

1 NADINE MORTON, ESQ.  
2 Nevada Bar Number 008583  
3 **MORTON LAW, PLLC**  
4 11700 West Charleston Blvd., Suite 170-65  
5 Las Vegas, Nevada 89135  
6 Telephone: (702) 718-3000  
7 Email: Nadine@mortonlawnv.com  
8 Attorney for Petitioner

Electronically Filed  
Jan 26 2022 08:28 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

7 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

8 JEFFREY PAUL MEEH,  
9  
10 Petitioner,

Case No.:

District Court Case No.: CR20-0037

11 vs.

12 KIMBERLY WANKER, FIFTH  
13 JUDICIAL DISTRICT COURT  
14 JUDGE,

15 Respondent,  
16 STATE OF NEVADA,  
17 Real Party in Interest.

18 **PETITIONER'S APPENDIX**

19 **ATTORNEY FOR PETITIONER**

**ATTORNEY FOR RESPONDENT**

20 NADINE MORTON, ESQ.  
21 11700 W. Charleston Blvd  
22 Suite 170-65  
23 Las Vegas, Nevada 89135  
24 Nevada Bar #8583

THE HONORABLE KIMBERLY  
WANKER FIFTH JUDICIAL  
DISTRICT COURT JUDGE  
Department 1  
P.O. Box 153  
101 Radar Road  
Tonopah, Nevada 89049

1  
2 AARON FORD  
3 Nevada Attorney General  
4 100 North Carson Street  
5 Carson City, Nevada 89701-4717

6 STATE OF NEVADA  
7 CHRISTOPHER ARABIA  
8 Nye County District Attorney  
9 P.O. Box 593  
10 Tonopah, Nevada  
11 Nevada Bar #9749

12 **PETITIONER'S APPENDIX INDEX**

13  
14  
15 Page No.

16 **DOCUMENT**

17 Fifth Judicial District Court Case Summary; Case No. CR20-0037...PA0001-0006  
18  
19  
20

DATED this 13<sup>th</sup> day of January, 2022.

/s/ Nadine Morton

NADINE MORTON, ESQ.

Nevada Bar No. 8583

**MORTON LAW, PLLC.**

Attorney for Petitioner Jeffrey Paul Meeh

1                   **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2 JEFFREY PAUL MEEH,

3                   Petitioner,

4                   vs.

5 KIMBERLY WANKER, FIFTH

6 JUDICIAL DISTRICT COURT

7 JUDGE,

8                   Respondent,

9 STATE OF NEVADA,

10                  Real Party in Interest.

Case No.:

District Court Case No.: CR20-0037

11                   **CERTIFICATE OF SERVICE**

12 I hereby certify and affirm that the Petitioner's Appendix was electronically filed  
13 with the Nevada Supreme Court on January 25, 2022. Electronic Service of the  
14 foregoing document shall be made to the following:

15 AARON FORD  
16 Nevada Attorney General  
17 100 North Carson Street  
18 Carson City, Nevada 89701-4717

THE HONORABLE KIMBERLY  
WANKER FIFTH JUDICIAL  
DISTRICT COURT JUDGE  
Department 1  
P.O. Box 153  
101 Radar Road  
Tonopah, Nevada 89049

STATE OF NEVADA  
CHRISTOPHER ARABIA  
Nye County District Attorney  
P.O. Box 593  
Tonopah, Nevada  
Nevada Bar #9749

19 By, /s/Nadine Morton  
20 Employee of Morton Law, PLLC

## Fifth Judicial District Court - Nye County

Run: 01/04/2022  
8:18:38

## Case Summary

Page 1

Case #: CR20-0037  
Judge: WANKER, KIMBERLY  
Date Filed: 02/28/2020 Department:  
Case Type: Crimes Against Property (Felony)

## Attorney(s)

## Plaintiff

STATE OF NEVADA

DISTRICT ATTORNEY'S OFFICE

## Defendant

MEEH, JEFFREY PAUL

MORTON, NADINE

Charge: POSS INSTRUMENT W/ BURGLARIOUS INTENT NRS205.080 G/ Count 1

Sent:

Disp/Judgment:

Date:

## Hearings:

Date	Time	Hearing	Court Result
04/03/2020	9:00AM	65#ARRAIGNMENT HEARING-CXL CHRISTEL	CANC
06/19/2020	9:00AM	10#ARRAIGNMENT-GC	
06/26/2020	9:00AM	34#ARRAIGNMENT HEARING PER CHRISTELCXL GERIE	CANC
07/17/2020	9:00AM	46#ARRAIGNMENT CONTD	
08/21/2020	9:00AM	41#ARRAIGNMENT CONTD	CANC
09/04/2020	9:00AM	35#ARRAIGNMENT (GC)	
01/22/2021	9:00AM	30#CALENDAR CALL	
01/22/2021	4:30PM	99#JURY DRAW (120 JURORS)	
01/22/2021	9:00AM	31#PRE TRIAL MOTIONS	
01/28/2021	1:30PM	20#DEFENDANT'S MOTION TO SUPPRESS DEFENDANT'S STATEMENTS; DEFENDANT'S MOTION TO COMPEL PRODUCTION OF DISCOVERY AND BRADY MATERIAL	
02/23/2021	9:00AM	JURY TRIAL 3 DAYS	CANC
03/12/2021	9:00AM	52#BENCH WARRANT RTN(CR)	
03/19/2021	9:00AM	04#CALENDAR CALL	
03/19/2021	4:30PM	99#JURY DRAW 120 JURORS	
04/09/2021	9:00AM	10# STATUS CHECK-DEFENDANTS APP IS WAIVED AND DEFENSE MAY CALL IN	
04/12/2021	9:00AM	JURY TRIAL APRIL 12-16	CANC
04/12/2021	1:30PM	ARRAIGNMENT/CHANGE OF PLEA	
07/09/2021	9:00AM	60#SENTENCING	
07/16/2021	9:00AM	SENTENCING	CANC
08/12/2021	9:00AM	69#SENTENCING	
08/20/2021	9:00AM	62#SENTENCING	
01/14/2022	9:00AM	STATUS CHECK	

PA 0001

**Filings:**

Date	Filing
02/28/2020	CASE FILED 02/28/2020 CASE NUMBER CR20-0037
02/28/2020	JUDGE WANKER, KIMBERLY: ASSIGNED
02/28/2020	CASE SUMMARY
02/28/2020	BINDOVER ORDER (BAIL N/A) - REC'D, REF PJC CASE #19CR02283:CRIMINAL COMPLAINT; AFFIDAVIT AND APPLICATION FOR APPOINTMENT OF COUNSEL;STIPULATION AND ORDER TO CONVERT PRELIMINARY HEARING TO A PRE-TRIAL; ORDER TO CONVERT PRELIMINARY HEARING TO PRE-TRIAL HEARING; RECEIPT OF COPY;MOTION TO SUPPRESS DEFENDANT'S STATEMENTS;
03/13/2020	INFORMATION (FELONY/PROPERTY)
04/16/2020	JAVS-RECORDED TRANSCRIPT OF PROCEEDINGS (PRELIMINARY HEARING 2/27/20)
06/19/2020	COURT MINUTES-6/19/20 - JUDGE: KIMBERLY A WANKER CLERK: TERRI PEMBERTON REPORTER: TRACY MANNING BAILIFF: ERIC SCHLENER APP:CHRISTI KINDELL FOR THE STATE; DANIEL MARTINEZ IS PRESENT COURT CALLS THE MATTER AND DEFENSE STATES THE DEFENDANT IS NOT PRESENT. COURT STATES THIS MATTER WAS SET LAST MINUTE AND THAT MAY BE THE PROBLEM. DEFENSE STATES THE LAST COMMUNICATION WITH THE DEFENDANT WAS BEST BY EMAIL. DEFENSE STATES HE DID EMAIL THE DEFENDANT BUT DID NOT HEAR BACK FROM THE DEFENDANT AS IT TYPICALLY TAKES A FEW DAYS FOR HIM TOP RESPOND. COURT CONTINUES TO 7/17/20
06/26/2020	TRANSCRIPT OF PROCEEDINGS ARRAIGNMENT HEARING (JUNE 19, 2020)
07/17/2020	COURT MINUTES-7/17/20 - JUDGE: KIMBERLY A WANKER CLERK: TERRI PEMBERTON REPORTER: TRACY MANNING BAILIFF: ERIC SCHLENER APP:KIRK VITTO FOR THE STATE; DANIEL MARTINEZ IS PRESENT WITH THE DEFENDANT COURT CALLS THE MATTER AS AN ARRAIGNMENT HEARING. COURT STATES THE DEFENDANT TESTED POSITIVE TODAY. COURT ORDERS THE DEFEDANT TO RANDOMLY TEST WITH THE DRUG COURT PROGRAM TO START TOMORROW. COURT CONTINUES THE MATTER TO 8/21/20
08/13/2020	TRANSCRIPT OF: ARRAIGNMENT(CONT) (07/17/20)
09/04/2020	COURT MINUTES-9/4/20 - JUDGE: KIMBERLY A WANKER CLERK: TERRI PEMBERTON REPORTER: TRACY MANNING BAILIFF: ERIC SCHLENER APP:MIKE ALLMON FOR THE STATE; DANIEL MARTINEZ IS PRESENT WITH THE DEFENDANT  COURT CALLS THE MATTER AS AN ARRAIGNMENT HEARING. COURT CANVASS THE DEFENDANT, OUTLINES THE MAXIMUM POSSIBLE SENTENCE. DEFENDANT WAIVES THE FORMAL READING OF THE INFORMATION. DEFENDANT PLEADS NOT GUILTY TO ALL COUNTS. DEFENDANT WAIVES HIS RIGHT TO SPEDY TRIAL. DEFENSE REQUESTS 3 DAYS FOR TRIAL AS DOES THE STATE.  COURT SETS TRIAL DATES TO 2/23 - 2/25 WITH CC JAN 22
09/08/2020	ORDER SETTING JURY TRIAL(3 DAYS FEBRUARY 23, 2021- FEBRUARY 25, 2021)
09/25/2020	TRANSCRIPT OF: ARRAIGNMENT(09/04/20)
01/05/2021	MOTION TO SUPPRESS DEFENDANT'S STATEMENTS/ NOTICE OF MOTION (01/28/2021, 9AM) (SUBMITTED BY DANIEL E. MARTINEZ, ESQ., FOR DEFENDANT, JEFFREY PAUL MEEH)

Run: 01/04/2022  
8:18:40

Case Summary

Page 3

01/05/2021 MOTION TO COMPEL PRODUCTION OF DISCOVERY AND BRADY MATERIAL/ NOTICE OF MOTION (01/28/2021, 9AM) (SUBMITTED BY DANIEL E. MARTINEZ, ESQ., FOR DEFENDANT, JEFFREY PAUL MEEH)

01/13/2021 COURT MINUTES-1/22/21 - JUDGE: KIMBERLY A WANKER  
CLERK: TERRI PEMBERTON  
REPORTER: SUZIE ROWE  
BAILIFF: ERIC SCHLENER  
APP:KIRK VITTO FOR THE STATE;  
DANIEL MARTINEZ IS PRESENT

COURT CALLS THE MATTER AS A CALENDAR CALL. COURT NOTES THE DEFENDANT IS NOT CURRENTLY PRESENT BUT THAT THE DEFENDANT DID SHOW UP INITIALLY. DEFENSE HAS CALLED THE DEFENDANT AND ASKS TO TRAIL THE MATTER. COURT NOTES THE DEFENDANT IS ALSO POSITIVE TODAY. COURT WILL GIVE HIM THE BENEFIT OF THE DOUBT AND TRAILS THE MATTER. COURT RECALLS THE MATTER. DEFENSE STATES THAT THE DEFENDANT IS NOT PRESENT. DEFENSE NOTES THE MATTER IS NEGOTIATED. THE STATE ADDRESSES AND DOESNT KNOW WHEN THE DEFENDANT WILL BE PICKED UP TO MOVE FORWARD AND ASKS FOR A NO BAIL NATIONWIDE BENCH WARRANT. DEFENSE NOTES GERIE CLIFFORD ASKED TO MOVE THE HEARING DATE ON 1/28/21 TO 130 PM AND ALL PARTIES AGREE WITH IT

01/26/2021 NOTICE OF NON-OPPOSITION TO DEFENDANT'S MOTION TO SUPPRESS DEFENDANT'S STATEMENTS

01/27/2021 BENCH WARRANT

01/28/2021 COURT MINUTES-1/28/21 - JUDGE: KIMBERLY A WANKER  
CLERK: TERRI PEMBERTON  
REPORTER: SUZIE ROWE  
BAILIFF: ERIC SCHLENER  
APP:KIRK VITTO FOR THE STATE;  
DANIEL MARTINEZ IS PRESENT

COURT CALLS THE MATTER AS A MOTION TO SUPPRESS. COURT NOTES THE DEFENDANT IS NOT PRESENT TODAY AND STATES A BENCH WARRANT WAS ISSUED YESTERDAY. DEFENSE STATES HE HAS REACHED OUT TO THE DEFENDANT MUTIPLE DIFFERENT WAYS WITH NO RESPONSE. COURT STATES THERE IS A NONOPPOSITION FOR THE MOTION TO SUPPRESS AND ASKS IF THERE IS ANY ISSUES THAT NEED TO BE HANDLED. DEFENSE STATES THERE IS NOT. COURT QUESTIONS WHETHER THE TRIAL DATES SHOULD BE REMOVED UNTIL THE DEFENDANT IS PICKED UP OR TO PROCEED. DEFENSE STATES THAT IF THE DEFENDANT WAS PICKED UP WE COULD PROCEED, BUT DUE TO LACK OF RESOURCES THE DATE SHOULD BE CONTINUED. THE STATE ASKS TO VACATE THE TRIAL DATES. COURT CONCURS AND VACATES THE TRIAL DATES.

03/05/2021 TRANSCRIPT OF PROCEEDINGS: PRETRIAL MOTIONS/ CALENDAR CALL (CONTD) 1/22/21

03/08/2021 TRANSCRIPT OF PROCEEDINGS: MOTION TO SUPPRESS (01.22.2021)

03/12/2021 COURT MINUTES-3/12/21 - JUDGE: KIMBERLY A WANKER  
CLERK: TERRI PEMBERTON  
REPORTER: SUZIE ROWE  
BAILIFF: ERIC SCHLENER  
APP:KIRK VITTO FOR THE STATE;  
DANIEL MARTINEZ IS PRESENT WITH THE DEFENDANT WHO IS IN CUSTODY VIA TELECONFERENCE

COURT CALLS THE MATTER AND STATES THIS WAS SET FOR TRIAL PREVIOUSLY. DEFENSE ADDRESSES AND STATES HE IS READY TO GO TO TRIAL AND THAT NO PRE TRIAL MOTIONS ARE NEEDED IN THIS CASE. COURT SETS TRIAL DATES TO APRIL 12-16 CALENDAR CALL 3/19/21. DEFENSE ASKS FOR BAIL TO BE SET AT \$10,000 CASH OR BOND. THE STATE RECCOMENDS 12,500. COURT SETS BAIL TO \$12500 CASH OR BOND.

03/12/2021 AMENDED ORDER SETTING JURY TRIAL(4/12-4/16)

03/18/2021 SURETY BOND BOND POSTED \$12,500.00

PA 0003

Run: 01/04/2022  
8:18:40

Case Summary

Page 4

03/19/2021 COURT MINUTES-3/19/21 - JUDGE: KIMBERLY A WANKER  
CLERK: TERRI PEMBERTON  
REPORTER: KATHY TERHUNE  
BAILIFF: JAMELE TAYLOR  
APP: KIRK VITTO FOR THE STATE;  
DANIEL MARTINEZ IS PRESENT WITH THE DEFENDANT

COURT CALLS THE MATTER AS A CALENDAR CALL. COURT REVIEWS THE TRIAL DATES AND ASKS IF THE PARTIES ARE READY. THE PARTIES DECLARE READY FOR TRIAL. COURT REVIEWS THE VENUE FOR TRIAL. COURT NOTES THE DEFENDANT WAS POSITIVE FOR MARIJUANA. THE DEFENDANT STATES HE HAS NOT RECENTLY SMOKED IT WAS FROM PRIOR TO HIM BEING ARRESTED. COURT WILL SEND THE TEST TO THE LAB FOR CONFIRM. COURT INFORMS THE DEFENDANT HE MUST BE CLEAN FOR TRIAL OR THE TRIAL CANNOT GO FORWARD. COURT RECITES THE OR TERMS AND CONDITIONS. DEFENDANT IS TO START RANDOMLY TESTING WITH THE DRUG COURT.

03/23/2021 VENIRE

03/24/2021 NOTICE OF WITNESSES

03/24/2021 REQUEST FOR DISCLOSURE

04/09/2021 COURT MINUTES - CR20-0037 JEFFREY PAUL MEEH  
JUDGE: KIMBERLY A WANKER;  
REPORTER: SUZANNE ROWE;  
BAILIFF: JOHN CHIDLEY  
CLERK: CORI FREIDHOF,  
JAVS: 27.51

APP: MISS BOSCOVICH, KIRK VITTO & CHRIS ARABIA DDA; OFFICER DAVIS, P&P;  
DANIEL MARTINEZ WITH THE DEFENDANT NOT PRESENT OR IN CUSTODY;  
JUDGE BRIEFS THE COURT. DEFENSE IS READY. DA IS READY. WAITING ON BALIFF. JAMEEL IS ASSISTING. RACHEL IS DOING THE CHECK IN. SHOULD BE BACK IN THE COURTROOM TUES. IF THEY ARE GOING TO PLEAD IT OUT THE JUDGE NEEDS TO KNOW. THEY ARE ALL TO MEET IN THE COURTHOUSE AT 8:00 AM MONDAY 4/12/21 TO MAKE SURE ITS STILL A GO.

04/09/2021 TRANSCRIPT OF: BW RETURN(3/12/21)

04/12/2021 AMENDED INFORMATION

04/12/2021 TRANSCRIPT OF: CALENDAR CALL(3/19/21)



04/12/2021 COURT MINUTES-4/12/21 - JUDGE: KIMBERLY A WANKER  
CLERK: TERRI PEMBERTON  
REPORTER:SUZIE ROWE  
BAILIFF: JAMELE TAYLOR  
APP:CHRIS ARABIA FOR THE STATE;  
DANIEL MARTINEZ IS PRESENT WITH THE DEFENDANT

COURT CALLS THE MATTER AS A CHANGE OF PLEA/ARRAIGNMENT. GUILTY PLEA AGREEMENT SUBMITTED TO THE COURT. COURT OUTLINES NEGOTIATIONS. DEFENDANT WAIVES THE FORMAL READING OF THE AMENDED INFORMATION. COURT CANVASS THE DEFENDANT, OUTLINES GUILTY PLEA AGREEMENT FOR THE RECORD AND THE MAXIMUM POSSIBLE SENTENCE. DEFENDANT SO ACKNOWLEDGES PLEADS GUILTY AND WAIVES HIS CONSTITUTIONAL RIGHTS TO TRIAL AND APPEAL RIGHTS. THE STATE SETS FORTH THE ELEMENTS ON THE RECORD. DEFENDANT ADDRESSES THE COURT AND ADMITS THE ALLEGATIONS. DEFENDANT DENIES ANY REQUEST FOR CONTINUANCE. COURT FINDS THE GUILTY PLEA TO BE GIVEN FREELY AND ACCEPTS SAID PLEA. COURT QUESTIONS PARTY IF THEY ARE MOVING TOWARDS SENTENCING AND IF THE VICTIM HAS BEEN NOTIFIED OF TODAY SENTENCING. DEFENSE ADDRESSES AND NOTES THAT THE VICTIMS WERE NOT PLANNING ON TESTIFYING AT THE TRIAL. THE STATE INFORMS THAT THE VICTIM WAS NOTIFIED. DEFENSE STATES THAT THE VICTIMS WERE ALSO ON A SUBPEONA FOR THE PROCEEDINGS. THE STATE INFORMS THAT THE VICTIMS WERE AWARE THAT THE TRIAL WAS CANCELLED. ALL PARTIES WISH TO MOVE FORWARD WITH SENTENCING. COURT MOVES FORWARD WITH SENTENCING. DEFENSE ARGUES FOR CREDIT FOR TIME SERVED (32 DAYS)AND NO RESTITUTION OWED. THE DEFENDANT ADDRESSES AND JUST WANTS THE MATTER RESOLVED. COURT REVIEWS THE CASE HISTORY. COURT CONTINUES THE MATTER FOR THE PSI COMES BACK FROM THE NEW CASE IN JUSTICE COURT THAT WILL BE COMING UP. COURT SETS SENTENCING TO 7/16/21. DEFENSE ARGUES TO REMOVE THE DEFENDANT FROM RANDOM TESTING. COURT DENIES BUT DOES EXONERATE THE BOND.

04/12/2021 GUILTY PLEA AGREEMENT

05/03/2021 TRANSCRIPT OF PROCEEDINGS: CALENDAR CALL (4/9/21)

05/05/2021 TRANSCRIPT OF: CHANGE OF PLEA/ARRAIGNMENT(03/26/21)

07/09/2021 COURT MINUTES-7/9/21 - JUDGE: KIMBERLY A WANKER  
CLERK: TERRI PEMBERTON  
REPORTER:KATHY TERHUNE  
BAILIFF: JAMELE TAYLOR  
APP:MIKE ALLMON FOR THE STATE;  
EMILY STRAND AND NADINE MORTON ARE PRESENT

COURT CALLS THE MATTER AS A SENTENCING HEARING. COURT NOTES THE DEFENDANT IS NOT PRESENT. COURT INFORMS THAT THE MATTER WAS INITIALLY SET ON 7/16 AND CONTINUES THE MATTER TO 8/12

07/09/2021 DEFENSE ATTORNEY: MORTON, NADINE ASSIGNED

08/11/2021 TRANSCRIPT OF: JUDGMENT AND SENTENCING(CONT) (07/09/21)

08/12/2021 COURT MINUTES-8/12/21 - JUDGE: KIMBERLY A WANKER  
CLERK: TERRI PEMBERTON  
REPORTER:KATHY TERHUNE  
BAILIFF: JAMELE TAYLOR  
APP:KIRK VITTO FOR THE STATE; SARGENT DUNCAN FOR P&P  
NADINE MORTON PRESENT

COURT CALLS THE MATTER AS A SENTENCING HEARING. COURT NOTES THE DEFENDANT IS NOT PRESENT. COURT STATES A PSI REPORT STILL HAS NOT BEEN SUBMITTED. P&P STATES IT IS DUE TO THE FACT THAT HE IS PLEADING GUILTY TO A MISDEMEANOR. DEFENSE ADDRESSES AND STATES THE DEFENDANT WAS IN JUSTICE COURT EARLIER. COURT CONTINUES TO 8/20/21 AND IF DEFENDANT NOT PRESENT SHE WILL ISSUE A BENCH WARRANT



08/20/2021 COURT MINUTES-8/20/21 - JUDGE: KIMBERLY A WANKER  
CLERK: RACHEL ALDANA  
REPORTER: SUZIE ROWE  
BAILIFF: JAMELE TAYLOR  
APP: KIRK VITTO FOR THE STATE; NADINE MORTON PRESENT WITH THE DEFENDANT.  
COURT INQUIRES TO WHY THE DEFENDANT DID NOT TAKE A DRUG TEST THIS MORNING.  
DEFENDANT RESPONDED THAT HE WAS UNABLE TO USE THE RESTROOM. COURT STATES  
THAT THE DEFENDANT WILL REMAIN HERE UNTIL HE SUBMITS TO A DROP. MS. MORTON  
ARGUES TO THE DEFENDANT BEING FORCED TO SUBMIT TO A DRUG TEST WHEN THE  
CHARGES ARE NOT DRUG RELATED AND RECITES CASE LAW IN SUPPORT OF HER  
ARGUMENT. COURT REVIEWS THE GUILTY PLEA AGREEMENT WHERE THE DEFENDANT  
ACKNOWLEDGES HE WOULD NEED TO SUBMIT TO DRUG TESTING. MR. VITTO ARGUES THAT  
IF THE DEFENDANT REFUSES TO SUBMIT TO THE DRUG TESTING THEN THE STATE WILL  
BE ALLOWED TO ARGUE AT SENTENCING. COURT FEELS THE DEFENDANT IS IN CONTEMPT  
OF COURT AT THIS TIME. MS. MORTON ASKS FOR THE COURT TO CONTINUE THIS  
MATTER TO ALLOW HER TO APPEAL THE COURT'S DECISION TO DRUG TEST THE  
DEFENDANT. COURT DENIES THE REQUEST AND STATES THAT SHE WILL NOT SENTENCE A  
DEFENDANT UNDER THE INFLUENCE. COURT REVIEWS THE CASE LAW PROVIDED BY  
DEFENSE COUNSEL AND NOTES IT IS AN ARIZONA CASE. COURT STATES THAT THE  
DEFENDANT WAS ALLOWED TO SIGN A GUILTY PLEA AGREEMENT BY HIS PREVIOUS  
ATTORNEY THAT HE VOLUNTARILY AGREED TO SUBMIT TO DRUG TESTING. MS. MORTON  
STATES THE DEFENDANT WILL NOT TEST TODAY AND REQUEST TO CONTINUE THIS  
MATTER TO ALLOW HER TO APPEAL THE DRUG TESTING. MS. MORTON ASKS WHY WAS THE  
DEFENDANT ORDERED TO TEST IN THE FIRST PLACE FOR THE RECORD. COURT ISSUES  
AN ORDER TO SHOW CAUSE TO GET JUDGE LANE'S OPINION IF THE DEFENDANT IS IN  
CONTEMPT OF COURT. MS. MORTON INFORMS THE COURT THAT SHE WILL BE DOING A  
WRIT IN THIS CASE. COURT ORDERS THE DEFENDANT TO SUBMIT TO A DRUG TEST  
BEFORE HE LEAVES TODAY. MS. MORTON CONTINUES TO ARGUE THAT IT IS UNFAIR THE  
JUDGE'S STAFF TEST THE DEFENDANT. COURT ADMONISHES THE DEFENDANT AND ORDERS  
HIM TO CONTINUE TO RANDOM TESTING.

09/17/2021 TRANSCRIPT OF: JUDGMENT AND SENTENCING (CONT) (08/12/21)  
09/24/2021 TRANSCRIPT OF: SENTENCING (08/20/21)