

FILED
AUG 05 2019
CLERK OF COURT

Electronically Filed
Aug 09 2019 10:02 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

1 Sean McKendrick #84624 x
2 In Proper Person
3 P.O. Box 650 H.D.S.P.
4 Indian Springs, Nevada 89018

5 8th DISTRICT COURT
6 CLARK COUNTY NEVADA

7
8 THE STATE OF NEVADA,

9 PLAINTIFF,

10 -v-

11 SEAN MCKENDRICK, x

12 DEFENDANT,

Case No. C-19-338774-1 x
Dept.No. District 6 x
Docket _____

13
14 NOTICE OF APPEAL

15 Notice is hereby given that the DEFENDANT, Sean x
16 McKendrick, by and through himself in proper person, does now appeal
17 to the Supreme Court of the State of Nevada, the decision of the District
18 Court JUDGMENT OF CONVICTION

19
20
21 Dated this date, 8-3-19 x

22
23 Respectfully Submitted,

24
25 x Sean McKendrick

26 In Proper Person

27 RECEIVED
28 AUG 05 2019
CLERK OF THE COURT

CERTIFICATE OF SERVICE BY MAILING

I, Sean McKeen, hereby certify, pursuant to NRCP 5(b), that on this 3 day of August, 20 19, I mailed a true and correct copy of the foregoing, "_____"

NOT

by depositing it in the High Desert State Prison, Legal Library, First-Class Postage, fully prepaid, addressed as follows:

DISTRICT ATTORNEY
200 LEWIS AVE.
LV. NV. 89155

DATED: this 3 day of August, 20 19.

Sean McKeen

/In Propria Persona
Post Office box 650 [HDSP]
Indian Springs, Nevada 89018

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding _____

NOA

(Title of Document)

filed in District Court Case number _____

☒ Does not contain the social security number of any person.

-OR-

☐ Contains the social security number of a person as required by:

A. A specific state or federal law, to wit:

(State specific law)

-OR-

B. For the administration of a public program or for an application
for a federal or state grant.

x 
Signature

8-3-19
Date x

Print Name

DEPENDANT
Title

Seen McHardy - 84624
Rd. Box 605
Indian Springs, NV. 89070

INTAKE
NSF 3763

BY PRISONER'S MAIL

RECEIVED BY PRISONER'S MAIL

District Court
200 Lewis Ave. 3r Fl
Las Vegas, NV. 89155

HIGH DESERT STATE PRISON

AUG 01 2019

UNIT 1 A/B



ZIP 89101
011E12650764

Hasler
08/02/2019
PRSR
FIRST-CLASS MAIL
US POSTAGE \$000.45-9



1 ASTA

2
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4
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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
10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 SEAN MICHAEL MCKENDRICK,

14 Defendant(s),

Case No: C-19-338224-1

Dept No: VI

15
16
17 **CASE APPEAL STATEMENT**

18 1. Appellant(s): Sean McKendrick

19 2. Judge: Jacqueline M. Bluth

20 3. Appellant(s): Sean McKendrick

21 Counsel:

22 Sean McKendrick #84624
23 P.O. Box 650
24 Indian Springs, NV 89070

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: February 20, 2019

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

Type of Judgment or Order Being Appealed: Judgment of Conviction

11. Previous Appeal: No

Supreme Court Docket Number(s): N/A

12. Child Custody or Visitation: N/A

Dated This 8 day of August 2019.

Steven D. Grierson, Clerk of the Court

/s/ Heather Ungermann

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

cc: Sean McKendrick

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. C-19-338224-1**

State of Nevada
vs
Sean McKendrick

§
§
§
§
§
§
§
§

Location: **Department 6**
Judicial Officer: **Bluth, Jacqueline M.**
Filed on: **02/20/2019**
Case Number History:
Cross-Reference Case Number: **C338224**
Defendant's Scope ID #: **7068215**
Grand Jury Case Number: **18AGJ225x**
ITAG Case ID: **2113492**

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. BATTERY BY PRISONER	200.481.2f	F	01/29/2019	Case Status: 07/23/2019 Closed	
2. BATTERY BY PRISONER	200.481.2f	F	01/29/2019		
3. ATTEMPT MURDER	200.010	F	01/29/2019		
4. ATTEMPT BATTERY WITH SUBSTANTIAL BODILY HARM	200.481.2b	F-GM	01/29/2019		

Statistical Closures

07/23/2019 Guilty Plea with Sentence (before trial) (CR)

Warrants

Bench Warrant - McKendrick, Sean Michael (Judicial Officer: Bluth, Jacqueline M.)
07/01/2019 9:30 AM Returned - Served
Hold Without Bond

Indictment Warrant - McKendrick, Sean Michael (Judicial Officer: Adair, Valerie)

02/27/2019 8:30 AM Returned - Served

Fine: \$0

Bond: **\$100,000.00** Any

Bonds

Surety #511418618-4 \$10,000.00

7/29/2019 Exonerated

3/28/2019 Active

Counts: 1, 2, 3, 4

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

Case Number C-19-338224-1
Court Department 6
Date Assigned 04/29/2019
Judicial Officer Bluth, Jacqueline M.

PARTY INFORMATION

DATE	EVENTS & ORDERS OF THE COURT	INDEX
Defendant	McKendrick, Sean Michael	<i>Lead Attorneys</i> Public Defender <i>Retained</i> 702-455-4685(W)
Plaintiff	State of Nevada	Wolfson, Steven B 702-671-2700(W)

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

02/20/2019



Indictment

CASE SUMMARY
CASE NO. C-19-338224-1

Indictment

02/20/2019	 Warrant <i>Indictment Warrant</i>
02/21/2019	 Indictment Warrant Return
03/06/2019	 Transcript of Proceedings <i>Reporter's Transcript of Proceedings, Grand Jury Hearing, February 19, 2019</i>
03/27/2019	 Guilty Plea Agreement
03/28/2019	 Bail Bond <i>\$10,000.00 514418618-4 - Free Bail Bonds LLC</i>
03/28/2019	 Surety Bond Acceptance Notice <i>Surety Bond Acceptance Notice</i>
04/26/2019	 PSI
04/26/2019	 PSI - Defendant Statements
04/29/2019	Administrative Reassignment - Judicial Officer Change <i>To Judge Jacqueline M. Bluth</i>
06/10/2019	 Bench Warrant <i>Bench Warrant</i>
06/14/2019	 Notice of Intent to Forfeit
06/20/2019	 Notice Filed By: Plaintiff State of Nevada <i>State's Notice of Intent to Seek Punishment as a Habitual Criminal</i>
06/27/2019	 Bench Warrant Return
07/23/2019	 Judgment of Conviction <i>Judgment of Conviction (Plea of Guilty)</i>
08/05/2019	 Bond <i>"Bond exonerated; bonding company notified via mail." # 511418618-4</i>
08/05/2019	 Notice of Appeal (criminal) Party: Defendant McKendrick, Sean Michael <i>Notice of Appeal</i>
08/06/2019	 Motion Filed By: Defendant McKendrick, Sean Michael <i>Motion For Additional Credit For Time Served</i>
08/08/2019	 Case Appeal Statement

CASE SUMMARY
CASE NO. C-19-338224-1

Filed By: Defendant McKendrick, Sean Michael
Case Appeal Statement

HEARINGS

02/20/2019

 **Grand Jury Indictment** (11:00 AM) (Judicial Officer: Adair, Valerie)

MINUTES

Warrant

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 18AGJ225X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-19-338224-1, Department VI. State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$100,000.00 BAIL with High Level Electronic Monitoring; INDICTMENT WARRANT ISSUED, and matter SET for Arraignment. COURT FURTHER ORDERED, Exhibits 1-3 to be lodged with the Clerk of the Court; Las Vegas Justice Court case no. 19F01767X DISMISSED per the State's request. In addition, a Pre-Trial Risk Assessment will be prepared if one was not previously done. I.W. (CUSTODY) 02/27/19 8:30 A.M. INITIAL ARRAIGNMENT (DEPT VI) ;

SCHEDULED HEARINGS

Initial Arraignment (02/27/2019 at 8:30 AM) (Judicial Officer: Bixler, James)

02/27/2019

Initial Arraignment (8:30 AM) (Judicial Officer: Bixler, James)

Matter Heard;

02/27/2019

Indictment Warrant Return (8:30 AM) (Judicial Officer: Bixler, James)

Matter Resolved;

02/27/2019


 **All Pending Motions** (8:30 AM) (Judicial Officer: Bixler, James)

Matter Heard;

Journal Entry Details:

INDICTMENT WARRANT RETURN...INITIAL ARRAIGNMENT. Ms. Simmons noted the background of the case, advising an offer was made by Mr. Albright, she's reached out to the District Attorney and hopes it will be negotiated as it provisionally was. Ms. Clowers advised the Court of the offer. Statement by Defendant requesting a bail reduction. Colloquy regarding negotiations and Defendant's custody status. Ms. Simmons requested a status check on negotiations in 2 weeks and a trial setting. Defendant MCKENDRICK ARRAIGNED, PLED NOT GUILTY AND INVOKED THE SIXTY(60) DAY RULE. COURT ORDERED, matter SET for trial and status check. CUSTODY 3-13-19 8:30 AM STATUS CHECK NEGOTIATIONS 4-22-19 9:30 AM CALENDAR CALL 4-29-19 10:00 AM JURY TRIAL ;

03/13/2019

 **Status Check** (8:30 AM) (Judicial Officer: Bixler, James)

03/13/2019, 03/27/2019

Status Check: Negotiations

Matter Heard;

Plea Entered;



Journal Entry Details:

Ms. Simmons stated the District Attorney attached a copy of the indictment on the back of the plea agreement versus an amended information. The Defendant will be pleading to one Count of battery by prisoner and, for efficiency sake, suggested all the Counts be stricken but Count 1. COURT SO NOTED. NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. MCKENDRICK ARRAIGNED AND PLED GUILTY TO BATTERY BY PRISONER (F). Court ACCEPTED plea, and, ORDERED, matter referred to the Division of Parole and Probation (P & P) and SET for sentencing. Ms. Simmons requested the bail be modified to reflect the charge Deft. currently pled to. Opposition by State. Statement by Ms. Simmons regarding criminal history. COURT ORDERED, Bail REDUCED to \$10,000.00. CUSTODY 5/13/19 8:30 AM SENTENCING (COUNT 1);

Matter Heard;

Plea Entered;

CASE SUMMARY
CASE NO. C-19-338224-1

	<p>Journal Entry Details: <i>Mr. Peterson advised he's standing in for Ms. Simmons and requested a continuance. Mr. Turner stated there's no need to continue, matters can be re-calendared if negotiated. Mr. Peterson stated Ms. Simmons would like a 2 week continuance for this to get worked out. Defendant stated he would like to plead guilty to battery by prisoner. Court informed the Defendant the Court does not get involved in the negotiations and ORDERED, proceedings CONTINUED. Defendant requested a bail reduction. COURT ORDERED, request DENIED, and directed the Defendant to have counsel file the motion in writing. Defendant stated he's not spoken with counsel once. Mr. Peterson advised he will speak with Ms. Simmons. Court directed counsel to go and see the Defendant. CUSTODY 3-27-19 8:30 AM STATUS CHECK; NEGOTIATIONS 4-22-19 9:30 AM CALENDAR CALL 4-29-19 10:00 AM JURY TRIAL ;</i></p>
04/22/2019	<p>CANCELED Calendar Call (9:30 AM) (Judicial Officer: Bixler, James) <i>Vacated</i></p>
04/29/2019	<p>CANCELED Jury Trial (1:00 PM) (Judicial Officer: Vacant, DC 6) <i>Vacated</i></p>
06/10/2019	<p>Sentencing (9:30 AM) (Judicial Officer: Bluth, Jacqueline M.)</p> <p>MINUTES Warrant Inactive Bench Warrant See 5/6/19 correspondence from counsel requesting that R/S be moved to a later date Bench Warrant Issued; Journal Entry Details: <i>Defendant NOT BEING PRESENT, Upon Court's inquiry, counsel unable to make representation. At the request of the State, COURT ORDERED, BENCH WARRANT WILL ISSUE, NO BAIL. B.W. (BOND);</i></p>
07/01/2019	<p> Bench Warrant Return (9:30 AM) (Judicial Officer: Jones, Tierra) Events: 06/27/2019 Bench Warrant Return Matter Heard; Journal Entry Details: <i>Ms. Sisolak advised the case is Ms. Simmons who's in Justice Court; the intention is to ask for 2/48 recommended by Parole and Probation with the 184 program; if inclined to follow that the case can be handled, or swapped out. Court noted the intention of the State to file for habitual treatment and at the request of Ms. Sisolak ORDERED, proceedings TRAILED for the presence of Ms. Simmons. MATTER RECALLED: Court noted the intention of the State to seek habitual treatment. Ms. Simmons requested a sentencing date, inquiring as to the date of notice as she did not see it. Court stated it's been filed and seen in Odyssey, the date is unknown and ORDERED, matter SET for sentencing. CUSTODY 7-15-19 9:30 AM SENTENCING;</i></p>
07/15/2019	<p> Sentencing (9:30 AM) (Judicial Officer: Bluth, Jacqueline M.) Defendant Sentenced; Journal Entry Details: <i>Argument by Ms. Simmons in regards to her objection to the Court's review of Police Reports for sentencing. Argument in support of Court's review of Police Reports and in support of habitual criminal treatment by Mr. Albright. Court stated all has been read and considered. Argument and exhibits in support of large habitual criminal treatment by Mr. Albright. Exhibits Presented (See Worksheet). Statement by Defendant. Argument in opposition of habitual criminal treatment by Ms. Simmons. Pursuant to Habitual Statute NRS 207.010, Defendant MCKENDRICK ADJUDGED GUILTY OF BATTERY BY PRISONER (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee including testing to determine genetic markers, \$3.00 DNA Collection fee and \$250.00 Indigent Defense Civil Assessment fee, Defendant SENTENCED TO LIFE in the Nevada Department of Corrections WITH MINIMUM PAROLE ELIGIBILITY AFTER TEN (10) YEARS; FIFTY-NINE (59) DAYS credit for time served. Court recommends the Defendant for the 184 Program. NDC;</i></p>
08/19/2019	<p>Hearing on Credit For Time Served (9:30 AM) (Judicial Officer: Bluth, Jacqueline M.) <i>Defendant's Motion for Additional Credit for Time Served</i></p>

CASE SUMMARY

CASE NO. C-19-338224-1

01/07/2020

CANCELED Show Cause Hearing (9:30 AM) (Judicial Officer: Bell, Linda Marie)
Vacated - Moot

DATE

FINANCIAL INFORMATION

Defendant McKendrick, Sean Michael

Total Charges

3.50

Total Payments and Credits

3.50

Balance Due as of 8/8/2019

0.00

Steven D. Grierson

JOCP

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

SEAN MICHAEL MCKENDRICK
#7068215

Defendant.

CASE NO. C-19-338224-1

DEPT. NO. VI

JUDGMENT OF CONVICTION

(PLEA OF GUILTY)

The Defendant previously appeared before the Court with counsel and entered a plea of guilty to the crime of BATTERY BY PRISONER (Category B Felony) in violation of NRS 200.481(2)(F); thereafter, on the 15th day of July, 2019, the Defendant was present in court for sentencing with counsel KARA SIMMONS, Deputy Public Defender, and good cause appearing,

THE DEFENDANT IS HEREBY ADJUDGED guilty of said offense under the HABITUAL CRIMINAL STATUTE NRS 207.010 and, in addition to the \$25.00 Administrative Assessment Fee, \$250.00 Indigent Defense Civil Assessment Fee and \$150.00 DNA Analysis Fee including testing to determine genetic markers plus \$3.00

<input type="checkbox"/> Nolle Prosequi (before trial)	<input type="checkbox"/> Bench (Non-Jury) Trial
<input type="checkbox"/> Dismissed (after diversion)	<input type="checkbox"/> Dismissed (during trial)
<input type="checkbox"/> Dismissed (before trial)	<input type="checkbox"/> Acquittal
<input checked="" type="checkbox"/> Guilty Plea with Sent (before trial)	<input type="checkbox"/> Guilty Plea with Sent. (during trial)
<input type="checkbox"/> Transferred (before/during trial)	<input type="checkbox"/> Conviction
<input type="checkbox"/> Other Manner of Disposition	

1 DNA Collection Fee, the Defendant is sentenced as follows: LIFE WITH a MINIMUM
2 parole eligibility of TEN (10) YEARS in the Nevada Department of Corrections (NDC);
3 with FIFTY-NINE (59) DAYS credit for time served.
4

5 COURT recommends Defendant for the 184 program while incarcerated.

6 DATED this 18th day of July, 2019.

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8 
9 JACQUELINE M. BLUTH 
10 DISTRICT COURT JUDGE
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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 20, 2019

C-19-338224-1 State of Nevada
 vs
 Sean McKendrick

February 20, 2019 11:00 AM Grand Jury Indictment

HEARD BY: Adair, Valerie; Jones, Tierra **COURTROOM:** RJC Courtroom 12C

COURT CLERK: Kimberly Estala

RECORDER: Maria Garibay

REPORTER:

PARTIES

PRESENT: Dickerson, Michael Attorney
 State of Nevada Plaintiff

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 18AGJ225X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-19-338224-1, Department VI.

State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$100,000.00 BAIL with High Level Electronic Monitoring; INDICTMENT WARRANT ISSUED, and matter SET for Arraignment.

COURT FURTHER ORDERED, Exhibits 1-3 to be lodged with the Clerk of the Court; Las Vegas Justice Court case no. 19F01767X DISMISSED per the State's request. In addition, a Pre-Trial Risk Assessment will be prepared if one was not previously done.

I.W. (CUSTODY)

02/27/19 8:30 A.M. INITIAL ARRAIGNMENT (DEPT VI)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 27, 2019

C-19-338224-1 State of Nevada
 vs
 Sean McKendrick

February 27, 2019 8:30 AM All Pending Motions

HEARD BY: Bixler, James **COURTROOM:** RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT: Clowers, Shanon Attorney
 McKendrick, Sean Michael Defendant
 Simmons, Kara M. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- INDICTMENT WARRANT RETURN...INITIAL ARRAIGNMENT.

Ms. Simmons noted the background of the case, advising an offer was made by Mr. Albright, she's reached out to the District Attorney and hopes it will be negotiated as it provisionally was. Ms. Clowers advised the Court of the offer. Statement by Defendant requesting a bail reduction. Colloquy regarding negotiations and Defendant's custody status. Ms. Simmons requested a status check on negotiations in 2 weeks and a trial setting. Defendant MCKENDRICK ARRAIGNED, PLED NOT GUILTY AND INVOKED THE SIXTY(60) DAY RULE. COURT ORDERED, matter SET for trial and status check.

CUSTODY

3-13-19 8:30 AM STATUS CHECK NEGOTIATIONS

4-22-19 9:30 AM CALENDAR CALL

C-19-338224-1

4-29-19 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

C-19-338224-1 State of Nevada
vs
Sean McKendrick

March 13, 2019 8:30 AM Status Check

HEARD BY: Bonaventure, Joseph T. **COURTROOM:** RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	McKendrick, Sean Michael	Defendant
	Peterson, Christopher	Attorney
	State of Nevada	Plaintiff
	Turner, Robert B.	Attorney

JOURNAL ENTRIES

- Mr. Peterson advised he's standing in for Ms. Simmons and requested a continuance. Mr. Turner stated there's no need to continue, matters can be re-calendared if negotiated. Mr. Peterson stated Ms. Simmons would like a 2 week continuance for this to get worked out. Defendant stated he would like to plead guilty to battery by prisoner. Court informed the Defendant the Court does not get involved in the negotiations and ORDERED, proceedings CONTINUED. Defendant requested a bail reduction. COURT ORDERED, request DENIED, and directed the Defendant to have counsel file the motion in writing. Defendant stated he's not spoken with counsel once. Mr. Peterson advised he will speak with Ms. Simmons. Court directed counsel to go and see the Defendant.

CUSTODY

3-27-19 8:30 AM STATUS CHECK; NEGOTIATIONS

4-22-19 9:30 AM CALENDAR CALL

C-19-338224-1

4-29-19 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 27, 2019**

C-19-338224-1 State of Nevada
vs
Sean McKendrick

March 27, 2019 8:30 AM Status Check

HEARD BY: Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Louisa Garcia**RECORDER:** De'Awna Takas**REPORTER:****PARTIES**

PRESENT:	McKendrick, Sean Michael	Defendant
	Simmons, Kara M.	Attorney
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Ms. Simmons stated the District Attorney attached a copy of the indictment on the back of the plea agreement versus an amended information. The Defendant will be pleading to one Count of battery by prisoner and, for efficiency sake, suggested all the Counts be stricken but Count 1. COURT SO NOTED.

NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. MCKENDRICK ARRAIGNED AND PLED GUILTY TO BATTERY BY PRISONER (F). Court ACCEPTED plea, and, ORDERED, matter referred to the Division of Parole and Probation (P & P) and SET for sentencing. Ms. Simmons requested the bail be modified to reflect the charge Deft. currently pled to. Opposition by State. Statement by Ms. Simmons regarding criminal history. COURT ORDERED, Bail REDUCED to \$10,000.00.

CUSTODY

5/13/19 8:30 AM SENTENCING (COUNT 1)

PRINT DATE: 08/08/2019

Page 6 of 12

Minutes Date: February 20, 2019

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 10, 2019

C-19-338224-1 State of Nevada
 vs
 Sean McKendrick

June 10, 2019

9:30 AM

Sentencing

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Alan Castle

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:

Public Defender
Simmons, Kara M.
State of Nevada
Wolfson, Steven B

Attorney
Attorney
Plaintiff
Attorney

JOURNAL ENTRIES

- Defendant NOT BEING PRESENT, Upon Court's inquiry, counsel unable to make representation.
At the request of the State, COURT ORDERED, BENCH WARRANT WILL ISSUE, NO BAIL.

B.W. (BOND)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 01, 2019

C-19-338224-1 State of Nevada
 vs
 Sean McKendrick

July 01, 2019

9:30 AM

Bench Warrant Return

HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: Patti Slattery

REPORTER:

PARTIES

PRESENT:	McKendrick, Sean Michael	Defendant
	Simmons, Kara M.	Attorney
	Sisolak, Ashley L.	Attorney
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Ms. Sisolak advised the case is Ms. Simmons who's in Justice Court; the intention is to ask for 2/48 recommended by Parole and Probation with the 184 program; if inclined to follow that the case can be handled, or swapped out. Court noted the intention of the State to file for habitual treatment and at the request of Ms. Sisolak ORDERED, proceedings TRAILED for the presence of Ms. Simmons.

MATTER RECALLED:

Court noted the intention of the State to seek habitual treatment. Ms. Simmons requested a sentencing date, inquiring as to the date of notice as she did not see it. Court stated it's been filed and seen in Odyssey, the date is unknown and ORDERED, matter SET for sentencing.

CUSTODY

7-15-19 9:30 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

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

C-19-338224-1 State of Nevada
vs
Sean McKendrick

July 15, 2019**9:30 AM****Sentencing****HEARD BY:** Bluth, Jacqueline M.**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Keith Reed**RECORDER:** De'Awna Takas**REPORTER:****PARTIES**

PRESENT:	Albright, Brandon B.	Attorney
	McKendrick, Sean Michael	Defendant
	Simmons, Kara M.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Argument by Ms. Simmons in regards to her objection to the Court's review of Police Reports for sentencing. Argument in support of Court's review of Police Reports and in support of habitual criminal treatment by Mr. Albright. Court stated all has been read and considered. Argument and exhibits in support of large habitual criminal treatment by Mr. Albright. Exhibits Presented (See Worksheet). Statement by Defendant. Argument in opposition of habitual criminal treatment by Ms. Simmons. Pursuant to Habitual Statute NRS 207.010, Defendant MCKENDRICK ADJUDGED GUILTY OF BATTERY BY PRISONER (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee including testing to determine genetic markers, \$3.00 DNA Collection fee and \$250.00 Indigent Defense Civil Assessment fee, Defendant SENTENCED TO LIFE in the Nevada Department of Corrections WITH MINIMUM PAROLE ELIGIBILITY AFTER TEN (10) YEARS; FIFTY-NINE (59) DAYS credit for time served. Court recommends the Defendant for the 184 Program.

NDC

CASE NO. C-19-338224-1
DEPT. NO. VI
DDA BRANDON ALBRIGHT (L3)

Defendant(s): SEAN MICHAEL MCKENDRICK, #7068215

Case No(s): 18AGJ225X (RANDOMLY TRACKS TO DC VI & XVII)

Charge(s): (2) CTS - BATTERY BY PRISONER (Category B Felony - NRS 200.481(2)(F) - NOC 50229);
(1) CT - ATTEMPT MURDER (Category B Felony - NRS 200.010, 200.030, 193.330 - NOC 50029);
(1) CT - ATTEMPT BATTERY WITH SUBSTANTIAL BODILY HARM (Category D Felony/Gross Misdemeanor - NRS 200.481, 193.330 - NOC 50244/50245)

Def. Counsel(s): PUBLIC DEFENDER

2/27 @ 8³⁰

WARRANT (1 WEEK) - \$100,000 w/ high level monitoring
DEFT IN CUSTODY @ CCDC (19F01767X - PH 2/28 IN JC 7)

LVJC CASE TO BE DSM'D 19F01767X

Exhibits:

- WA 1. Proposed Indictment
- WA 2. Jury Instructions
- WA 3. Photo

Exhibits 1 - 3 to be lodged with the Clerk of the Court.

Case No.: C 338224

C338224

July 15, 2019

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JACQUELINE M. BLUTH

KEITH REED

ST. OF NEVADA

DE'AWNATAKAS

vs.

SEAN MICHAEL MCKENDRICK

BRANDON ALBRIGHT

STATE'S EXHIBITS

BS
BS
BS

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; JUDGMENT OF CONVICTION (PLEA OF GUILTY); DISTRICT COURT
MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

SEAN MICHAEL MCKENDRICK,

Defendant(s).

Case No: C-19-338224-1

Dept No: VI

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 8 day of August 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk