

Nicholas Tagliamonte
(Name)

2102013
(Inmate ID)

Northern Nevada Correctional Center
Post Office Box 7000
Carson City Nevada 89702

Electronically Filed
Aug 04 2021 11:27 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE 15 JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF Washoe

<u>Nicholas Tagliamonte</u>	Petitioner
v.	
<u>Nick Ghiam</u>	Respondent

CR21-0636
And
Case Number: CR20-0117
Department Number 15

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that I, Nicholas Doro Tagliamonte III appeal the Judgment/ Order entered on the 28th day of June, 2021 by this court.

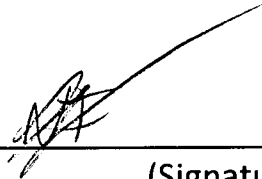
Dated this 22nd day of July, 2021.


(Signature)

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCp Rule 5(b), I hereby certify that I am the Defendant named herein and that on this 22nd day of July, 2021, I mailed a true and correct copy of the foregoing NOTICE OF APPEAL to the following:

Washoe County District Attorney,
NICK G. Halam



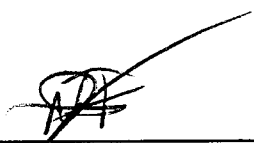
(Signature)

AFFIRMATION PURSUANT TO NRS 239B.030

**I certify that the foregoing document DOES NOT contain the social security numbers of any persons.

7-22-21

(Date)



(Signature)

1 Code 1310
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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. CR21-0636

11 **vs.**

Dept. No. 15

12 **NICHOLAS ROCCO TAGLIAMONTE,**

13 **Defendant.**
14 _____/

15 **CASE APPEAL STATEMENT**

16 This case appeal statement is filed pursuant to NRAP 3(f).

- 17 1. Appellant is Nicholas Rocco Tagliamonte.
18 2. This appeal is from an order entered by the Honorable Judge David A. Hardy.
19 3. Appellant is representing himself in Proper Person on appeal. The Appellant's
20 address is:
21 Nicholas Tagliamonte #1246288
22 N.N.C.C.
23 PO Box 7000
24 Carson City, Nevada 89702
25 4. Respondent is the State of Nevada. Respondent is represented by the Washoe
26 County District Attorney's Office:
27 Jennifer P. Noble, Esq., SBN: 9446
28 P.O. Box 11130
Reno, Nevada 89520

5. Respondent's attorney is not licensed to practice law in Nevada: n/a
6. Appellant is not represented by retained counsel in District Court.
7. Appellant is not represented by retained counsel on appeal.
8. Appellant was not granted leave to proceed in forma pauperis in the District Court.
9. Proceeding commenced by the filing of an Information on April 30th, 2021.
10. This is a criminal proceeding and the Appellant is appealing the Judgment filed June 29th, 2021.
11. The case has not been the subject of a previous appeal to the Supreme Court.
12. This case does not involve child custody or visitation.
13. This is not a civil case involving the possibility of a settlement.

Dated this 2nd day of August, 2021.

Alicia Lerud, Interim
Clerk of the Court
By: /s/ Y.Viloria
Y.Viloria
Deputy Clerk

**SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE**

Case History - CR21-0636

DEPT. D15

HON. DAVID A. HARDY

Report Date & Time

8/2/2021

2:14:23PM

Case ID:	CR21-0636	Case Description: STATE VS. NICHOLAS ROCCO TAGLIAMONTE (TN)(D15)	Case Type:	CRIMINAL	Initial Filing Date:	2/24/2021
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Parties

PLTF	STATE OF NEVADA - STATE
DA	Jennifer P. Noble, Esq. - 9446
DA	Austin Lucia, Esq. - 13713
DEFT	NICHOLAS ROCCO TAGLIAMONTE - @1187362
DATY	Joey M. Laub, Esq. - 3664
PNP	Div. of Parole & Probation - DPNP

Charges

Charge No.	Charge Code	Charge Date	Charge Description
1	62067	4/30/2021	INF SELL, TRANSPORT, GIVE OR ATTEMPT TO SELL, TRANSPORT, GIVE SCHEDULE I OR II CONTROLLED SUBSTANCE, FIRST OFFENSE

Plea Information

Charge No.	Plea Code	Plea Date	Plea Description
1	62067	5/10/2021	PLED GUILTY

Sentences

Date	Charge No.	Charge Desc	Time Served	Sentence Text
6/28/2021	1	Nevada State Prison		NDOC 24-60 MOS, TO BE SERVED CONSECUTIVELY TO CR20-0117 + FEES WHICH SHALL BE SUBJECT TO REMOVAL FROM THE DEFT'S BOOKS @WCJ AND/OR NDOC.

Release Information

Custody Status

Hearings

Department	Event Description	Sched. Date & Time	Disposed Date
1 D15	ARRAIGNMENT	5/10/2021 09:00:00	5/10/2021

Event Extra Text:

Disposition:
D655 5/10/2021
TO THE INFORMATION.
COURT ORDERED: SENTENCING SET FOR 6/28/2021 @9AM.
THE DEFT'S OTHER CASE, CR20-0117 (IN WHICH HE IS CURRENTLY PARTICIPATING IN DIVERSION COURT) SHALL BE SET FOR A PROBATION REVIEW HEARING ON THE SAME DATE THAT IS SET FOR SENTENCING IN THIS CASE. P&P SHALL FILE A REVIEW REPORT IN CR20-0117 PRIOR TO 6/28/2021.

Case ID:		Case Description: STATE VS. NICHOLAS ROCCO TAGLIAMONTE (TN)(D15)		Initial Filing Date:	
CR21-0636		Case Type: CRIMINAL		2/24/2021	
Department	Event Description	Sched. Date & Time		Disposed Date	
2 D15	SENTENCING	6/28/2021 09:00:00		6/28/2021	
Event Extra Text: (TO BE HEARD W/ PROBATION REVIEW HRG IN CR20-0117.)		Disposition: D765 6/28/2021			

Agency Cross Reference		
Code	Agency Description	Case Reference I.D.
DA	District Attorney's Office	DA212675
PC	PCN number	PCNRPD0066869C
RJ	Reno Justice's Court	RCR2021111770
RP	Reno Police Department	RPDRP21002943

			Actions
Action Entry Date	Code	Code Description	Text
2/24/2021	3843	Request for Early Case Assignm	CASE ASSIGNED TO D15 DUE TO ODOJ - Transaction 8310228 - Approved By: CAGUILAR : 02-24-2021:10:1
4/27/2021	3700	Proceedings	Transaction 8415179 - Approved By: BBLOUGH : 04-27-2021:12:54:06
4/27/2021	2587	Notice of Setting	05-10-2021 @ 09:00 - IN CUSTODY ARRAIGNMENT - Transaction 8415234 - Approved By: NOREVIEW : 04-2
4/27/2021	NEF	Proof of Electronic Service	Transaction 8415211 - Approved By: NOREVIEW : 04-27-2021:12:54:54
4/27/2021	NEF	Proof of Electronic Service	Transaction 8415238 - Approved By: NOREVIEW : 04-27-2021:13:01:56
4/27/2021	2522	Notice of Bindover	Transaction 8415179 - Approved By: BBLOUGH : 04-27-2021:12:54:06
4/30/2021	3870	Request	REQUEST FOR DISCOVERY PURSUANT TO NRS 174.24 - Transaction 8422704 - Approved By: BBLOUGH :
4/30/2021	4265	Waiver of Preliminary Exam	Transaction 8422704 - Approved By: BBLOUGH : 04-30-2021:14:51:25
4/30/2021	NEF	Proof of Electronic Service	Transaction 8422775 - Approved By: NOREVIEW : 04-30-2021:14:52:19
4/30/2021	1800	Information	Transaction 8422704 - Approved By: BBLOUGH : 04-30-2021:14:51:25
5/3/2021	NEF	Proof of Electronic Service	Transaction 8424752 - Approved By: NOREVIEW : 05-03-2021:15:07:47
5/3/2021	3937	SJDC Hearing	Transaction 8424280 - Approved By: NOREVIEW : 05-03-2021:13:10:11
5/3/2021	1491	Pretrl Svcs Assessment Report	Transaction 8424743 - Approved By: NOREVIEW : 05-03-2021:15:06:54
5/3/2021	NEF	Proof of Electronic Service	Transaction 8424285 - Approved By: NOREVIEW : 05-03-2021:13:11:04
5/10/2021	NEF	Proof of Electronic Service	Transaction 8435128 - Approved By: NOREVIEW : 05-10-2021:08:27:51
5/10/2021	1785	Guilty Plea Memo/Agreement	Transaction 8435117 - Approved By: NOREVIEW : 05-10-2021:08:26:45
5/25/2021	NEF	Proof of Electronic Service	Transaction 8461624 - Approved By: NOREVIEW : 05-25-2021:07:36:11
5/25/2021	1270	Application ...	DFX: EXHIBIT 2 SET TO LEVEL 5 SECURITY BY FILER - Transaction 8461621 - Approved By: NOREVIEW : 0
6/7/2021	NEF	Proof of Electronic Service	Transaction 8483002 - Approved By: NOREVIEW : 06-07-2021:15:59:35
6/7/2021	4500	PSI - Confidential	Transaction 8482999 - Approved By: NOREVIEW : 06-07-2021:15:58:45
6/17/2021	NEF	Proof of Electronic Service	Transaction 8499652 - Approved By: NOREVIEW : 06-17-2021:08:24:54
6/17/2021	MIN	***Minutes	5/10/2021 - ARRAIGNMENT - Transaction 8499649 - Approved By: NOREVIEW : 06-17-2021:08:24:03
6/22/2021	3975	Statement ...	DFX: EXHIBIT 2 SET AT A SECURITY LEVEL 5 BY FILER - DEFENDANTS STATEMENT OF MITIGATION - Tr
6/22/2021	NEF	Proof of Electronic Service	Transaction 8506534 - Approved By: NOREVIEW : 06-22-2021:11:17:43
6/28/2021	4185	Transcript	5/10/2021 ARRAIGNMENT - Transaction 8516708 - Approved By: NOREVIEW : 06-28-2021:16:31:12
6/28/2021	NEF	Proof of Electronic Service	Transaction 8516714 - Approved By: NOREVIEW : 06-28-2021:16:32:10
6/28/2021	3975	Statement ...	DEFENDANT'S SUPPLEMENTAL STATEMENT OF MITIGATION - Transaction 8514975 - Approved By: AZAMC

Case Description: STATE VS. NICHOLAS ROCCO TAGLIAMONTE (TN)(D15)			
Case ID:	CR21-0636	Case Type:	CRIMINAL
		Initial Filing Date:	2/24/2021
6/28/2021	COLL	Sent to Collections	28-JUN-2021
6/28/2021	NEF	Proof of Electronic Service	Transaction 8515043 - Approved By: NOREVIEW : 06-28-2021:09:21:53
6/29/2021	NEF	Proof of Electronic Service	Transaction 8518398 - Approved By: NOREVIEW : 06-29-2021:14:39:51
6/29/2021	1850	Judgment of Conviction	Transaction 8518395 - Approved By: NOREVIEW : 06-29-2021:14:38:51
7/21/2021	MIN	***Minutes	6/28/2021 - ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE - Transaction 8555563 - Approved By: NOREVIEW : 07-21-2021:16:28:08
7/21/2021	NEF	Proof of Electronic Service	Transaction 8555570 - Approved By: NOREVIEW : 07-21-2021:16:28:08
7/30/2021	NEF	Proof of Electronic Service	Transaction 8571539 - Approved By: NOREVIEW : 07-30-2021:15:42:21
7/30/2021	2515	Notice of Appeal Supreme Court	Transaction 8571522 - Approved By: CAGUILAR : 07-30-2021:15:41:04
8/2/2021	1310E	Case Appeal Statement	CASE APPEAL STATEMENT - Transaction 8573353 - Approved By: NOREVIEW : 08-02-2021:14:11:07
8/2/2021	NEF	Proof of Electronic Service	Transaction 8573358 - Approved By: NOREVIEW : 08-02-2021:14:11:54
8/2/2021	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 8573353 - Approved By: NOREVIEW : 08-02-2021:14:11:54
8/2/2021	2590	Notice Withdrawal of Attorney	JOEY LAUB ESQ / NICHOLAS TAGLIAMONTE Transaction 8572167 - Approved By: NOREVIEW : 08-02-2021:14:11:54
8/2/2021	NEF	Proof of Electronic Service	Transaction 8572175 - Approved By: NOREVIEW : 08-02-2021:09:13:57

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. CR21-0636

11 **vs.**

Dept. No. 15

12 **NICHOLAS ROCCO TAGLIAMONTE,**

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 Nicholas Rocco Tagliamonte is guilty of the crime of Sell, Transport, Give or
19 Attempt to Sell, Transport, Give Schedule I or II Controlled Substance, First Offense, a violation of
20 NRS 453.321(2)(a), a category C felony, as charged in the Information, and that he be punished by
21 imprisonment in the Nevada Department of Corrections for the maximum term of sixty (60) months
22 with the minimum parole eligibility of twenty-four (24) months, to be served consecutively to the
23 sentence imposed in case number CR20-0117, with credit for zero (0) days time served.

24 It is further ordered that the Defendant shall pay the statutory Twenty-Five Dollar
25 (\$25.00) administrative assessment fee; that he shall pay the Three Dollar (\$3.00) administrative
26 assessment fee for obtaining a biological specimen and conducting a genetic marker analysis; and
27 that he shall pay a chemical analysis fee in the amount of Sixty Dollars (\$60.00).

28 ///

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

6 Dated this 28th day of June, 2021.

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9 DISTRICT JUDGE
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CASE NO. CR21-0636

STATE OF NEVADA VS. NICHOLAS ROCCO TAGLIAMONTE

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

5/10/2021

ARRAIGNMENT

HONORABLE

DAVID A.

HARDY

DEPT. NO. 15

M. Merkouris
(Clerk)

L. Stubbs

(Reporter)

Deputy District Attorney Nathan MacLellan was present on behalf of the State. Defendant was present with counsel, Joe Laub, Esq. Erin Lukl was present on behalf of the Division of Parole and Probation.

Pursuant to the national and local COVID-19 emergency response that caused temporary closure of the courthouse located at 75 Court Street in Reno, Washoe County, Nevada, this hearing was conducted remotely. This Court and all participants appeared electronically via Zoom Webinar. This Court was physically located in Washoe County, Nevada.

6/28/2021

9:00 a.m.

**Sentencing
and**

**Probation
Review Hrg
(CR20-0117)**

TRUE NAME: NICHOLAS ROCCO TAGLIAMONTE.

Defendant acknowledged receipt of the Information; waived reading.

Defense counsel stated the plea negotiations; State's counsel concurred with the recited negotiations.

Defense counsel advised the Court that he will be seeking diversion in this case, and he inquired regarding whether he needs to file an application.

COURT advised Defense counsel that an election must be filed prior to sentencing.

COURT noted that the Defendant is already participating in the Specialty Court in his other case, CR20-0117.

COURT ORDERED: Case number CR20-0117 shall be set for a Probation Review hearing on the date set for sentencing in this case, and the Division of Parole and Probation shall file a review report prior to that hearing. Defendant sworn and fully canvassed by the Court as to his rights.

COURT read aloud the charge contained in the Information. Possible penalty for offense charged related by Defendant.

Defendant entered plea of guilty to Sell, Transport, Give or Attempt to Sell, Transport, Give Schedule I or II Controlled Substance, First Offense, as contained in the Information. Court accepted plea after finding that the Defendant was freely, voluntarily, and competently entering such plea and had been fully advised by counsel.

COURT ORDERED: Defendant shall cooperate with the Division of Parole and Probation in the preparation of a PSI.

COURT FURTHER ORDERED: Matter referred to the Division of Parole and Probation for PSI and continued for entry of judgment, consideration of probation report and imposition of sentence.

Defendant remanded to the custody of the Sheriff.

CASE NO. CR21-0636

STATE OF NEVADA VS. NICHOLAS ROCCO TAGLIAMONTE

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

6/28/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
K. Crawford
(Clerk)
C. Wolden
(Reporter)
**Zoom
Webinar**

ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE

Deputy District Attorney Nickolas Graham was present on behalf of the State.
Defendant was present with counsel, Joey Laub, Esq.
Marissa Stavness was present on behalf of the Division of Parole and Probation.
Pretrial Services Officer Lori Pitt was also present.

Pursuant to the national and local COVID-19 emergency response that caused temporary closure of the courthouse located at 75 Court Street in Reno, Washoe County, Nevada, this hearing was conducted remotely. This Court and all participants appeared electronically via Zoom Webinar. This Court was physically located in Washoe County, Nevada.

COURT reviewed the procedural history of the case, noting he has not reviewed what was filed today by defense counsel.

Defense counsel stated he was willing to summarize the statements that were filed today for the Court during his presentation and further informed the Court he was only appearing on behalf of the Defendant in this matter and not on CR20-0117 also being heard today.

Defense counsel provided sentencing recommendations and presented mitigating statements on behalf of the Defendant.

Defendant addressed the Court on his own behalf.

State's counsel responded and urged the Court to impose a sentence of 24-60 months to be served consecutive to the sentence imposed in CR20-0117.

COURT ORDERED: The Defendant, having entered a plea of Guilty, and no sufficient cause being shown as to why judgment should not be pronounced against him, the Court rendered judgment as follows: That Nicholas Rocco Tagliamonte is guilty of the crime of Sell, Transport, Give or Attempt to Sell, Transport, Give Schedule I or II Controlled Substance, First Offense, a violation of NRS 453.321(2)(a), a category C felony, as charged in the Information, and that he be punished by imprisonment in the Nevada Department of Corrections for the maximum term of sixty (60) months with the minimum parole eligibility of twenty-four (24) months, to be served consecutively to the sentence imposed in case number CR20-0117, with credit for zero (0) days time served. It is further ordered that the Defendant shall pay the statutory Twenty-Five Dollar (\$25.00) administrative assessment fee; that he shall pay the Three Dollar (\$3.00) administrative assessment fee for obtaining a biological specimen and conducting a genetic marker analysis; and that he shall pay a chemical analysis fee in the amount of Sixty Dollars (\$60.00). It is further ordered that the fees shall be subject to removal from the Defendant's books at the Washoe County Jail and/or the Nevada Department of Corrections. Any fine, fee, administrative assessment, or restitution ordered today (as reflected in this Judgment) constitutes a lien, as defined in NRS 176.275. Should the Defendant not pay these fines, fees, assessments, or restitution, collection efforts may be undertaken against him.

Defendant remanded to the custody of the Sheriff.

Code 1350

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

STATE OF NEVADA,

Plaintiff,

Case No. CR21-0636

vs.

Dept. No. 15

NICHOLAS ROCCO TAGLIAMONTE,

Defendant.

CERTIFICATE OF CLERK AND TRANSMITTAL – NOTICE OF APPEAL

I certify that I am an employee of the Second Judicial District Court of the State of Nevada, County of Washoe; that on the 2nd day of August, 2021, I electronically filed the Notice of Appeal in the above entitled matter to the Nevada Supreme Court.

I further certify that the transmitted record is a true and correct copy of the original pleadings on file with the Second Judicial District Court.

Dated this 2nd day of August, 2021.

Alicia Lerud, Interim

Clerk of the Court

By /s/Y.Viloria

Y.Viloria

Deputy Clerk