

1 **NOAS**

2 DARIN F. IMLAY, PUBLIC DEFENDER
3 NEVADA BAR No. 5674
4 309 South Third Street, Suite 226
5 Las Vegas, Nevada 89155
6 (702) 455-4685
7 Attorney for Defendant

Electronically Filed
Aug 06 2021 02:50 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

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

10 THE STATE OF NEVADA,)
11)
12 Plaintiff,) CASE NO. C-16-313919-1
13)
14 v.) DEPT. NO. X
15)
16 VERNON NEWSON JR.,)
17)
18 Defendant.)

19 **NOTICE OF APPEAL**

20 TO: THE STATE OF NEVADA

21 STEVEN B. WOLFSON, DISTRICT ATTORNEY, CLARK COUNTY,
22 NEVADA and DEPARTMENT NO. III OF THE EIGHTH JUDICIAL
23 DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE
24 COUNTY OF CLARK.

25 NOTICE is hereby given that Defendant, Vernon Newson
26 Jr., presently incarcerated in the Nevada State Prison, appeals to
27 the Supreme Court of the State of Nevada from the judgment entered
28 against said Defendant on the 3rd day of August, 2021 whereby he
was convicted of First Degree Murder With Use of a Deadly Weapon
and sentenced to \$25 Admin. Fee; \$4,467.61 restitution payable to
Victims of Crime; \$300 Extradition cost payable to State of Nevada
Attorney General's office; \$250 Indigent Defense Civile Assessment
fee; \$3 DNA collection fee and sentenced as follows: 20 years to
Life in prison plus a consecutive term of 96-240 months in prison
for use of a deadly weapon; the \$150 DNA analysis fee and genetic
testing has been previously imposed, the fee and testing in the

1 current case are waived. The defendant was previously sentenced
2 on the 19th day of April, 2018, Ct. 2 - 24-72 months in prison,
3 consecutive to Ct. 1. Ct. 3 - 24-72 months in prison concurrent
4 with Ct. 2; Ct. 4 - 24-72 months in prison consecutive to Ct. 2.
5 Court further ordered, the aggregate total sentence is 384 months
6 to life with 2,024 days CTS.

7 DATED this 5th day of August, 2021.

8 DARIN F. IMLAY
9 CLARK COUNTY PUBLIC DEFENDER

10
11 By: /s/ William M. Waters
12 WILLIAM M. WATERS, #9456
13 Chief Deputy Public Defender
14 309 S. Third Street, Ste. 226
15 Las Vegas, Nevada 89155
16 (702) 455-4685
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15 I declare under penalty of perjury that the foregoing is
16 true and correct.

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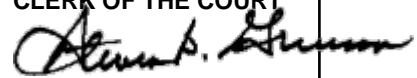
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District Attorneys Office
E-Mail Address:

Jennifer.Garcia@clarkcountyda.com

/s/ Carrie M. Connolly
Secretary for the
Public Defender's Office



CAS

DARIN F IMLAY, PUBLIC DEFENDER
NEVADA BAR No. 5674
309 South Third Street, Suite 226
Las Vegas, Nevada 89155
(702) 455-4685
Attorney for Defendant

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,)	
)	
Plaintiff,)	CASE NO. C-16-313919-1
)	
v.)	DEPT. NO. X
)	
VERNON NEWSON JR.,)	
)	
Defendant.)	
)	

CASE APPEAL STATEMENT

1. Appellant filing this case appeal statement:
Vernon Newson Jr..

2. Judge issuing the decision, judgment, or order
appealed from: Tierra Jones.

3. All parties to the proceedings in the district
court (the use of et al. To denote parties is prohibited): The
State of Nevada, Plaintiff; Vernon Newson Jr., Defendant.

4. All parties involved in this appeal (the use of
et. al. to denote parties is prohibited): Vernon Newson Jr.,
Appellant; The State of Nevada, Respondent.

1 5. Name, law firm, address, and telephone number of
2 all counsel on appeal and party or parties whom they represent:

3 DARIN F. IMLAY
4 Clark County Public Defender
309 South Third Street, #226
5 Las Vegas, Nevada 89155-2610

STEVEN B. WOLFSON
Clark County District Attorney
200 Lewis Avenue, 3rd Floor
Las Vegas, Nevada 89155

6 Attorney for Appellant

AARON D. FORD
Attorney General
100 North Carson Street
8 Carson City, Nevada 89701-4717
(702) 687-3538

9 Counsel for Respondent

10 6. Whether appellant was represented by appointed or
11 retained counsel in the district court: Appointed.

12 7. Whether appellant is represented by appointed or
13 retained counsel on appeal: Appointed.

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

17 9. Date proceedings commenced in the district court
18 (e.g., date complaint, indictment, information, or petition was
19 filed): Information filed 04/05/16.

20 DATED this 5th day of August, 2021.

21 DARIN F. IMLAY
22 CLARK COUNTY PUBLIC DEFENDER

23
24 By: /s/ William M. Waters
25 WILLIAM M. WATERS, #9456
26 Chief Deputy Public Defender
309 S. Third Street, Ste. 226
27 Las Vegas, Nevada 89155
(702) 455-4685

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District Attorneys Office
E-Mail Address:
PDMotions@ccdanhv.com

Jennifer.Garcia@ccdanhv.com

Eileen.Davis@ccdanhv.com

/s/ Carrie M. Connolly
Secretary for the
Public Defender's Office

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. C-16-313919-1**

State of Nevada
vs
Vernon Newson Jr

§ Location: **Department 10**
§ Judicial Officer: **Jones, Tierra**
§ Filed on: **04/05/2016**
§ Case Number History:
§ Cross-Reference Case **C313919**
§ Number:
§ Defendant's Scope ID #: **1946426**
§ ITAG Case ID: **2372034**
§ Lower Court Case # Root: **15FN2243**
§ Lower Court Case Number: **15FN2243X**
§ Supreme Court No.: **75932**

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON Arrest: 01/14/2016	200.010	F	12/13/2015	Subtype:	Homicide
2. CHILD ABUSE, NEGLECT OR ENDANGERMENT Filed As: OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON	200.508.1b1	F	12/13/2015	Case Status:	05/27/2020 Reopened
3. CHILD ABUSE, NEGLECT, OR ENDANGERMENT	200.508.1b1	F	4/5/2016		
4. CHILD ABUSE, NEGLECT, OR ENDANGERMENT	200.508.1b1	F	12/13/2015		
4. OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON	202.360.1	F	12/13/2015		

Statistical Closures

04/26/2018 Jury Trial - Conviction - Criminal


DATE**CASE ASSIGNMENT****Current Case Assignment**

Case Number C-16-313919-1
Court Department 10
Date Assigned 01/08/2021
Judicial Officer Jones, Tierra


PARTY INFORMATION

Defendant	Newson Jr, Vernon	Lead Attorneys
		Public Defender <i>Retained</i> 702-455-4685(W)
Plaintiff	State of Nevada	Wolfson, Steven B 702-671-2700(W)

DATE**EVENTS & ORDERS OF THE COURT****INDEX****EVENTS**

04/05/2016  Information
[2] Information















In
#2

04/05/2016  Criminal Bindover
[1]

In
#1















CASE SUMMARY

CASE NO. C-16-313919-1

04/22/2016	 Media Request and Order <i>[3] Media Request And Order Allowing Camera Access To Court Proceedings.</i>	In #3
04/22/2016	 Media Request and Order <i>[4] Media Request And Order Allowing Camera Access To Court Proceedings.</i>	In #4
05/23/2016	 Recorders Transcript of Hearing <i>[5] Recorded Transcript of Preliminary Hearing, April 1, 2016</i>	In #5
06/22/2016	 Ex Parte Application <i>[6] Ex Parte Application And Order To Extend Time To File Writ of Habeas Corpus</i>	In #6
06/22/2016	 Order <i>[7] Order</i>	In #7
07/26/2016	 Motion to Continue <i>[8] Motion To Continue Trial Date</i>	In #8
02/21/2017	 Motion to Continue <i>[9] Motion To Continue Trial Date</i>	In #9
09/28/2017	 Motion to Continue Trial Filed By: Defendant Newson Jr, Vernon <i>[10] Motion To Continue Trial Date</i>	In #10
01/02/2018	 Notice of Witnesses and/or Expert Witnesses Filed By: Plaintiff State of Nevada <i>[11] State's Notice of Expert Witnesses</i>	In #11
01/02/2018	 Notice of Witnesses and/or Expert Witnesses Filed By: Plaintiff State of Nevada <i>[12] State's Notice of Witnesses</i>	In #12
01/25/2018	 Notice of Witnesses and/or Expert Witnesses Filed By: Plaintiff State of Nevada <i>[13] Supplemental Notice of Expert Witnesses</i>	In #13
01/25/2018	 Motion to Bifurcate Filed By: Defendant Newson Jr, Vernon <i>[14] Motion To Bifurcate Count 2</i>	In #14
01/25/2018	 Motion to Compel Filed By: Defendant Newson Jr, Vernon <i>[15] Motion To Compel Production of Discovery & Brady Material</i>	In #15
01/26/2018	 Motion in Limine Filed By: Defendant Newson Jr, Vernon	In #16















CASE SUMMARY

CASE NO. C-16-313919-1















	<i>[16] Motion In Limine</i>	
01/29/2018	 Notice of Witnesses and/or Expert Witnesses Filed By: Plaintiff State of Nevada <i>[17] Supplemental Notice of Witnesses</i>	In #1
01/29/2018	 Opposition Filed By: Plaintiff State of Nevada <i>[18] STATE S OPPOSITION TO DEFENDANT S MOTION TO COMPEL PRODUCTION OF DISCOVERY & BRADY MATERIAL</i>	In #1
02/05/2018	 Notice of Witnesses Party: Defendant Newson Jr, Vernon <i>[19] Defendant's Notice of Witnesses, Pursuant to NRS 174.234</i>	In #1
02/08/2018	 Notice of Witnesses and/or Expert Witnesses Filed By: Defendant Newson Jr, Vernon <i>[20] Defendant's Supplemental Notice of Witnesses, Pursuant To NRS 174.234</i>	In #2
02/21/2018	 Notice of Department Reassignment <i>[21] Notice of Department Reassignment</i>	In #2
02/22/2018	 Stipulation and Order <i>[22]</i>	In #2
02/22/2018	 Amended Information <i>[23] Amended Information</i>	In #2
02/23/2018	 Recorders Transcript of Hearing <i>[24] Recorder's Transcript of Proceedings Hearing: Deposition, February 23, 2018</i>	In #2
02/23/2018	 Jury List <i>[25]</i>	In #2
02/26/2018	 Jury Instructions Party: Defendant Newson Jr, Vernon <i>[26] Defense Proposed Jury Instructions</i>	In #2
02/27/2018	 Jury List <i>[27] Amended Jury List</i>	In #2
02/27/2018	 Amended Information <i>[30] Second Amended Information</i>	In #2
02/27/2018	 Instructions to the Jury <i>[33]</i>	In #2
02/28/2018	 Verdict	In #2

CASE SUMMARY


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	[28]	
02/28/2018	 Amended Information [31] Third Amended Information	In #2
02/28/2018	 Instructions to the Jury [32]	In #2
02/28/2018	 Verdict [35]	In #2
04/04/2018	 PSI [34]	In #2
04/26/2018	 Judgment of Conviction [36] Judgment of Conviction (Jury Trial)	In #2
05/21/2018	 Notice of Appeal (Criminal) [37] Notice of Appeal	In #2
05/21/2018	 Case Appeal Statement [38] Case Appeal Statement	In #2
06/11/2018	 Request Filed by: Defendant Newson Jr, Vernon [39] Request for Certified Transcripts	In #2
06/26/2018	 Recorders Transcript of Hearing [40] Recorder's Transcript of Hearing: Calendar Call; Defendant's Motion to Continue Trial Date. August 18, 2016	In #4
06/26/2018	 Recorders Transcript of Hearing [41] Recorder's Transcript of Hearing: Defendant's Motion to Continue Trial Date. March 9, 2017	In #4
06/26/2018	 Recorders Transcript of Hearing [42] Recorder's Transcript of Hearing: Calendar Call. February 9, 2018	In #4
06/26/2018	 Recorders Transcript of Hearing [43] Recorder's Transcript of Hearing: Defendant's Motion to Continue Trial Date. October 12, 2017	In #4
06/26/2018	 Recorders Transcript of Hearing [44] Recorder's Transcript of Hearing: Status Check: Trial Readiness. November 9, 2017	In #4
06/26/2018	 Recorders Transcript of Hearing [45] Recorder's Transcript of Hearing: Status Check: Trial Readiness. January 11, 2018	In #4
06/26/2018	 Recorders Transcript of Hearing [46] Recorder's Transcript of Hearing: Calendar Call; All Pending Motions. February 8, 2018	In #4

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07/16/2018	 Recorders Transcript of Hearing <i>[47] Recorders Transcript of Hearing Re: Initial Arraignment April 11, 2016</i>	In #4
07/30/2018	 Recorders Transcript of Hearing <i>[48] Recorder's Transcript of Proceedings Jury Trial - Day 1, February 22, 2018</i>	In #4
07/30/2018	 Recorders Transcript of Hearing <i>[49] Recorder's Transcript of Proceedings Jury Trial - Day 2, February 23, 2018</i>	In #4
07/30/2018	 Recorders Transcript of Hearing <i>[50] Recorder's Transcript of Proceedings Jury Trial - Day 3, February 26, 2018</i>	In #4
07/30/2018	 Recorders Transcript of Hearing <i>[51] Recorder's Transcript of Proceedings Jury Trial - Day 4, February 27, 2018</i>	In #4
07/30/2018	 Recorders Transcript of Hearing <i>[52] Recorder's Transcript of Proceedings Jury Trial - Day 5, February 28, 2018</i>	In #4
07/30/2018	 Recorders Transcript of Hearing <i>[53] Recorder's Transcript of Proceedings Sentencing, April 19, 2018</i>	In #4
07/30/2018	 Recorders Transcript of Hearing <i>[54] Recorder's Transcript of Proceedings: Status Check: Trial Setting, February 20, 2018</i>	In #4
02/12/2020	 Order for Production of Inmate <i>[55] Order for Production of Inmate Vernon Newson, Jr., BAC #1051868</i>	In #4
05/27/2020	 NV Supreme Court Clerks Certificate/Judgment - Affd/Rev Part <i>[56] Nevada Supreme Court Clerk's Certificate/Remittitur - Affirmed in Part, Reversed in Part and Remand; Rehearing Denied; Petition Granted; Affirmed in Part, Reversed in Part and Remand</i>	In #4
09/08/2020	Case Reassigned to Department 10 <i>Case Reassignment from Judge Douglas W. Herndon to Judge Tierra Jones</i>	
04/12/2021	 Notice of Expert Witnesses Filed By: Defendant Newson Jr, Vernon <i>[57] Defendant's Notice of Expert Witnesses, Pursuant To NRS 174.234(2)</i>	In #4
06/14/2021	 Motion Filed By: Plaintiff State of Nevada <i>[58] State's Notice of Motion and Motion to Appear by Alternative Means</i>	In #4
06/14/2021	 Clerk's Notice of Hearing <i>[59] Notice of Hearing</i>	In #4
06/17/2021	 Opposition to Motion Filed By: Defendant Newson Jr, Vernon	In #4

CASE SUMMARY
CASE NO. C-16-313919-1

	<i>[60] Opposition To State's Motion To Appear By Alternate Means</i>	
06/23/2021	 Motion in Limine Filed By: Defendant Newson Jr, Vernon <i>[61] Motion in Limine - Witness Face Coverings</i>	In #6
06/23/2021	 Clerk's Notice of Hearing <i>[62] Notice of Hearing</i>	In #6
06/29/2021	 Order <i>[63] Order for Production of Inmate</i>	In #6
07/02/2021	 Notice of Witnesses and/or Expert Witnesses Filed By: Plaintiff State of Nevada <i>[64] State's Supplemental Notice of Witnesses</i>	In #6
07/14/2021	 Amended Information Filed By: Plaintiff State of Nevada <i>[65] Fourth Amended Information</i>	In #6
07/14/2021	 Jury List <i>[66] Jury List</i>	In #6
07/19/2021	 Verdict <i>[67] Verdict</i>	In #6
07/19/2021	 Instructions to the Jury <i>[68] Instructions to the Jury (Instruction NO. 1)</i>	In #6
08/02/2021	 Stipulation and Order <i>[69] Stipulation and Order</i>	In #6
08/03/2021	 Amended Judgment of Conviction <i>[70] Amended Judgment of Conviction</i>	In #7
08/05/2021	 Notice of Appeal (Criminal) <i>Notice of Appeal</i>	In #7
08/05/2021	 Case Appeal Statement <i>Case Appeal Statement</i>	In #7
	<u>DISPOSITIONS</u>	
04/11/2016	Plea (Judicial Officer: Herndon, Douglas W.) 1. MURDER WITH USE OF A DEADLY WEAPON Not Guilty PCN: Sequence: 2. CHILD ABUSE, NEGLECT OR ENDANGERMENT Not Guilty PCN: Sequence:	

CASE SUMMARY
CASE NO. C-16-313919-1

	<p>3. CHILD ABUSE, NEGLECT, OR ENDANGERMENT Not Guilty PCN: Sequence:</p> <p>4. OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON Not Guilty PCN: Sequence:</p>
02/26/2018	<p>Disposition (Judicial Officer: Herndon, Douglas W.)</p> <p>4. CHILD ABUSE, NEGLECT, OR ENDANGERMENT Amended Information Filed/Charges Not Addressed PCN: Sequence:</p>
04/19/2018	<p>Disposition (Judicial Officer: Herndon, Douglas W.)</p> <p>1. FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON Guilty PCN: Sequence:</p> <p>2. CHILD ABUSE, NEGLECT OR ENDANGERMENT Guilty PCN: Sequence:</p> <p>3. CHILD ABUSE, NEGLECT, OR ENDANGERMENT Guilty PCN: Sequence:</p> <p>4. OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON Guilty PCN: Sequence:</p>
04/19/2018	<p>Adult Adjudication (Judicial Officer: Herndon, Douglas W.)</p> <p>2. CHILD ABUSE, NEGLECT OR ENDANGERMENT 12/13/2015 (F) 200.508.1b1 (DC55226) PCN: Sequence:</p> <hr/> <p>Sentenced to Nevada Dept. of Corrections Term: Minimum:24 Months, Maximum:72 Months Consecutive: Charge 1</p>
04/19/2018	<p>Adult Adjudication (Judicial Officer: Herndon, Douglas W.)</p> <p>3. CHILD ABUSE, NEGLECT, OR ENDANGERMENT 12/13/2015 (F) 200.508.1b1 (DC55226) PCN: Sequence:</p> <hr/> <p>Sentenced to Nevada Dept. of Corrections Term: Minimum:24 Months, Maximum:72 Months Concurrent: Charge 2</p>
04/19/2018	<p>Adult Adjudication (Judicial Officer: Herndon, Douglas W.)</p> <p>4. OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON 12/13/2015 (F) 202.360.1 (DC51460) PCN: Sequence:</p> <hr/> <p>Sentenced to Nevada Dept. of Corrections Term: Minimum:24 Months, Maximum:72 Months Consecutive: Charge 2 Credit for Time Served: 2024 Days Comment (Total Aggregate Sentence of Life/384 Months)</p>

CASE SUMMARY**CASE NO. C-16-313919-1**

Fee Totals:

Administrative Assessment Fee	25.00
\$25	
DNA Analysis Fee	150.00
\$150	
Genetic Marker Analysis AA Fee	3.00
\$3	
Indigent Defense Civil Assessment	750.00
Fee - ASK	

Fee Totals \$ 928.00

Comment (\$150. DNAF Waived if previously taken)

Other Fees

1. , \$300.00
2. , \$4,467.61 Victims of Crime

10/10/2019 **Amended Disposition** (Judicial Officer: Herndon, Douglas W.) Reason: Appeal Reversed/Remanded

1. FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON
Appeal Reversed/Remanded
PCN: Sequence:

07/19/2021 **Amended Disposition** (Judicial Officer: Herndon, Douglas W.) Reason: Amended

1. FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON
Guilty
PCN: Sequence:

07/30/2021 **Adult Adjudication** (Judicial Officer: Jones, Tierra)


1. FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON
12/13/2015 (F) 200.010 (DC50001)
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Life with the possibility of parole after:20 Years

Consecutive Enhancement:For Use of a Deadly Weapon, Minimum:96 Months, Maximum:240 Months

Comments: Amended 07/30/2021

HEARINGS04/11/2016  **Initial Arraignment** (10:00 AM) (Judicial Officer: De La Garza, Melisa)

Plea Entered;

Journal Entry Details:


DEFT. NEWSON JR., ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter set for trial. COURT FURTHER ORDERED, counsel has 21 days from the filing of the preliminary transcript to file any writs. CUSTODY 8/18/16 9:30 A.M. CALENDAR CALL (DEPT. 21) 8/22/16 9:30 A.M. JURY TRIAL (DEPT. 21);

08/18/2016 **Calendar Call** (9:30 AM) (Judicial Officer: Adair, Valerie)

Matter Heard;

08/18/2016 **Motion to Continue Trial** (9:30 AM) (Judicial Officer: Adair, Valerie)*Defendant's Motion To Continue Trial Date*

Granted;






08/18/2016  **All Pending Motions** (9:30 AM) (Judicial Officer: Adair, Valerie)

Matter Heard;

Journal Entry Details:

CALENDAR CALL...DEFT'S MOTION TO CONTINUE TRIAL DATE COURT ORDERED, MOTION GRANTED and RESET TRIAL DATES. CUSTODY 3/23/17 9:30 AM CALENDAR CALL 3/27/17 9:30 AM JURY TRIAL;

CASE SUMMARY
CASE NO. C-16-313919-1

08/22/2016	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Adair, Valerie) <i>Vacated</i>
03/09/2017	 Motion to Continue Trial (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion To Continue Trial Date</i> MINUTES Trial Date Set; Journal Entry Details: <i>Mr. Shaygan-Fatemi requested a continuance to October. Ms. Weckerly made no objection with continuance. COURT SO ORDERED. CUSTODY 10/19/17 9:30 AM CALENDAR CALL 10/23/17 9:30 AM JURY TRIAL;</i> SCHEDULED HEARINGS CANCELED Calendar Call (10/19/2017 at 9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated</i> CANCELED Jury Trial (10/23/2017 at 9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated - On in Error</i>
03/23/2017	CANCELED Calendar Call (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated</i>
03/27/2017	CANCELED Jury Trial (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated</i>
10/12/2017	 Motion to Continue Trial (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Defendant's Motion To Continue Trial Date</i> MINUTES Granted; Journal Entry Details: <i>Mr. Bashor stated he was still wrapping up his investigation and was waiting on an offer. Colloquy regarding trial readiness and scheduling. Court SET trial date and CONTINUED MATTER to further discuss offers and reports from experts. CUSTODY CONTINUED TO 11/9/17 9:30 AM 2/8/18 9:30 AM CALENDAR CALL 2/12/18 9:30 AM JURY TRIAL;</i> SCHEDULED HEARINGS  Status Check: Trial Readiness (11/09/2017 at 9:30 AM) (Judicial Officer: Adair, Valerie) 11/09/2017, 01/11/2018  Calendar Call (02/08/2018 at 9:30 AM) (Judicial Officer: Adair, Valerie) 02/08/2018-02/09/2018 CANCELED Jury Trial (02/12/2018 at 9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated - Case Reassigned</i>
10/19/2017	CANCELED Calendar Call (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated</i>
10/23/2017	CANCELED Jury Trial (9:00 AM) (Judicial Officer: Adair, Valerie) <i>Vacated</i>
10/23/2017	CANCELED Jury Trial (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Vacated - On in Error</i>
11/09/2017	 Status Check: Trial Readiness (9:30 AM) (Judicial Officer: Adair, Valerie) 11/09/2017, 01/11/2018 Matter Continued; Matter Heard; Journal Entry Details: <i>Mr. Bashor stated there was a file review scheduled for 1/12/18 but everything else was completed. Upon the Court's inquiry, Mr. Bashor stated that the filing of any further reports would depend on the file review. Court directed counsel to place the matter back on calendar if any issues arise. CUSTODY;</i>


CASE SUMMARY**CASE NO. C-16-313919-1**

Matter Continued;

Matter Heard;

Journal Entry Details:

Upon inquiry of the Court, the Deft. stated he understood the offer extended by the State and rejected it. Mr. Portz stated that he provided all discovery and there was nothing else outstanding at the time. Court CONTINUED STATUS CHECK. CUSTODY CONTINUED TO: 1/11/18 9:30 AM;

02/08/2018  **Calendar Call** (9:30 AM) (Judicial Officer: Adair, Valerie)

02/08/2018-02/09/2018

Matter Heard;

Trial Date Set;

Journal Entry Details:

Court informed counsel the trial would be on Thursday or Friday in Department 3, Judge Herndon. Ms. Weckerly indicated there would be 15 witnesses and including the penalty phase the trial would conclude by Friday the following week. CONFERENCE AT THE BENCH. Court directed the attorneys to coordinate with Judge Herndon's Judicial Executive Assistant regarding the start time for trial on Thursday. COURT ORDERED, trial SET to begin Thursday, February 15th in Department 3; time to be determined by Department 3. CUSTODY 2/15/18 TIME: TBD - JURY TRIAL;

Matter Heard;

Trial Date Set;

02/08/2018 **Motion to Bifurcate** (9:30 AM) (Judicial Officer: Adair, Valerie)

Defendant's Motion to Bifurcate Count 2

Granted;

02/08/2018 **Motion to Compel** (9:30 AM) (Judicial Officer: Adair, Valerie)

Defendant's Motion to Compel Production of Discovery & Brady Material


Granted;


02/08/2018 **Motion in Limine** (9:30 AM) (Judicial Officer: Adair, Valerie)

*Defendant's Motion In Limine***MINUTES**

Granted;

SCHEDULED HEARINGS

 **All Pending Motions** (02/08/2018 at 9:30 AM) (Judicial Officer: Adair, Valerie)

02/08/2018  **All Pending Motions** (9:30 AM) (Judicial Officer: Adair, Valerie)

Matter Heard;

Journal Entry Details:

CALENDAR CALL....DEFT'S MOTION TO BIFURCATE COUNT 2....DEFT'S MOTION TO COMPEL PRODUCTION OF DISCOVERY AND BRADY MATERIAL...DEFT'S MOTION IN LIMINE Court made the following rulings: Calendar Call CONTINUED to the following day to determine when and where trial will be heard; Motion to Bifurcate, GRANTED; Deft's Discovery Motion, GRANTED as to Brady and statutory material; Deft's Motion in Limine, GRANTED in its entirety as UNOPPOSED. CUSTODY CONTINUED TO: 2/9/18 9:00 AM;

02/12/2018 **CANCELED Jury Trial** (9:30 AM) (Judicial Officer: Adair, Valerie)

Vacated - Case Reassigned

02/15/2018 **CANCELED Jury Trial** (10:30 AM) (Judicial Officer: Herndon, Douglas W.)

Vacated - per Judge

02/16/2018  **Minute Order** (3:00 AM) (Judicial Officer: Herndon, Douglas W.)

Minute Order - No Hearing Held;

Journal Entry Details:

The instant case is a Homicide Team case currently assigned to District Court Department 21. The parties in the instant case are ready for trial. DC 21 is unfortunately unable to hear the trial due to its involvement in a separate ongoing lengthy trial. EDCR 1.30 (15) gives the Chief Judge of the Eighth Judicial District Court the authority to reassign cases between departments as convenience or necessity requires. EDCR 1.30 (11) also states that the Chief Judge must appoint a Judge to preside over the Criminal Division of the Court. EDCR 1.31 gives the Criminal

CASE SUMMARY

CASE NO. C-16-313919-1

Presiding Judge the authority to reassign pending criminal cases from one department to another. As with EDCR 1.30 (15), the Presiding Criminal Judge s decision on reassigning pending criminal cases should be done as convenience and necessity require. DC 3 is available to hear the trial. This court finds that convenience and necessity justify the reassignment of the instant matter to DC 3. Therefore, based on the totality of circumstances present, this Court, as Criminal Presiding Judge, ORDERS, pursuant to EDCR 1.31, the reassignment of the instant case to DC 3. The matter was scheduled to proceed to trial on February 15, 2018, however due to a family emergency involving one of the attorneys, it was agreed by all to delay the start date with an eye toward proceeding to trial on February 22, 2018. The matter will be placed on calendar in DC 3 for status check on trial on February 20, 2018. ;

02/20/2018



Status Check: Trial Setting (9:00 AM) (Judicial Officer: Herndon, Douglas W.)

Matter Heard;

Journal Entry Details:

Court stated parties had discussions in chambers where they indicated they are ready to proceed to trial. Parties further requested video testimony be done tomorrow with a witness to preserve testimony should she not be available for trial. Ms. Weckerly concurred, noting witness is Zaharia Marshall. COURT ORDERED, hearing and trial SET. CUSTODY 2/21/18 3:00 PM DEPOSITION 2/22/18 10:30 AM JURY TRIAL;

02/21/2018



Hearing (2:00 PM) (Judicial Officer: Herndon, Douglas W.)

Hearing: Deposition

Matter Heard;

Journal Entry Details:

Court stated matter is on calendar to preserve testimony of a witness. Conference at the Bench. Exclusionary Rule INVOKED. Testimony and Exhibits presented. (See worksheets). Discussion regarding testimony. Ms. Bashor advised the State is willing to waive the penalty hearing. Ms. Weckerly concurred. CUSTODY 2/22/18 10:30 AM JURY TRIAL;

02/22/2018



Jury Trial (10:30 AM) (Judicial Officer: Herndon, Douglas W.)

02/22/2018-02/23/2018, 02/26/2018-02/28/2018

Trial Continues;

Trial Continues;

Trial Continues;

Jury Deliberating;

Verdict;

Journal Entry Details:

THIRD AMENDED INFORMATION FILED IN OPEN COURT OUTSIDE THE PRESENCE OF THE JURY: Court noted for the record question asked by the jury during deliberations. Jury Instructions settled on the record. State filed Third Amended Information including the Ownership or Possession of Firearm by Prohibited Person. Parties agreed to only admit the Judgment of Conviction and exclude other Court documents. JURY PRESENT: Jury returned with the following verdicts at the hour of 11:07 a.m. COUNT 1 - GUILTY of FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON COUNT 2- GUILTY of CHILD ABUSE, NEGLECT OR ENDANGERMENT (MAJOR NEWSON) COUNT 3- GUILTY of CHILD ABUSE, NEGLECT, OR ENDANGERMENT (BRANDON BERGER) Jury polled. Court read Third Amended Information. Jury Instructions read. Closing arguments by counsel. Exhibit presented and admitted. State and defense rested. Jury retired to begin deliberations at 11:23 a.m. Jury returned with the following verdict at 11:48 a.m. COUNT 4 - GUILTY of OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON OUTSIDE THE PRESENCE OF THE JURY: Defense moved for a directed verdict due to lack of evidence. Court DENIED request, noting there was sufficient evidence. Verdicts will stand. COURT FURTHER ORDERED, matter referred to the Division of Parole and Probation (P&P) and set for Sentencing. COURT FURTHER ORDERED, bail STANDS. CUSTODY;

Trial Continues;

Trial Continues;

Trial Continues;

Jury Deliberating;

Verdict;

Journal Entry Details:

Second Amended Information FILED IN OPEN COURT. OUTSIDE THE PRESENCE OF THE JURY: Jury Instructions settled on the record. JURY PRESENT: Jury Instructions read. Closing arguments by counsel. Jury retired to begin deliberations at the hour of 1:00 p.m. CONTINUED TO: 2/28/18 10:00 AM;

Trial Continues;

Trial Continues;

Trial Continues;

Jury Deliberating;

Verdict;

Journal Entry Details:

CASE SUMMARY**CASE NO. C-16-313919-1**

JURY PRESENT: Testimony and Exhibits presented. (See worksheets). OUTSIDE THE PRESENCE OF THE JURY: Court advised defendant his right to not testify. JURY PRESENT: Testimony and Exhibits presented. (See worksheets). OUTSIDE THE PRESENCE OF THE JURY: Arguments by Mr. Bashor as to Voluntary Manslaughter instruction. Ms. Weckerly argued in opposition. Court stated there is not enough evidence right now that meets the standard, therefore, instruction is denied. JURY PRESENT: Testimony and Exhibits presented. (See worksheets). State rested. Defense rested. Evening recess. OUTSIDE THE PRESENCE OF THE JURY: Jury Instructions settled on the record. Defense proposed jury instructions marked as a court exhibit. CUSTODY CONTINUED TO: 2/27/18 11:00 AM;

Trial Continues;

Trial Continues;

Trial Continues;

Jury Deliberating;

Verdict;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS Challenges for cause expressed. PROSPECTIVE JURORS PRESENT Voir Dire continued. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS Counsel completed their peremptory challenges. JURORS PRESENT Jury selected and sworn. Clerk read the Amended Information. Opening statements by Mr. Portz and Mr. Shaygan-Fatemi. Testimony and Exhibits presented. (See Worksheets.) Court recessed for the evening and directed Jurors to return Monday. OUTSIDE THE PRESENCE OF THE JURORS Colloquy regarding trial scheduling and Jury Instructions. Court advised Jury Instructions will be reviewed on Monday after the end of trial. CUSTODY CONTINUED TO: 2/26/18 10:30 A.M.;

Trial Continues;

Trial Continues;

Trial Continues;

Jury Deliberating;

Verdict;

Journal Entry Details:

Amended Information and Stipulation and Order FILED IN OPEN COURT. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Ms. Weckerly advised Amended Information removed the ex-felon in possession of firearm charge. Defense had no opposition. Mr. Hendricks advised defendant has stipulated to waive the penalty hearing and provided copy of stipulation and order. Court reviewed stipulation and order will the defendant and SIGNED IN OPEN COURT. PROSPECTIVE JURORS PRESENT: Introductions by Court and counsel. Clerk called roll. Voir dire commenced. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Challenges for cause noted for the record. PROSPECTIVE JURORS PRESENT: Voir dire continues. Evening recess. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Discussion regarding challenges for cause. CUSTODY CONTINUED TO: 2/23/18 10:30 AM;

04/19/2018

**Sentencing (9:00 AM)** (Judicial Officer: Herndon, Douglas W.)

Defendant Sentenced;

Journal Entry Details:

Mr. Bashor stated there was not a danger evaluation done, however, the defense is prepared to waive it. Discussion regarding charge on Pre-Sentence Investigation Report (PSI). State had no opposition to striking language. COURT ORDERED, last line on page 4 that states the following: WA: Murder: Second Degree On Peace Officer, Fugitive From Justice: Arrest Without Warrant STRICKEN. Court stated defense may prepare an order. Court stated danger evaluation WAIVED. DEFT NEWSON ADJUDGED GUILTY of COUNT 1 - MURDER WITH USE OF A DEADLY WEAPON (F), COUNT 2 - CHILD ABUSE, NEGLECT OR ENDANGERMENT (F), COUNT 3 - CHILD ABUSE, NEGLECT OR ENDANGERMENT (F), and COUNT 4 - OWNERSHIP OR POSSESSION OF A FIREARM BY PROHIBITED PERSON (F). Mr. Portz advised there will be one victim speaker today, however, there are several family members present. Arguments by Mr. Portz. Statement by Defendant. Arguments by Mr. Bashor. Victim Speaker sworn and testified. COURT ORDERED, in addition to the \$25.00 Administrative Assessment Fee, \$150.00 DNA Analysis Fee including testing to determine genetic markers, waived if previously ordered and/or taken, \$750.00 Indigent Defense Civil Assessment Fee, \$3.00 DNA Collection Fee, \$4,467.61 Restitution payable to Victims of Crime, and a \$300.00 Extradition Fees, Deft. SENTENCED on COUNT 1 to a term of LIFE in the Nevada Department of Corrections (NDC) with eligibility for parole beginning after a minimum of TWENTY (20) YEARS has been served, plus a CONSECUTIVE sentence of a MINIMUM of NINETY-SIX (96) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS for the Deadly Weapon Enhancement, with a total AGGREGATE sentence of LIFE with eligibility of parole after a MINIMUM of THREE HUNDRED THIRTY-SIX (336) MONTHS has been served. As to COUNT 2 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to COUNT 1, As to COUNT 3 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with Count 2, As to COUNT 4 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to Count 2, with a TOTAL AGGREGATE sentence of a term of LIFE in the Nevada Department of Corrections (NDC), with eligibility of parole beginning after a minimum of THREE HUNDRED EIGHTY-FOUR (384) MONTHS has been served, with EIGHT HUNDRED TWENTY-SIX (826) DAYS credit for time served. BOND, if any, EXONERATED. NDC;

CASE SUMMARY

CASE NO. C-16-313919-1

11/07/2019



Status Check: Reset Trial Date (9:00 AM) (Judicial Officer: Herndon, Douglas W.)

11/07/2019, 02/05/2020, 06/19/2020

Reset Trial per Supreme Court Order

Matter Continued; Reset Trial per Supreme Court Order

Matter Continued; Reset Trial per Supreme Court Order

Trial Date Set; Reset Trial per Supreme Court Order

Journal Entry Details:

Mr. Shaygan-Fatemi requested the trial date be set. Mr. Portz stated the matter was litigation before the Nevada Supreme Court, who confirmed the matter will only proceed on the Murder charge only. COURT ORDERED, trial date SET; status check SET. NDC 8/26/2020 9:30 A.M. STATUS CHECK: TRIAL READINESS 12/17/2020 9:00 A.M. CALENDAR CALL 1/4/2021 10:00 A.M. JURY TRIAL ;

Matter Continued; Reset Trial per Supreme Court Order

Matter Continued; Reset Trial per Supreme Court Order

Trial Date Set; Reset Trial per Supreme Court Order

Journal Entry Details:

Mr. Bashor stated the Supreme Court rejected the State reconsideration, and they are just waiting a decision on the Defense's, and requested the matter be continued. COURT ORDERED, matter CONTINUED; and DIRECTED the State to prepare a Transport Order. NDC CONTINUED TO: 3/18/2020 9:30 A.M.;

Matter Continued; Reset Trial per Supreme Court Order

Matter Continued; Reset Trial per Supreme Court Order

Trial Date Set; Reset Trial per Supreme Court Order

Journal Entry Details:

Defendant not present and in custody in the Nevada Department of Corrections. COURT STATED both parties are seeking a rehearing and ORDERED, matter CONTINUED. NDC CONTINUED TO: 2/5/20 9:30 A.M.;

08/28/2020



Status Check: Trial Readiness (1:45 PM) (Judicial Officer: Herndon, Douglas W.)

Matter Heard;

Journal Entry Details:

Defendant's presence WAIVED, in the Nevada Department of Prisons. Court noted there was a pending trial date in January. Parties announced ready. Court noted this case was previously tried and reversed on the murder charge; the other charges were upheld. COURT ORDERED, matter SET for status check in Dept. 10, NDC 9/22/20 9:30 AM STATUS CHECK: STATUS OF CASE (DEPT 10) ;

09/25/2020



Status Check (1:45 PM) (Judicial Officer: Jones, Tierra)

09/25/2020, 11/16/2020, 11/20/2020

Status Check: Status of Case

Continued;

Matter Continued;

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Ms. Weckerly present on behalf of the State, via video. Mr. Bashor present via video, on behalf of deft. Deft. not present. Court noted the Court got a call from the prison that the prison is not transporting defts. right now. Upon Court's inquiry, as to status of trial readiness, Mr. Bashor advised this is a re-trial and counsel can be ready. Court noted the Court is still getting through the invoked, in custody defts and deft has waived. Colloquy regarding trial dates. COURT ORDERED, trial date VACATED and RE-SET on the date given. Mr. Bashor advised deft. wants to be transported for the next date. COURT FURTHER ORDERED, State to prepare an order to transport. NDC 01/15/21 1:45 P.M. STATUS CHECK: TRIAL READINESS 04/20/21 9:30 A.M. CALENDAR CALL 05/03/21 10:30 A.M. JURY TRIAL;

Continued;

Matter Continued;

Matter Heard;

Journal Entry Details:

Deft. not present. COURT ORDERED, matter CONTINUED; State to prepare transport Order for Deft. NDC CONTINUED TO 11/20/2020 8:30 AM;

Continued;

Matter Continued;

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Mr. Bashor present via video, on behalf of deft. Ms. Weckerly present via video, on


CASE SUMMARY

CASE NO. C-16-313919-1

behalf of the State, through Bluejeans technology. Deft. not present. Counsel agreed to waive deft's presence. Upon Court's inquiry, Mr. Weckerly advised this is a retrial and they are ready. Court so noted. COURT ORDERED, status check CONTINUED to the date given. Mr. Bashor advised deft. would like to be here on the next date. Ms. Weckerly to do an order to transport. NDC 11/13/20 1:45 P.M. STATUS CHECK: TRIAL READINESS;

12/18/2020 **CANCELED Calendar Call** (1:45 PM) (Judicial Officer: Herndon, Douglas W.)
Vacated

01/04/2021 **CANCELED Jury Trial** (10:30 AM) (Judicial Officer: Herndon, Douglas W.)
Vacated

01/15/2021  **Status Check: Trial Readiness** (8:30 AM) (Judicial Officer: Jones, Tierra)
01/15/2021, 03/19/2021, 04/16/2021

Matter Continued;

Matter Continued;

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Parties present via video, through bluejeans technology. Court noted the court can't accommodate this trial as the court is processing invoked in custody trials first. Mr. Bashor requested to give the soonest date possible. COURT ORDERED, trial date VACATED and RE-SET on the date given. NDC 07/02/21 8:30 A.M. CALENDAR CALL 07/12/21 10:30 A.M. JURY TRIAL;

Matter Continued;

Matter Continued;

Matter Heard;

Journal Entry Details:

All parties present via BlueJeans. Court noted the matter is set for Jury Trial on May 3rd and it is highly unlikely it will go to trial on that date. Mr. Bashor advised they are ready to go to trial. Upon Court's inquiry, Mr. Bashor agreed to come back at the time of Calendar Call and see where they are at. Court noted they will still be doing in custody invoked cases. COURT ORDERED, matter CONTINUED. NDC CONTINUED TO: 4/16/21 8:30 AM CLERK'S NOTE: Minutes prepared upon a review of the JAVS recording. /mk 3/31/21;

Matter Continued;

Matter Continued;

Matter Heard;

Journal Entry Details:

Mr. Bashor requested a 60 days Status Check and keeping the current trial setting. COURT SO NOTED and ORDERED, matter CONTINUED regarding trial readiness. NDC CONTINUED TO: 03/19/21 8:30 AM;

04/23/2021 **CANCELED Calendar Call** (8:30 AM) (Judicial Officer: Holthus, Mary Kay)
Vacated

05/03/2021 **CANCELED Jury Trial** (10:30 AM) (Judicial Officer: Holthus, Mary Kay)
Vacated


06/28/2021  **Motion** (8:30 AM) (Judicial Officer: Jones, Tierra)

State's Motion to Appear by Alternative Means

Granted;

Journal Entry Details:

Defendant not present. Following arguments by counsel, COURT ORDERED, State's Motion to Appear by Alternative Means GRANTED; State to provide the witnesses with the blue jeans link; State to prepare a transport order for the time of calendar call. COURT FURTHER ORDERED, Defendant's Motion in Limine regarding Face Coverings GRANTED IN PART in regards to while the witness is testifying. NDC;

06/30/2021  **Calendar Call** (8:30 AM) (Judicial Officer: Jones, Tierra)

Matter Heard;

Journal Entry Details:


APPEARANCES CONTINUED: Deft. present via video, from the Jail. Ms. Weckerly present via video, on behalf of the state, through bluejeans technology. Upon Court's inquiry, both sides announced ready for trial. Ms. Weckerly advised one of the state's witnesses is on vacation and will not be able to testify until 7-19. Court noted trial start date would be 7-13-21. Counsel advised there are 16 witness for the state, and defense has one expert witness. Further, counsel will need 4-5 days for trial. Court so noted and ORDERED, matter SET for central calendar call on the date given. Further, Court noted the Court will remand deft. to CCDC on the central calendar call date. NDC 07/07/21 2:00 P.M.

CASE SUMMARY
CASE NO. C-16-313919-1

CENTRAL CALENDAR CALL;

07/07/2021 **CANCELED Motion in Limine** (8:30 AM) (Judicial Officer: Jones, Tierra)
Vacated - per Judge
Motion in Limine - Witness Face Coverings

07/07/2021 **Central Calendar Call** (2:00 PM) (Judicial Officer: Jones, Tierra)
Matter Heard;

07/13/2021  **Jury Trial** (9:00 AM) (Judicial Officer: Jones, Tierra)

07/13/2021-07/16/2021, 07/19/2021

Trial Continues;
Trial Continues;
Trial Continues;
Trial Continues;
Verdict;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE JURY Colloquy regarding anticipated testimony and evidence. Jury instructions settled. After Verdict, COURT ORDERED, Sentencing SET. JURY PRESENT Testimony and exhibits presented (see worksheets). CONFERENCE AT BENCH. State rested. Defense rested. Jury instructions read. Closing arguments. CONFERENCE AT BENCH. Jury retired to deliberate. 4:22 p.m., Jury returned with the verdict of Guilty of First Degree Murder with Use of a Deadly Weapon. Jury polled. NDOC 7/30/21 8:30 AM SENTENCING;

Trial Continues;
Trial Continues;
Trial Continues;
Trial Continues;
Verdict;

Journal Entry Details:

INSIDE THE PRESENCE OF THE JURY: Defense witness taken out of order. Testimony and exhibits presented. (See worksheets). *OUTSIDE THE PRESENCE OF THE JURY:* Argument by Mr. Bashor requesting a mistrial. Opposition by Ms. Weckerly. Following arguments, Court Stated its Findings and ORDERED, Motion for Mistrial, DENIED. Argument by Ms. Weckerly in support of bringing in prior statements. Opposition by Mr. Bashor. Following arguments by counsel, Court noted it will allow the prior statements. Colloquy regarding prior JOCs to be read to the Jury. Court noted it will read the JOCs to the Jury and mark as Court's exhibit. *INSIDE THE PRESENCE OF THE JURY:* Defendant's Prior JOC's read to the Jury and marked as Court's exhibit. Continued testimony and exhibits presented. (See worksheets). Court admonished the Jury and instructed them to return on Monday, 7-19-21 at the time given. *OUTSIDE THE PRESENCE OF THE JURY:* Court admonished deft. on his right to testify or not and that he doesn't have to decide today. Jury instructions partially settled. Court noted they can finish up Monday. Ms. Weckerly advised that state has one more witness. Court noted it will take a break, should deft. decide to testify, to figure out logistics. COURT ADJOURNED. ;

Trial Continues;
Trial Continues;
Trial Continues;
Trial Continues;
Verdict;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE JURY: Ms. Weckerly advised the state's witness Winston Reese requested to be by his sister's bedside as she is dying and the defense has agreed to state's request to have his testimony read into the record. COURT SO ORDERED. Counsel stipulated to admit state's exhibits 138-140. COURT SO ORDERED. *INSIDE THE PRESENCE OF THE JURY:* State continued with its case in chief. Testimony and exhibits presented. (See worksheets). Court admonished the Jury and instructed them to return tomorrow as the given time. Court adjourned.;

Trial Continues;
Trial Continues;
Trial Continues;
Trial Continues;
Verdict;

Journal Entry Details:

INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: New Panel present. Following introduction by the Court, Voir dire continued. Court excused named panel numbers. Previous panel present. COURT ORDERED, named Jurors excused. *INSIDE THE PRESENCE OF THE PROSPECTIVE JURY:* Continued Voir dire. COURT ORDERED, named Jurors excused. *OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY:* Court noted defense counsel's challenges for cause as to Juror numbers 031, 234 There being no opposition, COURT ORDERED, named Jurors excused. *INSIDE THE PRESENCE OF THE PROSPECTIVE JURY:* Continued Voir dire. 12 Jurors and 2 Alternates

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-16-313919-1

Selected and Sworn. Court thanked and the remaining panel. OUTSIDE THE PRESENCE OF THE JURY: Argument by Mr. Kambiz-Shaygan regarding two photographs the state is seeking to admit. Opposition by Ms. Weckerly. Court noted the photo has relevance and the Court doesn't believe its prejudicial. Argument by Mr. Bashor regarding defendant's statement and using that in opening statements. Opposition by Ms. Weckerly, advising the state will seek to introduce deft's prior convictions. COURT ORDERED, the Court will allow the statement in as excited utterance and the Court RESERVES ruling on the GIBBS decision regarding the prior convictions. Upon Court's inquiry, Deft is in agreement. INSIDE THE PRESENCE OF THE JURY: Following instructions by the Court, Opening statements given by Mr. Shaygan-Fatemi and Mr. Albright. State proceeded with its case in chief. Testimony and exhibits presented. (See worksheets). Following testimony, Court admonished the Jury and instructed them to return tomorrow at the given time. OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding witness schedule. Court directed counsel to e-mail their preliminary Jury instructions to the law clerk by tomorrow. ;

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Verdict;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Fourth Amended Information submitted and FILED IN OPEN COURT. Stip and Order to have the Court sentence deft., should the Jury return a verdict of guilty, submitted and following review signed and FILED IN OPEN COURT. Colloquy regarding Jury selection process. Upon inquiry by the Court, counsel recited the offer, and deft., rejected that offer. INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Following introduction by the court, Voir dire commenced. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Cause for challenge arguments by counsel. Court excused named Jurors. Colloquy regarding the Hernandez case that was overturned by the Supreme Court. Court canvassed deft. on his understanding of the defense his counsels will be presenting in this case. INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Continued voir dire. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Court stated its concerns regarding Juror number 060's language barriers and lack of understanding. Both sides agreed to excuse named Juror. Named Jurors excused. INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Continued voir dire. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Mr. Bashor raised challenge for cause as to Juror # 241. There being no opposition, Court excused named Juror. INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Court noted the additional Jury panel will be here tomorrow, and we are out of Jurors until then. Further, Court admonished the Jury and instructed them to return tomorrow at the given time. Court adjourned.;

07/30/2021



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

Defendant Sentenced;

Journal Entry Details:

APPEARANCES CONTINUED: Deft. present via video, from the Jail through bluejeans technology. DEFT NEWSON ADJUDGED GUILTY of COUNT 1 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F), Arguments by counsel. Statements by deft. Victim speaker Sworn statements given. Matter submitted. COURT ORDERED, in addition to the \$25.00 Administrative Assessment Fee, DNA Analysis Fee including testing to determine genetic markers, WAIVED, if previously ordered and/or taken, \$250.00 Indigent Defense Civil Assessment Fee, \$3.00 DNA Collection Fee, \$4,467.61 Restitution payable to Victims of Crime, and a \$300.00 Extradition Fees, Deft. SENTENCED on COUNT 1 to a term of LIFE in the Nevada Department of Corrections (NDC) with eligibility for parole beginning after a minimum of TWENTY (20) YEARS has been served, plus a CONSECUTIVE sentence of a MINIMUM of NINETY-SIX (96) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS for the Deadly Weapon Enhancement. PREVIOUSLY ORDERED DEFT ADJUDGED GUILTY of COUNT 2 - CHILD ABUSE, NEGLECT OR ENDANGERMENT (F), COUNT 3 - CHILD ABUSE, NEGLECT OR ENDANGERMENT (F), and COUNT 4 - OWNERSHIP OR POSSESSION OF A FIREARM BY PROHIBITED PERSON (F). COURT ORDERED As to COUNT 2 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to COUNT 1, As to COUNT 3 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with Count 2, As to COUNT 4 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to Count 2. COURT FURTHER ORDERED, TOTAL AGGREGATE sentence of a term of LIFE in the Nevada Department of Corrections (NDC), with eligibility of parole beginning after a minimum of THREE HUNDRED EIGHTY-FOUR (384) MONTHS has been served, with 2024 DAYS credit for time served. BOND, if any, EXONERATED. ;

DATE

FINANCIAL INFORMATION

Defendant Newson Jr, Vernon

Total Charges

928.00

Total Payments and Credits

0.00

Balance Due as of 8/5/2021

928.00

CASE SUMMARY

CASE NO. C-16-313919-1

Heather S. Smith

CLERK OF THE COURT

JOC

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

VERNON NEWSON JR.
#1946426

Defendant.

CASE NO. C-16-313919-1

DEPT. NO. X

AMENDED JUDGMENT OF CONVICTION
(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crime of MURDER WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of NRS 200.010, 200.030, 193.165; and the matter having been tried before a jury, and the Defendant being represented by counsel, and having been found guilty of the crime of FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (Category A Felony) in violation of NRS 200.010, 200.030, 193.165; thereafter, on the 30th day of July, 2021, the Defendant was present in court for sentencing with counsel KAMBIZ SHAYGAN-FATEMI, Deputy Public Defender and Ryan J. Bashor, Deputy Public Defender, and good cause appearing,

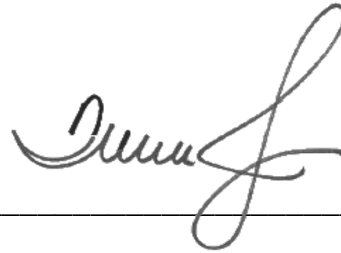
1
2 THE DEFENDANT IS HEREBY ADJUDGED guilty of said crime as set forth in
3 the jury's verdict and, in addition to the \$25.00 Administrative Assessment Fee,
4 \$4,467.61 Restitution to Victims of Crime, \$300.00 Extradition Cost payable to The
5 State of Nevada Attorney General's office, \$250.00 Indigent Defense Civil Assessment
6 Fee and \$3.00 DNA Collection Fee, the Defendant is SENTENCED as follows: LIFE
7 with a MINIMUM Parole Eligibility of TWENTY (20) YEARS plus a CONSECUTIVE
8 term of TWO HUNDRED FORTY (240) MONTHS with a MINIMUM parole eligibility of
9 NINETY-SIX (96) MONTHS for the Use of a Deadly Weapon; As the \$150.00 DNA
10 Analysis Fee and Genetic Testing have been previously imposed, the Fee and Testing
11 in the current case are WAIVED.
12
13

14 THE DEFENDANT WAS PREVIOUSLY SENTENCED on the 19th of April, 2018,
15 COUNT 2 – A MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of
16 SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC),
17 CONSECUTIVE to COUNT 1;
18
19 COUNT 3 – A MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of
20 SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC),
21 CONCURRENT with COUNT 2;
22
23 COUNT 4 – A MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of
24 SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC),
25 CONSECUTIVE to COUNT 2;
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28

1 COURT FURTHERED ORDERED; The AGGREGATE TOTAL sentence is LIFE
2 with a MINIMUM of THREE HUNDRED EIGHTY-FOUR (384) MONTHS, with TWO
3 THOUSAND TWENTY-FOUR (2,024) DAYS credit for time served.
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6 Dated this 3rd day of August, 2021

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A handwritten signature in black ink, appearing to read 'Tierra Jones', is written over a horizontal line.

C7A 3AE B45C 29DD
Tierra Jones
District Court Judge

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 State of Nevada

CASE NO: C-16-313919-1

7 vs

DEPT. NO. Department 10

8
9 Vernon Newson Jr

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 8/3/2021

15 "Ryan J. Bashor, Deputy Public Defender" . bashorj@clarkcountynv.gov

16 "Sara Ruano, Murder Team Secretary" . ruanosg@clarkcountynv.gov

17 "Weckerly, Pamela, Chief Deputy District Attorney" .
18 pamela.weckerly@clarkcountyda.com

19 Clark County DA MOTIONS . Motions@clarkcountyda.com

20 DC 21 Law Clerk . Dept21LC@clarkcountycourts.us

21 District Court Master Calendar . clerkmastercalendar@clarkcountycourts.us

22 Kambiz Shaygan-Fatemi
23 Kambiz.Shaygan-
Fatemi@clarkcountynv.gov

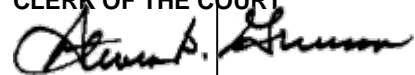
24 PD Clerk pdclerk@clarkcountynv.gov

25 DC 10 Law Clerk Dept10LC@clarkcountycourts.us

26

27

28



DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

VERNON NEWSON, JR.,
#1946426

Defendant.

CASE NO. C-16-313919-1

DEPT. NO. III

JUDGMENT OF CONVICTION

(JURY TRIAL)

The Defendant previously entered a plea of not guilty to the crimes of COUNT 1 – MURDER WITH USE OF A DEADLY WEAPON (Category A Felony – NRS 200.010, 200.030, 193.165); COUNTS 2 & 3 – CHILD ABUSE, NEGLECT, OR ENDANGERMENT (Category B Felony – NRS 200.508(1), and COUNT 4 – OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (Category B Felony – NRS 202.360); and the matter having been tried before a jury and the Defendant having been found guilty of the crimes of COUNT 1 – FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (Category A Felony – NRS 200.010, 200.030, 193.165); COUNTS 2 & 3 – CHILD ABUSE, NEGLECT, OR ENDANGERMENT (Category B Felony – NRS 200.508(1), and COUNT 4 – OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (Category B Felony – NRS 202.360); thereafter, on the 19th day of April, 2018, the Defendant was present in court for sentencing with his counsel RYAN BASHOR, Deputy Public Defender, and KAMBIZ SHAYGAN-FATEMI, Deputy Public Defender, and good cause appearing,

THE DEFENDANT IS HEREBY ADJUDGED guilty of said crime as set forth in the jury's verdict and, in addition to the \$25.00 Administrative Assessment Fee,

Jury Trial
☐ Dismissed (during trial)
☐ Acquittal
☐ Guilty Plea with Sent. (during trial)
☒ Conviction

1 \$150.00 DNA Analysis fee, including testing to determine genetic markers, waived if
2 previously ordered or taken, \$750.00 Indigent Defense Civil Assessment Fee, \$3.00
3 DNA Collection Fee, \$300.00 Extradition fee, and \$4,467.61 payable to Victims of
4 Crime, the Defendant is SENTENCED as follows:

5 COUNT 1 - TO LIFE in the Nevada Department of Corrections with eligibility for
6 parole after a MINIMUM of TWENTY (20) YEARS has been served; plus a
7 CONSECUTIVE SENTENCE of a MINIMUM NINETY-SIX (96) MONTHS and a
8 MAXIMUM of TWO HUNDRED FORTY (240) MONTHS for the Deadly Weapon
9 enhancement, with an AGGREGATE sentence of LIFE in the Nevada Department of
10 Corrections with eligibility for parole after a MINIMUM of THREE HUNDRED THIRTY-
11 SIX (336) MONTHS has been served;

12 COUNT 2 - A MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of
13 SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC);
14 CONSECUTIVE to COUNT 1;

15 COUNT 3 - A MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of
16 SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC);
17 CONCURRENT to COUNT 2;

18 COUNT 4 - A MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of
19 SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC);
20 CONSECUTIVE to COUNT 2; with a TOTAL AGGREGATE sentence of LIFE in the
21 Nevada Department of Corrections (NDC) with eligibility for parole beginning after a
22 MINIMUM of THREE HUNDRED EIGHTY-FOUR (384) MONTHS has been served,
23 with EIGHT HUNDRED TWENTY-SIX (826) DAYS credit for time served.

24
25 DATED this 23rd day of April, 2018.

26
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DOUGLAS W. HERNDON
DISTRICT JUDGE

msf

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 11, 2016

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

April 11, 2016 10:00 AM Initial Arraignment

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- DEFT. NEWSON JR., ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE.
COURT ORDERED, matter set for trial. COURT FURTHER ORDERED, counsel has 21 days from the
filing of the preliminary transcript to file any writs.

CUSTODY

8/18/16 9:30 A.M. CALENDAR CALL (DEPT. 21)

8/22/16 9:30 A.M. JURY TRIAL (DEPT. 21)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 18, 2016

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

August 18, 2016 9:30 AM All Pending Motions

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

COURT CLERK: Jill Chambers

RECORDER: Susan Schofield

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Graham, Elana L.	Attorney
	Newson Jr, Vernon	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- CALENDAR CALL...DEFT'S MOTION TO CONTINUE TRIAL DATE

COURT ORDERED, MOTION GRANTED and RESET TRIAL DATES.

CUSTODY

3/23/17 9:30 AM CALENDAR CALL

3/27/17 9:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 09, 2017

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

March 09, 2017 9:30 AM Motion to Continue Trial

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

COURT CLERK: Jill Chambers

RECORDER: Susan Schofield

REPORTER:

PARTIES

PRESENT:	Newson Jr, Vernon	Defendant
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- Mr. Shaygan-Fatemi requested a continuance to October. Ms. Weckerly made no objection with continuance. COURT SO ORDERED.

CUSTODY

10/19/17 9:30 AM CALENDAR CALL

10/23/17 9:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 12, 2017

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

October 12, 2017 9:30 AM Motion to Continue Trial

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

COURT CLERK: Jill Chambers

RECORDER: Susan Schofield

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- Mr. Bashor stated he was still wrapping up his investigation and was waiting on an offer. Colloquy regarding trial readiness and scheduling. Court SET trial date and CONTINUED MATTER to further discuss offers and reports from experts.

CUSTODY

CONTINUED TO 11/9/17 9:30 AM

2/8/18 9:30 AM CALENDAR CALL

2/12/18 9:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 09, 2017

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

**November 09, 2017 9:30 AM Status Check: Trial
Readiness**

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

COURT CLERK: Jill Chambers

RECORDER: Susan Schofield

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Upon inquiry of the Court, the Deft. stated he understood the offer extended by the State and rejected it. Mr. Portz stated that he provided all discovery and there was nothing else outstanding at the time. Court CONTINUED STATUS CHECK.

CUSTODY

CONTINUED TO: 1/11/18 9:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 11, 2018

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

**January 11, 2018 9:30 AM Status Check: Trial
Readiness**

HEARD BY: Adair, Valerie

COURTROOM: RJC Courtroom 11C

COURT CLERK: Jill Chambers

RECORDER: Susan Schofield

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Bashor stated there was a file review scheduled for 1/12/18 but everything else was completed. Upon the Court's inquiry, Mr. Bashor stated that the filing of any further reports would depend on the file review. Court directed counsel to place the matter back on calendar if any issues arise.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 08, 2018

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

February 08, 2018 9:30 AM All Pending Motions

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

COURT CLERK: Jill Chambers

RECORDER: Susan Schofield

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- CALENDAR CALL....DEFT'S MOTION TO BIFURCATE COUNT 2....DEFT'S MOTION TO COMPEL PRODUCTION OF DISCOVERY AND BRADY MATERIAL...DEFT'S MOTION IN LIMINE

Court made the following rulings:

Calendar Call CONTINUED to the following day to determine when and where trial will be heard;

Motion to Bifurcate, GRANTED;

Deft's Discovery Motion, GRANTED as to Brady and statutory material;

Deft's Motion in Limine, GRANTED in its entirety as UNOPPOSED.

CUSTODY

CONTINUED TO: 2/9/18 9:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 09, 2018

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

February 09, 2018 9:00 AM Calendar Call

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

COURT CLERK: Natalie Ortega

RECORDER: Susan Schofield

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- Court informed counsel the trial would be on Thursday or Friday in Department 3, Judge Herndon. Ms. Weckerly indicated there would be 15 witnesses and including the penalty phase the trial would conclude by Friday the following week. **CONFERENCE AT THE BENCH.** Court directed the attorneys to coordinate with Judge Herndon's Judicial Executive Assistant regarding the start time for trial on Thursday. **COURT ORDERED,** trial SET to begin Thursday, February 15th in Department 3; time to be determined by Department 3.

CUSTODY

2/15/18 TIME: TBD - JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 16, 2018

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

February 16, 2018 3:00 AM Minute Order

HEARD BY: Herndon, Douglas W.

COURTROOM: RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- The instant case is a Homicide Team case currently assigned to District Court Department 21. The parties in the instant case are ready for trial. DC 21 is unfortunately unable to hear the trial due to its involvement in a separate ongoing lengthy trial.

EDCR 1.30 (15) gives the Chief Judge of the Eighth Judicial District Court the authority to reassign cases between departments as convenience or necessity requires. EDCR 1.30 (11) also states that the Chief Judge must appoint a Judge to preside over the Criminal Division of the Court. EDCR 1.31 gives the Criminal Presiding Judge the authority to reassign pending criminal cases from one department to another. As with EDCR 1.30(15), the Presiding Criminal Judge's decision on reassigning pending criminal cases should be done as convenience and necessity require.

DC 3 is available to hear the trial. This court finds that convenience and necessity justify the reassignment of the instant matter to DC 3. Therefore, based on the totality of circumstances present, this Court, as Criminal Presiding Judge, ORDERS, pursuant to EDCR 1.31, the reassignment of the instant case to DC 3. The matter was scheduled to proceed to trial on February 15, 2018, however due to a family emergency involving one of the attorneys, it was agreed by all to delay the start date with an eye toward proceeding to trial on February 22, 2018. The matter will be placed on calendar in DC 3 for status check on trial on February 20, 2018.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 20, 2018

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

February 20, 2018 9:00 AM Status Check: Trial Setting

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

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- Court stated parties had discussions in chambers where they indicated they are ready to proceed to trial. Parties further requested video testimony be done tomorrow with a witness to preserve testimony should she not be available for trial. Ms. Weckerly concurred, noting witness is Zaharia Marshall. COURT ORDERED, hearing and trial SET.

CUSTODY

2/21/18 3:00 PM DEPOSITION

2/22/18 10:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 21, 2018

C-16-313919-1	State of Nevada
	vs
	Vernon Newson Jr

February 21, 2018 2:00 PM Hearing

HEARD BY: Herndon, Douglas W.

COURTROOM: RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- Court stated matter is on calendar to preserve testimony of a witness. Conference at the Bench. Exclusionary Rule INVOKED. Testimony and Exhibits presented. (See worksheets). Discussion regarding testimony. Ms. Bashor advised the State is willing to waive the penalty hearing. Ms. Weckerly concurred.

CUSTODY

2/22/18 10:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 22, 2018

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

February 22, 2018 10:30 AM Jury Trial

HEARD BY: Herndon, Douglas W.

COURTROOM: RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- Amended Information and Stipulation and Order FILED IN OPEN COURT.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Ms. Weckerly advised Amended Information removed the ex-felon in possession of firearm charge. Defense had no opposition. Mr. Hendricks advised defendant has stipulated to waive the penalty hearing and provided copy of stipulation and order. Court reviewed stipulation and order with the defendant and SIGNED IN OPEN COURT.

PROSPECTIVE JURORS PRESENT: Introductions by Court and counsel. Clerk called roll. Voir dire commenced.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Challenges for cause noted for the

record.

PROSPECTIVE JURORS PRESENT: Voir dire continues. Evening recess.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Discussion regarding challenges for cause.

CUSTODY

CONTINUED TO: 2/23/18 10:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 23, 2018

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

February 23, 2018 10:30 AM Jury Trial

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

COURT CLERK: Kory Schlitz

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS
Challenges for cause expressed.

PROSPECTIVE JURORS PRESENT
Voir Dire continued.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS
Counsel completed their peremptory challenges.

JURORS PRESENT

Jury selected and sworn. Clerk read the Amended Information. Opening statements by Mr. Portz and Mr. Shaygan-Fatemi. Testimony and Exhibits presented. (See Worksheets.)

Court recessed for the evening and directed Jurors to return Monday.

OUTSIDE THE PRESENCE OF THE JURORS

Colloquy regarding trial scheduling and Jury Instructions. Court advised Jury Instructions will be reviewed on Monday after the end of trial.

CUSTODY

CONTINUED TO: 2/26/18 10:30 A.M.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 26, 2018

C-16-313919-1	State of Nevada
	vs
	Vernon Newson Jr

February 26, 2018 10:30 AM Jury Trial

HEARD BY: Herndon, Douglas W.

COURTROOM: RJC Courtroom 16C

COURT CLERK: Kory Schlitz

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- JURY PRESENT: Testimony and Exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY: Court advised defendant his right to not testify.

JURY PRESENT: Testimony and Exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY: Arguments by Mr. Bashor as to Voluntary Manslaughter instruction. Ms. Weckerly argued in opposition. Court stated there is not enough evidence right now that meets the standard, therefore, instruction is denied.

JURY PRESENT: Testimony and Exhibits presented. (See worksheets). State rested. Defense rested. Evening recess.

OUTSIDE THE PRESENCE OF THE JURY: Jury Instructions settled on the record. Defense proposed jury instructions marked as a court exhibit.

CUSTODY

CONTINUED TO: 2/27/18 11:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 27, 2018

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

February 27, 2018 10:30 AM Jury Trial

HEARD BY: Herndon, Douglas W.

COURTROOM: RJC Courtroom 16C

COURT CLERK: Kory Schlitz

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- Second Amended Information FILED IN OPEN COURT.

OUTSIDE THE PRESENCE OF THE JURY: Jury Instructions settled on the record.

JURY PRESENT: Jury Instructions read. Closing arguments by counsel. Jury retired to begin deliberations at the hour of 1:00 p.m.

CONTINUED TO: 2/28/18 10:00 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 28, 2018

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

February 28, 2018 10:00 AM Jury Trial

HEARD BY: Herndon, Douglas W.

COURTROOM: RJC Courtroom 16C

COURT CLERK: Deborah Miller

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- THIRD AMENDED INFORMATION FILED IN OPEN COURT

OUTSIDE THE PRESENCE OF THE JURY: Court noted for the record question asked by the jury during deliberations. Jury Instructions settled on the record. State filed Third Amended Information including the Ownership or Possession of Firearm by Prohibited Person. Parties agreed to only admit the Judgment of Conviction and exclude other Court documents.

JURY PRESENT: Jury returned with the following verdicts at the hour of 11:07 a.m.

COUNT 1 - GUILTY of FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON

COUNT 2- GUILTY of CHILD ABUSE, NEGLECT OR ENDANGERMENT (MAJOR NEWSON)

COUNT 3- GUILTY of CHILD ABUSE, NEGLECT, OR ENDANGERMENT (BRANDON BERGER)

Jury polled. Court read Third Amended Information. Jury Instructions read. Closing arguments by counsel. Exhibit presented and admitted. State and defense rested. Jury retired to begin deliberations at 11:23 a.m. Jury returned with the following verdict at 11:48 a.m.

COUNT 4 - GUILTY of OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON

OUTSIDE THE PRESENCE OF THE JURY: Defense moved for a directed verdict due to lack of evidence. Court DENIED request, noting there was sufficient evidence. Verdicts will stand. COURT FURTHER ORDERED, matter referred to the Division of Parole and Probation (P&P) and set for Sentencing. COURT FURTHER ORDERED, bail STANDS.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 19, 2018**

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

April 19, 2018 9:00 AM Sentencing

HEARD BY: Herndon, Douglas W.**COURTROOM:** RJC Courtroom 16C**COURT CLERK:** Deborah Miller**RECORDER:** Sara Richardson**REPORTER:****PARTIES**

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	PORTZ, KENNETH	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- Mr. Bashor stated there was not a danger evaluation done, however, the defense is prepared to waive it. Discussion regarding charge on Pre-Sentence Investigation Report (PSI). State had no opposition to striking language. COURT ORDERED, last line on page 4 that states the following: WA: Murder: Second Degree On Peace Officer, Fugitive From Justice: Arrest Without Warrant STRICKEN. Court stated defense may prepare an order. Court stated danger evaluation WAIVED. DEFT NEWSON ADJUDGED GUILTY of COUNT 1 - MURDER WITH USE OF A DEADLY WEAPON (F), COUNT 2 - CHILD ABUSE, NEGLECT OR ENDANGERMENT (F), COUNT 3 - CHILD ABUSE, NEGLECT OR ENDANGERMENT (F), and COUNT 4 - OWNERSHIP OR POSSESSION OF A FIREARM BY PROHIBITED PERSON (F). Mr. Portz advised there will be one victim speaker today, however, there are several family members present. Arguments by Mr. Portz. Statement by Defendant. Arguments by Mr. Bashor. Victim Speaker sworn and testified. COURT ORDERED, in addition to the \$25.00 Administrative Assessment Fee, \$150.00 DNA Analysis Fee including testing to determine genetic markers, waived if previously ordered and/or taken, \$750.00

Indigent Defense Civil Assessment Fee, \$3.00 DNA Collection Fee, \$4,467.61 Restitution payable to Victims of Crime, and a \$300.00 Extradition Fees, Deft. SENTENCED on COUNT 1 to a term of LIFE in the Nevada Department of Corrections (NDC) with eligibility for parole beginning after a minimum of TWENTY (20) YEARS has been served, plus a CONSECUTIVE sentence of a MINIMUM of NINETY-SIX (96) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS for the Deadly Weapon Enhancement, with a total AGGREGATE sentence of LIFE with eligibility of parole after a MINIMUM of THREE HUNDRED THIRTY-SIX (336) MONTHS has been served. As to COUNT 2 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to COUNT 1, As to COUNT 3 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with Count 2, As to COUNT 4 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to Count 2, with a TOTAL AGGREGATE sentence of a term of LIFE in the Nevada Department of Corrections (NDC), with eligibility of parole beginning after a minimum of THREE HUNDRED EIGHTY-FOUR (384) MONTHS has been served, with EIGHT HUNDRED TWENTY-SIX (826) DAYS credit for time served. BOND, if any, EXONERATED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 07, 2019

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

November 07, 2019 9:00 AM Status Check: Reset Trial Reset Trial per
Date Supreme Court Order

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

COURT CLERK: Kory Schlitz

RECORDER: Jill Jacoby

REPORTER:

PARTIES

PRESENT: Bashor, Ryan Attorney
 Shaygan-Fatemi, Kambiz Attorney
 State of Nevada Plaintiff
 Weckerly, Pamela C. Attorney

JOURNAL ENTRIES

- Defendant not present and in custody in the Nevada Department of Corrections.

COURT STATED both parties are seeking a rehearing and ORDERED, matter CONTINUED.

NDC

CONTINUED TO: 2/5/20 9:30 A.M.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 05, 2020

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

**February 05, 2020 9:30 AM Status Check: Reset Trial Reset Trial per
Date Supreme Court Order**

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

COURT CLERK: Kory Schlitz

RECORDER: Trisha Garcia

REPORTER:

PARTIES

PRESENT: Bashor, Ryan Attorney
PORTZ, KENNETH Attorney
State of Nevada Plaintiff

JOURNAL ENTRIES

- Mr. Bashor stated the Supreme Court rejected the State reconsideration, and they are just waiting a decision on the Defense's, and requested the matter be continued. COURT ORDERED, matter CONTINUED; and DIRECTED the State to prepare a Transport Order.

NDC

CONTINUED TO: 3/18/2020 9:30 A.M.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 19, 2020**

C-16-313919-1

State of Nevada

vs

Vernon Newson Jr

June 19, 2020**1:45 PM****Status Check: Reset Trial
Date****Reset Trial per
Supreme Court Order****HEARD BY:** Herndon, Douglas W.**COURTROOM:** RJC Courtroom 16C**COURT CLERK:** Kory Schlitz**RECORDER:** Stacey Ray**REPORTER:****PARTIES****PRESENT:**

Newson Jr, Vernon

Defendant

PORTZ, KENNETH

Attorney

Shaygan-Fatemi, Kambiz

Attorney

State of Nevada

Plaintiff

JOURNAL ENTRIES

- Mr. Shaygan-Fatemi requested the trial date be set. Mr. Portz stated the matter was litigation before the Nevada Supreme Court, who confirmed the matter will only proceed on the Murder charge only. COURT ORDERED, trial date SET; status check SET.

NDC

8/26/2020 9:30 A.M. STATUS CHECK: TRIAL READINESS

12/17/2020 9:00 A.M. CALENDAR CALL

1/4/2021 10:00 A.M. JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 28, 2020

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

**August 28, 2020 1:45 PM Status Check: Trial
Readiness**

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

COURT CLERK: Louisa Garcia

RECORDER: Stacey Ray

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	PORTZ, KENNETH	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Defendant's presence WAIVED, in the Nevada Department of Prisons.

Court noted there was a pending trial date in January. Parties announced ready. Court noted this case was previously tried and reversed on the murder charge; the other charges were upheld. COURT ORDERED, matter SET for status check in Dept. 10,

NDC

9/22/20 9:30 AM STATUS CHECK: STATUS OF CASE (DEPT 10)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 25, 2020

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

September 25, 2020 1:45 PM Status Check

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

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Bashor, Ryan Attorney
 State of Nevada Plaintiff
 Weckerly, Pamela C. Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Mr. Bashor present via video, on behalf of deft. Ms. Weckerly present via video, on behalf of the State, through Bluejeans technology.

Deft. not present. Counsel agreed to waive deft's presence. Upon Court's inquiry, Mr. Weckerly advised this is a retrial and they are ready. Court so noted. COURT ORDERED, status check CONTINUED to the date given. Mr. Bashor advised deft. would like to be here on the next date. Ms. Weckerly to do an order to transport.

NDC

11/13/20 1:45 P.M. STATUS CHECK: TRIAL READINESS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 16, 2020

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

November 16, 2020 8:30 AM Status Check

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

COURT CLERK: Ro'Shell Hurtado

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Lexis, Chad N. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Deft. not present. COURT ORDERED, matter CONTINUED; State to prepare transport Order for Deft.

NDC

CONTINUED TO 11/20/2020 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 20, 2020

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

November 20, 2020 1:45 PM Status Check

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

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Ms. Weckerly present on behalf of the State, via video. Mr. Bashor present via video, on behalf of deft.

Deft. not present. Court noted the Court got a call from the prison that the prison is not transporting defts. right now. Upon Court's inquiry, as to status of trial readiness, Mr. Bashor advised this is a re-trial and counsel can be ready. Court noted the Court is still getting through the invoked, in custody defts and deft has waived. Colloquy regarding trial dates. COURT ORDERED, trial date VACATED and RE-SET on the date given. Mr. Bashor advised deft. wants to be transported for the next date. COURT FURTHER ORDERED, State to prepare an order to transport.

NDC

01/15/21 1:45 P.M. STATUS CHECK: TRIAL READINESS

PRINT DATE: 08/05/2021

Page 31 of 49

Minutes Date: April 11, 2016

04/20/21 9:30 A.M. CALENDAR CALL

05/03/21 10:30 A.M. JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 19, 2021

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

**March 19, 2021 8:30 AM Status Check: Trial
Readiness**

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

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- All parties present via BlueJeans.

Court noted the matter is set for Jury Trial on May 3rd and it is highly unlikely it will go to trial on that date. Mr. Bashor advised they are ready to go to trial. Upon Court's inquiry, Mr. Bashor agreed to come back at the time of Calendar Call and see where they are at. Court noted they will still be doing in custody invoked cases. COURT ORDERED, matter CONTINUED.

NDC

CONTINUED TO: 4/16/21 8:30 AM

CLERK'S NOTE: Minutes prepared upon a review of the JAVS recording. /mk 3/31/21

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 16, 2021

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

**April 16, 2021 8:30 AM Status Check: Trial
Readiness**

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

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	Pesci, Giancarlo	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

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

Court noted the court can't accommodate this trial as the court is processing invoked in custody trials first. Mr. Bashor requested to give the soonest date possible. COURT ORDERED, trial date VACATED and RE-SET on the date given.

NDC

07/02/21 8:30 A.M. CALENDAR CALL

07/12/21 10:30 A.M. JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 28, 2021

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

June 28, 2021 8:30 AM Motion

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

COURT CLERK: Haly Pannullo

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Bashor, Ryan Attorney
 State of Nevada Plaintiff
 Weckerly, Pamela C. Attorney

JOURNAL ENTRIES

- Defendant not present. Following arguments by counsel, COURT ORDERED, State's Motion to Appear by Alternative Means GRANTED; State to provide the witnesses with the blue jeans link; State to prepare a transport order for the time of calendar call. COURT FURTHER ORDERED, Defendant's Motion in Limine regarding Face Coverings GRANTED IN PART in regards to while the witness is testifying.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 30, 2021

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

June 30, 2021 8:30 AM Calendar Call

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

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Deft. present via video, from the Jail. Ms. Weckerly present via video, on behalf of the state, through bluejeans technology.

Upon Court's inquiry, both sides announced ready for trial. Ms. Weckerly advised one of the state's witnesses is on vacation and will not be able to testify until 7-19. Court noted trial start date would be 7-13-21. Counsel advised there are 16 witness for the state, and defense has one expert witness. Further, counsel will need 4-5 days for trial. Court so noted and ORDERED, matter SET for central calendar call on the date given. Further, Court noted the Court will remand deft. to CCDC on the central calendar call date.

NDC

07/07/21 2:00 P.M. CENTRAL CALENDAR CALL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 13, 2021

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

July 13, 2021 9:00 AM Jury Trial

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

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Albright, Brandon B.	Attorney
	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Fourth Amended Information submitted and FILED IN OPEN COURT. Stip and Order to have the Court sentence deft., should the Jury return a verdict of guilty, submitted and following review signed and FILED IN OPEN COURT. Colloquy regarding Jury selection process. Upon inquiry by the Court, counsel recited the offer, and deft., rejected that offer.

INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Following introduction by the court, Voir dire commenced.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Cause for challenge arguments by counsel. Court excused named Jurors. Colloquy regarding the Hernandez case that was overturned

by the Supreme Court. Court canvassed deft. on his understanding of the defense his counsels will be presenting in this case.

INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Continued voir dire.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Court stated its concerns regarding Juror number 060's language barriers and lack of understanding. Both sides agreed to excuse named Juror. Named Jurors excused.

INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Continued voir dire.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Mr. Bashor raised challenge for cause as to Juror # 241. There being no opposition, Court excused named Juror.

INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Court noted the additional Jury panel will be here tomorrow, and we are out of Jurors until then. Further, Court admonished the Jury and instructed them to return tomorrow at the given time.

Court adjourned.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 14, 2021

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

July 14, 2021 10:30 AM Jury Trial

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

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Albright, Brandon B.	Attorney
	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: New Panel present. Following introduction by the Court, Voir dire continued. Court excused named panel numbers. Previous panel present. COURT ORDERED, named Jurors excused.

INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Continued Voir dire. COURT ORDERED, named Jurors excused.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Court noted defense counsel's challenges for cause as to Juror numbers 031, 234 There being no opposition, COURT ORDERED, named Jurors excused.

INSIDE THE PRESENCE OF THE PROSPECTIVE JURY: Continued Voir dire. 12 Jurors and 2

Alternates Selected and Sworn. Court thanked and the remaining panel.

OUTSIDE THE PRESENCE OF THE JURY: Argument by Mr. Kambiz-Shaygan regarding two photographs the state is seeking to admit. Opposition by Ms. Weckerly. Court noted the photo has relevance and the Court doesn't believe its prejudicial. Argument by Mr. Bashor regarding defendant's statement and using that in opening statements. Opposition by Ms. Weckerly, advising the state will seek to introduce deft's prior convictions. COURT ORDERED, the Court will allow the statement in as excited utterance and the Court RESERVES ruling on the GIBBS decision regarding the prior convictions. Upon Court's inquiry, Deft is in agreement.

INSIDE THE PRESENCE OF THE JURY: Following instructions by the Court, Opening statements given by Mr. Shaygan-Fatemi and Mr. Albright. State proceeded with its case in chief. Testimony and exhibits presented. (See worksheets). Following testimony, Court admonished the Jury and instructed them to return tomorrow at the given time.

OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding witness schedule. Court directed counsel to e-mail their preliminary Jury instructions to the law clerk by tomorrow.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 15, 2021

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

July 15, 2021

1:30 PM

Jury Trial

HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Albright, Brandon B.	Attorney
	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY: Ms. Weckerly advised the state's witness Winston Reese requested to be by his sister's bedside as she is dying and the defense has agreed to state's request to have his testimony read into the record. COURT SO ORDERED. Counsel stipulated to admit state's exhibits 138-140. COURT SO ORDERED.

INSIDE THE PRESENCE OF THE JURY: State continued with its case in chief. Testimony and exhibits presented. (See worksheets). Court admonished the Jury and instructed them to return tomorrow as the given time.

Court adjourned.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 16, 2021

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

July 16, 2021 10:30 AM Jury Trial

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

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- INSIDE THE PRESENCE OF THE JURY: Defense witness taken out of order. Testimony and exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY: Argument by Mr. Bashor requesting a mistrial. Opposition by Ms. Weckerly. Following arguments, Court Stated its Findings and ORDERED, Motion for Mistrial, DENIED. Argument by Ms. Weckerly in support of bringing in prior statements. Opposition by Mr. Bashor. Following arguments by counsel, Court noted it will allow the prior statements. Colloquy regarding prior JOCs to be read to the Jury. Court noted it will read the JOCs to the Jury and mark as Court's exhibit.

INSIDE THE PRESENCE OF THE JURY: Defendant's Prior JOC's read to the Jury and marked as Court's exhibit. Continued testimony and exhibits presented. (See worksheets). Court admonished

the Jury and instructed them to return on Monday, 7-19-21 at the time given.

OUTSIDE THE PRESENCE OF THE JURY: Court admonished deft. on his right to testify or not and that he doesn't have to decide today. Jury instructions partially settled. Court noted they can finish up Monday. Ms. Weckerly advised that state has one more witness. Court noted it will take a break, should deft. decide to testify, to figure out logistics.

COURT ADJOURNED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 19, 2021

C-16-313919-1 State of Nevada
vs
Vernon Newson Jr

July 19, 2021 10:30 AM Jury Trial

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

COURT CLERK: Christopher Darling

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Albright, Brandon B.	Attorney
	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY

Colloquy regarding anticipated testimony and evidence. Jury instructions settled. After Verdict, COURT ORDERED, Sentencing SET.

JURY PRESENT

Testimony and exhibits presented (see worksheets). CONFERENCE AT BENCH. State rested. Defense rested. Jury instructions read. Closing arguments. CONFERENCE AT BENCH. Jury retired to deliberate. 4:22 p.m., Jury returned with the verdict of Guilty of First Degree Murder with Use of a Deadly Weapon. Jury polled.

NDOC

7/30/21 8:30 AM SENTENCING

PRINT DATE: 08/05/2021

Page 46 of 49

Minutes Date: April 11, 2016

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 30, 2021**

C-16-313919-1 State of Nevada
 vs
 Vernon Newson Jr

July 30, 2021 8:30 AM Sentencing

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

COURT CLERK: Teri Berkshire

RECORDER: Angelica Michaux

REPORTER:

PARTIES

PRESENT:	Bashor, Ryan	Attorney
	Newson Jr, Vernon	Defendant
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

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

DEFT NEWSON ADJUDGED GUILTY of COUNT 1 - FIRST DEGREE MURDER WITH USE OF A DEADLY WEAPON (F), Arguments by counsel. Statements by deft. Victim speaker Sworn statements given. Matter submitted. COURT ORDERED, in addition to the \$25.00 Administrative Assessment Fee, DNA Analysis Fee including testing to determine genetic markers, WAIVED, if previously ordered and/or taken, \$250.00 Indigent Defense Civil Assessment Fee, \$3.00 DNA Collection Fee, \$4,467.61 Restitution payable to Victims of Crime, and a \$300.00 Extradition Fees, Deft. SENTENCED on COUNT 1 to a term of LIFE in the Nevada Department of Corrections (NDC) with eligibility for parole beginning after a minimum of TWENTY (20) YEARS has been served, plus a CONSECUTIVE sentence of a MINIMUM of NINETY-SIX (96) MONTHS and a MAXIMUM of TWO HUNDRED FORTY (240) MONTHS for the Deadly Weapon Enhancement.

PREVIOUSLY ORDERED

DEFT ADJUDGED GUILTY of COUNT 2 - CHILD ABUSE, NEGLECT OR ENDANGERMENT (F), COUNT 3 - CHILD ABUSE, NEGLECT OR ENDANGERMENT (F), and COUNT 4 - OWNERSHIP OR POSSESSION OF A FIREARM BY PROHIBITED PERSON (F). COURT ORDERED As to COUNT 2 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to COUNT 1, As to COUNT 3 - a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONCURRENT with Count 2, As to COUNT 4 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SEVENTY-TWO (72) MONTHS in the Nevada Department of Corrections (NDC), CONSECUTIVE to Count 2.

COURT FURTHER ORDERED, TOTAL AGGREGATE sentence of a term of LIFE in the Nevada Department of Corrections (NDC), with eligibility of parole beginning after a minimum of THREE HUNDRED EIGHTY-FOUR (384) MONTHS has been served, with 2024 DAYS credit for time served.

BOND, if any, EXONERATED.

EXHIBIT(S) LIST

Case No.: **C313919**

Hearing Date: 2/21/18

Dept. No.: **3**

Judge: Douglas Herndon

Court Clerk: Sebbie Miller

Plaintiff: **State of Nevada**

Recorder: Sana Richardson

Counsel for Plaintiff: Pam Weckerly +

Kenneth Portz

vs.

Defendant: **Vernon Newson Jr.**

Counsel for Defendant: Ryan Bashon,

+ Kambiz Shaygan-Fatemi

HEARING BEFORE THE COURT

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
1	Photo	2/21/18	No	2/21/18
2	Photo			
3	Photo			
4	Photo			
5	Photo			
6	Photo			
7	Photo			
8	Photo			
9	Photo			

EXHIBIT(S) LIST

Case No.: C313919

Hearing / Trial Date: February 22, 2018

Dept. No.: 3

Judge: Douglas Herndon

Court Clerk: Debbie Miller

Plaintiff: The State of Nevada

Recorder / Reporter: Sara Richardson

Counsel for Plaintiff: Pam Weckerly & Kenneth Portz

vs.

Defendant: Vernon Newson Jr.

Counsel for Defendant: Ryan Bashor & Kambiz Shaygan-Fetemi

HEARING / TRIAL BEFORE THE COURT

State's EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
1.	Photo - Las Vegas Area Map	2/26/18	stop	2/26/18
2.	Photo - Clark County 15 Lamb Highway Exit	2/23/18	no	2/23/18
3.	Photo - Clark County Highway	2/26/18	no	2/26/18
4.	Photo - Exit Ramp - Scene of Accident	2/26/18	stop	2/26/18
5.	Photo - Accident Scene			
6.	Photo - Evidence Log			
7.	Photo - Street View			
8.	Photo - Street View	2/23/18	no	2/23/18
9.	Photo - Street View	2/26/18	stop	2/26/18
10.	Photo - Street View #1			
11.	Photo - Street View #1 Bullet			
12.	Photo - Street View			
13.	Photo - Street View			
14.	Photo - Street View #2			
15.	Photo - Street View #3&4			

EXHIBIT(S) LIST

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
16.	Photo - Street View #3	2/26/18	stip	2/26/18	AS
17.	Photo - Street View #3 HTC Phone				AS
18.	Photo - HTS Phone (up close)				AS
19.	Photo - Street View #4				AS
20.	Photo - Street View #4 Shirt				AS
21.	Photo - Street View - Blood Splatter				AS
22.	Photo - Street View #5				AS
23.	Photo - Street View #5 Bullet				AS
24.	Photo - Street View #6				AS
25.	Photo - Street View #6 Bullet				AS
26.	Photo - Street View				AS
27.	Photo - Street View #7&8				AS
28.	Photo - Street View #7 Bullet				AS
29.	Photo - Street View #8 Bullet				AS
30.	Photo - Street View #9&10				AS
31.	Photo - Street View #9 Bullet				AS
32.	Photo - Street View #10 Bullet				AS
33.	Photo - Street View #11				AS
34.	Photo - Street View #11 Bullet				AS
35.	Photo - Street View #6				AS
36.	Photo - Street View #A				AS
37.	Photo - Street View #B				AS
38.	Photo - Street View #C				AS
39.	Photo - Street View				AS
40.	Photo - Street View #D				AS
41.	Photo - Street View Blood Splatter				AS
42.	Photo - Street View #12E				AS
43.	Photo - Street View #F				AS

EXHIBIT(S) LIST

44.	Photo - Street View #G	2/26/18	skip	2/26/18	PH
45.	Photo - Autopsy Photo	2/23/18	skip	2/23/18	PH
46.	Photo - Autopsy Photo				PH
47.	Photo - Autopsy Photo				PH
48.	Photo - Autopsy Photo				PH
49.	Photo - Autopsy Photo				PH
50.	Photo - Autopsy Photo				PH
51.	Photo - Autopsy Photo				PH
52.	Photo - Autopsy Photo				PH
53.	Photo - Autopsy Photo				PH
54.	Photo - Autopsy Photo				PH
55.	Photo - Autopsy Photo				PH
56.	Photo - Autopsy Photo				PH
57.	Photo - Autopsy Photo				PH
58.	Photo - Autopsy Photo				PH
59.	Photo - Autopsy Photo				PH
60.	Photo - Autopsy Photo				PH
61.	Photo - Autopsy Photo				PH
62.	Photo - Autopsy Photo				PH
63.	Photo - Autopsy Photo				PH
64.	Photo - Autopsy Photo				PH
65.	Photo - Autopsy Photo				PH
66.	Photo - Autopsy Photo				PH
67.	Photo - Autopsy Photo				PH
68.	Photo - Autopsy Photo				PH
69.	Photo - Autopsy Photo				PH
70.	Photo - Autopsy Photo				PH
71.	Photo - Autopsy Photo				PH
72.	Photo - Autopsy Photo	2/23/18	skip	2/23/18	PH

EXHIBIT(S) LIST

73.	Photo - Autopsy Photo	2/23/18	Stip	2/23/18	MS
74.	Photo - Autopsy Photo	↓	↓	↓	MS
75.	Photo - Autopsy Photo	↓	↓	↓	MS
76.	Photo - Autopsy Photo	↓	↓	↓	MS
77.	Photo - Autopsy Photo	↓	↓	↓	MS
78.	Photo - Autopsy Photo	↓	↓	↓	MS
79.	Photo - Autopsy Photo	↓	↓	↓	MS
80.	Photo - Autopsy Photo	↓	↓	↓	MS
81.	Photo - X-Ray Photo (Head)	↓	↓	↓	MS
82.	Photo - X-Ray Photo (Chest)	↓	↓	↓	MS
83.	Photo - X-Ray Photo (Shoulder)	↓	↓	↓	MS
84.	Photo - X-Ray Photo (Arm)	2/23/18	Stip	2/23/18	MS
85.	Photo - Clothes	2/26/18	Stip	2/26/18	MS
86.	Photo - Clothes	↓	↓	↓	MS
87.	Photo - Cell Phone	↓	↓	↓	MS
88.	Photo - Cell Phone	↓	↓	↓	MS
89.	Photo - Cell Phone	↓	↓	↓	MS
90.	Photo - House	2/23/18	no	2/23/18	MS
91.	Photo - Laundry Room	2/23/18	no	2/23/18	MS
92.	Photo - Laundry Room (Bullets)	2/23/18	no	2/23/18	MS
93.	Photo - Bullet	2/23/18	no	2/23/18	MS
94.	Photo - Car Seat	2/23/18	no	2/23/18	MS
95.	Photo - Car Seat	↓	↓	↓	MS
96.	Photo - Diaper Bag	↓	↓	↓	MS
97.	Photo - Childs Pant Leg with Blood	↓	↓	↓	MS
98.	Photo - Diaper Bag	↓	↓	↓	MS
99.	Photo - Car Seat	2/23/18	no	2/23/18	MS
100.	Photo - Car Seat without Cover	2/23/18	no	2/23/18	MS
101.	Photo - Car Seat Handle #4	2/23/18	no	2/23/18	MS

EXHIBIT(S) LIST

102.	Photo - #4 Q-Tip	2/23/18	no	2/23/18	PH
103.	Photo - Diaper Bag contents	↓	↓	↓	PH
104.	Photo - #5 Baby Bottle	↓	↓	↓	PH
105.	Photo - Baby Bottle	↓	↓	↓	PH
106.	Photo - Table of Evidence	2/23/18	no	2/23/18	PH
107.	Photo - #6 Purse and contents	↓	↓	↓	PH
108.	Photo - Envelope	↓	↓	↓	PH
109.	Photo - #7&8 Nevada ID & Cash	2/23/18	no	2/23/18	PH
110.	Photo - #9	↓	↓	↓	PH
111.	Photo - #10	↓	↓	↓	PH
112.	Photo - baby (Major)	2/23/18	no	2/23/18	PH
113.	Photo - Street of Metro Police Car	2/26/18	slip	2/26/18	PH
114.	Photo - House View from Street	↓	↓	↓	PH
115.	Photo - House Front Porch	↓	↓	↓	PH
116.	Photo - House Front Porch with blood	↓	↓	↓	PH
117.	Photo - Evidence Bag	↓	↓	↓	PH
118.	Photo - Contents of Evidence Bag	2/26/18	slip	2/26/18	PH
119.	Photo - Contents of Evidence Bag	↓	↓	↓	PH
120.	Photo - Contents of Evidence Bag	↓	↓	↓	PH
121.	Photo - Contents of Evidence Bag	↓	↓	↓	PH
122.	Photo - Evidence Bag	↓	↓	↓	PH
123.	Photo - Evidence Bag	↓	↓	↓	PH
124.	Photo - Contents of Evidence Bag	↓	↓	↓	PH
125.	Photo - Contents of Evidence Bag	↓	↓	↓	PH
126.	Photo - Contents of Evidence Bag	↓	↓	↓	PH
127.	Photo - Contents of Evidence Bag	↓	↓	↓	PH
128.	Photo - Contents of Evidence Bag	↓	↓	↓	PH
129.	Photo - Contents of Evidence Bag	↓	↓	↓	PH
130.	Photo - Evidence Bag from Claremont Police	↓	↓	↓	PH

EXHIBIT(S) LIST

131.	Photo – Evidence Bag Back picture	2-26-18	Stop	2-26-18	MS
132.	Photo – Contents of Evidence Bag				MS
133.	Photo – Evidence Bag from Claremont Police	2/26/18	Stop	2/26/18	MS
134.	Photo – Evidence Bag RH3981				MS
135.	Photo - Evidence Bag from Claremont Police				MS
136.	Photo - Bullet				MS
137.	Photo - Evidence Bag RH3981				MS
138.	Photo – Evidence Bag #16 from Claremont Police				MS
139.	Photo - Bullet				MS
140.	Photo - Report				MS
141.	Photo – Mug Shot				MS
142.	Photo – Claremont Police Department Arrest Report				MS
143.	Photo – RH 3981				MS
144.	Photo - #19 Money				MS
145.	Photo - #21 Back of Watch				MS
146.	Photo – Watch band				MS
147.	Photo - #21 & #22				MS
148.	Photo – Street View Kia	2/26/18	YLO	2/26/18	MS
149.	Photo - Street View Kia	2/26/18	Stop	2/26/18	MS
150.	Photo – Back Left Light of Kia				MS
151.	Photo – Back Left Rear Tire of Kia				MS
152.	Photo –Side view of Kia (body)				MS
153.	Photo – Side view of Kia (Front)				MS
154.	Photo – Front view of Kia				MS
155.	Photo – Rear End view of Kia				MS
156.	Photo - Drivers Seat of Kia				MS
157.	Photo – Back Seat of Kia				MS
158.	Photo – Trunk Space of Kia				MS
159.	Photo – Drivers side door inside Kia				MS

EXHIBIT(S) LIST

160.	Photo – inside Kia door handle	2-26-18	stip	2-26-18	AB
161.	Photo – Back seat door inside Kia				AB
162.	Photo - Back seat door inside Kia				AB
163.	Photo - Back seat door inside Kia				AB
164.	Photo - Back seat door inside Kia				AB
165.	Photo - Back seat inside Kia				AB
166.	Photo – Seat belt buckle inside Kia				AB
167.	Photo – Seat belt buckle with blood inside Kia				AB
168.	Photo - Back seat inside Kia				AB
169.	Photo –Inside Kia with police markers				AB
170.	Photo - #1 Canes recipet				AB
171.	Photo - #4 & #5 Inside Kia drink holder				AB
172.	Photo -#7 Inside Kia door panel				AB
173.	Photo – Inside Kia back seat with police markers				AB
174.	Photo - #8,9,10,11				AB
175.	Photo - #12				AB
176.	Photo - #13 Shoes				AB
177.	Photo - #14 Snow Cap				AB
178.	Photo - #16 & #17				AB
179.	Photo - #15				AB
180.	Photo -#18 Car Seat inside Kia				AB
181.	Photo -#19 Back Seat with Car Seat inside Kia				AB
182.	Photo - #20 #21 trunk space of Kia				AB
183.	Photo - #20 #21 trunk space of Kia				AB
184.	Photo -#20				AB
185.	Photo -# 31, 32, 33 Passenger side front seat inside Kia				AB
186.	Photo -#33 Passenger Seat Belt Buckle				AB
187.	Photo - #33				AB
188.	Photo - #33				AB

EXHIBIT(S) LIST

189.	Photo - #34 Inside Back Seat of Kia	2-26-18	Stip	2-26-18	AK
190.	Photo - #34 Inside back seat of Kia				AK
191.	Photo - #34 Seat of Kia				AK
192.	Photo - #36 & #35 Floor of inside of Kia				AK
193.	Photo - #36 inside floor of Kia				AK
194.	Photo - #36 Inside Floor of Kia				AK
195.	Photo - #36 Bullet				AK
196.	Photo - #37 Watch				AK
197.	Photo - Cataloged items from inside Kia				AK
198.	Photo - #7 Top of Bullet				AK
199.	Photo - #8 Top of Bullet				AK
200.	Photo - #9 Top of Bullet				AK
201.	Photo - #10 Top of Bullet				AK
202.	Photo - #11 Top of Bullet				AK
203.	Photo - #12 Bullet side view				AK
204.	Photo - #12 Bullet Top view				AK
205.	Photo - #14 White ski cap				AK
206.	Photo - Car Seat				AK
207.	Photo - #20				AK
208.	Photo - #34				AK
209.	Photo - #35 Top of Bullet				AK
210.	Photo - #36				AK
211.	Photo - #24 Drivers Side Door Panel inside Kia with Q-Tip				AK
212.	Photo - #25 Steering Wheel inside Kia with Q-Tip				AK
213.	Photo - #26 Steering Wheel inside Kia with Q-Tip				AK
214.	Photo - #27 Inside Kia Gear Shift with Q-Tip				AK
215.	Photo - #28 Rear view mirror inside Kia with Q-Tip				AK
216.	Photo - #29 Inside Kia Door Panel with Q-Tip				AK
217.	Photo - #30 back seat of Kia				AK

EXHIBIT(S) LIST

218.	Photo – Back of Canes cup	2/26/18	stop	2/26/18	MS
219.	Photo – Side view of Canes cup	2/26/18	stop	2/26/18	MS
220.	Photo – Close up view of Canes cup				MS
221.	Photo – Inside Kia view of back view				MS
222.	Photo – Inside Kia front seat				MS
223.	Photo – Inside back seat of Kia				MS
224.	Photo – Inside front seat of Kia				MS
225.	Photo – Inside front seat of Kia (back view)				MS
226.	Photo – Inside Kia trunk view				MS
227.	Photo - Inside Kia trunk view				MS
228.	Photo – Rear view of Kia				MS
229.	Photo – Back view of Kia				MS
230.	Photo – Back view of Kia				MS
231.	Photo – Car seat Cover				MS
232.	Photo – Baby blanket				MS
233.	Photo – 16-01123 Bullet	2/23/18	no	2/23/18	MS
234.	Photo – 16-01123 Top of Bullet				MS
235.	Photo -16-01123 Bullet fragments				MS
236.	Photo – Top of Bullet				MS
237.	Photo – Top of Bullet				MS
238.	Photo – side view of bullet				MS
239.	Photo – 16-01123 Top of Bullet				MS
240.	Photo – 16-01123 Top of Bullet				MS
241.	Photo – 16-01123 Top of Bullet				MS
242.	Photo – 16-01123 top of Bullet				MS
243.	Photo – 16-01123 Top of Bullet				MS
244.	Photo – Side of bullet				MS
245.	Photo – 16-01123 Top of Bullet	✓	✓	✓	MS
246.	Photo – 16-01123 Top of Bullet	2/23/18	no	2/23/18	MS

EXHIBIT(S) LIST

[illegible]

EXHIBIT(S) LIST

Case No.: **C313919**

Trial Date:

2/23/18

Dept. No.: **3**

Judge:

Douglas Herndon

Court Clerk:

Sebbie Miller

Plaintiff: **State of Nevada**

Recorder:

Sara Richardson

Counsel for Plaintiff:

Pam Weckerly +

vs.

Kenneth Portz

Defendant: **Vernon Newson Jr.**

Counsel for Defendant:

Ryan Bashon
+ Kambiz Shayan-Fatemi

TRIAL BEFORE THE COURT

COURT'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
1	Question from Juror #5	2/23/18	- asked	2/23/18	AK
2	Question from Juror #1	2/23/18	- asked	2/23/18	AK
3	Question from Juror #5	2/23/18	- asked	2/23/18	AK
4	Question from Juror #8	2/26/18	- asked	2/26/18	AK
5	Opening PowerPoint (State)	2/26/18	no	2/26/18	AK
6	Defense Proposed Jury Instructions	2/26/18	no	2/26/18	AK
7	Defense Closing	2/27/18	no	2/27/18	AK
8	Jury Question	2/28/18	no	2/28/18	AK
9	State's closing PowerPoint	2/28/18	no	2/28/18	AK

EXHIBIT(S) LIST

Case No.: C313919

Hearing / Trial Date: 7/13/21

Dept. No.: X

Judge: TIERRA JONES

Court Clerk: TERI BERKSHIRE / Christopher Darling 7-19-2021

Plaintiff: STATE OF NEVADA

Recorder / Reporter: VICTORIA BOYD

Counsel for Plaintiff: P. WECKERLY; B. ALBRIGHT

vs.

Defendant: VERNON NEWSON

Counsel for Defendant: K. SHAYGAN- FATEMI; R. BASHOR

HEARING / TRIAL BEFORE THE COURT

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
1	Photo Ariel of Murder Scene	7-14-21	N	7-14-21	WA
2	Photo nighttime view of roadway murder scene				WA
3	Photo nighttime view of roadway murder scene				WA
4	Photo nighttime view of roadway murder scene				WA
5	Photo number cone on road (murder scene)				WA
6	Photo bullet casing on road				WA
7	Photo bullet casing on road				WA
8	Photo bullet casing on road				WA
9	Photo bullet casing on road				WA
10	Photo bullet casing on road				WA
11	Photo markers on Road				WA
12	Photo bullet pieces on Road				WA
13	Photo marker on Road				WA
14	Photo marker on Road				WA
15	Photo markers/cones on Road				WA
16	Photo marker's blood on Road Swab Kit				WA
17	Photo markers blood on Road				WA

EXHIBIT(S) LIST

Case No: C313919

STATE OF NEVADA

VS.

VERNON NEWSON

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
18	Photo marker blood on road	7-14-21	N	7-14-21	WA
19	Photo marker / cone on road				WA
20	Photo marker bullet on road				WA
21	Photo markers / cones on road				WA
22	Photo marker clothing material on road				WA
23	Photo cell phone, markers / cones on road				WA
24	Photo clothing piece on road				WA
25	Photo marker / cone on road				WA
26	Photo bullet casing on road				WA
27	Photo cone / marker blood on road				WA
28	Photo bullet piece on road				WA
29	Homicide sketch of ^{murder} scene				WA
30	Homicide sketch of ^{murder} scene				WA
31	✓ Homicide legend of scene	✓	✓	✓	WA
32	Photo of vehicle				WA
33	Photo of inside vehicle (driver side)				WA
34	Photo inside vehicle floor (driver side)				WA
35	Photo inside vehicle from driver side				WA
36	Photo inside vehicle middle / gear shift				WA
37	Photo bullet casing inside vehicle				WA
38	Photo bullet casing inside vehicle				WA
39	Photo blood on inside door of vehicle				WA
40	Photo Inside backseat of vehicle				WA
41	Photo bullet on floor inside vehicle				WA
42	Photo bullet casings inside vehicle				WA
43	Photo ✓ blood on backseat of vehicle	✓	✓	✓	WA

EXHIBIT(S) LIST

Case No: _____

VS. _____

EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
44	Photo on backseat of vehicle	7-14-21	N	7-14-21	WA
45	Photo child car seat, blood on backseat of vehicle				WA
46	Photo blood, debris backseat vehicle				WA
47	Photo Inside back of vehicle, items				WA
48	Photo back of vehicle, inside frame				WA
49	Photo bullet hole in vehicle				WA
50	Photo bullet hole in vehicle				WA
51	Photo Markers inside vehicle				WA
52	Photo Markers inside vehicle				WA
53	Photo Markers on seat, glove box vehicle				WA
54	Photo Marker backseat, vehicle				WA
55	Photo Marker car seat with blood				WA
56	Photo Markers inside back of vehicle				WA
57	Photo marker coin purse in vehicle				WA
58	Photo marker floor of vehicle				WA
59	Photo marker Swab kit inside vehicle				WA
60	Photo marker 25 Swab kit in vehicle				WA
61	Photo marker 26 Swab kit in vehicle				WA
62	Photo marker 27 Swab kit in vehicle				WA
63	Photo marker 28 Swab kit in vehicle				WA
64	Photo marker 29 Swab kit in vehicle				WA
65	Photo marker 30 Swab kit in vehicle				WA
66	Photo Markers inside front vehicle				WA
67	Photo Markers inside backseat vehicle				WA
68	Photo Markers bullet casing in vehicle				WA
69	Photo Trajectory markers in vehicle				WA

States

EXHIBITS

CASE NO. C313919

		OFFERED		ADMITTED	
		DATE	OBJ	DATE	DATE
WA	70) Photo Trajectory markers in back seat	7/14/21	Y	N	Y 7/14/21
WA	71) Photo trajectory markers back of seat				
WA	72) Photo trajectory markers ins. de car				
WA	73) Photo trajectory markers in vehicle outside				
WA	74) Photo trajectory markers in vehicle				
WA	75) Photo bullet holes in vehicle				
WA	76) Photo markers, items				
WA	77) Photo bullet casing				
WA	78) Photo bullet casing				
WA	79) Photo bullet casing				
WA	80) Photo bullet casing				
WA	81) Photo bullet casing				
WA	82) Photo bullet				
WA	83) Photo Knit Cap				
WA	84) Photo bullet casing				
WA	85) Photo drink cup, Soda bottle				
WA	86) Aerial Map	7/14/21	Y	N	Y 7/16/21
WA	87) Photo House	7/14/21	Y	N	Y 7/14/21
WA	88) Photo washer, items, clothing				
WA	89) Photo bullets on washer				
WA	90) Photo marker 1, bullets				
WA	91) Photo bullet casing				

States

EXHIBITS

CASE NO. C313919

		OFFERED		ADMITTED		
		DATE	OBJ	DATE	DATE	
WA	92) Photo baby items baby in chair being held	7/14/21	Y	N	Y	7/14/21
WA	93) Photo marker clothing items					
WA	94) Photo clothing items on chair					
WA	95) Photo blood on carseat cover					
WA	96) Photo blood on carseat cover					
WA	97) Photo marker 4 on carseat					
WA	98) Photo swab carseat					
WA	99) Photo diaper bag					
WA	100) Photo diaper bag items					
WA	101) Photo purse, misc. items					
WA	102) Photo, Purse misc items on table					
WA	103) Photo victim license, cash, items					
WA	104) Photo Def birth Certificate					
WA	105) Photo victim gun registration					
WA	106) Photo - keys					
WA	107) Photo wallet					
WA	108) Photo baby on lap - Female	7/14/21	Y	Y	Y	7/14/21
WA	109) Photo Autopsy bag	7/15/21	Y	N	Y	7/15/21
WA	110) Photo Autopsy					
WA	111) Autopsy x-ray					
WA	112) Autopsy x-ray					
WA	113) Autopsy x-ray					

States

EXHIBITS

CASE NO.

			OFFERED		ADMITTED	
			DATE	OBJ	DATE	DATE
WA	114	Photo Autopsy X-ray	7/15/21	Y	N	Y
WA	115	Photo Autopsy				
WA	116	Photo Autopsy				
WA	117	Photo Autopsy				
WA	118	Photo Autopsy				
WA	119	Photo Autopsy				
WA	120	Photo Autopsy				
WA	121	Photo Autopsy				
WA	122	Photo Autopsy				
WA	123	Photo Autopsy				
WA	124	Photo Autopsy				
WA	125	Photo Autopsy				
WA	126	Photo Autopsy				
WA	127	Photo Autopsy				
WA	128	Photo Autopsy				
WA	129	Photo Autopsy				
WA	130	Photo Autopsy				
WA	131	Photo Autopsy				
WA	132	Photo Autopsy				
WA	133	Photo Autopsy				
WA	134	Photo Autopsy				
WA	135	Photo bullet pieces				

States

EXHIBITS

CASE NO. C313919

		OFFERED		ADMITTED	
		DATE	OBJ	DATE	
WA	136 Photo bullet pieces	7/15/21	Y	N	Y
WA	137 Photo of Victim	7/14/21	Y	Y	Y
WA	138 Photo Vehicle in front of house	7/15/21		N	
WA	139 Photo Vehicle side in front of house				
WA	140 Photo back of vehicle				
WA	141 Photo Prints on bottle	7/15/21	Y	N	Y
WA	142 Photo cell phone				
WA	143 Photo cell phone				
WA	144 Photo cell phone				
WA	145 Photo cell phone				
WA	146 Photo victim clothes at hosp	7/19/21	Y	N	Y
WA	147 Photo victim clothes at hosp				
WA	148 Photo victim bloody shirt				
WA	149 Photo victim bloody shirt				
WA	150 Photo Victim hand in hosp upper body	7/15/21	Y	N	Y
WA	151 Photo Victim hand in hosp				
WA	153 Photo Victim hand in hosp				
WA	154 Photo victim hand in hosp.				
WA	155 Photo victim hand in hosp				
WA	156 Photo victim hand in hosp.				
WA	157 Photo victim bloody underwear, bra				
WA	158 Photo victim bloody underwear				

Statis

EXHIBITS

CASE NO. C363919

		OFFERED		ADMITTED	
		DATE	OBJ	DATE	DATE
WA	159 Photo bullet Piece	7/16/12	Y	N	Y
WA	160 Photo bullet casing				
WA	161 Photo bullet pieces				
WA	162 Photo bullet casings				
WA	163 Photo night street view	7/19/12	Y	N	Y
WA	164 Photo entry way nighttime	7/19/12	Y	N	Y
WA	165 Photo entry way				
WA	166 Photo bullet on walkway	7/19/12	Y	N	Y
WA	167 Photo Evidence bag				
WA	168 Photo Evidence bag, items	7/19/12	Y	N	Y
WA	169 Photo items				
WA	170 Photo items				
WA	171 Photo Evidence bag				
WA	172 Photo Evidence bag, clothing				
WA	173 Photo black bag	7/19/12	Y	N	Y
WA	174 Photo Clothing items				
WA	175 Photo Clothing items				
WA	176 Photo Cal Evidence bag				
WA	177 Photo misc items				
WA	178 Photo Cal Evidence bag				
WA	179 Photo bullets Cal Evidence bag	7/19/12	Y	N	Y
WA	180 Photo bullet	7/19/12	Y	N	Y

CASE NO. C313919

Exhibit Sheet 5-01/jh

Case No.: C313919

Hearing Date: 7-13-21

Dept. No.: ~~X~~ _____

Judge: **TIERRA JONES**

Plaintiff:

Court Clerk: Ter. Berkshire

Recorder: Victoria Boyd

Counsel for Plaintiff: P. Weckerly B. Albright

VS.

Defendant:

Counsel for Defendant: K. S. Bayou-Fatem, R. B. Bayou

Trid

BEFORE THE COURT

COURT'S EXHIBIT

[illegible]

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT
DOCKET ENTRIES; AMENDED JUDGMENT OF CONVICTION (JURY TRIAL); JUDGMENT OF
CONVICTION (JURY TRIAL); DISTRICT COURT MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

VERNON NEWSON, JR.,

Defendant(s).

Case No: C-16-313919-1

Dept No: X

now on file and of record in this office.

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

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk



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

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

Steven D. Grierson
Clerk of the Court

Anntoinette Naumec-Miller
Court Division Administrator

August 5, 2021

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

RE: STATE OF NEVADA vs. VERNON NEWSON, JR.
D.C. CASE: C-16-313919-1

Dear Ms. Brown:

Please find enclosed a Notice of Appeal packet, filed August 5, 2021. Due to extenuating circumstances minutes from the date(s) listed below have not been included:

July 7, 2021

We do not currently have a time frame for when these minutes will be available.

If you have any questions regarding this matter, please contact me at (702) 671-0512.

Sincerely,
STEVEN D. GRIERSON, CLERK OF THE COURT

A handwritten signature in black ink that reads "Heather Ungermann". The signature is fluid and cursive.

Heather Ungermann, Deputy Clerk