

1 CODE: 2515
2 MARC PICKER, BAR #3566
3 ALTERNATE PUBLIC DEFENDER
4 MELISSA ROSENTHAL
5 350 S. CENTER ST., 6TH FLOOR
6 mpicker@washoecounty.us
7 mrosenthal@washoecounty.us
8 RENO, NV 89501-2103
9 (775) 328-3955
10 ATTORNEY FOR DEFENDANT

Electronically Filed
Sep 29 2021 11:29 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

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

THE STATE OF NEVADA,

Plaintiff,

Case No. CR20-3104

v.

Dept No. 15

IAN CHRISTOPHER HELD,

Defendant.

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Defendant, IAN CHRISTOPHER HELD, hereby
appeals to the Supreme Court of Nevada from the Notice of Entry of Order entered in this case
on September 3, 2021.

AFFIRMATION PURSUANT TO NRS 239B.030

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

DATED this 23rd day of September, 2021.

MARC PICKER
Washoe County Alternate Public Defender

By: /s/ Melissa Rosenthal
MELISSA ROSENTHAL
Deputy Alternate Public Defender

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the Washoe County Alternate Public Defender's Office and that on this date I served a copy of the **NOTICE OF APPEAL** to the following:

IAN HELD, #96555
C/O NNCC
PO BOX 7000
CARSON CITY, NV 89701
Via U.S. Mail

CHRISTOPHER HICKS
WASHOE COUNTY DISTRICT ATTORNEY
Attn: Appellate Department
Via Electronic Filing

DATED this 23rd day of September, 2021.

/s/ *Randi Jensen*
RANDI JENSEN

1 CODE: 1310
2 MARC PICKER, BAR #3566
3 ALTERNATE PUBLIC DEFENDER
4 MELISSA ROSENTHAL, BAR #14261
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8 RENO, NV 89501-2013
9 (775) 328-3955
10 ATTORNEY FOR DEFENDANT

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

15 THE STATE OF NEVADA,
16
17 Plaintiff,

18 v.

CASE NO. CR20-3104

19 IAN CHRISTOPHER HELD,
20
21 Defendant.

DEPT NO. 15

22
23 **CASE APPEAL STATEMENT**

24 1. Appellant, IAN CHRISTOPHER HELD, hereby files this Case Appeal
25 Statement;

26 2. This appeal is from the Judgment entered on September 3, 2021, by the
Honorable David A. Hardy, District Court Judge;

3. The parties below were: (a) IAN CHRSTIOPHER HELD, Defendant; and (b)
THE STATE OF NEVADA, Plaintiff;

4. The parties herein are: (a) IAN CHRISTOPHER HELD, Appellant; and (b) THE
STATE OF NEVADA, Respondent;

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5. Counsel on appeal are:

MARC PICKER
Washoe County Alternate
Public Defender

CHRISTOPHER HICKS
Washoe County District Attorney

MELISSA ROSENTHAL
Deputy Alternate Public Defender
350 S. Center St., 6th Flr
Reno, Nevada 89501

NICKOLAS GRAHAM
Deputy District Attorney
1 S. Sierra St.
Reno, Nevada 89501

6. Appellant, IAN CHRISTOPHER HELD, was represented by appointed counsel in District Court;

7. Appellant, IAN CHRISTOPHER HELD, is represented by appointed counsel in this appeal;

8. Not applicable;

9. An Information was filed in District Court on March 18, 2021;

10. On September 3, 2021, Ian Christopher Held was sentenced by the District Court. He was convicted of Residential Burglary, Second or Subsequent Offense, a violation of NRS 205.060 (1)(a), a category B felony; Attempt Residential Burglary, Second or Subsequent Offense, a violation of NRS 205.060 (1)(a), NRS 205.060 (2)(d), and NRS 193.330 (1)(a)(2), a category C felony; and Being a Felon in Possession of a Firearm, a violation of NRS 202.360, a category B felony.

11. This case has not previously been the subject of an appeal;

12. Not applicable;

13. Not applicable.

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AFFIRMATION PURSUANT TO NRS 239B.030

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

DATED this 23rd day of September, 2021.

MARC PICKER
Washoe County Alternate Public Defender

By: /s/ Melissa Rosenthal
MELISSA ROSENTHAL
Deputy Alternate Public Defender

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the Washoe County Alternate Public Defender's Office and that on this date I served a copy of the **CASE APPEAL STATEMENT** to the following:

IAN HELD, #96555
C/O NNCC
PO BOX 7000
CARSON CITY, NV 89701
Via U.S. Mail

CHRISTOPHER HICKS
WASHOE COUNTY DISTRICT ATTORNEY
Attn: Appellate Department
Via Electronic Filing

DATED this 23rd day of September, 2021.

/s/ *Randi Jensen*
RANDI JENSEN

1 CODE: 2183
2 MARC PICKER, ESQ., BAR #3566
3 ALTERNATE PUBLIC DEFENDER'S OFFICE
4 MELISSA ROSENTHAL, BAR #14261
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8 RENO, NV 89501-2103
9 (775) 328-3955
10 Attorney for Defendant

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

15 THE STATE OF NEVADA,

16 Plaintiff,

17 v.

Case No. CR20-3104

18 IAN CHRISTOPHER HELD,

Dept. No. 15

19 Defendant.
20 _____/

21 **REQUEST FOR TRANSCRIPTS AT PUBLIC EXPENSE**

22 TO: SUNSHINE LITIGATION SERVICES:

23 IAN CHRISTOPHER HELD, the Defendant above, requests the following Transcripts
24 at Public Expense be prepared in accordance with NRAP 9(a)(3).

25 Honorable David A. Hardy, Department 15:

26 **June 29, 2021-July 6, 2021: Transcript of Proceedings, Trial**

June 29, 2021: Transcript of Proceedings, Motion to Suppress Hearing

June 9, 2021: Transcript of Proceedings, Motion to Confirm Hearing

June 9, 2021: Transcript of Proceedings, Motion to Suppress Hearing

April 19, 2021: Transcript of Proceedings, Stipulation to Continue Trial

March 22, 2021: Transcript of Proceedings, Arraignment Hearing

1 This Notice requests a transcript of only those portions of the District Court proceedings
2 that counsel reasonably, and in good faith, believes are necessary to determine whether appellate
3 issues are present.

4 Counsel recognizes that counsel must serve a copy of this Notice on both the above-
5 named reporter(s) and opposing counsel, and counsel further recognizes that the above-named
6 court reporter(s) has twenty (20) days from receipt of this Notice to both prepare and submit the
7 transcripts requested to counsel and the District Court.

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

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

11 DATED this 23rd day of September, 2021.

12 MARC PICKER
13 Washoe County Alternate Public Defender

14 By: /s/ Melissa Rosenthal
15 MELISSA ROSENTHAL
16 Deputy Alternate Public Defender
17 Nevada Bar No. 14261
18 Washoe County Alternate Public Defender
19 350 S. Center St., 6th Flr
20 Reno, Nevada 89501-2103
21 (775) 328-3955
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**SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE**

Case History - CR20-3104

DEPT. D15

HON. DAVID A. HARDY

Report Date & Time

9/24/2021

10:59:40AM

Case Description: STATE VS. IAN CHRISTOPHER HELD (TN) (D15)			
Case ID:	CR20-3104	Case Type:	CRIMINAL
		Initial Filing Date:	9/30/2020

Parties

APD	Melissa A. Rosenthal, Esq. - 14261
PNP	Div. of Parole & Probation - DPNP
PLTF	STATE OF NEVADA - STATE
DA	Robert W. DeLong, Esq. - 10022
DA	Jennifer P. Noble, Esq. - 9446
DA	Nickolas J. Graham, Esq. - 10885
DEFT	IAN CHRISTOPHER HELD - @1216006

Charges

<i>Charge No.</i>	<i>Charge Code</i>	<i>Charge Date</i>	<i>Charge Description</i>
1	61936	3/18/2021	INF ESIDENTIAL BURGLARY, SECOND OR SUBSEQUENT OFFENSE
2	61937	3/18/2021	INF TTEMPT RESIDENTIAL BURGLARY, SECOND OR SUBSEQUENT OFFENSE
3	51460	3/18/2021	INF BEING A FELON IN POSSESSION OF A FIREARM

Plea Information

<i>Charge No.</i>	<i>Plea Code</i>	<i>Plea Date</i>	<i>Plea Description</i>
3	51460	3/22/2021	PLED NOT GUILTY
1	61936	3/22/2021	PLED NOT GUILTY
2	61937	3/22/2021	PLED NOT GUILTY

Sentences

<i>Date</i>	<i>Charge No.</i>	<i>Charge Desc</i>	<i>Time Served</i>	<i>Sentence Text</i>
9/2/2021	1 - Nevada State Prison			NDOC 48-120 MOS + FEES WHICH SHALL BE SUBJECT TO REMOVAL FROM DEFT'S BOOKS AT WCJ AND/OR NDOC.
9/2/2021	2 - Nevada State Prison			NDOC 24-60 MOS TO BE SERVED CONSECUTIVELY TO COUNT I.
9/2/2021	3 - Nevada State Prison			NDOC 12-30 MOS TO BE SERVED CONSECUTIVELY TO COUNTS I & II.

Release Information

Custody Status

Hearings

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>	<i>Disposed Date</i>
1 D15	ARRAIGNMENT	3/22/2021 09:00:00	3/22/2021

Event Extra Text:

Disposition:
D725 3/22/2021
TO THE INFORMATION; DEFT INVOKED THE 60-DAY RULE.
RESPECTIVE COUNSEL SHALL CONTACT THE JURY COMMISSIONER TO SET MATTER FOR TRIAL BY JURY.

Case Description: STATE VS. IAN CHRISTOPHER HELD (TN) (D15)							
Case ID:	CR20-3104		Case Type:	CRIMINAL		Initial Filing Date: 9/30/2020	
	Department		Event Description		Sched. Date & Time		Disposed Date
2	D15	HEARING...		4/19/2021 09:00:00		4/19/2021	
Event Extra Text: (HRG RE: STIPULATION TO CONTINUE TRIAL.)				Disposition: D435 4/19/2021 COURT ORDERED: A WRITTEN ORDER RE: THE STIPULATION TO CONTINUE TRIAL, FILED 4/8/21, WILL BE ENTERED BY THE COURT.			
	Department		Event Description		Sched. Date & Time		Disposed Date
3	D9	MOTION TO CONFIRM TRIAL		5/12/2021 16:00:00		4/19/2021	
Event Extra Text: TF 10 BEGINNING 6/1/21 (4 DAYS) - DEFT INVOKED				Disposition: D844 4/19/2021 CONTINUED TO TF-11			
	Department		Event Description		Sched. Date & Time		Disposed Date
4	D15	Request for Submission		5/27/2021 14:25:00		6/29/2021	
Event Extra Text: DEFENDANT'S MOTION TO SUPPRESS FRUITS OF SEARCH WARRANT PURSUANT TO FRANKS V DELAWARE FILED MAY 12, 2021				Disposition: S200 6/29/2021			
	Department		Event Description		Sched. Date & Time		Disposed Date
5	D15	TRIAL - JURY		6/1/2021 09:00:00		4/19/2021	
Event Extra Text: 4 DAYS				Disposition: D844 4/19/2021 CONTINUED TO TF-11			
	Department		Event Description		Sched. Date & Time		Disposed Date
6	D15	Request for Submission		6/4/2021 12:17:00		6/9/2021	
Event Extra Text: DEFENDANT'S OBJECTION TO CONDUCTING HEARING BY AUDIO/VISUAL PLATFORM				Disposition: S200 6/9/2021 ORDER SETTING IN PERSON MOTION TO SUPPRESS HEARING FILED JUNE 9, 2021			
	Department		Event Description		Sched. Date & Time		Disposed Date
7	D6	MOTION TO CONFIRM TRIAL		6/9/2021 16:00:00		6/9/2021	
Event Extra Text: TF11 BEGINNING 6/28/21				Disposition: D425 6/9/2021 COURT GRANTED MOTION TO CONFIRM. COUNSEL TO FILE APPROPRIATE MOTIONS.			
	Department		Event Description		Sched. Date & Time		Disposed Date
8	D15	MOTION TO SUPPRESS		6/9/2021 09:00:00		6/9/2021	
Event Extra Text: (VIA ZOOM; 9AM-NOON.)				Disposition: D455 6/9/2021 COURT GRANTED DEFENSE COUNSEL'S OBJECTION TO PROCEEDING WITH THE MOTION TO SUPPRESS HEARING VIA ZOOM. MOTION TO SUPPRESS HEARING SHALL BE CONT'D TO 6/28/2021 @9AM, AND IT WILL BE CONDUCTED IN-PERSON IN THE DEPT. 15 COURTROOM.			

Case Description: STATE VS. IAN CHRISTOPHER HELD (TN) (D15)								
Case ID:	CR20-3104		Case Type:	CRIMINAL		Initial Filing Date:	9/30/2020	
Department		Event Description		Sched. Date & Time		Disposed Date		
9	D15	Request for Submission		6/23/2021	09:55:00	6/29/2021		
Event Extra Text: MOTION TO SUPPRESS				Disposition:				
				S200	6/29/2021			
Department		Event Description		Sched. Date & Time		Disposed Date		
10	D15	Request for Submission		6/24/2021	11:30:00	7/6/2021		
Event Extra Text: MOTION TO BIFURCATE FILED JUNE 17TH, 2021				Disposition:				
				S200	7/6/2021			
Department		Event Description		Sched. Date & Time		Disposed Date		
11	D15	Request for Submission		6/24/2021	11:29:00	7/6/2021		
Event Extra Text: MOTION IN LIMINE REGARDING OUT-OF-COURT STATEMENTS MADE BY THE DEFENDANT FIELD MAY 14TH, 2021				Disposition:				
				S200	7/6/2021			
Department		Event Description		Sched. Date & Time		Disposed Date		
12	D15	EXHIBITS TO BE MARKED W/CLERK		6/25/2021	11:00:00	6/25/2021		
Event Extra Text: (IN THE D15 JURY ROOM)				Disposition:				
				D596	6/25/2021			
Department		Event Description		Sched. Date & Time		Disposed Date		
13	D15	MOTION TO SUPPRESS		6/29/2021	09:00:00	6/29/2021		
Event Extra Text: (HRG SHALL BE HELD IN-PERSON IN THE D15 COURTROOM.)				Disposition:				
				D355	6/29/2021	COURT DENIED THE DEFT'S MOTIONS TO SUPPRESS & MOTION TO CONTINUE TRIAL.		
Department		Event Description		Sched. Date & Time		Disposed Date		
14	D15	TRIAL - JURY		6/29/2021	09:00:00	6/29/2021		
Event Extra Text: TF 11 BEGINNING 6/28/21 (4 DAYS) - DEFT INVOKED				Disposition:				
				D832	6/29/2021			
Department		Event Description		Sched. Date & Time		Disposed Date		
15	D15	TRIAL ONGOING		6/30/2021	09:00:00	6/30/2021		
Event Extra Text:				Disposition:				
				D832	6/30/2021			
Department		Event Description		Sched. Date & Time		Disposed Date		
16	D15	TRIAL ONGOING		7/1/2021	09:30:00	7/1/2021		
Event Extra Text:				Disposition:				
				D832	7/1/2021			

Case Description: STATE VS. IAN CHRISTOPHER HELD (TN) (D15)

Case ID: CR20-3104 Case Type: CRIMINAL Initial Filing Date: 9/30/2020

Department		Event Description	Sched. Date & Time		Disposed Date
17	D15	TRIAL ONGOING	7/2/2021	09:15:00	7/2/2021
Event Extra Text:			Disposition: D832 7/2/2021		
Department		Event Description	Sched. Date & Time		Disposed Date
18	D15	TRIAL ONGOING	7/6/2021	09:00:00	7/6/2021
Event Extra Text:			Disposition: D895 7/6/2021 DEFT FOUND GUILTY OF COUNTS I, II & III OF THE INFORMATION. SENTENCING WAS SET FOR 8/26/2021 @9AM.		
Department		Event Description	Sched. Date & Time		Disposed Date
19	D15	SENTENCING	8/26/2021	09:00:00	8/19/2021
Event Extra Text: (DEFT FOUND GUILTY BY THE JURY OF COUNTS I, II & III OF THE INFORMATION.)			Disposition: D844 8/19/2021 VACATED AND RESET DUE TO COURT'S TRIAL CALENDAR; RESET FOR SEPTEMBER 2, 2021, AT 9:00 A.M.		
Department		Event Description	Sched. Date & Time		Disposed Date
20	D15	SENTENCING	9/2/2021	09:00:00	9/2/2021
Event Extra Text:			Disposition: D765 9/2/2021		

Agency Cross Reference

Code	Agency Description	Case Reference I.D.
DA	District Attorney's Office	DA2011284
PC	PCN number	PCNRPD0063509C
PC	PCN number	PCNRPD0059790C
PC	PCN number	PCNRPD0059785C
PC	PCN number	PCNRPD0063508C
PC	PCN number	PCNRPD0063507C
RJ	Reno Justice's Court	RCR2020109411
RP	Reno Police Department	RPDRP20017012

Actions

Action Entry Date	Code	Code Description	Text
9/30/2020	3843	Request for Early Case Assignm	CASE ASSIGNED TO D15 TO ODOJ - Transaction 8092419 - Approved By: CAGUILAR : 09-30-2020:09:44:35
3/8/2021	2522	Notice of Bindover	Transaction 8330716 - Approved By: CAGUILAR : 03-08-2021:14:45:40
3/8/2021	2587	Notice of Setting	03/22/2021ARRAIGNMENT @ 9:00AM - Transaction 8330770 - Approved By: NOREVIEW : 03-08-2021:14:52:2
3/8/2021	3700	Proceedings	Transaction 8330716 - Approved By: CAGUILAR : 03-08-2021:14:45:40
3/8/2021	NEF	Proof of Electronic Service	Transaction 8330749 - Approved By: NOREVIEW : 03-08-2021:14:46:38
3/8/2021	NEF	Proof of Electronic Service	Transaction 8330778 - Approved By: NOREVIEW : 03-08-2021:14:53:28
3/11/2021	4105	Supplemental ...	SUPPLEMENTAL PROCEEDINGS
3/16/2021	3937	SJDC Hearing	Transaction 8345259 - Approved By: NOREVIEW : 03-16-2021:13:14:55
3/16/2021	NEF	Proof of Electronic Service	Transaction 8345264 - Approved By: NOREVIEW : 03-16-2021:13:15:49

Case Description: STATE VS. IAN CHRISTOPHER HELD (TN) (D15)				
Case ID:	CR20-3104	Case Type:	CRIMINAL	Initial Filing Date: 9/30/2020
3/18/2021	COC	Evidence Chain of Custody Form		
3/18/2021	NEF	Proof of Electronic Service	Transaction 8349779 - Approved By: NOREVIEW : 03-18-2021:13:53:43	
3/18/2021	NEF	Proof of Electronic Service	Transaction 8350095 - Approved By: NOREVIEW : 03-18-2021:14:50:19	
3/18/2021	1491	Pretrl Srvc's Assessment Report	Transaction 8350090 - Approved By: NOREVIEW : 03-18-2021:14:49:27	
3/18/2021	1800	Information	Transaction 8349610 - Approved By: CAGUILAR : 03-18-2021:13:52:40	
3/18/2021	1695	** Exhibit(s) ...	GIVEN TO EVIDENCE CUSTODIAN	
3/18/2021	3870	Request	REQUEST FOR DISCOVERY PURSUANT TO NRS 174.245 - Transaction 8349610 - Approved By: CAGUILAR	
3/22/2021	1275	** 60 Day Rule - Invoked		
3/22/2021	NEF	Proof of Electronic Service	Transaction 8353098 - Approved By: NOREVIEW : 03-22-2021:09:20:53	
3/22/2021	MIN	***Minutes	3/22/2021 - ARRAIGNMENT - Transaction 8353096 - Approved By: NOREVIEW : 03-22-2021:09:19:52	
3/24/2021	1250E	Application for Setting eFile	TRIAL FLIGHT 10 BEGINNING 6/1/21; MTC 5/12/21 AT 4:00 PM IN DEPT 9 (4 DAYS) - Transaction 8359390 - /	
3/24/2021	NEF	Proof of Electronic Service	Transaction 8359396 - Approved By: NOREVIEW : 03-24-2021:15:18:46	
3/29/2021	NEF	Proof of Electronic Service	Transaction 8366794 - Approved By: NOREVIEW : 03-29-2021:17:00:31	
3/29/2021	4105	Supplemental ...	PROCEEDINGS - Transaction 8366790 - Approved By: NOREVIEW : 03-29-2021:16:59:31	
4/8/2021	NEF	Proof of Electronic Service	Transaction 8385560 - Approved By: NOREVIEW : 04-08-2021:13:55:29	
4/8/2021	4045	Stipulation to Continuance	Transaction 8385551 - Approved By: NOREVIEW : 04-08-2021:13:54:34	
4/9/2021	3370	Order ...	ORDER RE: STIPULATION TO CONTINUE TRIAL - Transaction 8387743 - Approved By: NOREVIEW : 04-09-2	
4/9/2021	NEF	Proof of Electronic Service	Transaction 8387745 - Approved By: NOREVIEW : 04-09-2021:12:38:17	
4/13/2021	3937	SJDC Hearing	Transaction 8392192 - Approved By: NOREVIEW : 04-13-2021:12:03:53	
4/13/2021	NEF	Proof of Electronic Service	Transaction 8392196 - Approved By: NOREVIEW : 04-13-2021:12:04:47	
4/19/2021	MIN	***Minutes	4/19/2021 - HRG RE: STIPULATION TO CONTINUE TRIAL, FILED 4/8/2021 - Transaction 8400779 - Approved	
4/19/2021	3020	Ord Granting Continuance	TRIAL CONTINUED TO TF-11 - Transaction 8402026 - Approved By: NOREVIEW : 04-19-2021:15:01:10	
4/19/2021	NEF	Proof of Electronic Service	Transaction 8402032 - Approved By: NOREVIEW : 04-19-2021:15:02:11	
4/19/2021	NEF	Proof of Electronic Service	Transaction 8400781 - Approved By: NOREVIEW : 04-19-2021:10:32:56	
5/10/2021	3870	Request	JOINT REQUEST FOR EXTENSION OF PRE-TRIAL MOTIONS DEADLINE - Transaction 8435386 - Approved	
5/10/2021	NEF	Proof of Electronic Service	Transaction 8435397 - Approved By: NOREVIEW : 05-10-2021:09:35:30	
5/12/2021	NEF	Proof of Electronic Service	Transaction 8441207 - Approved By: NOREVIEW : 05-12-2021:13:28:06	
5/12/2021	2480	Mtn to Suppress...	DEFENDANT'S MOTION TO SUPPRESS FRUITS OF SEARCH WARRANT PURSUANT TO FRANKS V. DELA	
5/14/2021	2245	Mtn in Limine	MOTION IN LIMINE, RE: OUT-OF-COURT STATEMENTS MADE BY THE DEFENDANT - Transaction 8445836	
5/14/2021	NEF	Proof of Electronic Service	Transaction 8445840 - Approved By: NOREVIEW : 05-14-2021:14:03:31	
5/24/2021	2650	Opposition to ...	OPPOSITION TO DEFENDANT'S MOTION TO SUPPRESS FRUIT OF SEARCH WARRANT PURSUANT TO F	
5/24/2021	NEF	Proof of Electronic Service	Transaction 8461262 - Approved By: NOREVIEW : 05-24-2021:16:27:04	
5/27/2021	NEF	Proof of Electronic Service	Transaction 8467837 - Approved By: NOREVIEW : 05-27-2021:14:31:04	
5/27/2021	3860	Request for Submission	Transaction 8467827 - Approved By: NOREVIEW : 05-27-2021:14:29:56	
6/1/2021	3242	Ord Setting Hearing	ORAL ARGUMENTS JUNE 9, 2021 AT 9:00 A.M. - Transaction 8472377 - Approved By: NOREVIEW : 06-01-20	
6/1/2021	NEF	Proof of Electronic Service	Transaction 8472381 - Approved By: NOREVIEW : 06-01-2021:14:56:41	
6/2/2021	NEF	Proof of Electronic Service	Transaction 8474134 - Approved By: NOREVIEW : 06-02-2021:10:39:50	
6/2/2021	3370	Order ...	AND NOTICE OF AV HEARING - Transaction 8474121 - Approved By: NOREVIEW : 06-02-2021:10:38:13	
6/4/2021	NEF	Proof of Electronic Service	Transaction 8479816 - Approved By: NOREVIEW : 06-04-2021:13:31:17	

Case Description: STATE VS. IAN CHRISTOPHER HELD (TN) (D15)				
Case ID:	CR20-3104	Case Type:	CRIMINAL	Initial Filing Date: 9/30/2020
6/4/2021	NEF	Proof of Electronic Service	Transaction 8479775 - Approved By: NOREVIEW : 06-04-2021:13:23:23	
6/4/2021	2610	Notice ...	NOTICE OF EXHIBITS FOR JUNE 9, 2021 MOTION HEARING - Transaction 8479649 - Approved By: YVILORI	
6/4/2021	3860	Request for Submission	DEFENDANT'S OBJECTION TO CONDUCTING HEARING BY AUDIO/VISUAL PLATFORM FILED JUNE 4, 20:	
6/4/2021	2630	Objection to ...	DEFENDANT'S OBJECTION TO CONDUCTING HEARING BY AUDIO/VISUAL PLATFORM - Transaction 8479	
6/7/2021	NEF	Proof of Electronic Service	Transaction 8481845 - Approved By: NOREVIEW : 06-07-2021:11:51:36	
6/7/2021	2610	Notice ...	ADDITIONAL NOTICE OF EXHIBITS FOR JUNE 9, 2021 MOTION HEARING - Transaction 8481764 - Approver	
6/9/2021	MIN	***Minutes	6/9/2021 - MOTION TO SUPPRESS - Transaction 8487025 - Approved By: NOREVIEW : 06-09-2021:11:51:18	
6/9/2021	S200	Request for Submission Complet	ORDER SETTING IN PERSON MOTION TO SUPPRESS HEARING FILED JUNE 9, 2021	
6/9/2021	NEF	Proof of Electronic Service	Transaction 8487034 - Approved By: NOREVIEW : 06-09-2021:11:52:23	
6/9/2021	NEF	Proof of Electronic Service	Transaction 8487878 - Approved By: NOREVIEW : 06-09-2021:15:28:54	
6/9/2021	3020	Ord Granting Continuance	ORDER GRANTING CONTINUANCE OF HEARING ON MOTION TO SUPPRESS TO JUNE 29, 2021, AT 9:00	
6/16/2021	NEF	Proof of Electronic Service	Transaction 8498459 - Approved By: NOREVIEW : 06-16-2021:13:41:20	
6/16/2021	NEF	Proof of Electronic Service	Transaction 8498750 - Approved By: NOREVIEW : 06-16-2021:14:46:20	
6/16/2021	MIN	***Minutes	MOTION TO CONFIRM - 6/09/21 - Transaction 8498746 - Approved By: NOREVIEW : 06-16-2021:14:45:22	
6/16/2021	2480	Mtn to Suppress...	Transaction 8498450 - Approved By: NOREVIEW : 06-16-2021:13:40:18	
6/17/2021	2265	Mtn to Bifurcate	MOTION TO BIFURCATE COUNT THREE OF THE INFORMATION - Transaction 8501001 - Approved By: YVIL	
6/17/2021	NEF	Proof of Electronic Service	Transaction 8501115 - Approved By: NOREVIEW : 06-17-2021:14:41:27	
6/22/2021	2592	Notice of Witnesses	Transaction 8507521 - Approved By: NOREVIEW : 06-22-2021:15:05:25	
6/22/2021	2592	Notice of Witnesses	Transaction 8507409 - Approved By: NOREVIEW : 06-22-2021:14:39:37	
6/22/2021	2645	Opposition to Mtn ...	OPPOSITION TO DEFENDANT'S MOTION TO SUPPRESS - Transaction 8507540 - Approved By: CSULEZIC :	
6/22/2021	NEF	Proof of Electronic Service	Transaction 8507588 - Approved By: NOREVIEW : 06-22-2021:15:16:19	
6/22/2021	NEF	Proof of Electronic Service	Transaction 8507530 - Approved By: NOREVIEW : 06-22-2021:15:06:43	
6/22/2021	NEF	Proof of Electronic Service	Transaction 8507419 - Approved By: NOREVIEW : 06-22-2021:14:40:41	
6/23/2021	NEF	Proof of Electronic Service	Transaction 8508681 - Approved By: NOREVIEW : 06-23-2021:10:00:49	
6/23/2021	NEF	Proof of Electronic Service	Transaction 8508884 - Approved By: NOREVIEW : 06-23-2021:10:55:51	
6/23/2021	3860	Request for Submission	Transaction 8508679 - Approved By: NOREVIEW : 06-23-2021:10:00:00	
6/23/2021	2520	Notice of Appearance	NOTICE OF APPEARANCE FOR THE STATE - NICKOLAS GRAHAM DA - Transaction 8508512 - Approved By	
6/24/2021	NEF	Proof of Electronic Service	Transaction 8511391 - Approved By: NOREVIEW : 06-24-2021:11:35:02	
6/24/2021	3860	Request for Submission	Transaction 8511385 - Approved By: NOREVIEW : 06-24-2021:11:34:04	
6/24/2021	NEF	Proof of Electronic Service	Transaction 8511395 - Approved By: NOREVIEW : 06-24-2021:11:35:47	
6/24/2021	3860	Request for Submission	Transaction 8511388 - Approved By: NOREVIEW : 06-24-2021:11:34:45	
6/29/2021	S200	Request for Submission Complet		
6/29/2021	MIN	***Minutes	6/29/2021 - MOTION TO SUPPRESS HEARING - Transaction 8518476 - Approved By: NOREVIEW : 06-29-202	
6/29/2021	NEF	Proof of Electronic Service	Transaction 8518479 - Approved By: NOREVIEW : 06-29-2021:14:55:27	
6/29/2021	S200	Request for Submission Complet		
6/29/2021	3370	Order ...	PRETRIAL ORDER REGARDING JURY SELECTION VOIR DIRE - Transaction 8517490 - Approved By: NORE	
6/29/2021	NEF	Proof of Electronic Service	Transaction 8517493 - Approved By: NOREVIEW : 06-29-2021:10:13:48	
6/30/2021	MIN	***Minutes	6/29/2021 - JURY TRIAL (DAY 1) - Transaction 8519647 - Approved By: NOREVIEW : 06-30-2021:09:30:59	
6/30/2021	NEF	Proof of Electronic Service	Transaction 8519654 - Approved By: NOREVIEW : 06-30-2021:09:31:54	

Case Description: STATE VS. IAN CHRISTOPHER HELD (TN) (D15)				
Case ID:	CR20-3104	Case Type:	CRIMINAL	Initial Filing Date: 9/30/2020
7/1/2021	1892	Jury Question, No Response	(ADDRESSED ON THE RECORD)	
7/1/2021	MIN	***Minutes	6/30/2021 - JURY TRIAL (DAY 2) - Transaction 8522550 - Approved By: NOREVIEW : 07-01-2021:10:55:04	
7/1/2021	NEF	Proof of Electronic Service	Transaction 8522378 - Approved By: NOREVIEW : 07-01-2021:10:06:53	
7/1/2021	NEF	Proof of Electronic Service	Transaction 8522557 - Approved By: NOREVIEW : 07-01-2021:10:56:07	
7/5/2021	MIN	***Minutes	7/1/2021 - JURY TRIAL (DAY 3) - Transaction 8526602 - Approved By: NOREVIEW : 07-05-2021:10:38:33	
7/5/2021	MIN	***Minutes	7/2/2021 - JURY TRIAL (DAY 4) - Transaction 8526610 - Approved By: NOREVIEW : 07-05-2021:11:53:24	
7/5/2021	NEF	Proof of Electronic Service	Transaction 8526611 - Approved By: NOREVIEW : 07-05-2021:11:54:14	
7/5/2021	NEF	Proof of Electronic Service	Transaction 8526603 - Approved By: NOREVIEW : 07-05-2021:10:39:23	
7/6/2021	4245	Verdict(s)...	Transaction 8529293 - Approved By: NOREVIEW : 07-06-2021:19:15:53	
7/6/2021	4245	Verdict(s)...	Transaction 8529293 - Approved By: NOREVIEW : 07-06-2021:19:15:53	
7/6/2021	S200	Request for Submission Complet		
7/6/2021	S200	Request for Submission Complet		
7/6/2021	NEF	Proof of Electronic Service	Transaction 8529294 - Approved By: NOREVIEW : 07-06-2021:19:16:53	
7/6/2021	4245	Verdict(s)...	Transaction 8529293 - Approved By: NOREVIEW : 07-06-2021:19:15:53	
7/7/2021	3755	Refused Instructions-Deft	Transaction 8529925 - Approved By: NOREVIEW : 07-07-2021:09:38:02	
7/7/2021	1885	Jury Instructions	SUPPLEMENTAL JURY INSTRUCTIONS - Transaction 8529896 - Approved By: NOREVIEW : 07-07-2021:09:3	
7/7/2021	1885	Jury Instructions	Transaction 8529893 - Approved By: NOREVIEW : 07-07-2021:09:31:25	
7/7/2021	1892	Jury Question, No Response	JURY QUESTION #3 - ADDRESSED ON THE RECORD - Transaction 8529939 - Approved By: NOREVIEW : 0	
7/7/2021	1890	Jury Question, Court Response	JURY QUESTION #2 - Transaction 8529930 - Approved By: NOREVIEW : 07-07-2021:09:38:54	
7/7/2021	NEF	Proof of Electronic Service	Transaction 8529897 - Approved By: NOREVIEW : 07-07-2021:09:34:43	
7/7/2021	NEF	Proof of Electronic Service	Transaction 8529907 - Approved By: NOREVIEW : 07-07-2021:09:35:28	
7/7/2021	NEF	Proof of Electronic Service	Transaction 8529932 - Approved By: NOREVIEW : 07-07-2021:09:39:02	
7/7/2021	NEF	Proof of Electronic Service	Transaction 8529935 - Approved By: NOREVIEW : 07-07-2021:09:39:51	
7/7/2021	NEF	Proof of Electronic Service	Transaction 8529947 - Approved By: NOREVIEW : 07-07-2021:09:41:48	
7/13/2021	NEF	Proof of Electronic Service	Transaction 8540596 - Approved By: NOREVIEW : 07-13-2021:12:48:43	
7/13/2021	MIN	***Minutes	7/6/2021 - JURY TRIAL (DAY 5) - Transaction 8540592 - Approved By: NOREVIEW : 07-13-2021:12:47:44	
8/19/2021	NEF	Proof of Electronic Service	Transaction 8604498 - Approved By: NOREVIEW : 08-19-2021:13:11:26	
8/19/2021	1250E	Application for Setting eFile	RESETTING SENTENCING TO SEPTEMBER 2, 2021, AT 9:00 A.M. - Transaction 8604494 - Approved By: NO	
8/24/2021	NEF	Proof of Electronic Service	Transaction 8611695 - Approved By: NOREVIEW : 08-24-2021:14:04:54	
8/24/2021	4500	PSI - Confidential	Transaction 8611690 - Approved By: NOREVIEW : 08-24-2021:14:03:56	
9/2/2021	COLL	Sent to Collections	02-SEP-2021	
9/3/2021	NEF	Proof of Electronic Service	Transaction 8630948 - Approved By: NOREVIEW : 09-03-2021:14:54:07	
9/3/2021	1850	Judgment of Conviction	Transaction 8630942 - Approved By: NOREVIEW : 09-03-2021:14:53:05	
9/23/2021	1310	Case Appeal Statement	Transaction 8661685 - Approved By: NOREVIEW : 09-23-2021:09:22:07	
9/23/2021	NEF	Proof of Electronic Service	Transaction 8662708 - Approved By: NOREVIEW : 09-23-2021:13:48:44	
9/23/2021	NEF	Proof of Electronic Service	Transaction 8661703 - Approved By: NOREVIEW : 09-23-2021:09:30:41	
9/23/2021	2515	Notice of Appeal Supreme Court	Transaction 8661683 - Approved By: YVILORIA : 09-23-2021:09:29:50	
9/23/2021	3000	Ord Trial Transcript/Public\$	Transaction 8662705 - Approved By: NOREVIEW : 09-23-2021:13:47:45	
9/23/2021	NEF	Proof of Electronic Service	Transaction 8661694 - Approved By: NOREVIEW : 09-23-2021:09:24:32	

Case Description: STATE VS. IAN CHRISTOPHER HELD (TN) (D15)			
Case ID:	CR20-3104	Case Type:	CRIMINAL
		Initial Filing Date:	9/30/2020
9/23/2021	3868	Req to Crt Rptr - Rough Draft	Transaction 8661691 - Approved By: NOREVIEW : 09-23-2021:09:23:34
9/23/2021	NEF	Proof of Electronic Service	Transaction 8661687 - Approved By: NOREVIEW : 09-23-2021:09:23:02
9/24/2021	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 8664491 - Approved By: N

1 **CODE 1850**

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3
4
5
6 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
7 **IN AND FOR THE COUNTY OF WASHOE**
8

9 **STATE OF NEVADA,**

10 **Plaintiff,**

Case No. CR20-3104

11 **vs.**

Dept. No. 15

12 **IAN CHRISTOPHER HELD,**

13 **Defendant.**

14 _____ /
15 **JUDGMENT**

16 The Defendant, having been found guilty by a jury, and no sufficient cause
17 being shown as to why judgment should not be pronounced against him, the Court
18 rendered judgment as follows:

19 That Ian Christopher Held is guilty of the crime of Residential Burglary,
20 Second or Subsequent Offense, a violation of NRS 205.060 (1)(a), a category B felony, as
21 charged in Count I of the Information, and that he be punished by imprisonment in the
22 Nevada Department of Corrections for the maximum term of one hundred twenty (120)
23 months with the minimum parole eligibility of forty-eight (48) months, with credit for
24 three hundred forty (340) days time served.

25 That Ian Christopher Held is guilty of the crime of Attempt Residential
26 Burglary, Second or Subsequent Offense, a violation of NRS 205.060 (1)(a), NRS 205.060
27 (2)(d), and NRS 193.330 (1)(a)(2), a category C felony, as charged in Count II of the
28 Information, and that he be punished by imprisonment in the Nevada Department of

1 Corrections for the maximum term of sixty (60) months with the minimum parole
2 eligibility of twenty-four (24) months, to be served consecutively to the sentence imposed
3 for Count I, with credit for zero (0) days time served.

4 That Ian Christopher Held is guilty of the crime of Being a Felon in
5 Possession of a Firearm, a violation of NRS 202.360, a category B felony, as charged in
6 Count III of the Information, and that he be punished by imprisonment in the Nevada
7 Department of Corrections for the maximum term of thirty (30) months with the minimum
8 parole eligibility of twelve (12) months, to be served consecutively to the sentence imposed
9 for Counts I and II, with credit for zero (0) days time served.

10 The Court, having found that the sentences imposed for Count II and III be
11 served consecutively to the sentence imposed for Count I, finds that the maximum
12 aggregate term of imprisonment is two hundred ten (210) months in the Nevada
13 Department of Corrections, and the minimum aggregate term of imprisonment is eighty-
14 four (84) months in the Nevada Department of Corrections.

15 It is further ordered that the Defendant shall pay the statutory Twenty-Five
16 Dollar (\$25.00) administrative assessment fee; that he shall pay the Three Dollar (\$3.00)
17 administrative assessment fee for obtaining a biological specimen and conducting a
18 genetic marker analysis; and that he shall reimburse Washoe County in the amount of Five
19 Hundred Dollars (\$500.00) for legal services rendered.

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

26 Dated this 3rd day of September, 2021.

27
28 
DISTRICT JUDGE

CASE NO. CR20-3104

STATE OF NEVADA VS. IAN CHRISTOPHER HELD

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

3/22/2021

ARRAIGNMENT

HONORABLE

Deputy District Attorney Austin Lucia was present on behalf of the State.

DAVID A.

Defendant was present with counsel, Deputy Alternate Public Defender

HARDY

Melissa Rosenthal. Erin Lukl was present on behalf of the Division of Parole

DEPT. NO. 15

and Probation.

M. Merkouris

(Clerk)

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

E. Ferretto

(Reporter)

TRUE NAME: IAN CHRISTOPHER HELD.

Defendant acknowledged receipt of the Information; waived reading.

Defendant entered pleas of not guilty to Counts I, II & III of the Information, and invoked the 60-day rule.

COURT ORDERED: Respective counsel shall meet with the Jury

Commissioner to set this matter for trial by jury.

Defendant remanded to the custody of the Sheriff.

CASE NO. CR20-3104

STATE OF NEVADA VS. IAN CHRISTOPHER HELD

DATE, JUDGE

OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

4/19/2021

HEARING RE: STIPULATION TO CONTINUE TRIAL

HONORABLE

Deputy District Attorney Robert DeLong was present on behalf of the State.

DAVID A.

Defendant was present with counsel, Deputy Alternate Public Defender Ian

HARDY

Silverberg. Erin Lukl was present on behalf of the Division of Parole and

DEPT. NO. 15

Probation. Pretrial Services Officer Lori Pitt was also present.

M. Merkouris

(Clerk)

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

E. Ferretto

(Reporter)

Zoom

Webinar

COURT reviewed the procedural history of the case, noting that he has reviewed the Stipulation to Continue Trial, filed April 8, 2021.

Defense counsel gave the Court information regarding the basis to continue the trial in this case, currently set on Trial Flight #10, set to commence on June 1, 2021.

Discussion ensued regarding the Defendant's right to a speedy trial.

Defense counsel indicated that the Defendant has stipulated to move the trial to the July Trial Flight, however he is still invoking his right to a speedy trial.

Defendant addressed the Court on his own behalf.

State's counsel had no objection to a continuance.

COURT advised respective counsel that he now better understands the Stipulation to Continue Trial, and he will speak through a written order, which will be entered today.

Defendant remanded to the custody of the Sheriff.

CASE NO. CR20-3104

STATE OF NEVADA VS. IAN CHRISTOPHER HELD

Pg. 1

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

6/9/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
L. Urmston
(Reporter)
Zoom
Webinar

MOTION TO SUPPRESS

8:59 a.m. – Court convened via Zoom.

Deputy District Attorney Robert DeLong was present on behalf of the State.

Defendant was present with counsel, Deputy Alternate Public Defender Melissa Rosenthal.

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

COURT noted that this is the time set to address the Defendant's Motion to Suppress, however he will first address the Defendant's Objection to Conducting Hearing by Audio/Visual Platform, filed June 4, 2021.

COURT advised the parties that Defense counsel's request for an in-person Motion to Suppress hearing is denied, and while he is hopeful the courthouse will be reopened sometime in July 2021, the courthouse currently remains closed pursuant to Administrative Order. **COURT** further noted that the jury trial will take place in one of the courtrooms that has been outfitted with plexiglass, etc.

Counsel Rosenthal responded and presented argument in support of her Objection; and she further requested that the Court reset the trial and continue this hearing to a date that it can be held in-person, noting that the Motion to Suppress could be dispositive of the case, and she has discussed this proposal with the Defendant, who is in agreement. Counsel DeLong noted that the Defendant invoked the 60-day rule, and while audio exhibits can be cumbersome over Zoom, the Rule of Exclusion can be invoked, and this hearing can be conducted effectively in this manner. Counsel DeLong advised the Court that he has 3-4 witnesses.

Counsel Rosenthal advised the Court that one of her witnesses, Ms. Bush, is currently in the Vitality treatment program, and is also participating in the Second Judicial District Court – Drug Court, so if this matter is continued Ms. Bush would be available to attend in-person.

Counsel DeLong indicated that the parties filed a Stipulation to extend motion deadlines, however no order was ever issued, so he assumes this Stipulation was denied. *(Clerk's note: a Joint Request for Extension of Pretrial Motion Deadlines was filed on May 10, 2021, however this document has not been submitted to the Court for review or decision.)*

Counsel DeLong further advised the Court that he expects the trial to last at least 4 days, and possibly 5.

COURT advised the parties that although the courthouse remains closed pursuant to Administrative Order, he does have the authority to order an in-person hearing as a situation requires. **COURT** further noted that while he wishes to be compliant with all COVID protocols and procedures, he is also personally responsible to ensure that all Dept. 15 proceedings are constitutional and efficacious.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

Pg. 2

APPEARANCES-HEARING

6/9/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
L. Urmston
(Reporter)
Zoom
Webinar

MOTION TO SUPPRESS

COURT further advised the parties that he has thoroughly reviewed the Motion to Suppress and all applicable case law, as well as the preliminary hearing transcript and the request for a search warrant. **COURT** indicated that he has reservations regarding whether this Motion will succeed, however he has not heard any argument yet, and the Defendant is entitled to a vigorous defense.

Discussion ensued between the Court and respective counsel regarding the trial start date, and possibly moving this hearing to June 28, 2021.

Defense counsel requested that an in-person Motion to Suppress hearing be set for June 28, 2021.

State's counsel deferred to the Court.

COURT advised the parties that he wants to be clear that no determination has been made on the Motion to Suppress.

COURT ORDERED: Defense counsel's Objection to Conducting Hearing by Audio/Visual Platform, filed June 4, 2021, is GRANTED. The Motion to Suppress hearing shall be reset for Monday, June 28, 2021, at 9:00 a.m., and it will occur in-person in the Dept. 15 courtroom.

COURT directed the Clerk to ensure that the Washoe County Sheriff's Office is aware that there will be jurors in the building, and the Defendant's transport to and from the courtroom must be made out of sight of any potential jurors.

Discussion ensued regarding the bifurcation or severance of Count III of the Information (Being a Felon in Possession of a Firearm). Defense counsel requested that Count III be severed, and a separate jury be selected to try that charge.

COURT GRANTED this request and ordered that Count III be severed and tried separately.

At this point in the hearing the Court directed the Clerk to promote Officer Fye, Officer Tindell, Officer Catalano, and Ms. Bush to panelists.

COURT ORDERED: Officer Fye, Officer Tindell, Officer Catalano and Ms. Bush shall all be held to their subpoenas.

9:25 a.m. – Court adjourned.

CASE NO. CR20-3104 STATE OF NEVADA VS. IAN CHRISTOPHER HELD

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

06/09/21

MOTION TO CONFIRM

HONORABLE
LYNNE K. SIMONS
DEPT. NO. 6 for
DEPT. NO. 9
M. Schuck
(Clerk)
C. Joyce
(Reporter)
Deputy Smith
(Bailiff)

Deputy D.A. Robert DeLong represented the State.
Defendant present with Melissa Rosenthal, Esq.

6/28/21 at
9:00 a.m. for
Jury Trial
(5 days)

The Court made a record of the fact that this hearing was being held remotely because of the closure of the courthouse at 75 Court Street, in Reno, Washoe County, Nevada, due to the National and local emergency caused by COVID-19.

The Court and all participants appeared via simultaneous audiovisual transmission. The Court was physically located in Washoe County, Nevada which was the site of the court session. At the direction of the Court, all participants stated their appearances and location.

Respective counsel acknowledged receipt of notice that the hearing was taking place pursuant to the Second Judicial District Court's Administrative Orders entered in 2020, and the Nevada Supreme Court Rules - Part IX governing appearances by simultaneous audiovisual transmissions, and counsel stated they had no objection to proceeding in this manner.

The Court further made a record of the fact that these proceedings are open to the public for viewing and listening through the webinar/meeting invitation located on the Court's website and directed that if at any time anyone who is participating in this matter cannot see or hear the other participants in this case, they are to inform the Court.

Counsel DeLong indicated Judge Hardy had continued the Motion to Suppress that morning to June 29, 2021, in person.

Court referenced the charges, questioned if four (4) days was correct and indicated they would discuss the continuance.

Counsel DeLong requested the matter be set for five (5) days.

Counsel Rosenthal advised the Court the case would need to be bifurcated as to Count III.

Court questioned if there had been a settlement conference; Counsel Rosenthal indicated they had not participated in a settlement conference and it would depend on the Motion to Suppress result.

Court noted the trial was set on the trial flight set to commence on June 28, 2021. She referenced the Administrative Order and noted those orders were agreed to globally by the bench. She directed Counsel to continue dialogue with Department 15 and noted there could possibly be no trial depending on the result of the Motion to Suppress.

Counsel DeLong indicated the Count would remain as charged.

Court indicated the fact an in-person hearing would have to be approved by the Chief Judge, she addressed her concern for the request for a jury panel and questioned if there had been a Motion for Bifurcate filed; Counsel DeLong indicated there was not one filed; Counsel Rosenthal indicated there was no formal order, but Judge Hardy believed it was appropriate.

Court and Counsel discussed the continuance of the Motion to Suppress, the trial date, and the trial flights.

Court addressed the Defendant directly regarding the situation and his invocation of the sixty (60) day rule.

COURT GRANTED motion to confirm.

COURT ORDERED: Counsel to discuss the situation and file the appropriate motions.

Defendant remanded to the custody of the Sheriff.

CASE NO. CR20-3104

STATE OF NEVADA VS. IAN CHRISTOPHER HELD

Pg. 1

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

6/29/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
T. Amundsen
(Reporter)

MOTION TO SUPPRESS

9:00 a.m. – Court convened.

Deputy District Attorney Robert DeLong and Deputy District Attorney Nickolas Graham were present on behalf of the State.

Defendant was present with counsel, Deputy Alternate Public Defender Melissa Rosenthal and Deputy Alternate Public Defender Ian Silverberg.

COURT noted that this is the time set to address Defense counsels' Motions to Suppress filed May 12, 2021, and June 16, 2021, as well as the State's Motion in Limine Regarding Out-of-Court Statements Made by the Defendant, filed May 14, 2021, and the State's Motion to Bifurcate, filed June 17, 2021.

COURT advised respective counsel that with regards to the State's Motion in Limine, they are cautioned to manage their witnesses very carefully; the Defendant's right to remain silent must be carefully protected; and if any issues arise regarding this Motion in Limine during trial, they must be taken up outside the presence of the jury.

COURT further noted that he has not read the State's Motion to Bifurcate but will review that document at a later time.

COURT advised respective counsel that he has thoroughly reviewed both Motions to Suppress, and Defense counsel shall now call their first witness.

Counsel Rosenthal called **Annabelle Bush** who was sworn and direct examined; identified the Defendant; further direct examined; cross examined by counsel DeLong; re-direct examined; re-cross examined; and excused.

COURT reminded Ms. Bush that she is still under subpoena for trial.

Counsel Rosenthal called **Detective Kenneth Fye** who was sworn and direct examined; cross examined by counsel DeLong.

Counsel Rosenthal had Exhibits 9, 10, 11 & 12 marked for identification.

Detective Fye re-direct examined.

Counsel Rosenthal offered Exhibits 9, 10, 11 & 12; no objection; ordered ADMITTED into evidence.

Detective Fye further re-direct examined; re-cross examined; questioned by the Court; further examined by counsel Rosenthal; further examined by counsel DeLong; and excused.

Counsel Rosenthal called **Officer Lance Tindell** who was sworn and direct examined; cross examined by counsel DeLong; re-direct examined.

Counsel Rosenthal requested that the Court review the audio files of the Defendant's police interview (Exhibits 1 & 2, filed on June 4, 2021).

Upon questioning by the Court, counsel Rosenthal indicated that the interview is approximately 40 minutes long.

Argument ensued regarding Exhibits 1 & 2.

Officer Tindell was further re-direct examined by counsel Rosenthal and excused.

Counsel Rosenthal called **Detective Jeremy Catalano** who was sworn and direct examined; cross examined by counsel DeLong; and excused.

11:02 a.m. – Court stood in recess.

DATE, JUDGE
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COURT PRESENT

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APPEARANCES-HEARING

6/29/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
T. Amundsen
(Reporter)

MOTION TO SUPPRESS

11:11 a.m. – Court reconvened.

Counsel Rosenthal presented argument in support of the Motions to Suppress.

Counsel DeLong responded; and he further argued in opposition of the Motions to Suppress.

Counsel Rosenthal replied; and she further argued in support of the Motions to Suppress.

COURT set forth findings of fact and conclusions of law.

COURT DENIED the Motions to Suppress.

Counsel Rosenthal requested that the Court continue the jury trial so they may file a Writ with the Supreme Court, noting that the Defendant agrees with this and will waive his right to a speedy trial; and she further requested that the Court enter a formal written order regarding its denial of the Motions to Suppress.

Counsel Silverberg also presented argument in support of the request to continue trial.

Counsel DeLong responded and objected to a continuance of the trial.

Counsel Rosenthal replied and she further argued in support of a continuance.

COURT reviewed the procedural history of the case and the timing of the second Motion to Suppress.

Counsel Silverberg and counsel Rosenthal responded to the Court regarding the timing of the second Motion to Suppress, and their request to have this matter set for an in-person hearing.

12:06 p.m. – Court stood in recess.

12:12 p.m. – Court reconvened.

COURT set forth findings of fact and conclusions of law.

COURT DENIED the request to continue trial.

12:15 p.m. – Court stood in recess.

12:30 p.m. – Court reconvened.

COURT discussed the timeline of the trial with counsel.

Counsel Rosenthal inquired if the trial will be accessible to the public, noting that the courthouse is still closed; and she further noted her concern with prospective jurors being seated behind counsel table.

COURT advised the parties that Court Security has been advised that the Dept. 15 courtroom is open to the public, and anyone who comes to the courthouse and requests to observe this trial will be escorted to the courtroom by security; and he further advised counsel Rosenthal that prospective jurors have always been seated in the gallery, and that is one of the difficulties with holding a trial in a courtroom built in 1911.

12:34 p.m. – Court stood in recess. Jury trial shall convene when the prospective jurors arrive in the courtroom.

Exhibits

Title: **STATE OF NEVADA VS. IAN CHRISTOPHER HELD**

PLAINTIFF: **STATE OF NEVADA**

DDA: **ROBERT DELONG**

DDA: **NICKOLAS GRAHAM**

DEFENDANT: **IAN CHRISTOPHER HELD**

DAPD: **MELISSA ROSENTHAL**

DAPD: **IAN SILVERBERG**

Case No: **CR20-3104** Dept. No: **15** Clerk: **M. MERKOURIS** Date: **6/29/2021**

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	DEFENSE	Flash drive	6/29/2021		
2	DEFENSE	Flash drive	6/29/2021		
3	DEFENSE	Flash drive	6/29/2021		
4	DEFENSE	Flash drive	6/29/2021		
5	DEFENSE	Photo of U-Haul	6/29/2021		
6	DEFENSE	Close up photo of U-Haul	6/29/2021		
7	DEFENSE	Preliminary transcript, 3/3/2021	6/29/2021		
8	DEFENSE	Preliminary transcript, 3/8/2021	6/29/2021		
9	DEFENSE	Photo of Ryobi drill	6/29/2021	No Obj.	6/29/2021
10	DEFENSE	Photo of Ryobi drill	6/29/2021	No Obj.	6/29/2021
11	DEFENSE	Photo of Ryobi drill	6/29/2021	No Obj.	6/29/2021
12	DEFENSE	Photo of Ryobi drill	6/29/2021	No Obj.	6/29/2021

CASE NO. CR20-3104

STATE OF NEVADA VS. IAN CHRISTOPHER HELD

DATE, JUDGE
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APPEARANCES-HEARING

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HONORABLE
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HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
T. Amundsen
(Reporter)

JURY TRIAL

Respective counsel met with the Clerk on Friday, June 25, 2021; Trial Exhibits 2-86 were marked, and the attorneys approved the Clerk's redacted version of the Information. Trial Exhibits 1 & 2 were marked on the morning of trial.

12:40 p.m. – Court convened.

Deputy District Attorney Nickolas Graham and Deputy District Attorney Robert DeLong were present on behalf of the State.

Defendant was present with counsel, Deputy Alternate Public Defender Ian Silverberg and Deputy Alternate Public Defender Melissa Rosenthal.

COURT welcomed the prospective jurors to Dept. 15 and discussed the current COVID protocols in place in the Second Judicial District Court.

Clerk called roll of the prospective jurors.

COURT further welcomed the prospective jurors to Dept. 15.

Prospective jurors were sworn by the Clerk.

COURT conducted general and specific examination of the prospective jurors.

COURT introduced the court staff.

State's counsel introduced themselves and counsel DeLong read the witness names aloud to the prospective jurors.

Defense counsel introduced themselves and the Defendant.

COURT further conducted general and specific examination.

The names of the following twenty-three (23) prospective jurors were called and seated in the box: (Schelb, Baley, Villalobos-Duron, Chandler, Izquierdo, Barman, Kirk, Stevenson, Husted, Bridges, Hildebrand, Mercier, Snover, Lund, Lorenzo-Ortiz, Whitehead, Stewart, Godinez-Delatorre, Klein, Napoles, Nierman, Aguirre-Ramirez, and Fuquay).

COURT admonished and excused the prospective jurors.

1:37 p.m. – Court stood in recess.

Sidebar discussion between the Court and respective counsel held off the record in the jury room.

1:40 p.m. – Court reconvened. Court, respective counsel, Defendant, and prospective jurors present.

Ms. Klein was excused and Mr. Quintana was called in her place.

Mr. Quintana was excused and Mr. Lovedahl was called in his place.

Ms. Fuquay was excused and Mr. Ciepiela was called in her place.

Mr. Lorenzo-Ortiz was excused and Ms. Primm-Shimahara was called in his place.

COURT further conducted general and specific examination.

COURT admonished and excused the prospective jurors.

1:56 p.m. – Court stood in recess.

2:16 p.m. – Court reconvened. Court, respective counsel, Defendant, and prospective jurors present.

DATE, JUDGE
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APPEARANCES-HEARING

6/29/2021
HONORABLE
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M. Merkouris
(Clerk)
T. Amundsen
(Reporter)

JURY TRIAL

COURT further conducted general and specific examination.

Counsel Graham conducted voir dire.

Ms. Snover was excused for cause and Ms. Ragnone was called in her place.

COURT admonished and excused the prospective jurors.

Prospective juror Mercier remained in the courtroom and was questioned briefly by the Court regarding a statement she wished to make outside the presence of the other jurors.

3:37 p.m. – Court stood in recess.

3:49 p.m. – Court, respective counsel, and Defendant were present outside the presence of the prospective jurors, except for prospective juror Ragnone.

COURT conducted general and specific examination of Ms. Ragnone, and she was then instructed to wait outside the courtroom with the rest of the prospective jurors.

Prospective juror Gabriel Villalobos-Duran (who had advised the deputies that he wanted to speak privately with the Court) was brought into the courtroom and made a statement to the Court.

The entire panel was brought back into the courtroom, and counsel Graham further conducted voir dire.

Counsel Graham passed the panel for cause.

Counsel Rosenthal conducted voir dire; passed the panel for cause.

COURT admonished and excused the prospective jurors.

4:30 p.m. – Court stood in recess.

4:44 p.m. – Court reconvened outside the presence of the jurors.

Peremptory challenges exercised.

4:55 p.m. – Peremptory challenges concluded, and the following twelve (12) jurors and one (1) alternate were seated in the box and sworn to try this case:

Nicholle Chander

Jose Izquierdo

Jordan Barman

Rene Kirk

Bobbie Stevenson

Starlite Husted

Anthony Bridges

Brenda Hildebrand

Linda Mercier

Junjie Stewart

Enrique Godinez-Delatorre

Amber Alexander

Glenn Ciepiela (alternate)

COURT admonished and excused the jury for the evening.

4:57 p.m. – Court adjourned, to reconvene tomorrow, June 30, 2021, at 9:00 a.m.

CASE NO. CR20-3104

STATE OF NEVADA VS. IAN CHRISTOPHER HELD

DATE, JUDGE
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COURT PRESENT

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APPEARANCES-HEARING

6/30/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
E. Ferretto
(Reporter)

ONGOING JURY TRIAL

Counsel Graham had Exhibits 87 & 88 marked for identification prior to trial reconvening.

9:05 a.m. – Court convened.

Deputy District Attorney Nickolas Graham and Deputy District Attorney Robert DeLong were present on behalf of the State.

Defendant was present with counsel, Deputy Alternate Public Defender Ian Silverberg and Deputy Alternate Public Defender Melissa Rosenthal.

COURT gave the jury information regarding how trials are conducted in Dept. 15.

Clerk read the Information aloud to the jury.

Counsel DeLong presented opening statements.

Counsel Silverberg presented opening statements.

Counsel DeLong called **Chris Gardella** who was sworn.

Sidebar discussion between the Court and respective counsel held off the record in the jury room.

COURT advised the parties that he will ask all witnesses to lower or remove their masks during testimony to allow the jury to observe their facial expressions, and if any witness feels uncomfortable doing so, the Court will provide a clear face shield.

Mr. Gardella indicated that he did not feel comfortable removing his mask, and he did not want to wear a clear face shield.

COURT allowed Mr. Gardella to leave his mask on.

Mr. Gardella was direct examined by counsel DeLong.

Counsel DeLong offered Exhibit 88; no objection; ordered ADMITTED into evidence.

Mr. Gardella further direct examined; cross examined by counsel Silverberg; and excused.

Counsel DeLong called **Officer Heather Golden** who was sworn and direct examined. Counsel Rosenthal requested a sidebar discussion to be held on the record regarding the witnesses' face masks.

COURT directed counsel Rosenthal to place her concerns on the record in the presence of the jury.

Counsel Rosenthal requested that the Court require the witnesses to lower or remove their masks while testifying to allow the jury to see their facial expressions.

COURT indicated that all witnesses will be asked to lower or remove their masks, and if they are uncomfortable doing so a clear face shield will be offered, however the Court will not make this mandatory.

Officer Golden did not wish to remove her face mask.

Officer Golden direct examined by counsel DeLong.

Counsel DeLong offered Exhibit 87; no objection; ordered ADMITTED into evidence.

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COURT PRESENT

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APPEARANCES-HEARING

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(Clerk)
E. Ferretto
(Reporter)

ONGOING JURY TRIAL

Officer Golden further direct examined.

Counsel DeLong offered Exhibits 5-12; no objection; ordered ADMITTED into evidence.

Officer Golden further direct examined.

Counsel DeLong offered Exhibits 13-28; no objection; ordered ADMITTED into evidence.

Officer Golden further direct examined; cross examined by counsel Rosenthal; re-direct examined; and excused.

COURT admonished and excused the jury.

10:34 a.m. – Court stood in recess.

10:55 a.m. – Court reconvened. Court, respective counsel, Defendant, and jury present. Counsel DeLong called **Allen McCulloch** who was sworn and direct examined.

Counsel DeLong offered Exhibits 29-32; counsel Silverberg briefly questioned Mr. McCulloch and then objected to their admission; objection overruled and Exhibits 29-32 ordered ADMITTED into evidence.

Mr. McCulloch further direct examined; cross examined by counsel Silverberg; re-direct examined by counsel DeLong; and excused.

COURT admonished and excused the jury.

COURT made a record regarding the Motion to Suppress on the Ryobi drill, noting that there was no evidence presented that bore any indicia of ownership, and therefore he concluded that nothing about the tool was unduly prejudicial; however, during the testimony of Mr. McCulloch he has learned there may have been markers that construed ownership, and there could be exculpatory features that were absent from the photographic evidence.

Counsel DeLong responded.

Counsel Rosenthal requested that the jury be instructed not to look at the photographs being handed to the witnesses until they have been admitted into evidence.

11:51 a.m. – Court stood in recess for lunch.

1:28 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

Counsel Rosenthal advised the Court that she would like to address the comments made by the Court prior to the lunch recess.

Jury brought into the courtroom.

COURT advised the jury a matter will be taken up outside their presence which will take approximately 10 minutes.

Jury was escorted back into the jury room.

Counsel Rosenthal advised the Court that she will be filing a motion for reconsideration based on Mr. McCulloch's testimony, and she is requesting that the Court set a hearing on the issue so they can subpoena witnesses; and she further presented argument in support of her forthcoming motion for reconsideration.

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(Reporter)

ONGOING JURY TRIAL

Counsel Rosenthal further requested a transcript of Mr. McCulloch's testimony.

Counsel DeLong responded.

COURT addressed counsel Rosenthal's requests and noted that he will await her written motion.

Counsel Rosenthal inquired if the Court would consider a jury instruction on this issue.

COURT indicated that he would absolutely consider a jury instruction on this issue.

State's counsel responded.

Jury brought into the courtroom.

Counsel DeLong called **Officer Ty "Joe" Trail** who was sworn and direct examined.

Counsel DeLong offered Exhibits 3 & 4; no objection; ordered ADMITTED into evidence.

Officer Trail further direct examined.

Counsel DeLong offered Exhibits 35 & 36; no objection; ordered ADMITTED into evidence.

Officer Trail further direct examined; cross examined by counsel Rosenthal; re-direct examined; re-cross examined; and excused.

Counsel DeLong called **Mark Swanner** who was sworn and direct examined.

Counsel DeLong offered Exhibits 33 & 34; counsel Rosenthal questioned Mr. Swanner and then objected; objection overruled and Exhibits 33 & 34 ordered ADMITTED into evidence.

Mr. Swanner further direct examined; cross examined by counsel Rosenthal; and excused.

Counsel Graham called **Robert Merrill** who was sworn and direct examined; identified the Defendant; further direct examined.

Counsel Graham offered Exhibits 37-46; no objection; ordered ADMITTED into evidence.

Mr. Merrill further direct examined; cross examined by counsel Silverberg; re-direct examined; and excused.

Counsel Graham called **Dorothy Merrill** who was sworn and direct examined; identified the Defendant; further direct examined.

Counsel Graham offered Exhibits 1 & 2; no objection; ordered ADMITTED into evidence.

Ms. Merrill was further direct examined; cross examined by counsel Silverberg; and excused.

COURT admonished and excused the jury.

Counsel DeLong gave the Court information regarding his remaining witnesses, noting that he could possibly be done with his case-in-chief by the end of the day.

COURT advised the parties that he has been handed a juror note (Juror Question #1) by Deputy Coss, and he read it aloud:

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APPEARANCES-HEARING

6/30/2021
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M. Merkouris
(Clerk)
E. Ferretto
(Reporter)

ONGOING JURY TRIAL

Question: "Dorothy Merrill was one of my high school English teachers at Wooster High School. I did not know until I saw her today. Bobbie Stevenson."

COURT directed the Clerk to make the juror note a part of the record.

Counsel Rosenthal requested that the Court delay trial until tomorrow afternoon and allow her to present argument on her motion for reconsideration, which she has been working on; and she further inquired if the Court would prefer a written or oral motion. **COURT** indicated that he would prefer an oral motion, however he will allow a written motion; and he further advised respective counsel that he will send the jury home early this afternoon, and he will hear oral argument today.

Counsel DeLong noted that he has not had any time to research this issue today.

3:22 p.m. – Court stood in recess.

3:35 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

Counsel Rosenthal requested asked that Ms. Stevenson be questioned regarding her note.

COURT directed Deputy Coss to bring Ms. Stevenson into the courtroom.

COURT questioned Ms. Stevenson regarding her note, and her relationship with Ms. Merrill.

Respective counsel did not wish to question Ms. Stevenson, and she was escorted back into the jury room.

Counsel Rosenthal renewed her request to end the trial for the day and allow the attorneys to argue the motion to reconsider.

COURT DENIED this request.

Jury brought into the courtroom.

Counsel DeLong called **Detective Kenneth Fye** who was sworn and direct examined; identified the Defendant; further direct examined.

Counsel DeLong offered Exhibits 47 & 48; no objection; ordered ADMITTED into evidence.

Detective Fye further direct examined.

COURT admonished and excused the jury for the evening, directing them to return tomorrow at 10:00 a.m.

4:08 p.m. – Court stood in recess.

4:21 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

Counsel Rosenthal renewed her Motion to Suppress as to the Ryobi drill, and she further argued in support of a mistrial.

Counsel DeLong responded; and he further argued in opposition of the renewed Motion to Suppress and motion for mistrial.

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COURT PRESENT

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APPEARANCES-HEARING

6/30/2021
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M. Merkouris
(Clerk)
E. Ferretto
(Reporter)

ONGOING JURY TRIAL

Counsel Rosenthal replied; and she further argued in support of her renewed Motion to Suppress as to the Ryobi drill and motion for mistrial.

COURT set forth his preliminary findings of fact and conclusions of law on this issue.

Counsel Rosenthal further replied regarding the two cases provided by the State.

Counsel DeLong further responded.

COURT ORDERED: The Motion to Suppress the Ryobi drill set is DENIED.

COURT FURTHER ORDERED: The request for mistrial is also DENIED.

COURT advised respective counsel that he is open to some curative instruction.

5:14 p.m. – Court stood in recess for the evening.

CASE NO. CR20-3104

STATE OF NEVADA VS. IAN CHRISTOPHER HELD

DATE, JUDGE
OFFICERS OF
COURT PRESENT

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APPEARANCES-HEARING

7/1/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
L. Urmston
(Reporter)

ONGOING JURY TRIAL

10:18 a.m. – Court reconvened outside the presence of the jury.

Deputy District Attorney Nickolas Graham and Deputy District Attorney Robert DeLong were present on behalf of the State.

Defendant was present with counsel, Deputy Alternate Public Defender Ian Silverberg and Deputy Alternate Public Defender Melissa Rosenthal.

Discussion ensued between the Court and respective counsel regarding the settling of jury instructions.

COURT advised the parties that he has reviewed the Motion to Bifurcate.

Discussion ensued between the Court and respective counsel regarding the Motion to Bifurcate and Count III.

Counsel Rosenthal inquired if, depending on the outcome of trial, the Court would consider accepting a conditional plea as to Count III so the Defendant can preserve his appellate rights.

Counsel DeLong responded, noting that it is not appropriate for a defendant to enter a guilty plea and retain appellate rights.

COURT directed counsel Rosenthal to provide him with applicable case law on this issue.

10:27 a.m. – Court stood in recess.

10:34 a.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

Discussion further ensued between the Court and respective counsel regarding jury instructions.

Jury brought into the courtroom.

Detective Kenneth Fye was reminded by the Court that he remained under oath, and he was cross examined by counsel Rosenthal.

Counsel Rosenthal had Exhibit 89 marked for identification.

Detective Fye was further cross examined.

Counsel Rosenthal offered Exhibit 89; no objection; ordered ADMITTED into evidence.

Detective Fye was further cross examined.

Counsel Rosenthal offered Exhibits 64-84; counsel DeLong questioned Detective Fye and then objected.

COURT ORDERED: Counsel DeLong's objection to Exhibits 64-84 is overruled, however these exhibits will not be admitted at this time; counsel Rosenthal shall narrow her questioning as to these exhibits and offer them one at time, or in much smaller groups.

Detective Fye further cross examined.

Counsel Rosenthal offered Exhibit 64; ordered ADMITTED into evidence.

Detective Fye further cross examined.

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APPEARANCES-HEARING

7/1/2021
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M. Merkouris
(Clerk)
L. Urmston
(Reporter)

ONGOING JURY TRIAL

Counsel Rosenthal offered Exhibits 67, 68 & 70; ordered ADMITTED into evidence.

Detective Fye further cross examined.

Counsel Rosenthal offered Exhibit 78; ordered ADMITTED into evidence.

Detective Fye further cross examined.

Counsel Rosenthal offered Exhibit 73, 75 & 83; counsel DeLong objected; objection overruled and these exhibits were ordered ADMITTED into evidence.

Detective Fye further cross examined.

COURT admonished and excused the jury.

COURT reviewed case law regarding conditional pleas.

11:59 a.m. – Court stood in recess.

12:25 p.m. – Court reconvened. Court, respective counsel, Defendant, and jury present.

Detective Fye re-direct examined; re-cross examined.

Counsel Rosenthal had Exhibit 90 marked for identification.

Detective Fye further re-cross examined; and excused.

Counsel DeLong called **Detective Jeremy Catalano** who was sworn and direct examined; identified the Defendant; further direct examined.

Counsel DeLong offered Exhibits 49, 50 & 61; no objection; ordered ADMITTED into evidence.

Detective Catalano was further direct examined.

COURT admonished and excused the jury.

1:03 p.m. – Court stood in recess.

1:17 p.m. – Court reconvened. Court, respective counsel, Defendant, and jury present.

Detective Catalano was cross examined by counsel Rosenthal; re-direct examined; re-cross examined; and excused.

Counsel Graham called **Detective Lance Tindell** who was sworn and direct examined; identified the Defendant; further direct examined.

Counsel Rosenthal requested to be heard outside the presence of the hearing.

COURT admonished and excused the jury.

Counsel Rosenthal advised the Court that she requested this hearing as she was concerned that counsel Graham's line of questioning was going to elicit testimony regarding the stolen jeep.

Counsel Graham responded, noting that he had no intention of eliciting this testimony.

1:56 p.m. – Court stood in recess.

During this recess, counsel Rosenthal had Exhibit 91 marked for identification.

2:32 p.m. – Court reconvened. Court, respective counsel, Defendant, and jury present.

Detective Tindell further direct examined; cross examined by counsel Rosenthal; re-direct examined; re-cross examined; and excused.

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COURT PRESENT

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APPEARANCES-HEARING

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M. Merkouris
(Clerk)
L. Urmston
(Reporter)

ONGOING JURY TRIAL

State rested.

COURT admonished and excused the jury.

COURT canvassed the Defendant regarding his rights against self-incrimination.

3:16 p.m. – Court stood in recess.

3:29 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

Counsel DeLong gave the Court information regarding his concerns with Annabelle Bush's possible testimony.

COURT indicated that he would be willing to briefly canvass Ms. Bush regarding her testimony.

Counsel Rosenthal requested that she be allowed to speak to Ms. Bush regarding her testimony.

Counsel Rosenthal stepped out of the courtroom to speak to Ms. Bush.

When counsel Rosenthal came back into the courtroom, **COURT** indicated that he will attempt to stop any unintended testimony as soon as it happens.

Counsel Rosenthal called **Annebelle Bush** who was sworn and direct examined; cross examined by counsel DeLong; and excused.

*(During Ms. Bush's testimony, counsel Rosenthal objected to counsel DeLong being allowed to ask questions on cross examination that were outside the scope of her direct examination. **COURT** noted that under the evidence codes he has the authority to expand the State's cross examination, however he granted counsel Rosenthal's objection and directed counsel DeLong to recall Ms. Bush as a rebuttal witness.)*

Counsel Rosenthal called the Defendant, **Ian Christopher Held**, who was sworn and direct examined; cross examined by counsel DeLong.

COURT admonished and excused the jury.

COURT made a record regarding his decision to direct the State to recall Ms. Bush as a rebuttal witness rather than expanding the scope of counsel DeLong's cross examination.

Discussion ensued between the Court and respective counsel regarding the schedule for the remainder of the day.

Upon questioning by the Court, counsel Rosenthal advised the Court that Ms. Bush is compliant with Crossroads and the Second Judicial District Court – Drug Court, and her investigator has been transporting Ms. Bush to the courthouse to testify in this matter, however if the Court will give her a time certain to be her in the morning, Ms. Bush can ride the bus.

COURT advised Ms. Bush that she must return to the courthouse to continue testifying in this case at 11:00 a.m. tomorrow, and if she fails to do so, a bench warrant will be issued for her arrest.

Counsel DeLong advised the Court and Ms. Bush that his investigator would be happy to transport her to the courthouse in the morning.

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COURT PRESENT

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APPEARANCES-HEARING

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HARDY
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M. Merkouris
(Clerk)
L. Urmston
(Reporter)

ONGOING JURY TRIAL

Ms. Bush indicated that she understood she needed to be back at 11:00 a.m. tomorrow, and she would prefer to ride the bus.

Upon inquiry by counsel DeLong regarding the Defendant's prior convictions, **COURT** advised counsel DeLong that he may question the Defendant regarding the date, title, and nature of the charge.

Jury brought into the courtroom.

Court directed the jury to put any concerns with their plans for the upcoming long weekend in writing and give to Deputy Coss, and the Court will address them with respective counsel.

COURT admonished and excused the jury for the evening.

COURT indicated that he would like Ms. Bush to return to the courthouse at 10:00 a.m. tomorrow morning instead of 11:00 a.m., and he directed the Clerk to coordinate that with Crossroads and Ms. Bush.

Discussion ensued between the Court and respective counsel regarding jury instructions. 4:35 p.m. – Court stood in recess for the evening, to reconvene tomorrow, July 2, 2021, at 9:15 a.m.

Clerk's note: The Court did not receive any notes from the jurors regarding their plans for the Fourth of July weekend. MM

CASE NO. CR20-3104

STATE OF NEVADA VS. IAN CHRISTOPHER HELD

DATE, JUDGE
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COURT PRESENT

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APPEARANCES-HEARING

7/2/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
J. Kernan
(Reporter)

ONGOING JURY TRIAL

10:18 a.m. – Court reconvened outside the presence of the jury.
Deputy District Attorney Nickolas Graham and Deputy District Attorney Robert DeLong were present on behalf of the State.
Defendant was present with counsel, Deputy Alternate Public Defender Ian Silverberg and Deputy Alternate Public Defender Melissa Rosenthal.
Discussion ensued between the Court and respective counsel regarding the settling of jury instructions.
Counsel DeLong advised the Court that the Defendant has four prior felony convictions, two from 2009 and one from 2015, which were released to Defense counsel during discovery, and one from 2012, which was released to them today.
Discussion ensued between the Court and respective counsel regarding the Defendant's prior felony convictions and the Court's canvass of the Defendant yesterday regarding his rights against self-incrimination.
Counsel DeLong moved to withdraw his Motion to Bifurcate and to reopen his case-in-chief on Count III as the jury now knows the Defendant is a felon.
COURT noted that the Defendant made the choice to testify, and he is inclined to grant this request.
Counsel Rosenthal responded; and she further argued in opposition of counsel DeLong's request to withdraw his Motion to Bifurcate and prosecute Count III in this phase of the trial.
Counsel DeLong replied.
COURT noted that as a matter of law, the State is correct – the Court could rescind bifurcation and allow the jury to consider Count III during this portion of the trial, however, the Court will not do this because there was no discussion during the Court's canvass of the Defendant regarding Count III being addressed with Counts I and II if he chose to testify, and the trial will continue as is.
COURT advised counsel DeLong that he may discuss the firearms with Ms. Bush during her testimony this morning.
Counsel Rosenthal objected.
COURT advised counsel Rosenthal that the felony bell has been rung, and the State shall be allowed to question Ms. Bush regarding the firearms if they wish to do so.
Counsel DeLong advised the Court that he believes Count III should be addressed regardless of what the verdicts are on Counts I and II.
COURT advised counsel DeLong that he will take up that issue at a later time.
Jury brought into the courtroom.
Defendant was reminded by the Court that he remained under oath, and he was further cross examined by counsel DeLong; re-direct examined by counsel Rosenthal; and excused.
Defense rested.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

Pg. 2

APPEARANCES-HEARING

7/2/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
J. Kernan
(Reporter)

ONGOING JURY TRIAL

Counsel DeLong recalled **Annebelle Bush**.

COURT noted that Ms. Bush had not yet arrived at the courthouse, and it is not Ms. Bush's fault.

COURT admonished and excused the jury.

Counsel Rosenthal advised the Court that she wished to discuss the scope of counsel DeLong's rebuttal questioning.

COURT noted that counsel Rosenthal objected to the scope of counsel DeLong's cross examination of Ms. Bush yesterday, and the Court could have overruled her objection and expanded the scope of the State's questioning, however he granted her request and counsel DeLong was directed to recall Ms. Bush as his own witness.

Counsel Rosenthal responded.

COURT advised counsel Rosenthal that he completely disagrees with her argument, and regrets granting her request yesterday.

9:59 a.m. – Court stood in recess.

10:29 a.m. – Court reconvened. Court, respective counsel, Defendant, and jury present.

Counsel DeLong recalled **Annebelle Bush** who was reminded by the Court that she remained under oath; direct examined; and excused.

Counsel DeLong recalled **Detective Kenneth Fye** who was reminded by the Court that he remained under oath; direct examined; cross examined by counsel Rosenthal; and excused.

State rested.

COURT advised the jury that he will now meet with the attorneys to go over the jury instructions, and they will be excused until 12:15 p.m., at which time they will be instructed by the Court and will hear closing arguments.

COURT admonished and excused the jury.

Counsel Silverberg advised the Court that at the conclusion of trial yesterday, there were comments made off the record by the Court to the attorneys that jury instructions would be settled today and closing arguments/deliberations would occur on Tuesday.

COURT noted that it is not yet 11:00 a.m., and it would be an inefficient use of the jury's time to send them home now.

Counsel Silverberg advised the Court that he is respectfully at a loss, and they were prepared to present closing arguments on Tuesday.

10:49 a.m. – Court stood in recess.

10:54 a.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

COURT advised the attorneys that none of the jurors have expressed any concerns with weekend plans.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

Pg. 3

APPEARANCES-HEARING

7/2/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
J. Kernan
(Reporter)

ONGOING JURY TRIAL

Counsel Silverberg indicated that he was aware there were no notes from the jurors regarding weekend plans, and he would respectfully argue that it appears the Court is angry with Defense counsel after argument on the bifurcation/rebuttal issue, and while he does not say this easily, it appears punitive that the Court is going to allow closing arguments and deliberation today.

COURT advised the parties that he does not recall ever indicating to them that closing arguments and deliberations would absolutely take place on Tuesday, and the trial has ended sooner than he expected today; however, if he expressly said unequivocally that closing arguments and deliberations would not occur until Tuesday, he will hold to that. **COURT** further advised counsel Silverberg that while he was somewhat agitated with counsel Rosenthal's argument, and it is frustrating when attorneys contest everything and concede to nothing, he does his absolute best to be fair and was not punishing Defense counsel with his decision to allow closing arguments and deliberations to begin today.

Counsel DeLong advised the Court that he cannot comment on this issue as he does not exactly remember the Court saying that closings and deliberation would occur on Tuesday, and the State is prepared for closing arguments today, however he does remember some conversation that the Court did not want to rush a verdict.

Further discussion regarding this issue ensued between the Court and respective counsel. *At this point in the hearing, the Court advised the deputies that the Defendant, who had been taken out of the courtroom and placed in a holding cell, should be here for this discussion.*

Defendant brought into the courtroom.

COURT summarized for the Defendant the argument/discussion that had occurred between the Court and counsel in his absence.

COURT further made a record regarding counsel Silverberg's request that closing arguments and deliberations occur on Tuesday, noting that honest people can have different recollections of events and still be honest, and the Court believes in the goodness of the professionals in this legal community. **COURT** further noted that his inclination to continue with the trial today was in no way punitive, and it appears he somehow gave Defense counsel the impression that closing arguments and deliberations would not occur today, and therefore counsel Silverberg's request will be granted.

11:30 a.m. – Court stood in recess.

During this recess, the Court and respective counsel discussed jury instructions, and the Defendant indicated that he did not wish to be present for the settling of jury instructions.

12:10 p.m. – Court reconvened. Court, respective counsel, Defendant, and jury present.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

Pg. 4

APPEARANCES-HEARING

7/2/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
J. Kernan
(Reporter)

ONGOING JURY TRIAL

COURT advised the jury that they were going to be released for the day, to return on Tuesday morning, and if they perceive any inefficiencies with this schedule, they shall hold the Court responsible and not the attorneys.

COURT admonished and excused the jury for the weekend, directing them to return on Tuesday, July 6, 2021, at 9:00 a.m.

12:15 p.m. – Court stood in recess.

2:46 p.m. – Court reconvened outside the presence of the jury. Court, counsel DeLong, counsel Graham and counsel Rosenthal present. Counsel Silverberg and the Defendant were not present.

Jury Instructions 1-37 and two (2) verdict forms were settled upon.

4:24 p.m. – Court stood in recess for the weekend, to reconvene on Tuesday, July 6, 2021, at 9:00 a.m.

CASE NO. CR20-3104

STATE OF NEVADA VS. IAN CHRISTOPHER HELD

DATE, JUDGE
OFFICERS OF
COURT PRESENT

Pg. 1

APPEARANCES-HEARING

7/6/2021

ONGOING JURY TRIAL

HONORABLE

8:59 a.m. – Court reconvened outside the presence of the jury.

DAVID A.

Deputy District Attorney Nickolas Graham and Deputy District Attorney Robert DeLong were present on behalf of the State.

HARDY

DEPT. NO. 15

Deputy Alternate Public Defender Ian Silverberg and Deputy Alternate Public Defender Melissa Rosenthal were present on behalf of the Defendant, who was not yet present in the courtroom.

M. Merkouris
(Clerk)

Counsel Graham made a record regarding the voluntary intoxication jury instruction. Defendant brought into the courtroom.

C. Eisenberg
(Reporter)

The Clerk briefly left the courtroom to assist the Law Clerk with making a copy of the final Jury Instruction packet.

Jury brought into the courtroom.

COURT instructed the jury. (The Court advised the Court Reporter that she did not need to write the Jury Instructions.)

Counsel DeLong presented closing arguments.

Counsel Rosenthal presented closing arguments.

Counsel Graham requested a sidebar.

COURT admonished and excused the jury.

COURT noted that prior to excusing the jury, counsel Rosenthal placed an NRS on the overhead.

Counsel Graham objected to this document being published to the jury as it was not admitted into evidence, and it is not an approved jury instruction; counsel Graham further noted that this is the second time in the trial that counsel Rosenthal has placed an unadmitted piece of evidence on the overhead.

Counsel Rosenthal responded.

COURT noted for the record that no attorney may publish something to the jury that has not been admitted into evidence or is not an approved jury instruction.

Counsel Rosenthal indicated that she will now object to counsel DeLong's power-point being published as it was not admitted into evidence.

Counsel DeLong responded, noting that all images contained in his power-point are admitted exhibits or approved jury instructions.

COURT directed the Clerk to mark a copy of counsel DeLong's power-point presentation as an exhibit (Exhibit 92).

Counsel DeLong requested that the NRS placed on the overhead by counsel Rosenthal also be marked as an exhibit (Exhibit 93).

COURT directed counsel Rosenthal to remove the NRS from the overhead.

10:24 a.m. – Court stood in recess.

10:37 a.m. – Court reconvened. Court, respective counsel, Defendant, and jury present.

Counsel Rosenthal further presented closing arguments.

Counsel DeLong presented final closing arguments.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

Pg. 2

APPEARANCES-HEARING

7/6/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
C. Eisenberg
(Reporter)

ONGOING JURY TRIAL

COURT thanked and excused the alternate juror for this portion of trial, noting that he is not fully discharged from service yet, and Deputy Coss will contact him later today.

Deputy Coss and Deputy Grovat were sworn by the Clerk.

11:00 a.m. – Deliberations commenced.

11:01 a.m. – Court stood in recess.

1:35 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

COURT advised the attorneys that he has received a question from the jury (Jury Question #2).

Discussion ensued between the Court and respective counsel regarding an appropriate response to Jury Question #2.

A response to Jury Question #2 was typed by the Clerk and provided to the jury by Deputy Coss.

1:43 p.m. – Court stood in recess; deliberations continued.

3:55 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

COURT advised the attorneys that he has received another question from the jury (Jury Question #3).

Discussion ensued between the Court and respective counsel regarding an appropriate response to Jury Question #3.

4:02 p.m. – Court stood in recess.

4:27 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

Further discussion ensued between the Court and respective counsel regarding an appropriate response to Jury Question #3.

At this point in the hearing, there was a knock on the jury room door.

Deputy Coss advised the Court that the jury was requesting to take a walk.

COURT directed Deputy Coss to escort the jury into the courtroom.

COURT addressed Jury Question #3 on the record.

Jury brought back into the jury room, to continue deliberating after their walk break.

4:42 p.m. – Court stood in recess.

5:10 p.m. – Verdict reached.

5:18 p.m. – Court reconvened. Court, respective counsel, Defendant, and jury present. Upon direction by the Court, the Clerk read the verdicts aloud.

COURT directed the Clerk to poll the jury. All members of the jury answered in the affirmative to the question: “Are these your verdicts as read?”

COURT advised the jury that they will be escorted into the jury room for a brief moment while he has a discussion with the attorneys.

Jury brought into the jury room.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

Pg. 3

APPEARANCES-HEARING

7/6/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
C. Eisenberg
(Reporter)

ONGOING JURY TRIAL

Discussion ensued regarding Count III.

COURT noted that it is now 5:25 p.m. and he could ask the jury to continue working, however he does not want to create a coercive environment.

Counsel DeLong advised the Court that he has one witness here and one on the way, and he believes he can be done with his presentation on Count III in 30 minutes.

Counsel Rosenthal requested that the Court consider taking a conditional plea on Count III; counsel DeLong objected.

Counsel Rosenthal requested that Count III be handled in the morning by the jury. Jury brought into the courtroom.

COURT advised the jury that they will be asked to reach a verdict on Count III, and he explained why Count III had to be tried separately from Counts I and II.

COURT directed the foreperson, Ms. Kirk, to poll the jury and advise the Court as to whether they wish to stay tonight and hear evidence on Count III, or if they would rather return in the morning.

Jury brought into the jury room.

5:32 p.m. – Court stood in recess.

5:34 p.m. – Court reconvened. Court, respective counsel, Defendant, and jury present. The jury foreperson, Ms. Kirk, advised the Court that they have all elected to hear evidence on Count III tonight.

Upon direction by the Court, the Clerk read Count III aloud to the jury.

Counsel DeLong waived opening statements.

Counsel Rosenthal reserved opening statements.

Counsel DeLong marked and offered Exhibit 94; no objection; ordered ADMITTED into evidence.

Counsel DeLong called **Detective Jeremy Catalano** who was sworn and direct examined.

Counsel DeLong offered Exhibits 51-63 (62 was previously admitted); objection overruled; ordered ADMITTED into evidence.

Detective Catalano further direct examined; cross examined by counsel Rosenthal; re-direct examined; and excused.

Counsel DeLong called **Detective Kenneth Fye** who was sworn and direct examined; cross examined by counsel Rosenthal; and excused.

State rested.

COURT admonished and excused the jury.

COURT canvassed the Defendant regarding his rights against self-incrimination.

6:13 p.m. – Court stood in recess.

6:17 p.m. – Court reconvened outside the presence of the jury. Court, respective counsel, and Defendant present.

COURT reviewed the Supplemental Jury Instructions with respective counsel.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

Pg. 4

APPEARANCES-HEARING

7/6/2021

ONGOING JURY TRIAL

HONORABLE

The Supplemental Jury Instructions and one (1) verdict form were settled upon.

DAVID A.

6:30 p.m. – Court stood in recess.

HARDY

6:35 p.m. – Court reconvened. Court, respective counsel, Defendant, and jury present.

DEPT. NO. 15

COURT instructed the jury.

M. Merkouris

Counsel DeLong presented closing arguments.

(Clerk)

Counsel Rosenthal presented closing arguments.

C. Eisenberg

COURT advised Deputy Coss and Deputy Grovat that they remain under oath, and they were charged with the jury.

(Reporter)

6:52 p.m. – Deliberations commenced.

6:57 p.m. – Court reconvened. Court, respective counsel, Defendant, and jury present.

Upon direction by the Court, the Clerk read the verdict aloud.

COURT directed the Clerk to poll the jury. All members of the jury answered in the affirmative to the question: “Is this your verdict as read?”

Clerk handed a PSI questionnaire to Deputy Coss, which was provided to Defense counsel.

COURT ORDERED: Sentencing is set for August 26, 2021, at 9:00 a.m.

Defendant was remanded to the custody of the Sheriff.

COURT thanked the jury for their service.

7:06 p.m. – Court adjourned.

Exhibits

Title: **STATE OF NEVADA VS. IAN CHRISTOPHER HELD**

PLAINTIFF: **STATE OF NEVADA**

DDA: **ROBERT DELONG**

DDA: **NICKOLAS GRAHAM**

DEFENDANT: **IAN CHRISTOPHER HELD**

DAPD: **MELISSA ROSENTHAL**

DAPD: **IAN SILVERBERG**

Case No: **CR20-3104** Dept. No: **15** Clerk: **M. MERKOURIS** Date: **6/29/2021**

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	STATE	Ring Doorbell Video 1	6/29/2021	No Obj.	6/30/2021
2	STATE	Ring Doorbell Video 2	6/29/2021	No Obj.	6/30/2021
3	STATE	U-Haul Truck_01	6/25/2021	No Obj.	6/30/2021
4	STATE	U-Haul Truck_02	6/25/2021	No Obj.	6/30/2021
5	STATE	Whisper Rock Door	6/25/2021	No Obj.	6/30/2021
6	STATE	Whisper Rock Lock	6/25/2021	No Obj.	6/30/2021
7	STATE	Whisper Rock Screen	6/25/2021	No Obj.	6/30/2021
8	STATE	Whisper Rock Broken Glass	6/25/2021	No Obj.	6/30/2021
9	STATE	Whisper Rock Brick	6/25/2021	No Obj.	6/30/2021
10	STATE	Whisper Rock Brick and Hallway	6/25/2021	No Obj.	6/30/2021
11	STATE	Whisper Rock Glass and Drapes	6/25/2021	No Obj.	6/30/2021
12	STATE	Whisper Rock Broken Slider	6/25/2021	No Obj.	6/30/2021
13	STATE	Whisper Rock Pantry	6/25/2021	No Obj.	6/30/2021
14	STATE	Whisper Rock Closet 01	6/25/2021	No Obj.	6/30/2021
15	STATE	Whisper Rock Closet 02	6/25/2021	No Obj.	6/30/2021
16	STATE	Whisper Rock Laundry 01	6/25/2021	No Obj.	6/30/2021
17	STATE	Whisper Rock Laundry 02	6/25/2021	No Obj.	6/30/2021
18	STATE	Whisper Rock Nightstand	6/25/2021	No Obj.	6/30/2021
19	STATE	Whisper Rock Open Drawer 01	6/25/2021	No Obj.	6/30/2021
20	STATE	Whisper Rock Open Drawer 02	6/25/2021	No Obj.	6/30/2021
21	STATE	Whisper Rock Front Door	6/25/2021	No Obj.	6/30/2021

Exhibits

Title: **STATE OF NEVADA VS. IAN CHRISTOPHER HELD**

PLAINTIFF: **STATE OF NEVADA**

DDA: **ROBERT DELONG**

DDA: **NICKOLAS GRAHAM**

DEFENDANT: **IAN CHRISTOPHER HELD**

DAPD: **MELISSA ROSENTHAL**

DAPD: **IAN SILVERBERG**

Case No: **CR20-3104** Dept. No: **15** Clerk: **M. MERKOURIS** Date: **6/29/2021**

Exhibit No.	Party	Description	Marked	Offered	Admitted
22	STATE	Whisper Rock Bench	6/25/2021	No Obj.	6/30/2021
23	STATE	Whisper Rock Open Cabinet	6/25/2021	No Obj.	6/30/2021
24	STATE	Whisper Rock Open Nightstand	6/25/2021	No Obj.	6/30/2021
25	STATE	Whisper Rock Open Nightstand Left Side 01	6/25/2021	No Obj.	6/30/2021
26	STATE	Whisper Rock Open Nightstand Left Side 02	6/25/2021	No Obj.	6/30/2021
27	STATE	Whisper Rock Open Closet	6/25/2021	No Obj.	6/30/2021
28	STATE	Whisper Rock Sliding Door	6/25/2021	No Obj.	6/30/2021
29	STATE	Ryobi Toolbox	6/25/2021	Obj. Overruled	6/30/2021
30	STATE	Ryobi Drill and Saw 01	6/25/2021	Obj. Overruled	6/30/2021
31	STATE	Ryobi Drill and Saw 02	6/25/2021	Obj. Overruled	6/30/2021
32	STATE	Ryobi Drill and Saw 03	6/25/2021	Obj. Overruled	6/30/2021
33	STATE	U-Haul Business Record 01	6/25/2021	Obj. Overruled	6/30/2021
34	STATE	U-Haul Business Record 02	6/25/2021	Obj. Overruled	6/30/2021
35	STATE	Trailer Park w/ U-Haul	6/25/2021	No Obj.	6/30/2021
36	STATE	U-Haul Truck Closeup	6/25/2021	No Obj.	6/30/2021
37	STATE	Univ. Park Address	6/25/2021	No Obj.	6/30/2021
38	STATE	Univ. Park Front Door	6/25/2021	No Obj.	6/30/2021

Exhibits

Title: **STATE OF NEVADA VS. IAN CHRISTOPHER HELD**

PLAINTIFF: **STATE OF NEVADA**

DDA: **ROBERT DELONG**

DDA: **NICKOLAS GRAHAM**

DEFENDANT: **IAN CHRISTOPHER HELD**

DAPD: **MELISSA ROSENTHAL**

DAPD: **IAN SILVERBERG**

Case No: **CR20-3104** Dept. No: **15** Clerk: **M. MERKOURIS** Date: **6/29/2021**

Exhibit No.	Party	Description	Marked	Offered	Admitted
39	STATE	Univ. Park Glove	6/25/2021	No Obj.	6/30/2021
40	STATE	Univ. Park Broken Window	6/25/2021	No Obj.	6/30/2021
41	STATE	Univ. Park Window and Table	6/25/2021	No Obj.	6/30/2021
42	STATE	Univ. Park Bush	6/25/2021	No Obj.	6/30/2021
43	STATE	Univ. Park Rock	6/25/2021	No Obj.	6/30/2021
44	STATE	Univ. Park Pole	6/25/2021	No Obj.	6/30/2021
45	STATE	Univ. Park Slider Screen	6/25/2021	No Obj.	6/30/2021
46	STATE	Univ. Park Window Screen	6/25/2021	No Obj.	6/30/2021
47	STATE	Tracking Date Map 01	6/25/2021	No Obj.	6/30/2021
48	STATE	Tracking Data Map 02	6/25/2021	No Obj.	6/30/2021
49	STATE	Trailer License Plate	6/25/2021	No Obj.	7/1/2021
50	STATE	Trailer Inside	6/25/2021	No Obj.	7/1/2021
51	STATE	Trailer Items	6/25/2021	Obj. Overruled	7/6/2021
52	STATE	Trailer Gun and Fan	6/25/2021	Obj. Overruled	7/6/2021
53	STATE	Trailer Black Gun	6/25/2021	Obj. Overruled	7/6/2021
54	STATE	Trailer Gun and Towel	6/25/2021	Obj. Overruled	7/6/2021
55	STATE	Gun Up Close	6/25/2021	Obj. Overruled	7/6/2021
56	STATE	Blue Towel / Gun / Case	6/25/2021	Obj. Overruled	7/6/2021
57	STATE	Gun Case No Towel	6/25/2021	Obj. Overruled	7/6/2021

Exhibits

Title: **STATE OF NEVADA VS. IAN CHRISTOPHER HELD**

PLAINTIFF: **STATE OF NEVADA**

DDA: **ROBERT DELONG**

DDA: **NICKOLAS GRAHAM**

DEFENDANT: **IAN CHRISTOPHER HELD**

DAPD: **MELISSA ROSENTHAL**

DAPD: **IAN SILVERBERG**

Case No: **CR20-3104** Dept. No: **15** Clerk: **M. MERKOURIS** Date: **6/29/2021**

Exhibit No.	Party	Description	Marked	Offered	Admitted
58	STATE	Gun Case	6/25/2021	Obj. Overruled	7/6/2021
59	STATE	4 Guns 01	6/25/2021	Obj. Overruled	7/6/2021
60	STATE	4 Guns 02	6/25/2021	Obj. Overruled	7/6/2021
61	STATE	Ian Held ID	6/25/2021	No Obj.	7/1/2021
62	STATE	2 Guns Evidence	6/25/2021	Obj. Overruled	7/6/2021
63	STATE	3 Guns Evidence	6/25/2021	Obj. Overruled	7/6/2021
64	DEFENSE	4 th Street afar	6/25/2021	Obj; overruled	7/1/2021
65	DEFENSE	Outside Fence 1	6/25/2021		
66	DEFENSE	Outside Fence 2	6/25/2021		
67	DEFENSE	Over Outside Fence	6/25/2021	Obj; overruled	7/1/2021
68	DEFENSE	Outside Fence Close Up 1	6/25/2021	Obj; overruled	7/1/2021
69	DEFENSE	Outside Fence Close Up 2	6/25/2021		
70	DEFENSE	Outside Fence Close Up 3	6/25/2021	Obj; overruled	7/1/2021
71	DEFENSE	Outside Fence 3	6/25/2021		
72	DEFENSE	Adjacent Building	6/25/2021		
73	DEFENSE	Spot 81 Front On	6/25/2021	Obj; overruled	7/1/2021
74	DEFENSE	Spot 81 Right Side	6/25/2021		

Exhibits

Title: **STATE OF NEVADA VS. IAN CHRISTOPHER HELD**

PLAINTIFF: **STATE OF NEVADA**

DDA: **ROBERT DELONG**

DDA: **NICKOLAS GRAHAM**

DEFENDANT: **IAN CHRISTOPHER HELD**

DAPD: **MELISSA ROSENTHAL**

DAPD: **IAN SILVERBERG**

Case No: **CR20-3104** Dept. No: **15** Clerk: **M. MERKOURIS** Date: **6/29/2021**

Exhibit No.	Party	Description	Marked	Offered	Admitted
75	DEFENSE	Trailer Park Street 1	6/25/2021	Obj; overruled	7/1/2021
76	DEFENSE	Trailer Park Spot	6/25/2021		
77	DEFENSE	Trailer Park Outside Wall	6/25/2021		
78	DEFENSE	Trailer Park Entrance	6/25/2021	Obj; overruled	7/1/2021
79	DEFENSE	Common Area 1	6/25/2021		
80	DEFENSE	Common Area 2	6/25/2021		
81	DEFENSE	Common Area 3	6/25/2021		
82	DEFENSE	Common Area 4	6/25/2021		
83	DEFENSE	Trailer Park Street 2	6/25/2021	Obj; overruled	7/1/2021
84	DEFENSE	Sidewalk View	6/25/2021		
85	DEFENSE	Bush Interview 1	6/25/2021		
86	DEFENSE	Bush Interview 2	6/25/2021		
87	STATE	Flash drive containing body cam footage	6/30/2021	No Obj.	6/30/2021
88	STATE	Photo of U-Haul truck and mailboxes	6/30/2021	No Obj.	6/30/2021
89	DEFENSE	Photo of a map	7/1/2021	No Obj.	7/1/2021
90	DEFENSE	Photo of a drill	7/1/2021		
91	DEFENSE	Preliminary hearing transcript	7/1/2021		
92	STATE	Copy of counsel DeLong's closing power-point presentation	7/6/2021		

Exhibits

Title: **STATE OF NEVADA VS. IAN CHRISTOPHER HELD**

PLAINTIFF: **STATE OF NEVADA**

DDA: **ROBERT DELONG**

DDA: **NICKOLAS GRAHAM**

DEFENDANT: **IAN CHRISTOPHER HELD**

DAPD: **MELISSA ROSENTHAL**

DAPD: **IAN SILVERBERG**

Case No: **CR20-3104** Dept. No: **15** Clerk: **M. MERKOURIS** Date: **6/29/2021**

Exhibit No.	Party	Description	Marked	Offered	Admitted
93	DEFENSE	Statute placed on the overhead during counsel Rosenthal's closing arguments	7/6/2021		
94	STATE	Prior conviction	7/6/2021	No Obj.	7/6/2021

1 Code 1350

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

STATE OF NEVADA,

Plaintiff,

Case No. CR20-3104

vs.

Dept. No. 15

IAN CHRISTOPHER HELD,

Defendant.

CERTIFICATE OF CLERK AND TRANSMITTAL – NOTICE OF APPEAL

I certify that I am an employee of the Second Judicial District Court of the State of Nevada, County of Washoe; that on the 24th day of September, 2021, I electronically filed the Notice of Appeal in the above entitled matter to the Nevada Supreme Court.

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

Dated this 24th day of September, 2021.

Alicia L. Lerud
Clerk of the Court
By /s/Y.Viloria
Y.Viloria
Deputy Clerk