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

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6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**
7 **STATE OF NEVADA IN AND FOR**
8 **THE COUNTY OF CLARK**

9
10 THE STATE OF NEVADA,

11 Plaintiff,

12 vs.

13 APRIL PARKS,

14 Defendant,

Case No: C-17-321808-1
related case A-19-807564-W
Dept No: XI

15
16
17 **NOTICE OF APPEAL**

18 Notice is hereby given that the Defendant above named, hereby appeals to the Supreme
19 Court of Nevada from the Judgment of Conviction (Plea of Guilty- Alford) entered in this action
20 on January 10, 2019 and the Amended Judgment of Conviction (Plea of Guilty- Alford) entered in
21 this action on February 4, 2019.

22 STEVEN D. GRIERSON, CLERK OF THE COURT

23
24 /s/ Heather Ungermann

25 Heather Ungermann, Deputy Clerk

26 CERTIFICATE OF E-SERVICE / MAILING

27 I hereby certify that on this 22 day of April 2022, I served a copy of this Notice of Entry on the following:

28 ☒ By e-mail:

Clark County District Attorney's Office

Attorney General's Office – Appellate Division-

☒ The United States mail addressed as follows:

April Parks # 1210454

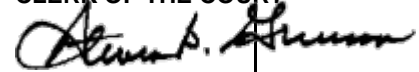
4370 Smiley Rd.

Las Vegas, NV 89115

☒ This appeal was electronically submitted to the Clerk of the Supreme Court.

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk



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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 APRIL PARKS,

14 Defendant(s),
15

Case No: C-17-321808-1

Related Case A-19-807564-W

Dept No: XI

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): April Parks

20 2. Judge: Tierra Jons

21 3. Appellant(s): April Parks

22 Counsel:

23 April Parks #1210454
24 4370 Smiley Rd.
Las Vegas, NV 89115

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: Yes

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: March 8, 2017

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

Type of Judgment or Order Being Appealed: Judgment of Conviction

11. Previous Appeal: No

Supreme Court Docket Number(s): N/A

12. Child Custody or Visitation: N/A

Dated This 22 day of April 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: April Parks

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. C-17-321808-1**

State of Nevada
vs
April Parks

§
§
§
§
§
§
§
§

Location: **Department 11**
Judicial Officer: **Roohani, Ellie**
Filed on: **03/08/2017**
Case Number History:
Cross-Reference Case Number: **C321808**
Defendant's Scope ID #: **1571645**
Grand Jury Case Number: **16AGJ151A**
ITAG Case ID: **1870296**

CASE INFORMATION

Offense		Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor	
1.	EXPLOITATION OF AN OLDER/VULNERABLE PERSON	200.5099.3c	F	12/21/2011	Case Status:	01/10/2019	Closed
	<i>Filed As:</i> RACKETEERING	F	3/8/2017				
	Arrest: 03/08/2017						
2.	EXPLOITATION OF AN OLDER/VULNERABLE PERSON	200.5099.3c	F	12/21/2011			
	<i>Filed As:</i> THEFT	F	3/8/2017				
3.	THEFT	205.0835.4	F	12/21/2011			
4.	THEFT	205.0835.4	F	12/21/2011			
5.	PERJURY	199.120	F	12/21/2011			
	<i>Filed As:</i> THEFT	F	3/8/2017				
6.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
7.	THEFT	205.0835.4	F	12/21/2011			
8.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
9.	THEFT	205.0835.4	F	12/21/2011			
10.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
11.	THEFT	205.0835.4	F	12/21/2011			
12.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
13.	THEFT	205.0835.4	F	12/21/2011			
14.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
15.	THEFT	205.0835.4	F	12/21/2011			
16.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
17.	THEFT	205.0835.4	F	12/21/2011			
18.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
19.	THEFT	205.0835.4	F	12/21/2011			
20.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
21.	THEFT	205.0835.4	F	12/21/2011			
22.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
23.	THEFT	205.0835.3	F	12/21/2011			
24.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
25.	THEFT	205.0835.3	F	12/21/2011			
26.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
27.	THEFT	205.0835.4	F	12/21/2011			
28.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
29.	THEFT	205.0835.3	F	12/21/2011			
30.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
31.	THEFT	205.0835.4	F	12/21/2011			
32.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
33.	THEFT	205.0835.4	F	12/21/2011			
34.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
35.	THEFT	205.0835.4	F	12/21/2011			
36.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011			
37.	THEFT	205.0835.4	F	12/21/2011			

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-17-321808-1

38.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
39.	THEFT	205.0835.4	F	12/21/2011
40.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
41.	THEFT	205.0835.4	F	12/21/2011
42.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
43.	THEFT	205.0835.4	F	12/21/2011
44.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
45.	THEFT	205.0835.4	F	12/21/2011
46.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
47.	THEFT	205.0835.3	F	12/21/2011
48.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
49.	THEFT	205.0835.3	F	12/21/2011
50.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
51.	THEFT	205.0835.4	F	12/21/2011
52.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
53.	THEFT	205.0835.4	F	12/21/2011
54.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
55.	THEFT	205.0835.4	F	12/21/2011
56.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
57.	THEFT	205.0835.4	F	12/21/2011
58.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
59.	THEFT	205.0835.4	F	12/21/2011
60.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
61.	THEFT	205.0835.4	F	12/21/2011
62.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
63.	THEFT	205.0835.4	F	12/21/2011
64.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
65.	THEFT	205.0835.4	F	12/21/2011
66.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
67.	THEFT	205.0835.3	F	12/21/2011
68.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
69.	THEFT	205.0835.4	F	12/21/2011
70.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
71.	THEFT	205.0835.4	F	12/21/2011
72.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
73.	THEFT	205.0835.3	F	12/21/2011
74.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
75.	THEFT	205.0835.3	F	12/21/2011
76.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
77.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
78.	THEFT	205.0835.4	F	12/21/2011
79.	EXPLOITATION OF AN OLDER PERSON	200.5099.3c	F	12/21/2011
80.	THEFT	205.0835.4	F	12/21/2011
81.	THEFT	205.0835.3	F	12/21/2011
82.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
83.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
84.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
85.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
86.	OFFERING FALSE INSTRUMENT FOR	239.330	F	12/21/2011

CASE SUMMARY**CASE No. C-17-321808-1**

	FILING OR RECORD			
87.	PERJURY	199.120	F	12/21/2011
89.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
90.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
91.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
92.	PERJURY	199.120	F	12/21/2011
94.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
95.	PERJURY	199.120	F	12/21/2011
97.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
98.	PERJURY	199.120	F	12/21/2011
100.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
101.	PERJURY	199.120	F	12/21/2011
103.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
104.	PERJURY	199.120	F	12/21/2011
106.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
107.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
108.	PERJURY	199.120	F	12/21/2011
110.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
111.	PERJURY	199.120	F	12/21/2011
113.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
114.	PERJURY	199.120	F	12/21/2011
116.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
117.	PERJURY	199.120	F	12/21/2011
119.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
120.	PERJURY	199.120	F	12/21/2011
122.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
123.	PERJURY	199.120	F	12/21/2011
125.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
126.	PERJURY	199.120	F	12/21/2011
128.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
129.	PERJURY	199.120	F	12/21/2011
131.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
132.	PERJURY	199.120	F	12/21/2011
134.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
135.	PERJURY	199.120	F	12/21/2011
137.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
138.	PERJURY	199.120	F	12/21/2011
140.	OFFERING FALSE INSTRUMENT FOR	239.330	F	12/21/2011

CASE SUMMARY**CASE No. C-17-321808-1**

	FILING OR RECORD			
141.	PERJURY	199.120	F	12/21/2011
143.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
144.	PERJURY	199.120	F	12/21/2011
146.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
147.	PERJURY	199.120	F	12/21/2011
149.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
150.	PERJURY	199.120	F	12/21/2011
152.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
153.	PERJURY	199.120	F	12/21/2011
155.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
156.	PERJURY	199.120	F	08/20/2014
158.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
159.	PERJURY	199.120	F	12/21/2011
161.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
162.	PERJURY	199.120	F	12/21/2011
164.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
165.	PERJURY	199.120	F	12/21/2011
167.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
168.	PERJURY	199.120	F	12/21/2011
170.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
171.	PERJURY	199.120	F	12/21/2011
173.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
174.	PERJURY	199.120	F	12/21/2011
176.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
177.	PERJURY	199.120	F	12/21/2011
179.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
180.	PERJURY	199.120	F	12/21/2011
182.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
183.	PERJURY	199.120	F	12/21/2011
185.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
186.	PERJURY	199.120	F	12/21/2011
188.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
189.	PERJURY	199.120	F	12/21/2011
191.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
192.	PERJURY	199.120	F	12/21/2011
194.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
195.	PERJURY	199.120	F	12/21/2011

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-17-321808-1

197.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
198.	PERJURY	199.120	F	12/21/2011
200.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
201.	PERJURY	199.120	F	12/21/2011
203.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
204.	PERJURY	199.120	F	12/21/2011
206.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
207.	PERJURY	199.120	F	12/21/2011
209.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
210.	PERJURY	199.120	F	12/21/2011
212.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
213.	PERJURY	199.120	F	12/21/2011
215.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
216.	PERJURY	199.120	F	12/21/2011
218.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
219.	PERJURY	199.120	F	12/21/2011
221.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
222.	PERJURY	199.120	F	12/21/2011
224.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
225.	PERJURY	199.120	F	12/21/2011
227.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
228.	PERJURY	199.120	F	12/21/2011
230.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
231.	PERJURY	199.120	F	12/21/2011
233.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
234.	PERJURY	199.120	F	12/21/2011
236.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
237.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
238.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
239.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
240.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
241.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
242.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
243.	PERJURY	199.120	F	12/21/2011
245.	OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
246.	PERJURY	199.120	F	12/21/2011

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. C-17-321808-1**

248. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
249. PERJURY	199.120	F	12/21/2011
251. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
252. PERJURY	199.120	F	12/21/2011
254. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
255. PERJURY	199.120	F	12/21/2011
257. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
258. PERJURY	199.120	F	12/21/2011
260. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
261. PERJURY	199.120	F	12/21/2011
263. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
264. PERJURY	199.120	F	12/21/2011
266. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
267. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011
268. PERJURY	199.120	F	12/21/2011
270. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD	239.330	F	12/21/2011

Related Cases

A-19-807564-W (Writ Related Case)
 C-17-321808-2 (Multi-Defendant Case)
 C-17-321808-3 (Multi-Defendant Case)
 C-17-321808-4 (Multi-Defendant Case)

Statistical Closures

01/10/2019 Guilty Plea with Sentence (before trial) (CR)

Warrants

Indictment Warrant - Parks, April (Judicial Officer: Togliatti, Jennifer)
 04/11/2017 2:51 PM Returned - Served
 03/08/2017 11:45 AM Active
 Hold Without Bond

DATE		CASE ASSIGNMENT		
	<div><div>Current Case Assignment</div><div>Case Number Court Date Assigned Judicial Officer</div><div>C-17-321808-1 Department 11 01/18/2022 Roohani, Ellie</div></div>			
PARTY INFORMATION				
Defendant	Parks, April	Lead Attorneys Pro Se		
Plaintiff	State of Nevada	Wolfson, Steven B 702-671-2700(W)		
DATE		EVENTS & ORDERS OF THE COURT		INDEX

CASE SUMMARY
CASE NO. C-17-321808-1

EVENTS

03/08/2017	 Indictment <i>[1] Indictment</i>	In #1
03/08/2017	 Warrant <i>[2] Indictment Warrant</i>	In #2
03/08/2017	 Ex Parte Motion <i>[3] Ex Parte Motion on Bail</i>	In #3
03/08/2017	 Media Request and Order <i>[4] Media Request and Order Allowing Camera Access to Court Proceedings</i>	In #4
03/13/2017	 Transcript of Proceedings <i>[9] Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 6, February 14, 2017</i>	In #5
03/13/2017	 Transcript of Proceedings <i>[10] Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 7-A, February 21, 2017</i>	In #1
03/13/2017	 Transcript of Proceedings <i>[11] Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 8, February 28, 2017</i>	In #1
03/13/2017	 Reporters Transcript <i>[12] Reporter's Transcript of Proceedings - Grand Jury - Hearing - Volume 5 - January 24, 2017</i>	In #1
03/13/2017	 Transcript of Proceedings <i>[5] Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 1, December 6, 2016</i>	In #5
03/13/2017	 Transcript of Proceedings <i>[6] Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 3, January 10, 2017</i>	In #6
03/13/2017	 Transcript of Proceedings <i>[7] Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 2, December 13, 2016</i>	In #7
03/13/2017	 Transcript of Proceedings <i>[8] Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 4, January 17, 2017</i>	In #8
03/14/2017	 Transcript of Proceedings <i>[13] Reporter's Transcript of Proceedings, Grand Jury Hearing, Volume 9, March 7, 2017</i>	In #1
03/15/2017	 Reporters Transcript <i>[14] Reporter's Transcript of Proceedings - Grand Jury - Hearing - Volume 7-B - February 21, 2017</i>	In #1
04/06/2017	 Indictment Warrant Return <i>[15]</i>	In #1

CASE SUMMARY










CASE NO. C-17-321808-1

04/11/2017	 Media Request and Order <i>[18] Media Request And Order Allowing Camera Access To Court Proceedings... KLAS</i>	In #1
04/11/2017	 Media Request and Order <i>[16] Media Request And Order Allowing Camera Access To Court Proceedings... KTNV</i>	In #1
04/11/2017	 Media Request and Order <i>[19] Media Request And Order Allowing Camera Access To Court Proceedings... Vegas Voice</i>	In #1
04/11/2017	 Media Request and Order <i>[17] Media Request And Order Allowing Camera Access To Court Proceedings... GUARDIANS DOCUMENTARY PRODUCTIONS</i>	In #1
04/19/2017	 Media Request and Order <i>[20] Media Request And Order Allowing Camera Access To Court Proceedings</i>	In #2
04/20/2017	 Petition for Writ of Habeas Corpus <i>[21] Defendant April Marks' Motion for Extension of Time to File Petition for Writ of Habeas Corpus (Pretrial)</i>	In #2
05/22/2017	Administrative Reassignment - Judicial Officer Change <i>From Judge Jessie Walsh to Judge Tierra Jones</i>	
06/29/2017	 Stipulation and Order Filed by: Defendant Parks, April <i>[22] Stipulation and Order for Extension of Time to File a Petition for a Writ of Habeas Corpus (Pretrial)</i>	In #2
08/24/2017	 Notice of Witnesses and/or Expert Witnesses Filed By: Plaintiff State of Nevada <i>[23] State's Notice of Witnesses</i>	In #2
08/24/2017	 Notice of Witnesses and/or Expert Witnesses Filed By: Plaintiff State of Nevada <i>[24] State's Notice of Expert Witnesses</i>	In #2
09/06/2017	 Motion to Quash <i>[25] Motion to Quash Subpoena or in the Alternative, Limit Scope of Testimony on Order Shortening Time</i>	In #2
09/07/2017	 Receipt of Copy <i>[26] Receipt of Copy</i>	In #2
09/07/2017	 Receipt of Copy <i>[27] Receipt of Copy</i>	In #2
09/26/2017	 Supplemental Witness List Filed by: Plaintiff State of Nevada <i>[28] State's Supplemental Notice of Expert Witnesses</i>	In #2
09/29/2017	 Order	In #2

CASE SUMMARY
CASE NO. C-17-321808-1

	<p>Filed By: Plaintiff State of Nevada <i>[29] Order Agreeing not to Notice Hearing Master Jon Norheim and District Court Judge Charles Hoskin as Expert Witnesses for Trial, Simply Lay Witnesses</i></p>	
03/28/2018	<p> Joinder Filed By: Defendant Parks, April <i>[30] Defendant April Parks's Joinder to Defendant Mark Simmons's Motion to Continue Trial</i></p>	<p><i>In</i> <i>#:</i></p>
05/07/2018	<p> Order Filed By: Defendant Parks, April <i>[31] Order for Contact Visit Involving Defendants Parks, Taylor and Their Counsel</i></p>	<p><i>In</i> <i>#:</i></p>
11/05/2018	<p> Amended Indictment <i>[32] Amended Indictment</i></p>	<p><i>In</i> <i>#:</i></p>
11/05/2018	<p> Guilty Plea Agreement <i>[33] Guilty Plea Agreement Pursuant to Alford</i></p>	<p><i>In</i> <i>#:</i></p>
12/11/2018	<p> PSI <i>[34]</i></p>	<p><i>In</i> <i>#:</i></p>
12/28/2018	<p> Memorandum Filed By: Plaintiff State of Nevada <i>[35] Sentencing Memorandum</i></p>	<p><i>In</i> <i>#:</i></p>
12/31/2018	<p> Media Request and Order <i>[36] Media Request And Order Allowing Camera Access To Court Proceedings</i></p>	<p><i>In</i> <i>#:</i></p>
01/02/2019	<p> Memorandum Filed By: Defendant Parks, April <i>[37] Defendant April Parks's Sentencing Memorandum</i></p>	<p><i>In</i> <i>#:</i></p>
01/10/2019	<p> Judgment of Conviction <i>[38] Judgment of Conviction (Plea of Guilty)</i></p>	<p><i>In</i> <i>#:</i></p>
02/04/2019	<p> Amended Judgment of Conviction <i>[39] Amended Judgment of Conviction (Plea of Guilty-Alford)</i></p>	<p><i>In</i> <i>#:</i></p>
03/06/2019	<p> Motion to Withdraw As Counsel Filed By: Defendant Parks, April <i>[40] Motion for Withdrawal of Anthony M. Goldstein, Esq.</i></p>	<p><i>In</i> <i>#:</i></p>
03/11/2019	<p> Clerk's Notice of Hearing <i>[43] Clerk's Notice of Hearing</i></p>	<p><i>In</i> <i>#:</i></p>
03/25/2019	<p> Withdrawal of Attorney Filed by: Defendant Parks, April <i>[44] Order of Withdrawal of Anthony M. Goldstein, Esq.</i></p>	<p><i>In</i> <i>#:</i></p>

CASE SUMMARY
CASE NO. C-17-321808-1

07/24/2019	 Notice of Hearing <i>[45] Notice of Hearing</i>	<i>In #4</i>
10/15/2019	 Motion Filed By: Defendant Parks, April <i>[46] Motion for Return of Non- Evidential Seized Personal Property</i>	<i>In #4</i>
10/15/2019	 Motion Filed By: Defendant Parks, April <i>[47] Motion for Return of Seized Personal Property</i>	<i>In #4</i>
10/21/2019	 Ex Parte Order Filed By: Defendant Parks, April <i>[48] Ex Parte Order for Transcripts at State's Expense</i>	<i>In #4</i>
12/06/2019	 Transcript of Proceedings Party: Defendant Parks, April <i>[49] Recorder's Transcript of Proceedings re Sentencing - Friday, January 4, 2019</i>	<i>In #4</i>
01/30/2020	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>[50] Order Denying Motion</i>	<i>In #4</i>
08/10/2020	 Transcript of Proceedings Party: Defendant Parks, April <i>[51] Recorder's Transcript of Proceedings re Sentencing - Friday, October 5, 2018</i>	<i>In #4</i>
01/18/2022	Case Reassigned to Department 11 <i>From Judge Tierra Jones to Judge Ellie Roohani</i>	
04/22/2022	 Notice of Appeal (Criminal) <i>Notice of Appeal</i>	<i>In #4</i>
04/22/2022	 Case Appeal Statement <i>Case Appeal Statement</i>	<i>In #4</i>
	<u>DISPOSITIONS</u>	
11/05/2018	Disposition (Judicial Officer: Jones, Tierra) 6. EXPLOITATION OF AN OLDER PERSON Amended Information Filed/Charges Not Addressed PCN: Sequence: 7. THEFT Amended Information Filed/Charges Not Addressed PCN: Sequence: 8. EXPLOITATION OF AN OLDER PERSON Amended Information Filed/Charges Not Addressed PCN: Sequence: 9. THEFT Amended Information Filed/Charges Not Addressed PCN: Sequence:	

CASE SUMMARY
CASE NO. C-17-321808-1

10. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
11. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
12. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
13. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
14. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
15. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
16. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
17. THEFT
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PCN: Sequence:
18. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
19. THEFT
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PCN: Sequence:
20. EXPLOITATION OF AN OLDER PERSON
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PCN: Sequence:
21. THEFT
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PCN: Sequence:
22. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
23. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
24. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
25. THEFT

CASE SUMMARY
CASE NO. C-17-321808-1

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

26. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

27. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

28. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

29. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

30. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

31. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

32. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

33. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

34. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

35. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

36. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

37. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

38. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

39. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

40. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

CASE SUMMARY
CASE NO. C-17-321808-1

41. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
42. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
43. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
44. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
45. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
46. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
47. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
48. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
49. THEFT
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PCN: Sequence:
50. EXPLOITATION OF AN OLDER PERSON
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PCN: Sequence:
51. THEFT
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PCN: Sequence:
52. EXPLOITATION OF AN OLDER PERSON
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53. THEFT
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PCN: Sequence:
54. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
55. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
56. EXPLOITATION OF AN OLDER PERSON

CASE SUMMARY
CASE NO. C-17-321808-1

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

57. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

58. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

59. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

60. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

61. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

62. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

63. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

64. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

65. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

66. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

67. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

68. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

69. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

70. EXPLOITATION OF AN OLDER PERSON

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

71. THEFT

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

CASE SUMMARY
CASE NO. C-17-321808-1

72. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
73. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
74. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
75. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
76. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
77. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
78. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
79. EXPLOITATION OF AN OLDER PERSON
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
80. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
81. THEFT
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
82. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
83. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
84. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
85. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
86. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
87. PERJURY

CASE SUMMARY
CASE NO. C-17-321808-1

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

89. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

90. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

91. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

92. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

94. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

95. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

97. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

98. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

100. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

101. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

103. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

104. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

106. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

107. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

108. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

CASE SUMMARY
CASE NO. C-17-321808-1

110. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
111. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
113. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
114. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
116. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
117. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
119. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
120. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
122. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
123. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
125. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
126. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
128. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
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PCN: Sequence:
129. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
131. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
132. PERJURY

CASE SUMMARY
CASE NO. C-17-321808-1

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

134. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

135. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

137. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

138. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

140. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

141. PERJURY

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PCN: Sequence:

143. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

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PCN: Sequence:

144. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

146. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

147. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

149. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

150. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

152. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

153. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

155. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

CASE SUMMARY
CASE NO. C-17-321808-1

156. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
158. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
159. PERJURY
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PCN: Sequence:
161. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
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PCN: Sequence:
162. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
164. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
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PCN: Sequence:
165. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
167. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
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PCN: Sequence:
168. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
170. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
171. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
173. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
174. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
176. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
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PCN: Sequence:
177. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
179. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

CASE SUMMARY
CASE NO. C-17-321808-1

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

180. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

182. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

183. PERJURY

Amended Information Filed/Charges Not Addressed
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185. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

186. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

188. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

189. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

191. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

192. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

194. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

195. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

197. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

198. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

200. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

201. PERJURY

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

CASE SUMMARY
CASE NO. C-17-321808-1

203. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
204. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
206. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
207. PERJURY
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PCN: Sequence:
209. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
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PCN: Sequence:
210. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
212. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
213. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
215. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
216. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
218. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
219. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
221. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
222. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
224. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
225. PERJURY

CASE SUMMARY
CASE NO. C-17-321808-1

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

227. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

228. PERJURY

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

230. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

231. PERJURY

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

233. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

234. PERJURY

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

236. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

237. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

238. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

239. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

240. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

241. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

242. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

243. PERJURY

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

245. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

CASE SUMMARY
CASE NO. C-17-321808-1

246. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
248. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
249. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
251. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
252. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
254. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
255. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
257. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
258. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
260. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
261. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
263. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
264. PERJURY
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
266. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
267. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:
268. PERJURY

CASE SUMMARY
CASE NO. C-17-321808-1

Amended Information Filed/Charges Not Addressed
PCN: Sequence:

270. OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
Amended Information Filed/Charges Not Addressed
PCN: Sequence:

11/05/2018 **Plea** (Judicial Officer: Jones, Tierra)
1. EXPLOITATION OF AN OLDER/VULNERABLE PERSON
Guilty
PCN: Sequence:

2. EXPLOITATION OF AN OLDER PERSON
Guilty
PCN: Sequence:

3. THEFT
Guilty
PCN: Sequence:

4. THEFT
Guilty
PCN: Sequence:

5. PERJURY
Guilty
PCN: Sequence:

11/05/2018 **Disposition** (Judicial Officer: Jones, Tierra)
1. EXPLOITATION OF AN OLDER/VULNERABLE PERSON
Guilty
PCN: Sequence:

2. EXPLOITATION OF AN OLDER/VULNERABLE PERSON
Guilty
PCN: Sequence:

3. THEFT
Guilty
PCN: Sequence:

4. THEFT
Guilty
PCN: Sequence:

5. PERJURY
Guilty
PCN: Sequence:

01/04/2019 **Adult Adjudication** (Judicial Officer: Jones, Tierra)
1. EXPLOITATION OF AN OLDER/VULNERABLE PERSON
12/21/2011 (F) 200.5099.3c (DC50304)
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections
Term: Minimum:72 Months, Maximum:180 Months

01/04/2019 **Adult Adjudication** (Judicial Officer: Jones, Tierra)
2. EXPLOITATION OF AN OLDER/VULNERABLE PERSON

CASE SUMMARY**CASE NO. C-17-321808-1**

12/21/2011 (F) 200.5099.3c (DC50304)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:72 Months, Maximum:780 Months

Concurrent: Charge 1

01/04/2019 **Adult Adjudication** (Judicial Officer: Jones, Tierra)

3. THEFT

12/21/2011 (F) 205.0835.4 (DC55991)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:24 Months, Maximum:60 Months

Consecutive: Charge 2

01/04/2019 **Adult Adjudication** (Judicial Officer: Jones, Tierra)

4. THEFT

12/21/2011 (F) 205.0835.4 (DC55991)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:24 Months, Maximum:60 Months

Consecutive: Charge 3

01/04/2019 **Adult Adjudication** (Judicial Officer: Jones, Tierra)

5. PERJURY

12/21/2011 (F) 199.120 (DC52971)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:19 Months, Maximum:48 Months

Consecutive: Charge 3

Credit for Time Served: 668 Days

Other Fees

1. , \$559,205.32 Restitution, to named victims, as follows: \$3,820.14 to Clyde Bowman, \$5,134.40 to Delmond Foster, \$6,346.30 to Delores Smith, \$4,528.00 to Harold Lockwood, \$6,032.50 to James Poya, \$4,766.37, to Janice Mitchell, 5,766.75 to Juanita Graham, \$11,582.40 to Marlene Homer, \$2,705.39 to Mary Vitek, \$4,533.20 to Norbert Wilkening, \$167,204.49 to Dorothy Trumbich, \$1,413.60 to Adolfo Gonzalez, \$3,804.49 to Carolyn Rickenbaugh, \$2,830.50 to Gloria Schneringer, \$2,622.62 to Kenneth Edwards, \$5,806.97 to Roy Franklin, \$6,262.48 to Marilyn Scholl, \$10,708.45 to Marie Long, \$2,074.80 to Rennie North, \$5,563.60 to Patricia Smoak, \$2,016.30 to Rudy North, \$13,180.67 to Ruth Braslow, \$4,183.08 to Walter Wright, \$9,470.80 to William Brady, \$4,807.61 to William Flewellen, \$3,699.28 to Yoshiko Kindaichi, \$15,068.18 to Norman Weinstock, \$6,920.00 to Maria Cooper, \$4,290.00, to Kenneth Cristopherson, \$5,396.40 to Joseph Massa, \$2,497.20 to Blanca Ginorio, \$8,149.70 to Daniel Currie, \$4,311.20 to Rita Lamppa, \$895.00 to Barbara Neely, \$3,819.60 to Audrey Weber, \$32,006.72 to Baxter Burns, \$3,445.26 to Linda Phillips, \$4,807.61 to William Flewellen, \$25,278.57 to Mary Woods and/or John and Sally Den, Jointly and Severally with co-defts Simmons and Taylor,

Fee Totals:

Administrative	
Assessment Fee	25.00
\$25	
DNA Analysis Fee	150.00
\$150	
Genetic Marker	
Analysis AA Fee	3.00
\$3	

Fee Totals \$ 178.00

01/30/2019 **Amended Adult Adjudication** (Judicial Officer: Jones, Tierra) Reason: Amended

1. EXPLOITATION OF AN OLDER/VULNERABLE PERSON

12/21/2011 (F) 200.5099.3c (DC50304)

PCN: Sequence:

CASE SUMMARY**CASE NO. C-17-321808-1**

Sentenced to Nevada Dept. of Corrections
Term: Minimum:72 Months, Maximum:180 Months

01/30/2019 **Amended Adult Adjudication** (Judicial Officer: Jones, Tierra) Reason: Amended

5. PERJURY
12/21/2011 (F) 199.120 (DC52971)
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections
Term: Minimum:19 Months, Maximum:48 Months
Consecutive: Charge 3
Credit for Time Served: 668 Days

Other Fees

1. , \$559,205.32 Restitution, to named victims, as follows: \$3,820.14 to Clyde Bowman, \$5,134.40 to Delmond Foster, \$6,346.30 to Delores Smith, \$4,528.00 to Harold Lockwood, \$6,032.50 to James Poya, \$4,766.37, to Janice Mitchell, 5,766.75 to Juanita Graham, \$11,582.40 to Marlene Homer, \$2,705.39 to Mary Vitek, \$4,533.20 to Norbert Wilkening, \$167,204.49 to Dorothy Trumbich, \$1,413.60 to Adolfo Gonzalez, \$3,804.49 to Carolyn Rickenbaugh, \$2,830.50 to Gloria Schneringer, \$2,622.62 to Kenneth Edwards, \$5,806.97 to Roy Franklin, \$6,262.48 to Marilyn Scholl, \$10,708.45 to Marie Long, \$2,074.80 to Rennie North, \$5,563.60 to Patricia Smoak, \$2,016.30 to Rudy North, \$13,180.67 to Ruth Braslow, \$4,183.08 to Walter Wright, \$9,470.80 to William Brady, \$4,807.61 to William Flewellen(01/30/19 STRICKEN) \$3,699.28 to Yoshiko Kindaichi, \$15,068.18 to Norman Weinstock, \$6,920.00 to Maria Cooper, \$4,290.00, to Kenneth Cristopherson, \$5,396.40 to Joseph Massa, \$2,497.20 to Blanca Ginorio, \$8,149.70 to Daniel Currie, \$4,311.20 to Rita Lamppa, \$895.00 to Barbara Neely, \$3,819.60 to Audrey Weber, \$32,006.72 to Baxter Burns, \$3,445.26 to Linda Phillips, \$4,807.61 to William Flewellen, \$25,278.57 to Mary Woods and/or John and Sally Den, Jointly and Severally with co-defts Simmons and Taylor,

Fee Totals:

Administrative	
Assessment Fee	25.00
\$25	
DNA Analysis Fee	150.00
\$150	
Genetic Marker	
Analysis AA Fee	3.00
\$3	

Fee Totals \$ 178.00

Comment (01/30/19 - COURT ORDERED, second order of restitution as to William Flewellen, STRICKEN - new total of restitution is \$554,397.71 jointly and severally with co-defts in all cases)

HEARINGS

03/08/2017 **Grand Jury Indictment** (11:45 AM) (Judicial Officer: Togliatti, Jennifer)

MINUTES**Warrant**

03/08/2017 Inactive Indictment Warrant


Matter Heard;

03/08/2017 **Motion to Set Bail** (11:45 AM) (Judicial Officer: Togliatti, Jennifer)

Events: 03/08/2017 Ex Parte Motion

Ex Parte Motion on Bail

Matter Heard;

03/08/2017  **All Pending Motions** (11:45 AM) (Judicial Officer: Togliatti, Jennifer)

Matter Heard;

Journal Entry Details:

GRAND JURY INDICTMENT...EX PARTE MOTION ON BAIL Ex Parte Motion on Bail FILED IN OPEN COURT. Court noted media request submitted with no case number; the Court was notified via phone call, and as these proceedings are secret any media request would be entertained prior to the returns. COURT ORDERED, media request for KTNV Channel 13 GRANTED. Order signed and FILED IN OPEN COURT Paul Mortaloni, 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 16AGJ151A to the Court. COURT ORDERED, the Indictment may be filed and is assigned Case Number C-17-321808-1, Department X. State requested a warrant and argued bail in the amount of \$1 million cash or surety with a

CASE SUMMARY

CASE NO. C-17-321808-1

source hearing in advance of posting bail; Deft is not in custody. COURT ORDERED, NO BAIL INDICTMENT WARRANT ISSUED; once the warrant is returned the assigned trial judge should hear this matter for purposes of bail as quickly as possible and whether a source hearing should be conducted. COURT FURTHER ORDERED, Exhibits 1 - 16 to be lodged with the Clerk of the Court. I.W.;


04/10/2017  **Indictment Warrant Return** (8:30 AM) (Judicial Officer: Saitta, Nancy)

MINUTES

Plea Entered;

Journal Entry Details:

CONFERENCE AT BENCH. Upon Court's inquiry, Mr. Brower stated the Defendant does have a copy of the Indictment and further stated he will not be able to confirm as counsel on this case. Court advised new counsel will need to be appointed. DEFT. PARKS ARRAIGNED and PLED NOT GUILTY. Colloquy regarding appointment of counsel. Mr. Brower stated there may be a conflict with appointing counsel from the Public Defender's office, noting they are representing one of the Co-Defendants in this case. Further, counsel requested that a status check be set regarding the appointment of a new attorney. COURT ORDERED, matter SET for status check. CUSTODY 4/12/17 8:30 AM STATUS CHECK: APPOINTMENT OF COUNSEL;

04/12/2017  **Status Check** (8:30 AM) (Judicial Officer: Bonaventure, Joseph T.)

04/12/2017, 04/19/2017

STATUS CHECK: APPOINTMENT OF COUNSEL

Matter Continued;

Counsel Confirmed;

Journal Entry Details:


Mr. Goldstein advised there's no conflicts and confirmed as counsel. Upon Court's inquiry, deft. was arraigned previously. Further, deft. WAIVED the right to trial within 60 days. COURT ORDERED, trial date set on the date given. CUSTODY 09/11/17 8:30 A.M. CALENDAR CALL 09/18/17 1:00 P.M JURY TRIAL;

Matter Continued;

Counsel Confirmed;

Journal Entry Details:

Mr. Goldstein informed the Court Mr. Christiansen contacted his office to represent Deft; Mr. Goldstein requested a continuance before he can accept confirmation as counsel to run a conflict check and review all of the Discovery that has been provided by the State. The Court noted Deft may need to be rearraigned on this matter as well. Parties noted there is a co-Deft that will be on calendar on Monday as well. Mr. Goldstein stated he may not be prepared that soon and requested the additional time to prepare. COURT ORDERED, MATTER CONTINUED. CUSTODY (COC) 4-19-17 8:30 AM CONFIRMATION OF COUNSEL/ARRAIGNMENT (DEPT. X);

05/15/2017  **Petition for Writ of Habeas Corpus** (8:30 AM) (Judicial Officer: Bonaventure, Joseph T.)


Defendant April Marks' Motion for Extension of Time to File Petition for Writ of Habeas Corpus (Pretrial)

Granted;

Journal Entry Details:

There being no opposition, COURT ORDERED, Defendant April Marks' Motion for Extension of Time to File Petition for Writ of Habeas Corpus (Pretrial), GRANTED. Counsel advised the State agreed to a deadline of 6-30-17. Court so noted. CUSTODY (COC);

09/11/2017 **Calendar Call** (8:30 AM) (Judicial Officer: Jones, Tierra)

09/11/2017  **Motion to Quash** (8:30 AM) (Judicial Officer: Jones, Tierra)

09/11/2017, 09/25/2017

Eighth Judicial District Court's Motion to Quash Subpoena or in the Alternative, Limit Scope of Testimony on Order Shortening Time

Continued;

Off Calendar;

Journal Entry Details:

APPEARANCES CONTINUED: Mr. Forman Esq., present on behalf of the Eighth Judicial District Court. Ms. Waldo Esq., on behalf of co-deft. Taylor. Mr. Terry Esq., not present on behalf of co-deft. Simpson. Ms. Border Esq., not present on behalf of co-deft. Simmons. Mr. Raman advised they met with counsel for the Eighth Judicial District Court, and they agreed to strike expert notice on Hearing Master Norheim, and Judge Hoskin. Further, as to the rest of the motion, counsel will try to limit the scope of what Hearing Master Norheim testifies to, and there's no immediacy, since the trial is sometime next year. Court so noted and ORDERED, matter OFF CALENDAR. CUSTODY (COC) -

PARKS ;

Continued;

CASE SUMMARY

CASE NO. C-17-321808-1

Off Calendar;

09/11/2017



All Pending Motions (8:30 AM) (Judicial Officer: Jones, Tierra)

Matter Heard;

Journal Entry Details:

Eighth Judicial District Court's Motion to Quash Subpoena or in the Alternative Limit the Scope of Testimony....Calendar Call APPEARANCES CONTINUED: Mr. Foreman Esq., present on behalf of the Eighth Judicial District Court. Ms. Gregory Esq., on behalf of co-def. Taylor. Mr. Terry Esq., present on behalf of co-def. Simpson. Ms. Border Esq., present on behalf of co-def. Simmons. Court noted it did not received an opposition. Upon Court's inquiry, Mr. Raman advised they have been in contact with Mr. Foreman and they are going to see if they can fashion some remedy. Mr. Foreman stated no opposition to a continuance. COURT ORDERED, As to the Eighth Judicial District Court's Motion to Quash Subpoena or in the Alternative Limit the Scope of Testimony, CONTINUED to the date given. Mr. Terry advised each of the defense attorneys' are going to request a trial continuance. Further, counsel requested to vacate the Writ as to co-def. Simpson, as they have given the State an open extension to file a response. Further, counsel will re-calendar the matter. COURT SO ORDERED. Upon Court's inquiry, co-def. Simpson, previously waived. As to co-def. Taylor, Ms. Gregory advised they will be requesting a continuance and deft. previously waived. As to deft. Parks, Mr. Goldstein advised deft. waived with a previous attorney and counsel will be requesting a continuance. Colloquy regarding trial schedule. Conference at the bench. COURT ORDERED, trial date VACATED and RE-SET on the date given. FURTHER COURT ORDERED, matter set for status check on the date given. CUSTODY (ALL) 09/25/17 8:30 A.M. Eighth Judicial District Court's Motion to Quash Subpoena or in the Alternative Limit the Scope of Testimony (Taylor, Simpson, Simmons, Parks) 12/06/17 8:30 A.M. STATUS CHECK (Taylor, Simpson, Simmons, Parks) 04/30/18 8:30 A.M. CALENDAR CALL (Taylor, Simpson, Simmons, Parks) 05/07/18 10:30 A.M. JURY TRIAL (Taylor, Simpson, Simmons, Parks) ;

09/18/2017

CANCELED Jury Trial (10:30 AM) (Judicial Officer: Jones, Tierra)

Vacated

12/06/2017



Status Check (8:30 AM) (Judicial Officer: Jones, Tierra)

12/06/2017, 02/05/2018

Status Check: Negotiations / Trial Readiness

Matter Continued;

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Ms. Border. present for co-def. Simmons, Ms. Waldo present for co-def. Taylor, Mr. Terry present for co-def. Simpson. Upon Court's inquiry, Mr. Goldstein advised at the last hearing counsel advised they received Marcum notice. Court noted this Court is not going to wait to see if the DA is actually going to indict on the second case. Mr. Goldstein advised the May trial is not likely as a massive amount of investigation needs to be done, and there are 150 plus witnesses. Mr. Terry advised co-def. Simpson is charged with two counts and they have a Writ that is pending, however he indicated to the State not to answer that in anticipation of further discussions with them. Further, counsel anticipates a motion to sever, and counsel is otherwise ready to proceed to trial. Ms. Border advised she does have a motion to sever on calendar for 2-12-18. Further, counsel was going to ask to push that out further, for the State to respond. Ms. Waldo advised she intends to be ready. Court noted its not going to vacate the trial date. Court directed counsel to get together on the motion to sever and do a stip and order, and that will vacate the 2-12-18 date. COURT ORDERED, matter set for status check on trial readiness on the date given. CUSTODY SIMMONS, TAYLOR, PARKS NIC SIMPSON 03/05/18 8:30 A.M. STATUS CHECK: TRIAL READINESS (ALL) ;

Matter Continued;

Matter Heard;

Journal Entry Details:

Mr. Goldstein advised he received Marcum notice in October and has been waiting to see if there will be any new charges. Mr. Westmeyer advised he anticipates being ready for trial in May. Mr. Goldstein advised it is unlikely he will be ready for trial in May due to the complexity of the case. Court advised all parties to continue going forward with trial preparation. COURT ORDERED, matter CONTINUED. CUSTODY (COC) CONTINUED TO: 2/5/18 8:30 AM;

03/05/2018



Status Check (8:30 AM) (Judicial Officer: Jones, Tierra)

Status Check: Negotiations / Trial Readiness

Matter Heard;


Journal Entry Details:

APPEARANCES CONTINUED: Ms. Border. present for co-def. Simmons, Ms. Waldo present for co-def. Taylor, Ms. Athmann-Marcoux standing in for Mr. Terry on behalf of co-def. Simpson. Mr. Goldstein advised new case set for trial on 9-17-18 and requested to have this trial trail the other one. Ms. Waldo advised co-def. Taylor was not indicted on the other case and she anticipates ready for the May trial date. Ms. Border joined Mr. Goldstein's requested to continue. Ms. Athmann-Marcoux advised co-def. Simpson would prefer the May date. Mr. Raman advised the State is

CASE SUMMARY

CASE NO. C-17-321808-1

flexible and he can accommodate either setting. Further there's a motion to sever next week and the State filed an opposition. Court noted the motion to sever is for deft. Simmons, and ORDERED, trial date STANDS. Counsel can file whatever they need to file following the Court's ruling on the motion to sever. CUSTODY SIMMONS, TAYLOR, PARKS NIC SIMPSON ;

04/16/2018  **Status Check** (8:30 AM) (Judicial Officer: Jones, Tierra)

Status Check: Trial Setting

Trial Date Set;

Journal Entry Details:

Anthony Goldstein, Esq., present on behalf of April Parks. Marissa Border, Esq., present on behalf of Mark Simmons. Jennifer Waldo, Esq., present on behalf of Gary Taylor. William Terry, Esq., present on behalf of Noel Simpson. Co-Def't's Taylor, Simpson and Simmons, also present. Court noted Ms. Waldo and Mr. Terry were not present at last week's court date. Court advised the Motion to Sever in regards to Deft. Simmons was previously denied and parties agreed to continue the trial date for all Def't.'s to be heard together. Ms. Waldo explained she was not served with the Motion and was unaware of the court date. Ms. Waldo advised she will be filing a Motion to Sever at some point, but noted a trial setting in October or November would work best. Mr. Terry concurred and stated he is open to any trial date given by the Court. Mr. Terry added he has an open extension from the State on the Writ and is in the process of reviewing the Grand Jury transcript and exhibits. Colloquy regarding trial dates. COURT ORDERED, Trial VACATED and RESET as to all Def't's. CUSTODY (COC) 11/19/18 8:30 AM CALENDAR CALL 11/26/18 10:30 AM JURY TRIAL;

04/30/2018 **CANCELED Calendar Call** (8:30 AM) (Judicial Officer: Jones, Tierra)
Vacated

05/07/2018 **CANCELED Jury Trial** (10:30 AM) (Judicial Officer: Jones, Tierra)
Vacated

10/24/2018  **Status Check: Trial Readiness** (10:30 AM) (Judicial Officer: Jones, Tierra)

10/24/2018, 10/31/2018, 11/05/2018

Continued;

Continued;

Plea Entered;

Journal Entry Details:

Negotiations are as contained in the GUILTY PLEA AGREEMENT PURSUANT TO ALFORD DECISION FILED IN OPEN COURT. Court canvassed deft. on the AMENDED INDICTMENT FILED IN OPEN COURT, charging COUNT - 1 EXPLOITATION OF AN OLDER/VULNERABLE PERSON (F), COUNT - 2, EXPLOITATION OF AN OLDER/VULNERABLE PERSON (F), COUNT - 3 THEFT (F), COUNT - 4 THEFT (F), and COUNT - 5 PERJURY (F). Mr. Raman recited the facts. Def't. pled guilty pursuant to ALFORD DECISION. Court accepted plea and referred the matter to the Division of Parole and Probation for a presentencing report (PSI) and set for sentencing on the date given. FURTHER COURT ORDERED, trial date VACATED. CUSTODY 01/04/19 9:00 A.M. SENTENCING Clerk's Note: On 12-13-18, minutes amended to correct typographical error. /tb;

Continued;

Continued;

Plea Entered;

Journal Entry Details:

Marissa Border, Esq., present on behalf of Mark Simmons. Jennifer Waldo, Esq., present on behalf of Gary Taylor. William Terry, Esq., and Alexandra Athmann-Marcoux Esq., present on behalf of Noel Simpson. Court noted following conference at the bench, the parties are requesting a continuance on this case as to all defendants and case C329886. COURT ORDERED, matter CONTINUED to the date given for all defendants in both cases. CUSTODY (COC) Parks, Simmons, CUSTODY Taylor CASH BAIL Simpson 11/05/18 8:30 A.M. STATUS CHECK: TRIAL READINESS // NEGOTIATIONS - Parks, Taylor, Simpson and Simmons,;

Continued;

Continued;

Plea Entered;

Journal Entry Details:

APPEARANCES CONTINUED: Ms. Waldo Esq., present on behalf of Co -Def't. Taylor. Matter trailed for counsel to speak with defts. regarding the negotiations. Later matter recalled. Mr. Raman requested to pass the matter for all defendants to be present. Colloquy regarding scheduling. COURT ORDERED matter CONTINUED for Status Check trial readiness as to all defendants. Court directed counsel to contact chambers if they want co-def't. Melton from the other case on calendar, also. CUSTODY (COC) 10/31/18 STATUS CHECK: TRIAL READINESS // NEGOTIATIONS (PARKS, SIMMONS, TAYLOR, SIMPSON);

11/19/2018 **CANCELED Calendar Call** (8:30 AM) (Judicial Officer: Jones, Tierra)

CASE SUMMARY

CASE NO. C-17-321808-1

Vacated

11/26/2018 **CANCELED Jury Trial** (10:30 AM) (Judicial Officer: Jones, Tierra)


Vacated

01/04/2019  **Sentencing** (9:00 AM) (Judicial Officer: Jones, Tierra)

Defendant Sentenced;

Journal Entry Details:

DEFT. PARKS ADJUDGED GUILTY of COUNT - 1 EXPLOITATION OF AN OLDER/VULNERABLE PERSON (F), COUNT - 2, EXPLOITATION OF AN OLDER/VULNERABLE PERSON (F), COUNT - 3 THEFT (F), COUNT - 4 THEFT (F), and COUNT - 5 PERJURY (F). Arguments by counsel. Statements by deft. Victim Speakers SWORN Statements Given. Matter submitted. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$559,205.32 Restitution, to named victims, as follows: \$3,820.14 to Clyde Bowman, \$5,134.40 to Delmond Foster, \$6,346.30 to Delores Smith, \$4,528.00 to Harold Lockwood, \$6,032.50 to James Poya, \$4,766.37, to Janice Mitchell, 5,766.75 to Juanita Graham, \$11,582.40 to Marlene Homer, \$2,705.39 to Mary Vitek, \$4,533.20 to Norbert Wilkening, \$167,204.49 to Dorothy Trumbich, \$1,413.60 to Adolfo Gonzalez, \$3,804.49 to Carolyn Rickenbaugh, \$2,830.50 to Gloria Schneringer, \$2,622.62 to Kenneth Edwards, \$5,806.97 to Roy Franklin, \$6,262.48 to Marilyn Scholl, \$10,708.45 to Marie Long, \$2,074.80 to Rennie North, \$5,563.60 to Patricia Smoak, \$2,016.30 to Rudy North, \$13,180.67 to Ruth Braslow, \$4,183.08 to Walter Wright, \$9,470.80 to William Brady, \$4,807.61 to William Flewellen, \$3,699.28 to Yoshiko Kindaichi, \$15,068.18 to Norman Weinstock, \$6,920.00 to Maria Cooper, \$4,290.00, to Kenneth Cristopherson, \$5,396.40 to Joseph Massa, \$2,497.20 to Blanca Ginorio, \$8,149.70 to Daniel Currie, \$4,311.20 to Rita Lamma, \$895.00 to Barbara Neely, \$3,819.60 to Audrey Weber, \$32,006.72 to Baxter Burns, \$3,445.26 to Linda Phillips, \$4,807.61 to William Flewellen, \$25,278.57 to Mary Woods and/or John and Sally Den, Jointly and Severally with co-defts Simmons and Taylor, a \$150.00 DNA Analysis fee including testing to determine genetic markers, and \$3.00 DNA Collection fee, Deft. SENTENCED As to COUNT -1 to a MINIMUM of SEVENTY-TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC); As to COUNT - 2 to a MINIMUM of SEVENTY-TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC); CONSECUTIVE to COUNT - 1; As to COUNT - 3 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); CONSECUTIVE to COUNT - 2; As to COUNT - 4 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); CONSECUTIVE to COUNT - 3; As to COUNT - 5 to a MINIMUM of NINETEEN (19) MONTHS and a MAXIMUM of FORTY-EIGHT (48) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT with COUNT - 3; with 668 DAYS credit for time served. FURTHER COURT ORDERED, AGGREGATE total of a MINIMUM of ONE HUNDRED NINETY TWO (192) MONTHS and a MAXIMUM of FOUR HUNDRED EIGHTY (480) MONTHS in the Nevada Department of Corrections (NDC). BOND if any, EXONERATED.;


01/30/2019  **Request of Court** (8:30 AM) (Judicial Officer: Jones, Tierra)

Request: Clarification of Restitution

Matter Heard;

Journal Entry Details:

APPEARANCES CONTINUED: Marisa Border Esq., present for co-deft. Simmons, and standing in for Ms. Waldo Esq., on behalf of co-deft. Taylor. Mr. Goldstein Esq., present on behalf of co-deft. Parks. Deft. not present and in the Nevada Department of Corrections. Court noted this matter is on because the Court was notified by P&P that there's an issue with the restitution. Further, one of the victims was names twice. There being no opposition, COURT ORDERED, second order of restitution as to William Flewellen, STRICKEN. Conference at the bench. COURT ORDERED, the new total of restitution is \$554,397.71 Jointly and Severally with co-defts in all cases. NDC;


03/25/2019  **Motion for Withdrawal** (8:30 AM) (Judicial Officer: Jones, Tierra)

Motion for Withdrawal of Anthony M Goldstein Esq

Granted;

Journal Entry Details:

Deft. not present and in the Nevada Department of Corrections. There being no opposition, COURT ORDERED, Motion for Withdrawal of Anthony M. Goldstein Esq, GRANTED. Mr. Goldstein to send the file. Order submitted, and following review, ORDER SIGNED IN OPEN COURT.;

08/26/2019  **Motion for Clarification** (8:30 AM) (Judicial Officer: Jones, Tierra)

Clarification of Sentence Per NDOC Request

Matter Heard; Clarification of Sentence Per NDOC Request


Journal Entry Details:

Court stated issue is, the offenses committed are between 2011 and end in 2016, no distinction as to what days charged and ORDERED, sentencing and aggregate total STANDS. NDC;

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

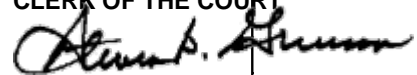
CASE NO. C-17-321808-1

11/06/2019	Motion (8:30 AM) (Judicial Officer: Jones, Tierra) <i>Defendant's Pro Per Motion for Return of Non- Evidential Seized Personal Property</i> Denied;
11/06/2019	Motion (8:30 AM) (Judicial Officer: Jones, Tierra) <i>Defendant's Pro Per Motion for Return of Seized Personal Property</i> Denied;
11/06/2019	 All Pending Motions (8:30 AM) (Judicial Officer: Jones, Tierra) Matter Heard; Journal Entry Details: <i>Mr. Westmeyer stated the Attorney General's office had only received one of the Motions. Further, Mr. Westmeyer advised he had reached out to his investigator with regards to the property seized, and some property had been returned to one of the Co-Defendants, but wasn't clear as to what specific property it was. Court noted no itemized list was attached as to what was being requested returned and ORDERED, Motions DENIED. Mr. Westmeyer noted if the Defendant wanted to re-file the Motion with the specific list they would address it. Court DIRECTED Mr. Westmeyer to prepare the Order. NDC;</i>

DATE

FINANCIAL INFORMATION

Defendant Parks, April	
Total Charges	218.00
Total Payments and Credits	40.00
Balance Due as of 4/22/2022	178.00



JOCP

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

CASE NO. C-17-321808-1

-vs-

DEPT. NO. X

APRIL PARKS
#1571645

Defendant.

JUDGMENT OF CONVICTION

(PLEA OF GUILTY- ALFORD)

The Defendant previously appeared before the Court with counsel and entered a plea of guilty pursuant to Alford Decision to the crimes of COUNT 1 – EXPLOITATION OF AN OLDER / VULNERABLE PERSON (Category B Felony) in violation of NRS 200.5092, 200.5099, COUNT 2 - EXPLOITATION OF AN OLDER / VULNERABLE PERSON (Category B Felony) in violation of NRS 200.5092, 200.5099, COUNT 3 - THEFT (Category B Felony) in violation of NRS 205.0832, 205.0835.4, COUNT 4 - THEFT (Category B Felony) in violation of NRS 205.0832, 205.0835.4, and COUNT 5 - PERJURY (Category D Felony) in violation of NRS 199.120; thereafter, on the 4th day of January, 2019, the Defendant was present in court for sentencing with counsel ANTHONY GOLDSTEIN, ESQ., and good cause appearing,

<input type="checkbox"/> Nolle Prosequi (before trial)	<input type="checkbox"/> Bench (Non-Jury) Trial
<input type="checkbox"/> Dismissed (after diversion)	<input type="checkbox"/> Dismissed (during trial)
<input type="checkbox"/> Dismissed (before trial)	<input type="checkbox"/> Acquittal
<input checked="" type="checkbox"/> Guilty Plea with Sent (before trial)	<input type="checkbox"/> Guilty Plea with Sent. (during trial)
<input type="checkbox"/> Transferred (before/during trial)	<input type="checkbox"/> Conviction
<input type="checkbox"/> Other Manner of Disposition	

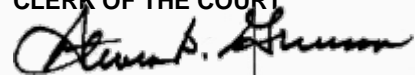
1 THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in
2 addition to the \$25.00 Administrative Assessment Fee, \$559,205.32 Total Restitution
3 to be paid JOINTLY and SEVERALLY with Co-Defendants Mark Simmons and Gary
4 Taylor payable to victims listed on page 3, \$150.00 DNA Analysis Fee including
5 testing to determine genetic markers plus \$3.00 DNA Collection Fee, the Defendant is
6 sentenced to the Nevada Department of Corrections (NDC) as follows: **COUNT 1** – a
7 **MAXIMUM** of ONE HUNDRED EIGHTY (180) MONTHS with a **MINIMUM** parole
8 eligibility of SEVENTY-TWO (72) MONTHS; **COUNT 2** - a **MAXIMUM** of ONE
9 HUNDRED EIGHTY (180) MONTHS with a **MINIMUM** parole eligibility of SEVENTY-
10 TWO (72) MONTHS, CONSECUTIVE to COUNT 1; **COUNT 3** - a **MAXIMUM** of
11 SIXTY (60) MONTHS with a **MINIMUM** parole eligibility of TWENTY-FOUR (24)
12 MONTHS, CONSECUTIVE to COUNT 2; and **COUNT 4** - a **MAXIMUM** of SIXTY (60)
13 MONTHS with a **MINIMUM** parole eligibility of TWENTY-FOUR (24) MONTHS,
14 CONSECUTIVE to COUNT 3; and **COUNT 5** - a **MAXIMUM** of FORTY-EIGHT (48)
15 MONTHS with a **MINIMUM** parole eligibility of NINETEEN (19) MONTHS,
16 CONCURRENT with COUNT 3; with SIX HUNDRED SIXTY-EIGHT (668) DAYS credit
17 for time served. The AGGREGATE TOTAL sentence is FOUR HUNDRED EIGHTY
18 (480) MONTHS MAXIMUM with a MINIMUM of ONE HUNDRED NINETY-TWO (192)
19 MONTHS.
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24 DATED this 10th day of January, 2019

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TIERRA JONES
DISTRICT COURT JUDGE 

1 **\$559,205.32 TOTAL RESTITUTION payable to the named victims as follows:**
2 **\$3,820.14 to Clyde Bowman, \$5,134.40 to Delmond Foster, \$6,346.30 to Delores**
3 **Smith, \$4,528.00 to Harold Lockwood, \$6,032.50 to James Poya, \$4,766.37, to**
4 **Janice Mitchell, 5,766.75 to Juanita Graham, \$11,582.40 to Marlene Homer,**
5 **\$2,705.39 to Mary Vitek, \$4,533.20 to Norbert Wilkening, \$167,204.49 to Dorothy**
6 **Trumbich, \$1,413.60 to Adolfo Gonzalez, \$3,804.49 to Carolyn Rickenbaugh,**
7 **\$2,830.50 to Gloria Schneringer, \$2,622.62 to Kenneth Edwards, \$5,806.97 to Roy**
8 **Franklin, \$6,262.48 to Marilyn Scholl, \$10,708.45 to Marie Long, \$2,074.80 to**
9 **Rennie North, \$5,563.60 to Patricia Smoak, \$2,016.30 to Rudy North, \$13,180.67 to**
10 **Ruth Braslow, \$4,183.08 to Walter Wright, \$9,470.80 to William Brady, \$4,807.61 to**
11 **William Flewellen, \$3,699.28 to Yoshiko Kindaichi, \$15,068.18 to Norman**
12 **Weinstock, \$6,920.00 to Maria Cooper, \$4,290.00, to Kenneth Cristopherson,**
13 **\$5,396.40 to Joseph Massa, \$2,497.20 to Blanca Ginorio, \$8,149.70 to Daniel**
14 **Currie, \$4,311.20 to Rita Lamppa, \$895.00 to Barbara Neely, \$3,819.60 to Audrey**
15 **Weber, \$32,006.72 to Baxter Burns, \$3,445.26 to Linda Phillips, \$4,807.61 to**
16 **William Flewellen, \$25,278.57 to Mary Woods and/or John and Sally Den,**
17 **to be paid JOINTLY and SEVERALLY with Co-Defendants Mark Simmons and**
18 **Gary Taylor.**
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AJOCP

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

CASE NO. C-17-321808-1

-vs-

DEPT. NO. X

APRIL PARKS
#1571645

Defendant.

AMENDED JUDGMENT OF CONVICTION
(PLEA OF GUILTY- ALFORD)

The Defendant previously appeared before the Court with counsel and entered a plea of guilty pursuant to Alford Decision to the crimes of COUNT 1 – EXPLOITATION OF AN OLDER / VULNERABLE PERSON (Category B Felony) in violation of NRS 200.5092, 200.5099, COUNT 2 - EXPLOITATION OF AN OLDER / VULNERABLE PERSON (Category B Felony) in violation of NRS 200.5092, 200.5099, COUNT 3 - THEFT (Category B Felony) in violation of NRS 205.0832, 205.0835.4, COUNT 4 - THEFT (Category B Felony) in violation of NRS 205.0832, 205.0835.4, and COUNT 5 - PERJURY (Category D Felony) in violation of NRS 199.120; thereafter, on the 4th day of January, 2019, the Defendant was present in court for sentencing with counsel ANTHONY GOLDSTEIN, ESQ., and good cause appearing,

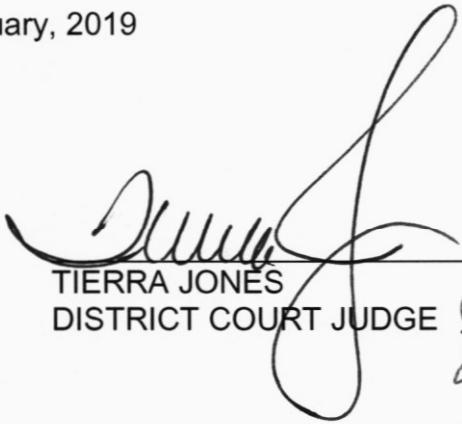

<input type="checkbox"/> Nolle Prosequi (before trial)	<input type="checkbox"/> Bench (Non-Jury) Trial
<input type="checkbox"/> Dismissed (after diversion)	<input type="checkbox"/> Dismissed (during trial)
<input type="checkbox"/> Dismissed (before trial)	<input type="checkbox"/> Acquittal
<input checked="" type="checkbox"/> Guilty Plea with Sent. (before trial)	<input type="checkbox"/> Guilty Plea with Sent. (during trial)
<input type="checkbox"/> Transferred (before/during trial)	<input type="checkbox"/> Conviction
<input type="checkbox"/> Other Manner of Disposition	

1 THE DEFENDANT WAS ADJUDGED guilty of said offenses and, in addition to
2 the \$25.00 Administrative Assessment Fee, **\$554,397.71 Total Restitution** to be paid
3 jointly and severally with Co-Defendants Mark Simmons and Gary Taylor, and
4 \$150.00 DNA Analysis Fee including testing to determine genetic markers plus \$3.00
5 DNA Collection Fee, the Defendant sentenced to the Nevada Department of
6 Corrections (NDC) as follows: COUNT 1 – a MAXIMUM of ONE HUNDRED EIGHTY
7 (180) MONTHS with a MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS;
8 COUNT 2 - a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a
9 MINIMUM parole eligibility of SEVENTY-TWO (72) MONTHS, CONSECUTIVE to
10 COUNT 1; COUNT 3 - a MAXIMUM of SIXTY (60) MONTHS with a MINIMUM parole
11 eligibility of TWENTY-FOUR (24) MONTHS, CONSECUTIVE to COUNT 2; and
12 COUNT 4 - a MAXIMUM of SIXTY (60) MONTHS with a MINIMUM parole eligibility of
13 TWENTY-FOUR (24) MONTHS, CONSECUTIVE to COUNT 3; and **COUNT 5** - a
14 MAXIMUM of FORTY-EIGHT (48) MONTHS with a MINIMUM parole eligibility of
15 NINETEEN (19) MONTHS, CONCURRENT with COUNT 3; with SIX HUNDRED
16 SIXTY-EIGHT (668) DAYS credit for time served. The AGGREGATE TOTAL sentence
17 is FOUR HUNDRED EIGHTY (480) MONTHS MAXIMUM with a MINIMUM of ONE
18 HUNDRED NINETY-TWO (192) MONTHS.

19 THEREAFTER, on the 30th day of January, 2019, the Defendant not present in
20 court with counsel, ANTHONY GOLDSTEIN, ESQ., and pursuant to a Request of
21 Court - Clarification of Restitution, the amended Judgment of Conviction reflects
22 Restitution Corrections as follows: TOTAL RESTITUTION in the amount of
23 \$554,397.71 payable jointly and severally with Co-Defendants in all cases as follows:
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1 \$3,820.14 to Clyde Bowman, \$5,134.40 to Delmond Foster, \$6,346.30 to Delores
2 Smith, \$4,528.00 to Harold Lockwood, \$6,032.50 to James Poya, \$4,766.37, to Janice
3 Mitchell, 5,766.75 to Juanita Graham, \$11,582.40 to Marlene Homer, \$2,705.39 to
4 Mary Vitek, \$4,533.20 to Norbert Wilkening, \$167,204.49 to Dorothy Trumbich,
5 \$1,413.60 to Adolfo Gonzalez, \$3,804.49 to Carolyn Rickenbaugh, \$2,830.50 to Gloria
6 Schneringer, \$2,622.62 to Kenneth Edwards, \$5,806.97 to Roy Franklin, \$6,262.48 to
7 Marilyn Scholl, \$10,708.45 to Marie Long, \$2,074.80 to Rennie North, \$5,563.60 to
8 Patricia Smoak, \$2,016.30 to Rudy North, \$13,180.67 to Ruth Braslow, \$4,183.08 to
9 Walter Wright, \$9,470.80 to William Brady, \$4,807.61 to William Flewellen, \$3,699.28
10 to Yoshiko Kindaichi, \$15,068.18 to Norman Weinstock, \$6,920.00 to Maria Cooper,
11 \$4,290.00, to Kenneth Cristopherson, \$5,396.40 to Joseph Massa, \$2,497.20 to
12 Blanca Ginorio, \$8,149.70 to Daniel Currie, \$4,311.20 to Rita Lamppa, \$895.00 to
13 Barbara Neely, \$3,819.60 to Audrey Weber, \$32,006.72 to Baxter Burns, \$3,445.26 to
14 Linda Phillips, \$25,278.57 to Mary Woods and/or John and Sally Den.

15 DATED this 31 day of January, 2019

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TIERRA JONES
DISTRICT COURT JUDGE 

1 **FCL**

2 RESCH LAW, PLLC d/b/a Conviction Solutions

3 By: Jamie J. Resch

4 Nevada Bar Number 7154

5 2620 Regatta Dr., Suite 102

6 Las Vegas, Nevada, 89128

7 Telephone (702) 483-7360

8 Facsimile (800) 481-7113

9 Jresch@convictionsolutions.com

10 Attorney for Petitioner

11 DISTRICT COURT

12 CLARK COUNTY, NEVADA

13 APRIL PARKS,

14 Petitioner,

15 vs.

16 DWIGHT NEVEN, THE STATE OF NEVADA,

17 Respondents.

Case No.: A-19-807564-W

Dept. No: XI

**FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND ORDER GRANTING PETITION
FOR WRIT OF HABEAS CORPUS (POST-
CONVICTION)**

Date of Hearing: April 20, 2022

Time of Hearing: 1:30 p.m.

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19
20 This cause having come on for hearing before the Honorable Ellie Roohani, District Court
21 Judge, on April 20, 2022, the Petitioner in the custody of the Nevada Department of Corrections
22 and represented by her attorney of record, Jamie J. Resch, Esq., and Respondents represented by
23 Steven B. Wolfson, District Attorney, and Michael Bongard, Esq., Senior Deputy Attorney General,
24 and the Court having considered the matter, including previously filed briefs, arguments, and
25 documents on file herein, and the Nevada Court of Appeals' Order of Remand, and now
26 therefore makes the following findings of facts and conclusions of law:
27
28

FINDINGS OF FACT

1. In a post-conviction petition filed December 27, 2019 and later filed supplement, Parks alleged among other claims that she had been denied the right to a direct appeal. In the Findings of Fact, Conclusions of Law, and Order denying the petition dated April 12, 2021, the District Court determined that counsel was not ineffective for failing to file a notice of appeal after Parks' conviction and sentence.

2. In a decision dated March 4, 2022, the Nevada Court of Appeals reversed and remanded the denial of post-conviction relief on the issue of denial of a direct appeal. The Court held that Parks' desire to appeal could be "reasonably inferred from the totality of the circumstances." The case was remanded to this Court to "comply with NRAP 4(c)."

3. One such finding required by the Rules of Appellate Procedure and specifically NRAP 4(c) is that the post-conviction petition that asserts the appeal deprivation claim was timely. This Court finds Parks' petition was in fact timely, as the December 27, 2019 petition and later supplement were timely filed and contained an appeal ~~deprivation~~ ^{deprivation} claim.

4. Another finding required by the rule is whether petitioner has established a valid appeal-deprivation claim and is entitled to a direct appeal with assistance of appointed or retained counsel. Parks has so established this as well, because the Nevada Court of Appeals' decision on appeal from the denial of post-conviction relief says so. Parks has established ineffective assistance of counsel and presumed prejudice arising therefrom on her claim that she was deprived of a direct appeal.

CONCLUSIONS OF LAW

1. "In all criminal prosecutions, the accused shall enjoy the right to...have the Assistance of Counsel for his defense." U.S. Const. amend. VI. "[T]he right to counsel is the right to the effective assistance of counsel." Strickland v. Washington, 466 U.S. 668, 686 (1984). In Nevada, the appropriate vehicle for review of whether counsel was effective is a post-conviction relief proceeding. McKague v. Warden, 112 Nev. 159, 912 P.2d 255, 258 at n. 4 (1996). In order to assert a claim for ineffective assistance of counsel, the petitioner must prove that he was denied "reasonably effective assistance" of counsel by satisfying the two-pronged test set forth in Strickland. See State v. Love, 109 Nev. 1136, 865 P.2d 322, 323 (1993). Under Strickland, the defendant must show that his counsel's representation fell below an objective standard of reasonableness, and that, absent those errors, there is a reasonable probability that the result of the proceedings would have been different. Strickland, 466 U.S. at 697.

2. Trial counsel has a duty to file a direct appeal when the client's desire to challenge the conviction or sentence can be reasonably inferred from the totality of the circumstances, focusing on what counsel knew or should have known at the time. Toston v. State, 127 Nev. Adv. Op. 87, 267 P.3d 795 (2011), see also Davis v. State, 115 Nev. 17, 974 P.2d 658, 660 (1999) ("[I]f the client does express a desire to appeal, counsel is obligated to file the notice of appeal on the client's behalf"). Prejudice is presumed for purposes of establishing the ineffective assistance of counsel when counsel's conduct completely denies a convicted defendant of a direct appeal. Toston, 267 P.3d at 800, citing Lozada v. State, 110 Nev. 349, 871 P.2d 944, 949 (1994).

1 3. The Court therefore finds, as directed by the Nevada Court of Appeals, that Petitioner
2 received ineffective assistance of counsel because a desire to file a direct appeal was reasonably
3 inferable, and counsel failed to file a timely notice of appeal. As a result, Petitioner suffered
4 presumed prejudice due to the complete loss of an opportunity to present a direct appeal.
5

6 4. NRAP 4(c) provides that an untimely notice of appeal from a judgment of conviction and
7 sentence may be filed when "[a] post-conviction petition for a writ of habeas corpus has been
8 timely and properly filed in accordance with the provisions of NRS 34.720 to NRS 34.830,
9 asserting a viable claim that the petitioner was unlawfully deprived of the right to a timely direct
10 appeal from a judgment of conviction and sentence, and [t]he district court in which the petition
11 is considered enters a written order containing...specific findings of fact and conclusions of law
12 finding that the petitioner has established a valid appeal-deprivation claim and is entitled to a
13 direct appeal with the assistance of appointed or retained appellate counsel..." NRAP 4(c)(1)(a)-
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17 (b). This order satisfies those requirements.

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ORDER

IT IS HEREBY ORDERED that Petitioner April Parks' Petition for Writ of Habeas Corpus is **GRANTED**, and the Court finds Petitioner was unlawfully deprived of the right to a timely direct appeal from a judgment of conviction and sentence in District Court Case C-17-321808-1, and,

IT IS FURTHER ORDERED that Parks' post-conviction counsel, Jamie Resch, Esq., is **WITHDRAWN**. Further pleadings, if any, may be served on April Parks at: April Parks #1210454, Florence McClure Women's Corr. Ctr., 4370 Smiley Rd., Las Vegas, NV 89115, and,

IT IS FURTHER ORDERED that a status check re: appointment of appellate counsel is set in the underlying criminal case, C-17-321808-1 on **May 18, 2022 at 9:00 a.m.** Counsel for the State of Nevada was ordered to ensure April Parks' attendance at this hearing, and,

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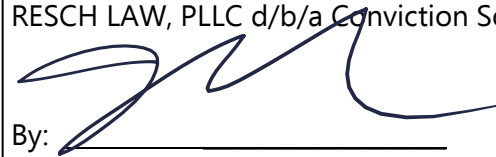
1 **IT IS FURTHER ORDERED** that the District Court Clerk shall prepare and file within five
2 (5) days of the entry of this order a notice of appeal from the judgment of conviction and
3 sentence on the petitioner's behalf. Pursuant to NRAP 4(c)(2), the District Court Clerk shall serve
4 certified copies of the district court's written order and the notice of appeal required by Rule 4(c)
5 on the petitioner and petitioner's counsel in the post-conviction proceeding, the respondent,
6 the Attorney General, the district attorney of the county in which the petitioner was convicted
7 (Clark County, Nevada), the appellate counsel appointed to represent the petitioner in the direct
8 appeal, and the clerk of the Supreme Court.
9
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13 Dated this 21st day of April, 2022

14 *Elham Roohani*

15 599 E11 9EE7 74DA
16 Ellie Roohani
17 District Court Judge

18 Submitted By:
19 RESCH LAW, PLLC d/b/a Conviction Solutions

20
21
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23 By: _____
24 JAMIE J. RESCH, Attorney for Petitioner
25
26
27
28

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 April Parks, Plaintiff(s)

CASE NO: A-19-807564-W

7 vs.

DEPT. NO. Department 11

8 Dwight Neven, Defendant(s)

9
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 4/21/2022

15 Jamie Resch jresch@convictionsolutions.com

16 Marsha Landreth mlandreth@ag.nv.gov

17 Michael Bongard mbongard@ag.nv.gov

18 Rikki Garate rgarate@ag.nv.gov

20 Clark County DA Motions@clarkcountyda.com

21 Clark County DA PDmotions@clarkcountyda.com

22 Michael Bongard mbongard@ag.nv.gov

23 Jennifer Martinez jmartinez@ag.nv.gov

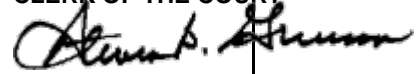
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NEFF

**DISTRICT COURT
CLARK COUNTY, NEVADA**

APRIL PARKS,

Petitioner,

vs.

DWIGHT NEVEN; ET AL.,

Respondent,

Case No: A-19-807564-W

Dept No: XI

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

PLEASE TAKE NOTICE that on April 21, 2022, the court entered a decision or order in this matter, a true and correct copy of which is attached to this notice.

You may appeal to the Supreme Court from the decision or order of this court. If you wish to appeal, you must file a notice of appeal with the clerk of this court within thirty-three (33) days after the date this notice is mailed to you. This notice was mailed on April 22, 2022.

STEVEN D. GRIERSON, CLERK OF THE COURT

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk

CERTIFICATE OF E-SERVICE / MAILING

I hereby certify that on this 22 day of April 2022, I served a copy of this Notice of Entry on the following:

☒ By e-mail:

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

☒ The United States mail addressed as follows:

April Parks # 1210454
4370 Smilty Rd.
Las Vegas, NV 89115

Jamie J. Resch, Esq.
2620 Regatta Dr., Ste. 102
Las Vegas, NV 89128

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk

FCL

RESCH LAW, PLLC d/b/a Conviction Solutions

By: Jamie J. Resch

Nevada Bar Number 7154

2620 Regatta Dr., Suite 102

Las Vegas, Nevada, 89128

Telephone (702) 483-7360

Facsimile (800) 481-7113

Jresch@convictionsolutions.com

Attorney for Petitioner

DISTRICT COURT

CLARK COUNTY, NEVADA

APRIL PARKS,

Petitioner,

vs.

DWIGHT NEVEN, THE STATE OF NEVADA,

Respondents.

Case No.: A-19-807564-W

Dept. No: XI

**FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND ORDER GRANTING PETITION
FOR WRIT OF HABEAS CORPUS (POST-
CONVICTION)**

Date of Hearing: April 20, 2022

Time of Hearing: 1:30 p.m.

This cause having come on for hearing before the Honorable Ellie Roohani, District Court Judge, on April 20, 2022, the Petitioner in the custody of the Nevada Department of Corrections and represented by her attorney of record, Jamie J. Resch, Esq., and Respondents represented by Steven B. Wolfson, District Attorney, and Michael Bongard, Esq., Senior Deputy Attorney General, and the Court having considered the matter, including previously filed briefs, arguments, and documents on file herein, and the Nevada Court of Appeals' Order of Remand, and now therefore makes the following findings of facts and conclusions of law:

FINDINGS OF FACT

1. In a post-conviction petition filed December 27, 2019 and later filed supplement, Parks alleged among other claims that she had been denied the right to a direct appeal. In the Findings of Fact, Conclusions of Law, and Order denying the petition dated April 12, 2021, the District Court determined that counsel was not ineffective for failing to file a notice of appeal after Parks' conviction and sentence.

2. In a decision dated March 4, 2022, the Nevada Court of Appeals reversed and remanded the denial of post-conviction relief on the issue of denial of a direct appeal. The Court held that Parks' desire to appeal could be "reasonably inferred from the totality of the circumstances." The case was remanded to this Court to "comply with NRAP 4(c)."

3. One such finding required by the Rules of Appellate Procedure and specifically NRAP 4(c) is that the post-conviction petition that asserts the appeal deprivation claim was timely. This Court finds Parks' petition was in fact timely, as the December 27, 2019 petition and later supplement were timely filed and contained an appeal ^{deprivation} ~~deprivation~~ claim.

4. Another finding required by the rule is whether petitioner has established a valid appeal-deprivation claim and is entitled to a direct appeal with assistance of appointed or retained counsel. Parks has so established this as well, because the Nevada Court of Appeals' decision on appeal from the denial of post-conviction relief says so. Parks has established ineffective assistance of counsel and presumed prejudice arising therefrom on her claim that she was deprived of a direct appeal.

CONCLUSIONS OF LAW

1. "In all criminal prosecutions, the accused shall enjoy the right to...have the Assistance of Counsel for his defense." U.S. Const. amend. VI. "[T]he right to counsel is the right to the effective assistance of counsel." Strickland v. Washington, 466 U.S. 668, 686 (1984). In Nevada, the appropriate vehicle for review of whether counsel was effective is a post-conviction relief proceeding. McKague v. Warden, 112 Nev. 159, 912 P.2d 255, 258 at n. 4 (1996). In order to assert a claim for ineffective assistance of counsel, the petitioner must prove that he was denied "reasonably effective assistance" of counsel by satisfying the two-pronged test set forth in Strickland. See State v. Love, 109 Nev. 1136, 865 P.2d 322, 323 (1993). Under Strickland, the defendant must show that his counsel's representation fell below an objective standard of reasonableness, and that, absent those errors, there is a reasonable probability that the result of the proceedings would have been different. Strickland, 466 U.S. at 697.

2. Trial counsel has a duty to file a direct appeal when the client's desire to challenge the conviction or sentence can be reasonably inferred from the totality of the circumstances, focusing on what counsel knew or should have known at the time. Toston v. State, 127 Nev. Adv. Op. 87, 267 P.3d 795 (2011), see also Davis v. State, 115 Nev. 17, 974 P.2d 658, 660 (1999) ("[I]f the client does express a desire to appeal, counsel is obligated to file the notice of appeal on the client's behalf"). Prejudice is presumed for purposes of establishing the ineffective assistance of counsel when counsel's conduct completely denies a convicted defendant of a direct appeal. Toston, 267 P.3d at 800, citing Lozada v. State, 110 Nev. 349, 871 P.2d 944, 949 (1994).

1 3. The Court therefore finds, as directed by the Nevada Court of Appeals, that Petitioner
2 received ineffective assistance of counsel because a desire to file a direct appeal was reasonably
3 inferable, and counsel failed to file a timely notice of appeal. As a result, Petitioner suffered
4 presumed prejudice due to the complete loss of an opportunity to present a direct appeal.
5

6 4. NRAP 4(c) provides that an untimely notice of appeal from a judgment of conviction and
7 sentence may be filed when "[a] post-conviction petition for a writ of habeas corpus has been
8 timely and properly filed in accordance with the provisions of NRS 34.720 to NRS 34.830,
9 asserting a viable claim that the petitioner was unlawfully deprived of the right to a timely direct
10 appeal from a judgment of conviction and sentence, and [t]he district court in which the petition
11 is considered enters a written order containing...specific findings of fact and conclusions of law
12 finding that the petitioner has established a valid appeal-deprivation claim and is entitled to a
13 direct appeal with the assistance of appointed or retained appellate counsel..." NRAP 4(c)(1)(a)-
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17 (b). This order satisfies those requirements.

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ORDER

IT IS HEREBY ORDERED that Petitioner April Parks' Petition for Writ of Habeas Corpus is **GRANTED**, and the Court finds Petitioner was unlawfully deprived of the right to a timely direct appeal from a judgment of conviction and sentence in District Court Case C-17-321808-1, and,

IT IS FURTHER ORDERED that Parks' post-conviction counsel, Jamie Resch, Esq., is **WITHDRAWN**. Further pleadings, if any, may be served on April Parks at: April Parks #1210454, Florence McClure Women's Corr. Ctr., 4370 Smiley Rd., Las Vegas, NV 89115, and,

IT IS FURTHER ORDERED that a status check re: appointment of appellate counsel is set in the underlying criminal case, C-17-321808-1 on **May 18, 2022 at 9:00 a.m.** Counsel for the State of Nevada was ordered to ensure April Parks' attendance at this hearing, and,

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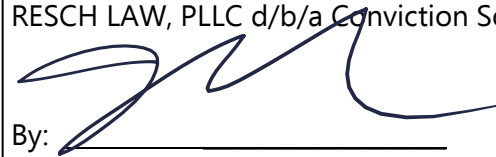
1 **IT IS FURTHER ORDERED** that the District Court Clerk shall prepare and file within five
2 (5) days of the entry of this order a notice of appeal from the judgment of conviction and
3 sentence on the petitioner's behalf. Pursuant to NRAP 4(c)(2), the District Court Clerk shall serve
4 certified copies of the district court's written order and the notice of appeal required by Rule 4(c)
5 on the petitioner and petitioner's counsel in the post-conviction proceeding, the respondent,
6 the Attorney General, the district attorney of the county in which the petitioner was convicted
7 (Clark County, Nevada), the appellate counsel appointed to represent the petitioner in the direct
8 appeal, and the clerk of the Supreme Court.
9
10

Dated this 21st day of April, 2022

Elham Roohani

599 E11 9EE7 74DA
Ellie Roohani
District Court Judge

Submitted By:
RESCH LAW, PLLC d/b/a Conviction Solutions



By: _____
JAMIE J. RESCH, Attorney for Petitioner

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 April Parks, Plaintiff(s)

CASE NO: A-19-807564-W

7 vs.

DEPT. NO. Department 11

8 Dwight Neven, Defendant(s)

9
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 4/21/2022

15 Jamie Resch jresch@convictionsolutions.com

16 Marsha Landreth mlandreth@ag.nv.gov

17 Michael Bongard mbongard@ag.nv.gov

18 Rikki Garate rgarate@ag.nv.gov

20 Clark County DA Motions@clarkcountyda.com

21 Clark County DA PDmotions@clarkcountyda.com

22 Michael Bongard mbongard@ag.nv.gov

23 Jennifer Martinez jmartinez@ag.nv.gov

24
25
26
27
28

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 08, 2017

C-17-321808-1 State of Nevada
 vs
 April Parks

March 08, 2017 11:45 AM All Pending Motions

HEARD BY: Togliatti, Jennifer **COURTROOM:** RJC Courtroom 10C

COURT CLERK: Dulce Romea

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT:	Brower, Keith	Attorney
	Laxalt, Adam Paul	Attorney
	Raman, Jay	Attorney
	Schwartzter, Michael J.	Attorney
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney
	Wolfson, Steven B	Attorney

JOURNAL ENTRIES

- GRAND JURY INDICTMENT...EX PARTE MOTION ON BAIL

Ex Parte Motion on Bail FILED IN OPEN COURT.

Court noted media request submitted with no case number; the Court was notified via phone call, and as these proceedings are secret any media request would be entertained prior to the returns. COURT ORDERED, media request for KTNV Channel 13 GRANTED. Order signed and FILED IN OPEN COURT

Paul Mortaloni, 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 16AGJ151A to the Court. COURT ORDERED,

the Indictment may be filed and is assigned Case Number C-17-321808-1, Department X.

State requested a warrant and argued bail in the amount of \$1 million cash or surety with a source hearing in advance of posting bail; Deft is not in custody. COURT ORDERED, NO BAIL INDICTMENT WARRANT ISSUED; once the warrant is returned the assigned trial judge should hear this matter for purposes of bail as quickly as possible and whether a source hearing should be conducted.

COURT FURTHER ORDERED, Exhibits 1 - 16 to be lodged with the Clerk of the Court.

I.W.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 10, 2017

C-17-321808-1 State of Nevada
vs
April Parks

April 10, 2017

8:30 AM

Indictment Warrant Return

HEARD BY: Saitta, Nancy

COURTROOM: RJC Courtroom 14B

COURT CLERK: Denise Duron

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:

Brower, Keith

Attorney

Parks, April

Defendant

Raman, Jay

Attorney

State of Nevada

Plaintiff

Westmeyer, Daniel

Attorney

JOURNAL ENTRIES

- CONFERENCE AT BENCH. Upon Court's inquiry, Mr. Brower stated the Defendant does have a copy of the Indictment and further stated he will not be able to confirm as counsel on this case. Court advised new counsel will need to be appointed. DEFT. PARKS ARRAIGNED and PLED NOT GUILTY. Colloquy regarding appointment of counsel. Mr. Brower stated there may be a conflict with appointing counsel from the Public Defender's office, noting they are representing one of the Co-Defendants in this case. Further, counsel requested that a status check be set regarding the appointment of a new attorney. COURT ORDERED, matter SET for status check.

CUSTODY

4/12/17 8:30 AM STATUS CHECK: APPOINTMENT OF COUNSEL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 12, 2017**

C-17-321808-1 State of Nevada
vs
April Parks

April 12, 2017 8:30 AM Status Check

HEARD BY: Saitta, Nancy**COURTROOM:** RJC Courtroom 14B**COURT CLERK:** Phyllis Irby**RECORDER:** Victoria Boyd**REPORTER:****PARTIES**

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	Raman, Jay	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- Mr. Goldstein informed the Court Mr. Christiansen contacted his office to represent Deft; Mr. Goldstein requested a continuance before he can accept confirmation as counsel to run a conflict check and review all of the Discovery that has been provided by the State. The Court noted Deft may need to be rearraigned on this matter as well. Parties noted there is a co-Deft that will be on calendar on Monday as well. Mr. Goldstein stated he may not be prepared that soon and requested the additional time to prepare. COURT ORDERED, MATTER CONTINUED.

CUSTODY (COC)

4-19-17 8:30 AM CONFIRMATION OF COUNSEL/ ARRAIGNMENT (DEPT. X)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 19, 2017

C-17-321808-1 State of Nevada
 vs
 April Parks

April 19, 2017 8:30 AM Status Check

HEARD BY: Bonaventure, Joseph T. **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Goldstein, Anthony M. Attorney
 Parks, April Defendant
 Raman, Jay Attorney
 State of Nevada Plaintiff
 Westmeyer, Daniel Attorney

JOURNAL ENTRIES

- Mr. Goldstein advised there's no conflicts and confirmed as counsel. Upon Court's inquiry, deft. was arraigned previously. Further, deft. WAIVED the right to trial within 60 days. COURT ORDERED, trial date set on the date given.

CUSTODY

09/11/17 8:30 A.M. CALENDAR CALL

09/18/17 1:00 P.M JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 15, 2017

C-17-321808-1 State of Nevada
vs
April Parks

**May 15, 2017 8:30 AM Petition for Writ of Habeas
Corpus**

HEARD BY: Bonaventure, Joseph T. **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Goldstein, Anthony M. Attorney
Parks, April Defendant
State of Nevada Plaintiff
Westmeyer, Daniel Attorney

JOURNAL ENTRIES

- There being no opposition, COURT ORDERED, Defendant April Marks' Motion for Extension of Time to File Petition for Writ of Habeas Corpus (Pretrial), GRANTED. Counsel advised the State agreed to a deadline of 6-30-17. Court so noted.

CUSTODY (COC)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 11, 2017

C-17-321808-1 State of Nevada
 vs
 April Parks

September 11, 2017 8:30 AM

All Pending Motions

HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	Raman, Jay	Attorney
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- Eighth Judicial District Court's Motion to Quash Subpoena or in the Alternative Limit the Scope of Testimony....Calendar Call

APPEARANCES CONTINUED: Mr. Foreman Esq., present on behalf of the Eighth Judicial District Court. Ms. Gregory Esq., on behalf of co-deft. Taylor. Mr. Terry Esq., present on behalf of co-deft. Simpson. Ms. Border Esq., present on behalf of co-deft. Simmons.

Court noted it did not received an opposition. Upon Court's inquiry, Mr. Raman advised they have been in contact with Mr. Foreman and they are going to see if they can fashion some remedy. Mr. Foreman stated no opposition to a continuance. COURT ORDERED, As to the Eighth Judicial District Court's Motion to Quash Subpoena or in the Alternative Limit the Scope of Testimony, CONTINUED to the date given. Mr. Terry advised each of the defense attorneys' are going to request a trial continuance. Further, counsel requested to vacate the Writ as to co-deft Simpson, as they have given the State an open extension to file a response. Further, counsel will re-calendar the matter. COURT

SO ORDERED. Upon Court's inquiry, co-deft Simpson, previously waived. As to co-deft. Taylor, Ms. Gregory advised they will be requesting a continuance and deft. previously waived. As to deft. Parks, Mr. Goldstein advised deft. waived with a previous attorney and counsel will be requesting a continuance. Colloquy regarding trial schedule. Conference at the bench. COURT ORDERED, trial date VACATED and RE-SET on the date given. FURTHER COURT ORDERED, matter set for status check on the date given.

CUSTODY (ALL)

09/25/17 8:30 A.M. Eighth Judicial District Court's Motion to Quash Subpoena or in the Alternative Limit the Scope
of Testimony (Taylor, Simpson, Simmons, Parks)

12/06/17 8:30 A.M. STATUS CHECK (Taylor, Simpson, Simmons, Parks)

04/30/18 8:30 A.M. CALENDAR CALL (Taylor, Simpson, Simmons, Parks)

05/07/18 10:30 A.M. JURY TRIAL (Taylor, Simpson, Simmons, Parks)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 25, 2017

C-17-321808-1 State of Nevada
 vs
 April Parks

September 25, 2017 8:30 AM Motion to Quash

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	Raman, Jay	Attorney
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Mr. Forman Esq., present on behalf of the Eighth Judicial District Court. Ms. Waldo Esq., on behalf of co-deft. Taylor. Mr. Terry Esq., not present on behalf of co-deft. Simpson. Ms. Border Esq., not present on behalf of co-deft. Simmons.

Mr. Raman advised they met with counsel for the Eighth Judicial District Court, and they agreed to strike expert notice on Hearing Master Norheim, and Judge Hoskin. Further, as to the rest of the motion, counsel will try to limit the scope of what Hearing Master Norheim testifies to, and there's no immediacy, since the trial is sometime next year. Court so noted and ORDERED, matter OFF CALENDAR.

CUSTODY (COC) - PARKS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 06, 2017

C-17-321808-1 State of Nevada
 vs
 April Parks

December 06, 2017 8:30 AM Status Check

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire
 Madalyn Kearney
 Christopher Darling
 Anntoinette Naumec-Miller

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- Mr. Goldstein advised he received Marcum notice in October and has been waiting to see if there will be any new charges. Mr. Westmeyer advised he anticipates being ready for trial in May. Mr. Goldstein advised it is unlikely he will be ready for trial in May due to the complexity of the case. Court advised all parties to continue going forward with trial preparation. COURT ORDERED, matter CONTINUED.

CUSTODY (COC)

CONTINUED TO: 2/5/18 8:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****February 05, 2018**

C-17-321808-1 State of Nevada
vs
April Parks

February 05, 2018 8:30 AM Status Check

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	Raman, Jay	Attorney
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Ms. Border. present for co-deft. Simmons, Ms. Waldo present for co-deft. Taylor, Mr. Terry present for co-deft. Simpson.

Upon Court's inquiry, Mr. Goldstein advised at the last hearing counsel advised they received Marcum notice. Court noted this Court is not going to wait to see if the DA is actually going to indict on the second case. Mr. Goldstein advised the May trial is not likely as a massive amount of investigation needs to be done, and there are 150 plus witnesses. Mr. Terry advised co-deft. Simpson is charged with two counts and they have a Writ that is pending, however he indicated to the State not to answer that in anticipation of further discussions with them. Further, counsel anticipates a motion to sever, and counsel is otherwise ready to proceed to trial. Ms. Border advised she does have a motion to sever on calendar for 2-12-18. Further, counsel was going to ask to push that out further, for the State to respond. Ms. Waldo advised she intends to be ready. Court noted its not going to vacate the trial date. Court directed counsel to get together on the motion to sever and do a stip and order, and that will vacate the 2-12-18 date. COURT ORDERED, matter set for status check on trial

readiness on the date given.

CUSTODY SIMMONS, TAYLOR, PARKS
NIC SIMPSON

03/05/18 8:30 A.M. STATUS CHECK: TRIAL READINESS (ALL)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 05, 2018**

C-17-321808-1 State of Nevada
vs
April Parks

March 05, 2018 8:30 AM Status Check

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	Raman, Jay	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Ms. Border. present for co-deft. Simmons, Ms. Waldo present for co-deft. Taylor, Ms. Athmann-Marcoux standing in for Mr. Terry on behalf of co-deft. Simpson.

Mr. Goldstein advised new case set for trial on 9-17-18 and requested to have this trial trail the other one. Ms. Waldo advised co-deft. Taylor was not indicted on the other case and she anticipates ready for the May trial date. Ms. Border joined Mr. Goldstein's requested to continue. Ms. Athmann-Marcoux advised co-deft. Simpson would prefer the May date. Mr. Raman advised the State is flexible and he can accommodate either setting. Further there's a motion to sever next week and the State filed an opposition. Court noted the motion to sever is for deft. Simmons, and ORDERED, trial date STANDS. Counsel can file whatever they need to file following the Court's ruling on the motion to sever.

CUSTODY SIMMONS, TAYLOR, PARKS
NIC SIMPSON

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 16, 2018**

C-17-321808-1 State of Nevada
vs
April Parks

April 16, 2018 8:30 AM Status Check

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire
Madalyn Kearney

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- Anthony Goldstein, Esq., present on behalf of April Parks. Marissa Border, Esq., present on behalf of Mark Simmons. Jennifer Waldo, Esq., present on behalf of Gary Taylor. William Terry, Esq., present on behalf of Noel Simpson. Co-Deft's Taylor, Simpson and Simmons, also present.

Court noted Ms. Waldo and Mr. Terry were not present at last week's court date. Court advised the Motion to Sever in regards to Deft. Simmons was previously denied and parties agreed to continue the trial date for all Deft.'s to be heard together. Ms. Waldo explained she was not served with the Motion and was unaware of the court date. Ms. Waldo advised she will be filing a Motion to Sever at some point, but noted a trial setting in October or November would work best. Mr. Terry concurred and stated he is open to any trial date given by the Court. Mr. Terry added he has an open extension from the State on the Writ and is in the process of reviewing the Grand Jury transcript and exhibits. Colloquy regarding trial dates. COURT ORDERED, Trial VACATED and RESET as to all Deft's.

CUSTODY (COC)

11/19/18 8:30 AM CALENDAR CALL

11/26/18 10:30 AM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 24, 2018

C-17-321808-1 State of Nevada
vs
April Parks

October 24, 2018 10:30 AM Status Check: Trial
Readiness

HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	Raman, Jay	Attorney
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Ms. Waldo Esq., present on behalf of Co -Def. Taylor.

Matter trailed for counsel to speak with defts. regarding the negotiations. Later matter recalled. Mr. Raman requested to pass the matter for all defendants to be present. Colloquy regarding scheduling. COURT ORDERED matter CONTINUED for Status Check trial readiness as to all defendants. Court directed counsel to contact chambers if they want co-deft. Melton from the other case on calendar, also.

CUSTODY (COC)

10/31/18 STATUS CHECK: TRIAL READINESS // NEGOTIATIONS (PARKS, SIMMONS,

PRINT DATE: 04/22/2022

Page 17 of 28

Minutes Date: March 08, 2017

TAYLOR, SIMPSON)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 31, 2018

C-17-321808-1 State of Nevada
vs
April Parks

**October 31, 2018 8:30 AM Status Check: Trial
Readiness**

HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	Raman, Jay	Attorney
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- Marissa Border, Esq., present on behalf of Mark Simmons. Jennifer Waldo, Esq., present on behalf of Gary Taylor. William Terry, Esq., and Alexandra Athmann-Marcoux Esq., present on behalf of Noel Simpson.

Court noted following conference at the bench, the parties are requesting a continuance on this case as to all defendants and case C329886. COURT ORDERED, matter CONTINUED to the date given for all defendants in both cases.

CUSTODY (COC) Parks, Simmons, CUSTODY Taylor
CASH BAIL Simpson

11/05/18 8:30 A.M. STATUS CHECK: TRIAL READINESS // NEGOTIATIONS - Parks, Taylor, Simpson and Simmons,

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 05, 2018

C-17-321808-1 State of Nevada
 vs
 April Parks

November 05, 2018 8:30 AM

**Status Check: Trial
Readiness**

HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	Raman, Jay	Attorney
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- Negotiations are as contained in the GUILTY PLEA AGREEMENT PURSUANT TO ALFORD DECISION FILED IN OPEN COURT. Court canvassed deft. on the AMENDED INDICTMENT FILED IN OPEN COURT, charging COUNT - 1 EXPLOITATION OF AN OLDER/VULNERABLE PERSON (F), COUNT - 2, EXPLOITATION OF AN OLDER/VULNERABLE PERSON (F), COUNT - 3 THEFT (F), COUNT - 4 THEFT (F), and COUNT - 5 PERJURY (F). Mr. Raman recited the facts. Deft. pled guilty pursuant to ALFORD DECISION. Court accepted plea and referred the matter to the Division of Parole and Probation for a presentencing report (PSI) and set for sentencing on the date given. FURTHER COURT ORDERED, trial date VACATED.

CUSTODY

01/04/19 9:00 A.M. SENTENCING

Clerk's Note: On 12-13-18, minutes amended to correct typographical error. /tb

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****January 04, 2019**

C-17-321808-1 State of Nevada
vs
April Parks

January 04, 2019**9:00 AM****Sentencing****HEARD BY:** Jones, Tierra**COURTROOM:** RJC Courtroom 14B**COURT CLERK:** Teri Berkshire**RECORDER:** Victoria Boyd**REPORTER:****PARTIES**

PRESENT:	Goldstein, Anthony M.	Attorney
	Parks, April	Defendant
	Raman, Jay	Attorney
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- DEFT. PARKS ADJUDGED GUILTY of COUNT - 1 EXPLOITATION OF AN OLDER/VULNERABLE PERSON (F), COUNT - 2, EXPLOITATION OF AN OLDER/VULNERABLE PERSON (F), COUNT - 3 THEFT (F), COUNT - 4 THEFT (F), and COUNT - 5 PERJURY (F).

Arguments by counsel. Statements by deft. Victim Speakers SWORN Statements Given. Matter submitted. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$559.205.32 Restitution, to named victims, as follows: \$3,820.14 to Clyde Bowman, \$5,134.40 to Delmond Foster, \$6,346.30 to Delores Smith, \$4,528.00 to Harold Lockwood, \$6,032.50 to James Poya, \$4,766.37, to Janice Mitchell, 5,766.75 to Juanita Graham, \$11,582.40 to Marlene Homer, \$2,705.39 to Mary Vitek, \$4,533.20 to Norbert Wilkening, \$167,204.49 to Dorothy Trumbich, \$1,413.60 to Adolfo Gonzalez, \$3,804.49 to Carolyn Rickenbaugh, \$2,830.50 to Gloria Schneringer, \$2,622.62 to Kenneth Edwards, \$5,806.97 to Roy Franklin, \$6,262.48 to Marilyn Scholl, \$10,708.45 to Marie Long, \$2,074.80 to Rennie North, \$5,563.60 to Patricia Smoak, \$2,016.30 to Rudy North, \$13,180.67 to Ruth Braslow, \$4,183.08 to Walter Wright, \$9,470.80 to William Brady, \$4,807.61 to William Flewellen, \$3,699.28 to Yoshiko Kindaichi, \$15,068.18 to Norman Weinstock, \$6,920.00 to Maria Cooper, \$4,290.00, to Kenneth

Cristopherson, \$5,396.40 to Joseph Massa, \$2,497.20 to Blanca Ginorio, \$8,149.70 to Daniel Currie, \$4,311.20 to Rita Lamppa, \$895.00 to Barbara Neely, \$3,819.60 to Audrey Weber, \$32,006.72 to Baxter Burns, \$3,445.26 to Linda Phillips, \$4,807.61 to William Flewellen, \$25,278.57 to Mary Woods and/or John and Sally Den, Jointly and Severally with co-defts Simmons and Taylor, a \$150.00 DNA Analysis fee including testing to determine genetic markers, and \$3.00 DNA Collection fee, Deft. SENTENCED As to COUNT -1 to a MINIMUM of SEVENTY-TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC); As to COUNT - 2 to a MINIMUM of SEVENTY-TWO (72) MONTHS and a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Corrections (NDC); CONSECUTIVE to COUNT - 1; As to COUNT - 3 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); CONSECUTIVE to COUNT - 2; As to COUNT - 4 to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); CONSECUTIVE to COUNT - 3; As to COUNT - 5 to a MINIMUM of NINETEEN (19) MONTHS and a MAXIMUM of FORTY-EIGHT (48) MONTHS in the Nevada Department of Corrections (NDC); CONCURRENT with COUNT - 3; with 668 DAYS credit for time served. FURTHER COURT ORDERED, AGGREGATE total of a MINIMUM of ONE HUNDRED NINETY TWO (192) MONTHS and a MAXIMUM of FOUR HUNDRED EIGHTY (480) MONTHS in the Nevada Department of Corrections (NDC).

BOND if any, EXONERATED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 30, 2019

C-17-321808-1 State of Nevada
 vs
 April Parks

January 30, 2019 8:30 AM Request of Court

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Goldstein, Anthony M. Attorney
 State of Nevada Plaintiff
 Westmeyer, Daniel Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Marisa Border Esq., present for co-deft. Simmons, and standing in for Ms. Waldo Esq., on behalf of co-deft. Taylor. Mr. Goldstein Esq., present on behalf of co-deft. Parks.

Deft. not present and in the Nevada Department of Corrections. Court noted this matter is on because the Court was notified by P&P that there's an issue with the restitution. Further, one of the victims was names twice. There being no opposition, COURT ORDERED, second order of restitution as to William Flewellen, STRICKEN. Conference at the bench. COURT ORDERED, the new total of restitution is \$554,397.71 Jointly and Severally with co-defts in all cases.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 25, 2019

C-17-321808-1 State of Nevada
 vs
 April Parks

March 25, 2019 8:30 AM Motion for Withdrawal

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Goldstein, Anthony M. Attorney
 Raman, Jay Attorney
 State of Nevada Plaintiff
 Westmeyer, Daniel Attorney

JOURNAL ENTRIES

- Deft. not present and in the Nevada Department of Corrections. There being no opposition, COURT ORDERED, Motion for Withdrawal of Anthony M. Goldstein Esq, GRANTED. Mr. Goldstein to send the file. Order submitted, and following review, ORDER SIGNED IN OPEN COURT.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 26, 2019

C-17-321808-1 State of Nevada
 vs
 April Parks

August 26, 2019	8:30 AM	Motion for Clarification	Clarification of Sentence Per NDOC Request
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HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 14B

COURT CLERK: April Watkins

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT:	Raman, Jay	Attorney
	State of Nevada	Plaintiff
	Westmeyer, Daniel	Attorney

JOURNAL ENTRIES

- Court stated issue is, the offenses committed are between 2011 and end in 2016, no distinction as to what days charged and ORDERED, sentencing and aggregate total STANDS.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 06, 2019

C-17-321808-1 State of Nevada
 vs
 April Parks

November 06, 2019 8:30 AM

All Pending Motions

HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 14B

COURT CLERK: Shannon Reid

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: State of Nevada Plaintiff
 Westmeyer, Daniel Attorney

JOURNAL ENTRIES

- Mr. Westmeyer stated the Attorney General's office had only received one of the Motions. Further, Mr. Westmeyer advised he had reached out to his investigator with regards to the property seized, and some property had been returned to one of the Co-Defendants, but wasn't clear as to what specific property it was. Court noted no itemized list was attached as to what was being requested returned and ORDERED, Motions DENIED. Mr. Westmeyer noted if the Defendant wanted to re-file the Motion with the specific list they would address it. Court DIRECTED Mr. Westmeyer to prepare the Order.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

February 19, 2020

A-19-807564-W April Parks, Plaintiff(s)
vs.
Dwight Neven, Defendant(s)

February 19, 2020 8:30 AM All Pending Motions

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Louisa Garcia

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Resch, Jamie J. Attorney
 Westmeyer, Daniel Attorney

JOURNAL ENTRIES

- PETITION FOR WRIT OF HABEAS CORPUS...PETITIONER'S MOTION FOR ORDER SETTING SCHEDULE FOR FILING OF SUPPLEMENTAL PETITION

Mr. Resch requested additional time to supplement briefing. There being no opposition, COURT ORDERED, Motion GRANTED. Supplemental Briefing DUE 9/30/20; State's Response DUE 12/31/20; Reply DUE 1/29/21 and hearing SET thereafter.

2/8/21 8:30 AM PETITION FOR WRIT OF HABEAS CORPUS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

February 08, 2021

A-19-807564-W April Parks, Plaintiff(s)
vs.
Dwight Neven, Defendant(s)

**February 08, 2021 8:30 AM Petition for Writ of Habeas
Corpus**

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Carina Bracamontez-Munguia

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Bongard, Michael J. Attorney
Resch, Jamie J. Attorney

JOURNAL ENTRIES

- Court noted it was unable to finish reviewing the briefing and doesn't believe it's fair to hear arguments without having fully reviewed briefing. Upon Court's inquiry, Mr. Bongard had no objection to a continuance. Mr. Resch requested matter be continued for 45-60 days, as in response to ground 2 the State cited the Gonzalez case, which was vacated. Further, Mr. Resch indicated it was just argued to the Supreme Court and it might benefit this case to see what the decision is in that matter. Upon Court's inquiry, Mr. Bongard stated it will also be a close call whether or not the Court will want an Evidentiary Hearing on ground 3, therefore, based upon that maybe the arguments should be sooner, then conduct an Evidentiary Hearing, and after allow a chance for arguments or briefing and by that time decision he believes a decision on Gonzales would be out. Colloquy regarding parties availability. COURT ORDERED matter CONTINUED.

CONTINUED TO: 02/22/2021 08:30 AM

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

February 22, 2021

A-19-807564-W April Parks, Plaintiff(s)
vs.
Dwight Neven, Defendant(s)

**February 22, 2021 8:30 AM Petition for Writ of Habeas
Corpus**

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Nylasia Packer

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Bongard, Michael J. Attorney
Resch, Jamie J. Attorney

JOURNAL ENTRIES

- Arguments by counsel. Court accepted the Attorney Generals response on behalf of the State of Nevada. Following further arguments by counsel, Court stated its findings and ORDERED, petition DENIED as to grounds one and two. Court noted an evidentiary hearing is needed in regards to ground three. Court advised the Departments Judicial Executive Assistant will reach out to parties for scheduling of the evidentiary hearing. Counsel to arrange for Mr. Goldstein to be present for that hearing.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

March 18, 2021

A-19-807564-W April Parks, Plaintiff(s)
vs.
Dwight Neven, Defendant(s)

March 18, 2021 1:30 PM Evidentiary Hearing

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Teri Berkshire

RECORDER: Victoria Boyd

REPORTER:

PARTIES

PRESENT: Bongard, Michael J. Attorney
Parks, April Plaintiff
Raman, Jay Attorney
Resch, Jamie J. Attorney

JOURNAL ENTRIES

- APPEARANCES CONTINUED: Parties present via video, through Bluejeans technology.

Court noted this matter is on for the limited issue of whether or not deft. was denied her right to appeal. Mr. Resch advised he submitted the evidence electronically. Court so noted. Upon Court's inquiry, Deft. Waived the Attorney Client Privilege. Hearing held. Testimony and exhibits presented. (See worksheets). Following arguments, COURT ORDERED, a Decision will issue.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

March 29, 2021

A-19-807564-W April Parks, Plaintiff(s)
vs.
Dwight Neven, Defendant(s)

March 29, 2021 3:15 PM Minute Order

HEARD BY: Jones, Tierra **COURTROOM:** RJC Courtroom 14B

COURT CLERK: Haly Pannullo

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Following review of the papers and pleadings on file herein, COURT ORDERED, Defendant s Petition for Writ of Habeas Corpus is DENIED. In Toston, the Nevada Supreme Court found that trial counsel has a constitutional duty to file a direct appeal in two circumstances: when requested to do so, and when the defendant expresses dissatisfaction with his conviction. Toston v. State, 127 Nev. 971 (2011). The court expressly acknowledged the potential for mischief with the second circumstance requiring trial counsel to file a direct appeal. Id. at 978. The Court went on to reason that the goal is to discern those clients who truly desire to appeal their conviction from those who are disappointed with their lot. Id. at 979. The Court further found that this is particularly important given that the burden is on the client to indicate to his attorney that he wishes to pursue an appeal. Id. The Court went on to state that trial counsel has a duty to file a direct appeal when the client s desire to challenge the conviction or sentence can be reasonably inferred from the totality of the circumstances, focusing on the information that counsel knew or should have known at the time. Id. Here, the testimony from Petitioner and Mr. Goldstein was that there was a discussion regarding how to proceed, at the jail, shortly after sentencing. Mr. Goldstein testified that the Petitioner never asked him to file an appeal, and Petitioner testified that she assumed she used the word appeal. Petitioner s request was then placed in writing when she wrote a letter to Mr. Goldstein inquiring about a sentence modification and again there was no mention of an appeal in said letter. Further, Exhibit 2 from the Evidentiary Hearing includes an open invitation for Petitioner to express any

questions to Mr. Goldstein, and no follow-up was done from Petitioner after receipt of Exhibit 2. As such, Petitioner has failed to meet her burden of establishing that she indicated to her attorney that she wished to file an appeal. Further, taking the reasonable inference from the totality of the circumstances, Mr. Goldstein did not fail in his duties regarding filing a direct appeal. As such, Defendant's Petition for Writ of Habeas Corpus is DENIED.

Defendant Dwight Nevin is ordered to file an Order consistent with the Court's findings within 10 days of receipt of this order.

CLERK'S NOTE: The above minute order has been distributed to:
MBongard@ag.nv.gov; 'jresch@convictionsolutions.com' hvp/3/29/21

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

March 29, 2022

A-19-807564-W April Parks, Plaintiff(s)
vs.
Dwight Neven, Defendant(s)

March 29, 2022 3:00 AM Minute Order

HEARD BY: Roohani, Ellie **COURTROOM:** Chambers

COURT CLERK: Natalie Ortega

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

-

COURT ORDERED, case REMANDED back to Department 11. COURT FURTHER ORDERED, Status Check SET for April 20th at 1:30 PM.

CLERK'S NOTE: This minute order was electronically served by Courtroom Clerk, Natalie Ortega, to all registered parties for Odyssey File & Serve and/or served via facsimile. ndo/03/29/22

GRAND JURY INDICTMENTS RETURNED IN OPEN COURT MARCH 8, 2017
(From Grand Jury sessions held on March 7, 2017)

JUDGE JENNIFER TOGLIATTI
FOREPERSON PAUL MORTALONI

CHIEF DEPUTY DISTRICT ATTORNEY JAY P. RAMAN (010193)
SENIOR DEPUTY ATTORNEY GENERAL DANIEL WESTMEYER (010273)
CHIEF DEPUTY DISTRICT ATTORNEY MICHAEL SCHWARTZER (010747)

CASE NO. C-17-321808-1, -2, -3, -4
DEPT. NO. X
CDDA JAY P. RAMAN (FDD)
SDAG DANIEL WESTMEYER (AG)

Defendant(s): **APRIL PARKS #1571645**
 MARK SIMMONS
 GARY NEAL TAYLOR
 NOEL PALMER SIMPSON

Case No(s): **16AGJ151A-D (RANDOMLY TRACKS TO ANY DEPARTMENT)**

Charge(s): *As to Defendant PARKS:*
 (1) CT - RACKETEERING (Category B Felony - NRS 207.400 - NOC 53190);
 (33) CTS - THEFT (Category B Felony - NRS 205.0832, 205.0835.4 - NOC
 55991);
 (19) CTS - EXPLOITATION OF AN OLDER PERSON (Category B Felony -
 NRS 200.5092, 200.5099 - NOC 50304);
 (18) CTS - EXPLOITATION OF AN OLDER PERSON/VULNERABLE
 PERSON (Category B Felony - NRS 200.5092, 200.5099 - NOC 55984);
 (9) CTS - THEFT (Category C Felony - NRS 205.0832, 205.0835.3 - NOC
 55989);
 (74) CTS - OFFERING FALSE INSTRUMENT FOR FILING OR RECORD
 (Category C Felony - NRS 239.330 - NOC 52399) and
 (58) CTS - PERJURY (Category D Felony - NRS 199.120 - NOC 52971)

As to Defendant SIMMONS:
 (1) CT - RACKETEERING (Category B Felony - NRS 207.400 - NOC 53190);
 (30) CTS - THEFT (Category B Felony - NRS 205.0832, 205.0835.4 - NOC
 55991);
 (19) CTS - EXPLOITATION OF AN OLDER PERSON (Category B Felony -
 NRS 200.5092, 200.5099 - NOC 50304);
 (18) CTS - EXPLOITATION OF AN OLDER PERSON/VULNERABLE
 PERSON (Category B Felony - NRS 200.5092, 200.5099 - NOC 55984);
 (8) CTS - THEFT (Category C Felony - NRS 205.0832, 205.0835.3 - NOC
 55989) and
 (58) CTS - PERJURY (Category D Felony - NRS 199.120 - NOC 52971)

CONTINUED ON NEXT PAGE...

As to Defendant TAYLOR:

- (1) CT - RACKETEERING (Category B Felony - NRS 207.400 - NOC 53190);
- (2) CTS - THEFT (Category B Felony - NRS 205.0832, 205.0835.4 - NOC 55991);
- (1) CT - EXPLOITATION OF AN OLDER PERSON (Category B Felony - NRS 200.5092, 200.5099 - NOC 50304);
- (2) CTS - EXPLOITATION OF AN OLDER PERSON/VULNERABLE PERSON (Category B Felony - NRS 200.5092, 200.5099 - NOC 55984) and
- (1) CT - THEFT (Category C Felony - NRS 205.0832, 205.0835.3 - NOC 55989)

As to Defendant SIMPSON:

- (1) CT - THEFT (Category B Felony - NRS 205.0832, 205.0835.4 - NOC 55991) and
- (1) CT - OFFERING FALSE INSTRUMENT FOR FILING OR RECORD (Category C Felony - NRS 239.330 - NOC 52399)

Def. Counsel(s): PARKS - KEITH BROWER, ESQ.
SIMMONS - JULIAN GREGORY, ESQ.
TAYLOR - UNKNOWN
SIMPSON - WILLIAM B. TERRY, ESQ.

WARRANTS (NO DATE):

PARKS - No Bail
SIMMONS - No Bail
TAYLOR - 200K w/ src hrg
SIMPSON - 7500 cash / 50K surety - 3.22 @ 8:30 DC10

DEFTS ARE NOT IN CUSTODY

Exhibits:

- | | |
|--------------------------------|-----------------------------|
| 1. Proposed Indictment | 8. Affidavit |
| 1a. Second Proposed Indictment | 9. Text Messages |
| 2. Jury Instructions | 10. Text Messages |
| 2a. Jury Instructions | 11. DVD |
| 3. DVD | 12. Wavier for A/U Tech |
| 4. Organizational Chart | 13. Photo |
| 5. Photo | 14. Spreadsheet |
| 6. Photo | 15. Spreadsheet of Exhibits |
| 7. Photo | 16. NRS copies |

Exhibits 1 - 16 to be lodged with the Clerk of the Court.

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EXHIBIT(S) LIST

VS.

Court EXHIBITS

[illegible]

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):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF CONVICTION (PLEA OF GUILTY- ALFORD); AMENDED JUDGMENT OF CONVICTION (PLEA OF GUILTY- ALFORD); FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER GRANTING PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) (FROM RELATED CASE A-19-807564-W); NOTICE OF ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER (FROM RELATED CASE A-19-807564-W); DISTRICT COURT MINUTES; DISTRICT COURT MINUTES FROM RELATED CASE A-19-807564-W; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

APRIL PARKS,

Defendant(s).

Case No: C-17-321808-1

Related Case A-19-807564-W

Dept No: XI

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 22 day of April 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

