

NOASC
JOHN P. PARRIS, ESQ.
Nevada Bar No. 7479
LAW OFFICES OF JOHN P. PARRIS
324 South 3rd Street, Suite 200
Las Vegas, NV 89101
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Attorney for Craig Rodgers

Electronically Filed
Oct 01 2019 09:34 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**IN THE EIGHTH JUDICIAL DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

vs.

CRAIG RODGERS, #1680324,

Defendant.

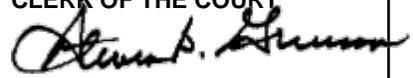
Case No. C-16-314359-1
Dep't No. XXII

NOTICE OF APPEAL

Notice is hereby given that Craig Rodgers, defendant in the above-entitled action, appeals to the Supreme Court of Nevada from the Judgment of Conviction filed August 23, 2019.

DATED this September 23, 2019.

/s/ John Parris
JOHN P. PARRIS, ESQ.
Nevada Bar No. 7479
LAW OFFICES OF JOHN P. PARRIS
324 South 3rd Street, Suite 200
Las Vegas, NV 89101
(702) 387-2000
Attorney for Craig Rodgers



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5 **IN THE EIGHTH JUDICIAL DISTRICT COURT**

6 **CLARK COUNTY, NEVADA**

7 THE STATE OF NEVADA,

8 Plaintiff,

9 *vs.*

10 CRAIG RODGERS, #1680324,

11 Defendant.

Case No.
Dep't No.

C-16-314359-1
XXII

12 **CASE APPEAL STATEMENT**

- 13 **1) Name of appellant filing this case appeal statement:** Craig Rodgers
- 14 **2) Identify the judge issuing the decision, judgment, or order appealed from:**
- 15 Susan Johnson, Department XXII, Eighth Judicial District Court
- 16 **3) Identify each appellant and the name and address of counsel for each**
- 17 **appellant:** Appellant Craig Rodgers; Counsel John P. Parris, 324 S. 3rd St. #200, Las
- 18 Vegas, NV 89101
- 19 **4) Identify each respondent and the name and address of appellate counsel for**
- 20 **each:** Respondent State of Nevada, Counsel Steven B. Wolfson, Esq., Clark County
- 21 District Attorney, 200 Lewis Ave., Las Vegas, NV 89155; Aaron D. Ford, Esq., Nevada
- 22 State Attorney General, 100 N. Carson St., Carson City, NV 89701
- 23 **5) Indicate whether any attorney identified above in response to question 3 or**
- 24 **4 is not licensed to practice law in Nevada and, if so, whether the district**
- 25 **court granted that attorney permission to appear under SCR 42 (attach a**
- 26 **copy of any district court order granting such permission):** No

27 ///

- 1 **6) Indicate whether appellant was represented by appointed or retained**
2 **counsel in the district court:** Appointed
- 3 **7) Indicate whether appellant is represented by appointed or retained counsel**
4 **on appeal:** Appointed
- 5 **8) Indicate whether appellant was granted leave to proceed in forma pauperis,**
6 **and the date of entry of the district court order granting such leave:** Indigency
7 determination and appointment of counsel granted 4/25/2016.
- 8 **9) Indicate the date the proceedings commenced in the district court (e.g., date**
9 **complaint, indictment, information, or petition was filed):** 4/22/2016
- 10 **10) Provide a brief description of the nature of the action and result in the**
11 **district court, including the type of judgment or order being appealed and**
12 **the relief granted by the district court:** Judgment of conviction following guilty
13 plea to charges of second degree kidnapping, robbery, mayhem, and pandering.
- 14 **11) Indicate whether the case has previously been the subject of an appeal to or**
15 **original writ proceeding in the Supreme Court and, if so, the caption and**
16 **Supreme Court docket number of the prior proceeding:** No
- 17 **12) Indicate whether this appeal involves child custody or visitation:** No
- 18 **13) If this is a civil case, indicate whether this appeal involves the possibility of**
19 **settlement:** N/A

20 DATED this September 23, 2019.

21 /s/ John Parris

22 _____
23 JOHN P. PARRIS, ESQ.
24 Nevada Bar No. 7479
25 **LAW OFFICES OF JOHN P. PARRIS**
26 324 South 3rd Street, Suite 200
27 Las Vegas, NV 89101
28 (702) 387-2000
Attorney for Craig Rodgers

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CERTIFICATE OF SERVICE

I hereby certify that I am a person competent to serve papers, that I am not a party to the above-entitled action, and that on September 23, 2019, I served the foregoing document on:

Steven B. Wolfson, Esq. 200 Lewis Avenue
Steven S. Owens, Esq. Las Vegas, NV 89155
Clark County District Attorney’s Office Via email: motions@clarkcountyda.com

/s/ John Parris
JOHN P. PARRIS, ESQ.
Nevada Bar No. 7479
LAW OFFICES OF JOHN P. PARRIS
324 South 3rd Street, Suite 200
Las Vegas, NV 89101
(702) 387-2000
Attorney for Craig Rodgers

AFFIRMATION

Pursuant to NRS 239B.030, this document contains no social security numbers.
/s/ John Parris 09-23-19
John P. Parris, Esq. Date

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-16-314359-1

State of Nevada
vs
Craig Rodgers

§ Location: **Department 22**
 § Judicial Officer: **Johnson, Susan**
 § Filed on: **04/21/2016**
 § Case Number History:
 § Cross-Reference Case **C314359**
 § Number:
 § Defendant's Scope ID #: **1680324**
 § ITAG Booking Number: **0**
 § ITAG Case ID: **1772179**
 § Lower Court Case # Root: **15F03939**
 § Lower Court Case Number: **15F03939X**
 § Metro Event Number: **1503061612**

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
Jurisdiction: District Court					
1. SECOND DEGREE KIDNAPPING PCN: 0029519526 ACN: 1503061612 <i>Filed As:</i> BATTERY WITH USE OF DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM Arrest: 04/06/2016 MET - Metro	200.310.2	F	03/06/2015	Case Status:	08/23/2019 Closed
2. ROBBERY <i>Filed As:</i> FALSE IMPRISONMENT WITH USE OF DEADLY WEAPON	200.380	F	03/06/2015		
3. MAYHEM <i>Filed As:</i> FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM	200.280	F	03/06/2015		
4. PANDERING <i>Filed As:</i> MAYHEM WITH USE OF A DEADLY WEAPON	201.300.2a1	F	03/06/2015		
5. ROBBERY	200.380	F	03/06/2015		

Statistical Closures

08/23/2019 Guilty Plea with Sentence (before trial) (CR)

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number C-16-314359-1
 Court Department 22
 Date Assigned 07/16/2018
 Judicial Officer Johnson, Susan

PARTY INFORMATION

Defendant

Rodgers, Craig

Lead Attorneys

Parris, John P.
Retained
702-382-0905(W)

Plaintiff

State of Nevada

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

DATE

EVENTS & ORDERS OF THE COURT

INDEX

EVENTS

CASE SUMMARY
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- 04/21/2016  Criminal Bindover Packet Las Vegas Justice Court
- 04/22/2016  Information
Information
- 07/06/2016  Reporters Transcript
Reporter's Transcript of Preliminary Hearing 4/21/2016
- 07/18/2016  Motion
Motion to Dismiss Counsel
- 07/22/2016  Petition
Petition for Writ of Habeas Corpus
- 07/26/2016  Order
Order for Writ of Habeas Corpus
- 07/27/2016  Writ
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- 08/03/2016  Return
Return to Writ of Habeas Corpus
- 08/12/2016  Motion for Discovery
Motion for Discovery
- 08/18/2016  Motion
Motion for Release with Intensive Supervision or in the Alternative, for Setting of Reasonable Bail
- 08/19/2016  Response
State's Response to Defendant's Motion for Discovery and Countermotion for Reciprocal Discovery
- 10/24/2016  Ex Parte Order
Ex Parte Order For Transport
- 11/28/2016  Notice
Notice of Intent to Seek Punishment as a Habitual Criminal
- 12/23/2016  Notice of Witnesses and/or Expert Witnesses
Notice of Witnesses(NRS 174.234(1)(a))
- 12/23/2016  Notice of Witnesses and/or Expert Witnesses
Notice of Expert Witnesses(NRS 174.234(2))
- 01/12/2017  Motion to Continue
Motion to Continue Trial Date
- 04/24/2017  Motion
Filed By: Defendant Rodgers, Craig
Motion to Dismiss Counsel

CASE SUMMARY

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- 05/26/2017  Motion to Dismiss
 Filed By: Defendant Rodgers, Craig
Motion to Dismiss (Evidentiary Hearing Requested)

- 06/02/2017  Amended
Amended Motion to Dismiss

- 06/05/2017  Motion to Withdraw As Counsel
Public Defender's Motion to Withdraw Due to Conflict of Interest

- 06/20/2017  Miscellaneous Filing
 Filed by: Defendant Rodgers, Craig
Assertion of Fifth and Sixth Amendment Rights

- 06/20/2017  Miscellaneous Filing
 Filed by: Defendant Rodgers, Craig
Assertion of Medical Privacy Rights

- 07/14/2017  Motion
 Filed By: Defendant Rodgers, Craig
Motion to Remand for New Preliminary Hearing or, in the alternative, Motion to Dismiss due to Prior Counsel's Conflict of Interest

- 07/25/2017  Opposition
 Filed By: Plaintiff State of Nevada
State's Opposition to Defendant's Motion to Remand for New Preliminary Hearing or In the Alternative Motion to Dismiss

- 08/18/2017  Motion
 Filed By: Defendant Rodgers, Craig
Motion to Dismiss

- 08/24/2017  Ex Parte Order
 Filed By: Defendant Rodgers, Craig
Ex Parte Order for Written Transcripts

- 08/24/2017  Ex Parte Motion
 Filed By: Defendant Rodgers, Craig
Ex Parte Motion for Written Transcript

- 08/30/2017  Order Denying Motion
 Filed By: Plaintiff State of Nevada
Order Denying Defendant's Motion to Remand for New Preliminary Hearing or in the Alternative Motion to Dismiss.

- 09/05/2017  Opposition
 Filed By: Plaintiff State of Nevada
State's Opposition to Defendant's Motion to Dismiss

- 09/08/2017  Reply
Defendant's Reply to State's Opposition to Motion to Dismiss

- 09/11/2017  Recorders Transcript of Hearing
Recorders Transcript of Hearing Re: Defendant's Motion for Discovery and State's Response to Defendant's Motion for Discovery and Cuontermotion for Reciprocal Discovery, August 24, 2016

CASE SUMMARY
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- 10/17/2017  Order
Filed By: Plaintiff State of Nevada
Order Denying Defendant's Motion to Dismiss
- 10/31/2017  Notice of Witnesses and/or Expert Witnesses
Filed By: Plaintiff State of Nevada
State s Supplemental Notice of Expert Witnesses
- 10/31/2017  Certificate of Service
Filed by: Plaintiff State of Nevada
Certificate of Service
- 11/07/2017  Notice of Expert Witnesses
Notice of Defendant's Expert Witnesses
- 11/15/2017  Motion
Motion for order to Show Cause Why the State of Nevada Should not be Held in Contempt of Court for Failing to Comply with the Court's Order Regarding Discovery
- 11/16/2017  Recorders Transcript of Hearing
Recorders Transcript of Proceedings: Defendant's Motion to Dismiss - September 6, 2017
- 11/16/2017  Recorders Transcript of Hearing
Recorders Transcript of Proceedings: Defendant's Motion to Dismiss - September 13, 2017
- 11/16/2017  Ex Parte Motion
Ex Parte Motion for Written Transcripts
- 11/16/2017  Ex Parte Order
Ex Parte Order for Written Transcripts
- 11/16/2017  Motion
Motion for Order to Show Cause Why the State of Nevada Should not be held in Contempt of Court for Failing to Comply with the Court's Order Regarding Discovery
- 11/16/2017  Order Shortening Time
Filed By: Defendant Rodgers, Craig
Ex Parte Motion Requesting that Defendant's Motion for Order to Show Cause Why the State of Nevada should be held in Contempt of Court for Failing to Comply with the Court's Order Regarding Discovery be set on Order Shortening Time
- 11/16/2017  Notice of Expert Witnesses
Filed By: Defendant Rodgers, Craig
Amended Notice of Defendant's Expert Witnesses
- 11/17/2017  Notice of Witnesses
Notice of Defendant's Witnesses
- 11/17/2017  Receipt of Copy
Filed by: Plaintiff State of Nevada
Receipt of Copy

CASE SUMMARY

CASE NO. C-16-314359-1

- 12/06/2017  Motion
Motion for Withdrawal of Counsel
- 03/26/2018  Motion for Own Recognizance Release/Setting Reasonable Bail
Filed By: Defendant Rodgers, Craig
Motion for Release on House Arrest or in the Alternative to Reduce Bail
- 04/13/2018  Opposition
Filed By: Plaintiff State of Nevada
State's Opposition to Defendant's Motion for Release on House Arrest or in the Alternative to Reduce Bail
- 04/27/2018  Supplemental Witness List
Filed by: Plaintiff State of Nevada
Supplemental Notice of Witness
- 04/30/2018  Supplemental Witness List
Second Supplemental Notice of Witnesses
- 05/09/2018  Order Denying
Filed By: Plaintiff State of Nevada
Order Denying Defendant's Motion for Release on House Arrest or in the Alternative to Reduce Bail
- 06/20/2018  Notice of Motion
Filed By: Plaintiff State of Nevada
State's Notice of Motion and Motion to Conduct Videotaped Deposition Testimony of Material Witness adriana Caercelyn
- 07/13/2018  Amended Information
Amended Information
- 07/17/2018  Guilty Plea Agreement
- 07/20/2018  Motion to Set Bail
Filed By: Defendant Rodgers, Craig
Motion for Setting Reasonable Mail
- 07/25/2018  Opposition
Filed By: Plaintiff State of Nevada
State's Opposition to Defendant's Motion for Bail Reduction
- 08/07/2018  Motion
Filed By: Defendant Rodgers, Craig
Motion To Appoint Alternate Counsel
- 08/13/2018  Recorders Transcript of Hearing
Jury Trial - [Partial Transcript - Court's Canvass to the Defendant July 17, 2018
- 08/23/2018  PSI
- 11/26/2018  Order
Order Re: Defendant's Motion for Discovery and State's Counter-Motion for Reciprocal Discovery
- 01/10/2019

CASE SUMMARY

CASE NO. C-16-314359-1

-  Motion to Dismiss Counsel
 Party: Defendant Rodgers, Craig
Motion to Dismiss Counsel and Appoint Alternative Counsel
- 04/02/2019  Order
 Filed By: Plaintiff State of Nevada
Order Denying Motion to Dismiss Counsel and Appoint Alternate Counsel
- 07/03/2019  Motion to Dismiss Counsel
 Party: Defendant Rodgers, Craig
Defendant's Motion to Dismiss Counsel and Appoint Alternate Counsel
- 08/01/2019  Filed Under Seal
 Filed By: Plaintiff State of Nevada
Ex Parte Application for Order Requiring Material Witness to Post Bail and to Seal Related Document
- 08/01/2019  Filed Under Seal
 Filed By: Plaintiff State of Nevada
Order Requiring Material Witness to Post Bail or be Committed to Custody and Sealing Related Documents
- 08/01/2019  Filed Under Seal
 Filed By: Plaintiff State of Nevada
Warrant of Arrest
- 08/06/2019  Amended Information
Second Amended Information
- 08/06/2019  Guilty Plea Agreement
- 08/23/2019  Judgment of Conviction
Judgment of Conviction (Plea of Guilty)
- 09/10/2019  Order
 Filed By: Plaintiff State of Nevada
Order Recalling Material Witness Warrant
- 09/24/2019  Notice of Appeal (criminal)
 Party: Defendant Rodgers, Craig
Notice of Appeal
- 09/24/2019  Case Appeal Statement
 Filed By: Plaintiff State of Nevada
Case Appeal Statement

DISPOSITIONS

- 07/13/2018 **Disposition** (Judicial Officer: Cadish, Elissa F.)
 5. ROBBERY
 Amended Information Filed/Charges Not Addressed
 PCN: Sequence:
- 07/18/2018 **Disposition** (Judicial Officer: Johnson, Susan)
 3. MAYHEM WITH USE OF A DEADLY WEAPON
 Amended Information Filed/Charges Not Addressed
 PCN: Sequence:

CASE SUMMARY
CASE NO. C-16-314359-1

4. ROBBERY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:

08/05/2019 **Amended Disposition** (Judicial Officer: Johnson, Susan) Reason: Amended Charge(s) Reinstated

3. MAYHEM WITH USE OF A DEADLY WEAPON
Charge Reinstated
PCN: Sequence:

4. ROBBERY
Charge Reinstated
PCN: Sequence:

08/06/2019 **Amended Disposition** (Judicial Officer: Johnson, Susan) Reason: Amended

3. MAYHEM
Guilty
PCN: Sequence:

4. PANDERING
Guilty
PCN: Sequence:

08/06/2019 **Plea** (Judicial Officer: Johnson, Susan)

1. SECOND DEGREE KIDNAPPING
Guilty
PCN: 0029519526 Sequence:

2. ROBBERY
Guilty
PCN: Sequence:

3. MAYHEM
Guilty
PCN: Sequence:

4. PANDERING
Guilty
PCN: Sequence:

5. ROBBERY
Charges Amended/Dropped
PCN: Sequence:

08/06/2019 **Disposition** (Judicial Officer: Johnson, Susan)

1. SECOND DEGREE KIDNAPPING
Guilty
PCN: 0029519526 Sequence:

2. ROBBERY
Guilty
PCN: Sequence:

08/06/2019 **Adult Adjudication** (Judicial Officer: Johnson, Susan)

1. SECOND DEGREE KIDNAPPING
03/06/2015 (F) 200.310.2 (DC50075)
PCN: 0029519526 Sequence:

CASE SUMMARY
CASE NO. C-16-314359-1

Sentenced to Nevada Dept. of Corrections
 Term: Minimum:48 Months, Maximum:180 Months

08/06/2019 **Adult Adjudication** (Judicial Officer: Johnson, Susan)
 2. ROBBERY
 03/06/2015 (F) 200.380 (DC50137)
 PCN: Sequence:

Sentenced to Nevada Dept. of Corrections
 Term: Minimum:24 Months, Maximum:60 Months
 Consecutive: Charge 1

08/06/2019 **Adult Adjudication** (Judicial Officer: Johnson, Susan)
 3. MAYHEM
 03/06/2015 (F) 200.280 (DC50044)
 PCN: Sequence:

Sentenced to Nevada Dept. of Corrections
 Term: Minimum:24 Months, Maximum:60 Months
 Concurrent: Charge 2

08/06/2019 **Adult Adjudication** (Judicial Officer: Johnson, Susan)
 4. PANDERING
 03/06/2015 (F) 201.300.2a1 (DC51000)
 PCN: Sequence:

Sentenced to Nevada Dept. of Corrections
 Term: Minimum:24 Months, Maximum:60 Months
 Concurrent: Charge 3
 Credit for Time Served: 1218 Days

Fee Totals:
 Administrative Assessment Fee 25.00
 \$25
 Genetic Marker Analysis AA Fee 3.00
 \$3
 Fee Totals \$ 28.00
 \$150 DNA Fee Waived having been previously submitted

HEARINGS

04/25/2016  **Initial Arraignment** (10:00 AM) (Judicial Officer: De La Garza, Melisa)
 Matter Continued;
 Journal Entry Details:
Deputized Law Clerk, Chelsea Kallas appearing for the State. Mr. Savage requested matter be CONTINUED for the deft. to speak with his attorney, COURT SO ORDERED. CUSTODY (COC) 4/28/16 10:00 AM ARRAIGNMENT CONTINUED (LLA);

04/28/2016  **Arraignment Continued** (10:00 AM) (Judicial Officer: De La Garza, Melisa)
 Plea Entered;
 Journal Entry Details:
Deputized Law Clerk Frank Logrippo present for the State of Nevada. DEFT. RODGERS ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter REFERRED to Department for trial setting. COURT FURTHER ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript. Mr. Hillman requested statutory discovery. COURT ORDERED, oral Motion for Discovery GRANTED pursuant to NRS 174.235. CUSTODY (COC) 05/04/16 8:30 AM TRIAL SETTING (DEPT 6);

05/04/2016

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-16-314359-1

 **Trial Setting** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Matter Heard;

Journal Entry Details:

Mr. Wood requested a trial setting. Court noted speedy trial was invoked April 28, 2016. Mr. Wood stated he spoke with the Defendant, and he's requested a writ be filed; he was told the filing of a writ usually requires a waiver, which he will do. Upon the inquiry of the Court, Defendant stated speedy trial is waived. COURT ORDERED, matter SET for trial. CUSTODY(COC) 9-12-16 9:30 AM CALENDAR CALL 9-19-16 10:00 AM JURY TRIAL;

08/08/2016 **Motion to Withdraw as Counsel** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Defendant's Pro Per Motion to Dismiss Counsel

Withdrawn;

08/08/2016 **Petition for Writ of Habeas Corpus** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Defendant's Petition for Writ of Habeas Corpus

Denied;

08/08/2016  **All Pending Motions** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Denied;

Journal Entry Details:

DEFENDANT'S PRO PER MOTION TO DISMISS COUNSEL...DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS At the request of the Defendant and counsel, Defendant's Pro Per Motion to Dismiss Counsel is WITHDRAWN. As to Defendant's Petition for Writ of Habeas Corpus, Mr. Wood argued that there is no slight or marginal evidence and it doesn't meet the standard of probable cause. There is no evidence of what the deadly weapon was and no testimony regarding inherently dangerous objects. Opposition by Mr. Rose. He stated that this should be an issue for the jury to decide and it is not appropriate to strike any counts as requested by the defense. COURT FINDS, based on the evidence presented from the Preliminary Hearing this Court is not in the position to say that it is so clear as a matter of law that it cannot be a separate charge of kidnapping or false imprisonment as well as the robbery charge. Obviously the jury will be instructed as to what they need to find in order to convict on these different charges and what is required to distinguish them. With regard to the deadly weapon, the victim didn't know what was used. She saw something metal that the Defendant cut her ear with, resulting in nine stitches on her ear. Given the way the deadly weapon statute is written, there is sufficient evidence for probable cause that the item used was capable of causing substantial bodily harm or death and that does warrant proceeding on a charge that includes a deadly weapon's enhancement. COURT ORDERED, the Petition for Habeas Corpus is DENIED. The State to prepare the order. CUSTODY (COC);

08/22/2016 **Motion for Discovery** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

08/22/2016, 08/24/2016

Defendant's Motion for Discovery

Matter Continued;

Motion Granted;

Matter Continued;

Motion Granted;

08/22/2016 **Response and Countermotion** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

08/22/2016, 08/24/2016

State's Response to Defendant's Motion for Discovery and Countermotion for Reciprocal Discovery

Matter Continued;

Motion Granted;

Matter Continued;

Motion Granted;

08/22/2016  **All Pending Motions** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Matter Heard;

Journal Entry Details:

STATE'S RESPONSE TO DEFENDANT'S MOTION FOR DISCOVERY AND COUNTERMOTION FOR RECIPROCAL DISCOVERY DEFENDANT'S MOTION FOR DISCOVERY COURT NOTED, it had not reviewed the State's response filed late Friday. Mr. Hendricks stated the assigned Deputy District Attorney (DDA) wishes to argue the matter, and he can contact them to appear. Mr. Wood stated no objection to proceeding with or without the assigned DDA. Colloquy regarding the State proceeding with argument, having the assigned DDA appear, and the Court's ability to review the State's response to the Motion. COURT ORDERED, Matter CONTINUED. CUSTODY (COC) CONTINUED TO: 08/24/16;

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY
CASE NO. C-16-314359-1

08/24/2016

 **All Pending Motions** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Matter Heard;

Journal Entry Details:

STATE'S RESPONSE TO DEFENDANT'S MOTION FOR DISCOVERY AND COUNTERMOTION FOR RECIPROCAL DISCOVERY...DEFENDANT'S MOTION FOR DISCOVERY DEFENDANT'S MOTION FOR DISCOVERY Upon Court's inquiry, Mr. Wood stated he did not think it was necessary to go through each request. With Regards to Deft's Specific Discovery Requests, COURT ORDERED, as follows: With regard to Item One of the Motion, COURT ORDERED, GRANTED; any notes, so detailed as to effectively it may constitute a witness statement or the extent that it may contain Brady Material should be disclosed. Colloquy regarding Mr. Woods receiving a transcribed statement of the victim, which Mr. Rose said the State is working on obtaining. With regards to Item Two of the Motion, COURT ORDERED, GRANTED; any Felony convictions within the last 10 years, or convictions for crimes of moral turpitude to be disclosed for witnesses to be called by the State. With regards to Item Three of the Motion, COURT ORDERED, GRANTED. With regards to Item Four of the Motion, COURT ORDERED, GRANTED. Mr. Rose noted he will follow up to ensure Deft's. counsel receives copies of all photos taken. With regards to Item Five of the Motion, COURT ORDERED, GRANTED. With regards to Item Six of the Motion, COURT ORDERED, GRANTED. With regards to Item Seven of the Motion, COURT ORDERED, GRANTED. With regards to Item Eight of the Motion, COURT ORDERED, GRANTED. With regards to Item Nine of the Motion, COURT ORDERED, GRANTED. With regards to Item Ten of the Motion, COURT ORDERED, GRANTED; any benefits are offered or provided to any witness it must be disclosed, other than the statutory witness fee. With regards to Item Eleven of the Motion, COURT ORDERED, GRANTED. With regards to Item Twelve of the Motion, COURT ORDERED, GRANTED. Mr. Rose noted he does not anticipate this case being part of the docudrama series filmed at the Regional Justice Center, however he will notify Deft's counsel immediately if anything changes in that regard. With regards to Item Thirteen of the Motion, COURT ORDERED, GRANTED; counsel can review the evidence at the Vault if needed. With regards to Item Fourteen of the Motion, COURT ORDERED, GRANTED; Mr. Rose stated he will turn over any forensics he has tested. With regards to Item Fifteen of the Motion, COURT ORDERED, GRANTED; if the State has paid for any counseling for the victim, that should be disclosed. STATE'S RESPONSE TO DEFENDANT'S MOTION FOR DISCOVERY AND COUNTERMOTION FOR RECIPROCAL DISCOVERY COURT FURTHER ORDERED, Motion GRANTED; the parties are to comply with their statutory discovery obligations. Colloquy regarding scheduling, and Deft's. other case, and the parties remaining in communication. Mr. Wood stated he could not say if he is prepared to go to trial at this time, he must speak with Mr. Westbrook, Deft's attorney in his other case first. CUSTODY (COC) ;

08/31/2016

 **Motion** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Motion for Release with Intensive Supervision or in the Alternative, for Setting of Reasonable Bail

Motion Denied;

Journal Entry Details:

Following arguments by counsel, Court stated its findings and ORDERED, Motion DENIED. CUSTODY (COC);

09/12/2016

 **Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)

Trial Date Set;

Journal Entry Details:

Mr. Wood requested a mutual continuance as defense is still missing some discovery items; he has spoken with the State who indicated they just got a copy of the transcript and pictures taken at the hospital. Ms. Cannizzaro stated they have spoken with the Detective, the items are forthcoming. Ms Cannizzaro stated no objection. COURT ORDERED, Trial date VACATED and RESET. CUSTODY (COC) 01/30/17 9:30 A.M. CALENDAR CALL 02/06/17 10:00 A.M. JURY TRIAL;

09/19/2016

CANCELED Jury Trial (10:30 AM) (Judicial Officer: Cadish, Elissa F.)

Vacated - per Judge

01/23/2017

 **Motion to Continue Trial** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Events: 01/12/2017 Motion to Continue

Defendant's Motion to Continue Trial Date

Granted;

Journal Entry Details:

Mr. Rose advised he has spoken with defense counsel, and there's no opposition to a continuance; working on providing discovery; 1 is an audio statement, and once the list of discovery is provided by defense counsel, it will be provided to them. Mr. Wood stated his concern is with the voluntary written statement, and to make sure there are no additional pictures as the only pictures that were taken were on the detectives cell phone. Colloquy regarding the continuation of the trial. There being no opposition, COURT ORDERED, Defendant's Motion To Continue Trial Date GRANTED. CUSTODY(COC) 6-19-17 9:30 AM CALENDAR CALL 6-26-17 10:00 AM JURY TRIAL ;

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-16-314359-1

- 01/30/2017 **CANCELED Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)
Vacated
- 02/06/2017 **CANCELED Jury Trial** (10:00 AM) (Judicial Officer: Cadish, Elissa F.)
Vacated
- 05/15/2017  **Motion to Dismiss** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
Defendant's Motion to Dismiss Counsel
Denied;
Journal Entry Details:
Defendant advised he has the visitation logs for the Court to look at. Court stated a hearing will need to be held outside the presence of the State, and all others to explore the issues being raised by the Defendant. Mr. Rose advised the State takes no position in the matter, and is only concerned with the upcoming trial date. COURT ORDERED, proceedings SEALED for a hearing to be held outside the presence of the State, and with the only parties being present are the Defendant and counsel, the Court, court staff, and security personnel. MATTER RECALLED. Steven Rose present on behalf of the State. Court stated the Defendant's Motion To Dismiss Counsel has been DENIED; proceedings have been SET for status check to follow-up on the relationship between the Defendant and counsel, and to things that were discussed during the sealed proceeding. CUSTODY(COC) 6-5-17 8:30 AM STATUS CHECK;
- 06/05/2017  **Status Check** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
Matter Heard;
Journal Entry Details:
Mr. Westbrook advised counsel has met with Deft. twice and discovered there is a conflict in this case. Mr. Westbrook requested to file motion and have it heard on Wednesday. COURT SO ORDERED. CUSTODY (COC) 6/7/17 8:30 AM PUBLIC DEFENDER'S MOTION TO WITHDRAW DUE TO CONFLICT OF INTEREST;
- 06/07/2017  **Motion** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
Public Defender's Motion to Withdraw Due to Conflict of Interest
Motion Granted; Public Defender's Motion to Withdraw Due to Conflict of Interest
Journal Entry Details:
Court stated it does appear there is a conflict of interest and ORDERED, motion GRANTED. As to the motion to dismiss count 3, COURT ORDERED, hearing vacated and putting matter on calendar as a status check. Mr. Westbrook stated motion to dismiss count 3 should actually be a motion to dismiss. Motion was filed in error and should be amended to a motion to dismiss. Further, Deft. wanted counsel to put on the record as to the Preliminary Hearing and stated Deft. did not know about conflict at Preliminary Hearing but Deft. has a right to conflict counsel at all stages. Deft. will be filing a motion to have a new Preliminary Hearing due to conflict. Counsel will contact new counsel or Deft. will advise. COURT ORDERED, Adam Gill, Esq., APPOINTED as counsel, matter set for confirmation of counsel and status check. CUSTODY (COC) 6/12/17 8:30 AM CONFIRMATION OF COUNSEL (GILL)...STATUS CHECK: DEFT'S MOTION TO DISMISS COUNT THREE;
- 06/12/2017 **CANCELED Motion to Dismiss** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
Vacated - per Judge
Motion to Dismiss Count Three
- 06/12/2017 **Status Check** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
Status Check: Deft's Motion to Dismiss Count Three
Off Calendar;
- 06/12/2017 **Confirmation of Counsel** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
Confirmation of Counsel (Gill / Special Public Defender)
Confirmed;
- 06/12/2017  **All Pending Motions** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
Matter Heard;
Journal Entry Details:
CONFIRMATION OF COUNSEL (GILL / SPECIAL PUBLIC DEFENDER)...STATUS CHECK: DEFT'S MOTION TO DISMISS COUNT THREE Mr. Gill stated he was contacted by the Office of Appointed Counsel and advised Special Public Defender will be confirming as counsel. Ms. Simpkins CONFIRMED as counsel on behalf of the Special Public Defender and advised she does not have file yet. Mr. Gill stated Mr. Wood with the Public Defender's Office has file. Upon Court's inquiry, Ms. Simpkins advised she will not be ready for trial. Further, counsel is aware of motion, spoke to Mr. Westbrook and it is counsel intent on going forward with motion but will re-notice at the appropriate time.

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-16-314359-1

COURT ORDERED, trial date VACATED, status check regarding Deft's Motion OFF CALENDAR and matter SET for status check as to setting trial. CUSTODY (COC) 6/19/17 8:30 AM STATUS CHECK: TRIAL SETTING;

06/19/2017  **Status Check** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Status Check: Trial Setting

Trial Date Set; Status Check: Trial Setting

Journal Entry Details:

Statements by counsel. COURT ORDERED, matter SET for trial. CUSTODY (COC) 11/20/17 9:30 AM CALENDAR CALL 11/27/17 10:00 AM JURY TRIAL;

06/19/2017 **CANCELED Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)

Vacated - per Judge

06/26/2017 **CANCELED Jury Trial** (10:00 AM) (Judicial Officer: Cadish, Elissa F.)

Vacated - per Judge

07/26/2017  **Motion** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Defendant's Motion to Remand for New Preliminary Hearing or, in the alternative, Motion to Dismiss due to Prior Counsel's Conflict of Interest

Denied;

Journal Entry Details:

Argument in support of Defendant's Motion to Remand for New Preliminary Hearing or, in the alternative, Motion to Dismiss due to Prior Counsel's Conflict of Interest by Ms. Simpkins, and in opposition by Mr. Rose. Court stated findings and ORDERED, Defendant's Motion to Remand for New Preliminary Hearing or, in the alternative, Motion to Dismiss due to Prior Counsel's Conflict of Interest DENIED. CUSTODY(COC) 11-20-17 9:30 AM CALENDAR CALL 11-27-17 10:00 AM JURY TRIAL;

09/06/2017  **Motion to Dismiss** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

09/06/2017, 09/13/2017

Events: 08/18/2017 Motion

Defendant's Motion to Dismiss

MINUTES



Motion

Filed By: Defendant Rodgers, Craig

Motion to Dismiss

Continued;

Denied;

Journal Entry Details:

Argument in support of Defendant's Motion To Dismiss by Ms. Simpkins, and in opposition by Mr. Rose. Court stated findings and ORDERED, Defendant's Motion To Dismiss DENIED; State to prepare the order. CUSTODY(COC) 11-20-17 9:30 AM CALENDAR CALL 11-27-17 10:00 AM JURY TRIAL;

MINUTES



Motion

Filed By: Defendant Rodgers, Craig

Motion to Dismiss

Continued;

Denied;

Journal Entry Details:

Ms. Simpkins requested a continuance to respond to the State's opposition, advising it was received close to 4 yesterday and there's some additional case law to counter their argument. Mr. Rose apologized for the late response, and stated what ever is easiest for the Court. COURT ORDERED, matter CONTINUED. CUSTODY(COC) 9-13-17 8:30 AM DEFENDANT'S MOTION TO DISMISS ;

09/06/2017 **CANCELED Motion** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Vacated - On In Error

Defendant Motion for Reinstatement to House Arrest with Permission to Take Prescribed Medication

11/20/2017 **Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)

CASE SUMMARY
CASE NO. C-16-314359-1

Matter Heard;

11/20/2017 **Motion for Order to Show Cause** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)
Motion for Order to Show Cause Why the State of Nevada Should not be held in Contempt of Court for Failing to Comply With The Court's Order Regarding Discovery
 Denied;

11/20/2017  **All Pending Motions** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)
 Matter Heard;
 Journal Entry Details:
Motion for Order to Show Cause Why the State of Nevada Should not be held in Contempt of Court for Failing to Comply With The Court's Order Regarding Discovery...Calendar Call Mr. Page advised a file review was conducted with Mr. Portz and Mr. Rose. Argument in support of motion by Mr. Page, and in opposition by Mr. Rose. Colloquy regarding potential continuation of trial due to expert unavailability. Court stated findings and ORDERED, Motion for Order to Show Cause Why the State of Nevada Should not be held in Contempt of Court for Failing to Comply With The Court's Order Regarding Discovery DENIED; Defense request for continuance GRANTED; matter SET for status check trial setting; parties are to contact their experts to make sure they know everyone's schedule prior to the resetting of the trial. CUSTODY(COC) 11-29-17 8:30 AM STATUS CHECK: TRIAL SETTING;

11/27/2017 **CANCELED Jury Trial** (10:00 AM) (Judicial Officer: Cadish, Elissa F.)
Vacated

11/29/2017  **Status Check** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
Status Check: Trial Setting
 Matter Heard;
 Journal Entry Details:
Court noted proceedings were calendared for counsel to have the schedules of necessary parties needed for trial. Upon speaking with their experts, Mr. Page requested the trial be set out past January or February for a subpoena to be issued to the expert; best time is early April. Mr. Portz stated, or late May. Colloquy regarding trial setting of the expected 1 week trial. Mr. Portz advised he can have someone cover the trial if necessary. COURT ORDERED, matter SET for trial. CUSTODY 5-7-18 9:30 AM CALENDAR CALL 5-14-18 10:00 AM JURY TRIAL;

01/03/2018  **Motion to Withdraw as Counsel** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
Melinda E. Simpkins and Daniel R. Page's Motion for Withdrawal of Counsel
 Granted;
 Journal Entry Details:
Mr. Gill advised he was contacted by Mr. Christensen for an appointment. Court noted the Special Public Defender has filed a motion to withdraw in this case and another. Ms. Simpkins stated she was allowed to withdraw by Judge Miley and moved to withdraw advising there's good cause. Mr. Gill stated he will accept the appointment and go before Judge Miley next. In light of the issues precluding the Special Public Defender from continuing to represent the Defendant, COURT ORDERED, Melinda E. Simpkins Esq. and Daniel R. Page, Esq.'s Motion for Withdrawal of Counsel GRANTED; Adam Gill APPOINTED to represent the Defendant going forward. CUSTODY (COC) 5-7-18 9:30 AM CALENDAR CALL 5-14-18 10:00 AM JURY TRIAL ;

04/09/2018  **Motion** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
04/09/2018, 04/16/2018
Defendant's Motion for Release on House Arrest or in the Alternative to Reduce Bail
 Continued;
 Denied;
 Journal Entry Details:
Argument in support of motion by Mr. Gill, and in opposition by Mr. Portz. Court stated findings and ORDERED, Defendant's Motion For Release On House Arrest, Or In The Alternative To Reduce Bail DENIED. CUSTODY (COC) 5-7-18 9:30 AM CALENDAR CALL 5-14-18 10:00 AM JURY TRIAL;
 Continued;
 Denied;
 Journal Entry Details:
Mr. Gill advised Mr. Portz is out of the jurisdiction and the State would like a week to respond. Ms. O'Halloran concurred. Upon the inquiry of the Court, Mr. Gill stated the Defendant does have one other case, for which he is appointed. COURT ORDERED, proceedings CONTINUED. CUSTODY(COC) 4-16-18 8:30 AM DEFENDANT'S MOTION FOR RELEASE ON HOUSE ARREST OR IN THE ALTERNATIVE TO REDUCE BAIL ;

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-16-314359-1

05/07/2018



Calendar Call (9:30 AM) (Judicial Officer: Cadish, Elissa F.)

05/07/2018, 05/09/2018

Continued;

Matter Heard;

Journal Entry Details:

Mr. Portz announced the State is ready for trial; 10-12 witnesses, 4-5 days. Mr. Gill stated he's ready for trial, noting there were discussions about potential things to be litigated, and inquired if it would be litigated at Overflow. Court noted a Material Witness Warrant has been signed. Mr. Gill stated, that's not it, there's a recording. Mr. Portz advised the Defendant has 2 open cases and it's been learned the victim in the sex trafficking matter may have been a witness in this case and received information, or heard statements by the Defendant in regards to this incident; once that was learned, the witness was noticed and counsel was contacted as a courtesy, letting him know the State has this information and what its expected the witness will testify too; the audio of the detectives interview was provided late last night. Mr. Gill stated he received and listened to the tape late last night, which was about 11 minutes and the State has been told issue will not be taken with it's timeliness, reserving the right to challenge the admissibility. Court stated motions are to be resolved prior to being sent to overflow and inquired as to the general nature of the objection.

According to the recording and summary provided, Mr. Gill stated it's not believed to be specific enough and does not talk about the actual victim in this case; the challenge is there's not enough and it's unknown what she is talking about. Mr. Portz stated that's a foundational objection which is believed could be handled by the trial Judge outside the presence of the jury; there's much more to the statement and there's no point litigating it at this time; the State's belief is the incident she's describing is this incident, which can be handled by the trial Judge. Mr. Rose advised it's a short statement that they may be able to have the transcripts ready to clarify with the trial Judge and witness to make certain all are on the same page to know what she's talking about. Upon the inquiry of the Court, Mr. Portz stated it was only the lead detective and witness when the statement was taken. Court stated it's believed to be a matter that can be handled by the trial Judge and ORDERED, case REFERRED to Overflow. Upon the inquiry of the Court in regards to the Material Witness Warrant, Mr. Portz stated he's been waiting to file it until it's been confirmed there's a court setting, as it remains a dynamic situation. Mr. Portz inquired if the Court's trial next week does not proceed, will this case be brought back to this department. Court stated should this departments case go away prior to the overflow calendar, this Court would take the case back; should it be after overflow, the logistics would have to be seen; the overflow Judge will be notified so they're not caught off guard by a couple of outstanding matters. CUSTODY 5-11-18 9:30 AM OVERFLOW: (VI) N. PORTZ & S. ROSE/ A. GILL/ 4-5 DAYS/ 10-12 WITNESSES (ZERO OUT OF STATE);

Continued;

Matter Heard;

Journal Entry Details:

Mr. Portz advised it's the belief all anticipate being ready, and requested he be allowed to discuss a continuance of the calendar call until Wednesday. CONFERENCE AT BENCH. COURT ORDERED, matter CONTINUED. CUSTODY 5-9-18 8:30 AM CALENDAR CALL 5-14-18 10:00 AM JURY TRIAL;

05/11/2018

CANCELED Overflow (9:30 AM) (Judicial Officer: Miley, Stefany)

Vacated

Overflow (6) - K. PORTZ & S. ROSE / A. GILL / 4-5 DAYS / 10-12 WITNESSES / NO OUT OF STATE

05/14/2018

CANCELED Jury Trial (10:00 AM) (Judicial Officer: Cadish, Elissa F.)

Vacated

05/14/2018

CANCELED Jury Trial (1:30 PM) (Judicial Officer: Cadish, Elissa F.)

Vacated

05/15/2018



Jury Trial (10:30 AM) (Judicial Officer: Cadish, Elissa F.)

Vacate;

Journal Entry Details:

Court noted parties were set to start trial yesterday; the Court has met with counsel and in light of the unanticipated medical issues of Mr. Gill, continued proceedings until today; have been told this morning Mr. Gill is still having issues and will not proceed to trial today. Upon the inquiry of the Court, Mr. Portz stated parties discussed a continuance until mid July, understanding they need to meet with witnesses and will notify the Court should there be any issues. COURT ORDERED, trial CONTINUED. CUSTODY 7-9-18 9:30 AM CALENDAR CALL 7-16-18 10:00 AM JURY TRIAL;

07/02/2018

CANCELED Motion to Take Video Deposition (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

Vacated

State's Notice of Motion and Motion to Conduct Videotaped Deposition Testimony of Material Witness adriana Caercelyn

07/09/2018

CASE SUMMARY
CASE NO. C-16-314359-1

 **Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)

Matter Heard;

Journal Entry Details:

CONFERENCE AT BENCH. Record made by Mr. Gill and Mr. Rose in regards to Defendant's missing cell phone. Mr. Gill stated there's a December letter from the Special Public Defender indicating the phone is missing. Court noted the letter has been read and will be kept. Mr. Rose stated counsel will provide a copy of the letter, made a record in regards to the phone and stated, it's not seen as a ground for a continuance. Continued record made by Mr. Gill regarding the lost phone, noting a continuance has not been requested and the Defendant has concerns in regards to investigative measures to be taken; ready for trial. Mr. Portz announced the State is ready for trial. COURT ORDERED, case REFERRED to Overflow. CUSTODY(COC) 7-13-18 8:30 AM Overflow: (VI) N. Portz S. Rose / A. Gill / 4-5 Days / 10-12 Witnesses / Zero Out of State Witnesses ;

07/13/2018  **Overflow** (8:30 AM) (Judicial Officer: Jones, Tierra)

Overflow: (VI) N. Portz S. Rose/A. Gill/ 4-5 Days/ 10-12 Witnesses/ Zero Out of State Witnesses

Trial Date Set;

Journal Entry Details:

Amended Information FILED IN OPEN COURT Mr. Rose indicated he spoke with counsel regarding the Amended Information. Mr. Gill confirmed a record has already been made regarding the change and the Document only needed to be filed. Upon Court's inquiry, Mr. Gill announced ready. Mr. Rose announced ready. COURT ORDERED, trial date SET in Department 22. Court directed counsel to have Jury Instructions prepared before the start of trial. 7/16/18 8:30 A.M. JURY TRIAL (DEPT 22) N. PORTZ / S. ROSE // A. GILL 4-5 DAYS 10-12 WITNESSES 0 OUT OF STATE WITNESSES ;

07/16/2018 **CANCELED Jury Trial** (10:00 AM) (Judicial Officer: Cadish, Elissa F.)
Vacated

07/16/2018  **Jury Trial** (10:00 AM) (Judicial Officer: Johnson, Susan)

07/16/2018-07/17/2018

Trial Continues;

Matter Settled;

Journal Entry Details:

Second Amended Information and Guilty Plea Agreement FILED IN OPEN COURT OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS Mr. Gill advised the matter had been resolved. NEGOTIATIONS are as contained in the Guilty Plea Agreement. DEFT. RODGERS ARRAIGNED AND PLED GUILTY TO COUNT 1 - FIRST DEGREE KIDNAPPING (F) AND COUNT 2 - MAYHEM (F). Court ACCEPTED plea, and, ORDERED, matter referred to the Division of Parole and Probation (P & P) and SET for sentencing. PROSPECTIVE JURORS PRESENT Court advised the matter had been resolved; prospective jurors thanks and excused. CUSTODY 9/06/2018 - 9:00 AM - SENTENCING ;

Trial Continues;

Matter Settled;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS Alternates chosen. Colloquy regarding lost cell phone. PROSPECTIVE JURORS PRESENT Voir dire conducted. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS Mr. Rose advised there was a potential negotiation in place which would expire tomorrow; further advised Deft. would think about accepting the offer; requested to move forward with voir dire this afternoon. PROSPECTIVE JURORS PRESENT Voir dire continued. COURT ORDERED, jury trial CONTINUED. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS Mr. Gill advised he would advise everyone as soon as possible if Deft. accepted the deal. Court recessed. CONTINUED TO 7/17/2018 - 1:00 PM;

07/26/2018  **Motion for Own Recognizance Release/Setting Reasonable Bail** (9:00 AM) (Judicial Officer: Johnson, Susan)

Defendant's Motion for Setting Reasonable Bail

Motion Denied;

Journal Entry Details:

Argument by Mr. Gill to set bail at \$25,000.00, noting Defendant had been in custody for two years and would like to spend time with his family prior to sentencing. Argument by the State indicating concerns regarding Defendant's incentive to flee and Defendant's criminal history. Further argument by Mr. Gill. Given its concerns regarding Defendant's criminal history, COURT ORDERED, motion DENIED; bail STANDS at \$75,000.00. CUSTODY (COC);

08/14/2018  **Motion for Appointment of Attorney** (8:30 AM) (Judicial Officer: Johnson, Susan)

Motion to Appoint Alternate Counsel

Motion Granted;

CASE SUMMARY

CASE NO. C-16-314359-1

Journal Entry Details:

State reviewed the facts of the case and advised Defendant wanted to withdraw his plea. State requested to set this case for trial and advised it wanted to withdraw from the guilty plea. Mr. Gill advised there was a conflict between him and the Defendant and believed alternate counsel would be appropriate. COURT ORDERED, Motion GRANTED. Colloquy regarding prior counsel and new counsel preferences. Bench conference. COURT FURTHER ORDERED, John Parris, Esq. APPOINTED, matter SET for confirmation of counsel. Court directed Mr. Gill to provide Mr. Parris with Defendant's file, as well as Defendant's canvas. CUSTODY 8/28/2018 - 8:30 AM - CONFIRMATION OF COUNSEL (JOHN PARRIS, ESQ.);

08/28/2018  **Confirmation of Counsel (8:30 AM)** (Judicial Officer: Johnson, Susan)

Confirmation of Counsel (John Parris)

Counsel Confirmed;

Journal Entry Details:

Mr. Parris confirmed as counsel and advised he received a bankers box last week from Mr. Gill. Court reviewed the procedural history of the case. Mr. Parris requested that sentencing on 9/06/2018 be changed to a status check instead. No opposition by State. COURT SO ORDERED. CUSTODY 9/06/2018 - 9:00 AM - STATUS CHECK: STATUS OF GUILTY PLEA/SENTENCING/TRIAL SETTING;

09/06/2018  **Status Check (9:00 AM)** (Judicial Officer: Johnson, Susan)

Trial Date Set;

Journal Entry Details:

Mr. Parris advised he had not reviewed all of the discovery yet; further advised there was a good faith basis to file a motion to withdraw guilty plea, which the State would stipulate to. State concurred and reviewed its two offers that had been extended to the Deft. State requested that the Deft. sign the Guilty Plea Agreement in his other case now, or have trial and a status check be set; advised they would continue to negotiate between now and the status check date. Upon Court's inquiry, Deft. advised he did not want to take the current deals being offered. COURT ORDERED, stipulation GRANTED; guilty plea WITHDRAWN. Colloquy regarding scheduling conflicts. Counsel anticipated one week to try. COURT FURTHER ORDERED, trial dates and status check SET. CUSTODY 11/08/2019 - 9:00 AM - STATUS CHECK 2/7/2019 - 9:00 AM - CALENDAR CALL 2/11/2019 - 8:30 AM - JURY TRIAL;

11/08/2018  **Status Check (9:00 AM)** (Judicial Officer: Johnson, Susan)

Matter Heard;

Journal Entry Details:

Defendant present in custody. Mr. Parris advised Defendant is not willing to accept negotiations and advised they will proceed with trial. Mr. Rose stated the offer was rejected and the offer revoked. Mr. Rose added they will do a file review in the next weeks and provide anything that is missing to Mr. Parris. Court saw no formal order for discovery with regard to 'Giglio' and 'Brady' material, only minutes from prior hearings but noted the Court's order with regard to discovery. Colloquy regarding discovery. Court advised it would look at it and try to get an order out. Court further informed of the department's trial schedule and parties confirmed 6 days for trial. IN CUSTODY (COC);

01/31/2019  **Motion to Dismiss (9:00 AM)** (Judicial Officer: Johnson, Susan)

Motion to Dismiss Counsel and Appoint Alternative Counsel

Motion Denied;

Journal Entry Details:

Court expressed its concern regarding Mr. Parris being Defendant's fourth attorney. Statement by Defendant. State reviewed the facts of the case. Mr. Parris advised he was not provided with a copy of this Motion, but he had received a summary from the State; further advised he spoke with the Defendant regarding his frustrations. State excused from the courtroom. Colloquy regarding Defendant's concerns with Mr. Parris' representation, lack of witness interviews, and missing Brady materials. Elia Johnson sworn and testified. Court stated its findings and ORDERED, Motion DENIED. Mr. Parris anticipated 4 full days to try. Court reviewed its voir dire procedures. Statement by Defendant. Mr. Parris reviewed a letter from the Nevada State Bar regarding Defendant's lost cell phone. Court advised this could be discussed at the time of trial. Statement by Elia Johnson. State Present. Colloquy regarding trial continuance. CUSTODY (COC) ;

02/07/2019  **Calendar Call (9:00 AM)** (Judicial Officer: Johnson, Susan)

Matter Heard;

Journal Entry Details:

Mr. Parris requested a trial continuance, advising his client had issues he wanted further investigation on; requested late June. State advised it was ready to proceed, but had no objection to a continuance and would be ready whenever it was convenient. Counsel anticipated 6-7 days to try. COURT ORDERED, jury trial VACATED and RESET; advised there would be no more continuances. CUSTODY (COC) 7/25/2019 - 9:00 AM - CALENDAR CALL 7/29/2019 - 8:30

CASE SUMMARY
CASE NO. C-16-314359-1

AM - JURY TRIAL ;

02/11/2019 **CANCELED Jury Trial** (8:30 AM) (Judicial Officer: Johnson, Susan)
Vacated

07/16/2019  **Motion to Dismiss** (8:30 AM) (Judicial Officer: Johnson, Susan)
07/16/2019, 07/18/2019, 07/25/2019
Defendant's Motion to Dismiss Counsel and Appoint Alternate Counsel
 Matter Continued;
 Matter Continued;
 Denied;
 Matter Continued;
 Matter Continued;
 Denied;
 Journal Entry Details:
Court expressed its concern that the Deft. is requesting another attorney. The Deft. stated that he was having issues preparing for trial and Mr. Parris advised him that he needed to speak to the private investigator who was out of town. Mr. Parris stated that if a private hearing would be necessary he would request that it be set the following week. Mr. Parris stated there was a new offer that he conveyed to the defendant who made a counter offer that he had not yet discussed with the State. Mr. Parris requested the matter be continued. COURT ORDERED, MATTER CONTINUED and advised counsel that it would be able to hold an evidentiary hearing if needed. CUSTODY CONTINUED TO: 7/25/19 9:30 AM;
 Matter Continued;
 Matter Continued;
 Denied;
 Journal Entry Details:
Mr. Parris stated that he was not aware that the matter was on calendar and requested a continuance. COURT ORDERED, MATTER CONTINUED. CUSTODY CONTINUED TO: 7/18/19 9:00 AM;

07/25/2019 **Calendar Call** (9:00 AM) (Judicial Officer: Johnson, Susan)

MINUTES

Matter Heard;

SCHEDULED HEARINGS

 **All Pending Motions** (07/25/2019 at 9:30 AM) (Judicial Officer: Johnson, Susan)

07/25/2019  **All Pending Motions** (9:30 AM) (Judicial Officer: Johnson, Susan)
 Matter Heard;
 Journal Entry Details:
DEFT'S MOTION TO DISMISS COUNSEL AND APPOINT ALTERNATE COUNSEL...CALENDAR CALL Upon inquiry of the Court, the Deft. stated that his attorney has been unavailable but that he finally met with Mr. Parris the previous day. Mr. Parris confirmed that he spoke to the Deft. and had documents to present to him but was not clear if he had any further issues. COURT ORDERED, MATTER TRAILED to allow Mr. Parris to speak to his client. MATTER RECALLED Mr. Parris stated that he was able to address one of the Deft's concerns and gave an update on negotiations which did not resolve the matter. The Deft. requested a hearing outside the presence of the State. MATTER TRAILED MATTER RECALLED Upon the Court's inquiry, the Deft. argued as to his motion to dismiss counsel. Mr. Parris argued. COURT ORDERED, MOTION DENIED. Colloquy regarding trial date and schedule. Mr. Parris stated that he had an evidentiary hearing on 8/2/19 and would be out of the jurisdiction 8/9/19. Court SET new trial date and gave the start time for each day as follows: 8/5/19 8:30 AM; 8/6/19 1:00 PM; 8/7/19 9:30 AM; 8/8/19 10:30 AM; 8/9/19 DARK; 8/12/19 8:30 AM; 8/13/19 10:30 AM; 8/14/19 9:30 AM; 8/15/19 10:30 AM; 8/16/19 8:30 AM. Court and counsel decided on which jurors would be alternates and how the preemptory challenges would be done. Mr. Parris confirmed with Mr. Rose witness Savannah Taylor would be testifying. Mr. Rose stated that she would be giving limited testimony and advised parties as to what she would be testifying to. CUSTODY 8/5/19 8:30 AM JURY TRIAL;

07/29/2019 **CANCELED Jury Trial** (8:30 AM) (Judicial Officer: Johnson, Susan)
Vacated - On in Error

08/05/2019  **Jury Trial** (8:30 AM) (Judicial Officer: Johnson, Susan)
08/05/2019-08/06/2019

CASE SUMMARY

CASE NO. C-16-314359-1

Continued;
Defendant Sentenced;

Journal Entry Details:

OUTSIDE THE PRESENCE OF PROSPECTIVE JURORS: Mr. Parris advised State has extended new offer. Colloquy. Second Amended Information FILED IN OPEN COURT...NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. RODGERS ARRAIGNED AND PLED GUILTY as to COUNT 1 SECOND DEGREE KIDNAPPING (F), as to COUNT 2 ROBBERY (F), as to COUNT 3 MAYHEM (F) and as to COUNT 4 PANDERING (F). Court ACCEPTED plea. Mr. Rose requested sentencing go forward today and advised Presentence Investigation Report (PSI) has been completed previously. As to the PSI, Mr. Rose stated, page 4, under Adult, Arrest Date of April 20, 2001, was treated under NRS 453.3363, Deft. received honorable discharge from probation, case has been dismissed and requested to strike 2001 conviction. COURT ORDERED, pursuant to Stockmeier, the April 20, 2001, arrest date is STRICKEN. Further, Mr. Rose stated he has a restitution request but does not have any supporting documentation and requested to set matter in two weeks. Mr. Parris stated he was not counsel when PSI was prepared and has not spoken to Deft. about this. Mr. Rose stated he can have documentation within the next two weeks. Mr. Parris stated he has no objection with the Court retaining jurisdiction as to restitution. DEFT. RODGERS ADJUDGED GUILTY as to COUNT 1 SECOND DEGREE KIDNAPPING (F), as to COUNT 2 ROBBERY (F), as to COUNT 3 MAYHEM (F) and as to COUNT 4 PANDERING (F). Arguments by counsel. Further, Mr. Parris requested page 5 of the PSI indicating the District Court, Department XXIII case, arrest date of May 11, 2016, which has now been dismissed, be stricken. Statement by Deft. Colloquy. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$3.00 DNA Collection fee, Deft. SENTENCED as to COUNT 1 to a MINIMUM of FORTY-EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), as to COUNT 2 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to COUNT 1, as to COUNT 3 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with COUNT 2 and as to COUNT 4 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with COUNT 3 with ONE THOUSAND TWO HUNDRED EIGHTEEN (1218) DAYS credit for time served. FURTHER ORDERED, DNA fee and testing WAIVED, having been previously submitted. Matter SET for restitution hearing and status check. All State's proposed exhibits returned to counsel. TOTAL AGGREGATE: MINIMUM of SEVENTY-TWO (72) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS. PROSPECTIVE JURORS PRESENT: Court thanked and excused prospective jurors. CUSTODY 8/20/19 8:30 AM RESTITUTION HEARING...STATUS CHECK: STOCKMEIER ISSUES;

Continued;
Defendant Sentenced;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY PANEL. Mr. Parris requested time to speak with the Defendant about possible negotiations. Court noted its concern that Defendant previously accepted a deal at trial, which was then withdrawn with the stipulation of the State. State advised the issue was that the Defendant has a companion case and would request the Defendant enter pleas in both cases today. Matter TRAILED. Matter RECALLED. Mr. Parris advised the Defendant has rejected the offer. State advised the offer is now revoked. State requested the Second Amended Information filed 7/17/18 be STRICKEN and that they proceed with the Amended Information filed 7/13/18. COURT SO ORDERED. Statement by Defendant requesting a continuance. COURT ORDERED, oral Motion to Continue DENIED. Mr. Parris advised the Defendant has a family member present who was told he was unable to stay during jury selection due to the room needed in the courtroom, however; Mr. Parris requested an accommodation be made. Court advised it will attempt to find a place for him once the jury panel is in the room. PROSPECTIVE JURY PANEL PRESENT. Voir dire. COURT ORDERED, matter CONTINUED. Evening recess. CONTINUED TO: 8/6/19 1:00 PM;

08/06/2019 **CANCELED Minute Order** (3:52 PM) (Judicial Officer: Johnson, Susan)
Vacated - On in Error
Minute Order: Entry of Plea

08/20/2019 **Hearing** (8:30 AM) (Judicial Officer: Johnson, Susan)
Restitution Hearing
Matter Heard;

08/20/2019 **Status Check** (8:30 AM) (Judicial Officer: Johnson, Susan)
Status Check: Stockmeier Issues
Matter Heard;

08/20/2019  **All Pending Motions** (8:30 AM) (Judicial Officer: Johnson, Susan)
Matter Heard;
Journal Entry Details:

CASE SUMMARY

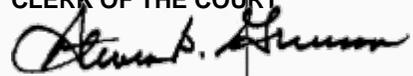
CASE NO. C-16-314359-1

RESTITUTION HEARING....STATUS CHECK: STOCKMEIER ISSUES COURT ORDERED, matter HEARD.;

DATE

FINANCIAL INFORMATION

Defendant Rodgers, Craig	
Total Charges	28.00
Total Payments and Credits	0.00
Balance Due as of 9/26/2019	28.00



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DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

CRAIG RODGERS
aka Craig Allen Rodgers
#1680324

Defendant.

CASE NO. C-16-314359-1

DEPT. NO. XXII

JUDGMENT OF CONVICTION
(PLEA OF GUILTY)

The Defendant previously appeared before the Court with counsel and entered a plea of guilty to the crimes of COUNT 1 – SECOND DEGREE KIDNAPPING (Category B Felony) in violation of NRS 200.310, 200.330; COUNT 2 – ROBBERY (Category B Felony) in violation of NRS 200.380; COUNT 3 – MAYHEM (Category B Felony) in violation of NRS 200.280; and COUNT 4 – PANDERING (Category C Felony) in violation of NRS 201.300.1; thereafter, on the 6th day of August, 2019, the Defendant was present in court for sentencing with counsel JOHN P. PARRIS, ESQ., and good cause appearing,

THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in addition to the \$25.00 Administrative Assessment and \$3.00 DNA Collection Fee, the Defendant is sentenced to the Nevada Department of Corrections (NDC) as follows: **COUNT 1** – a

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

1 MAXIMUM of ONE HUNDRED EIGHTY(180) MONTHS with a MINIMUM Parole Eligibility of
2 FORTY-EIGHT (48) MONTHS; **COUNT 2** – a MAXIMUM of SIXTY (60) MONTHS with a
3 MINIMUM Parole Eligibility of TWENTY-FOUR (24) MONTHS, CONSECUTIVE to COUNT 1;
4 **COUNT 3** – a MAXIMUM of SIXTY (60) MONTHS with a MINIMUM Parole Eligibility of
5 TWENTY-FOUR (24) MONTHS, CONCURRENT with COUNT 2; and **COUNT 4** – a
6 MAXIMUM of SIXTY (60) MONTHS with a MINIMUM Parole Eligibility of TWENTY-FOUR (24)
7 MONTHS, CONCURRENT with COUNT 3; with ONE THOUSAND TWO HUNDRED
8 EIGHTEEN (1,218) DAYS credit for time served. As the \$150.00 DNA Analysis Fee and
9 Genetic Testing have been previously imposed, the Fee and Testing in the current case are
10 WAIVED. The AGGREGATE TOTAL sentence is TWO HUNDRED FORTY (240) MONTHS
11 MAXIMUM with a MINIMUM of SEVENTY-TWO (72) MONTHS.
12

13 **FINDINGS AND CORRECTIONS TO THE PRESENTENCE INVESTIGATION**

14 **REPORT (PSI) PURSUANT TO STOCKMEIER:** The COURT FINDS the PSI inaccurate as
15 to page 4, under Adult, Arrest Date of April 20, 2001, and indicates was treated under NRS
16 453.3363, which is inaccurate and ORDERED STRICKEN, as Defendant received honorable
17 discharge from probation, and case has been dismissed.
18

19 DATED this 22nd day of August, 2019.

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22 SUSAN JOHNSON
23 DISTRICT COURT JUDGE
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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 25, 2016

C-16-314359-1 State of Nevada
vs
Craig Rodgers

April 25, 2016 10:00 AM Initial Arraignment

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

COURT CLERK: Kristen Brown

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT:	Public Defender	Attorney
	RODGERS, CRAIG	Defendant
	Savage, Jordan S.	Attorney

JOURNAL ENTRIES

- Deputized Law Clerk, Chelsea Kallas appearing for the State.

Mr. Savage requested matter be CONTINUED for the deft. to speak with his attorney, COURT SO ORDERED.

CUSTODY (COC)

4/28/16 10:00 AM ARRAIGNMENT CONTINUED (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 28, 2016

C-16-314359-1 State of Nevada
vs
Craig Rodgers

April 28, 2016 10:00 AM Arraignment Continued

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

COURT CLERK: Kristen Brown
Olivia Black

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Hillman, Ralph R. Attorney
RODGERS, CRAIG Defendant

JOURNAL ENTRIES

- Deputized Law Clerk Frank Logrippo present for the State of Nevada.

DEFT. RODGERS ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter REFERRED to Department for trial setting. COURT FURTHER ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript. Mr. Hillman requested statutory discovery. COURT ORDERED, oral Motion for Discovery GRANTED pursuant to NRS 174.235.

CUSTODY (COC)

05/04/16 8:30 AM TRIAL SETTING (DEPT 6)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 08, 2016

C-16-314359-1 State of Nevada
 vs
 Craig Rodgers

August 08, 2016 8:30 AM All Pending Motions

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: Denise Husted

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	RODGERS, CRAIG	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff
	Westbrook, P. David	Attorney
	Wood, Jeremy	Attorney

JOURNAL ENTRIES

- DEFENDANT'S PRO PER MOTION TO DISMISS COUNSEL...DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS

At the request of the Defendant and counsel, Defendant's Pro Per Motion to Dismiss Counsel is WITHDRAWN.

As to Defendant's Petition for Writ of Habeas Corpus, Mr. Wood argued that there is no slight or marginal evidence and it doesn't meet the standard of probable cause. There is no evidence of what the deadly weapon was and no testimony regarding inherently dangerous objects. Opposition by Mr. Rose. He stated that this should be an issue for the jury to decide and it is not appropriate to strike any counts as requested by the defense.

COURT FINDS, based on the evidence presented from the Preliminary Hearing this Court is not in the position to say that it is so clear as a matter of law that it cannot be a separate charge of

kidnapping or false imprisonment as well as the robbery charge. Obviously the jury will be instructed as to what they need to find in order to convict on these different charges and what is required to distinguish them. With regard to the deadly weapon, the victim didn't know what was used. She saw something metal that the Defendant cut her ear with, resulting in nine stitches on her ear. Given the way the deadly weapon statute is written, there is sufficient evidence for probable cause that the item used was capable of causing substantial bodily harm or death and that does warrant proceeding on a charge that includes a deadly weapon's enhancement. COURT ORDERED, the Petition for Habeas Corpus is DENIED. The State to prepare the order.

CUSTODY (COC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 22, 2016

C-16-314359-1 State of Nevada
vs
Craig Rodgers

August 22, 2016 8:30 AM All Pending Motions

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: Shelley Boyle

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	Hendricks, Craig L	Attorney
	RODGERS, CRAIG	Defendant
	State of Nevada	Plaintiff
	Wood, Jeremy	Attorney

JOURNAL ENTRIES

- STATE'S RESPONSE TO DEFENDANT'S MOTION FOR DISCOVERY AND COUNTERMOTION FOR RECIPROCAL DISCOVERY DEFENDANT'S MOTION FOR DISCOVERY

COURT NOTED, it had not reviewed the State's response filed late Friday. Mr. Hendricks stated the assigned Deputy District Attorney (DDA) wishes to argue the matter, and he can contact them to appear. Mr. Wood stated no objection to proceeding with or without the assigned DDA. Colloquy regarding the State proceeding with argument, having the assigned DDA appear, and the Court's ability to review the State's response to the Motion. COURT ORDERED, Matter CONTINUED.

CUSTODY (COC)

CONTINUED TO: 08/24/16

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 24, 2016

C-16-314359-1 State of Nevada
 vs
 Craig Rodgers

August 24, 2016 8:30 AM All Pending Motions

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: Shelley Boyle

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	RODGERS, CRAIG	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff
	Wood, Jeremy	Attorney

JOURNAL ENTRIES

- STATE'S RESPONSE TO DEFENDANT'S MOTION FOR DISCOVERY AND COUNTERMOTION FOR RECIPROCAL DISCOVERY...DEFENDANT'S MOTION FOR DISCOVERY

DEFENDANT'S MOTION FOR DISCOVERY

Upon Court's inquiry, Mr. Wood stated he did not think it was necessary to go through each request. With Regards to Deft's Specific Discovery Requests, COURT ORDERED, as follows:

With regard to Item One of the Motion, COURT ORDERED, GRANTED; any notes, so detailed as to effectively it may constitute a witness statement or the extent that it may contain Brady Material should be disclosed. Colloquy regarding Mr. Woods receiving a transcribed statement of the victim, which Mr. Rose said the State is working on obtaining.

With regards to Item Two of the Motion, COURT ORDERED, GRANTED; any Felony convictions within the last 10 years, or convictions for crimes of moral turpitude to be disclosed for witnesses to be called by the State.

With regards to Item Three of the Motion, COURT ORDERED, GRANTED.

With regards to Item Four of the Motion, COURT ORDERED, GRANTED. Mr. Rose noted he will follow up to ensure Deft's. counsel receives copies of all photos taken.

With regards to Item Five of the Motion, COURT ORDERED, GRANTED.

With regards to Item Six of the Motion, COURT ORDERED, GRANTED.

With regards to Item Seven of the Motion, COURT ORDERED, GRANTED.

With regards to Item Eight of the Motion, COURT ORDERED, GRANTED.

With regards to Item Nine of the Motion, COURT ORDERED, GRANTED.

With regards to Item Ten of the Motion, COURT ORDERED, GRANTED; any benefits are offered or provided to any witness it must be disclosed, other than the statutory witness fee.

With regards to Item Eleven of the Motion, COURT ORDERED, GRANTED.

With regards to Item Twelve of the Motion, COURT ORDERED, GRANTED. Mr. Rose noted he does not anticipate this case being part of the docudrama series filmed at the Regional Justice Center, however he will notify Deft's counsel immediately if anything changes in that regard.

With regards to Item Thirteen of the Motion, COURT ORDERED, GRANTED; counsel can review the evidence at the Vault if needed.

With regards to Item Fourteen of the Motion, COURT ORDERED, GRANTED; Mr. Rose stated he will turn over any forensics he has tested.

With regards to Item Fifteen of the Motion, COURT ORDERED, GRANTED; if the State has paid for any counseling for the victim, that should be disclosed.

STATE'S RESPONSE TO DEFENDANT'S MOTION FOR DISCOVERY AND COUNTERMOTION FOR RECIPROCAL DISCOVERY

COURT FURTHER ORDERED, Motion GRANTED; the parties are to comply with their statutory discovery obligations.

Colloquy regarding scheduling, and Deft's. other case, and the parties remaining in communication. Mr. Wood stated he could not say if he is prepared to go to trial at this time, he must speak with Mr. Westbrook, Deft's attorney in his other case first.

C-16-314359-1

CUSTODY (COC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 31, 2016

C-16-314359-1 State of Nevada
vs
Craig Rodgers

August 31, 2016 8:30 AM Motion

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: Louisa Garcia

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	RODGERS, CRAIG	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff
	Westbrook, P. David	Attorney

JOURNAL ENTRIES

- Following arguments by counsel, Court stated its findings and ORDERED, Motion DENIED.

CUSTODY (COC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 23, 2017

C-16-314359-1 State of Nevada
 vs
 Craig Rodgers

January 23, 2017 8:30 AM Motion to Continue Trial

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	RODGERS, CRAIG	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff
	Wood, Jeremy	Attorney

JOURNAL ENTRIES

- Mr. Rose advised he has spoken with defense counsel, and there's no opposition to a continuance; working on providing discovery; 1 is an audio statement, and once the list of discovery is provided by defense counsel, it will be provided to them. Mr. Wood stated his concern is with the voluntary written statement, and to make sure there are no additional pictures as the only pictures that were taken were on the detectives cell phone. Colloquy regarding the continuation of the trial. There being no opposition, COURT ORDERED, Defendant's Motion To Continue Trial Date GRANTED.

CUSTODY(COC)

6-19-17 9:30 AM CALENDAR CALL

6-26-17 10:00 AM JURY TRIAL

C-16-314359-1

6-5-17 8:30 AM STATUS CHECK

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 05, 2017

C-16-314359-1 State of Nevada
vs
Craig Rodgers

June 05, 2017 8:30 AM Status Check

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: April Watkins

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	O'Halloran, Rachel	Attorney
	RODGERS, CRAIG	Defendant
	State of Nevada	Plaintiff
	Westbrook, P. David	Attorney
	Wood, Jeremy	Attorney

JOURNAL ENTRIES

- Mr. Westbrook advised counsel has met with Deft. twice and discovered there is a conflict in this case. Mr. Westbrook requested to file motion and have it heard on Wednesday. COURT SO ORDERED.

CUSTODY (COC)

6/7/17 8:30 AM PUBLIC DEFENDER'S MOTION TO WITHDRAW DUE TO CONFLICT OF INTEREST

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

June 07, 2017

C-16-314359-1 State of Nevada
vs
Craig Rodgers

June 07, 2017 8:30 AM Motion Public Defender's
Motion to Withdraw
Due to Conflict of
Interest

HEARD BY: Cadish, Elissa F. COURTROOM: RJC Courtroom 15B

COURT CLERK: April Watkins

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT: Gill, Adam L Attorney
Graham, Elana L. Attorney
RODGERS, CRAIG Defendant
State of Nevada Plaintiff
Westbrook, P. David Attorney
Wood, Jeremy Attorney

JOURNAL ENTRIES

- Court stated it does appear there is a conflict of interest and ORDERED, motion GRANTED. As to the motion to dismiss count 3, COURT ORDERED, hearing vacated and putting matter on calendar as a status check. Mr. Westbrook stated motion to dismiss count 3 should actually be a motion to dismiss. Motion was filed in error and should be amended to a motion to dismiss. Further, Deft. wanted counsel to put on the record as to the Preliminary Hearing and stated Deft. did not know about conflict at Preliminary Hearing but Deft. has a right to conflict counsel at all stages. Deft. will be filing a motion to have a new Preliminary Hearing due to conflict. Counsel will contact new counsel or Deft. will advise.

COURT ORDERED, Adam Gill, Esq., APPOINTED as counsel, matter set for confirmation of counsel

C-16-314359-1

and status check.

CUSTODY (COC)

6/12/17 8:30 AM CONFIRMATION OF COUNSEL (GILL)...STATUS CHECK: DEFT'S MOTION TO DISMISS COUNT THREE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 12, 2017

C-16-314359-1 State of Nevada
vs
Craig Rodgers

June 12, 2017 8:30 AM All Pending Motions

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: April Watkins

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	LoGrippo, Frank R.	Attorney
	RODGERS, CRAIG	Defendant
	Simpkins, Melinda E.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- CONFIRMATION OF COUNSEL (GILL / SPECIAL PUBLIC DEFENDER)...STATUS CHECK:
DEFT'S MOTION TO DISMISS COUNT THREE

Mr. Gill stated he was contacted by the Office of Appointed Counsel and advised Special Public Defender will be confirming as counsel. Ms. Simpkins CONFIRMED as counsel on behalf of the Special Public Defender and advised she does not have file yet. Mr. Gill stated Mr. Wood with the Public Defender's Office has file. Upon Court's inquiry, Ms. Simpkins advised she will not be ready for trial. Further, counsel is aware of motion, spoke to Mr. Westbrook and it is counsel intent on going forward with motion but will re-notice at the appropriate time. COURT ORDERED, trial date VACATED, status check regarding Deft's Motion OFF CALENDAR and matter SET for status check as to setting trial.

CUSTODY (COC)

C-16-314359-1

6/19/17 8:30 AM STATUS CHECK: TRIAL SETTING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 19, 2017

C-16-314359-1 State of Nevada
vs
Craig Rodgers

June 19, 2017 8:30 AM Status Check Status Check: Trial Setting

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: April Watkins

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	RODGERS, CRAIG	Defendant
	Simpkins, Melinda E.	Attorney
	State of Nevada	Plaintiff
	Zadrowski, Bernard B.	Attorney

JOURNAL ENTRIES

- Statements by counsel. COURT ORDERED, matter SET for trial.

CUSTODY (COC)

11/20/17 9:30 AM CALENDAR CALL

11/27/17 10:00 AM JURY TRIAL

C-16-314359-1

11-29-17 8:30 AM STATUS CHECK: TRIAL SETTING

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

November 29, 2017

C-16-314359-1 State of Nevada
vs
Craig Rodgers

November 29, 2017 8:30 AM Status Check

HEARD BY: Cadish, Elissa F. COURTROOM: RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: Paula Walsh

REPORTER:

PARTIES

PRESENT:	Page, Daniel R.	Attorney
	PORTZ, KENNETH	Attorney
	Rodgers, Craig	Defendant
	Simpkins, Melinda E.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Court noted proceedings were calendared for counsel to have the schedules of necessary parties needed for trial. Upon speaking with their experts, Mr. Page requested the trial be set out past January or February for a subpoena to be issued to the expert; best time is early April. Mr. Portz stated, or late May. Colloquy regarding trial setting of the expected 1 week trial. Mr. Portz advised he can have someone cover the trial if necessary. COURT ORDERED, matter SET for trial.

CUSTODY

5-7-18 9:30 AM CALENDAR CALL

5-14-18 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 03, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

**January 03, 2018 8:30 AM Motion to Withdraw as
Counsel**

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	Graham, Elana L.	Attorney
	Rodgers, Craig	Defendant
	Simpkins, Melinda E.	
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Gill advised he was contacted by Mr. Christensen for an appointment. Court noted the Special Public Defender has filed a motion to withdraw in this case and another. Ms. Simpkins stated she was allowed to withdraw by Judge Miley and moved to withdraw advising there's good cause. Mr. Gill stated he will accept the appointment and go before Judge Miley next. In light of the issues precluding the Special Public Defender from continuing to represent the Defendant, COURT ORDERED, Melinda E. Simpkins Esq. and Daniel R. Page, Esq's Motion for Withdrawal of Counsel GRANTED; Adam Gill APPOINTED to represent the Defendant going forward.

CUSTODY (COC)

5-7-18 9:30 AM CALENDAR CALL

5-14-18 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 09, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

April 09, 2018 8:30 AM Motion

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	O'Halloran, Rachel	Attorney
	Rodgers, Craig	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Gill advised Mr. Portz is out of the jurisdiction and the State would like a week to respond. Ms. O'Halloran concurred. Upon the inquiry of the Court, Mr. Gill stated the Defendant does have one other case, for which he is appointed. COURT ORDERED, proceedings CONTINUED.

CUSTODY(COC)

4-16-18 8:30 AM DEFENDANT'S MOTION FOR RELEASE ON HOUSE ARREST OR IN THE ALTERNATIVE TO REDUCE BAIL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 16, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

April 16, 2018 8:30 AM Motion

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	PORTZ, KENNETH	Attorney
	Rodgers, Craig	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Argument in support of motion by Mr. Gill, and in opposition by Mr. Portz. Court stated findings and ORDERED, Defendant's Motion For Release On House Arrest, Or In The Alternative To Reduce Bail DENIED.

CUSTODY (COC)

5-7-18 9:30 AM CALENDAR CALL

5-14-18 10:00 AM JURY TRIAL

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

May 07, 2018

C-16-314359-1 State of Nevada
 vs
 Craig Rodgers

May 07, 2018 9:30 AM Calendar Call

HEARD BY: Cadish, Elissa F. COURTROOM: RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	PORTZ, KENNETH	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Portz advised it's the belief all anticipate being ready, and requested he be allowed to discuss a continuance of the calendar call until Wednesday. CONFERENCE AT BENCH. COURT ORDERED, matter CONTINUED.

CUSTODY

5-9-18 8:30 AM CALENDAR CALL

5-14-18 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 09, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

May 09, 2018 1:30 PM Calendar Call

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	PORTZ, KENNETH	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Portz announced the State is ready for trial; 10-12 witnesses, 4-5 days. Mr. Gill stated he's ready for trial, noting there were discussions about potential things to be litigated, and inquired if it would be litigated at Overflow. Court noted a Material Witness Warrant has been signed. Mr. Gill stated, that's not it, there's a recording. Mr. Portz advised the Defendant has 2 open cases and it's been learned the victim in the sex trafficking matter may have been a witness in this case and received information, or heard statements by the Defendant in regards to this incident; once that was learned, the witness was noticed and counsel was contacted as a courtesy, letting him know the State has this information and what its expected the witness will testify too; the audio of the detectives interview was provided late last night. Mr. Gill stated he received and listened to the tape late last night, which was about 11 minutes and the State has been told issue will not be taken with it's timeliness, reserving the right to challenge the admissibility. Court stated motions are to be resolved prior to being sent to overflow and inquired as to the general nature of the objection. According to the recording and summary provided, Mr. Gill stated it's not believed to be specific enough and does not talk about the actual victim in this case; the challenge is there's not enough and it's unknown what

she is talking about. Mr. Portz stated that's a foundational objection which is believed could be handled by the trial Judge outside the presence of the jury; there's much more to the statement and there's no point litigating it at this time; the State's belief is the incident she's describing is this incident, which can be handled by the trial Judge. Mr. Rose advised it's a short statement that they may be able to have the transcripts ready to clarify with the trial Judge and witness to make certain all are on the same page to know what she's talking about. Upon the inquiry of the Court, Mr. Portz stated it was only the lead detective and witness when the statement was taken. Court stated it's believed to be a matter that can be handled by the trial Judge and ORDERED, case REFERRED to Overflow. Upon the inquiry of the Court in regards to the Material Witness Warrant, Mr. Portz stated he's been waiting to file it until it's been confirmed there's a court setting, as it remains a dynamic situation. Mr. Portz inquired if the Court's trial next week does not proceed, will this case be brought back to this department. Court stated should this departments case go away prior to the overflow calendar, this Court would take the case back; should it be after overflow, the logistics would have to be seen; the overflow Judge will be notified so they're not caught off guard by a couple of outstanding matters.

CUSTODY

5-11-18 9:30 AM OVERFLOW: (VI) N. PORTZ & S. ROSE/ A. GILL/ 4-5 DAYS/ 10-12 WITNESSES (ZERO OUT OF STATE)

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

May 15, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

May 15, 2018 10:30 AM Jury Trial

HEARD BY: Cadish, Elissa F. COURTROOM: RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES

PRESENT:	Gullo, Robert J.	Attorney
	PORTZ, KENNETH	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Court noted parties were set to start trial yesterday; the Court has met with counsel and in light of the unanticipated medical issues of Mr. Gill, continued proceedings until today; have been told this morning Mr. Gill is still having issues and will not proceed to trial today. Upon the inquiry of the Court, Mr. Portz stated parties discussed a continuance until mid July, understanding they need to meet with witnesses and will notify the Court should there be any issues. COURT ORDERED, trial CONTINUED.

CUSTODY

7-9-18 9:30 AM CALENDAR CALL

7-16-18 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 09, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

July 09, 2018 9:30 AM Calendar Call

HEARD BY: Cadish, Elissa F. **COURTROOM:** RJC Courtroom 12A

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	PORTZ, KENNETH	Attorney
	Rodgers, Craig	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- CONFERENCE AT BENCH. Record made by Mr. Gill and Mr. Rose in regards to Defendant's missing cell phone. Mr. Gill stated there's a December letter from the Special Public Defender indicating the phone is missing. Court noted the letter has been read and will be kept. Mr. Rose stated counsel will provide a copy of the letter, made a record in regards to the phone and stated, it's not seen as a ground for a continuance. Continued record made by Mr. Gill regarding the lost phone, noting a continuance has not been requested and the Defendant has concerns in regards to investigative measures to be taken; ready for trial. Mr. Portz announced the State is ready for trial. COURT ORDERED, case REFERRED to Overflow.

CUSTODY(COC)

7-13-18 8:30 AM Overflow: (VI) N. Portz S. Rose / A. Gill / 4-5 Days / 10-12 Witnesses / Zero Out of State Witnesses

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 16, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

July 16, 2018 10:00 AM Jury Trial

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Keri Cromer

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	PORTZ, KENNETH	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS
Alternates chosen. Colloquy regarding lost cell phone.

PROSPECTIVE JURORS PRESENT
Voir dire conducted.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS
Mr. Rose advised there was a potential negotiation in place which would expire tomorrow; further advised Deft. would think about accepting the offer; requested to move forward with voir dire this afternoon.

PROSPECTIVE JURORS PRESENT
Voir dire continued. COURT ORDERED, jury trial CONTINUED.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS

Mr. Gill advised he would advise everyone as soon as possible if Deft. accepted the deal. Court recessed.

CONTINUED TO 7/17/2018 - 1:00 PM

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

July 26, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

July 26, 2018 9:00 AM Motion for Own
Recognizance
Release/Setting Reasonable
Bail

HEARD BY: Johnson, Susan COURTROOM: RJC Courtroom 15D

COURT CLERK: Michaela Tapia

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Argument by Mr. Gill to set bail at \$25,000.00, noting Defendant had been in custody for two years and would like to spend time with his family prior to sentencing. Argument by the State indicating concerns regarding Defendant's incentive to flee and Defendant's criminal history. Further argument by Mr. Gill. Given its concerns regarding Defendant's criminal history, COURT ORDERED, motion DENIED; bail STANDS at \$75,000.00.

CUSTODY (COC)

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

August 14, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

August 14, 2018 8:30 AM Motion for Appointment of
Attorney

HEARD BY: Johnson, Susan COURTROOM: RJC Courtroom 15D

COURT CLERK: Keri Cromer

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Gill, Adam L	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- State reviewed the facts of the case and advised Defendant wanted to withdraw his plea. State requested to set this case for trial and advised it wanted to withdraw from the guilty plea. Mr. Gill advised there was a conflict between him and the Defendant and believed alternate counsel would be appropriate. COURT ORDERED, Motion GRANTED. Colloquy regarding prior counsel and new counsel preferences. Bench conference. COURT FURTHER ORDERED, John Parris, Esq. APPOINTED, matter SET for confirmation of counsel. Court directed Mr. Gill to provide Mr. Parris with Defendant's file, as well as Defendant's canvas.

CUSTODY

8/28/2018 - 8:30 AM - CONFIRMATION OF COUNSEL (JOHN PARRIS, ESQ.)

C-16-314359-1

2/11/2019 - 8:30 AM - JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 08, 2018

C-16-314359-1 State of Nevada
vs
Craig Rodgers

November 08, 2018 9:00 AM Status Check

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Katrina Hernandez

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Parris, John P.	Attorney
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Defendant present in custody. Mr. Parris advised Defendant is not willing to accept negotiations and advised they will proceed with trial. Mr. Rose stated the offer was rejected and the offer revoked. Mr. Rose added they will do a file review in the next weeks and provide anything that is missing to Mr. Parris. Court saw no formal order for discovery with regard to 'Giglio' and 'Brady' material, only minutes from prior hearings but noted the Court's order with regard to discovery. Colloquy regarding discovery. Court advised it would look at it and try to get an order out. Court further informed of the department's trial schedule and parties confirmed 6 days for trial.

IN CUSTODY (COC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 31, 2019

C-16-314359-1 State of Nevada
 vs
 Craig Rodgers

January 31, 2019 9:00 AM Motion to Dismiss

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Keri Cromer

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Parris, John P.	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Court expressed its concern regarding Mr. Parris being Defendant's fourth attorney. Statement by Defendant. State reviewed the facts of the case. Mr. Parris advised he was not provided with a copy of this Motion, but he had received a summary from the State; further advised he spoke with the Defendant regarding his frustrations. State excused from the courtroom.

Colloquy regarding Defendant's concerns with Mr. Parris' representation, lack of witness interviews, and missing Brady materials. Elia Johnson sworn and testified. Court stated its findings and ORDERED, Motion DENIED. Mr. Parris anticipated 4 full days to try. Court reviewed its voir dire procedures. Statement by Defendant. Mr. Parris reviewed a letter from the Nevada State Bar regarding Defendant's lost cell phone. Court advised this could be discussed at the time of trial. Statement by Elia Johnson.

State Present. Colloquy regarding trial continuance.

C-16-314359-1

CUSTODY (COC)

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

February 07, 2019

C-16-314359-1 State of Nevada
vs
Craig Rodgers

February 07, 2019 9:00 AM Calendar Call

HEARD BY: Johnson, Susan COURTROOM: RJC Courtroom 15D

COURT CLERK: Keri Cromer

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Parris, John P.	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Parris requested a trial continuance, advising his client had issues he wanted further investigation on; requested late June. State advised it was ready to proceed, but had no objection to a continuance and would be ready whenever it was convenient. Counsel anticipated 6-7 days to try. COURT ORDERED, jury trial VACATED and RESET; advised there would be no more continuances.

CUSTODY (COC)

7/25/2019 - 9:00 AM - CALENDAR CALL

7/29/2019 - 8:30 AM - JURY TRIAL

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

July 16, 2019

C-16-314359-1 State of Nevada
 vs
 Craig Rodgers

July 16, 2019 8:30 AM Motion to Dismiss

HEARD BY: Johnson, Susan COURTROOM: RJC Courtroom 15D

COURT CLERK:
 Jill Chambers

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Parris, John P.	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Parris stated that he was not aware that the matter was on calendar and requested a continuance. COURT ORDERED, MATTER CONTINUED.

CUSTODY

CONTINUED TO: 7/18/19 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 18, 2019

C-16-314359-1 State of Nevada
vs
Craig Rodgers

July 18, 2019 9:00 AM Motion to Dismiss

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK:
Jill Chambers

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Parris, John P.	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Court expressed its concern that the Deft. is requesting another attorney. The Deft. stated that he was having issues preparing for trial and Mr. Parris advised him that he needed to speak to the private investigator who was out of town. Mr. Parris stated that if a private hearing would be necessary he would request that it be set the following week.

Mr. Parris stated there was a new offer that he conveyed to the defendant who made a counter offer that he had not yet discussed with the State. Mr. Parris requested the matter be continued. COURT ORDERED, MATTER CONTINUED and advised counsel that it would be able to hold an evidentiary hearing if needed.

CUSTODY

CONTINUED TO: 7/25/19 9:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 25, 2019

C-16-314359-1 State of Nevada
vs
Craig Rodgers

July 25, 2019 9:30 AM All Pending Motions

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK:
Jill Chambers

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Parris, John P.	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFT'S MOTION TO DISMISS COUNSEL AND APPOINT ALTERNATE COUNSEL...CALENDAR CALL

Upon inquiry of the Court, the Deft. stated that his attorney has been unavailable but that he finally met with Mr. Parris the previous day. Mr. Parris confirmed that he spoke to the Deft. and had documents to present to him but was not clear if he had any further issues. COURT ORDERED, MATTER TRAILED to allow Mr. Parris to speak to his client.

MATTER RECALLED

Mr. Parris stated that he was able to address one of the Deft's concerns and gave an update on negotiations which did not resolve the matter. The Deft. requested a hearing outside the presence of the State.

MATTER TRAILED

MATTER RECALLED

Upon the Court's inquiry, the Deft. argued as to his motion to dismiss counsel. Mr. Parris argued. COURT ORDERED, MOTION DENIED.

Colloquy regarding trial date and schedule. Mr. Parris stated that he had an evidentiary hearing on 8/2/19 and would be out of the jurisdiction 8/9/19. Court SET new trial date and gave the start time for each day as follows:

8/5/19 8:30 AM;
8/6/19 1:00 PM;
8/7/19 9:30 AM;
8/8/19 10:30 AM;
8/9/19 DARK;
8/12/19 8:30 AM;
8/13/19 10:30 AM;
8/14/19 9:30 AM;
8/15/19 10:30 AM;
8/16/19 8:30 AM.

Court and counsel decided on which jurors would be alternates and how the preemptory challenges would be done.

Mr. Parris confirmed with Mr. Rose witness Savannah Taylor would be testifying. Mr. Rose stated that she would be giving limited testimony and advised parties as to what she would be testifying to.

CUSTODY

8/5/19 8:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 05, 2019

C-16-314359-1 State of Nevada
vs
Craig Rodgers

August 05, 2019 8:30 AM Jury Trial

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK: Jill Chambers

RECORDER: Norma Ramirez

REPORTER:

PARTIES

PRESENT:	Morales, Caroline, ESQ	Attorney
	Parris, John P.	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY PANEL.

Mr. Parris requested time to speak with the Defendant about possible negotiations. Court noted its concern that Defendant previously accepted a deal at trial, which was then withdrawn with the stipulation of the State. State advised the issue was that the Defendant has a companion case and would request the Defendant enter pleas in both cases today. Matter TRAILED. Matter RECALLED. Mr. Parris advised the Defendant has rejected the offer. State advised the offer is now revoked. State requested the Second Amended Information filed 7/17/18 be STRICKEN and that they proceed with the Amended Information filed 7/13/18. COURT SO ORDERED. Statement by Defendant requesting a continuance. COURT ORDERED, oral Motion to Continue DENIED. Mr. Parris advised the Defendant has a family member present who was told he was unable to stay during jury selection due to the room needed in the courtroom, however; Mr. Parris requested an accommodation be made. Court advised it will attempt to find a place for him once the jury panel is in the room.

PROSPECTIVE JURY PANEL PRESENT.

C-16-314359-1

Voir dire. COURT ORDERED, matter CONTINUED. Evening recess.

CONTINUED TO: 8/6/19 1:00 PM

2001 conviction. COURT ORDERED, pursuant to Stockmeier, the April 20, 2001, arrest date is STRICKEN. Further, Mr. Rose stated he has a restitution request but does not have any supporting documentation and requested to set matter in two weeks. Mr. Parris stated he was not counsel when PSI was prepared and has not spoken to Deft. about this. Mr. Rose stated he can have documentation within the next two weeks. Mr. Parris stated he has no objection with the Court retaining jurisdiction as to restitution. DEFT. RODGERS ADJUDGED GUILTY as to COUNT 1 SECOND DEGREE KIDNAPPING (F), as to COUNT 2 ROBBERY (F), as to COUNT 3 MAYHEM (F) and as to COUNT 4 PANDERING (F). Arguments by counsel. Further, Mr. Parris requested page 5 of the PSI indicating the District Court, Department XXIII case, arrest date of May 11, 2016, which has now been dismissed, be stricken. Statement by Deft. Colloquy. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee and \$3.00 DNA Collection fee, Deft. SENTENCED as to COUNT 1 to a MINIMUM of FORTY-EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC), as to COUNT 2 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to COUNT 1, as to COUNT 3 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with COUNT 2 and as to COUNT 4 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with COUNT 3 with ONE THOUSAND TWO HUNDRED EIGHTEEN (1218) DAYS credit for time served. FURTHER ORDERED, DNA fee and testing WAIVED, having been previously submitted. Matter SET for restitution hearing and status check. All State's proposed exhibits returned to counsel.

TOTAL AGGREGATE: MINIMUM of SEVENTY-TWO (72) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS.

PROSPECTIVE JURORS PRESENT:

Court thanked and excused prospective jurors.

CUSTODY

8/20/19 8:30 AM RESTITUTION HEARING...STATUS CHECK: STOCKMEIER ISSUES

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 20, 2019

C-16-314359-1 State of Nevada
 vs
 Craig Rodgers

August 20, 2019 8:30 AM All Pending Motions

HEARD BY: Johnson, Susan **COURTROOM:** RJC Courtroom 15D

COURT CLERK:
 Natalie Ortega

RECORDER: Patti Slattery

REPORTER:

PARTIES

PRESENT:	Parris, John P.	Attorney
	Rodgers, Craig	Defendant
	Rose, Steven	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- RESTITUTION HEARING....STATUS CHECK: STOCKMEIER ISSUES

COURT ORDERED, matter HEARD.

Certification of Copy

State of Nevada }
County of Clark } SS:

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

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF CONVICTION (PLEA OF GUILTY); DISTRICT COURT MINUTES

STATE OF NEVADA,

Plaintiff(s),

vs.

CRAIG RODGERS
aka CRAIG ALLEN RODGERS,

Defendant(s).

Case No: C-16-314359-1

Dept No: XXII

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 26 day of September 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

