

Electronically Filed  
Aug 21 2019 08:36 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

NOASC  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
JONATHAN E. VANBOSKERCK  
Chief Deputy District Attorney  
Nevada Bar #006528  
200 Lewis Street  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

v.

ARTHUR LEE SEWALL, aka  
Arthur Lee Sewall, Jr.,  
#1030933,

Defendant.

Case No. C-18-330650-1  
Dept. No. XXI

**NOTICE OF APPEAL**

TO: ARTHUR LEE SEWALL, Defendant; and

TO: CHRISTOPHER ORAM, ESQ., JOEL MANN, ESQ. Counsels for Defendant;  
and

TO: VALERIE ADAIR, District Judge, Eighth Judicial District Court,  
Dept. No. XXI.

NOTICE IS HEREBY GIVEN THAT THE STATE OF NEVADA, Plaintiff in the  
above entitled matter, appeals to the Supreme Court of Nevada, pursuant to NRS 177.015(2)  
from the order the district court orally rendered August 20, 2019, granting Defendant's Motion  
to Suppress.

Dated this 20<sup>th</sup> day of August, 2019.

STEVEN B. WOLFSON,  
Clark County District Attorney

BY /s/ Jonathan E. VanBoskerck  
JONATHAN E. VANBOSKERCK  
Chief Deputy District Attorney  
Nevada Bar #006528

1                                   **CERTIFICATE OF ELECTRONIC TRANSMISSION**

2           I hereby certify that service of the above and foregoing was made this 20<sup>th</sup> day of  
3 August, 2019, by electronic transmission to:

4  
5                                   CHRISTOPHER ORAM, ESQ  
6                                   Email: [contact@christopheroramlaw.com](mailto:contact@christopheroramlaw.com)

7                                   JOEL MANN, ESQ.  
8                                   Email: [joel@legalmann.com](mailto:joel@legalmann.com)

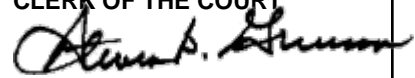
9                                   JONATHAN E. VANBOSKERCK  
10                                  Chief Deputy District Attorney

11           I further certify that I served a copy of this document by mailing a true and correct copy  
12 thereof, postage pre-paid, addressed to:

13                                   JUDGE VALERIE ADAIR  
14                                   Eighth Judicial District Court, Dept. 21  
15                                   Regional Justice Center  
16                                   200 Lewis Avenue  
17                                   Las Vegas, Nevada 89101

18  
19                                   BY /s/ E. Davis  
20                                   Employee, District Attorney's Office

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ASTA  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
JONATHAN E. VANBOSKERCK  
Chief Deputy District Attorney  
Nevada Bar #006528  
200 Lewis Street  
Las Vegas, Nevada 89155-2212  
(702) 671-2750  
Attorney for Plaintiff

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

-vs-

ARTHUR LEE SEWALL, aka  
Arthur Lee Sewall, Jr.,  
#1030933,

Defendant.

Case No. C-18-330650-1  
Dept. No. XXI

**CASE APPEAL STATEMENT**

**1. Name of appellant filing this case appeal statement:**

The State of Nevada / Clark County District Attorney

**2. Identify the judge issuing the decision, judgment, or order appealed from:**

Judge Valerie Adair

**3. Identify all parties to the proceedings in the district court:**

Arthur Lee Sewall

The State of Nevada

**4. Identify all parties involved in this appeal:**

Arthur Lee Sewall

The State of Nevada

1           **5. Name, law firm, address, and telephone number of all counsel on appeal**  
2 **and party or parties whom they represent:**

3 JONATHAN E. VANBOSKERCK  
4 Chief Deputy District Attorney  
5 Nevada Bar #006528  
6 Clark County District Attorney  
7 Regional Justice Center  
8 200 Lewis Avenue  
9 Post Office Box 552212  
10 Las Vegas, Nevada 89155-2212  
11 (702) 671-2750

CHRISTOPHER ORAM, ESQ.  
Nevada Bar No. 004349  
520 South Fourth Street, 2<sup>ND</sup> Floor  
Las Vegas, NV 89101  
(702) 384-5563  
JOEL MANN, ESQ.  
Nevada Bar No. 008174  
601 South 7<sup>th</sup> Street  
Las Vegas, Nevada 89101  
(702) 474-6266

12 Counsel for Appellant  
13 State of Nevada

Counsels for Respondent  
Arthur Lee Sewall

14           **6. Indicate whether appellant was represented by appointed or retained**  
15 **counsel in the district court:**     Appointed

16           **7. Indicate whether appellant is represented by appointed or retained counsel**  
17 **on appeal:**     Appointed

18           **8. Indicate whether appellant was granted leave to proceed in forma pauperis,**  
19 **and the date of entry of the district court order granting such leave:**     N/A

20           **9. Date proceedings commenced in the district court:**

Indictment was filed March 16, 2018.

21           **DATED** this 20<sup>th</sup> day of August, 2019.

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

22           BY     /s/ Jonathan E. VanBoskerck

23                     \_\_\_\_\_  
24 JONATHAN E. VANBOSKERCK  
25 Chief Deputy District Attorney  
26 Nevada Bar #006528  
27 Office of the Clark County District Attorney  
28

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2           I hereby certify that service of the above and foregoing was made this 20<sup>th</sup> day of  
3 August, 2019, by electronic transmission to:

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5                                   CHRISTOPHER ORAM, ESQ  
Email: [contact@christopheroramlaw.com](mailto:contact@christopheroramlaw.com)

6                                   JOEL MANN, ESQ.  
7 Email: [joel@legalmann.com](mailto:joel@legalmann.com)

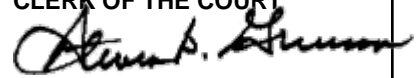
8                                   JONATHAN E. VANBOSKERCK  
9 Chief Deputy District Attorney

10           I further certify that I served a copy of this document by mailing a true and correct copy  
11 thereof, postage pre-paid, addressed to:

12                                   JUDGE VALERIE ADAIR  
13 Eighth Judicial District Court, Dept. 21  
14 Regional Justice Center  
200 Lewis Avenue  
15 Las Vegas, Nevada 89101

16  
17  
18 BY /s/ E. Davis  
Employee, District Attorney's Office

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**REQT**

STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
JONATHAN E. VANBOSKERCK  
Chief Deputy District Attorney  
Nevada Bar #006528  
Regional Justice Center  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,  
Plaintiff,

-vs.-

ARTHUR LEE SEWALL, aka  
Arthur Lee Sewall, Jr.,  
#1030933,

Defendant.

Case No. C-18-330650-1

Dept. No. XXI

**REQUEST FOR ROUGH DRAFT TRANSCRIPT**

TO: ROBIN PAGE, COURT RECORDER – DEPT. NO. XXI

THE STATE OF NEVADA, Appellant named above, requests preparation of a rough draft transcript of certain portions of the proceedings before the district court, as follows:

**JUNE 13, 2019**

**Status Check: Argument on Motion to Suppress**

**JULY 11, 2019**

**Status Check: Motion to Suppress**

**AUGUST 20, 2019**

**Court's Decision on Motion to Suppress**

This notice requests a transcript of only those portions of the district court proceedings which counsel reasonably and in good faith believes are necessary to determine whether appellate issues are present. Voir dire examination of jurors, opening statements and closing

1 arguments of trial counsel, and the reading of jury instructions shall not be transcribed unless  
2 specifically requested above.

3 I recognize that I must personally serve a copy of this form on the above named Court  
4 Recorder and opposing counsel, and that the above named Court Recorder shall have twenty  
5 (20) days from the receipt of this notice to prepare an original plus two copies at State expense  
6 and file with the district court clerk the original rough draft transcript(s) requested herein.

7 Further, pursuant to NRAP 3C(d)(3)(iii), **the court recorder shall deliver copies of**  
8 **the rough draft transcript to appellant's counsel and respondent's counsel** no more than  
9 twenty (20) days after the date of the this request.

10 Dated this 20<sup>th</sup> day of August, 2019.

11  
12  
13 BY /s/ Jonathan E. VanBoskerck

14 JONATHAN E. VANBOSKERCK

15 Chief Deputy District Attorney

16 Nevada Bar #006528

17 Office of the Clark County District Attorney

18 Regional Justice Center

19 200 Lewis Avenue

20 Post Office Box 552212

21 Las Vegas, Nevada 89155-2212

22 (702) 671-2750

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that service of the foregoing Request for Rough Draft Transcript was  
3 made via e-filing courtesy copy notification, and electronic transmission on August 20, 2019  
4 to:

5 ROBIN PAGE  
6 Court Recorder  
7 District Court Dept. XXI  
8 [pagerow@clarkcountycourts.us](mailto:pagerow@clarkcountycourts.us)

9 CHRISTOPHER ORAM, ESQ.  
10 Email: [contact@christopheroramlaw.com](mailto:contact@christopheroramlaw.com)

11 JOEL MANN, ESQ.  
12 Email: [joel@legalmann.com](mailto:joel@legalmann.com)

13 BY /s/ E. Davis  
14 Employee, District Attorney's Office

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## EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY****CASE NO. C-18-330650-1**

**State of Nevada**  
**vs**  
**Arthur Sewall**

§  
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§

Location: **Department 21**  
 Judicial Officer: **Adair, Valerie**  
 Filed on: **03/16/2018**  
 Case Number History:  
 Cross-Reference Case Number: **C330650**  
 Defendant's Scope ID #: **1030933**  
 Grand Jury Case Number: **17CGJ023X**  
 ITAG Case ID: **1967138**

**CASE INFORMATION**

<b>Offense</b>	<b>Statute</b>	<b>Deg</b>	<b>Date</b>	<b>Case Type:</b>	<b>Felony/Gross Misdemeanor</b>
1. MURDER WITH USE OF A DEADLY WEAPON	200.010	F	05/08/1997	Case Status:	<b>03/23/2018 Reactivated</b>

**Warrants**

Indictment Warrant - Sewall, Arthur Lee, Jr. (Judicial Officer: Herndon, Douglas W. )

03/27/2018 3:34 PM Returned - Served

03/16/2018 8:06 AM Active

Hold Without Bond

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


Case Number	C-18-330650-1
Court	Department 21
Date Assigned	03/23/2018
Judicial Officer	Adair, Valerie

**PARTY INFORMATION**


		<i>Lead Attorneys</i>
<b>Defendant</b>	<b>Sewall, Arthur Lee</b>	<b>Mann, Joel M.</b> <i>Retained</i> 7024746266(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**


03/16/2018

 Indictment  
*Indictment*

03/16/2018

 Warrant  
*Indictment Warrant*

03/19/2018

 Indictment Warrant Return

03/22/2018
















 Reporters Transcript  
*Reporter's Transcript of Proceedings - Grand Jury - Hearing - Volume 1 - March 8, 2018*

03/23/2018

 Notice of Department Reassignment

**CASE SUMMARY**

**CASE NO. C-18-330650-1**

03/26/2018	 Media Request and Order <i>Media Request And Order Allowing Camera Access To Court Proceedings</i>
03/28/2018	 Media Request and Order <i>Media Request And Order Allowing Camera Access To Court Proceedings</i>
03/29/2018	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Reporter's Transcript of Proceedings - Grand Jury - Hearing - 03/15/18 - Volume 2</i>
04/09/2018	 Media Request and Order <i>Media Request And Order Allowing Camera Access To Court Proceedings</i>
06/12/2018	 Receipt of Copy <i>Receipt of Copy</i>
08/08/2018	 Motion <i>Motion for discovery</i>
09/04/2018	 Receipt of Copy <i>Receipt of Copy</i>
09/20/2018	 Receipt of Copy <i>Receipt of Copy</i>
09/20/2018	 Receipt of Copy <i>Receipt of Copy</i>
10/19/2018	 Motion Filed By: Defendant Sewall, Arthur Lee <i>Motion to Suppress Illegally Obtained Statements</i>
11/07/2018	 Motion to Continue Trial Filed By: Defendant Sewall, Arthur Lee <i>Motion to Continue Trial Setting</i>
11/21/2018	 Opposition Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Suppress</i>
12/21/2018	 Reply Filed by: Defendant Sewall, Arthur Lee <i>Reply to States Opposition to Defendant's Motion to Suppress Illegally Obtained Statements</i>
02/04/2019	 Recorders Transcript of Hearing <i>Recorder's Transcript of Jackson v. Denno Hearing. 1.18.19</i>
04/29/2019	 Order Filed By: Defendant Sewall, Arthur Lee <i>Order to Produce Transcripts at State's Expense</i>
04/30/2019	 Recorders Transcript of Hearing

# CASE SUMMARY

## CASE NO. C-18-330650-1

Recorder's Transcript of Proceedings: Jackson v. Denno Hearing. 03.08.19

05/21/2019



### Supplement

Filed by: Defendant Sewall, Arthur Lee

*Supplemental Brief To Defendant s Motion To Suppress Illegally Obtained Statements*

06/10/2019



### Opposition

Filed By: Plaintiff State of Nevada

*State's Opposition to Defendant's Supplemental Brief to Suppress Illegally Obtained Statements*

08/20/2019



### Notice of Appeal (criminal)

Party: Plaintiff State of Nevada

*Notice of Appeal.*

08/20/2019



### Case Appeal Statement

Filed By: Plaintiff State of Nevada

*Case Appeal Statement.*

08/20/2019



### Request

Filed by: Plaintiff State of Nevada

*Request for Rough Draft Transcript.*

## HEARINGS

03/16/2018



### Grand Jury Indictment (11:45 AM) (Judicial Officer: Gonzalez, Elizabeth)

Matter Heard;

Journal Entry Details:

*Patti Hayden, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but has been excused for presentation to the Court. Stated presented Grand Jury Case Number 17CGJ023X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-18-330650-1, Department III. Ms. Weckerly requested a warrant and that Defendant continue on a no bail hold. COURT ORDERED, NO BAIL ISSUED INDICTMENT WARRANT ISSUED; matter SET for Arraignment. COURT FURTHER ORDERED, Exhibits 1-17 to be lodged with the Clerk of the Court. Upon inquiry of the Court, Stated advised there are no material witness warrants to be quashed. COURT ADDITIONALLY ORDERED, Las Vegas Justice Court case no. 18F00659X DISMISSED per State's request. I.W. (CUSTODY) 3/22/18 9:00 A.M. INITIAL ARRAIGNMENT (DEPT III - Herndon);*

03/22/2018



### Indictment Warrant Return (9:00 AM) (Judicial Officer: Herndon, Douglas W.)

Continued;

Journal Entry Details:

*Also present: JoNell Thomas, Special Public Defender and Alzora Jackson, Asst. Special Public Defender. Conference at the Bench. Court stated he needs to recuse himself from this matter, noting he previously prosecuted the defendant for various crimes. Pursuant to EDCR 1.30 and 1.31 this court ORDERS the case REASSIGNED to Department 21, matter CONTINUED. Mr. Mann stated is unable to confirm as private counsel for District Court. Mr. Pesci stated matter will be going in front of the death review. Court stated parties may discuss confirmation of counsel with the new department. Special Public Defender will contact Mr. Christensen as they have a conflict. BW CUSTODY 3/27/18 9:30 AM INDICTMENT WARRANT RETURN (DEPT. 21) ;*

03/27/2018



### Indictment Warrant Return (9:30 AM) (Judicial Officer: Adair, Valerie)

## MINUTES

Plea Entered;

Journal Entry Details:

*Ms. Weckerly stated the case would be reviewed at the end of the week. DEFT. SEWALL ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED,*

# CASE SUMMARY

CASE NO. C-18-330650-1

*matter set status check after the case review. COURT FURTHER ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript. CUSTODY 4/10/18 9:30 AM STATUS CHECK: TRIAL SETTING;*

## SCHEDULED HEARINGS



**Status Check: Trial Setting** (04/10/2018 at 9:30 AM) (Judicial Officer: Adair, Valerie)

04/10/2018



**Status Check: Trial Setting** (9:30 AM) (Judicial Officer: Adair, Valerie)

## MINUTES

Trial Date Set;

Journal Entry Details:

*Mr. Pesci stated the State would not be seeking the death penalty. Mr. Mann stated he was appointed by the Special Public Defender's office. Upon the Court's inquiry, counsel stated they would need 5-7 days for trial. Colloquy regarding Grand Jury transcripts. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript. Court directed counsel to be prepared to report on discovery, forensic testing and experts at the next hearing. COURT FURTHER, SET trial date and a status check date. CUSTODY 6/19/18 9:30 AM STATUS CHECK: TRIAL READINESS 11/29/18 9:30 AM CALENDAR CALL 12/3/18 9:30 AM JURY TRIAL ;*

## SCHEDULED HEARINGS



**Status Check: Trial Readiness** (06/19/2018 at 9:30 AM) (Judicial Officer: Bixler, James)

**06/19/2018, 08/07/2018, 09/25/2018**

**CANCELED Calendar Call** (11/29/2018 at 9:30 AM) (Judicial Officer: Adair, Valerie)

*Vacated*

**CANCELED Jury Trial** (12/03/2018 at 9:30 AM) (Judicial Officer: Adair, Valerie)

*Vacated*

06/19/2018



**Status Check: Trial Readiness** (9:30 AM) (Judicial Officer: Bixler, James)

**06/19/2018, 08/07/2018, 09/25/2018**

Matter Continued;

Matter Continued;

Matter Heard;

Journal Entry Details:

*Mr. Oram stated the he received the original discovery with DNA and would be handing over to his expert. Upon inquiry of the Court, counsel stated that everything was progressing on schedule. Court advised parties to appear at the Calendar Call. CUSTODY ;*

Matter Continued;

Matter Continued;

Matter Heard;

Journal Entry Details:

*Upon inquiry of the Court, Mr. Pesci stated that the underlying DNA data was picked up by the defense June 7th. Mr. Mann stated he received a CD with a lot of information that he still needed to sort through. Court directed Mr. Mann to isolate the information and get it to his expert. Colloquy regarding motion to suppress. Mr. Mann stated he received the first portion of the Defi's statement and would review and address any motions coming from that. Mr. Pesci stated there was nothing outstanding. Mr. Mann stated he was missing audio of other witness interviews and looking at the transcripts, there are sections were cut out or inaudible. Mr. Pesci stated he would look into additional copies adding that they may be on cassette or VHS. Mr. Ornoz stated there was nothing else to report, the investigation was moving forward and there was no offer. Court advised counsel that they were previously instructed to file the motion to suppress by early November and CONTINUED MATTER to late October. Court directed counsel to be prepared to report then on offers made and if the missing audio for interviews was provided. CUSTODY CONTINUED TO: 10/23/18 9:30 AM;*

Matter Continued;

Matter Continued;




Matter Heard;

Journal Entry Details:

*Colloquy regarding discovery. Mr. Pesci stated that he provided the defense the underlying*

# CASE SUMMARY

CASE NO. C-18-330650-1

	<p>data associated with the DNA results and there was nothing further to provide or to be tested. Mr. Oram stated he had no requests at the time but there was quite a bit of investigation left to do. Mr. Oram also stated that he would be filing a motion to suppress a statement made by the Deft. Court directed Mr. Oram to file the motion no later than early November to allow time for an evidentiary hearing. Mr. Mann requested the State provide a transcript of the first segment of the Deft's statement. Mr. Pesci stated the video was provided but would contact the detectives to see if it was transcribed and if not, request they have it transcribed. Court ORDERED, MATTER CONTINUED and directed counsel to report back about who the DNA expert that they intended to retain is and what else needs to be done in the investigation. CUSTODY 8/7/18 9:30 AM STATUS CHECK: TRIAL READINESS;</p>
08/21/2018	<p> <b>Motion for Discovery</b> (9:30 AM) (Judicial Officer: Adair, Valerie)</p> <p>Defendant's Motion for Discovery</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p>Ms. Weckerly stated that she forwarded the attachment to the motion to Metro as they usually fulfill all of the requirements. She added that the DNA analysis was done by Metro and a portion of the DNA was analyzed by an out of state technician and she requested all of the underlying data which she was told would take around a month. Court noted that the motion was unopposed and if Metro objected to the motion, they may appear. COURT ORDERED, MATTER CONTINUED and VACATED the status check set for 10/23/18. CUSTODY CONTINUED TO: 9/25/18 9:30 AM;</p>
10/30/2018	<p> <b>Motion to Suppress</b> (9:30 AM) (Judicial Officer: Adair, Valerie)</p> <p>Defendant's Motion to Suppress Illegally Obtained Statements</p> <p><b>MINUTES</b></p> <p>Hearing Set;</p> <p>Journal Entry Details:</p> <p>Ms. Weckerly requested the matter be continued to allow her to file an opposition. COURT SET HEARING. Mr. Mann stated that he was still waiting on DNA testing and may need to continue the trial. CUSTODY 11/29/18 9:30 AM HEARING;</p> <p><b>SCHEDULED HEARINGS</b></p> <p><b>Hearing</b> (12/04/2018 at 9:30 AM) (Judicial Officer: Adair, Valerie)</p>
11/27/2018	<p> <b>Motion to Continue Trial</b> (9:30 AM) (Judicial Officer: Adair, Valerie)</p> <p>Defendant's Motion to Continue Trial Setting</p> <p><b>MINUTES</b></p> <p>Granted;</p> <p>Journal Entry Details:</p> <p>Mr. Pesci stated that he had no objection to the motion. Mr. Oram stated that another one of his trials was going forward and requested to reset the trial at the next hearing to allow all counsel to be present. Mr. Oram also requested Mr. Mann be given time to reply to the State's motion to suppress. Court stated the reply would be due 12/11/18 and SET matter for status check. Court further noted that the argument on the motion will be passed. CUSTODY 12/4/18 9:30 AM STATUS CHECK: TRIAL SETTING;</p> <p><b>SCHEDULED HEARINGS</b></p> <p><b>Status Check: Trial Setting</b> (12/04/2018 at 9:30 AM) (Judicial Officer: Adair, Valerie)</p>
11/29/2018	<p><b>CANCELED Calendar Call</b> (9:30 AM) (Judicial Officer: Adair, Valerie)</p> <p>Vacated</p>
12/03/2018	<p><b>CANCELED Jury Trial</b> (9:30 AM) (Judicial Officer: Adair, Valerie)</p> <p>Vacated</p>
12/04/2018	<p><b>Hearing</b> (9:30 AM) (Judicial Officer: Adair, Valerie)</p> <p>Hearing Set;</p>
12/04/2018	<p><b>Status Check: Trial Setting</b> (9:30 AM) (Judicial Officer: Adair, Valerie)</p> <p>Trial Date Set;</p>

# CASE SUMMARY

CASE NO. C-18-330650-1

12/04/2018



**All Pending Motions** (9:30 AM) (Judicial Officer: Adair, Valerie)

## MINUTES

Matter Heard;

Journal Entry Details:

*HEARING...STATUS CHECK: TRIAL SETTING Court noted that the opposition was received. Counsel requested a Jackson v. Denno hearing to be set. COURT SET HEARING DATE and TRIAL DATE. CUSTODY 1/18/19 9:00 AM JACKSON VS. DENNO 10/31/19 9:30 AM CALENDAR CALL 11/4/19 9:30 AM JURY TRIAL - FIRM;*

## SCHEDULED HEARINGS

**Calendar Call** (10/31/2019 at 9:30 AM) (Judicial Officer: Adair, Valerie)

**Jury Trial - FIRM** (11/04/2019 at 9:00 AM) (Judicial Officer: Adair, Valerie)

01/18/2019



**Jackson v Denno Hearing** (9:00 AM) (Judicial Officer: Adair, Valerie)

**01/18/2019, 03/08/2019**

Matter Continued;

Court unavailable - pushing hearing one week

Counsel prefers that we move the Evid Hrg to 3/8/2019

Matter Heard;

Journal Entry Details:

*Kenneth Hefner SWORN and TESTIFIED. Mr. Mann requested the Court to review the video along with their supplemental. Ms. Weckerly advised she did not see a need for a supplemental being that the Court had the video. COURT NOTED based on the testimony it did not see a supplemental as necessary. Mr. Mann argued including the factual testimony into the legal arguments would be most helpful to the Court. Colloquy regarding transcript. COURT ORDERED, Defendant's Supplemental filing due by March 29, 2019; State's Answer/Reply due April 8, 2019. COURT FURTHER ORDERED, Status Check SET regarding trial readiness or any additional argument. 04/25/19 9:30 AM STATUS CHECK: TRIAL READINESS;*

Matter Continued;

Court unavailable - pushing hearing one week

Counsel prefers that we move the Evid Hrg to 3/8/2019

Matter Heard;

Journal Entry Details:

*Testimony and exhibits presented. (See worksheets) Court ORDERED, per Mr. Oram's request, transcripts to be prepared from the day's hearing. COURT FURTHER ORDERED, MATTER CONTINUED. CUSTODY CONTINUED TO: 2/22/19 9:00 AM;*

04/25/2019



**Status Check** (9:30 AM) (Judicial Officer: Adair, Valerie)

**04/25/2019, 06/13/2019, 07/11/2019, 08/20/2019**

*Status Check: Motion to Suppress*

Matter Continued;

Continued;

Continued;

Journal Entry Details:

*COURT FINDS the statement to be voluntary and advised it will issue a minute order regarding the Defendant's custodial status at the time of the statement. Upon Court's inquiry, Mr. Oram advised they are moving forward with trial preparation and have been speaking to the State about possible resolutions. State noted there is nothing outstanding and anticipates being ready for trial. COURT ORDERED, matter CONTINUED. CUSTODY CONTINUED TO: 8/20/19 9:30 AM;*

Matter Continued;

Continued;

Continued;

Journal Entry Details:

*Mr. Mann argued the statement was involuntary, coerced, noted the Defendant was in custody at the time, and that he was not read the Miranda warning. Further, Mr. Mann argued that the Defendant asked to leave, for his wife, and an attorney. State argued the Court watched the video and argued the Defendant understood what he said could be used against him, noting he was a former officer. Mr. Mann argued that laws change and the Defendant was an officer over 20 years ago. COURT ORDERED, matter CONTINUED for Decision. CUSTODY*

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. C-18-330650-1**

	<p><i>CONTINUED TO: 7/11/19 9:30 AM;</i>  Matter Continued;  Continued;  Continued;  Journal Entry Details:  <i>Court noted that defense counsel asked to file a supplemental brief. Mr. Mann stated that he was waiting on the transcript and would need two weeks upon receipt. COURT ORDERED, MATTER CONTINUED for argument on the Motion to Suppress. As to trial readiness, Mr. Oram stated that he would be filing motions and was working on a resolution with the State. CUSTODY CONTINUED TO: 6/13/19 9:30 AM;</i></p>
10/17/2019	<b>Status Check: Trial Readiness</b> (9:30 AM) (Judicial Officer: Adair, Valerie)
10/31/2019	<b>Calendar Call</b> (9:30 AM) (Judicial Officer: Adair, Valerie)
11/04/2019	<b>Jury Trial - FIRM</b> (9:00 AM) (Judicial Officer: Adair, Valerie)
DATE	FINANCIAL INFORMATION

<b>Defendant</b> Sewall, Arthur Lee	
Total Charges	13.00
Total Payments and Credits	13.00
<b>Balance Due as of 8/21/2019</b>	<b>0.00</b>

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 16, 2018**

---

C-18-330650-1      State of Nevada  
vs  
Arthur Sewall

---

**March 16, 2018      11:45 AM      Grand Jury Indictment**

**HEARD BY:** Gonzalez, Elizabeth      **COURTROOM:** No Location

**COURT CLERK:** Kory Schlitz  
Christopher Darling

**RECORDER:** Jill Hawkins

**REPORTER:**

**PARTIES**

**PRESENT:**      State of Nevada      Plaintiff  
Weckerly, Pamela C      Attorney

**JOURNAL ENTRIES**

- Patti Hayden, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but has been excused for presentation to the Court. Stated presented Grand Jury Case Number 17CGJ023X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-18-330650-1, Department III.

Ms. Weckerly requested a warrant and that Defendant continue on a no bail hold. COURT ORDERED, NO BAIL ISSUED INDICTMENT WARRANT ISSUED; matter SET for Arraignment. COURT FURTHER ORDERED, Exhibits 1-17 to be lodged with the Clerk of the Court.

Upon inquiry of the Court, Stated advised there are no material witness warrants to be quashed. COURT ADDITIONALLY ORDERED, Las Vegas Justice Court case no. 18F00659X DISMISSED per State's request.

I.W. (CUSTODY)

3/22/18 9:00 A.M. INITIAL ARRAIGNMENT (DEPT III - Herndon)

PRINT DATE: 08/21/2019

Page 1 of 19

Minutes Date: March 16, 2018





**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****March 22, 2018**

C-18-330650-1      State of Nevada  
vs  
Arthur Sewall

**March 22, 2018      9:00 AM      Indictment Warrant Return**

**HEARD BY:** Herndon, Douglas W.**COURTROOM:** RJC Courtroom 16C**COURT CLERK:** Deborah Miller**RECORDER:** Sara Richardson**REPORTER:****PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Also present: JoNell Thomas, Special Public Defender and Alzora Jackson, Asst. Special Public Defender.

Conference at the Bench. Court stated he needs to recuse himself from this matter, noting he previously prosecuted the defendant for various crimes. Pursuant to EDCR 1.30 and 1.31 this court ORDERS the case REASSIGNED to Department 21, matter CONTINUED. Mr. Mann stated is unable to confirm as private counsel for District Court. Mr. Pesci stated matter will be going in front of the death review. Court stated parties may discuss confirmation of counsel with the new department. Special Public Defender will contact Mr. Christensen as they have a conflict.

BW  
CUSTODY

3/27/18 9:30 AM INDICTMENT WARRANT RETURN (DEPT. 21)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 27, 2018**

---

C-18-330650-1      State of Nevada  
                                 vs  
                                 Arthur Sewall

---

**March 27, 2018      9:30 AM      Indictment Warrant Return**

**HEARD BY:** Adair, Valerie      **COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Jill Chambers

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C	Attorney

**JOURNAL ENTRIES**

- Ms. Weckerly stated the case would be reviewed at the end of the week. DEFT. SEWALL ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter set status check after the case review. COURT FURTHER ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript.

**CUSTODY**

4/10/18 9:30 AM STATUS CHECK: TRIAL SETTING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 10, 2018**

C-18-330650-1      State of Nevada  
vs  
Arthur Sewall

**April 10, 2018      9:30 AM      Status Check: Trial Setting**

**HEARD BY:** Adair, Valerie      **COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Jill Chambers

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Mr. Pesci stated the State would not be seeking the death penalty. Mr. Mann stated he was appointed by the Special Public Defender's office. Upon the Court's inquiry, counsel stated they would need 5-7 days for trial. Colloquy regarding Grand Jury transcripts. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript. Court directed counsel to be prepared to report on discovery, forensic testing and experts at the next hearing. COURT FURTHER, SET trial date and a status check date.

**CUSTODY**

6/19/18 9:30 AM STATUS CHECK: TRIAL READINESS

11/29/18 9:30 AM CALENDAR CALL

12/3/18 9:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****June 19, 2018**

C-18-330650-1      State of Nevada  
vs  
Arthur Sewall

**June 19, 2018****9:30 AM****Status Check: Trial  
Readiness****HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Jill Chambers**RECORDER:** Susan Schofield**REPORTER:****PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Colloquy regarding discovery. Mr. Pesci stated that he provided the defense the underlying data associated with the DNA results and there was nothing further to provide or to be tested. Mr. Oram stated he had no requests at the time but there was quite a bit of investigation left to do. Mr. Oram also stated that he would be filing a motion to suppress a statement made by the Deft. Court directed Mr. Oram to file the motion no later than early November to allow time for an evidentiary hearing. Mr. Mann requested the State provide a transcript of the first segment of the Deft's statement. Mr. Pesci stated the video was provided but would contact the detectives to see if it was transcribed and if not, request they have it transcribed. Court ORDERED, MATTER CONTINUED and directed counsel to report back about who the DNA expert that they intended to retain is and what else needs to be done in the investigation.

**CUSTODY**

8/7/18 9:30 AM STATUS CHECK: TRIAL READINESS

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****August 07, 2018**

C-18-330650-1      State of Nevada  
vs  
Arthur Sewall

**August 07, 2018      9:30 AM      Status Check: Trial  
Readiness**

**HEARD BY:** Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Jill Chambers**RECORDER:** Susan Schofield**REPORTER:****PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Upon inquiry of the Court, Mr. Pesci stated that the underlying DNA data was picked up by the defense June 7th. Mr. Mann stated he received a CD with a lot of information that he still needed to sort through. Court directed Mr. Mann to isolate the information and get it to his expert.

Colloquy regarding motion to suppress. Mr. Mann stated he received the first portion of the Deft's statement and would review and address any motions coming from that.

Mr. Pesci stated there was nothing outstanding. Mr. Mann stated he was missing audio of other witness interviews and looking at the transcripts, there are sections were cut out or inaudible. Mr. Pesci stated he would look into additional copies adding that they may be on cassette or VHS. Mr. Ornoz stated there was nothing else to report, the investigation was moving forward and there was no offer. Court advised counsel that they were previously instructed to file the motion to suppress by early November and CONTINUED MATTER to late October. Court directed counsel to be prepared

to report then on offers made and if the missing audio for interviews was provided.

CUSTODY

CONTINUED TO: 10/23/18 9:30 AM



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**August 21, 2018**

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C-18-330650-1      State of Nevada  
                                 vs  
                                 Arthur Sewall

---

**August 21, 2018      9:30 AM      Motion for Discovery**

**HEARD BY:** Adair, Valerie      **COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Jill Chambers

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C	Attorney

**JOURNAL ENTRIES**

- Ms. Weckerly stated that she forwarded the attachment to the motion to Metro as they usually fulfill all of the requirements. She added that the DNA analysis was done by Metro and a portion of the DNA was analyzed by an out of state technician and she requested all of the underlying data which she was told would take around a month. Court noted that the motion was unopposed and if Metro objected to the motion, they may appear. COURT ORDERED, MATTER CONTINUED and VACATED the status check set for 10/23/18.

**CUSTODY**

**CONTINUED TO:** 9/25/18 9:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 25, 2018**

---

C-18-330650-1      State of Nevada  
                                 vs  
                                 Arthur Sewall

---

**September 25, 2018      9:30 AM**

**Status Check: Trial  
Readiness**

**HEARD BY:**    Bixler, James

**COURTROOM:**    RJC Courtroom 11C

**COURT CLERK:**    Jill Chambers

**RECORDER:**    Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Mr. Oram stated the he received the original discovery with DNA and would be handing over to his expert. Upon inquiry of the Court, counsel stated that everything was progressing on schedule. Court advised parties to appear at the Calendar Call.

**CUSTODY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 30, 2018**

---

C-18-330650-1      State of Nevada  
                                 vs  
                                 Arthur Sewall

---

**October 30, 2018      9:30 AM      Motion to Suppress**

**HEARD BY:** Adair, Valerie      **COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Jill Chambers

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Folkestad, Jessie Lee	Attorney
	Mann, Joel M.	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C	Attorney

**JOURNAL ENTRIES**

- Ms. Weckerly requested the matter be continued to allow her to file an opposition. COURT SET HEARING.

Mr. Mann stated that he was still waiting on DNA testing and may need to continue the trial.

CUSTODY

11/29/18 9:30 AM HEARING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 27, 2018**

---

C-18-330650-1      State of Nevada  
                                 vs  
                                 Arthur Sewall

---

**November 27, 2018      9:30 AM      Motion to Continue Trial**

**HEARD BY:** Adair, Valerie      **COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Jill Chambers

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Mr. Pesci stated that he had no objection to the motion. Mr. Oram stated that another one of his trials was going forward and requested to reset the trial at the next hearing to allow all counsel to be present. Mr. Oram also requested Mr. Mann be given time to reply to the State's motion to suppress. Court stated the reply would be due 12/11/18 and SET matter for status check. Court further noted that the argument on the motion will be passed.

**CUSTODY**

12/4/18 9:30 AM STATUS CHECK: TRIAL SETTING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 04, 2018**

---

C-18-330650-1      State of Nevada  
                                 vs  
                                 Arthur Sewall

---

**December 04, 2018      9:30 AM      All Pending Motions**

**HEARD BY:** Adair, Valerie      **COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Jill Chambers

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Mann, Joel M.      Attorney  
                         Oram, Christopher R      Attorney  
                         State of Nevada      Plaintiff  
                         Weckerly, Pamela C      Attorney

**JOURNAL ENTRIES**

- HEARING...STATUS CHECK: TRIAL SETTING

Court noted that the opposition was received. Counsel requested a Jackson v. Denno hearing to be set. COURT SET HEARING DATE and TRIAL DATE.

CUSTODY

1/18/19 9:00 AM JACKSON VS. DENNO

10/31/19 9:30 AM CALENDAR CALL

11/4/19 9:30 AM JURY TRIAL - FIRM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 18, 2019**

C-18-330650-1      State of Nevada  
vs  
Arthur Sewall

**January 18, 2019      9:00 AM      Jackson v Denno Hearing**

**HEARD BY:** Adair, Valerie

**COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Jill Chambers

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C	Attorney

**JOURNAL ENTRIES**

- Testimony and exhibits presented. (See worksheets)

Court ORDERED, per Mr. Oram's request, transcripts to be prepared from the day's hearing. COURT FURTHER ORDERED, MATTER CONTINUED.

CUSTODY

CONTINUED TO: 2/22/19 9:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 08, 2019**

---

C-18-330650-1      State of Nevada  
                                 vs  
                                 Arthur Sewall

---

**March 08, 2019      9:00 AM      Jackson v Denno Hearing**

**HEARD BY:** Adair, Valerie      **COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Natalie Ortega

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C	Attorney

**JOURNAL ENTRIES**

- Kenneth Hefner SWORN and TESTIFIED. Mr. Mann requested the Court to review the video along with their supplemental. Ms. Weckerly advised she did not see a need for a supplemental being that the Court had the video. COURT NOTED based on the testimony it did not see a supplemental as necessary. Mr. Mann argued including the factual testimony into the legal arguments would be most helpful to the Court. Colloquy regarding transcript. COURT ORDERED, Defendant's Supplemental filing due by March 29, 2019; State's Answer/Reply due April 8, 2019. COURT FURTHER ORDERED, Status Check SET regarding trial readiness or any additional argument.

04/25/19 9:30 AM STATUS CHECK: TRIAL READINESS

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 25, 2019**

---

C-18-330650-1      State of Nevada  
                                 vs  
                                 Arthur Sewall

---

**April 25, 2019      9:30 AM      Status Check**

**HEARD BY:** Adair, Valerie      **COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Jill Chambers

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Mann, Joel M.      Attorney  
                         Sewall, Arthur Lee      Defendant  
                         State of Nevada      Plaintiff  
                         Weckerly, Pamela C      Attorney

**JOURNAL ENTRIES**

- Court noted that defense counsel asked to file a supplemental brief. Mr. Mann stated that he was waiting on the transcript and would need two weeks upon receipt. COURT ORDERED, MATTER CONTINUED for argument on the Motion to Suppress.

As to trial readiness, Mr. Oram stated that he would be filing motions and was working on a resolution with the State.

CUSTODY

CONTINUED TO: 6/13/19 9:30 AM



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 13, 2019**

C-18-330650-1      State of Nevada  
vs  
Arthur Sewall

**June 13, 2019      9:30 AM      Status Check**

**HEARD BY:** Adair, Valerie

**COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Athena Trujillo

**RECORDER:** Robin Page

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C	Attorney

**JOURNAL ENTRIES**

- Mr. Mann argued the statement was involuntary, coerced, noted the Defendant was in custody at the time, and that he was not read the Miranda warning. Further, Mr. Mann argued that the Defendant asked to leave, for his wife, and an attorney. State argued the Court watched the video and argued the Defendant understood what he said could be used against him, noting he was a former officer. Mr. Mann argued that laws change and the Defendant was an officer over 20 years ago. COURT ORDERED, matter CONTINUED for Decision.

CUSTODY

CONTINUED TO: 7/11/19 9:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**July 11, 2019**

C-18-330650-1      State of Nevada  
vs  
Arthur Sewall

**July 11, 2019      9:30 AM      Status Check**

**HEARD BY:** Adair, Valerie

**COURTROOM:** RJC Courtroom 11C

**COURT CLERK:** Athena Trujillo

**RECORDER:** Robin Page

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Mann, Joel M.	Attorney
	Oram, Christopher R	Attorney
	Pesci, Giancarlo	Attorney
	Sewall, Arthur Lee	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C	Attorney

**JOURNAL ENTRIES**

- COURT FINDS the statement to be voluntary and advised it will issue a minute order regarding the Defendant's custodial status at the time of the statement. Upon Court's inquiry, Mr. Oram advised they are moving forward with trial preparation and have been speaking to the State about possible resolutions. State noted there is nothing outstanding and anticipates being ready for trial. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 8/20/19 9:30 AM

**GRAND JURY INDICTMENTS RETURNED IN OPEN COURT MARCH 16, 2018**  
**(From Grand Jury sessions held on March 15, 2018)**

**JUDGE ELIZABETH GONZALEZ**  
**FOREPERSON PATTI HAYDEN**

**CHIEF DEPUTY DISTRICT ATTORNEY GIANCARLO PESCI (007135)**  
**CHIEF DEPUTY DISTRICT ATTORNEY PAM WECKERLY (006163)**  
**CHIEF DEPUTY DISTRICT ATTORNEY JOHN GIORDANI (012381)**  
**CHIEF DEPUTY DISTRICT ATTORNEY MICHAEL SCHWARTZER (010747)**

**CASE NO. C-18-330650-1**  
**DEPT. NO. III**  
**CDDA GIANCARLO PESCI (MVU)**

**Defendant(s): ARTHUR LEE SEWALL, aka, Arthur Lee Sewall Jr., #1030933**  
**Case No(s): 17CGJ023X (RANDOMLY TRACKS TO DC III)**  
**Charge(s): (1) CT - MURDER WITH USE OF A DEADLY WEAPON (Category A Felony**  
**- NRS 200.010, 200.030, 193.165 - NOC 50001)**  
**Def. Counsel(s): JOEL MANN**  
**WARRANT (1 WEEK) NO BAIL 3/22 9AM DL3**  
**DEFT IS IN CUSTODY @ CCDC (18F00659X - PH 3/20 IN JC 3)**  
**LVJC CASE TO BE DISM'D: 18F00659X**

**Exhibits:**

<b>wa 1. Proposed Indictment</b>	<b>wa 10. Photo</b>
<b>wa 2. Photo</b>	<b>wa 11. Photo</b>
<b>wa 3. Photo</b>	<b>wa 12. Photo</b>
<b>wa 4. Photo</b>	<b>wa 13. Photo</b>
<b>wa 5. Photo</b>	<b>wa 14. Photo</b>
<b>wa 6. Photo</b>	<b>wa 15. Photo</b>
<b>wa 7. Photo</b>	<b>wa 16. Photo</b>
<b>wa 8. Photo</b>	<b>wa 17. CD</b>
<b>wa 9. Photo</b>	

**Exhibits 1 - 17 to be lodged with the Clerk of the Court.**

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CASE NO. C330650

S:\COURT FORMS\EXHIBITS\Exhibit List.doc8/16/2016

## EXHIBITS

CASE NO.

Date Offered	Objection	Date Admitted
--------------	-----------	---------------



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

**STEVEN B. WOLFSON,**  
**DISTRICT ATTORNEY**  
**200 LEWIS ST.**  
**LAS VEGAS, NV 89155-2212**

**DATE: August 21, 2019**  
**CASE: C-18-330650-1**

**RE CASE:** STATE OF NEVADA vs. ARTHUR LEE SEWALL aka ARTHUR LEE SEWALL, JR.

NOTICE OF APPEAL FILED: August 20, 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

---

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; REQUEST FOR  
ROUGH DRAFT TRANSCRIPT; DISTRICT COURT DOCKET ENTRIES; DISTRICT COURT  
MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

ARTHUR LEE SEWALL  
aka ARTHUR LEE SEWALL, JR.,

Defendant(s).

Case No: C-18-330650-1

Dept No: XXI

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 21 day of August 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk



**EIGHTH JUDICIAL DISTRICT COURT  
CLERK OF THE COURT**

REGIONAL JUSTICE CENTER  
200 LEWIS AVENUE, 3<sup>rd</sup> FL.  
LAS VEGAS, NEVADA 89155-1160  
(702) 671-4554

Steven D. Grierson  
Clerk of the Court

Anntoinette Naumec-Miller  
Court Division Administrator

---

August 21, 2019

Elizabeth A. Brown  
Clerk of the Court  
201 South Carson Street, Suite 201  
Carson City, Nevada 89701-4702

RE: STATE OF NEVADA vs. ARTHUR LEE SEWALL aka ARTHUR LEE SEWALL, JR.  
D.C. CASE: C-18-330650-1

Dear Ms. Brown:

Please find enclosed a Notice of Appeal packet, filed August 21, 2019. Due to extenuating circumstances minutes from the date(s) listed below have not been included:

August 20, 2019

We do not currently have a time frame for when these minutes will be available.

If you have any questions regarding this matter, please contact me at (702) 671-0512.

Sincerely,  
STEVEN D. GRIERSON, CLERK OF THE COURT

A handwritten signature in black ink, appearing to read "Heather Ungermann".

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Heather Ungermann, Deputy Clerk