

Supreme Court of Nevada **FILED**

JAN 21 2022

C-18-335315-1

*Elizabeth A. Brown*  
CLERK OF COURT

The state of Nevada

Case No: ~~C-18-335315-1~~

Plaintiff

Dept. No. 24

Electronically Filed  
Feb 07 2022 09:22 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

VS.

Mario Trejo #2717641

Defendant, pro-se

Motion of appeal to the Jan. 3<sup>rd</sup> 2022  
Decision on dismissal of Case.

Comes now Maria Trejo Defendant in prose  
Respectfully pleading that this honorable  
court hears and grants my appeal to dismiss  
Case No: C-18-3353-15-1 with prejudice on  
the basis of prosecutorial misconduct by  
way of perjury, which also caused substantial  
prejudice against the defense in this matter.

I previously filed a motion to dismiss in the  
Eight Judicial District court of Clark  
County, the state followed through with a "response"  
which contained exhibits that help support  
my claim of perjury by the prosecutor.

In addition to this in their "response" the state  
only request the denial of a motion to

appeals

RECEIVED  
APPEALS

FEB - 2 2022

CLERK OF THE COURT

C-18-335315-1  
NOASC  
Notice of Appeal (Criminal)  
4981043

Docket Entry Document 2022-04007

47

1 witness testimony/impeachment of witnesses,  
2 which is not the motion argued in this matter  
3 and therefore not relevant as a response to  
4 my motion.

5 On Jan. 3<sup>rd</sup>, 2022 this matter was brought  
6 before Judge Erika Ballou in District  
7 Court 24, I the defendant being mute due to  
8 a medical condition, was not only not given a  
9 proper means of communication but also had  
10 my oral/written argument cut off by the  
11 Judge, against the rules of engagement of  
12 Court and thus denying the presentation of add-  
13 itional and relevant facts regarding the states  
14 response and the new evidence.

15 I hereby present to this honorable court  
16 with the relevant exhibits, proof, arguments,  
17 points and Authorities that support this motion.

18 -Legal Standard-

19 Americans w/ disabilities act (ADA):

20 A wide ranging federal legislation intended  
21 to make american society more accessible to  
22 people with disabilities. Disability is defined  
23 as a physical or mental impairment that  
24 substantially limits one or more of life's  
25 major activities, The (ADA) has several key  
26 components including the following:

27 • All public services including state and  
28 Local governments, cannot deny services or

1 participation in programs or activities  
2 which are available to people without disabili-  
3 ties.

4 • Discrimination against people with disabili-  
5 ties or persons who assert rights under  
6 the (ADA) is Not permitted.

7  
8 Perjury: NRS 199.145 defines perjury  
9 as the making a willfull and false state-  
10 ment in a matter material to the to the  
11 issue or point in question; or making an un-  
12 qualified statement of that which the person  
13 does not know to be true.

14  
15 Amendment XIV, section I of the U.S. Constitution:  
16 "No state shall... Abridge the privileges or  
17 immunities of citizens...; Nor deny to any person  
18 within its jurisdiction the equal protection  
19 of the Laws.

20 -Points and Authorities-

21 Napue V. Illinois 360 U.S. 264, 269,  
22 795. (f. 1173, 34. Ed. 2d 1217 (1959)

23 states that under the due process clause  
24 of the 14<sup>th</sup> amendment, the Government "may  
25 not use false evidence including false  
26 testimony to obtain a tainted conviction"  
27 or "Allow it to go uncorrected when it appears  
28

U.S. v. Bundy, 968 F. 3d. 1019, 1030  
(9<sup>th</sup> cir. 2000). this power may be invoked  
in response to outrageous Government conduct  
that "does not rise to the level of a  
due process violation" id. (quoting U.S. v.  
Barrera Moreno, 951 F.2d 1089, 1091  
(9<sup>th</sup> cir. 1991), still there must be "flagrant  
misbehavior by the prosecutor" and  
"substantial prejudice" to the defendant, id  
at 1031. and "a defendant must show that  
the misconduct prejudiced his defense"  
quoting U.S. v. Kearns.

Argument: Proof of fact-

The motion is set before Judge Erika Ballou of  
the Eight Judicial District court raised three  
Major Issues regarding the state committing  
perjury during Bail hearings.

The first issue of perjury is that the lead  
prosecutor of this case, Michael J. Schwartzer  
has on several occasions including on bail  
hearings heard April 6<sup>th</sup> 2020 and May  
10<sup>th</sup> 2021, by two different Judges, claimed  
i had access to and possession of explosives  
a shocking false claim used to destroy my  
Image and reputation, denying me the right to  
affordable bail while also giving the states  
argument substantial weight.

1 The definition of an Explosive is: "A  
2 device or material that violently bursts or  
3 Ignites through a chemical reaction."

4 On April 22<sup>nd</sup> of 2021, D.A. Schwartz filed  
5 a motion of opposition to my motion for O.R.  
6 / reduced bail which I filed in the Eighth Judicial  
7 District Court. On page 5 of this opposition,  
8 Lines 13-14 - see Exhibit 1 - the state  
9 claims I was depicting "explosives" and  
10 firearms. additionally as part of their  
11 argument on April 6<sup>th</sup> 2020 he claims on  
12 record that I had and was "showing off"  
13 explosives - see Exhibit 2, however, at the  
14 time these claims were made, the state  
15 had information that the alleged explosive was  
16 in fact a replica collectors item, because on  
17 Sept 6<sup>th</sup> 2018, detectives searched my  
18 home, finding the alleged "explosive", photo-  
19 graphing it, examining it and not even seizing  
20 it because they immediately realized it was  
21 a replica - see exhibit 3 -

22 In their "response" to my motion to dismiss  
23 case, the state through stand-in prosecutor  
24 Ronald Evans, claims that they believed  
25 this item was a class 4 Explosive Because:  
26 • Instagram post of replica with legally owned  
27 firearms in this personal profile.  
28 • Caption on said post with caption reading

1 "When you need a piece of mind"

2 : And due to the realism of replica

3 However, the caption on the instagram post  
4 is not indicative to ownership of explosive  
5 devices as it refers to the ownership of a  
6 pistol which provides defensive capabilities  
7 to americans under the 2nd Amendment.

8 The so-called realism of this collectors item  
9 doesn't excuse the jump from replica to  
10 class 4 explosive device because anyone with an  
11 internet connection can find and research identical  
12 replicas on Amazon or EBay. Along with the  
13 fact that detectives had already found this  
14 alleged "explosive" to be harmless.

15 and finally any firearms portrayed on instagram  
16 were legally owned and used legally for  
17 sporting and collective purposes which do not  
18 support the idea that at any point i had possession  
19 of explosives, thus supporting the fact of lack of  
20 due diligence and perjury by district attorneys.

21  
22 The replicas depicted in Exhibits 2 and 3  
23 are the same exact item, these photos and  
24 reports have been in possession of the state  
25 since 2018 and it could be considered prima  
26 facie evidence the fact ~~the~~ Detectives gave little  
27 to no response to this replica, yet the state  
28 claims they didn't have these reports or any

1 evidence proving this replica wasn't an  
2 Explosive device in an attempt to evade  
3 responsibility, even after they used these  
4 false statements to add shock value to  
5 their arguments and thus denying me the  
6 benefits freedom would provide me as a  
7 defendant in proper person.  
8

9 The second item of perjury is the fact  
10 that on several of the forementioned bail  
11 hearings - see exhibit 8 - D.A. Schwartz claimed  
12 I was a flight risk because allegedly I am in  
13 the country illegally, when in reality I am a  
14 permanent Resident with legal immigration  
15 status.

16 The proof of this lies in a scope record  
17 submitted by the the state in their "response"  
18 - see exhibit 7 - in this document, it my A.R.#  
19 or Alien Registry number as #A200409928  
20 along with a valid Social security number  
21 both items of which would not be listed on  
22 an undocumented illegal aliens scope record  
23 and a fact which contradicts the states claim  
24 in their response - see exhibit 5, Lines 21  
25 thru 23, additionally the state tries to  
26 twist the context of this matter by stating  
27 they claimed I wasn't "a citizen" when in fact  
28 if we look at - exhibit 7 - Lines 15 through 17

1 the prosecutor claims & "Defendant is not  
2 in the country legally and is subject to  
3 federal deportation... Defendant should be  
4 considered a flight risk."

5 Mr. Schwartz made these claims during  
6 every bail hearing in order to give weight  
7 to his argument and prevent me from being  
8 granted affordable bail thus setting a length-  
9 ty pattern of perjurious misconduct by the  
10 state which prejudiced my defensive capabilities.

11  
12 The final issue of perjury by the state comes  
13 in regards to my medical issues which are the  
14 reason i am mute, The state admits in their  
15 response that their sole knowledge of my  
16 medical condition is highlighted in the  
17 document i've provided in-exhibit 9.

18 According to the definition of perjury in NRS.  
19 199.145 it is also stated as "Making an un-  
20 qualified statement of that which the person  
21 does not know to be true." In this matter  
22 and even admitted in - Exhibits - the district  
23 attorneys have committed perjury because they  
24 do not have medical record, expertise or an  
25 expert to make a qualified claim or statement  
26 in regards to my medical condition, its severity  
27 or its causes yet they continuously have claimed  
28 an record that it occurred during the commission



1 of a crime and that it wasn't severe  
2 enough to merit freedom.

3 These claims have also denied me proper  
4 medical care since the jail has failed to  
5 provide the medical access needed to reverse  
6 my condition, leaving me more in the process.

7  
8 At the Jan. 3<sup>rd</sup>, 2022 hearing to  
9 decide on this matter, Judge Erika Ballou  
10 denied me the opportunity to present these  
11 facts and to do so with a proper method  
12 method of communication as agreed upon  
13 by her and the court on Oct. 18, 2021  
14 and in accordance with the Americans  
15 with disabilities act.

16 Furthermore, she allowed the state to con-  
17 tinue with their Blatant misconduct while  
18 denying me my due process as outlined by  
19 the 14th amendment and my right to redress  
20 grievances as provided by the 1st amendment  
21, thus I find myself in need to seek out  
22 this higher court in an appeal to protect  
23 and uphold my constitutional rights.

24  
25 Conclusion-

26 I humbly request that this honorable court  
27 reverse the evidence provided and grants  
28 this motion for reasons stated Below:

1 • The state in their response fails to  
2 request the denial of My motion to dis-  
3 miss case, and instead request the denial  
4 of another motion previously heard.

5  
6 • I have, through overwhelming evidence,  
7 satisfied the burden of proof to show, the  
8 State has committed ~~mis~~ perjury and  
9 continues flagrant misconduct.

10  
11 • Because through the perjury committed  
12 by the state, i have been denied freedom  
13 and with it the economic resources, medical  
14 access, proper legal assistance and the proper  
15 legal research which pre-trial detainees  
16 are denied in these facilities.

17  
18 • If this honorable court decides not to  
19 grant my motion, i alternatively request the  
20 impeachment of D.A. Schwartzer and his  
21 office as they have proven prejudicial in  
22 this matter.

23  
24 I thank the Nevada supreme court  
25 for its time attention and consideration in  
26 this matter, i pray this motion is granted.

27 Dated: Jan. 8<sup>th</sup>, 2022

28 Signed: Mario Trejo, Def. in pro-se.

Page 5 of Michael J. Schwartzers  
motion of opposition to def. motion  
for reasonable Bail.

**EXHIBIT "1"**

1 engaged in a shootout with police, placing Ms. Serrano-Bojoglez, uniformed officers, and the  
2 public directly in harm's way. Defendant not only confessed but was also caught on video  
3 (both inside and outside the store), making conviction very likely in this case.

4 Following the Grand Jury Indictment Warrant Return, the grand jury after reviewing  
5 the facts *sua sponte* increased the bail to \$500,000 with house arrest. That judge noted that  
6 Defendant has proven by his actions that he is an extreme danger to the community. On  
7 January 23, 2109, after Defendant's second motion to reduce bail, the prior Court considering  
8 the same medical information set forth in Defendant's instant motion, reduced bail to \$75,000  
9 and house arrest. Any further reduction would be unwarranted and inappropriate. Defendant's  
10 fifth request for a bail reduction uses the same arguments (pandemic, health) previously  
11 considered by the prior court. There is nothing new in Defendant's motion that should change  
12 the current bail setting from the \$75,000 and house arrest previously ordered by the courts.

13 Moreover, before Defendant was arrested his Instagram posting often depicted various  
14 firearms including high capacity rifles and explosives. (See Exhibit 2). Further, demonstrating  
15 the Defendant is a safety risk to our community. Finally, Defendant is not in the country legally  
16 and is subject to federal deportation. This is not being stated for being a bad act, but a reason  
17 Defendant should be considered a flight risk. Defendant's newest request falls short of  
18 providing this Court with adequate assurances that Defendant would remain trouble free or  
19 return to the courtroom to face a likely conviction and a lengthy mandatory prison sentence.  
20 Thus, the State, once again, is asking for Defendant's motion to be denied.

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

Instagram Post depicting  
Replica and legal firearm

**EXHIBIT "2"**

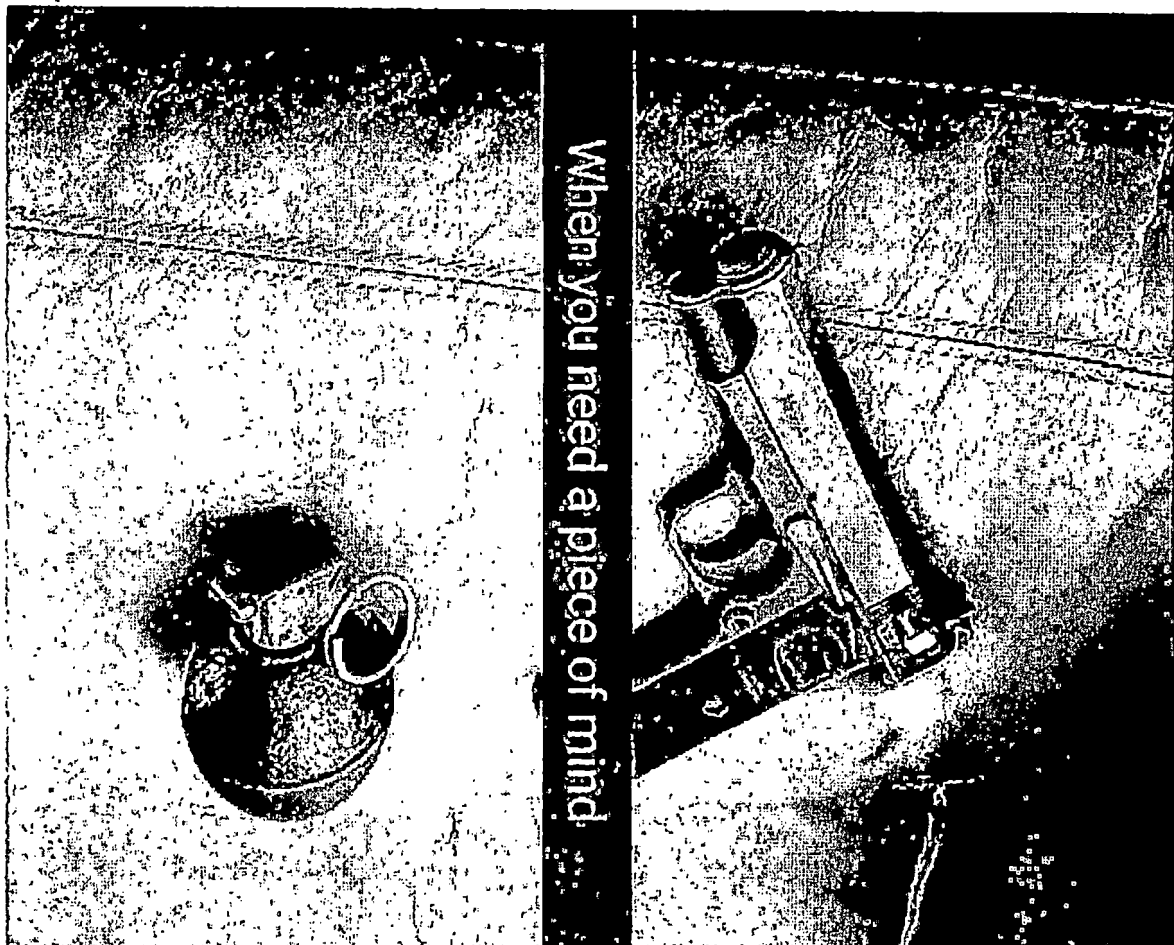


Instagram

Search



Sign Up



vladylives • Follow

vladylives #edc #merica #m88a  
loudluxury t2



12 likes

AUGUST 5

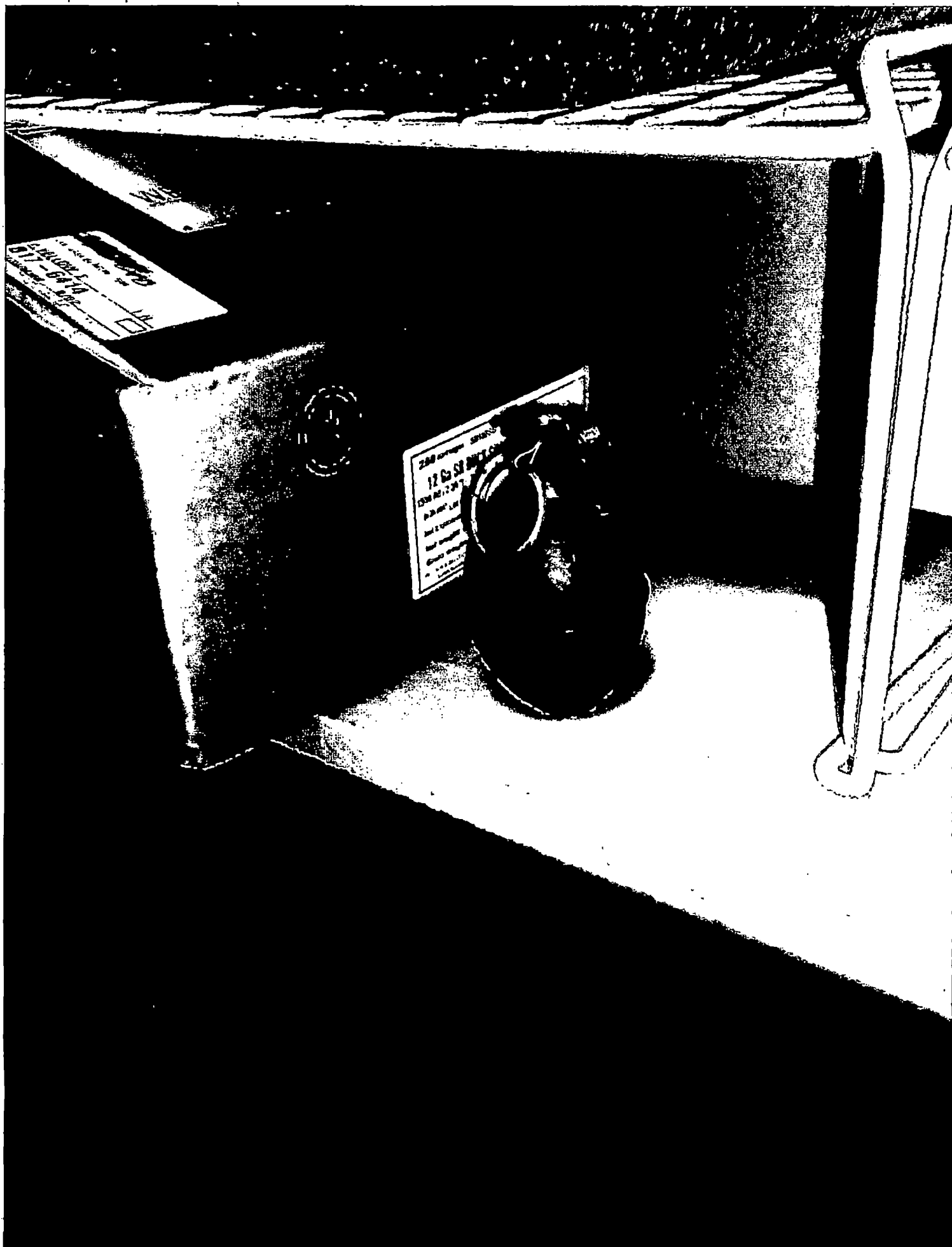
Log in to like or comment



...

Photos taken at Defendants  
Home by detectives, depicting  
the replica in question.

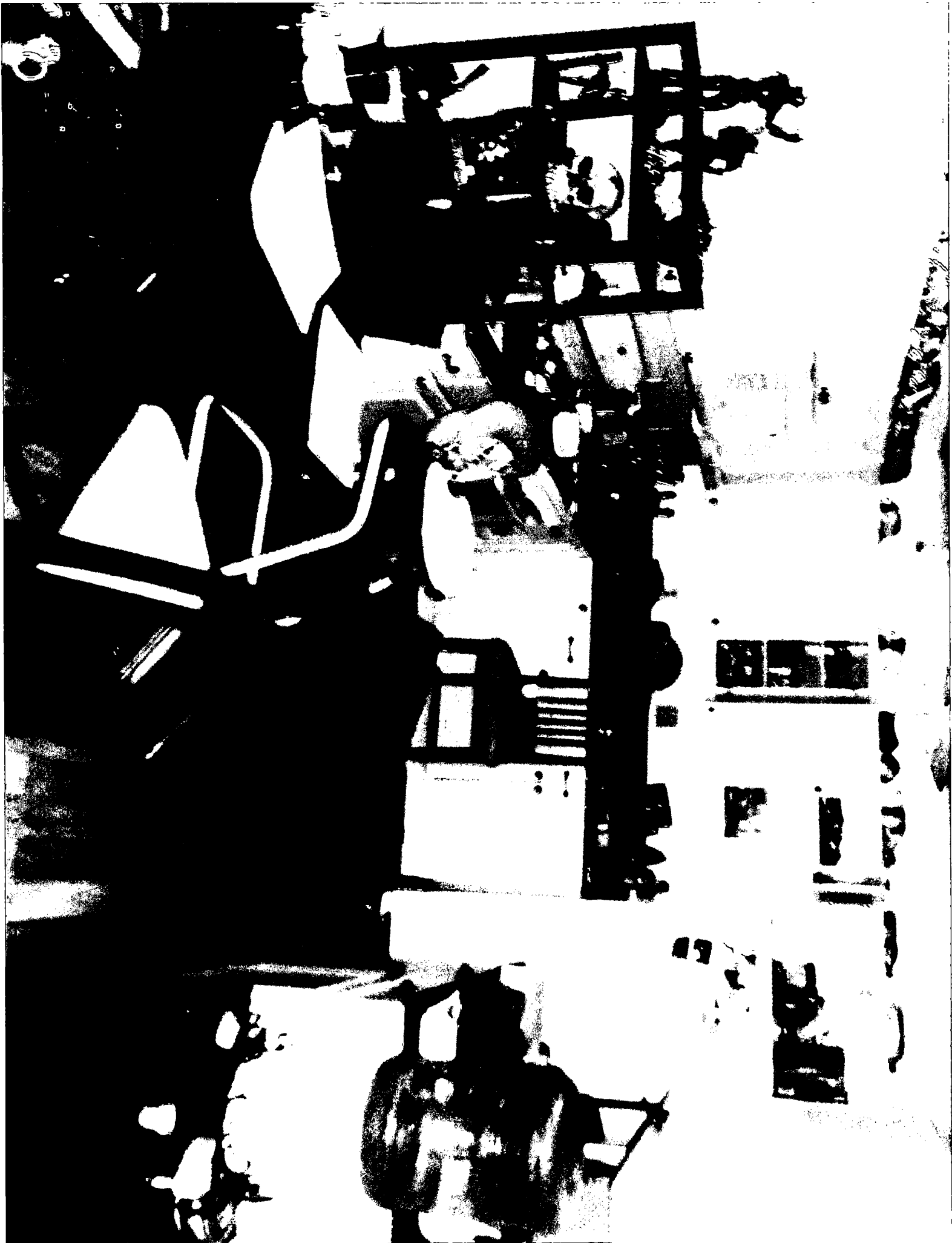
**EXHIBIT "3"**





← Replica





Property Report filed  
in regards to search warrant  
served at Defendants home

**EXHIBIT "4"**

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT**  
**PROPERTY REPORT**

Date of LVMPD Possession	Time of LVMPD Possession	Page(s)
9-6-14	2200	1 OF 2
Event #	1 8 0 8 0 4 - 1 1 3 8	

Incident **ROBBERY**

**EVIDENCE**  
☒ Felony ☐ Gross Misd ☐ Misdemeanor  
 List Other Related Event #'s (if any):

☐ **NO EVIDENTIARY Value:**  
☐ No Owner Identified  
☐ Destroy  
☐ Return To DMV

☐ **SAFEKEEPING**  
 Must provide Owner Info in  
 Persons Section AND Identify  
 Owner # for each Item Listed

**FIREARM IMPOUNDED DUE TO:**  
☐ Temporary Protective Order (TPO)  
☐ Extended Order of Protection

Impounding Officer (Print Name):  
**J. CLARK**

Unit  
**B96**

P# / Initials  
**313952C**

Task Force Officers from Other Jurisdictions:  
 PRINT LVMPD SGT Name & P#

Supervisor Approving (Signature):  
**COB**

Unit  
**612 R**

P# / Initials  
**C68016**

**PERSONS - (S)USPECT / (V)ICTIM / (O)WNER / (F)INDER**

<input checked="" type="checkbox"/> S <input type="checkbox"/> V <input type="checkbox"/> O <input type="checkbox"/> F	Last Name <b>TRESO</b>	First Name, MI <b>MARIO</b>	DOB	Phone #	Charge(s) <b>ROBBERY w/ DW</b>
Street Address <b>6424 IRONBARK LN LAS VEGAS NV 89107</b>		City	State	Zip Code	Arrest Date ID#
<input type="checkbox"/> S <input type="checkbox"/> V <input type="checkbox"/> O <input type="checkbox"/> F	Last Name	First Name, MI	DOB	Phone #	Charge(s)
Street Address		City	State	Zip Code	Arrest Date ID#
<input type="checkbox"/> S <input type="checkbox"/> V <input type="checkbox"/> O <input type="checkbox"/> F	Last Name	First Name, MI	DOB	Phone #	Charge(s)
Street Address		City	State	Zip Code	Arrest Date ID#

FIELD RELEASE ONLY	Released Item(s) #	By Officer P# & Initials	Date Released	Released to Owner (Above Person) #	Owner's Signature
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**CHARGES**  
 (Relating to Impound) **ITEMS RECOVERED DURING SEARCH WARRANT SERVICE UNDER ABOVE EVENT NUMBER**

PKG #	ITEM #	OWNER #	Make or Brand	MODEL	COLOR	Serial # / OAN State & Gov. Issued ID #'s	Qty.	PROPERTY DESCRIPTION <small>*If firearms MUST list: 1) Barrel Length 2) Country Made/Importer 3) Caliber 4) Action Type (S/A, Auto, Bolt, Revolver, Etc.)</small>
1	1	1			GRN		1	GREEN BALLISTIC VEST
1	2	1			CAMO		1	FLAK JACKET
1	3	1			BLK		1	MOTORCYCLE JACKET
1	4	1			BLK		1	LEATHER JACKET
1	5	1			BLK		1	SKULL MASK
2	6	1			BLK		1	ZIPPERED CASE w/ 5x 00 SHELLS
2	7	1					2	GLUCK MAGS + 12x .40 CAL + 5x .38 S&W
2	8	1	CASPERMAN	AIR MC	BLK		1	BB GUN
2	9	1	WOLFFER	NITE HAWK	BLK		1	BB GUN
2	10	1					25	PISTOL CARTRIDGES

## Page(s)

2 OF 2

Event #	1	8	0	8	0	4	-	1	1	5	0
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LVMPD 67-B (Rev. 8/12)

**Distribution:** White: Records/Onbase | Yellow: Evidence Vault | Pink: Citizen

States response to defendants  
Motion to dismiss.

**EXHIBIT "5"**



1 **RSPN**  
2 **STEVEN B. WOLFSON**  
3 **Clark County District Attorney**  
4 **Nevada Bar #001565**  
5 **RONALD EVANS**  
6 **Deputy District Attorney**  
7 **Nevada Bar #015218**  
8 **200 Lewis Avenue**  
9 **Las Vegas, Nevada 89155-2212**  
10 **(702) 671-2500**  
11 **Attorney for Plaintiff**

DISTRICT COURT  
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,  
10  
11 Plaintiff,

11 -vs-

12 MARIO BLADIMIR TREJO,  
13 #2717641

14 Defendant.

CASE NO: C-18-335315-1

DEPT NO: XXIV

15 **STATE'S RESPONSE TO DEFENDANT'S MOTION TO DISMISS**  
16 **CASE/PROSECUTORIAL MISCONDUCT AND PERJURY**

17 DATE OF HEARING: JANUARY 3, 2021  
18 TIME OF HEARING: 8:30 AM

19 COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, Clark County  
20 District Attorney, through RON EVANS, Deputy District Attorney, and hereby submits the  
21 attached Points and Authorities in Response to Defendant's Motion to Dismiss  
22 Case/Prosecutorial Misconduct and Perjury.

23 This Response is made and based upon all the papers and pleadings on file herein, the  
24 attached points and authorities in support hereof, and oral argument at the time of hearing, if  
25 deemed necessary by this Honorable Court.

26 //

27 //

28 //

//

1 **POINTS AND AUTHORITIES**

2 **STATEMENT OF THE CASE**

3 On October 4, 2018, an Indictment was filed charging Mario Trejo (hereinafter  
4 "Defendant") with one (1) count of Burglary While in Possession of a Firearm (Category B  
5 Felony – NRS 205.060 – NOC 50426); seven (7) counts of Robbery With Use of a Deadly  
6 Weapon (Category B Felony – NRS 200.380, 193.165 – NOC 50138); one (1) count of First  
7 Degree Kidnapping With Use of a Deadly Weapon (Category A Felony – NRS 200.310,  
8 200.320, 193.165 – NOC 50055); two (2) counts of Assault on a Protected Person With Use  
9 of a Deadly Weapon (Category B Felony – NRS 200.471 – NOC 50205); one (1) count of  
10 Conspiracy to Commit Robbery (Category B Felony – NRS 200.380, 199.480), and one (1)  
11 count of Attempt Robbery With Use of a Deadly Weapon (Category B Felony – NRS 200.380,  
12 193.330, 193.165 – NOC 50145).

13 On October 15, 2018, Defendant was arraigned in District Court, entered a not guilty  
14 plea, and waived his right to a speedy trial within sixty (60) days. On November 28, 2018,  
15 Defendant filed a Motion for Setting of Reasonable Bail. On December 18, 2018, the Court  
16 denied the Motion. On January 14, 2019, Defendant filed a Motion for Setting Reasonable  
17 Bail With Electronic Monitoring. On January 23, 2019, the Court granted the Motion and set  
18 Defendant's bail at \$75,000 with a condition of house arrest.

19 On March 2, 2021, Defendant filed a Motion to Dismiss Counsel. On March 15, 2021,  
20 Defendant's counsel filed a Motion to Withdraw as Attorney of Record. On March 31, 2021  
21 Defendant appeared at a special setting without the State present. The Court conducted a  
22 Faretta canvas and granted Defendant's Motion. Based on Defendant's representations and  
23 arguments, he was not appointed standby counsel.

24 On May 6, 2021, Defendant filed a Motion to Suppress Digital Evidence. On May 11,  
25 2021, Defendant filed a Motion to Dismiss State's Motion of Opposition. On June 2, 2021,  
26 the Court denied Defendant's Motion to Dismiss States Motion of Opposition. On September  
27 23, 2021, Defendant filed a Motion to Dismiss Standby Counsel. On October 11, 2021, the  
28 Court denied Defendant's Motion.



1 do this. Id. As police arrive, Defendant exited the business through the front door with the  
2 handgun placed to Ms. Serrano-Bojoglez' head. Id. With Ms. Serrano-Bojoglez as a hostage,  
3 Defendant began to make his way to a vehicle parked outside the business. GJT, p. 54-57.

4 Police issued commands for Defendant to drop the firearm. Id. At some point,  
5 Defendant moved the handgun from Ms. Serrano-Bojoglez' head and aim it at uniformed  
6 police officers. GJT, p. 57-60. At this time, Ms. Serrano-Bojoglez seized the moment to grab  
7 Defendant's arm and pull it toward the ground as the handgun fired. Id. Ms. Serrano-Bojoglez  
8 was able to successfully wrestle the handgun from Defendant however, he began to reach for  
9 his second gun—a rifle. Id. As officers observed Defendant reaching for the rifle, they fired  
10 striking Defendant and causing him to fall to the ground. Id. Ultimately, Defendant was taken  
11 into custody. Id.

## 12 ARGUMENT

13 Defendant seeks to have the case against him dismissed based on alleged instances of  
14 perjury by the State. More specifically, Defendant raises issue with some of the State's  
15 arguments during a multitude of hearings regarding Defendant's pretrial custody status  
16 including: (1) That Defendant was believed to be in possession of, or had access to, explosives;  
17 (2) that Defendant was not in the country legally and was subject to deportation; and (3) that  
18 Defendant's respiratory issues while incarcerated were due to his own conduct.

19 NRS 199.145 defines perjury as the making a willful and false statement in a matter  
20 material to the issue or point in question; or making an unqualified statement of that which the  
21 person does not know to be true. At no point during this case has the State willfully made a  
22 false statement. Nor has the State made any statements which it did not have a good faith basis  
23 to believe as true after reviewing the appropriate evidence.

24 Regarding Defendant being in possession of explosives, the State obtained a picture  
25 from Defendant's Instagram where Defendant had a picture of a grenade next to a firearm.  
26 Exhibit 1. Said photograph was captioned "When you need a piece of mind." Id. At the time,  
27 the State believed that this was a functioning grenade. This belief was based both on the  
28 realism of the grenade, the caption on the photograph, and the fact that Defendant's Instagram

1 contains photographs of numerous different firearms, indicating his proclivity for dangerous  
2 weapons. As such, the State had a good faith belief that Defendant possessed, or had access  
3 to, explosive devices.

4 Further, Defendant's argument that the State should have known this grenade was not  
5 real because law enforcement executed a search warrant on his house is misguided. While a  
6 search warrant was executed on Defendant's residence, and a property report generated as a  
7 result, it was done so under a separate event number. Exhibit 2. It was not received by Mr.  
8 Schwartz until July of 2021, two months after the most recent arguments regarding  
9 Defendant's custody status, and three months after the April 6<sup>th</sup> hearing Defendant references  
10 in his motion. See Exhibits 3 and 4. The State would further point out that nowhere in that  
11 property report is a grenade or grenade paperweight mentioned. Exhibit 2. In fact, said report  
12 references only two bb guns. It is clear from Defendant's Instagram pictures, as well as  
13 multiple firearm cartridges and magazines that were found in his residence, that he had, at  
14 some point, possessed many more firearms than simply two bb guns. Exhibit 5. As such, said  
15 property report is not indicative of whether Defendant possessed explosives or not.  
16 Defendant's only "proof" that the grenade was not real are two photographs. Neither proves  
17 the grenade isn't real. At the time of this Response the State is not in possession of any  
18 evidence that shows the grenade to be fake.

19 Second, Defendant raises issue with the State's claim that he is not an American citizen.  
20 The temporary custody records contained in the Indictment Warrant returned filed in this case  
21 reveal that Defendant is a Mexican citizen. The State would further note that said records do  
22 not indicate that Defendant is in possession of an Alien Registration Number, which is  
23 commonly issued by the USCIS to immigrants who apply to live in the United States. The  
24 State would further note that when Defendant's Scope is examined, he is not listed as an  
25 American citizen. Exhibit 6. While Defendant makes repeated mention of his "immigration  
26 paperwork," a review of said paperwork shows that he is in fact a citizen of Mexico, and his  
27 employment authorization card expired in 2011. See Exhibit 7. As such, all relevant records  
28

1 that were in the State's possession at the time it made the arguments Defendant now raises  
2 issue with indicated that Defendant was not and is not an American citizen.

3 Finally, Defendant raises issue with the State claiming that his medical issues were due  
4 to his own conduct. The State's assertion was in response to Defendant's fifth motion for own  
5 recognizance release where he stated that he was not getting proper medical treatment at the  
6 jail. The State's only knowledge of Defendant's medical problems is highlighted in the email  
7 exchange Defendant attached as an exhibit to his Motion. It was and is the State's  
8 understanding that a key component to Defendant's medical issues was the gunshot wound he  
9 suffered during the underlying events of this case. To the extent Defendant has any other  
10 medical conditions, that is not information the State had or had any reason to have.

11 As such, any claim that the State was committing perjury by deliberately misinforming  
12 the Court is incorrect. Neither has the State ever made a statement to this Court that was not  
13 based on its review of the evidence or documents provided to it in this case. Defendant's  
14 Motion should be denied.

15 CONCLUSION


16 Based on the pleading above the State respectfully requests that this Court Deny  
17 Defendant's Motion To Suppress Witness Testimony/Impeachment Of Witnesses.

18  
19 DATED this 21st day of December, 2021.

20 Respectfully submitted,

21 STEVEN B. WOLFSON  
22 Clark County District Attorney  
23 Nevada Bar #001565

24 BY

  
25 RONALD EVANS  
26 Deputy District Attorney  
27 Nevada Bar #015218  
28

//

//

Defendants motion to  
dismiss heard on Jan 5<sup>th</sup> 2022

**EXHIBIT "6"**

1 Eight Judicial District Court

2 Clark County

3 **FILED**

4 **DEC 13 2021**

5 *[Signature]*  
CLERK OF COURT

6 The state of Nevada

7 Plaintiff,

8 vs.

Case No.: C-18-3353-15-1

Dept. No.: 24

Docket No.:

9 Mario Trejo #2717641

10 Defendant, Pro-se

11 **January 3, 2022**  
12 **8:30 AM**

13 Motion to dismiss Case/Prosecutorial misconduct  
14 and Perjury

15 Comes now Mario B. Trejo, humbly requesting that case  
16 C-18-3353-15-1 be dismissed with prejudice. The  
17 grounds for this motion are due to the perjury consciously  
18 and purpose fully committed by chief deputy district att-  
19 orney Michael J. Shwartz, whom as an officer of  
20 the court is invested with public trust and therefore  
21 bound by the rules of court and Law. As an  
22 officer of the court Mr. Shwartz must also behave  
23 with integrity, respect and higher standards due to  
24 the power invested in him by the people.

25 Mr. Shwartz has abused his position and status  
26 by willingly committing perjury before the courts, against the  
27 defendant in order to advance his goals in regards to  
28 this case, he has done so constantly and on many occasions, in

1 Order to deprive the defendant of his liberty and the  
2 attending benefits such as proper legal representation,  
3 proper medical treatment and greater financial resources.  
4 Therefore all of Shwartzers following statements and  
5 actions should be impeached, furthermore all of his motions  
6 and evidence presented should be dismissed due to the  
7 following proof and exhibits presented herein this motion.

8 Argument: Fact and Proof of Claim.

9 Since the beginning of this matter, during court hearings, on  
10 record and under oath as an officer of the court,  
11 Michael J. Shwartzers has made perjurious claims against  
12 the defendant, in which has set forth since the beginning  
13 up to date false claims and allegations which have caused  
14 a chill effect and halted the proof that I've set forth  
15 in several motions proving his false perjurious claims  
16 and statements that should be as stated before, impeached  
17 and stricken from records along with all his actions in  
18 this case as prosecutor. For example on April 6<sup>th</sup> of  
19 2020, during a hearing to decide on a bail reduction w/  
20 Judge Stephanie Miley, D.A Shwartzers claimed that  
21 defendant had and was showing off "Explosives"  
22 he also makes the same claim thru a motion submi-  
23 ned to the courts titled "States opposition to defendants  
24 fifth motion for O.R. release." In this motion on  
25 page 5 Lines 13 through 15 - See exhibit A - D.A.  
26 Shwartzers claims that defendant has access to "high  
27 capacity rifles and Explosives" in order to tear down  
28 the defendants character before the court and make

1 him appear as some sort of terroristic threat,  
2 when in fact the so called explosive, was photographed  
3 and scrutinized by detectives during the execution  
4 of a search warrant on my home in sept. 2018, which  
5 determined that the device in question was not an  
6 explosive but a merely a paperweight / Dummy. D.A  
7 had all of this information since 2018 and he knew  
8 that the alleged "explosive" wasn't real, yet he chose to  
9 perjure himself before the courts in order to further  
10 his vindictive Vendetta making false accusations and  
11 thus falsifying evidence. additionally - see exhibit A -  
12 On page 5 Lines 15 through 17, the D.A. states that  
13 "Defendant is not in the country legally and is  
14 subject to federal deportation... Defendant should  
15 be considered a flight risk.", which is further proof  
16 that he continues to further perjure himself while  
17 making a mockery of the courts, D.A. Shwartzner knows  
18 that there are no factors of true proof in any of these  
19 statements yet he states them on record to further his  
20 vendetta and not doing his due diligence, which denies the  
21 defendant his freedom while destroying his character  
22 before the courts, The defendant now presents  
23 - Exhibits B, C and D -  
24 Exhibit B, shows a picture of the defendants  
25 social security card, work permit and passport which  
26 show the defendant has Legal status in the U.S., this  
27 picture was taken by detectives during the execution  
28 of a search warrant of my home Sept. of 2018.

1 In addition to this official evidence, the D.A.  
2 has resource and authority to access the defendants  
3 record, immigratory status and all photos taken at  
4 the residence which was subject to a search, further  
5 showing the D.A. was well informed but still willingly  
6 committed perjury.

7 Exhibit C, shows the Dummy grenade, which the  
8 D.A. presented as an "Explosive" to the courts, this  
9 picture was taken by detectives during the same  
10 search in which defendants immigration documents were  
11 also pictured, it is obvious that this is not an  
12 "Explosive" due to lack of response by detectives  
13 during their examination proving that no "Explosives"  
14 exist in this matter which the D.A. has Also been aware of.

15 Exhibit D shows a post from the defendants insta-  
16 gram, which shows the dummy device in question and a  
17 personal firearm legally owned by defendant at the  
18 time, photo was used by D.A. Shwartzner to perjure  
19 himself before the courts when he used it in his  
20 motion of opposition to raise his claims of fabled  
21 "Explosives" all while being aware of what this  
22 picture actually contained, Note that in exhibits C and D  
23 the item in question is identical, from the ~~scar~~ scar  
24 along the side, down to the Damaged spoon.

25 Finally, defense presents "Exhibit E" which is an email  
26 D.A. Shwartzner forwarded to my former counsel and  
27 which i obtained, which explains the deadly serious  
28 condition defendant was in months after arrest.



1 Also stating not many doctors specialize in the  
2 handling of such a rare condition which defendant  
3 began suffering from, 10 months prior to arrest.  
4 However being aware of these facts, D.A. Swartzner  
5 has made defendants condition appear mild and has  
6 even claimed that it was caused during the commission  
7 of a crime, which is another false claim.

8 On top of it all he committed all these acts of  
9 perjury to secure a point to his conviction rate  
10 knowing that doing so would deny the defendant  
11 the due proper medical care jails cannot provide.

#### 12 In Conclusion.

13 Gaining status as official does not give one leave to  
14 disobey the rules of court and Law, as a matter of  
15 fact, taking on that responsibility also means taking on  
16 a higher standard, it not only means to execute ones  
17 duty but it also means maintaining your honor, integrity  
18 and laws of the land to a greater extent than the  
19 average citizen. It is so because you are entrusted by  
20 the people and for the people, to ensure justice for  
21 all by bringing the truth into the light. However, the  
22 actions that Michael J. Swartzner has conveyed,  
23 not only show that he lacks these values but also  
24 that he is willing to abuse his power, position and  
25 the constitutional rights of citizens in order to gain  
26 ratings and make an example of a man accused of a  
27 crime not yet proven, and in the process he has  
28 committed a crime which not only violates the dignity.

1 of, the court but also has negatively affected  
2 the defendants right to Liberty and the atten-  
3 ding benefits it holds.

4 The defense ask that this case be dismissed  
5 in its entirety because the prosecutor has shown  
6 prejudice against the defendant through prosecutorial  
7 misconduct, The defense also request that it be  
8 on record that Michael J. Shwartz, the pros-  
9 ecutor in this case has perjured himself before  
10 the court in a manner that has produced negative  
11 consequences for the defendants case and his  
12 ability to obtain medical care by denying him  
13 freedom and liberty.

14  
15 The defendant thanks the court and the  
16 Honorable Judge Erika Ballau for her  
17 patience, undivided attention along with her  
18 careful consideration in this matter.

19 Dated this Oct. 1<sup>st</sup> of 2021

20  
21  
22 Signed: Mario B. Trejo  
23 Defendant, Pro-se  
24  
25  
26  
27  
28

1. Courts and authorities

2. Disposal of case: prosecutorial misconduct

4. • U.S. v. Bundy

5. 968 F.3d 1019, 1030 (9th Cir. 2000).

6. This power may be invoked in response to  
7. outrageous government conduct that "does not  
8. rise to the level of a due process violation" id.  
9. at 1031.

11. • U.S. v. Gallardo

12. 696 Fed. Appx. 285 (9th Cir. 2017) (quoting

13. U.S. v. Furrow 353 F.3d 944, 950 (9th

14. Cir. 2003)) violation of fundamental fairness

15. is an "extremely high standard" that requires a

16. defendant to establish "so grossy conduct as

17. to violate the universal sense of justice."

18. (U.S. v. Kearns 9th circuit) "a defendant must

19. show that the prosecutor prejudiced his defense

Defendants scape record

**EXHIBIT "7"**

ORIG: LVM029001 1vm08462 SCOPEII:1128 09/03/2018-14:37:53  
RESP: SCOPEII ( NV003EF5E362 ) SCOPEII:1128 09/03/2018-14:37:57  
\*  
CLARK COUNTY SCOPE II RESPONSE FOR:  
ID#/ 2717641 NAM/ TREJO,MARIO BLADIMIR

## ===== ALERTS [ 2 ]

CRIM HIST  
WRK CRD/BUS LIC

\*\*\*\*\*

## ===== PERSON BASE RECORD: SUMMARY

ID#/ 2717641

NAM/ TREJO,MARIO BLADIMIR  
DOB/ 12/02/1990 SOC/ [REDACTED]  
SID/ FBI/ .OLN/  
SEX/ M RAC/ HGT/ 508 WGT/ 230  
HAIR/ BLK EYE/ BRO SKN/ ETN/ H  
AGE/ 27 CTZ/ ELP/  
POB/ MM-MEXICO (SEE SEPARATE LIST OF MEXICAN STATES; USE C

PRIMARY ADDRESS:  
[ RS ] 6424 IRONBARK LN  
CTY/ LAS VEGAS STA/ NV CNTY/  
AGY/ LAS VEGAS METRO PD EFF/ 10/25/2017

## ===== NOTIFICATIONS [ 1 ]

1). NOTICE  
MPD\*\*SUBJ IS ALIEN PER A/C #A200409928\*\*  
AGY/ LAS VEGAS METRO PD ENTERED/ 07/25/2011 EXP/

## ===== DOB [ 1 ]

1). 12/02/1990

## ===== SOC [ 1 ]

1). 680211175

## ===== SCARS/MARKS/TATTOOS [ 5 ]

- 1). TAT L ARM  
FIRE, "ART OF WAR" IN ASIAN CHARACTERS
- 2). TAT R SHLD  
AZTEC CALENDAR
- 3). TAT L SHLD  
BODY ARMOR THAT GOES INTO HIS LEFT CHEST
- 4). TAT CHEST  
"SYRINA" W/DANDELIONS UNDER NAME
- 5). TAT R THGH  
"MARS"

## ===== SCOPE LEGACY INFORMATION [ 4 ]

- |   |                         |
|---|-------------------------|
| 1). BP MEXICO                                   | AGY/ LAS VEGAS METRO PD |
| 2). PI MPD**PERM W/C ISS PER FINGERPRINT**      | AGY/ LAS VEGAS METRO PD |
| 3). PI MPD**SUBJ IS ALIEN PER A/C #A200409928** | AGY/ LAS VEGAS METRO PD |
| 4). PI MPD ***ALSO USES SS-680201175***         | AGY/ LAS VEGAS METRO PD |

\*\*\*\*\*

## ===== MISSING PERSON ( 0 ACTIVE ) ( 2 CANCELLED )

\*\*\*\*\*

## ===== CRIMINAL HISTORY ARREST ( 3 ) CITE ( 1 ) SUMMON ( 0 )

- 1). ARREST DATE: 09/07/2016 AGY/ NORTH LAS VEGAS PD  
RN#/ 0007 CHG/ 1 BW CNTS/ 1 EVT/ 151026017749

Court minutes for the April 6th,  
2020 and the May 10th, 2021 Hearings.

Exhibit 8

~~18-CV-1234-ABC~~  
Grand Jury Case # \_\_\_\_\_  
Exhibit # \_\_\_\_\_  
Date 10-10-2019

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 06, 2020**

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

April 06, 2020	3:30 PM	Motion for Own Recognizance Release/Setting Reasonable Bail	Defendant's Motion for Setting of Reasonable Bail with House Arrest Based on the Changed Circumstances Brought About by the Covid-19 Crisis
----------------	---------	--	--

**HEARD BY:** Miley, Stefany

**COURTROOM:** RJC Lower Level Arraignment

**COURT CLERK:** Katherine Streuber

**RECORDER:** Maria Garibay

**PARTIES**

<b>PRESENT:</b>	Henry, Alexander C.	Attorney for Defendant
	Schwartz, Michael J.	Attorney for Plaintiff
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Argument by counsel noting Deft. had no criminal history, stated Deft. would reside at one of his father's tri-plexes and pointed out the jail was not transporting Deft. to doctor for treatment for his tracheotomy. Argument by the State pointing out this is the defense's fourth request, noted the violence of the case, advised Deft. is not a U.S. citizen and believed Deft. to be a flight risk and a danger to the community. Court stated its findings and ORDERED, motion DENIED. Trial date STANDS.

**CUSTODY**

**PRINT DATE:** 04/09/2020

**Page 1 of 2**

**Minutes Date:** April 06, 2020



**C-18-335315-1**

C-18-335315-1

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 10, 2021**

C-18-335315-1      State of Nevada  
   vs  
   Mario Trejo

**May 10, 2021      08:30 AM      Motion for Medical OR to set Reasonable Bail**

**HEARD BY:**      Ballou, Erika      **COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Lord, Rem

**RECORDER:**      Pierson, Toshiana

**REPORTER:**

**PARTIES PRESENT:**

**Mario Bladimir Trejo      Defendant**

**Michael J. Schwartzer      Attorney for Plaintiff**

**State of Nevada      Plaintiff**

**JOURNAL ENTRIES**

Colloquy regarding the video evidence in the case. Clark County Detention Center Officer Hyche read a statement in open court prepared by the Defendant, Mr. Schwartzer argued in opposition to the motion. COURT stated findings and ORDERED, Motion for Medical or to Set Reasonable Bail DENIED; bail to remain at \$75,000.00 cash or surety with house arrest as previously set. Colloquy regarding scheduling, COURT FURTHER ORDERED, Defendant's Motion to Suppress Digital Evidence is MOOT and taken OFF CALENDAR.

**CUSTODY**

Copy of email from corrections to  
District attorneys detailing severity  
of Defendants medical condition.

Exhibit 9

~~18 CG 153 A B~~

~~Grand Jury Case #~~

~~Exhibit #~~

~~Date 10-10-2019~~

**Alexander Henry**

---

**From:** [REDACTED]  
**Sent:** Thursday, January 10, 2019 5:48 PM  
**To:** Alexander Henry  
**Subject:** Trejo

Here's the info I got regarding Trejo's medical condition. This is from Sergeant Sean Berndt at CCDC and was sent to the FIT detective on 12/12/18:

"I just wanted to give you guys a little bit of info on what happened last night. After he came out of surgery they were wanting to send him to St. Martin to have another surgery. Apparently is was to remove the stent that was blocking his lung. He took a turn for the worse at approximately 0030 and Dr. Norueddin the on duty DR. Spoke with Dr. Modi. Then he tried to call the Trauma Dr. to do the surgery then and not wait for the morning. Trauma said that it was not a trauma issue, and needed to call the ENT. ENT said that they did all that they could earlier and would not do it then. His oxygen levels dropped to the 40's and his heart rate was in the 160's They saw that Trejo was dying and would not last much longer so he finally had to get the CMO or COO involved. He said that the Dr. that did the previous surgery had an obligation to fix it then. Dr. Feikes did finally come and did a procedure at approximately 0315. It was done at approximately 0345. They went in and cleaned out the stent and determined that they could not fix it then and didn't think that anyone in town could fix it either. So someone probably would have to be brought in from out of town. He is stable at the moment."

[REDACTED]



Re: Trego vs. State,

Dear Sandy Young, clerk of the court,

I Received your response to my appeal, I believe i made an Error which may have caused a bit of confusion.

This Motian ive resent, is not in regards to Supreme Court Case No: 83091, as i am aware that case has been decided on and closed.

Case 83091 was dealing with a decision in regards to my pre-trial custody status.

This New appeal is regards to a decision Made in the 8<sup>th</sup> Judicial district Court by Judge Erika Ballan on Jan 3<sup>rd</sup>, 2022 in regards to A motian to dismiss my case due to prosecutorial misconduct, i realized upon receiving your response that i neglected to properly title my Appeal and as such i have Retitled my Motian of appeal.

Please forgive any discrepandies or deficiencies as i am a pre trial detainee in pro-se and i have limited legal knowledge / decorum.

As such thank you for your time

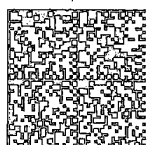
Dated 1-17-2022

RECEIVED  
JAN 21 2022  
CLERK OF DISTRICT COURT  
DEPUTY CLERK

Sincerely, Maria B. Trego  
Det. in pro-se.

Mario B. Trejo #2717641  
Case No: C-18-3353-15-1  
330 S. Casino Center Blvd.  
Las Vegas, N.V. 89101

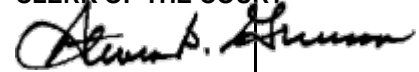
256



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JAN 18-2022  
MAILED FROM ZIP CODE 89101

# LEGAL

Supreme Court of Nevada  
Attn: Sandy Young, Deputy Clerk of Court  
201 S. Carson St., Suite 201  
Carson City, N.V. 89701-4702



1 ASTA

2  
3  
4  
5  
6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**  
7 **STATE OF NEVADA IN AND FOR**  
8 **THE COUNTY OF CLARK**  
9

10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 MARIO BLADIMIR TREJO,

14 Defendant(s),  
15

Case No: C-18-335315-1

Dept No: XXIV

16  
17 **CASE APPEAL STATEMENT**  
18

19 1. Appellant(s): Mario Trejo

20 2. Judge: Erika Ballou

21 3. Appellant(s): Mario Trejo

22 Counsel:

23 Mario Trejo #2717641  
24 330 S. Casino Center Blvd.  
Las Vegas, NV 89101

25 4. Respondent: The State of Nevada

26 Counsel:

27 Steven B. Wolfson, District Attorney  
28 200 Lewis Ave.  
Las Vegas, NV 89101



(702) 671-2700

5. Appellant(s)'s Attorney Licensed in Nevada: N/A  
Permission Granted: N/A

Respondent(s)'s Attorney Licensed in Nevada: Yes  
Permission Granted: N/A

6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No

7. Appellant Represented by Appointed Counsel On Appeal: N/A

8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

9. Date Commenced in District Court: October 4, 2018

10. Brief Description of the Nature of the Action: Criminal

Type of Judgment or Order Being Appealed: Misc. Order

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 83091

12. Child Custody or Visitation: N/A

Dated This 2 day of February 2022.

Steven D. Grierson, Clerk of the Court

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk  
200 Lewis Ave  
PO Box 551601  
Las Vegas, Nevada 89155-1601  
(702) 671-0512

cc: Mario Trejo

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**  
**CASE NO. C-18-335315-1**

State of Nevada  
vs  
Mario Trejo

§ Location: Department 24  
§ Judicial Officer: Ballou, Erika  
§ Filed on: 10/04/2018  
§ Case Number History:  
§ Cross-Reference Case Number: C335315  
§ Defendant's Scope ID #: 2717641  
§ Grand Jury Case Number: 18BGJ002X  
§ ITAG Case ID: 2030354  
§ Supreme Court No.: 83091

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. BURGLARY WHILE IN POSSESSION OF A FIREARM Arrest: 10/04/2018	205.060.4	F	10/04/2018	Case Status:	10/05/2018 Reactivated
2. ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	10/04/2018		
3. ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	10/04/2018		
4. ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	10/04/2018		
5. ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	10/04/2018		
6. ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	10/04/2018		
7. ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	10/04/2018		
8. ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	10/04/2018		
9. FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON	200.310.1	F	10/04/2018		
10. ASSAULT ON A PROTECTED PERSON, WITH USE OF DEADLY WEAPON	200.471.2c	F	10/04/2018		
11. ASSAULT ON A PROTECTED PERSON, WITH USE OF DEADLY WEAPON	200.471.2c	F	10/04/2018		
12. CONSPIRACY TO COMMIT ROBBERY	200.380	F	10/04/2018		
13. ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON	200.380	F	10/04/2018		

**Warrants**

Indictment Warrant - Trejo, Mario Bladimir (Judicial Officer: Herndon, Douglas W. )

10/15/2018 2:20 PM Returned - Served

10/04/2018 11:00 AM Active

Fine: \$0

Bond: \$500,000.00 Any

DATE

CASE ASSIGNMENT

**Current Case Assignment**














Case Number C-18-335315-1  
Court Department 24  
Date Assigned 01/04/2021  
Judicial Officer Ballou, Erika

PARTY INFORMATION

Lead Attorneys















**CASE SUMMARY****CASE NO. C-18-335315-1****Defendant****Trejo, Mario Bladimir****Pro Se****Plaintiff****State of Nevada****Wolfson, Steven B**

702-671-2700(W)
















DATE	EVENTS & ORDERS OF THE COURT	INDEX
	<b><u>EVENTS</u></b>	
10/04/2018	 Indictment <i>[1] Indictment</i>	<i>Index #1</i>
10/04/2018	 Warrant <i>[2] Indictment Warrant</i>	<i>Index #2</i>
10/05/2018	 Indictment Warrant Return <i>[4]</i>	<i>Index #4</i>
10/10/2018	 Media Request and Order <i>[5] Media Request And Order Allowing Camera Access To Court Proceedings</i>	<i>Index #5</i>
10/18/2018	 Transcript of Proceedings <i>[6] Reporter's Transcript of Proceedings, Grand Jury Hearing, October 3, 2018</i>	<i>Index #6</i>
11/28/2018	 Motion Filed By: Defendant Trejo, Mario Bladimir <i>[7] Motion for Setting of Reasonable Bail</i>	<i>Index #7</i>
01/14/2019	 Motion Filed By: Defendant Trejo, Mario Bladimir <i>[8] Motion for Setting of Reasonable Bail With Electroni Monitoring</i>	<i>Index #8</i>
03/06/2019	 Notice of Witnesses and/or Expert Witnesses <i>[9] State's Notice of Expert Witnesses</i>	<i>Index #9</i>
06/25/2019	 Receipt of Copy <i>[10] Receipt of Copy</i>	<i>Index #10</i>
10/01/2019	 Motion Filed By: Defendant Trejo, Mario Bladimir <i>[11] Supplemental Motion For Setting Reasonable Bail With House Arrest</i>	<i>Index #11</i>
10/01/2019	 Clerk's Notice of Hearing <i>[12] Notice of Hearing</i>	<i>Index #12</i>
10/07/2019	 Opposition <i>[13] State's Opposition to Defendant's Supplemental Motion for Setting Reasonable Bail with House Arrest</i>	<i>Index #13</i>
03/31/2020	 Motion for Own Recognizance Release/Setting Reasonable Bail Filed By: Defendant Trejo, Mario Bladimir <i>[14] Defendant's Motion for Setting of Reasonable Bail with House Arrest Based on the Changed Circumstances Brought About by the Covid-19 Crisis</i>	<i>Index #14</i>

# CASE SUMMARY





CASE NO. C-18-335315-1

04/01/2020	 Clerk's Notice of Hearing <i>[15] Notice of Hearing</i>	<i>Index #15</i>
04/02/2020	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>[16] State's Opposition to Defendant's Motion for Setting of Reasonable Bail with House Arrest</i>	<i>Index #16</i>
06/17/2020	 Filed Under Seal <i>[17] Filed Under Seal per Order 6/17/20 Ex Parte Application For Order Under Seal</i>	<i>Index #17</i>
06/17/2020	 Order <i>[18] Order to File Ex Parte Application for Order Under Seal</i>	<i>Index #18</i>
06/17/2020	 Filed Under Seal <i>[19] Filed Under Seal per Order 6/17/20 Ex Parte Order</i>	<i>Index #19</i>
06/17/2020	 Order <i>[20] Order to File Ex Parte Order Under Seal</i>	<i>Index #20</i>
01/04/2021	Case Reassigned to Department 24 <i>Judicial Reassignment to Judge Erika D. Ballou</i>	
03/02/2021	 Motion to Dismiss Counsel Party: Defendant Trejo, Mario Bladimir <i>[21]</i>	<i>Index #21</i>
03/15/2021	 Motion to Withdraw As Counsel Filed By: Defendant Trejo, Mario Bladimir <i>[22] Motion to Withdraw as Attorney of Record</i>	<i>Index #22</i>
03/15/2021	 Clerk's Notice of Hearing <i>[23] Notice of Hearing</i>	<i>Index #23</i>
04/20/2021	 Motion for Own Recognizance Release/Settting Reasonable Bail Filed By: Defendant Trejo, Mario Bladimir <i>[24] Motion for Medical OR to set Reasonable Bail</i>	<i>Index #24</i>
04/22/2021	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>[25] State's Opposition to Defendant's Fifth Motion for Own Recognizance Release</i>	<i>Index #25</i>
04/22/2021	 Notice Filed By: Plaintiff State of Nevada <i>[26] State's Notice of Exhibits for Opposition to Defendant's Fifth Motion for Own Recognizance Release Filed April 22, 2021</i>	<i>Index #26</i>
05/06/2021	 Motion to Suppress Filed By: Defendant Trejo, Mario Bladimir <i>[27] Motion to Suppress Digital Evidence</i>	<i>Index #27</i>
05/11/2021	 Motion to Dismiss Filed By: Defendant Trejo, Mario Bladimir <i>[28] Motion to Dismiss States Motion of Opposition</i>	<i>Index #28</i>




**CASE SUMMARY**  
**CASE NO. C-18-335315-1**

06/17/2021	 Notice of Appeal (Criminal) <i>[29] Notice of Appeal</i>	Index #29
06/18/2021	 Case Appeal Statement Filed By: Defendant Trejo, Mario Bladimir <i>[30] Case Appeal Statement</i>	Index #30
07/08/2021	 Receipt of Copy Filed by: Plaintiff State of Nevada <i>[31] Receipt of Copy</i>	Index #31
08/05/2021	 Receipt of Copy <i>[32] Receipt of Copy</i>	Index #32
09/15/2021	 Supplemental Witness List <i>[33] State's Supplemental List of Expert Witnesses</i>	Index #33
09/23/2021	 Motion to Dismiss Counsel Party: Defendant Trejo, Mario Bladimir <i>[34] Motion to Dismiss Stand by Counsel</i>	Index #34
09/23/2021	 Motion Filed By: Defendant Trejo, Mario Bladimir <i>[35] Motion for Proper In Court Disability</i>	Index #35
10/07/2021	 Supplemental Witness List <i>[36] State's Second Supplemental Notice of Witnesses and/or Expert Witnesses</i>	Index #36
10/19/2021	 Receipt of Copy <i>[37] Receipt of Copy</i>	Index #37
10/21/2021	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>[38] Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Dismissed</i>	Index #38
11/19/2021	 Motion to Suppress Filed By: Defendant Trejo, Mario Bladimir <i>[39] Motion to Suppress Witness Testimony/Impeachment</i>	Index #39
12/02/2021	 Response <i>[40] State's Response to Defendant's Motion to Suppress Witness Testimony/Impeachment of Witnesses</i>	Index #40
12/13/2021	 Motion to Dismiss Filed By: Defendant Trejo, Mario Bladimir <i>[41] Motion to Dismiss Case/Prosecutorial Misconduct and Perjury</i>	Index #41
12/21/2021	 Response Filed by: Plaintiff State of Nevada <i>[42] State's Response to Defendant's Motion to Dismiss Case/Prosecutorial Misconduct and Perjury</i>	Index #42
01/04/2022	 Order	Index #43

**CASE SUMMARY****CASE NO. C-18-335315-1**

	<i>[43] Order Denying Defendant's Motion to Dismiss Case/Prosecutorial Misconduct and Perjury</i>	
01/04/2022	 <b>Order</b> <i>[44] Order Denying Defendant's Motion to Suppress Witness Testimony/Impeachment of Witnesses</i>	<i>Index #44</i>
01/12/2022	 <b>Notice of Rescheduling</b> <i>[46] Amended Notice of Rescheduling Hearing</i>	<i>Index #46</i>
01/21/2022	 <b>Notice of Appeal (Criminal)</b> <i>Motion of Appeal to the Jan. 3rd 2022 Decision on Dismissal of Case.</i>	<i>Index #47</i>
02/02/2022	 <b>Case Appeal Statement</b> <i>Case Appeal Statement</i>	<i>Index #48</i>

**HEARINGS**

10/04/2018	 <b>Grand Jury Indictment (11:00 AM)</b> (Judicial Officer: Herndon, Douglas W.)  <b>MINUTES</b> <b>Warrant</b> 10/04/2018 Inactive Indictment Warrant Matter Heard; Journal Entry Details: <i>Raymond Jatkowski, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 18BGJ002X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-18-335315-1, Department XXIII. State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$500,000.00 BAIL with House Arrest; INDICTMENT WARRANT ISSUED, and matter SET for Arraignment. COURT FURTHER ORDERED, Exhibits 1-10 to be lodged with the Clerk of the Court; Las Vegas Justice Court case no. 18F16522X and 18F16756X DISMISSED per the State's request. In addition, a Pre-Trial Risk Assessment will be prepared if one was not previously done. I.W. (CUSTODY) 10/15/18 9:30 A.M. INITIAL ARRAIGNMENT (DEPT XXIII) ;</i>  <b>SCHEDULED HEARINGS</b> <b>Initial Arraignment (10/15/2018 at 9:30 AM)</b> (Judicial Officer: Bonaventure, Joseph T.)	
10/15/2018	<b>Initial Arraignment (9:30 AM)</b> (Judicial Officer: Bonaventure, Joseph T.) Trial Date Set;	
10/15/2018	<b>Indictment Warrant Return (9:30 AM)</b> (Judicial Officer: Bonaventure, Joseph T.) Matter Heard;	
10/15/2018	 <b>All Pending Motions (9:30 AM)</b> (Judicial Officer: Bonaventure, Joseph T.) <i>Initial Arraignment; Indictment Warrant Return</i> Trial Date Set; Initial Arraignment; Indictment Warrant Return Journal Entry Details: <i>Deft. present in custody on the returned warrant. DEFT. TREJO ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter SET for trial. CUSTODY 03-27-19 9:30 AM CALENDAR CALL 04-01-19 1:00 PM TRIAL BY JURY;</i>	
12/05/2018	 <b>Motion to Set Bail (9:30 AM)</b> (Judicial Officer: Miley, Stefany) <i>Deft's Motion for Setting of Reasonable Bail</i> Denied; Deft's Motion for Setting of Reasonable Bail Journal Entry Details:  <i>Court noted Deft. is requesting \$75,000.00 bail and electronic monitoring. Argument by the</i>	

# CASE SUMMARY

CASE NO. C-18-335315-1

State noting the violent nature of this case and advised Judge Herndon set the bail after hearing the facts. COURT ORDERED, motion DENIED. Bail STANDS. CUSTODY;

01/23/2019



**Motion for Own Recognizance Release/Setting Reasonable Bail (9:30 AM)** (Judicial Officer: Miley, Stefany)

*Defendant's Motion for Setting of Reasonable Bail with Electronic Monitoring*

Motion Granted; Defendant's Motion for Setting of Reasonable Bail with Electronic Monitoring

Journal Entry Details:

*Per Court Service Officer, Deft. transported to University Medical Center (UMC).*

*CONFERENCE AT THE BENCH. COURT ORDERED, motion GRANTED; bail MODIFIED to a TOTAL of \$75,000.00 with a CONDITION of HOUSE ARREST. Court stated if Deft. does not stay out of trouble or fails to appear at calendar call, bench warrant will issue. Trial date STANDS. CUSTODY;*

03/27/2019



**Calendar Call (9:30 AM)** (Judicial Officer: Miley, Stefany)

Trial Date Set;

Journal Entry Details:

*Counsel advised they were not prepared for trial and requested a continuance. There being no opposition, COURT ORDERED, trial date VACATED and RESET. CUSTODY 10-09-19 9:30 AM CALENDAR CALL 10-14-19 1:00 PM TRIAL BY JURY;*

04/01/2019

**CANCELED Jury Trial (1:00 PM)** (Judicial Officer: Miley, Stefany)

*Vacated*

10/09/2019



**Calendar Call (9:30 AM)** (Judicial Officer: Miley, Stefany)

Trial Date Set;

Journal Entry Details:

*Counsel advised Deputy Schwartzer is agreeable to a continuance. Upon Court's inquiry, counsel advised Deft. needs a bail setting in order to have much needed surgery and noted Deft. would reside with his father. Argument by the State requesting order be served upon Metro. CONFERENCE AT THE BENCH. Statement by the Court. COURT ORDERED, trial date VACATED and RESET. FURTHER, future motion regarding bail setting is OFF CALENDAR as moot. CUSTODY 03-18-20 9:30 AM CALENDAR CALL 03-23-20 1:00 PM TRIAL BY JURY;*

10/14/2019

**CANCELED Motion (9:30 AM)** (Judicial Officer: Miley, Stefany)

*Vacated - per Judge*

*Defendant's Supplemental Motion For Setting Reasonable Bail With House Arrest*

10/14/2019

**CANCELED Jury Trial (1:00 PM)** (Judicial Officer: Miley, Stefany)

*Vacated*

03/18/2020

**CANCELED Calendar Call (9:30 AM)** (Judicial Officer: Becker, Nancy)

*Vacated*

03/23/2020

**CANCELED Jury Trial (1:00 PM)** (Judicial Officer: Miley, Stefany)

*Vacated*

04/06/2020



**Motion for Own Recognizance Release/Setting Reasonable Bail (3:30 PM)** (Judicial Officer: Miley, Stefany)

*Defendant's Motion for Setting of Reasonable Bail with House Arrest Based on the Changed Circumstances Brought About by the Covid-19 Crisis*

Denied; Defendant's Motion for Setting of Reasonable Bail with House Arrest Based on the Changed Circumstances Brought About by the Covid-19 Crisis

Journal Entry Details:

*Argument by counsel noting Deft. had no criminal history, stated Deft. would reside at one of his father's tri-plexes and pointed out the jail was not transporting Deft. to doctor for treatment for his tracheotomy. Argument by the State pointing out this is the defense's fourth request, noted the violence of the case, advised Deft. is not a U.S. citizen and believed Deft. to be a flight risk and a danger to the community. Court stated its findings and ORDERED,*

# CASE SUMMARY

CASE NO. C-18-335315-1

*motion DENIED. Trial date STANDS. CUSTODY;*

06/10/2020



**Calendar Call** (3:30 PM) (Judicial Officer: Miley, Stefany)

Trial Date Set;

Journal Entry Details:

*Counsel advised they are not prepared for trial and requested a continuance. State advised they had opposition and noted they were not available for October trial stack. Argument by counsel. Colloquy regarding schedules. COURT ORDERED, trial date VACATED and RESET. CUSTODY 01-20-21 9:30 AM CALENDAR CALL 01-25-21 1:00 PM TRIAL BY JURY;*

06/15/2020

**CANCELED Jury Trial** (1:00 PM) (Judicial Officer: Miley, Stefany)

*Vacated*

01/20/2021



**Calendar Call** (8:30 AM) (Judicial Officer: Ballou, Erika)

Matter Heard;

Journal Entry Details:

*Alexander Henry, Esq. and Michael Schwartzer, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference. The Court noted Deft. waived his right to a speedy trial on 10/5/2018; advised counsel trial dates would not go forward as planned due to Covid-19. Colloquy regarding trial dates. Following colloquy, COURT ORDERED, trial dates VACATED and RESET. CUSTODY 05/17/2021 8:30 AM CALENDAR CALL 05/24/2021 9:00 AM JURY TRIAL;*

03/24/2021



**Motion to Dismiss** (8:30 AM) (Judicial Officer: Ballou, Erika)

*Motion to Dismiss Counsel*

Matter Heard;

Journal Entry Details:

*Alexander Henry, Esq. and Michael Schwartzer, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference. Mr. Henry indicated Deft. had a tracheotomy and is unable to speak and communicates by writing. Colloquy regarding special setting. Following colloquy, COURT ADVISED it's staff would reach out to counsel with the date of special setting. CUSTODY ;*

03/29/2021

**CANCELED Motion to Withdraw as Counsel** (8:30 AM) (Judicial Officer: Ballou, Erika)

*Vacated - per Judge*

*Defendant's Motion to Withdraw as Attorney of Record*

03/31/2021



**Motion to Withdraw as Counsel** (1:30 PM) (Judicial Officer: Ballou, Erika)

Granted;

Journal Entry Details:

*Alexander Henry, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference. Deft. argued to remove Mr. Henry as counsel and to represent himself without standby counsel. Court faretta canvassed the Deft. Statement by Mr. Henry. COURT FINDS, Deft. had waived his right to counsel knowingly and voluntarily. COURT FURTHER FINDS, Deft. had full understanding of the waiver and its consequences, therefore, ORDERED, motion GRANTED. CUSTODY ;*

04/26/2021



**Motion for Own Recognizance Release/Setting Reasonable Bail** (8:30 AM) (Judicial Officer: Ballou, Erika)

**04/26/2021, 04/28/2021, 05/05/2021, 05/10/2021**

Events: 04/20/2021 Motion for Own Recognizance Release/Setting Reasonable Bail

*Motion for Medical OR to set Reasonable Bail*

Matter Continued;

Matter Continued;

Matter Continued;

Denied;

Journal Entry Details:

*Colloquy regarding the video evidence in the case. Clark County Detention Center Officer Hyche read a statement in open court prepared by the Defendant, Mr. Schwartzer argued in*



# CASE SUMMARY

CASE NO. C-18-335315-1

opposition to the motion. COURT stated findings and ORDERED, Motion for Medical or to Set Reasonable Bail DENIED; bail to remain at \$75,000.00 cash or surety with house arrest as previously set. Colloquy regarding scheduling, COURT FURTHER ORDERED, Defendant's Motion to Suppress Digital Evidence is MOOT and taken OFF CALENDAR. CUSTODY;

Matter Continued;

Matter Continued;

Matter Continued;

Denied;

Journal Entry Details:

Michael Schwartz, Esq. present via Bluejeans video conference. Deft. not present. The Court noted Deft. had a medical appointment; ORDERED, matter CONTINUED. CUSTODY CONTINUED TO 05.10.2021 8:30 AM;

Matter Continued;

Matter Continued;

Matter Continued;

Denied;

Journal Entry Details:

Michael Schwartz, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference. Upon Court's inquiry, Deft. indicated he hadn't reviewed the States opposition. COURT ORDERED, matter CONTINUED to let Deft. review the opposition. CUSTODY CONTINUED TO 05.05.2021 8:30 AM;

Matter Continued;

Matter Continued;

Matter Continued;

Denied;

Journal Entry Details:

Michael Schwartz, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference. Upon Court's inquiry, Mr. Schwartz indicated he filed an opposition on Thursday. COURT ORDERED, matter CONTINUED to review opposition. CUSTODY CONTINUED TO 04.28.2021 8:30 AM;

05/17/2021



**Calendar Call** (8:30 AM) (Judicial Officer: Ballou, Erika)

Matter Heard;

Journal Entry Details:

Michael Schwartz, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference. The Court noted Deft. WAIVED his right on October 15, 2018. Colloquy regarding trial dates. Mr. Schwartz anticipated two-weeks to try. COURT ORDERED, trial date VACATED and RESET. CUSTODY 10.11.2021 8:30 AM CALENDAR CALL 10.18.2021 1:00 PM JURY TRIAL;

05/24/2021

**CANCELED Jury Trial** (9:00 AM) (Judicial Officer: Lilly-Spells, Jasmin)

Vacated - per Judge

06/02/2021

**CANCELED Motion** (8:30 AM) (Judicial Officer: Ballou, Erika)

Vacated

Defendant's Motion to Suppress Digital Evidence

06/02/2021



**Motion to Dismiss** (8:30 AM) (Judicial Officer: Ballou, Erika)

Events: 05/11/2021 Motion to Dismiss

Motion to Dismiss States Motion of Opposition

Denied;

Journal Entry Details:

David Stanton, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference. The Court noted it was a Motion to Reconsider; ORDERED, Motion to Dismiss States Motion of Opposition DENIED. CUSTODY;

10/11/2021

**Calendar Call** (8:30 AM) (Judicial Officer: Ballou, Erika)

Matter Heard;






10/11/2021

**Motion to Dismiss** (8:30 AM) (Judicial Officer: Ballou, Erika)



Motion to Dismiss Stand by Counsel

# CASE SUMMARY

CASE NO. C-18-335315-1

	<p>Previous date was the same day as the start of jury trial. Denied;</p>
10/11/2021	<p><b>Motion</b> (8:30 AM) (Judicial Officer: Ballou, Erika) <i>Motion for Proper In Court Disability</i> Previous date was the same as the start of Jury Trial. Granted;</p>
10/11/2021	<p> <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Ballou, Erika) <i>Motion to Dismiss Stand By Counsel...Motion for Proper in Court Disability...Calendar Call...</i> Matter Heard; Journal Entry Details: <i>Michael Schwartz, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference. Motion to Dismiss Stand By Counsel...Motion for Proper in Court Disability...Calendar Call... As to: Motion to Dismiss Standby Counsel: The Court noted no opposition from the State, however, stated it Stand by counsel would be helpful during trial; ORDERED, Motion to Dismiss Stand By Counsel DENIED. As to: Motion for Proper in Court Disability: The Court noted an Interpreter would assist Deft.; ORDERED, Motion for Proper in Court Disability GRANTED. As to: Calendar Call: Colloquy regarding new facts from Deft. and trial dates. Following colloquy, COURT ORDERED, trial date VACATED and RESET. CUSTODY 01.12.2022 8:30 AM CALENDAR CALL 01.24.2022 1:00 PM JURY TRIAL;</i></p>
10/18/2021	<p><b>CANCELED Jury Trial</b> (1:00 PM) (Judicial Officer: Ballou, Erika) <i>Vacated - per Judge</i></p>
12/13/2021	<p> <b>Motion to Suppress</b> (8:30 AM) (Judicial Officer: Ballou, Erika) <i>Motion to Suppress Witness Testimony/Impeachment</i> Denied; Journal Entry Details: <i>Deft. present in-custody. The Court noted it read the Motion. Oral argument by Deft. COURT STATED IT'S FINDINGS, ORDERED, Motion to Suppress DENIED; advised Ms. Sullivan to prepare an order. CUSTODY CLERK'S NOTE: This Minute Order was prepared using JAVS./01.22.2022rh ;</i></p>
01/03/2022	<p> <b>Motion to Dismiss</b> (8:30 AM) (Judicial Officer: Ballou, Erika) <i>Motion to Dismiss Case/Prosecutorial Misconduct and Perjury</i> Denied; Journal Entry Details: <i>Ron Evans Esq. present via Bluejeans video conference. Defendant present in custody via Bluejeans video conference. The Court noted it had read Defendant's Motion and Opposition and inquired if Defendant or The State had anything to add. Defendant provided argument. COURT ORDERED; Defendant's Motion to Dismiss Case/ Prosecutorial Misconduct and Perjury is DENIED. -State is to prepare the Order. IN CUSTODY;</i></p>
01/07/2022	<p> <b>Minute Order</b> (10:00 AM) (Judicial Officer: Ballou, Erika) Minute Order - No Hearing Held; Journal Entry Details: <i>It having come to the attention of the Court that the hearing on March 31, 2021, at 1:30 pm was partially outside the presence of the State as attorney-client privileged issues were discussed, it is ORDERED that the JAVS for the portion of the hearing outside the presence of the State be SEALED. CLERK S NOTE: This Minute Order was electronically served by Courtroom Clerk, Jessica Mason, to all registered parties for Odyssey File &amp; Serve./jm;</i></p>
01/12/2022	<p> <b>Calendar Call</b> (8:30 AM) (Judicial Officer: Ballou, Erika) Matter Heard; Journal Entry Details: <i>Deft. present in-custody via Bluejeans video conference. The Court noted it had received a letter from Deft. regarding recusal. Mr. Schwartz indicated Deft. needed to file a Motion. Colloquy regarding trial. Following colloquy, COURT ORDERED, matter SET for central calendar call. CUSTODY 01.19.2022 2:00 PM CENTRAL CALENDAR CALL LLA;</i></p>

**CASE SUMMARY**  
**CASE NO. C-18-335315-1**

01/13/2022	 <b>Minute Order</b> (6:45 AM) (Judicial Officer: Ballou, Erika) Minute Order - No Hearing Held; Journal Entry Details: <i>It coming to the attention of the Court that the Notice of Rescheduling electronically filed on January 12, 2022, at 4:10 pm (item #45) contained a typographical error, this Notice is hereby ordered STRICKEN.;</i>
01/19/2022	 <b>Status Check: Reset Trial Date</b> (8:30 AM) (Judicial Officer: Ballou, Erika) Matter Heard; Journal Entry Details: <i>Deft. present in-custody via Bluejeans video conference. The Court noted it is ready to proceed with trial, however, due to the Order from the Chief Judge trials over 5 calendar days would need to rescheduled. Colloquy regarding trial dates and Motions. Following colloquy, COURT ORDERED, trial date SET; ADVISED special setting would need to be set for all pending matters; further advised chambers would contact counsel regarding a date. CUSTODY 03.21.2022 8:30 AM CALENDAR CALL 03.28.2022 1:00 PM JURY TRIAL;</i>
01/19/2022	<b>CANCELED Status Check: Reset Trial Date</b> (8:30 AM) (Judicial Officer: Ballou, Erika) <i>Vacated - On in Error</i>
01/19/2022	<b>CANCELED Central Calendar Call</b> (2:00 PM) (Judicial Officer: Jones, Tierra) <i>Vacated - per Judge</i>
01/24/2022	<b>CANCELED Jury Trial</b> (9:00 AM) (Judicial Officer: Ballou, Erika) <i>Vacated - per Judge</i>
02/03/2022	<b>Evidentiary Hearing</b> (1:30 PM) (Judicial Officer: Ballou, Erika)
03/21/2022	<b>Calendar Call</b> (8:30 AM) (Judicial Officer: Ballou, Erika)
03/28/2022	<b>Jury Trial</b> (1:00 PM) (Judicial Officer: Ballou, Erika)

*Heaven S. Linn*  
CLERK OF THE COURT

**ORDR**

STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
RONALD EVANS  
Deputy District Attorney  
Nevada Bar #015218  
200 Lewis Avenue  
Las Vegas, NV 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

MARIO BLADIMIR TREJO,  
#2717641

Defendant.

CASE NO: C-18-335315-1

DEPT NO: XXIV

**ORDER DENYING DEFENDANT'S MOTION TO DISMISS  
CASE/PROSECUTORIAL MISCONDUCT AND PERJURY**

DATE OF HEARING: January 3, 2022  
TIME OF HEARING: 8:30 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the  
3rd day of January, 2022,

~~13th day of December, 2022,~~ the Defendant being present, IN PROPER PERSON, the

Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through RONALD  
EVANS, Deputy District Attorney, based on the pleadings and good cause appearing therefor,

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1 IT IS HEREBY ORDERED that the Defendant's Motion to Dismiss  
2 Case/Prosecutorial Misconduct and Perjury, shall be, and it is DENIED.

3 Dated this 4th day of January, 2022

4 

5  
6 STEVEN B. WOLFSON  
7 Clark County District Attorney  
8 Nevada Bar #001565

0A9 AB5 1E4C 198E  
Erika Ballou  
District Court Judge

9 BY /s/ RONALD EVANS  
10 RONALD EVANS  
11 Deputy District Attorney  
12 Nevada Bar #015218

13 CERTIFICATE OF MAILING

14 I hereby certify that service of the above and foregoing was made this 4th day of  
15 January, 2022, by depositing a copy in the U.S. Mail, postage pre-paid, addressed to:

16 MARIO BLADIMIR TREJO, #2717641  
17 CLARK COUNTY DETENTION CENTER  
18 330 S. CASINO CENTER BLVD.  
LAS VEGAS, NEVADA 89101

19 BY /s/ L.M.  
20 Secretary for the District Attorney's Office

21  
22  
23  
24  
25  
26  
27  
28 18F16522X/lm/GU

1 **CSERV**

2  
3 DISTRICT COURT  
4 CLARK COUNTY, NEVADA

5  
6 State of Nevada

CASE NO: C-18-335315-1

7 vs

DEPT. NO. Department 24

8 Mario Trejo  
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 1/4/2022

15 Public Defender's Office

pdclerk@clarkcountynv.gov

16 Alex Henry

Alexander.Henry@ClarkCountyNV.gov

17 Michael Schwartz

Michael.Schwartz@clarkcountynv.com

18 DC 24 Law Clerk DC 24

dept24lc@clarkcountycourts.us

19 CCDC Court Services

dsdcourtservices@lvmpd.com

20 DeLois Williams

Delois.Williams@clarkcountynv.gov  
21  
22  
23  
24  
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28

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 04, 2018**

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C-18-335315-1      State of Nevada  
vs  
Mario Trejo

---

**October 04, 2018      11:00 AM      Grand Jury Indictment**

**HEARD BY:** Herndon, Douglas W.

**COURTROOM:** RJC Courtroom 16C

**COURT CLERK:** Kimberly Estala

**RECORDER:** Renee Vincent

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartzer, Michael J.      Attorney  
State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Raymond Jatkowski, Grand Jury Foreperson, stated to the Court that at least twelve members had concurred in the return of the true bill during deliberation, but had been excused for presentation to the Court. State presented Grand Jury Case Number 18BGJ002X to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-18-335315-1, Department XXIII.

State requested a warrant, argued bail, and advised Deft is in custody. COURT ORDERED, \$500,000.00 BAIL with House Arrest; INDICTMENT WARRANT ISSUED, and matter SET for Arraignment.

COURT FURTHER ORDERED, Exhibits 1-10 to be lodged with the Clerk of the Court; Las Vegas Justice Court case no. 18F16522X and 18F16756X DISMISSED per the State's request. In addition, a Pre-Trial Risk Assessment will be prepared if one was not previously done.

I.W. (CUSTODY)

10/15/18 9:30 A.M. INITIAL ARRAIGNMENT (DEPT XXIII)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 15, 2018**

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C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**October 15, 2018      9:30 AM      All Pending Motions      Initial Arraignment;  
Indictment Warrant  
Return**

**HEARD BY:** Bonaventure, Joseph T.

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Katherine Streuber

**RECORDER:** Maria Garibay

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Henry, Alexander C.	Attorney
	Schwartzner, Michael J.	Attorney
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Deft. present in custody on the returned warrant. DEFT. TREJO ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter SET for trial.

CUSTODY

03-27-19 9:30 AM CALENDAR CALL

04-01-19 1:00 PM TRIAL BY JURY



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 05, 2018**

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C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**December 05, 2018      9:30 AM      Motion to Set Bail      Deft's Motion for  
Setting of Reasonable  
Bail**

**HEARD BY:** Miley, Stefany

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Katherine Streuber

**RECORDER:** Maria Garibay

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Henry, Alexander C.	Attorney
	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Court noted Deft. is requesting \$75,000.00 bail and electronic monitoring. Argument by the State noting the violent nature of this case and advised Judge Herndon set the bail after hearing the facts. COURT ORDERED, motion DENIED. Bail STANDS.

CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****January 23, 2019**

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

<b>January 23, 2019</b>	<b>9:30 AM</b>	<b>Motion for Own Recognizance Release/Setting Reasonable Bail</b>	<b>Defendant's Motion for Setting of Reasonable Bail with Electronic Monitoring</b>
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**HEARD BY:** Miley, Stefany**COURTROOM:** RJC Courtroom 12C**COURT CLERK:** April Watkins**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES**

<b>PRESENT:</b>	Henry, Alexander C.	Attorney
	Schwartz, Michael J.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Per Court Service Officer, Deft. transported to University Medical Center (UMC). CONFERENCE AT THE BENCH. COURT ORDERED, motion GRANTED; bail MODIFIED to a TOTAL of \$75,000.00 with a CONDITION of HOUSE ARREST. Court stated if Deft. does not stay out of trouble or fails to appear at calendar call, bench warrant will issue. Trial date STANDS.

**CUSTODY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 27, 2019**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**March 27, 2019      9:30 AM      Calendar Call**

**HEARD BY:** Miley, Stefany      **COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Katherine Streuber

**RECORDER:** Maria Garibay

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Henry, Alexander C.	Attorney
	Schwartzner, Michael J.	Attorney
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Counsel advised they were not prepared for trial and requested a continuance. There being no opposition, COURT ORDERED, trial date VACATED and RESET.

CUSTODY

10-09-19 9:30 AM CALENDAR CALL

10-14-19 1:00 PM TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 09, 2019**

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C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**October 09, 2019      9:30 AM      Calendar Call**

**HEARD BY:** Miley, Stefany      **COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Katherine Streuber

**RECORDER:** Maria Garibay

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Giles, Michael G	Attorney
	Henry, Alexander C.	Attorney
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Counsel advised Deputy Schwartz is agreeable to a continuance. Upon Court's inquiry, counsel advised Deft. needs a bail setting in order to have much needed surgery and noted Deft. would reside with his father. Argument by the State requesting order be served upon Metro. CONFERENCE AT THE BENCH. Statement by the Court. COURT ORDERED, trial date VACATED and RESET. FURTHER, future motion regarding bail setting is OFF CALENDAR as moot.

**CUSTODY**

03-18-20 9:30 AM CALENDAR CALL

03-23-20 1:00 PM TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 06, 2020**

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

<b>April 06, 2020</b>	<b>3:30 PM</b>	<b>Motion for Own Recognizance Release/Setting Reasonable Bail</b>	<b>Defendant's Motion for Setting of Reasonable Bail with House Arrest Based on the Changed Circumstances Brought About by the Covid-19 Crisis</b>
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**HEARD BY:** Miley, Stefany**COURTROOM:** RJC Lower Level Arraignment**COURT CLERK:** Katherine Streuber**RECORDER:** Maria Garibay**REPORTER:****PARTIES**

<b>PRESENT:</b>	Henry, Alexander C. Schwartzter, Michael J. State of Nevada Trejo, Mario Bladimir	Attorney Attorney Plaintiff Defendant
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**JOURNAL ENTRIES**

- Argument by counsel noting Deft. had no criminal history, stated Deft. would reside at one of his father's tri-plexes and pointed out the jail was not transporting Deft. to doctor for treatment for his tracheotomy. Argument by the State pointing out this is the defense's fourth request, noted the violence of the case, advised Deft. is not a U.S. citizen and believed Deft. to be a flight risk and a danger to the community. Court stated its findings and ORDERED, motion DENIED. Trial date STANDS.

**CUSTODY**

PRINT DATE: 02/02/2022

Page 7 of 26

Minutes Date: October 04, 2018



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 10, 2020**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**June 10, 2020      3:30 PM      Calendar Call**

**HEARD BY:** Miley, Stefany      **COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Katherine Streuber

**RECORDER:** Maria Garibay

**REPORTER:**

**PARTIES**

**PRESENT:**      Henry, Alexander C.      Attorney  
                                 Schwartz, Michael J.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Trejo, Mario Bladimir      Defendant

**JOURNAL ENTRIES**

- Counsel advised they are not prepared for trial and requested a continuance. State advised they had opposition and noted they were not available for October trial stack. Argument by counsel. Colloquy regarding schedules. COURT ORDERED, trial date VACATED and RESET.

**CUSTODY**

01-20-21 9:30 AM CALENDAR CALL

01-25-21 1:00 PM TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 20, 2021**

---

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

---

**January 20, 2021      8:30 AM      Calendar Call**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Henry, Alexander C.	Attorney
	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Alexander Henry, Esq. and Michael Schwartzter, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference.

The Court noted Deft. waived his right to a speedy trial on 10/5/2018; advised counsel trial dates would not go forward as planned due to Covid-19. Colloquy regarding trial dates. Following colloquy, COURT ORDERED, trial dates VACATED and RESET.

**CUSTODY**

05/17/2021 8:30 AM CALENDAR CALL

05/24/2021 9:00 AM JURY TRIAL



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 24, 2021**

---

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

---

**March 24, 2021      8:30 AM      Motion to Dismiss**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Henry, Alexander C.	Attorney
	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Alexander Henry, Esq. and Michael Schwartzter, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference.

Mr. Henry indicated Deft. had a tracheotomy and is unable to speak and communicates by writing. Colloquy regarding special setting. Following colloquy, COURT ADVISED it's staff would reach out to counsel with the date of special setting.

**CUSTODY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 31, 2021**

---

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

---

**March 31, 2021      1:30 PM      Motion to Withdraw as  
Counsel**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Henry, Alexander C.      Attorney  
Trejo, Mario Bladimir      Defendant

**JOURNAL ENTRIES**

- Alexander Henry, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference.

Deft. argued to remove Mr. Henry as counsel and to represent himself without standby counsel. Court faretta canvassed the Deft. Statement by Mr. Henry. COURT FINDS, Deft. had waived his right to counsel knowingly and voluntarily. COURT FURTHER FINDS, Deft. had full understanding of the waiver and its consequences, therefore, ORDERED, motion GRANTED.

CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 26, 2021**

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

**April 26, 2021      8:30 AM      Motion for Own  
Recognizance  
Release/Setting Reasonable  
Bail**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Michael Schwartzter, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference.

Upon Court's inquiry, Mr. Schwartzter indicated he filed an opposition on Thursday. COURT ORDERED, matter CONTINUED to review opposition.

CUSTODY

CONTINUED TO 04.28.2021 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 28, 2021**

---

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

---

**April 28, 2021      8:30 AM      Motion for Own  
Recognizance  
Release/Setting Reasonable  
Bail**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Michael Schwartzter, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference.

Upon Court's inquiry, Deft. indicated he hadn't reviewed the States opposition. COURT ORDERED, matter CONTINUED to let Deft. review the opposition.

CUSTODY

CONTINUED TO 05.05.2021 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 05, 2021**

---

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

---

**May 05, 2021      8:30 AM      Motion for Own  
Recognizance  
Release/Settng Reasonable  
Bail**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Patti Slattery

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartz, Michael J.      Attorney  
State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Michael Schwartz, Esq. present via Bluejeans video conference. Deft. not present.

The Court noted Deft. had a medical appointment; ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO 05.10.2021 8:30 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 10, 2021**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**May 10, 2021      8:30 AM      Motion for Own  
                                 Recognizance  
                                 Release/Setting Reasonable  
                                 Bail**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Rem Lord

**RECORDER:** Toshiana Pierson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff
	Trejo, Mario Bladimir	Defendant

**JOURNAL ENTRIES**

- Colloquy regarding the video evidence in the case. Clark County Detention Center Officer Hyché read a statement in open court prepared by the Defendant, Mr. Schwartzter argued in opposition to the motion. COURT stated findings and ORDERED, Motion for Medical or to Set Reasonable Bail DENIED; bail to remain at \$75,000.00 cash or surety with house arrest as previously set. Colloquy regarding scheduling, COURT FURTHER ORDERED, Defendant's Motion to Suppress Digital Evidence is MOOT and taken OFF CALENDAR.

**CUSTODY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 17, 2021**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**May 17, 2021      8:30 AM      Calendar Call**

**HEARD BY:** Ballou, Erika      **COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartz, Michael J.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Trejo, Mario Bladimir      Defendant

**JOURNAL ENTRIES**

- Michael Schwartz, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference.

The Court noted Deft. WAIVED his right on October 15, 2018. Colloquy regarding trial dates. Mr. Schwartz anticipated two-weeks to try. COURT ORDERED, trial date VACATED and RESET.

**CUSTODY**

10.11.2021 8:30 AM CALENDAR CALL

10.18.2021 1:00 PM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 02, 2021**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**June 02, 2021      8:30 AM      Motion to Dismiss**

**HEARD BY:** Ballou, Erika      **COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Stanton, David L.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Trejo, Mario Bladimir      Defendant

**JOURNAL ENTRIES**

- David Stanton, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference.

The Court noted it was a Motion to Reconsider; ORDERED, Motion to Dismiss States Motion of Opposition DENIED.

CUSTODY



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 11, 2021**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**October 11, 2021      8:30 AM      All Pending Motions**

**HEARD BY:** Ballou, Erika      **COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartz, Michael J.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Trejo, Mario Bladimir      Defendant

**JOURNAL ENTRIES**

- Michael Schwartz, Esq. present via Bluejeans video conference. Deft. present in-custody via Bluejeans video conference.

Motion to Dismiss Stand By Counsel...Motion for Proper in Court Disability...Calendar Call...

As to: Motion to Dismiss Standby Counsel: The Court noted no opposition from the State, however, stated it Stand by counsel would be helpful during trial; ORDERED, Motion to Dismiss Stand By Counsel DENIED.

As to: Motion for Proper in Court Disability: The Court noted an Interpreter would assist Deft.; ORDERED, Motion for Proper in Court Disability GRANTED.

As to: Calendar Call: Colloquy regarding new facts from Deft. and trial dates. Following colloquy, COURT ORDERED, trial date VACATED and RESET.

**CUSTODY**

PRINT DATE: 02/02/2022

Page 19 of 26

Minutes Date: October 04, 2018

01.12.2022 8:30 AM CALENDAR CALL

01.24.2022 1:00 PM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 13, 2021**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**December 13, 2021      8:30 AM      Motion to Suppress**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Michelle Jones

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartzer, Michael J.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Trejo, Mario Bladimir      Defendant

**JOURNAL ENTRIES**

- Deft. present in-custody.

The Court noted it read the Motion. Oral argument by Deft. COURT STATED IT'S FINDINGS, ORDERED, Motion to Suppress DENIED; advised Ms. Sullivan to prepare an order.

CUSTODY

CLERK'S NOTE: This Minute Order was prepared using JAVS./ /01.22.2022rh

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 03, 2022**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**January 03, 2022      8:30 AM      Motion to Dismiss**

**HEARD BY:** Ballou, Erika      **COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Evans, Ronald James      Attorney  
                                 State of Nevada      Plaintiff  
                                 Trejo, Mario Bladimir      Defendant

**JOURNAL ENTRIES**

- Ron Evans Esq. present via Bluejeans video conference. Defendant present in custody via Bluejeans video conference.

The Court noted it had read Defendant's Motion and Opposition and inquired if Defendant or The State had anything to add. Defendant provided argument. COURT ORDERED; Defendant's Motion to Dismiss Case/ Prosecutorial Misconduct and Perjury is DENIED.

-State is to prepare the Order.

IN CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 07, 2022**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**January 07, 2022      10:00 AM      Minute Order**

**HEARD BY:** Ballou, Erika

**COURTROOM:** Chambers

**COURT CLERK:**  
Ro'Shell Hurtado

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- It having come to the attention of the Court that the hearing on March 31, 2021, at 1:30 pm was partially outside the presence of the State as attorney-client privileged issues were discussed, it is ORDERED that the JAVS for the portion of the hearing outside the presence of the State be SEALED.

CLERK S NOTE: This Minute Order was electronically served by Courtroom Clerk, Jessica Mason, to all registered parties for Odyssey File & Serve.//jm

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 12, 2022**

---

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

---

**January 12, 2022      8:30 AM      Calendar Call**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartzer, Michael J.      Attorney  
State of Nevada      Plaintiff  
Trejo, Mario Bladimir      Defendant

**JOURNAL ENTRIES**

- Deft. present in-custody via Bluejeans video conference.

The Court noted it had received a letter from Deft. regarding recusal. Mr. Schwartzer indicated Deft. needed to file a Motion. Colloquy regarding trial. Following colloquy, COURT ORDERED, matter SET for central calendar call.

CUSTODY

01.19.2022 2:00 PM CENTRAL CALENDAR CALL LLA

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 13, 2022**

---

C-18-335315-1      State of Nevada  
vs  
Mario Trejo

---

**January 13, 2022      6:45 AM      Minute Order**

**HEARD BY:** Ballou, Erika

**COURTROOM:** Chambers

**COURT CLERK:**  
Ro'Shell Hurtado

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- It coming to the attention of the Court that the Notice of Rescheduling electronically filed on January 12, 2022, at 4:10 pm (item #45) contained a typographical error, this Notice is hereby ordered STRICKEN.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 19, 2022**

---

C-18-335315-1      State of Nevada  
                                 vs  
                                 Mario Trejo

---

**January 19, 2022      8:30 AM      Status Check: Reset Trial  
Date**

**HEARD BY:** Ballou, Erika

**COURTROOM:** RJC Courtroom 12C

**COURT CLERK:** Ro'Shell Hurtado

**RECORDER:** Susan Schofield

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartz, Michael J.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Trejo, Mario Bladimir      Defendant

**JOURNAL ENTRIES**

- Deft. present in-custody via Bluejeans video conference.

The Court noted it is ready to proceed with trial, however, due to the Order from the Chief Judge trials over 5 calendar days would need to rescheduled. Colloquy regarding trial dates and Motions. Following colloquy, COURT ORDERED, trial date SET; ADVISED special setting would need to be set for all pending matters; further advised chambers would contact counsel regarding a date.

**CUSTODY**

03.21.2022 8:30 AM CALENDAR CALL

03.28.2022 1:00 PM JURY TRIAL



CASE NO. C-18-335315-1 ✓  
DEPT. NO. XXIII  
CDDA DANIELLE PIEPER (GANG)

Defendant(s): MARIO BLADIMIR TREJO, #2717641

Case No(s): 18BGJ002X (RANDOMLY TRACKS TO DC XXIII & XXX)

Charge(s): (1) CT - BURGLARY WHILE IN POSSESSION OF A FIREARM (Category B Felony - NRS 205.060 - NOC 50426);  
(7) CT - ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.165 - NOC 50138);  
(1) CT - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.310, 200.320, 193.165 - NOC 50055);  
(2) CT - ASSAULT ON A PROTECTED PERSON WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.471 - NOC 50205);  
(1) CT - CONSPIRACY TO COMMIT ROBBERY (Category B Felony - NRS 200.380, 199.480 - NOC 50147) and  
(1) CT - ATTEMPT ROBBERY WITH USE OF A DEADLY WEAPON (Category B Felony - NRS 200.380, 193.330, 193.165 - NOC 50145)

Def. Counsel(s): PUBLIC DEFENDER

WARRANT (1 WEEK) - Sook + HA

DEFT IS IN CUSTODY @ CCDC (18F16522X - PH 11/6 IN JC 2;  
18F16756X PH 10/3 IN JC 3) ✓

LVJC CASES TO BE DISM'D: 18F16522X & 18F16756X

Exhibits:

- 1. Proposed Indictment
- 2. Photo of Mario Bladimir Trejo
- 3. Photo
- 4. Photo
- 5. Photo
- 6. Photo
- 7. Photo
- 8. Photo
- 9. Photo
- 10. Photo

10/15 @ 9:30 AM

Exhibits 1 - 10 to be lodged with the Clerk of the Court. ✓



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE  
**NOTICE OF DEFICIENCY**  
ON APPEAL TO NEVADA SUPREME COURT

MARIO B. TREJO #2717641  
330 S. CASINO CENTER BLVD.  
LAS VEGAS, NV 89101

DATE: February 2, 2022  
CASE: C-18-335315-1

**RE CASE:** STATE OF NEVADA vs. MARIO BLADIMIR TREJO

NOTICE OF APPEAL FILED: January 21, 2022

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

☐

Case Appeal Statement

- NRAP 3 (a)(1), Form 2

☐

Order

☒

Notice of Entry of Order

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NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (g) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

# Certification of Copy

State of Nevada }  
County of Clark } SS:

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

MOTION OF APPEAL TO THE JAN. 3RD 2022 DECISION ON DISMISSAL OF CASE.; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; ORDER DENYING DEFENDANT'S MOTION TO DISMISS CASE/PROSECUTORIAL MISCONDUCT AND PERJURY; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

MARIO BLADIMIR TREJO,

Defendant(s).

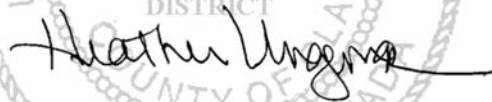
Case No: C-18-335315-1

Dept No: XXIV

now on file and of record in this office.

**IN WITNESS THEREOF**, I have hereunto  
Set my hand and Affixed the seal of the  
Court at my office, Las Vegas, Nevada  
This 2 day of February 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk