve all parties to have the legal issue of the failure to comply with the applicable statute
19 of limitations decided prior to the presentation of A.S. as a trial witness. Here, balancing the
20 equities weighs heavily in favor of granting a stay.
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CONCLUSION

For the aforementioned reasons, defense counsel respectfully requests that this Court grant Defendant's Motion to Stay the proceedings to allow the Defendant to file his Writ of Mandamus/Prohibition with the Nevada Supreme Court.

DATED this 27th day of November, 2017.

PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

By: /s/ Violet R. Radosta
VIOLET R. RADOSTA, #5747
Deputy Public Defender

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YOU WILL PLEASE TAKE NOTICE that the Public Defender's Office will bring the foregoing Motion for Stay on for hearing before the Court on the 11th day of December, 2017 at 8:30 a.m. in Department 19 of the District Court.

PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

CERTIFICATE OF ELECTRONIC SERVICE

District Attorney's Office
E-Mail Address:
Jennifer.Georges@clarkcountyda.com

By: /s/ Annie McMahan
An employee of the
Clark County Public Defender's Office



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Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

-vs-

CHRISTOPHER SENA,
#0779849

Defendant.

CASE NO: **C-15-311453-1**

DEPT NO: **XIX**

STATE'S OPPOSITION TO DEFENDANT'S MOTION FOR STAY PENDING
RESOLUTION OF DEFENDANT'S PETITION FOR WRIT OF
MANDAMUS/PROHIBITION

DATE OF HEARING: **DECEMBER 11, 2017**
TIME OF HEARING: **8:30 AM**

COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, District Attorney, through JAMES R. SWEETIN, Chief Deputy District Attorney, and hereby submits the attached Points and Authorities in Opposition to Defendant's Motion for Stay Pending Resolution of Defendant's Petition for Writ of Mandamus/Prohibition.

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

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1 **POINTS AND AUTHORITIES**

2 **STATEMENT OF FACTS RELEVANT TO THIS OPPOSITION**

3 Defendant, CHRISTOPHER SENA, is charged by way of Amended Criminal
4 Information with the crimes of CONSPIRACY TO COMMIT SEXUAL ASSAULT
5 (Category B Felony - NRS 200.364, 200.366, 199.480), SEXUAL ASSAULT WITH A
6 MINOR UNDER FOURTEEN YEARS OF AGE (Category A Felony - NRS 200.364,
7 200.366), LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (Category A Felony -
8 NRS 201.230), SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE
9 (Category A Felony - NRS 200.364, 200.), INCEST (Category A Felony - NRS 201.180),
10 OPEN OR GROSS LEWDNESS (Category D Felony - NRS 201.210), SEXUAL ASSAULT
11 (Category A Felony - NRS 200.364, 200.366), PREVENTING OR DISSUADING WITNESS
12 OR VICTIM FROM REPORTING CRIME OR COMMENCING PROSECUTION (Category
13 D Felony - NRS 199.305), CHILD ABUSE AND NEGLECT, SEXUAL ABUSE OR
14 EXPLOITATION (Category A Felony - NRS 200.508(1)), POSSESSION OF VISUAL
15 PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD (Category B Felony -
16 NRS 200.700, 200.730), USE OF MINOR IN PRODUCING PORNOGRAPHY (Category A
17 Felony - NRS 200.700, 200.710.1, 200.750) and USE OF MINOR UNDER THE AGE OF 14
18 IN PRODUCING PORNOGRAPHY (Category A Felony - NRS 200.700, 200.710.1,
19 200.750).

20 The Co-Defendant's in this case are DEBORAH SENA and TERRIE SENA. The
21 crimes occurred on or between May 22, 2001 and June 30, 2014. The victims are A.S., T.S.,
22 B.S., R.S., E.C., T.G., and M.C.

23 A preliminary hearing commenced in this matter on August 27, 2015 and was
24 concluded after four separate days of testimony on September 18, 2015. For the purpose of
25 providing this Court with the most complete Statement of Facts the State will refer to the
26 testimony provided at the preliminary hearing.

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The Preliminary Hearing Testimony of Terrie Sena

On August 27, 2015, Terri Sena testified that she was familiar with Defendant because he is her ex-husband and they were married from September 1990 to August 1997. Terrie Sena testified that she was familiar with the residence located at 6012 Yellowstone Avenue, Las Vegas, Clark County, Nevada, in that she lived there for fifteen (15) years, from 1998 through 2013; and, from January 2014 until June 2014. PHT, Vol. I, pp. 13-14. Terrie Sena testified that over the period of time that she lived at the residence, she lived there with Defendant and his wife, Deborah Sena, Terrie's biological daughter with Defendant, A.S., Terrie's biological son with Defendant, T.S., Terrie's step-son, B.S., who is the biological son of Defendant and Deborah Sena; and, R.S., Terrie Sena's biological son with another man. PHT, Vol. I, pp. 14-16. While living at the residence, Terrie's younger sister, M.C., and her niece, M.C.'s daughter, E.C., occasionally visited her at the Yellowstone address. Terrie Sena testified that her other sister, K.G., also had occasion to visit the residence. PHT, Vol I., pp. 17-18.

Terrie Sena testified that she had been charged with things that happened at the Yellowstone address. Terrie Sena testified that those charges were resolved when she agreed to plead guilty to one count of sexual assault; and, agreed to a sentence of ten years to life in prison, as well as to testify truthfully in the court proceeding. PHT, Vol. I, pp. 18-20. Terrie Sena testified that she was, in fact, sentenced to 10 years to life in prison. PHT, Vol. I, p. 21.

Terrie Sena testified that while she was living at the Yellowstone residence, she became aware that sexual acts were being committed. Terrie Sena testified that when her sister, M.C., would visit from time to time, when M.C. was 15 and 16 years of age. During that time, naked pictures of M.C. were taken by Defendant. PHT, Vol. I, p. 22. Terrie observed State's proposed Exhibits 13-22 and recognized them as photos of her and M.C., naked together, with most of them being photos of M.C. PHT, Vol I, pp. 23-24. Terrie testified that some of the photos were taken in the office of her house, while others were taken in M.C.'s bedroom, at her parent's house, located at 2012 Tonopah, North Las Vegas, Clark County. Nevada. PHT,

1 Vol. I, p. 24. Terrie Sena testified that Defendant took the photographs of her and M.C. PHT,
2 Vol. I, p. 27.

3 Terrie testified that her niece, T.G., also came to the residence to visit, when T.G. was
4 sixteen years of age. Terrie testified that T.G. had come over to have her hair dyed. Terrie
5 Sena further testified that she dyed T.G.'s hair. After washing T.G.'s hair, T.G. went to take
6 a shower and Defendant filmed T.G. taking a shower. Defendant would get on a step stool and
7 hold the camcorder into the bathroom where the shower was. Terrie Sena testified that while
8 Defendant was recording T.G. in the shower, T.G. would have not been able to see him.
9 **(COUNTS 118 AND 119)** PHT, Vol. I, pp. 28-29. Terrie Sena testified that she was giving
10 Defendant oral sex while Defendant was filming T.G. in the shower. Terrie Sena viewed
11 State's proposed Exhibits "5", "8", and "9", and indicated that they were still photos of the
12 video that Defendant made of T.G. in the shower. PHT, Vol. I, p. 30.

13 Terrie Sena testified that her niece, E.C., also came to the residence to visit. Terrie
14 testified that when E.C. visited she had gotten lice at school. All of the kids' hair had to be
15 washed as a result and Terrie Sena took E.C. to the bathroom in the office area to wash her
16 hair. E.C. took a shower and while that occurred, Defendant got the camcorder and recorded
17 E.C. taking a shower, while standing on stool with the camera focused down. **(COUNTS 115**
18 **AND 116)**. Terrie Sena viewed State's proposed Exhibit "6" and identified it as a picture from
19 the video that Defendant took of E.C. taking a shower. PHT, Vol. I, pp. 30-32

20 Terrie Sena testified that she also observed filming of R.S. Defendant told Terrie Sena
21 to go and get R.S. from the front of the house and bring him to the office. When Terrie Sena
22 got back to the office with R.S., she noticed the red light blinking on the computer. Defendant
23 had her unbuckle R.S.'s pants and take them off, before Terrie Sena gave R.S. oral sex. While
24 Terrie Sena was performing oral sex on R.S., Defendant was sitting at his computer
25 masturbating. Defendant then approached Terrie Sena and had her perform oral sex on him.
26 After Terrie Sena performed oral sex on Defendant, he instructed her to remove the rest of
27 R.S.'s clothes and had R.S. remove Terrie Sena's top off, at which time he instructed R.S. to
28 put his penis in Terrie Sena's vaginal opening. PHT, Vol. I, pp. 33-35.

1 Terrie Sena testified that she had sexual contact two other times in the presence of
2 Defendant. One in the master bedroom and a second incident in the office. During the incident
3 in the master bedroom of the residence Defendant had Terrie Sena lay on the bed with R.S.,
4 undress R.S. and then undress herself. Terrie Sena got on top of R.S. so that his penis
5 penetrated her vaginal opening. Defendant got behind Terrie Sena and engaged in having anal
6 sex with her. PHT, Vol. I, pp. 35-36. Terrie Sena viewed State's proposed Exhibit "7" and
7 indicated that it was a picture of the master bedroom with R.S. laying on the bed while Terrie
8 Sena is getting undressed beside him. At the time the three incidents occurred, R.S. was 14
9 years of age. PHT, Vol. I, p. 38. Terrie Sena testified that the first incident that occurred in the
10 office happened sometime during the fall of 2012. The incident in the bedroom occurred when
11 R.S. was a freshman in high school and 14 years of age. PHT, Vol. I, p. 41-42. Terrie Sena
12 testified that R.S. was born on June 14, 1988 and that he was 14 years of age in 2012. Terrie
13 Sena stated that the incident in the office and the one in the bedroom occurred over a three
14 week period of time, from what she recollected. PHT. Vol. I, pp. 42-43.

15 The third incident occurred in the office. Defendant had Terrie Sena bring R.S. into the
16 office, un-belt R.S.'s pants, and place his penis in her mouth. R.S. then placed his penis in
17 Terrie Sena's vagina, while she was lying flat on her back. The red light was on the computer
18 when the incident occurred which indicated that Defendant was filming it. The last incident
19 occurred in 2014, just before Terrie Sena left the residence. PHT, Vol. I, pp. 44-45.

20 Besides the sexual contact she had with R.S., Terrie Sena also had sexual contact with
21 B.S. Terrie Sena described an incident where she brought B.S. into the office, from the house,
22 and performed oral sex on him. Terrie Sena removed B.S.'s clothes, as well as her own, at
23 which time Defendant told B.S. to touch Terrie Sena's breast and to insert his penis into her
24 vagina as she lay flat on her back. That incident occurred in December 2012. A second
25 incident occurred a month later, in January 2013. During that incident, Defendant had B.S.
26 touch Terrie's breasts with his hands. Terrie put B.S.'s penis in her mouth, and B.S. inserted
27 his penis into Terrie's vagina, while she lay flat on her back, which was recorded by the
28 Defendant. **(COUNTS 79 – 85)** PHT, Vol. I, pp. 45-48.

1 Terrie Sena described an incident that occurred with A.S., in the living room of the
2 house. Terrie Sena was in the living room with Defendant and A.S. Defendant had A.S. lean
3 over the ottoman and Defendant penetrated A.S.'s anus with his penis (**COUNT 52**), while
4 A.S. was touching Terrie Sena's breasts. PHT, Vol. I, pp. 48-49. A.S. was 17 years of age and
5 a senior in High School when the incident occurred. PHT, Vol. I, p. 52.

6 Terrie Sena testified that the first time something sexual happened in the household
7 with R.S. he was five years of age. During that incident, Defendant had Terrie Sena and
8 Deborah Sena bring R.S. and B.S. into the master bedroom. Defendant had Terrie Sena
9 undress B.S. and had Deborah Sena undress R.S., at which time Terrie Sena performed fellatio
10 on B.S. and Deborah Sena performed fellatio on R.S. Defendant was standing on the side of
11 the bed when the incident occurred. Terrie Sena was not aware of whether that incident was
12 recorded or not. PHT, Vol. I, pp. 52-53.

13 **The Preliminary Hearing Testimony of M.C.**

14 On August 27, 2015, M.C. testified that she has four sisters and one brother. M.C.
15 testified that her brother's name is Jerry Clark and that he is older than her. M.C. testified that
16 she was 34 years of age and her birthday is May 16, 1981. M.C. testified that she has three
17 sisters, but she is the baby of the family. M.C. testified that the next oldest sister is Terrie
18 Sena whose date of birth is October 26, 1970; then, Kimberly Gresham, whose date of birth is
19 April 29, 1964; then Mary Jo, age 51; and, Cheryl. PHT, Vol. I, pp. 136-137.

20 M.C. testified that she has one child, E.C., age 14, date of birth December 21, 2000.
21 M.C. testified that Terrie Sena has three children, A.S., T.S., and R.S. M.C. testified that
22 Kimberly Gresham has two children, Roy and T.G., age 18. PHT, Vol. I, pp. 138-139. M.C.
23 testified that Defendant was married to her sister, Terrie Sena. M.C. testified that she was
24 eight years of age when she first met Defendant and that her sister, Terrie, as eighteen. M.C.
25 testified that she spent time with Defendant and Terrie. PHT, Vol. I, p. 140.

26 M.C. was shown pictures of State's proposed Exhibits 13 through 22 and she identified
27 herself in those pictures. Each of the exhibits were photos of M.C. in the nude and/or in
28 sexually oriented positions. In State's proposed Exhibit "13", M.C. testified that she was 16.

1 M.C. testified that she believed Defendant took that picture as he was the only person in the
2 room with her. PHT, Vol. I, p. 142. M.C. testified that State's proposed Exhibit "14" was
3 taken when she was younger than 16. M.C. testified that she could not remember who took
4 the picture. M.C. testified that she was naked in the picture and that Defendant was the only
5 person who ever took pictures of her naked. **(Count 120)** PHT, Vol. I, pp. 141-144. State's
6 proposed Exhibit "15" was taken the same day as State's proposed Exhibit "14". M.C. was
7 15 years of age and the picture was also taken by Defendant. **(Count 121)** State's proposed
8 Exhibit "16" was also taken that same day and showed a dildo being put into M.C.'s mouth,
9 which was given to her by Defendant. **(Count 122)** PHT, Vol. I, pp. 144-145.

10 State's proposed Exhibit "17" was taken when M.C. was 16 years of age. Defendant is
11 in the picture which shows M.C. putting his penis in her mouth, while Terrie Sena took the
12 picture. PHT, Vol. I, p. 145. M.C. testified that State's Exhibit "17" was taken when she was
13 16 years of age. Terrie Sena is in the picture and appears to be pregnant. M.C. testified that
14 Terrie Sena was pregnant with R.S., who was born on June 14, 1999. M.C. testified the picture
15 was taken before June 1999, by Defendant. PHT, Vol. I, p. 146.

16 M.C. testified that State's proposed Exhibit "19" showed her at the trailer on
17 Yellowstone, when she was approximately 16 years of age. State's proposed Exhibit "20"
18 showed M.C. with her sister, Terrie Sena, when M.C. was 16 years of age. M.C. testified that
19 Defendant took the picture and directed what they were doing in the picture. PHT, Vol. I, p.
20 147. In State's proposed Exhibit "21" M.C. was 15 year old and a sophomore. The picture was
21 taken at her old residence by Defendant. **(Count 123)** In State's proposed Exhibit "22" M.C.
22 was 15 years of age, holding a dildo up to her anal area, which she was directed to do by
23 Defendant. **(Count 124)** PHT, Vol. I, pp. 148-149. M.C. testified that it was Defendant's idea
24 to take the pictures and it was not something she wanted to do. PHT, Vol. I, p. 150.

25 On re-direct, M.C. clarified that in State's proposed Exhibit's 14, 15, 16, 21, and 22,
26 were taken when she was 15 years of age. PHT, Vol. I, p. 188.

27 When interviewed by the police on approximately December 1, 2014, M.C. disclosed
28 specific incidents in which she was sexual abused by Defendant when she was young.

1 She first recalled when she was ten (10) or eleven (11) years of age, she visited
2 Defendant and TERRIE SENA at their apartment in Las Vegas. At that same time, while
3 visiting such apartment, TERRIE SENA told M.C. to go into the master bedroom and speak
4 with Defendant who was waiting for her. Upon entering the bedroom, Defendant was sitting
5 inside the closet in a pair of shorts. Defendant told M.C. he wanted to have a special bond
6 with her that should only be between them. Defendant then exposed his penis to M.C. and
7 told her to touch it which she did. Defendant then told her that since he showed her his penis
8 that she had to show him something. M.C. subsequently removed her shirt and exposed her
9 breasts. Defendant fondled her breasts after which he allowed M.C. to leave the room.

10 On another occasion when M.C. was approximately fifteen (15) or sixteen (16) years
11 of age, in the same apartment, Defendant and M.C. were alone in the living room while
12 watching a movie. Defendant told M.C. that if she loved him she would have anal sex with
13 him. Defendant removed his pants, put M.C. on her stomach, and had anal intercourse with
14 M.C. until he ejaculated on her back. M.C. remembered the penetration hurting and that she
15 asked Defendant to stop but he didn't until he ejaculated.

16 Also while M.C. was approximately fifteen (15) or sixteen (16) years of age, in the
17 same apartment, Defendant indicated to M.C. that he would stop having sexual intercourse
18 with M.C. and move onto another hobby. Defendant indicated he would need to have sexual
19 intercourse with her on one last time. Defendant pushed her against the wall with the front of
20 her body facing the wall and her standing up. Defendant proceeded to have anal intercourse
21 with M.C. M.C. remembers that Defendant ejaculated in a towel and her anus bled after the
22 incident.

23 **The Preliminary Hearing Testimony of Det. William Karau and Recorded Statement**
24 **Taken from DEBORAH SENA by Detective Karau**

25 Detective Karau testified that he was employed with the Las Vegas Metropolitan Police
26 Department and had been for 15 years in January. Detective Karau testified that he was
27 assigned to the Juvenile Sexual Abuse section for five years and a few months. On September
28 18, 2014, Detective Karau had occasion to assist in a search warrant at the residence of 6012

1 Yellowstone, Las Vegas, Clark County, Nevada. Detective Karau's role was to assist in
2 keeping an eye on the residence to see if anyone was coming or going from it. At the time
3 SWAT served the search warrant T.S. and Defendant were present at the residence. PHT, Vol.
4 I, pp. 191-192. During the execution of the search warrant they were looking for electronic
5 storage devices and computers, among other things. PHT, Vol. I, p. 193. Those items were
6 located in an office in the back of the property that had a bathroom and a kitchenette in it. The
7 items retrieved were sealed and booked into evidence and taken to the evidence vault. Among
8 the items seized and booked into evidence was No. 25, a Data Travel G3 Thumb drive. PHT,
9 Vol. I, pp. 193-194.

10 Approximately the day before the service of the referenced search warrant, Detective
11 Karau conducted a recorded interview with DEBORAH SENA. The interview was conducted
12 at the Southern Nevada Children's Assessment Center. Detective Kurau and Detective
13 Madsen interviewed DEBORAH SENA and informed her that it was a casual information
14 gathering session. Detective Kurau informed DEBORAH SENA that she would be walking
15 out the same door she came in, and she was leaving there when they were done. The interview
16 lasted approximately an hour.

17 During the course of the interview DEBORAH SENA showed no emotion and simply
18 answered questions being asked. Detective Karau testified at a previous hearing in
19 DEBORAH SENA's criminal case about his conversation with DEBORAH SENA. He
20 indicated that a few specific things stood out during the interview. First, the report stated that
21 DEBORAH SENA was forced to have sexual contact with B.S. and A.S., yet when she
22 described to the detectives what happened to B.S., DEBORAH SENA initially stated that she
23 and CHRISTOPHER SENA brought him in, but then corrected it by saying that
24 CHRISTOPHER SENA brought him in. Second, when she was asked if she was forced to do
25 anything with A.S., she initially said no, but a few minutes later told the detectives about a
26 sexual encounter with her, CHRISTOPHER SENA, and A.S. Third, when asked if she was in
27 fear during that incident, DEBORAH SENA stated that she felt "weird."

28

1 DEBORAH SENA told detectives that she was married to CHRISTOPHER SENA for
2 16 years and that B.S. was their biological child. DEBORAH SENA also referred to A.S. as
3 her daughter, and to T.S. as her step-son. She described that in the years preceding the
4 interview she had worked for Cox Communications for 16 years; and, that she supported the
5 family for the last 14 years, because CHRISTOPHER SENA was not working that much.

6 DEBORAH SENA told detectives that when B.S. was three years old CHRISTOPHER
7 SENA told her that she was going to teach B.S. how to have sex with a woman, so she was
8 lying on her back and put B.S. on top of her. DEBORAH SENA stated that CHRISTOPHER
9 SENA was giving instructions on what to do and was trying to manipulate B.S.'s penis into
10 DEBORAH SENA'S vagina. DEBORAH SENA stated that the incident had been recorded
11 somehow. When asked what led up to the incident, she told detectives that she had been in
12 an argument with CHRISTOPHER SENA and he told her that he wanted her to prove his love
13 to her; and, made a comment that TERRIE SENA loves her (sic) more, and if he loved her
14 (sic) he would do those things. (sic). Detective Kurau clarified that CHRISTOPHER SENA
15 told her that if she loved him, she would do those things.

16 DEBORAH SENA described that when B.S. was fourteen or fifteen years old B.S.
17 came into the bedroom and CHRISTOPHER SENA wanted her to have sex with him. B.S. got
18 on top of DEBORAH SENA and had sex with her. B.S. stated that during that incident he
19 mouthed the words "I'm sorry mom" or "I'm sorry". DEBORAH SENA indicated that there
20 was a hidden camera in the room and she viewed the video a few days later.

21 DEBORAH SENA told detectives that she participated in the second incident with B.S.
22 because CHRISTOPHER SENA would threaten her with the previous videos that were made
23 of sexual contact she had. DEBORAH SENA did not indicate that force or violence caused
24 her to do those particular acts.

25 DEBORAH SENA described engaging in sexual conduct with T.S., the first incident
26 occurring in the shower. They had been painting and CHRISTOPHER SENA instructed
27 DEBORAH SENA to get into the shower and help T.S. get paint off of his face, which she
28 did. DEBORAH SENA further stated that she performed oral sex on T.S. and bent over so

1 that T.S.'s penis went between her legs. DEBORAH SENA stated that the incident was
2 recorded by a Sony Handycam. DEBORAH SENA indicated that T.S. was fifteen or sixteen
3 years of age during that incident.

4 A few months later, CHRISTOPHER SENA and DEBORAH SENA got into an
5 argument at which time DEBORAH SENA told CHRISTOPHER SENA that she did not have
6 sex with T.S. in the shower. She further stated that CHRISTOPHER SENA told her that he
7 wanted her to have sex with T.S., at which time DEBORAH SENA had sex with T.S. in the
8 bedroom.

9 DEBORAH SENA also described having sex with A.S., when A.S. was 17 or 18.
10 DEBORAH SENA described that she was in the living room when CHRISTOPHER SENA
11 and A.S. came in naked. DEBORAH SENA and A.S. kissed each other, fondled each other,
12 and used sex toys, and then CHRISTOPHER SENA engaged in sex with both of them.
13 DEBORAH SENA did not indicate that force was used during that incident

14 DEBORAH SENA told detectives that she left the residence where the acts occurred in
15 June because CHRISTOPHER SENA was verbally abusive calling them lazy or fat asses.
16 According to Detective Karau, DEBORAH SENA stated she called the police after
17 CHRISTOPHER SENA sent an email to her employer that was of DEBORAH SENA naked
18 with the family dog, looking like they were having sex.

19 At approximately this same time, DEBORAH SEAN wrote a statement detailing the
20 events leading up to her leaving the residence. On or about September 15, 2014, DEBORAH
21 SENA wrote a statement in which she detailed a number of violent acts committed upon her
22 and other members of her family which caused members of the family to be fearful of not
23 listening to Defendant. Specifically, DEBORAH SENA indicated that Defendant made it
24 known that if anyone ever called the police on him that he could do quite a bit of damage
25 before the police arrived and that if he ever was put in jail he would eventually get out and
26 either kill or break the legs of the person who put him in jail. Defendant committed regular
27 acts of violence against DEBORAH SENA and family members when things were not done
28 as he wanted.

1 In approximately May 2014, DEBORAH SENA observed B.S. making a sandwich for
2 his sister, A.S. Defendant did not agree with a male making a sandwich for a female and
3 pushed B.S. up against the wall and balled his fist up and told B.S. not to try him. As a result,
4 B.S. walked away. As a result of this contact, B.S. talked to A.S. and indicated he was
5 contemplating suicide. It was after this conversation the B.S. and A.S. left the residence with
6 DEBORAH SENA.

7 **The Preliminary Hearing Testimony of Det. Vince Ramirez**

8 Vince Ramirez testified that he was employed by the Las Vegas Metropolitan Police
9 Department and had been so employed for 20 years. Detective Ramirez testified that he was
10 currently assigned to Internet Crimes against Children Division and had been since 2000. PHT,
11 Vol. I, pp. 211-212. Detective Ramirez testified that he had occasion to perform a forensic
12 review of certain items seized under LVMPD Event #1409151583. The item was previously
13 seized pursuant to a search warrant executed on Defendant's residence on or about September
14 18, 2014. PHT, Vol. I, pp. 191-195. Specifically, Detective Ramirez received a Data Traveler
15 G3 thumb drive booked as package 6, item No. 25. Detective Ramirez requested an
16 authorization to have that equipment released to take to the lab for a forensic examination.
17 Detective Ramirez testified that he obtained a warrant in order to perform the forensic
18 examination. PHT, Vol. I, p. 212.

19 Detective Ramirez testified that when an item is received for forensic examination a
20 digital copy is made and that copy is used for testing, so as not to touch any of the original
21 evidence. PHT, Vol. I, p. 214. In the course of the analysis, Detective Ramirez obtained 8
22 videos from the electronic storage disk. Those videos were deemed relevant in this case based
23 upon the individuals in the videos. Detective Ramirez testified that the main subject matters
24 in the videos was Defendant, Terrie Sena, Deborah Sena, T.S., B.S. and R.S., all of which
25 were of a sexual nature, involving fellatio and sexual intercourse. PHT, Vol. I, pp. 215-216.
26 The disk of the videos was marked as State's proposed Exhibit "16" and was admitted into
27 evidence. PHT, Vol. I, p. 217.

28 //

1 Exhibit 1, video No. 1 (**COUNT 77, 78**) was played in court and showed B.S. and
2 Deborah Sena engaged in sex acts. Defendant is in the video, partially, although not all of his
3 face and only part of his body can be seen. As the video begins, B.S. can be seen laying on
4 his back while Deborah Sena is performing oral sex (fellatio) on him. (**COUNT 71**) Deborah
5 Sena is then shown positioning herself on top of B.S. and she is inserting his penis into her
6 vagina. (**COUNT 72, 73**) Later, after a repositioning shown on the video, Defendant can be
7 seen and then Deborah Sena is shown positioned on her back and B.S. is inserting his penis
8 into her vagina, in a missionary position. PHT, Vol. I, pp. 218-220. (**COUNT 74, 75**) The
9 video then shows B.S. repositioned to the right side of Deborah Sena, while a male individual
10 is having sexual intercourse with her. The video shows Deborah Sena performing oral sex on
11 B.S., (**COUNT 76**) while Christopher Sena is engaging in sexual intercourse with Deborah
12 Sena. PHT, Vol. I, p. 220. A male voice can be heard on the video directing all of the actions
13 that are occurring, which Detective Ramirez believed to be Defendant based upon his body
14 type and the fact that the same voice can be heard instructing on all of the videos. PHT, Vol.
15 I, p. 221. State's proposed Exhibit "2" was a still photograph of B.S. and Deborah Sena from
16 the video that was viewed, and was admitted by the Court. PHT, Vol. I, p. 222.

17 Exhibit 1, video No. 2, (**COUNT 69**) depicts an individual without any clothes on
18 setting up the video camera. As he sits down he is identified as Defendant. Deborah Sena is
19 also in the video along with T.S. Deborah Sena is seen without clothing fondling her breasts
20 while performing oral sex on Defendant. Defendant gets up off the bed and bring back T.S.,
21 telling him to lie down on the bed. Deborah Sena performed oral sex on T.S. (**COUNT 61 in**
22 **alternative to 62**) while Defendant watched and masturbated. Deborah Sena can then be seen
23 laying on her back with T.S. inserting his penis into her vagina. (**COUNT 63 in alternative**
24 **to 64**) Defendant is pictured on the right side of the screen masturbating himself. The video
25 then shows T.S. laying down with Deborah Sena on top of him, helping him insert his penis
26 into her vagina. (**COUNT 65 in alternative to 66**) PHT, Vol. I, pp. 222-224. The video next
27 shows T.S. on his back with Deborah Sena performing oral sex on him (**COUNT 67 in**
28 **alternative to 68**) while Defendant is behind Deborah Sena engaging in sex with her. PHT,

1 Vol. I, p. 225. State's proposed Exhibit "3" was as still photo of T.S. right before he engaged
2 in the missionary position with Deborah Sena, which was admitted by the Court. PHT, Vol. I,
3 p. 226.

4 State's Exhibit "1", Video No. 3, depicted someone setting up a camera and a shower
5 curtain of a standup shower comes into view. Defendant is seen in the video and then T.S.
6 and Deborah Sena are observed entering the shower, neither are wearing clothes. Deborah
7 Sena is observed wiping something off of T.S.'s face. Defendant can be seen walking to the
8 camera and repositioning it. PHT, Vol. I, pp. 226-227. **(COUNTS 55 AND 56)** Detective
9 Ramirez testified that State's proposed Exhibit "4" was a still picture of T.S. and Deborah
10 Sena in the shower, taken from Video No. 3, which was admitted by the Court. PHT, Vol. I,
11 p. 228. **(COUNT 59 AND 60)**

12 Detective Ramirez described Exhibit 1, Video No. 4 as being shot through a door, with
13 the person in the video being T.G., who is in the shower with no clothes on. **(COUNTS 118**
14 **AND 119)** The video then pans down and shows Defendant receiving oral sex. Detective
15 Ramirez believed the Defendant to be the recipient of the oral sex based upon hearing his voice
16 on the video which is similar in nature to all of the others. PHT, Vol. I, pp. 228-229

17 On August 28, 2015, Detective Ramirez continued his preliminary hearing testimony.
18 With regard to Exhibit 1, Video No. 5, Detective Ramirez testified that it depicts video being
19 shot through an opening and is an image of E.C., in the stand-up shower. **(COUNTS 115-116)**
20 State's proposed Exhibit "6" was identified as a picture of E.C. in the shower, from the video
21 he had just observed. The video was admitted in to evidence by the Court. PHT, Vol. II, pp.
22 8-10.

23 Exhibit 1, Video No. 6 **(COUNTS 99 AND 100)** depicted a bedroom seen in previous
24 videos as well as parts of the Defendant in the mirror while he is adjusting the video camera.
25 The video proceeds to show Terrie Sena removing R.S.'s clothes. In the video, Terrie directs
26 R.S. to lie on his back and she places his penis in her mouth. **(COUNT 95)** R.S. is observed
27 using his left hand to fondle Terrie Sena's breast. The video also depicts Terrie positioning
28 R.S.'s hand on her breasts, showing him to massage her breasts, while she masturbates him

1 with her left hand. PHT, Vol. II, pp. 10-11. The video goes on to show R.S. kissing Terrie
2 Sena on her right breast and Terrie Sena continues to orally copulate R.S. The video shows
3 Terrie Sena positioned on her back with R.S. positioned between her legs penetrating her
4 vagina with his penis. **(COUNTS 96 AND 97)** PHT, Vol. II, pp. 11-12. The video shows
5 both Terrie Sena and R.S. stop and appear to look back, after which point they reposition
6 themselves in the missionary position and it appear that R.S. is penetrating Terrie Sena with
7 his penis in her vagina while she massages R.S.'s buttocks. PHT, Vol. II, pp. 12-13. The video
8 continues and Defendant appears and can be seen masturbating. Defendant points to R.S. to
9 get on the right side of Terrie Sena and he positions himself behind Terrie Sena, where he
10 appears to penetrate her vagina or anus while she performs oral sex on R.S. **(COUNT 98)**
11 PHT, Vol. II, p. 13. A conversation is being had during the incident, involving Defendant;
12 however, Detective Ramirez was not able to make out what was being said. PHT, Vol. II, p.
13 14. Detective Ramirez identified a still photograph, taken from the video, of R.S. and Terrie
14 Sena as State's Exhibit "7" PHT, Vol. II, p. 14.

15 Detective Ramirez testified that Exhibit 1, Video No. 7 depicts T.G. in the shower,
16 similar to the previous shower scenes **(COUNT 118 AND 119)**; and, identified State's Exhibit
17 No. "8" as a still photograph of T.G. from the video just viewed. PHT, Vol. II, p. 15. Detective
18 Ramirez testified that Exhibit 1, Video No. 8, depicts T.G. in the stand-up shower from the
19 previous video with the same angle filming; and, State's Exhibit "9" as a still photograph of
20 T.G., taken from the video. PHT, Vol. II, p. 16.

21 Detective Ramirez testified that other entries of evidentiary value came off the same
22 electronic storage device to include State's Exhibits 13 through 22 which he identified as being
23 images of M.C. and Terrie Sena. PHT, Vol. II, p. 17. State's proposed Exhibit "10" was
24 identified as a DVD containing images of the printed copies, to include stills of R.S. Terrie
25 Sena and Defendant. Those images were found to be relative to the investigation in that they
26 were a video that had been broken up into unallocated space, and contain images of Terrie
27 Sena, R.S. and Defendant engaging in sexual contact. PHT, Vol. II, pp. 18-19. Exhibit "10"
28 was admitted by the Court. **(COUNTS 103 AND 104)** PHT, Vol. II, p. 19.

1 Detective Ramirez identified frame number 0458 of Exhibit 10 as a room in the
2 residence labeled office. PHT, Vol. II, p. 20. Frame number 750 depicted R.S. sitting on a
3 stool, clothed, and other images of Terrie Sena. PHT, Vol. II, p. 21. Image number 1,000
4 depicts R.S. playing with his foot and Terrie Sena. PHT, Vol. II, p. 21. Image number 1328
5 depicts R.S. standing up and Terrie Sena knelt down and appearing to unbuckle R.S.'s shorts.
6 PHT, Vol. II, p. 21. Image number 1500 depicts R.S. removing his polo shirt, his shorts are
7 off and his penis is exposed. Terrie Sena is kneeling down holding a blue object of clothing
8 and is wearing her brassiere. PHT, Vol. II, p. 22. Image number 1640 depicts R.S. with his
9 shirt partially on and Terrie Sena has her mouth on R.S.'s penis, **(COUNT 101)** with her
10 brassiere off and her breasts exposed. PHT, Vol. II, p. 22. Frame number 4111 depicts R.S.
11 with his shirt partially on top. Terrie Sena has her mouth on R.S.'s penis and Defendant has
12 his pants partially down and is masturbating. PHT, Vol. II, p. 23. In the course of
13 viewing the frames Detective Ramirez was able to see Defendant's face and make a positive
14 I.D. Detective Ramirez explained that the video proceeds with still images of Terrie Sena's
15 mouth on Defendant's penis while she is holding R.S.'s penis and it goes back and forth with
16 the same sexual action, by Terrie Sena placing her mouth on R.S.'s penis. PHT, Vol. II, pp.
17 23-24. **(Count 102)** Detective Ramirez identified State's Exhibits 11 and 12 as follows:
18 Exhibit "11" depicts R.S. sitting in front of Defendant and Terrie Sena is standing to the left
19 of Defendant. Exhibit "12" depicts R.S. standing in front of Defendant, both still clothed, with
20 Terrie Sena is unbuckling the pants of R.S. PHT, Vol. II, p. 25.

21 **The Preliminary Hearing Testimony of E.C.**

22 E.C. testified that she was 14 years of age and in the ninth grade. E.C. further testified
23 that she lived with her mom, grandparents, cousin, two sisters, brother, and aunt. PHT, Vol.
24 II, p. 50. E.C. identified Defendant and indicated that he was her aunt's ex-husband. E.C.
25 testified that Defendant had been her uncle her entire life as far as she could remember and
26 she visited his residence at 6012 Yellowstone in North Las Vegas, Clark County, Nevada.
27 E.C. testified that she visited the residence more than one time and she began visiting when
28 she was 10 or 11 years of age, and in the fifth grade. PHT, Vol. II, p. 51. E.C. testified that

1 she went to Defendant's house almost every weekend to visit her aunt Terrie and her cousins,
2 R.S., A.S. and T.S. PHT, Vol. II, p. 52.

3 E.C. testified that when she was 11 years old Defendant would touch her breasts and
4 vagina, underneath her clothes, by having her lift up her shirt and put her pants to her ankles,
5 while they were in the office. PHT, Vol. II, p. 53. E.C. testified that it happened more than
6 one time and Defendant would fondle her breasts with his hands and rub his hands over her
7 vagina. PHT, Vol. II, p. 55. E.C. testified that she went to Defendant's house nearly every
8 weekend from the ages of 11 to 12 or 13, from the third grade through the seventh grade. PHT,
9 Vol. II, p. 56. E.C. testified that Defendant would fondle her breasts and vagina a couple of
10 times during each weekend that she was there during the fifth grade when she was 11 years of
11 age. E.C. remembered Defendant touched her more than three times, as it became a routine.
12 PHT, Vol. II, p. 58-59. E.C. testified that her birthday is December 21, 2000. E.C. testified
13 that the last time something happened was before Deborah Sena left in 2014. PHT, Vol. II, p.
14 60. E.C. testified that she would expect Defendant to touch her when she went over there and
15 she got used to it happening. PHT, Vol. II, p. 62. E.C. testified that she remembered those
16 things happening in the fifth grade, sixth grade, seventh grade, and eighth grade. PHT, Vol II,
17 p. 64. **(COUNTS 107-114).**

18 E.C. testified that she took a shower at the residence a couple of times. Specifically,
19 E.C. recalled an incident when she had lice in her hair. E.C. was shown a picture of herself
20 that was taken of her in the shower, in the office. E.C. testified the picture was taken sometime
21 between the fifth and seventh grade. E.C. did not know that the picture was being taken. PHT,
22 Vol. II, pp. 65-66. **(COUNTS 115 AND 116).**

23 **The Preliminary Hearing Testimony of T.G.**

24 T.G. testified that she was 18 years of age and her date of birth is January 9, 1997. T.G.
25 testified that Terrie Sena is her aunt and her mother's sister. T.G. testified that her mom is
26 Kimberly Grisham and that M.C. is her aunt, and E.C. is her cousin. T.G. testified that she
27 grew up in Las Vegas. PHT, Vol. II, p. 86. While growing up, T.G. spent time with her aunt,
28 Terrie Sena, and visited her residence located at 6012 Yellowstone, Las Vegas, Clark County,

1 Nevada. T.G. was seven or eight years of age when she began visiting Terrie Sena at that
2 address. T.G. visited every weekend until she was 15 years age. T.G. stopped visiting because
3 she no long wanted to go over to the residence. T.G. testified that Defendant, Terrie Sena, and
4 Deborah Sena lived at the residence when she visited, as did her cousins, T.S., A.S., B.S. and
5 R.S. PHT, Vol. II, pp. 87-88.

6 T.G. testified that Defendant once showed her a picture of her aunt, M.C., giving him
7 oral sex. **(COUNT 117)** T.G. was in the office when he showed her the picture, which was a
8 separate building behind the residence, with computers, a T.V., a couch, a little kitchen, and a
9 bathroom. PHT, Vol. II, p. 89. T.G. testified that Defendant showed her the pictures on the
10 computer and that she was 11 or 12 when that occurred. T.G. testified that they were just
11 looking at pictures and Defendant showed her that one. T.G. testified that she did not really
12 say much to Defendant when he showed her the picture. PHT, Vol. II, pp. 90-91.

13 T.G. testified that she utilized the shower in the office from the time she was 7 until she
14 was 15. T.G. viewed State's Exhibits "5", "8", and "9" and identified herself in those photos.
15 T.G. testified that the photos depicted her in the shower, in the office. T.G. testified that she
16 had no idea that she was being photographed while showering. T.G. testified that she was 13
17 or 14 years of age in the photographs that were taken. **(COUNTS 118 AND 119)**. PHT, Vol.
18 II, pp. 91-92. T.G. testified that she did not visit the residence or shower at the residence after
19 she turned 16. PHT, Vol. II, p. 93.

20 **The Preliminary Hearing Testimony of T.S.**

21 T.S. testified that he was 20 years of age and his birthday is December 2, 1994. T.S.
22 testified Defendant is his father and Terrie Sena is his biological mother. T.S. testified that
23 Deborah Sena is his stepmom; and, that he has a sister and two brothers. T.S. testified that
24 A.S. is the biological child of Defendant and Terrie Sena; R.S. is the biological child of Terrie
25 Sena; and, B.S. is the biological child of Defendant and Deborah Sena. PHT, Vol. II, pp. 107-
26 108.

27 //

28 //

1 T.S. testified that he had testified in a previous proceeding regarding sexual conduct
2 that was going on at the trailer located at 6012 Yellowstone. PHT, Vol. II, p. 108. During that
3 time, T.S., Defendant, Terrie Sena, Deborah Sena and the entire family lived there. T.S.
4 resided there from the time he was 5 until he moved out a month after he turned 18. PHT, Vol.
5 II, p. 109.

6 When T.S. was 14 or 15 years of age, he engaged in having sexual intercourse with
7 both of his parents, in the bedroom and in the shower. During the shower incident, he and
8 Deborah Sena had been painting and were dirty. Defendant told T.S. to get in the shower.
9 Deborah Sena was already in the shower, naked. T.S. thought the request was really weird
10 and did not want to do it. When T.S. got in the shower he and Deborah Sena began cleaning
11 each other at Defendant's instruction. **(COUNTS 55 AND 56)** Additionally, Deborah Sena
12 placed her mouth on T.S.'s penis and gave him a "blowjob". **(COUNT 54)**. Deborah Sena
13 also bent over in the shower and T.S. placed his penis around her vaginal area, at Defendant's
14 instruction. T.S. stated that his penis did not go into the hole but did go between the lips of
15 Deborah's vaginal area. **(COUNT 57 AND 58)**. PHT, Vol. II, pp. 110-114.

16 T.S. testified that the incident occurring in the bedroom also happened when he was
17 between the ages of 14 and 15, during the day. T.S. was called into the bedroom by Defendant.
18 When T.S. went into the bedroom Defendant was naked. Defendant told T.S. to remove his
19 clothes. Deborah Sena came into the bedroom and also got naked. T.S. inserted his penis
20 between the lips of Deborah Sena's vaginal area, while Defendant inserted his penis into
21 Deborah Sena's anal opening. T.S. testified that prior to such act but during the same incident
22 Deborah Sena placed his penis in her mouth. PHT, Vol. II, pp. 117-118. T.S. watched the
23 video of himself, Deborah Sena, and Defendant engaging in various sexual acts, in the
24 bedroom. T.S. testified that while he may not remember all of the details, the video speaks
25 for itself. T.S. was shown State's Exhibits "3" and "4" and identified Exhibit "3" as a
26 photograph of him in the shower with Deborah Sena and Exhibit "4" as a photograph of him
27 and Deborah Sena in the bedroom. PHT, Vol. II, pp. 121-122. **(COUNT 61 in the alternative**
28

1 to 62; COUNT 63 in the alternative to 64; COUNT 65 in the alternative to 66; COUNT
2 67 in the alternative to 68; and COUNT 69) .

3 **The Preliminary Hearing Testimony of B.S.**

4 B.S. testified that he was 17 years of age and his date of birth is August 13, 1998. B.S.
5 further testified that he is a senior at Bonanza High School. B.S. testified that he lives with
6 his sister, A.S., but he used to reside at the residence located at 6012 Yellowstone Avenue,
7 North Las Vegas, Clark County, Nevada. B.S. lived at the Yellowstone address from 1998
8 until June of 2014. PHT, Vol. II, pp. 147-149. B.S. testified that he lived at the residence with
9 his half-sister, A.S. and his half-brother, T.S., and R.S. B.S. testified that Defendant and
10 Deborah Sena are his parents and they lived in residence, as did Terrie Sena. PHT, Vol. II, pp.
11 149-151. B.S. testified that when he was 14 years old he engaged in sex acts with Terrie Sena
12 in the back office area. B.S. described the office area as having a computer, animae dolls, a
13 kitchen, and a bathroom. B.S. testified that Defendant was present when he engaged in the
14 sex acts with Terrie Sena. PHT, Vol. II, pp. 152.

15 B.S. testified that Defendant told him to pull down his pants and Terrie Sena gave him
16 oral sex. **(COUNT 79)**. B.S. testified that he put his penis in Terrie Sena's vagina. **(COUNT**
17 **80)** B.S. testified that Defendant stood and watched the entire thing and was trying to direct
18 them. During the incident, Defendant also told B.S. to touch Terrie Sena's boobs with his
19 hands. PHT, Vol. II, pp. 153-156. **(COUNTS 81 AND 82)**.

20 B.S. testified that Defendant had him come to the back office to have sex with Terrie
21 Sena and touch her breasts, twice. PHT, Vol. II, p. 156.

22 B.S. clarified that the first time he went to the back office his penis went into Terrie
23 Sena's mouth; his penis went into Terrie Sena's vagina; and, he touched Terrie Sena's boobs,
24 when he was 14 years of age. **(COUNTS 79 – 82)** PHT, Vol. II, p. 157.

25 B.S. testified that the second time something happened in the office he was still 14
26 years old and he had gone into the back office for something early in the morning. B.S.
27 testified that he and Defendant and Terrie Sena were the only people in the office. B.S.
28 testified that Defendant told him and Terrie Sena to have sex and directed them. On that

1 occasion, B.S. put his penis in Terrie Sena's vagina. **COUNT 83)** B.S. provided specific
2 testimony that he did, in fact, touch Terrie Sena's breasts each time he went to the office and
3 engaged in sexual acts with her, B.S. also testified that he may have touched Terrie Sena's
4 breasts on that occasion but he could not remember. **(COUNTS 84-85)** PHT, Vol. II, pp. 161-
5 162.

6 B.S. testified that he had sexual contact with Deborah Sena in the bedroom when he
7 was 14 years of age. B.S. was watching T.V. Defendant called B.S. outside to the pool where
8 Defendant was with Deborah Sena. Defendant and Deborah took off their clothes and began
9 having sex in the pool. B.S. tried to look away but Defendant told him to remove his clothing
10 and told B.S. to watch him and Deborah having sex. **(COUNT 70)** PHT, Vol. II, pp. 163-
11 164. After they left the pool and went back inside the house, Defendant brought B.S. into the
12 bedroom where he and Deborah Sena were. Defendant had B.S. strip and get onto the bed.
13 Defendant instructed Deborah to sit on B.S.'s "dick" which went inside Deborah Sena's
14 vagina. PHT, Vol. II, pp. 165-166. **(COUNTS 72-73)**. B.S. then got on top of Deborah Sena
15 and put his dick back inside her vagina **(COUNT 74-75)**. B.S. testified that before the sexual
16 intercourse occurred, Defendant told Deborah Sena to give B.S. a blow job and she placed his
17 penis in her mouth. **(COUNT 71)**. PHT, Vol. II, pp. 166-168.

18 B.S. testified that he never told anyone about what had been happening in the house
19 due to death threats from the Defendant. Defendant told B.S. and other members of the
20 household that he would kill them if they told what was going on with anything. On cross
21 examination B.S. testified that he mentioned to the police something about [Defendant]
22 threatening to break his legs. PHT, Vol. II, pp. 168-170. **(COUNT 86)**.

23 **The Preliminary Hearing of A.S.**

24 A.S. testified that she was 25 years of age and her birthday is May 22, 1990. A.S.
25 graduated from high school in early June 2008. A.S. testified that Defendant is her father;
26 Deborah Sena is her stepmother; and, Terrie Sena is her mother. A.S. testified that she had
27 three brothers, B.S., age 17; R.S., a half-brother, age 17; and, T.S., age 20. PHT, Vol. III, pp.
28 6-7. A.S. testified that when she was 11 years old she living at 6012 Yellowstone Avenue,

1 North Las Vegas, Clark County, Nevada, with Defendant, Deborah Sena, Terrie Sena, T.S.,
2 B.S., and R.S. PHT, Vol. III, p. 8. During that time, A.S. would come home from school and
3 Defendant would be there. Defendant would ask A.S. if she loved him and when she said yes,
4 he wanted her to show him that she loved him. Defendant asked A.S. to take her clothes off
5 and touched her breasts area. **(COUNT 2)** A.S. testified that Defendant rubbed her clit with
6 his fingers, between the lips of her vagina area. **(COUNTS 3 AND 4)** PHT, Vol. III, pp. 13-
7 14. Defendant told A.S. to get on the bed and removed his dick/penis from his jeans and began
8 rubbing it on the outside of A.S.'s pussy/vagina. **(COUNT 5)** Defendant instructed A.S. to
9 spread out a little and she was laying on her back on the bed with her legs hanging off the bed.
10 Defendant lifted her legs and spit on his hands, rubbing saliva on his dick/penis. Defendant
11 penetrated A.S.'s anus with his penis which hurt her. **(COUNT 6 AND 7)** A.S. told
12 Defendant that it hurt her and he told her "It's going to hurt but this is life." Defendant came
13 inside of A.S.'s anus and told her to get dressed because the moms would be home. PHT, Vol.
14 III, pp. 15-16.

15 Defendant had anal intercourse with A.S. frequently, from time she was 11 years in
16 May 2001 until 2009. A.S. testified that it normally happened when the moms were gone
17 during the weekdays, two or three times a week. A.S. testified that on a rare occasion
18 Defendant would go more than a week without doing it, but he never went more than one
19 month without doing` it. In 2009, when A.S. was 19 years of age, it became less frequent.
20 PHT, Vol. III, pp. 17-18. A.S. testified that Defendant would do that to her in his room; in her
21 room; in the master bathroom; in the living room; and, in the boys' room. PHT, Vol. III, p.
22 19-20. **(COUNTS 8, 9, 11, 12, 16, 17, 23, 28, 33, 38, 43).**

23 A.S. testified that Defendant would rub his hands on her boobs, at least once a month,
24 when he was putting his penis in her. PHT, Vol. III, p. 21. **(COUNT 10, 13, 18, 24, 29, 34,**
25 **39, 44)** When A.S. was 14 years of age (May 22, 2004) Defendant began doing other things
26 to her. A.S. testified that she was taking a shower and Defendant came into the bathroom and
27 jumped into the shower with her. Defendant rubbed A.S.'s boobs and then told her to get up
28 against the wall. Defendant tried to put his penis in her anal opening but he inserted into her

1 vagina, taking her virginity. (PHT, Vol. III, p. 22. A.S. testified that Defendant put his penis
2 into her vagina on more than one occasion; and, that it happened every two weeks; never less
3 than once a month. Defendant would put his penis in A.S.'s vaginal opening in the living room;
4 in the boys' room; in the master bedroom; and, in A.S.'s room. PHT, Vol. III, pp. 23-24.
5 **(COUNTS 21, 22, 26, 27, 31, 32, 36, 37, 41, 42).**

6 A.S. testified that there were times that Defendant would put himself inside her vagina
7 and then he would put himself inside her anal opening. There was also times that he would
8 have anal sex one day and vaginal sex the other. PHT, Vol. III, p. 25. A.S. testified that
9 during that time there were days that Defendant would put his penis up against her boobs and
10 he would have her give him a blow job. A.S. was 12 years old the first time she gave Defendant
11 a blow job. A.S. gave Defendant blow jobs from the time she was 12 years old up to 2013.
12 A.S. would do this one or twice a month and some months not at all. A.S. would do this
13 mainly in the living room and the master bedroom. **(COUNTS 14, 15, 19, 20, 25, 30, 35, 40,**
14 **45)** A.S. was 23 years old in 2013. A.S. left the house in June 2013. The last time something
15 happened with Defendant was in January 2013. PHT, Vol. III, pp. 25-27.

16 When A.S. was 14 years of age, Defendant, Terrie Sena, and A.S. were in the
17 Defendant's back office. Terrie Sena gave Defendant a blow job, which A.S. described
18 Defendant's penis in Terrie Sena's mouth, while A.S. watched. Defendant inserted his penis
19 into A.S.'s anal opening, while Terrie Sena watched. **(COUNT 52)** PHT, Vol. III, pp. 29-31.

20 A.S. testified that when she was 17 to 18 years of age, during the last few months of
21 high school, before graduation, A.S. got home from school and Defendant brought Deborah
22 Sena out to where A.S. was. Defendant told A.S. to get naked and wanted her and Deborah
23 Sena play with each other's boobs and rub each other's clits. A.S. played with Deborah Sena's
24 clit and Deborah Sena rubbed the outside area of A.S.'s vagina. **(COUNTS 48, 49)** Defendant
25 had Deborah Sena get on top of A.S. Defendant inserted his penis into A.S.'s vagina while
26 Deborah was still on top of A.S. **(COUNTS 46 AND 47)** Defendant removed his penis and
27 put it in Deborah Sena's vagina or anus, while Deborah Sena was on top of A.S., with her
28 nipples touching A.S.'s chest. PHT, Vol. III, pp. 32-36. Defendant had Deborah Sena get on

1 her back and he placed a pillow under Deborah Sena's back before penetrating her again.
2 Defendant had A.S. play with herself so he could watch. A.S. touched the outside of her vagina
3 with her hand. **(COUNT 51)** PHT, Vol. III, p. 37. A.S. clarified that she touched Deborah
4 Sena's boobs **(COUNT 50)** and Deborah Sena touched her boobs; that Deborah Sena touched
5 the outside of A.S.'s pussy and A.S. touched Deborah Sena's clit. PHT, Vol. III, p. 38.

6 A.S. testified that she never told anybody in fear of what Defendant would do. A.S.
7 testified that Defendant would use threats and tell her that she was going to be taken away and
8 sent to Juvi. Defendant also told A.S. that she would do those things if she loved him. PHT,
9 Vol. III, pp. 40. **(COUNT 53)**

10 A.S. testified that between the ages of 11 and 14, Defendant engaged primarily in anal
11 intercourse with her. Additionally, without a doubt, Defendant engaged in vaginal and/or anal
12 intercourse with her at least once a year from the time she was 11 years of age until she was
13 23 years of age. Defendant also put his finger in A.S.'s pussy at least once a year throughout
14 that same time period. PHT, Vol. III, pp. 40-41.

15 **The Preliminary Hearing Testimony of R.S.**

16 R.S. testified that he was 17 years of age and his date of birth is June 14, 1998. R.S.
17 testified that he was a senior in high school and attends Sunset High School. R.S. testified
18 that he lives with his biological dad and had been living there since December 2014. R.S.
19 testified that his biological mother is Terrie Sena. PHT, Vol. IV, pp. 14-15. R.S. testified that
20 he lived at the residence located at 6012 Yellowstone Avenue, Las Vegas, Clark County
21 Nevada his entire life, until he moved out when he was 16 years old, back in June 2014. PHT,
22 Vol. III, pp. 15-16. When R.S. lived at the residence, he lived there with A.S., T.S., B.S.,
23 Deborah Sena, Defendant, and Terrie Sena. PHT, Vol. IV, pp. 17-29.

24 R.S. testified that when he was 12 and 13 years old, in the seventh or eighth grade,
25 Defendant sexually abused him. The abuse happened more than once and it happened in R.S.'s
26 room, Defendant's room, the office, and the living room. PHT, Vol. III, pp. 21-22. R.S.
27 testified that Defendant made him remove his clothes and he would touch R.S.'s behind where
28 poop comes out, with his dick. R.S. described an incident that occurred when he was 12 or 13,

1 in his bedroom, and Defendant came in and made R.S. remove his clothes, by yelling at him
2 and grabbing him. R.S. was afraid Defendant would come after him and hurt him if he did not
3 do what Defendant said. R.S. got onto the bedroom floor and laid flat on his stomach while
4 Defendant inserted his penis into R.S.'s anal opening. **(COUNT 87 AND 88)**. PHT, Vol. IV,
5 pp. 27-29. Another incident occurred in the Defendant's office, a separate building at the back
6 of the house, when R.S. was 14 or 15 years old. Defendant showed R.S. videos on his
7 computer. R.S. testified that the video was of Defendant and Terrie Sena having sex in the
8 back office. PHT, Vol. IV, pp. 29-31. **(COUNT 105)**

9 R.S. testified that when he was in junior high school, between 12 or 13 years of age, he
10 and Defendant were in the living room. R.S. had no pants or underwear on, nor did Defendant.
11 Defendant sat on the couch and had R.S. sit on his penis, inserting his penis into R.S.'s butt.
12 R.S. did not want to do that and Defendant forced him. **(COUNTS 89 AND 90)**. R.S. testified
13 that Defendant put his penis inside R.S.'s butt on three occasions when R.S. was in junior high
14 school and 12 or 13 years old; once in R.S.'s bedroom; once in the living room; and, once in
15 Defendant's room. **(COUNTS 91 AND 92)** PHT, Vol. IV, pp. 34-36.

16 R.S. testified that Defendant stopped his conduct for a little while when R.S. was 15
17 years of age. R.S. had no idea why it stopped at that time. PHT, Vol. IV, p. 36. R.S. testified
18 that when it started again he was still 15 years old and it went on until R.S. moved out of the
19 residence in June 2014. R.S. testified that it happened on two separate occasions, once in
20 Defendant's office and once in Defendant's room. The incident in the office occurred while
21 Defendant was sitting naked, on his computer chair, and R.S. sat on him and he inserted his
22 penis into R.S.'s butt. **(COUNT 93)**. The incident in Defendant's bedroom occurred with R.S.
23 laying on his stomach, on the bed, and Defendant inserting his penis into R.S.'s butt. **(COUNT**
24 **94)** PHT, Vol. IV, pp. 38-40.

25 R.S. testified that his mom, Terrie Sena, also engaged in sexually abusing him, on two
26 separate occasions. The incidents occurred in the office and in Defendant's room. The first
27 incident occurred in the bedroom prior to R.S. turning 16. R.S. went into the bedroom because
28 his mom was in there. Terrie Sena was talking to R.S. and began taking off his clothes.

1 Defendant was in the hallway and watching what was happening. Terrie Sena took all of
2 R.S.'s clothes off and Defendant told R.S. to lay on the bed, on his back. Terrie Sena removed
3 her clothes and began sucking on R.S.'s dick. PHT, Vol. IV, pp. 41-44. **(COUNT 95).**
4 Defendant instructed Terrie Sena to lay on her back and had R.S. get on top of her and insert
5 his dick into her private spot. **(COUNTS 96 AND 97).** PHT, Vol, IV, p. 45. Defendant had
6 R.S. get off of Terrie Sena and lay down on his back. Terrie Sena sucked R.S.'s dick while
7 Defendant got behind Terrie Sena. **(COUNT 98).** R.S. testified that he did not want to do any
8 of those things but he was forced to do it by Defendant. PHT, Vol. IV, p. 46.

9 When R.S. was 12 or 13, he went to Defendant's office so that Defendant could help
10 him with an ingrown toenail. Afterward, Defendant told R.S. to stand up and Terrie Sena
11 removed R.S.'s clothes from the waist down. Terrie Sena sucked on R.S.'s dick. Terrie Sena
12 alternated and began sucking on Defendant's dick and then sucked on R.S.'s dick PHT, Vol.
13 IV, pp. 48-50. **(COUNTS 101 AND 102).** R.S. testified that Defendant told him that if he
14 ever told somebody he and Terrie Sena would hate him and Defendant would make his life a
15 living hell. PHT, Vol. IV, p. 50. **(COUNT 106).**

16 **Recorded Statement Taken from Defendant by Detective Samples**

17 On or about the day a search warrant was served on Defendant's residence, September
18 18, 2014, Detective Samples made contact with Defendant. Defendant agreed to give a
19 recorded statement to Detective Samples.

20 In such statement, Defendant described sexual conduct between himself and A.S.
21 Defendant indicated that when A.S. was about twenty-two (22) years of age, he, DEBORAH
22 SENA, and A.S. got intoxicated and went into a bedroom. Defendant indicated that it was that
23 time that DEBORAH SENA placed Defendant's penis into the anus of A.S. and he proceeded
24 to have anal sex with her until he ejaculated in her anus. Defendant indicated he had sex with
25 A.S. on a second occasion in which he and A.S. had vaginal intercourse approximately nine
26 months previous to the interview. Defendant also described a time when he, A.S. and TERRIE
27 SENA has sexual intercourse inside his office. Defendant indicated he had vaginal intercourse
28

1 with both A.S. and TERRIE SENA on that occasion and ejaculated in the vagina of TERRIE
2 SENA.

3 Defendant also described sexual conduct he observed involving B.S. Specifically,
4 Defendant indicated that, when B.S. was approximately three (3) years of age, he walked in
5 on Deborah “stroking” the penis of B.S. Defendant also indicated that when B.S. was
6 approximately fourteen (14) or fifteen (15) years of age, he watched B.S. and DEBORAH
7 SENA have sexual intercourse inside his bedroom.

8 **II. STATEMENT OF FACTS RELATED TO UNCHARGED CONDUCT OF THE**
9 **DEFENDANT THAT WILL BE ADMISSIBLE AT TRIAL OF THIS MATTER**

10 On August 15, 2017, the State filed a Notice of Motion and Motion in Limine to Present
11 the Complete Story of the Crime and Motion to Admit Evidence of Other Sexual Offense
12 and/or Evidence of Other Wrongs of Acts; and, on September 1, 2017, Defendant filed his
13 Opposition.

14 On September 25, 2017, the Court conducted a Petrocelli Hearing and granted the
15 State’s Motion with the exception of the email that related to the sexual contact with an animal.

16 On October 19, 2017, an Order Granting State’s Motion in Limine to Present Complete
17 Story of the Crime and Motion to Admit Evidence of Other Sexual Offenses was filed with
18 the Court.

19 **A. Uncharged Sexual Contact Committed Upon B.S. And R.S.**

20 DEBORAH SENA told detectives that when B.S. was three (3) years old
21 CHRISTOPHER SENA told her that she was going to teach B.S. how to have sex with a
22 woman, so she was lying on her back and put B.S. on top of her. DEBORAH SENA stated
23 that CHRISTOPHER SENA was giving instructions on what to do and was trying to
24 manipulate B.S.’s penis into DEBORAH SENA’S vagina. DEBORAH SENA stated that the
25 incident had been recorded somehow. When asked what led up to the incident, she told
26 detectives that she had been in an argument with CHRISTOPHER SENA and he told her that
27 he wanted her to prove her love to him; and, made a comment that TERRIE SENA loves him
28 more, and if he loved him she would do those things.

1 DEBORAH SENA told police that she reported the above referenced conduct as well
2 as other sexual conduct to the police, through her attorney, because she was being emotionally
3 blackmailed by Defendant. Specifically, she referenced blackmail information held by
4 Defendant to include her sexual conduct with B.S. when he was three (3) years of age, a photo
5 of her sexual contact with an animal as well as other pictures and videos the Defendant had
6 depicting DEBORAH SENA and B.S. in the nude and engaged in sexual conduct.

7 Defendant made reference the event involving sexual contact between a three (3) year
8 old B.S. and DEBORAH SENA during his conversation with police. Specifically, Defendant
9 indicated that, when B.S. was approximately three (3) years of age, he walked in on Deborah
10 "stroking" the erect penis of B.S. while she was nude.

11 TERRIE SENA has testified in a prior proceedings that the first time something sexual
12 happened in the household with R.S. he was five (5) years of age. During that incident,
13 Defendant had Terrie Sena and Deborah Sena bring R.S. and B.S. into the master bedroom.
14 Defendant had Terrie Sena undress B.S. and had Deborah Sena undress R.S., at which time
15 Terrie Sena performed fellatio on B.S. and Deborah Sena performed fellatio on R.S.
16 Defendant was standing on the side of the bed when the incident occurred. Terrie Sena did
17 was not aware of whether that incident was recorded or not.

18 **B. Uncharged Sexual Contact Committed Upon M.C. And Photos Taken Of**
19 **M.C. By Defendant Constituting Child Pornography**

20 When interviewed by the police on approximately December 1, 2014, M.C. disclosed
21 specific incidents in which she was sexual abused by Defendant when she was young. This
22 occurred in the course of Defendant taking most of the photos of M.C., which constitute child
23 pornography, for which he is currently charged.

24 She first recalled when she was ten (10) or eleven (11) years of age, she visited
25 Defendant and TERRIE SENA at their apartment in Las Vegas. At that same time, while
26 visiting such apartment, TERRIE SENA told M.C. to go into the master bedroom and speak
27 with Defendant who was waiting for her. Upon entering the bedroom, Defendant was sitting
28 inside the closet in a pair of shorts. Defendant told M.C. he wanted to have a special bond

1 with her that should only be between them. Defendant then exposed his penis to M.C. and
2 told her to touch it which she did. Defendant then told her that since he showed her his penis
3 that she had to show him something. M.C. subsequently removed her shirt and exposed her
4 breasts. Defendant fondled her breasts after which he allowed M.C. to leave the room.

5 On another occasion when M.C. was approximately fifteen (15) or sixteen (16) years
6 of age, in the same apartment, Defendant and M.C. were alone in the living room while
7 watching a movie. Defendant told M.C. that if she loved him she would have anal sex with
8 him. Defendant removed his pants, put M.C. on her stomach, and had anal intercourse with
9 M.C. until he ejaculated on her back. M.C. remembered the penetration hurting and that she
10 asked Defendant to stop but he didn't until he ejaculated.

11 Also while M.C. was approximately fifteen (15) or sixteen (16) years of age, in the
12 same apartment, Defendant indicated to M.C. that he would stop having sexual intercourse
13 with M.C. and move onto another hobby. Defendant indicated he would need to have sexual
14 intercourse with her on one last time. Defendant pushed her against the wall with the front of
15 her body facing the wall and her standing up. Defendant proceeded to have anal intercourse
16 with M.C. M.C. remembers that Defendant ejaculated in a towel and her anus bled after the
17 incident.

18 **C. Uncharged Acts Of Violence Committed Upon Debra Sena And/Or A.S.**
19 **And/Or B.S. And/Or T.S. And/Or R.S.**

20 On or about September 15, 2014, DEBORAH SENA wrote a statement in which she
21 described a number of violent acts committed upon her and other members of her family living
22 in the family residence which caused members of the family to be fearful of not listening to
23 Defendant. Specifically, DEBORAH SENA indicated that Defendant made it known that if
24 anyone ever called the police on him that he could do quite a bit of damage before the police
25 arrived and that if he ever was put in jail he would eventually get out and either kill or break
26 the legs of the person who put him in jail. Defendant committed regular acts of violence
27 against DEBORAH SENA and family members when things were not done as he wanted.
28

1 In approximately May 2014, DEBORAH SENA observed B.S. making a sandwich for
2 his sister, A.S. Defendant did not agree with a male making a sandwich for a female and
3 pushed B.S. up against the wall and balled his fist up and told B.S. not to try him. As a result,
4 B.S. walked away. As a result of this contact, B.S. talked to A.S. and indicated he was
5 contemplating suicide. It was after this conversation that B.S. and A.S. left the residence with
6 DEBORAH SENA.

7 **D. Emails Sent To Debra Sena And/Or Others By Defendant In September**
8 **2014**

9 In September 2014, after DEBORAH SENA, B.S. and A.S. had left the family
10 residence, Defendant sent a series of e-mail messages to some of his children, DEBORAH
11 SENA, and various individuals employed at Cox Cable.

12 In an e-mail message sent on September 11, 2014, Defendant sent the e-mail to
13 DEBORAH SENA and some of his children. The e-mail indicated Defendant wanted to
14 communicate with them. It was that same day that an e-mail message was received by various
15 individuals at Cox Communications, where DEBORAH SENA worked, from Defendant to
16 which a photo was attached depicting DEBORA SENA in the nude and having apparent sexual
17 contact with a dog. *(Evidence of this email, only, will not be admitted at trial based on the*
18 *Court's decision at the Petrocelli Hearing).*

19 On September 15, 2014, Defendant sent another email to DEBORAH SENA in which
20 he references the possibility of him releasing a video depicting DEBORAH SENA and B.S.
21 Defendant indicates that "instead of spending all that money for a divorce all he had to do was
22 send a small video clip of you and [B.S]". Defendant further indicates that this would result
23 in DEBORAH SENA having "free room and board and medical".

24 On September 17, 2014, Defendant sent another email to DEBORAH SENA in which
25 Defendant indicates he may disclose that DEBORAH SENA was having sex with B.S. when
26 he was three (3) years of age as well as disclosing a video of DEBORAH SENA having sex
27 with B.S.

28 //

1 **STATEMENT OF THE CASE PERTINENT TO THIS OPPOSITION**

2 On August 11, 2017, Defendant filed a Motion to Dismiss Counts for Violation of
3 Statute of Limitations. On August 22, 2017, the State filed its opposition; and, on August 30,
4 2017, the Court denied Defendant's motion.

5 On November 27, 2017, Defendant filed a Motion for Stay Pending Resolution of
6 Defendant's Petition for Writ of Mandamus/Prohibition. The State's opposition follows.

7 **LEGAL ARGUMENT**

8 NRAP 8(a)(1) is applicable and states:

9 (a) *Motion for stay.*

10 (1) *Initial motion in the district court.* A party must ordinarily
11 move first in the district court for the following relief:

12 (A) a stay of the judgment or order of, or proceedings in, a
13 district court pending appeal or resolution of a petition to the
Supreme Court or Court of Appeals for an extraordinary writ;

14 (B) approval of a supersedeas bond; or

15 (C) an order suspending, modifying, restoring or granting an
injunction while an appeal or original writ petition is pending.

16 Generally, in determining whether to issue a stay, our Nevada Supreme Court has
17 determined that there are four factors to be considered, as follows:

18 (1) Whether the object of the appeal will be defeated if the stay is denied;

19 (2) Whether appellant will suffer irreparable or serious injury if the stay is denied;

20 (3) Whether respondent will suffer irreparable or serious injury if the stay is granted;

21 and

22 (4) Whether appellant is likely to prevail on the merits in the appeal or writ petition.

23 See Mikohn Gaming Corp. v. McCrea, 120 Nev. 248, 89 P.3d 36 (2004), *citing*, Fritz Hansen
24 A/S v. District Court., 116 Nev. 650, 6 P.3d 982 (2000).

25 Here, Defendant is not likely to prevail on the merits of a writ/petition as he has cannot
26 demonstrate that NRS 171.095(a), the statute of limitations regarding crimes committed in a
27 secret manner, does not apply. Furthermore, even if the State were barred from actually
28 prosecuting Defendant for the 52 charges in question, evidence of those counts will still be

1 admissible at trial of this matter as evidence of other crimes, wrongs or acts under NRS 48.045,
2 thus no actual prejudice to the Defendant will occur in denying a stay of the proceedings in
3 this matter.

4 **CONCLUSION**

5 Based upon the foregoing, the State requests Defendant's Motion for Stay Pending
6 Resolution of Defendant's Petition for Writ of Mandamus/Prohibition be DENIED.

7 DATED this 1st day of December, 2017.

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

10
11
12 BY /s/ JAMES R. SWEETIN
13 JAMES R. SWEETIN
14 Chief Deputy District Attorney
Nevada Bar #005144

15
16 BY /s/ MARY KAY HOLTHUS
17 MARY KAY HOLTHUS
18 Chief Deputy District Attorney
19 Nevada Bar #003814
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CERTIFICATE OF SERVICE

I hereby certify that service of the above and foregoing was made this 1st day of
DECEMBER, 2017, to:

VIOLET RADOSTA, DPD
mcmahaae@ClarkCountyNV.gov

BY /s/ HOWARD CONRAD
Secretary for the District Attorney's Office
Special Victims Unit

hjc/SVU

Steven D. Grierson

ORDR.
PHILIP J. KOHN, PUBLIC DEFENDER
NEVADA BAR NO. 0556
VIOLET R. RADOSTA, DEPUTY PUBLIC DEFENDER
NEVADA BAR NO. 5747
PUBLIC DEFENDERS OFFICE
309 South Third Street, Suite 226
Las Vegas, Nevada 89155
Telephone: (702) 455-4685
radostvr@co.clark.nv.us
Attorneys for Defendant

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

v.

CHRISTOPHER SENA,

Defendant,

CASE NO. C-15-311453-1

DEPT. NO. XIX

EX PARTE ORDER TO TRANSPORT

Upon the ex parte application of the above-named Defendant, by and through VIOLET R. RADOSTA, Clark County Public Defender, and good cause appearing therefor,

IT IS HEREBY ORDERED that the Clark County Detention Center transport CHRISTOPHER SENA, to the Public Defender's office, sexual assault team, 330 South 3rd Street, 5th Floor, Las Vegas, Nevada 89101 on December 8th, 2017 from 9am to 11am; December 14th, 2017 from 9am to 1130; and January 5th, 2018 from 9am to 1130 for the purposes of trial preparation.

DATED this 4th day of December, 2017.

Walter Kephart
DISTRICT COURT JUDGE

Submitted by:
PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

By: /s/Violet R. Radosta
VIOLET R. RADOSTA, #5747
Deputy Public Defender

CERTIFICATE OF FACSIMILE

I hereby certify that facsimile service of the foregoing **ORDER TO TRANSPORT** was made on this 5th day of December, 2017 to the Clark County Detention Center, fax: 702-671-3763.

By: /s/ Melissa Boudreault
Secretary, Clark County Public Defender

Case Name: Christopher Sena
Case No.: C-15-311453-1
Dept. No.: XIX

ORIGINAL

Electronically Filed
12/18/2017 10:02 AM
Steven D. Grierson
CLERK OF THE COURT

Steven D. Grierson

ORDR
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
JAMES R. SWEETIN
Chief Deputy District Attorney
Nevada Bar #005144
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

-vs-

CHRISTOPHER SENA,
#0779849

Defendant.

CASE NO: **C-15-311453-1**

DEPT NO: **XIX**

ORDER DENYING DEFENDANT'S MOTIONS OF DECEMBER 11, 2017

DATE OF HEARING: **DECEMBER 11, 2017**
TIME OF HEARING: **9:30 A.M.**

THIS MATTER having presented before the above entitled Court on the 11TH day of
DECEMBER, 2017; Defendant being present, represented by VIOLET RADOSTA, DPD;
the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through
JAMES R. SWEETIN, Chief Deputy District Attorney, and MARY KAY HOLTHUS, Chief
Deputy District Attorney; and without argument, based on the pleadings and good cause
appearing therefor,

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THE COURT HEREBY ORDERS that DEFENDANT'S MOTION FOR STAY PENDING RESOLUTIONS OF DEFENDANT'S PETITION FOR WRIT OF MANDAMUS/PROHIBITION, shall be, and is, **DENIED**; further

THE COURT HEREBY ORDERS that DEFENDANT'S MOTION TO SEVER shall be, and is, **DENIED**. *ll*

DATED this 14th day of December, 2017.

DISTRICT JUDGE

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

BY

JAMES R. SWEETIN
Chief Deputy District Attorney
Nevada Bar #005144

hjc/SVU

Steven D. Grierson

1 PHILIP J. KOHN, PUBLIC DEFENDER
NEVADA BAR NO. 0556
2 VIOLET R. RADOSTA, DEPUTY PUBLIC DEFENDER
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4 Las Vegas, Nevada 89155
Telephone: (702) 455-4685
5 Facsimile: (702) 455-5112
radostvr@co.clark.nv.us
6 Attorneys for Defendant

DEPARTMENT XIX
NOTICE OF HEARING

DATE 12/18 TIME 8:30 AM
APPROVED BY *[Signature]*

DISTRICT COURT
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,

10 Plaintiff,

11 v.

12 CHRISTOPHER SENA,

13 Defendant,

CASE NO. C-15-311453-1

DEPT. NO. XIX

DATE: January 3, 2018
TIME: 8:30 a.m.

DEFENDANT'S MOTION FOR JUROR QUESTIONNAIRE

15 COMES NOW Defendant CHRISTOPHER SENA, by and through Deputy Public
16 Defender VIOLET R. RADOSTA, and requests to supplement jury selection via a juror
17 questionnaire.
18

19 This Motion is made and based upon all the papers and pleadings on file herein, the
20 attached Declaration of Counsel, and oral argument at the time set for hearing this Motion.

21 DATED this 20th day of December, 2017.

22 PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

23
24 By: /s/Violet R. Radosta
25 VIOLET R. RADOSTA, #5747
26 Deputy Public Defender
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1. I am an attorney duly licensed to practice law in the State of Nevada; I am the Deputy Public Defender assigned to represent the Defendant in the instant matter, and I am familiar with the facts and circumstances of this case.

EXECUTED this 20th day of December, 2017.

/s/Violet R. Radosta
VIOLET R. RADOSTA

POINTS & AUTHORITIES

ABBREVIATED FACTS

Christopher Sena faces one-hundred-twenty-four (124) felony charges involving sexual assault, child molestation, and child pornography. His case has attracted significant media coverage as well.

QUESTIONNAIRE TO FACILITATE JUDICIAL ECONOMY

Rather than relying on the lengthy and often tedious process of asking the necessary questions of prospective jurors orally in open court, a written questionnaire can elicit much of the information needed by counsel to select an impartial jury. Although some oral *voir dire* will always be necessary, a written questionnaire can significantly reduce the amount of court time required for the jury selection process. See II A. Ginger, Jury Selection in Criminal and Civil Trials, Section 12.21, at 768 (2d ed. 1985)(jury questionnaires prepared by attorneys "save...cost"); Jurywork Systematic Techniques, Section 2.08, at 2.44, A. Krause & B. Bonora eds. 2 ed. (eliminating the need to repeat the same question to each juror.") Report of the Committee on Juries of the Judicial Council of the Second Circuit, (Aug. 1984), cited in Jurywork: Systematic Techniques, supra, Section 2.08, at 2.44 n. 49.2; Babcock, Voir Dire: Preserving "Its Wonderful Power", 27 Stan. L. Rev. 545, 563-64 & n. 70 (1975) ("A sworn questionnaire...might gather from jurors answers to basic questions about themselves with face-to-face inquiry reduced to certain key issues on which the reactions of the individual and observation would be more revealing and would concomitantly reduce the need for extended face-to-face questioning which would then be reserved for the issues on which probing is necessary, such as prejudice against the litigant or bias arising from the facts of the particular case.")

Jury questionnaires are also especially useful in cases, such as this, involving sensitive issues, as they provide an efficient and accurate method of determining juror relationships to parties, law firms and witnesses, thus facilitating removal for cause in some instances based on written responses alone. Jurywork: Systematic Techniques, supra, Section 2.08, at 2.45. Jury questionnaires thus provide an efficient and economical tool for gaining information necessary to

1 the meaningful exercise of preemptory and cause challenges, and, for this reason, have been used
2 in numerous jurisdictions to great advantage.¹

3 ADEQUATE JUROR INFORMATION: THE PREDICATE TO 4 MEANINGFUL EXERCISE OF JURY CHALLENGES

5 Not only do jury questionnaires save time and money, but they provide a superior means
6 of obtaining general background information concerning prospective jurors and in determining
7 whether they have prior knowledge of the case, a bad experience with an issue in this case, or
8 any particular bias or prejudice inconsistent with their ability to serve as impartial jurors in this
9 particular case. In short, they constitute an effective tool for the gathering of information
10 necessary to the meaningful exercise of jury challenges.

11 Courts and commentators have long stressed the importance of *voir dire* questioning in
12 obtaining a fair and impartial jury. E.g., Swain v. Alabama, 380 U.S. 202, 218-220 (1965);
13 United States v. Shavers, 615 F. 2d 266, (95th Cir. 1980); United States v. Delinger, 472 F. 2d
14 340, 366-76 (7th Cir. 1972), cert. denied, 410 U.S. 970 (1973); Bailey v. United States, 53 F. 2d
15 982, 983-84 (5th Cir. 1931); see generally, 5 J. Wigmore, Evidence, Section 1367 (3d ed. 1940);
16 Babcock, Voir Dire: Preserving "Its Wonderful Power," 27 Stan. L. Rev. 545 (1975); Bermant &
17 Shapard, The Voir Dire Examination, Jury Challenges and Adversary Advocacy, in The Trial
18 Process 69 (B. Sales ed. 1980); Bush, The Case for Expanded Voir Dire, 2 L. & Psychology Rev.
19 9 (1978).

21 ¹ A partial list of cases that have employed a questionnaire include: United States v. DeLorean, No. 82-910(b)-RMT
22 (C.D. Cal. 1984); Smith v. Wayt, No. C-79-742 (N.D. Ohio 1983); Jobnecheck v. Blackwell Burner Co., No. G-78-
302-CA (7)(W.D. Mich. 1982); Singleton v. Chesapeake & Ohio Ry. Co., No. 6-79-321-CA(1)(W.D. Mich. 1982);
23 United States v. Russell, No. TCR 81-00711 (N.D. Fla. 1982); United States v. Layton, No. CF-80-416-RFP (N.D.
24 Cal. 1981); Carconi v. Consolidated R.R. Corp. (Conrail), No. 78-72341 (E.D. Mich. 1980)(Judge administered the
25 questions orally); Odgers v. Ortho Pharmaceutical Co., No. 78-70543 (E.D. Mich. 1980); Wood v. Consolidated
26 R.R. Corp (Conrail), No. 970075 (E.D. Mich. 1980); United States v. Colgate Palmolive Co., No. 77-184-Civ-5
27 (E.D.N.C. 1979); Krause v. Rhodes, No. C-70-544 (N.D. Ohio 1978)(Young, J.); Rutledge v. Arizona Board of
28 Regents, No. C397445 (Maricopa County, Ariz., 1981); People v. Nelson, No. 9474 San Mateo County, Cal., 1981);
United States v. O'Sullivan, No. 60706-76 et seq., (Superior Court, District of Columbia 1976); People v. York, No.
1493-81 (Queens County, N.Y., 1982); State v. Edward Gallop Sr., No. J 87-1760 (Douglas County, OR); North
Carolina v. Little, Wake County, N.C., 1975; Commonwealth v. Johnson, No. 37879, a through I, (Cambria County,
Pa., 1980); See also cases listed in Jurywork: Systematic Techniques, *supra*, Section 2.08, at 2-45 through 2.47.

1 The essential function of *voir dire* is "to enable counsel to gather sufficient information to
2 make well informed judgments about jurors whose biases may interfere with a fair consideration
3 of evidence." Fahringer, In the Valley of the Blind: A Primer on Jury Selection in a Criminal
4 Case, 43 L. & Contemp. Probs. 116, 120 (1980). Only with such information can challenges for
5 cause and preemptory strikes be exercised in a meaningful fashion. The importance of these two
6 kinds of jury challenges has long been recognized. See generally, Babcock, supra. Indeed, even
7 though preemptory challenges may not be required by the Constitution, the challenge is one of
8 the most important rights of a trial litigant and "a necessary part of trial by jury." Swain v.
9 Alabama, 380 U.S. 202, 219 (1965); accord, Bailey v. United States, 53 F.2d 982, 984 (5th Cir.
10 1931). "If this right is not to be an empty one, the defendants must, upon request, be permitted
11 inquiry into the background and attitudes of the jurors to enable them to exercise intelligently
12 their preemptory challenges..." United States v. Dellinger, 472 F.2d 320, 368 (7th Cir. 1972).
13 The preemptory challenge "should not be required to be exercised before an opportunity is given
14 for such inspection and examination of prospective jurors as is reasonably necessary to enable
15 the accused to have some information upon which to base an exercise of that right." Bailey v.
16 United States, 53 f. 2d 982, 984 (5th Cir. 1931). The "right to trial by an impartial jury" includes
17 "the right to an examination designed to ascertain possible prejudices of the veniremen..."
18 United States v. Lewin, 467 F.2d 1132, 1138 (7th Cir. 1972). See also, Bermant & Shapard,
19 supra, at 86.

20 PEER PRESSURE AND THE FEAR OF PUBLIC SPEAKING 21 ARE INHIBITING FACTORS

22 The courtroom is a totally alien place to most individuals who are called to jury duty.
23 The procedures and physical environment are unfamiliar and perhaps somewhat threatening.
24 Yet, in this unfamiliar environment, citizens are asked to disclose sensitive and personal details
25 about themselves and even about their deepest biases and prejudices. When this personal inquiry
26 takes place in a group, the chance of obtaining meaningful information is substantially reduced,
27 if not entirely eliminated.

1 People in our society have a significant fear of speaking in public. This general fear is
2 heightened in the courtroom situation where prospective jurors are asked to respond to questions
3 put to them by the judge and authority figures and strangers, in front of the entire jury panel,
4 their peers, where their answers may result in their suffering the "rejection" of a challenge for
5 cause.

6 There is more at work than fear in the courtroom. Social psychologists have demonstrated
7 the principle that people want to please their peer group. By listening to others respond in a
8 group, they learn what are the "right" responses to render them acceptable jurors. The pressures
9 make prospective jurors less likely to be candid in front of their peer group. Prospective jurors
10 begin to rehearse their answers as they hear others provide their own, with the result that after
11 questioning of the initial few prospective jurors, the genuineness of answers begins to decrease.
12 Socially acceptable responses to *voir dire* questions are established early in the process, and
13 reinforced through the adverse stimuli of removal for cause. Jurors thus learn to provide the
14 socially acceptable answer, even if it is not accurate.

15 The problems of embarrassment and concealment of prejudice are heightened when *voir*
16 *dire* is conducted in a non-sequestered fashion. Courts have consistently recognized that jurors
17 are often unaware of their own prejudices and preconceptions, and do not acknowledge them
18 when publicly asked general questions on *voir dire* such as whether there is any reason they
19 cannot be fair and impartial. e.g., United States v. Dennis, 339 U.S. 162, 183
20 (1950)(Frankfurter, J., dissenting)("One cannot have confident knowledge of influences that
21 may play and prey unconsciously on judgment."); United States v. Shavers, 615 F.2d 340, 367
22 (7th Cir. 1972)(We do not believe that a prospective juror is so alert to his own prejudices [as to
23 reveal prejudice in response to a general question]. Thus, it is essential to explore the
24 backgrounds and attitudes of the jurors to some extent in order to discover actual bias or
25 cause,"); Kiernan v. Van Schaik, 347 F.2d 775, 779 (3rd Cir. 1965); United States ex rel. Bloeth
26 v. Denno, 313 F.2d 364, 372 (2nd Cir. 1963); Delaney v. United States, 199 F.2d 107, 112-13
27 (1st Cir. 1952); Bush supra, at 12; Gutman, The Attorney-Conducted Voir Dire of Jurors: A
28

1 Constitutional Right, 39 Brooklyn L. Rev. 290, 328 (1972). Moreover, jurors may conceal
2 prejudice out of a desire to avoid embarrassment, or to conform to expected responses, or even
3 for more sinister reasons. See Broeder, Voir Dire Examination: An Empirical Study, 38 S. Cal.
4 L. Rev. 503, 506, 511, 512 (1965), cited with approval in Groppi v. Wisconsin, 400 U.S. 505,
5 510 (1971).

6 **FEARS HEIGHTENED, NOT MINIMIZED WHEN
VOIR DIRE IS CONDUCTED BY THE COURT**

7 Venire persons will frequently hide their true feelings and conceal their biases when
8 asked about them publicly, particularly by the judge, who--physically elevated and robed,
9 deferred to and addressed as "Your Honor"--is the most powerful figure in the courtroom. Jurors
10 will thus tend to conceal prejudice in order to avoid embarrassment and disapproval by the judge.
11 The great social distance between venire persons and the judge places an undue burden on them
12 in communicating their true feelings. As a result, venire persons will tend to agree with what
13 they imagine the judge wants to hear. "Judges usually do not realize that they are seen by jurors
14 as both powerful and fair, and that this attitude on the part of the jurors creates an expectation in
15 their minds that they should say they can be fair and impartial, whether or not this is true. Jurors
16 desire to be accepted and approved of by the judge. They want to say the right things[.]"
17 Bennett, Psychological Methods of Jury Selection in the Typical Criminal Case, 4 Criminal
18 Defense 11, 13 (No. 2, April 1977)(emphasis in original).

19 **JUROR RESPONSES TO WRITTEN QUESTIONNAIRES ARE
20 MORE REVEALING AND AVOID JUROR EMBARRASSMENT**

21 For all the above reasons, the information provided by jurors in the privacy of their
22 written response to a jury questionnaire is likely to be much more honest and revealing than their
23 oral responses in the public setting of the courtroom. Jurywork: Systematic Techniques, *supra*,
24 Section 2.08, at 2.44.

25 In addition, use of jury questionnaires actually protects each juror's privacy and avoids
26 the embarrassment of public revelation of sensitive matters. See II A. Ginger, *supra*, Section, 12,
27 21 at 768 (jury questionnaire prepared by attorneys "save...embarrassment, 'especially' in big
28

1 cases raising controversial issues about which jurors seldom want to be questioned in public but
2 on which lawyers need to know juror opinion in order to exercise preemptory challenges
3 wisely,”); *Id.*, Section 12.22, at 769 (“This procedure will...save scores of jurors from the
4 embarrassment of having to answer in open court questions that can be answered more
5 efficiently on paper. Those who would be most distressed at having their private opinions
6 displayed in public may be among those subject to excusable or challenge almost solely on the
7 basis of their written answers.”) Indeed, the experience in the trial of John DeLorean, which
8 utilized a 50-page jury questionnaire, *United States v. DeLorean*, No. 82-910 (b)-RMT (C.D.
9 Cal. 1984), revealed that prospective jurors did not resent the personal nature of many of the
10 questions. II A. Ginger, *supra*, Section 12.22, at 769.

11 **THE NEVADA SUPREME COURT**
12 **SUPPORTS JUROR QUESTIONNAIRES WHERE APPROPRIATE**

13 On April 1, 2009, the Nevada Supreme Court passed new performance standards for
14 indigent defenders ADKT 411. Under standard 4-11(c), defense counsel “should petition the
15 court to use a special questionnaire where appropriate due to unique issues in the case.” Sena’s
16 case involving sexual abuse of a minor presents the unique issues and circumstances making a
17 special questionnaire appropriate.

18 **THIS CASE HAS SENSITIVE ISSUES**
19 **WEIGHING IN FAVOR OF A JUROR QUESTIONNAIRE**

20 Given the graphic nature of the evidence in this case, a jury questionnaire will be
21 extremely valuable to allow jurors to write down their answers privately instead of speaking in a
22 public courtroom. When counsel reads an answer which calls for further exploration of a private
23 matter, he can request the Court to allow the juror to talk about it in private. Many potential
24 jurors who have been victims of sexual abuse may freely admit that they cannot be fair on this
25 type of case. The written questionnaire is a much more comfortable way to disclose this
26 information to the Court and counsel.

27 In addition, this case involves video evidence of the sex acts at issue. Asking potential
28 jurors to view video evidence of sex acts is an extremely sensitive matter. Potential jurors may

1 have strong feelings about viewing such evidence and these feelings may impact their ability to
2 be fair and impartial.

3 Defense counsel will not be asking for special questionnaires on typical burglary, stolen
4 vehicle, battery, robbery, and drug cases which do not present unique issues. Juror
5 questionnaires are granted at the discretion of this Honorable Court. And the serious nature of
6 this case along with the graphic and sensitive nature of the evidence makes this case worthy of
7 one.

8 CONCLUSION

9 In summary, various courts throughout the United States have reported remarkable
10 success in using this time saving tool. The issues in this case weigh in favor of a juror
11 questionnaire. First, Sena faces multiple life sentences. Second, Sena's case deals with
12 explosive accusations of molestation and rape of children. Moreover, the jury will have video
13 evidence purportedly showing these acts, which would be disconcerting to watch. These issues
14 will test any individual's ability to remain fair throughout the trial. It is crucial, therefore, that
15 the jurors in this case undergo a selection process that gives Sena every accommodation to solicit
16 their honest views and ensure they are fair. A special juror questionnaire is such an
17 accommodation.

18 Both sides of the litigation will profit from the information obtained, and the elimination
19 of repetitive background questions is a welcome relief to the court, litigants and jurors
20 themselves. Counsel seeks to submit a questionnaire with general background and case specific
21 questions, attached hereto.

22 DATED this 20th day of December, 2017.

23 PHILIP J. KOHN
24 CLARK COUNTY PUBLIC DEFENDER

25 By: /s/Violet R. Radosta
26 VIOLET R. RADOSTA, #5747
27 Deputy Public Defender
28

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YOU WILL PLEASE TAKE NOTICE that the Public Defender's Office will bring the above and foregoing Defendant's Motion for Juror Questionnaire on for hearing before the Court on the 3rd day of January, 2018, at 8:30 a.m. in Department 19 of the District Court.

PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

CERTIFICATE OF ELECTRONIC SERVICE

District Attorney's Office
E-Mail Address:
Jennifer.Georges@clarkcountyda.com

By: /s/ Annie McMahan
An employee of the
Clark County Public Defender's Office

Badge # _____
I.D. # _____

Juror Questionnaire

Dear Prospective Juror:

You have been placed under oath. Please answer all questions truthfully and completely, as though the questions were being asked of you in open Court. Some of the questions ask your opinions. If you need more room on any question, use the margins or the last page, which is partially blank. The purpose of this questionnaire is to help the Court and the lawyers in their attempt to select a fair and impartial jury. Therefore, full disclosure and honesty in any given answer is of utmost importance. The answers provided by you in this document will be made available to counsel for both the State and defense. Your answers may also become part of the Court's permanent record.

A summary of the case allegations and the procedure to be followed in this case are noted below. The fact that these allegations have been made does not mean they are true. The State has the burden of proving the allegations beyond a reasonable doubt.

Remember, you must fill out the questionnaire yourself, and when you are finished, please sign the oath on the last page and leave the questionnaire with a jury assistant. There are no right or wrong answers, only honest opinions.

Summary of Case

The State of Nevada has charged Christopher Sena with molesting and sexually assaulting various members of his family, including minor children, between 2001 and 2014. He allegedly video-recorded these acts. His first wife Terrie Sena and second wife Deborah Sena also faced charges and pleaded guilty for their participation. The charges against Mr. Sena include conspiracy to commit sexual assault, incest, possession and production of child pornography, sexual assault with a minor under fourteen, sexual assault with a minor under sixteen, lewdness with a child under the age of fourteen, child abuse and neglect, open and gross lewdness and preventing or dissuading a witness from reporting a crime or commencing prosecution.

Procedure

After the jury is selected, the trial will occur. The purpose of the trial is to determine, based on legally presented evidence, if the State can prove the criminal charges beyond a reasonable doubt. Mr. Sena is presumed innocent. The parties anticipate that the trial of this case could last approximately five (5) days.

Demographics

1. Your full name: _____ Race: _____
2. Your age: _____ Place of birth: _____
3. Marital status: _____
4. Children (ages) _____

Education – Employment

5. What is the highest educational level completed? _____
- _____

6. Did you attend College or a University? Yes No

If yes, please complete the following:

College/University	Year	Degree	Major or Area Of Concentration
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_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

7. Any special schooling or training in the following areas?
(If so, please give opinion of course or training).

(a) criminal justice - law _____

(b) psychology or sociology _____

(c) computer/digital technology _____

1 8. Please state your occupation and relevant duties for the past ten years beginning with the
2 most current. Please indicate if you are retired and then provide the requested
3 information for the ten years preceding your retirement.

4 _____
5 _____
6 _____

7 9. Do you know anyone who works for the Clark County School District? If yes, please
8 describe who and what position?

9 _____
10 _____
11 _____

12
13 10. If married and spouse is employed, please state spouses' occupation title or profession.

14 _____
15 _____

16
17 **Military Service**

18 11. Have you or your spouse ever served in the military? Yes No

19 If yes, please indicate branch of service, dates of service, position/rank and duties.

20 (Please indicate if you or your spouse were in military police or shore patrol).

21 _____
22 _____

23
24 12. Do you have any feelings about the military?

25 _____
26 _____

Legal System

- 1
2 13. Do you have any close friends or relatives who are judges, prosecutors or defense
3 attorneys? If yes, please state your relationship and whether you discuss law related
4 subjects.

5 _____
6 _____
7 _____

- 8 14. Do you have any friends or relatives who are in law enforcement? If yes, please state
9 your relationship and indicate whether you have law related discussions.

10 _____
11 _____
12 _____

- 13 15. What is your general attitude toward the criminal justice system and the courts?
14

15 _____
16 _____
17 _____

- 18 16. Have you or any family member or close friend ever been arrested and/or charged with a
19 crime? If yes, please explain.

20 _____
21 _____
22 _____

- 23 17. If yes to the above:
24

25 How has the experience affected your feelings about the criminal justice system?

26 _____
27 _____
28

1 18. Have you or any family member or close friend ever been the victim of a crime? If yes,
2 please explain who, what happened and when.
3
4
5

6 19. Have you or anybody you know ever been the victim of sexual abuse? If so, please
7 explain.
8
9
10
11

12 20. If you answered "Yes" to Question 18 or 19, how do you think the experience will impact
13 your ability to be a juror in this case? Explain.
14
15
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18 21. If yes to the above question, was there an arrest? _____
19 Conviction? _____
20 How did this experience affect your feelings about the criminal justice system?
21
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1 22. Do you know or have you ever belonged to any group, club, organization or community
2 service movements which are active in political matters (e.g. MADD, ACLU, John Birch
3 Society, Amnesty International, etc.)? If yes, please explain.
4
5
6

7
8 23. Do you belong to or participate in any crime watch or crime control organizations? If
9 yes, please explain.
10
11
12

13 24. Please give your opinions on the following:

14 Defense Attorneys
15
16

17 Public Defenders
18
19

20 Prosecutors
21
22

23 Crime Victims
24
25

26 Judges
27
28

Jury Service

25. Have you ever served as a juror before? If yes, what did you think of your experience?

26. What are your thoughts regarding jury service in general?

27. Is there any reason you may feel rushed or hurried in this case (e.g. personal or business pressure)?

28. How do you honestly think you would react if the 11 other jurors had an opinion different from yours, and all thought your judgment was mistaken?

29. Do you believe that you are a strong enough personality to exercise independence from the group?

1 30. Would you vote a certain way just because you wanted to see a unanimous verdict
2 reached in this case?
3
4

5 **Religion**

6 31. What, if any, religion were you raised in?
7
8
9
10

11 32. Do you attend religious services? Yes _____ No ____
12

13 If yes, how often? _____
14
15
16

17 33. Will service on this jury conflict with your religious beliefs?
18

19 Yes _____ No _____
20

21 **Allegations of Sexual Abuse**

22 34. What was your initial reaction after reading that the charges in this case are sexual abuse
23 on a minor?
24
25
26
27
28

35. Does the possibility of serving on a criminal trial that involves allegations of sexual abuse on a minor make you uncomfortable and prevent your ability to be fair and impartial?

Yes _____ No _____ Maybe _____

If maybe, please explain: _____

36. Would having to view video evidence of sexual abuse on a minor make you uncomfortable and prevent your ability to be fair and impartial?

Yes _____ No _____ Maybe _____

If maybe, please explain: _____

37. Do you believe that consensual sex or sexual acts are possible between a minor and an adult?

Yes _____ No _____ Maybe _____

If maybe, please explain: _____

38. How do you evaluate the credibility of a minor versus an adult?

Minor more credible _____ Adult more credible _____

The same _____ Other _____

If other, please explain: _____

39. What are your opinions on pornography?

40. What are your opinions about child pornography?

Media Coverage

41. Have you seen any television, social media or newspaper coverage of Mr. Sena's case?

Yes _____ No _____ Maybe _____

If yes or maybe, please explain: _____

42. Have you seen any television, social media or newspaper coverage of Terrie or Deborah Sena's cases?

Yes _____ No _____ Maybe _____

If yes or maybe, please explain: _____

1
2
3 43. If you have seen media coverage, have you formed any opinions of Mr. Sena's case?

4 Please explain: _____
5 _____
6 _____
7 _____
8 _____
9 _____

10 Conclusion

11 44. Is there anything that you know about yourself or this case that would prevent you from
12 sitting as a fair and impartial juror? If yes, explain.
13 _____
14 _____
15 _____

16 45. Do you want to serve on this jury? If yes, why?
17 _____
18 _____
19 _____
20 _____

21 If no, why not?
22 _____
23 _____
24 _____
25 _____
26 _____
27 _____
28 _____

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

1700

Oath

I swear or affirm that the responses given are true and accurate to the best of my knowledge and belief.

Signature

Date

Admonition

You are instructed not to discuss this questionnaire or any aspect of this case with anyone, including other prospective jurors. You are further instructed not to view, read or listen to any media account of these proceedings.

William Kephart
District Court Judge



1 **OPPS**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 JAMES R. SWEETIN
6 Chief Deputy District Attorney
7 Nevada Bar #005144
8 MARY KAY HOLTHUS
9 Chief Deputy District Attorney
10 Nevada Bar #003814
11 200 Lewis Avenue
12 Las Vegas, Nevada 89155-2212
13 (702) 671-2500
14 Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

11 THE STATE OF NEVADA,
12 Plaintiff,

13 -vs-

14 **CHRISTOPHER SENA,**
15 **#0779849**

16 Defendant.

CASE NO: C-15-311453-1

DEPT NO: XIX

17 **STATE'S OPPOSITION TO DEFENDANT'S**
18 **MOTION FOR JUROR QUESTIONNAIRE**

19 DATE OF HEARING: **JANUARY 3, 2018**
20 TIME OF HEARING: **8:30 AM**

21 COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, District Attorney,
22 through JAMES R. SWEETIN, Chief Deputy District Attorney, and hereby submits the
23 attached Points and Authorities in Opposition to Defendant's Motion for Juror Questionnaire.

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

27 //

28 //

1 **POINTS AND AUTHORITIES**

2 **STATEMENT OF FACTS RELEVANT TO THIS OPPOSITION**

3 Defendant, CHRISTOPHER SENA, is charged by way of Amended Criminal
4 Information with the crimes of CONSPIRACY TO COMMIT SEXUAL ASSAULT
5 (Category B Felony - NRS 200.364, 200.366, 199.480), SEXUAL ASSAULT WITH A
6 MINOR UNDER FOURTEEN YEARS OF AGE (Category A Felony - NRS 200.364,
7 200.366), LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (Category A Felony -
8 NRS 201.230), SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE
9 (Category A Felony - NRS 200.364, 200.), INCEST (Category A Felony - NRS 201.180),
10 OPEN OR GROSS LEWDNESS (Category D Felony - NRS 201.210), SEXUAL ASSAULT
11 (Category A Felony - NRS 200.364, 200.366), PREVENTING OR DISSUADING WITNESS
12 OR VICTIM FROM REPORTING CRIME OR COMMENCING PROSECUTION (Category
13 D Felony - NRS 199.305), CHILD ABUSE AND NEGLECT, SEXUAL ABUSE OR
14 EXPLOITATION (Category A Felony - NRS 200.508(1)), POSSESSION OF VISUAL
15 PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD (Category B Felony -
16 NRS 200.700, 200.730), USE OF MINOR IN PRODUCING PORNOGRAPHY (Category A
17 Felony - NRS 200.700, 200.710.1, 200.750) and USE OF MINOR UNDER THE AGE OF 14
18 IN PRODUCING PORNOGRAPHY (Category A Felony - NRS 200.700, 200.710.1,
19 200.750).

20 The Co-Defendant's in this case are DEBORAH SENA and TERRIE SENA. The
21 crimes occurred on or between May 22, 2001 and June 30, 2014. The victims are A.S., T.S.,
22 B.S., R.S., E.C., T.G., and M.C.

23 A preliminary hearing commenced in this matter on August 27, 2015 and was
24 concluded after four separate days of testimony on September 18, 2015. For the purpose of
25 providing this Court with the most complete Statement of Facts the State will refer to the
26 testimony provided at the preliminary hearing.

27 //

28 //

The Preliminary Hearing Testimony of Terrie Sena

On August 27, 2015, Terri Sena testified that she was familiar with Defendant because he is her ex-husband and they were married from September 1990 to August 1997. Terrie Sena testified that she was familiar with the residence located at 6012 Yellowstone Avenue, Las Vegas, Clark County, Nevada, in that she lived there for fifteen (15) years, from 1998 through 2013; and, from January 2014 until June 2014. PHT, Vol. I, pp. 13-14. Terrie Sena testified that over the period of time that she lived at the residence, she lived there with Defendant and his wife, Deborah Sena, Terrie's biological daughter with Defendant, A.S., Terrie's biological son with Defendant, T.S., Terrie's step-son, B.S., who is the biological son of Defendant and Deborah Sena; and, R.S., Terrie Sena's biological son with another man. PHT, Vol. I, pp. 14-16. While living at the residence, Terrie's younger sister, M.C., and her niece, M.C.'s daughter, E.C., occasionally visited her at the Yellowstone address. Terrie Sena testified that her other sister, K.G., also had occasion to visit the residence. PHT, Vol I., pp. 17-18.

Terrie Sena testified that she had been charged with things that happened at the Yellowstone address. Terrie Sena testified that those charges were resolved when she agreed to plead guilty to one count of sexual assault; and, agreed to a sentence of ten years to life in prison, as well as to testify truthfully in the court proceeding. PHT, Vol. I, pp. 18-20. Terrie Sena testified that she was, in fact, sentenced to 10 years to life in prison. PHT, Vol. I, p. 21.

Terrie Sena testified that while she was living at the Yellowstone residence, she became aware that sexual acts were being committed. Terrie Sena testified that when her sister, M.C., would visit from time to time, when M.C. was 15 and 16 years of age. During that time, naked pictures of M.C. were taken by Defendant. PHT, Vol. I, p. 22. Terrie observed State's proposed Exhibits 13-22 and recognized them as photos of her and M.C., naked together, with most of them being photos of M.C. PHT, Vol I, pp. 23-24. Terrie testified that some of the photos were taken in the office of her house, while others were taken in M.C.'s bedroom, at her parent's house, located at 2012 Tonopah, North Las Vegas, Clark County, Nevada. PHT,

1 Vol. I, p. 24. Terrie Sena testified that Defendant took the photographs of her and M.C. PHT,
2 Vol. I, p. 27.

3 Terrie testified that her niece, T.G., also came to the residence to visit, when T.G. was
4 sixteen years of age. Terrie testified that T.G. had come over to have her hair dyed. Terrie
5 Sena further testified that she dyed T.G.'s hair. After washing T.G.'s hair, T.G. went to take
6 a shower and Defendant filmed T.G. taking a shower. Defendant would get on a step stool and
7 hold the camcorder into the bathroom where the shower was. Terrie Sena testified that while
8 Defendant was recording T.G. in the shower, T.G. would have not been able to see him.
9 **(COUNTS 118 AND 119)** PHT, Vol. I, pp. 28-29. Terrie Sena testified that she was giving
10 Defendant oral sex while Defendant was filming T.G. in the shower. Terrie Sena viewed
11 State's proposed Exhibits "5", "8", and "9", and indicated that they were still photos of the
12 video that Defendant made of T.G. in the shower. PHT, Vol. I, p. 30.

13 Terrie Sena testified that her niece, E.C., also came to the residence to visit. Terrie
14 testified that when E.C. visited she had gotten lice at school. All of the kids' hair had to be
15 washed as a result and Terrie Sena took E.C. to the bathroom in the office area to wash her
16 hair. E.C. took a shower and while that occurred, Defendant got the camcorder and recorded
17 E.C. taking a shower, while standing on stool with the camera focused down. **(COUNTS 115**
18 **AND 116)**. Terrie Sena viewed State's proposed Exhibit "6" and identified it as a picture from
19 the video that Defendant took of E.C. taking a shower. PHT, Vol. I, pp. 30-32

20 Terrie Sena testified that she also observed filming of R.S. Defendant told Terrie Sena
21 to go and get R.S. from the front of the house and bring him to the office. When Terrie Sena
22 got back to the office with R.S., she noticed the red light blinking on the computer. Defendant
23 had her unbuckle R.S.'s pants and take them off, before Terrie Sena gave R.S. oral sex. While
24 Terrie Sena was performing oral sex on R.S., Defendant was sitting at his computer
25 masturbating. Defendant then approached Terrie Sena and had her perform oral sex on him.
26 After Terrie Sena performed oral sex on Defendant, he instructed her to remove the rest of
27 R.S.'s clothes and had R.S. remove Terrie Sena's top off, at which time he instructed R.S. to
28 put his penis in Terrie Sena's vaginal opening. PHT, Vol. I, pp. 33-35.

1 Terrie Sena testified that she had sexual contact two other times in the presence of
2 Defendant. One in the master bedroom and a second incident in the office. During the incident
3 in the master bedroom of the residence Defendant had Terrie Sena lay on the bed with R.S.,
4 undress R.S. and then undress herself. Terrie Sena got on top of R.S. so that his penis
5 penetrated her vaginal opening. Defendant got behind Terrie Sena and engaged in having anal
6 sex with her. PHT, Vol. I, pp. 35-36. Terrie Sena viewed State's proposed Exhibit "7" and
7 indicated that it was a picture of the master bedroom with R.S. laying on the bed while Terrie
8 Sena is getting undressed beside him. At the time the three incidents occurred, R.S. was 14
9 years of age. PHT, Vol. I, p. 38. Terrie Sena testified that the first incident that occurred in the
10 office happened sometime during the fall of 2012. The incident in the bedroom occurred when
11 R.S. was a freshman in high school and 14 years of age. PHT, Vol. I, p. 41-42. Terrie Sena
12 testified that R.S. was born on June 14, 1988 and that he was 14 years of age in 2012. Terrie
13 Sena stated that the incident in the office and the one in the bedroom occurred over a three
14 week period of time, from what she recollected. PHT. Vol. I, pp. 42-43.

15 The third incident occurred in the office. Defendant had Terrie Sena bring R.S. into the
16 office, un-belt R.S.'s pants, and place his penis in her mouth. R.S. then placed his penis in
17 Terrie Sena's vagina, while she was lying flat on her back. The red light was on the computer
18 when the incident occurred which indicated that Defendant was filming it. The last incident
19 occurred in 2014, just before Terrie Sena left the residence. PHT, Vol. I, pp. 44-45.

20 Besides the sexual contact she had with R.S., Terrie Sena also had sexual contact with
21 B.S. Terrie Sena described an incident where she brought B.S. into the office, from the house,
22 and performed oral sex on him. Terrie Sena removed B.S.'s clothes, as well as her own, at
23 which time Defendant told B.S. to touch Terrie Sena's breast and to insert his penis into her
24 vagina as she lay flat on her back. That incident occurred in December 2012. A second
25 incident occurred a month later, in January 2013. During that incident, Defendant had B.S.
26 touch Terrie's breasts with his hands. Terrie put B.S.'s penis in her mouth, and B.S. inserted
27 his penis into Terrie's vagina, while she lay flat on her back, which was recorded by the
28 Defendant. **(COUNTS 79 – 85)** PHT, Vol. I, pp. 45-48.

1 Terrie Sena described an incident that occurred with A.S., in the living room of the
2 house. Terrie Sena was in the living room with Defendant and A.S. Defendant had A.S. lean
3 over the ottoman and Defendant penetrated A.S.'s anus with his penis (**COUNT 52**), while
4 A.S. was touching Terrie Sena's breasts. PHT, Vol. I, pp. 48-49. A.S. was 17 years of age and
5 a senior in High School when the incident occurred. PHT, Vol. I, p. 52.

6 Terrie Sena testified that the first time something sexual happened in the household
7 with R.S. he was five years of age. During that incident, Defendant had Terrie Sena and
8 Deborah Sena bring R.S. and B.S. into the master bedroom. Defendant had Terrie Sena
9 undress B.S. and had Deborah Sena undress R.S., at which time Terrie Sena performed fellatio
10 on B.S. and Deborah Sena performed fellatio on R.S. Defendant was standing on the side of
11 the bed when the incident occurred. Terrie Sena was not aware of whether that incident was
12 recorded or not. PHT, Vol. I, pp. 52-53.

13 **The Preliminary Hearing Testimony of M.C.**

14 On August 27, 2015, M.C. testified that she has four sisters and one brother. M.C.
15 testified that her brother's name is Jerry Clark and that he is older than her. M.C. testified that
16 she was 34 years of age and her birthday is May 16, 1981. M.C. testified that she has three
17 sisters, but she is the baby of the family. M.C. testified that the next oldest sister is Terrie
18 Sena whose date of birth is October 26, 1970; then, Kimberly Gresham, whose date of birth is
19 April 29, 1964; then Mary Jo, age 51; and, Cheryl. PHT, Vol. I, pp. 136-137.

20 M.C. testified that she has one child, E.C., age 14, date of birth December 21, 2000.
21 M.C. testified that Terrie Sena has three children, A.S., T.S., and R.S. M.C. testified that
22 Kimberly Gresham has two children, Roy and T.G., age 18. PHT, Vol. I, pp. 138-139. M.C.
23 testified that Defendant was married to her sister, Terrie Sena. M.C. testified that she was
24 eight years of age when she first met Defendant and that her sister, Terrie, as eighteen. M.C.
25 testified that she spent time with Defendant and Terrie. PHT, Vol. I, p. 140.

26 M.C. was shown pictures of State's proposed Exhibits 13 through 22 and she identified
27 herself in those pictures. Each of the exhibits were photos of M.C. in the nude and/or in
28 sexually oriented positions. In State's proposed Exhibit "13", M.C. testified that she was 16.

1 M.C. testified that she believed Defendant took that picture as he was the only person in the
2 room with her. PHT, Vol. I, p. 142. M.C. testified that State's proposed Exhibit "14" was
3 taken when she was younger than 16. M.C. testified that she could not remember who took
4 the picture. M.C. testified that she was naked in the picture and that Defendant was the only
5 person who ever took pictures of her naked. **(Count 120)** PHT, Vol. I, pp. 141-144. State's
6 proposed Exhibit "15" was taken the same day as State's proposed Exhibit "14". M.C. was
7 15 years of age and the picture was also taken by Defendant. **(Count 121)** State's proposed
8 Exhibit "16" was also taken that same day and showed a dildo being put into M.C.'s mouth,
9 which was given to her by Defendant. **(Count 122)** PHT, Vol. I, pp. 144-145.

10 State's proposed Exhibit "17" was taken when M.C. was 16 years of age. Defendant is
11 in the picture which shows M.C. putting his penis in her mouth, while Terrie Sena took the
12 picture. PHT, Vol. I, p. 145. M.C. testified that State's Exhibit "17" was taken when she was
13 16 years of age. Terrie Sena is in the picture and appears to be pregnant. M.C. testified that
14 Terrie Sena was pregnant with R.S., who was born on June 14, 1999. M.C. testified the picture
15 was taken before June 1999, by Defendant. PHT, Vol. I, p. 146.

16 M.C. testified that State's proposed Exhibit "19" showed her at the trailer on
17 Yellowstone, when she was approximately 16 years of age. State's proposed Exhibit "20"
18 showed M.C. with her sister, Terrie Sena, when M.C. was 16 years of age. M.C. testified that
19 Defendant took the picture and directed what they were doing in the picture. PHT, Vol. I, p.
20 147. In State's proposed Exhibit "21" M.C. was 15 year old and a sophomore. The picture was
21 taken at her old residence by Defendant. **(Count 123)** In State's proposed Exhibit "22" M.C.
22 was 15 years of age, holding a dildo up to her anal area, which she was directed to do by
23 Defendant. **(Count 124)** PHT, Vol. I, pp. 148-149. M.C. testified that it was Defendant's idea
24 to take the pictures and it was not something she wanted to do. PHT, Vol. I, p. 150.

25 On re-direct, M.C. clarified that in State's proposed Exhibit's 14, 15, 16, 21, and 22,
26 were taken when she was 15 years of age. PHT, Vol. I, p. 188.

27 When interviewed by the police on approximately December 1, 2014, M.C. disclosed
28 specific incidents in which she was sexual abused by Defendant when she was young.

1 She first recalled when she was ten (10) or eleven (11) years of age, she visited
2 Defendant and TERRIE SENA at their apartment in Las Vegas. At that same time, while
3 visiting such apartment, TERRIE SENA told M.C. to go into the master bedroom and speak
4 with Defendant who was waiting for her. Upon entering the bedroom, Defendant was sitting
5 inside the closet in a pair of shorts. Defendant told M.C. he wanted to have a special bond
6 with her that should only be between them. Defendant then exposed his penis to M.C. and
7 told her to touch it which she did. Defendant then told her that since he showed her his penis
8 that she had to show him something. M.C. subsequently removed her shirt and exposed her
9 breasts. Defendant fondled her breasts after which he allowed M.C. to leave the room.

10 On another occasion when M.C. was approximately fifteen (15) or sixteen (16) years
11 of age, in the same apartment, Defendant and M.C. were alone in the living room while
12 watching a movie. Defendant told M.C. that if she loved him she would have anal sex with
13 him. Defendant removed his pants, put M.C. on her stomach, and had anal intercourse with
14 M.C. until he ejaculated on her back. M.C. remembered the penetration hurting and that she
15 asked Defendant to stop but he didn't until he ejaculated.

16 Also while M.C. was approximately fifteen (15) or sixteen (16) years of age, in the
17 same apartment, Defendant indicated to M.C. that he would stop having sexual intercourse
18 with M.C. and move onto another hobby. Defendant indicated he would need to have sexual
19 intercourse with her on one last time. Defendant pushed her against the wall with the front of
20 her body facing the wall and her standing up. Defendant proceeded to have anal intercourse
21 with M.C. M.C. remembers that Defendant ejaculated in a towel and her anus bled after the
22 incident.

23 **The Preliminary Hearing Testimony of Det. William Karau and Recorded Statement**
24 **Taken from DEBORAH SENA by Detective Karau**

25 Detective Karau testified that he was employed with the Las Vegas Metropolitan Police
26 Department and had been for 15 years in January. Detective Karau testified that he was
27 assigned to the Juvenile Sexual Abuse section for five years and a few months. On September
28 18, 2014, Detective Karau had occasion to assist in a search warrant at the residence of 6012

1 Yellowstone, Las Vegas, Clark County, Nevada. Detective Karau's role was to assist in
2 keeping an eye on the residence to see if anyone was coming or going from it. At the time
3 SWAT served the search warrant T.S. and Defendant were present at the residence. PHT, Vol.
4 I, pp. 191-192. During the execution of the search warrant they were looking for electronic
5 storage devices and computers, among other things. PHT, Vol. I, p. 193. Those items were
6 located in an office in the back of the property that had a bathroom and a kitchenette in it. The
7 items retrieved were sealed and booked into evidence and taken to the evidence vault. Among
8 the items seized and booked into evidence was No. 25, a Data Travel G3 Thumb drive. PHT,
9 Vol. I, pp. 193-194.

10 Approximately the day before the service of the referenced search warrant, Detective
11 Karau conducted a recorded interview with DEBORAH SENA. The interview was conducted
12 at the Southern Nevada Children's Assessment Center. Detective Kurau and Detective
13 Madsen interviewed DEBORAH SENA and informed her that it was a casual information
14 gathering session. Detective Kurau informed DEBORAH SENA that she would be walking
15 out the same door she came in, and she was leaving there when they were done. The interview
16 lasted approximately an hour.

17 During the course of the interview DEBORAH SENA showed no emotion and simply
18 answered questions being asked. Detective Karau testified at a previous hearing in
19 DEBORAH SENA's criminal case about his conversation with DEBORAH SENA. He
20 indicated that a few specific things stood out during the interview. First, the report stated that
21 DEBORAH SENA was forced to have sexual contact with B.S. and A.S., yet when she
22 described to the detectives what happened to B.S., DEBORAH SENA initially stated that she
23 and CHRISTOPHER SENA brought him in, but then corrected it by saying that
24 CHRISTOPHER SENA brought him in. Second, when she was asked if she was forced to do
25 anything with A.S., she initially said no, but a few minutes later told the detectives about a
26 sexual encounter with her, CHRISTOPHER SENA, and A.S. Third, when asked if she was in
27 fear during that incident, DEBORAH SENA stated that she felt "weird."

28 //

1 DEBORAH SENA told detectives that she was married to CHRISTOPHER SENA for
2 16 years and that B.S. was their biological child. DEBORAH SENA also referred to A.S. as
3 her daughter, and to T.S. as her step-son. She described that in the years preceding the
4 interview she had worked for Cox Communications for 16 years; and, that she supported the
5 family for the last 14 years, because CHRISTOPHER SENA was not working that much.

6 DEBORAH SENA told detectives that when B.S. was three years old CHRISTOPHER
7 SENA told her that she was going to teach B.S. how to have sex with a woman, so she was
8 lying on her back and put B.S. on top of her. DEBORAH SENA stated that CHRISTOPHER
9 SENA was giving instructions on what to do and was trying to manipulate B.S.'s penis into
10 DEBORAH SENA'S vagina. DEBORAH SENA stated that the incident had been recorded
11 somehow. When asked what led up to the incident, she told detectives that she had been in
12 an argument with CHRISTOPHER SENA and he told her that he wanted her to prove his love
13 to her; and, made a comment that TERRIE SENA loves her (sic) more, and if he loved her
14 (sic) he would do those things. (sic). Detective Kurau clarified that CHRISTOPHER SENA
15 told her that if she loved him, she would do those things.

16 DEBORAH SENA described that when B.S. was fourteen or fifteen years old B.S.
17 came into the bedroom and CHRISTOPHER SENA wanted her to have sex with him. B.S. got
18 on top of DEBORAH SENA and had sex with her. B.S. stated that during that incident he
19 mouthed the words "I'm sorry mom" or "I'm sorry". DEBORAH SENA indicated that there
20 was a hidden camera in the room and she viewed the video a few days later.

21 DEBORAH SENA told detectives that she participated in the second incident with B.S.
22 because CHRISTOPHER SENA would threaten her with the previous videos that were made
23 of sexual contact she had. DEBORAH SENA did not indicate that force or violence caused
24 her to do those particular acts.

25 DEBORAH SENA described engaging in sexual conduct with T.S., the first incident
26 occurring in the shower. They had been painting and CHRISTOPHER SENA instructed
27 DEBORAH SENA to get into the shower and help T.S. get paint off of his face, which she
28 did. DEBORAH SENA further stated that she performed oral sex on T.S. and bent over so

1 that T.S.'s penis went between her legs. DEBORAH SENA stated that the incident was
2 recorded by a Sony Handycam. DEBORAH SENA indicated that T.S. was fifteen or sixteen
3 years of age during that incident.

4 A few months later, CHRISTOPHER SENA and DEBORAH SENA got into an
5 argument at which time DEBORAH SENA told CHRISTOPHER SENA that she did not have
6 sex with T.S. in the shower. She further stated that CHRISTOPHER SENA told her that he
7 wanted her to have sex with T.S., at which time DEBORAH SENA had sex with T.S. in the
8 bedroom.

9 DEBORAH SENA also described having sex with A.S., when A.S. was 17 or 18.
10 DEBORAH SENA described that she was in the living room when CHRISTOPHER SENA
11 and A.S. came in naked. DEBORAH SENA and A.S. kissed each other, fondled each other,
12 and used sex toys, and then CHRISTOPHER SENA engaged in sex with both of them.
13 DEBORAH SENA did not indicate that force was used during that incident

14 DEBORAH SENA told detectives that she left the residence where the acts occurred in
15 June because CHRISTOPHER SENA was verbally abusive calling them lazy or fat asses.
16 According to Detective Karau, DEBORAH SENA stated she called the police after
17 CHRISTOPHER SENA sent an email to her employer that was of DEBORAH SENA naked
18 with the family dog, looking like they were having sex.

19 At approximately this same time, DEBORAH SEAN wrote a statement detailing the
20 events leading up to her leaving the residence. On or about September 15, 2014, DEBORAH
21 SENA wrote a statement in which she detailed a number of violent acts committed upon her
22 and other members of her family which caused members of the family to be fearful of not
23 listening to Defendant. Specifically, DEBORAH SENA indicated that Defendant made it
24 known that if anyone ever called the police on him that he could do quite a bit of damage
25 before the police arrived and that if he ever was put in jail he would eventually get out and
26 either kill or break the legs of the person who put him in jail. Defendant committed regular
27 acts of violence against DEBORAH SENA and family members when things were not done
28 as he wanted.

1 In approximately May 2014, DEBORAH SENA observed B.S. making a sandwich for
2 his sister, A.S. Defendant did not agree with a male making a sandwich for a female and
3 pushed B.S. up against the wall and balled his fist up and told B.S. not to try him. As a result,
4 B.S. walked away. As a result of this contact, B.S. talked to A.S. and indicated he was
5 contemplating suicide. It was after this conversation the B.S. and A.S. left the residence with
6 DEBORAH SENA.

7 **The Preliminary Hearing Testimony of Det. Vince Ramirez**

8 Vince Ramirez testified that he was employed by the Las Vegas Metropolitan Police
9 Department and had been so employed for 20 years. Detective Ramirez testified that he was
10 currently assigned to Internet Crimes against Children Division and had been since 2000. PHT,
11 Vol. I, pp. 211-212. Detective Ramirez testified that he had occasion to perform a forensic
12 review of certain items seized under LVMPD Event #1409151583. The item was previously
13 seized pursuant to a search warrant executed on Defendant's residence on or about September
14 18, 2014. PHT, Vol. I, pp. 191-195. Specifically, Detective Ramirez received a Data Traveler
15 G3 thumb drive booked as package 6, item No. 25. Detective Ramirez requested an
16 authorization to have that equipment released to take to the lab for a forensic examination.
17 Detective Ramirez testified that he obtained a warrant in order to perform the forensic
18 examination. PHT, Vol. I, p. 212.

19 Detective Ramirez testified that when an item is received for forensic examination a
20 digital copy is made and that copy is used for testing, so as not to touch any of the original
21 evidence. PHT, Vol. I, p. 214. In the course of the analysis, Detective Ramirez obtained 8
22 videos from the electronic storage disk. Those videos were deemed relevant in this case based
23 upon the individuals in the videos. Detective Ramirez testified that the main subject matters
24 in the videos was Defendant, Terrie Sena, Deborah Sena, T.S., B.S. and R.S., all of which
25 were of a sexual nature, involving fellatio and sexual intercourse. PHT, Vol. I, pp. 215-216.
26 The disk of the videos was marked as State's proposed Exhibit "16" and was admitted into
27 evidence. PHT, Vol. I, p. 217.

28 //

1 Exhibit 1, video No. 1 (**COUNT 77, 78**) was played in court and showed B.S. and
2 Deborah Sena engaged in sex acts. Defendant is in the video, partially, although not all of his
3 face and only part of his body can be seen. As the video begins, B.S. can be seen laying on
4 his back while Deborah Sena is performing oral sex (fellatio) on him. (**COUNT 71**) Deborah
5 Sena is then shown positioning herself on top of B.S. and she is inserting his penis into her
6 vagina. (**COUNT 72, 73**) Later, after a repositioning shown on the video, Defendant can be
7 seen and then Deborah Sena is shown positioned on her back and B.S. is inserting his penis
8 into her vagina, in a missionary position. PHT, Vol. I, pp. 218-220. (**COUNT 74, 75**) The
9 video then shows B.S. repositioned to the right side of Deborah Sena, while a male individual
10 is having sexual intercourse with her. The video shows Deborah Sena performing oral sex on
11 B.S., (**COUNT 76**) while Christopher Sena is engaging in sexual intercourse with Deborah
12 Sena. PHT, Vol. I, p. 220. A male voice can be heard on the video directing all of the actions
13 that are occurring, which Detective Ramirez believed to be Defendant based upon his body
14 type and the fact that the same voice can be heard instructing on all of the videos. PHT, Vol.
15 I, p. 221. State's proposed Exhibit "2" was a still photograph of B.S. and Deborah Sena from
16 the video that was viewed, and was admitted by the Court. PHT, Vol. I, p. 222.

17 Exhibit 1, video No. 2, (**COUNT 69**) depicts an individual without any clothes on
18 setting up the video camera. As he sits down he is identified as Defendant. Deborah Sena is
19 also in the video along with T.S. Deborah Sena is seen without clothing fondling her breasts
20 while performing oral sex on Defendant. Defendant gets up off the bed and bring back T.S.,
21 telling him to lie down on the bed. Deborah Sena performed oral sex on T.S. (**COUNT 61 in**
22 **alternative to 62**) while Defendant watched and masturbated. Deborah Sena can then be seen
23 laying on her back with T.S. inserting his penis into her vagina. (**COUNT 63 in alternative**
24 **to 64**) Defendant is pictured on the right side of the screen masturbating himself. The video
25 then shows T.S. laying down with Deborah Sena on top of him, helping him insert his penis
26 into her vagina. (**COUNT 65 in alternative to 66**) PHT, Vol. I, pp. 222-224. The video next
27 shows T.S. on his back with Deborah Sena performing oral sex on him (**COUNT 67 in**
28 **alternative to 68**) while Defendant is behind Deborah Sena engaging in sex with her. PHT,

1 Vol. I, p. 225. State's proposed Exhibit "3" was as still photo of T.S. right before he engaged
2 in the missionary position with Deborah Sena, which was admitted by the Court. PHT, Vol. I,
3 p. 226.

4 State's Exhibit "1", Video No. 3, depicted someone setting up a camera and a shower
5 curtain of a standup shower comes into view. Defendant is seen in the video and then T.S.
6 and Deborah Sena are observed entering the shower, neither are wearing clothes. Deborah
7 Sena is observed wiping something off of T.S.'s face. Defendant can be seen walking to the
8 camera and repositioning it. PHT, Vol. I, pp. 226-227. **(COUNTS 55 AND 56)** Detective
9 Ramirez testified that State's proposed Exhibit "4" was a still picture of T.S. and Deborah
10 Sena in the shower, taken from Video No. 3, which was admitted by the Court. PHT, Vol. I,
11 p. 228. **(COUNT 59 AND 60)**

12 Detective Ramirez described Exhibit 1, Video No. 4 as being shot through a door, with
13 the person in the video being T.G., who is in the shower with no clothes on. **(COUNTS 118**
14 **AND 119)** The video then pans down and shows Defendant receiving oral sex. Detective
15 Ramirez believed the Defendant to be the recipient of the oral sex based upon hearing his voice
16 on the video which is similar in nature to all of the others. PHT, Vol. I, pp. 228-229

17 On August 28, 2015, Detective Ramirez continued his preliminary hearing testimony.
18 With regard to Exhibit 1, Video No. 5, Detective Ramirez testified that it depicts video being
19 shot through an opening and is an image of E.C., in the stand-up shower. **(COUNTS 115-116)**
20 State's proposed Exhibit "6" was identified as a picture of E.C. in the shower, from the video
21 he had just observed. The video was admitted in to evidence by the Court. PHT, Vol. II, pp.
22 8-10.

23 Exhibit 1, Video No. 6 **(COUNTS 99 AND 100)** depicted a bedroom seen in previous
24 videos as well as parts of the Defendant in the mirror while he is adjusting the video camera.
25 The video proceeds to show Terrie Sena removing R.S.'s clothes. In the video, Terrie directs
26 R.S. to lie on his back and she places his penis in her mouth. **(COUNT 95)** R.S. is observed
27 using his left hand to fondle Terrie Sena's breast. The video also depicts Terrie positioning
28 R.S.'s hand on her breasts, showing him to massage her breasts, while she masturbates him

1 with her left hand. PHT, Vol. II, pp. 10-11. The video goes on to show R.S. kissing Terrie
2 Sena on her right breast and Terrie Sena continues to orally copulate R.S. The video shows
3 Terrie Sena positioned on her back with R.S. positioned between her legs penetrating her
4 vagina with his penis. **(COUNTS 96 AND 97)** PHT, Vol. II, pp. 11-12. The video shows
5 both Terrie Sena and R.S. stop and appear to look back, after which point they reposition
6 themselves in the missionary position and it appear that R.S. is penetrating Terrie Sena with
7 his penis in her vagina while she massages R.S.'s buttocks. PHT, Vol. II, pp. 12-13. The video
8 continues and Defendant appears and can be seen masturbating. Defendant points to R.S. to
9 get on the right side of Terrie Sena and he positions himself behind Terrie Sena, where he
10 appears to penetrate her vagina or anus while she performs oral sex on R.S. **(COUNT 98)**
11 PHT, Vol. II, p. 13. A conversation is being had during the incident, involving Defendant;
12 however, Detective Ramirez was not able to make out what was being said. PHT, Vol. II, p.
13 14. Detective Ramirez identified a still photograph, taken from the video, of R.S. and Terrie
14 Sena as State's Exhibit "7" PHT, Vol. II, p. 14.

15 Detective Ramirez testified that Exhibit 1, Video No. 7 depicts T.G. in the shower,
16 similar to the previous shower scenes **(COUNT 118 AND 119)**; and, identified State's Exhibit
17 No. "8" as a still photograph of T.G. from the video just viewed. PHT, Vol. II, p. 15. Detective
18 Ramirez testified that Exhibit 1, Video No. 8, depicts T.G. in the stand-up shower from the
19 previous video with the same angle filming; and, State's Exhibit "9" as a still photograph of
20 T.G., taken from the video. PHT, Vol. II, p. 16.

21 Detective Ramirez testified that other entries of evidentiary value came off the same
22 electronic storage device to include State's Exhibits 13 through 22 which he identified as being
23 images of M.C. and Terrie Sena. PHT, Vol. II, p. 17. State's proposed Exhibit "10" was
24 identified as a DVD containing images of the printed copies, to include stills of R.S. Terrie
25 Sena and Defendant. Those images were found to be relative to the investigation in that they
26 were a video that had been broken up into unallocated space, and contain images of Terrie
27 Sena, R.S. and Defendant engaging in sexual contact. PHT, Vol. II, pp. 18-19. Exhibit "10"
28 was admitted by the Court. **(COUNTS 103 AND 104)** PHT, Vol. II, p. 19.

1 Detective Ramirez identified frame number 0458 of Exhibit 10 as a room in the
2 residence labeled office. PHT, Vol. II, p. 20. Frame number 750 depicted R.S. sitting on a
3 stool, clothed, and other images of Terrie Sena. PHT, Vol. II, p. 21. Image number 1,000
4 depicts R.S. playing with his foot and Terrie Sena. PHT, Vol. II, p. 21. Image number 1328
5 depicts R.S. standing up and Terrie Sena knelt down and appearing to unbuckle R.S.'s shorts.
6 PHT, Vol. II, p. 21. Image number 1500 depicts R.S. removing his polo shirt, his shorts are
7 off and his penis is exposed. Terrie Sena is kneeling down holding a blue object of clothing
8 and is wearing her brassiere. PHT, Vol. II, p. 22. Image number 1640 depicts R.S. with his
9 shirt partially on and Terrie Sena has her mouth on R.S.'s penis, **(COUNT 101)** with her
10 brassiere off and her breasts exposed. PHT, Vol. II, p. 22. Frame number 4111 depicts R.S.
11 with his shirt partially on top. Terrie Sena has her mouth on R.S.'s penis and Defendant has
12 his pants partially down and is masturbating. PHT, Vol. II, p. 23. In the course of
13 viewing the frames Detective Ramirez was able to see Defendant's face and make a positive
14 I.D. Detective Ramirez explained that the video proceeds with still images of Terrie Sena's
15 mouth on Defendant's penis while she is holding R.S.'s penis and it goes back and forth with
16 the same sexual action, by Terrie Sena placing her mouth on R.S.'s penis. PHT, Vol. II, pp.
17 23-24. **(Count 102)** Detective Ramirez identified State's Exhibits 11 and 12 as follows:
18 Exhibit "11" depicts R.S. sitting in front of Defendant and Terrie Sena is standing to the left
19 of Defendant. Exhibit "12" depicts R.S. standing in front of Defendant, both still clothed, with
20 Terrie Sena is unbuckling the pants of R.S. PHT, Vol. II, p. 25.

21 **The Preliminary Hearing Testimony of E.C.**

22 E.C. testified that she was 14 years of age and in the ninth grade. E.C. further testified
23 that she lived with her mom, grandparents, cousin, two sisters, brother, and aunt. PHT, Vol.
24 II, p. 50. E.C. identified Defendant and indicated that he was her aunt's ex-husband. E.C.
25 testified that Defendant had been her uncle her entire life as far as she could remember and
26 she visited his residence at 6012 Yellowstone in North Las Vegas, Clark County, Nevada.
27 E.C. testified that she visited the residence more than one time and she began visiting when
28 she was 10 or 11 years of age, and in the fifth grade. PHT, Vol. II, p. 51. E.C. testified that

1 she went to Defendant's house almost every weekend to visit her aunt Terrie and her cousins,
2 R.S., A.S. and T.S. PHT, Vol. II, p. 52.

3 E.C. testified that when she was 11 years old Defendant would touch her breasts and
4 vagina, underneath her clothes, by having her lift up her shirt and put her pants to her ankles,
5 while they were in the office. PHT, Vol. II, p. 53. E.C. testified that it happened more than
6 one time and Defendant would fondle her breasts with his hands and rub his hands over her
7 vagina. PHT, Vol. II, p. 55. E.C. testified that she went to Defendant's house nearly every
8 weekend from the ages of 11 to 12 or 13, from the third grade through the seventh grade. PHT,
9 Vol. II, p. 56. E.C. testified that Defendant would fondle her breasts and vagina a couple of
10 times during each weekend that she was there during the fifth grade when she was 11 years of
11 age. E.C. remembered Defendant touched her more than three times, as it became a routine.
12 PHT, Vol. II, p. 58-59. E.C. testified that her birthday is December 21, 2000. E.C. testified
13 that the last time something happened was before Deborah Sena left in 2014. PHT, Vol. II, p.
14 60. E.C. testified that she would expect Defendant to touch her when she went over there and
15 she got used to it happening. PHT, Vol. II, p. 62. E.C. testified that she remembered those
16 things happening in the fifth grade, sixth grade, seventh grade, and eighth grade. PHT, Vol II,
17 p. 64. **(COUNTS 107-114).**

18 E.C. testified that she took a shower at the residence a couple of times. Specifically,
19 E.C. recalled an incident when she had lice in her hair. E.C. was shown a picture of herself
20 that was taken of her in the shower, in the office. E.C. testified the picture was taken sometime
21 between the fifth and seventh grade. E.C. did not know that the picture was being taken. PHT,
22 Vol. II, pp. 65-66. **(COUNTS 115 AND 116).**

23 **The Preliminary Hearing Testimony of T.G.**

24 T.G. testified that she was 18 years of age and her date of birth is January 9, 1997. T.G.
25 testified that Terrie Sena is her aunt and her mother's sister. T.G. testified that her mom is
26 Kimberly Grisham and that M.C. is her aunt, and E.C. is her cousin. T.G. testified that she
27 grew up in Las Vegas. PHT, Vol. II, p. 86. While growing up, T.G. spent time with her aunt,
28 Terrie Sena, and visited her residence located at 6012 Yellowstone, Las Vegas, Clark County,

1 Nevada. T.G. was seven or eight years of age when she began visiting Terrie Sena at that
2 address. T.G. visited every weekend until she was 15 years age. T.G. stopped visiting because
3 she no long wanted to go over to the residence. T.G. testified that Defendant, Terrie Sena, and
4 Deborah Sena lived at the residence when she visited, as did her cousins, T.S., A.S., B.S. and
5 R.S. PHT, Vol. II, pp. 87-88.

6 T.G. testified that Defendant once showed her a picture of her aunt, M.C., giving him
7 oral sex. **(COUNT 117)** T.G. was in the office when he showed her the picture, which was a
8 separate building behind the residence, with computers, a T.V., a couch, a little kitchen, and a
9 bathroom. PHT, Vol. II, p. 89. T.G. testified that Defendant showed her the pictures on the
10 computer and that she was 11 or 12 when that occurred. T.G. testified that they were just
11 looking at pictures and Defendant showed her that one. T.G. testified that she did not really
12 say much to Defendant when he showed her the picture. PHT, Vol. II, pp. 90-91.

13 T.G. testified that she utilized the shower in the office from the time she was 7 until she
14 was 15. T.G. viewed State's Exhibits "5", "8", and "9" and identified herself in those photos.
15 T.G. testified that the photos depicted her in the shower, in the office. T.G. testified that she
16 had no idea that she was being photographed while showering. T.G. testified that she was 13
17 or 14 years of age in the photographs that were taken. **(COUNTS 118 AND 119)**. PHT, Vol.
18 II, pp. 91-92. T.G. testified that she did not visit the residence or shower at the residence after
19 she turned 16. PHT, Vol. II, p. 93.

20 **The Preliminary Hearing Testimony of T.S.**

21 T.S. testified that he was 20 years of age and his birthday is December 2, 1994. T.S.
22 testified Defendant is his father and Terrie Sena is his biological mother. T.S. testified that
23 Deborah Sena is his stepmom; and, that he has a sister and two brothers. T.S. testified that
24 A.S. is the biological child of Defendant and Terrie Sena; R.S. is the biological child of Terrie
25 Sena; and, B.S. is the biological child of Defendant and Deborah Sena. PHT, Vol. II, pp. 107-
26 108.

27 //

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1 T.S. testified that he had testified in a previous proceeding regarding sexual conduct
2 that was going on at the trailer located at 6012 Yellowstone. PHT, Vol. II, p. 108. During that
3 time, T.S., Defendant, Terrie Sena, Deborah Sena and the entire family lived there. T.S.
4 resided there from the time he was 5 until he moved out a month after he turned 18. PHT, Vol.
5 II, p. 109.

6 When T.S. was 14 or 15 years of age, he engaged in having sexual intercourse with
7 both of his parents, in the bedroom and in the shower. During the shower incident, he and
8 Deborah Sena had been painting and were dirty. Defendant told T.S. to get in the shower.
9 Deborah Sena was already in the shower, naked. T.S. thought the request was really weird
10 and did not want to do it. When T.S. got in the shower he and Deborah Sena began cleaning
11 each other at Defendant's instruction. **(COUNTS 55 AND 56)** Additionally, Deborah Sena
12 placed her mouth on T.S.'s penis and gave him a "blowjob". **(COUNT 54)**. Deborah Sena
13 also bent over in the shower and T.S. placed his penis around her vaginal area, at Defendant's
14 instruction. T.S. stated that his penis did not go into the hole but did go between the lips of
15 Deborah's vaginal area. **(COUNT 57 AND 58)**. PHT, Vol. II, pp. 110-114.

16 T.S. testified that the incident occurring in the bedroom also happened when he was
17 between the ages of 14 and 15, during the day. T.S. was called into the bedroom by Defendant.
18 When T.S. went into the bedroom Defendant was naked. Defendant told T.S. to remove his
19 clothes. Deborah Sena came into the bedroom and also got naked. T.S. inserted his penis
20 between the lips of Deborah Sena's vaginal area, while Defendant inserted his penis into
21 Deborah Sena's anal opening. T.S. testified that prior to such act but during the same incident
22 Deborah Sena placed his penis in her mouth. PHT, Vol. II, pp. 117-118. T.S. watched the
23 video of himself, Deborah Sena, and Defendant engaging in various sexual acts, in the
24 bedroom. T.S. testified that while he may not remember all of the details, the video speaks
25 for itself. T.S. was shown State's Exhibits "3" and "4" and identified Exhibit "3" as a
26 photograph of him in the shower with Deborah Sena and Exhibit "4" as a photograph of him
27 and Deborah Sena in the bedroom. PHT, Vol. II, pp. 121-122. **(COUNT 61 in the alternative**
28

1 to 62; COUNT 63 in the alternative to 64; COUNT 65 in the alternative to 66; COUNT
2 67 in the alternative to 68; and COUNT 69) .

3 **The Preliminary Hearing Testimony of B.S.**

4 B.S. testified that he was 17 years of age and his date of birth is August 13, 1998. B.S.
5 further testified that he is a senior at Bonanza High School. B.S. testified that he lives with
6 his sister, A.S., but he used to reside at the residence located at 6012 Yellowstone Avenue,
7 North Las Vegas, Clark County, Nevada. B.S. lived at the Yellowstone address from 1998
8 until June of 2014. PHT, Vol. II, pp. 147-149. B.S. testified that he lived at the residence with
9 his half-sister, A.S. and his half-brother, T.S., and R.S. B.S. testified that Defendant and
10 Deborah Sena are his parents and they lived in residence, as did Terrie Sena. PHT, Vol. II, pp.
11 149-151. B.S. testified that when he was 14 years old he engaged in sex acts with Terrie Sena
12 in the back office area. B.S. described the office area as having a computer, animae dolls, a
13 kitchen, and a bathroom. B.S. testified that Defendant was present when he engaged in the
14 sex acts with Terrie Sena. PHT, Vol. II, pp. 152.

15 B.S. testified that Defendant told him to pull down his pants and Terrie Sena gave him
16 oral sex. **(COUNT 79)**. B.S. testified that he put his penis in Terrie Sena's vagina. **(COUNT**
17 **80)** B.S. testified that Defendant stood and watched the entire thing and was trying to direct
18 them. During the incident, Defendant also told B.S. to touch Terrie Sena's boobs with his
19 hands. PHT, Vol. II, pp. 153-156. **(COUNTS 81 AND 82)**.

20 B.S. testified that Defendant had him come to the back office to have sex with Terrie
21 Sena and touch her breasts, twice. PHT, Vol. II, p. 156.

22 B.S. clarified that the first time he went to the back office his penis went into Terrie
23 Sena's mouth; his penis went into Terrie Sena's vagina; and, he touched Terrie Sena's boobs,
24 when he was 14 years of age. **(COUNTS 79 – 82)** PHT, Vol. II, p. 157.

25 B.S. testified that the second time something happened in the office he was still 14
26 years old and he had gone into the back office for something early in the morning. B.S.
27 testified that he and Defendant and Terrie Sena were the only people in the office. B.S.
28 testified that Defendant told him and Terrie Sena to have sex and directed them. On that

1 occasion, B.S. put his penis in Terrie Sena's vagina. **COUNT 83)** B.S. provided specific
2 testimony that he did, in fact, touch Terrie Sena's breasts each time he went to the office and
3 engaged in sexual acts with her, B.S. also testified that he may have touched Terrie Sena's
4 breasts on that occasion but he could not remember. **(COUNTS 84-85)** PHT, Vol. II, pp. 161-
5 162.

6 B.S. testified that he had sexual contact with Deborah Sena in the bedroom when he
7 was 14 years of age. B.S. was watching T.V. Defendant called B.S. outside to the pool where
8 Defendant was with Deborah Sena. Defendant and Deborah took off their clothes and began
9 having sex in the pool. B.S. tried to look away but Defendant told him to remove his clothing
10 and told B.S. to watch him and Deborah having sex. **(COUNT 70)** PHT, Vol. II, pp. 163-
11 164. After they left the pool and went back inside the house, Defendant brought B.S. into the
12 bedroom where he and Deborah Sena were. Defendant had B.S. strip and get onto the bed.
13 Defendant instructed Deborah to sit on B.S.'s "dick" which went inside Deborah Sena's
14 vagina. PHT, Vol. II, pp. 165-166. **(COUNTS 72-73)**. B.S. then got on top of Deborah Sena
15 and put his dick back inside her vagina **(COUNT 74-75)**. B.S. testified that before the sexual
16 intercourse occurred, Defendant told Deborah Sena to give B.S. a blow job and she placed his
17 penis in her mouth. **(COUNT 71)**. PHT, Vol. II, pp. 166-168.

18 B.S. testified that he never told anyone about what had been happening in the house
19 due to death threats from the Defendant. Defendant told B.S. and other members of the
20 household that he would kill them if they told what was going on with anything. On cross
21 examination B.S. testified that he mentioned to the police something about [Defendant]
22 threatening to break his legs. PHT, Vol. II, pp. 168-170. **(COUNT 86)**.

23 **The Preliminary Hearing of A.S.**

24 A.S. testified that she was 25 years of age and her birthday is May 22, 1990. A.S.
25 graduated from high school in early June 2008. A.S. testified that Defendant is her father;
26 Deborah Sena is her stepmother; and, Terrie Sena is her mother. A.S. testified that she had
27 three brothers, B.S., age 17; R.S., a half-brother, age 17; and, T.S., age 20. PHT, Vol. III, pp.
28 6-7. A.S. testified that when she was 11 years old she living at 6012 Yellowstone Avenue,

1 North Las Vegas, Clark County, Nevada, with Defendant, Deborah Sena, Terrie Sena, T.S.,
2 B.S., and R.S. PHT, Vol. III, p. 8. During that time, A.S. would come home from school and
3 Defendant would be there. Defendant would ask A.S. if she loved him and when she said yes,
4 he wanted her to show him that she loved him. Defendant asked A.S. to take her clothes off
5 and touched her breasts area. **(COUNT 2)** A.S. testified that Defendant rubbed her clit with
6 his fingers, between the lips of her vagina area. **(COUNTS 3 AND 4)** PHT, Vol. III, pp. 13-
7 14. Defendant told A.S. to get on the bed and removed his dick/penis from his jeans and began
8 rubbing it on the outside of A.S.'s pussy/vagina. **(COUNT 5)** Defendant instructed A.S. to
9 spread out a little and she was laying on her back on the bed with her legs hanging off the bed.
10 Defendant lifted her legs and spit on his hands, rubbing saliva on his dick/penis. Defendant
11 penetrated A.S.'s anus with his penis which hurt her. **(COUNT 6 AND 7)** A.S. told
12 Defendant that it hurt her and he told her "It's going to hurt but this is life." Defendant came
13 inside of A.S.'s anus and told her to get dressed because the moms would be home. PHT, Vol.
14 III, pp. 15-16.

15 Defendant had anal intercourse with A.S. frequently, from time she was 11 years in
16 May 2001 until 2009. A.S. testified that it normally happened when the moms were gone
17 during the weekdays, two or three times a week. A.S. testified that on a rare occasion
18 Defendant would go more than a week without doing it, but he never went more than one
19 month without doing it. In 2009, when A.S. was 19 years of age, it became less frequent.
20 PHT, Vol. III, pp. 17-18. A.S. testified that Defendant would do that to her in his room; in her
21 room; in the master bathroom; in the living room; and, in the boys' room. PHT, Vol. III, p.
22 19-20. **(COUNTS 8, 9, 11, 12, 16, 17, 23, 28, 33, 38, 43).**

23 A.S. testified that Defendant would rub his hands on her boobs, at least once a month,
24 when he was putting his penis in her. PHT, Vol. III, p. 21. **(COUNT 10, 13, 18, 24, 29, 34,**
25 **39, 44)** When A.S. was 14 years of age (May 22, 2004) Defendant began doing other things
26 to her. A.S. testified that she was taking a shower and Defendant came into the bathroom and
27 jumped into the shower with her. Defendant rubbed A.S.'s boobs and then told her to get up
28 against the wall. Defendant tried to put his penis in her anal opening but he inserted into her

1 vagina, taking her virginity. (PHT, Vol. III, p. 22. A.S. testified that Defendant put his penis
2 into her vagina on more than one occasion; and, that it happened every two weeks; never less
3 than once a month. Defendant would put his penis in A.S.'s vaginal opening in the living room;
4 in the boys' room; in the master bedroom; and, in A.S.'s room. PHT, Vol. III, pp. 23-24.
5 **(COUNTS 21, 22, 26, 27, 31, 32, 36, 37, 41, 42).**

6 A.S. testified that there were times that Defendant would put himself inside her vagina
7 and then he would put himself inside her anal opening. There was also times that he would
8 have anal sex one day and vaginal sex the other. PHT, Vol. III, p. 25. A.S. testified that
9 during that time there were days that Defendant would put his penis up against her boobs and
10 he would have her give him a blow job. A.S. was 12 years old the first time she gave Defendant
11 a blow job. A.S. gave Defendant blow jobs from the time she was 12 years old up to 2013.
12 A.S. would do this one or twice a month and some months not at all. A.S. would do this
13 mainly in the living room and the master bedroom. **(COUNTS 14, 15, 19, 20, 25, 30, 35, 40,**
14 **45)** A.S. was 23 years old in 2013. A.S. left the house in June 2013. The last time something
15 happened with Defendant was in January 2013. PHT, Vol. III, pp. 25-27.

16 When A.S. was 14 years of age, Defendant, Terrie Sena, and A.S. were in the
17 Defendant's back office. Terrie Sena gave Defendant a blow job, which A.S. described
18 Defendant's penis in Terrie Sena's mouth, while A.S. watched. Defendant inserted his penis
19 into A.S.'s anal opening, while Terrie Sena watched. **(COUNT 52)** PHT, Vol. III, pp. 29-31.

20 A.S. testified that when she was 17 to 18 years of age, during the last few months of
21 high school, before graduation, A.S. got home from school and Defendant brought Deborah
22 Sena out to where A.S. was. Defendant told A.S. to get naked and wanted her and Deborah
23 Sena play with each other's boobs and rub each other's clits. A.S. played with Deborah Sena's
24 clit and Deborah Sena rubbed the outside area of A.S.'s vagina. **(COUNTS 48, 49)** Defendant
25 had Deborah Sena get on top of A.S. Defendant inserted his penis into A.S.'s vagina while
26 Deborah was still on top of A.S. **(COUNTS 46 AND 47)** Defendant removed his penis and
27 put it in Deborah Sena's vagina or anus, while Deborah Sena was on top of A.S., with her
28 nipples touching A.S.'s chest. PHT, Vol. III, pp. 32-36. Defendant had Deborah Sena get on

1 her back and he placed a pillow under Deborah Sena's back before penetrating her again.
2 Defendant had A.S. play with herself so he could watch. A.S. touched the outside of her vagina
3 with her hand. **(COUNT 51)** PHT, Vol. III, p. 37. A.S. clarified that she touched Deborah
4 Sena's boobs **(COUNT 50)** and Deborah Sena touched her boobs; that Deborah Sena touched
5 the outside of A.S.'s pussy and A.S. touched Deborah Sena's clit. PHT, Vol. III, p. 38.

6 A.S. testified that she never told anybody in fear of what Defendant would do. A.S.
7 testified that Defendant would use threats and tell her that she was going to be taken away and
8 sent to Juvi. Defendant also told A.S. that she would do those things if she loved him. PHT,
9 Vol. III, pp. 40. **(COUNT 53)**

10 A.S. testified that between the ages of 11 and 14, Defendant engaged primarily in anal
11 intercourse with her. Additionally, without a doubt, Defendant engaged in vaginal and/or anal
12 intercourse with her at least once a year from the time she was 11 years of age until she was
13 23 years of age. Defendant also put his finger in A.S.'s pussy at least once a year throughout
14 that same time period. PHT, Vol. III, pp. 40-41.

15 **The Preliminary Hearing Testimony of R.S.**

16 R.S. testified that he was 17 years of age and his date of birth is June 14, 1998. R.S.
17 testified that he was a senior in high school and attends Sunset High School. R.S. testified
18 that he lives with his biological dad and had been living there since December 2014. R.S.
19 testified that his biological mother is Terrie Sena. PHT, Vol. IV, pp. 14-15. R.S. testified that
20 he lived at the residence located at 6012 Yellowstone Avenue, Las Vegas, Clark County
21 Nevada his entire life, until he moved out when he was 16 years old, back in June 2014. PHT,
22 Vol. III, pp. 15-16. When R.S. lived at the residence, he lived there with A.S., T.S., B.S.,
23 Deborah Sena, Defendant, and Terrie Sena. PHT, Vol. IV, pp. 17-29.

24 R.S. testified that when he was 12 and 13 years old, in the seventh or eighth grade,
25 Defendant sexually abused him. The abuse happened more than once and it happened in R.S.'s
26 room, Defendant's room, the office, and the living room. PHT, Vol. III, pp. 21-22. R.S.
27 testified that Defendant made him remove his clothes and he would touch R.S.'s behind where
28 poop comes out, with his dick. R.S. described an incident that occurred when he was 12 or 13,

1 in his bedroom, and Defendant came in and made R.S. remove his clothes, by yelling at him
2 and grabbing him. R.S. was afraid Defendant would come after him and hurt him if he did not
3 do what Defendant said. R.S. got onto the bedroom floor and laid flat on his stomach while
4 Defendant inserted his penis into R.S.'s anal opening. **(COUNT 87 AND 88)**. PHT, Vol. IV,
5 pp. 27-29. Another incident occurred in the Defendant's office, a separate building at the back
6 of the house, when R.S. was 14 or 15 years old. Defendant showed R.S. videos on his
7 computer. R.S. testified that the video was of Defendant and Terrie Sena having sex in the
8 back office. PHT, Vol. IV, pp. 29-31. **(COUNT 105)**

9 R.S. testified that when he was in junior high school, between 12 or 13 years of age, he
10 and Defendant were in the living room. R.S. had no pants or underwear on, nor did Defendant.
11 Defendant sat on the couch and had R.S. sit on his penis, inserting his penis into R.S.'s butt.
12 R.S. did not want to do that and Defendant forced him. **(COUNTS 89 AND 90)**. R.S. testified
13 that Defendant put his penis inside R.S.'s butt on three occasions when R.S. was in junior high
14 school and 12 or 13 years old; once in R.S.'s bedroom; once in the living room; and, once in
15 Defendant's room. **(COUNTS 91 AND 92)** PHT, Vol. IV, pp. 34-36.

16 R.S. testified that Defendant stopped his conduct for a little while when R.S. was 15
17 years of age. R.S. had no idea why it stopped at that time. PHT, Vol. IV, p. 36. R.S. testified
18 that when it started again he was still 15 years old and it went on until R.S. moved out of the
19 residence in June 2014. R.S. testified that it happened on two separate occasions, once in
20 Defendant's office and once in Defendant's room. The incident in the office occurred while
21 Defendant was sitting naked, on his computer chair, and R.S. sat on him and he inserted his
22 penis into R.S.'s butt. **(COUNT 93)**. The incident in Defendant's bedroom occurred with R.S.
23 laying on his stomach, on the bed, and Defendant inserting his penis into R.S.'s butt. **(COUNT**
24 **94)** PHT, Vol. IV, pp. 38-40.

25 R.S. testified that his mom, Terrie Sena, also engaged in sexually abusing him, on two
26 separate occasions. The incidents occurred in the office and in Defendant's room. The first
27 incident occurred in the bedroom prior to R.S. turning 16. R.S. went into the bedroom because
28 his mom was in there. Terrie Sena was talking to R.S. and began taking off his clothes.

1 Defendant was in the hallway and watching what was happening. Terrie Sena took all of
2 R.S.'s clothes off and Defendant told R.S. to lay on the bed, on his back. Terrie Sena removed
3 her clothes and began sucking on R.S.'s dick. PHT, Vol. IV, pp. 41-44. **(COUNT 95).**
4 Defendant instructed Terrie Sena to lay on her back and had R.S. get on top of her and insert
5 his dick into her private spot. **(COUNTS 96 AND 97).** PHT, Vol, IV, p. 45. Defendant had
6 R.S. get off of Terrie Sena and lay down on his back. Terrie Sena sucked R.S.'s dick while
7 Defendant got behind Terrie Sena. **(COUNT 98).** R.S. testified that he did not want to do any
8 of those things but he was forced to do it by Defendant. PHT, Vol. IV, p. 46.

9 When R.S. was 12 or 13, he went to Defendant's office so that Defendant could help
10 him with an ingrown toenail. Afterward, Defendant told R.S. to stand up and Terrie Sena
11 removed R.S.'s clothes from the waist down. Terrie Sena sucked on R.S.'s dick. Terrie Sena
12 alternated and began sucking on Defendant's dick and then sucked on R.S.'s dick PHT, Vol.
13 IV, pp. 48-50. **(COUNTS 101 AND 102).** R.S. testified that Defendant told him that if he
14 ever told somebody he and Terrie Sena would hate him and Defendant would make his life a
15 living hell. PHT, Vol. IV, p. 50. **(COUNT 106).**

16 **Recorded Statement Taken from Defendant by Detective Samples**

17 On or about the day a search warrant was served on Defendant's residence, September
18 18, 2014, Detective Samples made contact with Defendant. Defendant agreed to give a
19 recorded statement to Detective Samples.

20 In such statement, Defendant described sexual conduct between himself and A.S.
21 Defendant indicated that when A.S. was about twenty-two (22) years of age, he, DEBORAH
22 SENA, and A.S. got intoxicated and went into a bedroom. Defendant indicated that it was that
23 time that DEBORAH SENA placed Defendant's penis into the anus of A.S. and he proceeded
24 to have anal sex with her until he ejaculated in her anus. Defendant indicated he had sex with
25 A.S. on a second occasion in which he and A.S. had vaginal intercourse approximately nine
26 months previous to the interview. Defendant also described a time when he, A.S. and TERRIE
27 SENA has sexual intercourse inside his office. Defendant indicated he had vaginal intercourse
28

1 with both A.S. and TERRIE SENA on that occasion and ejaculated in the vagina of TERRIE
2 SENA.

3 Defendant also described sexual conduct he observed involving B.S. Specifically,
4 Defendant indicated that, when B.S. was approximately three (3) years of age, he walked in
5 on Deborah “stroking” the penis of B.S. Defendant also indicated that when B.S. was
6 approximately fourteen (14) or fifteen (15) years of age, he watched B.S. and DEBORAH
7 SENA have sexual intercourse inside his bedroom.

8 A firm trial setting for this matter is scheduled to commence on January 16, 2018. On
9 December 21, 2017, Defendant filed a Motion for Juror Questionnaire. The State’s Opposition
10 follows.

11 LEGAL ARGUMENT

12 Utilizing the method suggested by counsel for the defendant in selecting a jury in the
13 case at bar is not necessary to ensure a fair trial for the defendant, and does not facilitate the
14 interest of judicial economy.

15 NRS 175.031 governs the examination of trial jurors in the Nevada courts. It provides:

16 "The court shall conduct the initial examination of prospective jurors
17 and defendant or his attorney and the district attorney are entitled to
18 supplement the examination by such further inquiry as the Court
deems proper. Any supplemental examination must not be
unreasonably restricted."

19 The Eighth Judicial District Courts have set forth a procedure to implement the
20 aforementioned statute. Rule 7.70 provides:

21 "The judge shall conduct the voir dire examination of the jurors.
22 Proposed voir dire questions by the parties or their attorneys must be
23 submitted to the court in chambers not later than 4:00 p.m. on the
24 judicial day before the day the trial begins. Upon request of counsel,
25 the trial judge may permit such counsel to supplement the judge's
examination by oral and direct questioning of any of the prospective
jurors. The scope of such additional questions or supplemental
examination shall be within reasonable limits prescribed by the trial
judge in his sound discretion."

26 The State submits that the method as set forth in the above statutes is an adequate
27 method of selecting a fair and impartial jury in the case at bar. Counsel for Defendant suggests
28 that due to the “serious nature of the case along with the graphic and sensitive nature of the

evidence” this case is worthy of the proposed jury questionnaire. (See Defendant’s Motion, p. 9; lines 5-6). In the respondent’s experience, such a questionnaire would only delay the proceedings, as the parties would most likely feel obligated to ask many more questions based on specific answers the prospective jurors provided on the questionnaire whether of direct import to this case or not. The questionnaire provides an additional layer of answers typically trigger a multi-faceted set of additional questions by both parties which can unreasonably burden the progress of the jury selection process. Consequently, the procedure requested by counsel for defendant does anything but save time in the selection of a fair and impartial jury.

In the case of Summers v. State, 102 Nev. 195, 718 P.2d 676 (1986) the Nevada Supreme Court has held that the scope and method of voir dire examination is subject to the sound discretion of the trial court. The State submits that this is not a case where the court will preclude the Defendant from submitting or asking questions of the jurors. The District Court Rules give the defendant the opportunity to submit questions to the court. It is the State's position that by utilizing the statutory procedure in selecting a jury in the case at bar a fair, impartial jury will be selected.

CONCLUSION

Based upon the foregoing, the State requests Defendant’s Motion for Juror Questionnaire be DENIED.

DATED this 28th day of December, 2017.

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

BY /s/ JAMES R. SWEETIN
JAMES R. SWEETIN
Chief Deputy District Attorney
Nevada Bar #005144

BY /s/ MARY KAY HOLTHUS
MARY KAY HOLTHUS
Chief Deputy District Attorney
Nevada Bar #003814

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CERTIFICATE OF SERVICE

I hereby certify that service of the above and foregoing was made this 28th day of
NOVEMBER, 2017, to:

VIOLET RADOSTA, DPD
mcmahaae@ClarkCountyNV.gov

BY /s/ HOWARD CONRAD
Secretary for the District Attorney's Office
Special Victims Unit

hjc/SVU

Steven D. Grierson

1 PHILIP J. KOHN, PUBLIC DEFENDER
2 NEVADA BAR NO. 0556
3 309 South Third Street, Suite 226
4 Las Vegas, Nevada 89155
5 (702) 455-4685
6 Attorney for Defendant.

7 **DISTRICT COURT**

8 **CLARK COUNTY, NEVADA**

9 THE STATE OF NEVADA,)

10 Plaintiff,)

CASE NO. C-15-311453-1

11 v.)

DEPT. NO. XIX

12 CHRISTOPHER SENA,)

13 Defendant.)

14 **DEFENDANT'S NOTICE OF EXPERT WITNESS, PURSUANT TO NRS 174.234**

15 **TO: CLARK COUNTY DISTRICT ATTORNEY:**

16 You, and each of you, will please take notice that the Defendant, CHRISTOPHER
17 SENA, intends to call the following witness:

18 Larry Smith
19 Nevada Digital Forensics
20 6895 E. Lake Mead Blvd., A6-131
21 Las Vegas, NV 89156

22 In addition, the Defendant hereby incorporates by reference any and all witnesses
(including expert witnesses) listed in the Information on file, the State's Notice of Witnesses and
23 and/all Supplemental Notices of Witnesses filed by the State in this case.

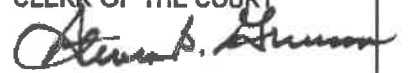
24 DATED this 29th day of December, 2017.

25 PHILIP J. KOHN
26 CLARK COUNTY PUBLIC DEFENDER

27 By: /s/ Violet R. Radosta
28 VIOLET R. RADOSTA, #5747
Deputy Public Defender

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By: /s/ Carrie M. Connolly
An employee of the
Clark County Public Defender's Office.



NOTC
PHILIP J. KOHN, PUBLIC DEFENDER
NEVADA BAR NO. 0556
VIOLET R. RADOSTA, DEPUTY PUBLIC DEFENDER
NEVADA BAR NO. 5747
PUBLIC DEFENDERS OFFICE
309 South Third Street, Suite 226
Las Vegas, Nevada 89155
Telephone: (702) 455-4685
Facsimile: (702) 455-5112
radostvr@co.clark.nv.us
Attorneys for Defendant

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,)	
)	
Plaintiff,)	CASE NO. C-15-311453-1
)	
v.)	DEPT. NO. XIX
)	
CHRISTOPHER SENA,)	
)	
Defendant,)	

DEFENDANT'S NOTICE OF WITNESSES, PURSUANT TO NRS 174.234

TO: CLARK COUNTY DISTRICT ATTORNEY:

You, and each of you, will please take notice that the Defendant, CHRISTOPHER SENA intends to call the following witness in his case in chief:

<u>Name</u>	<u>Address</u>
Arlin Lewis	6227 Yellowstone Ave. Las Vegas, NV 89156
Patricia Hinkson	916 Indian Lane Las Vegas, NV 89108
Steve Hinkson	916 Indian Lane Las Vegas, NV 89108
Jane Everitt	Investigator Clark County Public Defender

///

This Notice incorporates all of the names and addresses identified as potential witnesses in the State's Information(s) or Indictment(s). Furthermore, this Notice incorporates all witnesses listed in the State's Notice(s) of Witnesses.

DATED this 8th day of January, 2018.

PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

By: /s/Violet R. Radosta
VIOLET R. RADOSTA, #5747
Deputy Public Defender

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District Attorney's Office
E-Mail Address:
Jennifer.Georges@clarkcountydade.com

By: /s/ Annie McMahan
An employee of the
Clark County Public Defender's Office

1735

0026
PHILIP J. KOHN, PUBLIC DEFENDER
NEVADA BAR NO. 0556
VIOLET R. RADOSTA, DEPUTY PUBLIC DEFENDER
NEVADA BAR NO. 5747
PUBLIC DEFENDERS OFFICE
309 South Third Street, Suite 226
Las Vegas, Nevada 89155
Telephone: (702) 455-4685
Facsimile: (702) 455-5112
radostvr@co.clark.nv.us
Attorneys for Defendant

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

JAN 10 2018

BY

TIA EVERETT
TIA EVERETT, DEPUTY

DISTRICT COURT
CLARK COUNTY, NEVADA

C-15-311453-1
MTCT
Motion to Continue Trial
4711471



THE STATE OF NEVADA,

Plaintiff,

v.

CHRISTOPHER SENA,

Defendant,

CASE NO. C-15-311453-1

DEPT. NO. XIX

DATE: January 10, 2018
TIME: 8:30 a.m.

MOTION TO CONTINUE TRIAL DATE

COMES NOW the Defendant, CHRISTOPHER SENA, by and through his attorney, VIOLET R. RADOSTA, Deputy Public Defender, and respectfully moves this court to vacate the January 16, 2018 trial date and requests a new trial setting.

This Motion is made based upon all the papers and pleadings on file herein, the attached Declaration of Counsel, Memorandum of Points and Authorities in support hereof, and oral argument at the time set for hearing this Motion.

DATED this 9th day of January, 2018.

PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

By /s/Violet R. Radosta
VIOLET R. RADOSTA, #5747
Deputy Public Defender

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VIOLET R. RADOSTA makes the following declaration:

1. I am an attorney duly licensed to practice law in the State of Nevada; I represent the Defendant in the instant matter, and I am familiar with the facts and circumstances of this case.

2. The District Attorney's office has very recently turned over additional discovery related to Las Vegas Metropolitan Police Department's ("Metro") ongoing investigation on this case.

3. Specifically, Metro performed forensic analyses of two hard drives and a cell phone in September 2017. The defense received this late arriving report from the State on December 29, 2017. It is unclear what the drives contained and the defense has not had the opportunity to independently examine them.

4. Additionally, the defense received two late arriving Officer's Reports on January 2, 2018 detailing additional investigation that Metro conducted in late December 2017. This includes DVDs purportedly containing new child pornography and/or sexual assault(s) incriminating the defendant. On January 8, 2018, the State turned over 5 discs to the defense and we are reviewing them currently.

5. Lastly, on January 5, 2018, the State turned over 3 discs of defendant's CCDC video visits, which necessarily contain defendant's statements. The content of these visits has not yet been transcribed as far as the defense is aware. Besides requesting all of defendant's statements in its previously-filed Discovery Motion, the defense again specifically requested these video visits from the State on December 19, 2017.

6. Given the late disclosure from Metro to the District Attorney and, ultimately, to the defense of the recent investigation of the hard drives as well as of defendant's statements, proceeding to trial would render the defense ineffective. Accordingly, a continuance is necessary in order to properly review and potentially investigate all of the newly disclosed material regardless of the State's intention to use it in its case in chief or in rebuttal.

1 I declare under penalty of perjury that the foregoing is true and correct. (NRS
2 53.045).

3 EXECUTED this 9th day of January, 2018.

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5 /s/Violet R. Radosta
6 VIOLET R. RADOSTA
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[illegible]

YOU WILL PLEASE TAKE NOTICE that the foregoing MOTION TO CONTINUE TRIAL DATE will be heard on January 10, 2018, at 8:30 a.m. in District Court, Department XIX.

DATED this 9th day of January, 2018.

PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

By: /s/Violet R. Radosta
VIOLET R. RADOSTA, #5747
Deputy Public Defender

I hereby certify that service of the above and forgoing MOTION was served via electronic e-filing to the Clark County District Attorney's Office at motions@clarkcountynyda.com on this _____ day of January, 2018.

By: /s/ David E. Lopez-Negrete -PD
An employee of the
Clark County Public Defender's Office

ORIGINAL

Electronically Filed
3/8/2018 1:29 PM
Steven D. Grierson
CLERK OF THE COURT

Steven D. Grierson

1 **ROC**
2 **STEVEN B. WOLFSON**
3 **Clark County District Attorney**
4 **Nevada Bar #001565**
5 **JAMES R. SWEETIN**
6 **Chief Deputy District Attorney**
7 **Nevada Bar #005144**
8 **200 Lewis Avenue**
9 **Las Vegas, Nevada 89155-2212**
10 **(702) 671-2500**
11 **Attorney for Plaintiff**

7
8 **DISTRICT COURT**
9
10 **CLARK COUNTY, NEVADA**

11 **THE STATE OF NEVADA,**
12 **Plaintiff,**

13 **-vs-**

14 **CHRISTOPHER SENA,**
15 **#0779849**

16 **Defendant.**

CASE NO: C-15-311453-1

DEPT NO: XIX

17 **RECEIPT OF COPY**

18 **RECEIPT OF COPY of TWENTY-NINE (29) DVDS CONTAINING VIDEO**
19 **EVIDENCE is hereby acknowledged this 8th day of MARCH, 2018.**

20 **VIOLET RADOSTA, DPD**
21 **ATTORNEY FOR DEFENDANT**

22 **BY**

23 *[Signature]*
24 *memanaac@ClarkCountyNV.gov*

25 *[Signature]*

26
27
28 **hjc/SVU**

Steven D. Grierson

1 EXPR
2 PHILIP J. KOHN, PUBLIC DEFENDER
3 NEVADA BAR NO. 0556
4 VIOLET R. RADOSTA, DEPUTY PUBLIC DEFENDER
5 NEVADA BAR NO. 5747
6 **PUBLIC DEFENDERS OFFICE**
7 309 South Third Street, Suite 226
8 Las Vegas, Nevada 89155
9 Telephone: (702) 455-4685
10 Facsimile: (702) 384-1969
11 radostvr@co.clark.nv.us
12 *Attorneys for Defendant*

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

15 THE STATE OF NEVADA,)
16)
17 Plaintiff,)
18)
19 v.)
20)
21 CHRISTOPHER SENA,)
22 Defendant,)

CASE NO. C-15-311453-1

DEPT. NO. XIX

23 **EX PARTE ORDER FOR TRANSCRIPT**

24 Upon the ex parte application of the above-named Defendant, CHRISTOPHER
25 SENA, by and through, ROBERT E. O'BRIEN, Deputy Public Defender, and good cause
26 appearing therefor,

27 IT IS HEREBY ORDERED that the certified court recorder CHRISTINE
28 ERICKSON, prepare at State expense, a transcript of the proceedings for case C-15-311453-1
heard on January 10, 2018 in DC19

DATED this ~~23rd~~ ^{7th} day of ~~February~~ ^{March}, 2018.

Will Kest
DISTRICT COURT JUDGE *CE*

Submitted by:
PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

By /s/ Robert E. O'Brien
ROBERT E. O'BRIEN, #10944
Deputy Public Defender

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CERTIFICATE OF ELECTRONIC SERVICE

A COPY of the above and foregoing EX PARTE ORDER FOR TRANSCRIPT was served on CHRISTINE ERICKSON, Court Recorder for District Court Department 19, via electronic e-filing on this 9th day of ~~February~~ ^{March}, 2018.

/s/ Patty Barber-Bair

An Employee of the
CLARK COUNTY PUBLIC DEFENDER'S OFFICE

CERTIFICATE OF MAILING / FACSIMILE

The forgoing Ex Parte Order was served by mailing and/or faxing a copy thereof, first class mail, postage prepaid on the 9th day of ~~February~~ ^{March}, 2018 to the following:

CHRISTINE ERICKSON, Court Recorder
EricksonC@clarkcountycourts.us
(702) 671-4442 work
(702) 671-4449 fax
District Court 19
200 Lewis Avenue
Las Vegas, NV 89101

/s/ Patty Barber-Bair

An Employee of the
CLARK COUNTY PUBLIC DEFENDER'S OFFICE

Case Name: Christopher Sena

Case No. C-15-311453-1

Dept No. XIX



SLOW
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
JAMES R. SWEETIN
Chief Deputy District Attorney
Nevada Bar #005144
200 Lewis Avenue
Las Vegas, Nevada 89155-2212
(702) 671-2500
Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

-vs-

CHRISTOPHER SENA,
#0779849

Defendant.

CASE NO: **C-15-311453-1**

DEPT NO: **XIX**

STATE'S SUPPLEMENTAL NOTICE OF WITNESSES

AND/OR EXPERT WITNESSES
[NRS 174.234]

TO: CHRISTOPHER SENA, Defendant; and

TO: VIOLET RADOSTA, DPD, Counsel of Record:

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the STATE OF
NEVADA intends to call the following witnesses and/or expert witnesses in its case in chief:

*indicates additional witness(es) and/or modification(s)

A.S.; c/o CCDA-SVU/VWAC

B.S.; c/o CCDA-SVU/VWAC

BARR, CANDACE ESQ.; UNK

BERNAT, K.; SNCAC/CPS/DFS

BOLOGNINI, MIKE; COX COMMUNICATIONS

1 BRINKLEY; LVMPD#09819
2 CETL, DR SANDRA; SUNRISE HOSPITAL/SNCAC; Will testify as an expert as to
3 the nature, process and limitations of sexual assault examinations, and/or as to the sexual
4 assault examinations conducted in the instant case.
5 COOLEY, CHERYL; CPS/DFS
6 COR or Designee; CCDC
7 COR or Designee; COX COMMUNICATIONS
8 COR or Designee; LVMPD COMMUNICATIONS
9 COR or Designee; LVMPD RECORDS
10 DAVIS, K.; SNCAC/CPS/DFS
11 DETWEILER; LVMPD#05460
12 E.C.; c/o CCDA-SVU/VWAC
13 EDWARDS, KALENA; CPS/DFS
14 *EKROOS, DR. RACHELLE; UNLV SCHOOL OF NURSING/SANE; Will testify as
15 an expert as to the nature, process and limitations of sexual assault examinations, and/or as to
16 the sexual assault examinations conducted in the instant case.
17 GRISHAM, KIMBERLY; UNK
18 HENSON; FARAH; CPS/DFS
19 HINKSON, PATTY; UNK
20 HINKSON, STEVE; UNK
21 *HOWELL; LVMPD#14401
22 IACULLO; LVMPD#07857
23 JASAMES, LYNN; CPS/DFS
24 KURAU; LVMPD#07047
25 LOEFFLER; LVMPD#09247
26 M.C.; c/o CCDA-SVU/VWAC
27 MADSEN; LVMPD#07315
28 MARIAM; LVMPD#14401;

1 MARTINEZ; LVMPD#07775
2 MILLER; LVMPD#06507
3 *PARENT/GUARDIAN of B.S.; c/o CCDA-SVU/VWAC
4 PARENT/GUARDIAN of E.C.; c/o CCDA-SVU/VWAC
5 PARENT/GUARDIAN of R.C.; c/o CCDA-SVU/VWAC
6 PARENT/GUARDIAN of R.S.; c/o CCDA-SVU/VWAC
7 PARENT/GUARDIAN of T.S.; c/o CCDA-SVU/VWAC
8 PARISH, SHARICE; CPS/DFS
9 R.S.; c/o CCDA-SVU/VWAC
10 RAMIREZ, VINCENTE; LVMPD#04916; Will testify as an expert as to the forensic
11 examination of computers and related electronics technology, and/or as to the forensic
12 examination of computers and related technology acquired in the instant case.
13 RENHARD; LVMPD#05223
14 SAMPLES; LVMPD#09354
15 SANTAROSA; LVMPD#06930
16 SCOTT, STACEY; CPS/DFS
17 SENA, DEBRA; NEVADA DEPARTMENT OF CORRECTIONS
18 SENA, TERRI; NEVADA DEPARTMENT OF CORRECTIONS
19 T.G.; c/o CCDA-SVU/VWAC
20 T.S.; c/o CCDA-SVU/VWAC
21 TINDALL, JILLIAN ESQ.; 3838 RAYMERE DR #1, LVN 89121
22 WHEELER, JENNIFER; CPS/DFS
23 ZINGELMAN; LVMPD#14791
24 //
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1 These witnesses are in addition to those witnesses endorsed on the Information or
2 Indictment and any other witness for which a separate Notice of Witnesses and/or Expert
3 Witnesses has been filed.

4 A copy of each expert witness' curriculum vitae, if available, is attached hereto.

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

8 BY /s/ JAMES R. SWEETIN
9 JAMES R. SWEETIN
10 Chief Deputy District Attorney
11 Nevada Bar #005144

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18 **CERTIFICATE OF SERVICE**

19 I hereby certify that service of the above and foregoing was made this 17TH day of
20 JULY 2018, to:

21 VIOLET RADOSTA, DPD
22 mcmahaae@clarkcountynv.gov

23
24 BY /s/ HOWARD CONRAD
25 Secretary for the District Attorney's Office
26 Special Victims Unit

27
28 hjc/SVU

RACHELL A. EKROOS, PhD, APRN, FNP-BC, AFN-BC, DF-IAFN, FAAN

LICENSURE/CERTIFICATION

Nevada RN License
Nevada APRN License
ANCC Certified Family Nurse Practitioner (APRN-BC)
ANCC Certified Advance Forensic Nursing (FNP-BC)

EDUCATION

<u>Date</u>	<u>Institution</u>	<u>Field of Study</u>	<u>Degree</u>
2016	University of Washington	Nursing	PhD
2008	University of Washington	Research Methods	Graduate Certificate
2004	Clarkson College	Nursing	MSN
2000	University of Arkansas for Medical Sciences	Nursing	BSN
1998-2000	University of Arkansas at Little Rock	Pre-nursing	N/A
1987-1988			

ACADEMIC EXPERIENCE

<u>Date</u>	<u>Position</u>	<u>Institution, City, State</u>
2017-present	Assistant Professor	UNLV School of Nursing, Las Vegas, NV
2017-present	Adjunct Assistant Professor	UNLV School of Medicine, Las Vegas, NV
2017	Affiliate Faculty, Center for Biobehavioral Interdisciplinary Science	UNLV School of Nursing, Las Vegas, NV
2014-15	Adjunct Clinical Faculty Research Practicum	Duquesne University, Pittsburgh, PA
2008-11	Graduate Teaching Assistant	University of Washington, Seattle, WA
2001-05	Community Faculty	UTHSC College of Medicine Department of Pediatrics, Memphis, TN
2001-05	Community Faculty	UTHSC College of Medicine Department of Family Practice, Memphis, TN
2001-03	Adjunct Faculty	UTHSC College of Medicine Department of Continuing Education, Memphis, TN

EXPERIENCE OTHER THAN ACADEMIC TEACHING

<u>Date</u>	<u>Title</u>	<u>Place</u>
2017-present	APRN	Aids Health Foundation, Las Vegas, NV
2016-17	Chief Administrative Nurse	Southern Nevada Health District, Las Vegas, NV
2015-16	Forensic Nurse	Eisenhower Medical Center, Rancho Mirage, CA
2014-present	President	Nevada HealthRight, Las Vegas, NV
2010-present	Chief Executive Officer	Center for Forensic Nursing Excellence International, Las Vegas, NV

2008-11	Corporate Development Consultant	Private Healthcare LLC, Issaquah, WA
2005-08	President	Global Forensic Solutions Inc, Memphis, TN/Seattle, WA
2001-07	Consultant (2006-07) Acting Coordinator of Nursing Services (2004-06) Forensic Nurse Examiner (2001-06)	Memphis Sexual Assault Resource Center, Memphis, TN
2000-01	Victim Support Specialist	Family Services Agency – Sexual Assault Center, Little Rock, AR
1990-98	Chief Executive Officer	JTR Specialty Services, Little Rock, AR

HONOR SOCIETIES/ACADEMIES

<u>Date</u>	<u>Organization</u>
2017	American Academy of Nurses (FAAN)
2011	American Academy of Forensic Sciences
2000	Sigma Theta Tau International Nursing Honor Society

HONORS AND AWARDS

<u>Date</u>	<u>Award</u>
2018	Healthcare Hero Award (nominated)
2017	Fellow of the American Academy of Nurses
2014	International Association of Forensic Nurses Distinguished Fellow (DF-IAFN)
2006	Hoffman Scholar
2000	Faculty Gold Key Award
2000	Nightingale Award
2000	NSNA Leadership U

MEDIA INTERVIEWS, FEATURES, RECOGNITION, AND PRESS RELEASES

(2018, May 9) recognized in the UNLV News Center Accomplishments for invited presentations at the Emergency Nurses Association Regional Symposium. Available at <https://www.unlv.edu/news/accomplishments/rachell-ekroos-1>

(2018, February 24) recognized in the UNLV News Center Accomplishments for being selected for the Executive Steering Committee of the National Institute of Standards and National Institute of Justice Evidence Management Project. Available at: <https://www.unlv.edu/news/accomplishments/rachell-ekroos-0>

(2017, November 14) recognized in the UNLV News Center Accomplishments for involvement with the U.S. State Department's International Visitor Leadership Program. Available at <https://www.unlv.edu/news/accomplishments/rachell-ekroos-and-alexis-kennedy>

(2017, November 6) received recognition and a special thank you from the National Institute of Justice's Forensic Technology Center of Excellence during Forensic Nurses Week. Available at: <https://www.linkedin.com/company/10827619/>

(2017, June) recognized by the UW School of Nursing in a news article titled *UW Nurse Faculty, Alumni Selected as American Academy of Nursing Fellows*. Available at: <https://nursing.uw.edu/article/uw-nurse-faculty-alumni-selected-as-american-academy-of-nursing-fellows/>

(2017, June 26) recognized as a 2017 Class of Academy Fellows in the American Academy of Nurses press release titled *American Academy of Nursing Announces 2017 Class of New Fellows*. Available at: <https://higherlogicdownload.s3.amazonaws.com/AANNET/c8a8da9e-918c-4dae-b0c6-6d630c46007f/UploadedImages/docs/Press%20Releases/2017/2017%20New%20Fellow%20P R-FINAL-revised070517.pdf>

(2017, May 24) recognized in the UNLV News Center Accomplishments for being accepted as a Fellow in the American Academy of Nursing. Available at: <https://www.unlv.edu/news/accomplishments/catherine-dingley-and-rachell-ekroos-school-nursing>

(2017, April 3) featured in UNLV News Center Article titled *New Face: Rachell Ekroos* written by Kevin Dunegan. Available at: <https://www.unlv.edu/news/article/new-face-rachell-ekroos>

(2017, January) work with the National Institute of Justice's FTCOE highlighted in feature article by TechBeat titled *Online Glossary Helps Professionals "Speak the Language" About Sexual Assault*. Available at: <https://www.justnet.org/InteractiveTechBeat/eTECHBEAT/eTechbeat Jan 2017/content/pdf/eTechbeat Jan 2017.pdf>

(2016, June) featured in the National Institute of Justice's Forensic Technology Center of Excellence Focus on Special Initiatives for directing a project to develop an online multidisciplinary glossary on sexual assault. Available at: <https://forensiccoe.rti.org/Our-Impact/Focusing-on-Special-Initiatives/Sexual-Assault/The-Multidisciplinary-Sexual-Assault-Glossary>

(2014, June 8) highlighted in NV Attorney General's Office Provides Training on Violence Crimes, a news article published in the Elko Daily Free Press. Available at: http://elkodaily.com/news/local/nv-attorney-general-s-office-provides-training-on-violent-crimes/article_440e60d6-f68b-11e3-962e-001a4bcf887a.html

RESEARCH, CREATIVE ACCOMPLISHMENTS, AND SCHOLARSHIP

INVENTIONS AND PATENTS

Specimen observation, collection, storage and preservation devices and method of use. Co-inventor; USPTO Patent number: 9265580 received February 23, 2016.

PUBLICATIONS

Refereed Publications

Speck, P. M., ..., & **Ekroos, R. A.**, (November 2014). Case series of sexual assault in older persons. *Clinics in Geriatric Medicine*. (Gibbs & Mosqueda, Eds).

Books, Book Chapters, Monographs, E-Learning, and Other Publications

Speck, P. M., Faugno, D. K., **Ekroos, R. A.**, et. al. (2018). Sexual Assault. In J. F. Fitzpatrick, R. Hickman, & C. Alfes (Eds.), *A guide to mastery in clinical nursing: A comprehensive reference*. New York, NY: Springer.

Speck, P. M., Faugno, D. K., **Ekroos, R. A.**, et. al. (2018). Domestic Violence. In J. F. Fitzpatrick, R. Hickman, & C. Alfes (Eds.), *A guide to mastery in clinical nursing: A comprehensive reference*. New York, NY: Springer.

Faugno, D.K., Mitchell, S. A., **Ekroos, R. A.**, & Speck, P. M. (2016). Pediatric sexual assault: E-learning module. Amsterdam, Netherlands: Evidentia Publishing.

Ekroos, R. A. (2016). *Exploring forensic nursing ethics and practice: Roles, loyalties, and photodocumentation practices* (Dissertation). Research Works Archive, University of Washington Library, Seattle.

Faugno, D. K., **Copeland (Ekroos), R. A.**, Crum, J. L., Speck, P. M. (2012). Entry-Level Adolescent and Adult Sexual Assault Assessment: SANE/SAFE Forensic Learning Series. St. Louis, MO: STM Learning.

Faugno, D. K., **Copeland (Ekroos), R. A.**, Crum, J. L., Speck, P. M. (2012). Intermediate-Level Adolescent and Adult Sexual Assault Assessment: SANE/SAFE Forensic Learning Series. St. Louis, MO: STM Learning.

Faugno, D. K., **Copeland (Ekroos), R. A.**, Crum, J. L., Speck, P. M. (2012). Advanced-Level Adolescent and Adult Sexual Assault Assessment: SANE/SAFE Forensic Learning Series. St. Louis, MO: STM Learning.

Non-refereed Publications and Blog Postings

Copeland (Ekroos), R. A. New Beginnings. *Imprint*, 46(4), 4, 1999 Sept.

Copeland (Ekroos), R. A. Choose to Make a Difference. *Imprint*, 46(5):4, 1999 Nov/Dec.

Copeland (Ekroos), R. A. Building on a Dream. *Imprint*, 47(1):2, 2000 Jan.

Copeland (Ekroos), R. A. In the Face of Death, Nurses are the Ultimate Healers. *Imprint*, 47(2):4, 2000 Feb/Mar.

Copeland (Ekroos), R. A. Nursing Image: More Than What the Doctor Orders, *Imprint*, 47(3):4, 14, 2000 Apr/May.

Policy Briefs

Speck, P. M., Mitchell, S. A., **Ekroos, R. A.**, Sanchez, R. V., Messias, D. K. (under AAN Board of Directors review) Policy Brief on the Nursing Response to Human Trafficking, submitted to the American Academy of Nursing.

Abstracts

- Ekroos, R. A.** & Traveller, L. (2016, September). Body Surface Injuries: Wounding, Healing and Descriptive Terminology [Abstract]. *International Conference on Forensic Nursing Science and Practice*.
- Ekroos, R. A.** & Traveller, L. (2016, September). Pathophysiology of Bruising: When is a bruise really a bruise? [Abstract]. *International Conference on Forensic Nursing Science and Practice*.
- Ekroos, R. A.** (2016, September). Strangulation 101: Screening, Assessment, and Evaluation of Patients Reporting Strangulation in the ED [Abstract]. *Emergency Nursing 2016 Conference*.
- Ekroos, R. A.** (2015, October). "Suspect Exams" and the Role of the Forensic Nurse [Abstract]. *Conference on Forensic Nursing Science and Practice*.
- Faugno, D. K., Day, K., Allen, E., **Ekroos, R. A.** (2015, October). Strangulation: What Emergency Care Providers & First Responders Need to Know [Abstract]. *International Conference on Forensic Nursing Science and Practice*.
- Speck, P. M., Faugno, D. K., ... **Ekroos, R. A.** (2015, October). Use of frameworks with systems and nursing theory to share forensic nursing knowledge globally in two countries [Abstract]. *International Conference on Forensic Nursing Science and Practice*.
- Ekroos, R. A.** (2014, October). Digital Filters and Alternate Light Sources: Research, Clinical Applications and Proceeding with Caution [Abstract]. *International Conference on Forensic Nursing Science and Practice*.
- Ekroos, R. A.** (2014, October). Finding Your Way: Ethical Dilemmas, Competing Loyalties and Clinical Uncertainties [Abstract]. *International Conference on Forensic Nursing Science and Practice*.
- Ekroos, R. A.** & Cetl, S. (2014, June). Photodocumentation practices: A seminar on use of technology and ethical considerations [Abstract]. *American Professional Society on the Abuse of Children*.
- Ekroos, R. A.** & Mitchell, S. (2014, April). Forensic medical services for victims of trafficking: Screening, intervention and multi-sector collaborations [Abstract]. *End Violence against Women International Annual Conference*.
- Ekroos, R. A.** (2014, April). Ethical Dimensions of Forensic Medical Photodocumentation [Abstract]. *End Violence against Women International Annual Conference*.
- Speck, P. M., **Ekroos, R. A.**, & Archambault, J. (2014, April). What you should know about recovering DNA after 72-96 hours: The post-coital DNA recovery study results [Abstract]. *End Violence against Women International Annual Conference*.
- Ekroos, R. A.** & Mitchell, S. (2014, April). Fundamentals in Clinical Forensic Photodocumentation [Abstract]. *End Violence against Women International Annual Conference*.

Faugno, D. K., **Ekroos, R. A.**, & Holbrooke, D. (2013, April) Clinical Forensic Photodocumentation: From Process to Application [Abstract]. *End Violence against Women International Annual Conference*.

Speck, P. M., **Ekroos, R. A.**, & Archambault, J. (2013, April). Post Coital DNA Recovery: Get ready to change your evidence collection protocols! [Abstract] *End Violence against Women International Annual Conference*.

Copeland (Ekroos), R. A. (2012, August). A New Member of the ICAC Team: The Clinical Forensic Practitioner [Abstract]. *Crimes against Children Conference*.

Copeland (Ekroos), R. A. (2012, August). Interdisciplinary Response to CSEC: Utilizing the Clinical Forensic Practitioner [Abstract]. *Crimes against Children Conference*.
INTERNATIONAL AND NATIONAL PRESENTATIONS

Refereed Presentations and Posters

Ekroos, R. A. & Traveller, L. (2016, September). *Body Surface Injuries: Wounding, Healing and Descriptive Terminology*. International Conference on Forensic Nursing Science and Practice, Denver, CO.

Ekroos, R. A. & Traveller, L. (2016, September). *Pathophysiology of Bruising: When is a bruise really a bruise?* International Conference on Forensic Nursing Science and Practice, Denver, CO.

Ekroos, R. A. (2016, September). *Strangulation 101: Screening, Assessment, and Evaluation of Patients Reporting Strangulation in the ED*. Emergency Nursing Conference, Los Angeles, CA.

Ekroos, R. A. (2015, October). *"Suspect Exams" and the Role of the Forensic Nurse*. International Conference on Forensic Nursing Science and Practice, Orlando, FL.

Faugno, D. K., Day, K., Allen, E., **Ekroos, R. A.** (2015, October). Strangulation: What Emergency Care Providers & First Responders Need to Know. IAFN 2015 Conference on Forensic Nursing Science and Practice, Orlando FL.

Speck, P. M., Faugno, D. K., ...**Ekroos, R. A.** (2015, October). *Use of frameworks with systems and nursing theory to share forensic nursing knowledge globally in two countries*. International Conference on Forensic Nursing Science and Practice, Orlando, FL.

Ekroos, R. A. (2014, October). *Digital Filters and Alternate Light Sources: Research, Clinical Applications and Proceeding with Caution*. International Conference on Forensic Nursing Science and Practice, Phoenix, AZ.

Ekroos, R. A. (2014, October). *Finding Your Way: Ethical Dilemmas, Competing Loyalties and Clinical Uncertainties*. International Conference on Forensic Nursing Science and Practice, Phoenix, AZ.

Ekroos, R. A. & Cetl, S. (2014, June). *Photodocumentation practices: A seminar on use of technology and ethical considerations*. American Professional Society on the Abuse of Children, New Orleans, LA.

Ekroos, R. A. & Mitchell, S. (2014, April). *Forensic medical services for victims of trafficking: Screening, intervention and multi-sector collaborations*. End Violence against Women International Annual Conference, Seattle, WA.

Ekroos, R. A. (2014, April). *Ethical Dimensions of Forensic Medical Photodocumentation*. End Violence against Women International Annual Conference, Seattle, WA.

Speck, P. M., **Ekroos, R. A.**, & Archambault, J. (2014, April). *What you should know about recovering DNA after 72-96 hours: The post-coital DNA recovery study results*. End Violence against Women International Annual Conference, Seattle, WA.

Ekroos, R. A. & Mitchell, S. (2014, April). *Fundamentals in Clinical Forensic Photodocumentation*. End Violence against Women International Annual Conference, Seattle, WA.

Faugno, D. K., **Ekroos, R. A.**, & Holbrooke, D. (2013, April) Clinical Forensic Photodocumentation: From Process to Application, End Violence against Women International Annual Conference, Baltimore, MD.

Speck, P. M., **Ekroos, R. A.**, & Archambault, J. (2013, April). Post Coital DNA Recovery: Get ready to change your evidence collection protocols! End Violence against Women International Annual Conference, Baltimore, MD.

Copeland (Ekroos), R. A. (2012, August). *A New Member of the ICAC Team: The Clinical Forensic Practitioner*. Crimes against Children Conference, Dallas, TX.

Copeland (Ekroos), R. A. (2012, August). *Interdisciplinary Response to CSEC: Utilizing the Clinical Forensic Practitioner*. Crimes against Children Conference, Dallas, TX.

Invited Presentation/Workshops/Roundtable

Ekroos, R. A. (2018, April). *Manual Strangulation: What do Emergency Nurses Need to Know?* Emergency Nurses Association Regional Symposium, Las Vegas, NV. [Invited Presentation].

Ekroos, R. A. (2018, April). *Identifying and Responding to Human Trafficking in the ED*. Emergency Nurses Association Regional Symposium, Las Vegas, NV. [Invited Presentation].

Ekroos, R. A. & Traveller, L. (2016, September). *Forensic Nursing Pharmacology: Prophylaxis, Confounding Factors and Related Implications*. International Conference on Forensic Nursing Science and Practice, Denver, CO. [Invited workshop]

Ekroos, R. A. (2015, October). *Ethics in Forensic Nursing Workshop*. International Conference on Forensic Nursing Science and Practice. Orlando, FL. [Invited workshop/presentation]

Ekroos, R. A. (2015, March). *Photodocumentation for Clinical Forensic Providers*. Republic of Costa Rica. [Invited presentation]

Ekroos, R. A. (2015, March). *Toluidine Blue Dye: Considerations for Use in Practice*. Republic of Costa Rica. [Invited presentation]

- Ekroos, R. A.** (2014, October). The Ethical Dimensions of Forensic Nursing Practice. International Conference on Forensic Nursing Science and Practice, Phoenix, AZ. [Invited 3-hour workshop]
- Faugno, D. K., Holbrooke, D., & **Ekroos, R. A.** (2013, September) *Use of ALS & Negative-Invert Filters...Under the Skin*. End Violence against Women International. [Invited webinar presentation]
- Copeland (Ekroos), R. A.** (2002, October) *Case Presentations: Crack Pipe Conundrums*. International Association of Forensic Nurses Annual Scientific Assembly, Minneapolis, MN. [Invited presentation]
- Copeland (Ekroos), R. A.** & Speck, P. M. (2001, September) *Case Presentations: Sexual Assault*. International Association of Forensic Nurses Annual Scientific Assembly. Kissimmee, FL. [Invited presentation]

REGIONAL AND STATE PRESENTATIONS

Invited Presentation/Workshops/Roundtable

- Ekroos, R. A.** (2016, March). *Child Sexual Abuse in Familial Settings*. Nevada Family Jurisdiction Judges Conference, Ely, NV. [Invited presentation]
- Ekroos, R. A.** (2016, March). *Strangulation and Family Violence*. Nevada Family Jurisdiction Judges Conference, Ely, NV. [Invited presentation]
- Ekroos, R. A.** (2015, May). *Intimate Partner Violence and the Medical Provider's Role*. Western States Osteopathic Convention, Las Vegas, NV. [Invited presentation]
- Ekroos, R. A.** (2014, September). *Clinical Photodocumentation: Current Practice, Best Practices and Where Do We Go from Here?* End Violence against Women International Regional Pre-Conference, Atlanta, GA. [Invited presentation]
- Ekroos, R. A.** & Faugno, D. K. (2014, September). *What's wrong with this picture?* End Violence against Women International Regional Pre-Conference, Atlanta, GA. [Invited presentation]
- Faugno, D. K. & **Ekroos, R. A.** (2014, September). *Hmmm, what does this all mean?* End Violence against Women International Regional Pre-Conference, Atlanta, GA. [Invited presentation]
- Ekroos, R. A.** (2014, September). *Advancing Forensic Nursing Practice to Serve Special Populations*. End Violence against Women International Regional Pre-Conference, Atlanta, GA. [Invited presentation]
- Copeland (Ekroos), R. A.** (2011, October) *A Tangled Web: Sexual Exploitation of Women and Girls*. Association of Women's Health, Obstetric, and Neonatal Nurses, Blaine, WA. [Invited presentation]

Copeland (Ekroos), R. A. (2011, April) *Sexual Exploitation and the Health of Women and Girls*. Soroptimist International Northwest Region Conference, Vancouver, WA. [Invited presentation]

LOCAL PRESENTATIONS

Invited Presentations/Workshops/Keynote Address

Gadsen, C., Murphy, L., Morris, B., Landis, S., & **Ekroos, R.** (2015, October). UNLV No Stupid Question Tuesday – Campus sexual assault. [Panel member]

Ekroos, R. A. (2015, September). *Commercial Sexual Exploitation and Human Trafficking: Step 1, Step 2*, Tri-Cities, WA. [Invited presentation]

Ekroos, R. A. (2015, September). *Commercial Sexual Exploitation and Trafficking of Children: A presentation for Social Service Professionals*, Tri-Cities, WA. [Invited presentation]

Ekroos, R. A. (2015, September). *Commercial Sexual Exploitation and Trafficking of Children: A Presentation for Professionals in the Healthcare Setting*, Tri-Cities, WA. [Invited presentation]

Ekroos, R. A. (2015, September). *Commercial Sexual Exploitation and Trafficking of Children: A Presentation for Professionals in the Educational Setting*, Tri-Cities, WA. [Invited presentation].

Ekroos, R. A. (2015, February). *Ethics Matters*. Collins Center Shenandoah Valley Multidisciplinary Conference, Staunton, VA. [Invited presentation]

Ekroos, R. A. (2015, February). *Did you ask about strangulation?* Collins Center Shenandoah Valley Multidisciplinary Conference, Staunton, VA. [Invited presentation]

Ekroos, R. A. (2015, February). *Sex Trafficking & CSEC: The healthcare provider's role*. Collins Center Shenandoah Valley Multidisciplinary Conference, Staunton, VA. [Invited presentation]

Ekroos, R. A. (2015, February). *Strangulation in the Context of Intimate Partner Violence & Sexual Assault*. UNLV Women's Center. [Invited presentation]

Ekroos, R. A. (2014, November). *Human Trafficking and CSEC: The Role of Forensic Medical Services*, Tri-Cities, WA. [Invited presentation]

Ekroos, R. A. (2014, November). *Strangulation in Sexual Assault and IPV*, Tri-Cities, WA. [Invited presentation]

Ekroos, R. A. (2014, November). *Human Trafficking and CSEC: A Healthcare Provider's Perspective*, Tri-Cities, WA. [Invited presentation]

Ekroos, R. A. (2014, August). *Forensic Medical Services for Victims of Sexual Assault & Intimate Partner Violence*. UNLV Jean Nidetch Women's Center Care Advocate Training. [Invited presentation]

Ekroos, R. A. (2014, June). *Nevada Office of the Attorney General's Rural Law Enforcement Training on Forensic Medical Exams and Strangulation*; Elko NV, Winnemucca NV, Lovelock, NV. [Invited workshop]

Copeland (Ekroos), R. A. (2007, April) *Evidence Collection in the Unconscious Sexual Assault Patient*. Forensic Nursing 2007: Contemporary Issues for Practice. University of Washington School of Nursing Forensic Nursing Conference; Shoreline, WA. [Invited presentation]

Copeland, (Ekroos), R. A. (2007, September). *Forensics: A Multidimensional Approach to Personal Violence*. University of Memphis Forensic Nursing Conference, Memphis, TN, [Keynote speaker, breakout session speaker]

Copeland, (Ekroos), R. A. (2003, May). *Parallels between Corporal Punishment and Offender Behaviors*, Child Abuse Prevention Conference, Memphis, TN. [Invited presentation]

Non-refereed Presentations and Workshops

Ekroos, R.A. (2015, September). *Human Trafficking Task Force Team Building Workshop*, Tri-Cities, WA. [Invited facilitator]

Ekroos, R. A. (2014, August). *Combatting Domestic Violence in Lebanon: An open dialogue with with Rachell Ekroos*. Reno, NV. [Invited Speaker]

Ekroos, R. A. (2013, October). *Fundamentals of Clinical Forensic Photodocumentation*. Hagerstown, MD. [Invited workshop].

Ekroos, R. A. (2013, June). *2013 Medical Forensic Think Tank*, Boulder City, NV. [Invited Coordinator & Facilitator]

Copeland (Ekroos), R. A. (2012, October). *Forensic Medical Analysis of Child Development & Maturation*. ICAC Taskforce Workshop, Seattle, WA. [Invited Workshop]

Copeland (Ekroos), R. A. (2012, July). *Forensic Medical Analysis of Child Development & Maturation*; ICAC Taskforce Workshop, Spokane, WA. [Invited Workshop]

Copeland (Ekroos), R. A. (2012, June). *Meeting of the Minds*, Boulder City, NV. [Invited Coordinator & Facilitator]

Copeland (Ekroos), R. A. (2011, March). *All Health Professions: Error Disclosure Day*. University of Washington Health Science. [Invited Content Faculty].

Copeland (Ekroos), R. A. (2008). *Critical Review of the Literature on Human Trafficking*. University of Washington, Seattle, WA. [Poster Presentation]

Copeland (Ekroos), R. A. (2007). *Basic SANE/SART Training*, Jackson, TN. [Program coordinator and faculty]

Copeland (Ekroos), R. A. (2006, April). *Not Your Everyday Pharmacology Lesson: A lesson in drug facilitated sexual assault*, Jackson, TN. [Lecturer].

- Copeland (Ekroos), R. A.** (2006). *SANE Review and Advanced Training*, Jackson, TN. [Program coordinator and faculty]
- Copeland (Ekroos), R. A.** (2006). *Basic SANE/SART Training*, Jackson, TN. [Program coordinator and faculty]
- Copeland (Ekroos), R. A.** (2005) *Introduction to the Medicolegal Examination*, Memphis TN. [Invited presentation]
- Copeland (Ekroos), R. A.** (2003) *Advanced SANE Training*, University of Arkansas for Medical Sciences Emergency Department, Little Rock, AR. [Faculty]
- Copeland (Ekroos), R. A.** (2001-2003, 10 repeat presentations) *Introduction to Forensic Nursing*. Baptist School of Nursing Students during MSARC Clinical Day.
- Copeland (Ekroos), R. A.** (2001, March) *Sexual Assault Nurse Examiner Training*. University of Arkansas for Medical Sciences College of Nursing, UAMS-CON, Advocacy Lecture, Little Rock, AR, 2001. [Invited Presentation]
- Copeland (Ekroos), R. A.** (2001, April) *Sexual Assault Awareness Series*, cable broadcast, North Little Rock, AR. [Interview]
- Copeland (Ekroos), R. A.** (2001, April) *Sexual Assault: Role of the Nurse*. St. Joseph Hospital, Hot Springs, AR. [Invited Presentation]
- Copeland (Ekroos), R. A.** (2000, April). New Jersey Student Nurses Association, Atlantic City, NJ. [Opening Ceremonies Speaker]
- Copeland (Ekroos), R. A.** (2000, April). *Finding Your Niche in Nursing*. New Jersey Student Nurses Association, Atlantic City, NJ. [Panel presenter and facilitator]
- Copeland (Ekroos), R. A.** (2000, November). *Communication Workshop*, National Student Nurses Association Annual Convention, Salt Lake City, UT. [Workshop faculty]
- Copeland (Ekroos), R. A.** (1999, October). *Finding Your Niche in Nursing*. Arkansas Student Nurses Association Annual Convention, Hot Springs, AR. [Speaker and forum leader]
- Copeland (Ekroos), R. A.** (1999, April). *Editor's Workshop*, National Student Nurses Association Midyear Conference, Charlotte, NC. [Workshop faculty]

GRANTS AND CONTRACTS (Direct costs unless otherwise specified)

Active

Sexual Assault Kit Content Analysis: An Exploration of Differences across Jurisdictions. \$7,500 (no indirect costs). 07/01/2017 – 12/31/2018. PI.

A Descriptive Analysis of Forensic Nursing in Online News Reports. UNLV School of Nursing Faculty. \$5,000 (no indirect costs). 07/01/2017 – 12/31/2018. PI.

Submitted

The Impact of Occupational Prestige and Job Satisfaction on Officer Stress Resilience: A Quasi-Experimental Study of Compassion Fatigue among Police and Corrections Officers. National Institute of Justice (NIJ-2018-14102). \$771,537 (UNLV subaward \$482,333). Submitted 03/14/2018. Co-I.

Identifying Stress Among Law Enforcement Officers. UNLV Division of Research and Economic Development Faculty Opportunity Award. \$19,750 (no indirect costs). Submitted 03/01/18, notification pending. Co-PI.

Comprehensive Evaluation of 2017 Las Vegas Mass Shooting. Department of Defense. \$2,958,000 (UNLV subaward \$201,477). Submitted 01/31/18, responding to revision requests. A-PI.

Previous**Federal:**

Multidisciplinary Sexual Assault Glossary Project Phase 4. Project Director and Proposal Author. Research Triangle Institute International. U.S. Department of Justice Cooperative Agreement 2016-MU-BX-K110; Subaward Number 13-321-0215513-52890L. \$86,302 (no indirect costs). 04/15/17 – 03/31/18.

Multidisciplinary Sexual Assault Glossary Project Phase 4. Project Director and Proposal Author. Research Triangle Institute International. U.S. Department of Justice Cooperative Agreement 2011-DN-BX-K564; Subaward Number 13-321-0123168-52149L. \$116,217 (no indirect costs). 05/01/15 – 12/31/16.

State, Federal Pass Through, and Other:

Ryan White HIV/AIDS Part A Medical Core & Support Services for HIV/AIDS Infected & Affected Clients in Las Vegas Transitional Grant Area. Project Director and Proposal Author. Clark County Social Services under HRSA Grant, RFP # 604274-16. \$1,244,022. 2017-2018.

Ryan White HIV/AIDS Part B Program Referral for Health Care and Support Services. Project Director and Proposal Co-Author. Bureau of Behavioral Health, Wellness, & Prevention under Federal Grant # 6-X07HA00001-26-1. \$96,798. 2017-2018.

Ryan White HIV/AIDS Part B Program Pharmacy Implementation Project. Project Director and Proposal Co-author. Bureau of Behavioral Health, Wellness, & Prevention Subaward 9391716/REBATE16 under Federal Grant # 6-X07HA00001-26-1. \$350,159. 2016-2017.

Response to Sexual Violence Multidisciplinary Education, Training, Consulting. Project Director and Proposal Author. Nevada Office of the Attorney General, subgrant VAWA-37 Stop Funding Award for Technical Assistance. \$149,992 (no indirect costs). 2014-2016.

Forensic Medical Services for Victims of Sexual Assault & Domestic Violence. Project Director and Proposal Author. Nevada Office of the Attorney General. OAG 2015-VAWA-37 Federal Award 2013-WF-AX-0051/2015-WF-AX-0030. \$63,485 (no indirect costs). 2016.

Forensic Medical Services for Victims of Sexual Assault & Domestic Violence. Project Director and Proposal Author. Nevada Office of the Attorney General. OAG 2015-VAWA-37 Federal Award 2014-KF-AX-0050/2014-WF-AX-0056. \$73,739 (no indirect costs). 2015.

Forensic Nursing Photodocumentation & Digital Imaging Study (FN-PDIS). Principal Investigator & Proposal Author. Hester McClaws Nursing Research Scholarship (University of Washington). \$3,000. 2012.

TL1 Multidisciplinary Clinical Research Training Grant - Focal area: Human Trafficking. Principal Investigator and Proposal Author. University of Washington. \$22,976 (plus full tuition). 2007-2008.

Unfunded

NVHR Clinical Forensic Service for Underserved Populations. Project Director and Proposal Author. Nevada Office of the Attorney General. OAG STOP/SASP Program Sub-Grant. \$142,479. 07/01/16-06/30/17.

Nevada Sexual Violence Prevention Initiative for Health Care Providers. Principal Director and Proposal Author. Nevada Division of Public and Behavioral Health. \$56,812. 02/01/15-01/31/16.

TEACHING

COURSES TAUGHT

University of Nevada, Las Vegas School of Nursing

NURS 350 Population Focused Nursing in the Community

Duquesne University

GPNG 505 Methods of Nursing Research
GPNG 506 Practicum in Nursing Research

University of Washington School of Nursing, Seattle

NURS 410 Legal and Ethical Issues in Clinical Practice (TA)
NMETH 520 Scholarly Inquiry for Nursing Practice (TA)
NURS 522 Legal and Ethical Issues in Advanced Clinical Practice (TA)

NURS 561 Professional Issues for Nurse Practitioners (TA)

University of Tennessee Health Science Center College of Medicine, Memphis

Dept. of Pediatrics Community Faculty - medical forensic rotation (public health/violence).

Dept. of Family Practice Community Faculty - medical forensic rotation (public health/violence).

Dept. of Continuing Education: Preceptor for Sexual Assault Response Internship

STUDENT MENTORING

University of Nevada, Las Vegas

1. Axenya Kachen, MPH Program, (2018)
2. Casey Ballinger, faculty advisor for MSN (FNP) Program (2017 – present)
3. Jane Rodriguez, faculty advisor for MSN (FNP) Program (2017 – present)
4. BSN faculty advisor (12 students) (2017 – present)

SERVICE:

UNIVERSITY

Summer 2017 – present	Advocacy, Support, Education, Response Team Against Sexual Violence (ASERTAV).
Fall 2017 – present	Student Conduct Hearing Board

SCHOOL/DEPARTMENT

University of Nevada, Las Vegas

Spring 2018 – present	Special Re-assignment for SON Department of Education Compliance Project
Fall 2017 – present	Member, School of Nursing Scholarship Affairs Committee.
Fall 2017	Petition Reviewer for Student Affairs Committee
Fall 2017	Member, PhD Task Force: Dissertation Manuscript Option
Summer 2017	Petition Reviewer for Student Affairs Committee
Summer 2017	Member, PhD Task Force: Multiple Article Dissertation Policy and Procedures.

University of Washington, Seattle

2007-08	School of Nursing Senator, Graduate and Professional Student Senate
2006-09	PhD Student Representative, School of Nursing PhD Curriculum Committee
2006-09	PhD Student Representative, School of Nursing Governing Council

University of Arkansas for Medical Sciences

2000	Participant, Nurses in Washington Internship
1999-00	Member, College of Nursing Education Curriculum Committee
1999	Facilitator, Professionalism in Nursing Round Table
1998-00	Member, College of Nursing Honor Council

PROFESSIONAL ORGANIZATIONS

2017-present	Violence Expert Panel, American Academy of Nursing
2017-present	Ethics Expert Panel, American Academy of Nursing
2017-present	Nursing Affinity Group, American Society for Bioethics and Humanities
2016-17	Secretary, AAFS Academy Standard Board Patterned Injury Analysis Consensus Body
2013-15	Chair, International Association of Forensic Nurses Scope & Standards of Practice Task Force
2011-12	Chair, International Association of Forensic Nurses By-Laws Committee
2009-11	Ethics Committee Member, International Association of Forensic Nurses
2006	Chair, International Association of Forensic Nurses Ethics Committee
2002-06	Member, Tennessee Nurses Association Council of Forensic Nurses
2002-04	Chair, International Association of Forensic Nurses Nominations Committee
2001-03	Regional Representative, International Association of Forensic Nurses
2000-01	Member, Arkansas Nurses Association Forensic Council
1998-99	Board of Directors, National Student Nurses Association
1998-99	Board of Directors, Arkansas Student Nurses Association

INTERNATIONAL/NATIONAL/STATE/LOCAL

2018-present	Executive Steering Committee Member, National Institute of Standards and Technology (NIST)/National Institute of Justice (NIJ) Evidence Management Project.
2018	Host and Speaker, World Affairs Council of Las Vegas, International Visitors Leadership Program: Ukraine.
2017	Host and Speaker, World Affairs Council of Las Vegas, International Visitors Leadership Program: Thailand.
2017	Host and Speaker, World Affairs Council of Las Vegas, International Visitors Leadership Program: Canada.
2016-17	Member, Nevada Crisis Standards of Care Ethics/Legal Workgroup
2015-16	Chair Evidence Collection Sub-Committee and subject matter expert, Department of Justice Sexual Assault Forensic Evidence Reporting (SAFER) Act Working Group for the development of the <i>National Best Practices for Sexual Assault Kits: A Multidisciplinary Approach</i>
2015-present	Clinical Forensic Subject Matter Expert and Member, Nevada Sexual Assault Kit Backlog Workgroup
2015-present	Member, Nevada Network Against Domestic Violence Healthcare Leadership Team
2015-present	Subject Matter Expert and Sub-Committee Co-Chair, Office of the Attorney General Sexual Assault Protocol Working Group

2015	Workgroup member and subject matter expert, Office if Violence Against Women/International Association of Forensic Nurses development of A <i>National Protocol for Sexual Abuse Medical Forensic Examinations: Pediatric</i>
2014-present	Volunteer Clinician, Medical Reserve Corps, Southern Nevada Health District
2014-present	Member, Southern NV Human Trafficking Taskforce
2014-17	Member at Large, Southern NV Child Death Review Team
2014-16	Member, Clark County NV Domestic Violence Fatality Review Team
2014	Participant, RTI International: SANE/SART Knowledge Transfer Practitioner Meeting (invitation only event)
2014	Participant, NV Office of the Attorney General Human Trafficking Summit (invitation only event)
2014	Participant, Assembly of Forensic Nursing Practitioners and Graduate Educators (invitation only event)
2013-17	Board Certification Portfolio Appraiser, American Nurses Credentialing Center
2011-15	Subject Matter Expert, Office of Justice Programs Peer Review Database
2011-14	Volunteer APRN Clinician, HealthRight International Human Rights Clinic
2010-13	Forensic Medical Partner, Internet Crimes against Children Task Force
2010-12	Forensic Medical Partner, Commercially Sexually Exploited Children Task Force
2010-12	Steering Committee Member, Regional Community Response to Commercially Sexually Exploited Children
2010	Task Force Representative, Department of Justice National Conference on Human Trafficking
2010	Website Pilot Test, Dept. of Homeland Security Blue Campaign
2006-12	Member, Washington Advisory Committee on Trafficking
2005-06	Member, Tennessee Coalition Against Domestic Violence
2005	Advisory Board Member, Shelby County Syphilis Coalition
2004-06	Forensic Medical Expert, Memphis/Shelby County Child Protection Investigative Team
2001	Member, Adolescent Sex Offender Treatment Advisory Board
2001	Sexual Assault Response Team Advisor, Catholic Health Initiatives Advisory Board

MANUSCRIPT REVIEWER

2016-present	<i>Journal of Nursing Scholarship</i>
2015-present	<i>Journal of Human Trafficking</i>
2013-15	<i>Journal of Injury and Violence Research</i>

BOOK, POSTER, CONFERENCE ABSTRACT REVIEWER

2017	2018 Western Institute of Nursing Conference, Abstract Reviewer
2014	19 th National Conference on Child Abuse and Neglect, Abstract Reviewer
2014	Nursing Approach to the Evaluation of Child Maltreatment, Reviewer
2012	End Violence Against Women International, Poster Reviewer

PROFESSIONAL MEMBERSHIPS

2017-present, 2008-09	Western Institute of Nursing
2017-present	National League for Nursing
2016-present	American Public Health Association
2016-2018	Nevada Organization of Nurse Leaders
2014-present	Nevada Advanced Practice Nurses Association
2013-present	Nevada Nurses Association
2012-present	American Nurses Association
2010-present	American Society for Bioethics and Humanities
2000-present	International Association of Forensic Nurses
2000-present	Sigma Theta Tau International Nursing Honor Society
2007-09	Council for Advancement of Nursing
2006-07	American Geriatric Society
2002-04	American College of Nurse Practitioners
2002-04	American Academy of Nurse Practitioners
2001-07	Tennessee Nurses Association
1998-07	American Nurses Association
1998-02	Arkansas Nurses Association

Steven B. Wolfson

1 **MOT**
2 **STEVEN B. WOLFSON**
3 **Clark County District Attorney**
4 **Nevada Bar #001565**
5 **JAMES R. SWEETIN**
6 **Chief Deputy District Attorney**
7 **Nevada Bar #005144**
8 **MARY KAY HOLTHUS**
9 **Chief Deputy District Attorney**
10 **Nevada Bar #003814**
11 **200 Lewis Avenue**
12 **Las Vegas, Nevada 89155-2212**
13 **(702) 671-2500**
14 **Attorney for Plaintiff**

9 **DISTRICT COURT**
10 **CLARK COUNTY, NEVADA**

11 **THE STATE OF NEVADA,**

12 **Plaintiff,**

13 **-vs-**

CASE NO: C-15-311453-1

14 **CHRISTOPHER SENA,**
15 **#0779849**

DEPT NO: XIX

16 **Defendant.**

17 **STATE'S MOTION FOR CLARIFICATION AND SUPPLEMENT TO PRIOR**
18 **MOTION IN LIMINE TO PRESENT THE COMPLETE STORY OF THE CRIME**
19 **AND MOTION TO ADMIT EVIDENCE OF OTHER SEXUAL CRIMES AND/OR**
20 **EVIDENCE OF OTHER CRIMES, WRONGS OR ACTS**

21 **DATE OF HEARING: AUGUST 27, 2018**
22 **TIME OF HEARING: 8:30 AM**

23 **YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE** that the State of
24 Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through JAMES R.
25 SWEETIN, Chief Deputy District Attorney, and MARY KAY HOLTHUS, Chief Deputy
26 District Attorney, will bring a Motion for Clarification and Supplement to Prior Motion in
27 Limine to Present the Complete Story of the Crime and Motion to Admit Evidence of Other
28 Sexual Crimes and/or Evidence of Other Crimes, Wrongs, or Acts, before the above entitled
Court on the 27 day of AUGUST, 2018, at the hour of 8:30 o'clock AM, or as soon
thereafter as counsel may be heard.

POINTS AND AUTHORITIES

I. STATEMENT OF FACTS RELATED TO THE CHARGED INCIDENTS

Defendant, CHRISTOPHER SENA, is charged by way of Criminal Information with the crimes of CONSPIRACY TO COMMIT SEXUAL ASSAULT (Category B Felony - NRS 200.364, 200.366, 199.480), SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE (Category A Felony - NRS 200.364, 200.366), LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (Category A Felony - NRS 201.230), SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE (Category A Felony - NRS 200.364, 200.), INCEST (Category A Felony - NRS 201.180), OPEN OR GROSS LEWDNESS (Category D Felony - NRS 201.210), SEXUAL ASSAULT (Category A Felony - NRS 200.364, 200.366), PREVENTING OR DISSUADING WITNESS OR VICTIM FROM REPORTING CRIME OR COMMENCING PROSECUTION (Category D Felony - NRS 199.305), CHILD ABUSE AND NEGLECT, SEXUAL ABUSE OR EXPLOITATION (Category A Felony - NRS 200.508(1)), POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD (Category B Felony - NRS 200.700, 200.730), USE OF MINOR IN PRODUCING PORNOGRAPHY (Category A Felony - NRS 200.700, 200.710.1, 200.750) and USE OF MINOR UNDER THE AGE OF 14 IN PRODUCING PORNOGRAPHY (Category A Felony - NRS 200.700, 200.710.1, 200.750).

The Co-Defendant's in this case are DEBORAH SENA and TERRIE SENA. The crimes occurred on or between May 22, 2001 and June 30, 2014. The victims are A.S., T.S., B.S., R.S., E.C., I.G., T.G., and M.C.

A preliminary hearing commenced in this matter on August 27, 2015 and was concluded after four separate days of testimony on September 18, 2015.

The Preliminary Hearing Testimony of Terrie Sena

On August 27, 2015, Terri Sena testified that she was familiar with Defendant because he is her ex-husband and they were married from September 1990 to August 1997. Terrie Sena testified that she was familiar with the residence located at 6012 Yellowstone Avenue, Las Vegas, Clark County, Nevada, in that she lived there for fifteen (15) years, from 1998

1 through 2013; and, from January 2014 until June 2014. PHT, Vol. I, pp. 13-14. Terrie Sena
2 testified that over the period of time that she lived at the residence, she lived there with
3 Defendant and his wife, Deborah Sena, Terrie's biological daughter with Defendant, A.S.,
4 Terrie's biological son with Defendant, T.S., Terrie's step-son, B.S., who is the biological son
5 of Defendant and Deborah Sena; and, R.S., Terrie Sena's biological son with another man.
6 PHT, Vol. I, pp. 14-16. While living at the residence, Terrie's younger sister, M.C., and her
7 niece, M.C.'s daughter, E.C., occasionally visited her at the Yellowstone address. Terrie Sena
8 testified that her other sister, K.G., also had occasion to visit the residence. PHT, Vol I., pp.
9 17-18.

10 Terrie Sena testified that she had been charged with things that happened at the
11 Yellowstone address. Terrie Sena testified that those charges were resolved when she agreed
12 to plead guilty to one count of sexual assault; and, agreed to a sentence of ten years to life in
13 prison, as well as to testify truthfully in the court proceeding. PHT, Vol. I, pp. 18-20. Terrie
14 Sena testified that she was, in fact, sentenced to 10 years to life in prison. PHT, Vol. I, p. 21.

15 Terrie Sena testified that while she was living at the Yellowstone residence, she became
16 aware that sexual acts were being committed. Terrie Sena testified that when her sister, M.C.,
17 would visit from time to time, when M.C. was 15 and 16 years of age. During that time, naked
18 pictures of M.C. were taken by Defendant. PHT, Vol. I, p. 22. Terrie observed State's
19 proposed Exhibits 13-22 and recognized them as photos of her and M.C., naked together, with
20 most of them being photos of M.C. PHT, Vol I, pp. 23-24. Terrie testified that some of the
21 photos were taken in the office of her house, while others were taken in M.C.'s bedroom, at
22 her parent's house, located at 2012 Tonopah, North Las Vegas, Clark County. Nevada. PHT,
23 Vol. I, p. 24. Terrie Sena testified that Defendant took the photographs of her and M.C. PHT,
24 Vol. I, p. 27.

25 Terrie testified that her niece, T.G., also came to the residence to visit, when T.G. was
26 sixteen years of age. Terrie testified that T.G. had come over to have her hair dyed. Terrie
27 Sena further testified that she dyed T.G.'s hair. After washing T.G.'s hair, T.G. went to take
28 a shower and Defendant filmed T.G. taking a shower. Defendant would get on a step stool and

1 hold the camcorder into the bathroom where the shower was. Terrie Sena testified that while
2 Defendant was recording T.G. in the shower, T.G. would have not been able to see him.
3 (COUNTS 118 AND 119) PHT, Vol. I, pp. 28-29. Terrie Sena testified that she was giving
4 Defendant oral sex while Defendant was filming T.G. in the shower. Terrie Sena viewed
5 State's proposed Exhibits "5", "8", and "9", and indicated that they were still photos of the
6 video that Defendant made of T.G. in the shower. PHT, Vol. I, p. 30.

7 Terrie Sena testified that her niece, E.C., also came to the residence to visit. Terrie
8 testified that when E.C. visited she had gotten lice at school. All of the kids' hair had to be
9 washed as a result and Terrie Sena took E.C. to the bathroom in the office area to wash her
10 hair. E.C. took a shower and while that occurred, Defendant got the camcorder and recorded
11 E.C. taking a shower, while standing on stool with the camera focused down. (COUNTS 115
12 AND 116). Terrie Sena viewed State's proposed Exhibit "6" and identified it as a picture from
13 the video that Defendant took of E.C. taking a shower. PHT, Vol. I, pp. 30-32

14 Terrie Sena testified that she also observed filming of R.S. Defendant told Terrie Sena
15 to go and get R.S. from the front of the house and bring him to the office. When Terrie Sena
16 got back to the office with R.S., she noticed the red light blinking on the computer. Defendant
17 had her unbuckle R.S.'s pants and take them off, before Terrie Sena gave R.S. oral sex. While
18 Terrie Sena was performing oral sex on R.S., Defendant was sitting at his computer
19 masturbating. Defendant then approached Terrie Sena and had her perform oral sex on him.
20 After Terrie Sena performed oral sex on Defendant, he instructed her to remove the rest of
21 R.S.'s clothes and had R.S. remove Terrie Sena's top off, at which time he instructed R.S. to
22 put his penis in Terrie Sena's vaginal opening. PHT, Vol. I, pp. 33-35.

23 Terrie Sena testified that she had sexual contact two other times in the presence of
24 Defendant. One in the master bedroom and a second incident in the office. During the incident
25 in the master bedroom of the residence Defendant had Terrie Sena lay on the bed with R.S.,
26 undress R.S. and then undress herself. Terrie Sena got on top of R.S. so that his penis
27 penetrated her vaginal opening. Defendant got behind Terrie Sena and engaged in having anal
28 sex with her. PHT, Vol. I, pp. 35-36. Terrie Sena viewed State's proposed Exhibit "7" and

1 indicated that it was a picture of the master bedroom with R.S. laying on the bed while Terrie
2 Sena is getting undressed beside him. At the time the three incidents occurred, R.S. was 14
3 years of age. PHT, Vol. I, p. 38. Terrie Sena testified that the first incident that occurred in the
4 office happened sometime during the fall of 2012. The incident in the bedroom occurred when
5 R.S. was a freshman in high school and 14 years of age. PHT, Vol. I, p. 41-42. Terrie Sena
6 testified that R.S. was born on June 14, 1988 and that he was 14 years of age in 2012. Terrie
7 Sena stated that the incident in the office and the one in the bedroom occurred over a three
8 week period of time, from what she recollected. PHT. Vol. I, pp. 42-43.

9 The third incident occurred in the office. Defendant had Terrie Sena bring R.S. into the
10 office, un-belt R.S.'s pants, and place his penis in her mouth. R.S. then placed his penis in
11 Terrie Sena's vagina, while she was lying flat on her back. The red light was on the computer
12 when the incident occurred which indicated that Defendant was filming it. The last incident
13 occurred in 2014, just before Terrie Sena left the residence. PHT, Vol. I, pp. 44-45.

14 Besides the sexual contact she had with R.S., Terrie Sena also had sexual contact with
15 B.S. Terrie Sena described an incident where she brought B.S. into the office, from the house,
16 and performed oral sex on him. Terrie Sena removed B.S.'s clothes, as well as her own, at
17 which time Defendant told B.S. to touch Terrie Sena's breast and to insert his penis into her
18 vagina as she lay flat on her back. That incident occurred in December 2012. A second
19 incident occurred a month later, in January 2013. During that incident, Defendant had B.S.
20 touch Terrie's breasts with his hands. Terrie put B.S.'s penis in her mouth, and B.S. inserted
21 his penis into Terrie's vagina, while she lay flat on her back, which was recorded by the
22 Defendant. (COUNTS 79 – 85) PHT, Vol. I, pp. 45-48.

23 Terrie Sena described an incident that occurred with A.S., in the living room of the
24 house. Terrie Sena was in the living room with Defendant and A.S. Defendant had A.S. lean
25 over the ottoman and Defendant penetrated A.S.'s anus with his penis (COUNT 52), while
26 A.S. was touching Terrie Sena's breasts. PHT, Vol. I, pp. 48-49. A.S. was 17 years of age and
27 a senior in High School when the incident occurred. PHT, Vol. I, p. 52.

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1 Terrie Sena testified that the first time something sexual happened in the household
2 with R.S. he was five years of age. During that incident, Defendant had Terrie Sena and
3 Deborah Sena bring R.S. and B.S. into the master bedroom. Defendant had Terrie Sena
4 undress B.S. and had Deborah Sena undress R.S., at which time Terrie Sena performed fellatio
5 on B.S. and Deborah Sena performed fellatio on R.S. Defendant was standing on the side of
6 the bed when the incident occurred. Terrie Sena was not aware of whether that incident was
7 recorded or not. PHT, Vol. I, pp. 52-53.

8 **The Preliminary Hearing Testimony of M.C.**

9 On August 27, 2015, M.C. testified that she has four sisters and one brother. M.C.
10 testified that her brother's name is Jerry Clark and that he is older than her. M.C. testified that
11 she was 34 years of age and her birthday is May 16, 1981. M.C. testified that she has three
12 sisters, but she is the baby of the family. M.C. testified that the next oldest sister is Terrie
13 Sena whose date of birth is October 26, 1970; then, Kimberly Gresham, whose date of birth is
14 April 29, 1964; then Mary Jo, age 51; and, Cheryl. PHT, Vol. I, pp. 136-137.

15 M.C. testified that she has one child, E.C., age 14, date of birth December 21, 2000.
16 M.C. testified that Terrie Sena has three children, A.S., T.S., and R.S. M.C. testified that
17 Kimberly Gresham has two children, Roy and T.G., age 18. PHT, Vol. I, pp. 138-139. M.C.
18 testified that Defendant was married to her sister, Terrie Sena. M.C. testified that she was
19 eight years of age when she first met Defendant and that her sister, Terrie, as eighteen. M.C.
20 testified that she spent time with Defendant and Terrie. PHT, Vol. I, p. 140.

21 M.C. was shown pictures of State's proposed Exhibits 13 through 22 and she identified
22 herself in those pictures. Each of the exhibits were photos of M.C. in the nude and/or in
23 sexually oriented positions. In State's proposed Exhibit "13", M.C. testified that she was 16.
24 M.C. testified that she believed Defendant took that picture as he was the only person in the
25 room with her. PHT, Vol. I, p. 142. M.C. testified that State's proposed Exhibit "14" was
26 taken when she was younger than 16. M.C. testified that she could not remember who took
27 the picture. M.C. testified that she was naked in the picture and that Defendant was the only
28 person who ever took pictures of her naked. (Count 120) PHT, Vol. I, pp. 141-144. State's

1 proposed Exhibit "15" was taken the same day as State's proposed Exhibit "14". M.C. was
2 15 years of age and the picture was also taken by Defendant. (Count 121) State's proposed
3 Exhibit "16" was also taken that same day and showed a dildo being put into M.C.'s mouth,
4 which was given to her by Defendant. (Count 122) PHT, Vol. I, pp. 144-145.

5 State's proposed Exhibit "17" was taken when M.C. was 16 years of age. Defendant is
6 in the picture which shows M.C. putting his penis in her mouth, while Terrie Sena took the
7 picture. PHT, Vol. I, p. 145. M.C. testified that State's Exhibit "17" was taken when she was
8 16 years of age. Terrie Sena is in the picture and appears to be pregnant. M.C. testified that
9 Terrie Sena was pregnant with R.S., who was born on June 14, 1999. M.C. testified the picture
10 was taken before June 1999, by Defendant. PHT, Vol. I, p. 146.

11 M.C. testified that State's proposed Exhibit "19" showed her at the trailer on
12 Yellowstone, when she was approximately 16 years of age. State's proposed Exhibit "20"
13 showed M.C. with her sister, Terrie Sena, when M.C. was 16 years of age. M.C. testified that
14 Defendant took the picture and directed what they were doing in the picture. PHT, Vol. I, p.
15 147. In State's proposed Exhibit "21" M.C. was 15 year old and a sophomore. The picture was
16 taken at her old residence by Defendant. (Count 123) In State's proposed Exhibit "22" M.C.
17 was 15 years of age, holding a dildo up to her anal area, which she was directed to do by
18 Defendant. (Count 124) PHT, Vol. I, pp. 148-149. M.C. testified that it was Defendant's idea
19 to take the pictures and it was not something she wanted to do. PHT, Vol. I, p. 150.

20 On re-direct, M.C. clarified that in State's proposed Exhibit's 14, 15, 16, 21, and 22,
21 were taken when she was 15 years of age. PHT, Vol. I, p. 188.

22 When interviewed by the police on approximately December 1, 2014, M.C. disclosed
23 specific incidents in which she was sexual abused by Defendant when she was young.

24 She first recalled when she was ten (10) or eleven (11) years of age, she visited
25 Defendant and TERRIE SENA at their apartment in Las Vegas. At that same time, while
26 visiting such apartment, TERRIE SENA told M.C. to go into the master bedroom and speak
27 with Defendant who was waiting for her. Upon entering the bedroom, Defendant was sitting
28 inside the closet in a pair of shorts. Defendant told M.C. he wanted to have a special bond

1 with her that should only be between them. Defendant then exposed his penis to M.C. and
2 told her to touch it which she did. Defendant then told her that since he showed her his penis
3 that she had to show him something. M.C. subsequently removed her shirt and exposed her
4 breasts. Defendant fondled her breasts after which he allowed M.C. to leave the room.

5 On another occasion when M.C. was approximately fifteen (15) or sixteen (16) years
6 of age, in the same apartment, Defendant and M.C. were alone in the living room while
7 watching a movie. Defendant told M.C. that if she loved him she would have anal sex with
8 him. Defendant removed his pants, put M.C. on her stomach, and had anal intercourse with
9 M.C. until he ejaculated on her back. M.C. remembered the penetration hurting and that she
10 asked Defendant to stop but he didn't until he ejaculated.

11 Also while M.C. was approximately fifteen (15) or sixteen (16) years of age, in the
12 same apartment, Defendant indicated to M.C. that he would stop having sexual intercourse
13 with M.C. and move onto another hobby. Defendant indicated he would need to have sexual
14 intercourse with her on one last time. Defendant pushed her against the wall with the front of
15 her body facing the wall and her standing up. Defendant proceeded to have anal intercourse
16 with M.C. M.C. remembers that Defendant ejaculated in a towel and her anus bled after the
17 incident.

18 **The Preliminary Hearing Testimony of Det. William Karau and Recorded Statement**
19 **Taken from DEBORAH SENA by Detective Karau**

20 Detective Karau testified that he was employed with the Las Vegas Metropolitan Police
21 Department and had been for 15 years in January. Detective Karau testified that he was
22 assigned to the Juvenile Sexual Abuse section for five years and a few months. On September
23 18, 2014, Detective Karau had occasion to assist in a search warrant at the residence of 6012
24 Yellowstone, Las Vegas, Clark County, Nevada. Detective Karau's role was to assist in
25 keeping an eye on the residence to see if anyone was coming or going from it. At the time
26 SWAT served the search warrant T.S. and Defendant were present at the residence. PHT, Vol.
27 I, pp. 191-192. During the execution of the search warrant they were looking for electronic
28 storage devices and computers, among other things. PHT, Vol. I, p. 193. Those items were

1 located in an office in the back of the property that had a bathroom and a kitchenette in it. The
2 items retrieved were sealed and booked into evidence and taken to the evidence vault. Among
3 the items seized and booked into evidence was No. 25, a Data Travel G3 Thumb drive. PHT,
4 Vol. I, pp. 193-194.

5 Approximately the day before the service of the referenced search warrant, Detective
6 Karau conducted a recorded interview with DEBORAH SENA. The interview was conducted
7 at the Southern Nevada Children's Assessment Center. Detective Karau and Detective
8 Madsen interviewed DEBORAH SENA and informed her that it was a casual information
9 gathering session. Detective Karau informed DEBORAH SENA that she would be walking
10 out the same door she came in, and she was leaving there when they were done. The interview
11 lasted approximately an hour.

12 During the course of the interview DEBORAH SENA showed no emotion and simply
13 answered questions being asked. Detective Karau testified at a previous hearing in
14 DEBORAH SENA's criminal case about his conversation with DEBORAH SENA. He
15 indicated that a few specific things stood out during the interview. First, the report stated that
16 DEBORAH SENA was forced to have sexual contact with B.S. and A.S., yet when she
17 described to the detectives what happened to B.S., DEBORAH SENA initially stated that she
18 and CHRISTOPHER SENA brought him in, but then corrected it by saying that
19 CHRISTOPHER SENA brought him in. Second, when she was asked if she was forced to do
20 anything with A.S., she initially said no, but a few minutes later told the detectives about a
21 sexual encounter with her, CHRISTOPHER SENA, and A.S. Third, when asked if she was in
22 fear during that incident, DEBORAH SENA stated that she felt "weird."

23 DEBORAH SENA told detectives that she was married to CHRISTOPHER SENA for
24 16 years and that B.S. was their biological child. DEBORAH SENA also referred to A.S. as
25 her daughter, and to T.S. as her step-son. She described that in the years preceding the
26 interview she had worked for Cox Communications for 16 years; and, that she supported the
27 family for the last 14 years, because CHRISTOPHER SENA was not working that much.

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1 DEBORAH SENA told detectives that when B.S. was three years old
2 CHRISTOPHER SENA told her that she was going to teach B.S. how to have sex with a
3 woman, so she was lying on her back and put B.S. on top of her. DEBORAH SENA
4 stated that CHRISTOPHER SENA was giving instructions on what to do and was trying
5 to manipulate B.S.'s penis into DEBORAH SENA'S vagina. DEBORAH SENA stated
6 that the incident had been recorded somehow. When asked what led up to the incident,
7 she told detectives that she had been in an argument with CHRISTOPHER SENA and he told
8 her that he wanted her to prove his love to her; and, made a comment that TERRIE SENA
9 loves her (sic) more, and if he loved her (sic) he would do those things. (sic). Detective Karau
10 clarified that CHRISTOPHER SENA told her that if she loved him, she would do those things.

11 DEBORAH SENA described that when B.S. was fourteen or fifteen years old B.S.
12 came into the bedroom and CHRISTOPHER SENA wanted her to have sex with him. B.S. got
13 on top of DEBORAH SENA and had sex with her. B.S. stated that during that incident he
14 mouthed the words "I'm sorry mom" or "I'm sorry". DEBORAH SENA indicated that there
15 was a hidden camera in the room and she viewed the video a few days later.

16 DEBORAH SENA told detectives that she participated in the second incident with B.S.
17 because CHRISTOPHER SENA would threaten her with the previous videos that were made
18 of sexual contact she had. DEBORAH SENA did not indicate that force or violence caused
19 her to do those particular acts.

20 DEBORAH SENA described engaging in sexual conduct with T.S., the first incident
21 occurring in the shower. They had been painting and CHRISTOPHER SENA instructed
22 DEBORAH SENA to get into the shower and help T.S. get paint off of his face, which she
23 did. DEBORAH SENA further stated that she performed oral sex on T.S. and bent over so
24 that T.S.'s penis went between her legs. DEBORAH SENA stated that the incident was
25 recorded by a Sony Handycam. DEBORAH SENA indicated that T.S. was fifteen or sixteen
26 years of age during that incident.

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EXHIBIT "1"

1 A few months later, CHRISTOPHER SENA and DEBORAH SENA got into an
2 argument at which time DEBORAH SENA told CHRISTOPHER SENA that she did not have
3 sex with T.S. in the shower. She further stated that CHRISTOPHER SENA told her that he
4 wanted her to have sex with T.S., at which time DEBORAH SENA had sex with T.S. in the
5 bedroom.

6 DEBORAH SENA also described having sex with A.S., when A.S. was 17 or 18.
7 DEBORAH SENA described that she was in the living room when CHRISTOPHER SENA
8 and A.S. came in naked. DEBORAH SENA and A.S. kissed each other, fondled each other,
9 and used sex toys, and then CHRISTOPHER SENA engaged in sex with both of them.
10 DEBORAH SENA did not indicate that force was used during that incident

11 DEBORAH SENA told detectives that she left the residence where the acts occurred in
12 June because CHRISTOPHER SENA was verbally abusive calling them lazy or fat asses.
13 According to Detective Karau, **DEBORAH SENA stated she called the police after**
14 **CHRISTOPHER SENA sent an email to her employer that was of DEBORAH SENA**
15 **naked with the family dog, looking like they were having sex.**

16 At approximately this same time, DEBORAH SEAN wrote a statement detailing the
17 events leading up to her leaving the residence. On or about September 15, 2014, DEBORAH
18 SENA wrote a statement in which she detailed a number of violent acts committed upon her
19 and other members of her family which caused members of the family to be fearful of not
20 listening to Defendant. Specifically, DEBORAH SENA indicated that Defendant made it
21 known that if anyone ever called the police on him that he could do quite a bit of damage
22 before the police arrived and that if he ever was put in jail he would eventually get out and
23 either kill or break the legs of the person who put him in jail. Defendant committed regular
24 acts of violence against DEBORAH SENA and family members when things were not done
25 as he wanted.

26 In approximately May 2014, DEBORAH SENA observed B.S. making a sandwich for
27 his sister, A.S. Defendant did not agree with a male making a sandwich for a female and
28 pushed B.S. up against the wall and balled his fist up and told B.S. not to try him. As a result,

1 B.S. walked away. As a result of this contact, B.S. talked to A.S. and indicated he was
2 contemplating suicide. It was after this conversation the B.S. and A.S. left the residence with
3 DEBORAH SENA.

4 **The Preliminary Hearing Testimony of Det. Vince Ramirez**

5 Vince Ramirez testified that he was employed by the Las Vegas Metropolitan Police
6 Department and had been so employed for 20 years. Detective Ramirez testified that he was
7 currently assigned to Internet Crimes against Children Division and had been since 2000. PHT,
8 Vol. I, pp. 211-212. Detective Ramirez testified that he had occasion to perform a forensic
9 review of certain items seized under LVMPD Event #1409151583. The item was previously
10 seized pursuant to a search warrant executed on Defendant's residence on or about September
11 18, 2014. PHT, Vol.1, pp. 191-195. Specifically, Detective Ramirez received a Data Traveler
12 G3 thumb drive booked as package 6, item No. 25. Detective Ramirez requested an
13 authorization to have that equipment released to take to the lab for a forensic examination.
14 Detective Ramirez testified that he obtained a warrant in order to perform the forensic
15 examination. PHT, Vol. I, p. 212.

16 Detective Ramirez testified that when an item is received for forensic examination a
17 digital copy is made and that copy is used for testing, so as not to touch any of the original
18 evidence. PHT, Vol. I, p. 214. In the course of the analysis, Detective Ramirez obtained 8
19 videos from the electronic storage disk. Those videos were deemed relevant in this case based
20 upon the individuals in the videos. Detective Ramirez testified that the main subject matters
21 in the videos was Defendant, Terrie Sena, Deborah Sena, T.S., B.S. and R.S., all of which
22 were of a sexual nature, involving fellatio and sexual intercourse. PHT, Vol. I, pp. 215-216.
23 The disk of the videos was marked as State's proposed Exhibit "16" and was admitted into
24 evidence. PHT, Vol. I, p. 217.

25 Exhibit 1, video No. 1 (COUNT 77, 78) was played in court and showed B.S. and
26 Deborah Sena engaged in sex acts. Defendant is in the video, partially, although not all of his
27 face and only part of his body can be seen. As the video begins, B.S. can be seen laying on
28 his back while Deborah Sena is performing oral sex (fellatio) on him. (COUNT 71) Deborah

1 Sena is then shown positioning herself on top of B.S. and she is inserting his penis into her
2 vagina. (COUNT 72, 73) Later, after a repositioning shown on the video, Defendant can be
3 seen and then Deborah Sena is shown positioned on her back and B.S. is inserting his penis
4 into her vagina, in a missionary position. PHT, Vol. I, pp. 218-220. (COUNT 74, 75) The
5 video then shows B.S. repositioned to the right side of Deborah Sena, while a male individual
6 is having sexual intercourse with her. The video shows Deborah Sena performing oral sex on
7 B.S., (COUNT 76) while Christopher Sena is engaging in sexual intercourse with Deborah
8 Sena. PHT, Vol. I, p. 220. A male voice can be heard on the video directing all of the actions
9 that are occurring, which Detective Ramirez believed to be Defendant based upon his body
10 type and the fact that the same voice can be heard instructing on all of the videos. PHT, Vol.
11 I, p. 221. State's proposed Exhibit "2" was a still photograph of B.S. and Deborah Sena from
12 the video that was viewed, and was admitted by the Court. PHT, Vol. I, p. 222.

13 Exhibit 1, video No. 2, (COUNT 69) depicts an individual without any clothes on
14 setting up the video camera. As he sits down he is identified as Defendant. Deborah Sena is
15 also in the video along with T.S. Deborah Sena is seen without clothing fondling her breasts
16 while performing oral sex on Defendant. Defendant gets up off the bed and bring back T.S.,
17 telling him to lie down on the bed. Deborah Sena performed oral sex on T.S. (COUNT 61 in
18 alternative to 62) while Defendant watched and masturbated. Deborah Sena can then be seen
19 laying on her back with T.S. inserting his penis into her vagina. (COUNT 63 in alternative
20 to 64) Defendant is pictured on the right side of the screen masturbating himself. The video
21 then shows T.S. laying down with Deborah Sena on top of him, helping him insert his penis
22 into her vagina. (COUNT 65 in alternative to 66) PHT, Vol. I, pp. 222-224. The video next
23 shows T.S. on his back with Deborah Sena performing oral sex on him (COUNT 67 in
24 alternative to 68) while Defendant is behind Deborah Sena engaging in sex with her. PHT,
25 Vol. I, p. 225. State's proposed Exhibit "3" was as still photo of T.S. right before he engaged
26 in the missionary position with Deborah Sena, which was admitted by the Court. PHT, Vol. I,
27 p. 226.

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1 State's Exhibit "1", Video No. 3, depicted someone setting up a camera and a shower
2 curtain of a standup shower comes into view. Defendant is seen in the video and then T.S.
3 and Deborah Sena are observed entering the shower, neither are wearing clothes. Deborah
4 Sena is observed wiping something off of T.S.'s face. Defendant can be seen walking to the
5 camera and repositioning it. PHT, Vol. I, pp. 226-227. **(COUNTS 55 AND 56)** Detective
6 Ramirez testified that State's proposed Exhibit "4" was a still picture of T.S. and Deborah
7 Sena in the shower, taken from Video No. 3, which was admitted by the Court. PHT, Vol. I,
8 p. 228. **(COUNT 59 AND 60)**

9 Detective Ramirez described Exhibit 1, Video No. 4 as being shot through a door, with
10 the person in the video being T.G., who is in the shower with no clothes on. **(COUNTS 118**
11 **AND 119)** The video then pans down and shows Defendant receiving oral sex. Detective
12 Ramirez believed the Defendant to be the recipient of the oral sex based upon hearing his voice
13 on the video which is similar in nature to all of the others. PHT, Vol. I, pp. 228-229

14 On August 28, 2015, Detective Ramirez continued his preliminary hearing testimony.
15 With regard to Exhibit 1, Video No. 5, Detective Ramirez testified that it depicts video being
16 shot through an opening and is an image of E.C., in the stand-up shower. **(COUNTS 115-116)**
17 State's proposed Exhibit "6" was identified as a picture of E.C. in the shower, from the video
18 he had just observed. The video was admitted in to evidence by the Court. PHT, Vol. II, pp.
19 8-10.

20 Exhibit 1, Video No. 6 **(COUNTS 99 AND 100)** depicted a bedroom seen in previous
21 videos as well as parts of the Defendant in the mirror while he is adjusting the video camera.
22 The video proceeds to show Terrie Sena removing R.S.'s clothes. In the video, Terrie directs
23 R.S. to lie on his back and she places his penis in her mouth. **(COUNT 95)** R.S. is observed
24 using his left hand to fondle Terrie Sena's breast. The video also depicts Terrie positioning
25 R.S.'s hand on her breasts, showing him to massage her breasts, while she masturbates him
26 with her left hand. PHT, Vol. II, pp. 10-11. The video goes on to show R.S. kissing Terrie
27 Sena on her right breast and Terrie Sena continues to orally copulate R.S. The video shows
28 Terrie Sena positioned on her back with R.S. positioned between her legs penetrating her

1 vagina with his penis. (COUNTS 96 AND 97) PHT, Vol. II, pp. 11-12. The video shows
2 both Terrie Sena and R.S. stop and appear to look back, after which point they reposition
3 themselves in the missionary position and it appear that R.S. is penetrating Terrie Sena with
4 his penis in her vagina while she massages R.S.'s buttocks. PHT, Vol. II, pp. 12-13. The video
5 continues and Defendant appears and can be seen masturbating. Defendant points to R.S. to
6 get on the right side of Terrie Sena and he positions himself behind Terrie Sena, where he
7 appears to penetrate her vagina or anus while she performs oral sex on R.S. (COUNT 98)
8 PHT, Vol. II, p. 13. A conversation is being had during the incident, involving Defendant;
9 however, Detective Ramirez was not able to make out what was being said. PHT, Vol. II, p.
10 14. Detective Ramirez identified a still photograph, taken from the video, of R.S. and Terrie
11 Sena as State's Exhibit "7" PHT, Vol. II, p. 14.

12 Detective Ramirez testified that Exhibit 1, Video No. 7 depicts T.G. in the shower,
13 similar to the previous shower scenes (COUNT 118 AND 119); and, identified State's Exhibit
14 No. "8" as a still photograph of T.G. from the video just viewed. PHT, Vol. II, p. 15. Detective
15 Ramirez testified that Exhibit 1, Video No. 8, depicts T.G. in the stand-up shower from the
16 previous video with the same angle filming; and, State's Exhibit "9" as a still photograph of
17 T.G., taken from the video. PHT, Vol. II, p. 16.

18 Detective Ramirez testified that other entries of evidentiary value came off the same
19 electronic storage device to include State's Exhibits 13 through 22 which he identified as being
20 images of M.C. and Terrie Sena. PHT, Vol. II, p. 17. State's proposed Exhibit "10" was
21 identified as a DVD containing images of the printed copies, to include stills of R.S. Terrie
22 Sena and Defendant. Those images were found to be relative to the investigation in that they
23 were a video that had been broken up into unallocated space, and contain images of Terrie
24 Sena, R.S. and Defendant engaging in sexual contact. PHT, Vol. II, pp. 18-19. Exhibit "10"
25 was admitted by the Court. (COUNTS 103 AND 104) PHT, Vol. II, p. 19.

26 Detective Ramirez identified frame number 0458 of Exhibit 10 as a room in the
27 residence labeled office. PHT, Vol. II, p. 20. Frame number 750 depicted R.S. sitting on a
28 stool, clothed, and other images of Terrie Sena. PHT, Vol. II, p. 21. Image number 1,000

1 depicts R.S. playing with his foot and Terrie Sena. PHT, Vol. II, p. 21. Image number 1328
2 depicts R.S. standing up and Terrie Sena knelt down and appearing to unbuckle R.S.'s shorts.
3 PHT, Vol. II, p. 21. Image number 1500 depicts R.S. removing his polo shirt, his shorts are
4 off and his penis is exposed. Terrie Sena is kneeling down holding a blue object of clothing
5 and is wearing her brassiere. PHT, Vol. II, p. 22. Image number 1640 depicts R.S. with his
6 shirt partially on and Terrie Sena has her mouth on R.S.'s penis, (COUNT 101) with her
7 brassiere off and her breasts exposed. PHT, Vol. II, p. 22. Frame number 4111 depicts R.S.
8 with his shirt partially on top. Terrie Sena has her mouth on R.S.'s penis and Defendant has
9 his pants partially down and is masturbating. PHT, Vol. II, p. 23. In the course of
10 viewing the frames Detective Ramirez was able to see Defendant's face and make a positive
11 I.D. Detective Ramirez explained that the video proceeds with still images of Terrie Sena's
12 mouth on Defendant's penis while she is holding R.S.'s penis and it goes back and forth with
13 the same sexual action, by Terrie Sena placing her mouth on R.S.'s penis. PHT, Vol. II, pp.
14 23-24. (Count 102) Detective Ramirez identified State's Exhibits 11 and 12 as follows:
15 Exhibit "11" depicts R.S. sitting in front of Defendant and Terrie Sena is standing to the left
16 of Defendant. Exhibit "12" depicts R.S. standing in front of Defendant, both still clothed, with
17 Terrie Sena is unbuckling the pants of R.S. PHT, Vol. II, p. 25.

18 **The Preliminary Hearing Testimony of E.C.**

19 E.C. testified that she was 14 years of age and in the ninth grade. E.C. further testified
20 that she lived with her mom, grandparents, cousin, two sisters, brother, and aunt. PHT, Vol.
21 II, p. 50. E.C. identified Defendant and indicated that he was her aunt's ex-husband. E.C.
22 testified that Defendant had been her uncle her entire life as far as she could remember and
23 she visited his residence at 6012 Yellowstone in North Las Vegas, Clark County, Nevada.
24 E.C. testified that she visited the residence more than one time and she began visiting when
25 she was 10 or 11 years of age, and in the fifth grade. PHT, Vol. II, p. 51. E.C. testified that
26 she went to Defendant's house almost every weekend to visit her aunt Terrie and her cousins,
27 R.S., A.S. and T.S. PHT, Vol. II, p. 52.

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1 E.C. testified that when she was 11 years old Defendant would touch her breasts and
2 vagina, underneath her clothes, by having her lift up her shirt and put her pants to her ankles,
3 while they were in the office. PHT, Vol. II, p. 53. E.C. testified that it happened more than
4 one time and Defendant would fondle her breasts with his hands and rub his hands over her
5 vagina. PHT, Vol. II, p. 55. E.C. testified that she went to Defendant's house nearly every
6 weekend from the ages of 11 to 12 or 13, from the third grade through the seventh grade. PHT,
7 Vol. II, p. 56. E.C. testified that Defendant would fondle her breasts and vagina a couple of
8 times during each weekend that she was there during the fifth grade when she was 11 years of
9 age. E.C. remembered Defendant touched her more than three times, as it became a routine.
10 PHT, Vol. II, p. 58-59. E.C. testified that her birthday is December 21, 2000. E.C. testified
11 that the last time something happened was before Deborah Sena left in 2014. PHT, Vol. II, p.
12 60. E.C. testified that she would expect Defendant to touch her when she went over there and
13 she got used to it happening. PHT, Vol. II, p. 62. E.C. testified that she remembered those
14 things happening in the fifth grade, sixth grade, seventh grade, and eighth grade. PHT, Vol II,
15 p. 64. (COUNTS 107-114).

16 E.C. testified that she took a shower at the residence a couple of times. Specifically,
17 E.C. recalled an incident when she had lice in her hair. E.C. was shown a picture of herself
18 that was taken of her in the shower, in the office. E.C. testified the picture was taken sometime
19 between the fifth and seventh grade. E.C. did not know that the picture was being taken. PHT,
20 Vol. II, pp. 65-66. (COUNTS 115 AND 116).

21 The Preliminary Hearing Testimony of T.G.

22 T.G. testified that she was 18 years of age and her date of birth is January 9, 1997. T.G.
23 testified that Terrie Sena is her aunt and her mother's sister. T.G. testified that her mom is
24 Kimberly Grisham and that M.C. is her aunt, and E.C. is her cousin. T.G. testified that she
25 grew up in Las Vegas. PHT, Vol. II, p. 86. While growing up, T.G. spent time with her aunt,
26 Terrie Sena, and visited her residence located at 6012 Yellowstone, Las Vegas, Clark County,
27 Nevada. T.G. was seven or eight years of age when she began visiting Terrie Sena at that
28 address. T.G. visited every weekend until she was 15 years age. T.G. stopped visiting because

1 she no long wanted to go over to the residence. T.G. testified that Defendant, Terrie Sena, and
2 Deborah Sena lived at the residence when she visited, as did her cousins, T.S., A.S., B.S. and
3 R.S. PHT, Vol. II, pp. 87-88.

4 T.G. testified that Defendant once showed her a picture of her aunt, M.C., giving him
5 oral sex. (COUNT 117) T.G. was in the office when he showed her the picture, which was a
6 separate building behind the residence, with computers, a T.V., a couch, a little kitchen, and a
7 bathroom. PHT, Vol. II, p. 89. T.G. testified that Defendant showed her the pictures on the
8 computer and that she was 11 or 12 when that occurred. T.G. testified that they were just
9 looking at pictures and Defendant showed her that one. T.G. testified that she did not really
10 say much to Defendant when he showed her the picture. PHT, Vol. II, pp. 90-91.

11 T.G. testified that she utilized the shower in the office from the time she was 7 until she
12 was 15. T.G. viewed State's Exhibits "5", "8", and "9" and identified herself in those photos.
13 T.G. testified that the photos depicted her in the shower, in the office. T.G. testified that she
14 had no idea that she was being photographed while showering. T.G. testified that she was 13
15 or 14 years of age in the photographs that were taken. (COUNTS 118 AND 119). PHT, Vol.
16 II, pp. 91-92. T.G. testified that she did not visit the residence or shower at the residence after
17 she turned 16. PHT, Vol. II, p. 93.

18 **The Preliminary Hearing Testimony of T.S.**

19 T.S. testified that he was 20 years of age and his birthday is December 2, 1994. T.S.
20 testified Defendant is his father and Terrie Sena is his biological mother. T.S. testified that
21 Deborah Sena is his stepmom; and, that he has a sister and two brothers. T.S. testified that
22 A.S. is the biological child of Defendant and Terrie Sena; R.S. is the biological child of Terrie
23 Sena; and, B.S. is the biological child of Defendant and Deborah Sena. PHT, Vol. II, pp. 107-
24 108.

25 T.S. testified that he had testified in a previous proceeding regarding sexual conduct
26 that was going on at the trailer located at 6012 Yellowstone. PHT, Vol. II, p. 108. During that
27 time, T.S., Defendant, Terrie Sena, Deborah Sena and the entire family lived there. T.S.
28

1 resided there from the time he was 5 until he moved out a month after he turned 18. PHT, Vol.
2 II, p. 109.

3 When T.S. was 14 or 15 years of age, he engaged in having sexual intercourse with
4 both of his parents, in the bedroom and in the shower. During the shower incident, he and
5 Deborah Sena had been painting and were dirty. Defendant told T.S. to get in the shower.
6 Deborah Sena was already in the shower, naked. T.S. thought the request was really weird
7 and did not want to do it. When T.S. got in the shower he and Deborah Sena began cleaning
8 each other at Defendant's instruction. (COUNTS 55 AND 56) Additionally, Deborah Sena
9 placed her mouth on T.S.'s penis and gave him a "blowjob". (COUNT 54). Deborah Sena
10 also bent over in the shower and T.S. placed his penis around her vaginal area, at Defendant's
11 instruction. T.S. stated that his penis did not go into the hole but did go between the lips of
12 Deborah's vaginal area. (COUNT 57 AND 58). PHT, Vol. II, pp. 110-114.

13 T.S. testified that the incident occurring in the bedroom also happened when he was
14 between the ages of 14 and 15, during the day. T.S. was called into the bedroom by Defendant.
15 When T.S. went into the bedroom Defendant was naked. Defendant told T.S. to remove his
16 clothes. Deborah Sena came into the bedroom and also got naked. T.S. inserted his penis
17 between the lips of Deborah Sena's vaginal area, while Defendant inserted his penis into
18 Deborah Sena's anal opening. T.S. testified that prior to such act but during the same incident
19 Deborah Sena placed his penis in her mouth. PHT, Vol. II, pp. 117-118. T.S. watched the
20 video of himself, Deborah Sena, and Defendant engaging in various sexual acts, in the
21 bedroom. T.S. testified that while he may not remember all of the details, the video speaks
22 for itself. T.S. was shown State's Exhibits "3" and "4" and identified Exhibit "3" as a
23 photograph of him in the shower with Deborah Sena and Exhibit "4" as a photograph of him
24 and Deborah Sena in the bedroom. PHT, Vol. II, pp. 121-122. (COUNT 61 in the alternative
25 to 62; COUNT 63 in the alternative to 64; COUNT 65 in the alternative to 66; COUNT
26 67 in the alternative to 68; and COUNT 69)

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The Preliminary Hearing Testimony of B.S.

B.S. testified that he was 17 years of age and his date of birth is August 13, 1998. B.S. further testified that he is a senior at Bonanza High School. B.S. testified that he lives with his sister, A.S., but he used to reside at the residence located at 6012 Yellowstone Avenue, North Las Vegas, Clark County, Nevada. B.S. lived at the Yellowstone address from 1998 until June of 2014. PHT, Vol. II, pp. 147-149. B.S. testified that he lived at the residence with his half-sister, A.S. and his half-brother, T.S., and R.S. B.S. testified that Defendant and Deborah Sena are his parents and they lived in residence, as did Terrie Sena. PHT, Vol. II, pp. 149-151. B.S. testified that when he was 14 years old he engaged in sex acts with Terrie Sena in the back office area. B.S. described the office area as having a computer, animae dolls, a kitchen, and a bathroom. B.S. testified that Defendant was present when he engaged in the sex acts with Terrie Sena. PHT, Vol. II, pp. 152.

B.S. testified that Defendant told him to pull down his pants and Terrie Sena gave him oral sex. (COUNT 79). B.S. testified that he put his penis in Terrie Sena's vagina. (COUNT 80) B.S. testified that Defendant stood and watched the entire thing and was trying to direct them. During the incident, Defendant also told B.S. to touch Terrie Sena's boobs with his hands. PHT, Vol. II, pp. 153-156. (COUNTS 81 AND 82).

B.S. testified that Defendant had him come to the back office to have sex with Terrie Sena and touch her breasts, twice. PHT, Vol. II, p. 156.

B.S. clarified that the first time he went to the back office his penis went into Terrie Sena's mouth; his penis went into Terrie Sena's vagina; and, he touched Terrie Sena's boobs, when he was 14 years of age. (COUNTS 79 – 82) PHT, Vol. II, p. 157.

B.S. testified that the second time something happened in the office he was still 14 years old and he had gone into the back office for something early in the morning. B.S. testified that he and Defendant and Terrie Sena were the only people in the office. B.S. testified that Defendant told him and Terrie Sena to have sex and directed them. On that occasion, B.S. put his penis in Terrie Sena's vagina. COUNT 83) B.S. provided specific testimony that he did, in fact, touch Terrie Sena's breasts each time he went to the office and

1 engaged in sexual acts with her, B.S. also testified that he may have touched Terrie Sena's
2 breasts on that occasion but he could not remember. (COUNTS 84-85) PHT, Vol. II, pp. 161-
3 162.

4 B.S. testified that he had sexual contact with Deborah Sena in the bedroom when he
5 was 14 years of age. B.S. was watching T.V. Defendant called B.S. outside to the pool where
6 Defendant was with Deborah Sena. Defendant and Deborah took off their clothes and began
7 having sex in the pool. B.S. tried to look away but Defendant told him to remove his clothing
8 and told B.S. to watch him and Deborah having sex. (COUNT 70) PHT, Vol. II, pp. 163-
9 164. After they left the pool and went back inside the house, Defendant brought B.S. into the
10 bedroom where he and Deborah Sena were. Defendant had B.S. strip and get onto the bed.
11 Defendant instructed Deborah to sit on B.S.'s "dick" which went inside Deborah Sena's
12 vagina. PHT, Vol. II, pp. 165-166. (COUNTS 72-73). B.S. then got on top of Deborah Sena
13 and put his dick back inside her vagina (COUNT 74-75). B.S. testified that before the sexual
14 intercourse occurred, Defendant told Deborah Sena to give B.S. a blow job and she placed his
15 penis in her mouth. (COUNT 71). PHT, Vol. II, pp. 166-168.

16 B.S. testified that he never told anyone about what had been happening in the house
17 due to death threats from the Defendant. Defendant told B.S. and other members of the
18 household that he would kill them if they told what was going on with anything. On cross
19 examination B.S. testified that he mentioned to the police something about [Defendant]
20 threatening to break his legs. PHT, Vol. II, pp. 168-170. (COUNT 86).

21 The Preliminary Hearing of A.S.

22 A.S. testified that she was 25 years of age and her birthday is May 22, 1990. A.S.
23 graduated from high school in early June 2008. A.S. testified that Defendant is her father;
24 Deborah Sena is her stepmother; and, Terrie Sena is her mother. A.S. testified that she had
25 three brothers, B.S., age 17; R.S., a half-brother, age 17; and, T.S., age 20. PHT, Vol. III, pp.
26 6-7. A.S. testified that when she was 11 years old she living at 6012 Yellowstone Avenue,
27 North Las Vegas, Clark County, Nevada, with Defendant, Deborah Sena, Terrie Sena, T.S.,
28 B.S., and R.S. PHT, Vol. III, p. 8. During that time, A.S. would come home from school and

1 Defendant would be there. Defendant would ask A.S. if she loved him and when she said yes,
2 he wanted her to show him that she loved him. Defendant asked A.S. to take her clothes off
3 and touched her breasts area. (COUNT 2) A.S. testified that Defendant rubbed her clit with
4 his fingers, between the lips of her vagina area. (COUNTS 3 AND 4) PHT, Vol. III, pp. 13-
5 14. Defendant told A.S. to get on the bed and removed his dick/penis from his jeans and began
6 rubbing it on the outside of A.S.'s pussy/vagina. (COUNT 5) Defendant instructed A.S. to
7 spread out a little and she was laying on her back on the bed with her legs hanging off the bed.
8 Defendant lifted her legs and spit on his hands, rubbing saliva on his dick/penis. Defendant
9 penetrated A.S.'s anus with his penis which hurt her. (COUNT 6 AND 7) A.S. told
10 Defendant that it hurt her and he told her "It's going to hurt but this is life." Defendant came
11 inside of A.S.'s anus and told her to get dressed because the moms would be home. PHT, Vol.
12 III, pp. 15-16.

13 Defendant had anal intercourse with A.S. frequently, from time she was 11 years in
14 May 2001 until 2009. A.S. testified that it normally happened when the moms were gone
15 during the weekdays, two or three times a week. A.S. testified that on a rare occasion
16 Defendant would go more than a week without doing it, but he never went more than one
17 month without doing it. In 2009, when A.S. was 19 years of age, it became less frequent.
18 PHT, Vol. III, pp. 17-18. A.S. testified that Defendant would do that to her in his room; in her
19 room; in the master bathroom; in the living room; and, in the boys' room. PHT, Vol. III, p.
20 19-20. (COUNTS 8, 9, 11, 12, 16, 17, 23, 28, 33, 38, 43).

21 A.S. testified that Defendant would rub his hands on her boobs, at least once a month,
22 when he was putting his penis in her. PHT, Vol. III, p. 21. (COUNT 10, 13, 18, 24, 29, 34,
23 39, 44) When A.S. was 14 years of age (May 22, 2004) Defendant began doing other things
24 to her. A.S. testified that she was taking a shower and Defendant came into the bathroom and
25 jumped into the shower with her. Defendant rubbed A.S.'s boobs and then told her to get up
26 against the wall. Defendant tried to put his penis in her anal opening but he inserted into her
27 vagina, taking her virginity. (PHT, Vol. III, p. 22. A.S. testified that Defendant put his penis
28 into her vagina on more than one occasion; and, that it happened every two weeks; never less

1 than once a month. Defendant would put his penis in A.S.'s vaginal opening in the living room;
2 in the boys' room; in the master bedroom; and, in A.S.'s room. PHT, Vol. III, pp. 23-24.
3 (COUNTS 21, 22, 26, 27, 31, 32, 36, 37, 41, 42).

4 A.S. testified that there were times that Defendant would put himself inside her vagina
5 and then he would put himself inside her anal opening. There was also times that he would
6 have anal sex one day and vaginal sex the other. PHT, Vol. III, p. 25. A.S. testified that
7 during that time there were days that Defendant would put his penis up against her boobs and
8 he would have her give him a blow job. A.S. was 12 years old the first time she gave Defendant
9 a blow job. A.S. gave Defendant blow jobs from the time she was 12 years old up to 2013.
10 A.S. would do this one or twice a month and some months not at all. A.S. would do this
11 mainly in the living room and the master bedroom. (COUNTS 14, 15, 19, 20, 25, 30, 35, 40,
12 45) A.S. was 23 years old in 2013. A.S. left the house in June 2013. The last time something
13 happened with Defendant was in January 2013. PHT, Vol. III, pp. 25-27.

14 When A.S. was 14 years of age, Defendant, Terrie Sena, and A.S. were in the
15 Defendant's back office. Terrie Sena gave Defendant a blow job, which A.S. described
16 Defendant's penis in Terrie Sena's mouth, while A.S. watched. Defendant inserted his penis
17 into A.S.'s anal opening, while Terrie Sena watched. (COUNT 52) PHT, Vol. III, pp. 29-31.

18 A.S. testified that when she was 17 to 18 years of age, during the last few months of
19 high school, before graduation, A.S. got home from school and Defendant brought Deborah
20 Sena out to where A.S. was. Defendant told A.S. to get naked and wanted her and Deborah
21 Sena play with each other's boobs and rub each other's clits. A.S. played with Deborah Sena's
22 clit and Deborah Sena rubbed the outside area of A.S.'s vagina. (COUNTS 48, 49) Defendant
23 had Deborah Sena get on top of A.S. Defendant inserted his penis into A.S.'s vagina while
24 Deborah was still on top of A.S. (COUNTS 46 AND 47) Defendant removed his penis and
25 put it in Deborah Sena's vagina or anus, while Deborah Sena was on top of A.S., with her
26 nipples touching A.S.'s chest. PHT, Vol. III, pp. 32-36. Defendant had Deborah Sena get on
27 her back and he placed a pillow under Deborah Sena's back before penetrating her again.
28 Defendant had A.S. play with herself so he could watch. A.S. touched the outside of her vagina

1 with her hand. (COUNT 51) PHT, Vol. III, p. 37. A.S. clarified that she touched Deborah
2 Sena's boobs (COUNT 50) and Deborah Sena touched her boobs; that Deborah Sena touched
3 the outside of A.S.'s pussy and A.S. touched Deborah Sena's clit. PHT, Vol. III, p. 38.

4 A.S. testified that she never told anybody in fear of what Defendant would do. A.S.
5 testified that Defendant would use threats and tell her that she was going to be taken away and
6 sent to Juvi. Defendant also told A.S. that she would do those things if she loved him. PHT,
7 Vol. III, pp. 40. (COUNT 53)

8 A.S. testified that between the ages of 11 and 14, Defendant engaged primarily in anal
9 intercourse with her. Additionally, without a doubt, Defendant engaged in vaginal and/or anal
10 intercourse with her at least once a year from the time she was 11 years of age until she was
11 23 years of age. Defendant also put his finger in A.S.'s pussy at least once a year throughout
12 that same time period. PHT, Vol. III, pp. 40-41.

13 **The Preliminary Hearing Testimony of R.S.**

14 R.S. testified that he was 17 years of age and his date of birth is June 14, 1998. R.S.
15 testified that he was a senior in high school and attends Sunset High School. R.S. testified
16 that he lives with his biological dad and had been living there since December 2014. R.S.
17 testified that his biological mother is Terrie Sena. PHT, Vol. IV, pp. 14-15. R.S. testified that
18 he lived at the residence located at 6012 Yellowstone Avenue, Las Vegas, Clark County
19 Nevada his entire life, until he moved out when he was 16 years old, back in June 2014. PHT,
20 Vol. III, pp. 15-16. When R.S. lived at the residence, he lived there with A.S., T.S., B.S.,
21 Deborah Sena, Defendant, and Terrie Sena. PHT, Vol. IV, pp. 17-29.

22 R.S. testified that when he was 12 and 13 years old, in the seventh or eighth grade,
23 Defendant sexually abused him. The abuse happened more than once and it happened in R.S.'s
24 room, Defendant's room, the office, and the living room. PHT, Vol. III, pp. 21-22. R.S.
25 testified that Defendant made him remove his clothes and he would touch R.S.'s behind where
26 poop comes out, with his dick. R.S. described an incident that occurred when he was 12 or 13,
27 in his bedroom, and Defendant came in and made R.S. remove his clothes, by yelling at him
28 and grabbing him. R.S. was afraid Defendant would come after him and hurt him if he did not

1 do what Defendant said. R.S. got onto the bedroom floor and laid flat on his stomach while
2 Defendant inserted his penis into R.S.'s anal opening. **(COUNT 87 AND 88)**. PHT, Vol. IV,
3 pp. 27-29. Another incident occurred in the Defendant's office, a separate building at the back
4 of the house, when R.S. was 14 or 15 years old. Defendant showed R.S. videos on his
5 computer. R.S. testified that the video was of Defendant and Terrie Sena having sex in the
6 back office. PHT, Vol. IV, pp. 29-31. **(COUNT 105)**

7 R.S. testified that when he was in junior high school, between 12 or 13 years of age, he
8 and Defendant were in the living room. R.S. had no pants or underwear on, nor did Defendant.
9 Defendant sat on the couch and had R.S. sit on his penis, inserting his penis into R.S.'s butt.
10 R.S. did not want to do that and Defendant forced him. **(COUNTS 89 AND 90)**. R.S. testified
11 that Defendant put his penis inside R.S.'s butt on three occasions when R.S. was in junior high
12 school and 12 or 13 years old; once in R.S.'s bedroom; once in the living room; and, once in
13 Defendant's room. **(COUNTS 91 AND 92)** PHT, Vol. IV, pp. 34-36.

14 R.S. testified that Defendant stopped his conduct for a little while when R.S. was 15
15 years of age. R.S. had no idea why it stopped at that time. PHT, Vol. IV, p. 36. R.S. testified
16 that when it started again he was still 15 years old and it went on until R.S. moved out of the
17 residence in June 2014. R.S. testified that it happened on two separate occasions, once in
18 Defendant's office and once in Defendant's room. The incident in the office occurred while
19 Defendant was sitting naked, on his computer chair, and R.S. sat on him and he inserted his
20 penis into R.S.'s butt. **(COUNT 93)**. The incident in Defendant's bedroom occurred with R.S.
21 laying on his stomach, on the bed, and Defendant inserting his penis into R.S.'s butt. **(COUNT**
22 **94)** PHT, Vol. IV, pp. 38-40.

23 R.S. testified that his mom, Terrie Sena, also engaged in sexually abusing him, on two
24 separate occasions. The incidents occurred in the office and in Defendant's room. The first
25 incident occurred in the bedroom prior to R.S. turning 16. R.S. went into the bedroom because
26 his mom was in there. Terrie Sena was talking to R.S. and began taking off his clothes.
27 Defendant was in the hallway and watching what was happening. Terrie Sena took all of
28 R.S.'s clothes off and Defendant told R.S. to lay on the bed, on his back. Terrie Sena removed

1 her clothes and began sucking on R.S.'s dick. PHT, Vol. IV, pp. 41-44. (COUNT 95).
2 Defendant instructed Terrie Sena to lay on her back and had R.S. get on top of her and insert
3 his dick into her private spot. (COUNTS 96 AND 97). PHT, Vol. IV, p. 45. Defendant had
4 R.S. get off of Terrie Sena and lay down on his back. Terrie Sena sucked R.S.'s dick while
5 Defendant got behind Terrie Sena. (COUNT 98). R.S. testified that he did not want to do any
6 of those things but he was forced to do it by Defendant. PHT, Vol. IV, p. 46.

7 When R.S. was 12 or 13, he went to Defendant's office so that Defendant could help
8 him with an ingrown toenail. Afterward, Defendant told R.S. to stand up and Terrie Sena
9 removed R.S.'s clothes from the waist down. Terrie Sena sucked on R.S.'s dick. Terrie Sena
10 alternated and began sucking on Defendant's dick and then sucked on R.S.'s dick PHT, Vol.
11 IV, pp. 48-50. (COUNTS 101 AND 102). R.S. testified that Defendant told him that if he
12 ever told somebody he and Terrie Sena would hate him and Defendant would make his life a
13 living hell. PHT, Vol. IV, p. 50. (COUNT 106).

14 **Recorded Statement Taken from Defendant by Detective Samples**

15 On or about the day a search warrant was served on Defendant's residence, September
16 18, 2014, Detective Samples made contact with Defendant. Defendant agreed to give a
17 recorded statement to Detective Samples.

18 In such statement, Defendant described sexual conduct between himself and A.S.
19 Defendant indicated that when A.S. was about twenty-two (22) years of age, he, DEBORAH
20 SENA, and A.S. got intoxicated and went into a bedroom. Defendant indicated that it was that
21 time that DEBORAH SENA placed Defendant's penis into the anus of A.S. and he proceeded
22 to have anal sex with her until he ejaculated in her anus. Defendant indicated he had sex with
23 A.S. on a second occasion in which he and A.S. had vaginal intercourse approximately nine
24 months previous to the interview. Defendant also described a time when he, A.S. and TERRIE
25 SENA has sexual intercourse inside his office. Defendant indicated he had vaginal intercourse
26 with both A.S. and TERRIE SENA on that occasion and ejaculated in the vagina of TERRIE
27 SENA.

28 ///

1 Defendant also described sexual conduct he observed involving B.S. Specifically,
2 Defendant indicated that, when B.S. was approximately three (3) years of age, he walked in
3 on Deborah "stroking" the penis of B.S. Defendant also indicated that when B.S. was
4 approximately fourteen (14) or fifteen (15) years of age, he watched B.S. and DEBORAH
5 SENA have sexual intercourse inside his bedroom.

6 **II. STATEMENT OF FACTS RELATED TO UNCHARGED CONDUCT**

7 **A. Uncharged Sexual Contact Committed Upon B.S. And R.S.**

8 DEBORAH SENA told detectives that when B.S. was three (3) years old
9 CHRISTOPHER SENA told her that she was going to teach B.S. how to have sex with a
10 woman, so she was lying on her back and put B.S. on top of her. DEBORAH SENA stated
11 that CHRISTOPHER SENA was giving instructions on what to do and was trying to
12 manipulate B.S.'s penis into DEBORAH SENA'S vagina. DEBORAH SENA stated that the
13 incident had been recorded somehow. When asked what led up to the incident, she told
14 detectives that she had been in an argument with CHRISTOPHER SENA and he told her that
15 he wanted her to prove her love to him; and, made a comment that TERRIE SENA loves him
16 more, and if he loved him she would do those things.

17 DEBORAH SENA told police that she reported the above referenced conduct as well
18 as other sexual conduct to the police, through her attorney, because she was being emotionally
19 blackmailed by Defendant. Specifically, she referenced blackmail information held by
20 Defendant to include her sexual conduct with B.S. when he was three (3) years of age, a photo
21 of her sexual contact with an animal as well as other pictures and videos the Defendant had
22 depicting DEBORAH SENA and B.S. in the nude and engaged in sexual conduct.

23 Defendant made reference the event involving sexual contact between a three (3) year
24 old B.S. and DEBORAH SENA during his conversation with police. Specifically, Defendant
25 indicated that, when B.S. was approximately three (3) years of age, he walked in on Deborah
26 "stroking" the erect penis of B.S. while she was nude.

27 ///

28 ///

1 TERRIE SENA has testified in a prior proceedings that the first time something sexual
2 happened in the household with R.S. he was five (5) years of age. During that incident,
3 Defendant had Terrie Sena and Deborah Sena bring R.S. and B.S. into the master bedroom.
4 Defendant had Terrie Sena undress B.S. and had Deborah Sena undress R.S., at which time
5 Terrie Sena performed fellatio on B.S. and Deborah Sena performed fellatio on R.S.
6 Defendant was standing on the side of the bed when the incident occurred. Terrie Sena did
7 was not aware of whether that incident was recorded or not.

8 **B. Uncharged Sexual Contact Committed Upon M.C. And Photos Taken Of**
9 **M.C. By Defendant Constituting Child Pornography**

10 When interviewed by the police on approximately December 1, 2014, M.C. disclosed
11 specific incidents in which she was sexual abused by Defendant when she was young. This
12 occurred in the course of Defendant taking most of the photos of M.C., which constitute child
13 pornography, for which he is currently charged.

14 She first recalled when she was ten (10) or eleven (11) years of age, she visited
15 Defendant and TERRIE SENA at their apartment in Las Vegas. At that same time, while
16 visiting such apartment, TERRIE SENA told M.C. to go into the master bedroom and speak
17 with Defendant who was waiting for her. Upon entering the bedroom, Defendant was sitting
18 inside the closet in a pair of shorts. Defendant told M.C. he wanted to have a special bond
19 with her that should only be between them. Defendant then exposed his penis to M.C. and
20 told her to touch it which she did. Defendant then told her that since he showed her his penis
21 that she had to show him something. M.C. subsequently removed her shirt and exposed her
22 breasts. Defendant fondled her breasts after which he allowed M.C. to leave the room.

23 On another occasion when M.C. was approximately fifteen (15) or sixteen (16) years
24 of age, in the same apartment, Defendant and M.C. were alone in the living room while
25 watching a movie. Defendant told M.C. that if she loved him she would have anal sex with
26 him. Defendant removed his pants, put M.C. on her stomach, and had anal intercourse with
27 M.C. until he ejaculated on her back. M.C. remembered the penetration hurting and that she
28 asked Defendant to stop but he didn't until he ejaculated.

1 Also while M.C. was approximately fifteen (15) or sixteen (16) years of age, in the
2 same apartment, Defendant indicated to M.C. that he would stop having sexual intercourse
3 with M.C. and move onto another hobby. Defendant indicated he would need to have sexual
4 intercourse with her on one last time. Defendant pushed her against the wall with the front of
5 her body facing the wall and her standing up. Defendant proceeded to have anal intercourse
6 with M.C. M.C. remembers that Defendant ejaculated in a towel and her anus bled after the
7 incident.

8 **C. Uncharged Acts Of Violence Committed Upon Debra Sena And/Or A.S.**
9 **And/Or B.S. And/Or T.S. And/Or R.S.**

10 On or about September 15, 2014, DEBORAH SENA wrote a statement in which she
11 described a number of violent acts committed upon her and other members of her family living
12 in the family residence which caused members of the family to be fearful of not listening to
13 Defendant. Specifically, DEBORAH SENA indicated that Defendant made it known that if
14 anyone ever called the police on him that he could do quite a bit of damage before the police
15 arrived and that if he ever was put in jail he would eventually get out and either kill or break
16 the legs of the person who put him in jail. Defendant committed regular acts of violence
17 against DEBORAH SENA and family members when things were not done as he wanted.

18 In approximately May 2014, DEBORAH SENA observed B.S. making a sandwich for
19 his sister, A.S. Defendant did not agree with a male making a sandwich for a female and
20 pushed B.S. up against the wall and balled his fist up and told B.S. not to try him. As a result,
21 B.S. walked away. As a result of this contact, B.S. talked to A.S. and indicated he was
22 contemplating suicide. It was after this conversation that B.S. and A.S. left the residence with
23 DEBORAH SENA.

24 **D. Emails Sent To Debra Sena And/Or Others By Defendant In September**
25 **2014**

26 In September 2014, after DEBORAH SENA, B.S. and A.S. had left the family
27 residence, Defendant sent a series of e-mail messages to some of his children, DEBORAH
28 SENA, and various individuals employed at Cox Cable.

1 In an e-mail message sent on September 11, 2014, Defendant sent the e-mail to
2 DEBORAH SENA and some of his children. The e-mail indicated Defendant wanted to
3 communicate with them. It was that same day that an e-mail message was received by various
4 individuals at Cox Communications, where DEBORAH SENA worked, from Defendant to
5 which a photo was attached depicting DEBORA SENA in the nude and having apparent sexual
6 contact with a dog.

7 On September 15, 2014, Defendant sent another email to DEBORAH SENA in which
8 he references the possibility of him releasing a video depicting DEBORAH SENA and B.S.
9 Defendant indicates that "instead of spending all that money for a divorce all he had to do was
10 send a small video clip of you and [B.S]". Defendant further indicates that this would result
11 in DEBORAH SENA having "free room and board and medical".

12 On September 17, 2014, Defendant sent another email to DEBORAH SENA in which
13 Defendant indicates he may disclose that DEBORAH SENA was having sex with B.S. when
14 he was three (3) years of age as well as disclosing a video of DEBORAH SENA having sex
15 with B.S.

16 **STATEMENT OF THE CASE RELEVANT TO THIS MOTION**

17 On August 16, 2017, the State filed a Notice of Motion and Motion in Limine to Present
18 the Complete Story of the Crimes and Motion to admit Evidence of Other Sexual Offenses
19 and/or Evidence of Other Crimes, Wrongs, or Acts¹.

20 On September 1, 2017, Defendant filed an opposition to the State's motion.

21 On September 25, 2017, the Court conducted a Petrocelli Hearing and granted State
22 motion with the exception of the photographs depicting sexual conduct with any animal,
23 unless the defense opens the door by denying he had any knowledge and/or control of the
24 emails/photographs.

25 On October 19, 2017, an Order Granting State's Motion in Limine to Present the
26 Complete Story of the Crime and Motion to Admit Evidence of Other Sexual Offenses and/or
27 Evidence of Other Crimes, Wrongs or Acts was filed with the Court.

28 ¹ The factual information provided in the first thirty pages of this document was previously provided in the State's initial motion.

1 The State is seeking clarification on the issue of the video/photographs of Deborah Sena
2 engaging in apparent sex acts with the dog, which was directed and produced by Defendant to
3 satisfy his sexual gratification as well as to maintain his control over Deborah Sena. In fact,
4 when Deborah Sena left the residence with A.S. and B.S., Defendant emailed a still photograph
5 of Deborah Sena appearing to engage in a sexual act with the dog to her employer, Cox
6 Communications. According to Deborah Sena, this is what caused to call the police thereby
7 initiating the investigation into this case.

8 LEGAL ARGUMENT

9 THE STATE IS ENTITLED TO PRESENT A FULL AND ACCURATE ACCOUNT 10 OF THE CIRCUMSTANCES OF THE COMMISSION OF A CRIME, TO SHOW 11 THE COMPLETE STORY OF THE CRIME

12 NRS 48.035 states in relevant part:

13 3. Evidence of another act or crime which is so closely related to
14 an act in controversy or a crime charged that an ordinary witness
15 cannot describe the act in controversy or the crime charged
16 without referring to the other act or crime shall not be excluded,
17 but at the request of an interested party, a cautionary instruction
18 shall be given explaining the reason for its admission.

19 In reading NRS 48.035(3) as a whole, it is clear that where the res gestae doctrine is
20 applicable, the determinative analysis is not a weighing of the prejudicial effect of evidence
21 of other bad acts against the probative value of that evidence. If the doctrine of res gestae is
22 invoked, the controlling question is whether witnesses can describe the crime charged without
23 referring to related uncharged acts. If the court determines that testimony relevant to the
24 charged crime cannot be introduced without reference to uncharged acts, it must not exclude
25 the evidence of the uncharged acts.

26 The general rule of law pertaining to the "complete story" or res gestae was set forth
27 by the Nevada Supreme Court in Dutton v. State, 94 Nev. 461, 581 P.2d 856 (1978).

28 The State is entitled to present full and accurate account of circumstances of
commission of a crime. "All facts necessary to prove crime charged in indictment, when
linked to chain of events which support the crime, are admissible. State is entitled to present

1 full and accurate account of circumstances of commission of crime, and if such account also
2 implicates defendant in commission of other crime for which has not been charged, evidence
3 is nonetheless admissible. (See NRS 48.035.) Dutton v. State, 94 Nev. 461, 581 P.2d 856
4 (1978), cited Schults v. State, 96 Nev. 742, at 748, 616 P.2d 388 (1980), Brackeen v. State,
5 104 Nev. 547 at 553, 763 P.2d 59 (1988), see also Bletcher v. State, 111 Nev. 1477, 907 P.2d
6 978 (1995).

7 The facts in Dutton reveal that he and a co-offender entered a police sponsored store
8 which was fronting as a "fencing" operation. Negotiations were entered into with regard to
9 several items of property, including some bronze wear and a camera. As a result of that
10 conduct, he was indicted for possession of the stolen camera. In finding no error with regard
11 to the evidence dealing with his possession of the bronze wear, which was likewise stolen
12 from the victim at the same time as the camera, the court stated, "Courts have long adhered to
13 the rule that all the facts necessary to prove the crime charged in the indictment, when linked
14 to the chain of events which support that crime, are admissible."

15 The Nevada Supreme Court reaffirmed the doctrine in State v. Shade, 111 Nev. 887,
16 900 P.2d 327 (Nev. 1995). Shade was charged with possession of controlled substances:
17 Methamphetamine and Cocaine. The drugs were found by officers pursuant to a vehicle stop,
18 following an investigation involving the purchase/sale of a quantity of heroin by defendant
19 Shade and his son-in-law. The trial court prohibited the prosecution from revealing to the trial
20 jury evidence pertaining to the uncharged heroin transaction. The Nevada Supreme Court in
21 overruling the trial court stated:

22 "If the agents are not allowed to testify regarding their
23 surveillance, the State cannot inform the jury how Shade obtained
24 the drugs or that officers suspected Shade was participating as a
25 lookout during the purchase of the drugs that were ultimately
26 found in the car he was driving. Without such testimony, the State
cannot effectively prosecute the transportation of illegal narcotics
charges pending against Shade.

27The charges at issue were contemporaneous to the heroin
28 purchase, arose out of the same transaction, and involved the same
participants. The excluded evidence was inextricably intertwined
with the charged crimes and completed a story leading up to

1 Shade's ultimate arrest. We conclude that the State's witnesses
2 could not adequately testify about the methamphetamine and
3 cocaine charges without some reference to the heroin sale and the
4 accompanying surveillance activity. The district court, thus
5 abused its discretion by granting the motion in limine. The district
6 court should have admitted the evidence and issued a cautionary
7 instruction to the jury (emphasis provided).

8 It is important to note that the Shade court relied upon Allan v. State, 92 Nev. 318
9 (1976), a case where the defendant complained that the trial court erred by admitting evidence
10 of uncharged lewd behavior in a Sexual Assault on Minor case. The Allan court explained the
11 complete story doctrine.

12 When several crimes are intermixed or blended with one another,
13 or connected such that they form an indivisible criminal
14 transaction and when full proof by testimony, whether direct or
15 circumstantial, of any one of them cannot be given without
16 showing the others, evidence of any or all of them is admissible
17 against a defendant on trial for any offense which is itself a detail
18 of the whole criminal scheme. Id. at 7 (citing Allan, *supra* at 321).

19 Ultimately, the Allan court found the evidence admissible stating:

20 The testimony regarding the additional acts of fellatio, as well as
21 the act of masturbation, was admissible as part of the res gestae of
22 the crime charged. Testimony regarding such acts is admissible
23 because the acts complete the story of the crime charged by
24 proving the immediate context of happenings near in time and
25 place. Such evidence has been characterized as the same
26 transaction or the res gestae. Id. at 8 (citing Allan, *supra* at 320).

27 Returning to the facts of Shade, *supra*, the Nevada Supreme Court found that the district
28 court improperly denied the undercover officer from testifying about the uncharged acts.
Specifically, the district court erroneously relied on NRS 48.035(1), which provides for the
weighing of the relative, probative and prejudicial value of the evidence. The Shade court
recognized that when the complete story doctrine applies:

The determinative analysis is not a weighing of the prejudicial
effect of evidence of other bad acts against the probative value of
that evidence. If the doctrine of res gestae is invoked, the
controlling question is whether witnesses can describe the crime

1 charged without referring to related uncharged acts. If the court
2 determines that the testimony relevant to the uncharged acts, it
must not exclude the evidence of the uncharged acts. *Id.* at 9.

3 The Shade court found that the uncharged acts should be admitted because, “the charges
4 at issue were contemporaneous to the heroin purchase, arose out of the same transaction, and
5 involved the same participants.” *Id.* at 10. Therefore, it was necessary for the officer to be
6 able to explain the events leading up to the arrest of the defendant for sale of controlled
7 substance.

8 Other Nevada Supreme Court decisions with similar holdings are as follows: Brackeen
9 v. State, 104 Nev. 547, 763 P.2d 59 (1988). In that case, the defendant was convicted of
10 Burglary and Possession of Credit Card Without Consent of the Owner. Defendant Brackeen
11 entered a Round Table Pizza Parlor, sat down at a table occupied by the Millers, and began
12 eating their pizza and drinking their beer without their permission. The defendant, thereafter,
13 left the pizza parlor and was observed by the Millers to burglarize several automobiles. The
14 trial court allowed into evidence testimony that the defendant had helped himself to the
15 Millers’ pizza and beer even though the defendant had not been charged with that conduct.
16 The Nevada Supreme Court ruled that this evidence was admissible in that it bore on the
17 identification of Brackeen by the Millers, and:

18 Additionally, the description of Brackeen’s pilfering was
19 admissible as an integral part of the Millers’ narration of the events
20 leading up to Brackeen’s removal of the personal property from
21 the vehicles in the parking lot. We have adopted the rule that the
22 State is entitled to present a full and accurate account of the
23 circumstances surrounding the commission of a crime, and such
evidence is admissible even if it implicates the accused in the
commission of other crimes for which he has not been charged.

24 Apparent from the Nevada Supreme Court’s holdings, is the preference for permitting
25 the State to present a full and accurate picture of the offense charged. In this case, it was the
26 still from the video of Deborah and the dog that was sent to her employer that caused Deborah
27 to seek the advice of a divorce lawyer and disclose the Defendant’s sexual and physical abuse
28 of his children; and, her and Terri Sena’s involvement in it as well.

1 In the videotape Defendant made of Deborah Sena and the family dog, Hammy,
2 Deborah Sena is seen lying on her back attempting to have sexual intercourse with the dog.
3 She can be heard saying "come on Hammy" and Defendant can be heard in the back ground
4 instructing Deborah Sena and also attempting to place the dog's penis inside of Deborah's
5 vagina. The video also shows Deborah Sena manually masturbating the dog, and Defendant
6 can be heard directing Deborah Sena on how to manually grip the penis of the dog in a stern,
7 almost angry voice. The video then transitions and shows Deborah performing fellatio on the
8 dog, Hammy. The State request that this Court review the video in question prior to the
9 hearing of this matter. (A copy of the video will be provided upon the request).

10 In addition to Defendant's video of Deborah and the family dog police officers found
11 other commercial videos of women engaging in sex acts with animals during the search of
12 Defendant's residence, pursuant to a valid search warrant².

13 The still photograph and/or video of Deborah Sena engaging in sex with the family dog
14 is the nexus to Deborah Sena seeking out a lawyer and disclosing the abuse to law
15 enforcement. Furthermore, the fact that Defendant directed and produced the video; and, can
16 be seen and heard on the video instructing Deborah and assisting her in achieving exactly what
17 he wanted to see between her and the dog is extremely relevant and probative of the control
18 he had over his victims and co-conspirators; and, the lengths he went to so that they not only
19 remained under his control, but also provided him sexual gratification while under his control.

20 Therefore, the State is requesting clarification regarding this Court's prior ruling as it
21 relates to the photograph of Deborah and the dog as sent to her employers in an email. It is the
22 State's understanding is that the photograph itself is not admissible absent the defense
23 "denying he had any knowledge and/or control of the emails/photographs." Here, it is the
24 State's belief that this Court has ruled that the fact of the sexual acts with the dog, as well as
25 the fact of Defendant's directing and videotaping those acts is admissible. Upon further review
26

27 ² To be clear, the State is not seeking admission of the commercial video evidence. The State is seeking to admit
28 only that evidence essential and relevant to the fact of this case.

1 of the video the State now seeks to admit it as compelling, relevant, and probative evidence to
2 illustrate the extent of the direction of control that this Defendant exercised. Furthermore, the
3 State has pled several of the charges under an aiding and abetting and/or conspiracy theory
4 which is fully evident by the course of conduct depicted in the video of Deborah Sena and the
5 family dog. (A copy of the Criminal Information is attached hereto as State's Exhibit "1").

6 Inasmuch as the fact of these sex acts are coming in as res gestae and/or other bad acts,
7 any prejudice in the jury actually viewing the video is significantly outweighed by the
8 probative value of their ability to view firsthand the actions of this defendant.

9 **CONCLUSION**

10 Based of the above, the State herein submits this Motion for Clarification and
11 Supplement to Prior Motion in Limine to Present the Complete Story of the Crime and Motion
12 to Admit Evidence of Other Sexual Crimes and/or Evidence of Other Crimes, Wrongs, or Acts,
13 for this Court's consideration.

14 DATED this 10th day of August, 2018.

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

17 BY /s/ JAMES R. SWEETIN
18 JAMES R. SWEETIN
19 Chief Deputy District Attorney
Nevada Bar #005144

20
21 BY /s/ MARY KAY HOLTHUS
22 MARY KAY HOLTHUS
23 Chief Deputy District Attorney
Nevada Bar #003814

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26 ///

27 ///

28 ///

CERTIFICATE OF SERVICE

I hereby certify that service of the above and foregoing was made this 10th day of August, 2018, to:

DEPUTY PUBLIC DEFENDER
pdclerk@clarkcountynv.gov

BY /s/ J. MOSLEY
Secretary for the District Attorney's Office

1 **INFM**
2 **STEVEN B. WOLFSON**
3 **Clark County District Attorney**
4 **Nevada Bar #001565**
5 **JAMES R. SWEETIN**
6 **Chief Deputy District Attorney**
7 **Nevada Bar #005144**
8 **200 Lewis Avenue**
9 **Las Vegas, Nevada 89155-2212**
10 **(702) 671-2500**
11 **Attorney for Plaintiff**

12 **I.A. 01/05/2016**
13 **10:00 AM**
14 **PUBLIC DEFENDER**

DISTRICT COURT
CLARK COUNTY, NEVADA

15 **THE STATE OF NEVADA,**

16 **Plaintiff,**

17 **-vs-**

18 **CHRISTOPHER SENA,**
19 **#0779849**

20 **Defendant.**

CASE NO: C-15-311453-1

DEPT NO: XIX

I N F O R M A T I O N

21 **STATE OF NEVADA** }
22 **COUNTY OF CLARK** } ss.

23 **STEVEN B. WOLFSON, District Attorney within and for the County of Clark, State**
24 **of Nevada, in the name and by the authority of the State of Nevada, informs the Court:**

25 **That CHRISTOPHER SENA, the Defendant above named, having committed the**
26 **crimes of CONSPIRACY TO COMMIT SEXAUL ASSAULT (Category B Felony - NRS**
27 **200.364, 200.366, 199.480 - NOC 50131), SEXUAL ASSAULT WITH A MINOR UNDER**
28 **FOURTEEN YEARS OF AGE (Category A Felony - NRS 200.364, 200.366 - NOC**
50105), LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (Category A Felony -
NRS 201.230 - NOC 50975), SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN
YEARS OF AGE (Category A Felony - NRS 200.364, 200.366 - NOC 50106), INCEST
(Category A Felony - NRS 201.180 - NOC 50957), OPEN OR GROSS LEWDNESS
(Category D Felony - NRS 201.210 - NOC 50972), SEXUAL ASSAULT (Category A

CAUSERS\MOSLEY\APPDATA\LOCAL\MICROSOFT\WINDOWS\TEMPORARY INTERNET

FILES\CONTENT.OUTLOOK\4F08YPM8\4F14785-INFM-(SENA_CHRISTOPHER)-001.DOCX

1 Felony - NRS 200.364, 200.366 - NOC 50095), PREVENTING OR DISSUADING
2 WITNESS OR VICTIM FROM REPORTING CRIME OR COMMENCING
3 PROSECUTION (Category D Felony - NRS 199.305 - NOC 52996), CHILD ABUSE
4 AND NEGLECT, SEXUAL ABUSE OR EXPLOITATION (Category B Felony - NRS
5 200.508(1) - NOC 55220), POSSESSION OF VISUAL PRESENTATION DEPICTING
6 SEXUAL CONDUCT OF A CHILD (Category B Felony - NRS 200.700, 200.730 - NOC
7 50374), USE OF MINOR IN PRODUCING PORNOGRAPHY (Category A Felony -
8 NRS 200.700, 200.710.1, 200.750 - NOC 50367) and USE OF MINOR UNDER THE AGE
9 OF 14 IN PRODUCING PORNOGRAPHY (Category A Felony - NRS 200.700,
10 200.710.1, 200.750 - NOC 50368) in the manner following:

11 That the said Defendant, on or between May 22, 2001 and June 30, 2014, at and within
12 the County of Clark, State of Nevada, contrary to the form, force and effect of statutes in such
13 cases made and provided, and against the peace and dignity of the State of Nevada,

14 COUNT 1 - CONSPIRACY TO COMMIT SEXAUL ASSAULT

15 did, on or between May 22, 2007 and June 30, 2014, willfully, unlawfully, and
16 feloniously conspire with DEBORAH SENA and/or TERRIE SENA and/or others unknown
17 to commit a sexual assault, by performing those acts described in Counts 46 through 52; 54
18 through 59; 61 through 77; 79 through 85; 95 through 99; 101 through 103 and 105.

19 COUNT 2 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

20 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
21 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
22 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
23 said Defendant using his hand(s) and/or finger(s) to touch and/or rub and or fondle the breast(s)
24 and/or area of the breast(s) of the said A.S., with the intent of arousing, appealing to, or
25 gratifying the lust, passions, or sexual desires of said Defendant, or said child.

26 //

27 //

1 //

2 //

3 COUNT 3 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
4 AGE

5 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully,
6 unlawfully, and feloniously sexually assault and subject A.S., a child under fourteen years of
7 age, to sexual penetration, to-wit: digital penetration, by said Defendant inserting his hand(s)
8 and/or finger(s) into the genital opening of the said A.S., against the will of the said A.S., or
9 under conditions in which Defendant knew, or should have known, that A.S. was mentally or
10 physically incapable of resisting or understanding the nature of Defendant's conduct.

11 COUNT 4 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

12 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
13 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
14 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
15 said Defendant using his hand(s) and/or finger(s) to touch and/or rub and or fondle the genital
16 area of the said A.S., with the intent of arousing, appealing to, or gratifying the lust, passions,
17 or sexual desires of said Defendant, or said child.

18 COUNT 5 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

19 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
20 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
21 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
22 said Defendant using his penis to touch and/or rub and/or fondle the genital area of the said
23 A.S., with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual desires
24 of said Defendant, or said child.

25 COUNT 6 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
26 AGE

1 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully,
2 unlawfully, and feloniously sexually assault and subject A.S., a child under fourteen years of
3 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
4 the anal opening of the said A.S., against the will of the said A.S., or under conditions in which
5 Defendant knew, or should have known, that A.S. was mentally or physically incapable of
6 resisting or understanding the nature of Defendant's conduct.

7 COUNT 7 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

8 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
9 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
10 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
11 said Defendant using his penis to touch and/or rub and or fondle the anal area of the said A.S.,
12 with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual desires of
13 said Defendant, or said child.

14 COUNT 8 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
15 AGE

16 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully,
17 unlawfully, and feloniously sexually assault and subject A.S., a child under fourteen years of
18 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
19 the anal opening of the said A.S., against the will of the said A.S., or under conditions in which
20 Defendant knew, or should have known, that A.S. was mentally or physically incapable of
21 resisting or understanding the nature of Defendant's conduct.

22 COUNT 9 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

23 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
24 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
25 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
26 said Defendant using his penis to touch and/or rub and or fondle the anal and/or genital area
27 of the said A.S., with the intent of arousing, appealing to, or gratifying the lust, passions, or
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1 sexual desires of said Defendant, or said child.

2 COUNT 10 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

3 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
4 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
5 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
6 said Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the
7 breast(s) of the said A.S., with the intent of arousing, appealing to, or gratifying the lust,
8 passions, or sexual desires of said Defendant, or said child.

9 COUNT 11 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
10 AGE

11 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully,
12 unlawfully, and feloniously sexually assault and subject A.S., a child under fourteen years of
13 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
14 the anal opening of the said A.S., against the will of the said A.S., or under conditions in which
15 Defendant knew, or should have known, that A.S. was mentally or physically incapable of
16 resisting or understanding the nature of Defendant's conduct.

17 COUNT 12 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

18 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
19 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
20 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
21 said Defendant using his penis to touch and/or rub and or fondle the anal area of the said A.S.,
22 with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual desires of
23 said Defendant, or said child.

24 COUNT 13 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

25 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
26 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
27 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
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1 said Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the
2 breast(s) of the said A.S., with the intent of arousing, appealing to, or gratifying the lust,
3 passions, or sexual desires of said Defendant, or said child.

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7 COUNT 14 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
8 AGE

9 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully,
10 unlawfully, and feloniously sexually assault and subject A.S., a child under fourteen years of
11 age, to sexual penetration, to-wit: fellatio, by said Defendant causing the said A.S. to have the
12 penis of the said Defendant on and/or in the mouth of the said A.S., against the will of the said
13 A.S., or under conditions in which Defendant knew, or should have known, that A.S. was
14 mentally or physically incapable of resisting or understanding the nature of Defendant's
15 conduct.

16 COUNT 15 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

17 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
18 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
19 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
20 said Defendant using his penis to touch and/or rub and/or fondle the mouth of the said A.S.,
21 with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual desires of
22 said Defendant, or said child.

23 COUNT 16 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
24 AGE

25 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully,
26 unlawfully, and feloniously sexually assault and subject A.S., a child under fourteen years of
27 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
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1 the anal opening of the said A.S., against the will of the said A.S., or under conditions in which
2 Defendant knew, or should have known, that A.S. was mentally or physically incapable of
3 resisting or understanding the nature of Defendant's conduct.

4 COUNT 17 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

5 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
6 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
7 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
8 said Defendant using his penis to touch and/or rub and or fondle the anal area of the said A.S.,
9 with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual desires of
10 said Defendant, or said child.

11 COUNT 18 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

12 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
13 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
14 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
15 said Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the
16 breast(s) of the said A.S., with the intent of arousing, appealing to, or gratifying the lust,
17 passions, or sexual desires of said Defendant, or said child.

18 COUNT 19 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
19 AGE

20 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully,
21 unlawfully, and feloniously sexually assault and subject A.S., a child under fourteen years of
22 age, to sexual penetration, to-wit: fellatio, by said Defendant causing the said A.S. to have the
23 penis of the said Defendant on and/or in the mouth of the said A.S., against the will of the said
24 A.S., or under conditions in which Defendant knew, or should have known, that A.S. was
25 mentally or physically incapable of resisting or understanding the nature of Defendant's
26 conduct.

27 COUNT 20 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14
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1 did, on or between May 22, 2001 and May 21, 2004, then and there, willfully, lewdly,
2 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
3 or member thereof, a child, to-wit: A.S., said child being under the age of fourteen years, by
4 said Defendant using his penis to touch and/or rub and/or fondle the mouth of the said A.S.,
5 with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual desires of
6 said Defendant, or said child.

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9 COUNT 21 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

10 did, on or between May 22, 2004 and May 21, 2006, then and there, willfully,
11 unlawfully, and feloniously sexually assault and subject A.S., a child under sixteen years of
12 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant inserting his penis
13 into the genital opening of the said A.S., against the will of the said A.S., or under conditions
14 in which Defendant knew, or should have known, that the said victim was mentally or
15 physically incapable of resisting or understanding the nature of Defendant's conduct.

16 COUNT 22 - INCEST

17 did, on or between May 22, 2004 and May 21, 2006, then and there willfully,
18 unlawfully, and feloniously commit fornication or adultery with and/or on A.S., the Daughter
19 of said Defendant, the Defendant and A.S. being within the degree of consanguinity within
20 which marriages are declared by law to be incestuous and void; the Defendant committing the
21 crime by engaging in sexual intercourse with the said A.S.

22 COUNT 23 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

23 did, on or between May 22, 2004 and May 21, 2006, then and there, willfully,
24 unlawfully, and feloniously sexually assault and subject A.S., a child under sixteen years of
25 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
26 the anal opening of the said A.S., against the will of the said A.S., or under conditions in which
27 Defendant knew, or should have known, that the said victim was mentally or physically
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1 incapable of resisting or understanding the nature of Defendant's conduct.

2 COUNT 24 - OPEN OR GROSS LEWDNESS

3 did, on or between May 22, 2004 and May 21, 2006, willfully and unlawfully commit
4 an act of open or gross lewdness by said Defendant using his hand(s) and/or finger(s) to touch
5 and/or rub and/or fondle the breast(s) of A.S.

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10 COUNT 25 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF

11 AGE

12 did, on or between May 22, 2004 and May 21, 2006, then and there, willfully,
13 unlawfully, and feloniously sexually assault and subject A.S., a child under sixteen years of
14 age, to sexual penetration, to-wit: fellatio, by said Defendant causing the said A.S. to have the
15 penis of the said Defendant on and/or in the mouth of the said A.S., against the will of the said
16 A.S., or under conditions in which Defendant knew, or should have known, that A.S. was
17 mentally or physically incapable of resisting or understanding the nature of Defendant's
18 conduct.

19 COUNT 26 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

20 did, on or between May 22, 2004 and May 21, 2006, then and there, willfully,
21 unlawfully, and feloniously sexually assault and subject A.S., a child under sixteen years of
22 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant inserting his penis
23 into the genital opening of the said A.S., against the will of the said A.S., or under conditions
24 in which Defendant knew, or should have known, that the said victim was mentally or
25 physically incapable of resisting or understanding the nature of Defendant's conduct.

26 COUNT 27 - INCEST

27 did, on or between May 22, 2004 and May 21, 2006, then and there willfully,
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1 unlawfully, and feloniously commit fornication or adultery with and/or on A.S., the Daughter
2 of said Defendant, the Defendant and A.S. being within the degree of consanguinity within
3 which marriages are declared by law to be incestuous and void; the Defendant committing the
4 crime by engaging in a sexual intercourse with the said A.S.

5 COUNT 28 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

6 did, on or between May 22, 2004 and May 21, 2006, then and there, willfully,
7 unlawfully, and feloniously sexually assault and subject A.S., a child under sixteen years of
8 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
9 the anal opening of the said A.S., against the will of the said A.S., or under conditions in which
10 Defendant knew, or should have known, that the said victim was mentally or physically
11 incapable of resisting or understanding the nature of Defendant's conduct.

12 COUNT 29 - OPEN OR GROSS LEWDNESS

13 did, on or between May 22, 2004 and May 21, 2006, willfully and unlawfully commit
14 an act of open or gross lewdness by said Defendant using his hand(s) and/or finger(s) to touch
15 and/or rub and/or fondle the breast(s) of A.S.

16 COUNT 30 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF

17 AGE

18 did, on or between May 22, 2004 and May 21, 2006, then and there, willfully,
19 unlawfully, and feloniously sexually assault and subject A.S., a child under sixteen years of
20 age, to sexual penetration, to-wit: fellatio, by said Defendant causing the said A.S. to have the
21 penis of the said Defendant on and/or in the mouth of the said A.S., against the will of the said
22 A.S., or under conditions in which Defendant knew, or should have known, that A.S. was
23 mentally or physically incapable of resisting or understanding the nature of Defendant's
24 conduct.

25 COUNT 31 - SEXUAL ASSAULT

26 did, on or between May 22, 2006 and August 30, 2014, then and there willfully,
27 unlawfully, and feloniously sexually assault and subject A.S. to sexual penetration, to-wit:

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1 sexual intercourse, by said Defendant inserting his penis into the genital opening of the said
2 A.S., against the will of the said A.S., or under conditions in which Defendant knew, or should
3 have known, that A.S. was mentally or physically incapable of resisting or understanding the
4 nature of Defendant's conduct.

5 COUNT 32 - INCEST

6 did, on or between May 22, 2006 and August 30, 2014, then and there willfully,
7 unlawfully, and feloniously commit fornication or adultery with and/or on A.S., the Daughter
8 of said Defendant, the Defendant and A.S. being within the degree of consanguinity within
9 which marriages are declared by law to be incestuous and void; the Defendant committing the
10 crime by engaging in a sexual intercourse with the said A.S.

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12 COUNT 33 - SEXUAL ASSAULT

13 did, on or between May 22, 2006 and August 30, 2014, then and there willfully,
14 unlawfully, and feloniously sexually assault and subject A.S. to sexual penetration, to-wit: anal
15 intercourse, by said Defendant inserting his penis into the anal opening of the said A.S., against
16 the will of the said A.S., or under conditions in which Defendant knew, or should have known,
17 that A.S. was mentally or physically incapable of resisting or understanding the nature of
18 Defendant's conduct.

19 COUNT 34 - OPEN OR GROSS LEWDNESS

20 did, on or between May 22, 2006 and August 30, 2014, willfully and unlawfully
21 commit an act of open or gross lewdness by said Defendant using his hand(s) and/or finger(s)
22 to touch and/or rub and/or fondle the breast(s) of A.S.

23 COUNT 35 - SEXUAL ASSAULT

24 did, on or between May 22, 2004 and May 21, 2006, then and there, willfully,
25 unlawfully, and feloniously sexually assault and subject A.S., to sexual penetration, to-wit:
26 fellatio, by said Defendant causing the said A.S. to have the penis of the said Defendant on
27 and/or in the mouth of the said A.S., against the will of the said A.S., or under conditions in
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1 which Defendant knew, or should have known, that A.S. was mentally or physically incapable
2 of resisting or understanding the nature of Defendant's conduct.

3 COUNT 36 - SEXUAL ASSAULT

4 did, on or between May 22, 2006 and August 30, 2014, then and there willfully,
5 unlawfully, and feloniously sexually assault and subject A.S. to sexual penetration, to-wit:
6 sexual intercourse, by said Defendant inserting his penis into the genital opening of the said
7 A.S., against the will of the said A.S., or under conditions in which Defendant knew, or should
8 have known, that A.S. was mentally or physically incapable of resisting or understanding the
9 nature of Defendant's conduct.

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13 COUNT 37 - INCEST

14 did, on or between May 22, 2006 and August 30, 2014, then and there willfully,
15 unlawfully, and feloniously commit fornication or adultery with and/or on A.S., the Daughter
16 of said Defendant, the Defendant and A.S. being within the degree of consanguinity within
17 which marriages are declared by law to be incestuous and void; the Defendant committing the
18 crime by engaging in a sexual intercourse with the said A.S.

19 COUNT 38 - SEXUAL ASSAULT

20 did, on or between May 22, 2006 and August 30, 2014, then and there willfully,
21 unlawfully, and feloniously sexually assault and subject A.S. to sexual penetration, to-wit: anal
22 intercourse, by said Defendant inserting his penis into the anal opening of the said A.S., against
23 the will of the said A.S., or under conditions in which Defendant knew, or should have known,
24 that A.S. was mentally or physically incapable of resisting or understanding the nature of
25 Defendant's conduct.

26 COUNT 39 - OPEN OR GROSS LEWDNESS

27 did, on or between May 22, 2006 and August 30, 2014, willfully and unlawfully
28

1 commit an act of open or gross lewdness by said Defendant using his hand(s) and/or finger(s)
2 to touch and/or rub and/or fondle the breast(s) of A.S.

3 COUNT 40 - SEXUAL ASSAULT

4 did, on or between May 22, 2004 and May 21, 2006, then and there, willfully,
5 unlawfully, and feloniously sexually assault and subject A.S., to sexual penetration, to-wit:
6 fellatio, by said Defendant causing the said A.S. to have the penis of the said Defendant on
7 and/or in the mouth of the said A.S., against the will of the said A.S., or under conditions in
8 which Defendant knew, or should have known, that A.S. was mentally or physically incapable
9 of resisting or understanding the nature of Defendant's conduct.

10 COUNT 41 - SEXUAL ASSAULT

11 did, on or between May 22, 2006 and August 30, 2014, then and there willfully,
12 unlawfully, and feloniously sexually assault and subject A.S. to sexual penetration, to-wit:
13 sexual intercourse, by said Defendant inserting his penis into the genital opening of the said
14 A.S., against the will of the said A.S., or under conditions in which Defendant knew, or should
15 have known, that A.S. was mentally or physically incapable of resisting or understanding the
16 nature of Defendant's conduct.

17 COUNT 42 - INCEST

18 did, on or between May 22, 2006 and August 30, 2014, then and there willfully,
19 unlawfully, and feloniously commit fornication or adultery with and/or on A.S., the Daughter
20 of said Defendant, the Defendant and A.S. being within the degree of consanguinity within
21 which marriages are declared by law to be incestuous and void; the Defendant committing the
22 crime by engaging in a sexual intercourse with the said A.S.

23 COUNT 43 - SEXUAL ASSAULT

24 did, on or between May 22, 2006 and August 30, 2014, then and there willfully,
25 unlawfully, and feloniously sexually assault and subject A.S. to sexual penetration, to-wit: anal
26 intercourse, by said Defendant inserting his penis into the anal opening of the said A.S., against
27 the will of the said A.S., or under conditions in which Defendant knew, or should have known,
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1 that A.S. was mentally or physically incapable of resisting or understanding the nature of
2 Defendant's conduct.

3 COUNT 44 - OPEN OR GROSS LEWDNESS

4 did, on or between May 22, 2006 and August 30, 2014, willfully and unlawfully
5 commit an act of open or gross lewdness by said Defendant using his hand(s) and/or finger(s)
6 to touch and/or rub and/or fondle the breast(s) of A.S.

7 COUNT 45 - SEXUAL ASSAULT

8 did, on or between May 22, 2004 and May 21, 2006, then and there, willfully,
9 unlawfully, and feloniously sexually assault and subject A.S., to sexual penetration, to-wit:
10 fellatio, by said Defendant causing the said A.S. to have the penis of the said Defendant on
11 and/or in the mouth of the said A.S., against the will of the said A.S., or under conditions in
12 which Defendant knew, or should have known, that A.S. was mentally or physically incapable
13 of resisting or understanding the nature of Defendant's conduct.

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15 COUNT 46 - SEXUAL ASSAULT

16 did, on or between May 22, 2007 and June 30, 2008, then and there willfully,
17 unlawfully, and feloniously sexually assault and subject A.S. to sexual penetration, to-wit:
18 sexual intercourse, by said Defendant inserting his penis into the genital opening of the said
19 A.S., against the will of the said A.S., or under conditions in which Defendant knew, or should
20 have known, that A.S. was mentally or physically incapable of resisting or understanding the
21 nature of Defendant's conduct; Defendant being liable under one or more of the following
22 principles of criminal liability: (1) by Defendant directly performing such acts; and/or (2) by
23 Defendant acting with DEBORAH SENA and/or others unknown pursuant to a conspiracy
24 with DEBORAH SENA and/or others unknown in performing such acts; and/or (3) by
25 Defendant and DEBORAH SENA and/or others unknown aiding and abetting each other by
26 counseling, encouraging, inducing, or otherwise procuring each other to commit such acts.

27 COUNT 47 - INCEST
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1 did, on or between May 22, 2007 and June 30, 2008, willfully, unlawfully, and
2 feloniously commit fornication or adultery with and/or on A.S., the daughter of and A.S. being
3 within the degree of consanguinity within which marriages are declared by law to be
4 incestuous and void; the Defendant committing the crime by engaging in sexual intercourse
5 with said A.S.; Defendant being liable under one or more of the following principles of
6 criminal liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant
7 acting with DEBORAH SENA and/or others unknown pursuant to a conspiracy with
8 DEBORAH SENA and/or others unknown in performing such acts; and/or (3) by Defendant
9 and DEBORAH SENA and/or others unknown aiding and abetting each other by counseling,
10 encouraging, inducing, or otherwise procuring each other to commit such acts.

11 COUNT 48 - SEXUAL ASSAULT

12 did, on or between May 22, 2007 and June 30, 2008, then and there willfully,
13 unlawfully, and feloniously sexually assault and subject A.S. to sexual penetration, to-wit:
14 digital penetration, by said Defendant causing the finger(s) of the said A.S. to be placed into
15 the genital opening of DEBORAH SENA, against the will of the said A.S., or under conditions
16 in which Defendant knew, or should have known, that A.S. was mentally or physically
17 incapable of resisting or understanding the nature of Defendant's conduct; Defendant being
18 liable under one or more of the following principles of criminal liability: (1) by Defendant
19 directly performing such acts; and/or (2) by Defendant acting with DEBORAH SENA and/or
20 others unknown pursuant to a conspiracy with DEBORAH SENA and/or others unknown in
21 performing such acts; and/or (3) by Defendant and DEBORAH SENA and/or others unknown
22 aiding and abetting each other by counseling, encouraging, inducing, or otherwise procuring
23 each other to commit such acts.

24 COUNT 49 - OPEN OR GROSS LEWDNESS

25 did, on or between May 22, 2007 and June 30, 2008, then and there willfully and
26 unlawfully commit an act of open or gross lewdness by said Defendant assisting and/or causing
27 DEBORAH SENA to use her hand(s) and/or finger(s) to touch and/or rub and/or fondle the
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1 breast(s) and/or genital area of A.S.; Defendant being liable under one or more of the following
2 principles of criminal liability: (1) by Defendant directly performing such acts; and/or (2) by
3 Defendant acting with DEBORAH SENA and/or others unknown pursuant to a conspiracy
4 with DEBORAH SENA and/or others unknown in performing such acts; and/or (3) by
5 Defendant and DEBORAH SENA and/or others unknown aiding and abetting each other by
6 counseling, encouraging, inducing, or otherwise procuring each other to commit such acts.

7 COUNT 50 - OPEN OR GROSS LEWDNESS

8 did, on or between May 22, 2007 and June 30, 2008, then and there willfully and
9 unlawfully commit an act of open or gross lewdness by said Defendant assisting and/or causing
10 A.S. to use her hand(s) and/or finger(s) to touch and/or rub and/or fondle the breast(s) of
11 DEBORAH SENA; Defendant being liable under one or more of the following principles of
12 criminal liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant
13 acting with DEBORAH SENA and/or others unknown pursuant to a conspiracy with
14 DEBORAH SENA and/or others unknown in performing such acts; and/or (3) by Defendant
15 and DEBORAH SENA and/or others unknown aiding and abetting each other by counseling,
16 encouraging, inducing, or otherwise procuring each other to commit such acts.

17 COUNT 51 - OPEN OR GROSS LEWDNESS

18 did, on or between May 22, 2007 and June 30, 2008, then and there willfully and
19 unlawfully commit an act of open or gross lewdness by said Defendant assisting and/or causing
20 A.S. to use her hand(s) and/or finger(s) to touch and/or rub and/or fondle the genital area of
21 the said A.S.; Defendant being liable under one or more of the following principles of criminal
22 liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant acting with
23 DEBORAH SENA and/or others unknown pursuant to a conspiracy with DEBORAH SENA
24 and/or others unknown in performing such acts; and/or (3) by Defendant and DEBORAH
25 SENA and/or others unknown aiding and abetting each other by counseling, encouraging,
26 inducing, or otherwise procuring each other to commit such acts.

27 COUNT 52 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

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1 did, on or between May 22, 2004 and May 21, 2006, then and there willfully,
2 unlawfully, and feloniously sexually assault and subject A.S., a child under sixteen years of
3 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
4 the anal opening of the said A.S., against the will of the said A.S., or under conditions in which
5 Defendant knew, or should have known, that A.S. was mentally or physically incapable of
6 resisting or understanding the nature of Defendant's conduct; Defendant being liable under one
7 or more of the following principles of criminal liability: (1) by Defendant directly performing
8 such acts; and/or (2) by Defendant acting with TERRIE SENA and/or others unknown
9 pursuant to a conspiracy with TERRIE SENA and/or others unknown in performing such acts;
10 and/or (3) by Defendant and TERRIE SENA and/or others unknown aiding and abetting each
11 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
12 acts.

13 COUNT 53 - PREVENTING OR DISSUADING WITNESS OR VICTIM FROM
14 REPORTING CRIME OR COMMENCING PROSECUTION

15 did, on or about May 22, 2001 and June 30, 2014, then and there, willfully, unlawfully,
16 and feloniously, by intimidation or threats, prevent or dissuade, or hinder or delay A.S., from
17 reporting a crime to anyone by said Defendant telling the said A.S. that the said Defendant
18 would kill and/or break the legs of the said A.S. and/or have A.S. taken away and sent to
19 juvenile detention if the said A.S. told anyone of the sexual acts the said A.S. was forced to
20 commit or have committed upon the said A.S.

21 COUNT 54 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

22 did, on or between December 2, 2008 and December 1, 2010, then and there willfully,
23 unlawfully, and feloniously sexually assault and subject T.S., a child under sixteen years of
24 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing the penis
25 of the said T.S. to be placed on and/or in the mouth of DEBORAH SENA, against the will of
26 the said T.S., or under conditions in which Defendant knew, or should have known, that T.S.
27 was mentally or physically incapable of resisting or understanding the nature of Defendant's
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1 conduct; Defendant being liable under one or more of the following principles of criminal
2 liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant acting with
3 DEBORAH SENA and/or others unknown pursuant to a conspiracy with DEBORAH SENA
4 and/or others unknown in performing such acts; and/or (3) by Defendant and DEBORAH
5 SENA and/or others unknown aiding and abetting each other by counseling, encouraging,
6 inducing, or otherwise procuring each other to commit such acts.

7 COUNT 55 - CHILD ABUSE, NEGLECT, OR ENDANGERMENT - SEXUAL ABUSE

8 did, on or between December 2, 2008 and December 1, 2010, willfully, unlawfully,
9 and feloniously cause a child under the age of 18 years, to-wit: T.S. to suffer unjustifiable
10 physical pain or mental suffering as a result of abuse or neglect, to wit: sexual abuse, and/or
11 cause T.S. to be placed in a situation where the said T.S. might have suffered unjustifiable
12 physical pain or mental suffering as a result of abuse or neglect, to wit: sexual abuse, by said
13 Defendant causing and/or directing and/or encouraging the said T.S. to wash said DEBORAH
14 SENA as said DEBORAH SENA washed the said T.S. ; Defendant being liable under one or
15 more of the following principles of criminal liability: (1) by Defendant directly performing
16 such acts; and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown
17 pursuant to a conspiracy with DEBORAH SENA and/or others unknown in performing such
18 acts; and/or (3) by Defendant and DEBORAH SENA and/or others unknown aiding and
19 abetting each other by counseling, encouraging, inducing, or otherwise procuring each other
20 to commit such acts.

21 COUNT 56 - OPEN OR GROSS LEWDNESS

22 did, on or between December 2, 2008 and December 1, 2010, willfully and unlawfully
23 commit an act of open or gross lewdness by said Defendant assisting and/or causing
24 DEBORAH SENA to get into a shower naked with T.S. and/or by said Defendant assisting
25 and/or causing DEBORAH SENA to cause and/or direct and/or encouraging the said T.S. to
26 wash DEBORAH SENA as DEBORAH SENA washed the said T.S.; Defendant being liable
27 under one or more of the following principles of criminal liability: (1) by Defendant directly
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1 performing such acts; and/or (2) by Defendant acting with DEBORAH SENA and/or others
2 unknown pursuant to a conspiracy with DEBORAH SENA and/or others unknown in
3 performing such acts; and/or (3) by Defendant and DEBORAH SENA and/or others unknown
4 aiding and abetting each other by counseling, encouraging, inducing, or otherwise procuring
5 each other to commit such acts.

6 COUNT 57 - CHILD ABUSE, NEGLECT, OR ENDANGERMENT - SEXUAL ABUSE

7 did, on or between December 2, 2008 and December 1, 2010, willfully, unlawfully,
8 and feloniously cause a child under the age of 18 years, to-wit: T.S. to suffer unjustifiable
9 physical pain or mental suffering as a result of abuse or neglect, to wit: sexual abuse, and/or
10 cause T.S. to be placed in a situation where the said T.S. might have suffered unjustifiable
11 physical pain or mental suffering as a result of abuse or neglect, to wit: sexual abuse, by
12 Defendant assisting and/or causing DEBORAH SENA to use her hand(s) and/or finger(s) to
13 touch and/or rub and/or fondle the penis of T.S., and/or having the penis of the said T.S.
14 between the legs and/or on the genital area of DEBORAH SENA; Defendant being liable
15 under one or more of the following principles of criminal liability: (1) by Defendant directly
16 performing such acts; and/or (2) by Defendant acting with DEBORAH SENA and/or others
17 unknown pursuant to a conspiracy with DEBORAH SENA and/or others unknown in
18 performing such acts; and/or (3) by Defendant and DEBORAH SENA and/or others unknown
19 aiding and abetting each other by counseling, encouraging, inducing, or otherwise procuring
20 each other to commit such acts.

21 COUNT 58 - OPEN OR GROSS LEWDNESS

22 did, on or between December 2, 2008 and December 1, 2010, wilfully and unlawfully
23 commit an act of open or gross lewdness by Defendant assiting and/or causing DEBORAH
24 SENA to use her hand(s) and/or finger(s) to touch and/or rub and/or fondle the penis of T.S.,
25 and/or having the penis of the said T.S. between the legs and/or on the genital area of
26 DEBORAH SENA; Defendant being liable under one or more of the following principles of
27 criminal liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant
28

1 acting with DEBORAH SENA and/or others unknown pursuant to a conspiracy with
2 DEBORAH SENA and/or others unknown in performing such acts; and/or (3) by Defendant
3 and DEBORAH SENA and/or others unknown aiding and abetting each other by counseling,
4 encouraging, inducing, or otherwise procuring each other to commit such acts.

5 COUNT 59 - USE OF MINOR IN PRODUCING PORNOGRAPHY

6 did, on or between December 2, 2008 and December 1, 2010, then and there willfully,
7 unlawfully, feloniously and knowingly, use, encourage, entice or permit T.S., a minor under
8 the age of 18, to simulate or engage in, or assist others to simulate or engage in sexual conduct,
9 and/or be the subject of a sexual portrayal, to-wit: DEBORAH SENA and T.S. showering
10 together in the nude, for the purpose of producing a pornographic performance and that said
11 performance was video recorded by said Defendant; Defendant being liable under one or more
12 of the following principles of criminal liability: (1) by Defendant directly performing such
13 acts; and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant
14 to a conspiracy with DEBORAH SENA and/or others unknown in performing such acts;
15 and/or (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting
16 each other by counseling, encouraging, inducing, or otherwise procuring each other to commit
17 such acts.

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21 COUNT 60 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
22 CONDUCT OF A CHILD

23 did, on or about the 18th day of September, 2014, then and there, feloniously,
24 knowingly and willfully have in his possession a film, photograph, or other visual presentation
25 depicting a child under the age of 16 years of age to simulate or engage in sexual conduct
26 and/or be the subject of a sexual portrayal, to-wit: DEBORAH SENA and T.S., a minor under
27 the age of sixteen (16) showering together in the nude.

1 COUNT 61 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

2 did, on or between December 2, 2008 and December 1, 2010, then and there willfully,
3 unlawfully, and feloniously sexually assault and subject T.S., a child under sixteen years of
4 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing
5 DEBORAH SENA to have the penis of the said T.S. on and/or in the mouth of DEBORAH
6 SENA, against the will of the said T.S., or under conditions in which Defendant knew, or
7 should have known, that T.S. was mentally or physically incapable of resisting or
8 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
9 the following principles of criminal liability: (1) by Defendant directly performing such acts;
10 and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant to a
11 conspiracy with DEBORAH SENA and/or others unknown in performing such acts; and/or
12 (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting each
13 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
14 acts.

15 COUNT 62 - SEXUAL ASSAULT

16 did, on or between December 2, 2008 and December 1, 2012, then and there willfully,
17 unlawfully, and feloniously sexually assault and subject T.S. to sexual penetration, to-wit:
18 fellatio, by said Defendant assisting and/or causing DEBORAH SENA to have the penis of
19 the said T.S. on and/or in the mouth of DEBORAH SENA, against the will of the said T.S., or
20 under conditions in which Defendant knew, or should have known, that T.S. was mentally or
21 physically incapable of resisting or understanding the nature of Defendant's conduct;
22 Defendant being liable under one or more of the following principles of criminal liability: (1)
23 by Defendant directly performing such acts; and/or (2) by Defendant acting with DEBORAH
24 SENA and/or others unknown pursuant to a conspiracy with DEBORAH SENA and/or others
25 unknown in performing such acts; and/or (3) by Defendant and DEBORAH SENA and/or
26 others unknown aiding and abetting each other by counseling, encouraging, inducing, or
27 otherwise procuring each other to commit such acts.

1 COUNT 63 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

2 did, on or between December 2, 2008 and December 1, 2010, then and there willfully,
3 unlawfully, and feloniously sexually assault and subject T.S., a child under sixteen years of
4 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant assisting and/or
5 causing DEBORAH SENA to have the penis of the said T.S. in the genital opening of
6 DEBORAH SENA, against the will of the said T.S., or under conditions in which Defendant
7 knew, or should have known, that T.S. was mentally or physically incapable of resisting or
8 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
9 the following principles of criminal liability: (1) by Defendant directly performing such acts;
10 and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant to a
11 conspiracy with DEBORAH SENA and/or others unknown in performing such acts; and/or
12 (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting each
13 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
14 acts.

15 COUNT 64 - SEXUAL ASSAULT

16 did, on or between December 2, 2008 and December 1, 2012, then and there willfully,
17 unlawfully, and feloniously sexually assault and subject T.S. to sexual penetration, to-wit:
18 sexual intercourse, by said Defendant assisting and/or causing DEBORAH SENA to have the
19 penis of the said T.S. in the genital opening of DEBORAH SENA, against the will of the said
20 T.S., or under conditions in which Defendant knew, or should have known, that T.S. was
21 mentally or physically incapable of resisting or understanding the nature of Defendant's
22 conduct; Defendant being liable under one or more of the following principles of criminal
23 liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant acting with
24 DEBORAH SENA and/or others unknown pursuant to a conspiracy with DEBORAH SENA
25 and/or others unknown in performing such acts; and/or (3) by Defendant and DEBORAH
26 SENA and/or others unknown aiding and abetting each other by counseling, encouraging,
27 inducing, or otherwise procuring each other to commit such acts.

1 COUNT 65 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

2 did, on or between December 2, 2008 and December 1, 2010, then and there willfully,
3 unlawfully, and feloniously sexually assault and subject T.S., a child under sixteen years of
4 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant assisting and/or
5 causing DEBORAH SENA to have the penis of the said T.S. in the genital opening of
6 DEBORAH SENA, against the will of the said T.S., or under conditions in which Defendant
7 knew, or should have known, that T.S. was mentally or physically incapable of resisting or
8 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
9 the following principles of criminal liability: (1) by Defendant directly performing such acts;
10 and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant to a
11 conspiracy with DEBORAH SENA and/or others unknown in performing such acts; and/or
12 (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting each
13 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
14 acts.

15 COUNT 66 - SEXUAL ASSAULT

16 did, on or between December 2, 2008 and December 1, 2012, then and there willfully,
17 unlawfully, and feloniously sexually assault and subject T.S., a child under sixteen years of
18 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant assisting and/or
19 causing DEBORAH SENA to have the penis of the said T.S. in the genital opening of
20 DEBORAH SENA, against the will of the said T.S., or under conditions in which Defendant
21 knew, or should have known, that T.S. was mentally or physically incapable of resisting or
22 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
23 the following principles of criminal liability: (1) by Defendant directly performing such acts;
24 and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant to a
25 conspiracy with DEBORAH SENA and/or others unknown in performing such acts; and/or
26 (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting each
27 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
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1 acts.

2 COUNT 67 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

3 did, on or between December 2, 2008 and December 1, 2010, then and there willfully,
4 unlawfully, and feloniously sexually assault and subject T.S., a child under sixteen years of
5 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing
6 DEBORAH SENA to have the penis of the said T.S. on and/or in the mouth of DEBORAH
7 SENA, against the will of the said T.S., or under conditions in which Defendant knew, or
8 should have known, that T.S. was mentally or physically incapable of resisting or
9 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
10 the following principles of criminal liability: (1) by Defendant directly performing such acts;
11 and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant to a
12 conspiracy with DEBORAH SENA and/or others unknown in performing such acts; and/or
13 (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting each
14 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
15 acts.

16 COUNT 68 - SEXUAL ASSAULT

17 did, on or between December 2, 2008 and December 1, 2012, then and there willfully,
18 unlawfully, and feloniously sexually assault and subject T.S. to sexual penetration, to-wit:
19 fellatio, by said Defendant assisting and/or causing DEBORAH SENA to have the penis of
20 the said T.S. on and/or in the mouth of DEBORAH SENA, against the will of the said T.S., or
21 under conditions in which Defendant knew, or should have known, that T.S. was mentally or
22 physically incapable of resisting or understanding the nature of Defendant's conduct;
23 Defendant being liable under one or more of the following principles of criminal liability: (1)
24 by Defendant directly performing such acts; and/or (2) by Defendant acting with DEBORAH
25 SENA and/or others unknown pursuant to a conspiracy with DEBORAH SENA and/or others
26 unknown in performing such acts; and/or (3) by Defendant and DEBORAH SENA and/or
27 others unknown aiding and abetting each other by counseling, encouraging, inducing, or
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1 otherwise procuring each other to commit such acts.

2 COUNT 69 - USE OF MINOR IN PRODUCING PORNOGRAPHY

3 did, on or between December 2, 2008 and December 1, 2013, then and there willfully,
4 unlawfully, feloniously and knowingly, use, encourage, entice or permit T.S., a minor under
5 the age of 18, to simulate or engage in, or assist others to simulate or engage in sexual conduct,
6 and/or be the subject of a sexual portrayal, to-wit: DEBORAH SENA engaging in sexual
7 intercourse with and performing fellatio on T.S., for the purpose of producing a pornographic
8 performance and that said performance was video recorded by said Defendant; Defendant
9 being liable under one or more of the following principles of criminal liability: (1) by
10 Defendant directly performing such acts; and/or (2) by Defendant acting with DEBORAH
11 SENA and/or others unknown pursuant to a conspiracy with DEBORAH SENA and/or others
12 unknown in performing such acts; and/or (3) by Defendant and DEBORAH SENA and/or
13 others unknown aiding and abetting each other by counseling, encouraging, inducing, or
14 otherwise procuring each other to commit such acts.

15 COUNT 70 CHILD ABUSE, NEGLECT, OR ENDANGERMENT - SEXUAL ABUSE

16 did, on or between August 13, 2011 and June 30, 2014, willfully, unlawfully, and
17 feloniously cause a child under the age of 18 years, to-wit: B.S. to suffer unjustifiable physical
18 pain or mental suffering as a result of abuse or neglect, to wit: sexual abuse, and/or cause B.S.
19 to be placed in a situation where the said B.S. might have suffered unjustifiable physical pain
20 or mental suffering as a result of abuse or neglect, to wit: sexual abuse, by said Defendant
21 causing B.S. to remove his clothes and get into a pool with Defendant and Deborah Sena, both
22 of whom were also nude, as Defendant and DEBORAH SENA proceeded to have sexual
23 intercourse in the presence of B.S.; Defendant being liable under one or more of the following
24 principles of criminal liability: (1) by Defendant directly performing such acts; and/or (2) by
25 Defendant acting with DEBORAH SENA and/or others unknown pursuant to a conspiracy
26 with DEBORAH SENA and/or others unknown in performing such acts; and/or (3) by
27 Defendant and DEBORAH SENA and/or others unknown aiding and abetting each other by

1 counseling, encouraging, inducing, or otherwise procuring each other to commit such acts.

2 COUNT 71 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

3 did, on or between August 13, 2011 and June 30, 2014, then and there willfully,
4 unlawfully, and feloniously sexually assault and subject B.S., a child under sixteen years of
5 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing the said
6 DEBORAH SENA to have the penis of the said B.S. on and/or in the mouth of DEBORAH
7 SENA, against the will of the said B.S., or under conditions in which Defendant knew, or
8 should have known, that B.S. was mentally or physically incapable of resisting or
9 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
10 the following principles of criminal liability: (1) by Defendant directly performing such acts;
11 and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant to a
12 conspiracy with DEBORAH SENA and/or others unknown in performing such acts; and/or
13 (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting each
14 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
15 acts.

16 COUNT 72 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

17 did, on or between August 13, 2011 and June 30, 2014, then and there willfully,
18 unlawfully, and feloniously sexually assault and subject B.S., a child under sixteen years of
19 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant assisting and/or
20 causing the said DEBORAH SENA to have the penis of the said B.S. in the genital opening of
21 DEBORAH SENA, against the will of the said B.S., or under conditions in which Defendant
22 knew, or should have known, that B.S. was mentally or physically incapable of resisting or
23 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
24 the following principles of criminal liability: (1) by Defendant directly performing such acts;
25 and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant to a
26 conspiracy with DEBORAH SENA and/or others unknown in performing such acts; and/or
27 (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting each
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1 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
2 acts.

3 COUNT 73 - INCEST

4 did, on or between August 13, 2011 and June 30, 2014, willfully, unlawfully, and
5 feloniously assist and/or cause DEBORAH SENA to commit fornication or adultery with
6 and/or on B.S., the son of DEBORAH SENA; DEBORAH SENA and B.S. being within the
7 degree of consanguinity within which marriages are declared by law to be incestuous and void;
8 the Defendant committing the crime by assisting and/or causing DEBORAH SENA to engage
9 in sexual intercourse with B.S.; Defendant being liable under one or more of the following
10 principles of criminal liability: (1) by Defendant directly performing such acts; and/or (2) by
11 Defendant acting with DEBORAH SENA and/or others unknown pursuant to a conspiracy
12 with DEBORAH SENA and/or others unknown in performing such acts; and/or (3) by
13 Defendant and DEBORAH SENA and/or others unknown aiding and abetting each other by
14 counseling, encouraging, inducing, or otherwise procuring each other to commit such acts.

15 COUNT 74 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

16 did, on or between August 13, 2011 and June 30, 2014, then and there willfully,
17 unlawfully, and feloniously sexually assault and subject B.S., a child under sixteen years of
18 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant assisting and/or
19 causing DEBORAH SENA to have the penis of the said B.S. in the genital opening of
20 DEBORAH SENA, against the will of the said B.S., or under conditions in which Defendant
21 knew, or should have known, that B.S. was mentally or physically incapable of resisting or
22 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
23 the following principles of criminal liability: (1) by Defendant directly performing such acts;
24 and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant to a
25 conspiracy with DEBORAH SENA and/or others unknown in performing such acts; and/or
26 (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting each
27 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
28

1 acts.

2 COUNT 75 - INCEST

3 did, on or between August 13, 2011 and June 30, 2014, willfully, unlawfully, and
4 feloniously assist and/or cause DEBORAH SENA to commit fornication or adultery with
5 and/or on B.S., the son of DEBORAH SENA; DEBORAH SENA and B.S. being within the
6 degree of consanguinity within which marriages are declared by law to be incestuous and void;
7 the Defendant committing the crime by assisting and/or causing DEBORAH SENA to engage
8 in sexual intercourse with B.S.; Defendant being liable under one or more of the following
9 principles of criminal liability: (1) by Defendant directly performing such acts; and/or (2) by
10 Defendant acting with DEBORAH SENA and/or others unknown pursuant to a conspiracy
11 with DEBORAH SENA and/or others unknown in performing such acts; and/or (3) by
12 Defendant and DEBORAH SENA and/or others unknown aiding and abetting each other by
13 counseling, encouraging, inducing, or otherwise procuring each other to commit such acts.

14 COUNT 76 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

15 did, on or between August 13, 2011 and June 30, 2014, then and there willfully,
16 unlawfully, and feloniously sexually assault and subject B.S., a child under sixteen years of
17 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing
18 DEBORAH SENA to have the penis of the said B.S. on and/or in the mouth of DEBORAH
19 SENA, against the will of the said B.S., or under conditions in which Defendant knew, or
20 should have known, that B.S. was mentally or physically incapable of resisting or
21 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
22 the following principles of criminal liability: (1) by Defendant directly performing such acts;
23 and/or (2) by Defendant acting with DEBORAH SENA and/or others unknown pursuant to a
24 conspiracy with DEBORAH SENA and/or others unknown in performing such acts; and/or
25 (3) by Defendant and DEBORAH SENA and/or others unknown aiding and abetting each
26 other by counseling, encouraging, inducing, or otherwise procuring each other to commit such
27 acts.

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2 COUNT 77 - USE OF MINOR IN PRODUCING PORNOGRAPHY

3 did, on or between August 13, 2011 and June 30, 2014, then and there willfully,
4 unlawfully, feloniously and knowingly, use, encourage, entice or permit B.S., a minor under
5 the age of 18, to simulate or engage in, or assist others to simulate or engage in sexual conduct,
6 and/or be the subject of a sexual portrayal, to-wit: DEBORAH SENA engaging in sexual
7 intercourse with and performing fellatio on B.S., for the purpose of producing a pornographic
8 performance and that said performance was video recorded by said Defendant; Defendant
9 being liable under one or more of the following principles of criminal liability: (1) by
10 Defendant directly performing such acts; and/or (2) by Defendant acting with DEBORAH
11 SENA and/or others unknown pursuant to a conspiracy with DEBORAH SENA and/or others
12 unknown in performing such acts; and/or (3) by Defendant and DEBORAH SENA and/or
13 others unknown aiding and abetting each other by counseling, encouraging, inducing, or
14 otherwise procuring each other to commit such acts.

15 COUNT 78 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
16 CONDUCT OF A CHILD

17 did, willfully, unlawfully, feloniously and knowingly have in his possession a film,
18 photograph, or other visual presentation depicting B.S., a child under the age of 16 years of
19 age, as the subject of a sexual portrayal or engaging in, simulating, or assisting others to engage
20 in or simulate sexual conduct, to-wit: a video showing DEBORAH SENA engaging in sexual
21 intercourse with and performing fellatio on B.S.

22 COUNT 79 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

23 did, on or between August 13, 2011 and June 30, 2014, then and there willfully,
24 unlawfully, and feloniously sexually assault and subject B.S., a child under sixteen years of
25 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing TERRIE
26 SENA to place her mouth on the penis of the said B.S., against the will of the said B.S., or
27 under conditions in which Defendant knew, or should have known, that B.S. was mentally or
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1 physically incapable of resisting or understanding the nature of Defendant's conduct;
2 Defendant being liable under one or more of the following principles of criminal liability: (1)
3 by Defendant directly performing such acts; and/or (2) by Defendant acting with TERRIE
4 SENA and/or others unknown pursuant to a conspiracy with TERRIE SENA and/or others
5 unknown in performing such acts; and/or (3) by Defendant and TERRIE SENA and/or others
6 unknown aiding and abetting each other by counseling, encouraging, inducing, or otherwise
7 procuring each other to commit such acts.

8 COUNT 80 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

9 did, on or between August 13, 2011 and June 30, 2014, then and there willfully,
10 unlawfully, and feloniously sexually assault and subject B.S., a child under sixteen years of
11 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant assisting and/or
12 causing TERRIE SENA to have the penis of the said B.S. in the genital opening of TERRIE
13 SENA, against the will of the said B.S., or under conditions in which Defendant knew, or
14 should have known, that B.S. was mentally or physically incapable of resisting or
15 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
16 the following principles of criminal liability: (1) by Defendant directly performing such acts;
17 and/or (2) by Defendant acting with TERRIE SENA and/or others unknown pursuant to a
18 conspiracy with TERRIE SENA and/or others unknown in performing such acts; and/or (3)
19 by Defendant and TERRIE SENA and/or others unknown aiding and abetting each other by
20 counseling, encouraging, inducing, or otherwise procuring each other to commit such acts.

21 COUNT 81 - CHILD ABUSE, NEGLECT, OR ENDANGERMENT - SEXUAL ABUSE

22 did, on or between August 13, 2011 and June 30, 2014, willfully, unlawfully, and
23 feloniously cause a child under the age of 18 years, to-wit: B.S. to suffer unjustifiable physical
24 pain or mental suffering as a result of abuse or neglect, to wit: sexual abuse, and/or cause B.S.
25 to be placed in a situation where the said B.S. might have suffered unjustifiable physical pain
26 or mental suffering as a result of abuse or neglect, to wit: sexual abuse, by said Defendant
27 causing and/or directing and/or encouraging the said B.S. to fondle the breast(s) of TERRIE
28

1 SENA; Defendant being liable under one or more of the following principles of criminal
2 liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant acting with
3 TERRIE SENA and/or others unknown pursuant to a conspiracy with TERRIE SENA and/or
4 others unknown in performing such acts; and/or (3) by Defendant and TERRIE SENA and/or
5 others unknown aiding and abetting each other by counseling, encouraging, inducing, or
6 otherwise procuring each other to commit such acts.

7 COUNT 82 - OPEN OR GROSS LEWDNESS

8 did, on or between August 13, 2011 and June 30, 2014, willfully and unlawfully
9 commit an act of open or gross lewdness by said Defendant assisting and/or causing B.S. to
10 touch and/or rub and/or fondle the breast(s) of TERRIE SENA; Defendant being liable under
11 one or more of the following principles of criminal liability: (1) by Defendant directly
12 performing such acts; and/or (2) by Defendant acting with TERRIE SENA and/or others
13 unknown pursuant to a conspiracy with TERRIE SENA and/or others unknown in performing
14 such acts; and/or (3) by Defendant and TERRIE SENA and/or others unknown aiding and
15 abetting each other by counseling, encouraging, inducing, or otherwise procuring each other
16 to commit such acts.

17 COUNT 83 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

18 did, on or between August 13, 2011 and June 30, 2014, then and there willfully,
19 unlawfully, and feloniously sexually assault and subject B.S., a child under sixteen years of
20 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant assisting and/or
21 causing TERRIE SENA to have the penis of the said B.S. in the genital opening of said
22 TERRIE SENA, against the will of the said B.S., or under conditions in which Defendant
23 knew, or should have known, that B.S. was mentally or physically incapable of resisting or
24 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
25 the following principles of criminal liability: (1) by Defendant directly performing such acts;
26 and/or (2) by Defendant acting with TERRIE SENA and/or others unknown pursuant to a
27 conspiracy with TERRIE SENA and/or others unknown in performing such acts; and/or (3)

28

1 by Defendant and TERRIE SENA and/or others unknown aiding and abetting each other by
2 counseling, encouraging, inducing, or otherwise procuring each other to commit such acts.

3 //

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5 COUNT 84 - CHILD ABUSE, NEGLECT, OR ENDANGERMENT - SEXUAL ABUSE

6 did, on or between August 13, 2011 and June 30, 2014, willfully, unlawfully, and
7 feloniously cause a child under the age of 18 years, to-wit: B.S. to suffer unjustifiable physical
8 pain or mental suffering as a result of abuse or neglect, to wit: sexual abuse, and/or cause B.S.
9 to be placed in a situation where the said B.S. might have suffered unjustifiable physical pain
10 or mental suffering as a result of abuse or neglect, to wit: sexual abuse, by said Defendant
11 causing and/or directing and/or encouraging the said B.S. to touch and/or rub and/or fondle
12 the breast(s) of TERRIE SENA; Defendant being liable under one or more of the following
13 principles of criminal liability: (1) by Defendant directly performing such acts; and/or (2) by
14 Defendant acting with TERRIE SENA and/or others unknown pursuant to a conspiracy with
15 TERRIE SENA and/or others unknown in performing such acts; and/or (3) by Defendant and
16 TERRIE SENA and/or others unknown aiding and abetting each other by counseling,
17 encouraging, inducing, or otherwise procuring each other to commit such acts.

18 COUNT 85 - OPEN OR GROSS LEWDNESS

19 did, on or between August 13, 2011 and June 30, 2014, willfully and unlawfully
20 commit an act of open or gross lewdness by said Defendant assisting and/or causing B.S. to
21 touch and/or rub and/or fondle the breast(s) of TERRIE SENA; Defendant being liable under
22 one or more of the following principles of criminal liability: (1) by Defendant directly
23 performing such acts; and/or (2) by Defendant acting with TERRIE SENA and/or others
24 unknown pursuant to a conspiracy with TERRIE SENA and/or others unknown in performing
25 such acts; and/or (3) by Defendant and TERRIE SENA and/or others unknown aiding and
26 abetting each other by counseling, encouraging, inducing, or otherwise procuring each other
27 to commit such acts.

1 COUNT 86 - PREVENTING OR DISSUADING WITNESS OR VICTIM FROM
2 REPORTING CRIME OR COMMENCING PROSECUTION

3 did, on or between August 13, 2011 and June 30, 2014, then and there, willfully,
4 unlawfully, and feloniously, by intimidation or threats, prevent or dissuade, or hinder or delay
5 B.S., from reporting a crime to anyone by said Defendant telling the said B.S. that the said
6 Defendant would break the legs of the said B.S. and/or kill the said B.S. if the said B.S. told
7 anyone of the sexual acts the said B.S. was forced to commit or have committed upon the said
8 B.S.

9 COUNT 87 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
10 AGE

11 did, on or between June 14, 2010 and June 13, 2012, then and there willfully,
12 unlawfully, and feloniously sexually assault and subject R.S., a child under fourteen years of
13 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
14 the anal opening of the said R.S., against the will of the said R.S., or under conditions in which
15 Defendant knew, or should have known, that R.S. was mentally or physically incapable of
16 resisting or understanding the nature of Defendant's conduct.

17 COUNT 88 - LEWDNESS WITH A MINOR UNDER THE AGE OF 14

18 did, on or between June 14, 2010 and June 13, 2012, willfully, lewdly, unlawfully, and
19 feloniously commit a lewd or lascivious act upon or with the body, or any part or member
20 thereof, of a child, to-wit: R.S., a child under the age of fourteen years, by said Defendant
21 using his penis to touch and/or rub and/or fondle the anal area of the said R.S., with the intent
22 of arousing, appealing to, or gratifying the lust, passions, or sexual desires of defendant, or
23 R.S.

24 COUNT 89 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
25 AGE

26 did, on or between June 14, 2010 and June 13, 2012, then and there willfully,
27 unlawfully, and feloniously sexually assault and subject R.S., a child under fourteen years of
28

1 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
2 the anal opening of the said R.S., against the will of the said R.S., or under conditions in which
3 Defendant knew, or should have known, that R.S. was mentally or physically incapable of
4 resisting or understanding the nature of Defendant's conduct.

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6 //

7 COUNT 90 - LEWDNESS WITH A MINOR UNDER THE AGE OF 14

8 did, on or between June 14, 2010 and June 13, 2012, willfully, lewdly, unlawfully, and
9 feloniously commit a lewd or lascivious act upon or with the body, or any part or member
10 thereof, of a child, to-wit: R.S., a child under the age of fourteen years, by said Defendant
11 using his penis to touch and/or rub and/or fondle the anal area of the said R.S., with the intent
12 of arousing, appealing to, or gratifying the lust, passions, or sexual desires of defendant, or
13 R.S.

14 COUNT 91 - SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF
15 AGE

16 did, on or between June 14, 2010 and June 13, 2012, then and there willfully,
17 unlawfully, and feloniously sexually assault and subject R.S., a child under fourteen years of
18 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
19 the anal opening of the said R.S., against the will of the said R.S., or under conditions in which
20 Defendant knew, or should have known, that R.S. was mentally or physically incapable of
21 resisting or understanding the nature of Defendant's conduct.

22 COUNT 92 - LEWDNESS WITH A MINOR UNDER THE AGE OF 14

23 did, on or between June 14, 2010 and June 13, 2012, willfully, lewdly, unlawfully, and
24 feloniously commit a lewd or lascivious act upon or with the body, or any part or member
25 thereof, of a child, to-wit: R.S., a child under the age of fourteen years, by said Defendant
26 using his penis to touch and/or rub and/or fondle the anal area of the said R.S., with the intent
27 of arousing, appealing to, or gratifying the lust, passions, or sexual desires of defendant, or
28

1 R.S.

2 COUNT 93 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

3 did, on or between June 14, 2012 and June 13, 2014, then and there willfully,
4 unlawfully, and feloniously sexually assault and subject R.S., a child under sixteen years of
5 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
6 the anal opening of the said R.S., against the will of the said R.S., or under conditions in which
7 Defendant knew, or should have known, that R.S. was mentally or physically incapable of
8 resisting or understanding the nature of Defendant's conduct.

9 COUNT 94 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

10 did, on or between June 14, 2012 and June 13, 2014, then and there willfully,
11 unlawfully, and feloniously sexually assault and subject R.S., a child under sixteen years of
12 age, to sexual penetration, to-wit: anal intercourse, by said Defendant inserting his penis into
13 the anal opening of the said R.S., against the will of the said R.S., or under conditions in which
14 Defendant knew, or should have known, that R.S. was mentally or physically incapable of
15 resisting or understanding the nature of Defendant's conduct.

16 COUNT 95 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

17 did, on or between June 14, 2010 and June 13, 2014, then and there willfully,
18 unlawfully, and feloniously sexually assault and subject R.S., a child under sixteen years of
19 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing TERRIE
20 SENA to have the penis of the said R.S. on and/or in the mouth of said TERRIE SENA, against
21 the will of the said R.S., or under conditions in which Defendant knew, or should have known,
22 that R.S. was mentally or physically incapable of resisting or understanding the nature of
23 Defendant's conduct; Defendant being liable under one or more of the following principles of
24 criminal liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant
25 acting with TERRIE SENA and/or others unknown pursuant to a conspiracy with TERRIE
26 SENA and/or others unknown in performing such acts; and/or (3) by Defendant and TERRIE
27 SENA and/or others unknown aiding and abetting each other by counseling, encouraging,
28

1 inducing, or otherwise procuring each other to commit such acts.

2 COUNT 96 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

3 did, on or between June 14, 2010 and June 13, 2014, then and there willfully,
4 unlawfully, and feloniously sexually assault and subject R.S., a child under sixteen years of
5 age, to sexual penetration, to-wit: sexual intercourse, by said Defendant assisting and/or
6 causing TERRIE SENA to have the penis of the said R.S. in the genital opening of said
7 TERRIE SENA, against the will of the said R.S., or under conditions in which Defendant
8 knew, or should have known, that R.S. was mentally or physically incapable of resisting or
9 understanding the nature of Defendant's conduct; Defendant being liable under one or more of
10 the following principles of criminal liability: (1) by Defendant directly performing such acts;
11 and/or (2) by Defendant acting with TERRIE SENA and/or others unknown pursuant to a
12 conspiracy with TERRIE SENA and/or others unknown in performing such acts; and/or (3)
13 by Defendant and TERRIE SENA and/or others unknown aiding and abetting each other by
14 counseling, encouraging, inducing, or otherwise procuring each other to commit such acts.

15 COUNT 97 - INCEST

16 did, on or between June 14, 2010 and June 13, 2014, willfully, unlawfully, and
17 feloniously assist and/or cause TERRIE SENA to commit fornication or adultery with and/or
18 on R.S., the son of TERRIE SENA; TERRIE SENA and R.S. being within the degree of
19 consanguinity within which marriages are declared by law to be incestuous and void; the
20 Defendant committing the crime by assisting and/or causing TERRIE SENA to engage in
21 sexual intercourse R.S.; Defendant being liable under one or more of the following principles
22 of criminal liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant
23 acting with TERRIE SENA and/or others unknown pursuant to a conspiracy with TERRIE
24 SENA and/or others unknown in performing such acts; and/or (3) by Defendant and TERRIE
25 SENA and/or others unknown aiding and abetting each other by counseling, encouraging,
26 inducing, or otherwise procuring each other to commit such acts.

27 COUNT 98 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

1 did, on or between June 14, 2010 and June 13, 2014, then and there willfully,
2 unlawfully, and feloniously sexually assault and subject R.S., a child under sixteen years of
3 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing TERRIE
4 SENA to have the penis of the said R.S. on and/or in the mouth of TERRIE SENA, against the
5 will of the said R.S., or under conditions in which Defendant knew, or should have known,
6 that R.S. was mentally or physically incapable of resisting or understanding the nature of
7 Defendant's conduct; Defendant being liable under one or more of the following principles of
8 criminal liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant
9 acting with TERRIE SENA and/or others unknown pursuant to a conspiracy with TERRIE
10 SENA and/or others unknown in performing such acts; and/or (3) by Defendant and TERRIE
11 SENA and/or others unknown aiding and abetting each other by counseling, encouraging,
12 inducing, or otherwise procuring each other to commit such acts.

13 COUNT 99 - USE OF MINOR IN PRODUCING PORNOGRAPHY

14 did, on or between June 14, 2010 and June 13, 2014, then and there willfully,
15 unlawfully, feloniously and knowingly, use, encourage, entice or permit R.S., a minor under
16 the age of 18, to simulate or engage in, or assist others to simulate or engage in sexual conduct,
17 and/or be the subject of a sexual portrayal, to-wit: TERRIE SENA engaging in sexual
18 intercourse with and performing fellatio on R.S., for the purpose of producing a pornographic
19 performance and that said performance was video recorded by said Defendant; Defendant
20 being liable under one or more of the following principles of criminal liability: (1) by
21 Defendant directly performing such acts; and/or (2) by Defendant acting with TERRIE SENA
22 and/or others unknown pursuant to a conspiracy with TERRIE SENA and/or others unknown
23 in performing such acts; and/or (3) by Defendant and TERRIE SENA and/or others unknown
24 aiding and abetting each other by counseling, encouraging, inducing, or otherwise procuring
25 each other to commit such acts.

26 COUNT 100 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
27 CONDUCT OF A CHILD

1 did, willfully, unlawfully, feloniously and knowingly have in his possession a film,
2 photograph, or other visual presentation depicting R.S., a child under the age of 16 years of
3 age, as the subject of a sexual portrayal or engaging in, simulating, or assisting others to engage
4 in or simulate sexual conduct, to-wit: a video showing TERRIE SENA engaging in sexual
5 intercourse with and performing fellatio on R.S.

6 COUNT 101 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

7 did, on or between June 14, 2010 and June 13, 2014, then and there willfully,
8 unlawfully, and feloniously sexually assault and subject R.S., a child under sixteen years of
9 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing TERRIE
10 SENA to have the penis of the said R.S. on and/or in the mouth of TERRIE SENA, against the
11 will of the said R.S., or under conditions in which Defendant knew, or should have known,
12 that R.S. was mentally or physically incapable of resisting or understanding the nature of
13 Defendant's conduct; Defendant being liable under one or more of the following principles of
14 criminal liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant
15 acting with TERRIE SENA and/or others unknown pursuant to a conspiracy with TERRIE
16 SENA and/or others unknown in performing such acts; and/or (3) by Defendant and TERRIE
17 SENA and/or others unknown aiding and abetting each other by counseling, encouraging,
18 inducing, or otherwise procuring each other to commit such acts.

19 COUNT 102 - SEXUAL ASSAULT WITH A MINOR UNDER SIXTEEN YEARS OF AGE

20 did, on or between June 14, 2010 and June 13, 2014, then and there willfully,
21 unlawfully, and feloniously sexually assault and subject R.S., a child under sixteen years of
22 age, to sexual penetration, to-wit: fellatio, by said Defendant assisting and/or causing TERRIE
23 SENA to have the penis of the said R.S. on and/or in the mouth of TERRIE SENA, against the
24 will of the said R.S., or under conditions in which Defendant knew, or should have known,
25 that R.S. was mentally or physically incapable of resisting or understanding the nature of
26 Defendant's conduct; Defendant being liable under one or more of the following principles of
27 criminal liability: (1) by Defendant directly performing such acts; and/or (2) by Defendant
28

1 acting with TERRIE SENA and/or others unknown pursuant to a conspiracy with TERRIE
2 SENA and/or others unknown in performing such acts; and/or (3) by Defendant and TERRIE
3 SENA and/or others unknown aiding and abetting each other by counseling, encouraging,
4 inducing, or otherwise procuring each other to commit such acts.

5 COUNT 103 - USE OF MINOR IN PRODUCING PORNOGRAPHY

6 did, on or between June 14, 2010 and June 13, 2014, then and there willfully,
7 unlawfully, feloniously and knowingly, use, encourage, entice or permit R.S., a minor under
8 the age of 18, to simulate or engage in, or assist others to simulate or engage in sexual conduct,
9 and/or be the subject of a sexual portrayal, to-wit: TERRIE SENA performing fellatio on R.S.,
10 for the purpose of producing a pornographic performance and that said performance was video
11 recorded by said Defendant; Defendant being liable under one or more of the following
12 principles of criminal liability: (1) by Defendant directly performing such acts; and/or (2) by
13 Defendant acting with TERRIE SENA and/or others unknown pursuant to a conspiracy with
14 TERRIE SENA and/or others unknown in performing such acts; and/or (3) by Defendant and
15 TERRIE SENA and/or others unknown aiding and abetting each other by counseling,
16 encouraging, inducing, or otherwise procuring each other to commit such acts.

17 COUNT 104 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL

18 CONDUCT OF A CHILD

19 did, willfully, unlawfully, feloniously and knowingly have in his possession a film,
20 photograph, or other visual presentation depicting R.S., a child under the age of 16 years of
21 age, as the subject of a sexual portrayal or engaging in, simulating, or assisting others to engage
22 in or simulate sexual conduct, to-wit: a video showing TERRIE SENA performing fellatio on
23 R.S.

24 COUNT 105 - CHILD ABUSE, NEGLECT OR ENDANGERMENT - SEXUAL

25 EXPLOITATION

26 did, on or between June 14, 2010 and June 13, 2014, willfully, unlawfully, and
27 feloniously cause a child under the age of 18 years, to-wit: R.S. to suffer unjustifiable physical
28

1 pain or mental suffering as a result of abuse or neglect, to wit: sexual exploitation, and/or cause
2 R.S. to be placed in a situation where the said R.S. might have suffered unjustifiable physical
3 pain or mental suffering as a result of abuse or neglect, to wit: sexual exploitation, by said
4 Defendant causing the said R.S. to observe videos showing Defendant having sexual contact
5 with TERRIE SENA and/or pictures of DEBORAH SENA and TERRIE SENA in the nude
6 and/or a video which shows sexual contact between Defendant and/or TERRIE SENA and/or
7 DEBORAH SENA.

8 COUNT 106 - PREVENTING OR DISSUADING WITNESS OR VICTIM FROM
9 REPORTING CRIME OR COMMENCING PROSECUTION

10 did, on or between June 14, 2010 and June 13, 2014, then and there, willfully,
11 unlawfully, and feloniously, by intimidation or threats, prevent or dissuade, or hinder or delay
12 R.S., from reporting a crime to anyone by said Defendant telling the said R.S. that the said
13 Defendant would kill him and/or make his life a living hell if the said R.S. told anyone of the
14 sexual acts the said B.S. was forced to commit or have committed upon the said R.S.

15 COUNT 107 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

16 did, on or between December 21, 2010 and June 30, 2014, willfully, lewdly,
17 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
18 or member thereof, of a child, to-wit: E.C., a child under the age of fourteen years, by said
19 Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the genital area
20 of the said E.C., with the intent of arousing, appealing to, or gratifying the lust, passions, or
21 sexual desires of defendant, or E.C.

22 COUNT 108 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

23 did, on or between December 21, 2010 and June 30, 2014, willfully, lewdly,
24 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
25 or member thereof, of a child, to-wit: E.C., a child under the age of fourteen years, by said
26 Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the breast(s) of
27 the said E.C., with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual
28

1 desires of defendant, or E.C.

2 COUNT 109 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

3 did, on or between December 21, 2010 and June 30, 2014, willfully, lewdly,
4 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
5 or member thereof, of a child, to-wit: E.C., a child under the age of fourteen years, by said
6 Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the genital area
7 of the said E.C., with the intent of arousing, appealing to, or gratifying the lust, passions, or
8 sexual desires of defendant, or E.C.

9 COUNT 110 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

10 did, on or between December 21, 2010 and June 30, 2014, willfully, lewdly,
11 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
12 or member thereof, of a child, to-wit: E.C., a child under the age of fourteen years, by said
13 Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the breast(s) of
14 the said E.C., with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual
15 desires of defendant, or E.C.

16 COUNT 111 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

17 did, on or between December 21, 2010 and June 30, 2014, willfully, lewdly,
18 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
19 or member thereof, of a child, to-wit: E.C., a child under the age of fourteen years, by said
20 Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the genital area
21 of the said E.C., with the intent of arousing, appealing to, or gratifying the lust, passions, or
22 sexual desires of defendant, or E.C.

23 COUNT 112 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

24 did, on or between December 21, 2010 and June 30, 2014, willfully, lewdly,
25 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
26 or member thereof, of a child, to-wit: E.C., a child under the age of fourteen years, by said
27 Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the breast(s) of
28

1 the said E.C., with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual
2 desires of defendant, or E.C.

3 COUNT 113 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

4 did, on or between December 21, 2010 and June 30, 2014, willfully, lewdly,
5 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
6 or member thereof, of a child, to-wit: E.C., a child under the age of fourteen years, by said
7 Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the genital area
8 of the said E.C., with the intent of arousing, appealing to, or gratifying the lust, passions, or
9 sexual desires of defendant, or E.C.

10 COUNT 114 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14

11 did, on or between December 21, 2010 and June 30, 2014, willfully, lewdly,
12 unlawfully, and feloniously commit a lewd or lascivious act upon or with the body, or any part
13 or member thereof, of a child, to-wit: E.C., a child under the age of fourteen years, by said
14 Defendant using his hand(s) and/or finger(s) to touch and/or rub and/or fondle the breast(s) of
15 the said E.C., with the intent of arousing, appealing to, or gratifying the lust, passions, or sexual
16 desires of defendant, or E.C.

17 COUNT 115 - USE OF MINOR UNDER THE AGE OF 14 IN PRODUCING
18 PORNOGRAPHY

19 did, on or between December 21, 2010 and June 30, 2014, then and there willfully,
20 unlawfully, feloniously and knowingly, use, encourage, entice or permit E.C., a minor under
21 the age of 14, to simulate or engage in, or assist others to simulate or engage in sexual conduct,
22 and/or be the subject of a sexual portrayal, to-wit: E.C. showering in the nude, for the purpose
23 of producing a pornographic performance and that said performance was video recorded by
24 said Defendant and/or TERRIE SENA; Defendant being liable under one or more of the
25 following principles of criminal liability: (1) by Defendant directly performing such acts;
26 and/or (2) by Defendant acting with TERRIE SENA and/or others unknown pursuant to a
27 conspiracy with TERRIE SENA and/or others unknown in performing such acts; and/or (3)
28

1 by Defendant and TERRIE SENA and/or others unknown aiding and abetting each other by
2 counseling, encouraging, inducing, or otherwise procuring each other to commit such acts.

3 COUNT 116 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
4 CONDUCT OF A CHILD

5 did, on or about the 18th day of September, 2014, then and there, feloniously,
6 knowingly and willfully have in his possession a film, photograph, or other visual presentation
7 depicting a child under the age of 16 years of age to simulate or engage in sexual conduct
8 and/or be as the subject of a sexual portrayal, to-wit: E.C. in the nude.

9 COUNT 117 - CHILD ABUSE, NEGLECT OR ENDANGERMENT - SEXUAL
10 EXPLOITATION

11 did, on or between January 9, 2004 and January 8, 2013, willfully, unlawfully, and
12 feloniously cause a child under the age of 18 years, to-wit: T.G. to suffer unjustifiable physical
13 pain or mental suffering as a result of abuse or neglect, to wit: sexual exploitation, and/or cause
14 T.G. to be placed in a situation where the said T.G. might have suffered unjustifiable physical
15 pain or mental suffering as a result of abuse or neglect, to wit: sexual exploitation, by said
16 Defendant showing T.G. photos of nude individuals including individuals engaged in sexual
17 activity.

18 COUNT 118 - USE OF MINOR UNDER THE AGE OF 18 IN PRODUCING
19 PORNOGRAPHY

20 did, on or between January 9, 2004 and January 8, 2013, then and there willfully,
21 unlawfully, feloniously and knowingly, use, encourage, entice or permit T.G., a minor under
22 the age of 18, to simulate or engage in, or assist others to simulate or engage in sexual conduct,
23 and/or be the subject of a sexual portrayal, to-wit: said Defendant video recording T.G.
24 showering in the nude, for the purpose of producing a pornographic performance; Defendant
25 being liable under one or more of the following principles of criminal liability: (1) by
26 Defendant directly performing such acts; and/or (2) by Defendant acting with TERRIE SENA
27 and/or others unknown pursuant to a conspiracy with TERRIE SENA and/or others unknown
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1 in performing such acts; and/or (3) by Defendant and TERRIE SENA and/or others unknown
2 aiding and abetting each other by counseling, encouraging, inducing, or otherwise procuring
3 each other to commit such acts.

4 COUNT 119 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
5 CONDUCT OF A CHILD

6 did, on or about the 18th day of September, 2014, then and there, feloniously,
7 knowingly and willfully have in his possession a film, photograph, or other visual presentation
8 depicting a child under the age of 16 years of age to simulate or engage in sexual conduct
9 and/or be the subject of a sexual portrayal, to-wit: T.G., a minor under the age of 16, showering
10 in the nude.

11 COUNT 120 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
12 CONDUCT OF A CHILD

13 did, willfully, unlawfully, feloniously and knowingly have in his possession a film,
14 photograph, or other visual presentation depicting M.C., a child under the age of 16 years of
15 age, as the subject of a sexual portrayal or engaging in, simulating, or assisting others to engage
16 in or simulate sexual conduct, to-wit: an image of the said M.C. sitting nude on a bed with a
17 vibrator between her legs.

18 COUNT 121 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
19 CONDUCT OF A CHILD

20 did, willfully, unlawfully, feloniously and knowingly have in his possession a film,
21 photograph, or other visual presentation depicting M.C., a child under the age of 16 years of
22 age, as the subject of a sexual portrayal or engaging in, simulating, or assisting others to engage
23 in or simulate sexual conduct, to-wit: an image of the said M.C. sitting nude on a bed with a
24 vibrator between her breasts.

25 COUNT 122 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
26 CONDUCT OF A CHILD

27 did, willfully, unlawfully, feloniously and knowingly have in his possession a film,
28

1 photograph, or other visual presentation depicting M.C., a child under the age of 16 years of
2 age, as the subject of a sexual portrayal or engaging in, simulating, or assisting others to engage
3 in or simulate sexual conduct, to-wit: an image of the said M.C. sitting nude on a bed with a
4 vibrator touching her mouth.

5 COUNT 123 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
6 CONDUCT OF A CHILD

7 did, willfully, unlawfully, feloniously and knowingly have in his possession a film,
8 photograph, or other visual presentation depicting M.C., a child under the age of 16 years of
9 age, as the subject of a sexual portrayal or engaging in, simulating, or assisting others to engage
10 in or simulate sexual conduct, to-wit: an image of the said M.C. sitting on a bed in the nude.

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18 COUNT 124 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL
19 CONDUCT OF A CHILD

20 did, willfully, unlawfully, feloniously and knowingly have in his possession a film,
21 photograph, or other visual presentation depicting M.C., a child under the age of 16 years of
22 age, as the subject of a sexual portrayal or engaging in, simulating, or assisting others to engage
23 in or simulate sexual conduct, to-wit: an image of the said M.C. kneeling on a bed in the nude
24 with an apparent vibrator between her legs.

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

27 BY 
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Names of witnesses known to the District Attorney's Office at the time of filing this
Information are as follows:

A.S.; c/o CCDA-SVU/VWAC

B.S.; c/o CCDA-SVU/VWAC

BARR, CANDACE ESQ.; UNK

BERNAT, K.; SNCAC/CPS/DFS

DAVIS, K.; SNCAC/CPA/DFS

E.C.; c/o CCDA-SVU/VWAC

GUARDIAN of B.S.; c/o CCDA-SVU/VWAC

GUARDIAN of E.C.; c/o CCDA-SVU/VWAC

1 GUARDIAN of R.S.; c/o CCDA-SVU/VWAC
2 GUARDIAN of R.S.; c/o CCDA-SVU/VWAC
3 IACULLO; LVMPD#07857
4 KURAU; LVMPD#07047
5 M.C.; c/o CCDA-SVU/VWAC
6 MADSEN; LVMPD#07315
7 R.S.; c/o CCDA-SVU/VWAC
8 RAMIREZ; LVMPD#04916
9 SAMPLES; LVMPD#09354
10 SENA, DEBORAH; CCDC
11 SENA, TERRI; NSP/FMWCC
12 T.G.; c/o CCDA-SVU/VWAC
13 T.S.; c/o CCDA-SVU/VWAC

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17 DA#14F14785X/hjc/SVU
18 LVMPD EV#1409151583
(TK03)
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CHRISTOPHER SENA,

Appellant,

v.

THE STATE OF NEVADA,

Respondent.

APPELLANT'S APPENDIX VOLUME VIII PAGES 1634-1848

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

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Attorney for Appellant

ADAM LAXALT
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Carson City, Nevada 89701-4717
(702) 687-3538

Counsel for Respondent

CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court 12 day of August, 2020. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

AARON FORD

WILLIAM M. WATERS

ALEXANDER CHEN

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage pre-paid, addressed to:

CHRISTOPHER SENA, #1217884
HIGH DESERT STATE PRISON
P.O. BOX 650
INDIAN SPRINGS, NV 89070

BY /s/ Carrie Connolly
Employee, Clark County Public Defender's Office