

Steven D. Grierson

1 NOAS

2 TED Michael Donko #1080899
3 Lovelock Correctional Center
4 1200 Prison Road
5 Lovelock, Nevada 89419

6 _____ In Pro Se

Electronically Filed
May 25 2022 11:55 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

7 DISTRICT COURT

8 CLARK COUNTY, NEVADA

9 * * * * *

10 TED Michael Donko,)

11 Petitioner,)

Case No. C19-345584-1

12 -vs-)

Dept. No. XXV

13 THE STATE OF NEVADA,)

14 Respondent.)

15 NOTICE OF APPEAL

16 NOTICE IS GIVEN that Petitioner, TED Michael Donko,
17 in pro se, hereby appeals to the Nevada Supreme Court the
18 Findings of Fact, Conclusions of Law and Order Denying /
19 Dismissing Petition for Writ of Habeas Corpus, as filed/entered
20 on or about the 11 day of MAY, 2022, in the above-
21 entitled Court.

22 Dated this 11 day of MAY, 2022.

23 TED Michael Donko

24 [Signature] #1080899
25 Lovelock Correctional Center
26 1200 Prison Road
27 Lovelock, Nevada 89419

28 Petitioner In Pro Se

LCCLL FORM 24.064

1
2 CERTIFICATE OF SERVICE

3 I do certify that I mailed a true and correct copy of the
4 foregoing NOTICE OF APPEAL to the below address(es) on this
5 11 day of MAY, 2022, by placing same in the
6 U.S. Mail via prison law library staff:
7
8
9
10
11
12
13
14
15
16

17 TED Michael DONKO
18 #1080899
19 Lovelock Correctional Center
20 1200 Prison Road
21 Lovelock, Nevada 89419
22
23 Petitioner In Pro Se

24 AFFIRMATION PURSUANT TO NRS 239B.030

25 The undersigned does hereby affirm that the preceding
26 NOTICE OF APPEAL filed in District Court Case No. C-19-345584-1
27 does not contain the social security number of any person.

28 Dated this 11 day of MAY, 2022.

TED Michael DONKO
Petitioner In Pro Se



1 ASTA

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

10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 TED MICHAEL DONKO,

14 Defendant(s),
15

Case No: C-19-345584-1

Dept No: XVII

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Ted Michael Donko

20 2. Judge: Michael Villani

21 3. Appellant(s): Ted Michael Donko

22 Counsel:

23 Ted Michael Donko #1080899
24 1200 Prison Rd.
Lovelock, NV 89419

25 4. Respondent: The State of Nevada

26 Counsel:

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

(702) 671-2700

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

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

6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: Yes

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

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

9. Date Commenced in District Court: December 18, 2019

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

Type of Judgment or Order Being Appealed: Writ of Habeas Corpus

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 81075, 83037

12. Child Custody or Visitation: N/A

Dated This 23 day of May 2022.

Steven D. Grierson, Clerk of the Court

/s/ Heather Ungermann

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

cc: Ted Michael Donko

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. C-19-345584-1**

State of Nevada
vs
Ted Donko

§ Location: **Department 17**
 § Judicial Officer: **Villani, Michael**
 § Filed on: **12/18/2019**
 § Case Number History:
 § Cross-Reference Case **C345584**
 § Number:
 § Defendant's Scope ID #: **2668752**
 § ITAG Booking Number: **1900067778**
 § ITAG Case ID: **2169524**
 § Lower Court Case # Root: **19F24531**
 § Lower Court Case Number: **19F24531X**
 § Supreme Court No.: **81075**
83037

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
Jurisdiction: District Court					
1. BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM PCN: 0025871204 ACN: 0 Arrest: 11/23/2019 MET - Metro	200.481.2e2	F	10/01/2019	Case Status:	04/28/2020 Closed
2. BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM	200.481.2e2	F	10/01/2019		
3. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON	200.010	F	10/01/2019		
4. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON	200.010	F	10/01/2019		
5. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON	200.010	F	10/01/2019		
6. ASSAULT WITH A DEADLY WEAPON	200.471.2b	F	10/01/2019		
7. DISCHARGING FIREARM AT OR INTO OCCUPIED STRUCTURE, VEHICLE, AIRCRAFT, OR WATERCRAFT	202.285.1b	F	10/01/2019		
8. OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON	202.360.1	F	10/01/2019		

Related Cases

A-22-852928-W (Writ Related Case)

Statistical Closures

04/28/2020 Jury Trial - Conviction - Criminal

DATE**CASE ASSIGNMENT****Current Case Assignment**

Case Number C-19-345584-1
 Court Department 17
 Date Assigned 09/07/2021
 Judicial Officer Villani, Michael

PARTY INFORMATION

Defendant	Donko, Ted Michael	<i>Lead Attorneys</i> Public Defender <i>Public Defender</i> 702-455-4685(W)
Plaintiff	State of Nevada	Wolfson, Steven B

















CASE SUMMARY

CASE NO. C-19-345584-1












702-671-2700(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
	<u>EVENTS</u>	
12/18/2019	 Criminal Bindover Packet Justice Court [1]	In #1
12/18/2019	 Criminal Bindover - Confidential [2]	In #2
12/19/2019	 Information [3] Information	In #3
12/30/2019	 Notice of Witnesses and/or Expert Witnesses [4] State's Notice of Witnesses and/or Expert Witnesses	In #4
01/05/2020	 Reporters Transcript [5] REPORTERS TRANSCRIPT OF PROCEEDINGS PRELIMINARY HEARING	In #5
01/10/2020	 Supplemental Witness List [6] State's Supplemental Notice of Witnesses and/or Expert Witnesses	In #6
01/14/2020	 Receipt of Copy [7] Receipt of Copy	In #7
01/21/2020	 Order [8] Ex Parte Motion and Order for Release of Certified Medical Records and Authorization for Related Witness Testimony	In #8
01/21/2020	 Order [9] Ex Parte Motion and Order for Release of Certified Medical Records and Authorization for Related Witness Testimony	In #9
01/23/2020	 Motion to Compel Filed By: Defendant Donko, Ted Michael [10] Defendant's Motion to Compel Production of Discovery & Brady Material	In #1
02/03/2020	 Notice of Witnesses Party: Defendant Donko, Ted Michael [11] Defendant's Notice of Witnesses, Pursuant to NRS 174.234	In #1
02/04/2020	 Receipt of Copy Filed by: Plaintiff State of Nevada [12] Receipt of Copy	In #1
02/05/2020	 Supplemental Witness List [13] State's Supplemental Notice of Witnesses and/or Expert Witnesses	In #1












CASE SUMMARY
CASE NO. C-19-345584-1

02/05/2020	 Supplemental Witness List <i>[14] State's Third Supplemental Notice of Witnesses and/or Expert Witnesses</i>	In #1
02/07/2020	 Motion <i>[16] Motion to Withdraw Due to Conflict</i>	In #1
02/10/2020	 Amended Information <i>[15] Amended Information</i>	In #1
02/11/2020	 Jury List <i>[18] Jury List</i>	In #1
02/13/2020	 Amended Information <i>[17] Second Amended Information</i>	In #1
02/13/2020	 Amended Jury List <i>[19] Amended Jury List</i>	In #1
02/13/2020	 Jury Instructions <i>[20] Instructions to the Jury (Instructions No.1) Timed - 6:10</i>	In #2
02/13/2020	 Jury Instructions <i>[21] Instructions to the Jury (Instruction No.1) Timed: 6:48</i>	In #2
02/13/2020	 Proposed Jury Instructions Not Used At Trial <i>[22] Defendant's Proposed Jury Instructions Not Used in Trial</i>	In #2
02/13/2020	 Verdict <i>[23] Verdict</i>	In #2
02/13/2020	 Verdict <i>[24] Verdict</i>	In #2
03/18/2020	 PSI <i>[25]</i>	In #2
04/21/2020	 Notice of Appeal (Criminal) <i>[26] Notice of Appeal</i>	In #2
04/21/2020	 Case Appeal Statement <i>[27] Case Appeal Statement</i>	In #2
04/28/2020	 Judgment of Conviction <i>[28] Judgment of Conviction (Jury Trial)</i>	In #2
04/28/2020	 Criminal Order to Statistically Close Case	In #2

CASE SUMMARY
CASE NO. C-19-345584-1

	<i>[29] Criminal Order to Statistically Close Case</i>	
05/06/2020	 Request <i>[30] Request for Certified Transcript of Proceedings</i>	In #2
05/13/2020	 Reporters Transcript <i>[31] REPORTERS TRANSCRIPT OF PROCEEDINGS CALENDAR CALL</i>	In #2
05/14/2020	 Recorders Transcript of Hearing <i>[32] Recorders Transcript of Hearing Re:Initial Arraignment</i>	In #2
06/03/2020	 Motion Filed By: Defendant Donko, Ted Michael <i>[33] State's Notice of Motion and Motion to Address Aggregate Sentence Calculations</i>	In #2
06/03/2020	 Clerk's Notice of Hearing <i>[34] Notice of Hearing</i>	In #2
06/08/2020	 Recorders Transcript of Hearing <i>[35] Transcript of Proceedings Re: Jury Trial - Part I - Day 1 of 4 02/10/2020</i>	In #2
06/08/2020	 Recorders Transcript of Hearing <i>[36] Transcript of Proceedings Re: Jury Trial - Part I - Day 2 of 4 02/11/2020</i>	In #2
06/08/2020	 Recorders Transcript of Hearing <i>[37] Transcript of Proceedings Re: Jury Trial - Part I- Day 3 of 4 02/12/2020</i>	In #2
06/08/2020	 Recorders Transcript of Hearing <i>[38] Transcript of Proceedings Re: Jury Trial - Part I- Day 4 of 4 02/13/2020</i>	In #2
06/08/2020	 Recorders Transcript of Hearing <i>[39] Transcript of Proceedings Re: Jury Trial - Part 2 - Day 1 of 1 02/13/2020</i>	In #2
06/08/2020	 Recorders Transcript of Hearing <i>[40] Recorder's Transcript of Hearing Re: Sentencing 04/01/2020</i>	In #4
06/08/2020	 Recorders Transcript of Hearing <i>[41] Recorder's Transcript of Hearing Re: Sentencing 04/20/2020</i>	In #4
06/23/2020	 Certificate of Service <i>[42] Amended Certificate of Service</i>	In #4
08/06/2020	 Transcript of Proceedings Party: Defendant Donko, Ted Michael <i>[43] Recorder's Transcript of Proceedings re Calendar Call - Friday, February 7, 2020</i>	In #4
10/06/2020	 Request	In #4

CASE SUMMARY
CASE NO. C-19-345584-1

	<i>[44] Request for Certified Transcript of Proceedings</i>	
10/29/2020	 Recorders Transcript of Hearing <i>[45] Recorder's Transcript of Proceedings Re: State's Notice of Motion and Motion to Address Aggregate Sentence Calculations 06/15/2020</i>	<i>In #4</i>
10/29/2020	 Certificate of Service <i>[46] Certificate of Service</i>	<i>In #4</i>
05/25/2021	 Judgment of Conviction <i>[47] Amended Judgment of Conviction (Jury Trial)</i>	<i>In #4</i>
06/01/2021	 Notice of Appeal (Criminal) <i>[48] Notice of Appeal</i>	<i>In #4</i>
06/01/2021	 Case Appeal Statement <i>[49] Case Appeal Statement</i>	<i>In #4</i>
09/07/2021	Case Reassigned to Department 17 <i>From Judge Jacqueline Bluth to Judge Michael Villani</i>	
05/17/2022	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>[50] Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Affirmed</i>	<i>In #5</i>
05/17/2022	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>[51] Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Affirmed</i>	<i>In #5</i>
05/20/2022	 Notice of Appeal (Criminal) <i>[52] Notice of Appeal</i>	<i>In #5</i>
05/20/2022	 Petition for Writ of Mandamus Filed by: Defendant Donko, Ted Michael <i>[53] Petition for Writ of Mandamus</i>	<i>In #5</i>
05/20/2022	 Motion Filed By: Defendant Donko, Ted Michael <i>[54] Motion to Waive Filing Fee for Petition for Writ of Mandamus</i>	<i>In #5</i>
05/23/2022	 Case Appeal Statement <i>Case Appeal Statement</i>	<i>In #5</i>
	<u>DISPOSITIONS</u>	
12/20/2019	Plea (Judicial Officer: Delaney, Kathleen E.) 1. BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM Not Guilty PCN: 0025871204 Sequence: 2. BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM Not Guilty PCN: Sequence:	

CASE SUMMARY

CASE NO. C-19-345584-1

3. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

Not Guilty

PCN: Sequence:

4. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

Not Guilty

PCN: Sequence:

5. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

Not Guilty

PCN: Sequence:

6. ASSAULT WITH A DEADLY WEAPON

Not Guilty

PCN: Sequence:

7. DISCHARGING FIREARM AT OR INTO OCCUPIED STRUCTURE, VEHICLE, AIRCRAFT, OR WATERCRAFT

Not Guilty

PCN: Sequence:

8. OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON

Not Guilty

PCN: Sequence:

04/20/2020 **Disposition** (Judicial Officer: Delaney, Kathleen E.)

1. BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM

Guilty

PCN: 0025871204 Sequence:

2. BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM

Guilty

PCN: Sequence:

3. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

Guilty

PCN: Sequence:

4. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

Guilty

PCN: Sequence:

5. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON

Guilty

PCN: Sequence:

6. ASSAULT WITH A DEADLY WEAPON

Guilty

PCN: Sequence:

7. DISCHARGING FIREARM AT OR INTO OCCUPIED STRUCTURE, VEHICLE, AIRCRAFT, OR WATERCRAFT

Guilty

PCN: Sequence:

04/20/2020 **Adult Adjudication** (Judicial Officer: Bluth, Jacqueline M.)

1. BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM

10/01/2019 (F) 200.481.2e2 (DC50226)

PCN: 0025871204 Sequence:

CASE SUMMARY

CASE NO. C-19-345584-1

	<p>Sentenced to Nevada Dept. of Corrections Term: Minimum:24 Months, Maximum:60 Months</p>
04/20/2020	<p>Adult Adjudication (Judicial Officer: Bluth, Jacqueline M.) 2. BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM 10/01/2019 (F) 200.481.2e2 (DC50226) PCN: Sequence:</p>
	<p>Sentenced to Nevada Dept. of Corrections Term: Minimum:24 Months, Maximum:60 Months Concurrent: Charge 1</p>
04/20/2020	<p>Adult Adjudication (Judicial Officer: Bluth, Jacqueline M.) 3. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON 10/01/2019 (F) 200.010 (DC50031) PCN: Sequence:</p>
	<p>Sentenced to Nevada Dept. of Corrections Term: Minimum:36 Months, Maximum:96 Months Consecutive Enhancement:Use of a Deadly Weapon, Minimum:12 Months, Maximum:30 Months Consecutive: Charge 1 & 2</p>
04/20/2020	<p>Adult Adjudication (Judicial Officer: Bluth, Jacqueline M.) 4. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON 10/01/2019 (F) 200.010 (DC50031) PCN: Sequence:</p>
	<p>Sentenced to Nevada Dept. of Corrections Term: Minimum:36 Months, Maximum:96 Months Consecutive Enhancement:use of a Deadly Weapon, Minimum:12 Months, Maximum:30 Months Consecutive: Charge 3</p>
04/20/2020	<p>Adult Adjudication (Judicial Officer: Bluth, Jacqueline M.) 5. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON 10/01/2019 (F) 200.010 (DC50031) PCN: Sequence:</p>
	<p>Sentenced to Nevada Dept. of Corrections Term: Minimum:36 Months, Maximum:96 Months Consecutive Enhancement:use of a Deadly Weapon, Minimum:12 Months, Maximum:30 Months Consecutive: Charge 4</p>
04/20/2020	<p>Adult Adjudication (Judicial Officer: Bluth, Jacqueline M.) 6. ASSAULT WITH A DEADLY WEAPON 10/01/2019 (F) 200.471.2b (DC50201) PCN: Sequence:</p>
	<p>Sentenced to Nevada Dept. of Corrections Term: Minimum:12 Months, Maximum:30 Months Concurrent: Charge 5</p>
04/20/2020	<p>Adult Adjudication (Judicial Officer: Bluth, Jacqueline M.) 7. DISCHARGING FIREARM AT OR INTO OCCUPIED STRUCTURE, VEHICLE, AIRCRAFT, OR WATERCRAFT 10/01/2019 (F) 202.285.1b (DC51442) PCN: Sequence:</p>
	<p>Sentenced to Nevada Dept. of Corrections Term: Minimum:12 Months, Maximum:30 Months Concurrent: Charge 6</p>
04/20/2020	<p>Disposition (Judicial Officer: Bluth, Jacqueline M.)</p>

CASE SUMMARY**CASE NO. C-19-345584-1****8. OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON**

Guilty

PCN: Sequence:

04/20/2020 **Adult Adjudication** (Judicial Officer: Bluth, Jacqueline M.)**8. OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON**

10/01/2019 (F) 202.360.1 (DC51460)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:12 Months, Maximum:30 Months

Concurrent: Charge 7

Credit for Time Served: 150 Days

Fee Totals:


Administrative Assessment Fee	25.00
\$25	
Genetic Marker Analysis AA Fee	3.00
\$3	
Indigent Defense Civil Assessment	250.00
Fee - ASK	

Fee Totals \$ 278.00

Comment (\$150. DNAF Waived)

Comment (Aggregate INCLUDING the deadly weapon enhancement is a MINIMUM OF ONE HUNDRED FORTYFOUR (144) MONTHS, A MAXIMUM OF THREE HUNDRED SEVENTY-EIGHT (378) MONTHS;

Aggregate NOT INCLUDING the deadly weapon enhancement is a MINIMUM OF ONE HUNDRED EIGHT (108) MONTHS AND A MAXIMUM OF TWO HUNDRED EIGHTYEIGHT (288) MONTHS, NDC)

HEARINGS12/20/2019  **Initial Arraignment** (10:00 AM) (Hearing Master: Wittenberger, Shannon)


Trial Date Set;

Journal Entry Details:

DEFT. DONKO ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter set for trial. COURT ORDERED, pursuant to Statute, Counsel has 21 days from today for the filing of any Writs; if the Preliminary Hearing Transcript has not been filed as of today, Counsel has 21 days from the filing of the Transcript. CUSTODY 2/03/20 9:30 AM CALENDAR CALL (DEPT. 25) 2/10/20 10:30 AM JURY TRIAL (DEPT. 25);

02/03/2020 **Motion to Compel** (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)*Defendant's Motion to Compel Production of Discovery & Brady Material*

Granted in Part;

02/03/2020  **All Pending Motions** (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)

Matter Heard;

Journal Entry Details:

DEFT'S. MOTION TO COMPEL PRODUCTION OF DISCOVERY AND BRADY MATERIAL...CALENDAR CALL CALENDAR CALL Upon Court's inquiry, Mr. Shaygan-Fatemi noted he is trying the case with Mr. Hauser. Counsel jointly ANNOUNCED ready for trial. State made a record of their offer to Deft., noting the offer was rejected and is now revoked. Mr. Hauser concurred. COURT NOTED It is currently in a Med-Mal trial that is behind schedule. State estimated up to 12 witnesses and 5 days for trial. COURT ADVISED, matter REFERRED to Overflow; Trial date VACATED, to be RESET by the Overflow Judge. If something changes in the Court's current Med-Mal trial Court will notify counsel. DEFT'S. MOTION TO COMPEL PRODUCTION OF DISCOVERY AND BRADY MATERIAL COURT NOTED, State did not file an Opposition. Mr. Hauser stated when the Motion was drafted he had concerns; there is nothing outstanding at this time. Ms. Cannizzaro noted she did not receive a copy of the Motion State has turned over all discovery in its possession and possession of the Las Vegas Metropolitan Police has been turned. COURT ORDERED, Motion GRANTED in PART / DENIED in PART. Motion GRANTED as to Requests 1 through 37 with the understanding the State has provided the information It has and there is nothing outstanding to be compelled. With the caveat as to Requests 1, 2 and 3, any notes or work product disclosures, Motion DENIED in PART. State is to comply with NRS 174.235(a). Additionally, as to Request 20, Motion GRANTED IN PART. GRANTED as to the State's inquiry having something to do with truthfulness, DENIED as to independent review of all personnel files. If there is something

CASE SUMMARY**CASE NO. C-19-345584-1**

in the personnel file or something that Deft. is actually aware of or that should be investigated, or looked into, Court would do an incamera view as to that purpose. Mr. Hauser is to prepare the Order. CUSTODY 02/07/20 8:30 A.M. OVERFLOW (DC 10);

02/03/2020 **Calendar Call (9:30 AM)** (Judicial Officer: Delaney, Kathleen E.)

MINUTES

Referred to Overflow;

SCHEDULED HEARINGS

All Pending Motions (02/03/2020 at 9:00 AM) (Judicial Officer: Delaney, Kathleen E.)



Overflow (02/07/2020 at 8:30 AM) (Judicial Officer: Jones, Tierra)

10/12 State witnesses, 4/5 days for trial. State Nicole Cannizzaro, Deft PD's. Robson Hauser / Kambiz Shaygan-Fatemi. State's offer rejected / revoked.

02/07/2020 **Overflow** (8:30 AM) (Judicial Officer: Jones, Tierra)

10/12 State witnesses, 4/5 days for trial. State Nicole Cannizzaro, Deft PD's. Robson Hauser / Kambiz Shaygan-Fatemi. State's offer rejected / revoked.

Matter Heard;

Journal Entry Details:

COURT ORDERED, case SET for Jury Trial February 10, 2020, 1:30 PM in Department 6. Motion To Withdraw Due To Conflict FILED IN OPEN COURT. Court stated findings and ORDERED, Motion To Withdraw Due To Conflict DENIED. CUSTODY 2-10-20 1:30 PM JURY TRIAL;

02/10/2020 **CANCELED Jury Trial (10:30 AM)** (Judicial Officer: Delaney, Kathleen E.)

Vacated - per Judge

02/10/2020 **Jury Trial (1:30 PM)** (Judicial Officer: Bluth, Jacqueline M.)

02/10/2020-02/13/2020

Trial Continues;

Trial Continues;

Trial Continues;

Verdict;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE JURY: Instructions settled. Mr. Lexis stated he reached out to Mr. Hauser to see if they wanted to recall witness Ramos and was told it was not necessary. Mr. Hauser concurred. Colloquy regarding redaction of State's Exhibit 232. Defendant inquired as how to go about getting a supervised hospital visit to see his mother on life support. Court stated a motion must be filed. Defendant advised he'd like to take the stand. Court informed the Defendant of his constitutional rights as to any testimony. Record made by Mr. Hauser, noting against the advise of counsel, Defendant will testify. Colloquy between Court and Defendant's criminal past, pending testimony and potential self representation by Defendant. Record made by Mr. Hauser regarding Defendant's pending testimony. JURY PRESENT. Testimony and exhibits presented. (See Worksheet). State REST. Defendant REST. OUTSIDE THE PRESENCE OF THE JURY: Colloquy, argument, regarding time line of the stolen vehicle and the relationship of it with the Defendants statement to the detectives when they make contact with him. JURY PRESENT: Testimony and exhibits presented. (See Worksheet). State REST. Closing arguments on behalf of the State by Ms. Goodman and on behalf of the Defendant by Mr. Hauser. State's closing rebuttal argument by Mr. Lexis. At the hour of 4:31 PM, 2 Alternate Jurors were selected and the Jury retired to deliberate. OUTSIDE THE PRESENCE OF THE JURY: Mr. Shaygan-Fatemi inquired if the Defendant may stay with counsel during deliberations. Court stated it's up to the Corrections Officers. JURY PRESENT: At the hour OF 6:20 AM the Jury returned with a verdict at follows: COUNT 1- GUILTY of BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM COUNT 2- GUILTY of BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (FERNANDO ESPINOZA). COUNT 3 GUILTY of ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (JONATHAN SANCHEZ) COUNT 4 GUILTY of ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (FERNANDO ESPINOZA) COUNT 5, GUILTY of ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (DEANDRE WOODS) COUNT 6, GUILTY of ASSAULT WITH A DEADLY WEAPON (DEANDRE WOODS) COUNT 7, GUILTY of DISCHARGING FIREARM AT OR INTO OCCUPIED STRUCTURE, VEHICLE, AIRCRAFT, OR WATERCRAFT Jury POLLED. Second Amended Information FILED IN OPEN COURT. Reading of Second Amended Information by the Clerk and Defendant's plea thereto announced. Opening statements WAIVED. Exhibits presented. (See worksheet). State REST. Defendant REST. Closing arguments on behalf of the State by Mr. Lexis and on behalf of the Defendant by Mr. Hauser. At the hour of 6:40 PM the Jury retired to deliberate. OUTSIDE THE PRESENCE OF THE JURY: Colloquy. Statement by Defendant in regards to the verdict not being fare, requested a copy of his Presentence Investigation Report prior to going to prison and advised he'll appeal. Mr. Shaygan-Fatemi stated he'll have a member of the appellant team reach out to the Defendant. JURY PRESENT. At the hour of 6:48 PM the Jury

CASE SUMMARY

CASE NO. C-19-345584-1

returned with a verdict of GUILTY to the charge of OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON. Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY: COURT ORDERED, matter REFEREED to the Division of Parole and Probation and SET for sentencing; Defendant REMANDED WITHOUT BAIL. CUSTODY 4-1-20 9:30 AM SENTENCING;

Trial Continues;

Trial Continues;

Trial Continues;

Verdict;

Journal Entry Details:

JURY PRESENT: Testimony and exhibits presented. (See worksheet). OUTSIDE THE PRESENCE OF THE JURY: Mr. Hauser stated the Defendant would like to address the Court in regards to self representation. Defendant stated he does not want to fire counsel and would like them to fight for him. Colloquy between Court and Defendant regarding his dissatisfaction with the performance of counsel and potential self representation. Upon inquiry of the Court, Defendant stated he will wait to make a decision as to self representation. JURY PRESENT: Testimony and exhibits presented. (See worksheet). COURT ORDERED, matter CONTINUED; Jurors admonished and released. OUTSIDE THE PRESENCE OF THE JURY: Record made by Mr. Shaygan-Fatemi, Mr. Lexis and the Court in regards to State's recall of witness Ramos.;

Trial Continues;

Trial Continues;

Trial Continues;

Verdict;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Mr. Hauser advised the Court in regards to an inadvertent contact he had with Prospective Juror #7 yesterday; the Prospective Juror asked where the stairs were. Court thanked counsel for the disclosure. PROSPECTIVE JURORS PRESENT: Voir dire. Peremptory Challenges EXERCISED. CONFERENCE AT BENCH. Voir dire. Peremptory Challenges EXERCISED. Jury IMPANELED. Amended Information read by the Clerk and Defendant's plea thereto announced. OUTSIDE THE PRESENCE OF THE JURY. Pursuant to stipulation, Mr Lexis advised the stolen vehicle will be referred to as the unregistered vehicle and unregistered license plate. JURY PRESENT: Opening statements on behalf of the State by Ms. Goodman, and on behalf of the Defendant by Mr. Shaygan-Fatemi. Testimony and exhibits presented. (See Worksheet). COURT ORDERED, proceedings CONTINUED; Jurors admonished and released. OUTSIDE THE PRESENCE OF THE JURY: At the requests of Ms. Goodman, COURT ORDERED, State's exhibits 168 & 179 WITHDRAWN.;

Trial Continues;

Trial Continues;

Trial Continues;

Verdict;

Journal Entry Details:

OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Amended Information FILED IN OPEN COURT. PROSPECTIVE JURORS PRESENT. Voir Dire. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Colloquy between Court and counsel regarding the ability of Prospective Juror #760 to serve on the panel. COURT ORDERED, Prospective Juror 760 EXCUSED. Ms. Goodman moved for the excusal of Prospective Juror 714. Argument in opposition by Mr. Shaygan-Fatemi. Court stated both sides will be able to speak with the Prospective Juror. Mr. Shagan-Fatemi requested Prospective Juror 772 be excused. Mr. Lexis advised he was going to ask some questions. Court stated counsel will be allowed to question the Prospective Juror. PROSPECTIVE JURORS PRESENT: Voir Dire. COURT ORDERED, matter CONTINUED; Prospective Jurors admonished and released. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Colloquy regarding scheduling.;

04/01/2020



Sentencing (10:15 AM) (Judicial Officer: Bluth, Jacqueline M.)

04/01/2020, 04/20/2020

Continued;

Defendant Sentenced;

Journal Entry Details:

Argument by Mr. Lexis. Statement by Defendant. Argument by Mr. Hauser. Colloquy regarding Court's retention of jurisdiction over restitution. By virtue of the Jury verdict, Defendant DONKO ADJUDGED GUILTY OF COUNTS 1, & 2, BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (F), COUNTS 3, 4, & 5, ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (F), COUNT 6, ASSAULT WITH A DEADLY WEAPON (F), COUNT 7, DISCHARGING FIREARM AT OR INTO OCCUPIED STRUCTURE VEHICLE AIRCRAFT OR WATERCRAFT (F), AND COUNT 8, OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee WAIVED, \$3.00 DNA Collection fee and \$250.00 Indigent Defense Civil Assessment fee, as to COUNT 1, Defendant SENTENCED to a MINIMUM OF TWENTY-FOUR (24) MONTHS AND A MAXIMUM OF SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC), COUNT 2 a MINIMUM OF TWENTY-FOUR (24) MONTHS AND A MAXIMUM OF SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC) CONCURRENT WITH COUNT 1, COUNT 3, a MINIMUM OF THIRTY-SIX (36) MONTHS AND A MAXIMUM OF NINETY-SIX (96)

CASE SUMMARY**CASE NO. C-19-345584-1**

MONTHS in the Nevada Department of Corrections (NDC) PLUS A CONSECUTIVE TERM OF A MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNTS 1 & 2, COUNT 4, a MINIMUM OF THIRTY-SIX (36) MONTHS AND A MAXIMUM OF NINETY-SIX (96) MONTHS in the Nevada Department of Corrections (NDC) PLUS A CONSECUTIVE TERM OF A MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNT 3, COUNT 5, a MINIMUM OF THIRTY-SIX (36) MONTHS AND A MAXIMUM OF NINETY-SIX (96) MONTHS in the Nevada Department of Corrections (NDC) PLUS A CONSECUTIVE TERM OF A MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNT 4, COUNT 6, a MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONCURRENT WITH COUNT 5, COUNT 7, a MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONCURRENT WITH COUNT 6, COUNT 8, a MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONCURRENT WITH COUNT 7; ONE HUNDRED FIFTY (150) DAYS credit for time served; jurisdiction RETAINED as to restitution; aggregate INCLUDING the deadly weapon enhancement is a MINIMUM OF ONE HUNDRED FORTY-FOUR (144) MONTHS, A MAXIMUM OF THREE HUNDRED SEVENTY-EIGHT (378) MONTHS; Aggregate NOT INCLUDING the deadly weapon enhancement is a MINIMUM OF ONE HUNDRED EIGHT (108) MONTHS AND A MAXIMUM OF TWO HUNDRED EIGHTY-EIGHT (288) MONTHS, NDC CLERK'S NOTE: Following proceedings, COURT ORDERED, sentence AMENDED as to aggregate sentence. ;

Continued;

Defendant Sentenced;

Journal Entry Details:

Pursuant to the representations of Mr. Lexis, Mr. Turner advised Mr. Hauser is sick and would like a continuance until April 20th. COURT ORDERED, matter CONTINUED. CUSTODY 4-20-20 10:15 AM SENTENCING ;

06/15/2020

**Motion** (10:15 AM) (Judicial Officer: Bluth, Jacqueline M.)*State's Notice of Motion and Motion to Address Aggregate Sentence Calculations*

Matter Heard;

Journal Entry Details:

Court stated the aggregate sentence should be 168/438 months. Ms. Overly concurred. Mr. Hauser argued it's believed that's what's in the Judgment of Conviction, but it's not certain that was the Court's intention at sentencing. Court stated JAVS will be reviewed and a minute order will be issued. NDC;

11/24/2020

**Minute Order** (3:00 AM) (Judicial Officer: Bluth, Jacqueline M.)*Minute Order Re: State's Motion to Address Aggregate Sentence Calculations on June 15, 2020*

Minute Order - No Hearing Held;

Journal Entry Details:

Having heard the State's Motion to Address Aggregate Sentence Calculations on June 15, 2020, the Court finds that the total aggregate sentence is properly reflected as 168 mos to 438 mos. Although the aggregate sentence was miscalculated on the day of sentencing, the Court's ruling on the actual charges was very specific. See Transcript of Sentencing at 12, 7- 8 ([Weapon Enhancement] will obviously run consecutive to the Attempt Murder, and Count 3 will run consecutive to Counts 1 and 2.). The sentencing was put on the record as follows: Ct 1: 24 60 mos Ct 2: 24 60 mos concurrent to Count 1 Ct 3: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 2 Ct 4: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 3 Ct 5: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 4 Accordingly, the total aggregate is properly reflected as 168 mos to 438 mos. An Amended Judgment of Conviction is to be filed in accordance with this Order. Sullivan v. State, 120 Nev. 537, 540, 96 P.3d 761, 764 (2004) (A judgment of conviction may be amended at any time to correct a clerical error or to correct an illegal sentence.). IT IS SO ORDERED. CLERK'S NOTE: The above minute order has been distributed via e-mail to: District Attorney Sarah Overly and Public Defender Robson M. Hauser. kar 11/24/20;

11/25/2020

**Minute Order** (3:00 AM) (Judicial Officer: Bluth, Jacqueline M.)*Amended Minute Order Re: State's Motion to Address Aggregate Sentence Calculations on June 15, 2020*

Minute Order - No Hearing Held;

Journal Entry Details:

Having heard the State's Motion to Address Aggregate Sentence Calculations on June 15, 2020, the Court finds that the total aggregate sentence is properly reflected as 168 mos to 438 mos. Although the aggregate sentence was miscalculated on the day of sentencing, the Court's ruling on the actual charges was very specific. See Transcript of Sentencing at 12, 7 15 ([Weapon Enhancement] will obviously run consecutive to the Attempt Murder, and Count 3 will run consecutive to Counts 1 and 2 . . . Count 4 . . . That will run consecutive to Count Number 3. Count Number 5 . . . That's to run consecutive to Count 4.). The sentencing was put on the record as follows: Ct 1: 24 60 mos Ct 2: 24 60 mos concurrent to Count 1 Ct 3: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-19-345584-1

Count 2 Ct 4: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 3 Ct 5: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 4 Accordingly, the total aggregate is properly reflected as 168 mos to 438 mos. An Amended Judgment of Conviction is to be filed in accordance with this Order. Sullivan v. State, 120 Nev. 537, 540, 96 P.3d 761, 764 (2004) (A judgment of conviction may be amended at any time to correct a clerical error or to correct an illegal sentence.). IT IS SO ORDERED. CLERK'S NOTE: The above minute order has been distributed via e-mail to: District Attorney Sarah Overly and Public Defender Robson M. Hauser. kar 12/1/20;

06/20/2022 **Petition for Writ of Mandamus** (8:30 AM) (Judicial Officer: Villani, Michael)

06/20/2022 **Motion** (8:30 AM) (Judicial Officer: Villani, Michael)
Motion to Waive Filing Fee for Petition for Writ of Mandamus

DATE

FINANCIAL INFORMATION

Defendant Donko, Ted Michael
Total Charges
Total Payments and Credits
Balance Due as of 5/23/2022

278.00
0.00
278.00

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

December 20, 2019

C-19-345584-1 State of Nevada
 vs
 Ted Donko

December 20, 2019 10:00 AM Initial Arraignment

HEARD BY: Wittenberger, Shannon **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristen Brown

RECORDER: Sharon Nichols

REPORTER:

PARTIES

PRESENT:	Derjavina, Ekaterina	Attorney
	Donko, Ted Michael	Defendant
	Public Defender	Attorney
	Richards, Daren B.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

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

CUSTODY

2/03/20 9:30 AM CALENDAR CALL (DEPT. 25)

2/10/20 10:30 AM JURY TRIAL (DEPT. 25)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****February 03, 2020**

C-19-345584-1 State of Nevada
vs
Ted Donko

February 03, 2020**9:00 AM****All Pending Motions****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Shelley Boyle**RECORDER:****REPORTER:** Robert Cangemi**PARTIES**

PRESENT:	Cannizzaro, Nicole J.	Attorney
	Donko, Ted Michael	Defendant
	Hauser, Robson M.	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- DEFT'S. MOTION TO COMPEL PRODUCTION OF DISCOVERY AND BRADY MATERIAL...CALENDAR CALL

CALENDAR CALL

Upon Court's inquiry, Mr. Shaygan-Fatemi noted he is trying the case with Mr. Hauser. Counsel jointly ANNOUNCED ready for trial. State made a record of their offer to Deft., noting the offer was rejected and is now revoked. Mr. Hauser concurred. COURT NOTED It is currently in a Med-Mal trial that is behind schedule. State estimated up to 12 witnesses and 5 days for trial. COURT ADVISED, matter REFERRED to Overflow; Trial date VACATED, to be RESET by the Overflow Judge. If something changes in the Court's current Med-Mal trial Court will notify counsel.

DEFT'S. MOTION TO COMPEL PRODUCTION OF DISCOVERY AND BRADY MATERIAL
COURT NOTED, State did not file an Opposition. Mr. Hauser stated when the Motion was drafted he had concerns; there is nothing outstanding at this time. Ms. Cannizzaro noted she did not receive

a copy of the Motion State has turned over all discovery in Its possession and possession of the Las Vegas Metropolitan Police has been turned. COURT ORDERED, Motion GRANTED in PART / DENIED in PART. Motion GRANTED as to Requests 1 through 37 with the understanding the State has provided the information It has and there is nothing outstanding to be compelled. With the caveat as to Requests 1, 2 and 3, any notes or work product disclosures, Motion DENIED in PART. State is to comply with NRS 174.235(a). Additionally, as to Request 20, Motion GRANTED IN PART. GRANTED as to the State's inquiry having something to do with truthfulness, DENIED as to independent review of all personnel files. If there is something in the personnel file or something that Deft. is actually aware of or that should be investigated, or looked into, Court would do an incamera view as to that purpose. Mr. Hauser is to prepare the Order.

CUSTODY

02/07/20 8:30 A.M. OVERFLOW (DC 10)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 07, 2020

C-19-345584-1 State of Nevada
 vs
 Ted Donko

February 07, 2020

8:30 AM

Overflow

HEARD BY: Jones, Tierra

COURTROOM: RJC Courtroom 14B

COURT CLERK: Keith Reed

RECORDER: Kristine Santi

REPORTER:

PARTIES

PRESENT:	Donko, Ted Michael	Defendant
	Hauser, Robson M.	Attorney
	Lexis, Chad N.	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- COURT ORDERED, case SET for Jury Trial February 10, 2020, 1:30 PM in Department 6. Motion To Withdraw Due To Conflict FILED IN OPEN COURT. Court stated findings and ORDERED, Motion To Withdraw Due To Conflict DENIED.

CUSTODY

2-10-20 1:30 PM JURY TRIAL

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 10, 2020

C-19-345584-1 State of Nevada
 vs
 Ted Donko

February 10, 2020

1:30 PM

Jury Trial

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Donko, Ted Michael	Defendant
	Goodman, Laura	Attorney
	Hauser, Robson M.	Attorney
	Lexis, Chad N.	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Amended Information FILED IN OPEN COURT. PROSPECTIVE JURORS PRESENT. Voir Dire. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Colloquy between Court and counsel regarding the ability of Prospective Juror #760 to serve on the panel. COURT ORDERED, Prospective Juror 760 EXCUSED. Ms. Goodman moved for the excusal of Prospective Juror 714. Argument in opposition by Mr. Shaygan-Fatemi. Court stated both sides will be able to speak with the Prospective Juror. Mr. Shagan-Fatemi requested Prospective Juror 772 be excused. Mr. Lexis advised he was going to ask some questions. Court stated counsel will be allowed to question the Prospective Juror. PROSPECTIVE JURORS PRESENT: Voir Dire. COURT ORDERED, matter CONTINUED; Prospective Jurors admonished and released. OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Colloquy regarding scheduling.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****February 11, 2020**

C-19-345584-1 State of Nevada
vs
Ted Donko

February 11, 2020 11:00 AM Jury Trial

HEARD BY: Bluth, Jacqueline M.**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Keith Reed**RECORDER:** De'Awna Takas**REPORTER:****PARTIES**

PRESENT:	Donko, Ted Michael	Defendant
	Goodman, Laura	Attorney
	Hauser, Robson M.	Attorney
	Lexis, Chad N.	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE PROSPECTIVE JURORS: Mr. Hauser advised the Court in regards to an inadvertent contact he had with Prospective Juror #7 yesterday; the Prospective Juror asked where the stairs were. Court thanked counsel for the disclosure. PROSPECTIVE JURORS PRESENT: Voir dire. Peremptory Challenges EXERCISED. CONFERENCE AT BENCH. Voir dire. Peremptory Challenges EXERCISED. Jury IMPANELED. Amended Information read by the Clerk and Defendant's plea thereto announced. OUTSIDE THE PRESENCE OF THE JURY. Pursuant to stipulation, Mr Lexis advised the stolen vehicle will be referred to as the unregistered vehicle and unregistered license plate. JURY PRESENT: Opening statements on behalf of the State by Ms. Goodman, and on behalf of the Defendant by Mr. Shaygan-Fatemi. Testimony and exhibits presented. (See Worksheet). COURT ORDERED, proceedings CONTINUED; Jurors admonished and released. OUTSIDE THE PRESENCE OF THE JURY: At the requests of Ms. Goodman, COURT ORDERED, State's exhibits 168 & 179 WITHDRAWN.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 12, 2020

C-19-345584-1 State of Nevada
vs
Ted Donko

February 12, 2020

1:00 PM

Jury Trial

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:	Donko, Ted Michael	Defendant
	Goodman, Laura	Attorney
	Hauser, Robson M.	Attorney
	Lexis, Chad N.	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- JURY PRESENT: Testimony and exhibits presented. (See worksheet). OUTSIDE THE PRESENCE OF THE JURY: Mr. Hauser stated the Defendant would like to address the Court in regards to self representation. Defendant stated he does not want to fire counsel and would like them to fight for him. Colloquy between Court and Defendant regarding his dissatisfaction with the performance of counsel and potential self representation. Upon inquiry of the Court, Defendant stated he will wait to make a decision as to self representation. JURY PRESENT: Testimony and exhibits presented. (See worksheet). COURT ORDERED, matter CONTINUED; Jurors admonished and released. OUTSIDE THE PRESENCE OF THE JURY: Record made by Mr. Shaygan-Fatemi, Mr. Lexis and the Court in regards to State's recall of witness Ramos.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****February 13, 2020**

C-19-345584-1 State of Nevada
vs
Ted Donko

February 13, 2020 12:30 AM Jury Trial

HEARD BY: Bluth, Jacqueline M.**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Keith Reed**RECORDER:** De'Awna Takas**REPORTER:****PARTIES**

PRESENT:	Donko, Ted Michael	Defendant
	Goodman, Laura	Attorney
	Hauser, Robson M.	Attorney
	Lexis, Chad N.	Attorney
	Shaygan-Fatemi, Kambiz	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- OUTSIDE THE PRESENCE OF THE JURY: Instructions settled. Mr. Lexis stated he reached out to Mr. Hauser to see if they wanted to recall witness Ramos and was told it was not necessary. Mr. Hauser concurred. Colloquy regarding redaction of State's Exhibit 232. Defendant inquired as how to go about getting a supervised hospital visit to see his mother on life support. Court stated a motion must be filed. Defendant advised he'd like to take the stand. Court informed the Defendant of his constitutional rights as to any testimony. Record made by Mr. Hauser, noting against the advise of counsel, Defendant will testify. Colloquy between Court and Defendant's criminal past, pending testimony and potential self representation by Defendant. Record made by Mr. Hauser regarding Defendant's pending testimony. JURY PRESENT. Testimony and exhibits presented. (See Worksheet). State REST. Defendant REST. OUTSIDE THE PRESENCE OF THE JURY: Colloquy, argument, regarding time line of the stolen vehicle and the relationship of it with the Defendants statement to the detectives when they make contact with him. JURY PRESENT: Testimony and exhibits presented. (See Worksheet). State REST. Closing arguments on behalf of the State by Ms. Goodman and on

behalf of the Defendant by Mr. Hauser. State's closing rebuttal argument by Mr. Lexis. At the hour of 4:31 PM, 2 Alternate Jurors were selected and the Jury retired to deliberate. OUTSIDE THE PRESENCE OF THE JURY: Mr. Shaygan-Fatemi inquired if the Defendant may stay with counsel during deliberations. Court stated it's up to the Corrections Officers. JURY PRESENT: At the hour OF 6:20 AM the Jury returned with a verdict at follows:

COUNT 1- GUILTY of BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM

COUNT 2- GUILTY of BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (FERNANDO ESPINOZA).

COUNT 3 GUILTY of ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (JONATHAN SANCHEZ)

COUNT 4 GUILTY of ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (FERNANDO ESPINOZA)

COUNT 5, GUILTY of ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (DEANDRE WOODS)

COUNT 6, GUILTY of ASSAULT WITH A DEADLY WEAPON (DEANDRE WOODS)

COUNT 7, GUILTY of DISCHARGING FIREARM AT OR INTO OCCUPIED STRUCTURE, VEHICLE, AIRCRAFT, OR WATERCRAFT

Jury POLLED. Second Amended Information FILED IN OPEN COURT. Reading of Second Amended Information by the Clerk and Defendant's plea thereto announced. Opening statements WAIVED. Exhibits presented. (See worksheet). State REST. Defendant REST. Closing arguments on behalf of the State by Mr. Lexis and on behalf of the Defendant by Mr. Hauser. At the hour of 6:40 PM the Jury retired to deliberate. OUTSIDE THE PRESENCE OF THE JURY: Colloquy. Statement by Defendant in regards to the verdict not being fair, requested a copy of his Presentence Investigation Report prior to going to prison and advised he'll appeal. Mr. Shaygan-Fatemi stated he'll have a member of the appellant team reach out to the Defendant. JURY PRESENT. At the hour of 6:48 PM the Jury returned with a verdict of GUILTY to the charge of OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON. Court thanked and excused the Jury. OUTSIDE THE PRESENCE OF THE JURY: COURT ORDERED, matter REFEREED to the Division of Parole and Probation and SET for sentencing; Defendant REMANDED WITHOUT BAIL.

CUSTODY

4-1-20 9:30 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 01, 2020

C-19-345584-1 State of Nevada
 vs
 Ted Donko

April 01, 2020 10:15 AM Sentencing

HEARD BY: Bluth, Jacqueline M. **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT: Donko, Ted Michael Defendant
 State of Nevada Plaintiff
 Turner, Robert B. Attorney

JOURNAL ENTRIES

- Pursuant to the representations of Mr. Lexis, Mr. Turner advised Mr. Hauser is sick and would like a continuance until April 20th. COURT ORDERED, matter CONTINUED.

CUSTODY

4-20-20 10:15 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 20, 2020**

C-19-345584-1 State of Nevada
vs
Ted Donko

April 20, 2020**10:15 AM****Sentencing****HEARD BY:** Bluth, Jacqueline M.**COURTROOM:** RJC Lower Level Arraignment**COURT CLERK:** Keith Reed**RECORDER:** De'Awna Takas**REPORTER:****PARTIES****PRESENT:**

Hauser, Robson M.
Lexis, Chad N.
State of Nevada

Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- Argument by Mr. Lexis. Statement by Defendant. Argument by Mr. Hauser. Colloquy regarding Court's retention of jurisdiction over restitution. By virtue of the Jury verdict, Defendant DONKO ADJUDGED GUILTY OF COUNTS 1, & 2, BATTERY WITH USE OF A DEADLY WEAPON RESULTING IN SUBSTANTIAL BODILY HARM (F), COUNTS 3, 4, & 5, ATTEMPT MURDER WITH USE OF A DEADLY WEAPON (F), COUNT 6, ASSAULT WITH A DEADLY WEAPON (F), COUNT 7, DISCHARGING FIREARM AT OR INTO OCCUPIED STRUCTURE VEHICLE AIRCRAFT OR WATERCRAFT (F), AND COUNT 8, OWNERSHIP OR POSSESSION OF FIREARM BY PROHIBITED PERSON (F). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee WAIVED, \$3.00 DNA Collection fee and \$250.00 Indigent Defense Civil Assessment fee, as to COUNT 1, Defendant SENTENCED to a MINIMUM OF TWENTY-FOUR (24) MONTHS AND A MAXIMUM OF SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC), COUNT 2 a MINIMUM OF TWENTY-FOUR (24) MONTHS AND A MAXIMUM OF SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC) CONCURRENT WITH COUNT 1, COUNT 3, a MINIMUM OF THIRTY-SIX (36) MONTHS AND A MAXIMUM OF NINETY-SIX (96) MONTHS in the Nevada Department of Corrections (NDC) PLUS A CONSECUTIVE TERM OF A MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF

THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNTS 1 & 2, COUNT 4, a MINIMUM OF THIRTY-SIX (36) MONTHS AND A MAXIMUM OF NINETY-SIX (96) MONTHS in the Nevada Department of Corrections (NDC) PLUS A CONSECUTIVE TERM OF A MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNT 3, COUNT 5, a MINIMUM OF THIRTY-SIX (36) MONTHS AND A MAXIMUM OF NINETY-SIX (96) MONTHS in the Nevada Department of Corrections (NDC) PLUS A CONSECUTIVE TERM OF A MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNT 4, COUNT 6, a MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONCURRENT WITH COUNT 5, COUNT 7, a MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONCURRENT WITH COUNT 6, COUNT 8, a MINIMUM OF TWELVE (12) MONTHS AND A MAXIMUM OF THIRTY (30) MONTHS in the Nevada Department of Corrections (NDC) CONCURRENT WITH COUNT 7; ONE HUNDRED FIFTY (150) DAYS credit for time served; jurisdiction RETAINED as to restitution; aggregate INCLUDING the deadly weapon enhancement is a MINIMUM OF ONE HUNDRED FORTY-FOUR (144) MONTHS, A MAXIMUM OF THREE HUNDRED SEVENTY-EIGHT (378) MONTHS; Aggregate NOT INCLUDING the deadly weapon enhancement is a MINIMUM OF ONE HUNDRED EIGHT (108) MONTHS AND A MAXIMUM OF TWO HUNDRED EIGHTY-EIGHT (288) MONTHS,

NDC

CLERK'S NOTE: Following proceedings, COURT ORDERED, sentence AMENDED as to aggregate sentence.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 15, 2020

C-19-345584-1 State of Nevada
vs
Ted Donko

June 15, 2020

10:15 AM

Motion

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER: De'Awna Takas

REPORTER:

PARTIES

PRESENT:

Hauser, Robson M.
Overly, Sarah
State of Nevada

Attorney
Attorney
Plaintiff

JOURNAL ENTRIES

- Court stated the aggregate sentence should be 168/438 months. Ms. Overly concurred. Mr. Hauser argued it's believed that's what's in the Judgment of Conviction, but it's not certain that was the Court's intention at sentencing. Court stated JAVS will be reviewed and a minute order will be issued.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 24, 2020

C-19-345584-1 State of Nevada
 vs
 Ted Donko

November 24, 2020 3:00 AM Minute Order

HEARD BY: Bluth, Jacqueline M.

COURTROOM: RJC Courtroom 10C

COURT CLERK: Keith Reed

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Having heard the State's Motion to Address Aggregate Sentence Calculations on June 15, 2020, the Court finds that the total aggregate sentence is properly reflected as 168 mos to 438 mos. Although the aggregate sentence was miscalculated on the day of sentencing, the Court's ruling on the actual charges was very specific. See Transcript of Sentencing at 12, 7- 8 ([Weapon Enhancement] will obviously run consecutive to the Attempt Murder, and Count 3 will run consecutive to Counts 1 and 2.). The sentencing was put on the record as follows:

Ct 1: 24 60 mos

Ct 2: 24 60 mos concurrent to Count 1

Ct 3: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 2

Ct 4: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 3

Ct 5: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 4

Accordingly, the total aggregate is properly reflected as 168 mos to 438 mos. An Amended Judgment of Conviction is to be filed in accordance with this Order. Sullivan v. State, 120 Nev. 537, 540, 96 P.3d 761, 764 (2004) (A judgment of conviction may be amended at any time to correct a clerical error or to correct an illegal sentence.). IT IS SO ORDERED.

CLERK'S NOTE: The above minute order has been distributed via e-mail to: District Attorney Sarah

Overly and Public Defender Robson M. Hauser. kar 11/24/20

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****November 25, 2020**

C-19-345584-1 State of Nevada
vs
Ted Donko

November 25, 2020 3:00 AM Minute Order

HEARD BY: Bluth, Jacqueline M.**COURTROOM:** RJC Courtroom 10C**COURT CLERK:** Keith Reed**RECORDER:****REPORTER:****PARTIES****PRESENT:**

JOURNAL ENTRIES

- Having heard the State's Motion to Address Aggregate Sentence Calculations on June 15, 2020, the Court finds that the total aggregate sentence is properly reflected as 168 mos to 438 mos. Although the aggregate sentence was miscalculated on the day of sentencing, the Court's ruling on the actual charges was very specific. See Transcript of Sentencing at 12, 7 15 ([Weapon Enhancement] will obviously run consecutive to the Attempt Murder, and Count 3 will run consecutive to Counts 1 and 2 . . . Count 4 . . . That will run consecutive to Count Number 3. Count Number 5 . . . That's to run consecutive to Count 4.). The sentencing was put on the record as follows:

Ct 1: 24 60 mos

Ct 2: 24 60 mos concurrent to Count 1

Ct 3: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 2

Ct 4: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 3

Ct 5: 36 96 mos with consecutive 12-30 mos d/w enhancement and consecutive to Count 4

Accordingly, the total aggregate is properly reflected as 168 mos to 438 mos. An Amended Judgment of Conviction is to be filed in accordance with this Order. Sullivan v. State, 120 Nev. 537, 540, 96 P.3d 761, 764 (2004) (A judgment of conviction may be amended at any time to correct a clerical error or to correct an illegal sentence.). IT IS SO ORDERED.

CLERK'S NOTE: The above minute order has been distributed via e-mail to: District Attorney Sarah Overly and Public Defender Robson M. Hauser. kar 12/1/20

EXHIBIT(S) LIST

Case No.: C 345 584
 Dept. No.: 6

Trial Date: FEBRUARY 10, 2020
 Judge: SACQUELINE BLUTH

Plaintiff: ST OF NEVADA

Court Clerk: KEITH REED
 Recorder: DE'AWNA TAKAS

Counsel for Plaintiff: _____

vs.
 Defendant: TED MICHAEL DONKO

LAURA GOODMAN + CHAD LEXIS
 Counsel for Defendant: _____

ROBSON HAUSER + KAMBIZ SHAYGAN-FATEMI

TRIAL BEFORE THE COURT

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
1	VIDEO	2/11/20	NO	2/11/20	AG
2	PHOTOGRAPH	2/11/20	STP	2/11/20	AG
3	↑	↑	↑	↑	AG
4					AG
5					AG
6					AG
7					AG
8					AG
9					AG
10					AG
11					AG
12					AG
13					AG
14					AG
15					AG
16	↓	↓	↓	↓	AG
17	PHOTOGRAPH	2/11/20	STP	2/11/20	AG

EXHIBIT(S) LIST

VS.

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
18	PHOTOGRAPH	2/11/20	STP	2/11/20	BB
19	↑	↑	↑	↑	BB
20					BB
21					BB
22					BB
23					BB
24					BB
25					BB
26					BB
27					BB
28					BB
29					BB
30					BB
31					BB
32					BB
33					BB
34					BB
35					BB
36					BB
37					BB
38					BB
39					BB
40					BB
41	↓	↓	↓	↓	BB
42	PHOTOGRAPH	2/11/20	STP	2/11/20	BB

EXHIBIT(S) LIST

VS.

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
43	PHOTOGRAPH	2/11/20	STP	2/11/20	PS
44	↑	↑	↑	↑	PS
45					PS
46					PS
47					PS
48					PS
49					PS
50					PS
51					PS
52					PS
53					PS
54					PS
55					PS
56					PS
57					PS
58					PS
59					PS
60					PS
61					PS
62					PS
63					PS
64					PS
65					PS
66	↓	↓	↓	↓	PS
67	PHOTOGRAPH	2/11/20	STP	2/11/20	PS

EXHIBIT(S) LIST

VS.

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
68	PHOTOGRAPH	2/11/20	STP	2/11/20	AB
69	↑	↑	↑	↑	AB
70					AB
71					AB
72					AB
73					AB
74					AB
75					AB
76					AB
77					AB
78					AB
79					AB
80					AB
81					AB
82					AB
83					AB
84					AB
85					AB
86					AB
87					AB
88					AB
89					AB
90					AB
91	↓	↓	↓	↓	AB
92	PHOTOGRAPH	2/11/20	STP	2/11/20	AB

EXHIBIT(S) LIST

VS.

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
93	PHOTOGRAPH	2/11/20	STP	2/11/20	PS
94	↑	↑	↑	↑	PS
95					PS
96					PS
97					PS
98					PS
99					PS
100					PS
101					PS
102					PS
103					PS
104					PS
105					PS
106					PS
107					PS
108					PS
109					PS
110					PS
111					PS
112					PS
113					PS
114					PS
115					PS
116	↓	↓	↓	↓	PS
117	PHOTOGRAPH	2/11/20	STP	2/11/20	PS

EXHIBIT(S) LIST

VS.

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
118	PHOTOGRAPH	2/11/20	STP	2/11/20	PK
119	↑	↑	↑	↑	PK
120					PK
121					PK
122					PK
123					PK
124					PK
125					PK
126					PK
127					PK
128					PK
129					PK
130					PK
131					PK
132					PK
133					PK
134					PK
135					PK
136					PK
137					PK
138					PK
139					PK
140					PK
141	↓	↓	↓	↓	PK
142	PHOTOGRAPH	2/11/20	STP	2/11/20	PK

EXHIBIT(S) LIST

VS.

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
143	PHOTOGRAPH	2/11/20	STP	2/11/20	AB
144	↑	↑	↑	↑	AB
145					AB
146					AB
147					AB
148					AB
149					AB
150					AB
151					AB
152					AB
153					AB
154					AB
155					AB
156					AB
157					AB
158					AB
159					AB
160					AB
161					AB
162					AB
163					AB
164					AB
165					AB
166	↓	↓	↓	↓	AB
167	PHOTOGRAPH	2/11/20	STP	2/11/20	AB

EXHIBIT(S) LIST

VS.

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
168	WITHDRAWN	WITHDRAWN		
169	PHOTOGRAPH	2/11/20	STP	2/11/20
170	↑	↑	↑	↑
171				
172				
173				
174				
175				
176				
177	↓	↓	↓	↓
178	PHOTOGRAPH	2/11/20	STP	2/11/20
179	WITHDRAWN	WITHDRAWN		
180	PHOTOGRAPH	2/11/20	STP	2/11/20
181	↑	↑	↑	↑
182				
183				
184				
185				
186				
187				
188				
189				
190				
191	↓	↓	↓	↓
192	PHOTOGRAPH	2/11/20	STP	2/11/20

EXHIBIT(S) LIST

VS.

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
193	PHOTOGRAPH	2/11/20	STP	2/11/20	PR
194	↑	↑	↑	↑	PR
195					PR
196					PR
197					PR
198					PR
199					PR
200	↓				PR
201	PHOTOGRAPH				PR
202	PHOTO LINE-UP WITNESS INSTRUCTION				PR
203	6 PACK PHOTOGRAPH				PR
204	6 PACK PHOTOGRAPH				PR
205	PHOTOGRAPH				PR
206	↑				PR
207					PR
208					PR
209					PR
210					PR
211					PR
212					PR
213					PR
214					PR
215					PR
216	↓	↓	↓	↓	PR
217	PHOTOGRAPH	2/11/20	STP	2/11/20	PR

EXHIBIT(S) LIST

VS.

STATE'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted
218	PHOTOGRAPH	2/11/20	STP	2/11/20
219				
220				
221				
222				
223				
224				
225				
226				
227				
228				
229				
230				
231	PHOTOGRAPH	2/11/20	STP	2/11/20
232	LATENT PRINT EXAMINATION	2/12/20	STP	2/12/20
233	RESULTS, OPINIONS, INTERPRETATIONS	2/12/20	STP	2/12/20
234	DRAWING	2/12/20	NO	2/12/20
235	PHOTOGRAPH	2/13/20	NO	2/13/20
236	"	2/13/20	"	2/13/20
237	"	2/13/20	"	2/13/20
238	PHOTOGRAPH	2/13/20	NO	2/13/20
239	JUDGMENT OF CONVICTION C274598	2/13/20	NO	2/13/20
240	JUDGMENT OF CONVICTION C288886	2/13/20	NO	2/13/20

EXHIBIT(S) LIST

Case No.: C 345584

Trial Date: FEBRUARY 10, 2020

Dept. No.: 6

Judge: SACQUELINE BLUTH

Plaintiff: ST OF NEVADA

Court Clerk: KEITH REED

Recorder: DE'AWNNA TAKAS

Counsel for Plaintiff: _____

vs.

Defendant: TED MICHAEL DONKO

LAURA GOODMAN + CHAD LEXIS

Counsel for Defendant: _____

ROBSON HAUSER + KAMBEZ SHAYGAN-FATEMI

TRIAL BEFORE THE COURT

DEFENDANT'S EXHIBITS

[illegible]

EXHIBIT(S) LIST

Case No.: C345584

Trial Date: FEBRUARY 10, 2020

Dept. No.: 6

Judge: JACQUELINE BLUTH

Plaintiff: ST. OF NEVADA

Court Clerk: KEITH REED

Recorder: JACQUELINE BLUTH

Counsel for Plaintiff: _____

vs.

Defendant: TED MICHAEL DONKO

LAURA GOODMAN + CHAD LEXIS

Counsel for Defendant: _____

ROBSON HAUSER + KAMBIZ SHAYGAN-
FATEMI

TRIAL BEFORE THE COURT

COURT'S EXHIBITS

Exhibit Number	Exhibit Description	Date Offered	Objection	Date Admitted	
1	JUROR QUESTION			2/11/20	PS
2	JUROR QUESTION			2/12/20	PS
3	JUROR QUESTION			2/12/20	PS
4	JUROR QUESTION			2/12/20	PS
5	JUROR QUESTION			2/12/20	PS
6	" "			2/12/20	PS
7	" "			2/12/20	PS
8	JUROR QUESTION			2/12/20	PS
9	JUROR QUESTION			2/12/20	PS
10	JUROR QUESTION			2/13/20	PS
11	"			2/13/20	PS
12	"			"	PS
13	"			"	PS
14	JUROR QUESTION			2/13/20	PS



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

TED MICHAEL DONKO #1080899
1200 PRISON RD.
LOVELOCK, NV 89419

DATE: May 23, 2022
CASE: C-19-345584-1

RE CASE: STATE OF NEVADA vs. TED MICHAEL DONKO

NOTICE OF APPEAL FILED: May 20, 2022

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

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

☐

Case Appeal Statement

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



Order



Notice of Entry of Order

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

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

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

Certification of Copy

State of Nevada }
County of Clark } SS:

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

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT
DOCKET ENTRIES; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

TED MICHAEL DONKO,

Defendant(s).

Case No: C-19-345584-1

Dept No: XVII

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 23 day of May 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

