

IN THE SUPREME COURT OF THE STATE OF NEVADA

JARELL WASHINGTON,

Appellant,

v.

THE STATE OF NEVADA,

Respondent.

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Elizabeth A. Brown
Clerk of Supreme Court

Case No. 82896

RESPONDENT'S APPENDIX

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CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on December 9, 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

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Chief Deputy District Attorney

BY /s/ E. Davis
Employee, District Attorney's Office

TP/Glenn Anderson/ed

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

July 24, 2019

C-19-341380-1 State of Nevada
 vs
 Jarell Washington

July 24, 2019

9:30 AM

All Pending Motions

HEARD BY: Herndon, Douglas W.

COURTROOM: RJC Courtroom 16C

COURT CLERK: Kory Schlitz

RECORDER: Jill Jacoby

PARTIES

PRESENT:

Kocka, Frank
Washington, Jarell

Attorney for Defendant
Defendant

JOURNAL ENTRIES

- STATUS CHECK: CONFIRMATION OF COUNSEL... ARRAIGNMENT CONTINUED...

Deputy District Attorney Giancarlo Pesci present on behalf of the State. Deputy Public Defender Kathleen Hamers present.

Mr. Kocka stated Drew Christensen's Office appointed him as counsel of record. COURT STATED they asked the Public Defender's Office to run a conflicts check in case they were appointed. DEFENDANT WASHINGTON ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter set for status check. Upon Court's inquiry, Mr. Kocka stated the transcripts have been filed. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs, if the Transcript has not been filed as of today; Counsel has 21 days from the filing of the Transcript. Mr. Pesci stated the matter has gone before the Death Review Committee and the State is not seeking death. Pursuant to Administrative Order 17-05 this COURT ORDERS the case REASSIGNED to Department 21.

CUSTODY

8/1/19 8:30 A.M. STATUS CHECK: TRIAL SETTING (DEPT 21)

Felony/Gross Misdemeanor

COURT MINUTES

January 07, 2020

C-19-341380-1 State of Nevada
 vs
 Jarell Washington

January 07, 2020 09:30 AM Status Check: Trial Readiness

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

Frank Kocka Attorney for Defendant

Jarell Washington Defendant

KENNETH PORTZ Attorney for Plaintiff

State of Nevada Plaintiff

JOURNAL ENTRIES

Mr. Kocka advised an offer was extended last Friday and he will be meeting with the Defendant to convey the offer this week. Additionally, Mr. Kocka advised he is meeting with the State for a file review this Friday at 10 am and noted he is prepared for trial. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 1/16/20 9:30 AM

Felony/Gross Misdemeanor**COURT MINUTES****January 16, 2020**

C-19-341380-1 State of Nevada
 vs
 Jarell Washington

January 16, 2020 09:30 AM Status Check: Trial Readiness

HEARD BY: Adair, Valerie **COURTROOM:** RJC Courtroom 11C

COURT CLERK: Garcia, Louisa

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

Frank Kocka Attorney for Defendant

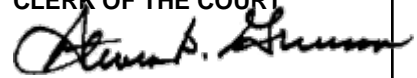
KENNETH PORTZ Attorney for Plaintiff

State of Nevada Plaintiff

JOURNAL ENTRIES

Mr. Kocka announced ready for trial. However, he spoke with Mr. Portz this morning and he suggested attending a settlement conference with Judge Bell, noting he would speak to his client this afternoon. COURT SO NOTED.

CUSTODY



OPPS

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DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

JARELL WASHINGTON,
aka Jarrell Washington, #2665695

Defendant.

CASE NO: C-19-341380-1

DEPT NO: III

**STATE'S OPPOSITION TO DEFENDANT'S MOTION
TO WITHDRAW GUILTY PLEA**

DATE OF HEARING: SEPTEMBER 11, 2020
TIME OF HEARING: 1:45 PM

COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through K. NICHOLAS PORTZ, Chief Deputy District Attorney, and hereby submits the attached Points and Authorities in Opposition to Defendant's Motion To Withdraw Guilty Plea.

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

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1 **POINTS AND AUTHORITIES**

2 **STATEMENT OF THE CASE**

3 On June 26, 2019, the State filed an Indictment charging Jarrel Washington (Defendant)
4 with MURDER WITH USE OF A DEADLY WEAPON (Category A Felony - NRS 200.010,
5 200.030, 193.165 - NOC 50001) and ROBBERY WITH USE OF A DEADLY WEAPON
6 (Category B Felony - NRS 200.380, 193.165 - NOC 50138). On July 24, 2019, Defendant
7 was arraigned, pled not guilty, and waived his right to a speedy trial. The case was originally
8 assigned to Department XXI and trial was set February 10, 2020.

9 Defendant was in receipt of all discovery in the State's possession at the time of
10 indictment. Supplemental forensic testing results were provided to defense at the time of their
11 distribution by the various forensic labs of the Las Vegas Metropolitan Police Department
12 (LVMPD). On December 5, 2019, Defendant acknowledged receipt of the final forensic
13 results in the case. On January 7, 2020, Defendant acknowledged receipt of an offer from the
14 State that was conveyed on January 3, 2020.

15 Defendant insisted on multiple occasions in open court that he wanted to go forward to
16 trial in February and all parties prepared accordingly. Moreover, defense counsel announced
17 that they were prepared to go to trial as of January 7, 2020 (more than a month before the
18 actual trial date). The State subpoenaed and had prepared some 25 witnesses to testify at trial,
19 many of whom were travelling from out of state. At the calendar call on February 6, 2020,
20 before Judge Tierra Jones of Department X, both the State and defense counsel announced
21 ready for trial. Defendant then for the first time stated he needed more time to look over the
22 discovery. Following a colloquy regarding the case history, the Court denied Defendant's
23 untimely pro per request to continue and set the trial in Department III for February 10, 2020.

24 On February 9, 2020, defense counsel contacted the State indicating that Defendant
25 wished to accept the offer extended in early January. The State prepared a Guilty Plea
26 Agreement (GPA) and Amended Indictment. On February 10, 2020, the morning of trial,
27 defense counsel made the following representations:

28 //

1 MR. KOCKA: And, Judge, **I met with Mr. Washington**
2 **yesterday afternoon. After my meeting I did reach out to the**
3 **District Attorney with my client's desire to negotiate the case.**
4 They did prepare the guilty plea agreement.

5 THE COURT: Okay.

6 MR. KOCKA: I met with my client this morning, presented him
7 with the guilty plea agreement. He, at this point, wants to renew
8 his motion that was brought at calendar call to have me dismissed
9 as counsel.

10 See Recorder's Transcript of Hearing re: Entry of Plea (Feb. 10, 2020), p. 2 (emphasis added).

11 Defense counsel then made a record as to why Defendant was re-raising the untimely motions
12 to dismiss counsel and continue trial:

13 MR. KOCKA: Thank you, Judge. I just want to make sure that we
14 make a clear record here. Mr. Washington has indicated to me this
15 morning, Judge, that he does not feel comfortable with being, one,
16 prepared for this trial, and, two, having me prepared him for the
17 trial. He indicates that he's not received a full copy of his
18 discovery.

19 And, Judge, I explained to him, his family, and also the -- well not
20 the judge at calendar call. However, there is a witness in this case
21 that has come forward about 11 years later, who is a basic -- an
22 informant, Judge, and has information and that is the reason this
23 case eventually was relieved from cold case status and we're
24 sitting here for trial, is based upon his testimony.

25 My concern with giving a full copy of all the statements and
26 everything from 11 years ago to my client to have in custody with
27 him would be, should any of that information fall into the hands
28 of another inmate there, who would then have the opportunity to
provide corroborative evidence to what we plan on attacking as
the informant. That would just corroborate his testimony. **I have**
gone through, and I went yesterday with the entire trial
notebook again to see my client. I have explained to him at
length and showed him the documentation of the forensics
evidence, the phone calls that were made back and forth that
the State would be relying upon, the witness statements, the
witness statements of the actual informant; I read those to
him, as well as a family member that the State would be calling
as well to corroborate the weapon involved in the case that was
ultimately retrieved.

29 **In my opinion, I -- I've done this for about 34 years now,**
30 **Judge. We have adequately prepared for the case and I have**
31 **told my client absolutely every element that would be relative**
32 **to his defense in the State's case. I just don't feel comfortable**
33 **giving him the hard copy of that for the reasons I've stated. He**
34 **maintains this morning that he doesn't feel comfortable not having**
every piece of documentation, **although we've prepared it.** That
is the basis for his request at this point to have me removed.

1 Id. at 3-4 (emphasis added). Defense counsel also noted that Defendant did have a hardcopy
2 of the transcript from the grand jury proceedings. Id. at 5.

3 The State reiterated its objection to Defendant's untimely request to continue the trial
4 because (1) Defendant had been in possession of all discovery since the case was indicted, (2)
5 Defendant had been aware of the offer since January 3, 2020, (3) that while in possession of
6 the discovery and the offer, Defendant insisted in open court on multiple occasions that he
7 wanted to go forward with the February 10, 2020 trial date, (4) that the State had subpoenaed,
8 pre-trialed and prepared upwards of 25 witnesses for the trial, including travel arrangements
9 for those coming out of state, and (5) Defendant's untimely pro per motion to continue had
10 already been litigated and denied.

11 After taking argument, the Court denied Defendant's request, made the following
12 findings:

13 THE COURT: So here's the thing, Mr. Washington. There are, in
14 my mind at least, it should be very rare that an attorney gives a
15 client in a detention center all of their discovery, because my
16 record of trials is replete with informants coming in and testifying.
17 And a lot of times those folks end up having their discovery in the
18 detention center and you question whether or not these guys are
19 getting a hold of your discovery or figuring things out and
20 becoming snitches or whether or not they truly had conversations
21 with the defendant they are testifying against.

22 And there's certain things that the jail won't let you have anyway.
23 So I think Mr. Kocka is very appropriate in telling you that there
24 are very good reasons not to give you that discovery, so that
25 doesn't constitute any type of grounds to continue the trial.

26 More importantly, that issue and any displeasure with your
27 attorney, these are way tardy. I'm not entertaining that the
28 morning or the very day that we're starting trial. And I'm not
going to revisit what Judge Adair already put in place. These were
litigated. The case was ready for trial. I took it to try it today at
1:30 and that's what we're going to do. So I'm going to deny the
motion to have counsel removed.

29 Id. at 5-6.

30 Defendant was given time to confer with counsel and subsequently indicated that he
31 wanted to now re-accept the State's offer. Id. at 6. The Court trailed the case and went off

1 record to allow Defendant and his attorney time to go over the Guilty Plea Agreement again.

2 Id. at -7. The case was recalled and the Court canvassed Defendant:

3
4 THE COURT: We will be on the record. 341380. Mr. Washington
5 is here with his attorney, Mr. Kocka. **My understanding, Mr.
Washington, is that you decided to go ahead and accept the
negotiations that had been offered by the State.**

6 THE DEFENDANT: Yes, sir.

7 THE COURT: Okay. We do have an Amended Indictment that
8 was filed this morning charging **one count of second degree
murder with use of a deadly weapon. My understanding, sir,
is that you've agreed to plead guilty to that charge, correct?**

9 THE DEFENDANT: Yes, sir.

10 THE COURT: That as part of the negotiation, the State retains the
11 full right to argue at the time of sentencing. You and your attorney
12 will also have the right to argue at the time of sentencing as to
what the sentence should be. You understand that?

13 THE DEFENDANT: Yes, sir.

14 * * *

15 THE COURT: You've received a copy of the plea agreement and
16 attached to that is an Amended Indictment. That's what lists the
charge that you're pleading to; is that correct?

17 THE DEFENDANT: Yes, sir.

18 THE COURT: **Have you had a chance to discuss that your
charge and your case with your attorney, Mr. Kocka?**

19 THE DEFENDANT: Yes, sir.

20 THE COURT: And when you were discussing the charges and
21 your case, **did you all have discussions about the four different
levels of a homicide charge, meaning first degree murder,
22 second degree murder, voluntary manslaughter and
involuntary manslaughter?**

23 THE DEFENDANT: Yes, sir.

24 THE COURT: All right. **And you're comfortable that you
understand all of those?**

25 THE DEFENDANT: Yes, sir.

26 THE COURT: **And are you comfortable that you understand,
27 with this particular charge that you're going to be pleading
guilty to, what this charge is saying that you did wrong.**

1 THE DEFENDANT: **Yes, sir.**

2 THE COURT: How do you plead to the one count of second
3 degree murder with use of a deadly weapon?

4 THE DEFENDANT: **Guilty.**

5 Id. at 7-8.

6 The Court then canvassed Defendant to ensure the plea was freely and voluntarily
7 made. During this canvass, Defendant acknowledged that: he was not coerced into pleading
8 guilty; he had read and reviewed the GPA with his counsel and signed it; he understood
9 everything contained in the GPA; he understood the constitutional rights he was waiving by
10 entering a GPA; he understood his plea included both a penalty for the homicide and a
11 consecutive penalty weapon enhancement; he understood the sentencing ranges for both the
12 homicide and the consecutive weapons enhancement; he understood he was not eligible for
13 probation. Id. at 9-10. The Court then asked Defendant:

14 THE COURT: ... Okay. **You have any questions for me or your
15 attorney before I accept your plea?**

16 THE DEFENDANT: **No, sir.**

17 THE COURT: All right. **Anything you don't understand about
18 the plea agreement or have any questions about?**

19 THE DEFENDANT: **No, sir.**

20 Id. at 10-11 (emphasis added).

21 Finally, the Court canvassed Defendant as to why he was entering the plea agreement:

22 THE COURT: Okay. **My understanding, sir, is that you're
23 pleading guilty here today because on or about August 19th,
24 2007, here in Clark County, Nevada, you did willfully,
25 unlawfully, feloniously and with malice aforethought kill
26 Corey Iascone, I-A-S-C-O-N-E, with a deadly weapon, by
27 shooting the gentleman with a firearm. Is that correct?**

28 THE DEFENDANT: **Yes, sir.**

THE COURT: All right. **The Court finds that Defendant's plea
is freely and voluntarily made and he understands the nature
and consequences of the plea, so we will accept the plea.** We're
going to refer the matter to the Department of Parole and Probation
for sentencing and set it down for sentencing in 50 days and it will
remain in this department.

Id. at 11 (emphasis added).

1 On February 18, 2020, Defendant filed a pro-per motion to dismiss counsel. On March
2 12, 2020, the Court addressed Defendant's pro per motion. Defense counsel had not been
3 served the motion and was unaware Defendant had filed it. During the hearing, Defendant
4 expressed a desire to withdraw his guilty plea, so the Court granted Defendant's motion to
5 dismiss counsel. The Court noted that it was not dismissing counsel for the grounds alleged
6 in Defendant's motion, but rather, in order to have newly appointed counsel review
7 Defendant's desire to withdraw his plea.

8 New counsel was appointed and on August 13, 2020, Defendant filed the instant Motion
9 to Withdraw Plea. The State's Opposition follows.

10 ARGUMENT

11 A defendant "does not retain a right automatically to withdraw his plea." United States
12 v. Barker, 514 F.2d 208, 221 (D.C. Cir. 1975). A guilty plea "frequently involves the making
13 of difficult judgments." McMann v. Richardson, 397 U.S. 759, 769, 90 S.Ct. 1441, 25 L.Ed.2d
14 763 (1970); see also Brady v. United States, 397 U.S. 742, 757, 90 S.Ct. 1463, 25 L.Ed.2d 747
15 (1970). Were withdrawal automatic in every case where the defendant decided to change his
16 mind or trial strategy after the fact, "the guilty plea would become a mere gesture, a temporary
17 and meaningless formality reversible at the defendant's whim." Barker, supra, 514 F.2d at
18 221. In fact, however, a guilty plea is no such trifle, but "a grave and solemn act" which is
19 "accepted only with care and discernment." Brady, supra, 397 U.S. at 748, 90 S.Ct. at 1468.

20 Nevada Revised Statute 176.165 expressly states:

21 Except as otherwise provided in this section, a motion to withdraw
22 a plea of guilty or nolo contendere may be made only before
23 sentence is imposed or imposition of sentence is suspended. To
24 correct manifest injustice, the court after sentence may set aside
the judgment of conviction and permit the defendant to withdraw
his plea.

25 Before sentencing, "[a] district court may, in its discretion, grant a defendant's motion to
26 withdraw a guilty plea for any 'substantial reason' if it is 'fair and just'" to do so. Woods v.
27 State, 114 Nev. 468, 475, 958 P.2d 91, 95 (1998); NRS 176.165. A guilty plea is
28 presumptively valid; the burden is on the defendant to show that the plea was not voluntarily

1 entered. Bryant, 102 Nev. 272; *see also* Wingfield v. State, 91 Nev. 336, 337, 535 P.2d 1295,
2 1295 (1975).

3 Moreover, a court should not invalidate a plea as long as the totality of the
4 circumstances, as shown by the record, demonstrates that the plea was knowingly and
5 voluntarily made and that the defendant understood the nature of the offense and the
6 consequences of the plea. State v. Freese, 116 Nev. 1097, 13 P.3d 442, 448 (2000). In
7 addition, when a guilty plea is accepted by the trial court after proper canvassing as to whether
8 the defendant freely, knowingly, and intelligently entered his plea, such plea will be deemed
9 properly accepted. Baal v. State, 106 Nev. 69, 72, 787 P.2d 391, 394 (1990). However, the
10 failure to conduct a ritualistic oral canvass does not require that the plea be invalidated. State
11 v. Freese, 116 Nev. 1097, 13 P.3d 442 (2000).

12 Defendant argues that this Court should allow him to withdraw his guilty plea because
13 he was “presented a guilty plea on the morning his trial was scheduled to begin” and entered
14 the plea “[u]nder the pressure of the trial’s imminent start.” The argument misconstrues the
15 record entirely. First, while Defendant may have received an actual physical copy of the GPA
16 on the morning of trial, it was the **exact same offer** that had been extended to him on January
17 3, 2020, nearly 5 weeks earlier. The only reason Defendant did not have a physical copy of
18 the GPA was because **he rejected the deal and insisted on going to trial on February 10,**
19 **2020**. There was never a reason for the State to prepare a GPA until defense counsel notified
20 the State on February 9, 2020, that Defendant wanted deal he ultimately took. To suggest that
21 the offer was thrust upon him at the last minute is disingenuous; more importantly, even if it
22 were true, it is not grounds to withdraw a plea.

23 Defendant’s suggestion that he should be entitled to withdraw his plea because he was
24 coerced by the trial’s “imminent start” should also fall on deaf ears. Again, Defendant had
25 been aware of the offer for 5 weeks before the trial. Moreover, as noted in Stevenson v. State,
26 131 Nev. 598, 354 P.3d 1277 (2015) (which Defendant cites to in his motion), “time
27 constraints and pressure from interested parties **exist in every criminal case**, and there is no
28 indication in the record that their presence here prevented [appellant] from making a voluntary

1 and intelligent choice among the options available.” Stevenson, 131 Nev. at 604-05 (emphasis
2 added); see also, Doe, 508 F.3d at 570 (“The test for determining whether a plea is valid is
3 whether the plea represents a voluntary and intelligent choice among the alternative courses
4 of action open to the defendant.” (internal quotation marks omitted)); Miles v. Dorsey, 61 F.3d
5 1459, 1470 (10th Cir.1995) (“Although deadlines, mental anguish, depression, and stress are
6 inevitable hallmarks of pretrial plea discussions, such factors considered individually or in
7 aggregate do not establish that [a defendant's] plea was involuntary.”).

8 The record here is replete with evidence that Defendant understood the terms of his
9 guilty plea, the charge he was pleading to, the sentencing range associated with that charge
10 and the weapons enhancement, and that he had discussed with his attorney the consequences
11 stemming therefrom. In looking at the records made by the State, defense counsel, this Court
12 and the GPA on file (which Defendant acknowledged reading, signing and understanding in
13 explicit detail for this Court), it is clear that Defendant’s plea was made freely, voluntarily,
14 knowingly and intelligently. The record clearly establishes that Defendant had all the
15 discovery well in advance of trial, had gone over that discovery with counsel multiple times¹,
16 and was in possession of the offer more than a month prior to trial. To permit withdrawal of
17 a murder plea under these pretenses would be to render the “grave and solemn act” of a guilty
18 plea into a mere trifle. Defendant’s motion should be denied.

19 //

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21 //

22 //

23
24 ¹ While not argued as a grounds to withdraw his plea, to the extent Defendant suggests that he should be entitled to
25 withdraw the plea because he was not given a hard copy of all discovery, case law clearly belies the argument. Courts
26 routinely find defendants do not have a right to their own personal copy of discovery materials. People v. Krueger, 296
27 P.3d 294 (Colo. 2012); U.S. v. Shrake, 515 F.3d 743 (7th Cir. 2008); State v. Marks, 297 Kan. 131, 289 P.3d 1102 (2013);
28 State v. Thompson, 141 Ohio St.3d 254, 23 N.E.3d 1096 (Ohio 2014). The United States Supreme Court has specifically
found that defendants are not constitutionally entitled to discovery. Weatherford v. Bursey, 429 U.S. 545, 97 S.Ct. 837
(1977); Gray v. Netherland, 518 U.S. 152, 116 U.S. 152 (1996). Some jurisdictions even affirmatively preclude
defendants’ possession of materials related to their cases pre-trial. See People v. Savage, 361 Ill. App. 3d 750, 757 (2005).
The record here is clear that defense counsel had gone over the discovery in its entirety multiple times before trial, and
that he had strategic reasons for not providing a hardcopy of the discovery for Defendant to take back to the detention
center. Indeed, CCDC rules would preclude him from bringing back a number of the items of discovery listed in the ROC.

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CONCLUSION

Based on the foregoing points and authorities, the State respectfully requests that the Court deny Defendant's Motion to Withdraw Plea.

DATED this 28th day of August, 2020.

Respectfully submitted,

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

BY /s// K. NICHOLAS PORTZ
K. NICHOLAS PORTZ
Chief Deputy District Attorney
Nevada Bar #012473

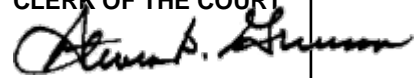
CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that service of the above and foregoing was made this 28th day of August, 2020, by electronic transmission to:

THOMAS ERICSSON
tom@oronozlawyers.com

BY /s// E. Del Padre
E. DEL PADRE
Secretary for the District Attorney's Office

KNP/ed/GCU



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Attorney for Appellant

DISTRICT COURT
CLARK COUNTY, NEVADA

JARELL WASHINGTON,)	
)	
Appellant,)	CASE NO. C-19-341380-1
)	
v.)	DEPT. NO. X
)	
THE STATE OF NEVADA,)	
)	NOTICE OF APPEAL
Respondent.)	

NOTICE is hereby given that JARELL WASHINGTON, defendant named above, hereby appeals to the Nevada Supreme Court from the Judgment of Conviction rendered in this action on the 6th day of May, 2021.

DATED this 7th day of May, 2021.

ORONoz & ERICSSON, LLC

/s/ James A. Oronoz, Esq.
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Attorney for Appellant

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CERTIFICATE OF ELECTRONIC SERVICE

The undersigned hereby certifies that electronic service was completed via the Odyssey E-File & Serve System and emailed to the following recipient(s) on this 7th day of May, 2021.

STEVEN B. WOLFSON
Clark County District Attorney
PDmotions@clarkcountyda.com

CERTIFICATE OF MAILING

The undersigned hereby certifies that service was completed by sending a copy of this Notice of Appeal via U.S. mail on this 7th day of May, 2021, to the following recipient pursuant to NRAP 3(d)(2).

JARELL WASHINGTON, ID# 02665695
c/o Clark County Detention Center
330 South Casino Center Blvd.
Las Vegas, NV 89101

/s/ Jan Ellison
An Employee of Oronoz & Ericsson, LLC