

FILED

In the District Court of Reno, Nevada
2021 OCT 19 PM 2:48In and for the County of Washoe, State of Nevada
Electronically Filed
Oct 25 2021 01:20 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Jacob Daniel Gosselin; Plaintiff

Case No: CR20-4005

Dept. No: 15

Vs.

State of Nevada; Defendant

Motion

Notice of Appeal

Jacob Daniel Gosselin of the County of Washoe

State of Nevada wishes to verify that he would

like to invoke his right to an appeal for Case #

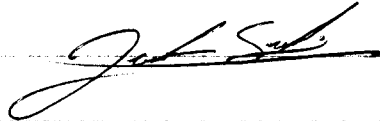
CR20-4005. In said appeal Jacob Gosselin will

be asking for a sentence reduction. Due to

1 Mr. Gosselin's substantial help to law enforcement
2
3 he feels that the amount of time given does not match
4
5 up. He was given 8-40 years when his co-defendent
6
7 Daniel Munoz is only looking at doing 10-50 years
8
9 During the proceeding of this case Mr. Gosselin was
10
11 supposed to be released on an ankle monitor according
12
13 to the deal he singed. Although Mr. Gosselin feels
14
15 he should not be let off entirely, he is asking his
16
17 sentence be reduced to 6-15 years.

18
19 Jacob Gosselin

Date: 10/13/2021

20 
21

22 I am in the intake process and am limited
23
24 access due to Covid to forms needed. If you
25
26 could please give me a extension if this is not
27 good enough. I did not know I only had 30 days.
28 My Lawyer Sean Neahusen said I had 1 year.

1249389

Jacob Gosselin #1249389

Cell 5B-25

P.O. Box 7000

Carson City, NV.

89702

County Clerk of Reno
District Court Washoe County
One South Sierra St.
Reno, NV. 89520

1044/001
US POSTAGE \$000.53



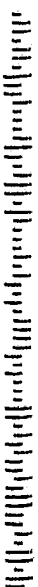
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IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7

IN AND FOR THE COUNTY OF WASHOE

8

STATE OF NEVADA,

9

Plaintiff,

Case No. CR20-4005

10

vs.

Dept. No. 15

11

JACOB DANIEL GOSSELIN,

12

Defendant.

13

14

CASE APPEAL STATEMENT

15

This case appeal statement is filed pursuant to N.R.A.C.P. 3(f).

16

1. Appellant is Jacob Daniel Gosselin

17

2. This appeal is from an order entered by the Honorable Judge David A. Hardy.

18

3. Appellant is representing himself in Proper Person on appeal. The Appellant's address is:

19

20

Jacob Gosselin #1249389

21

N.N.C.C.

22

PO Box 7000

Carson City, Nevada 89702

23

4. Respondent is the State of Nevada. Respondent is represented by: the Washoe

24

County District Attorney's Office

25

Jennifer P. Noble, Esq., SBN 9446

26

P.O. Box 30083

Reno, NV 89520

27

28

5. Respondent's attorney is not licensed to practice law in Nevada: n/a

6. Appellant is represented by retained counsel in District Court.

7. Appellant is not represented by retained counsel on appeal.
8. Appellant was not granted leave to proceed in forma pauperis in the District Court.
9. Proceeding commenced by an Information filed on May 14th, 2021.
10. This is a criminal proceeding and the Appellant's Notice of Appeal does not designate the Judgment, order or part thereof being appealed as required by N.R.A.C.P. 3 (C)(1)(B). It appears that Appellant is appealing the Judgment filed September 23rd, 2021.
11. The case has not been the subject of a previous appeal to the Supreme Court.
12. This case does not involve child custody or visitation.
13. This is not a civil case involving the possibility of a settlement.

Dated this 20th day of October, 2021.

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

**SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE**

Case History - CR20-4005

DEPT. D15

HON. DAVID A. HARDY

Report Date & Time

10/20/2021

11:36:28AM

Case Description: STATE VS. JACOB DANIEL GOSSELIN (TN)(D15)

Case ID: CR20-4005

Case Type: CRIMINAL

Initial Filing Date: 12/16/2020

Parties

PLTF	STATE OF NEVADA - STATE
DA	Jennifer P. Noble, Esq. - 9446
DA	Luke J. Pregaman, Esq. - 6094
DEFT	JACOB DANIEL GOSSELIN - @1340611
DATY	Sean Neahusan, Esq. - 11224
PNP	Div. of Parole & Probation - DPNP

Charges

<i>Charge No.</i>	<i>Charge Code</i>	<i>Charge Date</i>	<i>Charge Description</i>
1	50001	5/14/2021	INF MURDER OF THE FIRST DEGREE WITH THE USE OF A DEADLY WEAPON
2	50031	5/14/2021	INF ATTEMPTED MURDER WITH THE USE OF A DEADLY WEAPON
3	50147	5/14/2021	INF CONSPIRACY TO COMMIT ROBBERY

Plea Information

<i>Charge No.</i>	<i>Plea Code</i>	<i>Plea Date</i>	<i>Plea Description</i>
1	50001	5/17/2021	PLED GUILTY
2	50031	5/17/2021	PLED GUILTY
3	50147	5/17/2021	PLED GUILTY

Sentences

<i>Date</i>	<i>Charge No.</i>	<i>Charge Desc</i>	<i>Time Served</i>	<i>Sentence Text</i>
9/23/2021	2 - Nevada State Prison			NDOC 7-20 YEARS W/ A CONSECUTIVE SENTENCE OF 1-20 YEARS FOR THE DEADLY WEAPON ENHANCEMENT; DNA ANALYSIS; + FEES WHICH SHALL BE SUBJECT TO REMOVAL FROM THE DEFT'S BOOKS AT WCJ AND/OR NDOC.
9/23/2021	3 - Nevada State Prison			NDOC 12-30 MOS, TO BE SERVED CONCURRENTLY TO THE SENTENCE IMPOSED FOR COUNT 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	5/17/2021 09:00:00	5/17/2021

Event Extra Text: **Disposition:**
D655 5/17/2021

Case Description: STATE VS. JACOB DANIEL GOSSELIN (TN)(D15)

Case ID: CR20-4005 Case Type: CRIMINAL Initial Filing Date: 12/16/2020

TO THE INFORMATION.
SENTENCING WAS SET FOR 9/20/2021 @10:30AM. DEFENSE COUNSEL ADVISED THE COURT THAT HE WILL BE FILING A MOTION RE: THE DEFT'S CUSTODY STATUS ASAP, AND HE REQUESTED A CLOSED HEARING ON THE MOTION. COURT ORDERED: HRG ON DEFENSE COUNSEL'S MOTION RE: DEFT'S CUSTODY STATUS SHALL BE SET FOR 5/24/2021 @2PM.

	Department	Event Description	Sched. Date & Time	Disposed Date
2	D15	HEARING...	5/24/2021 14:00:00	5/24/2021

Event Extra Text: (HRG ON DEFENSE COUNSEL'S MOTION RE: DEFT'S CUSTODY STATUS.)

Disposition:
D355 5/24/2021
COURT DENIED DEFT'S MOTION FOR O.R. RELEASE, AND HE SHALL REMAIN IN CUSTODY PENDING SENTENCING.

	Department	Event Description	Sched. Date & Time	Disposed Date
3	D15	SENTENCING	9/20/2021 10:30:00	7/28/2021

Event Extra Text: (SPECIAL SET WITH POSSIBLE WITNESSES)

Disposition:
D844 7/28/2021
VACATED AND RESET DUE TO CHANGE IN DEPT. 15'S CRIMINAL CALENDARS; RESET FOR SEPTEMBER 23, 2021, AT 10:30 A.M.

	Department	Event Description	Sched. Date & Time	Disposed Date
4	D15	SENTENCING	9/23/2021 10:30:00	9/23/2021

Event Extra Text: ZOOM SPECIAL SET WITH POSSIBLE WITNESSES

Disposition:
D765 9/23/2021

Agency Cross Reference

Code	Agency Description	Case Reference I.D.
DA	District Attorney's Office	RCR2021110969
DA	District Attorney's Office	DA2014748
SP	Sparks Police Department	SPD20000431

Actions

Action Entry Date	Code	Code Description	Text
12/16/2020	3843	Request for Early Case Assignm	CASE RANDOMLY ASSIGNED TO D15 - Transaction 8208581 - Approved By: BBLOUGH : 12-16-2020:15:12:3
5/6/2021	2587	Notice of Setting	05-17-2021 @ 09:00 - IN CUSTODY ARRAIGNMENT - Transaction 8432084 - Approved By: NOREVIEW : 05-C
5/6/2021	2522	Notice of Bindover	Transaction 8431835 - Approved By: BBLOUGH : 05-06-2021:14:20:34
5/6/2021	3700	Proceedings	Transaction 8431835 - Approved By: BBLOUGH : 05-06-2021:14:20:34
5/6/2021	NEF	Proof of Electronic Service	Transaction 8431936 - Approved By: NOREVIEW : 05-06-2021:14:59:31
5/6/2021	NEF	Proof of Electronic Service	Transaction 8432092 - Approved By: NOREVIEW : 05-06-2021:15:23:18
5/14/2021	NEF	Proof of Electronic Service	Transaction 8445196 - Approved By: NOREVIEW : 05-14-2021:10:51:09
5/14/2021	1491	Pretrl Srvc Assessment Report	Transaction 8445167 - Approved By: NOREVIEW : 05-14-2021:10:40:35
5/14/2021	4285	Waiver ...	Transaction 8445120 - Approved By: CAGUILAR : 05-14-2021:10:50:12
5/14/2021	NEF	Proof of Electronic Service	Transaction 8445172 - Approved By: NOREVIEW : 05-14-2021:10:41:20
5/14/2021	3870	Request	REQUEST FOR DISCOVERY PURSUANT TO NRS 174.245 - Transaction 8445120 - Approved By: CAGUILAR
5/14/2021	1800	Information	Transaction 8445120 - Approved By: CAGUILAR : 05-14-2021:10:50:12

Case Description: STATE VS. JACOB DANIEL GOSSELIN (TN)(D15)				
Case ID:	CR20-4005	Case Type:	CRIMINAL	Initial Filing Date: 12/16/2020
5/18/2021	MIN	***Minutes	5/17/2021 - ARRAIGNMENT - Transaction 8450790 - Approved By: NOREVIEW : 05-18-2021:13:17:02	
5/18/2021	NEF	Proof of Electronic Service	Transaction 8450793 - Approved By: NOREVIEW : 05-18-2021:13:18:06	
5/21/2021	2130	Mtn for O.R. Release	Transaction 8459034 - Approved By: NOREVIEW : 05-21-2021:18:08:54	
5/21/2021	NEF	Proof of Electronic Service	Transaction 8459036 - Approved By: NOREVIEW : 05-21-2021:18:09:53	
5/24/2021	NEF	Proof of Electronic Service	Transaction 8459904 - Approved By: NOREVIEW : 05-24-2021:11:29:47	
5/24/2021	1785	Guilty Plea Memo/Agreement	Transaction 8459898 - Approved By: NOREVIEW : 05-24-2021:11:28:46	
6/18/2021	MIN	***Minutes	5/24/2021 - HRG ON DEFT'S MOTION FOR O/R RELEASE - Transaction 8502203 - Approved By: NOREVIEW	
6/18/2021	NEF	Proof of Electronic Service	Transaction 8502208 - Approved By: NOREVIEW : 06-18-2021:10:43:42	
7/9/2021	4185	Transcript	Arraignment 5-17-21 - Transaction 8536728 - Approved By: NOREVIEW : 07-09-2021:21:48:45	
7/9/2021	NEF	Proof of Electronic Service	Transaction 8536730 - Approved By: NOREVIEW : 07-09-2021:21:49:35	
7/16/2021	NEF	Proof of Electronic Service	Transaction 8546666 - Approved By: NOREVIEW : 07-16-2021:08:07:10	
7/16/2021	1785	Guilty Plea Memo/Agreement	Transaction 8546663 - Approved By: NOREVIEW : 07-16-2021:08:04:19	
7/28/2021	NEF	Proof of Electronic Service	Transaction 8565416 - Approved By: NOREVIEW : 07-28-2021:09:57:39	
7/28/2021	1250E	Application for Setting eFile	RESETTING SENTENCING TO SEPTEMBER 23, 2021, AT 10:30 A.M. - Transaction 8565413 - Approved By: N	
9/9/2021	4500	PSI - Confidential	Transaction 8638650 - Approved By: NOREVIEW : 09-09-2021:15:29:09	
9/9/2021	NEF	Proof of Electronic Service	Transaction 8638657 - Approved By: NOREVIEW : 09-09-2021:15:30:09	
9/22/2021	4500	PSI - Confidential	Transaction 8660680 - Approved By: NOREVIEW : 09-22-2021:14:47:36	
9/22/2021	NEF	Proof of Electronic Service	Transaction 8660687 - Approved By: NOREVIEW : 09-22-2021:14:48:37	
9/23/2021	NEF	Proof of Electronic Service	Transaction 8662125 - Approved By: NOREVIEW : 09-23-2021:11:12:02	
9/23/2021	NEF	Proof of Electronic Service	Transaction 8663428 - Approved By: NOREVIEW : 09-23-2021:16:30:31	
9/23/2021	3373	Other ...	CORRESPONDENCE FROM COUNSEL NEAHUSAN RE: HIS TARDINESS TO SENTENCING ON 9/23/2021 -	
9/23/2021	1850	Judgment of Conviction	Transaction 8663422 - Approved By: NOREVIEW : 09-23-2021:16:29:31	
9/23/2021	COLL	Sent to Collections	23-SEP-2021	
9/27/2021	2700	Ord After Hearing...	Transaction 8667091 - Approved By: NOREVIEW : 09-27-2021:12:29:39	
9/27/2021	NEF	Proof of Electronic Service	Transaction 8667102 - Approved By: NOREVIEW : 09-27-2021:12:33:05	
10/19/2021	2515	Notice of Appeal Supreme Court		
10/20/2021	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 8707521 - Approved By: N	
10/20/2021	1310E	Case Appeal Statement	CASE APPEAL STATEMENT - Transaction 8707521 - Approved By: NOREVIEW : 10-20-2021:11:35:32	

1 **CODE 1850**

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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. CR20-4005

11 **vs.**

Dept. No. 15

12 **JACOB DANIEL GOSSELIN,**

13 **Defendant.**

14 _____/

15 **JUDGMENT**

16 The Defendant, having entered a plea of Guilty, and no sufficient cause being
17 shown as to why judgment should not be pronounced against him, the Court rendered
18 judgment as follows:

19 That Jacob Daniel Gosselin is guilty of the crime of Attempted Murder With
20 the Use of a Deadly Weapon, a violation of NRS 193.330 and NRS 193.165, being an
21 attempt to violate NRS 200.010, a category B felony, as charged in Count II of the
22 Information, and that he be punished by imprisonment in the Nevada Department of
23 Corrections for the maximum term of twenty (20) years with the minimum parole
24 eligibility of seven (7) years, with credit for two hundred eleven (211) days time served.
25 The Court further imposes an additional penalty of a consecutive term of imprisonment in
26 the Nevada Department of Corrections for the maximum term of twenty (20) years with
27 the minimum parole eligibility of one (1) year for the deadly weapon enhancement.

28 ///

1 That Jacob Daniel Gosselin is guilty of the crime of Conspiracy to Commit
2 Robbery, a violation of NRS 199.480 and NRS 200.380, a category B felony, as charged in
3 Count III of the Information, and that he be punished by imprisonment in the Nevada
4 Department of Corrections for the maximum term of thirty (30) months with the minimum
5 parole eligibility of twelve (12) months, to be served concurrently to the sentence imposed
6 for Count II, with credit for two hundred eleven (211) days time served.

7 The Court, having found that the penalty imposed for the deadly weapon
8 enhancement be served consecutively to the underlying sentence imposed for Count II,
9 finds that the maximum aggregate term of imprisonment in the Nevada Department of
10 Corrections is forty (40) years, and the minimum aggregate term of imprisonment is eight
11 (8) years.

12 It is further ordered that the Defendant shall pay the statutory Twenty-Five
13 Dollar (\$25.00) administrative assessment fee; that he shall submit to a DNA analysis test
14 for the purpose of determining genetic markers and pay a testing fee in the amount of One
15 Hundred Fifty Dollars (\$150.00); that he shall pay the Three Dollar (\$3.00) administrative
16 assessment fee for obtaining a biological specimen and conducting a genetic marker
17 analysis; and that he shall reimburse Washoe County in the amount of Five Hundred
18 Dollars (\$500.00) for legal services rendered.

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

25 ///

26 ///

27 ///

28 ///

It is further ordered that Murder of the First Degree with the Use of a Deadly Weapon, a violation of NRS 200.010, NRS 200.030, and NRS 193.165, a category A felony, as charged in Count I of the Information, is hereby dismissed.

Dated this 23rd day of September, 2021.


DISTRICT JUDGE

CASE NO. CR20-4005

STATE OF NEVADA VS. JACOB DANIEL GOSSELIN

DATE, JUDGE
OFFICERS OF

Pg. 1

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

5/17/2021

ARRAIGNMENT

HONORABLE

DAVID A.

HARDY

DEPT. NO. 15

M. Merkouris

(Clerk)

C. Wolden

(Reporter)

Zoom

Webinar

Chief Deputy District Attorney Luke Prengaman was present on behalf of the State. Defendant was present with counsel, Sean Neahusan, Esq. Sara Currence was present on behalf of the Division of Parole and Probation. Pretrial Services Officer Lori Pitt was also present.

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

TRUE NAME: JACOB DANIEL GOSSELIN.

Defendant acknowledged receipt of the Information; waived reading. Defense counsel stated the plea negotiations; State's counsel concurred with the recited negotiations.

COURT noted that the Waiver of Preliminary Examination states the plea negotiations correctly with regards to the titles of each Count, however the Count numbers are incorrect.

Defendant sworn and fully canvassed by the Court as to his rights.

During the Court's plea canvass, the Defendant requested time to speak to his attorney privately; matter trailed.

When the case was recalled, the Defendant was further canvassed regarding his rights.

Defendant again requested to speak to his attorney privately; matter trailed.

When the case was recalled, Defense counsel gave the Court information regarding the Defendant's questions.

Defendant was further canvassed by the Court.

COURT read aloud the charges contained in the Information.

Defendant entered plea of guilty to Murder of the First Degree With the Use of a Deadly Weapon as charged in Count I of the Information; Attempted Murder With the Use of a Deadly Weapon as charged in Count II of the Information; and Conspiracy to Commit Robbery as charged in Count III of the Information. Court accepted plea after finding that the Defendant was freely, voluntarily, and competently entering such plea and had been fully advised by counsel.

COURT noted that the trial in CR20-0308, State vs. Daniel Munoz-Negrete, is set to begin on August 23, 2021. *(This trial is set in Dept. 6 for 13 days.)*

COURT ORDERED: Sentencing is set for September 20, 2021, at 9:00 a.m.

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

5/24/2021

2:00 p.m.

Hrg Re:

Deft's

Custody

Status

9/20/2021

10:30 a.m.

Sentencing

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

5/17/2021

ARRAIGNMENT

HONORABLE

DAVID A.

HARDY

DEPT. NO. 15

M. Merkouris

(Clerk)

C. Wolden

(Reporter)

Zoom

Webinar

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

Defense counsel advised the Court that there is an agreement between the parties that the Defendant can be released on his own recognizance with Pretrial Services supervision and GPS monitoring, and he presented argument in support of this request.

State's counsel concurred with Defense counsel, noting that he has stipulated to the Defendant being released from custody pending sentencing.

COURT noted that the Defendant has just pled guilty to first degree murder with a deadly weapon, as well as two other serious charges, and now the attorneys are requesting that the Court release him from custody, with absolutely nothing in the file to support this request.

Officer Pitt gave the Court information regarding the Defendant's previous performance on Pretrial Services supervision, noting that he was not interviewed following this arrest due to the nature of the charges.

Discussion ensued between the Court and respective counsel regarding sentencing and the Defendant's custody status.

COURT ORDERED: The joint request that the Defendant be released on his own recognizance is DENIED. Defense counsel is free to file a written motion on the issue, and a hearing will be set for May 24, 2021 at 2:00 p.m. Defendant remanded to the custody of the Sheriff.

5/24/2021

2:00 p.m.

Hrg Re:

Deft's

Custody

Status

9/20/2021

10:30 a.m.

Sentencing

CASE NO. CR20-4005

STATE OF NEVADA VS. JACOB DANIEL GOSSELIN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

5/24/2021
HONORABLE
DAVID A.
HARDY
DEPT. NO. 15
M. Merkouris
(Clerk)
A. Trevino
(Reporter)
**Zoom
Webinar**

HEARING ON DEFENDANT'S MOTION FOR O/R RELEASE

2:00 p.m. – Court convened via Zoom.

Chief Deputy District Attorney Luke Prengaman was present on behalf of the State.
Defendant was present with counsel, Sean Neahusan, Esq.

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

COURT reviewed the procedural history of the case, noting that he has reviewed the Defendant's Motion for Own Recognizance Release, filed May 21, 2021, and it does not give him very much information.

Defense counsel presented argument in support of the Motion.

State's counsel gave the Court information regarding the Defendant's criminal history, and he summarized his reasons for agreeing that the Defendant be released on his own recognizance pending sentencing.

COURT set forth findings of fact and conclusions of law, noting that he can discern no benefits and only risks to the safety of the community if this Motion was to be granted.

COURT DENIED Defendant's Motion for Own Recognizance Release. Defendant shall remain in custody pending sentencing.

Defendant remanded to the custody of the Sheriff.

Code 1350

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

STATE OF NEVADA,

Plaintiff,

Case No. CR20-4005

vs.

Dept. No. 15

JACOB DANIEL GOSSELIN,

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 20th day of October, 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 20th day of October, 2021.

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