

*Steven D. Grierson*

1 Sammie L Nunni III  
2 330 S. CASINO Center BLVD  
3 Las Vegas, NV 89101

Electronically Filed  
Jul 22 2019 03:22 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

4  
5 IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE  
6 OF NEVADA IN AND FOR THE COUNTY OF CLARK

7  
8 THE STATE OF NEVADA

9 Plaintiff

CASE NO. C-18-336184-1

10 V.

DEPT. NO. XVIII

11 SAMMIE L. NUNNI III

INEFFECTIVE ASSISTANCE OF COUNSEL - ANTHONY GOLDSTEIN

12 DEFENDANT

DATE OF MOTION TO DISMISS COUNSEL: MAY 20, 2019


13 TRIAL SET FOR: JUNE 17 2019

14  
15 NOTICE OF APPEAL

16 NOTICE IS HEREBY GIVEN THAT SAMMIE LEE NUNNI III, DEFENDANT, ABOVE NAMED, HEREBY  
17 APPEALS TO THE SUPREME COURT OF NEVADA FROM THE EIGHTH JUDICIAL DISTRICT  
18 COURT DENIAL OF MOTION TO DISMISS COUNSEL AND APPOINT ALTERNATE COUNSEL FOR  
19 FAILURE TO PROPERLY INVESTIGATE CASE, FAILURE TO HIRE PRIVATE INVESTIGATOR,  
20 FAILURE TO GET GRAND JURY INDICTMENT HEARD FOR DISMISSAL PURSUANT TO NRS 172.107  
21 SINCE DEFENDANT WAS ALREADY SERVED AN INFORMATION AND THE GRAND JURY WAS ONLY  
22 SUMMONED FOR TESTIMONIAL EVIDENCE TO ASSIST IN THE PROSECUTION. FAILURE TO  
23 INTERVIEW WITNESSES "ENDALKACHEW MEKONNEN" ALSO KNOWN AS BROOK  
24 (702) 881-9293 AT PLACE OF WORK "YOUR STOP LIQUOR STORE" 820 E. TWIN BLVD  
25 LAS VEGAS, NV 89101, OR KERICK HINES (702)-439-8803, DENYING DEFENDANT  
26 COMPULSORY PROCESS TO COMPETENT MATERIAL EYE WITNESSES, FAILURE TO  
27 ADDRESS \$0 BAIL SITUATION AND RIGHT TO DUE PROCESS FOR ANY COMPLAINT,  
28 RENDERING A PLATFORM FOR CRIMINAL COERCION AND CRUEL AND UNUSUAL PUNISHMENT.

1  
2 FAILURE TO BE PREPARED FOR SPEEDY TRIAL CONDUCTED ACCORDING TO PREVAILING  
3 RULES, REGULATIONS AND PROCEEDINGS OF LAW, FREE FROM ARBITRARY, VEXATIOUS OR  
4 OPPRESSIVE DELAYS. THE FACT THAT ANTHONY GOLDSTIEN DIDN'T INTERVIEW  
5 ANYONE, DIDN'T HIRE A PRIVATE INVESTIGATOR, FAILED TO FILE ANY OPPOSING  
6 MOTIONS, AND FAILED TO ADDRESS BAIL RENDERED HIM UNPREPARED FOR  
7 TRIAL MAKING HIM VIOLATE MY RIGHT TO SPEEDY TRIAL FREE FROM ARBITRARY,  
8 VEXATIOUS OR OPPRESSIVE DELAYS, MY 1, 5, 6, 8, and 14 AMENDMENTS HAVE  
9 BEEN VIOLATED.  
10

11 Said Declaration Made subject to the penalty of perjury.  
12

13   
14 DEFENDANT

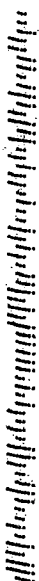
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16 SAMMIE NUNNI  
17 PRINTED NAME  
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SAMANTHE MUMFORD #2751864  
ECDC  
330 S. CASINO CENTER BLVD  
LAS VEGAS, NV 89101



EIGHTH JUDICIAL DISTRICT COURT  
200 LEWIS AVE  
3RD FLOOR  
LAS VEGAS, NV 89155

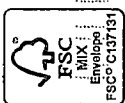
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CENT FROM ECDC



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

9 STATE OF NEVADA,

10 Plaintiff(s),

11 vs.

12 SAMMIE NUNN,

13 Defendant(s),

Case No: C-18-336184-1

Dept No: XVIII

14  
15  
16 **CASE APPEAL STATEMENT**

17  
18 1. Appellant(s): Sammie Nunn

19 2. Judge: Mary Kay Holthus

20 3. Appellant(s): Sammie Nunn

21 Counsel:

22 Sammie Nunn #2751864  
23 330 S. Casino Center Blvd.  
24 Las Vegas, NV 89101

25 4. Respondent: The State of Nevada

26 Counsel:

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

(702) 671-2700

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

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

6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No

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

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

9. Date Commenced in District Court: November 14, 2018

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

Type of Judgment or Order Being Appealed: Misc. Order

11. Previous Appeal: No

Supreme Court Docket Number(s): N/A

12. Child Custody or Visitation: N/A

Dated This 17 day of July 2019.

Steven D. Grierson, Clerk of the Court

/s/ Amanda Hampton

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

cc: Sammie Nunn

## EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY****CASE NO. C-18-336184-1**

State of Nevada  
vs  
Sammie Nunn

§  
§  
§  
§  
§  
§  
§  
§

Location: **Department 18**  
Judicial Officer: **Holthus, Mary Kay**  
Filed on: **11/14/2018**  
Case Number History:  
Cross-Reference Case Number: **C336184**  
Defendant's Scope ID #: **2751864**  
Grand Jury Case Number: **18AGJ145X**  
ITAG Case ID: **2119548**

**CASE INFORMATION**

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM	200.481.2e2	F	05/27/2018	Case Status:	<b>11/15/2018 Reactivated</b>
2. BATTERY WITH USE OF A DEADLY WEAPON	200.481.2e1	F	05/27/2018		

**Warrants**

Indictment Warrant - Nunn, Sammie (Judicial Officer: Togliatti, Jennifer )

11/29/2018 10:59 AM Returned - Served

11/14/2018 11:00 AM Active

Hold Without Bond

**DATE****CASE ASSIGNMENT****Current Case Assignment**

Case Number	C-18-336184-1
Court	Department 18
Date Assigned	05/06/2019
Judicial Officer	Holthus, Mary Kay

**PARTY INFORMATION****Defendant** Nunn, Sammie*Lead Attorneys*

**Goldstein, Anthony M.**  
*Retained*  
7027961114(W)

**Plaintiff** State of Nevada

**Wolfson, Steven B**  
702-671-2700(W)

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

11/14/2018



Indictment  
*Indictment*

11/14/2018



Warrant  
*Indictment Warrant*

11/15/2018



Indictment Warrant Return








11/16/2018



Transcript of Proceedings  
*Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 1, November 6, 2018*

**CASE SUMMARY**

**CASE NO. C-18-336184-1**

11/26/2018	 Transcript of Proceedings <i>Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 2, November 13, 2018</i>
12/03/2018	 Ex Parte Motion Filed By: Plaintiff State of Nevada <i>Ex Parte Motion for Release of Certified Medical Records and Authorization for Related Witness Testimony</i>
12/03/2018	 Order Filed By: Plaintiff State of Nevada <i>Order Releasing Certified Medical Records and Authorization for Related Witness Testimony</i>
01/14/2019	Case Reassigned to Department 7 <i>Judicial Reassignment - From Judge Togliatti to Judge Bell</i>
01/15/2019	 Notice of Change of Hearing
01/24/2019	 Order of Commitment Pursuant to NRS 178.425 Filed By: Defendant Nunn, Sammie <i>Order of Commitment</i>
03/14/2019	 Order to Transport Defendant <i>Order to Transport Defendant from Southern Nevada Adult Health Rawson-Neal Psychiatric Hospital</i>
04/12/2019	 Findings of Competency Filed By: Plaintiff State of Nevada <i>Findings of Competency</i>
04/29/2019	 Motion to Dismiss Counsel Party: Defendant Nunn, Sammie
05/01/2019	 Notice of Change of Hearing <i>Notice of Change of Hearing</i>
05/06/2019	 Notice of Department Reassignment <i>Notice of Department Reassignment</i>
05/23/2019	 Notice of Witnesses and/or Expert Witnesses Filed By: Plaintiff State of Nevada <i>State's Notice of Witnesses</i>
06/06/2019	 Guilty Plea Agreement
06/20/2019	 Judgment of Conviction <i>Judgment of Conviction</i>
07/15/2019	 Motion to Dismiss Counsel Party: Defendant Nunn, Sammie <i>Motion to Dismiss Counsel and Appoint Alternate Counsel</i>
07/16/2019	 Notice of Appeal (criminal) Party: Defendant Nunn, Sammie

**CASE SUMMARY**  
**CASE NO. C-18-336184-1**

*Notice of Appeal*

07/17/2019



Case Appeal Statement

Filed By: Defendant Nunn, Sammie

*Case Appeal Statement*

**HEARINGS**

11/14/2018



**Grand Jury Indictment** (11:00 AM) (Judicial Officer: Togliatti, Jennifer)

**MINUTES**

**Warrant**

11/14/2018 Inactive Indictment Warrant

Matter Heard;

Journal Entry Details:

*Russell Walker, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 18AGJ145X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-18-336184-1, Department XXX. Based on representations made by Ms. Thompson regarding a companion case for Deft. COURT ORDERED, matter TRANSFERRED to Department IX. State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, NO BAIL INDICTMENT WARRANT ISSUED, and matter SET for Arraignment. COURT FURTHER ORDERED, Exhibits 1, 1a, 2 and 3 to be lodged with the Clerk of the Court. I.W. (CUSTODY (COC)) 11/20/18 9:00 A.M. INITIAL ARRAIGNMENT (DEPT IX) ;*

**SCHEDULED HEARINGS**

**Initial Arraignment** (11/20/2018 at 9:00 AM) (Judicial Officer: Togliatti, Jennifer)

**11/20/2018, 11/29/2018, 12/13/2018**

11/20/2018

**Initial Arraignment** (9:00 AM) (Judicial Officer: Togliatti, Jennifer)

**11/20/2018, 11/29/2018, 12/13/2018**

Continued;

Continued;

Referred to Competency Court;

Continued;

Continued;

Referred to Competency Court;

Continued;

Continued;

Referred to Competency Court;

11/20/2018

**Indictment Warrant Return** (9:00 AM) (Judicial Officer: Togliatti, Jennifer)

**11/20/2018, 11/29/2018, 12/13/2018**

Continued;

Continued;

Referred to Competency Court;

Continued;

Continued;

Referred to Competency Court;

Continued;

Continued;

Referred to Competency Court;

11/20/2018



**All Pending Motions** (9:00 AM) (Judicial Officer: Togliatti, Jennifer)

Matter Heard;

Journal Entry Details:









*INDICTMENT WARRANT RETURN ... INITIAL ARRAIGNMENT Defendant not present. State noted the Defendant refused transport and the case is actually Mr. Goldstein's. COURT ORDERED, matter CONTINUED. CUSTODY CONTINUED TO: 11/29/18 9:00 AM CLERK'S NOTE: Mr. Goldstein notified of continuance date via e-mail 11/20/18. - amt;*

11/29/2018



# CASE SUMMARY

CASE NO. C-18-336184-1

	 <b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Togliatti, Jennifer) Continued; Journal Entry Details: <i>Mr. Goldstein advised this case included the event in C334308 and advised that case will be dismissed. Further, Mr. Goldstein requested arraignment be continued so that he may address competency concerns before the Defendant is arraigned. COURT ORDERED, C336184 CONTINUED and C334308 DISMISSED. CUSTODY CONTINUED TO: 12/13/18 9:00 AM;</i>
12/13/2018	 <b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Togliatti, Jennifer) Matter Heard; Journal Entry Details: <i>INDICTMENT WARRANT RETURN ... INITIAL ARRAIGNMENT COURT ORDERED, matter REFERRED to Competency Court. CUSTODY (COC) 1/4/19 9:00 AM FURTHER PROCEEDINGS: COMPETENCY;</i>
01/18/2019	 <b>Further Proceedings: Competency</b> (10:00 AM) (Judicial Officer: Bell, Linda Marie) Not Competent; Journal Entry Details: <i>Appearances Continued: Denise Baker of the Specialty Courts also present. Court NOTED Drs. Colosimo and Krelstein indicate not competent; therefore, pursuant to the doctors' reports and the Dusky Standard, FINDS Defendant NOT COMPETENT as he is not capable of understanding the charges against his and is unable to assist counsel in his defense. Pursuant to NRS 178.425, COURT ORDERED, Defendant is REMANDED to the custody of the Administrator of the Division of Mental Health Development Services for the Department of Human Resources for detention and treatment at a secure facility operated by that Division. Once competency has been established, Defendant will be returned to this court for findings and referred back to the originating department for further proceedings. CUSTODY (L.C.) ;</i>
03/22/2019	 <b>Further Proceedings: Competency-Return From Stein</b> (10:00 AM) (Judicial Officer: Leavitt, Michelle) <b>MINUTES</b> Continued; Journal Entry Details: <i>Also present: Denise Baker of the Specialty Courts. Defendant not present. Ms. Romney requested a CONTINUANCE. COURT SO ORDERED. CUSTODY (R.N.) CONTINUED TO: 04/12/19 10:00 AM;</i> <b>SCHEDULED HEARINGS</b>  <b>Further Proceedings: Competency</b> (04/12/2019 at 10:00 AM) (Judicial Officer: Bell, Linda Marie)
04/12/2019	 <b>Further Proceedings: Competency</b> (10:00 AM) (Judicial Officer: Bell, Linda Marie) <b>MINUTES</b> Found Competent; Journal Entry Details: <i>APPEARANCES CONTINUED: Denise Baker of the Specialty Courts also present. There being no challenge by Defense Counsel, COURT FINDS Defendant COMPETENT pursuant to the Dusky Standard as Defendant is capable of understanding the nature of the charges against him and is able to assist counsel in his defense and ORDERED, pursuant to 178.420, matter TRANSFERRED back to the originating court for further proceedings. . CUSTODY 04/16/19 9:00 AM FURTHER PROCEEDINGS: RETURN FROM COMPETENCY COURT (DEPT XVIII) ;</i> <b>SCHEDULED HEARINGS</b>  <b>Further Proceedings: Return from Competency Court</b> (04/16/2019 at 9:00 AM) (Judicial Officer: Holthus, Mary Kay)
04/16/2019	 <b>Further Proceedings: Return from Competency Court</b> (9:00 AM) (Judicial

**CASE SUMMARY**  
**CASE NO. C-18-336184-1**

Officer: Holthus, Mary Kay)

Plea Entered;

Journal Entry Details:

*Statements by Mr. Goldstein. DEFENDANT ARRAIGNED, PLED NOT GUILTY AND INVOKED the SIXTY (60) DAY RULE. COURT ORDERED, trial date SET. CUSTODY 6/11/19 9:00 AM CALENDAR CALL 6/17/19 1:00 PM JURY TRIAL;*

05/14/2019



**Motion** (9:00 AM) (Judicial Officer: Holthus, Mary Kay)

**05/14/2019, 05/23/2019**

*Motion to Dismiss Counsel*

Matter Continued;

Denied;

Journal Entry Details:

*Mr. Goldstein indicated matter was on for fareta canvass and the State has given an offer which the Deft. rejected that offer and wants to go through with Faretta Canvass. Court noted if that is what Deft. wants to do. Deft. noted that was what he was being forced to do. Court advised Deft. that he had good counsel. Deft. inquired if had right to receive evidence; indicating he didn't have discovery and had counsel for eight months. Mr. Goldstein indicated he sent discovery to Deft. Court noted Deft.'s Motion didn't indicate a reason to dismiss counsel; advised counsel that matter would be set for status check discovery. Statements by Deft. Colloquy between parties regarding Ms. Thomson already modifying deal. CONFERENCE AT BENCH. Court advised Mr. Goldstein to find housing for Deft. MATTER TRAILED. MATTER RECALLED. Upon Court's inquiry, Mr. Goldstein noted he would go over the Pre-Sentence Investigation (PSI) report with Deft. and see if he would accept deal. COURT ORDERED, Motion to Dismiss Counsel was hereby DENIED, and matter SET for status check for possible negotiations or possible sentencing. 6/6/19 9:00 AM STATUS CHECK: NEGOTIATIONS/ SENTENCING;*

Matter Continued;

Denied;

Journal Entry Details:

*Upon Court's inquiry, Mr. Goldstein noted this was Deft.'s second Motion in the instant matter. Mr. Goldstein further noted he visited with Deft. many times as well as visited alleged crime scene; therefore, he doesn't understand the reason for the Motion. Further statements by Mr. Goldstein. Court advised the Deft. he had an excellent attorney assigned to him and Court didn't see anything in Motion indicating otherwise; additionally, it didn't see where the complaints were coming from. Deft. indicated there was evidence that he didn't do the crime; however, Mr. Goldstein stated it didn't exist. Statements by Mr. Goldstein indicating there was a transcript. Deft. noted Mr. Goldstein didn't bring transcript into evidence. Court informed Deft. it was not the time to bring in evidence until trial. Following colloquy, Court advised it didn't see grounds to dismiss counsel; therefore, Deft. could retain his own counsel or Deft. proceed on his own. Deft. noted he would represent himself. COURT DIRECTED Deft. to think about it, and ask around; further, Deft. needed to be certain before Faretta Canvass. COURT ORDERED, matter CONTINUED. CUSTODY 5/23/19 9:00 AM CONTINUED: MOTION TO DISMISS;*

06/06/2019



**Status Check** (9:00 AM) (Judicial Officer: Holthus, Mary Kay)

*STATUS CHECK: POSSIBLE NEGOTIATIONS OR SENTENCING*

Plea Entered;

Journal Entry Details:

*NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFENDANT NUNN ARRAIGNED AND PLED GUILTY to BATTERY WITH USE OF A DEADLY WEAPON (F). Court ACCEPTED plea, and Court agreed to use the Pre-sentence Investigation (PSI) Report from C334308. Mr. Goldstein requested Deft. be sentenced at the current hearing. CONFERENCE AT BENCH. Ms. Thomson advised she had no opposition to probation. CONFERENCE AT BENCH. MATTER TRAILED. MATTER RECALLED. CONFERENCE AT BENCH. Following colloquy, COURT ORDERED, trial VACATED and sentencing be CONTINUED. CUSTODY 6/11/19 9:00 AM CONTINUED: SENTENCING;*

06/11/2019

**CANCELED Calendar Call** (9:00 AM) (Judicial Officer: Holthus, Mary Kay)

*Vacated - per Judge*

06/11/2019



**Sentencing** (9:00 AM) (Judicial Officer: Holthus, Mary Kay)

Defendant Sentenced;

**CASE SUMMARY****CASE NO. C-18-336184-1****Journal Entry Details:**

*Upon Court's inquiry, Mr. Goldstein requested that the Court grant probation; additionally, Mr. Goldstein had been in contact with Deft.'s mom and she stated she made accommodations at a halfway house. Colloquy between parties and a representative from the One Day at a Time program halfway house. By virtue of Defendant's plea of guilty and by Order of the Court, DEFT NUNN ADJUDGED GUILTY of BATTERY WITH USE OF A DEADLY WEAPON (F). Statements by Ms. Rose and Mr. Goldstein. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$3.00 DNA Collection fee, the \$150.00 DNA Analysis Fee, including testing to determine genetic markers, and to pay RESTITUTION, Deft. SENTENCED to a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS and a MINIMUM of FORTY-EIGHT (48) MONTHS in the Nevada Department of Corrections (NDC); SUSPENDED; placed on PROBATION for an indeterminate period not to exceed FIVE (5) YEARS. COURT FURTHER ORDERED, Deft. to be placed on House arrest.*

**STANDARD CONDITIONS:** 1. Reporting: You are to report in person to the Division of Parole and Probation (P&P) as instructed by the Division or its agent. You are required to submit a written report each month on forms supplied by the Division. This report shall be true and correct in all respects. 2. Residence: You shall not change your place of residence without first obtaining permission from P&P, in each instance. 3. Intoxicants: You shall not consume any alcoholic beverages whatsoever. Upon order of P&P or its agent, you shall submit to a medically recognized test for blood/breath alcohol content. Test results of .08 blood alcohol content or higher shall be sufficient proof of excess. 4. Controlled Substances: You shall not use, purchase or possess any illegal drugs, or any prescription drugs, unless first prescribed by a licensed medical professional. You shall immediately notify P&P of any prescription received. You shall submit to drug testing as required by the Division or its agent. 5. Weapons: You shall not possess, have access to, or have under your control, any type of weapon. 6. Search: You shall submit your person, property (including cellular phones and / or computers), place of residence, vehicle or areas under your control to search at any time, with or without a search warrant or warrant of arrest, for evidence of a crime or violation of probation by P&P or its agent. 7. Associates: You must have prior approval by P&P to associate with any person convicted of a felony, or any person on probation or parole supervision. You shall not have any contact with persons confined in a correctional institution unless specific written permission has been granted by the Division and the correctional institution. 8. Directives and Conduct: You shall follow the directives of P&P and your conduct shall justify the opportunity granted to you by this community supervision. 9. Laws: You shall comply with all municipal, county, state, and federal laws and ordinances. 10. Out-of-State Travel: You shall not leave the state without first obtaining written permission from P&P. 11. Employment/Program: You shall seek and maintain legal employment, or maintain a program approved by P&P and not change such employment or program without first obtaining permission. All terminations of employment or program shall be immediately reported to the Division. 12. Financial Obligation: You shall pay fees, fines, and restitution on a schedule approved by P&P. Any excess monies paid will be applied to any other outstanding fees, fines, and/or restitution, even if it is discovered after your discharge. **SPECIAL CONDITIONS:** 1. Deft. shall submit digital storage media or any digital storage media that you have access or use, including computers, handheld communication devices and any network applications associated with those devices, including social media and remote storage services to a search and shall provide all passwords, unlock codes and account information associated with those items, with or without a search warrant, by the Division of Parole and Probation or its agent. 2. Deft. to only be released to Parole and Probation and transported to One Day at a Time Program. 3. Deft. to remain on House Arrest until interstate compact to California to live with his mother. 4. Complete mental health evaluation. 5. Consume any medication required. 6. Abide by any curfew imposed. 7. Maintain full-time employment, schooling or 16 hours community service a month. 8. No contact with victim. 9. Deft. to pay RESTITUTION in the amount of \$22,042.00 to Prince Alidu. **MATTER RECALLED.** Colloquy between parties regarding Deft. behavior post sentencing in the Courtroom. Mr. Goldstein informed the Court he explained to the Deft. that probation was a privilege. **BOND, if any, EXONERATED. O.R./H.A. ;**

06/17/2019	<b>CANCELED Jury Trial</b> (11:00 AM) (Judicial Officer: Holthus, Mary Kay) <i>Vacated - per Judge</i>
07/23/2019	<b>Revocation of Probation</b> (9:00 AM) (Judicial Officer: Holthus, Mary Kay)
08/06/2019	<b>Motion to Dismiss</b> (9:00 AM) (Judicial Officer: Holthus, Mary Kay) <i>Motion to Dismiss Counsel and Appoint Alternate Counsel</i>

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 14, 2018**

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C-18-336184-1      State of Nevada  
                                 vs  
                                 Sammie Nunn

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**November 14, 2018      11:00 AM      Grand Jury Indictment**

**HEARD BY:** Togliatti, Jennifer

**COURTROOM:** RJC Courtroom 17A

**COURT CLERK:** Kimberly Estala

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

**PRESENT:**      State of Nevada      Plaintiff  
                         Thomson, Megan      Attorney

**JOURNAL ENTRIES**

- Russell Walker, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 18AGJ145X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-18-336184-1, Department XXX.

Based on representations made by Ms. Thompson regarding a companion case for Deft. COURT ORDERED, matter TRANSFERRED to Department IX. State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, NO BAIL INDICTMENT WARRANT ISSUED, and matter SET for Arraignment.

COURT FURTHER ORDERED, Exhibits 1, 1a, 2 and 3 to be lodged with the Clerk of the Court.

I.W. (CUSTODY (COC))

11/20/18 9:00 A.M. INITIAL ARRAIGNMENT (DEPT IX)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 20, 2018**

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C-18-336184-1      State of Nevada  
                                 vs  
                                 Sammie Nunn

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**November 20, 2018      9:00 AM**

**All Pending Motions**

**HEARD BY:** Togliatti, Jennifer

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Athena Trujillo

**RECORDER:** Yvette G. Sison

**REPORTER:**

**PARTIES**

**PRESENT:**      Goldstein, Anthony M.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Thomson, Megan      Attorney

**JOURNAL ENTRIES**

- INDICTMENT WARRANT RETURN ... INITIAL ARRAIGNMENT

Defendant not present.

State noted the Defendant refused transport and the case is actually Mr. Goldstein's. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 11/29/18 9:00 AM

CLERK'S NOTE: Mr. Goldstein notified of continuance date via e-mail 11/20/18. - amt

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 29, 2018**

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C-18-336184-1      State of Nevada  
                                 vs  
                                 Sammie Nunn

---

**November 29, 2018      9:00 AM**

**All Pending Motions**

**HEARD BY:** Togliatti, Jennifer

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Athena Trujillo

**RECORDER:** Yvette G. Sison

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Albritton, Alicia A.	Attorney
	Goldstein, Anthony M.	Attorney
	Nunn, Sammie	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Mr. Goldstein advised this case included the event in C334308 and advised that case will be dismissed. Further, Mr. Goldstein requested arraignment be continued so that he may address competency concerns before the Defendant is arraigned. COURT ORDERED, C336184 CONTINUED and C334308 DISMISSED.

CUSTODY

CONTINUED TO: 12/13/18 9:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 13, 2018**

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C-18-336184-1      State of Nevada  
                                 vs  
                                 Sammie Nunn

---

**December 13, 2018      9:00 AM      All Pending Motions**

**HEARD BY:** Togliatti, Jennifer

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Athena Trujillo

**RECORDER:** Yvette G. Sison

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Goldstein, Anthony M.	Attorney
	Nunn, Sammie	Defendant
	Rose, Laura Jean	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- INDICTMENT WARRANT RETURN ... INITIAL ARRAIGNMENT

COURT ORDERED, matter REFERRED to Competency Court.

CUSTODY (COC)

1/4/19 9:00 AM FURTHER PROCEEDINGS: COMPETENCY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 18, 2019**

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C-18-336184-1      State of Nevada  
vs  
Sammie Nunn

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**January 18, 2019      10:00 AM      Further Proceedings:  
Competency**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Kimberly Estala

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Goldstein, Anthony M.	Attorney
	Nunn, Sammie	Defendant
	O'Brien, Glen	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Appearances Continued: Denise Baker of the Specialty Courts also present.

Court NOTED Drs. Colosimo and Krelstein indicate not competent; therefore, pursuant to the doctors' reports and the Dusky Standard, FINDS Defendant NOT COMPETENT as he is not capable of understanding the charges against him and is unable to assist counsel in his defense. Pursuant to NRS 178.425, COURT ORDERED, Defendant is REMANDED to the custody of the Administrator of the Division of Mental Health Development Services for the Department of Human Resources for detention and treatment at a secure facility operated by that Division. Once competency has been established, Defendant will be returned to this court for findings and referred back to the originating department for further proceedings.

CUSTODY (L.C.)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 22, 2019**

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C-18-336184-1      State of Nevada  
                                 vs  
                                 Sammie Nunn

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**March 22, 2019      10:00 AM      Further Proceedings:  
Competency-Return From  
Stein**

**HEARD BY:** Leavitt, Michelle

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Kimberly Estala

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

**PRESENT:**      Goldstein, Anthony M.      Attorney  
                                 O'Brien, Glen      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Also present: Denise Baker of the Specialty Courts. Defendant not present.

Ms. Romney requested a CONTINUANCE. COURT SO ORDERED.

CUSTODY (R.N.)

CONTINUED TO: 04/12/19 10:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 12, 2019**

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C-18-336184-1      State of Nevada  
                                 vs  
                                 Sammie Nunn

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**April 12, 2019**

**10:00 AM**

**Further Proceedings:  
Competency**

**HEARD BY:** Bell, Linda Marie

**COURTROOM:** RJC Courtroom 10C

**COURT CLERK:** Kimberly Estala

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Goldstein, Anthony M.	Attorney
	Nunn, Sammie	Defendant
	O'Brien, Glen	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Denise Baker of the Specialty Courts also present.

There being no challenge by Defense Counsel, COURT FINDS Defendant COMPETENT pursuant to the Dusky Standard as Defendant is capable of understanding the nature of the charges against him and is able to assist counsel in his defense and ORDERED, pursuant to 178.420, matter TRANSFERRED back to the originating court for further proceedings. .

CUSTODY

04/16/19 9:00 AM FURTHER PROCEEDINGS: RETURN FROM COMPETENCY COURT (DEPT XVIII)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 16, 2019**

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C-18-336184-1      State of Nevada  
                                 vs  
                                 Sammie Nunn

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**April 16, 2019      9:00 AM      Further Proceedings:  
Return from Competency  
Court**

**HEARD BY:** Holthus, Mary Kay

**COURTROOM:** RJC Courtroom 03F

**COURT CLERK:**

Dara Yorke

**RECORDER:** Yvette G. Sison

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Goldstein, Anthony M.	Attorney
	Lacher, Ashley A.	Attorney
	Nunn, Sammie	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Statements by Mr. Goldstein. DEFENDANT ARRAIGNED, PLED NOT GUILTY AND INVOKED the SIXTY (60) DAY RULE. COURT ORDERED, trial date SET.

CUSTODY

6/11/19 9:00 AM CALENDAR CALL

6/17/19 1:00 PM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****May 14, 2019**

C-18-336184-1      State of Nevada  
vs  
Sammie Nunn

**May 14, 2019****9:00 AM****Motion****HEARD BY:** Holthus, Mary Kay**COURTROOM:** RJC Courtroom 03F**COURT CLERK:** Dara Yorke**RECORDER:** Yvette G. Sison**REPORTER:****PARTIES**

<b>PRESENT:</b>	Albritton, Alicia A.	Attorney
	Goldstein, Anthony M.	Attorney
	Nunn, Sammie	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Upon Court's inquiry, Mr. Goldstein noted this was Deft.'s second Motion in the instant matter. Mr. Goldstein further noted he visited with Deft. many times as well as visited alleged crime scene; therefore, he doesn't understand the reason for the Motion. Further statements by Mr. Goldstein. Court advised the Deft. he had an excellent attorney assigned to him and Court didn't see anything in Motion indicating otherwise; additionally, it didn't see where the complaints were coming from. Deft. indicated there was evidence that he didn't do the crime; however, Mr. Goldstein stated it didn't exist. Statements by Mr. Goldstein indicating there was a transcript. Deft. noted Mr. Goldstein didn't bring transcript into evidence. Court informed Deft. it was not the time to bring in evidence until trial. Following colloquy, Court advised it didn't see grounds to dismiss counsel; therefore, Deft. could retain his own counsel or Deft. proceed on his own. Deft. noted he would represent himself. COURT DIRECTED Deft. to think about it, and ask around; further, Deft. needed to be certain before Faretta Canvass. COURT ORDERED, matter CONTINUED.

**CUSTODY**

5/23/19 9:00 AM CONTINUED: MOTION TO DISMISS

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****May 23, 2019**

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C-18-336184-1      State of Nevada  
                                 vs  
                                 Sammie Nunn

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**May 23, 2019****9:00 AM****Motion****HEARD BY:** Holthus, Mary Kay**COURTROOM:** RJC Courtroom 03F**COURT CLERK:** Dara Yorke**RECORDER:** Michelle Ramsey  
Yvette G. Sison**REPORTER:****PARTIES**

<b>PRESENT:</b>	Goldstein, Anthony M.	Attorney
	Nunn, Sammie	Defendant
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney

**JOURNAL ENTRIES**

- Mr. Goldstein indicated matter was on for fareta canvass and the State has given an offer which the Deft. rejected that offer and wants to go through with Faretta Canvass. Court noted if that is what Deft. wants to do. Deft. noted that was what he was being forced to do. Court advised Deft. that he had good counsel. Deft. inquired if had right to receive evidence; indicating he didn't have discovery and had counsel for eight months. Mr. Goldstein indicated he sent discovery to Deft. Court noted Deft.'s Motion didn't indicate a reason to dismiss counsel; advised counsel that matter would be set for status check discovery. Statements by Deft. Colloquy between parties regarding Ms. Thomson already modifying deal. CONFERENCE AT BENCH. Court advised Mr. Goldstein to find housing for Deft. MATTER TRAILED.

MATTER RECALLED. Upon Court's inquiry, Mr. Goldstein noted he would go over the Pre-Sentence Investigation (PSI) report with Deft. and see if he would accept deal. COURT ORDERED, Motion to Dismiss Counsel was hereby DENIED, and matter SET for status check for possible negotiations or possible sentencing.

6/6/19 9:00 AM STATUS CHECK: NEGOTIATIONS/ SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****June 06, 2019**

C-18-336184-1      State of Nevada  
vs  
Sammie Nunn

**June 06, 2019      9:00 AM      Status Check**

**HEARD BY:** Holthus, Mary Kay**COURTROOM:** RJC Courtroom 03F**COURT CLERK:** Dara Yorke**RECORDER:** Yvette G. Sison**REPORTER:****PARTIES**

<b>PRESENT:</b>	Goldstein, Anthony M.	Attorney
	Nunn, Sammie	Defendant
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney

**JOURNAL ENTRIES**

- NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT.  
DEFENDANT NUNN ARRAIGNED AND PLED GUILTY to BATTERY WITH USE OF A DEADLY WEAPON (F). Court ACCEPTED plea, and Court agreed to use the Pre-sentence Investigation (PSI) Report from C334308. Mr. Goldstein requested Deft. be sentenced at the current hearing.  
CONFERENCE AT BENCH. Ms. Thomson advised she had no opposition to probation.  
CONFERENCE AT BENCH. MATTER TRAILED.

MATTER RECALLED. CONFERENCE AT BENCH. Following colloquy, COURT ORDERED, trial VACATED and sentencing be CONTINUED.

**CUSTODY**

6/11/19 9:00 AM CONTINUED: SENTENCING



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****June 11, 2019**

C-18-336184-1      State of Nevada  
vs  
Sammie Nunn

**June 11, 2019****9:00 AM****Sentencing****HEARD BY:** Holthus, Mary Kay**COURTROOM:** RJC Courtroom 03F**COURT CLERK:** Dara Yorke**RECORDER:** Yvette G. Sison**REPORTER:****PARTIES**

<b>PRESENT:</b>	Goldstein, Anthony M.	Attorney
	Nunn, Sammie	Defendant
	Rose, Laura Jean	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Upon Court's inquiry, Mr. Goldstein requested that the Court grant probation; additionally, Mr. Goldstein had been in contact with Deft.'s mom and she stated she made accommodations at a halfway house. Colloquy between parties and a representative from the One Day at a Time program halfway house. By virtue of Defendant's plea of guilty and by Order of the Court, DEFT NUNN ADJUDGED GUILTY of BATTERY WITH USE OF A DEADLY WEAPON (F). Statements by Ms. Rose and Mr. Goldstein. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$3.00 DNA Collection fee, the \$150.00 DNA Analysis Fee, including testing to determine genetic markers, and to pay RESTITUTION, Deft. SENTENCED to a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS and a MINIMUM of FORTY-EIGHT (48) MONTHS in the Nevada Department of Corrections (NDC); SUSPENDED; placed on PROBATION for an indeterminate period not to exceed FIVE (5) YEARS. COURT FURTHER ORDERED, Deft. to be placed on House arrest.

**STANDARD CONDITIONS:**

1. Reporting: You are to report in person to the Division of Parole and Probation (P&P) as instructed

by the Division or its agent. You are required to submit a written report each month on forms supplied by the Division. This report shall be true and correct in all respects.

2. Residence: You shall not change your place of residence without first obtaining permission from P&P, in each instance.
3. Intoxicants: You shall not consume any alcoholic beverages whatsoever. Upon order of P&P or its agent, you shall submit to a medically recognized test for blood/breath alcohol content. Test results of .08 blood alcohol content or higher shall be sufficient proof of excess.
4. Controlled Substances: You shall not use, purchase or possess any illegal drugs, or any prescription drugs, unless first prescribed by a licensed medical professional. You shall immediately notify P&P of any prescription received. You shall submit to drug testing as required by the Division or its agent.
5. Weapons: You shall not possess, have access to, or have under your control, any type of weapon.
6. Search: You shall submit your person, property (including cellular phones and / or computers), place of residence, vehicle or areas under your control to search at any time, with or without a search warrant or warrant of arrest, for evidence of a crime or violation of probation by P&P or its agent.
7. Associates: You must have prior approval by P&P to associate with any person convicted of a felony, or any person on probation or parole supervision. You shall not have any contact with persons confined in a correctional institution unless specific written permission has been granted by the Division and the correctional institution.
8. Directives and Conduct: You shall follow the directives of P&P and your conduct shall justify the opportunity granted to you by this community supervision.
9. Laws: You shall comply with all municipal, county, state, and federal laws and ordinances.
10. Out-of-State Travel: You shall not leave the state without first obtaining written permission from P&P.
11. Employment/Program: You shall seek and maintain legal employment, or maintain a program approved by P&P and not change such employment or program without first obtaining permission. All terminations of employment or program shall be immediately reported to the Division.
12. Financial Obligation: You shall pay fees, fines, and restitution on a schedule approved by P&P. Any excess monies paid will be applied to any other outstanding fees, fines, and/or restitution, even if it is discovered after your discharge.

#### SPECIAL CONDITIONS:

1. Deft. shall submit digital storage media or any digital storage media that you have access or use, including computers, handheld communication devices and any network applications associated with those devices, including social media and remote storage services to a search and shall provide all passwords, unlock codes and account information associated with those items, with or without a search warrant, by the Division of Parole and Probation or its agent.
2. Deft. to only be released to Parole and Probation and transported to One Day at a Time Program.
3. Deft. to remain on House Arrest until interstate compact to California to live with his mother.
4. Complete mental health evaluation.
5. Consume any medication required.
6. Abide by any curfew imposed.
7. Maintain full-time employment, schooling or 16 hours community service a month.
8. No contact with victim.

9. Deft. to pay RESTITUTION in the amount of \$22,042.00 to Prince Alidu.

MATTER RECALLED. Colloquy between parties regarding Deft. behavior post sentencing in the Courtroom. Mr. Goldstein informed the Court he explained to the Deft. that probation was a privilege.

BOND, if any, EXONERATED.

O.R./H.A.

CASE NO. C-18-336184-1 ✓  
DEPT. NO. ~~XXX~~ 1X  
CDDA MEGAN THOMSON (L-4)

Defendant(s): SAMMIE NUNN, #2751864

Case No(s): 18AGJ145X (RANDOMLY TRACKS TO DC XXIII & XXX)

Charge(s): (1) CT - BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN  
SUBSTANTIAL BODILY HARM (Category B Felony - NRS 200.481 - NOC  
50226) and  
(1) CT - BATTERY WITH USE OF A DEADLY WEAPON (Category B  
Felony - NRS 200.481 - NOC 50223)

Def. Counsel(s): MICHAEL TROIANO, ESQ

WARRANT (1 WEEK) - No BAIL

DEFT IS IN CUSTODY @ CCDC (18F09747X - PH 11/14 IN JC 2)

Exhibits:

11/20 @ 9AM

- 1. Proposed Indictment
- 1A. New Proposed Indictment
- 2. Jury Instructions
- 3. Photo

Exhibits 1, 1A, 2 & 3 to be lodged with the Clerk of the Court. ✓

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EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE  
**NOTICE OF DEFICIENCY**  
ON APPEAL TO NEVADA SUPREME COURT

**SAMMIE NUNN #2751864**  
**330 S. CASINO CENTER BLVD.**  
**LAS VEGAS, NV 89101**

**DATE: July 17, 2019**  
**CASE: C-18-336184-1**

**RE CASE: STATE OF NEVADA vs. SAMMIE NUNN**

NOTICE OF APPEAL FILED: July 16, 2019

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

☐

Case Appeal Statement

- NRAP 3 (a)(1), Form 2

☒

Order

☒

Notice of Entry of Order

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NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

# Certification of Copy

State of Nevada }  
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT  
DOCKET ENTRIES; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

SAMMIE NUNN,

Defendant(s).

Case No: C-18-336184-1

Dept No: XVIII

now on file and of record in this office.

**IN WITNESS THEREOF**, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 17 day of July 2019.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk