

NOASC
MATTHEW STROMENGER, ESQ.
Nevada Bar No. 15464
400 South 4th Street
Suite 215
Las Vegas, Nevada 89101
(520) 591-0030
Counsel for Defendant
JACOB SCHULTE

Electronically Filed
Jul 22 2022 01:37 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

vs.

JACOB SCHULTE,

Defendant.

CASE NO: C-21-358892-1

DEPT NO: XXIII

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN the Defendant JACOB SCHULTE, hereby appeals to the Supreme Court of Nevada from the Amended Judgment of Conviction entered on the 29th day of May 2022

RESPECTFULLY SUBMITTED this 15th day of July 2022.

MATTHEW STROMENGER, ESQ.

BY: /s/ Matthew Stromenger
MATTHEW STROMENGER, ESQ
Nevada Bar No. 15464
Counsel for Defendant Jacob Schulte

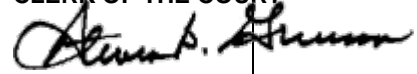
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STEVEN B. WOLFSON, ESQ.
District Attorney
Clark County District Attorney's Office
200 Lewis Avenue
3rd Floor
Las Vegas, Nevada 89101

Service by Electronic filing to: motions@clarkcountynvada.com

Service by United States Mail, First Class Postage

/s/ Matthew Stromenger
MATTHEW STROMENGER, ESQ.



ASTA
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**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

vs.

JACOB SCHULTE,

Defendant.

CASE NO: C-21-358892-1

DEPT NO: XXIII

CASE APPEAL STATEMENT

COMES NOW the Defendant JACOB SCHULTE, by and through his undersigned Attorney and for this Case Appeal Statement, hereby gives the Court to understand as follows:

1. Name of Appellant filing this Case Appeal Statement: JACOB SCHULTE.
2. Name of Judge issuing judgment appealed from: Hon. Jasmin Lilly-Spells, Dept. XXIII.
3. JACOB SCHULTE is the sole Appellant. He is represented by appointed counsel:

MATTHEW STROMENGER, ESQ.
Nevada Bar No. 15464
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Suite 215
Las Vegas, Nevada 89101

///

1 4. The Respondent is the State of Nevada. At trial, the State was represented by:

2 Clark County District Attorney's Office
3 200 Lewis Avenue
 Las Vegas, Nevada 89101

4 5. The Appellant's attorney is licensed to practice law in Nevada.

5 6. The Appellant was represented by appointed counsel in the District Court.

6 7. The Appellant is represented by appointed counsel on appeal.

7 8. The Appellant has not been granted leave to proceed in forma pauperis.

8 9. These proceedings commenced on August 16, 2021, upon the filing of the
9 complaint. They were bound over to District Court Department XXIII on
10 September 8, 2022.

11 10. This is an Appeal from a Motion to Reconsider denied on June 29, 2022; an
12 Amended Judgment of Conviction entered on May 29, 2022, in District Court,
13 and following a Revocation of Probation, resulting in an imposition of a
14 suspended prison sentence on May 18, 2022.

15 11. This case has not previously been the subject of an appeal to or an original writ
16 proceeding in the Supreme Court.

17 12. This appeal does not involve child custody or visitation.

18 RESPECTFULLY SUBMITTED this 15th day of July 2022.

19 Respectfully submitted,

20 **MATTHEW STROMENGER, ESQ.**

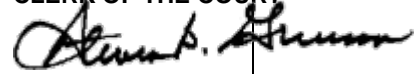
21 BY: /s/ Matthew Stromenger
22 MATTHEW STROMENGER, ESQ
23 Nevada Bar No. 15464
 Counsel for Defendant JACOB SCHULTE

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3



REQT

MATTHEW STROMENGER, ESQ.
Nevada Bar No. 15464
400 South 4th Street
Suite 215
Las Vegas, Nevada 89101
(520) 591-0030
Counsel for Defendant
JACOB SCHULTE

**DISTRICT COURT
CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

vs.

JACOB SCHULTE,

Defendant.

CASE NO: C-21-358892-1

DEPT NO: XXIII

REQUEST FOR ROUGH DRAFT TRANSCRIPT

TO: Brittany Kanger-McGiffin
Court Recorder
District Court, Dept.
200 Lewis Avenue
Las Vegas, Nevada 89155

Appellant requests preparation of transcripts of the proceedings before the district court
as follows:

Judge or Officer Hearing the Proceeding: District Court Judge Jasmin Lilly-Spells, Dept. 23:

1. Specifically individual date of proceedings are being requested:
 - a. Revocation of Probation Hearing on May 18, 2022;
 - b. Hearing on Defendant's Motion to Reconsider, June 29, 2022;
 - c. Sentencing Hearing on November 10, 2022;
 - d. Sentencing Hearing on November 15, 2022.

2. Specific portions of the transcript being requested: entire transcript, including proceedings conducted outside the presence of the jury.

3. This notice requests transcripts of only those portions of the District Court proceedings that counsel reasonably and in good faith believes are necessary to determine whether appellate issues are present.

4. Defendant recognizes that he must serve a copy of this form on the above-named court report and opposing counsel, and that the above-named court reporter shall have twenty (20) days from the receipt of this notice to prepare and submit to the District Court the rough draft transcripts requested herein.

5. Counsel in this case was appointed trial counsel and is appointed as appellate counsel. Thus, all fees related to producing rough draft transcripts of the above noted proceedings shall be paid for by the County.

RESPECTFULLY SUBMITTED this 15th day of July 2022.

MATTHEW STROMENGER, ESQ.

BY: /s/ Matthew Stromenger
MATTHEW STROMENGER, ESQ
Nevada Bar No. 10707
Counsel for Defendant JACOB SCHULTE

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District Attorney
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Las Vegas, Nevada 89101
Service by Electronic filing to: motions@clarkcountynvada.com

Brittany Kanger-McGiffin
Court Recorder
District Court, Dept. 20
200 Lewis Avenue
Las Vegas, Nevada 89155

/s/ Matthew Stromenger
MATTHEW STROMENGER

CASE SUMMARY**CASE NO. C-21-358892-1**

State of Nevada
vs
Jacob Schulte

§ Location: **Department 23**
 § Judicial Officer: **Lilly-Spells, Jasmin**
 § Filed on: **09/08/2021**
 § Cross-Reference Case **C358892**
 § Number:
 § Defendant's Scope ID #: **7031290**
 § ITAG Case ID: **2480187**
 § Lower Court Case Number: **21CR037837**

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. AGGRAVATED STALKING	200.575.2	F	05/11/2021		
Arrest: 09/08/2021				Case Status:	05/29/2022 Closed
2. BATTERY CONSTITUTING DOMESTIC VIOLENCE	200.485.1a	M	05/11/2021		

Statistical Closures

05/29/2022 Guilty Plea with Sentence (before trial) (CR)
 12/07/2021 Guilty Plea with Sentence (before trial) (CR)





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

Case Number C-21-358892-1
 Court Department 23
 Date Assigned 09/08/2021
 Judicial Officer Lilly-Spells, Jasmin

PARTY INFORMATION



		<i>Lead Attorneys</i>
Defendant	Schulte, Jacob	Stromenger, Matthew John <i>Retained</i> 520-591-0030(W)
Plaintiff	State of Nevada	Wolfson, Steven B 702-671-2700(W)

DATE**EVENTS & ORDERS OF THE COURT****INDEX****EVENTS**

09/08/2021	 Criminal Bindover [1]	In #1
09/08/2021	 Criminal Bindover - Confidential [2]	In #2
09/09/2021	 Information [3] Information	In #3
09/09/2021	 Guilty Plea Agreement Party: Defendant Schulte, Jacob [4] Guilty Plea Agreement	In #4





CASE SUMMARY

CASE NO. C-21-358892-1

10/27/2021	 PSI [5]	In #2
12/07/2021	 Judgment of Conviction [6] <i>Judgment of Conviction</i>	In #6
02/11/2022	 Order Admitting Defendant to Probation & Fixing Terms [7] <i>Order Admitting Defendant to Probation and Fixing Terms</i>	In #7
04/13/2022	 Probation Violation Report Party: Plaintiff State of Nevada [8] <i>Probation Violation Report</i>	In #8
05/01/2022	 Objection Filed By: Defendant Schulte, Jacob [9] <i>Defendant's Objection to 4/12/22 Violation Report or in the Alternative Motion to Strike Probation Report Section IV</i>	In #9
05/20/2022	 Motion to Reconsider Filed By: Defendant Schulte, Jacob [10] <i>Defendant's Motion to Reconsider</i>	In #1
05/23/2022	 Clerk's Notice of Hearing [11] <i>Notice of Hearing</i>	In #1
05/26/2022	 Opposition to Motion Filed By: Plaintiff State of Nevada [12] <i>State's Opposition to Defendant's Motion to Reconsider</i>	In #1
05/29/2022	 Amended Judgment of Conviction [13] <i>Order for Revocation of Probation and Amended Judgment of Conviction</i>	In #1
06/08/2022	 Motion Filed By: Defendant Schulte, Jacob [14] <i>Motion to Hold Defendant at CCDC</i>	In #1
06/09/2022	 Order Filed By: Defendant Schulte, Jacob [15] <i>Motion to Hold Defendant at CCDC</i>	In #1
06/10/2022	 Supplemental Brief Filed By: Defendant Schulte, Jacob [16] <i>Supplemental Brief to Defendant's Motion for Reconsider</i>	In #1
06/14/2022	 Supplemental Filed by: Plaintiff State of Nevada [17] <i>State's Supplemental Opposition in Response to Defendant's Motion to Reconsider</i>	In #1
06/16/2022		In

CASE SUMMARY

CASE NO. C-21-358892-1

	 Order for Production of Inmate <i>[18] Order For Production of Inmate Jacob Schulte, BAC #1257548</i>	#1
07/15/2022	 Case Appeal Statement Filed By: Defendant Schulte, Jacob <i>[19] Case Appeal Statement</i>	In #1
07/15/2022	 Notice of Appeal (Criminal) Party: Defendant Schulte, Jacob <i>[20] Notice of Appeal</i>	In #2
07/15/2022	 Request Filed by: Defendant Schulte, Jacob <i>[21] Request for Rough Draft Transcript</i>	In #2
	<u>DISPOSITIONS</u>	
09/22/2021	Plea (Judicial Officer: Lilly-Spells, Jasmin) 1. AGGRAVATED STALKING Guilty PCN: Sequence: 2. BATTERY CONSTITUTING DOMESTIC VIOLENCE Guilty PCN: Sequence:	
11/15/2021	Disposition (Judicial Officer: Lilly-Spells, Jasmin) 1. AGGRAVATED STALKING Guilty PCN: Sequence: 2. BATTERY CONSTITUTING DOMESTIC VIOLENCE Guilty PCN: Sequence:	
11/15/2021	Adult Adjudication (Judicial Officer: Lilly-Spells, Jasmin) 1. AGGRAVATED STALKING 05/11/2021 (F) 200.575.2 (DC50333) PCN: Sequence:	
	Sentenced to Nevada Dept. of Corrections Term: Minimum:54 Months, Maximum:180 Months Suspended-Period of Probation: Indeterminate, Not To Exceed: 3 Years Condition 1. Standard Conditions 2. Maintain Full-Time Employment, Maintain full time employment, or a full time vocational or educational program; or a combination of employment and school that equals full time or alternatively complete 12 hours of community service each month. 3. Digital Storage Media, You shall submit your digital storage media or any digital storage media that you have or use, including computers, handheld communication device and any network applications associated with those devices, including social media and remote storage services to a search and shall provide all passwords, unlock codes and account information associated with those items, with or without a search warrant, by the Division of Parole and Probation or its agents. 4. Substance Abuse Evaluation, Complete a substance abuse evaluation and follow any recommended treatment plan. 5. Additional Condition, 2 days credit for time served in CCDC for mandatory sentence for Domestic Violence. 6. Additional Condition, Pay a Domestic Violence fee in the amount of \$345.00 7. CCDC Confinement, Serve 100 days Flat time in Clark County Detention Center (CCDC) with zero days credit for time served.	

CASE SUMMARY**CASE NO. C-21-358892-1**

8. Domestic Violence Counseling, Enter and complete Domestic Violence and Battery counseling for 6 months. One and half hour per week at Defendant's expense.

9. No Contact, No contact whatsoever with Victim Courtney Schulte.

Fee Totals:

Administrative Assessment Fee	25.00
\$25	
DNA Analysis Fee	150.00
\$150	
Genetic Marker Analysis AA Fee	3.00
\$3	
Fee Totals \$	178.00

11/15/2021 **Adult Adjudication** (Judicial Officer: Lilly-Spells, Jasmin)
 2. BATTERY CONSTITUTING DOMESTIC VIOLENCE
 05/11/2021 (M) 200.485.1a (DC50235)
 PCN: Sequence:

Comment (11/15/21- ORDERED, defendant SENTENCED TO CREDIT TIME SERVED)


05/18/2022 **Amended Adult Adjudication** (Judicial Officer: Lilly-Spells, Jasmin) Reason: Amended Probation Revoked
 1. AGGRAVATED STALKING
 05/11/2021 (F) 200.575.2 (DC50333)
 PCN: Sequence:


Sentenced to Nevada Dept. of Corrections
 Term: Minimum:54 Months, Maximum:180 Months
 Credit for Time Served: 240 Days
 Comment (05/18/22 - ORDERED, probation REVOKED)


05/18/2022 **Amended Adult Adjudication** (Judicial Officer: Lilly-Spells, Jasmin) Reason: Amended
 2. BATTERY CONSTITUTING DOMESTIC VIOLENCE
 05/11/2021 (M) 200.485.1a (DC50235)
 PCN: Sequence:

Comment (11/15/21- ORDERED, defendant SENTENCED TO CREDIT TIME SERVED)
 Comment (05/18/22 - as to COUNT 2, Defendaant previously SENTENCED to CREDIT FOR TIME SERVED)

HEARINGS

09/10/2021  **Initial Arraignment** (8:00 AM) (Judicial Officer: Hardy, Joe)
 Continued;
 Journal Entry Details:
Matthew Stromenger, Esq. present via Blue Jeans. Mr. Stromenger indicated that the Defendant was currently in quarantine. Additionally, Mr. Stromenger noted that he spoke to the Defendant on September 9, 2021, and the Defendant expressed concern regarding the sentencing being delayed due to his quarantine. Due to the circumstances, Mr. Stromenger requested the arraignment be continued, and that a sentencing date also be set. COURT ORDERED the arraignment was hereby CONTINUED. COURT FURTHER ORDERED a sentencing date was SET. CUSTODY 9/22/21 11:00 AM ARRAIGNMENT CONTINUED (DC23) 10/27/21 11:00 AM SENTENCING (DC23);

09/22/2021  **Arraignment Continued** (11:00 AM) (Judicial Officer: Lilly-Spells, Jasmin)
 Plea Entered;
 Journal Entry Details:
NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. SCHULTE ARRAIGNED AND PLED GUILTY TO COUNT 1 - AGGRAVATED STALKING (F) and COUNT 2 - BATTERY CONSTITUTING DOMESTIC VIOLENCE (M). Court ACCEPTED plea and ORDERED, matter REFERRED to the Division of Parole and Probation (P & P) and SET for SENTENCING. CUSTODY 11/10/21 11:00 AM SENTENCING;

11/10/2021  **Sentencing** (11:00 AM) (Judicial Officer: Lilly-Spells, Jasmin)
 11/10/2021, 11/15/2021

CASE SUMMARY**CASE NO. C-21-358892-1**

Matter Continued;
 Defendant Sentenced;
 Journal Entry Details:

DA: Jennifer Clemens Defense Attorney: Mathew John Stromenger. DEFT. Jacob Schulte ADJUDGED GUILTY of COUNT (1) AGGRAVATED STALKING (F). COUNT (2) BATTERY CONSTITUTING DOMESTIC VIOLENCE (M). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee including testing to determine genetic markers, and \$3.00 DNA Collection fee, Deft. SENTENCED to COUNT 1- a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS and MINIMUM of FIFTY-FOUR (54) MONTHS in the Nevada Department of Corrections (NDC) with 89 days credit for time served. COUNT 2- sentenced to credit for time served. SUSPENDED; placed on PROBATION for an indeterminate period not to exceed 3 YEARS. CONDITIONS: STANDARD CONDITIONS: 1. You are to report in person to the Division of Parole and Probation as instructed by the Division or its agent. You are required to submit a written report each month on forms supplied by the Division. This report shall be true and correct in all respects. 2. You shall not change your place of residence without first obtaining permission from the Division of Parole and Probation, in each instance. 3. You shall not consume or possess any alcoholic beverage whatsoever. This means that no alcohol may be located in any location you have access to, including your residence. Upon order of the Division of Parole and Probation or its agent, you shall submit to a medically recognized test for breath, blood or urine, to determine alcohol content. Test results of .08 blood alcohol content or higher shall be sufficient proof of excess. 4. You shall not use, purchase or possess any illegal drugs, or any prescription drugs, unless first prescribed by a licensed medical professional. You shall immediately notify the Division of Parole and Probation of any prescription received. You shall submit to drug testing as required by the Division or its agent. 5. You shall not possess, have access to, or have under your control, any firearm, explosive device or other dangerous weapon as defined by Federal, State or local law. 6. You shall submit your person, property, place of residence, vehicle, or areas under your control to search at any time, with or without a search warrant or warrant of arrest, for evidence of a crime or violation of probation by the Division of Probation and Parole or its agent. You may be placed on electronic surveillance (i.e. electronic monitoring or house arrest). If placed on electronic surveillance, your location may be monitored at any time with or without a search warrant or warrant of arrest. 7. You must have prior approval by the Division of Parole and Probation to associate with any person convicted of a felony, or any person on probation or parole supervision. You shall not have any contact with persons confined in a correctional institution unless specific written permission has been granted by the Division and the correctional institution. 8. You shall follow the directives of the Division of Parole and Probation. 9. You shall comply with all municipal, county, state and federal law and ordinances. 10. Out of State Travel: You shall not leave the state without first obtaining written person from the Division of Parole and Probation or from the court. 11. You shall seek and maintain legal employment or maintain a vocational or educational program. You shall inform the Division of Parole and Probation of any employment changes or terminations. 12. You shall pay fees, fines and restitution on a schedule to be approved by the Division of Parole and Probation. Any excess monies paid will be applied to any other outstanding fees, fines and/or restitution, even if it is discovered after your discharge. SPECIAL CONDITIONS: 1. Maintain full time employment, or a full time vocational or educational program; or a combination of employment and school that equals full time or alternatively complete 12 hours of community service each month. 2. Submit your digital storage media or any digital storage media that you have access to or use, including computers, handheld communication devices and any network applications associated with such devices, including social media and remote storage services to a search. You shall provide all passwords, unlock codes and account information associated with these items with or without a warrant, by the Division of Parole and Probation or its agent. 3. Complete a substance abuse evaluation and follow any recommended treatment plan. 4. 2 days credit for time served in CCDC for mandatory sentence for Domestic Violence. 5. Pay a Domestic Violence fee in the amount of \$345.00 6. Serve 100 days Flat time in Clark County Detention Center (CCDC) with zero days credit for time served. 7. Enter and complete Domestic Violence and Battery counseling for 6 months. One and half hour per week at Defendant's expense. 8. No contact whatsoever with Victim Courtney Schulte. BOND, if any, EXONERATED. CUSTODY;

Matter Continued;
 Defendant Sentenced;
 Journal Entry Details:

DA: MELANIE MARLAND Court finds the PSI concerning and requested to have the maximum sentence term explained. Ms. Marland argued the Defendant's conduct with the victim. COURT ORDERED, matter CONTINUED 11/15/21 11:00am, to review the reports. CUSTODY;

04/18/2022

**Revocation of Probation (11:00 AM)** (Judicial Officer: Lilly-Spells, Jasmin)

04/18/2022, 05/02/2022, 05/18/2022

MINUTES

Continued;
 Continued;
 Probation Revoked;
 Journal Entry Details:

Parole and Probation (P&P) Officer D. Morgan present. Upon Court's inquiry, Ms. Thomas stated State's offer to resolve the matter has been rejected. MATTER CONTINUED, to allow Court to hear other matters before holding a Hearing on the instant case. MATTER RECALLED, all parties present as before. Witnesses Courtney Graff, Officer

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. C-21-358892-1

Morgan and Deft. SWORN IN and TESTIFIED. CONFERENCES AT BENCH. Arguments by counsel. COURT STATED FINDINGS; Deft. is violation of the terms of their probation. COURT ORDERED, Deft's. PROBATION REVOKED, the ORIGINAL UNDERLING SENTENCE as to COUNT 1, a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS and a MINIMUM of FIFTY-FOUR (54) MONTHS in the Nevada Department of Corrections (NDC) IMPOSED, with TWO HUNDRED FORTY (240) DAYS credit for time served. As to COUNT 2, Deft. previously SENTENCED to credit for time served. NDC;

Continued;

Continued;

Probation Revoked;

Journal Entry Details:

DA- STEVE WATERS P&P- OFFICER CABRERA Deft not present. COURT ORDERED, matter CONTINUED 5/18/22 9:15AM. CUSTODY;

Continued;

Continued;

Probation Revoked;

Journal Entry Details:

DA- HAGAR TRIPPIEDI P&P- OFFICER MORGAN Mr. Stromenger argued the text message sent by the Defendant and having a witness to testify to it. State objected to a witness testifying as they were never produced. COURT ORDERED, matter CONTINUED 5/2/22 9:15am. Request DENIED WITHOUT PREJUDICE as to the witness speaker. CUSTODY;

06/06/2022 **Motion to Reconsider** (9:15 AM) (Judicial Officer: Lilly-Spells, Jasmin)

06/06/2022, 06/29/2022

Defendant's Motion to Reconsider

Matter Continued;

DATE

FINANCIAL INFORMATION

Defendant Schulte, Jacob

Total Charges

178.00

Total Payments and Credits

0.00

Balance Due as of 7/19/2022

178.00

1 AJOC
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5 DISTRICT COURT
6 CLARK COUNTY, NEVADA
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8 THE STATE OF NEVADA,

9 Plaintiff,

10 -vs-

11 JACOB SCHULTE aka
12 Jacob Matthew Schulte
13 #7031290

14 Defendant.
15

CASE NO. C-21-358892-1

DEPT. NO. XXIII

16 ORDER FOR REVOCATION OF PROBATION AND
17 AMENDED JUDGMENT OF CONVICTION
18

19 The Defendant previously appeared before the Court with counsel and entered a plea of
20 guilty to the crimes of COUNT 1 – AGGRAVATED STALKING (Category B Felony) in
21 violation of NRS 200.575; and COUNT 2 – BATTERY CONSTITUTING DOMESTIC
22 VIOLENCE (Misdemeanor) in violation of NRS 200.485(1)(A), 200.481(1)(A), 33.018;
23 thereafter, on the 15th day of November, 2021, the Defendant was present in court for
24 sentencing with counsel, wherein the Court did adjudge the Defendant guilty thereof by reason
25 of the plea of guilty, suspended the execution of the sentence imposed and granted probation to
26 the Defendant.
27
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1 THEREAFTER, a parole and probation officer provided the Court with a written
2 statement setting forth that the Defendant has, in the judgment of the parole and probation
3 officer, violated the conditions of probation; and on the 18th day of May, 2022, the Defendant
4 appeared in court with counsel MATTHEW J. STROMENGER, ESQ., and pursuant to a
5 probation violation hearing/proceeding, and good cause appearing to amend the Judgment of
6 Conviction; now therefor,

7
8 IT IS HEREBY ORDERED that the probation previously granted to the Defendant is
9 REVOKED; in addition to the original fees, fines and assessments, IT IS FURTHER
10 ORDERED that the original sentence to the Nevada Department of Corrections (NDC) is
11 imposed as follows: COUNT 1 – a MAXIMUM of ONE HUNDRED EIGHTY (180)
12 MONTHS with a MINIMUM parole eligibility of FIFTY-FOUR (54) MONTHS; and COUNT
13 2 – PREVIOUSLY SENTENCE TO CREDIT FOR TIME SERVED; with TWO HUNDRED
14 FORTY (240) DAYS credit for time served.
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Dated this 29th day of May, 2022



es

**AEB 79F E2B4 0FC1
Jasmin Lilly-Spells
District Court Judge**

1 **CSERV**

2
3 DISTRICT COURT
CLARK COUNTY, NEVADA

4
5
6 State of Nevada

CASE NO: C-21-358892-1

7 vs

DEPT. NO. Department 23

8 Jacob Schulte
9

10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 5/29/2022

15 Hagar Trippiedi

Hagar.Trippiedi@clarkcountyda.com

16 District Attorney

motions@clarkcountyda.com

17 Matthew Stromenger

stromengerlaw@yahoo.com

18 District Court Department 23

Dept23LC@ClarkCountyCourts.us

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 10, 2021

C-21-358892-1 State of Nevada
vs
Jacob Schulte

September 10, 2021 8:00 AM Initial Arraignment

HEARD BY: Hardy, Joe **COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristin Duncan

RECORDER: Matt Yarbrough

REPORTER:

PARTIES

PRESENT: Pandelis, Christopher P. Attorney
State of Nevada Plaintiff
Stromenger, Matthew John Attorney

JOURNAL ENTRIES

- Matthew Stromenger, Esq. present via Blue Jeans.

Mr. Stromenger indicated that the Defendant was currently in quarantine. Additionally, Mr. Stromenger noted that he spoke to the Defendant on September 9, 2021, and the Defendant expressed concern regarding the sentencing being delayed due to his quarantine. Due to the circumstances, Mr. Stromenger requested the arraignment be continued, and that a sentencing date also be set. COURT ORDERED the arraignment was hereby CONTINUED. COURT FURTHER ORDERED a sentencing date was SET.

CUSTODY

9/22/21 11:00 AM ARRAIGNMENT CONTINUED (DC23)

10/27/21 11:00 AM SENTENCING (DC23)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 22, 2021

C-21-358892-1 State of Nevada
vs
Jacob Schulte

September 22, 2021 11:00 AM Arraignment Continued

HEARD BY: Lilly-Spells, Jasmin

COURTROOM: RJC Courtroom 12D

COURT CLERK:

Jill Chambers

RECORDER: Maria Garibay

REPORTER:

PARTIES

PRESENT:	Scarborough, Michael J.	Attorney
	Schulte, Jacob	Defendant
	State of Nevada	Plaintiff
	Stromenger, Matthew John	Attorney

JOURNAL ENTRIES

- NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. SCHULTE ARRAIGNED AND PLED GUILTY TO COUNT 1 - AGGRAVATED STALKING (F) and COUNT 2 - BATTERY CONSTITUTING DOMESTIC VIOLENCE (M). Court ACCEPTED plea and ORDERED, matter REFERRED to the Division of Parole and Probation (P & P) and SET for SENTENCING.

CUSTODY

11/10/21 11:00 AM SENTENCING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 10, 2021

C-21-358892-1 State of Nevada
vs
Jacob Schulte

November 10, 2021 11:00 AM Sentencing

HEARD BY: Lilly-Spells, Jasmin

COURTROOM: RJC Courtroom 12D

COURT CLERK:

Alice Jacobson

RECORDER:

REPORTER:

PARTIES

PRESENT:

Schulte, Jacob

Defendant

Stromenger, Matthew John

Attorney

JOURNAL ENTRIES

- DA: MELANIE MARLAND

Court finds the PSI concerning and requested to have the maximum sentence term explained. Ms. Marland argued the Defendant's conduct with the victim. COURT ORDERED, matter CONTINUED 11/15/21 11:00am, to review the reports.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 15, 2021

C-21-358892-1 State of Nevada
vs
Jacob Schulte

November 15, 2021 11:00 AM Sentencing

HEARD BY: Lilly-Spells, Jasmin

COURTROOM: RJC Courtroom 12D

COURT CLERK:

Alice Jacobson

RECORDER:

REPORTER:

PARTIES

PRESENT: Schulte, Jacob Defendant
 Stromenger, Matthew John Attorney

JOURNAL ENTRIES

- DA:Jennifer Clemens
Defense Attorney: Mathew John Stromenger.

DEFT. Jacob Schulte ADJUDGED GUILTY of COUNT (1) AGGRAVATED STALKING (F). COUNT (2) BATTERY CONSTITUTING DOMESTIC VIOLENCE (M). COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, \$150.00 DNA Analysis fee including testing to determine genetic markers, and \$3.00 DNA Collection fee, Deft. SENTENCED to COUNT 1- a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS and MINIMUM of FIFTY-FOUR (54) MONTHS in the Nevada Department of Corrections (NDC) with 89 days credit for time served. COUNT 2- sentenced to credit for time served.

SUSPENDED; placed on PROBATION for an indeterminate period not to exceed 3 YEARS.
CONDITIONS:

STANDARD CONDITIONS:

1. You are to report in person to the Division of Parole and Probation as instructed by the Division or

its agent. You are required to submit a written report each month on forms supplied by the Division. This report shall be true and correct in all respects.

2. You shall not change your place of residence without first obtaining permission from the Division of Parole and Probation, in each instance.
3. You shall not consume or possess any alcoholic beverage whatsoever. This means that no alcohol may be located in any location you have access to, including your residence. Upon order of the Division of Parole and Probation or its agent, you shall submit to a medically recognized test for breath, blood or urine, to determine alcohol content. Test results of .08 blood alcohol content or higher shall be sufficient proof of excess.
4. You shall not use, purchase or possess any illegal drugs, or any prescription drugs, unless first prescribed by a licensed medical professional. You shall immediately notify the Division of Parole and Probation of any prescription received. You shall submit to drug testing as required by the Division or its agent.
5. You shall not possess, have access to, or have under your control, any firearm, explosive device or other dangerous weapon as defined by Federal, State or local law.
6. You shall submit your person, property, place of residence, vehicle, or areas under your control to search at any time, with or without a search warrant or warrant of arrest, for evidence of a crime or violation of probation by the Division of Probation and Parole or its agent. You may be placed on electronic surveillance (i.e. electronic monitoring or house arrest). If placed on electronic surveillance, your location may be monitored at any time with or without a search warrant or warrant of arrest.
7. You must have prior approval by the Division of Parole and Probation to associate with any person convicted of a felony, or any person on probation or parole supervision. You shall not have any contact with persons confined in a correctional institution unless specific written permission has been granted by the Division and the correctional institution.
8. You shall follow the directives of the Division of Parole and Probation.
9. You shall comply with all municipal, county, state and federal law and ordinances.
10. Out of State Travel: You shall not leave the state without first obtaining written permission from the Division of Parole and Probation or from the court.
11. You shall seek and maintain legal employment or maintain a vocational or educational program. You shall inform the Division of Parole and Probation of any employment changes or terminations.
12. You shall pay fees, fines and restitution on a schedule to be approved by the Division of Parole and Probation. Any excess monies paid will be applied to any other outstanding fees, fines and/or restitution, even if it is discovered after your discharge.

SPECIAL CONDITIONS:

1. Maintain full time employment, or a full time vocational or educational program; or a combination of employment and school that equals full time or alternatively complete 12 hours of community service each month.
2. Submit your digital storage media or any digital storage media that you have access to or use, including computers, handheld communication devices and any network applications associated with such devices, including social media and remote storage services to a search. You shall provide all passwords, unlock codes and account information associated with these items with or without a

warrant, by the Division of Parole and Probation or its agent.

3. Complete a substance abuse evaluation and follow any recommended treatment plan.
4. 2 days credit for time served in CCDC for mandatory sentence for Domestic Violence.
5. Pay a Domestic Violence fee in the amount of \$345.00
6. Serve 100 days Flat time in Clark County Detention Center (CCDC) with zero days credit for time served.
7. Enter and complete Domestic Violence and Battery counseling for 6 months. One and half hour per week at Defendant's expense.
8. No contact whatsoever with Victim Courtney Schulte.

BOND, if any, EXONERATED.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 18, 2022

C-21-358892-1 State of Nevada
vs
Jacob Schulte

April 18, 2022 11:00 AM Revocation of Probation

HEARD BY: Lilly-Spells, Jasmin **COURTROOM:** RJC Courtroom 12D

COURT CLERK: Alice Jacobson

RECORDER: Brittany Kanger-McGiffin

REPORTER:

PARTIES

PRESENT: Schulte, Jacob Defendant
 Stromenger, Matthew John Attorney

JOURNAL ENTRIES

- DA- HAGAR TRIPPEDI
P&P- OFFICER MORGAN

Mr. Stromenger argued the text message sent by the Defendant and having a witness to testify to it. State objected to a witness testifying as they were never produced. COURT ORDERED, matter CONTINUED 5/2/22 9:15am. Request DENIED WITHOUT PREJUDICE as to the witness speaker.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 02, 2022

C-21-358892-1 State of Nevada
vs
Jacob Schulte

May 02, 2022

9:15 AM

Revocation of Probation

HEARD BY: Lilly-Spells, Jasmin

COURTROOM: RJC Courtroom 12D

COURT CLERK: Alice Jacobson

RECORDER: Brittany Kanger-McGiffin

REPORTER:

PARTIES

PRESENT: Stromenger, Matthew John Attorney

JOURNAL ENTRIES

- DA- STEVE WATERS
P&P- OFFICER CABRERA

Deft not present. COURT ORDERED, matter CONTINUED 5/18/22 9:15AM.

CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 18, 2022**

C-21-358892-1 State of Nevada
vs
Jacob Schulte

May 18, 2022**9:15 AM****Revocation of Probation****HEARD BY:** Lilly-Spells, Jasmin**COURTROOM:** RJC Courtroom 12D

COURT CLERK: Alice Jacobson
Shelley Boyle

RECORDER: Brittany Kanger-McGiffin**REPORTER:****PARTIES**

PRESENT:	Schulte, Jacob	Defendant
	State of Nevada	Plaintiff
	Stromenger, Matthew John	Attorney
	Thomas, Morgan B.A.	Attorney

JOURNAL ENTRIES

- Parole and Probation (P&P) Officer D. Morgan present.

Upon Court's inquiry, Ms. Thomas stated State's offer to resolve the matter has been rejected. MATTER CONTINUED, to allow Court to hear other matters before holding a Hearing on the instant case.

MATTER RECALLED, all parties present as before. Witnesses Courtney Graff, Officer Morgan and Deft. SWORN IN and TESTIFIED. CONFERENCES AT BENCH. Arguments by counsel. COURT STATED FINDINGS; Deft. is violation of the terms of their probation. COURT ORDERED, Deft's. PROBATION REVOKED, the ORIGINAL UNDERLING SENTENCE as to COUNT 1, a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS and a MINIMUM of FIFTY-FOUR (54) MONTHS in the Nevada Department of Corrections (NDC) IMPOSED, with TWO HUNDRED FORTY (240) DAYS credit for time served. As to COUNT 2, Deft. previously SENTENCED to credit for time served.

NDC

EXHIBIT(S) LIST

Case No.: **C358892**

Hearing Date: 5/18/22

Dept. No.: **23**

Judge: JASMIN LILLY SPELLS

Court Clerk: ALICE JACOBSON

Plaintiff: **STATE OF NEVADA**

Recorder: BRITTANY KANGER GRIFFITH

Counsel for Plaintiff: MORGAN THOMAS

VS.

Defendant: **JACOB SCHULTE**

Counsel for Defendant: MATT STROMENGER

HEARING 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; REQUEST FOR
ROUGH DRAFT TRANSCRIPT; DISTRICT COURT DOCKET ENTRIES; ORDER FOR
REVOCATION OF PROBATION AND AMENDED JUDGMENT OF CONVICTION; DISTRICT
COURT MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

JACOB SCHULTE
aka JACOB MATTHEW SCHULTE,

Defendant(s).

Case No: C-21-358892-1

Dept No: XXIII

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 19 day of July 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk



**EIGHTH JUDICIAL DISTRICT COURT
CLERK OF THE COURT**

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE, 3rd FL.
LAS VEGAS, NEVADA 89155-1160
(702) 671-4554

Steven D. Grierson
Clerk of the Court

Anntoinette Naumec-Miller
Court Division Administrator

July 19, 2022

Elizabeth A. Brown
Clerk of the Court
201 South Carson Street, Suite 201
Carson City, Nevada 89701-4702

RE: STATE OF NEVADA vs. JACOB SCHULTE aka JACOB MATTHEW SCHULTE
D.C. CASE: C-21-358892-1

Dear Ms. Brown:

Please find enclosed a Notice of Appeal packet, filed July 19, 2022. Due to extenuating circumstances minutes from the date(s) listed below have not been included:

June 6, 2022
June 29, 2022

We do not currently have a time frame for when these minutes will be available.

If you have any questions regarding this matter, please contact me at (702) 671-0512.

Sincerely,
STEVEN D. GRIERSON, CLERK OF THE COURT

/s/ Heather Ungermann
Heather Ungermann, Deputy Clerk