

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

RONNEKA ANN GUIDRY,  
Appellant,  
v.  
THE STATE OF NEVADA,  
Respondent.

CASE NO: Electronically Filed  
Jul 09 2021 01:08 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**MOTION TO TRANSMIT EXHIBITS  
UNDER NRAP 30(d)**

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Chief Deputy, JONATHAN VANBOSKERCK, and under Nevada Rules of Appellate Procedure 30(d) and 10(b)(1), respectfully requests this court to direct the district court to send the State's Exhibits 105, 106, and 107 to this Court for reaching a decision on the issues on appeal. This Motion is based upon the following Memorandum and all papers and pleadings on filed herein.

Dated this 9<sup>th</sup> day of July, 2021.

Respectfully submitted,

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

BY */s/ Jonathan E. VanBoskerck*

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JONATHAN E. VANBOSKERCK  
Chief Deputy District Attorney  
Nevada Bar #006528  
Office of the Clark County District Attorney

## **MEMORANDUM OF POINTS AND AUTHORITIES**

Rule 30(d) of the Nevada Rules of Appellate Procedure allows the inclusion of copies of relevant and necessary exhibits in an appendix. However, if an exhibit cannot be reproduced, a party may:

...file a motion requesting the Supreme Court to direct the district court clerk to transmit the original exhibits. The Supreme Court will not permit the transmittal of original exhibits except upon a showing that the exhibits are relevant to the issues raised on appeal, and that the Supreme Court's review of the original exhibits is necessary to the determination of the issue.

NRAP 30(d).

Respondent asks that this Court direct the Eighth Judicial District Court Clerk's Office to transmit State's Exhibits 105, 106, and 107 which consists of surveillance videos depicting the altercation between Appellant and Osorio.

In her Opening Brief, Appellant alleges that there was insufficient evidence of Appellant's guilt presented for the jury to find Appellant guilty of the following crimes: Duty to Stop at Scene of Crash Involving Death or Personal Injury, Robbery, Grand Larceny, and Second-Degree Murder. The surveillance videos are necessary to show that the jury was presented with sufficient evidence to convict Appellant of the aforementioned crimes. This Court would further benefit from watching the videos to understand the context and testimony of the numerous law enforcement officers as well as the eyewitnesses who testified during trial. This

surveillance was important to the State's case in terms of the timeline and investigation and was important for the jury to watch when reaching their verdict. In fact, Appellant cites to Exhibit 105 to support assertions within her brief but failed to transmit the video for this Court's reference. AOB at 4, 8-9, 65. Accordingly, the State agrees that the content of these videos will assist this Court's review and respectfully requests that the district court transmit Exhibits 105, 106, and 107 for this Court's review in solving the issues raised.

### **CONCLUSION**

For the reasons above, the State respectfully requests the Court to order the District Court Clerk's Office to transmit State's Exhibits 105, 106, and 107.

Dated this 9<sup>th</sup> day of July, 2021.

Respectfully submitted,

**STEVEN B. WOLFSON**  
Clark County District Attorney

BY */s/ Jonathan E. VanBoskerck*

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## **CERTIFICATE OF SERVICE**

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on July 9, 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

ARRON D. FORD  
Nevada Attorney General

SHARON G. DICKINSON  
Chief Deputy Public Defender

JONATHAN E. VANBOSKERCK  
Chief Deputy District Attorney

BY /s/ J. Garcia  
Employee, District Attorney's Office

JEV/Brittni Griffith/jg