

Electronically Filed  
May 13 2021 03:33 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

1 NOASC  
2 JAMES A. ORONOZ, ESQ.  
3 Nevada Bar No. 6769  
4 Oronoz & Ericsson, LLC  
5 1050 Indigo Drive, Suite 120  
6 Las Vegas, Nevada 89145  
7 Telephone: (702) 878-2889  
8 Facsimile: (702) 522-1542  
9 jim@oronozlawyers.com  
10 *Attorney for Appellant*

8 **DISTRICT COURT**  
9 **CLARK COUNTY, NEVADA**

10 JARELL WASHINGTON, )  
11 Appellant, ) CASE NO. C-19-341380-1  
12 v. ) DEPT. NO. X  
13 THE STATE OF NEVADA, )  
14 Respondent. ) **NOTICE OF APPEAL**

15 NOTICE is hereby given that JARELL WASHINGTON, defendant named above, hereby  
16 appeals to the Nevada Supreme Court from the Judgment of Conviction rendered in this action on  
17 the 6th day of May, 2021.

18 DATED this 7th day of May, 2021.

19  
20 ORONOZ & ERICSSON, LLC

21  
22 /s/ James A. Oronoz, Esq.  
23 JAMES A. ORONOZ, ESQ.  
24 Nevada Bar No. 6769  
25 1050 Indigo Drive, Suite 120  
26 Las Vegas, Nevada 89145  
27 Telephone: (702) 878-2889  
28 *Attorney for Appellant*

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**CERTIFICATE OF ELECTRONIC SERVICE**

The undersigned hereby certifies that electronic service was completed via the Odyssey E-File & Serve System and emailed to the following recipient(s) on this 7<sup>th</sup> day of May, 2021.

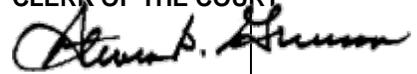
STEVEN B. WOLFSON  
Clark County District Attorney  
[PDMotions@clarkcountyda.com](mailto:PDmotions@clarkcountyda.com)

**CERTIFICATE OF MAILING**

The undersigned hereby certifies that service was completed by sending a copy of this Notice of Appeal via U.S. mail on this 7<sup>th</sup> day of May, 2021, to the following recipient pursuant to NRAP 3(d)(2).

JARELL WASHINGTON, ID# 02665695  
c/o Clark County Detention Center  
330 South Casino Center Blvd.  
Las Vegas, NV 89101

*/s/ Jan Ellison*  
An Employee of Oronoz & Ericsson, LLC



1 **ASTA**  
2 JAMES A. ORONoz, ESQ.  
3 Nevada Bar No. 6769  
4 Oronoz & Ericsson, LLC  
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6 Las Vegas, Nevada 89145  
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9 jim@oronozlawyers.com  
10 *Attorney for Appellant*

6 **DISTRICT COURT**  
7 **CLARK COUNTY, NEVADA**

8 JARELL WASHINGTON, )  
9 Appellant, )  
10 vs. )  
11 THE STATE OF NEVADA, )  
12 Respondent. )  
13 )

CASE NO.: C-19-341380-1  
Supreme Court No: \_\_\_\_\_  
DEPT. NO.: X  
**CASE APPEAL STATEMENT**

- 13 1. Appellant filing this case appeal statement: **Jarell Washington**  
14 2. The name of the judge who entered the order or judgment that is being appealed:

15 **The Honorable Tierra Jones.**

16 3. All parties to the proceedings in the district court (the use of et al. to denote parties  
17 is prohibited): **The State of Nevada, Plaintiff; Jarell Washington, Defendant.**

18 4. All parties involved in this appeal (the use of et. al. to denote parties is prohibited):  
19 **Jarell Washington, Appellant; The State of Nevada, Respondent.**

20 5. Name, law firm, address, and telephone number of all counsel on appeal and party  
21 or parties whom they represent:  
22  
23  
24

<p><b>JAMES A. ORONOZ, ESQ.</b>  <b>Oronoz &amp; Ericsson, LLC</b>  <b>1050 Indigo Drive, Suite 120</b>  <b>Las Vegas, Nevada 89145</b>  <b>(702) 878-2889</b>  <i>Attorney for Appellant</i></p>	<p><b>STEVEN B. WOLFSON</b>  <b>Clark County District Attorney</b>  <b>200 Lewis Avenue</b>  <b>Las Vegas, Nevada 89155</b>  <i>Attorney for Respondent</i></p>
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6. Whether an attorney identified in response to paragraph 5 is not licensed to practice law in Nevada, and if so, whether the district court granted that attorney permission to appear under SCR 42, including a copy of any district court order granting that permission: **N/A.**

7. Whether appellant was represented by appointed or retained counsel in the district court: **Appointed.**

8. Whether appellant is represented by appointed or retained counsel on appeal: **Appointed.**

9. Whether appellant was granted leave to proceed in forma pauperis, and the date of entry of the district court order granting such leave: **N/A.**

10. Date proceedings commenced in the district court (e.g., date complaint, indictment, information, or petition was filed): **Grand Jury Indictment, filed June 26, 2019.**

11. A brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the district court: **This is a direct appeal from the District Court’s Judgment of Conviction.**

12. Whether the case has previously been the subject of an appeal to or original writ proceeding in the Supreme Court and, if so, the caption and Supreme Court docket number of the prior proceeding:

**N/A**

///

///

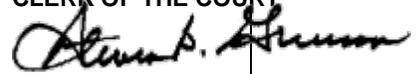


1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby certifies that electronic service was completed via the Odyssey E-  
3 File & Serve System and emailed to the following recipient(s) on this 7th day of May, 2021.

4 STEVEN B. WOLFSON  
5 Clark County District Attorney  
[PDMotions@clarkcountyda.com](mailto:PDMotions@clarkcountyda.com)

6  
7 By: /s/ Jan Ellison  
8 An employee of Oronoz & Ericsson, LLC  
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1 **REQT**  
2 JAMES A. ORONOZ, ESQ.  
3 Nevada Bar No. 6769  
4 ORONOZ & ERICSSON, LLC  
5 1050 Indigo Drive, Suite 120  
6 Las Vegas, Nevada 89145  
7 Telephone: (702) 878-2889  
8 Facsimile: (702) 522-1542  
9 jim@oronozlawyers.com  
10 *Attorney for Appellant*

6 **DISTRICT COURT**  
7 **CLARK COUNTY, NEVADA**

8 JARELL WASHINGTON,  
9 Appellant,  
10 vs.  
11 THE STATE OF NEVADA,  
12 Respondent.

CASE NO.: C-19-341380-1  
DEPT. NO.: X

13 **REQUEST FOR TRANSCRIPTS OF PROCEEDINGS**

14 TO: Court Recorder: Robin Page  
15 Loree Murray  
16 Victoria Boyd  
17 District Court: Department No. X  
18 District Judge: Honorable Tara Clark Newberry  
19 Honorable Melisa De La Garza  
20 Honorable Tierra Jones

21 Jarell Washington, Defendant named above, requests a preparation of a transcript of  
22 certain portions of the proceedings before the District Court, as follows:

- 23 1. Court Recorder Robin Page: July 9, 2019 (Initial Arraignment, Indictment Warrant  
24 Return and All Pending Motions); July 24, 2019 (Status Check: Confirmation of  
Counsel, Arraignment Continued and All Pending Motions); August 1, 2019 (Status  
Check: Trial Setting); October 3, 2019 (Status Check: Trial Readiness); December

1 5, 2019 (Status Check: Trial Readiness); January 7, 2020 (Status Check: Trial  
2 Readiness); January 16, 2020 (Status Check: Trial Readiness); March 12, 2020  
3 (Motion to Dismiss Counsel); July 10, 2020 (Status Check: Motion to Withdraw  
4 Plea)

5 2. Court Recorder Loree Murray: March 26, 2020 (Status Check: Confirmation of  
6 Counsel)

7 3. Court Recorder Victoria Boyd: September 11, 2020 (Motion to Withdraw Plea);  
8 December 16, 2020 (Defendant's Motion for Release on his Own Recognizance or  
9 in the Alternative Motion to Set Reasonable Bail); February 19, 2021 (Evidentiary  
10 Hearing); March 5, 2021 (Argument); March 10, 2021 (Argument); March 17, 2021  
11 (Argument); April 2, 2021 (Sentencing); April 16, 2021 (Sentencing)

12 Portion of the transcripts requested: Entire Hearing (including bench conferences and  
13 sealed hearings), including word index.

14 This Notice requests a transcript of only those portions of the District Court  
15 proceedings that counsel reasonably and in good faith believes are necessary to determine  
16 whether appellate issues are present.

17 I recognize that I must personally serve a copy of this form on the above-named court  
18 recorder and opposing counsel.

19 That the above-named court recorder shall have thirty (30) days from the date of service  
20 of this document to prepare an original plus three copies and file with the District Court Clerk  
21 the original transcript(s) requested herein.

22 ///

23 ///

24 ///

1 Further, pursuant to NRAP 3C(d)(3)(iii), the court recorder shall also deliver copies of  
2 the transcript to the Supreme Court Clerk, to appellant's counsel and respondent's counsel no  
3 more than thirty (30) days after the date of the appellant's request.

4 DATED this 7<sup>th</sup> day of May, 2021.

5 Respectfully submitted,

6 By: /s/ James A. Oronoz  
7 James A. Oronoz, Esq.  
8 Nevada Bar No. 6769  
9 Oronoz & Ericsson, LLC  
10 1050 Indigo Drive, Suite 120  
11 Las Vegas, Nevada 89145  
12 Telephone: (702) 878-2889  
13 *Attorney for Appellant*  
14 *Jarell Washington*

CERTIFICATE OF SERVICE

I hereby certify that on the 7th day of May, 2021, I served a true and correct copy of the foregoing Request for Transcripts on:

Robin Page  
Court Recorder  
District Court, Dept. XXI  
200 Lewis Avenue  
Las Vegas, Nevada 89155  
[PageR@clarkcountycourts.us](mailto:PageR@clarkcountycourts.us)

Loree Murray  
Court Recorder  
Justice Court, Dept. 15  
200 Lewis Avenue  
Las Vegas, Nevada 89155  
[MurrayL@clarkcountycourts.us](mailto:MurrayL@clarkcountycourts.us)

Victoria Boyd  
Court Recorder  
District Court, Dept. X  
200 Lewis Avenue  
Las Vegas, Nevada 89155  
[BoydV@clarkcountycourts.us](mailto:BoydV@clarkcountycourts.us)

STEVEN B. WOLFSON, Clark County District Attorney  
200 Lewis Avenue  
Las Vegas, Nevada 89101  
[PDMotions@clarkcountyyda.com](mailto:PDMotions@clarkcountyyda.com)

*/s/ Jan Ellison*  
An employee of Oronoz & Ericsson, LLC

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. C-19-341380-1**

State of Nevada  
vs  
Jarell Washington

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Location: **Department 10**  
Judicial Officer: **Jones, Tierra**  
Filed on: **06/26/2019**  
Case Number History:  
Cross-Reference Case Number: **C341380**  
Defendant's Scope ID #: **2665695**  
Grand Jury Case Number: **19AGJ043x**  
ITAG Case ID: **2116503**

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. MURDER (SECOND DEGREE) WITH USE OF A DEADLY WEAPON	200.030.2	F	08/19/2007	Subtype:	<b>Homicide</b>
<i>Filed As:</i> MURDER WITH USE OF A DEADLY WEAPON	F	6/25/2018		Case Status:	<b>05/06/2021 Closed</b>
2. ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	08/19/2007		

**Statistical Closures**

05/06/2021 Guilty Plea with Sentence (before trial) (CR)

**Warrants**

Indictment Warrant - Washington, Jarell (Judicial Officer: Silva, Cristina D. )

07/09/2019 12:54 PM Returned - Served

06/26/2019 11:00 AM Active

Fine: \$0

Bond: **\$1,000,000.00** Any

DATE

CASE ASSIGNMENT

**Current Case Assignment**

Case Number	C-19-341380-1
Court	Department 10
Date Assigned	09/08/2020
Judicial Officer	Jones, Tierra

PARTY INFORMATION

		Lead Attorneys
<b>Defendant</b>	<b>Washington, Jarell</b>	<b>Ornoz, James A.</b> <i>Retained</i> 702-878-2889(W)
<b>Plaintiff</b>	<b>State of Nevada</b>	<b>Wolfson, Steven B</b> 702-671-2700(W)

DATE

EVENTS & ORDERS OF THE COURT

INDEX

**EVENTS**

- 06/26/2019  Indictment  
*Indictment*
- 06/26/2019  Warrant  
*Indictment Warrant*
- 06/27/2019  Indictment Warrant Return

**CASE SUMMARY**  
**CASE NO. C-19-341380-1**

- 07/10/2019  Transcript of Proceedings  
*Reporter's Transcript of Proceedings, Grand Jury Hearing, June 25, 2019*
- 07/24/2019  Notice of Department Reassignment  
*Notice of Department Reassignment*
- 12/31/2019  Notice of Witnesses and/or Expert Witnesses  
*State's Notice of Witnesses and/or Expert Witnesses*
- 01/21/2020  Receipt of Copy  
*Receipt of Copy*
- 01/24/2020  Supplemental Witness List  
*State's Supplemental Notice of Witnesses and/or Expert Witnesses*
- 01/31/2020  Receipt of Copy  
*Receipt of Copy*
- 02/06/2020  Supplemental Witness List  
*State's Second Supplemental Notice of Expert Witnesses and/or Expert Witnesses*
- 02/10/2020  Amended Indictment  
*Amended Indictment*
- 02/10/2020  Guilty Plea Agreement  
*Guilty Plea Agreement*
- 02/12/2020  Notice of Department Reassignment  
*Notice of Department Reassignment*
- 02/18/2020  Motion to Dismiss Counsel  
Party: Defendant Washington, Jarell
- 03/27/2020  PSI
- 04/02/2020  Receipt of Copy  
Filed by: Plaintiff State of Nevada  
*Receipt of Copy*
- 07/16/2020  Recorders Transcript of Hearing  
Party: Plaintiff State of Nevada  
*Redorder's Transcript of Hearing Re: DA Request: Entry of Plea Heard on February 10, 2020*
- 08/13/2020  Motion to Withdraw Plea  
Filed By: Defendant Washington, Jarell  
*Defendant Jarell Washington's Motion to Withdraw Guilty Plea*
- 08/28/2020  Opposition to Motion  
Filed By: Plaintiff State of Nevada  
*State's Opposition to Defendant's Motion to Withdrawn Guilty Plea*

**CASE SUMMARY**  
**CASE NO. C-19-341380-1**

- 09/02/2020  Reply  
 Filed by: Defendant Washington, Jarell  
*Defendant Jarell Washington's Reply to the State's Opposition to Defendant's Motion to Withdraw Guilty Plea*
- 09/08/2020 Case Reassigned to Department 10  
*Case Reassignment from Judge Douglas W. Herndon to Judge Tierra Jones*
- 09/08/2020  Notice of Change of Hearing  
*Notice of Change of Hearing*
- 12/11/2020  Motion  
 Filed By: Defendant Washington, Jarell  
*Defendant's Motion for Release on his Own Recognizance or in the Alternative Motion to Set Reasonable Bail*
- 12/11/2020  Clerk's Notice of Hearing  
*Notice of Hearing*
- 12/15/2020  Opposition  
*State's Opposition to Defendant's Motion for Release on his Own Recognizance and the State's Countermotion to Remand Defendant without Bail*
- 02/22/2021  Order  
*Order for Transcript*
- 02/23/2021  Transcript of Proceedings  
*Recorder's Transcript of Proceeding re Calendar Call - Thursday, February 6, 2020*
- 03/23/2021  Order Denying Motion  
 Filed By: Plaintiff State of Nevada  
*Order Denying Defendant's Motion to Withdraw Guilty Plea*
- 05/06/2021  Judgment of Conviction  
*Judgment of Conviction (Plea of Guilty)*
- 05/07/2021  Notice of Appeal (Criminal)  
 Party: Defendant Washington, Jarell  
*Notice of Appeal*
- 05/07/2021  Case Appeal Statement  
 Filed By: Defendant Washington, Jarell  
*Case Appeal Statement*
- 05/07/2021  Request  
 Filed by: Defendant Washington, Jarell  
*Request for Transcripts of Proceedings*

**DISPOSITIONS**

- 02/10/2020 **Disposition** (Judicial Officer: Adair, Valerie)  
 2. ROBBERY WITH USE OF A DEADLY WEAPON  
 Amended Information Filed/Charges Not Addressed  
 PCN: Sequence:
- 02/10/2021 **Plea** (Judicial Officer: Jones, Tierra)  
 1. MURDER (SECOND DEGREE) WITH USE OF A DEADLY WEAPON

**CASE SUMMARY**  
**CASE NO. C-19-341380-1**

Guilty  
 PCN: Sequence:

04/16/2021 **Disposition** (Judicial Officer: Jones, Tierra)  
 1. MURDER (SECOND DEGREE) WITH USE OF A DEADLY WEAPON  
 Guilty  
 PCN: Sequence:

04/16/2021 **Adult Adjudication** (Judicial Officer: Jones, Tierra)  
 1. MURDER (SECOND DEGREE) WITH USE OF A DEADLY WEAPON  
 08/19/2007 (F) 200.030.2 (DC50011)  
 PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
 Term: Minimum:120 Months, Maximum:300 Months  
 Consecutive Enhancement:For Weapons Enhancement, Minimum:72 Months, Maximum:180 Months  
 Credit for Time Served: 680 Days

Other Fees  
 1. , \$3,580.00 To Victims of Crime

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**

06/26/2019  **Grand Jury Indictment** (11:00 AM) (Judicial Officer: Silva, Cristina D.)

**MINUTES**

**Warrant**

06/26/2019 Inactive Indictment Warrant

Matter Heard;

Journal Entry Details:

*Brian Contreras, 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 19AGJ043X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-19-341380-1, Department III. State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$1,000,000.00 BAIL with high level electronic monitoring; 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 1-15 to be lodged with the Clerk of the Court. In addition, a Pre-Trial Risk Assessment will be prepared if one was not previously done. I.W. (CUSTODY) 07/09/19 9:00 A.M. INITIAL ARRAIGNMENT (DEPT III) ;*

**SCHEDULED HEARINGS**

**Initial Arraignment** (07/09/2019 at 9:00 AM) (Judicial Officer: Herndon, Douglas W.)

07/09/2019 **Initial Arraignment** (9:00 AM) (Judicial Officer: Herndon, Douglas W.)  
 Matter Continued;

07/09/2019 **Indictment Warrant Return** (9:00 AM) (Judicial Officer: Herndon, Douglas W.)  
 Events: 06/27/2019 Indictment Warrant Return  
 Matter Heard;

07/09/2019  **All Pending Motions** (9:00 AM) (Judicial Officer: Herndon, Douglas W.)  
 Matter Heard;

**CASE SUMMARY**  
**CASE NO. C-19-341380-1**

Journal Entry Details:

*INDICTMENT WARRANT RETURN... INITIAL ARRAIGNMENT... Mr. Kocka informed the Court he was retained in Justice Court and has not been retained beyond that, adding he has spoken with the Defendant's family who was supposed to come and meet him, however they have not done so. COURT ADVISED the arraignment could be continued two weeks to verify if the Defendant is planning on retaining Mr. Kocka or if the Public Defender's Office needed to be appointed. COURT ORDERED, arraignment CONTINUED. Mr. Kocka indicated he provided a copy of the Indictment to the Public Defender's Office. COURT FURTHER ORDERED, the case will remain in Department Three pending reassignment. CUSTODY 7/24/19 9:30 A.M. ARRAIGNMENT CONTINUED... STATUS CHECK: CONFIRMATION OF COUNSEL;*

07/24/2019 **Status Check: Confirmation of Counsel (9:30 AM)** (Judicial Officer: Herndon, Douglas W.)  
 Matter Heard;

07/24/2019 **Arraignment Continued (9:30 AM)** (Judicial Officer: Herndon, Douglas W.)  
 Set Status Check;

07/24/2019  **All Pending Motions (9:30 AM)** (Judicial Officer: Herndon, Douglas W.)  
 Matter Heard;

Journal Entry Details:

*STATUS CHECK: CONFIRMATION OF COUNSEL... ARRAIGNMENT CONTINUED... Deputy District Attorney Giancarlo Pesci present on behalf of the State. Deputy Public Defender Kathleen Hamers present. Mr. Kocka stated Drew Christensen's Office appointed him as counsel of record. COURT STATED they asked the Public Defender's Office to run a conflicts check in case they were appointed. DEFENDANT WASHINGTON ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter set for status check. Upon Court's inquiry, Mr. Kocka stated the transcripts have been filed. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs, if the Transcript has not been filed as of today; Counsel has 21 days from the filing of the Transcript. Mr. Pesci stated the matter has gone before the Death Review Committee and the State is not seeking death. Pursuant to Administrative Order 17-05 this COURT ORDERS the case REASSIGNED to Department 21. CUSTODY 8/1/19 8:30 A.M. STATUS CHECK: TRIAL SETTING (DEPT 21) ;*

08/01/2019  **Status Check: Trial Setting (9:30 AM)** (Judicial Officer: Adair, Valerie)  
 Trial Date Set;

Journal Entry Details:

*Colloquy regarding trial date. Mr. Kocka advised he believes the forensics will be done soon. COURT ORDERED, matter SET for trial. CUSTODY 10/3/19 9:30 AM STATUS CHECK: TRIAL READINESS 2/6/20 9:30 AM CALENDAR CALL 2/10/20 9:00 AM JURY TRIAL ;*

10/03/2019  **Status Check: Trial Readiness (9:30 AM)** (Judicial Officer: Adair, Valerie)

**10/03/2019, 12/05/2019, 01/07/2020, 01/16/2020**

Continued;

Continued;

Continued;

Matter Heard;

Journal Entry Details:

*Mr. Kocka announced ready for trial. However, he spoke with Mr. Portz this morning and he suggested attending a settlement conference with Judge Bell, noting he would speak to his client this afternoon. COURT SO NOTED. CUSTODY;*

Continued;

Continued;

Continued;

Matter Heard;

Journal Entry Details:

*Mr. Kocka advised an offer was extended last Friday and he will be meeting with the Defendant to convey the offer this week. Additionally, Mr. Kocka advised he is meeting with the State for a file review this Friday at 10 am and noted he is prepared for trial. COURT ORDERED, matter CONTINUED. CUSTODY CONTINUED TO: 1/16/20 9:30 AM;*

Continued;

Continued;

Continued;

Matter Heard;

Journal Entry Details:

*Mr. Kocka advised he just received the DNA report, has all discovery, and anticipates receiving an offer soon. COURT ORDERED, matter CONTINUED. CUSTODY CONTINUED TO: 1/7/20 9:30 AM;*

## CASE SUMMARY

### CASE NO. C-19-341380-1

Continued;  
Continued;  
Continued;  
Matter Heard;

## Journal Entry Details:

*Mr. Kocka advised there are still outstanding forensics on the fire arm and he and DA Portz have been discussing negotiations. Upon Court's inquiry, counsel indicated there is no outstanding discovery and trial will take two to three weeks, plus the penalty phase. Upon Court's further inquiry, counsel indicated they have not discussed waiving the penalty phase. CONFERENCE AT THE BENCH. COURT ORDERED, matter CONTINUED. CUSTODY CONTINUED TO: 12/5/19 9:30 AM;*

02/06/2020  **Calendar Call** (9:30 AM) (Judicial Officer: Jones, Tierra)

Trial Date Set;

## Journal Entry Details:

*Counsel announced ready but indicated Deft. is requesting a continuance. Deft. stated he needed time to look over the discovery. Counsel advised they had provided Deft. with the Grand Jury transcripts. Colloquy regarding case history. State indicated ready, 20-25 witnesses, and up to 8 days for trial. COURT ORDERED, trial date SET for Department 3. CUSTODY 2/10/20 1:30 PM JURY TRIAL CLERK'S NOTE: The Court Clerk confirmed the trial start time with Department 3 and was informed trial would begin at 1:30 p.m., not 1:00 p.m. as the Court ordered. /mt;*

02/06/2020  **Minute Order** (3:30 PM) (Judicial Officer: Herndon, Douglas W.)

Minute Order - No Hearing Held;

## Journal Entry Details:

*The instant case is a Homicide Team case originally assigned to District Court Department 21. The case was set for trial to begin February 10, 2020, and the parties were prepared for trial. Because DC 21 was unavailable for trial, the matter needed to be reassigned. Administrative Order 17-05 gives this court, as the Homicide Team Case Management Judge, the authority to assign out in the first instance, and then reassign as necessity requires, all homicide cases. Because the case is a Homicide Team case, procedure dictates that efforts first be made to reassign the case within the Homicide Case Team. This court is available to take the trial. Therefore, based on the totality of circumstances present, this Court, as Homicide Team Case Management Judge and pursuant to Administrative Order 17-05, ORDERS the reassignment of the instant case to DC 3. Trial date stands for February 10, 2020 2/10/2020 1:30 P.M. JURY TRIAL;*

02/10/2020  **Request** (9:30 AM) (Judicial Officer: Herndon, Douglas W.)

*DA Request: Entry of Plea*

Plea Entered; DA Request: Entry of Plea

## Journal Entry Details:

*Amended Indictment FILED IN OPEN COURT... Mr. Kocka stated he met with the Defendant yesterday afternoon, and he did reach out to the District Attorney and the Defendants wish to negotiate the case, however after meeting with the Defendant this morning, the Defendant is requested to renew his Motion from Calendar Call to dismiss him as counsel. Mr. Kocka stated the reason the Defendant is requesting to dismiss him as counsel, is the Defendant does not feel that his is prepared for trial, and that the Defendant does not have all of his Discovery. Mr. Kocka stated his concern regarding the case, and the cold hit, and the witness who will testify, adding the Defendant has seen all of the Discovery, he just does not have it in his possession. Mr. Portz objected to the removal of Mr. Kocka, adding this would cause a delay, and these representations were made at Calendar Call, and was denied, pointing out the Discovery has been provided since the indictment, and the Defense has been ready to proceed with trial. Mr. Portz stated they have a pending Guilty Plea Agreement, and if the plea is not accepted the State would request to proceed with trial this afternoon, adding there are about 20-25 witnesses who have traveled from out of state. Mr. Kocka informed the Court he did provide the Transcripts from the Grand Jury, so the Defendant is aware of the testimony. COURT STATED ITS FINDINGS, and ORDERED, Request to Withdraw Counsel DENIED, pointing out the request is tardy, and the Court will not revisit what Judge Adair has previously ordered; the case will proceed to trial this afternoon. Mr. Kocka stated after speaking with the Defendant he wishes to take the deal, and requested time to review the Guilty Plea Agreement with the Defendant. MATTER TRAILED. MATTER RECALLED. All parties present as before. NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFENDANT WASHINGTON ARRAIGNED AND PLED GUILTY TO MURDER (SECOND DEGREE) WITH USE OF A DEADLY WEAPON (F). Court ACCEPTED plea, and, ORDERED, matter referred to the Division of Parole and Probation (P & P) and SET for sentencing; trial date VACATED. COURT FURTHER ORDERED, case to remain in Department Three. NDC 4/1/2020 9:30 A.M. SENTENCING ;*

02/10/2020 **CANCELED Jury Trial** (1:30 PM) (Judicial Officer: Adair, Valerie)

*Vacated - per Judge*

**CASE SUMMARY**

**CASE NO. C-19-341380-1**

- 03/12/2020  **Motion to Dismiss** (9:00 AM) (Judicial Officer: Herndon, Douglas W.)  
*Motion to Dismiss Counsel*  
 Motion Granted; Motion to Dismiss Counsel  
 Journal Entry Details:  
*Upon Court's inquiry, Mr. Kocka didn't know the Motion was on calendar today, until he checked Odyssey. Defendant stated he felt like he was mislead and coerced, adding he promised Discovery and he has not received it, pointing out he is fighting for his life. COURT ORDERED, Motion to Dismiss Counsel GRANTED, not to due to a conflict between Mr. Kocka and Defendant, however with the interest that the Defendant is expressing in his request to withdraw plea. COURT ORDERED matter REFERRED to the Office of Appointed Counsel; status check SET. CUSTODY 3/26/2020 9:00 A.M. STATUS CHECK: CONFIRMATION OF COUNSEL 4/1/2020 9:00 A.M. SENTENCING;*
  
- 03/26/2020  **Status Check: Confirmation of Counsel** (3:30 PM) (Judicial Officer: Herndon, Douglas W.)  
 Set Status Check;  
 Journal Entry Details:  
*Defendant not present. Ms. Stewart stated they can confirm as counsel of record, however they do not have the file yet. COURT ORDERED, Defendant's presence WAIVED as they informed the Jail he did not need to be present today; status check SET and the Court will reach out to Mr. Kocka to have the file provided to Ms. Stewart. COURT FURTHER ORDERED, sentencing date VACATED as the Defendant is looking to withdraw his plea. CUSTODY 5/1/2020 1:45 P.M. STATUS CHECK: MOTION TO WITHDRAW PLEA;*
  
- 04/03/2020 **CANCELED Sentencing** (1:45 PM) (Judicial Officer: Herndon, Douglas W.)  
*Vacated - per Judge*
  
- 07/10/2020  **Status Check** (1:45 PM) (Judicial Officer: Herndon, Douglas W.)  
*Status Check: Motion to Withdraw Plea*  
 Matter Heard;  
 Journal Entry Details:  
*Mr. Ericsson stated he went through the discovery and met with Defendant; the Defendant still wants to proceed with his Motion to Withdraw Plea. Mr. Ericsson requested 30 days to supplement Defendant's motion. COURT ORDERED, Supplement to Motion DUE 8/7/21; State's Opposition DUE 8/21/20; Reply DUE 8/28/20 and hearing SET thereafter. CUSTODY 9/9/20 9:30 AM MOTION TO WITHDRAW PLEA CLERK'S NOTE: Clerk inadvertently set Motion on the incorrect date is 9/9/20 at 9:30 am. Minute Order emailed to Erika Mendoza, erika.mendoza@clarkcountyda.com, and Tom Ericsson, tom@oronozlawyers.com. Additionally, Court Recorder was directed to produce transcript dated 2/10/20.;*
  
- 08/14/2020  **Minute Order** (1:45 PM) (Judicial Officer: Herndon, Douglas W.)  
 Minute Order - No Hearing Held;  
 Journal Entry Details:  
*COURT STATED the instant matter is pending briefing and decision on a motion to withdraw plea; adding the matter is currently set for hearing on September 9, 2020. COURT ADVISED parties have reached out to the Court with a stipulation and agreement to modify the current briefing schedule, and ORDERED briefing schedule SET as follows: Defendant s Supplemental Motion due on or before August 14, 2020; Sates Response due on or before August 28, 2020; Defendant's reply due on or before September 4, 2020. COURT FURTHER ORDERED hearing date STANDS. custody 9/11/2020 1:45 P.M. MOTION TO WITHDRAW PLEA ;*
  
- 09/11/2020  **Motion to Withdraw Plea** (1:45 PM) (Judicial Officer: Jones, Tierra)  
 Matter Heard;  
 Journal Entry Details:  
*APPEARANCES CONTINUED: Deft. present Via Video, from the Jail. Mr. Portz present Via Video, on behalf of the State, Via Video. Mr. Ericsson present Via Video, on behalf of Deft., through Bluejeans technology. Court noted an evidentiary hearing needs to be set. Counsel advised they will need two and a half hours for the hearing. Court further noted the Court will have to contact Judge Bell and get a date, since deft. is in custody and they have to get video time from the Jail. Further, the Court's staff will let counsel know far enough out, for counsel to subpoena their witnesses. CUSTODY ;*
  
- 11/20/2020 **CANCELED Evidentiary Hearing** (8:00 AM) (Judicial Officer: Jones, Tierra)  
*Vacated*
  
- 12/16/2020  **Motion for Own Recognizance Release/Setting Reasonable Bail** (8:30 AM) (Judicial Officer: Jones, Tierra)  
*Defendant's Motion for Release on his Own Recognizance or in the Alternative Motion to Set Reasonable Bail*

# CASE SUMMARY

## CASE NO. C-19-341380-1

Denied;

Journal Entry Details:

*All parties present via BlueJeans. Arguments by counsel and statement by Defendant. Court advised it will be making a determination if the plea is withdrawn in February. As such, COURT ORDERED, bail STANDS and Defendant's Motion for Release on his Own Recognizance or in the Alternative Motion to Set Reasonable Bail DENIED.*

*CUSTODY CLERK'S NOTE: Minutes prepared upon a review of the JAVS recording. /mk 12/30/20;*

02/19/2021

 **Evidentiary Hearing** (11:00 AM) (Judicial Officer: Jones, Tierra)

Matter Heard;

Journal Entry Details:

*APPEARANCES CONTINUED: Deft. present via video, from the Jail. Mr. Ericsson present via video, on behalf of deft., through bluejeans technology. HEARING HELD: Mr. Kocka Sworn and testified. Deft. Sworn and testified. Following testimony, COURT ORDERED, matter CONTINUED for Argument and Decision, on the date given. Upon Court's inquiry, regarding the transcript of the Calendar Call in DC21. Mr. Portz advised he may have to order that. Court directed Mr. Portz to prepare an order for transcript of the 2-06-20 Calendar Call, from DC21. Court noted without the transcript the Court will not require counsel to argue today, until counsel has an opportunity to review the transcript. Court to reach out to DC21. CUSTODY 03/05/21 8:30 A.M. ARGUMENT / DECISION;*

03/05/2021

 **Argument** (8:30 AM) (Judicial Officer: Jones, Tierra)

**03/05/2021, 03/10/2021, 03/17/2021**

*Argument..Decision*

Matter Continued;

Matter Continued;

Denied;

Journal Entry Details:

*APPEARANCES CONTINUED: Parties present via video, through bluejeans technology. Following arguments by counsel, Court noted the a Decision will issue. Further Court noted a status check date will be given in the order. CUSTODY ;*

Matter Continued;

Matter Continued;

Denied;

Journal Entry Details:

*COURT NOTED this matter would be continued for the Judge to preside over. COURT ORDERED, matter CONTINUED. CUSTODY CONTINUED TO: 03/17/21 8:30 AM;*

Matter Continued;

Matter Continued;

Denied;

Journal Entry Details:

*Kenneth Portz, Esq. and Thomas Ericcson, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference. Upon Court's inquiry, Mr. Ericcson requested a continuance to review the transcripts with Deft. COURT SO ORDERED. CUSTODY CONTINUED TO 03.10.2021 8:30 AM;*

03/19/2021

 **Minute Order** (8:00 AM) (Judicial Officer: Jones, Tierra)

Minute Order - No Hearing Held;

Journal Entry Details:

*Following review of the papers and pleadings on file herein, hearing evidence at an evidentiary hearing, and considering the arguments of counsel, COURT ORDERED, Defendant s Motion to Withdraw Plea is DENIED. The COURT FINDS that Defendant insisted on proceeding to trial on multiple occasions and defense counsel was prepared to proceed to trial. The COURT FURTHER FINDS that Defendant s request to continue the trial date was denied on February 6, 2020. The COURT FURTHER FINDS that Defendant acknowledged receipt of an offer from the State on January 7, 2020 and accepted said offer on February 10, 2020, more than a month after receiving said offer; after his request to renew his motion to continue the trial was denied. The COURT FURTHER FINDS that Defendant was thoroughly canvassed regarding the plea agreement and never indicated that he did not wish to accept the agreement or that he was under duress during the plea canvass. Defendant argues that he was promised probation by his lawyer, if he accepted the negotiation. This claim is belied by the record, as the Court thoroughly canvassed the Defendant regarding the sentence and notified him that he was not eligible for probation for the offense to which he was pleading guilty. The COURT FINDS that there has been insufficient evidence presented to determine that the Defendant s plea was not knowing, willing, and voluntary. As such, the Defendant s Motion to Withdraw Guilty Plea is DENIED. The State is ordered to prepare an Order consistent with the Court s ruling and submit it to the Court for signature within 10 days of receipt of this Court s order. This case will be set for status check: sentencing date on April 2, 2021 at 8:30 a.m. 04/02/21 8:30 A.M. STATUS CHECK: SENTENCING Clerk's Note: This Minute Order was electronically served by Courtroom Clerk, Teri Berkshire, to all registered parties for Odyssey File & Serve. /tb ;*

**CASE SUMMARY**

**CASE NO. C-19-341380-1**

04/02/2021

 **Sentencing** (8:30 AM) (Judicial Officer: Jones, Tierra)

**04/02/2021, 04/16/2021**

Continued;

Defendant Sentenced;

Journal Entry Details:

*APPEARANCES CONTINUED: Deft. present via video, from the Jail. Ms. Fleck submitted a binder from the victim's family to the Court. DEFT. WASHINGTON ADJUDGED GUILTY of MURDER (SECOND DEGREE) WITH USE OF A DEADLY WEAPON (F). Arguments by counsel. Statements by deft. Victim speakers Sworn statements given. Matter submitted. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$3,580.00 Restitution to Victims of Crime, a \$150.00 DNA Analysis fee including testing to determine genetic markers, and \$3.00 DNA Collection fee, Deft. SENTENCED to a MINIMUM of ONE HUNDRED TWENTY (120) MONTHS and a MAXIMUM of THREE HUNDRED (300) MONTHS in the Nevada Department of Corrections (NDC); Plus a CONSECUTIVE MINIMUM of SEVENTY-TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC); for Weapons Enhancement, with 680 DAYS credit for time served. The Court has considered all of the factors under NRS 193.165 in determining the length of additional penalty to be imposed for the weapons enhancement. Binder returned to counsel. BOND if any, EXONERATED. NDC ;*

Continued;

Defendant Sentenced;

Journal Entry Details:

*APPEARANCES CONTINUED: Parties present via video, through bluejeans technology. Upon Counsel's request, COURT ORDERED, Sentencing SET on the date given. Court noted the Motion to Withdraw Guilty Plea was Denied. CUSTODY 04/16/21 8:30 A.M. SENTENCING;*

DATE

FINANCIAL INFORMATION

**Defendant** Washington, Jarell  
 Total Charges  
 Total Payments and Credits  
**Balance Due as of 5/10/2021**

178.00  
 0.00  
**178.00**

1 JOCP

2  
3  
4 DISTRICT COURT  
5 CLARK COUNTY, NEVADA  
6

7 THE STATE OF NEVADA,

8 Plaintiff,

9 -vs-  
10

CASE NO. C-19-341380-1

DEPT. NO. X

11 JARELL WASHINGTON aka  
12 Jarrell Washington  
13 #2665695

14 Defendant.  
15

16 JUDGMENT OF CONVICTION  
17 (PLEA OF GUILTY)  
18

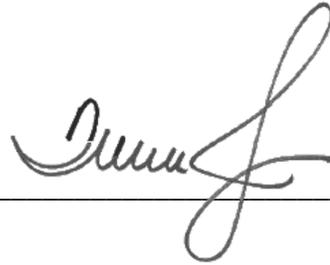
19 The Defendant previously appeared before the Court with counsel and entered a plea of  
20 guilty to the crime of MURDER (SECOND DEGREE) WITH USE OF A DEADLY  
21 WEAPON (Category B Felony) in violation of NRS 200.010, 200.030.2, 193.165; thereafter,  
22 on the 16<sup>th</sup> day of April, 2021, the Defendant was present in court for sentencing with counsel  
23 THOMAS A. ERICSSON, ESQ., and good cause appearing,  
24

25 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offense and, in addition  
26 to the \$25.00 Administrative Assessment Fee, \$3,580.00 Restitution payable to Victims of  
27 Crime and \$150.00 DNA Analysis Fee including testing to determine genetic markers plus  
28

1 \$3.00 DNA Collection Fee, the Defendant is sentenced to the Nevada Department of  
2 Corrections (NDC) as follows: a MAXIMUM of THREE HUNDRED (300) MONTHS with a  
3 MINIMUM parole eligibility of ONE HUNDRED TWENTY (120) MONTHS plus a  
4 CONSECUTIVE term of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM  
5 parole eligibility of SEVENTY-TWO (72) MONTHS for the Use of a Deadly Weapon; with  
6 SIX HUNDRED EIGHTY (680) DAYS credit for time served.  
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10 Dated this 6th day of May, 2021

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03A C3A D3D3 6C61  
Tierra Jones  
District Court Judge

1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 State of Nevada

CASE NO: C-19-341380-1

7 vs

DEPT. NO. Department 10

8 Jarell Washington

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: 5/6/2021

15 James Oronoz

jim@oronozlawyers.com

16 Thomas Ericsson

tom@oronozlawyers.com

17 Alicia Oronoz

alicia@oronozlawyers.com

18 Frank Kocka

kocka2001@gmail.com

19 District Attorney

pdmotions@clarkcountyda.com

20 Kenneth Portz

kenneth.portz@clarkcountyda.com

21 Erika Mendoza

erika.mendoza@clarkcountyda.com

22 Dept Law Clerk

dept10lc@clarkcountycourts.us

23 Jan Ellison

jan@oronozlawyers.com

24

25

26

27

28

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 26, 2019**

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**June 26, 2019      11:00 AM      Grand Jury Indictment**

**HEARD BY:** Silva, Cristina D.      **COURTROOM:** RJC Courtroom 11B

**COURT CLERK:** Kimberly Estala

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

**PRESENT:**      PORTZ, KENNETH      Attorney  
State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Brian Contreras, 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 19AGJ043X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-19-341380-1, Department III.

State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$1,000,000.00 BAIL with high level electronic monitoring; 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 1-15 to be lodged with the Clerk of the Court. In addition, a Pre-Trial Risk Assessment will be prepared if one was not previously done.

I.W. (CUSTODY)

07/09/19 9:00 A.M. INITIAL ARRAIGNMENT (DEPT III)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**July 24, 2019**

C-19-341380-1      State of Nevada  
   vs  
   Jarell Washington

**July 24, 2019                      9:30 AM                      All Pending Motions**

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

**COURT CLERK:** Kory Schlitz

**RECORDER:** Jill Jacoby

**REPORTER:**

**PARTIES**

**PRESENT:**      Kocka, Frank                      Attorney  
   Washington, Jarell                      Defendant

**JOURNAL ENTRIES**

- STATUS CHECK: CONFIRMATION OF COUNSEL... ARRAIGNMENT CONTINUED...

Deputy District Attorney Giancarlo Pesci present on behalf of the State. Deputy Public Defender Kathleen Hamers present.

Mr. Kocka stated Drew Christensen's Office appointed him as counsel of record. COURT STATED they asked the Public Defender's Office to run a conflicts check in case they were appointed. DEFENDANT WASHINGTON ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter set for status check. Upon Court's inquiry, Mr. Kocka stated the transcripts have been filed. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs, if the Transcript has not been filed as of today; Counsel has 21 days from the filing of the Transcript. Mr. Pesci stated the matter has gone before the Death Review Committee and the State is not seeking death. Pursuant to Administrative Order 17-05 this COURT ORDERS the case REASSIGNED to Department 21.

**CUSTODY**

**C-19-341380-1**

8/1/19 8:30 A.M. STATUS CHECK: TRIAL SETTING (DEPT 21)



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 03, 2019**

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**October 03, 2019      9:30 AM      Status Check: Trial  
Readiness**

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

**COURT CLERK:** Athena Trujillo  
Shannon Reid

**RECORDER:** Robin Page

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Kocka, Frank	Attorney
	Palal, Binu G.	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- Mr. Kocka advised there are still outstanding forensics on the fire arm and he and DA Portz have been discussing negotiations. Upon Court's inquiry, counsel indicated there is no outstanding discovery and trial will take two to three weeks, plus the penalty phase. Upon Court's further inquiry, counsel indicated they have not discussed waiving the penalty phase. CONFERENCE AT THE BENCH. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 12/5/19 9:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 05, 2019**

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**December 05, 2019      9:30 AM      Status Check: Trial  
Readiness**

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

**COURT CLERK:** Athena Trujillo

**RECORDER:** Robin Page

**REPORTER:**

**PARTIES**

**PRESENT:**      Kocka, Frank      Attorney  
                         Scarborough, Michael J.      Attorney  
                         State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Mr. Kocka advised he just received the DNA report, has all discovery, and anticipates receiving an offer soon. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 1/7/20 9:30 AM

DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

January 07, 2020

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

January 07, 2020      9:30 AM      Status Check: Trial  
Readiness

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

COURT CLERK: Athena Trujillo

RECORDER: Robin Page

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Kocka, Frank	Attorney
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- Mr. Kocka advised an offer was extended last Friday and he will be meeting with the Defendant to convey the offer this week. Additionally, Mr. Kocka advised he is meeting with the State for a file review this Friday at 10 am and noted he is prepared for trial. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 1/16/20 9:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 16, 2020**

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**January 16, 2020      9:30 AM      Status Check: Trial  
Readiness**

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

**COURT CLERK:** Louisa Garcia

**RECORDER:** Robin Page

**REPORTER:**

**PARTIES**

**PRESENT:**      Kocka, Frank      Attorney  
                         PORTZ, KENNETH      Attorney  
                         State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Mr. Kocka announced ready for trial. However, he spoke with Mr. Portz this morning and he suggested attending a settlement conference with Judge Bell, noting he would speak to his client this afternoon. COURT SO NOTED.

CUSTODY



DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

February 06, 2020

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

February 06, 2020      3:30 PM      Minute Order

HEARD BY: Herndon, Douglas W.      COURTROOM: Chambers

COURT CLERK: Kory Schlitz

RECORDER:

REPORTER:

PARTIES  
PRESENT:

JOURNAL ENTRIES

- The instant case is a Homicide Team case originally assigned to District Court Department 21. The case was set for trial to begin February 10, 2020, and the parties were prepared for trial. Because DC 21 was unavailable for trial, the matter needed to be reassigned. Administrative Order 17-05 gives this court, as the Homicide Team Case Management Judge, the authority to assign out in the first instance, and then reassign as necessity requires, all homicide cases. Because the case is a Homicide Team case, procedure dictates that efforts first be made to reassign the case within the Homicide Case Team. This court is available to take the trial. Therefore, based on the totality of circumstances present, this Court, as Homicide Team Case Management Judge and pursuant to Administrative Order 17-05, ORDERS the reassignment of the instant case to DC 3. Trial date stands for February 10, 2020

2/10/2020 1:30 P.M. JURY TRIAL

DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

February 10, 2020

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

February 10, 2020      9:30 AM      Request      DA Request: Entry of Plea

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

COURT CLERK: Kory Schlitz

RECORDER: Stacey Ray

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Kocka, Frank	Attorney
	Mendoza, Erika	Attorney
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- Amended Indictment FILED IN OPEN COURT...

Mr. Kocka stated he met with the Defendant yesterday afternoon, and he did reach out to the District Attorney and the Defendants wish to negotiate the case, however after meeting with the Defendant this morning, the Defendant is requested to renew his Motion from Calendar Call to dismiss him as counsel. Mr. Kocka stated the reason the Defendant is requesting to dismiss him as counsel, is the Defendant does not feel that his is prepared for trial, and that the Defendant does not have all of his Discovery. Mr. Kocka stated his concern regarding the case, and the cold hit, and the witness who will testify, adding the Defendant has seen all of the Discovery, he just does not have it in his possession. Mr. Portz objected to the removal of Mr. Kocka, adding this would cause a delay, and these representations were made at Calendar Call, and was denied, pointing out the Discovery has been provided since the indictment, and the Defense has been ready to proceed with trial. Mr. Portz stated they have a pending Guilty Plea Agreement, and if the plea is not accepted the State would

request to proceed with trial this afternoon, adding there are about 20-25 witnesses who have traveled from out of state. Mr. Kocka informed the Court he did provide the Transcripts from the Grand Jury, so the Defendant is aware of the testimony. COURT STATED ITS FINDINGS, and ORDERED, Request to Withdraw Counsel DENIED, pointing out the request is tardy, and the Court will not revisit what Judge Adair has previously ordered; the case will proceed to trial this afternoon. Mr. Kocka stated after speaking with the Defendant he wishes to take the deal, and requested time to review the Guilty Plea Agreement with the Defendant. MATTER TRAILED.

MATTER RECALLED. All parties present as before. NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFENDANT WASHINGTON ARRAIGNED AND PLED GUILTY TO MURDER (SECOND DEGREE) WITH USE OF A DEADLY WEAPON (F). Court ACCEPTED plea, and, ORDERED, matter referred to the Division of Parole and Probation (P & P) and SET for sentencing; trial date VACATED. COURT FURTHER ORDERED, case to remain in Department Three.

NDC

4/1/2020 9:30 A.M. SENTENCING

DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

March 12, 2020

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

March 12, 2020      9:00 AM      Motion to Dismiss      Motion to Dismiss  
Counsel

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

COURT CLERK: Kory Schlitz

RECORDER: Stacey Ray

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Kocka, Frank	Attorney
	Mendoza, Erika	Attorney
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- Upon Court's inquiry, Mr. Kocka didn't know the Motion was on calendar today, until he checked Odyssey. Defendant stated he felt like he was mislead and coerced, adding he promised Discovery and he has not received it, pointing out he is fighting for his life. COURT ORDERED, Motion to Dismiss Counsel GRANTED, not to due to a conflict between Mr. Kocka and Defendant, however with the interest that the Defendant is expressing in his request to withdraw plea. COURT ORDERED matter REFERRED to the Office of Appointed Counsel; status check SET.

**CUSTODY**

3/26/2020 9:00 A.M. STATUS CHECK: CONFIRMATION OF COUNSEL

4/1/2020 9:00 A.M. SENTENCING

DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

March 26, 2020

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

March 26, 2020      3:30 PM      Status Check:  
Confirmation of Counsel

HEARD BY: Herndon, Douglas W.      COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Kory Schlitz

RECORDER: Stacey Ray

REPORTER:

**PARTIES**

<b>PRESENT:</b>	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Stewart, Rachael E.	Attorney
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- Defendant not present. Ms. Stewart stated they can confirm as counsel of record, however they do not have the file yet. COURT ORDERED, Defendant's presence WAIVED as they informed the Jail he did not need to be present today; status check SET and the Court will reach out to Mr. Kocka to have the file provided to Ms. Stewart. COURT FURTHER ORDERED, sentencing date VACATED as the Defendant is looking to withdraw his plea.

**CUSTODY**

5/1/2020 1:45 P.M. STATUS CHECK: MOTION TO WITHDRAW PLEA

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**July 10, 2020**

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**July 10, 2020      1:45 PM      Status Check**

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

**COURT CLERK:** Louisa Garcia

**RECORDER:** Stacey Ray

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Ericsson, Thomas A.	Attorney
	Pesci, Giancarlo	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- Mr. Ericsson stated he went through the discovery and met with Defendant; the Defendant still wants to proceed with his Motion to Withdraw Plea. Mr. Ericsson requested 30 days to supplement Defendant's motion. COURT ORDERED, Supplement to Motion DUE 8/7/21; State's Opposition DUE 8/21/20; Reply DUE 8/28/20 and hearing SET thereafter.

**CUSTODY**

9/9/20 9:30 AM MOTION TO WITHDRAW PLEA

CLERK'S NOTE: Clerk inadvertently set Motion on the incorrect date. The correct date is 9/9/20 at 9:30 am. Minute Order emailed to Erika Mendoza, erika.mendoza@clarkcountyda.com, and Tom Ericsson, tom@oronozlawyers.com. Additionally, Court Recorder was directed to produce transcript dated 2/10/20.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**August 14, 2020**

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**August 14, 2020      1:45 PM      Minute Order**

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

**COURT CLERK:** Kory Schlitz

**RECORDER:** Stacey Ray

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- COURT STATED the instant matter is pending briefing and decision on a motion to withdraw plea; adding the matter is currently set for hearing on September 9, 2020. COURT ADVISED parties have reached out to the Court with a stipulation and agreement to modify the current briefing schedule, and ORDERED briefing schedule SET as follows: Defendant s Supplemental Motion due on or before August 14, 2020; Sates Response due on or before August 28, 2020; Defendant's reply due on or before September 4, 2020. COURT FURTHER ORDERED hearing date STANDS.

custody

9/11/2020 1:45 P.M. MOTION TO WITHDRAW PLEA



DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

December 16, 2020

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

December 16, 2020      8:30 AM      **Motion for Own  
Recognizance  
Release/Setting Reasonable  
Bail**

**HEARD BY:** Jones, Tierra      **COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire  
Madalyn Kearney

**RECORDER:** Victoria Boyd

**REPORTER:**

**PARTIES**

**PRESENT:** Ericsson, Thomas A.      Attorney  
Mendoza, Erika      Attorney  
State of Nevada      Plaintiff  
Washington, Jarell      Defendant

**JOURNAL ENTRIES**

- All parties present via BlueJeans.

Arguments by counsel and statement by Defendant. Court advised it will be making a determination if the plea is withdrawn in February. As such, COURT ORDERED, bail STANDS and Defendant's Motion for Release on his Own Recognizance or in the Alternative Motion to Set Reasonable Bail DENIED.

CUSTODY

CLERK'S NOTE: Minutes prepared upon a review of the JAVS recording. /mk 12/30/20

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 19, 2021**

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**February 19, 2021      11:00 AM      Evidentiary Hearing**

**HEARD BY:** Jones, Tierra      **COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire

**RECORDER:** Victoria Boyd

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Ericsson, Thomas A.	Attorney
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Deft. present via video, from the Jail. Mr. Ericsson present via video, on behalf of deft., through bluejeans technology.

HEARING HELD: Mr. Kocka Sworn and testified. Deft. Sworn and testified. Following testimony, COURT ORDERED, matter CONTINUED for Argument and Decision, on the date given. Upon Court's inquiry, regarding the transcript of the Calendar Call in DC21. Mr. Portz advised he may have to order that. Court directed Mr. Portz to prepare an order for transcript of the 2-06-20 Calendar Call, from DC21. Court noted without the transcript the Court will not require counsel to argue today, until counsel has an opportunity to review the transcript. Court to reach out to DC21.

CUSTODY

**C-19-341380-1**

03/05/21 8:30 A.M. ARGUMENT / DECISION

DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

March 05, 2021

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

March 05, 2021      8:30 AM      Argument

HEARD BY: Jones, Tierra      COURTROOM: RJC Courtroom 14B

COURT CLERK: Ro'Shell Hurtado

RECORDER: Victoria Boyd

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Ericsson, Thomas A.	Attorney
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- Kenneth Portz, Esq. and Thomas Ericsson, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference.

Upon Court's inquiry, Mr. Ericsson requested a continuance to review the transcripts with Deft.  
COURT SO ORDERED.

CUSTODY

CONTINUED TO 03.10.2021 8:30 AM

DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

March 10, 2021

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

March 10, 2021      8:30 AM      Argument

HEARD BY: Barker, David      COURTROOM: RJC Courtroom 14B

COURT CLERK: Natalie Ortega

RECORDER: Kaihla Berndt

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Oronoz, James A.	Attorney
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- COURT NOTED this matter would be continued for the Judge to preside over. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 03/17/21 8:30 AM

DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

March 17, 2021

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

March 17, 2021      8:30 AM      Argument

HEARD BY: Jones, Tierra      COURTROOM: RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Ericsson, Thomas A.	Attorney
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Parties present via video, through bluejeans technology.

Following arguments by counsel, Court noted the a Decision will issue. Further Court noted a status check date will be given in the order.

CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 19, 2021**

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**March 19, 2021      8:00 AM      Minute Order**

**HEARD BY:** Jones, Tierra      **COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Following review of the papers and pleadings on file herein, hearing evidence at an evidentiary hearing, and considering the arguments of counsel, COURT ORDERED, Defendant s Motion to Withdraw Plea is DENIED. The COURT FINDS that Defendant insisted on proceeding to trial on multiple occasions and defense counsel was prepared to proceed to trial. The COURT FURTHER FINDS that Defendant s request to continue the trial date was denied on February 6, 2020. The COURT FURTHER FINDS that Defendant acknowledged receipt of an offer from the State on January 7, 2020 and accepted said offer on February 10, 2020, more than a month after receiving said offer; after his request to renew his motion to continue the trial was denied. The COURT FURTHER FINDS that Defendant was thoroughly canvassed regarding the plea agreement and never indicated that he did not wish to accept the agreement or that he was under duress during the plea canvass. Defendant argues that he was promised probation by his lawyer, if he accepted the negotiation. This claim is belied by the record, as the Court thoroughly canvassed the Defendant regarding the sentence and notified him that he was not eligible for probation for the offense to which he was pleading guilty. The COURT FINDS that there has been insufficient evidence presented to determine that the Defendant s plea was not knowing, willing, and voluntary. As such, the Defendant s Motion to Withdraw Guilty Plea is DENIED. The State is ordered to prepare an Order consistent with the Court s ruling and submit it to the Court for signature within 10 days of receipt of this Court s order.

**C-19-341380-1**

This case will be set for status check: sentencing date on April 2, 2021 at 8:30 a.m.

04/02/21 8:30 A.M. STATUS CHECK: SENTENCING

Clerk's Note: This Minute Order was electronically served by Courtroom Clerk, Teri Berkshire, to all registered parties for Odyssey File & Serve. /tb

DISTRICT COURT  
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

April 02, 2021

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**April 02, 2021      8:30 AM      Sentencing**

**HEARD BY:** Jones, Tierra      **COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire

**RECORDER:** Victoria Boyd

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Ericsson, Thomas A.	Attorney
	Mendoza, Erika	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Parties present via video, through bluejeans technology.

Upon Counsel's request, COURT ORDERED, Sentencing SET on the date given. Court noted the Motion to Withdraw Guilty Plea was Denied.

CUSTODY

04/16/21 8:30 A.M. SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 16, 2021**

C-19-341380-1      State of Nevada  
vs  
Jarell Washington

**April 16, 2021      8:30 AM      Sentencing**

**HEARD BY:** Jones, Tierra      **COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire

**RECORDER:** Victoria Boyd

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Ericsson, Thomas A.	Attorney
	Fleck, Michelle	Attorney
	State of Nevada	Plaintiff
	Washington, Jarell	Defendant

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Deft. present via video, from the Jail.

Ms. Fleck submitted a binder from the victim's family to the Court. DEFT. WASHINGTON ADJUDGED GUILTY of MURDER (SECOND DEGREE) WITH USE OF A DEADLY WEAPON (F). Arguments by counsel. Statements by deft. Victim speakers Sworn statements given. Matter submitted. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$3,580.00 Restitution to Victims of Crime, a \$150.00 DNA Analysis fee including testing to determine genetic markers, and \$3.00 DNA Collection fee, Deft. SENTENCED to a MINIMUM of ONE HUNDRED TWENTY (120) MONTHS and a MAXIMUM of THREE HUNDRED (300) MONTHS in the Nevada Department of Corrections (NDC); Plus a CONSECUTIVE MINIMUM of SEVENTY-TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC); for Weapons Enhancement, with 680 DAYS credit for time served. The Court has considered all of the factors under NRS 193.165 in determining the length of additional penalty to be imposed for the weapons enhancement. Binder returned to counsel.

**C-19-341380-1**

BOND if any, EXONERATED.

NDC

**Defendant(s):** JARELL WASHINGTON, aka, Jarrell Washington, #2665695

**Case No(s):** 19AGJ043X (TRACKS TO DC III)

**Charge(s):** (1) CT - MURDER WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030, 193.165 - NOC 50001)  
(1) CT - ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138)

**Def. Counsel(s):** FRANCIS KOCKA

7/9 @ 900

WARRANT (1 WEEK) \$1,000,000 w/high level monitoring

DEFT IN CUSTODY @ CCDC (19F07694X - PH 6/27 IN JC 2)

LVJC CASE TO BE DSM'D: 19F07694X

**Exhibits:**

- WA 1. Proposed Indictment
- WA 2. Photo
- WA 3. Photo
- WA 4. Photo
- WA 5. Photo
- WA 6. Photo
- WA 7. Photo
- WA 8. Photo
- WA 9. Photo
- WA 10. Photo
- WA 11. Photo
- WA 12. Photo
- WA 13. Photo
- WA 14. Photo
- WA 15. Photo

Exhibits 1 - 15 to be lodged with the Clerk of the Court.

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# 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; REQUEST FOR TRANSCRIPTS OF PROCEEDINGS; DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF CONVICTION (PLEA OF GUILTY); DISTRICT COURT MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

JARELL WASHINGTON  
aka JARRELL WASHINGTON,

Defendant(s).

Case No: C-19-341380-1

Dept No: X

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 10 day of May 2021.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

