

*Steven D. Grierson*

Electronically Filed  
Aug 19 2019 11:48 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,

12 DEFENDANT,

Case No. C-19-338224-1 x

Dept. No. 6th x

Docket \_\_\_\_\_

13  
14 NOTICE OF APPEAL

15 Notice is hereby given that the DEFENDANT,  
16 \_\_\_\_\_, 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, 8-13-19 x

22  
23 Respectfully Submitted,

24 Sean McKendrick x

25 In Proper Person

26  
27 AUG 15 2019  
28 CLERK OF THE COURT

**CERTIFICATE OF SERVICE BY MAILING**

I, Sean McKendrick, hereby certify, pursuant to NRCP 5(b), that on this 8 day of 13, 2019, I mailed a true and correct copy of the foregoing, "Indigent Conditions"

NDA

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 13 day of 8, 2019.

Sean McKendrick  
Sean McKendrick # 84624  
/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 C-19-338024-1 x

☒ 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 *Sean McKendrick*  
Signature

8-13-19 x  
Date

x Sean McKendrick  
Print Name

DEFENDANT  
Title

Sean McEnroe 84624  
P.O. Box 605  
Indian Springs, NV. 89070

**INTAKE**  
**INLET 3763**

33

PRISON 69155

High Desert State Prison

Eighth Judicial District Court  
200 Lewis Avenue - 3rd Floor  
Las Vegas NV. 89155-1160

UNIT 1 A/B

AUG 12 2019

HIGH DESERT STATE PRISON



1 ASTA

2  
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4  
5  
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 SEAN MICHAEL MCKENDRICK,

13 Defendant(s),

Case No: C-19-338224-1

Dept No: VI

14  
15  
16 **CASE APPEAL STATEMENT**

17  
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: Yes

Supreme Court Docket Number(s): 79372

12. Child Custody or Visitation: N/A

Dated This 15 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: <b>07/23/2019 Closed</b>	
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

		Lead Attorneys
<b>Defendant</b>	<b>McKendrick, Sean Michael</b>	<b>Public Defender</b> <i>Retained</i> 702-455-4685(W)
<b>Plaintiff</b>	<b>State of Nevada</b>	<b>Wolfson, Steven B</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 <i>Filed By: Plaintiff State of Nevada 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) <i>Party: Defendant McKendrick, Sean Michael Notice of Appeal</i>
08/06/2019	 Motion <i>Filed By: Defendant McKendrick, Sean Michael 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

08/15/2019  Notice of Appeal (criminal)  
Notice of Appeal

08/15/2019  Case Appeal Statement  
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 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*

# CASE SUMMARY

CASE NO. C-19-338224-1

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;

Journal Entry Details:

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 ;

04/22/2019 **CANCELED Calendar Call** (9:30 AM) (Judicial Officer: Bixler, James)  
Vacated

04/29/2019 **CANCELED Jury Trial** (1:00 PM) (Judicial Officer: Vacant, DC 6)  
Vacated

06/10/2019 **Sentencing** (9:30 AM) (Judicial Officer: Bluth, Jacqueline M.)

## 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:

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);

07/01/2019  **Bench Warrant Return** (9:30 AM) (Judicial Officer: Jones, Tierra)

Events: 06/27/2019 Bench Warrant Return

Matter Heard;

Journal Entry Details:

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;

07/15/2019  **Sentencing** (9:30 AM) (Judicial Officer: Bluth, Jacqueline M.)

Defendant Sentenced;

Journal Entry Details:

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

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

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

	<i>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>
08/19/2019	<b>Hearing on Credit For Time Served</b> (9:30 AM) (Judicial Officer: Herndon, Douglas W.) <i>Defendant's Motion for Additional Credit for Time Served</i>
01/07/2020	<b>CANCELED Show Cause Hearing</b> (9:30 AM) (Judicial Officer: Bell, Linda Marie) <i>Vacated - Moot</i>

**DATE**

**FINANCIAL INFORMATION**

<b>Defendant</b> McKendrick, Sean Michael	
Total Charges	3.50
Total Payments and Credits	3.50
<b>Balance Due as of 8/15/2019</b>	<b>0.00</b>

*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 18<sup>th</sup> day of July, 2019.

7  
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**

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

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**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**

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

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**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**

<b>PRESENT:</b>	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**

<b>PRESENT:</b>	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: 08/15/2019

Page 6 of 12

Minutes Date: February 20, 2019



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 10, 2019**

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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**

<b>PRESENT:</b>	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**

<b>PRESENT:</b>	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 @ 8<sup>30</sup>

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.

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Case No.: C 338224

C338224

July 15, 2019

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JACQUELINE M. BLUTH

KEITH REED

ST. OF NEVADA

DE'AWNA TAKAS

BRANDON ALBRIGHT

SEAN MICHAEL MCKENDRICK

## 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 15 day of August 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk