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STEVEN P. GEIL,  
Appellant,  
vs.  
STATE OF NEVADA,  
Respondent

**APPELLANT’S APPENDIX**  
**VOLUME 1**

Stephen B. Rye  
Lyon County District Attorney  
Nevada State Bar #: 5761  
31 S. Main Street  
Yerington, NV 89447  
(775) 463-6511

**Attorney for Respondent  
State of Nevada**

# CHRONOLOGICAL APPENDIX TO APPEAL

## VOLUME 1

Document	Date	Vol.	Page No. AA0
Complaint	02/17/2021	1	01-02
Defendant's Notice of Withdrawal	06/01/2021	1	03-06
Information	08/24/2021	1	07-09
Transcript of Proceedings - Arraignment	09/13/2021	1	10-23
Memorandum of Plea Negotiation	09/13/2021	1	24-28
Transcript of Proceedings – Sentencing	10/25/2021	1	29-38
Judgment of Conviction	11/01/2021	1	39-41

**ALPHABETICAL APPENDIX TO APPEAL**

Document	Date	Vol.	Page No. AA000
Complaint	09/13/2021	1	01-02
Defendant's Notice of Withdrawal	06/01/2021	1	03-06
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Memorandum of Plea Negotiation	9/13/2021	1	24-28
Transcript of Proceedings – Arraignment	9/13/2021	1	10-23
Transcript of Proceedings – Sentencing	10/25/2021	1	29-38

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**CERTIFICATE OF SERVICE**

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 23rd day of March, 2022. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

AARON FORD ESQ  
ATTORNEY GENERAL  
100 N CARSON ST  
CARSON CITY NV 89701

STEPHEN B. RYE ESQ  
LYON COUNTY DISTRICT ATTORNEY  
31 S. MAIN STREET  
YERINGTON, NV 89447

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage pre-paid via USPS, addressed to:

STEVEN P. GEIL, #1197996  
c/o NNCC  
PO Box 7000  
Carson City, NV 89702

DATED this 23rd day of March, 2022.

SIGNED: 

Case No.

21CR02

DA Case No.

FILED

2021 FEB 17 AM 9:01

CANAL TOWNSHIP CLERK



IN THE JUSTICE COURT OF CANAL TOWNSHIP

IN AND FOR THE COUNTY OF LYON, STATE OF NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

**CRIMINAL COMPLAINT**

STEVEN P. GEIL,

Defendant.

COMES NOW, Plaintiff, State of Nevada, by and through STEPHEN B. RYE, Lyon County District Attorney, and BRIAN C. HASLEM, Deputy District Attorney, and hereby verifies and declares upon information and belief and under penalty of perjury, that STEVEN P. GEIL, the Defendant above-named, has committed the following crime:

**COUNT I**

**OBTAINING AND USING PERSONAL IDENTIFYING INFORMATION OF ANOTHER PERSON, in violation of NRS 205.463, a CATEGORY C FELONY**

That on or about the 15th day of February, 2021, in Canal Township, Lyon County, State of Nevada, Defendant did willfully and unlawfully obtain any personal identifying information of another person and use said information to avoid or delay being prosecuted for an unlawful act, in that Defendant did use the name and personal identifying information of Luis Garcia to avoid arrest and/or prosecution, occurring on or near Main Street, at or near Commerce Center Drive, Fernley, Nevada.

///

///

1 All of which is contrary to the form of statute in such cases made and provided and  
2 against the peace and dignity of the State of Nevada. Complainant prays that a summons  
3 and/or warrant be issued and that said Defendant be dealt with according to law.

4 I declare under penalty of perjury under the law of the State of Nevada that the  
5 foregoing is true and correct.

6 DATED this 17th day of February, 2021.

7 STEPHEN B. RYE  
8 District Attorney

9 

10  
11 By: \_\_\_\_\_  
12 Brian C. Haslem  
13 Deputy District Attorney  
14  
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Steven Geil #1197996  
NJCC  
PO Box 7000  
Carson City, NV 89702

Date: 6/1/21

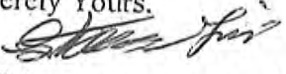
Re: NOTICE OF YOUR WITHDRAWAL AS ATTORNEY OF RECORD AND  
DEMAND FOR TRANSFER OF RECORDS

Dear Attorney Pederson

This letter is to serve as your NOTICE, pursuant to NRS 7.055, that you are hereby terminated as my counsel of record in criminal case number 21LY00702. As such, I hereby demand delivery to me, at the above-listed address, copies of all records for the above referenced case, including, but not limited to, all papers, documents, pleadings, and items of tangible personal property that belong to me or were prepared for me in the above-referenced case. As you were appointed to represent me in this matter, it should be noted that I owe no fees concerning your representation of me, and thus, no general or retaining lien is attached to said case material. Delivery of the requested information is demanded within a reasonable time, as proscribed by NRS 7.055, (i.e. five days).

In closing, I would like to thank you for your time and diligence in this matter, and I shall anticipate your expedient reply.

Sincerely Yours,

  
Steven Geil  
Defendant, In Proper Person

**CERTIFICATE OF SERVICE**

I, Steven Geil certify that on this date I did serve a true and correct copy of the foregoing Motion upon Respondent(s), via U.S. Mail, by placing same in the United States Postal Service (Prison Mail System), postage being fully prepaid, and addressed to:

Caral Township Justice Court  
Lori Mathews  
565 East Main St.  
Fernley, NV 89408

AND

Lyon County DA  
31 South Main St.  
Yerington, NV 89447

Dated this 1<sup>st</sup> day of June, 2021.

By: Steven Geil

Movant, In Proper Person

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

\*\* I certify that the foregoing document DOES NOT contain the social security number of any Persons.

6/1/21  
(Date)

  
(Signature)



MEMORANDUM OF POINTS AND AUTHORITIES

I am currently serving 12-34 months in NDOC for PCS by Prisoner with another 12-36 months ran consecutive for using another person personal info for unlawful purpose. I will be willing to plead no contest to my charge of Using another ID to avoid prosecution Case # 216700702. If and only if my sentence can be run concurrent to my 2 sentences I'm currently serving. I am also requesting a speedy trial in this matter.

If an agreement can not be reached I request a court date be scheduled, and motion filed with NDOC to produce prisoner to that court date.

If agreement can't be reached I also request a hearing to appoint a public defender as I've already sent Mr. Pederson a letter terminating him as my counsel for Conflict of Interest. Attached is copy of that letter

Dated this 1<sup>st</sup> day of June, 2021.

By: Steven Geir

FILED

2021 AUG 24 PM 2:09

TANYA SCERBIN  
COURT ADMINISTRATOR  
THIRD JUDICIAL DISTRICT

*Andrea Andersen* DEPUTY

1 Case No. 21-CR-00908

2 Dept No. II

3 TCN: NVLYSO2006217C

4  
5  
6 IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
7 IN AND FOR THE COUNTY OF LYON  
8

9 THE STATE OF NEVADA,

10 Plaintiff,

11 vs.

INFORMATION

12 STEVEN PENN GEIL,

13 Defendant.  
14

15 STEPHEN B. RYE, District Attorney within and for the County of Lyon, State of  
16 Nevada, in the name and by the authority of the State of Nevada, informs the above-entitled  
17 Court that STEVEN PENN GEIL, the Defendant above named, has committed the offense of:

18 **COUNT I**  
19 **OBTAINING AND USING PERSONAL IDENTIFYING INFORMATION OF ANOTHER**  
20 **PERSON, in violation of NRS 205.463, a CATEGORY C FELONY**

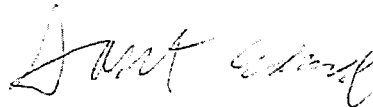
21 That on or about the 15th day of February, 2021, in Canal Township, Lyon County,  
22 State of Nevada, Defendant did willfully and unlawfully obtain any personal identifying  
23 information of another person and use said information to avoid or delay being prosecuted for  
24 an unlawful act, in that Defendant did use the name and personal identifying information of  
25 Luis Garcia to avoid arrest and/or prosecution, occurring on or near Main Street, at or near  
26 Commerce Center Drive, Fernley, Nevada.

27 All of which is contrary to the form, force and effect of the statute in such cases made  
28 and provided and against the peace and dignity of the State of Nevada.

1 Pursuant to NRS 239B.030, the undersigned hereby affirms that this document does  
2 not contain social security numbers.

3 DATED this 19th day of August, 2021.

4  
5 STEPHEN B. RYE  
Lyon County District Attorney

6  
7 

8 By: \_\_\_\_\_  
9 Samantha Edmondo  
Deputy District Attorney

10 The witnesses known to the State at the time of the filing of this Information are as  
11 follows:

12  
13 Sergeant Bret Willey 911 Harvey Way  
Yerington, NV 89447

14  
15 Lacie Lea Lorenzo-moreno 482 Mallard Way  
Fernley, NV 89408

16  
17 Deputy Erik Pruitt 911 Harvey Way  
Yerington, NV 89447

18  
19 Lexa Marie Amirr 1482 Grey Bluffs Drive  
Fernley, NV 89408

20  
21 Ralene Amirr 1482 Grey Bluffs Drive  
Fernley, NV 89408

22  
23 Megan Constance Amirr 1482 Grey Bluffs Drive  
Fernley, NV 89408

24  
25 Deputy Scott N. Hansen 911 Harvey Way  
Yerington, NV 89447

26  
27 Hope Faith Bergeret 1482 Grey Bluffs Drive  
Fernley, NV 89408

28

Office of the District Attorney

Lyon County • Nevada

801 Overland Loop, Suite 308, Dayton, Nevada 89403 • 31 South Main Street, Yerington, Nevada 89447 • 565 East Main Street, Fernley, Nevada 89408

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Deputy Brian Kharri

911 Harvey Way  
Yerington, NV 89447

Laci Geil

849 Jade Court  
Fernley, NV 89408

Luis Enrique Garcia

1482 Grey Bluffs Drive  
Fernley, NV 89408



Case No. 21-CR-00908

Department II

IN THE THIRD JUDICIAL DISTRICT COURT  
IN AND FOR THE COUNTY OF LYON, STATE OF NEVADA  
BEFORE THE HONORABLE LEON ABERASTURI  
DISTRICT JUDGE, PRESIDING

THE STATE OF NEVADA, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
STEVEN PENN GEIL, )  
 )  
Defendant. )  
\_\_\_\_\_ )

TRANSCRIPT OF PROCEEDINGS

ARRAIGNMENT

MONDAY, SEPTEMBER 13, 2021

YERINGTON, NEVADA

Reported by:

Shellie Loomis, RPR  
Nevada CCR #228

CAPITOL REPORTERS (775) 882-5322

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APPEARANCES:

For the State:	Samantha Edmondo
	Deputy District Attorney
	Yerington, Nevada
For the Defendant:	Alexandra M. Dyer, Esq.
	Reno, Nevada

1           **YERINGTON, NEVADA, MONDAY, SEPTEMBER 13, 2021, A.M. SESSION**

2                               -oOo-

3  
4                   THE COURT: All right. State versus Geil or  
5 Geil. And were we successful? I thought there was an order  
6 to produce.

7                   Do we know if they're bringing him today?

8                   MS. DYER: I do not.

9                   THE COURT: You don't know. All right. Was it  
10 scheduled? Oh, scheduled for 10:00 a.m. Okay. So we'll  
11 trail this until 10:00.

12                  MS. DYER: Okay.

13                  THE COURT: And hopefully they show up. Now, I  
14 did have a problem last week.

15                  MS. DYER: Okay.

16                  THE COURT: They didn't produce, even though I  
17 had an order. So if there's any way we can check with the  
18 prison to make sure? All right.

19                  MS. DYER: Yes.

20                  THE COURT: All right. So we'll trail that.  
21 (Recessed proceedings.)

22                  THE COURT: All right. Were there any other  
23 cases other than Geil?

24                  MR. HASLEM: I don't believe so.

1 THE COURT: All right. So the Court will be in  
2 recess for ten minutes.

3 (Recess.)

4 THE COURT: Let's bring in State versus Geil.  
5 All right. Everybody can remain seated throughout the  
6 hearing.

7 Counsel, could you put your representation on the  
8 record?

9 MS. DYER: Alexandra Dyer here on behalf of  
10 Mr. Geil.

11 THE COURT: And on behalf of the State?

12 MS. EDMONDO: Samantha Edmondo on behalf of the  
13 State.

14 THE COURT: And we're here on an arraignment on  
15 an Information; is that correct?

16 MS. EDMONDO: That's correct, Your Honor.

17 THE COURT: All right. Sir, are you Stephen Penn  
18 -- is it Geil or Geil?

19 THE DEFENDANT: Geil, Your Honor.

20 THE COURT: Geil. Take a look at line 12 of the  
21 Information filed on August 24th.

22 Is that your true, legal name and is it spelled  
23 correctly?

24 THE DEFENDANT: Yes, sir.

1 THE COURT: All right. And approximately how  
2 many times have you discussed this matter with your attorney?

3 THE DEFENDANT: At least two.

4 THE COURT: All right. And have you discussed  
5 the crimes set forth against you and the penalties associated  
6 with that crime?

7 THE DEFENDANT: Yes, sir.

8 THE COURT: And have you discussed the facts and  
9 circumstances surrounding the allegations in the Information?

10 THE DEFENDANT: Yes, sir.

11 THE COURT: Have you discussed your legal  
12 defenses?

13 THE DEFENDANT: Yes, sir.

14 THE COURT: And are you confident in your  
15 attorney's ability to represent you?

16 THE DEFENDANT: Yes, sir.

17 THE COURT: All right. The file indicated that  
18 there was a waiver of preliminary hearing at the Canal  
19 Township Justice Court. Do you recall signing a waiver of  
20 your preliminary hearing?

21 THE DEFENDANT: Yes, Your Honor.

22 THE COURT: Prior to signing that document, did  
23 you read it?

24 THE DEFENDANT: Yes.



1 THE COURT: And did you understand you had a  
2 right to a preliminary hearing in which the State would have  
3 to show a crime was committed and that you probably committed  
4 it?

5 THE DEFENDANT: Yes.

6 THE COURT: Did anyone threaten you to have you  
7 waive your right to a preliminary hearing?

8 THE DEFENDANT: No.

9 THE COURT: All right. Counsel, would your  
10 client waive formal reading?

11 MS. DYER: Yes.

12 THE COURT: All right. Mr. Geil, I'm going to  
13 briefly go over the Information. I want to make certain you  
14 understand the crimes alleged and the penalties.

15 While I'm doing so, if you have any questions,  
16 please interrupt and ask.

17 THE DEFENDANT: Okay.

18 THE COURT: The State is alleging one count of  
19 obtaining and using personal identifying information of  
20 another person in violation of NRS 205.463, a Category C  
21 felony.

22 They're alleging on or about the 15th day of  
23 February 2021, Lyon County, State of Nevada, you did willfully  
24 and unlawfully obtain any personal identifying information of

1 another person and use that information to avoid or delay  
2 being prosecuted for an unlawful act.

3 They're alleging you used the name and personal  
4 identifying information of Louis Garcia to avoid arrest and/or  
5 prosecution and this occurred at or near Main Street at or  
6 near Commerce Center Drive in Fernley, Nevada.

7 At as Category C felony, that means the Court  
8 could sentence to you a minimum of one to a maximum of five  
9 years in the Nevada State Prison and levy a fine up to  
10 \$10,000.

11 Do you have any questions about the crime  
12 alleged?

13 THE DEFENDANT: No, Your Honor.

14 THE COURT: Do you have any questions about the  
15 penalties?

16 THE DEFENDANT: No.

17 THE COURT: All right. You can remain seated.

18 As to the one count of obtaining and using  
19 personal identifying information, do you plead guilty or not  
20 guilty?

21 THE DEFENDANT: Guilty.

22 THE COURT: Is there a Guilty Plea Agreement?

23 MS. DYER: Yes, there is, Your Honor.

24 THE COURT: Thank you. All right. Sir, I've

1     been handed a memorandum of plea negotiation. Is that your  
2     signature on the document?

3                 THE DEFENDANT: Yes, Your Honor.

4                 THE COURT: Prior to signing the document, did  
5     you read it?

6                 THE DEFENDANT: Yes.

7                 THE COURT: Did you understand what you were  
8     signing?

9                 THE DEFENDANT: Yes.

10                THE COURT: Did you have the opportunity to  
11    discuss it with your attorney?

12                THE DEFENDANT: Yes.

13                THE COURT: Did you have the opportunity to ask  
14    your attorney questions, what the agreement does or does not  
15    do for you?

16                THE DEFENDANT: Yes.

17                THE COURT: And has your attorney answered all of  
18    your questions regarding the memorandum of plea negotiation?

19                THE DEFENDANT: She did.

20                THE COURT: Do you understand that matters of  
21    sentencing are solely up to the Court and the Court could  
22    sentence you within the range of penalties I previously  
23    described?

24                THE DEFENDANT: Yes, sir.

1 THE COURT: Did anyone threaten you to have you  
2 sign the memorandum of plea negotiation?

3 THE DEFENDANT: No.

4 THE COURT: Did anyone make any promises to you  
5 that are not contained within the written document?

6 THE DEFENDANT: No.

7 THE COURT: All right. Have you gone over with  
8 your client his constitutional rights under Nevada law?

9 MS. DYER: Yes, I have, Your Honor.

10 THE COURT: All right. I'm going to briefly go  
11 over with you those rights again, sir. While I'm doing so, if  
12 you have any questions, interrupt and ask.

13 THE DEFENDANT: All right.

14 THE COURT: First of all, you are presumed  
15 innocent. You have a right to plead not guilty, a right to a  
16 trial within 60 days. At that trial, the State would have to  
17 prove beyond a reasonable doubt, through competent evidence,  
18 that you committed the crimes alleged against you.

19 You have a right to be represented by an  
20 attorney, a right to confront and question all the witnesses  
21 and evidence against you.

22 You have a right to subpoena witnesses on your  
23 own behalf and to compel their attendance at trial. You have  
24 a right to remain silent. If you exercise that right, no one

1 can hold it against you or comment upon it at trial. You have  
2 a right to reasonable bail pending trial.

3 Sir, do you understand each and every one of  
4 those rights?

5 THE DEFENDANT: Yes, Your Honor.

6 THE COURT: All right. Do you understand that by  
7 pleading guilty, you give up the presumption of innocence,  
8 right to remain silent, right to confront evidence against  
9 you, and the right to produce evidence on your own behalf?

10 THE DEFENDANT: Yes.

11 THE COURT: Do you understand that by pleading  
12 guilty, you waive your right to appeal your conviction, except  
13 on constitutional or jurisdictional grounds?

14 THE DEFENDANT: Yes.

15 THE COURT: All right. Do you understand that by  
16 pleading guilty to a felony, there could be other  
17 consequences, such as the loss of your right to vote, to  
18 become a juror, to become an administrator, hold public  
19 office, and you may have to register as ex-felon?

20 THE DEFENDANT: Yes.

21 THE COURT: All right. Do you understand, if  
22 applicable, this could affect your immigration status if  
23 you're not a citizen? You are hereby advised the conviction  
24 for the offense for which you've been charged may have the



1 consequences of deportation, exclusion from admission to the  
2 United States or denial of naturalization pursuant to the laws  
3 of the United States.

4 Do you understand that?

5 THE DEFENDANT: Yes.

6 THE COURT: All right. Do you understand that by  
7 pleading guilty to a felony, it could affect your ability to  
8 possess and use firearms?

9 THE DEFENDANT: Yes, sir.

10 THE COURT: And do you understand that by  
11 pleading guilty to a felony today, if you were to commit a  
12 crime in the future, there might be enhanced penalties?

13 THE DEFENDANT: Yes.

14 THE COURT: All right. Sir, is there anything  
15 about any of these rights or consequences you do not  
16 understand and would like to question me further about?

17 THE DEFENDANT: No.

18 THE COURT: Knowing that you have those rights,  
19 having in mind the consequences of pleading guilty, do you  
20 still wish to voluntarily waive your rights and have me accept  
21 your plea of guilty to the charge?

22 THE DEFENDANT: Yes.

23 THE COURT: Are you now under the influence of  
24 intoxicating liquor or drugs and that includes marijuana?

1 THE DEFENDANT: No.

2 THE COURT: Are you taking any prescribed  
3 medications?

4 THE DEFENDANT: No.

5 THE COURT: All right. Before I can accept your  
6 plea, I need to know, on or about the 15th day of February,  
7 2021, Lyon County, State of Nevada, did you willfully and  
8 unlawfully obtain personal identifying information of another  
9 person, Louis Garcia, and then use the name and personal  
10 identification to avoid arrest or prosecution?

11 THE DEFENDANT: Yes, I did.

12 THE COURT: All right. And this occurred at or  
13 near Main Street in Lyon County, Fernley, Nevada?

14 THE DEFENDANT: Yes, sir.

15 THE COURT: All right. The Court finds a factual  
16 basis for the plea, that it's made freely, voluntarily,  
17 intelligently. Direct the clerk to enter the plea into the  
18 minutes of the Court. Do we have a date for sentencing?

19 THE CLERK: We can go November -- or  
20 October 24th.

21 THE COURT: October.

22 THE CLERK: Or 25th, I'm sorry. 25th.

23 THE COURT: 25th. October 25th, does that work  
24 for you, counsel?

1 THE DEFENDANT: I believe so, Your Honor.

2 THE COURT: All right. So, sir, we'll see you  
3 back on October 25th. And do we have a packet?

4 THE CLERK: I do.

5 THE COURT: And, Kwok, do you want to hand him  
6 the packet? Is there anything the Court needs to be aware of?

7 MS. EDMONDO: Your Honor, we don't have a PSI on  
8 the Defendant. However, if we could go forward with immediate  
9 sentencing, both parties are prepared to do so.

10 THE COURT: I can't do that. I've had several  
11 habeas's from hell, which I went forward on a sentencing  
12 without a -- I think I had one that's done six successive  
13 petitions. It's still being decided by the Supreme Court and  
14 so I do need a PSI.

15 MS. EDMONDO: And that's fine.

16 THE COURT: All right. And if there was an old  
17 PSI, I could do that. If we had that today and everyone  
18 wanted to stip to it. But without a PSI that I can refer to,  
19 I can't go forward. Okay?

20 MS. DYER: Okay.

21 THE COURT: All right. So we'll see you back on  
22 that date, sir. All right. Is there any other criminal  
23 matters? All right. The Court's in recess until 10:30.

24 (Proceedings concluded.)

1 STATE OF NEVADA           )  
                                  )  
2 COUNTY OF LYON           )

3  
4                   I, Michel Loomis, Certified Shorthand Reporter of  
5 the Third Judicial District Court of the State of Nevada, in  
6 and for Lyon County, do hereby certify:

7                   That I was present in Department II of the  
8 above-entitled Court and took stenotype notes of the  
9 proceedings entitled herein, and thereafter transcribed the  
10 same into typewriting as herein appears;

11                   That the foregoing transcript is a full, true and  
12 correct transcription of my stenotype notes of said  
13 proceedings.

14                   DATED: At Carson City, Nevada, this 27th day of  
15 September, 2021.

16  
17                                   //SHELLIE LOOMIS//  
18                                   Shellie Loomis, RPR  
                                  Nevada CCR No. 228  
19  
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FILED

2021 SEP 13 PM 2:40

TANYA SCURESE  
COURT ADMINISTRATOR  
THIRD JUDICIAL DISTRICT

*Tanya Scuresse*

ORRIN J. H. JOHNSON, ESQ.  
Nevada State Bar No. 10629  
ALEXANDRA M. DYER, ESQ.  
Nevada State Bar No. 15540  
Orrin Johnson Law  
A Division of Johnson Law Practice  
611 Sierra Rose Drive, Ste. A  
Reno, NV 89511  
(775) 525-2560  
Attorney for Defendant

IN THE JUSTICE COURT OF CANAL TOWNSHIP

IN AND FOR THE COUNTY OF LYON, STATE OF NEVADA

STATE OF NEVADA,

Plaintiff,

v.

STEVEN P. GEIL,

Defendant.

Case No. 21 CR ~~62~~ 00908

Dept. No. II

**MEMORANDUM OF PLEA NEGOTIATION**

I, STEVEN P. GEIL, by and through ALEXANDRA DYER, Esq., and SAMANTHA EDMONDO, Esq., Deputy District Attorney in and for Lyon County, State of Nevada, hereby agree to plead guilty to **OBTAINING AND USING PERSONAL IDENTIFYING INFORMATION OF ANOTHER PERSON**, a category C Felony as defined by NRS 205.463, and as more fully alleged in the charging document attached hereto as Exhibit "1".

My decision to plead guilty is based upon the plea agreement in this case which is as follows:

Both parties agree to jointly recommend a sentence of 12-36 months in the Nevada Department of Corrections, and further recommend that the sentence run concurrently with his current term of incarceration (Case number CR21-0812 (Washoe County) and case number CR19-0975 (Washoe County). The State will not pursue any other transactionally related case, charge, or enhancement.

CONSEQUENCES OF THE PLEA

I understand that by pleading guilty I admit the facts which support all the elements of the offense to which I now plead as set forth in Exhibit "1".



1 I understand that as a consequence of my plea of guilty to the charge of **OBTAINING AND**  
2 **USING PERSONAL IDENTIFYING INFORMATION OF ANOTHER PERSON**, I may be  
3 imprisoned in the Nevada Department of Corrections for a period of not less than one year and not  
4 more than five years and I may be fined not more than \$10,000. I understand that restitution may be  
5 required. I understand that the law requires me to pay a \$25.00 Administrative Assessment Fee.

6 I understand that, if appropriate, I will be ordered to make restitution to the victim of the offense  
7 to which I am pleading guilty and to the victim of any related offense which is being dismissed or not  
8 prosecuted pursuant to this agreement. I will also be ordered to reimburse the State of Nevada for any  
9 expenses related to my extradition, if any.

10 I further acknowledge that I have been advised that if I am not a United States citizen, pursuant  
11 to Federal Immigration Law, conviction of this felony may result in deportation, revocation of resident  
12 alien status, visa or work permit, denial of re-admission to the United States, and denial of  
13 naturalization should I apply.

14 I understand that I may be eligible for probation for the offense to which I am pleading guilty. I  
15 understand that, except as otherwise provided by statute, the question of whether I receive probation is  
16 in the discretion of the sentencing judge.

17 I understand that information regarding charges not filed, dismissed charges, or charges to be  
18 dismissed pursuant to this agreement may be considered by the judge at sentencing.

19 I understand that if more than one sentence of imprisonment is imposed and I am eligible to  
20 serve the sentences concurrently, the sentencing judge has the discretion to order the sentences served  
21 concurrently or consecutively.

22 I have not been promised or guaranteed any particular sentence by anyone. I know that my  
23 sentence is to be determined by the court within the limits prescribed by statute. I understand that if my  
24 attorney or the State of Nevada or both recommend any specific punishment to the Court, the Court is  
25 not obligated to accept the recommendation.

26 I understand that the Division of Parole and Probation will prepare a report for the sentencing  
27 judge prior to sentencing. This report will include matters relevant to the issue of sentencing, including  
28 my criminal history. This report may contain hearsay information regarding my background and

1 criminal history. My attorney and I will each have the opportunity to comment on the information  
2 contained in the report at the time of sentencing. Unless the District Attorney has specifically agreed  
3 otherwise, then the District Attorney may also comment on this report and its contents, including, but  
4 not limited to, all facts and circumstances of this offense or offenses.

5 I understand that if the State of Nevada has agreed to recommend a particular sentence or has  
6 agreed not to present argument regarding the sentence, or has agreed not to oppose a particular  
7 sentence, such agreement is contingent upon my appearance in court on the initial sentencing date and  
8 any subsequent date if the sentencing is continued. I understand that if I fail to appear for the scheduled  
9 sentencing date or I commit a new criminal offense prior to sentencing, the State of Nevada would  
10 regain the full right to argue for any lawful sentence.

#### 11 WAIVER OF RIGHTS

12 By entering my plea of guilty, I understand that I am waiving and giving up the following rights  
13 and privileges:

14 1. The constitutional privilege against self-incrimination, including the right to refuse to  
15 testify at trial, in which event the prosecution would not be allowed to comment to the jury about my  
16 refusal to testify.

17 2. The constitutional right to a speedy and public trial by an impartial jury, free of  
18 excessive pretrial publicity prejudicial to the defense, at which trial I would be entitled to the assistance  
19 of an attorney, either appointed or retained. At the trial the State would bear the burden of proving  
20 beyond a reasonable doubt each element of the offense charged.

21 3. The constitutional right to confront and cross-examine any witnesses who would testify  
22 against me.

23 4. The constitutional right to subpoena witnesses to testify on my behalf.

24 5. The constitutional right to testify in my own defense.

25 6. The right to appeal the conviction, with the assistance of an attorney, either appointed or  
26 retained, unless the appeal is based upon reasonable constitutional jurisdictional or other grounds that  
27 challenge the legality of the proceedings and except as otherwise provided in subsection 3 of NRS  
28 174.035. I understand that if I wish to appeal, I must notify my attorney as soon as possible, and that



the Notice of Appeal must be filed within thirty (30) days from the judgment of conviction.

VOLUNTARINESS OF PLEA

I have discussed the elements of the original charge against me with my attorney and I understand the nature of the charge against me.

I understand that the State would have to prove each element of the charge against me at trial.

I have discussed with my attorney any possible defenses, defense strategies and circumstances which might be in my favor.

All of the foregoing elements, consequences, rights, and waiver of rights have been thoroughly explained to me by my attorney.

I believe that pleading guilty and accepting this plea bargain is in my best interest, and that a trial would be contrary to my best interest.

I am signing this agreement voluntarily, after consultation with my attorney, and am not acting under duress or coercion or by virtue of any promises of leniency, except for those set forth in this agreement.

I am not now under the influence of any intoxicating liquor, a controlled substance or other drug which would in any manner impair my ability to comprehend or understand this agreement or the proceedings surrounding my entry of this plea.

My attorney has answered all my questions regarding this guilty plea and its consequences to my satisfaction and I am satisfied with the services provided by my attorney.

DATED this 13 day of Sept, 2021.



STEVEN P. GEIL  
Defendant

AGREED TO BY:

SAMANTHA EDMONDO  
Deputy District Attorney  
Nevada Bar No. 15215

Date

9/13/21

CERTIFICATE OF COUNSEL

I, ALEXANDRA DYER, ESQ., as the attorney for the Defendant named herein and as an officer of the court hereby certify that:

1. I have fully explained to the Defendant the allegations contained in the charge to which guilty pleas are being entered.

2. I have advised the Defendant of the penalties for each charge and the restitution that the Defendant may be ordered to pay.

3. All pleas of guilty offered by the Defendant pursuant to this agreement are consistent with the facts known to me and are made with my advice to the Defendant and are in the best interest of the Defendant.

4. To the best of my knowledge and belief, the Defendant:

- a. Is competent and understands the charges and the consequences of pleading guilty as provided in this agreement.
- b. Executed this agreement and will enter all guilty pleas pursuant hereto voluntarily.
- c. Was not under the influence of intoxicating liquor, a controlled substance or other drug at the time of the execution of this agreement.

Dated this 13 day of September, 2021.



ALEXANDRA DYER, ESQ.  
Attorney for Defendant  
Nevada State Bar No. 15540

1 Case No. 21-CR-00908

2 Department II

3

4

5

IN THE THIRD JUDICIAL DISTRICT COURT

6

IN AND FOR THE COUNTY OF LYON, STATE OF NEVADA

7

BEFORE THE HONORABLE LEON ABERASTURI

8

DISTRICT JUDGE, PRESIDING

9

10 THE STATE OF NEVADA, )

)

11 Plaintiff, )

)

12 vs. )

)

13 STEVEN PENN GEIL, )

)

14 Defendant. )

)

15

16

TRANSCRIPT OF PROCEEDINGS

17

SENTENCING HEARING

18

MONDAY, OCTOBER 25, 2021

19

YERINGTON, NEVADA

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24 Reported by:

Shellie Loomis, RPR  
Nevada CCR #228

CAPITOL REPORTERS (775) 882-5322

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APPEARANCES:

For the State:	Christian Marsh Deputy District Attorney Yerington, Nevada
For the Defendant:	Alexandra M. Dyer, Esq. Reno, Nevada

1           **YERINGTON, NEVADA, MONDAY, OCTOBER 25, 2021, A.M. SESSION**

2                               -oOo-

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4           THE COURT:   We're ready to do Geil or Geil.

5           THE BAILIFF:   You called Geil?

6           THE COURT:   Right.   State versus Geil or Geil.  
7 All right.   We're going on the record 21-CR-00908.   Are we  
8 ready to proceed?

9           MS. DYER:   Yes.   Good morning, Your Honor.  
10 Alexandra Dyer here on behalf of Mr. Geil.

11          THE COURT:   All right.

12          MR. MARSH:   Christian Marsh for the State.

13          THE COURT:   All right.   So my understanding we're  
14 doing sentencing today and I see documents --

15          MS. DYER:   That's --

16          THE COURT:   -- being executed.   What's going on?

17          MS. DYER:   That's correct, Your Honor.   We have a  
18 guilty plea memorandum.

19          THE COURT:   Okay.   All right.   So he hasn't been  
20 arraigned yet?

21          MS. DYER:   No, he was arraigned last month, I  
22 believe.

23          THE COURT:   All right.   So he's going to be  
24 changing his plea?

1 MS. DYER: No.

2 MR. MARSH: She was just wondering if the Court  
3 did not have the GPA on record. Does the Court have it on its  
4 file?

5 THE COURT: The Guilty Plea Agreement I have is  
6 9/13/2021.

7 MR. MARSH: Okay. Then we're okay, Your Honor.  
8 We're just double checking a couple of things.

9 THE COURT: Well, are we amending the Guilty Plea  
10 Agreement?

11 MS. DYER: No, we're not amending the Guilty Plea  
12 Agreement. That is correct.

13 THE COURT: Well, why is he executing documents  
14 then? What didn't occur prior to the arraignment?

15 MR. MARSH: Your Honor, nothing -- nothing has  
16 changed, Your Honor. We're ready to proceed.

17 THE COURT: On the sentencing?

18 MS. DYER: Yes.

19 MR. MARSH: On the sentencing. Guilty Plea  
20 Agreement is as what the Court has.

21 THE COURT: Okay. All right. Do the parties  
22 have a copy of the presentence investigation report dated  
23 October 4, 2021?

24 MR. MARSH: The State has no factual corrections,



1 ready to proceed.

2 THE COURT: Counsel?

3 MS. DYER: Court's indulgence.

4 THE COURT: All right. The Court's going to take  
5 a recess.

6 MS. DYER: No, I'm sorry, Your Honor.

7 THE COURT: No, I'm -- I just getting a little  
8 tired of the lack of preparedness and if I have to start  
9 putting my calendar starting at 8 o'clock so people get in  
10 here at 7 o'clock, that's how we'll start doing it.

11 But I've had to continue how many cases today?  
12 And this seems to becoming a pattern. So I would strongly  
13 suggest everybody get their stuff together. I'll be back on  
14 the bench in 15 minutes.

15 (Recess.)

16 THE COURT: All right. We're going to go back on  
17 the record in 21-CR-00908. Counsel, have you had an  
18 opportunity to go over the presentence investigation report  
19 with your client?

20 MS. DYER: Yes, I have.

21 THE COURT: All right. Any factual corrections?

22 MS. DYER: No, there are no factual corrections.

23 THE COURT: All right. The Court file does  
24 indicate a victim impact statement from Lacey Geil. Are the

1 parties familiar with that?

2 MS. DYER: Yes, Your Honor, the parties are  
3 familiar.

4 THE COURT: Okay.

5 MR. MARSH: Yes, Your Honor.

6 THE COURT: All right. Argument from the State.

7 MR. MARSH: Your Honor, pursuant to negotiations,  
8 the State is going to request an underlying sentence of 12 to  
9 36 in the Nevada State Prison.

10 There is no restitution requested in this case  
11 and the State will request that this case run concurrently to  
12 his Washoe County Case Numbers CR-21-0812 and CR-19-0975.  
13 Those are cases in which he has been revoked on and he is  
14 prison on, Your Honor.

15 Thank you.

16 THE COURT: All right. Is there any credit for  
17 time served?

18 MR. MARSH: Yes, Your Honor. We have 18 days if  
19 you run it concurrent and none if it is consecutive.

20 THE COURT: All right. Counsel, on behalf of  
21 your client?

22 MS. DYER: Pardon me, Your Honor?

23 THE COURT: Argument.

24 MS. DYER: Yes. Your Honor, that is my

1 understanding of the agreement as well. We would just ask  
2 that -- we read through the victim impact statement. I  
3 reviewed that with my client.

4 There's quite a few accusations within that  
5 victim impact statement and so we would just ask that the  
6 Court not rely on the impactful and highly suspect evidence  
7 within it and we would just ask that the Court follow the  
8 agreement of the parties this morning.

9 THE COURT: All right. So for purposes of the  
10 record, the Court has not -- it's -- I recognize that it's in  
11 the file, but I have not read it. And so as there is an  
12 argument on it, the Court will not consider the victim impact  
13 statement as part of the court sentencing.

14 All right. Sir, you now have an opportunity to  
15 make a statement. You don't have to, but this is your only  
16 opportunity to talk to the Court about this case.

17 Do you wish to make a statement?

18 THE DEFENDANT: No, Your Honor.

19 THE COURT: Okay. All right. Counsel, is there  
20 any legal cause to show why judgment should not now be  
21 pronounced against your client?

22 MS. DYER: No, there is not.

23 THE COURT: Hearing no legal cause, based upon  
24 the previous plea, the Court does pronounce you guilty of

1 obtaining and using personal identifying information of  
2 another person in violation of NRS 205.463, a Category C  
3 felony.

4 In accordance with the applicable statutes, the  
5 Court pronounces you guilty of the crime and \$25  
6 administrative assessment, \$500 attorney fee, \$3 DNA admin  
7 assessment fee.

8 The Court's considered probation, but based upon  
9 your criminal history, the Court will not give you that  
10 privilege.

11 The Court notes this will be your third felony,  
12 and then additionally, the presentence investigation report  
13 indicated that you have previous problems completing probation  
14 and parole.

15 The Court will sentence you a minimum of  
16 18 months to a maximum of 60 months. Based upon the criminal  
17 history, I'm not going to give you the benefit of concurrent  
18 time, so the 18 to 60 will be consecutive to the previous  
19 cases.

20 All right. Since the Court is sentencing you to  
21 consecutive time, there will be no credit for time served.  
22 All right.

23 And is there anything I need to clarify from the  
24 State?

1 MR. MARSH: No, Your Honor.

2 THE COURT: Anything I need to clarify from the  
3 defense?

4 MS. DYER: No, Your Honor.

5 THE COURT: All right. Sir, at some point in  
6 time, you've got to figure this out and looking at your  
7 history, you're going to be doing life on the installment  
8 plan. I hope you figure it out, but it's up to you. You're  
9 remanded to the custody of the State.

10 All right. State versus -- do you have any other  
11 cases, ma'am?

12 MS. DYER: I do not. Thank you.

13 (Proceedings concluded.)

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1 STATE OF NEVADA           )  
                                  )  
2 COUNTY OF LYON           )

3  
4           I, Michel Loomis, Certified Shorthand Reporter of  
5 the Third Judicial District Court of the State of Nevada, in  
6 and for Lyon County, do hereby certify:

7           That I was present in Department II of the  
8 above-entitled Court and took stenotype notes of the  
9 proceedings entitled herein, and thereafter transcribed the  
10 same into typewriting as herein appears;

11           That the foregoing transcript is a full, true and  
12 correct transcription of my stenotype notes of said  
13 proceedings.

14           DATED: At Carson City, Nevada, this 25th day of  
15 October, 2021.

16  
17                               //SHELLIE LOOMIS//  
18                               Shellie Loomis, RPR  
19                               Nevada CCR No. 228  
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1 Case No. 21-CR-00908

2 Dept No. II

3 DA Case No. C21.0096

4  
5  
6 **IN THE THIRD JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**  
7 **IN AND FOR THE COUNTY OF LYON**

8  
9 THE STATE OF NEVADA,

10 Plaintiff,

11 vs.

**JUDGMENT OF CONVICTION**

12 STEVEN PENN GEIL,

13 Defendant.

14 On September 13, 2021 the above-named Defendant, **STEVEN PENN GEIL**,  
15 Date of Birth: November 8, 1988, entered a Guilty plea to the crime of **OBTAINING**  
16 **AND USING PERSONAL IDENTIFYING INFORMATION OF ANOTHER PERSON, a**  
17 **CATEGORY C FELONY, in violation of NRS 205.463**

18 Further, that at the time the Defendant entered the plea, this Court informed the  
19 Defendant of the privilege against compulsory self-incrimination, the right to a speedy  
20 trial, the right to a trial by jury, the right to compulsory process to compel witnesses to  
21 testify on behalf of the Defendant, and the right to confront the accusers. That after  
22 being so advised, the Defendant stated that these rights were understood and still  
23 desired this Court to accept the plea of Guilty.

24 Further, that at the time the Defendant entered a plea, and at the time of  
25 sentencing, the Defendant was represented by **Alexandra Dyer**; also present in Court  
26 were the Lyon County Clerk, or the duly appointed representative; the Sheriff of Lyon  
27 County, or the duly appointed representative; the District Attorney of Lyon County,  
28

1 Nevada, or the duly appointed representative, representing the State of Nevada; and  
2 the Operations Supervisor, or the duly appointed representative, representing the  
3 Division of Parole and Probation.

4 This Court having accepted the Defendant's plea, and having set the date of  
5 October 25, 2021, as the date for imposing judgment and sentence and the Defendant  
6 having appeared at such time, represented by counsel, and the Defendant having  
7 been given the opportunity to exercise the right of allocution, and having shown no  
8 legal cause why judgment should not be pronounced at that time.

9 This Court thereupon pronounced **STEVEN PENN GEIL** guilty of the crime of  
10 **OBTAINING AND USING PERSONAL IDENTIFYING INFORMATION OF ANOTHER**  
11 **PERSON, a CATEGORY C FELONY, in violation of NRS 205.463**

12 In accordance with the applicable statutes of the State of Nevada this Court  
13 sentenced the Defendant to:

14 Imprisonment in the Nevada State Prison for a minimum term of Eighteen (18)  
15 Months, with a maximum term of Sixty (60) Months, consecutive to Washoe  
16 County Cases CR21-0812 and CR19-00975.

17 The Defendant is given no credit for pre-sentence incarceration time served.

18 The Court further exonerated any bond heretofore posted.

19 In addition, said Defendant shall pay:

20 1. An Administrative Assessment in the amount of Twenty-five Dollars  
21 (\$25.00)

22 2. A Genetic Marker Fee in the amount of Three Dollars (\$3.00)

23 3. An Attorney Fee in the amount of Five Hundred Dollars (\$500.00)

24 Pursuant to NRS 176.0913, Defendant must submit a biological specimen to  
25 determine genetic markers and/or secretor status.

26 //

27 //

28 //



Therefore, the Clerk of the above-entitled Court is hereby directed to enter the Judgment of Conviction as a part of the record in the above-entitled matter.

DATED: This 28th day of October, 2021.

LA  
DISTRICT COURT JUDGE