

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDWARD JOSEPH HONABACH,
Appellant(s),

vs.

WILLIAM A. GITTERE, WARDEN,
Respondent(s),

Electronically Filed
Aug 04 2020 12:52 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Case No: C-16-314092-2
Related Case A-20-812948-W
Docket No: 81402

RECORD ON APPEAL VOLUME 1

ATTORNEY FOR APPELLANT
EDWARD HONABACH # 1214257,
PROPER PERSON
P.O. BOX 650
INDIAN SPRINGS, NV 89070

ATTORNEY FOR RESPONDENT
AARON D. FORD
ATTORNEY GENERAL
555 E. WASHINGTON AVE., STE 390
LAS VEGAS, NV 89101-1068

I N D E X

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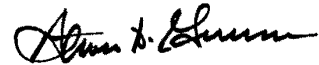
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CLERK OF THE COURT

1 **INFM**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 JACOB J. VILLANI
6 Chief Deputy District Attorney
7 Nevada Bar #011732
8 200 Lewis Avenue
9 Las Vegas, Nevada 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

7 I.A. 4/14/16
10:00 AM
8 J. PALLARES, ESQ.

DISTRICT COURT
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,
10 Plaintiff,

CASE NO: C-16-314092 – 1-2-3-4

11 -vs-

DEPT NO: IV

12 LUIS ANGEL CASTRO, #1918366,
13 **EDWARD HONABACH**
14 aka Edward Joseph Honabach, #7029816,
FABIOLA JIMENEZ, #1957068,
LIONEL KING, #1983132

INFORMATION

15 Defendant.

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

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

20 That LUIS ANGEL CASTRO, EDWARD HONABACH aka Edward Joseph
21 Honabach, FABIOLA JIMENEZ and LIONEL KING, the Defendant(s) above named, having
22 committed the crimes of CONSPIRACY TO COMMIT MURDER (Category B Felony - NRS
23 200.010, 200.030, 199.480 - NOC 50038); ATTEMPT MURDER WITH USE OF A
24 DEADLY WEAPON (Category B Felony - NRS 200.010, 200.030, 193.330, 193.165 - NOC
25 50031); MAYHEM WITH USE OF A DEADLY WEAPON (Category B Felony - NRS
26 200.280, 193.165 - NOC 50045); BATTERY WITH USE OF A DEADLY WEAPON
27 RESULTING IN SUBSTANTIAL BODILY HARM (Category B Felony - NRS 200.481 -
28

1 NOC 50226); FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON
2 RESULTING IN SUBSTANTIAL BODILY HARM (Category A Felony - NRS 200.310,
3 200.320, 193.165 - NOC 50056); EXTORTION WITH USE OF A DEADLY WEAPON
4 (Category B Felony - NRS 205.320, 193.165 - NOC 50620); ROBBERY WITH USE OF A
5 DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138) and FIRST
6 DEGREE ARSON (Category B Felony - NRS 205.010 - NOC 50414), on or about the 7th day
7 of March, 2016, within the County of Clark, State of Nevada, contrary to the form, force and
8 effect of statutes in such cases made and provided, and against the peace and dignity of the
9 State of Nevada,

10 COUNT 1 - CONSPIRACY TO COMMIT MURDER

11 did willfully, unlawfully, and feloniously conspire with each other to commit murder,
12 by the Defendants committing the acts as set forth in Count 2, said acts being incorporated by
13 this reference as though fully set forth herein.

14 COUNT 2 - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

15 did willfully, unlawfully, feloniously and with malice aforethought attempt to kill
16 JOSE ORTIZ-SALAZAR, a human being, with use of a deadly weapon, to-wit: a machete
17 and/or knife, by stabbing the said JOSE ORTIZ-SALAZAR about the body and/or by cutting
18 the said JOSE ORTIZ-SALAZAR's throat with said a machete and/or knife, the Defendant(s)
19 being criminally liable under one or more of the following principles of criminal liability, to-
20 wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission
21 of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring,
22 commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3)
23 pursuant to a conspiracy to commit this crime, with the intent that this crime be committed,
24 Defendants aiding or abetting and/or conspiring to murder JOSE ORTIZ-SALAZAR,
25 Defendants acting in concert throughout.

26 COUNT 3 - MAYHEM WITH USE OF A DEADLY WEAPON

27 did willfully, maliciously, and feloniously deprive a person, to-wit: JOSE ORTIZ-
28 SALAZAR, of a body member and/or did disfigure or render a body member useless, to-wit:

1 a finger and/or fingernails, with use of a deadly weapon, to-wit: a machete and/or knife and/or
2 wire cutters, by severing the said JOSE ORTIZ-SALAZAR'S finger and/or removing his
3 fingernails, the Defendants being criminally liable under one or more of the following
4 principles of criminal liability, to-wit: (1) by directly committing this crime; and/or (2) by
5 aiding or abetting in the commission of this crime, with the intent that this crime be committed,
6 by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the
7 other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the
8 intent that this crime be committed, Defendants aiding or abetting and/or conspiring,
9 Defendants acting in concert throughout.

10 COUNT 4 - BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN
11 SUBSTANTIAL BODILY HARM

12 did willfully, unlawfully, and feloniously use force or violence upon the person of
13 another, to-wit: JOSE ORTIZ-SALAZAR, with use of a deadly weapon, to-wit: a machete
14 and/or knife, by stabbing the said JOSE ORTIZ-SALAZAR about the body with said a
15 machete and/or knife, resulting in substantial bodily harm to JOSE ORTIZ-SALAZAR, the
16 Defendants being criminally liable under one or more of the following principles of criminal
17 liability, to-wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the
18 commission of this crime, with the intent that this crime be committed, by counseling,
19 encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit
20 the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this
21 crime be committed, Defendants aiding or abetting and/or conspiring, Defendants acting in
22 concert throughout.

23 COUNT 5 - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON
24 RESULTING IN SUBSTANTIAL BODILY HARM

25 did willfully, unlawfully, and feloniously, seize, confine, inveigle, entice, decoy,
26 abduct, conceal, kidnap, or carry away JOSE ORTIZ-SALAZAR, a human being, with the
27 intent to hold or detain the said JOSE ORTIZ-SALAZAR against his will, and without his
28 consent, for the purpose of committing murder and/or robbery, with use of a deadly weapon,

1 to-wit: a machete and/or knife and/or wire cutters, resulting in substantial bodily harm to JOSE
2 ORTIZ-SALAZAR, the Defendants being criminally liable under one or more of the following
3 principles of criminal liability, to-wit: (1) by directly committing this crime; and/or (2) by
4 aiding or abetting in the commission of this crime, with the intent that this crime be committed,
5 by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the
6 other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the
7 intent that this crime be committed, Defendants aiding or abetting and/or conspiring,
8 Defendants acting in concert throughout.

9 COUNT 6 - EXTORTION WITH USE OF A DEADLY WEAPON

10 did then and there willfully, feloniously and unlawfully make a verbal demand
11 directed to one JOSE ORTIZ-SALAZAR, for payment to Defendants of the sum of \$300.00
12 lawful money of the United States, which demand was accompanied by threats to do injury to
13 the person or property of JOSE ORTIZ-SALAZAR, and said threats being made with the intent
14 to extort and gain the above mentioned sum of money, with use of a deadly weapon, to-wit: a
15 machete and/or knife and/or wire cutters, the Defendants being criminally liable under one or
16 more of the following principles of criminal liability, to-wit: (1) by directly committing this
17 crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that this
18 crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or
19 otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to
20 commit this crime, with the intent that this crime be committed, Defendants aiding or abetting
21 and/or conspiring, Defendants acting in concert throughout.

22 COUNT 7 - ROBBERY WITH USE OF A DEADLY WEAPON

23 did willfully, unlawfully, and feloniously take personal property, to-wit: cigarettes,
24 from the person of JOSE ORTIZ-SALAZAR, or in his presence, by means of force or violence,
25 or fear of injury to, and without the consent and against the will of JOSE ORTIZ-SALAZAR,
26 with use of a deadly weapon, to-wit: a machete and/or knife, the Defendants being criminally
27 liable under one or more of the following principles of criminal liability, to-wit: (1) by directly
28 committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with

1 the intent that this crime be committed, by counseling, encouraging, hiring, commanding,
2 inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a
3 conspiracy to commit this crime, with the intent that this crime be committed, Defendants
4 aiding or abetting and/or conspiring, Defendants acting in concert throughout.

5 COUNT 8 - FIRST DEGREE ARSON

6 did willfully, unlawfully, maliciously, and feloniously set fire to, burn, and/or cause to
7 be burned, a certain residence, located at 1901 East Oakey Boulevard, Las Vegas, Clark
8 County, Nevada, by use of open flame and flammable and/or combustible materials, and/or by
9 manner and means unknown, the Defendants being criminally liable under one or more of the
10 following principles of criminal liability, to-wit: (1) by directly committing this crime; and/or
11 (2) by aiding or abetting in the commission of this crime, with the intent that this crime be
12 committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise
13 procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this
14 crime, with the intent that this crime be committed, Defendants aiding or abetting and/or
15 conspiring, Defendants acting in concert throughout.

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

19 BY

20 JACOB J. VILLANI
21 Chief/Deputy District Attorney
22 Nevada Bar #011732
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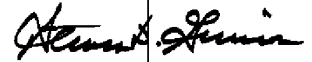
Names of witnesses known to the District Attorney's Office at the time of filing this
Information are as follows:

<u>NAME</u>	<u>ADDRESS</u>
CUSTODIAN OF RECORDS OR DESIGNEE	Clark County Detention Center, 330 S. Casino Center Blvd., Las Vegas, NV
CUSTODIAN OF RECORDS OR DESIGNEE	LVMPD Communications
CUSTODIAN OF RECORDS OR DESIGNEE	LVMPD Dispatch
CUSTODIAN OF RECORDS OR DESIGNEE	LVMPD Records, 400 S. Martin Luther King Blvd., Las Vegas, NV
CUSTODIAN OF RECORDS OR DESIGNEE	LVMPD Project Management & Video Bureau
CUSTODIAN OF RECORDS OR DESIGNEE	Las Vegas Fire Department
CUSTODIAN OF RECORDS OR DESIGNEE	Sunrise Hospital, 3186 Maryland Pkwy., Las Vegas, NV
CUSTODIAN OF RECORDS OR DESIGNEE	Clark County School District
ALEXANDER, M.	LVMPD P#15223
ALLEN, Z.	Las Vegas Fire Department #204
AUSCHWITZ, J.	LVMPD P#5932
CHOCK, STEFAN M.D.	Sunrise Hospital, 3186 Maryland Pkwy., Las Vegas, NV
COURT INTERPRETER	200 Lewis Ave., Las Vegas, NV
DEVITO, A.	LVMPD P#15274
FASULO, T.	LVMPD P#13459
GRIFFIN, TIM	C/O Clark County District Attorney's Office
GUTIERREZ, AMADA	C/O Clark County District Attorney's Office

1	HALL, D.	Clark County School District Police #256
2	HERRING, N.	LVMPD P#9725
3	HEVEL, R.	Las Vegas Fire Department/Arson Investigation
4	KELVINGTON, A.	LVMPD P#8878
5	KING, C.	LVMPD P#14372
6	KWIATKOWSKI, TERRANCE M.D.	Sunrise Hospital, 3186 Maryland Pkwy., Las Vegas, NV
7	LACAZE, WILLIAM	C/O Clark County District Attorney's Office
8	LANDING, KHALIAH	C/O Clark County District Attorney's Office
9	LARINGTON, D.	LVMPD P#7858
10	LOVEETTE, J.	Las Vegas Fire Department #204
11	MAIORANA, DAVID	C/O Clark County District Attorney's Office
12	MARTINEZ, FRANCISCO	C/O Clark County District Attorney's Office
13	MARTINEZ, ROSIO	C/O Clark County District Attorney's Office
14	MENDEZ, ANTONIO	C/O Clark County District Attorney's Office
15	MENDOZA, A.	LVMPD P#15245
16	MURRAY, T.	LVMPD P#13458
17	NOGLE, K.	LVMPD P#8051
18	ORTEGA, MARCELO	C/O Clark County District Attorney's Office
19	ORTIZ-SALAZAR, JOSE	C/O Clark County District Attorney's Office
20	REZENDIS, YOSSELIN	C/O Clark County District Attorney's Office
21	ROSARIO, NELSON	C/O Clark County District Attorney's Office
22	SALAZAR, GUADALUPE	C/O Clark County District Attorney's Office
23	SCHREIBER, P.	LVMPD P#13986
24	SCLIMENTI, M.	LVMPD P#6239
25	SHEPARD, DAVID	C/O Clark County District Attorney's Office
26	SPARKMAN, CHARLES	C/O Clark County District Attorney's Office
27	THEOBALD, R.	LVMPD P#6468
28	TOMASO, B.	LVMPD P#9488

1 VALENZUELA, G. LVMPD P#8396
2 WATTS, JOSEPH OR DESIGNEE Clark County District Attorney's Office-Investigator
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26 16F03770A/B/C/D /cc/L3
27 LVMPD EV#1603072804
28 (TK4)


CLERK OF THE COURT

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

vs.

EDWARD JOSEPH HONABACH,

Defendant

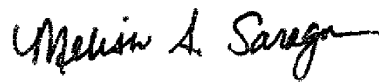
District Court Case No.: C-16-314092-2
Dept.: IV

Justice Court Case No.: 16F03770B

CERTIFICATE

I hereby certify the foregoing to be a full, true and correct copy of the proceedings as
the same appear in the above case.

Dated this 12th day of April, 2016



Justice of the Peace, Las Vegas Township

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

4 STATE OF NEVADA,

5 Plaintiff,

6 vs.

7 EDWARD JOSEPH HONABACH

8 Defendant
9

District Court Case No.:

Justice Court Case No.: 16F03770B

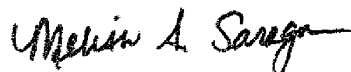
10 **BINDOVER and ORDER TO APPEAR**

11 An Order having been made this day by me that **EDWARD JOSEPH HONABACH**
12 be held to answer before the Eighth Judicial District Court, upon the charge(s) of **Consp**
13 **murder [50038]; Att murder, e/dw [50031]; Mayhem, e/dw [50045]; Battery w/use of**
14 **DW, r/SBH [50226]; Kidnapping, 1st degree, r/SBH, e/dw [50056]; Extortion, e/dw**
15 **[50620]; Robbery, e/dw [50138]; Arson, 1st degree [50414]** committed in said Township
and County, on March 07, 2016 .

16 **IT IS FURTHER ORDERED** that said defendant is commanded to appear in the
17 Eighth Judicial District Court, Regional Justice Center, Lower Level Arraignment
18 Courtroom "A", Las Vegas, Nevada on April 14, 2016 at 10:00 AM for arraignment and
further proceedings on the within charge(s).

19 **IT IS FURTHER ORDERED** that the Sheriff of the County of Clark is hereby
20 commanded to receive the above named defendant(s) into custody, and detain said
21 defendant(s) until he/she can be legally discharged, and be committed to the custody of the
22 Sheriff of said County, until bail is given in the sum of \$00/00.

23 Dated this 12th day of April, 2016

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26 Justice of the Peace, Las Vegas Township
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JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

MAR 28 2016

BY

RJ

THE STATE OF NEVADA,

Plaintiff,

-vs-

CASE NO: 16F03770A,B,C,D

DEPT NO: 4

LUIS ANGEL CASTRO #1918366,
EDWARD HONABACH aka
Edward Joseph Honabach #7029816,
FABIOLA JIMENEZ #1957068,
LIONEL KING #1983132,

Defendants.

AMENDED
CRIMINAL COMPLAINT

The Defendants above named having committed the crimes of CONSPIRACY TO COMMIT MURDER (Category B Felony - NRS 200.010, 200.030, 199.480 - NOC 50038); ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.010, 200.030, 193.330, 193.165 - NOC 50031); MAYHEM (Category B Felony - NRS 200.280 - NOC 50044); BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (Category B Felony - NRS 200.481 - NOC 50226); FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.310, 200.320, 193.165 - NOC 50055); EXTORTION WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 205.320, 193.165 - NOC 50620); ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138) and FIRST DEGREE ARSON (Category B Felony - NRS 205.010 - NOC 50414), in the manner following, to-wit: That the said Defendants, on or about the 7th day of March, 2016, at and within the County of Clark, State of Nevada,

COUNT 1 - CONSPIRACY TO COMMIT MURDER

did willfully, unlawfully, and feloniously conspire with each other to commit murder, by the Defendants committing the acts as set forth in Count 2, said acts being incorporated by this reference as though fully set forth herein.

///

16F03770A
ACRM
Amended Criminal Complaint
6351078



W:\2016\2016F\037\70\16F03770-ACOM-001.DOCX

1 COUNT 2 - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

2 did willfully, unlawfully, feloniously and with malice aforethought attempt to kill
3 JOSE ORTIZ-SALAZAR, a human being, with use of a deadly weapon, to-wit: a machete
4 and/or a knife, by stabbing the said JOSE ORTIZ-SALAZAR about the body and/or by cutting
5 the said JOSE ORTIZ-SALAZAR's throat with said machete and/or knife, the Defendant(s)
6 being criminally liable under one or more of the following principles of criminal liability, to-
7 wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission
8 of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring,
9 commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3)
10 pursuant to a conspiracy to commit this crime, with the intent that this crime be committed,
11 Defendants aiding or abetting and/or conspiring to murder JOSE ORTIZ-SALAZAR,
12 Defendants acting in concert throughout.

13 COUNT 3 - MAYHEM

14 did willfully, maliciously, and feloniously deprive a person, to-wit: JOSE ORTIZ-
15 SALAZAR, of a body member and/or to disfigure or render a body member useless, to-wit: a
16 finger and/or fingernails, by severing the said JOSE ORTIZ-SALAZAR'S finger and/or
17 removing his fingernails, the Defendants being criminally liable under one or more of the
18 following principles of criminal liability, to-wit: (1) by directly committing this crime; and/or
19 (2) by aiding or abetting in the commission of this crime, with the intent that this crime be
20 committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise
21 procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this
22 crime, with the intent that this crime be committed, Defendants aiding or abetting and/or
23 conspiring, Defendants acting in concert throughout.

24 COUNT 4 - BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN
25 SUBSTANTIAL BODILY HARM

26 did willfully, unlawfully, and feloniously use force or violence upon the person of
27 another, to-wit: JOSE ORTIZ-SALAZAR, with use of a deadly weapon, to-wit: a machete, by
28 stabbing the said JOSE ORTIZ-SALAZAR about the body with said machete, resulting in

1 substantial bodily harm to JOSE ORTIZ-SALAZAR, the Defendants being criminally liable
2 under one or more of the following principles of criminal liability, to-wit: (1) by directly
3 committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with
4 the intent that this crime be committed, by counseling, encouraging, hiring, commanding,
5 inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a
6 conspiracy to commit this crime, with the intent that this crime be committed, Defendants
7 aiding or abetting and/or conspiring, Defendants acting in concert throughout.

8 COUNT 5 - FIRST DEGREE KIDNAPPING WITH USE OF DEADLY WEAPON

9 did willfully, unlawfully, and feloniously, seize, confine, inveigle, entice, decoy,
10 abduct, conceal, kidnap, or carry away JOSE ORTIZ-SALAZAR, a human being, with the
11 intent to hold or detain the said JOSE ORTIZ-SALAZAR against his will, and without his
12 consent, for the purpose of committing murder and/or substantial bodily harm and/or robbery,
13 with use of a deadly weapon, to-wit: a machete, the Defendants being criminally liable under
14 one or more of the following principles of criminal liability, to-wit: (1) by directly committing
15 this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that
16 this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or
17 otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to
18 commit this crime, with the intent that this crime be committed, Defendants aiding or abetting
19 and/or conspiring, Defendants acting in concert throughout.

20 COUNT 6 - EXTORTION WITH USE OF A DEADLY WEAPON

21 did then and there willfully, feloniously and unlawfully make a verbal demand
22 directed to one JOSE ORTIZ-SALAZAR, for payment to Defendants of the sum of \$300.00
23 lawful money of the United States, which demand was accompanied by threats to do injury to
24 the person or property of JOSE ORTIZ-SALAZAR, and said threats being made with the
25 intent to extort and gain the above mentioned sum of money, with use of a deadly weapon, to-
26 wit: a machete and/or a knife, the Defendants being criminally liable under one or more of the
27 following principles of criminal liability, to-wit: (1) by directly committing this crime; and/or
28 (2) by aiding or abetting in the commission of this crime, with the intent that this crime be

1 committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise
2 procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this
3 crime, with the intent that this crime be committed, Defendants aiding or abetting and/or
4 conspiring, Defendants acting in concert throughout.

5 COUNT 7 - ROBBERY WITH USE OF A DEADLY WEAPON

6 did willfully, unlawfully, and feloniously take personal property, to-wit: cigarettes,
7 from the person of JOSE ORTIZ-SALAZAR, or in his presence, by means of force or violence,
8 or fear of injury to, and without the consent and against the will of JOSE ORTIZ-SALAZAR,
9 with use of a deadly weapon, to-wit: a machete and/or a knife, the Defendants being criminally
10 liable under one or more of the following principles of criminal liability, to-wit: (1) by directly
11 committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with
12 the intent that this crime be committed, by counseling, encouraging, hiring, commanding,
13 inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a
14 conspiracy to commit this crime, with the intent that this crime be committed, Defendants
15 aiding or abetting and/or conspiring, Defendants acting in concert throughout.

16 COUNT 8 - FIRST DEGREE ARSON

17 did willfully, unlawfully, maliciously, and feloniously set fire to, burn, and/or cause to
18 be burned, a certain residence, located at 1901 East Oakey Boulevard, Las Vegas, Clark
19 County, Nevada, by use of open flame and flammable and/or combustible materials, and/or by
20 manner and means unknown, the Defendants being criminally liable under one or more of the
21 following principles of criminal liability, to-wit: (1) by directly committing this crime; and/or
22 (2) by aiding or abetting in the commission of this crime, with the intent that this crime be
23 committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise
24 procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this
25 crime, with the intent that this crime be committed, Defendants aiding or abetting and/or
26 conspiring, Defendants acting in concert throughout.

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

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16F03770A,B,C,D/JJV/cc/L3
LVMPD EV# 1603072804
(TK4)

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

THE STATE OF NEVADA

Plaintiff JUSTICE COURT
LAS VEGAS, NEVADA
DEPUTY

-vs-

LUIS ANGEL CASTRO #1918366,
EDWARD HONABACH, aka,
Edward Joseph Honabach,

Defendants.

CASE NO: 16F03770A-B

DEPT NO: 4

CRIMINAL COMPLAINT

The Defendants above named having committed the crimes of CONSPIRACY TO COMMIT MURDER (Category B Felony - NRS 200.010, 200.030, 199.480 - NOC 50038); ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.010, 200.030, 193.330, 193.165 - NOC 50031); MAYHEM (Category B Felony - NRS 200.280 - NOC 50044); BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (Category B Felony - NRS 200.481 - NOC 50226); FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.310, 200.320, 193.165 - NOC 50055); EXTORTION WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 205.320, 193.165 - NOC 50620); ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138) and FIRST DEGREE ARSON (Category B Felony - NRS 205.010 - NOC 50414), in the manner following, to-wit: That the said Defendants, on or about the 7th day of March, 2016, at and within the County of Clark, State of Nevada,

COUNT 1 - CONSPIRACY TO COMMIT MURDER

did willfully, unlawfully, and feloniously conspire with each other and/or with an unknown co-conspirator to commit murder, by the Defendants and/or with an unknown co-conspirator committing the acts as set forth in Count 2, said acts being incorporated by this reference as though fully set forth herein.

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16F03770A
CRM
Criminal Complaint
6250403



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1 COUNT 2 - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

2 did willfully, unlawfully, feloniously and with malice aforethought attempt to kill
3 JOSE ORTIZ-SALAZAR, a human being, with use of a deadly weapon, to-wit: a machete,
4 by stabbing the said JOSE ORTIZ-SALAZAR about the body with said machete, the
5 Defendant(s) being criminally liable under one or more of the following principles of criminal
6 liability, to-wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the
7 commission of this crime, with the intent that this crime be committed, by counseling,
8 encouraging, hiring, commanding, inducing and/or otherwise procuring the other to commit
9 the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the intent that this
10 crime be committed, Defendants and/or with an unknown co-conspirator aiding or abetting
11 and/or conspiring by Defendants and/or with an unknown co-conspirator acting in concert
12 throughout.

13 COUNT 3 - MAYHEM

14 did willfully, maliciously, and feloniously deprive a person, to-wit: JOSE ORTIZ-
15 SALAZAR, of a body member and/or to disfigure or render a body member useless, to-wit: a
16 finger and/or fingernails, by severing the said JOSE ORTIZ-SALAZAR'S finger and/or
17 removing his fingernails, the Defendant(s) being criminally liable under one or more of the
18 following principles of criminal liability, to-wit: (1) by directly committing this crime; and/or
19 (2) by aiding or abetting in the commission of this crime, with the intent that this crime be
20 committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise
21 procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this
22 crime, with the intent that this crime be committed, Defendants and/or with an unknown co-
23 conspirator aiding or abetting and/or conspiring by Defendants and/or with an unknown co-
24 conspirator acting in concert throughout.

25 COUNT 4 - BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN
26 SUBSTANTIAL BODILY HARM

27 did willfully, unlawfully, and feloniously use force or violence upon the person of
28 another, to-wit: JOSE ORTIZ-SALAZAR, with use of a deadly weapon, to-wit: a machete, by

1 stabbing the said JOSE ORTIZ-SALAZAR about the body with said machete, resulting in
2 substantial bodily harm to JOSE ORTIZ-SALAZAR, the Defendant(s) being criminally liable
3 under one or more of the following principles of criminal liability, to-wit: (1) by directly
4 committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with
5 the intent that this crime be committed, by counseling, encouraging, hiring, commanding,
6 inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a
7 conspiracy to commit this crime, with the intent that this crime be committed, Defendants
8 and/or with an unknown co-conspirator aiding or abetting and/or conspiring by Defendants
9 and/or with an unknown co-conspirator acting in concert throughout.

10 COUNT 5 - FIRST DEGREE KIDNAPPING WITH USE OF DEADLY WEAPON

11 did willfully, unlawfully, and feloniously, seize, confine, inveigle, entice, decoy,
12 abduct, conceal, kidnap, or carry away JOSE ORTIZ-SALAZAR, a human being, with the
13 intent to hold or detain the said JOSE ORTIZ-SALAZAR against his will, and without his
14 consent, for the purpose of committing murder and/or substantial bodily harm and/or robbery,
15 with use of a deadly weapon, to-wit: a machete, the Defendant(s) being criminally liable under
16 one or more of the following principles of criminal liability, to-wit: (1) by directly committing
17 this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that
18 this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or
19 otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to
20 commit this crime, with the intent that this crime be committed, Defendants and/or with an
21 unknown co-conspirator aiding or abetting and/or conspiring by Defendants and/or with an
22 unknown co-conspirator acting in concert throughout.

23 COUNT 6 - EXTORTION WITH USE OF A DEADLY WEAPON

24 did then and there willfully, feloniously and unlawfully make a verbal demand
25 directed to one JOSE ORTIZ-SALAZAR, for payment to Defendant of the sum of \$300.00
26 lawful money of the United States, which demand was accompanied by threats to do injury to
27 the person or property of JOSE ORTIZ-SALAZAR, and said threats being made with the
28 intent to extort and gain the above mentioned sum of money, with use of a deadly weapon, to-

1 wit: a machete, the Defendant(s) being criminally liable under one or more of the following
2 principles of criminal liability, to-wit: (1) by directly committing this crime; and/or (2) by
3 aiding or abetting in the commission of this crime, with the intent that this crime be committed,
4 by counseling, encouraging, hiring, commanding, inducing and/or otherwise procuring the
5 other to commit the crime; and/or (3) pursuant to a conspiracy to commit this crime, with the
6 intent that this crime be committed, Defendants and/or with an unknown co-conspirator aiding
7 or abetting and/or conspiring by Defendants and/or with an unknown co-conspirator acting in
8 concert throughout.

9 COUNT 7 - ROBBERY WITH USE OF A DEADLY WEAPON

10 did willfully, unlawfully, and feloniously take personal property, to-wit: cigarettes,
11 from the person of JOSE ORTIZ-SALAZAR, or in his presence, by means of force or violence,
12 or fear of injury to, and without the consent and against the will of JOSE ORTIZ-SALAZAR,
13 with use of a deadly weapon, to-wit: a machete, the Defendant(s) being criminally liable under
14 one or more of the following principles of criminal liability, to-wit: (1) by directly committing
15 this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that
16 this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or
17 otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to
18 commit this crime, with the intent that this crime be committed, Defendants and/or with an
19 unknown co-conspirator aiding or abetting and/or conspiring by Defendants and/or with an
20 unknown co-conspirator acting in concert throughout.

21 COUNT 8 - FIRST DEGREE ARSON

22 did willfully, unlawfully, maliciously, and feloniously set fire to, burn, and/or cause to
23 be burned, a certain residence, located at 1901 East Oakey Boulevard, Las Vegas, Clark
24 County, Nevada, owned by JOSE ORTIZ-SALAZAR, by use of open flame and flammable
25 and/or combustible materials, and/or by manner and means unknown the Defendant(s) being
26 criminally liable under one or more of the following principles of criminal liability, to-wit: (1)
27 by directly committing this crime; and/or (2) by aiding or abetting in the commission of this
28 crime, with the intent that this crime be committed, by counseling, encouraging, hiring,

1 commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3)
2 pursuant to a conspiracy to commit this crime, with the intent that this crime be committed,
3 Defendants and/or with an unknown co-conspirator aiding or abetting and/or conspiring by
4 Defendants and/or with an unknown co-conspirator acting in concert throughout.

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

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28 (TK4)

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

Court Minutes



L006250832

16F03770B State of Nevada vs. HONABACH, EDWARD

3/10/2016 2:30:00 PM Arrest Warrant Request

Result: Arrest Warrant Issued

**PARTIES
PRESENT:**

Judge: Sciscento, Joseph S.

PROCEEDINGS

Events: Arrest Warrant Ordered to be Issued

No Bail - Set In Court All Counts

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

Court Minutes



L006259044

16F03770B State of Nevada vs. HONABACH, EDWARD

Lead Atty: Jose Pallares

**3/14/2016 8:30:00 AM Initial Appearance (In
Custody)**

Result: Matter Heard

**PARTIES
PRESENT:**

Judge: Saragosa, Melissa
Prosecutor: Holthus, Mary
Court Reporter: MacDonald, Kit
Court Clerk: Monterroso, Judie

PROCEEDINGS

Attorneys:	Pallares, Jose	HONABACH, EDWARD JOSEPH	Added
Hearings:	3/28/2016 9:30:00 AM: Preliminary Hearing		Added
Events:	Initial Appearance Completed <i>Advised of Charges on Criminal Complaint, Waives Reading of Criminal Complaint</i> Counsel Appointed <i>J. Pallares, Esq.</i> Comment <i>Any bail motions are to be done in writing</i> Bail Stands - Cash or Surety <i>Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail</i>		

Justice Court, Las Vegas Township
Clark County, Nevada

Court Minutes



L006287537

16F03770B State of Nevada vs. HONABACH, EDWARD

Lead Atty: Jose Pallares

3/21/2016 8:30:00 AM Further Proceeding - Not
Calendared (In Custody)

Result: Matter Heard

**PARTIES
PRESENT:**

Judge: Saragosa, Melissa
Prosecutor: Thoman, Charles
Court Reporter: MacDonald, Kit
Court Clerk: Nelson-Moore, Elizabeth

PROCEEDINGS

Hearings:	3/30/2016 8:30:00 AM: Negotiations	Added
	3/28/2016 9:30:00 AM: Preliminary Hearing	Canceled

Events: **Comment**
Attorney Pallares notified of continuance date. ENM
Continued For Negotiations
Bail Stands - Cash or Surety
Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

Justice Court, Las Vegas Township
Clark County, Nevada

Court Minutes



L006316411

16F03770B State of Nevada vs. HONABACH, EDWARD

Lead Atty: Jose Pallares

3/28/2016 8:30:00 AM Motion (In Custody)

Result: Motion Granted

PARTIES PRESENT: State of Nevada Attorney Defendant State of Nevada Pallares, Jose HONABACH, EDWARD

Judge: Saragosa, Melissa

Prosecutor: Rose, Steven

Court Reporter: MacDonald, Kit

Court Clerk: Gonzalez, Rita

PROCEEDINGS

Hearings: 3/29/2016 8:30:00 AM: Status Check

Added

Events: **Motion by State to File an Amended Criminal Complaint**

to consolidate all defendants - Granted

Motion to Continue - Defense

Granted

Defense is requesting additional discovery

Continued For Presence

of all defendants

Future Court Date Stands

03/30/16 at 830 am

Bail Stands - Cash or Surety

Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

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

Court Minutes



L006324305

16F03770B State of Nevada vs. HONABACH, EDWARD

Lead Atty: Jose Pallares

3/29/2016 8:30:00 AM Status Check (In Custody)

Result: Matter Heard

PARTIES Attorney Pallares, Jose
PRESENT: Defendant HONABACH, EDWARD

Judge: Pro Tempore, Judge

Prosecutor: Cannizzaro, Nicole

Court Reporter: MacDonald, Kit

Court Clerk: Clayton, Renita

Pro Tempore: Stoberski, Holly S.

PROCEEDINGS

Hearings: 3/30/2016 8:30:00 AM: Negotiations Canceled

4/12/2016 9:30:00 AM: Preliminary Hearing Added

Events: **Future Court Date Vacated**

3/30/16

Bail Stands - Cash or Surety

Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

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

Department: 04

Court Minutes



L006382258

16F03770B State of Nevada vs. HONABACH, EDWARD

Lead Atty: Jose Pallares

4/12/2016 9:30:00 AM Preliminary Hearing (In custody)

Result: Bound Over

PARTIES PRESENT: Attorney Pallares, Jose
Defendant HONABACH, EDWARD

Judge: Saragosa, Melissa

Prosecutor: Villani, Jake

Court Reporter: MacDonald, Kit

Court Clerk: Nelson-Moore, Elizabeth

PROCEEDINGS

Events: Oral Motion by State to Amend Complaint by Interlineation

Review Date: 4/13/2016

Granted

Unconditional Bind Over to District Court

Defendant unconditionally waives right to Preliminary Hearing. Defendant Bound Over to District Court as Charged. Defendant to Appear in the Lower Level Arraignment Courtroom A.

District Court Appearance Date Set

Apr 14 2016 10:00AM: In Custody

Case Closed - Bound Over

Bail Stands - Cash or Surety

Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

Charges: Amended: 003: Mayhem - with the use of a deadly weapon or tear gas

Amended by Interlineation

Amended: 005: Kidnapping, first degree, resulting in substantial bodily harm - with the use of a deadly weapon or tear gas

Amended by Interlineation

Plea/Disp: 001: Consp murder [50038]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

002: Att murder, e/dw [50031]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

003: Mayhem, e/dw [50045]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

004: Battery w/use of DW, r/SBH [50226]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

005: Kidnapping, 1st degree, r/SBH, e/dw [50056]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

006: Extortion, e/dw [50620]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

Las Vegas Justice Court: Department 04

LVJC_RW_Criminal_MinuteOrder

4/12/2016 2:27 PM

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

007: Robbery, e/dw [50138]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

008: Arson, 1st degree [50414]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

EDWARD HONABACH, aka,
Edward Joseph Honabach,

Defendant.

CASE NO: 16F03770B

DEPT NO: 4

REQUEST FOR ARREST WARRANT

COMES NOW, STEVEN B. WOLFSON, District Attorney, and requests that a Warrant of Arrest be issued for the above named Defendant pursuant to NRS 171.106 and the Complaint and/or Affidavit(s) attached hereto and incorporated herein by this reference.

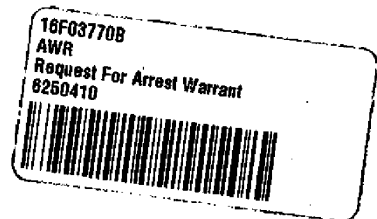
STEVEN B. WOLFSON
DISTRICT ATTORNEY
Nevada Bar #001565

PROBABLE CAUSE FOUND: ✓

BAIL: NO Bail S.I.C

PROBABLE CAUSE NOT FOUND: _____

JUSTICE OF THE PEACE,
LAS VEGAS TOWNSHIP



(N.R.S. 53 amended 7/13/1993)

2016 MAR 10 1 P 2Eve2

JUSTICE COURT
LAS VEGAS, NEVADA

J. Auschwitz, being first duly sworn, deposes and says:

That he is a detective with the Las Vegas Metropolitan Police Department, being so employed for a period of 17 years, assigned to investigate the crime(s) of Attempted Murder, Mayhem, Battery With Substantial Bodily Harm, Battery With A Deadly Weapon, Kidnap, Extortion, Robbery, Conspiracy to Commit Murder committed on or about March 7, 2016, which investigation has developed Castro, Luis Angel as the perpetrator thereof.

THAT DECLARANT DEVELOPED THE FOLLOWING FACTS IN THE COURSE OF THE INVESTIGATION OF SAID CRIME, TO WIT:

*****Body Camera Available*****

On March 7, 2016, at approximately 1533 hours LVMPD dispatch received a call in reference to a residential fire and of a male with a slit throat exiting the same residence located at 1901 E Oakey Blvd. Las Vegas, NV 89104. Event #160307-2804 was generated and patrol units responded to the scene. The caller, Nelson Rosario also advised the victim was possibly tied up and passerby's pulled him out of the side yard of the residence and he was then relocated to the ground in front of the residence.

The first arriving City of Las Vegas Rescue (LVCFD) was unit 204 staffed by Paramedic J. Lovette and Firefighter Z. Allen. Lovette was interviewed by Sgt. K. Nogle P# 8051. Lovette stated upon his arrival the residence was in flames and there were numerous citizens around the victim (later identified as Jose Ortiz-Salazar DOB: 12/22/1993) attempting to provide first aid. Lovette stated he observed Ortiz-Salazar had both legs bound together by a cord at his ankles and knees. Lovette removed the binding by cutting them off with his sheers (Lovette was wearing gloves while treating Ortiz-Salazar). Lovette described Ortiz-Salazar's injuries as: multiple stab wounds to his chest, back and right arm, right pinky finger partially amputated, fingernails pulled off from his right index and middle fingers, laceration to his right thumb and a deep laceration to the throat/neck. Lovette stated it appeared as if Ortiz-Salazar had been tortured. LVCFD 204 transported Ortiz-Salazar to Sunrise Hospital. Officers T. Fasulo P# 13459 and T. Murray P# 13458 also responded to Sunrise Hospital to maintain supervision of Ortiz-Salazar and items on his person.

CONTINUATION

Event #: 160307-2804

Officer P. Schreiber (body camera) P# 13986 was the first arriving officer. He observed Ortiz-Salazar being treated by LVCFD personnel and protected the articles of clothing and cords that were removed and left behind by Paramedic Lovette.

Other officers arrived and locked down a perimeter around the crime scene as firefighters battled the residential fire. Officers located witnesses and separated them until detectives could conduct taped and written interviews. Officers maintained control of the crime scene and protected any evidence once the fire was extinguished.

Detective G. Valenzuela P# 8396 responded to Sunrise Hospital where he made contact with Officer Fasulo and Crime Scene Analyst E. King P# 14372. Crime Scene Analyst King took digital photographs of Ortiz-Salazar's injuries and impounded his clothing. Medical personnel at Sunrise Hospital provided lifesaving surgery for Ortiz-Salazar.

Detective M. Scilimenti P# 6239 conducted an audio recorded statement with Khaliah Landing in his unmarked vehicle at Oakey and Burnham Las Vegas, Nevada 89104. The following is a summary of the statement. For complete details of the statement, refer to the transcript.

Khaliah Landing was driving in the area of Oakey and Burnham when she noticed a house on fire at the corner of Burnham and Oakey. Landing exited her vehicle and approached the residence. Landing was walking around the yard trying to determine if anyone was inside the house. Landing heard a person yelling, "Help!" Landing ran around the back of the house and went through the open side gate. Landing noticed a Hispanic male victim standing outside of the house. The victim had his ankles, knees and hands tied up, and his throat was cut. Landing also noticed the victim was stabbed several times and then the victim collapsed onto the ground. Another citizen came up behind her and Landing and the citizen dragged the victim from the back yard. Landing removed a shirt from her body and used the shirt to apply direct pressure to the victim's neck. While Landing was rendering aid to the victim, the victim waved his hand at Landing to come closer to him. The victim told Landing, "Angel Carraz did this to me." Landing also remembers the victim saying something to the effect of "taxes, or he's got tax, or taxi," but Landing couldn't understand the victim. Landing continued to render first aid until the paramedics arrived and relieved her.

Detective M. Scilimenti P# 6239 conducted an audio recorded statement with Clark County School District Officer Deric Hall in my unmarked vehicle at Oakey and Burnham Las Vegas, Nevada 89104. The following is a summary of the statement. For complete details of the statement, refer to the transcript.

Officer Hall was in the area of Eastern and Oakey when he saw smoke coming from the area of Oakey and Burnham. Officer Hall drove towards the area where the smoke was coming from and he observed a structure fire on the northeast corner of Oakey and Burnham. Officer Hall approached the residence and numerous citizens hailed him down to the

CONTINUATION

Event #: 160307-2804

west side of the house on Burnham. Officer Hall noticed a Hispanic Adult Male laying in the grass area west of the house. A white male adult and black female adult were administering first aid treatment to the victim. The white male adult told him the victim's throat was slashed. The black female adult told Officer Hall the victim told her an Angel Castro did this to him. Officer Hall requested medical attention and fire personnel to the scene through his dispatch. Officer Hall noticed the victim's legs were bound together with a rope or cloth material. Medical arrived and Officer Hall attempted to locate and separate witnesses prior to LVMPD arrival. Officer Hall never spoke to the victim.

Detective Scilimenti P# 6239 conducted an audio recorded statement with Tim Griffin in his unmarked vehicle at Oakey and Burnham Las Vegas, Nevada 89104. The following is a summary of the statement. For complete details of the statement, refer to the transcript.

Tim Griffin was with his employee, David Shepard, driving in the area of Oakey and Burnham. Griffin saw a large amount of smoke coming from a residence located at the corner of Oakey and Burnham. Griffin realized the house was on fire and pulled over. Griffin and Shepard exited their vehicle and walked around towards the front of the house on Burnham. Griffin noticed a Hispanic male adult standing in the back yard of the house with his feet and knees bound with blue cord or electrical wire. The male victim was holding onto his neck and it appeared he had been stabbed. Griffin noticed the victim was bleeding from everywhere and other citizens near the front of the house were motioning for the victim to come out from the back yard. Shepard and another individual pulled the victim from the back yard to the front of the house. Shepard and a female rendered aid to the victim until paramedics arrived. Griffin called 911 and reported the incident to police. Griffin said the female told him the victim told her that an Angel Castro did this to him.

Detective Scilimenti P# 6239 conducted an interview with Antonio Mendez in his unmarked vehicle at Oakey and Burnham Las Vegas, Nevada 89104. The following is a summary of the statement. For complete details of the statement, refer to the written voluntary statement.

Antonio Mendez was driving home after picking up his daughter from school. As he was driving southbound on Burnham from Howard, he noticed a house on fire at the corner of Burnham and Oakey. Mendez exited his vehicle and ran up to the house. Mendez noticed other citizens standing around the house trying to determine if anyone was inside. Mendez saw a Hispanic male adult in the backyard of the house who was injured and his legs were tied up. Mendez went through the side gate and assisted another female with pulling the victim out from the back yard into the front. Other people rendered aid to the victim, and Mendez ran around the house looking to see if anyone else was inside the house. Mendez and other citizens were throwing rocks through the window in an attempt to see or hear inside. Mendez didn't see anyone else inside the house and medical personnel arrived on scene.

CONTINUATION

Event #: 160307-2804

Detective Sergeant K. Nogle P# 8051 conducted an audio recorded interview with David Shepard at Oakey & Burnham, LV, NV 89104 at 1855 hours. The following is a summation of the interview and is not verbatim. For the full interview, please see the transcribed copy.

David stated he was driving west on Oakey east of Burnham when observed smoke coming from a residence (later determined to be 1901 E. Oakey LV, NV 89104). Upon arriving at the intersection of Oakey and Burnham, David exited the vehicle and ran through the front yard of the house where other bystanders, to include a black female adult, were standing at the northwest corner of the front yard.

David stated there was an open gate that led to the south side backyard. Upon David looking into the backyard through the open gate he observed a Hispanic male (determined to be the victim) standing with his hands up around his neck. David then noticed the victims legs were bound together in two places by blue cord or twine. David and another unknown male drug the victim from the backyard to the front yard and laid him down. David described the victim's injuries as a laceration across his throat, amputated pinky and multiple stab wounds. David placed pressure on the victim's neck wound until FD personnel arrived. David advised FD personnel cut the cord/twine from the victim's legs.

David did state the victim informed him he was 22 years old by using his hand and fingers and could only say "trying to kill me". David stated the victim also said his name was "Jose".

Detective Sergeant K. Nogle P# 8051 conducted an audio recorded interview with Mrcelo Ortega at Oakey & Burnham, LV, NV 89104 at 1737 hours. The following is a summation of the interview and is not verbatim. For the full interview, please see the transcribed copy.

Mrcelo stated he was driving north on Burnham south of Oakey when he observed smoke coming from a residence (later determined to be 1901 E. Oakey LV, NV 89104). Upon arriving at the intersection of Oakey and Burnham, Mrcelo exited his vehicle and spoke with a man selling fruit on the southwest corner of the intersection. Mrcelo told the male a house was on fire and to call 9-1-1. Mrcelo stated he believed the male was calling 9-1-1.

Mrcelo ran to the front yard of the house which faces west and began yelling to if anyone was in the house. Mrcelo stated all the windows and doors were closed. Mrcelo stated in an attempt to find out if there were possible victims inside he broke out several windows around the house to include: the south facing sliding glass door (located on the west side of the house), the west facing bedroom window and the south facing bedroom window (located on the south side of the house).

Mrcelo stated he heard a window break on the north side of the house and he thought the sound came from the backyard. Upon running over to the side of the house where he heard the window break, Mrcelo observed the victim hopping, with his legs tied up (at the knees and ankles), out of the house through a north facing sliding glass

CONTINUATION

Event #: 160307-2804

door. Mrcelo stated a black female adult applied pressure to the victim's cut on his throat and two white males carried the victim from the backyard to the front yard. The victim indicated he was 22 years old using his fingers and Mrcelo only heard him say "help".

Mrcelo described the victim's injuries as: a cut throat, missing finger (cut off), fingernails removed and multiple stab wounds. Mrcelo stated FD personnel arrived and cut the bindings off of the victim's legs. The only thing Mrcelo observed that he thought was suspicious were drag marks through the sand, leading from or to the sidewalk on the south side of the house to or from the east backyard of the house.

Detective B. Tomaso P# 9488 applied for a telephonic search warrant to enter 1901 E Oakey Blvd. to recover any evidence of the crimes being investigated. The Honorable Judge Cynthia Cruz approved the search warrant.

Crime Scene Analysts King and N. Herring P# 9725 entered the residence to photograph and process the crime scene. They recovered Ortiz-Salazar's clothing and the cords that were removed by Paramedic Lovette. They also recovered more cord, a glove, a portion of carpet with apparent blood, scissors and a bandanna.

The victim was unable to provide a statement or give any information the day of the incident due the fact he was undergoing numerous surgeries and was heavily sedated.

On March 8, 2016, I, Detective Auschwitz along with Detective Valenzuela canvassed the area surrounding 1901 E Oakey. We spoke with numerous neighbors.

Contact was made at 1904 E Oakey where tenant Amada Gutierrez stated, the day of the incident (around noon) she saw a white male and an unknown race female removing items from 1901 E. Oakey.

Contact was made at 1824 E. Oakey where tenant Charles Sparkman stated, he observed an older, light blue, Chevrolet pickup truck parked on Oakey on the south side of 1901 E. Oakey (adjacent to the residence). Sparkman stated, he saw a younger, black, possibly transient female. He believes he observed a Hispanic male selling fruit on the south east corner of Oakey and Burnham.

Contact was made at 1825 E. Oakey where tenant Dave Maiorana stated, he observed a two-tone, light blue, 1970's, ¾ ton, pickup truck bearing an unknown classic Nevada plate. Maiorana stated he observed two males and two females removing items from 1901 E. Oakey between the hours of 1000 and 1330. He described the female as white, in her 20's, with a broken face. He described one of the males as white, with long hair, possibly in his 20's.

CONTINUATION

Event #: 160307-2804

Contact was made at 1900 E. Oakey with tenant Jose Luis Aguina. Jose is currently on Clark County Detention Center (CCDC) on house arrest. He stated he did not see anything suspicious. I contacted Sgt. Tromba with the CCDC. Sgt. Tromba confirmed the GPS affixed to Aguina was not in the area at the time of the incident.

I and Detective Valenzuela then went to Sunrise Hospital. While there I recovered medical records documenting Ortiz-Salazar's injuries and spoke with medical personnel treating Ortiz-Salazar. Detectives attempted to speak with Ortiz-Salazar. According to medical staff he was still heavily sedated, but was responsive to questioning. He was unable to speak due to his injuries, but he could nod his head up and down and side to side. He could also move both his hands and point. He was able to provide information regarding his identity and description of his girlfriend and her vehicle. He also provided cross streets for the area where he lived. He was able to mouth the fact that his girlfriend drives a red dodge car.

When asked how many suspects committed the crimes against him, Ortiz-Salazar raised four fingers. When asked to acknowledge whether or not it was four suspects, he nodded his head up and down to confirm that information. When asked what city he was from Ortiz-Salazar mouthed "Pomona". Detective Valenzuela stated Pomona out loud and Ortiz-Salazar nodded his head up and down and gave a thumbs up.

Due to the fact witness Khalilah Landing stated Ortiz-Salazar informed her a person named Angel Carrez had committed the crimes against him, Detective Valenzuela asked Ortiz-Salazar who in fact did commit the crimes against him. Ortiz-Salazar mouthed Angel Castro. Detective Valenzuela stated out loud Angel Castro and Ortiz-Salazar nodded his head up and down.

I, along with Detective Valenzuela canvassed the area where Ortiz-Salazar stated he lived. We located a red dodge Stratus in the driveway of 1912 Ryan Las Vegas, NV 89101. We knocked on the door to the residence and made contact with Yoselin Rezendis (DOB: 04/17/1996) who stated she was in fact Ortiz-Salazar's girlfriend. We conducted a taped interview with Rezendis where she stated on Sunday, March 6, 2016 she began having trouble with her vehicle as it was overheating. Due to her having to work that evening Ortiz-Salazar drove her to her place of employment and dropped her off. Ortiz-Salazar called her a short time later advising that the vehicle had broken down. According to Rezendis, Ortiz-Salazar then called a friend of his whom she knows as Angel Castro and asked if he could tow the car back to Rezendis' residence. Ortiz-Salazar told Rezendis he had agreed to pay Angel Castro \$50 for doing him this favor.

According to Rezendis, on the morning of March 7, 2016 at approximately 1100 hours Ortiz-Salazar was with a mechanic working on the vehicle in front of the residence. The mechanic was unable to fix the vehicle at this time, so he left and was supposed to return later. Angel Castro arrived in a baby blue, older model, Ford truck that was being driven by a white, male, adult. Rezendis described the driver as having short, reddish hair and acne on both cheeks. Along with Angel and the driver, was a third Hispanic male who was short and skinny. Angel Castro

CONTINUATION

Event #: 160307-2804

demanded \$50 from Ortiz-Salazar for the tow one day earlier. The unknown Hispanic male made mention that he had a firearm inside the truck. Ortiz-Salazar agreed to leave with the three subjects and got into the truck.

- Several hours later, Rezendis had not heard from Ortiz-Salazar, so she attempted to contact several friends of his
- to see if anyone had heard from him. She contacted Francisco Martinez via Facebook and he told her that on
- March 7, 2016 Ortiz-Salazar called him asking him for \$300. During Martinez's and Ortiz-Salazar's conversation, Martinez stated he heard a female in the background apparently coaching Ortiz-Salazar what to say. Rezendis stated she would be able to identify all three people again. Rezendis informed us Angel Castro and the white male live at the corner of 19th and Stewart. She stated they usually park the blue truck in front of their building.

We then drove by 19th and Stewart and observed a primer grey, truck bearing a Nevada classic vehicle plate (CVEH297X). I was able to observe the interior cabin of the vehicle from the street, and was able to tell the interior frame was light blue. A records check of the license plate revealed it was registered to Bruce Honabach and Roberta Honabach.

On March 9, 2016, Detective Valenzuela was called by Rezendis. She advised she was told by Ortiz-Salazar's relative (Rosio Martinez DOB: 05/15/1981) that she had received a phone call from Ortiz-Salazar on March 7, 2016 at 1435 hours from telephone number 702-482-5483. Rosio advised Rezendis that Ortiz-Salazar had called and asked her for \$300. Rezendis gave detectives Rosio's contact information who then met with her at the North East Area Command (NEAC). Rosio confirmed what Rezendis told Detective Valenzuela. Detective Valenzuela took a digital photograph of her call history confirming the number and the time the call was received.

I and Detective Valenzuela returned to Sunrise Hospital to speak with Ortiz-Salazar. Although still sedated he was able to communicate much better than the time before. Ortiz-Salazar was asked various yes and no questions about the crime that he could answer through nodding or shaking his head. Ortiz-Salazar indicated he was driven in the blue truck to an unknown house that he had never been in before. There, Angel Castro bound Ortiz-Salazar's hands/wrists, ankles and knees. Ortiz-Salazar remembers making three phone calls using the phone of a male he called "white boy". Ortiz-Salazar remembers calling his friend Francisco Martinez asking him for \$300. Ortiz-Salazar also remembers calling Rosio Martinez also asking her for \$300. Ortiz-Salazar also called his sister Guadalupe Salazar, but none of them had money for him.

Ortiz-Salazar was asked who had cut his fingers. He replied by moving his lips by mouthing "white boy". When asked who had cut his throat/neck, he put up four fingers and mouthed "all of them". When asked what was used to cut his throat/neck, Ortiz-Salazar put both hand up and approximately two feet apart. When asked if it was a machete, Ortiz-Salazar nodded his head up and down. He was asked if the suspects used scissors to cut his fingers and he shook his head indicating, no. He indicated "white boy" and Angel Castro used the machete to cut his pinky and hand. Ortiz-Salazar indicated "white boy" used a knife to stab him multiple times about his body. We asked if the suspects had tortured and cut him prior and during the phone calls he made to friends and relatives.

CONTINUATION

Event #: 160307-2804

Ortiz-Salazar indicated he was tortured prior, during and after. Ortiz-Salazar indicated that after all four suspects took turns cutting his throat/neck, he faked as if he died. Ortiz-Salazar was asked who started the fire and how. He indicated "white boy" then started a fire inside residence and he believed he may have used lighter fluid as an accelerant. Ortiz-Salazar indicated all four suspects then left as they believed he was dead. Once they were all gone Ortiz-Salazar hopped to the south rear sliding glass door of the residence and picked up a security sliding door stick, which he used to smash the glass door. Ortiz-Salazar was able to hop out of the residence where he was assisted by good Samaritans.

Detective Valenzuela asked if the suspects took anything from him. Ortiz-Salazar stated they took a pack of Cigarettes.

Ortiz-Salazar described the female as being a Hispanic female. When asked if the female dated Angel Castro, Ortiz-Salazar nodded up and down.

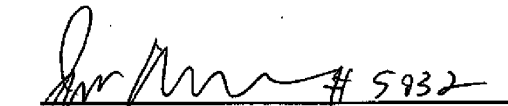
Through investigative means detectives were able to identify Edward Honabach (DOB: 07/29/1987) as being related to the owner of the blue (now primer grey) truck. Detectives were also able to identify Luis Angel Castro (DOB: 03/21/1986). Photo line-ups were conducted at Sunrise Hospital with Ortiz-Salazar and Rezendi's. Both were conducted separately at the same time in different rooms by different detectives. Both were read the photo line-up instructions. Both were presented two separate photo line-ups, one containing a photo of Honabach and five fillers and on containing a photograph of Castro and five fillers. Rezendis positively identified both Honabach and Castro as being two of the three subjects that picked up Ortiz-Salazar from her residence, in the blue truck, on the day of the crime. Ortiz-Salazar positively identified both Honabach and Castro as being two of the four subjects that were involved in the crimes against him. According to Ortiz-Salazar, "White boy" was in fact Honabach. Ortiz-Salazar's photo line-up was video & audio recorded as he could not write.

Wherefore, Declarant prays that a Warrant of Arrest be issued for suspect Castro, Luis Angel on the charge(s) of Attempted Murder, Mayhem, Battery With Substantial Bodily Harm, Battery With A Deadly Weapon, Kidnap, Extortion, Robbery, Conspiracy to Commit Murder.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

Executed on this 10th day of March 2016.

DECLARANT:

 # 5932

WITNESS:

 13956P

DATE:

3/10/16

DEFENDANT INFORMATION WORKSHEET

DO NOT USE IF PRINTED CRIMINAL HISTORY IS ATTACHED

AGENCY CASE NO. 160307-2804

X0154227

DEFENDANT INFORMATION

Name (last, first, middle) Honabach, Edward Joseph				aka Honabach, Eddie			
Defendant's place of birth Washington		City		State	SS # [REDACTED]		
Location of crime - Street No. 1901 E. Oakey		City Las Vegas		State NV	ZIP 89104	Room	Apt Space
Defendant's current address - Street No. 305 N. 19th St.		City Las Vegas		State NV	ZIP 89101	Room	Apt Space
RACE White	SEX Male	HGT 5'10	WT 260	HAIR Red	EYES Bro	DOB [REDACTED]	

DEFENDANT INFORMATION

Name (last, first, middle)				aka			
Defendant's place of birth		City		State	SS #		
Location of crime - Street No.		City		State	ZIP	Room	Apt Space
Defendant's current address - Street No.		City		State	ZIP	Room	Apt Space
RACE	SEX	HGT	WT	HAIR	EYES	DOB	

DEFENDANT INFORMATION

Name (last, first, middle)				aka			
Defendant's place of birth		City		State	SS #		
Location of crime - Street No.		City		State	ZIP	Room	Apt Space
Defendant's current address - Street No.		City		State	ZIP	Room	Apt Space
RACE	SEX	HGT	WT	HAIR	EYES	DOB	

DEFENDANT INFORMATION

Name (last, first, middle)				aka			
Defendant's place of birth		City		State	SS #		
Location of crime - Street No.		City		State	ZIP	Room	Apt Space
Defendant's current address - Street No.		City		State	ZIP	Room	Apt Space
RACE	SEX	HGT	WT	HAIR	EYES	DOB	

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JUSTICE COURT, LAS VEGAS TOWNSHIP

FILED
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

LUIS ANGEL CASTRO #1918360, DEPUTY
EDWARD HONABACH, aka,
Edward Joseph Honabach,

Defendants.

2016 MAR 10 1P 2:32

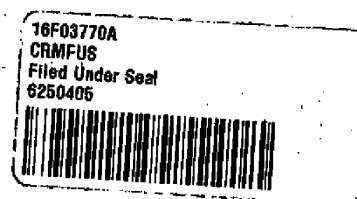
JUSTICE COURT
LAS VEGAS, NEVADA

CASE NO: 16F03770A-B

DEPT NO: 4

FILED UNDER SEAL

All materials, except the Criminal Complaint, are being filed under seal in obedience to Section 239B.030 of the Nevada Revised Statutes and pursuant to the Order issued by the Honorable Douglas E. Smith, signed December 28, 2006.



DEFENDANT HONABACH, EDWARD

DEFENDANT ID# X0154227

CASE NO: 16F03770B

DEPARTMENT JCRT4

JUDGE JOSEPH S SCISCENTO

AGENCY: METRO-DTAC

ORI
DOB
RAC W SEX M HGT 510

VRI
SOC
HGT 510

NAME HONABACH, EDWARD

SID

WGT 260

HAI RED

EYE BRO

-----WARRANT-----

HOI

COI

WNM HONABACH, EDWARD

NOC 50038

AOC

OFC F FTF

TRF

JUV

DSO

DOW 03102016

OCA 1603072804

CCN 16F03770B BAIL NO BAIL

TRA

MIS

-----SUPPLEMENTAL-----

AKA HONABACH, EDWARD JOSEPH

SUBMITTING OFFICER ID#:MP5932

NAME: AUSCHWITZ, JASON F

COUNTS

CHARGE

- 1 CONSP MURDER
- 1 ATT MURDER, E/DW
- 1 MAYHEM
- 1 BATTERY W/USE OF DW, R/SBH
- 1 KIDNAPPING, 1ST DEGREE, E/DW
- 1 EXTORTION, E/DW
- 1 ROBBERY, E/DW
- 1 ARSON, 1ST DEGREE

***** C O N F I D E N T I A L *****

16F03770B
AWA
Arrest Warrant Confidential
6260546



WARRANT ELECTRONICALLY GENERATED AND ENTERED INTO NCJIS
*** DO NOT MANUALLY ENTER INTO NCJIS ***

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY NEVADA

THE STATE OF NEVADA	)	CASE NO: 16F03770B
)	
PLAINTIFF	)	DEPT. NO: 4
VS.)	
	)	AGENCY: METRO-DTAC
HONABACH, EDWARD)	
ID# X0154227)	
)	
DEFENDANT	)	ARREST WARRANT
)	-----

THE STATE OF NEVADA,

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

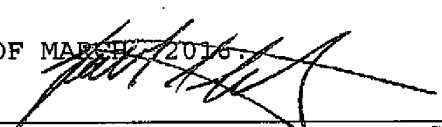
A COMPLAINT AND AN AFFIDAVIT UPON OATH HAS THIS DAY BEEN LAID
BEFORE ME ACCUSING HONABACH, EDWARD, OF THE CRIME(S):

COUNTS	CHARGE	BAIL: CASH	SURETY	PROPERTY
1	CONSP MURDER	NO BAIL		
1	ATT MURDER, E/DW	NO BAIL		
1	MAYHEM	NO BAIL		
1	BATTERY W/USE OF DW, R	NO BAIL		
1	KIDNAPPING, 1ST DEGREE	NO BAIL		
1	EXTORTION, E/DW	NO BAIL		
1	ROBBERY, E/DW	NO BAIL		
1	ARSON, 1ST DEGREE	NO BAIL		

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

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

GIVEN UNDER MY HAND THIS 10TH DAY OF MARCH 2016.



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



JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY NEVADA

THE STATE OF NEVADA	)	CASE NO: 16F03770B
)	
PLAINTIFF	)	DEPT. NO: 4
VS.)	
	)	AGENCY: METRO-DTAC
HONABACH, EDWARD)	
ID# X0154227)	
)	
DEFENDANT	)	ARREST WARRANT
)	-----

SHERIFF'S RETURN

I HEREBY CERTIFY THAT I RECEIVED THE ABOVE AND FOREGOING WARRANT
ON THE _____ DAY OF _____, _____, AND SERVED THE SAME BY
ARRESTING AND BRINGING DEFENDANT, _____, INTO COU
COURT THIS _____ DAY OF _____.

JOSEPH LOMBARDO, SHERIFF, CLARK COUNTY, NEVADA

BY: _____, DEPUTY

NEW X0154227

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
TEMPORARY CUSTODY RECORD

Page 1 of 2
DATE OF ARREST: 3/10/16 TIME OF ARREST: 1750
ID # 30298116 Event # 160310-2071
ID ESTAB BY: J.A.S.H.C.

INTAKE NAME (AKA, ALIAS, ETC.) LAST FIRST MIDDLE TRUE NAME
HONABACH EDWARD HONABACH EDWARD

ADDRESS NUMBER & STREET BLDG./APT. # CITY STATE ZIP
305 N. 10TH STREET LAS VEGAS NV 89101
DATE OF BIRTH RACE SEX HEIGHT WEIGHT HAIR EYES SOCIAL SECURITY # PLACE OF BIRTH
[REDACTED] W M 5'10" 220 RED BRN [REDACTED] 10 WA
LOCATION OF CRIME (# - Street - City - State - Zip) WARRANTS [X] CC [X] CIV [X] YV [X] DV [X] SV [X] AD [X] PCN #
[REDACTED] [REDACTED] 1415 FREEMONT ST 89101 AD

BKG. CODE	CHARGE	ORD / NRS #	M	GM	F	ARR TYPE	EVENT NUMBER	WARR / NCIC NUMBER	COURT
50038	CONSPIRACY MURDER	NRS 200.010				AW	165037708		LV JC DC OTHER
50031	ATT MURDER W/DW	NRS 200.000				AW			
50041	MAYHEM	NRS 200.280				AW			
50026	BATTERY W/USE OF FB	NRS 200.110.1				AW			
50055	KIDNAPPING 1ST DEGREE/DW	NRS 200.110.1				AW			
50020	EXTORTION	NRS 200.320				AW			

DNA REQ

ARREST TYPE: PC - PROBABLE CAUSE BS - BONDSMAN SURRENDER BW - BENCH WARRANT WA - WARRANT RM - REMAND GJ - GRAND JURY IND.
WADS Warrant Arrest Documents 6251468
16F03708
Arresting Officer's Signature (Print Name) P # Agency
[Signature] / J. SILVA / 15236/LVMPD
Transporting Officer's Signature (Print Name) P # Agency
[Signature] P # Agency

Time Stamp at BOOKING

031016 19:14 DSD RECORDS

☐ FOR PROBABLE CAUSE/NCIC HIT ARREST SEE PAGE TWO FOR DETAILS
☐ BENCH WARRANT SERVED ON [REDACTED]
☒ WARRANT SERVED ON [REDACTED]
☐ GRAND JURY INDICTMENT SERVED ON [REDACTED]

TYPE OF I.D. FOR VERIFICATION
CONFIDENTIAL

FIRST APPEARANCE: DATE: TIME:
COURT: JUSTICE O.R. RELEASE
MUNICIPAL PROBABLE CAUSE
JUVENILE IAD

PID LN RT LT NO HIT

DECLARATION OF ARREST

Event #: 160310-2977

I.D. #: _____

True Name: EDWARD HONABACHDate of Arrest: 3/10/16Time of Arrest: 1750

OTHER CHARGES RECOMMENDED FOR CONSIDERATION:

Other Charges

THE UNDERSIGNED MAKES THE FOLLOWING DECLARATIONS SUBJECT TO THE PENALTY FOR PERJURY AND SAYS: That I am a peace officer with the Las Vegas Metropolitan Police Department, Clark County, Nevada, being so employed for a period of 12 Years..

That I learned the following facts and circumstances which lead me to believe that the above named subject committed (or was committing) the offense(s) of WARRANT at the location of 1415 FREMONT ST LV INV 89101 and that the offense(s) occurred at approximately 1750 hours on the 10 day of MARCH, 2015, in the:

☒ County of Clark☐ City of Las Vegas

DETAILS FOR PROBABLE CAUSE:

EDWARD HONABACH was a known wanted subject, and was wanted via Las Vegas Justice Court / 8th Judicial District Court. The warrants were confirmed electronically / verbally by P# _____

The above subject was taken into custody at the above location, transported to CCDC where they were booked accordingly.

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

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

J. W. INN
Print Declarant's Name[Signature]
Declarant's Signature8376
P#

CLARK COUNTY DETENTION CENTER
ARREST WARRANT ABSTRACT

03/10/2016
19:12

WARRANT NAME: HONABACH, EDWARD

DOB: [REDACTED] SSN: [REDACTED]

RAC: W SEX: M HGT: 5'10" WGT: 260 HAI: RED EYE: BRO

WARRANT #: 16F03770B

EVENT #:

CLARK COUNTY ONLY:

CNT	CHRG	NRS	CODE	CODE	CHARGE LITERAL	CASH BAIL	ASSUR BAIL
01	50038	200.010	F	CONSP MURDER		NO BAIL	
				PCN#0029824661-008			
02	50031	200.010	F	ATT MURDER, E/DW		NO BAIL	
				PCN#0029824661-001			
03	50044	200.280	F	MAYHEM		NO BAIL	
				PCN#0029824661-002			
04	50226	200.481	F	BATTERY W/USE OF DW, R/SBH		NO BAIL	
				PCN#0029824661-004			
05	50055	200.310	F	KIDNAPPING, 1ST DEGREE, E/DW		NO BAIL	
				PCN#0029824661-005			
06	50620	205.320	F	EXTORTION, E/DW		NO BAIL	
				PCN#0029824661-006			
07	50138	200.380	F	ROBBERY, E/DW		NO BAIL	
				PCN#0029824661-007			
08	50414	205.010	F	ARSON, 1ST DEGREE		NO BAIL	
				PCN#0029824661-009			

ISSUED BY JUDGE: JOSEPH S SCISCENTO
COURT: LAS VEGAS JUSTICE COURT

DOW: 03/10/2016
DEPT: JCRT4

I HEREBY CERTIFY THAT I RECEIVED THE ABOVE AND FOREGOING WARRANT
ON THE 10TH DAY OF MARCH, 2016, AND SERVED THE
SAME BY ARRESTING THE WITHIN DEFENDANT,
AND BRINGING HIM INTO COURT THIS 10TH DAY OF MARCH,
2016.

DOUGLAS C. GILLESPIE, SHERIFF, CLARK COUNTY, NEVADA

BY: J. SILVA P# 15236, DEPUTY

***** C O N F I D E N T I A L *****

18F03770B
WSS
Warrant Service Slip
6261760

A standard 1D barcode is located at the bottom of the document, below the 'Warrant Service Slip' text. It consists of vertical black bars of varying widths on a white background.

DEPT = JCRT4

S E R V E D

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*      ***** NCJIS WANTED PERSON SYSTEM *****
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*      PIN-0209  NCJIS WARRANT HAS BEEN SUCCESSFULLY CLEARED
*
* CLEARING AGENCY /NVLVJC001 - CLARK CO INFO SERVICES
* ARRESTING AGENCY /NV0020135 - CLARK COUNTY DETENTION CENTER
* ENTERING AGENCY /NVLVJC001 - CLARK CO INFO SERVICES
* CONFIRMING AGENCY/NV0020135 - CLARK COUNTY DETENTION CENTER
* WARRANT RECORD NUMBER/3690503
* NIN/W805951801                      DATE:03/10/16
* SEQ/007          REASON/SERVED      TIME:20:17:52
* WARRANT NAME    /HONABACH, EDWARD
* BASE RECORD NAME/HONABACH, EDWARD
* COURT CASE #/16F03770B
* COURT/NV002A53J - LAS VEGAS JUSTICE COURT
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DEPT = JCRT4

S E R V E D

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*
* CLEARING AGENCY  /NVLVJC001 - CLARK CO INFO SERVICES
* ARRESTING AGENCY /NV0020135 - CLARK COUNTY DETENTION CENTER
* ENTERING AGENCY  /NVLVJC001 - CLARK CO INFO SERVICES
* CONFIRMING AGENCY/NV0020135 - CLARK COUNTY DETENTION CENTER
* WARRANT RECORD NUMBER/3690502
* NIN/W805951801                      DATE:03/10/16
* SEQ/006          REASON/SERVED      TIME:20:17:52
* WARRANT NAME     /HONABACH, EDWARD
* BASE RECORD NAME/HONABACH, EDWARD
* COURT CASE #/16F03770B
* COURT/NV002A53J - LAS VEGAS JUSTICE COURT
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DEPT = JCRT4

S E R V E D

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*
*          ***** NCJIS WANTED PERSON SYSTEM *****
*
*      PIN-0209  NCJIS WARRANT HAS BEEN SUCCESSFULLY CLEARED
*
* CLEARING AGENCY /NVLVJC001 - CLARK CO INFO SERVICES
* ARRESTING AGENCY /NV0020135 - CLARK COUNTY DETENTION CENTER
* ENTERING AGENCY /NVLVJC001 - CLARK CO INFO SERVICES
* CONFIRMING AGENCY/NV0020135 - CLARK COUNTY DETENTION CENTER
* WARRANT RECORD NUMBER/3690501
* NIN/W805951801                      DATE:03/10/16
* SEQ/005          REASON/SERVED      TIME:20:17:52
* WARRANT NAME    /HONABACH, EDWARD
* BASE RECORD NAME/HONABACH, EDWARD
* COURT CASE #/16F03770B
* COURT/NV002A53J - LAS VEGAS JUSTICE COURT
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*****
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DEPT = JCRT4

S E R V E D

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*
*      ***** NCJIS WANTED PERSON SYSTEM *****
*
*      PIN-0209  NCJIS WARRANT HAS BEEN SUCCESSFULLY CLEARED
*
* CLEARING AGENCY  /NVLVJC001 - CLARK CO INFO SERVICES
* ARRESTING AGENCY /NV0020135 - CLARK COUNTY DETENTION CENTER
* ENTERING AGENCY  /NVLVJC001 - CLARK CO INFO SERVICES
* CONFIRMING AGENCY/NV0020135 - CLARK COUNTY DETENTION CENTER
* WARRANT RECORD NUMBER/3690500
* NIN/W805951801                      DATE:03/10/16
* SEQ/004          REASON/SERVED      TIME:20:17:52
* WARRANT NAME    /HONABACH, EDWARD
* BASE RECORD NAME/HONABACH, EDWARD
* COURT CASE #/16F03770B
* COURT/NV002A53J - LAS VEGAS JUSTICE COURT
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DEPT = JCRT4

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*
*      ***** NCJIS WANTED PERSON SYSTEM *****
*
*      PIN-0209  NCJIS WARRANT HAS BEEN SUCCESSFULLY CLEARED
*
* CLEARING AGENCY  /NVLVJC001 - CLARK CO INFO SERVICES
* ARRESTING AGENCY /NV0020135 - CLARK COUNTY DETENTION CENTER
* ENTERING AGENCY  /NVLVJC001 - CLARK CO INFO SERVICES
* CONFIRMING AGENCY/NV0020135 - CLARK COUNTY DETENTION CENTER
* WARRANT RECORD NUMBER/3690499
* NIN/W805951801                      DATE:03/10/16
* SEQ/003          REASON/SERVED      TIME:20:17:51
* WARRANT NAME     /HONABACH, EDWARD
* BASE RECORD NAME/HONABACH, EDWARD
* COURT CASE #/16F03770B
* COURT/NV002A53J - LAS VEGAS JUSTICE COURT
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DEPT = JCRT4

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*
*          ***** NCJIS WANTED PERSON SYSTEM *****
*
*      PIN-0209  NCJIS WARRANT HAS BEEN SUCCESSFULLY CLEARED
*
* CLEARING AGENCY /NVLVJC001 - CLARK CO INFO SERVICES
* ARRESTING AGENCY /NV0020135 - CLARK COUNTY DETENTION CENTER
* ENTERING AGENCY /NVLVJC001 - CLARK CO INFO SERVICES
* CONFIRMING AGENCY/NV0020135 - CLARK COUNTY DETENTION CENTER
* WARRANT RECORD NUMBER/3690498
* NIN/W805951801
* SEQ/002          REASON/SERVED
* WARRANT NAME     /HONABACH, EDWARD
* BASE RECORD NAME/HONABACH, EDWARD
* COURT CASE #/16F03770B
* COURT/NV002A53J - LAS VEGAS JUSTICE COURT
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DATE:03/10/16

TIME:20:17:51

DEPT = JCRT4

S E R V E D

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*
*          ***** NCJIS WANTED PERSON SYSTEM *****
*
*          PIN-0209  NCJIS WARRANT HAS BEEN SUCCESSFULLY CLEARED
*
* CLEARING AGENCY  /NVLVJC001 - CLARK CO INFO SERVICES
* ARRESTING AGENCY /NV0020135 - CLARK COUNTY DETENTION CENTER
* ENTERING AGENCY  /NVLVJC001 - CLARK CO INFO SERVICES
* CONFIRMING AGENCY/NV0020135 - CLARK COUNTY DETENTION CENTER
* WARRANT RECORD NUMBER/3690497
* NIN/W805951801                      DATE:03/10/16
* SEQ/001          REASON/SERVED      TIME:20:17:51
* WARRANT NAME     /HONABACH, EDWARD
* BASE RECORD NAME/HONABACH, EDWARD
* COURT CASE #/16F03770B
* COURT/NV002A53J - LAS VEGAS JUSTICE COURT
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CONFIDENTIAL

JUSTICE COURT, LAS VEGAS TOWNSHIP

CLARK COUNTY, NEVADA

PRETRIAL SERVICES INFORMATION SHEET

CASE # 16F03770B **DEPT #** JC-4 **REQUESTED BY:**

NAME: EDWARD HONABACH **ID #** 7029816

CHARGES:

Consp murder, Att. murder, e/dw, Mayhem, Battery w/use of DW, r/SBH, Kidnapping, 1st degree, e/dw, Extortion, e/dw, Robbery, e/dw, Arson, 1st degree

CURRENT BAIL:

SIC/NO BAIL

VERIFIED: ADDRESS: 305 N 19TH ST. LAS VEGAS, NV 89101
WITH WHOM/HOW LONG: / 2Y

VERIFIED: EMPLOYMENT STATUS: UNEMPLOYED / **SUPPORT:** UNKNOWN
LENGTH: 1Y

VERIFIED: RELATIVES - LOCAL : **NOT LOCAL:**

FELONY/GROSS MISDEMEANOR CONVICTIONS: 08 WA MINOR POSS/CONSUM/ACQ
LIQUOR; 12 WA ASSAULT
MISDEMEANOR CONVICTIONS: 2

FAIL TO APPEAR: 0

ALSO I/C: 16F03810A JC-2 03/15/2016

RECOMMENDATION:

DATE: 3/13/2016

PRETRIAL SERVICES: Nichele Kinmon

RECEIVED

MAR 14 2016

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

LAS VEGAS JUSTICE COURT

State of NV

FILED

Plaintiff, 2016 MAR 14 A 8 05

CASE NO.: 1603770 B

DEPT. NO.: 4

vs.

JUSTICE COURT
LAS VEGAS NEVADA
DEPUTY

Edward Honorsach

Defendant.

MEDIA REQUEST & ORDER ALLOWING
CAMERA ACCESS TO COURT
PROCEEDINGS (Rev. 8/22/12)

Civil Cases: Fax to (702) 388-4461
Criminal Cases: Fax to (702) 671-3175

Byron Teah
Kura - for S

(name), of

(media organization), hereby requests permission to begin:

(CHECK ALL THAT APPLY:)

☒ Televising/Recording ☐ Photographing ☐ Broadcasting/Recording (audio only) ☐ Other:

proceedings in the above entitled case, in Department No. 4, the Honorable Judge Saragosa
presiding, on the 14 day of March, 2016, at the hour of 8:30 A.M.
I hereby certify that I am familiar with, and will comply with, the Nevada Supreme Court's RULES ON
ELECTRONIC COVERAGE OF COURT PROCEEDINGS (Supreme Court Rules 229-246, inclusive).

If this request is being submitted less than twenty-four (24) hours before the above-described proceedings
commence, the following facts provide good cause for the Court to grant the request on such short notice:

It is further understood that any media camera pooling arrangements shall be the sole responsibility of the media and
must be arranged prior to coverage, without asking for the Court to mediate disputes.

Dated this 11 day of March, 2016.

SIGNATURE:

PHONE:

702-436-8286

ADDRESS:

25 TUSD

FAX:

702-436-2507

IT IS HEREBY ORDERED THAT:

☐ The media request is denied because it was submitted less than 24 hours before the scheduled proceeding
was to commence, and no "good cause" has been shown to justify granting the request on shorter notice.

☐ The media request is denied for the following reason(s):

☒ The media request is granted. The requested media access will remain in effect for each and every hearing
in the above-entitled case, at the discretion of the Court, and unless otherwise ordered. This Order is made
in accordance with Supreme Court Rules 229-246, inclusive, at the discretion of the judge, and is subject to
reconsideration upon motion of any party to the action. Media access may be revoked if it is shown that
access is distracting the participants, impairing the dignity of the Court, or otherwise materially interfering
with the administration of justice.

☐ OTHER:

IT IS FURTHER ORDERED that this document shall be made a part of the record of the proceedings in this case.

Dated this 14 day of March, 2016. Mel Starn
JUSTICE OF THE PEACE

Original-File Copy-Plaintiff Copy-Defendant

LJVCVI, Form-50 Revised 3/13

1603770B
MDRO
Media Request and Order
8268500



No. 5618 P. 1

Mar 11, 2016 11:28PM

**JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA**

STATE OF NEVADA,

Plaintiff,

vs.

EDWARD HONABACH,

Defendant.

CASE NO.: 16F03770B

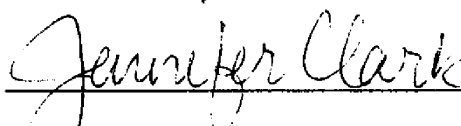
DEPT. NO.: 4

NOTIFICATION OF MEDIA REQUEST

TO: COUNSEL OF RECORD IN THE ABOVE-CAPTIONED CASE:

You are hereby notified, pursuant to Nevada Supreme Court Rules 229-246, inclusive, that media representatives from KVVU FOX 5 have requested permission to broadcast, televise, record, or take photographs of all hearings in this case. Any objection to this request should be filed in writing as soon as possible prior to the next scheduled hearing in this case.

Dated this 14th day of March, 2016.



Authorized Representative of Las Vegas Justice Court

CERTIFICATE OF SERVICE BY FACSIMILE TRANSMISSION

I hereby certify that on the 14th day of March, 2016, service of the foregoing was made by facsimile transmission only, pursuant to Nevada Supreme Court Rules 229-246, inclusive, by faxing a true and correct copy of the same to each Attorney of Record as follows:

Plaintiff's Attorney(s)

noticed by fax to the following fax number(s):

Brad Turner, Chief Deputy District Attorney

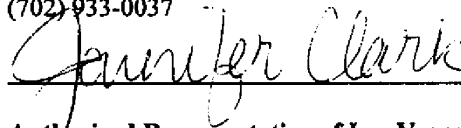
(702) 477-2979

Defendant's Attorney(s)

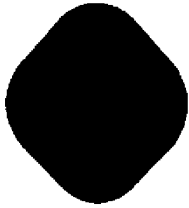
noticed by fax to the following fax number(s):

Jose C. Pallares, Esq.

(702) 933-0037



Authorized Representative of Las Vegas Justice Court



**LAS VEGAS JUSTICE COURT DEPT. 4
THE HONORABLE MELISSA SARAGOSA
200 LEWIS AVENUE, 7TH Floor
LAS VEGAS, NEVADA 89155
(702) 671-3367
Reply fax to: (702) 671-3368**

DATE: March 14, 2016

TO:	FAX #:
Brad Tuner, Da	(702) 477-2979
Jose Pallares, Esq.	(702) 388-0568 133-0037
FROM:	DIRECT PHONE:
Jennifer Clark – Judicial Executive Assistant to The Honorable Diana L. Sullivan	(702) 671-0842
Pages (including this one):	Client/Matter:
3	16F03770B State v. Edward Honabach Media Request & Order Allowing Camera Access to Court Proceedings & Notification Of Media Request – KVVU FOX 5

Message:


THIS TELECOPY IS INTENDED ONLY FOR THE ADDRESSEE(S) NAMED ABOVE. IT MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF YOU HAVE RECEIVED THE TELECOPY IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (CALL COLLECT), DESTROY ALL COPIES, AND DO NOT DISSEMINATE THE INFORMATION TO ANYONE. THANK YOU FOR YOUR ASSISTANCE.

HP LaserJet 400 MFP M425dn

Fax Confirmation

Mar-14-2016 8:56AM

Job	Date	Time	Type	Identification	Duration	Pages	Result
4426	3/14/2016	8:52:46AM	Send	7024772979	1:39	3	OK
4427	3/14/2016	8:54:30AM	Send	7029330037	1:31	3	OK

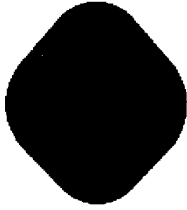
	LAS VEGAS JUSTICE COURT DEPT. 4 THE HONORABLE MELISSA SARAGOSA 200 LEWIS AVENUE, 7 TH Floor LAS VEGAS, NEVADA 89155 (702) 671-3367 Reply fax to: (702) 671-3368
---	---

DATE: March 14, 2016

TO: Brad Tuner, Da Jose Patares, Esq.	FAX #: (702) 477-2979 (702)-388-0668- 733-0037
FROM: Jennifer Clark - Judicial Executive Assistant to The Honorable Diana L. Sullivan	DIRECT PHONE: (702) 671-0842
Pages (including this one): 3	Client/Matter: 16F03770B State v. Edward Honabach Media Request & Order Allowing Camera Access to Court Proceedings & Notification Of Media Request - KVVU FOX 5

Message:

THIS TELECOPY IS INTENDED ONLY FOR THE ADDRESSEE(S) NAMED ABOVE. IT MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF YOU HAVE RECEIVED THE TELECOPY IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (CALL COLLECT), DESTROY ALL COPIES, AND DO NOT DISSEMINATE THE INFORMATION TO ANYONE. THANK YOU FOR YOUR ASSISTANCE.



LAS VEGAS JUSTICE COURT DEPT. 12
THE HONORABLE DIANA L. SULLIVAN
200 LEWIS AVENUE, 7TH Floor
LAS VEGAS, NEVADA 89155
(702) 671-0842
Reply fax to: (702) 671-0846

DATE: March 14, 2016

TO:	FAX #:
Bryon Teach	(702) 436-2507
FROM:	DIRECT PHONE:
Jennifer Clark – Judicial Executive Assistant to The Honorable Diana L. Sullivan	(702) 671-0842
Pages (including this one):	Client/Matter:
4	16F03770A State v. Castro (2 requests) 16F03770B State v. Honabach

Message:

Attached please find the signed **Media Request & Order Allowing Camera Access to Court Proceedings** for the above-referenced matters.


THIS TELECOPY IS INTENDED ONLY FOR THE ADDRESSEE(S) NAMED ABOVE. IT MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF YOU HAVE RECEIVED THE TELECOPY IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (CALL COLLECT), DESTROY ALL COPIES, AND DO NOT DISSEMINATE THE INFORMATION TO ANYONE. THANK YOU FOR YOUR ASSISTANCE.

HP LaserJet 400 MFP M425dn

Fax Confirmation

Mar-14-2016 9:10AM

Job	Date	Time	Type	Identification	Duration	Pages	Result
4429	3/14/2016	9:08:14AM	Send	7024362507	2:06	4	OK

	LAS VEGAS JUSTICE COURT DEPT. 12 THE HONORABLE DIANA L. SULLIVAN 200 LEWIS AVENUE, 7 TH Floor LAS VEGAS, NEVADA 89155 (702) 671-0842 Reply fax to: (702) 671-0846
---	---

DATE: March 14, 2016

TO: Bryon Teach	FAX #: (702) 436-2507
FROM: Jennifer Clark - Judicial Executive Assistant to The Honorable Diana L. Sullivan	DIRECT PHONE: (702) 671-0842
Pages (including this one): 4	Client/Matter: 16F03770A State v. Castro (2 requests) 16F03770B State v. Monabach

Message:

Attached please find the signed *Media Request & Order Allowing Camera Access to Court Proceedings* for the above-referenced matters.

THIS TELECOPY IS INTENDED ONLY FOR THE ADDRESSEE(S) NAMED ABOVE. IT MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF YOU HAVE RECEIVED THE TELECOPY IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (CALL COLLECT). DESTROY ALL COPIES, AND DO NOT DISSEMINATE THE INFORMATION TO ANYONE. THANK YOU FOR YOUR ASSISTANCE.

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

Custody Status Slip



L006259022

Housed At: NT-9B-44-U

Clerk: montj

Date: 3/14/2016: Initial Appearance

Department: 04

Judge: Saragosa, Melissa

Name: HONABACH, EDWARD JOSEPH

Case: 16F03770B

Defendant ID: 7029816

001: Consp murder [50038] (F) (0029824661-008)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

002: Att murder, e/dw [50031] (F) (0029824661-001)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

003: Mayhem [50044] (F) (0029824661-002)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

004: Battery w/use of DW, r/SBH [50226] (F) (0029824661-004)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

005: Kidnapping, 1st degree, e/dw [50055] (F) (0029824661-005)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

006: Extortion, e/dw [50620] (F) (0029824661-006)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

007: Robbery, e/dw [50138] (F) (0029824661-007)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

008: Arson, 1st degree [50414] (F) (0029824661-009)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

Future Justice Court Hearings

3/28/2016 9:30:00 AM: Preliminary Hearing (JC Department 04)

Added

CONFIDENTIAL

JUSTICE COURT, LAS VEGAS TOWNSHIP

CLARK COUNTY, NEVADA

PRETRIAL SERVICES INFORMATION SHEET

CASE #	DEPT #	REQUESTED BY:
16F03770B	JC-4	
NAME:	ID #	
EDWARD HONABACH	7029816	

CHARGES:

**CONSPIRACY MURDER, ATT MURDER E/DW, MAYHEM, BATTERY W/USE OF DW
R/SBH, KIDNAPPING 1ST DEGREE E/DW, EXTORTION E/DW, ROBBERY E/DW, ARSON
1ST DEGREE**

CURRENT BAIL:

SIC/ NO BAIL

**VERIFIED: ADDRESS: 305 N 19TH ST. LAS VEGAS, NV 89101
WITH WHOM/HOW LONG: / 2Y**

**VERIFIED: EMPLOYMENT STATUS: UNEMPLOYED / SUPPORT: UNKNOWN
LENGTH: 1Y**

VERIFIED: RELATIVES - LOCAL : NOT LOCAL:

**FELONY/GROSS MISDEMEANOR CONVICTIONS: 08 WA MINOR POSS/CONSUM/ACQ
LIQUOR; 12 WA ASSAULT**

MISDEMEANOR CONVICTIONS: 2

FAIL TO APPEAR: 0

ALSO I/C: 16F03810A JC-2 03/29/2016

RECOMMENDATION:

DATE: 3/16/2016

PRETRIAL SERVICES: RENE DIAZ

16F03770B
IVS
Pretrial Information Sheet
6274734



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

Custody Status Slip



L006287683

Housed At: NT-5F-17-L

Clerk: mooree

Date: 3/21/2016: Further Proceeding - Not Calendared

Department: 04

Judge: Saragosa, Melissa

Name: HONABACH, EDWARD JOSEPH

Case: 16F03770B

Defendant ID: 7029816

001: Consp murder [50038] (F) (0029824661-008)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

002: Att murder, e/dw [50031] (F) (0029824661-001)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

003: Mayhem [50044] (F) (0029824661-002)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

004: Battery w/use of DW, r/SBH [50226] (F) (0029824661-004)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

005: Kidnapping, 1st degree, e/dw [50055] (F) (0029824661-005)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

006: Extortion, e/dw [50620] (F) (0029824661-006)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

007: Robbery, e/dw [50138] (F) (0029824661-007)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

008: Arson, 1st degree [50414] (F) (0029824661-009)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

Future Justice Court Hearings

3/30/2016 8:30:00 AM: Negotiations (JC Department 04)

Added

3/28/2016 9:30:00 AM: Preliminary Hearing (JC Department 04)

Canceled

1 STEVEN B. WOLFSON
2 Clark County District Attorney
3 Nevada Bar #001565
4 JACOB J. VILLANI
5 Chief Deputy District Attorney
6 Nevada Bar #011732
7 200 Lewis Avenue
8 Las Vegas, Nevada 89155-2212
9 (702) 671-2500
10 Attorney for Plaintiff

FILED
Mar 24 11 13 AM '16
BY JUSTICE COURT
LAS VEGAS NEVADA
DEPUTY

11 JUSTICE COURT, LAS VEGAS TOWNSHIP
12 CLARK COUNTY, NEVADA

13 THE STATE OF NEVADA,

14 Plaintiff,

15 -vs-

16 LUIS ANGEL CASTRO #1918366,
17 EDWARD HONABACH
18 aka, Edward Joseph Honabach #7029816,

19 Defendants.

CASE NO: 16F03770A-B

DEPT NO: 4

20 NOTICE OF MOTION AND MOTION TO CONSOLIDATE CASES

21 DATE OF HEARING: 3-28-16
22 TIME OF HEARING: 8:30 AM

23 COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, District Attorney,
24 through JACOB J. VILLANI, Chief Deputy District Attorney, and files this Notice of Motion
25 and Motion to Consolidate Cases.

26 This Motion is made and based upon all the papers and pleadings on file herein, the
27 attached points and authorities in support hereof, and oral argument at the time of hearing, if
28 deemed necessary by this Honorable Court.

///

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16F03770A
NOMO
Notice of Motion
6306821



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NOTICE OF HEARING

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the undersigned will bring the foregoing motion on for setting before the above entitled Court, in Department 4 thereof, the 28 day of March, 2016, at the hour of 8:30 AM., or as soon thereafter as counsel may be heard.

DATED this 24th day of March, 2016.

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

BY



JACOB J. VILLANI
Chief Deputy District Attorney
Nevada Bar #11732

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CONCLUSION

Based upon the foregoing, the State respectfully requests that case numbers 16F03811X and 16F04199X be consolidated into case number 16F03770A, the lowest case number pursuant to EJDRC 2.50. The State has attached its proposed Amended Criminal Complaint to this motion as Exhibit 1.

DATED this 24th day of March, 2016.

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

BY



JACOB J. VILLANI
Chief Deputy District Attorney
Nevada Bar #011732


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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that service of Notice Of Motion And Motion To Consolidate Cases,
was made this 24th day of March, 2016, by facsimile transmission to:

WARREN GELLER, ESQ.
702-777-9995

BY:




C. Cintola
Employee of the District Attorney's Office

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that service of Notice Of Motion And Motion To Consolidate Cases,
was made this 24th day of March, 2016, by facsimile transmission to:

JOSE PALLARES, ESQ.
702-388-0568

BY:



C. Cintola
Employee of the District Attorney's Office

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CARL ARNOLD, ESQ.
702-474-4137

BY:



C. Cintola
Employee of the District Attorney's Office

CERTIFICATE OF MAILING

I hereby certify that service of the above and foregoing was made this 24th day of
March, 2016, by depositing a copy in the U.S. Mail, postage pre-paid, addressed to:

LIONEL KING #1983132
1400 E. MESQUITE AVE.
LAS VEGAS, NV 89101

BY:



C. Cintola
Employee of the District Attorney's Office

JJV/cc/L3

EXHIBIT “1”

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

3 THE STATE OF NEVADA,

4 Plaintiff,

5 -vs-

6 LUIS ANGEL CASTRO #1918366,
7 EDWARD HONABACH aka
8 Edward Joseph Honabach #7029816,
9 FABIOLA JIMENEZ #1957068,
10 LIONEL KING #1983132,

11 Defendants.

CASE NO: 16F03770A,B,C,D

DEPT NO: 4

AMENDED
CRIMINAL COMPLAINT

12 The Defendants above named having committed the crimes of CONSPIRACY TO
13 COMMIT MURDER (Category B Felony - NRS 200.010, 200.030, 199.480 - NOC 50038);
14 ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (Category B Felony - NRS
15 200.010, 200.030, 193.330, 193.165 - NOC 50031); MAYHEM (Category B Felony - NRS
16 200.280 - NOC 50044); BATTERY WITH USE OF A DEADLY WEAPON RESULTING
17 IN SUBSTANTIAL BODILY HARM (Category B Felony - NRS 200.481 - NOC 50226);
18 FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (Category A Felony
19 - NRS 200.310, 200.320, 193.165 - NOC 50055); EXTORTION WITH USE OF A DEADLY
20 WEAPON (Category B Felony - NRS 205.320, 193.165 - NOC 50620); ROBBERY WITH
21 USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138)
22 and FIRST DEGREE ARSON (Category B Felony - NRS 205.010 - NOC 50414), in the
23 manner following, to-wit: That the said Defendants, on or about the 7th day of March, 2016,
24 at and within the County of Clark, State of Nevada,
25 COUNT 1 - CONSPIRACY TO COMMIT MURDER

26 did willfully, unlawfully, and feloniously conspire with each other to commit murder,
27 by the Defendants committing the acts as set forth in Count 2, said acts being incorporated by
28 this reference as though fully set forth herein.

///

EXHIBIT "1"

W:\2016\2016F03770\16F03770-ACOM-001.DOCX

1 COUNT 2 - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

2 did willfully, unlawfully, feloniously and with malice aforethought attempt to kill
3 JOSE ORTIZ-SALAZAR, a human being, with use of a deadly weapon, to-wit: a machete
4 and/or a knife, by stabbing the said JOSE ORTIZ-SALAZAR about the body and/or by cutting
5 the said JOSE ORTIZ-SALAZAR's throat with said machete and/or knife, the Defendant(s)
6 being criminally liable under one or more of the following principles of criminal liability, to-
7 wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission
8 of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring,
9 commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3)
10 pursuant to a conspiracy to commit this crime, with the intent that this crime be committed,
11 Defendants aiding or abetting and/or conspiring to murder JOSE ORTIZ-SALAZAR,
12 Defendants acting in concert throughout.

13 COUNT 3 - MAYHEM

14 did willfully, maliciously, and feloniously deprive a person, to-wit: JOSE ORTIZ-
15 SALAZAR, of a body member and/or to disfigure or render a body member useless, to-wit: a
16 finger and/or fingernails, by severing the said JOSE ORTIZ-SALAZAR'S finger and/or
17 removing his fingernails, the Defendants being criminally liable under one or more of the
18 following principles of criminal liability, to-wit: (1) by directly committing this crime; and/or
19 (2) by aiding or abetting in the commission of this crime, with the intent that this crime be
20 committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise
21 procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this
22 crime, with the intent that this crime be committed, Defendants aiding or abetting and/or
23 conspiring, Defendants acting in concert throughout.

24 COUNT 4 - BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN
25 SUBSTANTIAL BODILY HARM

26 did willfully, unlawfully, and feloniously use force or violence upon the person of
27 another, to-wit: JOSE ORTIZ-SALAZAR, with use of a deadly weapon, to-wit: a machete, by
28 stabbing the said JOSE ORTIZ-SALAZAR about the body with said machete, resulting in

1 substantial bodily harm to JOSE ORTIZ-SALAZAR, the Defendants being criminally liable
2 under one or more of the following principles of criminal liability, to-wit: (1) by directly
3 committing this crime; and/or (2) by aiding or abetting in the commission of this crime, with
4 the intent that this crime be committed, by counseling, encouraging, hiring, commanding,
5 inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a
6 conspiracy to commit this crime, with the intent that this crime be committed, Defendants
7 aiding or abetting and/or conspiring, Defendants acting in concert throughout.

8 COUNT 5 - FIRST DEGREE KIDNAPPING WITH USE OF DEADLY WEAPON

9 did willfully, unlawfully, and feloniously, seize, confine, inveigle, entice, decoy,
10 abduct, conceal, kidnap, or carry away JOSE ORTIZ-SALAZAR, a human being, with the
11 intent to hold or detain the said JOSE ORTIZ-SALAZAR against his will, and without his
12 consent, for the purpose of committing murder and/or substantial bodily harm and/or robbery,
13 with use of a deadly weapon, to-wit: a machete, the Defendants being criminally liable under
14 one or more of the following principles of criminal liability, to-wit: (1) by directly committing
15 this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that
16 this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or
17 otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to
18 commit this crime, with the intent that this crime be committed, Defendants aiding or abetting
19 and/or conspiring, Defendants acting in concert throughout.

20 COUNT 6 - EXTORTION WITH USE OF A DEADLY WEAPON

21 did then and there willfully, feloniously and unlawfully make a verbal demand
22 directed to one JOSE ORTIZ-SALAZAR, for payment to Defendants of the sum of \$300.00
23 lawful money of the United States, which demand was accompanied by threats to do injury to
24 the person or property of JOSE ORTIZ-SALAZAR, and said threats being made with the
25 intent to extort and gain the above mentioned sum of money, with use of a deadly weapon, to-
26 wit: a machete and/or a knife, the Defendants being criminally liable under one or more of the
27 following principles of criminal liability, to-wit: (1) by directly committing this crime; and/or
28 (2) by aiding or abetting in the commission of this crime, with the intent that this crime be

1 committed, by counseling, encouraging, hiring, commanding, inducing and/or otherwise
2 procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this
3 crime, with the intent that this crime be committed, Defendants aiding or abetting and/or
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5 COUNT 7 - ROBBERY WITH USE OF A DEADLY WEAPON

6 did willfully, unlawfully, and feloniously take personal property, to-wit: cigarettes,
7 from the person of JOSE ORTIZ-SALAZAR, or in his presence, by means of force or violence,
8 or fear of injury to, and without the consent and against the will of JOSE ORTIZ-SALAZAR,
9 with use of a deadly weapon, to-wit: a machete and/or a knife, the Defendants being criminally
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12 the intent that this crime be committed, by counseling, encouraging, hiring, commanding,
13 inducing and/or otherwise procuring the other to commit the crime; and/or (3) pursuant to a
14 conspiracy to commit this crime, with the intent that this crime be committed, Defendants
15 aiding or abetting and/or conspiring, Defendants acting in concert throughout.

16 COUNT 8 - FIRST DEGREE ARSON

17 did willfully, unlawfully, maliciously, and feloniously set fire to, burn, and/or cause to
18 be burned, a certain residence, located at 1901 East Oakey Boulevard, Las Vegas, Clark
19 County, Nevada, by use of open flame and flammable and/or combustible materials, and/or by
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22 (2) by aiding or abetting in the commission of this crime, with the intent that this crime be
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24 procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to commit this
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26 conspiring, Defendants acting in concert throughout.

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1 All of which is contrary to the form, force and effect of Statutes in such cases made and
2 provided and against the peace and dignity of the State of Nevada. Said Complainant makes
3 this declaration subject to the penalty of perjury.
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27 16F03770A,B,C,D/JJV/cc/L3
28 LVMPD EV# 1603072804
(TK4)

1 STEVEN B. WOLFSON
Clark County District Attorney
2 Nevada Bar #001565
JACOB J. VILLANI
3 Chief Deputy District Attorney
Nevada Bar #011732
4 200 Lewis Avenue
Las Vegas, Nevada 89155-2212
5 (702) 671-2500
Attorney for Plaintiff
6

FILED
MAR 24 11 13 AM '16
JUSTICE COURT
LAS VEGAS NEVADA
BY DC DEPUTY

7
8 JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,
10 Plaintiff,

11 -vs-

CASE NO: 16F03770A-B

12 LUIS ANGEL CASTRO #1918366,
EDWARD HONABACH
13 aka, Edward Joseph Honabach #7029816,

DEPT NO: 4

14 Defendants.

15 NOTICE OF MOTION AND MOTION TO CONSOLIDATE CASES

16 DATE OF HEARING: 3/28/16
17 TIME OF HEARING: 8:30 AM

18 COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, District Attorney,
19 through JACOB J. VILLANI, Chief Deputy District Attorney, and files this Notice of Motion
20 and Motion to Consolidate Cases.

21 This Motion is made and based upon all the papers and pleadings on file herein, the
22 attached points and authorities in support hereof, and oral argument at the time of hearing, if
23 deemed necessary by this Honorable Court.

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16F03770B
NOMO
Notice of Motion
16306848



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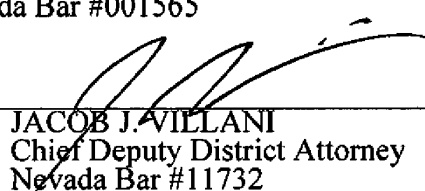
NOTICE OF HEARING

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the undersigned will bring the foregoing motion on for setting before the above entitled Court, in Department 4 thereof, the 28th day of March, 2016, at the hour of 8:30 AM., or as soon thereafter as counsel may be heard.

DATED this 24th day of March, 2016.

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

BY



JACOB J. VILLANI
Chief Deputy District Attorney
Nevada Bar #11732

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CONCLUSION

Based upon the foregoing, the State respectfully requests that case numbers 16F03811X and 16F04199X be consolidated into case number 16F03770A, the lowest case number pursuant to EJDRC 2.50. The State has attached its proposed Amended Criminal Complaint to this motion as Exhibit 1.

DATED this 24th day of March, 2016.

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

BY




JACOB J. VILLANI
Chief Deputy District Attorney
Nevada Bar #011732

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WARREN GELLER, ESQ.
702-777-9995

BY: 
C. Cintola
Employee of the District Attorney's Office

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BY:

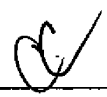

C. Cintola
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1400 E. MESQUITE AVE.
LAS VEGAS, NV 89101

BY:


C. Cintola
Employee of the District Attorney's Office

JJV/cc/L3

EXHIBIT “1”

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

3 THE STATE OF NEVADA,

4 Plaintiff,

5 -vs-

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7 EDWARD HONABACH aka
8 Edward Joseph Honabach #7029816,
9 FABIOLA JIMENEZ #1957068,
10 LIONEL KING #1983132,

11 Defendants.

CASE NO: 16F03770A,B,C,D

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AMENDED
CRIMINAL COMPLAINT

12 The Defendants above named having committed the crimes of CONSPIRACY TO
13 COMMIT MURDER (Category B Felony - NRS 200.010, 200.030, 199.480 - NOC 50038);
14 ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (Category B Felony - NRS
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18 FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (Category A Felony
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21 USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138)
22 and FIRST DEGREE ARSON (Category B Felony - NRS 205.010 - NOC 50414), in the
23 manner following, to-wit: That the said Defendants, on or about the 7th day of March, 2016,
24 at and within the County of Clark, State of Nevada,

COUNT 1 - CONSPIRACY TO COMMIT MURDER

25 did willfully, unlawfully, and feloniously conspire with each other to commit murder,
26 by the Defendants committing the acts as set forth in Count 2, said acts being incorporated by
27 this reference as though fully set forth herein.

28 ///

EXHIBIT "1"

1 COUNT 2 - ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

2 did willfully, unlawfully, feloniously and with malice aforethought attempt to kill
3 JOSE ORTIZ-SALAZAR, a human being, with use of a deadly weapon, to-wit: a machete
4 and/or a knife, by stabbing the said JOSE ORTIZ-SALAZAR about the body and/or by cutting
5 the said JOSE ORTIZ-SALAZAR's throat with said machete and/or knife, the Defendant(s)
6 being criminally liable under one or more of the following principles of criminal liability, to-
7 wit: (1) by directly committing this crime; and/or (2) by aiding or abetting in the commission
8 of this crime, with the intent that this crime be committed, by counseling, encouraging, hiring,
9 commanding, inducing and/or otherwise procuring the other to commit the crime; and/or (3)
10 pursuant to a conspiracy to commit this crime, with the intent that this crime be committed,
11 Defendants aiding or abetting and/or conspiring to murder JOSE ORTIZ-SALAZAR,
12 Defendants acting in concert throughout.

13 COUNT 3 - MAYHEM

14 did willfully, maliciously, and feloniously deprive a person, to-wit: JOSE ORTIZ-
15 SALAZAR, of a body member and/or to disfigure or render a body member useless, to-wit: a
16 finger and/or fingernails, by severing the said JOSE ORTIZ-SALAZAR'S finger and/or
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22 crime, with the intent that this crime be committed, Defendants aiding or abetting and/or
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24 COUNT 4 - BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN
25 SUBSTANTIAL BODILY HARM

26 did willfully, unlawfully, and feloniously use force or violence upon the person of
27 another, to-wit: JOSE ORTIZ-SALAZAR, with use of a deadly weapon, to-wit: a machete, by
28 stabbing the said JOSE ORTIZ-SALAZAR about the body with said machete, resulting in

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6 conspiracy to commit this crime, with the intent that this crime be committed, Defendants
7 aiding or abetting and/or conspiring, Defendants acting in concert throughout.

8 COUNT 5 - FIRST DEGREE KIDNAPPING WITH USE OF DEADLY WEAPON

9 did willfully, unlawfully, and feloniously, seize, confine, inveigle, entice, decoy,
10 abduct, conceal, kidnap, or carry away JOSE ORTIZ-SALAZAR, a human being, with the
11 intent to hold or detain the said JOSE ORTIZ-SALAZAR against his will, and without his
12 consent, for the purpose of committing murder and/or substantial bodily harm and/or robbery,
13 with use of a deadly weapon, to-wit: a machete, the Defendants being criminally liable under
14 one or more of the following principles of criminal liability, to-wit: (1) by directly committing
15 this crime; and/or (2) by aiding or abetting in the commission of this crime, with the intent that
16 this crime be committed, by counseling, encouraging, hiring, commanding, inducing and/or
17 otherwise procuring the other to commit the crime; and/or (3) pursuant to a conspiracy to
18 commit this crime, with the intent that this crime be committed, Defendants aiding or abetting
19 and/or conspiring, Defendants acting in concert throughout.

20 COUNT 6 - EXTORTION WITH USE OF A DEADLY WEAPON

21 did then and there willfully, feloniously and unlawfully make a verbal demand
22 directed to one JOSE ORTIZ-SALAZAR, for payment to Defendants of the sum of \$300.00
23 lawful money of the United States, which demand was accompanied by threats to do injury to
24 the person or property of JOSE ORTIZ-SALAZAR, and said threats being made with the
25 intent to extort and gain the above mentioned sum of money, with use of a deadly weapon, to-
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6 did willfully, unlawfully, and feloniously take personal property, to-wit: cigarettes,
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8 or fear of injury to, and without the consent and against the will of JOSE ORTIZ-SALAZAR,
9 with use of a deadly weapon, to-wit: a machete and/or a knife, the Defendants being criminally
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16 COUNT 8 - FIRST DEGREE ARSON

17 did willfully, unlawfully, maliciously, and feloniously set fire to, burn, and/or cause to
18 be burned, a certain residence, located at 1901 East Oakey Boulevard, Las Vegas, Clark
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27 16F03770A,B,C,D/JJV/cc/L3
28 LVMPD EV# 1603072804
(TK4)

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

Custody Status Slip



L006316538

Housed At: NT-5F-17-L

Clerk: gonzr

Date: 3/28/2016: Motion

Department: 04

Judge: Saragosa, Melissa

Name: HONABACH, EDWARD JOSEPH

Case: 16F03770B

Defendant ID: 7029816

001: Consp murder [50038] (F) (0029824661-008)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

002: Att murder, e/dw [50031] (F) (0029824661-001)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

003: Mayhem [50044] (F) (0029824661-002)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

004: Battery w/use of DW, r/SBH [50226] (F) (0029824661-004)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

005: Kidnapping, 1st degree, e/dw [50055] (F) (0029824661-005)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

006: Extortion, e/dw [50620] (F) (0029824661-006)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

007: Robbery, e/dw [50138] (F) (0029824661-007)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

008: Arson, 1st degree [50414] (F) (0029824661-009)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

Other Case Conditions

Future Court Date Stands

03/30/16 AT 830 AM

Future Justice Court Hearings

3/29/2016 8:30:00 AM: Status Check (JC Department 04)

Added

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

Custody Status Slip



L006324382

Housed At: NT-5F-17-L

Clerk: clayr

Date: 3/29/2016: Status Check

Department: 04

Judge: Pro Tempore, Judge

ProTem: Stoberski, Holly S.

Name: HONABACH, EDWARD JOSEPH

Case: 16F03770B

Defendant ID: 7029816

001: Consp murder [50038] (F) (0029824661-008)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

002: Att murder, e/dw [50031] (F) (0029824661-001)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

003: Mayhem [50044] (F) (0029824661-002)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

004: Battery w/use of DW, r/SBH [50226] (F) (0029824661-004)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

005: Kidnapping, 1st degree, e/dw [50055] (F) (0029824661-005)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

006: Extortion, e/dw [50620] (F) (0029824661-006)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

007: Robbery, e/dw [50138] (F) (0029824661-007)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

008: Arson, 1st degree [50414] (F) (0029824661-009)

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

Future Justice Court Hearings

3/30/2016 8:30:00 AM: Negotiations (JC Department 04)

Canceled

4/12/2016 9:30:00 AM: Preliminary Hearing (JC Department 04)

Added

CONFIDENTIAL

JUSTICE COURT, LAS VEGAS TOWNSHIP

CLARK COUNTY, NEVADA

PRETRIAL SERVICES INFORMATION SHEET

CASE #
16F03770B

DEPT #
JC-2

REQUESTED BY:

NAME:
EDWARD HONABACH

ID #
7029816

CHARGES:

CONSPIRACY MURDER, ATT MURDER E/DW, MAYHEM, BATTERY W/USE OF DW
R/SBH, KIDNAPPING 1ST DEGREE E/DW, EXTORTION E/DW, ROBBERY E/DW, ARSON
1ST DEGREE

CURRENT BAIL:

SIC/ NO BAIL

VERIFIED: ADDRESS: 305 N 19TH ST. LAS VEGAS, NV 89101
WITH WHOM/HOW LONG: / 2Y

VERIFIED: EMPLOYMENT STATUS: UNEMPLOYED / SUPPORT: UNKNOWN
LENGTH: 1Y

VERIFIED: RELATIVES - LOCAL :

NOT LOCAL:

FELONY/GROSS MISDEMEANOR CONVICTIONS: 08 WA MINOR POSS/CONSUM/ACQ
LIQUOR; 12 WA ASSAULT

MISDEMEANOR CONVICTIONS: 2

FAIL TO APPEAR: 0

ALSO I/C: C313717 JC-4 03/28/2016

RECOMMENDATION:

DATE: 04/05/2016

PRETRIAL SERVICES: RENE DIAZ

16F03770B
IVS
Pretrial Information Sheet
6361314



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

Custody Status Slip



L006382274

Housed At: NT-5A-16-L

Clerk: mooree

Date: 4/12/2016: Preliminary Hearing

Department: 04

Judge: Saragosa, Melissa

Name: HONABACH, EDWARD JOSEPH

Case: 16F03770B

Defendant ID: 7029816

001: Consp murder [50038] (F) (0029824661-008)

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

002: Att murder, e/dw [50031] (F) (0029824661-001)

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

003: Mayhem, e/dw [50045] (F) (0029824661-002)

Amended From: Mayhem [50044]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

004: Battery w/use of DW, r/SBH [50226] (F) (0029824661-004)

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

005: Kidnapping, 1st degree, r/SBH, e/dw [50056] (F) (0029824661-005)

Amended From: Kidnapping, 1st degree, e/dw [50055]

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

006: Extortion, e/dw [50620] (F) (0029824661-006)

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

007: Robbery, e/dw [50138] (F) (0029824661-007)

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

008: Arson, 1st degree [50414] (F) (0029824661-009)

Disposition: Waiver of Preliminary Hearing - Bound Over to District Court

Bail Stands - Cash or Surety: Counts: 001; 002; 003; 004; 005; 006; 007; 008 - \$0.00/\$0.00 Total Bail

Other Case Conditions

District Court Appearance Date Set

APR 14 2016 10:00AM: IN CUSTODY

RECEIVED

APR 14 2016

DISTRICT COURT ADMIN

EIGHTH JUDICIAL DISTRICT COURT
CLARK COUNTY, NEVADA

Electronically Filed
04/21/2016 10:40:01 AM

Alvin L. Quinn
CLERK OF THE COURT

State of Nevada

PLAINTIFF

-VS-

Edward H. Hargrave

DEFENDANT

CASE NO: C-16-314672-2

DEPT. NO: 4

MEDIA REQUEST AND ORDER ALLOWING
CAMERA ACCESS TO COURT PROCEEDINGS
* Please fax to (702) 671-4548 to ensure that
the request will be processed as quickly as possible.

Brian Teague (name), of *KVVU-TV 3* (media organization),

hereby requests permission to broadcast, record, photograph or televise proceedings in the above-captioned case in

Dept. No. 4, the Honorable Judge *Earley* Presiding, on the 27 day of

September, 20 16.

I hereby certify that I am familiar with, and will comply with Supreme Court Rules 229-246, inclusive. If this request is being submitted less than twenty-four (24) hours before the above-described proceedings commence, the following facts provide good cause for the Court to grant the request on such short notice:

It is further understood that any media camera pooling arrangements shall be the sole responsibility of the media and must be arranged prior to coverage, without asking for the Court to mediate disputes.

Dated this 13 day of April, 20 16.

SIGNATURE: *DBL*

PHONE: 702-486-8286

IT IS THEREBY ORDERED THAT:

☐ The media request is denied because it was submitted less than 24 hours before the scheduled proceeding was to commence, and no "good cause" has been shown to justify granting the request on shorter notice.

☐ The media request is denied for the following reasons _____

☒ The media request is granted. The requested media access remains in effect for each and every hearing in the above-captioned case, at the discretion of the Court, and unless otherwise notified. This order is made in accordance with Supreme Court Rules 229-246, inclusive, at the discretion of the Judge, and is subject to reconsideration upon motion of any party to the action. Media access may be revoked if it is shown that access is distracting the participants, impairing the dignity of the Court, or otherwise materially interfering with the administration of justice.

☐ OTHER: _____

IT IS FURTHER ORDERED that this document shall be made a part of the record of the proceedings in this case.

Dated this 19 day of April, 20 16

Larry S. Earley
DISTRICT COURT JUDGE

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

State of Nevada

PLAINTIFF

-VS-

Edward Honabach

DEFENDANT

CASE NO: C-16-314092-2

DEPT. NO: 4

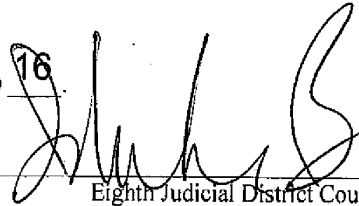
**NOTIFICATION OF
MEDIA REQUEST**

TO: COUNSEL OF RECORD IN THE ABOVE-CAPTIONED CASE:

You are hereby notified pursuant to Supreme Court Rules 229-246, inclusive, that media representatives from KVVU have requested to obtain permission to broadcast, televise, record or take photographs of all hearings in this case. Any objection should be filed at least 24 hours prior to the subject hearing.

DATED this 15 day of April, 20

16



Eighth Judicial District Court

CERTIFICATE OF SERVICE BY FACSIMILE TRANSMISSION

I hereby certify that on the 15 day of April, 2016, service of the foregoing was made by facsimile transmission only, pursuant to Nevada Supreme Court Rules 229-246, inclusive, this date by faxing a true and correct copy of the same to each Attorney of Record addressed as follows:

Plaintiff

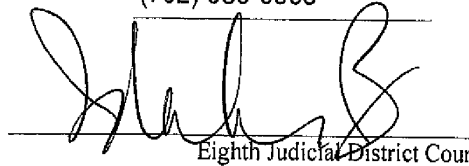
District Attorney

(702) 455-2294

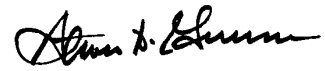
Defendant

Jose C Pallares

(702) 388-0568



Eighth Judicial District Court



CLERK OF THE COURT

NWEW
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
JACOB J. VILLANI
Chief Deputy District Attorney
Nevada Bar #011732
200 Lewis Avenue
Las Vegas, Nevada 89155-2212
(702) 671-2500
Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

-vs-

EDWARD HONABACH
aka Edward Joseph Honabach, #7029816
Defendant.

CASE NO: C-16-314092-2

DEPT NO: IV

NOTICE OF WITNESSES
[NRS 174.234(1)(a)]

TO: EDWARD HONABACH aka Edward Joseph Honabach, Defendant; and

TO: JOSE PALLARES, ESQ., Counsel of Record:

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the STATE OF
NEVADA intends to call the following witnesses in its case in chief:

<u>NAME</u>	<u>ADDRESS</u>
CUSTODIAN OF RECORDS OR DESIGNEE	Clark County Detention Center, 330 S. Casino Center Blvd., Las Vegas, NV
CUSTODIAN OF RECORDS OR DESIGNEE	LVMPD Communications
CUSTODIAN OF RECORDS OR DESIGNEE	LVMPD Dispatch

///

1	CUSTODIAN OF RECORDS	LVMPD Records, 400 S. Martin Luther King Blvd.,
2	OR DESIGNEE	Las Vegas, NV
3	CUSTODIAN OF RECORDS	LVMPD Project Management & Video Bureau
4	OR DESIGNEE	
5	CUSTODIAN OF RECORDS	Las Vegas Fire Department
6	OR DESIGNEE	
7	CUSTODIAN OF RECORDS	Sunrise Hospital, 3186 Maryland Pkwy., Las Vegas, NV
8	OR DESIGNEE	
9	CUSTODIAN OF RECORDS	Clark County School District
10	OR DESIGNEE	
11	CUSTODIAN OF RECORDS	Nevada DMV
12	OR DESIGNEE	
13	ALEXANDER, M.	LVMPD P#15223
14	ALLEN, Z.	Las Vegas Fire Department #204
15	AUSCHWITZ, J.	LVMPD P#5932
16	CHOCK, STEFAN M.D.	Sunrise Hospital, 3186 Maryland Pkwy., Las Vegas, NV
17	COOK, D.	LVMPD P#5730
18	COURT INTERPRETER	200 Lewis Ave., Las Vegas, NV
19	CRUNDEN, D.	LVMPD P#7727
20	DEVITO, A.	LVMPD P#15274
21	EMBRY, B.	LVMPD P#8644
22	FASULO, T.	LVMPD P#13459
23	FERNANDEZ, M.	LVMPD P#13997
24	GOODWIN, J.	LVMPD P#5599
25	GRIFFIN, TIM	C/O Clark County District Attorney's Office
26	GUTIERREZ, AMADA	C/O Clark County District Attorney's Office
27	HALL, D.	Clark County School District Police #256
28	HAMM, M.	LVMPD P#6675

1	HERRING, N.	LVMPD P#9725
2	HEVEL, R.	Las Vegas Fire Department/Arson Investigation
3	JEFFERSON, E.	LVMPD P#9385
4	KEISER, S.	LVMPD P#6392
5	KELVINGTON, A.	LVMPD P#8878
6	KING, C.	LVMPD P#14372
7	KOLKOLSKI, K.	LVMPD P#10002
8	KWIATKOWSKI, TERRANCE M.D.	Sunrise Hospital, 3186 Maryland Pkwy., Las Vegas, NV
9	LACAZE, WILLIAM	C/O Clark County District Attorney's Office
10	LANDING, KHALIAH	C/O Clark County District Attorney's Office
11	LARINGTON, D.	LVMPD P#7858
12	LONG, D.	LVMPD P#3969
13	LOVETTE, J.	Las Vegas Fire Department #204
14	LOY, B.	LVMPD P#10020
15	MAILLOUX, B.	LVMPD P#12843
16	MAIORANA, DAVID	C/O Clark County District Attorney's Office
17	MARTINEZ, FRANCISCO	C/O Clark County District Attorney's Office
18	MARTINEZ, ROSIO	C/O Clark County District Attorney's Office
19	MCGRATH, D.	LVMPD P#4349
20	MENDEZ, ANTONIO	C/O Clark County District Attorney's Office
21	MENDOZA, A.	LVMPD P#15245
22	MIKALONIS, C.	LVMPD P#9497
23	MILLER, T.	LVMPD P#5113
24	MOGG, C.	LVMPD P#5096
25	MORENO, R.	LVMPD P#4992
26	MURRAY, T.	LVMPD P#13458
27	NELTON, NATE	EMS
28	NOGLE, K.	LVMPD P#8051

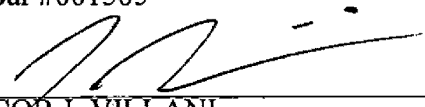
1	OCONNOR, M.	LVMPD P#12890
2	ORTEGA, MARCELO	C/O Clark County District Attorney's Office
3	ORTIZ-SALAZAR, JOSE	C/O Clark County District Attorney's Office
4	PASTUNA, C.	LVMPD P#10040
5	PESHLAKAI, M.	LVMPD P#13644
6	PIERCE, K.	LVMPD P#9009
7	POLLOCK, C.	LVMPD P#13508
8	PRAGER, D.	LVMPD P#9380
9	PRICE, S.	LVMPD P#7207
10	REZENDIS, YOSELIN	C/O Clark County District Attorney's Office
11	RICHARD, JOE	EMS
12	ROSARIO, NELSON	C/O Clark County District Attorney's Office
13	RUDE, J.	LVMPD P#13916
14	SALAZAR, GUADALUPE	C/O Clark County District Attorney's Office
15	SANFORD, M.	LVMPD P#5293
16	SCHOFIELD, G.	LVMPD P#2930
17	SCHREIBER, P.	LVMPD P#13986
18	SCLIMENTI, M.	LVMPD P#6239
19	SHEPARD, DAVID	C/O Clark County District Attorney's Office
20	SKENANDORE, S.	LVMPD P#13341
21	SMINK, J.	LVMPD P#6566
22	SMITH, M.	LVMPD P#13507
23	SMITH, S.	LVMPD P#6424
24	SPARKMAN, CHARLES	C/O Clark County District Attorney's Office
25	STARKS, R.	LVMPD P#15210
26	THEOBALD, R.	LVMPD P#6468
27	TOMASO, B.	LVMPD P#9488
28	VALENZUELA, G.	LVMPD P#8396

1 WATTS, JOSEPH OR DESIGNEE Clark County District Attorney's Office-Investigator
2 WILSON, R. LVMPD P#3836
3 WILSON, W. LVMPD P#5424
4 WINN, J. LVMPD P#8376
5 ZINGELMAN, M. LVMPD P#14791

6 These witnesses are in addition to those witnesses endorsed on the Information or
7 Indictment and any other witness for which a separate Notice of Witnesses and/or Expert
8 Witnesses has been filed.

9 STEVEN B. WOLFSON
10 DISTRICT ATTORNEY
Nevada Bar #001565

11 BY



12 JACOB J. VILLANI
13 Chief Deputy District Attorney
Nevada Bar #011732

14
15
16
17 CERTIFICATE OF SERVICE BY ELECTRONIC MAIL

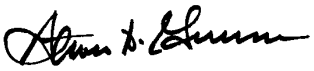
18 I hereby certify that service of Notice of Witnesses, was made this 20th day of June,
19 2016, by electronic filing to:

20 JOSE PALLARES, ESQ.
21 TO: jcpallares@me.com

22
23 BY:


24 C. Cintola
25 Employee of the District Attorney's Office

26
27
28 cc/L3



CLERK OF THE COURT

1 NWEW
STEVEN B. WOLFSON
2 Clark County District Attorney
Nevada Bar #001565
3 JACOB J. VILLANI
Chief Deputy District Attorney
4 Nevada Bar #011732
200 Lewis Avenue
5 Las Vegas, Nevada 89155-2212
(702) 671-2500
6 Attorney for Plaintiff

7 DISTRICT COURT
CLARK COUNTY, NEVADA
8

9 THE STATE OF NEVADA,
10 Plaintiff,

11 -vs-

CASE NO: C-16-314092-2

12 EDWARD HONABACH
aka Edward Joseph Honabach, #7029816
13 Defendant.
14

DEPT NO: IV

15 NOTICE OF EXPERT WITNESSES
[NRS 174.234(2)]
16

17 TO: EDWARD HONABACH aka Edward Joseph Honabach, Defendant;
18 and

19 TO: JOSE PALLARES, ESQ., Counsel of Record:

20 YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the STATE OF
21 NEVADA intends to call the following expert witnesses in its case in chief:

22 CHOCK, STEFAN M.D. - A medical doctor employed by Sunrise Hospital. He is an
23 expert in the area of general treatment of trauma victims and will give medical opinions as to
24 his diagnosis and treatment of Jose Ortiz Salazar and any long term effects.

25 HERRING, NOELLE, P#9725 - Crime Scene Analyst or Designee - Las Vegas
26 Metropolitan Police Department. She is an expert in the area of the identification,
27 documentation, collection and preservation of evidence and will give opinions related thereto.

28 ///

1 She is expected to testify regarding the identification, documentation, collection and
2 preservation of evidence in this case.

3 HEVEL, ROBERT – Arson Investigation – Las Vegas Fire Department. He is an expert
4 in the field of Fire Investigation; methods of arson, profiling of arsonists; cause and origin of
5 fires; identification, documentation, collection and preservation of evidence and will give
6 related opinions thereto. He will testify as to the findings of this case.

7 KING, CAITLIN, P#14372 - Crime Scene Analyst or Designee - Las Vegas
8 Metropolitan Police Department. She is an expert in the area of the identification,
9 documentation, collection and preservation of evidence and will give opinions related thereto.
10 She is expected to testify regarding the identification, documentation, collection and
11 preservation of evidence in this case.

12 KWIATKOWSKI, TERRANCE M.D. - A medical doctor employed by Sunrise
13 Hospital. He is an expert in the area of general treatment of trauma victims and will give
14 medical opinions as to his diagnosis and treatment of Jose Ortiz Salazar and any long term
15 effects.

16 ZINGELMAN, MEG, P#14791 - Crime Scene Analyst or Designee - Las Vegas
17 Metropolitan Police Department. She is an expert in the area of the identification,
18 documentation, collection and preservation of evidence and will give opinions related thereto.
19 She is expected to testify regarding the identification, documentation, collection and
20 preservation of evidence in this case.

21 These witnesses are in addition to those witnesses endorsed on the Information or
22 Indictment and any other witnesses for which a separate Notice of Witnesses and/or Expert
23 Witnesses has been filed

24 ///

25 ///

26 ///

27 ///


28 ///

1 The substance of each expert witness' testimony and a copy of all reports made by or
2 at the direction of the expert witness has been provided in discovery.

3 A copy of each expert witness' curriculum vitae, if available, is attached hereto.

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


7 BY


8 JACOB J. VILLANI
9 Chief Deputy District Attorney
10 Nevada Bar #011732

11 CERTIFICATE OF SERVICE BY ELECTRONIC MAIL

12 I hereby certify that service of Notice of Expert Witnesses, was made this 20th day
13 of June, 2016, by electronic filing to:

14 JOSE PALLARES, ESQ.
15 TO: jcpallares@me.com

16
17 
18 C. Cintola
19 Employee of the District Attorney's Office
20
21
22
23
24
25
26
27

28 cc/L3

Stefan N. Chock, M.D.
668 Oakmont Avenue Apt 1703
Las Vegas, Nevada 89109
702-699-0309
Email: stefanchock72@hotmail.com

Fellowship Training July, 2004 – March 2005
Trauma/Surgical Critical Care Fellow
University of Maryland, Baltimore
R. Adams Cowley shock Trauma Center
Baltimore, MD
Steven B. Johnson, M.D.

Residency Training July, 1999 – June, 2004
General Surgery Resident – Categorical
Chief Resident – 7/2003-6/2004
Pinnacle Health System
Harrisburg, PA
Michael J. Holman, M.D.

External rotations
8/2000, 9/2000 – Trauma
The University of Pennsylvania
Director: C.W. Schwab M.D.

Elective rotations
9/2002 – Trauma
The University of Pennsylvania
Director: C.W. Schwab M.D.

2/26/2003-3/13/2003 – 3rd World Surgery
Phrae, Thailand
Team Leader: Domingo Alvear M.D.

Education June, 1999
Doctor of Medicine
Finch University of Health Sciences,
The Chicago Medical School
North Chicago, IL

June, 1995
Master of Science ~ applied Physiology
Finch University of Health Sciences,
The Chicago Medical School
North Chicago, IL

June, 1994
Bachelor of Science – Psychobiology, Minor – Religious Studies
University of California, Riverside
Riverside, CA

Honors and Awards April, 1992/April, 1993
Academic Achievement Award
Phi Kappa Sigma Fraternity.
University of California, Riverside
Riverside, CA

Activites/Work Experience

1995 Physicians for Social Responsibility
Computer and Communications
Advisor

1994/1995
Finch University of Health Sciences,
The Chicago Medical School
Computer and Communications
Advisor

1995/1996
Finch University of Health Sciences,
The Chicago Medical School
Computer Class Teaching Assistant

1990 -1992
Oak Valley Hospital District Emergency Room
Summer Employment – Emergency Room Aid

1992
Phi Kappa Sigma Fraternity
Assistant Philanthropy Chair

Professional /Organizations

The Society of Critical Care Medicine
American Medical Association
Physicians for Social Responsibility

Scholarly Activity

“Urachal Adenocarcinoma: A Rare but Aggressive Bladder Tumor”
Principle Author
-Submitted American College of Surgeons 88th Clinical Congress 2002

“Emergency Department Thoracotomy: Indications and Review of Literature”
Principle Author
-Poster Presentation – Department of Surgery
Pinnacle Health system Medical Education Day 2/2003
“The Use of Computed Tomography in the management of Penetrating Zone II Neck Injuries”
Co-Author
-Poster Presentation – Department of Surgery
Keystone Chapter American College of Surgeons
1st Scientific Meeting

“Severe Barotrauma Secondary to the Use of Bag-Valve

Devices: A Case Report”

Co-Author

-Poster Presentation – Department of Surgery

Pinnacle Health System Medical Education Day 2/2003

References

Michael J. Holman, M.D.
General Surgery Residency Program Director
Pinnacle Health Hospitals Program
Department of Surgery Brady Hall 9th Floor
205 S. Front Street
Harrisburg, PA. 17104
Tel:(717)231-8755

Paul J. Creary M.D.
Capital Area Surgical Associates
Surgical Faculty, Pinnacle Health System
2626 N 3rd St.
Harrisburg, PA 17110
Tel:(717)232- 4112

Thomas Scale, M.D.
Director, Program in Trauma
Section Chief, Trauma Surgery
Professor of Surgery
R. Adams Cowley Shock Trauma Center
University of Maryland Medical Center
22 S. Green Street
Baltimore, MD 21201
Tel: (410)328-8976

Steven B. Johnson, M.D.
Director, Surgical Critical Care
Section Chief, Trauma Critical Care
Surgical Critical Care Fellowship Program Director
Professor of Surgery
R. Adams Cowley Shock Trauma Center
University of Maryland Medical Center
22 S. Green Street
Baltimore, MD. 21201
Tel: (410)328-5830

Curriculum Vitae

**Las Vegas Criminalistics Bureau
Statement of Qualifications**

Name: Noelle Herring

P#9725

Date: 01-24-2011

CURRENT CLASSIFICATION		
	<i>Classification</i>	<i>Minimum Qualifications</i>
X	Crime Scene Analyst I	AA Degree with major course work in Criminal Justice, Forensic Science, Physical Science or related field, including specialized training in Crime Scene Investigation.
	Crime Scene Analyst II	18 months - 2 years continuous service with LVMPD as a Crime Scene Analyst I.
	Senior Crime Scene Analyst	Two (2) years as a Crime Scene Analyst II to qualify for the promotional test for Senior Crime Scene Analyst.
	Crime Scene Analyst Supervisor	Four (4) years continuous service with LVMPD and completion of probation as a Senior Crime Scene Analyst. Must have the equivalent of a Bachelor's Degree from an accredited college or university with major course work in Criminal Justice, Forensic Science, Physical Science or related field.
FORMAL EDUCATION		
<i>Institution</i>	<i>Major</i>	<i>Degree/Date</i>
University of Nevada, at Las Vegas	Criminal Justice	Masters - December 2008
University of Nevada, at Las Vegas	Criminal Justice	Bachelors - May 2006
TESTIMONY		
<i>Yes</i>	<i>No</i>	
EMPLOYMENT HISTORY		
<i>Employer</i>	<i>Title</i>	<i>Date</i>
LVMPD	CSA I	02-05-11 - Present
LVMPD	LEST	12-04-06 - 02-04-11
MGM Mirage	Show / Restaurant Reservation Agent	09-2004 - 12-2006
The Artful Potter	Store Manager / C.S. Specialist	01-2001 - 09-2004

Curriculum Vitae

**Las Vegas Criminalistics Bureau
Statement of Qualifications**

Name: Caitlin Toeppen

P# 14372

Date: 01/11/11

CURRENT CLASSIFICATION		
	<i>Classification</i>	<i>Minimum Qualifications</i>
X	Crime Scene Analyst I	AA Degree with major course work in Criminal Justice, Forensic Science, Physical Science or related field, including specialized training in Crime Scene Investigation.
	Crime Scene Analyst II	18 months - 2 years continuous service with LVMPD as a Crime Scene Analyst I.
	Senior Crime Scene Analyst	Two (2) years as a Crime Scene Analyst II to qualify for the promotional test for Senior Crime Scene Analyst.
	Crime Scene Analyst Supervisor	Four (4) years continuous service with LVMPD and completion of probation as a Senior Crime Scene Analyst. Must have the equivalent of a Bachelor's Degree from an accredited college or university with major course work in Criminal Justice, Forensic Science, Physical Science or related field.
FORMAL EDUCATION		
<i>Institution</i>	<i>Major</i>	<i>Degree/Date</i>
George Washington University	Forensic Science w/ Crime Scene Concentration	Master's Degree 05/2009
University of Colorado, at Colorado Springs	Health Care Science w/ Forensic Science Concentration	Bachelors of Science 12/2006
TESTIMONY		
<i>Yes</i>	<i>No</i>	
EMPLOYMENT HISTORY		
<i>Employer</i>	<i>Title</i>	<i>Date</i>
City of Mesa	Crime Scene Specialist	03/2010 to 12/2010

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DATE	CLASS TITLE	AGENCY	CREDIT HOURS
2006			
<u>12-2006</u>	<u>Health Care Science with Forensic Science Concentration</u>	<u>University of Colorado, at Colorado Springs</u>	<u>B.S.</u>
2009			
<u>05-2009</u>	<u>Forensic Science with Crime Scene Concentration</u>	<u>George Washington University</u>	<u>M.S.</u>
2011			
03-31-11	Crime Scene Academy	LVMPD	320
10-14-11	State of Nevada Terrorism Liaison Officer Basic Course	SNCTC	5
12-23-11	Forensic Science 101	AIAS	260
2012			
02-20-12	IS-00100.LEb Introduction to the Incident Command System (ICS 100) for Law Enforcement	FEMA	.5
02-28-12	IS-00200.b ICS for Single Resources and Initial Action Incident, ICS-200	FEMA	.5
02-29-12	Basic Shooting Reconstruction	LVMPD - Criminalistics	2
03-19-12	IS-00700.a National Incident Management System (NIMS) An Introduction	FEMA	.5

ASCLD/LAB-International

STATEMENT OF QUALIFICATIONS

Name	Meg Zingelman	Date	05/06/2015
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Laboratory	Las Vegas Metropolitan Police Department - Crime Scene Investigations Section
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Job Title	Crime Scene Analyst I
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Indicate all disciplines in which you do casework:

<input type="checkbox"/> Drug Chemistry	<input type="checkbox"/> Toxicology
<input type="checkbox"/> Firearms/Toolmarks	<input type="checkbox"/> Biology
<input type="checkbox"/> Trace Evidence	<input type="checkbox"/> Questioned Documents
<input type="checkbox"/> Latent Prints	<input checked="" type="checkbox"/> Crime Scene
<input type="checkbox"/> Digital & Multimedia Evidence	

List all category(ies) of testing in which you do casework:

Crime Scene Investigation; Body Fluid Identification
--

Breath Alcohol Calibration Categories

<input type="checkbox"/> Toxicology - Breath Alcohol Measuring Instruments (The work of the laboratory MUST include calibration certificates- do not check the box if work is limited to breath/alcohol testing)
<input type="checkbox"/> Toxicology - Breath Alcohol Calibration Reference Material

Education: List all higher academic institutions attended (list high school only if no college degree has been attained)

Institution	Dates Attended	Major	Degree Completed
University of Phoenix	08/2007 to 11/2009	Human Services Management	Bachelor of Science
National University	05/2010 to 07/2012	Forensic Science Investigation	Master's

Other Training: List continuing education, workshops, in-service and other formal training received. Please include the course title, source and date of the training.

12-15-10 ICS 100 FEMA Las Vegas, NV.
 12-16-10 ICS 200 FEMA Las Vegas, NV.
 12-17-10 ICS G191 NLVPD North Las Vegas, NV.
 01-30-14 Emergency Preparedness LVMPD Las Vegas, NV.
 01-30-14 Major Evidence Recovery Vehicle Operations LVMPD Las Vegas, NV.
 02-10-14 SB1305 OSHA 2012 Revised HazCom Standard and GHS LVMPD Las Vegas, NV.
 02-10-14 PT 14061 Reporting Child Abuse and Neglect LVMPD Las Vegas, NV.
 02-11-14 ICS 700 FEMA Las Vegas, NV.
 02-11-14 Hazard Communications & Chemical Hygiene LVMPD Las Vegas, NV.
 04-25-14 Crime Scene Analyst Academy LVMPD - Criminalistics Las Vegas, NV.
 07-02-14 Latent Print Suitability for Crime Scene Analysts LVMPD - Criminalistics Las Vegas, NV.
 09-12-14 Basic Bloodstain Pattern Recognition Course Seemore Forensics Las Vegas, NV.
 09-14-14 Death Investigation Texas A&M Engineering Extension Las Vegas, NV.
 10-01-14 Shotgun Familiarization and Pattern Documentation LVMPD - Criminalistics Las Vegas, NV.
 11-11-14 Understanding & Documenting Strangulation LVMPD-Criminalistics Las Vegas, NV.

ASCLD/LAB-International Statement of Qualifications

Approval Date: August 3, 2012

Approved By: Executive Director

Page 1 of 2

Effective Date: August 3, 2012

AL-PD-3018-Ver 3.0

Courtroom Experience: List the discipline/category(ies) of testing in which you have qualified to testify as an expert witness and indicate over what period of time and approximately how many times you have testified in each.

Testified in court from 01/24/2014 to present:

Crime Scene Investigation - 0

Body Fluid Identification - 0

Professional Affiliations: List any professional organizations of which you are or have been a member. Indicate any offices or other positions held and the date(s) of these activities.

Employment History: List all scientific or technical positions held, particularly those related to forensic science. List current position first. Be sure to indicate employer and give a brief summary of principal duties and tenure in each position.

Job Title	Crime Scene Analyst I	Tenure	01/24/2014 to present
Employer	Las Vegas Metropolitan Police Department		
Provide a brief description of principal duties:			
Respond to and investigate crime scenes; perform a variety of tasks in documenting crime scenes including photographically documenting crime scenes, photographing fingerprints, and sketching and diagraming crime scene; powder or chemically process for latent fingerprints; perform and submit fingerprint comparisons; classify fingerprints as appropriate; collect, preserve, and safely package evidence; prepare crime scene and related reports and documentation; ensure accuracy and completeness; testify as an expert witness in court; ensure the adherence to standard safety precautions; recover, unload and impound firearms; and perform related duties as required.			

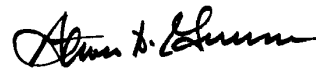
Job Title	Tenure
Employer	
Provide a brief description of principal duties:	

Job Title	Tenure
Employer	
Provide a brief description of principal duties:	

Job Title	Tenure
Employer	
Provide a brief description of principal duties:	

Job Title	Tenure
Employer	
Provide a brief description of principal duties:	

Other Qualifications: List below any scientific publication and/or presentation you have authored or co-authored, research in which you are or have been involved, academic or other teaching positions you have held, and any other information which you consider relevant to your qualification as a forensic scientist.
(Use additional sheets if necessary.)



CLERK OF THE COURT

1 MTWD
2 JOSE C. PALLARES, ESQ.
3 Nevada Bar No. 4020
4 720 E. Charleston Suite 120
5 Las Vegas, NV 89104
6 Office 702.388.0568
7 Fax 702.933.0037
8 jcpallares@me.com
9 Attorney For Defendant

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EIGHTH JUDICIAL DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

Vs.

EDWARD HONABACH,
#7029816

Defendant.

Case No.: C-16-314092-2

Dept.: IV

NOTICE OF MOTION AND MOTION TO WITHDRAW AS COUNSEL

COMES NOW, Attorney JOSE C. PALLARES, ESQ., and hereby moves to withdraw as counsel of record for Defendant EDWARD HONABACH. This Motion is supported by the attached Declaration Of Jose C. Pallares, Esq., and is made in good faith, and not for purposes of delay.

DATED this 28th day of June, 2016.



JOSE C. PALLARES, ESQ.

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NOTICE OF MOTION

TO: Defendant EDWARD HONABACH, and
TO: Plaintiff THE STATE OF NEVADA, and to
TO: THE OFFICE OF THE CLARK COUNTY DISTRICT ATTORNEY'S OFFICE, Plaintiff's
counsel.

YOU ARE HEREBY NOTIFIED that Counsel's Motion To Withdraw will be heard in
District Court Department IV on the 19 day of July, 2016, at 9:00 a.m.

DATED this 28th day of June, 2016.



JOSE C. PALLARES, ESQ.

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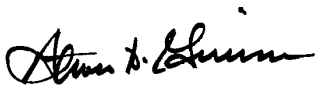
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CLERK OF THE COURT

1 CASE NO. C314092-1 C314092-2
2 C314092-3 C314092-4

3 IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP
4 CLARK COUNTY, STATE OF NEVADA

5	STATE OF NEVADA,)	
)	
6	PLAINTIFF,)	
		)	CASE NO. 16F03770A
7	VS.	)	16F03770B
		)	16F03770C
8	LUIS ANGEL CASTRO,	)	16F03770D
	EDWARD HONABACH,)	
9	FABIOLA JIMENEZ,)	
	LIONEL KING,)	
10)	
	DEFENDANTS.)	
11)	

12 REPORTER'S TRANSCRIPT OF PRELIMINARY HEARING - CASTRO AND KING

13 AND

14 UNCONDITIONAL WAIVERS - HONABACH AND JIMENEZ

15 BEFORE THE HONORABLE MELISSA SARAGOSA, JUSTICE OF THE PEACE

16 TUESDAY, APRIL 12, 2016

17 10:39 O'CLOCK A.M.

18	FOR THE STATE:	AGNES LEXIS,
		JACOB VILLANI
19		DEPUTY DISTRICT ATTORNEYS

20	FOR DEFENDANT CASTRO:	WARREN J. GELLER, ESQ.
----	-----------------------	------------------------

21	FOR DEFENDANT HONABACH:	JOSE PALLARES, ESQ.
----	-------------------------	---------------------

22	FOR DEFENDANT JIMENEZ:	CARL E. ARNOLD, ESQ.
----	------------------------	----------------------

23	FOR DEFENDANT KING:	MACE J. YAMPOLSKY, ESQ.
----	---------------------	-------------------------

24 REPORTED BY: KIT MACDONALD, C.C.R.
25 CERTIFICATE NO. 65

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I N D E X

<u>WITNESS FOR THE STATE:</u>	<u>PAGE</u>
<u>JOSE ISMAEL ORTIZ-SALAZAR</u>	
DIRECT EXAMINATION BY MS. LEXIS	11
CROSS-EXAMINATION BY MR. GELLER	43
CROSS-EXAMINATION BY MR. YAMPOLSKY	57
<u>WITNESS FOR THE DEFENSE:</u>	
<u>JASON AUSCHWITZ</u>	
DIRECT EXAMINATION BY MR. GELLER	64
CROSS-EXAMINATION BY MR. YAMPOLSKY	70

E X H I B I T S

STATE'S EXHIBITS:	MARKED	ADMITTED
EXHIBIT NO. 1 THROUGH 4	9	16
EXHIBIT NO. 5	9	20
EXHIBIT NO. 6 THROUGH 11	9	33
EXHIBIT NO. 12 THROUGH 13	9	40

* * * *

1 LAS VEGAS, CLARK COUNTY, NEVADA, TUESDAY, APRIL 12, 2016

2

3 10:39 O'CLOCK A.M.

4

5 * * * * *

6

7 **THE COURT:** ALL RIGHT. LUIS CASTRO, EDWARD HONABACH,
8 FABIOLA JIMENEZ AND LIONEL KING, 16F03770A, B, C AND D.

9 I KNOW MR. PALLARES STEPPED OUT ON MR. HONABACH'S CASE.

10 **MR. GELLER:** GOOD MORNING, YOUR HONOR, WARREN GELLER ON
11 BEHALF OF MR. CASTRO, WHO'S PRESENT IN CUSTODY.

12 **MR. ARNOLD:** GOOD MORNING, YOUR HONOR, CARL ARNOLD ON
13 BEHALF OF MISS JIMENEZ.

14 **THE COURT:** OKAY. MR. PALLARES IS HERE ON MR. HONABACH'S
15 CASE, AND MR. YAMPOLSKY STEPPED OUT.

16 **CORRECTION OFFICER:** HE'S ACTUALLY UP AT J.C. 8.

17 **THE COURT:** OKAY. SO MR. KING?

18 **CORRECTION OFFICER:** HE'S UP IN J.C. 8.

19 **THE COURT:** HE'S IN EIGHT WITH HIM, OKAY.

20 SO WE HAVE A, B AND C HERE. DO WE NEED MR. YAMPOLSKY AND
21 MR. KING HERE TO MOVE FORWARD ON THE OTHER THREE?

22 **MR. PALLARES:** NOT AT THIS TIME, YOUR HONOR.

23 **THE COURT:** OKAY.

24 **MR. PALLARES:** ON BEHALF OF MR. HONABACH, I'VE HAD THE
25 OPPORTUNITY TO DISCUSS THE MATTER WITH HIM. HE UNDERSTANDS HE

1 HAS THE RIGHT TODAY TO A PRELIMINARY HEARING. HE'S GOING TO
2 GO AHEAD AND UNCONDITIONALLY WAIVE THAT RIGHT, AND BE BOUND
3 OVER TO DISTRICT COURT WITHOUT ANY NEGOTIATIONS.

4 **THE COURT:** OKAY.

5 **MR. VILLANI:** AND, YOUR HONOR, I HAVE -- JAKE VILLANI ON
6 BEHALF OF THE STATE, ALONG WITH AGNES LEXIS.

7 WE HAVE SPOKE WITH THE DEFENSE PREVIOUSLY ABOUT THIS.
8 BEFORE THAT WAIVER, I PUT THEM ON NOTICE, WE WILL BE ADDING TO
9 COUNT 3, USE OF A DEADLY WEAPON, TO WIT: A MACHETE OR A
10 KNIFE, AND ADDING TO COUNT 5, SUBSTANTIAL BODILY HARM.

11 **THE COURT:** DO YOU HAVE AN AMENDED COMPLAINT TO FILE
12 TODAY?

13 **MR. VILLANI:** I DO NOT. WE'RE MOVING TO ORALLY AMEND.
14 SHOULD ANY OF THEM CHOOSE TO GO FORWARD WE WILL ORALLY AMEND
15 AT THAT TIME. BUT JUST IF THEY'RE GOING TO WAIVE UP ON IT, WE
16 PUT THEM ON NOTICE. IF THEY'D LIKE TO CHALLENGE THOSE CHARGES
17 THEY CAN STILL GO FORWARD ON THOSE CHARGES TODAY.

18 **MR. PALLARES:** THAT'S CORRECT, YOUR HONOR.

19 **THE COURT:** OKAY.

20 **MR. PALLARES:** AND I DID SPEAK TO MR. HONABACH ABOUT THAT
21 AND HE IS AWARE OF IT.

22 **THE COURT:** ALL RIGHT.

23 AS TO MR. CASTRO?

24 **MR. GELLER:** YES, YOUR HONOR. WE'D LIKE TO PROCEED WITH
25 THE PRELIMINARY HEARING TODAY.

1 **THE COURT:** OKAY. AS TO MS. JIMENEZ?

2 **MR. ARNOLD:** SHE'S GOING TO UNCONDITIONALLY WAIVE ALSO,
3 YOUR HONOR.

4 **THE COURT:** WITH NO NEGOTIATION IN PLACE WITH THE
5 UNDERSTANDING THAT THE STATE HAS AMENDED THOSE TWO COUNTS AS
6 MR. VILLANI STATED A MOMENT AGO?

7 **MR. ARNOLD:** THAT'S CORRECT, YOUR HONOR.

8 **THE COURT:** OKAY. MR. HONABACH, DO YOU UNDERSTAND THAT
9 YOU HAVE A RIGHT TO HAVE A PRELIMINARY HEARING ON THE CHARGES
10 IN THE AMENDED CRIMINAL COMPLAINT?

11 **DEFENDANT HONABACH:** YES, YOUR HONOR.

12 **THE COURT:** DO YOU WANT TO WAIVE YOUR PRELIMINARY HEARING
13 TODAY SO THAT YOUR MATTER CAN PROCEED TO THE DISTRICT COURT
14 AND BE SET FOR A JURY TRIAL?

15 **DEFENDANT HONABACH:** YES.

16 **THE COURT:** AND YOU UNDERSTAND THAT THE STATE HAS AMENDED
17 THE CRIMINAL COMPLAINT ORALLY TODAY TO ADD ENHANCEMENTS TO
18 SOME OFFENSES?

19 **DEFENDANT HONABACH:** YES, I DO.

20 **THE COURT:** ALL RIGHT. AND YOU UNDERSTAND THIS IS A
21 PERMANENT WAIVER OF YOUR PRELIMINARY HEARING, SO NO MATTER
22 WHAT HAPPENS AFTER THIS IN THE DISTRICT COURT YOUR CASE WILL
23 NOT COME BACK HERE FOR A PRELIMINARY HEARING?

24 **DEFENDANT HONABACH:** YES.

25 **THE COURT:** MS. JIMENEZ, DO YOU UNDERSTAND YOU HAVE A

1 RIGHT TO HAVE A PRELIMINARY HEARING ON THE CHARGES IN THE
2 AMENDED CRIMINAL COMPLAINT, AS AMENDED FOR A SECOND TIME HERE
3 TODAY IN OPEN COURT?

4 **DEFENDANT JIMENEZ:** YES.

5 **THE COURT:** DO YOU WANT TO WAIVE YOUR PRELIMINARY HEARING
6 TO THOSE CHARGES IN ORDER TO HAVE YOUR CASE PROCEED TO THE
7 DISTRICT COURT AND BE SET FOR A JURY TRIAL?

8 **DEFENDANT JIMENEZ:** YES.

9 **THE COURT:** I DIDN'T HEAR YOU, MA'AM.

10 **DEFENDANT JIMENEZ:** YES.

11 **THE COURT:** DO YOU UNDERSTAND THIS IS A PERMANENT WAIVER
12 OF YOUR PRELIMINARY HEARING, SO NO MATTER WHAT HAPPENS AFTER
13 THIS IN THE DISTRICT COURT YOUR CASE WILL NOT COME BACK HERE?

14 **DEFENDANT JIMENEZ:** YES.

15 **THE COURT:** ALL RIGHT. APPEARING TO ME FROM THE -- OKAY,
16 MR. VILLANI, ONE MORE TIME, BECAUSE I DIDN'T TAKE SUFFICIENT
17 NOTES OF THE AMENDMENTS --

18 **MR. VILLANI:** SURE.

19 **THE COURT:** -- THAT YOU WERE MAKING TODAY, SO I DO THE
20 BINDOVER PROPERLY.

21 **MR. VILLANI:** SURE. COUNT 3, YOUR HONOR, IT WILL BE
22 MAYHEM WITH A DEADLY WEAPON. THE DEADLY WEAPON BEING, TO WIT:
23 A -- A MACHETE --

24 **THE COURT:** MACHETE.

25 **MR. VILLANI:** -- OR A KNIFE -- AND/OR A KNIFE.

1 **MS. LEXIS:** AND/OR WIRE CUTTERS.

2 **MR. VILLANI:** CORRECT, AND/OR WIRE CUTTERS, SORRY.

3 **THE COURT:** ON -- ALL ON THAT COUNT 3?

4 **MR. VILLANI:** ALL ON THAT COUNT 3.

5 **THE COURT:** AND/OR.

6 **MR. VILLANI:** AND ON COUNT 5, YOUR HONOR, FIRST DEGREE

7 KIDNAPPING WITH USE OF A DEADLY WEAPON WILL BE AMENDED TO

8 INCLUDE WITH SUBSTANTIAL BODILY HARM -- RESULTING IN

9 SUBSTANTIAL BODILY HARM.

10 **THE COURT:** OKAY.

11 APPEARING TO ME FROM THE AMENDED CRIMINAL COMPLAINT, AS

12 AMENDED ORALLY HERE IN OPEN COURT, THE CRIMES FOR WHICH

13 MR. HONABACH HAS ADMITTED AND WILL BE HELD TO ANSWER, INCLUDE

14 CONSPIRACY TO COMMIT MURDER, ATTEMPT MURDER WITH USE OF A

15 DEADLY WEAPON, COUNT 3, MAYHEM WITH DEADLY WEAPON, AS AMENDED

16 TO REFLECT WITH MACHETE AND/OR KNIFE AND/OR WIRE CUTTERS.

17 COUNT 4, BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN

18 SUBSTANTIAL BODILY HARM. COUNT 5, FIRST DEGREE KIDNAPPING,

19 WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY

20 HARM. COUNT 6, EXTORTION WITH USE OF A DEADLY WEAPON. COUNT

21 7, ROBBERY WITH USE OF A DEADLY WEAPON. COUNT 8, FIRST DEGREE

22 ARSON.

23 AND AS TO MISS JIMENEZ, APPEARING TO ME FROM THE AMENDED

24 CRIMINAL COMPLAINT ON FILE, AS WELL AS THE AMENDMENTS HERE IN

25 OPEN COURT, I HEREBY ORDER HER TO BE HELD TO ANSWER TO THE

1 CHARGES, COUNT 1, CONSPIRACY TO COMMIT MURDER. COUNT 2,
2 ATTEMPT MURDER WITH USE OF A DEADLY WEAPON. COUNT 3, MAYHEM,
3 WITH USE OF A DEADLY WEAPON, TO WIT: MACHETE AND/OR KNIFE
4 AND/OR WIRE CUTTERS. COUNT 4, BATTERY WITH USE OF A DEADLY
5 WEAPON RESULTING IN SUBSTANTIAL BODILY HARM. COUNT 5, FIRST
6 DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON RESULTING IN
7 SUBSTANTIAL BODILY HARM. COUNT 6, EXTORTION WITH USE OF A
8 DEADLY WEAPON. COUNT 7, ROBBERY WITH USE OF A DEADLY WEAPON.
9 COUNT 8, FIRST DEGREE ARSON.

10 AND THAT BINDOVER DATE IN THE -- IN THE EIGHTH JUDICIAL
11 DISTRICT COURT WILL BE?

12 **THE CLERK:** APRIL THE 14TH AT 10 O'CLOCK A.M., DISTRICT
13 COURT, LOWER LEVEL COURTROOM A.

14 **THE COURT:** ALL RIGHT. AND MR. CASTRO, YOU MAY HAVE A
15 SEAT FOR JUST A MOMENT.

16 MR. YAMPOLSKY ON LIONEL KING, 16F03770D.

17 **MR. YAMPOLSKY:** WELL, WE'RE READY --

18 **THE COURT:** OKAY.

19 **MR. YAMPOLSKY:** -- TO GO WHEN MR. KING ARRIVES, HE'S UP
20 IN JUSTICE COURT --

21 **THE COURT:** I THINK THEY JUST BROUGHT HIM IN.

22 **MR. YAMPOLSKY:** WE'RE READY.

23 **THE COURT:** OKAY. SO AS TO MR. CASTRO AND MR. KING THE
24 PRELIMINARY HEARING WILL BE GOING FORWARD, AND I THINK THAT IS
25 IT.

1 OKAY, I CAN GO AHEAD AND WE CAN START NOW. I HAVE CALLED
2 EVERYTHING ELSE EXCEPT FOR ONE THAT WE'RE WAITING FOR MR.
3 MOMOT FROM GOODSPRINGS.

4 **MR. YAMPOLSKY:** YOUR HONOR, CAN WE BRING A COUPLE OF
5 CHAIRS?

6 **THE COURT:** YES.

7 **MS. LEXIS:** MAY I APPROACH YOUR CLERK WITH SOME EXHIBITS,
8 YOUR HONOR?

9 **THE COURT:** YOU MAY.

10 (WHEREUPON STATE'S PROPOSED EXHIBIT NOS. 1 THROUGH 13,
11 WERE MARKED FOR IDENTIFICATION.)

12 **THE COURT:** ARE THERE ANY MATTERS THAT WE NEED TO TAKE UP
13 BEFORE WE BEGIN THE PRELIMINARY HEARING?

14 **MS. LEXIS:** NOT FROM THE STATE, YOUR HONOR.

15 **THE COURT:** MR. GELLER, MR. YAMPOLSKY, ANYTHING WE NEED
16 TO TAKE UP BEFORE WE BEGIN THE PRELIMINARY HEARING?

17 **MR. GELLER:** OTHER THAN THE EXCLUSIONARY RULE, NO, YOUR
18 HONOR.

19 **THE COURT:** OKAY. ALL WITNESSES THAT HAVE BEEN
20 SUBPOENAED IN THE CASE OF STATE OF NEVADA VERSUS LUIS CASTRO
21 OR LIONEL KING, YOU NEED TO STEP INTO THE HALLWAY. MY MARSHAL
22 WILL INFORM YOU WHEN IT IS YOUR TURN TO TESTIFY.

23 STATE, YOU MAY PROCEED.

24 **MS. LEXIS:** YOUR HONOR, THE STATE CALLS JOSE
25 ORTIZ-SALAZAR.

1 **THE COURT:** ALL RIGHT.

2 **THE MARSHAL:** REMAIN STANDING, RAISE YOUR RIGHT HAND.

3 OKAY, I'LL GET YOU ONE.

4 **THE COURT:** RECORD WILL REFLECT THE WITNESS IS BEING

5 ASSISTED BY THE COURT INTERPRETER.

6 I NEED YOU TO REMAIN STANDING FOR A MOMENT, PLEASE,

7 MR. SALAZAR. GO -- RAISE YOUR RIGHT HAND TO BE SWORN IN BY MY

8 CLERK.

9

10 **JOSE ISMAEL SALAZAR-ORTIZ,**

11 CALLED AS A WITNESS BY THE STATE, AND HAVING BEEN FIRST DULY

12 SWORN TO TESTIFY TO THE TRUTH, THE WHOLE TRUTH, AND NOTHING

13 BUT THE TRUTH, TESTIFIED AS FOLLOWS:

14

15 **THE WITNESS:** YES.

16 **THE CLERK:** PLEASE BE SEATED.

17 STATE AND SPELL YOUR NAME FOR THE RECORD.

18 **THE WITNESS:** JOSE ISMAEL SALAZAR-ORTIZ, J-O-S-E

19 I-S-M-A-E-L, S-A-L-A-Z-A-R, O-R-T-I-Z.

20 **THE COURT:** MISS LEXIS.

21 **MS. LEXIS:** MAY I, YOUR HONOR?

22 **THE COURT:** YES.

23 **MS. LEXIS:** MAY I APPROACH THE WITNESS, YOUR HONOR?

24 **THE COURT:** YOU MAY.

25 **MS. LEXIS:** MR. SALAZAR, PLEASE SPIT OUT YOUR GUM. THANK

1 YOU.

2 JUDGE SARAGOSA, WOULD NOT LIKE THAT.

3 **THE COURT:** WAIT JUST A SECOND SO WE CAN GET A CHAIR UP
4 FOR OUR INTERPRETER, PLEASE.

5 **MS. LEXIS:** THANK YOU, YOUR HONOR.

6

7 **DIRECT EXAMINATION**

8 **BY MS. LEXIS:**

9 **Q** MAY I CALL YOU JOSE?

10 **A** YES.

11 **Q** JOSE, YOU HAVE TO ANSWER OUT LOUD BECAUSE THE COURT
12 REPORTER IS GOING TO BE TAKING DOWN EVERYTHING THAT'S SAID IN
13 COURT TODAY, OKAY?

14 **A** OKAY.

15 **THE WITNESS SALAZAR:** OKAY.

16 **MS. LEXIS:** SPEAK UP INTO THE MICROPHONE.

17 **Q** OKAY. JOSE, YOU SPEAK ENGLISH, CORRECT?

18 **A** YES, BUT I HAVE PROBLEMS.

19 **Q** OKAY. DO YOU PREFER TO BE QUESTIONED IN SPANISH AND
20 TO TESTIFY IN SPANISH?

21 **A** YES, PLEASE.

22 **Q** OKAY. THAT'S WHY WE HAVE THE INTERPRETER.

23 **A** THANK YOU.

24 **Q** JOSE, I WANT TO TURN YOUR ATTENTION TO THE BEGINNING
25 PART OF MARCH OF 2016.

1 **A** OKAY.

2 **Q** WERE YOU LIVING IN LAS VEGAS, CLARK COUNTY, NEVADA

3 AT THAT TIME?

4 **A** WHEN ALL THIS TOOK PLACE?

5 **Q** YES, THE FIRST WEEK OF MARCH 2016?

6 **A** YES, I WAS LIVING HERE.

7 **Q** OKAY. AND HAD YOU MOVED HERE FROM A DIFFERENT

8 STATE?

9 **A** YES.

10 **Q** HOW LONG HAD YOU BEEN LIVING IN LAS VEGAS?

11 **A** LESS THAN A YEAR.

12 **Q** OKAY. DURING THE TIME THAT YOU LIVED IN LAS VEGAS,

13 DID YOU COME TO KNOW SOMEONE NAMED ANGEL -- LUIS ANGEL CASTRO?

14 **A** YES.

15 **Q** OKAY. DO YOU SEE THAT PERSON HERE IN COURT TODAY?

16 **A** YES.

17 **Q** COULD YOU PLEASE POINT TO HIM AND DESCRIBE SOMETHING

18 HE'S WEARING?

19 **A** HE IS WEARING SOMETHING BLUE WITH SOME BROWN

20 FLIP-FLOPS WITH SOME ORANGE SOCKS.

21 **Q** OKAY. AND IS HE SEATED TO THE -- TO YOUR FAR RIGHT

22 OF THE DEFENSE COUNSEL TABLE?

23 **A** YES.

24 **MS. LEXIS:** THANK YOU.

25 LET -- YOUR HONOR, PLEASE LET THE RECORD REFLECT

1 IDENTIFICATION OF THE DEFENDANT LUIS ANGEL CASTRO.

2 **THE COURT:** IT WILL.

3 **BY MS. LEXIS:**

4 **Q** OKAY. SO PRIOR TO THE EVENT THAT YOU'RE GOING TO
5 TESTIFY ABOUT, JOSE, YOU KNEW ANGEL; IS THAT RIGHT?

6 **A** YES.

7 **Q** HOW DID YOU KNOW HIM?

8 **A** THROUGH A FRIEND.

9 **Q** OKAY. AND DID YOU SPEND TIME WITH HIM?

10 **A** THE TRUTH IS ONLY A FEW.

11 **Q** OKAY. AND DURING THE FEW TIMES THAT YOU SPENT TIME
12 WITH HIM, WHAT IS IT THAT THE TWO OF YOU DID?

13 **A** THE TRUTH IS WE DID DRUGS.

14 **Q** OKAY. AND WHAT KIND OF DRUGS?

15 **A** METHAMPHETAMINE.

16 **Q** OKAY. APPROXIMATELY HOW MANY TIMES WAS IT THAT YOU
17 SPENT TIME WITH MR. CASTRO TO DO DRUGS?

18 **A** IT WAS ROUND -- IT WAS ONE OR TWO TIMES.

19 **Q** OKAY. DURING THE ONE OR TWO TIMES THAT YOU WERE
20 WITH MR. CASTRO, OR ANGEL, WERE THERE OTHER PEOPLE THERE WITH
21 YOU?

22 **A** YES. ALL THE PEOPLE WHO DID THIS TO ME, THEY WERE
23 THERE.

24 **Q** OKAY. AT THE TIME, MARCH OF 2016, DID YOU KNOW
25 SOMEONE BY THE NAME OF EDWARD HONABACH?

1 **A** WHO'S THAT?

2 **Q** OKAY. DID YOU KNOW SOMEONE NAMED EDWARD?

3 **A** THE TRUTH IS I KNOW A WHITE GUY.

4 **MS. LEXIS:** OKAY. YOUR HONOR, MAY I APPROACH WITH WHAT'S

5 BEEN PREVIOUSLY MARKED AS STATE'S PROPOSED EXHIBITS 1, 2, 3

6 AND 4?

7 **THE COURT:** YOU MAY.

8 **MS. LEXIS:** FOR THE RECORD, DEFENSE COUNSEL HAS HAD AN

9 OPPORTUNITY TO LOOK.

10 **Q** SIR, I'M GOING TO SHOW YOU WHAT'S BEEN MARKED AS

11 STATE'S PROPOSED EXHIBIT NO. 1. DO YOU RECOGNIZE THIS PERSON?

12 **A** YEAH. SURE.

13 **Q** OKAY. WHO DO YOU RECOGNIZE THIS PERSON TO BE?

14 **A** ANGEL CASTRO.

15 **Q** OKAY. YOU INDICATED BEFORE I APPROACHED YOU WITH

16 SOME EXHIBITS THAT YOU KNOW A WHITE GUY WHO HELPED ANGEL DO

17 THIS TO YOU.

18 **THE WITNESS SALAZAR:** SI.

19 **BY MS. LEXIS:**

20 **Q** OKAY. I'M GOING TO SHOW YOU WHAT'S BEEN PREVIOUSLY

21 MARKED AS STATE'S PROPOSED EXHIBIT NO. 2. DO YOU RECOGNIZE

22 THE PERSON SHOWN IN THIS PHOTOGRAPH?

23 **A** YEAH. SURE.

24 **Q** WHO DO YOU RECOGNIZE THIS PERSON TO BE?

25 **A** WELL I CALL HIM REDHEAD.

1 **Q** OKAY. IS HE SOMEONE YOU KNEW, ALONG WITH ANGEL
2 CASTRO, AT THE BEGINNING OF MARCH 2016?
3 **A** YES.
4 **Q** I'M GOING TO SHOW YOU WHAT'S BEEN PREVIOUSLY MARKED
5 AS STATE'S PROPOSED EXHIBIT NO. 3. DO YOU RECOGNIZE THE
6 PERSON SHOWN IN THIS PHOTO?
7 **A** YES.
8 **Q** WHO'S THIS PERSON?
9 **A** IT'S ANGEL'S GIRLFRIEND.
10 **Q** OKAY. I'M GOING TO SHOW YOU WHAT'S BEEN PREVIOUSLY
11 MARKED AS STATE'S PROPOSED EXHIBIT 4. DO YOU RECOGNIZE THIS
12 PERSON?
13 **A** YES, HE'S THERE.
14 **Q** OKAY. AND YOU POINTED TO SOMEONE AT DEFENSE TABLE;
15 IS THAT RIGHT?
16 **A** YES.
17 **Q** AS YOU SIT HERE TODAY DO YOU KNOW THAT PERSON'S
18 NAME?
19 **A** LIONEL KING OR SOMETHING LIKE THAT.
20 **Q** OKAY. AND FOR THE RECORD, YOU WERE POINTING AT THE
21 PERSON TO YOUR FAR LEFT; IS THAT CORRECT?
22 **A** YES, THAT'S CORRECT.
23 **MS. LEXIS:** YOUR HONOR, PLEASE LET THE RECORD REFLECT
24 IDENTIFICATION OF THE DEFENDANT LIONEL KING.
25 **THE COURT:** IT WILL.

1 **BY MS. LEXIS:**

2 **Q** PRIOR TO ME COMING UP TO YOU WITH THESE PHOTOS,
3 JOSE, YOU TOLD THE JUDGE THAT ALL OF THE FOUR PEOPLE WHO DID
4 THIS TO YOU, OR WHO HURT YOU ON MARCH 7TH, 2016, YOU KNEW THEM
5 AT THAT TIME THROUGH ANGEL?

6 **A** I DON'T UNDERSTAND.

7 **Q** OKAY. YOU TOLD JUDGE SARAGOSA, BEFORE I SHOWED YOU
8 THESE PHOTOS, THAT THE TWO TIMES -- THE ONE OR TWO TIMES THAT
9 YOU WERE WITH ANGEL TO DO DRUGS, OTHER PEOPLE WERE THERE.

10 **A** YES.

11 **Q** OKAY. WERE THE PEOPLE SHOWN IN STATE'S EXHIBITS 2,
12 3 AND 4, WITH ANGEL WHEN YOU DID DRUGS WITH HIM?

13 **A** YES. YES, BUT THEY WOULD COME AND GO.

14 **Q** OKAY. IS THAT HOW YOU KNEW THE PEOPLE IN STATE'S 2,
15 3 AND 4, THROUGH ANGEL?

16 **A** YES, THAT'S CORRECT.

17 **MS. LEXIS:** YOUR HONOR, I MOVE TO ADMIT STATE'S PROPOSED
18 EXHIBITS 1, 2, 3 AND 4.

19 **MR. GELLER:** NO OBJECTION FROM LUIS CASTRO.

20 **MR. YAMPOLSKY:** NO OBJECTION.

21 **THE COURT:** THEY'RE ADMITTED.
22 (WHEREUPON STATE'S EXHIBIT NOS. 1, 2, 3 AND 4 WERE
23 ADMITTED INTO EVIDENCE.)

24 **BY MS. LEXIS:**

25 **Q** SO, JOSE, SOMETHING HAPPENED TO YOU ON MARCH 7TH,

1 2016, IS THAT RIGHT?

2 **A** YES.

3 **Q** OKAY. WELL, A FEW DAYS BEFORE MARCH 7TH, 2016, DID

4 YOU SEE ANGEL AND THE REDHEAD, THAT YOU TOLD JUDGE SARAGOSA

5 ABOUT JUST A LITTLE WHILE AGO?

6 **A** YES, THAT'S CORRECT.

7 **Q** OKAY. DID SOMETHING HAPPEN TO YOUR GIRLFRIEND'S

8 CAR?

9 **A** YES, IT GOT BROKEN.

10 **Q** OKAY. AND SO BECAUSE IT WAS BROKEN WHAT DID YOU DO?

11 **A** I WAS WALKING TOWARDS ANGEL'S HOUSE OR REDHEAD'S

12 HOUSE AND I -- I -- I ENCOUNTERED REDHEAD.

13 **Q** OKAY. AND FOR THE RECORD, WHEN YOU SAY REDHEAD,

14 YOU'RE REFERRING TO THE PERSON IN STATE'S EXHIBIT 2?

15 **A** YES.

16 **Q** OKAY. SO WHAT HAPPENS WHEN YOU SEE REDHEAD?

17 **A** HE DIALED ANGEL'S HOME.

18 **Q** AND THEN WHAT HAPPENS?

19 **A** ANGEL TOLD THE REDHEAD THAT THEY WERE GOING TO

20 CHARGE ME SEVEN DOLLARS. OH, SEVEN DOLLARS A MILE.

21 **THE INTERPRETER:** I'M SORRY, A MILE.

22 **BY MS. LEXIS:**

23 **Q** TO DO WHAT?

24 **A** TO BRING THE CAR TO MY GIRLFRIEND'S HOUSE.

25 **Q** OKAY. AND SO DID YOU -- DID YOU ASK THEM FOR HELP

1 TO DO THAT?

2 **A** YES.

3 **Q** OKAY. AND DID THEY -- DID THEY SHOW UP?

4 **A** YES.

5 **Q** OKAY. SO WHAT HAPPENED?

6 **A** SO I TOLD THEM THAT THAT WAS IT.

7 **Q** OKAY. DID YOU ASK THEM TO COME AND HELP AND -- AND

8 TOW YOUR GIRLFRIEND'S CAR AT THAT TIME?

9 **A** YES, BUT I WAS WITH REDHEAD. HOW CAN I -- CAN I ASK

10 THE QUESTION AGAIN?

11 **Q** OKAY. DID YOU -- YOU JUST TESTIFIED THAT YOU TALKED

12 TO REDHEAD AND HE CALLED ANGEL ON THE PHONE. YOU WANTED THEM

13 TO HELP YOU TOW YOUR GIRLFRIEND'S CAR, THEY WANTED TO CHARGE

14 YOU \$7 PER MILE.

15 **A** SO I TOLD THEM NO --

16 **Q** OKAY.

17 **A** -- THAT'S OKAY.

18 **Q** OKAY.

19 **A** AND THEY TOLD ME -- THEY TOLD ME THAT I HAD TO GIVE

20 THEM \$50 BECAUSE I WASTED THEIR TIME.

21 **Q** OKAY. BUT THEY DIDN'T HELP YOU TOW YOUR

22 GIRLFRIEND'S CAR AT THAT TIME?

23 **A** NOT AT ALL.

24 **Q** BUT THEY SAID YOU OWED THEM \$50 ANYWAY?

25 **A** YES.

1 **Q** OKAY. SO DID YOU LEAVE WHERE REDHEAD WAS AT THAT
2 TIME?
3 **THE INTERPRETER:** I'M SORRY?
4 **BY MS. LEXIS:**
5 **Q** DID YOU -- DID YOU LEAVE THE AREA WHERE REDHEAD WAS
6 WHERE YOU WERE TALKING TO HIM?
7 **A** YES, I WENT TO MY HOUSE.
8 **Q** OKAY. I'M GOING TO TURN YOUR ATTENTION NOW TO MARCH
9 7TH, 2016.
10 OKAY. AT ABOUT 11 A.M. WERE YOU AT YOUR
11 GIRLFRIEND'S HOUSE?
12 **A** YES.
13 **Q** OKAY. AND WHAT ARE THE CROSS STREETS OF WHERE YOUR
14 GIRLFRIEND LIVES?
15 **A** IT'S 20TH STREET AND RYAN STREET.
16 **Q** AND THAT'S HERE IN LAS VEGAS, CLARK COUNTY, NEVADA?
17 **A** YES, THAT'S CORRECT.
18 **Q** DID ONE OF THE FOUR PEOPLE OR MORE THAN ONE OF THE
19 FOUR PEOPLE, THAT YOU IDENTIFIED IN STATE'S EXHIBIT 1, 2, 3
20 AND 4, SHOW UP AT YOUR GIRLFRIEND'S HOUSE?
21 **A** NUMBER 1, NO. 2 AND NO. 4 SHOWED UP.
22 **Q** OKAY. SO NO. 1, ANGEL CASTRO, NO. 2, THE PERSON YOU
23 CALL REDHEAD, AND NO. 4, THE PERSON YOU IDENTIFIED AS LIONEL
24 KING; IS THAT CORRECT?
25 **A** THAT'S CORRECT.

1 **Q** OKAY. HOW DID THEY GET TO YOUR HOUSE -- OR YOUR
2 GIRLFRIEND'S HOUSE?

3 **A** THEY ARRIVED IN A TRUCK. THE REDHEAD'S TRUCK.

4 **Q** OKAY. I'M GOING TO SHOW YOU WHAT'S BEEN PREVIOUSLY
5 MARKED AS STATE'S PROPOSED EXHIBIT NO. 5. DO YOU RECOGNIZE
6 THE PHOTOGRAPH OR THE THING THAT'S SHOWN IN THIS PHOTOGRAPH?

7 **A** YES, I RECOGNIZE IT, ONLY THAT IT'S BEEN PAINTED
8 BLACK.

9 **Q** OKAY. BUT YOU REMEMBERED IT BEING --

10 **A** BLUE.

11 **Q** -- BLUE?

12 **A** YES.

13 **Q** OTHER THAN THE CHANGE IN THE PAINT COLOR, DO YOU
14 RECOGNIZE THIS TRUCK TO BE THE TRUCK THAT THE DEFENDANTS
15 ARRIVED AT YOUR GIRLFRIEND'S HOUSE WITH?

16 **A** YES, THAT'S CORRECT.

17 **Q** AND THIS WAS RED'S TRUCK?

18 **A** YES.

19 **MS. LEXIS:** I MOVE TO ADMIT STATE'S PROPOSED EXHIBIT 5
20 INTO EVIDENCE, YOUR HONOR.

21 **MR. GELLER:** NO OBJECTION.

22 **MR. YAMPOLSKY:** NO.

23 **THE COURT:** IT'S ADMITTED.

24 (WHEREUPON STATE'S EXHIBIT NO. 5 WAS ADMITTED INTO
25 EVIDENCE.)

1 **MS. LEXIS:** THANK YOU.

2 **Q** OKAY. SO ONCE THEY ARRIVE AT YOUR GIRLFRIEND'S
3 HOUSE, WHAT HAPPENS?

4 **A** THEY ARRIVED AND STARTED ASKING FOR MONEY.

5 **Q** OKAY. WHERE WERE YOU WHEN THEY WERE ASKING FOR
6 MONEY, WERE YOU OUTSIDE THE HOUSE, INSIDE THE HOUSE?

7 **A** I WAS, HOW DO YOU SAY, INSIDE THE HOUSE WHERE --
8 INSIDE THE HOUSE, BUT WHERE THE CARS ARE IN THE PORCH.

9 **Q** LIKE A DRIVEWAY?

10 **A** YES, THAT -- THAT'S IT.

11 **Q** OKAY. WAS YOUR GIRLFRIEND OUT THERE WITH YOU?

12 **A** YES.

13 **Q** OKAY. AND WHEN THE -- WHO -- WHO ACTUALLY STARTS
14 ASKING YOU FOR -- FOR THE MONEY?

15 **A** ANGEL CASTRO.

16 **Q** OKAY. AND WHAT WERE THE OTHER TWO MEN WITH ANGEL
17 DOING WHEN ANGEL WAS ASKING YOU FOR THE MONEY?

18 **A** THEY WERE SURROUNDING ME.

19 **Q** OKAY. AND WHEN ANGEL ASKED YOU FOR MONEY, WHAT DID
20 YOU SAY?

21 **A** I TOLD THEM TO LEAVE, THAT THEY WERE WRONG.

22 **Q** OKAY. WHAT DO YOU MEAN BY "THEY WERE WRONG"?

23 **A** WELL, THAT -- THAT I DIDN'T OWE THEM ANY MONEY OR
24 ANYTHING.

25 **Q** OKAY. AND DID THEY LEAVE?

1 **A** NO, THEY WANTED -- NO. THEY KEPT ON ASKING ME FOR
2 MONEY.
3 **Q** OKAY. AND SO WHAT HAPPENED NEXT?
4 **A** THEY WANTED MY GIRLFRIEND'S PHONE.
5 **Q** LIKE HER CELL PHONE?
6 **A** YES.
7 **Q** OKAY. AND SO WHAT HAPPENED, DID YOU GIVE THAT TO
8 THEM?
9 **A** YES, BECAUSE I FELT THREATENED.
10 **Q** OKAY. AND SO DID YOU GET THE CELL PHONE FROM YOUR
11 GIRLFRIEND?
12 **A** YES.
13 **Q** AND TO -- WHO DID YOU GIVE THE CELL PHONE TO?
14 **A** I GAVE THE CELL PHONE TO ANGEL CASTRO.
15 **Q** OKAY. AND WHO WAS IT THAT ASKED FOR THE CELL PHONE?
16 **A** ANGEL CASTRO.
17 **Q** OKAY. ONCE YOU GAVE YOUR GIRLFRIEND'S CELL PHONE TO
18 ANGEL, WHAT HAPPENED NEXT?
19 **A** WELL, THEY WERE TO LEAVE. THEY STARTED TALKING TO
20 EACH OTHER, AND THEN ANGEL CASTRO TELLS ME THAT I SHOULD GO
21 WITH THEM.
22 **Q** OKAY.
23 **A** AND I -- I TOLD THEM NO, YOU MUST LEAVE.
24 **Q** OKAY. AND DID THEY LEAVE?
25 **A** NO, THEY CAME HERE WITH ME.

1 **Q** OKAY. THEY WENT TO YOU WHERE YOU WERE STANDING?
2 **A** YES.
3 **Q** OKAY. AND WHAT HAPPENED?
4 **A** WELL, THEY DRAGGED ME INTO THE CAR.
5 **Q** WHOSE CAR?
6 **A** THE REDHEAD'S CAR.
7 **Q** AND WHAT HAPPENED?
8 **A** WELL, I LEFT WITH THEM.
9 **Q** WHY DID YOU DO THAT?
10 **A** BECAUSE I THOUGHT THEY WERE ARMED, THAT THEY WOULD
11 HAVE A KNIFE OR FIREARM OR SOMETHING, I DIDN'T KNOW WHAT THEY
12 WOULD BE BEARING.
13 **Q** OKAY. UP UNTIL -- BEFORE YOU WENT INTO THE CAR WITH
14 THEM, INTO THE TRUCK WITH THEM, HAD ANY OF THE MEN HIT YOU OR
15 HARMED YOU?
16 **A** YES, REDHEAD DID.
17 **Q** OKAY. AND WHAT DID THE REDHEAD DO?
18 **A** HE HIT ME IN THE HEAD.
19 **Q** AND WHEN WAS IT THAT HE HIT YOU IN THE HEAD?
20 **A** AND THIS WAS WHEN I DIDN'T WANT THAT -- TO GIVE HIM
21 THE PHONE.
22 **Q** OKAY. AND SO YOU GO INTO THE -- THEY DRAG YOU TO
23 THE TRUCK. DO THEY MAKE YOU GET IN THE TRUCK?
24 **A** THEY DIDN'T PUSH ME OR FORCE ME INTO IT, BUT I
25 DIDN'T KNOW IF THEY WERE BEARING ARMS.

1 **Q** SO YOU WENT INTO THE TRUCK?

2 **A** YES.

3 **Q** OKAY. WHERE DID THEY MAKE YOU SIT IN THE TRUCK?

4 **A** IN THE MIDDLE.

5 **Q** OKAY. WHO WAS DRIVING?

6 **A** REDHEAD.

7 **Q** AND THEN YOU'RE IN THE MIDDLE. WHO'S SITTING TO

8 YOUR RIGHT IN THE PASSENGER SEAT?

9 **A** ANGEL CASTRO.

10 **Q** OKAY. AND WHERE DID THE THIRD PERSON, LIONEL KING,

11 SIT?

12 **A** HE WAS IN THE BACK.

13 **THE INTERPRETER:** CLARIFICATION, YOUR HONOR.

14 (DISCUSSION BETWEEN THE INTERPRETER AND THE WITNESS.)

15 **THE WITNESS:** IN THE BED OF THE TRUCK.

16 **BY MS. LEXIS:**

17 **Q** OKAY. ONCE YOU'RE IN THE TRUCK, DID ANY OF THE

18 THREE MEN SAY ANYTHING TO YOU?

19 **A** HE -- I REMEMBER I LEANED TOWARDS REDHEAD AND HE

20 TOLD ME TO STAY OUT OF HIM AND -- AND HE TOLD ME BAD WORDS

21 LIKE FUCKING.

22 **THE WITNESS SALAZAR:** YEAH.

23 **BY MS. LEXIS:**

24 **Q** OKAY. AND ANYTHING ELSE?

25 **A** AND THAT'S ALL, AND THEN THEY TOOK ME TO THE HOUSE.

1 **Q** OKAY. SPEAKING OF THAT HOUSE, DO YOU REMEMBER THE
2 MEN TAKING YOU TO 1901 EAST OAKLEY HERE IN LAS VEGAS, CLARK
3 COUNTY, NEVADA?

4 **A** YES. I WILL NEVER FORGET THAT.

5 **Q** OKAY. HAD YOU BEEN TO THIS -- WAS THAT A HOUSE?

6 **A** NO. IT WAS ONE OF THOSE FACILITIES WHERE NO PEOPLE
7 LIVE.

8 **Q** ABANDONED? WAS IT AN ABANDONED HOUSE?

9 **A** YES.

10 **Q** OKAY. AND WERE YOU BROUGHT THERE IN THE TRUCK?

11 **A** YES.

12 **Q** OKAY. SO ONCE YOU GET TO THIS HOUSE, ARE YOU ASKED
13 TO GET OUT OF THE TRUCK?

14 **A** YES.

15 **Q** WERE YOU SCARED AT THAT TIME?

16 **A** THE TRUTH SAYS THAT I WAS.

17 **Q** WHY DIDN'T YOU RUN?

18 **A** AS I TOLD YOU -- AS I JUST TOLD YOU, I DIDN'T KNOW
19 IF THEY -- THEY WOULD CARRY A GUN OR SOMETHING.

20 **Q** OKAY. DID THE THREE MEN WHO DROVE YOU TO THIS
21 HOUSE, WERE THEY STILL AROUND YOU WHEN YOU WERE WALKING IN
22 TOWARDS THE HOUSE?

23 **A** YES.

24 **Q** DO YOU ACTUALLY MAKE IT INTO THE HOUSE AT SOME
25 POINT?

1 **A** YES, THEY GOT ME IN.

2 **Q** OKAY. DID SOMEONE OPEN THE DOOR TO THE HOUSE?

3 **A** YES, A LADY.

4 **Q** OKAY. DID YOU -- DID YOU KNOW THAT LADY OR HAD YOU

5 SEEN HER BEFORE THAT -- THAT DAY?

6 **A** YES.

7 **Q** OKAY. AND WAS SHE THE PERSON SHOWN IN STATE'S

8 EXHIBIT NO. 3?

9 **A** YES.

10 **Q** OKAY. THAT WAS -- YOU IDENTIFIED HER AS ANGEL'S

11 GIRLFRIEND, IS THAT RIGHT?

12 **A** YES, THAT'S CORRECT.

13 **Q** OKAY. SO SHE WAS ALREADY IN THE HOUSE WHEN YOU GOT

14 THERE?

15 **A** YES.

16 **Q** WHAT'S THE VERY FIRST THING THAT YOU REMEMBER

17 HAPPENING WHEN THEY'RE BRINGING YOU INTO THE HOUSE?

18 **A** WELL, WHO. I REMEMBER REDHEAD PUT A KNIFE AGAINST

19 MY THROAT, TOLD ME TO NOT MOVE BECAUSE HE WAS GOING TO KILL

20 ME.

21 **Q** OKAY. WHERE WAS ANGEL AND LIONEL AT THAT TIME?

22 **A** THEY WERE SEARCHING -- THEY WERE SEARCHING FOR

23 TRASH. I DON'T KNOW WHAT THEY WERE SEARCHING FOR. THEY WERE

24 REALLY WEIRD THAT DAY.

25 **Q** OKAY. AND WHERE WAS THE GIRL, ANGEL'S GIRLFRIEND?

1 **A** SHE WAS FACING ME, JUST STARING AT ME.

2 **Q** OKAY. WHAT HAPPENS AFTER THE REDHEAD PUTS THE KNIFE

3 TO YOUR THROAT?

4 **A** THEY PUT A CHAIR AND STARTED TYING ME UP.

5 **Q** OKAY. THIS CHAIR, WAS IT FROM INSIDE THE HOUSE?

6 **A** YES, IT WAS INSIDE THE HOUSE.

7 **Q** AND WHAT PART OF THE HOUSE DID THEY PUT THE CHAIR

8 DOWN AND START TYING YOU UP?

9 **A** I BELIEVE IT'S THE LIVING ROOM.

10 **Q** OKAY. AND SO DID THEY MAKE YOU SIT ON THE CHAIR?

11 **A** YES.

12 **Q** AND WHEN YOU SAY THEY TIED YOU UP, WHAT DID THEY TIE

13 YOU UP WITH?

14 **A** THEY TIED ME UP WITH A -- SOME SORT OF A BLUE

15 STRING.

16 **Q** OKAY. AND WHEN YOU SAY THEY, JOSE, DO YOU REMEMBER

17 WHO TIED YOU UP?

18 **A** IT WAS REDHEAD AND LIONEL KING.

19 **Q** OKAY. AND WHERE -- DID YOU HEAR ANGEL SAY ANYTHING

20 TO THEM BEFORE LIONEL KING AND THE REDHEAD TIED YOU UP?

21 **A** HE WAS THE ONE ORDERING THINGS, GIVING COMMANDS. HE

22 WAS THE ONE WHO ORDERED THE OTHER TWO TO TIE ME UP.

23 **Q** OKAY. AND HOW WERE YOU TIED UP?

24 **A** THEY TIED ME TO THE CHAIR, MY ARMS, MY HANDS AND MY

25 LEGS.

1 **Q** OKAY. WERE YOUR ARMS TIED TO THE BACK OR TO THE
2 FRONT OF YOU?
3 **A** IN -- IN FRONT OF ME.
4 **Q** OKAY. SO THEY TIED YOUR ARMS UP, YOUR HANDS AND
5 YOUR LEGS BY YOUR FEET?
6 **A** YES.
7 **Q** BUT ALSO TIED YOU TO THE CHAIR?
8 **A** YES, I WAS TIED TO THE CHAIR. THAT'S WHY THEY TIED
9 MY ARMS, THEY TIED ME TO THE CHAIR.
10 **Q** OKAY. ONCE YOU'RE TIED UP ON THE CHAIR, WHAT
11 HAPPENS?
12 **A** ANGEL'S GIRLFRIEND GOT TO WHERE I WAS, GAVE ME A
13 BEER, STARTED ASKING ME -- STARTED ASKING ME, TELL ME -- TELL
14 ME ONE REASON TO -- TO KEEP YOU ALIVE.
15 **Q** AND WHERE WAS ANGEL AND THE OTHER TWO MEN AT THAT
16 TIME?
17 **A** THEY WERE SURROUNDING ME.
18 **Q** OKAY. AND DID YOU -- DID YOU ANSWER OR DID YOU
19 SPEAK WITH -- WITH ANGEL'S GIRLFRIEND?
20 **A** I TOLD HER THAT I DIDN'T KNOW WHAT TO SAY TO HER,
21 AND ANGEL TOLD ME TO NOT DISRESPECT HER -- HIS GIRLFRIEND.
22 **Q** OKAY. WHAT HAPPENS NEXT?
23 **A** WELL, I REMEMBER THEY KICKED ME. I -- I FELL TO THE
24 GROUND.
25 **Q** OKAY.

1 **A** AND THEN WHEN I WAS THERE THEY STARTED ASKING ME FOR
2 MONEY, AND THEN IT WAS WHEN I MADE THE CALL THEY TOLD ME THAT
3 THEY WERE GIVING ME THREE CALLS TO MAKE.

4 **Q** THREE CALLS TO DO WHAT, TO GET MONEY?

5 **A** YES.

6 **Q** AND YOU'RE TIED UP TO A CHAIR; IS THAT RIGHT?
7 HOW IS IT THAT YOU WERE ABLE TO MAKE CALLS?

8 **A** ANGEL WAS SEARCHING FOR MY CONTACTS AND THE
9 GIRLFRIEND WOULD PUT THE SPEAKER ON ME.

10 **Q** OKAY. AND DID YOU MAKE THREE CALLS?

11 **A** YES.

12 **Q** WERE YOU ABLE TO GET ANY OF THOSE PEOPLE TO -- TO
13 AGREE TO GIVE YOU MONEY TO GIVE TO THE PEOPLE?

14 **A** NO.

15 **Q** OKAY. WHILE YOU'RE MAKING THE PHONE CALLS, WHAT WAS
16 REDHEAD DOING?

17 **A** HE WAS GRABBING MY -- HE WAS GRABBING MY FINGER WITH
18 SOME PLIERS.

19 **Q** OKAY. AND YOU GRABBED A CERTAIN FINGER. CAN YOU
20 SHOW JUDGE SARAGOSA WHICH FINGER IT WAS THAT REDHEAD GRABBED
21 WITH THE PLIERS?

22 **THE COURT:** RECORD WILL REFLECT HE'S SHOWING HIS PINKY
23 FINGER ON HIS RIGHT HAND.

24 **BY MS. LEXIS:**

25 **Q** SO -- SO REDHEAD HAD YOUR PINKY FINGER ON YOUR RIGHT

1 HAND IN BETWEEN THE PLIERS? YES?

2 **A** YES.

3 **Q** WHAT WAS LIONEL DOING?

4 **THE INTERPRETER:** CLARIFICATION.

5 (DISCUSSION BETWEEN THE INTERPRETER AND THE WITNESS.)

6 **THE WITNESS:** HE WAS STABBING MY RIGHT ARM AND MY RIBS,

7 AND THAT'S IT.

8 **BY MS. LEXIS:**

9 **Q** OKAY. WHAT HAPPENS NEXT?

10 **A** SO I FINISHED MY THIRD CALL, I COULDN'T GET THE

11 MONEY. SO THEY GOT TOUGH ON ME. SO REDHEAD CUT MY FINGER AND

12 RIPPED OFF MY FINGERNAILS, AND LIONEL KING WOULD KEEP ON

13 STABBING ME.

14 **Q** OKAY. WHAT WAS ANGEL DOING?

15 **A** HE WAS JUST STARING AT ME.

16 **Q** AND WHAT WAS ANGEL'S GIRLFRIEND DOING?

17 **A** THE TWO OF THEM WERE MAKING OUT, KISSING EACH OTHER.

18 **Q** OKAY. AND WERE YOU SCREAMING OR TRYING TO MAKE

19 NOISE OR GET HELP?

20 **A** I COULDN'T WHILE THEY WERE TORTURING ME, BECAUSE

21 THEY TOLD ME TO KEEP QUIET, SO I -- I HELD MY -- MY PAIN AND I

22 KEPT QUIET.

23 **Q** OKAY. AFTER RED CUTS YOUR -- WHICH FINGER DID HE

24 CUT?

25 **A** PINKY.

1 **Q** CAN YOU --

2 **A** THE PINKY FINGER.

3 **Q** -- SHOW JUDGE SARAGOSA? THE FINGER --

4 **THE INTERPRETER:** SAY AGAIN?

5 **MS. LEXIS:** CAN YOU SHOW JUDGE SARAGOSA THE CUT FINGER?

6 OKAY. AND THE FINGERNAILS THAT WERE PULLED OFF, CAN YOU

7 SHOW JUDGE SARAGOSA WHICH FINGER -- WHICH FINGERNAILS WERE

8 PULLED OFF?

9 **THE COURT:** RECORD WILL REFLECT HE'S SHOWING ME HIS RIGHT

10 HAND AND INJURIES TO HIS LITTLE FINGER AND POINTER FINGER ON

11 THE RIGHT HAND.

12 **BY MS. LEXIS:**

13 **Q** DID THEY DO ANYTHING ELSE TO YOU TO HARM YOU?

14 **A** YES, REDHEAD STARTED CUTTING MY THROAT.

15 **Q** OKAY. DID YOU SEE WHAT HE USED TO CUT YOUR THROAT?

16 **A** I -- I'M -- I'M NOT REALLY SURE, BUT IT WAS A KNIFE.

17 **Q** OKAY. AND AFTER REDHEAD CUT YOUR THROAT, DID ANYONE

18 ELSE HARM -- HARM YOU AGAIN?

19 **A** YES. ANGEL CASTRO WAS TELLING THAT THE CUT WAS TOO

20 SMALL. SO LATER ON HE -- SO ANGEL CASTRO'S GIRLFRIEND ALSO

21 CUT MY THROAT, AND THE THIRD ONE WAS ANGEL CASTRO, BECAUSE HE

22 WOULD KEEP ON SAYING THAT IT WAS STILL TOO SMALL.

23 **Q** THE CUT ON YOUR THROAT WAS TOO SMALL?

24 **A** YES.

25 **Q** OKAY. SO AFTER ANGEL CUT YOUR THROAT, DID ANYONE

1 ELSE TRY TO CUT YOUR THROAT?

2 **A** AND -- LIONEL KING, AND HE WENT REALLY DEEP --

3 **Q** OKAY.

4 **A** -- INTO IT.

5 **MS. LEXIS:** OKAY. YOUR HONOR, MAY I APPROACH WITH WHAT'S

6 BEEN PREVIOUSLY MARKED AS STATE'S PROPOSED EXHIBITS 6 THROUGH

7 11?

8 **THE COURT:** YOU MAY.

9 **MS. LEXIS:** MAY I APPROACH?

10 **THE COURT:** YOU MAY.

11 **MS. LEXIS:** THANK YOU, YOUR HONOR.

12 **Q** JOSE, I'M GOING TO SHOW YOU WHAT'S BEEN PREVIOUSLY

13 MARKED AS STATE'S EXHIBITS 6, 7, 8, 9, 10 AND 11. DO YOU

14 RECOGNIZE WHAT'S SHOWN IN THESE EXHIBITS?

15 **A** YES.

16 **Q** OKAY. I'M GOING TO SHOW YOU FIRST STATE'S EXHIBIT

17 NO. 6. WHAT DOES THIS PICTURE SHOW?

18 **A** WELL, MY -- MY -- MY THROAT IS OPEN.

19 **Q** SHOW YOU STATE'S EXHIBIT NO. 7, WHAT DOES THAT SHOW?

20 **A** I'M STABBED IN MY BELLY.

21 **Q** STATE'S EXHIBIT NO. 8, WHAT DOES THAT SHOW?

22 **A** ALL MY THROAT IS WIDE OPEN, IT'S -- I'M BREATHING.

23 **Q** STATE'S EXHIBIT NO. 9?

24 **A** I'M STABBED TO THE LEG.

25 **Q** STATE'S EXHIBIT NO. 10?

1 **A** I'M BURNED IN MY ARMS, IN MY -- IN MY HANDS.

2 **Q** SHOW YOU STATE'S EXHIBIT NO. 11, WHAT DOES THAT

3 SHOW?

4 **A** THEY CHOPPED MY FINGER AND I DON'T HAVE ANY

5 FINGERNAILS.

6 **MS. LEXIS:** I MOVE TO ADMIT STATE'S PROPOSED EXHIBITS 6

7 THROUGH 11 IN EVIDENCE, YOUR HONOR.

8 **MR. GELLER:** NO OBJECTION FROM LUIS CASTRO.

9 **MR. YAMPOLSKY:** NO OBJECTION.

10 **THE COURT:** THEY ARE ADMITTED.

11 (WHEREUPON STATE'S EXHIBIT NOS. 6 THROUGH 11 WERE

12 ADMITTED INTO EVIDENCE.)

13 **BY MS. LEXIS:**

14 **Q** OKAY. SO, NOW YOUR THROAT IS CUT OPEN, WHAT HAPPENS

15 NEXT?

16 **A** WELL, I PRETENDED I WAS DEAD.

17 **Q** WHY DID YOU DO THAT?

18 **A** BECAUSE I DIDN'T WANT THEM TO KEEP ON CUTTING ME.

19 **Q** ARE YOU ON THE -- ON THE GROUND AT THIS POINT, JOSE?

20 **A** YES.

21 **Q** ARE YOU STILL TIED UP?

22 **A** YES.

23 **Q** DO YOU HEAR ANGEL SAY ANYTHING AFTER YOU STARTED

24 PLAYING DEAD?

25 **A** THAT I WAS DEAD, THAT I WAS GOING TO DIE.

1 **Q** WHAT HAPPENS NEXT?

2 **A** THEY STARTED BURNING THE HOUSE DOWN.

3 **Q** OKAY. HOW DO YOU KNOW THAT?

4 **A** BECAUSE I -- I WOULD HEAR THE LIGHTERS.

5 **Q** OKAY. YOU WOULD LIKE HEAR THE CLICK OF A LIGHTER?

6 **A** YEAH. THEY WERE STARTING TO -- TO LIT SOMETHING UP.

7 **Q** OKAY. AT SOME POINT DO YOU REMEMBER ANY OF THE

8 DEFENDANTS PUTTING ITEMS ON YOUR BODY?

9 **A** YEAH, THEY PUT GARBAGE ON ME.

10 **Q** OKAY. AND COULD YOU HEAR ANY OF THEM TALKING ABOUT

11 SETTING THE PLACE ON FIRE?

12 **A** NO, I DIDN'T HEAR ANYTHING, I JUST HEAR THE --

13 THE -- WHERE THEY -- THEY WERE DOING IT, THEY WERE SETTING THE

14 HOUSE ON FIRE.

15 **Q** OKAY. WHAT'S THE NEXT THING THAT YOU REMEMBER?

16 **A** WELL, THEY LEFT AND IT'S WHEN I -- I STOOD UP.

17 **Q** HOW WERE YOU ABLE TO STAND UP? YOU WERE TIED TO A

18 CHAIR, IS THAT RIGHT?

19 **A** THE -- THE -- THE CHAIR WAS SORT OF BRITTLE, SO IT

20 STARTED BREAKING, FALLING APART.

21 **Q** OKAY. WHEN YOU STOOD UP, DID YOU HAVE A CHANCE TO

22 LOOK AROUND THE LIVING ROOM AREA OF THAT HOUSE?

23 **A** NO, IT WAS ALL ON FIRE BY THEN.

24 **Q** SO YOU SAW THE FIRE?

25 **THE WITNESS SALAZAR:** SI.

1 **BY MS. LEXIS:**

2 **Q** WAS THERE SMOKE?

3 **A** YES.

4 **Q** OKAY. AND SO YOU WERE ABLE TO STAND UP?

5 **A** YES, I STOOD UP AND I WAS IN THE FIRE TRYING TO BURN

6 THE -- THAT STRING THAT I WAS TIED WITH -- TIED UP WITH, TO

7 UN -- UN -- UN -- UNTIE, TO GET UNTIED OF THOSE STRINGS THAT

8 THEY WERE TYING ME IN THE -- IN MY LEGS --

9 **Q** OKAY.

10 **A** -- TO BE ABLE TO GO OUTSIDE AND -- AND -- AND -- AND

11 LOOK FOR HELP.

12 **Q** WHEN YOU WERE DOING THAT, WHEN YOU WERE TRYING TO

13 BURN THE ROPE OR THE STRING THAT THEY USED TO -- TO TIE YOUR

14 HANDS, HOW MUCH OF THE HOUSE WAS ON FIRE?

15 **A** I -- I COULD ONLY SEE MYSELF AND THE REST OF

16 EVERYTHING WAS ON FIRE.

17 **Q** OKAY. WERE YOU ABLE TO BURN OFF THE ROPE OR THE

18 STRING THAT WAS TYING YOUR HANDS TOGETHER?

19 **A** NO.

20 **Q** SO WHAT DID YOU DO?

21 **A** SO I -- I STARTED LOOKING FOR A WAY OUT, AND I

22 FOUND -- AND I FOUND A GLASS SLIDING DOOR.

23 **Q** OKAY. WERE YOUR LEGS AND YOUR ARMS AND YOUR HANDS

24 STILL TIED AT THAT POINT?

25 **A** YES.

1 **Q** SO HOW DID YOU GET TO THE SLIDING GLASS DOOR?

2 **A** JUST JUMPING.

3 **Q** ONCE YOU GET THERE, ARE YOU ABLE TO OPEN THE SLIDING

4 GLASS DOOR?

5 **A** YES. THERE WAS A -- A -- A PIECE OF WOOD JUST

6 BLOCKING IT, SO I -- I TOOK THE WOOD OUT AND -- AND WAS ABLE

7 TO OPEN THE DOOR.

8 **Q** AND ONCE YOU OPENED THE DOOR, WHAT DID YOU DO?

9 **A** I TRYING TO -- TO -- TO YELL FOR HELP, BUT MY VOICE

10 WAS TOO LOW.

11 **Q** SO WHAT DID YOU DO?

12 **A** I JUST LIKE LAY ON THE FLOOR, BECAUSE I WAS FEELING

13 REALLY WEAK.

14 **Q** AND WHEN YOU SAY YOU LAID ON THE FLOOR, WERE YOU

15 STILL BY THE HOUSE OR IN A YARD, WHERE WERE YOU?

16 **A** I -- I WAS AROUND A YARD AWAY FROM THE SLIDING GLASS

17 DOOR, THAT, BY THE WAY, IT GET LIKE IN SHREDS DUE TO THE FIRE.

18 **Q** OKAY. SO DID THE GLASS BREAK?

19 **A** SO I STOOD UP AGAIN AND TRIED TO JUST GOT AWAY --

20 TRY TO GET AWAY FROM -- FROM THE -- THE SLIDING GLASS DOOR.

21 **Q** AND WERE YOUR LEGS STILL BOUND TOGETHER?

22 **A** YES.

23 **Q** AND YOUR ARMS AND YOUR -- AND YOUR HANDS?

24 **A** YES.

25 **Q** OKAY. WHAT'S THE LAST THING YOU REMEMBER HAPPENING?

1 **A** A GIRL -- THE GIRL WHO SAVED MY LIFE.
2 **Q** OKAY. DO YOU REMEMBER ANYTHING ELSE?
3 **A** SHE WAS ASKING ME WHO DID THIS TO ME, AND I WOULD
4 ANSWER ANGEL CASTRO.
5 **Q** OKAY. AT THE TIME THAT THIS HAPPENED TO YOU, MARCH
6 7TH, 2016, YOU ONLY KNEW ANGEL CASTRO'S NAME; IS THAT CORRECT?
7 **A** YES.
8 **Q** DID YOU KNOW THE NAMES OF THE OTHER THREE PEOPLE WHO
9 DID THIS TO YOU?
10 **A** NO.
11 **Q** OKAY. I'M GOING TO BACK UP A LITTLE BIT, OKAY,
12 JOSE?
13 **A** OKAY.
14 **Q** WHEN YOU WENT INTO THE HOUSE WITH REDHEAD, ANGEL,
15 LIONEL KING AND ANGEL'S GIRLFRIEND, DID YOU HAVE A WALLET WITH
16 YOU?
17 **A** YES.
18 **Q** OKAY. DID SOMETHING HAPPEN TO THAT WALLET?
19 **THE INTERPRETER:** AND A PACK OF CIGARETTES, I'M SORRY.
20 **MS. LEXIS:** OKAY.
21 **THE INTERPRETER:** A PACK OF CIGARETTES.
22 **THE COURT:** I'M SORRY TO PAUSE FOR A MOMENT --
23 **MS. LEXIS:** SURE.
24 **THE COURT:** -- BUT ARE YOU TAKING PICTURES ON YOUR CELL
25 PHONE? WHAT'S GOING ON BACK THERE?

1 **UNIDENTIFIED PERSON:** SORRY.

2 **THE COURT:** OKAY. ANY -- ANY LIKE PHOTOGRAPHS AND
3 PICTURES NEED TO COME THROUGH THE COURT WITH A MEDIA REQUEST
4 FIRST, SO I WASN'T SURE WHETHER YOU WERE WITH THE MEDIA OR
5 SOMEONE ELSE, BUT I WOULD PREFER IF YOU NOT TAKE PHOTOGRAPHS
6 UNLESS YOU SUBMIT THE REQUEST AHEAD OF TIME TO THE COURT.

7 AND IT'S A LITTLE DISTRACTING WHEN I'M TRYING TO LISTEN
8 TO A WITNESS TESTIFY WHEN YOU BROUGHT YOUR CELL PHONE UP,
9 SO...

10 THANK YOU.

11 **BY MS. LEXIS:**

12 **Q** OKAY. SO DID YOU HAVE ANYTHING IN YOUR POCKETS WHEN
13 YOU WENT INTO THE HOUSE?

14 **THE COURT:** CAN YOU BACK UP TO THE QUESTION ABOUT THE
15 WALLET --

16 **MS. LEXIS:** SURE.

17 **THE COURT:** -- BECAUSE I GOT DISTRACTED AND I DIDN'T HEAR
18 WHAT HE SAID IN RESPONSE.

19 **MS. LEXIS:** YES, YOUR HONOR.

20 **Q** AT THE TIME THAT YOU WERE BROUGHT INTO THE HOUSE,
21 ABANDONED HOUSE, BY ANGEL, REDHEAD, LIONEL KING AND ANGEL'S
22 GIRLFRIEND, DO YOU REMEMBER HAVING A WALLET WITH YOU?

23 **A** YES.

24 **Q** WHERE WAS THE WALLET?

25 **A** IN MY PANTS.

1 **Q** IN A POCKET?

2 **A** YES.

3 **Q** WAS THERE ANYTHING ELSE IN THAT PANTS POCKET WITH

4 YOUR WALLET?

5 **A** A PACK OF CIGARETTES AND A LIGHTER.

6 **Q** OKAY. DID SOMETHING HAPPEN TO THOSE ITEMS WHEN

7 YOU -- DID SOMEBODY TAKE THOSE ITEMS WHEN YOU GOT TO THE

8 HOUSE?

9 **A** YES. RED TOOK MY BELONGINGS AWAY FROM ME.

10 **Q** OKAY. WAS THAT BEFORE OR AFTER HE PUT THE KNIFE TO

11 YOUR THROAT?

12 **A** HE PUT THE KNIFE AGAINST MY THROAT AND THEN HE

13 STARTED TAKING MY THINGS AWAY FROM ME.

14 **MS. LEXIS:** OKAY. YOUR HONOR, MAY I APPROACH WITH WHAT'S

15 BEEN PREVIOUSLY MARKED AS STATE'S PROPOSED EXHIBITS 12 AND 13?

16 **THE COURT:** YOU MAY.

17 **BY MS. LEXIS:**

18 **Q** JOSE, I'M GOING TO SHOW YOU STATE'S PROPOSED

19 EXHIBITS 12 AND 13. DO YOU RECOGNIZE WHAT'S SHOWN IN STATE'S

20 PROPOSED EXHIBITS 12 AND 13?

21 **A** YES.

22 **Q** WHAT DO YOU RECOGNIZE THOSE ITEMS TO BE?

23 **A** IT'S WHAT I WAS TIED WITH.

24 **MS. LEXIS:** YOUR HONOR, I MOVE TO ADMIT STATE'S PROPOSED

25 EXHIBITS 12 AND 13 INTO EVIDENCE.

1 **MR. GELLER:** NO OBJECTION.

2 **MR. YAMPOLSKY:** NO OBJECTION.

3 **THE COURT:** BE ADMITTED.

4 (WHEREUPON STATE'S EXHIBITS NO. 12 AND NO. 13 WERE

5 ADMITTED INTO EVIDENCE.)

6 **BY MS. LEXIS:** COURT'S BRIEF INDULGENCE, YOUR HONOR.

7 **Q** JOSE, YOU TOLD JUDGE SARAGOSA ABOUT A KNIFE BEING

8 PUT TO YOUR THROAT BY REDHEAD AND ALL FOUR DEFENDANTS CUTTING

9 YOUR THROAT WITH A KNIFE. DO YOU REMEMBER ANYTHING ABOUT THE

10 KNIFE THAT WAS USED ON YOU?

11 **A** THE TRUTH IS I DON'T REMEMBER. I DON'T REMEMBER.

12 **Q** OKAY. LET ME ASK YOU THIS. DO YOU REMEMBER WHETHER

13 IT WAS A SMALL KNIFE OR A BIG KNIFE?

14 **A** THEY WERE BIG KNIVES, SMALL KNIFE, THEY WERE ABOUT

15 EVERYTHING.

16 **Q** WERE THERE -- WAS THERE MORE THAN ONE KNIFE?

17 **A** YES.

18 **Q** OKAY. THE BIG KNIFE THAT YOU -- THAT YOU REMEMBER,

19 HOW BIG WAS IT? IF YOU COULD SHOW US WITH YOUR HANDS, HOW BIG

20 DO YOU REMEMBER IT BEING?

21 **A** I WOULD SAY THAT -- LIKE THIS.

22 **Q** COULD YOU HOLD THAT UP FOR THE RECORD.

23 **MR. VILLANI:** SIXTEEN TO EIGHTEEN INCHES.

24 **MS. LEXIS:** SIX TO EIGHT INCHES, ABOUT?

25 **MR. VILLANI:** NO, SIXTEEN.

1 **MS. LEXIS:** SIXTEEN?

2 **THE WITNESS:** I GUESS.

3 **BY MS. LEXIS:**

4 **Q** OKAY.

5 AND WHAT ABOUT THE SMALLER KNIVES -- KNIFE?

6 **A** THE -- THE -- THE TRUTH IS I -- I DON'T REMEMBER. I

7 DON'T REMEMBER THAT.

8 **Q** OKAY. BUT YOU JUST REMEMBER THERE WAS MORE THAN ONE

9 KNIFE?

10 **A** YES.

11 **Q** AND ONE OF THEM WAS A LARGE KNIFE?

12 **A** YES, IT'S THE ONE THEY USE TO CUT MY THROAT.

13 **Q** OKAY. JOSE, LET ME JUST HAVE YOU HOLD UP AGAIN HOW

14 BIG THE LARGE KNIFE WAS THAT THEY USED TO CUT YOUR THROAT.

15 **THE COURT:** CAN YOU CLARIFY IF YOU'RE TALKING HANDLE TO

16 TIP OR JUST THE BLADE?

17 **MS. LEXIS:** YES, YOUR HONOR.

18 **Q** THE TOTAL -- THE TOTAL, HOW BIG, THE TOTAL.

19 **A** JUST LIKE THIS.

20 **Q** EIGHTEEN TO TWENTY INCHES?

21 **A** I WOULD SAY SO.

22 **Q** OKAY. AND HOW ABOUT JUST THE -- THE BLADE?

23 **A** THE METAL PART I SAID.

24 THE TRUTH IS I DON'T REMEMBER.

25 **MS. LEXIS:** OKAY. COURT'S JUST BRIEF INDULGENCE.

1 YOUR HONOR, I PASS THE WITNESS.

2 **MR. GELLER:** THANK YOU.

3 **THE COURT:** DO EITHER OF YOU HAVE A PREFERENCE AS TO
4 WHICH ONE GOES FIRST, AND DO YOU MIND IF I TAKE THE OTHER
5 CASES WHERE THE ATTORNEYS ARE WAITING IN BETWEEN?

6 **MR. GELLER:** NO PROBLEM, YOUR HONOR.

7 **THE COURT:** OKAY.

8 **MR. GELLER:** SINCE I HAVE THE A-DEFENDANT, IT SOUNDS LIKE
9 I'LL PROBABLY GO FIRST, I TALKED TO MR. YAMPOLSKY.

10 **THE COURT:** OKAY, THAT'S FINE.

11 LET ME CALL --

12 **MR. YAMPOLSKY:** ABOUT A FIVE MINUTE BREAK, YOUR HONOR,
13 TWO MINUTE BREAK?

14 **THE COURT:** YEAH, IF YOU WANT TO USE THE RESTROOM OR
15 SOMETHING, THAT'S FINE, I WILL -- I JUST HAVE TWO CASES TO
16 CALL.

17 (WHEREUPON DISCUSSIONS WERE HELD ON OTHER CASES.)

18 **THE COURT:** FOR SCHEDULING PURPOSES, DO YOU ANTICIPATE
19 ANY OTHER WITNESSES?

20 **MS. LEXIS:** SUBJECT TO A STIPULATION BY THE DEFENSE.

21 **THE COURT:** OKAY.

22 ALL RIGHT. BACK ON THE RECORD ON LUIS CASTRO AND LIONEL
23 KING, 16F0377A AND B -- A AND D, EXCUSE ME.

24 MR. ORTIZ-SALAZAR IS ON THE WITNESS STAND.

25 AND I WOULD JUST REMIND YOU THAT YOU CONTINUE TO REMAIN

1 UNDER OATH IN THE CASE.

2 MR. GELLER.

3 MR. GELLER: THANK YOU, YOUR HONOR.

4

5

CROSS-EXAMINATION

6 BY MR. GELLER:

7 Q JOSE, I'M GOING TO ASK YOU A COUPLE QUESTIONS,
8 FOLLOWING UP ON WHAT MISS LEXIS ASKED YOU.

9 I WANT TO DIRECT YOUR ATTENTION BACK TO THE MORNING
10 OF MARCH THE 7TH OF 2016, DO YOU RECALL AROUND WHAT TIME THE
11 BLUE TRUCK ARRIVED IN THE DRIVEWAY OR ON THE STREET IN FRONT
12 OF YOUR GIRLFRIEND'S HOUSE?

13 A AROUND 11 A.M.

14 Q SO THE SUN WOULD HAVE BEEN UP AT THAT TIME OF DAY;
15 IS THAT CORRECT?

16 A YES.

17 Q AND DOES YOUR GIRLFRIEND LIVE IN A NEIGHBORHOOD?

18 A I DON'T UNDERSTAND WHAT YOU MEAN BY THAT.

19 Q IS YOUR GIRLFRIEND'S HOUSE NEXT TO OTHER HOUSES OR
20 IS IT ON A STREET ALONE?

21 A THERE ARE OTHER HOUSES.

22 Q AND WHEN THE BLUE TRUCK ARRIVED, WHERE WAS IT
23 PARKED?

24 A HERE IS MY HOUSE. RIGHT NEXT TO MY HOUSE.

25 Q AND JUST FOR CLARIFICATION, BECAUSE WE HAVE A COURT

1 REPORTER AND SHE CAN'T TYPE DOWN YOUR HAND MO -- MANNERISMS.
2 COULD YOU DESCRIBE WHETHER THE TRUCK WAS IN THE STREET OR
3 WHETHER IT WAS IN THE DRIVEWAY.
4 **A** IT WAS RIGHT NEXT TO THE HOUSE. IT'S -- I CAN'T
5 MAKE IT MORE CLEAR THAN THAT.
6 **Q** OKAY. SO IT WAS IN THE STREET PARKED PERPENDICULAR
7 TO THE DIRECTION OF THE DRIVEWAY, IS THAT FAIR TO SAY?
8 **A** YES. WHAT -- WHAT -- WHAT WAS THAT AGAIN?
9 **Q** WAS THE TRUCK PARKED IN THE STREET PERPENDICULAR TO
10 THE DIRECTION OF THE DRIVEWAY TO YOUR GIRLFRIEND'S HOUSE?
11 **A** IT WAS LIKE THIS, IT WAS PARKED THERE.
12 **Q** OKAY. IN FRONT OF YOUR GIRLFRIEND'S HOUSE, RIGHT?
13 **A** RIGHT NEXT TO IT.
14 **Q** OKAY. AND THE THREE MEN WHO YOU PREVIOUSLY
15 IDENTIFIED AS THREE OF THE DEFENDANTS WHO EXITED THE TRUCK,
16 WERE THEY WEARING MASKS OR ANYTHING TO CONCEAL THEIR IDENTITY?
17 **A** NO.
18 **Q** AND DID ALL THREE OF THEM WALK INTO THE DRIVEWAY
19 WHERE THEY ULTIMATELY STARTED TALKING TO YOU?
20 **A** THE THREE OF THEM CAME TO WHERE I WAS, BUT THE ONLY
21 ONE THAT STARTED TALKING TO ME WAS ANGEL CASTRO.
22 **Q** SO ALL THREE OF THEM ENTERED THE DRIVEWAY; IS THAT
23 CORRECT?
24 **A** YES, THAT'S CORRECT.
25 **Q** AND IS THE DRIVEWAY IN DIRECT VIEW OF THE OTHER

1 HOUSES ON THE STREET THAT YOUR GIRLFRIEND LIVES ON?

2 **A** YES.

3 **Q** AND YOU MENTIONED AT SOME POINT IN TIME ONE OF THE

4 DEFENDANTS TAKES YOUR GIRLFRIEND'S PHONE WHILE IN THE

5 DRIVEWAY; IS THAT CORRECT?

6 **A** I NEVER SAID THAT, THAT'S NOT CORRECT.

7 **Q** AT SOME POINT IN TIME DID ONE OF THE DEFENDANTS COME

8 INTO POSSESSION OF YOUR GIRLFRIEND'S PHONE?

9 **A** MY GIRLFRIEND GAVE THE CELL PHONE TO ME AND I GAVE

10 IT TO THE DEFENDANTS.

11 **Q** THE CELLULAR PHONE THAT YOUR GIRLFRIEND GAVE TO YOU,

12 A CELLULAR PHONE THAT BELONGED TO YOU OR DID IT BELONG TO YOUR

13 GIRLFRIEND?

14 **A** IT BELONGED TO HER.

15 **Q** OKAY. AFTER THE DEFENDANTS TOOK THE CELLULAR PHONE

16 THAT BELONGED TO YOUR GIRLFRIEND, I BELIEVE YOU TESTIFIED,

17 WHEN MISS LEXIS ASKED YOU, THAT THE THREE MEN DRAGGED YOU INTO

18 THE TRUCK.

19 **A** YES.

20 **Q** WAS YOUR GIRLFRIEND STILL IN THE DRIVEWAY WHILE YOU

21 WERE BEING DRAGGED BY THE THREE MEN INTO THE TRUCK?

22 **A** SHE GOT INTO HER HOUSE. AND WHEN I WAS ALREADY

23 INSIDE THE TRUCK IS WHEN SHE GOT OUT OF THE HOUSE.

24 **Q** OKAY. SO JUST TO CLARIFY. AT THE POINT WHEN THE

25 THREE MEN START DRAGGING YOU FROM THE DRIVEWAY TO THE TRUCK,

1 WHERE WAS YOUR GIRLFRIEND STANDING?

2 **A** I DON'T REMEMBER.

3 **Q** DO YOU BELIEVE THAT SHE WAS OUTDOORS AT THE TIME THE

4 THREE MEN GRABBED YOU AND DRUG YOU FROM THE DRIVEWAY INTO THE

5 TRUCK?

6 **A** NO, I DON'T THINK SO, I THINK SHE WENT INSIDE TO

7 CALL THE COPS.

8 **THE WITNESS SALAZAR:** NO.

9 **THE INTERPRETER:** NO.

10 **BY MR. GELLER:**

11 **Q** DID YOU WANT TO CORRECT THAT?

12 **A** YES.

13 **Q** PLEASE GO AHEAD.

14 **THE INTERPRETER:** I'M SORRY CLARIFICATION.

15 (DISCUSSION BETWEEN THE INTERPRETER AND THE WITNESS.)

16 **THE WITNESS:** OKAY. NO, BECAUSE IF SHE -- HAD SHE SEEN

17 THAT THEY WERE DRAGGING ME INTO THE -- THE TRUCK, SHE WOULD

18 HAVE CALLED THE COPS.

19 **BY MR. GELLER:**

20 **Q** OKAY. SO YOU, IT SOUNDS LIKE, ARE ASSUMING THAT SHE

21 WASN'T THERE, BUT YOU JUST DON'T KNOW FOR SURE; IS THAT FAIR

22 TO SAY?

23 **A** YES.

24 **Q** NOW, DID YOU NOTICE AT THE TIME THE MEN WERE IN YOUR

25 GIRLFRIEND'S DRIVEWAY, WHETHER ANY NEIGHBORS WERE OUTSIDE OF

1 THEIR HOUSES OR WHETHER ANYONE WAS WALKING UP AND DOWN THE
2 STREET?

3 **A** NO, THERE WAS NOBODY AROUND. IT WAS WORKING HOURS.

4 **Q** OKAY. WHAT DAY OF THE WEEK WAS THIS?

5 **A** I DON'T REMEMBER, BUT I REMEMBER IT WAS A WEEKDAY.

6 **Q** AND YOU MENTIONED ONCE THE DEFENDANTS GOT TO THE
7 TRUCK WITH YOU, THAT ONE OF THEM GOT IN THE BED OF THE TRUCK;
8 IS THAT CORRECT?

9 **A** THE ONE IN THE BACK WAS LIONEL KING.

10 **Q** SO HE WAS NOT SITTING INSIDE THE CAB OF THE TRUCK,
11 IF I UNDERSTAND YOU CORRECTLY?

12 **A** HE WAS NOT INSIDE WHERE THE OTHER ONES AND MYSELF
13 WERE, HE WAS IN THE BACK.

14 **Q** UNDERSTOOD.

15 I WANT TO ASK YOU A QUESTION ABOUT SOMETHING MISS
16 LEXIS ASKED YOU ABOUT, DRUG USE. PRIOR TO MARCH 7TH, 2016, AT
17 11 A.M. WHEN THE DEFENDANTS ARRIVED AT YOUR GIRLFRIEND'S
18 DRIVEWAY, WHAT WAS THE MOST RECENT TIME YOU HAD USED DRUGS OR
19 ALCOHOL PRIOR TO THAT?

20 **A** TWO DAYS BEFORE.

21 **Q** AND WHAT DRUG OR ALCOHOL DID YOU CONSUME?

22 **A** METHAMPHETAMINE. AND I DON'T DRINK ALCOHOL.

23 **Q** DID YOU INJECT OR SMOKE METHAMPHETAMINE TWO DAYS
24 PRIOR?

25 **A** NEITHER ONE.

1 **Q** HOW DID YOU CONSUME THE METHAMPHETAMINE THAT YOU
2 CONSUMED TWO DAYS PRIOR TO MARCH 7TH, 2016?
3 **A** DO I HAVE TO ANSWER TO THAT KIND OF QUESTION?
4 **THE COURT:** YES, YOU NEED TO ANSWER THE QUESTIONS,
5 BARRING ANY OBJECTION AND RULING ON MY PART.
6 **THE WITNESS:** SO I WOULD INHALE IT.
7 **THE WITNESS SALAZAR:** SNORT IT.
8 **THE INTERPRETER:** SNORT IT.
9 **BY MR. GELLER:**
10 **Q** HOW MUCH DID YOU SNORT OR INHALE TWO DAYS PRIOR?
11 **MS. LEXIS:** YOUR HONOR, AT THIS POINT I WOULD OBJECT TO
12 RELEVANCE.
13 **THE COURT:** WHAT IS THE RELEVANCE OF THE AMOUNT TWO DAYS
14 PRIOR TO THE INCIDENT?
15 **MR. GELLER:** DEPENDING ON THE QUANTITY, IT WOULD EFFECT
16 THE WITNESS'S PERCEPTION, SO...
17 **THE COURT:** YEAH, BUT --
18 **MR. GELLER:** I DON'T WANT --
19 **THE COURT:** ANY BASIS FOR THAT POSITION, OTHER THAN IT
20 MIGHT STILL BE A METABOLITE IN HIS URINE, BUT HOW WOULD THAT
21 STILL EFFECT HIS THOUGHT PROCESS TWO DAYS LATER?
22 **MR. GELLER:** MY POSITION IS, THAT DEPENDING ON THE
23 QUANTITY OF A NARCOTIC CONSUMED, IT EFFECTS THE RATE AT WHICH
24 IT'S METABOLIZED. SO IF SOMEONE CONSUMED A LARGE QUANTITY, IT
25 TAKES LONGER FOR IT TO REACH IT'S HALF-LIFE AND ULTIMATELY

1 GETS TO ZERO IN THE BLOODSTREAM.

2 **THE COURT:** YOU CAN ADDRESS THAT WITH AN EXPERT WITNESS
3 AT THE DISTRICT COURT LEVEL, BUT HERE IT'S GOING TO BE A
4 SUSTAINED OBJECTION.

5 **MR. GELLER:** SURE.

6 **Q** I WANT TO DIRECT YOUR ATTENTION NOW TO AFTER YOU
7 ARRIVED AT THE HOUSE, AND I'M REFERRING TO THE ABANDONED
8 HOUSE. ONCE YOU ARRIVE AT THE ABANDONED HOUSE, I BELIEVE YOU
9 TESTIFIED IN RESPONSE TO ONE OF MISS LEXIS'S QUESTIONS, THAT
10 YOU CONSUMED A BEER; IS THAT CORRECT?

11 **A** YES.

12 **Q** OKAY. AND I BELIEVE YOU SAID THAT --

13 **A** I DIDN'T DRINK THAT.

14 **Q** YOU DID NOT DRINK THE BEER?

15 **A** I -- I HAD A SIP ONLY, BECAUSE THEY MAKE -- THEY
16 MADE ME.

17 **Q** DO YOU RECALL WHAT TYPE OF BEER THAT WAS?

18 **A** YES, IT WAS A BUD LIGHT.

19 **Q** OKAY. AND DO YOU RECALL WHO PROVIDED THAT TO YOU?

20 **A** ANGEL CASTRO'S GIRLFRIEND.

21 **Q** AND WAS THAT A BOTTLE OR A CAN?

22 **A** IT WAS A CAN.

23 **Q** AT THE POINT IN TIME WHEN MR. CASTRO LEAVES THE
24 RESIDENCE, WHAT WAS GOING ON WITH RESPECT TO YOUR TORTURE AT
25 THAT TIME? WHAT'S THE LAST THING YOU RECALL ANGEL CASTRO

1 DOING AT THE RESIDENCE?

2 **A** SAY AGAIN, PLEASE.

3 **Q** WHAT IS THE LAST THING YOU RECALL ANGEL CASTRO DOING
4 BEFORE HE LEFT THE ABANDONED HOUSE WHERE YOU WERE TORTURED?

5 **A** THE LAST THING I REMEMBER IS THAT HE SLIT MY THROAT.

6 **Q** AT ANY POINT IN TIME BETWEEN WHEN MR. CASTRO ARRIVED
7 AT THE RESIDENCE WITH YOU, WHEN YOU ENTERED THE FRONT DOOR,
8 AND THE TIME YOU SAID THAT MR. CASTRO SLIT YOUR THROAT, DID
9 YOU EVER SEE HIM WALK OUT OF THE ROOM WHERE YOU WERE TIED UP?

10 **A** NO. I WAS ALMOST DEAD, I DON'T REMEMBER.

11 **Q** IS IT POSSIBLE THAT DURING THE TIME YOU WERE BEING
12 TORTURED INSIDE THE ABANDONED HOUSE, MR. CASTRO LEFT IT FOR A
13 PERIOD OF TIME?

14 **MS. LEXIS:** YOUR HONOR, I'M SORRY, I OBJECT. THIS ASKS
15 FOR SPECULATION. I MEAN ANYTHING IS POSSIBLE.

16 **THE COURT:** JUST A MOMENT. DON'T ANSWER THE QUESTION
17 YET.

18 MR. GELLER?

19 **MR. GELLER:** YOUR HONOR, A LAY WITNESS IS ALLOWED TO
20 OPINE ABOUT THINGS THAT ARE WITHIN A LAY WITNESS'S KNOWLEDGE.
21 SO, FOR EXAMPLE, A LAY WITNESS COULD SAY, IT LOOKED LIKE THE
22 CAR WAS GOING 50 MILES AN HOUR DOWN THE STREET. WHAT A LAY
23 WITNESS CANNOT DO IS SPECULATE ABOUT THINGS THAT ARE WITHIN
24 THE PROVINCE OF EXPERT TESTIMONY.

25 SO I'M JUST ASKING HIM, AT ANY POINT IN TIME, SINCE HE

1 WAS IN THE ROOM, IF HE HAD EVER OBSERVED OR BELIEVED THAT
2 CASTRO MAY HAVE HAD AN OPPORTUNITY TO LEAVE, CAN HE SAY FOR
3 CERTAIN WHETHER OR NOT HE LEFT.

4 **MS. LEXIS:** I DON'T BELIEVE THAT'S -- THAT WAS HOW THE
5 QUESTION WAS PHRASED. HE ASKED WHETHER HE HAD SEEN MR. CASTRO
6 LEAVE. THE -- THE VICTIM TESTIFIED THAT HE DID NOT, BECAUSE
7 HE WAS ALMOST DEAD.

8 AND THE NEXT QUESTION, THE ONE THAT I ACTUALLY OBJECTED
9 TO, WAS WHETHER OR NOT IT WAS POSSIBLE THAT MR. CASTRO WOULD
10 HAVE LEFT, AND THAT'S WHAT I THINK IS SPECULATIVE.

11 **THE COURT:** OKAY. AS TO THE FORM OF THE QUESTION AS TO
12 WHAT'S POSSIBLE, I'M GOING TO SUSTAIN THE OBJECTION.

13 IF YOU WANT TO ASK HIM IF IN HIS PERCEPTION HE HAD THE
14 OPPORTUNITY TO, YOU CAN ASK THAT QUESTION.

15 **MR. GELLER:** THANK YOU, JUDGE.

16 **Q** DID YOU MAINTAIN CONSTANT VISUAL EYE CONTACT ON
17 MR. CASTRO FROM THE TIME THAT YOU ENTERED THE ABANDONED HOUSE
18 TO THE TIME WHEN YOU HAD YOUR LAST MEMORY WHERE YOU TESTIFIED
19 THAT HE CUT YOUR THROAT?

20 **A** YES. YES. BUT AFTER HE SLIT MY THROAT I DIDN'T
21 HAVE ANY MORE CONTACT WITH HIM.

22 **Q** SO PRIOR TO MR. CASTRO SLITTING YOUR THROAT, AND YOU
23 RECALL SEEING HIM IN THE ROOM WHERE YOU WERE TIED UP, ENTIRELY
24 FROM THAT POINT IN TIME, GOING BACK TO THE POINT IN TIME WHEN
25 HE ENTERED THE RESIDENCE WITH YOU?

1 **A** YES.

2 **Q** AT SOME POINT IN TIME I BELIEVE YOU TESTIFIED THAT
3 FABIOLA JIMENEZ, MR. CASTRO'S GIRLFRIEND, CAUSED YOU TO SEND A
4 TEXT MESSAGE TO YOUR GIRLFRIEND; IS THAT CORRECT?

5 **A** YES.

6 **Q** TO WHAT PHONE DID YOU TEXT YOUR GIRLFRIEND?

7 **A** SO WHAT YOU MEAN WHAT PHONE?

8 **Q** DID YOUR GIRLFRIEND HAVE A PARTICULAR PHONE NUMBER,
9 I DON'T NEED YOU TO REPEAT IT IN OPEN COURT, THAT YOU TEXTED
10 HER AT FABIOLA JIMENEZ'S REQUEST?

11 **A** NO. HE SEND IT -- SHE SEND IT THROUGH FACEBOOK.
12 SHE USED MY FACEBOOK TO MESSAGE HER.

13 **Q** UNDERSTOOD.

14 DID YOU HAVE OCCASION TO GIVE AN INTERVIEW TO TWO
15 DETECTIVES WITHIN THE LAST FEW WEEKS?

16 **A** THE TRUTH IS I DON'T -- I DON'T REMEMBER. I HAD SO
17 MANY INTERVIEWS WITH SO MANY PEOPLE THAT I -- I DON'T
18 REMEMBER.

19 **Q** IF IT HELPS YOU REMEMBER, DO YOU RECALL GIVING AN
20 INTERVIEW TO TWO DETECTIVES AFTER YOU GOT OUT OF THE HOSPITAL?

21 **A** SO IT WAS A DAY BEFORE, BUT I THINK I DON'T
22 UNDERSTAND THE QUESTION.

23 **Q** SURE. DID YOU HAPPEN TO GET A VISIT FROM TWO
24 DETECTIVES WHO INTERVIEWED YOU, SAY THE LAST 10 DAYS, AND
25 RECORDED THAT INTERVIEW?

1 **A** YES.

2 **Q** AND IN THAT INTERVIEW WERE YOU GIVING DESCRIPTIONS
3 OF WHAT HAPPENED AS HONESTLY AND ACCURATELY AS POSSIBLE?

4 **A** I -- I'M JUST SAYING WHAT HAD HAPPENED TO ME.

5 **Q** YES. AND DID YOU SAY WHAT HAPPENED TO YOU AS
6 ACCURATELY AND HONESTLY AS YOU COULD RECALL?

7 **A** I BELIEVE SO.

8 **Q** YOU DON'T HAVE ANY REASON TO SAY SOMETHING THAT'S
9 NOT TRUE TO THE DETECTIVES, CORRECT?

10 **A** NO, THERE'S NO REASON FOR IT.

11 **Q** OKAY. GOOD.

12 DID YOU TELL THE DETECTIVES IN YOUR INTERVIEW, THAT
13 BEFORE TWO OF THE DEFENDANTS STARTED LIGHTING THE HOUSE ON
14 FIRE, YOU SAW ANGEL AND FABIOLA LEAVE THE HOUSE?

15 **A** NO, I NEVER SAID THAT. WHAT I -- WHAT I SAID WAS,
16 THAT I -- I STOPPED HEARING THEIR VOICES.

17 **Q** SO IF I UNDERSTAND YOU CORRECTLY, ARE YOU SAYING
18 YOU'RE 100 PERCENT CERTAIN THAT YOU DID NOT TELL EITHER OF
19 THOSE TWO DETECTIVES THAT YOU SAW ANGEL AND FABIOLA LEAVE THE
20 HOUSE BEFORE TWO OTHER DEFENDANTS STARTED BURNING IT?

21 **A** I'M 100 PERCENT CERTAIN THAT THAT WASN'T WHAT I SAY.
22 WHAT I SAID WAS, THAT I STOPPED HEARING THEIR VOICES, AND ALSO
23 THAT I -- I SUPPOSED THAT THEY TOOK THEIR TRUCK AND LEFT WHILE
24 THE HOUSE WAS BURNING.

25 **Q** HOW LONG BEFORE TWO CODEFENDANTS STARTED PUTTING

1 PAPER AND THINGS ON YOU TO LIGHT THE HOUSE ON FIRE, WAS IT
2 THAT YOU STOPPED HEARING ANGEL CASTRO AND HIS GIRLFRIEND
3 TALKING?

4 **A** NO, THE -- THE TRUTH IS I -- I DON'T REMEMBER, AND
5 I'M -- I'M SORT OF ENTANGLED HERE.

6 **Q** OKAY. BUT YOU WERE CONFIDENT WHEN YOU TOLD THE
7 POLICE THAT YOU NO LONGER BELIEVE THAT ANGEL AND FABIOLA WERE
8 IN THE RESIDENCE WHEN THE OTHER TWO DEFENDANTS STARTED BURNING
9 IT?

10 **MS. LEXIS:** OBJECTION, YOUR HONOR, IT MISSTATES HIS
11 TESTIMONY.

12 **THE COURT:** I THINK THE WITNESS CAN ANSWER WHETHER THAT'S
13 ACCURATE OR NOT.

14 **THE INTERPRETER:** I'M SORRY, MAY -- CAN YOU ASK THE
15 QUESTION AGAIN?

16 **MR. GELLER:** SURE.

17 **Q** WHEN YOU TALKED TO THE DETECTIVES, YOU TOLD THEM
18 THAT YOU BELIEVED THE DEFENDANT AND ANGEL -- OR EXCUSE ME --
19 THE DEFENDANT AND MISS FIGUEROA -- SCRATCH THAT -- FABIOLA --
20 THE DEFENDANT AND FABIOLA LEFT THE ABANDONED HOUSE PRIOR TO
21 THE OTHER TWO DEFENDANTS STARTING TO BURN IT?

22 **MS. LEXIS:** YOUR HONOR, AGAIN, IT MISSTATES -- THE
23 QUESTION MISSTATES THE DEFEN -- THE VICTIM'S TESTIMONY. HE
24 SAID HE WAS 100 PERCENT SURE THAT HE JUST STOPPED HEARING
25 THEIR VOICES, NOT THAT HE SAW THEM LEAVE.

1 **THE COURT:** HE'S ASKING HIM ABOUT WHAT HE SAID TO THE
2 DETECTIVE IN THE INTERVIEW, NOT WHAT HE SAID HERE TODAY.

3 **MS. LEXIS:** I THINK IT MISSTATES HIS TESTIMONY CURRENTLY.
4 I --

5 **THE COURT:** I UNDERSTAND THAT, BUT THAT'S -- THAT'S, I
6 GUESS, HIS POINT IN CROSS-EXAMINATION IS IT'S A CONTRADICTIONARY
7 STATEMENT THAT HE'S ASKING HIM IF HE MADE THAT STATEMENT TO
8 THE DETECTIVES.

9 **MS. LEXIS:** OKAY.

10 **THE COURT:** SO I THINK HE'S ALLOWED TO CONFRONT HIM WITH
11 THE STATEMENT AND ASK HIM WHETHER THAT IS OR IS NOT WHAT HE
12 SAID TO THE DETECTIVES.

13 **MS. LEXIS:** OKAY.

14 **THE COURT:** IF HE REMEMBERS.

15 **BY MR. GELLER:**

16 **Q** SO DO YOU REMEMBER COMMUNICATING TO THE DETECTIVES
17 THAT YOU BELIEVED THAT MR. CASTRO AND MISS FABIOLA JIMENEZ
18 LEFT THE ABANDONED HOUSE BEFORE THE OTHER TWO DEFENDANTS
19 STARTED BURNING IT?

20 **A** OH, YOU GUYS ARE CONFUSING ME.

21 **THE COURT:** HE'S ASKING YOU SPECIFICALLY ABOUT WHAT YOU
22 TOLD THE DETECTIVES IN THE RECORDED INTERVIEW APPROXIMATELY 10
23 DAYS AGO. IN THAT INTERVIEW DO YOU REMEMBER TELLING THE
24 DETECTIVES THAT MR. CASTRO AND MS. FABIOLA LEFT THE RESIDENCE
25 BEFORE THE FIRE WAS STARTED?

1 **THE WITNESS:** I -- WHAT I SAID TO THE DETECTIVES WAS THAT
2 I DIDN'T HEAR THEIR VOICES ANYMORE, AND THAT I SUPPOSED OR
3 CONSTRUED THAT THEY WENT TO PARK THE TRUCK SOMEWHERE ELSE,
4 BECAUSE IT'S WHAT THEY DO.

5 **BY MR. GELLER:**

6 **Q** AND YOU TOLD THE DETECTIVES THAT YOU ONLY SAW THE
7 REDHEAD AND THE OTHER GUY BURNING THE HOUSE, CORRECT?

8 **A** YES, THAT'S CORRECT. I SAW THEM WITH MY OWN EYES, I
9 DIDN'T SEE THE OTHER ONES.

10 **Q** I WANT TO DRAW YOUR ATTENTION BACK TO THE BEER,
11 BRIEFLY. HOW WAS THAT HANDED TO YOU?

12 **A** HOW THEY HANDED THE BEER? WITH --

13 **Q** YEAH, WHO HAND --

14 **A** -- WITH THEIR HANDS.

15 **Q** YEAH, WHO HANDED IT TO YOU?

16 **A** I DON'T REMEMBER.

17 **Q** OKAY. AND HOW WERE YOU DRINKING IT, SEEING THAT YOU
18 WERE TIED UP?

19 **A** THEY -- THEY LOOSENEED UP A LITTLE BIT THE -- THE
20 RESTRAINTS AND I WAS DRINKING LIKE THIS.

21 **Q** AND FOR THE RECORD, IT LOOKS LIKE THE INTERPRETER IS
22 USING TWO HANDS IN A MOTION TOWARDS HER MOUTH.

23 **A** YES, IT'S LIKE THIS.

24 **MR. GELLER:** OKAY. THANK YOU, GOT NO FURTHER QUESTIONS.

25 **THE COURT:** MR. YAMPOLSKY.

CROSS-EXAMINATION

1

2 **BY MR. YAMPOLSKY:**

3 **Q** MR. ORTIZ-SALAZAR? OKAY.

4 YOU SAID YOU DIDN'T SEE THE OTHER ONES BURNING THE
5 HOUSE, CORRECT?

6 **A** CORRECT.

7 **Q** OKAY. WHEN YOU SAID YOU DIDN'T SEE THE OTHER ONES,
8 TO WHOM WERE YOU REFERRING?

9 **A** TO CASTRO AND CASTRO'S GIRLFRIEND.

10 **Q** OKAY. SO YOU -- YOU SAW MR. KING BURNING THE HOUSE?

11 **A** YES.

12 **Q** OKAY. AND I'D LIKE TO BACK UP, DIRECT YOUR
13 ATTENTION. EVERYONE'S TALKING ABOUT THE MONEY THAT YOU OWED.
14 YOU OWED THE MONEY TO ANGEL CASTRO?

15 **A** WELL, YOU -- YOU WOULD SAY.

16 **Q** WELL, I'M ASKING YOU, DID -- DID YOU OWE -- DID
17 YOU -- DID YOU THINK YOU OWED ANY MONEY TO ANGEL CASTRO?

18 **A** WELL, TO BE HONEST, IF -- IF I OWE \$100 THAT WOULD
19 BE IT.

20 **Q** OKAY. BUT WHAT I'M TRYING TO FIGURE OUT IS, IF YOU
21 OWED, LET'S SAY THE \$100, OKAY, WOULD THAT MONEY BE OWED TO
22 ANGEL CASTRO?

23 **A** YES.

24 **Q** OKAY. AND YOU DIDN'T OWE ANY MONEY TO LIONEL KING?

25 **A** NO.

1 **Q** AND YOU OWED THE MONEY BECAUSE YOU HAD BOUGHT DRUGS
2 FROM ANGEL CASTRO?
3 **A** NO.
4 **Q** OKAY. THEN WHY DID YOU OWE THE MONEY TO ANGEL
5 CASTRO?
6 **A** BECAUSE HE WOULD LEND ME MONEY FOR FUEL.
7 **Q** OKAY. SO HE LENT YOU ABOUT \$100 FOR GAS?
8 **A** HE WOULD -- HE WOULD LEND ME MONEY EVERY NOW AND
9 THEN, NOT ALL TOGETHER.
10 **Q** BUT HE SAID FOR -- YOU SAID FOR FUEL, CORRECT?
11 **A** YES.
12 **Q** AND THAT MEANS GAS FOR YOUR CAR?
13 **A** YES.
14 **Q** OKAY. COURT'S INDULGENCE.
15 YOU SAID YOU HAD A PACK OF CIGARETTES AND A LIGHTER
16 IN YOUR POCKET WITH YOUR WALLET, CORRECT?
17 **A** YES. CORRECT.
18 **Q** NOW, WHO TOOK THE LIGHTER AND THE WALLET?
19 **A** REDHEAD.
20 **Q** OKAY. NOW, DIRECTING YOUR ATTENTION, WHEN YOU GOT
21 INTO THE TRUCK, THE REDHEAD WAS DRIVING, CORRECT?
22 **A** YES.
23 **Q** AND YOU WERE SITTING NEXT TO THE REDHEAD IN THE
24 MIDDLE?
25 **A** YES, THAT'S CORRECT.

1 **Q** AND ON YOUR RIGHT-HAND SIDE WAS ANGEL CASTRO?
2 **A** THAT'S CORRECT.
3 **Q** AND LIONEL KING WAS IN THE BED OF THE TRUCK?
4 **A** YES, THAT'S CORRECT.
5 **Q** NOW, YOU WERE PULLED INTO THE TRUCK?
6 **A** YES, PRETTY MUCH.
7 **Q** OKAY.
8 **A** BECAUSE THEY WERE LIKE PUSHING ME AROUND.
9 **Q** OKAY. AND DID THE REDHEAD PUSH YOU?
10 **A** THAT HIT ME. THAT ONE HIT ME.
11 **Q** OKAY. AND WHO PUSHED YOU?
12 **A** ANGEL CASTRO.
13 **Q** OKAY. AND WAS HE THE ONLY ONE THAT PUSHED YOU?
14 **A** YES.
15 **MR. YAMPOLSKY:** OKAY. COURT'S INDULGENCE.
16 (DISCUSSION BETWEEN MR. YAMPOLSKY AND DEFENDANT KING.)
17 **MR. YAMPOLSKY:** NO FURTHER QUESTIONS.
18 **THE COURT:** ANY REDIRECT?
19 **MS. LEXIS:** NO REDIRECT, THANK YOU.
20 **THE COURT:** ALL RIGHT. THANK YOU FOR YOUR TESTIMONY,
21 YOU'RE FREE TO STEP DOWN.
22 STATE.
23 **MS. LEXIS:** COURT'S BRIEF INDULGENCE.
24 (DISCUSSION BETWEEN MS. LEXIS AND DEFENSE COUNSEL.)
25 **MS. LEXIS:** DEFENSE COUNSEL IS ALSO STIPULATING THAT THE

1 INDIVIDUAL IN STATE'S EXHIBIT NUMBER, I BELIEVE IT'S 2,
2 REDHEAD, IS EDWARD HONABACH, I.D. NO. 7029816, YOUR HONOR.
3 **THE COURT:** OKAY.
4 **MS. LEXIS:** WITH THAT WE HAVE NO FURTHER WITNESSES.
5 **THE COURT:** IS THAT CORRECT, MR. GELLER?
6 **MR. GELLER:** THAT'S CORRECT WITH RESPECT TO THE
7 STIPULATION, YOUR HONOR.
8 **THE COURT:** MR. YAMPOLSKY, IS THAT CORRECT WITH THE
9 STIPULATION, SIR?
10 **MR. YAMPOLSKY:** YES, YOUR HONOR.
11 **THE COURT:** OKAY.
12 **MR. VILLANI:** AND, YOUR HONOR, BEFORE WE CLOSE EVIDENCE,
13 AGAIN WE HAVE THE SAME AMENDMENTS AS WE DID TO THE OTHER TWO
14 DEFENDANTS. COUNT 3, WE ARE ADDING MAYHEM WITH A DEADLY
15 WEAPON, TO WIT: A KNIFE AND/OR A MACHETE AND/OR PLIERS.
16 **THE COURT:** AND WERE WIRE CUTTERS IS WHAT YOU --
17 **MR. VILLANI:** WIRE CUTTERS, SORRY.
18 **THE COURT:** -- ON THE LAST AMENDMENT, JUST TO BE --
19 **MR. VILLANI:** TO BE CONSISTENT --
20 **THE COURT:** -- BE CONSISTENT --
21 **MR. VILLANI:** -- LET'S KEEP IT AT WHERE IT IS.
22 **THE COURT:** -- WITH THE LANGUAGE.
23 **MR. VILLANI:** THANK YOU.
24 COUNT 5 WE WILL BE ADDING FIRST DEGREE KIDNAPPING WITH
25 USE OF A DEADLY WEAPON, RESULTING IN SUBSTANTIAL BODILY HARM

1 TO THAT CHARGE.

2 **THE COURT:** OKAY.

3 **MR. VILLANI:** AND WITH THAT, YOUR HONOR, THE STATE WOULD
4 REST.

5 **THE COURT:** ALL RIGHT. MR. GELLER, START WITH YOU.

6 **MR. GELLER:** YES, JUDGE.

7 THE DEFENSE WOULD CALL DETECTIVE AUSCHWITZ.

8 **THE COURT:** OKAY. SO EARLIER WHEN I ASKED THE QUESTION
9 IF THERE WERE ANY OTHER WITNESSES, NO ONE -- NO ONE SAID
10 ANYTHING. I HAVE -- SMALL CLAIMS HAS OUR COURTROOM AT 1
11 O'CLOCK TODAY.

12 **MR. GELLER:** OKAY.

13 **THE COURT:** SO I MIGHT NEED TO EITHER MOVE US OR MOVE
14 THEM, BUT JUST GIVE ME ONE MINUTE.

15 **MR. GELLER:** CERTAINLY.

16 **THE COURT:** I DID NOT ANTICIPATE ANY OTHER WITNESSES.

17 **MR. GELLER:** I'M SORRY, I MISUNDERSTOOD YOUR HONOR'S --

18 **THE COURT:** I HAD ASKED EARLIER.

19 **MR. GELLER:** -- QUESTION EARLIER.

20 AND I'LL BE VERY BRIEF, I JUST HAVE A FEW TOPICS FOR
21 DETECTIVE AUSCHWITZ.

22 **THE COURT:** WELL, HOW LONG DO YOU THINK, I JUST --

23 **MR. GELLER:** TEN MINUTES MAX I WOULD THINK, YOUR HONOR.

24 **THE COURT:** FOR EVERYTHING? I MEAN FOR BOTH SIDES?

25 **MR. GELLER:** FOR MY QUESTIONS, YEAH.

1 **THE COURT:** OR JUST YOUR QUESTIONS?

2 **MR. GELLER:** RIGHT, FOR MY QUESTIONS. I CAN'T SPEAK FOR

3 THE OTHER PARTIES.

4 **THE COURT:** OKAY. WELL, LET ME SEE WHAT I CAN

5 COORDINATE.

6 **THE MARSHAL:** WE ARE TRYING TO FIND SMALL CLAIMS ANOTHER

7 ROOM, JUDGE.

8 **THE COURT:** OKAY. WELL, CAN YOU COORDINATE THAT WITH

9 MAUREEN?

10 **THE MARSHAL:** YES, MA'AM.

11 **THE COURT:** I MEAN, I THINK IT WOULD BE EASIER TO DIRECT

12 THEM SOMEWHERE ELSE OVER THE NEXT 30 MINUTES THAN IT WOULD BE

13 FOR US TO PICK EVERYBODY UP AND MOVE US.

14 **THE MARSHAL:** I AGREE.

15 **THE COURT:** SO THANK YOU, I APPRECIATE YOU --

16 **THE MARSHAL:** YES, MA'AM.

17 **THE COURT:** -- COORDINATING THAT.

18 OKAY, MR. GELLER GO AHEAD. SORRY.

19 **MR. GELLER:** THANK YOU.

20 **THE COURT:** JUST WANTED TO TAKE CARE OF THAT LOGISTICS.

21 **MR. GELLER:** I APOLOGIZE FOR MISUNDERSTANDING YOUR

22 HONOR'S -- WHEN I REALLY WANTED TO INVOKE THE EXCLUSIONARY

23 RULE, I WAS ASKING --

24 **THE COURT:** NO. NO, IN THE BREAK --

25 **MR. GELLER:** OH.

1 **THE COURT:** -- I HAD ASKED IF THERE WERE ANY OTHER
2 WITNESSES FROM ANYONE, SO --
3 **MR. GELLER:** OH.
4 **THE COURT:** -- I JUST WAS TRYING TO DO TIMING --
5 **MR. GELLER:** SORRY ABOUT THAT.
6 **THE COURT:** -- BECAUSE I KNEW THE COURTROOM WAS
7 OTHERWISE -- THAT'S OKAY, LET'S CALL HIM.
8 **MR. GELLER:** DEFENSE WOULD CALL DETECTIVE AUSCHWITZ.
9 **THE MARSHAL:** I BELIEVE THEY'LL BEEN IN 7B, JUDGE.
10 **THE COURT:** COME ON UP TO THE WITNESS STAND FOR ME,
11 PLEASE.
12
13 **JASON AUSCHWITZ.**
14 CALLED AS A WITNESS BY THE DEFENSE, AND HAVING BEEN FIRST DULY
15 SWORN TO TESTIFY TO THE TRUTH, THE WHOLE TRUTH, AND NOTHING
16 BUT THE TRUTH, TESTIFIED AS FOLLOWS:
17
18 **THE WITNESS:** YES, MA'AM.
19 **THE CLERK:** PLEASE BE SEATED.
20 STATE AND SPELL YOUR NAME FOR THE RECORD.
21 **THE WITNESS:** MY NAME IS JASON AUSCHWITZ. JASON IS,
22 J-A-S-O-N. AUSCHWITZ, A-U-S-C-H-W-I-T-Z.
23 **THE COURT:** MR. GELLER.
24 ///
25 ///

DIRECT EXAMINATION

1
2 **BY MR. GELLER:**

3 **Q** DETECTIVE, HOW ARE YOU EMPLOYED?

4 **A** I'M EMPLOYED WITH THE LAS VEGAS METROPOLITAN POLICE
5 DEPARTMENT.

6 **Q** AND WERE YOU EMPLOYED IN THAT CAPACITY ON MARCH THE
7 7TH OF 2016?

8 **A** YES, SIR.

9 **Q** DID YOU HAVE OCCASION TO INVESTIGATE A CASE
10 SPECIFICALLY WITH THE DEFENDANTS LUIS ANGEL CASTRO, EDWARD
11 HONABACH, FABIOLA JIMENEZ AND LIONEL KING ON THAT DATE?

12 **A** YES, SIR.

13 **Q** AND WHEN DID YOU INITIALLY BECOME AWARE OF THE
14 ALLEGATIONS INVOLVED AND RESPOND TO THE SCENE? ROUGHLY. I
15 REALIZE YOU MAY NOT HAVE A CAD REPORT FROM --

16 **A** I BELIEVE IT WAS APRIL 3RD.

17 **Q** OKAY. SO PRIOR TO APRIL 3RD OF 2016, DID YOU HAVE
18 ANY INVESTIGATIVE INVOLVEMENT IN THE CASE THAT I JUST
19 REFERENCED?

20 **A** IF THAT DATE'S CORRECT, I -- I DID.

21 **Q** OKAY. AND WHAT, BRIEFLY, WAS THE INVESTIGATIVE
22 INVOLVEMENT PRIOR TO APRIL 3RD, 2016?

23 **A** IT WAS -- I BELIEVE THE CALL INITIALLY CAME OUT AS A
24 FIRE AT 1901 EAST OAKLEY, AND WE -- WE HAD SOMEONE WITH THEIR
25 THROAT SLIT.

1 **Q** WITH THEIR WHAT, I'M SORRY?

2 **A** THEIR THROAT SLIT.

3 **Q** UNDERSTOOD.

4 AND YOU BECAME AWARE OF THAT PRIOR TO APRIL OF 2016;

5 IS THAT CORRECT?

6 **A** I GOT -- I WAS AWARE OF THE -- PRIOR TO THE CALL

7 COMING OUT AROUND -- ROUGHLY AFTER 3 O'CLOCK. I BELIEVE

8 THAT'S THE CORRECT DATE.

9 **Q** OKAY. SO IF I UNDERSTAND YOUR TESTIMONY, AND PLEASE

10 DON'T LET ME MISSTATE IT, YOU DIDN'T BECOME AWARE OF THE

11 ALLEGATIONS INVOLVING THE FOUR AFOREMENTIONED DEFENDANTS ON

12 MARCH 7TH, 2016; IS THAT CORRECT?

13 **A** I DON'T UNDERSTAND YOUR QUESTION.

14 **Q** WHEN DID YOU FIRST BECOME AWARE OF THE ALLEGATIONS

15 THAT THE FOUR DEFENDANTS WERE FACING PERTAINING TO THE HOUSE

16 THAT WAS ON FIRE ON OAKLEY ON MARCH 7TH?

17 **A** WHEN THEY BECAME SUSPECTS, IS THAT -- IS THAT WHAT

18 YOU MEAN?

19 **Q** WHEN DID YOU BECOME INVOLVED IN THE INVESTIGATION?

20 **A** I BECAME INVOLVED RIGHT WHEN THE CALL CAME OUT.

21 **Q** UNDERSTOOD. THANK YOU.

22 DID YOU HAVE OCCASION, WITHOUT REPEATING WHAT ANYONE

23 SAID, TO CONDUCT INTERVIEWS WITH ANY OF THE SUSPECTS IN THIS

24 CASE?

25 **A** I DID.

1 **Q** DID YOU HAVE OCCASION, AGAIN WITHOUT REPEATING
2 ANYTHING THAT HE MAY HAVE SAID, TO INTERVIEW THE DEFENDANT
3 ANGEL CASTRO?

4 **A** I -- YOU KNOW WHAT, I DON'T RECALL -- THERE WERE A
5 LOT OF INTERVIEWS, AND I -- I DON'T HAVE MY NOTES WITH ME, BUT
6 I DON'T -- I DON'T RECALL INTERVIEWING MR. CASTRO OFF THE TOP
7 OF MY HEAD. ONE OF MY PARTNERS I BELIEVE DID, BUT I DON'T
8 THINK I DID.

9 **Q** OKAY. SO YOU DIDN'T PERSONALLY INTERVIEW THE
10 DEFENDANT SEATED TO MY LEFT, AS FAR AS YOU RECALL?

11 **A** I DON'T RECALL. I DON'T THINK I DID.

12 **Q** DID YOU HAVE OCCASION TO REPORT TO THE SCENE OF THE
13 BURNED HOUSE ON MARCH 7TH, 2016, OR ANYTIME SHORTLY
14 THEREAFTER?

15 **A** AGAIN, I -- I APOLOGIZE, I'M -- I'M -- LACK OF
16 SLEEP. WAS IT THE 7TH THAT THIS OCCURRED ON, THE ACTUAL DATE?

17 **Q** ACCORDING TO THE CRIMINAL COMPLAINT FILED BY THE
18 STATE IT WOULD BE THE 7TH, YES.

19 **A** AGAIN, WHAT'S YOUR QUESTION?

20 **Q** MY QUESTION IS, DID YOU EVER HAVE OCCASION ON MARCH
21 7TH, 2016, OR SHORTLY THEREAFTER, TO REPORT TO THE SCENE OF
22 THE FIRE ON OAKLEY?

23 **A** I DID. I WENT TO THE FIRE ON OAKLEY. I'VE BEEN --
24 I'VE BEEN TO THAT HOUSE A FEW TIMES.

25 **Q** NOW DID YOU --

1 **A** AND, AGAIN, I DON'T RECALL THE DATES SPECIFICALLY,
2 AND I APOLOGIZE ABOUT THAT.

3 **Q** NO APOLOGY NECESSARY, JUST THE BEST OF YOUR
4 RECOLLECTION.

5 **A** ALL RIGHT.

6 **Q** DID YOU HAVE OCCASION TO LOOK THROUGH THE HOUSE FOR
7 PIECES OF EVIDENCE THAT MIGHT BE RELEVANT TO YOUR
8 INVESTIGATION?

9 **A** YES, SIR, I DID.

10 **Q** AT ANY POINT IN TIME, WHILE YOU WERE REVIEWING THE
11 ITEMS IN THE HOUSE, DID YOU HAVE OCCASION TO OBSERVE ANY BEER
12 CANS?

13 **A** YOU KNOW WHAT, I DON'T -- I DON'T RECALL COLLECTING
14 A BEER CAN.

15 **Q** DO YOU RECALL OBSERVING ONE?

16 **A** I DO NOT RECALL. THERE WAS A LOT OF CLUTTER IN THAT
17 HOUSE.

18 **Q** AT ANY POINT IN TIME, IN YOUR INVESTIGATION, EITHER
19 BEFORE OR AFTER INTERVIEWING SUSPECTS, DID YOU HAVE OCCASION
20 TO REQUEST CELL SITE LOCATION INFORMATION FOR ANY OF THE
21 SUSPECTS?

22 **A** I -- I BELIEVE WE'RE ATTEMPTING THAT. I DON'T -- I
23 DON'T RECALL WHAT -- WHAT EXACTLY WENT FORWARD WITH THAT.

24 **Q** SO AS OF YOUR TESTIMONY TODAY, TO THE BEST OF YOUR
25 KNOWLEDGE, NOBODY UNDER YOUR COMMAND ASSOCIATED WITH THIS

1 INVESTIGATION IS IN POSSESSION OF CELL SITE LOCATION?

2 **A** THAT'S CORRECT.

3 **Q** BUT THAT'S SOMETHING THAT MAY VERY WELL HAVE BEEN

4 REQUESTED?

5 **A** IT MAY WELL, AND IT MAY BE IN THE PROCESS.

6 **Q** AND WHAT WOULD HAVE BEEN THE INVESTIGATIVE PURPOSE

7 IN REQUESTING CELL SITE LOCATION INFORMATION WITH RESPECT TO

8 THE SUSPECTS IN THE CASE?

9 **A** THAT WOULD JUST BE JUST TO PUT THEM AT THE SCENE OF

10 THE CRIME.

11 **Q** DID YOU HAVE OCCASION TO OBSERVE ANY SCREEN SHOTS OF

12 TEXT MESSAGES, PURSUANT TO YOUR INVESTIGATION?

13 **A** I -- I RECALL A -- A PHONE NUMBER THAT WAS POSSIBLY

14 USED THAT WE -- WE RETRIEVED FROM ONE OF THE -- MY VICTIM HAD

15 MADE SOME PHONE CALLS TO FAMILY MEMBERS, AND WE BELIEVE THAT

16 ONE OF THE PHONE NUMBERS USED WAS FROM ONE OF YOUR CLIENT'S

17 THAT WAS AT THE SCENE.

18 **Q** OKAY. NOW, YOU REFERRED TO ONE OF MY CLIENTS. YOU

19 MEAN ONE OF THE FOUR DEFENDANTS?

20 **A** ONE OF THE FOUR, RIGHT.

21 **Q** ACTUALLY YOU DON'T KNOW WHO I REPRESENT, BUT --

22 **A** I DON'T. YOU'RE ABSOLUTELY RIGHT, SIR.

23 **Q** ALL RIGHT. JUST A FEW MORE QUESTIONS.

24 PURSUANT TO ANY OF THE INVESTIGATIONS WHEREIN YOU OR

25 SOMEONE IN YOUR CONTROL OR UNDER YOUR LEAD, I SHOULD SAY,

1 MIGHT HAVE HAD A QUESTION AND ANSWER SESSION WITH ONE OF THE
2 SUSPECTS, DID YOU OR ANYONE AT YOUR DIRECTION FOLLOW UP AND
3 TRY TO CONFIRM OR DISCONFIRM ANY ALIBIS THEY MAY HAVE
4 PROVIDED?

5 **A** AS -- AS FAR AS PHONE CALLS OR WHO -- WHO CALLED
6 WHO?

7 **Q** I'LL REVISE.

8 IF ANYONE, WITHOUT REPEATING WHAT ANYONE MAY HAVE
9 SAID TO YOU, IF ANY OF THE SUSPECTS SAID I WAS AT ANOTHER
10 LOCATION AT SUCH AND SUCH TIME, DID YOU OR ANYONE AT YOUR
11 COMMAND INVESTIGATE THE ALIBI?

12 **A** YEAH, I BELIEVE DETECTIVE VALENZUELA.

13 **Q** OKAY. WITHOUT REPEATING WHAT THE ALIBI MIGHT HAVE
14 BEEN, DO YOU RECALL WHO'S ALIBI DETECTIVE VALENZUELA WAS
15 INVESTIGATING?

16 **A** I BELIEVE THAT WAS LIONEL KING'S.

17 **Q** OTHER THAN MR. KING, DO YOU KNOW IF METRO
18 DETECTIVES, PURSUANT TO THIS INVESTIGATION, INVESTIGATED
19 ANYONE ELSE'S ALIBI?

20 **A** YOU KNOW WHAT, I BELIEVE WE DID, I JUST DON'T KNOW
21 WHAT ALIBIS YOU'RE REFERRING TO. IF YOU COULD BE MORE
22 SPECIFIC I CAN PROBABLY --

23 **Q** MAY I SAY THIS, WERE ANY SURVEILLANCE VIDEOS
24 REQUESTED OR PRESERVED PURSUANT TO YOUR INVESTIGATION INTO
25 THESE ALLEGATIONS?

1 **A** THERE -- THERE WAS A MARKET THAT ONE OF YOUR -- OR
2 ONE OF THE FOUR CLAIMED TO HAVE BEEN AT, THAT THERE WAS NO
3 VIDEO, I BELIEVE, WE DID NOT FIND ANY VIDEO OF YOUR CLIENT
4 BEING AT THE -- THAT MARKET AT THE TIME OF -- THE INCIDENT
5 OCCURRED.

6 **Q** DO YOU RECALL WHICH MARKET YOU'RE REFERRING TO?

7 **A** NO, NOT -- NOT 100 PERCENT.

8 **MR. GELLER:** OKAY. PASS THE WITNESS.

9 **THE COURT:** ANY --

10 **MR. YAMPOLSKY:** EXCUSE ME, YOUR HONOR.

11 **THE COURT:** I'M NOT SURE HOW -- DO YOU WANT TO...

12 **MR. VILLANI:** EITHER WAY, WE HAVE NO QUESTIONS, WE'LL
13 JUST --

14 **THE COURT:** IT'S NOT YOUR WITNESS, I DON'T KNOW IF YOU
15 WANT TO DO YOUR CROSS OR YOUR CROSS, OR WHAT YOURS WOULD BE
16 CALLED.

17 **MR. YAMPOLSKY:** I'LL BE -- I'LL BE REALLY BRIEF.

18 **THE COURT:** OKAY. GO AHEAD MR. YAMPOLSKY.

19

20 **CROSS-EXAMINATION**

21 **BY MR. YAMPOLSKY:**

22 **Q** DETECTIVE, YOU SAID THAT DETECTIVE VALENZUELA WAS
23 INVESTIGATING LIONEL KING'S ALIBI?

24 **A** THAT'S CORRECT. I BELIEVE --

25 **Q** SO YOU DID NOT INVESTIGATE?

1 **A** NO, SIR, I DID NOT.

2 **MR. YAMPOLSKY:** I HAVE NOTHING FURTHER.

3 **THE COURT:** ALL RIGHT.

4 **MR. VILLANI:** NOTHING FROM THE STATE, YOUR HONOR.

5 **THE COURT:** ANY CROSS?

6 **MR. VILLANI:** NO.

7 **THE COURT:** THANK YOU FOR YOUR TESTIMONY, YOU'RE FREE TO

8 STEP DOWN.

9 **THE WITNESS:** THANK YOU, JUDGE. HAVE A GOOD DAY.

10 **THE COURT:** THANKS.

11 ANYTHING ELSE FROM MR. GELLER ON BEHALF OF MR. CASTRO?

12 **MR. GELLER:** NO THANK YOU, YOUR HONOR.

13 I JUST SPOKE TO MR. CASTRO, THAT HE HAS A RIGHT TO

14 TESTIFY AT A PRELIMINARY HEARING. I ADVISED HIM NOT TO, AND

15 HE'S GOING TO TAKE MY ADVICE TODAY.

16 **THE COURT:** OKAY.

17 **MR. GELLER:** SO WE WOULD REST WITH RESPECT TO THE

18 PRELIMINARY HEARING.

19 **THE COURT:** ALL RIGHT. MR. YAMPOLSKY, HOW ABOUT YOU?

20 **MR. YAMPOLSKY:** WE HAVE NO WITNESSES, YOUR HONOR.

21 AND, SIMILARLY, I SPOKE TO MR. KING, INFORMED HIM HE DOES

22 HAVE A RIGHT TO TESTIFY. IT'S MY ADVICE THAT HE DOES NOT, AND

23 HE IS GOING TO TAKE MY ADVICE.

24 **THE COURT:** OKAY. ARGUMENT.

25 **MR. VILLANI:** YOUR HONOR, THE STATE WILL WAIVE AND

1 RESERVE.

2 **THE COURT:** MR. GELLER YOU WANT TO --

3 **MR. GELLER:** THANK YOU, JUDGE.

4 **THE COURT:** -- GO FIRST?

5 **MR. GELLER:** YOUR HONOR, I'D JUST ASK THE COURT NOT TO
6 BIND OVER THE DEFENDANT ON COUNT 8, THAT'S A FIRST DEGREE
7 ARSON. WE HEARD TESTIMONY FROM THE ALLEGED VICTIM IN THE
8 CASE, AND HE TESTIFIED THAT HE BELIEVED HE TOLD THE OFFICERS
9 THAT HE NO LONGER COULD HEAR THE DEFENDANT OR THE OTHER
10 DEFENDANT, WHICH IS FABIOLA JIMENEZ, WHO'S NAME I APOLOGIZE I
11 BUTCHERED A FEW TIMES DURING MY CROSS-EXAMINATION. BUT HE NO
12 LONGER WAS ABLE TO HEAR THEM IN THE HOUSE. HE DIDN'T SEE THEM
13 IN THE RESIDENCE ANYMORE AT THAT POINT IN TIME. AND IT
14 DOESN'T SOUND LIKE AT ANY POINT IN TIME HE MENTIONED THAT
15 THERE WAS A STATEMENT THAT MIGHT HAVE BEEN ADMISSIBLE PURSUANT
16 TO THE COCONSPIRATOR HEARSAY EXCEPTION, WHEREIN THE DEFENDANT
17 CASTRO SAID BURN HIM OR ANYTHING LIKE THAT. TO THE CONTRARY,
18 THE ONE STATEMENT THAT HE DID GET INTO EVIDENCE, OR I SHOULD
19 SAY THE STATE GOT INTO EVIDENCE THROUGH THAT WITNESS, THAT WAS
20 ATTRIBUTED TO MR. CASTRO, WAS SOMETHING TO THE FACT THAT HE'S
21 DONE OR HE'S DEAD, AND THEN AFTER THAT THEY DON'T HEAR HIM
22 ANYMORE. SO I'M ASKING THE COURT NOT TO BIND OVER COUNT 8
23 WITH RESPECT TO THE ARSON, BECAUSE I DON'T BELIEVE THE STATE'S
24 DEMONSTRATED ANY EVIDENCE THAT PUTS THE DEFENDANTS,
25 SPECIFICALLY MR. CASTRO, WITH A LIGHTER IN HIS HAND COMMANDING

1 ANYONE TO BURN ANYTHING. TO THE CONTRARY, HE'S LEAVING THE
2 RESIDENCE PRIOR TO THE FIRE BEING STARTED.

3 I'D SUBMIT IT WITH THAT.

4 **THE COURT:** ALL RIGHT. MR. YAMPOLSKY.

5 **MR. YAMPOLSKY:** AND, YOUR HONOR, ON THE FIRST DEGREE
6 KIDNAPPING, MR. ORTIZ-SALAZAR STATED THAT MR -- AND THE
7 REDHEAD, WHAT IS THAT, HORN --

8 **MS. LEXIS:** HONABACH.

9 **MR. YAMPOLSKY:** WHAT?

10 **MS. LEXIS:** HONABACH.

11 **MR. VILLANI:** HONABACH.

12 **MR. YAMPOLSKY:** MR. HONABACH WAS IN THE CAR, AND I
13 BELIEVE SAID HE WAS PULLING HIM, AND HE ALSO SAID THAT
14 MR. CASTRO WAS PUSHING HIM AND -- EITHER HE DIDN'T MENTION
15 MR. KING OR MAYBE I ASKED HIM, BUT THERE WAS NO -- NO
16 TESTIMONY THAT MR. KING WAS ACTUALLY PUSHING HIM IN THE TRUCK.
17 HE SAID MR. KING WAS IN THE BACK OF THE TRUCK, SO HE WAS IN
18 THE BED.

19 I DON'T BELIEVE WE CAN INFER THAT THERE WAS -- HE WAS
20 EXHIBITING ANY TYPE OF DOMINION OR CONTROL OR SCARING HIM THAT
21 HE SHOULD GO INTO THE TRUCK. BASED ON THAT, I WOULD REQUEST
22 THAT THE COURT NOT BIND OVER ON THAT PARTICULAR COUNT.

23 ON THE REST I'LL SUBMIT.

24 **THE COURT:** ALL RIGHT. STATE, ANY ARGUMENT?

25 **MR. VILLANI:** YOUR HONOR, WITH REGARD TO THE FIRST DEGREE

1 ARSON, NOT ONLY IS THAT BARREN PLEAD, BUT WE ARE AT A SLIGHT
2 OR MARGINAL EVIDENCE HEARING HERE. GIVEN THAT, ALL FOUR WERE
3 PRESENT DURING THE STABBING. IT'S NOT BEYOND BELIEF THAT THE
4 TWO WOULD HAVE BEEN PRESENT WHEN THAT FIRE WAS BEING SET, OR
5 WHEN THE MATERIALS WERE BEING GRABBED, JUST BECAUSE THE VICTIM
6 WAS JUST ABOUT DEAD AT THE TIME THE FIRE WAS -- WAS SET, AND
7 UNABLE TO ACTUALLY REMEMBER SEEING THEM.

8 HE -- WHAT HE TESTIFIED TO IS, HE PHYSICALLY SAW THE
9 OTHER TWO. HE DID NOT SEE THEM, HE JUST STOPPED HEARING THEIR
10 VOICES. HE DID NOT SEE THEM. BY THEM I MEAN DEFENDANT 1,
11 MR. CASTRO AND HIS GIRLFRIEND MISS JIMENEZ.

12 SO GIVEN THAT, YOUR HONOR, I'D ASK YOU TO BINDOVER ON A
13 FIRST DEGREE ARSON.

14 REGARDING THE FIRST DEGREE KIDNAPPING WITH USE OF A
15 DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM. MR.
16 YAMPOLSKY'S ARGUMENT PRESUMES THAT THE KIDNAP TOOK PLACE WHEN
17 HE WAS PLACED IN THE TRUCK AND DRIVEN TO THE RESIDENCE. OUR
18 THEORY ALSO INCLUDES THE SEIZING, THE CONFINING, THE ABDUCTING
19 AND THE CONCEALING OF JOSE, WHICH CERTAINLY UNDER THE
20 TESTIMONY HEARD TODAY, MR. KING IS LIABLE FOR, AS MR. JOSE WAS
21 TIED TO A CHAIR AS MR. KING WAS REPEATEDLY STABBING HIM.

22 GIVEN THAT, YOUR HONOR, I'D ASK YOU TO BIND OVER FIRST
23 DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON RESULTING IN
24 SUBSTANTIAL BODILY HARM AS WELL, AND THE STATE WILL SUBMIT
25 WITH THAT.

1 **THE COURT:** MR. CASTRO AND MR. KING, PLEASE STAND.

2 APPEARING TO ME FROM THE AMENDED CRIMINAL COMPLAINT ON
3 FILE, AS ORALLY AMENDED HERE IN OPEN COURT, AND THE TESTIMONY
4 PRESENTED AT THIS PRELIMINARY HEARING, THERE'S SUFFICIENT
5 EVIDENCE TO BELIEVE THAT THE CRIMES OF CONSPIRACY TO COMMIT
6 MURDER, COUNT 2, ATTEMPT MURDER WITH USE OF A DEADLY WEAPON,
7 COUNT 3, MAYHEM WITH USE OF A DEADLY WEAPON, TO WIT: A
8 MACHETE AND/OR KNIFE AND/OR WIRE CUTTERS, COUNT 4, BATTERY
9 WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY
10 HARM, COUNT 5, FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY
11 WEAPON RESULTING IN SUBSTANTIAL BODILY HARM, COUNT 6,
12 EXTORTION WITH USE OF A DEADLY WEAPON, COUNT 7, ROBBERY WITH
13 USE OF A DEADLY WEAPON, COUNT 8, FIRST DEGREE ARSON, HAVE BEEN
14 COMMITTED, AND THAT YOU EACH COMMITTED SAID CRIMES. I HEREBY
15 ORDER THAT EACH OF YOU BE HELD TO ANSWER IN THE EIGHTH
16 JUDICIAL DISTRICT COURT ON THE FOLLOWING DATE AND TIME.

17 **THE CLERK:** ON APRIL THE 14TH AT 10 O'CLOCK A.M.,
18 DISTRICT COURT, LOWER LEVEL COURTROOM A.

19

20 (AT 12:43 A.M. THE PROCEEDINGS WERE RECESSED.)

21

* * * *

22 ATTEST: FULL, TRUE AND CERTIFIED TRANSCRIPT.

23

/S/KIT MACDONALD
KIT MACDONALD, C.C.R.
COURT REPORTER
C.C.R. NO. 65

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REPORTER'S DECLARATION

STATE OF NEVADA)
COUNTY OF CLARK)

I, KIT MACDONALD, A CERTIFIED COURT REPORTER IN AND
FOR THE STATE OF NEVADA, HEREBY DECLARE THAT PURSUANT TO NRS
239B.030 I HAVE NOT INCLUDED THE SOCIAL SECURITY NUMBER OF ANY
PERSON WITHIN THIS DOCUMENT.

I FURTHER DECLARE THAT I AM NOT A RELATIVE OR
EMPLOYEE OF ANY PARTY INVOLVED IN SAID ACTION, NOR A PERSON
FINANCIALLY INTERESTED IN THE ACTION.

/S/KIT MACDONALD
KIT MACDONALD, C.C.R.
C.C.R. NO. 65

\$	49/8 50/4 50/12 51/17 54/20 55/18	26/21 27/19 28/15 28/21 29/8 30/14 31/19
\$100 [3] 57/18 57/21 58/7	ABDUCTING [1] 74/18	31/20 31/21 31/25 33/23 37/4 37/6 37/14
\$50 [2] 18/20 18/24	ABLE [9] 29/7 29/12 34/17 35/4 35/10 35/17	38/21 44/21 49/20 49/25 50/3 53/14 53/19
\$7 [1] 18/14	36/3 36/6 72/12	54/2 54/7 54/18 57/14 57/17 57/22 58/2 58/4
/	ABOUT [26] 4/7 4/20 13/5 17/5 19/10 34/10	59/1 59/12 64/10 66/3
	38/14 40/7 40/9 40/14 40/24 41/5 41/22	ANGEL'S [10] 15/9 17/11 17/17 26/10 26/25
/S/KIT [2] 75/23 76/13	42/12 47/15 47/16 50/20 50/23 55/1 55/21	28/12 28/19 30/16 37/15 38/21
1	57/13 58/7 63/5 67/2 71/19 74/6	ANOTHER [2] 62/6 69/9
	ABSOLUTELY [1] 68/22	ANSWER [11] 7/13 7/25 11/11 28/18 37/4
10 [6] 8/12 32/13 32/25 52/24 55/22 75/17	ACCORDING [1] 66/17	48/3 48/4 50/16 54/12 69/1 75/15
100 [4] 53/18 53/21 54/24 70/7	ACCURATE [1] 54/13	ANTICIPATE [2] 42/18 61/16
10:39 [2] 1/17 3/3	ACCURATELY [2] 53/3 53/6	ANY [46] 4/3 4/14 9/12 21/23 23/14 24/17
11 [10] 2/5 2/19 19/10 32/7 32/13 33/2 33/7	ACTION [2] 76/10 76/11	29/12 33/4 34/7 34/10 38/2 38/2 42/19 46/25
33/11 43/13 47/17	ACTUAL [1] 66/16	48/5 48/19 50/6 50/25 51/21 53/8 57/17
12 [8] 1/16 2/20 3/1 39/15 39/19 39/20 39/25	ACTUALLY [7] 3/16 21/13 25/24 51/8	57/24 59/18 61/9 61/16 63/1 64/18 65/23
40/4	68/21 73/16 74/7	67/10 67/11 67/18 67/20 68/11 68/24 69/3
12:43 [1] 75/20	ADD [1] 5/17	69/9 69/23 70/3 70/9 71/5 72/14 72/24 73/20
13 [7] 2/20 9/10 39/15 39/19 39/20 39/25	ADDING [4] 4/8 4/10 60/14 60/24	73/24 76/7 76/10
40/4	ADDRESS [1] 49/2	ANYMORE [3] 56/2 72/13 72/22
14TH [2] 8/12 75/17	ADMISSIBLE [1] 72/15	ANYONE [11] 31/17 31/25 47/1 63/2 65/22
16 [1] 2/17	ADMIT [4] 16/17 20/19 33/6 39/24	69/2 69/8 69/8 69/10 69/19 73/1
16F03770A [2] 1/6 3/8	ADMITTED [10] 2/16 7/13 16/21 16/23	ANYTHING [19] 9/15 21/24 24/18 24/24
16F03770B [1] 1/7	20/23 20/24 33/10 33/12 40/3 40/5	27/19 31/13 33/23 34/12 37/2 38/12 39/3
16F03770C [1] 1/7	ADVICE [3] 71/15 71/22 71/23	40/9 44/16 50/15 61/10 66/2 71/11 72/17
16F03770D [2] 1/8 8/16	ADVISED [1] 71/14	73/1
16F0377A [1] 42/23	AFOREMENTIONED [1] 65/11	ANYTIME [1] 66/13
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	31/25 33/23 39/10 45/15 49/6 51/20 52/20	APART [1] 34/20
2	65/7 67/19 72/21	APOLOGIZE [4] 62/21 66/15 67/2 72/10
20 [1] 2/18	AGAIN [14] 18/10 31/4 31/18 36/19 41/13	APOLOGY [1] 67/3
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16/4 17/1 17/3 19/9 37/6 43/10 47/16 48/2	66/19 67/1	APPRECIATE [1] 62/15
64/7 64/17 64/22 65/4 65/12 66/13 66/21	AGAINST [2] 26/18 39/12	APPROACH [6] 9/7 10/23 14/4 32/5 32/9
20TH [1] 19/15	AGNES [2] 1/18 4/6	39/14
239B.030 [1] 76/7	AGO [3] 5/6 17/5 55/23	APPROACHED [1] 14/15
3	AGREE [2] 29/13 62/14	APPROXIMATELY [2] 13/16 55/22
	AHEAD [6] 4/2 9/1 38/6 46/13 62/18 70/18	APRIL [8] 1/16 3/1 8/12 64/16 64/17 64/22
30 [1] 62/12	ALCOHOL [3] 47/19 47/21 47/22	65/4 75/17
33 [1] 2/19	ALIBI [5] 69/11 69/13 69/14 69/19 70/23	ARE [20] 9/12 19/13 21/8 25/12 33/10 33/19
3RD [3] 64/16 64/17 64/22	ALIBIS [2] 69/3 69/21	33/21 36/3 37/24 42/5 43/21 46/20 50/20
4	ALIVE [1] 28/14	50/23 53/17 55/20 60/14 62/6 64/3 74/1
	ALL [30] 3/7 4/22 5/20 6/15 7/3 7/4 8/14	AREA [2] 19/5 34/22
40 [1] 2/20	9/19 10/1 12/4 13/22 16/3 18/23 24/25 32/22	ARGUMENT [3] 71/24 73/24 74/16
43 [1] 2/6	34/23 40/8 42/22 44/18 44/22 58/9 59/20	ARM [1] 30/6
5	61/5 67/5 68/23 71/3 71/19 73/4 73/24 74/2	ARMED [1] 23/10
	ALLEGATIONS [4] 64/14 65/11 65/14	ARMS [8] 23/25 27/24 28/1 28/4 28/9 33/1
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57 [1] 2/7	ALLEGED [1] 72/7	ARNOLD [2] 1/22 3/12
6	ALLOWED [2] 50/19 55/10	AROUND [8] 25/21 34/22 36/16 43/10 43/13
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64 [1] 2/11	ALONE [1] 43/20	ARRIVE [2] 21/2 49/8
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7	ALREADY [2] 26/13 45/22	47/17 49/7 50/6
	ALSO [7] 5/2 28/7 31/20 53/22 59/25 73/13	ARRIVES [1] 8/19
70 [1] 2/12	74/18	ARSON [7] 7/22 8/9 72/7 72/23 74/1 74/13
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7B [1] 63/9	AMEND [2] 4/13 4/14	AS [48] 4/23 5/1 5/5 6/2 7/11 7/15 7/23 7/24
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47/16 48/2 64/7 65/12 65/16 66/13 66/16	7/7 7/11 7/12 7/15 7/23 75/2 75/3	15/11 15/17 19/23 20/5 25/18 25/18 26/10
66/18 66/21	AMENDMENT [1] 60/18	32/6 32/13 39/15 42/3 44/15 51/11 51/11
A	AMENDMENTS [3] 6/17 7/24 60/13	53/3 53/3 53/5 53/6 60/13 63/14 63/16 64/23
A-DEFENDANT [1] 42/8	AMOUNT [1] 48/13	66/10 66/10 67/24 69/5 69/5 69/5 74/20
A-U-S-C-H-W-I-T-Z [1] 63/22	AND/OR [12] 6/25 7/1 7/2 7/5 7/16 7/16 8/3	74/21 74/24 75/3
A.M [8] 1/17 3/3 8/12 19/10 43/13 47/17	8/4 60/15 60/15 75/8 75/8	ASK [13] 17/25 18/7 18/9 40/12 43/7 47/15
75/17 75/20	ANGEL [59] 1/8 12/13 12/13 13/1 13/5	51/13 51/14 54/14 55/11 72/5 74/12 74/22
ABANDONED [10] 25/8 25/8 38/21 49/7	13/20 14/14 14/16 15/1 16/5 16/9 16/12	ASKED [11] 21/19 22/15 25/12 43/8 45/17
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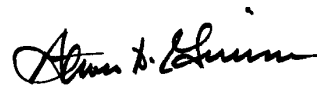
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CLERK OF THE COURT

MOT
ROBERT S. BECKETT, ESQ.
Nevada Bar No. 3383
7500 W. Lake Mead Blvd., Suite 9-141
Las Vegas, Nevada 89128
702-334-4886
702-529-5292 (facsimile)
Attorney for Defendant

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

EDWARD HONABACH,

Defendant.

CASE NO: C-16-314092-2
DEPT. NO.: 4

MOTION TO CONTINUE TRIAL

COMES NOW, EDWARD HONABACH, Defendant herein, by and through his counsel,
ROBERT S. BECKETT, ESQ., of Vegas Law, LLC, and respectfully moves this Honorable
Court for an order continuing Defendant's recently set trial date of October 3, 2016 to a time
convenient for the Court and/or State.

This Motion is based upon the attached Points and Authorities, the records and files of
this case, and any evidence and/or argument adduced at a hearing on this matter.

DATED this 13th, day of September, 2016.

/s/ Robert S. Beckett

ROBERT S. BECKETT, ESQ.
Nevada Bar No. 3383
Attorney for Defendant

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NOTICE OF MOTION

PLEASE TAKE NOTICE that the undersigned will bring the foregoing motion on for
hearing before this Court on the **27** day of **SEPT.**, 2016, at **9: 00** a.m., or
as soon thereafter as counsel may be heard.

DATED this 13th, day of September, 2016.

/s/ Robert S. Beckett

ROBERT S. BECKETT, ESQ.
Nevada Bar No. 3383
Attorney for Defendant

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Additionally, it has become apparent that given the volume of materials, the nature of the case, and the need for further investigation that the current trial, in the interest of justice, should be vacated and continued. After discussion with the Defendant about this matter, he does not object to continuing the trial.

Current Counsel was recently retained on this matter. The previous Attorney was out of state and current Counsel just received additional discovery. It has become apparent that given the volume of materials, the nature of the case, and the need for further investigation that the current trial, in the interest of justice, should be vacated and continued.

DATED this 13th day of September, 2016.

ROBERT S. BECKETT, ESQ.
Nevada Bar No. 3383
Attorney for Defendant

It is respectfully requested that this Motion be granted.

ROBERT S. BECKETT, ESQ.
Nevada Bar No. 3383
Attorney for Defendant



1 **SLOW**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 MEGAN THOMSON
6 Chief Deputy District Attorney
7 Nevada Bar #011002
8 200 Lewis Avenue
9 Las Vegas, Nevada 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,
10 Plaintiff,

11 -vs-

CASE NO: C-16-314092-2

12 LUIS ANGEL CASTRO, #1918366
13 EDWARD HONABACH,
14 aka, Edward Joseph Honabach, #7029816
15 FABIOLA JIMENEZ, #1957068
16 LIONEL KING, #1983132

DEPT NO: IV

15 Defendant.

STATE'S SUPPLEMENTAL NOTICE OF EXPERT WITNESSES
[NRS 174.234(2)]

18 TO: LUIS ANGEL CASTRO, Defendant; and
19 TO: WARREN GELLER, ESQ., Counsel of Record:
20 TO: EDWARD HONABACH, aka, Edward Joseph Honabach, Defendant; and
21 TO: **ROBERT S. BECKETT, ESQ., Counsel of Record:**
22 TO: FABIOLA JIMENEZ, Defendant; and
23 TO: CARL E.G.ARNOLD, ESQ., Counsel of Record:
24 TO: LIONEL KING, Defendant; and
25 TO: MACE J. YAMPOLSKY, ESQ., Counsel of Record

26 YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the STATE OF
27 NEVADA intends to call the following expert witnesses in its case in chief:

28 ///

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1 *DENOTES ADDITION:

2 *JOHNSON, GAYLE, LVMPD P#10208 - A Latent Print Examiner and/or Designee
3 with the Las Vegas Metropolitan Police Department. She is an expert in the area of latent print
4 examination and comparison and will give scientific opinions related thereto. She will testify
5 regarding the various latent print comparisons he performed in this case.

6 *VIDA, BEATA, LVMPD P#14279 - A Forensic Scientist and/or Designee with the Las
7 Vegas Metropolitan Police Department. She is an expert in the area DNA technology and will
8 give scientific opinions related thereto. She is expected to testify regarding the DNA profiling
9 analysis and related procedures she performed in this case.

10 *WHITTLE, CHRISTINE - LVMPD P#15283 - A Forensic Scientist and/or Designee
11 with the Las Vegas Metropolitan Police Department. She is an expert in the area DNA
12 technology and will give scientific opinions related thereto. She is expected to testify regarding
13 the DNA profiling analysis and related procedures she performed in this case.

14 CHOCK, STEFAN M.D. - A medical doctor employed by Sunrise Hospital. He is an
15 expert in the area of general treatment of trauma victims and will give medical opinions as to
16 his diagnosis and treatment of Jose Ortiz Salazar and any long term effects.

17 HERRING, NOELLE, P#9725 - Crime Scene Analyst or Designee - Las Vegas
18 Metropolitan Police Department. She is an expert in the area of the identification,
19 documentation, collection and preservation of evidence and will give opinions related thereto.
20 She is expected to testify regarding the identification, documentation, collection and
21 preservation of evidence in this case.

22 HEVEL, ROBERT - Arson Investigation - Las Vegas Fire Department. He is an expert
23 in the field of Fire Investigation; methods of arson, profiling of arsonists; cause and origin of
24 fires; identification, documentation, collection and preservation of evidence and will give
25 related opinions thereto. He will testify as to the findings of this case.

26 KING, CAITLIN, P#14372 - Crime Scene Analyst or Designee - Las Vegas
27 Metropolitan Police Department. She is an expert in the area of the identification,
28 documentation, collection and preservation of evidence and will give opinions related thereto.

1 She is expected to testify regarding the identification, documentation, collection and
2 preservation of evidence in this case.

3 KWIATKOWSKI, TERRANCE M.D. - A medical doctor employed by Sunrise
4 Hospital. He is an expert in the area of general treatment of trauma victims and will give
5 medical opinions as to his diagnosis and treatment of Jose Ortiz Salazar and any long term
6 effects.

7 ZINGELMAN, MEG, P#14791 - Crime Scene Analyst or Designee - Las Vegas
8 Metropolitan Police Department. She is an expert in the area of the identification,
9 documentation, collection and preservation of evidence and will give opinions related thereto.
10 She is expected to testify regarding the identification, documentation, collection and
11 preservation of evidence in this case.

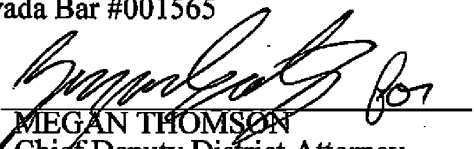
12 These witnesses are in addition to those witnesses endorsed on the Information or
13 Indictment and any other witnesses for which a separate Notice of Witnesses and/or Expert
14 Witnesses has been filed

15 The substance of each expert witness' testimony and a copy of all reports made by or
16 at the direction of the expert witness has been provided in discovery.

17 A copy of each expert witness' curriculum vitae, if available, is attached hereto.

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

20
21 BY


22 MEGAN THOMSON
Chief Deputy District Attorney
Nevada Bar #011002

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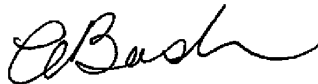
CERTIFICATE OF SERVICE BY ELECTRONIC FILING

I hereby certify that service of Supplemental Notice of Expert Witnesses, was made
this 23rd day of June, 2017, by electronic filing to:

WARREN GELLER, ESQ.
Email: wgeller@defense.vegas

ROBERT S. BECKETT, ESQ.,
Email: vegaslawllc@gmail.com
CARL E.G.ARNOLD, ESQ.,
Email: Carl@jhammonlaw.com

MACE J. YAMPOLSKY, ESQ.,
Email: mace@macelaw.com



Secretary for the District Attorney's Office

16F03770A-D: ckb/L4

CURRICULUM VITAE: JOHNSON, G

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT
FORENSIC LABORATORY
CURRICULUM VITAE**

Date: 10/22/2014

Name: Gayle Johnson

P#: 10208

Classification: Forensic Scientist II

Current Discipline of Assignment: Latent Prints

EXPERIENCE IN THE FOLLOWING DISCIPLINE(S)			
Controlled Substances		Toxicology/Blood Alcohol	
Toolmarks		Toxicology/Breath Alcohol	
Trace Evidence		Toxicology/Drugs	
Arson Analysis		Firearms	
Latent Prints	X	Crime Scene Investigations	
Serology		Clandestine Laboratory Response Team	
Document Examination		DNA Analysis	
Footwear Impressions		Technical Support /	
Quality Assurance			

EDUCATION			
<i>Institution</i>	<i>Dates Attended</i>	<i>Major</i>	<i>Degree Completed</i>
Lewis Clark State College	1982-1986	Natural Science/Chemistry	BS
University of Phoenix	2005-2007	Business Management/ Accounting	BS

ADDITIONAL TRAINING / SEMINARS		
<i>Course / Seminar</i>	<i>Location</i>	<i>Dates</i>
FBI Universal Latent Workstation Software	Las Vegas, NV	06/24/14 - 06/25/14
Advanced Applications of ACE-V for Fingerprint Examiners	Las Vegas, NV	03/03/14 - 03/07/14
Latent Fingerprints: Reducing Erroneous Exclusions Online RTI (Research Triangle Institute) through NIJ (National Institute of Justice)	Las Vegas, NV	11/20/13
DNA Swabbing Training	Las Vegas, NV	10/9/13

CURRICULUM VITAE: JOHNSON, G

ADDITIONAL TRAINING / SEMINARS		
<i>Course / Seminar</i>	<i>Location</i>	<i>Dates</i>
Fingerprint Identification: Reliability and Accuracy Online RTI (Research Triangle Institute) through NIJ (National Institute of Justice)	Las Vegas, NV	09/16/13
Latent Fingerprints: Developing Methods and Technology – Online RTI (Research Triangle Institute) through NIJ (National Institute of Justice)	Las Vegas, NV	09/16/13
Exclusion Training	Las Vegas, NV	09/13/13
Error Rate Training	Las Vegas, NV	09/10/13
Photoshop for the Latent Print Examiner	Central Point, Oregon	03/19/13 - 03/22/13
7 th Annual Tri-Division Educational Conference	Las Vegas, NV	11/06/12 - 11/08/12
Analysis of Distortion in Latent Prints	Las Vegas, NV	02/20/12 - 02/22/12
25 th Anniversary AFIS Internet User Conference	Henderson, NV	08/29/11 - 08/31/11
2011 NSDAI Quarterly Training	North Las Vegas, NV	07/13/11
COURTROOM EXPERIENCE		
<i>Court</i>	<i>Discipline</i>	<i>Number of Times</i>
EMPLOYMENT HISTORY		
<i>Employer</i>	<i>Job Title</i>	<i>Date</i>
LVMPD Forensic Laboratory	Forensic Scientist II	7/2014 - Present
LVMPD Forensic Laboratory	Forensic Scientist I	7/2012 – 7/2014
LVMPD Forensic Laboratory	Forensic Scientist Trainee	7/2011 – 7/2012
LVMPD DSD	Accounting Technician	09/2007 – 7/2011
PROFESSIONAL AFFILIATIONS		
<i>Organization</i>	<i>Date(s)</i>	

CURRICULUM VITAE: JOHNSON, G

PROFESSIONAL AFFILIATIONS	
Organization	Date(s)
PUBLICATIONS / PRESENTATIONS:	
8/30/11 "Biology of Friction Ridge Skin for Tenprint Examiners", 25 th Anniversary AFIS Internet Conference, Henderson, NV	
OTHER QUALIFICATIONS:	

Las Vegas Metropolitan Police Department Forensic Laboratory Report of Examination Latent Prints		Distribution Date: October 11, 2016 Agency: LVMPD Location: DTAC Primary Case #: 160307-2804 Additional Cases: 030720166066233 Incident: Homicide-Attempt Requester: Jason F Auschwitz Lab Case #: 16-03162.3
Subject(s):	None Listed	

The following evidence was examined and results are reported below.

Latent Development and Recovery

Lab Item #	Impound Pkg #	Impound Item #	Description	Results and Conclusions
Item 3	1277 - 3	3*	Lighter with flexible nozzle	No latent prints recovered.

*Impound Item 3 booked under LVFR case # 030720166066233.

The evidence is returned to secure storage.

---This report does not constitute the entire case file. The case file may be comprised of worksheets, images, analytical data and other documents.---

Gayle Johnson

Gayle A Johnson, #10208
Forensic Scientist II

- END OF REPORT -

CURRICULUM VITAE: VIDA

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT
FORENSIC LABORATORY
CURRICULUM VITAE**

Date: 03/18/16

Name: Beata Vida P#: 14279 Classification: Forensic Scientist II

Current Discipline of Assignment: Biology/DNA

EXPERIENCE IN THE FOLLOWING DISCIPLINE(S)			
Controlled Substances		Toxicology/Blood Alcohol	
Toolmarks		Toxicology/Breath Alcohol	
Trace Evidence		Toxicology/Drugs	
Arson Analysis		Firearms	
Latent Prints		Crime Scene Investigations	
Serology	X	Clandestine Laboratory Response Team	
Document Examination		DNA Analysis	X
Footwear Impressions		Technical Support /	
Quality Assurance			
EDUCATION			
Institution	Dates Attended	Major	Degree Completed
University of Central Florida	01/2005-04/2012	Anthropology	BA-in progress
Minnesota State University Moorhead	01/1997-05/2001	Biology	BA
Brevard Community College	08/2005-05/2005	Crime Scene Technology	AS
ADDITIONAL TRAINING / SEMINARS			
Course / Seminar	Location	Dates	
American Academy of Forensic Sciences	Las Vegas, NV	02/25/16-02/26/16	
STRmix training	Las Vegas, NV	09/17/15-09/18/15	
American Academy of Forensic Sciences	Seattle, WA	02/17/14-02/22/14	
Bias in Forensics – Examining the Sources and Impacts of Bias	Seattle, WA	02/17/14	

CURRICULUM VITAE: VIDA

ADDITIONAL TRAINING / SEMINARS		
Course / Seminar	Location	Dates
A DNA revolution - Next Generation Technologies	Fort Worth, TX	05/21/13-05/23/13
DNA Mixture Interpretation Workshop & Webcast	Las Vegas, NV	04/12/13
American Academy of Forensic Sciences	Washington, DC	02/18/13 - 02/23/13
DNA in Real Time: Amplifying Productivity in Today's Forensic Laboratory	Washington, DC	02/18/13
Science in the Courtroom: A Matter of Perspective?	Washington, DC	02/17/13
23 th International Symposium on Human Identification by the Promega Corporation	Nashville, TN	10/14/12 - 10/18/12
How to Tackle a DNA Backlog Workshop	Nashville, TN	10/14/12
Mixture Interpretation Workshop	Nashville, TN	10/15/12
Forensic Relationship Statistic Training	Las Vegas, NV	08/23/12
Interpreting DNA Mixtures	Las Vegas, NV	01/25/12
2011 NSDAI Quarterly Training	North Las Vegas, NV	07/13/11
Forensic Y-STR Training	Huntington, WV	03/07/11 - 03/10/11
Serology/DNA Forensic Scientist II Training Program	Las Vegas, NV	02/17/11
CSI Effect: Maximizing the Potential of Forensic DNA	Las Vegas, NV	02/03/11
Plexor HY Training	Las Vegas, NV	10/19/10
BioMek NX Training Session	Las Vegas, NV	08/17/10
DNA Mixture Interpretation and Statistics Training	Las Vegas, NV	07/15/10
Plexor HY System Overview and Analysis Software Training	Las Vegas, NV	07/13/10
8 th Annual Advanced DNA Technical Workshop by BODE Technology Group	Amelia Island, FL	05/19/09 - 05/20/09
FBI DNA Auditor 2-day Workshop	Amelia Island, FL	05/17/09 - 05/18/09

CURRICULUM VITAE: VIDA

ADDITIONAL TRAINING / SEMINARS		
<i>Course / Seminar</i>	<i>Location</i>	<i>Dates</i>
19 th International Symposium on Human Identification by the Promega Corporation	Hollywood, CA	10/14/08 - 11/16/08
Forensic Population Genetics Workshop	Hollywood, CA	10/13/08
Statewide Biology Discipline Meeting	Largo, FL	05/14/08 - 05/15/08
Florida Statewide DNA Conference	Largo, FL	05/12/08 - 05/13/08
3130 HID Class by Applied Biosystems	Orlando, FL	05/01/07 - 05/03/07
Serology/DNA Crime Laboratory Analyst Training Program	Orlando, FL	06/2006 - 06/2007
7000/7500 Sequence Detection Systems Training	Orlando, FL	10/19/06
BioMek 2000/3000 Training	Orlando, FL	09/25/06
GeneMapper ID Computer Software Training	Orlando, FL	09/2006
COURTROOM EXPERIENCE		
<i>Court</i>	<i>Discipline</i>	<i>Number of Times</i>
Clark County, NV	Serology/DNA	21
Clark County, NV Grand Jury Testimony	DNA	3
Orange, Brevard, Osceola, Seminole and Volusia Counties, Florida	Serology/DNA	22
EMPLOYMENT HISTORY		
<i>Employer</i>	<i>Job Title</i>	<i>Date</i>
Las Vegas Metropolitan Police Department	Forensic Scientist II	06/14/10 - present
Florida Department of Law Enforcement	Crime Laboratory Analyst	04/06 - 05/28/10
Florida Department of Law Enforcement	Forensic Technologist	12/31/05 - 04/06
PROFESSIONAL AFFILIATIONS		
<i>Organization</i>	<i>Date(s)</i>	
American Academy of Forensic Sciences	01/06 - 05/14	
International Association for Identification	06/04 - 06/14	
PUBLICATIONS / PRESENTATIONS:		

CURRICULUM VITAE: VIDA

PUBLICATIONS / PRESENTATIONS:
University of Central Florida – Introductory Forensic Science Class presentation 03/24/2010
Detective Training presentation – DNA Training For New Detectives 10/2009

Las Vegas Metropolitan Police Department Forensic Laboratory Report of Examination Biology/DNA Forensic Casework		Distribution Date: September 7, 2016 Agency: LVMPD Location: DTAC Primary Case #: 160307-2804 Additional Cases: 03072016-6066233 Incident: Homicide-Attempt Requester: Jason F Auschwitz Lab Case #: 16-03162.2
Subject(s):	LIONEL A KING (Suspect) LUIS CASTRO (Suspect) FABIOLA JIMENEZ-SAPIEN (Suspect) JOSE ORTIZ (Victim) EDWARD HONABACK (Suspect)	

The following evidence was examined and results are reported below.

Lab Item #	Impound Pkg #	Impound Item #	Description	Examination Summary
Item 8	014372 - 4	6	Blue cord	
Item 8.1			- Stain on cord	• Positive presumptive blood test(s)
Item 8.2			- Unstained areas on cord	
Item 9	014372 - 3	5	Blue bandana	
Item 9.1			- Eight various stains throughout bandana	• Negative presumptive blood test(s) • No further testing at this time
Item 9.2			- Swabbing of bandana	
Item 10	008396 - 1	3	Silver knife with black tape	
Item 10.1			- Knife blade	
Item 10.2			- Knife handle	
Item 11	008396 - 4	7	Silver pocket knife	
Item 11.1			- Knife blade	
Item 11.2			- Knife handle	
Item 12		8	Two identical black knives	
Item 12.1			- Black knife	
Item 12.1.1			- Knife blade	
Item 12.1.2			- Knife handle	
Item 12.2			- Black knife	
Item 12.2.1			- Knife blade	
Item 12.2.2			- Knife handle	
Item 3 (16-02500)*	1277 - 3	3	Burnt red "Hotshot 2" BBQ lighter - swabbing of trigger and knobs on top and side	
Item 4	005932 - 1	1	Reference Standard from Fabiola Jimenez**	
Item 5	005932 - 1	1	Reference Standard from Edward Honabach**	
Item 6	005932 - 1	1	Reference Standard from Luis Castro	
Item 7	005932 - 1	1	Reference Standard from Lionel King	
Item 13	010040 - 1	1	Reference Standard from Jose Ortiz	
A presumptive test is an indication, but not confirmation, of the identity of a body fluid.				
* - Evidence was booked under Event # 03072016-6066233 (Lab # 16-02500).				
** - Last name spelled differently than on request.				

DNA Results and Conclusions:

Item 8.1, Item 8.2, Item 9.2, Item 10.1, Item 10.2, Item 11.1, Item 11.2, Item 12.1.1, Item 12.1.2, Item 12.2.1, Item 12.2.2, Item 3*, Item 4, Item 5, Item 6, Item 7 and Item 13 were subjected to PCR amplification at the following STR genetic loci: D8S1179, D21S11, D7S820, CSF1PO, D3S1358, TH01, D13S317, D16S539, D2S1338, D19S433, vWA, TPOX, D18S51, D5S818, and FGA. The sex-determining Amelogenin locus was also examined.

Lab Item 8.1

The full DNA profile obtained from the stain on the cord (Item 8.1) is consistent with Jose Ortiz (Item 13). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 7.99 quintillion. Fabiola Jimenez (Item 4), Edward Honabach (Item 5), Luis Castro (Item 6) and Lionel King (Item 7) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 8.2

The DNA profile obtained from the unstained areas on the cord (Item 8.2) is consistent with a distinguishable mixture of at least two individuals with at least one being a male. The full major DNA profile is consistent with Jose Ortiz (Item 13). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full major DNA profile obtained from the evidence sample is approximately 1 in 7.99 quintillion. Due to the limited data available, no conclusions can be made regarding the trace component. Fabiola Jimenez (Item 4), Edward Honabach (Item 5), Luis Castro (Item 6) and Lionel King (Item 7) are excluded as possible contributors to the full major DNA profile obtained.

Lab Item 9.2

The DNA profile obtained from the swabbing of the bandana (Item 9.2) is consistent with a mixture of at least four individuals with at least one being a male. Due to the complexity of the data available, no additional conclusions can be made regarding this mixture DNA profile.

Lab Item 10.1

The DNA profile obtained from the knife blade (Item 10.1) is consistent with a mixture of at least three individuals with at least one being a male. Due to the limited data available, no additional conclusions can be made regarding this mixture DNA profile.

Lab Item 10.2

The DNA profile obtained from the knife handle (Item 10.2) is consistent with a mixture of at least four individuals with at least one being a male. Due to the complexity of the data available, no additional conclusions can be made regarding this mixture DNA profile.

Lab Item 11.1

The partial DNA profile obtained from the knife blade (Item 11.1) is consistent with Edward Honabach (Item 5). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the partial DNA profile obtained from the evidence sample is approximately 1 in 29.4 million. Fabiola Jimenez (Item 4), Luis Castro (Item 6), Lionel King (Item 7) and Jose Ortiz (Item 13) are excluded as possible contributors to the partial DNA profile obtained.

Lab Item 11.2

The partial DNA profile obtained from the knife handle (Item 11.2) is consistent with a mixture of at least two individuals with at least one being a male. Due to the limited data available, no additional conclusions can be made regarding this partial mixture DNA profile.

Lab Item 12.1.1

The partial DNA profile obtained from the knife blade (Item 12.1.1) is consistent with a mixture of at least two individuals with at least one being a male. Due to the limited data available, no additional conclusions can be made regarding this partial mixture DNA profile.

Lab Item 12.1.2

The DNA profile obtained from the knife handle (Item 12.1.2) is consistent with a mixture of at least three individuals with at least one being a male. Due to the limited data available, no additional conclusions can be made regarding this mixture DNA profile.

Lab Item 12.2.1

The partial DNA profile obtained from the knife blade (Item 12.2.1) is consistent with Edward Honabach (Item 5). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the partial DNA profile obtained from the evidence sample is approximately 1 in 389 quadrillion. Fabiola Jimenez (Item 4), Luis Castro (Item 6), Lionel King (Item 7) and Jose Ortiz (Item 13) are excluded as possible contributors to the partial DNA profile obtained.

Lab Item 12.2.2

The DNA profile obtained from the knife handle (Item 12.2.2) is consistent with a mixture of at least four individuals with at least one being a male. Due to the limited data available, no additional conclusions can be made regarding this mixture DNA profile.

Lab Item 3*

A DNA profile was not obtained from the burnt red "Hotshot 2" BBQ lighter (Item 3*).

Primary Event #: 160307-2804
Lab Case #: 16-03162.2

Statistical probabilities were calculated using the recommendations of the National Research Council (NRC II) utilizing the FBI database (J Forensic Sci 44 (6) (1999): 1277-1286 and J Forensic Sci doi: 10.1111/1556-4029.12806; J Forensic Sci 46 (3) (2001) 453-489 and Forensic Science Communications 3 (3) (2001)). The probability that has been reported is the most conservative value obtained from the US Caucasian (CAU), African American (BLK), and Southwest Hispanic (SWH) population databases. These numbers are an estimation for which a deviation of approximately +/- 10-fold may exist. All random match probabilities, combined probability of inclusions/exclusions, and likelihood ratios calculated by the LVMPD are truncated to three significant figures.

The evidence is returned to secure storage.

---This report does not constitute the entire case file. The case file may be comprised of worksheets, images, analytical data and other documents.---



Beata Vida, #14279
Forensic Scientist II

- END OF REPORT -

ASCLD/LAB-International

STATEMENT OF QUALIFICATIONS

Name	Christine Whittle	Date	06/16/15
Laboratory	Las Vegas Metropolitan Police Department Forensic Laboratory		
Job Title	Forensic Scientist II		

Indicate all disciplines in which you do casework:

<input type="checkbox"/> Drug Chemistry	<input type="checkbox"/> Toxicology
<input type="checkbox"/> Firearms/Toolmarks	<input checked="" type="checkbox"/> Biology
<input type="checkbox"/> Trace Evidence	<input type="checkbox"/> Questioned Documents
<input type="checkbox"/> Latent Prints	<input type="checkbox"/> Crime Scene
<input type="checkbox"/> Digital & Multimedia Evidence	

List all category(ies) of testing in which you do casework:

DNA Nuclear, Individual Characteristic Database, Body Fluid Identification
--

Breath Alcohol Calibration Categories

<input type="checkbox"/> Toxicology - Breath Alcohol Measuring Instruments (The work of the laboratory MUST include calibration certificates-do not check the box if work is limited to breath/alcohol testing)
<input type="checkbox"/> Toxicology - Breath Alcohol Calibration Reference Material

Education: List all higher academic institutions attended (list high school only if no college degree has been attained)

Institution	Dates Attended	Major	Degree Completed
University of South Florida	1999-2003	Microbiology	Bachelor of Science
University of Central Florida	2005-2012	Undeclared	NA
Eastern Florida State College	1997-2014	Undeclared	NA

Other Training: List continuing education, workshops, in-service and other formal training received. Please include the course title, source and date of the training.

FDLE Forensic Technologist Training Program	Dec 2005-July 2006
NFSTC Conventional Screening Program	May 30-June 2, 2006
Applied Biosystems RT-PCR Training	October 19, 2006
WVU Hair Examination for the DNA Analyst	August 3, 2007
2008 Florida Statewide DNA Conference	May 12-13, 2007
2008 FDLE Biology Discipline Meeting	May 14-15, 2007
FDLE Crime Laboratory Analyst Training Program	Decemeber 2007-April 2008
Population Statistics and Forensic DNA Analysis	September 28-30, 2009
Bode Ninth Annual Advanced DNA Workshop East	May 23-27, 2010
Bode Processing Compromised Evidence Workshop	May 23, 2010
Bode Mixture Interpretation Workshop	May 24, 2010
Plexor@HY System and Analysis Software Training	May 3-4, 2011
Marshall University Forensic Y-STR Training	May 23-26, 2011
Promega 23 rd International Symposium for Human Identification	October 15-18 th , 2012
Promega Mixture Interpretation Workshop	October 15, 2012
Promega Validation of New Techniques and Assays Workshop	October 18, 2012

ASCLD/LAB-International Statement of Qualifications
Approval Date: August 3, 2012
Approved By: Executive Director

Page 1 of 3
Effective Date: August 3, 2012
AL-PD-3018-Ver 3.0

2013 FDLE Biology Discipline Meeting	February 5-6, 2013
Bode 12 th Annual Advanced DNA Technical Workshop East	May 20-24, 2013
6-Dye Evolution:Future CE Fragment Analysis Course	May 20, 2013
Bode Forensic Paternity and Kinship Statistics Workshop	May 21, 2013
NIST DNA Mixture Interpretation Workshop & Webcast	April 12, 2013
AAFS 66 th Annual Scientific Meeting	February 17-22, 2014
Development of Emerging DNA Technologies Workshop	February 17, 2014

Courtroom Experience: List the discipline/category(ies) of testing in which you have qualified to testify as an expert witness and indicate over what period of time and approximately how many times you have testified in each.

Forensic Biology/DNA-Since August of 2010-Testimony given 20 times

Professional Affiliations: List any professional organizations of which you are or have been a member. Indicate any offices or other positions held and the date(s) of these activities.

Employment History: List all scientific or technical positions held, particularly those related to forensic science. List current position first. Be sure to indicate employer and give a brief summary of principal duties and tenure in each position.

Job Title	Forensic Scientist II	Tenure	May 2015-Present
Employer	Las Vegas Metropolitan Police Department Forensic Laboratory		
Provide a brief description of principal duties:			
Performs a variety of scientific laboratory analyses including DNA analysis on biological evidence, provides scientific consultation, interprets test results and forms conclusions, prepares reports and testifies as an expert witness.			

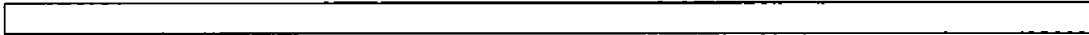
Job Title	Crime Laboratory Analyst	Tenure	November 2007-May 2015
Employer	Florida Department of Law Enforcement		
Provide a brief description of principal duties:			
Performs analytical examinations on serological evidence, characterize samples using STR DNA analysis, generates reports based on the results of examinations, testifies on casework findings			

Job Title	Forensic Technologist	Tenure	December 2005-November 2007
Employer	Florida Department of Law Enforcement		
Provide a brief description of principal duties:			
Provided technical support to the analysts in the Biology section through duties such as: reagent preparation, instrument maintenance, evidence screening, and general housekeeping duties			

Job Title		Tenure	
Employer			
Provide a brief description of principal duties:			

Job Title		Tenure				
Employer						
Provide a brief description of principal duties:						

Other Qualifications: List below any scientific publication and/or presentation you have authored or co-authored, research in which you are or have been involved, academic or other teaching positions you have held, and any other information which you consider relevant to your qualification as a forensic scientist.
(Use additional sheets if necessary.)



Las Vegas Metropolitan Police Department Forensic Laboratory Report of Examination Biology/DNA Forensic Casework		Distribution Date: November 21, 2016 Agency: LVMPD Location: DTAC Primary Case #: 160327-0859 Additional Cases: 160307-2804 Incident: Homicide-Attempt Requester: David G Meyers Lab Case #: 16-07758.1
Subject(s):	Jose Ortiz (Subject) Lionel King (Victim)	

The following evidence was examined and results are reported below.

Lab Item #	Impound Pkg #	Impound Item #	Description	Examination Summary
Item 1	009619 - 5	12	Folding carpet knife with apparent blood	
Item 1.1			-Swabbing from stain from knife blade	<ul style="list-style-type: none">• Positive presumptive blood test(s)
Item 1.2			-Swabbing from stain from knife handle	<ul style="list-style-type: none">• Positive presumptive blood test(s)
Item 1.3			-Swabbing from stain from knife blade	<ul style="list-style-type: none">• Positive presumptive blood test(s)
Item 1.4			-Swabbing from stain from knife handle	<ul style="list-style-type: none">• Positive presumptive blood test(s)
Item 1.5			-Swabbing from stain from knife under handle	<ul style="list-style-type: none">• Positive presumptive blood test(s)• No further testing at this time
Item 1.6			-Swabbing from stain from top of blade	<ul style="list-style-type: none">• Positive presumptive blood test(s)• No further testing at this time
Item 1.7			-Swabbing from handle for handler	<ul style="list-style-type: none">• Positive presumptive blood test(s)
Item 2	009619 - 1	1	Machete with apparent blood	
Item 2.1			-Swabbing from handle for handler	<ul style="list-style-type: none">• Positive presumptive blood test(s)
Item 2.2			-Swabbing from stain from blade of machete	<ul style="list-style-type: none">• Positive presumptive blood test(s)
Item 2.3			-Swabbing from stain from blade of machete	<ul style="list-style-type: none">• Positive presumptive blood test(s)
Item 2.4			-Swabbing from stain from blade of machete	<ul style="list-style-type: none">• Positive presumptive blood test(s)
Item 2.5			-Swabbing from stain from cutting edge of the machete blade	<ul style="list-style-type: none">• Positive presumptive blood test(s)
A presumptive test is an indication, but not confirmation, of the identity of a body fluid.				
*Refer to the case file for event # 160307-2804 issued by FS II Beata Vida P# 14279 for information related to Lionel King (Item 7) and Jose Ortiz (Item 13).				

DNA Results and Conclusions:

Item 1.1, Item 1.2, Item 1.3, Item 1.4, Item 1.7, Item 2.1, Item 2.2, Item 2.3, Item 2.4, and Item 2.5 were subjected to PCR amplification at the following STR genetic loci: D8S1179, D21S11, D7S820, CSF1PO, D3S1358, TH01, D13S317, D16S539, D2S1338, D19S433, vWA, TPOX, D18S51, D5S818, and FGA. The sex-determining Amelogenin locus was also examined.

Lab Item 1.1

The full DNA profile obtained from the swabbing from the stain from the knife blade (Item 1.1) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Unknown Male #1 (See Item 2.4) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 1.2

The full DNA profile obtained from the swabbing from the stain from the knife handle (Item 1.2) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full

DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Unknown Male #1 (See Item 2.4) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 1.3

The partial DNA profile obtained from the swabbing from the stain from the knife blade (Item 1.3) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the partial DNA profile obtained from the evidence sample is approximately 1 in 19.6 quadrillion. Jose Ortiz (Item 13*) and Unknown Male #1 (See Item 2.4) are excluded as possible contributors to the partial DNA profile obtained.

Lab Item 1.4

The full DNA profile obtained from the swabbing from the stain from the knife handle (Item 1.4) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Unknown Male #1 (See Item 2.4) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 1.7

The full DNA profile obtained from the swabbing from the handle of the knife for handler (Item 1.7) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Unknown Male #1 (See Item 2.4) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 2.1

The full DNA profile obtained from the swabbing from the handle of the machete for handler (Item 2.1) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Unknown Male #1 (See Item 2.4) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 2.2

The full DNA profile obtained from the swabbing from the stain from the blade of machete (Item 2.2) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Unknown Male #1 (See Item 2.4) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 2.3

The DNA profile obtained from the swabbing from the stain from the blade of machete (Item 2.3) is consistent with an indistinguishable mixture of two male individuals. Lionel King (Item 7*) cannot be excluded as a possible contributor to this mixture. The probability of randomly selecting an unrelated individual from the general population who could be included as a possible contributor to the mixture DNA profile obtained from the evidence sample is approximately 1 in 64.7 million. Unknown Male #1 (See Item 2.4) cannot be excluded as a possible contributor to the mixture DNA profile obtained. Jose Ortiz (Item 13*) is excluded as a possible contributor to the mixture DNA profile obtained.

Lab Item 2.4

The DNA profile obtained from the swabbing from the stain from the blade of machete (Item 2.4) is consistent with a distinguishable mixture of two male individuals. Assuming the mixture originated from two individuals, a full major profile and a partial minor profile were obtained. The full major DNA profile obtained is consistent with a single unknown male individual (Unknown Male #1). Lionel King (Item 7*) and Jose Ortiz (Item 13*) are excluded as possible contributors to the full major DNA profile obtained. The full major DNA profile will be searched against the Local DNA Index System (CODIS) and then uploaded to the National DNA Index System (CODIS) for comparison. You will be notified if there is a match. The partial minor DNA profile obtained is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the partial minor DNA profile obtained from the evidence sample is approximately 1 in 542 billion. Jose Ortiz (Item 13*) and Unknown Male #1 are excluded as a possible contributors to the partial minor DNA profile obtained.

Lab Item 2.5

The DNA profile obtained from the swabbing from the stain from the cutting edge of the machete blade (Item 2.5) is consistent with a distinguishable mixture of two male individuals. Assuming the mixture originated from two individuals, a full major profile and a partial minor profile were obtained. The full major DNA profile obtained is consistent with Unknown Male #1 (See Item 2.4). Lionel King (Item 7*) and Jose Ortiz (Item 13*) are excluded as possible contributors to the full major DNA profile obtained. The partial minor DNA profile obtained is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the partial minor DNA profile obtained from the evidence sample is approximately 1 in 1.26 billion. Jose Ortiz (Item 13*) and Unknown Male #1 (See Item 2.4) are excluded as possible contributors to the partial minor DNA profile obtained.

Statistical probabilities were calculated using the recommendations of the National Research Council (NRC II) utilizing the FBI database (J Forensic Sci 44 (6) (1999): 1277-1286 and J Forensic Sci doi: 10.1111/1556-4029.12806; J Forensic Sci 46 (3) (2001) 453-489 and Forensic Science Communications 3 (3) (2001)). The probability that has been reported is the most conservative value obtained from the US Caucasian (CAU), African American (BLK), and Southwest Hispanic (SWH) population databases. These numbers are an estimation for which a deviation of approximately +/- 10-fold may exist. All random match probabilities, combined probability of inclusions/exclusions, and likelihood ratios calculated by the LVMPD are truncated to three significant figures.

For comparison purposes, please collect reference buccal swab(s) from individuals believed to be involved in (or who have had reasonable access to) this incident. When a reference buccal swab is obtained, please submit a Forensic Laboratory Request in Property Connect to complete the case.

The evidence is returned to secure storage.

---This report does not constitute the entire case file. The case file may be comprised of worksheets, images, analytical data and other documents.---



Christine Whittle, #15283
Forensic Scientist II

- END OF REPORT -

Las Vegas Metropolitan Police Department Forensic Laboratory Report of Examination Biology/DNA Forensic Casework		Distribution Date: December 8, 2016 Agency: LVMPD Location: DTAC Primary Case #: 160327-0859 Additional Cases: 160307-2804, 150415-2490 Incident: Homicide-Attempt Requester: David G Meyers Lab Case #: 16-07758.2 Supplemental 1
Subject(s):	Jose Ortiz (Subject) Lionel King (Victim) Kywon Jones (Suspect)	

The following results are reported below.

<p>[^]Refer to the original report issued by FS II Christine Whittle P# 15283 dated 11/21/2016 for related information.</p> <p>*Refer to the case file for event # 160307-2804 issued by FS II Beata Vida P# 14279 for information related to Lionel King (Item 7) and Jose Ortiz (Item 13).</p> <p>**Refer to the case file for event # 150415-2490 issued by FS II Kimberly Dannenberger P# 13772 for information related to Kywon Jones (Item 3).</p>

DNA Results and Conclusions:

Lab Item 1.1[^]

The full DNA profile obtained from the swabbing from the stain from the knife blade (Item 1.1[^]) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Kywon Jones (Item 3**) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 1.2[^]

The full DNA profile obtained from the swabbing from the stain from the knife handle (Item 1.2[^]) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Kywon Jones (Item 3**) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 1.3[^]

The partial DNA profile obtained from the swabbing from the stain from the knife blade (Item 1.3[^]) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the partial DNA profile obtained from the evidence sample is approximately 1 in 19.6 quadrillion. Jose Ortiz (Item 13*) and Kywon Jones (Item 3**) are excluded as possible contributors to the partial DNA profile obtained.

Lab Item 1.4[^]

The full DNA profile obtained from the swabbing from the stain from the knife handle (Item 1.4[^]) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Kywon Jones (Item 3**) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 1.7[^]

The full DNA profile obtained from the swabbing from the handle of the knife for handler (Item 1.7[^]) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Kywon Jones (Item 3**) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 2.1[^]

The full DNA profile obtained from the swabbing from the handle of the machete for handler (Item 2.1[^]) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Kywon Jones (Item 3**) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 2.2[^]

The full DNA profile obtained from the swabbing from the stain from the blade of machete (Item 2.2[^]) is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full DNA profile obtained from the evidence sample is approximately 1 in 3.15 quintillion. Jose Ortiz (Item 13*) and Kywon Jones (Item 3**) are excluded as possible contributors to the full DNA profile obtained.

Lab Item 2.3[^]

The DNA profile obtained from the swabbing from the stain from the blade of machete (Item 2.3[^]) is consistent with an indistinguishable mixture of two male individuals. Lionel King (Item 7*) and Kywon Jones (Item 3**) cannot be excluded as possible contributors to this mixture. The probability of randomly selecting an unrelated individual from the general population who could be included as a possible contributor to the mixture DNA profile obtained from the evidence sample is approximately 1 in 64.7 million. Jose Ortiz (Item 13*) is excluded as a possible contributor to the mixture DNA profile obtained.

Lab Item 2.4[^]


The DNA profile obtained from the swabbing from the stain from the blade of machete (Item 2.4[^]) is consistent with a distinguishable mixture of two male individuals. Assuming the mixture originated from two individuals, a full major profile and a partial minor profile were obtained. The full major DNA profile obtained is consistent with Kywon Jones (Item 3**). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full major DNA profile obtained from the evidence sample is approximately 1 in 20.0 quintillion. Lionel King (Item 7*) and Jose Ortiz (Item 13*) are excluded as possible contributors to the full major DNA profile obtained. The full major DNA profile was previously searched against the Local DNA Index System (CODIS) and then uploaded to the National DNA Index System (CODIS) for comparison. The partial minor DNA profile obtained is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the partial minor DNA profile obtained from the evidence sample is approximately 1 in 7.47 trillion. Jose Ortiz (Item 13*) and Kywon Jones (Item 3**) are excluded as possible contributors to the partial minor DNA profile obtained.

Lab Item 2.5[^]

The DNA profile obtained from the swabbing from the stain from the cutting edge of the machete blade (Item 2.5[^]) is consistent with a distinguishable mixture of two male individuals. Assuming the mixture originated from two individuals, a full major profile and a partial minor profile were obtained. The full major DNA profile obtained is consistent with Kywon Jones (Item 3**). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the full major DNA profile obtained from the evidence sample is approximately 1 in 20.0 quintillion. Lionel King (Item 7*) and Jose Ortiz (Item 13*) are excluded as possible contributors to the full major DNA profile obtained. The partial minor DNA profile obtained is consistent with Lionel King (Item 7*). The probability of randomly selecting an unrelated individual from the general population having a DNA profile that is consistent with the partial minor DNA profile obtained from the evidence sample is approximately 1 in 1.26 billion. Jose Ortiz (Item 13*) and Kywon Jones (Item 3**) are excluded as possible contributors to the partial minor DNA profile obtained.

Statistical probabilities were calculated using the recommendations of the National Research Council (NRC II) utilizing the FBI database (J Forensic Sci 44 (6) (1999): 1277-1286 and J Forensic Sci doi: 10.1111/1556-4029.12806; J Forensic Sci 46 (3) (2001) 453-489 and Forensic Science Communications 3 (3) (2001)). The probability that has been reported is the most conservative value obtained from the US Caucasian (CAU), African American (BLK), and Southwest Hispanic (SWH) population databases. These numbers are an estimation for which a deviation of approximately +/- 10-fold may exist. All random match probabilities, combined probability of inclusions/exclusions, and likelihood ratios calculated by the LVMPD are truncated to three significant figures.

---This report does not constitute the entire case file. The case file may be comprised of worksheets, images, analytical data and other documents.---


Christine Whittle, #15283
Forensic Scientist II

- END OF REPORT -



1 **SLOW**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 MEGAN THOMSON
6 Chief Deputy District Attorney
7 Nevada Bar #011002
8 200 Lewis Avenue
9 Las Vegas, Nevada 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,
10 Plaintiff,

11 -vs-

12 LUIS ANGEL CASTRO, #1918366
13 **EDWARD HONABACH,**
14 **aka, Edward Joseph Honabach, #7029816**
15 **FABIOLA JIMENEZ, #1957068**
16 **LIONEL KING, #1983132**

Defendant.

CASE NO: C-16-314092-2

DEPT NO: IV

STATE'S SUPPLEMENTAL NOTICE OF WITNESSES
[NRS 174.234(1)(a)]

18 TO: LUIS ANGEL CASTRO, Defendant; and
19 TO: WARREN GELLER, ESQ., Counsel of Record:
20 TO: EDWARD HONABACH, aka, Edward Joseph Honabach, Defendant; and
21 TO: **ROBERT S. BECKETT, ESQ., Counsel of Record:**
22 TO: FABIOLA JIMENEZ, Defendant; and
23 TO: CARL E.G.ARNOLD, ESQ., Counsel of Record:
24 TO: LIONEL KING, Defendant; and
25 TO: MACE J. YAMPOLSKY, ESQ., Counsel of Record

26 YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the STATE OF
27 NEVADA intends to call the following witnesses in its case in chief:

28 //

1 *DENOTES ADDITION:

2 NAME ADDRESS

3 *ACEBO, J LVFD

4 *BARTO, JARED LVFD #987068

5 *KELLEY, JOHN LVFD #981790

6 *KNUTSON, DUSTIN LVFD #987965

7 *MILLER, BRIAN LVFD #920274

8 *YOUSEF, RANDY C/O DISTRICT ATTORNEY'S OFFICE and/or Designee

9 CUSTODIAN OF RECORDS Clark County Detention Center,
10 OR DESIGNEE 330 S. Casino Center Blvd., Las Vegas, NV

11 CUSTODIAN OF RECORDS LVMPD Communications
12 OR DESIGNEE

13 CUSTODIAN OF RECORDS LVMPD Dispatch
14 OR DESIGNEE

15 CUSTODIAN OF RECORDS LVMPD Records, 400 S. Martin Luther King Blvd.,
16 OR DESIGNEE Las Vegas, NV

17 CUSTODIAN OF RECORDS LVMPD Project Management & Video Bureau
18 OR DESIGNEE

19 CUSTODIAN OF RECORDS Las Vegas Fire Department
20 OR DESIGNEE

21 CUSTODIAN OF RECORDS Sunrise Hospital, 3186 Maryland Pkwy., Las Vegas, NV
22 OR DESIGNEE

23 CUSTODIAN OF RECORDS Clark County School District
24 OR DESIGNEE

25 CUSTODIAN OF RECORDS Nevada DMV
26 OR DESIGNEE

27 ALEXANDER, M. LVMPD P#15223

28 ALLEN, Z. Las Vegas Fire Department #204

1	AUSCHWITZ, J.	LVMPD P#5932
2	CHOCK, STEFAN M.D.	Sunrise Hospital, 3186 Maryland Pkwy., Las Vegas, NV
3	COOK, D.	LVMPD P#5730
4	COURT INTERPRETER	200 Lewis Ave., Las Vegas, NV
5	CRUNDEN, D.	LVMPD P#7727
6	DEVITO, A.	LVMPD P#15274
7	EMBRY, B.	LVMPD P#8644
8	FASULO, T.	LVMPD P#13459
9	FERNANDEZ, M.	LVMPD P#13997
10	GOODWIN, J.	LVMPD P#5599
11	GRIFFIN, TIM	C/O Clark County District Attorney's Office
12	GUTIERREZ, AMADA	C/O Clark County District Attorney's Office
13	HALL, D.	Clark County School District Police #256
14	HAMM, M.	LVMPD P#6675
15	HERRING, N.	LVMPD P#9725
16	HEVEL, R.	Las Vegas Fire Department/Arson Investigation
17	JEFFERSON, E.	LVMPD P#9385
18	KEISER, S.	LVMPD P#6392
19	KELVINGTON, A.	LVMPD P#8878
20	KING, C.	LVMPD P#14372
21	KOLKOLSKI, K.	LVMPD P#10002
22	KWIATKOWSKI, TERRANCE M.D.	Sunrise Hospital, 3186 Maryland Pkwy., Las Vegas, NV
23	LACAZE, WILLIAM	C/O Clark County District Attorney's Office
24	LANDING, KHALIAH	C/O Clark County District Attorney's Office
25	LARINGTON, D.	LVMPD P#7858
26	LONG, D.	LVMPD P#3969
27	LOVETTE, J.	Las Vegas Fire Department #204
28	LOY, B.	LVMPD P#10020

1	MAILLOUX, B.	LVMPD P#12843
2	MAIORANA, DAVID	C/O Clark County District Attorney's Office
3	MARTINEZ, FRANCISCO	C/O Clark County District Attorney's Office
4	MARTINEZ, ROSIO	C/O Clark County District Attorney's Office
5	MCGRATH, D.	LVMPD P#4349
6	MENDEZ, ANTONIO	C/O Clark County District Attorney's Office
7	MENDOZA, A.	LVMPD P#15245
8	MIKALONIS, C.	LVMPD P#9497
9	MILLER, T.	LVMPD P#5113
10	MOGG, C.	LVMPD P#5096
11	MORENO, R.	LVMPD P#4992
12	MURRAY, T.	LVMPD P#13458
13	NELTON, NATE	EMS
14	NOGLE, K.	LVMPD P#8051
15	OCONNOR, M.	LVMPD P#12890
16	ORTEGA, MARCELO	C/O Clark County District Attorney's Office
17	ORTIZ-SALAZAR, JOSE	C/O Clark County District Attorney's Office
18	PASTUNA, C.	LVMPD P#10040
19	PESHLAKAI, M.	LVMPD P#13644
20	PIERCE, K.	LVMPD P#9009
21	POLLOCK, C.	LVMPD P#13508
22	PRAGER, D.	LVMPD P#9380
23	PRICE, S.	LVMPD P#7207
24	REZENDIS, YOSELIN	C/O Clark County District Attorney's Office
25	RICHARD, JOE	EMS
26	ROSARIO, NELSON	C/O Clark County District Attorney's Office
27	RUDE, J.	LVMPD P#13916
28	SALAZAR, GUADALUPE	C/O Clark County District Attorney's Office

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CERTIFICATE OF SERVICE BY ELECTRONIC FILING

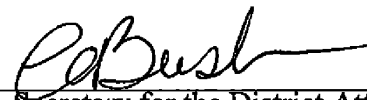
I hereby certify that service of State's Supplemental Notice of Witnesses, was made
this 23rd day of June, 2017, by electronic filing to:

WARREN GELLER, ESQ.
Email: wgeller@defense.vegas

ROBERT S. BECKETT, ESQ.,
Email: vegaslawllc@gmail.com

CARL E.G.ARNOLD, ESQ.,
Email: Carl@jhammonlaw.com

MACE J. YAMPOLSKY, ESQ.,
Email: mace@macelaw.com



Secretary for the District Attorney's Office

16F03770A-D: ckb/L4



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

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

Steven D. Grierson
Clerk of the Court

Brandi J. Wendel
Court Division Administrator

October 16, 2017

Attorney: Robert S. Beckett
Attn Robert S Beckett Esq
7500 W Lake Mead BLVD STE 9-
141
Las Vegas NV 89128

Case Number: C-16-314092-2
Department: Department 4

Defendant: EDWARD HONABACH

Attached are pleadings received by the Office of the District Court Clerk which are being forwarded to your office pursuant to Rule 3.70.

Pleadings: **Motion Of Defendant To Inspect All Evidence Favorable To Him**

Rule 3.70. Papers which May Not be Filed

Except as may be required by the provisions of NRS 34.730 to 34.830, inclusive, all motions, petitions, pleadings or other papers delivered to the clerk of the court by a defendant who has counsel of record will not be filed but must be marked with the date received and a copy forwarded to the attorney for such consideration as counsel deems appropriate. This rule does not apply to applications made pursuant to Rule 7.40(b)(2)(ii).

Cordially yours,
DC Criminal Desk # 19
Deputy Clerk of the Court

C-16-314092-2
LSF
Left Side Filing
4690724



9

1 Edward Honabach
2 CCDC #1029816
3 330. S. Casino Center Blvd
4 LV, NV 89101

5
6 District Court
7 Clark County Nevada

8
9 State of Nevada
10 Plaintiff

Case No. C-16-314092-2

Dept No. 4

11 Edward Honabach
12 defendant

13
14 Motion of defendant to inspect
15 All evidence favorable to him

16 Come now the defendant
17 without his attorney moves to the court for an
18 order requiring the plaintiff to reveal, produce and
19 permit the defendant to inspect and copy all
20 information and material favorable to a defence of
21 this case "including all books, papers, records, documents
22 and object and all fact of information whatever
23 source or form in the possession of the plaintiff
24 or any of its agents, such material and information
25 are or may become of benefit to the defendant
26 either on the merits of the case or on the
27 question of credibility of witnesses.
28

OCT 13 2017

RECEIVED

1 further, defendant request the court to enter
2 an order requiring the plaintiff to furnish
3 defendant with:

4 1) List of witnesses know to the plaintiff to
5 have knowledge of this cause favorable to the
6 defense. And a copy of the statement of any
7 such witness.

8 2) List of persons interviewed by the plaintiff
9 relating to this case but who will not be call
10 as witnesses by the plaintiff.

11 3) All documents relating to the investigation of
12 this case or of this defendant which will not be
13 introduced into evidence by the plaintiff.

14 4) List of all former or presents Agents of plain-
15 tiff who have participated to any extent in the
16 investigation and prosecution of this case who
17 will not be called as plaintiff witnesses.

18 Defendant states that said inspection,
19 information and statements are necessary for the
20 preparation of his depends and for the defendant
21 to obtain a fair trial and constitutional due
22 process of law.

23 Respectfully submitted
24 Edward Honabach

25 CCDC #70298/6

26 330 S. Casino Center Blvd

27 LV, NV 89101
28

1 Notice of Motion

2 You And each of you, will please take
3 Notice that the undersigned will bring the
4 foregoing. Motion of defendant to inspect all
5 evidence favorable to him on for hearing on
6 the day of 20 At the Clark County
7 Courthouse, 200 Lewis Avenue in District Court
8 Dept At the hour of M. or As soon
9 there After as defendant may be heard.

10
11 Respectfully Submitted

12 Edward Hendricks

13 CCDC #7029816

14 330 S. Casino Center Blvd

15 LV, NV 89101
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Points And Authorities.

I) Defendant statements or confessions: reports of examination and test, upon motion of a defendant the court may order the District Attorney to permit the defendant to inspect and copy or photograph any relevant;

1) written or recorded statement of confession made by the defendant or copies, withing the possession of the state District Attorney.

2) Result or reports of physical or mental examination and scientific tests or experiment made in connection with the particular case or copies within the possession or control of the state. According to NRS 174.235

II) Others books, paper, documents, tangibles object or places Upon motion of a defendant the court may order the district Attorney to permit the defendant to inspect all copy, photograph book, paper, documents, tangible object, building or places which are in possession of district Attorney for the preparation of his defence and the request is reasonable. According to NRS 174.245.

III) The prosecution has the duty to disclose to the defendant all exculpatory evidence. Brady v Maryland 373 U.S. 83 (1963); Also see. Giles v Maryland 386 U.S. 66 (1967); Dennis v U.S. 384 U.S. 855, 873 (1966).

1 IV) A defendant has the right to any
2 prior statements given by witnesses who
3 testify against him. Mears v. State 83 Nev
4 3,422 P2d 230 (1967) the better practice is to
5 furnish the defendant with the statements
6 prior to trial to avoid trial delay and
7 disruption. Mears v. State, Supra.

8 II the trial court has wide discretion
9 in permitting discovery. See Marshall v. Dist. Ct.
10 80. Nev 478, 396 P2d 680 (1964) also
11 79 Nevada 280, 382 P2d 214 (1963).

12
13 Respectfully submitted.

14 Edward Hanbach

15 CCDC #7029816

16 330 S. Casino Center Blvd

17 LV, NV 89101
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Certificate of Service

I hereby certify on the 10 day of OCT.
2017, I serve a true correct copy of the
foregoing document to the Motion of defendant
to inspect all evidence favorable to him
the clerk of the court by sending by mail
this documents:

Clerk of the Court L.V.
200 E. Louis Ave
LV, NV 89101

Respectfully Submitted
Edward Honsack
CCDC # 2029816
330 S. Casino Center Blvd
LV, NV 89101

**PLEADING
CONTINUES
IN NEXT
VOLUME**