

No. 79554

IN THE SUPREME COURT OF THE STATE OF NEVADA

Electronically Filed
Apr 20 2020 03:48 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

CHRISTIAN STEPHON MILES,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

Appeal

From the Eighth Judicial District Court, Clark County
The Honorable Mary Kay Holthus, District Court Judge

APPELLANT'S APPENDIX
(Volume 1)

MARIO D. VALENCIA
Nevada Bar No. 6154
40 S. Stephanie St., Ste. 201
Henderson, NV 89012
(702) 384-7494
Attorney for Christian Stephon Miles

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Miles v. State

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FILED

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

MAR 11 8 23 PM 15

THE STATE OF NEVADA,

Plaintiff,

-vs-

CHRISTIAN STEPHON MILES
#2888634,

Defendant.

MAR 11 4 49 PM 15

JUSTICE COURT
LAS VEGAS NEVADA

BY
DEPUTY

JUSTICE COURT
LAS VEGAS NEVADA
BY TMM
DEPUTY

CASE NO: 15F03450X

DEPT NO: 2

CRIMINAL COMPLAINT

The Defendant above named having committed the crimes of SEX TRAFFICKING OF A CHILD UNDER 18 YEARS OF AGE (Category A Felony - NRS 201.300.2a1 - NOC 58004); FIRST DEGREE KIDNAPPING (Category A Felony - NRS 200.310, 200.320 - NOC 50053) and LIVING FROM THE EARNINGS OF A PROSTITUTE (Category D Felony - NRS 201.320 - NOC 51006), in the manner following, to-wit: That the said Defendant, on or between February 8, 2015 and February 13, 2015, at and within the County of Clark, State of Nevada,

COUNT 1 - SEX TRAFFICKING OF A CHILD UNDER 18 YEARS OF AGE

did wilfully, unlawfully, and feloniously harbor, obtain and/or maintain, G.K., a child under eighteen years of age, to engage in prostitution.

COUNT 2 - FIRST DEGREE KIDNAPPING

did wilfully, unlawfully, and feloniously, lead, take, entice, carry away or kidnap G.K., a minor, with the intent to keep, imprison, or confine said G.K., from BECKY YORK, her parents, guardians, or other person or persons having lawful custody of G.K., or with the intent to hold G.K. to unlawful service, or to perpetrate upon the person of G.K. any unlawful act, to-wit: prostitution.

COUNT 3 - LIVING FROM THE EARNINGS OF A PROSTITUTE

did then and there wilfully, unlawfully, feloniously, and knowingly accept, receive, levy, or appropriate money, without consideration, from G.K., the proceeds of prostitution activity.

15F03450X
CRM
Criminal Complaint
4828802



1 All of which is contrary to the form, force and effect of Statutes in such cases made and
2 provided and against the peace and dignity of the State of Nevada. Said Complainant makes
3 this declaration subject to the penalty of perjury.
4

5 Brian J. Kovel
6 03/10/15
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27 15F03450X/jw
28 LVMPD EV# 1502133799
(TK2)

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY NEVADA

THE STATE OF NEVADA)	CASE NO: 15F03450X
)	
PLAINTIFF)	DEPT. NO: 2
VS.)	
)	AGENCY: METRO-VICE
MILES, CHRISTIAN STEPHON)	
ID# 02888634)	
)	
DEFENDANT)	ARREST WARRANT
)	-----

THE STATE OF NEVADA,

TO: ANY SHERIFF, CONSTABLE, MARSHALL, POLICEMAN, OR PEACE OFFICER
IN THIS STATE:

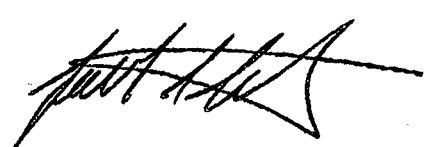
A COMPLAINT AND AN AFFIDAVIT UPON OATH HAS THIS DAY BEEN LAID
BEFORE ME ACCUSING MILES, CHRISTIAN STEPHON, OF THE CRIME(S):

COUNTS	CHARGE	BAIL: CASH	SURETY	PROPERTY
1	SEX TRAFFICKING OF CHI	NO BAIL		
1	KIDNAPPING OF MINOR, 1	NO BAIL		
1	ACCEPT/RCV EARNINGS OF	NO BAIL		

YOU ARE, THEREFORE, COMMANDED FORTHWITH TO ARREST THE ABOVE NAMED
DEFENDANT AND BRING HIM BEFORE ME AT MY OFFICE IN LAS VEGAS TOWNSHIP,
COUNTY OF CLARK, STATE OF NEVADA, OR IN MY ABSENCE OR INABILITY TO
ACT, BEFORE THE NEAREST AND MOST ACCESSIBLE MAGISTRATE IN THIS COUNTY.

THIS WARRANT MAY BE SERVED AT ANY HOUR OF THE DAY OR NIGHT.

GIVEN UNDER MY HAND THIS 13TH DAY OF MARCH, 2015.



JUSTICE OF THE PEACE IN AND FOR SAID TOWNSHIP
JOSEPH S SCISCENTO

15F03450X
AWF
Arrest Warrant - Face Sheet
4844176



Page <u>1</u> of <u>1</u>		LAS VEGAS METROPOLITAN POLICE DEPARTMENT TEMPORARY CUSTODY RECORD		I.D. #: <u>2888634</u>	Event #: <u>150324-2329</u>
DATE OF ARREST: <u>3/24/15</u>		TIME OF ARREST: <u>1430</u>		I.D. ESTAB. BY: <u>SCOPE</u>	
INTAKE NAME (AKA, ALIAS, ETC.) <u>Miles Christian</u>		TRUE NAME <u>SAME M.I.E.S CHRISTIAN STEPHON</u>			
ADDRESS <u>6559 Holly Bluff Court</u>		BLDG./APT. # 		CITY <u>LAS VEGAS</u>	STATE <u>NV</u> ZIP <u>89122</u>
DATE OF BIRTH <u>01/16/94</u>	RACE <u>B</u>	SEX <u>M</u>	HEIGHT <u>5'11"</u>	WEIGHT <u>185</u>	HAIR <u>BRN</u>
EYES <u>BRN</u>		SOCIAL SECURITY # <u>625-72-8825</u>		Speak English? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
LOCATION OF CRIME (# - Street - City - State - Zip) <u>Warrant Arrest</u>		<u>JZ</u>		Citizen Arrest <input checked="" type="checkbox"/> CC <input type="checkbox"/> LV Y <input checked="" type="checkbox"/> N	
LOCATION OF ARREST <u>2886 S. Nellis Blvd, Las Vegas, NV 89122</u>		PCN # 			
BKG. CODE	CHARGE ORD / NRS #	M GM F	ARR TYPE*	EVENT NUMBER	WARR / NCIC NUMBER
58004	<u>Sex Trafficking Child Under 18 NRS 201.300.2</u>	<input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>	WA		15F03450X
50053	<u>Kidnapping of Minor, 1st Degree, NRS 200.310</u>	<input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>	WA	<u>JC2</u>	15F03450X
51006	<u>Accept/Receive Earnings of Prostitute NRS 201</u>	<input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>	WA		15F03450X
		<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>			
	<u>muni Boulder City</u>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>			
		<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>			
ARREST TYPE: PC - PROBABLE CAUSE BS - BONDSMAN SURRENDER BW - BENCH WARRANT WA - WARRANT RM - REMAND GJI - GRAND JURY IND.					
Arresting Officer's Signature <u>M. Amundson</u>			OFFICER MUST SIGN SECOND PAGE WITH ORIGINAL SIGNATURE.		
(Print Name) P # Agency <u>M. Amundson / 1250 / HPD</u>			APPROVAL CONTROL # FOR ADDITIONAL CHARGES:		
Transporting Officer's Signature <u>M. Amundson</u>					
(Print Name) P # Agency <u>M. Amundson / 1250 / HPD</u>					
Time Stamp BOOKING					
<input type="checkbox"/> FOR PROBABLE CAUSE/NCIC HIT ARREST SEE PAGE TWO FOR DETAILS. <input type="checkbox"/> BENCH WARRANT SERVED ON _____ <input checked="" type="checkbox"/> WARRANT SERVED ON <u>3/24/15</u> <input type="checkbox"/> GRAND JURY INDICTMENT SERVED ON _____ TYPE OF I.D. FOR VERIFICATION _____					
CONFIDENTIAL					
PHOTO Emmergen Emm Lee Miles mother 702-280-2745					
16F03450X WADS Warrant Arrest Documents 4877208 					

84291 1:1 Q1d

Emm Lee Miles mother
702-280-2745

16F03450X
WADS
Warrant Arrest Documents
4877208



DECLARATION OF ARREST

"Click here to add/edit Event# and ID# on all pages"

Event #: 150324-2329I.D. #: 2888634

"PRINT"

True Name: CHRISTIAN MILES Date of Arrest: 03/24/2015 Time of Arrest: 1430**OTHER CHARGES RECOMMENDED FOR CONSIDERATION:**

Other Charges

THE UNDERSIGNED MAKES THE FOLLOWING DECLARATIONS SUBJECT TO THE PENALTY FOR PERJURY AND SAYS: That I am a peace officer with the Las Vegas Metropolitan Police Department, Clark County, Nevada, being so employed for a period of 16 Years.

That I learned the following facts and circumstances which lead me to believe that the above named subject committed (or was committing) the offense(s) of Warrants at the location of 2886 S. Nellis, Las Vegas, NV 89121, and that the offense(s) occurred at approximately 1430 hours on the 24th day of March, 2015, in the:

☒ County of Clark☐ City of Las Vegas**DETAILS FOR PROBABLE CAUSE:**

On above date and time, I, Detective J. Giannone #6225 of the Criminal Apprehension Team (CAT), made contact with Christian Miles #2888634 at 2886 S. Nellis, Las Vegas, NV. Miles was driving his vehicle, NV/933AXC, a convertible silver Volvo. Miles had several outstanding electronic felony warrants for Sex Trafficking of a Child Under 18, Kidnapping of a Minor, 1st degree and Accept/Receive Earnings of a Prostitute. Miles was taken into custody without incident and transported to CCDC for appropriate booking.

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor).

Declarant must sign all page(s)
with an original signature.

J. GIANNONE

Print Declarant's Name

Declarant's Signature

P#

**Justice Court, Las Vegas Township
Clark County, Nevada**

Court Minutes



15F03450X

State of Nevada vs. MILES, CHRISTIAN STEPHON

Lead Atty: Carmine James Colucci

3/26/2015 7:45:00 AM Arraignment (in custody)

Result: Matter Heard

PARTIES PRESENT: Attorney Colucci, Carmine James
Defendant MILES, CHRISTIAN STEPHON

Judge: Sciscento, Joseph S.
Prosecutor: Martinez, Samuel
Court Reporter: Ott, Shawn
Court Clerk: Jackson, Pamela

PROCEEDINGS

Attorneys: Colucci, Carmine James MILES, CHRISTIAN STEPHON Added

Hearings: 4/9/2015 9:00:00 AM: Preliminary Hearing Added

Events: **Custody Status Slip (No Custody Change)**
Arraignment Completed
Advised of Charges on Criminal Complaint, Waives Reading of Criminal Complaint
Counsel Appointed
C. Colucci
Bail Reset - Cash or Surety
Total Bail - \$150,000/150,000- A Source Hearing is to be held before Defendant is released.

1 CASE NO. C306486
 2 IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP
 3 COUNTY OF CLARK, STATE OF NEVADA
 4 -oOo-
 5
 6 THE STATE OF NEVADA,)
 7 Plaintiff,)
 8 vs.) CASE NO. 15F03450X
 9 CHRISTIAN MILES,)
 10 Defendant.)
 11
 12 REPORTER'S TRANSCRIPT OF PRELIMINARY HEARING
 13
 14
 15 BEFORE THE HON. JOSEPH S. SCISCENTO
 16 JUDGE OF THE PEACE
 17 Thursday, May 7, 2015
 18 11:55 A.M.
 19
 20 APPEARANCES:
 21 For the State: SAMUEL MARTINEZ, ESQ.
 22 Deputy District Attorney
 23 For the Defendant: CARMINE COLUCCI, ESQ.
 24
 25 Reported by: SHAWN E. O'FLYNN, DOB NO. 577

ORIGINAL

1 LAS VEGAS, CLARK COUNTY, NV, THURS., MAY 7, 2015
 2 11:55 A.M. Electronically Filed
 3 -oOo- 07/13/2015 11:10:53 AM
 4 PROCEEDINGS
 5 THE COURT: Christian Miles 15F03450X
 6 Mr. Miles is present in custody. This is the time
 7 set for the preliminary hearing. **CLERK OF THE COURT**
 8 State, how many witnesses?
 9 MR. MARTINEZ: I think we can do this with
 10 one, possibly two.
 11 THE COURT: Defense, do you have any
 12 possible witnesses?
 13 MR. COLUCCI: No.
 14 THE COURT: So anybody who is a witness or
 15 potential witness on the Miles matter, please wait
 16 outside, do not discuss your testimony with any other
 17 witnesses except for the first witness who is going
 18 to be --
 19 MR. MARTINEZ: Gabrielle King.
 20 THE COURT: Gabrielle King.
 21 MR. MARTINEZ: Correct.
 22 Whereupon,
 23 GABRIELLE KING,
 24 having been first duly sworn to testify to the truth,
 25 the whole truth and nothing but the truth, was

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1 examined and testified as follows:
 2 THE CLERK: Please be seated. State and
 3 spell your first and last name for the record.
 4 THE WITNESS: Gabrielle King,
 5 G-a-b-r-i-e-l-l-e, K-i-n-g.
 6 THE COURT: Ma'am, what I need to you to
 7 do is move up a little closer to the microphone, make
 8 sure you keep your voice high enough so it can be
 9 heard.
 10 State, you may proceed.
 11 MR. MARTINEZ: Thank you, Your Honor.
 12 DIRECT EXAMINATION
 13 BY MR. MARTINEZ:
 14 Q. Just so that you know, Gabrielle, this
 15 nice guy that's sitting in front of you is typing
 16 everything that you're saying, so if there is a yes
 17 or no question, just make you say "yes" or "no" and
 18 don't say "uh-huh" or just nod your head or anything.
 19 All right?
 20 A. Okay.
 21 Q. Gabrielle, when is your birthday?
 22 A. 3-2-98.
 23 Q. 3-2-98, so March 2nd, 1998?
 24 A. Yes.
 25 Q. So how old are you now?

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1 A. 17.
 2 Q. Now, I am going to turn your attention to
 3 February 8th, 2015, through February 13th, 2015.
 4 Okay?
 5 A. Uh-huh.
 6 Q. February of this year. Who were you
 7 living with at that time?
 8 A. My mom.
 9 Q. What is your mom's name?
 10 A. Becky York.
 11 Q. And were you living here in Las Vegas,
 12 Clark County, Nevada?
 13 A. Yes.
 14 Q. And did there come a point in time during
 15 that February time frame that I gave that you didn't
 16 want to live there anymore?
 17 A. Yes.
 18 Q. Where did you want to go?
 19 A. To my grandma's house.
 20 Q. And does she live here in Las Vegas, Clark
 21 County, Nevada, too?
 22 A. Yes.
 23 Q. And so you said you wanted to go to your
 24 grandma's house. How did you go about that?
 25 A. I was going to run away and leave with

1 he inboxed me back, and he was like I am outside. So
 2 I told him to come back tomorrow, but he's like I am
 3 already outside so just come, so I grabbed my bags
 4 and I left.
 5 Q. Did you tell your mom that you were
 6 leaving?
 7 A. No, I didn't.
 8 Q. Did the defendant tell your mom that you
 9 were leaving?
 10 A. No, he didn't.
 11 Q. Did he ask her for any permission to be
 12 able to leave with him?
 13 A. No.
 14 Q. Are you aware if your mom has actually
 15 ever met the defendant?
 16 A. No, she didn't.
 17 Q. So you went out to meet him, the
 18 defendant?
 19 A. Uh-huh.
 20 Q. What happened next?
 21 A. And then I got in his car with my bags and
 22 we started to drive off, and then my mom pulled up on
 23 the side of us trying to flag us down, but we got
 24 away from her.
 25 Q. Your mom was driving her car?

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1 Christian, and he was going to take me to my
 2 grandma's.
 3 Q. So you said you were going to leave with
 4 Chris?
 5 A. Uh-huh.
 6 Q. Did you call Chris?
 7 A. I inboxed him on Facebook.
 8 Q. You inboxed him on Facebook. And what did
 9 you say to him?
 10 A. I told him to come pick me up.
 11 Q. Do you see Chris in the courtroom today?
 12 A. Yes, I do.
 13 Q. Can you point to him and describe an
 14 article of clothing that he's wearing today?
 15 A. He's right there. He's got on a white
 16 shirt.
 17 Q. Is there any other color that you see?
 18 A. He got on a blue jumpsuit or blue --
 19 MR. MARTINEZ: Record reflect
 20 identification of the defendant?
 21 THE COURT: It shall.
 22 MR. MARTINEZ:
 23 Q. So you inboxed the defendant, and what
 24 happened after that?
 25 A. I inboxed him and I fell asleep, and then

1 A. Yes.
 2 Q. And she tried to catch up with you?
 3 A. Yes.
 4 Q. But she was not successful; is that right?
 5 A. Yes.
 6 Q. So where did you go after that?
 7 A. We went back to Chris house. No, first we
 8 went to Walmart and I stayed in the car while he went
 9 into Walmart.
 10 Q. Was there anybody else in the car?
 11 A. No, just me and him at the time.
 12 Q. The defendant went into Walmart, and you
 13 waited in the car?
 14 A. Yes.
 15 Q. How long do you think he was in Walmart?
 16 A. For like five minutes.
 17 Q. So did he eventually come back out?
 18 A. Yes, he did.
 19 Q. What happened next?
 20 A. And then we went to his house and he cut
 21 off my GPS. We grabbed one of his girls and we left
 22 and she went to go do a date, and we was in the car
 23 waiting for her, and then we went back to the house
 24 and he took pictures of me, and then we left and we
 25 went to The Suites.

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1 Q. Let me back up just a little bit. You
 2 said that he cut off your GPS. Were you wearing a
 3 device on your body?
 4 A. Yes, on my left leg.
 5 Q. And when he went into Walmart and then
 6 came back out, did he buy anything that you're aware
 7 of?
 8 A. I think so. I didn't know because I
 9 wasn't in Walmart with him but he got something.
 10 Q. What did he use to cut off the GPS device
 11 from your leg?
 12 A. I don't know what it's called, but it's
 13 like a little razor thing. I forgot what it looks
 14 like too.
 15 Q. Just know it's sharp?
 16 A. Yeah.
 17 Q. So he cut off the GPS device, and then you
 18 said that you met up with one of his girls?
 19 A. Uh-huh.
 20 Q. Is that a yes?
 21 THE COURT: Please answer yes or no.
 22 THE WITNESS: Okay. Yes.
 23 MR. MARTINEZ:
 24 Q. And do you remember her name?
 25 A. Portia.

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1 Q. And you said that you went to his house.
 2 Was that still here in Clark County?
 3 A. Yes.
 4 Q. And you had mentioned that he was taking
 5 pictures of you; is that correct?
 6 A. Yes.
 7 Q. What was the room like that he was taking
 8 those pictures of you in?
 9 A. It had green paper walls and big umbrella
 10 lights, and he just had a camera.
 11 Q. And was there anybody else in the room
 12 while he was taking pictures of you?
 13 A. No.
 14 Q. What were you wearing for the pictures?
 15 A. Regular clothes. It was I think like a
 16 half top and like some leggings.
 17 Q. Do you know why he was taking pictures of
 18 you?
 19 A. So he can post them on a site.
 20 Q. What kind of site?
 21 A. Like Craigslist, Backpage.
 22 Q. And why was he going to -- why did you
 23 post on those sites?
 24 MR. COLUCCI: Objection, calls for
 25 speculation.

1 MR. MARTINEZ:
 2 Q. Do you know why he was posting on these
 3 sites?
 4 A. So I can get clients as in Johns.
 5 MR. COLUCCI: Objection. There has been
 6 no foundation.
 7 THE COURT: Lay down a foundation as to
 8 how she knows this information.
 9 MR. MARTINEZ: Okay.
 10 Q. How do you know that's why he was posting
 11 on this?
 12 A. Because he was explaining to me to get
 13 down, like what he was going to do and what was going
 14 to happen, so he told me that he was going to post
 15 pictures on the site and I was going to get clients
 16 and I was going to have sex with them and I was going
 17 to get money and I was going to give it to him.
 18 Q. And the defendant explained that process
 19 to you?
 20 A. Basically, yes.
 21 Q. So after the pictures were taken, where
 22 did you go next?
 23 A. I went to The Suite on Boulder, and I
 24 spent the night there with him, and that night I
 25 didn't have no clients, so we just waited until the

1 next day.
 2 Q. Who was staying with you in The Suites?
 3 You said you spent the night with the defendant. Was
 4 there anybody else that was staying there to?
 5 A. No, just me and him.
 6 Q. So the next day what happened after you
 7 guys woke up?
 8 A. We went to go get me a phone because I
 9 didn't have one at the time, and then he processed
 10 some type of texting so where the clients would text
 11 my phone but he will also get the text and he would
 12 reply to them.
 13 Q. So he bought you the cell phone; is that
 14 correct?
 15 A. Yes.
 16 Q. And then associated with that cell phone,
 17 you had your own phone number?
 18 A. Yes.
 19 Q. So then you were talking about some sort
 20 of -- is it an app that the defendant has?
 21 A. Yes.
 22 Q. What does the app do?
 23 MR. COLUCCI: I am going to object unless
 24 some foundation is laid that she actually knows what
 25 she's testifying to.

1 THE COURT: As to the app itself?
 2 MR. COLUCCI: Yes.
 3 MR. MARTINEZ:
 4 Q. You mentioned the defendant had some sort
 5 of app or device on his phone; is that correct?
 6 A. Yes.
 7 Q. Did he tell you or explain to you what the
 8 purpose of that app or device was on his phone?
 9 A. No, but I know like --
 10 MR. COLUCCI: Objection.
 11 MR. MARTINEZ: She can at least --
 12 THE COURT: Hold on.
 13 THE COURT: She said, no.
 14 MR. COLUCCI: First she said, no. Did he
 15 explain, no, and then she started --
 16 THE COURT: But then she --
 17 Hold on a second.
 18 You want to reask does she have personal
 19 knowledge.
 20 MR. MARTINEZ:
 21 Q. Are you familiar with that particular
 22 application?
 23 A. Yes.
 24 Q. How are you familiar with that
 25 application?

1 posting ads on different websites. Did you start
 2 getting responses from those ads to your cell phone?
 3 MR. COLUCCI: Objection. There is no
 4 foundation for that either, that she knows what he
 5 was posting on other websites.
 6 MR. MARTINEZ: She testified previously
 7 that he had explained why he was taking the pictures
 8 and that he was going to post her photos on different
 9 websites, and I am asking if she got responses to her
 10 phone.
 11 THE COURT: Yes, he's just asking if she
 12 got responses, not what she saw put up there, so I'll
 13 allow that question to stand.
 14 MR. MARTINEZ:
 15 Q. So did you get responses?
 16 A. Yes, because the picture had my number
 17 across it when he posted the ad.
 18 Q. How were people contacting you to that
 19 phone number, was it through texts or phone calls,
 20 how was that?
 21 A. Some was through text and some tried to
 22 call me.
 23 Q. And do you know what in-calls and
 24 out-calls are?
 25 A. Yes, I do.

1 A. Because one of our friends used it before.
 2 Q. Have you seen it used before?
 3 A. Yes.
 4 Q. How does it work?
 5 A. I would get a text and she will also get
 6 the same text as me on her phone.
 7 Q. And is she able to respond to those text
 8 messages --
 9 A. Yes.
 10 Q. -- from her phone?
 11 A. Yes.
 12 THE COURT: Stop you there. After he's
 13 done talking, then you can answer. Just don't talk
 14 at the same time. Thank you.
 15 State, I'm sorry, you may proceed.
 16 MR. MARTINEZ:
 17 Q. So did the defendant have that same app
 18 that you had seen before with your friend?
 19 A. Yes.
 20 Q. So was he able to do the same types of
 21 things that your friend was able to do like read your
 22 text messages and send text messages from your phone
 23 number?
 24 A. Yes.
 25 Q. You had indicated that the defendant was

1 Q. What is an in-call?
 2 A. An in-call is when someone comes to the
 3 suite and I have sex with them and they give me
 4 money. An out-call is when I go out to them or to
 5 their house or to their suite and have sex with them
 6 and get money.
 7 Q. And so were there any in-calls that
 8 happened at the suite that you talked about on
 9 Boulder Highway?
 10 A. Yes, there was.
 11 Q. Approximately, how many do you think?
 12 A. Like five or six.
 13 Q. And were these men?
 14 A. Yes, this was.
 15 Q. You indicated that you would have sex for
 16 money; is that right?
 17 A. Yes.
 18 Q. With these men?
 19 A. Yes.
 20 Q. How much money do you think you made on
 21 these in-calls total?
 22 A. Like 500, 6-.
 23 Q. What did you do with all of that money?
 24 A. I gave it to Chris.
 25 Q. To the defendant?

1 A. Yes.
 2 Q. Did you do any out-calls?
 3 A. Yes, I did.
 4 Q. About how many out-calls did you do?
 5 A. One.
 6 Q. One?
 7 A. Uh-huh.
 8 Q. Where did you go, if you remember?
 9 A. I don't remember. I just know it was like
 10 way across town, like Summerlin.
 11 Q. How did you get there?
 12 A. Chris drove me.
 13 Q. Anybody else in the car?
 14 A. No, it was me and him.
 15 Q. Did he tell you where he was taking you?
 16 A. Yes.
 17 Q. Did he tell you why?
 18 A. No, but I know why kind of, yeah.
 19 Q. How do you know why?
 20 A. Because he was like we have an out-call,
 21 and so I just knew that he was taking me to the
 22 client's house.
 23 Q. And when he said we have an out-call, was
 24 that based on a text message or a phone call that you
 25 guys got based on the ad?

1 A. Yes, it was.
 2 Q. So you said before that the defendant
 3 drove you to that out-call?
 4 A. Yes.
 5 Q. And what happened once you got there?
 6 A. I went in first and me and the client had
 7 sex. He gave me a hundred, and then the client
 8 wanted to have another round, but I didn't have a
 9 condom on me, so I text Chris and asked him if there
 10 was a condom in the car, and he said, yes, come get
 11 it.
 12 So I went back out the house and went to
 13 the car and grabbed it and gave him the hundred and
 14 then went back in, had sex with the client again,
 15 left, and then we went to the suite.
 16 Q. And did the client give any more money for
 17 the second time?
 18 A. Yes, another hundred.
 19 Q. What did you do with that hundred?
 20 A. I gave it to Chris.
 21 Q. So the first hundred and the second
 22 hundred, you gave both to the defendant?
 23 A. Yes.
 24 Q. Where did the defendant wait for you after
 25 that client?

1 A. Like a little bit down the street, not
 2 really like walking distance but it was right there.
 3 Q. And the in-calls and out-calls, these men
 4 that you met, had you ever met them before?
 5 A. No.
 6 Q. They were strangers?
 7 A. Yes.
 8 Q. And what happened after that client, where
 9 did you guys go?
 10 A. Went back to the suite and we stayed up a
 11 little bit. I think he left and I just fell asleep.
 12 Q. Okay. You first stated that you wanted to
 13 go to your grandma's house on that first day; right?
 14 A. Uh-huh, yes.
 15 Q. Did you guys drive towards your grandma's
 16 house?
 17 A. Yes, we did.
 18 Q. And what happened, did you actually arrive
 19 at your grandma's house at any point?
 20 A. No, I didn't. We drove past her house.
 21 Q. Did you say anything to the defendant
 22 about that?
 23 A. I told him my grandma's house is right
 24 there.
 25 Q. What did he say?

1 A. He's like, I know, we're going to Walmart.
 2 Q. And that's when you waited in the parking
 3 lot?
 4 A. Yes.
 5 Q. Did the defendant ever explain to you what
 6 he wanted you to do?
 7 A. Before I had met him in person, he inboxed
 8 me on Facebook and he was like --
 9 MR. COLUCCI: Objection. I think that is
 10 not relevant what happened and there is no foundation
 11 as to when.
 12 THE COURT: Walmart?
 13 MR. MARTINEZ: I'm sorry?
 14 THE COURT: Before Walmart?
 15 MR. MARTINEZ: Let me narrow that down a
 16 little.
 17 Q. So when he picked you up when you thought
 18 you were going to go to grandma's house and then you
 19 didn't go, did there come a point in time when he
 20 explained to you what he actually wanted you to do?
 21 A. Yes.
 22 THE COURT: I guess you are looking for a
 23 time frame.
 24 MR. COLUCCI: Yes, he's laying a
 25 foundation.

1 MR. MARTINEZ: I did. I said when he
2 picked her up when she thought she was going to go to
3 the grandma's house.

4 THE COURT: Right at that time.

5 MR. MARTINEZ: Right.

6 Q. Did there come a point in time after that
7 when you were with the defendant that he explained to
8 you what he wanted you to do?

9 A. No. He explained to me before we even
10 met.

11 Q. When was that?

12 A. That was like a week before we met face to
13 face.

14 Q. What did he say?

15 A. He told me that he had seen me walking on
16 Boulder and he wanted me to work for him.

17 Q. That word "work," what do you understand
18 that to mean?

19 A. It means to have sex with johns and I
20 would give him my money.

21 Q. Did there come a point in time when he
22 took you shopping, the defendant?

23 A. Yes.

24 Q. What did you guys get?

25 A. We got socks from Shiekh's, and then we

1 them.

2 MR. MARTINEZ: Court's indulgence.

3 Q. Had you ever actually met the defendant
4 before that initial time that he was going to take
5 you to your grandma's house?

6 A. Yes, I did.

7 Q. When did you meet him before that?

8 A. Like three days before and we went to some
9 hotel and we spent like a couple hours in there just
10 hanging out and then he drove me back home.

11 Q. So the second time that you met him was
12 when you asked him to take you to your grandma's
13 house?

14 A. Yes.

15 MR. MARTINEZ: Pass the witness.

16 THE COURT: All right.

17 Cross-examination.

18 MR. COLUCCI: Yes.

19 CROSS-EXAMINATION

20 BY MR. COLUCCI:

21 Q. The first time you met Mr. Miles you went
22 to a hotel and you said that's where you were hanging
23 out for just one day or a couple hours, or how long?

24 A. A couple hours.

25 Q. What was the name of the hotel?

1 went to Walmart and bought clothes, food, hygiene
2 products and condoms, lubricant. What else? I think
3 that's it.

4 Q. Okay. You said you went to Shiekh's. Is
5 that a store?

6 A. Yes.

7 Q. You bought socks there. What did they
8 look like?

9 A. They were huf socks, like weed, plain
10 socks.

11 Q. And then what kind of clothes did you get
12 from Walmart?

13 A. I got I think a shirt and I think like
14 pajama pants and like a pair of pants.

15 Q. Did you get any heels?

16 A. Yeah, we were going to go get heels, but I
17 changed my mind.

18 Q. Then you had indicated that he was buying
19 condoms?

20 A. Yes.

21 Q. And what was that for?

22 A. It was for the clients.

23 Q. Is that a rule that you had?

24 A. I didn't tell him to buy it. He just

25 bought it so I would have them in which I did use

1 A. I don't remember. I think it was The Rio.

2 Q. So you're guessing at this point, you
3 don't remember?

4 A. Yeah.

5 Q. What is the name of the app that you
6 describe where two parties can get the same message?

7 A. TextNow.

8 Q. TextNow?

9 A. Yes.

10 Q. Did you have that on your phone?

11 A. Yes, I did.

12 Q. What was the phone number for that?

13 A. 517-2010.

14 Q. Is it your testimony that the calls that
15 would come in would come in to your phone and he
16 would be able to read your phone messages; is that --

17 A. Yes, that's correct.

18 Q. Would he be able to see the phone
19 numbers --

20 A. Yes.

21 Q. -- that come in?

22 He wouldn't be able to listen to the phone
23 messages, would he?

24 A. Yes, he would.

25 Q. How do you know that?

1 A. Because when somebody was calling my
2 phone, it would call his phone also.
3 Q. Was your phone -- your phone was just a
4 normal phone otherwise other than the app; correct?
5 A. Yes.
6 Q. What model was it?
7 A. It was a Galaxy 1, I think.
8 Q. And had full phone capabilities like you
9 could call out, you could get calls in?
10 A. Yes.
11 Q. Did you call your grandmother prior to the
12 last time you called her?
13 A. No, I haven't.
14 Q. So after he picked you up and before your
15 grandmother ultimately came and got you several days
16 later, did you call your grandmother during that
17 period of time?
18 A. No.
19 Q. Did you call your mother during that?
20 A. No, I haven't.
21 Q. Did you call any other family member?
22 A. I called my sister.
23 Q. What is her name?
24 A. Rachel.
25 Q. Did you call the police?

1 A. No.
2 Q. Now, with respect to the ankle bracelet
3 that you had, why did you have an ankle bracelet on?
4 MR. MARTINEZ: Objection. May we
5 approach?
6 THE COURT: Yes.
7 (Whereupon, counsel approached
8 the bench and a discussion
9 was had out of the hearing of the
10 reporter.)
11 THE COURT: All right. Listen to the
12 question carefully before you answer. Okay, ma'am?
13 MR. COLUCCI:
14 Q. Was that a court-ordered ankle bracelet
15 for you?
16 A. Yes, it was.
17 Q. Okay. Prior to testifying this morning,
18 this afternoon, did you prepare to testify?
19 A. Yes, I have.
20 Q. Did you read over any paperwork related to
21 this case?
22 A. Yes, I have.
23 Q. What did you read?
24 A. I read the packet, the interview.
25 Q. Your interview?

1 A. Yes.
2 Q. Did you read anybody else's interview?
3 A. No.
4 Q. What else did you read?
5 A. That's all I read.
6 Q. Just your interview?
7 A. With the detective.
8 Q. Were you questioned in preparation for
9 court today by anyone from the State?
10 A. I don't understand what you mean.
11 Q. In order to prepare to testify today were
12 you questioned by anybody from the State?
13 A. Yes.
14 Q. And who was present when you were being
15 questioned?
16 A. Justine. I forgot the other man's name.
17 Q. Any police officers?
18 A. No.
19 Q. Was it more than one deputy district
20 attorney?
21 A. No.
22 Q. You said Justine?
23 A. Yes.
24 Q. Who is Justine?
25 A. My vice detective.

1 Q. On March 4th, 2015, you gave a recorded
2 statement to the police; is that right?
3 A. Yes.
4 Q. And is that the statement that you
5 reviewed?
6 A. Yes.
7 Q. Was that statement true and correct when
8 you gave it?
9 A. Most parts were.
10 Q. Most parts. What parts weren't true?
11 A. I think about the heels part, and that's
12 about it.
13 Q. So the only thing that you were not
14 truthful with the police about was the buying of the
15 heels, the shoes?
16 A. Yes.
17 Q. Did you tell them he bought those at
18 Walmart?
19 A. No.
20 Q. Where did you tell them that he bought
21 them?
22 A. At Shiekh's.
23 Q. Shiekh's. Okay. Did you describe the
24 shoes for them?
25 A. Yes.

1 Q. I think I asked you, but is that the only
2 thing you were not truthful about in your statement?
3 A. Yes.
4 Q. How did you first meet Mr. Miles?
5 A. He inboxed me on Facebook telling me he
6 seen me walking.
7 Q. So he saw you walking and he knew you were
8 on Facebook just because he saw you walking?
9 A. Yes.
10 Q. After he inboxed you did you inbox him
11 back?
12 A. Yes, I did.
13 Q. On the day that he came to pick you up,
14 did you initiate the call or the inbox contact with
15 Mr. Miles?
16 A. After he picked me up --
17 Q. No, before he picked you up, were you the
18 one that initiated the inbox to him or did he
19 initiate it to you?
20 A. He initiated to me.
21 Q. And would that come through your phone or
22 would that come through a computer?
23 A. My phone, but it was a wifi phone, wasn't
24 like a working phone.
25 Q. After he initiated contact with you, you

1 it up to that.
2 Q. Were either of your parents home?
3 A. Yes, they was.
4 Q. Did you tell either one you were leaving?
5 A. No.
6 Q. Now, you said that when Mr. Miles showed
7 up at your house to pick you up -- did he pull into
8 the front of the house?
9 A. No, he pulled into the gateway because he
10 wasn't allowed to come through the gates.
11 Q. And you had your stuff already packed;
12 correct?
13 A. I packed my stuff when he told me that he
14 was outside.
15 Q. And this is a guard-gated community?
16 A. Yes.
17 Q. What is the name of the development?
18 A. Rhoades Ranch.
19 Q. So he drove you to Walmart; correct?
20 A. Yes.
21 Q. And you were in the parking lot?
22 A. Yes.
23 Q. And you were in the car alone?
24 A. Yes.
25 Q. And you didn't try to leave?

1 inboxed him back; correct?
2 A. Yes.
3 Q. And it was at that time that you asked him
4 to pick you up?
5 A. Yes.
6 Q. And you knew being picked up was a
7 violation of your custody status; right?
8 A. Yes.
9 Q. When he picked you up, did you have a cell
10 phone with you?
11 A. Yes, I did.
12 Q. What was the number of that cell phone?
13 A. It didn't have a number because it didn't
14 work.
15 Q. Was it a phone number that your parents
16 had bought you as a phone?
17 A. Yes.
18 Q. Who was that through, do you know what
19 service?
20 A. Sprint.
21 Q. Why didn't it work?
22 A. Because my mom turned it off.
23 Q. How did you get your inbox messages if the
24 phone was off?
25 A. I have wifi through the house, so I hooked

1 A. No.
2 Q. Were you somehow restrained in the car?
3 A. No.
4 Q. How far is the Walmart from your grandma's
5 house?
6 A. Like three blocks.
7 Q. Could you have walked there from the
8 Walmart?
9 A. Yes.
10 Q. But you chose not to do so?
11 A. Yes.
12 Q. During the time that you were with --
13 supposedly with Mr. Miles between February 8th and
14 February 13th, did you spend any time with a person
15 whose initials are J.J.?
16 A. Yes, I have.
17 Q. Is that a friend of yours?
18 A. Yes.
19 Q. Was it a male friend?
20 A. Yes.
21 Q. Is it a boyfriend?
22 A. No.
23 Q. How do you know J.J., from school?
24 A. From Facebook.
25 Q. Where did you spend time with J.J.?

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1 A. At his house.
 2 Q. J.J.'s house?
 3 A. Yes.
 4 Q. Was Mr. Miles with you?
 5 A. No.
 6 Q. How much time did you spend with J.J.?
 7 A. Like a couple hours.
 8 Q. Where is his house?
 9 A. I don't remember, but I know it's by
 10 The Strip.
 11 Q. By The Strip?
 12 A. Yes.
 13 Q. Las Vegas Boulevard?
 14 A. Yes.
 15 Q. Would you happen to know generally a cross
 16 street like Flamingo or Tropicana?
 17 A. I don't remember.
 18 Q. Did you spend time with J.J. on only one
 19 occasion or more than one occasion?
 20 A. Just one occasion.
 21 Q. Why are you smiling?
 22 A. I seen somebody.
 23 Q. Did you speak to J.J. by phone during the
 24 time that I mentioned, February 8th through February
 25 13th? Did you have occasion to talk to J.J. by

1 Q. Well, you don't know from personal
 2 knowledge he took it, you didn't see him take it;
 3 right?
 4 A. He was the only one in the car, so it was
 5 kind of obvious.
 6 Q. You are assuming; correct?
 7 A. Yes, I'm assuming.
 8 Q. You said that after that you went back to
 9 the -- after the out-call you went back to the suite?
 10 A. Yes.
 11 Q. And how long did you stay at the suite?
 12 A. The rest of the night.
 13 Q. And then what happened next?
 14 A. We woke up in the morning, and that is
 15 when I linked with J.J.
 16 Q. How did you get to J.J.'s?
 17 A. He dropped me off.
 18 Q. By he you mean Chris?
 19 A. Yes.
 20 Q. Does J.J. drive?
 21 A. No, he doesn't.
 22 Q. Is he old enough to drive?
 23 A. Yes, he is.
 24 Q. Did you go visit J.J. at his parents'
 25 house?

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1 phone?
 2 A. No, I think we text, but we didn't talk on
 3 the phone.
 4 Q. On how many occasions did you text him?
 5 A. Just one.
 6 Q. Just one time. Is that the time you went
 7 over?
 8 A. Yes.
 9 Q. Is that the only time you texted him?
 10 A. Yes.
 11 Q. What number did you use to text him?
 12 A. The number that my phone was.
 13 Q. Which was?
 14 A. 517-1020.
 15 Q. Now, Mr. Miles during the time that you
 16 were having in-calls, did he take any money from you?
 17 A. No, I gave it to him.
 18 Q. The same would be said about the
 19 out-calls, he didn't take money away from you, you
 20 gave it to him?
 21 A. Actually, it was in my wallet and I put my
 22 purse in the car, and when I came back my purse was
 23 on my purse -- I mean, my wallet was on my purse and
 24 I looked in it and the money was gone, and I just
 25 know he took it.

1 A. Yes.
 2 Q. Were his parents home?
 3 A. Yes.
 4 Q. Had you met them before?
 5 A. No.
 6 Q. Did you ask J.J. for any help?
 7 A. No.
 8 Q. Did you ask to use the phone at J.J.'s
 9 house to call for help?
 10 A. No.
 11 Q. Did there come a time when you called your
 12 grandmother to come and pick you up?
 13 A. No.
 14 Q. During this time frame that we have talked
 15 about, did you finally go over to your grandmother's
 16 house?
 17 A. No.
 18 Q. During this time frame that we have been
 19 talking about, did you call either of your parents?
 20 A. No.
 21 Q. Did you text either of your parents?
 22 A. No.
 23 Q. Did you text your grandmother?
 24 A. No.
 25 Q. Did you text anybody in your family?

1 A No.
 2 MR. COLUCCI: No further questions.
 3 THE COURT: State, any follows up?
 4 MR. MARTINEZ: Court's indulgence.
 5 THE COURT: This witness free to go?
 6 MR. MARTINEZ: Yes, Your Honor.
 7 THE COURT: Ma'am, you are free to leave,
 8 please do not discuss your testimony with any other
 9 witnesses.
 10 State.
 11 MR. MARTINEZ: Can we approach real
 12 quick?
 13 THE COURT: Sure.
 14 (Whereupon, counsel approached
 15 the bench and a discussion
 16 was had out of the hearing of the
 17 reporter.)
 18 THE COURT: State.
 19 MR. MARTINEZ: Judge, I don't have any
 20 further witnesses. I have an amendment to add one
 21 count.
 22 THE COURT: Go ahead.
 23 MR. MARTINEZ: The State would move to add
 24 a child abuse and neglect count alleging that the
 25 defendant placed this child in a situation where she

1 constitutional right to testify and a constitutional
 2 right not to testify at this proceeding? Do you
 3 understand that?
 4 THE DEFENDANT: Yes.
 5 THE COURT: And nobody can comment on the
 6 fact of whether you decide to testify or not to
 7 testify. Do you understand?
 8 THE DEFENDANT: Yes.
 9 THE COURT: This is your sole decision to
 10 make. So even though counsel may tell you to testify
 11 or tell you not to testify, you have the final
 12 decision. Do you understand that?
 13 THE DEFENDANT: Yes.
 14 THE COURT: This being your sole decision,
 15 sir, and after discussing this matter with your
 16 attorney, is it your decision here today not to
 17 testify at this proceeding?
 18 THE DEFENDANT: Yes, my decision.
 19 THE COURT: State -- defense -- sir, you
 20 may have a seat.
 21 Defense, you rest?
 22 MR. COLUCCI: We rest.
 23 THE COURT: State, save and rebut?
 24 MR. MARTINEZ: Yes, Your Honor.
 25 THE COURT: Defense

1 may suffer unjustifiable mental or physical pain or
 2 mental suffering, to wit, through sexual
 3 exploitation.
 4 She testified that she met these
 5 strangers, grown men for the very first time in her
 6 life and she was placed in a situation where she
 7 could suffer that mental suffering or physical pain.
 8 And that's our amendment that we propose.
 9 THE COURT: Count 4.
 10 MR. COLUCCI: Object to that. I don't
 11 think that's the purpose of the statute
 12 specifically.
 13 THE COURT: We'll argue the issue on
 14 that.
 15 State, anything further?
 16 MR. MARTINEZ: No, Your Honor.
 17 THE COURT: All right. State has rested.
 18 Defense.
 19 MR. COLUCCI: We are going to rest as
 20 well. I have advised Mr. Miles of his legal right to
 21 testify in these proceedings. He's chosen not to do
 22 so.
 23 THE COURT: Mr. Miles, can you please
 24 rise?
 25 Sir, do you understand that you have a

1 MR. COLUCCI: I'm just going to submit it.
 2 THE COURT: All right. Looking at the
 3 issue on the Count 4, the child abuse and neglect, I
 4 do find that the State has met its burden as to that
 5 amendment. As to Counts 1, 2, and 3, I find the
 6 State has met its burden at this time at a
 7 preliminary hearing. I am going to hold
 8 Mr. Christian Miles to answer to the amended criminal
 9 complaint on file herein including Count 4 on the
 10 next return court date. That date will be --
 11 THE CLERK: May 11th, 1:00 p.m., lower
 12 level, Courtroom A.
 13 MR. COLUCCI: Thank you, Your Honor.
 14 THE COURT: He's currently in NSP?
 15 MR. MARTINEZ: Correct.
 16 THE COURT: Out of custody.
 17 THE CLERK: May 18th, 1:00 p.m., lower
 18 level, Courtroom A.

19 ~oOo~
 20 ATTEST: FULL, TRUE, ACCURATE AND CERTIFIED
 21 TRANSCRIPT OF PROCEEDINGS.
 22
 23 /s/ Shawn E. Ott
 24 Shawn E. Ott, CCR No. 577
 25

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**Justice Court, Las Vegas Township
Clark County, Nevada**

Court Minutes



15F03450X

State of Nevada vs. MILES, CHRISTIAN STEPHON

Lead Atty: Carmine James Colucci

5/7/2015 9:00:00 AM Preliminary Hearing (In Custody)

Result: Matter Heard

PARTIES PRESENT: Attorney Colucci, Carmine James
Defendant MILES, CHRISTIAN STEPHON

Judge: Sciscento, Joseph S.

Prosecutor: Martinez, Samuel

Court Reporter: Ott, Shawn

Court Clerk: Jackson, Pamela

PROCEEDINGS

Events: Preliminary Hearing Held

Motion to Exclude Witnesses by State - Motion Granted
States Witnesses: 1. Gabriel King- sworn in- Id'd defendant
State Rests.
Defendant Advised of His Statutory Right to Make a Statement Defendant Waives the Right to a Sworn or Unsworn Statement
Defense Rests
Submitted Without Argument

Motion

by State to add count 4 Child abuse or neglect- objection by defense- motion granted

Bound Over to District Court as Charged

Review Date: 5/8/2015

District Court Appearance Date Set

May 18 2015 1:00PM: In custody counts 1-3 (NSP), no bail posted count 4

Bail Stands

Counts: 001; 002; 003 -

Not in custody

Counts: 004 -

Case Closed - Bound Over

Charges: 004: Child abuse or neglect, first offense

Plea/Disp: 001: Sex trafficking of child under 18 [58004]

Disposition: Bound Over to District Court as Charged (PC Found)

002: Kidnapping of minor, 1st degree [50053]

Disposition: Bound Over to District Court as Charged (PC Found)

003: Accept/rcv earnings of prostitute [51006]

Disposition: Bound Over to District Court as Charged (PC Found)

004: Child abuse or neglect, (1st) [55226]

Disposition: Bound Over to District Court as Charged (PC Found)

1
2 **JUSTICE COURT, LAS VEGAS TOWNSHIP**
3 **CLARK COUNTY, NEVADA**

4 STATE OF NEVADA,

5 Plaintiff,

6 vs.

7 CHRISTIAN STEPHON MILES

8 Defendant
9

District Court Case No.: C-15-306436-1

Justice Court Case No.: 15F03450X

10 **BINDOVER and ORDER TO APPEAR**

11 An Order having been made this day by me that **CHRISTIAN STEPHON MILES** be held
12 to answer before the Eighth Judicial District Court, upon the charge(s) of **Sex trafficking of child**
13 **under 18 [58004]; Kidnapping of minor, 1st degree [50053]; Accept/rcv earnings of prostitute**
14 **[51006]; Child abuse or neglect, (1st) [55226]** committed in said Township and County, on or
15 between February 08, 2015 and February 13, 2015 .

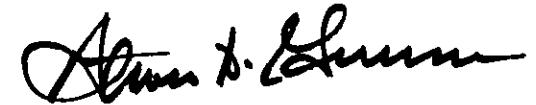
16 **IT IS FURTHER ORDERED** that said defendant is commanded to appear in the Eighth
17 Judicial District Court, Regional Justice Center, Lower Level Arraignment Courtroom "A", Las
18 Vegas, Nevada on May 18, 2015 at 1:00 PM for arraignment and further proceedings on the within
charge(s).

19 **IT IS FURTHER ORDERED** that the Sheriff of the County of Clark is hereby
20 commanded to receive the above named defendant(s) into custody, and detain said defendant(s)
21 until he/she can be legally discharged, and be committed to the custody of the Sheriff of said
22 County, until bail is given in the sum of 150,000/150,000 total bail with a source hearing.

23 Dated this 7th day of May, 2015

24 

25
26 Justice of the Peace, Las Vegas Township
27
28



CLERK OF THE COURT

1 **INFM**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 SAMUEL S. MARTINEZ
6 Chief Deputy District Attorney
7 Nevada Bar #10671
8 200 Lewis Avenue
9 Las Vegas, Nevada 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

7 I.A. 5/18/15
8 1:00 PM
9 C. COLUCCI

10 THE STATE OF NEVADA,
11 Plaintiff,

12 -vs-

13 CHRISTIAN STEPHON MILES,
14 #2888634
15 Defendant.

CASE NO: C-15-306436-1

DEPT NO: IX

INFORMATION

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

17 STEVEN B. WOLFSON, District Attorney within and for the County of Clark, State
18 of Nevada, in the name and by the authority of the State of Nevada, informs the Court:

19 That CHRISTIAN STEPHON MILES, the Defendant(s) above named, having
20 committed the crimes of **SEX TRAFFICKING OF A CHILD UNDER 18 YEARS OF AGE**
21 **(Category A Felony - NRS 201.300.2a1 - NOC 58004); FIRST DEGREE KIDNAPPING**
22 **(Category A Felony - NRS 200.310, 200.320 - NOC 50053); LIVING FROM THE**
23 **EARNINGS OF A PROSTITUTE (Category D Felony - NRS 201.320 - NOC 51006) and**
24 **CHILD ABUSE, NEGLECT, OR ENDANGERMENT (Category B Felony - NRS**
25 **200.508(1) - NOC 55226),** on or between February 8, 2015 and February 13, 2015, within the
26 County of Clark, State of Nevada, contrary to the form, force and effect of statutes in such
27 cases made and provided, and against the peace and dignity of the State of Nevada,

28 ///

1 COUNT 1 - SEX TRAFFICKING OF A CHILD UNDER 18 YEARS OF AGE

2 did wilfully, unlawfully, and feloniously harbor, obtain and/or maintain, G.K., a child
3 under eighteen years of age, to engage in prostitution.

4 COUNT 2 - FIRST DEGREE KIDNAPPING

5 did wilfully, unlawfully, and feloniously, lead, take, entice, carry away or kidnap G.K.,
6 a minor, with the intent to keep, imprison, or confine said G.K., from BECKY YORK, her
7 parents, guardians, or other person or persons having lawful custody of G.K., or with the intent
8 to hold G.K. to unlawful service, or to perpetrate upon the person of G.K. any unlawful act,
9 to-wit: prostitution.

10 COUNT 3 - LIVING FROM THE EARNINGS OF A PROSTITUTE

11 did then and there wilfully, unlawfully, feloniously, and knowingly accept, receive,
12 levy, or appropriate money, without consideration, from G.K., the proceeds of prostitution
13 activity.

14 COUNT 4 - CHILD ABUSE, NEGLECT, OR ENDANGERMENT

15 did wilfully, unlawfully, and feloniously cause a child under the age of 18 years, to-
16 wit: G.K., being approximately 17 year(s) of age, to suffer unjustifiable physical pain or mental
17 suffering as a result of abuse or neglect, to wit: sexual exploitation, and/or cause G.K. to be
18 placed in a situation where she might have suffered unjustifiable physical pain or mental
19 suffering as a result of abuse or neglect, to wit: sexual exploitation, by encouraging and/or
20 directing the said G.K., to engage in prostitution.

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

24 BY

SAMUEL S. MARTINEZ
Chief Deputy District Attorney
Nevada Bar #10671

26 ///

27 ///

28 ///

Names of witnesses known to the District Attorney's Office at the time of filing this
Information are as follows:

NAME

ADDRESS

CUSTODIAN OF RECORDS

CCDC

CUSTODIAN OF RECORDS

LVMPD COMMUNICATIONS

CUSTODIAN OF RECORDS

LVMPD RECORDS

GATUS, JUSTINE

LVMPD #9868

K.G.

C/O CCDA

YORK, BECKY

C/O METRO VICE

DA#15F03450X/jm
LVMPD EV#1502133799
(TK2)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 18, 2015

C-15-306436-1 State of Nevada
vs
Christian Miles

May 18, 2015 1:00 PM Initial Arraignment

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristen Brown

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT:	Colucci, Carmine J.	Attorney for the Defendant
	Mercer, Elizabeth A.	Attorney for the State
	Miles, Christian Stephon	Defendant
	State of Nevada	Plaintiff

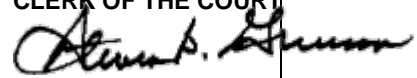
JOURNAL ENTRIES

- DEFT. MILES ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter set for trial. 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.

NIC (COC-NDC)

6/11/15 9:00 AM CALENDAR CALL (DEPT. 9)

6/22/15 10:30 AM JURY TRIAL (DEPT. 9)



1 RTRAN

2
3
4
5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE#: C-15-306436-1
DEPT. IX

10 vs.

11 CHRISTIAN STEPHON MILES,
12 Defendant.

13
14 BEFORE THE HONORABLE JENNIFER P. TOGLIATTI, DISTRICT COURT JUDGE
15 THURSDAY, JUNE 11, 2015

16 **RECORDER'S TRANSCRIPT OF HEARING:**
17 **CALENDAR CALL**

18
19 APPEARANCES:

20 For the State:

SAMUEL S. MARTINEZ, ESQ.
Deputy District Attorney

21
22 For the Defendant:

CARMINE J. COLUCCI, ESQ.

23
24
25 RECORDED BY: DEBBIE WINN, COURT RECORDER

1 Las Vegas, Nevada, Thursday, June 11, 2015

2
3 [Hearing began at 9:24 a.m.]

4 THE COURT: Okay. I'm just going to go to the other calendar
5 call that I believe is the number one to go.

6 Has anyone -- have you talked to Mr. Colucci recently?

7 MR. MOSKAL: No, I have not.

8 THE COURT: Is he -- he's coming though, yes?

9 MR. MARTINEZ: He is coming, Judge.

10 THE COURT: Are you going to be calling ready?

11 MR. MARTINEZ: We're ready to go. It's a pretty quick
12 setting. I haven't talked to Mr. Colucci about that. So I'm not sure what
13 his position is gonna be.

14 THE COURT: Okay. When he gets here, will you step
15 outside and talk to him and tell him this, that while you are number one
16 to go on the stack next week because, according to my notes, the
17 defendant was in custody and invoked, you trail a trial that's set to start
18 Monday that's going to go into the following week.

19 So if, for some reason, Mr. Colucci was ready to go and
20 wanted to go to trial, depending on the length of your trial, I would either
21 need to do one of two things, start it late and then it would go over into
22 the following week, or find it a home.

23 MR. MARTINEZ: That's fine.

24 THE COURT: Which the chief judge told me yesterday it
25 shouldn't be too much trouble and he would assist me in doing.

1 MR. MARTINEZ: Okay.

2 THE COURT: So --

3 MR. MARTINEZ: I'll talk to him about that.

4 THE COURT: Okay, would you, when you see him come in?

5 MR. MARTINEZ: Yes.

6 THE COURT: Thank you.

7 [Hearing trailed at 9:25 a.m.]

8 [Hearing recalled at 9:31 a.m.]

9 THE COURT: State versus Christian Miles, C306436-1. The

10 record should reflect he's present in custody.

11 This case was number one to go, which is why I'm trying to

12 get you in here.

13 MR. COLUCCI: No problem.

14 THE COURT: For the 22nd.

15 MR. COLUCCI: Right.

16 We are not going to be ready to go, I don't think either party,

17 there's some discovery that needs to be furnished to us in order to be

18 ready for trial.

19 THE COURT: Is he in custody on something else?

20 MR. COLUCCI: He is in custody on something else. He's

21 doing some time at the Nevada State Prison.

22 MR. MARTINEZ: He's doing 19 to 48, Judge, and he just

23 started that recently.

24 THE COURT: Okay. So did -- 'cause my records show -- I

25 haven't, to my knowledge, seen the defendant before or perhaps I did

1 and took his plea, not guilty. I'm not -- I don't recall. But I have not seen
2 him or you for any things, you know, substantive in this case. So I know
3 nothing about the case and the only record I have is that he invoked.

4 MR. COLUCCI: Right.

5 And I went and saw him the other day out at the prison,
6 explained the whole situation, he is agreeable to a 60 -- 60 additional
7 days.

8 If the Court --

9 THE COURT: Well, I mean, I'll set it 60 days. But once you
10 waive your speedy trial, you waive your speedy trial. So I'll set it in 60
11 days but that doesn't -- there's no waiver of "by 60 days."

12 Do you understand what I'm saying?

13 THE DEFENDANT: Okay.

14 THE COURT: It doesn't matter -- but, I mean, it's probably
15 overflow eligible; isn't it?

16 MR. MARTINEZ: It is.

17 THE COURT: Okay, so. But you -- you just have, I mean,
18 it's -- probably doesn't make much of a practical difference but you still
19 have to understand that. Once you waive your speedy trial, you're
20 waiving it, period, end of story.

21 That said I'll give you a trial in 60 days.

22 MR. COLUCCI: Thank you.

23 THE COURT: Ish. If it's on my stack, I -- well, I have criminal,
24 five weeks stack on, five weeks off, five weeks on or.

25 MR. COLUCCI: We're waiting on some discovery anyway so

1 that -- that won't be a problem.

2 THE COURT: Okay. So are we calling this a stipulated
3 continuance or we're calling it a defense motion not opposed by the
4 State?

5 MR. MARTINEZ: Well, Judge, just for this -- so you
6 understand, there are two phones that were seized from the defendant
7 that have not been examined yet. It's in the process. Search warrants
8 have been done. We could proceed without it.

9 So I would be fine with going forward without that
10 information -- or going forward, I assume Mr. Colucci wants to see
11 what -- what's on there and that's fine.

12 And so I think it's a defense motion to continue with no
13 opposition from the State.

14 MR. COLUCCI: That'd be fine.

15 THE COURT: Okay. Defense motion to continue is granted
16 for further discovery.

17 The trial dates that I have to choose from are August 3rd,
18 August 10th, August -- although I will tell you right now, August 3rd and
19 August 10th have 12 and 13 on them respectively. So if it's overflow
20 eligible, that's probably where you're headed. August 17th has seven.
21 August 24th has three. August 31st has four.

22 [Colloquy between attorneys]

23 MR. COLUCCI: August 31st would be fine, Your Honor.

24 THE COURT: Okay. August 31st for trial at 10:30, with a
25 calendar call August 20th at 9:00 a.m.

1 And the trial date next week is vacated -- or not next week, the
2 22nd. I keep saying that.

3 THE DEFENDANT: Excuse me, Your Honor, if I could just
4 address the Court.

5 THE COURT: Sure.

6 THE DEFENDANT: I'd like to be granted the full discovery.

7 THE COURT: First of all, you do -- you understand and you
8 agree that you're waiving your speedy trial rights?

9 THE DEFENDANT: Yes, ma'am.

10 THE COURT: Okay. I don't know what your full discovery is.
11 Your lawyer has --

12 MR. COLUCCI: I've made a copy of what I have so far and I
13 did inform him we're waiting on some additional discovery. As soon as I
14 get it, I'll furnish it to him.

15 MR. MARTINEZ: As soon as I get it, I'll give it to Mr. Colucci.

16 THE COURT: Okay. But you're not representing yourself, so
17 you have to get it from your lawyer.

18 THE DEFENDANT: Okay.

19 THE COURT: Okay?

20 THE DEFENDANT: Okay.

21 THE COURT: Anything else?

22 THE DEFENDANT: That'll be it.

23 THE COURT: Okay.

24 ///

25 ///

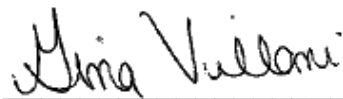
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MR. MARTINEZ: Thank you, Your Honor.

[Hearing concluded at 9:35 a.m.]

* * * * *

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case to the best of my ability.



Gina Villani
Court Recorder/Transcriber
District Court Dept. IX

DISTRICT COURT
CLARK COUNTY, NEVADA

) CASE NO. C-15-306436-1
) DEPT. NO IX

**MOTION TO WITHDRAW AS ATTORNEY OF RECORD
AND APPOINTMENT OF COUNSEL**

This motion is made and based upon the Declarations of CARMINE J. COLUCCI and COLLETTE PUTNAM, and the papers and pleadings on file herein.

DATED this 3rd day of February, 2016.

CARMINE J. COLUCCI, CHTD.

CARMINE J. COLUCCI, ESQ.
Nevada Bar No. 0881
629 South Sixth Street
Las Vegas, Nevada 89101

1 NOTICE OF MOTION

2 TO: THE STATE OF NEVADA; Respondent;


3 TO: STEVEN WOLFSON, DISTRICT ATTORNEY, its Attorney and

4 TO: CHRISTIAN STEPHON MILES, Defendant.

5 YOU AND EACH OF YOU WILL PLEASE TAKE NOTICE that the undersigned will bring
6 the above and foregoing MOTION TO WITHDRAW AS ATTORNEY OF RECORD on for hearing
7 before this Court at the Courtroom of the above-entitled Court on the 16 day of February, 2016,
8 at the hour of 9:00 a.m. of said day, or as soon thereafter as Counsel can be heard.

9 DATED this 3rd day of February, 2016.

10 CARMINE J. COLUCCI, CHTD.

11 
12 CARMINE J. COLUCCI, ESQ.
13 Nevada Bar No. 0881
14 629 South Sixth Street
Las Vegas, Nevada 89101

15 POINTS AND AUTHORITIES

16 This Court has the discretion to allow counsel to withdraw. Eighth Judicial District Court
17 Rule 7.40(b) provides in pertinent part as follows:

18 (b) Counsel in any case may be changed only:

19 ...
20 (2) When no attorney has been retained to replace the attorney withdrawing, by
order of the court, granted upon written motion, and,

21 (i) If the application is made by the attorney, the attorney must include in an
22 affidavit the address, or last known address, at which the client may be served with
23 notice of further proceedings taken in the case in the event the application for
24 withdrawal is granted, and the telephone number, or last known telephone number,
at which the client may be reached and the attorney must serve a copy of the
application upon the client and all other parties to the action or their attorneys, . .

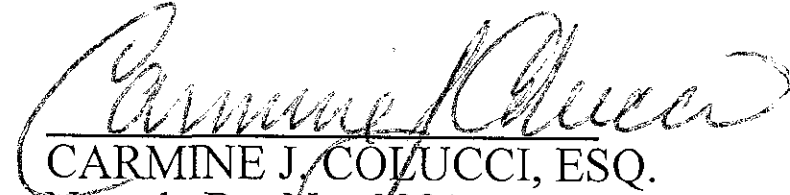
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...

26 Pursuant to EDCR 7.40 and based upon the Declaration of Carmine J. Colucci attached
27 hereto and incorporated herein by reference, Carmine J. Colucci, Esq., respectfully requests that
28 he be allowed to withdraw as counsel of record for petitioner herein and that substitute counsel be

1 appointed to represent petitioner in any further proceedings.

2 DATED this 3rd day of February, 2016.

3 CARMINE J. COLUCCI, CHTD.

4 
5 CARMINE J. COLUCCI, ESQ.
6 Nevada Bar No. 0881
7 629 South Sixth Street
Las Vegas, Nevada 89101
Attorney for Petitioner

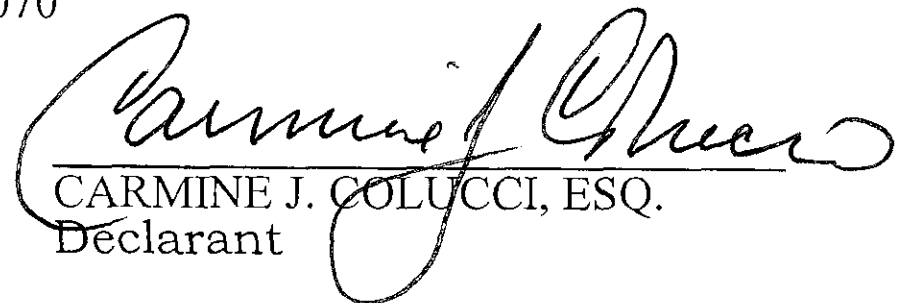
8 **DECLARATION OF CARMINE J. COLUCCI**

9 CARMINE J. COLUCCI, under penalty of perjury declares:

- 10 1. That Declarant is an attorney duly licensed to practice law in the State of Nevada;
11 that he is the attorney of record for the defendant, CHRISTIAN STEPHON MILES,
12 and that he has personal knowledge of the matters stated herein in this Declaration,
13 except for those matters stated on information belief, and is competent to testify
14 thereon.
- 15 2. That during his representation, the defendant has strongly insisted that he dictate the
16 investigation and litigation of his case.
- 17 3. That because despite the fact that Declarant been working diligently to investigate
18 this case, it is apparent that there is a lack of trust between the defendant and the
19 declarant.
- 20 4. That on three (3) separate occasions, including once in open court, Declarant has
21 provided the defendant with all of the discovery in Declarant's possession.
- 22 5. That in an effort to make sure that the defendant is provided with all of the
23 available discovery, Declarant has met in his office twice with the deputy district
24 attorney handling the prosecution of this case (Sam Martinez).
- 25 6. That Declarant has met with his investigator (Collette Putnam) numerous times
26 to direct her to investigate persons, places, and relevant information about this
27 case.
- 28 7. That to the best of Declarant's knowledge, she has conducted said investigation.

- 1 8. That on January 26, 2016, both Declarant and his investigator met with the
2 defendant at the High Desert prison facility.
- 3 9. That the defendant argued with both the investigator and Declarant stating that he
4 would not "allow" Declarant to withdraw until he was done with him.
- 5 10. That the defendant threatened to have his "homie" come to our individual offices
6 to make sure that we were doing what we needed to do (according to him) to
7 properly investigate the case.
- 8 11. That given the complaints by the defendant and given his perceived threats against
9 Declarant and the investigator, it is apparent that an actual conflict of interest now
10 exists and cannot be repaired.
- 11 12. That Declarant requests that he be allowed to withdraw as the attorney of record and
12 that new counsel be appointed for the defendant.
- 13 13. That Declarant is informed and believes that the defendant may be served with
14 notice of further proceedings at:

15 Christian Stephon Miles, #1109469
16 High Desert State Prison
17 P.O. Box 650
Indian Springs, Nevada 89070

18 
19 CARMINE J. COLUCCI, ESQ.
20 Declarant
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1 6. The defendant, Christion Miles, stated that he was going to send one of his "Homies" to
2 visit myself and Mr. Colucci, to ensure that we are working toward his best interest. He also stated
3 that he would oppose any motion to withdraw until he was "done with us". I took this as a personal
4 threat by the defendant.

5 I declare under the penalty of perjury of the Laws of the State of Nevada that the foregoing
6 statement is true and correct. As to those matters stated on information and belief, I believe them to
7 be true. Executed on February 2, 2015, at Las Vegas, Nevada.

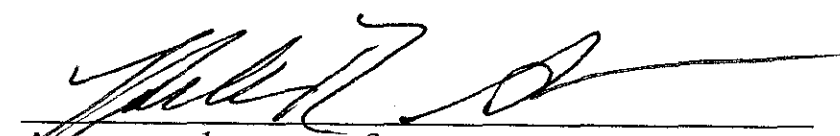
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10 Collette D. Putnam,
11 Nevada Licensed Investigator #681
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CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 3rd day of February, 2016, I deposited in the United States Mail at Las Vegas, Nevada, a true and correct copy of MOTION TO WITHDRAW AS ATTORNEY OF RECORD AND APPOINTMENT OF COUNSEL in the above entitled matter enclosed in a sealed envelope upon which first class postage has been fully prepaid, addressed to:

Christian Stephon Miles, #1109469
High Desert State Prison
P.O. Box 650
Indian Springs, Nevada 89070


An employee of
CARMINE J. COLUCCI, CHTD.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****February 05, 2016**

C-15-306436-1 State of Nevada
vs
Christian Miles

February 05, 2016 10:15 AM All Pending Motions

HEARD BY: Barker, David**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Athena Trujillo**RECORDER:** Yvette G. Sison**REPORTER:****PARTIES**

PRESENT:	Colucci, Carmine J.	Attorney
	Merback, William J.	Attorney
	Miles, Christian Stephon	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- HEARING: DISPUTES ... CARMINE COLUSSI, ESQ.'S MOTION TO WITHDRAW AS ATTORNEY OF RECORD AND APPOINTMENT OF COUNSEL

Mr. Colucci advised he has filed a Motion to Withdraw. Further, Mr. Colucci advised he has a receipt from last August showing the Defendant as mailed a copy of his discovery and both he and his investigator hand delivered copies of the discovery to the Defendant. Additionally, Mr. Colucci advised the Defendant was given a fourth copy of his discovery in open court at the last hearing. Mr. Colucci noted the only items not produced to the Defendant are pictures he does not believe will pass the screening process at either the jail or prison. Mr. Colucci advised there has been a breakdown in communication, threats to him and his investigator by the Defendant, and he does not believe he can represent the Defendant. Defendant Miles argued all discovery has not been produced, noting he does not have Gabby King's Facebook posts or messages. Mr. Colucci advised the Defendant has copies of everything, and he is concerned that if they do further investigation they may be helping the State's case. Colloquy regarding discovery. Upon Court's inquiry, Mr. Colucci advised he did have a

PRINT DATE: 02/08/2016

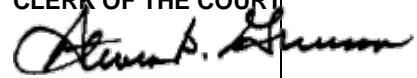
Page 1 of 2

Minutes Date: February 05, 2016

file review with District Attorney Martinez. COURT FINDS sufficient grounds due to the break down in communication and threats and ORDERED, Motion to Withdraw GRANTED; matter SET for status check on the calendar call date, noting the trial will not move forward and District Attorney Martinez is to be present. COURT FURTHER ORDERED, trial dates VACATED.

CUSTODY

3/10/16 9:00 AM STATUS CHECK: APPOINTMENT OF COUNSEL / DISCOVERY



1 RTRAN

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5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE#: C-15-306436-1
DEPT. IX

10 vs.

11 CHRISTIAN STEPHON MILES,
12 Defendant.

13
14 BEFORE THE HONORABLE DAVID BARKER, CHIEF DISTRICT COURT JUDGE
15 FRIDAY, FEBRUARY 5, 2016

16 **RECORDER'S TRANSCRIPT OF HEARING:**
17 **ALL PENDING MOTIONS**

18
19 APPEARANCES:

20 For the State:

WILLIAM J. MERBACK, ESQ.
Chief Deputy District Attorney

21
22 For the Defendant:

CARMINE J. COLUCCI, ESQ.

23
24
25 RECORDED BY: YVETTE SISON, COURT RECORDER

1 Las Vegas, Nevada, Friday, February 5, 2016

2
3 [Hearing began at 10:32 a.m.]

4 THE COURT: C306436, State of Nevada versus Christian
5 Miles.

6 The record should reflect the presence of Mr. Miles in custody,
7 NDOC.

8 Mr. Merback?

9 MR. MERBACK: Well, actually, Your Honor, I'm not on these
10 cases. Do you -- do you want me to stick around? This is Mr. Martinez'
11 case and the other one is Mr. Thunell's. I don't know if they're coming or
12 not. I --

13 THE COURT: Well, let's just have you here.

14 This -- I don't know that you necessarily are going to engage
15 too much. My impression was, at least on the Miles' matter, that you
16 were going to submit it. It's really a conversation to be had between the
17 bench and Mr. Miles and Mr. Colucci.

18 MR. COLUCCI: And I also, in the interim, filed a motion to
19 withdraw.

20 THE COURT: I saw that, yeah.

21 MR. COLUCCI: I'm going to hand a copy to Mr. Miles
22 because being that he was out at the prison we couldn't get it to him fast
23 enough for today's proceedings.

24 THE COURT: Okay.

25 So this is time set, it's -- on Odyssey it reflects hearing on

1 disputes. I would dispute -- assume those -- or I believe those, I don't
2 assume anything, but I believe those disputes are challenges with
3 discovery and a pending trial date of March 21st, with a calendar of
4 March -- calendar call of March 10th. And really I think it comes down to
5 Mr. Colucci's now pending motion to withdraw. I think it's all kind of a
6 singular component of that concern.

7 MR. COLUCCI: It has. I'm just going to try to summarize this
8 and then, of course, you know, Mr. Miles can say what the Court, will
9 allow him to say.

10 I have a receipt from last August showing that we mailed him
11 a copy of his discovery. In the meantime, my investigator, who's present
12 in court, has hand delivered a copy of the discovery to him. I have hand
13 delivered a copy of the discovery to him at the jail. And in our last court
14 proceeding, I handed him a copy of his discovery in open court. So I
15 believe that's -- that's four copies.

16 Another one of his complaints is that he didn't get Facebook
17 records or something that he's been asking for. I have an extra copy,
18 but I have -- what Facebook information I have that's been provided to
19 me by the DA and by our investigation, this is -- this is all I can -- I can
20 talk to. It has dates, times, and places on here.

21 My discovery, which has been furnished to him in probably in
22 pieces, has been furnished to him. The only thing that we haven't
23 furnished as part of our -- the discretion, I guess. Because we didn't
24 think that this would get through any screening process at the prison or
25 any screening process at the jail. But there are suggestive female

1 pictures, some topless, that are --

2 THE COURT: It looks like a data capture off of Facebook or
3 some other data source -- or some other source?

4 MR. COLUCCI: Exactly.

5 And -- and I -- I can show those to the Court, if the Court's
6 interested, but there -- there are several. And he may feel that he didn't
7 get full discovery because those pictures were not included --

8 THE COURT: They're not going to --

9 MR. COLUCCI: -- in the discovery he --

10 THE COURT: -- frankly, Mr. Miles, if that is one of the
11 concerns, the facilities aren't going to allow you to have copies of
12 pictures of women who are topless. It's not going to happen.

13 THE DEFENDANT: Your Honor, that's -- that's not the
14 concern. I would just rather him go first and I go second. But it's -- it's
15 actually more issues I would like to address.

16 THE COURT: All right, well, hang on.

17 THE DEFENDANT: Okay.

18 THE COURT: Mr. Colucci.

19 MR. COLUCCI: And I -- and I think since he doesn't want me,
20 and I don't necessarily want to remain as his lawyer, I think there's been
21 a breakdown in whatever communication and trust we've had. I think
22 that is -- that is a done deal. My affidavit summarizes what happened at
23 the prison when we went out there. I felt like he tried to intimidate or
24 threaten me, threaten my investigator, who was also present at the
25 same time, and saying that he would send somebody over to my office

1 to make sure we did what we were supposed to do.

2 I don't see any way, shape, or form that I can continue to
3 represent him.

4 THE COURT: All right. Mr. Miles, now it's your turn.

5 THE DEFENDANT: Okay. The first issue I would like to
6 address was on -- first --

7 THE COURT: Do you want a new lawyer?

8 THE DEFENDANT: Well, yes, I do want him for the time
9 being as far as the messages I was supposed to receive. He says that
10 he furnished a copy of the discovery. I have every message that he's
11 sent me. He hasn't furnished me all the discovery as he said he did.

12 THE COURT: What do think you're missing?

13 THE DEFENDANT: Well, what I am missing is the Facebook
14 messages from Gabby King's Facebook account. I have a message
15 from my attorney on August 14th where he says he's received Gabby
16 King's Facebook messages --

17 THE COURT: Stop --

18 THE DEFENDANT: -- and those messages I know --

19 THE COURT: -- stop, Mr. Miles.

20 THE DEFENDANT: Okay.

21 THE COURT: What -- who is Gabby King's and do -- we
22 have -- does Mr. Miles have a copy of those?

23 MR. COLUCCI: He has a copy of everything that I have.

24 THE COURT: What -- so who -- does there -- is there a
25 reference, you -- you pulled up those Facebook --

1 MR. COLUCCI: Yes --

2 THE COURT: -- caption?

3 MR. COLUCCI: -- there's a -- there is a -- there is a statement
4 taken by the police of Gabby King.

5 THE COURT: Is -- oh, so she's a witness in the --

6 MR. COLUCCI: She is a -- she is a potential witness in this
7 case.

8 THE COURT: Okay. So he --

9 THE DEFENDANT: Your Honor, those messages are 1,000
10 to 5,000 pages. I haven't received none of those. He sent me a letter
11 on August 27th that says -- that says here, it says, in close of a -- in close
12 of copies of all messages from your account and all text messages,
13 records from Gabby King's phone. He never said that he ever sent me
14 the Facebook messages from the victim's account and those are very
15 important in this case. There's no record of that at all, of him ever
16 sending me that.

17 THE COURT: This is not your case, Mr. Merback, so I'm
18 going to talk to Mr. Colucci.

19 Is that a component of the discovery provided by the State? Is
20 it -- do you think it's evidence --

21 MR COLUCCI: I don't think --

22 THE COURT: -- that they're going to use --

23 MR. COLUCCI: -- I think there --

24 THE COURT: -- to try to convict Mr. Miles?

25 MR. COLUCCI: -- there are some things that the State has

1 not obtained. I don't -- I can't say what they have not obtained.

2 THE COURT: Sure.

3 MR. COLUCCI: I think there are things that they have not
4 obtained. And my concern is that I go out and get certain things that
5 he's asked for and I help the State's case. That's -- that's my concern.

6 But I'm not withholding anything. Everything I have from the
7 State, everything that I have turned up on my own, up to this point, is
8 right in front of me. And I have furnished it to him.

9 THE COURT: Are you contract? You're not a --

10 MR. COLUCCI: Court appointed.

11 THE COURT: Court appointed.

12 MR. COLUCCI: Yeah.

13 THE DEFENDANT: Your Honor, if I -- if I may elaborate on
14 this situation. There's -- there's a search warrant that I have in here that
15 says that the State -- it's actually right here -- that says that the State
16 actually obtained the victim's Facebook account messages and mine.
17 Those were furnished to the DA on June 1st. And it's a record of it right
18 here. So I know Mr. Colucci has it and he even admitted that he had the
19 records. But for some reason he doesn't want to send it to me. When
20 the private investigator and him came to see me three days ago or two
21 days ago she actually showed me one of the messages from her
22 accounts. It said page 3,400 out of 5,000. So it's there. For some
23 reason they don't want to give it to me.

24 [Colloquy]

25 MR. COLUCCI: It's in the stack.

1 That's my investigator.

2 THE DEFENDANT: Well -- well, Your Honor, before -- what
3 Colucci does a lot of times is he'll hand me a whole bunch of papers, say
4 something's there, and when I look through it it's not there. So if he -- if
5 he alleges that the Facebook messages are in the -- the papers, I'd like
6 to verify that through the Court, if that's okay with you, just to make sure
7 I have it. That's the only issue I have with my attorney. He's been
8 withholding that information for a year. He's sent me that message on
9 August 27th that he would send me her Facebook messages and he
10 didn't do that.

11 THE COURT: Mr. Miles, there's no reason that Mr. Colucci
12 should -- would ever resist handing you that information. There's
13 nothing -- there's no reason to do that.

14 Now, I'm not saying, yes or no, 'cause I -- it just -- it just defies
15 logic --

16 THE DEFENDANT: Well, the only thing I'm --

17 THE COURT: -- why he would keep it.

18 THE DEFENDANT: -- the only thing I'm asking the Court to
19 do is before he withdraws -- I have no problem with him withdrawing --
20 before he withdraws is he could provide that record to me through the
21 Court while the Court is present. That's the only thing I'm asking for.

22 If he wants to withdraw, that's okay with me, I have no
23 problem with that. But I would like the Court to take notice of him
24 actually handing me those messages. That's the only thing I've been
25 asking him to give me for the last past year and he hasn't been able to

1 do that.

2 THE COURT: Is there -- that's a big stack.

3 Can you sit down with your investigator, I'm going to let you
4 out of the case, but I need you to go through that stack and remove
5 anything that might have a picture of a woman.

6 MR. COLUCCI: I've got two stacks, Judge.

7 THE COURT: I need you to go through it.

8 MR. COLUCCI: I've marked some of them.

9 THE DEFENDANT: And, Your Honor, the other thing that was
10 important to me the -- the jail does not screen anything that's given to
11 me through the law, through any legal work and he's aware of that.

12 THE COURT: I am not going to have Mr. Colucci go
13 through -- or not go through that and have, what I would consider
14 contraband, pictures of young women or women in various stages of
15 dress or undress. I'm not going to have that on the tiers. I'm not going
16 to have that in facilities.

17 THE DEFENDANT: I don't want --

18 THE COURT: It's not happening.

19 THE DEFENDANT: -- I don't -- I don't really want any naked
20 pictures but the pictures are important because the victim is alleging that
21 she was with me on a certain day and some of those -- those pictures
22 could verify that I wasn't with her. Some of those are timestamped.
23 Some of those are location stamped.

24 I -- I don't mind him sending me -- I don't -- I don't care about
25 the naked pictures. But a lot of the pictures in there aren't all

1 suggestive.

2 THE COURT: That I agree with.

3 THE DEFENDANT: Yeah.

4 THE COURT: I mean, you should have all the information --

5 THE DEFENDANT: Yeah.

6 THE COURT: -- you just can't have something that is

7 considered contraband.

8 THE DEFENDANT: The prison does allow us to have
9 anything that doesn't show penetration. I'm not saying I would like those
10 photos but -- but I would like to know what's in there that's relevant to
11 the case. He may not think it's relevant but certain stuff can be relevant
12 to the case. That's all I'm asking.

13 THE COURT: Well, it could be.

14 THE DEFENDANT: Yeah.

15 MR. COLUCCI: I'll do whatever the Court orders obviously. I
16 do have --

17 THE COURT: All right. What I'm ordering is -- I'm going to
18 continue this for -- for two weeks.

19 You understand, Mr. Miles, if I let Mr. Colucci out, which you're
20 asking me to do, there's no way you're going to trial on March 21st.

21 THE DEFENDANT: Yeah, that's -- that's okay. I just wanna
22 make sure I have the discovery.

23 And, like I said, I have no problem with Colucci withdrawing. I
24 just wanna make sure, before the Court, in front of everybody, he hands
25 me the Facebook messages. It should be 4,000 pages. The DA has a

1 search warrant that was signed on May 14th and those documents were
2 provided on June 1st. And it's right here, in plain English, right here in
3 writing, signed by a judge. And it was not given to me. And him -- and
4 Colucci in his own words said he -- he's received those documents but
5 he hasn't given to me.

6 THE COURT: The minutes will reflect that Mr. Miles
7 complains that he hasn't received whatever was secured by the district
8 attorney pursuant to an execution of a search warrant. It was probably a
9 47 -- the search warrant or electronic order for the Face -- to Facebook;
10 right?

11 MR. COLUCCI: Yeah.

12 And my understanding is that a Facebook is not the equivalent
13 to a regular page. So there may be 4 or 5,000 pages but they may be
14 condensed down to a much smaller number.

15 I've been --

16 THE COURT: Might be an entry. 4 or 5,000 --

17 MR. COLUCCI: Right.

18 THE COURT: -- entries.

19 MR. COLUCCI: That's right.

20 THE DEFENDANT: Eight pages, eight pages per page.

21 Like --

22 THE COURT: Eight entries per page?

23 THE DEFENDANT: Yeah, eight entries per page.

24 MR. COLUCCI: And I -- I've been to Mr. Martinez' office twice
25 for a file review and next time I come in, I'll make sure Mr. Martinez is

1 here, and he'll verify that I have received what he has given me. And I'll
2 do my best to go through this and.

3 THE COURT: Because really the easiest way for me to
4 manage the discovery, but I'm not Judge Togliatti, is to, before I let you
5 out, 'cause we're going to have -- we're going to refer this to Drew
6 Christiansen's office for a new appointee. This is a potential life case.
7 It's outside the four corners of contract so.

8 I find -- I find sufficient grounds. You were threatened. In your
9 opinion you were threatened. That -- that's a breakdown of the
10 attorney/client relation, as classic as it can be.

11 So I need to refer this to Mr. Christensen's office for the
12 appointment of new counsel. I'm going to set it in two weeks. I'm going
13 to have a -- an order -- a continuing order to transport Mr. Miles from
14 High Desert so he can be here in two weeks to meet his new lawyer.

15 Between now and then I need you to go through -- what I
16 would do is I would do a hard copy of everything you have -- you could
17 do it digitally too, put it on a thumb drive, lodge it with the Clerk of the
18 Court, and then make -- take the pictures of the naked -- naked pictures
19 out, or pictures of women, and make them a separate pile and we can
20 give Mr. Miles the balance.

21 I have a sense that Mr. Miles probably will take exception
22 almost to anything you do.

23 So I want Martinez here so we can -- you and Judge Togliatti
24 and Martinez and the new lawyer can engage on -- and solve that
25 dispute.

1 MR. COLUCCI: I'll ask Mr. Martinez --
2 THE COURT: This will be the fifth time.
3 MR. COLUCCI: -- I'll ask Mr. Martinez to, you know, thumb
4 through this and see if there's anything that he knows is not in here.
5 THE COURT: Right.
6 Is any of that --
7 MR. COLUCCI: Because I'd be happy to --
8 THE COURT: -- a product of your independent investigation?
9 MR. COLUCCI: Yes.
10 THE COURT: So there's -- Martinez is going to do a
11 reciprocal.
12 MR. COLUCCI: Right.
13 THE COURT: So there will be a reciprocal order for reciprocal
14 discovery. So now it's all a component of proof and you and Martinez
15 can sit down and get the new lawyer involved. Miles can meet the new
16 lawyer.
17 And then on calendar -- actually, let's set that for calendar call,
18 noting the case will not proceed to trial on the 21st, that'll give everybody
19 a little bit more time.
20 MR. COLUCCI: Thank you.
21 THE COURT: All right.
22 THE CLERK: February 11th at 9:00 a.m.
23 THE COURT: No, it should be March 11th -- March 10th, yes?
24 MR. COLUCCI: Is that March or February?
25 [Colloquy between the Court and the Court Clerk]

1 THE CLERK: March 10th at 9:00 a.m.

2 THE COURT: So, Mr. Miles, you're back here on March 10th,
3 you'll -- they'll be a new lawyer present. I've granted your oral requests
4 and Mr. Colucci's written request to withdraw and for appointment of
5 new counsel.

6 THE DEFENDANT: Okay.

7 THE COURT: The discovery will be generated again, in some
8 capacity, we'll have the new lawyer, and Mr. Colucci will meet and
9 confer, the DA will be in that as well so we can settle any remaining
10 discovery issues, and then Judge Togliatti on that date will set a new
11 trial date.

12 THE DEFENDANT: And is there anyway, because I haven't
13 received nothing from the private investigator, I don't know nothing that
14 the private investigator investigates. If any documents that she has
15 investigated, that she submit those to separately, 'cause there's nothing
16 that she's investigated on this case that I've received.

17 MR. COLUCCI: We -- we will submit that. I -- I have it here.
18 We will submit that to the Court when we come back.

19 THE COURT: That should --

20 MR. COLUCCI: I don't want to give it to Mr. Martinez because
21 that's --

22 THE COURT: -- that should not be reciprocal discovery
23 unless it's --

24 MR. COLUCCI: Right, that is not reciprocal discovery.

25 THE COURT: -- just the -- the raw evidence should be

1 reciprocal discovery.

2 MR. COLUCCI: Right.

3 THE DEFENDANT: Yeah.

4 THE COURT: So that's a yes.

5 THE DEFENDANT: Okay.

6 THE COURT: All right. That whatever work product that an
7 investigator has generated will be provided; all right?

8 THE DEFENDANT: Okay. Thank you.

9 THE COURT: Good.

10 MR. MERBACK: Your Honor, the trial date is vacated at this
11 point?

12 THE COURT: No, I haven't -- I'm actually going to vacate the
13 trial date, hold the calendar call date of the 10th, that date is now a date
14 for appointment of new counsel and further proceedings regarding
15 discovery.

16 MR. MERBACK: Fair.

17 THE DEFENDANT: Okay. And, Your Honor, I'm a little
18 confused, so at that time, on calendar call, Colucci will be present with
19 the discovery?

20 THE COURT: He's here because he's still holding -- he's still
21 counsel of record. He still has all that discovery. He needs to go
22 through that and then confer with whoever the new lawyer is --

23 THE DEFENDANT: Okay.

24 THE COURT: -- to make sure they get all the information.
25 You'll get to meet the new lawyer then. You can tell him what your

1 concerns are and then the new lawyer can talk to Colucci, the DA will be
2 in the middle, 'cause it sounds like the DA has a lot of the discoveries
3 too.

4 Frankly, Mr. Miles, it sounds like you got discovery four times.
5 So, frankly, from the bench side, Togliatti and I are tired of hearing about
6 discovery.

7 THE DEFENDANT: Well, I -- I have --

8 THE COURT: You should have it all --

9 THE DEFENDANT: -- evidence that he's never received it to
10 me.

11 THE COURT: Well, he's not going to be your lawyer --

12 THE DEFENDANT: Whatever --

13 THE COURT: -- after the 10th.

14 THE DEFENDANT: Yeah, all I wanted is the discovery. I
15 wouldn't be making an issue of this if -- is -- it is on file and the DA has
16 furnished it to him. If I have it, there would be no issue.

17 THE COURT: Okay. I understand that.

18 But it just sounds like -- there's always a miscommunication.
19 And so hopefully that'll be cleaned up to some degree by March 10th.

20 MR. COLUCCI: Thank you very much.

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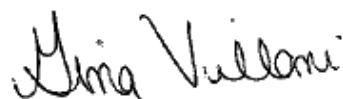
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THE COURT: Thank you very much.

[Hearing concluded at 10:48 a.m.]

* * * * *

ATTEST: I do hereby certify that I have truly and correctly transcribed the audio/video proceedings in the above-entitled case to the best of my ability.



Gina Villani
Court Recorder/Transcriber
District Court Dept. IX

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 10, 2016

C-15-306436-1 State of Nevada
vs
Christian Miles

March 10, 2016

9:00 AM

**Status Check: Appointment
of Counsel / Discovery**

HEARD BY: Togliatti, Jennifer

COURTROOM: RJC Courtroom 10C

COURT CLERK: Athena Trujillo

RECORDER: Yvette G. Sison

REPORTER:

PARTIES

PRESENT:

Beckett, Robert S.
Lexis, Chad N.
Miles, Christian Stephon
State of Nevada

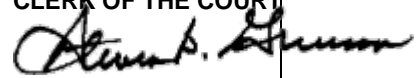
Attorney for Defendant
Deputy District Attorney
Defendant
Plaintiff

JOURNAL ENTRIES

- Mr. Beckett CONFIRMED as counsel. COURT ORDERED, matter SET for Status Check; State to prepare the order for transport.

NIC (COC -NDC)

4/7/16 9:00 AM STATUS CHECK: RESET TRIAL DATE



1 RTRAN

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5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE#: C-15-306436-1
DEPT. IX

10 vs.

11 CHRISTIAN STEPHON MILES,
12 Defendant.

13
14 BEFORE THE HONORABLE JENNIFER P. TOGLIATTI, DISTRICT COURT JUDGE
15 THURSDAY, MARCH 10, 2016

16 **RECORDER'S TRANSCRIPT OF HEARING:**
17 **STATUS CHECK: APPOINTMENT OF COUNSEL/DISCOVERY**

18
19 APPEARANCES:

20 For the State:

SAMUEL S. MARTINEZ, ESQ.
Chief Deputy District Attorney
CHAD N. LEXIS, ESQ.
Deputy District Attorney

23 For the Defendant:

ROBERT S. BECKETT, ESQ.

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25 RECORDED BY: YVETTE SISON, COURT RECORDER

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Las Vegas, Nevada, Thursday, March 10, 2016

[Hearing began at 9:40 a.m.]

THE COURT: State versus Christian Miles, C306436-1.

Mr. Beckett is present.

This is the time set for confirmation of counsel.

MR. BECKETT: Yes, Judge.

THE COURT: Can you confirm?

MR. BECKETT: Yes, of course, Judge.

THE COURT: Okay. And how long do you need to meet your client who is housed at --

THE DEFENDANT: High Desert State Prison.

THE COURT: -- and look at the discovery and come back and tell me how long you need to get ready for trial.

MR. BECKETT: My schedule is a little full. Is -- is --

THE COURT: 30 days?

MR. BECKETT: 30 days, yeah. Thank you, Judge.

THE COURT: Okay. So you have 30 days to go talk to him, get the discovery, and tell me what you need.

Thank you.

[Colloquy between the Court and the Court Clerk]

THE CLERK: April 7th at 9:00 a.m.

THE COURT: Okay. I need an order to transport the defendant so he's here on that day.

State, would you do that for me?

1 MR. LEXIS: What was that, Your Honor?

2 THE COURT: An order to transport for me when -- so he's
3 here on that day.

4 MR. LEXIS: Sounds good, Judge.

5 THE COURT: Thanks.

6 Thanks, Counsel.

7 [Hearing trailed at 9:41 a.m.]

8 [Hearing recalled at 9:58 a.m.]

9 THE COURT: Christian Miles has a status check in 30 days
10 because he -- because his lawyer needs to, obviously, go out to see him
11 at the -- his facility, look over all the discovery, and then tell me how long
12 he needs to get ready for trial.

13 So the date is?

14 THE CLERK: April 7th at 9:00 a.m.

15 MR. MARTINEZ: Thank you.

16 THE COURT: Status check resetting of trial April 7th.

17 MR. MARTINEZ: Thank you very much, Your Honor.

18

19 [Hearing concluded at 9:58 a.m.]

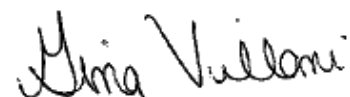
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21 ATTEST: I do hereby certify that I have truly and correctly transcribed the
22 audio/video proceedings in the above-entitled case to the best of my ability.

23

24

25



Gina Villani
Court Recorder/Transcriber
District Court Dept. IX

Alan D. Quinn

CLERK OF THE COURT

mc
DA
PP
AOR - Beckett

1 Christian Miles #1109469
2 /In Propria Personam
3 Post Office Box 650 [HDSP]
4 Indian Springs, Nevada 89018

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

7
8 THE STATE OF NEVADA

9 Plaintiff

10 vs.

11 CHRISTIAN STEPHON MILES

12 #2888634

13 Defendant

Case No. C-15-306436-1

Dept. No. IX

Docket _____

14 **MOTION TO WITHDRAW COUNSEL**

15 Date of Hearing: 05-24-2016

16 Time of Hearing: 9:00AM

17 'ORAL ARGUMENT REQUESTED, Yes ☒ No ☐

18 COMES NOW, Defendant, Christian Stephen Miles, proceeding in proper person,
19 moves this Honorable Court for an ORDER Granting him permission to withdraw his present counsel
20 of record in the proceeding action, namely,

21 Bob Beckett

22 This Motion is made and based on all papers and pleadings on file with the Clerk of the Court
23 which are hereby incorporated by this reference, the Points and Authorities herein, and attached
24 Affidavit of Defendant.

25 DATED: this 21st day of April, 2016.

26 BY:

Christian Miles

Christian Miles

#2888634

/In Propria Personam

CLERK OF THE COURT

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1 **POINTS AND AUTHORITIES**

2 NRS 7.055 states in pertinent part:

- 3 1. An attorney who has been discharged by his client shall upon demand and payment of the fee
4 due from the client, immediately deliver to the client all papers, documents, pleadings and items
5 of tangible personal property which belong to or were prepared for that client.
- 6 2. . . . If the court finds that an attorney has, without just cause, refused or neglected to obey its
7 order given under this section, the court may, after notice and fine or imprison him until the
8 contempt purged. If the court finds that the attorney has, without just cause, withheld the
9 client's papers, documents, pleadings, or other property, the attorney is liable for costs and
10 attorney's fees.

11 Counsel in the above-entitled case was court-appointed due to Defendant's indigence. Defendant
12 does not owe counsel any fees.

13 **WHEREFORE**, Defendant prays this Honorable Court, Grant his Motion to Withdraw Counsel
14 and that counsel deliver to Defendant all papers, documents, pleadings, discovery and any other
15 tangible property which belong to or were prepared for the Defendant to allow Defendant the proper
16 assistance that is needed to insure that justice is served.

17 **DATED:** this 21st day of April, 2016.

18 Respectfully submitted,

19 BY: Christian Miles
20 Christian Miles # 2888634
21 /In Propria Personam
22 Post Office Box 650 [HDSP]
23 Indian Springs, Nevada 89018
24
25
26
27
28

NAME: Christian Miles, # 1109469

HIGH DESERT STATE PRISON
P.O. BOX 650
INDIAN SPRINGS, NEVADA 89018

DATE: _____

TO: _____

SUBJECT: TERMINATION OF COUNSEL/TRANSFER OF RECORDS

CASE NO.: _____

DEPT. NO.: _____

CASE NAME: _____

Please be advised that from this date forward, your authority as Attorney of Record in the above-stated action is hereby terminated. All of the professional relations of Attorney and Client do hereby cease.

Please enter your withdrawal from this action with the Court immediately.

Pursuant to NRS 7.055, I respectfully request that you deliver to me, forthwith, all documents, papers, pleadings and tangible personal property that is in your possession that relates to the above-named action.

Your prompt attention to this request is genuinely appreciated.

Respectfully,

/ / / / /

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IMPORTANT!

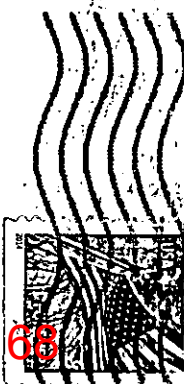
In my motion to withdraw counsel I did not provide a date the motion will be heard because I am currently not on calender for the motion to take notice. Please put me back on calender immediately for this motion to take notice.

CHRISTIAN Miles #1109469
H.D.S.P
PO BOX 650
Indian Springs, NV 89070-0650

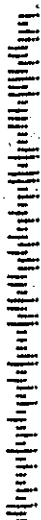
STEVEN D. GRIERSON
Clerk of the Court
200 LEWIS AVENUE, 3rd FLOOR
LAS VEGAS, NV 89155-1160

LAS VEGAS NV 890

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UNIT 3 A/E

APR 24 2016

HIGH DESERT STATE PRISON

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 28, 2016**

C-15-306436-1 State of Nevada
vs
Christian Miles

June 28, 2016**9:00 AM****All Pending Motions****HEARD BY:** Bixler, James**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Athena Trujillo**RECORDER:** Yvette G. Sison**REPORTER:****PARTIES****PRESENT:**

Beckett, Robert S.

Attorney for the Defendant

Miles, Christian Stephon

Defendant

Rhoades, Kristina A.

Deputy District Attorney

State of Nevada

Plaintiff

JOURNAL ENTRIES

- STATUS CHECK: FARETTA CANVASS ... STATUS CHECK: RESET TRIAL DATE /
PRODUCTION OF DISCOVERY / DEFENDANT'S REPRESENTATION STATUS ... DEFENDANT'S
PRO PER MOTION TO WITHDRAW COUNSEL

Colloquy regarding discovery. Mr. Beckett advised he printed all discovery and provided it to the Defendant with the exception of any nude photos which the Defendant cannot have. Court conducted a Faretta Canvass. COURT ORDERED, Motion to Withdraw Counsel GRANTED; Mr. Beckett APPOINTED as stand by counsel. COURT FURTHER ORDERED, matter SET for trial.

NIC (COC - NDC)

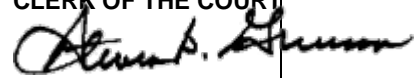
9/29/16 9:00 AM CALENDAR CALL

10/10/16 10:30 AM JURY TRIAL

PRINT DATE: 06/29/2016

Page 1 of 2

Minutes Date: June 28, 2016



1 RTRAN

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5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,
9 Plaintiff,

CASE#: C-15-306436-1
DEPT. IX

10 vs.

11 CHRISTIAN STEPHON MILES,
12 Defendant.

13
14 BEFORE THE HONORABLE JAMES BIXLER,
15 DISTRICT COURT JUDGE
16 TUESDAY, JUNE 28, 2016

17 **RECORDER'S TRANSCRIPT OF HEARING:**
18 **ALL PENDING MOTIONS**

19 APPEARANCES:

20 For the State:

KRISTINA RHOADES, ESQ.
Deputy District Attorney

22
23 For the Defendant:

ROBERT S. BECKETT, ESQ.

24
25 RECORDED BY: YVETTE SISON, COURT RECORDER

1 Las Vegas, Nevada, Tuesday, June 28, 2016

2
3 [Hearing began at 9:03 a.m.]

4 THE COURT: State of Nevada versus Christian Stephon
5 Miles. Good Morning.

6 MR. BECKETT: Good Morning Judge.

7 THE COURT: The Defendant is present in custody.
8 Department of corrections, right?

9 THE DEFENDANT: Clark County. Your Honor, remanded.

10 THE COURT: You're remanded from the Department of
11 Corrections?

12 THE DEFENDANT: Yeah, I been remanded from High Desert
13 to Clark County.

14 THE COURT: Well --

15 MR. BECKETT: Judge this case is being handled by Sam
16 Martinez. I can -- he should be -- I'm told he's on his way or Kristine
17 Rhoads is.

18 THE COURT: -- you have another case on too.

19 MR. BECKETT: That's correct.

20 THE COURT: Okay. Just have a seat; we'll get back to you
21 in a second.

22 [Case trailed at 9:04 a.m.]

23 [Case recalled at 9:39 a.m.]

24 THE COURT: State of Nevada versus Christian Miles, who's
25 present in custody. So, we have a couple of requests here. One is your

1 motion to discharge counsel and you want to represent yourself?

2 THE DEFENDANT: Yes, Your Honor.

3 THE COURT: That is certainly a bonehead move? What do
4 you know about the law?

5 THE DEFENDANT: Really, just the stuff I read in the books
6 while I've been in prison, Your Honor.

7 THE COURT: How long you been in prison?

8 THE DEFENDANT: For a year and a half.

9 THE COURT: And did you represent yourself on the case
10 you're in prison on?

11 THE DEFENDANT: No, this happen -- the case I'm in prison
12 right now, I had when I was 18, four years ago.

13 THE COURT: Let me see, over 37 years, I probably had a
14 100 or more pro per cases. You know how many of them were
15 acquitted?

16 THE DEFENDANT: Probably zero.

17 THE COURT: Zero, not one. That is the stupidest thing in the
18 world. You think you can do better job representing yourself than -- you
19 know, see what happens is the jury can't decipher, when you're acting
20 like your own attorney; everything you say and every stupid thing you're
21 going to say is going to be held against you; and if it was your attorney,
22 it's not the way it works, if you had an attorney. But when it's you doing
23 it, every single stupid dumb thing you do just drives a nail in your coffin.

24 The State would love to have you represent yourself, because
25 they know just like I'm telling you that your chances of doing anything

1 right is minimal, and the only thing you're going to do is screw yourself.

2 If you want to do it, I'll go through a Faretta Canvass, so we
3 can have a record that you were properly queried about your abilities to
4 represent yourself, but I'm telling you that is the stupidest thing I've ever
5 heard. Mr. Becker is your second attorney on this case, is that right?

6 THE DEFENDANT: Yes, Your Honor.

7 THE COURT: Are you difficult as a client to get along with?

8 THE DEFENDANT: No, it's not that I'm difficult as a client,
9 Your Honor, is the substantial documents in my case including like
10 Backpage and Craigslist ads, and Facebook messages that the
11 attorneys don't want to look over. So I figure if the attorneys don't want
12 to look it over, and the attorneys don't to file motions, its suicide for me
13 to go to trial anyway with the attorney, so I might as well fight for myself
14 if the attorney is not going to do it for me.

15 THE COURT: What kind of discovery is he talking about?

16 MR. BECKETT: I have about six to seven thousand pages of
17 discovery, a lot of text messaging, Facebook posts, Backpage,
18 Craigslist; there's a lot of information that has to be gone through. I
19 copied all off for him with the exclusion of pictures containing nudity
20 which I do have on a separate thumb drive, which he can't have.

21 We talked about maybe that if I could sit next to him at the
22 trial, maybe I could, you know, help him walk through it. He seems to be
23 fairly determined to represent himself. He thinks he -- he's the one that
24 will actually put in the time and do it the way he thinks it needs to be
25 done.

1 THE COURT: How far did you go in school?

2 THE DEFENDANT: Graduated high school.

3 THE COURT: Where did you go to high school?

4 THE DEFENDANT: Desert Rose.

5 THE COURT: And have you ever -- you have a prior
6 conviction right, but you didn't represent yourself in?

7 THE DEFENDANT: It was a plea bargain.

8 THE COURT: Well it's a conviction whether you had a trial or
9 a plea. Do you understand the hazards of self-representation? I mean,
10 I'm not making it worse than it is.

11 You got a very experienced attorney. It sounds to me like he's
12 familiar with all the discovery in your case and what -- he won't file
13 motions? He has an obligation that he can't file a frivolous motion. Just
14 because you want him to file a motion, he has an ethical legal obligation
15 not to file motions that he knows are not going to be granted.

16 THE DEFENDANT: Your Honor, it's not -- it's just not frivolous
17 motions I want filed. Its motions regarding her testimony. Its substantial
18 evidence in my case that shows the testimony at the preliminary hearing
19 was perjury and due process violations, and I wanted all of that
20 addressed before I go to trial; motions to suppress to be filed, and none
21 of that was filed.

22 THE COURT: All right -- when is -- is there a trial date?

23 MR. BECKETT: No Judge, not now.

24 THE COURT: All those motions will be addressed, but they're
25 not going to be addressed until you get to trial.

1 THE DEFENDANT: Well I wanted it -- I wanted it addressed
2 obviously before trial, its pretrial motions.

3 THE COURT: Oh they will be but just before trial. You'll go
4 through and all your motions to suppress, all those things will be done
5 within a few days of the trial. Why else?

6 THE DEFENDANT: It's been an ongoing issue. Like I said,
7 I've been fighting this case for a year and a half and nothings got done
8 at all, nothing at all.

9 THE COURT: Sounds to me like he's got about 5 or 6,000
10 pages of discovery.

11 THE DEFENDANT: Yeah, and he gets to get home at night. I
12 don't; so all those documents I'm reading over, and I do it better than my
13 attorney though.

14 THE COURT: I doubt that seriously, but it doesn't make much
15 difference how well you know the documents. You don't know what to
16 do with them. Let me get out my Faretta information. You're just asking
17 for trouble.

18 You understand that -- does she read through this whole
19 thing? The Faretta canvass?

20 THE COURT CLERK: I think so.

21 THE COURT: Does she?

22 THE COURT CLERK: Yes.

23 THE COURT: All right. I'm going to read through this; I'll try
24 and make it quick.

25 Under the Sixth Amendment of the Constitution of the United

1 States, you're entitled to the assistance of an attorney at all stages in a
2 criminal proceeding. You have the right to represent yourself and
3 conduct your own defense.

4 The Court cannot force a lawyer upon you. You insist that you
5 want to conduct your own defense. You're given this right under the
6 United States Supreme Court's decision of Faretta versus California, but
7 you must first knowingly and voluntarily give up your right to the
8 assistance of an attorney before you can represent yourself.

9 Do you understand that you have the right to the assistance of
10 an attorney at all stages of a criminal proceeding?

11 THE DEFENDANT: Yes.

12 THE COURT: All right. Criminal law is a complex area where
13 experienced and professional training is both required and desirable.
14 Have you had any legal training at all?

15 THE DEFENDANT: Just the stuff I've been reading in books,
16 Your Honor; no experience or training, just the stuff I've been reading.

17 THE COURT: What books, by the way, have you been
18 reading?

19 THE DEFENDANT: Litigation manuals I ordered from Amazon
20 and trial books, that's pretty much it Your Honor.

21 THE COURT: Do you realize that an attorney trains in the law
22 and has the skills and experience to probably conduct a defense of your
23 case -- you realize that you have an experienced attorney that is capable
24 of conducting a proper defense?

25 THE DEFENDANT: Yes, Your Honor.

1 THE COURT: An attorney knows the elements of the offense
2 that you've been charged with and any other possible defenses that
3 could be presented on your behalf. Are you aware of the elements and
4 the crime that you're charged with?

5 THE DEFENDANT: Yes.

6 THE COURT: What are they?

7 THE DEFENDANT: Sex trafficking --

8 THE COURT: What's the elements of sex trafficking? Do you
9 understand that each criminal charge has numerous elements to it that
10 the State has to prove beyond a reasonable doubt?

11 THE DEFENDANT: -- yes Your Honor.

12 THE COURT: Do you know what the elements of the crime
13 you're charged with are?

14 THE DEFENDANT: Yes, Your Honor.

15 THE COURT: What are they?

16 THE DEFENDANT: Recruiting -- recruiting, enticing a person
17 to commit sex trafficking, conspiracy; it's a whole bunch, Your Honor. I
18 don't know off the top of my head, but there's a whole bunch of elements
19 Your Honor.

20 THE COURT: Criminal trials present difficult choices as to
21 strategy, tactics, and even attorneys can differ as to the proper defense
22 to be made of a case. You are not trying to make these choices. Do
23 you understand that?

24 THE DEFENDANT: Yes.

25 THE COURT: An attorney knows the degree of proof; the

1 State must prove your guilty beyond a reasonable doubt and by
2 investigation and review of the State's evidence, it may be determined
3 that the State cannot prove the case. Is that what you believe to be the
4 case here?

5 THE DEFENDANT: Can you repeat that? I couldn't hear you.

6 THE COURT: Are you familiar with the evidence in this case?

7 THE DEFENDANT: Yes.

8 THE COURT: Do you think that the State has a case?

9 THE DEFENDANT: No.

10 THE COURT: Really?

11 THE DEFENDANT: Yes.

12 THE COURT: Okay. You must determine how to subpoena
13 the witnesses to testify on your behalf. Who do you plan on
14 subpoenaing as your witnesses?

15 THE DEFENDANT: Just the alleged victim, Your Honor.

16 THE COURT: They'll be here. You won't have to worry about
17 that.

18 THE DEFENDANT: That's the main one.

19 THE COURT: Do you know how to disqualify a juror when
20 you're in the process of picking a juror?

21 THE DEFENDANT: Peremptory challenges, Your Honor.

22 THE COURT: You have peremptory challenges, but --

23 THE DEFENDANT: Peremptory challenges.

24 THE COURT: -- but you also have challenges for cause. Do
25 you know how to --

1 THE DEFENDANT: Uhhhh yes sir --

2 THE COURT: -- I'm sorry --

3 THE DEFENDANT: -- yes, if a jury is biased or discriminatory
4 against a person, you could use a cause to exclude them as a juror,
5 Your Honor.

6 THE COURT: -- that's true, but there's a lot of reasons why
7 you would challenge someone for cause.

8 An attorney is trained to observe jurors and select the ones
9 most favorable to your case. You understand that?

10 THE DEFENDANT: Yes, Your Honor.

11 THE COURT: You think you can do that?

12 THE DEFENDANT: Yes sir.

13 THE COURT: You know the consequences if you decide to
14 testify on your own behalf? Do you know what your choices are in terms
15 of testifying as a criminal Defendant?

16 THE DEFENDANT: Yes.

17 THE COURT: Can you be compelled to testify?

18 THE DEFENDANT: If I was going to testify. I'm not sure if I
19 would testify on my own behalf at this time?

20 THE COURT: Can the State say I want to call you as a
21 witness?

22 THE DEFENDANT: No.

23 THE COURT: Why is that?

24 THE DEFENDANT: Because I have the right to not testify or
25 self-incriminate myself.

1 THE COURT: Can you waive that right and get on the witness
2 stand and testify?

3 THE DEFENDANT: Yes.

4 THE COURT: And if you get on the witness stand and testify
5 what happens to you in terms of what the State gets to say?

6 THE DEFENDANT: If I testify, the State has a right for cross
7 examining me as a witness and using that against me, Your Honor.

8 THE COURT: And you realize that if you have any prior
9 felony convictions, they get to point that out in front of the jury?

10 THE DEFENDANT: Yes.

11 THE COURT: It's within 10 years, you understand that?

12 THE DEFENDANT: Yes.

13 THE COURT: And you have a prior felony conviction right?

14 THE DEFENDANT: Yes.

15 THE COURT: Right?

16 THE DEFENDANT: Yes.

17 THE COURT: So, you're going to have to waive that when
18 you decide that you're going to get on the witness stand and testify
19 right?

20 THE DEFENDANT: Yes.

21 THE COURT: You realize that by questioning witnesses -- if
22 you don't properly question the witness, it's going to look to the jury like
23 you are testifying.

24 THE DEFENDANT: Yes.

25 THE COURT: If you ask leading questions, the jury is going to

1 think that you're testifying. You know that?

2 THE DEFENDANT: Yes.

3 THE COURT: That's why it's so hard for a jury to differentiate
4 you as the Defendant and you as your own attorney, and that's why
5 proper person the Defendants normally get convicted because in the
6 process of questioning witnesses, you say stupid stuff that the jury holds
7 against you. You're going to be your own worst enemy; but whatever.

8 MS. RHOADS: Also Your Honor, if he is -- I mean if the Court
9 does find that he's testifying when he's asking questions, we could
10 potentially bring in his prior pandering conviction if the Court finds that
11 he is testifying through asking questions.

12 THE COURT: Right. Even if you decide not to take the stand,
13 but it looks like you've crossed the line in front of the jury, and you're
14 actually offering testimony, that's exactly what the State will be asking
15 the Court to do, is to allow him to bring in your prior conviction anyway.

16 Once the jury sees a prior conviction for pandering,
17 considering the nature of this charge, you know, that's going to be real
18 important to them. You'd be so much better off to have an attorney
19 talking for you instead of you doing it.

20 THE DEFENDANT: I understand that, Your Honor.

21 THE COURT: You sure you want to do this?

22 THE DEFENDANT: I'm sure I want to do this.

23 THE COURT: There's not going to be any turning back
24 because we're not going to get up to a trial date -- you're more than
25 likely going to get to represent yourself, no real reason not to; but it is so

1 dumb and so stupid and you just -- and when you get up to the trial and
2 all of a sudden you get scared, and you go; oh, I change my mind, I want
3 an attorney, your attorney -- even Mr. Beckett acts as your -- what's the
4 term?

5 MS. RHOADS: Standby.

6 THE COURT: Standby counsel, even if he acts as standby
7 counsel, he won't be ready to be the lead counsel if you change your
8 mind; and the case is -- so they'll be no going back.

9 THE DEFENDANT: Yes, I'm aware of that Your Honor.

10 THE COURT: Okay. Do you understand the nature of the
11 charges against you and any possible defenses?

12 THE DEFENDANT: Yes.

13 THE COURT: You understand that it's much easier for an
14 attorney to do legal research than it is for you, because you're in
15 custody?

16 THE DEFENDANT: Yes, Your Honor.

17 THE COURT: So, doing research is going to be very difficult
18 for you.

19 THE DEFENDANT: Yes.

20 THE COURT: What's the range of punishment for the crimes
21 you're charged with?

22 THE DEFENDANT: Five to life, life.

23 THE COURT: Life. You could be -- if you're convicted on
24 first-degree kidnapping in Count 2, you could be sentenced to life. Do
25 you understand that?

1 MS. RHOADS: And Your Honor, Count 1 is non-
2 probationable, and he does have to register as a sex offender if he's
3 convicted.

4 THE COURT: You understand all that?

5 THE DEFENDANT: Whereas sex trafficking is registered --
6 you have to register --

7 MS. RHOADS: And non-probationable.

8 THE DEFENDANT: -- I'm aware of that.

9 THE COURT: You're going to prison. You get convicted,
10 you're going to prison.

11 THE DEFENDANT: I'm aware of that.

12 THE COURT: You know the difference between making an
13 opening statement and a closing statement?

14 THE DEFENDANT: Yes, Your Honor.

15 THE COURT: Do you know how to object to an improperly
16 asked question by the State?

17 THE DEFENDANT: I -- yes I do, Your Honor.

18 THE COURT: Do you know how to object?

19 THE DEFENDANT: Yes.

20 THE COURT: To an improperly asked question?

21 THE DEFENDANT: Yes.

22 THE COURT: What are some of the grounds for an
23 objection?

24 THE DEFENDANT: Objecting for leading questions, objection
25 for no foundations, objection for leading a witness; there are many

1 grounds for objections, Your Honor.

2 THE COURT: How old are you now?

3 THE DEFENDANT: I'm 22.

4 THE COURT: You've already answered the rest of these
5 questions. You've already explained why you want to represent yourself
6 and why you think you can do a better job; and I tried to talk you out of it,
7 haven't I?

8 THE DEFENDANT: Yes.

9 THE COURT: This is a bad decision you're making. Once
10 you -- once I decide and say you can represent yourself, there's no
11 going back; you understand that?

12 THE DEFENDANT: Yes I'm aware of that, Your Honor.

13 THE COURT: You can't unwind this.

14 THE DEFENDANT: Yes I'm aware.

15 THE COURT: You're absolutely positive.

16 THE DEFENDANT: I'm positive.

17 THE COURT: All right. Your motion is granted. Good luck.
18 Mr. Beckett, you're still going to stick around as standby counsel?

19 MR. BECKETT: Well, Mr. Miles is a very bright young man,
20 but I don't know if -- it's up to him. I'm fine either way. If he wants to
21 have somebody else or --

22 THE COURT: You want him to stay on as standby counsel?

23 MR. BECKETT: -- or if he wants to have somebody else, I'm
24 fine with it.

25 THE DEFENDANT: Well for right now, I think its okay for him

1 to be a standby counsel but the only issue I had with Robert Beckett was
2 the furnishing of the discovery. I'm still missing Backpage evidence that
3 hasn't been submitted to me, and that was with Mr. Colucci.

4 I also filed a motion for production of documents against
5 Colucci. I don't know if that has come into effect on the calendar, but I
6 filed a motion about two months ago for production of documents
7 against Colucci -- Carmine Colucci. I still haven't received private
8 investigator notes that he says he sent me, and I never got them, and
9 my attorney has never got them.

10 THE COURT: Well, what we'll do is -- stay on as standby
11 counsel. Take a look and see what might be in the queue as far as
12 motions, and call Carmine and see what he's talking about.

13 MR. BECKETT: I've already spoken to Mr. Colucci. He said
14 he gave me everything that he has --

15 THE COURT: Okay.

16 MR. BECKETT: -- he had, and that he has nothing else to
17 provide.

18 THE COURT: Okay. I mean we can put it on and have him
19 come to court and say that but --

20 THE DEFENDANT: Yeah.

21 THE COURT: -- I don't know what's going to happen. All right.
22 So stick around and stay on. His motion to discharge counsel is
23 granted. You'll remain on as a standby counsel. You're representing
24 yourself, so good luck.

25 MS. RHOADS: And Your Honor, we do need a calendar call

1 and a trial date. He has already waived --

2 THE COURT: His 60 days.

3 MS. RHOADS: -- yes, it's been continued several times.

4 THE COURT: So how soon --

5 THE DEFENDANT: All's I need Your Honor is three months,
6 maybe two and a half. I'm really ready at this point. The only thing is I
7 have some pretrial motions that have to take notice --

8 THE COURT: -- okay.

9 THE DEFENDANT: -- in a couple weeks, so I think three
10 months is enough time.

11 THE COURT: All right. Calendar call in about 90 days, and a
12 trial date.

13 THE COURT CLERK: Calendar call will be September 29th at
14 9 a.m., jury trial will be October 10th at 10:30 a.m.

15 THE COURT: October 10th. Okay, you got those?
16 September 29th calendar call, trial date October 10th; and you'll have
17 some motions no doubt on calendar call between now and then.

18 THE DEFENDANT: And Your Honor, my next question is --
19 I'm supposed to be remanded back to High Desert. I don't know if the
20 order is still in effect. I was only supposed to be here for like another
21 week or a couple days.

22 THE COURT: I don't know, there's no way -- you ought to
23 check with CCDC when you get over to the jail.

24 THE DEFENDANT: Okay.

25 THE COURT: There's no way we can tell what the status of

1 the transfer was.

2 MS. RHOADS: I think Your Honor, Judge Togliatti, ordered
3 him to be here for the duration -- it was a couple of weeks where Mr.
4 Beckett provided the discovery to him, and now I don't think we need
5 him here. We can do another order to transport for calendar call.

6 THE COURT: Okay. Is that what you want?

7 THE DEFENDANT: Yes.

8 THE COURT: Okay, then we'll do an order to transport you
9 back to High Desert.

10 THE DEFENDANT: Okay.

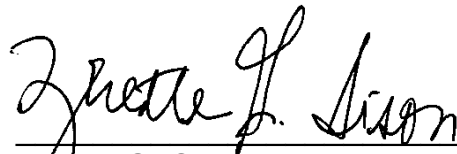
11 THE COURT: Okay. All right. There you go.

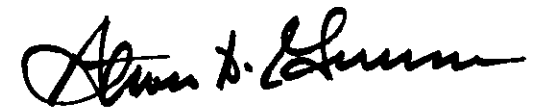
12 MS. RHOADS: Thank you.

13 [Hearing concluded at 9:58 a.m.]

14 * * * * *

15
16
17
18 ATTEST: I do hereby certify that I have truly and correctly transcribed the
audio/video proceedings in the above-entitled case to the best of my ability.

19
20 
21 Yvette G. Sison
22 Court Recorder/Transcriber
23
24
25



CLERK OF THE COURT

1 **ORDR**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 KRISTINA RHOADES
6 Deputy District Attorney
7 Nevada Bar #12480
8 200 Lewis Avenue
9 Las Vegas, NV 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,

11 Plaintiff,

12 -vs-

13 CHRISTIAN STEPHON MILES,
14 #2888634

15 Defendant.

CASE NO: C306436

DEPT NO: IX

16 ORDER

17 DATE OF HEARING: September 29, 2016
18 TIME OF HEARING: 9:00 A.M.

19 THIS MATTER having come on for hearing before the above entitled Court on the
20 29th day of September, 2016, the Defendant being present, ^{in proper person.} ~~represented by~~ ROBERT
21 BECKETT, ESQ., ^{appearing as stand-by counsel only,} the Plaintiff being represented by STEVEN B. WOLFSON, District
22 Attorney, through KRISTINA RHOADES, Deputy District Attorney, and the Court having
23 heard the arguments of counsel and good cause appearing therefor,

24 ///

25 ///

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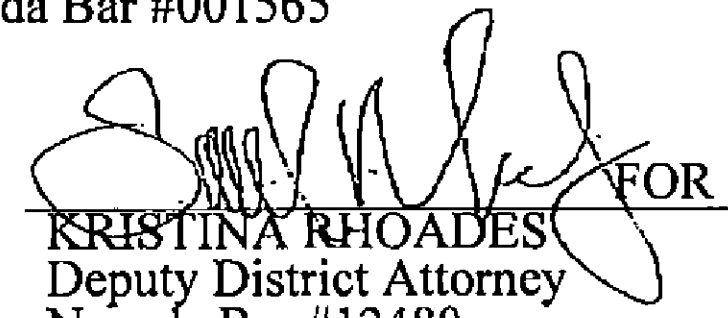
1 IT IS HEREBY ORDERED that the Defendant's Pro Per Motion to Dismiss, shall be,
2 and it is DENIED.

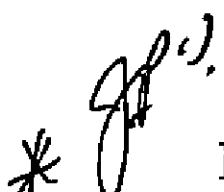
3 IT IS HEREBY ORDERED that the Defendant's Pro Per Motion to Suppress for Use
4 as Evidence Attached Exhibits, Namely, Metro PCS Document, shall be, and it is DENIED,
5 Court finds the motion is without merit.

6 * DATED this 13th day of October, 2016.

7 
8 DISTRICT JUDGE 78

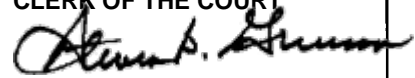
9 STEVEN B. WOLFSON
10 Clark County District Attorney
Nevada Bar #001565

11 BY  FOR
12 KRISTINA RHOADES
13 Deputy District Attorney
14 Nevada Bar #12480

15 
16 * IT IS HEREBY ORDERED that a decision on Defendant's pro per Motion in
17 Limine is reserved for trial.

18
19 IT IS HEREBY ORDERED that Defendant's pro per Motion for to Suppress for
20 use as evidence attached exhibits, namely, phone SMS text messages is WITHDRAWN by
21 Defendant.
22
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26
27

28 jm/SVU



1 DAO

2 EIGHTH JUDICIAL DISTRICT COURT
3 CLARK COUNTY, NEVADA

4 STATE OF NEVADA

5
6 vs.

Case No. C-15-306436-1

7 CHRISTIAN STEPHON MILES

8 Dept. No. IX

9 DECISION AND ORDER

10 This Court, having reviewed Defendant's Motion to Dismiss Uncorroborated Accomplice
11 Testimony filed November 8, 2017, the State's Opposition, Defendant's Reply, and oral argument,
12 FINDS the Defendant's Motion to be without merit as detailed here and therefore ORDERS the
13 Motion DENIED.

14 Defendant Christian Miles, *in propria persona*, is charged by way of Information with the
15 following counts: (1) Sex Trafficking of a Child Under 18 Years of Age, (2) First Degree
16 Kidnapping, (3) Living From the Earnings of a Prostitute, and (4) Child Abuse, Neglect, or
17 Endangerment. In essence, these charges stem from the allegation that Defendant took G.K. from
18 her home to prostitute her out into the community.

19 Defendant's instant motion contends that pursuant to NRS 175.291, the charges against him
20 should be dismissed because they are based on, "the uncorroborated testimony of G.K., the person
21 upon whom the offense was allegedly committed." Defendant's Motion, p. 5, lines 25-27.
22 Defendant's reading of NRS 175.291 is incorrect.

23 NRS 175.291 reads:


- 24 1. A conviction shall not be had on the testimony of an accomplice unless the
25 accomplice is corroborated by other evidence which in itself, and without the aid
26 of the testimony of the accomplice, tends to connect the defendant with the
27 commission of the offense; and the corroboration shall not be sufficient if it
28 merely shows the commission of the offense or the circumstances thereof.
2. **An accomplice is hereby defined as one who is liable to prosecution, for the identical offense charged against the defendant on trial in the cause in which the testimony of the accomplice is given.**

1 Simply put, G.K. is not, nor can she ever be, liable for any of the identical crimes charged
2 against Defendant. A plain reading of NRS 201.300 (Sex Trafficking of a Child Under 18 Years of
3 Age), NRS 200.310 (First Degree Kidnapping), NRS 201.320 (Living From the Earnings of a
4 Prostitute), and NRS 200.508 (Child Abuse, Neglect or Endangerment), clearly demonstrate that
5 G.K. cannot, as the victim, be liable for those offenses.

6 Defendant's arguments fail for the following reasons: A child victim who is sex trafficked
7 cannot also be guilty of trafficking him or herself. A child cannot kidnap him or herself. A child
8 cannot be guilty of abusing, neglecting, or endangering him or herself. A prostitute cannot be guilty
9 of living off the earnings of his or her own prostitution. *See Sheriff, Clark County v. Horner*, 96
10 Nev. 312, 314 (1980) (Testimony of prostitute, who could not be tried under statute proscribing
11 Living From Earnings of Prostitute, was not that of "accomplice" requiring corroboration under
12 statute requiring corroboration of accomplice's testimony).

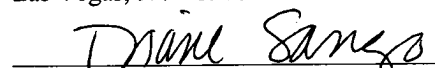
13
14
15 For the aforementioned reasons, this Court FINDS the Defendant's Motion to Dismiss
16 Uncorroborated Accomplice Testimony to be without merit as detailed here and therefore ORDERS
17 the Motion DENIED.

18 DATED this 11th of April, 2018.

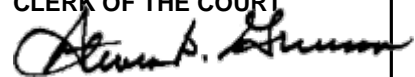
19
20 
21 JENNIFER P. TOGLIATTI
DISTRICT COURT JUDGE

22 I hereby certify that on the date filed, a copy of this
23 Order was electronically served through the Eighth
24 Judicial District Court EFP system, or, if no e-mail
was provided, mailed or placed in the Clerk's Office
attorney folder for:

25 Samuel Martinez, Esq. (District Attorney – Criminal)
26 Robert Beckett, Esq. (Robert Beckett)
27 Christian Miles (Defendant *Pro Per*)
330 Casino Center
Las Vegas, NV 89101

28 
DIANE SANZO, Judicial Assistant

JENNIFER TOGLIATTI
DISTRICT JUDGE
DEPARTMENT IX



1 DAO

2 EIGHTH JUDICIAL DISTRICT COURT

3 CLARK COUNTY, NEVADA

4 STATE OF NEVADA

5 vs.

6 Case No.

C-15-306436-1

7 CHRISTIAN STEPHON MILES

8 Dept. No.

IX

9 DECISION AND ORDER

10 This Court, having reviewed Defendant's Motion to Suppress Illegally Obtained Evidence
11 filed February 8, 2018, the State's opposition, and having considered oral argument and the April
12 21, 2017, June 1, 2017, and January 29, 2018 Evidentiary Hearings, FINDS the Defendant's Motion
13 to be without merit as detailed here and therefore ORDERS the Motion DENIED.

14 INTRODUCTION

15 As a preliminary matter, the instant motion to suppress is but one of 14 similarly titled and
16 argued motions to suppress filed by Defendant since his *Faretta* canvass:

17 2016

18 On July 11, 2016, Defendant filed a "Motion to Suppress" flatly arguing that evidence
19 obtained through Facebook should be excluded. On July 13, 2016, Defendant filed a "Motion to
20 Suppress" arguing again that evidence obtained through Facebook should be excluded, this time, on
21 the basis that the warrant used to obtain such information was deficient. On July 26, 2016,
22 Defendant filed two Motions to Suppress, arguing that documents obtained from a Metro PCS phone
23 and "phone SMS text messages" were obtained without a warrant. On October 17, 2016, Defendant
24 filed a "Supplemental Motion to Suppress Facebook Evidence," presumably supplementing the July
25 11 and July 13, 2016 motions wherein he moved to suppress evidence obtained through Facebook.
26 In Defendant's supplemental motion, he again argues that the evidence obtained through Facebook
27 should be excluded on the basis that the warrant used to obtain such information was deficient.
28

JENNIFER TOGLIATTI
DISTRICT JUDGE
DEPARTMENT IX

2017

On February 8, 2017, Defendant filed a “Motion to Suppress Cellular Evidence,” moving for evidence obtained from a Samsung Galaxy III and ZTE Olympia phone to be excluded on the grounds that the warrant used was defective. On May 10, 2017, Defendant filed a “Motion to Suppress LG Phone,” again attacking the warrant used to gather the LG phone evidence. On September 7, 2017, Defendant filed a “Motion in Limine to Exclude ZTE Phone,” this time arguing that the evidence from the ZTE phone is not relevant. On September 26, 2017, Defendant filed a “Motion in Limine to Exclude Samsung III Text Messages,” arguing that the State cannot prove that the text messages were actually written by Defendant. On October 10, 2017, Defendant filed a “Motion in Limine to Exclude Facebook Messages,” this time arguing that the Facebook messages obtained are irrelevant. On October 19, 2017, Defendant filed a “Motion in Limine to Exclude Craigslist Advertisements.” On December 15, 2017, Defendant filed a “Supplemental Motion to Suppress Cellular Evidence,” moving for the exclusion of evidence from the Samsung Galaxy III and ZTE phone, again, on the grounds that the warrant used was legally deficient.

2018

On February 8, 2018, Defendant filed the instant “Motion to Suppress Illegally Obtained Evidence,” wherein he moves for the exclusion of evidence gained from the Samsung Galaxy III and ZTE cellular phones, Defendant’s statement, and a U.S. Bank debit card.¹ Once again, Defendant argues that the warrant used was legally defective and thus, all of the evidence obtained was the fruit of the poisonous tree.

BACKGROUND

Defendant Christian Miles, *in propria persona*, is charged by way of Information with the following counts: (1) Sex Trafficking of a Child Under 18 Years of Age, (2) First Degree Kidnapping, (3) Living From the Earnings of a Prostitute, and (4) Child Abuse, Neglect, or Endangerment. In essence, these charges stem from the allegation that Defendant took G.K. from her home to engage in acts of prostitution.

¹ This Court notes that Defendant filed a “Second Supplemental Motion to Suppress Facebook Evidence” on March 23, 2018, after the instant motion.

1 The investigation into Defendant's alleged criminal activity began when the alleged minor
2 victim, G.K., was reported missing by her mother. Evidentiary Hearing Transcript (EHT), April 21,
3 2017, p. 112. G.K.'s mother told police that G.K. was seen getting into a convertible vehicle.²
4 G.K.'s stepfather followed the convertible and reported the license plate number to police, which
5 was registered to Defendant. *Id.* at 116; *see also* Declaration of Warrant/Summons, March 3, 2015,
6 p. 1. At the time G.K. was reported missing, she was on juvenile house arrest and was wearing a
7 Global Positioning System (GPS) monitoring device.

8 On February 13, 2015, Juvenile Probation Officer J. Jacobs located and arrested G.K. for a
9 probation violation and transported her to Clark County Juvenile Hall (CCJH). EHT, January 29,
10 2018, p. 8-14. While at CCJH, G.K. was interviewed by Detective Justine Gatus and gave Gatus
11 consent to search her cell phone. The search of G.K.'s cell phone produced multiple text messages
12 that clearly indicate a pimp/prostitute dialogue occurring between G.K. and someone saved in
13 G.K.'s phone as "Chris" and "Chris 2." *Id.* at 29; *see also* Declaration of Warrant/Summons, March
14 3, 2015, p. 4-5. G.K. told Gatus that "Chris" and "Chris 2" was the saved name in her phone
15 contacts for Defendant Christian Miles. EHT, April 21, 2017, p.101-02.

16 These text messages made up some of the basis for the March 3, 2015 arrest warrant of
17 Christian Miles.³ On March 24, 2015, Defendant was arrested, waived his *Miranda* rights, and gave
18 a statement to police. Defendant seeks to suppress the statements made to Detective Gatus.
19 Defendant also had two cellular phones and a U.S. Bank debit card on his person that were seized at
20 the time of the arrest.

21 On May 7, 2015, Detective Gatus filed a search warrant for the search and seizure of
22 Defendant's Facebook account. Included in the affidavit for the search warrant are facts from the
23 previous arrest warrant and facts from February 24, 2015, wherein G.K. gave consent to Detective
24 Gatus to search her Facebook account. EHT, January 29, 2018, p.44. From the search of G.K.'s
25 Facebook account, Detective Gatus was able to see personal messages from Defendant's account to

26
27 ² The color of the convertible is vigorously disputed by Defendant but irrelevant for purposes of finding whether
probable cause existed sufficient to execute an arrest and search warrant.

28 ³ Also included in the March 3, 2015 arrest warrant are facts from February 16, 2015, where G.K. identified Christian
Miles from a photo lineup as the man who "cut off [G.K.'s] GPS and kidnapped [her]."

1 G.K.'s account from February 9, 2015 (the date of G.K.'s disappearance). One message from
2 Defendant's account said, "Lets go." which was sent shortly before Defendant allegedly picked up
3 G.K. from her home. Defendant seeks to suppress the messages and information from the search of
4 his Facebook account in separate motions not considered here.

5 On May 20, 2015, Detective Gatus filed a search warrant for the search of the information
6 stored on the two phones seized from Defendant's person during his arrest on March 24, 2015.
7 Included in the affidavit for that search warrant include all previous facts alleged in the two prior
8 warrants, as well as new information explaining how the phones were seized. Incriminating text
9 messages were found on the phones, which Defendant seeks to suppress.

10 On April 21, 2017, June 1, 2017, and January 29, 2018, evidentiary hearings were held to
11 determine whether the facts contained in the warrant affidavits were recklessly made or perjured
12 pursuant to *Franks v. Delaware*, 483 U.S. 154 (1978).

13 DISCUSSION

14 Defendant's instant motion (and multiple, successive, preceding motions not yet decided by
15 this Court) contends that the March 3, 2015 arrest warrant affidavit was based on information that
16 was "perjured and contained false statements by the affiant that were knowingly and intentionally
17 used to secure the warrant..."

18 "There is...a presumption of validity with respect to the affidavit supporting [an arrest or]
19 search warrant." *Franks*, at 171-172. Where a defendant makes a substantial preliminary showing
20 that a false statement knowingly and intentionally, or with reckless disregard for the truth, was
21 included by the affiant in the warrant affidavit, and if the allegedly false statement was necessary to
22 the finding of probable cause, the Fourth Amendment requires that a hearing be held. *Id.* at 155-56.
23 "[I]n the event that at that hearing the allegation of perjury or reckless disregard *is established by the*
24 *defendant by a preponderance of the evidence*, and, with the affidavit's false material set to one side,
25 the affidavit's remaining content is insufficient to establish probable cause, the search warrant must
26 be voided and the fruits of the search excluded to the same extent as if probable cause was lacking
27 on the face of the affidavit." *Id.* (emphasis added).

28 \\\

Arrest and Defendant's Statement

After extensive evidentiary hearings, Defendant has failed to make any material allegations that would come close to proving that the arrest warrant in this case was invalid. *See generally Weber v. State*, 121 Nev. 554, 584 (2005). Defendant fails to understand that the minor factual inconsistencies he complains of between the arrest warrant and some of the evidentiary hearing testimony is inconsequential for a determination of probable cause. For example, whether the convertible car G.K. was seen getting into was silver or white, whether the cutting of the GPS device was done by Defendant or G.K., whether G.K. said she was taken against her will to the motel or not, and whether G.K. said she was or was not introduced to other prostitutes is wholly insignificant here. Detective Gatus relied upon the statements made by G.K. and her family members and included them into her arrest warrant affidavit. There is no evidence whatsoever to infer that Detective Gatus's reliance on those statements was reckless or perjured in any way. Any factual inconsistencies are considerations for the jury when making a determination of guilt.

Nevertheless, this Court FINDS that the text messages alone, in the March 3, 2015 warrant, lawfully seized with the consent of G.K., establish probable cause that Defendant was using G.K. for prostitution purposes in an unlawful manner. Even if this Court were to set aside the entire warrant affidavit except for the text messages, those texts alone would be more than sufficient to establish probable cause to arrest Defendant. *See Franks*, at 155-56; *See also Doyle v. State*, 116 Nev. 148, 159 (2000) ("A defendant is not entitled to suppression of the fruits of a search warrant, even based on intentional falsehoods or omissions, unless probable cause is lacking once the false information is purged and any omitted information is considered.").

Because the text messages in the March 3, 2015 warrant alone are sufficient for probable cause, this Court FINDS that the arrest of Defendant was lawful and that the subsequent statements Defendant made to police, after a voluntary waiver of his *Miranda* rights, are therefore ADMISSABLE.

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Text Messages and U.S. Bank Card

Defendant has moved for the suppression of the Samsung Galaxy III and ZTE cellular phone text messages. Those text messages are the product of the search of the phones from a May 20, 2015 *search* warrant. Defendant's instant motion however only cites the March 3, 2015 *arrest* warrant. The *search* of the Samsung and ZTE phones are simply not covered by the March 3, 2015 arrest warrant that Defendant has cited to.

Similarly, Defendant moves for the suppression of a U.S. Bank debit card found on his person at the time of his arrest. This Court does not have any information before it regarding a search of the debit card, or the bank account it links to. All the Court is aware of is that the debit card was seized during the lawful arrest of Defendant.


Accordingly, this Court will not entertain the merits of Defendant's argument regarding the text messages or the U.S. Bank card because there is no supporting authority or citations made by Defendant in the instant Motion. The *seizure* of the phones and the debit card appears to be nothing more than the product of a lawful inventory search of Defendant's person following his arrest. *See Illinois v. Lafayette*, 462 U.S. 640, 645 (1983) (stating that a lawful arrest establishes police authority to conduct a full search of a person because it is both an exception to the warrant requirement and reasonable under the Fourth Amendment).

This Court therefore FINDS that the Defendant has failed to make an adequate showing that the search of the text messages and seizure of the U.S. Bank card was done pursuant to a defect in the March 3, 2015 warrant.

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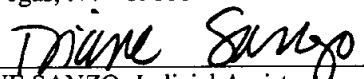
1 For the aforementioned reasons, this Court FINDS Defendant's Motion to Suppress Illegally
2 Obtained Evidence to be without merit as detailed here and therefore ORDERS the Motion
3 DENIED.

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6 DATED this 23rd of May, 2018.

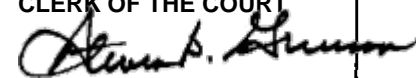
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9 JENNIFER P. TOGLIATTI
DISTRICT COURT JUDGE

10
11 I hereby certify that on the date filed, a copy of this
12 Order was electronically served through the Eighth
13 Judicial District Court EFP system, or, if no e-mail
attorney folder for:

14 Samuel Martinez, Esq. (District Attorney – Criminal)
15 Robert Beckett, Esq. (Robert Beckett)
16 Christian Miles (Defendant *Pro Per*)
330 Casino Center
Las Vegas, NV 89101

17 
18 DIANE SANZO, Judicial Assistant

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JENNIFER TOGLIATTI
DISTRICT JUDGE
DEPARTMENT IX



ORDR
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
SAMUEL S. MARTINEZ
Chief Deputy District Attorney
Nevada Bar #010671
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

-vs-

CHRISTIAN STEPHON MILES,
#2888634

Defendant.

CASE NO: **C-15-306436-1**

DEPT NO: **XVIII**

**ORDER DENYING DEFENDANT'S MOTION IN LIMINE TO EXCLUDE
CRAIG'S LIST ADVERTISEMENTS**

DATE OF HEARING: 01-29-2019
TIME OF HEARING: 9:00 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the 29th day of January, 2019, the Defendant being present, IN PROPER PERSON, with ROBERT S. BECKETT, ESQ. present as Stand-by Counsel, the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through SAMUEL S. MARTINEZ, Chief Deputy District Attorney, and the Court having heard the arguments of counsel, based on the pleadings and good cause appearing therefor,

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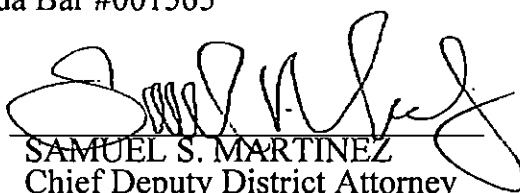
1 IT IS HEREBY ORDERED that the Defendant's Motion in Limine to Exclude Craig's
2 List Advertisements, shall be, and it is denied without prejudice.

3 DATED this 27th day of February, 2019.

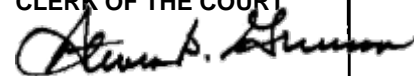
4 
5 _____
6 DISTRICT JUDGE *mt*

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

10 BY

11 
12 SAMUEL S. MARTINEZ
13 Chief Deputy District Attorney
14 Nevada Bar #010671
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ORDR
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
SAMUEL S. MARTINEZ
Chief Deputy District Attorney
Nevada Bar #010671
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

-vs-

**CHRISTIAN STEPHON MILES,
#2888634**

Defendant.

CASE NO: **C-15-306436-1**

DEPT NO: **XVIII**

**ORDER DENYING DEFENDANT'S MOTION IN LIMINE TO EXCLUDE
SAMSUNG III TEXT MESSAGES**

DATE OF HEARING: 01-29-2019
TIME OF HEARING: 9:00 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the 29th day of January, 2019, the Defendant being present, IN PROPER PERSON, with ROBERT S. BECKETT, ESQ. present as Stand-by Counsel, the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through SAMUEL S. MARTINEZ, Chief Deputy District Attorney, and the Court having heard the arguments of counsel, based on the pleadings and good cause appearing therefor,

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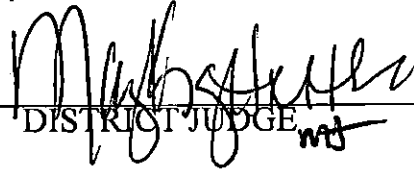
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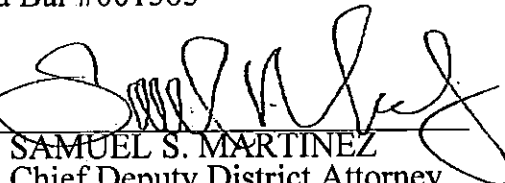
1 IT IS HEREBY ORDERED that the Defendant's Motion in Limine to Exclude
2 Samsung III Text Messages, shall be, and it is denied without prejudice.

3 DATED this 27th day of February, 2019.

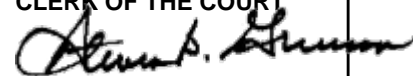
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6 DISTRICT JUDGE *ms*

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

10 BY

11 
12 SAMUEL S. MARTINEZ
13 Chief Deputy District Attorney
14 Nevada Bar #010671

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ORDR
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
SAMUEL S. MARTINEZ
Chief Deputy District Attorney
Nevada Bar #010671
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

-vs-

CHRISTIAN STEPHON MILES,
#2888634

Defendant.

CASE NO: C-15-306436-1

DEPT NO: XVIII

**ORDER DENYING DEFENDANT'S MOTION IN LIMINE TO EXCLUDE
ZTE PHONE**

DATE OF HEARING: 01-29-19
TIME OF HEARING: 9:00 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the 29th day of January, 2019, the Defendant being present, IN PROPER PERSON, with ROBERT S. BECKETT, ESQ. present as Stand-by Counsel, the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through SAMUEL S. MARTINEZ, Chief Deputy District Attorney, and the Court having heard the arguments of counsel, based on the pleadings and good cause appearing therefor,

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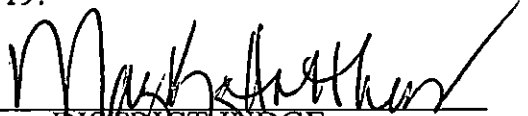

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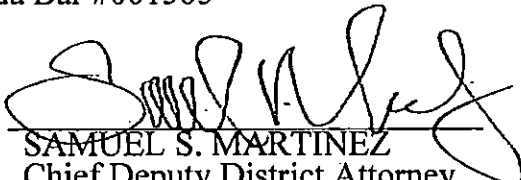
1 IT IS HEREBY ORDERED that the Defendant's Motion in Limine to Exclude ZTE
2 Phone, shall be, and it is denied without prejudice.

3 DATED this 27th day of February, 2019.

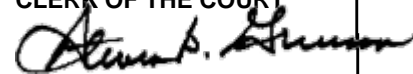
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5 DISTRICT JUDGE 

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

9 BY


10 SAMUEL S. MARTINEZ
11 Chief Deputy District Attorney
12 Nevada Bar #010671

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1 **ORDR**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 SAMUEL S. MARTINEZ
6 Chief Deputy District Attorney
7 Nevada Bar #010671
8 200 Lewis Avenue
9 Las Vegas, NV 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

8 **DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**

10 THE STATE OF NEVADA,

11 Plaintiff,

12 -vs-

CASE NO: C-15-306436-1

13 CHRISTIAN STEPHON MILES,
14 #2888634

DEPT NO: XVIII

15 Defendant.

16 **ORDER DENYING DEFENDANT'S MOTION TO DISMISS FOR**
17 **DESTRUCTION OF EVIDENCE**

18 DATE OF HEARING: 11-08-2018
19 TIME OF HEARING: 9:00 A.M.

20 THIS MATTER having come on for hearing before the above entitled Court on the
21 8th day of November, 2018, the Defendant being present, IN PROPER PERSON, with
22 ROBERT S. BECKETT, ESQ. present as Stand-by Counsel, the Plaintiff being represented
23 by STEVEN B. WOLFSON, District Attorney, through SAMUEL S. MARTINEZ, Chief
24 Deputy District Attorney, and the Court having heard the arguments of counsel, based on the
25 pleadings, with the Court having taken the matter under advisement, and good cause
26 appearing therefor,

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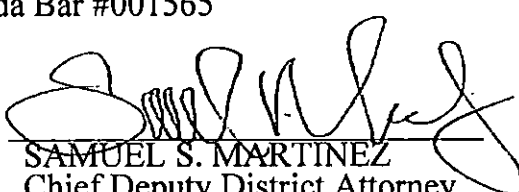
1 IT IS HEREBY ORDERED that the Defendant's Motion to Dismiss for Destruction of
2 Evidence, shall be, and it is denied, as it is without merit. Defendant's challenges to the
3 veracity or inconsistencies to the State's evidence go to the weight of the evidence and not to
4 admissibility. Further, the fact that witnesses may say different things at different times, or a
5 witness makes a mistake in documentation does not warrant dismissal or substantiate State
6 misconduct.

7 DATED this 27th day of February, 2019

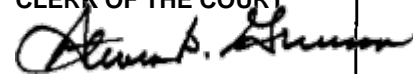
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9 
DISTRICT JUDGE nt

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

12
13 BY


14 SAMUEL S. MARTINEZ
Chief Deputy District Attorney
15 Nevada Bar #010671
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jg/SVU



ORDR
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
SAMUEL S. MARTINEZ
Chief Deputy District Attorney
Nevada Bar #010671
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

-vs-

CHRISTIAN STEPHON MILES,
#2888634

Defendant.

CASE NO: **C-15-306436-1**

DEPT NO: **XVIII**

ORDER DENYING DEFENDANT'S MOTION TO DISMISS

DATE OF HEARING: 09-29-2016
TIME OF HEARING: 9:00 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the 29th day of September, 2016, the Defendant being present, IN PROPER PERSON, with ROBERT S. BECKETT, ESQ. present as Stand-by Counsel, the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through SAMUEL S. MARTINEZ, Chief Deputy District Attorney, and the Court having heard the arguments of counsel, based on the pleadings and good cause appearing therefor,

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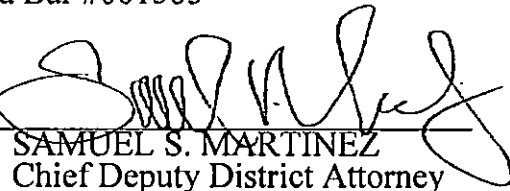
1 IT IS HEREBY ORDERED that the Defendant's Motion to Dismiss, shall be, and it is
2 denied, as the Court finds it is a creditability issue for the Jury to decide.

3 DATED this 27th day of February, 2019.

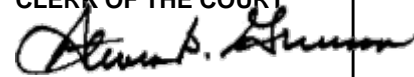
4 
5 DISTRICT JUDGE 

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

9 BY


10 SAMUEL S. MARTINEZ
11 Chief Deputy District Attorney
12 Nevada Bar #010671

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ORDR
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
SAMUEL S. MARTINEZ
Chief Deputy District Attorney
Nevada Bar #010671
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

-vs-

CHRISTIAN STEPHON MILES,
#2888634

Defendant.

CASE NO: **C-15-306436-1**

DEPT NO: **XVIII**

**ORDER DENYING DEFENDANT'S MOTION TO SUPPRESS
LG CELLULAR PHONE**

DATE OF HEARING: 09-25-2018
TIME OF HEARING: 1:30 P.M.

THIS MATTER having come on for hearing before the above entitled Court on the 25th day of September, 2018, the Defendant being present, IN PROPER PERSON, with ROBERT S. BECKETT, ESQ. present as Stand-by Counsel, the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through SAMUEL S. MARTINEZ, Chief Deputy District Attorney, and the Court having heard arguments of counsel, based on the pleadings and good cause appearing therefor,

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1 IT IS HEREBY ORDERED that the Defendant's Motion to Suppress LG Cellular
2 Phone, shall be, and it is denied. The Court FINDS the seizure was lawful and proper, and
3 there was sufficient evidence to support the actions of the Metro Officer.

4 DATED this 27th day of February, 2019.

5
6 
DISTRICT JUDGE *mt*

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

9
10 BY 

11 SAMUEL S. MARTINEZ
12 Chief Deputy District Attorney
13 Nevada Bar #010671
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FILED IN OPEN COURT
STEVEN D. GRIERSON
CLERK OF THE COURT

APR 01 2013

BY, Dara Yorke
DARA YORKE, DEPUTY

C-15-306436-1
AINF
Amended Information
4826953



DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

CHRISTIAN STEPHON MILES,
#2888634

Defendant.

CASE NO. C-15-306436-1

DEPT NO. XVIII

AMENDED
INFORMATION

STATE OF NEVADA }
COUNTY OF CLARK } ss:

STEVEN B. WOLFSON, District Attorney within and for the County of Clark, State of Nevada, in the name and by the authority of the State of Nevada, informs the Court:

That **CHRISTIAN STEPHON MILES**, the Defendant above named, having committed the crimes of **SEX TRAFFICKING OF A CHILD UNDER 18 YEARS OF AGE (Category A Felony - NRS 201.300.2a1 - NOC 58004); FIRST DEGREE KIDNAPPING (Category A Felony - NRS 200.310, 200.320 - NOC 50053); LIVING FROM THE EARNINGS OF A PROSTITUTE (Category D Felony - NRS 201.320 - NOC 51006); and CHILD ABUSE, NEGLECT, OR ENDANGERMENT (Category B Felony - NRS 200.508(1) - NOC 55226)**, on or between February 1, 2015 and February 13, 2015, within the County of Clark, State of Nevada, contrary to the form, force and effect of statutes in such cases made and provided, and against the peace and dignity of the State of Nevada,

1 COUNT 1 - SEX TRAFFICKING OF A CHILD UNDER 18 YEARS OF AGE

2 did willfully, unlawfully, and feloniously induce, harbor, obtain, and/or maintain G.K.,
3 a child under eighteen years of age, to engage in prostitution.

4 COUNT 2 - FIRST DEGREE KIDNAPPING

5 did willfully, unlawfully, and feloniously lead, take, entice, carry away or kidnap G.K.,
6 a minor, with the intent to keep, imprison, or confine said G.K., from BECKY YORK, her
7 parents, guardians, or other person or persons having lawful custody of G.K., or with the intent
8 to hold G.K. to unlawful service, or to perpetrate upon the person of G.K. any unlawful act, to
9 wit: prostitution.

10 COUNT 3 - LIVING FROM THE EARNINGS OF A PROSTITUTE


11 did then and there willfully, unlawfully, feloniously, and knowingly accept, receive,
12 levy, or appropriate money, without consideration, from G.K., the proceeds of prostitution
13 activity.

14 COUNT 4 - CHILD ABUSE, NEGLECT, OR ENDANGERMENT

15 did willfully, unlawfully, and feloniously cause a child under the age of 18 years, to-
16 wit: G.K., being approximately 16 years of age, to suffer unjustifiable physical pain or mental
17 suffering as a result of abuse or neglect, to wit: sexual exploitation, and/or cause G.K. to be
18 placed in a situation where she might have suffered unjustifiable physical pain or mental
19 suffering as a result of abuse or neglect, to wit: sexual exploitation, by encouraging and/or
20 directing the said G.K. to engage in prostitution.

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

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