



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

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

Electronically Filed  
Aug 06 2021 09:28 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

Steven D. Grierson  
Clerk of the Court

Anntoinette Naumec-Miller  
Court Division Administrator

August 6, 2021

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

RE: STATE OF NEVADA vs. GENARO RICHARD PERRY

**S.C. CASE: 83278**

D.C. CASE: C-14-298879-1

Dear Ms. Brown:

In response to the e-mail dated August 6, 2021, enclosed is a certified copy of the Order Denying Defendant's Motion Requesting Order Directing the Las Vegas Metropolitan Police Department to Conduct Genetic Marker and Latent Fingerprint Analysis of Evidence Impounded at Crime Scene filed April 16, 2021 in the above referenced case. If you have any questions regarding this matter, please do not hesitate to contact me at (702) 671-0512.

Sincerely,  
STEVEN D. GRIERSON, CLERK OF THE COURT

A handwritten signature in black ink, appearing to read "Heather Ungermann", is written over a horizontal line.

Heather Ungermann, Deputy Clerk

**ORDR**

STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
KAREN MISHLER  
Chief Deputy District Attorney  
Nevada Bar #013730  
200 Lewis Avenue  
Las Vegas, NV 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

GENARO RICHARD PERRY,  
#1456173

Defendant.

CASE NO: C-14-298879-1

DEPT NO: VI

**ORDER DENYING DEFENDANT'S MOTION REQUESTING ORDER  
DIRECTING THE LAS VEGAS METROPOLITAN POLICE DEPARTMENT  
TO CONDUCT GENETIC MARKER AND LATENT FINGERPRINT ANALYSIS  
OF EVIDENCE IMPOUNDED AT CRIME SCENE**

DATE OF HEARING: February 17, 2021  
TIME OF HEARING: 11:00 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the 17th day of February, 2021, the Defendant not being present, represented by JEAN SCHWARTZER, ESQ., the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through KAREN MISHLER, Chief Deputy District Attorney, and the Court having heard the arguments of counsel, based on the pleadings, and good cause appearing therefore, the Court hereby RULES as follows:

The instant Motion was made pursuant to NRS 176.0918. The Court has waived the requirement contained in NRS 176.0918(3) that a petition filed pursuant to this statute must contain a declaration under penalty of perjury.

1 As to the Defendant's request for fingerprint analysis, NRS 176.0918 does not  
2 authorize a court to order testing or analysis of latent fingerprints. No other statute or legal  
3 basis was offered to support the request for latent fingerprint analysis.

4 Furthermore, even if the victim's fingerprints were found on the knife, this would not  
5 be exculpatory, because the victim testified at trial that she owned the knife and had used it  
6 the evening before.

7 Accordingly, the request for an order directing the Las Vegas Metropolitan Police  
8 Department to conduct latent fingerprint analysis of the evidence impounded in this case is  
9 denied.

10 As to the request for genetic marker analysis, the Court finds that if such testing were  
11 conducted, and the results anticipated by Defendant were obtained, such results would not  
12 rise to a reasonable possibility that the Defendant would not have been prosecuted or  
13 convicted. See NRS 176.0918(3)(b).

14 Even if the blood on the knife and the blood samples matched Defendant's genetic  
15 markers, at most it would show that Defendant left his blood at the scene. Such results would  
16 not exculpate him of guilt as to the crimes for which he was convicted.

17 Accordingly, the request for an order directing the Las Vegas Metropolitan Police  
18 Department to conduct genetic marker analysis of the evidence impounded in this case is  
19 denied.

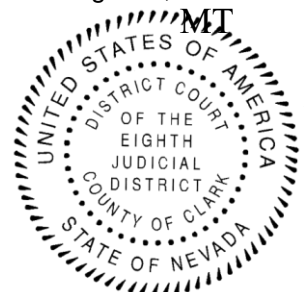
20 Dated this 16th day of April, 2021

21   
22

23 STEVEN B. WOLFSON  
24 Clark County District Attorney  
Nevada Bar #001565

25 **DEB D87 89BA ACD2**  
26 **Jacqueline M. Bluth**  
27 **District Court Judge**

August 6, 2021



28 BY /s/ Karen Mishler  
KAREN MISHLER  
Chief Deputy District Attorney  
Nevada Bar #013730

jg/DVU

1 CSERV

2 DISTRICT COURT  
3 CLARK COUNTY, NEVADA  
4

5  
6 State of Nevada

CASE NO: C-14-298879-1

7 vs

DEPT. NO. Department 6

8 Genaro Perry  
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 4/16/2021

15 Clark County District Attorney's Office .

PDMotions@clarkcountyda.com

16 Patricia Pinotti .

plpinotti@gmail.com

17 Travis Shetler .

travisssetler@gmail.com

18 Jean Schwartzer

jean.schwartzzer@gmail.com  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28