

IN THE SUPREME COURT OF THE STATE OF NEVADA

LARRY BROWN

Appellant,

vs.

THE STATE OF NEVADA

Respondent.

Docket No. 81962

Direct Appeal From A Judgment of Conviction
Eighth Judicial District Court
The Honorable Valerie Adair, District Judge
District Court No. C-17-326247-1

APPELLANT'S APPENDIX VOLUME 18 OF 18

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<u>VOLUME</u>	<u>PLEADING</u>	<u>PGS</u>
14	Amended Fourth Superseding Indictment (1/20/19)	2728-30
18	Amended Judgment of Conviction (10/20/2020).....	3431-33
13	Amended Jury List (12/19/19)	2520
18	Amended Notice of Appeal (11/18/2020).....	3451-52
5	Amended Third Superseding Indictment (12/9/19)	960-62
18	Criminal Court Minutes (unfiled)	3460-3518
13	Defendant's Objections to State's Proposed Jury Instructions (12/19/19)	2521-32
4	Defendant Larry Brown's Motion for Disclosure of Corrective Action Reports (11/18/19).....	808-16
3	Defendant Larry Brown's Motion for Disclosure of Favorable Evidence (7/31/19)	479-509
3	Defendant Larry Brown's Motion in Limine Requesting This Court Preclude The State and its Witnesses from Referring To the Decedent as "The Victim" (8/9/19)	668-72
3	Defendant Larry Brown's Motion in Limine Requesting This Court Preclude The State from Presenting as Evidence Specific Items Recovered from the Search of Angela Ryder's Residence On March 20, 2017 (8/9/19).....	654-59
4	Defendant Larry Brown's Motion in Limine to Preclude All Cell Phone Information Obtained by Cellebrite and Response to State's Motion in Limine to Address Cellebrite Testimony Pertaining To Advanced Proprietary Software (8/12/19).....	723-39

4	Defendant Larry Brown’s Motion in Limine to Preclude the State from Presenting as Evidence Unclear Video Surveillance Of What Appears to be a White SUV (8/9/19)	673-716
3	Defendant Larry Brown’s Motion in Limine to Preclude the State from Presenting Details of the Condition of Decdent’s Nissan Altima Located in a Business Complex at 7495 Azure Drive and Motion to Strike Experts L.Brown, H. Jarrad, S. Saucedo, and J. Sypniewicz (8/9/19)	572-614
3	Defendant Larry Brown’s Motion in Limine to Preclude the State from Presenting to the Jury any Evidence That Suggests Flight Prior to this Court Ruling on Whether to Allow a Flight Instruction (8/9/19)	615-53
3	Defendant Larry Brown’s Motion in Limine to Preclude the State from Presenting Unduly Prejudicial and/or Cumulative Photographs to the Jury (8/9/19)	660-63
3	Defendant Larry Brown’s Motion in Limine to Preclude the State from Referring to the Trial Phase as the “Guilt” Phase” (8/9/19)	664-67
4	Defendant’s Motion to Declare the Court’s Order Finding that The State May Present Footwear Impression Evidence to the Jury Through Lay Witnesses Void as it Violates Mr. Brown’s Due Process and Fair Trial Rights (11/15/19)	873-79
4	Ex Parte Motion for Clark County Detention Center Records (8/12/19)	717-22
4	Ex Parte Order for Clark County Detention Center to Produce Records Related to Defendant Anthony Carter (8/26/19).....	767-68
15	Exhibit List and Exhibits by Court (unfiled).....	2799-2912
15	Exhibit List and Exhibits by Defendant (unfiled).....	2913-15

16	Exhibit List and Exhibits by State (unfiled) [CONTINUED IN NEXT VOLUME].....	2916-3151
17	Exhibit List and Exhibits by State (unfiled) [CONTINUATION].....	3152-3359
14	Guilty Plea Agreement (12/20/19)	2731-40
1	Indictment (9/6/17).....	62-65
15	Instructions to the Jury (12/20/19)	2741-82
18	Judgment of Conviction (Plea of Guilty-Alford) (9/23/2020) ..	3425-28
7	Jury List (12/11/19).....	1443
1	Motion for Order to Show Cause (2/21/18)	199-219
1	Motion to Compel Compliance with Subpoena (1/18/18)	182-98
2	Motion to Join Co-Defendant Anthony Carter’s Motion to Sever And Defendant’s Motion to Sever Co-Defendants (4/16/18)	261-70
1	Motion to Place on Calendar and Motion to Reduce Bail (10/5/17)	101-08
18	Motion to Unseal Minutes and Portion of Sealed Part of the Testimony on December 13, 2019 (10/21/2020)	3434-42
2	Motion to Withdraw as Attorney of Record (4/11/18)	255-60
18	Notice of Appeal (10/19/2020)	3429-30
3	Notice of Defendant’s Expert Witnesses (8/2/19)	514-15
4	Notice of Defendant’s Expert Witnesses (11/08/19)	817-35

4	Notice of Defendant’s Witnesses (8/16/19)	746-47
5	Notice of Defendant’s Witnesses (11/26/19)	943-44
5	Notice of Motion and Motion to Suppress Information Obtained By a Constitutionally Deficient Warrant (12/3/19).....	956-59
2	Opposition to State’s Motion to Compel Defendant Brown’s Cellular Phone Passcode, or Alternatively, to Compel Fingerprint (5/18/18)	378-99
5	Order Denying Defendant Larry Brown’s Motion in Limine to Preclude the State from Presenting as Evidence Specific Items Recovered from the Search of Angelisa Ryder’s Residence on March 20, 2017 (11/27/19).....	948-50
5	Order Denying Defendant’s Motion to Declare the Court’s Order Finding that the State May Present Footwear Impression Evidence to The Jury Through Lay Witnesses Void as it Violates Mr. Brown’s Due Process and Fair Trial Rights (11/27/19).....	945-47
17	Order for JAVS via CD (1/17/2020)	3362
18	Order Granting Defendant’s Motion to Unseal Minutes and Portion of Sealed Part of the Testimony on December 13, 2019 (11/6/2020)	3447-50
4	Order Granting Defendant Larry Brown’s Motion For Disclosure Of Corrective Action Reports (11/21/19)	880-82
2	Order Granting State’s Motion to Compel Fingerprint and Denying State’s Motion to Compel Defendant’s Cellular Phone Passcode (5/31/18)	404-05

5	Order Reserving Ruling Until the Time of Trial for the State’s Motion In Limine to Address Cellebrite Testimony Pertaining to Advanced Proprietary Software, and the Defendant Larry Brown’s Motion in Limine to Preclude all Cell Phone Information Obtained by Cellebrite And Response to State’s Motion in Limine (11/27/19).....	951-53
1	Petition for Writ of Habeas Corpus and Motion to Dismiss (10/3/17)	76-86
18	Second Amended Judgment of Conviction (12/2/2020).....	3453-57
18	Second Amended Notice of Appeal (12/10/2020).....	3458-59
1	Second Superseding Indictment (10/11/17).....	126-130
5	Second Supplemental Notice of Defendant’s Witnesses (12/9/19)	963-64
18	Sentencing Memorandum (9/17/2020)	3369-97
1	State’s Motion and Notice of Motion to Revoke Bail (10/5/17)	109-18
3	State’s Notice of Motion and Motion in Limine to Address Cellebrite Testimony Pertaining to Advanced Proprietary Software (8/2/19).....	516-23
2	State’s Notice of Motion and Motion to Compel Defendant Brown’s Cellular Phone Passcode, or Alternatively, to Compel Fingerprint (4/23/18)	283-95
2	State’s Notice of Witnesses and/or Expert Witnesses (5/8/18) ..	321-77
3	State’s Opposition to Defendant’s Motion to Compel Production of Discovery and Brady Material (8/2/19)	524-52

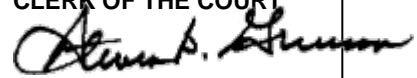
4	State’s Opposition to Defendant’s Motion to Preclude the State And Witnesses from Referring to Kwame Banks as “The Victim” (8/22/19)	758-61
4	State’s Opposition to Defendant’s Motion to Preclude the State From Presenting Evidence of Arson (9/3/19)	769-73
4	State’s Opposition to Defendant’s Motion to Preclude the State From Presenting Evidence of Flight (9/3/19).....	774-79
4	State’s Opposition to Defendant’s Motion to Preclude the State From Presenting Evidence of Shoes and Brass Knuckles (9/3/19)	780-82
4	State’s Opposition to Defendant’s Motion to Preclude the State From Presenting Unduly prejudicial and/or Cumulative Photographs to the Jury (8/22/19)	755-57
4	State’s Opposition to Defendant’s Motion to Preclude the State From Using the Term “Guilty Phase” (8/22/19)	753-54
3	State’s Supplemental Notice of Witnesses and/or Expert Witnesses (6/7/19).....	467-74
5	State’s Tenth Supplemental Notice of Witnesses and/or Expert Witnesses (11/25/19).....	933-42
6	Stipulation and Order to Waive Penalty Hearing (12/9/19).....	1248-49
3	Supplement to Notice of Defendant’s Expert Witnesses (8/7/19)	553-71
4	Supplemental Notice of Defendant’s Expert Witnesses (11/15/19)	869-72
5	Supplemental Notice of Defendant’s Witnesses (12/2/19)	954-55
1	Superseding Indictment (10/4/17).....	97-100

1	Third Superseding Indictment (12/13/17).....	167-71
1	Transcript of Hearing Grand Jury Vol 1 August 29, 2017 (9/9/17)	1-19
1	Transcript of Hearing Grand Jury Vol 2 September 5, 2017 (9/12/17)	20-61
1	Transcript of Hearing September 6, 2017 (12/1/2020)	66-70
1	Transcript of Hearing September 14, 2017 (11/19/2020)	71-75
1	Transcript of Hearing Grand Jury Superseding Proceedings October 3, 2017 (10/17/17)	87-92
1	Transcript of Hearing October 4, 2017 (12/1/2020)	93-96
1	Transcript of Hearing Grand Jury Second Superseding Proceedings October 10, 2017 (10/24/17)	119-25
1	Transcript of Hearing October 11, 2017 (12/1/2020)	131-134
1	Transcript of Hearing October 19, 2017 (11/19/2020)	135-46
1	Transcript of Hearing October 31, 2017 (11/20/2020)	147-51
1	Transcript of Hearing Grand Jury Third Superseding Proceedings December 12, 2017 (12/28/17)	152-66
1	Transcript of Hearing December 13, 2017 (12/1/2020)	172-75
1	Transcript of Hearing December 19, 2017 (11/20/2020)	176-81
1	Transcript of Hearing February 27, 2018 (11/20/2020)	220-24
1	Transcript of Hearing March 6, 2018 (11/20/2020)	225-29

1	Transcript of Hearing March 20, 2018 (10/22/2020).....	230-37
2	Transcript of Hearing April 3, 2018 (11/20/2020).....	238-54
2	Transcript of Hearing April 17, 2018 (11/20/2020).....	271-82
2	Transcript of Hearing April 24, 2018 (11/20/2020).....	296-309
2	Transcript of Hearing April 26, 2018 (11/20/2020).....	310-15
2	Transcript of Hearing May 8, 2018 (11/20/2020).....	316-20
2	Transcript of Hearing May 22, 2018 (11/20/2020).....	400-03
2	Transcript of Hearing May 31, 2018 (11/20/2020).....	406-27
2	Transcript of Hearing June 7, 2018 (11/20/2020).....	428-32
2	Transcript of Hearing August 9, 2018 (11/20/2020).....	433-38
2	Transcript of Hearing August 30, 2018 (11/20/2020).....	439-42
2	Transcript of Hearing November 27, 2018 (11/20/2020)	443-49
2	Transcript of Hearing January 17, 2019 (11/20/2020).....	450-54
2	Transcript of Hearing March 21, 2019 (11/20/2020).....	455-58
2	Transcript of Hearing April 25, 2019 (11/20/2020).....	459-62
2	Transcript of Hearing May 30, 2019 (11/20/2020).....	463-66
3	Transcript of Hearing June 27, 2019 (11/20/2020).....	475-78
3	Transcript of Hearing August 1, 2019 (11/20/2020).....	510-13
4	Transcript of Hearing August 15, 2019 (11/20/2020).....	740-45

4	Transcript of Hearing August 20, 2019 (11/20/2020).....	748-52
4	Transcript of Hearing August 22, 2020 (11/20/2020).....	762-66
4	Transcript of Hearing October 29, 2019 (11/20/2020)	783-803
4	Transcript of Hearing November 5, 2019 (11/20/2020)	804-07
4	Transcript of Hearing November 14, 2019 (11/20/2020)	836-58
5	Transcript of Hearing November 21, 2019 (11/25/2019)	883-932
5	Transcript of Jury Trial Day 1 December 9, 2019 Pages 1-55 (12/9/2020) [CONT'D IN NEXT VOLUME]	965-1019
6	Transcript of Jury Trial Day 1 December 9, 2019 Pages 56-283 (12/9/2020) [CONTINUATION]	1020-1247
7	Transcript of Jury Trial Day 2 December 10, 2019 (12/9/2020)	1250-1442
8	Transcript of Jury Trial Day 3 December 11, 2019 (12/9/2020)	1444-1625
9	Transcript of Jury Trial Day 4 December 12, 2019 (12/9/2020)	1626-1784
10	Transcript of Jury Trial Day 5 December 13, 2019 EXCERPT (12/9/2020)	1785-1995
11	Transcript of Jury Trial Day 5 December 13, 2019 EXCERPT (12/9/2020)	1996-2066
11	Transcript of Jury Trial Day 6 December 17, 2019 (12/9/2020)	2067-2231
12	Transcript of Jury Trial Day 7 December 18, 2019 Pages 1-173 (12/9/2020) [CONT'D IN NEXT VOLUME] .	2232-2404

13	Transcript of Jury Trial Day 7 December 18, 2019 Pgs 174-288 (12/9/2020) [CONTINUATION].....	2405-2519
14	Transcript of Jury Trial Day 8 December 19, 2019 (12/9/2020)	2533-2727
15	Transcript of Jury Trial Day 9 December 20, 2019 (12/9/2020)	2783-98
17	Transcript of Hearing August 6, 2020 (11/20/2020).....	3363-68
18	Transcript of Hearing September 18, 2020 (11/3/2020)	3398-3424
18	Transcript of Hearing November 5, 2020 (12/5/2020)	3443-46
17	Verdict (12/20/19)	3360-61



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DISTRICT COURT

CLARK COUNTY, NEVADA

STATE OF NEVADA,)	CASE NO. C-17-326247-1
)	DEPT. NO. 21
Plaintiff,)	
)	
vs.)	
)	
LARRY DECORLEON BROWN,)	
ID 8376788,)	
)	
Defendant.)	
)	

SENTENCING MEMORANDUM

DATE: September 18, 2020
TIME: 3:30 p.m.

COMES NOW, Defendant Larry Brown, by and through his attorneys, JoNell Thomas, Special Public Defender, and Monica R. Trujillo, Chief Deputy Special Public Defender, and submits the following for the Court's consideration in sentencing on September 18, 2020, and for placement with the Department of Corrections in order to be provided to the Parole Board.

LIFE OF LARRY BROWN

Prior to imposing his sentence, please consider the following information about Larry obtained through interviews, letters and reports. Please also consider the enclosed letters from his family and friends.

A. Personal and Family History

Mr. Brown was born and raised in Atlanta, Georgia. He was raised by his mother, Rose Brown and his father, Larry L. Brown. His parents were not only active in his life growing up, but they continue to play an active role to this day. Mr. Brown has a high school diploma and began working at a young age.

As this Court is aware, Mr. Brown served time in the Bureau of Prisons. While in federal custody, Mr. Brown took full advantage of the opportunity to rehabilitate himself and become a productive member of society. He obtained a minor in Accounting through courses from the Talladega FCI in Alabama while in custody. Mr. Brown also took courses in the following areas while serving his time: real estate, a contractor course which included blueprint drafting and barber courses. Mr. Brown participated in and successfully completed the Residential Substance Abuse Treatment Program (RSATP). According to Mr. Brown, the program was eighteen (18) months. He was on supervised release for three (3) years and lived in a halfway house while transitioning back into the community. Thereafter, Mr. Brown began to rebuild his life. After his release, he studied for and received his HVAC license. He also attended trucking school for six (6) months where he received his CDL license. Mr. Brown then began working for a Trucking Company by the name of Ready Trucking in Georgia. According to Mr. Brown and his family, he drove a truck for about four (4) years. At one point, Mr. Brown even obtained certification from the Emissions Protection Agency to establish an emissions testing location and he operated that business for ten (10) years. That business was also located in Georgia.

1 Mr. Brown then started his own car detailing company by the name of Blue Magic. He
2 operated this business in Georgia for about five (5) years and when he moved to Las Vegas in
3 2016, he continued his business until his van began having mechanical issues.

4 After serving his time, Mr. Brown met his ex-wife and mother of his children. The two
5 were married for ten (10) years. While raising his children, Mr. Brown was very active in their
6 lives. His daughter, Latoria, testified during his trial about events the two participated in as well
7 as discussed their family outings and their relationship. Her memories are memorialized in the
8 letter to this Court, included in Exhibit A. The Court also heard testimony regarding Mr. Brown's
9 participation in his children's Parent Teacher Associations, meetings and school events.
10 According to Mr. Brown, he often volunteered at school dances and as a teacher's helper. He
11 also participated in events such as donuts for dads any chance he could. It was clear from his
12 daughter's testimony at the time of trial that Mr. Brown attempted to remain active in her life
13 even after he moved to Las Vegas as he returned several times to share lifetime events with her
14 such as holidays, prom and graduation as well as to visit and enjoy time with his children. Both
15 Latoria and Ms. Rose Brown testified at trial that he returned to visit the family several times
16 after he moved to Las Vegas. After his time in custody, Mr. Brown and his family were active
17 with the church and in the community. Several of the letters attached below shine light on who
18 Mr. Brown truly is- a family-oriented man who for years was a single father to his daughter. He
19 also spent years taking care of his grandmother who sent a letter to this Court describing their
20 relationship and how they would sit around and often discuss the Bible and church. According
21 to one aunt, Larry is a positive role model and was often counseling younger family members to
22 stay on the right path. From Bible Study to community events and family gatherings, Mr. Brown
23 made sure he was not only making up for lost time, but bettering himself each day. Mr. Brown
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1 is also proud that even after serving time, his rights were restored and he was able to vote in a
2 few elections.

3 **B. Present Support System & Goals**

4 Mr. Brown is fortunate to have the continued support of several family members and
5 friends. As this Court is aware, Mr. Brown's mother and daughter traveled to Las Vegas to not
6 only support him during trial, but also to provide testimony. In addition to his mother and
7 daughter, Mr. Brown has maintained his relationships with his son, the mother of his children,
8 his grandmother and many other family members and friends as evidenced by the letters of
9 support attached as Exhibit A.
10

11 Mr. Brown understands that he will be sentenced to prison and while he maintains his
12 innocence, he also knows that he must survive the only way he can, to take full advantage of the
13 education and job training available to him while he is serving his time. He plans to participate
14 in vocational courses and get a job while in prison. He will also maintain his relationships with
15 his friends and family by writing to them and calling them regularly. Finally, Mr. Brown intends
16 to actively participate in Bible Study Courses and continue his religious studies in an effort to
17 better himself.
18

19 **C. Prior Convictions**

20 As this Court is aware, Mr. Brown has prior convictions. It is important to note that his
21 prior felony convictions are over twenty (20) years old. Mr. Brown has discussed the facts of his
22 prior robbery case with counsel and informed us that it did not involve the use of a weapon and
23 no money was actually taken. Rather, he provided a note to the teller requesting money. Mr.
24 Brown's other felony convictions are drug-related offenses. Finally, he has a prior misdemeanor
25 conviction which is over ten (10) years old. Mr. Brown is well-aware of what his history appears,
26 however he also urges the Court to recognize that those priors were from when he was between
27
28

1 eighteen (18) and twenty-one (21) years old. Since his release from prison to the day of his arrest
2 in the instant case, Mr. Brown has focused on being a productive member of society and raising
3 his children.

4 According to Mr. Brown, in all his prior cases he accepted responsibility for his behavior
5 and entered guilty pleas. This comports with how his cousin Ms. Dorce described him in her
6 letter to the Court; as a person who admits when he is wrong and accepts the consequences.
7

8 **D. Case Related Facts and Co-Defendant Negotiation**

9 Mr. Brown maintains his innocence in the instant case as he has since counsel was
10 assigned to this case. Mr. Brown testified in his own defense and told this Court that he did not
11 kill Mr. Banks. In addition to that testimony, this Court heard testimony from the lead detective
12 that Las Vegas Metropolitan Police Department failed to investigate eyewitness leads that
13 contradicted other eyewitness testimony, suggesting there was more than one person outside at
14 the time of the incident. It is also important to note that Mr. Carter was in the apartment complex
15 at the time of the murder, but failed to answer the door when officers were canvassing the area
16 and instead hid, essentially in plain sight, overnight. Finally, while the jury did not accept Mr.
17 Brown's testimony as true, he nonetheless explained to this Court how his DNA could have gotten
18 on the gloves in question. This Court also heard testimony regarding contamination of items that
19 were tested for DNA in this case.
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22 Mr. Brown would not be here, but for Mr. Anthony Carter. It was clear from the testimony
23 elicited at trial that Mr. Carter was the only defendant with direct connection to the decedent in
24 this case. The State never proved that Mr. Brown had any communication via telephone or
25 otherwise with the decedent.
26

27 Co-Defendant, Anthony Carter signed a Guilty Plea Agreement in connection with this
28 case on July 30, 2019. Mr. Carter entered a plea of guilty to one count of Voluntary Manslaughter

1 with Use of a Deadly Weapon. As part of his negotiation with the State, he stipulated to a term
2 of eight (8) to twenty (20) years in the Nevada Department of Corrections.

3 **E. Objection to Restitution and Request for Proof of Costs**

4 The Division of Parole and Probation recommends restitution in the amount of \$19,818.14
5 joint and severally with Anthony Carter. According to the Victim Impact Statement, the funeral
6 cost appears illegible to counsel, but appears to be approximately \$7,000. LaQuanda Banks
7 indicated in her statement that she attached the associated funeral costs, however counsel has not
8 received that information. Mr. Brown requests an itemized list of funeral expenses.

10 Secondly, the Division recommends restitution in the amount of \$11,913 for the value of
11 the car lost as a result of a fire. Ms. Banks also indicated she attached the Kelly Blue Book
12 information, however counsel did not receive a copy. With regard to restitution for the car, Mr.
13 Brown objects to the request to pay for the damaged vehicle in its entirety. Mr. Brown was never
14 charged with Arson in connection with his case and there was no indication that the jurors
15 specifically concluded that Mr. Brown caused the fire to the vehicle. At the time of trial, counsel
16 moved to preclude the unclear video evidence associated with the car fire as prejudicial. The
17 circumstantial evidence showed video of a white SUV with no other clear markings of
18 identification. There was no direct evidence that the vehicle actually belonged to Mr. Brown or
19 Ms. Ryder and there was no direct evidence that Mr. Brown was driving the vehicle in the video.
20 Finally, there was no forensic evidence that Mr. Brown was ever inside the vehicle. As such, Mr.
21 Brown should not be obligated to pay for the damage to the vehicle. In the event that this Court
22 orders restitution for the vehicle, counsel requests confirmation that insurance did not pay the
23 family for the loss of the vehicle as well as support for the amount of restitution requested.
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CONCLUSION

Mr. Brown respectfully requests that this Court sentence him as follows: Count 1, Conspiracy to Commit Robbery- twenty-four (24) to sixty (60) months; Count 2, Robbery with Use of a Deadly Weapon- twenty-four (24) to sixty (60) months to run concurrent with Count 1 and twenty-four (24) to sixty (60) months for the weapon enhancement; Count 3, First Degree Murder with Use of a Deadly Weapon- twenty (20) to fifty (50) years, concurrent with Count 2 and twenty-four (24) to sixty (60) for the weapon enhancement; Count 4, Ownership or Possession of Firearm by Prohibited Person- twenty-four (24) to sixty (60), concurrent to Count 3. Mr. Brown has one thousand one hundred and seventy-eight days (1,178) Credit for Time Served.

Finally, please consider the enclosed letters from the following individuals attached as Exhibit A: (1) Latoria Brown, (2) Rose Brown, (3) Rosa Nelson, (4) Larry L. Brown, (5) Wayne Nelson, (6) Tiffany Tolbert, (7) Angelisa Ryder, (8) Wanda Nelson, (9) LaVenus Carter, (10) Eddie Nelson, (11) Christceith Fuller-Dorce, (12) Anthony Barrow (13) Latia Wilcox (14) Artrez Brown and (15) Loshalonda Ford.

DATED September 17, 2020

RESPECTFULLY SUBMITTED:

/s/ MONICA R. TRUJILLO

MONICA R. TRUJILLO
W. JEREMY STORMS
Attorneys for Brown

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that service of the Sentencing Memorandum, was made on September 17,
2020, by Electronic Filing to:

DISTRICT ATTORNEY'S OFFICE
email: motions@clarkcountyda.com

/s/ Elizabeth (Lisa) Araiza

Legal Secretary, Special Public Defender

EXHIBIT A

To: Monica R. Trujillo
Subject: RE: Latoria Brown I'm mainly writing this letter speaking to my dad. I'm sorry I couldn't be present for this moment due to the craziness going on. I want to start off by saying I love you from the bottom of my heart. Your the first and only man to show m

From: Latoria Brown [mailto:latoriabrown80@gmail.com]

Sent: Sunday, March 22, 2020 5:14 PM

To: Monica R. Trujillo <Monica.Trujillo@ClarkCountyNV.gov>

Subject: Latoria Brown I'm mainly writing this letter speaking to my dad. I'm sorry I couldn't be present for this moment due to the craziness going on. I want to start off by saying I love you from the bottom of my heart. Your the first and only man to show me...

Latoria Brown

I'm mainly writing this letter speaking to my dad. I'm sorry I couldn't be present for this moment due to the craziness going on. I want to start off by saying I love you from the bottom of my heart. Your the first and only man to show me real love, as well as the first and ONLY guy to break my heart. This situation has broken my heart into millions of pieces. I know when you first decided to move to Vegas none of this was apart of the plan but now we are here. I wish none of happened if I could go back in to and rewrite the past I would. I would lay my life on the line for you and ONLY you. I was raised by a strong, loving, caring father. Of course we've had times were you've had to discipline me when you didn't have the heart to but you did to instill responsibility and morals and for the I will always always love you. Growing up it was always me and you. If they seen you, they seen me and vice versa. Writing this letter was the last thing I'd ever have to do. What they are trying to paint you out to be is not the person I've know for the last 21 years of my life. It was you at every graduation ceremony cheering me on. It was you at every event I participated in at school cheering me on. It was you at EVERY field day bringing snacks for my class cheering me on and it was you to nurse me back to health. Every splinter, blister, cut, bruised knee or bleeding elbow it was you to clean it for me. I'm the tru definition of a daddies girl, your spitting image. To this day I still have people telling me how I look like you, walk like you, make the faces as you. When people see me they still see you, even if thy don't see you. I wish we could get back these last few years we spent away from each other but I know we can't because it's just the beginning of timed phone calls and timed visitations. I know I've disappointed multiple times in my lifetime because all you've wanted for me was greatness and I've chosen my own path. Now that I'm on this new journey in my life, your not here to share it with me and it's killing me just like I know it's killing you. Your famous line that I ALWAYS remember and 9 times out of 10 use on my child is, "What would you do if I wasn't here" and I would always say, "I don't know." Now I have an answer and that answer is to live my life how I want to live it. I don't have my daddy here anymore to hold my hand and show me the way. I have to figure that out on my own, even if it takes me some time but trust me I will get it together soon. I won't let this discourage me just like you shouldn't. This shall to past. I'm praying for you daddy.

-Forever and always your baby girl Tori. I love you with all my heart.

March 22, 2020

To whom it may concern

I'm writing this letter on behalf of my son Larry D Brown born Jan. 10th 1978 he was a special son he came early. He was a good son always smiling always willing to help when needed. All the girls & teacher was really enjoyed being around him made them laugh. Larry was a private person never wanted to entertain bring people to the house. He said that was where he lived. He always looked out for his sibling. I moved back home to Columbus, OH for a while. He was involved in a little trouble did his time. Became a model citizen, went to school for several things. HAVC repair, Trucking he really enjoyed truck driving I gave him some pointers in trucking. He had his own pressure washing business, washing housing, & car washing.

His family life including two loving kids, Tori Brown 21 yrs she is the love of his life, Quinton Brown 16 yrs, he is a lovable young man. I have told my son's to get out and see the world to experience other places. Larry moved to Vages I was excited for him. My 1st trip to Vages also was exciting.

Larry is a fun loving young man love to make people laugh. He love his grandparents (father & mother side) he's always helping my mother with several things around the house.

It is very unfortunate this has happen to my son. I have cried plenty of days & nights for Larry he is my oldest.

So in making your decision for sentencing. Please take in consideration that Larry is not a bad person, he just made a bad decision at the wrong time. He is having his first grandchild my first great-grandchild.

Rose Brown

A handwritten signature in cursive script that reads "Rose Brown". The signature is written in dark ink and is positioned below the printed name.

March 2, 2020
90 Howard, St SE
Atlanta, Ga
30317

To whom This my Concern,
I am Larry Brown, 30 years old grand
mom. I am writing to say, Larry, is a good
and caring, young, man. He's loving & caring
and a family man He loved his family
Clean, and thoughtful, young man. He
loved Sport, loved his Two Children going
out to eat, with them, love to play
Basketball, with his Son, he love to
do thing for me and my Sasted. he is
very Caring or me, always. Wanting
to do thing to keep me safe. ~~he~~ ^{he} is
very Clean & loved his family, always
doing thing, with his Children later on
a vision

Daughter & Son. I don't & Can't remember
his being in fight or fussing, he is al
way Clean & played with his son & daughter
went to movie & dard. to games with them
I Can not say enough about ^{him}, Because
he is a loving & caring person. love
being around me and doing things
around the home for my Saffed ~~the~~ ^{he}
a Sweet & Clean and caring young man
I Can't wish for a better young man
then. Sorry, I really my loving
grandson, it things around here he
need to do for me. I Can't waited
for him to come home to help ^{he is} ~~was~~
a very good helper ~~around~~ around the
house. I Can't say enough about Larry
he is a lot of fun to be around

we sit around and talk about the
Bible & Church, he went to Church
Some Sun, with his, Quinton. He
love Pastor Smith. at Antioch
East Baptist Church, 1972-2020

He ^{I have been a member -} loved to play Basketball with
Quinton his son. he a family man
I can't wait to see, and love on him
I am hoping to see him, him soon
I can't believe he would, hurt a soul
this the way I see Larry, a sweet
caring, person. I love him very
much, I can't wait to see him back
home. I am praying for him and you'll
to do right about him, because sad
is looking looking down for the
~~the~~ true. my Dad Bless. I will
Hope to see Larry soon I do believe

in pray. The Lord is in Control
are all are our. ~~life~~ & health. I love
you'll because I love the Lord.
my Dad Keep all ~~as~~ ^{as} in his care
Dad is Love.

your truly
Larry, Grandmom
Rosa H. Nelson

KAN #
702-455-6278

ATTENTION

Ms.

~~Ms.~~ Valerie Adair

I'm sending this letter
with my deepest regrets that
I'm not there because of
Covid 19. For my son, Larry D Brown.
But I'm sending my hopes
& prayers for him. Because Larry
is a hard worker and a loving
family man. That have two children
and now a grand son. That he loves
very very much. And his mother
Grand mother & me have much
love for each other. And we are
praying that the court have ^{LENIENCY} ~~mercy~~
on him. Thanks for your time.

From:

Mr. Larry L Brown

Saturday, March 21, 2020

Wayne Nelson
6508 Swift Creek Road
Lithonia, GA 30058
(678) 462 – 2429
wayne.649397@yahoo.com

Monica Trujil,

I take this opportunity to write this character letter for my nephew Larry D. Brown. My name is Wayne Nelson, I am 56 years old and I reside in Lithonia, Georgia. I have served three (3) in the Army (active duty) and five (5) in the Georgia National Guard.

I have an Associate Degree and a Bachelor Degree both in Criminal Justice. In 2014, I retired from the law enforcement community (DeKalb County Sheriff's Office) with twenty seven (27) years of service. In 2016, I became a substitute teacher with the DeKalb County School District.

I was in high school when Larry was born to my oldest sister Rose Brown. I can remember the joy that he brought to his parents. I never had the opportunity to baby sit him, however, I watched him grow up. He was a good big brother to his two younger brothers.

I can remember Larry having the following jobs to provide for his family; truck driver, heating and air and performing vehicle emissions testing, including establishing a pressure washing business.

Larry has been a part of his two (2) children lives since birth. He was at the hospital during both births. I can even remember the times when Larry escorted his two (2) children on their first air plane ride to Las Vegas for the summer. Larry would always acknowledge his children birthdays with gifts, including gifts on Christmas. He would provide back to school clothes and school supplies. I am proud of Larry for not being a missing in action father.

Larry has demonstrated good character by being respectful, thoughtful, supportive and dependable towards family member. He was always fun to be around at our family gatherings. He has always kept in contact with his grandmother (Rosa) with a call or visit; even now he still calls her.

I am aware of the charges and conviction, and without any reservation or hesitation I say that the charges are totally against Larry's character. And I am well aware that some circumstances can alter and influence one behavior and character. At times good people make bad decisions and

003386

bad choices and yet at times bad people can make good decision and good choice. There is still some good in Larry. I pray that he will share his stories in order to persuade others not to make the same bad decisions and choices he has made. I believe that if Larry could rewind time this letter would not be necessary.

In conclusion, this character letter intent is to illustrate Larry's character with the expectation that the honorable judge will show mercy on my nephew during sentencing.

Wayne Nelson

To: Monica R. Trujillo
Subject: RE: A Charater Statement for Larry Brown

From: Tiffany Tolbert [mailto:tiffanyrenee0212@gmail.com]
Sent: Monday, March 23, 2020 6:15 AM
To: Monica R. Trujillo <Monica.Trujillo@ClarkCountyNV.gov>
Subject: A Charater Statement for Larry Brown

To whom it may concern:

I was asked to write a character statement on behalf of Larry Brown hoping to influence the sentencing hearing. Who am I you might asked? Well I met Larry some fifteen years ago and we have had fifteen years of friendship. When I met Larry, he was a single dad raising his daughter working as a mechanic, and throughout the fifteen years he has been nothing more than that. He has never shown a violent tendency, he's always has either been there for his kids, showing up for them no matter what! I've seen him work hard so they could have, starting his own detailing cars business. I know he was in Vegas looking to venture out on his business ventures and not sure how all this has come about. I know he was probably judge on his pass to be found guilty of what happen but the Larry I know would not have killed anybody for materialistic things. I've known him to always be there for his family holding them together. Showing up for his mother or grandmother whenever they needed him. Talking his son to whatever sport activities he was involve in and definately showing up to the schools when they needed him working as a parent volunteer.

When all of this happen, I gave birth to our son who will be three in June. He has never met his father physically and I pray and hope that he will one day, meet his dad! Please do not take that away from him, my son. I wish I could have been there to testify on his behalf, but since I was not I hope that this letter will help him at the end of it all.

Sincerely,

Tiffany Tolbert

I am writing this letter on behalf of Larry Brown. I have known Larry for about eight years. He was a mechanic in Atlanta that came into the store I worked in to buy parts for his customers and himself. He was always working on a vehicle or detailing a car. Later he moved to Vegas and was building his mobile detail cliental here and going back to work in Atlanta as well. He has shown to be a great father. He makes sure to visit his kids regularly and spend time with them by going back to Atlanta even when he lived here. Larry goes to church with his grandmother and reads the bible faithful. Larry is a hard-working responsible person. He has always been nice and tries to help the young men in the community.

Angelisa Ryder

To: Monica R. Trujillo
Subject: RE: Character letter for Larry D. Brown

From: Wanda Nelson-fuller [mailto:wnelsonfuller@yahoo.com]
Sent: Wednesday, March 25, 2020 8:58 AM
To: Monica R. Trujillo <Monica.Trujillo@ClarkCountyNV.gov>
Subject: Character letter for Larry D. Brown

To Whom this may concern,

I, Wanda Nelson Fuller, am writing this letter on behalf of my nephew Larry DeCorleon Brown.

I feel strongly about his character and can't believe that my nephew could commit the crime that he is being wrongfully convicted of. Larry is a very responsible and dependable son, older brother, father, grandson, nephew, cousin, and etc. When my father (Larry's granddad) was battling w/Leukemia, Larry was always available and in fact his caregiver. Larry continually took his grandfather to his doctor appointments and treatment sessions. My dad, James Nelson Jr., loved him some Larry.

Larry is the excellent dad to two phenomenal children Latoria (Tori) and Quinton. His children misses him dearly and their father played a very critical role in their life. This is so abnormal for their dad to not be here for them as of now, because of his current situation, which has caused them to hurt in many aspects. For over five years, Larry was a single father to his daughter Tori. I myself can say that my nephew exemplifies selflessness 100%. He would do the world for someone in positive aspects as long as he was able.

Larry was a hard worker, he worked changing car oil for awhile. After that he had his own emissions station and car detailing business, with a large clientele.

Larry is a very respectful and family oriented man. At family events you can often times find Larry with my daughter, his children and other younger cousins giving great advice and keeping them on the correct path. Larry is our younger generations go to for positive encouragement whenever necessary. Even now in his present situation when he calls. Larry loves to make people laugh with his jokes.

I am very concerned about my nephew's future and can assure you that he has been accused wrongly and I'll continue to pray that Larry is released and given the opportunity to be a positive role model in society as he has been for years.

Thanks for taking my character letter into consideration. Grace and Mercy

Kind Regards
Wanda Nelson Fuller
**24 day of March 2020

Sent from Yahoo Mail on Android

March 23, 2020

Eighth Judicial District Court of Clark County, Nevada

Greetings Judge Valerie Adair,

My name is LaVenus Carter of Atlanta, GA. My current job title is a Management & Program Analyst. I am employed by Centers for Disease Control and Prevention (CDC).

I have known Larry D. Brown for sixteen years and counting. We became very close friends over the sixteen years.

I understand that Larry D. Brown will appear in your court about a conspiracy robbery, open murder, and possession of gun by a prohibit person charges. He is very upset to be included in a case that he was not involved in.

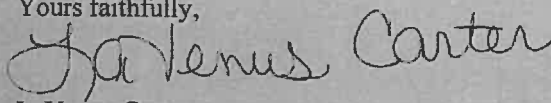
Larry lived in Atlanta, GA prior to moving out to Las Vegas, NV for a business opportunity. He split his time between Las Vegas, NV and Atlanta, GA because if you know Larry no distance will keep him away from spending quality time with his own kids. He dedicates his summers to his kids while he pursued his business opportunity in Las Vegas. He is very frustrated to be away from his kids and family dealing with this case. He is missing valuable time with his kids to see them grow and become successful in life's accomplishments.

The most important things I have learned about Larry over the duration of our friendship is he's family oriented, God fearing, and loves to enjoy life. In knowing Larry, he has always been very respectful, loving, caring, trustworthy, hardworking, and an outgoing person. Larry has been my kid's father figure, which they look up to him with a great deal of respect and for solid guidance in their lives. They affectionately call him "Dad". I wholeheartedly believe Larry D. Brown was not involved in these charges against him. These charges are far from the characteristics of Larry D. Brown.

However, your Honour, you have the final decision in his sentencing. I ask that you be lenient in your sentencing and take into consideration of all that I provided in this letter by giving the minimum sentencing to Larry D. Brown.

Thank you for considering my thoughts of Larry on a more personal level to assist you in your final decision.

Yours faithfully,


LaVenus Carter

Eddie Nelson
[REDACTED]
[REDACTED]

Dear, Your Honor

March 25, 2020

I am writing this character letter for my nephew Larry D. Brown. My name is Eddie Nelson and reside in Lithonia Ga. I am a 10 year Airforce Veteran and a retired Law Enforcement Officer with 23 years of service with the Department of Justice.

As a child Larry lived with his mother (my sister) and father. And was raised in a loving home with his two brother. As a young man Larry was very respectful.

As a man Larry have had a number of jobs to provide for is family; truck driver, heating and air and performing vehicle emissions, including establishing his own pressure washing business.

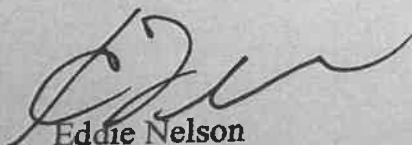
Larry has always been a part of his two children lives. Larry would always acknowledge his children birthdays and provide Christmas gifts. Larry would also make sure his children had back to school clothes and supplies. Larry has always done his best to be a hands on dad.

Larry has always demonstrated good character and was a pleasure to be around because of his outgoing nature.

I was aware of the charges Larry faced and now the conviction on those charges, without any reservation I say that the charges are totally against Larry's character. I know people can sometime do thing out of their character because circumstances can get out of control and people make bad decisions and bad choices. I know if Larry could go back to that day, things would be different and I wouldn't be writing this letter.

There is still good in Larry and I pray that he will have time to show it in the future. So I ask Your Honor to please show some mercy on my nephew Larry D. Brown during his sentencing.

I pray for the victim's family, because their love one is no longer here.


Eddie Nelson

003392

To The Honorable Judge;

My name is Christceith Fuller-Dorcé. I am writing on behalf of Mr. Larry Brown.

Larry is my second oldest cousin. So, it is safe to say that when I heard of the charges that were brought against him I was in complete "awe". I was troubled and surprised because I knew WHO my cousin was working to become. He was destined to be his BEST self for him and his children. It's because of this I am honored to write this letter. I completely understand the gravity of this case and ask that the court shows some leniency.

While he was instrumental in ensuring I stayed out of trouble as a child; as an adult he also provided that same level of encouragement. Larry is not the one to say that he does everything right; because he does not. He is the one who enjoys talking about how he overcame challenges to show others there is a better way. When Larry is wrong; he will openly admit his wrong and accept the consequence(s) as presented. This I have seen Larry do with no hesitation. Watching Larry over the years; I have seen a steadfast growth in his demeanor and moving past his mistakes to becoming a better person. I have seen this in not just his interactions with his children, but the young boys whom he mentors through my organization...D.R.I.V.E. Inc. He not only mentors them, but donates shoes, clothes and hats to them as a token of doing a "job well done". He has become intentional with his judgment and decision making. He has a desire for self-improvement...not only for himself, but those around him.

Larry's mindset is one that stays "positive". During the time he has been incarcerated; this is all he has displayed. He has remained positive even after "the prosecution rested" and "the verdict" was rendered. You could hear his optimism through the phone...his smile and saying "everything will be alright".

Larry, is not only a dedicated cousin, but a beautiful father, a mentor to youth and a leader in our family. I stand firm in saying that our ENTIRE family is dedicated to supporting Larry during this time.

Should you have additional questions or concerns; please do not hesitate to reach out to me.

Kind Regards,

Christceith Fuller-Dorcé



To: Monica R. Trujillo
Subject: RE: Larry Brown Jr.

From: Anthony Barrow [mailto:barrow618@gmail.com]
Sent: Wednesday, April 1, 2020 9:48 AM
To: Monica R. Trujillo <Monica.Trujillo@ClarkCountyNV.gov>
Subject: Larry Brown Jr.

To whom it may concern:

I am writing this letter to speak as a character witness for my cousin, Larry Brown, Jr. I know Mr. Larry Brown to be an outstanding father and family man. He is my cousin, as his grandmother and my grandmother are sisters. We grew up together as a church going family. Mr. Larry Brown Jr. Has always been a god fearing, stand up person who has always made sure that his mother, grandmother and his children were well taken care of.

I also know him to be a hard working member of society.

I am writing this letter as his loving cousin and asking that you take in consideration that he is greatly needed by his family and I am asking the courts for leniency during his sentencing.

Thank you for you time and consideration in advance for this letter

Thank you

Anthony Barrow

Ms. Latia Wilcox
4535 Ashington Drive
Snellville, GA 30039

March 23, 2020

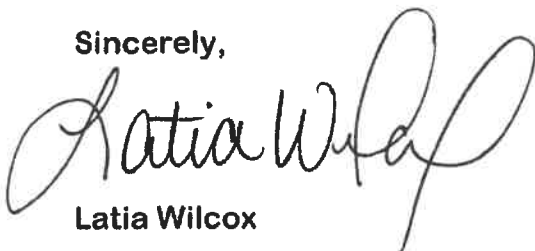
Dear Sir or Madam,

Good Day everyone I am writing in reference to Larry D. Brown, who is appearing before your court due to murder and robbery charges. Larry asked me to write a character reference letter for his hearing, but the truth is I was writing a letter before he requested me too. I feel strong about Larry Brown and his future, and I want to try to make you feel the same way.

Larry is a person of wonderful moral character; also a wonderful father to his children and siblings. I realize this might seem hard to believe, given the circumstances; but it true nevertheless. I have known Larry D. Brown for 20+ years and in that time I have seen him go through ups and downs, but all the while he has been devoted to his community, children and family. Larry always attended his children school functioning, volunteered in PTA, all school activities. His children are his life!

Larry has the family upbringing with both of his parents in a constructive household; he is a loving and decent person within and outside of his core. Larry has made mistakes and he has been remorseful and corrected his actions. He always is willing to do whatever it takes to make corrections emotionally and financially if needed. Larry is an outgoing, enthusiastic, fun loving friend who need a second opportunity to prove to himself and everyone as a productive citizen. I pray you will recognize the power you wield with regard of the future of Larry and make a fair decision; with prayer and love.

Sincerely,

A handwritten signature in cursive script that reads "Latia Wilcox". The signature is fluid and stylized, with the first name "Latia" being more prominent than the last name "Wilcox".

Latia Wilcox

003395

Hello,

This letter is written on behalf of Larry D. Brown

This is Artrez Brown Sr. Father of five, husband, essential plant worker and little brother of Larry Brown.

First let me thank you for this opportunity to shed some light on the courts decision on the said charges that has been brought against my brother.

Lil Larry as he's known to me and my whole family has always been known as the outgoing lovable and humble brother, son, Father of everyones life thats the closest to him.

Me and my brother has always been close and he has always looked out for me and been there to get me on the right track when i needed help and had forgotten how strong our parents made us. He's been a brother that made sure i didn't fail and stand as a man for my family and as a good husband. And now that he's going to be a grandfather later this year of a baby boy things wouldn't feel right without his presence.

"Lil Larry" is a very sociable guy that can get along with anyone and can tell you about anything because he's learned alot. He's an intelligent person that would use his words to work through a tough situation being calm and non-violent. Larry isn't a threat to anyone and can bring any hostile situation to a peaceful standstill. And with everything going on in the world today we all need that now more than ever.

With all this being said i ask for mercy on my big brother and my whole families behalf.

With sincerity and regards from the Brown family to all that's involved.

From: Loshalonda Ford <loshalonda_ford@carmax.com>

Date: September 17, 2020 at 12:49:23 PM EDT

To: loshalonda ford <loshalondaford52@yahoo.com>

Subject: Larry Brown

I have known Larry Brown almost 10 years. During this time I have witnessed Larry be very active not only in his kids' lives but very active with the kids in the neighborhood and school. He was an active member of the PTA for both the Elementary and Middle School. Larry was very active in assisting with tutoring, chaperon for field trips and helping in any capacity that he was needed in the school. Larry has been very active in the community in many ways. He would assist the neighbors especially the elderly and single mothers with anything needed around their homes.

I believe that he would not cause any harm to anyone and would be an asset not to only his family but also the community.

Thank,

Loshalonda Ford
770-899-0004



RTRAN

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

vs.

LARRY BROWN,
ANTHONY CARTER,
Defendants.

CASE NO: C-17-326247-1
CASE NO: C-17-326247-2

DEPT. XXI

BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE
FRIDAY, SEPTEMBER 18, 2020

**RECORDER'S TRANSCRIPT OF HEARING RE:
SENTENCING**

SEE APPEARANCES ON PAGE 2:

RECORDED BY: ROBIN PAGE, COURT RECORDER

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APPEARANCES:

For the State:	JOHN L. GIORDANI, III, ESQ. Chief Deputy District Attorney
For Defendant Brown:	MONICA R. TRUJILLO, ESQ. Chief Deputy Special Public Defender
For Defendant Carter:	CONNER M. SLIFE, ESQ. Deputy Public Defender [Appearing via BlueJeans]
Also Present:	GOERGE BARNES Victim Impact Speaker

1 **Las Vegas, Nevada; Friday, September 18, 2020**

2 * * * * *

3 [Proceeding commenced at 3:32 p.m.]

4 THE COURT: State versus Larry Brown.

5 And, Mr. Brown, can you hear me?

6 DEFENDANT BROWN: Yes.

7 THE COURT: Okay. So, Ms. Trujillo, you wanted to
8 confirm, and probably Mr. Slife was -- be interested in this as well,
9 who the victim speakers are and their relationship.

10 MR. GIORDANI: Just getting to the point, Your Honor, I
11 think the issue that Ms. Trujillo has is with the victim's aunt, who is
12 present via BlueJeans. And I will defer to the Court's judgment on
13 whether aunt fits the statutory criteria.

14 THE COURT: You said it's the victim's aunt.

15 MS. TRUJILLO: Correct.

16 MR. GIORDANI: Yes, Your Honor.

17 THE COURT: And, Ms. Trujillo, you're objecting because
18 you don't think the aunt is within the statutory definition?

19 MS. TRUJILLO: Correct. And additionally, Judge, I just
20 want to confirm that LaQuanda Selmon is in fact the wife of the
21 decedent. Obviously, because in the officer's report, she had Banks
22 as her last name, so I just want to -- for the record to be clear, the
23 identifications of the speakers as well as their relationship.

24 MR. GIORDANI: Yes. According to the victim's parents,
25 LaQuanda is the victim's wife -- was the victim's wife at the time.

1 THE COURT: All right. And then I've got a notice for --
2 and what's the statute number for the record, Mr. Giordani,
3 regarding the victim speakers?

4 MR. GIORDANI: I'm going to have to defer to Ms. Trujillo
5 who raised the objection.

6 MS. TRUJILLO: It is 176.015.

7 THE COURT: All right. And if you would state for the
8 record [audio disruption].

9 MS. TRUJILLO: The record -- what?

10 THE COURT: Other -- well, what the relationship of the
11 other speakers is.

12 MR. GIORDANI: Dynetta and George are the victim's
13 parents. They are here. It's my understanding George is going to
14 speak at the end of sentencing. LaQuanda was the victim's wife,
15 who is not quite here, but was supposed to be coming and did
16 intend to speak. Other than that, I don't believe anyone else intends
17 to speak, other than the aunt which Ms. Trujillo has objected to.

18 THE COURT: All right. It does appear that the aunt is not
19 included within the statute. I would of course allow the aunt to
20 speak if this were a situation where the victim did not have other
21 family members who are there and able to speak. But since there
22 are family members that fit within the statute, I am going to grant
23 the defenses, Ms. Trujillo's, request that the aunt not be allowed to
24 speak.

25 So that having been taken care of, are we ready to

1 proceed with the rendition of sentence at this time?

2 MR. GIORDANI: The State is ready.

3 MS. TRUJILLO: Defense is ready.

4 THE COURT: Mr. Giordani.

5 MR. GIORDANI: Thank you, Your Honor.

6 I will briefly recite some of the facts. I know you sat
7 through the trial and are familiar with them, but it has been some
8 time since we went to trial on this case.

9 Mr. Banks, who was a father and obviously a son, went to
10 sell some marijuana to a person who he considered to be a friend
11 and that was Anthony Carter. What the text messages showed at
12 trial -- if you'll recall, we presented several text messages from
13 various phones.

14 [audio disruption]

15 THE COURT: I'm sorry. I don't know if the person
16 speaking wants to -- is interrupting Mr. Giordani on purpose, I think
17 maybe you just don't have your phone muted. So if everyone who
18 is not speaking can please mute their phones until your called upon
19 to speak. That way we can make sure that Mr. Giordani is heard
20 very clearly, not just for my benefit, but also for the benefit of the
21 Court Recorder that has to record everything that's said and then
22 prepare a transcript after this. So we need to make sure that it's
23 really clear for her to be able to do her job.

24 All right. Go on, Mr. Giordani.

25 MR. GIORDANI: Thank you, Your Honor.

1 And the text messages revealed that Mr. Carter new
2 Mr. Banks from prior dealings. And to be clear, they were simply
3 dealing marijuana, no hard drugs were involved in this whatsoever.
4 Mr. Carter and Mr. Brown communicated separately via their cell
5 phones and it was clear that leading up to the murder, Mr. Brown
6 was looking for a mark. He was looking for a target and somebody
7 to rob.

8 What the text messages revealed at trial was Mr. Banks
9 was lured over to the residence where Carnell Cave lived. And he
10 did not testify at trial, but he was a friend of Mr. Carter and may or
11 may not have known Mr. Brown personally. But what the evidence
12 did show very clearly was that there was one person who did the
13 shooting and that was Mr. Brown. Mr. Brown went there in the --
14 under the cover of darkness, dressed with two layers of gloves on
15 his hands. There was the latex gloves as the first layer and then
16 those Hardy mechanics gloves that were the exterior layer.

17 During the course of the attempt to rob Mr. Banks, there
18 was a scuffle and he stood up for himself and Mr. Brown shot him
19 in the chest. If you'll recall after the murder had occurred, there
20 were multiple people who lived in the apartment complex that
21 called 9-1-1 and Mr. Brown fled the scene. A short time later, there
22 was an APB out for the vehicle or for any suspect related to the
23 crime. And a patrol officer pulled up on what was later determined
24 to be the victim's vehicle and a white SUV, which matched the
25 vehicle that Mr. Brown and his wife shared, was seen leaving the

1 area. That patrol officer did not know at the time that that was the
2 murder victim's vehicle and left the area.

3 Later that night, it's the State's contention, and the video
4 showed in the State's opinion, that Mr. Brown returned to the scene
5 and set the car on fire. And that completely destroyed the car and
6 obviously any evidence that might have been contained in that car.
7 However, what he wasn't able to go back and destroy was the torn
8 rubber glove hanging out of the victim's pocket or the Hardy
9 mechanics glove that was left on scene, in addition to Mr. Brown's
10 cellular phone which was found a short way from Mr. Banks' body.
11 Obviously, the detectives very quickly developed Mr. Brown as a
12 suspect based upon Mr. -- well, the investigation in and of itself.
13 And then, ultimately, his DNA comes back on the gloves.

14 This was a case in my opinion where the evidence was
15 overwhelming, and the jury clearly agreed with me in that respect.
16 And I'll remind you of one more fact that came out during the trial.
17 And look, I don't hold it against anyone when they're trying to save
18 their own life, but Mr. Brown got up on the stand and he lied to the
19 Court and to the jury. He came up with a fancible story about how
20 explaining away how his DNA could have ended up on the gloves
21 because he was actually the victim of a robbery that happened
22 within the cell phone tower location where his phone ultimately
23 pinged before the murder.

24 I will remind the Court that he himself tied himself into the
25 text messages that were contained on his phone in which

1 Mr. Carter is conveying to Mr. Brown, hey, he carries a knife on his
2 right side. The weight -- or whatever it is is in the console. And he
3 basically was sending those text messages in the hour or two
4 leading up to the murder. And he actually conceded that he
5 recalled those text messages, he just provided an alternate
6 explanation for them. Clearly, the jury disagreed with entirety of
7 his testimony and believed the truth of what happened. And that's
8 that he went there to rob Mr. Banks and he murdered him in the
9 process.

10 There are in my mind, Your Honor, two options here. The
11 options that are reasonable to the State are life without the
12 possibility of parole or maxing him out on everything and running
13 him consecutive, except for that last count, in which he pled guilty
14 after the jury's verdict. And the State agreed to not oppose
15 concurrent time and that was the possession of firearm by a felon
16 count. And I say that there two options, either max on everything
17 consecutive or life without, because of his history.

18 I understand and I know based upon prior cases in front of
19 Your Honor that the drug priors are not going to be too concerning
20 to the Court. But the -- what should be concerning to the Court is
21 that this man had an opportunity in his life after committing an act
22 of violence to get his life right. And he didn't. He chose to enter
23 into another robbery after previously being convicted of a robbery
24 and doing prison time for it. This is someone who was given a
25 chance to reform. He's been on probation a couple of times in the

1 drug cases. He'd even been to prison before and paroled and on
2 supervised release, been given an opportunity to reform himself
3 and he didn't.

4 He made a choice on that day to take Kwame away from
5 his family and from his children and his parents. And he has to
6 suffer the consequences. So I would submit to the Court that a
7 back end life tail is certainly appropriate. The only question for this
8 Court is whether to max him out on everything and run them
9 consecutive or to give him life without the possibility of parole.

10 I will submit it and just note for the record that credit for
11 time served is now 1,144 days for Mr. Brown. There is \$1,843.95 in
12 extradition fees and \$19,818.14 in restitution that should be ordered
13 jointly and severally. And that was dictated in a supplemental letter
14 by P&P that was sent to the Court on February 21st of 2020.

15 THE COURT: And the restitution goes to --

16 MR. GIORDANI: Technically, it goes to Kwame Banks,
17 who's listed as victim one. The funeral costs, I believe, were --
18 Court's indulgence real quick.

19 THE COURT: Sure. We put it in the JOC to aid the
20 recipient.

21 MR. GIORDANI: So, Your Honor, thank you for your
22 indulgence. The victim's parents paid the funeral costs, which was
23 \$7,905.14. That would be George and Dynetta Barnes, B-A-R-N-E-S.
24 And my understanding is that LaQuanda Selmon was left with the
25 bill for the vehicle, which was \$11,913.00. And to be clear, that's

1 the Kelly Blue Book value of the vehicle, it was completely
2 destroyed.

3 THE COURT: Okay. \$11,913 --

4 MR.GIORDANI: Yes.

5 THE COURT: -- and zero cents, correct?

6 MR. GIORDANI: Yes, Your Honor.

7 THE COURT: And Dynetta is D-Y-N-E-T-T-A?

8 MR. GIORDANI: Yes, Your Honor.

9 THE COURT: All right.

10 Anything else from the State as to Mr. Brown?

11 MR. GIORDANI: No, Your Honor.

12 THE COURT: All right. Thank you.

13 Mr. Brown.

14 DEFENDANT BROWN: Yes.

15 THE COURT: Your lawyer, Ms. Trujillo, will have an
16 opportunity to speak on your behalf. And as we've already
17 discussed, she has filed a sentencing memorandum with the Court.
18 But what, if anything, would you like to say before the Court
19 pronounces sentence against you?

20 DEFENDANT BROWN: Okay. I would just like to first say
21 to the parents and the family -- first, I want to express my deepest
22 condolences. I'm very very sorry for your loss and the loss of my
23 grandfather, an old 70 counsel, who was my best friend and my
24 cousin in '96 to assist in this foolish street act, who was close to me
25 like a brother. I myself know the pain and the loss of a cherished

1 family member and loved one, not a child or a spouse. Being a
2 father of two, and two by a ten year marriage, I couldn't go on
3 living without one having passed before me. And being the first
4 born to my mother and father, I know I would be painfully crushed
5 -- they would be painfully crushed having to lay me to rest before
6 them. It's something that a parent should never have to go through
7 and face, the passing of a child before them.

8 I want to -- I want -- I want to -- I want you to know very
9 much I feel the pain and empathize with the hurt of the family. And
10 I just wanted to say that to the family that God bless them and keep
11 them in their glory.

12 And to the Court, I just want to say, I was raised up in a
13 church and love and the fear of God and having the love of whether
14 a young man or anyone else. I would first like to admit that I am far
15 from perfect and I strive everything to grow and do, that I very
16 much strive to grow, progress, and change and reform the most --
17 the most in my life and forgiveness.

18 It's been over 20 years since the last time that a crime that
19 I've committed -- a crime I've been incarcerated for such, which I
20 have admitted to my sins and guilt. And to never trying to hide
21 anything that denied my past. Instead, use it as a testimony or tool
22 or a vehicle to drive me in the right position -- in the right positive
23 direction for God, my family, and the community in itself. Taking
24 multiple trades and continuing my education, mentoring to youth
25 through outreach programs, as well as divert them and as even an

1 adult -- an adult destructive path. Being reformed and all the wrong
2 to empower to change and successful and release and having to the
3 -- and having my rights restored and the trial tax -- tax paying
4 citizen and a participant in political and a voting system, I have
5 expanded on my visions and endeavors unto the City of Las Vegas.
6 [indiscernible] with me -- my business and opportunities to others.

7 Never in my life could I have -- never in my life would I
8 have imagined speaking these words on my behalf in a court of law
9 defending my livelihood and my character against such heinous
10 accusations. My first time ever leaving the way for my family in a
11 home state. Only in a few short months to have my life and the life
12 of the loving family of -- and the family having forever been
13 changed. I know my mom and dad and kids and family a support
14 system as well the Banks family. This whole ordeal has been
15 extremely painful. This is -- there is no amount of money, there is
16 no -- there is no amount of time to ease the pain and replace a
17 loved one.

18 In conclusion, Your Honor, I've -- in conclusion, Your
19 Honor, I am very grieved and remorseful to stand before you today
20 facing these serious charges and making a passionate plea and
21 expression, I am not the bad person -- I am not a bad person or a
22 man portrayed by the DA or the State. That's why I chose to
23 exercise my right to a jury trial. But I am at the mercy of the Court
24 for leniency.

25 THE COURT: All right. Thank you, Mr. Brown.

1 Ms. Trujillo.

2 MS. TRUJILLO: Thank you, Judge. To begin, I forgot to
3 start with this, but the supplemental report that we received from
4 Metro, we did review it. We had an opportunity to have our DNA
5 expert review it and we do not find a basis to request a new trial, so
6 I just wanted to put that on the record since that was -- I think it
7 was July when we received it. With regard --

8 THE COURT: Okay.

9 MS. TRUJILLO: Sorry. With regard to the facts --

10 THE COURT: No -- go on.

11 MS. TRUJILLO: Okay. With regard to the facts of the
12 case, Judge, obviously, you know, I'll be short with that. As
13 Mr. Giordani said, we know you were intently listening during this
14 trial. However, I would like to point out that very few defendants
15 take the stand in their own defense. And as Mr. Giordani said,
16 Mr. Brown acknowledged the text messages. We are only here
17 because of Anthony Carter.

18 If the Court will also recall, we heard testimony from the
19 lead detective, which indicated that Metro failed to investigate the
20 statements by witnesses who saw more than one person leave in
21 different directions, which I -- obviously, the jury did not believe
22 this. However, it was pointed out, the detective admitted they failed
23 to investigate these statements of witnesses going -- of, excuse me
24 -- of people going in different directions. And what's important to
25 note is that Carnell Cave and Anthony Carter were both in the

1 apartment complex, essentially, hiding in plain sight all night and
2 did not answer the door when the police came to investigate this
3 case.

4 I would also note that while the State seems to believe
5 that that was Ms. Ryder's vehicle, the Court will recall that I filed a
6 motion to preclude based on the prejudice of that video coming in
7 because it was a white SUV. I mean, how many white SUVs are
8 here in Las Vegas. And I still think to this day it was prejudicial.
9 There was no indication that Mr. Brown was driving the car, that
10 Ms. Ryder was driving the car. No identifying markers on the
11 vehicle and purely circumstantial, which is why we're objecting to
12 the restitution with regard to the fire of the car.

13 I would also like to note that with regard to the DNA, it
14 was -- and we did extensive cross examination relative to the DNA
15 and I didn't produce my expert on -- in my case in chief because I
16 got everything that I could from Metro. They willingly went
17 through everything, talked about what they didn't test. And by the
18 way, there was nothing found in the burnt vehicle, even though
19 items were impounded, no testing was done, so no indication that
20 Mr. Brown ever had any involvement with the burned vehicle. And
21 then the DNA in this case was touch DNA, so that's obviously
22 different and can comport with Mr. Brown's story.

23 Although the jury didn't believe it, the Court sat through
24 the trial and can also establish credibility on its own. I do also like
25 note for the record, we are objecting the restitution amount for the

1 vehicle as I just stated. And if the Court is inclined to grant that as
2 to the 11,000, I would request verification that insurance did not pay
3 out and that in fact that money was spent. I'd also like to request
4 an itemized list of the funeral expenses.

5 And then to move on to Mr. Brown's history, even though
6 he touched upon it a lot and I included it in the memo, I would like
7 to stress the fact that his prior felony convictions are over 20 years
8 old. He's 42 years old now, has -- did change his life after that stint,
9 was being a productive member of society, started his own
10 businesses, was a family oriented person. Decided to have a new --
11 essentially, start and move to Las Vegas and continued working on
12 his own businesses. And his bad decision in this case was to
13 associate with Mr. Anthony Carter, who I would urge the Court to
14 consider the fact that he received the benefit of a 8 to 20 and it's
15 because of him that we are here today.

16 I would say that fairness and justice dictate that the Court
17 consider heavily that sentence. And I disagree with the State, I
18 think the 20 to 50 is appropriate, in light of the fact that Mr. Carter's
19 receiving 8 to 20 years in this case. I also would like to note for the
20 record, even though the PSI includes it, that Mr. Brown does have
21 significant health issues for which he's being treated at CCDC. And
22 they are outlined in the PSI, but he has asked to inform the Court
23 with regard to his high blood pressure and high cholesterol and
24 he's on medication. He also has asthma issues.

25 And, finally, the credit for time served that I calculated

1 from the date of arrest in Georgia, 6/29/17 is 1,178 days credit for
2 time served.

3 THE COURT: All right.

4 Thank you, Ms. Trujillo.

5 We'll move on to Mr. Carter and Mr. Brown can sit down
6 for this part and Mr. Carter needs to come up.

7 DEFENDANT BROWN: Thank you, Your Honor.

8 THE COURT: All right. Thank you. You can just stay
9 close by because the speakers will be addressing both of you. All
10 right.

11 As to Mr. Carter, this was a stipulated sentence of 8 to 20
12 years, which is the maximum penalty on the voluntary
13 manslaughter with use of a deadly weapon.

14 Mr. Giordani, is there anything that you would like to add?

15 MR. GIORDANI: Just briefly, Judge. I mean, I guess it
16 goes without saying that when someone agrees to cooperate
17 against their co-defendant, they put themselves in a real difficult
18 situation. And I am not defending Mr. Carter in any way. I think he
19 is as guilty as Mr. Brown is for setting up this robbery. And, you
20 know, at the end of the day, he stayed inside the house and he
21 betrayed a friend. He set up a person who considered himself a
22 friend to be robbed.

23 But Mr. Brown is the one who came with a loaded
24 weapon, Mr. Brown is the one who wore two layers of gloves, and
25 Mr. Brown is the one that pulled the trigger. So, you know, 20

1 years with a parole eligibility at 8, may not seem like a lot compared
2 to what Mr. Brown is facing. But in my judgment, based upon the
3 proffer that was done, and at the time what the evidence was
4 against the shooter -- and mind you this was years ago or quite a
5 while ago, that it was most beneficial and the most justice would be
6 sought by making sure that Mr. Brown was held accountable. And
7 that just happened to in this case include the cooperation of a
8 co-defendant.

9 Mr. Carter I show has 1,090 days credit for time served.
10 The restitution I already gave you was laid out, should be jointly
11 and severally with Mr. Brown.

12 THE COURT: Right.

13 MR. GIORDANI: And I would ask you to max him out on
14 the charge to which pled guilty, which is 20 years with parole
15 eligibility beginning at 8.

16 THE COURT: All right. Thank you.

17 Mr. Carter, your lawyer Mr. Slife can speak on your behalf
18 if he'd like to, but what if anything would you like to say before the
19 Court pronounces sentence against you?

20 DEFENDANT CARTER: Yes, ma'am. I would like to say
21 I'm forthright accountable for my actions. I created this storm. It's
22 my fault because I could have said no. My terrible decision making
23 by involving myself in the stupidest thing I have ever participated in
24 in my lifetime, has caused the Banks family and friends pain and
25 suffering and heartless pain no family deserves.

1 No one deserves to lose their life, especially in a senseless
2 manner as Mr. Banks did. At this time I can't undo the past, I just
3 want to let the Banks family know I'm very contrite for my
4 wrongdoing. And if I can't be forgiven today, maybe one day the
5 Banks family will be able to forgive me for my involvement.

6 Judge, at this time, I would like to apologize fervently to
7 Mr. Banks' kids. No kids deserve to grow up without their father in
8 their life, especially not their biological father. Babies and kids are
9 dreamers. And as a parent, fathers and mothers are supposed to
10 support them and protect them so they can live out their dreams.
11 And I put Mr. Banks in the position to where he cannot be able to
12 do either. Regrettably -- regrettably, I've earned the Banks family
13 disappointment.

14 Your Honor, I have no -- Your Honor, I have the utmost
15 sorry empathetic compassion towards the Banks family. And from
16 this day forward, I will pray for peace, harmony, and prosperity for
17 the whole family. Judge, I have accepted the reality that I must pay
18 for the -- Judge, I have accepted the reality that I must pay my debts
19 to society for my wrongdoing. I'm well aware that the State of
20 Nevada and yourself owes me anything. Judge, with all due
21 respect, I would like to ask if you feel I deserve a better plea than
22 what I signed, will you please give me a chance to fulfill it. I
23 promise you I will not fail you. Gratitude to you in whatever choice
24 you make.

25 Thank you and God bless.

1 THE COURT: All right. Thank you.

2 Mr. Slife, the Court's prepared to follow the stipulation. Is
3 there anything you would like to add?

4 MR. SLIFE: So, Judge, based on the fact this negotiation
5 was a stipulated agreement, I don't think there's anything I can add.
6 I did want to make sure you received all the letters though. I think I
7 sent it --

8 THE COURT: I did.

9 MR. SLIFE: I think I sent at least seven, I think his other
10 family members, who are watching right now also sent letters
11 directly to you.

12 There were two things Mr. Carter wanted me to point out
13 in the PSI, not to get a new PSI. But just for the record on page
14 three, it says he's been to prison three times. He's only been to
15 prison once. He also wanted me to put on the record on the top of
16 page four that there was a traffic citation that was closed out for
17 credit for time served. And I have his credit for time served in this
18 case to be a total of 1,113 days.

19 I would also like to join in Ms. Trujillo's objection to the
20 restitution for all the reasons she stated.

21 THE COURT: All right. Thank you, Mr. Slife.

22 And then we'll hear from the victim speakers, the family
23 members in whatever order the State would like to call them.

24 MS. TRUJILLO: And --

25 THE COURT: I think to --

1 MS. TRUJILLO: Judge, before --

2 THE COURT: It might be awkward for Mr. Brown and
3 Mr. Carter to stand next to each other, but I do need to make sure
4 that both Mr. Brown and Mr. Carter, particularly Mr. Brown, can
5 hear -- but really both you -- are there where they can hear the
6 speakers.

7 MS. TRUJILLO: And, Judge, just briefly, I apologize. I just
8 want to point out two things before the victim speakers go, as I
9 know they are going last. Ms. Brown or Ms. Rose-Brown did travel
10 here to be present on Mr. Brown's behalf, she is in the courtroom.
11 And I did want to point out that the Department of Parole and
12 Probation requested -- or suggested concurrent time against all
13 counts. Thank you.

14 THE COURT: All right. But I think they said life without.

15 MR. GIORDANI: Yeah, I believe so.

16 MS. TRUJILLO: Correct.

17 THE COURT: Right. So there is that, just to put that on
18 the record. All right.

19 Mr. Giordani, who would like to speak first?

20 MR. GIORDANI: I believe we're just going to have one
21 victim speaker, although his wife is going to stand up with him. It's
22 George Barnes.

23 THE COURT: Okay.

24 ///

25 **GEORGE BARNES**

1 [having been called as a speaker and being first duly sworn,
2 testified as follows:]

3 THE CLERK: Please state your full name and spell your
4 first and last name for the record, please.

5 THE VICTIM IMPACT SPEAKER: George Barnes. G-E-O-R-
6 G-E, fist name, last name B-A-R-N-E-S.

7 THE CLERK: Thank you.

8 THE COURT: All right. Thank you, sir. And what did you
9 want to say today?

10 **VICTIM IMPACT STATEMENT OF GEORGE BARNES**

11 THE VICTIM IMPACT SPEAKER: Your Honor, first I would
12 like to say that I'm speaking to you from my heart. Not a script, not
13 something I had time to write, but from my heart.

14 First, I would never ever forgive or forget what has
15 happened to my son by someone who say they was a friend. Also,
16 to piggyback off of Mr. Giordani, I would like to say they had the
17 opportunity, Your Honor, to not go through with the crime. They
18 had a chance to change they mind and that was proven in court,
19 also. Because they tried to set this up before that day that they
20 killed my son. He did not show up because he was hanging with
21 my wife because she was in town and he had to take her to the
22 airport. That's the reason it didn't happen that night. Months later
23 it happened. So they had plenty of time, Your Honor, to change
24 they mind, to get a heart to not do it.

25 Your Honor, I will ask that they get all, all that they -- all

1 that they deserve because they made a very bad decision to rob
2 and may or may not to kill, but to put theyself in the situation where
3 it had them in to kill. Your Honor, Kwame was a good man. The
4 day that he went over to serve them the weed, they had called him
5 plenty of times from my understanding. He was hanging out with
6 his two kids and his pregnant girlfriend.

7 He was not even ready to even go deal with them that
8 day, but they persistently call, call, kept calling him, kept calling
9 him, kept calling him to basically force him to come over there to be
10 murdered. Your Honor, I feel that they should get the maximum
11 that they deserve. I feel no pity should be set forth because they
12 had an opportunity to just say no.

13 Thank you.

14 THE COURT: All right. Thank you.

15 And, Mr. Giordani, none of the family members who are
16 appearing remotely wanted to speak?

17 MR. GIORDANI: They don't fit within the criteria and
18 LaQuanda is not here yet, so we can go ahead.

19 THE MARSHAL: Let me check outside, Mr. Giordani.

20 MR. GIORDANI: Okay.

21 THE COURT: All right.

22 Mr. Brown, would you please stand there at the front in
23 the jail. All right.

24 Mr. Brown, by virtue of the jury's verdict, you are hereby
25 adjudged guilty of Count Number 1, conspiracy to commit robbery;

1 Count Number 2, robbery with use of a deadly weapon; and Count
2 Number 3, first degree murder with use of a deadly weapon. Based
3 upon your plea of guilty, you are hereby adjudged guilty of Count
4 4, ownership, or possession of firearm by a prohibited person.

5 In addition to the \$25.00 Administrative Assessment; the
6 \$150.00 DNA Analysis Fee and the fact that you must submit to a
7 test for genetic markers; and the \$3.00 DNA Administrative
8 Assessment; extradition costs in the amount of \$1,843.95; and
9 restitution in the amount of \$7,905.14 to George and Dynetta
10 Barnes. And restitution in the amount of \$11,913.00 to LaQuanda --
11 excuse me -- Selmon.

12 On Count Number 1, conspiracy to commit robbery,
13 you're sentence to a minimum term of 28 months in the Nevada
14 Department of Corrections and a maximum term of 72 months.

15 On Count Number 2, robbery with use of a deadly
16 weapon, on the robbery, you're sentenced to a minimum term of 72
17 months in the Nevada Department of Corrections and a maximum
18 term of 180 months.

19 This Court having considered all of the relevant factors
20 imposes the maximum consecutive sentence for the use of a deadly
21 weapon, a 72 to 180 months in the Nevada Department of
22 Corrections. Count 2 is imposed concurrently to the time I gave you
23 on Count Number 1.

24 On Count Number 3, first degree murder with use of a
25 deadly weapon, you are sentenced to life with the possibility of

1 parole beginning after a minimum term of 20 years has been
2 served. The Court is imposing the maximum consecutive sentence
3 for the use of a deadly weapon having considered the facts and
4 circumstances of this case.

5 That is a minimum term -- excuse me, let me calculate this
6 out -- of 72 months in the Nevada Department of Corrections and --
7 I'm sorry. A maximum term of 96 months in the Nevada
8 Department of Corrections -- a minimum term of 96 months in the
9 Nevada Department of Corrections and a maximum term of 240
10 months in the Nevada Department of Corrections making that
11 aggregate sentence 28 years. That is imposed concurrently to the
12 time I gave you on Count Number 2.

13 I would like to impose that consecutively to the time I
14 gave you on Count Number 1, but unfortunately based on the way
15 they calculate your time at the prison, I don't think that's
16 permissible. Therefore, I'm not going to follow the stipulation with
17 respect to concurrent time as to Count Number 4.

18 On Count Number 4, you're sentenced to a minimum term
19 of 28 months in the Nevada Department of Corrections and a
20 maximum term -- sorry -- of 72 months. That is imposed
21 consecutively to the time I gave you on Count Number 3.

22 You are entitled to 1,178 days of credit for time served.
23 And your aggregate total sentence is a minimum term of 30 and 1/2
24 years in the Nevada Department of Corrections and a maximum
25 term of life in prison.

1 All right. Moving on. You may sit down.

2 And now we're moving on to Mr. Carter.

3 Mr. Carter, based upon your plea of guilty, you are hereby
4 adjudged guilty of the felony crime of voluntary manslaughter with
5 use of a deadly weapon.

6 In addition to the \$25.00 Administrative Assessment; the
7 \$150.00 DNA Analysis Fee and the fact that you must submit to a
8 test for genetic markers; and the \$3.00 DNA Administrative
9 Assessment; and restitution in the amount of \$7,905.14 to George
10 and Dynetta Barnes; and restitution in the amount of \$11,913.00 to
11 LaQuanda Selmon, which you owe jointly and severally with your
12 co-defendant Mr. Brown.

13 And just to make it clear, Mr. Brown also owes that
14 restitution jointly and severally with you.

15 Pursuant to the stipulation on the voluntary manslaughter,
16 you're sentenced to a minimum term of 48 months in the Nevada
17 Department of Corrections and a maximum term of 120 months.
18 On the deadly weapon enhancement, you're sentenced to a
19 consecutive 48 to 120 months making your total aggregate
20 sentence 8 to 20 years in the Nevada Department of Corrections.

21 And, Mr. Giordani, do you concur with the 1,113 days of
22 credit for time served on this?

23 MR. GIORDANI: Yes, Your Honor.

24 THE COURT: All right. 1,113 days credit for time served.

25 And then just briefly recalling Mr. Brown to put on the

1 record as to Mr. Brown that the restitution owed is joint and several
2 with his co-defendant Mr. Carter.

3 MR. GIORDANI: Thank you, Your Honor.

4 THE COURT: Is there anything I neglected to cover?

5 MR. GIORDANI: No, Your Honor.

6 MS. TRUJILLO: No, Judge, but I would like to note --

7 THE COURT: All right.

8 MR. TRUJILLO: -- for the record that the Court has
9 imposed restitution without any verification of the numbers and
10 over the objection of the defense.

11 THE COURT: All right. Just to touch on the restitution.
12 First of all, I don't think the amount of a little under \$8,000.00 is
13 unreasonable for funeral expenses. Certainly, Mr. Giordani can get
14 that information, you can give it to Ms. Trujillo and then if she
15 wants to file some kind of a subsequent objection, we can go ahead
16 and amend the JOC if I find that that's not the appropriate amount.
17 But as I said, I don't think an amount slightly under \$8,000.00 is
18 unreasonable for funeral expenses.

19 And then as to the restitution for the vehicle, I think that
20 the State more than adequately established that it wasn't an
21 unrelated vehicle and so I think the restitution is appropriate as to
22 that. All right.

23 MR. GIORDANI: Thank you.

24 THE COURT: Thank you. And as I said, Mr. Giordani, if
25 you get that, you can provide that to Ms. Trujillo, but for right now I

1 think the amounts requested seem reasonable to this Court.

2 All right. Thank you.

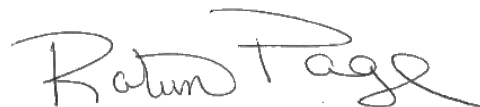
3 MR. GIORDANI: Thank you.

4 MS. TRUJILLO: Thank you.

5 [Proceeding concluded at 4:15 p.m.]

6 * * * * *

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

24 

25

Robin Page
Court Recorder/Transcriber

1 JOCP
2
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4

5 DISTRICT COURT
6 CLARK COUNTY, NEVADA

7
8 THE STATE OF NEVADA,

9 Plaintiff,

10 -vs-

11 LARRY DECORLEON BROWN
12 #8376788

13 Defendant.
14

CASE NO. C-17-326247-1

DEPT. NO. XXI

15 JUDGMENT OF CONVICTION
16 (PLEA OF GUILTY- ALFORD)
17

18 The Defendant previously appeared before the Court with counsel and entered
19 a plea of guilty pursuant to Alford Decision to the crimes of COUNT 1 – CONSPIRACY
20 TO COMMIT ROBBERY (Category B Felony) in violation of NRS 200.380, 199.480;
21 COUNT 2 – ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in
22 violation of NRS 200.380, 193.165; COUNT 3 – MURDER WITH USE OF A DEADLY
23 WEAPON (Category A Felony) in violation of NRS 200.010, 200.030, 193.165, and
24 COUNT 4 – OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED
25 PERSON (Category B Felony) in violation of NRS 202.360; thereafter, on the 18th day
26 of September, 2020, the Defendant was present in court, via Blue jeans, for sentencing
27
28


003425

1 with counsel MONICA R. TRUJILLO, Chief Deputy Special Public Defender, and good
2 cause appearing,

3 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in
4 addition to the \$25.00 Administrative Assessment Fee, \$1,843.95 Extradition Cost,
5 \$19,818.14 Total Restitution to be paid Jointly and Severally with Co-Defendant
6 (\$7,905.14 Restitution payable to George and Dynetta Barnes; \$11,913.00
7 Restitution payable to Lequanda Sellman) and \$150.00 DNA Analysis Fee including
8 testing to determine genetic markers plus \$3.00 DNA Collection Fee, the Defendant
9 is sentenced to the Nevada Department of Corrections (NDC) as follows: COUNT 1
10 – a MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM parole eligibility of
11 TWENTY-EIGHT (28) MONTHS; COUNT 2 - a MAXIMUM of ONE HUNDRED
12 EIGHTY (180) MONTHS with a MINIMUM parole eligibility of SEVENTY-TWO (72)
13 MONTHS plus a CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS
14 with a MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS for the Use of a
15 Deadly Weapon, CONCURRENT with COUNT 1; COUNT 3 – LIFE with a MINIMUM
16 parole eligibility of TWENTY (20) YEARS plus a CONSECUTIVE term of TWO
17 HUNDRED FORTY (240) MONTHS with a MINIMUM parole eligibility of NINETY-SIX
18 (96) MONTHS for the Use of a Deadly Weapon, The AGGREGATE TOTAL of
19 TWENTY-EIGHT (28) YEARS, CONCURRENT with COUNT 2; and COUNT 4 - to a
20 MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM parole eligibility of
21 TWENTY-EIGHT (28) MONTHS, CONSECUTIVE to COUNT 3; with ONE
22 THOUSAND ONE HUNDRED SEVENTY-EIGHT (1178) DAYS credit for time served.
23
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1 The AGGREGATE TOTAL sentence is LIFE with a MINIMUM of THIRTY (30)
2 YEARS and FOUR (4) MONTHS.

3 DATED this _____ day of September, 2020.
4 Dated this 23rd day of September, 2020

5 

6 VALERIE ADAIR
7 DISTRICT COURT JUDGE
8 8E8 FAC E841 A44D
9 Valerie Adair
10 District Court Judge

dy

1 **CSERV**

2
3 **DISTRICT COURT**
4 **CLARK COUNTY, NEVADA**

5
6 State of Nevada

CASE NO: C-17-326247-1

7 vs

DEPT. NO. Department 21

8 Larry Brown

9
10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Judgment of Conviction was served via the court's electronic eFile
13 system to all recipients registered for e-Service on the above entitled case as listed below:

14 Service Date: 9/23/2020

15 William Storms

stormswj@clarkcountynv.gov

16 NICHOLAS WOOLDRIDGE

nicholas@wooldridgelawlv.com

17 LAW CLERK

dept03lc@clarkcountycourts.us

18 Monica Trujillo

trujilmr@clarkcountynv.gov

19 John Giordani

john.giordani@clarkcountyda.com

20 Elizabeth Araiza

elizabeth.araza@clarkcountynv.gov

21 District Attorney

motions@clarkcountyda.com

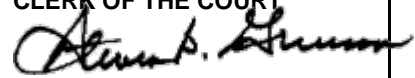
22 Office of the Special Public Defender

SpecialPDdocs@clarkcountynv.gov

23 Michael Dickerson

michael.dickerson@clarkcountyda.com

24
25
26
27
28
003428



NOAS
JONELL THOMAS
SPECIAL PUBLIC DEFENDER
NSB No. 4771
NAVID AFSHAR
Deputy Special Public Defender
NSB No. 14465
330 South Third Street, 8th Floor
Las Vegas, NV 89155
(702) 455-6265
Fax No. 702-455-6273
jonell.thomas@clarkcountynv.gov
navid.afshar@clarkcountynv.gov

Attorneys for Brown

DISTRICT COURT
COUNTY OF CLARK, STATE OF NEVADA

THE STATE OF NEVADA,)	CASE NO. C-17-326247-1
)	DEPT. NO. 21
Plaintiff,)	
)	
vs.)	
)	
LARRY DECORLEON BROWN,)	
)	
Defendant,)	

NOTICE OF APPEAL

TO: THE STATE OF NEVADA, Plaintiff;
TO: CLARK COUNTY DISTRICT ATTORNEY, Plaintiff's attorney; and
TO: DEPARTMENT 21 OF THE EIGHTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK:
NOTICE is hereby given that Larry D. Brown hereby appeals to the Nevada

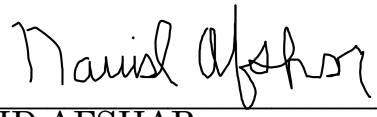
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...

1 Supreme Court from the Judgment of Conviction (Guilty Plea -Alford) filed
2 September 23, 2020.

3 DATED October 19, 2020.

4 SUBMITTED BY:

5
6
7 BY 
8 NAVID AFSHAR
9 JONELL THOMAS
Attorneys for Brown

10 **CERTIFICATE OF MAILING**

11 The undersigned does hereby certify that on 10/19/2020, I deposited in the
12 United States Post Office at Las Vegas, Nevada, a copy of the Notice of Appeal,
13 postage prepaid, addressed to the following:

14 District Attorney's Office
15 200 Lewis Ave., 3rd Floor
16 Las Vegas NV 89155

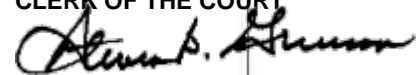
17 Nevada Attorney General
18 100 N. Carson
19 Carson City, NV 89701-4717

20 Larry D. Brown, ID 1238117
21 High Desert State Prison
22 P.O. Box 650
23 Indian Springs NV 89070

24 Dated: 10/19/2020

25 /s/ KATHLEEN FITZGERALD

26 KATHLEEN FITZGERALD
27 An employee of The Special Public
28 Defender's Office



AJOCP

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

LARRY DECORLEON BROWN
#8376788

Defendant.

CASE NO. C-17-326247-1

DEPT. NO. XXI

AMENDED JUDGMENT OF CONVICTION

The Defendant previously appeared before the Court with counsel and entered a plea of guilty pursuant to Alford Decision to the crimes of COUNT 1 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 200.380, 199.480; COUNT 2 – ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165; COUNT 3 – MURDER WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of NRS 200.010, 200.030, 193.165, and COUNT 4 – OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (Category B Felony) in violation of NRS 202.360; thereafter, on the 18th day of September, 2020, the Defendant was present in court, via Blue jeans, for sentencing

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

003431

1 with counsel MONICA R. TRUJILLO, Chief Deputy Special Public Defender, and good
2 cause appearing,

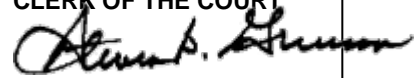
3 THE DEFENDANT WAS HEREBY ADJUDGED guilty of said offenses and, in
4 addition to the \$25.00 Administrative Assessment Fee, \$1,843.95 Extradition Cost,
5 \$19,818.14 Total Restitution to be paid Jointly and Severally with Co-Defendant
6 (\$7,905.14 Restitution payable to George and Dynetta Barnes; \$11,913.00
7 Restitution payable to Lequanda Sellman) and \$150.00 DNA Analysis Fee including
8 testing to determine genetic markers plus \$3.00 DNA Collection Fee, the Defendant
9 is sentenced to the Nevada Department of Corrections (NDC) as follows: COUNT 1
10 – a MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM parole eligibility of
11 TWENTY-EIGHT (28) MONTHS; COUNT 2 - a MAXIMUM of ONE HUNDRED
12 EIGHTY (180) MONTHS with a MINIMUM parole eligibility of SEVENTY-TWO (72)
13 MONTHS plus a CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS
14 with a MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS for the Use of a
15 Deadly Weapon, CONCURRENT with COUNT 1; COUNT 3 – LIFE with a MINIMUM
16 parole eligibility of TWENTY (20) YEARS plus a CONSECUTIVE term of TWO
17 HUNDRED FORTY (240) MONTHS with a MINIMUM parole eligibility of NINETY-SIX
18 (96) MONTHS for the Use of a Deadly Weapon, The AGGREGATE TOTAL of
19 TWENTY-EIGHT (28) YEARS, CONCURRENT with COUNT 2; and COUNT 4 - to a
20 MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM parole eligibility of
21 TWENTY-EIGHT (28) MONTHS, CONSECUTIVE to COUNT 3; with ONE
22 THOUSAND ONE HUNDRED SEVENTY-EIGHT (1178) DAYS credit for time served.
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1 The AGGREGATE TOTAL sentence is LIFE with a MINIMUM of THIRTY (30)
2 YEARS and FOUR (4) MONTHS.

3 THEREAFTER, on the 14th day of October, 2020, a clerical error having been
4 discovered; COURT ORDERED, the following correction: Defendant was found guilty
5 pursuant to a Jury Verdict on COUNTS 1, 2 and 3. Defendant plead guilty pursuant to
6 Alford on COUNT 4.
7

8 DATED this _____ day of October, 2020.

9
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12 VALERIE ADAIR
DISTRICT COURT JUDGE
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MOT
JoNell Thomas, NSB #4771
Special Public Defender
MONICA R. TRUJILLO
Chief Deputy Special Public Defender
NSB No.
W. JEREMY STORMS
Chief Deputy Special Public Defender
NSB NO.
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Fax No. 702-455-6273
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monica.trujillo@clarkcountynv.gov
jeremy.storms@clarkcountynv.gov
Attorneys for Brown

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

LARRY D. BROWN

Defendant.

CASE NO. C-17-326247-1

DEPARTMENT: 21

DATE: _____

TIME: _____

**MOTION TO UNSEAL MINUTES AND PORTION OF SEALED
PART OF THE TESTIMONY ON DECEMBER 13, 2019**

HEARING REQUESTED

COMES NOW, LARRY BROWN, Defendant named above, by and
through his attorneys JoNell Thomas, Special Public Defender, Monica

1 Trujillo, Chief Deputy Special Public Defender, and W. Jeremy Storms,
2 Chief Deputy Special Public Defender, and moves this Court for an Order to
3
4 unseal the minutes of December 13, 2019, so that same may be made part of
5 the record for Mr. Brown's direct appeal. In addition, Mr. Brown moves the
6 Court for an Order to unseal that portion of the testimony of December 13,
7 2019 for preparation of a transcript, the transcript be provided to attorneys
8 for Plaintiff and Defendant, and then reseal the trial testimony.
9

10 This motion is made and based on the pleadings and papers on file,
11 the Declaration of Attorney attached hereto, and any argument that may be
12 made at the hearing of this motion.
13

14
15 **NOTICE OF MOTION**

16 TO: THE STATE OF NEVADA, Plaintiff; and

17 TO: DISTRICT ATTORNEY'S OFFICE, Plaintiff's attorneys:
18

19 YOU WILL PLEASE TAKE NOTICE that the undersigned will bring
20 the foregoing Motion on for hearing before the above-entitled Court on

21 _____, at the hour of _____ a.m.
22

23 **STATEMENT OF THE CASE**

24 An Indictment was filed September 6, 2017 charging Larry Brown and
25 his Co-Defendant Anthony Carter with 1 count each of Conspiracy to
26 Commit Robbery, Robbery with use of a Deadly Weapon, and Murder with
27 Use of a Deadly Weapon. Mr. Carter was also charged with one count each
28

1 of Possession of Controlled Substance with Intent to Sell and Ownership or
2 Possession of Firearm by Prohibited Person. Mr. Brown pled not guilty and
3
4 waived the 60-day rule. Mr. Carter pled guilty to one count of Voluntary
5 Manslaughter with Use of a Deadly Weapon. Carter's Judgment of
6 Conviction was filed September 23, 2020.
7

8 On the first day of trial, December 9, 2019, an Amended Third
9 Superseding Indictment was filed against Mr. Brown in open Court,
10 charging him with 1 count each of Conspiracy to Commit Robbery, Robbery
11 with use of a Deadly Weapon, and Murder with Use of a Deadly Weapon.
12 On December 20, 2019, a Fourth Amended Superseding Indictment was filed
13 adding Count 4, Ownership or Possession of Firearm by Prohibited Person.
14 After discussion regarding bifurcated charge, Mr. Brown pled guilty to count
15 4, only, and a Guilty Plea Agreement (Alford Plea) was filed.
16
17
18

19 The jury returned its verdict on December 20, 2019 finding Mr. Brown
20 guilty of Counts 1 (Conspiracy to Commit Robbery), 2 (Robbery with use of a
21 Deadly Weapon), and 3 (First Degree Murder with use of a Deadly Weapon).
22 On September 18, 2020, Mr. Brown was sentenced as follows: Count 1: 28-
23 72 months; Count 2: 72-180 months, plus a consecutive 72-180 months for
24 use of deadly weapon, concurrent to Count 1; and Count 3: 20 years to Life,
25 plus a consecutive term of 96-240 months for use of a deadly weapon (the
26 aggregate total of 28 years, concurrent with count 2). He received a
27
28

1 sentence of 28-72 months for Count 4 (Ownership or Possession of Firearm
2 by Prohibited Person), consecutive to Count 3. The aggregate total sentence
3 is Life with a minimum of 30 years and 4 months.
4

5 The Judgment of Conviction (Plea of Guilty-Alford) was filed
6 September 23, 2020. It mistakenly contained all charges and sentences.
7
8 The Court was notified of the error.

9 The Notice of Appeal was filed October 19, 2020 in order to preserve
10 the client's appellate rights without delay. The appeal was docketed in the
11 Nevada Supreme Court on October 20, 2020 under case no. 81962.
12

13 The Request for Transcripts was served on Court Recorder Robin Page
14 for District Court Department 21. Ms. Page notified the Office of the Special
15 Public Defender that the hearing on December 13, 2019 was not included on
16 her request. She provided a copy of the minutes, but the minutes state in
17 pertinent part: "COURT ORDERED, minutes and JAVS sealed." As the
18 minutes were sealed, they were not made part of the court's record filed in
19 Odyssey and therefore were not included in the request for transcripts.
20
21
22

23 The Amended Judgment of Conviction was filed October 20, 2020. An
24 Amended Notice of Appeal and Case Appeal Statement will be filed.
25

26 The appellate attorney was not the trial attorney. The trial attorney
27 has advised him that testimony on December 13, 2019, which was outside
28 the presence of the jury, was ordered to be sealed by the Court, as well as

1 the minutes. In addition, trial attorney advised the appellate attorney that
2 the testimony will most likely be an issue to be raised on appeal. Therefore,
3
4 it is necessary that the testimony on December 13, 2019, be unsealed, a
5 transcript of the sealed hearing provided to counsel for Plaintiff and
6 Defendant, and the record re-sealed. Should the transcript be necessary for
7
8 the Nevada Supreme Court's review of the lower court record on appeal, the
9 Appellate Attorney will request that the Supreme Court order the transcript
10 be provided to them for review.
11

12 A review of the minutes does not reflect any information that cannot
13 be made part of the public record and included in the Appendix to the
14 Supreme Court. It is requested that the minutes be unsealed, filed in
15 Odyssey, and made a part of the record so they can be included in the
16 Appendix.
17

18 CONCLUSION

19
20 Based on the reasons set forth above, and in the Declaration of
21 Counsel attached hereto, Defendant Larry Brown moves this Court for an
22 Order to unseal the minutes of December 13, 2019, so that same can be filed
23 in Odyssey and made a part of the record. Further, Mr. Brown requests that
24 the Court unseal that portion of the hearing on December 13, 2019, order a
25 transcript be prepared, and that the transcript be provided to counsel for
26 Plaintiff and Defendant. Thereafter the record will be sealed again.
27
28

1 The transcript would not be made part of the appeal record, unless the
2 Nevada Supreme Court orders same.

3
4 DATED October 21, 2020.

5 SUBMITTED BY:
6 JoNELL THOMAS
7 SPECIAL PUBLIC DEFENDER

8 /s/ MONICA TRUJILLO
9 BY _____
10 MONICA R. TRUJILLO
11 W. JEREMY STORMS
12 Attorneys for Brown

13 **DECLARATION OF MONICA TRUJILLO**

14
15 Monica R. Trujillo, makes the following declaration:

16 I am one of the Chief Deputy Special Public Defenders who
17 represented Mr. Larry Brown at his trial in District Court Department 21
18 along with W. Jeremy Storms.

19
20 Mr. Brown was found guilty by a jury of Conspiracy to Commit
21 Robbery, Robbery with use of a Deadly Weapon, and First Degree Murder
22 with use of a Deadly Weapon. He pled guilty pursuant to Alford to a
23 bifurcated charge of Ownership or Possession of Firearm by Prohibited
24 Person.
25
26

27 On September 18, 2020, Mr. Brown was sentenced to an aggregate
28 total sentence of Life with a minimum of 30 years and 4 months. The

1 Judgment of Conviction (Plea of Guilty-Alford) was filed September 23,
2 2020. It mistakenly contained all charges and sentences. The Court was
3 notified of the error. The Amended Judgment of Conviction was filed
4 October 20, 2020.
5

6 The Notice of Appeal, Case Appeal Statement, and Request for
7 Transcripts were filed October 19, 2020. The appeal was docketed in the
8 Nevada Supreme Court on October 20, 2020 under case no. 81962.
9

10 An Amended Notice of Appeal and Case Appeal Statement will be
11 filed.
12

13 The Court Recorder for Department 21 notified the Office of the
14 Special Public Defender that the trial date of December 13, 2019 was not
15 included on her request. She provided a copy of the minutes, but the
16 minutes state in pertinent part: "COURT ORDERED, minutes and JAVS
17 sealed." As the minutes were sealed, they were not made part of the court's
18 record filed in Odyssey and therefore were not included in the request for
19 transcripts.
20
21

22 The appellate attorney was not the trial attorney. I have advised that
23 the hearing on December 13, 2019, which was outside the presence of the
24 jury, was subject to the Court's ruling to seal the minutes and JAVS, and
25 will most likely be an issue to be raised on appeal.
26
27

28 . . .

1 I am requesting that the hearing on December 13, 2019, be unsealed, a
2 transcript of the sealed hearing be provided to counsel for Plaintiff and
3 Defendant, and the record re-sealed.
4

5 I am requesting that the minutes of December 13, 2019 be unsealed
6 and made a part of the record as a review of the minutes do not reflect any
7 information that cannot be made part of the public record.
8

9 I declare that I make this request in good faith and not for purposes of
10 delay.
11

12 DATED: 10/21/2020

13 /S/ MONICA TRUJILLO

14 _____
15 MONICA R. TRUJILLO
16
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28

1 CERTIFICATE OF SERVICE

2 I hereby certify that service of the foregoing motion, was made
3
4 pursuant to EDCR 7.26 on the attorney for the named parties by means of
5 electronic mail to the email address provided to the court's electronic filing
6 system for this case. Proof of Service is the date service is made by the
7 court's electronic filing system by email to the parties and contains a link to
8 the file stamped document.
9

10 Plaintiff: The State of Nevada, Clark County District Attorney

11 At email: motions@clarkcountyda.com

12 Dated: 10/21/2020

13
14 /s/ Kathleen Fitzgerald

15
16 _____
17 An employee of the
18 Special Public Defender
19
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RTRAN

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

vs.

LARRY DECORLEON BROWN,
Defendant.

CASE NO: C-17-326247-1

DEPT. XXI

BEFORE THE HONORABLE VALERIE ADAIR, DISTRICT COURT JUDGE
THURSDAY, NOVEMBER 5, 2020

**RECORDER'S TRANSCRIPT OF HEARING RE:
DEFENDANT'S MOTION TO UNSEAL MINUTES AND PORTION OF
SEALED PART OF THE TESTIMONY ON DECEMBER 13, 2019**

APPEARANCES:

For the State:

JOHN L. GIORDANI, III, ESQ.
Chief Deputy District Attorney

For the Defendant:

MONICA R. TRUJILLO, ESQ.
Chief Deputy Special Public Defender

RECORDED BY: ROBIN PAGE, COURT RECORDER

1 Las Vegas, Nevada; Thursday, November 5, 2020

2 * * * * *

3 [Proceeding commenced at 1:49 p.m.]

4 THE COURT: State versus Larry Brown.

5 MS. TRUJILLO: Hi, Judge.

6 MR. GIORDANI: Good afternoon.

7 THE COURT: Hello, Ms. Trujillo. And your client's
8 incarcerated in Nevada Department of Corrections.

9 MS. TRUJILLO: Yes.

10 THE COURT: This is your motion to unseal the minutes and a
11 portion of the testimony so that we can provide those to you for potential
12 use in the appeal. I'm assuming the State is taking no position on this.

13 Correct, State?

14 MR. GIORDANI: Correct.

15 THE COURT: All right.

16 MR. GIORDANI: Correct.

17 THE COURT: And that's Mr. --

18 MR. GIORDANI: John Giordani.

19 THE COURT: Oh, I'm sorry, I barely recognized you there.
20 All right. So that motion is granted.

21 Ms. Trujillo, would you submit an order to that affect and also
22 an order directing Ms. Page to prepare the transcript?

23 MS. TRUJILLO: Yes, thank you, Judge.

24 MR. GIORDANI: Thanks, Judge.

25 THE COURT: And just to be clear, once the transcript is

1 prepared, it will be provided to defense counsel, but it will then again be
2 sealed and filed in Odyssey sealed.

3 MS. TRUJILLO: Yes.

4 MR. GIORDANI: Thank you.

5 THE COURT: That is what you're requesting, right?

6 MS. TRUJILLO: Yes.

7 THE COURT: Okay.

8 MS. TRUJILLO: Thank you.

9 MR. GIORDANI: And that's going to be sent to the State as
10 well, right, the transcript?

11 THE COURT: I'm assuming you're not requesting that,
12 Ms. Trujillo, unless you wind up using it in the appeal because it was
13 based on a closed door hearing.

14 MS. TRUJILLO: Correct. But it was the hearing that we were
15 -- it was the cell phone hearing.

16 THE COURT: Okay. Was Mr. Giordani or --

17 MS. TRUJILLO: Yes.

18 THE COURT: The State was there. Okay. I was mistaken
19 and confused then. As long as Mr. Giordani was at the hearing, then I
20 see no reason why the minutes as well as the transcript cannot be
21 provided to both the defense and the State.

22 MR. GIORDANI: Thank you, Your Honor.

23 THE COURT: All right. Thank you.

24 So, Ms. Page, those should be provided to both sides.

25 THE COURT RECORDER: Okay.

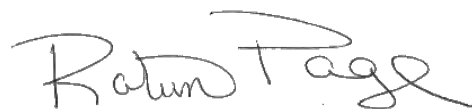
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THE COURT: All right. Thank you.

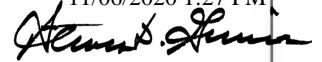
[Proceeding concluded at 1:52 p.m.]

* * * * *

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



Robin Page
Court Recorder/Transcriber


CLERK OF THE COURT

1 ORDG
2 JoNell Thomas, NSB #4771
3 Special Public Defender
4 MONICA R. TRUJILLO
5 Chief Deputy Special Public Defender
6 NSB No.
7 W. JEREMY STORMS
8 Chief Deputy Special Public Defender
9 NSB NO.
10 330 South Third Street, 8th Floor
11 Las Vegas, NV 89155
12 (702) 455-6265
13 Fax No. 702-455-6273
14 jonell.thomas@clarkcountynv.gov
15 monica.trujillo@clarkcountynv.gov
16 jeremy.storms@clarkcountynv.gov
17 Attorneys for Brown

DISTRICT COURT

CLARK COUNTY, NEVADA

16 THE STATE OF NEVADA,

17 Plaintiff,

18 vs.

19 LARRY D. BROWN

20 Defendant.

CASE NO. C-17-326247-1

DEPARTMENT: 21

DATE: 11/5/2020

TIME: 1:45 PM

**ORDER GRANTING DEFENDANT'S MOTION TO UNSEAL
MINUTES AND PORTION OF SEALED
PART OF THE TESTIMONY ON DECEMBER 13, 2019**

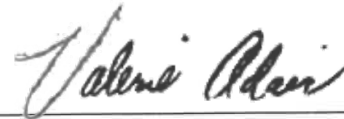
26 Defendant's Motion to Unseal Minutes and Portion of Sealed Part of
27 the Testimony on December 13, 2019, having come before the Court on
28

1 November 5, 2020, the Court being fully advised in the premises, and good
2 cause appearing, it is hereby

3
4 ORDERED, ADJUDGED AND DECREED that Defendant's Motion is
5 granted and the minutes of December 13, 2019 will be unsealed, a copy
6 provided to the defense and the State; and then the minutes will be resealed.
7

8 IT IS FURTHER ORDERED that the closed proceedings on December
9 13, 2019 that were sealed will be unsealed, the court recorder will transcribe
10 the closed proceedings, and a copy of the transcript will be provided to
11 counsel for Plaintiff and Defendant. Thereafter, the court recorder will
12 reseal the closed hearing testimony.
13

14 Dated this 6th day of November, 2020


15 
16

17 578 8C0 FFC3 0090
18 Valerie Adair
19 District Court Judge

TW

20 SUBMITTED BY:

21 JoNELL THOMAS
22 SPECIAL PUBLIC DEFENDER

23 
24 BY
25 MONICA R. TRUJILLO
26 W. JEREMY STORMS
27 Attorneys for Brown
28

1 **CSERV**

2
3 **DISTRICT COURT**
4 **CLARK COUNTY, NEVADA**

5
6 State of Nevada

CASE NO: C-17-326247-1

7 vs

DEPT. NO. Department 21

8 Larry Brown
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Order Granting Motion was served via the court's electronic eFile
13 system to all recipients registered for e-Service on the above entitled case as listed below:

14 Service Date: 11/6/2020

15 William Storms

stormswj@clarkcountynv.gov

16 NICHOLAS WOOLDRIDGE

nicholas@wooldridgelawlv.com

17 LAW CLERK

dept03lc@clarkcountycourts.us

18 Monica Trujillo

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19 John Giordani

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20 Elizabeth Araiza

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21 District Attorney

motions@clarkcountyda.com

22 Office of the Special Public Defender

SpecialPDdocs@clarkcountynv.gov

23 Michael Dickerson

michael.dickerson@clarkcountyda.com

24 Melody Phommaly

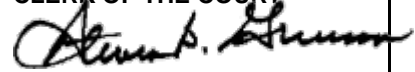
melody@wooldridgelawlv.com

25 Christopher Grigg

Christopher.Grigg@lewisbrisbois.com

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1 NOAS
2 JONELL THOMAS
3 SPECIAL PUBLIC DEFENDER
4 NSB No. 4771
5 NAVID AFSHAR
6 Deputy Special Public Defender
7 NSB No. 14465
8 330 South Third Street, 8th Floor
9 Las Vegas, NV 89155
10 (702) 455-6265
11 Fax No. 702-455-6273
12 jonell.thomas@clarkcountynv.gov
13 navid.afshar@clarkcountynv.gov

14 Attorneys for Brown

15 DISTRICT COURT
16 COUNTY OF CLARK, STATE OF NEVADA

17 THE STATE OF NEVADA,)	CASE NO. C-17-326247-1
18 Plaintiff,)	DEPT. NO. 21
19 vs.)	
20 LARRY DECORLEON BROWN,)	
21 Defendant,)	
22 _____)	

23 **AMENDED NOTICE OF APPEAL**

24 TO: THE STATE OF NEVADA, Plaintiff;
25 TO: CLARK COUNTY DISTRICT ATTORNEY, Plaintiff's attorney; and
26 TO: DEPARTMENT 21 OF THE EIGHTH JUDICIAL DISTRICT COURT
27 OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK:
28 NOTICE is hereby given that Larry D. Brown hereby appeals to the Nevada

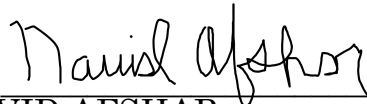
...

...

1 Supreme Court from the Amended Judgment of Conviction filed October 20, 2020.¹

2 DATED November 18, 2020.

3 SUBMITTED BY:

4
5
6 BY 
7 NAVID AFSHAR
8 JONELL THOMAS
Attorneys for Brown

9 **CERTIFICATE OF MAILING**

10 The undersigned does hereby certify that on 11/18/2020, I deposited in the
11 United States Post Office at Las Vegas, Nevada, a copy of the Notice of Appeal,
12 postage prepaid, addressed to the following:

13 District Attorney's Office
14 200 Lewis Ave., 3rd Floor
15 Las Vegas NV 89155

16 Nevada Attorney General
17 100 N. Carson
18 Carson City, NV 89701-4717

19 Larry D. Brown, ID 1238117
20 High Desert State Prison
21 P.O. Box 650
22 Indian Springs NV 89070

23 Dated: 11/18/2020

24 /s/ KATHLEEN FITZGERALD

25 KATHLEEN FITZGERALD
26 An employee of The Special Public
27 Defender's Office

28 ¹The Notice of Appeal was filed October 19, 2020, and was docketed in the
Nevada Supreme Court under Case No. 81962.

AJOCP

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

LARRY DECORLEON BROWN
#8376788

Defendant.

CASE NO. C-17-326247-1

DEPT. NO. XXI

SECOND AMENDED JUDGMENT OF CONVICTION

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 200.380, 199.480; COUNT 2 - ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165; COUNT 3 - MURDER WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of NRS 200.010, 200.030, 193.165, and COUNT 4 - OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (Category B Felony) in violation of NRS 202.360; and the matter having been tried before a jury and the Defendant having been found guilty of the crimes of COUNT 1 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 200.380, 199.480; COUNT 2 - ROBBERY WITH USE OF A

003453

1 DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165 and
2 COUNT 3 - MURDER WITH USE OF A DEADLY WEAPON (Category A Felony) in
3 violation of NRS 200.010, 200.030, 193.165; and COUNT 4 - OWNERSHIP OR
4 POSSESSION OF FIREARM BY PROHIBITED PERSON (Category B Felony) in
5 violation of NRS 202.360 having been bifurcated from counts 1-3 for purposes of trial,
6 Defendant entered a plea of guilty pursuant to Alford; thereafter, on the 18th day of
7 September, 2020, the Defendant was present in court, via Blue jeans, for sentencing
8 with counsel MONICA R. TRUJILLO, Chief Deputy Special Public Defender, and good
9 cause appearing,
10
11

12 THE DEFENDANT WAS HEREBY ADJUDGED guilty of said offenses and, in
13 addition to the \$25.00 Administrative Assessment Fee, \$1,843.95 Extradition Cost,
14 \$19,818.14 Total Restitution to be paid Jointly and Severally with Co-Defendant
15 (\$7,905.14 Restitution payable to George and Dynetta Barnes; \$11,913.00 Restitution
16 payable to Lequanda Sellman) and \$150.00 DNA Analysis Fee including testing to
17 determine genetic markers plus \$3.00 DNA Collection Fee, the Defendant is sentenced
18 to the Nevada Department of Corrections (NOC) as follows: COUNT 1- a MAXIMUM
19 of SEVENTY-TWO (72) MONTHS with a MINIMUM parole eligibility of TWENTY-
20 EIGHT (28) MONTHS; COUNT 2 - a MAXIMUM of ONE HUNDRED EIGHTY (180)
21 MONTHS with a MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS plus a
22 CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM
23 parole eligibility of SEVENTY-TWO (72) MONTHS for the Use of a Deadly Weapon,
24 CONCURRENT with COUNT 1; COUNT 3 - LIFE WITH the possibility of parole with a
25 MINIMUM parole eligibility of TWENTY (20) YEARS plus a CONSECUTIVE term of
26
27
28

1 TWO HUNDRED FORTY (240) MONTHS with a MINIMUM parole eligibility of
2 NINETY-SIX (96) MONTHS for the Use of a Deadly Weapon, The AGGREGATE
3 TOTAL of TWENTY-EIGHT (28) YEARS, CONCURRENT with COUNT 2; and COUNT
4 4 - to a MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM parole eligibility
5 of TWENTY-EIGHT (28) MONTHS, CONSECUTIVE to COUNT 3; with ONE
6 THOUSAND ONE HUNDRED SEVENTY-EIGHT (1178) DAYS credit for time served.
7 The AGGREGATE TOTAL sentence is LIFE WITH the possibility of parole with a
8 MINIMUM parole eligibility of THIRTY (30) YEARS and FOUR (4) MONTHS.
9

10
11 THEREAFTER, on the 14th day of October, 2020, a clerical error having been
12 discovered; COURT ORDERED, the following correction: Defendant was found guilty
13 pursuant to a Jury Verdict on COUNTS 1, 2 and 3. Defendant plead guilty pursuant to
14 Alford on COUNT 4.
15

16 THEREAFTER, an Amended Judgment of Conviction was entered, but it also
17 contained clerical errors. The Amended Judgment of Conviction appeared to suggest
18 that Defendant Brown entered a plea of guilty to all counts. Additionally, the Amended
19 Judgment of Conviction did not include, "LIFE WITH the possibility of parole" on
20 COUNT 3; COURT ORDERED, the following correction: The language was changed to
21 reflect that Defendant was found guilty pursuant to a Jury Verdict on COUNTS 1, 2 and
22 3. Defendant plead guilty pursuant to Alford on COUNT 4. LIFE WITH the possibility of
23 parole was included in the sentence as to COUNT 3 and the aggregate total.
24

25 Dated this 2nd day of December, 2020

26 
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2A8 625 D660 050D
Valerie Adair
District Court Judge

DY

1 **CSERV**

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3 DISTRICT COURT
CLARK COUNTY, NEVADA

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5
6 State of Nevada

CASE NO: C-17-326247-1

7 vs

DEPT. NO. Department 21

8 Larry Brown
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Amended Judgment of Conviction was served via the court's electronic
13 eFile system to all recipients registered for e-Service on the above entitled case as listed
below:

14 Service Date: 12/2/2020

15 William Storms

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16 NICHOLAS WOOLDRIDGE

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17 LAW CLERK

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18 Monica Trujillo

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19 John Giordani

john.giordani@clarkcountyda.com

20 Elizabeth Araiza

elizabeth.araiza@clarkcountynv.gov

21 District Attorney

motions@clarkcountyda.com

22 Office of the Special Public Defender

SpecialPDdocs@clarkcountynv.gov

23 Michael Dickerson

michael.dickerson@clarkcountyda.com

24 Melody Phommaly

melody@wooldridgelawlv.com

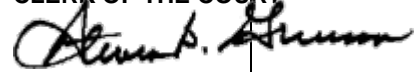
25 Christopher Grigg

Christopher.Grigg@lewisbrisbois.com

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Jonell Thomas	jonell.thomas@clarkcountynv.gov
Navid Afshar	navid.afshar@clarkcountycountynv.gov
Kathleen Fitzgerald	kfitzger@clarkcountynv.gov
Heather Ungermann	ungermannh@clarkcountycourts.us
Jennifer Garcia	Jennifer.Garcia@clarkcountyda.com



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JONELL THOMAS
SPECIAL PUBLIC DEFENDER
NSB No. 4771
NAVID AFSHAR
Deputy Special Public Defender
NSB No. 14465
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(702) 455-6265
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jonell.thomas@clarkcountynv.gov
navid.afshar@clarkcountynv.gov

Attorneys for BROWN

DISTRICT COURT

COUNTY OF CLARK, STATE OF NEVADA

THE STATE OF NEVADA,
Plaintiff,

vs.

LARRY DECORLEON BROWN,
Defendant

Case No.: C-17-326247-1
Dept. No. 21

SECOND AMENDED NOTICE OF
APPEAL

TO: The State of Nevada, Plaintiff;

TO: Clark County District Attorney, Plaintiff's attorney; and

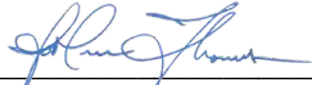
TO: Department 21 of the Eighth Judicial District Court of the State of
Nevada, in and for the County of Clark:

NOTICE is hereby given that Defendant Larry D. Brown

1 hereby appeals to the Nevada Supreme Court from the Second Amended
2 Judgment of Conviction filed December 2, 2020.¹
3

4 Dated: 12/8/2020

SUBMITTED BY:

5
6 BY 
7 NAVID AFSHAR
8 JONELL THOMAS
Attorneys for Brown

9 **CERTIFICATE OF MAILING**

10 The undersigned does hereby certify that on 12/8/2020, I deposited in
11 the United States Post Office at Las Vegas, Nevada, a copy of the Second
12 Amended Notice of Appeal, postage prepaid, addressed to the following:
13

14
15 District Attorney's Office
16 200 Lewis Ave., 3rd Floor
Las Vegas NV 89155

Nevada Attorney General
100 N. Carson
Carson City, NV 89701-4717

17 Larry D. Brown, ID 1238117
18 High Desert State Prison
19 P.O. Box 650
20 Indian Springs NV 89070

21 Dated: 12/8/2020

22 /s/ KATHLEEN FITZGERALD

23 _____
24 An employee of the Special Public
25 Defender's Office
26

27
28 ¹ The Notice of Appeal was filed October 19, 2020, and was
docketed in the Nevada Supreme Court under Case No. 81962.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 06, 2017

C-17-326247-1 State of Nevada
 vs
 Larry Brown

September 06, 2017 11:45 AM Grand Jury Indictment

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 10C

COURT CLERK: Dulce Romea

RECORDER: Patti Slattery

PARTIES

PRESENT:	Giordani, John	Deputy District Attorney
	Raman, Jay	Deputy District Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Morgan Devlin, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 17AGJ060A to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-17-326247-1, Department III, Judge Herndon, as head of the homicide team.

Mr. Giordani requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$350,000.00 BAIL, INDICTMENT WARRANT ISSUED, and matter SET for Arraignment. COURT FURTHER ORDERED, Exhibits 1, 1a, 2 - 7 to be lodged with the Clerk of the Court.

Upon inquiry of the Court, State advised there are no material witness warrants to be quashed.

I.W. (CUSTODY)

9-14-17 9:00 AM INITIAL ARRAIGNMENT (DEPT III - Herndon)

PRINT DATE: 09/07/2017

Page 1 of 1

Minutes Date: September 06, 2017

003460

Felony/Gross Misdemeanor

COURT MINUTES

September 14, 2017

C-17-326247-1 State of Nevada
vs
Larry Brown

September 14, 2017 09:00 AM All Pending Motions

HEARD BY: Herndon, Douglas W. COURTROOM: RJC Courtroom 16C

COURT CLERK: Miller, Deborah

RECORDER: Richardson, Sara

REPORTER:

PARTIES PRESENT:

Nicholas Wooldridge Attorney for Defendant

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

DEFT. BROWN ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter set for trial. COURT FURTHER ORDERED, counsel has 21 days from today to file any Writs. Mr. Giordani advised matter is going in front of the death review committee on September 26, 2017. COURT FURTHER ORDERED, matter SET for Status Check.

CUSTODY

10/11/17 9:00 AM STATUS CHECK: TRIAL SETTING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 04, 2017

C-17-326247-1 State of Nevada vs Larry Brown

October 04, 2017 11:45 AM Grand Jury Indictment (Superseding Indictment)

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 10C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

PARTIES

PRESENT:	Giordani, John	Deputy District Attorney
	Mishler, Karen	Deputy District Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Morgan Devlin, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 17AGJ060A to the Court. COURT ORDERED, the Superseding Indictment may be filed and is assigned Case Number C-17-326247-1, Department III, Judge Herndon, as coordinator of the homicide team.

Mr. Giordani requested a warrant, argued no bail be set, and advised Deft is in custody. COURT ORDERED, INDICTMENT WARRANT ISSUED. BAIL will REMAIN at \$350,000.00; however, State may address bail amount with Judge Herndon. Matter SET for Arraignment. COURT FURTHER ORDERED, Exhibit 1b to be lodged with the Clerk of the Court.

Upon inquiry of the Court, Mr. Giordani requested the material witness warrant for Angelisa Ryder filed in case no. A-17-749-007-P be quashed. COURT SO ORDERED.

I.W. (CUSTODY)

10-11-17 9:00 AM INITIAL ARRAIGNMENT (SUPERSEDING INDICTMENT)
[DEPT III - Herndon]

PRINT DATE: 10/05/2017

Page 1 of 1

Minutes Date: October 04, 2017

003462

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 11, 2017

C-17-326247-1 State of Nevada
 vs
 Larry Brown

October 11, 2017 11:45 AM Grand Jury Indictment

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 10B

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

PARTIES

PRESENT:	Graham, Elana L.	Deputy District Attorney
	Mishler, Karen	Deputy District Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Morgan Devlin, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 17AGJ060A to the Court. COURT ORDERED, the Second Superseding Indictment may be filed and is assigned Case Number C-17-326247-1, and will remain in Department III, Judge Herndon, as coordinator of the homicide team.

Ms. Graham requested a warrant and that bail remain at the current amount of \$350,000.00; Deft is in custody. COURT ORDERED, \$350,000.00 BAIL, INDICTMENT WARRANT ISSUED, and matter SET for Arraignment. COURT FURTHER ORDERED, Exhibits 1c and 8 to be lodged with the Clerk of the Court. Upon inquiry of the Court, State advised there are no material witness warrants to be quashed.

I.W. (CUSTODY)

10-19-17 9:00 AM INITIAL ARRAIGNMENT (SECOND SUPERSEDING
INDICTMENT) (DEPT III - Herndon)

PRINT DATE: 10/16/2017

Page 1 of 1

Minutes Date: October 11, 2017

003463

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 19, 2017

C-17-326247-1 State of Nevada
 vs
 Larry Brown

October 19, 2017 9:00 AM All Pending Motions

HEARD BY: Herndon, Douglas W.

COURTROOM: RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

PARTIES

PRESENT:	Brown, Larry Decorleon	Defendant
	Giordani, John	Attorney for State
	State of Nevada	Plaintiff
	Wooldridge, Nicholas	Attorney for Defendant

JOURNAL ENTRIES

Also present: Co-defendant Carter, in custody, represented by Connor Slife, Esq. and Carli Kierny, Esq.

DEFENDANT'S MOTION TO PLACE ON CALENDAR AND MOTION TO REDUCE BAIL)
(BROWN)..STATE'S MOTION TO REVOKE BAIL(BROWN)..STATUS CHECK: TRIAL
SETTING..DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS AND MOTION TO
DISMISS (BROWN) ...INDICTMENT WARRANT RETURN..INITIAL ARRAIGNMENT (SECOND
SUPERSEDING INDICTMENT) (BOTH)

Matter TRAILED and RECALLED. All parties present. Court stated his understanding is the Petition is moot due to the filing of the Second Superseding Indictment. Mr. Wooldridge concurred, noting he does not have a copy of the indictment. Court provided copy to counsel. Mr. Giordani advised the second superseding indictment added one count to Mr. Brown only. COURT ORDERED, Petition for Writ of Habeas Corpus and Motion to Dismiss OFF CALENDAR.

DEFT. CARTER ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT

PRINT DATE: 10/24/2017

Page 1 of 2

Minutes Date: October 19, 2017

003464

ORDERED, counsel has 21 days after receipt of copy of all transcripts to file any Writs. Upon Court's inquiry, Mr. Giordani advised the State will not be filing a death notice on this matter.

DEFT. BROWN ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, counsel has 21 days after receipt of copy of all transcripts to file any Writs. Upon Court's inquiry, Mr. Giordani advised State will not filing a death notice on this matter.

Court stated he will be reassigning the matter, however, he can hear the bail motions today as to Mr. Brown, noting parties filed motions on the same day so he will consider as motions and oppositions. Arguments by counsel. COURT ORDERED, Motion to Reduce Bail and Motion to Revoke Bail, DENIED, Bail RESET to \$1,000,000.00 as to Mr. Brown. Pursuant to EDCR 1.30 and 1.31 this court ORDERS Case C326247-1 and C326247-2 reassigned to Department 21, matter SET for Status Check. Upon Court's inquiry, parties indicated they will be requesting a June trial date.

CUSTODY (BOTH)

10/31/17 9:30 AM STATUS CHECK: TRIAL SETTING (DEPT. 21)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 31, 2017

C-17-326247-1 State of Nevada
 vs
 Larry Brown

October 31, 2017 9:30 AM Status Check: Trial Setting

HEARD BY: Adair, Valerie **COURTROOM:** RJC Courtroom 11C

COURT CLERK: Jill Chambers

RECORDER: Susan Schofield

REPORTER:

PARTIES

PRESENT:	Brown, Larry Decorleon	Defendant
	Giordani, John	Attorney for the State
	Shahani, Jhera A.	Attorney for the Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Giordani stated the matter was placed on calendar to have a trial date set. Colloquy regarding trial dates. Court noted that the Defts. waived the 60-day rule. Upon inquiry of the Court, Mr. Giordani stated discovery has been provided up to date and will provide anything that comes in. Court SET trial date along with a status check to discuss offers, outstanding discovery, motions to be filed, experts and expert reports. Counsel stated that they anticipated 7 days for trial.

2/27/18 9:30 AM STATUS CHECK: TRIAL READINESS

6/14/18 9:30 AM CALENDAR CALL

6/18/18 9:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 13, 2017

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 13, 2017 11:45 AM Grand Jury Indictment

HEARD BY: Gonzalez, Elizabeth

COURTROOM: RJC Courtroom 10C

COURT CLERK: Dulce Romea
 Nancy Maldonado/nm

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Dickerson, Michael	Deputy District Attorney
	Raman, Jay	Deputy District Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Morgan Devlin, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused from presentation to the Court. State presented Grand Jury Case Number 17AGJ060A to the Court. COURT ORDERED, the Third Superseding Indictment may be filed and is assigned Case Number C-17-326247-1, Department XXI.

State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$1,000,000.00 BAIL, INDICTMENT WARRANT ISSUED, and matter SET for Arraignment. COURT FURTHER ORDERED, Exhibit 1c to be lodged with the Clerk of the Court.

Upon inquiry of the Court, State advised there are no material witness warrants to be quashed.

I.W. (CUSTODY)

PRINT DATE: 12/14/2017

Page 1 of 2

Minutes Date: December 13, 2017

003467

C-17-326247-1

12-19-17 9:30 AM INITIAL ARRAIGNMENT (DEPT XXI)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 19, 2017

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 19, 2017	9:30 AM	Initial Arraignment	Initial Arraignment (Third Superseding Indictment)
--------------------------	----------------	----------------------------	---

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Jill Chambers
Katherine Streuber/ks

RECORDER: Susan Schofield

PARTIES

PRESENT:	Brown, Larry Decorleon	Defendant
	Dickerson, Michael	Attorney for Plaintiff
	State of Nevada	Plaintiff
	Wooldridge, Nicholas	Attorney for Defendant

JOURNAL ENTRIES

- Upon Court's inquiry, State advised Deft. did not need to be re-arraigned as the Third Superseding Indictment has the same charges only with more evidence and testimony. COURT SO NOTED and ORDERED, status check and trial date STAND.

CUSTODY

Felony/Gross Misdemeanor

COURT MINUTES

February 27, 2018

C-17-326247-1 State of Nevada
vs
Larry Brown

February 27, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Nicholas Wooldridge Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Upon inquiry of the Court, Mr. Giordani stated there was no new discovery and the last thing was DNA testing that was forwarded to the defense adding there were no offers extended as of yet. Colloquy regarding possible DNA experts. Court advised counsel that a decision will issue of the previous matter in the next few days and ORDERED, MATTER CONTINUED.

CUSTODY

CONTINUED TO: 3/20/18 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

March 06, 2018

C-17-326247-1 State of Nevada
vs
Larry Brown

March 06, 2018 09:30 AM Defendant's Motion for Order to Show Cause

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

Larry Decorleon Brown

Defendant

Nicholas Wooldridge

Attorney for Defendant

State of Nevada

Plaintiff

Vivian Luong

Attorney for Plaintiff

JOURNAL ENTRIES

Mr. Wooldridge stated that his motion was not served and WITHDREW the motion adding that he will re-file. Court advised Mr. Wooldridge that his subpoena did not contain a date which Metro requires to provide documents requested and suggested a specific date be included so their counsel can appear if needed.

CUSTODY

Felony/Gross Misdemeanor

COURT MINUTES

March 20, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

March 20, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

Alexander G. Chen Attorney for Plaintiff

Larry Decorleon Brown Defendant

Nicholas Wooldridge Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Court made note that the DNA testing was completed. Mr. Chen provided opposing counsel with a disc containing the underlying DNA data.

Following a conference at the bench, Court noted the decision on the writ was issued and Mr. Giordani was directed to prepare the order. Upon the Court's inquiry, Mr. Slife stated he would be filing motions in limine and would not be using a DNA expert. Mr. Wooldridge stated he would provide the disc to his expert witness for review and applied for funds to pay the expert.

COURT ORDERED, MATTER CONTINUED and requested counsel report on when motions would be filed and expert witness report.

Colloquy regarding offers extended to the Defts. Mr. Slife and Mr. Wooldridge both stated they would need to review the offers further with their clients. Mr. Chen placed the offers on the records adding that one was a contingent offer. Court SET a sooner date to discuss the result of reviewing the offers with the Defts.

CUSTODY

CONTINUED TO: 4/3/18 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

April 03, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

April 03, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

Jherna A. Shahani Attorney for Defendant

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Colloquy regarding Mr. Slife's filed motions that were calendared. Ms. Shahani stated that a DNA expert will be used at trial and did not think there were going to be any other motions filed. Ms. Shahani stated there were text messages missing around the time of the crime. Mr. Giordani stated he was trying to get more content of the text messages and will provide what he can get. Mr. Giordani requested all of the co-Deft's motions be moved to the same date. Court CONTINUED MATTER and rescheduled upcoming motions to the same date.

CUSTODY

CONTINUED TO: 4/17/18 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

April 17, 2018

C-17-326247-1 State of Nevada
vs
Larry Brown

April 17, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Nicholas Wooldridge Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Mr. Wooldridge stated his motion to withdraw was set for 4/24/18 and requested to leave it on that date.
Court ORDERED Deft. Carter's motions will trail to that date.

CUSTODY

Felony/Gross Misdemeanor

COURT MINUTES

April 24, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

April 24, 2018 09:30 AM All Pending Motions

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Nicholas Wooldridge Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

MOTION TO WITHDRAW...MOTION TO SEVER...STATUS CHECK

Mr. Wooldridge stated he spoke with the Deft. and he would be withdrawing. Court ORDERED motion GRANTED and APPOINTED counsel from the Special Public Defender's office.

As to the motion to sever, Ms. Slife requested the Court wait to rule on the motion until new counsel can review it. Argument regarding the motion. Court DENIED Deft. Carter's motion to sever, WITHOUT PREJUDICE. COURT FURTHER ORDERED, Deft. Brown's motion to join DENIED WITHOUT PREJUDICE.

Mr. Giordani stated a motion to compel as to Deft. Brown was filed. Court advised that new counsel would file the opposition and Mr. Wooldridge did not need to.

CUSTODY

4/26/18 9:30 AM CONFIRMATION OF COUNSEL/STATUS CHECK: TRIAL READINESS

Felony/Gross Misdemeanor

COURT MINUTES

April 26, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

April 26, 2018 09:30 AM All Pending Motions

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

Kelsey R. Einhorn Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

STATUS CHECK...CONFIRMATION OF COUNSEL

Ms. Trujillo confirmed as counsel subject to a review of the discovery. Court advised Ms. Trujillo that Mr. Wooldridge stated he would hand over the file and CONTINUED the matter to allow her to review the discovery.

CUSTODY

CONTINUED TO: 5/8/18 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

May 08, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

May 08, 2018 09:30 AM Status Check: Trial Readiness

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

David L. Stanton Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Upon inquiry of the Court, Ms. Trujillo stated that she was able to confirm as counsel and that she received discovery from the previous attorney adding that it was woefully deficient. She also said she spoke to Mr. Giordani who will provide a thumbdrive with all of the discovery to include 27,000 pages of cell phone records, transcribed statements, an officers report and any crime scene investigation reports that he has. At the Court's inquiry Ms. Trujillo confirmed that she ran a conflicts check against the list of witnesses she was provided.

Following a conference at the bench, Court RESET the upcoming motion to compel and CONTINUED MATTER. Court further SET matter for trial setting.

CUSTODY

CONTINUED TO: 5/22/18 9:30 AM

7/10/18 9:30 AM STATUS CHECK: TRIAL SETTING

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

May 22, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

May 22, 2018 09:30 AM All Pending Motions

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Watkins, April

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

Clark W. Patrick Attorney for Defendant

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

STATE'S MOTION TO COMPEL DEFT. BROWN'S CELLULAR PHONE PASSCODE, OR
ALTERNATIVELY, TO COMPEL FINGERPRINT (BROWN)...STATUS CHECK: TRIAL READINESS
(BOTH)

Mr. Giordani requested matters be continued, advised he sent e-mail to Ms. Trujillo who never
responded. Upon Court's inquiry, Mr. Slife advised he cannot announce ready until cellular phone issue
is resolved and stated he can be ready in July. COURT ORDERED, matters CONTINUED.

CUSTODY (BOTH)

CONTINUED TO: 5/31/18 9:30 AM

CLERK'S NOTE: Mr. Patrick appeared on behalf of Ms. Trujillo who is out ill today and was advised of
continuance date.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 31, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

May 31, 2018

9:30 AM

All Pending Motions

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Tia Everett

RECORDER: Susan Schofield

PARTIES

PRESENT:

Brown, Larry Decorleon
Giordani, John
State of Nevada
Trujillo, Monica R.

Defendant
Attorney for Plaintiff
Plaintiff
Attorney for Defendant

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Defendant Carter present in custody and represented by Conor Slife,DPD.

Court noted there is pending decision for the Motion to Suppress and the minute order prepared was not posted. Court stated she has listened to the statement several times and FINDS the statements are ambiguous at best and the right to counsel was not requested; therefor, COURT ORDERED, Motion to Suppress DENIED; State to prepare and submit the appropriate order.

AS TO STATE'S MOTION TO COMPEL DEFENDANT BROWN'S CELLULAR PHONE PASSCODE, OR IN THE ALTERNATIVE, TO COMPEL FINGERPRINT :

Mr. Giordani argued in support of motion stating the cell phone was found under the victim's body and came back registered to Defendant Brown. Further, based on cell phone records there were conversations between Defendant Brown, Defendant Carter and the victim; however, after obtaining a search warrant the State has been unable to get into the cell phone. Colloquy regarding the

PRINT DATE: 02/04/2019

Page 1 of 2

Minutes Date: May 31, 2018

003479

passcode versus fingerprint. Ms. Trujillo argued in opposition stating there were three phones found and the cell phone registered to Defendant Brown was not found under the victim's body. Additionally, ordering a passcode would be testimonial and not permitted and stated by compelling the fingerprint there is no comparative purpose in this situation and the only purpose is to aide the State in their prosecution. Further arguments by counsel. COURT ORDERED, Motion GRANTED IN PART as to the fingerprint and DENIED WITHOUT PREJUDICE as to the passcode; State to prepare and submit the appropriate order.

STATUS CHECK: TRIAL READINESS:

Mr. Giordani advised he has no opposition to continuing the trial date. Mr. Slife advised he is unable to announce ready without the cell phone information. Colloquy regarding scheduling. COURT ORDERED, trial date VACATED and matter SET for Status Check in order for all parties to have their trial schedules present.

CUSTODY (BOTH)

6/07/2018 9:30 AM STATUS CHECK: TRIAL SETTING

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****June 07, 2018**

C-17-326247-1 State of Nevada
vs
Larry Brown

June 07, 2018 09:30 AM Status Check: Resetting Trial Date**HEARD BY:** Adair, Valerie **COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Jacobson, Alice**RECORDER:** Schofield, Susan**REPORTER:****PARTIES PRESENT:**

John Giordani	Attorney for Plaintiff
Larry Decorleon Brown	Defendant
Monica R. Trujillo	Attorney for Defendant
State of Nevada	Plaintiff

JOURNAL ENTRIES

Counsel indicated Discovery needed to be reviewed and there could be a possible severance of the Defendants. COURT ORDERED, matter CONTINUED 8/9/18 9:30am for further status check. Trial date set.

CUSTODY

8/22/19 9:30am CALENDAR CALL
8/26/19 9:00am JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

August 09, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

August 09, 2018 09:30 AM Status Check: Resetting Trial Date

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Schlitz, Kory

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

Taleen R Pandukht Attorney for Plaintiff

JOURNAL ENTRIES

APPEARANCES CONTINUED: Defendant Carter present in custody represented by Deputy Public Defender Carli Kierny.

Ms. Trujillo indicated the status check is regarding resetting of trial. Ms. Pandukht stated she believed the matter was set for status check regarding phone records. CONFERENCE AT BENCH. Court noted both counsel are considering if they can move up the trial date however can't confirm at this time, since they have not received the phone records. Court further stated per the State's notes Metro is trying to see if they can open the phone and download whatever data there is. Ms. Pandukht stated the phone in question is still being process. Ms. Trujillo and Ms. Kierny confirmed the representations. COURT ORDERED, matter SET for Status Check.

CUSTODY

8/30/18 9:30 A.M. STATUS CHECK: PHONE RECORDS

Felony/Gross Misdemeanor

COURT MINUTES

August 30, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

August 30, 2018 09:30 AM Status Check: Phone Records

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Mr. Giordani stated that he spoke to the detective about the information on the phone and was told it was still on the machine and he would be notified when it is done. He also stated that a personal file Ms. Trujillo requested was never received and the detective will follow up on it. Ms. Trujillo stated that she sent case notes, lab reports and the forensic analysis to her DNA expert and has a cell phone expert ready to go but that she was just waiting on the cell phone records. Mr. Slife stated that he was only waiting on cell phone records. COURT ORDERED, MATTER CONTINUED.

CUSTODY

CONTINUED TO: 11/27/18 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

November 27, 2018

C-17-326247-1 State of Nevada
 vs
 Larry Brown

November 27, 2018 09:30 AM Status Check: Phone Records

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Mr. Giordani stated that there was still no phone data off of the phone but that when he is notified records become available, he will let the defense know. Mr. Slife stated that he would need the information to proceed. Mr. Slife also stated that he filed a Motion to Sever and added that if he had the information about the phone, he would be ready for trial. Mr. Giordani stated that Metro had to outsource the phone records retrieval. COURT ORDERED, MATTER CONTINUED.

CUSTODY

CONTINUED TO: 1/17/19 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

January 17, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

January 17, 2019 09:30 AM Status Check

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Kirkpatrick, Jessica

REPORTER:

PARTIES PRESENT:

Brianna K. Lamanna Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Ms. Lamanna in for Mr. Giordani. Ms. Trujillo stated that she received the CFL report and orally retained a cell phone expert. Ms. Trujillo also stated that she had issues with missing information from the DNA lab and would get with Mr. Giordani next week to have him share the additional information. Ms. Trujillo, upon the Court's inquiry, stated she was unsure how long experts would take and if they were going to prepare reports. Mr. Slife stated he would also be looking into a cell phone expert after receiving the CFL report. COURT ORDERED, MATTER CONTINUED and requested counsel report back on the experts and if they would be preparing reports for trial.

CUSTODY

CONTINUED TO: 3/21/19 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

March 21, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

March 21, 2019 09:30 AM Status Check

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Following a conference at the bench, Court stated that Mr. Giordani had the lab provide all of the missing DNA data. Ms. Trujillo stated that the expert was reviewing the data. Mr. Slife stated that he was on track and had nothing left to be done. Ms. Trujillo stated that she was still looking at the cell phone data but was not sure if she would retain an expert yet. Court SET another status check.

CUSTODY

CONTINUED TO: 4/25/19 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

April 25, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

April 25, 2019 09:30 AM Status Check

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Chambers, Jill

RECORDER: Schofield, Susan

REPORTER:

PARTIES PRESENT:

Adam B. Osman Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Ms. Trujillo stated that her expert reviewed the lab information as to the DNA and determined that a report would not be done adding that the expert's name is George Schiro. Mr. Trujillo also stated that an expert will be noticed as to the cell phone but she may not use them.

Upon inquiry of the Court, Ms. Trujillo stated that the Deft. rejected the offer. Mr. Jenkins, in for Mr. Slife, stated that everything was on track and that Mr. Slife would be prepared for trial.

COURT ORDERED, MATTER CONTINUED.

CUSTODY

CONTINUED TO: 5/30/19 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

May 30, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

May 30, 2019 09:30 AM Status Check

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Robert Arroyo Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Mr. Arroyo advised he is standing in for Ms. Trujillo, who has advised she will be ready for trial, however, will be filing some motions in June. State advised the underlying DNA data was provided and sent to the expert, but they have yet to receive a report. COURT ORDERED, matter CONTINUED.

Matter RECALLED with Mr. Slife present. Mr. Slife advised he is on track to being ready. Court so noted.

CUSTODY

CONTINUED TO: 6/27/19 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

June 27, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

June 27, 2019 09:30 AM Status Check

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Skinner, Linda

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

KENNETH PORTZ	Attorney for Plaintiff
Larry Decorleon Brown	Defendant
Monica R. Trujillo	Attorney for Defendant
Special Public Defender	Attorney for Defendant
State of Nevada	Plaintiff

JOURNAL ENTRIES

Conference at the Bench. Ms. Trujillo advised she is on track for trial. Upon Court's inquiry, Ms. Trujillo advised that she will file a Motion for Discovery but only after a file review and the rest will be Motions in Limine. Mr. Portz appeared for Mr. Giordani. COURT ORDERED, matter CONTINUED THIRTY (30) DAYS.

CUSTODY

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

Felony/Gross Misdemeanor

COURT MINUTES

August 01, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

August 01, 2019 09:30 AM Status Check

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

JOURNAL ENTRIES

Bench conference. Colloquy regarding motion filing. Counsel advised they would be announcing ready to proceed on the 20th. Court noted it was handed items for in camera review.

CLERK'S NOTE: This Minute Order was prepared by listening to the JAVS recording of the hearing. kc//8/28/19

Felony/Gross Misdemeanor

COURT MINUTES

August 15, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

August 15, 2019 09:30 AM Defendant Larry Brown's Motion for Disclosure of Favorable Evidence

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

Larry Decorleon Brown

Defendant

Michael Dickerson

Attorney for Plaintiff

Monica R. Trujillo

Attorney for Defendant

State of Nevada

Plaintiff

William J. Storms

Attorney for Defendant

JOURNAL ENTRIES

COURT ORDERED, Motion GRANTED pursuant to Brady and statutory requirements. Ms. Trujillo advised she needs the phone records in another format, specifically the original format from the phone company. State advised it will look into it, noting they sent it in the format they were given. CONFERENCE AT THE BENCH. Court advised parties discussed the outstanding issue regarding the jail calls from the Co - Defendant and ORDERED, matter SET for status check. COURT FURTHER ORDERED, motions set 8/20/19 VACATED and RESET.

CUSTODY

8/20/19 9:30 AM STATUS CHECK: PHONE CALLS

8/22/19 9:30 AM DEFENDANT LARRY BROWN'S MOTION IN LIMINE REQUESTING THIS COURT PRECLUDE THE STATE AND ITS WITNESSES FROM REFERRING TO THE DECEDENT AS "THE VICTIM" / DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING UNDULY PREJUDICIAL AND/OR CUMULATIVE PHOTOGRAPHS TO THE JURY / DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM REFERRING TO THE TRIAL PHASE AS THE "GUILT PHASE" / DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING DETAILS OF THE CONDITION OF DECEDENT'S NISSAN ALTIMA LOCATED IN A BUSINESS COMPLEX AT 7495 AZURE DRIVE AND MOTION TO STRIKE EXPERTS L. BROWN, H. HARRAD, S. SAUCEDO, AND J. SYPNIEWICZ / DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING AS EVIDENCE SPECIFIC ITEMS RECOVERED FROM THE SEARCH OF ANGELISA RYDER'S RESIDENCE ON MARCH 20, 2017 / DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING AS EVIDENCE UNCLEAR VIDEO SURVEILLANCE OF WHAT APPEARS TO BE A WHITE SUV /

DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING TO THE JURY ANY EVIDENCE THAT SUGGESTS FLIGHT PRIOR TO THIS COURT RULING ON WHETHER TO ALLOW A FLIGHT INSTRUCTION / DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE ALL CELL PHONE INFORMATION OBTAINED BY CELLEBRITE, AND RESPONSE TO STATE'S MOTION IN LIMINE TO ADDRESS CELLEBRITE TESTIMONY PERTAINING TO ADVANCED PROPRIETARY SOFTWARE / STATE'S NOTICE OF MOTION AND MOTION IN LIMINE TO ADDRESS CELLEBRITE TESTIMONY PERTAINING TO ADVANCED PROPRIETARY SOFTWARE

Felony/Gross Misdemeanor

COURT MINUTES

August 20, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

August 20, 2019 09:30 AM Status Check: Phone Records

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

William J. Storms Attorney for Defendant

JOURNAL ENTRIES

CONFERENCE AT THE BENCH. Matter TRAILED.

Matter RECALLED. CONFERENCE AT THE BENCH. COURT ORDERED, matter CONTINUED, noting the matter will be heard at the end of the calendar. State advised it believes the trial will continue and advised parties have agreed to vacate and reset the trial. Colloquy regarding motions. COURT ORDERED, Motion VACATED and RESET; State to respond by 9/17/19. COURT FURTHER ORDERED, trial date VACATED and RESET and matter SET for status check.

CUSTODY

8/22/19 9:30 AM STATUS CHECK: EX PARTE APPLICATION

10/1/19 9:30 AM DEFENDANT LARRY BROWN'S MOTION IN LIMINE REQUESTING THIS COURT PRECLUDE THE STATE AND ITS WITNESSES FROM REFERRING TO THE DECEDENT AS "THE VICTIM" DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING UNDULY PREJUDICIAL AND/OR CUMULATIVE PHOTOGRAPHS TO THE JURY STATE'S NOTICE OF MOTION AND MOTION IN LIMINE TO ADDRESS CELLEBRITE TESTIMONY PERTAINING TO ADVANCED PROPRIETARY SOFTWARE DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM REFERRING TO THE TRIAL PHASE AS THE "GUILT PHASE" DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING DETAILS OF THE CONDITION OF DECEDENT'S NISSAN ALTIMA LOCATED IN A BUSINESS COMPLEX AT 7495 AZURE DRIVE AND MOTION TO STRIKE EXPERTS L. BROWN, H. HARRAD, S. SAUCEDO, AND J. SYPNIEWICZ DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING AS EVIDENCE SPECIFIC ITEMS RECOVERED FROM THE SEARCH OF ANGELISA RYDER'S RESIDENCE ON MARCH 20, 2017 DEFENDANT LARRY BROWN'S

MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING AS EVIDENCE
UNCLEAR VIDEO SURVEILLANCE OF WHAT APPEARS TO BE A WHITE SUV
DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM
PRESENTING TO THE JURY ANY EVIDENCE THAT SUGGESTS FLIGHT PRIOR TO THIS
COURT RULING ON WHETHER TO ALLOW A FLIGHT INSTRUCTION DEFENDANT
LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE ALL CELL PHONE INFORMATION
OBTAINED BY CELLEBRITE, AND RESPONSE TO STATE'S MOTION IN LIMINE TO
ADDRESS CELLEBRITE TESTIMONY PERTAINING TO ADVANCED PROPRIETARY
SOFTWARE

11/21/19 9:30 AM CALENDAR CALL

12/2/19 9:00 AM JURY TRIAL

Felony/Gross Misdemeanor

COURT MINUTES

August 22, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

August 22, 2019 09:30 AM Status Check: Ex-Parte Application

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

Jeffrey T. Rue Attorney for Defendant

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

State of Nevada Plaintiff

William J. Storms Attorney for Defendant

JOURNAL ENTRIES

Court noted Mr. Slife was not available today. Mr. Rue advised Mr. Slife indicated he does not have a basis to object unless they come across confidential discussions with counsel, their social worker, or their investigator. COURT ORDERED, motion GRANTED and matter SET for status check.

CUSTODY

10/1/19 9:30 AM STATUS CHECK: TRIAL READINESS

Felony/Gross Misdemeanor

COURT MINUTES

October 29, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

October 29, 2019 09:30 AM All Pending Motions

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

William J. Storms Attorney for Defendant

JOURNAL ENTRIES

DEFENDANT LARRY BROWN'S MOTION IN LIMINE REQUESTING THIS COURT PRECLUDE THE STATE AND ITS WITNESSES FROM REFERRING TO THE DECEDENT AS "THE VICTIM"
COURT ORDERED, motion DENIED.

DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE ALL CELL PHONE INFORMATION OBTAINED BY CELLEBRITE, AND RESPONSE TO STATE'S MOTION IN LIMINE TO ADDRESS CELLEBRITE TESTIMONY PERTAINING TO ADVANCED PROPRIETARY SOFTWARE
COURT ORDERED, Ruling RESERVED until the time of trial. Ms. Trujillo requested a hearing outside the presence of the jury. COURT SO ORDERED.

DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING AS EVIDENCE SPECIFIC ITEMS RECOVERED FROM THE SEARCH OF ANGELISA RYDER'S RESIDENCE ON MARCH 20, 2017
Upon Court s inquiry, Ms. Trujillo provided copies of the photos. COURT ORDERED, matter UNDER ADVISEMENT and CONTINUED for DECISION. State directed to submit what they intend to show the jury.

DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING AS EVIDENCE UNCLEAR VIDEO SURVEILLANCE OF WHAT APPEARS TO BE A WHITE SUV
COURT ORDERED, motion DENIED.

DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING DETAILS OF THE CONDITION OF DECEDENT'S NISSAN ALTIMA LOCATED IN A BUSINESS COMPLEX AT 7495 AZURE DRIVE AND MOTION TO STRIKE EXPERTS L. BROWN, H. HARRAD, S. SAUCEDO, AND J. SYPNIEWICZ

COURT ORDERED, motion DENIED.

DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING TO THE JURY ANY EVIDENCE THAT SUGGESTS FLIGHT PRIOR TO THIS COURT RULING ON WHETHER TO ALLOW A FLIGHT INSTRUCTION
COURT ORDERED, motion DENIED.

DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING UNDULY PREJUDICIAL AND/OR CUMULATIVE PHOTOGRAPHS TO THE JURY
COURT ORDERED, Ruling RESERVED until the time of trial.

DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM REFERRING TO THE TRIAL PHASE AS THE "GUILT PHASE"
COURT ORDERED, motion DENIED.

STATE'S NOTICE OF MOTION AND MOTION IN LIMINE TO ADDRESS CELLEBRITE TESTIMONY PERTAINING TO ADVANCED PROPRIETARY SOFTWARE
COURT ORDERED, Ruling RESERVED until the time of trial. Ms. Trujillo requested a hearing outside the presence of the jury. COURT SO ORDERED.

STATUS CHECK: TRIAL READINESS
Upon Court's inquiry, counsel indicated 5-6 days for trial and 1-2 days for the penalty phase.
COURT ORDERED, matter CONTINUED.

CUSTODY

11/4/19 (CHAMBERS) DECISION: DEFENDANT LARRY BROWN'S MOTION IN LIMINE TO PRECLUDE THE STATE FROM PRESENTING AS EVIDENCE SPECIFIC ITEMS RECOVERED FROM THE SEARCH OF ANGELISA RYDER'S RESIDENCE ON MARCH 20, 2017

11/5/19 9:30 AM STATUS CHECK: TRIAL READINESS

Felony/Gross Misdemeanor

COURT MINUTES

November 04, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

November 04, 2019 03:00 AM Defendant Larry Brown's Motion in Limine to Preclude the State from Presenting as Evidence Specific Items Recovered from the Search of Angelisa Ryder's Residence on March 20, 2017

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER:

REPORTER:

PARTIES PRESENT:

JOURNAL ENTRIES

No parties present.

COURT ORDERED, Motion DENIED in its entirety. Court took the issue of whether the photos of the Ralph Lauren Polo shirt should be admitted. Court FINDS the evidence to be more probative than prejudicial and that the photos of the bloody footprint can be understood and interpreted by lay jurors.

CLERK S NOTE: Minute order electronically served to all registered parties through the Eighth Judicial District Court s EFT System. -amt

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 05, 2019

C-17-326247-1 State of Nevada
vs
Larry Brown

November 05, 2019 9:30 AM

**Status Check: Trial
Readiness**

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Michaela Tapia
Michaela Tapia

RECORDER: Robin Page

REPORTER:

PARTIES

PRESENT:	Brown, Larry Decorleon	Defendant
	Giordani, John	Attorney
	State of Nevada	Plaintiff
	Storms, William J.	Attorney
	Trujillo, Monica R.	Attorney

JOURNAL ENTRIES

- Ms. Trujillo advised there may be an issue with the State's expert, noting he is requesting expert witness fees in the Smith case. Further, Ms. Trujillo advised there is no outstanding discovery and anticipates being ready for trial. State advised trial will take 5 - 6 days, noting some witnesses are from out of state. CONFERENCE AT THE BENCH. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 11/14/19 9:30 AM

CLERK S NOTE: Minutes completed via JAVS. AMT 11/6/19

PRINT DATE: 11/07/2019

Page 1 of 2

Minutes Date: November 05, 2019

003499

Felony/Gross Misdemeanor

COURT MINUTES

November 14, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

November 14, 2019 09:30 AM All Pending Motions

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

Larry Decorleon Brown	Defendant
Michael Dickerson	Attorney for Plaintiff
Monica R. Trujillo	Attorney for Defendant
State of Nevada	Plaintiff
William J. Storms	Attorney for Defendant

JOURNAL ENTRIES

Also present on behalf of Metro: Matthew Christian, Esq.

DEFENDANT LARRY BROWN'S MOTION FOR DISCLOSURE OF CORRECTIVE ACTION
REPORTS ... STATUS CHECK: TRIAL READINESS

Mr. Christian advised they will provide the CAR's if it is related to the prosecution. Colloquy. State noted the CAR issue was related to a contaminated water bottle at the CSA lab, not the forensic lab. COURT ORDERED, motion GRANTED for an in camera review of all CAR's for anyone working on the case, signing off on testing, or performed any testing for a period of five years. Defense counsel to submit the order to opposing counsel before final submission to the Court. COURT FURTHER ORDERED, calendar call date STANDS.

CUSTODY

Felony/Gross Misdemeanor

COURT MINUTES

November 21, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

November 21, 2019 09:30 AM All Pending Motions

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Michael Dickerson Attorney for Plaintiff

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

William J. Storms Attorney for Defendant

JOURNAL ENTRIES

DEFENDANT'S MOTION TO DECLARE THE COURT'S ORDER FINDING THAT THE STATE MAY PRESENT FOOTWEAR IMPRESSION EVIDENCE TO THE JURY THROUGH LAY WITNESSES VOID AS IT VIOLATES MR. BROWN'S DUE PROCESS AND FAIR TRIAL RIGHTS ... CALENDAR CALL

DEFENDANT'S MOTION TO DECLARE THE COURT'S ORDER FINDING THAT THE STATE MAY PRESENT FOOTWEAR IMPRESSION EVIDENCE TO THE JURY THROUGH LAY WITNESSES VOID AS IT VIOLATES MR. BROWN'S DUE PROCESS AND FAIR TRIAL RIGHTS

COURT ORDERED, motion DENIED. Mr. Storms made an oral Motion to Stay pending the filling of a writ with the Supreme Court. State opposed a stay. COURT ORDERED, oral Motion for Stay DENIED.

CALENDAR CALL

Mr. Storms advised he will be submitting an order for the CAR's. Ms. Trujillo requested a continuance to allow their expert time to review. Further, Ms. Trujillo argued the notice is untimely. State requested the matter be continued seven days. Ms. Trujillo requested the matter be continued to Tuesday to allow them to consider their position. COURT ORDERED, trial date VACATED and RESET. Colloquy regarding Cellebrite testimony. Matter TRAILED.

Matter RECALLED with Mr. McDermott, Director of Legal for Cellebrite present via telephone. Colloquy. Mr. Storms RENEWED their oral Motion for Continuance and oral Motion for Stay. COURT ORDERED, oral Motions for Stay and Continuance DENIED.

CUSTODY

12/9/19 9:00 AM JURY TRIAL

Printed Date: 11/26/2019

Page 1 of 2

Minutes Date:

November 21, 2019

Prepared by: Athena Trujillo

003502

Felony/Gross Misdemeanor

COURT MINUTES

December 09, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 09, 2019 09:00 AM All Pending Motions

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani Attorney for Plaintiff

Larry Decorleon Brown Defendant

Michael Dickerson Attorney for Plaintiff

Monica R. Trujillo Attorney for Defendant

State of Nevada Plaintiff

William J. Storms Attorney for Defendant

JOURNAL ENTRIESJURY TRIAL ... DEFENDANT'S NOTICE OF MOTION AND MOTION TO SUPPRESS
INFORMATION OBTAINED BY A CONSTITUTIONALLY DEFICIENT WARRANTAmended Third Superseding Indictment and Stipulation and Order to Waive Penalty Hearing
FILED IN OPEN COURT.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY PANEL

Colloquy regarding jury selection. Arguments by counsel in support of their respective
positions. COURT ORDERED, Defendant's Motion to Suppress Information Obtained by a
Constitutionally Deficient Warrant DENIED; State to prepare the order. Ms. Trujillo submitted
the penalty phase waiver. Upon Court's inquiry, Defendant confirmed he wishes to waive the
penalty hearing if convicted. Court noted the last two jurors will be the alternates.

PROSPECTIVE JURY PANEL PRESENT.

Voir dire.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY PANEL

#469 voir dired outside the presence of the panel.

PROSPECTIVE JURY PANEL PRESENT.

Continued voir dire.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY PANEL

Ms. Trujillo INVOKED the exclusionary rule.

PROSPECTIVE JURY PANEL PRESENT.

Continued voir dire. COURT ORDERED, matter CONTINUED.

Printed Date: 12/10/2019

Page 1 of 2

Minutes Date:

December 09, 2019

Prepared by: Athena Trujillo

003504

CONTINUED TO: 12/10/19 12:30 PM

Felony/Gross Misdemeanor

COURT MINUTES

December 10, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 10, 2019 12:30 PM Jury Trial

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani	Attorney for Plaintiff
Larry Decorleon Brown	Defendant
Michael Dickerson	Attorney for Plaintiff
Monica R. Trujillo	Attorney for Defendant
State of Nevada	Plaintiff
William J. Storms	Attorney for Defendant

JOURNAL ENTRIES

OUTSIDE THE PRESENCE OF THE JURY.

Colloquy regarding schedule and exhibits. State MOVED to WITHDRAW exhibits 165 - 171 and requested they be returned. COURT SO ORDERED.

PROSPECTIVE JURY PANEL PRESENT.

Continued voir dire.

OUTSIDE THE PRESENCE OF THE JURY.

Court made a record of all challenges and excused jurors..

PROSPECTIVE JURY PANEL PRESENT.

Continued voir dire. COURT ORDERED, matter CONTINUED.

OUTSIDE THE PRESENCE OF THE JURY.

Juror #189 voir dired outside the presence of the rest of the panel.

CONTINUED TO: 12/11/19 9:30 AM

Felony/Gross Misdemeanor

COURT MINUTES

December 11, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 11, 2019 09:00 AM Jury Trial

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani	Attorney for Plaintiff
Larry Decorleon Brown	Defendant
Michael Dickerson	Attorney for Plaintiff
Monica R. Trujillo	Attorney for Defendant
State of Nevada	Plaintiff
William J. Storms	Attorney for Defendant

JOURNAL ENTRIES

OUTSIDE THE PRESENCE OF THE JURY.

Court made a record of all challenges and objections from the previous day.

PROSPECTIVE JURY PANEL PRESENT.

Continued voir dire.

OUTSIDE THE PRESENCE OF THE JURY.

Mr. Storms made a Batson Challenge. Arguments in support of their respective positions with respect to the Batson challenge by counsel. COURT ORDERED, motion DENIED.

PROSPECTIVE JURY PANEL PRESENT.

Continued voir dire. Jury SELECTED and SWORN. Clerk READ the indictment. Court introduced the case. Opening statement by Mr. Dickerson on behalf of the State and Ms. Trujillo. Testimony and exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY.

Ms. Trujillo made a record of their objections during testimony. Further, Ms. Trujillo MOVED for a mistrial. COURT ORDERED, Oral Motion for Mistrial DENIED.

JURY PRESENT.

Testimony and exhibits presented. (See worksheets). COURT ORDERED, matter CONTINUED.

CONTINUED TO: 12/12/19 12:30 PM

Felony/Gross Misdemeanor

COURT MINUTES

December 12, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 12, 2019 12:30 PM Jury Trial

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani	Attorney for Plaintiff
Larry Decorleon Brown	Defendant
Michael Dickerson	Attorney for Plaintiff
Monica R. Trujillo	Attorney for Defendant
State of Nevada	Plaintiff
William J. Storms	Attorney for Defendant

JOURNAL ENTRIES

OUTSIDE THE PRESENCE OF THE JURY.

State advised it has rescheduled all its out of state witnesses, however, the Cellebrite witness cannot be reschedule and requested to testify via Skype. Further, State noted the statute requires two days notice, but believes good cause has been shown. Mr. Storms advised they would prefer to have live testimony, but will not oppose video testimony even though he believes Cellebrite's conduct to be inappropriate. Further, Mr. Storms opposed the cell tower records under NRS 52.015. Colloquy. COURT ORDERED, Cellebrite witness may testify via video.

JURY PRESENT.

Testimony and exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY.

Court and counsel made a record of all objections. Mr. Storms made an ongoing objection to the phone records. Court so noted. COURT ORDERED, matter CONTINUED. Colloquy regarding Cellebrite hearing.

CONTINUED TO: 12/13/19 9:00 AM

Felony/Gross Misdemeanor

COURT MINUTES

December 17, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 17, 2019 12:30 PM Jury Trial

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani	Attorney for Plaintiff
Larry Decorleon Brown	Defendant
Michael Dickerson	Attorney for Plaintiff
Monica R. Trujillo	Attorney for Defendant
State of Nevada	Plaintiff
William J. Storms	Attorney for Defendant

JOURNAL ENTRIES

OUTSIDE THE PRESENCE OF THE JURY.

Ms. Trujillo made a record of all objections from the previous day.

JURY PRESENT.

Testimony and exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY.

Colloquy regarding schedule. COURT ORDERED, matter CONTINUED.

CONTINUED TO: 12/18/19 9 AM

Felony/Gross Misdemeanor

COURT MINUTES

December 18, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 18, 2019 09:00 AM Jury Trial

HEARD BY: Adair, Valerie **COURTROOM:** RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani	Attorney for Plaintiff
Larry Decorleon Brown	Defendant
Michael Dickerson	Attorney for Plaintiff
Monica R. Trujillo	Attorney for Defendant
State of Nevada	Plaintiff
William J. Storms	Attorney for Defendant

JOURNAL ENTRIES

JURY PRESENT.

Testimony and exhibits presented. (See worksheets). State RESTS.

OUTSIDE THE PRESENCE OF THE JURY.

Adam Plumer sworn and testified outside the presence of the jury. Colloquy regarding time entries.

JURY PRESENT.

Testimony and exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY.

Defendant canvassed on his right to testify.

JURY PRESENT.

Testimony and exhibits presented. (See worksheets). COURT ORDERED, matter CONTINUED.

OUTSIDE THE PRESENCE OF THE JURY.

Court and counsel made a record of all objections.

CONTINUED TO: 12/19/19 12:30 PM

Felony/Gross Misdemeanor

COURT MINUTES

December 19, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 19, 2019 12:30 PM Jury Trial

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

John Giordani	Attorney for Plaintiff
Larry Decorleon Brown	Defendant
Michael Dickerson	Attorney for Plaintiff
Monica R. Trujillo	Attorney for Defendant
State of Nevada	Plaintiff
William J. Storms	Attorney for Defendant

JOURNAL ENTRIES

OUTSIDE THE PRESENCE OF THE JURY.

Ms. Trujillo MOVED for a mistrial. Arguments by counsel. COURT ORDERED, Motion for Mistrial DENIED. Jury instructions SETTLED on the record.

JURY PRESENT.

Defense RESTS. Testimony and exhibits presented. (See worksheets). State RESTS its rebuttal case. Defense RESTS its sur-rebuttal case.

OUTSIDE THE PRESENCE OF THE JURY.

Court and counsel made a record of all objections.

JURY PRESENT.

Court READ the jury the instructions. Closing arguments by Mr. Dickerson, Ms. Trujillo, and Mr. Giordani. At the hour of 5:37 pm, the jury RETIRED to deliberate. COURT ORDERED, matter CONTINUED.

OUTSIDE THE PRESENCE OF THE JURY.

Court and counsel made a record of all objections.

CONTINUED TO: 12/20/19 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 20, 2019

C-17-326247-1 State of Nevada
 vs
 Larry Brown

December 20, 2019 9:00 AM Jury Trial

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Shannon Reid

RECORDER: Robin Page

PARTIES

PRESENT:	Brown, Larry Decorleon	Defendant
	Dickerson, Michael	Attorney for Plaintiff
	Giordani, John	Attorney for Plaintiff
	State of Nevada	Plaintiff
	Storms, William J.	Attorney for Defendant
	Trujillo, Monica R.	Attorney for Defendant

JOURNAL ENTRIES

- Fourth Amended Superseded Indictment FILED IN OPEN COURT.

OUTSIDE THE PRESENCE OF THE JURY.

Colloquy regarding the Bifurcated charge and possible resolution.

JURY PRESENT.

At the hour of 11:42 am, the jury returned with a verdict in accordance with the written verdict, which was FILED IN OPEN COURT. JURY FOUND Defendant GUILTY of Count 1- Conspiracy to Commit Robbery, GUILTY of Count 2- Robbery with Use of a Deadly Weapon and GUILTY of Count 3- First Degree Murder with Use of a Deadly Weapon. Jury POLLED.

OUTSIDE THE PRESENCE OF THE JURY.

PRINT DATE: 12/27/2019

Page 1 of 2

Minutes Date: December 20, 2019

003512

Mr. Giordani placed the State's offer as to Count 4 on the record. MATTER TRAILED for Ms. Trujillo and Mr. Storms to discuss the negotiation with the Defendant.

MATTER RECALLED.

NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFENDANT BROWN ARRAIGNED AND PLED GUILTY PURSUANT TO THE ALFORD DECISION TO COUNT 4- OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (F). Upon Court's inquiry, counsel had no opposition to the evidence presented in trial as an Offer of Proof. Court ACCEPTED PLEA, and ORDERED, matter referred to the Division of Parole and Probation (P&P) and SET for sentencing. Mr. Giordani advised there would be multiple victim impact speakers present at sentencing. Court so noted.

JURY PRESENT.

Jury THANKED and EXCUSED.

CUSTODY

02/18/2020 9:30 AM SENTENCING

CLERK'S NOTE:

Minutes amended to reflect the correct sentencing date /sr 12/27/2019

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 06, 2020

C-17-326247-1 State of Nevada
 vs
 Larry Brown

August 06, 2020 3:30 PM Status Check: Sentencing

HEARD BY: Adair, Valerie **COURTROOM:** RJC Courtroom 11C

COURT CLERK: April Watkins

RECORDER: Robin Page

PARTIES

PRESENT:	Brown, Larry Decorleon	Defendant
	Giordani, John	Attorney for Pltf. appearing by
		Blue Jeans
	State of Nevada	Plaintiff
	Storms, William J.	Attorney for Deft. appearing by
		Blue Jeans
	Trujillo, Monica R.	Attorney for Deft. appearing by
		Blue Jeans

JOURNAL ENTRIES

- Colloquy regarding the setting of the sentencing date. COURT ORDERED, matter SET for sentencing.

CUSTODY

9/18/2020 9:00 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****September 18, 2020**

C-17-326247-1 State of Nevada
vs
Larry Brown

September 18, 2020 3:30 PM Sentencing

HEARD BY: Adair, Valerie**COURTROOM:** RJC Courtroom 11C**COURT CLERK:** Dara Yorke**RECORDER:** Robin Page**REPORTER:****PARTIES**

PRESENT:	Brown, Larry Decorleon	Defendant
	Giordani, John	Attorney
	State of Nevada	Plaintiff
	Trujillo, Monica R.	Attorney

JOURNAL ENTRIES

- Conor Slife, Esq. present for Deft. Carter via Bluejeans video conference Monica Trujillo, Esq. present in-person for Deft. Brown; Deft. Brown and Carter present in-custody via Bluejeans video conference.

As to Deft. Brown: Ms. Trujillo inquired if the Court had received the Sentencing Memorandum that was sent, which the Court indicated it did. Colloquy between parties. Mr. Giordani indicated Ms. Trujillo had an issue with victim's Aunt speaking, whom was present via Bluejeans, which Mr. Giordani would determine if she fit the statute criteria. Ms. Trujillo added she didn't believe the Aunt was in statutory jurisdiction and wanted a clear identification of speakers and their relationship. Upon Court's inquiry, Ms. Trujillo noted it was under NRS 176.015. Following colloquy, Court advised it did appear that the Aunt was not included within the statute; however, it would have allowed her to speak if the victim didn't have other family members present to speak. COURT ORDERED, Ms. Trullijo's request was hereby GRANTED. Upon Court's inquiry, arguments by Mr. Giordani. Statements by Deft. Brown. Ms. Trujillo advised the Court they didn't find a basis to

PRINT DATE: 09/23/2020

Page 1 of 3

Minutes Date: September 18, 2020

003515

request a new trial; additionally noted, she would be objecting to the restitution amount for the vehicle and would like an itemized list of funeral expenses. Further statements by Ms. Trujillo. As to Deft. Carter. Court noted it was a stipulated sentence of eight to twenty years. Upon Court's inquiry, arguments by Mr. Giordani. Statements by Deft. Carter. Mr. Slife indicated in the Pre-sentence Investigation (PSI) there was an issue on page-3, indicating Deft. Carter went to prison three times; however, he only went once. Additionally, Mr. Slife joined in the objection by Ms. Trujillo as to the restitution for reasons Ms. Trujillo stated. Colloquy between parties. Victim speaker, George Barnes, SWORN and addressed the Court.

By virtue of Defendant's plea of guilty and by Order of the Court, DEFT BROWN ADJUDGED GUILTY of COUNT 1- CONSPIRACY TO COMMIT BURGLARY (F), COUNT 2- ROBBERY WITH USE OF A DEADLY WEAPON (F), COUNT 3- MURDER WITH USE OF A DEADLY WEAPON (F) and COUNT 4- OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$3.00 DNA Collection fee, the \$150.00 DNA Analysis Fee, including testing to determine genetic markers, \$1843.95 in Extradition fees, and to pay RESTITUTION in the amount of \$7,905.14 to George and Dynetta Barnes and \$11,913.00 to Laquanda Sellman jointly and severally with Co-Deft., Deft. SENTENCED as to:

COUNT 1- a MAXIMUM of SEVENTY- TWO (72) MONTHS and a MINIMUM of TWENTY-EIGHT (28) MONTHS in the Nevada Department of Corrections (NDC);

COUNT 2- a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS and a MINIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC);

-MAXIMUM CONSECUTIVE SENTENCE of ONE HUNDRED EIGHTY (180) MONTHS and a MINIMUM of SEVENTY-TWO (72) MONTHS for use of a Deadly Weapon, to run CONCURRENT TO COUNT 1;

COUNT 3- LIFE WITH POSSIBILITY OF PAROLE AFTER TWENTY (20) YEARS in the Nevada Department of Corrections (NDC); and

MAXIMUM CONSECUTIVE SENTENCE of TWO HUNDRED FORTY (240) MONTHS and a MINIMUM of NINETY-SIX (96) MONTHS for use of a Deadly Weapon, WITH Aggregate total sentence TWENTY (28) YEARS, to run CONCURRENT TO COUNT 2; and

Court noted, it wanted to run that consecutively to Count 1, unfortunately, due to the way the prison does it's calculation it wasn't permissible; therefore, it would not follow the stipulation with respect to concurrent time with Count 4.

COUNT 4- a MAXIMUM of SEVENTY- TWO (72) MONTHS and a MINIMUM of TWENTY-EIGHT (28) MONTHS in the Nevada Department of Corrections (NDC); to run CONSECUTIVE to COUNT

3;

WITH Aggregate total sentence THIRTY (30) YEARS and FOUR (4) MONTHS to LIFE; with ONE THOUSAND ONE HUNDRED SEVENTY-EIGHT (1178) DAYS credit for time served.

Upon Court's inquiry, Mr. Giordani concurred to the amount of credit for time served. Ms. Trujillo noted the Court imposed restitution with the objection of the defense. Court advised it didn't believe restitution under \$8,000.00 was unreasonable for a funeral; however, the Judgement of Conviction could be amended in the event that wasn't the amount. Additionally, Court indicated as to the restitution for the vehicle, the State had an adequate estimate and it wasn't an unrelated vehicle; therefore, the amount for both seemed reasonable to the Court.

BOND, if any, EXONERATED.

NDC

CLERK'S NOTE: Following court proceedings, Court revised the Aggregate total sentence from 30 1/2 YEARS to THIRTY (30) YEARS and FOUR (4) MONTHS. //9-21-20/ dy

CLERK'S NOTE: Minutes updated to reflect the EXTRADITION FEE and Count 3 to read Murder With Use of a Deadly Weapn. //9-23-20 / dy

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 05, 2020

C-17-326247-1 State of Nevada
vs
Larry Brown

November 05, 2020	1:45 PM	Defendant's Motion to Unseal Minutes and Portion of Sealed Part of the Testimony on December 13, 2019
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HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: April Watkins

RECORDER: Robin Page

PARTIES

PRESENT:	Giordani, John	Attorney for State appearing by Blue Jeans
	State of Nevada	Plaintiff
	Trujillo, Monica R.	Attorney for Deft. appearing by Blue Jeans

JOURNAL ENTRIES

- Court noted defense counsel requesting to be provided for appeal purposes and ORDERED, motion GRANTED. Ms. Trujillo to provide order. Further, once transcript is prepared, it will be provided to Deft's counsel and then filed in Odyssey sealed. Mr. Giordani inquired if the State would be provided with transcript. Ms. Trujillo stated it was the cellular telephone hearing and the State was present at that time. FURTHER ORDERED, as long as the State was present at hearing, minutes and transcript can be provided to State and defense counsel.

NDC

PRINT DATE: 11/09/2020

Page 1 of 1

Minutes Date: November 05, 2020

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