

NOASC  
JEAN J. SCHWARTZER, ESQ.  
Nevada Bar No. 11223  
**LAW OFFICE OF JEAN J. SCHWARTZER, Ltd.**  
170 S. Green Valley Parkway #300  
Las Vegas, NV, 89012  
Office: (702) 979-9941  
Email: jean.schwartzter@gmail.com  
Attorney for Petitioner

Electronically Filed  
May 04 2022 11:24 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

GUILLERMO RENTERIA-NOVOA, )  
Petitioner, )  
 )  
v. )  
 )  
 )  
 )  
RENEE BAKER, WARDEN, )  
Lovelock Correctional Center )  
Respondent. )  
\_\_\_\_\_ )

CASE NO: C268285-1  
DEPT NO: XXXII

**NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN that GUILLERMO RENTERIA-NOVOA, defendant above named, hereby appeals to the Supreme Court of Nevada from the Order Denying Defendant's Petition for Writ of Habeas Corpus (Post-Conviction) entered in this action on the 27<sup>th</sup> day of April, 2022.

DATED this 29<sup>th</sup> day of April, 2022.

/s/ Jean J. Schwartzter  
**JEAN J. SCHWARTZER, ESQ.**  
Nevada Bar No. 11223  
Law Office of Jean J. Schwartzter, Ltd.  
170 S. Green Valley Parkway #300  
Phone: (702) 979-9941  
jean.schwartzter@gmail.com

1 **CERTIFICATE OF SERVICE**

2 **IT IS HEREBY CERTIFIED** by the undersigned that on the 29<sup>th</sup> day of April, 2022, I  
3 served a true and correct copy of the foregoing **NOTICE OF APPEAL** on the parties listed on the  
4 attached service list via one or more of the methods of service described below as indicated next to  
5 the name of the served individual or entity by a checked box:

6 **VIA U.S. MAIL:** by placing a true copy thereof enclosed in a sealed envelope with postage thereon  
7 fully prepaid, in the United States mail at Las Vegas, Nevada.

8 **VIA FACSIMILE:** by transmitting to a facsimile machine maintained by the attorney or the party  
9 who has filed a written consent for such manner of service.

10 **BY PERSONAL SERVICE:** by personally hand-delivering or causing to be hand delivered by such  
11 designated individual whose particular duties include delivery of such on behalf of the firm,  
12 addressed to the individual(s) listed, signed by such individual or his/her representative accepting on  
13 his/her behalf. A receipt of copy signed and dated by such an individual confirming delivery of the  
14 document will be maintained with the document and is attached.

15 **BY E-MAIL:** by transmitting a copy of the document in the format to be used for attachments to the  
16 electronic-mail address designated by the attorney or the party who has filed a written consent for  
17 such manner of service.

18 By:

19 /s/ Jean Schwartzner

20 **JEAN J. SCHWARTZER, ESQ.**

21 Nevada Bar No. 11223

22 Law Office of Jean J. Schwartzner, Ltd.

23 170 S. Green Valley Parkway #300

24 Phone: (702) 979-9941

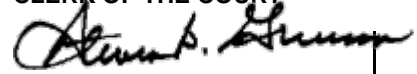
25 jean.schwartzner@gmail.com

26 Attorney for Petitioner

**SERVICE LIST**

ATTORNEYS OF RECORD	PARTIES REPRESENTED	METHOD OF SERVICE
CLARK COUNTY DISTRICT ATTORNEY'S OFFICE 200 E. LEWIS AVENUE LAS VEGAS, NEVADA 89101  Alexander.chen@clarkcountynyda.com	State of Nevada	<input type="checkbox"/> Personal service <input checked="" type="checkbox"/> Email service <input type="checkbox"/> Fax service <input type="checkbox"/> Mail service

GUILLERMO RENTERIA-NOVOA #1092343 High Desert State Prison P.O. Box 650 Indian Springs, Nevada 89070-0650		<input type="checkbox"/> Personal service <input type="checkbox"/> Email service <input type="checkbox"/> Fax service <input checked="" type="checkbox"/> Mail service
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JEAN J. SCHWARTZER, ESQ.  
Nevada Bar No. 11223  
LAW OFFICE OF JEAN J. SCHWARTZER, Ltd.  
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Henderson, NV 89012  
Phone: 702-979-9941  
jean.schwartzter@gmail.com  
Attorney for Petitioner

DISTRICT COURT  
CLARK COUNTY, NEVADA

GUILLERMO RENTERIA-NOVOA,  
Petitioner,

v.

RENEE BAKER, WARDEN,  
Lovelock Correctional Center  
Respondent.

CASE NO: C268285-1  
DEPT NO: XXXII

**CASE APPEAL STATEMENT**

1. **Name of appellant filing this case appeal statement:** Guillermo Renteria-Novoa, hereinafter referred to as "Appellant."
2. **Judge issuing the decision:** Honorable Judge Eric Johnson denied Appellant's Petition for Writ of Habeas Corpus (Post-Conviction).
3. **Identify each appellant and counsel:** Appellant is currently represented by Jean J. Schwartzter, Esq., of Law Office of Jean J. Schwartzter, located at 170 S Green Valley Parkway #300 Henderson, NV 89012 Phone: 702-979-9941.
4. **Identify each respondent and counsel:** STATE OF NEVADA is represented by Alexander Chen, Esq., of the Clark County District Attorney's Office, located at 200 Lewis Avenue, 9<sup>th</sup> Floor, Las Vegas, Nevada 89155; phone number (702) 671-2500.
5. **License status of attorneys mentioned in Nos. 3 and 4:** Both attorneys are currently licensed in Nevada.

- 1 6. **Indicate whether Appellant was represented in the District Court by retained or**  
2 **appointed counsel:** Appointed.
- 3 7. **Indicate whether Appellant is represented in his appeal by retained or appointed**  
4 **counsel:** Appointed.
- 5 8. **Indicate whether appellant was granted leave to proceed in forma pauperis:** N/A
- 6 9. **Indicate the date the proceedings commenced in the District Court:** The proceedings  
7 referenced herein were initiated before the District Court with the filing of a Petition for  
8 Writ of Habeas Corpus (Post-Conviction) on November, 9, 2018.
- 9 10. **Provide a brief description of the nature of the action and result in the District**  
10 **Court:** This appeal stems from the denial of a Petition for Writ of Habeas Corpus (Post-  
11 Conviction) in which Renteria-Novoa claimed his counsel was ineffective at trial.
- 12 11. **Indicate whether this case has previously been the subject of an appeal or original**  
13 **writ proceeding in the Supreme Court:** Yes. Appellant pursued a direct appeal. His  
14 conviction was affirmed.
- 15 12. **Indicate whether this appeal involves child custody or visitation:** This appeal does not  
16 involve child custody or visitation.
- 17 13. **If this is a civil case, indicate whether this appeal involves the possibility of**  
18 **settlement:** This is a post-conviction case, which is neither criminal nor civil. There is no  
19 possibility of settlement.

20  
21 Dated this 29<sup>th</sup> day of April, 2022.

22  
23  
24 **BY: /s/ Jean J. Schwartzer**  
**JEAN J. SCHWARTZER, ESQ.**  
25 Nevada Bar No. 011223  
26 LAW OFFICE OF JEAN J. SCHWARTZER, Ltd.  
170 S. Green Valley Parkway #300  
27 Henderson, NV 89012  
Phone: 702-979-9941  
jean.schwartzter@gmail.com  
28 Attorney for Petitioner

1 **CERTIFICATE OF SERVICE**

2  
3 **IT IS HEREBY CERTIFIED** by the undersigned that on the 29<sup>th</sup> day of April, 2022, I served  
4 a true and correct copy of the foregoing **CASE APPEAL STATEMENT** on the parties listed on the  
5 attached service list via one or more of the methods of service described below as indicated next to the  
6 name of the served individual or entity by a checked box:

7 **VIA U.S. MAIL:** by placing a true copy thereof enclosed in a sealed envelope with postage thereon  
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10 has filed a written consent for such manner of service.

11 **BY PERSONAL SERVICE:** by personally hand-delivering or causing to be hand delivered by such  
12 designated individual whose particular duties include delivery of such on behalf of the firm, addressed  
13 to the individual(s) listed, signed by such individual or his/her representative accepting on his/her  
14 behalf. A receipt of copy signed and dated by such an individual confirming delivery of the document  
15 will be maintained with the document and is attached.

16 **BY E-MAIL:** by transmitting a copy of the document in the format to be used for attachments to the  
17 electronic-mail address designated by the attorney or the party who has filed a written consent for such  
18 manner of service.

19 By: /s/ Jean J. Schwartz  
20 JEAN J. SCHWARTZER, ESQ.  
21 Nevada Bar No. 011223  
22 LAW OFFICE OF JEAN J. SCHWARTZER, Ltd.  
23 170 S. Green Valley Parkway #300  
24 Henderson, NV 89012  
25 Phone: 702-979-9941  
26 jean.schwartz@gmail.com  
27 Attorney for Petitioner  
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**SERVICE LIST**

ATTORNEYS OF RECORD	PARTIES REPRESENTED	METHOD OF SERVICE
CLARK COUNTY DISTRICT ATTORNEY’S OFFICE 200 E. Lewis Ave Las Vegas, NV 89101 Alexander.Chen@clarkcountyda.com	State of Nevada	<input type="checkbox"/> Personal service <input checked="" type="checkbox"/> Email service <input type="checkbox"/> Fax service <input type="checkbox"/> Mail service

## EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY****CASE NO. C-10-268285-1**

State of Nevada  
vs  
Guillermo Renteria-Novoa

§ Location: **Department 32**  
 § Judicial Officer: **Craig, Christy**  
 § Filed on: **10/14/2010**  
 § Case Number History:  
 § Cross-Reference Case **C268285**  
 § Number:  
 § Defendant's Scope ID #: **2755564**  
 § ITAG Booking Number: **1000042501**  
 § ITAG Case ID: **1175315**  
 § Lower Court Case # Root: **10F09697**  
 § Lower Court Case Number: **10F09697X**  
 § Supreme Court No.: **61865**  
**68239**

**CASE INFORMATION**

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005	Case Status:	<b>09/12/2012 Closed</b>
2. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
3. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	F	02/01/2005		
4. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
5. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
6. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
7. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	F	02/01/2005		
8. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	F	02/01/2005		
9. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
Filed As: LEWDNESS WITH A MINOR UNDER 14	F	10/27/2010			
10. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
11. OPEN OR GROSS LEWDNESS	201.210	G	02/01/2005		
Filed As: SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010			
12. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
13. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
14. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
15. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	12/01/2005		
16. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	F	02/01/2005		
Filed As: SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010			
17. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
18. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F	02/01/2005		
19. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	F	02/01/2005		



EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. C-10-268285-1**

	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010
20.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F 02/01/2005
	<i>Filed As:</i> OPEN AND GROSS LEWDNESS	G	10/27/2010
21.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14	200.366	F 02/01/2005
	<i>Filed As:</i> LEWDNESS WITH A MINOR UNDER 14	F	10/27/2010
22.	LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010
23.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010
24.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16	200.366	F 02/01/2005
	<i>Filed As:</i> LEWDNESS WITH A MINOR UNDER 14	F	10/27/2010
25.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010
26.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010
27.	ATT. SEXUAL ASSAULT VICTIM UNDER 14	200.366	F 02/01/2005
27.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	1/26/2011
28.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010
29.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010
30.	SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010
31.	OPEN OR GROSS LEWDNESS	201.210	G 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 14	F	10/27/2010
32.	SEX ASSAULT	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 16	F	10/27/2010
33.	SEX ASSAULT	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 16	F	10/27/2010
34.	SEX ASSAULT	200.366	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 16	F	10/27/2010
35.	SEX ASSAULT	200.366	F 02/01/2005

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. C-10-268285-1**

	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 16	F	10/27/2010
36.	OPEN OR GROSS LEWDNESS	201.210	G 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 16	F	10/27/2010
37.	SEXUAL ASSAULT VICTIM UNDER 16	200.366	F 02/01/2005
38.	SEXUAL ASSAULT VICTIM UNDER 16	200.366	F 02/01/2005
39.	SEXUAL ASSAULT VICTIM UNDER 16	200.366	F 02/01/2005
40.	SEXUAL ASSAULT VICTIM UNDER 16	200.366	F 02/01/2005
41.	SEXUAL ASSAULT VICTIM UNDER 16	200.366	F 02/01/2005
42.	SEXUAL ASSAULT VICTIM UNDER 16	200.366	F 02/01/2005
43.	LEWDNESS WITH A MINOR UNDER 14	201.230	F 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT VICTIM UNDER 16	F	1/26/2011
44.	LEWDNESS WITH A MINOR UNDER 14	201.230	F 02/01/2005
45.	OPEN AND GROSS LEWDNESS	201.210	G 02/01/2005
	<i>Filed As:</i> LEWDNESS WITH A MINOR UNDER 14	F	1/26/2011
46.	SEXUAL ASSAULT	200.366	F 02/01/2005
	<i>Filed As:</i> OPEN AND GROSS LEWDNESS	G	10/27/2010
47.	SEXUAL ASSAULT	200.366	F 02/01/2005
48.	SEXUAL ASSAULT	200.366	F 02/01/2005
49.	SEXUAL ASSAULT	200.366	F 02/01/2005
50.	SEXUAL ASSAULT	200.366	F 02/01/2005
51.	SEXUAL ASSAULT	200.366	F 02/01/2005
52.	SEXUAL ASSAULT	200.366	F 02/01/2005
53.	OPEN AND GROSS LEWDNESS	201.210	G 02/01/2005
	<i>Filed As:</i> SEXUAL ASSAULT	F	1/26/2011
54.	OPEN AND GROSS LEWDNESS	201.210	G 02/01/2005

**Statistical Closures**

09/12/2012 Jury Trial - Conviction - Criminal

DATE	CASE ASSIGNMENT
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**Current Case Assignment**

Case Number	C-10-268285-1
Court	Department 32
Date Assigned	01/09/2021
Judicial Officer	Craig, Christy















**PARTY INFORMATION**

<b>Defendant</b>	<b>Renteria-Novoa, Guillermo</b>	<i>Lead Attorneys</i> <b>Schwartzter, Jean</b> <i>Retained</i> 702-979-9941(W)
<b>Plaintiff</b>	<b>State of Nevada</b>	<b>Wolfson, Steven B</b> 702-671-2700(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
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10/12/2010	<p><b><u>EVENTS</u></b></p> <p>Bail Set \$120,000</p>	
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**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

10/14/2010	 Criminal Bindover [1]	In #1
10/27/2010	 Information [2]	In #2
11/12/2010	 Reporters Transcript Filed By: Plaintiff State of Nevada [3] Transcript of Hearing Held on October 12, 2010	In #3
11/12/2010	 Reporters Transcript [67] Transcript of Hearing Held on October 14, 2010	In #6
11/29/2010	 Petition for Writ of Habeas Corpus [4]	In #4
12/15/2010	 Order [5] Order Setting Status Check	In #5
12/23/2010	 Order Filed By: Defendant Renteria-Novoa, Guillermo [6]	In #6
12/23/2010	 Writ of Habeas Corpus [7]	In #7
01/05/2011	 Return to Writ of Habeas Corpus [8]	In #8
01/26/2011	 Amended Information Filed By: Plaintiff State of Nevada [9]	In #9
01/26/2011	 Amended Information [11]	In #1
01/31/2011	Case Reassigned to Department 20 Case reassigned from Judge Donald Mosley	
01/31/2011	 Notice of Witnesses and/or Expert Witnesses [10] Notice of Witnesses and/or Expert Witnesses [NRS 174.234]	In #1
04/07/2011	 Motion in Limine [12] Motion in Limine to Preclude the State's Experts from Improper Vouching and to Prevent "Experts" from Testifying Outside Their Area of Expertise	In #1
04/07/2011	 Motion for Discovery	In #1
















**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

	[13]	
04/07/2011	 Motion in Limine <i>[14] Defendant's Motion in Limine to Preclude Use of the Prejudicial Term "Victim"</i>	In #1
04/13/2011	 Notice of Witnesses and/or Expert Witnesses <i>[15] Supplemental Notice of Witnesses and/or Expert Witnesses [NRS 174.234]</i>	In #1
04/14/2011	 Opposition to Motion in Limine <i>[16] State's Opposition to Defendant's Motion in Limine to Preclude the State's Expert's from Improper Vouching and to Prevent "Experts" from Testifying Outside Their Area of Expertise</i>	In #1
04/14/2011	 Opposition to Motion in Limine <i>[17] State's Opposition to Defendant's Motion in Limine to Preclude Prejudicial Term "Victim"</i>	In #1
04/14/2011	 Opposition to Motion <i>[18] State's Opposition to Defendant's Motion for Discovery</i>	In #1
05/17/2011	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>[19] Order Denying Defendant's Motion in Limine to Preclude the State's Experts from Improper Vouching and to Prevent "Experts" from Testifying Outside Their Area of Expertise and Motion in Limine to Preclude Prejudicial Term "Victim"</i>	In #1
04/25/2012	 Motion to Suppress Filed By: Defendant Renteria-Novoa, Guillermo <i>[20]</i>	In #2
05/03/2012	 Opposition to Motion <i>[21] State's Opposition to Defendant's Motion to Suppress the Statement Attributed to Mr. Guillermo Renteria-Novoa</i>	In #2
05/14/2012	 Notice of Witnesses and/or Expert Witnesses <i>[22] Second Supplemental Notice of Witnesses and/or Expert Witnesses [NRS 174.234]</i>	In #2
05/14/2012	 Notice of Witnesses <i>[23] Defendant's Notice of Witnesses, Pursuant to NRS 174.234</i>	In #2
05/17/2012	 Recorders Transcript of Hearing <i>[24] Transcript of Hearing Held on May 15, 2012</i>	In #2
05/22/2012	 Ex Parte Order Filed By: Defendant Renteria-Novoa, Guillermo <i>[25] Ex Parte Order for Transcript</i>	In #2
05/22/2012	 Jury List <i>[26]</i>	In #2
05/22/2012	 Amended Information	In #2

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

	<i>[27] Second Amended Information</i>	
05/24/2012	 Amended Jury List <i>[28]</i>	In #2
05/24/2012	 Proposed Jury Instructions Not Used At Trial <i>[29] Defendant's Proposed Jury Instructions Not Used at Trial</i>	In #2
05/25/2012	 Verdict <i>[30] Verdict</i>	In #2
05/25/2012	 Instructions to the Jury <i>[31]</i>	In #2
08/22/2012	 PSI <i>[32] Pre-Sentence Investigation Report (Unfiled) Confidential</i>	In #2
09/12/2012	 Criminal Order to Statistically Close Case Filed By: Plaintiff State of Nevada <i>[33]</i>	In #2
09/17/2012	 Judgment of Conviction <i>[34] Judgment of Conviction (Jury Trial)</i>	In #2
10/05/2012	 Notice of Appeal (Criminal) <i>[35] Notice of Appeal</i>	In #2
10/05/2012	 Case Appeal Statement <i>[36]</i>	In #2
11/19/2012	 Reporters Transcript <i>[37] Transcript of Hearing Held on January 26, 2011</i>	In #2
12/05/2012	 Recorders Transcript of Hearing <i>[38] Transcript of Hearing Held on April 19, 2011</i>	In #2
12/05/2012	 Recorders Transcript of Hearing <i>[39] Transcript of Hearing Held on April 28, 2011</i>	In #2
12/05/2012	 Recorders Transcript of Hearing <i>[40] Transcript of Hearing Held on May 3, 2011</i>	In #4
12/05/2012	 Recorders Transcript of Hearing <i>[41] Transcript of Hearing Held on May 17, 2011</i>	In #4
12/05/2012	 Recorders Transcript of Hearing <i>[42] Transcript of Hearing Held on November 1, 2011</i>	In #4

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

12/05/2012	 Recorders Transcript of Hearing <i>[43] Transcript of Hearing Held on January 17, 2012</i>	In #4
12/05/2012	 Recorders Transcript of Hearing <i>[44] Transcript of Hearing Held on May 10, 2012</i>	In #4
12/05/2012	 Recorders Transcript of Hearing <i>[45] Transcript of Hearing Held on September 6, 2012</i>	In #4
12/05/2012	 Transcript of Proceedings <i>[46] Transcript of Hearing Held on May 21, 2012</i>	In #4
12/05/2012	 Transcript of Proceedings <i>[47] Transcript of Hearing Held on May 22, 2012</i>	In #4
12/05/2012	 Transcript of Proceedings <i>[48] Transcript of Hearing Held on May 23, 2012</i>	In #4
12/05/2012	 Transcript of Proceedings <i>[49] Transcript of Hearing Held on May 24, 2012</i>	In #4
12/05/2012	 Transcript of Proceedings <i>[50] Transcript of Hearing Held on May 25, 2012</i>	In #4
12/11/2012	 Recorders Transcript of Hearing <i>[51] Transcript of Hearing Held on November 5, 2010</i>	In #4
10/24/2014	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>[54] Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>	In #4
02/09/2015	 Inmate Filed - Petition for Writ of Habeas Corpus Party: Defendant Renteria-Novoa, Guillermo <i>[55] Petition for Writ of Habeas Corpus (Post Conviction)</i>	In #4
02/09/2015	 Motion for Leave to Proceed in Forma Pauperis Filed By: Defendant Renteria-Novoa, Guillermo <i>[56]</i>	In #4
02/09/2015	 Motion for Appointment of Attorney Filed By: Defendant Renteria-Novoa, Guillermo <i>[57] Motion for Appointment of Counsel Pursuant NRS 34.750</i>	In #4
02/12/2015	 Order for Petition for Writ of Habeas Corpus <i>[58]</i>	In #4
02/12/2015	 Notice of Hearing	In #4

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

	[59]	
04/13/2015	 Response [60] State's Response to Defendant's Post-Conviction Petition for Writ of Habeas Corpus	In #6
05/04/2015	Case Reassigned to Department 20 Case reassigned from Judge Jerome Tao Dept 20	
05/27/2015	 Application [61] Application and Order for Transcripts	In #6
05/27/2015	 Findings of Fact, Conclusions of Law and Order [62]	In #6
05/29/2015	 Notice of Entry [63] Notice of Entry of Findings of Fact, Conclusions of Law and Order	In #6
06/05/2015	 Recorders Transcript of Hearing [64] Transcript of Hearing Held on April 16, 2015	In #6
06/15/2015	 Notice of Appeal (Criminal) [65] Notice of Appeal	In #6
06/16/2015	 Case Appeal Statement [66]	In #6
03/16/2016	 Notice [68] Notice to The Court	In #6
04/19/2016	 Motion [69] Defendant's Motion to Compel Prosecutor to Release Plea Offer Papers	In #6
05/06/2016	 Opposition [70] Opposition to Defendant's Motion to Compel Prosecutor to Release Plea Offer Papers	In #7
05/23/2016	 Order Denying [71] Order Denying Defendant's Motion of May 10, 2016	In #7
04/28/2017	 NV Supreme Court Clerks Certificate/Judgment -Remanded [72] Nevada Supreme Court Clerk's Certificate Judgment - Reversed and Remand	In #7
08/22/2017	 Order Filed By: Defendant Renteria-Novoa, Guillermo [73] Ex-Parte Order Appointing Private Investigator	In #7
12/30/2017	 Stipulation and Order Filed by: Defendant Renteria-Novoa, Guillermo [74] Stipulation and Order to Extend Time	In #7

# CASE SUMMARY

CASE NO. C-10-268285-1

03/07/2018	 Motion Filed By: Defendant Renteria-Novoa, Guillermo <i>[75] Motion to ENlarge Time to File Supplemental Brief (Post-Conviction)</i>	In #7
06/29/2018	 Motion Filed By: Defendant Renteria-Novoa, Guillermo <i>[76] Motion to Enlarge Time to File Supplemental Brief (Post-Conviction)</i>	In #7
09/28/2018	 Motion Filed By: Defendant Renteria-Novoa, Guillermo <i>[77] Motion to Enlarge Time to File Supplemental Brief (Post-Conviction)</i>	In #7
11/09/2018	 Supplement Filed by: Defendant Renteria-Novoa, Guillermo <i>[78] Supplemental Memorandum of Points and Authorities in Support of Petition for Writ of Habeas Corpus (Post-Conviction)</i>	In #7
12/31/2018	 Response <i>[79] State's Response to Defendant s Supplemental Memorandum of Points and Authorities in Support of Petition for Writ of Habeas Corpus (Post-Conviction)</i>	In #7
03/06/2019	 Reply Filed by: Defendant Renteria-Novoa, Guillermo <i>[80] Reply to State's Response to Supplemental Menorandum in Support of Petition for Writ of Habeas Corpus</i>	In #8
03/19/2019	 Order for Production of Inmate <i>[81] Order for Production of Inmate</i>	In #8
02/18/2020	 Recorders Transcript of Hearing <i>[82] Recorder's Transcript of Hearing: Evidentiary Hearing, December 13, 2019</i>	In #8
01/09/2021	Case Reassigned to Department 32 <i>Judicial Reassignment to Judge Christy Craig</i>	
04/06/2022	 Motion <i>[83] Motion to Disqualify Appointed Counsel on Basis of Case Neglect</i>	In #8
04/22/2022	 Opposition <i>[84] States Opposition to Motion to Disqualify Appointed Counsel on Basis of Case Neglect</i>	In #8
04/27/2022	 Findings of Fact, Conclusions of Law and Order <i>[85] Findings of Fact, Conclusions of Law, and Order</i>	In #8
04/29/2022	 Notice of Appeal (Criminal) Party: Defendant Renteria-Novoa, Guillermo <i>[86] Notice of Appeal</i>	In #8
04/29/2022	 Case Appeal Statement	In #8



**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

Filed By: Defendant Renteria-Novoa, Guillermo  
[87] Case Appeal Statement

05/02/2022



Notice of Entry

*Notice of Entry of Findings of Fact, Conclusions of Law and Order*

In  
#8

**DISPOSITIONS**

11/05/2010

**Plea** (Judicial Officer: Tao, Jerome T.)

1. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
2. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
3. LEWDNESS WITH A CHILD UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
4. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
5. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
6. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
7. LEWDNESS WITH A CHILD UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
8. LEWDNESS WITH A CHILD UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
9. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
10. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
11. OPEN OR GROSS LEWDNESS  
Not Guilty  
PCN: Sequence:
12. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
13. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Not Guilty  
PCN: Sequence:
14. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

Not Guilty

PCN: Sequence:

15. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

Not Guilty

PCN: Sequence:

16. LEWDNESS WITH A CHILD UNDER THE AGE OF 14

Not Guilty

PCN: Sequence:

17. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

Not Guilty

PCN: Sequence:

18. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

Not Guilty

PCN: Sequence:

19. LEWDNESS WITH A CHILD UNDER THE AGE OF 14

Not Guilty

PCN: Sequence:

20. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

Not Guilty

PCN: Sequence:

21. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

Not Guilty

PCN: Sequence:

22. LEWDNESS WITH A CHILD UNDER THE AGE OF 14

Not Guilty

PCN: Sequence:

23. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Not Guilty

PCN: Sequence:

24. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Not Guilty

PCN: Sequence:

25. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Not Guilty

PCN: Sequence:

26. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Not Guilty

PCN: Sequence:

27. ATT. SEXUAL ASSAULT VICTIM UNDER 14

Not Guilty

PCN: Sequence:

27. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Not Guilty

PCN: Sequence:

28. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Not Guilty

PCN: Sequence:

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

- 29. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
Not Guilty  
PCN: Sequence:
- 30. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
Not Guilty  
PCN: Sequence:
- 31. OPEN OR GROSS LEWDNESS  
Not Guilty  
PCN: Sequence:
- 32. SEX ASSAULT  
Not Guilty  
PCN: Sequence:
- 33. SEX ASSAULT  
Not Guilty  
PCN: Sequence:
- 34. SEX ASSAULT  
Not Guilty  
PCN: Sequence:
- 35. SEX ASSAULT  
Not Guilty  
PCN: Sequence:
- 36. OPEN OR GROSS LEWDNESS  
Not Guilty  
PCN: Sequence:
- 37. SEXUAL ASSAULT VICTIM UNDER 16  
Not Guilty  
PCN: Sequence:
- 38. SEXUAL ASSAULT VICTIM UNDER 16  
Not Guilty  
PCN: Sequence:
- 39. SEXUAL ASSAULT VICTIM UNDER 16  
Not Guilty  
PCN: Sequence:
- 40. SEXUAL ASSAULT VICTIM UNDER 16  
Not Guilty  
PCN: Sequence:
- 41. SEXUAL ASSAULT VICTIM UNDER 16  
Not Guilty  
PCN: Sequence:
- 42. SEXUAL ASSAULT VICTIM UNDER 16  
Not Guilty  
PCN: Sequence:
- 43. LEWDNESS WITH A MINOR UNDER 14  
Not Guilty  
PCN: Sequence:
- 44. LEWDNESS WITH A MINOR UNDER 14

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

	<p>Not Guilty PCN: Sequence:</p>
	<p>45. OPEN AND GROSS LEWDNESS Not Guilty PCN: Sequence:</p>
	<p>46. SEXUAL ASSAULT Not Guilty PCN: Sequence:</p>
	<p>47. SEXUAL ASSAULT Not Guilty PCN: Sequence:</p>
	<p>48. SEXUAL ASSAULT Not Guilty PCN: Sequence:</p>
	<p>49. SEXUAL ASSAULT Not Guilty PCN: Sequence:</p>
	<p>50. SEXUAL ASSAULT Not Guilty PCN: Sequence:</p>
	<p>51. SEXUAL ASSAULT Not Guilty PCN: Sequence:</p>
	<p>52. SEXUAL ASSAULT Not Guilty PCN: Sequence:</p>
	<p>53. OPEN AND GROSS LEWDNESS Not Guilty PCN: Sequence:</p>
01/26/2011	<p><b>Disposition</b> (Judicial Officer: Mosley, Donald) 54. OPEN AND GROSS LEWDNESS Amended Information Filed/Charges Not Addressed PCN: Sequence:</p>
01/26/2011	<p><b>Plea</b> (Judicial Officer: Mosley, Donald) 54. OPEN AND GROSS LEWDNESS Charges Amended/Dropped PCN: Sequence:</p>
01/26/2011	<p><b>Disposition</b> (Judicial Officer: Tao, Jerome T.) 27. ATT. SEXUAL ASSAULT VICTIM UNDER 14 Stricken PCN: Sequence:</p>
05/22/2012	<p><b>Disposition</b> (Judicial Officer: Tao, Jerome T.) 37. SEXUAL ASSAULT VICTIM UNDER 16 Amended Information Filed/Charges Not Addressed PCN: Sequence:</p>

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

38. SEXUAL ASSAULT VICTIM UNDER 16  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
39. SEXUAL ASSAULT VICTIM UNDER 16  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
40. SEXUAL ASSAULT VICTIM UNDER 16  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
41. SEXUAL ASSAULT VICTIM UNDER 16  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
42. SEXUAL ASSAULT VICTIM UNDER 16  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
43. LEWDNESS WITH A MINOR UNDER 14  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
44. LEWDNESS WITH A MINOR UNDER 14  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
45. OPEN AND GROSS LEWDNESS  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
46. SEXUAL ASSAULT  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
47. SEXUAL ASSAULT  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
48. SEXUAL ASSAULT  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
49. SEXUAL ASSAULT  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
50. SEXUAL ASSAULT  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
51. SEXUAL ASSAULT  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
52. SEXUAL ASSAULT  
Amended Information Filed/Charges Not Addressed  
PCN: Sequence:
53. OPEN AND GROSS LEWDNESS

**CASE SUMMARY**

**CASE NO. C-10-268285-1**

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

05/25/2012 **Disposition** (Judicial Officer: Tao, Jerome T.)

1. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
2. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
3. LEWDNESS WITH A CHILD UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
4. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
5. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
6. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
7. LEWDNESS WITH A CHILD UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
8. LEWDNESS WITH A CHILD UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
9. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
10. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
11. OPEN OR GROSS LEWDNESS  
Guilty  
PCN: Sequence:
12. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
13. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
14. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
Guilty  
PCN: Sequence:
15. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

Guilty

PCN: Sequence:

16. LEWDNESS WITH A CHILD UNDER THE AGE OF 14

Guilty

PCN: Sequence:

17. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

Guilty

PCN: Sequence:

18. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

Guilty

PCN: Sequence:

19. LEWDNESS WITH A CHILD UNDER THE AGE OF 14

Guilty

PCN: Sequence:

20. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

Guilty

PCN: Sequence:

21. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

Guilty

PCN: Sequence:

22. LEWDNESS WITH A CHILD UNDER THE AGE OF 14

Guilty

PCN: Sequence:

23. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Guilty

PCN: Sequence:

24. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Guilty

PCN: Sequence:

25. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Guilty

PCN: Sequence:

26. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Guilty

PCN: Sequence:

27. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Guilty

PCN: Sequence:

28. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Guilty

PCN: Sequence:

29. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Guilty

PCN: Sequence:

30. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16

Guilty

PCN: Sequence:

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

31. OPEN OR GROSS LEWDNESS

Guilty

PCN: Sequence:

32. SEX ASSAULT

Guilty

PCN: Sequence:

33. SEX ASSAULT

Guilty

PCN: Sequence:

34. SEX ASSAULT

Guilty

PCN: Sequence:

35. SEX ASSAULT

Guilty

PCN: Sequence:

36. OPEN OR GROSS LEWDNESS

Guilty

PCN: Sequence:

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

1. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

02/01/2005 (F) 200.366 (5058)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Life with the possibility of parole after:20 Years

Comments: (Total: 36 counts) FURTHER COURT ORDERED, COUNT 3 TO RUN CONSECUTIVE TO COUNT 1; COUNT 6 TO RUN CONSECUTIVE TO COUNTS 1 & 3; COUNT 23 TO RUN CONSECUTIVE TO COUNTS 1, 3, & 6 AND COUNT 32 TO RUN CONSECUTIVE TO COUNTS 1, 3, 6 & 23; REMAINING COUNTS TO RUN CONCURRENT.

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

2. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

02/01/2005 (F) 200.366 (5058)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

4. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14

02/01/2005 (F) 200.366 (5058)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

3. LEWDNESS WITH A CHILD UNDER THE AGE OF 14

02/01/2005 (F) 201.230 (5110)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Life with the possibility of parole after:10 Years



**CASE SUMMARY****CASE NO. C-10-268285-1**

09/06/2012	<p><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.)</p> <p>11. OPEN OR GROSS LEWDNESS 02/01/2005 (G) 201.210 (5108) PCN: Sequence:</p> <hr/> <p>Sentenced to CCDC Term: 12 Months</p>								
09/06/2012	<p><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.)</p> <p>31. OPEN OR GROSS LEWDNESS 02/01/2005 (G) 201.210 (5108) PCN: Sequence:</p> <hr/> <p>Sentenced to CCDC Term: 12 Months</p>								
09/06/2012	<p><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.)</p> <p>36. OPEN OR GROSS LEWDNESS 02/01/2005 (G) 201.210 (5108) PCN: Sequence:</p> <hr/> <p>Sentenced to CCDC Term: 12 Months Credit for Time Served: 762 Days Comments: FURTHER COURT ORDERED, COUNT 3 TO RUN CONSECUTIVE TO COUNT 1; COUNT 6 TO RUN CONSECUTIVE TO COUNTS 1 &amp; 3; COUNT 23 TO RUN CONSECUTIVE TO COUNTS 1, 3, &amp; 6 AND COUNT 32 TO RUN CONSECUTIVE TO COUNTS 1, 3, 6 &amp; 23; REMAINING COUNTS TO RUN CONCURRENT.</p> <p>Condition</p> <p>1. Lifetime Supervision, FURTHER COURT ORDERED, a special SENTENCE OF LIFETIME SUPERVISION is imposed upon release from incarceration and pursuant to NRS 179D.450, the defendant must register as a sex offender within 48 hours of release from custody.</p> <p>2. Sex Offender Conditions - (See Minutes)</p> <p>Other Fees</p> <p>1. , \$880.00</p> <p>Fee Totals:</p> <table> <tr> <td>Administrative Assessment Fee</td><td>25.00</td></tr> <tr> <td>\$25 DNA Analysis Fee</td><td>150.00</td></tr> <tr> <td>\$150</td><td></td></tr> <tr> <td>Fee Totals \$</td><td>175.00</td></tr> </table>	Administrative Assessment Fee	25.00	\$25 DNA Analysis Fee	150.00	\$150		Fee Totals \$	175.00
Administrative Assessment Fee	25.00								
\$25 DNA Analysis Fee	150.00								
\$150									
Fee Totals \$	175.00								
09/06/2012	<p><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.)</p> <p>5. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14 02/01/2005 (F) 200.366 (5058) PCN: Sequence:</p> <hr/> <p>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:20 Years</p>								
09/06/2012	<p><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.)</p> <p>7. LEWDNESS WITH A CHILD UNDER THE AGE OF 14 02/01/2005 (F) 201.230 (5110) PCN: Sequence:</p> <hr/> <p>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:10 Years</p>								
09/06/2012	<p><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.)</p> <p>8. LEWDNESS WITH A CHILD UNDER THE AGE OF 14 02/01/2005 (F) 201.230 (5110) PCN: Sequence:</p>								

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

	<div>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:10 Years</div>
09/06/2012	<div><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.) 16. LEWDNESS WITH A CHILD UNDER THE AGE OF 14 02/01/2005 (F) 201.230 (5110) PCN: Sequence:</div>
	<div>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:10 Years</div>
09/06/2012	<div><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.) 19. LEWDNESS WITH A CHILD UNDER THE AGE OF 14 02/01/2005 (F) 201.230 (5110) PCN: Sequence:</div>
	<div>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:10 Years</div>
09/06/2012	<div><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.) 22. LEWDNESS WITH A CHILD UNDER THE AGE OF 14 02/01/2005 (F) 201.230 (5110) PCN: Sequence:</div>
	<div>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:10 Years</div>
09/06/2012	<div><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.) 35. SEX ASSAULT 02/01/2005 (F) 200.366 (5023) PCN: Sequence:</div>
	<div>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:10 Years</div>
09/06/2012	<div><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.) 34. SEX ASSAULT 02/01/2005 (F) 200.366 (5023) PCN: Sequence:</div>
	<div>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:10 Years</div>
09/06/2012	<div><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.) 33. SEX ASSAULT 02/01/2005 (F) 200.366 (5023) PCN: Sequence:</div>
	<div>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:10 Years</div>
09/06/2012	<div><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.) 32. SEX ASSAULT 02/01/2005 (F) 200.366 (5023) PCN: Sequence:</div>
	<div>Sentenced to Nevada Dept. of Corrections Term: Life with the possibility of parole after:10 Years</div>
09/06/2012	<div><b>Adult Adjudication</b> (Judicial Officer: Tao, Jerome T.)</div>

**CASE SUMMARY****CASE NO. C-10-268285-1**

6. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

---

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

9. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

---

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

10. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

---

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

12. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

---

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

13. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

---

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

14. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

---

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

15. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
12/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

---

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)

17. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

---

Sentenced to Nevada Dept. of Corrections

**CASE SUMMARY**  
**CASE NO. C-10-268285-1**

Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
21. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
20. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
18. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14  
02/01/2005 (F) 200.366 (5058)  
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:20 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
23. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
02/01/2005 (F) 200.366 (5083)  
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:25 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
25. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
02/01/2005 (F) 200.366 (5083)  
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:25 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
30. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
02/01/2005 (F) 200.366 (5083)  
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:25 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
29. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
02/01/2005 (F) 200.366 (5083)  
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:25 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
24. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
02/01/2005 (F) 200.366 (5083)

**CASE SUMMARY****CASE NO. C-10-268285-1**

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:25 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
26. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
02/01/2005 (F) 200.366 (5083)  
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:9/6/12 Year


09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
28. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
02/01/2005 (F) 200.366 (5083)  
PCN: Sequence:


Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:25 Years

09/06/2012 **Adult Adjudication** (Judicial Officer: Tao, Jerome T.)  
27. SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16  
02/01/2005 (F) 200.366 (5083)  
PCN: Sequence:

Sentenced to Nevada Dept. of Corrections  
Term: Life with the possibility of parole after:25 Years


**HEARINGS**

10/28/2010  **Initial Arraignment** (9:00 AM) (Judicial Officer: De La Garza, Melisa)  
Events: 10/14/2010 Criminal Bindover  
Continued;  
Journal Entry Details:  
*Also present: Spanish Interpreter Mario Torres. Ms. Porray requested matter be continued to Court's Friday calendar. COURT SO ORDERED. CUSTODY 11/5/2010 10:30 A.M. - ARRAIGNMENT CONTINUED (LLA);*

11/05/2010  **Arraignment Continued** (10:30 AM) (Judicial Officer: De La Garza, Melisa)  
Matter Heard;  
Journal Entry Details:  
*Glen O'Brien, Deputy D.A., present on behalf of the State, Mike Feliciano, Deputy P.D., present on behalf of Defendant and Certified Spanish Court Interpreter, M. Peters, present to assist Defendant. Ms. Porray advised Defendant will be entering a not guilty plea. DEFENDANT RENTERIA-NOVOA ARRAIGNED, PLED NOT GUILTY, AND WAIVED THE SIXTY (60) DAY RULE. Court ACCEPTED plea and, ORDERED, matter set for JURY TRIAL. Ms. Porray advised she has just received a copy of the Preliminary Hearing Transcript and requested twenty-one (21) days from today's date to file a writ and, COURT SO ORDERED. CUSTODY 2/28/11 9:00 AM CALENDAR CALL 3/7/11 1:30 PM JURY TRIAL;*

01/26/2011 **Status Check** (9:00 AM) (Judicial Officer: Mosley, Donald)  
*Status Check: Discovery*

01/26/2011 **Petition for Writ of Habeas Corpus** (9:00 AM) (Judicial Officer: Mosley, Donald)  
Events: 11/29/2010 Petition for Writ of Habeas Corpus

01/26/2011  **All Pending Motions** (9:00 AM) (Judicial Officer: Mosley, Donald)  
Matter Heard;  
Journal Entry Details:  
*STATUS CHECK: DISCOVERY...DEFT'S PETITION FOR WRIT OF HABEAS CORPUS Shirley Landberg, Court Interpreter, present to assist Defendant. AS TO DISCOVERY: Mr. Feliciano advised there are no issues. Court so noted and advised this matter was discussed in chambers and pursuant to that discussion, counsel will not be prepared*

# CASE SUMMARY

CASE NO. C-10-268285-1

for trial on 3/7. Mr. Feliciano and Mr. Pandelis concurred. COURT ORDERED, trial date VACATED and RESET. AS TO WRIT: Counsel submitted on the pleadings. Court advised it has reviewed the transcript and is satisfied that penetration was shown. However, does not feel there was evidence to support Count 27. Therefore, COURT ORDERED, Writ DENIED, however, Count 27 is STRICKEN. CUSTODY 4/13/11 9:00 AM STATUS CHECK: DISCOVERY 5/9/11 9:00 AM CALENDAR CALL (#2) 5/16/11 1:30 PM JURY TRIAL (#2) ;

02/28/2011 **CANCELED Calendar Call** (9:00 AM) (Judicial Officer: Mosley, Donald)  
Vacated  
reset


03/07/2011 **CANCELED Jury Trial** (1:30 PM) (Judicial Officer: Mosley, Donald)  
Vacated  
reset

04/14/2011 **CANCELED Status Check** (9:00 AM) (Judicial Officer: Mosley, Donald)  
Vacated - per Secretary  
Email from Mike Feliciano (Public Defender)

04/19/2011 **Motion** (9:00 AM) (Judicial Officer: Tao, Jerome T.)  
**04/19/2011, 04/28/2011, 05/03/2011**  
Events: 04/07/2011 Motion in Limine  
*Motion In Limine To Preclude The State's Experts From Improper Vouching And To Prevent "Experts" From Testifying Outside Their Area Of Expertise*  
Matter Continued;  
Matter Continued;  
Denied;  
Matter Continued;  
Matter Continued;  
Denied;  
Matter Continued;  
Matter Continued;  
Denied;

04/19/2011 **Motion** (9:00 AM) (Judicial Officer: Tao, Jerome T.)  
**04/19/2011, 04/28/2011, 05/03/2011**  
Events: 04/07/2011 Motion for Discovery  
*Defendant's Motion for Discovery*  
Matter Continued;  
Matter Continued;  
Granted in Part;  
Matter Continued;  
Matter Continued;  
Granted in Part;  
Matter Continued;  
Matter Continued;  
Granted in Part;





04/19/2011 **Motion** (9:00 AM) (Judicial Officer: Tao, Jerome T.)  
**04/19/2011, 04/28/2011, 05/03/2011**  
Events: 04/07/2011 Motion in Limine  
*Defendant's Motion In Limine To Preclude Use Of The Prejudicial Term "Victim"*  
Matter Continued;  
Matter Continued;  
Denied;  
Matter Continued;  
Matter Continued;  
Denied;  
Matter Continued;  
Matter Continued;  
Denied;

04/19/2011  **All Pending Motions** (9:00 AM) (Judicial Officer: Barker, David)

EIGHTH JUDICIAL DISTRICT COURT






**CASE SUMMARY**

**CASE NO. C-10-268285-1**

	<p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>DEFENDANT'S MOTION IN LIMINE TO PRECLUDE THE STATE'S EXPERTS FROM IMPROPER VOUCHING AND TO PREVENT "EXPERTS" FROM TESTIFYING OUTSIDE THEIR AREA OF EXPERTISE ... DEFENDANT'S MOTION FOR DISCOVERY ... DEFENDANT'S MOTION IN LIMINE TO PRECLUDE USE IF THE PREJUDICIAL TERM "VICTIM" APPEARANCES CONTINUED: Alex Andrade, Court Interpreter, present with Defendant. COURT ORDERED, matters CONTINUED for Judge Tao. CUSTODY CONTINUED TO: 4/28/2011 9:00 AM ;</i></p>
04/28/2011	<p> <b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Tao, Jerome T.)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>MOTION IN LIMINE TO PRECLUDE THE STATE'S EXPERTS FROM IMPROPER VOUCHING AND TO PREVENT "EXPERTS" FROM TESTIFYING OUTSIDE THEIR AREA OF EXPERTISE ... DEFENDANT'S MOTION FOR DISCOVERY ... DEFENDANT'S MOTION IN LIMINE TO PRECLUDE USE OF THE PREJUDICIAL TERM "VICTIM" Caridad Pfeiffer, Court Interpreter, present with Defendant. Ms. Porray requested matter be continued for Mr. Feliciano's presence. No opposition by Ms. Luzaich. COURT SO ORDERED. CUSTODY CONTINUED TO: 5/3/2011 9:00 AM ;</i></p>
05/03/2011	<p> <b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Tao, Jerome T.)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>Phillip Cuartas, Spanish Court Interpreter, present with Defendant. AS TO MOTION IN LIMINE TO PRECLIDE THE STATE'S EXPERTS FROM IMPROPER VOUCHING AND TO PREVENT "EXPERTS" FROM TESTIFYING OUTSIDE THEIR AREA OF EXPERTISE: Mr. Feliciano stated the motion will also apply to detectives and other who will testify as experts although not endorsed as such. Ms. Luzaich stated this motion is premature as Mr. Feliciano will need to object contemporaneously during trial with the expert's testimony. COURT ORDERED, Motion DENIED although counsel may make the appropriate objections at the time of trial. AS TO DEFENDANT'S MOTION IN LIMINE TO PRECLUDE USE OF THE PREJUDICIAL TERM "VICTIM": Mr. Feliciano stated the trial is to determine if there is a victim. Ms. Luzaich stated she will refer to the victims by their name although the term victim is used at times. COURT ORDERED, Motion DENIED although Mr. Feliciano may raise the issue during trial if appropriate. AS TO DEFENDANT'S MOTION FOR DISCOVERY: Following statements by counsel, COURT FURTHER ORDERED the following, 1 - 3 - State to provide information for the Court's incamera review to determine if there is any information the Defendant is entitled to have. 4 - GRANTED with no opposition 5 - GRANTED IN PART as the State to provide if the victim (s) were referred to counseling and if that if money from the State fund was paid to the counselor. 6 - GRANTED with no opposition. 7 - GRANTED to the extent State is to run NCIC and provide any information as to the any felony convictions in the last 10 years, and/or any felony conviction for which the term of probation/parole/imprisonment ended within the last 10 years , and additionally any misdemeanor/gross misdemeanor information which may bare on credibility. 8 - 16 - GRANTED with no opposition. ;</i></p>
05/17/2011	<p> <b>Calendar Call</b> (9:00 AM) (Judicial Officer: Bonaventure, Joseph T.)</p> <p>(#2)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>Francisco Mandrigal, Spanish Court Interpreter, present with Defendant. Mr. Pandelis advised when this case was reassigned from Department 14 Mr. Feleciano contacted him to advise he may have a scheduling conflict and need to continue the trial. Colloquy regarding scheduling. COURT ORDERED, trial VACATED and RESET. CUSTODY 11/01/2011 9:00 AM CALENDAR CALL 11/07/2011 10:30 AM JURY TRIAL ;</i></p>
05/23/2011	<p><b>CANCELED Jury Trial</b> (10:30 AM) (Judicial Officer: Mosley, Donald)</p> <p><i>Vacated - per Judge</i></p>
11/01/2011	<p> <b>Calendar Call</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p>Matter Heard;</p> <p>Journal Entry Details:</p> <p><i>APPEARANCES CONTINUED: Caridad Pfeiffer, Spanish Court Interpreter, present with Defendant. Mr. Feliciano advised there is still outstanding discovery such as the Defendant's audio statement which is needed to go forward with trial. Ms. Fleck stated there is additional discovery which has been requested and needs to be provided. COURT ORDERED, trial date VACATED and RESET. CUSTODY 1/17/2012 8:30 AM CALENDAR CALL 1/23/2012 10:30 AM JURY TRIAL ;</i></p>
11/07/2011	<p><b>CANCELED Jury Trial</b> (10:30 AM) (Judicial Officer: Tao, Jerome T.)</p> <p><i>Vacated - per Judge</i></p>

# CASE SUMMARY

CASE NO. C-10-268285-1

01/17/2012	 <b>Calendar Call</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.) Matter Heard; Journal Entry Details: <i>Spanish Interpreter, Shirley Landberg, also present. Following conference at bench, Court questioned Deft. about issues with his counsel and then assured him that counsel is qualified. COURT ORDERED, trial date VACATED and RESET. CUSTODY 5/15/12 8:30 AM CALENDAR CALL 5/21/12 10:30 AM JURY TRIAL ;</i>
01/23/2012	<b>CANCELED Jury Trial</b> (10:30 AM) (Judicial Officer: Tao, Jerome T.) <i>Vacated  Reset</i>
05/10/2012	 <b>Motion to Suppress</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.) <b>05/10/2012, 05/15/2012</b> Events: 04/25/2012 Motion to Suppress Matter Continued; Denied; Matter Continued; Denied; Journal Entry Details: <i>Court noted he has reviewed the transcript provided, however, the transcript is quite unclear and he would like a copy of the CD to review. Mr. Feleciano advised he provided a copy of the CD with the transcript, however, he will send another copy to chambers. Further Court noted the State has no opposition to a Jackson V Denno hearing. Colloquy regarding scheduling. COURT ORDERED, matter CONTINUED and SET for Hearing. CUSTODY 5/15/2012 8:30 AM DEFENDANT'S MOTION TO SUPPRESS ... JACKSON V DENNO HEARING RE: DEFENDANT'S MOTION TO SUPPRESS ;</i>
05/15/2012	 <b>Calendar Call</b> (8:30 AM) (Judicial Officer: Tao, Jerome T.) Matter Heard; Journal Entry Details: <i>APPEARANCES CONTINUED: Jeff Hanks, Spanish Court Interpreter, present with Defendant. Parties announced ready, with 10 - 12 witnesses, no out of state witnesses and anticipate trial to be 1 week. COURT ORDERED, trial SET to begin 5/21/2012 at 9:00 am. CUSTODY ;</i>
05/15/2012	<b>Jackson v Denno Hearing</b> (1:30 PM) (Judicial Officer: Tao, Jerome T.) <i>Jackson v Denno Hearing Re: Defendant's Motion to Suppress</i> Matter Heard;
05/15/2012	 <b>All Pending Motions</b> (1:30 PM) (Judicial Officer: Tao, Jerome T.) Matter Heard; Journal Entry Details: <i>APPEARANCES CONTINUED: Consuelo Cisneros, Spanish Court Interpreter, present with Defendant. Ryan Jaejer sworn and testified. Following arguments by counsel, COURT ORDERED, Motion to Suppress DENIED. CUSTODY ;</i>
05/21/2012	 <b>Jury Trial</b> (9:00 AM) (Judicial Officer: Tao, Jerome T.) <b>05/21/2012-05/25/2012</b> Trial Continues; Trial Continues; Trial Continues; Trial Continues; Verdict; Journal Entry Details: <i>At the hour of 10:00 a.m., deliberations commenced. OUTSIDE THE PRESENCE OF THE JURY: Telephone Conference between The Court and Counsel regarding question from Jury about a written transcript coming back for review. COURT ORDERED, Jury to review the CD. INSIDE THE PRESENCE OF THE JURY: At the hour of 2:58 p.m., the Jury returned with the following Verdicts: COUNTS 1, 2, 4, 5, 6, 9, 10,12, 13, 14,15, 17, 18, 20, 21, - GUILTY, SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14 (F); COUNTS 3, 7, 8, 16, 19, 22 - GUILTY, LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (F); COUNTS 11, 31, 36 - GUILTY - OPEN OR GROSS LEWDNESS (GM); COUNTS 23, 24, 25, 26, 27, 28, 29, 30 - GUILTY, SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16 (F); COUNTS 32, 33, 34, AND 35 - GUILTY, SEX ASSAULT (F) Jury polled at the request of</i>



# CASE SUMMARY

CASE NO. C-10-268285-1

*Defense counsel. Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY: COURT ORDERED, NO BAIL. FURTHER, matter REFERRED to Parole and Probation and SET for SENTENCING. CUSTODY 8/30/12 8:30 AM SENTENCING ;*

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Verdict;

Journal Entry Details:

*APPEARANCES CONTINUED: Lorena Pike and Maria Peralta de Gomez, Spanish Court Interpreters, present with Defendant. OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding jury instructions. JURY PRESENT: Further testimony and exhibits presented. (See worksheets). OUTSIDE THE PRESENCE OF THE JURY: Defendant advised of his right not to testify. JURY PRESENT: Further testimony and exhibits presented. (See worksheets). OUTSIDE THE PRESENCE OF THE JURY: Instructions settled. JURY PRESENT: Court instructed the jury. Closing arguments. At the hour of 7:49 PM, the jury retired to deliberate. Court recessed for the evening. ;*

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Verdict;

Journal Entry Details:

*APPEARANCES CONTINUED: Maria Peralta de Gomez, Yul Haasman, and Sylvia Page, Spanish Court Interpreters, present with Defendant. JURY PRESENT: Opening statements by counsel. Testimony and exhibits presented. (See worksheets). OUTSIDE THE PRESENCE OF THE JURY: Ms. Fleck stated the Silver State counseling records which were just received this week, which were provided to defense, and in the report there are progress notes which state the victim and her Aunt are hesitant to tell the victim's Mother about the abuse because she will confront the Defendant and will cause problems with their citizenship status. Further, Ms. Fleck stated defense now intends to cross the victim on the issues of her immigration status which is prejudicial and is not relevant. Mr. Feliciano stated when he filed his discovery motion he requested any benefits given to any of the witnesses and that motion was granted. Upon Court's inquiry, Ms. Fleck stated that there were not any benefits given. Ms. Feliciano stated that the victim tells the counselor that she did not disclose the abuse based on the immigration status of both the victim and her Mother and defense is entitled to ask if any type of benefit such as a U visa was given based on the fact she is a victim. Further arguments by counsel. Court noted Roxanna Perez, present outside the presence of the jury. Court inquired as to what her immigration/citizenship status is at the present time. Roxanna Perez, advised she has a work permit. Upon questioning by Ms. Fleck and Mr. Feliciano, Roxanna Perez, stated her Mother was told to apply for the U visa based on the fact that she was victim of a crime. Further discussion regarding U visa. Mr. Feliciano moved for mistrial. COURT ORDERED, Defense may address the issue of the U visa and defense Request for mistrial DENIED. JURY PRESENT: Further testimony and exhibits presented. (See worksheets). OUTSIDE THE PRESENCE OF THE JURY: Colloquy regarding jury instructions and scheduling. Court recessed for the evening. ;*

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Verdict;

Journal Entry Details:

*APPEARANCES CONTINUED: Maria Peralta de Gomez, Irma Sanchez, and Richard Evans, Spanish Court Interpreters, present with Defendant. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Second Amended Information FILED IN OPEN COURT. Court noted badge number 064 Charlotte Temple, has not arrived as of yet. Upon Court's inquiry, Ms. Fleck advised she has no opposition to excusing badge number 064 to proceed. Mr. Feliciano submitted. COURT ORDERED, badge number 064 EXCUSED. Court further noted, Josephina Dooley, Tagalog Interpreter, present with badge number 069 and Rico Rodriguez, Spanish Interpreter, present with badge number 068. Court Marshal informed the Court badge number 064, Charlotte Temple has arrived. PROSPECTIVE JURORS PRESENT : Further voir dire. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Arguments by counsel as to challenges for cause for the record. PROSPECTIVE JURORS PRESENT : Further voir dire. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Counsel completed peremptory challenges. Mr. Feliciano made Batson Challenge as to the State's challenges. Arguments by Ms. Fleck. COURT ORDERED, Batson Challenge DENIED. PROSPECTIVE JURORS PRESENT : Jury and (2) alternate(s) selected and sworn. Clerk read the Second Amended Information to the jury and stated the defendant's plea thereto. Court recessed for the evening. ;*

Trial Continues;

Trial Continues;

Trial Continues;

Trial Continues;

Verdict;

Journal Entry Details:


*APPEARANCES CONTINUED: Spanish Interpreters, Lorena Pike, Maria Peralta De Gomez, Michael Berry, and*

# CASE SUMMARY

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Mario Maldonado present with Defendant. *OUTSIDE THE PRESENCE OF PROSPECTIVE JURORS:* Ms. Fleck stated defense has informed her they intend to bring in the fact that the victim was pregnant at the time she disclosed to the police what has happened with the Defendant which is not relevant and she believes this issue should have been brought by written motion in order for her to file an opposition. Mr. Feleciano argued rape shield does not apply in this case, the information will be offered as to her motive for disclosing and the possibility of fabricating. Ms. Feleciano argued the disclosure comes out when she has to tell her mother she is pregnant, the relationship with her cousin and then the what happened with the Defendant. Further arguments by counsel. *COURT ORDERED*, defense request to reference the pregnancy of victim *DENIED*. Mr. Feliciano requested an emergency stay in the case in order to bring this issue before the Supreme Court for an Interlocutory appeal. *COURT FURTHER ORDERED*, Motion to stay the case *DENIED* although parties may seek the stay with the Supreme Court. Mr. Feliciano requested the Court give him today to have an opportunity to file their interlocutory appeal with the Supreme Court. Upon Court's inquiry, parties stipulated to the alternates being seats 13 and 14. *PROSPECTIVE JURORS PRESENT:* Voir dire. *OUTSIDE THE PRESENCE OF PROSPECTIVE JURORS:* Court noted there is now a Tagalog interpreter present, Josephina Duley, who will assist prospective juror Armida Martinez, badge number 069. Court further noted that the interpreter's office has advised they are short on Spanish interpreters and they will not have one available for a while for prospective juror Elias Aguilar, badge number 068, however, the Court will have badge numbers 069 and 068 in outside the presence to inquire about their understanding of the English language. Court noted Yul Haasman, Spanish Court interpreter present with badge number 068. *PROSPECTIVE JURORS PRESENT:* Further voir dire. *OUTSIDE THE PRESENCE OF PROSPECTIVE JURORS:* Ms. Feleciano advised as discussed at the bench, badge number 027, Michael Parry, stated his daughter is an attorney here in Las Vegas and she is friends with his daughter and went to law school with her, although there should not be a problem if he is seated on the jury. *COURT SO NOTED*. *PROSPECTIVE JURORS PRESENT:* Further voir dire. *OUTSIDE THE PRESENCE OF PROSPECTIVE JURORS:* Counsel made record as to bench conferences. Court recessed for the evening. ;

05/21/2012 **CANCELED Jury Trial** (10:30 AM) (Judicial Officer: Tao, Jerome T.)  
Vacated - per Judge

09/06/2012  **Sentencing** (10:30 AM) (Judicial Officer: Tao, Jerome T.)  
Defendant Sentenced;  
Journal Entry Details:


Hector Vasquez-Mena, Court Interpreter, also present. Pursuant to the verdict of the Jury, *DEFT RENTERIA-NOVOA ADJUDGED GUILTY OF COUNTS 1, 2, 4, 5, 6, 9, 10, 12, 13, 14, 15, 17, 18, 20, 21 - SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14 (F); COUNTS 3, 7, 8, 16, 19, 22 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (F); COUNTS 23, 24, 25, 26, 27, 28, 29, 30 - SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16 (F); COUNTS 11, 31, 36 - OPEN OR GROSS LEWDNESS (GM); COUNTS 32, 33, 34, 35 - SEXUAL ASSAULT (F).* Arguments by counsel in mitigation of sentence. No Statement by the Defendant. Victim Speaker, with the assistance of Carol Partiguan, Court Interpreter, sworn and gave victim impact statement. *COURT ORDERED*, in addition to the \$25.00 Administrative Assessment fee, a \$150.00 DNA Analysis fee including testing to determine genetic markers and \$880 restitution, Deft. *SENTENCED* as follows: - COUNTS 1, 2, 4, 5, 6, 9, 10, 12, 13, 14, 15, 17, 18, 20, 21 - LIFE with the possibility of parole after TWENTY (20) YEARS; - COUNTS 3, 7, 8, 16, 19, 22 - LIFE with the possibility of parole after TEN (10) YEARS; - COUNTS 23, 24, 25, 26, 27, 28, 29, 30 - LIFE with possibility of parole after TWENTY FIVE (25) YEARS; - COUNTS 11, 31, 36 - TWELVE (12) MONTHS Clark County Detention Center (CCDC) ; - COUNTS 32, 33, 34, 35 - LIFE with the possibility of parole after TEN (10) YEARS, with 762 DAYS credit for time served. *FURTHER COURT ORDERED*, COUNT 3 TO RUN CONSECUTIVE TO COUNT 1; COUNT 6 TO RUN CONSECUTIVE TO COUNTS 1 & 3; COUNT 23 TO RUN CONSECUTIVE TO COUNTS 1, 3, & 6 AND COUNT 32 TO RUN CONSECUTIVE TO COUNTS 1, 3, 6 & 23; REMAINING COUNTS TO RUN CONCURRENT. *FURTHER COURT ORDERED*, a special SENTENCE OF LIFETIME SUPERVISION is imposed upon release from incarceration and pursuant to NRS 179D.450, the defendant must register as a sex offender within 48 hours of release from custody. Registration after conviction; duties and procedure; offender or sex offender informed of duty to register; effect of failure to inform; duties and procedure upon receipt of notification from another jurisdiction or Federal Bureau of Investigation. 1. If the Central Repository receives notice from a court pursuant to NRS 176.0926 that an offender has been convicted of a crime against a child, pursuant to NRS 176.0927 that a sex offender has been convicted of a sexual offense or pursuant to NRS 62F.220 that a juvenile has been adjudicated delinquent for an offense for which the juvenile is subject to registration and community notification pursuant to NRS 179D.010 to 179D.550, inclusive, the Central Repository shall: (a) If a record of registration has not previously been established for the offender or sex offender, notify the local law enforcement agency so that a record of registration may be established; or (b) If a record of registration has previously been established for the offender or sex offender, update the record of registration for the offender or sex offender and notify the appropriate local law enforcement agencies. 2. If the offender or sex offender named in the notice is granted probation or otherwise will not be incarcerated or confined, the Central Repository shall: (a) Immediately provide notification concerning the offender or sex offender to the appropriate local law enforcement agencies and, if the offender or sex offender resides in a jurisdiction which is outside of this State, to the appropriate law enforcement agency in that jurisdiction; and (b) Immediately provide community notification concerning the offender or sex offender pursuant to the provisions of NRS 179D.475. 3. If an offender or sex offender is incarcerated or confined and has previously been convicted of a crime against a child as described in NRS 179D.0357 or a sexual offense as described in NRS 179D.097, before the offender or sex offender is released: (a) The Department

# CASE SUMMARY

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of Corrections or a local law enforcement agency in whose facility the offender or sex offender is incarcerated or confined shall: (1) Inform the offender or sex offender of the requirements for registration, including, but not limited to: (I) The duty to register initially with the appropriate law enforcement agency in the jurisdiction in which the offender or sex offender was convicted if the offender or sex offender is not a resident of that jurisdiction pursuant to NRS 179D.445; (II) The duty to register in this State during any period in which the offender or sex offender is a resident of this State or a nonresident who is a student or worker within this State and the time within which the offender or sex offender is required to register pursuant to NRS 179D.460; (III) The duty to register in any other jurisdiction during any period in which the offender or sex offender is a resident of the other jurisdiction or a nonresident who is a student or worker within the other jurisdiction; (IV) If the offender or sex offender moves from this State to another jurisdiction, the duty to register with the appropriate law enforcement agency in the other jurisdiction; (V) The duty to notify the local law enforcement agency for the jurisdiction in which the offender or sex offender now resides, in person, and the jurisdiction in which the offender or sex offender formerly resided, in person or in writing, if the offender or sex offender changes the address at which the offender or sex offender resides, including if the offender or sex offender moves from this State to another jurisdiction, or changes the primary address at which the offender or sex offender is a student or worker; and (VI) The duty to notify immediately the appropriate local law enforcement agency if the offender or sex offender is, expects to be or becomes enrolled as a student at an institution of higher education or changes the date of commencement or termination of the offender or sex offender's enrollment at an institution of higher education or if the offender or sex offender is, expects to be or becomes a worker at an institution of higher education or changes the date of commencement or termination of the offender or sex offender's work at an institution of higher education; and (2) Require the offender or sex offender to read and sign a form stating that the requirements for registration have been explained and that the offender or sex offender understands the requirements for registration, and to forward the form to the Central Repository. (b) The Central Repository shall: (1) Update the record of registration for the offender or sex offender; (2) Provide community notification concerning the offender or sex offender pursuant to the provisions of NRS 179D.475; and (3) Provide notification concerning the offender or sex offender to the appropriate local law enforcement agencies and, if the offender or sex offender will reside upon release in a jurisdiction which is outside of this State, to the appropriate law enforcement agency in that jurisdiction. ;


4. The failure to provide an offender or sex offender with the information or confirmation form required by paragraph (a) of subsection 3 does not affect the duty of the offender or sex offender to register and to comply with all other provisions for registration. 5. If the Central Repository receives notice from another jurisdiction or the Federal Bureau of Investigation that an offender or sex offender is now residing or is a student or worker within this State, the Central Repository shall: (a) Immediately provide notification concerning the offender or sex offender to the appropriate local law enforcement agencies; (b) Establish a record of registration for the offender or sex offender; and (c) Immediately provide community notification concerning the offender or sex offender pursuant to the provisions of NRS 179D.475. (Added to NRS by 1997, 1655; A 1999, 1300; 2001, 2058; 2001 Special Session, 227; 2003, 289, 573, 1122; 2007, 2765, 3252). CASE CLOSED. BOND, IF ANY EXONERATED. NDC ;

12/09/2014  **Request** (8:30 AM) (Judicial Officer: Tao, Jerome T.)  
*Defendant's Request: Withdraw as Attorney of Record*  
 Motion Granted;  
 Journal Entry Details:  
*Court noted Defendant is in prison and not present today and has proffered this Motion. Mr. Wilfong appeared for Mr. Feliciano and advised he had no objection to the Motion and is in the process of having the file sent to Defendant.*  
 COURT ORDERED, Pro Per Motion GRANTED. NDC ;

04/16/2015 **Petition for Writ of Habeas Corpus** (8:30 AM) (Judicial Officer: Thompson, Charles)  
*Defendant's Pro Per Petition for Writ of Habeas Corpus (Post-Conviction Relief)*  
 Denied;

04/16/2015 **Motion for Appointment of Attorney** (8:30 AM) (Judicial Officer: Thompson, Charles)  
*Defendant's Pro Per Motion for Appointment of Counsel Pursuant to NRS 34.750*  
 Denied;

04/16/2015 **Motion for Leave** (8:30 AM) (Judicial Officer: Thompson, Charles)  
*Defendant's Pro Per Motion for Leave to Proceed in Forma Pauperis*  
 Granted;

04/16/2015  **All Pending Motions** (8:30 AM) (Judicial Officer: Thompson, Charles)  
 Matter Heard;  
 Journal Entry Details:  
*Court advised Defendant is in prison and not present today. AS TO: DEFENDANT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION RELIEF): Court advised this Petition is without merit and ORDERED, DENIED. DEFENDANT'S PRO PER MOTION FOR APPOINTMENT OF COUNSEL PURSUANT TO NRS 34.750:*

# CASE SUMMARY

CASE NO. C-10-268285-1

*Court advised this has no merit and ORDERED, DENIED DEFENDANT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS: COURT ORDERED, GRANTED. NDC ;*

05/10/2016



**Motion to Compel** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Defendant's Pro Per Motion to Compel Prosecutor to Release Plea Offer Papers*

Denied;

Journal Entry Details:

*Court noted Defendant is in prison and not present today. Upon Court's inquiry, Mr. Merback submitted on written pleadings. Court noted Defendant is not entitled to any discovery as his post-conviction writ was denied. Therefore, COURT ORDERED, Motion DENIED. NDC CLERK'S NOTE: 5/12/16 A copy of this Minute Order was mailed to: GUILLERMO RENTERIA-NOVOA #1092343 N.N.C.C. P.O. BOX 7000 CARSON CITY, NV 89702;*

05/11/2017



**Confirmation of Counsel** (9:00 AM) (Judicial Officer: Johnson, Eric)

Counsel Confirmed;

Journal Entry Details:

*Defendant is in prison and not present today. Ms. McNeill appeared for Ms. Schwartzer and advised she can accept the appointment. COURT SO ORDERED. Ms. McNeill stated Ms. Schwartzer will be getting the file from previous counsel and requested a status check in 30 days. Ms. Albritton had no objection. COURT ORDERED, matter SET for status check in THIRTY (30) DAYS. NDC 6/8/17 9:00 AM STATUS CHECK: FILE;*

06/08/2017



**Status Check** (9:00 AM) (Judicial Officer: Johnson, Eric)

**06/08/2017, 06/22/2017**

*Status Check: File*

Matter Continued;

Matter Heard;

Journal Entry Details:

*Defendant is in prison and not present today. Ms. Schwartzer advised she received the file on Tuesday and requested time to review it. Ms. Rose had no objection. COURT ORDERED, matter CONTINUED FORTY-FIVE (45) DAYS to set briefing schedule. NDC 8/10/17 9:00 AM STATUS CHECK: BRIEFING SCHEDULE;*

Matter Continued;

Matter Heard;

Journal Entry Details:

*Ms. McNeill appeared for Ms. Schwartzer, and requested a two week continuance as she has not received the file. There being no objection, COURT SO ORDERED. NDC ... CONTINUED 6/22/17 9:00 AM;*

08/10/2017



**Status Check** (9:00 AM) (Judicial Officer: Johnson, Eric)

*Status Check: Briefing Schedule*

Hearing Set;

Journal Entry Details:

*Upon Court's inquiry, Ms. Schwartzer advised she has received the file, that she needs to do some investigation and speak with Defendant via an Interpreter and requested 45 days to do so before setting a briefing schedule. Following colloquy, COURT ORDERED, the following briefing schedule in 120 days: Opening Brief due by 12/7; Response Brief due by 2/7 and matter SET for argument. Further, Ms. Schwartzer presented an Order for an Investigator that was SIGNED IN OPEN COURT. NDC 3/8/18 9:00 AM ARGUMENT: WRIT OF HABEAS CORPUS;*

04/03/2018



**Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)

*Defendant/Petitioner's Motion to Enlarge Time to File Supplemental Brief (Post Conviction)*

Granted;

Journal Entry Details:

*Upon Court's inquiry, Ms. Schwartzer advised she has several writs due and requested a continuance to submit her opening brief. Ms. Thomson had no objection. COURT ORDERED, Motion GRANTED and ORDERED the following briefing schedule: Ms. Schwartzer to file opening brief by 7/3; State to respond by 9/4; Ms. Schwartzer to file reply by 9/17 and matter SET for argument on 6/7/18 is CONTINUED. NDC 10/2/18 8:30 AM ARGUMENT: WRIT OF HABEAS CORPUS;*

07/31/2018



**Minute Order** (7:00 AM) (Judicial Officer: Johnson, Eric)

Minute Order - No Hearing Held;



Journal Entry Details:

*Pending before the Court is Defendant's Motion to Enlarge Time. The Court has reviewed the motion and because the State does not oppose the Motion, the Court GRANTS Defendant's Motion and ORDERS the following briefing*

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. C-10-268285-1**

	<p><i>schedule: 1. Supplemental Brief due September 28, 2018 2. State's Response due November 27, 2018 3. Reply due December 12, 2018 This is the Court's final briefing schedule. The Motion to Enlarge Time scheduled for July 31, 2018 has been TAKEN OFF CALENDAR. The October 2, 2018 Argument has been VACATED and rescheduled to January 8, 2018 at 8:30 a.m. ;</i></p>
07/31/2018	<p><b>CANCELED Motion</b> (8:30 AM) (Judicial Officer: Johnson, Eric)</p> <p><i>Vacated</i></p> <p><i>Defendant's Motion to Enlarge Time to File Supplemental Brief (Post-Conviction)</i></p>
10/11/2018	<p> <b>Motion</b> (9:00 AM) (Judicial Officer: Johnson, Eric)</p> <p><i>Defendant's Motion to Enlarge Time to File Supplemental Brief (Post Conviction)</i></p> <p>Motion Granted;</p> <p>Journal Entry Details:</p> <p><i>DEFT'S MOTION TO ENLARGE TIME TO FILE SUPPLEMENTAL BRIEF (POST CONVICTION) Ms. Schwartzter stated brief is complete; however, Deft. is in Lovelock and it took some time to get it. Ms. Schwartzter still needs time to file the brief and requested a continuance. Ms. Thompson has no objection to a Status Check in 30 days. COURT ORDERED, Motion GRANTED, and following colloquy, ORDERED the following Briefing Schedule: Ms. Schwartzter to file Opening Brief by 12/13/18, State to file Response by 1/8/19, Ms. Schwartzter to file Reply by 1/22/19, and matter CONTINUED for Argument. Further, matter set for Status Check in THIRTY (30) DAYS, and if the brief is filed or close to it, Ms. Schwartzter to contact chambers and matter will be takeN off calendar. NDC 11/8/18 9:00 AM STATUS CHECK: WRIT 2/7/19 9:00 AM ARGUMENT: WRIT;</i></p>
11/13/2018	<p><b>CANCELED Status Check</b> (8:30 AM) (Judicial Officer: Johnson, Eric)</p> <p><i>Vacated</i></p> <p><i>Status Check: Writ</i></p>
03/19/2019	<p> <b>Argument</b> (8:30 AM) (Judicial Officer: Johnson, Eric)</p> <p><i>Argument: Writ</i></p> <p>Hearing Set;</p> <p>Journal Entry Details:</p> <p><i>Arguments by Ms. Schwartzter including requesting an Evidentiary Hearing. Mr. Martinez appeared for Mr. Rowles and concurred with a hearing. Following colloquy, COURT ORDERED, matter SET for an Evidentiary Hearing for the limited purpose as to strategy. Further, State to prepare a Transport Order for Defendant to be present. NDC 5/17/19 8:30 AM EVIDENTIARY HEARING;</i></p>
12/13/2019	<p> <b>Evidentiary Hearing</b> (9:00 AM) (Judicial Officer: Johnson, Eric)</p> <p>Denied;</p> <p>Journal Entry Details:</p> <p><i>Alicia Herrera, Court Interpreter, present to assist Defendant. Hearing commenced. Closing arguments by Ms. Schwartzter and Ms. Fleck. Following, Court stated its FINDINGS and ORDERED, Petition DENIED. Ms. Fleck to prepare the Order. FURTHER, at request of counsel, COURT ORDERED, Ms. Schwartzter is APPOINTED to file the appeal. NDC;</i></p>
04/28/2022	<p> <b>Motion</b> (8:30 AM) (Judicial Officer: Craig, Christy)</p> <p><b>04/28/2022, 05/05/2022</b></p> <p><i>Defendant's Pro Se Motion to Disqualify Appointed Counsel on Basis of Case Neglect</i></p> <p>Continued;</p> <p>Journal Entry Details:</p> <p><i>Ms. Schwartzter not present. Deft. not present due to being in the Nevada Dept. of Corrections. COURT ORDERED, matter CONTINUED for Ms. Schwartzter's presence, otherwise, an order to show cause will issue; NOTED, the Deft. sent a letter indicating Ms. Schwartzter was not prosecuting his case correctly. NDC CONTINUED TO: 5/5/22 - 8:30 AM CLERK'S NOTE: Ms. Schwartzter notified via email of the continuance setting (4/28/22 amn).;</i></p>

DATE

FINANCIAL INFORMATION

<b>Defendant</b> Renteria-Novoa, Guillermo	
Total Charges	175.00
Total Payments and Credits	0.00
<b>Balance Due as of 5/2/2022</b>	<b>175.00</b>

**CASE SUMMARY**

**CASE NO. C-10-268285-1**

*Heather B. Lumin*

CLERK OF THE COURT

**FCL**  
**STEVEN B. WOLFSON**  
Clark County District Attorney  
Nevada Bar #001565  
**JONATHAN E. VANBOSKERCK**  
Chief Deputy District Attorney  
Nevada Bar #006528  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,  
Plaintiff,

-vs-

GUILLERMO RENTERIA-NOVOA,  
#2755564

Defendant.

CASE NO: C-10-268285-1

DEPT NO: XXXII

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

DATE OF HEARING: DECEMBER 13, 2019  
TIME OF HEARING: 9:00 AM

THIS CAUSE having come on for hearing before the Honorable ERIC JOHNSON, District Court Judge, on the 13th day of December, 2019, the Defendant being present, being represented by JEAN J. SCHWARTZER, Esq., the State of Nevada being represented by STEVEN B. WOLFSON, Clark County District Attorney, by and through JONATHAN E. VANBOSKERCK, Deputy District Attorney, and the Court having considered the matter, including briefs, transcripts, arguments of counsel, and documents on file herein, now therefore, the Court makes the following findings of fact and conclusions of law:

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1 **FINDINGS OF FACT, CONCLUSIONS OF LAW**

2 **STATEMENT OF THE CASE**

3 On May 22, 2012, the State charged Guillermo Renteria-Novoa ("Petitioner") by way  
4 of Second Amended Information with: Sexual Assault With a Minor Under the Age of 14  
5 (Category A Felony – NRS 200.364, 200.366) (Counts 1, 2, 4, 5, 6, 9, 10, 12, 13, 14, 15, 17,  
6 18, 20 & 21); Lewdness With a Child Under the Age of 14 (Category A Felony – NRS  
7 201.230) (Counts 3, 7, 8, 16, 19 & 22); Sexual Assault With a Minor Under the Age of 16  
8 (Category A Felony – NRS 200.364, 200.366) (Counts 23, 24, 25, 26, 27, 28, 29 & 30); Open  
9 or Gross Lewdness (Gross Misdemeanor – NRS 201.220) (Counts 11, 31 & 36); and Sexual  
10 Assault (Category A Felony – NRS 200.364, 200.366) (Counts 32, 33, 34 & 35). On May 21,  
11 2012, jury trial commenced, and on May 25, 2012, the jury found Petitioner guilty on all thirty-  
12 six counts.

13 On September 6, 2012, Petitioner appeared in court with counsel for sentencing and  
14 was SENTENCED as follows: COUNTS 1, 2, 4, 5, 6, 9, 10, 12, 13, 14, 15, 17, 18, 20, 21 -  
15 LIFE with the possibility of parole after TWENTY (20) YEARS; - COUNTS 3, 7, 8, 16, 19,  
16 22 - LIFE with the possibility of parole after TEN (10) YEARS; - COUNTS 23, 24, 25, 26,  
17 27, 28, 29, 30 - LIFE with possibility of parole after TWENTY FIVE (25) YEARS; - COUNTS  
18 11, 31, 36 - TWELVE (12) MONTHS Clark County Detention Center (CCDC) ; - COUNTS  
19 32, 33, 34, 35 - LIFE with the possibility of parole after TEN (10) YEARS, with 762 DAYS  
20 credit for time served. Further the court ordered, Count 3 to run consecutive to Count 1; Count  
21 6 to run consecutive to Counts 1 & 3; Count 23 to run consecutive to Counts 1, 3, & 6 and  
22 Count 32 to run consecutive to Counts 1, 3, 6 & 23; the remaining counts to run concurrent.  
23 Further court ordered, a special sentence of lifetime supervision is to be imposed upon release  
24 from incarceration and pursuant to NRS 179D.450, Petitioner must register as a Sex Offender  
25 within 48 hours of release from custody. The court entered its Judgment of Conviction on  
26 September 17, 2012.

27 On October 5, 2012, Petitioner filed a Notice of Appeal from the Judgment of  
28 Conviction. The Nevada Supreme Court affirmed the Judgment of Conviction on September



1 24, 2014. State v. Renteria-Novoa, Docket No. 61865 (Order of Affirmance, Sept. 24, 2014).  
2 Remittitur was issued on October 21, 2014.

3 On February 9, 2015, Petitioner filed a Petition for Writ of Habeas Corpus. The State  
4 responded on April 13, 2015. The district court denied the petition as well as Petitioner's  
5 motion for appointment of counsel. On May 27, 2015, this Court filed its Findings of Fact,  
6 Conclusions of Law and Order. That denial was reversed on appeal. Renteria-Novoa v. State,  
7 133 Nev. Adv. Opp. 11 (Mar. 30, 2017). Remittitur issued on April 24, 2017.

8 On May 11, 2017, this Court conducted a hearing and appointed counsel to represent  
9 Petitioner. On November 9, 2018, Petitioner filed a Supplemental Memorandum of Points and  
10 Authorities in Support of Petition for Writ of Habeas Corpus (Post-Conviction). The State filed  
11 its Response on December 31, 2018. Petitioner filed his Reply on March 6, 2019. After a  
12 hearing on March 19, 2019, this Court ordered an evidentiary hearing on the limited issue of  
13 trial counsel's strategy.

14 On December 13, 2019, this Court conducted an evidentiary hearing, finding and  
15 ordering as follows:

### 16 STATEMENT OF FACTS

17 In 2002, Roxana Perez moved from Mexico to Las Vegas. In 2003, she moved into the  
18 Libertwo Apartments. It was here where her mother met and began to date Guillermo Renteria-  
19 Novoa ("Petitioner"). In 2004, Roxana, her mother and sister, Petitioner, Roxana's cousin  
20 Yahir, and an uncle moved into University Apartments. At University, Roxana developed a  
21 relationship she described as "just kissing and being together" with Yahir. They never had sex.

#### 22 University

23 While at University, Petitioner walked in on Roxana and Yahir together. In 2005, the family  
24 moved from a two bedroom into a three bedroom (still at University), and once at this  
25 apartment, Petitioner began to threaten Roxana that he would tell her family what he had seen  
26 her doing with Yahir. Roxana, by this point 12 or 13 years old, became scared and embarrassed  
27 by this threat, and Petitioner began his assaults on Roxana shortly after he learned he could  
28 blackmail her with this information.

1 Petitioner told Roxana to come into his room and take off her clothes one afternoon after  
2 school. He had her lie down on some blankets on the floor, where he then placed his hands on  
3 her breasts, his finger in and his mouth and tongue on her vagina, and placed his tongue on  
4 and in her anus.

5 Petitioner again told Roxana to come into his room one afternoon after school This  
6 time, Petitioner likewise (under threat of revealing Roxana's relationship) licked Roxana's  
7 vagina and anus, touched her breasts, and placed his fingers inside Roxana's vagina and anus.

8 Petitioner also once touched Roxana's vagina and his own penis (under his clothing)  
9 simultaneously.

10 **Andover (under Age 14)**

11 In 2006, Roxana's family moved to Andover Place. She was 13 at the time, and turned 14 in  
12 August of 2007, while they were still living at Andover. Roxana was attending Orr Middle  
13 School at the time. Petitioner made Roxana go into his bedroom, through the same threats of  
14 revealing her relationship with her cousin to her family, where he then touched her butt while  
15 she was walking around. Petitioner made Roxana pull her shorts down and began to lick her  
16 vagina. He touched her breasts and put his fingers inside her vagina and anus. He then turned  
17 her around and licked her anus.

18 Petitioner, sleeping next to Roxana in the bed they shared with Roxana's mother, began to rub  
19 Roxana's butt over her clothes, and try to touch her vagina inside her clothing. Petitioner again,  
20 during the day, touched Roxana's breasts and placed his fingers and tongue inside her anus  
21 and vagina. Petitioner grabbed Roxana's hand and placed it on his penis over his clothing.  
22 Petitioner then took his penis out and had Roxana began to touch it, after which point he  
23 masturbated himself to ejaculation.

24 **Andover (over Age 14)**

25 Roxana turned 14 on August 30, 2007, while living at Andover. 1. Petitioner again threatened  
26 Roxana to get her to come into his room, where he touched her in substantially the same  
27 manner as his previous assaults. 2. Petitioner asked Roxana to lick his penis, which she refused  
28 to do.

1     **Tamarus Park**

2     In the end of 2007, Roxana moved to Tamarus Park, and she began attending Del Sol High  
3     School that fall. Roxana's mother was home in the afternoons during this time, and Petitioner  
4     gave Roxana a respite from his attention while they lived at Tamarus Park. However, he  
5     continued to threaten to reveal her relationship with her cousin.

6     **Southern Cove**

7     In 2008, Roxana moved to Southern Cove Apartments. She was in the 10th grade, still at Del  
8     Sol High School. Roxana got a cell phone, after which Petitioner began calling and texting her  
9     incessantly. Petitioner saw Roxana at a party while at Southern Cove, and again reiterated his  
10    threat to reveal her secret. He also began to show up to the same places as Roxana. Petitioner  
11    abused Roxana in substantially the same manner at Southern Cove. Petitioner also, on a  
12    different day, had Roxana touch his penis, after which he ejaculated.

13    **Riverbend**

14    In August 2009, Roxana turned 16, and moved from Southern Cove to Riverbend Village  
15    Apartments. One last instance of abuse occurred at Riverbend. During this time, Roxana had  
16    been getting more mature and confident, and angrier with Petitioner's abuse. Ultimately,  
17    Petitioner became frustrated with Roxana's rejecting his abuse, and told Roxana's cousin that  
18    Roxana needed to get back in touch with him. This spurred Roxana to tell her Aunt Janet about  
19    Petitioner's abuse. Her aunt then took her to see a counselor, told her mother, and ultimately,  
20    Petitioner was reported to the police in December 2009.

21    **Confession**

22    On February 18, 2010, Detective Ryan Jaeger with the Las Vegas Metropolitan Police  
23    Department left a business card with Petitioner's girlfriend asking Petitioner to call him back.  
24    Petitioner voluntarily called Det. Jaeger back a few hours later and left a voicemail. Det. Jaeger  
25    then called Petitioner back and spoke with him. He promised Petitioner that if Petitioner came  
26    down to give an interview, he would not be arrested that day—a promise Det. Jaeger kept. Det.  
27    Jaeger also told Petitioner that if he did not come give a statement an arrest warrant would  
28    eventually issue for him based on Roxana's statement.

1 Petitioner drove himself down to the police station on March 6, 2010, for his interview. Det.  
2 Jaeger Mirandized Petitioner and conducted an interview that lasted twenty-nine minutes.  
3 Although the room was small, Det. Jaeger did not handcuff or restrict Petitioner in any way,  
4 deny him the opportunity to use the restroom, deny him food or water, or threaten him. When  
5 the interview terminated, Petitioner left under his own power.

6 During the course of the interview, Petitioner admitted that the abuse started after he caught  
7 Roxana kissing her cousin. Petitioner further admitted to seeing Roxana's "body parts," to  
8 seeing her "naked," to kissing her breasts, to masturbating in front of her, to seeing and  
9 touching her vagina (over clothing), and attempting to entice Roxana to have sex with him.

### 10 ANALYSIS

#### 11 **I. PETITIONER HAS NOT SHOWN THAT HIS TRIAL COUNSEL WAS** 12 **CONSTITUTIONALLY INEFFECTIVE**

13 The Sixth Amendment to the United States Constitution provides that, "[i]n all criminal  
14 prosecutions, the accused shall enjoy the right . . . to have the Assistance of Counsel for his  
15 defense." The United States Supreme Court has long recognized that "the right to counsel is  
16 the right to the effective assistance of counsel." Strickland v. Washington, 466 U.S. 668, 686,  
17 104 S.Ct. 2052, 2063 (1984); see also, State v. Love, 109 Nev. 1136, 1138, 865 P.2d 322, 323  
18 (1993).

19 To prevail on a claim of ineffective assistance of trial counsel, a defendant must prove  
20 he was denied "reasonably effective assistance" of counsel by satisfying the two-prong test of  
21 Strickland, 466 U.S. at 686-87, 104 S.Ct. at 2063-64. See also, Love, 109 Nev. at 1138, 865  
22 P.2d at 323. Under the Strickland test, a defendant must show first that his counsel's  
23 representation fell below an objective standard of reasonableness, and second, that but for  
24 counsel's errors, there is a reasonable probability that the result of the proceedings would have  
25 been different. 466 U.S. at 687-88, 694, 104 S.Ct. at 2065, 2068; Warden, Nevada State Prison  
26 v. Lyons, 100 Nev. 430, 432, 683 P.2d 504, 505 (1984) (adopting the Strickland two-part test).

27 "[T]here is no reason for a court deciding an ineffective assistance claim to approach the

28 ///

1 inquiry in the same order or even to address both components of the inquiry if the defendant  
2 makes an insufficient showing on one.” Strickland, 466 U.S. at 697, 104 S.Ct. at 2069.

3 The court begins with the presumption of effectiveness and then must determine  
4 whether the defendant has demonstrated by a preponderance of the evidence that counsel was  
5 ineffective. Means v. State, 120 Nev. 1001, 1011, 103 P.3d 25, 32 (2004). “Effective counsel  
6 does not mean errorless counsel, but rather counsel whose assistance is ‘[w]ithin the range of  
7 competence demanded of attorneys in criminal cases.’” Jackson v. Warden, 91 Nev. 430, 432,  
8 537 P.2d 473, 474 (1975).

9 Counsel cannot be ineffective for failing to make futile objections or arguments. See,  
10 Ennis v. State, 122 Nev. 694, 706, 137 P.3d 1095, 1103 (2006). Trial counsel has the  
11 “immediate and ultimate responsibility of deciding if and when to object, which witnesses, if  
12 any, to call, and what defenses to develop.” Rhyne v. State, 118 Nev. 1, 8, 38 P.3d 163, 167  
13 (2002).

14 Based on the above law, the role of a court in considering allegations of ineffective  
15 assistance of counsel is “not to pass upon the merits of the action not taken but to determine  
16 whether, under the particular facts and circumstances of the case, trial counsel failed to render  
17 reasonably effective assistance.” Donovan v. State, 94 Nev. 671, 675, 584 P.2d 708, 711  
18 (1978). This analysis does not mean that the court should “second guess reasoned choices  
19 between trial tactics nor does it mean that defense counsel, to protect himself against  
20 allegations of inadequacy, must make every conceivable motion no matter how remote the  
21 possibilities are of success.” *Id.* To be effective, the constitution “does not require that counsel  
22 do what is impossible or unethical. If there is no bona fide defense to the charge, counsel  
23 cannot create one and may disserve the interests of his client by attempting a useless charade.”  
24 United States v. Cronin, 466 U.S. 648, 657 n.19, 104 S.Ct. 2039, 2046 n.19 (1984).

25 “There are countless ways to provide effective assistance in any given case. Even the  
26 best criminal defense attorneys would not defend a particular client in the same way.”  
27 Strickland, 466 U.S. at 689, 104 S.Ct. at 689. “Strategic choices made by counsel after  
28 thoroughly investigating the plausible options are almost unchallengeable.” Dawson v. State,

1 108 Nev. 112, 117, 825 P.2d 593, 596 (1992); see also, Ford v. State, 105 Nev. 850, 853, 784  
2 P.2d 951, 953 (1989). In essence, the court must “judge the reasonableness of counsel’s  
3 challenged conduct on the facts of the particular case, viewed as of the time of counsel’s  
4 conduct.” Strickland, 466 U.S. at 690, 104 S.Ct. at 2066.

5 Even if a defendant can demonstrate that his counsel’s representation fell below an  
6 objective standard of reasonableness, he must still demonstrate prejudice and show a  
7 reasonable probability that, but for counsel’s errors, the result of the trial would have been  
8 different. McNelson v. State, 115 Nev. 396, 403, 990 P.2d 1263, 1268 (1999) (citing  
9 Strickland, 466 U.S. at 687, 104 S.Ct. at 2064). “A reasonable probability is a probability  
10 sufficient to undermine confidence in the outcome.” Id. (citing Strickland, 466 U.S. at 687-  
11 89, 694, 104 S.Ct. at 2064-65, 2068).

12 The Nevada Supreme Court has held “that a habeas corpus petitioner must prove the  
13 disputed factual allegations underlying his ineffective-assistance claim by a preponderance of  
14 the evidence.” Means v. State, 120 Nev. 1001, 1012, 103 P.3d 25, 33 (2004). Furthermore,  
15 claims of ineffective assistance of counsel asserted in a petition for post-conviction relief must  
16 be supported with specific factual allegations, which if true, would entitle the petitioner to  
17 relief. Hargrove v. State, 100 Nev. 498, 502, 686 P.2d 222, 225 (1984). “Bare” and “naked”  
18 allegations are not sufficient, nor are those belied and repelled by the record. Id. NRS  
19 34.735(6) states in relevant part, “[Petitioner] must allege specific facts supporting the claims  
20 in the petition[.] . . . Failure to allege specific facts rather than just conclusions may cause your  
21 petition to be dismissed.” (emphasis added).

22 **A. Counsel was not ineffective for failing to challenge a juror.**

23 Counsel was not ineffective for failing to challenge Juror No. 35 because the juror had  
24 not indicated that she had fixed views that would have rendered her unable to faithfully fulfil  
25 her role to impartially consider the evidence brought by the State.

26 The Sixth Amendment right to trial by jury “guarantees to the criminally accused a fair  
27 trial by a panel of impartial, ‘indifferent’ jurors.” Irvin v. Dowd, 366 U.S. 717, 722, 81 S. Ct.  
28 1639, 1642 (1961); Turner v. Louisiana, 379 U.S. 466, 85 S. Ct. 546 (1965). A juror is

1 impartial if she has no “fixed opinions” which undermine her ability to determine a defendant’s  
2 guilt based exclusively on the evidence the State produces at trial. Patton v. Yount, 467 U.S.  
3 1025, 1035, 104 S. Ct. 2885, 2891 (1984). To demonstrate that a juror is impartial, a defendant  
4 must show (1) that the juror has fixed views and (2) that because of those views the juror “did  
5 not honor his oath to faithfully apply the law.” United States v. Quintero-Barraza, 78 F.3d  
6 1344, 1350 (9th Cir. 1995), cert. denied 519 U.S. 848 (1996). If a juror can “lay aside his  
7 opinion and render a verdict based on the evidence presented in court[,]” then that juror is  
8 impartial for purposes of the Sixth Amendment. Yount, 467 U.S. at 1037 n.2.

9 Here, Petitioner claims that trial counsel was constitutionally ineffective for failing to  
10 challenge the inclusion of Juror No. 35, but Juror No. 35 made clear on the record that she  
11 could be impartial. During voir dire, Petitioner’s counsel specifically questioned Juror No. 35  
12 about the duties she would have as a juror. She was clear from the beginning that Petitioner  
13 was presumed innocent, and that this presumption would remain until the State proved  
14 otherwise. Exhibit 3 at 92. Furthermore, she made clear that she would vote to find Petitioner  
15 not guilty if the State failed to prove its case. Id. When asked what she would do “if the State,  
16 after they present all their witnesses” had not “proven their case,” she responded that she would  
17 vote “not guilty.” Id.

18 This is all that is required under Patton and Irvn. The Constitution does not require  
19 jurors to lack opinions. Instead, it requires them to set those opinions aside and rely exclusively  
20 on the evidence presented at trial. Juror No. 35 indicated her willingness to do this, even though  
21 it would understandably be hard, and her opinion that a person is unlikely to lie about sexual  
22 assault did not render her ineligible to sit on a jury when that opinion was demonstrably not  
23 “fixed” and she indicated her willingness to hold the State to its burden.

24 In light of Juror No. 35’s clear indication that she would honor her oath to faithfully  
25 apply the law, any challenge which Petitioner’s counsel might have raised likely would have  
26 failed. Accordingly, raising a challenge for cause would have been futile and cannot therefore  
27 be used to demonstrate deficiency. Ennis, 122 Nev. at 706, 137 P.3d at 1103.

28 Counsel was similarly not deficient for failing to strike Juror No. 35 peremptorily, as

1 this was a strategic decision that is virtually unchallengeable. Dawson, 108 Nev. at 117, 825  
2 P.2d at 596; see also, Ford v. State, 105 Nev. 850, 853, 784 P.2d 951, 953 (1989). Voir dire  
3 transcripts demonstrate that counsel used peremptory challenges to remove jurors who  
4 appeared likely to be much more problematic to Petitioner's case than Juror No. 35.

5 Juror No. 13 was an elementary-school teacher who explicitly said she would have a  
6 tendency to side for the minor that was strong enough that she would be "a little worried" if  
7 someone with her mindset was on her jury. Exhibit 3 at 46-47. Juror No. 27 stated that he had  
8 family members who worked for metro and that he would "give an officer more credibility as  
9 opposed to someone who's not an officer[.]" Id. at 53. Juror No. 29 was a teacher who was  
10 marrying a police officer and who had previously reported cases of child neglect. Id. at 84-86.  
11 Juror No. 31 stated that he was "very protective" of girls and had previously been the victim  
12 of a crime. Id. at 88-90. Juror No. 49 was a teacher and had a young daughter whom she said  
13 it would be "very hard" not to picture "in the same situation" throughout the case. Id. at 127-  
14 28. Juror No. 71 had been sexually abused by her mother's husband. Id. at 123. Juror No. 32  
15 had been sexually abused as a child. Trial Transcript, Day 1, at 200-01. Juror No. 59 had a  
16 family member who was abused in a similar manner. Id. at 285-86. Juror No. 53 was a  
17 radiologist who had previously worked on assault cases. Id. at 145. All of these potential jurors  
18 made statements which could have made their inclusion in the empaneled jury much more  
19 problematic to the defense.

20 In light of the jurors on which peremptory challenges were used, it would not be  
21 unreasonable for counsel to decline to use a peremptory challenge on a potential juror who had  
22 expressed on the record that she was willing to hold the State to its burden despite her belief  
23 that women are unlikely to lie about sexual assault. The jurors who ultimately were stricken  
24 expressed fixed opinions, had a medical background, or shared experiences with the victim or  
25 law enforcement which a reasonable attorney could have believed were more likely to invade  
26 the jury's deliberations. Therefore, this Court concludes that Petitioner's counsel was not  
27 ineffective for making that strategic decision.

28 **B. Counsel was not ineffective for failing to sanitize the victim's pregnancy.**



1 Similarly, Petitioner has failed to show that counsel was ineffective for not sanitizing  
2 the victim's pregnancy to show motive to lie because (1) the proffered statement likely violated  
3 the Nevada Rape Shield Law itself and (2) counsel argued—repeatedly—that the victim was  
4 inconsistent in a way which was permissible.

5 “Although a criminal defendant has a due process right to introduce into evidence any  
6 testimony or documentation which would tend to prove the defendant's theory of the case, that  
7 right is subject to the rules of evidence[.]” Rose v. State, 123 Nev. 194, 205 n.18, 163 P.3d  
8 408, 416 n.18 (2007) (quoting Vipperman v. State, 96 Nev. 592, 596, 614 P.2d 532, 534  
9 (1980)) (internal quotation and punctuation omitted). One of those rules of evidence is the rape  
10 shield law, codified as NRS 50.090.

11 The law exists to “protect rape victims from degrading and embarrassing disclosure of  
12 intimate details about their private lives and to encourage rape victims to come forward and  
13 report the crimes and testify in court protected from unnecessary indignities and needless  
14 probing into their respective sexual histories.” Johnson v. State, 113 Nev. 772, 776, 942 P.2d  
15 167, 170 (1997) (alterations and quotation marks omitted) (citing Summitt v. State, 101 Nev.  
16 159, 161, 697 P.2d 1374, 1375 (1985)). It forbids criminal defendants in sexual assault cases  
17 from introducing “evidence of any previous sexual conduct of the victim of the crime to  
18 challenge the victim's credibility.” NRS 50.090.

19 When her mother found out about Petitioner's crimes, the victim was pregnant with her  
20 boyfriend's—not Petitioner's—child. Petitioner argues that counsel was ineffective for failing  
21 to sanitize this pregnancy and use evidence of a “mistake” the victim had made to show she  
22 had motive to lie. According to Petitioner, his theory throughout the trial was that the victim  
23 had lied about her age when Petitioner sexually abused her to insulate herself from her  
24 mother's punishment upon discovering her pregnancy. Challenging her credibility in this  
25 manner would have been a flagrant violation of NRS 50.090 because it would have been  
26 *exactly* the kind of embarrassing disclosure the rape shield law exists to prevent even if counsel  
27 had not explicitly said that the victim was pregnant.

28 Petitioner argues that there was a “simple way” to “sanitize the pregnancy” that would

1 have allowed him to both (1) avail himself of the defense's theory and (2) not act contrary to  
2 Nevada evidentiary rules which forbid the criminal defendants from introducing "evidence of  
3 any previous sexual conduct of the victim of the crime to challenge the victim's credibility."  
4 Supplemental Petition at 15; NRS 50.090.

5 The solution offered by Petitioner was a statement calling the pregnancy "a mistake  
6 recently made by R.P. that that [sic] could negatively impact her the rest of her life with respect  
7 to opportunities in life, education, future relationships, her health, her psychological state, as  
8 well as her financial and living situations; a mistake that would make her parents angry at;  
9 fearful for; disappointed in; and upset with her and would result in severe consequences."  
10 Supplemental Petition at 15.

11 Counsel was not ineffective for failing to make such a statement, as it would likely have  
12 independently violated NRS 50.090. The Nevada Supreme Court has recognized that evidence  
13 that fails to specifically mention a victim's prior sexual conduct can nevertheless violate the  
14 Nevada Rape Shield Law. See, Aberha v. State, Docket No. 73121 (Order of Affirmance, Oct.  
15 31, 2018) at 10-12 (affirming a district court's holding that a hotel receipt indicating that a  
16 sexual assault victim had purchased a romance package violated NRS 50.090 despite not  
17 showing "sexual conduct, per se"). Accordingly, alluding to a victim's sexual conduct by  
18 another name can still impermissibly violate NRS 50.090.

19 The statement offered above would have impermissibly alluded to the victim's  
20 pregnancy. It is difficult to imagine a mistake—other than pregnancy—that a teenage girl  
21 could make which would "negatively impact her the rest of her life" in the ways mentioned by  
22 Petitioner.

23 When deliberating, "jurors may rely on their common sense and experience." Meyer v.  
24 State, 119 Nev. 554, 568, 80 P.3d 447, 458 (2003). The difficulties associated with pregnancy  
25 and the blessings of childcare are nearly universally understood. It would not have been  
26 unreasonable for a juror to hear Petitioner's proffered statement and immediately understand  
27 that this mistake with lifelong implications was an unplanned pregnancy. This argument, jury  
28 therefore, would not have sanitized the pregnancy at all; instead, it would have presented the

1 with evidence of the victim's prior sexual activity in violation of NRS 50.090.

2 Furthermore, at the evidentiary hearing, trial counsel gave a reasonable explanation for  
3 the strategic decision to not attempt to "sanitize" the account of R.P.'s pregnancy. After the  
4 Court excluded specific mention of R.P.'s pregnancy, trial counsel did not believe that any  
5 related, "sanitized" account would have had the same force as the specific reference to  
6 pregnancy. Additionally, trial counsel believed that trying to explain "around" rape shield  
7 protections would have been confusing to the jury, and would not have had much impact on  
8 the jurors.

9 Instead, Petitioner's trial counsel argued repeatedly that the victim's statements and  
10 testimony were inconsistent, which discredited her without violating the law. As the Nevada  
11 Supreme Court noted in its Order of Affirmance, counsel "sought to reveal [the]  
12 inconsistencies in [the victim's] previous recounting of the alleged abuse [during cross-  
13 examination]." Renteria-Novoa, Docket No. 61865 at 2.

14 Indeed, trial counsel thoroughly cross-examined the victim regarding her inconsistent  
15 statements and attempted to discredit the victim. For instance, trial counsel questioned the  
16 victim regarding the fact that she received a "U-Visa" as a result of her testimony, allowing  
17 her to remain in the country legally. Trial Transcript, Day 3 (May 23, 2012) at 146-47.  
18 Moreover, trial counsel questioned the victim regarding her statements to the school counselor,  
19 Id. at 153, her statements to her family, Id. at 154, and her statements to the police, Id. at 155.  
20 Trial counsel emphasized that the victim's statements were "inconsistent from one to the  
21 other" and that Petitioner was "entitled to impeach her on what she told the police initially to  
22 the next statement, which is inconsistent, to the next statement, which is inconsistent." Id. at  
23 164. "[I]t's different from what she said at the preliminary hearing, it's different from what  
24 she said in her voluntary statement. It's different from what...she said today." Id. 167. The  
25 following colloquy took place:

26 Q: Now, today you testified that you put your hand [] that you would actually  
27 put your hand on his penis?

28 A: He would tell me to touch his penis.

Q: All right. Did you testify today that you actually put your hand on his penis?

1 A: Yes.

2 Q: Okay. Today, is that—that's the first time we're hearing that. That's the  
3 first time you've said that, right?

4 A: I don't think so. I think I said it before.

5 Q: Do you remember when you said it before?

6 A: Well, [] I talked [] I remember talking about it with Stacy.

7 Q: Okay. But you never said it in any of the previous statement that you gave?

8 A: I think the time I came in court for the first time.

9 Id. at 189-90.

10 Moreover, trial counsel emphasized that the victim had given inconsistent "stories"  
11 during closing arguments. Trial Transcript, Day 4 (May 24, 2012) at 183. Specifically:

12 So one of the things that makes [the victim] not credible is the inconsistent  
13 stories that she told, and that's one of the things that you can consider when  
14 you're looking at her credibility, in addition to [telling] inconsistent stories to  
15 several people. In addition to the inconsistencies, you're going to [] you heard  
16 testimony of her family, and her family also shows that she's simply not  
17 credible...[s]he told her family several different stories.

18 ...

19 In addition to her family, she talked to a counselor. She told the counselor a  
20 different story. After she spoke to the counselor, she did a written statement for  
21 the police, which was different. Then she gave a recorded statement to the police  
22 several weeks later, which was also different. Then finally, at the preliminary  
23 hearing, that's when she made the bulk of her allegations. That was completely  
24 different than anything she had ever said, and that was about nine months before  
25 any allegations came to light.

26 ...

27 Now, let's start with her family. What did she tell her family? [] She never said  
28 anything about any type of sexual contact with [Petitioner]. She never said  
anything about sex with her cousin...she gave absolutely not details about what  
happened [to her aunt]. All she said is that she was just...being touched.

...

Then we go to the written statement which happened the day the police were  
called. Again, [the victim] says that...her private parts were touched, he put his  
hand inside of her; however, there was not mention of some of the biggest details  
[] [or] the most egregious conduct here...no mention to the counselor, no  
mention to her family, no mention at all...[s]o a few weeks later, she does her

1 recorded statement. Now she says the touching next started in 2004. This is  
2 2010 when she's giving this statement, but she says it happened in 2004, so it's  
3 about five years now that she's saying this happened. So we went from three  
4 years to one year to possibly five years. They asked her about the last time she  
5 was touched...she doesn't mention anything about any type of anal licking or  
6 any type of vaginal licking. She just says that she was touched.  
7 ...

8 Then we get to the preliminary hearing....[n]ow she is 11 years old when the  
9 touching started. Her breasts were touched, her vagina was touched. Now, she  
10 adds to the detail that [Petitioner] licked her vagina and licked her anus. So she  
11 simply is not credible when her story changes that way.

12 Id. at 183-86. Trial counsel thoroughly emphasized the inconsistencies in the victim's story in  
13 an attempt to discredit her. His decision to discredit her through inconsistent statements and  
14 not through showing her prior sexual history by alluding to her pregnancy was not deficient  
15 performance, but was a reasonable, virtually unchallengeable strategic decision. Dawson, 108  
16 Nev. at 117, 825 P.2d at 596. Furthermore, because the inconsistencies did tend to discredit  
17 the victim's testimony, Petitioner has failed to show that he was prejudiced by his counsel's  
18 failure to discredit her in another way which has been shown to be impermissible.

19 Accordingly, this Court concludes that trial counsel was not constitutionally ineffective  
20 for failing to raise an argument to the jury that would have violated the Nevada Rape Shield  
21 Law.

## 22 **II. THERE IS NO ERROR TO CUMULATE.**

23 Petitioner asserts a claim of cumulative error in the context of ineffective assistance of  
24 counsel. The Nevada Supreme Court has never held that instances of ineffective assistance of  
25 counsel can be cumulated; it is the State's position that they cannot. However, even if they  
26 could be, it would be of no moment as there was no single instance of ineffective assistance in  
27 Petitioner's case. See United States v. Rivera, 900 F.2d 1462, 1471 (10th Cir. 1990) ("[A]  
28 cumulative-error analysis should evaluate only the effect of matters determined to be error,  
not the cumulative effect of non-errors."). Furthermore, Petitioner's claim is without merit.  
"Relevant factors to consider in evaluating a claim of cumulative error are (1) whether the  
issue of guilt is close, (2) the quantity and character of the error, and (3) the gravity of the  
crime charged." Mulder v. State, 116 Nev. 1, 17, 992 P.2d 845, 855 (2000). Furthermore, any

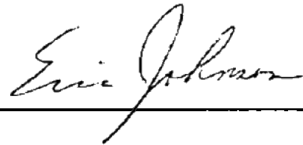
1 errors that occurred at trial were minimal in quantity and character, and a defendant "is not  
2 entitled to a perfect trial, but only a fair trial." Ennis v. State, 91 Nev. 530, 533, 539 P.2d 114,  
3 115 (1975).

4 Here, Petitioner has failed to demonstrate any error; therefore, there is no error for this  
5 Court to cumulate. The issue of guilt in this case was not close, as Petitioner admitted to many  
6 of the counts against him and the victim testified in detail of the others. See, Gaxiola v. State,  
7 121 Nev. 638, 647, 119 P.3d 1225, 1231 (2005) (stating that the uncorroborated testimony of  
8 a victim, without more, is sufficient to uphold a rape conviction). Furthermore, as the claims  
9 of error themselves were meritless, the quantity and character of the errors cannot be shown  
10 to warrant relief. Only the gravity of the crimes charged weighs in Petitioner's favor, as it  
11 cannot be overstated. However, even grave crimes do not warrant relief for cumulative error  
12 when there is no error at all.

13 **ORDER**

14 THEREFORE, IT IS HEREBY ORDERED, Petitioner Guillermo Renteria-Novoa's  
15 Petition for Writ of Habeas Corpus, and the Supplement thereto, shall be, and are, DENIED.  
Dated this 27th day of April, 2022

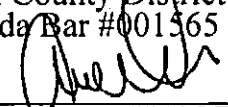
16 DATED this \_\_\_\_ day of April, 2022.

17   
18 \_\_\_\_\_

19 Respectfully submitted,

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

9B9 753 94AE 2FED  
Eric Johnson  
District Court Judge

22 BY  #10539 for  
23 JONATHAN E. VANBOSKERCK  
24 Chief Deputy District Attorney  
Nevada Bar #006528

25  
26  
27 10F09697X/JV/rt/mlb/SVU  
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1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 State of Nevada

CASE NO: C-10-268285-1

7 vs

DEPT. NO. Department 32

8 Guillermo Renteria-Novoa

9  
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 4/27/2022

15 Carrie Connolly . connolcm@ClarkCountyNV.gov

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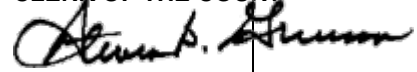
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NEO

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

GUILLERMO RENTERIA-NOVOA,

Petitioner,

vs.

THE STATE OF NEVADA,

Respondent,

Case No: C-10-268285-1

Dept No: XXXII

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

**PLEASE TAKE NOTICE** that on April 27, 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 May 2, 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 2 day of May 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:

Guillermo Renteria-Novoa # 1092343  
P.O. Box 650  
Indian Springs, NV 89070

Jean J. Schwartz, Esq.  
170 S. Green Valley Pkwy. #300  
Henderson, NV 89012

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk



*Heather B. Lumin*

CLERK OF THE COURT

**FCL**  
**STEVEN B. WOLFSON**  
Clark County District Attorney  
Nevada Bar #001565  
**JONATHAN E. VANBOSKERCK**  
Chief Deputy District Attorney  
Nevada Bar #006528  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,  
Plaintiff,

-vs-

GUILLERMO RENTERIA-NOVOA,  
#2755564

Defendant.

CASE NO: C-10-268285-1

DEPT NO: XXXII

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

DATE OF HEARING: DECEMBER 13, 2019  
TIME OF HEARING: 9:00 AM

THIS CAUSE having come on for hearing before the Honorable ERIC JOHNSON, District Court Judge, on the 13th day of December, 2019, the Defendant being present, being represented by JEAN J. SCHWARTZER, Esq., the State of Nevada being represented by STEVEN B. WOLFSON, Clark County District Attorney, by and through JONATHAN E. VANBOSKERCK, Deputy District Attorney, and the Court having considered the matter, including briefs, transcripts, arguments of counsel, and documents on file herein, now therefore, the Court makes the following findings of fact and conclusions of law:

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///

///

1 **FINDINGS OF FACT, CONCLUSIONS OF LAW**

2 **STATEMENT OF THE CASE**

3 On May 22, 2012, the State charged Guillermo Renteria-Novoa ("Petitioner") by way  
4 of Second Amended Information with: Sexual Assault With a Minor Under the Age of 14  
5 (Category A Felony – NRS 200.364, 200.366) (Counts 1, 2, 4, 5, 6, 9, 10, 12, 13, 14, 15, 17,  
6 18, 20 & 21); Lewdness With a Child Under the Age of 14 (Category A Felony – NRS  
7 201.230) (Counts 3, 7, 8, 16, 19 & 22); Sexual Assault With a Minor Under the Age of 16  
8 (Category A Felony – NRS 200.364, 200.366) (Counts 23, 24, 25, 26, 27, 28, 29 & 30); Open  
9 or Gross Lewdness (Gross Misdemeanor – NRS 201.220) (Counts 11, 31 & 36); and Sexual  
10 Assault (Category A Felony – NRS 200.364, 200.366) (Counts 32, 33, 34 & 35). On May 21,  
11 2012, jury trial commenced, and on May 25, 2012, the jury found Petitioner guilty on all thirty-  
12 six counts.

13 On September 6, 2012, Petitioner appeared in court with counsel for sentencing and  
14 was SENTENCED as follows: COUNTS 1, 2, 4, 5, 6, 9, 10, 12, 13, 14, 15, 17, 18, 20, 21 -  
15 LIFE with the possibility of parole after TWENTY (20) YEARS; - COUNTS 3, 7, 8, 16, 19,  
16 22 - LIFE with the possibility of parole after TEN (10) YEARS; - COUNTS 23, 24, 25, 26,  
17 27, 28, 29, 30 - LIFE with possibility of parole after TWENTY FIVE (25) YEARS; - COUNTS  
18 11, 31, 36 - TWELVE (12) MONTHS Clark County Detention Center (CCDC) ; - COUNTS  
19 32, 33, 34, 35 - LIFE with the possibility of parole after TEN (10) YEARS, with 762 DAYS  
20 credit for time served. Further the court ordered, Count 3 to run consecutive to Count 1; Count  
21 6 to run consecutive to Counts 1 & 3; Count 23 to run consecutive to Counts 1, 3, & 6 and  
22 Count 32 to run consecutive to Counts 1, 3, 6 & 23; the remaining counts to run concurrent.  
23 Further court ordered, a special sentence of lifetime supervision is to be imposed upon release  
24 from incarceration and pursuant to NRS 179D.450, Petitioner must register as a Sex Offender  
25 within 48 hours of release from custody. The court entered its Judgment of Conviction on  
26 September 17, 2012.

27 On October 5, 2012, Petitioner filed a Notice of Appeal from the Judgment of  
28 Conviction. The Nevada Supreme Court affirmed the Judgment of Conviction on September

1 24, 2014. State v. Renteria-Novoa, Docket No. 61865 (Order of Affirmance, Sept. 24, 2014).  
2 Remittitur was issued on October 21, 2014.

3 On February 9, 2015, Petitioner filed a Petition for Writ of Habeas Corpus. The State  
4 responded on April 13, 2015. The district court denied the petition as well as Petitioner's  
5 motion for appointment of counsel. On May 27, 2015, this Court filed its Findings of Fact,  
6 Conclusions of Law and Order. That denial was reversed on appeal. Renteria-Novoa v. State,  
7 133 Nev. Adv. Opp. 11 (Mar. 30, 2017). Remittitur issued on April 24, 2017.

8 On May 11, 2017, this Court conducted a hearing and appointed counsel to represent  
9 Petitioner. On November 9, 2018, Petitioner filed a Supplemental Memorandum of Points and  
10 Authorities in Support of Petition for Writ of Habeas Corpus (Post-Conviction). The State filed  
11 its Response on December 31, 2018. Petitioner filed his Reply on March 6, 2019. After a  
12 hearing on March 19, 2019, this Court ordered an evidentiary hearing on the limited issue of  
13 trial counsel's strategy.

14 On December 13, 2019, this Court conducted an evidentiary hearing, finding and  
15 ordering as follows:

### 16 STATEMENT OF FACTS

17 In 2002, Roxana Perez moved from Mexico to Las Vegas. In 2003, she moved into the  
18 Libertwo Apartments. It was here where her mother met and began to date Guillermo Renteria-  
19 Novoa ("Petitioner"). In 2004, Roxana, her mother and sister, Petitioner, Roxana's cousin  
20 Yahir, and an uncle moved into University Apartments. At University, Roxana developed a  
21 relationship she described as "just kissing and being together" with Yahir. They never had sex.

### 22 University

23 While at University, Petitioner walked in on Roxana and Yahir together. In 2005, the family  
24 moved from a two bedroom into a three bedroom (still at University), and once at this  
25 apartment, Petitioner began to threaten Roxana that he would tell her family what he had seen  
26 her doing with Yahir. Roxana, by this point 12 or 13 years old, became scared and embarrassed  
27 by this threat, and Petitioner began his assaults on Roxana shortly after he learned he could  
28 blackmail her with this information.

1 Petitioner told Roxana to come into his room and take off her clothes one afternoon after  
2 school. He had her lie down on some blankets on the floor, where he then placed his hands on  
3 her breasts, his finger in and his mouth and tongue on her vagina, and placed his tongue on  
4 and in her anus.

5 Petitioner again told Roxana to come into his room one afternoon after school. This  
6 time, Petitioner likewise (under threat of revealing Roxana's relationship) licked Roxana's  
7 vagina and anus, touched her breasts, and placed his fingers inside Roxana's vagina and anus.

8 Petitioner also once touched Roxana's vagina and his own penis (under his clothing)  
9 simultaneously.

#### 10 **Andover (under Age 14)**

11 In 2006, Roxana's family moved to Andover Place. She was 13 at the time, and turned 14 in  
12 August of 2007, while they were still living at Andover. Roxana was attending Orr Middle  
13 School at the time. Petitioner made Roxana go into his bedroom, through the same threats of  
14 revealing her relationship with her cousin to her family, where he then touched her butt while  
15 she was walking around. Petitioner made Roxana pull her shorts down and began to lick her  
16 vagina. He touched her breasts and put his fingers inside her vagina and anus. He then turned  
17 her around and licked her anus.

18 Petitioner, sleeping next to Roxana in the bed they shared with Roxana's mother, began to rub  
19 Roxana's butt over her clothes, and try to touch her vagina inside her clothing. Petitioner again,  
20 during the day, touched Roxana's breasts and placed his fingers and tongue inside her anus  
21 and vagina. Petitioner grabbed Roxana's hand and placed it on his penis over his clothing.  
22 Petitioner then took his penis out and had Roxana begin to touch it, after which point he  
23 masturbated himself to ejaculation.

#### 24 **Andover (over Age 14)**

25 Roxana turned 14 on August 30, 2007, while living at Andover. 1. Petitioner again threatened  
26 Roxana to get her to come into his room, where he touched her in substantially the same  
27 manner as his previous assaults. 2. Petitioner asked Roxana to lick his penis, which she refused  
28 to do.

1     **Tamarus Park**

2     In the end of 2007, Roxana moved to Tamarus Park, and she began attending Del Sol High  
3     School that fall. Roxana's mother was home in the afternoons during this time, and Petitioner  
4     gave Roxana a respite from his attention while they lived at Tamarus Park. However, he  
5     continued to threaten to reveal her relationship with her cousin.

6     **Southern Cove**

7     In 2008, Roxana moved to Southern Cove Apartments. She was in the 10th grade, still at Del  
8     Sol High School. Roxana got a cell phone, after which Petitioner began calling and texting her  
9     incessantly. Petitioner saw Roxana at a party while at Southern Cove, and again reiterated his  
10    threat to reveal her secret. He also began to show up to the same places as Roxana. Petitioner  
11    abused Roxana in substantially the same manner at Southern Cove. Petitioner also, on a  
12    different day, had Roxana touch his penis, after which he ejaculated.

13    **Riverbend**

14    In August 2009, Roxana turned 16, and moved from Southern Cove to Riverbend Village  
15    Apartments. One last instance of abuse occurred at Riverbend. During this time, Roxana had  
16    been getting more mature and confident, and angrier with Petitioner's abuse. Ultimately,  
17    Petitioner became frustrated with Roxana's rejecting his abuse, and told Roxana's cousin that  
18    Roxana needed to get back in touch with him. This spurred Roxana to tell her Aunt Janet about  
19    Petitioner's abuse. Her aunt then took her to see a counselor, told her mother, and ultimately,  
20    Petitioner was reported to the police in December 2009.

21    **Confession**

22    On February 18, 2010, Detective Ryan Jaeger with the Las Vegas Metropolitan Police  
23    Department left a business card with Petitioner's girlfriend asking Petitioner to call him back.  
24    Petitioner voluntarily called Det. Jaeger back a few hours later and left a voicemail. Det. Jaeger  
25    then called Petitioner back and spoke with him. He promised Petitioner that if Petitioner came  
26    down to give an interview, he would not be arrested that day—a promise Det. Jaeger kept. Det.  
27    Jaeger also told Petitioner that if he did not come give a statement an arrest warrant would  
28    eventually issue for him based on Roxana's statement.

1 Petitioner drove himself down to the police station on March 6, 2010, for his interview. Det.  
2 Jaeger Mirandized Petitioner and conducted an interview that lasted twenty-nine minutes.  
3 Although the room was small, Det. Jaeger did not handcuff or restrict Petitioner in any way,  
4 deny him the opportunity to use the restroom, deny him food or water, or threaten him. When  
5 the interview terminated, Petitioner left under his own power.

6 During the course of the interview, Petitioner admitted that the abuse started after he caught  
7 Roxana kissing her cousin. Petitioner further admitted to seeing Roxana's "body parts," to  
8 seeing her "naked," to kissing her breasts, to masturbating in front of her, to seeing and  
9 touching her vagina (over clothing), and attempting to entice Roxana to have sex with him.

### 10 ANALYSIS

#### 11 **I. PETITIONER HAS NOT SHOWN THAT HIS TRIAL COUNSEL WAS** 12 **CONSTITUTIONALLY INEFFECTIVE**

13 The Sixth Amendment to the United States Constitution provides that, "[i]n all criminal  
14 prosecutions, the accused shall enjoy the right . . . to have the Assistance of Counsel for his  
15 defense." The United States Supreme Court has long recognized that "the right to counsel is  
16 the right to the effective assistance of counsel." Strickland v. Washington, 466 U.S. 668, 686,  
17 104 S.Ct. 2052, 2063 (1984); see also, State v. Love, 109 Nev. 1136, 1138, 865 P.2d 322, 323  
18 (1993).

19 To prevail on a claim of ineffective assistance of trial counsel, a defendant must prove  
20 he was denied "reasonably effective assistance" of counsel by satisfying the two-prong test of  
21 Strickland, 466 U.S. at 686-87, 104 S.Ct. at 2063-64. See also, Love, 109 Nev. at 1138, 865  
22 P.2d at 323. Under the Strickland test, a defendant must show first that his counsel's  
23 representation fell below an objective standard of reasonableness, and second, that but for  
24 counsel's errors, there is a reasonable probability that the result of the proceedings would have  
25 been different. 466 U.S. at 687-88, 694, 104 S.Ct. at 2065, 2068; Warden, Nevada State Prison  
26 v. Lyons, 100 Nev. 430, 432, 683 P.2d 504, 505 (1984) (adopting the Strickland two-part test).

27 "[T]here is no reason for a court deciding an ineffective assistance claim to approach the

28 ///

1 inquiry in the same order or even to address both components of the inquiry if the defendant  
2 makes an insufficient showing on one.” Strickland, 466 U.S. at 697, 104 S.Ct. at 2069.

3 The court begins with the presumption of effectiveness and then must determine  
4 whether the defendant has demonstrated by a preponderance of the evidence that counsel was  
5 ineffective. Means v. State, 120 Nev. 1001, 1011, 103 P.3d 25, 32 (2004). “Effective counsel  
6 does not mean errorless counsel, but rather counsel whose assistance is ‘[w]ithin the range of  
7 competence demanded of attorneys in criminal cases.’” Jackson v. Warden, 91 Nev. 430, 432,  
8 537 P.2d 473, 474 (1975).

9 Counsel cannot be ineffective for failing to make futile objections or arguments. See,  
10 Ennis v. State, 122 Nev. 694, 706, 137 P.3d 1095, 1103 (2006). Trial counsel has the  
11 “immediate and ultimate responsibility of deciding if and when to object, which witnesses, if  
12 any, to call, and what defenses to develop.” Rhyne v. State, 118 Nev. 1, 8, 38 P.3d 163, 167  
13 (2002).

14 Based on the above law, the role of a court in considering allegations of ineffective  
15 assistance of counsel is “not to pass upon the merits of the action not taken but to determine  
16 whether, under the particular facts and circumstances of the case, trial counsel failed to render  
17 reasonably effective assistance.” Donovan v. State, 94 Nev. 671, 675, 584 P.2d 708, 711  
18 (1978). This analysis does not mean that the court should “second guess reasoned choices  
19 between trial tactics nor does it mean that defense counsel, to protect himself against  
20 allegations of inadequacy, must make every conceivable motion no matter how remote the  
21 possibilities are of success.” *Id.* To be effective, the constitution “does not require that counsel  
22 do what is impossible or unethical. If there is no bona fide defense to the charge, counsel  
23 cannot create one and may disserve the interests of his client by attempting a useless charade.”  
24 United States v. Cronin, 466 U.S. 648, 657 n.19, 104 S.Ct. 2039, 2046 n.19 (1984).

25 “There are countless ways to provide effective assistance in any given case. Even the  
26 best criminal defense attorneys would not defend a particular client in the same way.”  
27 Strickland, 466 U.S. at 689, 104 S.Ct. at 689. “Strategic choices made by counsel after  
28 thoroughly investigating the plausible options are almost unchallengeable.” Dawson v. State,

1 108 Nev. 112, 117, 825 P.2d 593, 596 (1992); see also, Ford v. State, 105 Nev. 850, 853, 784  
2 P.2d 951, 953 (1989). In essence, the court must “judge the reasonableness of counsel’s  
3 challenged conduct on the facts of the particular case, viewed as of the time of counsel’s  
4 conduct.” Strickland, 466 U.S. at 690, 104 S.Ct. at 2066.

5 Even if a defendant can demonstrate that his counsel’s representation fell below an  
6 objective standard of reasonableness, he must still demonstrate prejudice and show a  
7 reasonable probability that, but for counsel’s errors, the result of the trial would have been  
8 different. McNelson v. State, 115 Nev. 396, 403, 990 P.2d 1263, 1268 (1999) (citing  
9 Strickland, 466 U.S. at 687, 104 S.Ct. at 2064). “A reasonable probability is a probability  
10 sufficient to undermine confidence in the outcome.” Id. (citing Strickland, 466 U.S. at 687-  
11 89, 694, 104 S.Ct. at 2064-65, 2068).

12 The Nevada Supreme Court has held “that a habeas corpus petitioner must prove the  
13 disputed factual allegations underlying his ineffective-assistance claim by a preponderance of  
14 the evidence.” Means v. State, 120 Nev. 1001, 1012, 103 P.3d 25, 33 (2004). Furthermore,  
15 claims of ineffective assistance of counsel asserted in a petition for post-conviction relief must  
16 be supported with specific factual allegations, which if true, would entitle the petitioner to  
17 relief. Hargrove v. State, 100 Nev. 498, 502, 686 P.2d 222, 225 (1984). “Bare” and “naked”  
18 allegations are not sufficient, nor are those belied and repelled by the record. Id. NRS  
19 34.735(6) states in relevant part, “[Petitioner] must allege specific facts supporting the claims  
20 in the petition[.] . . . Failure to allege specific facts rather than just conclusions may cause your  
21 petition to be dismissed.” (emphasis added).

22 **A. Counsel was not ineffective for failing to challenge a juror.**

23 Counsel was not ineffective for failing to challenge Juror No. 35 because the juror had  
24 not indicated that she had fixed views that would have rendered her unable to faithfully fulfil  
25 her role to impartially consider the evidence brought by the State.

26 The Sixth Amendment right to trial by jury “guarantees to the criminally accused a fair  
27 trial by a panel of impartial, ‘indifferent’ jurors.” Irvin v. Dowd, 366 U.S. 717, 722, 81 S. Ct.  
28 1639, 1642 (1961); Turner v. Louisiana, 379 U.S. 466, 85 S. Ct. 546 (1965). A juror is



1 impartial if she has no “fixed opinions” which undermine her ability to determine a defendant’s  
2 guilt based exclusively on the evidence the State produces at trial. Patton v. Yount, 467 U.S.  
3 1025, 1035, 104 S. Ct. 2885, 2891 (1984). To demonstrate that a juror is impartial, a defendant  
4 must show (1) that the juror has fixed views and (2) that because of those views the juror “did  
5 not honor his oath to faithfully apply the law.” United States v. Quintero-Barraza, 78 F.3d  
6 1344, 1350 (9th Cir. 1995), cert. denied 519 U.S. 848 (1996). If a juror can “lay aside his  
7 opinion and render a verdict based on the evidence presented in court[,]” then that juror is  
8 impartial for purposes of the Sixth Amendment. Yount, 467 U.S. at 1037 n.2.

9 Here, Petitioner claims that trial counsel was constitutionally ineffective for failing to  
10 challenge the inclusion of Juror No. 35, but Juror No. 35 made clear on the record that she  
11 could be impartial. During voir dire, Petitioner’s counsel specifically questioned Juror No. 35  
12 about the duties she would have as a juror. She was clear from the beginning that Petitioner  
13 was presumed innocent, and that this presumption would remain until the State proved  
14 otherwise. Exhibit 3 at 92. Furthermore, she made clear that she would vote to find Petitioner  
15 not guilty if the State failed to prove its case. Id. When asked what she would do “if the State,  
16 after they present all their witnesses” had not “proven their case,” she responded that she would  
17 vote “not guilty.” Id.

18 This is all that is required under Patton and Irvn. The Constitution does not require  
19 jurors to lack opinions. Instead, it requires them to set those opinions aside and rely exclusively  
20 on the evidence presented at trial. Juror No. 35 indicated her willingness to do this, even though  
21 it would understandably be hard, and her opinion that a person is unlikely to lie about sexual  
22 assault did not render her ineligible to sit on a jury when that opinion was demonstrably not  
23 “fixed” and she indicated her willingness to hold the State to its burden.

24 In light of Juror No. 35’s clear indication that she would honor her oath to faithfully  
25 apply the law, any challenge which Petitioner’s counsel might have raised likely would have  
26 failed. Accordingly, raising a challenge for cause would have been futile and cannot therefore  
27 be used to demonstrate deficiency. Ennis, 122 Nev. at 706, 137 P.3d at 1103.

28 Counsel was similarly not deficient for failing to strike Juror No. 35 peremptorily, as

1 this was a strategic decision that is virtually unchallengeable. Dawson, 108 Nev. at 117, 825  
2 P.2d at 596; see also, Ford v. State, 105 Nev. 850, 853, 784 P.2d 951, 953 (1989). Voir dire  
3 transcripts demonstrate that counsel used peremptory challenges to remove jurors who  
4 appeared likely to be much more problematic to Petitioner's case than Juror No. 35.

5 Juror No. 13 was an elementary-school teacher who explicitly said she would have a  
6 tendency to side for the minor that was strong enough that she would be "a little worried" if  
7 someone with her mindset was on her jury. Exhibit 3 at 46-47. Juror No. 27 stated that he had  
8 family members who worked for metro and that he would "give an officer more credibility as  
9 opposed to someone who's not an officer[.]" Id. at 53. Juror No. 29 was a teacher who was  
10 marrying a police officer and who had previously reported cases of child neglect. Id. at 84-86.  
11 Juror No. 31 stated that he was "very protective" of girls and had previously been the victim  
12 of a crime. Id. at 88-90. Juror No. 49 was a teacher and had a young daughter whom she said  
13 it would be "very hard" not to picture "in the same situation" throughout the case. Id. at 127-  
14 28. Juror No. 71 had been sexually abused by her mother's husband. Id. at 123. Juror No. 32  
15 had been sexually abused as a child. Trial Transcript, Day 1, at 200-01. Juror No. 59 had a  
16 family member who was abused in a similar manner. Id. at 285-86. Juror No. 53 was a  
17 radiologist who had previously worked on assault cases. Id. at 145. All of these potential jurors  
18 made statements which could have made their inclusion in the empaneled jury much more  
19 problematic to the defense.

20 In light of the jurors on which peremptory challenges were used, it would not be  
21 unreasonable for counsel to decline to use a peremptory challenge on a potential juror who had  
22 expressed on the record that she was willing to hold the State to its burden despite her belief  
23 that women are unlikely to lie about sexual assault. The jurors who ultimately were stricken  
24 expressed fixed opinions, had a medical background, or shared experiences with the victim or  
25 law enforcement which a reasonable attorney could have believed were more likely to invade  
26 the jury's deliberations. Therefore, this Court concludes that Petitioner's counsel was not  
27 ineffective for making that strategic decision.

28 **B. Counsel was not ineffective for failing to sanitize the victim's pregnancy.**

1 Similarly, Petitioner has failed to show that counsel was ineffective for not sanitizing  
2 the victim's pregnancy to show motive to lie because (1) the proffered statement likely violated  
3 the Nevada Rape Shield Law itself and (2) counsel argued—repeatedly—that the victim was  
4 inconsistent in a way which was permissible.

5 “Although a criminal defendant has a due process right to introduce into evidence any  
6 testimony or documentation which would tend to prove the defendant's theory of the case, that  
7 right is subject to the rules of evidence[.]” Rose v. State, 123 Nev. 194, 205 n.18, 163 P.3d  
8 408, 416 n.18 (2007) (quoting Vipperman v. State, 96 Nev. 592, 596, 614 P.2d 532, 534  
9 (1980)) (internal quotation and punctuation omitted). One of those rules of evidence is the rape  
10 shield law, codified as NRS 50.090.

11 The law exists to “protect rape victims from degrading and embarrassing disclosure of  
12 intimate details about their private lives and to encourage rape victims to come forward and  
13 report the crimes and testify in court protected from unnecessary indignities and needless  
14 probing into their respective sexual histories.” Johnson v. State, 113 Nev. 772, 776, 942 P.2d  
15 167, 170 (1997) (alterations and quotation marks omitted) (citing Summitt v. State, 101 Nev.  
16 159, 161, 697 P.2d 1374, 1375 (1985)). It forbids criminal defendants in sexual assault cases  
17 from introducing “evidence of any previous sexual conduct of the victim of the crime to  
18 challenge the victim's credibility.” NRS 50.090.

19 When her mother found out about Petitioner's crimes, the victim was pregnant with her  
20 boyfriend's—not Petitioner's—child. Petitioner argues that counsel was ineffective for failing  
21 to sanitize this pregnancy and use evidence of a “mistake” the victim had made to show she  
22 had motive to lie. According to Petitioner, his theory throughout the trial was that the victim  
23 had lied about her age when Petitioner sexually abused her to insulate herself from her  
24 mother's punishment upon discovering her pregnancy. Challenging her credibility in this  
25 manner would have been a flagrant violation of NRS 50.090 because it would have been  
26 *exactly* the kind of embarrassing disclosure the rape shield law exists to prevent even if counsel  
27 had not explicitly said that the victim was pregnant.

28 Petitioner argues that there was a “simple way” to “sanitize the pregnancy” that would

1 have allowed him to both (1) avail himself of the defense's theory and (2) not act contrary to  
2 Nevada evidentiary rules which forbid the criminal defendants from introducing "evidence of  
3 any previous sexual conduct of the victim of the crime to challenge the victim's credibility."  
4 Supplemental Petition at 15; NRS 50.090.

5 The solution offered by Petitioner was a statement calling the pregnancy "a mistake  
6 recently made by R.P. that that [sic] could negatively impact her the rest of her life with respect  
7 to opportunities in life, education, future relationships, her health, her psychological state, as  
8 well as her financial and living situations; a mistake that would make her parents angry at;  
9 fearful for; disappointed in; and upset with her and would result in severe consequences."  
10 Supplemental Petition at 15.

11 Counsel was not ineffective for failing to make such a statement, as it would likely have  
12 independently violated NRS 50.090. The Nevada Supreme Court has recognized that evidence  
13 that fails to specifically mention a victim's prior sexual conduct can nevertheless violate the  
14 Nevada Rape Shield Law. See, Aberha v. State, Docket No. 73121 (Order of Affirmance, Oct.  
15 31, 2018) at 10-12 (affirming a district court's holding that a hotel receipt indicating that a  
16 sexual assault victim had purchased a romance package violated NRS 50.090 despite not  
17 showing "sexual conduct, per se"). Accordingly, alluding to a victim's sexual conduct by  
18 another name can still impermissibly violate NRS 50.090.

19 The statement offered above would have impermissibly alluded to the victim's  
20 pregnancy. It is difficult to imagine a mistake—other than pregnancy—that a teenage girl  
21 could make which would "negatively impact her the rest of her life" in the ways mentioned by  
22 Petitioner.

23 When deliberating, "jurors may rely on their common sense and experience." Meyer v.  
24 State, 119 Nev. 554, 568, 80 P.3d 447, 458 (2003). The difficulties associated with pregnancy  
25 and the blessings of childcare are nearly universally understood. It would not have been  
26 unreasonable for a juror to hear Petitioner's proffered statement and immediately understand  
27 that this mistake with lifelong implications was an unplanned pregnancy. This argument, jury  
28 therefore, would not have sanitized the pregnancy at all; instead, it would have presented the

1 with evidence of the victim's prior sexual activity in violation of NRS 50.090.

2 Furthermore, at the evidentiary hearing, trial counsel gave a reasonable explanation for  
3 the strategic decision to not attempt to "sanitize" the account of R.P.'s pregnancy. After the  
4 Court excluded specific mention of R.P.'s pregnancy, trial counsel did not believe that any  
5 related, "sanitized" account would have had the same force as the specific reference to  
6 pregnancy. Additionally, trial counsel believed that trying to explain "around" rape shield  
7 protections would have been confusing to the jury, and would not have had much impact on  
8 the jurors.

9 Instead, Petitioner's trial counsel argued repeatedly that the victim's statements and  
10 testimony were inconsistent, which discredited her without violating the law. As the Nevada  
11 Supreme Court noted in its Order of Affirmance, counsel "sought to reveal [the]  
12 inconsistencies in [the victim's] previous recounting of the alleged abuse [during cross-  
13 examination]." Renteria-Novoa, Docket No. 61865 at 2.

14 Indeed, trial counsel thoroughly cross-examined the victim regarding her inconsistent  
15 statements and attempted to discredit the victim. For instance, trial counsel questioned the  
16 victim regarding the fact that she received a "U-Visa" as a result of her testimony, allowing  
17 her to remain in the country legally. Trial Transcript, Day 3 (May 23, 2012) at 146-47.  
18 Moreover, trial counsel questioned the victim regarding her statements to the school counselor,  
19 Id. at 153, her statements to her family, Id. at 154, and her statements to the police, Id. at 155.  
20 Trial counsel emphasized that the victim's statements were "inconsistent from one to the  
21 other" and that Petitioner was "entitled to impeach her on what she told the police initially to  
22 the next statement, which is inconsistent, to the next statement, which is inconsistent." Id. at  
23 164. "[I]t's different from what she said at the preliminary hearing, it's different from what  
24 she said in her voluntary statement. It's different from what...she said today." Id. 167. The  
25 following colloquy took place:

26 Q: Now, today you testified that you put your hand [] that you would actually  
27 put your hand on his penis?

28 A: He would tell me to touch his penis.

Q: All right. Did you testify today that you actually put your hand on his penis?

1 A: Yes.

2 Q: Okay. Today, is that—that's the first time we're hearing that. That's the  
3 first time you've said that, right?

4 A: I don't think so. I think I said it before.

5 Q: Do you remember when you said it before?

6 A: Well, [] I talked [] I remember talking about it with Stacy.

7 Q: Okay. But you never said it in any of the previous statement that you gave?

8 A: I think the time I came in court for the first time.

9 Id. at 189-90.

10 Moreover, trial counsel emphasized that the victim had given inconsistent "stories"  
11 during closing arguments. Trial Transcript, Day 4 (May 24, 2012) at 183. Specifically:

12 So one of the things that makes [the victim] not credible is the inconsistent  
13 stories that she told, and that's one of the things that you can consider when  
14 you're looking at her credibility, in addition to [telling] inconsistent stories to  
15 several people. In addition to the inconsistencies, you're going to [] you heard  
16 testimony of her family, and her family also shows that she's simply not  
17 credible...[s]he told her family several different stories.

18 ...

19 In addition to her family, she talked to a counselor. She told the counselor a  
20 different story. After she spoke to the counselor, she did a written statement for  
21 the police, which was different. Then she gave a recorded statement to the police  
22 several weeks later, which was also different. Then finally, at the preliminary  
23 hearing, that's when she made the bulk of her allegations. That was completely  
24 different than anything she had ever said, and that was about nine months before  
25 any allegations came to light.

26 ...

27 Now, let's start with her family. What did she tell her family? [] She never said  
28 anything about any type of sexual contact with [Petitioner]. She never said  
anything about sex with her cousin...she gave absolutely not details about what  
happened [to her aunt]. All she said is that she was just...being touched.

...

Then we go to the written statement which happened the day the police were  
called. Again, [the victim] says that...her private parts were touched, he put his  
hand inside of her; however, there was not mention of some of the biggest details  
[] [or] the most egregious conduct here...no mention to the counselor, no  
mention to her family, no mention at all...[s]o a few weeks later, she does her

1 recorded statement. Now she says the touching next started in 2004. This is  
2 2010 when she's giving this statement, but she says it happened in 2004, so it's  
3 about five years now that she's saying this happened. So we went from three  
4 years to one year to possibly five years. They asked her about the last time she  
was touched...she doesn't mention anything about any type of anal licking or  
any type of vaginal licking. She just says that she was touched.

...

5 Then we get to the preliminary hearing....[n]ow she is 11 years old when the  
6 touching started. Her breasts were touched, her vagina was touched. Now, she  
7 adds to the detail that [Petitioner] licked her vagina and licked her anus. So she  
simply is not credible when her story changes that way.

8 Id. at 183-86. Trial counsel thoroughly emphasized the inconsistencies in the victim's story in  
9 an attempt to discredit her. His decision to discredit her through inconsistent statements and  
10 not through showing her prior sexual history by alluding to her pregnancy was not deficient  
11 performance, but was a reasonable, virtually unchallengeable strategic decision. Dawson, 108  
12 Nev. at 117, 825 P.2d at 596. Furthermore, because the inconsistencies did tend to discredit  
13 the victim's testimony, Petitioner has failed to show that he was prejudiced by his counsel's  
14 failure to discredit her in another way which has been shown to be impermissible.

15 Accordingly, this Court concludes that trial counsel was not constitutionally ineffective  
16 for failing to raise an argument to the jury that would have violated the Nevada Rape Shield  
17 Law.

## 18 **II. THERE IS NO ERROR TO CUMULATE.**

19 Petitioner asserts a claim of cumulative error in the context of ineffective assistance of  
20 counsel. The Nevada Supreme Court has never held that instances of ineffective assistance of  
21 counsel can be cumulated; it is the State's position that they cannot. However, even if they  
22 could be, it would be of no moment as there was no single instance of ineffective assistance in  
23 Petitioner's case. See United States v. Rivera, 900 F.2d 1462, 1471 (10th Cir. 1990) ("[A]  
24 cumulative-error analysis should evaluate only the effect of matters determined to be error,  
25 not the cumulative effect of non-errors."). Furthermore, Petitioner's claim is without merit.  
26 "Relevant factors to consider in evaluating a claim of cumulative error are (1) whether the  
27 issue of guilt is close, (2) the quantity and character of the error, and (3) the gravity of the  
28 crime charged." Mulder v. State, 116 Nev. 1, 17, 992 P.2d 845, 855 (2000). Furthermore, any

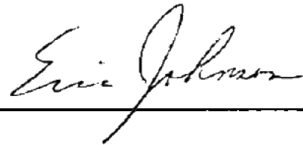
1 errors that occurred at trial were minimal in quantity and character, and a defendant "is not  
2 entitled to a perfect trial, but only a fair trial." Ennis v. State, 91 Nev. 530, 533, 539 P.2d 114,  
3 115 (1975).

4 Here, Petitioner has failed to demonstrate any error; therefore, there is no error for this  
5 Court to cumulate. The issue of guilt in this case was not close, as Petitioner admitted to many  
6 of the counts against him and the victim testified in detail of the others. See, Gaxiola v. State,  
7 121 Nev. 638, 647, 119 P.3d 1225, 1231 (2005) (stating that the uncorroborated testimony of  
8 a victim, without more, is sufficient to uphold a rape conviction). Furthermore, as the claims  
9 of error themselves were meritless, the quantity and character of the errors cannot be shown  
10 to warrant relief. Only the gravity of the crimes charged weighs in Petitioner's favor, as it  
11 cannot be overstated. However, even grave crimes do not warrant relief for cumulative error  
12 when there is no error at all.

13 **ORDER**

14 THEREFORE, IT IS HEREBY ORDERED, Petitioner Guillermo Renteria-Novoa's  
15 Petition for Writ of Habeas Corpus, and the Supplement thereto, shall be, and are, DENIED.  
Dated this 27th day of April, 2022

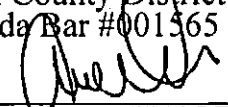
16 DATED this \_\_\_\_ day of April, 2022.

17   
18 \_\_\_\_\_

19 Respectfully submitted,

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

9B9 753 94AE 2FED  
Eric Johnson  
District Court Judge

22 BY  #10539 for  
23 JONATHAN E. VANBOSKERCK  
24 Chief Deputy District Attorney  
Nevada Bar #006528

25  
26  
27 10F09697X/JV/rt/mlb/SVU  
28



1 **CSERV**

2  
3 DISTRICT COURT  
CLARK COUNTY, NEVADA

4  
5  
6 State of Nevada

CASE NO: C-10-268285-1

7 vs

DEPT. NO. Department 32

8 Guillermo Renteria-Novoa

9  
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 4/27/2022

15 Carrie Connolly . connolcm@ClarkCountyNV.gov

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**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 28, 2010**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**October 28, 2010      9:00 AM      Initial Arraignment**

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

**COURT CLERK:** Ruth Gilfert  
                                 Susie Schofield  
                                 Tia Everett

**RECORDER:** Kiara Schmidt

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Campbell, Cara L.	Attorney
	Porray, Amy A.	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Also present: Spanish Interpreter Mario Torres.

Ms. Porray requested matter be continued to Court's Friday calendar. COURT SO ORDERED.

CUSTODY

11/5/2010 10:30 A.M. - ARRAIGNMENT CONTINUED (LLA)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 05, 2010**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**November 05, 2010      10:30 AM      Arraignment Continued**

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

**COURT CLERK:** Carole D'Aloia

**RECORDER:** Kiara Schmidt

**REPORTER:**

**PARTIES**

**PRESENT:**      Public Defender      Attorney  
                                 Renteria-Novoa, Guillermo      Defendant

**JOURNAL ENTRIES**

- Glen O'Brien, Deputy D.A., present on behalf of the State, Mike Feliciano, Deputy P.D., present on behalf of Defendant and Certified Spanish Court Interpreter, M. Peters, present to assist Defendant. Ms. Porray advised Defendant will be entering a not guilty plea. DEFENDANT RENTERIA-NOVOA ARRAIGNED, PLED NOT GUILTY, AND WAIVED THE SIXTY (60) DAY RULE. Court ACCEPTED plea and, ORDERED, matter set for JURY TRIAL. Ms. Porray advised she has just received a copy of the Preliminary Hearing Transcript and requested twenty-one (21) days from today's date to file a writ and, COURT SO ORDERED.

**CUSTODY**

2/28/11 9:00 AM CALENDAR CALL

3/7/11 1:30 PM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 26, 2011**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**January 26, 2011      9:00 AM      All Pending Motions**

**HEARD BY:** Mosley, Donald      **COURTROOM:** RJC Courtroom 12B

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:** Maureen Schorn

**PARTIES**

**PRESENT:** Feliciano, Mike      Attorney  
                 Pandelis, Christopher P.      Attorney  
                 Public Defender      Attorney  
                 Renteria-Novoa, Guillermo      Defendant  
                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- STATUS CHECK: DISCOVERY...DEFT'S PETITION FOR WRIT OF HABEAS CORPUS

Shirley Landberg, Court Interpreter, present to assist Defendant.

AS TO DISCOVERY: Mr. Feliciano advised there are no issues. Court so noted and advised this matter was discussed in chambers and pursuant to that discussion, counsel will not be prepared for trial on 3/7. Mr. Feliciano and Mr. Pandelis concurred. COURT ORDERED, trial date VACATED and RESET.

AS TO WRIT: Counsel submitted on the pleadings. Court advised it has reviewed the transcript and is satisfied that penetration was shown. However, does not feel there was evidence to support Count 27. Therefore, COURT ORDERED, Writ DENIED, however, Count 27 is STRICKEN.

**CUSTODY**

PRINT DATE: 05/02/2022

Page 3 of 42

Minutes Date: October 28, 2010

4/13/11 9:00 AM STATUS CHECK: DISCOVERY

5/9/11 9:00 AM CALENDAR CALL (#2)

5/16/11 1:30 PM JURY TRIAL (#2)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 19, 2011**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**April 19, 2011      9:00 AM      All Pending Motions**

**HEARD BY:** Barker, David      **COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Fattig, John T	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	Romney, Claudia L.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- DEFENDANT'S MOTION IN LIMINE TO PRECLUDE THE STATE'S EXPERTS FROM IMPROPER VOUCHING AND TO PREVENT "EXPERTS" FROM TESTIFYING OUTSIDE THEIR AREA OF EXPERTISE ... DEFENDANT'S MOTION FOR DISCOVERY ... DEFENDANT'S MOTION IN LIMINE TO PRECLUDE USE IF THE PREJUDICIAL TERM "VICTIM"

APPEARANCES CONTINUED: Alex Andrade, Court Interpreter, present with Defendant.

COURT ORDERED, matters CONTINUED for Judge Tao.

CUSTODY

CONTINUED TO: 4/28/2011 9:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 28, 2011**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**April 28, 2011      9:00 AM      All Pending Motions**

**HEARD BY:** Tao, Jerome T.      **COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**      Luzaich, Elissa      Attorney  
                         Porray, Amy A.      Attorney  
                         Renteria-Novoa, Guillermo      Defendant  
                         State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- MOTION IN LIMINE TO PRECLUDE THE STATE'S EXPERTS FROM IMPROPER VOUCHING AND TO PREVENT "EXPERTS" FROM TESTIFYING OUTSIDE THEIR AREA OF EXPERTISE ... DEFENDANT'S MOTION FOR DISCOVERY ... DEFENDANT'S MOTION IN LIMINE TO PRECLUDE USE OF THE PREJUDICIAL TERM "VICTIM"

Caridad Pfeiffer, Court Interpreter, present with Defendant. Ms. Porray requested matter be continued for Mr. Feliciano's presence. No opposition by Ms. Luzaich. COURT SO ORDERED.

CUSTODY

CONTINUED TO: 5/3/2011 9:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 03, 2011**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**May 03, 2011**

**9:00 AM**

**All Pending Motions**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Luzaich, Elissa	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Phillip Cuartas, Spanish Court Interpreter, present with Defendant.

AS TO MOTION IN LIMINE TO PRECLIDE THE STATE'S EXPERTS FROM IMPROPER VOUCHING AND TO PREVENT "EXPERTS" FROM TESTIFYING OUTSIDE THEIR AREA OF EXPERTISE:

Mr. Feliciano stated the motion will also apply to detectives and other who will testify as experts although not endorsed as such. Ms. Luzaich stated this motion is premature as Mr. Feliciano will need to object contemporaneously during trial with the expert's testimony. COURT ORDERED, Motion DENIED although counsel may make the appropriate objections at the time of trial.

AS TO DEFENDANT'S MOTION IN LIMINE TO PRECLUDE USE OF THE PREJUDICIAL TERM "VICTIM":



Mr. Feliciano stated the trial is to determine if there is a victim. Ms. Luzaich stated she will refer to the victims by their name although the term victim is used at times. COURT ORDERED, Motion DENIED although Mr. Feliciano may raise the issue during trial if appropriate.

**AS TO DEFENDANT'S MOTION FOR DISCOVERY:**

Following statements by counsel, COURT FURTHER ORDERED the following,

1 - 3 - State to provide information for the Court's incamera review to determine if there is any information the Defendant is entitled to have.

4 - GRANTED with no opposition

5 - GRANTED IN PART as the State to provide if the victim (s) were referred to counseling and if that if money from the State fund was paid to the counselor.

6 - GRANTED with no opposition.

7 - GRANTED to the extent State is to run NCIC and provide any information as to the any felony convictions in the last 10 years, and/or any felony conviction for which the term of probation/parole/imprisonment ended within the last 10 years , and additionally any misdemeanor/gross misdemeanor information which may bare on credibility.

8 - 16 - GRANTED with no opposition.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 17, 2011**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**May 17, 2011      9:00 AM      Calendar Call**

**HEARD BY:** Bonaventure, Joseph T.      **COURTROOM:** No Location

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**      Feliciano, Mike      Attorney  
                         Pandelis, Christopher P.      Attorney  
                         Public Defender      Attorney  
                         Renteria-Novoa, Guillermo      Defendant  
                         State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Francisco Mandrigal, Spanish Court Interpreter, present with Defendant.

Mr. Pandelis advised when this case was reassigned from Department 14 Mr. Feliciano contacted him to advise he may have a scheduling conflict and need to continue the trial. Colloquy regarding scheduling. COURT ORDERED, trial VACATED and RESET.

CUSTODY

11/01/2011 9:00 AM CALENDAR CALL

11/07/2011 10:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 01, 2011**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**November 01, 2011      8:30 AM      Calendar Call**

**HEARD BY:** Tao, Jerome T.      **COURTROOM:** No Location

**COURT CLERK:** Tia Everett

**RECORDER:**

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Fleck, Michelle	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Caridad Pfeiffer, Spanish Court Interpreter, present with Defendant.

Mr. Feliciano advised there is still outstanding discovery such as the Defendant's audio statement which is needed to go forward with trial. Ms. Fleck stated there is additional discovery which has been requested and needs to be provided. COURT ORDERED, trial date VACATED and RESET.

**CUSTODY**

1/17/2012 8:30 AM CALENDAR CALL

1/23/2012 10:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 17, 2012**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**January 17, 2012      8:30 AM      Calendar Call**

**HEARD BY:** Tao, Jerome T.      **COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett  
Nancy Tibbetts

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:** Feliciano, Mike      Attorney  
Fleck, Michelle      Attorney  
Renteria-Novoa, Guillermo      Defendant  
State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Spanish Interpreter, Shirley Landberg, also present. Following conference at bench, Court questioned Deft. about issues with his counsel and then assured him that counsel is qualified. COURT ORDERED, trial date VACATED and RESET.

CUSTODY

5/15/12 8:30 AM CALENDAR CALL

5/21/12 10:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****May 10, 2012**

C-10-268285-1      State of Nevada  
                                  vs  
                                  Guillermo Renteria-Novoa

**May 10, 2012      8:30 AM      Motion to Suppress**

**HEARD BY:** Tao, Jerome T.      **COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Fleck, Michelle	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Court noted he has reviewed the transcript provided, however, the transcript is quite unclear and he would like a copy of the CD to review. Mr. Feliciano advised he provided a copy of the CD with the transcript, however, he will send another copy to chambers. Further Court noted the State has no opposition to a Jackson V Denno hearing. Colloquy regarding scheduling. COURT ORDERED, matter CONTINUED and SET for Hearing.

**CUSTODY**

5/15/2012 8:30 AM DEFENDANT'S MOTION TO SUPPRESS ... JACKSON V DENNO HEARING  
 RE: DEFENDANT'S MOTION TO SUPPRESS

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 15, 2012**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**May 15, 2012      8:30 AM      Calendar Call**

**HEARD BY:** Tao, Jerome T.      **COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Fleck, Michelle	Attorney
	Porray, Amy A.	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Jeff Hanks, Spanish Court Interpreter, present with Defendant.

Parties announced ready, with 10 - 12 witnesses, no out of state witnesses and anticipate trial to be 1 week. COURT ORDERED, trial SET to begin 5/21/2012 at 9:00 am.

CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 15, 2012**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**May 15, 2012**

**1:30 PM**

**All Pending Motions**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** No Location

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Fleck, Michelle	Attorney
	Graham, Nickolas J.	Attorney
	Porray, Amy A.	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Consuelo Cisneros, Spanish Court Interpreter, present with Defendant.

Ryan Jaejer sworn and testified. Following arguments by counsel, COURT ORDERED, Motion to Suppress DENIED.

CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 21, 2012**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**May 21, 2012**

**9:00 AM**

**Jury Trial**

**HEARD BY:** Tao, Jerome T.

**COURTROOM:** No Location

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Fleck, Michelle	Attorney
	Graham, Nickolas J.	Attorney
	Porray, Amy A.	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Spanish Interpreters, Lorena Pike, Maria Peralta De Gomez, Michael Berry, and Mario Maldonado present with Defendant.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURORS:

Ms. Fleck stated defense has informed her they intend to bring in the fact that the victim was pregnant at the time she disclosed to the police what has happened with the Defendant which is not relevant and she believes this issue should have been brought by written motion in order for her to file an opposition. Mr. Feleciano argued rape shield does not apply in this case, the information will be offered as to her motive for disclosing and the possibility of fabricating. Ms. Feleciano argued the disclosure comes out when she has to tell her mother she is pregnant, the relationship with her cousin and then the what happened with the Defendant. Further arguments by counsel. COURT



ORDERED, defense request to reference the pregnancy of victim DENIED. Mr. Feliciano requested an emergency stay in the case in order to bring this issue before the Supreme Court for an Interlocutory appeal. COURT FURTHER ORDERED, Motion to stay the case DENIED although parties may seek the stay with the Supreme Court. Mr. Feliciano requested the Court give him today to have an opportunity to file their interlocutory appeal with the Supreme Court. Upon Court's inquiry, parties stipulated to the alternates being seats 13 and 14.

PROSPECTIVE JURORS PRESENT:

Voir dire.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURORS:

Court noted there is now a Tagalog interpreter present, Josephina Duley, who will assist prospective juror Armida Martinez, badge number 069. Court further noted that the interpreter's office has advised they are short on Spanish interpreters and they will not have one available for a while for prospective juror Elias Aguilar, badge number 068, however, the Court will have badge numbers 069 and 068 in outside the presence to inquire about their understanding of the English language. Court noted Yul Haasman, Spanish Court interpreter present with badge number 068.

PROSPECTIVE JURORS PRESENT:

Further voir dire.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURORS:

Ms. Feliciano advised as discussed at the bench, badge number 027, Michael Parry, stated his daughter is an attorney here in Las Vegas and she is friends with his daughter and went to law school with her, although there should not be a problem if he is seated on the jury. COURT SO NOTED.

PROSPECTIVE JURORS PRESENT:

Further voir dire.

OUTSIDE THE PRESENCE OF PROSPECTIVE JURORS:

Counsel made record as to bench conferences.

Court recessed for the evening.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****May 22, 2012**

C-10-268285-1      State of Nevada  
                                  vs  
                                  Guillermo Renteria-Novoa

**May 22, 2012****10:30 AM****Jury Trial****HEARD BY:** Tao, Jerome T.**COURTROOM:** No Location**COURT CLERK:** Tia Everett**RECORDER:** Sara Richardson**REPORTER:****PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Fleck, Michelle	Attorney
	Graham, Nickolas J.	Attorney
	Porray, Amy A.	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Maria Peralta de Gomez, Irma Sanchez, and Richard Evans, Spanish Court Interpreters, present with Defendant.

**OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS:**

Second Amended Information FILED IN OPEN COURT. Court noted badge number 064 Charlotte Temple, has not arrived as of yet. Upon Court's inquiry, Ms. Fleck advised she has no opposition to excusing badge number 064 to proceed. Mr. Feliciano submitted. COURT ORDERED, badge number 064 EXCUSED. Court further noted, Josephina Dooley, Tagalog Interpreter, present with badge number 069 and Rico Rodriguez, Spanish Interpreter, present with badge number 068. Court Marshal informed the Court badge number 064, Charlotte Temple has arrived.

PROSPECTIVE JURORS PRESENT :

Further voir dire.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS:

Arguments by counsel as to challenges for cause for the record.

PROSPECTIVE JURORS PRESENT :

Further voir dire.

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS:

Counsel completed peremptory challenges. Mr. Feliciano made Batson Challenge as to the State's challenges. Arguments by Ms. Fleck. COURT ORDERED, Batson Challenge DENIED.

PROSPECTIVE JURORS PRESENT :

Jury and (2) alternate(s) selected and sworn. Clerk read the Second Amended Information to the jury and stated the defendant's plea thereto.

Court recessed for the evening.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 23, 2012**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**May 23, 2012      10:00 AM      Jury Trial**

**HEARD BY:** Tao, Jerome T.      **COURTROOM:** No Location

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Fleck, Michelle	Attorney
	Graham, Nickolas J.	Attorney
	Porray, Amy A.	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Maria Peralta de Gomez, Yul Haasman, and Sylvia Page, Spanish Court Interpreters, present with Defendant.

**JURY PRESENT:**

Opening statements by counsel. Testimony and exhibits presented. (See worksheets).

**OUTSIDE THE PRESENCE OF THE JURY:**

Ms. Fleck stated the Silver State counseling records which were just received this week, which were provided to defense, and in the report there are progress notes which state the victim and her Aunt are hesitant to tell the victim's Mother about the abuse because she will confront the Defendant and

will cause problems with their citizenship status. Further, Ms. Fleck stated defense now intends to cross the victim on the issues of her immigration status which is prejudicial and is not relevant. Mr. Feliciano stated when he filed his discovery motion he requested any benefits given to any of the witnesses and that motion was granted. Upon Court's inquiry, Ms. Fleck stated that there were not any benefits given. Ms. Feliciano stated that the victim tells the counselor that she did not disclose the abuse based on the immigration status of both the victim and her Mother and defense is entitled to ask if any type of benefit such as a U visa was given based on the fact she is a victim. Further arguments by counsel. Court noted Roxanna Perez, present outside the presence of the jury. Court inquired as to what her immigration/citizenship status is at the present time. Roxanna Perez, advised she has a work permit. Upon questioning by Ms. Fleck and Mr. Feliciano, Roxanna Perez, stated her Mother was told to apply for the U visa based on the fact that she was victim of a crime. Further discussion regarding U visa. Mr. Feliciano moved for mistrial. COURT ORDERED, Defense may address the issue of the U visa and defense Request for mistrial DENIED.

JURY PRESENT:

Further testimony and exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY:

Colloquy regarding jury instructions and scheduling.

Court recessed for the evening.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 24, 2012**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**May 24, 2012      12:00 AM      Jury Trial**

**HEARD BY:** Tao, Jerome T.      **COURTROOM:** No Location

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Fleck, Michelle	Attorney
	Graham, Nickolas J.	Attorney
	Porray, Amy A.	Attorney
	Public Defender	Attorney
	Renteria-Novoa, Guillermo	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- APPEARANCES CONTINUED: Lorena Pike and Maria Peralta de Gomez, Spanish Court Interpreters, present with Defendant.

OUTSIDE THE PRESENCE OF THE JURY:

Colloquy regarding jury instructions.

JURY PRESENT:

Further testimony and exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY:

Defendant advised of his right not to testify.

JURY PRESENT:

Further testimony and exhibits presented. (See worksheets).

OUTSIDE THE PRESENCE OF THE JURY:

Instructions settled.

JURY PRESENT:

Court instructed the jury. Closing arguments. At the hour of 7:49 PM, the jury retired to deliberate.

Court recessed for the evening.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 25, 2012**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

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**May 25, 2012      10:00 AM      Jury Trial**

**HEARD BY:** Tao, Jerome T.      **COURTROOM:** No Location

**COURT CLERK:** Michele Tucker

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Feliciano, Mike	Attorney
	Fleck, Michelle	Attorney
	Graham, Nickolas J.	Attorney
	Porray, Amy A.	Attorney
	Public Defender	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- At the hour of 10:00 a.m., deliberations commenced.

**OUTSIDE THE PRESENCE OF THE JURY:** Telephone Conference between The Court and Counsel regarding question from Jury about a written transcript coming back for review. COURT ORDERED, Jury to review the CD.

**INSIDE THE PRESENCE OF THE JURY:** At the hour of 2:58 p.m., the Jury returned with the following Verdicts:

COUNTS 1, 2, 4, 5, 6, 9, 10,12, 13, 14,15, 17, 18, 20, 21, - GUILTY, SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14 (F);

COUNTS 3, 7, 8, 16, 19, 22 - GUILTY, LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (F);

COUNTS 11, 31, 36 - GUILTY - OPEN OR GROSS LEWDNESS (GM);



COUNTS 23, 24, 25, 26, 27, 28, 29, 30 - GUILTY, SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16 (F);

COUNTS 32, 33, 34, AND 35 - GUILTY, SEX ASSAULT (F)

Jury polled at the request of Defense counsel. Court thanked and excused the Jury.

OUTSIDE THE PRESENCE OF THE JURY: COURT ORDERED, NO BAIL. FURTHER, matter REFERRED to Parole and Probation and SET for SENTENCING.

CUSTODY

8/30/12 8:30 AM SENTENCING



to the provisions of NRS 179D.475.

(Added to NRS by 1997, 1655; A 1999, 1300; 2001, 2058; 2001 Special Session, 227; 2003, 289, 573, 1122; 2007, 2765, 3252).

CASE CLOSED. BOND, IF ANY EXONERATED.

NDC

- Hector Vasquez-Mena, Court Interpreter, also present.

Pursuant to the verdict of the Jury, DEFT RENTERIA-NOVOA ADJUDGED GUILTY OF COUNTS 1, 2, 4, 5, 6, 9, 10, 12, 13, 14, 15, 17, 18, 20, 21 - SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 14 (F); COUNTS 3, 7, 8, 16, 19, 22 - LEWDNESS WITH A CHILD UNDER THE AGE OF 14 (F); COUNTS 23, 24, 25, 26, 27, 28, 29, 30 - SEXUAL ASSAULT WITH A MINOR UNDER THE AGE OF 16 (F); COUNTS 11, 31, 36 - OPEN OR GROSS LEWDNESS (GM); COUNTS 32, 33, 34, 35 - SEXUAL ASSAULT (F). Arguments by counsel in mitigation of sentence. No Statement by the Defendant. Victim Speaker, with the assistance of Carol Partiguian, Court Interpreter, sworn and gave victim impact statement.

COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, a \$150.00 DNA Analysis fee including testing to determine genetic markers and \$880 restitution, Deft. SENTENCED as follows:

- COUNTS 1, 2, 4, 5, 6, 9, 10, 12, 13, 14, 15, 17, 18, 20, 21 - LIFE with the possibility of parole after TWENTY (20) YEARS;
- COUNTS 3, 7, 8, 16, 19, 22 - LIFE with the possibility of parole after TEN (10) YEARS;
- COUNTS 23, 24, 25, 26, 27, 28, 29, 30 - LIFE with possibility of parole after TWENTY FIVE (25) YEARS;
- COUNTS 11, 31, 36 - TWELVE (12) MONTHS Clark County Detention Center (CCDC) ;
- COUNTS 32, 33, 34, 35 - LIFE with the possibility of parole after TEN (10) YEARS, with 762 DAYS credit for time served.

FURTHER COURT ORDERED, COUNT 3 TO RUN CONSECUTIVE TO COUNT 1; COUNT 6 TO RUN CONSECUTIVE TO COUNTS 1 & 3; COUNT 23 TO RUN CONSECUTIVE TO COUNTS 1, 3, & 6 AND COUNT 32 TO RUN CONSECUTIVE TO COUNTS 1, 3, 6 & 23; REMAINING COUNTS TO RUN CONCURRENT.

FURTHER COURT ORDERED, a special SENTENCE OF LIFETIME SUPERVISION is imposed upon release from incarceration and pursuant to NRS 179D.450, the defendant must register as a sex offender within 48 hours of release from custody.

Registration after conviction; duties and procedure; offender or sex offender informed of duty to

register; effect of failure to inform; duties and procedure upon receipt of notification from another jurisdiction or Federal Bureau of Investigation.

1. If the Central Repository receives notice from a court pursuant to NRS 176.0926 that an offender has been convicted of a crime against a child, pursuant to NRS 176.0927 that a sex offender has been convicted of a sexual offense or pursuant to NRS 62F.220 that a juvenile has been adjudicated delinquent for an offense for which the juvenile is subject to registration and community notification pursuant to NRS 179D.010 to 179D.550, inclusive, the Central Repository shall:

(a) If a record of registration has not previously been established for the offender or sex offender, notify the local law enforcement agency so that a record of registration may be established; or

(b) If a record of registration has previously been established for the offender or sex offender, update the record of registration for the offender or sex offender and notify the appropriate local law enforcement agencies.

2. If the offender or sex offender named in the notice is granted probation or otherwise will not be incarcerated or confined, the Central Repository shall:

(a) Immediately provide notification concerning the offender or sex offender to the appropriate local law enforcement agencies and, if the offender or sex offender resides in a jurisdiction which is outside of this State, to the appropriate law enforcement agency in that jurisdiction; and

(b) Immediately provide community notification concerning the offender or sex offender pursuant to the provisions of NRS 179D.475.

3. If an offender or sex offender is incarcerated or confined and has previously been convicted of a crime against a child as described in NRS 179D.0357 or a sexual offense as described in NRS 179D.097, before the offender or sex offender is released:

(a) The Department of Corrections or a local law enforcement agency in whose facility the offender or sex offender is incarcerated or confined shall:

(1) Inform the offender or sex offender of the requirements for registration, including, but not limited to:

(I) The duty to register initially with the appropriate law enforcement agency in the jurisdiction in which the offender or sex offender was convicted if the offender or sex offender is not a resident of that jurisdiction pursuant to NRS 179D.445;

(II) The duty to register in this State during any period in which the offender or sex offender is a resident of this State or a nonresident who is a student or worker within this State and the time within which the offender or sex offender is required to register pursuant to NRS 179D.460;

(III) The duty to register in any other jurisdiction during any period in which the offender or sex offender is a resident of the other jurisdiction or a nonresident who is a student or worker within the other jurisdiction;

(IV) If the offender or sex offender moves from this State to another jurisdiction, the duty to register with the appropriate law enforcement agency in the other jurisdiction;

(V) The duty to notify the local law enforcement agency for the jurisdiction in which the offender or sex offender now resides, in person, and the jurisdiction in which the offender or sex offender formerly resided, in person or in writing, if the offender or sex offender changes the address at which the offender or sex offender resides, including if the offender or sex offender moves from this State to another jurisdiction, or changes the primary address at which the offender or sex offender is a student or worker; and

(VI) The duty to notify immediately the appropriate local law enforcement agency if the offender or sex offender is, expects to be or becomes enrolled as a student at an institution of higher education or changes the date of commencement or termination of the offender or sex offender's enrollment at an institution of higher education or if the offender or sex offender is, expects to be or becomes a worker at an institution of higher education or changes the date of commencement or termination of the offender or sex offender's work at an institution of higher education; and

(2) Require the offender or sex offender to read and sign a form stating that the requirements for registration have been explained and that the offender or sex offender understands the requirements for registration, and to forward the form to the Central Repository.

(b) The Central Repository shall:

(1) Update the record of registration for the offender or sex offender;

(2) Provide community notification concerning the offender or sex offender pursuant to the provisions of NRS 179D.475; and

(3) Provide notification concerning the offender or sex offender to the appropriate local law enforcement agencies and, if the offender or sex offender will reside upon release in a jurisdiction which is outside of this State, to the appropriate law enforcement agency in that jurisdiction.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 09, 2014**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**December 09, 2014      8:30 AM      Request**

**HEARD BY:** Tao, Jerome T.      **COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**      Albritton, Alicia A.      Attorney  
                                 Public Defender      Attorney  
                                 State of Nevada      Plaintiff  
                                 Wilfong, Michael H.      Attorney

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today and has proffered this Motion. Mr. Wilfong appeared for Mr. Feliciano and advised he had no objection to the Motion and is in the process of having the file sent to Defendant. COURT ORDERED, Pro Per Motion GRANTED.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 16, 2015**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**April 16, 2015      8:30 AM      All Pending Motions**

**HEARD BY:** Thompson, Charles      **COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:** Sandra Pruchnic

**REPORTER:**

**PARTIES**

**PRESENT:**      Albritton, Alicia A.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Court advised Defendant is in prison and not present today.

AS TO:

DEFENDANT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION RELIEF): Court advised this Petition is without merit and ORDERED, DENIED.

DEFENDANT'S PRO PER MOTION FOR APPOINTMENT OF COUNSEL PURSUANT TO NRS 34.750: Court advised this has no merit and ORDERED, DENIED

DEFENDANT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS: COURT ORDERED, GRANTED.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 10, 2016**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**May 10, 2016      8:30 AM      Motion to Compel**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:** Amber McClane

**PARTIES**

**PRESENT:**      Merback, William J.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today. Upon Court's inquiry, Mr. Merback submitted on written pleadings. Court noted Defendant is not entitled to any discovery as his post-conviction writ was denied. Therefore, COURT ORDERED, Motion DENIED.

NDC

CLERK'S NOTE: 5/12/16 A copy of this Minute Order was mailed to:

GUILLERMO RENTERIA-NOVOA #1092343  
N.N.C.C.  
P.O. BOX 7000  
CARSON CITY, NV 89702



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**May 11, 2017**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**May 11, 2017      9:00 AM      Confirmation of Counsel**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**      Albritton, Alicia A.      Attorney  
                                 McNeill, Monique A.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Defendant is in prison and not present today. Ms. McNeill appeared for Ms. Schwartzer and advised she can accept the appointment. COURT SO ORDERED. Ms. McNeill stated Ms. Schwartzer will be getting the file from previous counsel and requested a status check in 30 days. Ms. Albritton had no objection. COURT ORDERED, matter SET for status check in THIRTY (30) DAYS.

NDC

6/8/17 9:00 AM STATUS CHECK: FILE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 08, 2017**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**June 08, 2017      9:00 AM      Status Check**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**      Giles, Michael G, ESQ      Attorney  
                                 McNeill, Monique A.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Ms. McNeill appeared for Ms. Schwartzer, and requested a two week continuance as she has not received the file. There being no objection, COURT SO ORDERED.

NDC

... CONTINUED 6/22/17 9:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 22, 2017**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**June 22, 2017      9:00 AM      Status Check**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**      Rose, Laura Jean      Attorney  
                                 Schwartzer, Jean      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Defendant is in prison and not present today. Ms. Schwartzer advised she received the file on Tuesday and requested time to review it. Ms. Rose had no objection. COURT ORDERED, matter CONTINUED FORTY-FIVE (45) DAYS to set briefing schedule.

NDC

8/10/17 9:00 AM STATUS CHECK: BRIEFING SCHEDULE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**August 10, 2017**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**August 10, 2017      9:00 AM      Status Check**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**      Rose, Laura Jean      Attorney  
                                 Schwartzer, Jean      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Upon Court's inquiry, Ms. Schwartzer advised she has received the file, that she needs to do some investigation and speak with Defendant via an Interpreter and requested 45 days to do so before setting a briefing schedule. Following colloquy, COURT ORDERED, the following briefing schedule in 120 days:

Opening Brief due by 12/7;

Response Brief due by 2/7 and matter SET for argument.

Further, Ms. Schwartzer presented an Order for an Investigator that was SIGNED IN OPEN COURT.

NDC

3/8/18 9:00 AM ARGUMENT: WRIT OF HABEAS CORPUS

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 03, 2018**

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C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**April 03, 2018      8:30 AM      Motion**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartz, Jean      Attorney  
                                 State of Nevada      Plaintiff  
                                 Thomson, Megan      Attorney

**JOURNAL ENTRIES**

- Upon Court's inquiry, Ms. Schwartz advised she has several writs due and requested a continuance to submit her opening brief. Ms. Thomson had no objection. COURT ORDERED, Motion GRANTED and ORDERED the following briefing schedule:

Ms. Schwartz to file opening brief by 7/3;

State to respond by 9/4;

Ms. Schwartz to file reply by 9/17 and matter SET for argument on 6/7/18 is CONTINUED.

NDC

10/2/18 8:30 AM ARGUMENT: WRIT OF HABEAS CORPUS

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**July 31, 2018**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**July 31, 2018      7:00 AM      Minute Order**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Pending before the Court is Defendant's Motion to Enlarge Time. The Court has reviewed the motion and because the State does not oppose the Motion, the Court GRANTS Defendant's Motion and ORDERS the following briefing schedule:

1. Supplemental Brief due September 28, 2018
2. State's Response due November 27, 2018
3. Reply due December 12, 2018

This is the Court's final briefing schedule. The Motion to Enlarge Time scheduled for July 31, 2018 has been TAKEN OFF CALENDAR.

The October 2, 2018 Argument has been VACATED and rescheduled to January 8, 2018 at 8:30 a.m.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 11, 2018**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**October 11, 2018      9:00 AM      Motion**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner  
Dara Yorke

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartz, Jean      Attorney  
                         State of Nevada      Plaintiff  
                         Thomson, Megan      Attorney

**JOURNAL ENTRIES**

- DEFT'S MOTION TO ENLARGE TIME TO FILE SUPPLEMENTAL BRIEF (POST CONVICTION)

Ms. Schwartz stated brief is complete; however, Deft. is in Lovelock and it took some time to get it. Ms. Schwartz still needs time to file the brief and requested a continuance. Ms. Thompson has no objection to a Status Check in 30 days. COURT ORDERED, Motion GRANTED, and following colloquy, ORDERED the following Briefing Schedule: Ms. Schwartz to file Opening Brief by 12/13/18, State to file Response by 1/8/19, Ms. Schwartz to file Reply by 1/22/19, and matter CONTINUED for Argument. Further, matter set for Status Check in THIRTY (30) DAYS, and if the brief is filed or close to it, Ms. Schwartz to contact chambers and matter will be taken off calendar.

NDC

11/8/18 9:00 AM STATUS CHECK: WRIT

2/7/19 9:00 AM ARGUMENT: WRIT





**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 19, 2019**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**March 19, 2019      8:30 AM      Argument**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

**PRESENT:**      Martinez, Samuel      Attorney  
                                 Schwartz, Jean      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Arguments by Ms. Schwartz including requesting an Evidentiary Hearing. Mr. Martinez appeared for Mr. Rowles and concurred with a hearing. Following colloquy, COURT ORDERED, matter SET for an Evidentiary Hearing for the limited purpose as to strategy. Further, State to prepare a Transport Order for Defendant to be present.

NDC

5/17/19 8:30 AM EVIDENTIARY HEARING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 13, 2019**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**December 13, 2019      9:00 AM      Evidentiary Hearing**

**HEARD BY:** Johnson, Eric      **COURTROOM:** RJC Courtroom 12A

**COURT CLERK:** Linda Skinner

**RECORDER:** Angie Calvillo

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Fleck, Michelle	Attorney
	Renteria-Novoa, Guillermo	Defendant
	Schwartzter, Jean	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Alicia Herrera, Court Interpreter, present to assist Defendant. Hearing commenced. Closing arguments by Ms. Schwartzter and Ms. Fleck. Following, Court stated its FINDINGS and ORDERED, Petition DENIED. Ms. Fleck to prepare the Order.

FURTHER, at request of counsel, COURT ORDERED, Ms. Schwartzter is APPOINTED to file the appeal.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 28, 2022**

---

C-10-268285-1      State of Nevada  
                                 vs  
                                 Guillermo Renteria-Novoa

---

**April 28, 2022      8:30 AM      Motion**

**HEARD BY:** Craig, Christy      **COURTROOM:** RJC Courtroom 05D

**COURT CLERK:** Andrea Natali

**RECORDER:** Kaihla Berndt

**REPORTER:**

**PARTIES**

**PRESENT:**      Rhoades, Kristina A.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Ms. Schwartzer not present. Deft. not present due to being in the Nevada Dept. of Corrections.

COURT ORDERED, matter CONTINUED for Ms. Schwartzer's presence, otherwise, an order to show cause will issue; NOTED, the Deft. sent a letter indicating Ms. Schwartzer was not prosecuting his case correctly.

NDC

CONTINUED TO: 5/5/22 - 8:30 AM

CLERK'S NOTE: Ms. Schwartzer notified via email of the continuance setting (4/28/22 amn).

CASE NO: <b>C268285</b>	Trial Date: <b>5-21-2012</b>
DEPT. NO. <b>20</b>	JUDGE : <b>JEROME T. TAO</b>
	CLERK : <b>TIA EVERETT</b>
	RECORDER : <b>SARA RICHARDSON</b>
PLAINTIFF: <b>STATE OF NEVADA</b>	JURY FEES:
	COUNSEL FOR PLAINTIFF: <b>MICHELLE FLECK &amp;</b>
DEFENDANT: <b>GUILLERMO RENTERIA-NOVOA</b>	<b>NICKOLAS GRAHAM</b>
	COUNSEL FOR DEFENDANT: <b>MICHAEL FELECiano &amp;</b>
	<b>AMY FELECiano</b>

## STATE'S EXHIBITS

	Date Offered	Objection	Date Admitted
1. PHOTO	5-23-12	NO	5-23-12
2. PHOTO	5-23-12	NO	5-23-12
3. PHOTO	5-23-12	NO	5-23-12
4. PHOTO	5-23-12	NO	5-23-12
5. PHOTO	5-23-12	NO	5-23-12
6. PHOTO	5-23-12	NO	5-23-12
7. PHOTO	5-23-12	NO	5-23-12
8. PHOTO	5-23-12	NO	5-23-12
9. PHOTO	5-23-12	NO	5-23-12
10. PHOTO	5-23-12	NO	5-23-12
11. PHOTO	5-23-12	NO	5-23-12
12. PHOTO	5-23-12	NO	5-23-12
13. PHOTO	5-23-12	NO	5-23-12
14. PHOTO	5-23-12	NO	5-23-12
15. PHOTO	5-23-12	NO	5-23-12
16. PHOTO	5-23-12	NO	5-23-12
17. PHOTO	5-23-12	NO	5-23-12

CASE NO: <b>C268285</b>	Trial Date: <b>5-21-2012</b>
DEPT. NO. <b>20</b>	JUDGE : <b>JEROME T. TAO</b>
	CLERK : <b>TIA EVERETT</b>
	RECORDER : <b>SARA RICHARDSON</b>
PLAINTIFF: <b>STATE OF NEVADA</b>	JURY FEES:
	COUNSEL FOR PLAINTIFF: <b>MICHELLE FLECK &amp;</b>
DEFENDANT: <b>GUILLERMO RENTERIA-NOVOA</b>	<b>NICKOLAS GRAHAM</b>
	COUNSEL FOR DEFENDANT: <b>MICHAEL FELECIANO &amp;</b>
	<b>AMY FELECIANO</b>

18. PHOTO	5-23-12	NO	5-23-12	
19. PHOTO	5-23-12	NO	5-23-12	✓
20. PHOTO	5-23-12	NO	5-23-12	✓
21. PHOTO	5-23-12	NO	5-23-12	✓
22. PHOTO	5-23-12	NO	5-23-12	✓
23. PHOTO	5-23-12	NO	5-23-12	✓
24. ENGLISH TRANSLATION OF SPANISH TEXT MESSAGES	5-23-12	STIP	5-23-12	✓
25. 911 CALL	5-23-12	NO	5-23-12	✓
26. PHONE RECORDS	5-24-12	NO	5-24-12	✓
27. DEFENDANT'S AUDIO STATEMENT	5-24-12	NO	5-24-12	✓
28.				
29.				
30.				
31.				
32.				
33.				
34.				

CASE NO: <b>C268285</b>	HEARING DATE: <b>5-21-2012</b>
DEPT. NO. <b>20</b>	JUDGE : <b>JEROME T. TAO</b>
	CLERK : <b>TIA EVERETT</b>
	RECORDER : <b>SARA RICHARDSON</b>
PLAINTIFF: <b>STATE OF NEVADA</b>	JURY FEES:
	COUNSEL FOR PLAINTIFF: <b>MICHELLE FLECK &amp;</b>
DEFENDANT: <b>GUILLERMO RENTERIA -NOVOA</b>	<b>NICKOLAS GRAHAM</b>
	COUNSEL FOR DEFENDANT: <b>MICHAEL FELICIANO &amp;</b>
	<b>AMY FELICIANO</b>

### COURT'S EXHIBITS

	Date Offered	Objection	Date Admitted
1. QUESTION FOR WITNESS – ROXANA PEREZ – ASKED & ANSWERED	5-23-12		5-23-12
2. Juror # 11 Question	5/25/12		5/25/12
3. Juror # 11 Question	5/25/12		5/12/12

**VAULT EXHIBIT FORM**

CASE NO: <b>C268285</b>	HEARING DATE: <b>5/15/2012</b>
DEPT. NO. <b>20</b>	JUDGE : <b>JEROME T. TAO</b>
	CLERK : <b>TIA EVERETT</b>
	RECORDER : <b>SARA RICHARDSON</b>
PLAINTIFF: <b>STATE OF NEVADA</b>	JURY FEES:
	COUNSEL FOR PLAINTIFF: MICHELLE FLECK
DEFENDANT: <b>GUILLERMO RENTERIA-NOVOA</b>	
	COUNSEL FOR DEFENDANT: MICHAEL FELICIANO

**DEFENDANT'S EXHIBITS**

Date Offered	Objection	Date Admitted
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[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; FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER; NOTICE OF  
ENTRY OF FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER; DISTRICT COURT  
MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

GUILLERMO RENTERIA-NOVOA,

Defendant(s).

Case No: C-10-268285-1

Dept No: XXXII

now on file and of record in this office.

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

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

