

# IN THE SUPREME COURT OF THE STATE OF NEVADA

Electronically Filed  
Aug 09 2019 01:16 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

RICHARD ALLAN NEWSOME, JR.,  
Appellant(s),

vs.

THE STATE OF NEVADA,  
Respondent(s),

Case No: C-17-321043-1

Docket No: 79044

# RECORD ON APPEAL VOLUME 1

ATTORNEY FOR APPELLANT  
RICHARD NEWSOME, JR. # 1194269,  
PROPER PERSON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070

ATTORNEY FOR RESPONDENT  
STEVEN B. WOLFSON,  
DISTRICT ATTORNEY  
200 LEWIS AVE.  
LAS VEGAS, NV 89101

**I N D E X**

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ORIGINAL

1 IND

2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 GIANCARLO PESCI  
6 Chief Deputy District Attorney  
7 Nevada Bar #007135  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

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

FEB 02 2017

BY   
DULCE MARIE ROMEA, DEPUTY

DISTRICT COURT  
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,

10 Plaintiff,

CASE NO: C-17-321043-1

11 -vs-

DEPT NO: XXI

12 RICHARD ALLAN NEWSOME, JR., aka,  
13 Richard Newsome, #5437116

14 Defendant.

INDICTMENT

15 STATE OF NEVADA }  
16 COUNTY OF CLARK } ss.

17 The Defendant above named, RICHARD ALLAN NEWSOME, JR., aka, Richard  
18 Newsome, accused by the Clark County Grand Jury of the crime(s) of MURDER WITH USE  
19 OF A DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030, 193.165 - NOC  
20 50001) and ASSAULT WITH A DEADLY WEAPON (Category B Felony - NRS 200.471 -  
21 NOC 50201), committed at and within the County of Clark, State of Nevada, on or about the  
22 14th day of January, 2017, as follows:

23 COUNT 1 - MURDER WITH USE OF A DEADLY WEAPON

24 did willfully, unlawfully, feloniously and with malice aforethought, kill RICHARD  
25 NELSON, a human being, with use of a deadly weapon, to wit: a firearm, by shooting into the  
26 body of the said RICHARD NELSON, the said killing having been willful, deliberate and  
27 premeditated.

28 C-17-321043-1  
IND  
Indictment  
4620066



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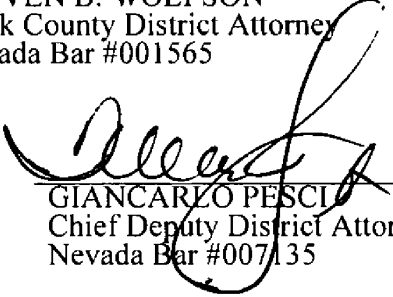
1 COUNT 2 - ASSAULT WITH A DEADLY WEAPON

2 did willfully, unlawfully, feloniously and intentionally place another person in  
3 reasonable apprehension of immediate bodily harm and/or did willfully and unlawfully  
4 attempt to use physical force against another person, to wit: CARLOS HERNANDEZ, with  
5 use of a deadly weapon, to wit: a firearm, by pointing said firearm at CARLOS HERNANDEZ,  
6 the Defendants being criminally liable under one or more of the following principles of  
7 criminal liability, to-wit: (1) by directly committing this crime; and/or (2) by aiding or abetting  
8 in the commission of this crime, with the intent that this crime be committed, by counseling,  
9 encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit  
10 the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this  
11 crime be committed, Defendants aiding or abetting and/or conspiring in the following manner,  
12 to-wit: by entering into a course of conduct whereby, Defendants acting in concert throughout.

13 DATED this 1st day of February, 2017.

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

17 BY

18   
19 GIANCARLO PESCI  
20 Chief Deputy District Attorney  
21 Nevada Bar #007135

22 ENDORSEMENT: A True Bill

23  
24   
25 Foreperson, Clark County Grand Jury

Names of Witnesses and testifying before the Grand Jury:

AGUDO, ALICIA, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

BRUCE, ROXANNE, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

BRUCE, WADE, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

COLEMAN, ONEISHA, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

CORNEAL, JENNIFER, ME

GRIMMETT, JARROD, LVMPD# 7056

HERNANDEZ, CARLOS, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

Additional Witnesses known to the District Attorney at time of filing the Indictment:

COLEMAN, DEBORAH, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

CUSTODIAN OF RECORDS, CCDC

CUSTODIAN OF RECORDS, LVMPD COMMUNICATIONS

CUSTODIAN OF RECORDS, LVMPD RECORDS

OLSON, ALANE DR, ME# 0068

RAETZ, DEAN, LVMPD# 4234

REINER, JENNIFER, LVMPD# 8167

16BGJ059X/17F00941X/ed-GJ  
LVMPD EV# 1701143022  
(TK12)

WARR

**ORIGINAL**  
DISTRICT COURT  
CLARK COUNTY, NEVADA

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

FEB 02 2017

THE STATE OF NEVADA,  
  
Plaintiff,

-vs-

RICHARD ALLAN NEWSOME, JR.,  
aka, Richard Newsome, #5437116

Defendant.

BY   
DULCE MARIE ROMEA, DEPUTY

CASE NO: C-17-321043-1  
DEPT NO: XXI

WARRANT FOR ARREST

INDICTMENT WARRANT

THE STATE OF NEVADA,

To: Any Sheriff, Constable, Marshall, Policeman, or Peace Officer in This State:

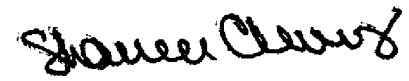
An Indictment having been found on the 2nd day of February, 2017, in the above entitled Court, charging Defendant RICHARD ALLAN NEWSOME, JR., aka, Richard Newsome, above named, with the crime(s) of: (1) CT - MURDER WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030, 193.165 - NOC 50001) and (1) CT - ASSAULT WITH A DEADLY WEAPON (Category B Felony - NRS 200.471 - NOC 50201).


**YOU ARE, THEREFORE, COMMANDED** forthwith to arrest and bring said Defendant before the Court to answer the Indictment. If the Court is not in session, you are to deliver Defendant into the custody of the Sheriff of Clark County, or if requested by Defendant, take Defendant before any Magistrate in the County where arrested that bail may be given to answer to the Indictment. Defendant shall be admitted to bail in the sum of \$ NO BAIL.

I HEREBY AUTHORIZE THE SERVICE OF THE WITHIN WARRANT BY TELETYPE, PURSUANT TO NRS 171.148. The Warrant may be served at any hour day or night

GIVEN under my hand this 2nd day of February, 2017.

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

BY   
GIANCARLO PESCI  
Chief Deputy District Attorney  
Nevada Bar #007135

  
DISTRICT JUDGE  
ELIZABETH GONZALEZ  
BAIL \$ NO BAIL

DA# 16BGJ059X/17F00941X/ed  
LVMPD EV#1701143022  
6/23/1999; BMA; 625-13-5613;  
(TK12)

C-17-321043-1  
WARR  
Warrant  
4620058



~~RET.~~  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
GIANCARLO PESCI  
Chief Deputy District Attorney  
Nevada Bar #007135  
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-

RICHARD ALLAN NEWSOME, JR., aka,  
Richard Newsome, #5437116

Defendant.

CASE NO: C-17-321043-1  
DEPT NO: XXI

INDICTMENT WARRANT RETURN

An Indictment having heretofore been found on the 2nd day of February, 2017, in the above entitled Court, charging Defendant RICHARD ALLAN NEWSOME, JR., aka, Richard Newsome, above named, with the crime(s) of: (1) CT - MURDER WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030, 193.165 - NOC 50001) and (1) CT - ASSAULT WITH A DEADLY WEAPON (Category B Felony - NRS 200.471 - NOC 50201), and upon finding the said Indictment, the court issued a warrant for the arrest of said Defendant.

I hereby certify that I received a certified copy of the Indictment Warrant and served the same by arresting the within Defendant on the \_\_\_\_ day of \_\_\_\_\_ 2017.

JOSEPH LOMBARDO,  
Clark County, Nevada

BY \_\_\_\_\_  
Deputy

RET  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
GIANCARLO PESCI  
Chief Deputy District Attorney  
Nevada Bar #007135  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

Electronically Filed  
02/03/2017

*Heather S. Lemin*  
CLERK OF THE COURT

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,  
Plaintiff,

-vs-

RICHARD ALLAN NEWSOME, JR., aka,  
Richard Newsome, #5437116  
Defendant.

CASE NO: C-17-321043-1  
DEPT NO: XXI

INDICTMENT WARRANT RETURN

An Indictment having heretofore been found on the 2nd day of February, 2017, in the above entitled Court, charging Defendant RICHARD ALLAN NEWSOME, JR., aka, Richard Newsome, above named, with the crime(s) of: (1) CT - MURDER WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030, 193.165 - NOC 50001) and (1) CT - ASSAULT WITH A DEADLY WEAPON (Category B Felony - NRS 200.471 - NOC 50201), and upon finding the said Indictment, the court issued a warrant for the arrest of said Defendant.

I hereby certify that I received a certified copy of the Indictment Warrant and served the same by arresting the within Defendant on the 2 day of February 2017.

JOSEPH LOMBARDO,  
Clark County, Nevada

BY 126 6304 cou  
Deputy

PAGE 1 OF 1  
\*ID/CS# 5437116  
☐ JUVENILE ☐ DNA SAMPLE TAKEN ☐ DNA NOT REQ'D  
CO. SGT APPROVAL ☐ REBOOK ☐ ABSENTIA ☐ FORM 6 ☐ NDOC ☐ EXT TO LAS VEGAS ☐ LVC ☐ HND ☐ NIV ☐ COURTESY HOLD ☐ DETAINER

LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
**TEMPORARY CUSTODY RECORD**  
(\* DENOTES REQUIRED FIELD)

\*ARREST DATE: 2/2/2017 \*ARREST TIME: 11:00  
\*EVENT #:

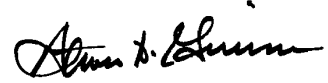
\*INTAKE NAME (AKA, ALIAS, ETC.) LAST FIRST MIDDLE TRUE NAME LAST NEWSOME RICHARD ALLAN  
\*HOME ADDRESS (STREET # AND STREET NAME) 2833 BIG MOUNTAIN AVE NEWSOME RICHARD  
BLDG/APRT # CITY NORTH LAS VEGAS NV ZIP  
\*DATE OF BIRTH 6/23/1999 \*RACE B \*ETHNIC M \*SEX M \*HEIGHT 506 \*WEIGHT 110 \*HAIR BLK \*EYES BRO \*SOCIAL SECURITY # 625-13-5613 \*CITIZENSHIP US \*PLACE OF BIRTH FRESNO, CA  
\*LOCATION OF CRIME (STREET ADDRESS, CITY, STATE, ZIP) CCDC \*LOCATION OF ARREST (STREET ADDRESS, CITY, STATE, ZIP)

*ARR ** TYPE	LV	JC	DC	QTR	*WARRANT # / CASE #	*# COUNTS	*NOC CODE	M	GM	F	*CHARGE LITERAL	*ORD / MRS	*BAIL	*EVENT # / NIC#
GJI	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	C-17-321043-1	1	50001	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	OPEN MURDER, E/DW	200.010	NB	
GJI	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	C-17-321043-1	1	50201	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	ASSAULT, W/DW	200.471	0	
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EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

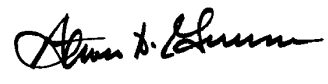


CLERK OF THE COURT

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THE STATE OF NEVADA, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 RICHARD ALLAN NEWSOME, JR., aka )  
 Richard Newsome, )  
 )  
 Defendant. )

GJ No. 16E000001  
DC No. C321043



CLERK OF THE COURT

Taken at Las Vegas, Nevada

Wednesday, February 1, 2017

8:27 a.m.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

Reported by: Danette L. Antonacci, C.C.R. No. 222



12:00 1 GRAND JURORS PRESENT ON FEBRUARY 1, 2017  
2  
3 JOHN BLACKWELL, Foreperson  
4 SUZETTE LEMONT, Deputy Foreperson  
12:00 5 STACEY EARL, Secretary  
6 MARGARET FREE, Assistant Secretary  
7 MAYRA ALMONTE  
8 ISABEL DARENSBOURG  
9 BLANCA FISSELLA  
12:00 10 PHILLIP HOLGUIN  
11 GREGORY KRAMER  
12 REGLA MEGRET  
13 ADOLPH PEBELSKE, JR.  
14 JANE REYLING  
12:00 15 ELIZABETH ROMOFF  
16 DERRICK SIMMONS  
17 FRANCES STOLDAD  
18  
19 Also present at the request of the Grand Jury:  
12:00 20 Giancarlo Pesci, Chief Deputy District Attorney  
21 Tierra Jones, Deputy District Attorney  
22  
23  
24  
25

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5	ONIESHA COLEMAN	19
6	ROXANNE BRUCE	46
7	WADE KEENAN BRUCE	60
8	JARROD GRIMMETT	70
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12:00 1 LAS VEGAS, NEVADA, FEBRUARY 1, 2017

2 \* \* \* \* \*

3

4 DANETTE L. ANTONACCI,

12:00 5 having been first duly sworn to faithfully  
6 and accurately transcribe the following  
7 proceedings to the best of her ability.

8

9 THE FOREPERSON: Let the record reflect  
08:00 10 that I have canvassed the waiting area and no one has  
11 appeared in response to Notice of Intent to Seek  
12 Indictment.

13 MS. JONES: Good morning ladies and  
14 gentlemen of the Grand Jury. My name is Tierra Jones  
08:27 15 and this is Giancarlo Pesci and we are the deputy  
16 district attorneys presenting to you Grand Jury case  
17 number 16BGJ059X, the State of Nevada versus Richard  
18 Newsome. The record will reflect we have marked a copy  
19 of the proposed Indictment as Exhibit Number 1. Do all  
08:27 20 the ladies and gentlemen of the jury Grand Jury have a  
21 copy of that?

22 A JUROR: Yes.

23 MS. JONES: In this case the defendant is  
24 charged with murder with use of a deadly weapon and  
08:28 25 assault with a deadly weapon. I'm required to advise

08:28 1 you of the elements of these charges. We have marked a  
2 copy of Grand Jury instructions as Grand Jury Exhibit  
3 Number 2. Are there any questions with regards to these  
4 elements?

08:28 5 The State's first witness will be Dr.  
6 Jennifer Corneal.

7 THE FOREPERSON: Please raise your right  
8 hand.

9 You do solemnly swear the testimony you are  
08:28 10 about to give upon the investigation now pending before  
11 this Grand Jury shall be the truth, the whole truth, and  
12 nothing but the truth, so help you God?

13 THE WITNESS: I do.

14 THE FOREPERSON: Please be seated.

08:28 15 You are advised that you are here today to  
16 give testimony in the investigation pertaining to the  
17 offenses of murder with use of a deadly weapon and  
18 assault with a deadly weapon, involving Richard Allan  
19 Newsome.

08:29 20 Do you understand this advisement?

21 THE WITNESS: I do.

22 THE FOREPERSON: Please state your first  
23 and last name and spell both for the record.

24 THE WITNESS: Jennifer Corneal.

08:29 25 J-E-N-N-I-F-E-R, C-O-R-N-E-A-L.

08:29 1 JENNIFER CORNEAL,  
2 having been first duly sworn by the Foreperson of the  
3 Grand Jury to testify to the truth, the whole truth,  
4 and nothing but the truth, testified as follows:

08:29 5  
6 EXAMINATION

7  
8 BY MS. JONES:

9 Q. Good morning, Dr. Corneal.

08:29 10 A. Good morning.

11 Q. Can you tell the ladies and gentlemen of  
12 the Grand Jury how you're employed?

13 A. I'm a medical examiner employed at the  
14 Clark County Office of the Coroner Medical Examiner.

08:29 15 Q. And is there more than one medical examiner  
16 employed at the coroner's office?

17 A. Yes.

18 Q. And today you are here to discuss an  
19 autopsy that was conducted on someone by the name of

08:29 20 Richard Nelson. You did not actually conduct that  
21 autopsy; is that correct?

22 A. Correct.

23 Q. Who actually conducted that autopsy?

24 A. Dr. Olson.

08:29 25 Q. Dr. Olson. Is Dr. Olson unavailable to be

08:29 1 here today?

2 A. Yes.

3 Q. In preparation for your testimony today,  
4 did you review the report that was prepared by Dr. Olson

08:29 5 in regards to the autopsy on Richard Nelson?

6 A. I did.

7 Q. Okay. And are you familiar with her  
8 findings in that report?

9 A. I am.

08:29 10 Q. And Dr. Corneal, I'm going to show you a  
11 series of photos. When someone is, an autopsy is  
12 conducted on someone at the coroner's office, is there a  
13 way that they're identified?

14 A. Yes. There is a tag on the body bag and  
08:30 15 then placed on the decedent as well and with homicides  
16 or suspicious cases there's also a seal placed on the  
17 body bag.

18 Q. Okay. And Dr. Corneal, I'm going to show  
19 you Grand Jury Exhibit Number 4. What do we see in

08:30 20 Grand Jury Exhibit Number 4?

21 A. That is the seal and case identification  
22 tag including the case number and the decedent's name.

23 Q. And in this case does that read Richard J.  
24 Nelson?

08:30 25 A. It does.

08:30 1 Q. Does that appear to you to be the seal from  
2 this particular case which is coroner's case 17-00579?

3 A. It does.

4 Q. And in conducting an autopsy are there also  
08:30 5 photographs that are taken?

6 A. Yes.

7 Q. Have you reviewed the photographs in this  
8 particular case?

9 A. I have.

08:31 10 Q. And Dr. Corneal, I'm going to show you  
11 Grand Jury Exhibit Number 5. What do we see in this  
12 photograph?

13 A. That is a photograph of Mr. Nelson's face.

14 Q. How do you know that's actually Mr. Nelson?

08:31 15 A. It's identified by his case number.

16 Q. Which is 17-00579?

17 A. Yes.

18 Q. And in this case did Dr. Olson make  
19 particular findings as to whether or not Mr. Nelson

08:31 20 sustained wounds?

21 A. She did.

22 Q. And what type of wounds did he sustain?

23 A. He had multiple gunshot wounds as well as  
24 multiple abrasions.

08:31 25 Q. Okay. And let's talk about the gunshot



08:31 1 wounds. Were those wounds labeled just for  
2 identification?

3 A. They were.

4 Q. And how many wounds were there?

08:31 5 A. Five.

6 Q. And let's talk about the first one. Where  
7 was the first gunshot wound?

8 A. In his left upper chest.

9 Q. And was that an entry wound or an exit  
08:31 10 wound?

11 A. That was the entrance wound.

12 Q. That was an entry wound. Was there any  
13 particular stippling or any type of soot that was  
14 present on that wound?

08:32 15 A. There was stippling.

16 Q. Okay. And can you explain to the ladies  
17 and gentlemen of the Grand Jury what is stippling?

18 A. Stippling is punctate abrasions caused by  
19 unburned gunpowder hitting the skin. It's seen in  
08:32 20 intermediate range gunshot wounds, so somewhere between  
21 inches and feet away from the body.

22 Q. And do you know the direction of travel of  
23 that wound?

24 A. Yes.

08:32 25 Q. What was the direction of travel?

08:32 1 A. Front to back, left to right and slightly  
2 downward.

3 Q. And Dr. Olson, I'm sorry, Dr. Corneal, I'm  
4 going to show you Grand Jury Exhibit Number 6. What are  
08:32 5 we seeing in that photograph?

6 A. In that photograph you see the entrance  
7 wound I was just describing and those small red dots  
8 around it are the stippling.

9 Q. Okay.

08:32 10 A. You also see an exit wound in his left  
11 upper arm.

12 Q. And is that where this actual wound exited  
13 is in his left upper arm?

14 A. No.

08:32 15 Q. Is that from a different wound?

16 A. It is.

17 Q. Okay. And wound number 2, where was  
18 that -- where was actually the exit wound on the left  
19 upper chest wound?

08:33 20 A. His right back.

21 Q. Okay. And Dr. Corneal, I'm going to show  
22 you Grand Jury Exhibit Number 7. What can we see in  
23 that photograph?

24 A. The exit wound in the right back as well as  
08:33 25 another exit wound in his mid back.

08:33 1 Q. And that's an exit wound from a different  
2 wound?

3 A. Yes.

4 Q. And then gunshot wound number 2, where was  
08:33 5 that wound located?

6 A. May I refer to her sheet for her numbering?

7 Q. Please.

8 A. That one was his left back.

9 Q. Okay. And was that an entry wound one or  
08:33 10 an exit wound?

11 A. That was an entrance wound.

12 Q. And was there any soot or powder present on  
13 that wound?

14 A. No.

08:33 15 Q. What was the path of travel on that wound?

16 A. Back to front, left to right and upward.

17 Q. Okay. And Dr. Corneal, I'm going to show  
18 you Grand Jury Exhibit Number 9. What are we seeing in  
19 that photograph?

08:34 20 A. The entrance wound in his left back.

21 Q. That is the entrance wound we were  
22 referring to in his left back?

23 A. Yes.

24 Q. Did that wound have an exit?

08:34 25 A. It did.

08:34 1 Q. Where did that wound exit?  
2 A. The right upper shoulder.  
3 Q. And I'm going to show you Grand Jury  
4 Exhibit Number 8. What can we see in that photograph?  
08:34 5 A. You can see the exit wound in his right  
6 upper shoulder.  
7 Q. And that's for the left back wound?  
8 A. Yes.  
9 Q. And then what was wound number 3?  
08:34 10 A. That wound entered his left upper arm.  
11 Q. And was it an entrance wound or a exit  
12 wound?  
13 A. Entrance.  
14 Q. Was there any soot or powder present on  
08:34 15 that wound?  
16 A. There was a small amount of stippling.  
17 Q. Okay. And was there any soot present?  
18 A. Faint soot.  
19 Q. And Dr. Corneal, I'm going to show you  
08:35 20 Grand Jury Exhibit Number 10. Do you recognize what  
21 that is?  
22 A. That is the entrance wound.  
23 Q. That's the entrance wound we're referring  
24 to?  
08:35 25 A. Yes.

08:35 1 Q. What was the path of that wound?

2 A. Front to back, left to right and downward.

3 Q. And where did that wound exit?

4 A. Well, this wound actually exits his upper

08:35 5 arm, enters his chest again and then exits his mid back.

6 Q. Okay. And I'm going to show you Grand Jury

7 Exhibit Number 11. What can we see in that photograph?

8 A. That will be the entrance wound in the left

9 back, the exit wound from the arm in the mid back and

08:35 10 then the other exit wound from the chest wound on the

11 right back.

12 Q. And the one that we're talking about right

13 now from the left upper arm, where is the exit wound on

14 that?

08:35 15 A. The middle of the picture.

16 Q. That's the one in the middle of the back.

17 Okay.

18 And gunshot wound number 4, where was that

19 located?

08:35 20 A. That was on his lower abdomen.

21 Q. What type of wound was that?

22 A. That was a graze wound.

23 Q. And so when you say a graze wound, what

24 does that mean?

08:36 25 A. It means that it injures the skin and does

08:36 1 not actually enter the body. It's more of an abrasion  
2 caused by a gunshot wound.

3 Q. And I'm going to show you Grand Jury  
4 Exhibit Number 12. What can we see in that photograph?

08:36 5 A. The graze wound right underneath the  
6 external defibrillator pad that they're pulling up.

7 Q. And that's the graze wound that we're  
8 referring to?

9 A. Yes.

08:36 10 Q. And so that, the bullet actually never  
11 entered the body on that wound?

12 A. Correct.

13 Q. And what was wound number 5?

14 A. Wound number 5 went through his right  
08:36 15 forearm.

16 Q. And did it perforate his right forearm?

17 A. It did.

18 Q. Was there any soot or any gunpowder present  
19 on this wound?

08:36 20 A. No.

21 Q. Where did it exit?

22 A. The back of his forearm.

23 Q. And what was the path of this wound?

24 A. Front to back, right to left, without  
08:36 25 significant up or down deviation.

08:36 1 Q. Was it right to left or left to right?  
2 A. Left to right. Sorry.  
3 Q. It's okay. I'm going to show you Grand  
4 Jury Exhibit Number 13. What can we see in this photo?  
08:37 5 A. That's both the entrance and the exit  
6 wounds.  
7 Q. Can you actually stand up for the ladies  
8 and gentlemen of the Grand Jury and show them which one  
9 is the entrance and which one is the exit.  
08:37 10 A. This one here is the entrance wound and  
11 this is the exit. When I say back of arm, I'm talking  
12 about anatomic position and so that would be with the  
13 hand this way, so it entered here and exited back here.  
14 Q. And just for the record you were pointing  
08:37 15 to your hand being palm side up?  
16 A. Yes.  
17 Q. Okay. And Dr. Corneal, can you tell the  
18 ladies and gentlemen of the Grand Jury which one of  
19 these wounds was fatal?  
08:37 20 A. The chest wound as well as the back wound  
21 both struck the heart. All of them together would be  
22 fatal.  
23 Q. But both of those wounds actually struck  
24 the heart?  
08:37 25 A. Yes.

08:37 1 Q. Okay. And did Dr. Olson actually make a  
2 determination on the cause of death of Mr. Nelson?

3 A. Yes.

4 Q. And were you able to review Dr. Olson's  
08:38 5 records and make your own determination?

6 A. Yes.

7 Q. And on your, based on your determination,  
8 what was the cause of death to Mr. Nelson?

9 A. Multiple gunshot wounds.

08:38 10 Q. What was the manner of death?

11 A. Homicide.

12 BY MR. PESCI:

13 Q. Doctor, if I could just ask. Dr. Olson,  
14 she's at jury duty today, right?

08:38 15 A. Yes.

16 Q. That's why she couldn't be here, right?

17 A. Exactly.

18 BY MS. JONES:

19 Q. And so the findings that you had just gave  
08:38 20 to us are your findings after your review of the records  
21 in this case?

22 A. Correct.

23 MS. JONES: Okay. I have no further  
24 questions for this witness. Do the ladies and gentlemen  
08:38 25 of the Grand Jury have any questions for this witness?



08:39 1 THE FOREPERSON: By law, these proceedings  
2 are secret and you are prohibited from disclosing to  
3 anyone anything that has transpired before us, including  
4 evidence and statements presented to the Grand Jury, any  
08:39 5 event occurring or statement made in the presence of the  
6 Grand Jury, and information obtained by the Grand Jury.

7 Failure to comply with this admonition is a  
8 gross misdemeanor punishable up to 364 days in the Clark  
9 County Detention Center and a \$2,000 fine. In addition,  
08:39 10 you may be held in contempt of court punishable by an  
11 additional \$500 fine and 25 days in the Clark County  
12 Detention Center.

13 Do you understand this admonition?

14 THE WITNESS: I do.

08:39 15 THE FOREPERSON: Thank you. You may be  
16 excused.

17 MS. JONES: The State's next witness will  
18 be Oniesha Coleman.

19 THE FOREPERSON: Please raise your right  
08:39 20 hand.

21 You do solemnly swear the testimony you are  
22 about to give upon the investigation now pending before  
23 this Grand Jury shall be the truth, the whole truth, and  
24 nothing but the truth, so help you God?

08:40 25 THE WITNESS: I do.

08:40 1 THE FOREPERSON: Please be seated.  
2 You are advised that you are here today to  
3 give testimony in the investigation pertaining to the  
4 offenses of murder with use of a deadly weapon and  
08:40 5 assault with a deadly weapon, involving Richard Allan  
6 Newsome.

7 Do you understand this advisement?

8 THE WITNESS: Yes.

9 THE FOREPERSON: Please state your first  
08:40 10 and last name and spell both for the record.

11 THE WITNESS: Oniesha Coleman.

12 O-N-I-E-S-H-A, C-O-L-E-M-A-N.

13 ONIESHA COLEMAN,

14 having been first duly sworn by the Foreperson of the  
08:40 15 Grand Jury to testify to the truth, the whole truth,  
16 and nothing but the truth, testified as follows:

17

18 EXAMINATION

19

08:40 20 BY MS. JONES:

21 Q. Good morning, Miss Coleman. How are you?

22 A. Uh, I'm awake.

23 Q. It's a little hard for you to be here  
24 today?

08:40 25 A. Very actually. I didn't know there were so

08:40 1 many people.

2 Q. It's okay. We're going to take our time.

3 Okay?

4 A. Okay.

08:40 5 Q. Miss Coleman, we're here to talk about the  
6 events that transpired on January 14, 2017. Do you  
7 remember those events?

8 A. Yes, ma'am.

9 Q. Miss Coleman, on that day were you involved  
08:40 10 in a group that goes by the name of Squad? Do you have  
11 a squad?

12 A. Yes. Yes, ma'am.

13 Q. Can you explain for the ladies and  
14 gentlemen of the Grand Jury what's your squad?

08:41 15 A. Well, my squad, the name is exclusive  
16 association. Basically we're just a group of young  
17 people who said that together we're going to work to  
18 obtain more than what our parents have. So we're trying  
19 to, you know, do better than whatever, wherever our mom  
08:41 20 and dad ended up in life we decided that that wasn't  
21 enough and we want more than that.

22 Q. Is there someone by the name of Alicia  
23 Agudo in your squad?

24 A. No, not really. That was my ex-girl  
08:41 25 friend.

08:41 1 Q. So on January 14th of 2017 you were no  
2 longer dating her?  
3 A. No.  
4 Q. When did you date her?  
08:41 5 A. Probably it would have been like a few  
6 days, a few days before that probably, so like the 14th,  
7 13th, 12th, like the 11th around my mom's birthday.  
8 Q. You guys had broken up for a few days?  
9 A. Yeah.  
08:42 10 Q. But previously how long did you date her?  
11 A. A few months, probably like six months,  
12 seven months.  
13 Q. Was there somebody named Imunique Newsome  
14 who was in your squad?  
08:42 15 A. Yes, ma'am, she was.  
16 Q. What did she do in your squad?  
17 A. Basically she does hair and makeup. The  
18 squad is just like a bunch of people that do a bunch of  
19 different things like make music or dance or, you know,  
08:42 20 you do hair or maybe you want to be a business person,  
21 maybe you want to be a lawyer. It's just, we're all  
22 just young, you know.  
23 Q. Was there some sort of issue going on with  
24 the squad on January 14th of 2017?  
08:42 25 A. No, ma'am, there wasn't.

08:42 1 Q. Did there come a point in time where you  
2 guys were having, you and Alicia were having a chat,  
3 like a group chat?

4 A. No.

08:42 5 Q. So what happened with you and Imunique on  
6 January 14th?

7 A. Nothing. I never spoke to her.

8 Q. You never talked to her?

9 A. Never talked to her that day.

08:42 10 Q. Did there come a point in time where you  
11 said Imunique was not going to be in the squad anymore?

12 A. Yes.

13 Q. Why was that?

14 A. Well, obviously I take my squad very  
08:43 15 seriously because I care about everybody in my squad and  
16 I told her from the beginning we're all family so you're  
17 in this squad, you're my brother or you're my sister.  
18 And I guess what she had been doing is taking screen  
19 shots of conversations that we were having in this,  
08:43 20 because I have a group chat in this group but it's  
21 strictly for my squad and in that group chat I guess she  
22 had been screen shooting messages and sending them to my  
23 ex-girl friend basically saying like oh, it looks weird  
24 how she's talking to certain members in the squad. So  
08:43 25 it caused friction between me and Alicia and she was

08:43 1 constantly like, you know, texting my phone like 30, 30  
2 threads and 29 missed calls, asking me like oh, so you  
3 just want to ignore me for your squad, you just want to  
4 flirt with particular members in your squad, you just  
08:44 5 want to do that. I'm like that's not the case.

6 Q. So who is texting you; Alicia?

7 A. Yes.

8 Q. So there was friction between you and  
9 Alicia based on Imunique sharing these messages?

08:44 10 A. Yes.

11 Q. Did there come a time where you were going  
12 to call a meeting of the squad that day?

13 A. Yeah. The 14th was a Saturday cause prior  
14 to this I had spoke to everybody in the squad because I  
08:44 15 felt like we were lacking a bit of motivation so I  
16 created a challenge for everybody and I said we're going  
17 to prove to each other, we have to be on a better  
18 healthy, well, a healthier mind, body and soul type of  
19 thing. So I started with the body. So I created a  
08:44 20 challenge for us to work out and drink water, nothing  
21 other than water for 30 days, no sugary liquids or  
22 nothing, just water, and I said that we were also going  
23 to have some team bonding once a week where everybody's  
24 required to come because I had did a performance and I  
08:45 25 noticed that after my performance a lot of people were

08:45 1 coming to me like oh my goodness, like you're good, I  
2 like your music, I want to work with you more. So I was  
3 like well, I have a whole squad of people who are just  
4 as talented so we have to move differently. So I felt  
08:45 5 that if we had team bonding and we could get closer to  
6 each other then that would make us move better when  
7 we're in public. People would be able to see our  
8 chemistry and be able to feed off of that and I felt  
9 like that was very important for us to get closer. So  
08:45 10 we all, they all voted, everybody picked a day and I was  
11 like I'm cool, whatever you're all with, and they said  
12 Saturday. Saturday was supposed to be the first  
13 Saturday for our team bonding.

14 Q. Where was this team bonding going to be  
08:45 15 held?

16 A. It was going to be held at my house but I  
17 had got paid that same day so we were all still debating  
18 on whether or not we wanted to go bowling or out to a  
19 buffet. And it was also, this day was also the same day  
08:46 20 that my younger brother was supposed to get on a plane  
21 to go back to Missouri so I was like we might as well  
22 chill with him and his girlfriend before they get on a  
23 plane as well. So we were trying to figure out  
24 something that we all could do together instead of just  
08:46 25 like being in the house cause that's where we usually

08:46 1 are.

2 Q. You refer to your younger brother. Who's  
3 your younger brother?

4 A. Richard Nelson.

08:46 5 Q. Richard Nelson?

6 A. Yes.

7 Q. So you guys were planning on meeting up at  
8 your house in order to have this team bonding?

9 A. Yes.

08:46 10 Q. Who was supposed to meet at your house?

11 A. Well, Terrence Thomas and he goes by Poppa  
12 T. James Dukes, he goes by Bubba or J Mula, M-U-L-A.  
13 And Brooke, her, she goes by Medusa. And Carlos Young  
14 Bass Hernandez. And then it was supposed to be Imunique  
08:47 15 Newsome as well.

16 Q. Alicia was not going to come?

17 A. Well, we had a discussion where it was  
18 like, cause she wanted to talk to me, so I told her, you  
19 know, it's fine for you to come, if you come and talk,  
08:47 20 no drama. It wasn't until she started like, she sent me  
21 like a long text message telling me that I'm pathetic  
22 and a bunch of other stuff and it got me mad so I said  
23 don't come.

24 Q. So you told Alicia not to come to your  
08:47 25 house?



08:47 1 A. Yeah, I told her not to come. And after  
2 she had told me that Imunique was screen shooting the  
3 messages, I started thinking, you know, back to all the  
4 times, cause we had been fighting for like a month, and  
08:47 5 it's like almost every other day she had been like  
6 messaging my phone just with a bunch of like off the  
7 wall messages and just off the wall things, just very  
8 disrespectful. And like I didn't, I didn't understand  
9 why because I hadn't been doing anything until she told  
08:47 10 me Imunique had been screen shoting and I felt like they  
11 were using my squad as a playground. So I then said I  
12 don't want to see you and I don't want to see Imunique  
13 either, just go home.

14 Q. Did you say anything, did you call them any  
08:48 15 names?

16 A. No, I did not.

17 Q. Did you ever use the word bitch when you  
18 were referring to either of them?

19 A. No, I did not.

08:48 20 Q. So you never did that?

21 A. No, I did not.

22 Q. So you said that basically neither of them  
23 could come over?

24 A. Yes.

08:48 25 Q. So did you immediately go home after that?

08:48 1 A. Oh, I was at home.  
2 Q. And then did you leave?  
3 A. Yeah. Cause like I said I got paid through  
4 Walmart, from Walmart to Walmart, but I had lost my ID,  
08:48 5 I didn't know where my ID was. So I had Terrence who is  
6 Poppa T, I asked him, because obviously I trust him, I  
7 said I'm going to tell him to send the money in your  
8 name since you have your ID and if you could pick it up  
9 for me on your way here. He said okay, cool. So Medusa  
08:48 10 got to my house first.  
11 Q. So Medusa is Brooke?  
12 A. Yes.  
13 Q. So Medusa comes to your house?  
14 A. Yeah, she got there first. And it's like  
08:49 15 right as she got there, she had came in for like  
16 literally two seconds and T had called me and he was  
17 basically, he played a prank on me telling me that  
18 somebody jacked my money but he was just telling me that  
19 it was ready and if I could pick him up from Walmart  
08:49 20 basically. Because I was going to ask my step dad  
21 Keenan.  
22 Q. So did you and Medusa go to Walmart to get  
23 Poppa T?  
24 A. Yes. But he wasn't at Walmart, he was at  
08:49 25 Circle K on Tropicana and Nellis.

08:49 1 Q. So then do you end up at the Circle K on  
2 Tropicana and Nellis?

3 A. Yes, ma'am. And we're in the parking lot,  
4 but T was with Bubba, I mean, yeah, T was with Bubba and  
08:49 5 we picked them up from the Circle K. We was just  
6 sitting there and while we were sitting there my phone  
7 was getting blown up and blown up and blown up again.  
8 Cause so my phone had died so I barely had a little bit  
9 of charge on it. And she was basically calling me like  
08:49 10 oh, so I can't come over, like why are you so mad, I  
11 don't understand why you're upset.

12 Q. I'm going to stop you. Who is she?

13 A. Alicia. I'm so sorry. I'm sorry.

14 Q. So Alicia is blowing up your phone?

08:50 15 A. Yes.

16 Q. Does there come a point in time where you  
17 are made aware that Alicia is going to your house?

18 A. Yes, because she tells me, she said that  
19 she's close anyway so she was like she's just going to  
08:50 20 come. She was like, she told me, she was like can you  
21 just talk to me and then I'll leave. And I told her,  
22 you know, I was like your best bet is just to go home,  
23 I'm upset right now, I just want to have a stress free  
24 day, I'll come to you tomorrow basically.

08:50 25 Q. And based on you believing she's going to

08:50 1 go to your house, what did you do?

2 A. Well, we drove to the Albertsons instead of  
3 going like past my house. So I told Medusa, I was like  
4 just drive to Albertsons. When we got to Albertsons I  
08:50 5 called my mom and I said mom, Alicia's on her way, can  
6 you make sure she leaves, that she doesn't stay, just  
7 tell her that you and Keenan, which is her husband, are  
8 going to have your married couple time and you didn't  
9 want anybody in the house.

08:51 10 Q. And were you later notified that Alicia had  
11 actually come to your house?

12 A. Yes. My mom had called me back like within  
13 15 minutes, 10 or 15 minutes, because we were sitting in  
14 Albertsons for awhile just to see, because she was still  
08:51 15 texting my phone and I kept telling her to go home and  
16 she wasn't like listening to me and then she started  
17 calling all of my friends. And as she was calling my  
18 friends, my mom had called me and was like oh, she was  
19 laughing, she was like oh yeah, girl, she came and I  
08:51 20 told her I kicked you out, you was disrespectful, I did  
21 the works, like, that's what she was saying. And I hear  
22 my brother laughing in the background. I was like all  
23 right, cool, and then, uhm, we was just basically  
24 waiting for her to leave type of thing. My mom said  
08:52 25 that she was sitting outside the house waiting and she

08:52 1 told me, her words were don't trust, don't trust that  
2 bitch ass nigger Bass, he's sitting there showing Alicia  
3 every message that you sent. Because I messaged Bass  
4 and I told Bass, I said, my exact words were where are  
08:52 5 you was the first message I believe, I could be  
6 mistaken, it's been a minute. The second was tell me  
7 now if you're going to be a bitch ass nigger or not.  
8 Basically referring to him because he was showing her  
9 the text messages and I was messaging him basically  
08:52 10 telling him, I was messaging him basically telling him  
11 to get away from her, like avoid her and go hide in my  
12 backyard or something because we're at Albertsons.

13 Q. Okay. And then did there come a point in  
14 time where you were notified Alicia had left your house?

08:52 15 A. Yes. My brother actually called me, he  
16 said they're gone, because I was supposed to, like I got  
17 paid so I was going to give my little brother money for  
18 his trip to Missouri. So he called me, he's like did  
19 you get the money, I was like yeah, he's like okay,  
08:53 20 they're gone now, I was for real, he's like yeah, and  
21 basically we just called each other ugly. That's how  
22 the conversation ended.

23 Q. Okay. And then did there come a time where  
24 you came into contact with Carlos at the Albertsons?

08:53 25 A. Yes.

08:53 1 Q. Did he just show up?

2 A. Yeah. Cause I called him and then I told  
3 him, I was like dude, I don't know what's going on or  
4 what you're doing but I'm not liking what I'm hearing so

08:53 5 you need to like come to, come up to the Albertsons. I  
6 said you need to be here in five minutes. That's all  
7 you got is five minutes. And he got there within, it  
8 took him like three minutes.

9 Q. And then after Carlos comes to the  
08:53 10 Albertsons, do you then go to your house?

11 A. Yes. Well, not exactly. First we go to  
12 the I Liquor because T and Bubba, they wanted to get a  
13 Black.

14 Q. Can you explain for the ladies and  
08:53 15 gentlemen of the Grand Jury what a black is?

16 A. A Black is a Black and Mild. It's  
17 basically like a cigar but with like a wooden tip or a  
18 plastic tip at the end basically.

19 Q. So you go to the I Liquor. Where do you go  
08:54 20 from there?

21 A. At the I liquor, T and Bubba get out and  
22 they're like, they're big, they're both over 6'3" and  
23 over 300 pounds. So they're huge. So they're all like  
24 squished in the back so they told me, they're like yeah,  
08:54 25 we're just going to walk cause we're not feeling it in

08:54 1 the backseat. So we was like all right, cool. So we  
2 sat there for a second. I'm like wait, why are we  
3 sitting here.

4 Q. Slow down just a little.

08:54 5 A. Okay. I told Medusa why are we still  
6 sitting here, because it was her car that we were in.  
7 I said why are we still sitting here waiting, I just  
8 said that. She was like I don't know. So we drove to  
9 my house.

08:54 10 Q. What is your address?

11 A. My address is 4804 Sacks, S-A-C-K-S, Drive.

12 Q. Did you guys stop at your house?

13 A. Yes, we did.

14 Q. Was there anybody at your house?

08:54 15 A. Yes. I'm nearsighted like so everything's  
16 kind of fuzzy, and we pull up and all I know is I see  
17 like a silver car, it liked blocked out my driveway and  
18 I'm like wait, who is that. And I see some extra like  
19 heads, I can only make out my mom, my brother and his  
08:55 20 girlfriend. They're out there having a conversation  
21 with some people. I couldn't tell, I know I seen a  
22 couple males and a couple females. I couldn't tell  
23 exactly who it was. Medusa made a statement like is  
24 that --

08:55 25 Q. Don't tell us anything that Medusa told

08:55 1 you.

2 So based on seeing these people at your  
3 house, did you and Medusa leave your house?

4 A. Yes.

08:55 5 Q. Where did you guys go?

6 A. We just drove around the block cause I was  
7 trying to avoid all friction, I didn't want to like have  
8 anything, I just wanted to have a good day.

9 Q. Does there come a point in time when you  
08:55 10 come back home?

11 A. Yeah.

12 Q. When you come back home, describe for us  
13 what happened when you and Medusa -- are you with Medusa  
14 still?

08:55 15 A. Uh-huh.

16 Q. Describe for us what happened when Medusa  
17 gets you to your house?

18 A. We pull up and this time, and there's like  
19 a bunch of noise behind the car and there's some people  
08:56 20 in the street.

21 Q. Do you know these people?

22 A. I didn't know if I knew them at the time.

23 Q. Okay.

24 A. I just heard a bunch of like yelling and  
08:56 25 stuff and I didn't see. And then Medusa is like, oh,



08:56 1 she said oh shit, I think that's Alicia. And Alicia,  
2 she comes and she opens my door and she tries to pull me  
3 out the car by my hair and I get up and I push her and I  
4 get and she starts swinging on me and I told her, I was  
08:56 5 like I'm not your ex, I will fight you, like you need to  
6 stop, like quit swinging on me. I kept trying to give  
7 her the opportunity to stop trying to put her hands on  
8 me but she wasn't listening. And then she like grabbed  
9 my hair, and at the front of my house we like have a  
08:56 10 stone kind of like wall thing, but it's not very high so  
11 it's kind of like this and then it goes up and then it  
12 comes back down like that. So we're at this part. So  
13 it's kind of like shin high. We trip over that cause as  
14 she's pulling my hair I'm trying to push her off of me  
08:56 15 so I can get up, but we fall over, and then all of a  
16 sudden I hear Imunique's mother screaming get off of  
17 her, get off of her, and she comes up and just bam,  
18 right in my jaw, and it throws me. And I'm like --  
19 Q. We're going to stop there. Do you know  
08:57 20 Imunique's mother?  
21 A. I never met her before. I've only seen  
22 pictures.  
23 Q. Do you know her name?  
24 A. No, I do not.  
08:57 25 Q. Do you know her name is Tianna Thomas?

08:57 1 A. Oh yeah, yeah.

2 Q. And this is the woman who hit you?

3 A. Yeah, the first one who hit me.

4 Q. Where did she hit you?

08:57 5 A. Right here in my jaw.

6 Q. And then what happened after she hit you?

7 A. She tossed me. And then her son was coming

8 up and he, he's like squaring up with me and then he

9 swings but then he missed and as he misses his other

08:57 10 friend comes up behind and pops me in the back of my

11 head and I fall into the car. And they're just, they

12 just jump on me. I don't know exactly how many because

13 like my hair's in my face, I can't see all the way, plus

14 I'm nearsighted as well, so I'm just trying to cover up

08:57 15 and like trying to find a little gap so I could run but

16 I couldn't.

17 Q. I'm going to stop you. When you said it

18 was her son, do you know which son it was who swung at

19 you?

08:58 20 A. Yes, ma'am, it was the same son that shot

21 my brother.

22 Q. Do you know his name?

23 A. I believe his name is Richard as well.

24 Q. And after you're just trying to cover

08:58 25 yourself up and stop from being hit, what's happening?

08:58 1 A. They just punching me, and punching me and  
2 kicking me and it felt like for hours. And I fell and I  
3 hit my head on the curb and then I heard him saying  
4 something like don't call my sister a bitch, you called  
08:58 5 my sister a bitch, and then bitch, bitch this and just  
6 like just hitting me and punching me. And all of a  
7 sudden I didn't feel anything. It was gone. And I look  
8 up and I see somebody walking towards me. Like I said  
9 I'm nearsighted so I'm not sure if he was trying to kick  
08:58 10 me in my face or not because, I cover up and then I'm  
11 just like, he's like, it was one of my friends who had  
12 got to the house and I didn't know he was at the house  
13 yet, but another member, well, he was trying to be in my  
14 squad, he was like looking for a spot kind of thing, and  
08:59 15 he picked me up, he's like no, no, no, it's okay, and as  
16 he's picking me up, there was somebody still swinging on  
17 me, so then he pushes them, he's still pushing on them,  
18 and my brother, all I see is my brother's pants going  
19 this way trying to keep him from, you know, hitting me  
08:59 20 still. And I didn't see anybody else and then I'm like,  
21 if we're this way, I'm like on this part of the sidewalk  
22 and my brother and I guess the little dude, he's on,  
23 they're like right here on the sidewalk.  
24 Q. Who is the little dude that you're  
08:59 25 referring to?

08:59 1 A. Richard Newsome.

2 Q. Okay.

3 A. Yeah. And before my brother could even  
4 like do anything, like swing or anything, it's like he  
08:59 5 just pulls out a gun and starts shooting. And then I  
6 hop up in the garage but then I hop back cause I see  
7 that it's my brother and I'm like what, and all I hear  
8 is pop pop, pop pop pop, and I'm just like wait, whoa,  
9 cause I see my brother, and he turns and he's gripping  
08:59 10 his chest like this and he's running, and the other  
11 dude, he just kept -- I'm sorry, I don't feel  
12 comfortable calling that boy Richard. I just don't. So  
13 little dude --

14 Q. But you're referring to Richard?

09:00 15 A. Yeah, I'm referring to him. And he just  
16 kept shooting, like he just kept shooting, and then  
17 we're screaming, I was like no. I thought I got shot.  
18 I felt, I felt --

19 Q. It's okay. Take your time.

09:00 20 A. I thought it was me cause every, every shot  
21 that I heard I felt like it hit my body and I felt the  
22 pain that, the heat from it so I thought it was me. And  
23 I standing there just shocked, like what, and then he  
24 was like, he was like oh shit, and then he fell. And  
09:00 25 when he fell he was like come on. And then I was just

09:01 1 holding his hand and then my mom, she got on top of him  
2 trying to hold his wound and I was trying to feel his  
3 pulse because that's what I learned in health class.

4 And I thought everything was going to be okay cause I  
09:01 5 felt it, it was still faint by the time the paramedics  
6 arrived. They were there within three to five minutes.  
7 And I thought, I thought everything was going to be  
8 okay.

9 Q. Oniesha, did you see the person who shot  
09:01 10 your brother?

11 A. Yeah.

12 Q. Did you see him that day?

13 A. What do you mean?

14 Q. When he shot your brother, did you see the  
09:01 15 person who shot your brother?

16 A. Yeah.

17 Q. Okay. Oniesha, I'm going to show you a  
18 photo. I'm going to ask you if you recognize this  
19 person. Okay? And I'm going to put it on the screen so  
09:01 20 the Grand Jury can see it too.

21 I'm going to show you Grand Jury Exhibit  
22 Number 3. Do you recognize that person? Who is that?

23 A. It's the coward that shot my brother.

24 Q. And when you were talking about you were  
09:02 25 being hit, you said that it was his mom that was hitting

09:02 1 you?

2 A. She hit me first and then he started  
3 swinging off on me. I don't know if she was still  
4 hitting me while I was being jumped or anything. I

09:02 5 just, just know I kept, I know it was multiple people.

6 And I just know it felt like it was going on for hours.

7 And I was just waiting for it to be over. That's what I  
8 was thinking in my head, like I guess this is what they  
9 wanted to do, they're going to get their little licks

09:02 10 and then talk their shit on Facebook and it's going to  
11 be over. Like I wasn't expecting, I didn't know anybody  
12 had a gun. I didn't know.

13 Q. And I know your brother went to the  
14 hospital. Did you also go to Sunrise?

09:02 15 A. No, the cops wouldn't let me go.

16 Q. Were you treated at Sunrise Hospital  
17 eventually?

18 A. Yes, eventually.

19 Q. When were you treated?

09:03 20 A. It was probably on the 17th. I believe it  
21 was the 17th.

22 Q. And why did you go to the hospital that  
23 day?

24 A. Cause my mom and my sisters were telling me  
09:03 25 that if my head was still hurting, cause like I said

09:03 1 when I fell I hit like this part of my head on the curb  
2 and I was bleeding pretty bad. So they said that if I,  
3 if my head keeps hurting and I have headaches then  
4 they're just going to take me to the doctor. And my  
09:03 5 head was hurting so.

6 Q. So you went later?

7 A. Yes, ma'am.

8 Q. Do you still have those headaches?

9 A. Yes, ma'am.

09:03 10 Q. Did you have these constant headaches  
11 before this happened?

12 A. No, ma'am.

13 Q. How often are you having these headaches?

14 A. It's like right when I wake up and it last

09:03 15 throughout the day. It's like a cycle I want to say,  
16 like in cycle of pain. Like it starts here and then it  
17 just kind of builds up and then I have to lay down in  
18 order for it to stop and drink a bunch of, a bunch of, a  
19 bunch of water, and then it will cease for a little bit  
09:04 20 and then it comes back, and just like in a cycle.

21 Q. And did the doctor give you any medicine  
22 for these headaches that you're having?

23 A. Yes, they prescribed me medicine but I  
24 don't really like taking medicine.

09:04 25 Q. If I could have the brief indulgence of the

09:04 1 Grand Jury.

2 A. I just don't like the popping pills part.

3 I'm very uncomfortable with that.

4 Q. Okay. Oniesha, when you were talking about

09:04 5 somebody that you refer to as Young Bass, is Young Bass

6 and Carlos Hernandez the same person?

7 A. Yes, ma'am.

8 Q. Young Bass is just what you guys call him?

9 A. Yes, ma'am.

09:04 10 Q. And you told us you reside at 4804 Sacks

11 Drive?

12 A. Yes, ma'am.

13 Q. Is that here in Las Vegas, Clark County?

14 A. Yes, ma'am.

09:04 15 Q. And you briefly talked about the injuries

16 you had. Did you sustain any other injuries from this?

17 A. Yes, ma'am, I had a bunch of bruises. That

18 was pretty much it.

19 Q. How long did those last?

09:05 20 A. I mean I still got one that hasn't went

21 away yet.

22 Q. And you were just for the record pointing

23 to underneath your left arm?

24 A. Yeah, underneath my --

09:05 25 Q. Where else did you have bruises?



09:05 1 A. On my forearms because like I said I was  
2 covering my face. I'm pretty sure they were trying to  
3 like hit me in my face. It was all on my hands and a  
4 lot on my legs from them kicking me.

09:05 5 Q. Was it both hands that you had injuries?

6 A. Yes, ma'am.

7 Q. Did you have injuries on both of your legs?

8 A. Yes, ma'am.

9 Q. And both of your forearms?

09:05 10 A. Yes, ma'am.

11 Q. And did you sustain any other injuries?

12 A. My neck was bruised and like this part  
13 behind my ear.

14 Q. And just for the record you're pointing to  
09:05 15 your right ear?

16 A. Yes, ma'am.

17 Q. You had a bruise behind your right ear?

18 A. Yes, ma'am.

19 Q. Anything else that you had?

09:05 20 A. No, ma'am, that was it.

21 Q. You did not --

22 A. Just a bruise. It was like a little knot  
23 right here on my jaw but it wasn't much of nothing.

24 Q. And that's on the right side of your face?

09:05 25 A. Yes, ma'am.

09:05 1 Q. The right side of your mouth?

2 A. Yes, ma'am.

3 Q. You didn't have any of these injuries prior

4 to this fight that occurred on January 14th outside your

09:06 5 house?

6 A. No, ma'am, not at all.

7 MS. JONES: I have no further questions of

8 this witness. Do the ladies and gentlemen of the Grand

9 Jury have any questions of this witness?

09:06 10 BY A JUROR:

11 Q. You mentioned a squad. This is unfamiliar

12 to me. But it seems like you are leader of this group.

13 A. Yes, ma'am.

14 Q. Did you form it?

09:06 15 A. Yes, ma'am, I'm the founder.

16 Q. Thank you.

17 BY A JUROR:

18 Q. I just have a question just to clarify

19 something. When you came back around the house the

09:06 20 second time when you guys got out of the car, was it

21 Alicia that pulled you out by your hair?

22 A. Yes, ma'am.

23 Q. And then it was Imunique's mother that said

24 get off of Alicia. Is there a relationship between

09:06 25 Alicia and Imunique's mother?

09:06 1 A. There's a relationship between Alicia and  
2 Imunique. They're best friends. So she spent nights at  
3 their house and stuff so I'm sure they're close or  
4 whatever.

09:06 5 Q. And you think this was all retaliation just  
6 because she kept calling you, blowing up your phone and  
7 you weren't responding?

8 A. Honestly I don't believe that. In my  
9 opinion how I feel about it, I feel like --

09:07 10 MS. JONES: I'm going to object at this  
11 point. She's not going to be allowed to speculate as to  
12 why all this happened and speculate about things she  
13 doesn't actually know about.

14 THE FOREPERSON: Okay. By law, these  
09:07 15 proceedings are secret and you are prohibited from  
16 disclosing to anyone anything that has transpired before  
17 us, including evidence and statements presented to the  
18 Grand Jury, any event occurring or statement made in the  
19 presence of the Grand Jury, and information obtained by  
09:07 20 the Grand Jury.

21 Failure to comply with this admonition is a  
22 gross misdemeanor punishable up to 364 days in the Clark  
23 County Detention Center and a \$2,000 fine. In addition,  
24 you may be held in contempt of court punishable by an  
09:07 25 additional \$500 fine and 25 days in the Clark County

09:07 1 Detention Center.

2 Do you understand this admonition?

3 THE WITNESS: Yes.

4 THE FOREPERSON: Thank you. You may be

09:07 5 excused.

6 MR. PESCI: State calls Roxanne Wade.

7 MS. JONES: Roxanne Bruce.

8 MR. PESCI: Bruce. Sorry.

9 THE FOREPERSON: Please raise your right

09:08 10 hand.

11 You do solemnly swear the testimony you are

12 about to give upon the investigation now pending before

13 this Grand Jury shall be the truth, the whole truth, and

14 nothing but the truth, so help you God?

09:09 15 THE WITNESS: Yes.

16 THE FOREPERSON: You may be seated.

17 You are advised that you are here today to

18 give testimony in the investigation pertaining to the

19 offenses of murder with use of a deadly weapon and

09:09 20 assault with use of a deadly weapon, involving Richard

21 Allan Newsome, Jr.

22 Do you understand this advisement?

23 THE WITNESS: Yes.

24 THE FOREPERSON: Please state your first

09:09 25 and last name and spell both for the record.

09:09 1 THE WITNESS: Roxanne Bruce.  
2 R-O-X-A-N-N-E, B-R-U-C-E.  
3 ROXANNE BRUCE,  
4 having been first duly sworn by the Foreperson of the  
09:09 5 Grand Jury to testify to the truth, the whole truth,  
6 and nothing but the truth, testified as follows:  
7  
8 EXAMINATION  
9  
09:09 10 BY MS. JONES:  
11 Q. Good morning, Miss Bruce.  
12 A. Good morning.  
13 Q. Miss Bruce, I know it's hard for you to be  
14 here with us today.  
09:09 15 Miss Bruce, do you have any children?  
16 A. Yes.  
17 Q. How many children do you have?  
18 A. I have four.  
19 Q. What are their names?  
09:09 20 A. Uhm -- I'm sorry.  
21 Q. It's okay.  
22 A. Richard Nelson, Oniesha Coleman, Leticia  
23 Nelson and Racion Nelson.  
24 Q. And Miss Bruce, on January 14th of 2017,  
09:09 25 were you residing at 4804 Sacks Drive?

09:10 1 A. Yes.

2 Q. And is that here in Clark County?

3 A. Yes.

4 Q. Did there come a point in time where you

09:10 5 received a call from Oniesha your daughter?

6 A. Yes.

7 Q. Was Oniesha telling you if Alicia came by

8 to tell her she wasn't there?

9 A. Yes.

09:10 10 Q. And then did Alicia actually show up to

11 your house?

12 A. Yes.

13 Q. What did you say to her?

14 A. I told her me and my daughter had an

09:10 15 argument and I put her out and she needs to leave.

16 Q. Was that true?

17 A. It wasn't true that I put my daughter out,

18 no, I just made that excuse up so that she would leave.

19 Q. Who was Alicia with when she came over to

09:10 20 your house?

21 A. She was with another young man they called

22 Bass.

23 Q. Does he go by Carlos Hernandez, is that his

24 name?

09:10 25 A. I believe so.

09:10 1 Q. And they were together?

2 A. Yes.

3 Q. And once you told them that Alicia was not

4 home, what did they do?

09:10 5 A. They sat on the ledge and they waited and

6 then I went inside and when I went back outside Alicia

7 said that she was waiting for her ride.

8 Q. And did somebody come pick her up?

9 A. A white truck came and picked her up.

09:11 10 Q. Did you know who was in that truck?

11 A. Her brother Tito.

12 Q. And then after she left, what did you do?

13 A. I went inside, I was fine, and I seen the

14 Bass, the Carlos boy walk down the street.

09:11 15 Q. Did you call Oniesha?

16 A. Yeah, and I told her that they were gone.

17 Q. Okay. And then later on does something

18 else happen?

19 A. Yeah. Three gentlemen was banging on my

09:11 20 door and I thought it was the police and I was like why

21 are you banging on the door. Because usually my

22 daughter knocks on the door when she forgets her key,

23 Oniesha. And I opened the door and they said yeah,

24 where's Bass at, where's Oniesha at, it's all F'd up

09:11 25 because they left my sister stranded. And I said wait a

09:11 1 minute, what's going on. And then I heard a lady  
2 yelling in the background so I went outside and it was  
3 the mother of them, Tianna, and she explained to me what  
4 was going on. I guess her daughter got off the bus  
09:12 5 cause they were all coming over to my house for a  
6 meeting because my daughter has a group, so she just  
7 explained to me that it wasn't my daughter that stranded  
8 her, it was the young gentleman that got off the bus  
9 and, well, did not get off the bus with her daughter --  
09:12 10 I forgot her daughter, Imunique, which is the daughter  
11 so.

12 Q. Let me just back up. How long after Alicia  
13 had left do you hear these knocks on your door?

14 A. It was just like heavy, like two or three  
09:12 15 minutes after that. It wasn't that long to me.

16 Q. When you opened your door how many people  
17 are outside?

18 A. It was three gentlemen. Three little boys.

19 Q. So there was three little boys and then you  
09:12 20 said this lady?

21 A. Yeah. And when I walked down my driveway  
22 there was a lady and then Imunique was in the car cause  
23 I wanted to know what was going on. So Imunique got out  
24 and explained to me, she wasn't rude, she wasn't nasty,  
09:12 25 neither was the mom, they were very polite. It was just



09:12 1 the young men were like oh, you know the F she is and da  
2 da da da, they were very rude so.

3 Q. So it was the boys who were being rude --

4 A. Yes.

09:13 5 Q. -- Imunique and her mom were not?

6 A. They weren't being rude at all, no.

7 Q. And you referred to her mom as Tatianna  
8 (sic). Do you know her as Tatianna Thomas?

9 A. I just know her from the papers. This was  
09:13 10 the first time I met her or the boys. I've known the  
11 daughter because she came to my house before for  
12 luncheons.

13 Q. Imunique?

14 A. Yes.

09:13 15 Q. So you go out there and they explain to you  
16 what's going on. What do you do?

17 A. I told them nobody is going to be fighting  
18 here and they said they don't want to fight Oniesha,  
19 they just want to fight the boy Bass because he

09:13 20 disrespected their sister and left their sister  
21 stranded. I guess he was supposed to get off the bus  
22 with her so.

23 Q. And so just for the record they just told  
24 you, you said there's not going to be any fighting here?

09:13 25 A. Yeah, I did.

09:13 1 Q. Did they end up leaving?  
2 A. Yes, they did.  
3 Q. How long before they returned?  
4 A. Maybe five, ten minutes after that.  
09:13 5 Q. So when they come back, tell us what  
6 happened.  
7 A. When they came back, my daughter called my  
8 phone and I thought she just pocket dialed me and I  
9 heard a lot of screaming and yelling. That's when my  
09:14 10 son came to me and said mom, someone's out there  
11 fighting with him and his girlfriend.  
12 Q. Who's your son?  
13 A. Richard Nelson. So we ran out there.  
14 Q. Who went out there?  
09:14 15 A. Me, my son and his girlfriend. And there  
16 was another gentleman that was waiting to do the club  
17 thing and the, you know, the music thing for my  
18 daughter, and we went out there, I seen my daughter  
19 laying on the ground being kicked by three boys.  
09:14 20 Q. When you say your daughter, you're  
21 referring to Oniesha?  
22 A. Oniesha, yeah. So she's being kicked by  
23 three individuals and the mom was on this side and the  
24 daughter was on that side just laughing, smiling,  
09:14 25 thinking everything was funny. And her girlfriend was

09:14 1 on my side of the sidewalk which is where my home is.

2 Q. Who's her girlfriend?

3 A. Well, her ex-girl friend, Alicia.

4 Q. So Alicia's by the house?

09:15 5 A. So I'm not going to lie, I went for Alicia  
6 and I beat her up.

7 Q. Okay.

8 A. Okay. Whatever happens happens to me, I  
9 don't really care. But I beat her up. I'm like why are  
09:15 10 you watching this being done to my daughter. And then I  
11 seen my son pull two of the boys off and then the other  
12 guy that was there pulled the other boy off of my  
13 daughter.

14 Q. Let's slow down just a little. So you see  
09:15 15 your son Richard Newsome --

16 A. That's not my son.

17 Q. I'm sorry. Your son is Richard Nelson. I  
18 apologize.

19 A. Yes.

09:15 20 Q. You see your son Richard Nelson pull two of  
21 the boys off of Oniesha?

22 A. Yes.

23 Q. Do you know which two boys those were?

24 A. I know Richard Newsome was and I don't know  
09:15 25 who the other boy was. I've never seen him before.

09:15 1 Q. And you said somebody else pulled somebody  
2 back?

3 A. Yeah. It was another tall gentleman that  
4 was there. I don't know his name. My daughter knows  
09:15 5 their names. I don't.

6 Q. And he pulled who?

7 A. He pulled the other little boy off.

8 Q. The other -- do you know the little boy's  
9 name?

09:15 10 A. I don't know. He was a really young, young  
11 kid.

12 Q. So he pulled him off --

13 A. Yes.

14 Q. Of Oniesha?

09:15 15 A. Yes.

16 Q. And then what happened?

17 A. And then after they, my son pulled them off  
18 and I knocked the girl to the ground, I was, I was going  
19 towards Richard Newsome cause he kind of like jumped  
09:16 20 back, you know, and he just started shooting my son.

21 When my son turned around, because my son had a bullet  
22 right there, and my son turns around to run and he kept  
23 shooting my son as he was running. Why would you keep  
24 shooting him as he was running? And after that my son

09:16 25 came to me and he said oh shit, I'm shot, and he just

09:16 1 fell on the ground and there was nothing else. I seen  
2 my son take his last breath and my son died in front of  
3 my house. My son didn't deserve to die. He was on his  
4 way back to college. He didn't deserve to die like  
09:16 5 that. He didn't deserve to die at all. And I hope and  
6 I pray that they put him in jail for the rest of his  
7 life. He doesn't deserve freedom. I'm sorry. I don't  
8 mean to cry but I don't think that it's right. And the  
9 mom shouldn't get away with it either because before  
09:17 10 this incident I heard that they --  
11 Q. You can't tell us --  
12 A. Okay. I'm sorry.  
13 Q. It's okay. It's okay. So you were out  
14 there and you saw Richard Newsome shooting your son?  
09:17 15 A. Yes, I seen him with my own eyes. I was  
16 right there.  
17 Q. Did you see your son when he came out of  
18 your house?  
19 A. Yes, he was right behind me. He was right  
09:17 20 with me.  
21 Q. Did your son have anything in his hand when  
22 he came out of the house?  
23 A. No. He had his shirt off. He had nothing.  
24 He just had his cell phone in his pocket and his wallet,  
09:17 25 that's it.

09:17 1 Q. He wasn't even wearing a shirt?

2 A. No.

3 Q. Okay. And then when he came outside and  
4 pulled the guys off of Oniesha, that's when you saw

09:17 5 Richard Newsome shoot him?

6 A. Yeah. My son didn't even have a chance to  
7 do anything. I wish he would of but he didn't.

8 Q. And then he turned around and Richard shot  
9 him again?

09:18 10 A. Yes, he kept shooting my son.

11 Q. Do you know how many times he shot him?

12 A. I just heard five shots so I don't know  
13 exactly how many and where they went to be honest with  
14 you.

09:18 15 Q. Okay.

16 A. I just seen the first one which was in his  
17 chest and I took my shirt off to apply pressure on him,  
18 but it went through his heart and threw his lungs so  
19 that killed him.

09:18 20 Q. And you said that Richard, your son Richard  
21 Nelson was with his girlfriend?

22 A. Yes.

23 Q. Do you know her name?

24 A. Christina Martinez.

09:18 25 Q. So she was there with you guys?

09:18 1 A. Yes, she was there comforting and crying  
2 and over me and my daughter had my son's hand. And I  
3 was just over my son and just praying and praying.

4 People don't understand, my son was a good kid, he was  
09:18 5 never, he don't like fights. He was never  
6 disrespectful. Any time I asked him to do something he  
7 would do it.

8 Q. I understand. And the paramedics responded  
9 and took your son to the hospital?

09:18 10 A. Yes, and they were working on him. I was  
11 in the car behind them and they did try but I mean at  
12 that time I knew that he was gone but I was trying not  
13 to believe it.

14 Q. I understand.

09:19 15 Did there come any point in time when you  
16 met with some detectives and they showed you a photo  
17 line-up?

18 A. Yes.

19 Q. Okay. Roxanne, I'm going to show you what  
09:19 20 has been marked as Grand Jury Exhibit Number 14. I'm  
21 going to put it on the screen up here.

22 Do you recognize what this is?

23 A. I don't. I need my glasses.

24 Q. Okay. Go ahead and get them.

09:19 25 I'll show it to you here and then I'll put

09:19 1 it up for them to see. Do you recognize this?

2 A. Yes.

3 Q. Is this the photo line-up that was shown to  
4 you by Detective Grimmer?

09:19 5 A. Yes.

6 Q. And he showed you a photo line-up and you  
7 were able to identify the person who shot your son in  
8 this photo line-up?

9 A. Yes. And I don't really remember the other

09:19 10 guys' faces because I didn't, I seen the boy who shot  
11 because I seen his face.

12 Q. And you were able to identify him?

13 A. Yes.

14 Q. And then Detective Grimmer showed you a

09:20 15 second photo line-up but you were not able to identify a  
16 second person who was there?

17 A. No. Huh-uh.

18 Q. I'm going to show this to the ladies and  
19 gentlemen of the Grand Jury. Grand Jury Exhibit

09:20 20 Number 14. Does this document bear your signature right  
21 here?

22 A. Yes.

23 Q. And showing you page 2 of this document.

24 Is this the photo line-up that was shown to you by

09:20 25 Detective Grimmer?



09:20 1 A. Yes.

2 Q. And did you identify the person in position  
3 number 3 as the person who shot your son?

4 A. Yes.

09:20 5 Q. And are you 100 percent certain he's the  
6 person --

7 A. I'm a hundred and ten percent sure.

8 Q. And then there was a second page and you  
9 were not able to identify anyone?

09:20 10 A. No, because I looked at the shooter  
11 straight in the face. I didn't pay no mind to the other  
12 guys.

13 Q. So your focus was on the shooter?

14 A. On the shooter, yes.

09:20 15 MS. JONES: And I have no further questions  
16 for this witness. Do the ladies and gentlemen of the  
17 Grand Jury have any questions?

18 THE FOREPERSON: By law, these proceedings  
19 are secret and you are prohibited from disclosing to

09:20 20 anyone anything that has transpired before us, including  
21 evidence and statements presented to the Grand Jury, any  
22 event occurring or statement made in the presence of the  
23 Grand Jury, and information obtained by the Grand Jury.

24 Failure to comply with this admonition is a  
09:20 25 gross misdemeanor punishable up to 364 days in the Clark

09:20 1 County Detention Center and a \$2,000 fine. In addition,  
2 you may be held in contempt of court punishable by an  
3 additional \$500 fine and 25 days in the Clark County  
4 Detention Center.

09:20 5 Do you understand this admonition?

6 THE WITNESS: Yes, sir.

7 THE FOREPERSON: Thank you. You may be  
8 excused.

9 MR. PESCI: State calls Wade Bruce.

09:22 10 THE FOREPERSON: Please raise your right  
11 hand.

12 You do solemnly swear the testimony you are  
13 about to give upon the investigation now pending before  
14 this Grand Jury shall be the truth, the whole truth, and  
09:22 15 nothing but the truth, so help you God?

16 THE WITNESS: Yes.

17 THE FOREPERSON: Please be seated.

18 You are advised that you are here today to  
19 give testimony in the investigation pertaining to the

09:22 20 offenses of murder with use of a deadly weapon and  
21 assault with a deadly weapon, involving Richard Allan  
22 Newsome, Jr.

23 Do you understand this advisement?

24 THE WITNESS: Yes.

09:22 25 THE FOREPERSON: Please state your first

09:22 1 and last name and spell both for the record.

2 THE WITNESS: Wade Keenan Bruce. W-A-D-E,  
3 K-E-E-N-A-N, B-R-U-C-E.

4 WADE KEENAN BRUCE,

09:23 5 having been first duly sworn by the Foreperson of the  
6 Grand Jury to testify to the truth, the whole truth,  
7 and nothing but the truth, testified as follows:

8

9 EXAMINATION

09:23 10

11 BY MR. PESCI:

12 Q. Sir, I want to direct your attention to  
13 January the 14th of 2017. On that day were you at your  
14 home?

09:23 15 A. Yes.

16 Q. And was that here in Clark County, Las  
17 Vegas?

18 A. Yes.

19 Q. And who is your wife?

09:23 20 A. Roxanne Bruce.

21 Q. Is that the woman that just stepped out of  
22 the Grand Jury room?

23 A. Yes.

24 Q. Were you in fact watching a football game?

09:23 25 A. Yes, I was.

09:23 1 Q. And during the football game did something  
2 happen that brings you here to the Grand Jury?

3 A. Yes, it did.

4 Q. Please tell the grand jurors what happened.

09:23 5 A. I was watching -- there was a fight that  
6 took place outside where Oniesha, my stepdaughter, was  
7 being jumped by some teenage boys and I guess a whole,  
8 there was a whole family as I walked out that were  
9 fighting and I saw this commotion going on. And as soon  
09:23 10 as I came out I saw Richard Newsome shoot my stepson  
11 five times. He ran, my stepson ran, he continued to  
12 fire, and my stepson leaned and laid down and I saw him  
13 die right there as the mother and the rest of the  
14 entourage got in the car and took off up the street.

09:24 15 Q. Okay. Who is your stepson?

16 A. My stepson is Richard James Nelson.

17 Q. You spoke of a mother. Who are you  
18 referring to that got into a car?

19 A. The mother of the gunman or the boy that  
09:24 20 shot the gun. Cause previously they had come to the  
21 front door while I was watching the football game.  
22 There was a hard bang at the door. My wife said we hope  
23 that it's somebody who lives here because whoever it is  
24 knocking on the door is knocking with authority and  
09:25 25 we're the only ones that's paying to live here. So we

09:25 1 opened up the door and it's the mother and these three  
2 boys and they're saying that there was a incident where  
3 Oniesha and this Imunique girl who had been left  
4 somewhere and there was a B name that was called and  
09:25 5 they wanted to work out these differences and settle  
6 these differences with this girl. So that's why they  
7 were there because Oniesha and her friend had left them  
8 somewhere and called her a bad name and they wanted to  
9 talk to her. They looked like they were upset, but my  
09:25 10 wife, she said that don't get too upset, we don't want  
11 no violence, we don't want violence, not with my  
12 daughter, it may have been someone else. And their  
13 demeanor seemed to be rather down and they weren't  
14 upset. And then that's when --

09:26 15 Q. So that interaction you just described  
16 occurred before the shooting?

17 A. Before the shooting, yes.

18 Q. So the knock on your door and this  
19 conversation, were you present for that conversation?

09:26 20 A. I was right there. I stood in front of all  
21 four of them. And then we asked well, who is this  
22 about. They said it's Imunique, she's in the car,  
23 Imunique. They said come on out the car cause you know  
24 who she is and she came and she stood, we recognized  
09:26 25 her, she had been in our house a few weeks before, she

09:26 1 spent the night a couple of nights and she'd been --

2 Q. And you're referring to Imunique, she's the  
3 one that's been to your house before?

4 A. Yes. Yes.

09:26 5 Q. So Imunique comes out, there's a mom and  
6 then there are some, is there young men?

7 A. There were three young men and the mom and  
8 Imunique standing right before us. We settled it at  
9 that time. They got up and they got in the car and we  
09:26 10 thought that they had left.

11 Q. Okay. After that did you go back to the  
12 football game?

13 A. I went right back to the football game.

14 Q. Did you notice at all if your wife got a  
09:27 15 phone call after that?

16 A. I didn't notice the phone call. She had  
17 went to the back room back in our house and I was in the  
18 living room watching football. I think Richard and  
19 Christina were at the dining room table.

09:27 20 Q. Who is Christina?

21 A. Christina is Richard's girlfriend or  
22 fiancée.

23 Q. And so the game continues, you're watching.  
24 And then the shooting that you spoke of, how did that

09:27 25 transpire? How did that get your attention? What

09:27 1 happened?

2 A. Well, at that point I'm watching the game  
3 and then I hear a lot of screaming or something going,  
4 commotion going on outside. I'm kind of into the game,

09:27 5 it looks like they're going to get a first and ten and I  
6 didn't want to get up and so I just, I kind of stayed at  
7 the game. But it continued on. I didn't think it was  
8 anything that was quite that serious. So I got up and  
9 at that time Richard and Christina and Roxanne had run

09:28 10 outside already and I guess as soon as they went outside  
11 they got quickly involved in this because --

12 Q. Let me stop you for a second. Did you see  
13 that first part yourself?

14 A. The first part I didn't see as they came  
09:28 15 engaged with them fighting, no.

16 Q. You saw them go out of your house?

17 A. I saw them go out.

18 Q. And then the first part of it you weren't  
19 present to see?

09:28 20 A. No, the first part I was not present to  
21 see.

22 Q. But you did eventually go to your door?

23 A. I did go to my door and I did go out and  
24 when I got out there I saw Richard throw the boy off of

09:28 25 Oniesha and then that's when he stood back and the guy

09:28 1 shot him, that's the part that I saw, and as he came  
2 running cause the gunfire was right in front of me.

3 Q. So when you say Richard pulled the boy off  
4 of Oniesha, you're talking about your stepson Richard  
09:28 5 Nelson?

6 A. My stepson Richard Nelson pulled one of  
7 these, the 14 to 15, younger kids, off of Oniesha. She  
8 was down at the curb. He pulled him off of her.

9 Q. And then you said you saw the other  
09:29 10 individual then shoot your stepson?

11 A. Right. He wasn't fighting. He was  
12 standing off from the, he was off from the fight. He  
13 wasn't involved in the fight. He was standing about  
14 three feet or four or five feet away.

09:29 15 Q. So that's great, we want to focus on that.  
16 At that moment when you saw your stepson take a person  
17 off of your stepdaughter, at that point the person who  
18 shot was not engaged in the fight?

19 A. No.

09:29 20 Q. And then was your stepson hitting anybody  
21 at that time?

22 A. No, he didn't hit no one. He didn't hit  
23 the person he pulled off.

24 Q. Did your stepson have a gun, a knife?

09:29 25 A. He don't own a gun. He didn't have a gun,



09:29 1 no.

2 Q. Did your stepson make a move or charge at  
3 the person?

4 A. No, he didn't charge. He didn't have a  
09:29 5 chance to. He barely stood up and threw the boy off and  
6 stood up and then that's when he shot him.

7 Q. Okay. So he was just protecting his  
8 sister?

9 A. He just pulled him off, yeah, he was just  
09:30 10 protecting his sister, trying to break it up. He just  
11 broke it up is all he was doing.

12 Q. And then eventually the paramedics arrived?

13 A. Yes, they arrived and cleared the scene,  
14 told us all to go up to the end of the block. And I  
09:30 15 looked at Richard and I saw that it looked like he was  
16 dead. His eyes were, looked half open. He laid there.  
17 But they kept us away from the scene so that way we  
18 wouldn't contaminate the scene.

19 Q. So they processed that scene. Eventually  
09:30 20 though did some detectives come and meet with you?

21 A. Yes, they did.

22 Q. Did they show you some photographs and ask  
23 you if you recognized anybody in the photographs?

24 A. Yes, they did.

09:30 25 Q. I'm going to show you what has been marked

09:30 1 as Grand Jury Exhibit 15 and ask you if you recognize  
2 the handwriting on Grand Jury Exhibit 15. Well, at  
3 least the signature.

4 A. Yes. Yes.

09:30 5 Q. Whose signature is that?

6 A. That's my signature.

7 Q. Do you recognize this photographic line-up?

8 A. Yes, I do.

9 Q. And were you able to indicate that you  
09:31 10 recognized the person who was the shooter?

11 A. Yes, I did.

12 Q. And on page 2 of that exhibit did you do  
13 anything to show which of the six photographs was the  
14 person who shot your stepson?

09:31 15 A. Yes, I did. I circled it and wrote my  
16 name.

17 Q. And then are you sure as to the fact that  
18 this person you circled in position 2 on Grand Jury  
19 Exhibit 15 is the shooter?

09:31 20 A. Yes, I'm sure.

21 Q. Okay. Were you also asked to see if you  
22 could identify somebody else who was involved but was  
23 not a shooter?

24 A. Yes, I was.

09:31 25 Q. And were you able to indicate anybody that

09:31 1 looked familiar?

2 A. Yeah. I said I was kind of 50/50 on that  
3 one because he didn't stand directly in front of me and  
4 the shooter was directly in front of me. The, little

09:31 5 the 14, he must have been 14, maybe 15 years old, I  
6 didn't, I thought that might have looked like him so I  
7 did say it was maybe 50 percent.

8 Q. You weren't sure but that looked familiar  
9 as the --

09:32 10 A. Uh-huh.

11 Q. -- as to the person that was not the  
12 shooter, the other person?

13 A. Exactly.

14 Q. All right. Sir, I apologize for doing this  
09:32 15 but I need to ask you.

16 A. No problem.

17 Q. If you can recognize the individual in  
18 Grand Jury Exhibit Number 5.

19 A. Yes, I do recognize him.

09:32 20 Q. Who is that?

21 A. That's Richard Nelson. That's my stepson.

22 MR. PESCI: No further questions.

23 THE FOREPERSON: By law, these proceedings  
24 are secret and you are prohibited from disclosing to  
09:32 25 anyone anything that has transpired before us, including

09:32 1 evidence and statements presented to the Grand Jury, any  
2 event occurring or statement made in the presence of the  
3 Grand Jury, and information obtained by the Grand Jury.

4 Failure to comply with this admonition is a  
09:32 5 gross misdemeanor punishable up to 364 days in the Clark  
6 County Detention Center and a \$2,000 fine. In addition,  
7 you may be held in contempt of court punishable by an  
8 additional \$500 fine and 25 days in the Clark County  
9 Detention Center.

09:32 10 Do you understand this admonition?

11 THE WITNESS: Yes.

12 THE FOREPERSON: Thank you. You may be  
13 excused.

14 THE WITNESS: Thank you.

09:33 15 MS. JONES: The State's next witness is  
16 Detective Grimmett.

17 THE FOREPERSON: Please raise your right  
18 hand.

19 You do solemnly swear the testimony you are  
09:33 20 about to give upon the investigation now pending before  
21 this Grand Jury shall be the truth, the whole truth, and  
22 nothing but the truth, so help you God?

23 THE WITNESS: Yes, I do.

24 THE FOREPERSON: Please be seated.

09:33 25 You are advised that you are here today to

09:33 1 give testimony in the investigation pertaining to the  
2 offenses of murder with use of a deadly weapon, assault  
3 with a deadly weapon, involving Richard Allan Newsome,  
4 Jr.

09:34 5 Do you understand this advisement?

6 THE WITNESS: Yes, I do.

7 THE FOREPERSON: Please state your first  
8 and last name and spell both for the record.

9 THE WITNESS: First name Jarrod,  
09:34 10 J-A-R-R-O-D, last name Grimmett, G-R-I-M-M-E-T-T.

11 JARROD GRIMMETT,  
12 having been first duly sworn by the Foreperson of the  
13 Grand Jury to testify to the truth, the whole truth,  
14 and nothing but the truth, testified as follows:

09:34 15

16 EXAMINATION

17

18 BY MS. JONES:

19 Q. Good afternoon, Detective Grimmett. I

09:34 20 guess it's still morning.

21 A. Good morning.

22 Q. Detective Grimmett, how are you employed?

23 A. As a detective with the Las Vegas

24 Metropolitan Police Department currently assigned to the

09:34 25 homicide section.

09:34 1 Q. How long have you been in homicide?  
2 A. Approximately four months.  
3 Q. And how long have you been a detective?  
4 A. I've been a detective for 11 years. I've  
09:34 5 got over 22 years of law enforcement experience. The  
6 last 16 or 17 have been spent with the Las Vegas  
7 Metropolitan Police Department.  
8 Q. And Detective Grimmett, were you assigned  
9 to the case of the investigation of the shooting  
09:34 10 involving Richard Nelson?  
11 A. Yes, ma'am.  
12 Q. The shooting of Richard Nelson?  
13 A. Correct.  
14 Q. And in your investigation of that case, did  
09:34 15 you actually go out to the scene at 4804 Sacks Drive?  
16 A. Yes, ma'am.  
17 Q. When did you go out there?  
18 A. I went out there the night of.  
19 Q. The night of the shooting?  
09:35 20 A. Correct.  
21 Q. Would that be January 14th of 2017?  
22 A. Yes, it would.  
23 Q. And Detective, are you the lead detective  
24 in this case?  
09:35 25 A. Yes, ma'am.

09:35 1 Q. And based on being the lead detective in  
2 this case, would any other investigation done in this  
3 case be reported to you?

4 A. Yes, ma'am.

09:35 5 Q. Would you made aware of all investigation  
6 in this case?

7 A. Yes, ma'am.

8 Q. And Detective Grimmett, are you aware of  
9 whether any weapons were recovered from the scene of  
09:35 10 this crime?

11 A. There were no weapons recovered from the  
12 scene.

13 Q. Were there any weapons recovered from the  
14 body of Richard Nelson?

09:35 15 A. No, ma'am, there were no weapons recovered  
16 from the body of Richard Nelson.

17 Q. Were you present when he was transported to  
18 the hospital?

19 A. No, he was already transported prior to my  
09:35 20 arrival by medical personnel.

21 Q. But you had secured the scene?

22 A. Correct.

23 Q. And you're not aware of any weapons being  
24 recovered?

09:35 25 A. No, ma'am.

09:35 1 Q. Detective, in your investigation of this  
2 case did you also conduct interviews with witnesses?

3 A. Yes.

4 Q. And did you speak with someone by the name  
09:35 5 of Imunique Newsome?

6 A. Yes, I did.

7 Q. And how is Imunique Newsome related to  
8 Richard Newsome?

9 A. Imunique Newsome is Richard Newsome's  
09:36 10 sister.

11 Q. Okay. And when you were speaking with  
12 Imunique Newsome, were you speaking with her in regards  
13 to the events of January 14, 2017?

14 A. That's correct.

09:36 15 Q. What did she tell you about her brother in  
16 relation to someone named Carlos?

17 A. She explained that her brother was very  
18 upset because Carlos left her alone. There was an  
19 incident that took place on the bus while she was  
09:36 20 enroute to Smiley, that's her aka, her true name is  
21 Oniesha Coleman. While she was enroute to Oniesha's  
22 residence, there was an incident that took place where  
23 Oniesha basically referred to her as a bitch, she got  
24 off the bus alone and Carlos did not accompany her as  
09:36 25 she got off the bus near the intersection of Tropicana



09:36 1 and Eastern. Imunique explained that her brother  
2 Richard Newsome was very upset because Carlos was  
3 supposed to be her significant other or new boyfriend if  
4 you will and he did not get off the bus at Tropicana and  
09:37 5 Eastern when she was upset to stand by her side and  
6 protect her and be there for her.

7 Q. Did she tell you that there came a point in  
8 time where she went over to Richard Nelson's house, the  
9 Sacks Drive address, on that night?

09:37 10 A. Correct. She, when she got off the bus at  
11 Tropicana and Eastern, she called her mother Tianna  
12 Douglas for a ride. She explained that she was upset  
13 over the issue that she had been called a bitch and  
14 disrespected and her mother Tianna Douglas, Richard  
09:37 15 Newsome, his best friend Stephan Washington, her other  
16 little brother Ascension or Ascension, I'm not sure of  
17 the pronunciation of his name, A-S-C-E-N-S-I-O-N, he  
18 goes by the name of Ace, all loaded up in the car to  
19 come pick Imunique up and take her over to Oniesha's  
09:38 20 residence, the Sacks address, to confront Oniesha about  
21 calling her a bitch. So they all loaded up in the car  
22 and they went toward the intersection of Tropicana and  
23 Eastern to the Sacks residence. Do you want me to  
24 continue?

09:38 25 Q. We can stop it there. And then did she

09:38 1 tell you there came a point in time where they  
2 encountered Oniesha Coleman at that residence.

3 A. Eventually, yes, they did encounter Oniesha  
4 Coleman at the Sacks address.

09:38 5 Q. Did she describe to you what happened after  
6 they encountered Oniesha Coleman at that residence?

7 A. Yes, she did. Imunique explained they  
8 encountered Oniesha Coleman at the Sacks address while  
9 she was in a physical altercation with Alicia, and I  
09:38 10 believe that's A-L-I-C-I-A, Agudo, A-G-U-D-O. She was  
11 in a physical confrontation with her and Imunique and  
12 her mother, along with Richard Newsome and Stephan  
13 Washington, all participated in the physical  
14 altercation, at which time Imunique's version is her  
09:39 15 mother tried to remove Oniesha off of Alicia and that's  
16 when her, her speaking of Imunique and Tianna Douglas,  
17 according to Imunique, retreated back to the vehicle  
18 while Richard Newsome and Stephan Washington proceeded  
19 to strike and hit on Oniesha Coleman who was on the  
09:39 20 ground.

21 Q. Did she tell you when Richard Nelson  
22 appears?

23 A. Richard Nelson appears when, according to,  
24 this is Imunique's version, Richard Newsome comes out of  
09:39 25 the residence, no shirt, all he had was pants on.

09:40 1 Q. Is this Richard Newsome or Richard Nelson?

2 A. I'm sorry. Richard Nelson comes out of the  
3 Sacks address with no shirt, just a pair of pants on, no  
4 shoes, and he approaches Richard Newsome and Stephan

09:40 5 Washington who are engaged in the physical altercation  
6 with Oniesha. They're allegedly hitting and punching  
7 and kicking on Oniesha who was on the ground. Richard  
8 Nelson the victim comes out to confront them and remove  
9 these men off of his sister and he tells them and

09:40 10 physically tells them, pulls them off and says get away,  
11 get away, get away from my sister, get off of my sister.  
12 The story's different as far as the verbal confrontation  
13 that was taking place.

14 Q. Just in regards to what Imunique told you,  
09:40 15 did she tell you that Richard Nelson ran past her?

16 A. Correct.

17 Q. And did she tell you that there was  
18 something in his hand but she doesn't know what it was?

19 A. Correct.

09:40 20 Q. And then did she tell you right after that  
21 is when she heard the shots?

22 A. That is correct.

23 Q. And that was all when you interviewed her,  
24 is that what she referred to?

09:41 25 A. That is correct.

09:41 1 Q. But no weapons were recovered at the Sacks  
2 Drive scene?

3 A. There were no records recovered at the  
4 scene itself.

09:41 5 Q. And Detective Grimmett, did there come a  
6 point in time that you met with Roxanne Wade and, I'm  
7 sorry, Roxanne Bruce and Wade Bruce and showed them  
8 photo line-ups?

9 A. Yes, ma'am, I believe that was on  
09:41 10 January 15th, the day after the incident.

11 Q. And you personally did this?

12 A. Yes, I did.

13 Q. And Detective, I'm going to show you Grand  
14 Jury Exhibit Number 15. Do you recognize what that is?

09:41 15 A. Yes, the Las Vegas Metropolitan Police  
16 Department photo line-up and witness instructions that I  
17 put together along with my partner to administer to  
18 Roxanne Bruce and Wade Bruce.

19 Q. And is Grand Jury Exhibit Number 15 the one  
09:41 20 that you administered to Wade Bruce?

21 A. Yes, this one was administered to Wade  
22 Bruce.

23 Q. Okay. And Detective Grimmett, I'm going to  
24 put this up on the overhead and I'm showing you page 2  
09:42 25 of this photo line-up. Was Wade Bruce able to identify

09:42 1 someone in that photo line-up?

2 A. Yes, he was. The person up in the number 2  
3 position.

4 Q. And who is the person that's in the number  
09:42 5 2 position?

6 A. The person in the number 2 position is in  
7 fact our suspect Richard Newsome.

8 Q. Okay. And you put this line-up together?

9 A. Yes, I did.

09:42 10 Q. And there's a third page of the photo  
11 line-up that has another six photos?

12 A. When I say I put the line-up together, it  
13 was put together with the assistance of the Clark County  
14 Juvenile Detention Hall personnel who had access to the  
09:42 15 juvenile related photos.

16 Q. And when you, the third page of this, was  
17 Wade Bruce able to identify anyone in this line-up?

18 A. Yes, the person in the number 5 position  
19 and that is --

09:42 20 Q. Who is that?

21 A. That is Richard Newsome's younger brother  
22 Ascension.

23 Q. Okay. And that's Ascension Newsome?

24 A. Correct.

09:43 25 Q. And then I'm showing you Grand Jury Exhibit

09:43 1 Number 14. And is that the line-up you showed to  
2 Roxanne Bruce?

3 A. Yes, it is.

4 Q. Was she able to identify anyone in the  
09:43 5 first line-up?

6 A. Yes, she was.

7 Q. And who did she identify?

8 A. The person in the number 3 position which  
9 is in fact Richard Newsome.

09:43 10 Q. And was she unable to identify anyone in  
11 the second line-up?

12 A. She wasn't 100 percent sure in the second  
13 line-up. She wasn't comfortable with identifying anyone  
14 in the second line-up.

09:43 15 MS. JONES: Okay. I have no further  
16 questions for this witness. Do the ladies and gentlemen  
17 of the Grand Jury have any questions for this witness?  
18 BY A JUROR:

19 Q. You have the line-up of these young men.  
09:43 20 Where do these pictures come from? They're not old  
21 enough --

22 MS. JONES: I'm going to object. He cannot  
23 testify as to where he actually obtained the  
24 photographs.

09:43 25 A JUROR: Okay.

09:43 1 A JUROR: Same question.

2 THE FOREPERSON: By law, these proceedings  
3 are secret and you are prohibited from disclosing to  
4 anyone anything that has transpired before us, including  
09:43 5 evidence and statements presented to the Grand Jury, any  
6 event occurring or statement made in the presence of the  
7 Grand Jury, and information obtained by the Grand Jury.

8 Failure to comply with this admonition is a  
9 gross misdemeanor punishable up to 364 days in the Clark  
09:43 10 County Detention Center and a \$2,000 fine. In addition,  
11 you may be held in contempt of court punishable by an  
12 additional \$500 fine and 25 days in the Clark County  
13 Detention Center.

14 Do you understand this admonition?

09:44 15 THE WITNESS: Yes, sir.

16 THE FOREPERSON: Thank you. You may be  
17 excused.

18 MS. JONES: If we could just have the grand  
19 jurors' brief indulgence to see if our next witness is  
09:44 20 here.

21 MR. PESCI: State calls Carlos Hernandez.

22 THE FOREPERSON: Please raise your right  
23 hand.

24 You do solemnly swear the testimony you are  
09:45 25 about to give upon the investigation now pending before

09:45 1 this Grand Jury shall be the truth, the whole truth, and  
2 nothing but the truth, so help you God?

3 THE WITNESS: Yes.

4 THE FOREPERSON: Please be seated.

09:45 5 You are advised that you are here today to  
6 give testimony in the investigation pertaining to the  
7 offenses of murder with use of a deadly weapon and  
8 assault with a deadly weapon, involving Richard Allan  
9 Newsome, Jr.

09:45 10 Do you understand this advisement?

11 THE WITNESS: Yes, sir.

12 THE FOREPERSON: Please state your first  
13 and last name and spell both for the record.

14 THE WITNESS: Carlos Hernandez.

09:46 15 C-A-R-L-O-S, H-E-R-N-A-N-D-E-Z.

16 CARLOS HERNANDEZ,  
17 having been first duly sworn by the Foreperson of the  
18 Grand Jury to testify to the truth, the whole truth,  
19 and nothing but the truth, testified as follows:

09:46 20

21 EXAMINATION

22

23 BY MR. PESCI:

24 Q. Carlos, I want to direct your attention to

09:46 25 January the 14th of 2017. Were you supposed to head



09:46 1 over to Oniesha's house for a squad meeting?

2 A. Yes.

3 Q. And Oniesha, does she also go by the  
4 nickname of Smiley?

09:46 5 A. Yes.

6 Q. Do you have a nickname within the squad?

7 A. Yes.

8 Q. What's that?

9 A. Young Bass.

09:46 10 Q. On that particular day were you traveling  
11 to Oniesha's house by way of bus?

12 A. Yes.

13 Q. Who was on the bus with you?

14 A. Imunique and Alicia.

09:46 15 Q. Do you know Imunique's last name?

16 A. I'm pretty sure it's Newsome.

17 Q. Do you know Alicia's last name?

18 A. Agudo.

19 Q. The three of you, were you all supposed to  
09:46 20 be going to Oniesha's house for the meeting?

21 A. Yes, sir.

22 Q. Along the way what happened?

23 A. Well, along the way of all three buses,

24 throughout the whole time pretty much Alicia was on the

09:47 25 phone with Smiley, they were talking back and forth, you

09:47 1 know, Alicia kept making assumptions of Smiley, you  
2 know, doing her wrong in a way I suppose, and this  
3 lasted throughout the whole three buses. And since  
4 Imunique is Alicia's best friend she ended up having the  
09:47 5 same feelings as well.

6 Q. Okay. So let me stop you so we can put it  
7 in context for the ladies and gentlemen of the Grand  
8 Jury.

9 A. Yes.

09:47 10 Q. You talked about the phone. Are these  
11 actual phone conversations where people are talking or  
12 is this a whole bunch of texting?

13 A. Actual phone conversations and texting.

14 Q. I ask that to say, you were able to hear  
09:47 15 some of the actual conversation?

16 A. Well, I was able to hear some of it but  
17 most of the time I really didn't want to hear anybody  
18 else's drama so I just put my headphones in.

19 Q. Were you able to see any of the texts? Was  
09:47 20 this like a group text?

21 A. No, I wasn't able to see a text. The one  
22 text I did see in the group text was on Facebook  
23 messaging and Imunique was saying why did you take my  
24 friend out of the squad messenger.

09:48 25 Q. So you put the headphones on. Were you

09:48 1 able to hear some of the actual conversation?

2 A. I only heard very little, none that I could  
3 really comprehend.

4 Q. But the part that you heard and the text  
09:48 5 that you saw, did you get the sense that there was  
6 friction or tension between those three women?

7 A. Yes.

8 Q. And so when this is going on, what happens,  
9 what decision is made by Imunique?

09:48 10 A. Well, the decision that is made by Imunique  
11 by the time we get to the third bus stop, and from what  
12 I, well actually from what I know is that Smiley or  
13 Oniesha for that matter called Imunique the B word and  
14 Imunique got mad about it. I tried talking to her and I  
09:48 15 tried to explain to her, hey, you know, if you're not  
16 going, I'm not going, out of respect for her, because I  
17 also promised her brothers that I would keep her safe.  
18 And she pretty much said don't talk to me right now and  
19 then she just walked off.

09:49 20 Q. So you just mentioned Imunique's brothers.  
21 Who are Imunique's brothers?

22 A. Imunique's brothers, well, the only name I  
23 actually really know is Richard and I don't really know  
24 the other people's names.

09:49 25 Q. Okay. But you said that you heard that the

09:49 1 B word was used. Did you actually hear it used or did  
2 you hear Imunique talking about it after it had been  
3 used?

4 A. Pretty much after the fact once everything  
09:49 5 happened.

6 Q. But you had the context from those  
7 conversations with Imunique as to somebody calling her  
8 to use the word a bitch?

9 A. Yes, sir.

09:49 10 Q. Now Imunique tells you to leave her alone  
11 and she gets off the bus?

12 A. Well, at this point we're off the bus and  
13 after I say if you're not going, I'm not going, she said  
14 don't talk to me right now, she's getting on the phone  
09:49 15 and she walks off. So I stayed with Alicia and hop on  
16 the next bus.

17 Q. So you and Alicia hop on the next bus and  
18 head towards Oniesha's house?

19 A. Yes.

09:50 20 Q. Did you arrive at Oniesha's house?

21 A. We did.

22 Q. Did Alicia have a conversation with  
23 Oniesha?

24 A. At that point, yes.

09:50 25 Q. Tell us about that.

09:50 1 A. Well, throughout that conversation, this is  
2 at that point where I had my headphones unplugged.

3 Q. Hold on a second. That woman right there  
4 is writing everything down. If we go too fast she's  
09:50 5 going to yell at probably me.

6 A. Right.

7 Q. So slow down.

8 A. My apologies. I'm a rapper so me being in  
9 front of the mic, this is my first stage fright.

09:50 10 Q. It's okay. Just slow it down a little bit.

11 A. All right. So like I was saying, by the  
12 time my headphones were unplugged and I'm hearing the  
13 conversation, Smiley or Oniesha for that matter, excuse  
14 me.

09:50 15 Q. Okay.

16 A. She's pretty much talking back and forth  
17 with Alicia talking about oh, are you with Medusa or  
18 Brooke.

19 Q. Let me stop you. Is this conversation  
09:51 20 you're hearing, is this on the bus or is this at  
21 Oniesha's house?

22 A. It is on the bus.

23 Q. Okay.

24 A. And so then from there -- God, I'm so  
09:51 25 nervous.

09:51 1                   Okay. So we're on the bus and we're  
2                   hearing the conversation. Well, I'm hearing the  
3                   conversation. It's not on speaker or anything. And I'm  
4                   just hearing a lot of oh, are you with Medusa, are you  
09:51 5                   with, you know, T and Bubba, and you know, this, that  
6                   and the other.

7                   Q.       So the part you were hearing was Imunique  
8                   speaking into the phone?

9                   A.       No. At that point on the bus I was just  
09:51 10                  hearing Alicia and Smiley talking back and forth.

11                  Q.       Okay. All right. Sorry.

12                  A.       No problem.

13                         And from there I started getting frustrated  
14                   because, you know, this was supposed to be a squad hang  
09:51 15                  out, meet up, you know, I didn't want no drama, no BS,  
16                   you know, I mean who wants any of that. So I started  
17                   getting frustrated. I'm thinking about getting ready to  
18                   leave and then I'm like, you know what, this is  
19                   mandatory, trying to see if we can make big things  
09:52 20                  happen, so I stay on the bus. And that's pretty much  
21                   where the conversation ends like I'm getting off the  
22                   bus.

23                  Q.       What happens when you get off the bus and  
24                   you're at or near Oniesha's house?

09:52 25                  A.       Well, when we get off the bus, it's me and

09:52 1 Alicia, we're walking, and she's walking like a bat out  
2 of hell and I'm trying to keep up with her. And then  
3 we're on the way to Oniesha's house and by the time we  
4 hit the corner and we go into Sacks Drive, me and her  
09:52 5 were still walking and then we end up reaching Oniesha's  
6 house.

7 Q. And then at Oniesha's house what happens?

8 A. At Oniesha's house, Alicia pretty much goes  
9 to the front door and, well, actually not even that.  
09:52 10 Smiley's mom, she's outside and she sees me and Alicia  
11 and she's saying oh, Smiley's not here so, you know,  
12 she's not coming back tonight. That's what I heard when  
13 she was talking to Alicia. And then Alicia asked if she  
14 could use the restroom and at that point when she  
09:53 15 decides to go into the restroom, Oniesha's mom, she  
16 comes to me and says, and I quote, "Me and Smiley aren't  
17 fighting. Don't say shit to Alicia."

18 Q. Okay. So at that point, I mean for the  
19 ladies and gentlemen of the jury, Grand Jury's

09:53 20 knowledge, did you know Oniesha's mom before this?

21 A. Before this fact, yes.

22 Q. So you know who she is and she comes up and  
23 talks to you that way privately?

24 A. Uh-huh.

09:53 25 Q. Is that a yes?

09:53 1 A. Yes.

2 Q. Okay. So after she tells you that, do you

3 and Alicia leave after she's done with the bathroom?

4 A. No. From there me and Alicia, we pretty

09:53 5 much sit outside in the front, and I'm just sitting with

6 Alicia keeping her company and she says that she's

7 waiting for a ride. And then at that point I'm also

8 getting text messages from Oniesha saying to meet her at

9 the Albertsons.

09:54 10 Q. What do you do based on that --

11 A. Sorry. Go ahead.

12 Q. What do you do based on receiving that

13 information from Oniesha?

14 A. What I do based on receiving that message

09:54 15 from Oniesha is that, also in the messages she was

16 asking, no, she was saying act like you're leaving,

17 don't let Alicia see you. So I act like I'm leaving and

18 from there I go to the Albertsons.

19 Q. Okay.

09:54 20 A. And then once I go to the Albertsons I see

21 T, Bubba and Medusa.

22 Q. Stop. Everybody doesn't know who that is.

23 Who's T?

24 A. T is Terrence.

09:54 25 Q. Who is Bubba?



09:54 1 A. Bubba, I never got his actual name.

2 Q. And the third person?

3 A. And the third person was Brooke.

4 Q. She's goes by --

09:54 5 A. Medusa.

6 Q. Okay. So you see those three. What  
7 happens?

8 A. I see those three. I'm talking with them.  
9 I'm chopping it up with them for a second.

09:54 10 Q. Chopping it up, what's that mean?

11 A. Oh. Just speaking with them.

12 Q. Okay. Go ahead.

13 A. And from there they say Smiley's in the  
14 car, she wants to talk to you. And I'm like okay, cool.

09:55 15 So I go in the car while they go get some food. I'm not  
16 sure where they went. And from there that's pretty much  
17 the point when me and Smiley are talking. She's saying  
18 that I'm trying to fit in and I'm trying too hard to fit  
19 in, like I'm trying to have some type of toughness I

09:55 20 suppose and she's explaining to me all the types of  
21 people that she has been speaking to, you know, music  
22 wise, trying to see if we could get things going, get  
23 things moving.

24 Q. So she's talking about the squad?

09:55 25 A. Yes.

09:55 1 Q. Do you leave Oniesha?

2 A. No, I actually stay. And at that point  
3 after the conversation, that's when Brooke, Terrence and  
4 Bubba, that's when at that point we all get in the car,  
09:55 5 and then once we get in the car, Brooke and Oniesha,  
6 they, excuse me, they drop us off over at the I Liquor  
7 that's right across the street from Sacks and Tropicana.  
8 And me, Terrence and Bubba were in the I Liquor and  
9 we're just getting snacks, you know, we're getting black  
09:56 10 and Milds, you know, usual kick it stuff, and then once  
11 we leave the store, we cross the street going into Sacks  
12 and then at that point that is when Alicia and her  
13 brother pull up, but Alicia gets out of the car.

14 Q. Alicia gets out of the car and what  
09:56 15 happens?

16 A. Once Alicia gets out of car, she's on the  
17 phone, she's on the phone with Imunique, and while she's  
18 on the phone with Imunique she steps out of the car and  
19 says yeah, I see T, Bass and Bubba. And then from there  
09:56 20 the four of us are walking and she's walking backwards  
21 saying is Smiley with, is Smiley with Brooke or Medusa  
22 for that matter, and we just kept saying we're not in  
23 it, we're not in it.

24 Q. So this kind of back and forth trying to  
09:57 25 get information?

09:57 1 A. Yes.

2 Q. Do you head back towards Oniesha's house?

3 A. Well, the initial point after leaving the I

4 Liquor was to go to Oniesha's, but we, we pretty much

09:57 5 ended up stopping at the apartments that was a few

6 hundred feet down the way.

7 Q. Okay. So like the major cross streets are

8 what?

9 A. Sacks and Tropicana.

09:57 10 Q. So that's here in Las Vegas?

11 A. Uh-huh.

12 Q. Is that yes?

13 A. Yes, sir.

14 Q. So you're at that area now. And what

09:57 15 happens?

16 A. While we were in that area, that is the

17 point where Alicia passes me the phone and instead of it

18 being Imunique, it's a gentleman who I am to believe was

19 the brother Richard.

09:57 20 Q. But you, at that moment you didn't know who

21 it was?

22 A. At that moment I did not know who it was.

23 Q. But you knew you were speaking to a male?

24 A. Yes.

09:57 25 Q. What did that person say?

09:57 1 A. They were saying, they were saying hey  
2 Bass, what's good, you were supposed to keep my sister  
3 safe, you left her on the east side. And I tried  
4 explaining to them everything but, you know, tensions  
09:58 5 and tempers were high and, you know, I can understand  
6 why they were upset, that's their sister.

7 Q. But that's a phone conversation, right?

8 A. Yes.

9 Q. Does that conversation end?

09:58 10 A. It goes in a little bit deeper and he's  
11 still, and then he starts talking about I want your  
12 fade, I want your hands, I want all of that, pretty much  
13 meaning that he wants to fight me in pretty much every  
14 way, shape and form possible.

09:58 15 Q. That's what you understood what he was  
16 saying to you?

17 A. Yes.

18 Q. And what did you say to him?

19 A. I kept trying to explain to him what was  
09:58 20 going on. I was trying to explain to him how my family  
21 pretty much does things because when a woman wants her  
22 space we just back up and we give them their space, but  
23 they wasn't trying to hear any of that.

24 Q. So did that phone conversation end?

09:58 25 A. Well, pretty much after trying to talk to

09:58 1 him wasn't getting anywhere, that's pretty much when I  
2 passed the phone back to Alicia and at that point I'm  
3 just beyond angry, I'm beyond frustrated. It's  
4 beginning of the year and I'm already getting so much  
09:59 5 drama for something so little.

6 Q. Okay. So you passed the phone off and then  
7 do you start heading towards Oniesha, what happens?

8 A. No. That's the point when I start getting  
9 very upset. I kind of get loud and very angry for that  
09:59 10 matter and I'm screaming to the top of my lungs, I'm  
11 swearing, "I didn't want no drama this year. I'm trying  
12 to have peace, love and happiness this year."

13 Q. Okay. At some point though did you come in  
14 contact with someone you understood to be the brother of  
09:59 15 Imunique?

16 A. Yes.

17 Q. How did that happen? Where did that  
18 happen?

19 A. It happened at the apartments that me, T,  
09:59 20 Bubba and Alicia were stationed at where we were pretty  
21 much standing and here comes a white car, four door, it  
22 is Imunique's mother, her brother, and two other males  
23 that I believe are her brothers but not exactly sure.  
24 I'm still a little fuzzy on that.

10:00 25 Q. So after you had been outside kind of

10:00 1 venting, the car shows up and these people get out?

2 A. Yes.

3 Q. What happens when they get out?

4 A. When they get out, one of the males says

10:00 5 hey Bass, and before I hear that her brother cocks the  
6 gun back and at this point I'm terrified for my life.

7 Q. Did you see a gun?

8 A. Yes.

9 Q. When the person said hey Bass, did you

10:00 10 recognize this as the voice of the person who had been  
11 on the phone with you earlier?

12 A. Yes.

13 Q. And then I want to show you Grand Jury

14 Exhibit Number 3. Do you recognize who is in Grand Jury

10:00 15 Exhibit 3?

16 A. That's him.

17 Q. When you say him, is that the person who  
18 had the gun?

19 A. Yes.

10:00 20 Q. Okay. And what did he do with the gun?

21 Tell them.

22 A. He was, he was waving it back and forth and  
23 he was pretty much staring at me with pretty much blood  
24 red eyes. I can't even look at that. It's haunting for  
10:01 25 me right now.

10:01 1 Q. Did he point the gun at you?

2 A. He did. And when he said that, he said,  
3 and I quote, "give me two reasons why I shouldn't put  
4 two in you, nigger."

10:01 5 Q. And when he said that were you afraid?

6 A. In all --

7 Q. Silly question but we need it for the  
8 record.

9 A. In all honesty, yes, I was terrified. I  
10:01 10 almost pissed myself in all honesty.

11 Q. You had a gun pointed at you?

12 A. Of course.

13 Q. And someone telling you why shouldn't he  
14 shoot you?

10:01 15 A. Uh-huh.

16 Q. Is that a yes?

17 A. Yes.

18 Q. But you talked about his mother being  
19 there; is that correct?

10:01 20 A. Yes.

21 Q. Showing you Grand Jury Exhibit 16. Do you  
22 recognize who that is?

23 A. Imunique's mother.

24 Q. Is that the woman that was standing next to  
10:01 25 the guy with the gun?

10:01 1 A. She was actually standing about 10, 15 feet  
2 to my left as Richard was on my upper left.

3 Q. Okay. So as Richard's got the gun and he's  
4 threatening you, the mom is there as well?

10:02 5 A. Yes.

6 Q. And she didn't do anything to stop her son  
7 from threatening you with a gun?

8 A. She was just watching.

9 Q. She didn't say anything to him?

10:02 10 A. No.

11 Q. And then how did that end? How did you get  
12 away? What happened?

13 A. Well, from there, pretty much that's when  
14 Imunique starts running over to Oniesha's house and that  
10:02 15 is when Alicia is walking behind her and that's when T  
16 and Bubba, they grab me, we end up going into these  
17 apartments. We didn't go into an actual apartment but  
18 we was just inside the facility.

19 Q. Where did the person with the gun go?

10:02 20 A. Well, they all pretty much followed  
21 Imunique. One of them said Nika running, Nika running.

22 Q. Is Nika a nickname for Imunique?

23 A. Yes. And then from there they all hop in  
24 the car and they're starting to pull off and while

10:03 25 they're pulling off, me, T and Bubba, we were slowly



10:03 1 walking like in a, I don't know what's the word,  
2 stealthy, we were moving stealthy with it.

3 Q. Trying to be careful so you're not seen?

4 A. Yes.

10:03 5 Q. When you say they took off, did the person  
6 with the gun get in the car?

7 A. Yes.

8 Q. Did his mom who was there get in the car?

9 A. She was driving, yes.

10:03 10 Q. So she drove the young man with the gun to  
11 Oniesha's house?

12 A. Yes.

13 MR. PESCI: Okay. No more questions.

14 THE FOREPERSON: By law, these proceedings  
10:03 15 are secret and you are prohibited from disclosing to  
16 anyone anything that has transpired before us, including  
17 evidence and statements presented to the Grand Jury, any  
18 event occurring or statement made in the presence of the  
19 Grand Jury, and information obtained by the Grand Jury.

10:03 20 Failure to comply with this admonition is a  
21 gross misdemeanor punishable up to 364 days in the Clark  
22 County Detention Center and a \$2,000 fine. In addition,  
23 you may be held in contempt of court punishable by an  
24 additional \$500 fine and 25 days in the Clark County  
10:03 25 Detention Center.

10:03 1 Do you understand this admonition?  
2 THE WITNESS: I do.  
3 THE FOREPERSON: Thank you. You may be  
4 excused.

10:04 5 THE WITNESS: Thank you.  
6 MS. JONES: The State's next witness is  
7 Alicia Agudo.  
8 THE FOREPERSON: Let's take a ten minute  
9 break.

10:04 10 (Recess.)  
11 MR. PESCI: State calls Alicia Agudo.  
12 THE FOREPERSON: Please raise your right  
13 hand.  
14 You do solemnly swear the testimony you are

10:16 15 about to give upon the investigation now pending before  
16 this Grand Jury shall be the truth, the whole truth, and  
17 nothing but the truth, so help you God?  
18 THE WITNESS: Yes.  
19 THE FOREPERSON: Please be seated.

10:16 20 You are advised that you are here today to  
21 give testimony in the investigation pertaining to the  
22 offenses of murder with use of a deadly weapon, assault  
23 with a deadly weapon, involving Richard Allan Newsome,  
24 Jr.

10:16 25 Do you understand this advisement?

10:16 1 THE WITNESS: Yes.

2 THE FOREPERSON: Please state your first  
3 and last name and spell both for the record.

4 THE WITNESS: Alicia Agudo. A-L-I-C-I-A,  
10:16 5 A-G-U-D-O.

6 ALICIA AGUDO,  
7 having been first duly sworn by the Foreperson of the  
8 Grand Jury to testify to the truth, the whole truth,  
9 and nothing but the truth, testified as follows:

10:16 10  
11 EXAMINATION

12  
13 BY MS. JONES:

14 Q. Good afternoon, Alicia.

10:16 15 A. Hello.

16 Q. Alicia, are you familiar with someone by  
17 the name of Oniesha Coleman?

18 A. Yes.

19 Q. How do you know her?

10:17 20 A. She is my ex-girl friend.

21 Q. When did you break up with her?

22 A. The day of the incident, January 14th.

23 Q. And Alicia, I'd like to draw your attention  
24 back to that day of January 14, 2017. You and Oniesha  
10:17 25 had broken up that day?

10:17 1 A. Yes.

2 Q. But were you guys still communicating via

3 text messages and Facebook?

4 A. Uhm, after or during?

10:17 5 Q. During the day of that day.

6 A. Yes. Yes.

7 Q. So you were communicating with her?

8 A. Yes.

9 Q. And is it fair to say that you and Oniesha

10:17 10 had a disagreement?

11 A. Yes.

12 Q. Did there come a point in time where she

13 said she didn't want you coming to her house?

14 A. Yes.

10:17 15 Q. Who were you with when you were speaking

16 with Oniesha?

17 A. Imunique and Carlos.

18 Q. And where were you guys?

19 A. On the bus.

10:17 20 Q. I'm sorry?

21 A. On the bus.

22 Q. Okay. And where were you guys headed?

23 A. To her house.

24 Q. So you guys had already got on the bus to

10:18 25 go to her house when she said she didn't want you coming

10:18 1 over?

2 A. Right. Yes.

3 Q. And during that time did Oniesha say  
4 anything to you in regards to Imunique?

10:18 5 A. Yes, she did.

6 Q. What did she say?

7 A. She called her the B word.

8 Q. And if you could speak directly into the  
9 microphone.

10:18 10 A. She said -- I don't know if I'm allowed to  
11 say it.

12 Q. You're allowed to say it.

13 A. She called her a bitch and, yeah.

14 Q. Was Imunique aware that Oniesha had called  
10:18 15 her a bitch?

16 A. Yes.

17 Q. How did Imunique react to that?

18 A. She didn't react at all from my  
19 understanding. I didn't even know she knew but.

10:18 20 Q. And did Imunique end up getting off the  
21 bus?

22 A. Yes.

23 Q. And so when Imunique got off the bus, who  
24 was left on the bus?

10:18 25 A. Me and Carlos.

10:18 1 Q. And did you and Carlos actually take that  
2 bus over to Oniesha's house?  
3 A. Yes, we did.  
4 Q. Was Oniesha residing at 4804 Sacks Drive?  
10:19 5 A. Yes.  
6 Q. Is that here in Clark County?  
7 A. Yes.  
8 Q. Did you and Carlos actually go to Oniesha's  
9 house?  
10:19 10 A. Yes, we did.  
11 Q. Was she there?  
12 A. No.  
13 Q. Who did you speak with when you were there?  
14 A. Oniesha's mother.  
10:19 15 Q. What's her name?  
16 A. Roxanne.  
17 Q. And did Roxanne tell you that Oniesha  
18 wasn't home?  
19 A. Yes.  
10:19 20 Q. So what did you do when she told you that?  
21 A. I went, I called my brother and my brother  
22 picked me up about five minutes later.  
23 Q. Where did your brother pick you up from?  
24 A. Right in front of her house.  
10:19 25 Q. What's your brother's name?

10:19 1 A. Tito. Well, his real name is Fidel Agudo.  
2 Q. Does he go by the name of Tito?  
3 A. Yes, Tito.  
4 Q. What kind of vehicle did he pick you up in?  
10:19 5 A. A big white truck. I don't know. I don't  
6 know cars.  
7 Q. And when your brother picked you up, where  
8 did you and your brother go?  
9 A. We were going home and as we exited the  
10:19 10 neighborhood I see T and Bubba, Terrence and James, and  
11 that's when I get out the car and I tell my brother to  
12 just go, I'm going to find Smiley. And that's when I  
13 get out the car and I'm asking them where's Smiley at.  
14 Yeah, that's how that happened.  
10:20 15 Q. Just for the record, when you're talking  
16 about Smiley, are you talking about Oniesha?  
17 A. Yes, Oniesha.  
18 Q. But do you call her Smiley?  
19 A. Yes.  
10:20 20 Q. So you want to ask Bubba and T where Smiley  
21 is. Are you wanting to talk to Smiley?  
22 A. Yes.  
23 Q. What do you want to talk to her about?  
24 A. Our relationship.  
10:20 25 Q. So in your quest to speak to Smiley, had

10:20 1 you called her?

2 A. Yes.

3 Q. Had you texted her?

4 A. Yes.

10:20 5 Q. About how many times?

6 A. About a million times.

7 Q. So fair to say you were blowing up her

8 phone?

9 A. Yes.

10:20 10 Q. So you're blowing up her phone because you

11 want to talk to her about your relationship?

12 A. Right.

13 Q. So when you see T and Bubba, you ask them

14 where she is?

10:20 15 A. Yes.

16 Q. Do they know where she is?

17 A. Of course, they just did not tell me.

18 Q. So you believe they knew but they didn't

19 tell you where she was?

10:20 20 A. Yes.

21 Q. So what did you do?

22 A. I continued to ask them and they continued

23 to not tell me and that, when this is happening, that's

24 when Imunique is blowing up my phone. I answer the

10:21 25 phone. She asks me where I was at. I said the



10:21 1 apartment complex. She asked me if Carlos was with me,  
2 I said, yes, she hung up.

3 Q. Which apartment complex were you at?

4 A. The one that's down the street from her  
10:21 5 house.

6 Q. From whose house; Oniesha's?

7 A. Oniesha's house.

8 Q. Do you know the major cross streets of  
9 those apartments?

10:21 10 A. Nellis and Tropicana.

11 Q. Okay. And so after Imunique, you tell her  
12 Carlos is with you, she hangs up?

13 A. Yes.

14 Q. What do you do after that?

10:21 15 A. I'm still walking with them, talking with  
16 them, and she comes, not even, probably less than a  
17 minute later into the apartment complex with her mother,  
18 herself and Richard the shooter, and then the other guy,  
19 I'm thinking that's the friend. I thought they were  
10:21 20 brothers but they're not.

21 Q. And this is Imunique who shows up?

22 A. Yes.

23 Q. Does she show up in a car?

24 A. Yes.

10:22 25 Q. What kind of car was it?

10:22 1 A. Uhm --

2 Q. What color was it?

3 A. Gray. Silver.

4 Q. And who is the driver of the car?

10:22 5 A. Her mother.

6 Q. So she's with her mother and she's with one

7 of her brothers and a friend of theirs?

8 A. Right. Yes.

9 Q. Do you know her brother's name that she's

10:22 10 with?

11 A. Now I do since this happened. It's

12 Richard.

13 Q. But did you know his name that day?

14 A. No.

10:22 15 Q. Do you know her mother's name?

16 A. No. I still don't know her name.

17 Q. I'm going to show you Grand Jury Exhibit

18 Number 16. Do you recognize the person depicted in that

19 photo?

10:22 20 A. Yes.

21 Q. Who is that?

22 A. That is her mother.

23 Q. That's Imunique's mother?

24 A. Imunique's mom, yes.

10:22 25 Q. They show up. And what happens after they

10:22 1 show up at the apartment?

2 A. The two brothers, well, the two guys get  
3 out the car, go straight to Carlos and start cussing him  
4 out, why you leave my sister out stranded and saying all  
10:22 5 this stuff. And I'm standing right there in shock, like  
6 I'm confused. They have a gun, they pull it out to  
7 Carlos's chest.

8 Q. And can you see all of this happening?

9 A. Yes, I was there. I was there. I was  
10:23 10 there.

11 Q. Who has the gun?

12 A. Richard, the shooter.

13 Q. And I'm going to show you Grand Jury  
14 Exhibit Number 3.

10:23 15 A. Him.

16 Q. Do you recognize the person in that photo?

17 A. Yes, that's the guy.

18 Q. And this is the guy who had the gun at  
19 Carlos's chest?

10:23 20 A. Yes.

21 Q. And he points the gun at Carlos's chest and  
22 then what happens?

23 A. Well, Carlos starts crying and he's like  
24 look man, I didn't, I didn't leave her, she cussed me  
10:23 25 out. Because Imunique cussed him out and told him to

10:23 1 leave her alone and that's what Carlos did, he left her  
2 alone. And so I'm confused at the fact that she even  
3 said anything and I'm confused about what's going on. I  
4 actually tell him, Richard, that his sister cussed him  
10:24 5 out to leave her alone and that's what he did, like put  
6 the gun down. He's like oh, I don't want to hear none  
7 of that, I don't want to hear none of that, whatever.  
8 And he eventually puts the gun down and at this point  
9 it's just them arguing back and forth with each other.

10:24 10 Q. Who's arguing?

11 A. Carlos and Richard.

12 Q. Where is Richard's mother when he has the  
13 gun to Carlos's chest?

14 A. She's still in the car. Imunique is still  
10:24 15 in the car. They're both still in the vehicle. They're  
16 not even out. I don't know, the way I was thinking when  
17 this was happening was it wasn't my, this had nothing to  
18 do with me. Like I said I was on a quest to look for  
19 Oniesha, I wanted to talk to Oniesha. To be honest I  
10:24 20 didn't care about what was going on.

21 Q. So do you leave?

22 A. I actually go to the passenger side of the  
23 car where Imunique was and I'm like what's going on,  
24 like what's, and she's, she's all hysterical, she's  
10:25 25 crying, she's emotional, I don't know why, but she's

10:25 1 like Alicia, why are they calling me a bitch and da da  
2 da, and I called my brothers. I can't even tell you  
3 what she was saying. It was mumbo jumbo. I don't know.

4 Q. Does there come a point where this ends and  
10:25 5 you guys leave?

6 A. After she was telling me that, I called, I  
7 was blowing up Smiley's phone again to tell her that  
8 these people are looking for you, like they're looking  
9 for you so --

10:25 10 Q. Why did you want to tell Smiley they were  
11 looking for her?

12 A. Because they have a gun, I'm worried about  
13 her safety, I don't want anything bad to happen. She  
14 declined all my calls and it was understandable because  
10:25 15 of the argument that we were having. I mean she told me  
16 not to come. I'm not going to blame her for that. But  
17 as they're still arguing I leave. I look out the corner  
18 of the street and I see that Medusa's car is parked  
19 out --

10:26 20 Q. What's Medusa's real name?

21 A. Honestly I don't know her real name. But  
22 that's her nickname. I see her car parked out in front.  
23 I know it wasn't there before and I'm curious, you know.  
24 I walk over there by myself to the car. As I --

10:26 25 Q. Where is the car parked?

10:26 1 A. Right in front of Oniesha's home.  
2 Q. Okay.  
3 A. I approach the vehicle and I see Medusa and  
4 Oniesha in the passenger seat. I open the car door, I  
10:26 5 go off on both of them. I cuss them out. As me and  
6 Oniesha are arguing and cussing each other out or  
7 whatever, she's getting out of the car, she's getting  
8 out of the car, I grab her by her hair, I pull her out.  
9 After that it was pulling, tugging, pushing. It was no,  
10:26 10 not a fistfight. We fall to the floor.  
11 Q. You and Oniesha?  
12 A. Yes, me and Oniesha, we fall to the floor.  
13 As we're on the floor Richard and, well, the car pulls  
14 up and they, I don't know, Richard and the other guy  
10:27 15 push her off of me.  
16 Q. Push who off of you?  
17 A. Oniesha. And they just start beating her  
18 up and the mom gets out the car and starts doing it too.  
19 Q. What is the mom doing?  
10:27 20 A. Hitting her, kicking her. All of them are  
21 beating her up in front of me. And I'm standing there  
22 as this is happening, I'm standing there in front of it  
23 and I'm, I don't know what to do. I grab him.  
24 Q. Him is who?  
10:27 25 A. I still don't know. I still don't even

10:27 1 know who it was, him or the other guy, I don't know.  
2 But I grab, I just know that the guy I grabbed had a gun  
3 and I grabbed him by the shoulder and tried to remove  
4 him off of Smiley, but he reached back, punched my chest  
10:27 5 and told me to back up. I backed up and I'm just, I  
6 don't know what to do. I don't know what to do. As I'm  
7 standing there Oniesha's mom comes outside and she's  
8 like you're just going to let my daughter get beat up  
9 right in front of you and she goes off on me and before  
10:28 10 I even get a chance to say anything like look, I just  
11 tried to help, you know, she actually runs to me and  
12 socks me in my face. I fall to the floor. After that  
13 she's just stomping me out, beating me up. I'm covering  
14 my face. After that I can't really tell you what  
10:28 15 happened. After that I, my vision was bad, I hear  
16 gunshots, I don't know what's going on. I mean she was  
17 beating me up the whole time so.  
18 Q. How many gunshots did you hear?  
19 A. I don't -- a lot. Like maybe five I heard.  
10:28 20 Q. Do you know who Oniesha's brother is?  
21 A. Yes.  
22 Q. Who is her brother?  
23 A. Richard.  
24 Q. Do you know Richard's last name?  
10:29 25 A. Richard, Richard, uhm --

10:29 1 Q. You don't know his last name?

2 A. No. Because I know they go by two

3 different -- I'm not sure.

4 Q. And did you see Oniesha's brother come out

10:29 5 of the house?

6 A. Yes, I did.

7 Q. And when he came out of the house was he

8 dressed?

9 A. He didn't have, he didn't have a shirt on.

10:29 10 He just had basketball shorts I think.

11 Q. When he came out of the house did he have

12 anything in his hand?

13 A. No.

14 Q. Did you ever see anything in his hand?

10:29 15 A. No.

16 Q. But you did not actually see the shooting?

17 A. No.

18 Q. You heard the gunshots?

19 A. Yes.

10:29 20 Q. And after you hear the gunshots, do you see

21 where Richard Newsome and his mother went?

22 A. Where the shooter and the mom went?

23 Q. Yeah.

24 A. Yeah, they left.

10:29 25 Q. Did they leave in the car?



10:29 1 A. Yes.

2 Q. And did you see Richard, Oniesha's brother,  
3 pull somebody off of her?

4 A. Yeah.

10:30 5 Q. Okay. Who did he pull off of her?

6 A. Actually no. No, I didn't.

7 Q. You didn't see that?

8 A. I didn't, no.

9 MS. JONES: I have no further questions for  
10 this witness. Do the ladies and gentlemen of the Grand  
11 Jury have any questions for this witness?

12 BY A JUROR:

13 Q. I do. You said that Tatiania the mom and  
14 Richard the brother of Imunique left, but there was  
10:30 15 another brother Ascension. Did he go with them?

16 A. No.

17 Q. Okay. Let's see. I think I had another  
18 one.

19 A. From my understanding the other guy that  
10:30 20 was there, that's not related to her, that was a close  
21 friend.

22 Q. Okay. And when you called or texted to  
23 Oniesha before you all went to her home, did you tell  
24 her that Richard or anybody had a gun?

10:31 25 A. No.

10:31 1 Q. Okay. Thank you.

2 THE FOREPERSON: Okay. By law, these  
3 proceedings are secret and you are prohibited from  
4 disclosing to anyone anything that has transpired before  
10:31 5 us, including evidence and statements presented to the  
6 Grand Jury, any event occurring or statement made in the  
7 presence of the Grand Jury, and information obtained by  
8 the Grand Jury.

9 Failure to comply with this admonition is a  
10:31 10 gross misdemeanor punishable up to 364 days in the Clark  
11 County Detention Center and a \$2,000 fine. In addition,  
12 you may be held in contempt of court punishable by an  
13 additional \$500 fine and 25 days in the Clark County  
14 Detention Center.

10:31 15 Do you understand this admonition?

16 THE WITNESS: Yes.

17 THE FOREPERSON: Thank you. You may be  
18 excused.

19 THE WITNESS: Do I just walk out or --

10:31 20 A JUROR: Uh-huh.

21 MS. JONES: Yes. And ladies and gentlemen,  
22 the State has concluded its presentation of evidence in  
23 this matter. Are there any questions regarding the  
24 evidence or the elements of the offenses?

10:31 25 A JUROR: I have a question. Since she

10:32 1 knew that they had a gun, you know, the witness, and she  
2 didn't warn anybody, can she be charged for that?

3 MR. PESCI: We're here just now for the  
4 person that we have charged.

10:32 5 A JUROR: Okay.

6 MR. PESCI: I'm sorry, I can't answer that.

7 A JUROR: Thank you.

8 MS. JONES: This matter is submitted for  
9 your deliberation.

10:32 10 A JUROR: Thank you.

11 (At this time, all persons, other than  
12 members of the Grand Jury, exit the room at 10:32 a.m.  
13 and return at 10:34 a.m.)

14 THE FOREPERSON: Madame District Attorney,  
10:34 15 by a vote of 12 or more jurors a true bill has been  
16 returned against defendant Richard Allan Newsome, Jr.  
17 charging the crimes of murder with use of a deadly  
18 weapon, assault with a deadly weapon, in case number  
19 16BGJ059X. We instruct you to prepare an Indictment in  
10:34 20 conformance with the proposed Indictment previously  
21 submitted to us.

22 MS. JONES: Thank you.

23 MR. PESCI: Thank you.

24 (Proceedings concluded.)

10:34 25 --oo0oo--

**REPORTER'S CERTIFICATE**

**STATE OF NEVADA**       )  
                                  :   SS  
**COUNTY OF CLARK**       )

I, Danette L. Antonacci, C.C.R. 222, do  
hereby certify that I took down in Shorthand (Stenotype)  
all of the proceedings had in the before-entitled matter  
at the time and place indicated and thereafter said  
shorthand notes were transcribed at and under my  
direction and supervision and that the foregoing  
transcript constitutes a full, true, and accurate record  
of the proceedings had.

Dated at Las Vegas, Nevada,  
February 7, 2017.

/s/ Danette L. Antonacci

\_\_\_\_\_  
Danette L. Antonacci, C.C.R. 222

10:34

1

## AFFIRMATION

2

Pursuant to NRS 239B.030

3

4

The undersigned does hereby affirm that the  
preceding TRANSCRIPT filed in GRAND JURY CASE NUMBER  
16BGJ059X:

10:34

5

6

7

8

X Does not contain the social security number of any  
person,

9

10:34

10

-OR-

11

     Contains the social security number of a person as  
required by:

12

13

A. A specific state or federal law, to-  
wit: NRS 656.250.

14

-OR-

10:34

15

B. For the administration of a public program  
or for an application for a federal or  
state grant.

16

17

18

/s/ Danette L. Antonacci

19

Signature

2-7-17

Date

10:34

20

21

Danette L. Antonacci  
Print Name

22

23

Official Court Reporter  
Title

24

25

<p><b>A JUROR: [8]</b>  5/21 79/24 79/25  115/19 115/24  116/4 116/6 116/9</p> <p><b>BY A JUROR: [4]</b>  43/9 43/16 79/17  114/11</p> <p><b>BY MR. PESCI: [3]</b>  17/11 60/9 81/21</p> <p><b>BY MS. JONES: [6]</b>  7/6 17/17 19/18  46/8 70/16 100/11</p> <p><b>MR. PESCI: [10]</b>  45/5 45/7 59/8  68/21 80/20 98/12  99/10 116/2 116/5  116/22</p> <p><b>MS. JONES: [17]</b>  5/12 5/22 17/22  18/16 43/6 44/9  45/6 58/14 69/14  79/14 79/21 80/17  99/5 114/8 115/20  116/7 116/21</p> <p><b>THE FOREPERSON:</b>  <b>[38]</b> 5/7 6/6  6/13 6/21 17/25  18/14 18/18 18/25  19/8 44/13 45/3  45/8 45/15 45/23  58/17 59/6 59/9  59/16 59/24 68/22  69/11 69/16 69/23  70/6 80/1 80/15  80/21 81/3 81/11  98/13 99/2 99/7  99/11 99/18 100/1  115/1 115/16  116/13</p> <p><b>THE WITNESS: [31]</b>  6/12 6/20 6/23</p>	<p>18/13 18/24 19/7  19/10 45/2 45/14  45/22 45/25 59/5  59/15 59/23 60/1  69/10 69/13 69/22  70/5 70/8 80/14  81/2 81/10 81/13  99/1 99/4 99/17  99/25 100/3  115/15 115/18</p> <hr/> <p><b>\$</b></p> <p><b>\$2,000 [7]</b> 18/9  44/23 59/1 69/6  80/10 98/22  115/11</p> <p><b>\$500 [7]</b> 18/11  44/25 59/3 69/8  80/12 98/24  115/13</p> <hr/> <p><b>-</b></p> <hr/> <p><b>--oo0oo [1]</b>  116/25</p> <p><b>-OR [2]</b> 118/10  118/14</p> <hr/> <p><b>/</b></p> <hr/> <p><b>/s [2]</b> 117/17  118/18</p> <hr/> <p><b>0</b></p> <p><b>00579 [2]</b> 9/2  9/16</p> <hr/> <p><b>1</b></p> <hr/> <p><b>10 [3]</b> 13/20  29/13 97/1</p> <p><b>100 percent [2]</b>  58/5 79/12</p> <p><b>10:32 [1]</b> 116/12  <b>10:34 [1]</b> 116/13</p> <p><b>11 [2]</b> 14/7 71/4</p>	<p><b>11th [1]</b> 21/7  <b>12 [2]</b> 15/4  116/15</p> <p><b>12th [1]</b> 21/7  <b>13 [1]</b> 16/4  <b>13th [1]</b> 21/7  <b>14 [9]</b> 20/6 56/20  57/20 65/7 68/5  68/5 73/13 79/1  100/24</p> <p><b>14th [11]</b> 21/1  21/6 21/24 22/6  23/13 43/4 46/24  60/13 71/21 81/25  100/22</p> <p><b>15 [9]</b> 29/13  29/13 65/7 67/1  67/2 67/19 68/5  77/14 77/19</p> <p><b>15 feet [1]</b> 97/1  <b>15th [1]</b> 77/10  <b>16 [3]</b> 71/6 96/21  107/18</p> <p><b>16BGJ059X [4]</b> 1/7  5/17 116/19 118/5</p> <p><b>17 [2]</b> 71/6  118/18</p> <p><b>17-00579 [2]</b> 9/2  9/16</p> <p><b>17th [2]</b> 39/20  39/21</p> <hr/> <p><b>2</b></p> <hr/> <p><b>2-7-17 [1]</b> 118/18  <b>2017 [13]</b> 1/14  2/1 5/1 20/6 21/1  21/24 46/24 60/13  71/21 73/13 81/25  100/24 117/15</p> <p><b>22 [1]</b> 71/5  <b>222 [3]</b> 1/25</p>
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<b>2</b>	<b>a.m</b> [3] 1/15 116/12 116/13 <b>abdomen</b> [1] 14/20 <b>ability</b> [1] 5/7 <b>able</b> [17] 17/4 24/7 24/8 57/7 57/12 57/15 58/9 67/9 67/25 77/25 78/17 79/4 83/14 83/16 83/19 83/21 84/1	109/22 112/11 113/16 114/6 <b>addition</b> [7] 18/9 44/23 59/1 69/6 80/10 98/22 115/11 <b>additional</b> [7] 18/11 44/25 59/3 69/8 80/12 98/24 115/13 <b>address</b> [7] 32/10 32/11 74/9 74/20 75/4 75/8 76/3 <b>administer</b> [1] 77/17 <b>administered</b> [2] 77/20 77/21 <b>administration</b> [1] 118/15 <b>admonition</b> [14] 18/7 18/13 44/21 45/2 58/24 59/5 69/4 69/10 80/8 80/14 98/20 99/1 115/9 115/15 <b>ADOLPH</b> [1] 2/13 <b>advise</b> [1] 5/25 <b>advised</b> [7] 6/15 19/2 45/17 59/18 69/25 81/5 99/20 <b>advisement</b> [7] 6/20 19/7 45/22 59/23 70/5 81/10 99/25 <b>affirm</b> [1] 118/4 <b>AFFIRMATION</b> [1] 118/1 <b>afraid</b> [1] 96/5 <b>after</b> [37] 17/20 23/25 26/1 26/25 31/9 35/6 35/24
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<b>3</b>		
<b>30</b> [3] 23/1 23/1 23/21 <b>300 pounds</b> [1] 31/23 <b>364</b> [7] 18/8 44/22 58/25 69/5 80/9 98/21 115/10		
<b>4</b>		
<b>4804</b> [5] 32/11 41/10 46/25 71/15 103/4		
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<b>50</b> [2] 68/2 68/7 <b>50/50</b> [1] 68/2		
<b>6</b>		
<b>6'3</b> [1] 31/22 <b>656.250</b> [1] 118/13		
<b>8</b>		
<b>8:27</b> [1] 1/15		
<b>A</b>		
<b>A-G-U-D-O</b> [2] 75/10 100/5 <b>A-L-I-C-I-A</b> [2] 75/10 100/4 <b>A-S-C-E-N-S-I-O-N</b> [1] 74/17		

<b>A</b>	76/6	26/14 40/21 41/16
<b>after... [30]</b>	<b>allowed [3]</b> 44/11	42/11 43/3 43/9
48/12 49/12 49/15	102/10 102/12	44/18 46/15 50/24
51/4 53/17 53/24	<b>ALMONTE [1]</b> 2/7	56/6 56/15 58/17
63/11 63/15 75/5	<b>almost [2]</b> 26/5	58/21 69/1 72/2
76/20 77/10 85/2	96/10	72/9 72/13 72/23
85/4 85/13 89/2	<b>alone [6]</b> 73/18	79/17 80/5 83/19
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93/25 94/25 101/4	109/2 109/5	114/11 115/6
106/11 106/14	<b>along [4]</b> 75/12	115/23 118/8
107/25 110/6	77/17 82/22 82/23	<b>anybody [10]</b> 29/9
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112/14 112/15	72/19 94/4 101/24	65/20 66/23 67/25
113/20	<b>also [14]</b> 2/19	83/17 114/24
<b>afternoon [2]</b>	8/16 9/4 11/10	116/2
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<b>again [4]</b> 14/5	39/14 67/21 73/2	<b>anyone [12]</b> 18/3
28/7 55/9 110/7	82/3 84/17 89/7	44/16 58/9 58/20
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<b>Agudo [8]</b> 20/23	75/9 75/14 76/5	98/16 115/4
75/10 82/18 99/7	<b>am [2]</b> 8/9 92/18	<b>anything [29]</b>
99/11 100/4 100/6	<b>amount [1]</b> 13/16	18/3 26/9 26/14
104/1	<b>anatomic [1]</b>	32/25 33/8 36/7
<b>ahead [3]</b> 56/24	16/12	37/4 37/4 39/4
89/11 90/12	<b>angry [2]</b> 94/3	42/19 44/16 54/21
<b>aka [2]</b> 1/8 73/20	94/9	55/7 58/20 64/8
<b>Albertsons [11]</b>	<b>another [8]</b> 11/25	67/13 68/25 80/4
29/2 29/4 29/4	36/13 47/21 51/16	87/3 97/6 97/9
29/14 30/12 30/24	53/3 78/11 114/15	98/16 102/4 109/3
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<b>all [62]</b>	117/17 117/18	<b>apartment [5]</b>
<b>ALLAN [9]</b> 1/8	118/18 118/21	97/17 106/1 106/3
6/18 19/5 45/21	<b>any [38]</b> 6/3	106/17 108/1
59/21 70/3 81/8	10/12 10/13 12/12	<b>apartments [4]</b>
99/23 116/16	13/14 13/17 15/18	92/5 94/19 97/17
<b>allegedly [1]</b>	15/18 17/25 18/4	106/9



<b>A</b> <b>apologies</b> [1] 86/8 <b>apologize</b> [2] 52/18 68/14 <b>appear</b> [1] 9/1 <b>appeared</b> [1] 5/11 <b>appears</b> [2] 75/22 75/23 <b>application</b> [1] 118/15 <b>apply</b> [1] 55/17 <b>approach</b> [1] 111/3 <b>approaches</b> [1] 76/4 <b>Approximately</b> [1] 71/2 <b>are</b> [88] <b>area</b> [3] 5/10 92/14 92/16 <b>aren't</b> [1] 88/16 <b>arguing</b> [4] 109/9 109/10 110/17 111/6 <b>argument</b> [2] 47/15 110/15 <b>arm</b> [8] 11/11 11/13 13/10 14/5 14/9 14/13 16/11 41/23 <b>around</b> [7] 11/8 21/7 33/6 43/19 53/21 53/22 55/8 <b>arrival</b> [1] 72/20 <b>arrive</b> [1] 85/20 <b>arrived</b> [3] 38/6 66/12 66/13 <b>as</b> [69] <b>Ascension</b> [5] 74/16 74/16 78/22	78/23 114/15 <b>ask</b> [10] 17/13 27/20 38/18 66/22 67/1 68/15 83/14 104/20 105/13 105/22 <b>asked</b> [6] 27/6 56/6 62/21 67/21 88/13 106/1 <b>asking</b> [3] 23/2 89/16 104/13 <b>asks</b> [1] 105/25 <b>ass</b> [2] 30/2 30/7 <b>assault</b> [9] 5/25 6/18 19/5 45/20 59/21 70/2 81/8 99/22 116/18 <b>assigned</b> [2] 70/24 71/8 <b>assistance</b> [1] 78/13 <b>Assistant</b> [1] 2/6 <b>association</b> [1] 20/16 <b>assumptions</b> [1] 83/1 <b>attention</b> [4] 60/12 63/25 81/24 100/23 <b>Attorney</b> [3] 2/20 2/21 116/14 <b>attorneys</b> [1] 5/16 <b>authority</b> [1] 61/24 <b>autopsy</b> [6] 7/19 7/21 7/23 8/5 8/11 9/4 <b>avoid</b> [2] 30/11 33/7 <b>awake</b> [1] 19/22	<b>aware</b> [5] 28/17 72/5 72/8 72/23 102/14 <b>away</b> [10] 10/21 30/11 41/21 54/9 65/14 66/17 76/10 76/11 76/11 97/12 <b>awhile</b> [1] 29/14 <b>B</b> <b>B-R-U-C-E</b> [2] 46/2 60/3 <b>back</b> [58] <b>backed</b> [1] 112/5 <b>background</b> [2] 29/22 49/2 <b>backseat</b> [1] 32/1 <b>backwards</b> [1] 91/20 <b>backyard</b> [1] 30/12 <b>bad</b> [4] 40/2 62/8 110/13 112/15 <b>bag</b> [2] 8/14 8/17 <b>bam</b> [1] 34/17 <b>bang</b> [1] 61/22 <b>banging</b> [2] 48/19 48/21 <b>barely</b> [2] 28/8 66/5 <b>based</b> [8] 17/7 23/9 28/25 33/2 72/1 89/10 89/12 89/14 <b>basically</b> [16] 20/16 21/17 22/23 26/22 27/17 27/20 28/9 28/24 29/23 30/8 30/9 30/10 30/21 31/17 31/18 73/23
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<b>B</b>	98/16 99/15	93/10
<b>basketball</b> [1]	110/23 112/9	<b>bitch</b> [14] 26/17
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101/25 104/20	<b>we</b> [105]	<b>weren't</b> [5] 44/7
104/23 105/11	<b>we're</b> [32] 13/23	50/6 62/13 64/18
109/6 109/7	14/12 15/7 20/2	68/8
110/10 110/13	20/5 20/16 20/17	<b>what</b> [106]
<b>wanted</b> [9] 24/18	20/18 21/21 22/16	<b>what's</b> [16] 20/14
25/18 31/12 33/8	23/16 24/7 28/3	31/3 35/25 49/1
39/9 49/23 62/5	30/12 31/25 31/25	50/16 82/8 90/10
62/8 109/19	34/12 34/19 36/21	93/2 98/1 103/15
<b>wanting</b> [1]	37/17 61/25 85/12	103/25 109/3
104/21	87/1 87/1 88/1	109/23 109/24
<b>wants</b> [4] 87/16	88/3 91/9 91/9	110/20 112/16
90/14 93/13 93/21	91/22 91/23	<b>whatever</b> [6]
<b>warn</b> [1] 116/2	111/13 116/3	20/19 24/11 44/4
<b>was</b> [344]	<b>weapon</b> [18] 5/24	52/8 109/7 111/7

<b>W</b>	32/7 39/22 44/12	110/12
<b>when</b> [94]	48/20 52/9 53/23	<b>would</b> [14] 16/12
<b>where</b> [60]	62/6 83/23 93/6	16/21 21/5 24/6
<b>where's</b> [3] 48/24	96/3 96/13 108/4	24/7 47/18 53/23
48/24 104/13	109/25 110/1	55/7 56/7 71/21
<b>wherever</b> [1]	110/10	71/22 72/2 72/5
20/19	<b>wife</b> [4] 60/19	84/17
<b>whether</b> [3] 9/19	61/22 62/10 63/14	<b>wouldn't</b> [2]
24/18 72/9	<b>will</b> [7] 5/18 6/5	39/15 66/18
<b>which</b> [15] 9/2	14/8 18/17 34/5	<b>wound</b> [62]
9/16 16/8 16/9	40/19 74/4	<b>wounds</b> [11] 9/20
16/18 29/7 35/18	<b>wise</b> [1] 90/22	9/22 9/23 10/1
49/10 52/1 52/23	<b>wish</b> [1] 55/7	10/1 10/4 10/20
55/16 67/13 75/14	<b>wit</b> [1] 118/13	16/6 16/19 16/23
79/8 106/3	<b>within</b> [4] 29/12	17/9
<b>while</b> [11] 28/6	31/7 38/6 82/6	<b>writing</b> [1] 86/4
39/4 61/21 73/19	<b>without</b> [1] 15/24	<b>wrong</b> [1] 83/2
73/21 75/8 75/18	<b>witness</b> [16] 6/5	<b>wrote</b> [1] 67/15
90/15 91/17 92/16	17/24 17/25 18/17	
97/24	43/8 43/9 58/16	<b>Y</b>
<b>white</b> [3] 48/9	69/15 77/16 79/16	<b>yeah</b> [36] 21/9
94/21 104/5	79/17 80/19 99/6	23/13 26/1 27/3
<b>who</b> [76]	114/10 114/11	27/14 28/4 29/19
<b>Who's</b> [5] 25/2	116/1	30/19 30/20 31/2
51/12 52/2 89/23	<b>witnesses</b> [2] 3/1	31/24 33/11 35/1
109/10	73/2	35/1 35/3 37/3
<b>whoa</b> [1] 37/8	<b>woman</b> [5] 35/2	37/15 38/11 38/16
<b>whoever</b> [1] 61/23	60/21 86/3 93/21	41/24 48/16 48/19
<b>whole</b> [21] 6/11	96/24	48/23 49/21 50/25
7/3 18/23 19/15	<b>women</b> [1] 84/6	51/22 53/3 55/6
24/3 45/13 46/5	<b>wooden</b> [1] 31/17	66/9 68/2 91/19
59/14 60/6 61/7	<b>word</b> [6] 26/17	102/13 104/14
61/8 69/21 70/13	84/13 85/1 85/8	113/23 113/24
81/1 81/18 82/24	98/1 102/7	114/4
83/3 83/12 99/16	<b>words</b> [2] 30/1	<b>year</b> [3] 94/4
100/8 112/17	30/4	94/11 94/12
<b>whose</b> [2] 67/5	<b>work</b> [4] 20/17	<b>years</b> [3] 68/5
106/6	23/20 24/2 62/5	71/4 71/5
<b>why</b> [22] 17/16	<b>working</b> [1] 56/10	<b>yell</b> [1] 86/5
22/13 26/9 28/10	<b>works</b> [1] 29/21	<b>yelling</b> [3] 33/24
28/11 32/2 32/5	<b>worried</b> [1]	49/2 51/9

**Y****yes** [218]**yet** [2] 36/13

41/21

**you** [584]**you're** [30] 7/12

22/16 22/17 22/17

24/1 24/11 28/11

30/7 31/4 35/24

36/24 37/14 40/22

42/14 51/20 63/2

63/23 65/4 72/23

84/15 85/13 86/20

87/24 89/16 92/14

98/3 102/12

104/15 105/10

112/8

**young** [16] 20/16

21/22 25/13 41/5

41/5 41/8 47/21

49/8 50/1 53/10

53/10 63/6 63/7

79/19 82/9 98/10

**younger** [5] 24/20

25/2 25/3 65/7

78/21

**your** [118]**yourself** [2]

35/25 64/13

WARR

**ORIGINAL**  
DISTRICT COURT  
CLARK COUNTY, NEVADA

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

FEB 09 2017

THE STATE OF NEVADA,  
  
Plaintiff,

-vs-

RICHARD ALLAN NEWSOME, JR.,  
aka, Richard Newsome, #5437116

Defendant.

BY   
DULCE MARIE ROMEA, DEPUTY

CASE NO: C-17-321043-1

DEPT NO: XXI

WARRANT FOR ARREST

SUPERSEDING INDICTMENT WARRANT

C-17-321043-1  
WARR  
Warrant  
4822334



THE STATE OF NEVADA,

To: Any Sheriff, Constable, Marshall, Policeman, or Peace Officer in This State:

A SUPERSEDING INDICTMENT having been found on the 9th day of February, 2017, in the above entitled Court, charging Defendant RICHARD ALLAN NEWSOME, JR., aka, Richard Newsome, above named, with the crime(s) of: (1) CT - MURDER WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030, 193.165 - NOC 50001) and (1) CT - ASSAULT WITH A DEADLY WEAPON (Category B Felony - NRS 200.471 - NOC 50201).

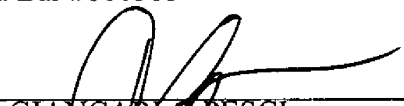
**YOU ARE, THEREFORE, COMMANDED** forthwith to arrest and bring said Defendant before the Court to answer the SUPERSEDING INDICTMENT. If the Court is not in session, you are to deliver Defendant into the custody of the Sheriff of Clark County, or if requested by Defendant, take Defendant before any Magistrate in the County where arrested that bail may be given to answer to the SUPERSEDING INDICTMENT. Defendant shall be admitted to bail in the sum of \$ NO BAIL.


I HEREBY AUTHORIZE THE SERVICE OF THE WITHIN WARRANT BY TELETYPE, PURSUANT TO NRS 171.148. The Warrant may be served at any hour day or night

GIVEN under my hand this 9th day of February, 2017.

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

BY

  
GIANCARLO PESCI  
Chief Deputy District Attorney  
Nevada Bar #007135

  
DISTRICT JUDGE ERIC JOHNSON  
~~ELIZABETH GONZALEZ~~  
BAIL \$ NO BAIL

DA# 16BGJ059A-B/17F00941X/17F00876X/ed  
LVMPD EV#1701143022  
6/23/1999; BMA; 625-13-5613;  
(TK12)

RET

STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
GIANCARLO PESCI  
Chief Deputy District Attorney  
Nevada Bar #007135  
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-

RICHARD ALLAN NEWSOME, JR., aka,  
Richard Newsome, #5437116

Defendant.

CASE NO: C-17-321043-1  
DEPT NO: XXI

SUPERSEDING INDICTMENT WARRANT RETURN

A SUPERSEDING INDICTMENT having heretofore been found on the 9th day of February, 2017, in the above entitled Court, charging Defendant RICHARD ALLAN NEWSOME, JR., aka, Richard Newsome, above named, with the crime(s) of: (1) CT - MURDER WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030, 193.165 - NOC 50001) and (1) CT - ASSAULT WITH A DEADLY WEAPON (Category B Felony - NRS 200.471 - NOC 50201), and upon finding the said SUPERSEDING INDICTMENT, the court issued a warrant for the arrest of said Defendant.

I hereby certify that I received a certified copy of the SUPERSEDING INDICTMENT Warrant and served the same by arresting the within Defendant on the \_\_\_\_ day of \_\_\_\_\_ 2017.

JOSEPH LOMBARDO,  
Clark County, Nevada

BY \_\_\_\_\_  
Deputy

ORIGINAL

C-17-321043-1

IND  
Indictment  
4622343



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

FEB 09 2017

BY   
DULCE MARIE ROMEA, DEPUTY

1 IND  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 GIANCARLO PESCI  
6 Chief Deputy District Attorney  
7 Nevada Bar #007135  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,

10 Plaintiff,

CASE NO: C-17-321043-1

11 -vs-

DEPT NO: XXI

12 **RICHARD ALLAN NEWSOME, JR.,**  
13 **aka, Richard Newsome, #5437116**  
14 **TIANNA M. DOUGLAS, aka,**  
**Tianna Michele Thomas, #1775693**

15 Defendant.

SUPERSEDING  
INDICTMENT

16 STATE OF NEVADA }  
17 COUNTY OF CLARK } ss.

18 The Defendant above named, RICHARD ALLAN NEWSOME, JR., aka, Richard  
19 Newsome and TIANNA M. DOUGLAS, aka, Tianna Michele Thomas, accused by the Clark  
20 County Grand Jury of the crime(s) of MURDER WITH USE OF A DEADLY WEAPON  
21 (Category A Felony - NRS 200.010, 200.030, 193.165 - NOC 50001); ASSAULT WITH A  
22 DEADLY WEAPON (Category B Felony - NRS 200.471 - NOC 50201); ACCESSORY TO  
23 MURDER WITH USE OF A DEADLY WEAPON (Category C Felony - NRS 195.030,  
24 195.040, 200.010 - NOC 53090) and BATTERY WITH SUBSTANTIAL BODILY HARM  
25 (Category C Felony - NRS 200.481 - NOC 50214), committed at and within the County of  
26 Clark, State of Nevada, on or about the 14th day of January, 2017, as follows:

27 ///

28 ///

1 COUNT 1 - MURDER WITH USE OF A DEADLY WEAPON

2 Defendant RICHARD ALLAN NEWSOME, JR., did willfully, unlawfully, feloniously  
3 and with malice aforethought, kill RICHARD NELSON, a human being, with use of a deadly  
4 weapon, to wit: a firearm, by shooting into the body of the said RICHARD NELSON, the said  
5 killing having been willful, deliberate and premeditated.

6 COUNT 2 - ASSAULT WITH A DEADLY WEAPON

7 Defendant RICHARD ALLAN NEWSOME, JR., did willfully, unlawfully, feloniously  
8 and intentionally place another person in reasonable apprehension of immediate bodily harm  
9 and/or did willfully and unlawfully attempt to use physical force against another person, to  
10 wit: CARLOS HERNANDEZ, with use of a deadly weapon, to wit: a firearm, by pointing said  
11 firearm at CARLOS HERNANDEZ, the Defendants being criminally liable under one or more  
12 of the following principles of criminal liability, to-wit: (1) by directly committing this crime;  
13 and/or (2) by aiding or abetting in the commission of this crime, with the intent that this crime  
14 be committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise  
15 procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this  
16 crime, with the intent that this crime be committed, Defendants aiding or abetting and/or  
17 conspiring in the following manner, to-wit: by entering into a course of conduct whereby,  
18 Defendants acting in concert throughout.

19 COUNT 3 - ACCESSORY TO MURDER WITH USE OF A DEADLY WEAPON

20 Defendant TIANNA M. DOUGLAS, did willfully, unlawfully, and feloniously, after  
21 the commission of a murder, a felony, harbor and/or conceal RICHARD NEWSOME, with  
22 the intent that RICHARD NEWSOME might avoid or escape arrest, trial, conviction, and/or  
23 punishment, having knowledge that RICHARD NEWSOME had committed the murder and/or  
24 was liable to arrest therefore.

25 ///

26 ///

27 ///

28 ///

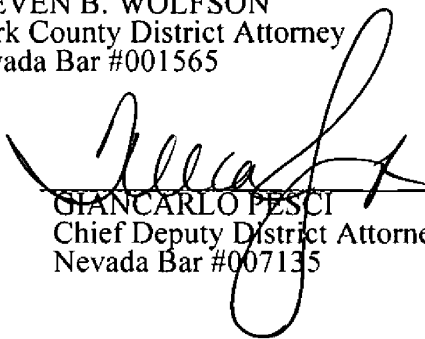
1 COUNT 4 - BATTERY WITH SUBSTANTIAL BODILY HARM

2 Defendant TIANNA M. DOUGLAS did willfully, unlawfully, and feloniously use  
3 force or violence upon the person of another, to wit: ONEISHA COLEMAN, by striking  
4 and/or pushing said ONEISHA COLEMAN, resulting in substantial bodily harm to ONEISHA  
5 COLEMAN.

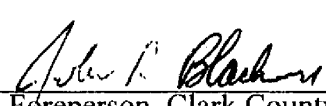
6 DATED this 8 day of February, 2017.

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

10 BY

  
11 GIANCARLO PESCI  
12 Chief Deputy District Attorney  
13 Nevada Bar #007135

14 ENDORSEMENT: A True Bill

15   
16 Foreperson, Clark County Grand Jury  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28



Names of Witnesses and testifying before the Grand Jury:

AGUDO, ALICIA, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

BRUCE, ROXANNE, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

BRUCE, WADE, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

COLEMAN, ONEISHA, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

CORNEAL, JENNIFER, ME

GRIMMETT, JARROD, LVMPD# 7056

HERNANDEZ, CARLOS, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

Additional Witnesses known to the District Attorney at time of filing the Indictment:

COLEMAN, DEBORAH, c/o CCDA, 200 Lewis Avenue, LV, NV 89101

CUSTODIAN OF RECORDS, CCDC

CUSTODIAN OF RECORDS, LVMPD COMMUNICATIONS

CUSTODIAN OF RECORDS, LVMPD RECORDS

OLSON, ALANE DR, ME# 0068

RAETZ, DEAN, LVMPD# 4234

REINER, JENNIFER, LVMPD# 8167

16BGJ059A-B/17F00941X/17F00876X/ed-GJ  
LVMPD EV# 1701143022  
(TK12)

Electronically Filed  
02/15/2017 01:39:37 PM

1 RAO

2 Eighth Judicial District Court  
3 Clark County, Nevada

*Alan D. Quinn*

CLERK OF THE COURT

4 STATE OF NEVADA

) Case No.: C-17-321043-1

5 Plaintiff,

) Dept No.: 21

6 vs.

7 Richard Newsome, Jr.

) MEDIA REQUEST AND ORDER FOR CAMERA  
) ACCESS TO COURT PROCEEDINGS

8 Defendant

9 Jami Seymore

10 of KSNV TV

11 requests permission  
12 to broadcast, record, photograph or televise proceedings in the above-entitled  
13 case in the courtroom of Dept. No. 21, the Honorable Judge Adair  
14 commencing on the 9 day of February, 2017.

15 I certify that I am familiar with the contents of Nevada Supreme Court  
16 Rules 229-249, inclusive, and understand this form MUST be submitted to the  
17 Court at least SEVENTY-TWO (72) hours before the proceedings commence, unless  
18 good cause can be shown. IT IS FURTHER UNDERSTOOD that approved media must  
19 arrange camera pooling prior to any hearing, without asking this Court to  
20 mediate disputes.

21 DATED this 2 day of February, 2017.

22 Jami Seymore

Media Representative

23 The Court determines camera access to proceedings, in compliance with the  
24 court's policy, ☐ WOULD ☒ WOULD NOT distract participants, impair the  
25 dignity of the court or otherwise materially interfere with the achievement of  
26 a fair trial or hearing herein;

27 Therefore, the Court hereby ☐ DENIES ☒ GRANTS permission for camera  
28 access to Jami Seymore of KSNV TV  
29 as requested for each and every hearing on the above-entitled case, at the  
30 discretion of the judge, and unless otherwise notified. This Order is in  
31 accordance with Nevada Supreme Court Rules 229-249, inclusive, and is subject  
32 to reconsideration upon motion of any party to the action.

33 IT IS FURTHER ORDERED that this entry shall be made a part of the record  
34 of the proceedings in this case.

35 DATED this 6<sup>th</sup> day of February, 2017.

*Jami Ceder*  
District Court Judge

Fax Form 72 hours prior to the hearing to (702) 671-4636

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

State of Nevada

**PLAINTIFF**

**-VS-**

Richard Newsome, Jr.

**DEFENDANT**

CASE NO: C-17-321043-1

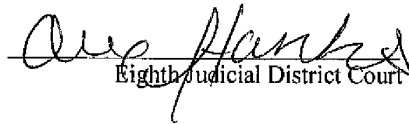
DEPT. NO: 21

**NOTIFICATION OF  
MEDIA REQUEST**

**TO: COUNSEL OF RECORD IN THE ABOVE-CAPTIONED CASE:**

You are hereby notified pursuant to Supreme Court Rules 229-246, inclusive, that media representatives from KSNV TV have requested to obtain permission to broadcast, televise, record or take photographs of all hearings in this case. Any objection should be filed at least 24 hours prior to the subject hearing.

DATED this 6 day of February, 20 17.

  
Eighth Judicial District Court

**CERTIFICATE OF SERVICE BY FACSIMILE TRANSMISSION**

I hereby certify that on the 6 day of February, 20 17, service of the foregoing was made by facsimile transmission only, pursuant to Nevada Supreme Court Rules 229-246, inclusive, this date by faxing a true and correct copy of the same to each Attorney of Record addressed as follows:

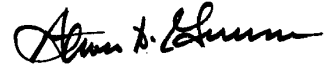
Plaintiff  
District Attorney

(702) 455-2294

Defendant  
William B. Terry

(702) 385-9788

  
Eighth Judicial District Court

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

State of Nevada

PLAINTIFF

-VS-

Richard Newsome Jr.

DEFENDANT

CASE NO: C-17-321043-1

CLERK OF THE COURT

DEPT. NO: 21

MEDIA REQUEST AND ORDER ALLOWING  
CAMERA ACCESS TO COURT PROCEEDINGS\* Please fax to (702) 671-4548 to ensure that  
the request will be processed as quickly as possible.

Larry Ish

(name), of KTNV

(media organization),

hereby requests permission to broadcast, record, photograph or televise proceedings in the above-entitled case in

Dept. No. 21, the Honorable Judge Adair Presiding, on the 16th day of  
February, 2017

I hereby certify that I am familiar with, and will comply with Supreme Court Rules 229-246, inclusive. If this request is being submitted less than twenty-four (24) hours before the above-described proceedings commence, the following facts provide good cause for the Court to grant the request on such short notice:

It is further understood that any media camera pooling arrangements shall be the sole responsibility of the media and must be arranged prior to coverage, without asking for the Court to mediate disputes.

Dated this 12 day of February, 2017SIGNATURE: PHONE: 702-871-3345

\*\*\*\*\*

**IT IS HEREBY ORDERED THAT:**☐ The media request is denied because it was submitted less than 24 hours before the scheduled proceeding was to commence, and no "good cause" has been shown to justify granting the request on shorter notice.☐ The media request is denied for the following reasons: \_\_\_\_\_☒ The media request is granted. The requested media access remains in effect for each and every hearing in the above-entitled case, at the discretion of the Court, and unless otherwise notified. This order is made in accordance with Supreme Court Rules 229-246, inclusive, at the discretion of the judge, and is subject to reconsideration upon motion of any party to the action. Media access may be revoked if it is shown that access is distracting the participants; impairing the dignity of the Court, or otherwise materially interfering with the administration of justice.☐ OTHER: \_\_\_\_\_**IT IS FURTHER ORDERED** that this document shall be made a part of the record of the proceedings in this case.Dated this 14th day of February, 2017  
DISTRICT COURT JUDGE

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

State of Nevada

PLAINTIFF

-VS-

Richard Newsome Jr.

DEFENDANT

CASE NO: C-17-321043-1

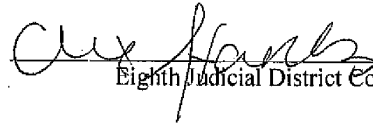
DEPT. NO: 21

NOTIFICATION OF  
MEDIA REQUEST

**TO: COUNSEL OF RECORD IN THE ABOVE-CAPTIONED CASE:**

You are hereby notified pursuant to Supreme Court Rules 229-246, inclusive, that media representatives from KTNV have requested to obtain permission to broadcast, televise, record or take photographs of all hearings in this case. Any objection should be filed at least 24 hours prior to the subject hearing.

DATED this 13th day of February, 2017.

  
Eighth Judicial District Court

**CERTIFICATE OF SERVICE BY FACSIMILE TRANSMISSION**

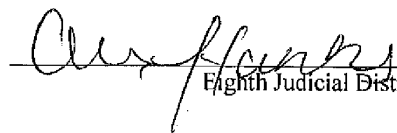
I hereby certify that on the 13th day of February, 2017, service of the foregoing was made by facsimile transmission only, pursuant to Nevada Supreme Court Rules 229-246, inclusive, this date by faxing a true and correct copy of the same to each Attorney of Record addressed as follows:

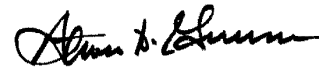
Plaintiff  
District Attorney

(702) 455-2294

Defendant  
John Joseph Momot

(702) 385-2491

  
Eighth Judicial District Court



CLERK OF THE COURT

1 **WAIV**  
2 **YI LIN ZHENG, ESQ.**  
3 Nevada Bar No. 10811  
4 520 So. Fourth St., Ste. 300  
5 Las Vegas, Nevada 89101  
6 (702) 385-7170  
7 Attorneys for Defendants  
8 **RICHARD NEWSOME**  
9 **TIANNA DOUGLAS**

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

10 THE STATE OF NEVADA, )  
11 )  
12 Plaintiff, )  
13 )  
14 vs. )  
15 )  
16 RICHARD NEWSOME, )  
17 TIANNA DOUGLAS, )  
18 )  
19 Defendants. )

Case No. C-17-321043-1  
Dept. No. XXI

17 **WAIVER OF POTENTIAL AND/OR ACTUAL CONFLICT**

18 We, RICHARD NEWSOME and TIANNA DOUGLAS, by our signatures below, hereby  
19 acknowledge that we have each been personally advised of the dangers inherent in joint and  
20 simultaneous representation by THE LAW OFFICES OF MOMOT & ZHENG.

21 We, RICHARD NEWSOME and TIANNA DOUGLAS, by our signatures below, hereby  
22 voluntarily, knowingly and understandingly waive, any potential and/or actual conflict, which  
23 may arise out of our joint and simultaneous representation by THE LAW OFFICES OF  
24 MOMOT & ZHENG.

25 ///

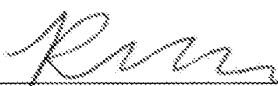
26 ///


27 ///

LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
520 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 385-7170

LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
980 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 288-7170

1 in the above-captioned Case No. C-17-321043-1 pursuant to our constitutional right to counsel of  
2 choice as set forth in Harvey v. State, 96 Nev. 850, 853 (1980).  
3  
4

5  2-16-17  
6 RICHARD NEWSOME DATE

7  
8  
9  2/16/17  
10 TIANNA DOUGLAS DATE

LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
820 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 385-7170

1 ROC  
2 YI LIN ZHENG, ESQ.  
Nevada Bar No. 10811  
3 520 So. Fourth St., Ste. 300  
4 Las Vegas, Nevada 89101  
(702) 385-7170  
5 Attorneys for Defendants  
6 RICHARD NEWSOME  
7 TIANNA DOUGLAS

8 DISTRICT COURT  
9 CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA, )  
11 )  
12 Plaintiff, )  
13 vs. )  
14 RICHARD NEWSOME, )  
15 TIANNA DOUGLAS, )  
16 Defendants. )

Case No. C-17-321043-1  
Dept. No. XXI

17 RECEIPT OF COPY

18 RECEIPT OF COPY of Defendants' WAIVER OF POTENTIAL AND/OR ACTUAL  
19 CONFLICT is hereby acknowledged this 16 day of February, 2017.

20 CLARK COUNTY DISTRICT ATTORNEY

21 By:   
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EIGHTH JUDICIAL DISTRICT COURT  
CLARK COUNTY, NEVADA

  
CLERK OF THE COURT

THE STATE OF NEVADA, )  
 )  
Plaintiff, )  
 )  
vs. ) GJ No. 16BGJ059AB  
 ) DC No. C321043  
RICHARD ALLAN NEWSOME, JR., aka )  
Richard Newsome, TIANNA M. )  
DOUGLAS, aka Tianna Michele )  
Thomas, )  
Defendants. )  
\_\_\_\_\_ )

Taken at Las Vegas, Nevada  
Wednesday, February 8, 2017  
8:33 a.m.

REPORTER'S TRANSCRIPT OF PROCEEDINGS  
SUPERSEDING INDICTMENT

Reported by: Danette L. Antonacci, C.C.R. No. 222

12:00 1 GRAND JURORS PRESENT ON FEBRUARY 8, 2017  
2  
3 JOHN BLACKWELL, Foreperson  
4 STACEY EARL, Secretary  
12:00 5 MARGARET FREE, Assistant Secretary  
6 MAYRA ALMONTE  
7 ISABEL DARENSBOURG  
8 BLANCA FISSELLA  
9 PHILLIP HOLGUIN  
12:00 10 GREGORY KRAMER  
11 CHARLOTTE MILLER  
12 ADOLPH PEBELSKE, JR.  
13 JANE REYLING  
14 ELIZABETH ROMOFF  
12:00 15 DERRICK SIMMONS  
16  
17 Also present at the request of the Grand Jury:  
18 Giancarlo Pesci, Chief Deputy District Attorney  
19 Tierra Jones, Deputy District Attorney  
12:00 20  
21  
22  
23  
24  
25

12:00 1 LAS VEGAS, NEVADA, FEBRUARY 8, 2017

2 \* \* \* \* \*

3

4 DANETTE L. ANTONACCI,

12:00 5 having been first duly sworn to faithfully  
6 and accurately transcribe the following  
7 proceedings to the best of her ability.

8

9 THE FOREPERSON: Let the record reflect  
08:10 10 that I have canvassed the waiting area and no one has  
11 appeared in response to Notice of Intent to Seek  
12 Indictment.

13 MS. JONES: Good morning ladies and  
14 gentlemen of the Grand Jury. My name is Tierra Jones  
08:33 15 and this is chief deputy district attorney Giancarlo  
16 Pesci. We're here today to present to you Grand Jury  
17 case number 16BGJ059AB on a superseding Indictment for  
18 the State of Nevada versus Tianna M. Douglas, aka Tianna  
19 Michele Thomas. The record will reflect we have marked  
08:33 20 a copy of the superseding Indictment as Exhibit 1A. May  
21 the record also reflect that we have marked a copy of  
22 Grand Jury instructions, additional instructions as  
23 Grand Jury Exhibit 2A. Do all the ladies and gentlemen  
24 of the Grand Jury have a copy of the proposed  
08:33 25 Indictment, superseding Indictment?

08:33 1 A JUROR: Yes.

2 MS. JONES: The defendant in this case is  
3 charged with accessory with murder with use of a deadly  
4 weapon and battery with substantial bodily harm. We're  
08:33 5 required by law to advise you of the elements of these  
6 charges.

7 MR. PESCI: Every person who is not the  
8 spouse or domestic partner of the offender and who,  
9 after the commission of a felony, destroys or conceals  
08:34 10 or aids in the destruction or concealment of material  
11 evidence, or harbors or conceals such offender with  
12 intent that the offender may avoid or escape from  
13 arrest, trial, conviction or punishment, having  
14 knowledge that such offender has committed a felony or  
08:34 15 is liable to arrest, is an accessory to that felony.

16 Battery means any willful and unlawful use  
17 of force or violence upon the person of another.

18 Substantial bodily harm is any bodily  
19 injury which creates a substantial risk of death or,  
08:34 20 which causes serious, permanent disfigurement or  
21 protracted loss or impairment of the function of any  
22 bodily member or organ, or prolonged physical pain.

23 MS. JONES: Are there any questions with  
24 regards to the elements of these charged offenses?

08:35 25 A JUROR: Ma'am, if the accessory, if, are

08:35 1 they equally guilty with an offender on the second  
2 charge?

3 MR. PESCI: She is charged with the  
4 accessory. She is not charged with the murder.

08:35 5 A JUROR: Thank you.

6 MS. JONES: Are there any other questions?

7 And ladies and gentlemen, we would submit  
8 this case to you with the evidence that was presented  
9 here last week on the superseding Indictment. And that

08:35 10 concludes the presentation of the evidence in this  
11 matter. Are there any questions regarding the evidence  
12 or the elements of the offenses?

13 This matter is submitted to you for  
14 deliberation.

08:35 15 (At this time, all persons, other than  
16 members of the Grand Jury, exit the room at 8:35 a.m.  
17 and return at 8:38 a.m.)

18 THE FOREPERSON: Mr. and Madame District  
19 Attorney, by a vote of 12 or more grand jurors a true  
08:38 20 bill has been returned against defendants Richard Allen  
21 Newsome, Jr. and Tianna M. Douglas charging the crimes  
22 of murder with use of a deadly weapon, assault with a  
23 deadly weapon, accessory to murder with use of a deadly  
24 weapon, battery with substantial bodily harm, in the  
08:38 25 Grand Jury case number 16BGJ059AB. We instruct you to

08:38 1 prepare an Indictment in conformance with the proposed  
2 Indictment previously submitted to us.

3 MS. JONES: Thank you.

4 MR. PESCI: Thank you very much.

08:38 5 (Proceedings concluded.)

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08:38

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**REPORTER'S CERTIFICATE**

2

3

**STATE OF NEVADA** )

: ss

4

**COUNTY OF CLARK** )

08:38

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6

I, Danette L. Antonacci, C.C.R. 222, do

7

hereby certify that I took down in Shorthand (Stenotype)

8

all of the proceedings had in the before-entitled matter

9

at the time and place indicated and thereafter said

08:38

10

shorthand notes were transcribed at and under my

11

direction and supervision and that the foregoing

12

transcript constitutes a full, true, and accurate record

13

of the proceedings had.

14

Dated at Las Vegas, Nevada,

08:38

15

February 8, 2017.

16

17

/s/ Danette L. Antonacci

18

19

---

Danette L. Antonacci, C.C.R. 222

08:38

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08:38

1

## AFFIRMATION

2

Pursuant to NRS 239B.030

3

4

The undersigned does hereby affirm that the  
preceding TRANSCRIPT filed in GRAND JURY CASE NUMBER  
16BGJ059AB:

08:38

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6

7

8

X Does not contain the social security number of any  
person,

9

08:38

10

-OR-

11

\_\_\_ Contains the social security number of a person as  
required by:

12

13

A. A specific state or federal law, to-  
wit: NRS 656.250.

14

-OR-

08:38

15

B. For the administration of a public program  
or for an application for a federal or  
state grant.

16

17

18

/s/ Danette L. Antonacci

19

Signature

2-8-17

Date

08:38

20

21

Danette L. Antonacci  
Print Name

22

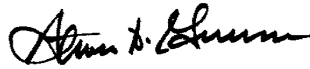
23

Official Court Reporter  
Title

24

25





CLERK OF THE COURT

EXPT  
JOHN J. MOMOT, ESQ.  
Nevada Bar No. 1700  
YI LIN ZHENG, ESQ.  
Nevada Bar No. 10811  
520 S. Fourth St., Ste. 300  
Las Vegas, Nevada 89101  
(702) 385-7170  
Attorney for Defendant  
RICHARD NEWSOME, JR.

EIGHTH JUDICIAL DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

RICHARD NEWSOME, JR.  
ID#5437116


Defendant.

Case No. C-17-321043-1  
Dept. No. XXI

EX PARTE APPLICATION FOR COURT APPROVAL OF PAYMENT  
OF SPECIFIC CATEGORIES OF ANCILLARY DEFENSE COSTS

COMES NOW Defendant, RICHARD NEWSOME, by and through his attorneys, JOHN J. MOMOT, ESQ. and YI LIN ZHENG, ESQ. of the law office of MOMOT & ZHENG, and moves this court for an order approving certain specific categories of ancillary defense costs which are necessary for an adequate defense which shall be paid by the State of Nevada in a reasonable amount. This Motion is made pursuant to NRS § 7,135, the Sixth and Fourteenth Amendments of the United States Constitution, Article 1, Section 8 of the Nevada Constitution, and the authorities cited herein. This motion is based on the Memorandum of Points and Authorities, Affidavit of Counsel, and Affidavit of the Defendant attached hereto.

DATED this 16 day of March, 2017.



JOHN J. MOMOT, ESQ.


LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
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520 SOUTH FOURTH STREET  
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**NOTICE OF MOTION**

PLEASE TAKE NOTICE that the undersigned will bring the foregoing EX PARTE APPLICATION FOR COURT APPROVAL OF PAYMENT OF SPECIFIC CATEGORIES OF ANCILLARY DEFENSE COSTS on for hearing in Department XXI of the above-entitled Court on the 4th day of April, 2017, at the hour of 9:30 a.m.

DATED this 14 day of March, 2017.

  
JOHN J. MOMOT, ESQ.

MEMORANDUM OF POINTS AND AUTHORITIES

A. BACKGROUND INFORMATION

The defendant/Petitioner RICHARD NEWSOME, JR., ("Mr. Newsome") self-surrendered to LVMPD on January 17, 2017 for charges in connection with LVMPD Event No. 170114-3022. Mr. Newsome was originally charged in Case No. 17F00941X, in Las Vegas Justice Court, Dept. 12. However, that case was dismissed following the indictment in the present case. The Grand Jury Indictment returned on February 9, 2017. Mr. Newsome was indicted on the following charges: Count 1 – Murder with use of a Deadly Weapon; and Count 2 – Assault with a Deadly Weapon. The Grand Jury case in this matter became District Court Case No. C-17-321043-1

This Court arraigned Mr. Newsome on February 16, 2016, he is currently being held in custody at the Clark County Detention Center. The Calendar Call in this matter is currently scheduled for June 1, 2017, and the Trial Date is scheduled for June 5, 2017.

The family is making nominal payments to counsel for representation in the instant case. However, Mr. Newsome's family no longer has the ability to fund his defense and is not able to pay for the expenses associated. Mr. Newsome is insolvent, as a result of his incarceration pending trial in this case.

B. THE STATE IS OBLIGATED TO PAY REASONABLE DEFENSE COSTS

In the case of Widdis v. Second Judicial Dist. Court of State, 114 Nev. 1224, 968 P.2d 1185 (1998), the Nevada Supreme Court explained the State's obligated to pay costs incurred in the representation of an indigent when attorneys' fees are paid by a third party:

Widdis argues that even though he had been privately retained by Lewis' family, Lewis was indigent and, thus, the State was legally obligated to pay for reasonable defense services such as Dr. Mahaffey's fee. We agree that the State has a duty to provide reasonable and necessary defense services at public expense to indigent criminal defendants who have nonetheless retained private counsel. However, in the instant case, we conclude that our extraordinary relief would be premature due to a lack of specific findings with respect to Lewis' indigency status and whether Dr. Mahaffey's evaluation was reasonably necessary for Lewis' defense.

The Iowa Supreme Court faced a similar situation in English v. Missilding, 311 N.W.2d 292 (Iowa 1981). In English, a defendant's mother retained private defense counsel for her son, but could not afford to pay for expert witness fees or deposition expenses. Consequently, the defendant applied for these services at county expense; however, the trial court denied the defendant's application. *Id.* at 293. On appeal, the Iowa Supreme Court issued a writ of certiorari compelling the county to pay the requested expenses. *Id.* at 294. The court noted that although an Iowa statute similar to NRS, 7.135 authorized the public payment of defense services for court-appointed attorneys, this statute did not apply because the defendant's mother had retained private counsel. *Id.* at 293. Irrespective of the absence of any express statutory authorization, the court concluded that the Sixth Amendment right to effective assistance of counsel provided authority for the payment requested by the defendant. *Id.* at 294. According to the court, the determinative question was the defendant's indigency. Once indigency was established, the court concluded that the "defendant [was] constitutionally entitled to those defense services for which he demonstrate[d] a need." *Id.* (quoting People v. Worthy, 109 CalApp.3d 514, 167 Cal.Rptr. 402, 406 (1980)).

We conclude the English court's analytical framework is sound. Accordingly, we hold that a criminal defendant who has retained private counsel is nonetheless entitled to reasonable defense services at public expense based on the defendant's showing of indigency and need for the services. Although the use of public funds in this manner may appear to be a misuse of such funds, we feel that a contrary rule would have a greater negative impact on scarce public resources by creating disincentives for defendants to seek private representation at their own expense. Such representation, at least, defrays the most costly aspect of defending a person charged with criminal misconduct; costs that otherwise would be borne by public funds. Additionally, a contrary rule disallowing the use of public funds would undoubtedly create disincentives to the defense bar from taking those cases in which defense counsel would possibly have to absorb the cost of defense services. Further, we are confident that a sufficient safeguard against the misuse of public funds is created by placing the burden squarely on the defendant to demonstrate both indigence and reasonable need for the services in question.

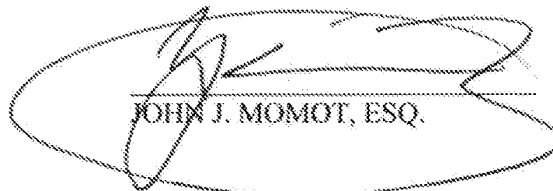
LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
920 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 888-7170

CONCLUSION

Mr. Newsome respectfully submits that his indigence is established by his attached affidavit and that the costs set forth in the affidavit of counsel are reasonable and necessary in this matter.

DATED this 16 day of March, 2017.

Respectfully submitted,

  
JOHN J. MOMOT, ESQ.

AFFIDAVIT OF COUNSEL

STATE OF NEVADA       )  
  ) ss.  
COUNTY OF CLARK     )

YI LIN ZHENG, Esq. being first duly sworn, deposes and says:

1. That Affiant is an attorney licensed in the State of Nevada, Bar No. 10811, and that Affiant is duly licensed to practice law in the State of Nevada;
2. That the Law Office of Momot & Zheng represents RICHARD NEWSOME, JR., the Defendant in the above-captioned case;
3. That Affiant has read the foregoing motion and knows the contents therein and upon information and belief believes the contents of this motion to be true and correct. That Affiant is competent to testify and have personal knowledge of the facts stated in this affidavit;
4. That the Calendar Call in this matter is currently scheduled for June 1, 2017, and the Trial Date is scheduled for June 5, 2017;
5. That Affiant believes that the Defendant is indigent and does not have money to pay for his defense;
6. That the Defense requires the assistance of a private investigator. That investigative services are necessary because there are witnesses that need to be interviewed.

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JOHN J. MOMOT, ESQ.  
SUITE 200  
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LAS VEGAS, NEVADA 89101  
(702) 398-7170

1 7. That the Defense potentially requires a psychologist expert to examine Defendant because  
2 of Defendant's youth and gravity of the offense. An expert opinion may be needed to examine  
3 Defendant's state of mind, mental and emotional capacity.


4 8. That the Defense requires the State to pay the reasonable costs associated with defending  
5 the Defendant against the alleged charges as requested above; and

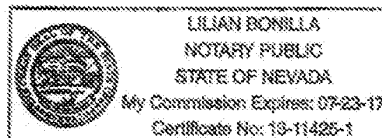
6 9. That this Motion is made in good faith and that Affiant believes that the Defendant is  
7 unable to pay the necessary expenses associated with his defense.  
8

9 FURTHER, your Affiant sayeth naught.

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YILIN ZHENG, Esq.

SUBSCRIBED and SWORN to before  
me this 11<sup>th</sup> day of March, 2017.

  
NOTARY PUBLIC in and for said  
County and State.



///

///

///

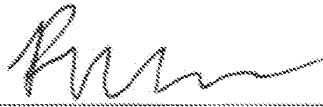
AFFIDAVIT OF RICHARD NEWSOME

STATE OF NEVADA       )  
                                      ) ss.  
COUNTY OF CLARK       )

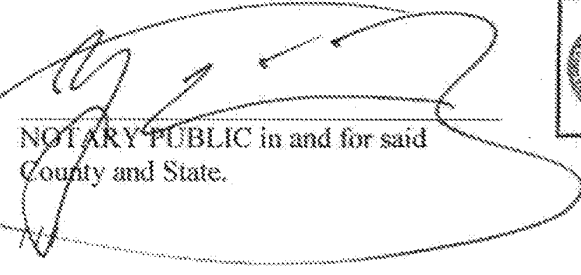
RICHARD NEWSOME, JR. being duly sworn, deposes and says:

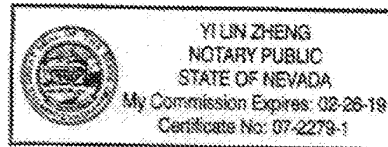
1. That Affiant is the Defendant, in the case styled State of Nevada vs. RICHARD NEWSOME, Case No. C-17-321043-1, in the Eighth Judicial District Court, Department XXI;
2. That Affiant is indigent;
3. That as a result of his incarceration, Affiant is insolvent and no longer has the ability to fund his defense; and
4. That this request is made for good cause and Affiant respectfully requests the Court to grant is Ex Parte application for the appointment of an expert at county expense.

FURTHER, your Affiant sayeth naught.

  
RICHARD NEWSOME, JR.

SUBSCRIBED and SWORN to before  
me this 15 day of March, 2017.

  
NOTARY PUBLIC in and for said  
County and State.



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JOHN J. MOMOT, ESQ.  
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(702) 985-7170

LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
520 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 385-7170

ROC

**JOHN J. MOMOT, ESQ.**

Nevada Bar No. 1700

**YI LIN ZHENG, ESQ.**

Nevada Bar No. 10811

520 S. Fourth St., Ste. 300

Las Vegas, Nevada 89101

(702) 385-7170

Attorney for Defendant

RICHARD NEWSOME, JR.

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

THE STATE OF NEVADA,

Plaintiff,

vs.

RICHARD NEWSOME, JR.

ID#5437116

Defendant.

Case No. C-17-321043-1

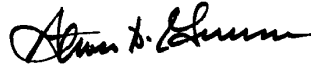
Dept. No. XXI

**RECEIPT OF COPY**

RECEIPT OF COPY of the foregoing NOTICE OF MOTION and EX PARTE  
APPLICATION FOR COURT APPROVAL OF PAYMENT OF SPECIFIC CATEGORIES OF  
ANCILLARY DEFENSE COSTS is hereby acknowledged this      day of March, 2017.

CLARK COUNTY DISTRICT ATTORNEY

By: \_\_\_\_\_



CLERK OF THE COURT

ORD  
JOHN J. MOMOT, ESQ.  
Nevada Bar No. 1700  
YI LIN ZHENG, ESQ.  
Nevada Bar No. 10811  
MOMOT & ZHENG  
520 S. Fourth St., Ste. 300  
Las Vegas, Nevada 89101  
(702) 385-7170  
Attorney for Defendant  
RICHARD NEWSOME

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

THE STATE OF NEVADA,	)	
	)	
Plaintiff,	)	Case No. C-17-321043-1
	)	Dept. No. XXI
vs.	)	
	)	
RICHARD NEWSOME, JR.	)	
ID#5437116	)	
	)	
Defendant.	)	

**ORDER DECLARING THE DEFENDANT INDIGENT  
FOR PURPOSES OF AUTHORIZING PAYMENT OF  
SPECIFIC CATEGORIES OF ANCILLARY DEFENSE COSTS**

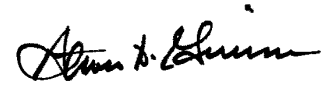
This Court, upon application of the Defendant pursuant to Widdis v. Second Judicial Dist.  
Court of State, 114 Nev. 1224, 968 P.2d 1165 (1998), and upon finding that the Defendant is  
indigent, finds it necessary to approve payment of specific defense costs associated with the  
Defendant's defense:

IT IS HEREBY ORDERED that the Defendant is declared indigent and that the State shall pay  
for the costs necessary for the Defendant to defend against the allegations.

DATED this 24<sup>th</sup> day of March, 2017.

  
DISTRICT COURT JUDGE





CLERK OF THE COURT

1 **NWEW**  
2 **STEVEN B. WOLFSON**  
3 **Clark County District Attorney**  
4 **Nevada Bar #001565**  
5 **GIANCARLO PESCI**  
6 **Chief Deputy District Attorney**  
7 **Nevada Bar #007135**  
8 **200 Lewis Avenue**  
9 **Las Vegas, Nevada 89155-2212**  
10 **(702) 671-2500**  
11 **Attorney for Plaintiff**

DISTRICT COURT  
CLARK COUNTY, NEVADA

9 **THE STATE OF NEVADA,**  
10 **Plaintiff,**

11 **-vs-**

12 **RICHARD ALLAN NEWSOME, JR., aka**  
13 **Richard Newsome, #5437116**  
14 **TIANNA M. DOUGLAS, aka**  
15 **Tianna Michele Thomas, #1775693**

16 **Defendants.**

CASE NO: **C-17-321043-1**  
**C-17-321043-2**

DEPT NO: **XXI**

16 **NOTICE OF WITNESSES AND/OR EXPERT WITNESSES**  
17 **[NRS 174.234]**

18 **TO: RICHARD ALLAN NEWSOME, JR., Defendant; and**

19 **TO: JOHN MOMOT, ESQ, Counsel of Record; and**

20 **TO: TIANNA M. DOUGLAS, Defendant; and**

21 **TO: JOHN MOMOT, ESQ., Counsel of Record.**

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

24 **CHARLTON, NOREEN – LVMPD P#13572 (or designee): CRIME SCENE**  
25 **ANALYST II: Expert in the identification, documentation, collection and preservation of**  
26 **evidence and is expected to testify as an expert to the identification, documentation, collection**  
27 **and preservation of the evidence in this case.**

1 CORNELL, LAURA BROOKE - LVMPD P#13576 (or designee): CRIME SCENE  
2 ANALYST: Expert in the identification, documentation, collection and preservation of  
3 evidence and is expected to testify as an expert to the identification, documentation, collection  
4 and preservation of the evidence in this case.

5 FELABOM, ADAM – LVMPD P#8427 (or designee): CRIME SCENE ANALYST:  
6 Expert in the identification, documentation, collection and preservation of evidence and is  
7 expected to testify as an expert to the identification, documentation, collection and  
8 preservation of the evidence in this case.

9 HERRING, NOELLE – LVMPD P#9725 (or designee): CRIME SCENE ANALYST:  
10 Expert in the identification, documentation, collection and preservation of evidence and is  
11 expected to testify as an expert to the identification, documentation, collection and  
12 preservation of the evidence in this case.

13 MCINTYRE, MORETTA – LVMPD P#13207 (or designee): CRIME SCENE  
14 ANALYST: Expert in the identification, documentation, collection and preservation of  
15 evidence and is expected to testify as an expert to the identification, documentation, collection  
16 and preservation of the evidence in this case.

17 MCPHAIL, RANDALL - LVMPD P#3326 (or designee): SENIOR CRIME SCENE  
18 ANALYST: Expert in the identification, documentation, collection and preservation of  
19 evidence and is expected to testify as an expert to the identification, documentation, collection  
20 and preservation of the evidence in this case.

21 OLSON, DR. ALANE (or designee): A medical doctor, employed by the Clark County  
22 Coroner's Office as a Deputy Medical Examiner/Forensic Pathologist. She is an expert in the  
23 area of forensic pathology and will give scientific opinions related thereto. She is expected to  
24 testify regarding the cause and manner of death of RICHARD NELSON.

25 REINER, JENNIFER – LVMPD P#8167 (or designee): SENIOR CRIME SCENE  
26 ANALYST: Expert in the identification, documentation, collection and preservation of  
27 evidence and is expected to testify as an expert to the identification, documentation, collection  
28 and preservation of the evidence in this case.

1 VAANDERING, BRENDA – LVMPD P#13575 (or designee): CRIME SCENE  
2 ANALYST: Expert in the identification, documentation, collection and preservation of  
3 evidence and is expected to testify as an expert to the identification, documentation, collection  
4 and preservation of the evidence in this case.

5	<u>Name</u>	<u>Address</u>
6	ADKINS, J.	LVMPD P#15096
7	AGUDO, ALICIA	33330 LV Blvd N., #1025, LV, NV 89115
8	BRUCE, ROXANNE	4804 Sacks Dr., LV, NV 89122
9	BRUCE, WADE	4804 Sacks Dr., LV, NV 89122
10	BUTLER, JOSEPH	432 Stanley Cup Dr., LV, NV 89110
11	BYBEE, B.	LVMPD P#15080
12	CAMPBELL, J.	LVMPD P#13150
13	CHAMBERLIN, J.	LVMPD P#13403
14	COLEMAN, DEBORAH	c/o CCDA's Office
15	COLEMAN, ONEISHA	4804 Sacks Dr., LV, NV 89122
16	CUSTODIAN OF RECORDS	CCDC
17	CUSTODIAN OF RECORDS	LVMPD Communications/Dispatch
18	CUSTODIAN OF RECORDS	LVMPD Records
19	CUSTODIAN OF RECORDS	Nevada DMV
20	EVANS, J.	LVMPD P#13298
21	GIESE, J.	LVMPD P#9657
22	GRIMMETT, JARROD	LVMPD P#7056
23	HERNANDEZ, CARLOS	4924 Whispering Spring Ave., LV, NV 89131
24	HEWITT, DIANA	6804 War Eagle Cir., LV, NV 89108
25	KISNER, J.	LVMPD P#4656
26	KNEPP, T.	LVMPD P#15071
27	KRAVETZ, M.	LVMPD P#15346
28	LARSON, R.	LVMPD P#15366



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CERTIFICATE OF SERVICE

I hereby certify that service of the above, was made this 12 day of May, 2017, by  
e-mail to:

JOHN MOMOT, ESQ.  
E-mail: momotlawfirm@gmail.com

BY: J. Drive  
Employee of the District Attorney's Office

tgD/MVU

*Curriculum Vitae*

**Las Vegas Criminalistics Bureau  
Statement of Qualifications**

Name: Noreen Grealis Charlton

P# 13572

Date: 09-02-10

<b>CURRENT CLASSIFICATION</b>		
	<i>Classification</i>	<i>Minimum Qualifications</i>
X	Crime Scene Analyst I	AA Degree with major course work in Criminal Justice, Forensic Science, Physical Science or related field, including specialized training in Crime Scene Investigation.
X	Crime Scene Analyst II	18 months - 2 years continuous service with LVMPD as a Crime Scene Analyst I.
	Senior Crime Scene Analyst	Two (2) years as a Crime Scene Analyst II to qualify for the promotional test for Senior Crime Scene Analyst.
	Crime Scene Analyst Supervisor	Four (4) years continuous service with LVMPD and completion of probation as a Senior Crime Scene Analyst. Must have the equivalent of a Bachelor's Degree from an accredited college or university with major course work in Criminal Justice, Forensic Science, Physical Science or related field.
<b>FORMAL EDUCATION</b>		
<i>Institution</i>	<i>Major</i>	<i>Degree/Date</i>
John Carroll University	Biology	B.S.-May 2007
<b>TESTIMONY</b>		
<i>Yes</i>	<i>No</i>	
<b>EMPLOYMENT HISTORY</b>		
<i>Employer</i>	<i>Title</i>	<i>Date</i>
LVMPD	Crime Scene Analyst I	09/02/2008 - 09/02/10
LVMPD	Crime Scene Analyst II	09/02/2010 to Present

*Curriculum Vitae*

**Las Vegas Criminalistics Bureau  
Statement of Qualifications**

Name: Laura B. Cornell

P#13576

Date: 06-02-09

<b>CURRENT CLASSIFICATION</b>		
	<i>Classification</i>	<i>Minimum Qualifications</i>
X	Crime Scene Analyst I	AA Degree with major course work in Criminal Justice, Forensic Science, Physical Science or related field, including specialized training in Crime Scene
	Crime Scene Analyst II	18 months - two (2) years continuous service with LVMPD as a Crime Scene Analyst I.
	Senior Crime Scene Analyst	Two (2) years as a Crime Scene Analyst II to qualify for the promotional test for Senior Crime Scene Analyst.
	Crime Scene Analyst Supervisor	Four (4) years continuous service with LVMPD and completion of probation as a Senior Crime Scene Analyst. Must have the equivalent of a Bachelor's Degree from an accredited college or university with major course work in Criminal Justice, Forensic Science, Physical Science or related field.
<b>FORMAL EDUCATION</b>		
<i>Institution</i>	<i>Major</i>	<i>Degree/Date</i>
Grossmont College	Forensic Technology	Certificate/Dec 2007
Texas A&M University	Meteorology	B.S./May 1998
Texas A&M University	Geography	B.S./May 1994
<b>TESTIMONY</b>		
<i>Yes</i>	<i>No</i>	
<b>EMPLOYMENT HISTORY</b>		
<i>Employer</i>	<i>Title</i>	<i>Date</i>
LVMPD	Crime Scene Analyst I	9-2-08 to Present
San Diego PD	Crime Scene Unit Intern	11/2007 to 08/2008
San Diego Superior Court	Family Law Office-Student Worker	01/2007 to 02/2008

*Curriculum Vitae*

**Las Vegas Criminalistics Bureau  
Statement of Qualifications**

Name: Adam Felabom

P#8427

Date:07-14-09

<b>CURRENT CLASSIFICATION</b>		
	<i>Classification</i>	<i>Minimum Qualifications</i>
X	Crime Scene Analyst I	AA Degree with major course work in Criminal Justice, Forensic Science, Physical Science or related field, including specialized training in Crime Scene Investigation.
	Crime Scene Analyst II	18 months - 2 years continuous service with LVMPD as a Crime Scene Analyst I.
	Senior Crime Scene Analyst	Two (2) years as a Crime Scene Analyst II to qualify for the promotional test for Senior Crime Scene Analyst.
	Crime Scene Analyst Supervisor	Four (4) years continuous service with LVMPD and completion of probation as a Senior Crime Scene Analyst. Must have the equivalent of a Bachelor's Degree from an accredited college or university with major course work in Criminal Justice, Forensic Science, Physical Science or related field.
<b>FORMAL EDUCATION</b>		
<i>Institution</i>	<i>Major</i>	<i>Degree/Date</i>
Grace College	Criminal Justice	B.S./2004
<b>TESTIMONY</b>		
<i>Yes</i>	<i>No</i>	
<b>EMPLOYMENT HISTORY</b>		
<i>Employer</i>	<i>Title</i>	<i>Date</i>
Las Vegas Metropolitan Police Department	Crime Scene Analyst I	September 2008-present



*Curriculum Vitae*

**Las Vegas Criminalistics Bureau  
Statement of Qualifications**

Name: Noelle Herring

P#9725

Date: 01-24-2011

CURRENT CLASSIFICATION		
	<i>Classification</i>	<i>Minimum Qualifications</i>
X	Crime Scene Analyst I	AA Degree with major course work in Criminal Justice, Forensic Science, Physical Science or related field, including specialized training in Crime Scene Investigation.
	Crime Scene Analyst II	18 months - 2 years continuous service with LVMPD as a Crime Scene Analyst I.
	Senior Crime Scene Analyst	Two (2) years as a Crime Scene Analyst II to qualify for the promotional test for Senior Crime Scene Analyst.
	Crime Scene Analyst Supervisor	Four (4) years continuous service with LVMPD and completion of probation as a Senior Crime Scene Analyst. Must have the equivalent of a Bachelor's Degree from an accredited college or university with major course work in Criminal Justice, Forensic Science, Physical Science or related field.
FORMAL EDUCATION		
<i>Institution</i>	<i>Major</i>	<i>Degree/Date</i>
University of Nevada, at Las Vegas	Criminal Justice	Masters - December 2008
University of Nevada, at Las Vegas	Criminal Justice	Bachelors - May 2006
TESTIMONY		
<i>Yes</i>	<i>No</i>	
X		Justice Court
EMPLOYMENT HISTORY		
<i>Employer</i>	<i>Title</i>	<i>Date</i>
LVMPD	CSA I	02-05-11 - Present
LVMPD	LEST	12-04-06 - 02-04-11
MGM Mirage	Show / Restaurant Reservation Agent	09-2004 - 12-2006
The Artful Potter	Store Manager / C.S. Specialist	01-2001 - 09-2004

*Curriculum Vitae*

**Las Vegas Criminalistics Bureau  
Statement of Qualifications**

Name: Moretta McIntyre

P# 13207

Date: 03-25-08

CURRENT CLASSIFICATION		
	<i>Classification</i>	<i>Minimum Qualifications</i>
X	Crime Scene Analyst I	AA Degree with major course work in Criminal Justice, Forensic Science, Physical Science or related field, including specialized training in Crime Scene
	Crime Scene Analyst II	18 months - two (2) years continuous service with LVMPD as a Crime Scene Analyst I.
	Senior Crime Scene Analyst	Two (2) years as a Crime Scene Analyst II to qualify for the promotional test for Senior Crime Scene Analyst.
	Crime Scene Analyst Supervisor	Four (4) years continuous service with LVMPD and completion of probation as a Senior Crime Scene Analyst. Must have the equivalent of a Bachelor's Degree from an accredited college or university with major course work in Criminal Justice, Forensic Science, Physical Science or related field.
FORMAL EDUCATION		
<i>Institution</i>	<i>Major</i>	<i>Degree/Date</i>
Grossmont College	Forensic Technology	Associate/May 2007
TESTIMONY		
<i>Yes</i>	<i>No</i>	
EMPLOYMENT HISTORY		
<i>Employer</i>	<i>Title</i>	<i>Date</i>
LVMPD	Crime Scene Analyst I	03-10-08 to Present
Seirus Innovations	Accounting Clerk	01/02 - 08/07
Agri-Beef Company	Accounting Assistant	10/99 - 12/01
Kitsap P.U.D.	Accounting Intern	12/98 - 07/99
Todd McLean	Nanny	06/96 - 12/98

Firearms/ Shooting Incident Reconstruction  
Curriculum Vitae  
Senior Crime Scene Analyst  
Randall M. McPhail #3326  
Las Vegas Metropolitan Police Department

Formal Education

Pre calculus Math I/	UNLV/ 1-semester credit
Pre calculus Math II/	UNLV/ 1-semester credit
Elementary Concepts of Chemistry/	UNLV/ 1-semester credit
General Chemistry/	UNLV/ 1-semester credit
Oral Communication/ University of Phoenix/	1-semester credit
University Studies/ University of Phoenix/	1-semester credit

Employment History

- LVMPD	Photo Lab Technician II	07-1987 through 08-1990
- Multiple Photo Lab Manager Positions		09-1990 through 09-1991
	Manager Supa Snaps	Dundee, Scotland (UK)
	Manager Phillips Photo Center	Las Vegas, Nevada
-LVMPD	Photo Technician II	09-1991 through 07-1996
-LVMPD	Crime Scene Analyst I	07-1996 through 08-08-1998
-LVMPD	Crime Scene Analyst II	08-08-1998 through 10-28-2000
-LVMPD	Senior Crime Scene Analyst	10-28-2000 through present

Certification

- International Association for Identification (IAI)  
Crime Scene Reconstruction (06-15-2011)  
\*Includes Bloodstain Pattern and Shooting Incident Reconstruction
- International Association for Identification (IAI)  
Senior Crime Scene Analyst (10-22-2007)

Completed Courses (Firearms Related)

- (09-18-96 through 09-19-906 and 09-25-96)		
	Civilian Firearms/ Use of Force	LVMPD
		21 hours
- (12-07-98 through 12-11-96)		
	Advanced Practical Homicide Inv.	Public Agency Training Counsel
		40 hours
-( 02-16-00 through 02-18-00)		
	Shooting Incident Reconstruction	Forensic Identification Training Seminars
		24 hours

-(02-06-03 through 02-08-03)

Advanced Shooting Incident Recon. Forensic Identification Training Seminars  
24 hours

**Total 109 Hours**

I have also written dozens of reports detailing bullet impact sites and direction of travel for bullets, as well as detailing complete descriptions of firearm evidence at crime scenes including homicides, shootings, accidental discharging of firearms and other events where firearm evidence was present including the following events....

<u>Event Number</u>	<u>Type Of Crime</u>
090102-2072	Officer Involved Shooting (Dog)
090207-1826	Suicide (includes letter to all other CSAs regarding Glaser rounds)
090305-2821	Homicide/ Suicide
090902-1866	Officer Involved Shooting (Fatal)
091209-2142	Battery With Deadly Weapon (Gun)
080607-2884	Homicide
080819-3743	Homicide (Firearm info. helped defense)
080917-2913	OIS (ICE Officer) 3D diagrams Etc.
080221-1945	Attempt Homicide
080402-2083	Officer Involved Shooting
071019-1670	Officer Involved Shooting
070208-3299	Battery With Deadly Weapon (Gun)
070602-2390	Robbery/ Attempt Homicide (Smoke Shop)
060809-2935	Officer Involved Shooting
060930-3216	Homicide
060811-2404	Homicide (Herda trial- 3D Diagrams of Trajectories)
060201-1803	Officer Involved Shooting (Prendez-3D Diagrams)
050917-2665	Homicide (Chevy Caprice 3D Diagram)
051217-1702	Attempt Homicide

Each of these reports were reviewed and signed by an LVMPD Crime Scene Analyst Supervisor.

**Shooting Incident Testimony**

**071019-1670;** Testified reference trajectories into and out of apartment and into vehicles inside the parking area west of the apartment.

**080819-3743;** Testified regarding trajectory and the process of determining trajectories.

**060930-3216;** Testified reference gunshot residue (GSR).

**060811-2404;** Testified reference trajectories and number of shots fired at scene.

**040228-1459;** Testified reference trajectories into cars.

**040708-2490;** Testified reference trajectory and shadowing of shotgun pellets into wall (victim in freezer case).

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Blood Pattern Analysis  
Curriculum Vitae  
Senior Crime Scene Analyst  
Randall M. McPhail #3326  
Las Vegas Metropolitan Police Department

**Formal Education**

Pre calculus Math I/	UNLV/ 1-semester credit
Pre calculus Math II/	UNLV/ 1-semester credit
Elementary Concepts of Chemistry/	UNLV/ 1-semester credit
General Chemistry/	UNLV/ 1-semester credit
Oral Communication/ University of Phoenix/	1-semester credit
University Studies/ University of Phoenix/	1-semester credit

**Employment History**

- LVMPD	Photo Lab Technician II	07-1987 through 08-1990
- Multiple Photo Lab Manager Positions		09-1990 through 09-1991
	Manager Supa Snaps	Dundee, Scotland (UK)
	Manager Phillips Photo Center	Las Vegas, Nevada
-LVMPD	Photo Technician II	09-1991 through 07-1996
-LVMPD	Crime Scene Analyst I	07-1996 through 08-08-1998
-LVMPD	Crime Scene Analyst II	08-08-1998 through 10-28-2000
-LVMPD	Senior Crime Scene Analyst	10-28-2000 through present

**Certification**

- International Association for Identification (IAI)  
Crime Scene Reconstruction (06-15-2011)  
\*Includes Bloodstain Pattern and Shooting Incident Reconstruction
- International Association for Identification (IAI)  
Senior Crime Scene Analyst (10-22-2007)

**Completed Courses (Bloodstain Pattern Related)**

-Bloodstain Evidence Workshop I	Northwestern University Traffic Institute	08-24-1998 through 08-28-1998
		* 40 hours
- Bloodstain Report Writing	Nevada State Division of the International Association for Identification (NSDIAI)	04-11-2001 through 04-13-2001
		*02 hours
- Bloodstain Pattern Analysis Angle of Impact Proficiency Exercise	LVMPD Criminalistics Bureau	10-02-2001
		*03 hours
- Chemical Enhancement of Bloodstains, Preliminary Steps	LVMPD Criminalistics Bureau	04-01-2002
		* 01 hours
- Swipes, Wipes, and Transfer Impressions		

### Completed Courses (Bloodstain Pattern Related-CONTINUED)

- Documenting Bloodstain Evidence Using Mapping and Photography Techniques  
Conference (IAI)  
08-04-2002 through 08-10-2002  
\* 02 hours
- Advanced Documentation for Bloodstain Evidence  
Conference (IAI)  
08-04-2002 through 08-10-2002  
\* 02 hours
- Bloodstain Pattern Analysis (10-hour refresher course)  
Craig Moore Instructor (Niagara, Ontario, Canada)  
02-20-2007  
\* 10 hours
- Bloodstain Pattern Documentation, A New Approach  
Conference (NSDIA)  
10-06-2009 through 10-09-2009  
\* 02 hours
- Bloodstain Pattern Case Study I (Craig Moore)  
Conference (NSDIA)  
10-06-2009 through 10-09-2009  
\* 01 hours
- Bloodstain Pattern Case Study II (Craig Moore)  
Conference (NSDIA)  
10-06-2009 through 10-09-2009  
\* 01 hours
- What Every Law Enforcement Officer Should Know About DNA Evidence:  
Investigators and Evidence Technicians  
President's DNA Initiative  
03-19-2009  
\* Unknown Time Credit
- Crime Scene and DNA Basics for Forensic Analysis  
President's DNA Initiative  
03-20-2009  
\* Unknown Time Credit
- Collecting DNA Evidence at Property Crime Scenes  
President's DNA Initiative  
03-18-2009  
\* Unknown Time Credit
- Communication Skills, Report Writing, and Testimony for Forensic Analysis  
President's DNA Initiative  
03-20-2009  
\* Unknown Time Credit
- Introduction to BPA  
West Virginia University Extended Learning  
03-09-09  
\* 2.9 ILU's / 8-hours

### Blood Stain Reports

The following are events where a separate Bloodstain Pattern Report was completed by me and reviewed by a group of peers (either certified as Bloodstain Pattern Analysts or with a working knowledge of Bloodstain Pattern Analysis).

- Missing Person/ Homicide	LVMPD Event #060225-1870
- Homicide	LVMPD Event #080116-1315
- Homicide	LVMPD Event #080819-3743
- Homicide	LVMPD Event #100128-3500

I have also written dozens reports detailing bloodstain pattern types and direction of travel for blood drops, and complete descriptions of blood at the scene including homicides, shootings, and other events where bloodshed occurred including the following....

<u>Event Number</u>	<u>Types Of Crime</u>
050624-1155	Homicide
050610-1609	Homicide
050617-1702	Attempt Homicide
060624-1396	Attempt Homicide
071123-2335	Homicide/ Attempt Robbery
080319-2230	Homicide
080405-2788	Attempt Homicide
080426-3250	Attempt Homicide
080508-3131	Homicide
080607-2884	Homicide
080807-2168	Homicide
081124-1380	Suspicious Vehicle (blood in U-Haul truck)
090109-3159	Homicide
090305-2821	Homicide/ Suicide
090415-1724	Homicide
090501-2896	Homicide
100106-2582	Homicide
100128-3500	Homicide

Each of these reports were reviewed and signed by an LVMPD Crime Scene Analyst Supervisor, commonly certified in Bloodstain Pattern Analysis by the International Association of Identification.



### Blood Stain Testimony

- On 01-25-2010 I testified in Clark County District Court Department #11 (court room 16D) reference, among other things, blood stains present at a homicide scene (event number 090109-3159) including high velocity blood spatter located near the victim and the relationship this blood stain had to the victim's death.

- On 12-08-08 I testified in Las Vegas Justice Court Department #07 reference, among other things, blood stains on the defendant's clothing and person, blood stains on the couch where the female victim was located, as well as surrounding areas, and blood stains on the victim's clothing. Bullet trajectories were also referenced during my testimony.

- On 03-10-2011 I testified in Clark County District Court #23 reference homicide event 100128-3500 including a full Blood Stain Pattern Report with blood at the scene, blood trail through the scene, and bloodstains on clothing of victim, and two suspects.

\* Additionally, on February 24<sup>th</sup> 2010, I was on the Bloodstain Pattern Review Board reviewing the submitted Bloodstain Pattern Report by a fellow analyst. I have also had two Bloodstain Pattern Reports reviewed under the same circumstances (080819-3743 and 060225-1870) and one Bloodstain Pattern Report (080116-1315) technically reviewed by my supervisor M. Perkins #4242 who is certified in Bloodstain Pattern Analysis by the International Association of Identification (IAI).

Rev. 06-23-11

# *International Association for Identification*



Curtis M. Shane, Secretary, Crime Scene Certification Board  
1193 West Shore Drive  
Brunswick, GA 31513-9697

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Phone: (912) 267-2153  
Fax: (912) 267-9461  
E-Mail: CShane@I.A.I.Police.org

June 15, 2011

Mr. Randall M. McPhail  
491 Sunrise Villa Drive  
Las Vegas, NV 89110

Dear Mr. McPhail:

The Certification Board has received and graded your practical examination and found that you passed. We wish you sincere congratulations on your successful completion of both parts of the Crime Scene Reconstruction test. This accomplishment of proficiency is something you can be very proud of.

A copy of this letter has been sent to the IAI office who will issue you a certificate and a wallet-sized card indicating the time span of your certification. Should you not receive this within the next 30 days please do not hesitate to contact the office or myself.

Again, congratulations on passing the examinations.

If you have any questions or wish to discuss matters of mutual concern, please contact me, or any member of the Crime Scene Certification Board.

Sincerely,

Curtis M. Shane  
Secretary, Crime Scene Certification Board  
Certification Is a Sign of Professionalism

cc: Maria Liles, CSCB Staff

*Crime Scene Certification Board*

*Curriculum Vitae*  
**ALANE M. OLSON, M.D.**  
Clark County Coroner's Office  
1704 Pinto Ln.  
Las Vegas, NV 89106  
702-455-1862  
e-mail: [alo@co.clark.nv.us](mailto:alo@co.clark.nv.us)

**EMPLOYMENT**

9/12/05	Clark County Coroner's Office
7/1/00-9/9/05	Ellen G.I. Clark, M.D., P.C., Washoe County Coroner/Medical Examiner's Office

**EDUCATION**

7/99-6/00	Forensic Pathology Fellowship: Milwaukee County Medical Examiner's Office/MCWAH
7/94-6/99	Residency in combined Anatomic and Clinical Pathology: Oregon Health Sciences University, Portland, OR
5/94	MD degree: University of Nevada School of Medicine, Reno, NV
6/87	Bachelor of Science: Microbiology, University of Idaho, Moscow

**PROFESSIONAL ACTIVITIES**

2001	Co-author, <u>Liquid Petroleum Explosion without Fire</u> , American Board of Medico legal Death Investigators Newsletter.
2000	Co-author, elder abuse presentation, given at September meeting of National Association of Medical Examiners, Indianapolis, IN
1999-2000	Team Teacher and laboratory instructor, MCW sophomore Pathology course
1995-1999	Laboratory instructor, Oregon health Sciences University Medical School sophomore Pathology course
1955-1999	Team teacher, Oregon Health Sciences University Medical Technologist School Pathophysiology course
1998-1998	Autopsy instructor, Oregon Health Sciences University Department of Pathology, incoming residents and student fellows
1997	Hematopathology in-service lecture, Kaiser Permanente Regional Laboratory

Curriculum Vitae  
Alane M. Olson  
Page 1 of 2

LICENSURE

1995-1999	State of Oregon
1999-present	State of Wisconsin
2000-present	State of Nevada

PROFESSIONAL BOARD CERTIFICATION

Anatomic and Clinical Pathology  
Forensic Pathology

*Curriculum Vitae*

**Las Vegas Criminalistics Bureau  
Statement of Qualifications**

Name: REINER, Jennifer

P# 8167

Date: 04-01-13

CURRENT CLASSIFICATION		
	<i>Classification</i>	<i>Minimum Qualifications</i>
	Crime Scene Analyst I	AA Degree with major course work in Criminal Justice, Forensic Science, Physical Science or related field, including specialized training in Crime Scene Investigation.
	Crime Scene Analyst II	18 months – 2 years continuous service with LVMPD as a Crime Scene Analyst I.
X	Senior Crime Scene Analyst	Two (2) years as a Crime Scene Analyst II to qualify for the promotional test for Senior Crime Scene Analyst.
	Crime Scene Analyst Supervisor	Four (4) years continuous service with LVMPD and completion of probation as a Senior Crime Scene Analyst. Must have the equivalent of a Bachelor's Degree from an accredited college or university with major course work in Criminal Justice, Forensic Science, Physical Science or related field.
FORMAL EDUCATION		
<i>Institution</i>	<i>Major</i>	<i>Degree/Date</i>
University of South Dakota	Criminal Justice	B.S.- May 2001
TESTIMONY		
<i>Yes</i>	<i>No</i>	
X		District Court, Justice Court, Grand Jury
EMPLOYMENT HISTORY		
<i>Employer</i>	<i>Title</i>	<i>Date</i>
LVMPD	Senior CSA	10-27-12 to Present
LVMPD	Crime Scene Analyst II	08-30-10 to 10-27-12
LVMPD	Crime Scene Analyst I	08-30-08 to 08-30-10
LVMPD	Evidence Technician	May 2007 to August 2008
LVMPD	LEST	Oct 2003 to May 2007

*Curriculum Vitae*


**Las Vegas Criminalistics Bureau  
Statement of Qualifications**

Name: Brenda Vaandering

P# 13575

Date: 09-02-10

<b>CURRENT CLASSIFICATION</b>		
	<i>Classification</i>	<i>Minimum Qualifications</i>
X	Crime Scene Analyst I	AA Degree with major course work in Criminal Justice, Forensic Science, Physical Science or related field, including specialized training in Crime Scene
X	Crime Scene Analyst II	18 months - two (2) years continuous service with LVMPD as a Crime Scene Analyst I.
	Senior Crime Scene Analyst	Two (2) years as a Crime Scene Analyst II to qualify for the promotional test for Senior Crime Scene Analyst.
	Crime Scene Analyst Supervisor	Four (4) years continuous service with LVMPD and completion of probation as a Senior Crime Scene Analyst. Must have the equivalent of a Bachelor's Degree from an accredited college or university with major course work in Criminal Justice, Forensic Science, Physical Science or related field.
<b>FORMAL EDUCATION</b>		
<i>Institution</i>	<i>Major</i>	<i>Degree/Date</i>
Western Oregon University	Forensic Chemistry	Bachelor's of Science / 06-2007
<b>TESTIMONY</b>		
<i>Yes</i>	<i>No</i>	
X		Las Vegas Justice Court 09-15-2009
<b>EMPLOYMENT HISTORY</b>		
<i>Employer</i>	<i>Title</i>	<i>Date</i>
LVMPD	CSA I	09-02-08 to 09-02-10
LVMPD	CSA II	09-02-10 to Present



1 **JOHN J. MOMOT, ESQ.**  
2 Nevada Bar No. 1700  
3 **YI LIN ZHENG, ESQ.**  
4 Nevada Bar No. 10811  
5 MOMOT & ZHENG  
6 520 S. Fourth St., Ste. 300  
7 Las Vegas, Nevada 89101  
8 (702) 385-7170  
9 Attorney for Defendant  
10 RICHARD NEWSOME

11 **EIGHTH JUDICIAL DISTRICT COURT**  
12 **CLARK COUNTY, NEVADA**

13 THE STATE OF NEVADA, )  
14 )  
15 Plaintiff, ) Case No. C-17-321043-1  
16 vs. ) Dept. No. XXI  
17 RICHARD NEWSOME, )  
18 )  
19 Defendant. )

20 **DEFENDANT'S MOTION TO CONTINUE TRIAL DATE**

21 COMES NOW Defendant, RICHARD NEWSOME, by and through his attorney, JOHN J.  
22 MOMOT, ESQ. of the law office of MOMOT & ZHENG, and moves this Honorable Court to  
23 continue and reset the calendar call and trial date in the above-captioned case in the ordinary course  
24 as is convenient for the Court. The calendar call is presently set for June 1, 2017, and the trial date  
25 is presently set for June 5, 2017. This motion is based on the Memorandum of Points and  
26 Authorities and Affidavit of Counsel attached hereto.

27 DATED this 12 day of May, 2017.

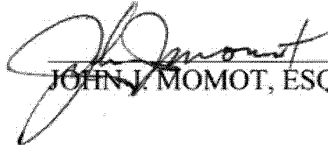
28   
JOHN J. MOMOT, ESQ.

LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
520 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 385-7170

LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
520 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 388-7170

**NOTICE OF MOTION**

PLEASE TAKE NOTICE, that the undersigned will bring the above and foregoing  
DEFENDANT'S MOTION TO CONTINUE THE TRIAL DATE on for hearing in the above  
entitled court on the 30 day of JUNE, 2017, at the hour of 9:30A a.m./p.m.

  
JOHN J. MOMOT, ESQ.

**MEMORANDUM OF POINTS AND AUTHORITIES**

EDCR 7.30 provides that any party may, for good cause, move the Court for an order  
continuing the day set for trial of any cause.

Respectfully submitted,

  
JOHN J. MOMOT, ESQ.

**AFFIDAVIT OF COUNSEL**

STATE OF NEVADA       )  
                                      ) ss.  
COUNTY OF CLARK     )

JOHN J. MOMOT, Esq. being duly sworn, deposes and says:

1. That Affiant represents RICHARD NEWSOME, the Defendant in the above-captioned case;
2. That this matter is presently set for calendar call on June 1, 2017, at 9:30 a.m., and trial on June 5, 2017, at 9:30 a.m.;
3. That Affiant is requesting that the calendar call and trial dates in this case be continued and in the ordinary course to allow Affiant to schedule and attend a file review with the state in preparation for the case;



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(702) 385-7170

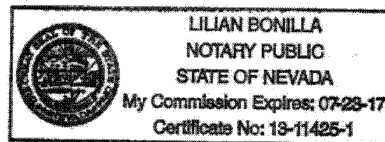
4. That Affiant is requesting a continuance to allow the production of any additional discovery upon completion of the file review;
  5. That Affiant and his client need additional time to review any new discovery in the instant case, in order to be able to competently and effectively represent Mr. Newsome;
  6. That Affiant is requesting a continuance to allow further discussion of possible negotiations;
  7. That defendant, RICHARD NEWSOME, previously waived the 60-day rule in this case;
  8. That defendant has been consulted with regard to the request contained herein, and has no objection to the trial being continued who does not object to this request for a continuance in the case at hand;
  9. That this Motion is made in good faith and not for purposes of delay;
  10. That for the reasons set forth above, the Court is requested to reset the trial date in this case in the ordinary course as convenient to this Court.
- FURTHER, your Affiant sayeth naught.

  
JOHN J. MOMOT, ESQ.

SUBSCRIBED and SWORN to before  
me this 12 day of May, 2017.



NOTARY PUBLIC in and for said  
County and State.



LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
520 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 385-7170

1 **JOHN J. MOMOT, ESQ.**  
2 Nevada Bar No. 1700  
3 **YI LIN ZHENG, ESQ.**  
4 Nevada Bar No. 10811  
5 MOMOT & ZHENG  
6 520 S. Fourth St., Ste. 300  
7 Las Vegas, Nevada 89101  
8 (702) 385-7170  
9 Attorney for Defendant  
10 RICHARD NEWSOME

11 **DISTRICT COURT**  
12 **CLARK COUNTY, NEVADA**

13 THE STATE OF NEVADA, )

14 Plaintiff, )

15 vs. )

16 RICHARD NEWSOME, )

17 Defendant. )

Case No. C-17-321043-1

Dept. No. XXI

18 **RECEIPT OF COPY**

19 RECEIPT OF COPY of DEFENDANT'S MOTION TO CONTINUE TRIAL DATE is  
20 hereby acknowledged this \_\_\_\_\_ day of May, 2017.

21 CLARK COUNTY DISTRICT ATTORNEY

22 By: \_\_\_\_\_



1 **JOHN J. MOMOT, ESQ.**  
2 Nevada Bar No. 1700  
3 **YI LIN ZHENG, ESQ.**  
4 Nevada Bar No. 10811  
5 **MOMOT & ZHENG**  
6 520 S. Fourth St., Ste. 300  
7 Las Vegas, Nevada 89101  
8 (702) 385-7170  
9 Attorney for Defendant  
10 **RICHARD NEWSOME**

11 **EIGHTH JUDICIAL DISTRICT COURT**

12 **CLARK COUNTY, NEVADA**

13 **THE STATE OF NEVADA,**

14 **Plaintiff,**

15 **vs.**

16 **RICHARD NEWSOME,**

17 **Defendant.**

18 **Case No. C-17-321043-1**

19 **Dept. No. XXI**

20 **DEFENDANT'S MOTION TO CONTINUE TRIAL DATE**

21 COMES NOW Defendant, RICHARD NEWSOME, by and through his attorney, JOHN J.  
22 MOMOT, ESQ. of the law office of MOMOT & ZHENG, and moves this Honorable Court to  
23 continue and reset the calendar call and trial date in the above-captioned case in the ordinary course  
24 as is convenient for the Court. The calendar call is presently set for October 12, 2017, and the trial  
25 date is presently set for October 16, 2017. This motion is based on the Memorandum of Points and  
26 Authorities and Affidavit of Counsel attached hereto.

27 DATED this 14 day of September, 2017.

28   
JOHN J. MOMOT, ESQ.

LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
520 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 385-7170

LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
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LAS VEGAS, NEVADA 89101  
(702) 385-7170

**NOTICE OF MOTION**

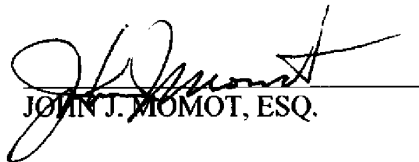
PLEASE TAKE NOTICE, that the undersigned will bring the above and foregoing  
DEFENDANT'S MOTION TO CONTINUE THE TRIAL DATE on for hearing in the above  
entitled court on the 26 day of Sept., 2017, at the hour of 9:30 a.m./~~p.m.~~

  
JOHN J. MOMOT, ESQ.

**MEMORANDUM OF POINTS AND AUTHORITIES**

EDCR 7.30 provides that any party may, for good cause, move the Court for an order  
continuing the day set for trial of any cause.

Respectfully submitted,

  
JOHN J. MOMOT, ESQ.

**AFFIDAVIT OF COUNSEL**

STATE OF NEVADA           )  
  ) ss.  
COUNTY OF CLARK        )

JOHN J. MOMOT, Esq. being duly sworn, deposes and says:

1. That Affiant represents RICHARD NEWSOME, the Defendant in the above-captioned case;
2. That this matter is presently set for calendar call on October 12, 2017, at 9:30 a.m., and trial on October 16, 2017, at 9:30 a.m.;
3. That Affiant is requesting that the calendar call and trial dates in this case be continued in the ordinary course because the trial setting in the instant case conflicts with the trial setting

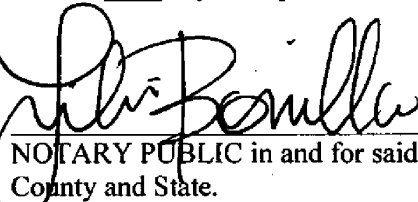
1 in another older in-custody homicide case, which counsel has been preparing for trial set for  
2 October 23, 2017, in the case styled State of Nevada vs. Mark Tibbs, Case No. C-16-  
3 319494-1, Dept. XX;

- 4 4. That Affiant is requesting a continuance in order to be able to competently and effectively  
5 represent Mr. Newsome;  
6  
7 5. That Affiant is requesting a continuance to allow further discussion of possible  
8 negotiations;  
9  
10 6. That defendant, RICHARD NEWSOME, previously waived the 60-day rule in this case;  
11  
12 7. That defendant has been consulted with regard to the request contained herein, and has no  
13 objection to the trial being continued;  
14  
15 8. That this Motion is made in good faith and not for purposes of delay;  
16  
17 9. That for the reasons set forth above, the Court is requested to reset the trial date in this case  
18 in the ordinary course as convenient to this Court.

16 FURTHER, your Affiant sayeth naught.

18   
19 JOHN J. MOMOT, ESQ.

20 SUBSCRIBED and SWORN to before  
21 me this 14<sup>th</sup> day of September, 2017.

22   
23 NOTARY PUBLIC in and for said  
24 County and State.



LAW OFFICES OF  
JOHN J. MOMOT, ESQ.  
SUITE 300  
520 SOUTH FOURTH STREET  
LAS VEGAS, NEVADA 89101  
(702) 385-7170

1 **JOHN J. MOMOT, ESQ.**  
Nevada Bar No. 1700  
2 **YI LIN ZHENG, ESQ.**  
Nevada Bar No. 10811  
3 **MOMOT & ZHENG**  
4 520 S. Fourth St., Ste. 300  
Las Vegas, Nevada 89101  
5 (702) 385-7170  
Attorney for Defendant  
6 **RICHARD NEWSOME**

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

10 THE STATE OF NEVADA, )  
11 )  
12 Plaintiff, ) Case No. C-17-321043-1  
13 vs. ) Dept. No. XXI  
14 )  
15 RICHARD NEWSOME, )  
16 Defendant. )  
17

18 **RECEIPT OF COPY**

19 RECEIPT OF COPY of DEFENDANT'S MOTION TO CONTINUE TRIAL DATE is  
20 hereby acknowledged this \_\_\_\_\_ day of September, 2017.

21 CLARK COUNTY DISTRICT ATTORNEY

22 By: \_\_\_\_\_  
23  
24  
25  
26  
27  
28

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

DEC 14 2017

BY   
JILL M CHAMBERS, DEPUTY

1 GPA  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 GIANCARLO PESCI  
6 Chief Deputy District Attorney  
7 Nevada Bar #007135  
8 200 Lewis Avenue  
9 Las Vegas, NV 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

C-17-321043-1  
GPA  
Guilty Plea Agreement  
4705260

DISTRICT COURT  
CLARK COUNTY, NEVADA



9 THE STATE OF NEVADA,  
10 Plaintiff,

-vs-

CASE NO: C-17-321043-1

12 RICHARD ALLAN NEWSOME, JR., aka  
13 Richard Newsome, #5437116

DEPT NO: XXI

Defendant.

## GUILTY PLEA AGREEMENT

16 I hereby agree to plead guilty to: MURDER (SECOND DEGREE) WITH USE OF A  
17 DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030.2, 193.165 - NOC 50011),  
18 as more fully alleged in the charging document attached hereto as Exhibit "1".

19 My decision to plead guilty is based upon the plea agreement in this case which is as  
20 follows:

21 The State retains the right to argue at rendition of sentencing.

22 I agree to the forfeiture of any and all weapons or any interest in any weapons seized  
23 and/or impounded in connection with the instant case and/or any other case negotiated in  
24 whole or in part in conjunction with this plea agreement.

25 I understand and agree that, if I fail to interview with the Department of Parole and  
26 Probation, fail to appear at any subsequent hearings in this case, or an independent magistrate,  
27 by affidavit review, confirms probable cause against me for new criminal charges including  
28 reckless driving or DUI, but excluding minor traffic violations, the State will have the

1 unqualified right to argue for any legal sentence and term of confinement allowable for the  
2 crime(s) to which I am pleading guilty, including the use of any prior convictions I may have  
3 to increase my sentence as an habitual criminal to five (5) to twenty (20) years, life without  
4 the possibility of parole, life with the possibility of parole after ten (10) years, or a definite  
5 twenty-five (25) year term with the possibility of parole after ten (10) years.

6 Otherwise I am entitled to receive the benefits of these negotiations as stated in this  
7 plea agreement.

8 CONSEQUENCES OF THE PLEA

9 I understand that by pleading guilty I admit the facts which support all the elements of  
10 the offense(s) to which I now plead as set forth in Exhibit "1".

11 I understand that as a consequence of my plea of guilty the Court must sentence me to  
12 Life in the Nevada Department of Corrections with the possibility of parole eligibility  
13 beginning at ten (10) years or a definite term of twenty-five (25) years with parole eligibility  
14 beginning at ten (10) years, plus a consecutive one (1) to twenty (20) years for the use of a  
15 deadly weapon.

16 I understand that the law requires me to pay an Administrative Assessment Fee.

17 I understand that, if appropriate, I will be ordered to make restitution to the victim of  
18 the offense(s) to which I am pleading guilty and to the victim of any related offense which is  
19 being dismissed or not prosecuted pursuant to this agreement. I will also be ordered to  
20 reimburse the State of Nevada for any expenses related to my extradition, if any.

21 I understand that I am not eligible for probation for the offense to which I am pleading  
22 guilty.

23 I understand that I must submit to blood and/or saliva tests under the Direction of the  
24 Division of Parole and Probation to determine genetic markers and/or secretor status.

25 I understand that if I am pleading guilty to charges of Burglary, Invasion of the Home,  
26 Possession of a Controlled Substance with Intent to Sell, Sale of a Controlled Substance, or  
27 Gaming Crimes, for which I have prior felony conviction(s), I will not be eligible for probation  
28 and may receive a higher sentencing range.



1 I understand that if more than one sentence of imprisonment is imposed and I am  
2 eligible to serve the sentences concurrently, the sentencing judge has the discretion to order  
3 the sentences served concurrently or consecutively.

4 I understand that information regarding charges not filed, dismissed charges, or charges  
5 to be dismissed pursuant to this agreement may be considered by the judge at sentencing.

6 I have not been promised or guaranteed any particular sentence by anyone. I know that  
7 my sentence is to be determined by the Court within the limits prescribed by statute.

8 I understand that if my attorney or the State of Nevada or both recommend any specific  
9 punishment to the Court, the Court is not obligated to accept the recommendation.

10 I understand that if the offense(s) to which I am pleading guilty was committed while I  
11 was incarcerated on another charge or while I was on probation or parole that I am not eligible  
12 for credit for time served toward the instant offense(s).

13 I understand that if I am not a United States citizen, any criminal conviction will likely  
14 result in serious negative immigration consequences including but not limited to:

- 15 1. The removal from the United States through deportation;
- 16 2. An inability to reenter the United States;
- 17 3. The inability to gain United States citizenship or legal residency;
- 18 4. An inability to renew and/or retain any legal residency status; and/or
- 19 5. An indeterminate term of confinement, with the United States Federal  
20 Government based on my conviction and immigration status.

21 Regardless of what I have been told by any attorney, no one can promise me that this  
22 conviction will not result in negative immigration consequences and/or impact my ability to  
23 become a United States citizen and/or a legal resident.

24 I understand that the Division of Parole and Probation will prepare a report for the  
25 sentencing judge prior to sentencing. This report will include matters relevant to the issue of  
26 sentencing, including my criminal history. This report may contain hearsay information  
27 regarding my background and criminal history. My attorney and I will each have the  
28 opportunity to comment on the information contained in the report at the time of sentencing.

1 Unless the District Attorney has specifically agreed otherwise, the District Attorney may also  
2 comment on this report.

3 WAIVER OF RIGHTS

4 By entering my plea of guilty, I understand that I am waiving and forever giving up the  
5 following rights and privileges:

- 6 1. The constitutional privilege against self-incrimination, including the right  
7 to refuse to testify at trial, in which event the prosecution would not be  
8 allowed to comment to the jury about my refusal to testify.
- 9 2. The constitutional right to a speedy and public trial by an impartial jury,  
10 free of excessive pretrial publicity prejudicial to the defense, at which  
11 trial I would be entitled to the assistance of an attorney, either appointed  
12 or retained. At trial the State would bear the burden of proving beyond  
13 a reasonable doubt each element of the offense(s) charged.
- 14 3. The constitutional right to confront and cross-examine any witnesses who  
15 would testify against me.
- 16 4. The constitutional right to subpoena witnesses to testify on my behalf.
- 17 5. The constitutional right to testify in my own defense.
- 18 6. The right to appeal the conviction with the assistance of an attorney,  
19 either appointed or retained, unless specifically reserved in writing and  
20 agreed upon as provided in NRS 174.035(3). I understand this means I  
21 am unconditionally waiving my right to a direct appeal of this conviction,  
22 including any challenge based upon reasonable constitutional,  
23 jurisdictional or other grounds that challenge the legality of the  
24 proceedings as stated in NRS 177.015(4). However, I remain free to  
25 challenge my conviction through other post-conviction remedies  
26 including a habeas corpus petition pursuant to NRS Chapter 34.

20 VOLUNTARINESS OF PLEA

21 I have discussed the elements of all of the original charge(s) against me with my  
22 attorney and I understand the nature of the charge(s) against me.

23 I understand that the State would have to prove each element of the charge(s) against  
24 me at trial.

25 I have discussed with my attorney any possible defenses, defense strategies and  
26 circumstances which might be in my favor.

27 All of the foregoing elements, consequences, rights, and waiver of rights have been  
28 thoroughly explained to me by my attorney.


1 I believe that pleading guilty and accepting this plea bargain is in my best interest, and  
2 that a trial would be contrary to my best interest.

3 I am signing this agreement voluntarily, after consultation with my attorney, and I am  
4 not acting under duress or coercion or by virtue of any promises of leniency, except for those  
5 set forth in this agreement.


6 I am not now under the influence of any intoxicating liquor, a controlled substance or  
7 other drug which would in any manner impair my ability to comprehend or understand this  
8 agreement or the proceedings surrounding my entry of this plea.

9 My attorney has answered all my questions regarding this guilty plea agreement and its  
10 consequences to my satisfaction and I am satisfied with the services provided by my attorney.

11 DATED this 4<sup>th</sup> day of December, 2017.

12  
13   
14 RICHARD ALLAN NEWSOME, JR., aka  
15 Richard Newsome  
16 Defendant

17 AGREED TO BY:

18   
19 GIANCARLO PESCI  
20 Chief Deputy District Attorney  
21 Nevada Bar #007135  
22  
23  
24  
25  
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28

## 1 CERTIFICATE OF COUNSEL:

2 I, the undersigned, as the attorney for the Defendant named herein and as an officer of the court  
3 hereby certify that:

- 4 1. I have fully explained to the Defendant the allegations contained in the  
5 charge(s) to which guilty pleas are being entered.
- 6 2. I have advised the Defendant of the penalties for each charge and the restitution  
7 that the Defendant may be ordered to pay.
- 8 3. I have inquired of Defendant facts concerning Defendant's immigration status  
9 and explained to Defendant that if Defendant is not a United States citizen any  
10 criminal conviction will most likely result in serious negative immigration  
11 consequences including but not limited to:
- 12 a. The removal from the United States through deportation;
- 13 b. An inability to reenter the United States;
- 14 c. The inability to gain United States citizenship or legal residency;
- 15 d. An inability to renew and/or retain any legal residency status; and/or
- 16 e. An indeterminate term of confinement, by with United States Federal  
17 Government based on the conviction and immigration status.

18 Moreover, I have explained that regardless of what Defendant may have been  
19 told by any attorney, no one can promise Defendant that this conviction will not  
20 result in negative immigration consequences and/or impact Defendant's ability  
21 to become a United States citizen and/or legal resident.

- 22 4. All pleas of guilty offered by the Defendant pursuant to this agreement are  
23 consistent with the facts known to me and are made with my advice to the  
24 Defendant.
- 25 5. To the best of my knowledge and belief, the Defendant:
- 26 a. Is competent and understands the charges and the consequences of  
27 pleading guilty as provided in this agreement,
- 28 b. Executed this agreement and will enter all guilty pleas pursuant hereto  
voluntarily, and
- c. Was not under the influence of intoxicating liquor, a controlled  
substance or other drug at the time I consulted with the Defendant as  
certified in paragraphs 1 and 2 above.

Dated: This 14 day of December, 2017.

ATTORNEY FOR DEFENDANT

dd/MVU

1 AIND  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 GIANCARLO PESCI  
6 Chief Deputy District Attorney  
7 Nevada Bar #007135  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

RICHARD ALLAN NEWSOME, JR., aka,  
Richard Newsome, #5437116

Defendant.

CASE NO: C-17-321043-1

DEPT NO: XXI

SECOND AMENDED  
SUPERSEDING  
INDICTMENT

STATE OF NEVADA, }  
COUNTY OF CLARK } ss.

The Defendant above named, RICHARD ALLAN NEWSOME, JR., aka, Richard Newsome, accused by the Clark County Grand Jury of the crime of MURDER (SECOND DEGREE) WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.010. 200.030.2, 193.165 - NOC 50011), committed at and within the County of Clark, State of Nevada, on or about the 14<sup>th</sup> day of January, 2017, did willfully, unlawfully, feloniously, and

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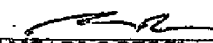
EXHIBIT

1 with malice aforethought, kill RICHARD NELSON, a human being, with use of a deadly  
2 weapon, to wit: a firearm, by shooting into the body of the said RICHARD NELSON.

3 DATED this 29 day of November, 2017.

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

7 BY

  
8 GIANCARLO PESCI  
9 Chief Deputy District Attorney  
10 Nevada Bar #007135  
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27 16BGJ059A-B/17F00941X/17F00876X/ed-GJ  
28 LVMPD EV# 1701143022  
(TK12)

ORIGINAL

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

DEC 14 2017

BY *Jill M Chambers*  
JILL M CHAMBERS, DEPUTY

1 **AIND**  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 GIANCARLO PESCI  
6 Chief Deputy District Attorney  
7 Nevada Bar #007135  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671 2500  
11 Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

C-17-321043-1  
SIND  
Superseding Indictment  
4706261



9 THE STATE OF NEVADA,

10 Plaintiff,

CASE NO: C-17-321043-1

11 vs

DEPT NO: XXI

12 RICHARD ALLAN NEWSOME, JR., aka,  
13 Richard Newsome, #5437116

14 Defendant.

SECOND AMENDED  
SUPERSEDING  
INDICTMENT

15 STATE OF NEVADA }  
16 COUNTY OF CLARK } ss.

17 The Defendant above named, RICHARD ALLAN NEWSOME, JR., aka, Richard  
18 Newsome, accused by the Clark County Grand Jury of the crime of MURDER (SECOND  
19 DEGREE) WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.010.  
20 200.030.2, 193.165 - NOC 50011), committed at and within the County of Clark, State of  
21 Nevada, on or about the 14<sup>th</sup> day of January, 2017, did willfully, unlawfully, feloniously, and

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///


28 ///

1 with malice aforethought, kill RICHARD NELSON, a human being, with use of a deadly  
2 weapon, to wit: a firearm, by shooting into the body of the said RICHARD NELSON.

3 DATED this 29 day of November, 2017.

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

7 BY

  
8 GIANCARLO PESCI  
9 Chief Deputy District Attorney  
10 Nevada Bar #007135  
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27 16BGJ059A-B/17F00941X/17F00876X/ed-GJ  
28 LVMPD EV# 1701143022  
(TK12)



THIS SEALED  
DOCUMENT,  
NUMBERED PAGE(S)  
233 - 242  
WILL FOLLOW VIA  
U.S. MAIL



1 **MEMO**

2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 GIANCARLO PESCI  
6 Chief Deputy District Attorney  
7 Nevada Bar #07135  
8 JOHN JONES  
9 Nevada Bar #09598  
10 200 Lewis Avenue  
11 Las Vegas, Nevada 89155-2212  
12 (702) 671-2500  
13 Attorney for Plaintiff

8 DISTRICT COURT  
9 CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,

11 Plaintiff,

12 -vs-

13 RICHARD ALLAN NEWSOME, aka,  
14 Richard Newsome, #5437116

15 Defendant.

CASE NO: C-17-321043-1

DEPT NO: XXI

16 SENTENCING MEMORANDUM

17 DATE OF HEARING: February 8, 2018  
18 TIME OF HEARING: 9:30 AM

19 COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, Clark County  
20 District Attorney, through GIANCARLO PESCI, Chief Deputy District Attorney, and through  
21 JOHN T. JONES, Jr., Chief Deputy District Attorney and hereby submits this Memorandum  
22 for the Court's consideration at Rendition of Sentence.

23 This Memorandum is made and based upon all the papers and pleadings on file herein,  
24 the attached in support hereof, and oral argument at the time of Rendition of Sentence.

25 ///

26 ///

27 ///

28 ///

1 **REQUESTED DISPOSITION**

2 On December 14, 2017, Richard Newsome, Jr. (hereafter "Defendant") pled guilty to  
3 one count of Murder (Second Degree) with Use of a Deadly Weapon as alleged in the Second  
4 Amended Superseding Indictment. The State of Nevada recommends that this Honorable  
5 Court impose the following sentence:

6 **Murder (Second Degree)**

7 Life with the possibility of parole, with eligibility for parole beginning when a  
8 minimum of ten (10) years has been served pursuant to NRS 200.010.

9 **Use of a Deadly Weapon enhancement**

10 Eight (8) to twenty (20) years in the Nevada Department of Corrections pursuant to  
11 NRS 193.165.

12 Thus, the State is requesting this Honorable Court sentence Defendant to a total aggregate  
13 sentence of Eighteen (18) years to Life with the Possibility of Parole. This is the maximum  
14 possible sentence for this crime. The facts of the instant case warrant that Defendant receive  
15 this sentence.

16 **STATEMENT OF THE FACTS**

17 On January 14, 2017, while fleeing the scene, Defendant pointed his handgun at victim  
18 Richard Nelson (hereafter, "Richard") and shot him four times in the upper chest, back, and  
19 forearm. Richard died of these multiple gunshot wounds while protecting his sister, Oniesha  
20 Coleman (Hereafter "Oniesha"), from Defendant's physical attack.

21 Alicia Agudo (hereafter "Alicia") and Oniesha had been in a dating relationship for  
22 approximately 8 months. On January 14, 2017, Alicia and her friends Imunique Newsome  
23 (hereafter "Imunique") and Carlos Hernandez (hereafter "Carlos") were on a bus en route to  
24 Oniesha's residence, at 4804 Sacks Drive, Las Vegas, Nevada 89108. During this trip,  
25 Imunique showed Alicia several social media post between Oniesha and another individual  
26 named of Brooke Roybal (hereafter "Brooke"). Those posts implied that Oniesha had a  
27 romantic interest in Brooke.

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1 After viewing the posts, Alicia contacted Oniesha via cellular telephone and questioned  
2 Oniesha about her posts to Brooke. Alicia explained that Imunique had shown her recent  
3 social media posts and conversations between Oniesha and Brooke. A verbal argument ensued  
4 between Alicia and Oniesha. During the conversation Oniesha denied any romantic interest  
5 in Brooke. Oniesha became upset over the allegations and stated Alicia and Imunique were  
6 no longer welcome at Oniesha's residence. Oniesha referred to Imunique Newsome as a  
7 "stupid bitch." Imunique, overheard the conversation between Alicia and Oniesha, was  
8 angered and exited the bus near the intersection of Eastern Avenue and Tropicana Avenue;  
9 Alicia and Carlos continued on the bus to Oniesha's residence.

10 After exiting the bus, Imunique called her mother, Tianna Douglas (hereafter "Co-  
11 Defendant"), and explained to Co-Defendant that her plans had changed and she was no longer  
12 going to Oniesha's residence and asked Co-Defendant to pick her up near the intersection of  
13 Eastern Avenue and Tropicana Avenue. Imunique explained a verbal argument had ensued  
14 and Oniesha had called her a bitch.

15 Imunique, Co-Defendant, Defendant (Imunique's brother) and a few other of  
16 Imunique's family drove to Oniesha's residence on Sack Drive in an attempt to locate and  
17 confront Oniesha. Defendant wanted to confront Oniesha for calling Imunique a name.  
18 Roxanne Bruce (hereafter, "Roxanne"), Oniesha's mother, and Wade Bruce, Oniesha's step-  
19 father, answered the door and were greeted by Defendant and other members of his family.  
20 Imunique and Co-Defendant remained near their vehicle. Roxanne and Wade Bruce both  
21 advised that Oniesha was not at the residence and directed Defendant, Co-Defendant,  
22 Imunique and the rest of their family to leave. Defendant, Co-Defendant and their family left  
23 the residence but remained in the area just south of Oniesha's residence in the parking lot of a  
24 nearby apartment complex.

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**PLEADING  
CONTINUES  
IN NEXT  
VOLUME**