

1 CODE NO. 2515
2 WASHOE COUNTY PUBLIC DEFENDER
3 KATHRYN REYNOLDS, State Bar Number 10955
4 350 South Center Street, 5th Floor
5 Reno, Nevada 89501
(775) 337-4882
kreynolds@washoecounty.us
Attorney for Defendant

Electronically Filed
Nov 08 2019 09:33 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

6 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR THE COUNTY OF WASHOE

8
9 THE STATE OF NEVADA,

10 Plaintiff,

11 vs.

Case No. CR19-0999

12 RALPH EDMOND GOAD,

Dept. 15

13 Defendant.
14 _____/

15 **NOTICE OF APPEAL**

16 Defendant, Ralph Edmond Goad, appeals to the Supreme Court of Nevada
17 from the judgment of conviction entered in this action on October 3, 2019.

18 The undersigned hereby affirms, pursuant to NRS 239B.030, that this
19 document does not contain the social security number of any person.
20

21 DATED: November 4, 2019.

22 JOHN L. ARRASCADA
23 WASHOE COUNTY PUBLIC DEFENDER

24 By: /s/ Kathryn Reynolds
KATHRYN REYNOLDS, Deputy
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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the Washoe County Public
Defender's Office, Reno, Washoe County, Nevada, and that on this date I forwarded
a true copy of the foregoing document addressed to:

RALPH EDMOND GOAD (#1223816)
Northern Nevada Correctional Center
PO Box 7000
Carson City, Nevada 89702

JENNIFER P. NOBLE
Chief Appellate Deputy
Washoe County District Attorney's Office
(E-mail)

AARON D. FORD
Attorney General State of Nevada
100 N. Carson Street
Carson City, Nevada 89701

DATED this 4th day of November 2019.

/s/ Kathryn Reynolds
KATHRYN REYNOLDS

1 CODE NO. 1310
2 WASHOE COUNTY PUBLIC DEFENDER
3 KATHRYN REYNOLDS, State Bar Number 10955
4 350 South Center Street, 5th Floor
5 Reno, Nevada 89501
6 (775) 337-4882
7 kreynolds@washoecounty.us
8 Attorney for Defendant

9 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

10 IN AND FOR THE COUNTY OF WASHOE

11 THE STATE OF NEVADA,

12 Plaintiff,

13 vs.

Case No. CR19-0999

14 RALPH EDMOND GOAD,

Dept. No. 15

15 Defendant.
16 _____/

17 **CASE APPEAL STATEMENT**

18 1. Appellant, Ralph Edmond Goad.

19 2. This appeal is from a judgment of conviction entered on October 3, 2019,
20 by the Honorable David A. Hardy, district judge.

21 3. The parties below were The State of Nevada, Plaintiff and Ralph Edmond
22 Goad, Defendant.

23 4. The parties herein are Ralph Edmond Goad, Appellant and The State of
24 Nevada, Respondent.

25 5. Counsel on appeal: For the Appellant, the Washoe County Public
26 Defender's Office and Kathryn Reynolds, Appellate Deputy, 350 South Center
Street, 5th Floor, Reno, Nevada 89520-0027, (775) 337-4882; and for the

Respondent, the Washoe County District Attorney's Office, One South Sierra Street, Reno, Nevada 89501, (775) 337-5751.

6. Appointed counsel represented Appellant in the district court.

7. Appointed counsel represents Appellant on appeal.

8. The Washoe County Public Defender was court-appointed.

9. The charging document (Indictment) was filed on June 12, 2019.

10. Mr. Goad was found guilty by jury of one count of murder with the use of a deadly weapon, a violation of NRS 200.010, NRS 200.030 and NRS 193.165, a category A felony. The district court sentenced Mr. Goad to a term of life in the Nevada Department of Corrections without the possibility of parole, with a consecutive term of 36 to 240 months for the deadly weapon enhancement, with 210 days credit for predisposition custody.

11. This case has not previously been the subject of an appeal or writ proceeding.

12. This appeal does not involve child custody or visitation.

13. This is not a civil case.

The undersigned hereby affirms, pursuant to NRS 239B.030, that this document does not contain the social security number of any person.

DATED: November 4, 2019.

JOHN L. ARRASCADA
WASHOE COUNTY PUBLIC DEFENDER

By: /s/ Kathryn Reynolds
KATHRYN REYNOLDS, Deputy

1 CODE NO. 3868
2 WASHOE COUNTY PUBLIC DEFENDER
3 KATHRYN REYNOLDS, State Bar Number 10955
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6 (775) 337-4882
7 kreynolds@washoecounty.us
8 Attorney for Defendant

9 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
10
11 IN AND FOR THE COUNTY OF WASHOE

12 THE STATE OF NEVADA,

13 Plaintiff,

14 vs.

Case No. CR19-0999

15 RALPH EDMOND GOAD,

Dept. No. 15

16 Defendant.
17 _____/

18 **REQUEST FOR TRANSCRIPT(S)**

19 TO: Sunshine Litigation Services:

20 RALPH EDMOND GOAD, defendant named above, requests preparation of a
21 transcript of certain portions of the proceedings before the district court in this
22 matter as follows:

23 July 30, 2019: Transcript of Proceedings: Pretrial Motions and Decision on
24 Pretrial Motions (telephonic);

25 July 31, 2019; August 5, 6, 7, 8, and 9: Transcript of Proceedings: Jury Trial
26 (excluding reading of jury instructions, **but including** jury selection, all hearings
and/or meetings with counsel (including bench conferences), all meetings by the
court with the jury with or without counsel present, opening statements and closing

1 arguments of counsel, all trial testimony, the settling of jury instructions, and the
2 return of the jury's verdicts);

3 October 2, 2019: Transcript of Proceedings: Entry of Judgment and Imposition
4 of Sentence.

5 This notice requests a transcript of only those portions of the district court
6 proceedings which counsel reasonably and in good faith believes are necessary to
7 determine whether appellate issues are present. Voir dire examination of jurors,
8 opening statements and closing arguments of trial counsel, and the reading of jury
9 instructions shall not be transcribed unless specifically requested above, which, with
10 the exception of the reading of jury instructions, they are.

11 I recognize that I must personally serve a copy of this form on the above named
12 reporter and opposing counsel, and that the above named court reporter shall have
13 30 days from the receipt of this notice to prepare and submit to the district court and
14 counsel the draft transcript requested herein. NRAP 9(b)(1)(A).

15 The undersigned hereby affirms, pursuant to NRS 239B.030, that this
16 document does not contain the social security number of any person.

17 DATED: November 4, 2019.

18 JOHN L. ARRASCADA
19 WASHOE COUNTY PUBLIC DEFENDER

20 By: /s/ Kathryn Reynolds
21 KATHRYN REYNOLDS, Deputy
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**SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE**

Case History - CR19-0999

DEPT. D15

HON. DAVID A. HARDY

Report Date & Time

11/4/2019

9:30:14AM

Case Description: STATE VS. RALPH EDMOND GOAD (D15)

Case ID:	CR19-0999	Case Type:	CRIMINAL	Initial Filing Date:	6/12/2019
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Parties

PLTF	STATE OF NEVADA - STATE
DA	Jennifer P. Noble, Esq. - 9446
DA	Amos R. Stege, Esq. - 9200
DEFT	RALPH EDMOND GOAD (TN) - @156746
PD	Kathryn Reynolds, Esq. - 10955
PD	Jay G. Slocum, Esq. - 9909
PD	Jennifer Arias Mayhew, Esq. - 11349
PNP	Div. of Parole & Probation - DPNP

Charges

Charge No.	Charge Code	Charge Date	IND	Charge Description
1	50001	6/12/2019	IND	MURDER WITH THE USE OF A DEADLY WEAPON

Plea Information

Charge No.	Plea Code	Plea Date	Plea Description
1	50001	6/18/2019	NOT GUILTY - ENTERED BY COURT

Sentences

Date	Charge No.	Charge Desc	Time Served	Sentence Text
10/2/2019	1	Life Without Poss of Parole		NSP LIFE WITHOUT THE POSSIBILITY OF PAROLE + A CONSECUTIVE TERM OF NSP 36-240 MONTHS FOR THE DEADLY WEAPON ENHANCEMENT; FEES

Release Information

Custody Status

10/2/2019	CUSTODY - WCJ	DEFT SENTENCED
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Hearings

Department	Event Description	Sched. Date & Time	Disposed Date
1 D4	ARRAIGNMENT	6/18/2019 09:00:00	6/18/2019

Event Extra Text: ON INDICTMENT

Disposition:

D635 6/18/2019
INDICTMENT
60 DAY RULE INVOKED
PRE-TRIAL MOTION DEADLINES ESTABLISHED - ORAL
ARG/EVID. HRG SET

Department	Event Description	Sched. Date & Time	Disposed Date
2 D4	Tickle Start Code	7/9/2019 07:00:00	7/9/2019

Event Extra Text: - DID DEFENDANT FILE A PRE-TRIAL PETITION
WRIT OF HABEAS CORPUS

Disposition:

T200 7/9/2019

Case Description: STATE VS. RALPH EDMOND GOAD (D15)

Case ID:	CR19-0999	Case Type:	CRIMINAL	Initial Filing Date:	6/12/2019
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	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
3	D4	PRE-TRIAL MOTIONS	7/23/2019	13:30:00	7/23/2019
Event Extra Text: / MOTION TO CONFIRM TRIAL DATE			Disposition: D435 7/23/2019 MOTION TO PRECLUDE OR LIMIT USE OF PREJUDICIAL PHOTOGRAPHS, VIDEOS AND DEMONSTRATIVE EVIDENCE - AUTOPSY PHOTOGRAPHS (MARKED AS A - M) ALLOWED - CRIME SCENE PHOTOGRAPH (MARKED AS N) ALLOWED, ADDITIONAL CRIME SCENE PHOTOGRAPHS WILL BE ALLOWED AS LONG AS NOT CUMULATIVE AND/OR MORE PREJUDICIAL THAN PROBATIVE MOTION FOR EQUAL ACCESS TO JUROR INFORMATION - GRANTED, IF THE STATE RUNS THE CRIMINAL HISTORIES OF THE JURORS, A CONFIDENTIAL MEMO MUST BE PROVIDED BOTH TO THE COURT AND DEFENSE COUNSEL - DEFENSE COUNSEL MUST RETURN SUCH MEMO TO THE COURT AT END OF JURY SELECTION - IF STATE DOES NOT RUN THE CRIMINAL HISTORIES OF THE JURORS, THE STATE MUST PROVIDE NOTICE OF SUCH IN LETTER/MEMO FORMAT MOTION IN LIMINE REGARDING ALLEGED OTHER BAD ACT EVIDENCE PURSUANT TO NRS 48.045 DEEMED MOOT AS THE STATE HAD NO OTHER BAD ACT EVIDENCE TO PRESENT AT THIS TIME MOTION TO ADMIT EVIDENCE OF MOTIVE TAKEN UNDER ADVISEMENT COUNSEL ADVISED TRIAL WILL BE HEARD BY DEPARTMENT 15 DUE TO TRIAL CONFLICT IN DEPARTMENT 4 EXHIBIT MARKING SET		
	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
4	D4	Request for Submission	7/23/2019	08:44:00	7/23/2019
Event Extra Text: MOTION IN LIMINE RE: ALLEGED OTHER BAD ACTS & OPPOSITION TO DEFENDANT'S MOTION IN LIMINE RE: OTHER ACT EVIDENCE (NO ORDERS PROVIDED)			Disposition: S200 7/23/2019		
	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
5	D4	Request for Submission	7/23/2019	08:37:00	7/23/2019
Event Extra Text: MOTION TO ADMIT EVIDENCE OF MOTIVE (NO ORDER PROVIDED)			Disposition: S200 7/23/2019		
	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
6	D4	Request for Submission	7/23/2019	08:47:00	7/23/2019
Event Extra Text: MOTION TO PRECLUDE OR LIMIT USE OF PREJUDICIAL PHOTOGRAPHS, VIDEOS AND DEMSOTRATIVE EVIDENCE (NO ORDER PROVIDED)			Disposition: S200 7/23/2019		
	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
7	D4	Request for Submission	7/23/2019	08:49:00	7/23/2019
Event Extra Text: MOTION FOR EQUAL ACCESS TO JUROR INFORMATION (NO ORDER PROVIDED)			Disposition: S200 7/23/2019		

Case Description: STATE VS. RALPH EDMOND GOAD (D15)

Case ID: CR19-0999

Case Type: CRIMINAL

Initial Filing Date:

6/12/2019

	Department	Event Description	Sched. Date & Time		Disposed Date
8	D4	DECISION	7/30/2019	14:15:00	7/30/2019
	Event Extra Text: (CONFERENCE CALL)		Disposition: D430 7/30/2019 MOTION TO ADMIT EVIDENCE OF MOTIVE DENIED UNDER NRS 48.045(2)/GRANTED UNDER NRS 48.035(3) AND RES GESTAE		
	Department	Event Description	Sched. Date & Time		Disposed Date
9	D15	EXHIBITS TO BE MARKED W/CLERK	7/30/2019	15:00:00	7/30/2019
	Event Extra Text:		Disposition: D596 7/30/2019 JURY TRIAL EXHIBITS - MARKED		
	Department	Event Description	Sched. Date & Time		Disposed Date
10	D15	TRIAL - JURY	7/31/2019	13:30:00	7/31/2019
	Event Extra Text: (5 DAY)		Disposition: D844 7/31/2019 JURY TRIAL - VACATED AND RESET TO 8/5/19 AT 9:00 AM		
	Department	Event Description	Sched. Date & Time		Disposed Date
11	D15	TRIAL - JURY	8/5/2019	09:00:00	8/5/2019
	Event Extra Text: COUNSEL ARRIVE AT 8:45 AM DAY 1 5 DAYS		Disposition: D832 8/5/2019 DAY 1		
	Department	Event Description	Sched. Date & Time		Disposed Date
12	D15	TRIAL ONGOING	8/6/2019	09:00:00	8/6/2019
	Event Extra Text: DAY 2		Disposition: D832 8/6/2019 DAY 2		
	Department	Event Description	Sched. Date & Time		Disposed Date
13	D15	TRIAL ONGOING	8/7/2019	11:00:00	8/7/2019
	Event Extra Text: DAY 3		Disposition: D832 8/7/2019 DAY 3		
	Department	Event Description	Sched. Date & Time		Disposed Date
14	D15	TRIAL - JURY	8/8/2019	09:00:00	8/8/2019
	Event Extra Text: DAY 4		Disposition: D832 8/8/2019 DAY 4		
	Department	Event Description	Sched. Date & Time		Disposed Date
15	D15	TRIAL ONGOING	8/9/2019	09:30:00	8/9/2019
	Event Extra Text: DAY 5		Disposition: D895 8/9/2019 FIRST DEGREE MURDER WITH THE USE OF A DEADLY WEAPON - GUILTY		

Case Description: STATE VS. RALPH EDMOND GOAD (D15)

Case ID: CR19-0999 Case Type: CRIMINAL Initial Filing Date: 6/12/2019

Department		Event Description	Sched. Date & Time		Disposed Date
16	D15	SENTENCING	10/2/2019	13:30:00	10/2/2019
Event Extra Text: AFTER TRIAL			Disposition: D765 10/2/2019		

Department		Event Description	Sched. Date & Time		Disposed Date
17	D15	SENTENCING	10/2/2019	14:00:00	9/20/2019
Event Extra Text:			Disposition: D844 9/20/2019 TO 1:30 PM ON 10/2/19 PER ORDER		

Agency Cross Reference

Code	Agency Description	Case Reference I.D.
DA	District Attorney's Office	DA192557
PC	PCN number	PCNRPD0044113C
RP	Reno Police Department	RPDRP19003098

Actions			Text
Action Entry Date	Code	Code Description	
6/12/2019	1795	Indictment	(DOCUMENT MODIFIED TO REFLECT THE DEFENDANT'S TRUE NAME)
6/12/2019	1300	Bench Warrant Filed-Case Clsd	NO BAIL
6/12/2019	1695	** Exhibit(s) ...	6/12/19 Return of the Grand Jury - EXHIBITS 1-32, 34-47, 49-77, 79, 82-84, 86-87, 90, 92 lodged with the Court
6/12/2019	3370	Order ...	ORDER STAYING PROCEEDINGS
6/14/2019	1250	Application for Setting	ARRAIGNMENT ON INDICTMENT/ JUNE 18, 2019 @ 9:00AM - Transaction 7321423 - Approved By: KHUDSO
6/14/2019	MIN	***Minutes	6/12/19 Report of the Grand Jury - Transaction 7321476 - Approved By: NOREVIEW : 06-14-2019:10:02:54
6/14/2019	NEF	Proof of Electronic Service	Transaction 7321489 - Approved By: NOREVIEW : 06-14-2019:10:05:02
6/14/2019	NEF	Proof of Electronic Service	Transaction 7321644 - Approved By: NOREVIEW : 06-14-2019:10:27:34
6/17/2019	4189	Grand Jury Transcript	JUNE 12, 2019 GRAND JURY TRANSCRIPT - Transaction 7324374 - Approved By: SHIGGINB : 06-17-2019:12
6/17/2019	NEF	Proof of Electronic Service	Transaction 7324458 - Approved By: NOREVIEW : 06-17-2019:12:53:05
6/18/2019	NEF	Proof of Electronic Service	Transaction 7327314 - Approved By: NOREVIEW : 06-18-2019:13:21:45
6/18/2019	3696	Pre-Trial Order	Transaction 7327304 - Approved By: NOREVIEW : 06-18-2019:13:20:33
6/18/2019	1275	** 60 Day Rule - Invoked	
6/19/2019	NEF	Proof of Electronic Service	Transaction 7330100 - Approved By: NOREVIEW : 06-19-2019:14:52:29
6/19/2019	MIN	***Minutes	Transaction 7330076 - Approved By: NOREVIEW : 06-19-2019:14:50:29
6/19/2019	COC	Evidence Chain of Custody Form	
6/24/2019	NEF	Proof of Electronic Service	Transaction 7338115 - Approved By: NOREVIEW : 06-24-2019:16:25:26
6/24/2019	1491	Pretrl Srvc Assessment Report	Transaction 7338055 - Approved By: NMASON : 06-24-2019:16:24:23
7/2/2019	2565	Notice Intent Use Expt Witness	Transaction 7352248 - Approved By: NOREVIEW : 07-02-2019:13:14:01
7/2/2019	2520	Notice of Appearance	NOTICE OF APPEARANCE: JENNIFER MAYHEW PD / DEFT - Transaction 7352831 - Approved By: YVILORIA
7/2/2019	NEF	Proof of Electronic Service	Transaction 7352256 - Approved By: NOREVIEW : 07-02-2019:13:15:04
7/2/2019	NEF	Proof of Electronic Service	Transaction 7352986 - Approved By: NOREVIEW : 07-02-2019:15:24:23
7/3/2019	2490	Motion ...	MOTION TO ADMIT EVIDENCE OF MOTIVE - Transaction 7356369 - Approved By: YVILORIA : 07-05-2019:08:

Case Description: STATE VS. RALPH EDMOND GOAD (D15)

Case ID:	CR19-0999	Case Type:	CRIMINAL	Initial Filing Date:	6/12/2019
7/5/2019	4050	Stipulation ...	DFX: ORDER REQUIRING JUDGES SIGNATURED SCANNED WITH STIPULATION - STIPULATION AND OR		
7/5/2019	NEF	Proof of Electronic Service	Transaction 7356651 - Approved By: NOREVIEW : 07-05-2019:08:43:19		
7/5/2019	NEF	Proof of Electronic Service	Transaction 7358148 - Approved By: NOREVIEW : 07-05-2019:15:40:13		
7/8/2019	2490	Motion ...	MOTION IN LIMINE RE: ALLEGED OTHER BAD ACTS, NRS 48.045 - Transaction 7360553 - Approved By: CS		
7/8/2019	2245	Mtn in Limine	MOTION TO PRECLUDE OR LIMIT USE OF PREJUDICIAL PHOTOGRAPHS, VIDEOS AND DEMONSTRATIV		
7/8/2019	NEF	Proof of Electronic Service	Transaction 7360763 - Approved By: NOREVIEW : 07-08-2019:15:58:47		
7/8/2019	2490	Motion ...	MOTION FOR EQUAL ACCESS TO JUROR INFORMATION - Transaction 7360553 - Approved By: CSULEZIC		
7/9/2019	T200	Tickle End Code			
7/11/2019	2645	Opposition to Mtn ...	OPPOSITION TO STATE'S MOTION TO ADMIT EVIDENCE OF MOTIVE - Transaction 7368097 - Approved By:		
7/11/2019	NEF	Proof of Electronic Service	Transaction 7368240 - Approved By: NOREVIEW : 07-11-2019:14:29:03		
7/12/2019	NEF	Proof of Electronic Service	Transaction 7371142 - Approved By: NOREVIEW : 07-12-2019:15:04:02		
7/12/2019	4105	Supplemental ...	TO EXHIBIT - Transaction 7371129 - Approved By: NOREVIEW : 07-12-2019:15:02:49		
7/17/2019	3880	Response...	RESPONSE TO MOTION FOR DEFENSE ACCESS TO JUROR INFORMATION - Transaction 7379794 - Appro		
7/18/2019	2645	Opposition to Mtn ...	OPPOSITION TO DEFENDANT'S MOTION IN LIMINE RE: OTHER ACT EVIDENCE - Transaction 7381972 - A		
7/18/2019	NEF	Proof of Electronic Service	Transaction 7379860 - Approved By: NOREVIEW : 07-18-2019:08:20:02		
7/18/2019	2645	Opposition to Mtn ...	OPPOSITION TO MOTION TO PRECLUDE OR LIMIT USE OF PREJUDICIAL PHOTOGRAPHS, VIDEOS AND		
7/18/2019	NEF	Proof of Electronic Service	Transaction 7380640 - Approved By: NOREVIEW : 07-18-2019:11:30:00		
7/19/2019	NEF	Proof of Electronic Service	Transaction 7382129 - Approved By: NOREVIEW : 07-19-2019:08:07:28		
7/22/2019	3795	Reply...	REPLY IN SUPPORT OF MOTION TO ADMIT EVIDENCE OF MOTIVE - Transaction 7386950 - Approved By: Y		
7/22/2019	4105	Supplemental ...	Transaction 7386008 - Approved By: NOREVIEW : 07-22-2019:14:10:38		
7/22/2019	NEF	Proof of Electronic Service	Transaction 7386019 - Approved By: NOREVIEW : 07-22-2019:14:11:58		
7/22/2019	NEF	Proof of Electronic Service	Transaction 7387018 - Approved By: NOREVIEW : 07-22-2019:16:58:47		
7/23/2019	NEF	Proof of Electronic Service	Transaction 7387163 - Approved By: NOREVIEW : 07-23-2019:07:32:07		
7/23/2019	NEF	Proof of Electronic Service	Transaction 7387266 - Approved By: NOREVIEW : 07-23-2019:08:42:31		
7/23/2019	S200	Request for Submission Complet			
7/23/2019	S200	Request for Submission Complet			
7/23/2019	S200	Request for Submission Complet			
7/23/2019	3860	Request for Submission	Transaction 7387162 - Approved By: NOREVIEW : 07-23-2019:07:31:17		
7/23/2019	3860	Request for Submission	Transaction 7387263 - Approved By: NOREVIEW : 07-23-2019:08:41:27		
7/23/2019	3860	Request for Submission	Transaction 7387263 - Approved By: NOREVIEW : 07-23-2019:08:41:27		
7/23/2019	3860	Request for Submission	Transaction 7387263 - Approved By: NOREVIEW : 07-23-2019:08:41:27		
7/23/2019	S200	Request for Submission Complet			
7/24/2019	NEF	Proof of Electronic Service	Transaction 7392848 - Approved By: NOREVIEW : 07-24-2019:17:33:33		
7/24/2019	2592	Notice of Witnesses	Transaction 7392542 - Approved By: NOREVIEW : 07-24-2019:16:06:41		
7/24/2019	2592	Notice of Witnesses	SUPPLEMENTAL NOW - Transaction 7392845 - Approved By: NOREVIEW : 07-24-2019:17:30:41		
7/24/2019	NEF	Proof of Electronic Service	Transaction 7392544 - Approved By: NOREVIEW : 07-24-2019:16:07:40		
7/30/2019	3980	Stip and Order...	RE: PRE-TRIAL RECIPROCAL DISCOVERY - Transaction 7402742 - Approved By: NOREVIEW : 07-30-2019:1		
7/30/2019	3696	Pre-Trial Order	REGARDING JURY SELECTION VIOR DIRE - Transaction 7403117 - Approved By: NOREVIEW : 07-30-2019:1		
7/30/2019	MIN	***Minutes	CONFERENCE CALL - DECISION ON MOTION TO ADMIT EVIDENCE OF MOTIVE - 7/30/19 - Transaction 740		

Case Description: STATE VS. RALPH EDMOND GOAD (D15)				
Case ID:	CR19-0999	Case Type:	CRIMINAL	Initial Filing Date: 6/12/2019
7/30/2019	MIN	***Minutes	PRE-TRIAL MOTIONS/MOTION TO CONFIRM TRIAL DATE - 7/23/19 - Transaction 7402019 - Approved By: NC	
7/30/2019	1250E	Application for Setting eFile	- DECISION CONFERENCE CALL SET FOR 7/30/19 AT 2:15 P.M. - Transaction 7401100 - Approved By: NOR	
7/30/2019	NEF	Proof of Electronic Service	Transaction 7403124 - Approved By: NOREVIEW : 07-30-2019:16:53:33	
7/30/2019	NEF	Proof of Electronic Service	Transaction 7402767 - Approved By: NOREVIEW : 07-30-2019:16:03:18	
7/30/2019	NEF	Proof of Electronic Service	Transaction 7402755 - Approved By: NOREVIEW : 07-30-2019:16:01:59	
7/30/2019	NEF	Proof of Electronic Service	Transaction 7402308 - Approved By: NOREVIEW : 07-30-2019:14:55:04	
7/30/2019	NEF	Proof of Electronic Service	Transaction 7402025 - Approved By: NOREVIEW : 07-30-2019:13:34:36	
7/30/2019	NEF	Proof of Electronic Service	Transaction 7401112 - Approved By: NOREVIEW : 07-30-2019:10:25:07	
7/30/2019	2951	Ord for Department Transfer	CASE TRANSFERRED FROM D4 TO D15 DUE TO TRIAL CONFLICT - Transaction 7402757 - Approved By: N	
8/1/2019	NEF	Proof of Electronic Service	Transaction 7406442 - Approved By: NOREVIEW : 08-01-2019:11:20:32	
8/1/2019	2592	Notice of Witnesses	Transaction 7406436 - Approved By: NOREVIEW : 08-01-2019:11:19:32	
8/2/2019	NEF	Proof of Electronic Service	Transaction 7408398 - Approved By: NOREVIEW : 08-02-2019:10:07:58	
8/2/2019	2665	Ord Accepting Reassignment	ORDER ACCEPTING TRANSFER - Transaction 7408391 - Approved By: NOREVIEW : 08-02-2019:10:07:00	
8/6/2019	NEF	Proof of Electronic Service	Transaction 7412805 - Approved By: NOREVIEW : 08-06-2019:08:33:08	
8/6/2019	1960	Memorandum ...	BENCH MEMO - Transaction 7412801 - Approved By: NOREVIEW : 08-06-2019:08:32:09	
8/9/2019	1695	** Exhibit(s) ...	JURY TRIAL EXHIBITS	
8/9/2019	3760	Refused Instructions-Pltf	1 - Transaction 7421991 - Approved By: NOREVIEW : 08-09-2019:15:16:08	
8/9/2019	4050	Stipulation ...	AND WAIVER OF JURY PENALTY HEARING PURSUANT TO NRS 175.552(2) - Transaction 7422014 - Approv	
8/9/2019	4245	Verdict(s)...	FIRST DEGREEE MURDER WITH THE USE OF A DEADLY WEAPON - GUILTY - Transaction 7422010 - Apprc	
8/9/2019	3370	Order ...	WAIVING JURY PENALTY HEARING PURSUANT TO NRS 175.552(2) - Transaction 7422023 - Approved By: N	
8/9/2019	NEF	Proof of Electronic Service	Transaction 7422028 - Approved By: NOREVIEW : 08-09-2019:15:25:19	
8/9/2019	NEF	Proof of Electronic Service	Transaction 7422006 - Approved By: NOREVIEW : 08-09-2019:15:20:07	
8/9/2019	NEF	Proof of Electronic Service	Transaction 7421998 - Approved By: NOREVIEW : 08-09-2019:15:18:03	
8/9/2019	3755	Refused Instructions-Deft	(2) - Transaction 7421993 - Approved By: NOREVIEW : 08-09-2019:15:17:00	
8/9/2019	1885	Jury Instructions	1-36 - Transaction 7422000 - Approved By: NOREVIEW : 08-09-2019:15:19:05	
8/9/2019	NEF	Proof of Electronic Service	Transaction 7421990 - Approved By: NOREVIEW : 08-09-2019:15:16:08	
8/9/2019	NEF	Proof of Electronic Service	Transaction 7422016 - Approved By: NOREVIEW : 08-09-2019:15:22:56	
8/9/2019	NEF	Proof of Electronic Service	Transaction 7421996 - Approved By: NOREVIEW : 08-09-2019:15:17:04	
8/9/2019	1892	Jury Question, No Response	DURING TRIAL (1) - Transaction 7421985 - Approved By: NOREVIEW : 08-09-2019:15:15:04	
8/9/2019	NEF	Proof of Electronic Service	Transaction 7422013 - Approved By: NOREVIEW : 08-09-2019:15:21:44	
8/15/2019	MIN	***Minutes	8/5-9/19 JURY TRIAL + EXHIBIT LIST - Transaction 7430496 - Approved By: NOREVIEW : 08-15-2019:16:09:4	
8/15/2019	NEF	Proof of Electronic Service	Transaction 7430520 - Approved By: NOREVIEW : 08-15-2019:16:13:00	
9/18/2019	NEF	Proof of Electronic Service	Transaction 7491393 - Approved By: NOREVIEW : 09-18-2019:14:39:52	
9/18/2019	4500	PSI - Confidential	Transaction 7491368 - Approved By: NOREVIEW : 09-18-2019:14:36:09	
9/24/2019	NEF	Proof of Electronic Service	Transaction 7500633 - Approved By: NOREVIEW : 09-24-2019:11:30:03	
9/24/2019	NEF	Proof of Electronic Service	Transaction 7501144 - Approved By: NOREVIEW : 09-24-2019:13:57:40	
9/24/2019	4185	Transcript	Decision - 7-30-2019 - Transaction 7500630 - Approved By: NOREVIEW : 09-24-2019:11:29:12	
9/24/2019	3242	Ord Setting Hearing	RESETTING SENTENCING TO 1:30 ON 10/2 - Transaction 7501141 - Approved By: NOREVIEW : 09-24-2019:	
10/2/2019	COLL	Sent to Collections	02-OCT-2019	

Case Description: STATE VS. RALPH EDMOND GOAD (D15)

Case ID:	CR19-0999	Case Type:	CRIMINAL	Initial Filing Date:	6/12/2019
10/3/2019	1850	Judgment of Conviction	Transaction 7519092 - Approved By: NOREVIEW : 10-03-2019:13:45:18		
10/3/2019	NEF	Proof of Electronic Service	Transaction 7519097 - Approved By: NOREVIEW : 10-03-2019:13:46:21		
10/21/2019	NEF	Proof of Electronic Service	Transaction 7548023 - Approved By: NOREVIEW : 10-21-2019:10:53:21		
10/21/2019	MIN	***Minutes	10/2/19 SENTENCING - Transaction 7548018 - Approved By: NOREVIEW : 10-21-2019:10:52:19		
11/4/2019	NEF	Proof of Electronic Service	Transaction 7569483 - Approved By: NOREVIEW : 11-04-2019:09:29:00		
11/4/2019	3868	Req to Crt Rptr - Rough Draft	REQUEST FOR TRANSCRIPT(S) - Transaction 7569435 - Approved By: YVILORIA : 11-04-2019:09:22:12		
11/4/2019	2230	Mtn Trial Trans. Public Exp	MOTION FOR TRANSCRIPT(S) AT PUBLIC EXPENSE - Transaction 7569435 - Approved By: YVILORIA : 11-04-2019:09:22:12		
11/4/2019	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 7569482 - Approved By: N		
11/4/2019	1310	Case Appeal Statement	CASE APPEAL STATEMENT - Transaction 7569435 - Approved By: YVILORIA : 11-04-2019:09:22:12		
11/4/2019	2520	Notice of Appearance	NOTICE OF APPEARANCE: KATHRYN REYNOLDS PD / DEFT - Transaction 7569435 - Approved By: YVILOR		
11/4/2019	2515	Notice of Appeal Supreme Court	NOTICE OF APPEAL - Transaction 7569435 - Approved By: YVILORIA : 11-04-2019:09:22:12		
11/4/2019	NEF	Proof of Electronic Service	Transaction 7569457 - Approved By: NOREVIEW : 11-04-2019:09:23:09		

1 **CODE 1850**

2
3
4
5 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
6 **IN AND FOR THE COUNTY OF WASHOE**
7

8 **STATE OF NEVADA,**

9 **Plaintiff,**

10 **vs.**

Case No. CR19-0999

11 **RALPH EDMOND GOAD,**

Dept. No. 15

12 **Defendant.**
13 _____/

14 **JUDGMENT OF CONVICTION**

15 The Defendant having been found guilty by jury and no legal cause being shown as to why
16 judgment should not be pronounced against him, the Court rendered judgment as follows:

17 1. That Ralph Edmond Goad is guilty of the crime of MURDER WITH THE USE OF
18 A DEADLY WEAPON, a violation of NRS 200.010 and NRS 200.030 and NRS 193.165, a
19 category a felony, as charged in the Indictment, and that he be punished by imprisonment in the
20 Nevada Department of Corrections for a term of Life Without the Possibility of Parole plus a
21 consecutive term of a minimum of 36 months to a maximum of 240 months in the Nevada
22 Department of Corrections for the Deadly Weapon enhancement, with 210 days credit for time
23 served.

24 2. It is further ordered that the aggregated sentence is imprisonment in the Nevada
25 Department of Corrections for a term of Life Without the Possibility of Parole.

26 3. It is further ordered that the Defendant shall pay the statutory \$25.00 administrative
27 assessment fee, \$3.00 as an administrative assessment for obtaining a biological specimen and
28 conducting a genetic marker analysis, \$150.00 as a DNA testing fee, and submit to a DNA analysis

1 to determine the presence of genetic markers, if not previously ordered, \$231.20 as extradition
2 costs, and reimburse Washoe County the sum \$1,000.00 for legal representation.

3 4. Ralph Edmond Goad is hereby advised:

4 **Any fine, fee or administrative assessment imposed today (as reflected**
5 **in this Judgment of Conviction) constitutes a lien, as defined in**
6 **Nevada Revised Statutes (NRS 176.275). Should you not pay these**
7 **finances, fees, or assessments, collection efforts may be undertaken**
8 **against you.**

9 Dated this 4th day of October, 2019.


DISTRICT JUDGE

CASE NO. CR19-0999

STATE OF NEVADA vs. RALPH GOAD

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

6/12/2019
HONORABLE
SCOTT N.
FREEMAN
DEPT. NO. 9
M. Conway
(Clerk)
R. Walker
(Reporter)

REPORT OF THE GRAND JURY

Deputy District Attorney Amos Stege presented Indictment, which endorsed "A TRUE BILL" to wit:

**CR19-0999 STATE OF NEVADA vs. RALPH GOAD
MURDER WITH THE USE OF A DEADLY WEAPON**

Deputy District Attorney Stege presented argument regarding the Defendant's custodial status.

COURT ORDERED: BENCH WARRANT issued NO BAIL.

COURT FURTHER ENTERED ORDER staying Reno Justice Court proceedings. Deputy District Attorney Stege advised that Defendant Goad is represented by the Public Defender's Office; Deputy Public Defender Jay Slocum.

COURT ORDERED: Appointment of Public Defender's Office CONFIRMED as defense counsel.

Further, Counsel Stege advised that the Defendant's date of birth is August 22, 1946.

EXHIBITS 1-32, 34-47, 49-77, 79, 82-84, 86-87, 90, 92 were lodged with the Court.

CASE NO. CR19-0999

TITLE: THE STATE OF NEVADA VS. RALPH GOAD

**DATE, JUDGE
OFFICERS OF**

TRUE NAME: RALPH EDMOND GOAD

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

DATE

ARRAIGNMENT

HONORABLE

CONNIE

STEINHEIMER

DEPT. NO.4

T. Adrian

(Clerk)

J. Schonlau

(Reporter)

Deputy District Attorney Amos Stege represented the State. Defendant present with counsel, Deputy Public Defender Jay Slocum. Specialist Thomas Wilson present on behalf of the Division of Parole and Probation.

Defendant acknowledged receipt of a copy of the Information; indicated to the Court that his true name is Ralph Edmond Goad; waived reading and entered a plea of not guilty to the charge set forth therein.

Defendant did not waive the 60-Day Rule, and **COURT ORDERED** this matter set for jury trial. All pre-trial motions must be filed no later than July 8, 2019, all responses must be filed no later than July 18, 2019, and all replies must be filed no later than July 22, 2019. Oral arguments/evidentiary hearing on the pre-trial motions set.

Defendant remanded to the custody of the Sheriff.

07/23/2019

1:30 p.m.

Motion to

Confirm Trial

07/31/2019

10:00 a.m.

Jury Trial

(5 Days)

CASE NO. CR19-0999

**TITLE: THE STATE OF NEVADA VS. RALPH
EDMOND GOAD**

**DATE, JUDGE
OFFICERS OF**

PAGE ONE

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

7/23/19

PRE-TRIAL MOTIONS/MOTION TO CONFIRM TRIAL DATE

HONORABLE

Deputy District Attorney Amos Stege represented the State. Defendant present with counsel, Deputy Public Defender Jay Slocum and Deputy

CONNIE

Public Defender Jennifer Mayhew.

STEINHEIMER

DEPT. NO.4

Appearances made for the record.

M. Stone

Court advised respective counsel that due to trial conflict with another matter set in this Court, this case will be transferred to Department 15 for trial purposes and all additional matters after this hearing.

(Clerk)

J. Schonlau

Exhibit marking set in Department 15 for July 30, 2019 at 3:00 p.m.

(Reporter)

EXHIBIT A through N marked for purposes of the Motion to Preclude or Limit Use of Prejudicial Photographs, Videos and Demonstrative Evidence.

State's counsel presented offer of proof as to autopsy photographs marked as Exhibits A through M. Defense counsel Mayhew presented argument as to her limited objection to those photographs. Upon finding that the photographs are relevant, have probative value that outweighs the prejudicial effect, and they are not confusing or misleading, **COURT ENTERED ORDER** allowing for the utilization of Exhibits A through M during trial.

State's counsel presented offer of proof as to the scene photograph marked as Exhibit N. Defense counsel responded to the State's offer of proof. **COURT** found that Exhibit N is not overly prejudicial, but the State needs to determine how many scene photographs are necessary in order for the Court to determine whether or not the scene photographs would be cumulative, confusing or misleading. Therefore, the Motion to Preclude or Limit Use of Prejudicial Scene Photographs is reserved for a decision by the Trial Judge after the exhibits are marked for trial.

Motion for Equal Access to Jury Information by Defense counsel Mayhew; presented argument; response by State's counsel. **COURT ENTERED ORDER** that, should the State run the criminal histories of the potential jurors, the State must provide a memorandum to the Court and counsel for the Defendant stating the potential juror's name and their criminal history. This memorandum will be held confidential and counsel for the Defendant must return the memorandum to the Court at the conclusion of jury selection. The Court's copy of the memorandum will be held sealed in the court record.

CASE NO. CR19-0999

**TITLE: THE STATE OF NEVADA VS. RALPH
EDMOND GOAD**

**DATE, JUDGE
OFFICERS OF**

PAGE TWO

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

7/23/19

PRE-TRIAL MOTIONS/MOTION TO CONFIRM TRIAL DATE

J. Schonlau
(Reporter)

At the request of Defense counsel Mayhew, **COURT FURTHER ENTERED ORDER** that the State must notify the Court in writing if the State does not run the criminal histories of the potential jurors.

Based on State's counsel notifying the Court that the State does not have any alleged other bad act evidence pursuant to NRS 48.045 to present at this time, **COURT** deemed the Defendant's Motion in Limine re: Alleged Other Bad Acts, NRS 48.045 moot at this time.

State's counsel set for offer of proof as to Exhibits 3 and 4 attached to the State's Motion to Admit Evidence of Motive. Defense counsel Mayhew advised the Court that the Defendant does not contest the authenticity of the documents only the relevance of such documents.

EXHIBIT O (Affidavit of Custodian of Records of Nevada Fiduciary Solutions, Inc., with attached filed and records for Theodore Gibson) marked by the Court confidentially as it contains privileged information. State's counsel set forth offer of proof as to the document's authenticity. **COURT** found Exhibit O sufficient as to authenticity for purposes of trial but the State would have to call a witness in order to testify as to the Exhibits contents.

Motion to Admit Evidence of Motive by State's counsel; presented argument; objection and argument by Defense counsel Mayhew.

Rebecca Corn called by State's counsel, sworn and testified.

EXHIBIT P (Exhibit 3 to the Motion to Admit Evidence of Motive) marked by State's counsel; no objection by Defense counsel Slocum; ordered admitted into evidence for purposes of this hearing only.

Witness Corn further direct examined.

3:10 p.m. Court recessed.

3:19 p.m. Court reconvened with respective counsel and Defendant present.

CASE NO. CR19-0999

**TITLE: THE STATE OF NEVADA VS. RALPH
EDMOND GOAD**

**DATE, JUDGE
OFFICERS OF**

PAGE THREE

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

7/23/19

PRE-TRIAL MOTIONS/MOTION TO CONFIRM TRIAL DATE

J. Schonlau
(Reporter)

EXHIBIT Q (Exhibit 4 to the Motion to Admit Evidence of Motive) marked by the Court.

**7/30/19
3:00 p.m.
Exhibit
Marking
(Dept. 15)**

Witness Corn, heretofore sworn, resumed stand and was further direct examined; cross-examined by Defense counsel Slocum; excused.

Victoria Juarez called by State's counsel, sworn and testified.

**7/31/19
10:00 a.m.
Jury Trial
(Dept. 15)**

***Witness identified the Defendant for the record.

Witness Juarez further direct examined; cross-examined by Defense counsel Slocum; redirect examined; recross-examined; excused.

Det. David Nevills called by State's counsel, sworn and testified.

EXHIBIT R (Transcript of Defendant's statement) marked by the Court.

Witness Nevills further direct examined.

EXHIBIT S marked by State's counsel; no objection by Defense counsel Slocum; ordered admitted into evidence for purposes of this hearing only.

Witness Nevills further direct examined.

EXHIBIT R (Flash Drive containing audio of Defendant's statement) ordered admitted into evidence for purposes of this hearing only.

Witness Nevills cross-examined by Defense counsel Slocum; excused.

Defense counsel Slocum advised the Court that the Defendant has no objection to the Court not reviewing the audio of the Defendant's statement to Det. Nevills (Exhibit S) as the Defendant's statement that he does not have any money does not go to motive as the statement is refuted by the Defendant's new payee establishing that he does in fact have money. State's counsel responded to the above statements of Defense counsel Slocum.

COURT took the Motion to Admit Evidence of Motive under advisement. 4:57 p.m. Court recessed. Defendant remanded to the custody of the Sheriff.

Exhibits

Title: The State of Nevada vs. Ralph Edmond Goad

PLTF: The State of Nevada
DEFT: Ralph Edmond Goad

PATY: Amos Stege, Esq.
DATY: Jay Slocum, Esq.

Case No: CR19-0999

Dept. No: Four

Clerk: T. Adrian

Date: 7/30/2019

Exhibit No.	Party	Description	Marked	Offered	Admitted
A – M	State	Autopsy Photographs	07/23/2019	No Objection	07/23/2019
N	State	Photographs of Victim's Clothing	07/23/2019	No Objection	07/23/2019
O	State	Affidavit of Amanda Arriscoda with Financial Transaction CONFIDENTIAL	07/23/2019	No Objection	07/23/2019
P	State	Financial Transactions of Theodore Gibson (Ex. 3 of Motion to Admit Evidence of Motive)	07/23/2019	No Objection	07/23/2019
Q	State	Financial Transactions of Ralph Goad (Ex. 4 of Motion to Admit Evidence of Motive)	07/23/2019	No Objection	07/23/2019
R	State	Transcript of Defendant's Statement to Detective Nevills	07/23/2019	No Objection	07/23/2019
S	State	Flash Drive containing Audio of Defendant's Statement to Detective Nevills	07/23/2019	No Objection	07/23/2019

CASE NO. CR19-0999

**TITLE: THE STATE OF NEVADA VS. RALPH
EDMOND GOAD**

**DATE, JUDGE
OFFICERS OF**

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

7/30/19

**CONFERENCE CALL – DECISION ON MOTION TO ADMIT EVIDENCE
OF MOTIVE**

HONORABLE

CONNIE

STEINHEIMER

DEPT. NO.4

M. Stone

(Clerk)

J. Schonlau

(Reporter)

Deputy District Attorney Amos Stege represented the State. Deputy Public Defender Jay Slocum and Deputy Public Defender Jennifer Mayhew represented the Defendant.

Upon review of all the pleadings in this case, having heard the evidence and arguments presented at the motions hearing and having reviewed the case law, **COURT ENTERED ORDER** denying in part/granting in part the Motion to Admit Evidence of Motive as follows: The Motion is denied under the theory of NRS 48.045(2) as the evidence of eviction is not bad act evidence; and the Motion is granted under the theory of NRS 48.035(3) and res gestae as the evidence of the events leading up to and the subsequent eviction of the Defendant presents a full and accurate picture of the offense to the Jury. Further, the chain of events of the payee going out of business, followed by the Defendant living on \$249.50 for a period of 2 months and the ultimate eviction suggests that the defendant is, in fact, destitute and supports the State's theory there was a financial motive for the crime. Additionally, the probative value of the evidence is not substantially outweighed by the danger of unfair prejudice.

Respective counsel had nothing further to address with this Court.

COURT advised counsel that the Order transferring matter to Department 15 would be entered later this afternoon.

Court recessed.

CASE NO. CR19-0999

STATE OF NEVADA VS. RALPH EDMOND GOAD

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

7/31/19
HONORABLE
DAVID A. HARDY
Dept. No. 15
A. Dick
(Clerk)
T. Amundson
(AM Reporter)
C. Wolden
(PM Reporter)

JURY TRIAL – DAY 1

DDA Amos Stege represented the State. Defendant was present, in custody, represented by DPD Jay Slocum and DPD Jennifer Mayhew.
Prior to the commencement of court, State's Exhibits 1-12; 15-16; 18-25; 25A-25H; 26-27; 29-30; 30A-30D; 31; 31A; 32-39 and Defendant's Exhibits 40 and 41 were marked for identification. Exhibits 1-12, and 33 were stipulated into evidence. Additionally, counsel stipulated to the form and content of the Indictment to be read aloud by court clerk at trial.

11:59 a.m. – Court convened with counsel, the Defendant, and Jury Commissioner present.

Court noted Defendant is present wearing WCJ attire and described the impact on the jury panel as it relates to this morning's evacuation of the courthouse.

Jury Commissioner Kaili Lane addressed the Court stated 40 members of the community have reported for service who are currently seated in the jury assembly room.

Discussion ensued regarding possible options as to how to proceed today.

COURT ORDERED: Defendant shall be dressed in courtroom attire for all further trial proceedings.

COURT FURTHER ORDERED: Jury Commissioner Lane shall deploy efforts to contact each absent prospective juror and direct them to report to the SJDC for jury service at 1:30 p.m. today.

12:09 p.m. – Brief recess.

1:38 p.m. – Court reconvened with counsel and Defendant present.

Court stated it is in receipt of information from Jury Commissioner Lane that 46 prospective jurors are present currently seated in the jury assembly room.

Discussion further ensued regarding possible options as to how to proceed today.

Counsel each stipulated to continuing trial to next Monday and for this Court, accompanied with counsel and court staff, to address the prospective jury panel in the jury assembly room in an attempt to solicit volunteers to join next Monday's jury panel.

1:45 p.m. – Brief recess.

2:02 p.m. – Court reconvened with counsel present.

Court described its interaction with prospective jurors seated in the jury assembly room. Brief recess.

2:37 p.m. – Court reconvened with counsel present.

Court stated it is in receipt of information from Jury Commissioner Lane that 10 prospective jurors volunteered to add their name to next Monday's panel. Accordingly, 62 members of the community will be summons for duty; however, approximately 50 are anticipated to appear for duty.

COURT ORDERED: Jury trial VACATED AND RESET to Monday, August 5, 2019, at 9:00 a.m. Counsel and Defendant shall arrive at 8:45 a.m.
2:38 p.m. – Court stood in recess.
Defendant remanded to the custody of the Sheriff.

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

8/5/19 JURY TRIAL – DAY 1

HONORABLE DDA Amos Stege represented the State. Defendant was present, in custody,
DAVID A. HARDY represented by DPD Jay Slocum and DPD Jennifer Mayhew.
Dept. No. 15 8:43 a.m. – Court convened with DDA Stege, DPD Mayhew, and Defendant present.
A. Dick Outside the presence of prospective jurors, Court indicated it received information from
(Clerk) the Jury Commissioner regarding prospective juror CLINTON BOTTERON, provided
J. Kernan copy of said email to counsel, and awaited arrival of DPD Jay Slocum.
(Reporter) 8:51 a.m. – Court reconvened with all counsel and Defendant present.
Outside the presence of prospective jurors, counsel each deferred to the Court
regarding how to proceed regarding information it received relating to prospective juror
CLINTON BOTTERON.
8:59 a.m. – Brief recess.
Defendant's Exhibit 42 and Exhibit 43 marked for identification; stipulated.
9:03 a.m. – Court reconvened with counsel and Defendant present.
9:03 a.m. – At the direction of the Court, court clerk summoned, via email, prospective
jurors into the courtroom.
9:09 a.m. – Prospective jurors entered the courtroom.
Court greeted the prospective jurors and set forth the nature of the trial process.
Court clerk called roll, 54 names present.
All prospective jurors were sworn to answer questions touching upon their qualifications
to serve as jurors in this case.
Court conducted general and specific voir dire examination of prospective jurors.
*Sidebar conducted between Court, counsel, and prospective juror CLINTON
BOTTERON, off the record.*
Introductions of counsel and Defendant provided to prospective jurors.
At the direction of the Court, DDA Stege read aloud the names of the witnesses who
may be called to testify in this matter.
Court conducted further general and specific voir dire examination of prospective jurors.
At the direction of the Court, 32 names were drawn, consisting of 12 jurors and 2
alternates, called, and seated in the box.
COURT ORDERED: Prospective juror CLINTON BOTTERON thanked and excused to
be replaced by MICHELLE DONALD.
Sidebar conducted between Court and counsel, off the record.
COURT ORDERED: Prospective juror AUDRA LEROY thanked and excused to serve
on another Jury to be replaced by DEBORAH HOLBROOK.
Court further conducted general and specific voir dire examination of prospective jurors
seated in the box.
Court recited the charge contained in the Indictment.
Court further conducted general and specific voir dire examination of prospective jurors
seated in the box.
11:07 a.m. – Prospective jurors admonished and excused; brief recess.

Outside the presence of prospective jurors, DEBORAH HOLBROOK escorted into the courtroom Court; specific voir dire examination conducted.

COURT ORDERED: Prospective juror DEBORAH HOLBROOK thanked and excused to serve on another Jury; said prospective juror excused from the courtroom.

Outside the presence of all prospective jurors, proposed voir dire examination regarding mental health discussed.

DDA Stege addressed the Court argued in opposition of said examination.

DPD Slocum addressed the Court argued in support of said examination, in that, Defendant's intention is to explore potential preconceived notions of prospective jurors relating to mental health, if any.

Court inquired counsel regarding proposed voir dire examination regarding homelessness.

DDA Stege described Defendant's living situation during and shortly after the instant offense; no objection stated.

11:20 a.m. – Brief recess.

11:34 a.m. – Court reconvened with counsel and Defendant present.

Outside the presence of prospective jurors, **COURT ORDERED:** Voir dire examination regarding prospective jurors' potential preconceived notions relating to mental health PROHIBITED; examination regarding mental health training and experience shall be PERMITTED.

Discussion ensued regarding proposed voir dire examination regarding homelessness.

DDA Stege advised some evidence may contain statement(s) from the Defendant mentioning being in mental health hospital; however, counsel each affirmed Defendant has not been hospitalized.

DPD Slocum further argued in support proposed voir dire examination regarding potential preconceived notions relating to mental health.

COURT FURTHER ORDERED: Defendant's motion for reconsideration DENIED; aforementioned oral pronouncement AFFIRMED.

11:37 a.m. – Prospective jurors escorted into the courtroom.

COURT ORDERED: Prospective juror DEBORAH HOLBROOK thanked and excused to served on another Jury to be replaced by DELLA DUNBAR.

Court conducted further general and specific voir dire examination of newly seated prospective juror and all prospective jurors seated in the box.

DDA Stege conducted general and specific voir dire examination of prospective jurors seated in the box.

DDA Stege passed the panel for cause.

DPD Slocum conducted general and specific voir dire examination of prospective jurors seated in the box.

DPD Slocum moved to remove prospective juror SANDRA GUALANO for cause; no objection stated – **GRANTED.**

COURT ORDERED: Prospective juror SANDRA GUALANO removed for cause to be replaced by SERGIO RUIZ.

DPD Slocum conducted specific voir dire examination of newly seated prospective juror and further conducted general and specific voir dire examination of prospective jurors seated in the box; moved to remove KATIE SMITH for cause.

Sidebar conference conducted between Court and counsel, off the record.

DPD Slocum further conducted general and specific voir dire examination of prospective jurors seated in the box.

Court conducted specific voir dire examination of prospective juror KATIE SMITH.

DDA Stege argued in opposition of removing prospective juror KATIE SMITH for cause.

COURT ORDERED: Prospective juror KATIE SMITH thanked and excused to serve on another Jury to be replaced by STEVEN RAYNER.

12:48 p.m. – Prospective jurors admonished and excused; lunch recess.

1:58 p.m. – Court reconvened with counsel and Defendant present.

Outside the presence of prospective jurors, counsel each declined to memorialize any previous sidebar conference(s) on the record.

Court stated it received information, via voicemail, from prospective juror AMBER CHOATE'S mother stated said prospective juror may be experiencing a medical episode and will not return to court today.

COURT ORDERED: Prospective juror AMBER CHOATE thanked and excused.

2:00 p.m. – Prospective jurors escorted into the courtroom.

DPD Slocum conducted specific voir dire examination of newly seated prospective juror and further conducted general and specific voir dire examination of prospective jurors seated in the box.

DPD Slocum moved to remove prospective juror SERGIO RUIZ for cause.

DPD Slocum passed the panel for cause, except relating to SERGIO RUIZ and STEVEN RAYNER.

2:45 p.m. – Prospective jurors admonished and excused; brief recess.

Outside the presence of the prospective jurors SERGIO RUIZ and STEVEN RAYNER remained in the courtroom, Court stated its observations of SERGIO RUIZ.

DPD Slocum further argued in support of removing SERGIO RUIZ for cause.

DDA Stege conducted specific voir dire examination of prospective jurors SERGIO RUIZ and STEVEN RAYNER.

DDA Stege passed the panel for cause.

Prospective jurors SERGIO RUIZ and STEVEN RAYNER excused from the courtroom.

DDA Stege objected to removing prospective juror SERGIO RUIZ for cause.

Court stated its findings regarding prospective juror SERGIO RUIZ.

COURT ORDERED: Defendant's motion to remove prospective juror SERGIO RUIZ for cause DENIED.

3:03 p.m. – Prospective jurors escorted into the courtroom.

Court thanked and excused unseated prospective jurors.

3:05 p.m. – Prospective jurors admonished and excused; brief recess.

3:27 p.m. – Court reconvened with counsel and Defendant present to conduct peremptory challenge. Outside the presence of prospective jurors, peremptory challenges were exercised, 8 plus 1 alternate per-side, and the following panel selected and stipulated to:

- (1) MICHAEL CHERTI
- (2) MICHELLE DONALD
- (3) JAMES REID
- (4) JENNY LOPEZ
- (5) CARLOS HERNANDEZ-GUILLEN
- (6) GREGORY SCOVILLE

- (7) JORDAN WILCHER
- (8) STEPHEN MORRO
- (9) SEIRRA GENZ
- (10) MARK WITMAN
- (11) STEPHANIE CORTES
- (12) ASHLEE YOUNIE
- (13 Alt.) JANET ROBERTS
- (14 Alt.) DELLA DUNBAR

3:38 p.m. – Prospective jurors escorted into the courtroom, Court seated the panel, and thanked and excused prospective jurors removed by peremptory challenges.

3:41 p.m. – At the direction of the Court, court clerk administered Oath to Jury.

Court provided preliminary instructions and admonishments.

Court introduced courtroom staff to the Jury.

At the direction of the Court, court clerk read aloud the Indictment filed in this case to the Jury.

Court further provided preliminary instructions and admonishments.

DDA Stege, on behalf of the State, addressed the Jury presented an opening statement.

DPD Mayhew, on behalf of the Defendant, addressed the Jury presented an opening statement.

4:29 p.m. – Jury admonished and excused to return August 6, 2019, at 9:00 a.m.

Outside the presence of the Jury, DDA Stege indicated State does not intend to introduce the Defendant's statement, as previously mentioned earlier this morning.

Court inquired counsel Mayhew as to how Defendant's statement may be introduced during trial.

DPD Mayhew addressed the Court indicated cross examination of a peace officer may introduce Defendant's statement and further answered the Court's questioning.

DPD Slocum advised Defendant's statement is not subject to any pretrial order entered in this case.

DDA Stege concurred with opposing counsel's representation regarding a pretrial order; however, counsel Stege indicated he stated this morning State does not intend to introduce Defendant's statement at trial.

COURT ORDERED: Counsel and Defendant shall report to the courtroom at 8:50 a.m. on August 6, 2019.

4:37 p.m. – Court stood in recess.

Defendant remanded to the custody of the Sheriff.

Clerk's note correspondence:

From: Lane, Kaili

Sent: Monday, August 05, 2019 8:10 AM

To: Dick, Amanda <Amanda.Dick@washoecourts.us>

Subject: Juror - Clinton Botterson

Good morning – Prospective juror Clinton Botterson just checked in. He indicated that he has been convicted of a felony and that his civil rights have not been restored. This is contrary to his qualification questionnaire, which he signed under penalty of perjury. I am sending him up with the rest of the crew.
Kaili

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

8/6/19 JURY TRIAL – DAY 2

HONORABLE DDA Amos Stege represented the State. Defendant was present, in custody,
DAVID A. HARDY represented by DPD Jay Slocum and DPD Jennifer Mayhew.
Dept. No. 15 9:07 a.m. – Court convened with counsel, Defendant, and Jury present.
A. Dick MARCO MADRIGAL-PINTOR, sworn, testified under direct examination conducted by
(Clerk) DDA Stege; cross examination conducted by DPD Mayhew; redirect examination
J. Kernan conducted by DDA Stege; DPD Mayhew waived recross examination. Witness thanked
(Reporter) and excused.
Sidebar conducted between Court, counsel, and court clerk; off the record.
Exhibit 1 offered, no objection; ADMITTED.
Exhibit 44 offered, no objection; ADMITTED.
Exhibit 14 offered, no objection; ADMITTED.
ALONNA CRAIG, sworn, testified under direct examination conducted by DDA Stege;
cross examination conducted by DPD Mayhew; DDA Stege waived redirect
examination. Witness thanked and excused.
SCOTT NAPIER, sworn, testified under direct examination conducted by DDA Stege;
cross examination conducted by DPD Slocum; redirect examination conducted by DDA
Stege, identified the Defendant; recross examination conducted by DPD Slocum.
Witness thanked and excused.
Exhibit 3 offered, stipulated; ADMITTED.
DAVID MILLSAP, sworn, testified under direct examination conducted by DDA Stege;
cross examination conducted by DPD Mayhew; redirect examination conducted by DDA
Stege; recross examination conducted by DPD Mayhew. Witness thanked and excused.
Exhibit 25A offered, no objection; ADMITTED.
Exhibit 25B offered, no objection; ADMITTED.
Exhibit 25C offered, no objection; ADMITTED.
Exhibit 25D offered, no objection; ADMITTED.
Exhibit 25E offered, no objection; ADMITTED.
Exhibit 25F offered, no objection; ADMITTED.
Exhibit 25G offered, no objection; ADMITTED.
Exhibit 25H offered, no objection; ADMITTED.
Exhibit 26 offered, no objection; ADMITTED.
Exhibit 18 offered, no objection; ADMITTED.
10:35 a.m. – Jury admonished and excused; brief recess
10:51 a.m. – Court reconvened with counsel, Defendant, and Jury present.
DAVE NEVILLS, sworn, testified under direct examination conducted by DDA Stege,
identified the Defendant.
Exhibit 33 offered, stipulated; ADMITTED.
Exhibit 30 offered, no objection; ADMITTED.
Exhibit 30A offered, no objection; ADMITTED.
Exhibit 30B offered, no objection; ADMITTED.

Exhibit 30C offered, no objection; ADMITTED.

Exhibit 30D offered, no objection; ADMITTED.

Exhibit 27 offered, no objection; ADMITTED; played for Jury.

Exhibit 12 offered, no objection; ADMITTED.

12:07 p.m. – Jury admonished and excused; lunch recess.

1:44 p.m. – Court reconvened with counsel and Defendant present.

Outside the presence of the Jury, DDA Stege advised the mid-trial memorandum filed this morning may be applicable to the current witness on the stand. Counsel further advised he would like the current witness be subject to recall.

DPD Solcum indicated he received said memorandum this morning and has not yet had an opportunity to prepare a written response.

Court reserved ruling dependent upon how the evidence is presented during direct examination; however, at this time the current witness has not said anything to allow the Defendant's statement to be presented during trial.

1:50 p.m. – Jury escorted into the courtroom.

DAVE NEVILLS, heretofore sworn, resumed the witness stand continued to testify under direct examination conducted by DDA Stege; cross examination conducted by DPD Slocum; redirect examination conducted by DDA Stege; recross examination conducted by DPD Slocum. Witness thanked and excused, subject to recall.

Exhibit 24 offered; withdrawn.

State's Exhibit 24A marked for identification.

Exhibit 33 provided and published to the Jury.

Defendant's Exhibit 45 marked for identification, offered, stipulated; ADMITTED.

Defendant's Exhibit 46 marked for identification, offered, stipulated; ADMITTED.

Defendant's Exhibit 47 marked for identification, offered, stipulated; ADMITTED.

Defendant's Exhibit 48 marked for identification, offered, stipulated; ADMITTED.

Defendant's Exhibit 49 marked for identification, offered, stipulated; ADMITTED.

Defendant's Exhibit 50 marked for identification, offered, stipulated; ADMITTED.

Exhibit 26 played for Jury.

3:02 p.m. – Jury admonished and excused; brief recess.

3:24 p.m. – Court reconvened with counsel, Defendant, and Jury present.

CODY IDSO, sworn, testified under direct examination conducted by DDA Stege; DPD Mayhew waived cross examination. Witness thanked and excused.

PATRICK BILLINGS, sworn, testified under direct examination conducted by DDA Stege; cross examination conducted by DPD Slocum; DDA Stege waived redirect examination. Witness thanked and excused.

VICTORIA JUAREZ, sworn, testified under direct examination conducted by DDA Stege; cross examination conducted by DPD Slocum; redirect examination conducted by DDA Stege; DPD Slocum waived recross examination. Witness thanked and excused.

*Exhibit 22 offered; DPD Slocum requested voir dire examination of said Exhibit – **GRANTED.***

Sidebar conference conducted between Court and counsel, off the record.

Exhibit 22 reoffered, objection, overruled; ADMITTED.

4:30 p.m. – Jury admonished and excused to return August 7, 2019, at 11:00 a.m.

Outside the presence of the Jury, counsel each declined to memorialize any previous sidebar conference(s) on the record.

4:35 p.m. – Court stood in recess.

Defendant remanded to the custody of the Sheriff.

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

8/7/19 JURY TRIAL – DAY 3

HONORABLE DDA Amos Stege represented the State. Defendant was present, in custody,
DAVID A. HARDY represented by DPD Jay Slocum and DPD Jennifer Mayhew.
Dept. No. 15 11:20 a.m. – Court convened with counsel, Defendant, and Jury present.
A. Dick ERNIE KAZMAR, sworn, testified under direct examination conducted by DDA Stege.
(Clerk) *Exhibit 9 offered, stipulated; ADMITTED.*
D. Cecere *Exhibit 5 offered, stipulated; ADMITTED.*
(Reporter) *Exhibit 8 offered, stipulated; ADMITTED.*

12:01 p.m. – Jury admonished and excused; brief recess.
12:14 p.m. – Court reconvened with counsel, Defendant, and Jury present.
ERNIE KAZMAR, heretofore sworn, resumed the witness stand continued to testify
under direct examination conducted by DDA Stege; cross examination conducted by
DPD Slocum; redirect examination conducted by DDA Stege; recross examination
conducted by DPD Slocum. Witness thanked and excused.
Exhibit 10 offered, stipulated; ADMITTED.
KEN BARLOR, sworn, testified under direct examination conducted by DDA Stege;
DPD Mayhew waived cross examination. Witness thanked and excused.
Exhibit 29 offered, no objection; ADMITTED.
BECKY KORN, sworn, testified under direct examination conducted by DDA Stege;
cross examination conducted by DPD Slocum; redirect examination conducted by DDA
Stege; DPD Slocum waived recross examination. Witness thanked and excused.
*Exhibit 19 offered; DPD Slocum addressed the Court requested voir dire examination of
said Exhibit – GRANTED.*
Exhibit 19 reoffered; Court reviewed said Exhibit.
DDA Stege addressed the Court argued in support of admissibility of said Exhibit.
DPD Slocum argued in support of inadmissibility of said Exhibit.
COURT ORDERED: Defendant's payment history shall be admissible. DDA Stege
shall specifically identify each page by bate number published to the Jury, said pages
shall be marked as a separate Exhibit and ADMITTED INTO EVIDENCE.
State's Exhibit 19A marked for identification, overruled; ADMITTED.
Exhibit 21 offered, objection.
Court reviewed said Exhibit.
COURT ORDERED: Victim's payment history shall be admissible. DDA Stege shall
specifically identify each page by bate number published to the Jury, said pages shall
be marked as a separate Exhibit and ADMITTED INTO EVIDENCE.
State's Exhibit 21A marked for identification, overruled; ADMITTED.
1:16 p.m. – Jury admonished and excused; lunch recess.
1:57 p.m. – Court reconvened with counsel and Defendant present.
Outside the presence of the Jury, Court stated its observations regarding the physical
appearance of the Defendant.

Sergeant Cox addressed the Court stated he received information from WCJ indicating a medication may not have been administered to the Defendant this morning; therefore, Defendant needs to be immediately returned to WCJ for medical treatment or transported to the hospital. Sergeant further stated it is against policy for a Deputy Sheriff to administer any medication.

Sergeant Hippert addressed the Court stated it is her understanding the medication to be administered to the Defendant may not be fast acting.

DPD Slocum indicated upon Defendant's arrival counsel expressed concern regarding the Defendant's health; accordingly requested a private meeting with the Defendant in the courtroom this morning, which was granted and provided. Counsel further indicated the Defendant's health has appeared to decline since this morning.

DDA Stege declined to comment.

COURT ORDERED: Trial shall recess for today and reconvene tomorrow morning.

Discussion ensued regarding trial scheduling.

2:04 p.m. – Jury escorted into the courtroom; admonished and excused to return August 8, 2019, at 9:00 a.m.

Outside the presence of the Jury, all scheduled witnesses invited into the courtroom.

Court addressed said witnesses regarding today's unexpected trial schedule and asked they hold any grievances against this Court, not counsel and the Defendant.

Court stood in recess.

Defendant remanded to the custody of the Sheriff.

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

8/8/19 JURY TRIAL – DAY 4

HONORABLE DDA Amos Stege represented the State. Defendant was present, in custody,
DAVID A. HARDY represented by DPD Jay Slocum and DPD Jennifer Mayhew.
Dept. No. 15 *Prior of commencement of Court, State's Exhibit 51 marked for identification.*
A. Dick 9:07 a.m. – Court convened with counsel and Defendant present.
(Clerk) Outside the presence of the Jury, DPD Slocum addressed the Court expressed physical
J. Kernan concerns regarding Defendant, in that, he is not speaking and unresponsive/not
(Reporter) acknowledging counsels' presence to include avoiding eye contact. However,
Defendant was responsive to the direction of the deputies. Counsel stated it his
understanding that Defendant wants trial to proceed today. Counsel requested this
Court canvass the Defendant regarding this understanding of today's proceedings.
DDA Stege addressed the Court and declined to comment.
COURT ORDERED: Defendant's request for this Court to conduct a mental health
examination and make findings thereto DENIED.
Court stated it wants Defendant to be present as this jury trial shall go forward in
absentia if it must.
DPD Slocum made record as to Defendant's ability to aid his counsel during trial.
Court inquired the Defendant.
Defendant on his own behalf non-verbally addressed the Court confirmed he would like
to proceed today as well as identified his counsel and this Court.
Deputy Peek confirmed Defendant was cleared to attend trial by WCJ medical staff this
morning.
9:13 a.m. – Jury escorted into the courtroom.
AMANDA ARRASCADA, sworn, testified under direct examination conducted by DDA
Stege; cross examination conducted by DPD Slocum; DDA Stege waived redirect
examination. Witness thanked and excused.
Exhibit 20 offered; objection.
COURT ORDERED: DDA Stege shall specifically identify each page published to the
Jury, said pages shall be marked as a separate Exhibit and ADMITTED INTO
EVIDENCE.
State's Exhibit 20A marked for identification, overruled; ADMITTED.
TREVOR VAUGHT, sworn, testified under direct examination conducted by DDA Stege;
DPD Slocum waived cross examination. Witness thanked and excused.
Exhibit 51 offered, no objection; ADMITTED.
DAVE NEVILLES, heretofore sworn, testified under direct examination conducted by
DDA Stege; cross examination conducted by DPD Slocum; redirect examination
conducted by DDA Stege; recross examination conducted by DPD Slocum. Witness
thanked and excused, subject to recall.
Exhibit 51 played for Jury.
Exhibit 16 offered, no objection; ADMITTED.
Exhibit 38 offered, no objection; ADMITTED.

Exhibit 11 offered, stipulated; ADMITTED.

10:20 a.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, Court stated physical observations of the Defendant.

10:21 a.m. – Brief recess.

10:41 a.m. – Court reconvened with counsel, Defendant, and Jury present.

ELVIRA KOEDER, sworn, testified under direct examination conducted by DDA Stege; cross examination conducted by DPD Slocum; redirect examination conducted by DDA Stege; recross examination conducted by DPD Slocum. Witness thanked and excused.

Exhibit 36 offered, no objection; ADMITTED.

Exhibit 37 offered, no objection; ADMITTED.

Sidebar conducted between Court and counsel, off the record.

MADISON DALQUIST, sworn, testified under direct examination conducted by DDA Stege; cross examination conducted by DPD Slocum; redirect examination conducted by DDA Stege; DPD Slocum waived recross examination. Witness thanked and excused.

Exhibit 34 offered, no objection; ADMITTED.

Exhibit 6 offered, stipulated; ADMITTED.

Exhibit 35 offered, no objection; ADMITTED.

Exhibit 7 offered, stipulated; ADMITTED.

12:00 p.m. – Jury admonished and excused; lunch recess.

Outside the presence of the Jury, Court stated upon the request of defense counsel Defendant shall be canvassed regarding his 5th Amendment Rights prior to State resting its case-in-chief.

Court advised the Defendant of his 5th Amendment Constitutional Rights and canvassed him thereto.

Defendant confirmed, non-verbally, that he understood this Court's questioning.

DDA Stege advised there is no impeachment evidence, within the statutory framework, relating to the Defendant. Counsel expressed concern regarding the unique circumstances surrounding Defendant's ability to testify, should he choose to do so. DPD Slocum echoed the same circumstantial concerns of the State.

Court stated the predicated question is whether Defendant wishes to testify or not and depending upon his decision, the next question is the manner of which he is able to testify. Court stated it will offer reasonable accommodations to the Defendant, if he chooses to testify.

12:10 p.m. – Lunch recess.

1:42 p.m. – Court reconvened with counsel, Defendant, and Jury present.

MONICA SIEWERTSEN, sworn, testified under direct examination conducted by DDA Stege, presented narrative testimony; cross examination conducted by DPD Slocum; redirect examination conducted by DDA Stege; recross examination conducted by DPD Slocum. Witness thanked and excused.

2:59 p.m. – Jury admonished and excused; brief recess.

Outside the presence of the Jury, DDA Stege argued in support to conduct third redirect examination.

DPD Slocum argued in opposition of said examination.

COURT ORDERED: State's request to conduct third redirect examination DENIED.

3:01 p.m. – Jury Question During Trial #1 RECEIVED.

Court stated it will orally address said question; not providing a written response.
Whereupon, said question was efiled to the case docket.

3:04 p.m. – Brief recess.

State's Exhibit 52 marked for identification.

3:16 p.m. – Court reconvened with counsel and Defendant present.

Outside the presence of the Jury, DPD Slocum lodged a standing objection to Exhibit 15, specifically relating to a T-shirt photo.

DDA Stege argued in opposition of Defendant renewing his objection to said Exhibit as this issue has already been adjudicated by Department 4.

Court noted Defendant's continuing lodged objection to said Exhibit.

COURT ORDERED: Decision as rendered by Department 4 AFFIRMED; Exhibit 15 shall be admissible as previously decided by Department 4.

3:21 p.m. – Jury escorted into the courtroom.

KATHERINE CALLAHAN, sworn, testified under direct examination conducted by DDA Stege, presented narrative testimony; cross examination conducted by DPD Slocum; redirect examination conducted by counsel DDA Stege; DPD Slocum waived recross examination. Witness thanked and excused.

Exhibit 15 offered, objection, overruled; ADMITTED.

4:00 p.m. – Jury admonished and excused; brief recess.

DPD Slocum requested time to privately consult with Defendant regarding his 5th Amendment Rights – **GRANTED**; courtroom cleared.

4:04 p.m. – Brief recess.

4:07 p.m. – Court reconvened with counsel and Defendant present.

DPD Slocum advised Defendant intends to INVOKE his 5th Amendment Rights; counsel commented upon his ability to communicate and engage in meaningful conversation with the Defendant. Counsel further advised Defendant is prepare to rest his case-in-chief.

Court stated physical observation of the Defendant.

4:10 p.m. – Jury escorted into the courtroom.

DDA Stege rested State's case-in-chief.

DPD Slocum rested Defendant's case-in-chief.

4:11 p.m. – Jury admonished and excused to return August 9, 2019, at 9:30 a.m. Defendant excused from the courtroom.

Outside the presence of the Jury, Court and counsel met informally to settle jury instructions and verdict form, objections identified.

Court stood in recess.

Defendant remanded to the custody of the Sheriff.

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

8/9/19 JURY TRIAL – DAY 5

HONORABLE DDA Amos Stege represented the State. Defendant was present, in custody,
DAVID A. HARDY represented by DPD Jay Slocum and DPD Jennifer Mayhew.
Dept. No. 15 8:38 a.m. – Court convened with counsel present, off the record.
A. Dick Outside the presence of the Jury, Court stated it is in receipt of information from Deputy
(Clerk) Peek that Defendant is refusing transport to court today. Court expressed inclination for
C. Wolden trial to proceed in absentia and presented case law to counsel for each to review.
(Reporter) DPD Slocum addressed the Court requested time to explore the circumstances of
Defendant's transportation refusal.
8:41 a.m. – Brief recess.
9:02 a.m. – Court reconvened with counsel, on the record.
Court described off-record conversation with counsel regarding information received
regarding Defendant's refusal to be transported to court today and recited case law
thereto previously provided to counsel.
9:05 a.m. – Court reconvened with counsel.
Outside the presence of the Jury and during the Defendant's absence, Jury Instructions
1 – 36 were settled upon the record; offered and rejected Jury Instruction(s) identified
and subject to argument thereto.
Whereupon, said offered and rejected Jury Instructions efiled to the case docket.
DPD Slocum described the medical circumstances of the Defendant's refusal to be
transported to court this morning; however, he will be on his way to the courthouse
shortly.
Court stated it wishes to avoid any prejudices due to Defendant's tardiness.
DDA Stege addressed and advised the Court State will object to another delay of trial, if
applicable.
DPD Slocum indicated the Defendant's medical circumstances this morning may be
caused by the medication administered a couple days ago.
Court directed Deputy Peek to communicate to the Jury that they are free to leave the
jury room and courthouse to return no later than 10:15 a.m. this morning.
9:45 a.m. – Brief recess.
10:17 a.m. – Court reconvened with counsel, Defendant, and Jury present.
Court instructed the Jury; sans Jury Instruction #17.
Court identified Jurors #13 and #14 as alternates.
10:49 a.m. – Jury admonished and excused; brief recess.
11:09 a.m. – Court reconvened with counsel, Defendant, and Jury present.
Court instructed Jury regarding Jury Instruction #17.
Whereupon, said Jury Instruction 1-36 were efiled to the case docket.
DDA Stege, on behalf of the State, presented closing arguments.
Exhibit 36 UNSEALED.
DPD Slocum, on behalf of the Defendant, presented closing arguments.
12:35 p.m. – Jury admonished and excused; brief recess.

12:53 p.m. – Court reconvened with counsel, Defendant, and Jury present.

DDA Stege, on behalf of the State, presented rebuttal closing arguments.

1:12 p.m. – Deputy Peek sworn and charged with the Jury.

1:13 p.m. – Jury escorted to the Jury Room; deliberations commenced.

Outside the presence of the Jury, discussion ensued regarding protocol for Jury to handle biohazard/weaponry exhibits admitted into evidence.

COURT ORDERED: No action taken unless Jury requests, in writing, to view said exhibits.

1:17 p.m. – Court stood in recess.

1:56 p.m. – Court clerk notified by Deputy Peek that a verdict was reached; Court and counsel notified.

2:19 p.m. – Court reconvened with counsel, Defendant, and Jury present.

Juror #1 identified as Foreperson.

At the direction of the Court, court clerk read aloud the verdict as follows:

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA,

IN AND FOR THE COUNTY OF WASHOE.

* * *

THE STATE OF NEVADA,

Plaintiff,

Case No. CR19-0999

v.

Dept. No. D15

RALPH EDMOND GOAD,

Defendant.

VERDICT

We, the jury in the above entitled case, find the Defendant

RALPH EDMOND GOAD, as follows:

MURDER WITH THE USE OF A DEADLY WEAPON

(Please select only one box)

☐ Not Guilty of MURDER WITH THE USE OF A DEADLY WEAPON

☒ Guilty of FIRST DEGREE MURDER

☐ Guilty of SECOND DEGREE MURDER

Question 1: If you find RALPH EDMOND GOAD guilty of FIRST DEGREE MURDER or SECOND DEGREE MURDER, do you find that RALPH EDMOND GOAD used a deadly weapon?

(Please select only one box)

☒ Yes

☐ No

DATED this 9th day of August, 2019.



FOREPERSON

Whereupon, said verdict was efiled to the case docket.

At the direction of the Court, court clerk polled the Jury; unanimous verdict confirmed. DPD Slocum advised Defendant waives immediate sentencing by this Jury.

COURT ORDERED: The preparation of a Presentence Investigation Report and matter continued for SPECIAL SET entry of judgment and imposition of sentence scheduled for **OCTOBER 2, 2019, AT 2:00 P.M.**

Counsel and Defendant executed stipulation and waiver of Jury penalty hearing pursuant to NRS 175.552(2).

Whereupon, said stipulation was efiled to the case docket.

COURT ORDERED: Stipulation and waiver of Jury penalty hearing pursuant to NRS 175.552(2) APPROVED; [see Order entered August 9, 2019].

Court clerk provided Defendant with a presentence investigation report questionnaire upon exiting the courtroom.

COURT FURTHER ORDERED: Jury discharged and admonishment released.

2:35 p.m. – Court stood in recess.

Defendant remanded to the Sheriff.

After session correspondence:

From: Lori Lukl [mailto:llukl@dps.state.nv.us]

Sent: Wednesday, August 14, 2019 8:22 AM

To: Dick, Amanda <Amanda.Dick@washoecourts.us>

Cc: Erin Lukl <elukl@dps.state.nv.us>; Jennifer Iveson <jiveson@dps.state.nv.us>; Laura Pappas <lpappas@dps.state.nv.us>; Jarrod M. Williams <jmwilliams@dps.state.nv.us>

Subject: RE: PSI Order - CR19-0999 / GOAD

[NOTICE: This message originated outside of Second Judicial District Court, State of Nevada -- DO NOT CLICK on links or open attachments unless you are sure the content is safe.]

Hello,

It has been set up with Erin Lukl

Lori Lukl

AA-II

Division of Parole and Probation

475 Valley Road

Reno, Nevada 89512

(775) 684-2353

(775) 684-2397 Fax

llukl@dps.state.nv.us



From: Dick, Amanda [<mailto:Amanda.Dick@washoecourts.us>]

Sent: Wednesday, August 14, 2019 8:19 AM

To: Jarrod M. Williams; Jennifer Iveson; Laura Pappas; Lori Lukl

Cc: Dick, Amanda

Subject: RE: PSI Order - CR19-0999 / GOAD

Good morning,

May someone confirm receipt of this correspondence?

Please and thank you!

From: Dick, Amanda

Sent: Friday, August 09, 2019 3:10 PM

To: Jarrod Williams <jmwilliams@dps.state.nv.us>; Jennifer Iveson <jiveson@dps.state.nv.us>; Laura Pappas <lpappas@dps.state.nv.us>; Lori Lukl <llukl@dps.state.nv.us>

Cc: Dick, Amanda <Amanda.Dick@washoecourts.us>

Subject: PSI Order - CR19-0999 / GOAD

Hello,

PSI request form for Mr. Goad (CR19-0999) is attached. Mr. Goad was provided a PSI questionnaire.

Thank you,
Amanda Dick

Courtroom Clerk
Department 15
Second Judicial District Court
75 Court St.
Reno, NV 89501
(775) 325-6651
www.washoecourts.com

The Nevada Judiciary is one of three branches of government; the other two are the Executive and Legislative branches. The Nevada Judiciary has the responsibility to provide impartial, efficient, and accessible dispute resolution in legal matters and to operate as an equal, independent, and effective branch of government.

The mission of the Second Judicial District Court is to provide timely, fair and efficient administration of justice under the law, in a manner that instills and sustains the public's confidence in the judicial system. The mission of the Second Judicial District Court's Family Division is to provide fair, efficient, accessible justice under the law, which encourages alternative and non-adversarial dispute resolution in a manner that serves the public and sustains confidence in the judicial branch of government.



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JURY TRIAL EXHIBITS

PLTF: STATE OF NEVADA

DDA: Amos Stege

DEFT: RALPH EDMOND GOAD

DPD: Jay Slocum + Jennifer Mayhew

Case No: CR19-0999 **Dept. No:** 15 **Clerk:** A. Dick **Date:** 8/9/19

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	STATE	APT 205- patrol (photos)	7/30/19	NO OBJECTION	8/6/19
2	STATE	Apt 205 BWC stills (photos)	7/30/19	STIPULATED	---
3	STATE	Wal-Mart stills (photos)	7/30/19	STIPULATED	8/6/19
4	STATE	Goad photo	7/30/19	STIPULATED	---
5	STATE	Apt 213 scene (photos)	7/30/19	STIPULATED	8/7/19
6	STATE	Apt 213 Pants (photos)	7/30/19	STIPULATED	8/8/19
7	STATE	Apt 213 Shirt (photos)	7/30/19	STIPULATED	8/8/19
8	STATE	Apt 205 – follow up Window (photos)	7/30/19	STIPULATED	8/7/19
9	STATE	Apt 205 – scene (photos)	7/30/19	STIPULATED	8/7/19
10	STATE	205 Window Outside (photos)	7/30/19	STIPULATED	8/7/19
11	STATE	Baseball cap (photos)	7/30/19	STIPULATED	8/8/19
12	STATE	Apt 205 & 207 Doors (photos)	7/30/19	NO OBJECTION	8/6/19
13	-	INTENTIONALLY BLANK	-	-	-
14	STATE	Photos	8/5/19	NO OBJECTION	8/6/19
15	STATE	Autopsy (photos)	7/30/19	OBJECTION OVERRULED	8/8/19
16	STATE	CalNeva Series	7/30/19	NO OBJECTION	8/8/19
17	-	INTENTIONALLY BLANK	-	-	-
18	STATE	33 Park St. Surveillance matrix (photo)	7/30/19	NO OBJECTION	8/6/19
19	STATE	Goad Payee Counseling Services	7/30/19	---	---

JURY TRIAL EXHIBITS

PLTF: STATE OF NEVADA

DDA: Amos Stege

DEFT: RALPH EDMOND GOAD

DPD: Jay Slocum + Jennifer Mayhew

Case No: CR19-0999 **Dept. No:** 15 **Clerk:** A. Dick **Date:** 8/9/19

Exhibit No.	Party	Description	Marked	Offered	Admitted
19A	STATE	Goad Payee Counseling Services Bates: 1239, 1240, 1241, 1242, 1243, 1244	8/7/19	OBJECTION OVERRULED	8/7/19
20	STATE	Victim NV Fiduciary Solutions	7/30/19	---	---
20A	STATE	Victim NV Fiduciary Solutions Pages	8/8/19	OBJECTION OVERRULED	8/8/19
21	STATE	Victim Payee Counseling Services	7/30/19	---	---
21A	STATE	Victim Payee Counseling Services Bates: 1614, 1615, 1616, 1617	8/7/19	OBJECTION OVERRULED	8/7/19
22	STATE	Goad Park Manor Lease Documents	7/30/19	OBJECTION OVERRULED	8/6/19
23	STATE	Victim Park Manor Lease Documents	7/30/19	---	---
24	STATE	Eviction paperwork	7/30/19	---	---
24A	STATE	Eviction Paperwork, previously marked as GJ Exhibit 2	8/6/19	---	---
25	STATE	Envelope Containing 8 Flash drives	7/30/19	---	---
25A	STATE	Flash Drive	7/30/19	NO OBJECTION	8/6/19
25B	STATE	Flash Drive	7/30/19	NO OBJECTION	8/6/19
25C	STATE	Flash Drive	7/30/19	NO OBJECTION	8/6/19
25D	STATE	Flash Drive	7/30/19	NO OBJECTION	8/6/19
25E	STATE	Flash Drive	7/30/19	NO OBJECTION	8/6/19

JURY TRIAL EXHIBITS

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DPD: Jay Slocum + Jennifer Mayhew

Case No: CR19-0999 **Dept. No:** 15 **Clerk:** A. Dick **Date:** 8/9/19

Exhibit No.	Party	Description	Marked	Offered	Admitted
25F	STATE	Flash Drive	7/30/19	NO OBJECTION	8/6/19
25G	STATE	Flash Drive	7/30/19	NO OBJECTION	8/6/19
25H	STATE	Flash Drive	7/30/19	NO OBJECTION	8/6/19
26	STATE	Park Manor Surveillance – Flash Drive	7/30/19	NO OBJECTION	8/6/19
27	STATE	Park Manor Compilation	7/30/19	NO OBJECTION	8/6/19
28	-	INTENTIONALLY BLANK	-	-	-
29	STATE	5 Clips CalNeva Flash Drive	7/30/19	NO OBJECTION	8/7/19
30	STATE	Envelope Containing Still Pictures from Surveillance Video	7/30/19	NO OBJECTION	8/6/19
30A	STATE	Still Photo Surveillance	7/30/19	NO OBJECTION	8/6/19
30B	STATE	Still Photo Surveillance	7/30/19	NO OBJECTION	8/6/19
30C	STATE	Still Photo Surveillance	7/30/19	NO OBJECTION	8/6/19
30D	STATE	Still Photo Surveillance	7/30/19	NO OBJECTION	8/6/19
31	STATE	Envelope Containing Flash Drive of CalNeva Surveillance	7/30/19	---	---
31A	STATE	Flash Drive CalNeva Surveillance	7/30/19	---	---
32	STATE	Box Containing Leasing Paperwork for Deft and Vix	7/30/19	---	---
33	STATE	Envelope Containing Calendar	7/30/19	STIPULATED	8/6/19

JURY TRIAL EXHIBITS

PLTF: STATE OF NEVADA

DDA: Amos Stege

DEFT: RALPH EDMOND GOAD

DPD: Jay Slocum + Jennifer Mayhew

Case No: CR19-0999 **Dept. No:** 15 **Clerk:** A. Dick **Date:** 8/9/19

Exhibit No.	Party	Description	Marked	Offered	Admitted
34	STATE	SEALED BAG Containing 1 Pair Black Pants	7/30/19	NO OBJECTION	8/8/19
35	STATE	SEALED BAG Containing Hanes Sweatshirt	7/30/19	NO OBJECTION	8/8/19
36	STATE	UNSEALED BOX Containing Scissors	7/30/19	NO OBJECTION	8/8/19
37	STATE	SEALED BOX Containing knife	7/30/19	NO OBJECTION	8/8/19
38	STATE	SEALED BAG Containing Socks and Baseball Cap	7/30/19	NO OBJECTION	8/8/19
39	STATE	SEALED BAG Containing Hard Drive for Surveillance Videos	7/30/19	---	---
40	DEFT	WCJ Balance Transfer	7/30/19	---	---
41	DEFT	Deft's Mom Will	7/30/19	---	---
42	DEFT	Photos	8/5/19	STIPULATED	---
43	DEFT	Surveillance Still Photos	8/5/19	STIPULATED	---
44	STATE	Flash Drive	8/5/19	NO OBJECTION	8/6/19
45	DEFT	Photo	8/6/19	STIPULATED	8/6/19
46	DEFT	Photo	8/6/19	STIPULATED	8/6/19
47	DEFT	Photo	8/6/19	STIPULATED	8/6/19
48	DEFT	Photo	8/6/19	STIPULATED	8/6/19
49	DEFT	Photo	8/6/19	STIPULATED	8/6/19
50	DEFT	Photo	8/6/19	STIPULATED	8/6/19
51	STATE	Thumb Drive Walmart	8/8/19	NO OBJECTION	8/8/19

JURY TRIAL EXHIBITS

PLTF: STATE OF NEVADA

DDA: Amos Stege

DEFT: RALPH EDMOND GOAD

DPD: Jay Slocum + Jennifer Mayhew

Case No: CR19-0999 **Dept. No:** 15 **Clerk:** A. Dick **Date:** 8/9/19

Exhibit No.	Party	Description	Marked	Offered	Admitted
52	STATE	Demo – Monica Siewertsen PowerPoint Presentation	8/8/19	---	---

CASE NO. CR19-0999

STATE OF NEVADA VS. RALPH EDMOND GOAD

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

10/2/19	<u>ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE</u>
HONORABLE	DDA Amos Stege represented the State. Defendant present, in custody, represented by
DAVID A. HARDY	DPD Jennifer Mayhew. SPEC J. Banes present on behalf of the Division of Parole and
Dept. No. 15	Probation.
A. Dick	1:29 p.m. – Court convened with counsel, Defendant, and Division present.
(Clerk)	DDA Stege addressed and advised Court State will recommend Life Without the
J. Kernan	Possibility of Parole plus a consecutive term of 8-20 years for DW enhancement in
(Reporter)	NDOC as appropriate punishment.
	DEFT declined to make a statement of allocution to Court.
	DPD Mayhew addressed Court stated corrections to the PSI Report to include Page 3
	under military service Defendant represented he was denied entry due to health issue(s)
	not necessarily mental health issue(s). Counsel requested the following sentences
	contained in the offense synopsis to be stricken: page 5, first paragraph, second
	sentence beginning “the defendant then exited...” and page 6, first paragraph, last
	sentence beginning “He gets angry...” Counsel advised Defendant intends to reserve his
	right to appeal; therefore, facts of instant offense will not be discussed. Counsel
	concurred with Division’s recommendation and argued in support of the minimum
	sentence for DW enhancement as appropriate punishment.
	COURT inquired DPD Mayhew.
	DPD Mayhew answered Court’s questioning.
	DDA Stege argued in support of a sentence consisting of Life Without the Possibility of
	Parole plus a consecutive term of 8-20 years for the DW enhancement as appropriate
	punishment.
	COURT inquired DDA Stege.
	DDA Stege answered Court’s questioning.
	DPD Mayhew objected to opposing counsel’s “death penalty” representation and further
	argued in support of the minimum sentence as appropriate punishment.
	COURT reviewed Defendant’s 5 related IC cases; inquired counsel if said cases may be
	mitigation.
	DDA Stege argued in opposition of said cases to be considered as mitigation.
	DPD Mayhew stated Defendant has a history with NMHI as contained in the PSI Report.
	COURT ORDERED: [see JOC entered 10/3/19].
	Court stood in recess.
	Defendant remanded to the custody of the Sheriff.

1 Code 1350
2
3

4 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
5 IN AND FOR THE COUNTY OF WASHOE

6 STATE OF NEVADA,
7

Case No. CR19-0999

8 Plaintiff,

Dept. No. 15

9 vs.

10 RALPH EDMOND GOAD,
11

12 Defendant.
13

14 **CERTIFICATE OF CLERK AND TRANSMITTAL – NOTICE OF APPEAL**

15 I certify that I am an employee of the Second Judicial District Court of the State of Nevada,
16 County of Washoe; that on the 4th day of November, 2019, I electronically filed the Notice of
17 Appeal in the above entitled matter to the Nevada Supreme Court.

18 I further certify that the transmitted record is a true and correct copy of the original
19 pleadings on file with the Second Judicial District Court.

20 Dated this 4th day of November, 2019

21 Jacqueline Bryant
22 Clerk of the Court

23 By /s/ Yvonne Vilorio
24 Yvonne Vilorio
25 Deputy Clerk
26
27
28