

District Court / State of Nevada  
County of Clark

*Steven D. Grierson*

State of Nevada  
Plaintiff,  
VS.

Case no. C-12-279379-1  
Dept no. 6

Electronically Filed  
Jun 01 2022 03:46 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

DuJuan Looper  
# 1120989  
Defendant

Notice of Appeal

Notice is Hereby Given that Defendant  
DuJuan Looper hereby appeals the Judgement  
of Conviction entered in this Honorable Court  
on or about 25th day of May 2014.

Argument

Present federal law has made an appeal from a  
Judgement of Conviction in a criminal case a  
matter of right. See Coppedge v. U.S., 82 S.Ct. 917,  
918 (1962). If a state has created appellate courts  
as an integral part of the system for finally addudi-  
cating the guilt or innocence of a defendant, the  
procedures used in deciding appeals must comport  
with the demands of the Due Process and equal  
protection clauses of the U.S. Constitution.

Evitts v. Lucey, 105 S.Ct. 830, 834 (1985).

The state of Nevada has further provided  
defendants convicted by guilty plea, a right to  
appeal by statute. Pg. 1 (Cont)

RECEIVED  
MAY 23 2022  
CLERK OF THE COURT

## Conclusion

Defendant has shown that he has a right to appeal as a matter of law and that he never waived his right to appeal or appellate Counsel.

Defendant now request that the Court allow him to take an out of time appeal, and that he be allowed to file all papers and documents relevant thereto.

## Statements of Facts

Defendants Counsel of Record William H. Gamage, Esq. was arrested and Disbarred and gave no notice to defendant DeJuan Looper of Appeal Evidentiary Hearing ~~scheduled~~ or Findings.

Dated: 18 day of may ~~2021~~ 2022

Sincerely,

DeJuan Looper #1120989  
In Proper Persona

\*→ DeJuan Looper  
Defendant

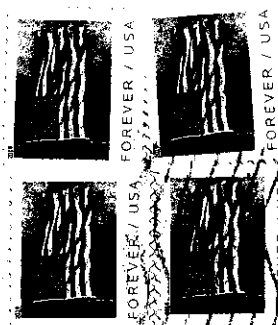
DuJuan Looper # 1120989  
High Desert State Prison  
P.O. Box 650  
Indian Springs, NV. 89070

HDSP

MAY 18 2022

UNIT 11

Las Vegas P8DC 89199  
THU 19 MAY 2022 PM



Eight Judicial District Court / Clark County  
c/o: clerk of Court Nevada  
200 Lewis Ave.  
Las Vegas, NV. 89155

Confidential  
Legal Mail



1 ASTA  
2  
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4  
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6

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

10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 DUJUAN DON LOOPER,

14 Defendant(s),  
15

Case No: C-12-279379-1

*Consolidated with C-12-279418-1*

Dept No: XVII

16  
17 **CASE APPEAL STATEMENT**  
18

19 1. Appellant(s): DuJuan Looper

20 2. Judge: Elissa F. Cadish

21 3. Appellant(s): DuJuan Looper

22 Counsel:

23 DuJuan Looper #1120989  
24 P.O. Box 650  
Indian Springs, NV 89070

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: February 10, 2012

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

Type of Judgment or Order Being Appealed: Judgment of Conviction

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 65608

12. Child Custody or Visitation: N/A

Dated This 31 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: DuJuan Looper

District Court / State of Nevada  
County of Clark

*Steven D. Grierson*

State of Nevada  
Plaintiff,  
VS.

DuJuan Looper  
# 1120989  
Defendant

Case no. C-12-279379-1  
Dept. no. 6

Designation of Record  
on Appeal

Comes now, DuJuan Looper, Defendant  
in proper persona, and herein designates the  
record on appeal to be certified by the  
Clerk of the Court and transcribed to the  
Clerk of the Nevada Supreme Court.

All motions, pleadings, Transcripts.

Dated: 18 day of May 2022

DuJuan Looper #1120989  
In Proper Persona

\*→ *DuJuan Looper*  
Defendant

CLERK OF THE COURT

MAY 23 2022

RECEIVED

UNDER PENALTY OF PERJURY

I, the undersigned, certify, declare, or state that the foregoing is true and correct, to the best of my knowledge and belief, in accordance with NRS 208.165 and 28 USCA § 1746.

Excuted on the 18 day of May, 2022

Dustin Dan Lopez

# 1120989

Name and Prison BAC#, printed

**CERTIFICATE OF SERVICE BY MAILING**

I, DuJuan Looper, hereby certify, pursuant to NRCP 5(b), that on this 10  
day of March, 2022, I mailed a true and correct copy of the foregoing, "Motion for  
Appointment of specific counsel, Notice of appeal / <sup>Designation</sup> or record on  
Appeal  
by depositing it in the High Desert State Prison, Legal Library, First-Class Postage, fully prepaid,  
addressed as follows:

Eight Judicial  
~~Dist~~ District Court  
C/O Clerk of Court  
800 Lewis Ave  
LV. NV. 89155

District attorney's office  
800 Lewis Ave  
LV. NV. 89155

CC:FILE

DATED: this 18 day of May, 2022.

DuJuan Looper # 1120989  
/In Propria Personam  
Post Office box 650 [HDSP]  
Indian Springs, Nevada 89028  
IN FORMA PAUPERIS



AFFIRMATION  
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding Motion for Appointment of  
Specific Counsel / Notice of appeal / Designation of  
(Title of Document) Record on Appeal

filed in District Court Case number C-12-279379-1

☒ Does not contain the social security number of any person.

-OR-

☐ Contains the social security number of a person as required by:

A. A specific state or federal law, to wit:

\_\_\_\_\_  
(State specific law)

-or-

B. For the administration of a public program or for an application  
for a federal or state grant.

DuJuan Looper  
Signature

5-18-22  
Date

DuJuan Looper  
Print Name

Defendant - pro se  
Title

Exhibit

A

# GAMAGE & GAMAGE

Amy M. Gamage, Esq.  
William H. Gamage, Esq.

1775 Village Center Circle, Suite 190  
Las Vegas, Nevada 89134  
Tel: (702) 386-9529  
Fax: (702) 382-9529

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April 18, 2016

Via First Class Mail

Mr. Dajuan Looper (#1120989)  
High Desert State Prison  
P.O. Box 650  
Indian Springs, NV 89070

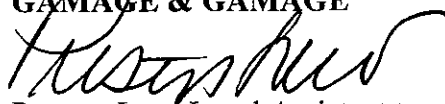
Re: State of Nevada v. Dajuan Looper  
Case No: C-12-279379

Dear Mr. Looper:

Please find enclosed a copy of your Supplemental Petition for Writ of Habeas Corpus. For your interest, after Hearing of this date, the State's Answering Brief is due on or before June 20, 2016. If necessary, a Reply Brief, in your behalf, will be filed within 30 days of the filing the State's answering brief. A Hearing on the Petition is scheduled for August 2016. We will keep you posted on the exact dates.

Thank you for your attention to this matter. Should you have any further concerns, we suggest that you correspond with our office by letter form.

Sincerely,  
**GAMAGE & GAMAGE**



Preston Lew, Legal Assistant to  
**WILLIAM H. GAMAGE, Esq.**  
*Counsel of Record to Dajuan Looper*

WHG/pl  
Enclosure as indicate

# Las Vegas lawyer gets probation for stealing from clients



Former attorney William Gamage led out of the courtroom after his sentencing at the Regional Justice Center on Thursday, Jan. 30, 2020, in Las Vegas. (Bizuyehu Tesfaye/Las Vegas Review-Journal) @bizutesfaye

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By **David Ferrara** Las Vegas Review-Journal



January 30, 2020 - 5:42 pm

Don't miss the big stories. Like us on Facebook.

Updated January 30, 2020 - 5:44 pm

A suspended Las Vegas lawyer prosecutors said acted as an accessory to murder and stole hundreds of thousands of dollars from clients was given probation Thursday.

After sentencing William Gamage, 53, to five years probation, District Judge Mary Kay Holthus ordered him to serve the first 60 days of his probation in the Clark County Detention Center.

Gamage pleaded guilty in September to conspiracy and theft charges.

In May, Gamage was suspended after the State Bar of Nevada said he “misappropriated or mishandled thousands of dollars of client or third-party funds entrusted to him,” records show.

Prosecutors said Gamage stole nearly \$180,000 from three clients in personal injury cases between November 2015 and February 2017, including one client who lost \$142,000.

Gamage also was charged with harboring, concealing or aiding a felony offender in connection with the April 2018 death of 30-year-old Bailey Kay Beck, according to his arrest report. Charges against him in that case are expected to be dismissed.

During his sentencing on Thursday, Gamage admitted that he used methamphetamines but said he was not lining his pockets with the stolen money.

“I wasn’t a very good business person,” he said to the judge, “but I was a good lawyer.”

Contact David Ferrara at [dferrara@reviewjournal.com](mailto:dferrara@reviewjournal.com) or 702-380-1039. Follow @randompoker on Twitter.

**CASE SUMMARY**  
**CASE NO. C-12-279379-1**

*Sentencing Memorandum*

04/28/2014

**Disposition** (Judicial Officer: Cadish, Elissa F.)

1. ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE

Guilty

PCN: Sequence:

2. BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION

Guilty

PCN: Sequence:

3. POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD

Guilty

PCN: Sequence:

04/28/2014

**Sentence** (Judicial Officer: Cadish, Elissa F.)

1. ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE

Adult Adjudication

Sentenced to Nevada Dept. of Corrections

Term: Minimum:96 Months, Maximum:240 Months

Other Fees

1. , \$5,320.80

04/28/2014

**Sentence** (Judicial Officer: Cadish, Elissa F.)

2. BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION

Adult Adjudication

Sentenced to Nevada Dept. of Corrections

Term: Minimum:19 Months, Maximum:60 Months

Consecutive: Charge 1

04/28/2014

**Sentence** (Judicial Officer: Cadish, Elissa F.)

3. POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD

Adult Adjudication

Sentenced to Nevada Dept. of Corrections

Term: Minimum:19 Months, Maximum:72 Months

Consecutive: Charge 1 & 2

Credit for Time Served: 809 Days

Fee Totals:

AA Fee - Battery

Domestic Violence

35.00

\$35

Administrative

Assessment Fee

25.00

\$25

Fee Totals \$

60.00

\$150.DNAF Waived

Condition

1. Register As A Sex Offender, within 48 hours of release from custody


2. Lifetime Supervision, is imposed to commence upon the release from any term of Probation, Parole or Imprisonment

05/06/2014

 Notice of Appeal (criminal)

















*Notice of Appeal*

05/07/2014














 Case Appeal Statement

*Case Appeal Statement*

**CASE SUMMARY**  
**CASE NO. C-12-279379-1**

05/23/2014	 Judgment of Conviction <i>JUDGMENT OF CONVICTION (PLEA OF GUILTY)</i>
05/30/2014	 Criminal Order to Statistically Close Case <i>Criminal Order to Statistically Close Case</i>
06/12/2014	 Reporters Transcript <i>Request for Rough Draft Transcripts</i>
06/24/2014	 Recorders Transcript of Hearing <i>Recorder's Transcript of Hearing: Status Check: Trial Status, January 8, 2014</i>
06/24/2014	 Recorders Transcript of Hearing <i>Recorder's Transcript of Hearing: Sentencing (Both), April 28, 2014</i>
01/09/2015	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
01/16/2015	 Inmate Filed - Petition for Writ of Habeas Corpus Party: Defendant Looper, Dajuan Don
01/16/2015	 Motion Filed By: Defendant Looper, Dajuan Don <i>Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference</i>
01/16/2015	 Notice of Motion Filed By: Defendant Looper, Dajuan Don <i>Notice of Motion</i>
01/16/2015	 Motion Filed By: Defendant Looper, Dajuan Don <i>Motion to Appoint Counsel</i>
01/16/2015	 Application to Proceed in Forma Pauperis Filed By: Defendant Looper, Dajuan Don
01/23/2015	 Order for Petition for Writ of Habeas Corpus
02/02/2015	 Opposition <i>Opposition to Defendant's Motion to Appoint Counsel</i>
02/04/2015	 <b>Motion for Appointment of Attorney (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) Events: 01/16/2015 Motion <i>Defi's Pro Per Motion to Appoint Counsel</i>
02/11/2015	 <b>Confirmation of Counsel (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) 02/11/2015, 03/11/2015
02/17/2015	 Response <i>Petitioner's Response to the State's Opposition to Petitioner's Motion to Appoint Counsel</i>








**CASE SUMMARY**  
**CASE NO. C-12-279379-1**

04/08/2015	<b>CANCELED Petition for Writ of Habeas Corpus (8:30 AM)</b> (Judicial Officer: Becker, Nancy) <i>Vacated - per Judge</i>
04/15/2015	 <b>Status Check (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) 04/15/2015, 06/17/2015 <i>Status Check: Set Briefing Schedule</i>
08/17/2015	 <b>Motion</b> <i>Motion to Extend Time to File Supplemental Brief</i>
09/02/2015	 <b>Motion (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) <i>Motion to Extend Time to File Supplemental Brief</i>
01/06/2016	 <b>Argument (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) 01/06/2016, 04/18/2016, 08/10/2016
04/18/2016	 <b>Supplement</b> <i>Petitioner's Supplement to Petitioner's Writ of Habeas Corpus</i>
04/18/2016	 <b>Exhibits</b> <i>Petitioner's Appendix in Support of Post Conviction Writ of Habeas Corpus (Vol. I)</i>
06/13/2016	 <b>Response</b> <i>Response to Defendant's Supplement to Post-Conviction Petition for Writ of Habeas Corpus</i>
08/18/2016	 <b>Order for Production of Inmate</b> <i>Order for Production of Inmate</i>
09/15/2016	<b>CANCELED Evidentiary Hearing (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) <i>Vacated</i> <i>Evidentiary Hearing Habeas Petition</i>
09/21/2016	 <b>Status Check (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) <i>Status Check: Resetting Evidentiary Hearing</i>
01/12/2017	<b>CANCELED Evidentiary Hearing (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) <i>Vacated</i> <i>Evidentiary Hearing: Habeas Petition</i>
01/18/2017	 <b>Status Check (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) 01/18/2017, 01/25/2017 <i>Status Check: Resetting Evidentiary Hearing</i>
02/02/2017	 <b>Order for Production of Inmate</b> <i>Order for Production of Inmate</i>
03/30/2017	<b>CANCELED Evidentiary Hearing (1:30 PM)</b> (Judicial Officer: Cadish, Elissa F.) <i>Vacated</i>
04/05/2017	 <b>Status Check (8:30 AM)</b> (Judicial Officer: Cadish, Elissa F.) <i>Status Check: Evidentiary Hearing</i>
07/06/2017	 <b>Evidentiary Hearing (1:30 PM)</b> (Judicial Officer: Cadish, Elissa F.) <i>Evidentiary Hearing Re: Def't's Petition for Writ of Habeas Corpus</i>



# CASE SUMMARY

## CASE NO. C-12-279379-1

07/06/2017	 Consent <i>Audiovisual Transmission Equipment Appearance Consent</i>	
07/06/2017	 Audiovisual Transmission Equipment Appearance Request <i>Audiovisual Transmission Equipment Appearance Request</i>	
07/17/2017	 Order <i>Order for Transcripts</i>	
08/03/2017	 Recorders Transcript of Hearing <i>Recorders Transcript of Hearing Re: Evidentiary Hearing, July 6, 2017</i>	
08/03/2017	 Errata <i>Errata to Criminal Transcript Evidentiary Hearing, July 6th, 2017</i>	
08/18/2017	 Findings of Fact, Conclusions of Law and Order	
08/22/2017	 Notice of Entry <i>Notice of Entry of Findings of Fact, Conclusions of Law and Order</i>	
DATE		
FINANCIAL INFORMATION		
<b>Defendant</b> Looper, Dajuan Don		
Total Charges		60.00
Total Payments and Credits		0.00
<b>Balance Due as of 3/2/2018</b>		<b>60.00</b>

## EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY****CASE NO. C-12-279379-1**

State of Nevada  
vs  
Dajuan Looper

§ Location: **Department 17**  
 § Judicial Officer: **Villani, Michael**  
 § Filed on: **02/10/2012**  
 § Case Number History:  
 § Cross-Reference Case Number: **C279379**  
 § Defendant's Scope ID #: **1871455**  
 § ITAG Booking Number: **1200001949**  
 § ITAG Case ID: **1340105**  
 § Lower Court Case # Root: **12F00467**  
 § Lower Court Case Number: **12F00467X**  
 § Supreme Court No.: **65608**

**CASE INFORMATION**

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE <i>Filed As:</i> BATTERY (DOMESTIC VIOLENCE) - STRANGULATION	200.366.3c	F	01/08/2012	Case Status:	<b>05/30/2014 Closed</b>
2. BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION <i>Filed As:</i> COERCION	200.485.2	F	01/08/2012		
3. POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD <i>Filed As:</i> CHILD ABUSE & NEGLECT	200.730.1	F	01/08/2012		
4. CHILD ABUSE & NEGLECT	200.508	F	01/08/2012		
5. BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION	200.485	F	01/08/2012		
6. SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE <i>Filed As:</i> BATTERY (DOMESTIC VIOLENCE)	200.366.3c	F	01/08/2012		
7. LEWDNESS WITH A CHILD UNDER THE AGE OF 14	201.230.2	F	01/08/2012		
8. USE OF MINOR IN PRODUCING PORNOGRAPHY	200.710.1	F	01/08/2012		
9. POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD	200.730.1	F	01/08/2012		

**Related Cases**

C-12-279418-1 (Consolidated)

**Statistical Closures**













05/30/2014 Guilty Plea with Sentence (before trial) (CR)

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
















Case Number C-12-279379-1  
 Court Department 17  
 Date Assigned 09/07/2021  
 Judicial Officer Villani, Michael

**PARTY INFORMATION***Lead Attorneys*

**CASE SUMMARY****CASE NO. C-12-279379-1****Defendant**                **Looper, Dajuan Don****Plaintiff**                **State of Nevada****Wolfson, Steven B**  
702-671-2700(W)













DATE	EVENTS & ORDERS OF THE COURT	INDEX
	<b><u>EVENTS</u></b>	
02/10/2012	 Criminal Bindover [1]	In #1
02/10/2012	Bail Set \$95,000	
02/16/2012	 Information [2] Information	In #2
02/22/2012	 Amended Information Filed By: Plaintiff State of Nevada [3]	In #3
04/09/2012	 Reporters Transcript Filed By: Plaintiff State of Nevada [4] Reporter's Transcript of Waiver of Preliminary Hearing February 9, 2012	In #4
04/19/2012	 Motion to Withdraw As Counsel Filed By: Defendant Looper, Dajuan Don [5]	In #5
05/17/2012	 Recorders Transcript of Hearing [6] Recorder's Transcript of Proceeding: Status Check: Counsel - May 7, 2012	In #6
06/01/2012	 Motion [7] Motion To Withdraw Due To Conflict	In #7
09/11/2012	 Recorders Transcript of Hearing [8] Recorder's Transcript of Proceedings: Status Check: Confirmation of Counsel (Public Defender) and Trial Setting May 14, 2012	In #8
09/11/2012	 Recorders Transcript of Hearing [11] Recorder's Transcript of Proceedings: Defendant's Motion to Withdraw Due to Conflict June 11, 2012	In #11
09/11/2012	 Recorders Transcript of Hearing [10] Recorder's Transcript of Proceedings: Confirmation of Counsel	In #10
09/11/2012	 Recorders Transcript of Hearing [9] Recorder's Transcript of Proceeding: Confirmation of Counsel June 20, 2012	In #9
10/17/2012	 Motion [12] Motion to Remand to Justice Court for Preliminary Hearing	In #12

**CASE SUMMARY**  
**CASE NO. C-12-279379-1**

10/19/2012	 Receipt of Copy <i>[13] Receipt of Copy</i>	<i>In #1</i>
10/25/2012	 Opposition to Motion <i>[14] State's Opposition to Defendant's Motion to Remand to Justice Court for Preliminary Hearing</i>	<i>In #1</i>
11/15/2012	 Motion <i>[15] Motion for Bail Reduction</i>	<i>In #1</i>
11/16/2012	 Opposition to Motion <i>[17] State's Opposition to Defendant's Motion for Bail Reduction</i>	<i>In #1</i>
11/16/2012	 Receipt of Copy <i>[16] Receipt of Copy</i>	<i>In #1</i>
12/12/2012	 Recorders Transcript of Hearing <i>[18] Recorder's Transcript of Hearing: Defendant's Motion to Remand to Justice Court for Preliminary Hearing, October 29, 2012</i>	<i>In #1</i>
12/31/2012	 Order Denying <i>[19] Order Denying Defendant's Motion for Bail Reduction</i>	<i>In #1</i>
01/22/2013	 Notice of Motion <i>[20] State's Notice of Motion and Motion to Consolidate</i>	<i>In #2</i>
01/31/2013	 Opposition <i>[21] Opposition to State's Motion to Consolidate</i>	<i>In #2</i>
02/01/2013	 Receipt of Copy <i>[22] Receipt of Copy</i>	<i>In #2</i>
02/15/2013	 Amended Information <i>[23] Second Amended Information</i>	<i>In #2</i>
04/02/2013	 Motion <i>[24] Motion to Dismiss Counsel and Appointment of Alternate Counsel</i>	<i>In #2</i>
04/12/2013	 Notice of Witnesses and/or Expert Witnesses <i>[25] Notice of Witnesses and/or Expert Witnesses</i>	<i>In #2</i>
09/09/2013	 Notice of Deposition <i>[26] Notice of Deposition</i>	<i>In #2</i>
09/18/2013	 Motion <i>[27] Motion for Disclosure of Juvenile Records</i>	<i>In #2</i>













**CASE SUMMARY**

**CASE NO. C-12-279379-1**

09/26/2013	 Opposition to Motion <i>[28] State's Opposition to Defendant's Motion for Disclosure of Juvenile Records</i>	In #2
10/08/2013	 Motion <i>[29] Defendant's Motion for Discovery</i>	In #2
10/11/2013	 Motion <i>[30] Motion for Release of Child Protective Services Records</i>	In #2
10/11/2013	 Motion <i>[31] Motion for Metropolitan Police Department Records</i>	In #2
10/18/2013	 Motion <i>[32] Motion for Medical Records</i>	In #2
10/18/2013	 Order <i>[33] Order Releasing Juvenile Records</i>	In #2
10/21/2013	 Supplemental Witness List <i>[34] Supplemental Notice of Witnesses and/or Expert Witnesses</i>	In #2
10/21/2013	 Receipt of Copy <i>[35] Receipt of Copy</i>	In #2
10/22/2013	 Stipulation and Order <i>[36] Stipulation and Order Regarding Discovery of Child Pornographic Materials</i>	In #2
10/29/2013	 Order Filed By: Defendant Looper, Dajuan Don <i>[37] Order Releasing Desert Willows Medical Records</i>	In #2
11/04/2013	 Motion <i>[38] Motion for Metropolitan Police Department Records work Card Division</i>	In #2
11/04/2013	 Motion <i>[39] Motion for Jury Questionnaire</i>	In #2
11/13/2013	 Objection <i>[40] State's Objection to Defendant's Proposed Jury Questionnaire</i>	In #4
01/08/2014	 Amended Information <i>[41] Third Amended Information</i>	In #4
01/08/2014	 Guilty Plea Agreement <i>[42]</i>	In #4
		In

# CASE SUMMARY

## CASE NO. C-12-279379-1

02/19/2014	 PSI [43]	#4
02/19/2014	 PSI - Victim Impact Statements [44]	In #4
02/24/2014	 PSI [47] PSI Dated: 02/24/14	In #4
03/05/2014	 PSI - Supplemental PSI [45]	In #4
04/22/2014	 Memorandum [46] Sentencing Memorandum	In #4
05/06/2014	 Notice of Appeal (Criminal) [48] Notice of Appeal	In #4
05/07/2014	 Case Appeal Statement [49] Case Appeal Statement	In #4
05/23/2014	 Judgment of Conviction [50] JUDGMENT OF CONVICTION (PLEA OF GUILTY)	In #4
05/30/2014	 Criminal Order to Statistically Close Case [51] Criminal Order to Statistically Close Case	In #4
06/12/2014	 Reporters Transcript [52] Request for Rough Draft Transcripts	In #4
06/24/2014	 Recorders Transcript of Hearing [53] Recorder's Transcript of Hearing: Status Check: Trial Status, January 8, 2014	In #4
06/24/2014	 Recorders Transcript of Hearing [54] Recorder's Transcript of Hearing: Sentencing (Both), April 28, 2014	In #4
01/09/2015	 NV Supreme Court Clerks Certificate/Judgment - Affirmed [55] Nevada Supreme Court Clerk's Certificate Judgment - Affirmed	In #4
01/16/2015	 Inmate Filed - Petition for Writ of Habeas Corpus Party: Defendant Looper, Dajuan Don [56]	In #4
01/16/2015	 Motion Filed By: Defendant Looper, Dajuan Don [57] Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference	In #4

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01/16/2015	 Notice of Motion Filed By: Defendant Looper, Dajuan Don <i>[58] Notice of Motion</i>	In #4
01/16/2015	 Motion Filed By: Defendant Looper, Dajuan Don <i>[59] Motion to Appoint Counsel</i>	In #4
01/16/2015	 Application to Proceed in Forma Pauperis Filed By: Defendant Looper, Dajuan Don <i>[60]</i>	In #6
01/23/2015	 Order for Petition for Writ of Habeas Corpus <i>[61]</i>	In #6
02/02/2015	 Opposition <i>[62] Opposition to Defendant's Motion to Appoint Counsel</i>	In #6
02/17/2015	 Response <i>[63] Petitioner's Response to the State's Opposition to Petitioner's Motion to Appoint Counsel</i>	In #6
08/17/2015	 Motion <i>[64] Motion to Extend Time to File Supplemental Brief</i>	In #6
04/18/2016	 Supplement <i>[65] Petitioner's Supplement to Petitioner's Writ of Habeas Corpus</i>	In #6
04/18/2016	 Exhibits <i>[66] Petitioner's Appendix in Support of Post Conviction Writ of Habeas Corpus (Vol. 1)</i>	In #6
06/13/2016	 Response <i>[67] Response to Defendant's Supplement to Post-Conviction Petition for Writ of Habeas Corpus</i>	In #6
08/18/2016	 Order for Production of Inmate <i>[68] Order for Production of Inmate</i>	In #6
02/02/2017	 Order for Production of Inmate <i>[70] Order for Production of Inmate</i>	In #7
07/06/2017	 Consent <i>[71] Audiovisual Transmission Equipment Appearance Consent</i>	In #7
07/06/2017	 Audiovisual Transmission Equipment Appearance Request <i>[72] Audiovisual Transmission Equipment Appearance Request</i>	In #7
07/17/2017	 Order	In #7

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	<i>[73] Order for Transcripts</i>	
08/03/2017	 <b>Recorders Transcript of Hearing</b> <i>[74] Recorders Transcript of Hearing Re: Evidentiary Hearing, July 6, 2017</i>	<i>In #7</i>
08/03/2017	 <b>Errata</b> <i>[75] Errata to Criminal Transcript Evidentiary Hearing, July 6th, 2017</i>	<i>In #7</i>
08/18/2017	 <b>Findings of Fact, Conclusions of Law and Order</b> <i>[76]</i>	<i>In #7</i>
08/22/2017	 <b>Notice of Entry</b> <i>[77] Notice of Entry of Findings of Fact, Conclusions of Law and Order</i>	<i>In #7</i>
05/11/2018	 <b>Motion to Withdraw As Counsel</b> Filed By: Defendant Looper, Dujuan Don <i>[78] Motion to Withdraw Counsel</i>	<i>In #7</i>
05/11/2018	 <b>Notice of Motion</b> Filed By: Defendant Looper, Dujuan Don <i>[79] Notice of Motion</i>	<i>In #7</i>
07/02/2018	 <b>Motion</b> <i>[80] Motion to Obtain a Copy of a Sealed Record on an Order Shortening Time</i>	<i>In #8</i>
10/25/2018	 <b>Motion to Modify Sentence</b> Filed By: Defendant Looper, Dujuan Don <i>[81] Motion for Modification of Sentence</i>	<i>In #8</i>
11/01/2018	 <b>Motion</b> Filed By: Defendant Looper, Dujuan Don <i>[82] Motion to Correct Illegal Sentence</i>	<i>In #8</i>
11/20/2018	 <b>Opposition</b> Filed By: Plaintiff State of Nevada <i>[83] State's Opposition to Defendant's Motion for Modification of Sentence and to Defendant's Motion to Correct Illegal Sentence</i>	<i>In #8</i>
01/09/2019	 <b>Order</b> <i>[84] Order Denying Defendant's Motions of November 26, 2018</i>	<i>In #8</i>
04/29/2019	<b>Administrative Reassignment - Judicial Officer Change</b> <i>To Judge Jacqueline M. Bluth</i>	
09/07/2021	<b>Case Reassigned to Department 17</b> <i>From Judge Jacqueline Bluth to Judge Michael Villani</i>	
05/26/2022	 <b>Motion for Appointment of Attorney</b> Filed By: Defendant Looper, Dujuan Don <i>[85] Motion for Appointment of Special Counsel</i>	<i>In #8</i>



**CASE SUMMARY**  
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05/26/2022  Notice of Appeal (Criminal)  
*[86] Notice of Appeal*

*In*  
*#8*

05/26/2022  Designation of Record on Appeal  
*[87] Designation of Record on Appeal*

*In*  
*#8*

05/31/2022  Case Appeal Statement  
*Case Appeal Statement*

*In*  
*#8*

**DISPOSITIONS**

01/08/2014 **Disposition** (Judicial Officer: Cadish, Elissa F.)

4. CHILD ABUSE & NEGLECT

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

5. BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

6. SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

7. LEWDNESS WITH A CHILD UNDER THE AGE OF 14

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

8. USE OF MINOR IN PRODUCING PORNOGRAPHY

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

9. POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD

Amended Information Filed/Charges Not Addressed

PCN: Sequence:

01/08/2014 **Plea** (Judicial Officer: Cadish, Elissa F.)

1. ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE

Guilty

PCN: Sequence:

2. BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION

Guilty

PCN: Sequence:

3. POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD

Guilty

PCN: Sequence:

04/28/2014 **Disposition** (Judicial Officer: Cadish, Elissa F.)

1. ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE

Guilty

PCN: Sequence:

2. BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION

Guilty

PCN: Sequence:

**CASE SUMMARY****CASE NO. C-12-279379-1****3. POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD**

Guilty

PCN: Sequence:

04/28/2014 **Adult Adjudication** (Judicial Officer: Cadish, Elissa F.)**1. ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE**

01/08/2012 (F) 200.366.3c (DC50123)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:96 Months, Maximum:240 Months

Other Fees

1. , \$5,320.80

04/28/2014 **Adult Adjudication** (Judicial Officer: Cadish, Elissa F.)**2. BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION**

01/08/2012 (F) 200.485.2 (DC54740)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:19 Months, Maximum:60 Months

Consecutive: Charge 1

04/28/2014 **Adult Adjudication** (Judicial Officer: Cadish, Elissa F.)**3. POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD**

01/08/2012 (F) 200.730.1 (DC50374)

PCN: Sequence:

Sentenced to Nevada Dept. of Corrections

Term: Minimum:19 Months, Maximum:72 Months

Consecutive: Charge 1 &amp; 2

Credit for Time Served: 809 Days

Fee Totals:

AA Fee - Battery

Domestic Violence

35.00

\$35

Administrative

Assessment Fee

25.00

\$25

Fee Totals \$


60.00

\$150.DNAF Waived

Condition

1. Register As A Sex Offender, within 48 hours of release from custody


2. Lifetime Supervision, is imposed to commence upon the release from any term of Probation, Parole or Imprisonment

**HEARINGS**02/22/2012  **Initial Arraignment** (10:30 AM) (Judicial Officer: De La Garza, Melisa)

Events: 02/10/2012 Criminal Bindover

Continued;

Journal Entry Details:

*Ms. Robinson advised the Court an Amended Information needed to be prepared and requested matter be continued. COURT SO ORDERED. CUSTODY 2/22/12 1:30 PM CONTINUED;*02/22/2012  **Arraignment Continued** (1:30 PM) (Judicial Officer: Weed, Randall F.)


Plea Entered;

Journal Entry Details:

*Amended Information FILED IN OPEN COURT. DEFT. LOOPER ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter set for trial. CUSTODY 4/23/12 9:30 AM CALENDAR*


**CASE SUMMARY****CASE NO. C-12-279379-1**

CALL 4/30/12 10:00 AM JURY TRIAL DEPT 6 ;

04/23/2012  **Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)  
 Matter Heard;  
 Journal Entry Details:  
*CONFERENCE AT BENCH. Court noted Ms. Greco's motion to withdraw calendared April 30th. Upon the inquiry of the Court, Deft. stated he is not opposed to the withdrawal of Ms. Greco, and he is willing to waive speedy trial. Court stated findings and there being no opposition, ORDERED, Ms. Greco WITHDRAWN as counsel of record; trial VACATED ; proceedings CONTINUED for the Deft. to obtain new counsel and advise them of the next hearing; should the Deft. determine he cannot afford to retain counsel, he must complete a financial affidavit to confirm if he is eligible for assistance as an indigent. Deft. stated he will attempt to obtain new counsel. COURT ORDERED, proceedings CONTINUED. CUSTODY 5-7-12 8:30 AM STATUS CHECK: COUNSEL ;*


04/30/2012 **CANCELED Motion to Withdraw as Counsel** (8:30 AM) (Judicial Officer: Gates, Lee A.)  
*Vacated - per Judge*

04/30/2012 **CANCELED Jury Trial** (10:00 AM) (Judicial Officer: Gates, Lee A.)  
*Vacated - per Judge*

05/07/2012  **Status Check** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)  
**STATUS CHECK: COUNSEL**  
 Matter Heard;  
 Journal Entry Details:  
*Upon the inquiry of the Court, Deft. stated he has yet to retain counsel because the person that has him here in custody is holding his assets; counsel can be retained, but he must first wait on the detective to get his belongings, and it's uncertain how long that will take. Ms. Fleck stated the Deft. will have to go through the civil avenue to get his belongings back, and that will not happen until after the case is resolved; counsel should be appointed. Ms. Fleck further advised the Deft. did not have the money to pay Ms. Greco up to this point. Deft. stated, Ms. Greco was paid in full and that is not the reason she was allowed to resign; there is no civil suit and there is actually a detective on the case that will obtain a search warrant to get his car; that will not be after the case is done. Colloquy regarding the procedure for the retention of the Deft's personal property. Ms. Fleck renewed her request for the appointment of counsel. COURT ORDERED, proceedings TRAILED for the Deft. to complete a financial affidavit before a decision is made as to whether counsel will be appointed. MATTER RECALLED: Court stated finding noting it appears the Deft. qualifies for the assistance of the Public Defender (P.D.) and ORDERED, P.D. APPOINTED; proceedings CONTINUED for confirmation and the rescheduling of the trial; P.D. to inform the Court of any conflicts. Ms. Fleck stated she will make sure new counsel is provided with everything. CUSTODY 5-14-12 8:30 AM CONFIRMATION OF COUNSEL (KOHN)...STATUS CHECK: TRIAL SETTING ;*

05/14/2012 **Status Check** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)  
*Status Check: Confirmation of Counsel (KOHN))*  
 Matter Heard;


05/14/2012 **Status Check** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)  
**STATUS CHECK: TRIAL SETTING**  
 Trial Date Set;

05/14/2012  **All Pending Motions** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)  
 Matter Heard;  
 Journal Entry Details:  
**STATUS CHECK: CONFIRMATION OF COUNSEL (PUBLIC DEFENDER)...STATUS CHECK: TRIAL SETTING**  
*Upon the inquiry of the Court, Mr. Ohrenschall stated he has not received the discovery, has not determined if there is a conflict, and requested a continuance, or they can confirm today, run a conflict check, and if there is a conflict file a motion to withdraw. Ms. Fleck stated she will have the discovery delivered to the Public Defender's Office this afternoon. Upon the inquiry of the Court, Ms. Fleck advised there is no co-Deft. and none of the named victims has a prior. COURT ORDERED, Public Defender's Office CONFIRMED; the discovery must be delivered promptly by the State, and the Public Defender must run a conflict check and place the case back on calendar if any conflict is discovered. Colloquy regarding trial setting for which the Deft. has waived a speedy trial and is expected to last one week. COURT ORDERED, matter SET for trial September 10th. Upon the inquiry of the Court, Ms. Cleveland stated they will place the matter back on calendar if a status check is needed. CUSTODY 9-5-12 9:30 AM CALENDAR CALL 9-10-12 10:00 AM JURY TRIAL ;*

06/11/2012

# CASE SUMMARY

CASE NO. C-12-279379-1


 **Motion to Withdraw as Counsel** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

*Motion to Withdraw Due to Conflict*

Granted;

Journal Entry Details:

*Ms. Coffee advised she spoke with Deputy District Attorney Michelle Fleck, and she is not opposed to the motion understanding the unusual issues in the case; the same motion has been filed in the Deft's case in Department II. Upon the inquiry of the Court, Deft. acknowledged he is aware of the motion. In light of the issues that may be raised due to conflict, and given the conflict ORDERED, Deft's Motion To Withdraw Due To Conflict GRANTED. Ms. Coffee advised she will ask the office of Drew Christiansen to appoint one attorney to both of the Deft's cases due to the overlapping discovery; the file will be forwarded to appointed counsel. COURT ORDERED, proceedings CONTINUED for confirmation of counsel; matter REFERRED to Drew Christiansen for appointment of counsel; Ms. Coffee may speak with Mr. Christiansen regarding the appointment of 1 attorney for both cases. CUSTODY 6-18-12 8:30 AM CONFIRMATION OF COUNSEL CLERK'S NOTE: Drew Christiansen notified of scheduled proceedings. ;*

06/18/2012  **Confirmation of Counsel** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

**06/18/2012, 06/20/2012**

Continued;

Matter Heard;

Journal Entry Details:

*Mr. Leik stated he will confirm as counsel this morning for the Defendant and Ms. Coffee has provided the discovery in Open Court this morning. Colloquy regarding scheduling. Upon Court's inquiry, Mr. Leik stated he would like to maintain the trial date at this time and if something should happen he will place the matter on calendar. Ms. Coffee stated she has provided the discovery in both of Defendant's cases this morning and has the SCOPE print outs for the victims and another witness which she request the Court authorize her to turn the information over to Mr. Leik this morning. COURT SO ORDERED. CUSTODY ;*

Continued;

Matter Heard;

Journal Entry Details:

*Also present: Roy Nelson, Esq. Mr. Nelson advised he was sent by Mr. Christensen to accept the appointment; however, he may have a potential conflict. Ms. Coffee stated the Deft.'s other case is on calendar in Department 2 on Thursday and requested this case be continued to Wednesday; another attorney can be present to accept the appointment; he will be asked to give the Deft. a copy of the discovery. CUSTODY 6-20-12 8:30 AM CONFIRMATION OF COUNSEL CLERK'S NOTE: Minutes corrected to reflect Mr. Roy Nelson, not Derek Nelson. / dr 6-20-12;*

09/05/2012  **Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)


Matter Heard;

Journal Entry Details:

*Attorney Leik advised, he will be leaving the state and relocating on September 14, 2012. Further, counsel requested to be withdrawn as defense counsel in this matter. COURT ORDERED, Attorney Leik is WITHDRAWN AS COUNSEL in this matter; matter CONTINUED. Attorney Christensen is to be contacted regarding there being new counsel appointed for the defendant. CUSTODY 9/12/12 8:30 A.M. CONFIRMATION OF COUNSEL ;*

09/10/2012 **CANCELED Jury Trial** (10:00 AM) (Judicial Officer: Cadish, Elissa F.)

*Vacated - per Clerk*

09/12/2012  **Confirmation of Counsel** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

**09/12/2012, 09/19/2012**

*CONFIRMATION OF COUNSEL (A SGRO)*

Continued;

Matter Heard;

Journal Entry Details:

*Mr. Cortese advised he is appearing for Mr. Sgro and confirming as counsel. COURT ORDERED, Anthony Sgro CONFIRMED as Counsel. Upon Court's inquiry, Mr. Cortese advised he will be addressing the issues in the Deft.'s letter via motion and will also file a motion in the companion case addressing similar issues; an ordinary course trial setting is requested. Upon the inquiry of the Court, Ms. Barrie advised she has Ms. Flecks's schedule; February is open. COURT FURTHER ORDERED, matter SET for trial. CUSTODY 2/20/2013 9:30 AM CALENDAR CALL 2/25/2013 10:00 AM JURY TRIAL ;*

Continued;

Matter Heard;

Journal Entry Details:

*Court stated notification was received from Drew Christensen that Anthony Sgro would confirm as counsel. Deft. advised he has a letter for the Court to read regardless if he has counsel or not. Mr. O'Brien stated he is standing in*

# CASE SUMMARY

CASE NO. C-12-279379-1

for Michelle Fleck, the Deputy District Attorney handling this case. Court advised the letter will be read prior to the next court appearance, directed a copy of the letter be provided to Ms. Fleck. and ORDERED, proceedings CONTINUED for the presence of Mr. Sgro. CUSTODY 9-19-12 8:30 AM CONFIRMATION OF COUNSEL (A. SGRO) CLERK'S NOTE: Following proceedings, Kevin Leik Esq. appeared and stated he will notify Mr. Sgro of the next court date. ;

10/29/2012



**Motion to Remand** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

*Motion to Remand to Justice Court for Preliminary Hearing*

Denied;

Journal Entry Details:

*Mr. Cortese moved to remand the case to Justice Court for preliminary hearing as the waiver was not voluntarily and knowingly entered; it's believed the canvas was proper, but was not understood by the Deft. Argument in opposition by Ms. Fleck. Court stated findings and ORDERED, Deft's Motion To Remand To Justice Court For Preliminary Hearing DENIED. CUSTODY 2-20-13 9:30 AM CALENDAR CALL 2-25-13 10:00 AM JURY TRIAL ;*

11/19/2012



**Motion** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

*Motion for Bail Reduction*

Denied;

Journal Entry Details:

*Argument in support of Deft's Motion For Bail Reduction by Mr. Cortese advising the Deft's uncle has represented the Deft. can live with him. Ms. Fleck opposed arguing nothing has changed since the trial setting; things have actually gotten worse. Court stated findings and ORDERED, Deft's Motion For Bail Reduction DENIED. CUSTODY 2-20-13 9:30 AM CALENDAR CALL 2-25-13 10:00 AM JURY TRIAL ;*

02/04/2013



**Motion to Consolidate** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

*State's Notice of Motion and Motion to Consolidate*

Granted;

Journal Entry Details:

*Argument in support of State's Motion To Consolidate by Ms. Fleck, and in opposition by Mr. Cortese. Court stated findings and ORDERED, motion GRANTED. Colloquy regarding the rescheduling of the trial dates. Ms. Fleck stated an Amended Information consolidating all charges will be filed. Court directed counsel make sure the Amended Information is filed in both cases. CUSTODY 4-29-13 9:30 AM CALENDAR CALL 5-6-13 10:00 AM JURY TRIAL CLERK'S NOTE: The above minute order has been distributed to: Master Calendar CONSOLIDATING cases C279418 & C279379 ;*

02/20/2013

**CANCELED Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)

*Vacated - per Judge*

02/25/2013

**CANCELED Jury Trial** (10:00 AM) (Judicial Officer: Cadish, Elissa F.)

*Vacated - per Judge*

04/24/2013



**Motion to Dismiss** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

**04/24/2013, 04/29/2013**

*Motion to Dismiss Counsel and Appointment of Alternate Counsel*

Matter Heard;

Off Calendar;

Matter Heard;





Off Calendar;

Journal Entry Details:

*Upon the inquiry of the Court, Mr. Cortese stated the motion has been seen. Upon the inquiry of the Court, Defendant stated he still seeks to dismiss counsel. COURT ORDERED, proceedings TRAILED for matters to be heard outside the presence of others to preserve attorney client privilege. Ms. Fleck argued it's not believed there are any grounds for the dismissal of counsel and the root of things is the Deft. does not like the offer, and he will never get the deal he wants. MATTER RECALLED: Other than the security staff, Court staff, Deft. and Mr. Cortese, COURT ORDERED, courtroom CLEARED; proceedings SEALED. MATTER RECALLED ON THE RECORD: Ms. Fleck present on behalf of the state. Court informed Ms. Fleck the motion has been continued to the calendar call to allow an opportunity for the Deft. and Mr. Cortese to meet and discuss issues to determine where they're at. Upon the inquiry of Ms. Fleck, Court stated it sounds like the case will not proceed to trial as scheduled as there may be additional work to be done on the case; matters will be discussed further at the calendar call. CUSTODY 4-29-13 9:30 AM CALENDAR CALL...DEFT'S PRO SE MOTION TO DISMISS COUNSEL AND APPOINTMENT OF ALTERNATE COUNSEL 5-6-13 10:00 AM JURY TRIAL ;*

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04/29/2013	 <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Matter Heard; Journal Entry Details: <b>CALENDAR CALL...MOTION TO DISMISS COUNSEL AND APPOINTMENT OF ALTERNATIVE COUNSEL</b> Mr. Cortese advised the motion to dismiss counsel has been resolved. Upon the inquiry of the Court, Deft. stated he is satisfied with Mr. Cortese and he may continue on the case. <b>COURT ORDERED</b> , Motion to Dismiss Counsel and Appointment of Alternative Counsel <b>OFF CALENDAR</b> . Mr. Cortese moved for a continuance of the trial advising there are additional issues he would like to pursue on the Defendant's behalf as there is an alternate theory as to the events; the Deft. is not opposed to a continuance to allow counsel to get prepared. Ms. Fleck announced the state is ready to proceed to trial, but is not opposed to the continuance request. <b>COURT ORDERED</b> , trial <b>CONTINUED</b> to allow Mr. Cortese to conduct further investigations in anticipation of the trial. Colloquy regarding the continuation of the trial which could last more than a week. Counsel suggested the trial be scheduled on a normal trial setting and proceedings could be set for a status check to explore perhaps placing the trial in a civil stack. <b>COURT ORDERED</b> , matter set for status check. <b>CUSTODY 10-9-13 8:30 AM STATUS CHECK 11-25-13 9:30 AM CALENDAR CALL 12-2-13 10:00 AM JURY TRIAL ;</b>
04/29/2013	<b>Calendar Call</b> (9:30 AM) (Judicial Officer: Cadish, Elissa F.) Matter Heard;
05/06/2013	<b>CANCELED Jury Trial</b> (10:00 AM) (Judicial Officer: Cadish, Elissa F.) Vacated - per Judge
09/30/2013	 <b>Motion</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <b>09/30/2013, 10/09/2013</b> Defendant's Motion for Disclosure of Juvenile Records Continued; Granted; Continued; Granted; Journal Entry Details: Ms. Barbeau stated Mr. Sgro is out of the jurisdiction and requested a continuance to 10/09/13. There being no objection, <b>COURT SO ORDERED. CUSTODY ;</b>
10/09/2013	<b>Status Check</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Matter Heard;
10/09/2013	 <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Matter Resolved; Journal Entry Details: <b>STATUS CHECK: DEFENDANT'S MOTION FOR DISCLOSURE OF JUVENILE RECORDS</b> Argument in support of Deft's Motion For Disclosure Of Juvenile Records by Ms. Barbeau and in opposition by Ms. Fleck. Court stated findings and <b>ORDERED</b> , the motion is <b>GRANTED</b> to allow for documentation to be provided to the Court in-camera to determine if there is anything discoverable that will be provided to each side; the order is to be drafted by Ms. Barbeau and run by the state prior to submission. <b>CUSTODY 11-25-13 9:30 AM CALENDAR CALL 12-2-13 10:00 AM JURY TRIAL ;</b>
10/21/2013	<b>Motion for Discovery</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Defendant's Motion for Discovery Granted;
10/21/2013	<b>Motion to Release</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Defendant - Motion for Release of Child Protective Services Records Granted;
10/21/2013	<b>Motion</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Defendant - Motion for Metropolitan Police Department Records Granted in Part;
10/21/2013	 <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

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Decision Made;

Journal Entry Details:

**DEFENDANT'S MOTION FOR DISCOVERY...DEFT'S MOTION FOR RELEASE OF CHILD PROTECTIVE SERVICES RECORDS...DEFT'S MOTION FOR METROPOLITAN POLICE DEPARTMENT RECORDS** Mr. Sgro advised a couple of the matters are resolved and requested it be placed on the record it has been represented by the state that the defense has the C.P.S. records which were received this morning, as to any further inquiries or follow up that is needed defense counsel will take it up with the state and then with the Court if necessary; a file review is scheduled today and the defense has been advised the DNA has been requested from the lab and they are awaiting the results. Mr. Sgro stated the other issue is he does not have the photographs and is uncertain what the state's position is. Ms. Fleck stated because the requested items are child porn she does not normally turn over the information, but they can meet with the detective to look at things and figure out how to get it to defense counsel; the DNA was turned over months ago, they just wanted the raw data used to get there. Mr. Sgro stated he would like the photographs in his possession without the involvement of the state to prepare for trial and can speak with the Court ex-parte. Ms. Fleck stated she would be happy to get it to them to have in their possession. Mr. Sgro requested a time period of approximately 72 hours to look at the pictures and to return them. Ms. Fleck advised there are no copies. **COURT ORDERED**, the state is to set up a meeting with the detective to review what they have and require that the photographs needed by defense counsel be provided and there can be restrictions on their use in connection with the case; they should not be provided to the Deft. or anyone else. Mr. Sgro stated no copies will be made and the items will be returned. As to the motion regarding the METRO records, relative to Chandra and Charlotte, issues as to Chandra have been resolved, Mr. Sgro argued the defense will need prior interactions with law enforcement in regards to Ms. Todd, specifically as to acts of truthfulness, misconduct, non truthfulness with law enforcement; at minimum would like an order directing the state to run the SCOPE, specifically as to Ms. Todd. Ms. Fleck argued the defense is not entitled to the information; SCOPE & NCIC will be run and whatever they are entitled to will be provided. Continued arguments by Mr. Sgro. **COURT ORDERED**, the state is to provide any felony convictions within the past 10 years, convictions for any crimes of moral turpitude, or any pending matters against her; the rest of the motion is **DENIED**. Upon the inquiry of Mr. Sgro, Ms. Fleck stated the information can be provided to Mr. Sgro this afternoon. **CUSTODY 11-25-13 9:30 AM CALENDAR CALL 12-2-13 10:00 AM JURY TRIAL ;**

10/28/2013



**Motion (8:30 AM)** (Judicial Officer: Cadish, Elissa F.)

*Motion for Medical Records*

Motion Granted;

Journal Entry Details:

Following statements by counsel, **COURT ORDERED**, Motion is **GRANTED** to the extent the treatment center provides records regarding the minor victim in this case to the Court for an in-camera review, and the production of any records. Colloquy between the Court and counsel regarding the proposed order prepared and submitted by Ms. Barbeau. Court amended the defense's order by interlineation, and **FURTHER ORDERED**, the records may be provided to counsel in a sealed package for delivery to the Court. **ORDER SIGNED IN OPEN COURT. Court DIRECTED counsel to file the Order electronically. CUSTODY 11/25/2013 9:30 am CALENDAR CALL 12/2/2013 10:00 am JURY TRIAL ;**

11/18/2013

**Motion (8:30 AM)** (Judicial Officer: Cadish, Elissa F.)

*Deft's Motion for Metropolitan Police Department Records work Card Division*

Motion Denied;

11/18/2013

**Motion (8:30 AM)** (Judicial Officer: Cadish, Elissa F.)

*Deft's Motion for Jury Questionnaire*

Motion Denied;

11/18/2013



**All Pending Motions (8:30 AM)** (Judicial Officer: Cadish, Elissa F.)

*Deft's Motion for Metropolitan Police Department Records work Card Division; Deft's Motion for Jury Questionnaire Denied; Deft's Motion for Metropolitan Police Department Records work Card Division; Deft's Motion for Jury Questionnaire*

Journal Entry Details:

**CONFERENCE AT THE BENCH.** Court advised it understood counsel's need to continue the trial. Colloquy regarding trial schedules. **COURT ORDERED**, trial date **VACATED** and **RESET**. Ms. Weaver argued as to the Motion for Jury Questionnaire, noting jurors do not want to open up in Court due to the sexual nature of the case and pointed out the trial would be two weeks in length. Argument by the State. Further argument by counsel. court stated it had not seen jury questionnaires make jury selection any faster and seeing no issue warranting a questionnaire, **ORDERED**, Deft's Motion for Jury Questionnaire is **DENIED**. Counsel argued the work card would go to the mother's credibility. State noted the detectives in this case do not know what the defense is requesting, pointed out mother does not have a criminal history and believes the motion should be denied as irrelevant. Further argument by counsel. Court inquired how the work card records would show the mother was at work. Counsel advised they are valid from date to date. State argued defense counsel should have gone through the night club. Court stated its findings and **ORDERED**, Deft's Motion for Metropolitan Police Department Records Work Card Division is **DENIED**. Further arguments by counsel.

EIGHTH JUDICIAL DISTRICT COURT


**CASE SUMMARY**

**CASE NO. C-12-279379-1**

*COURT ORDERED, matter SET for status check. CUSTODY 01-08-14 8:30 AM STATUS CHECK: TRIAL STATUS 02-03-14 9:30 AM CALENDAR CALL 02-10-14 10:00 AM TRIAL BY JURY ;*


11/25/2013 **CANCELED Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)  
*Vacated - per Judge*


12/02/2013 **CANCELED Jury Trial** (10:30 AM) (Judicial Officer: Cadish, Elissa F.)  
*Vacated - per Judge*

01/08/2014  **Status Check** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)  
*STATUS CHECK: TRIAL STATUS*  
Plea Entered;  
Journal Entry Details:  
*Defendant present, in custody. NEGOTIATIONS are as contained in the Guilty Plea Agreement and the THIRD AMENDED INFORMATION FILED IN OPEN COURT. DEFT. LOOPER ARRAIGNED AND PLED GUILTY TO COUNT 1 - ATTEMPT SEXUAL ASSAULT WITH MINOR UNDER FOURTEEN YEARS OF AGE (F), COUNT 2 - BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION (F) and COUNT 3 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD (F). Court ACCEPTED plea and, ORDERED, matter referred to the Division of Parole and Probation (P & P) and SET for sentencing. COURT FURTHER ORDERED, trial date VACATED. CUSTODY 3/12/14 8:30 AM SENTENCING ;*

02/03/2014 **CANCELED Calendar Call** (9:30 AM) (Judicial Officer: Cadish, Elissa F.)  
*Vacated - per Judge*

02/10/2014 **CANCELED Jury Trial** (10:00 AM) (Judicial Officer: Cadish, Elissa F.)  
*Vacated - per Judge*

03/12/2014  **Sentencing** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)  
**03/12/2014, 04/28/2014**  
Continued;  
Defendant Sentenced;  
Journal Entry Details:  
*Defendant LOOPER ADJUDGED GUILTY OF COUNT I, ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE (F), COUNT II, BATTERY CONSTITUTING DOMESTIC VIOLENCE-STRANGULATION (F), AND COUNT III, POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD (F). Statements by counsel and Defendant. Speakers sworn and testified. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$35.00 Domestic Violence fee & \$5,320.80 Restitution, \$150.00 DNA Analysis fee WAIVED, as to COUNT I, Defendant SENTENCED to a MAXIMUM OF TWO HUNDRED FORTY (240) MONTHS AND A MINIMUM OF NINETY-SIX (96) MONTHS in the Nevada Department of Corrections (NDC), as to COUNT II, a MAXIMUM OF SIXTY (60) MONTHS AND A MINIMUM OF NINETEEN (19) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNT I, and as to COUNT III, a MAXIMUM OF SEVENTY-TWO (72) MONTHS AND A MINIMUM OF NINETEEN (19) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNTS I & II with EIGHT HUNDRED NINE (809) DAYS credit for time served. FURTHER ORDERED, a special SENTENCE OF LIFETIME SUPERVISION is imposed to commence upon release from any term of probation, parole or imprisonment; Defendant to register as a sex offender within 48 hours after sentencing or release from custody. NDC ;*  
Continued;  
Defendant Sentenced;  
Journal Entry Details:  
*Ms. Weaver advised they are awaiting a psych report. Ms. Fleck noted there was to be a speaker and that the case does not warrant a Psycho Sexual Evaluation. COURT ORDERED, matter CONTINUED; it's up to the defense to obtain the Psycho Sexual Evaluation. CUSTODY 4-28-14 8:30 AM SENTENCING ;*


02/04/2015  **Motion for Appointment of Attorney** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)  
Events: 01/16/2015 Motion  
*Def't's Pro Per Motion to Appoint Counsel*  
Granted;  
Journal Entry Details:  
*Court stated findings noting this is the Defendants first post-conviction petition, which appears to be timely, and ORDERED, Defendant's Pros Se Motion To Appoint Counsel is GRANTED; proceedings CONTINUED for confirmation of counsel; proceedings of April 8, 2015 VACATED; prior briefing schedule VACATED; Mr. Sgro WITHDRAWN as counsel. NDC 2-11-15 8:30 AM CONFIRMATION OF COUNSEL CLERK'S NOTE: Drew*



# CASE SUMMARY

CASE NO. C-12-279379-1

Christensen notified of scheduled proceedings. ;

02/11/2015  **Confirmation of Counsel** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

**02/11/2015, 03/11/2015**

Matter Resolved;

Counsel Confirmed;

Journal Entry Details:

*Deft. not present; incarcerated in Nevada Department of Corrections (NDC). Court NOTED counsel has already confirmed on this case; and inquired to Mr. Gamage if he spoke with Deft. yet. Mr. Gamage advised he did not speak with him yet, further noting defense received the case file and will be requesting a status check hearing, to review the case further, as defense may be seeking a briefing schedule. COURT ORDERED, status check hearing SET. NDC 4/15/15 8:30 A.M. STATUS CHECK: SET BRIEFING SCHEDULE ;*

Matter Resolved;

Counsel Confirmed;

Journal Entry Details:

*Mr. Gamage informed the Court he can confirm as counsel; requested a continuance to review file and speak with Deft. The Court noted Mr. Gamage is confirmed on Deft's both cases. COURT ORDERED, Mr. Gamage is CONFIRMED AS COUNSEL. STATUS CHECK SET. NDC 3-11-15 8:30 AM STATUS CHECK: CASE UPDATE (DEPT. VI) ;*

04/08/2015 **CANCELED Petition for Writ of Habeas Corpus** (8:30 AM) (Judicial Officer: Becker, Nancy)

*Vacated - per Judge*

04/15/2015  **Status Check** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

**04/15/2015, 06/17/2015**

*Status Check: Set Briefing Schedule*

Matter Continued;

Matter Heard;

Journal Entry Details:


*Mr. Gamage advised the Defendant is in the Nevada Department of Corrections (NDC) and that he has the trial file of 2 different attorneys, he has spoken with the Defendant and is trying to obtain his educational and medical records from Wisconsin with the help of his family and requested 60 days to obtain the information; if it's obtained opening briefs could be submitted in 60 days and allow time for the State to answer, if there are no records or they cannot be obtained, the defense will proceed with they have, or file for an extension. COURT ORDERED, briefing schedule as follows: Defendant's supplemental petition is due August 17th, States response is due October 19th with the Defendant's reply due November 2nd; matter SET for argument. Mr. Gamage stated the Defendant DOES NOT need to be transported for the hearing. NDC 11-16-15 8:30 AM ARGUMENT ;*

Matter Continued;

Matter Heard;

Journal Entry Details:

*DEFT NOT PRESENT. Mr. Gamage requested a continuance; advised the Court Deft is in NDC and he needs time to get medical and educational records from Wisconsin. COURT ORDERED MATTER CONTINUED. NDC 6-17-15 8:30 AM STATUS CHECK: BRIEFING SCHEDULE (DEPT. VI) ;*

09/02/2015  **Motion** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

*Motion to Extend Time to File Supplemental Brief*

Granted;

Journal Entry Details:

*Mr. Gamage advised the Defendant is in the Nevada Department of Corrections (NDC) and 30 days is needed to communicate with the client. COURT ORDERED, Defendant s Motion To Extend Time To File Supplemental Brief GRANTED; Defendant s supplement is due October 5th, State s response December 7th, defense reply December 21st; argument CONTINUED until January 6th. NDC 1-6-16 8:30 AM ARGUMENT: Defendant s Petition ;*

01/06/2016  **Argument** (8:30 AM) (Judicial Officer: Cadish, Elissa F.)

**01/06/2016, 04/18/2016, 08/10/2016**

Continued;

Matter Continued;

Hearing Set;

Journal Entry Details:

*Defendant not present, in the Nevada Department of Corrections Mr. Gamage stated they were not bringing the pro per claims for purposes of argument today. Mr. Gamage argued in support of petition and Ms. Canazzaro in*

# CASE SUMMARY

CASE NO. C-12-279379-1

opposition. Following arguments regarding ineffective assistance of counsel and vagueness of statutes, Court advised under NRS 34.810 with Mr. Looper having been convicted pursuant to a plea of guilty in this case, any claims on habeas other than the plea was involuntarily or unknowingly entered or that it was entered without effective assistance are not permitted and the Court is required to dismiss them with those procedural limitations. Court noted the second claim does not appear to be a claim within those perimeters and ORDERED, that claim DISMISSED; it could have been raised on direct appeal. As to ineffective assistance of counsel alleging inadequate advice, Court advised it was set out in the plea canvass and Guilty Plea Agreement; however, thinks an evidentiary hearing was warranted regarding the conversations Defendant had with counsel. COURT ORDERED, matter SET for hearing. NDC 9/15/16 8:30 AM EVIDENTIARY HEARING: HABEAS PETITION ;

Continued;

Matter Continued;

Hearing Set;

Journal Entry Details:

Defendant not present. Mr. Gamage advised there was a mistake in his office, the brief has been filed, there is a courtesy copy for the Court and State, and requested a briefing schedule. COURT ORDERED, State's opposition to be filed by June 20th, Defendant's reply by July 20th, matter SET for argument; Defendant need not be transported for argument, and will be transported should it be determined an Evidentiary Hearing is needed. NDC 8-10-16 8:30 AM ARGUMENT: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS ;

Continued;

Matter Continued;

Hearing Set;

Journal Entry Details:

Mr. Gamage advised an error with the briefing schedule was made by his office, and he s appeared to determine if there will be an Evidentiary Hearing; the briefs are not done, and 7-14 days is requested for briefs. There being no opposition, COURT ORDERED, Defendant s Supplemental Petition is due by January 20th, State s response is due by March 21st, Defendant s reply is due by April 4th; matter SET for argument April 18th. Mr. Gamage stated the Defendant s presence is not needed at the next hearing. Court noted the hearing will be for argument, it;s not an Evidentiary Hearing. NDC 4-18-16 8:30 AM ARGUMENT;

09/15/2016 **CANCELED Evidentiary Hearing (8:30 AM)** (Judicial Officer: Cadish, Elissa F.)

*Vacated*

*Evidentiary Hearing Habeas Petition*

09/21/2016  **Status Check (8:30 AM)** (Judicial Officer: Cadish, Elissa F.)

*Status Check: Resetting Evidentiary Hearing*

Matter Heard;

Journal Entry Details:

COURT ORDERED, Defendant's presence WAIVED. Colloquy regarding the rescheduling of the Evidentiary Hearing for the Habeas Petition. Mr. Gamage advised both sides are having issues finding prior counsel. Mr. Sweetin stated he cannot remember counsels name, but she moved out of state, and parties have discussed if she is located taking audio visual testimony from her; request 60 days to track her down. COURT ORDERED, matter SET for Evidentiary Hearing. NDC 1-12-17 8:30 AM EVIDENTIARY HEARING;

01/12/2017 **CANCELED Evidentiary Hearing (8:30 AM)** (Judicial Officer: Cadish, Elissa F.)

*Vacated*

*Evidentiary Hearing: Habeas Petition*

01/18/2017  **Status Check (8:30 AM)** (Judicial Officer: Cadish, Elissa F.)

**01/18/2017, 01/25/2017**

*Status Check: Resetting Evidentiary Hearing*

Matter Continued;

Matter Heard;

Journal Entry Details:

Court noted proceedings were calendared to reschedule a hearing in regards to the Defendants Petition For Writ of Habeas Corpus. Colloquy regarding scheduling of the Evidentiary Hearing. Mr. Sweetin informed the Court of his witnesses, and requested an afternoon hearing so the witness in Hawaii can appear by telephone. COURT ORDERED, matter SET for Evidentiary Hearing; Defendant is to be transported. NDC 3-30-17 1:30 PM EVIDENTIARY HEARING ;

Matter Continued;

Matter Heard;

Journal Entry Details:

Court noted Mr. Gamage miss-scheduled today's proceedings, and would like a continuance. Mr. Logrippo stated that's his understanding. COURT ORDERED, matter CONTINUED; Defendant IS NOT to be transported to the next

# CASE SUMMARY

CASE NO. C-12-279379-1

hearing, but will be transported for the Evidentiary Hearing. NDC 1-25-17 8:30 AM Status Check: Resetting Evidentiary Hearing ;

03/30/2017 **CANCELED Evidentiary Hearing (1:30 PM)** (Judicial Officer: Cadish, Elissa F.)  
Vacated


04/05/2017  **Status Check (8:30 AM)** (Judicial Officer: Cadish, Elissa F.)

Status Check: Evidentiary Hearing

Matter Heard;

Journal Entry Details:

Defendant not present. Court noted the Evidentiary Hearing needs to be rescheduled on the Defendant's Petition For Writ of Habeas Corpus. Colloquy regarding rescheduling of he Evidentiary Hearing. Mr. Sweetin stated the Hawaii witness would like a morning setting due to the time change. COURT ORDERED, matter SET for Evidentiary Hearing. NDC 7-6-17 8:30 AM Evidentiary Hearing;

07/06/2017  **Evidentiary Hearing (1:30 PM)** (Judicial Officer: Cadish, Elissa F.)

Evidentiary Hearing Re: Deft's Petition for Writ of Habeas Corpus

Dismissed; Evidentiary Hearing Re: Deft's Petition for Writ of Habeas Corpus



Journal Entry Details:

Court noted ineffective assistance of counsel alleged in petition for writ of habeas corpus in regards to the plea deal Deft. entered into. Statement by Mr. Sweetin regarding proposed exhibits. Mr. Gamage stated he has no objection to the proposed exhibits. Exhibits presented. (See worksheet). Mr. Gamage stated as to waiver of attorney client privilege, will be limited to the issue only in this case. Mr. Sweetin stated if not relevant to the issue before the Court, State will not get into it. Court noted not a complete waiver and focusing on entering guilty plea. Statement by Mr. Gamage as to Count 2. Court stated Count 2 has already been ordered dismissed in August of 2016. Melinda Weaver, Esq., Marjorie Barbeau Kratsas, Esq., and Deft. DeJuan Looper, sworn and testified. Following arguments by counsel, Court stated Ms. Barbeau at the time that she was counseling Deft. about entering plea was a new attorney. It is also clear to the Court she was not making any decisions without consulting with Mr. Sgro. Counsel went over to Clark County Detention Center and met with Deft. for a lengthy period of time going through not just his file, going through all evidence and going through the guilty plea agreement. Further, Ms. Barbeau testified that she had talked to Deft. about registration and supervision and she did recall discussion with Deft. During the plea canvass and the Court asked about lifetime supervision, Ms. Barbeau immediately responded that it is part of the negotiations. She was not flustered or taken by surprise by that at all and when the Court followed up and asked the Deft., Deft. acknowledged yes. Deft. may not have read himself through each and every word reading from the page of the guilty plea agreement but it appears to the Court, counsel did go over agreement with Deft. Ms. Barbeau haven taken the time to go through all of that, bringing statutes with her and frankly the Court thinks that is unusual and goes above and beyond. Because she was a new attorney, it seems to the Court she was trying to make sure she covered everything with regard to this plea agreement. Basis for the petition is about the lack of understanding regarding the registration, supervision and the need for another psycho-sexual needed for parole. The Court does not think it was alleged in petition about sentence or the position it was promised to Deft. he was getting the minimums on all counts and all of them were definitely running concurrent. Certainly, the plea agreement and Court's canvass to Deft. was to the contrary. The Court FINDS testimony of Ms. Barbeau and Ms. Weaver is creditable in that there was that discussion that Deft. had no concerns. Further, there was right to argue at time of sentencing and the Court felt at time of sentencing, a fairly lengthy sentence was appropriate. The Court does NOT FIND creditable the testimony that any one promised Deft. that was going to happen. It seems to the Court Deft. was given effective assistance of counsel advising about entry of plea and the Court FINDS Deft. made choice to enter plea with full advise and that would not have made the decision to proceed to trial based on the circumstances based on the plea deal which was a substantial benefit to the Deft. given what he was facing at the time. For all of those reasons, COURT ORDERED, petition DENIED. State to prepare the order. Mr. Gamage inquired if the Court reviewed the JAVS video of the Court hearing. Court stated she did not review JAVS, read the transcript, saw the response and the way she responded. Colloquy. Further, Mr. Gamage stated the Court made part of the findings based on the testimony a fairly lengthy sentence was called for. Further, we are not allowed as litigants to inquire into the reasoning underlying the Court's decisions so counsel could not cross examine the Court on that issue and counsel believes the Court brought up the issue that counsel did not bring up the amount of sentencing as being part of the pleading. The Court stated there was no argument that there was a misrepresentation by counsel about how the sentencing works, the ability to run them consecutive and to not go even though the range is 2 to 20, an 8 to 20 we all know is a legal sentence within that range. Mr. Gamage requested the State not put that portion of the Court's statement that the Court felt a lengthy sentence was required in the order as it does not go to the essence of the pleadings, does not go to the issues and counsel cannot cross examine the Court. Court stated the fact the Court did impose, effectively maxed him out, and it is appropriate as part of the legal analysis the Court did impose the maximum sentence and does not necessarily disagree whether the Court's reasoning should be in the order and that is fine if it is not. But it is part of the analysis in terms of this petition coming back after being maxed out on the sentence which perhaps what not what Deft. though would happen. The Court DOES NOT FIND any attorney represented to Deft. that he was going to get the minimums and that they would run concurrent. NDC;

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. C-12-279379-1**

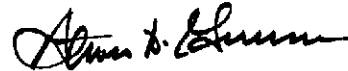
06/04/2018	 <b>Motion to Withdraw as Counsel</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Defendant's Pro Per Motion to Withdraw Counsel</i> Granted; Journal Entry Details: <i>Defendant not present. Court stated findings and ORDERED, Defendant's Pro Per Motion To Withdraw Counsel GRANTED; as to Defendant's Pro Per Motion To Obtain A Copy of the Presentence Investigation Report (PSI) which was returned by the Clerk's Office May 16, 2018 due to the showing of the Defendant being represented by counsel, it's ORDERED, the Clerk's Office is to file the Defendant's Motion To Obtain A Copy of the Sealed Record submitted by the Defendant, GRANT the motion and ORDER the Clerk's Office to send the Defendant a copy of the PSI in this case. NDC CLERK'S NOTE: The above minute order has been distributed to: Dujuan Don Looper # 1120989, POB 650 HDSP, Indian Springs Nv. 89018 &amp; District Court Clerk's Office order bin. kar 7/2/18;</i>
11/26/2018	<b>Motion to Modify Sentence</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Motion for Modification of Sentence</i> Denied;
11/26/2018	<b>Motion</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Motion to Correct Illegal Sentence</i> Denied;
11/26/2018	 <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Matter Heard; Journal Entry Details: <i>Motion To Correct Illegal Sentence...Motion For Modification of Sentence Defendant not present. Court stated findings and ORDERED, Motion To Correct Illegal Sentence and Motion For Modification of Sentence DENIED; State to prepare the order. NDC CLERK'S NOTE: The above minute order has been distributed to: Dujuan D. Looper #1120989, E.S.P., POB 1989, Ely Nv. 89301 kar 12/19/18;</i>
06/20/2022	<b>Motion for Appointment of Attorney</b> (8:30 AM) (Judicial Officer: Villani, Michael) <i>Motion for Appointment of Special Counsel</i>

DATE

FINANCIAL INFORMATION

<b>Defendant</b> Looper, Dujuan Don	
Total Charges	60.00
Total Payments and Credits	0.00
<b>Balance Due as of 5/31/2022</b>	<b>60.00</b>

JOCP



CLERK OF THE COURT

DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,  
Plaintiff,

-vs-

DUJUAN DON LOOPER  
#1871455

Defendant.

CASE NO. C279379-1  
C279418  
DEPT. NO. VI

JUDGMENT OF CONVICTION

(PLEA OF GUILTY)

The Defendant previously appeared before the Court with counsel and entered a plea of guilty to the crimes of COUNT 1 – ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE (Category B Felony) in violation of NRS 193.330, 200.364, 200.366, and COUNT 2 – BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION (Category C Felony) in violation of NRS 200.481, 200.485 33.018, and COUNT 3 – POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD (Category B Felony) in violation of NRS 200.700, 200.730; thereafter, on the 28<sup>th</sup> day of April, 2014, the Defendant was present in court for sentencing with his counsel MELINDA WEAVER, ESQ., and good cause appearing,

THE DEFENDANT IS HEREBY ADJUDGED guilty of said offenses and, in addition to the \$25.00 Administrative Assessment Fee, \$35.00 Domestic Violence Fee and Restitution in the amount of \$5,320.80 as to Count 1, the Defendant is sentenced

1 to the Nevada Department of Corrections (NDC) as follows: As to COUNT 1 - TO A  
2 MAXIMUM of TWO HUNDRED FORTY (240) MONTHS with a MINIMUM parole  
3 eligibility of NINETY-SIX (96) MONTHS; as to COUNT 2 - TO A MAXIMUM of SIXTY  
4 (60) MONTHS with a MINIMUM parole eligibility of NINETEEN (19) MONTHS, Count  
5 2 to run CONSECUTIVE to Count 1; and as to COUNT 3 - TO A MAXIMUM of  
6 SEVENTY-TWO (72) MONTHS with a MINIMUM parole eligibility of NINETEEN (19)  
7 MONTHS, Count 3 to run CONSECUTIVE to Counts 1 & 2 with EIGHT HUNDRED  
8 NINE (809) days Credit for Time Served.  
9

10  
11 FURTHER ORDERED, a SPECIAL SENTENCE of LIFETIME SUPERVISION  
12 is imposed to commence upon release from any term of imprisonment, probation or  
13 parole. In addition, before the Defendant is eligible for parole, a panel consisting of  
14 the Administrator of the Mental Health and Development Services of the Department  
15 of Human Resources or his designee; the Director of the Department of Corrections or  
16 his designee; and a psychologist licensed to practice in this state; or a psychiatrist  
17 licensed to practice medicine in Nevada must certify that the Defendant does not  
18 represent a high risk to re-offend based on current accepted standards of assessment.  
19

20 ADDITIONALLY, the Defendant is ORDERED to REGISTER as a sex offender  
21 in accordance with NRS 179D.460 within FORTY-EIGHT (48) HOURS after any  
22 release from custody. DNA Fee is WAIVED.  
23

24 DATED this 23 day of April, 2014.

25  
26  
27  
28  
  
ELISSA CADISH  
DISTRICT JUDGE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 22, 2012**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

---

**February 22, 2012      10:30 AM      Initial Arraignment**

**HEARD BY:**      **COURTROOM:** RJC Lower Level Arraignment

**COURT CLERK:** Jill Chambers

**RECORDER:** Kiara Schmidt

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Looper, Dajuan Don	Defendant
	MacArthur, Jonathan	Attorney
	Robinson, Lynn M.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Ms. Robinson advised the Court an Amended Information needed to be prepared and requested matter be continued. COURT SO ORDERED.

CUSTODY

2/22/12 1:30 PM CONTINUED

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 22, 2012**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**February 22, 2012      1:30 PM      Arraignment Continued**

**HEARD BY:** Weed, Randall F.      **COURTROOM:** RJC Lower Level Arraignment

**COURT CLERK:** Jill Chambers

**RECORDER:** Kiara Schmidt

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	MacArthur, Jonathan	Attorney
	Roger, David J.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Amended Information FILED IN OPEN COURT. DEFT. LOOPER ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE. COURT ORDERED, matter set for trial.

CUSTODY

4/23/12 9:30 AM CALENDAR CALL

4/30/12 10:00 AM JURY TRIAL

DEPT 6



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 23, 2012**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**April 23, 2012      9:30 AM      Calendar Call**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

**PRESENT:**      Greco, Vicki  
                                 Looper, Dajuan Don      Defendant  
                                 Rinetti, Dena I.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- CONFERENCE AT BENCH. Court noted Ms. Greco's motion to withdraw calendared April 30th. Upon the inquiry of the Court, Deft. stated he is not opposed to the withdrawal of Ms. Greco, and he is willing to waive speedy trial. Court stated findings and there being no opposition, ORDERED, Ms. Greco WITHDRAWN as counsel of record; trial VACATED ; proceedings CONTINUED for the Deft. to obtain new counsel and advise them of the next hearing; should the Deft. determine he cannot afford to retain counsel, he must complete a financial affidavit to confirm if he is eligible for assistance as an indigent. Deft. stated he will attempt to obtain new counsel. COURT ORDERED, proceedings CONTINUED.

CUSTODY

5-7-12 8:30 AM STATUS CHECK: COUNSEL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****May 07, 2012**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**May 07, 2012      8:30 AM      Status Check**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed  
Dulce Romea

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	Page, Daniel	Attorney
	Public Defender	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Upon the inquiry of the Court, Deft. stated he has yet to retain counsel because the person that has him here in custody is holding his assets; counsel can be retained, but he must first wait on the detective to get his belongings, and it's uncertain how long that will take. Ms. Fleck stated the Deft. will have to go through the civil avenue to get his belongings back, and that will not happen until after the case is resolved; counsel should be appointed. Ms. Fleck further advised the Deft. did not have the money to pay Ms. Greco up to this point. Deft. stated, Ms. Greco was paid in full and that is not the reason she was allowed to resign; there is no civil suit and there is actually a detective on the case that will obtain a search warrant to get his car; that will not be after the case is done. Colloquy regarding the procedure for the retention of the Deft's personal property. Ms. Fleck renewed her request for the appointment of counsel. COURT ORDERED, proceedings TRAILED for the Deft. to complete a financial affidavit before a decision is made as to whether counsel will be appointed.

**MATTER RECALLED:**

Court stated finding noting it appears the Deft. qualifies for the assistance of the Public Defender (P.D.) and ORDERED, P.D. APPOINTED; proceedings CONTINUED for confirmation and the rescheduling of the trial; P.D. to inform the Court of any conflicts. Ms. Fleck stated she will make sure new counsel is provided with everything.

CUSTODY

5-14-12 8:30 AM CONFIRMATION OF COUNSEL (KOHN)...STATUS CHECK: TRIAL SETTING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****May 14, 2012**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**May 14, 2012****8:30 AM****All Pending Motions****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed  
Dulce Romea

**RECORDER:** Debbie Winn**REPORTER:****PARTIES**

<b>PRESENT:</b>	Cleveland, Maria T.	Attorney
	Fleck, Michelle	Attorney
	Ohrenschall, James	Attorney
	Public Defender	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- STATUS CHECK: CONFIRMATION OF COUNSEL (PUBLIC DEFENDER)...STATUS CHECK:  
TRIAL SETTING

Upon the inquiry of the Court, Mr. Ohrenschall stated he has not received the discovery, has not determined if there is a conflict, and requested a continuance, or they can confirm today, run a conflict check, and if there is a conflict file a motion to withdraw. Ms. Fleck stated she will have the discovery delivered to the Public Defender's Office this afternoon. Upon the inquiry of the Court, Ms. Fleck advised there is no co-Def. and none of the named victims has a prior. COURT ORDERED, Public Defender's Office CONFIRMED; the discovery must be delivered promptly by the State, and the Public Defender must run a conflict check and place the case back on calendar if any conflict is discovered. Colloquy regarding trial setting for which the Def. has waived a speedy trial and is expected to last one week. COURT ORDERED, matter SET for trial September 10th. Upon the inquiry of the Court, Ms. Cleveland stated they will place the matter back on calendar if a status check is

**C-12-279379-1**

needed.

CUSTODY

9-5-12 9:30 AM CALENDAR CALL

9-10-12 10:00 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 11, 2012**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**June 11, 2012      8:30 AM      Motion to Withdraw as  
                                                 Counsel**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed  
Dulce Romea

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Coffee, Amy A	Attorney
	Public Defender	Attorney
	State of Nevada	Plaintiff
	Stephens, Robert	Attorney

**JOURNAL ENTRIES**

- Ms. Coffee advised she spoke with Deputy District Attorney Michelle Fleck, and she is not opposed to the motion understanding the unusual issues in the case; the same motion has been filed in the Deft's case in Department II. Upon the inquiry of the Court, Deft. acknowledged he is aware of the motion. In light of the issues that may be raised due to conflict, and given the conflict ORDERED, Deft's Motion To Withdraw Due To Conflict GRANTED. Ms. Coffee advised she will ask the office of Drew Christiansen to appoint one attorney to both of the Deft's cases due to the overlapping discovery; the file will be forwarded to appointed counsel. COURT ORDERED, proceedings CONTINUED for confirmation of counsel; matter REFERRED to Drew Christiansen for appointment of counsel; Ms. Coffee may speak with Mr. Christiansen regarding the appointment of 1 attorney for both cases.

**CUSTODY**

6-18-12 8:30 AM CONFIRMATION OF COUNSEL

CLERK'S NOTE: Drew Christiansen notified of scheduled proceedings.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 18, 2012**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

---

**June 18, 2012**

**8:30 AM**

**Confirmation of Counsel**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Tia Everett  
Dulce Romea

**RECORDER:** Jessica Ramirez

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Coffee, Amy A	Attorney
	Fleck, Michelle	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Also present: Roy Nelson, Esq.

Mr. Nelson advised he was sent by Mr. Christensen to accept the appointment; however, he may have a potential conflict. Ms. Coffee stated the Deft.'s other case is on calendar in Department 2 on Thursday and requested this case be continued to Wednesday; another attorney can be present to accept the appointment; he will be asked to give the Deft. a copy of the discovery.

CUSTODY

6-20-12 8:30 AM CONFIRMATION OF COUNSEL

CLERK'S NOTE: Minutes corrected to reflect Mr. Roy Nelson, not Derek Nelson. / dr 6-20-12



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 20, 2012**

---

C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**June 20, 2012**

**8:30 AM**

**Confirmation of Counsel**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Tia Everett  
Dulce Romea

**RECORDER:** Jessica Ramirez

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Coffee, Amy A	Attorney
	Fleck, Michelle	Attorney
	Leik, Kevin C.	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Mr. Leik stated he will confirm as counsel this morning for the Defendant and Ms. Coffee has provided the discovery in Open Court this morning. Colloquy regarding scheduling. Upon Court's inquiry, Mr. Leik stated he would like to maintain the trial date at this time and if something should happen he will place the matter on calendar. Ms. Coffee stated she has provided the discovery in both of Defendant's cases this morning and has the SCOPE print outs for the victims and another witness which she request the Court authorize her to turn the information over to Mr. Leik this morning. COURT SO ORDERED.

**CUSTODY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 05, 2012**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**September 05, 2012    9:30 AM      Calendar Call**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Roshonda Mayfield

**RECORDER:** Jessica Ramirez

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Leik, Kevin C.	Attorney
	Looper, Dajuan Don	Defendant
	Rinetti, Dena I.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Attorney Leik advised, he will be leaving the state and relocating on September 14, 2012. Further, counsel requested to be withdrawn as defense counsel in this matter. COURT ORDERED, Attorney Leik is WITHDRAWN AS COUNSEL in this matter; matter CONTINUED. Attorney Christensen is to be contacted regarding there being new counsel appointed for the defendant.

CUSTODY

9/12/12 8:30 A.M. CONFIRMATION OF COUNSEL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 12, 2012**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**September 12, 2012      8:30 AM**

**Confirmation of Counsel**

**HEARD BY:**    Cadish, Elissa F.

**COURTROOM:**    RJC Courtroom 15B

**COURT CLERK:**    Keith Reed

**RECORDER:**    Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Looper, Dajuan Don	Defendant
	O'Brien, Glen	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Court stated notification was received from Drew Christensen that Anthony Sgro would confirm as counsel. Deft. advised he has a letter for the Court to read regardless if he has counsel or not. Mr. O'Brien stated he is standing in for Michelle Fleck, the Deputy District Attorney handling this case. Court advised the letter will be read prior to the next court appearance, directed a copy of the letter be provided to Ms. Fleck. and ORDERED, proceedings CONTINUED for the presence of Mr. Sgro.

CUSTODY

9-19-12 8:30 AM    CONFIRMATION OF COUNSEL (A. SGRO)

CLERK'S NOTE: Following proceedings, Kevin Leik Esq. appeared and stated he will notify Mr. Sgro of the next court date.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 19, 2012**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**September 19, 2012    8:30 AM      Confirmation of Counsel**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed  
Aaron Carbajal

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Barrie, Krista D.	Attorney
	Cortese, Gregory	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Mr. Cortese advised he is appearing for Mr. Sgro and confirming as counsel. COURT ORDERED, Anthony Sgro CONFIRMED as Counsel. Upon Court's inquiry, Mr. Cortese advised he will be addressing the issues in the Deft.'s letter via motion and will also file a motion in the companion case addressing similar issues; an ordinary course trial setting is requested. Upon the inquiry of the Court, Ms. Barrie advised she has Ms. Flecks's schedule; February is open. COURT FURTHER ORDERED, matter SET for trial.

**CUSTODY**

2/20/2013 9:30 AM CALENDAR CALL

2/25/2013 10:00 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 29, 2012**

---

C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

---

**October 29, 2012      8:30 AM      Motion to Remand**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed  
                         Katrina Hernandez  
                         Andrea Natali  
                         Sylvia Perry  
                         Sharon Coffman

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Cortese, Gregory	Attorney
	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Mr. Cortese moved to remand the case to Justice Court for preliminary hearing as the waiver was not voluntarily and knowingly entered; it's believed the canvas was proper, but was not understood by the Deft. Argument in opposition by Ms. Fleck. Court stated findings and ORDERED, Deft's Motion To Remand To Justice Court For Preliminary Hearing DENIED.

**CUSTODY**

2-20-13 9:30 AM CALENDAR CALL

2-25-13 10:00 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 19, 2012**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

---

**November 19, 2012      8:30 AM      Motion**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Cortese, Gregory	Attorney
	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Argument in support of Deft's Motion For Bail Reduction by Mr. Cortese advising the Deft's uncle has represented the Deft. can live with him. Ms. Fleck opposed arguing nothing has changed since the trial setting; things have actually gotten worse. Court stated findings and ORDERED, Deft's Motion For Bail Reduction DENIED.

**CUSTODY**

2-20-13    9:30 AM    CALENDAR CALL

2-25-13    10:00 AM    JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 04, 2013**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**February 04, 2013      8:30 AM      Motion to Consolidate**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Patti Slattery

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Cortese, Gregory	Attorney
	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Argument in support of State's Motion To Consolidate by Ms. Fleck, and in opposition by Mr. Cortese. Court stated findings and ORDERED, motion GRANTED. Colloquy regarding the rescheduling of the trial dates. Ms. Fleck stated an Amended Information consolidating all charges will be filed. Court directed counsel make sure the Amended Information is filed in both cases.

CUSTODY

4-29-13 9:30 AM CALENDAR CALL

5-6-13 10:00 AM JURY TRIAL

CLERK'S NOTE: The above minute order has been distributed to: Master Calendar  
CONSOLIDATING cases C279418 & C279379





**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 24, 2013**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**April 24, 2013      8:30 AM      Motion to Dismiss**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Cortese, Gregory	Attorney
	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Upon the inquiry of the Court, Mr. Cortese stated the motion has been seen. Upon the inquiry of the Court, Defendant stated he still seeks to dismiss counsel. COURT ORDERED, proceedings TRAILED for matters to be heard outside the presence of others to preserve attorney client privilege. Ms. Fleck argued it's not believed there are any grounds for the dismissal of counsel and the root of things is the Deft. does not like the offer, and he will never get the deal he wants.

**MATTER RECALLED:**

Other than the security staff, Court staff, Deft. and Mr. Cortese, COURT ORDERED, courtroom CLEARED; proceedings SEALED.

**MATTER RECALLED ON THE RECORD:**

Ms. Fleck present on behalf of the state. Court informed Ms. Fleck the motion has been continued to the calendar call to allow an opportunity for the Deft. and Mr. Cortese to meet and discuss issues to

determine where they're at. Upon the inquiry of Ms. Fleck, Court stated it sounds like the case will not proceed to trial as scheduled as there may be additional work to be done on the case; matters will be discussed further at the calendar call.

**CUSTODY**

4-29-13 9:30 AM CALENDAR CALL...DEFT'S PRO SE MOTION TO DISMISS COUNSEL AND APPOINTMENT OF ALTERNATE COUNSEL

5-6-13 10:00 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 29, 2013**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**April 29, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES**

<b>PRESENT:</b>	Cortese, Gregory	Attorney
	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- CALENDAR CALL...MOTION TO DISMISS COUNSEL AND APPOINTMENT OF ALTERNATIVE COUNSEL

Mr. Cortese advised the motion to dismiss counsel has been resolved. Upon the inquiry of the Court, Deft. stated he is satisfied with Mr. Cortese and he may continue on the case. COURT ORDERED, Motion to Dismiss Counsel and Appointment of Alternative Counsel OFF CALENDAR. Mr. Cortese moved for a continuance of the trial advising there are additional issues he would like to pursue on the Defendant's behalf as there is an alternate theory as to the events; the Deft. is not opposed to a continuance to allow counsel to get prepared. Ms. Fleck announced the state is ready to proceed to trial, but is not opposed to the continuance request. COURT ORDERED, trial CONTINUED to allow Mr. Cortese to conduct further investigations in anticipation of the trial. Colloquy regarding the continuation of the trial which could last more than a week. Counsel suggested the trial be scheduled on a normal trial setting and proceedings could be set for a status check to explore perhaps placing the trial in a civil stack. COURT ORDERED, matter set for status check.

CUSTODY

10-9-13 8:30 AM STATUS CHECK

11-25-13 9:30 AM CALENDAR CALL

12-2-13 10:00 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 30, 2013**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**September 30, 2013      8:30 AM      Motion**

**HEARD BY:**    Cadish, Elissa F.

**COURTROOM:**    RJC Courtroom 15B

**COURT CLERK:**    Keith Reed  
                                 Shelly Landwehr

**RECORDER:**    Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Barbeau, Marjorie E.	Attorney
	Heap, Hilary	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Ms. Barbeau stated Mr. Sgro is out of the jurisdiction and requested a continuance to 10/09/13.  
There being no objection, COURT SO ORDERED.

CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 09, 2013**

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C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

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**October 09, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Barbeau, Marjorie E.	Attorney
	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- STATUS CHECK: DEFENDANT'S MOTION FOR DISCLOSURE OF JUVENILE RECORDS

Argument in support of Deft's Motion For Disclosure Of Juvenile Records by Ms. Barbeau and in opposition by Ms. Fleck. Court stated findings and ORDERED, the motion is GRANTED to allow for documentation to be provided to the Court in-camera to determine if there is anything discoverable that will be provided to each side; the order is to be drafted by Ms. Barbeau and run by the state prior to submission.

CUSTODY

11-25-13 9:30 AM CALENDAR CALL

12-2-13 10:00 AM JURY TRIAL



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 21, 2013**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**October 21, 2013      8:30 AM      All Pending Motions**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Barbeau, Marjorie E.	Attorney
	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	Sgro, Anthony Patrick	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- DEFENDANT'S MOTION FOR DISCOVERY...DEFT'S MOTION FOR RELEASE OF CHILD PROTECTIVE SERVICES RECORDS...DEFT'S MOTION FOR METROPOLITAN POLICE DEPARTMENT RECORDS

Mr. Sgro advised a couple of the matters are resolved and requested it be placed on the record it has been represented by the state that the defense has the C.P.S. records which were received this morning, as to any further inquiries or follow up that is needed defense counsel will take it up with the state and then with the Court if necessary; a file review is scheduled today and the defense has been advised the DNA has been requested from the lab and they are awaiting the results. Mr. Sgro stated the other issue is he does not have the photographs and is uncertain what the state's position is. Ms. Fleck stated because the requested items are child porn she does not normally turn over the information, but they can meet with the detective to look at things and figure out how to get it to defense counsel; the DNA was turned over months ago, they just wanted the raw data used to get



there. Mr. Sgro stated he would like the photographs in his possession without the involvement of the state to prepare for trial and can speak with the Court ex-parte. Ms. Fleck stated she would be happy to get it to them to have in their possession. Mr. Sgro requested a time period of approximately 72 hours to look at the pictures and to return them. Ms. Fleck advised there are no copies. COURTORDERED, the state is to set up a meeting with the detective to review what they have and require that the photographs needed by defense counsel be provided and there can be restrictions on their use in connection with the case; they should not be provided to the Deft. or anyone else. Mr. Sgro stated no copies will be made and the items will be returned. As to the motion regarding the METRO records, relative to Chandra and Charlotte, issues as to Chandra have been resolved, Mr. Sgro argued the defense will need prior interactions with law enforcement in regards to Ms. Todd, specifically as to acts of truthfulness, misconduct, non truthfulness with law enforcement; at minimum would like an order directing the state to run the SCOPE, specifically as to Ms. Todd. Ms. Fleck argued the defense is not entitled to the information; SCOPE & NCIC will be run and whatever they are entitled to will be provided. Continued arguments by Mr. Sgro. COURT ORDERED, the state is to provide any felony convictions within the past 10 years, convictions for any crimes of moral turpitude, or any pending matters against her; the rest of the motion is DENIED. Upon the inquiry of Mr. Sgro, Ms. Fleck stated the information can be provided to Mr. Sgro this afternoon.

#### CUSTODY

11-25-13 9:30 AM CALENDAR CALL

12-2-13 10:00 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 28, 2013**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**October 28, 2013      8:30 AM      Motion**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Dania Batiste

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

**PRESENT:**      Barbeau, Marjorie E.      Attorney  
                                 Looper, Dajuan Don      Defendant  
                                 Sweetin, James R      Attorney

**JOURNAL ENTRIES**

- Following statements by counsel, COURT ORDERED, Motion is GRANTED to the extent the treatment center provides records regarding the minor victim in this case to the Court for an in-camera review, and the production of any records.

Colloquy between the Court and counsel regarding the proposed order prepared and submitted by Ms. Barbeau. Court amended the defense's order by interlineation, and FURTHER ORDERED, the records may be provided to counsel in a sealed package for delivery to the Court. ORDER SIGNED IN OPEN COURT. Court DIRECTED counsel to file the Order electronically.

**CUSTODY**

11/25/2013 9:30 am CALENDAR CALL

12/2/2013 10:00 am JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****November 18, 2013**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**November 18, 2013      8:30 AM****All Pending Motions**

**Deft's Motion for  
Metropolitan Police  
Department Records  
work Card Division;  
Deft's Motion for  
Jury Questionnaire**

**HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Katherine Streuber**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES**

<b>PRESENT:</b>	Barbeau, Marjorie E.	Attorney
	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff
	Weaver, Melinda	Attorney

**JOURNAL ENTRIES**

- CONFERENCE AT THE BENCH. Court advised it understood counsel's need to continue the trial. Colloquy regarding trial schedules. COURT ORDERED, trial date VACATED and RESET. Ms. Weaver argued as to the Motion for Jury Questionnaire, noting jurors do not want to open up in Court due to the sexual nature of the case and pointed out the trial would be two weeks in length. Argument by the State. Further argument by counsel. court stated it had not seen jury questionnaires make jury selection any faster and seeing no issue warranting a questionnaire, ORDERED, Deft's Motion for Jury Questionnaire is DENIED. Counsel argued the work card would go to the mother's credibility. State noted the detectives in this case do not know what the defense is requesting, pointed out mother does not have a criminal history and believes the motion should be

denied as irrelevant. Further argument by counsel. Court inquired how the work card records would show the mother was at work. Counsel advised they are valid from date to date. State argued defense counsel should have gone through the night club. Court stated its findings and ORDERED, Deft's Motion for Metropolitan Police Department Records Work Card Division is DENIED. Further arguments by counsel. COURT ORDERED, matter SET for status check.

CUSTODY

01-08-14 8:30 AM STATUS CHECK: TRIAL STATUS

02-03-14 9:30 AM CALENDAR CALL

02-10-14 10:00 AM TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 08, 2014**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**January 08, 2014      8:30 AM      Status Check**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed  
                         Sylvia Perry

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Barbeau, Marjorie E.	Attorney
	Looper, Dajuan Don	Defendant
	Smith, Tyler D., ESQ	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Defendant present, in custody.

NEGOTIATIONS are as contained in the Guilty Plea Agreement and the THIRD AMENDED INFORMATION FILED IN OPEN COURT. DEFT. LOOPER ARRAIGNED AND PLED GUILTY TO COUNT 1 - ATTEMPT SEXUAL ASSAULT WITH MINOR UNDER FOURTEEN YEARS OF AGE (F), COUNT 2 - BATTERY CONSTITUTING DOMESTIC VIOLENCE - STRANGULATION (F) and COUNT 3 - POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD (F). Court ACCEPTED plea and, ORDERED, matter referred to the Division of Parole and Probation (P & P) and SET for sentencing. COURT FURTHER ORDERED, trial date VACATED.

CUSTODY

3/12/14 8:30 AM SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 12, 2014**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**March 12, 2014      8:30 AM      Sentencing**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff
	Weaver, Melinda	Attorney

**JOURNAL ENTRIES**

- Ms. Weaver advised they are awaiting a psych report. Ms. Fleck noted there was to be a speaker and that the case does not warrant a Psycho Sexual Evaluation. COURT ORDERED, matter CONTINUED; it's up to the defense to obtain the Psycho Sexual Evaluation.

CUSTODY

4-28-14 8:30 AM SENTENCING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 28, 2014**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**April 28, 2014      8:30 AM      Sentencing**

**HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES**

<b>PRESENT:</b>	Fleck, Michelle	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff
	Weaver, Melinda	Attorney

**JOURNAL ENTRIES**

- Defendant LOOPER ADJUDGED GUILTY OF COUNT I, ATTEMPT SEXUAL ASSAULT WITH A MINOR UNDER FOURTEEN YEARS OF AGE (F), COUNT II, BATTERY CONSTITUTING DOMESTIC VIOLENCE-STRANGULATION (F), AND COUNT III, POSSESSION OF VISUAL PRESENTATION DEPICTING SEXUAL CONDUCT OF A CHILD (F). Statements by counsel and Defendant. Speakers sworn and testified. COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$35.00 Domestic Violence fee & \$5,320.80 Restitution, \$150.00 DNA Analysis fee WAIVED, as to COUNT I, Defendant SENTENCED to a MAXIMUM OF TWO HUNDRED FORTY (240) MONTHS AND A MINIMUM OF NINETY-SIX (96) MONTHS in the Nevada Department of Corrections (NDC), as to COUNT II, a MAXIMUM OF SIXTY (60) MONTHS AND A MINIMUM OF NINETEEN (19) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNT I, and as to COUNT III, a MAXIMUM OF SEVENTY-TWO (72) MONTHS AND A MINIMUM OF NINETEEN (19) MONTHS in the Nevada Department of Corrections (NDC) CONSECUTIVE TO COUNTS I & II with EIGHT HUNDRED NINE (809) DAYS credit for time served. FURTHER ORDERED, a special SENTENCE OF LIFETIME SUPERVISION is imposed to commence upon release from any term of probation, parole or imprisonment; Defendant

to register as a sex offender within 48 hours after sentencing or release from custody.

NDC



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 04, 2015**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**February 04, 2015      8:30 AM      Motion for Appointment of  
Attorney**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

**PRESENT:** DiGiacomo, Sandra      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Court stated findings noting this is the Defendants first post-conviction petition, which appears to be timely, and ORDERED, Defendant's Pros Se Motion To Appoint Counsel is GRANTED; proceedings CONTINUED for confirmation of counsel; proceedings of April 8, 2015 VACATED; prior briefing schedule VACATED; Mr. Sgro WITHDRAWN as counsel.

NDC

2-11-15 8:30 AM CONFIRMATION OF COUNSEL

CLERK'S NOTE: Drew Christensen notified of scheduled proceedings.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 11, 2015**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**February 11, 2015      8:30 AM      Confirmation of Counsel**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Phyllis Irby

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Gamage, William H.	Attorney
	Looper, Dajuan Don	Defendant
	Pesci, Giancarlo	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Mr. Gamage informed the Court he can confirm as counsel; requested a continuance to review file and speak with Deft. The Court noted Mr. Gamage is confirmed on Deft's both cases. COURT ORDERED, Mr. Gamage is CONFIRMED AS COUNSEL. STATUS CHECK SET.

NDC

3-11-15 8:30 AM STATUS CHECK: CASE UPDATE (DEPT. VI)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**March 11, 2015**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**March 11, 2015      8:30 AM      Confirmation of Counsel**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Susan Botzenhart

**RECORDER:** Jessica Ramirez

**REPORTER:**

**PARTIES**

**PRESENT:**      Gamage, William H.      Attorney  
                                 Hamner, Christopher      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Deft. not present; incarcerated in Nevada Department of Corrections (NDC). Court NOTED counsel has already confirmed on this case; and inquired to Mr. Gamage if he spoke with Deft. yet. Mr. Gamage advised he did not speak with him yet, further noting defense received the case file and will be requesting a status check hearing, to review the case further, as defense may be seeking a briefing schedule. COURT ORDERED, status check hearing SET.

NDC

4/15/15 8:30 A.M. STATUS CHECK: SET BRIEFING SCHEDULE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 15, 2015**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**April 15, 2015      8:30 AM      Status Check**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Phyllis Irby

**RECORDER:** Jessica Ramirez

**REPORTER:**

**PARTIES**

**PRESENT:**      Gamage, William H.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Villani, Jacob J.      Attorney

**JOURNAL ENTRIES**

- DEFT NOT PRESENT. Mr. Gamage requested a continuance; advised the Court Deft is in NDC and he needs time to get medical and educational records from Wisconsin. COURT ORDERED MATTER CONTINUED.

NDC

6-17-15 8:30 AM STATUS CHECK: BRIEFING SCHEDULE (DEPT. VI)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****June 17, 2015**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**June 17, 2015      8:30 AM      Status Check**

**HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES**

<b>PRESENT:</b>	Gamage, William H.	Attorney
	State of Nevada	Plaintiff
	Thoman, Charles W.	Attorney

**JOURNAL ENTRIES**

- Mr. Gamage advised the Defendant is in the Nevada Department of Corrections (NDC) and that he has the trial file of 2 different attorneys, he has spoken with the Defendant and is trying to obtain his educational and medical records from Wisconsin with the help of his family and requested 60 days to obtain the information; if it's obtained opening briefs could be submitted in 60 days and allow time for the State to answer, if there are no records or they cannot be obtained, the defense will proceed with they have, or file for an extension. COURT ORDERED, briefing schedule as follows: Defendant's supplemental petition is due August 17th, States response is due October 19th with the Defendant's reply due November 2nd; matter SET for argument. Mr. Gamage stated the Defendant DOES NOT need to be transported for the hearing.

NDC

11-16-15 8:30 AM ARGUMENT

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 02, 2015**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**September 02, 2015      8:30 AM      Motion**

**HEARD BY:**    Cadish, Elissa F.

**COURTROOM:**    RJC Courtroom 15B

**COURT CLERK:**    Keith Reed

**RECORDER:**    Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

**PRESENT:**      Gamage, William H.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Thoman, Charles W.      Attorney

**JOURNAL ENTRIES**

- Mr. Gamage advised the Defendant is in the Nevada Department of Corrections (NDC) and 30 days is needed to communicate with the client. COURT ORDERED, Defendant s Motion To Extend Time To File Supplemental Brief GRANTED; Defendant s supplement is due October 5th, State s response December 7th, defense reply December 21st; argument CONTINUED until January 6th.

NDC

1-6-16 8:30 AM ARGUMENT: Defendant s Petition

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****January 06, 2016**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**January 06, 2016      8:30 AM      Argument**

**HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES**

<b>PRESENT:</b>	Gamage, William H.	Attorney
	State of Nevada	Plaintiff
	Sudano, Michelle L.	Attorney

**JOURNAL ENTRIES**

- Mr. Gamage advised an error with the briefing schedule was made by his office, and he s appeared to determine if there will be an Evidentiary Hearing; the briefs are not done, and 7-14 days is requested for briefs. There being no opposition, COURT ORDERED, Defendant s Supplemental Petition is due by January 20th, State s response is due by March 21st, Defendant s reply is due by April 4th; matter SET for argument April 18th. Mr. Gamage stated the Defendant s presence is not needed at the next hearing. Court noted the hearing will be for argument, it;s not an Evidentiary Hearing.

NDC

4-18-16 8:30 AM ARGUMENT

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 18, 2016**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**April 18, 2016      8:30 AM      Argument**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

**PRESENT:**      Gamage, William H.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Zadrowski, Bernard B.      Attorney

**JOURNAL ENTRIES**

- Defendant not present. Mr. Gamage advised there was a mistake in his office, the brief has been filed, there is a courtesy copy for the Court and State, and requested a briefing schedule. COURT ORDERED, State's opposition to be filed by June 20th, Defendant's reply by July 20th, matter SET for argument; Defendant need not be transported for argument, and will be transported should it be determined an Evidentiary Hearing is needed.

NDC

8-10-16 8:30 AM ARGUMENT: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****August 10, 2016**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**August 10, 2016      8:30 AM      Argument**

**HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Louisa Garcia**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES**

<b>PRESENT:</b>	Cannizzaro, Nicole J.	Attorney
	Gamage, William H.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Defendant not present, in the Nevada Department of Corrections

Mr. Gamage stated they were not bringing the pro per claims for purposes of argument today. Mr. Gamage argued in support of petition and Ms. Canazzaro in opposition. Following arguments regarding ineffective assistance of counsel and vagueness of statutes, Court advised under NRS 34.810 with Mr. Looper having been convicted pursuant to a plea of guilty in this case, any claims on habeas other than the plea was involuntarily or unknowingly entered or that it was entered without effective assistance are not permitted and the Court is required to dismiss them with those procedural limitations. Court noted the second claim does not appear to be a claim within those perimeters and ORDERED, that claim DISMISSED; it could have been raised on direct appeal. As to ineffective assistance of counsel alleging inadequate advice, Court advised it was set out in the plea canvass and Guilty Plea Agreement; however, thinks an evidentiary hearing was warranted regarding the conversations Defendant had with counsel. COURT ORDERED, matter SET for hearing.

NDC

9/15/16 8:30 AM EVIDENTIARY HEARING: HABEAS PETITION

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**September 21, 2016**

C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

**September 21, 2016      8:30 AM      Status Check**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

**PRESENT:**      Gamage, William H.      Attorney  
                                 Sweetin, James R      Attorney

**JOURNAL ENTRIES**

- COURT ORDERED, Defendant's presence WAIVED. Colloquy regarding the rescheduling of the Evidentiary Hearing for the Habeas Petition. Mr. Gamage advised both sides are having issues finding prior counsel. Mr. Sweetin stated he cannot remember counsels name, but she moved out of state, and parties have discussed if she is located taking audio visual testimony from her; request 60 days to track her down. COURT ORDERED, matter SET for Evidentiary Hearing.

NDC

1-12-17 8:30 AM EVIDENTIARY HEARING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 18, 2017**

---

C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**January 18, 2017      8:30 AM      Status Check**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

**PRESENT:**      LoGrippo, Frank R.      Attorney  
                                 Looper, Dajuan Don      Defendant  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Court noted Mr. Gamage miss-scheduled today's proceedings, and would like a continuance. Mr. Logrippo stated that's his understanding. COURT ORDERED, matter CONTINUED; Defendant IS NOT to be transported to the next hearing, but will be transported for the Evidentiary Hearing.

NDC

1-25-17 8:30 AM Status Check: Resetting Evidentiary Hearing

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**January 25, 2017**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**January 25, 2017      8:30 AM      Status Check**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

<b>PRESENT:</b>	Gamage, William H.	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff
	Sweetin, James R.	Attorney

**JOURNAL ENTRIES**

- Court noted proceedings were calendared to reschedule a hearing in regards to the Defendants Petition For Writ of Habeas Corpus. Colloquy regarding scheduling of the Evidentiary Hearing. Mr. Sweetin informed the Court of his witnesses, and requested an afternoon hearing so the witness in Hawaii can appear by telephone. COURT ORDERED, matter SET for Evidentiary Hearing; Defendant is to be transported.

NDC

3-30-17 1:30 PM EVIDENTIARY HEARING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 05, 2017**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**April 05, 2017      8:30 AM      Status Check**

**HEARD BY:** Cadish, Elissa F.      **COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** Jessica Kirkpatrick

**REPORTER:**

**PARTIES**

**PRESENT:**      Gamage, William H.      Attorney  
                                 State of Nevada      Plaintiff  
                                 Sweetin, James R.      Attorney

**JOURNAL ENTRIES**

- Defendant not present.

Court noted the Evidentiary Hearing needs to be rescheduled on the Defendant's Petition For Writ of Habeas Corpus. Colloquy regarding rescheduling of the Evidentiary Hearing. Mr. Sweetin stated the Hawaii witness would like a morning setting due to the time change. COURT ORDERED, matter SET for Evidentiary Hearing.

NDC

7-6-17 8:30 AM Evidentiary Hearing

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****July 06, 2017**

C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

**July 06, 2017****1:30 PM****Evidentiary Hearing**

**Evidentiary Hearing  
Re: Deft's Petition  
for Writ of Habeas  
Corpus**

**HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** April Watkins**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES**

<b>PRESENT:</b>	Gamage, William H.	Attorney
	Looper, Dajuan Don	Defendant
	State of Nevada	Plaintiff
	Sweetin, James R	Attorney

**JOURNAL ENTRIES**

- Court noted ineffective assistance of counsel alleged in petition for writ of habeas corpus in regards to the plea deal Deft. entered into. Statement by Mr. Sweetin regarding proposed exhibits. Mr. Gamage stated he has no objection to the proposed exhibits. Exhibits presented. (See worksheet). Mr. Gamage stated as to waiver of attorney client privilege, will be limited to the issue only in this case. Mr. Sweetin stated if not relevant to the issue before the Court, State will not get into it. Court noted not a complete waiver and focusing on entering guilty plea. Statement by Mr. Gamage as to Count 2. Court stated Count 2 has already been ordered dismissed in August of 2016. Melinda Weaver, Esq., Marjorie Barbeau Kratsas, Esq., and Deft. DeJuan Looper, sworn and testified. Following arguments by counsel, Court stated Ms. Barbeau at the time that she was counseling Deft. about entering plea was a new attorney. It is also clear to the Court she was not making any decisions without consulting with Mr. Sgro. Counsel went over to Clark County Detention Center and met with Deft. for a lengthy period of time going through not just his file, going through all

evidence and going through the guilty plea agreement. Further, Ms. Barbeau testified that she had talked to Deft. about registration and supervision and she did recall discussion with Deft. During the plea canvass and the Court asked about lifetime supervision, Ms. Barbeau immediately responded that it is part of the negotiations. She was not flustered or taken by surprise by that at all and when the Court followed up and asked the Deft., Deft. acknowledged yes. Deft. may not have read himself through each and every word reading from the page of the guilty plea agreement but it appears to the Court, counsel did go over agreement with Deft. Ms. Barbeau haven taken the time to go through all of that, bringing statutes with her and frankly the Court thinks that is unusual and goes above and beyond. Because she was a new attorney, it seems to the Court she was trying to make sure she covered everything with regard to this plea agreement. Basis for the petition is about the lack of understanding regarding the registration, supervision and the need for another psycho-sexual needed for parole. The Court does not think it was alleged in petition about sentence or the position it was promised to Deft. he was getting the minimums on all counts and all of them were definitely running concurrent. Certainly, the plea agreement and Court's canvass to Deft. was to the contrary. The Court FINDS testimony of Ms. Barbeau and Ms. Weaver is creditable in that there was that discussion that Deft. had no concerns. Further, there was right to argue at time of sentencing and the Court felt at time of sentencing, a fairly lengthy sentence was appropriate. The Court does NOT FIND creditable the testimony that any one promised Deft. that was going to happen. It seems to the Court Deft. was given effective assistance of counsel advising about entry of plea and the Court FINDS Deft. made choice to enter plea with full advise and that would not have made the decision to proceed to trial based on the circumstances based on the plea deal which was a substantial benefit to the Deft. given what he was facing at the time. For all of those reasons, COURT ORDERED, petition DENIED. State to prepare the order.

Mr. Gamage inquired if the Court reviewed the JAVS video of the Court hearing. Court stated she did not review JAVS, read the transcript, saw the response and the way she responded. Colloquy. Further, Mr. Gamage stated the Court made part of the findings based on the testimony a fairly lengthy sentence was called for. Further, we are not allowed as litigants to inquire into the reasoning underlying the Court's decisions so counsel could not cross examine the Court on that issue and counsel believes the Court brought up the issue that counsel did not bring up the amount of sentencing as being part of the pleading. The Court stated there was no argument that there was a misrepresentation by counsel about how the sentencing works, the ability to run them consecutive and to not go even though the range is 2 to 20, an 8 to 20 we all know is a legal sentence within that range. Mr. Gamage requested the State not put that portion of the Court's statement that the Court felt a lengthy sentence was required in the order as it does not go to the essence of the pleadings, does not go to the issues and counsel cannot cross examine the Court. Court stated the fact the Court did impose, effectively maxed him out, and it is appropriate as part of the legal analysis the Court did impose the maximum sentence and does not necessarily disagree whether the Court's reasoning should be in the order and that is fine if it is not. But it is part of the analysis in terms of this petition coming back after being maxed out on the sentence which perhaps what not what Deft. though would happen. The Court DOES NOT FIND any attorney represented to Deft. that he was going to get the minimums and that they would run concurrent.



NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**June 04, 2018**

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C-12-279379-1      State of Nevada  
                                 vs  
                                 Dajuan Looper

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**June 04, 2018      8:30 AM      Motion to Withdraw as  
Counsel**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** De'Awna Takas

**REPORTER:**

**PARTIES**

**PRESENT:**      LoGrippo, Frank R.      Attorney  
                                 State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- Defendant not present.

Court stated findings and ORDERED, Defendant's Pro Per Motion To Withdraw Counsel GRANTED; as to Defendant's Pro Per Motion To Obtain A Copy of the Presentence Investigation Report (PSI) which was returned by the Clerk's Office May 16, 2018 due to the showing of the Defendant being represented by counsel, it's ORDERED, the Clerk's Office is to file the Defendant's Motion To Obtain A Copy of the Sealed Record submitted by the Defendant, GRANT the motion and ORDER the Clerk's Office to send the Defendant a copy of the PSI in this case.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Dajuan Don Looper # 1120989, POB 650 HDSP, Indian Springs Nv. 89018 & District Court Clerk's Office order bin. kar 7/2/18

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**November 26, 2018**

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C-12-279379-1      State of Nevada  
vs  
Dajuan Looper

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**November 26, 2018      8:30 AM**

**All Pending Motions**

**HEARD BY:** Cadish, Elissa F.

**COURTROOM:** RJC Courtroom 15B

**COURT CLERK:** Keith Reed

**RECORDER:** De'Awna Takas

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- Motion To Correct Illegal Sentence...Motion For Modification of Sentence

Defendant not present.

Court stated findings and ORDERED, Motion To Correct Illegal Sentence and Motion For Modification of Sentence DENIED; State to prepare the order.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Dajuan D. Looper #1120989, E.S.P., POB 1989, Ely Nv. 89301 kar 12/19/18

## EXHIBIT(S) LIST

Case No.: C 279379-1

Hearing / Trial Date: JUL 06 2017

Dept. No.: VI

**Judge:** ELISSA F. CADISH

**Court Clerk:** APRIL WATKINS

**Plaintiff:** State of Nevada

Recorder / Reporter: Jessica Kirkpatrick

Counsel for Plaintiff: J. SWEETIN

**VS.**

**Defendant:** DUJUAN DON LOOPER

Counsel for Defendant: W. GAMAGE

## HEARING / TRIAL BEFORE THE COURT

**STATE'S EXHIBITS**

[illegible]

# Certification of Copy

State of Nevada }  
County of Clark } SS:

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

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DESIGNATION OF RECORD ON APPEAL; DISTRICT COURT DOCKET ENTRIES; JUDGMENT OF CONVICTION (PLEA OF GUILTY); DISTRICT COURT MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

DUJUAN DON LOOPER,

Defendant(s).

Case No: C-12-279379-1

*Consolidated with C-12-279418-1*

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 31 day of May 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk