

IN THE SUPREME COURT OF THE STATE OF NEVADA

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Elizabeth A. Brown
Clerk of Supreme Court

VALENTINA MONEE KNIGHT,
Appellant(s),

vs.

THE STATE OF NEVADA,
Respondent(s),

Case No: C-15-309123-2

Docket No: 83534

RECORD ON APPEAL VOLUME 3

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VALENTINA KNIGHT # 1228728,
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LAS VEGAS, NV 89115

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1 Petitioner's claims fail to show the alleged errors worked to her actual and substantial
2 disadvantage.

3 **a. Ground 1**

4 Petitioner claims the September 22, 2020, letter from Mr. Gallo shows he was somehow
5 ineffective. Petition at 4. This claim fails because even if Mr. Gallo did not have Petitioner's
6 original file, this does not demonstrate deficient performance or prejudice to Petitioner. Mr.
7 Gallo was not her attorney at the entry of her plea. Petitioner appears to conflate the entry of
8 her guilty plea and her sentencing. Petition at 9. The Court Minutes show Mr. Gallo
9 substituting in on March 15, 2017, after Petitioner pled guilty on January 4, 2017.

10 Mr. Gallo did not need the files of Mr. Pariente, Petitioner's original attorney, to assist
11 her in moving to withdraw her plea, which is why he was hired. See Motion to Place on
12 Calendar to Request Reconsideration of Revocation of Probation, filed April 24, 2017.
13 Petitioner does not assert any action was mishandled as a result of her attorney at sentencing
14 not having her original file. Petitioner's claims are bare, naked and only appropriate for
15 summary denial. Hargrove v. State, 100 Nev. 498, 502, 686 P.2d 222, 225 (1984). Petitioner's
16 claim fails to establish even a prima facie case of ineffective assistance of counsel.

17 **b. Ground 2**

18 Petitioner cannot enter a guilty plea then later raise independent claims alleging a
19 deprivation of her rights before entry of the plea. See State v. Eighth Judicial District Court,
20 121 Nev. 225, 112 P.3d 1070, n.24 (2005). Generally, the entry of a guilty plea waives any
21 right to appeal from events occurring prior to the entry of the plea. See Webb v. State, 91 Nev.
22 469, 538 P.2d 164 (1975). "[A] guilty plea represents a break in the chain of events which
23 has preceded it in the criminal process. . . . [A defendant] may not thereafter raise independent
24 claims relating to the deprivation of constitutional rights that occurred prior to the entry of the
25 guilty plea." Id. (quoting Tollett, 411 U.S. at 267). Substantive claims are beyond the scope
26 of habeas and waived. NRS 34.724(2)(a); NRS 34.810(1)(a); Evans v. State, 117 Nev. 609,
27 646-47, 29 P.3d 498, 523 (2001); Franklin v. State, 110 Nev. 750, 752, 877 P.2d 1058, 1059
28 (1994), disapproved on other grounds, Thomas v. State, 115 Nev. 148, 979 P.2d 222 (1999).

1 Petitioner's claim of flaws in the prosecutor's case against her is waived by her guilty
2 plea. She alleges she and her co-defendant did not have the credit card used to make their
3 fraudulent room reservation in their possession since that reservation had only been made
4 online. Petition at 12. In her view, this shows her actual innocence of the charge so that no
5 jury would convict her. Petition at 13. Petitioner conveniently ignores her admission that she
6 had numerous other fraudulent cards in her possession and that she checked into a hotel room
7 paid for by fraudulent card. Petition at 13. Whether a jury would buy her innocence at trial is
8 rendered moot by her guilty plea.

9 Petitioner has failed to overcome the procedural bars.

10 **c. Ground 3**

11 Petitioner appears to claim that burglary should not be classified as a Category B felony
12 because in her case, the crime was non-violent. Petition at 15. She complains the terms of her
13 house arrest meant she had to find a home in Las Vegas. Petition at 16. Finally, Petitioner
14 alleges her attorney did not fight hard enough for what is fair. Petition at 16.

15 These claims are bare and naked, suitable for summary dismissal pursuant to Hargrove.

16 **d. Ground 4**

17 In her final ground, Petitioner complains that neither of her attorneys told her that a
18 person convicted of a Category B felony would not receive good-time credit for participating
19 in prison programming. Petition at 17. She alleges she would have taken her chances at trial
20 so she could potentially be convicted of a lower class felony. Petition at 17. She asserts a
21 suspended sentence of 4-10 years does not fit the crime of burglary. Petition at 17.

22 Petitioner has not attempted to substantiate that her attorneys owed her a duty of
23 informing her of prison programming rules. Her attorneys were not obligated to inform her of
24 collateral consequences such as programming eligibility. "A defendant's awareness of a
25 collateral consequence is not a prerequisite to a valid plea." Palmer v. State, 118 Nev. 823,
26 826-27, 59 P.3d 1192, 1194 (2002). Collateral consequences are those that are dependent on
27 the court's discretion or a defendant's future conduct. Nollette v. State, 118 Nev. 341, 344, 46
28 P.2d 87,89 (2002).

1 Further, Petitioner has not shown that lesser-included offenses would have been
2 presented to the jury at trial. She has also not demonstrated that she would have taken her
3 chances at trial knowing she faced prison rather than the probation she received as a result of
4 her plea agreement. It is only Petitioner's violation of her probation that caused her to serve
5 her suspended sentence.

6 None of Petitioner's alleged errors worked to her actual and substantial disadvantage,
7 affecting the state proceedings with error of constitutional dimensions.

8 **ORDER**

9 THEREFORE, IT IS HEREBY ORDERED that the Second Petition for Post-
10 Conviction Relief shall be, and it is, hereby denied.

11 DATED this ____ day of September, 2021.

Dated this 29th day of September, 2021

12 
13 _____
DISTRICT JUDGE

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

36B A2E 5843 F04F
Monica Trujillo
District Court Judge

16
17 BY


18 JONATHAN VANBOSKERCK
19 Chief Deputy District Attorney
Nevada Bar #6528

for

20 **CERTIFICATE OF SERVICE**

21 I certify that on the ____ day of ____, 2021, I mailed a copy of the foregoing
22 proposed Findings of Fact, Conclusions of Law, and Order to:

23 VALENTINA MONEE MKNIGHT, BAC #1228728
24 FLORENCE MCCLURE WOMEN'S CORRECTIONAL CENTER
25 4370 SMILEY ROAD
26 LAS VEGAS, NV 89115

27 BY

C. Garcia
Secretary for the District Attorney's Office

28 JV/cg/L2

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5		
6	Valentina Knight, Plaintiff(s)	CASE NO: A-20-820448-W
7	vs.	DEPT. NO. Department 3
8	State of Nevada, Defendant(s)	
9		

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 Electronic service was attempted through the Eighth Judicial District Court's
12 electronic filing system, but there were no registered users on the case. The filer has been
13 notified to serve all parties by traditional means.



1 NEO

2 DISTRICT COURT
3 CLARK COUNTY, NEVADA

4 VALENTINA KNIGHT,

5
6 Petitioner,

Case No: C-15-309123-2

Dept No: III

7 vs.

Amended

8 THE STATE OF NEVADA,

9 Respondent,

NOTICE OF ENTRY OF FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER

10
11 PLEASE TAKE NOTICE that on September 29, 2021, the court entered a decision or order in this
12 matter, a true and correct copy of which is attached to this notice.

13 You may appeal to the Supreme Court from the decision or order of this court. If you wish to appeal, you
14 must file a notice of appeal with the clerk of this court within thirty-three (33) days after the date this notice is
15 mailed to you. This notice was mailed on October 4, 2021.

16 STEVEN D. GRIERSON, CLERK OF THE COURT

17 /s/ Ingrid Ramos

18 Ingrid Ramos, Deputy Clerk

19 CERTIFICATE OF E-SERVICE / MAILING

20 I hereby certify that on this 4 day of October 2021, I served a copy of this Notice of Entry on the
21 following:

22 ☒ By e-mail:

23 Clark County District Attorney's Office
Attorney General's Office – Appellate Division-

24 ☒ The United States mail addressed as follows:

25 Valentina Knight # 1228728 Scott Olifant
4370 Smiley Rd. 5520 Sharpburg Ave.
26 Las Vegas, NV 89115 Las Vegas, NV 89141

27 /s/ Ingrid Ramos

28 Ingrid Ramos, Deputy Clerk

1 **FCL**
2 **STEVEN B. WOLFSON**
3 Clark County District Attorney
4 Nevada Bar #001565
5 **JONATHAN VANBOSKERCK**
6 Chief Deputy District Attorney
7 Nevada Bar #6528
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 Plaintiff,

11 -vs-

12 VALENTINA MONEE KNIGHT,
13 #7018909
14 Defendant.

CASE NO: A-20-820448-W

C-15-309123-2

DEPT NO: III

15 **FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER**

16 DATE OF HEARING: AUGUST 23, 2021
17 TIME OF HEARING: 8:30AM

18 This cause having come on for hearing before the Honorable Monica Trujillo, District
19 Judge, on August 23, 2021, the Petitioner, pro se, not appearing, the Respondent being
20 represented by Steven B. Wolfson, District Attorney, through Steve Waters, Chief Deputy
21 District Attorney, and the Court having considered the matter, including briefs, transcripts,
22 and documents on file herein, now therefore, the Court makes the following findings of fact
23 and conclusions of law:

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1 **STATEMENT OF THE FACTS**

2 On May 5, 2015, a detective was contacted by an officer, who had responded to a call
3 at the Bellagio Hotel and Casino. Details of the call advised that two subjects were currently
4 being detained by security officers due to a fraudulent room rental.

5 Further investigation revealed that the front desk manager of the Bellagio had been
6 contacted by Orbitz in reference to a guest who had rented a room at the Bellagio using Orbitz
7 as a third party booker.

8 The man renting the room, later identified as the co-defendant, Moustapha Dioubate,
9 had provided a credit card number to Orbitz, who later received notification the card was
10 fraudulent. Once Orbitz contacted the Bellagio hotel, the hotel pinned out the room the co-
11 defendant was renting so that access could not be made into the room.

12 The co-defendant and a female, who was later identified as Petitioner, approached the
13 front desk a short time later. Petitioner retrieved a credit card from her purse and handed it to
14 the co-defendant, who gave the card to the front desk representative. Both Petitioner and the
15 co-defendant were detained by security officers after it was determined the credit card was
16 fraudulent. The two were then escorted to security holding where security searched both
17 subjects. A security officer located a large amount of credit cards and identifications in a brown
18 leather bag, which Petitioner was carrying. Security then contacted police.

19 Upon arrival, the Las Vegas Metropolitan Police Officer immediately noticed there
20 were multiple identifications with different names on the table. The identifications had pictures
21 with the likeness of the co-defendant and Petitioner and appeared fraudulent. The credit cards
22 were found to be counterfeit. As an officer began to search the above mentioned bag, Petitioner
23 immediately stated, "I didn't give you consent to search that."

24 The officer attempted to talk to both the co-defendant and Petitioner, but both requested
25 the presence of an attorney, therefore no further questions were asked of them.

26 **ANALYSIS**

27 **I. THIS PETITION IS TIME-BARRED**

28 This Petition is time-barred under NRS 34.726(1):

1 Unless there is good cause shown for delay, a petition that challenges the
2 validity of a judgment or sentence must be filed within 1 year of the entry of
3 the judgment of conviction or, if an appeal has been taken from the judgment,
4 within 1 year after the Supreme Court issues its remittitur. For the purposes
5 of this subsection, good cause for delay exists if the petitioner demonstrates
6 to the satisfaction of the court:

- 7 (a) That the delay is not the fault of the petitioner; and
- 8 (b) That dismissal of the petition as untimely will unduly prejudice
9 the petitioner.

10 The Supreme Court of Nevada has held that NRS 34.726 should be construed by its
11 plain meaning. Pellegrini v. State, 117 Nev. 860, 873-74, 34 P.3d 519, 528 (2001). As per the
12 language of the statute, the one-year time bar proscribed by NRS 34.726 begins to run from
13 the date the judgment of conviction is filed or a remittitur from a timely direct appeal is issued.
14 Dickerson v. State, 114 Nev. 1084, 1087, 967 P.2d 1132, 1133-34 (1998). An amended
15 judgment of conviction does not change the deadline for filing a post-conviction petition for a
16 writ of habeas corpus. Sullivan v. State, 120 Nev. 537, 541, 96 P.3d 761, 764 (2004).

17 The one-year time limit for preparing petitions for post-conviction relief under NRS
18 34.726 is strictly applied. In Gonzales v. State, 118 Nev. 590, 596, 53 P.3d 901, 904 (2002),
19 the Nevada Supreme Court rejected a habeas petition that was filed two days late despite
20 evidence presented by the defendant that he purchased postage through the prison and mailed
21 the Notice within the one-year time limit.

22 The Nevada Supreme Court has held that the district court has a *duty* to consider
23 whether a defendant's post-conviction petition claims are procedurally barred. State v. Eighth
24 Judicial Dist. Court (Riker), 121 Nev. 225, 231, 112 P.3d 1070, 1074 (2005). The Riker Court
25 found that “[a]pplication of the statutory procedural default rules to post-conviction habeas
26 petitions is mandatory,” noting:

27 Habeas corpus petitions that are filed many years after conviction are an
28 unreasonable burden on the criminal justice system. The necessity for a
workable system dictates that there must exist a time when a criminal
conviction is final.

29 Id.

30 Additionally, the Court noted that procedural bars “cannot be ignored [by the district
31 court] when properly raised by the State.” Id. at 233, 112 P.3d at 1075. The Nevada Supreme

1 Court has granted no discretion to the district courts regarding whether to apply the statutory
2 procedural bars; the rules *must* be applied.

3 Here, the Judgment of Conviction was filed on May 1, 2017, and Petitioner did not file
4 a direct appeal. The one-year time bar began to run from this date. This Petition was not filed
5 until March 30, 2021, nearly four years later. Absent a showing of good cause for this delay,
6 as well as undue prejudice, the Petition must be dismissed.

7 **II. THIS PETITION IS ABUSIVE**

8 NRS 34.810(2) states:

9 A second or successive petition must be dismissed if the judge or justice
10 determines that it fails to allege new or different grounds for relief and that
11 the prior determination was on the merits or, if new and different grounds are
12 alleged, the judge or justice finds that the failure of the petitioner to assert
those grounds in a prior petition constituted an abuse of the writ.

13 Second or successive petitions will only be decided on the merits if the petitioner can
14 show good cause and prejudice. NRS 34.810(3); Lozada v. State, 110 Nev. 349, 358, 871 P.2d
15 944, 950 (1994); see also Hart v. State, 116 Nev. 558, 563-64, 1 P.3d 969,972 (2000) (“where
16 a defendant has previously sought relief from the judgment, the defendant’s failure to identify
17 all grounds for relief in the first instance should weigh against consideration of the successive
18 motion”).

19 The Nevada Supreme Court has stated, “[w]ithout such limitations on the availability
20 of post-conviction remedies, prisoners could petition for relief in perpetuity and thus abuse
21 post-conviction remedies. In addition, meritless, successive and untimely petitions clog the
22 court system and undermine the finality of convictions.” Lozada, 110 Nev. at 358, 871 P.2d at
23 950. “Unlike initial petitions which certainly require a careful review of the record, successive
24 petitions may be dismissed based solely on the face of the petition.” Ford v. Warden, 111 Nev.
25 872, 882, 901 P.2d 123, 129 (1995). If the claim or allegation was previously available with
26 reasonable diligence, it is an abuse of the writ to wait to assert it in a later petition. McClesky
27 v. Zant, 499 U.S. 467, 497-98 (1991). Application of NRS 34.810(2) is mandatory. Riker, 121
28 Nev. at 231, 112 P.3d at 1074.

1 This is Petitioner's second request for habeas relief within a year. Her first Petition did
2 not contain the claims she now raises. This Petition is an abuse of the writ.

3 **III. PETITIONER CANNOT DEMONSTRATE GOOD CAUSE SUFFICIENT TO**
4 **IGNORE THE PROCEDURAL DEFAULTS**

5 A showing of good cause and prejudice may overcome procedural bars. "To establish good
6 cause, appellants *must* show that an impediment external to the defense prevented their
7 compliance with the applicable procedural rule. A qualifying impediment might be shown
8 where the factual or legal basis for a claim was not reasonably available at the time of default."
9 Clem v. State, 119 Nev. 615, 621, 81 P.3d 521, 525 (2003) (emphasis added). Any delay in
10 the filing of the petition must not be the fault of the petitioner. NRS 34.726(1)(a).

11 The Nevada Supreme Court has clarified that a defendant "cannot attempt to
12 manufacture good cause[.]" Clem, 119 Nev. at 621, 81 P.3d at 526. To find good cause there
13 must be a "substantial reason; one that affords a legal excuse." Hathaway v. State, 119 Nev.
14 248, 252, 71 P.3d 503, 506 (2003) (quoting Colley v. State, 105 Nev. 235, 236, 773 P.2d 1229,
15 1230 (1989)).

16 Here, Petitioner cannot demonstrate good cause to overcome the procedural bars. She
17 relies upon a letter from prior counsel, claiming the letter "proving" her attorney's negligence
18 was new. Petition at 4. However, the letter is dated September 22, 2020, months before the
19 denial of her first petition. She had months within which she could have supplemented her
20 prior petition and did not do so. The letter in question also fails to establish anything of
21 relevance to her claims of ineffective assistance of counsel, so it cannot amount to good cause.

22 **IV. PETITIONER CANNOT DEMONSTRATE PREJUDICE SUFFICIENT TO**
23 **IGNORE THE PROCEDURAL DEFAULTS**

24 To establish prejudice sufficient to overcome procedural bars, the defendant must show
25 "not merely that the errors of [the proceedings] created possibility of prejudice, but that they
26 worked to his actual and substantial disadvantage, in affecting the state proceedings with error
27 of constitutional dimensions." Hogan v. Warden, 109 Nev. 952, 960, 860 P.2d 710, 716
28 (1993) (quoting United States v. Frady, 456 U.S. 152, 170, 102 S. Ct. 1584, 1596 (1982)).

1 Petitioner's claims fail to show the alleged errors worked to her actual and substantial
2 disadvantage.

3 **a. Ground 1**

4 Petitioner claims the September 22, 2020, letter from Mr. Gallo shows he was somehow
5 ineffective. Petition at 4. This claim fails because even if Mr. Gallo did not have Petitioner's
6 original file, this does not demonstrate deficient performance or prejudice to Petitioner. Mr.
7 Gallo was not her attorney at the entry of her plea. Petitioner appears to conflate the entry of
8 her guilty plea and her sentencing. Petition at 9. The Court Minutes show Mr. Gallo
9 substituting in on March 15, 2017, after Petitioner pled guilty on January 4, 2017.

10 Mr. Gallo did not need the files of Mr. Pariente, Petitioner's original attorney, to assist
11 her in moving to withdraw her plea, which is why he was hired. See Motion to Place on
12 Calendar to Request Reconsideration of Revocation of Probation, filed April 24, 2017.
13 Petitioner does not assert any action was mishandled as a result of her attorney at sentencing
14 not having her original file. Petitioner's claims are bare, naked and only appropriate for
15 summary denial. Hargrove v. State, 100 Nev. 498, 502, 686 P.2d 222, 225 (1984). Petitioner's
16 claim fails to establish even a prima facie case of ineffective assistance of counsel.

17 **b. Ground 2**

18 Petitioner cannot enter a guilty plea then later raise independent claims alleging a
19 deprivation of her rights before entry of the plea. See State v. Eighth Judicial District Court,
20 121 Nev. 225, 112 P.3d 1070, n.24 (2005). Generally, the entry of a guilty plea waives any
21 right to appeal from events occurring prior to the entry of the plea. See Webb v. State, 91 Nev.
22 469, 538 P.2d 164 (1975). "[A] guilty plea represents a break in the chain of events which
23 has preceded it in the criminal process. . . . [A defendant] may not thereafter raise independent
24 claims relating to the deprivation of constitutional rights that occurred prior to the entry of the
25 guilty plea." Id. (quoting Tollett, 411 U.S. at 267). Substantive claims are beyond the scope
26 of habeas and waived. NRS 34.724(2)(a); NRS 34.810(1)(a); Evans v. State, 117 Nev. 609,
27 646-47, 29 P.3d 498, 523 (2001); Franklin v. State, 110 Nev. 750, 752, 877 P.2d 1058, 1059
28 (1994), disapproved on other grounds, Thomas v. State, 115 Nev. 148, 979 P.2d 222 (1999).

1 Petitioner's claim of flaws in the prosecutor's case against her is waived by her guilty
2 plea. She alleges she and her co-defendant did not have the credit card used to make their
3 fraudulent room reservation in their possession since that reservation had only been made
4 online. Petition at 12. In her view, this shows her actual innocence of the charge so that no
5 jury would convict her. Petition at 13. Petitioner conveniently ignores her admission that she
6 had numerous other fraudulent cards in her possession and that she checked into a hotel room
7 paid for by fraudulent card. Petition at 13. Whether a jury would buy her innocence at trial is
8 rendered moot by her guilty plea.

9 Petitioner has failed to overcome the procedural bars.

10 **c. Ground 3**

11 Petitioner appears to claim that burglary should not be classified as a Category B felony
12 because in her case, the crime was non-violent. Petition at 15. She complains the terms of her
13 house arrest meant she had to find a home in Las Vegas. Petition at 16. Finally, Petitioner
14 alleges her attorney did not fight hard enough for what is fair. Petition at 16.

15 These claims are bare and naked, suitable for summary dismissal pursuant to Hargrove.

16 **d. Ground 4**

17 In her final ground, Petitioner complains that neither of her attorneys told her that a
18 person convicted of a Category B felony would not receive good-time credit for participating
19 in prison programming. Petition at 17. She alleges she would have taken her chances at trial
20 so she could potentially be convicted of a lower class felony. Petition at 17. She asserts a
21 suspended sentence of 4-10 years does not fit the crime of burglary. Petition at 17.

22 Petitioner has not attempted to substantiate that her attorneys owed her a duty of
23 informing her of prison programming rules. Her attorneys were not obligated to inform her of
24 collateral consequences such as programming eligibility. "A defendant's awareness of a
25 collateral consequence is not a prerequisite to a valid plea." Palmer v. State, 118 Nev. 823,
26 826-27, 59 P.3d 1192, 1194 (2002). Collateral consequences are those that are dependent on
27 the court's discretion or a defendant's future conduct. Nollette v. State, 118 Nev. 341, 344, 46
28 P.2d 87,89 (2002).

1 Further, Petitioner has not shown that lesser-included offenses would have been
2 presented to the jury at trial. She has also not demonstrated that she would have taken her
3 chances at trial knowing she faced prison rather than the probation she received as a result of
4 her plea agreement. It is only Petitioner's violation of her probation that caused her to serve
5 her suspended sentence.

6 None of Petitioner's alleged errors worked to her actual and substantial disadvantage,
7 affecting the state proceedings with error of constitutional dimensions.

8 **ORDER**

9 THEREFORE, IT IS HEREBY ORDERED that the Second Petition for Post-
10 Conviction Relief shall be, and it is, hereby denied.

11 DATED this ____ day of September, 2021.

Dated this 29th day of September, 2021

12 
13 _____
DISTRICT JUDGE

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

36B A2E 5843 F04F
Monica Trujillo
District Court Judge

16
17 BY


18 JONATHAN VANBOSKERCK
19 Chief Deputy District Attorney
Nevada Bar #6528

for

20 **CERTIFICATE OF SERVICE**

21 I certify that on the ____ day of ____, 2021, I mailed a copy of the foregoing
22 proposed Findings of Fact, Conclusions of Law, and Order to:

23 VALENTINA MONEE MKNIGHT, BAC #1228728
24 FLORENCE MCCLURE WOMEN'S CORRECTIONAL CENTER
25 4370 SMILEY ROAD
26 LAS VEGAS, NV 89115

27 BY

C. Garcia
Secretary for the District Attorney's Office

28 JV/cg/L2

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5		
6	Valentina Knight, Plaintiff(s)	CASE NO: A-20-820448-W
7	vs.	DEPT. NO. Department 3
8	State of Nevada, Defendant(s)	
9		

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 Electronic service was attempted through the Eighth Judicial District Court's
12 electronic filing system, but there were no registered users on the case. The filer has been
13 notified to serve all parties by traditional means.

1 **OPI**
2 STEVEN B. WOLFSON
3 Clark County District Attorney
4 Nevada Bar #001565
5 BERNARD ZADROWSKI
6 Chief Deputy District Attorney
7 Nevada Bar #006545
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 Plaintiff,

11 -vs-

12 VALENTINA MONEE KNIGHT,
13 #7018909
14 Defendant.

CASE NO. C-15-309123-2

DEPT NO. III

15 **ORDER FOR PRODUCTION OF INMATE**
16 **VALENTINA MONEE KNIGHT, BAC #1228728**

17 DATE OF HEARING: October 18, 2021
18 TIME OF HEARING: 08:30 AM

19 TO: NEVADA DEPARTMENT OF CORRECTIONS; and

20 TO: JOSEPH LOMBARDO, Sheriff of Clark County, Nevada:

21 Upon the ex parte application of THE STATE OF NEVADA, Plaintiff, by STEVEN
22 B. WOLFSON, District Attorney, through BERNARD ZADROWSKI, Chief Deputy District
23 Attorney, and good cause appearing therefor,

24 IT IS HEREBY ORDERED that NEVADA DEPARTMENT OF CORRECTIONS
25 shall be, and is, hereby directed to produce VALENTINA MONEE KNIGHT, Defendant in
26 Case Number C-15-309123-2, wherein THE STATE OF NEVADA is the Plaintiff, inasmuch
27 as the said VALENTINA MONEE KNIGHT is currently incarcerated in the NEVADA
28 DEPARTMENT OF CORRECTIONS located in Clark County, Nevada, and her presence will

//

1 be required in Las Vegas, Nevada, commencing on October 18, 2021, at the hour of 08:30 AM
2 and continuing until completion of the prosecution's case against the said Defendant.

3 IT IS FURTHER ORDERED that JOSEPH LOMBARDO, Sheriff of Clark County,
4 Nevada, shall accept and retain custody of the said VALENTINA MONEE KNIGHT in the
5 Clark County Detention Center, Las Vegas, Nevada, pending completion of said matter in
6 Clark County, or until the further Order of this Court; or in the alternative shall make all
7 arrangements for the transportation of the said VALENTINA MONEE KNIGHT to and from
8 the Nevada Department of Corrections facility which are necessary to insure the
9 VALENTINA MONEE KNIGHT's appearance in Clark County pending completion of said
10 matter, or until further Order of this Court.

11 DATED this _____ day of October, 2021.


Dated this 6th day of October, 2021

12 
13 _____
14 DISTRICT JUDGE

02A 88A 69F9 0F5D
Monica Trujillo
District Court Judge

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

17
18 BY


19 BERNARD ZADROWSKI
20 Chief Deputy District Attorney
Nevada Bar #006545

21
22
23
24
25
26
27
28 cg/L2

1 **CSERV**

2
3 DISTRICT COURT
4 CLARK COUNTY, NEVADA

5
6 State of Nevada

CASE NO: C-15-309123-2

7 vs

DEPT. NO. Department 3

8 Valentina Knight

9
10 **AUTOMATED CERTIFICATE OF SERVICE**

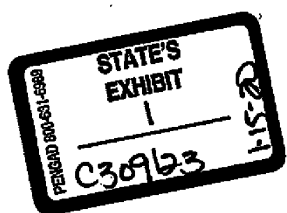
11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Order for Production of Inmate was served via the court's electronic
13 eFile system to all recipients registered for e-Service on the above entitled case as listed
14 below:

15 Service Date: 10/6/2021

16 STEVEN WOLFSON, ESQ.

17 motions@clarkcountyda.com

DOCUMENTARY EXHIBITS



STATE OF NEVADA
DEPARTMENT OF PUBLIC SAFETY
DIVISION OF PAROLE AND PROBATION

NOTICE OF PRELIMINARY INQUIRY HEARING

You, KNIGHT, Valentina Monee

Number: V17-3052

File/NDOC

re advised that an informal Preliminary Inquiry Hearing pertaining to the following alleged violation(s) of your Parole/Probation condition(s) shall be conducted to determine if you shall be held in custody to answer said allegation(s) before the Court/Board at a formal Revocation hearing:

Alleged Violation
Reporting; Residence; Directives and Conduct
Laws; Out of State Travel
Special Conditions (2) Complete a substance abuse evaluation and any recommended case plan; Special Conditions (3) Complete an impulse control evaluation and any recommended case plan; Special Conditions
Financial Obligations; Special Conditions (5) Pay \$557.76 restitution in monthly installments to be determined by Parole and Probation based on income verification; to be paid joint / severally with co-defendant; Special Condition
(8) Pay \$5,000.00 Fine

Your Preliminary Inquiry Hearing is scheduled for

Date

Time

at _____
Location

At this hearing, you have these due process rights: to speak in your own behalf; retain counsel, present letters, documents, or persons who can present relevant information, and; question any person giving adverse information against you, unless in the opinion of the hearing officer the individual would be subjected to risk of harm by disclosure of his/her identity.

You may waive this Preliminary Inquiry Hearing if you desire. Should you waive, your action shall in no way be considered an admission of guilt.

Please initial the appropriate response:

_____ I desire to have a Preliminary Inquiry Hearing at the date, time, and location indicated above.

_____ I will retain _____
Name
_____ Address to represent me.

_____ I wish to present the following witness(es) at my own expense:

_____ Name	_____ Address
_____ Name	_____ Address

IK I waive my right to a Preliminary Inquiry Hearing and request to present my case directly to the Court/Board.

IK I have received a copy of the alleged violation(s) of Parole/Probation, and this, my Notice of Rights.

[Signature]
Signature of Client

Number

Date

[Signature]
Signature of Witness

Position

Date

STATE OF NEVADA
DEPARTMENT OF PUBLIC SAFETY
DIVISION OF PAROLE AND PROBATION

PRIOR NOTICE OF CHARGES AND RECEIPT FOR DOCUMENTS

I, KNIGHT, VALENTINA MONEE do hereby acknowledge that the following charges have been brought against me:

Alleged Violations

OUT-OF-STATE TRAVEL

LAWS

I, _____ do hereby acknowledge that I have been informed that due to one or more of the following reasons listed below, my violation case is not entitled to be heard at an informal preliminary inquiry, but will be taken directly before the Court/Parole Board for a formal revocation hearing.

1. ☒ Defendant is not being held in detention by Parole and Probation on any of the violations charged above.
2. ☐ Defendant has one or more new convictions, which are included in the violations charged above. (NRS 176A.580 (4) / NRS 213.1511 (4))
3. ☐ Other (Describe) _____

I, Valentina Knight do hereby acknowledge that I have received the following documents:

- (1) A copy of the Violation Report, and
- (2) A copy of the Prior Notice of Charges and Receipt of Documents.

[Signature]
Witness

[Signature]
Defendant

11/24/2019
Date

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 09, 2015

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

September 09, 2015 10:00 AM Initial Arraignment

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Roshonda Mayfield

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: KNIGHT, VALENTINA MONEE Defendant
 Merback, William J. Attorney
 State of Nevada Plaintiff
 Turco, John M. Attorney

JOURNAL ENTRIES

- Counsel advised the court of both defendant's unconditionally waiving up to District Court with negotiations. However, there are immigration issues. Further, a continuance in this matter is requested by defense counsel. There being no opposition, COURT SO ORDERED.

BOND/HOUSE ARREST

9/22/15 10:00 A.M. ARRAIGNMENT CONTINUED (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 22, 2015

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

September 22, 2015 10:00 AM Arraignment Continued

HEARD BY: De La Garza, Melisa

COURTROOM: RJC Lower Level Arraignment

COURT CLERK: Skye Endresen
 Kristen Brown

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: KNIGHT, VALENTINA MONEE Defendant
 State of Nevada Plaintiff
 Turco, John M. Attorney
 Villani, Jacob J. Attorney

JOURNAL ENTRIES

- At request of Mr. Turco, COURT ORDERED, matter CONTINUED.

BOND/H.A.

CONTINUED TO: 9/29/15 10:00 AM (LLA)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 29, 2015

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

September 29, 2015 10:00 AM Arraignment Continued

HEARD BY: De La Garza, Melisa **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristen Brown

RECORDER: Kiara Schmidt

REPORTER:

PARTIES

PRESENT: Knight, Valentina Monee Defendant
 Pariente, Michael D. Attorney
 State of Nevada Plaintiff
 Sudano, Michelle L. Attorney

JOURNAL ENTRIES

- DEFT. DIOUBATE ARRAIGNED, PLED NOT GUILTY, and WAIVED the 60-DAY RULE. COURT ORDERED, matter set for trial. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript.

BOND/H.A.

3/16/16 8:30 AM PRE-TRIAL CONFERENCE (DEPT. 19)

4/13/16 8:30 AM CALENDAR CALL (DEPT. 19)

4/18/16 10:00 AM JURY TRIAL (DEPT. 19)

PRINT DATE: 10/15/2021

Page 3 of 27

Minutes Date: September 09, 2015

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 12, 2015

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

October 12, 2015 8:30 AM Motion

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 03E

COURT CLERK: Shelley Boyle

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT:	Knight, Valentina Monee	Defendant
	Pariente, Michael D.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney

JOURNAL ENTRIES

- Co-Deft. Moustapha Dioubate also present, represented by Mr. Pariente.

Mr. Pariente argued Deft's have two children who they live with in Houston where they have family and they would like to return there. Furthermore, he has been retained by both Deft's. Furthermore, he has been retained by both Deft's. Mr. Pariente advised the State said they will submit and House Arrest has made no opposition. Upon Court's inquiry if the Deft's. posted a bond or paid cash, Mr. Pariente advised \$16,000.00 was posted through a Bondsman. COURT ORDERED, Motion Denied. Upon Mr. Pariente's request that a higher bail amount be considered to remove Deft's from House Arrest, and with Ms. Thomson requesting a source hearing for funds, COURT FURTHER ORDERED, Bail and House arrest will remain the same unless \$100,000 bail is posted for each Deft, with a Source Hearing; then the Deft's can be released from House Arrest.

BOND / H.A.

PRINT DATE: 10/15/2021

Page 4 of 27

Minutes Date: September 09, 2015

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 26, 2015

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

October 26, 2015 8:30 AM Hearing

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 03E

COURT CLERK: Louisa Garcia

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT:	Knight, Valentina Monee	Defendant
	Pariente, Michael D.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney

JOURNAL ENTRIES

- Co-Deft. Moustapha Dioubate also present and represented by Mr. Pariente.

Court advised it was its understanding Defendants made the \$100,000.00 bail which necessitated the source hearing. Mr. Pariente stated Defendant's brother came up with half the bail and Brittaney Evans Jones came up with the other half. Both parties present in Court. Mr. Pariente stated Defendant's brother drives a car for Uber in New York City and Ms. Jones is a manager with US Cellular. Upon Court's inquiry, State had no further concerns. Upon inquiry, Mr. Pariente stated a \$100,000.00 was posted for each Defendant for a total of \$200,000.00. COURT ADVISED, it was satisfied with the representations made and ORDERED, Defendant RELEASED from House Arrest; \$100,000.00 bail STANDS and any other bonds previously posted EXONERATED.

NIC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 16, 2016

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

March 16, 2016 8:30 AM Pre Trial Conference

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 03E

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: Pariente, Michael D. Attorney
 State of Nevada Plaintiff
 Thomson, Megan Attorney

JOURNAL ENTRIES

- Mr. Pariente advised Defendants are not present as they reside in New York and have advised State he will need additional time to prepare for trial to which State has no objection. COURT ORDERED, oral motion to continue trial GRANTED; trial date VACATED and matter SET for Status Check. FURTHER ORDERED, Mr. Pariente to file a written acknowledgment as to both Defendant Dioubate and Defendant Knight regarding the trial continuance.

BOND (BOTH)

4/13/2016 8:30 AM STATUS CHECK: NEGOTIATIONS / TRIAL SETTING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 13, 2016

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

April 13, 2016 8:30 AM Status Check

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 03E

COURT CLERK: Tia Everett
Kory Schlitz

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: Laurent, Christopher J. Attorney
 Pariente, Michael D. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Court noted Defendants Diobate and Knight not present. Mr. Pariente advised he filed a written acknowledgment late yesterday that Defendants would not be present at calendar call. Further, Mr. Pariente advised a trial date needs to be set. COURT ORDERED, matter SET for trial.

BOND

1/04/2017 8:30 AM PRE TRIAL CONFERENCE

2/01/2017 8:30 AM CALENDAR CALL

2/06/2017 10:00 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 05, 2016

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

December 05, 2016 8:30 AM Motion

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 03E

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: Demonte, Noreen C. Attorney
 Knight, Valentina Monee Defendant
 Pariente, Michael D. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Ms. Demonte advised she would submit on the written motion; however, for the record and Court's information she will inform the Court that both Defendants having pending charges in Wisconsin for the same exact crimes and have a Preliminary Hearing date set in that case. Mr. Pariente opposed motion and requested the Court impose house arrest and/or intensive supervision and would request the Court refer Defendants to the Drug Court program to begin addressing their drug addiction issues. COURT ORDERED, Motion GRANTED; Defendants REMANDED INTO CUSTODY WITHOUT BAIL and BOND EXONERATED.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 04, 2017

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

January 04, 2017 8:30 AM Pre Trial Conference

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 03E

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT:	Demonte, Noreen C.	Attorney
	Knight, Valentina Monee	Defendant
	Pariente, Michael D.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Ms. Demonte advised matter is resolved and parties will proceed on the original information filed 9/02/2015. COURT ORDERED, Amended Information filed on 9/29/2015 STRICKEN. NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. KNIGHT ARRAIGNED AND PLED GUILTY TO BURGLARY (F). Court ACCEPTED plea, and, ORDERED, matter referred to the Division of Parole and Probation (P & P) and SET for sentencing. Mr. Pariente requested Court set bail at \$100,000.00 with house arrest now that Defendant has pled guilty. State opposed. COURT FURTHER ORDERED, Request DENIED.

CUSTODY

3/15/2017 8:30 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 15, 2017

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

March 15, 2017 8:30 AM Sentencing

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 03E

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT:	Derjavina, Ekaterina	Attorney
	Gallo, James C	Attorney
	Knight, Valentina Monee	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Gallo advised he will be substituting in as counsel and Defendant is seeking to withdraw her guilty plea. Further, Mr. Gallo requested matter be continued in order to review the discovery.
COURT ORDERED, matter CONTINUED and matter SET for Status Check.

CUSTODY

3/29/2017 8:30 AM SENTENCING ... STATUS CHECK: DEFENDANT'S REQUEST TO
WITHDRAW GUILTY PLEA

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor	COURT MINUTES	March 29, 2017
---------------------------------	----------------------	-----------------------

C-15-309123-2	State of Nevada vs Valentina Knight
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March 29, 2017	8:30 AM	All Pending Motions
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HEARD BY: Kephart, William D.	COURTROOM: RJC Courtroom 03E
-------------------------------	------------------------------

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT:	Gallo, James C Knight, Valentina Monee Schwartz, Bryan A. State of Nevada	Attorney Defendant Attorney Plaintiff
-----------------	--	--

JOURNAL ENTRIES

- Mr. Partiente requested matter be continued two (2) weeks in order to look further into the cases picked up in Wisconsin. COURT ORDERED, matter CONTINUED.

CUSTODY

CONTINUED TO: 4/12/2017 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 12, 2017

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

April 12, 2017 8:30 AM All Pending Motions

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 03E

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT:	Bunnett, Matthew T.	Attorney
	Gallo, James C	Attorney
	Knight, Valentina Monee	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFT. KNIGHT ADJUDGED GUILTY of BURGLARY (F). Statements by counsel and Defendant. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, a \$150.00 DNA Analysis fee including testing to determine genetic markers, a \$3.00 DNA Collection fee, a \$5,000.00 Fine and RESTITUTION in the amount of \$557.76 to be paid joint/severally with co-defendant; Deft. SENTENCED to a MINIMUM of FORTY-EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC); with TWO HUNDRED SEVENTY (270) DAYS credit for time served; SUSPENDED; placed on PROBATION for an indeterminate period not to exceed FIVE (5) YEARS. CONDITIONS:

Comply with standard probation conditions as follows;

1. Reporting: You are to report in person to the Division of Parole and Probation as instructed by the Division or its agent. You are required to submit a written report each month on forms supplied by the Division. This report shall be true and correct in all respects.

PRINT DATE: 10/15/2021

Page 12 of 27

Minutes Date: September 09, 2015

2. Residence: You shall not change your place of residence without first obtaining permission from the Division of Parole and Probation, in each instance.
3. Intoxicants: You shall not consume any alcoholic beverages (whatsoever) (to excess). Upon order of the Division of Parole and Probation or its agent, you shall submit to a medically recognized test for blood/breath alcohol content. Test results of .08 blood alcohol content or higher shall be sufficient proof of excess.
4. Controlled Substances: You shall not use, purchase or possess any illegal drugs, or any prescription drugs, unless first prescribed by a licensed medical professional. You shall immediately notify the Division of Parole and Probation of any prescription received. You shall submit to drug testing as required by the Division or its agent.
5. Weapons: You shall not possess, have access to, or have under your control, any type of weapon.
6. Search: You shall submit your person, property, place of residence, vehicle or areas under your control to search including electronic surveillance or monitoring of your location, at any time, with or without a search warrant or warrant of arrest, for evidence of a crime or violation of probation by the Division of Parole and Probation or its agent.
7. Associates: You must have prior approval by the Division of Parole and Probation to associate with any person convicted of a felony, or any person on probation or parole supervision. You shall not have any contact with persons confined in a correctional institution unless specific written permission has been granted by the Division and the correctional institution.
8. Directives and Conduct: You shall follow the directives of the Division of Parole and Probation and your conduct shall justify the opportunity granted to you by this community supervision.
9. Laws: You shall comply with all municipal, county, state, and federal laws and ordinances.
10. Out-of-State Travel: You shall not leave the state without first obtaining written permission from the Division of Parole and Probation.
11. Employment/Program: You shall seek and maintain legal employment, or maintain a program approved by the Division of Parole and Probation and not change such employment or program without first obtaining permission. All terminations of employment or program shall be immediately reported to the Division.
12. Financial Obligation: You shall pay fees, fines, and restitution on a schedule approved by the Division of Parole and Probation. Any excess monies paid will be applied to any other outstanding fees, fines, and/or restitution, even if it is discovered after your discharge.

SPECIAL CONDITIONS:

PRINT DATE: 10/15/2021

Page 13 of 27

Minutes Date: September 09, 2015

1. Abide by any curfew imposed by probation officer.
2. Complete a substance abuse evaluation and any recommended case plan.
3. Complete an impulse control evaluation and any recommended case plan.
4. Satisfy any/all outstanding warrants within the first sixty (60) days of probation.
5. Pay \$557.76 restitution in monthly installments to be determined by P & P based on income verification; to be paid joint/severally with co-defendant.
6. No gambling or entry into any gaming establishment unless employed therein.
7. Provide P & P with a full and complete financial disclosure.
8. Pay \$5,000.00 Fine.
9. Comply with all directives and/or requirements of interstate compact; remain in the State of Nevada pending approval for interstate compact and/or at the approval of P & P.

NIC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 08, 2017

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

May 08, 2017 8:30 AM Motion

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 03E

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: Bunnett, Matthew T. Attorney
 Gallo, James C Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- Following a conference at the bench, COURT ORDERED, matter OFF CALENDAR.

NIC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 06, 2020

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

January 06, 2020 8:30 AM All Pending Motions

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 16B

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT:	Brooks, Parker	Attorney
	Gallo, James C	Attorney
	Knight, Valentina Monee	Defendant
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFENDANT'S MOTION TO PLACE ON CALENDAR TO WITHDRAW AS ATTORNEY OF RECORD ... REVOCATION OF PROBATION

Mr. Gallo advised he has had no contact with Defendant and has not been retained for purposes of revocation. Conference at the Bench. COURT ORDERED, Mr. Gallo's Motion to Withdraw as Attorney of Record GRANTED; Mr. Sanft APPOINTED and matter SET for Confirmation of Counsel. FURTHER ORDERED, Revocation of Probation CONTINUED,

CUSTODY

1/08/2020 8:30 AM CONFIRMATION OF COUNSEL ... REVOCATION OF PROBATION

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 08, 2020

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

January 08, 2020 8:30 AM All Pending Motions

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 16B

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: Knight, Valentina Monee Defendant
 Sanft, Michael W. Attorney
 State of Nevada Plaintiff
 Zadrowski, Bernard B. Attorney

JOURNAL ENTRIES

- CONFIRMATION OF COUNSEL (SANFT) ... REVOCATION OF PROBATION

Officer Thompson of Parole and Probation (P & P) present. Mr. Sanft confirmed as counsel. MATTER TRAILED for Mr. Sanft to speak with P & P. RECALLED. Mr. Sanft requested matter be continued two weeks in order to verify information with P & P. COURT SO ORDERED.

CUSTODY

CONTINUED TO: 1/15/2020 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 15, 2020

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

January 15, 2020 8:30 AM Revocation of Probation

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 16B

COURT CLERK: Tia Everett
 Jill Chambers

RECORDER: Trisha Garcia

REPORTER:

PARTIES

PRESENT:	Knight, Valentina Monee	Defendant
	Sanft, Michael W.	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney

JOURNAL ENTRIES

- P & P Specialist Kitzmiller of Parole and Probation (P & P) present. Kylie Kitzmiller and Defendant sworn and testified. Court FINDS Defendant in violation of probation and COURT ORDERED, in addition to \$148.51 in Extradition fees; PROBATION REVOKED; original sentence of a MINIMUM of FORTY-EIGHT (48) MONTHS and a MAXIMUM of ONE HUNDRED TWENTY (120) MONTHS in the Nevada Department of Corrections (NDC) IMPOSED with TWO HUNDRED NINETY-SIX (296) DAYS credit for time served.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 08, 2020

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

June 08, 2020 10:15 AM All Pending Motions

HEARD BY: Kephart, William D.

COURTROOM: RJC Courtroom 16B

COURT CLERK: Tia Everett

RECORDER: Christine Erickson

REPORTER:

PARTIES

PRESENT: Dunn, Ann Marie Attorney
 Sanft, Michael W. Attorney
 State of Nevada Plaintiff

JOURNAL ENTRIES

- DEFENDANT'S MOTION TO AMEND JUDGMENT OF CONVICTION:

Court noted Defendant not present and in custody with the Nevada Department of Corrections. COURT ORDERED, Motion to Amend Judgment DENIED as Defendant has provided no legal authority to support the motion.

DEFENDANT'S MOTION TO WITHDRAW COUNSEL:

COURT ORDERED, Motion to Withdraw Counsel shall be GRANTED and Mr. Sanft to forward a copy of the file to Defendant.

DEFENDANT'S MOTION FOR APPOINTMENT OF COUNSEL:

PRINT DATE: 10/15/2021

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Minutes Date: September 09, 2015

C-15-309123-2

COURT ORDERED, Motion for Appointment of Counsel shall be DENIED as Defendant is not entitled to counsel at this point.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 23, 2021

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

June 23, 2021 8:30 AM Motion

HEARD BY: Trujillo, Monica

COURTROOM: RJC Courtroom 11C

COURT CLERK: Grecia Snow

RECORDER: Deloris Scott

REPORTER:

PARTIES

PRESENT:	Olifant, Scott B.	Attorney
	State of Nevada	Plaintiff
	Waters, Steven L	Attorney

JOURNAL ENTRIES

- Upon Court's inquiry, Mr. Waters indicated they were not served and would like some time to respond to the Motion. COURT ORDERED, State's Opposition DUE 8/4/21; Deft's Reply DUE 8/11/21; matter CONTINUED.

NDC

8/18/21 8:30 AM - MOTION TO CORRECT AN ILLEGAL SENTENCE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 02, 2021

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

August 02, 2021 8:30 AM Motion

HEARD BY: Trujillo, Monica

COURTROOM: RJC Courtroom 11C

COURT CLERK: Grecia Snow

RECORDER: Rebeca Gomez

REPORTER:

PARTIES

PRESENT: State of Nevada Plaintiff
 Zadrowski, Bernard B. Attorney

JOURNAL ENTRIES

- COURT ORDERED, matter OFF CALENDAR.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Valentina knight #1228728, 4370 Smiley Rd, Las Vegas NV 89115. 8/19/21 gs

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 18, 2021

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

August 18, 2021 8:30 AM All Pending Motions

HEARD BY: Trujillo, Monica

COURTROOM: RJC Courtroom 11C

COURT CLERK: Grecia Snow

RECORDER: Rebeca Gomez

REPORTER:

PARTIES

PRESENT: Olifant, Scott B. Attorney
 State of Nevada Plaintiff
 Thomas, Morgan B.A. Attorney

JOURNAL ENTRIES

- MOTION TO CORRECT AN ILLEGAL SENTENCE...MOTION TO AMEND JUDGMENT OF CONVICTION TO INCLUDE JAIL TIME CREDITS

Mr. Olifant argued the restitution did not meet the threshold of the felony statute under which Deft. was sentenced and there was a factual error in the Guilty Plea Agreement. State submitted on the Reply. Court FINDS the sentence was lawful and did not have jurisdiction, therefore, ORDERED, Motion to Correct an Illegal Sentence DENIED WITHOUT PREJUDICE if Deft. were to provide new information indicating the plea was not fictional. State to prepare the Order.

Ms. Thomas requested a 30 day continuance to confirm with the appellant division whether they would respond to the Motion to Amend. COURT FURTHER ORDERED, Motion to Amend CONTINUED.

NDC

9/15/21 8:30 AM - MOTION TO AMEND JUDGMENT OF CONVICTION TO INCLUDE JAIL TIME

PRINT DATE: 10/15/2021

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Minutes Date: September 09, 2015

C-15-309123-2

CREDITS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 08, 2021

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

September 08, 2021 8:30 AM Motion

HEARD BY: Trujillo, Monica

COURTROOM: RJC Courtroom 11C

COURT CLERK: Grecia Snow

RECORDER: Rebeca Gomez

REPORTER:

PARTIES

PRESENT: State of Nevada Plaintiff
 Thomas, Morgan B.A. Attorney

JOURNAL ENTRIES

- Defendant not present; in custody of the Nevada Department of Corrections.

COURT ORDERED, Motion to Issue Transport Order DENIED. Ms. Thomas to prepare the Order.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 15, 2021

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

**September 15, 2021 8:30 AM Motion to Amend
Judgment**

HEARD BY: Trujillo, Monica

COURTROOM: RJC Courtroom 11C

COURT CLERK: Grecia Snow

RECORDER: Rebeca Gomez

REPORTER:

PARTIES

PRESENT: State of Nevada Plaintiff
 Zadrowski, Bernard B. Attorney

JOURNAL ENTRIES

- Defendant not present; in custody of the Nevada Department of Corrections.

Court stated this matter is on for a Motion regarding jail time credit and, ORDERED, Motion TRANSFERRED to Department 24 and SET a status check regarding Motion.

NDC

12/15/21 8:30 AM STATUS CHECK: MOTION REASSIGNMENT

CLERK'S NOTE: The above minutes were prepared by Court Clerk Carolyn Jackson from the JAVS audio recording. //cj 09/24/21

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 20, 2021

C-15-309123-2 State of Nevada
 vs
 Valentina Knight

**September 20, 2021 8:30 AM Motion to Amend
Judgment**

HEARD BY: Trujillo, Monica

COURTROOM: RJC Courtroom 11C

COURT CLERK: Grecia Snow

RECORDER: Trisha Garcia

REPORTER:

PARTIES

PRESENT: Olifant, Scott B. Attorney
 State of Nevada Plaintiff
 Waters, Steven L Attorney

JOURNAL ENTRIES

- Mr. Olifant advised he had discussions with Mr. Zadrowski and there might be a resolution; however he would need to speak with Mr. Zadrowski. Mr. Waters indicated there might be an amended guilty plea agreement filed; requested a one week continuance. COURT ORDERED, matter CONTINUED. State to prepare Transport Order.

NDC

10/4/21 8:30 AM - MOTION TO AMEND JUDGMENT OF CONVICTION TO INCLUDE JAIL TIME CREDITS

Certification of Copy and Transmittal of Record

State of Nevada }
County of Clark } SS:

Pursuant to the Supreme Court order dated October 12, 2021, I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, do hereby certify that the foregoing is a true, full and correct copy of the complete trial court record for the case referenced below. The record comprises three volumes with pages numbered 1 through 529.

STATE OF NEVADA,

Plaintiff(s),

vs.

VALENTINA MONEE KNIGHT,

Defendant(s),

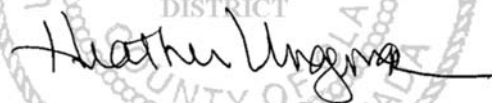
Case No: C-15-309123-2

Dept. No: III

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 15 day of October 2021.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk