

IN THE SUPREME COURT OF THE STATE OF NEVADA

SALVATORE WILLIAM MIELE,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

---

No. 83039 Electronically Filed  
Oct 05 2021 09:49 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**Appeal from a Judgment of Conviction, Case No. CR20-2853  
The Second Judicial District Court of the State of Nevada  
The Honorable David A. Hardy, District Judge**

---

**JOINT APPENDIX**

---

JOHN L. ARRASCADA  
Washoe County Public Defender

CHRISTOPHER J. HICKS  
Washoe County District Attorney

JOHN REESE PETTY  
Chief Deputy

JENNIFER P. NOBLE  
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350 South Center Street, 5th Floor  
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Attorneys for Appellant

Attorneys for Respondent

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Jacqueline Bryant  
Clerk of the Court  
Transaction # 8219103 : bblough

1 CODE 1800  
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9 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA,  
10  
11 IN AND FOR THE COUNTY OF WASHOE

12 \* \* \*

13 THE STATE OF NEVADA,

14 Plaintiff,

Case No.: CR20-2853

15 v.

Dept. No.: D15

16 SALVATORE WILLIAM MIELE,

17 Defendant.

18 INFORMATION

19 CHRISTOPHER J. HICKS, District Attorney within and for the  
20 County of Washoe, State of Nevada, in the name and by the authority  
21 of the State of Nevada, informs the above entitled Court that, the  
22 defendant above-named, SALVATORE WILLIAM MIELE, has committed the  
23 crime(s) of:

24 COERCION WITH PHYSICAL FORCE OR IMMEDIATE THREAT OF PHYSICAL  
25 FORCE, a violation of NRS 207.190, a category B felony, (53159) in the  
26 manner following, to wit:

That the said defendant, SALVATORE WILLIAM MIELE, on or  
about September 7, 2020, within the County of Washoe, State of  
Nevada, did willfully and unlawfully, with the intent to compel M.S.

1 to do or abstain from doing an act which M.S. has a right to do or  
2 abstain from doing, use violence or inflict injury upon the person of  
3 M.S., or threaten such violence or injury, to wit: the defendant  
4 removed M.S.'s clothing and penetrated her vagina with his fingers  
5 and/or penis while she was grossly intoxicated.  
6  
7

8 All of which is contrary to the form of the Statute in such  
9 case made and provided, and against the peace and dignity of the  
10 State of Nevada.  
11

12 CHRISTOPHER J. HICKS  
13 District Attorney  
14 Washoe County, Nevada  
15

16 By: Darcy Cameron  
17 DARCY CAMERON  
18 12100  
19 Deputy District Attorney  
20  
21  
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1           The following are the names of such witnesses as are known  
2 to me at the time of the filing of the within Information:

3 ASHLEY HARMS  
4 KELLIE DUNN  
5 MICHAEL DESERIO-GHIGLIERI  
6 M.S.  
7 ROMEO OKORIE  
8 MORGAN SARGENT  
9 ASHLEE GURNEA  
10 KEVIN SARGENT  
11 NANCY HEMM  
12 RUSSEL COWAN

13                           AFFIRMATION PURSUANT TO NRS 239B.030

14           The party executing this document hereby affirms that this  
15 document submitted for recording does not contain the social security  
16 number of any person or persons pursuant to NRS 239B.030.

17 CHRISTOPHER J. HICKS  
18 District Attorney  
19 Washoe County, Nevada

20 By: Darcy Cameron  
21 DARCY CAMERON  
22 12100  
23 Deputy District Attorney  
24  
25  
26

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Attorney for Plaintiff

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA,  
IN AND FOR THE COUNTY OF WASHOE

\* \* \*

THE STATE OF NEVADA,

Plaintiff,

Case No.: CR20-2853

v.

Dept. No.: D15

SALVATORE WILLIAM MIELE,

Defendant.

GUILTY PLEA MEMORANDUM

1. I, SALVATORE WILLIAM MIELE, understand that I am charged with the offense(s) of: COERCION WITH PHYSICAL FORCE OR IMMEDIATE THREAT OF PHYSICAL FORCE, a violation of NRS 207.190, a category B felony, (53159).

2. I desire to enter a plea of guilty to the offense(s) of, COERCION WITH PHYSICAL FORCE OR IMMEDIATE THREAT OF PHYSICAL FORCE, a violation of NRS 207.190, a category B felony, (53159).

3. By entering my plea of guilty I know and understand that I am waiving the following constitutional rights:

A. I waive my privilege against self-incrimination.

///

1 B. I waive my right to trial by jury, at which trial the  
2 State would have to prove my guilt of all elements of the offense(s)  
3 beyond a reasonable doubt.

4 C. I waive my right to confront my accusers, that is, the  
5 right to confront and cross examine all witnesses who would testify  
6 at trial.

7 D. I waive my right to subpoena witnesses for trial on my  
8 behalf.

9 4. I understand the charge(s) against me and that the  
10 elements of the offense(s) which the State would have to prove beyond  
11 a reasonable doubt at trial are that on September 7, 2020, or  
12 thereabout, in the County of Washoe, State of Nevada, I did willfully  
13 and unlawfully, with the intent to compel M.S. to do or abstain from  
14 doing an act which M.S. has a right to do or abstain from doing, use  
15 violence or inflict injury upon the person of M.S., or threaten such  
16 violence or injury, to wit: I removed M.S.'s clothing and penetrated  
17 her vagina with my fingers and/or penis while she was grossly  
18 intoxicated.

19 5. I understand that I admit the facts which support all  
20 the elements of the offense(s) by pleading guilty. I admit that the  
21 State possesses sufficient evidence which would result in my  
22 conviction. I have considered and discussed all possible defenses  
23 and defense strategies with my counsel. I understand that I have the  
24 right to appeal from adverse rulings on pretrial motions only if the  
25 State and the Court consent to my right to appeal in a separate  
26 written agreement. I understand that any substantive or procedural

1 pretrial issue(s) which could have been raised at trial are waived by  
2 my plea.

3 6. I understand that the consequences of my plea of guilty  
4 are that I may be imprisoned for a period of 1 to 6 years in the  
5 Nevada State Department of Corrections. I am eligible for probation.  
6 I may also be fined up to \$5,000.

7 7. In exchange for my plea of guilty, the State, my  
8 counsel and I have agreed to recommend the following: I agree to not  
9 request probation and will recommend that a term of incarceration in  
10 the Nevada State Department of Corrections be imposed. Both parties  
11 will be free to argue the length of the prison term that would be an  
12 appropriate sentence. The State will not pursue any additional  
13 criminal charges or enhancements arising from the arrest in this  
14 case.

15 8. I understand that, even though the State and I have  
16 reached this plea agreement, the State is reserving the right to  
17 present arguments, facts, and/or witnesses at sentencing in support  
18 of the plea agreement.

19 9. Where applicable, I additionally understand and agree  
20 that I will be responsible for the repayment of any costs incurred by  
21 the State or County in securing my return to this jurisdiction.

22 10. I understand that the State, at their discretion, is  
23 entitled to either withdraw from this agreement and proceed with the  
24 prosecution of the original charges or be free to argue for an  
25 appropriate sentence at the time of sentencing if I fail to appear at  
26 any scheduled proceeding in this matter OR if my bail/own



1 recognizance release is revoked OR if prior to the date of my  
2 sentencing I am arrested in any jurisdiction for a violation of law  
3 OR if I have misrepresented my prior criminal history. I understand  
4 and agree that the occurrence of any of these acts constitutes a  
5 material breach of my plea agreement with the State. I further  
6 understand and agree that by the execution of this agreement, I am  
7 waiving any right I may have to remand this matter to Justice Court  
8 should I later withdraw my plea.

9 11. I understand and agree that pursuant to the terms of  
10 the plea agreement stated herein, any counts which are to be  
11 dismissed and any other cases charged or uncharged which are either  
12 to be dismissed or not pursued by the State, may be considered by the  
13 court at the time of my sentencing.

14 12. I understand that the Court is not bound by the  
15 agreement of the parties and that the matter of sentencing is to be  
16 determined solely by the Court. I have discussed the charge(s), the  
17 facts and the possible defenses with my attorney. All of the  
18 foregoing rights, waiver of rights, elements, possible penalties, and  
19 consequences, have been carefully explained to me by my attorney. My  
20 attorney has not promised me anything not mentioned in this plea  
21 memorandum, and, in particular, my attorney has not promised that I  
22 will get any specific sentence. I am satisfied with my counsel's  
23 advice and representation leading to this resolution of my case. I  
24 am aware that if I am not satisfied with my counsel I should advise  
25 the Court at this time. I believe that entering my plea is in my  
26 best interest and that going to trial is not in my best interest. My

1 attorney has advised me that if I wish to appeal, any appeal, if  
2 applicable to my case, must be filed within thirty days of my  
3 sentence and/or judgment.

4 13. I understand that this plea and resulting conviction  
5 will likely have adverse effects upon my residency in this country if  
6 I am not a U. S. Citizen. I have discussed the effects my plea will  
7 have upon my residency with my counsel.

8 14. I offer my plea freely, voluntarily, knowingly and  
9 with full understanding of all matters set forth in the Information  
10 and in this Plea Memorandum. I have read this plea memorandum  
11 completely and I understand everything contained within it.

12 15. My plea of guilty is voluntary and is not the result  
13 of any threats, coercion or promises of leniency.

14 16. I am signing this Plea Memorandum voluntarily with  
15 advice of counsel, under no duress, coercion, or promises of  
16 leniency.

17 ///

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26 ///

17. I do hereby swear under penalty of perjury that all of the assertions in this written plea agreement document are true.

AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that the preceding document does not contain the social security number of any person.

DATED this \_\_\_\_\_ day of 1/13/2021 | 11:14 AM PST, \_\_\_\_\_.

DocuSigned by:  
[Signature]  
D9311E5956A74DE...  
Defendant

Attorney Witnessing Defendant's Signature

Darcy Cameron  
Prosecuting Attorney

1 Code #4185  
2 SUNSHINE LITIGATION SERVICES  
3 151 County Estates Circle  
4 Reno, Nevada 89511  
5

6 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR THE COUNTY OF WASHOE

8 HONORABLE DAVID A. HARDY, DISTRICT JUDGE

9 -o0o-

10 THE STATE OF NEVADA,

Case No. CR20-2853

11 Plaintiff,

Dept No. 15

12 vs.

13 SALVATORE MIELE,

14 Defendant.  
15 \_\_\_\_\_/

16  
17 TRANSCRIPT OF PROCEEDINGS

18 ARRAIGNMENT

19 JANUARY 11, 2021

20 RENO, NEVADA  
21

22  
23  
24 REPORTED BY:

CORRIE L. WOLDEN, NV CSR #194, RPR, CP

25 JOB NO. 708879

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A P P E A R A N C E S

FOR THE PLAINTIFF:                    WASHOE COUNTY DISTRICT ATTORNEY'S  
OFFICE  
BY:   DARCY CAMERON, ESQ.  
P.O. Box 11130  
Reno, Nevada 89520  
775-328-3200

FOR THE DEFENDANT:                    WASHOE COUNTY PUBLIC DEFENDER'S  
OFFICE  
BY:   JENNIFER ARIAS MAYHEW, ESQ.  
P.O. Box 11130  
Reno, Nevada 89520  
775-337-4806  
jmayhew@washoecounty.us

FOR THE DIVISION OF                    ERIN LUKL  
PAROLE AND PROBATION:

1 RENO, NEVADA, MONDAY, JANUARY 11, 2021, 4:00 P.M.

2 -o0o-

3

4 THE COURT: CR20-2853, State versus Salvatore  
5 Miele. Your appearances, please. And, Ms. Mayhew, a  
6 correction on my pronunciation, please.

7 MS. MAYHEW: No problem, Your Honor. Jennifer  
8 Mayhew on behalf of Mr. Miele, who is present and  
9 participating via Zoom and out of custody.

10 THE COURT: Wonderful.

11 MS. CAMERON: Good afternoon, Your Honor.  
12 Darcy Cameron on behalf of the state.

13 THE COURT: Hello. This is the time set for entry  
14 of plea. I have in my hand an Information, which was file  
15 stamped December 24th, 2020. It lists the single count of  
16 Coercion with Physical Force or Immediate Threat of Physical  
17 Force, a category B felony.

18 Ms. Mayhew, if you will please confirm your client  
19 is properly identified and familiar with the contents of the  
20 charging document. Please declare if he wishes it to be  
21 read in open court and end with any negotiations that might  
22 exist.

23 MS. MAYHEW: Thank you, Your Honor. We are in  
24 receipt of the Criminal Information that was filed  
25 December 24, 2020. We are familiar with its contents,

1     thereby we waive a formal reading.

2             My client's name is spelled correctly on line 12,  
3     and pursuant to negotiations Mr. Miele will be pleading  
4     guilty to a single charge of Coercion with Physical Force or  
5     Immediate Threat of Physical Force. That is a category B  
6     felony and carries a 1 to 6 in the Nevada Department of  
7     Corrections. It is probation eligible and carries up to a  
8     \$5,000 fine.

9             In exchange, Mr. Miele will agree to not request  
10    probation and will recommend that a term of incarceration in  
11    the Nevada Department of Corrections be imposed. Both  
12    parties are free to argue as to the term of that  
13    incarceration and the state will not pursue any additional  
14    charges or enhancements resulting from that arrest.

15            In addition, Your Honor, the parties have agreed  
16    to set a sentencing date approximately 120 days from today.

17            THE COURT: Thank you. Ms. Cameron, are you  
18    satisfied with that rendition?

19            MS. CAMERON: Yes, Your Honor.

20            THE COURT: Mr. Miele, please face my clerk, raise  
21    your right hand, and be sworn.

22            (Whereupon the defendant was sworn.)

23            THE COURT: Has your attorney accurately stated  
24    the agreement as you understand it, Mr. Miele? You can  
25    lower your hand now.

1 THE DEFENDANT: Yes, she has.

2 THE COURT: Have you had an adequate time to  
3 discuss this matter with her?

4 THE DEFENDANT: I have.

5 THE COURT: I don't want to know anything about  
6 what the two of you have said to each other. That's  
7 privileged. I just want to make sure you discussed the  
8 state's discovery, possible defenses, the benefits and risks  
9 of trial versus plea. Are you satisfied that you have had  
10 those conversations with your attorney?

11 THE DEFENDANT: Yes, I am, Your Honor.

12 THE COURT: Okay. The state has alleged a  
13 category B felony. The elements the state has alleged are  
14 that on September 7, 2020, in Washoe County, you willfully  
15 and unlawfully with the intent to compel M.S., M.S. are  
16 initials representing an individual, to do or abstain from  
17 doing an act which M.S. had a right to do or abstain from  
18 doing.

19 This charging document also recites the use of  
20 violence or the infliction of injury upon the person of M.S.  
21 or threatened such violence or injury. Specifically, you  
22 removed her clothing and penetrated her vagina with your  
23 fingers and/or penis while she was grossly intoxicated. Do  
24 you understand those elements, sir?

25 THE DEFENDANT: Yes, sir.



1                   THE COURT: The maximum possible penalty the Court  
2 could impose for this conviction is imprisonment for a range  
3 of time not to exceed 6 years. The range is available to me  
4 for final decision.

5                   Should I be asked to sentence you, I will  
6 carefully listen to you, to the attorneys. I will read a  
7 report prepared by the Division. I will listen to the  
8 victim or her representative and then I will make the best  
9 decision I can. Today I can promise nothing. There is no  
10 guarantee of outcome. There is no promise of leniency. Do  
11 you understand that?

12                  THE DEFENDANT: Yes, I do, Your Honor.

13                  THE COURT: I want to make sure that you  
14 understand the difference between pleading guilty and not  
15 guilty, because each has different consequences. If you  
16 plead guilty, you will be waiving important constitutional  
17 rights; the right to a jury trial, the right to a  
18 presumption of innocence, the right to remain silent, and  
19 the next time I see you will be for sentencing.

20                  It may be appropriate for you to enter this plea,  
21 but it's not for me to say and I have no opinion whatsoever.  
22 But you know what happened, you know your conversations with  
23 counsel and you know the state's position.

24                  If you choose to plead guilty, you may do so if it  
25 is your choice, but if you don't want to plead guilty or

1 don't think it's in your interests or for whatever reason  
2 you choose not to, I would accept that. You would plead not  
3 guilty. You would be preserving those important rights.

4 I will set this matter for trial. It will be a  
5 public trial and a fair trial, and you could confront the  
6 state's witnesses and evidence attempting to create  
7 reasonable doubt in the jurors' minds. All 12 members of  
8 the jury must agree.

9 The state has to prove your guilt beyond a  
10 reasonable doubt and you don't have to prove anything. You  
11 have to be present. You can present witnesses and evidence  
12 if you wish, but it is the state's burden to prove your  
13 guilt. Do you understand that, Mr. Miele?

14 THE DEFENDANT: Yes, Your Honor.

15 THE COURT: Do you have any questions at all?

16 THE DEFENDANT: No, sir.

17 THE COURT: Did you read the Guilty Plea  
18 Memorandum?

19 THE DEFENDANT: I did.

20 THE COURT: Do you have any questions about its  
21 contents?

22 THE DEFENDANT: No, sir.

23 THE COURT: All right. Are you ready to enter  
24 your plea?

25 THE DEFENDANT: Yes, Your Honor.

1                   THE COURT: To the felony charge Coercion with  
2 Physical Force or Immediate Threat of Physical Force, how do  
3 you plead?

4                   THE DEFENDANT: Guilty, Your Honor.

5                   THE COURT: Did you do what you are accused of  
6 doing?

7                   THE DEFENDANT: Yes, Your Honor.

8                   THE COURT: Has anybody promised anything to you  
9 or threatened you in any way to obtain your plea?

10                  THE DEFENDANT: No, Your Honor.

11                  THE COURT: Ms. Mayhew, I have a Guilty Plea  
12 Memorandum that's signed by Ms. Cameron, but that's it.

13                  MS. MAYHEW: Your Honor, I have a fully executed  
14 Guilty Plea Memorandum that I will get filed after this  
15 proceeding.

16                  THE COURT: Please do so. This Court concludes  
17 that Mr. Miele is competent to enter his plea. There is a  
18 factual basis underlying his plea. He understands his  
19 rights, which he has waived. He understands the nature of  
20 the charge and its consequences. The Court accepts the  
21 plea.

22                  Counsel, I must tell you I'm uncertain about his  
23 liberty status. As of right now his presumption of  
24 innocence has been extinguished. The standards for bail  
25 release are altered. It is mandatory prison and you are

1 talking about a delay of some 120 days.

2 There is a tremendous ratio of non-surrender and  
3 non-compliance going on right now. So much so that we have  
4 set up a booth at the Washoe County Jail for some  
5 sentencings for out-of-custody defendants just because  
6 out-of-custody defendants aren't surrendering themselves.

7 So I have got a risk that Mr. Miele might not want  
8 to appear or surrender. Is he out on bail or OR,  
9 Ms. Mayhew?

10 MS. MAYHEW: Your Honor, he is out on bail and it  
11 is my understanding that he has been compliant. I reviewed  
12 the Pretrial Services report. He reports to his officer  
13 daily, I believe. He has employment. He has an apartment.  
14 He has been doing everything that has been asked of him. He  
15 is testing clean.

16 THE COURT: Ms. Mayhew, you are a great advocate.  
17 You are giving me argument against his incarceration. I was  
18 just trying to figure out whether he is on his own  
19 recognizance or whether he has posted bail and I can't tell  
20 from the document I printed off. Ms. Clerk, can you tell?

21 THE CLERK: Your Honor, it does appear that he has  
22 posted a bail bond of \$750 and he is being supervised by  
23 Pretrial.

24 THE COURT: Because all of the things that  
25 Ms. Mayhew is prepared to argue, his job, his apartment, and

1 so forth become meaningless the moment we appear at the  
2 sentencing hearing, and there are risks of not having him in  
3 custody at the time of his sentencing hearing.

4 Ms. Mayhew, may I just presume that you would  
5 argue against any order causing him to surrender before the  
6 sentencing?

7 MS. MAYHEW: I would, Your Honor.

8 THE COURT: Ms. Cameron, does the state have a  
9 position?

10 MS. CAMERON: Your Honor, I would note for the  
11 record I was extremely concerned about Mr. Miele's original  
12 release from custody based upon the nature of the offenses  
13 in this case; however, he has been extremely cooperative.  
14 He was not only cooperative with law enforcement during his  
15 original investigation, he has been in constant contact with  
16 Ms. Mayhew from what I can tell as we have been having  
17 extensive conversations with regards to this case.

18 The reason for the, I guess, extended sentencing  
19 time is in discussions with Ms. Mayhew he would like to get  
20 set on some medications that he believes are needed before  
21 he goes down to the prison, and we did confirm with the  
22 prison that if he has that in place before he goes there,  
23 then they can just go along with that regimen, so that was  
24 the basis of the request.

25 I did not object to it. I have talked to

1 Ms. Mayhew about it and, frankly, I don't have any concerns  
2 about Mr. Miele showing up. As based on the negotiations in  
3 this case, it's my understanding he 100 percent acknowledges  
4 he is going to go to prison and he wouldn't have pled guilty  
5 today if he was going to run.

6 THE COURT: That's helpful information. Thank  
7 you.

8 Ms. Clerk, sentencing, entry of judgment and  
9 imposition of sentence 120 days out.

10 THE CLERK: May 10th at 3:00 p.m.

11 THE COURT: Mr. Miele will surrender to the Washoe  
12 County Jail no later than May 8th, 2021. He will be in  
13 custody at the time of sentencing.

14 THE CLERK: So, Your Honor, I will change the time  
15 to 9:00 a.m.

16 THE COURT: Thank you.

17 MS. MAYHEW: And, Your Honor, the date of  
18 surrender was May 8th. Do you have a time, close of  
19 business?

20 THE COURT: No.

21 MS. MAYHEW: Okay. Thank you.

22 THE COURT: It is, I will just share with counsel  
23 that it's informative for me as I really struggle to find  
24 data points I can rely on, when people surrender as they are  
25 ordered to do, it means a lot to me.

1                   I can imagine that if he doesn't surrender, his  
2 sentence will be influenced by that fact, and if he  
3 voluntarily surrenders, his sentence could be influenced by  
4 that fact. And so I strongly encourage him to be in custody  
5 at the time of the sentencing hearing.

6                   MS. MAYHEW: Yes, Your Honor.

7                   MS. LUKL: Your Honor, Erin Lukl on behalf of the  
8 Division. Can I give him instructions on how to contact the  
9 Division?

10                  THE COURT: Thank you, Ms. Lukl. I keep looking  
11 over you.

12                  MS. LUKL: No problem. Sir, you are going to need  
13 to contact the Division on Thursday to set up an appointment  
14 or phone interview to conduct your presentence  
15 investigation. Do you have a pen and paper to write down  
16 the number?

17                  THE DEFENDANT: Yeah, I can do it on my phone. It  
18 might be a little awkward, but I can. All right. I'm  
19 ready.

20                  MS. LUKL: Okay. It's 775-684-2300. Call this  
21 number on Monday or, excuse me, Thursday and make sure you  
22 keep calling until you speak to somebody. Let them know you  
23 are doing a presentence investigation and they will guide  
24 you from there.

25                  THE DEFENDANT: Okay. Just to clarify, that phone

1     number was 775-684-2300?

2                   MS. LUKL: That is correct.

3                   THE DEFENDANT: Okay. Thank you.

4                   THE COURT: Thank you.

5                                   -o0o-

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STATE OF NEVADA )  
 ) ss.  
WASHOE COUNTY )

I, CORRIE L. WOLDEN, an Official Reporter of the  
Second Judicial District Court of the State of Nevada, in  
and for Washoe County, DO HEREBY CERTIFY;

That I am not a relative, employee or independent  
contractor of counsel to any of the parties; or a relative,  
employee or independent contractor of the parties involved  
in the proceeding, or a person financially interested in the  
proceeding;

That I was present in Department No. 15 of the  
above-entitled Court on January 11, 2021, and took verbatim  
stenotype notes of the proceedings had upon the matter  
captioned within, and thereafter transcribed them into  
typewriting as herein appears;

That the foregoing transcript, consisting of pages 1  
through 14, is a full, true and correct transcription of my  
stenotype notes of said proceedings.

DATED: At Reno, Nevada, this 26th day of February,  
2021.

The document to which this certificate is  
attached is a full, true and correct copy of the  
original on file and of record in my office.  
By: ALICIA L. LERUD, Clerk of the Second  
Judicial District Court, in and for the County of  
Washoe.

/s/Corrie L. Wolden  
CORRIE L. WOLDEN  
CSR #194, RPR, CP

1 CODE 1930  
2 WASHOE COUNTY PUBLIC DEFENDER  
3 JENNIFER A. MAYHEW, #11349  
4 350 S. CENTER ST., 5TH FL  
5 JMAYHEW@WASHOECOUNTY.US  
6 RENO, NV 89501  
7 (775) 337-4800  
8 ATTORNEY FOR DEFENDANT

9  
10 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
11  
12 IN AND FOR THE COUNTY OF WASHOE  
13

14 THE STATE OF NEVADA,

15 Plaintiff,

16 vs.

Case No. CR20-2853

17 SALVATORE MIELE,

Dept. No. 15

18 Defendant.  
19 \_\_\_\_\_/

20 **LETTERS SUBMITTED BY DEFENSE TO BE CONSIDERED AT**  
21 **SENTENCING**

22 See Attached Document.

23 **AFFIRMATION PURSUANT TO NRS 239B.030**

24 The undersigned does hereby affirm that the following document does not  
25 contain the social security number of any person.

26 Dated this 4th day of May, 2021.

JOHN L. ARRASCADA  
Washoe County Public Defender

By: /s/Jennifer A. Mayhew  
JENNIFER A. MAYHEW  
Chief Deputy Public Defender

## JESUS VALDEZ

9032 Gilvary Street | 775-8351207 | [jesus27valdez@gmail.com](mailto:jesus27valdez@gmail.com)

May 2, 2021

The Honorable Judge David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89520-0027

Dear The Honorable Judge David Hardy:

I'm Jesus Valdez. I'm a current UNR student and a friend of Salvatore Miele. I've met Salvatore Miele around September 2019 when I started working at Fly High. Sal was one of the first employees there to show me the ropes. He was very helpful, and because of him I later became a manager to the company. Now being that Fly High didn't have many workers, Sal and I would open and close the Trampoline park every weekend. In the mornings when we'd open the park, I always felt confident because I knew that if I needed help with anything, I could always go to Sal. As a manager I would assign the clean-up tasks when we closed the park. I had high respect for Sal, because no matter what I assigned he was always a team player. Sal would also motivate other workers and make closing enjoyable. Sal isn't perfect but no one in this world is. Through my time at Fly High, I never felt threaten or scared to be alone with Sal due to his high character. If you guys spent the time I did with Sal, you will see he is an honest, caring, funny individual who uplifts those around him. Please take this letter into consideration when making your judgement.

Sincerely,

Jesus Valdez

The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501

c/o Jennifer Mathew Esq.  
350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

My name is Stephen Benecke and I am a packager at Cannavative. I worked closely with Salvatore Miele for over two years at Fly high Trampoline Park. Sal is the most charismatic I have ever met. He is very friendly and a hard, reliable worker. He had excellent customer service skills and was even better with his coworkers. After only a few weeks of meeting him I found a reliable friend I could confide in. He has provided me with food when I was financially stressed and never asked to be compensated.

From what I've seen Sal is a great person. He is smart a kid with a quick wit, and he could really make something of himself if given the chance. I don't believe a harsh sentencing will help save his character. Sal is not a criminal. I believe he was just caught up in a bad situation with a rough crowd. He has since found a better support group and better friends. He has stopped drinking and has been taking better care of his health.

Salvatore Miele is a kind and compassionate individual. He deserves a merciful sentence. He is young and full of potential. He has good work experience in several fields.

Thank you for taking your time and reading my letter.

Sincerely,

Stephen Benecke

May 1<sup>st</sup>, 2021

4465 Scott Peak Cir.  
Sparks, NV 89436

(775) 217-6778

To Honorable Judge Honorable David Hardy

District Court Judge  
75 Court Street  
Reno, Nevada 89501

% Jennifer Mayhew, Esq.  
350 South Center Street  
PO BOX 11130  
Reno, Nevada 89520-0027

Good evening your Honor,

My name is Kristopher Cowan, I currently am an assistant manager for the Produce department at Whole Foods Market in Honolulu, Hawaii. Today I write you in regards to my best friend and brother Salvatore Miele. I have known Salvatore for about 15 years and before my move to Hawaii we were inseparable ever since we met at the beginning of fourth grade. We have experienced most of our lives together whether it be living together and working at the same workplaces for many years.

Salvatore has been one of the best influences in my life always making sure I try to make the best decisions for me, and helping me out in some harder parts in my life. My family has accepted Salvatore as apart of us, and his family accepting me to be apart of theirs. His grandmother and sal have always been extremely close and after the passing of sals mother about 11-12 year ago, they have been each other's rock.

I truly believe Salvatore knows he has made a mistake and he has dealt with it way better than I would expect him to considering this obstacle in his life he has to get passed. As someone who has always gone out of his way to make sure his friends and family are in a good place, even sacrificing what little he may have had at times to make someone else's life a little easier. I truly believe that this was very different from anything I'd believe sal to do maliciously, and with ill intent, I do believe that this is but one more thing in his life he will have to overcome, as difficult as it is.

As a brother, I speak with Sal almost daily about the goals and aspirations he has, as one of the smartest people I've ever met when it comes to so many things, im sure whatever he wants to accomplish he can when he puts his mind to anything. We have always talked about traveling the world together began making plans to do so as soon as the future allows.

Ever since we were kids we always talked about it, whether we were skateboarding in our neighborhood, or on the basketball team. I have been lucky enough to be placed in the same classrooms as Sal year after year, and we always had an unspoken competition to get the best grades. Sadly, he always beat me with straight A's while I had A's and B's, but that doesn't mean it didn't make me try harder to beat him!

Granting any leniency on Salvatores case would not only be beneficial to Sal, but all of those around him that keep him so close to our hearts. I without a shadow of a doubt believe that Sal has learned a huge lesson here, and with the many months of being on house arrest, has had

ample time to reflect on what went wrong, what he did wrong, and how he could have best handled this situation which is why he will be standing before you.

Your honor, I appreciate you for taking the time to read this today, as this has been a very stressful for both mine and Sals family through these hard times, and hope that whatever decision is made is just. Thank you.

Sincerely,

Kristopher Cowan 05/03/2021  
2212 Wilder Ave  
Honolulu, Hawaii 96822  
Tel:775-391-9929

Crystal Hemm  
2312 Paradise Dr. Apt. 150  
Reno, NV 89512  
(775) 338-9682

May 2, 2021

The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501

c/o Jennifer Mayhew, Esq.  
350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

Re: Salvatore Miele

To: The Honorable Judge David Hardy

I am writing this letter to you on behalf of Salvatore Miele. My name is Crystal Hemm and I am Salvatore Miele's sister. We have maintained a close relationship over the years and still keep in contact. I am a licensed educator in the state of Nevada and currently teach in Washoe County School District. I understand the severity of this matter, however, I hope the court will show leniency toward Salvatore Miele.

Salvatore Miele has always shown to have good relationships with friends over the years. He would always want to hang out and spend time with his friends when we were younger. He is a hard worker that has conveyed his dedication as a loyal employee at Fly High Trampoline Park, displaying enthusiasm during our conversations regarding his job.

In regards to his attributes, he is a caring person who makes people laugh and shows concern for others wellbeing, especially our grandmother. After our mother passed away in February of 2013, he makes it a priority to maintain a close relationship with our grandmother. He is someone who values the relationships of family and friends and sees the good in others

Salvatore Miele is an individual that tries to look for the positive in things. He will reflect, learn, and grow from the outcome of this case. I hope that this letter is taken into consideration as effective and helpful in the court's decision at the time of sentencing.

Sincerely,



Crystal Hemm

Cameron Miles Davis  
565 Sparks Blvd, APT BF619  
Sparks NV 89434  
United States

The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501

c/o Jennifer Mayhew, Esq.  
350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

I, Cameron Davis, am a close friend and coworker of Salvatore. I have been working for Fly High Trampoline Park for 3 years and 3 months and have had the honor of working with Sal that whole period. Immediately I was drawn to Salvatore for his kindness and acceptance. He went out of his way to make me feel welcomed and introduced me to the rest of the Fly High crew. Within weeks Salvatore was not only my favorite person there but my closest friend. His impeccable character and moral code are what brought me to the conclusion that I need this man as close to me as possible. You rarely come across people in this world where you can fully trust them and feel completely comfortable around them. It still amazes me to see the man that Salvatore has become despite the world trying to diminish him during his upbringing. Instead of letting his immediate family bring him down, he rose above the challenges presented to him and got himself out from under that shadow. His other family stepped up, took him in and gave him the love that every child deserves, allowing him to grow into the Salvatore that I later came to know. On the subject of the offense, this could not be more out of character for Salvatore. I have witnessed his character around women countless times, and he has never shown any disrespectful or aggressive tendencies. I watched him spend years showing the utmost respect for his past girlfriend and proving over and over again that he genuinely cares for people and would not intentionally cause harm. On the night in question, I truly believe that Salvatore's actions were not out of malice. Knowing Salvatore before and seeing the change in him was heartbreaking. As I saw the sadness he felt for the victim and her family. He has spent every second since that day repenting and trying to make up for it in any way possible. I know that is insignificant compared to what the victim went through but I don't want to see a good man get more than he deserves. He knows the seriousness of the situation and what he did. I have full confidence that Salvatore would never have a second offense.

Sincerely,  
Cameron Miles Davis  
565 Sparks Blvd, APT BF619  
Sparks NV 89434  
United States



1(916)-626-1957

The Honorable Judge Honorable David Hardy

District Court Judge

75 Court Street

Reno, NV 89501

c/o Jennifer Mayhew, Esq.

350 South Center Street

PO Box 11130

Reno, NV 89520-0027

Honorable Judge Hardy,

My name is Tiara Estrada, and I am a current resident in the state of Nebraska. I am a senior at Wayne State College and am employed and fulfilling an internship at a pet daycare to obtain a degree in Biology.

I am reaching out to you on behalf of Salvatore William Miele. I have known Salvatore for the last eight years and have been privileged with the honor of watching him become the person he is today. I can confidently say he is my closest male friend and I sincerely trust him to the core.

I met Salvatore when we were both seventeen through mutual friends. We instantly connected as we bonded over similar interests, such as video games, movies, and television shows. As someone who suffers from anxiety, I find it extremely difficult to willingly speak and socialize with unfamiliar people, but Salvatore's calm and easy-going demeanor quickly extinguished those feelings. His friendliness, humor, and gentleness made the atmosphere very comfortable and was the foundation of our long-lasting friendship.

Salvatore's family and friends seem to be his motivation to be the best and do the best that he can. His generosity is astounding, and he is determined to help anyone, even in a variety of situations. He aids his elderly grandmother, often giving her assistance with finances and errands and also speaks very highly of his proudness towards his sister and her success and his hopes for her to continue to strive. As far as his friends, I have never observed someone as unselfish as Salvatore. He is many people's first call when help is needed, and he never turns anyone away, always doing anything in his ability to provide any sort of support. His relationships are fruitful because he has an amazing impact on people and has changed many for the better. He is undoubtedly dependable and reliable and has never given me any sort of reason to think otherwise.

Considering Salvatore's difficult childhood, he has become a very wonderful and virtuous man. His values and morals are above average, and he does not hesitate to protect the people he cares about. He has always defended me from inconsiderate and inappropriate behavior from others and does not justify anything of the sort. His honesty, respect, and humility are vital to his character and he is certainly one of the most trustworthy persons I have ever come to know.

Though I have never had the advantage of being one of Salvatore's co-workers, I can still understand that his work ethic is absolutely extraordinary and one of his best qualities. With his troubled up-bringing, it is apparent that he matured rapidly and has been taking care of himself from a very young age. He has never let himself struggle financially or ask for help and I believe the independence he has created is very admirable. Salvatore is a very talented individual and has a lot to offer with his acquired skills and perseverance.

In speaking with Salvatore almost daily since the situation occurred, I have listened to him reflect and assess his current circumstances. I have also watched him completely change his lifestyle. He wishes to grow from the position he is in and is determined to lead into a better life. He now has goals for a certain future that is alcohol-free, healthy, and successful and wishes to pursue a trade and become a contributing member of a community.

I believe Salvatore's resolve to grow would be stunted with a prison sentence, and that a probationary period would serve as a just penalty. In his time of being under house arrest, he has come to many realizations and is ready to do better. He has demonstrated, since the situation, his capability and responsibility by consistently keeping up with his court orders, maintaining a full-time job, and helping his family to the best of his ability.

Salvatore is a remarkable young man that I deem worthy of lenience. He is incredibly thoughtful, intelligent, and considerate and can forge a path of triumph, if given the chance. I am certain that he will dutifully redeem the opportunity of leniency and continue to pursue his goals for a better future.

Thank you for the opportunity to express my feelings and opinions of Salvatore William Miele.

Civilly,

A handwritten signature in black ink, reading "Tiara Estrada". The script is fluid and cursive, with the first name "Tiara" being more prominent and the last name "Estrada" following in a similar style.

Tiara Estrada

PO Box 764

Dakota City, NE 68731

(712) 281-9139

Luis Geisendorf  
1942 Richards Pl. Apt.30  
Sparks, NV 89431  
775.420.9730

The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501

c/o Jennifer Mayhew, Esq.  
3350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

Dear Honorable Judge Hardy,

My name is Luis Geisendorf, I am the Assistant General Manager at Fly High Trampoline Park in Sparks since 2017. I am in charge of facilitating the everyday procedures of our park but my main focus is maintaining the park in a safe and clean manner for all of our patrons. I have been at Fly High since opening day July 2016 and I met Salvatore when he started working for Fly High in December of 2016. Since then Sal and I have formed a professional and personal relationship.

I am writing this letter on behalf of Salvatore Miele and my intention is to paint a picture of the type of valuable employee and friend Sal is to me. Sal is this high-energy, happy, and caring person that doesn't let anything get him down. He will always keep his composure even on our busiest day when angry moms are yelling down our throats. His reliability and work ethic has made him one of our most crucial managers. He is a fundamental manager that can be a party host in one moment but in an instance he will become our maintenance manager and will fix what is needed. I can always count on Sal to properly finish the biggest or smallest task I assign to him.

I am not trying to say Sal is a perfect person or that he is innocent. I have seen Sal in some great as well as low points in his life. I have spoken to Sal on many occasions of the situation he is in and he's expressed that he is sorry for what happened. Sal has his heart in the right place and I know he will never hurt anyone intentionally. Sal has had a rough life, from his dad walking out to his mom dying of cancer when he was starting high school, and he has overcome those bumps on the road.

Sal has really grown up since the first time I met him. He has really been dedicated to having a healthier lifestyle and getting rid of bad habits for his sake. Leniency in his case is truly deserved. He has been trying to become a better person and productive member of society. He has spoken to me of trying to finally do something with his life and try to get a trade in Carpentry. Sal has been dealt a hard life from the beginning and a break will finally be his chance to prove he is an excellent contribution to our community.

Sincerely,



Luis Geisendorf

Honorable judge David Hardy,

My name is Reade Jacobs, and I have been a good friend of Sal for over five years. We met at work and it wasn't long before we were very good friends. I've cried, smiled, laughed and shared my life with Sal ever since. There's never been a moment when I didn't appreciate him being in my life. I think I speak for most of our friends when I say Sal brings a certain light to every situation. He is a very intelligent and heart warming person who usually makes everyone around him feel comfortable. Many things about him make him a very admirable person. I can only imagine what its like to grow up the way Sal did. Loosing both his father and mother at a young age must have been incredibly hard on him and the rest of his family, but I've always seen Sal stand tall in the face of adversity. Sal is proof that unfortunate circumstances aren't what defines you. He proves everyday that you can rise above the cards that have been dealt to you and pursue a life worth living.

I do consider Sal as family. He is one of the few people in my life who inspire me to be better friend, son and soon a father. I look forward to introducing my baby to Sal not only because I care about him, but because I know Sal will care for my child as well. My friends, Sal and I are all part of a very closely knit group of people who I think are abundant with love for each other. Thinking about him not being around breaks my heart. I do know even if he's not here he will still be on my mind all the time. It astounded me when I heard that Sal was being convicted. Never in my life would I think Sal could hurt someone. I've always imagined Sal as a gentle man who has always shown compassion and empathy to the people surrounding him. I do feel like the world needs more people like Sal. People who are understanding and have integrity. I've also gone through many life struggles since I've met Sal and he's always been by my side. I've never once questioned Sal's loyalty as a friend and because of this I will always stand by his side. If you do happen to find it necessary to incarcerate Sal he will be sorely missed. He has been an essential and vital part to mine and many of our friends lives.

Sal can sometimes be very hard on himself and even shy at times. Full of self doubt and anxiety, but he can still always make me laugh. I've watched Sal grow into an amazing man, and I look forward to watching him grow even more. I hope you take the time to really read these words. I hope you can look at Sal and see what a great person he truly is. He has so many people who care about and love him. I know in my heart of hearts that Sal is a genuine person who also cares about his friends and the role he plays their lives. I love him very much and I hope you can see him in same the light his family and friends see him in.

Sincerely,  
A lovimg friend.

JOYCE FOUST HEMM  
2806 Fort Mojave Dr., Bullhead City, AZ 86429  
Cell: 818/455-5870

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The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court St.  
Reno, NV 89501

% Jennifer Mayhew, Esq.  
350 S. Center St.  
Reno, NV 89520-0027

Re: Salvatore Miele

Dear Honorable Judge Hardy:

I am writing to you on behalf of my step-grandson, Salvatore "Sal" Miele in advance of his sentencing on May 10.

As you can see, I live in Arizona. I am retired, but I have visited my step-grandchildren [Sal & his older sister Crystal Hemm] there in Reno at least once a year every year [until the pandemic], & I support them in whatever they might need. I was married to Sal's maternal grandfather, Hank Hemm, the father of Sal's mother, Hollie Hemm Miele. My relationship with Hank began in 1994, & Sal was born in 1996, so I have known Sal for his entire life. Hank & I, along with Hank's first wife, Nancy Hemm who lives in Sparks, have always supported both Sal & his older sister, Crystal Hemm who is a first grade teacher at Washoe County School District, throughout their entire lives. They have endured: [1] the loss of their paternal grandfather, Andrew Miele, in 2003, [2] their desertion by their father, Andy Miele, [3] the cancer diagnosis & subsequent loss of their mother, who passed away in February, 2013, when Sal was just 16 years old, [4] the unexpected loss of my husband, their grandfather, in September, 2014, when Sai was just 17 years old, & [5] Sal's medical issues, including anxiety which his grandfather, my husband Hank, also suffered from, & which Sal has been hospitalized for several times & which has caused him temporary paralysis at times, & he has had to be resuscitated at times by ambulance personnel due to AFib heart issues, which his grandmother Nancy also suffers from. Both his grandmother Nancy & I are very concerned about his treatment & medications for his conditions during the time he would be incarcerated.

Since Sal's mother & then my husband passed away, his grandmother Nancy & I have worked together to provide family support to both Sal & Crystal as needed. Except for some distant relatives they have either never met or perhaps have met only once or twice in earlier years, Nancy & I are their only surviving family. Please note that Sal's grandmother Nancy does not use computers or social media. I have reviewed this letter with her, & the information contained herein is from both of us.

Even through all the difficulties Sal faced during his upbringing, he has always been a kind, considerate, sensitive, loving person. He has never given us any cause for concern. He is a hard worker on his job at Fly High Trampoline Park in Reno & has been promoted there over time. And he maintains almost all of his childhood friends to this day.


His grandmother Nancy & I would like to state that to us we believe this offense is out of character for the Sal that we know & love. He has never violated the law. He has never taken drugs. He has always treated others with kindness & consideration. We have never seen him, or heard of him, acting inappropriately with anyone, male or female. He works very hard on his job & wants to continue growing as an employee or by learning a new trade.

I do think this experience has been an eye-opener for Sal. With prayers from his grandmother Nancy & from me, we feel he has grown through this horrible experience to have more spirituality in his life. Additionally, he has talked with his grandmother Nancy about his plans for when he is released from this horrible situation. As I stated earlier, his father deserted the family early on, & he was raised by his mother [until her passing in 2013 as previously stated] & by his grandmother Nancy there in the Reno area, with assistance from my husband & myself from a distance. Hank & I lived in the Los Angeles area of California [my husband Hank retired from ITT Aerospace Controls in 1999 after over 37 years on the job], then we moved here to Bullhead City, Arizona, once I retired in 2012 after over 28 years on the job, also from ITT Aerospace Controls. Sal has told his grandmother Nancy that he wants to be a mentor to other children who are growing up without a father in their family. I pray he will be able to do this as soon as he possibly can. I believe it will be helpful to both Sal & to those he would potentially mentor. He has also told his grandmother Nancy that he would like to learn carpentry, work in the business for a period of time, & then eventually open his own business. He is fascinated by handmade wooden furniture & wants to learn the trade. I also pray that he will be able to accomplish this in his future.

Sal's grandmother Nancy & I are praying for a lenient sentence. We would pray for a sentence of probation. But from what we've been told of the law in his case, a prison sentence appears to be mandatory for this offense. So we both pray that it will be a lenient term of prison & let him return to society in a timely manner to live a good life going forward, as we both know he is well able & willing to do. As stated above, we have known Sal to be a kind, caring, loving person throughout his entire life, & we do not see any reason why these character traits of his would not continue.

Thank you for your kind consideration of our thoughts & prayers on behalf of Sal.

Sincerely,

A handwritten signature in cursive script that reads "Joyce Foust Hemm".

Joyce Foust Hemm

cc: Nancy Hemm

% Pony Express Lodge, # 193, Sparks, NV 89431

Cell: 775/870-2411



The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501  
c/o Jennifer Mayhew, Esq.  
350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

Hello my name is Lydia Lehan I am 23 years of age and I currently work as an assistant at a hiring agency. I am writing to provide my personal experience of knowing the defendant Salvatore Miele. I have known Salvatore for roughly 4 years now. We first met working at Fly High, a trampoline park here in Reno where we became good friends. We worked together for around three years and now he is currently a trusted roommate. He has lived with my boyfriend and I for a year and he has been a very pleasant person to live with. In the time of us living with him he has always been a thoughtful and kind person to us. He does not leave any messes for us to clean and has always been helpful with the typical maintenance needed in a home. We have never had any arguments or issues with Salvatore while living with him and he has always been timely in paying utilities and rent. I know him as an empathetic and caring person to all of his friends and is typically a positive and enjoyable person to be around. I feel that this charge being placed against him seems wildly uncharacteristic of his typical behavior. As a woman myself I have not been uncomfortable or felt threatened by him while we have lived in the same home. In the time that I have known him I have personally witnessed him behave with respect towards myself and other women we know. During the time that I have worked with him he has been a hardworking and reliable employee and is always willing to go above and beyond for his job and fellow coworkers. At the time I hosted birthday parties and he would often help us clean and check in guests as they arrived. I believe that he has a lot to offer in society and is willing to learn and grow from mistakes. Speaking with him about this case I can tell that he is learning a lot from this experience and in my opinion I think that he will not put himself in a situation like this again. I understand that the charge that is currently being placed against him is a very serious one and I trust that you, your Honor, will make the right decision. My hope is that his sentence is a light one as this is his first offence of this nature and that he will learn from this experience. I

believe in second chances for certain situations and I would say that this is one of those situations.

Sincerely, Lydia Lehan

5/2/2021

4249 Amber Marie Lane

Reno NV

(775)750-7074

A handwritten signature in black ink that reads "Lydia Lehan". The script is cursive and fluid, with the first name "Lydia" and last name "Lehan" written in two distinct parts with a space between them.



The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501  
c/o Jennifer Mayhew, Esq.  
350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

Hello your Honor, my Name is Ethan Overlie and am writing you this letter as a close friend, co-worker and roommate, of the defendant Salvatore Miele. In a hopeful attempt to grant leniency when sentencing and closing this case. I work as manager and technician at a local music shop. With no criminal history and consider myself to be an upstanding citizen. I've known Sal for 4 years when I moved here from Fallon, NV and got a job working at Fly High Trampoline Park to pay the bills (have left this job since then). He possesses a lively uplifting personality with a great sense of humor. One that got me through the everyday stresses of the job and we quickly became friends. Becoming a pillar in my ever growing friend group. People depend on him for support, myself included and his charges came as a shock to everyone.

He moved into his current living situation with myself and Lydia Lehan (my girlfriend) little more than a year ago. He has been the picture perfect roommate, he's conscientious not only in his finances but in maintaining a good rapport with us. Speaking as a male in a relationship for nearly 6 years with a wonderful partner of the opposite sex. The risk of letting a person with his charges continue to stay with us after the arrest would be too great under any other circumstance, yet it goes to show you the level of respect and trust we have when regarding Salvatore.

It has been years since working at Fly High and I still regard him as one of my closest friends. He's a hard worker that pays his dues and bears an empathetic personality. From my perspective he would only be in a situation like this through error of judgement lacking prior experience. I fully believe that this process has changed him for the better and will be able to recognize and remove himself from situations like this one if they were to occur again. I believe, given my years of experience with him, that it is not a habitual thing nor an impulse outside of his control. That this prosecution alone will deter him from any action of this nature becoming a problem or danger for society in the future. I believe in your capability to make the right judgement. I hope this letter will aid in your ability to understand how much his community values and respects his position in society. So once his sentence is served. He can rejoin us, a wiser man.

Ethan Overlie

5/2/2021

4249 Amber Marie Lane, Reno, NV 89503

(775) 750-3969

ethanoverlie@gmail.com

A handwritten signature in black ink, appearing to read "Ethan Overlie". The signature is written in a cursive, flowing style. The first name "Ethan" is written in a more compact, rounded script, while the last name "Overlie" is written in a more elongated, sweeping script with a prominent loop at the end.

The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501  
c/o Jennifer Mayhew, Esq.  
350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

Your honor,

My name is Jack Parkey, I've worked in carpentry since I was sixteen. I've known Salvatore for just a little over seven years now, and consider him to be my one of my closest friends. Closer to a brother really. In my mind, Salvatore is one of the kindest, most generous, and easy going person I've ever met. He has always put myself before him, whether it be his time, or his money. He's always been a person of high character, and I think he had a lapse of judgement, and made a poor decision. I think that he has learned a valuable lesson, and everyday he has thought more deeply about his actions since the incident. He has earned the good graces of his boss over many years of dedicated service, and is so highly valued, that his job will be waiting for him when this is through. He's already been on house arrest for an extended period, and has done flawlessly with it. I think this shows his maturity since the incident, and his willingness to learn from this and move forward a better person. I have never felt that Salvatore was a threat, and I am confident he won't harm anyone in a significant way ever again. He is a smart guy, and has a bright and productive future waiting for him. I believe that he is ready to start that future now, but I also understand he still has to pay his dues for his crime.

Signed, Jack Parkey 05/02/2021  
2252 Seaview Avenue, Honolulu, Hawaii 96822  
(775) 900-7675

The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501

c/o Jennifer Mayhew, Esq.  
350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

Hello, my name is Hunter Petersen. I am a 24 year old student attending the university of Nevada, Reno. I also work full time as a parts coordinator for the Caliber Collision in Reno. I first met Salvatore Miele in 2017 when I was given a position at Fly High Trampoline Park. I was seeking a job to help pay bills and the company seemed to be the right fit due to most of the employees being the same age as myself. I was new to Reno and did not have any friends, so there were multiple incentives to follow through with employment at this facility. Salvatore (Sal) is part of a close circle of friends that mostly met one another from working at Fly High and they all welcomed me with open arms. I continue to maintain friendships with everyone in this group and Sal is someone that we all care about very deeply. Over the three years that I worked at Fly High Sal and I grew from the bottom to the top of the employee status, becoming managers and leaders of teams that ensured the fun and safety of every customer that came through the front doors. Salvatore has been a fantastic employee and an even better friend as he has always been there for everyone through thick and thin and never fails to put a smile on your face when you feel the most down. He has a way of helping you see the bright side of every situation, giving you the courage and motivation to keep moving forward. He is one of those employees that leads by example and promotes positive reinforcement instead of negative criticism. In my eyes this is the best approach to interactions with people and Sal thrives within his friendships because of it. I strongly believe that the accusation he is facing is completely out of character for Sal. There is no doubt that both parties of this situation were under the influence of alcohol and that alcohol can impair one's judgment and decision making capabilities. I feel as if this aspect of the situation needs to be taken into consideration not as an excuse, but as a factor of altered character. It is heart breaking to think that everything Salvatore does for his friends and fellow employees could be absent due to the repercussions of his actions. He is truly someone that makes a difference in the lives of everyone around him and I know for certain that this situation has taught him a very valuable lesson.

Sincerely,

Hunter Petersen



May 2nd, 2021  
304 7<sup>th</sup> St,  
Sparks, NV 89431  
(408)-219-0098

The Honorable Judge Honorable David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501

c/o Jennifer Mathew Esq.  
350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

My name is Emily Rohus and I am a staffing assistant for a hiring agency here in Reno. I have known Salvatore since August of 2017. I met Salvatore when I first started working at Fly High Trampoline Park. Even though I was new to the team, Salvatore accepted me with open arms and we have been great friends since then.

Salvatore is known throughout the group of friends as one who takes care of others, making sure everyone is in good spirits. I can always count on Salvatore to go to if I have a pressing matter going on in my personal life. He is always there to give his advice and comfort, no matter the day and time. There were times when I was having issues with my parents at home, and he'd be the one I go to for advice on how to deal with the situation.

This offense is out of character for Salvatore. I have been in his company at work and with friends many times, and he has always been an upstanding and positive individual. In the short time since the incident, I have watched Salvatore continue to grow and spread positivity. Even when times get tough Salvatore is always looking out for his friends. Salvatore is a very caring individual, I believe the emotional trauma he has suffered from this enough of a punishment.

Thank you for your time and consideration.

Sincerely,

Emily Rohus

May 1<sup>st</sup>, 2021

4465 Scott Peak Cir.  
Sparks, NV 89436

(775) 742-5001

A handwritten signature in black ink that reads "Emily Rohus". The signature is written in a cursive, flowing style with a large, prominent "E" and "R".





**ADVENTURE  
PARKS.COM**

Fly High Adventure Park  
10 Greg Street Ste #204  
Reno, NV 89431  
775.856.8131  
[sonyaflvhigh@gmail.com](mailto:sonyaflvhigh@gmail.com)

The Honorable Judge David Hardy  
District Court Judge  
75 Court Street  
Reno, NV 89501

c/o Jennifer Mayhew, Esq.  
350 South Center Street  
PO Box 11130  
Reno, NV 89520-0027

Dear Honorable Judge Hardy:

My name is Sonya Skinner, I am the General Manager at Fly High Adventure in Sparks, NV. I am a lifelong resident of this community and have managed at Fly High since February of 2017.

I am writing this letter on behalf of Salvatore Miele. Salvatore has been an employee of Fly High since December of 2016 and he has maintained regular, full-time employment through June of 2020. Salvatore briefly left Fly High, but he returned to us in September of 2020, and is a current, full-time staff member.

Salvatore started with Fly High as entry level floor staff, and during his employment has made many valuable contributions to our organization, which have earned him pay increases and promotions with each review. His consistency, willingness, and competency have allowed him to rise to his current leadership role.

Salvatore has contributed to the success of Fly High in many ways, but his most notable contribution is his unwavering availability, pitching in for whatever need arises. Sal is an integral part of Fly High daily operations and is without question one of my key managers.

Salvatore has earned a reputation as someone who can be trusted and relied upon. He is esteemed by corporate and park level management, his co-workers, and our regular guests. There has not been an occasion where his integrity, his dependability or his work ethic have been called into question.

Over the years, Salvatore has opted into special projects, including long hours during our remodel. Additionally, he has assisted with trade shows and promotional events, and has made himself available for extra cleaning shifts, park maintenance, concessions work and party hosting.



In terms of his personality and work style, the quality I value most, is his even temperament. Regardless of circumstance or external pressure, Salvatore always stays calm. In a high-pressure industry, this is invaluable. Salvatore has a light heart, and good humor. As the General Manager, I have come to rely on Salvatore's excellent contribution and have been grateful for his relentless efforts in customer service, team oversight and hard work.

In recent conversations, Salvatore has expressed that he has learned a great deal from the circumstances he finds himself in. He has had time to reflect and evaluate his part. Salvatore is sorry that he made errors in judgment that resulted in the unfortunate events of the evening in question.

Salvatore has expressed deep regret for partying during that season of his life, he knows he could have done better and is committed to higher standards going forward. I have been impressed to see him commit to a healthy lifestyle, cutting out alcohol and all poor dietary habits.

I have seen this young man shine in so many ways -- serving as an example of a stable and capable coworker, friend, and family member. A just penalty in my opinion would be a probationary period for Sal to demonstrate his character to the court system, under its watchful eye. I have no doubt that he will do as he is asked and will complete with no issue the requirements that are placed upon him. I feel that jail time for this young man is not merited and would only serve to delay his growth and contribution.

Salvatore has a bright future, as he has overcome many childhood obstacles, worked steadily to improve himself and endeavors to be a healthy contributor to his family, workplace, and community. Salvatore has demonstrated that he can accomplish whatever he put his mind to. He has expressed his desire to do more, and to come up professionally, to secure a trade, and to make a good life for himself.

It is my express opinion that leniency in this case is truly merited. This young man has a sincere and caring heart. Salvatore is not one that would intentionally harm anyone. If given the chance to prove this, I am confident that he would redeem his opportunity for leniency and apply that grace for good, putting his best foot forward in all aspects of his life. That leniency would set him up to pursue a trade without interruption, and to get back to life with a fresh, grateful and healthy perspective.

Thank you for your time, and for taking my heartfelt expression into consideration.

Respectfully,

Sonya Skinner  
General Manager

The Honorable Judge Honorable David Hardy

District Court Judge

75 Court Street

Reno, NV 89501

c/o Jennifer Mayhew, Esq.

350 South Center Street

PO Box 11130

Reno, NV 89520-0027

Dear Judge Hardy,

First off, I would like to thank you for your time with reading my letter. My name is Paris Wilson, I am twenty- three years old, a mother to my beautiful three-year-old daughter and I am the Reno/Nevada Manager for Focus Workforce Management. I have known Salvatore Miele since 11/2016 and we met at Fly High Trampoline Park. We worked together from 11/2016-05/2019, but in that time Salvatore became one of my closest male friends. Two months after meeting Salvatore, I found out I was pregnant and Salvatore was actually one of the first people I had told my situation to. I was scared and didn't know what to do. Salvatore was there for me and gave me wonderful advice and to this day, that is when I knew he was one of my greatest friends. He is one of the most respectful and truthful men that I know and I can't stress that enough. If I ever needed him, he would be there, whether it was advice or just a friend to make me laugh, he was the one I would go to.

Salvatore is a very humble human being and is very thoughtful towards other people in his life, even if he doesn't know them personally. He has always been the person to create friends out of thin air and treat them like family. That is why I believe this offense is out of character for him. Salvatore is a very honorable young man and has always given his best at life. He is one of the most hardworking people I know and strives to go above and beyond. While working together I noticed he would always put customers first, make them feel appreciated and safe while being there. He would always stop what ever he was doing to help someone out. Overall, he would make everyone smile and that included his fellow coworkers and friends.

Being a mother of a little girl is scary, this world is full of terrible human beings that I will always continue to protect her from. Salvatore is not one of them. I am speaking with my entire heart, when I say he is a genuine whole hearted, loving and caring human being. Despite the fact that he has been convicted of this crime, in my opinion, I believe he is not the type of character to do such an act. He is not the type of human being I would need to protect myself, my daughter or my friends from. Salvatore has always been there for me when I needed him and never judged me. Now I am here for him with no judgment, writing this to let you know that he is one of the people in my life, that I am so thankful to have met and I hope I never have to lose. All I am asking, is to hear that I respect him as a woman and a mother. Please know I only want the best for Sal because he deserves nothing less.

Sincerely,

A handwritten signature in black ink that reads "Paris Wilson". The signature is written in a cursive, flowing style with a large initial "P" and a long, sweeping underline.

Paris Wilson

May 2<sup>nd</sup> 2021

2300 Sapphire Ridge Way

Reno, NV 89523

(775) 391-2699

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Dated this 4th day of May, 2021.

51

1 CODE 1930  
2 WASHOE COUNTY PUBLIC DEFENDER  
3 JENNIFER A. MAYHEW, #11349  
4 350 S. CENTER ST., 5TH FL  
5 JMAYHEW@WASHOECOUNTY.US  
6 RENO, NV 89501  
7 (775) 337-4800  
8 ATTORNEY FOR DEFENDANT

9  
10 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
11  
12 IN AND FOR THE COUNTY OF WASHOE  
13

14 THE STATE OF NEVADA,

15 Plaintiff,

16 vs.

Case No. CR20-2853

17 SALVATORE MIELE,

Dept. No. 15

18 Defendant.  
19 \_\_\_\_\_/

20 **LETTER SUBMITTED BY DEFENSE TO BE CONSIDERED AT**  
21 **SENTENCING**

22 See Attached Document.

23 **AFFIRMATION PURSUANT TO NRS 239B.030**

24 The undersigned does hereby affirm that the following document does not  
25 contain the social security number of any person.

26 Dated this 7th day of May, 2021.

JOHN L. ARRASCADA  
Washoe County Public Defender

By: /s/Jennifer A. Mayhew  
JENNIFER A. MAYHEW  
Chief Deputy Public Defender

To Whom it May Concern:

My name is Russell Cowan. I have lived in Reno, Nevada since 1994.

I have known Sal Miele for about 17 years. He is best friends with my oldest son.

In writing this on behalf of Sal. Sal has always been an honest and trustworthy young man. I know he made a mistake, but I also know he is very remorseful and upset with his behavior. He is like a second son to me. I am the father he never had.

I hope that when you sentence him you will take in to consideration that he grew up without a father and he was raised by his grandmother.

Sal is very hard-working, smart and kind to people. I have never seen him be cruel to anyone.

It would be a travesty of justice if he was sent to prison for a long time. I understand he needs to pay a price for his actions, but making him a hardened criminal at a young age and incarcerating him with hard core repeat offenders would be devastating. I know he will take advantage of educational and programming services while he serves his time.

Sincerely,

Russell Cowan

(775) 548-6655

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DEPUTY DISTRICT ATTORNEY  
Electronic Service

Dated this 7th day of May, 2021.

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IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

6

IN AND FOR THE COUNTY OF WASHOE

7

THE HONORABLE DAVID A. HARDY, DISTRICT JUDGE

8

--o0o--

9

THE STATE OF NEVADA,

10

Plaintiff,

Case No. CR20-2853

11

vs.

Dept. No. 15

12

SALVATORE WILLIAM MIELE,

13

Defendant.

14

15

TRANSCRIPT OF PROCEEDINGS

16

SENTENCING

17

Monday, May 10, 2021

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24

Reported by:

EVELYN J. STUBBS, CCR #356

A P P E A R A N C E S

For the State: DARCY CAMERON, ESQ.  
Deputy District Attorney  
P.O. Box 11130  
Reno, Nevada , ESQ.

For the Defendant: JENNIFER ARIAS MAYHEW, ESQ.  
Deputy Public Defender  
P.O. Box 11130  
Reno, Nevada

For the Division: ERIN LUKL

The Defendant: SALVATORE WILLIAM MIELE

1 RENO, NEVADA; MONDAY, MAY 10, 2021; 11:15 A.M.

2 --oOo--

3  
4 THE COURT: Turning now to CR20-2853, the State versus  
5 Salvatore Miele.

6 I see Ms. Mayhew. I see Ms. Cameron. Good morning to  
7 both of you.

8 MS. MAYHEW: Good morning, Your Honor.

9 THE COURT: You have been silent observers of our  
10 calendar. Will you please regulate the pace of your comments,  
11 and I shall attempt to do the same thing. It's 11:15, and I'm a  
12 little worried about our reporter. And here we go.

13 This is the time set for entry of -- for imposition of  
14 judgment -- excuse me. This is the time for entry of judgment  
15 and imposition of sentence in CR20-2853.

16 Mr. Salvatore Miele entered a plea of guilty on  
17 January 11th, 2021, to coerce with force or threat -- excuse me,  
18 coercion with physical force or immediate threat of physical  
19 force. It is a Category B felony.

20 I have read all of the letters that have been submitted  
21 to the Court. I don't doubt the authenticity and goodwill of the  
22 authors. None of us are binary. We are both patient and  
23 impatient, kind and unkind, and Mr. Miele can be all of the  
24 things he was described in those letters. And there is this

1 offense. And somehow I'll benefit from counsel's assistance.

2 I have read, I thought -- I'm thinking of another case.  
3 So I've read all of the letters submitted by the defense. I have  
4 not read anything from the victim, Ms. Cameron. Do you  
5 anticipate the victim will be heard in some way?

6 MR. MACLELLAN: Yes, Your Honor. I will be reading a  
7 letter that was drafted on her behalf by her father.

8 THE COURT: I have read the description of the victim  
9 in the Presentence Investigation Report. So do you anticipate  
10 any live witnesses? There's no such thing as an unlive witness.  
11 Let me see if I can say that better. A victim who will  
12 participate directly in this proceeding as opposed to through the  
13 written form?

14 MS. CAMERON: No, Your Honor, I do not.

15 THE COURT: Ms. Mayhew, do you anticipate anybody other  
16 than yourself and Mr. Salvatore?

17 MS. MAYHEW: No, Your Honor.

18 THE COURT: Excuse me. Mr. Miele.

19 Mr. Miele, would you please pronounce your last name.

20 THE DEFENDANT: Miele.

21 THE COURT: Miele. All right.

22 THE DEFENDANT: Yes, sir.

23 THE COURT: Mr. Miele, I begin with you. You have the  
24 right to address the Court to present any information in

1 mitigation of sentence before your punishment is pronounced.  
2 After you speak, if you choose to speak, I'll hear from your  
3 attorney.

4 THE DEFENDANT: Yes, Your Honor.

5 I'd just like to apologize to everybody that's been  
6 affected by my actions that took place that day. It was a  
7 mistake that shouldn't have happened, and I don't want it to  
8 reflect on who I am personally for the rest of my life. I don't  
9 have a history of any crimes even close or slightly close to the  
10 case at all.

11 Whatever you've asked of me, I've always made sure to  
12 get it done. I've jumped through any obstacles you need from me.  
13 I was able to do that for the last eight months while I was on  
14 house arrest.

15 I'm not sure where this case is going to take me in the  
16 future, but I don't want it to define who I am as a person.

17 With that, Your Honor, I just sincerely apologize to  
18 everyone that's been affected by my action.

19 THE COURT: Thank you. That's a very good statement.

20 Ms. Mayhew.

21 MS. MAYHEW: Thank you, Your Honor.

22 I just want to make sure -- I understand that this has  
23 been a long calendar, but I just want to make sure that we don't  
24 rush this hearing in any way. Mr. Miele is a 24-year-old who's

1 never been to prison. So if Your Honor feels that we -- that  
2 there's not enough time to discuss imposition of sentence, I  
3 would ask that it be continued. But if Your Honor is okay with  
4 it, I'm happy to proceed.

5 THE COURT: Please proceed.

6 MS. MAYHEW: I did review the Presentence Investigation  
7 Report with Mr. Miele, and we do not have any factual corrections.

8 Mr. Miele said it perfectly with regards to having this  
9 not define who he is. And I think that when I contemplated the  
10 sentencing argument the last few days, I really came back to this  
11 saying: That your mistakes don't define your character; it's  
12 what you do after you've made the mistake that makes all the  
13 difference.

14 And I don't think that -- Mr. Miele is not here to say  
15 that he did not make the mistake. He has taken responsibility.  
16 He's standing in front of you. He turned himself in on Saturday.  
17 He was out of custody for a significant period of time. He  
18 complied with SCRAM. He complied with GPS. He did everything  
19 within his control to say to Your Honor that he made a mistake,  
20 and that he's doing everything within his power to tell you that  
21 he's ready to go to prison as a 24-year-old young man.

22 The question that Your Honor has today is how long he's  
23 going to go to prison for. And so with that, Your Honor, I'm  
24 going to refer to Mr. Miele as Sal, because everybody refers to

1 him as Sal. All of the 20 letters we submitted to Your Honor  
2 referred to him as Sal.

3 He's a good-hearted, loving, caring individual that  
4 made a terrible mistake, and he's standing here before you to  
5 take 100 percent responsibility for that mistake. I think  
6 sometimes it's hard as a defense attorney to describe who Sal is  
7 as a person, given the Court's limited interaction at arraignment  
8 and sentencing, but I can tell you that Sal is a good person who  
9 made a terrible mistake.

10 He was raised by his mother and father until he was  
11 about the age of 12. His father left when he was 12 years old.  
12 He was left with him and his mother and his sister Crystal. And  
13 his mother was a very integral person in his life that taught him  
14 everything that she could teach him to be a loving, good person.

15 His mother passed away when he was 16 years old, at a  
16 very pivotal age of his life and his sister's life. He  
17 maintained contact with his grandmother, whom he is very close  
18 with to this day. His family and his friends have built this  
19 support system for him that is unlike anything I've ever seen.

20 We sent a mitigation letter -- or my mitigation  
21 specialist sent a letter a couple weeks ago, and we got inundated  
22 with letters from all walks of life, from all people in the  
23 community, from teachers, to employees, to UNR students, to  
24 people that he worked with at Fly High Trampoline Park. I mean,

1 a litany of letters from all sorts of people who all have this  
2 same theme, that Sal is a good person who made a mistake. And  
3 Sal has reflected on that mistake through all his friends and his  
4 family members. And I think that speaks volumes for him standing  
5 before you today and telling you he is going to prison and taking  
6 responsibility for that.

7 He was -- when his mother passed away, actually before  
8 then, he has a mentor, a father figure -- his name is Russell  
9 Cowan -- who basically helped raise Sal. Sal didn't have a  
10 father, and so helped become a father figure to him and teach him  
11 all the things that a father should teach their son.

12 Mr. Cowan is a father of Sal's -- one of Sal's best  
13 friends and has definitely become a father figure. And I've  
14 spoken with Russell many times. And he says the same thing over  
15 and over, that Sal is a good person. And Sal has confided in  
16 Russell multiple times over the incident.

17 And Russell couldn't be here today, but I've spoken  
18 with him and he -- we submitted a letter. And Mr. Cowan is very  
19 supportive of Sal and wants the best for him. So some of the  
20 themes of the letters -- and I'm not going to go over all of  
21 them. I know Your Honor went through them with a fine-tooth  
22 comb, as Your Honor always does. But one of the things that the  
23 theme of Sal is that he is a good person and that he has  
24 reflected and understands that -- he feels very badly for what



1 happened. And all he can do is take responsibility, go to  
2 prison, and come out a better person.

3 And I think that's all we can really ask of him at this  
4 point. I mean, we can't ask him to go back in time. That's not  
5 possible. I wish, as a defense lawyer, I could do that, but we  
6 can't do that. And so with that he is going to come out of this  
7 a better person.

8 And I think one of the friends said it best, Reade  
9 Jacobs: "I've always seen Sal stand tall in the face of  
10 adversity. Sal is proof that unfortunate circumstances aren't  
11 what define you. He proves every day that you can rise above the  
12 cards that have been dealt to you and pursue a life worth  
13 living."

14 And I think Sal has dreams and aspirations. He's not  
15 going to let this define who he is or his character. I think  
16 that after he's done with all of it -- I mean, he can't let it  
17 define him, because then he can't live the life that he's meant  
18 to live and to pursue his dreams and everything he wants to do in  
19 his life.

20 And everybody that he's encountered through his  
21 employment at Fly High, from his general manager, Sonja Skinner,  
22 who says amazing things about him, that he impacts people's  
23 lives, UNR students he's come in contact with, he lifts them up  
24 and helps them. His sister, Crystal Hemm, who is a teacher at

1 Washoe County School District, says that, yes, he made a mistake,  
2 but this is not my brother. This is not who he is.

3 I mean people in the community generally love Sal as a  
4 good person and believe in him and that he can stand against  
5 adversity and do the things that he was meant to do.

6 When looking at his Presentence Investigation Report,  
7 he does have one misdemeanor. He doesn't have any felony  
8 convictions. He's lived his life relatively free from the  
9 criminal justice system. This is really his first, you know,  
10 stint in the criminal justice system. He does not want to be  
11 back.

12 When it comes to the incident -- and I'm sure  
13 Ms. Cameron will talk about it. But when it comes to the  
14 incident, he understands how terrible and how horrible and how  
15 bad it was. He understands the effect it had on the victim in  
16 this case, and how she would never go forward and be free from  
17 this. And he can't change that.

18 I think you had a culmination of early 20-year-olds  
19 going up to a lake and day drinking all day, and parents that are  
20 drinking too, parent of the victim in this case, parents of the  
21 kids that were drinking all day. Then going to a bar. Then  
22 drinking some more. And then going to an apartment and drinking  
23 some more. You have everything that you shouldn't be doing in  
24 your early 20s, and something terrible happens.

1           And, yes, he's taking responsibility for it, because  
2 directly -- immediately after the incident, he goes to Russell  
3 Cowan, his father figure's house, talks to him. And Mr. Cowan  
4 says, "You need to go to the police department." And Sal does.  
5 He voluntarily goes to the police department. He tells them  
6 everything in terms of his perspective of what happened. He  
7 immediately takes responsibility for what happens. And he feels  
8 badly for that, which is the reason the negotiations are the way  
9 they are.

10           I think at the end of the day, we understand what the  
11 original charge is, but he is not being sentenced on a sex  
12 assault, he's being sentenced on a Category B coercion with  
13 physical force or immediate threat of physical force. We  
14 understand what the original charge is, but we're asking that you  
15 just look at the charge for which he's being sentenced here  
16 today.

17           As indicated earlier, he was compliant with pretrial  
18 services. He was released. And it was originally charged as a  
19 sex assault, and the justice of the peace allowed him the  
20 opportunity at a bondable bail amount. He was released. He  
21 complied with GPS. He complied with SCRAM. He has tested  
22 negative. He's doing everything he's supposed to be doing. He  
23 has an apartment with a roommate. He works at Fly High  
24 Trampoline Park as a manager. He is doing everything he's

1 supposed to be doing.

2 I think at the end of the day what Your Honor should  
3 look at is the fact that Sal is a 24-year-old young man with a  
4 future ahead of him, with a full life ahead of him. And he's  
5 shown that he can take responsibility for his actions. He just  
6 wants to come out of this with some level of being able to pursue  
7 what he wants to pursue and do what he needs to do as a young  
8 adult.

9 You know, I've known Sal since the inception of this  
10 case, and he's even had an effect on me. And he's had an effect  
11 on other people too. And he's one of those people that has a  
12 good attitude about everything and genuinely cares about other  
13 people. And it's very unfortunate that this incident happened,  
14 because it goes against everything that he is.

15 I remember my very first interaction with him when he  
16 was in custody and we were preparing for a bail hearing. Despite  
17 all that, he had the best attitude I've ever seen any one of my  
18 clients have. He's like, "I'm fine with being here, Ms. Mayhew.  
19 I'm fine. I want to take responsibility for what happened. I  
20 feel extremely bad about it."

21 So with that, Your Honor, I would just ask that  
22 Mr. Miele be given the opportunity at 12 to 36 months in the  
23 Nevada Department of Corrections given the fact that he has done  
24 everything and shown to this Court, or hopefully shown to this

1 Court that he can be a productive member of society. He has  
2 taken responsibility for his actions and feels terrible about it.

3 So with that, Your Honor, we would submit.

4 THE COURT: Thank you, Counsel. Well done.

5 To the State.

6 MS. CAMERON: Your Honor, like Ms. Mayhew has said,  
7 she's had this case since it's inception. So have I. So  
8 September 8th, as I'm looking at the date on when I was assigned  
9 this case. So Ms. Mayhew and I have had this case for eight  
10 months. So I don't envy your position, because here you are,  
11 right, having really only briefly touched this case and now are  
12 put in this position to make this ultimate decision.

13 I point that out because in that eight months  
14 Ms. Mayhew and I have talked about all of the things that she  
15 just discussed with you. Pretty much Ms. Mayhew gave me a  
16 sentencing argument. And we talked about his youthfulness, his  
17 lack of criminal history, his background, his behavior, his  
18 acceptance of responsibility. We discussed all of those things  
19 in fashioning and agreeing to the plea negotiation that has led  
20 us here today.

21 I say that because I want there to be an acknowledgment  
22 that the -- all of those factors that are being considered, have  
23 been considered. So me -- so what I'm going to be asking for is  
24 the 28 to 72 months for this particular offense. And, yes, is

1 that a maximum term for this offense? Yes, it is.

2 I know generally -- I think in your last sentencing you  
3 presided over just before this case, we talk about what maximum  
4 sentences mean or are supposed to be held out for. And I know  
5 that generally speaking, right, those are multiple-time repeat  
6 offenders. There is a menagerie of those factors that this Court  
7 can consider when you're thinking about imposing a maximum term.

8 Without those factors being in place, that maximum term  
9 is still appropriate in this case, because of the original  
10 offense. I'm not necessarily -- he's not convicted of sexual  
11 assault, but that does not mean that he did not commit the facts  
12 that are alleged in this PSI. You're sentencing him for his  
13 actions, whether it's labeled sexual assault or whether it's  
14 labeled coercion with force. You're sentencing him for that  
15 mistake, and that mistake was reprehensible.

16 We balance a lot of things. You balance a lot of  
17 things as you sit there today. Myself and Ms. Mayhew balanced a  
18 lot of things in coming up with that plea negotiation that we  
19 did. So I allowed him and agreed to this reduced, if you will,  
20 felony.

21 I, too, just like Ms. Mayhew, have met with the  
22 defendant countless times. I have met and spoken to the victim  
23 in this case. And what she wants to see happen is one of the  
24 first things we ever talked about when I met her. And her father

1 was there. And we talked about kind of the case and what to  
2 expect procedurally as things progressed. And ultimately I just  
3 leave her with the thought of what do you want to see happen?  
4 What's your idea of justice? Because, like Ms. Mayhew said, we  
5 can do as much as attorneys. We wish these things and acts  
6 weren't committed. We can't undo it. But what my job is, and  
7 what I believe a huge part of my obligation is, is to listen to  
8 what the victim would like to see happen, and do my best to give  
9 her that justice, because justice is going to look wildly  
10 different for everybody else.

11           Some, incarceration is very important. Some, sex  
12 offender registration is very important. Others, counseling.  
13 There's all sorts of different kinds of results that can come  
14 from this process that victims look towards on feeling like they  
15 were heard, feeling like the person was held accountable. And  
16 having those feelings helps in the healing process, right, moving  
17 forward.

18           She is not able to watch the proceeding today because  
19 of her scheduled therapy. So she -- I don't doubt that Mr. Miele  
20 is feeling the effects of his actions. And I don't doubt that  
21 those effects will be long lasting regardless of this Court's  
22 sentence here today. But I can -- I would not even contemplate  
23 the effects that his actions had on the victim in this case and  
24 what would have -- you know, what she is going to endure for the

1 rest of her life in overcoming that.

2 What we do and what we say not only has an impact on  
3 the defendant's life, but it will forever have an impact on the  
4 victim or on feeling, like I said, that she was heard and that he  
5 was held accountable.

6 So my request for the 28 to 72 months is not only what  
7 I as a prosecutor and representative of the State of Nevada feel  
8 is a just and appropriate sentence for this defendant's action,  
9 it is what the victim would like to see happen and what the  
10 victim believes justice looks like for her. And I think that's  
11 an important consideration for this Court.

12 With that, I'm going to read a letter that the victim's  
13 father prepared on her behalf. I will acknowledge that the -- it  
14 is not surprising that the -- her father is angry at the  
15 defendant. And these are his sentiments.

16 "To all involved in this court case, 10 years ago Sal  
17 and my son Morgan met and became close friends. I never was a  
18 fan of Sal, but he was my son's closest friend, and I lived with  
19 it. Sal dropped out of high school his freshman year, and I  
20 always believed he was a loser and someone not to be trusted. So  
21 for 10 years that was my son's friend and I tolerated him.

22 "Last year he proved me right, and the dishonesty  
23 ruined my daughter's life, my son's life, and our entire family  
24 has been turned upside down. The day he raped my daughter was a



1 day we all spent at the lake. A true friend, a 10-year friend of  
2 my son on that day ruined everything.

3 "I can speak for my entire family that we have had  
4 sleepless nights since that crime. I constantly worry about my  
5 son and daughter's well-being.

6 "For the record, I think that everyone in this  
7 courtroom should know that my son Morgan and my daughter Madison  
8 have always had the closest relationship, like twins, and Sal has  
9 completely ruined this bond. This kills me as a father to see my  
10 kids hurting and not knowing how to communicate their thoughts to  
11 each other about that horrible day. Sal has ruined my daughter  
12 and son's relationship.

13 "Our family is very private, and we don't discuss our  
14 feelings much, but I think everyone should know how Sal, my son's  
15 best friend at the time, ruined my daughter's life. He raped her  
16 in an apartment that is around the corner from our house. So  
17 every day my daughter must drive by the scene as she leaves the  
18 neighborhood.

19 "Madison has told me that the nightmares are constant.  
20 And she sees a counselor weekly, and sometimes more, for help in  
21 dealing with this crime. My daughter is strong, and I know she  
22 is doing the best she can to cope, but Sal is a predator, a  
23 disgusting human being, and I hope that he hears this and  
24 realizes the damage he has done to an entire family.

1 "I hope that he gets a maximum sentence for his crime,  
2 because he has given my daughter a life sentence. He was not a  
3 stranger. He was my son's so-called best friend, and he was  
4 connected to our family for 10 years. His actions on that night  
5 have destroyed my entire family. And the saying, 'time heals all  
6 wounds,' sounds good, but I don't see it now.

7 "Sincerely, Madison's Dad."

8 With that, Your Honor, I will submit.

9 MS. MAYHEW: And, Your Honor, if I may, with reference  
10 to the rape in the letter, that is not what Mr. Miele is here  
11 for. I understand the underlying nature of the offense, correct,  
12 but he is not being sentenced for a sex assault.

13 I also understand that this is a very upset and  
14 disgruntled father, and Mr. Miele feels terrible for that.

15 I also want to point out that the victim's father was  
16 at the lake and participating in -- not with the actual incident,  
17 but with the environment that was being created that led to this  
18 terrible incident.

19 And I also want to point out that Your Honor has to  
20 take into account not only the victim's wishes, but also the  
21 mitigation of Mr. Miele with regards to his youth, with regards  
22 to his employment, with regards to his ability to leave prison  
23 and be a productive member of society.

24 I understand Your Honor has to balance all of that, and

1 you have a very difficult job at it, but I just want to remind  
2 Your Honor that the victim and her wishes are just one aspect of  
3 that.

4 THE COURT: Ms. Cameron, you began accurately by noting  
5 that of the three of us I have the least -- of the three, four,  
6 counting Mr. Miele, and then those who are affected by the crime,  
7 the victim and her father, I have the least knowledge of this  
8 case. I want to know a little bit more about your work as the  
9 prosecutor.

10 Ms. Mayhew has presented a very authentic, holistic,  
11 compassionate argument on behalf of her client. You said, well,  
12 I've heard that from Ms. Mayhew, but she really believes that  
13 this case is important to her. I'm wondering where Ms. Mayhew's  
14 advocacy came in in your decision to back off the initial charge.

15 Did the same argument Ms. Mayhew made to the Court  
16 influence your negotiation position?

17 MS. CAMERON: Well, I think it goes without saying, in  
18 the sense that I acknowledge all of those things that she  
19 presented to Your Honor; the fact that he -- it is true that he  
20 went and showed up at the Reno Police Department voluntarily and  
21 gave the statement that he gave. It is true that since being  
22 released from custody he appears to have been successful in that  
23 regard. That's certainly something that we consider.

24 So I think it's a lot of those factors that she was

1 talking to you about regarding mitigation that we generally think  
2 about. I think about. And I discussed with the victim and her  
3 family with regards to if this -- is this life in prison with  
4 possibility of parole after 10? And as much as they were hurt  
5 and, you know, the victim's father is upset and angry, they  
6 agreed that a resolution short of a life term was something they  
7 were willing to consider in light of everything.

8 THE COURT: So if I can summarize what I think you've  
9 said: The mitigation presented was an influence in the ultimate  
10 charge to which Mr. Miele pled guilty, and the mitigation leading  
11 to the charge fully set in place the direction of our sentencing,  
12 because the range of time is so different for this crime than it  
13 was for the originally charged sexual assault.

14 MS. CAMERON: 100 percent. If you proceed on a sexual  
15 assault, there just isn't that discretion, right, it's 10 to  
16 life. There is --

17 THE COURT: What other crimes did you consider as a  
18 possible step down from a sex assault?

19 MS. CAMERON: So my original offer was an attempted  
20 sexual assault. So the range of penalties for that are 2 to  
21 20 years in prison. He potentially could have argued for  
22 probation. And so that was something that we had discussed and  
23 considered.

24 Again, so now his exposure for prison time on that is

1 10 maximum with an 8- to 20-year term. And I will acknowledge  
2 that that wasn't necessarily again how much prison time we were  
3 looking for to feel was appropriate. I'll be honest, what we  
4 are -- what I'm asking for, the 28 to 72, we have kind of always  
5 been feeling that this was, you know, a 2, 3, 4 year had he pled  
6 to an attempted sexual assault as an appropriate consequence and  
7 ramification for his actions. And so --

8 THE COURT: So if he would have -- if you would have  
9 insisted upon -- if the ultimate conviction would have been  
10 attempted sexual assault you would be arguing for essentially the  
11 same range, the time that you are arguing for now; is that what  
12 you're saying?

13 MS. CAMERON: Yes, Your Honor.

14 THE COURT: And then where does registration come into  
15 it?

16 I'm sorry for the unartful colloquy, the Zoom. I'm  
17 interrupting. I acknowledge I am. But I'm trying to get to a  
18 certain place in my analysis. I'm trying to figure out where  
19 registration came into and then out of this analysis.

20 MS. CAMERON: Right. So like I said, sometimes it is  
21 important. And even though it may not necessarily be important  
22 to a victim, I see red flags or certain behaviors that I think  
23 might be indications of danger to the community.

24 I will agree with Ms. Mayhew that this may -- this

1 appears to be an isolated incident, a terrible, terrible thing  
2 that he committed against this person, but an otherwise -- not an  
3 active predator, which I, unfortunately, have many of those  
4 cases.

5 And so while that may not necessarily be something that  
6 was extremely important to me, I wanted to make sure with the  
7 victim in this case how she felt about it. And she agreed that  
8 him having to register as a sex offender wasn't that important to  
9 her, and really it was just knowing that he spends time in  
10 custody for what he did to her was the crux. And so the time  
11 frame is what we discussed. And I think that's where we  
12 ultimately landed on a Category B crime of violence is  
13 significant and that we agreed to it not being a registration  
14 offense with the agreement that he not ask for probation.

15 He agreed to go to prison. So there was that assurance  
16 when we agreed to this that once he pled guilty, she knew he was  
17 going to prison, and we were just going to be arguing about how  
18 long. And that was -- that was significant too, her not having  
19 to testify against her brother's best friend.

20 THE COURT: So this is not a registrable offense?

21 MS. CAMERON: No.

22 THE COURT: And attempted sexual assault would have  
23 required registration?

24 MS. CAMERON: Yes, Your Honor.

1 THE COURT: Is the credit for time served now 12 days,  
2 Ms. Lukl?

3 THE DIVISION: Actually, Your Honor, I have 13 days.

4 THE COURT: Ms. Mayhew, I asked a series of questions  
5 to Ms. Cameron. I feel fully informed. I'm ready to go, but I  
6 want to make sure that you have an opportunity in response to any  
7 of my questions to Ms. Cameron, not to reargue what's already  
8 been argued.

9 MS. MAYHEW: Understood, Your Honor.

10 I understand what you're trying to take out or if the  
11 mitigation was already contemplated in the negotiations.

12 THE COURT: That was very articulate. I was trying to  
13 say that succinctly. Well done.

14 MS. MAYHEW: I think partly, sure, but I think that  
15 Your Honor also has to take into consideration what he has done  
16 since the -- since the negotiations. And the mitigation  
17 presented it: The fact that he continued his employment; the  
18 fact that he has complied with pretrial.

19 You have different areas for which mitigation has  
20 continued since that point in time. And I think if the victim  
21 wants to see Mr. Miele in prison, I mean she as that; right?  
22 Mr. Miele is standing in front of you going to prison. It's the  
23 amount of time.

24 And I don't want to step on anybody's toes with regards

1 to if the time was really that important. But based on my  
2 understanding, it was the fact that he was going to prison. And  
3 so we know that that's happening. And you have a 24-year-old  
4 with no discernible criminal history.

5 THE COURT: I think you're going into arguments that I  
6 don't need. I'm sorry to interrupt, but you had rebuttal  
7 arguments you took, and I let those occur. But my single  
8 question you succinctly captured, was mitigation imbedded in the  
9 negotiations. And I just don't want you to reargue.

10 MS. MAYHEW: Understood, Your Honor. And mitigation  
11 continued after that as well.

12 THE COURT: Which is what I was looking for, because I  
13 see that he entered his plea -- and I think Ms. Cameron  
14 acknowledged that there was that put-to-rest conduct that falls  
15 into mitigation. He entered his plea on January 11th. And so  
16 I'm trying to understand the date of the negotiation itself, when  
17 it was reached. And I was looking for a quick waiver, and I have  
18 it here. And the waiver was in December. And so as of  
19 December 24th, or sometime shortly before then when the agreement  
20 was reached. That's how much time. He was first arrested in  
21 September, so there were just three or four months.

22 Okay. Well, Mr. Miele, will go to prison, and he knows  
23 that. And he will be released from prison, and we all know that.  
24 And Mr. Miele's future is not entirely defined by this event.



1 This event will influence his future, if that is what it is. But  
2 I think I want to just acknowledge the arguments that I've heard  
3 in mitigation.

4 But you've both done a great job, Counsel, in that your  
5 jobs are different. You participate in an adversarial system  
6 where you zealously represent competing interests, and then it  
7 falls upon the Court to try and reconcile those opposing interests.

8 And I learned in this profession, and have now not had  
9 the lesson, probably thousands of times, that good, honest people  
10 can view things differently and still be good, honest people. I  
11 see that a lot in the civil context. I'm in no way commenting  
12 upon this crime. I'm just talking about how the two of you in  
13 this case and counsel generally can so passionately argue  
14 competing interests and have support for your interests.

15 And my decision does not invalidate anything that  
16 Ms. Mayhew argued. It is a reconciliation of all the information  
17 that's in front me, to include the narrative set forth in the  
18 Presentence Investigation Report, which neither one of you  
19 emphasized. I didn't need to you emphasize it. I read it. But  
20 the summary of the factual offense is -- it's deeper than the  
21 single description of -- the word "mistake" does not fully  
22 encapsulate what I read in the Presentence Investigation Report.  
23 There's a depth to this event that I need to acknowledge.

24 It is for all of this that I find Mr. Miele guilty of

1 the offense. He will be so adjudicated. He will pay a \$25  
2 administrative assessment fee, he'll pay a \$3 DNA administrative  
3 assessment, and he will pay a DNA test fee of \$150. He's given  
4 credit for time served in the amount of 13 days.

5 And I agree with the State that the minimum sentence  
6 should be 28 months in the Nevada Department of Corrections with  
7 a maximum sentence of 72 months. I think that reflects a  
8 reconciliation and the justice that is required in this case.

9 Counsel, am I missing anything?

10 Attorney's fee of 500 -- I have "not applicable" in the  
11 Presentence Investigation Report. I think that's probably an  
12 error. \$500 will be ordered as an attorney's fee.

13 And with, that the Court will be in recess.

14 (Proceedings Concluded)

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1 STATE OF NEVADA )  
2 COUNTY OF WASHOE ) ss.  
3

4 I, EVELYN J. STUBBS, official reporter of the Second  
5 Judicial District Court of the State of Nevada, in and for the  
6 County of Washoe, do hereby certify:

7 That as such reporter I was present in Department No.  
8 15 of the above court on MONDAY, MAY 10, 2021, at the hour of  
9 11:16 a.m. of said day, and I then and there took stenotype notes  
10 of the proceedings had and testimony given therein upon the  
11 SENTENCING of the case of THE STATE OF NEVADA, Plaintiff, vs.  
12 SALVATORE WILLIAM MIELE, Defendant, Case No. CR20-2853.

13 That the foregoing transcript, consisting of pages  
14 numbered 1 to 26, inclusive, is a full, true and correct  
15 transcript of my said stenotype notes, so taken as aforesaid, and  
16 is a full, true and correct statement of the proceedings had and  
17 testimony given therein upon the above-entitled action to the  
18 best of my knowledge, skill and ability.

19 DATED: At Reno, Nevada, this 7th day of July, 2021.  
20

21 /s/ Evelyn Stubbs  
22 EVELYN J. STUBBS, CCR #356  
23

The document to which this certificate is  
attached is a full, true and correct copy of the  
original on file and of record in my office.

By: ALICIA L. LERUD, Clerk of the Second  
Judicial District Court, in and for the County of  
Washoe.

1 **CODE 1850**

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6 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**  
7 **IN AND FOR THE COUNTY OF WASHOE**  
8

9 **STATE OF NEVADA,**

10 **Plaintiff,**

**Case No. CR20-2853**

11 **vs.**

**Dept. No. 15**

12 **SALVATORE WILLIAM MIELE,**

13 **Defendant.**  
14 \_\_\_\_\_ /

15 **JUDGMENT**

16 The Defendant, having entered a plea of Guilty, and no sufficient cause being shown  
17 as to why judgment should not be pronounced against him, the Court rendered judgment as follows:

18 That Salvatore William Miele is guilty of the crime of Coercion With Physical Force  
19 or Immediate Threat of Physical Force, a violation of NRS 207.190, a category B felony, as charged  
20 in the Information, and that he be punished by imprisonment in the Nevada Department of  
21 Corrections for the maximum term of seventy-two (72) months with the minimum parole eligibility  
22 of twenty-eight (28) months, with credit for thirteen (13) days time served.

23 It is further ordered that the Defendant shall pay the statutory Twenty-Five Dollar  
24 (\$25.00) administrative assessment fee; that he shall submit to a DNA analysis test for the purpose  
25 of determining genetic markers and pay a testing fee in the amount of One Hundred Fifty Dollars  
26 (\$150.00); that he shall pay the Three Dollar (\$3.00) administrative assessment fee for obtaining a  
27 biological specimen and conducting a genetic marker analysis; and that he shall pay that he shall  
28

1 reimburse Washoe County in the amount of Five Hundred Dollars (\$500.00) for legal services  
2 rendered.

3           It is further ordered that the fees shall be subject to removal from the Defendant's  
4 books at the Washoe County Jail and/or the Nevada Department of Corrections. Any fine, fee,  
5 administrative assessment, or restitution ordered today (as reflected in this Judgment) constitutes a  
6 lien, as defined in NRS 176.275. Should the Defendant not pay these fines, fees, assessments, or  
7 restitution, collection efforts may be undertaken against him.

8           Dated this 10<sup>th</sup> day of May, 2021.

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12 DISTRICT JUDGE  
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1 CODE NO. 2515  
2 WASHOE COUNTY PUBLIC DEFENDER  
3 JOHN REESE PETTY, State Bar Number 10  
4 350 South Center Street, 5th Floor  
5 Reno, Nevada 89501  
6 (775) 337-4827  
7 jpetty@washoecounty.us  
8 Attorney for Defendant

9  
10 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
11  
12 IN AND FOR THE COUNTY OF WASHOE

13 THE STATE OF NEVADA,

14 Plaintiff,

15 vs.

Case No. CR20-2853

16 SALVATORE WILLIAM MIELE,

Dept. No. 15

17 Defendant.

18  
19 NOTICE OF APPEAL

20 Defendant, Salvatore William Miele, hereby appeals to the Supreme Court of  
21 Nevada from the judgment of conviction in this action on May 10, 2021.

22 The undersigned hereby affirms, pursuant to NRS 239B.030, that this  
23 document does not contain the social security number of any person.

24 DATED this 8th day of June 2021.

25 JOHN L. ARRASCADA  
26 WASHOE COUNTY PUBLIC DEFENDER

27 By: /s/ John Reese Petty  
28 JOHN REESE PETTY, Chief Deputy20

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SALVATORE WILLIAM MIELE (#1245041)  
Northern Nevada Correctional Center  
P.O. Box 7000  
Carson City, Nevada 89702

AARON D. FORD  
Attorney General State of Nevada  
100 N. Carson Street  
Carson City, Nevada 89701

/s/ John Reese Petty  
JOHN REESE PETTY

## CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 5th day of October 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Jennifer P. Noble, Chief Appellate Deputy  
Washoe County District Attorney's Office

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage pre-paid, addressed to:

Salvatore William Miele (#1245041)  
Warm Springs Correctional Center  
P.O. Box 7007  
Carson City, Nevada 89701

John Reese Petty  
Washoe County Public Defender's Office