

IN THE SUPREME COURT OF THE STATE OF NEVADA

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Elizabeth A. Brown
Clerk of Supreme Court

DAINE ANTON CRAWLEY,
Appellant(s),

vs.

BRIAN WILLIAMS, WARDEN, HIGH
DESERT STATE PRISON,
Respondent(s),

Case No: C-19-341735-1
Related Case A-20-816041-W
Docket No: 83136

RECORD ON APPEAL VOLUME 2

ATTORNEY FOR APPELLANT
DAINE CRAWLEY # 1167447,
PROPER PERSON
P.O. BOX 7007
CARSON CITY, NV 89702

ATTORNEY FOR RESPONDENT
STEVEN B. WOLFSON,
DISTRICT ATTORNEY
200 LEWIS AVE.
LAS VEGAS, NV 89155-2212

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ADDENDUM TO DEFENDANT'S TERMS AND CONDITIONS OF PLEA

"DNA TERMS"

PURSUANT TO A NEGOTIATED DISPOSITION WITH THE PROSECUTING ATTORNEY

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE

(Use this form for terminal or probationary plea)

FEB 02 2016

CASE NO. 16WFO150 PEOPLE vs. Crawley ALAN CARLSON, Clerk of the Court
BY M. SAAM DEPUTY

On 2/2/16 I freely and voluntarily pled guilty to 4573 PC, a misdemeanor/felony.

1) As a condition of my plea and for the purpose of crime prevention and detection, I voluntarily consent and agree to all of the following:

- a. That I will provide a state DNA sample and prints for the State DNA Database pursuant to P.C. 296 and P.C. 296.1 and a local DNA Database sample, prints and photograph for the local OCDA DNA Database;
- b. That my DNA samples will be forensically analyzed and permanently retained, along with my DNA profile(s), prints and photograph; and
- c. That my DNA profiles will be subject to continual searches, anytime in the future, against other DNA profiles, prints and photographs in any local, state, national or international law enforcement database.

2) I understand that I, at any time, have the right to withdraw my consent as set forth in paragraph one (1) above, and I hereby waive and give up this right to withdraw my consent.

3) I further understand that, even if I successfully complete the terms of my disposition or a PC section 1203.4 motion is granted, my consent and waiver of my right to withdraw my consent will still be valid and enforceable.

4) I agree to pay a \$75 administrative fee at the time of collection of my OCDA DNA sample.

5) I voluntarily agree to provide my DNA sample(s) immediately or, if in custody, within 72 hours of my release.

DATED: 2/2/16 SIGNED: [Signature]
(DEFENDANT)

DATED: 2/2/16 SIGNED: [Signature]
(ATTORNEY OF RECORD)

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
ADVISEMENT AND WAIVER OF RIGHTS FOR A FELONY GUILTY PLEA**

Case No. 16WF0150 People v. Crawley

① D My true full name is Daine Anita Crowley 3/21/86

I am represented by Sarah Hendricksan

② I understand that I am pleading guilty, and admitting the following offenses, special punishment allegations, and prior convictions, carrying the possible penalties as follows:

Ct.	Charge	Sentence Range	Enhancements	Yrs.	Term for Priors	Yrs.	Total Penalty Years
1	4573 PC	2-3-4			6067 FILED SUPERIOR COURT OF CALIFORNIA COUNTY OF ORANGE		5 yrs
					FEB 02 2016		
					ALAN CARLSON, Clerk of the Court		
					BY M. SAAM DEPUTY		5 yrs

3. DC In addition to time in custody, I understand the court may also order me to pay a fine as follows: up to \$10,000 for most felonies [P.C. 672]; up to \$20,000 for selected drug offenses [H&S 11372]; up to \$50,000 for selected drug offenses [H&S 11352.5]; or other:

4. I understand it is absolutely necessary that all plea agreements, promises of a particular sentence, and sentence recommendations be completely disclosed to the court on this form.

5. **Right to an attorney:** I understand I have the right to be represented by an attorney at all stages of the proceedings until my case is completed. If I cannot afford an attorney, one will be appointed for me free of charge. However, I understand that at the conclusion of my case, the court may order me to reimburse the County of Orange for the cost of my attorney, according to my ability to pay.

6. **Right to a preliminary hearing:** I understand I have the right to a preliminary hearing at which a judicial officer will determine if there is sufficient evidence to justify setting my case for trial. At this hearing, I have the right to be represented by an attorney as described in paragraph 5 above, the right to confront and cross-examine witnesses against me, the right to present evidence on my behalf, and the right to remain silent and not testify; but I may testify if I want to. I waive and give up my right to a preliminary hearing.

7) **Jury trial rights:** I understand I have the right to a speedy and public trial by a jury. I waive and give up these rights.

8. 12 **Right to confront and cross-examine witnesses:** I understand I have the right to confront the witnesses against me and to cross-examine them myself or have my attorney cross-examine them. I waive and give up these rights.

9. DC **Right to testify or remain silent:** I understand I have the right to testify on my behalf. I also understand I have the right to remain silent, and I cannot be compelled to testify against my will. I waive and give up these rights.

10. **Right to present evidence:** I understand I have the right to present evidence and to call witnesses to testify on my behalf. I further understand I have the right to invoke the compulsory process of the court to subpoena evidence and witnesses at no cost to me. I waive and give up these rights.

11. **Immigration consequences:** I understand if I am not a citizen of the United States, my conviction for the offense charged will have the consequence of deportation, exclusion from admission to the United States, or denial of naturalization pursuant to the laws of the United States.

Case No. 16WFO150 People v. Crawley

12. ☒ **Strike Offense(s):** I understand that my conviction in this case is for a serious or violent felony ("strike") which may result in the mandatory denial of probation, substantially increased penalties, and a term in state prison for any future felony conviction.
13. ☒ **Fourth Amendment waiver:** I understand under the Fourth and Fourteenth Amendments to the United States Constitution, I have a right to be free from unreasonable searches and seizures. I waive and give up this right, and further agree that for the period during which I am on probation or mandatory supervision I will submit my person and property, including any residence, premises, container or vehicle under my control to search and seizure at any time of the day or night by any law enforcement officer, probation officer, post-release community supervision officer, or parole officer, with or without a warrant, probable cause, or reasonable suspicion.
14. ☒ **Blakely/Cunningham waiver:** I understand I may have the right to a jury or court trial as to certain factors that can be used to increase my sentence on any count, sentencing enhancement, or allegation, to the upper or maximum term provided by law. I waive and give up the right to a jury or court trial on all of these factors. I agree the judge will determine the existence of any of these factors, within the judge's discretion, as allowed by law. I agree this waiver shall apply to any future sentence imposed following a probation revocation.
15. ☒ **Appeal waiver:** I understand I have the right to appeal from decisions and orders of the Superior Court. I waive and give up my right to appeal from any and all decisions and orders made in my case, including motions to suppress evidence brought pursuant to Penal Code section 1538.5. I waive and give up my right to appeal from my guilty plea. I waive and give up my right to appeal from any legally authorized sentence the court imposes which is within the terms and limits of this plea agreement.
16. ☒ **Cruz waiver:** I understand that if, pending sentencing, I am arrested for or commit another crime, violate any condition of my release, or willfully fail to appear for my probation interview or my sentencing hearing, the sentence portion of this agreement will be cancelled. I will be sentenced unconditionally and I will not be allowed to withdraw my guilty plea(s).
17. ☒ **Arbuckle waiver:** I understand I have the right to be sentenced by the judge who accepts this plea. I waive and give up that right.
18. ☒ **Probation Report waiver:** I understand I have the right to a full probation report before sentencing. I waive and give up that right.
19. ☒ **Mandatory Supervision waiver:** I understand that I will be on mandatory supervision (P.C. 1170(h)(5).) for the period of time and subject to the terms and conditions specified in this plea agreement. I understand if I violate any term or condition of mandatory supervision I could be sent to county jail for the remainder of my sentence as set forth on page 6, less any credit for time served.
20. ☒ **Post-Release Community Supervision:** I understand that upon release from state prison I may be placed on post-release community supervision for a period of time not to exceed three years, supervised by county officers. I further understand I could be sent to county jail for up to ten days on the order of the post-release community supervision authority without a court hearing.
21. ☒ **Post-Release Community Supervision Revocation:** I understand that, following a court hearing, if I am found in violation of any of the terms or conditions of post-release community supervision, I could be sent to county jail for up to 180 days each time I am found in violation.
22. ☒ **Parole waiver:** I understand that upon release from state prison I may be placed on parole for a period of time ranging from three years to life, supervised by the California Department of Corrections and Rehabilitation. I further understand that if I am found in violation of any of the terms or conditions of parole, I could be sent to county jail for up to 180 days, except if my sentence was life, I could be sent back to state prison for up to a year.
23. ☒ **Mandatory execution of sentence:** I understand I am not eligible for probation and I will be sentenced to state prison or county jail pursuant to P.C. 1170(h).

Case No. 16WFO150 People v. Crawley

24 ☒ Proposed disposition: I voluntarily agree and understand the court will: (Initial all that apply)

☒ (a) Sentence me to state prison for a period of _____ years and _____ months, credit for time served of _____ days actual custody and _____ days of good time/work time for a total credit of _____ days. I waive and give up my right to make application for probation and request immediate sentence.

☒ (b) Sentence me to county jail, for a period of _____ years and _____ months pursuant to P.C. 1170(h), credit for time served of _____ days actual custody and _____ days of good time/work time for a total credit of _____ days. I waive and give up my right to make application for probation and request immediate sentence.

☒ (c) Pronounce a divided sentence to county jail for a period of _____ years and _____ months [P.C. 1170(h)]. The sentence is divided as follows: _____ years and _____ months incarceration in the county jail, followed by mandatory supervision for _____ years and _____ months under the terms and conditions set forth on the attached pages 6 and 7.

☒ (d) Consider my application for probation before pronouncing sentence. I understand the court may deny my application for probation and sentence me to (check one) ☐ state prison ☐ county jail for a maximum period of _____ years and _____ months.

☒ (e) Grant me probation under the terms and conditions set forth on the attached pages 6 and 7 that I have initialed and signed. I understand I have the right to reject probation and have the court impose a final sentence. However, I agree to accept probation on the terms and conditions set forth on the attached pages 6 and 7. I further understand that if I am found in violation of any of the terms or conditions of probation, the court may sentence me to (check one) ☐ state prison ☒ county jail in this case for a maximum period of 5 years and 0 months.

☒ (f) Harvey waiver: Order me to pay restitution on counts All, even if any of these counts have been dismissed as part of the plea agreement, in the amount of 1350, or in an amount to be determined by the Probation Department. If I disagree with the amount of restitution determined by the Probation Department, I may request a court hearing to determine the amount of restitution. ☐ The sentencing court retains jurisdiction over this case for restitution purposes (if box checked).

☒ (g) Order me to pay the mandatory state restitution fine between \$240 and \$10,000 [P.C. 1202.4]. A second restitution fine in the same amount will also be ordered if I receive a sentence that includes probation, a conditional sentence, mandatory supervision, post-release community supervision, or parole. This second fine will be suspended and I will only have to pay it if the court later finds that I have violated the terms of my probation, conditional sentence, mandatory supervision, post-release community supervision, or parole [P.C. 1202.44 & 1202.45]. A \$40.00 court security fee must also be paid [P.C. 1465.8] as well as a \$30.00 court facility fee [G.C. 70373] on each count convicted.

☒ (h) Order me to pay a mandatory fee of \$70.00 for each count convicted. [Court Operations- \$40.00- P.C. 1465.8 and Facilities- \$30.00- G.C. 70373].

☒ (i) Order me to pay a mandatory laboratory analysis fee of \$50.00 for each specified drug offense, plus penalty assessment [H&S 11372.5 & P.C. 1464].

☒ (j) Order me to pay a mandatory drug program fee of \$150.00 for each specified drug offense [H&S 11372.7].

☒ (k) Order me to provide a state DNA sample and prints for the State DNA Database pursuant to P.C. 296 and P.C. 296.1.

☒ (l) Order me to provide a local DNA sample, prints and photograph to the OCDA for permanent retention, analyses and search within any law enforcement database(s) for only law enforcement purposes.

☒ (m) Order me to register pursuant to the following: (Check all that apply)

☐ H&S 11590 (narcotics offense)

☐ P.C. 186.30 (gang-related offense)

☐ P.C. 457.1 (arson-related offense) I understand I will have to register for the rest of my life.

☐ P.C. 290 (sex offense) I understand I will have to register for the rest of my life if I work, attend school, or reside in California.

☒ (n) Order that my driver's license or driving privilege be suspended or revoked for a period of _____

Case No. 16WF0150 People v. Crawley

- ☒ (o) The court will order that all monies paid will first be applied to restitution; and that the following terms are also part of this plea:

25. ☒ **CVC 23593 advisement:** You are hereby advised that being under the influence of alcohol or drugs, or both, impairs your ability to safely operate a motor vehicle. Therefore, it is extremely dangerous to human life to drive while under the influence of alcohol or drugs, or both. If you continue to drive while under the influence of alcohol or drugs, or both, and, as a result of that driving someone is killed, you can be charged with murder.

26. ☒ I acknowledge all other cases pending against me in Orange County and the proposed disposition:

27. ☒ I understand a plea of guilty in this case may constitute an admission I violated a previous grant of probation, mandatory supervision, post-release community supervision, or parole in other cases and may result in additional penalties imposed in those cases.

28. ☒ I offer my plea of guilty freely and voluntarily, and with full understanding of all matters set forth in the accusatory pleading and this advisement and waiver of rights form. No one has made any threats or used any force against me, my family, or anyone else I know, in order to convince me to plead guilty in this case. Further, all promises that have been made to me to convince me to plead guilty are on this advisement and waiver of rights form.

29. ☒ I offer the following facts as the basis for my guilty plea:

In Orange County, California, on 1/22/16 I did knowingly and unlawfully bring a usable quantity of a controlled substance to wit: Heroin into the Garden Grove city jail.

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30. PC I understand each and every one of the rights set forth above in this advisement and waiver of rights form. I waive and give up each of those rights in order to enter my guilty plea. I am entering a guilty plea because I am in fact guilty and for no other reason. I declare under penalty of perjury I have read, understood, and personally initialed each numbered item above, and I have discussed them with my attorney. I declare under penalty of perjury everything on this form is true and correct. I understand the signing and filing of this form is conclusive evidence I have pled guilty to the charges listed on this advisement and waiver of rights form.

Executed in Orange County, California.

Dated: 2/2/16 Signed: (X) Doro Gump
Defendant

31. **DEFENSE ATTORNEY'S STATEMENT:** I am the attorney of record for defendant. I have explained to defendant each of the rights set forth on this form. I have discussed the charges and the facts with defendant. I have studied the possible defenses to the charges and discussed those possible defenses with defendant. I have discussed the possible sentence ranges and immigration consequences with defendant. I also have discussed the contents of this form with defendant. I concur with defendant's decision to waive the rights set forth on this form and to plead guilty. No promises of a particular sentence or sentence recommendation have been made to defendant by me, or to my knowledge by the prosecuting attorney or the court, which have not been fully disclosed on this form. I agree that this form may be received by the court as evidence of defendant's advisement and voluntary, intelligent, knowing, and express waiver of the rights set forth on this form.

Dated: 2/2/16 Signed: [Signature]
Attorney

32. **INTERPRETER'S STATEMENT:**

I, _____, having been duly sworn as a court certified interpreter, state that I am fluent in the _____ language. I translated the contents of this form to defendant in that language. The defendant told me he/she understood the contents of this form and initialed and signed it in my presence.

Dated: _____ Signed: _____
Interpreter

33. **FOR THE PEOPLE:**

Dated: 02-02-16 Signed: [Signature]
Deputy District Attorney

Plea to the Court _____

SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE
TERMS AND CONDITIONS OF FELONY PROBATION AND MANDATORY SUPERVISION

Case No. 16WFO150 People v. Crawley

1. ☒ Sentenced to State Prison for _____ years and _____ months. Execution of sentence suspended. Placed on probation for _____ years.
2. ☒ Imposition of sentence suspended. Placed on probation for 3 years. Check one: ☒ Supervised probation; or ☐ Probation Department relieved of supervision.
3. ☒ Probationers: Serve 60 days in County Jail. Credit for 12 days actual time served and 12 days good time/work time for a total credit of 24 days. Stay granted until _____.
4. ☒ Sentenced to county jail for a period of _____ years and _____ months pursuant to P.C. 1170(h). Credit for _____ days actual time served and _____ days good time/work time for a total credit of _____ days.
5. ☒ Divided Sentence. Sentenced to county jail for a period of _____ years and _____ months [Total term under P.C. 1170(h)(5)]. The sentence is divided as follows: _____ years and _____ months incarceration in county jail, followed by _____ years and _____ months of mandatory supervision under the terms and conditions set forth on this page and the attached page 7. Credit for _____ days actual time served and _____ days good time/work time for a total credit of _____ days.
6. ☒ Pay fine of _____ plus penalty assessment.
7. ☒ Pay mandatory fee of \$70.00 for each count convicted. [Court Operations- \$40.00- P.C. 1465.8 and Facilities- \$30.00- G.C. 70373].
8. ☒ Pay mandatory laboratory analysis fee of \$50.00 for each specified drug offense plus penalty assessment [H&S 11372.5 & P.C. 1464].
9. ☒ Pay mandatory drug program fee of \$150.00 for each specified drug offense [H&S 11372.7].
10. ☒ Pay mandatory state restitution fine of \$300 [Min: \$240; Max: \$10,000- P.C. 1202.4]. If your sentence includes probation, a conditional sentence, mandatory supervision, post-release community supervision or parole, the court will order you to pay a second restitution fine in the same amount, but it will be suspended and you will only have to pay the second fine if you are later found in violation of your probation, conditional sentence, mandatory supervision, post-release community supervision, or parole [P.C. 1202.44 & 45]. All monies paid by defendant for any purpose will first be applied to restitution until it is paid in full [Cal. Constitution].
11. ☒ Pay restitution on counts All, even if any of these counts have been dismissed as part of a plea agreement, in the amount of TRD, or in an amount to be determined by the Court and as directed by the Probation Department or Mandatory Supervision. You are also ordered to make all financial disclosures required by law in order to fulfill your responsibility to pay full restitution [P.C. 1202.4]. You are also ordered to pay interest on restitution at the rate of 10% (check one) ☐ from the date of sentencing OR ☐ from the date of loss.
12. ☒ Register pursuant to: (Check all that apply)
☐ H&S 11590 [narcotics offense] ☐ P.C. 290 [sexual offense- lifetime registration]
☐ P.C. 186.22 [gang-related offense] ☐ P.C. 457.1 [arson offense- lifetime registration]
13. ☒ Provide a state DNA sample and prints for the State DNA Database pursuant to P.C. 296 and 296.1, if not already provided.
14. ☒ Provide a local DNA sample, prints and photograph to the OCDA for permanent retention, analyses and search within any law enforcement database(s) for only law enforcement purposes immediately or, if in custody, within 72 hours of your release.
15. ☒ Do not be in the presence of children under the age of 18, unless accompanied by a responsible adult 21 years of age or older and approved in advance by your probation or mandatory supervision officer.
16. ☒ Use no unauthorized drugs, narcotics, or controlled substances, and submit to drug or narcotic testing as directed by your probation or mandatory supervision officer, or any peace officer.
17. ☒ Submit your person and property, including any residence, premises, container or vehicle under your control, to search and seizure at any time of the day or night by any law enforcement officer, probation officer, or mandatory supervision officer, with or without a warrant, probable cause, or reasonable suspicion.

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18. ☒ Cooperate with your probation or mandatory supervision officer in any plan for psychological, psychiatric, alcohol, and/or drug treatment. Seek training, schooling, or employment, and maintain residence as approved by your probation or mandatory supervision officer. Do not associate with persons known to you to be parolees, on post-release community supervision, convicted felons, users or sellers of illegal drugs, or otherwise disapproved of by probation or mandatory supervision.
19. ☒ Do not possess any blank checks, write any portion of any checks, have any checking account, nor use or possess any credit cards or open credit accounts, unless approved in advance by your probation or mandatory supervision officer. Use only your true name. Do not possess any other person's personal identifying information or personal financial information unless approved in advance by your probation or mandatory supervision officer.
20. ☒ Do not own, use, or possess any type of dangerous or deadly weapon, including any firearm or ammunition.
21. ☒ Obey all orders, rules, regulations, and directives of the Court, Probation Department, Mandatory Supervision, and Jail.
22. ☒ Violate no law.
23. ☒ Driver's license or driving privilege is suspended or revoked for a period of _____.
24. ☒ All of the below apply unless lined out:
(a) Do not drive a motor vehicle with a measurable amount of alcohol in your blood.
(b) Submit to a chemical test of your blood on demand of any peace officer, probation officer, or mandatory supervision officer.
(c) Do not be present in any establishment where the primary items for sale are alcoholic beverages.
(d) Do not consume any alcoholic beverages.
(e) Do not drive a motor vehicle without a valid California Driver's License on your person.
25. ☒ Attend and complete the following (check all that apply):
☐ 52 week Batterer's Treatment Program: ☐ Alcohol/Drug Component ☐ Parenting Component
☐ 1 year Child Abuser's Program
26. ☒ Comply with the terms and conditions of the Protective Order.
27. ☒ Do not, in any manner, directly or indirectly, initiate contact with, nor have any communication with:

28. ☒ Disclose your probation or mandatory supervision status and terms upon the request of any peace officer.
29. ☒ Other conditions:
\$ 25 VWEF

30. ☒ Pay cost of probation or mandatory supervision, according to ability to pay, as directed by your probation or mandatory supervision officer.
31. ☒ I understand that the Court ultimately determines the conditions of probation and mandatory supervision, and I have the right to request the Court modify or eliminate any condition imposed by the Probation Department that I believe is unreasonable.

I have read and agree to all the terms and conditions I have initialed on pages 6 and 7 of this form.

Dated: 02/2/16 Defendant's Signature: ☒ [Signature]

PROBATION SUMMARY GRANT

FULL NAME _____ D.O.B. _____
First Middle Last

AKAs _____

ADDRESS _____
Number Street City State

TELEPHONE _____
Home Work

EMPLOYER _____
Name Address

EMERGENCY _____
CONTACT Name Telephone.
(Someone who will always
know your whereabouts)

**ADMISSION OF PRIOR CONVICTIONS AND PRIOR PRISON TERMS
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE**

DEFENDANT Crawley ATTORNEY Hendrickson

1. DC I understand the complaint or information alleges that I have sustained the following prior conviction(s) and prior prison term(s) or executed P.C. 1170(h) sentence(s):

DATE OF CONVICTION	COUNTY AND STATE	CASE NUMBER	CRIME CONVICTED OF	PRIOR ALLEGED PUSUANT TO FOLLOWING CODE SECTION	YEARS INCREASE IN CURRENT SENTENCE
11/26/14	Virginia	041CR214 F024720	18.2-95 Virginia statute code	667.5(b)	+1
Total Increase in Sentence					+1

2. DC
3. DC I understand that if I admit the prior conviction(s) and prior prison term(s) set forth in paragraph 1 of this form, my admission will have the effect on my sentence as indicated on line 2, the reverse side of this form or as set forth below. I offer this form as a factual basis for my admission(s).

(a) _____ (EFFECT ON SENTENCE OTHER THAN THAT INDICATED ON LINE 2 AND REVERSE SIDE OF FORM)

4. DC I understand that I have the right to be represented by an attorney at all stages of the proceedings until the case is terminated and that if I cannot afford an attorney, one will be appointed free of charge.
5. DC I understand that I have the following rights: (1) right to a jury trial; (2) right to confront and cross-examine witnesses; (3) right to testify or not testify as I so choose; (4) right to call witnesses to testify on my behalf and to use the court's compulsory process to subpoena those witnesses. I hereby waive and give up each and every one of these rights.
6. DC I hereby admit that I have sustained the prior conviction(s) and prior prison or executed P.C. 1170(h) term(s) set forth both in this form and as alleged in the complaint or information.
7. DC I further admit that for each prior conviction alleged pursuant to Penal Code Section 667.5(b), I served a separate prison term, or executed sentence pursuant to Penal Code section 1170(h), and within five (5) years of my release from custody I committed a new offense resulting in a felony conviction.
8. DC I offer my admission(s) freely and voluntarily and with full understanding of all the matters set forth in the information and in this form. No one has made any threats, used any force against myself, family or loved ones, or made any promises to me except as set out in this form.
9. DC I have personally initialed each of the above boxes and discussed them with my attorney. I declare under penalty of perjury that the foregoing is true and correct. The signing and filing of this form is CONCLUSIVE EVIDENCE I have admitted to the enumerated charges herein.

EXECUTED at Westminster, California
DATED: 2/2/16 Defendant's signature: [Signature]

DEFENDANT'S ATTORNEY ONLY - I am attorney of record and I have explained each of the above rights to the defendant, and having explored the facts with him/her and studied his/her possible defenses to the charge(s), I concur in his/her decision to waive each of the above rights and to admit his/her prior conviction(s) and prior prison term(s). I further stipulate this document may be received by the court as evidence of the defendant's advisement and voluntary, knowing and intelligent waiver of each of the above rights and his/her admission(s) and that it shall be filed by the clerk as a permanent record of the advisement, waivers, and admission(s).

DATED: 2/2/16 Attorney's signature: [Signature]

2. Effect on sentence:

(P.C. § 667) For prior conviction(s) alleged pursuant to Penal Code Section 667, my current sentence to State Prison will be increased by 5 years for each such prior conviction.

(P.C. § 667.5(b)) For prior conviction(s) alleged pursuant to Penal Code Section 667.5(b), my current sentence to State Prison may be increased by 1 year for each such prior conviction for which I served a separate prison term and within 5 years of my release from prison custody committed a new offense which resulted in a felony conviction.

(H&S § 11370.2) For prior conviction(s) alleged pursuant to Health and Safety Code Section 11370.2, my current sentence to State Prison may be increased by 3 years for each prior felony conviction for a controlled substance offense specified in that section.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 16WF0150 F A

Name : Crawley, Daine Anton

Date of Action	Seq Nbr	Code	Text
01/25/16	1	FLDOC	Original Complaint filed on 01/25/2016 by Orange County District Attorney.
	2	FLNAM	Name filed: Crawley, Daine Anton
	3	FLCNT	FELONY charge of 4573 PC filed as count 1. Date of violation: 01/22/2016.
	4	FLCNT	MISDEMEANOR charge of 11350(a) HS filed as count 2. Date of violation: 01/22/2016.
	5	CLADD	At the request of People, case calendared on 01/25/2016 at 10:00 AM in CJ1 for ARGN IC.
	6	FI959	Accusatory pleading filed by the prosecutor pursuant to Penal Code section 959.1.
	7	TXBKF	Request for Booking Fees Received from Garden Grove Police Department in the amount of \$250.00, date of arrest 01/21/2016.
	8	HHELD	Hearing held on 01/25/2016 at 10:00:00 AM in Department CJ1 for Arraignment in Custody.
	10	OFJUD	Judicial Officer: Craig E. Robison, Judge
	11	OFJA	Clerk: M. Neessen
	12	OFBAL	Bailiff: M. Vitro
	13	OFREP	Court Reporter: Joann Perez
	14	APDDA	People represented by Ben John Atienza, Deputy District Attorney, present.
	15	APDPP	Defendant present in Court in propria persona.
	16	DFCSR2	Defendant provided a copy of the Advisement of Rights, form #1039, revision date December 2014, by the Court.
	17	DFTNC	Defendant states true name and date of birth are correct as charged.
	18	ADANC	Court advises the defendant as to the nature of the charges.
	19	APDPD	Court appoints Public Defender to represent Defendant.
	20	APDWPD	Defendant present in court with counsel April Liza Galagar Domingo, Public Defender.
	21	CPACK	Counsel acknowledges receipt of the charging document.
	22	WVRAA	Defendant waives reading and advisement of the Original Complaint.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 16WF0150 F A

Name : Crawley, Daine Anton

Date of Action	Seq Nbr	Code	Text
01/25/16	23	PLNGA	To the Original Complaint defendant pleads NOT GUILTY to all counts.
	24	MORES	Defense reserves all motions.
	25	DFSFC	Defendant invokes his/her state, federal and constitutional rights.
	26	DFIRD	Informal request for discovery made by Defense.
	27	CLSET	Pre Trial set on 02/02/2016 at 08:30 AM in Department W12.
	28	CLSET	Preliminary Hearing set on 02/04/2016 at 08:30 AM in Department W12.
	29	DFOTR	Defendant ordered to appear.
	30	FIFPC	Fingerprint card is received and filed.
	31	JLDPE	Defendant to be examined by Jail Medical Team.
	32	BLSET	Court orders bail set in the amount of \$25, 000.00.
	33	DFREM	Defendant remanded to the custody of the Sheriff.
	34	NTJAL	Notice to Sheriff issued.
	35	OFMCD	Minutes entered by L. Mejia on 01/25/2016.
02/02/16	1	HHELD	Hearing held on 02/02/2016 at 08:30:00 AM in Department W12 for Pre Trial.
	2	OFJUD	Judicial Officer: Derek G. Johnson, Judge
	3	OFJA	Clerk: M. Saam
	4	OFBAL	Bailiff: J. Winn
	5	OFREP	Court Reporter: Robert Sullivan
	6	APDDA	People represented by Sandra Nassar, Deputy District Attorney, present.
	7	APDWP	Defendant present in court with counsel Sarah Hendrickson, Public Defender.
	8	CLVAC	Preliminary Hearing vacated for 02/04/2016 at 08:30 AM in W12.
	9	FIAMD	First Amended Complaint filed by Orange County District Attorney.
	10	CTADP	First Amended Complaint now charges to ADD PRIOR of 667.5(b) PC, FELONY, dated 11/25/2014.
	11	CPACK	Counsel acknowledges receipt of the charging document.

SUPREMACY COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE
MINUTES

Case : 16WF0150 F A

Name : Crawley, Daine Anton

Date of Action	Seq Nbr	Code	Text
02/02/16	12	WVRAA	Defendant waives reading and advisement of the First Amended Complaint.
	13	DFTNC	Defendant states true name and date of birth are correct as charged.
	14	PLGCT	To the First Amended Complaint defendant pleads GUILTY as to count(s) 1.
	15	PLADP	Defendant admits prior of 667.5(b) PC, sequence # 1, dated 11/25/2014.
	16	CDCDM	Count(s) 2 DISMISSED - Motion of People.
	17	PLFWR	Court finds defendant intelligently and voluntarily waives legal and constitutional rights to jury trial, confront and examine witnesses, and to remain silent.
	18	ADCRWG	The defendant has been advised of constitutional rights, waivers and consequences in writing pursuant to the guilty plea form. The defendant makes the plea with a full understanding of all the matters set forth in the charging document and in the guilty plea form, that defendant has read, understood and personally initialed each item herein. Defendant understands that the signing and filing of the guilty plea form is conclusive evidence that defendant has pleaded GUILTY to the charges set forth.
	19	FIWWR	Defendant's written waiver of legal and constitutional rights for guilty plea received and ordered filed.
	20	PLFBA	Court finds factual basis and accepts plea.
	21	ADCZS	Defendant advised of the possible consequences of plea affecting deportation and citizenship.
	22	ADMAX	Defendant advised of maximum possible sentence.
	23	PLCPC	This constitutes a prior conviction.
	24	ADCSQ	Defendant advised of consequences of violating probation and parole.
	25	PLCJN	Counsel joins in waivers, pleas, and admissions.
	26	WVAFS	Defendant waives arraignment for sentencing.
	27	PLRIS	Defendant requests immediate sentencing.

SUPREME COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE
MINUTES

Case : 16WF0150 F A

Name : Crawley, Daine Anton

Date of Action	Seq Nbr	Code	Text
02/02/16	28	ADAMD	Under the Fourth and Fourteenth Amendments to the United States Constitution, the defendant understands (s)he has the right to be free from unreasonable searches and seizures. If (s)he is granted probation, (s)he waives and gives up this right. (S)he also agrees to submit his/her person and property, including any residence, premises, container, or vehicle under his/her control, to search and seizure at any time of the day or night by any law enforcement or probation officer, with or without a warrant, and with or without reasonable cause or reasonable suspicion.
	29	ADRAP	Defendant advised of right to appeal.
	30	WVTXT	Defendant waives right to appeal.
	31	WVPBR	Probation report waived.
	32	PRISS	No legal cause why judgment should not be pronounced and defendant having Pled Guilty to count(s) 1, Imposition of sentence is suspended and defendant is placed on 3 Year(s) FORMAL PROBATION on the following terms and conditions:
	33	PRJAL	Serve 60 Day(s) Orange County Jail as to count(s) 1.
	34	JLCTS	Credit for time served: 12 actual, 12 conduct, totaling 24 days pursuant to Day-for-day.
	35	PRSRF	Pay mandatory state restitution fine of \$300.00 pursuant to Penal Code 1202.4 or Penal Code 1202.4(b).
	36	SESEC	Pay \$40.00 Court Operations Fee per convicted count pursuant to Penal Code 1465.8.
	37	SECCA	Pay Criminal Conviction Assessment Fee per convicted count of \$30.00 per misdemeanor/felony and \$35.00 per infraction pursuant to Government Code 70373(a)(1).
	38	PRFLA2	Pay mandatory laboratory analysis fee of \$50.00 for each specified drug offense plus penalty assessment [Health and Safety Code Section 11372.5 & Penal Code 1464].
	39	PRFEE	Pay \$150.00 Drug Program Fee plus penalty assessments pursuant to H&S 11372.7.
	40	PRFEP	All fees payable through the Probation Department.
	41	PRRFS	Pay \$300.00 Probation Revocation Restitution Fine pursuant to Penal Code 1202.44. Restitution fine stayed, to become effective only upon revocation of probation.

SUPI 2 COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE
MINUTES

Case : 16WF0150 F A

Name : Crawley, Daine Anton

Date of Action	Seq Nbr	Code	Text
02/02/16	42	PRDNA	Defendant to provide a state DNA sample and prints for the State DNA Database pursuant to PC 296 and PC 296.1 unless collection agency verifies in any available databases that the DNA sample has been previously collected.
	43	PRDNAC	As a condition of my plea and for the purpose of crime prevention and detection, I voluntarily consent and agree to provide a state DNA sample and prints for the State DNA Database pursuant to Penal Code 296.1 and a local DNA Database sample, prints and photograph for the local Orange County District Attorney DNA Database with the understanding that my DNA samples will be forensically analyzed and will be permanently retained, along with my DNA profile(s), prints and photograph, all of which will be subject to continual searches, anytime in the future, against other DNA profiles, prints and photographs in any local, state, national or international law enforcement database. I also voluntarily agree to provide sample(s) immediately or, if in custody, within 72 hours of my release.
	44	PRRES	Pay restitution in the amount as determined and directed by Probation Department as to count(s) 1..
	45	PRHAR	Defendant is ordered to make restitution as directed by Probation Department on dismissed count(s) 2 pursuant to Harvey Waiver.
	46	PRVWF	Pay \$25.00 to the Victim Witness Emergency Fund as to count(s) 1.
	47	PRNUD	Use no unauthorized drugs, narcotics, or controlled substances and submit to drug or narcotic testing as directed by your probation or mandatory supervision officer, or any peace officer.
	48	PRSAS	Submit your person and property including any residence, premises, container, or vehicle under your control, to search and seizure at any time of the day or night by any law enforcement officer, probation officer, or mandatory supervision officer with or without a warrant, probable cause or reasonable suspicion.
	49	PRPSY	Cooperate with your probation or mandatory supervision officer in any plan for psychological, psychiatric, alcohol and/or drug treatment.
	50	PRTSE	Seek training, schooling, or employment and maintain residence as approved by your probation officer.

SUPERIOR COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE
MINUTES

Case : 16WF0150 F A

Name : Crawley, Daine Anton

Date of Action	Seq Nbr	Code	Text
02/02/16	51	PRASA	Do not associate with persons known to you to be parolees, on post-release community supervision, convicted felons, users or sellers of illegal drugs, or otherwise disapproved of by probation or mandatory supervision.
	52	PRNWP	Do not knowingly own, use, or possess any type of dangerous or deadly weapon, including any firearm or ammunition.
	53	DFCPP	Defendant provided with a copy of "Power of Attorney for Firearms Relinquishment, Sale, or Disposal - Declaration" pursuant to Penal Code 29810.
	54	PRVNL	Violate no law.
	55	PROBY	Obey all orders, rules, and regulations, and directives of the Court, Jail, and Probation.
	56	PRDTC	Disclose terms and conditions of probation when asked by any law enforcement or probation officer.
	57	PRPCD	Pay cost of probation or mandatory supervision, according to ability to pay, as directed by your probation or mandatory supervision officer pursuant to Penal Code section 1203.1b.
	58	PRATC	Defendant accepts terms and conditions of probation.
	59	PRCTP	All terms and conditions to be directed and monitored through the Probation Department.
	60	PBRPT	Defendant to report to Probation Officer within 72 hours of release.
	61	FIPSA	Addendum to Defendant's Terms and Conditions of Probation "DNA Terms" filed.
	62	FIDOC	Waiver of Hearing regarding Public Defender or Court Appointed Attorney fees and court order signed and filed.
	63	FDNOP	Court finds that the defendant does not have the present ability to reimburse the County of Orange for the Services of appointed counsel.
	64	FIDOC	Request for Booking Fees filed.
	65	COBGK	Court grants booking fees paid to Garden Grove Police Department \$250.00.
	66	JLD FE	Defendant to be examined by Jail Medical Team.
	67	DFREM	Defendant remanded to the custody of the Sheriff.
	68	NTJAL	Notice to Sheriff issued.

SUI R COURT OF THE STATE OF C ORNIA,
COUNTY OF ORANGE
MINUTES

Case : 16WF0150 F A

Name : Crawley, Daine Anton

Date of Action	Seq Nbr	Code	Text
02/02/16	69	OFMCD	Minutes entered by D. Phillips on 02/02/2016.
	70	DOJABS	DOJ Initial Abstract sent.
04/11/16	1	HHELD	Hearing held on 04/11/2016 at 09:00 AM in Department C29 for Chambers Work.
	2	OFJUD	Judicial Officer: W Michael Hayes, Judge
	3	OFJA	Clerk: M. Johnson
	4	APNCR	No Court Reporter present at proceedings.
	5	APNAP	No appearance by parties.
	6	CORAC	Court read and considered the Petition for Warrant of Arrest.
	7	FIPWA	Petition for Warrant of Arrest filed.
	8	PBREV	Probation ordered revoked as to count(s) 1 based on the following: Probation Violation Petition filed today.
	9	WAISD	Probation Violation warrant ordered issued for defendant. Bail set at \$0.00, NO BAIL.
04/14/16	1	WAWSD	Probation Violation warrant signed by W Michael Hayes and issued for defendant. Night Service: No. Expedite: No. PC 853.6: No. Bail set at \$0.00, NO BAIL.
	2	WFNBR	Warrant File Number 03816524 sent from AWSS for Warrant # 3060712.
12/27/16	1	CPODT	Order for Demand for Trial pursuant to Penal Code 1381 forwarded to Prosecuting Attorney.
02/24/17	1	FIDOC	Prosecutor Recommendation filed.
02/27/17	1	TXRFR	Case referred to W1 for review.
	2	CPGTO	Copy of Prosecutor Recommendation forwarded to Orange County Probation Department.
03/07/17	1	CLADD2	At the request of Defense Counsel Stephen Daniels, case added to calendar for 03/07/2017 at 11:30 AM in Department C58 for Motion.
	2	HHELD	Hearing held on 03/07/2017 at 11:30:00 AM in Department C58 for Motion.
	3	OFJUD	Judicial Officer: Gary M Pohlson, Judge
	4	OFJA	Clerk: L. Manrique
	5	OFBAL	Bailiff: A. Lindstrom
	6	OFREP	Court Reporter: Caryl Axton

Name: Crawley, Daine Anton

Case: 16WF0150 F A

Page 7 of 8

MINUTES / ALL CATEGORIES

11/26/19 7:42 am

SUPREME COURT OF THE STATE OF CALIFORNIA,
COUNTY OF ORANGE

MINUTES

Case : 16WF0150 F A

Name : Crawley, Daine Anton

Date of Action	Seq Nbr	Code	Text
03/07/17	7	APDDA	People represented by Diane Archer, Deputy District Attorney, present.
	8	APNDC	Defendant not present in Court represented by Stephen Daniels, Public Defender.
	9	APTXT	Defendant is in custody in the State of Nevada
	10	MOTBY	Motion by Defense to recall warrant and terminate probation.
	11	MOTION	Motion granted.
	12	WAREC	Warrant issued on 04/14/2016 ordered recalled for defendant.
	13	PBTRM	Court orders probation terminated as to count(s) 1.
	14	DFOTN	Public Defender to notify defendant Termination of Probation and warrant recall.
	15	OFMCD	Minutes entered by J. Hart on 03/07/2017.
	16	DOJABS	DOJ Subsequent Abstract - 60 sent.
03/08/17	1	HHELD	Hearing held on 03/08/2017 at 09:00:00 AM in Department W1 for Chambers Work.
	2	OFJUD	Judicial Officer: Terri K Flynn-Peister, Judge
	3	OFJA	Clerk: R. Nagle
	4	APNCR	No Court Reporter present at proceedings.
	5	APNAP	No appearance by parties.
	6	CORAC	Court read and considered Detainer for Trial Memo.
	7	CONAT	No action taken.
	8	TEXT	Probation terminated on 3-7-17.
03/09/17	1	CPGTO	Copy of Demand for Trial Memo and Minute Order forwarded to District Attorney's Office.

I hereby certify the foregoing instrument consisting of 21 page(s)
is a true and correct copy of the original on file in this court.



ATTEST: (DATE) NOV 26 2019
DAVID H. YAMASAKI, EXECUTIVE OFFICER AND CLERK OF THE
SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE

BY A, DEPUTY
AARON VO

1 JOCP

Anna L. Schuman

CLERK OF THE COURT

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5 DISTRICT COURT
6 CLARK COUNTY, NEVADA
7

8 THE STATE OF NEVADA,

9 Plaintiff,

10 -vs-

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12 DAINE ANTON CRAWLEY
13 #7031173

14 Defendant.

CASE NO. C314889-1

DEPT. NO. XVII

15
16 JUDGMENT OF CONVICTION
17 (PLEA OF GUILTY)
18

19 The Defendant previously appeared before the Court with counsel and entered
20 a plea of guilty to the crime of ATTEMPT GRAND LARCENY (Category D
21 Felony/Gross Misdemeanor) in violation of NRS 205.220.1, 205.222.2, 193.330;
22 thereafter, on the 11th day of October, 2016, the Defendant was present in Court with
23 counsel JEREMY WOOD, Deputy Public Defender, and good cause appearing,
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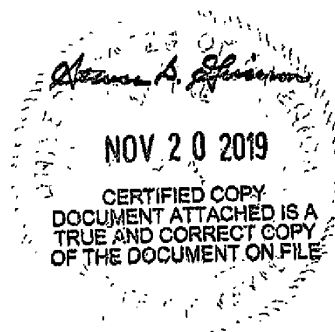
25 THE DEFENDANT IS HEREBY ADJUDGED guilty under the felony statute of
26 said offense and, in addition to the \$25.00 Administrative Assessment Fee, \$250.00
27 Indigent Defense Civil Assessment Fee and \$150.00 DNA Analysis Fee including
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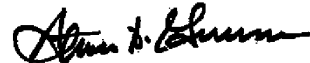
1 testing to determine genetic markers plus \$3.00 DNA Collection Fee, the Defendant is
2 sentenced as follows: a MAXIMUM of FORTY-EIGHT (48) MONTHS with a MINIMUM
3 parole eligibility of NINETEEN (19) MONTHS in the Nevada Department of
4 Corrections (NDC); with FORTY-ONE (41) DAYS credit for time served.
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6 DATED: 18 day of October, 2016

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10 MICHAEL VILLANI
11 DISTRICT COURT JUDGE 
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CLERK OF THE COURT

1 INFM
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 BERNARD B. ZADROWSKI
6 Chief Deputy District Attorney
7 Nevada Bar #6545
8 200 Lewis Avenue
9 Las Vegas, Nevada 89155-2212
10 (702) 671-2500
11 Attorney for Plaintiff

7 I.A. 5/16/16
10 10:00 AM
8 PD - RAMSEY

DISTRICT COURT
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,
10 Plaintiff,

CASE NO: C-16-314889-1

11 -vs-

DEPT NO: XVII

12 DAINE ANTON CRAWLEY, #7031173
13 Defendant.

INFORMATION

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

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

19 That DAINE ANTON CRAWLEY, the Defendant(s) above named, having committed
20 the crime of ATTEMPT GRAND LARCENY (Category D Felony/Gross Misdemeanor - NRS
21 205.220.1, 205.222.2, 193.330 - NOC 56025/56026), on or about the 26th day of April, 2016,
22 within the County of Clark, State of Nevada, contrary to the form, force and effect of statutes
23 in such cases made and provided, and against the peace and dignity of the State of Nevada,
24 did then and there willfully, unlawfully, feloniously, and intentionally, with intent to deprive
25 the owner permanently thereof, attempt to steal, take and carry away, lead away or drive away

26 ///

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1 personal property of a value of \$650.00 or more, lawful money of the United States, belonging
2 to ANGELA WILKERSON, to-wit: purse and contents, by attempting to steal said property.

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

6 BY

7 BERNARD B. ZADROWSKI
8 Chief Deputy District Attorney
9 Nevada Bar #6545

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(TK14)


CLERK OF THE COURT

JOCP

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

DAINE ANTON CRAWLEY
#7031173

Defendant.

CASE NO. C314889-1

DEPT. NO. XVII

JUDGMENT OF CONVICTION
(PLEA OF GUILTY)

The Defendant previously appeared before the Court with counsel and entered a plea of guilty to the crime of ATTEMPT GRAND LARCENY (Category D Felony/Gross Misdemeanor) in violation of NRS 205.220.1, 205.222.2, 193.330; thereafter, on the 11th day of October, 2016, the Defendant was present in Court with counsel JEREMY WOOD, Deputy Public Defender, and good cause appearing,

THE DEFENDANT IS HEREBY ADJUDGED guilty under the felony statute of said offense and, in addition to the \$25.00 Administrative Assessment Fee, \$250.00 Indigent Defense Civil Assessment Fee and \$150.00 DNA Analysis Fee including

1 testing to determine genetic markers plus \$3.00 DNA Collection Fee, the Defendant is
2 sentenced as follows: a MAXIMUM of FORTY-EIGHT (48) MONTHS with a MINIMUM
3 parole eligibility of NINETEEN (19) MONTHS in the Nevada Department of
4 Corrections (NDC); with FORTY-ONE (41) DAYS credit for time served.
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6 DATED: 18 day of October, 2016
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10 MICHAEL VILLANI
11 DISTRICT COURT JUDGE 
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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 15, 2019

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

July 15, 2019 10:00 AM Initial Arraignment

HEARD BY: Wittenberger, Shannon **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristen Brown

RECORDER: Sharon Nichols

REPORTER:

PARTIES

PRESENT: Ballou, Erika D. Attorney
 CRAWLEY, DAINE ANTON Defendant
 Public Defender Attorney

JOURNAL ENTRIES

- Deputized Law Clerk, John Torre appearing for the State.

NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. CRAWLEY ARRAIGNED AND PLED GUILTY TO CARRYING CONCEALED FIREARM OR OTHER DEADLY WEAPON (F). Court ACCEPTED plea and, ORDERED, matter referred to the Division of Parole and Probation (P & P) and SET for sentencing. Pursuant to negotiations, COURT FURTHER ORDERED, Deft. GRANTED Own Recognizance (OR) Release and DIRECTED Deft. to report to P & P within 24 hours of release.

O.R.

11/13/19 9:00 AM SENTENCING (DEPT. 6)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 12, 2019

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

November 12, 2019 3:00 AM Minute Order

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- The Defendant s Motion to Withdraw Counsel which is scheduled for November 18, 2019 is hereby RESCHEDULED for November 13, 2019 so that it can be heard before the defendant is sentenced. The sentencing date will remain as scheduled for November 13, 2019 and will be addressed after the Motion to Withdraw Counsel is heard.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 13, 2019

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

November 13, 2019 9:30 AM All Pending Motions

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: Patti Slattery

REPORTER:

PARTIES

PRESENT:	Ballou, Erika D.	Attorney
	Clowers, Shanon	Attorney
	Crawley, Daine Anton	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFENDANT'S MOTION TO DISMISS COUNSEL AND APPOINT ALTERNATE COUNSEL...SENTENCING

Colloquy regarding calendared proceedings. Ms. Ballou moved for the withdrawal of the Guilty Plea Agreement and advised there's incorrect information in the Presentence Investigation Report (PSI) and that another evaluation needs to be done. COURT ORDERED, Carl Arnold APPOINTED as counsel for the limited basis of the motion to withdraw plea, matter SET for confirmation. Defendant stated he's tried to get an evaluation for Drug Court and wrote a letter to the Speciality Court Coordinator without a response. Ms. Ballou advised there's been no contact with the Defendant since entry of plea and it was not known he was in custody; there was no call, letter, nothing. Colloquy regarding Defendant's custody status, lack of contact between defendant and counsel, appointment of counsel to look into plea withdrawal and Drug Court. Ms. Ballou stated discovery will be provided to Mr. Arnold.

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Minutes Date: July 15, 2019

CUSTODY

11-20-19 9:30 AM CONFIRMATION OF COUNSEL (C. ARNOLD) ...SENTENCING

CLERK'S NOTE: Office of Attorney Carl Arnold (Noemy) notified of calendared proceedings. kar
11/14/19

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 20, 2019

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

November 20, 2019 9:30 AM All Pending Motions

HEARD BY: Thompson, Charles **COURTROOM:** RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Arnold, Carl E.	Attorney
	Ballou, Erika D.	Attorney
	Crawley, Daine Anton	Defendant

JOURNAL ENTRIES

- CONFIRMATION OF COUNSEL (C. ARNOLD)...SENTENCING

Ms. Ballou advised discovery was e-mailed to Mr. Arnold on the 13th. Mr. Arnold CONFIRMED as counsel. Ms. Overly advised the Defendant has another case in which he's pled guilty after entry of plea in this case which is set for sentencing December 12th; it's been agreed to run that sentence concurrent to this case and this case could be set before December 12th. Ms. Ballou noted proceedings were calendared to determine if the plea in this case would be withdrawn and stated she has no idea of what's taking place in the other case. Colloquy regarding the appointment of Mr. Arnold for the purpose of looking into the withdrawal of plea and should it be found there's no reason for the withdrawal, Defendant will remain represented by the Public Defender. Mr. Arnold CONFIRMED as counsel, stated he cannot look at the matter until after the holidays and requested a January 15th status check. COURT SO ORDERED; sentencing CONTINUED.

CUSTODY

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Minutes Date: July 15, 2019

1-15-20 9:30 AM STATUS CHECK: DEFENDANT'S MOTION TO WITHDRAW GUILTY PLEA
AGREEMENT...SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 15, 2020

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

January 15, 2020 9:30 AM All Pending Motions

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT: Arnold, Carl E. Attorney
 Crawley, Daine Anton Defendant

JOURNAL ENTRIES

- STATUS CHECK: DEFENDANT'S MOTION TO WITHDRAW GUILTY PLEA
AGREEMENT...SENTENCING

Present on behalf of the State, Deputy Elise Conlin. Mr. Arnold requested a 2 week continuance and advised the Defendant provided him with a letter that he went over this morning, he believes there's a basis for the withdrawal of the plea and he'll probably file something in the next week or so.
COURT ORDERED, proceedings CONTINUED.

CUSTODY

1-29-20 9:30 AM STATUS CHECK: DEFENDANT'S MOTION TO WITHDRAW GUILTY PLEA
AGREEMENT...SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 29, 2020

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

January 29, 2020 9:30 AM All Pending Motions

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT: Arnold, Carl E. Attorney
 Crawley, Daine Anton Defendant

JOURNAL ENTRIES

- STATUS CHECK: DEFENDANT'S MOTION TO WITHDRAW GUILTY PLEA
AGREEMENT..SENTENCING

Present on behalf of the State, Deputy Elise Conlin. Mr. Arnold stated he was attempting to negotiate the case with Mr. Stanton, was informed they would not go for the negotiations and advised a motion will be filed today or tomorrow. COURT ORDERED, Defendant's motion is due January 31, 2020, State's response February 7, 2020; matter SET for argument.

CUSTODY

2-19-20 9:30 AM ARGUMENT: DEFENDANT'S MOTION TO WITHDRAW GUILTY PLEA
AGREEMENT

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 19, 2020

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

February 19, 2020 9:30 AM All Pending Motions

HEARD BY: Bluth, Jacqueline M. **COURTROOM:** RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Arnold, Carl E.	Attorney
	Crawley, Daine Anton	Defendant
	State of Nevada	Plaintiff
	Turner, Robert B.	Attorney

JOURNAL ENTRIES

- ARGUMENT: DEFENDANT'S MOTION TO WITHDRAW GUILTY PLEA AGREEMENT
...SENTENCING

Argument in support of motion by Mr. Arnold, and in opposition by Mr. Turner. Court stated findings, noted there's no valid reason to withdraw the plea and ORDERED, Defendant's Motion To Withdraw Guilty Plea Agreement DENIED. Continued argument in regards to withdrawal of plea by Defendant. Court stated those issues were not before the Court, found there was an insufficient basis to withdraw the plea and ORDERED, motion DENIED. Mr. Turner stated Mr. Stanton would like a continuance to prepare a sentencing memorandum; Defendant's eligible for habitual treatment; counsel was informed time is needed for its preparation. Mr. Arnold stated he was appointed to look at the plea withdrawal, but has no issues assisting with sentencing and stated he's not seen a Presentence Investigation Report (PSI) from this case. Deputy Public Defender Erika Ballou stated she has it. Defendant stated there's an error in the PSI. COURT ORDERED, sentencing CONTINUED; if

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there's an error in the PSI to be corrected after speaking with the Defendant, e-mail the Court and State. Mr. Arnold stated a sentencing memorandum in regards to the error in the PSI will be prepared. Continued argument by Defendant.

CUSTODY

3-4-20 9:30 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 04, 2020

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

March 04, 2020 9:30 AM Sentencing

HEARD BY: Bluth, Jacqueline M. **COURTROOM:** RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Arnold, Carl E.	Attorney
	Crawley, Daine Anton	Defendant
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Court noted State's retained the right to argue and the receipt of the sentencing memorandum. At the request of the Defendant, COURT ORDERED, proceedings TRAILED for Defendant to speak with counsel.

MATTER RECALLED:

Argument and exhibits in support of Small Habitual Criminal Treatment by Mr. Stanton. Argument regarding errors in the Presentence Investigation Report (PSI) by Mr. Arnold. Colloquy between Court, Mr. Arnold and Defendant regarding errors in PSI. Court stated Defendant will be allowed to read his letter at time of sentencing; Mr. Arnold is to note each of the items cited in the PSI. Mr. Stanton requested a copy of the letter the Defendant will read. COURT ORDERED, matter CONTINUED for the correction of the PSI. Mr. Stanton requested the Court staff reach out to Department 18 in regards to whatever issues there are in the PSI as they will parallel. Court stated

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Minutes Date: July 15, 2019

we'll let them know. Defendant stated he's been approved for Drug Court in the other case and thought habitual treatment would not be sought. Mr. Stanton stated Defendant's claims of habitual treatment not being sought are concerning and belied by the record. Mr. Arnold stated the record was clear regarding the basis for the withdrawing of the plea. Court stated it's been argued and briefed. Statement by Defendant. Mr. Stanton stated there was an agreement to not seek habitual treatment, but the Defendant violated the agreement. COURT ORDERED, proceedings CONTINUED for the correction of the PSI.

CUSTODY

4-1-20 9:30 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 01, 2020**

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

April 01, 2020 10:15 AM Sentencing

HEARD BY: Bluth, Jacqueline M. **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Bailey, Roger	Attorney
	Crawley, Daine Anton	Defendant
	Stanton, David L.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Statement by Defendant regarding issues with his Presentence Investigation (PSI) Report and desire to speak with Carl Arnold. Colloquy between Court, counsel and Defendant regarding Defendant's issues with the PSI. Upon inquiry of the Court, Mr. Stanton and Mr. Bailey stated they're comfortable going forward. Statement by Defendant. Argument in support of small habitual criminal treatment by Mr. Stanton. Argument in opposition by Mr. Bailey. Pursuant to the Small Habitual Criminal Statute, Defendant CRAWLEY ADJUDGED GUILTY OF CARRYING CONCEALED FIREARM OR OTHER DEADLY WEAPON (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee WAIVED, \$3.00 DNA Collection fee and \$250.00 Indigent Defense Civil Assessment fee, Defendant SENTENCED to a MINIMUM OF EIGHTY-FOUR (84) MONTHS AND A MAXIMUM OF TWO HUNDRED FORTY (240) MONTHS in the Nevada Department of Corrections (NDC). Defendant stated he has 261 days credit. Colloquy regarding credit for time served. COURT ORDERED, SIXTY-SEVEN (67) DAYS credit for time served; counsel is to place the matter back on calendar should there be any issues.

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NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 11, 2020

C-19-341735-1 State of Nevada
 vs
 Daine Crawley

May 11, 2020 10:15 AM Confirmation of Counsel

HEARD BY: Bluth, Jacqueline M. **COURTROOM:** RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Bailey, Roger	Attorney
	State of Nevada	Plaintiff
	Turner, Robert B.	Attorney

JOURNAL ENTRIES

- Court stated findings and ORDERED, Carl Arnold APPOINTED as Appellate Counsel.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor	COURT MINUTES	January 19, 2021
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C-19-341735-1	State of Nevada
	vs
	Daine Crawley

January 19, 2021	3:00 AM	Minute Order
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HEARD BY: Bluth, Jacqueline M.	COURTROOM: RJC Courtroom 10C
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COURT CLERK: Keith Reed

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Defendant's Motion to Withdraw Counsel and Appoint New Counsel is hereby DENIED. Defendant requests to remove Roger Bailey, Esq., as appellate counsel and to appoint new counsel to assist with the filing of post-conviction habeas relief and a motion to modify and/or correct illegal sentence. However, Mr. Bailey is not Mr. Crawley's counsel. Carl Arnold, Esq., was appointed as appellate counsel on May 11, 2020. As such, the appointment of Mr. Arnold as appellate counsel still stands.

Certification of Copy and Transmittal of Record

State of Nevada }
County of Clark } SS:

Pursuant to the Supreme Court order dated July 28, 2021, I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, do hereby certify that the foregoing is a true, full and correct copy of the complete trial court record for the case referenced below. The record comprises two volumes with pages numbered 1 through 282.

STATE OF NEVADA,

Plaintiff(s),

vs.

DAINE ANTON CRAWLEY,

Defendant(s),

Case No: C-19-341735-1

Related Case A-20-816041-W

Dept. No: 83136

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 5 day of August 2021.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk