

SANDRA L. STEWART
Attorney at Law
Nevada Bar No. 6834
1361 Babbling Brook Court
Mesquite, Nevada 89034
(702) 526-1867

Electronically Filed
Jan 26 2021 01:18 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Attorney for ANDRE GRANT SNIPES

DISTRICT COURT
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

v.

GREGORY DELLO MORGAN, ANDRE
GRANT SNIPES,

Defendant.

DISTRICT COURT NO.: - C-19-344461-2

GRAND JURY NO.: - 18CGJ163B

SUPREME COURT NO.: - TBD

NOTICE OF APPEAL

NOTICE is hereby given that Defendant, ANDRE GRANT SNIPES, hereby appeals to the Nevada Supreme Court, from the Eighth Judicial District Court's Judgment of Conviction and all other appealable rulings rendered in this case.

Dated this 17th day of January, 2021.



SANDRA L. STEWART
Attorney for ANDRE GRANT SNIPES

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CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2021, I served a copy of the:

NOTICE OF APPEAL

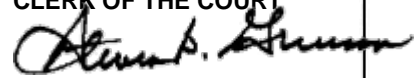
by e-filing the document with the Eighth Judicial District Court via Wiznet, thereby providing access to a copy to all other interested parties, including but not limited to, the following:

STEVEN B. WOLFSON, ESQ.
CLARK COUNTY DISTRICT ATTORNEY
200 LEWIS AVENUE
LAS VEGAS, NV 89155-2212

and by mailing via first class mail, postage thereon fully prepaid to:

ANDRE GRANT SNIPES, INM NO. 1240651
HIGH DESERT STATE PRISON
POST OFFICE BOX 650
INDIAN SPRINGS, NV 89070


SANDRA L. STEWART



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Attorney at Law
Nevada Bar No. 6834
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Mesquite, Nevada 89034
(702) 526-1867

Attorney for ANDRE GRANT SNIPES

DISTRICT COURT
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

v.

GREGORY DELLO MORGAN, ANDRE
GRANT SNIPES,

Defendant.

DISTRICT COURT NO.: - C-19-344461-2

GRAND JURY NO.: - 18CGJ163B

SUPREME COURT NO.: - TBD

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement:

ANDRE GRANT SNIPES

2. Identify the judge issuing the decision, judgment, or order appealed from:

Hon. ERIC JOHNSON

3. Identify all parties to the proceedings in the district court:

GREGORY DELLO MORGAN

ANDRE GRANT SNIPES

State of Nevada

....

1 **4. Identify all parties involved in this appeal:**

2 ANDRE GRANT SNIPES

3 State of Nevada

4 **5. Set forth the name, law firm, address, and telephone number of all counsel on**
5 **appeal and identify the party or parties whom they represent:**

6 Sandra L. Stewart

7 Attorney at Law

8 1361 Babbling Brook Court

9 Mesquite, NV 89034

702-526-1867

(for Andre Grant Snipes)

Steven B. Wolfson, Esq.

Clark County District Attorney

200 Lewis Avenue

Las Vegas, NV 89101

702-671-2700

(for State)

10 **6. Indicate whether appellant was represented by appointed or retained counsel**
11 **in the district court:**

12 Appointed.

13 **7. Indicate whether appellant is represented by appointed or retained counsel on**
14 **appeal:**

15 Appointed.

16 **8. Indicate whether appellant was granted leave to proceed in forma pauperis,**
17 **and the date of entry of the district court order granting such leave:**

18 No.

19 **9. Indicate the date the proceedings commenced in the district court (e.g., date**
20 **complaint, indictment, information, or petition was filed):**

21 November 1, 2019.

22 Dated this 17th day of January, 2021.

23
24
25 

26 SANDRA L. STEWART

27 Attorney for ANDRE GRANT SNIPES

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on January 17, 2021, I served a copy of the:

3 **CASE APPEAL STATEMENT**

4
5 by e-filing the document with the Eighth Judicial District Court via Wiznet, thereby
6 providing access to a copy to all other interested parties, including but not limited
7 to, the following:
8

9 STEVEN B. WOLFSON, ESQ.
10 **CLARK COUNTY DISTRICT ATTORNEY**
11 200 LEWIS AVENUE
12 LAS VEGAS, NV 89155-2212

13 and by mailing via first class mail, postage thereon fully prepaid to:

14
15 ANDRE GRANT SNIPES, INM NO. 1240651
16 **HIGH DESERT STATE PRISON**
17 POST OFFICE BOX 650
18 INDIAN SPRINGS, NV 89070
19

20
21 

22 SANDRA L. STEWART
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EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-19-344461-2

State of Nevada
vs
Andre Snipes

§ Location: Department 32
§ Judicial Officer: Craig, Christy
§ Filed on: 11/01/2019
§ Case Number History:
§ Cross-Reference Case Number: C344461
§ Defendant's Scope ID #: 7088448
§ Grand Jury Case Number: 18CGJ163B
§ ITAG Case ID: 2162151

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. GRAND LARCENY Arrest: 11/01/2019	205.222.2	F	09/20/2019	Case Status:	12/30/2020 Closed
2. CONSPIRACY TO COMMIT ROBBERY	200.380	F	09/20/2019		
3. ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	09/20/2019		
4. BURGLARY WHILE IN POSSESSION OF A FIREARM	205.060.4	F	09/20/2019		
5. BURGLARY	205.060.2	F	09/20/2019		
6. BURGLARY	205.060.2	F	09/24/2019		
Filed As: BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON	F	1/10/2020			
7. GRAND LARCENY	205.222.2	F	09/24/2019		
8. CONSPIRACY TO COMMIT ROBBERY	200.380	F	09/24/2019		
9. ROBBERY	200.380	F	09/24/2019		
Filed As: ROBBERY WITH USE OF A DEADLY WEAPON	F	11/1/2019			
10. BURGLARY	205.060.2	F	09/24/2019		
11. GRAND LARCENY	205.222.2	F	09/24/2019		
12. BURGLARY	205.060.2	F	09/29/2019		
13. BURGLARY	205.060.2	F	10/02/2019		
14. GRAND LARCENY	205.222.2	F	10/02/2019		
Filed As: BURGLARY	F	1/10/2020			
15. BURGLARY	205.060.2	F	10/06/2019		
Filed As: GRAND LARCENY	F	1/10/2020			
16. PARTICIPATION IN ORGANIZED RETAIL THEFT	205.08345.1a	F	09/20/2019		
Filed As: BURGLARY	F	1/10/2020			
17. BURGLARY	205.060.2	F	10/06/2019		
Filed As: PARTICIPATION IN ORGANIZED RETAIL THEFT	F	1/10/2020			
18. PARTICIPATION IN ORGANIZED RETAIL THEFT	205.08345.1a	F	07/04/2019		

Related Cases

C-19-344461-1 (Multi-Defendant Case)

Statistical Closures

12/30/2020 Jury Trial - Conviction - Criminal

Warrants

Indictment Warrant - Snipes, Andre Grant (Judicial Officer: Bell, Linda Marie)

11/07/2019 9:31 AM Returned - Served

11/01/2019 11:00 AM Active

Fine: \$0

Bond: \$25,000.00 Any

DATE

CASE ASSIGNMENT

I

CASE SUMMARY









CASE NO. C-19-344461-2

Current Case Assignment

Case Number	C-19-344461-2
Court	Department 32
Date Assigned	01/04/2021
Judicial Officer	Craig, Christy

PARTY INFORMATION

Defendant	Snipes, Andre Grant	<i>Lead Attorneys</i>
		Hill, Daniel <i>Retained</i> 702-848-5000(W)
Plaintiff	State of Nevada	Wolfson, Steven B 702-671-2700(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
<u>EVENTS</u>		
11/01/2019	 Warrant <i>Indictment Warrant</i>	
11/01/2019	 Indictment	
11/04/2019	 Indictment Warrant Return	
11/12/2019	 Reporters Transcript <i>Reporter's Transcript of Proceedings, Grand Jury Hearing, October 31, 2019</i>	
12/04/2019	 Competency Evaluations <i>Competency evaluations</i>	
12/24/2019	 Notice of Witnesses and/or Expert Witnesses <i>State's Notice of Witnesses and/or Expert Witnesses</i>	
01/10/2020	 Superseding Indictment <i>Superseding Indictment</i>	
01/10/2020	 Warrant <i>Superseding Indictment Warrant</i>	
01/13/2020	 Indictment Warrant Return <i>Superseding indictment Warrant Return</i>	
01/14/2020	 Reporters Transcript <i>Reporter's Transcript of Proceedings - Grand Jury - Superseding Indictment - Volume 1 - November 14, 2019</i>	
01/14/2020	 Amended Indictment <i>Amended Superseding Indictment</i>	
01/14/2020	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Reporter's Transcript of Proceedings - Grand Jury - Hearing - 01/09/20 - Superseding Indictment - Volume 2</i>	

CASE SUMMARY
CASE NO. C-19-344461-2

02/19/2020	 Motion in Limine Filed By: Plaintiff State of Nevada <i>State's Notice of Motion in Limine Defendants Statements and Motion to Admit Evidence of Other Bad Acts or in the Alternative to Put Defendants on Notice of the State's Intention to Admit Prior Judgment of Conviction</i>
02/19/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
02/24/2020	 Supplemental Witness List Filed by: Plaintiff State of Nevada <i>State's Supplemental Notice of Witnesses and/or Expert Witnesses</i>
04/14/2020	 Motion for Own Recognizance Release/Setting Reasonable Bail Filed By: Defendant Snipes, Andre Grant <i>Motion for Own Recognizance Release or to Reduce Bail</i>
04/15/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
04/30/2020	 Opposition to Motion <i>State's Opposition to Defendant's Motion for Own Recognizance Release</i>
10/22/2020	 Motion to Sever Filed By: Defendant Snipes, Andre Grant <i>Motion to Sever</i>
10/22/2020	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
10/26/2020	 Opposition Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Sever</i>
10/26/2020	 Supplemental Witness List Filed by: Plaintiff State of Nevada <i>State's Second Supplemental Notice of Witnesses and/or Expert Witnesses</i>
11/02/2020	 Supplemental Witness List <i>State's Third Supplemental Notice of Witnesses and/or Expert Witnesses</i>
11/10/2020	 Jury List Party: Plaintiff State of Nevada <i>Amended Jury List</i>
11/10/2020	 Superseding Indictment Filed by: Plaintiff State of Nevada <i>Third Superseding Indictment</i>
11/13/2020	 Verdict <i>Verdict</i>
11/13/2020	 Instructions to the Jury

CASE SUMMARY
CASE NO. C-19-344461-2

Instructions to the Jury (Instruction No. I)

12/14/2020



PSI

12/30/2020



Judgment of Conviction

Judgment of Conviction (Jury Trial)

01/04/2021

Case Reassigned to Department 32

Judicial Reassignment to Judge Christy Craig

01/07/2021



Amended Judgment of Conviction

Amended Judgment of Conviction (Jury Trial)

01/12/2021



Order Appointing Counsel

Order Appointing Appellate Counsel

01/17/2021



Notice of Appeal (criminal)

Party: Defendant Snipes, Andre Grant

Notice of Appeal

01/17/2021



Case Appeal Statement

Filed By: Defendant Snipes, Andre Grant

Case Appeal Statement

DISPOSITIONS

12/12/2019

Plea (Judicial Officer: Johnson, Eric)

1. GRAND LARCENY

Not Guilty

PCN: Sequence:

2. CONSPIRACY TO COMMIT ROBBERY

Not Guilty

PCN: Sequence:

3. ROBBERY WITH USE OF A DEADLY WEAPON

Not Guilty

PCN: Sequence:

4. BURGLARY WHILE IN POSSESSION OF A FIREARM

Not Guilty

PCN: Sequence:

5. BURGLARY

Not Guilty

PCN: Sequence:

6. BURGLARY

Not Guilty

PCN: Sequence:

7. GRAND LARCENY

Not Guilty

PCN: Sequence:

8. CONSPIRACY TO COMMIT ROBBERY

Not Guilty

PCN: Sequence:

CASE SUMMARY
CASE NO. C-19-344461-2

9. ROBBERY
Not Guilty
PCN: Sequence:
10. BURGLARY
Not Guilty
PCN: Sequence:
11. GRAND LARCENY
Not Guilty
PCN: Sequence:
12. BURGLARY
Not Guilty
PCN: Sequence:
13. BURGLARY
Not Guilty
PCN: Sequence:
14. GRAND LARCENY
Not Guilty
PCN: Sequence:
15. BURGLARY
Not Guilty
PCN: Sequence:
16. PARTICIPATION IN ORGANIZED RETAIL THEFT
Not Guilty
PCN: Sequence:
17. BURGLARY
Not Guilty
PCN: Sequence:
18. PARTICIPATION IN ORGANIZED RETAIL THEFT
Not Guilty
PCN: Sequence:

01/10/2020 **Disposition** (Judicial Officer: Johnson, Eric)

1. GRAND LARCENY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
2. CONSPIRACY TO COMMIT ROBBERY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:

01/14/2020 **Disposition** (Judicial Officer: Johnson, Eric)

6. BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:

11/09/2020 **Amended Disposition** (Judicial Officer: Johnson, Eric) Reason: Amended Charge(s) Reinstated

1. GRAND LARCENY
Charge Reinstated
PCN: Sequence:

CASE SUMMARY
CASE NO. C-19-344461-2

	2. CONSPIRACY TO COMMIT ROBBERY Charge Reinstated PCN: Sequence:
11/09/2020	Amended Disposition (Judicial Officer: Johnson, Eric) Reason: Amended Charge(s) Reinstated 6. BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON Charge Reinstated PCN: Sequence:
11/09/2020	Disposition (Judicial Officer: Johnson, Eric) 17. BURGLARY Amended Information Filed/Charges Not Addressed PCN: Sequence: 18. PARTICIPATION IN ORGANIZED RETAIL THEFT Amended Information Filed/Charges Not Addressed PCN: Sequence:
11/13/2020	Amended Disposition (Judicial Officer: Johnson, Eric) Reason: Amended 6. BURGLARY Charge Reinstated PCN: Sequence:
12/29/2020	Disposition (Judicial Officer: Johnson, Eric) 3. ROBBERY WITH USE OF A DEADLY WEAPON Guilty PCN: Sequence: 4. BURGLARY WHILE IN POSSESSION OF A FIREARM Guilty PCN: Sequence: 5. BURGLARY Guilty PCN: Sequence: 7. GRAND LARCENY Guilty PCN: Sequence: 8. CONSPIRACY TO COMMIT ROBBERY Guilty PCN: Sequence: 9. ROBBERY Guilty PCN: Sequence: 10. BURGLARY Guilty PCN: Sequence: 11. GRAND LARCENY Guilty PCN: Sequence: 12. BURGLARY Guilty

CASE SUMMARY
CASE NO. C-19-344461-2

PCN: Sequence:

13. BURGLARY

Guilty

PCN: Sequence:

14. GRAND LARCENY

Guilty

PCN: Sequence:

15. BURGLARY

Guilty

PCN: Sequence:

16. PARTICIPATION IN ORGANIZED RETAIL THEFT

Guilty

PCN: Sequence:

12/29/2020 **Adult Adjudication** (Judicial Officer: Johnson, Eric)

1. GRAND LARCENY

09/20/2019 (F) 205.222.2 (DC56004)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:12 Months, Maximum:36 Months

Concurrent: Charge 3 & 16

12/29/2020 **Adult Adjudication** (Judicial Officer: Johnson, Eric)

2. CONSPIRACY TO COMMIT ROBBERY

09/20/2019 (F) 200.380 (DC50147)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:24 Months, Maximum:72 Months

Concurrent: Charge 3 & 16

12/29/2020 **Adult Adjudication** (Judicial Officer: Johnson, Eric)

3. ROBBERY WITH USE OF A DEADLY WEAPON

09/20/2019 (F) 200.380 (DC50138)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:24 Months, Maximum:60 Months

Consecutive Enhancement:Use of Deadly Weapon, Minimum:12 Months, Maximum:36 Months

12/29/2020 **Adult Adjudication** (Judicial Officer: Johnson, Eric)

4. BURGLARY WHILE IN POSSESSION OF A FIREARM

09/20/2019 (F) 205.060.4 (DC50426)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:24 Months, Maximum:72 Months

Concurrent: Charge 3 & 16

12/29/2020 **Adult Adjudication** (Judicial Officer: Johnson, Eric)

5. BURGLARY

09/20/2019 (F) 205.060.2 (DC50424)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:12 Months, Maximum:36 Months

CASE SUMMARY
CASE NO. C-19-344461-2

Concurrent: Charge 3 & 16

12/29/2020	Adult Adjudication (Judicial Officer: Johnson, Eric) 6. BURGLARY 09/24/2019 (F) 205.060.2 (DC50424) PCN: Sequence: Sentenced to Nevada Dept. of Corrections Term: Minimum:12 Months, Maximum:36 Months Concurrent: Charge 3 & 16
12/29/2020	Adult Adjudication (Judicial Officer: Johnson, Eric) 7. GRAND LARCENY 09/24/2019 (F) 205.222.2 (DC56004) PCN: Sequence: Sentenced to Nevada Dept. of Corrections Term: Minimum:12 Months, Maximum:36 Months Concurrent: Charge 3 & 16
12/29/2020	Adult Adjudication (Judicial Officer: Johnson, Eric) 8. CONSPIRACY TO COMMIT ROBBERY 09/24/2019 (F) 200.380 (DC50147) PCN: Sequence: Sentenced to Nevada Dept. of Corrections Term: Minimum:24 Months, Maximum:72 Months Concurrent: Charge 3 & 16
12/29/2020	Adult Adjudication (Judicial Officer: Johnson, Eric) 9. ROBBERY 09/24/2019 (F) 200.380 (DC50137) PCN: Sequence: Sentenced to Nevada Dept. of Corrections Term: Minimum:24 Months, Maximum:60 Months Concurrent: Charge 3 & 16
12/29/2020	Adult Adjudication (Judicial Officer: Johnson, Eric) 10. BURGLARY 09/24/2019 (F) 205.060.2 (DC50424) PCN: Sequence: Sentenced to Nevada Dept. of Corrections Term: Minimum:12 Months, Maximum:36 Months Concurrent: Charge 3 & 16
12/29/2020	Adult Adjudication (Judicial Officer: Johnson, Eric) 11. GRAND LARCENY 09/24/2019 (F) 205.222.2 (DC56004) PCN: Sequence: Sentenced to Nevada Dept. of Corrections Term: Minimum:12 Months, Maximum:36 Months Concurrent: Charge 3 & 16
12/29/2020	Adult Adjudication (Judicial Officer: Johnson, Eric) 12. BURGLARY 09/29/2019 (F) 205.060.2 (DC50424) PCN: Sequence: Sentenced to Nevada Dept. of Corrections

CASE SUMMARY

CASE NO. C-19-344461-2

Term: Minimum:12 Months, Maximum:36 Months
Concurrent: Charge 3 & 16

12/29/2020 **Adult Adjudication** (Judicial Officer: Johnson, Eric)

13. BURGLARY
10/02/2019 (F) 205.060.2 (DC50424)
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections
Term: Minimum:12 Months, Maximum:36 Months
Concurrent: Charge 3 & 16

12/29/2020 **Adult Adjudication** (Judicial Officer: Johnson, Eric)

14. GRAND LARCENY
10/02/2019 (F) 205.222.2 (DC56004)
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections
Term: Minimum:12 Months, Maximum:36 Months
Concurrent: Charge 3 & 16

12/29/2020 **Adult Adjudication** (Judicial Officer: Johnson, Eric)

15. BURGLARY
10/06/2019 (F) 205.060.2 (DC50424)
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections
Term: Minimum:12 Months, Maximum:36 Months
Concurrent: Charge 3 & 16

12/29/2020 **Adult Adjudication** (Judicial Officer: Johnson, Eric)


16. PARTICIPATION IN ORGANIZED RETAIL THEFT
09/20/2019 (F) 205.08345.1a (DC55986)
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections
Term: Minimum:12 Months, Maximum:60 Months
Consecutive: Charge 3
Credit for Time Served: 450 Days
Comments: Total Aggregate Sentence of a Minimum of 60 months and a Maximum of 156 months.

Fee Totals:

Administrative	
Assessment Fee	25.00
\$25	
DNA Analysis Fee	150.00
\$150	
Genetic Marker	
Analysis AA Fee	3.00
\$3	
Fee Totals \$	178.00

HEARINGS

11/01/2019  **Grand Jury Indictment** (11:00 AM) (Judicial Officer: Bell, Linda Marie)

MINUTES

Warrant

11/01/2019 Inactive Indictment Warrant

Matter Heard;

Journal Entry Details:

Lawrence Holmes, 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 18CGJ163B to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case

CASE SUMMARY

CASE NO. C-19-344461-2


Number C-19-344461-2, Department XX. State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$25,000.00 BAIL; INDICTMENT WARRANT ISSUED, and matter SET for Arraignment. Upon Court's inquiry, the State advised there are no material witness warrants to quash. COURT FURTHER ORDERED, Exhibits 1-11 to be lodged with the Clerk of the Court; Las Vegas Justice Court case no. 19F21141B DISMISSED per the State's request. In addition, a Pre-Trial Risk Assessment will be prepared if one was not previously done. I.W. (CUSTODY) 11/07/19 9:00 A.M. INITIAL ARRAIGNMENT (DEPT XX) ;


SCHEDULED HEARINGS


Initial Arraignment (11/07/2019 at 9:00 AM) (Judicial Officer: Johnson, Eric)


11/07/2019 **Initial Arraignment** (9:00 AM) (Judicial Officer: Johnson, Eric)
Referred to Competency Court;

11/07/2019 **Indictment Warrant Return** (9:00 AM) (Judicial Officer: Johnson, Eric)
Referred to Competency Court;

11/07/2019  **All Pending Motions** (9:00 AM) (Judicial Officer: Johnson, Eric)
Matter Heard;
Journal Entry Details:
INITIAL ARRAIGNMENT...INDICTMENT WARRANT RETURN Upon Court's inquiry, Mr. Ruggeroli advised in speaking with Defendant he is concerned as to competency and provided the paperwork to the Court. Upon review, COURT ORDERED, matter REFERRED to Competency Court. Mr. Ruggeroli stated that Defendant wants another attorney. Court noted that can be addressed after the competency issue. CUSTODY 12/6/19 10:00 AM FURTHER PROCEEDINGS: COMPETENCY - DEPT. 7;

12/06/2019  **Further Proceedings: Competency** (10:00 AM) (Judicial Officer: Bell, Linda Marie)
Found Competent;
Journal Entry Details:
Also present: Defendant present. Glen O Brien, Deputy District Attorney and Denise Baker of the Specialty Courts. There being no challenge by Defense Counsel, COURT FINDS Defendant COMPETENT pursuant to the Dusky Standard as Defendant is capable of understanding the nature of the charges against him and is able to assist counsel in his defense and ORDERED, pursuant to 178.420, matter TRANSFERRED back to the originating court for further proceedings. CUSTODY 12/12/19 9:00 AM FURTHER PROCEEDINGS: RETURN FROM COMPETENCY COURT DEPT. 20;

12/12/2019  **Further Proceedings: Return from Competency Court** (9:00 AM) (Judicial Officer: Johnson, Eric)
Trial Date Set;
Journal Entry Details:
Mr. Ruggeroli advised Defendant was returned from Competency Court as being competent, requested he be arraigned and a trial date set. Ms. Wong concurred and requested it be set with the co-defendant. DEFENDANT SNIPES ARRAIGNED, PLED NOT GUILTY AND INVOKED THE SIXTY (60) DAY RULE. COURT ORDERED, matter SET for trial with co-defendant. CUSTODY 1/14/20 8:30 AM CALENDAR CALL 1/21/20 1:00 PM JURY TRIAL;

01/10/2020  **Grand Jury Indictment** (11:00 AM) (Judicial Officer: Bell, Linda Marie)
SUPERSEDING INDICMENT

MINUTES

Matter Heard;
Journal Entry Details:
Lawrence Holmes, 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 18CGJ163B to the Court. COURT ORDERED, the Superseding Indictment may be filed and is assigned Case Number C-19-344461-2, Department XX. State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$25,000 BAIL; INDICTMENT WARRANT ISSUED, and matter SET for Arraignment. Upon Court's inquiry, the State advised there are no material witness warrants to quash. COURT FURTHER ORDERED, Exhibits 1a, 1b, 12-22 to be lodged with the Clerk of the Court. I.W. (CUSTODY) 01/14/20 8:30 A.M. INITIAL ARRAIGNMENT (DEPT XX) ;

SCHEDULED HEARINGS

Initial Arraignment (01/14/2020 at 8:30 AM) (Judicial Officer: Johnson, Eric)
INITIAL ARRAIGNMENT: SUPERSEDING INDICTMENT

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY
CASE NO. C-19-344461-2

01/14/2020	Calendar Call (8:30 AM) (Judicial Officer: Johnson, Eric) Reset;
01/14/2020	Initial Arraignment (8:30 AM) (Judicial Officer: Johnson, Eric) <i>INITIAL ARRAIGNMENT: SUPERSEDING INDICTMENT</i> Continued;
01/14/2020	Indictment Warrant Return (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Superseding Indictment Warrant Return</i> Matter Heard;
01/14/2020	 All Pending Motions (8:30 AM) (Judicial Officer: Johnson, Eric) Matter Heard; Journal Entry Details: <i>INITIAL ARRAIGNMENT: SUPERSEDING INDICTMENT...BENCH WARRANT RETURN...CALENDAR CALL Upon Court's inquiry, Mr. Ruggeroli advised he has not received a copy of the Superseding Indictment and that they have received a great deal of discovery that needs to be reviewed. Ms. Lacher advised the offer that will be kept open for 3 weeks from today is, plead guilty to Robbery, a category B felony, Burglary first, category B felony, full right to argue, name all victims, State will not seek habitual treatment, pay restitution and it is contingent on both Defendants. Mr. Bassett advised he has been trying for a month to visit Defendant at NDOC, however, spoke to him this morning, he has no objections to a continuance to discuss the offer and trial strategy if need be. Mr. Ruggeroli stated that he simply is not prepared to go forward, however, Deft Snipes does not want to waive his speedy rights. Mr. Bassett stated he has not seen the Superseding Indictment, however, Deft Morgan will waive his rights. Upon Court's inquiry, Deft Morgan advised he will WAIVE the sixty day rule. Deft Snipes advised he will not waive his speedy rights. As to the new discovery, Mr. Ruggeroli advised there are multiple compact discs that have surveillance video footage and there are multiple events. Following, Court stated it would keep the Defendants together for witness and judicial economy. Further, based on representations as to the discovery, as counsel needs additional time to prepare for trial, good cause exists for an extension past the 60 days. Counsel feel the trial will take 5-6 days. Following additional colloquy, COURT ORDERED, trial date VACATED and RESET with a status check as to negotiations in TWO (2) WEEKS at which time Defendants will also be arraigned on the Superseding Indictments. CUSTODY 1/30/20 9:00 AM STATUS CHECK: NEGOTIATIONS 3/3/20 8:30 AM CALENDAR CALL 3/9/20 9:00 AM JURY TRIAL;</i>
01/21/2020	CANCELED Jury Trial (1:00 PM) (Judicial Officer: Johnson, Eric) <i>Vacated</i>
01/30/2020	 Status Check (9:00 AM) (Judicial Officer: Johnson, Eric) <i>Status Check: Negotiations</i> Matter Heard; Journal Entry Details: <i>Mr. Bassett appeared for Deft Morgan and Mr. Ruggeroli appeared for Deft Snipes. Upon Court's inquiry, Mr. Ruggeroli advised there is an Amended Superseding Indictment that Defendants need to be arraigned on; that an offer was extended to Deft Snipes to plead guilty to a simple Robbery and simple Burglary, the State would retain the right to argue, however, he is not accepting this. Additionally, at Defendant's request, he made a counter-offer which the State has declined. Mr. Bassett advised he has spoken with Defendant as to what negotiations he would take, presented the offer to the State, however, it has also been rejected. DEFENDANT MORGAN ARRAIGNED AND PLED NOT GUILTY. COURT ORDERED, trial date of 3/9/20 STANDS. DEFENDANT SNIPES ARRAIGNED AND PLED NOT GUILTY. COURT ORDERED, trial date of 3/9/20 STANDS. CUSTODY;</i>
03/03/2020	Calendar Call (8:30 AM) (Judicial Officer: Johnson, Eric) Matter Heard;
03/03/2020	Motion in Limine (8:30 AM) (Judicial Officer: Johnson, Eric) <i>State's Notice of Motion in Limine Defendants Statements and Motion to Admit Evidence of Other Bad Acts or in the Alternative to Put Defendants on Notice of the State's Intention to Admit Prior Judgment of Conviction</i> Matter Continued;
03/03/2020	 All Pending Motions (8:30 AM) (Judicial Officer: Johnson, Eric) Matter Heard; Journal Entry Details: <i>STATE'S NOTICE OF MOTION IN LIMINE DEFENDANTS STATEMENTS AND MOTION TO ADMIT EVIDENCE</i>

CASE SUMMARY

CASE NO. C-19-344461-2

OF OTHER BAD ACTS OR IN THE ALTERNATIVE TO PUT DEFENDANTS ON NOTICE OF THE STATE'S INTENTION TO ADMIT PRIOR JUDGMENT OF CONVICTION...CALENDAR CALL Mr. Bassett appeared for Deft. Morgan and Mr. Ruggeroli appeared for Deft. Snipes. Upon Court's inquiry, Ms. Lacher advised she is ready to proceed to trial. Mr. Bassett advised he is not ready for the following reasons: 1) he needs to file a response to the State's Motion; 2) there is ongoing investigation; 3) his second chair had to withdraw and 4) the Defendants are in opposition and feel they should be severed. Objections stated by Ms. Lacher. Mr. Bassett stated Deft. Morgan has waived his speedy trial rights and has always wanted to negotiate this case. Mr. Ruggeroli advised Deft. Snipes wants to go to trial and agrees that the Defendant should be severed. Objections by Ms. Lacher as counsel should have filed a Motion before now. Mr. Ruggeroli advised the offer was 1 count of Robbery and 1 count of Burglary, State retains the right to argue but will not seek habitual criminal treatment, contingent on co-defendant that has been rejected. COURT ORDERED, State's Motion CONTINUED to Thursday so that Mr. Bassett and Mr. Ruggeroli can respond and also file a Motion to Sever. Court noted the response and new motion are due by the end of day tomorrow and that the State may respond orally. As to responding to the Motion, Court noted it agrees with the State's rendition of the law relating to admission of Defendants statement, however, Court will not grant that part as there are other basis for admitting the statement and directed counsel to focus on the bad act aspect. Ms. Lacher advised she is currently in trial and will have another Deputy present to argue. Mr. Bassett again stated his concerns about trial. Court advised Jury selection would begin at 9:00 am on Monday. Ms. Lacher advised there will be 15-20 witnesses and the trial will take 5-7 days. A. LACHER / A. BASSETT / J. RUGGEROLI / 15-20 WITNESSES / 5-7 DAYS CUSTODY 3/5/20 1:30 PM STATE'S NOTICE OF MOTION IN LIMINE DEFENDANTS STATEMENTS AND MOTION TO ADMIT EVIDENCE OF OTHER BAD ACTS OR IN THE ALTERNATIVE TO PUT DEFENDANTS ON NOTICE OF THE STATE'S INTENTION TO ADMIT PRIOR JUDGMENT OF CONVICTION;

03/05/2020



Motion (2:00 PM) (Judicial Officer: Johnson, Eric)

STATE'S NOTICE OF MOTION IN LIMINE DEFENDANTS STATEMENTS AND MOTION TO ADMIT EVIDENCE OF OTHER BAD ACTS OR IN THE ALTERNATIVE TO PUT DEFENDANTS ON NOTICE OF THE STATE'S INTENTION TO ADMIT PRIOR JUDGMENT OF CONVICTION

Denied Without Prejudice;

Journal Entry Details:

STATE'S NOTICE OF MOTION IN LIMINE DEFENDANTS STATEMENTS AND MOTION TO ADMIT EVIDENCE OF OTHER BAD ACTS OR IN THE ALTERNATIVE TO PUT DEFENDANTS ON NOTICE OF THE STATE'S INTENTION TO ADMIT PRIOR JUDGMENT OF CONVICTION...DEFENDANT'S MOTION TO SEVER CO-DEFENDANTS Mr. Gaston and Mr. Bassett appearing for Deft. Morgan and Mr. Ruggeroli appearing for Deft. Snipes. Mr. Gaston advised he tried to file a Motion to Continue Trial under seal but was unable to do so. Mr. Gaston stated there are several reasons as to why they are not ready for trial: 1) Defendant is in prison and it has been very difficult to speak with him as he needs to pay for the calls himself and they can only visit with him one day a week; 2) there has been a lack of investigation in this case as they were under the impression that it would resolve; 3) he is newly on the case as of two days ago, has skimmed the discovery and needs to look at the videos and 4) they filed their Notice of Witnesses 3 days late as they just discovered this witness looking at the discovery and feels they would be ineffective. Statements by Mr. Scarborough including that they would object to a continuance. Statements by Mr. Bassett. Conference at the Bench with the Court and Defense counsel. Arguments by Mr. Ruggeroli in keeping the trial date for Deft. Snipes as he has invoked his speedy trial rights. Court stated that most of what he heard does not rise to ineffectiveness, however, there was one issue stated that does constitute a continuance. Court noted under the statute relating to Defendant's statutory speedy trial right, the Court has the authority when Defendants are joined to continue the trial. Under the circumstances here, COURT ORDERED, trial date VACATED and RESET. Arguments by Mr. Bassett in support of the Motion to Sever as he feels the theories of the case between the two Defendants is antagonistic. Objections by Mr. Scarborough as there are 15-20 witnesses that he does not want to have to call twice and advised the Defendants acted in concert and does not see the antagonistic defense. Following colloquy, COURT ORDERED, Motion to Sever is DENIED. Arguments by counsel as to the State's Motion and the introduction of the 2017 conviction for Deft. Morgan. Following colloquy, COURT ORDERED, Motion DENIED WITHOUT PREJUDICE. CUSTODY 3/31/20 8:30 AM CALENDAR CALL 4/6/20 9:00 AM JURY TRIAL;

03/09/2020

CANCELED Jury Trial (9:00 AM) (Judicial Officer: Johnson, Eric)

Vacated

03/17/2020



Minute Order (3:00 AM) (Judicial Officer: Johnson, Eric)

Minute Order Re: Calendar Call / Trial Date

Minute Order - No Hearing Held;

Journal Entry Details:

Calendar call in this matter scheduled for March 31, 2020, at 8:30 a.m. in Dept. 20 and trial scheduled to start on April 6, 2020, at 9:00 a.m. are vacated. However, if a plea agreement has been reached, counsel should immediately communicate by email or telephone with JEA Muranaka and the matter will be put on calendar for entry of plea. A status check to set a new trial date is scheduled for April 7, 2020, at 8:30 a.m. By 3:00 p.m. on Friday, April 3, 2020, counsel for both parties are to confer by telephone in an effort to agree on one or more periods of time for a new trial and an estimate of how many days the trial will likely last. After conferring, counsel for both parties shall


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communicate through email with Judicial Executive Assistant Kelly Muranaka (muranakak@clarkcountycourts.us) to set a new trial date and calendar call. Once the parties have scheduled a new trial date with JEA Muranaka, the status check set for April 7, 2020, will be vacated and taken off calendar and the parties will not be required to appear.
4/7/20 8:30 AM STATUS CHECK: TRIAL SETTING;


03/31/2020 **CANCELED Calendar Call** (8:30 AM) (Judicial Officer: Johnson, Eric)
Vacated


04/06/2020 **CANCELED Jury Trial** (9:00 AM) (Judicial Officer: Johnson, Eric)
Vacated

05/05/2020  **Motion for Own Recognizance Release/Setting Reasonable Bail** (1:45 PM) (Judicial Officer: Johnson, Eric)
Motion for Own Recognizance Release or to Reduce Bail
COVID-19
Matter Continued;
Journal Entry Details:
Defendant appeared by video and Mr. Ruggeroli appeared by telephone via Blue Jeans. Upon Court's inquiry, Mr. Ruggeroli argued that Defendant has family to live with and would request he be released as he has invoked the sixty day rule, however, due to COVID-19, the trial had to be vacated and there is no new date at this time. Defendant stated he has several family members that he can live with. Following colloquy, **COURT ORDERED**, matter **CONTINUED** to Thursday for Mr. Ruggeroli to find out who Defendant can live with that will allow electronic monitoring. **CUSTODY ... CONTINUED 5/7/20 1:45 PM;**

05/07/2020  **Motion** (1:45 PM) (Judicial Officer: Johnson, Eric)
Defendant's Motion for Own Recognizance Release or to Reduce Bail
Matter Continued;
Journal Entry Details:
Defendant and Mr. Ruggeroli appeared by video via Blue Jeans. Upon Court's inquiry, Mr. Ruggeroli advised that he tried to follow up with the limited information he had, that Defendant's contacts are in his phone, in his property and he can't access it until he is released. Mr. Ruggeroli requested Defendant be released with intensive supervision, mid level electronic monitoring or with a minimal bail. Court noted that Defendant needs a stable living arrangement to be released. Mr. Ruggeroli advised it is hard for indigent clients to obtain housing, especially now with the virus, but that he can reside at Cashman Center. Statements by Ms. Goodman including the Defense has requested a continuance of the trial. Mr. Ruggeroli stated the co-defendant requested a continuance, that they have been ready each time. Following colloquy, **COURT ORDERED**, matter **CONTINUED TWO (2) WEEKS** for Mr. Ruggeroli to look for a residence for Defendant. **CUSTODY ... CONTINUED 5/21/20 1:45 PM;**

05/21/2020  **Motion** (1:45 PM) (Judicial Officer: Johnson, Eric)
Defendant's Motion for Own Recognizance Release or to Reduce Bail
Denied;
Journal Entry Details:
Defendant and Mr. Ruggeroli appeared by video via Blue Jeans. Upon Court's inquiry, Mr. Ruggeroli advised he unfortunately was not able to provide the information the Court had requested. Arguments by Mr. Ruggeroli and Ms. Lacher in support of their respective positions as to the Motion. Following, **COURT ORDERED**, Motion **DENIED** as it **FINDS** by clear and convincing evidence that Defendant is a risk of non-appearance, is a flight risk and a danger to the community. **CUSTODY;**

06/23/2020  **Status Check** (1:45 PM) (Judicial Officer: Johnson, Eric)
Status Check: Trial Setting
COVID-19
Matter Continued;
Journal Entry Details:
Defendant appeared by video via Blue Jeans. Upon Court's inquiry, Mr. Hill advised Defendant has invoked his speedy trial rights. Court noted that for now, Judge Bell is going to handle the setting of invoked trials, so this matter will be heard by her. Following colloquy, **COURT ORDERED**, matter **CONTINUED** to the end of July. **CUSTODY ... CONTINUED 7/30/20 1:45 PM;**

07/30/2020  **Status Check** (1:45 PM) (Judicial Officer: Johnson, Eric)
Status Check: Trial Setting
Trial Date Set;

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Journal Entry Details:

Mr. Hill, Mr. Portz, and Defendant appeared by video via Blue Jeans. Ms. Smith-Peterson appeared by video via Blue Jeans on behalf of Defendant Morgan for Mr. Bassett. Ms. Smith-Peterson requested this case be set for trial and also a settlement conference. Upon Court's inquiry, Mr. Hill concurred. Ms. Smith-Peterson requested a trial date of September or October 2020. Mr. Portz advised this case would take 2 weeks to try. COURT ORDERED, matter SET for trial. Court directed Mr. Bassett to contact Chief Judge Bell for the scheduling of a Settlement Conference for both Defendants. CUSTODY 11/3/20 8:30 AM CALENDAR CALL 11/9/20 9:00 AM JURY TRIAL;

10/21/2020



Central Trial Readiness Conference (11:30 AM) (Judicial Officer: Bell, Linda Marie)

MINUTES

Matter Heard;

Journal Entry Details:

Also present: Co-Defendant Gregory Morgan with counsel Alex Bassett, Esq. Mr. Bassett and Mr. Portz appearing via Bluejeans. Mr. Bassett advised a settlement conference was requested and the date given was December 8th however it was not accepted as parties were waiting on a response from Mr. Hill if Co-Defendant Snipes was willing to participate. Mr. Hill advised he has not spoken to Defendant Snipes regarding negotiating. Defendant Snipes stated he does not wish to participate in a settlement conference. Upon Court's inquiry, Mr. Bassett and Mr. Hill both confirmed they would have Co-Counsel for trial. Court noted the compactly in the Covid-19 courtroom is limited. State would object to bifurcating the cases and the negotiations have always been contingent. State anticipates being ready. Mr. Bassett advised if the trial were bifurcated Defendant Morgan's case will negotiate. Colloquy regarding settlement conference. Mr. Hill noted he believes to have grounds to sever this case aside from the courtroom issue and can have the motion filed by tomorrow. COURT ORDERED, matter SET for central calendar call; department calendar call VACATED and SET for status check on pending motion by Mr. Hill to sever cases. CUSTODY 10/29/20 1:45 PM STATUS CHECK: POSSIBLE MOTION TO SEVER (DEPT 20) 11/04/20 2:00 PM CENTRAL CALENDAR CALL (LLA) ;

SCHEDULED HEARINGS



Central Calendar Call (11/04/2020 at 2:00 PM) (Judicial Officer: Bell, Linda Marie)



Status Check (10/29/2020 at 1:45 PM) (Judicial Officer: Johnson, Eric)

STATUS CHECK: POSSIBLE MOTION TO SEVER

10/29/2020



Status Check (1:45 PM) (Judicial Officer: Johnson, Eric)

STATUS CHECK: POSSIBLE MOTION TO SEVER

Continued;

Journal Entry Details:

Deft. not present due to time constraints with CCDC BlueJeans Video Conferencing. Mr. Bassett also present representing Co-Deft. Mr. Portz stated during the Central Trial Readiness Conference, defense counsel advised the Court each counselor intended to have co-counsel; however, Judge Bell advised counsel that the Covid-19 courtrooms had limited space and cannot accommodate that many people; if the case was to move forward to trial the Deft.'s cases would have to be severed. Mr. Portz further stated a Motion to Sever the cases was previously denied. Colloquy regarding how many people were expected to be present for the trial. Colloquy regarding a Deft.'s right to have co-counsel for a trial. Colloquy regarding the Motion to Sever filed by Mr. Hill scheduled to be heard on 11/3/20 based on inconsistent defense strategies. Mr. Bassett and Mr. Hill did not wish to elaborate on what the differences in strategy was in open court, colloquy. COURT STATED it would not grant the Motion based in the promise of inconsistent defense, DIRECTED Mr. Bassett file a supplement to the Motion further explaining the defense differences. Mr. Bassett advised the Motion was filed by Mr. Hill; however, requested the supplement be filed under seal. COURT GRANTED the request to file the supplement under seal. COURT ADVISED, parties could move for a severance at any time during a trial, it did not have to be at the beginning. COURT ORDERED, matter CONTINUED. CUSTODY CONTINUED TO: 11/3/20 1:45 PM;

11/03/2020

CANCELED Calendar Call (8:30 AM) (Judicial Officer: Johnson, Eric)

Vacated

11/03/2020

Motion to Sever (1:45 PM) (Judicial Officer: Johnson, Eric)

Defendant's Motion to Sever

Denied;

11/03/2020

Status Check (1:45 PM) (Judicial Officer: Johnson, Eric)

POSSIBLE MOTION TO SEVER

Matter Continued;

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11/03/2020

**All Pending Motions (1:45 PM)** (Judicial Officer: Johnson, Eric)

Matter Heard;

Journal Entry Details:

DEFENDANT'S MOTION TO SEVER STATUS CHECK: POSSIBLE MOTION TO SEVER Also present Alexander Bassett, Esq. for Co-Defendant. Court noted this matter was previously before the court and FINDS if Deft's counsel does not want to divulge the inconsistent defenses mentioned in the Motion to Sever they have the right to do so, but the Court will not grant the motion at this time, **COURT ORDERED**, Motion to Sever **DENIED WITHOUT PREJUDICE**. Mr. Bassett argued there is no relevant case law indicating their requirement to divulge their theory of defense in order for Court to rule or grant the Motion. Further, he indicated they would be happy to provide an explanation of the antagonistic defenses ex-parte but are not prepared to put them on the record. Court noted the State has the right to respond to the inconsistent defenses and Advised that counsel can move for severance up until the time the case go to the jury. Mr. Portz argued the case will go before Judge Bell tomorrow for Central Calendar Call, and Mr. Bassett had previously indicated to Judge Bell that he is going to have co-counsel. Further, Judge Bell stated if there is one additional person at defense table it would not be COVID compliant. Mr. Portz requested the case be continued on an invoked status due to good cause being found and it being reasonable due to the limited resources caused by the pandemic. Mr. Bassett objected stating severing the cases due to COVID restrictions is an entirely separate issue and if the State wants to request a continuance, he requests they do so in writing so they can respond adequately. Colloquy regarding a Deft's right to have co-counsel for trial. Upon further arguments by counsel, **COURT FINDS** this is an issue that needs to be brought before the Jury Trial Committee. **COURT FURTHER ORDERED**, matter **SET** for Status Check. **CUSTODY 11/05/2020 01:45 PM STATUS CHECK: POSSIBLE MOTION TO SEVER ;**

11/04/2020

**Central Calendar Call (2:00 PM)** (Judicial Officer: Bell, Linda Marie)**MINUTES**

Trial Date Set;

Journal Entry Details:

Also present: Co-Defendant Gregory Morgan with counsel Alexander Bassett and Tyler Gaston, Esq. Mr. Bassett announced ready. Representations by State regarding the motion to sever. Mr. Bassett advised the motion filed by Mr. Hill was denied without prejudice. Upon Court's inquiry, State estimates more than one week for trial with 14-18 witnesses. Mr. Bassett estimates 3 witnesses. Mr. Sanft estimates 2 witnesses and Mr. Hill will not have co-counsel. Court noted it needs to work on logistical issue with having co-counsel however it will be resolved for trial. Court canvassed parties regarding current Covid-19 protocols including masks and **ORDERED**, matter **SET** for trial. **CUSTODY 11/12/20 9:00 AM JURY TRIAL ;**

SCHEDULED HEARINGS**Jury Trial (11/09/2020 at 9:00 AM)** (Judicial Officer: Johnson, Eric)

11/05/2020

**Status Check (1:45 PM)** (Judicial Officer: Johnson, Eric)

Status Check: Possible Motion to Sever

Matter Heard;

Journal Entry Details:

Also present: Alexander Bassett, Esq. counsel for co-defendant. Mr. Lexis indicated co-defendant will be pleading today, further, he will be filing a Third Superseding Indictment on Deft. Snipes. Mr. Lexis stated they are ready to proceed with trial. Upon the Court's inquiry Mr. Hill indicated the Third Superseding Indictment will not affect their ability to proceed to trial and these proceedings make the Motion to Sever moot. Colloquy regarding trial settings. **CUSTODY ;**

11/09/2020

CANCELED Jury Trial (9:00 AM) (Judicial Officer: Johnson, Eric)

Vacated

11/09/2020

**Jury Trial (9:00 AM)** (Judicial Officer: Johnson, Eric)

Trial Continues;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Defendant present in custody. **INSIDE THE PRESENCE OF THE PROSPECTIVE JURY:** Voir Dire Oath given. Jury selection commenced. Jury and two (2) Alternates **SELECTED** and **SWORN**. **INSIDE THE PRESENCE OF THE JURY:** Introductory remarks by the Court. The Clerk read the Third Amended Superseding Indictment to the Jury and stated the defendant's pleas thereto. Court **ADMONISHED** the Jury and **ORDERED** them to return the next day at the time given. Matter in **RECESS**. **CUSTODY CONTINUED TO: 11/10/20 8:30 AM ;**

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11/10/2020



Jury Trial (8:30 AM) (Judicial Officer: Johnson, Eric)

Trial Continues;

Journal Entry Details:

INSIDE THE PRESENCE OF THE JURY: Opening statements by Mr. Scarborough and Mr. Hill. Mr. Lexis moved to admit exhibits 1-20. COURT SO ORDERED. Testimony and exhibits commence. (See attached worksheets.) Mr. Lexis moved to admit exhibits 21-25. COURT SO ORDERED. After the day's testimony the Court ADMONISHED and ORDERED the Jury to return on the day and time give. OUTSIDE THE PRESENCE OF THE JURY: Jury Instructions SETTLED on the record. Arguments regarding previous felony conviction when the defendant was a minor. Defendant Snipes stipulated to the conviction. Colloquy regarding exhibit 20 admitted in error. Counsel stipulated to withdraw exhibit 20 and mark it as a Court's exhibit. COURT ORDERED, the State to keep the exhibits (which have been marked as admitted) in their possession. Matter in RECESS. CUSTODY CONTINUED TO: 11/12/20 9:30 AM;

11/12/2020



Jury Trial (9:00 AM) (Judicial Officer: Johnson, Eric)

Trial Continues;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding the agreed upon Jury Instructions having been sent to counsel to review. Mr. Hill indicated he need time to review them. Mr. Lexis moved the Court to withdraw exhibits 14 and 15 which were previously admitted. COURT ORDERED, Exhibit 14 and 15 WITHDRAWN. INSIDE THE PRESENCE OF THE JURY: Testimony and exhibits resume. State RESTS at the hour of 10:31 a.m. OUTSIDE THE PRESENCE OF THE JURY: Mr. Hill advised he had no objections to the Jury Instructions. Mr. Lexis moved to withdraw exhibits 16, 19 and 20 which have previously been admitted and admit them as a Court's Exhibit. Court NOTED exhibit 20 was previously withdrawn and marked as Court's Exhibit four (4). COURT ORDERED, Exhibits 16 and 19 WITHDRAWN and marked as Court's Exhibits five (5) and six (6). Court ADMONISHED the defendant regarding his right not to testify. INSIDE THE PRESENCE OF THE JURY: Mr. Hill advised the Defense RESTS at the hour of 11:28 p.m. Court instructed the Jury on the law. Closing arguments by counsel. Marshal and matron SWORN to take charge of the Jury and Alternates. At the hour of 1:15 p.m., the Jury retired to deliberate. The Jury informed the Marshal they had selected a Foreperson and wish to resume deliberations in the morning and the COURT SO ORDERED. Matter in RECESS. CUSTODY CONTINUED TO: 11/13/20 9:00 AM;

11/13/2020



Jury Trial (9:00 AM) (Judicial Officer: Johnson, Eric)

Verdict;

Journal Entry Details:

At the hour of 9:00 a.m., deliberations resumed. INSIDE THE PRESENCE OF THE JURY: At the hour of 1:57 P.M., the Jury returned with the following verdicts: COUNT 1 - GRAND LARCENY - 9/20 Footlocker at 3200 S. Las Vegas Blvd. - GUILTY OF GRAND LARCENY (F); COUNT 2 - CONSPIRACY TO COMMIT ROBBERY- 9/20 Footlocker at 3200 S. Las Vegas Blvd. -GUILTY OF CONSPIRACY TO COMMIT ROBBERY (F); COUNT 3 - ROBBERY WITH USE OF A DEADLY WEAPON 9/20 Footlocker at 3200 S. Las Vegas Blvd. - GUILTY OF ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 4 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON - 9/20 Footlocker at 3200 S. Las Vegas Blvd. - GUILTY OF BURGLARY WHILE IN POSSESSION OF A FIREARM (F); COUNT 5 - BURGLARY - 9/20 Footlocker at 4300 Meadows Lane - GUILTY OF BURGLARY (F); COUNT 6 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON - 9/24 Champ Sports at 3200 Las Vegas Blvd. - GUILTY OF BURGLARY (F); COUNT 7 - GRAND LARCENY - 9/24 Champ Sports at 3200 Las Vegas Blvd. - GUILTY OF GRAND LARCENY (F); COUNT 8 - CONSPIRACY TO COMMIT ROBBERY - 9/24 Champ Sports at 3200 Las Vegas Blvd. - GUILTY OF CONSPIRACY TO COMMIT ROBBERY (F); COUNT 9 - ROBBERY WITH USE OF A DEADLY WEAPON - 9/24 Champ Sports at 3200 Las Vegas Blvd. - GUILTY OF ROBBERY (F); COUNT 10 - BURGLARY - 9/24 Footlocker at 4300 Meadows Lane - GUILTY OF BURGLARY (F); COUNT 11 - GRAND LARCENY - 9/29 Footlocker at 2120 Festival Plaza - GUILTY OF GRAND LARCENY (F); COUNT 12 - BURGLARY - 9/29 Footlocker at 2120 Festival Plaza - GUILTY OF BURGLARY (F); COUNT 13 - BURGLARY - 10/2 Nike at 9851 S. Eastern - GUILTY OF BURGLARY (F); COUNT 14 - GRAND LARCENY - 10/2 Nike at 9851 S. Eastern - GUILTY OF GRAND LARCENY (F); COUNT 15 - BURGLARY - 10/6 Footlocker at 4300 Meadows Lane - GUILTY OF BURGLARY (F); COUNT 16 - PARTICIPATION IN ORGANIZED RETAIL THEFT - GUILTY OF PARTICIPATION IN ORGANIZED RETAIL THEFT (F). COURT ORDERED, matter REFERRED TO Parole and Probation and SET for SENTENCING. Court thanked and excused the Jury. CUSTODY 12/29/20 1:45 PM SENTENCING;

12/29/2020



Sentencing (1:45 PM) (Judicial Officer: Johnson, Eric)

Defendant Sentenced;

Journal Entry Details:

Upon Court's inquiry, Mr. Hill and Defendant advised there are no issues pursuant to the Stockmeier decision. By virtue of a jury verdict and by Order of this Court, DEFENDANT SNIPES ADJUDGED GUILTY of COUNT 1 - GRAND LARCENY (F); COUNT 2 - CONSPIRACY TO COMMIT ROBBERY (F); COUNT 3 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 4 - BURGLARY WHILE IN POSSESSION OF A FIREARM (F); COUNT 5 - BURGLARY (F); COUNT 6 - BURGLARY (F); COUNT 7 - GRAND LARCENY (F); COUNT 8 - CONSPIRACY TO

CASE SUMMARY

CASE NO. C-19-344461-2

COMMIT ROBBERY (F); COUNT 9 - ROBBERY (F); COUNT 10 - BURGLARY (F); COUNT 11 - GRAND LARCENY (F); COUNT 12 - BURGLARY (F); COUNT 13 - BURGLARY (F); COUNT 14 - GRAND LARCENY (F); COUNT 15 - BURGLARY (F); and COUNT 16 - PARTICIPATION IN ORGANIZED RETAIL THEFT (F). Matter argued and submitted. Statement by Defendant. COURT ORDERED, in addition to the \$25 Administrative Assessment fee, \$3.00 DNA Analysis fee and the \$150 DNA Analysis fee including testing to determine genetic markers, DEFENDANT SENTENCED as follows; COUNT 1 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 2 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 3 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); plus a CONSECUTIVE MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); for use of a deadly weapon; COUNT 4 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 5 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 6 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 7 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 8 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 9 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 10 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 11 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 12 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 13 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 14 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 15 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16; COUNT 16 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); CONSECUTIVE TO COUNT 3 for a TOTAL AGGREGATE SENTENCE OF a MINIMUM of SIXTY (60) MONTHS and a MAXIMUM of ONE HUNDRED FIFTY-SIX (156) MONTHS in the Nevada Department of Corrections (NDC); with FOUR HUNDRED FIFTY (450) DAYS credit for time served. Mr. Hill moved to withdraw as counsel and have appellant counsel appointed. COURT FURTHER ORDERED, matter REFERRED to the office of appointed counsel for the appointment of appellant counsel and matter SET for Confirmation of Counsel. Court noted Mr. Hill is to appear at the next date in order to provide new counsel with the file. NDC 1/12/2021 8:30 AM CONFIRMATION OF COUNSEL (APPELLANT) CLERK'S NOTE: minutes corrected to reflect the correct charges adjudicated pursuant to the jury verdict. te 1/05/2021;

01/12/2021 Confirmation of Counsel (11:00 AM) (Judicial Officer: Craig, Christy)

DATE

FINANCIAL INFORMATION

Defendant Snipes, Andre Grant	
Total Charges	178.00
Total Payments and Credits	0.00
Balance Due as of 1/21/2021	178.00

Heather S. Smith

CLERK OF THE COURT

JOC

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

ANDRE GRANT SNIPES
#7088448

Defendant.

CASE NO. C-19-344461-2

DEPT. NO. XX

JUDGMENT OF CONVICTION

(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 – GRAND LARCENY (Category C Felony) in violation of NRS 205.220.1, 205.222.2; COUNT 2 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 200.380, 199.480; COUNT 3 – ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165; COUNT 4 – BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony) in violation of NRS 205.060; COUNT 5 – BURGLARY (Category B Felony) in violation of NRS 205.060; COUNT 6 – BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony) in

1 violation of NRS 205.060; COUNT 7 – GRAND LARCENY (Category C Felony) in violation
2 of NRS 205.220.1, 205.222.2; COUNT 8 – CONSPIRACY TO COMMIT ROBBERY
3 (Category B Felony) in violation of NRS 200.380, 199.480; COUNT 9 – ROBBERY WITH
4 USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165;
5 COUNT 10 – BURGLARY (Category B Felony) in violation of NRS 205.060; COUNT 11 –
6 GRAND LARCENY (Category C Felony) in violation of NRS 205.220.1, 205.222.2; COUNT
7 12 – BURGLARY (Category B Felony) in violation of NRS 205.060; COUNT 13 –
8 BURGLARY (Category B Felony) in violation of NRS 205.060; COUNT 14 – GRAND
9 LARCENY (Category C Felony) in violation of NRS 205.220.1, 205.222.2; COUNT 15 –
10 BURGLARY (Category B Felony) in violation of NRS 205.060; and COUNT 16 –
11 PARTICIPATION IN ORGANIZED RETAIL THEFT (Category B Felony) in violation of
12 NRS 205.08345; and the matter having been tried before a jury and the Defendant having been
13 found guilty of the crimes of COUNT 1 – GRAND LARCENY (Category C Felony) in
14 violation of NRS 205.220.1, 205.222.2; COUNT 2 – CONSPIRACY TO COMMIT ROBBERY
15 (Category B Felony) in violation of NRS 200.380, 199.480; COUNT 3 – ROBBERY WITH
16 USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165;
17 COUNT 4 – BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B
18 Felony) in violation of NRS 205.060; COUNT 5 – BURGLARY (Category B Felony) in
19 violation of NRS 205.060; COUNT 6 – BURGLARY WHILE IN POSSESSION OF A
20 DEADLY WEAPON (Category B Felony) in violation of NRS 205.060; COUNT 7 – GRAND
21 LARCENY (Category C Felony) in violation of NRS 205.220.1, 205.222.2; COUNT 8 –
22 CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 200.380,
23 199.480; COUNT 9 – ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony)

1 in violation of NRS 200.380, 193.165; COUNT 10 – BURGLARY (Category B Felony) in
2 violation of NRS 205.060; COUNT 11 – GRAND LARCENY (Category C Felony) in violation
3 of NRS 205.220.1, 205.222.2; COUNT 12 – BURGLARY (Category B Felony) in violation of
4 NRS 205.060; COUNT 13 – BURGLARY (Category B Felony) in violation of NRS 205.060;
5 COUNT 14 – GRAND LARCENY (Category C Felony) in violation of NRS 205.220.1,
6 205.222.2; COUNT 15 – BURGLARY (Category B Felony) in violation of NRS 205.060; and
7 COUNT 16 – PARTICIPATION IN ORGANIZED RETAIL THEFT (Category B Felony) in
8 violation of NRS 205.08345; thereafter, on the 29th day of December, 2020, the Defendant was
9 present in court for sentencing with counsel DANIEL J. HILL, ESQ., and good cause
10 appearing,
11

12
13 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in addition
14 to the \$25.00 Administrative Assessment Fee and \$150.00 DNA Analysis Fee including testing
15 to determine genetic markers plus \$3.00 DNA Collection Fee, the Defendant is SENTENCED
16 to the Nevada Department of Corrections (NDC) as follows: **COUNT 1** - a MAXIMUM of
17 THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12)
18 MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 2** - a MAXIMUM of
19 SEVENTY-TWO (72) MONTHS with a MINIMUM Parole Eligibility of TWENTY-FOUR
20 (24) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 3** - a MAXIMUM of
21 SIXTY (60) MONTHS with a MINIMUM Parole Eligibility of TWENTY-FOUR (24)
22 MONTHS plus a CONSECUTIVE term of THIRTY-SIX (36) MONTHS with a MINIMUM
23 parole eligibility of TWELVE (12) MONTHS for the Use of a Deadly Weapon; **COUNT 4** – a
24 MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM Parole Eligibility of
25 TWENTY-FOUR (24) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 5** – a
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1 MAXIMUM of THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of
2 TWELVE (12) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 6** - a
3 MAXIMUM of THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of
4 TWELVE (12) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 7** - a
5 MAXIMUM of THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of
6 TWELVE (12) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 8** - a
7 MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM Parole Eligibility of
8 TWENTY-FOUR (24) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 9** - a
9 MAXIMUM of SIXTY (60) MONTHS with a MINIMUM Parole Eligibility of TWENTY-
10 FOUR (24) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 10** - a MAXIMUM
11 of THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12)
12 MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 11** - a MAXIMUM of
13 THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12)
14 MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 12** - a MAXIMUM of
15 THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12)
16 MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 13** - a MAXIMUM of
17 THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12)
18 MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 14** - a MAXIMUM of
19 THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12)
20 MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 15** - a MAXIMUM of
21 THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12)
22 MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 16** - a MAXIMUM of
23 SIXTY (60) MONTHS with a MINIMUM Parole Eligibility of TWELVE (12) MONTHS,
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1 CONSECUTIVE to COUNTS 3; with FOUR HUNDRED FIFTY (450) DAYS credit for time
2 served. The AGGREGATE TOTAL sentence is ONE HUNDRED FIFTY-SIX (156)
3 MONTHS MAXIMUM with a MINIMUM Parole Eligibility of SIXTY (60) MONTHS.
4

5 Dated this 30th day of December, 2020

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9 F4A 601 9698 1EC9
10 Eric Johnson
11 District Court Judge
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1 **CSERV**

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3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 State of Nevada

CASE NO: C-19-344461-2

7 vs

DEPT. NO. Department 20

8 Andre Snipes
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: 12/30/2020

15 Cynthia Bush

cynthia.bush@clarkcountyda.com

16 James Ruggeroli

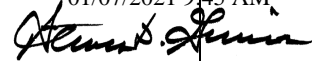
ruggeroli@icloud.com

17 Janet Robertson

Janet.Robertson@clarkcountyda.com

18 Skyler Sullivan

dept20lc@clarkcountycourts.us



CLERK OF THE COURT

AJOC

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

ANDRE GRANT SNIPES
#7088448

Defendant.

CASE NO. C-19-344461-2

DEPT. NO. XX

AMENDED JUDGMENT OF CONVICTION

(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 – GRAND LARCENY (Category C Felony) in violation of NRS 205.220.1, 205.222.2; COUNT 2 – CONSPIRACY TO COMMIT ROBBERY (Category B Felony) in violation of NRS 200.380, 199.480; COUNT 3 – ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony) in violation of NRS 200.380, 193.165; COUNT 4 – BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony) in violation of NRS 205.060; COUNT 5 – BURGLARY (Category B Felony) in violation of NRS 205.060; COUNT 6 – BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony) in

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10 BURGLARY (Category B Felony) in violation of NRS 205.060; and COUNT 16 –
11 PARTICIPATION IN ORGANIZED RETAIL THEFT (Category B Felony) in violation of
12 NRS 205.08345; and the matter having been tried before a jury and the Defendant having been
13 found guilty of the crimes of COUNT 1 – GRAND LARCENY (Category C Felony) in
14 violation of NRS 205.220.1, 205.222.2; COUNT 2 – CONSPIRACY TO COMMIT ROBBERY
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18 Felony) in violation of NRS 205.060; COUNT 5 – BURGLARY (Category B Felony) in
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7 COUNT 16 – PARTICIPATION IN ORGANIZED RETAIL THEFT (Category B Felony) in
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13 THE DEFENDANT WAS HEREBY ADJUDGED guilty of said offenses and, in
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19 MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM Parole Eligibility of
20 TWENTY-FOUR (24) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 3** - a
21 MAXIMUM of SIXTY (60) MONTHS with a MINIMUM Parole Eligibility of TWENTY-
22 FOUR (24) MONTHS plus a CONSECUTIVE term of THIRTY-SIX (36) MONTHS with a
23 MINIMUM parole eligibility of TWELVE (12) MONTHS for the Use of a Deadly Weapon;
24 **COUNT 4** – a MAXIMUM of SEVENTY-TWO (72) MONTHS with a MINIMUM Parole
25 Eligibility of TWENTY-FOUR (24) MONTHS, CONCURRENT with COUNTS 3 and 16;
26 **COUNT 5** – a
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1 MAXIMUM of THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of
2 TWELVE (12) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 6** - a
3 MAXIMUM of THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of
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5 MAXIMUM of THIRTY-SIX (36) MONTHS with a MINIMUM Parole Eligibility of
6 TWELVE (12) MONTHS, CONCURRENT with COUNTS 3 and 16; **COUNT 8** - a
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1 CONSECUTIVE to COUNTS 3; with FOUR HUNDRED FIFTY (450) DAYS credit for time
2 served. The AGGREGATE TOTAL sentence is ONE HUNDRED FIFTY-SIX (156)
3 MONTHS MAXIMUM with a MINIMUM Parole Eligibility of SIXTY (60) MONTHS.
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5 **THEREAFTER, on the 5th day of January, 2021, a clerical error having been**
6 **discovered; COURT ORDERED, the following correction: Defendant is SENTENCED;**
7 **COUNT 4 – BURGLARY WHILE IN POSSESSION OF A FIREARM (Category B Felony)**
8 **in violation of NRS 205.060; COUNT 6 – BURGLARY (Category B Felony) in violation of**
9 **NRS 205.060; and COUNT 9 – ROBBERY (Category B Felony) in violation of NRS**
10 **200.380**
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13 Dated this 7th day of January, 2021

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19 Eric Johnson
20 District Court Judge
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1 **CSERV**

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3 DISTRICT COURT
CLARK COUNTY, NEVADA

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5
6 State of Nevada

CASE NO: C-19-344461-2

7 vs

DEPT. NO. Department 32

8 Andre Snipes
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: 1/7/2021

15 Cynthia Bush

cynthia.bush@clarkcountyda.com

16 James Ruggeroli

ruggeroli@icloud.com

17 Janet Robertson

Janet.Robertson@clarkcountyda.com

18 Skyler Sullivan

dept20lc@clarkcountycourts.us

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 01, 2019

C-19-344461-2 State of Nevada
vs
Andre Snipes

November 01, 2019 11:00 AM Grand Jury Indictment

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Courtroom 03F

COURT CLERK: Kimberly Estala

RECORDER: Renee Vincent

REPORTER:

PARTIES

PRESENT: Lacher, Ashley A. Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Lawrence Holmes, 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 18CGJ163B to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-19-344461-2, Department XX.

State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$25,000.00 BAIL; INDICTMENT WARRANT ISSUED, and matter SET for Arraignment.

Upon Court's inquiry, the State advised there are no material witness warrants to quash. COURT FURTHER ORDERED, Exhibits 1-11 to be lodged with the Clerk of the Court; Las Vegas Justice Court case no. 19F21141B DISMISSED per the State's request. In addition, a Pre-Trial Risk Assessment will be prepared if one was not previously done.

I.W. (CUSTODY)

11/07/19 9:00 A.M. INITIAL ARRAIGNMENT (DEPT XX)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 07, 2019

C-19-344461-2 State of Nevada
 vs
 Andre Snipes

November 07, 2019 9:00 AM

All Pending Motions

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 12A

COURT CLERK: Linda Skinner

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Jones, Jr., John T.	Attorney
	Ruggeroli, James J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- INITIAL ARRAIGNMENT...INDICTMENT WARRANT RETURN

Upon Court's inquiry, Mr. Ruggeroli advised in speaking with Defendant he is concerned as to competency and provided the paperwork to the Court. Upon review, COURT ORDERED, matter REFERRED to Competency Court. Mr. Ruggeroli stated that Defendant wants another attorney. Court noted that can be addressed after the competency issue.

CUSTODY

12/6/19 10:00 AM FURTHER PROCEEDINGS: COMPETENCY - DEPT. 7

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 06, 2019

C-19-344461-2 State of Nevada
 vs
 Andre Snipes

**December 06, 2019 10:00 AM Further Proceedings:
Competency**

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Courtroom 10C

COURT CLERK: Kimberly Estala

RECORDER: Renee Vincent

REPORTER:

PARTIES

PRESENT: Ruggeroli, James J. Attorney

JOURNAL ENTRIES

- Also present: Defendant present. Glen O Brien, Deputy District Attorney and Denise Baker of the Specialty Courts.

There being no challenge by Defense Counsel, COURT FINDS Defendant COMPETENT pursuant to the Dusky Standard as Defendant is capable of understanding the nature of the charges against him and is able to assist counsel in his defense and ORDERED, pursuant to 178.420, matter TRANSFERRED back to the originating court for further proceedings.

CUSTODY

12/12/19 9:00 AM FURTHER PROCEEDINGS: RETURN FROM COMPETENCY COURT DEPT. 20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 12, 2019

C-19-344461-2 State of Nevada
 vs
 Andre Snipes

**December 12, 2019 9:00 AM Further Proceedings:
Return from Competency
Court**

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 12A

COURT CLERK: Linda Skinner

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Ruggeroli, James J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- Mr. Ruggeroli advised Defendant was returned from Competency Court as being competent, requested he be arraigned and a trial date set. Ms. Wong concurred and requested it be set with the co-defendant. DEFENDANT SNIPES ARRAIGNED, PLED NOT GUILTY AND INVOKED THE SIXTY (60) DAY RULE. COURT ORDERED, matter SET for trial with co-defendant.

CUSTODY

1/14/20 8:30 AM CALENDAR CALL

1/21/20 1:00 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 10, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

January 10, 2020 11:00 AM Grand Jury Indictment

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Courtroom 17A

COURT CLERK: Kimberly Estala

RECORDER: Renee Vincent

REPORTER:

PARTIES

PRESENT: Lacher, Ashley A. Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Lawrence Holmes, 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 18CGJ163B to the Court. COURT ORDERED, the Superseding Indictment may be filed and is assigned Case Number C-19-344461-2, Department XX.

State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$25,000 BAIL; INDICTMENT WARRANT ISSUED, and matter SET for Arraignment.

Upon Court's inquiry, the State advised there are no material witness warrants to quash. COURT FURTHER ORDERED, Exhibits 1a, 1b, 12-22 to be lodged with the Clerk of the Court.

I.W. (CUSTODY)

01/14/20 8:30 A.M. INITIAL ARRAIGNMENT (DEPT XX)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 14, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

January 14, 2020 8:30 AM All Pending Motions

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 12A

COURT CLERK: Linda Skinner

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Ruggeroli, James J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff
	Wong, Hetty O.	Attorney

JOURNAL ENTRIES

- INITIAL ARRAIGNMENT: SUPERSEDING INDICTMENT...BENCH WARRANT
RETURN...CALENDAR CALL

Upon Court's inquiry, Mr. Ruggeroli advised he has not received a copy of the Superseding Indictment and that they have received a great deal of discovery that needs to be reviewed. Ms. Lacher advised the offer that will be kept open for 3 weeks from today is, plead guilty to Robbery, a category B felony, Burglary first, category B felony, full right to argue, name all victims, State will not seek habitual treatment, pay restitution and it is contingent on both Defendants.

Mr. Bassett advised he has been trying for a month to visit Defendant at NDOC, however, spoke to him this morning, he has no objections to a continuance to discuss the offer and trial strategy if need be. Mr. Ruggeroli stated that he simply is not prepared to go forward, however, Deft Snipes does not want to waive his speedy rights. Mr. Bassett stated he has not seen the Superseding Indictment, however, Deft Morgan will waive his rights.

Upon Court's inquiry, Deft Morgan advised he will WAIVE the sixty day rule. Deft Snipes advised he will not waive his speedy rights. As to the new discovery, Mr. Ruggeroli advised there are multiple compact discs that have surveillance video footage and there are multiple events. Following, Court stated it would keep the Defendants together for witness and judicial economy. Further, based on representations as to the discovery, as counsel needs additional time to prepare for trial, good cause exists for an extension past the 60 days. Counsel feel the trial will take 5-6 days. Following additional colloquy, COURT ORDERED, trial date VACATED and RESET with a status check as to negotiations in TWO (2) WEEKS at which time Defendants will also be arraigned on the Superseding Indictments.

CUSTODY

1/30/20 9:00 AM STATUS CHECK: NEGOTIATIONS

3/3/20 8:30 AM CALENDAR CALL

3/9/20 9:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****January 30, 2020**

C-19-344461-2 State of Nevada
vs
Andre Snipes

January 30, 2020 9:00 AM Status Check

HEARD BY: Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES**

PRESENT:	Lacher, Ashley A.	Attorney
	Ruggeroli, James J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Bassett appeared for Deft Morgan and Mr. Ruggeroli appeared for Deft Snipes.

Upon Court's inquiry, Mr. Ruggeroli advised there is an Amended Superseding Indictment that Defendants need to be arraigned on; that an offer was extended to Deft Snipes to plead guilty to a simple Robbery and simple Burglary, the State would retain the right to argue, however, he is not accepting this. Additionally, at Defendant's request, he made a counter-offer which the State has declined. Mr. Bassett advised he has spoken with Defendant as to what negotiations he would take, presented the offer to the State, however, it has also been rejected.

DEFENDANT MORGAN ARRAIGNED AND PLED NOT GUILTY. COURT ORDERED, trial date of 3/9/20 STANDS.

DEFENDANT SNIPES ARRAIGNED AND PLED NOT GUILTY. COURT ORDERED, trial date of 3/9/20 STANDS.

C-19-344461-2

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 03, 2020**

C-19-344461-2 State of Nevada
vs
Andre Snipes

March 03, 2020 8:30 AM All Pending Motions

HEARD BY: Johnson, Eric **COURTROOM:** RJC Courtroom 12A

COURT CLERK: Linda Skinner

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Lacher, Ashley A.	Attorney
	Ruggeroli, James J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- STATE'S NOTICE OF MOTION IN LIMINE DEFENDANTS STATEMENTS AND MOTION TO ADMIT EVIDENCE OF OTHER BAD ACTS OR IN THE ALTERNATIVE TO PUT DEFENDANTS ON NOTICE OF THE STATE'S INTENTION TO ADMIT PRIOR JUDGMENT OF CONVICTION...CALENDAR CALL

Mr. Bassett appeared for Deft. Morgan and Mr. Ruggeroli appeared for Deft. Snipes.

Upon Court's inquiry, Ms. Lacher advised she is ready to proceed to trial. Mr. Bassett advised he is not ready for the following reasons: 1) he needs to file a response to the State's Motion; 2) there is ongoing investigation; 3) his second chair had to withdraw and 4) the Defendants are in opposition and feel they should be severed. Objections stated by Ms. Lacher. Mr. Bassett stated Deft. Morgan has waived his speedy trial rights and has always wanted to negotiate this case. Mr. Ruggeroli advised Deft. Snipes wants to go to trial and agrees that the Defendant should be severed. Objections by Ms. Lacher as counsel should have filed a Motion before now.

Mr. Ruggeroli advised the offer was 1 count of Robbery and 1 count of Burglary, State retains the right to argue but will not seek habitual criminal treatment, contingent on co-defendant that has been rejected.

COURT ORDERED, State's Motion CONTINUED to Thursday so that Mr. Bassett and Mr. Ruggeroli can respond and also file a Motion to Sever. Court noted the response and new motion are due by the end of day tomorrow and that the State may respond orally. As to responding to the Motion, Court noted it agrees with the State's rendition of the law relating to admission of Defendants statement, however, Court will not grant that part as there are other basis for admitting the statement and directed counsel to focus on the bad act aspect. Ms. Lacher advised she is currently in trial and will have another Deputy present to argue.

Mr. Bassett again stated his concerns about trial. Court advised Jury selection would begin at 9:00 am on Monday.

Ms. Lacher advised there will be 15-20 witnesses and the trial will take 5-7 days.

A. LACHER / A. BASSETT / J. RUGGEROLI / 15-20 WITNESSES / 5-7 DAYS

CUSTODY

3/5/20 1:30 PM STATE'S NOTICE OF MOTION IN LIMINE DEFENDANTS STATEMENTS AND MOTION TO ADMIT EVIDENCE OF OTHER BAD ACTS OR IN THE ALTERNATIVE TO PUT DEFENDANTS ON NOTICE OF THE STATE'S INTENTION TO ADMIT PRIOR JUDGMENT OF CONVICTION

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 05, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

March 05, 2020

2:00 PM

Motion

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 12A

COURT CLERK: Linda Skinner

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Ruggeroli, James J.	Attorney
	Scarborough, Michael J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- STATE'S NOTICE OF MOTION IN LIMINE DEFENDANTS STATEMENTS AND MOTION TO ADMIT EVIDENCE OF OTHER BAD ACTS OR IN THE ALTERNATIVE TO PUT DEFENDANTS ON NOTICE OF THE STATE'S INTENTION TO ADMIT PRIOR JUDGMENT OF CONVICTION...DEFENDANT'S MOTION TO SEVER CO-DEFENDANTS

Mr. Gaston and Mr. Bassett appearing for Deft. Morgan and Mr. Ruggeroli appearing for Deft. Snipes.

Mr. Gaston advised he tried to file a Motion to Continue Trial under seal but was unable to do so. Mr. Gaston stated there are several reasons as to why they are not ready for trial: 1) Defendant is in prison and it has been very difficult to speak with him as he needs to pay for the calls himself and they can only visit with him one day a week; 2) there has been a lack of investigation in this case as they were under the impression that it would resolve; 3) he is newly on the case as of two days ago, has skimmed the discovery and needs to look at the videos and 4) they filed their Notice of Witnesses 3 days late as they just discovered this witness looking at the discovery and feels they would be

ineffective. Statements by Mr. Scarborough including that they would object to a continuance. Statements by Mr. Bassett. Conference at the Bench with the Court and Defense counsel.

Arguments by Mr. Ruggeroli in keeping the trial date for Deft. Snipes as he has invoked his speedy trial rights. Court stated that most of what he heard does not rise to ineffectiveness, however, there was one issue stated that does constitute a continuance. Court noted under the statute relating to Defendant's statutory speedy trial right, the Court has the authority when Defendants are joined to continue the trial. Under the circumstances here, COURT ORDERED, trial date VACATED and RESET.

Arguments by Mr. Bassett in support of the Motion to Sever as he feels the theories of the case between the two Defendants is antagonistic. Objections by Mr. Scarborough as there are 15-20 witnesses that he does not want to have to call twice and advised the Defendants acted in concert and does not see the antagonistic defense. Following colloquy, COURT ORDERED, Motion to Sever is DENIED.

Arguments by counsel as to the State's Motion and the introduction of the 2017 conviction for Deft. Morgan. Following colloquy, COURT ORDERED, Motion DENIED WITHOUT PREJUDICE.

CUSTODY

3/31/20 8:30 AM CALENDAR CALL

4/6/20 9:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 17, 2020**

C-19-344461-2 State of Nevada
vs
Andre Snipes

March 17, 2020**3:00 AM****Minute Order****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:****REPORTER:**

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Calendar call in this matter scheduled for March 31, 2020, at 8:30 a.m. in Dept. 20 and trial scheduled to start on April 6, 2020, at 9:00 a.m. are vacated. However, if a plea agreement has been reached, counsel should immediately communicate by email or telephone with JEA Muranaka and the matter will be put on calendar for entry of plea. A status check to set a new trial date is scheduled for April 7, 2020, at 8:30 a.m.

By 3:00 p.m. on Friday, April 3, 2020, counsel for both parties are to confer by telephone in an effort to agree on one or more periods of time for a new trial and an estimate of how many days the trial will likely last. After conferring, counsel for both parties shall communicate through email with Judicial Executive Assistant Kelly Muranaka (muranakak@clarkcountycourts.us) to set a new trial date and calendar call. Once the parties have scheduled a new trial date with JEA Muranaka, the status check set for April 7, 2020, will be vacated and taken off calendar and the parties will not be required to appear.

4/7/20 8:30 AM STATUS CHECK: TRIAL SETTING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 05, 2020**

C-19-344461-2 State of Nevada
vs
Andre Snipes

**May 05, 2020 1:45 PM Motion for Own
Recognizance
Release/Setting Reasonable
Bail**

HEARD BY: Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES**

PRESENT:	Ruggeroli, James J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney

JOURNAL ENTRIES

- Defendant appeared by video and Mr. Ruggeroli appeared by telephone via Blue Jeans.

Upon Court's inquiry, Mr. Ruggeroli argued that Defendant has family to live with and would request he be released as he has invoked the sixty day rule, however, due to COVID-19, the trial had to be vacated and there is no new date at this time. Defendant stated he has several family members that he can live with. Following colloquy, COURT ORDERED, matter CONTINUED to Thursday for Mr. Ruggeroli to find out who Defendant can live with that will allow electronic monitoring.

CUSTODY

... CONTINUED 5/7/20 1:45 PM

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****May 07, 2020**

C-19-344461-2 State of Nevada
vs
Andre Snipes

May 07, 2020**1:45 PM****Motion****HEARD BY:** Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Linda Skinner**RECORDER:** Angie Calvillo**REPORTER:****PARTIES****PRESENT:**

Goodman, Laura
Ruggeroli, James J.
Snipes, Andre Grant
State of Nevada

Attorney
Attorney
Defendant
Plaintiff

JOURNAL ENTRIES

- Defendant and Mr. Ruggeroli appeared by video via Blue Jeans.

Upon Court's inquiry, Mr. Ruggeroli advised that he tried to follow up with the limited information he had, that Defendant's contacts are in his phone, in his property and he can't access it until he is released. Mr. Ruggeroli requested Defendant be released with intensive supervision, mid level electronic monitoring or with a minimal bail. Court noted that Defendant needs a stable living arrangement to be released. Mr. Ruggeroli advised it is hard for indigent clients to obtain housing, especially now with the virus, but that he can reside at Cashman Center. Statements by Ms. Goodman including the Defense has requested a continuance of the trial. Mr. Ruggeroli stated the co-defendant requested a continuance, that they have been ready each time. Following colloquy, COURT ORDERED, matter CONTINUED TWO (2) WEEKS for Mr. Ruggeroli to look for a residence for Defendant.

CUSTODY

... CONTINUED 5/21/20 1:45 PM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 21, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

May 21, 2020

1:45 PM

Motion

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 12A

COURT CLERK: Linda Skinner

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:

Lacher, Ashley A.

Attorney

Ruggeroli, James J.

Attorney

Snipes, Andre Grant

Defendant

State of Nevada

Plaintiff

JOURNAL ENTRIES

- Defendant and Mr. Ruggeroli appeared by video via Blue Jeans.

Upon Court's inquiry, Mr. Ruggeroli advised he unfortunately was not able to provide the information the Court had requested. Arguments by Mr. Ruggeroli and Ms. Lacher in support of their respective positions as to the Motion. Following, COURT ORDERED, Motion DENIED as it FINDS by clear and convincing evidence that Defendant is a risk of non-appearance, is a flight risk and a danger to the community.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 23, 2020

C-19-344461-2 State of Nevada
 vs
 Andre Snipes

June 23, 2020 1:45 PM Status Check

HEARD BY: Johnson, Eric **COURTROOM:** RJC Courtroom 12A

COURT CLERK: Linda Skinner

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Hill, Daniel	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney

JOURNAL ENTRIES

- Defendant appeared by video via Blue Jeans.

Upon Court's inquiry, Mr. Hill advised Defendant has invoked his speedy trial rights. Court noted that for now, Judge Bell is going to handle the setting of invoked trials, so this matter will be heard by her. Following colloquy, COURT ORDERED, matter CONTINUED to the end of July.

CUSTODY

... CONTINUED 7/30/20 1:45 PM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 30, 2020**

C-19-344461-2 State of Nevada
vs
Andre Snipes

July 30, 2020 1:45 PM Status Check

HEARD BY: Johnson, Eric**COURTROOM:** RJC Courtroom 12A**COURT CLERK:** Samantha Albrecht**RECORDER:** Angie Calvillo**REPORTER:****PARTIES**

PRESENT:	Hill, Daniel	Attorney
	PORTZ, KENNETH	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Hill, Mr. Portz, and Defendant appeared by video via Blue Jeans. Ms. Smith-Peterson appeared by video via Blue Jeans on behalf of Defendant Morgan for Mr. Bassett.

Ms. Smith-Peterson requested this case be set for trial and also a settlement conference. Upon Court's inquiry, Mr. Hill concurred. Ms. Smith-Peterson requested a trial date of September or October 2020. Mr. Portz advised this case would take 2 weeks to try. COURT ORDERED, matter SET for trial. Court directed Mr. Bassett to contact Chief Judge Bell for the scheduling of a Settlement Conference for both Defendants.

CUSTODY

11/3/20 8:30 AM CALENDAR CALL

11/9/20 9:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 21, 2020**

C-19-344461-2 State of Nevada
vs
Andre Snipes

**October 21, 2020 11:30 AM Central Trial Readiness
Conference**

HEARD BY: Bell, Linda Marie**COURTROOM:** RJC Lower Level Arraignment**COURT CLERK:** Kimberly Estala**RECORDER:** Renee Vincent**REPORTER:****PARTIES**

PRESENT:	Hill, Daniel	Attorney
	PORTZ, KENNETH	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Also present: Co-Defendant Gregory Morgan with counsel Alex Bassett, Esq. Mr. Bassett and Mr. Portz appearing via Bluejeans.

Mr. Bassett advised a settlement conference was requested and the date given was December 8th however it was not accepted as parties were waiting on a response from Mr. Hill if Co-Defendant Snipes was willing to participate. Mr. Hill advised he has not spoken to Defendant Snipes regarding negotiating. Defendant Snipes stated he does not wish to participate in a settlement conference. Upon Court's inquiry, Mr. Bassett and Mr. Hill both confirmed they would have Co-Counsel for trial. Court noted the compactly in the Covid-19 courtroom is limited. State would object to bifurcating the cases and the negotiations have always been contingent. State anticipates being ready. Mr. Bassett advised if the trial were bifurcated Defendant Morgan's case will negotiate. Colloquy regarding settlement conference. Mr. Hill noted he believes to have grounds to sever this case aside from the courtroom issue and can have the motion filed by tomorrow. COURT ORDERED, matter SET for central calendar call; department calendar call VACATED and SET for status check on pending motion by

Mr. Hill to sever cases.

CUSTODY

10/29/20 1:45 PM STATUS CHECK: POSSIBLE MOTION TO SEVER (DEPT 20)

11/04/20 2:00 PM CENTRAL CALENDAR CALL (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****October 29, 2020**

C-19-344461-2 State of Nevada
vs
Andre Snipes

October 29, 2020 1:45 PM Status Check

HEARD BY: Johnson, Eric **COURTROOM:** RJC Courtroom 12A

COURT CLERK: Kathryn Hansen-McDowell

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Hill, Daniel	Attorney
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Deft. not present due to time constraints with CCDC BlueJeans Video Conferencing. Mr. Bassett also present representing Co-Deft.

Mr. Portz stated during the Central Trial Readiness Conference, defense counsel advised the Court each counselor intended to have co-counsel; however, Judge Bell advised counsel that the Covid-19 courtrooms had limited space and cannot accommodate that many people; if the case was to move forward to trial the Deft.'s cases would have to be severed. Mr. Portz further stated a Motion to Sever the cases was previously denied. Colloquy regarding how many people were expected to be present for the trial. Colloquy regarding a Deft.'s right to have co-counsel for a trial. Colloquy regarding the Motion to Sever filed by Mr. Hill scheduled to be heard on 11/3/20 based on inconsistent defense strategies. Mr. Bassett and Mr. Hill did not wish to elaborate on what the differences in strategy was in open court, colloquy. COURT STATED it would not grant the Motion based in the promise of inconsistent defense, DIRECTED Mr. Bassett file a supplement to the Motion further explaining the defense differences. Mr. Bassett advised the Motion was filed by Mr. Hill; however, requested the supplement be filed under seal. COURT GRANTED the request to file the supplement under seal. COURT ADVISED, parties could move for a severance at any time during a trial, it did not have to be

at the beginning. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 11/3/20 1:45 PM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 03, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

November 03, 2020 1:45 PM

All Pending Motions

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 12A

COURT CLERK: Carina Bracamontez-Munguia

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Hill, Daniel	Attorney
	PORTZ, KENNETH	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFENDANT S MOTION TO SEVER STATUS CHECK: POSSIBLE MOTION TO SEVER

Also present Alexander Bassett, Esq. for Co-Defendant.

Court noted this matter was previously before the court and FINDS if Deft's counsel does not want to divulge the inconsistent defenses mentioned in the Motion to Sever they have the right to do so, but the Court will not grant the motion at this time, COURT ORDERED, Motion to Sever DENIED WITHOUT PREJUDICE.

Mr. Bassett argued there is no relevant case law indicating their requirement to divulge their theory of defense in order for Court to rule or grant the Motion. Further, he indicated they would be happy to provide an explanation of the antagonistic defenses ex-parte but are not prepared to put them on the record. Court noted the State has the right to respond to the inconsistent defenses and Advised that counsel can move for severance up until the time the case go to the jury.

Mr. Portz argued the case will go before Judge Bell tomorrow for Central Calendar Call, and Mr. Bassett had previously indicated to Judge Bell that he is going to have co- counsel. Further, Judge Bell stated if there is one additional person at defense table it would not be COVID compliant. Mr. Portz requested the case be continued on an invoked status due to good cause being found and it being reasonable due to the limited resources caused by the pandemic.

Mr. Bassett objected stating severing the cases due to COVID restrictions is an entirely separate issue and if the State wants to request a continuance, he requests they do so in writing so they can respond adequately. Colloquy regarding a Deft's right to have co-counsel for trial.

Upon further arguments by counsel, COURT FINDS this is an issue that needs to be brought before the Jury Trial Committee. COURT FURTHER ORDERED, matter SET for Status Check.

CUSTODY

11/05/2020 01:45 PM STATUS CHECK: POSSIBLE MOTION TO SEVER

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 04, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

November 04, 2020 2:00 PM Central Calendar Call

HEARD BY: Bell, Linda Marie

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Kimberly Estala

RECORDER: Melissa Delgado-Murphy

REPORTER:

PARTIES

PRESENT:	Sanft, Michael W.	Attorney
	Scarborough, Michael J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Also present: Co-Defendant Gregory Morgan with counsel Alexander Bassett and Tyler Gaston, Esq.

Mr. Bassett announced ready. Representations by State regarding the motion to sever. Mr. Bassett advised the motion filed by Mr. Hill was denied without prejudice. Upon Court's inquiry, State estimates more than one week for trial with 14-18 witnesses. Mr. Bassett estimates 3 witnesses. Mr. Sanft estimates 2 witnesses and Mr. Hill will not have co-counsel. Court noted it needs to work on logistical issue with having co-counsel however it will be resolved for trial. Court canvassed parties regarding current Covid-19 protocols including masks and ORDERED, matter SET for trial.

CUSTODY

11/12/20 9:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 05, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

November 05, 2020 1:45 PM Status Check

HEARD BY: Johnson, Eric **COURTROOM:** RJC Courtroom 12A

COURT CLERK: Carina Bracamontez-Munguia

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Hill, Daniel	Attorney
	Lexis, Chad N.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Also present: Alexander Bassett, Esq. counsel for co-defendant.

Mr. Lexis indicated co-defendant will be pleading today, further, he will be filing a Third Superseding Indictment on Deft. Snipes. Mr. Lexis stated they are ready to proceed with trial. Upon the Court's inquiry Mr. Hill indicated the Third Superseding Indictment will not affect their ability to proceed to trial and these proceedings make the Motion to Sever moot. Colloquy regarding trial settings.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 09, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

November 09, 2020 9:00 AM Jury Trial

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 12A

COURT CLERK: Michele Tucker

RECORDER: Trisha Garcia

REPORTER:

PARTIES

PRESENT:	Hill, Daniel	Attorney
	Lexis, Chad N.	Attorney
	Scarborough, Michael J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Defendant present in custody.

INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Voir Dire Oath given. Jury selection commenced. Jury and two (2) Alternates SELECTED and SWORN.

INSIDE THE PRESENCE OF THE JURY: Introductory remarks by the Court. The Clerk read the Third Amended Superseding Indictment to the Jury and stated the defendant's pleas thereto.

Court ADMONISHED the Jury and ORDERED them to return the next day at the time given.

Matter in RECESS.

CUSTODY

CONTINUED TO: 11/10/20 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 10, 2020

C-19-344461-2 State of Nevada
 vs
 Andre Snipes

November 10, 2020 8:30 AM Jury Trial

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 03F

COURT CLERK: Michele Tucker

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Hill, Daniel	Attorney
	Lexis, Chad N.	Attorney
	Scarborough, Michael J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- INSIDE THE PRESENCE OF THE JURY: Opening statements by Mr. Scarborough and Mr. Hill. Mr. Lexis moved to admit exhibits 1-20. COURT SO ORDERED. Testimony and exhibits commence. (See attached worksheets.) Mr. Lexis moved to admit exhibits 21-25. COURT SO ORDERED. After the day's testimony the Court ADMONISHED and ORDERED the Jury to return on the day and time give.

OUTSIDE THE PRESENCE OF THE JURY: Jury Instructions SETTLED on the record. Arguments regarding previous felony conviction when the defendant was a minor. Defendant Snipes stipulated to the conviction.

Colloquy regarding exhibit 20 admitted in error. Counsel stipulated to withdraw exhibit 20 and mark it as a Court's exhibit. COURT ORDERED, the State to keep the exhibits (which have been marked as admitted) in their possession.

C-19-344461-2

Matter in RECESS.

CUSTODY

CONTINUED TO: 11/12/20 9:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 12, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

November 12, 2020 9:00 AM Jury Trial

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 03F

COURT CLERK: Michele Tucker

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Hill, Daniel	Attorney
	Lexis, Chad N.	Attorney
	Scarborough, Michael J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding the agreed upon Jury Instructions having been sent to counsel to review. Mr. Hill indicated he need time to review them. Mr. Lexis moved the Court to withdraw exhibits 14 and 15 which were previously admitted. COURT ORDERED, Exhibit 14 and 15 WITHDRAWN.

INSIDE THE PRESENCE OF THE JURY: Testimony and exhibits resume. State RESTS at the hour of 10:31 a.m.

OUTSIDE THE PRESENCE OF THE JURY: Mr. Hill advised he had no objections to the Jury Instructions. Mr. Lexis moved to withdraw exhibits 16, 19 and 20 which have previously been admitted and admit them as a Court's Exhibit. Court NOTED exhibit 20 was previously withdrawn and marked as Court's Exhibit four (4). COURT ORDERED, Exhibits 16 and 19 WITHDRAWN and marked as Court's Exhibits five (5) and six (6). Court ADMONISHED the defendant regarding his right not to testify.

INSIDE THE PRESENCE OF THE JURY: Mr. Hill advised the Defense RESTS at the hour of 11:28 p.m. Court instructed the Jury on the law. Closing arguments by counsel. Marshal and matron SWORN to take charge of the Jury and Alternates. At the hour of 1:15 p.m., the Jury retired to deliberate. The Jury informed the Marshal they had selected a Foreperson and wish to resume deliberations in the morning and the COURT SO ORDERED.

Matter in RECESS.

CUSTODY

CONTINUED TO: 11/13/20 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 13, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

November 13, 2020 9:00 AM Jury Trial

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 03F

COURT CLERK: Michele Tucker

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Hill, Daniel	Attorney
	Lexis, Chad N.	Attorney
	Scarborough, Michael J.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- At the hour of 9:00 a.m., deliberations resumed.

INSIDE THE PRESENCE OF THE JURY: At the hour of 1:57 P.M., the Jury returned with the following verdicts:

COUNT 1 - GRAND LARCENY - 9/20 Footlocker at 3200 S. Las Vegas Blvd. - GUILTY OF GRAND LARCENY (F);

COUNT 2 - CONSPIRACY TO COMMIT ROBBERY- 9/20 Footlocker at 3200 S. Las Vegas Blvd. - GUILTY OF CONSPIRACY TO COMMIT ROBBERY (F);

COUNT 3 - ROBBERY WITH USE OF A DEADLY WEAPON 9/20 Footlocker at 3200 S. Las Vegas Blvd. - GUILTY OF ROBBERY WITH USE OF A DEADLY WEAPON (F);

COUNT 4 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON - 9/20 Footlocker at 3200 S. Las Vegas Blvd. - GUILTY OF BURGLARY WHILE IN POSSESSION OF A FIREARM (F);

COUNT 5 - BURGLARY - 9/20 Footlocker at 4300 Meadows Lane - GUILTY OF BURGLARY (F);

COUNT 6 - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON - 9/24 Champ Sports at 3200 Las Vegas Blvd. - GUILTY OF BURGLARY (F);

COUNT 7 - GRAND LARCENY - 9/24 Champ Sports at 3200 Las Vegas Blvd. - GUILTY OF GRAND LARCENY (F);

COUNT 8 - CONSPIRACY TO COMMIT ROBBERY - 9/24 Champ Sports at 3200 Las Vegas Blvd. - GUILTY OF CONSPIRACY TO COMMIT ROBBERY (F);

COUNT 9 - ROBBERY WITH USE OF A DEADLY WEAPON - 9/24 Champ Sports at 3200 Las Vegas Blvd. - GUILTY OF ROBBERY (F);

COUNT 10 - BURGLARY - 9/24 Footlocker at 4300 Meadows Lane - GUILTY OF BURGLARY (F);

COUNT 11 - GRAND LARCENY - 9/29 Footlocker at 2120 Festival Plaza - GUILTY OF GRAND LARCENY (F);

COUNT 12 - BURGLARY - 9/29 Footlocker at 2120 Festival Plaza - GUILTY OF BURGLARY (F);

COUNT 13 - BURGLARY - 10/2 Nike at 9851 S. Eastern - GUILTY OF BURGLARY (F);

COUNT 14 - GRAND LARCENY - 10/2 Nike at 9851 S. Eastern - GUILTY OF GRAND LARCENY (F);

COUNT 15 - BURGLARY - 10/6 Footlocker at 4300 Meadows Lane - GUILTY OF BURGLARY (F);

COUNT 16 - PARTICIPATION IN ORGANIZED RETAIL THEFT - GUILTY OF PARTICIPATION IN ORGANIZED RETAIL THEFT (F).

COURT ORDERED, matter REFERRED TO Parole and Probation and SET for SENTENCING. Court thanked and excused the Jury.

CUSTODY

12/29/20 1:45 PM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 29, 2020

C-19-344461-2 State of Nevada
vs
Andre Snipes

December 29, 2020 1:45 PM Sentencing

HEARD BY: Johnson, Eric **COURTROOM:** RJC Courtroom 12A

COURT CLERK: Tia Everett

RECORDER: Angie Calvillo

REPORTER:

PARTIES

PRESENT:	Hill, Daniel	Attorney
	Lexis, Chad N.	Attorney
	Snipes, Andre Grant	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Upon Court's inquiry, Mr. Hill and Defendant advised there are no issues pursuant to the Stockmeier decision. By virtue of a jury verdict and by Order of this Court, DEFENDANT SNIPES ADJUDGED GUILTY of COUNT 1 - GRAND LARCENY (F); COUNT 2 - CONSPIRACY TO COMMIT ROBBERY (F); COUNT 3 - ROBBERY WITH USE OF A DEADLY WEAPON (F); COUNT 4 - BURGLARY WHILE IN POSSESSION OF A FIREARM (F); COUNT 5 - BURGLARY (F); COUNT 6 - BURGLARY (F); COUNT 7 - GRAND LARCENY (F); COUNT 8 - CONSPIRACY TO COMMIT ROBBERY (F); COUNT 9 - ROBBERY (F); COUNT 10 - BURGLARY (F); COUNT 11 - GRAND LARCENY (F); COUNT 12 - BURGLARY (F); COUNT 13 - BURGLARY (F); COUNT 14 - GRAND LARCENY (F); COUNT 15 - BURGLARY (F); and COUNT 16 - PARTICIPATION IN ORGANIZED RETAIL THEFT (F). Matter argued and submitted. Statement by Defendant. COURT ORDERED, in addition to the \$25 Administrative Assessment fee, \$3.00 DNA Analysis fee and the \$150 DNA Analysis fee including testing to determine genetic markers, DEFENDANT SENTENCED as follows;

COUNT 1 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 &

16;

COUNT 2 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 3 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); plus a CONSECUTIVE MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); for use of a deadly weapon;

COUNT 4 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 5 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 6 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 7 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 8 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 9 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 10 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 11 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 12 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 13 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 14 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 15 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of THIRTY-SIX (36) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT WITH COUNTS 3 & 16;

COUNT 16 - a MINIMUM of TWELVE (12) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); CONSECUTIVE TO COUNT 3

for a TOTAL AGGREGATE SENTENCE OF a MINIMUM of SIXTY (60) MONTHS and a MAXIMUM of ONE HUNDRED FIFTY-SIX (156) MONTHS in the Nevada Department of Corrections (NDC); with FOUR HUNDRED FIFTY (450) DAYS credit for time served.

Mr. Hill moved to withdraw as counsel and have appellant counsel appointed. COURT FURTHER ORDERED, matter REFERRED to the office of appointed counsel for the appointment of appellant counsel and matter SET for Confirmation of Counsel. Court noted Mr. Hill is to appear at the next date in order to provide new counsel with the file.

NDC

1/12/2021 8:30 AM CONFIRMATION OF COUNSEL (APPELLANT)

CLERK'S NOTE: minutes corrected to reflect the correct charges adjudicated pursuant to the jury verdict. te 1/05/2021

CASE NO. C-19-344461-1, -2
DEPT. NO. XX
DDA ASHLEY LACHER (L-4)

Defendant(s): GREGORY DELLO MORGAN, #2752270
ANDRE GRANT SNIPES, #7088448

Case No(s): 18CGJ163A-B (RANDOMLY TRACKS TO DC XX & XXV)

Charge(s): As to Deft Morgan:
(3) CTS - GRAND LARCENY (Category C Felony - NRS 205.220.1, 205.222.2 - NOC 56004);
(2) CTS - CONSPIRACY TO COMMIT ROBBERY (Category B Felony - NRS 200.380, 199.480 - NOC 50147);
(2) CTS - ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138);
(2) CTS - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony - NRS 205.060 - NOC 50426) and
(1) CT - BURGLARY (Category B Felony - NRS 205.060 - NOC 50424)

As to Deft Snipes:
(3) CTS - GRAND LARCENY (Category C Felony - NRS 205.220.1, 205.222.2 - NOC 56004);
(2) CTS - CONSPIRACY TO COMMIT ROBBERY (Category B Felony - NRS 200.380, 199.480 - NOC 50147);
(2) CTS - ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138);
(2) CTS - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON (Category B Felony - NRS 205.060 - NOC 50426) and
(3) CTS - BURGLARY (Category B Felony - NRS 205.060 - NOC 50424)

Def. Counsel(s): MORGAN – PD
SNIPES – JAMES RUGGEROLI

WARRANTS (1 WEEK):
MORGAN –
SNIPES -

DEFTS ARE IN CUSTODY @CCDC (19F21141A-B – PH 11/12 IN JC9)

LVJC CASES TO BE DISM'D: 19F21141A-B

Exhibits:

WA 1. Proposed Indictment
WA 2. Grand Jury Instructions
WA 3. DVD
WA 4. Receipt
WA 5. Receipt
WA 6. Photo

WA 7. Photo
WA 8. Photo Lineup
WA 9. Photo Lineup
WA 10. Photo Lineup
WA 11. Photo Lineup

Exhibits 1 – 11 to be lodged with the Clerk of the Court.

Exhibits:

1. Proposed Indictment
- WA 1a. Superseding Proposed Indictment
- WA 1b. 2nd Proposed Superseding Indictment
2. Jury Instructions
- WA 2a. Supplemental Instructions
3. DVD
4. Receipt
5. Receipt
6. Photo
7. Photo
8. Photo Lineup
9. Photo Lineup
10. Photo Lineup
11. Photo Lineup
- WA 12. Receipt
- WA 13. Receipt
- WA 14. Duplicate Photo
- WA 15. Photo
- WA 16. Photo
- WA 17. Photo
- WA 18. Transcript
- WA 19. Transcript
- WA 20. Photo
- WA 21. Photo
- WA 22. Photo

Exhibits 1a, 1b, 12 - 22 to be lodged with the Clerk of the Court.
Exhibits 1 – 11 were previously lodged with the Clerk of the Court.

EXHIBIT(S) LIST

Case No.: C344461

Hearing Date: 11/10/20

Dept. No.: 20

Judge: ERIC JOHNSON

Court Clerk: Michele Tucker

Plaintiff: STATE OF NEVADA

Recorder: Angie Calvillo

Counsel for Plaintiff: Chad Lexis

vs.

Defendant: ANDRE GRANT SNIPES

Michael J. Scarborough

Counsel for Defendant: Daniel Hill

HEARING BEFORE THE COURT

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
1	Nike Video 10/2/19	11/10/20	no	11/10/20	WA
2	Meadows Mall Surv. ^{CD} 9/20-9/24-10/6	11/10/20	no	11/10/20	WA
3	Alden 911 + Champs 9/24/19 Surv.	11/10/20	no	11/10/20	WA
4	Fashion Show Footlocker Surv. 9/20/19	11/10/20	no	11/10/20	WA
5	Bryan Laws 911 CD	11/10/20	no	11/10/20	WA
6	Photo Line up - Alden Albrego ^(3:32 PM) - 3 pgs	11/10/20	no	11/10/20	WA
7	Photo Line up - Bryan Laws ^(3:57 PM) 3 pgs	11/10/20	no	11/10/20	WA
8	Champs Suspended Receipt	11/10/20	no	11/10/20	WA
9	Photo Line up - Bryan Laws ^(3:59 PM) 3 pgs	11/10/20	no	11/10/20	WA
10	" " Alden Albrego ^(3:29 PM) 3 pgs	11/10/20	no	11/10/20	WA
11	Meadows Mall - Loyalty Info - ^(Register) Andre Snipes	11/10/20	no	11/10/20	WA
12	" " " " w/return Receipt	11/10/20	no	11/10/20	WA
13	Text Message w/Photo of ^{Black +} Red Shoe	11/10/20	no	11/10/20	WA
14	Text " " Gregory Morgan Jr.	11/10/20	no	11/10/20	W/D
15	Report of Text Messages	11/10/20	no	11/10/20	W/D
16	Photo of Man w/Tattoo on neck ^{w/D + made pt x 5}	11/10/20	no	11/10/20	W/D
17	" " w/ facial Hair	11/10/20	no	11/10/20	WA

EXHIBIT(S) LIST

Case No.: **C344461**

Hearing Date: 11/10/20

Dept. No.: **20**

Judge: **ERIC JOHNSON**

Court Clerk: **Michele Tucker**

Plaintiff: **STATE OF NEVADA**

Recorder: Chad Lewis

Counsel for Plaintiff: Michael J. Scarborough

vs.

Defendant: **ANDRE GRANT SNIPES**

Counsel for Defendant: Daniel Hill

HEARING BEFORE THE COURT

Court's EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
1	Juror #2 Question - Asked			11/10/20	WA
2	Juror #4 Question - Asked			11/10/20	WA
3	Juror #6 Question - Asked			11/10/20	WA
4	JOC - Snipes			11/10/20	WA
5	Photo of Def.			11/12/20	WA
6	Audiovisual Transmission Equip. ^{App.} Request			11/12/20	WA
7	Question from Jurors			11/13/20	WA

Certification of Copy

State of Nevada }
County of Clark } SS:

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

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT
DOCKET ENTRIES; JUDGMENT OF CONVICTION (JURY TRIAL); AMENDED JUDGMENT OF
CONVICTION (JURY TRIAL); DISTRICT COURT MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

ANDRE GRANT SNIPES,

Defendant(s).

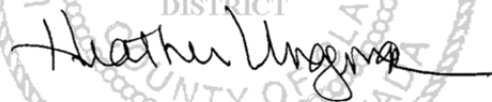
Case No: C-19-344461-2

Dept No: XXXII

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 21 day of January 2021.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk



**EIGHTH JUDICIAL DISTRICT COURT
CLERK OF THE COURT**

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE, 3rd FL.
LAS VEGAS, NEVADA 89155-1160
(702) 671-4554

Steven D. Grierson
Clerk of the Court

Anntoinette Naumec-Miller
Court Division Administrator

January 21, 2021

Elizabeth A. Brown
Clerk of the Court
201 South Carson Street, Suite 201
Carson City, Nevada 89701-4702

RE: STATE OF NEVADA vs. ANDRE GRANT SNIPES
D.C. CASE: C-19-344461-2

Dear Ms. Brown:

Please find enclosed a Notice of Appeal packet, filed January 21, 2021. Due to extenuating circumstances minutes from the date(s) listed below have not been included:

January 12, 2021

We do not currently have a time frame for when these minutes will be available.

If you have any questions regarding this matter, please contact me at (702) 671-0512.

Sincerely,
STEVEN D. GRIERSON, CLERK OF THE COURT

A handwritten signature in black ink that reads "Heather Ungermann". The signature is fluid and cursive.

Heather Ungermann, Deputy Clerk