

Keith W. Sullivan, # 92630

Southern Desert
Warm Springs Correctional Center
P.O. Box 7007 208
Carson City, Nevada, 89702
Indian Springs, NV 89018

DEFENDANT, In Propria Persona

FILED
AUG -1 PM 3:57

ALICIA L. LEWIS
CLERK OF THE COURT
BY _____

Electronically Filed
Aug 02 2022 03:42 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE 2ND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

Keith William Sullivan

Plaintiff/Petitioner

Vs.

Perry Russell, Warden, et Al,

Defendant.

CASE No. CR 18-0427

DEPT. No. 8

Dkt. No. _____

NOTICE OF APPEAL

Please take notice that Keith W. Sullivan, Defendant, and in his proper person, hereby appeals to the Nevada Court of Appeals, the judgment(s) in the above-entitled action(s) entered in this Honorable Court on or about the 21st day of JULY, 2022. This notice of Appeal is timely filed pursuant to NRAP 4(b).

DATED this 26th day of JULY, 2022

RESPECTFULLY SUBMITTED,

Keith W. Sullivan
DEFENDANT, In Propria Persona

CERTIFICATE OF MAILING

I, Keith W. Sullivan, certify under the penalties of perjury, that service was made of this NOTICE OF APPEAL & DESIGNATION OF RECORD ON APPEAL, pursuant to NRCP 5(b), by placing same in the United States mail, postage prepaid and addressed as follows:

Washoe County
District Attorney
1 South Sierra St
Reno, NV 89501

2nd Judicial Dist. Court
and 75 Court St.
Reno, NV 89501

(Copy to)

Supreme Court of Nevada
201 S. Carson St, Suite 201
Carson City, NV 89701
- 4702

Aaron Ford, Nevada Atty General
100 N. Carson St.
Carson City, NV 89701-4717

DATED this 26th day of JULY, 20 22

BY: Keith W. Sullivan

Appellant, In Proper Person

1 Code 1310

2

3

4

5

6

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7

IN AND FOR THE COUNTY OF WASHOE

8

9

KEITH SULLIVAN,

10

Petitioner,

Case No. CR18-0427

11

vs.

Dept. No. 8

12

PERRY RUSSELL, WARDEN, ET AL,

13

Respondents.

14

15

CASE APPEAL STATEMENT

16

This case appeal statement is filed pursuant to NRAP 3(f).

17

1. Appellant is Keith Sullivan.

18

2. This appeal is from an order entered by the Honorable Judge Barry L. Breslow.

19

3. Appellant is representing himself in Proper Person on appeal. The Appellant's address is:

20

21

Keith W. Sullivan #92630

22

Southern Desert Correctional Center

23

PO box 208

24

Indian Springs, NV 89018

25

4. Respondent is the State of Nevada. Respondent is represented by the Washoe

26

County District Attorney's Office:

27

Jennifer P. Noble, Esq., SBN: 9446

28

P.O. Box 11130

Reno, Nevada 89520

5. Respondent's attorney is not licensed to practice law in Nevada: NA

6. Appellant is represented by appointed counsel in District Court.
7. Appellant is not represented by appointed counsel on appeal.
8. Appellant was granted leave to proceed in forma pauperis in the District Court on April 1st, 2021.
9. Proceeding commenced by the filing of an Information on March 14th, 2018.
10. This is a criminal proceeding and the Appellant is appealing the Second Omnibus Order (1) Denying Respondent's Motion To Dismiss Supplemental Petition Filed April 8, 2022; (2) Construing Petitioner's Supplemental Petition As A Response To Respondent's Motion To Dismiss Petition For Writ Of Habeas Corpus Filed December 7, 2021; (3) Granting Respondent's Motion To Dismiss Petition For Writ Of Habeas Corpus Filed On December 7, 2021; (4) Denying Petitioner's Motion For Appointment Of Counsel; And (5) Denying Petitioner's Other Filings As Moot filed July 12th, 2022
11. The case has been the subject of a previous appeal to the Supreme Court.
Supreme Court No.: 78567 and 85075
12. This case does not involve child custody or visitation.
13. This is not a civil case involving the possibility of a settlement.

Dated this 1st day of August, 2022.

Alicia L. Lerud
Clerk of the Court
By: /s/ Y.Viloria
Y.Viloria
Deputy Clerk

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

KEITH WILLIAM SULLIVAN,
a.k.a. KEITH PATRICK SULLIVAN,

Petitioner,

Case No. CR18-0427

vs.

Dept. No. 8

PERRY RUSSEL, et al.,

Respondent.

OMNIBUS ORDER

Before the Court is a *Motion for Leave to Proceed in Forma Pauperis*, a *Motion for Appointment of Counsel*, and a *Petition for Writ of Habeas Corpus (Post Conviction)*. All three motions were filed on February 9, 2021, by Petitioner, KEITH WILLIAM SULLIVAN. THE STATE OF NEVADA responded with an *Opposition to Motion for Appointment of Counsel* filed February 19, 2021. The Court addresses each motion in turn:

1. MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

First, Petitioner moves this Court for leave to proceed in forma pauperis. Petitioner is currently serving a sentence in a correctional institution. Pursuant to Nevada Supreme Court's Order ADKT No. 411, a person who is unable, without substantial hardship to himself or his dependents, to obtain competent qualified legal counsel on his own will be deemed indigent. Under this standard, a presumption of substantial hardship attaches to those persons currently serving a sentence in a correctional institution or housed in a mental health facility.

1 The Court finds that pursuant to NRS 12.015, Petitioner has insufficient assets and/or
2 income to proceed absent a grant of *forma pauperis* status.

3 **IT IS HEREBY ORDERED**, pursuant to NRS 12.015, Petitioner is **GRANTED** leave
4 to proceed in *forma pauperis*.

5 **IT IS HEREBY FURTHER ORDERED** that the Court allow Petitioner to bring such
6 action without costs and file or issue any necessary writ, process, pleading or paper without
7 charge, with the exception of jury fees.

8 **IT IS HEREBY FURTHER ORDERED** that the Sheriff or any other appropriate
9 officer within the state make personal service of any necessary writ, process, pleading or paper
10 without charge for Petitioner.

11 **2. MOTION FOR APPOINTMENT OF COUNSEL**

12 Second, Petitioner moves the Court for an appointment of counsel. An indigent prisoner
13 may request the appointment of counsel if the district court does not summarily dismiss his
14 petition. NRS 34.750(1). In determining whether to appoint counsel, the district court considers
15 “the severity of the consequences facing the petitioner,” and whether (1) the issues are difficult;
16 (2) the petitioner comprehends the proceedings; or (3) counsel is necessary to proceed with
17 discovery. NRS 34.810(1)(a)(b)(c).

18 In his *Petition*, Petitioner reiterates the same issue already addressed by the Nevada
19 Supreme Court in its *Order of Affirmance*. Since that court rejected the single issue raised here,
20 the issue is neither complex nor difficult. Furthermore, Petitioner has demonstrated an
21 understanding of the proceedings as he has refashioned the same argument previously before
22 appellate review. Thus, the Court rejects Petitioner’s request for appointment of counsel.

23 **IT IS HEREBY ORDERED** that the *Motion for Appointment of Counsel* is **DENIED**.

24 **3. PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION)**

25 Finally, before the Court is also Petitioner’s *Petition for Writ of Habeas Corpus (Post*
26 *Conviction)* (the “*Petition*”). A petition for *writ of habeas corpus* is available to “[a]ny person
27 convicted of a crime and under sentence of death or imprisonment who claims that the
28 conviction was obtained, or that the sentence was imposed, in violation of the Constitution of the

1 United States or the Constitution or laws of this State . . .” NRS 34.724(1). Unless there is good
2 cause shown for delay, a petition that challenges a conviction or sentence must be filed within
3 one (1) year after entry of the judgment of conviction, or, if an appeal was taken, within one (1)
4 year after the Nevada Supreme Court issued its remittitur. NRS 34.726(1).

5 In Petitioner’s case, the Nevada Supreme Court issued its *Order of Affirmance* on
6 November 24, 2020. Thus, this Court finds the *Petition* to be timely filed. In its *Opposition to*
7 *Motion for Appointment of Counsel*, the State also asserts its opposition to *Petition*. However, the
8 Court finds a separate opposition is appropriate as the *Petition* is an independent motion from the
9 *Motion for Appointment of Counsel*. Accordingly, the State is **DIRECTED** to respond to the
10 *Petition*.

11 **IT IS HEREBY ORDERED** that the State shall, within thirty (30) days after the date of
12 this Order, answer or otherwise respond to the *Petition for Writ of Habeas Corpus (Post*
13 *Conviction* and file a return in accordance with the provisions of NRS 34.360 to 34.830,
14 inclusive.

15 **IT IS SO ORDERED.**

16 **DATED** this 1 day of April, 2021.

17
18 
19 BARRY L. BRESLOW
District Judge

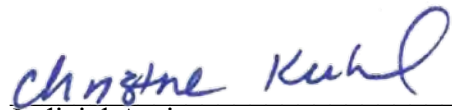
1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCP 5(b), I certify that I am an employee of the Second Judicial District
3 Court of the State of Nevada, County of Washoe; that on this 1 day of April, 2021, I
4 deposited in the County mailing system for postage and mailing with the United States Postal
5 Service in Reno, Nevada, a true copy of the attached document addressed to:

6
7 Keith W. Sullivan, #92630
8 NNCC
9 PO BOX 7000
Carson City, NV 89702

10 I hereby certify that I am an employee of the Second Judicial District Court of the State
11 of Nevada, County of Washoe; that on this 1 day of April, 2021, I electronically filed the
12 following with the Clerk of the Court by using the ECF system which will send a notice of
13 electronic filing to the following:

14
15 KEVIN NAUGHTON, ESQ. for STATE OF NEVADA
16 BIRAY DOGAN, ESQ. for KEITH WILLIAM SULLIVAN
17 DIV. OF PAROLE & PROBATION
18 JOHN PETTY, ESQ. for KEITH WILLIAM SULLIVAN
19 MELINDA CORRELLI, ESQ. for KEITH WILLIAM SULLIVAN
20 NATHAN MACLELLAN, ESQ. for STATE OF NEVADA

21
22 
23 _____
Judicial Assistant

**SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE**

Case History - CR18-0427

DEPT. D8

HON. BARRY L. BRESLOW

Report Date & Time

8/1/2022

4:41:08PM

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)

Case ID: CR18-0427

Case Type: CRIMINAL

Initial Filing Date: 3/8/2018

Parties

PLTF	STATE OF NEVADA - STATE
DA	Kevin P. Naughton, Esq. - 12834
DA	Nathan D. MacLellan, Esq. - 12030
DA	Jennifer P. Noble, Esq. - 9446
DEFT	KEITH WILLIAM SULLIVAN - @18826
PD	Biray Dogan, Esq. - 10566
PD	Melinda Correlli, Esq. - 12525
PD	John Reese Petty, Esq. - 10
PNP	Div. of Parole & Probation - DPNP

Charges

<i>Charge No.</i>	<i>Charge Code</i>	<i>Charge Date</i>	<i>Charge Description</i>
1	56014	6/14/2018	AI GRAND LARCENY OF AUTO, \$3,500.00 OR GREATER
2	56004	4/15/2019	SAI GRAND LARCENY
4	50425	6/14/2018	AI BURGLARY, SECOND OFFENSE
5	56048	6/14/2018	AI POSSESSION OF STOLEN VEHICLE, VALUE \$3,500.00 OR GREATER
6	55183	6/14/2018	AI ATTEMPT BY DRIVER TO EVADE, ELUDE OR FAIL TO STOP ON SIGNAL OF PEACE OFFICER, ENDANGERING OTHER PERSON OR PROPERTY

Plea Information

<i>Charge No.</i>	<i>Plea Code</i>	<i>Plea Date</i>	<i>Plea Description</i>
4	50425	3/21/2018	PLED NOT GUILTY
6	55183	12/17/2018	DISMISSED
2	56004	4/15/2019	PLED GUILTY
1	56014	3/21/2018	PLED NOT GUILTY
5	56048	3/11/2019	DISMISSED

Sentences

<i>Date</i>	<i>Charge No.</i>	<i>Charge Desc</i>	<i>Time Served</i>	<i>Sentence Text</i>
3/11/2019	1 - Nevada State Prison		NSP 48-120 MONTHS; FEES + REST	
5/8/2019	2 - Nevada State Prison		NSP 12-30 MONTHS TO BE SERVED CONSECUTIVE TO THE SENTENCE IMPOSED IN COUNTS I AND IV OF THE AMENDED INFORMATION.	
3/11/2019	4 - Nevada State Prison		NSP 48-120 MONTHS TO BE SERVED CONSECUTIVE TO THE SENTENCE IMPOSED IN COUNT I.	

Release Information

Custody Status

5/8/2019	CUSTODY - WCJ	DEFENDANT SENTENCED.
3/11/2019	CUSTODY - WCJ	DEFENDANT SENTENCED. DEFT SHALL STAY IN CUSTODY AT THE WASHOE COUNTY JAIL
3/11/2019	CUSTODY - WCJ	PENDING HIS TRIAL ON COUNTS II, III AND VI SET FOR APRIL 30, 2019.

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
6/26/2018		CUSTODY - WCJ		DEFT FOUND GUILTY BY A JURY. NO BAIL HOLD PENDING FURTHER ORDER OF THE COURT.

Hearings

	Department	Event Description	Sched. Date & Time		Disposed Date
1	D8	ARRAIGNMENT	3/21/2018	09:00:00	3/21/2018
Event Extra Text:			Disposition: D725 3/21/2018 TO COUNTS I - VIII OF THE INFORMATION		
	Department	Event Description	Sched. Date & Time		Disposed Date
2	D8	MOTION TO CONFIRM TRIAL	4/18/2018	09:00:00	4/18/2018
Event Extra Text: AND HEARING ON MOTION TO CONTINUE JURY TRIAL SET FOR 5/8/18 (4 DAYS)			Disposition: D355 4/18/2018 MOTION TO CONTINUE - GRANTED. TRIAL SET FOR 5/8/18 VACATED AND RESET FOR 6/18/18. (MTC: 5/30/18 AT 9:00 A.M.) PRETRIAL MOTIONS 5/4/18 AT 9:30 A.M.		
	Department	Event Description	Sched. Date & Time		Disposed Date
3	D8	Request for Submission	4/18/2018	15:09:00	4/18/2018
Event Extra Text: DEFT'S REQUEST FOR FULL DISCOVERY ON MARCH 30, 2018, STATE'S OPPOSITION TO DEFT'S REQUEST FOR DISCOVERY			Disposition: S200 4/18/2018		
	Department	Event Description	Sched. Date & Time		Disposed Date
4	D8	Request for Submission	4/18/2018	13:58:00	4/18/2018
Event Extra Text: MOTION IN LIMINE RE: PRIOR CONVICTIONS (NRS 50.095)			Disposition: S200 4/18/2018 HEARING SET MAY 4, 2018, AT 9:30 A.M.		
	Department	Event Description	Sched. Date & Time		Disposed Date
5	D8	Request for Submission	4/18/2018	13:58:00	4/18/2018
Event Extra Text: MOTION TO SEVER ON MARCH 30, 2018			Disposition: S200 4/18/2018 HEARING SET MAY 4, 2018, AT 9:30 A.M.		
	Department	Event Description	Sched. Date & Time		Disposed Date
6	D8	Request for Submission	4/19/2018	09:09:00	4/19/2018
Event Extra Text: MOTION IN LIMINE RE: ALLEGED OTHER BAD ACTS FILED 4-4-18; STATES RESPONSE FILED 4-13-18			Disposition: S200 4/19/2018 PRETRIAL MOTION HEARING SET MAY 4, 2018		
	Department	Event Description	Sched. Date & Time		Disposed Date
7	D8	Request for Submission	4/19/2018	09:10:00	4/19/2018
Event Extra Text: MOTION FOR EQUAL ACCESS TO JUROR INFORMATION 4-6-18; STATES'S OPPOSITION FILED 4-17-18			Disposition: S200 4/19/2018 PRETRIAL MOTION HEARING SET MAY 4, 2018		

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)								
Case ID:	CR18-0427		Case Type:	CRIMINAL		Initial Filing Date:	3/8/2018	
<i>Department</i>			<i>Event Description</i>			<i>Sched. Date & Time</i>		<i>Disposed Date</i>
8	D8	Request for Submission				4/19/2018	09:10:00	4/19/2018
Event Extra Text: MOTION TO INVOKE RULE OF EXCLUSION AND MOTIONS REGARDING CUSTODY DURING TRIAL 3-30-18; STATES'S RESPONSE FILED 4-11-18 AND STATES AMENDED RESPONSE 4-17-18						<i>Disposition:</i> S200 4/19/2018 PRETRIAL MOTION HEARING SET MAY 4, 2018		
<i>Department</i>			<i>Event Description</i>			<i>Sched. Date & Time</i>		<i>Disposed Date</i>
9	D8	Request for Submission				4/24/2018	14:39:00	4/24/2018
Event Extra Text: REQUEST FOR ADDITIONAL DISCOVERY						<i>Disposition:</i> S200 4/24/2018 HEARING SET FOR MAY 4, 2018		
<i>Department</i>			<i>Event Description</i>			<i>Sched. Date & Time</i>		<i>Disposed Date</i>
10	D8	PRE-TRIAL MOTIONS				5/4/2018	09:30:00	5/4/2018
Event Extra Text: MTC - 5/30/18 AT 9:00 A.M. (JURY TRIAL SET FOR 6/18/18 - 4 DAYS)						<i>Disposition:</i> D430 5/4/2018 COUNTS COUNT I, COUNT IV, COUNT V AND COUNT VI SHALL BE SEVERED FROM COUNT II. COUNT III AND COUNT VII. STATE TO FILE AMENDED INFORMATIONS FOLLOWING THE COURTS DECISION ON THE MOTION TO STRIKE DEFT'S ALIAS.		
<i>Department</i>			<i>Event Description</i>			<i>Sched. Date & Time</i>		<i>Disposed Date</i>
11	D8	TRIAL - JURY				5/8/2018	09:00:00	4/18/2018
Event Extra Text: DAY1 OF 4 DAY TRIAL						<i>Disposition:</i> D844 4/18/2018 MOTION TO CONTINUE - GRANTED. RESET TO 6/18/18 AT 9:00 A.M.		
<i>Department</i>			<i>Event Description</i>			<i>Sched. Date & Time</i>		<i>Disposed Date</i>
12	D8	Request for Submission				5/11/2018	16:44:00	5/11/2018
Event Extra Text: MOTION TO SUPPRESS STATEMENTS						<i>Disposition:</i> S200 5/11/2018 ORAL ARGUMENT SCHEDULED 05-17-18		
<i>Department</i>			<i>Event Description</i>			<i>Sched. Date & Time</i>		<i>Disposed Date</i>
13	D8	Request for Submission				5/14/2018	13:59:00	5/14/2018
Event Extra Text: MOTION TO EXCLUDE THE CRIMINAL INFORMATION FROM ENTERING JURY DELIBERATIONS (NO ORDER PROVIDED)						<i>Disposition:</i> S200 5/14/2018 ORAL ARGUMENT SCHEDULED MAY 17, 2018		
<i>Department</i>			<i>Event Description</i>			<i>Sched. Date & Time</i>		<i>Disposed Date</i>
14	D8	Request for Submission				5/14/2018	13:59:00	5/14/2018
Event Extra Text: MOTION TO STRIKE SURPLUSAGE IN THE INFORMATION (NO ORDER PROVIDED)						<i>Disposition:</i> S200 5/14/2018 ORAL ARGUMENT SCHEDULED MAY 17, 2018		

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)					
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date:	3/8/2018
Department		Event Description	Sched. Date & Time		Disposed Date
15	D8	Request for Submission	5/14/2018	14:00:00	5/14/2018
Event Extra Text: MOTION IN LIMINE TO USE MR. SULLIVAN'S TRUE NAME (NO ORDER PROVIDED)			Disposition: S200 5/14/2018 ORAL ARGUMENT SCHEDULED MAY 17, 2018		
Department		Event Description	Sched. Date & Time		Disposed Date
16	D8	PRE-TRIAL MOTIONS	5/17/2018	10:00:00	5/17/2018
Event Extra Text: COUNTS I, IV, V AND VI. JURY TRIAL SET FOR 6/18/18.			Disposition: D430 5/17/2018		
Department		Event Description	Sched. Date & Time		Disposed Date
17	D8	Request for Submission	5/17/2018	08:32:00	5/18/2018
Event Extra Text: MOTION TO RECORD ALL BENCH CONFERENCES AND CONFERENCES CONDUCTED IN CHAMBERS ON MAY 2, 2018 (NO PAPER ORDER PROVIDED)			Disposition: S200 5/18/2018 RULED FROM THE BENCH		
Department		Event Description	Sched. Date & Time		Disposed Date
18	D8	Request for Submission	5/17/2018	09:05:00	5/18/2018
Event Extra Text: MOTION TO EXCLUDE EYEWITNESS IDENTIFICATION EVIDENCEON MAY 1, 2018 AND STATES OPPOSITION TO SAID MOTION 5-11-18			Disposition: S200 5/18/2018 RULED FROM THE BENCH		
Department		Event Description	Sched. Date & Time		Disposed Date
19	D8	MOTION TO CONFIRM TRIAL	5/30/2018	10:00:00	5/30/2018
Event Extra Text: JURY TRIAL SET FOR 6/18/18 (4 DAYS)			Disposition: D425 5/30/2018		
Department		Event Description	Sched. Date & Time		Disposed Date
20	D8	EXHIBITS TO BE MARKED W/CLERK	6/15/2018	09:00:00	6/15/2018
Event Extra Text: DEPARTMENT 8 JURY ROOM			Disposition: D596 6/15/2018		
Department		Event Description	Sched. Date & Time		Disposed Date
21	D8	TRIAL - JURY	6/18/2018	11:00:00	6/18/2018
Event Extra Text: DAY 1 OF4 DAY TRIAL			Disposition: D832 6/18/2018 DAY 1		
Department		Event Description	Sched. Date & Time		Disposed Date
22	D8	TRIAL ONGOING	6/19/2018	09:00:00	6/19/2018
Event Extra Text: DAY 2			Disposition: D832 6/19/2018		

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)						
Case ID:	CR18-0427		Case Type:	CRIMINAL		Initial Filing Date: 3/8/2018
23	Department	Event Description	Sched. Date & Time		Disposed Date	
	D8	TRIAL ONGOING	6/20/2018	10:40:00	6/20/2018	
	Event Extra Text: DAY 3		Disposition: D832 6/20/2018 DAY 3			
24	Department	Event Description	Sched. Date & Time		Disposed Date	
	D8	TRIAL ONGOING	6/21/2018	08:30:00	6/21/2018	
	Event Extra Text: DAY 4		Disposition: D832 6/21/2018 DAY 4			
25	Department	Event Description	Sched. Date & Time		Disposed Date	
	D8	TRIAL ONGOING	6/22/2018	08:15:00	6/22/2018	
	Event Extra Text: DAY 5		Disposition: D832 6/22/2018 DAY 5			
26	Department	Event Description	Sched. Date & Time		Disposed Date	
	D8	TRIAL ONGOING	6/26/2018	09:00:00	6/26/2018	
	Event Extra Text: DAY 6		Disposition: D895 6/26/2018 COUNT I - GRAND LARCENY OF AUTO - GUILTY. COUNT IV - BURGLARY - GUILTY. COUNT V - POSSESSION OF STOLEN VEHICLE - GUILTY. COUNT VI - ATTEMPT BY DRIVER TO EVADE, ELUDE OR FAIL TO STOP ON SIGNAL OF PEACE OFFICER - HUNG JURY. psi ordered 7/3/18. confirm receipt received via e-mail by the division of parole and probation 7/3/18 - ad			
27	Department	Event Description	Sched. Date & Time		Disposed Date	
	D8	STATUS HEARING	8/1/2018	09:00:00	8/1/2018	
	Event Extra Text: RE: PRETRIAL MOTIONS AND NOVEMBER 13, 2018, TRIAL		Disposition: D260 8/1/2018			
28	Department	Event Description	Sched. Date & Time		Disposed Date	
	D8	MOTION TO CONFIRM TRIAL	10/29/2018	09:00:00	9/4/2018	
	Event Extra Text: TRIAL SET 11/13/18 (3 DAYS) *ADDRESS STATUS OF COUNT VI (EVADING CHARGE)		Disposition: D844 9/4/2018			
29	Department	Event Description	Sched. Date & Time		Disposed Date	
	D8	TRIAL - JURY	11/13/2018	09:00:00	9/4/2018	
	Event Extra Text: DAY 1OF 3 DAY TRIAL		Disposition: D844 9/4/2018			

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)

Case ID: CR18-0427 Case Type: CRIMINAL Initial Filing Date: 3/8/2018

	Department	Event Description	Sched. Date & Time		Disposed Date
30	D8	Request for Submission	12/10/2018	16:29:00	12/27/2018
Event Extra Text: STATE'S MOTION TO ADMIT 48.045(2) EVIDENCE AND RES GESTAE			Disposition: S200 12/27/2018 SET FOR HEARING ON 01-08-19		
	Department	Event Description	Sched. Date & Time		Disposed Date
31	D8	MOTION TO CONFIRM TRIAL	12/17/2018	09:00:00	12/17/2018
Event Extra Text: 3 DAY TRIAL SET 01-14-19 - *ADDRESS STATUS OF COUNT VI (EVADING CHARGE)			Disposition: D425 12/17/2018 JURY TRIAL CONFIRMED FOR 1/15/19 @ 9:00 A.M. (3 DAYS). COUNT VI - DISMISSED.		
	Department	Event Description	Sched. Date & Time		Disposed Date
32	D8	Request for Submission	12/18/2018	12:02:00	12/27/2018
Event Extra Text: MOTION TO RECONSIDER ORDER REGARDING DEFENDANT'S MOTION FOR EQUAL ACCESS TO JUROR INFORMATION			Disposition: S200 12/27/2018 SET FOR HEARING ON 01-08-19		
	Department	Event Description	Sched. Date & Time		Disposed Date
33	D8	Request for Submission	12/21/2018	15:51:00	12/27/2018
Event Extra Text: DEFENDANT'S MOTION IN LIMINE TO SUPPRESS PRIOR BAD ACT EVIDENCE REGARDING THE ATTEMPT TO EVADE A POLICE OFFICER			Disposition: S200 12/27/2018 SET FOR HEARING ON 01-08-19		
	Department	Event Description	Sched. Date & Time		Disposed Date
34	D8	Request for Submission	1/8/2019	09:33:00	1/8/2019
Event Extra Text: Motion for Clarification Regarding Previous Rulings on December 10, 2018			Disposition: S200 1/8/2019		
	Department	Event Description	Sched. Date & Time		Disposed Date
35	D8	Request for Submission	1/8/2019	10:12:00	1/8/2019
Event Extra Text: DEFENDANT'S MOTION IN LIMINE TO SUPPRESS PRIOR BAD ACT EVIDENCE REGARDING THE ATTEMPT TO EVADA A PEACE OFFICER CHARGES			Disposition: S200 1/8/2019		
	Department	Event Description	Sched. Date & Time		Disposed Date
36	D8	MOTION ...	1/8/2019	10:45:00	1/8/2019
Event Extra Text:			Disposition: D430 1/8/2019 - DEFENDANT'S MOTION IN LIMINE TO SUPPRESS PRIOR BAD ACTS EVIDENCE REGARDING THE ATTEMPT TO EVADE A PEACE OFFICER CHARGE - DENIED - DEFENDANT'S MOTION TO RECONSIDER ORDER REGARDING DEFENDANT'S MOTION FOR EQUAL ACCESS TO JUROR INFORMATION - GRANTED - STATE'S MOTION TO ADMIT EVIDENCE AND RES GESTAE - GRANTED/DENIED IN PART - DEFENDANT'S MOTION FOR CLARIFICATION REGARDING PREVIOUS RULINGS - ADDRESSED		

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)

Case ID: CR18-0427 **Case Type:** CRIMINAL **Initial Filing Date:** 3/8/2018

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
37 D8	EXHIBITS TO BE MARKED W/CLERK	1/10/2019	16:30:00	1/10/2019
Event Extra Text: D8 JURY ROOM		Disposition: D596 1/10/2019 STATE'S EXHIBITS 1 - 64 DEFENDANT'S EXHIBITS 1 - 2		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
38 D8	Request for Submission	1/10/2019	09:59:00	1/11/2019
Event Extra Text: DEFT'S MOTION FOR CLARIFICATION REGARDING THIS COURT'S ORDER PERTAINING TO THE DEFENDANT'S MOTION IN LIMINE TO SUPPRESS PRIOR BAD ACTS EVIDENCE REGARDING THE ATTEMPT TO EVADE A PEACE OFFICER		Disposition: S200 1/11/2019		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
39 D8	MOTION ...	1/11/2019	11:30:00	1/11/2019
Event Extra Text: MOTION FOR CLARIFICATION RE: MOT TO SUPPRESS		Disposition: D355 1/11/2019 DENIED - MOTION FOR CLARIFICATION REGARDING THIS COURT'S ORDER PERTAINING TO THE DEFENDANT'S MOTION IN LIMINE TO SUPPRESS PRIOR BAD ACTS EVIDENCE REGARDING THE ATTEMPT TO EVADE A PEACE OFFICER.		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
40 D8	TRIAL - JURY	1/15/2019	09:00:00	1/15/2019
Event Extra Text: DAY 1 OF 3 DAY TRIAL		Disposition: D605 1/15/2019		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
41 D8	TRIAL ONGOING	1/16/2019	09:00:00	1/16/2019
Event Extra Text: DAY 2 OF 3		Disposition: D845 1/16/2019 COURT DECLARED MISTRIAL 1/15/19.		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
42 D8	SENTENCING	1/16/2019	09:00:00	12/17/2018
Event Extra Text: DEFT FOUND GUILTY BY A JURY 6/26/18. COUNTS I, II, and V.		Disposition: D844 12/17/2018		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
43 D8	TRIAL ONGOING	1/17/2019	09:00:00	1/16/2019
Event Extra Text: DAY 3 OF 3		Disposition: D845 1/16/2019		

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)

Case ID: CR18-0427

Case Type: CRIMINAL

Initial Filing Date: 3/8/2018

	Department	Event Description	Sched. Date & Time		Disposed Date
44	D8	Request for Submission	2/20/2019	08:27:00	2/21/2019
		Event Extra Text: DEFENDANT'S MOTION TO CONTINUE SENTENCING	Disposition: S200 2/21/2019		
	Department	Event Description	Sched. Date & Time		Disposed Date
45	D8	MOTION FOR CONTINUANCE	3/1/2019	09:00:00	3/1/2019
		Event Extra Text:	Disposition: D355 3/1/2019 MOTION TO CONTINUE SENTENCE DENIED		
	Department	Event Description	Sched. Date & Time		Disposed Date
46	D8	SENTENCING	3/11/2019	11:00:00	3/11/2019
		Event Extra Text:	Disposition: D765 3/11/2019 COUNT I AND IV OF THE AMENDED INFORMATION. COUNT V AND COUNT VI - DISMISSED.		
	Department	Event Description	Sched. Date & Time		Disposed Date
47	D8	STATUS HEARING	4/15/2019	11:00:00	4/15/2019
		Event Extra Text: AND MOTION TO CONFIRM TRIAL	Disposition: D655 4/15/2019 TO THE SECOND AMENDED INFORMATION		
	Department	Event Description	Sched. Date & Time		Disposed Date
48	D8	TRIAL - JURY	4/30/2019	09:00:00	4/15/2019
		Event Extra Text: 4 DAYS	Disposition: D845 4/15/2019 DEFT PLED GUILTY 4/15/19		
	Department	Event Description	Sched. Date & Time		Disposed Date
49	D8	SENTENCING	5/8/2019	09:00:00	5/8/2019
		Event Extra Text: **PSI WAIVED**	Disposition: D765 5/8/2019 SECOND AMENDED INFORMATION - GRAND LARCENY.		
	Department	Event Description	Sched. Date & Time		Disposed Date
50	D8	Request for Submission	2/22/2021	12:49:00	4/1/2021
		Event Extra Text: MOTION	Disposition: S200 4/1/2021		
	Department	Event Description	Sched. Date & Time		Disposed Date
51	D8	Request for Submission	4/2/2021	15:44:00	4/5/2021
		Event Extra Text: MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS WITHOUT PREJUDICE	Disposition: S200 4/5/2021		

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)

Case ID: CR18-0427 **Case Type:** CRIMINAL **Initial Filing Date:** 3/8/2018

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
52 D8	Request for Submission	11/10/2021	12:58:00	11/19/2021
Event Extra Text: WRIT OF HABEAS CORPUS		Disposition: S200 11/19/2021		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
53 D8	Request for Submission	1/4/2022	14:34:00	2/18/2022
Event Extra Text: MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) FILED ON DECEMBER 7, 2021, AND THE MOTION FOR APPOINTMENT OF COUNSEL FILED ON NOVEMBER 10, 2021		Disposition: S200 2/18/2022		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
54 D8	Request for Submission	1/27/2022	14:42:00	2/18/2022
Event Extra Text: MOTION FOR EXTENSION OF TIME		Disposition: S200 2/18/2022		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
55 D8	Request for Submission	2/25/2022	15:12:00	2/28/2022
Event Extra Text: SUPPLEMENT TO HABEAS CORPUS (POST-CONVICTION)		Disposition: S200 2/28/2022		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
56 D8	Request for Submission	5/13/2022	13:31:00	7/12/2022
Event Extra Text: Motion to Dismiss Supplement to Petition for Writ of Habeas Corpus (Post-Conviction)		Disposition: S200 7/12/2022		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
57 D8	Request for Submission	6/22/2022	13:06:00	7/12/2022
Event Extra Text: REQUEST FOR SUBMISSION FOR AND WITHRDOWAL OF CERTAIN MOTIONS [SIC]		Disposition: S200 7/12/2022		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
58 D8	Request for Submission	7/18/2022	14:12:00	8/1/2022
Event Extra Text: MOTIONS AND WRIT OF HABEAS CORPUS		Disposition: S200 8/1/2022		

Agency Cross Reference

<i>Code</i>	<i>Agency Description</i>	<i>Case Reference I.D.</i>
DA	District Attorney's Office	DA18235
RJ	Reno Justice's Court	RCR218094947
SC	Supreme Court	SCN 85075
SC	Supreme Court	SCN 78567

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)

Case ID: CR18-0427 **Case Type:** CRIMINAL **Initial Filing Date:** 3/8/2018

		Actions	
Action Entry Date	Code	Code Description	Text
3/8/2018	2522	Notice of Bindover	Transaction 6566841 - Approved By: RRODRIGU : 03-08-2018:08:36:05
3/8/2018	3700	Proceedings	Transaction 6566841 - Approved By: RRODRIGU : 03-08-2018:08:36:05
3/8/2018	1250E	Application for Setting eFile	3/21/18 AT 0900 - Transaction 6566898 - Approved By: NOREVIEW : 03-08-2018:08:44:58
3/8/2018	NEF	Proof of Electronic Service	Transaction 6566903 - Approved By: NOREVIEW : 03-08-2018:08:45:48
3/8/2018	4075	Substitution of Counsel	MELINDA CORRELLI PD AND BIRAY DOGAN PD / DEFT KRYSTOPHER BENYAMIN PD AND KENDRA BERT
3/8/2018	NEF	Proof of Electronic Service	Transaction 6567032 - Approved By: NOREVIEW : 03-08-2018:09:15:51
3/9/2018	1491	Pretrl Srvc Assessment Report	Transaction 6569259 - Approved By: NMASON : 03-09-2018:10:14:46
3/9/2018	NEF	Proof of Electronic Service	Transaction 6569525 - Approved By: NOREVIEW : 03-09-2018:10:15:42
3/12/2018	4105	Supplemental ...	RJC STATE EXHIBIT'S A-M
3/12/2018	1695	** Exhibit(s) ...	RJC STATE EXHIBIT'S A-M IN EVIDENCE ROOM
3/12/2018	COC	Evidence Chain of Custody Form	
3/14/2018	1800	Information	Transaction 6575796 - Approved By: RRODRIGU : 03-14-2018:08:41:40
3/14/2018	NEF	Proof of Electronic Service	Transaction 6575829 - Approved By: NOREVIEW : 03-14-2018:08:42:27
3/21/2018	1275	** 60 Day Rule - Invoked	
3/21/2018	4185	Transcript	MARCH 21, 2018 ARRAIGNMENT - Transaction 6589733 - Approved By: NOREVIEW : 03-21-2018:19:55:31
3/21/2018	NEF	Proof of Electronic Service	Transaction 6589735 - Approved By: NOREVIEW : 03-21-2018:19:56:29
3/23/2018	4105	Supplemental ...	Transaction 6593855 - Approved By: JAPARICI : 03-23-2018:16:08:22
3/23/2018	NEF	Proof of Electronic Service	Transaction 6594259 - Approved By: NOREVIEW : 03-23-2018:16:09:56
3/26/2018	MIN	***Minutes	3/21/18 ARRAIGNMENT - Transaction 6595708 - Approved By: NOREVIEW : 03-26-2018:12:47:53
3/26/2018	NEF	Proof of Electronic Service	Transaction 6595712 - Approved By: NOREVIEW : 03-26-2018:12:48:57
3/30/2018	2470	Mtn to Sever	Transaction 6605703 - Approved By: CSULEZIC : 03-30-2018:16:57:05
3/30/2018	2245	Mtn in Limine	MOTION IN LIMINE RE: PRIOR CONVICTIONS (NRS 50.095) - Transaction 6605703 - Approved By: CSULEZI
3/30/2018	2490	Motion ...	MOTION TO INVOKE RULE OF EXCLUSION, AND MOTIONS REGARDING CUSTODY DURING TRIAL - Tran
3/30/2018	2045	Mtn for Discovery	DEFENDANT'S REQUEST FOR FULL DISCOVERY - Transaction 6605703 - Approved By: CSULEZIC : 03-30-
3/30/2018	NEF	Proof of Electronic Service	Transaction 6606039 - Approved By: NOREVIEW : 03-30-2018:16:59:02
4/4/2018	NEF	Proof of Electronic Service	Transaction 6612877 - Approved By: NOREVIEW : 04-04-2018:16:09:22
4/4/2018	2245	Mtn in Limine	MOTION IN LIMINE RE: ALLEGED OTHER BAD ACTS - Transaction 6612619 - Approved By: CSULEZIC : 04-
4/6/2018	NEF	Proof of Electronic Service	Transaction 6616147 - Approved By: NOREVIEW : 04-06-2018:10:55:10
4/6/2018	2490	Motion ...	MOTION FOR EQUAL ACCESS TO JUROR INFORMATION - Transaction 6615874 - Approved By: JAPARICI :
4/10/2018	NEF	Proof of Electronic Service	Transaction 6622056 - Approved By: NOREVIEW : 04-10-2018:15:49:35
4/10/2018	3870	Request	REQUEST FOR ADDITIONAL DISCOVERY - Transaction 6620942 - Approved By: PMSEWELL : 04-10-2018:12
4/10/2018	NEF	Proof of Electronic Service	Transaction 6621097 - Approved By: NOREVIEW : 04-10-2018:12:17:33
4/10/2018	2645	Opposition to Mtn ...	STATE'S OPPOSITION TO DEFENDANT'S MOTION TO SEVER - Transaction 6621801 - Approved By: YVIOF
4/10/2018	2280	Mtn to Continue	MOTION TO CONTINUE TRIAL TO ENSURE EFFECTIVE ASSISTANCE OF COUNSEL - Transaction 6620942
4/11/2018	3880	Response...	STATE'S RESPONSE TP DEFENDANT' MOTION TO INVOKE RULE OF EXCLUSION, AND MOTIONS REGAF
4/11/2018	2650	Opposition to ...	STATE'S OPPOSITION TO DEFENDANT'S REQUEST FOR DISCOVERY AND STATE'S REQUEST FOR DISC
4/11/2018	NEF	Proof of Electronic Service	Transaction 6624774 - Approved By: NOREVIEW : 04-11-2018:16:53:37

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
4/11/2018	2645	Opposition to Mtn ...	STATE'S OPPOSITION TO DEFENDANT'S MOTION IN LIMINE RE: PRIOR CONVICTIONS - Transaction 6624	
4/11/2018	NEF	Proof of Electronic Service	Transaction 6624780 - Approved By: NOREVIEW : 04-11-2018:16:54:48	
4/12/2018	NEF	Proof of Electronic Service	Transaction 6624985 - Approved By: NOREVIEW : 04-12-2018:08:17:38	
4/13/2018	3880	Response...	STATE'S RESPONSE TO DEFENDANT'S MOTION IN LIMINE: ALLEGED OTHER BAD ACRS, - Transaction 66	
4/16/2018	NEF	Proof of Electronic Service	Transaction 6630136 - Approved By: NOREVIEW : 04-16-2018:09:31:40	
4/17/2018	NEF	Proof of Electronic Service	Transaction 6634619 - Approved By: NOREVIEW : 04-17-2018:16:31:04	
4/17/2018	2645	Opposition to Mtn ...	STATE'S OPPOSITION TO MOTION FOR EQUAL ACCESS TO JUROR INFORMATION - Transaction 6634518	
4/17/2018	NEF	Proof of Electronic Service	Transaction 6633660 - Approved By: NOREVIEW : 04-17-2018:13:37:02	
4/17/2018	3790	Reply to/in Opposition	AMENDED STATE'S RESPONSE TO DEFENDANT'S MOTION TO INVOKE RULE OF EXCLUSION, AND MOT	
4/18/2018	3860	Request for Submission	Transaction 6636315 - Approved By: YVILORIA : 04-18-2018:15:07:31	
4/18/2018	NEF	Proof of Electronic Service	Transaction 6636502 - Approved By: NOREVIEW : 04-18-2018:15:08:30	
4/18/2018	S200	Request for Submission Complet	HEARING SET MAY 4, 2018, AT 9:30 A.M.	
4/18/2018	S200	Request for Submission Complet	HEARING SET MAY 4, 2018, AT 9:30 A.M.	
4/18/2018	S200	Request for Submission Complet	HEARING SET MAY 4, 2018, AT 9:30 A.M.	
4/18/2018	NEF	Proof of Electronic Service	Transaction 6636123 - Approved By: NOREVIEW : 04-18-2018:13:44:48	
4/18/2018	3860	Request for Submission	- Transaction 6635745 - Approved By: JAPARICI : 04-18-2018:13:43:43	
4/18/2018	3795	Reply...	REPLY IN SUPPORT OF DEFENDANT'S MOTION TO SEVER - Transaction 6635745 - Approved By: JAPARIC	
4/18/2018	3795	Reply...	REPLY IN SUPPORT OF DEFENDANT'S REQUEST FOR FULL DISCOVERY - Transaction 6636315 - Approve	
4/18/2018	NEF	Proof of Electronic Service	Transaction 6636141 - Approved By: NOREVIEW : 04-18-2018:13:49:28	
4/18/2018	3860	Request for Submission	Transaction 6636101 - Approved By: YVILORIA : 04-18-2018:13:48:29	
4/18/2018	S200	Request for Submission Complet		
4/19/2018	S200	Request for Submission Complet	PRETRIAL MOTION HEARING SET MAY 4, 2018	
4/19/2018	S200	Request for Submission Complet	PRETRIAL MOTION HEARING SET MAY 4, 2018	
4/19/2018	S200	Request for Submission Complet	PRETRIAL MOTION HEARING SET MAY 4, 2018	
4/19/2018	NEF	Proof of Electronic Service	Transaction 6637382 - Approved By: NOREVIEW : 04-19-2018:08:58:43	
4/19/2018	3860	Request for Submission	Transaction 6637235 - Approved By: YVILORIA : 04-19-2018:08:57:36	
4/19/2018	3860	Request for Submission	Transaction 6637235 - Approved By: YVILORIA : 04-19-2018:08:57:36	
4/19/2018	3860	Request for Submission	Transaction 6637235 - Approved By: YVILORIA : 04-19-2018:08:57:36	
4/20/2018	2650	Opposition to ...	OPPOSITION TO DEFENDANT'S REQUEST FOR ADDITIONAL DISCOVERY - Transaction 6641042 - Approve	
4/20/2018	NEF	Proof of Electronic Service	Transaction 6641282 - Approved By: NOREVIEW : 04-20-2018:15:55:29	
4/24/2018	3795	Reply...	REPLY IN SUPPORT OF DEFENDANT'S REQUEST FOR ADDITIONAL DISCOVERY - Transaction 6645456 -	
4/24/2018	3860	Request for Submission	- Transaction 6645456 - Approved By: PMSEWELL : 04-24-2018:14:27:24	
4/24/2018	NEF	Proof of Electronic Service	Transaction 6645571 - Approved By: NOREVIEW : 04-24-2018:14:28:22	
4/24/2018	S200	Request for Submission Complet	HEARING SET FOR MAY 4, 2018	
4/27/2018	2480	Mtn to Suppress...	MOTION TO SUPPRESS STATEMENTS - Transaction 6652381 - Approved By: CSULEZIC : 04-27-2018:14:11:	
4/27/2018	NEF	Proof of Electronic Service	Transaction 6652426 - Approved By: NOREVIEW : 04-27-2018:14:14:50	
4/30/2018	1930	Letters ...	REJECTION LETTER: VETERANS COURT - Transaction 6654180 - Approved By: YVILORIA : 04-30-2018:13:	
4/30/2018	NEF	Proof of Electronic Service	Transaction 6654275 - Approved By: NOREVIEW : 04-30-2018:13:13:45	
5/1/2018	MIN	***Minutes	4/18/18 MOTION TO CONFIRM TRIAL - Transaction 6656723 - Approved By: NOREVIEW : 05-01-2018:13:16:5	

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
5/1/2018	NEF	Proof of Electronic Service	Transaction 6656728 - Approved By: NOREVIEW : 05-01-2018:13:18:01	
5/1/2018	2490	Motion ...	MOTION TO EXCLUDE EYEWITNESS IDENTIFICATION EVIDENCE - Transaction 6656902 - Approved By: YV	
5/1/2018	NEF	Proof of Electronic Service	Transaction 6657135 - Approved By: NOREVIEW : 05-01-2018:14:44:07	
5/2/2018	2490	Motion ...	MOTION TO RECORD ALL BENCH CONFERENCES AND CONFERENCES CONDUCTED IN CHAMBERS - T	
5/2/2018	NEF	Proof of Electronic Service	Transaction 6658430 - Approved By: NOREVIEW : 05-02-2018:09:38:21	
5/2/2018	NEF	Proof of Electronic Service	Transaction 6659549 - Approved By: NOREVIEW : 05-02-2018:13:35:17	
5/2/2018	2245	Mtn in Limine	MOTION IN LIMINE TO STRIKE SURPLUSAGE IN THE INFORMATION - Transaction 6659375 - Approved By:	
5/2/2018	2245	Mtn in Limine	MOTION IN LIMINE TO USE MR. SULLIVAN'S TRUE NAME - Transaction 6659375 - Approved By: CSULEZIC	
5/2/2018	2245	Mtn in Limine	MOTION IN LIMINE TO EXCLUDE THE CRIMINAL INFORMATION FROM ENTERING JURY DELIBERATIONS	
5/4/2018	1650	Errata...	ERRATA RELATED TO MR. SULLIVAN'S MOTION TO SUPPRESS (APR. 27, 2018) - Transaction 6663695 - Ap	
5/4/2018	NEF	Proof of Electronic Service	Transaction 6663840 - Approved By: NOREVIEW : 05-04-2018:12:13:50	
5/8/2018	2645	Opposition to Mtn ...	STATE'S OPPOSITION TO DEFENDANT'S MOTION TO SUPPRESS STATEMENTS - Transaction 6669084 - A	
5/8/2018	NEF	Proof of Electronic Service	Transaction 6669145 - Approved By: NOREVIEW : 05-08-2018:15:01:33	
5/11/2018	S200	Request for Submission Complet	ORAL ARGUMENT SCHEDULED 05-17-18	
5/11/2018	2501	Non-Opposition ...	STATE'S NON-OPPOSITION TO DEFENDANT'S MOTION TO RECORD ALL BENCH CONFERENCES AND C	
5/11/2018	NEF	Proof of Electronic Service	Transaction 6676434 - Approved By: NOREVIEW : 05-11-2018:16:47:07	
5/11/2018	3880	Response...	STATE'S RESPONSE TO DEFENDANT'S MOTION IN LIMINE TO USE MR. SULLIVAN'S TRUE NAME - Trans:	
5/11/2018	NEF	Proof of Electronic Service	Transaction 6676424 - Approved By: NOREVIEW : 05-11-2018:16:43:26	
5/11/2018	2645	Opposition to Mtn ...	STATE'S OPPOSITION TO DEFENDANT'S MOTION TO EXCLUDE EYEWITNESS IDENTIFICATION EVIDENC	
5/11/2018	2645	Opposition to Mtn ...	STATE'S OPPOSITION TO DEFENDANT'S MOTION TO EXCLUDE THE CRIMINAL INFORMATION FROM EN	
5/11/2018	3790	Reply to/in Opposition	REPLY TO STATE'S OPPOSITION TO DEFENDANT'S MOTION TO SUPPRESS STATEMENTS - Transaction 6	
5/11/2018	NEF	Proof of Electronic Service	Transaction 6676116 - Approved By: NOREVIEW : 05-11-2018:15:29:05	
5/11/2018	2645	Opposition to Mtn ...	STATE'S OPPOSITION TO DEFENDANT'S MOTION TO STIKE SURPLUSAGE IN THE INFORMATION - Trans	
5/11/2018	NEF	Proof of Electronic Service	Transaction 6676204 - Approved By: NOREVIEW : 05-11-2018:15:51:23	
5/11/2018	3860	Request for Submission	MOTION TO SUPPRESS STATEMENTS FILED 4/27/18 - Transaction 6676264 - Approved By: CSULEZIC : 05-	
5/11/2018	NEF	Proof of Electronic Service	Transaction 6676377 - Approved By: NOREVIEW : 05-11-2018:16:35:00	
5/11/2018	NEF	Proof of Electronic Service	Transaction 6675691 - Approved By: NOREVIEW : 05-11-2018:13:26:25	
5/14/2018	S200	Request for Submission Complet	ORAL ARGUMENT SCHEDULED MAY 17, 2018	
5/14/2018	S200	Request for Submission Complet	ORAL ARGUMENT SCHEDULED MAY 17, 2018	
5/14/2018	S200	Request for Submission Complet	ORAL ARGUMENT SCHEDULED MAY 17, 2018	
5/14/2018	NEF	Proof of Electronic Service	Transaction 6677745 - Approved By: NOREVIEW : 05-14-2018:12:30:30	
5/14/2018	3860	Request for Submission	- Transaction 6677550 - Approved By: PMSEWELL : 05-14-2018:12:29:29	
5/14/2018	NEF	Proof of Electronic Service	Transaction 6676805 - Approved By: NOREVIEW : 05-14-2018:08:46:45	
5/14/2018	3795	Reply...	REPLY TO STATE'S OPPOSITION TO DEFENDANT'S MOTION TO EXCLUDE THE CRIMINAL INFORMATION	
5/14/2018	3860	Request for Submission	- Transaction 6677550 - Approved By: PMSEWELL : 05-14-2018:12:29:29	
5/14/2018	3795	Reply...	REPLY TO STATE'S OPPOSITION TO DEFENDANT'S MOTION TO STRIKE SURPLUSAGE IN THE INFORMA	
5/14/2018	3860	Request for Submission	- Transaction 6677550 - Approved By: PMSEWELL : 05-14-2018:12:29:29	
5/14/2018	3795	Reply...	REPLY TO STATE'S RESPONSE TO DEFENDANT'S MOTION IN LIMINE TO USE MR. SULLIVAN'S TRUE NA	
5/17/2018	NEF	Proof of Electronic Service	Transaction 6684015 - Approved By: NOREVIEW : 05-17-2018:08:30:31	

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
5/17/2018	3860	Request for Submission	- Transaction 6683933 - Approved By: JAPARICI : 05-17-2018:08:29:35	
5/17/2018	1695	** Exhibit(s) ...	EXHIBITS 1-3	
5/17/2018	NEF	Proof of Electronic Service	Transaction 6684122 - Approved By: NOREVIEW : 05-17-2018:09:04:36	
5/17/2018	3860	Request for Submission	- Transaction 6684114 - Approved By: YVILORIA : 05-17-2018:09:03:40	
5/18/2018	MIN	***Minutes	5/4/18 PRETRIAL MOTIONS - Transaction 6687195 - Approved By: NOREVIEW : 05-18-2018:12:15:08	
5/18/2018	NEF	Proof of Electronic Service	Transaction 6687197 - Approved By: NOREVIEW : 05-18-2018:12:15:58	
5/18/2018	S200	Request for Submission Complet	RULED FROM THE BENCH	
5/18/2018	S200	Request for Submission Complet	RULED FROM THE BENCH	
5/21/2018	NEF	Proof of Electronic Service	Transaction 6688908 - Approved By: NOREVIEW : 05-21-2018:11:21:45	
5/21/2018	2842	Ord Denying Motion	TO EXCLUDE EYEWITNESS IDENTIFICATION EVIDENCE - Transaction 6688902 - Approved By: NOREVIEW	
5/25/2018	2565	Notice Intent Use Expt Witness	Transaction 6699455 - Approved By: YVILORIA : 05-25-2018:16:18:06	
5/25/2018	NEF	Proof of Electronic Service	Transaction 6699691 - Approved By: NOREVIEW : 05-25-2018:16:19:53	
5/25/2018	NEF	Proof of Electronic Service	Transaction 6698343 - Approved By: NOREVIEW : 05-25-2018:10:22:24	
5/25/2018	3060	Ord Granting Mtn ...	TO SUPPRESS STATEMENTS - Transaction 6698338 - Approved By: NOREVIEW : 05-25-2018:10:21:28	
5/29/2018	MIN	***Minutes	5/17/18 PRE TRIAL MOTIONS - Transaction 6702343 - Approved By: NOREVIEW : 05-29-2018:16:58:50	
5/29/2018	NEF	Proof of Electronic Service	Transaction 6702349 - Approved By: NOREVIEW : 05-29-2018:17:00:04	
5/31/2018	2475	Mtn to Strike...	MOTION TO STRIKE NOTICE OF EXPERT WITNESS OR IN THE ALTERNATIVE FOR A MORE DEFINITE ST	
5/31/2018	NEF	Proof of Electronic Service	Transaction 6707039 - Approved By: NOREVIEW : 05-31-2018:15:45:38	
6/5/2018	2592	Notice of Witnesses	Transaction 6712813 - Approved By: CSULEZIC : 06-05-2018:14:28:13	
6/5/2018	NEF	Proof of Electronic Service	Transaction 6713222 - Approved By: NOREVIEW : 06-05-2018:14:29:16	
6/5/2018	2842	Ord Denying Motion	TO STRIKE NOTICE OF EXPERT WITNESS - Transaction 6713672 - Approved By: NOREVIEW : 06-05-2018:1	
6/5/2018	NEF	Proof of Electronic Service	Transaction 6713686 - Approved By: NOREVIEW : 06-05-2018:16:01:24	
6/11/2018	2592	Notice of Witnesses	Transaction 6722112 - Approved By: CVERA : 06-11-2018:11:35:35	
6/11/2018	NEF	Proof of Electronic Service	Transaction 6722117 - Approved By: NOREVIEW : 06-11-2018:11:36:37	
6/13/2018	MIN	***Minutes	5/30/18 MOTION TO CONFIRM TRIAL - Transaction 6727514 - Approved By: NOREVIEW : 06-13-2018:15:11:4	
6/13/2018	NEF	Proof of Electronic Service	Transaction 6727521 - Approved By: NOREVIEW : 06-13-2018:15:12:38	
6/14/2018	1095	Amended Information	Transaction 6729046 - Approved By: RRODRIGU : 06-14-2018:11:50:55	
6/14/2018	NEF	Proof of Electronic Service	Transaction 6729192 - Approved By: NOREVIEW : 06-14-2018:11:52:08	
6/17/2018	4185	Transcript	MAY 17, 2018 MOTIONS - Transaction 6732126 - Approved By: NOREVIEW : 06-17-2018:17:57:08	
6/17/2018	NEF	Proof of Electronic Service	Transaction 6732127 - Approved By: NOREVIEW : 06-17-2018:17:58:08	
6/26/2018	NEF	Proof of Electronic Service	Transaction 6748775 - Approved By: NOREVIEW : 06-26-2018:17:02:25	
6/26/2018	NEF	Proof of Electronic Service	Transaction 6747584 - Approved By: NOREVIEW : 06-26-2018:13:09:24	
6/26/2018	1890	Jury Question, Court Response	Transaction 6748772 - Approved By: NOREVIEW : 06-26-2018:17:01:36	
6/26/2018	4245	Verdict(s)...	COUNT I - GRAND LARCENY OF AUTO. COUNT IV- BURGLARY. COUNT V - POSSESSION OF STOLEN V	
6/26/2018	4235	Unused Verdict Form(s)...	x7 - Transaction 6748772 - Approved By: NOREVIEW : 06-26-2018:17:01:36	
6/26/2018	NEF	Proof of Electronic Service	Transaction 6747539 - Approved By: NOREVIEW : 06-26-2018:12:58:11	
6/26/2018	1885	Jury Instructions	Transaction 6747513 - Approved By: NOREVIEW : 06-26-2018:12:55:08	
6/26/2018	3755	Refused Instructions-Deft	Transaction 6747582 - Approved By: NOREVIEW : 06-26-2018:13:08:22	
7/17/2018	1930	Letters ...	FROM DEFT - Transaction 6780269 - Approved By: YVILORIA : 07-17-2018:13:34:06	

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
7/17/2018	NEF	Proof of Electronic Service	Transaction 6780493 - Approved By: NOREVIEW : 07-17-2018:13:34:55	
7/17/2018	1930	Letters ...	LETTER FROM DEFENDANT - Transaction 6781095 - Approved By: CSULEZIC : 07-17-2018:15:53:22	
7/17/2018	NEF	Proof of Electronic Service	Transaction 6781328 - Approved By: NOREVIEW : 07-17-2018:15:56:38	
7/27/2018	2245	Mtn in Limine	MOTION IN LIMINE TO INCORPORATE MOTIONS - Transaction 6800495 - Approved By: YVILORIA : 07-27-2018:16:45:49	
7/27/2018	NEF	Proof of Electronic Service	Transaction 6800694 - Approved By: NOREVIEW : 07-27-2018:16:45:49	
8/3/2018	MIN	***Minutes	JURY TRIAL 6/18-6/26 - Transaction 6811668 - Approved By: NOREVIEW : 08-03-2018:11:23:26	
8/3/2018	NEF	Proof of Electronic Service	Transaction 6811671 - Approved By: NOREVIEW : 08-03-2018:11:24:21	
8/10/2018	4185	Transcript	AUGUST 1, 2018 STATUS HEARING - Transaction 6824988 - Approved By: NOREVIEW : 08-10-2018:20:06:37	
8/10/2018	NEF	Proof of Electronic Service	Transaction 6824989 - Approved By: NOREVIEW : 08-10-2018:20:07:37	
8/21/2018	MIN	***Minutes	8/1/18 STATUS HEARING - Transaction 6841044 - Approved By: NOREVIEW : 08-21-2018:16:17:19	
8/21/2018	NEF	Proof of Electronic Service	Transaction 6841062 - Approved By: NOREVIEW : 08-21-2018:16:18:41	
9/4/2018	4045	Stipulation to Continuance	Transaction 6861038 - Approved By: PMSEWELL : 09-04-2018:10:29:53	
9/4/2018	NEF	Proof of Electronic Service	Transaction 6862017 - Approved By: NOREVIEW : 09-04-2018:14:20:50	
9/4/2018	3020	Ord Granting Continuance	Transaction 6862010 - Approved By: NOREVIEW : 09-04-2018:14:19:51	
9/4/2018	NEF	Proof of Electronic Service	Transaction 6861225 - Approved By: NOREVIEW : 09-04-2018:10:30:58	
10/2/2018	1930	Letters ...	LETTER FROM DEFENDANT	
11/1/2018	2490	Motion ...	STATE'S MOTION TO ADMIT 48.045(2) EVIDENCE AND RES GESTAE - Transaction 6957425 - Approved By: YVILORIA : 11-01-2018:11:08:40	
11/1/2018	NEF	Proof of Electronic Service	Transaction 6957464 - Approved By: NOREVIEW : 11-01-2018:11:08:40	
11/16/2018	2645	Opposition to Mtn ...	OPPOSITION TO STATE'S MOTION TO ADMIT 48.045(2) EVIDENCE AND RES GESTAE - Transaction 6981606 - Approved By: YVILORIA : 11-16-2018:16:15:12	
11/16/2018	NEF	Proof of Electronic Service	Transaction 6981806 - Approved By: NOREVIEW : 11-16-2018:16:15:12	
11/27/2018	4075	Substitution of Counsel	KENDRA BERTSCHY PD IN PLACE OF BIRAY DOGAN PD / DEFT KEITH SULLIVAN - Transaction 6993684 - Approved By: YVILORIA : 11-27-2018:14:45:20	
11/27/2018	NEF	Proof of Electronic Service	Transaction 6993730 - Approved By: NOREVIEW : 11-27-2018:14:45:20	
11/27/2018	3790	Reply to/in Opposition	REPLY TO DEFT'S OPPOSITION TO STATE'S MOTION TO ADMIT EVIDENCE AND RES GESTAE - Transaction 6994380 - Approved By: NOREVIEW : 11-27-2018:16:39:33	
11/27/2018	NEF	Proof of Electronic Service	Transaction 6994380 - Approved By: NOREVIEW : 11-27-2018:16:39:33	
12/5/2018	2245	Mtn in Limine	MOTION IN LIMINE TO SUPPRESS PRIOR BAD ACTS EVIDENCE REGARDING THE ATTEMPT TO EVADE /	
12/5/2018	NEF	Proof of Electronic Service	Transaction 7008801 - Approved By: NOREVIEW : 12-05-2018:14:21:49	
12/7/2018	NEF	Proof of Electronic Service	Transaction 7014570 - Approved By: NOREVIEW : 12-07-2018:16:44:26	
12/7/2018	2175	Mtn for Reconsideration	MOTION TO RECONSIDER ORDER REGARDING DEFENDANT'S MOTION FOR EQUAL ACCESS TO JUROI	
12/10/2018	NEF	Proof of Electronic Service	Transaction 7016789 - Approved By: NOREVIEW : 12-10-2018:16:27:54	
12/10/2018	3860	Request for Submission	REQUEST FOR SUBMISSION OF MOTION - Transaction 7016387 - Approved By: YVILORIA : 12-10-2018:16:27:54	
12/10/2018	2475	Mtn to Strike...	MOTION TO STRIKE MOTION IN LIMINE TO INCORPORATE MOTIONS - Transaction 7015878 - Approved By: YVILORIA : 12-10-2018:13:53:29	
12/10/2018	NEF	Proof of Electronic Service	Transaction 7015932 - Approved By: NOREVIEW : 12-10-2018:13:53:29	
12/10/2018	2040	Mtn for Clarification ...	MOTION FOR CLARIFICATION REGARDING PREVIOUS RULINGS - Transaction 7015878 - Approved By: YVILORIA : 12-10-2018:13:53:29	
12/13/2018	NEF	Proof of Electronic Service	Transaction 7021993 - Approved By: NOREVIEW : 12-13-2018:09:44:23	
12/13/2018	2230	Mtn Trial Trans. Public Exp	MOTION FOR TRANSCRIPT(S) AT PUBLIC EXPENSE - Transaction 7021729 - Approved By: YVILORIA : 12-13-2018:09:44:23	
12/14/2018	NEF	Proof of Electronic Service	Transaction 7024482 - Approved By: NOREVIEW : 12-14-2018:09:33:42	
12/14/2018	3105	Ord Granting ...	MOTION FOR TRANSCRIPTS AT COUNTY EXPENSE - Transaction 7024478 - Approved By: NOREVIEW : 12-14-2018:09:33:42	
12/17/2018	NEF	Proof of Electronic Service	Transaction 7028071 - Approved By: NOREVIEW : 12-17-2018:16:14:28	
12/17/2018	2645	Opposition to Mtn ...	STATE'S OPPOSITION TO DEFENDANT'S MOTION IN LIMINE TO SUPPRESS PRIOR BAD ACTS EVIDENCE	

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
12/17/2018	NEF	Proof of Electronic Service	Transaction 7026327 - Approved By: NOREVIEW : 12-17-2018:09:18:43	
12/17/2018	3880	Response...	STATE'S RESPONSE TO DEFENDANT'S MOTION TO RECONSIDER ORDER REGARDING DEFENDANT'S M	
12/18/2018	3795	Reply...	REPLY TO STATE'S RESPONSE TO MOTION TO RECONSIDER ORDER REGARDING DEFENDANT'S MOTI	
12/18/2018	3860	Request for Submission	REQUEST FOR SUBMISSION - Transaction 7029487 - Approved By: YVILORIA : 12-18-2018:12:00:22	
12/18/2018	NEF	Proof of Electronic Service	Transaction 7029582 - Approved By: NOREVIEW : 12-18-2018:12:01:26	
12/21/2018	3860	Request for Submission	REQUEST FOR SUBMISSION - Transaction 7037081 - Approved By: YVILORIA : 12-21-2018:15:48:27	
12/21/2018	3790	Reply to/in Opposition	REPLY TO STATE'S OPPOSITION TO DEFENDANT'S MOTION IN LIMINE TO SUPPRESS PRIOR BAD ACTS	
12/21/2018	NEF	Proof of Electronic Service	Transaction 7037178 - Approved By: NOREVIEW : 12-21-2018:15:49:34	
12/27/2018	S200	Request for Submission Complet	SET FOR HEARING ON 01-08-19	
12/27/2018	NEF	Proof of Electronic Service	Transaction 7041821 - Approved By: NOREVIEW : 12-27-2018:14:43:34	
12/27/2018	S200	Request for Submission Complet	SET FOR HEARING ON 01-08-19	
12/27/2018	S200	Request for Submission Complet	SET FOR HEARING ON 01-08-19	
12/27/2018	3242	Ord Setting Hearing	Transaction 7041817 - Approved By: NOREVIEW : 12-27-2018:14:42:32	
1/4/2019	MIN	***Minutes	12/17/18 MOTION TO CONFIRM TRIAL - Transaction 7052693 - Approved By: NOREVIEW : 01-04-2019:15:42:	
1/4/2019	NEF	Proof of Electronic Service	Transaction 7052705 - Approved By: NOREVIEW : 01-04-2019:15:43:58	
1/6/2019	NEF	Proof of Electronic Service	Transaction 7053161 - Approved By: NOREVIEW : 01-06-2019:21:23:29	
1/6/2019	4185	Transcript	JUNE 21, 2018 TRIAL - Transaction 7053163 - Approved By: NOREVIEW : 01-06-2019:21:24:17	
1/6/2019	NEF	Proof of Electronic Service	Transaction 7053171 - Approved By: NOREVIEW : 01-06-2019:21:28:07	
1/6/2019	4185	Transcript	JUNE 20, 2018 TRIAL - Transaction 7053166 - Approved By: NOREVIEW : 01-06-2019:21:25:20	
1/6/2019	NEF	Proof of Electronic Service	Transaction 7053165 - Approved By: NOREVIEW : 01-06-2019:21:25:19	
1/6/2019	NEF	Proof of Electronic Service	Transaction 7053167 - Approved By: NOREVIEW : 01-06-2019:21:26:19	
1/6/2019	4185	Transcript	JUNE 19, 2018 TRIAL - Transaction 7053168 - Approved By: NOREVIEW : 01-06-2019:21:26:19	
1/6/2019	4185	Transcript	JUNE 18, 2018 TRIAL - Transaction 7053169 - Approved By: NOREVIEW : 01-06-2019:21:27:07	
1/6/2019	NEF	Proof of Electronic Service	Transaction 7053170 - Approved By: NOREVIEW : 01-06-2019:21:27:18	
1/6/2019	4185	Transcript	JUNE 22, 2018 TRIAL - Transaction 7053162 - Approved By: NOREVIEW : 01-06-2019:21:23:29	
1/6/2019	4185	Transcript	JUNE 25 & 26, 2018 TRIAL - Transaction 7053160 - Approved By: NOREVIEW : 01-06-2019:21:22:27	
1/6/2019	NEF	Proof of Electronic Service	Transaction 7053164 - Approved By: NOREVIEW : 01-06-2019:21:24:27	
1/7/2019	2592	Notice of Witnesses	NOTICE OF WITNESSES - Transaction 7053982 - Approved By: YVILORIA : 01-07-2019:13:05:09	
1/7/2019	NEF	Proof of Electronic Service	Transaction 7054229 - Approved By: NOREVIEW : 01-07-2019:13:07:07	
1/7/2019	4105	Supplemental ...	SUPPLEMENTAL NOTICE OF WITNESSES PURSUANT TO NRS 174.234 - Transaction 7054261 - Approved E	
1/7/2019	NEF	Proof of Electronic Service	Transaction 7054309 - Approved By: NOREVIEW : 01-07-2019:13:26:09	
1/7/2019	3860	Request for Submission	Motion for Clarification Regarding Previous Rulings on December 10, 2018 - Transaction 7054531 - Approved B	
1/7/2019	NEF	Proof of Electronic Service	Transaction 7054827 - Approved By: NOREVIEW : 01-07-2019:15:05:31	
1/8/2019	NEF	Proof of Electronic Service	Transaction 7055930 - Approved By: NOREVIEW : 01-08-2019:09:19:45	
1/8/2019	3860	Request for Submission	- Transaction 7055665 - Approved By: JAPARICI : 01-08-2019:09:18:49	
1/8/2019	1120	Amended ...	AMENDED REPLY TO ESTATE'S OPPOSITION TO DEFENDANT'S MOTION IN LIMINE TO SUPPRESS Prio	
1/8/2019	2592	Notice of Witnesses	SECOND SUPPLEMENTAL NOTICE OF WITNESS PURSUANT TO NRS 174.234 - Transaction 7056233 - App	
1/8/2019	NEF	Proof of Electronic Service	Transaction 7056509 - Approved By: NOREVIEW : 01-08-2019:11:36:14	
1/8/2019	NEF	Proof of Electronic Service	Transaction 7057394 - Approved By: NOREVIEW : 01-08-2019:15:18:11	

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
1/8/2019	S200	Request for Submission Complet		
1/8/2019	MIN	***Minutes	1/08/19 MOTIONS - Transaction 7057296 - Approved By: NOREVIEW : 01-08-2019:14:54:28	
1/8/2019	NEF	Proof of Electronic Service	Transaction 7057302 - Approved By: NOREVIEW : 01-08-2019:14:55:16	
1/8/2019	4105	Supplemental ...	SUPPLEMENTAL NOTICE OF WITNESSES - Transaction 7057036 - Approved By: CSULEZIC : 01-08-2019:15	
1/8/2019	S200	Request for Submission Complet		
1/10/2019	3860	Request for Submission	REQUEST FOR SUBMISSION - Transaction 7060916 - Approved By: YVILORIA : 01-10-2019:09:46:25	
1/10/2019	NEF	Proof of Electronic Service	Transaction 7060763 - Approved By: NOREVIEW : 01-10-2019:09:21:11	
1/10/2019	2040	Mtn for Clarification ...	MOTION FOR CLARIFICATION REGARDING THIS COURT'S ORDER PERTAINING TO THE DEFENDANT'S I	
1/10/2019	NEF	Proof of Electronic Service	Transaction 7060955 - Approved By: NOREVIEW : 01-10-2019:09:48:14	
1/10/2019	1250	Application for Setting	APPLICATION FOR SETTING - MOTION - JANUARY 14, 2019, 11:00 AM - Transaction 7062697 - Approved By	
1/10/2019	1695	** Exhibit(s) ...	STATE'S EXHIBITS 1- 64	
1/10/2019	NEF	Proof of Electronic Service	Transaction 7061814 - Approved By: NOREVIEW : 01-10-2019:14:02:15	
1/10/2019	2475	Mtn to Strike...	MOTION TO STRIKE DEFENDANT'S MOTION FOR CLARIFICATION REGARDING THIS COURT'S ORDER P	
1/11/2019	NEF	Proof of Electronic Service	Transaction 7062946 - Approved By: NOREVIEW : 01-11-2019:08:40:22	
1/11/2019	3242	Ord Setting Hearing	HEARING JANUARY 11, 2019 AT11:30 - Transaction 7063776 - Approved By: NOREVIEW : 01-11-2019:12:43:4	
1/11/2019	NEF	Proof of Electronic Service	Transaction 7063779 - Approved By: NOREVIEW : 01-11-2019:12:44:45	
1/11/2019	MIN	***Minutes	1/11/19 MOTION - Transaction 7064740 - Approved By: NOREVIEW : 01-11-2019:16:35:21	
1/11/2019	NEF	Proof of Electronic Service	Transaction 7064743 - Approved By: NOREVIEW : 01-11-2019:16:36:12	
1/11/2019	S200	Request for Submission Complet		
1/16/2019	NEF	Proof of Electronic Service	Transaction 7070730 - Approved By: NOREVIEW : 01-16-2019:12:24:16	
1/16/2019	MIN	***Minutes	1/15/19 TRIAL BY JURY - Transaction 7070723 - Approved By: NOREVIEW : 01-16-2019:12:23:00	
1/16/2019	2528	Not/Doc/Rc'd/Not/Cons/by Crt	Transaction 7071834 - Approved By: NOREVIEW : 01-16-2019:16:06:28	
1/16/2019	NEF	Proof of Electronic Service	Transaction 7071856 - Approved By: NOREVIEW : 01-16-2019:16:09:05	
1/17/2019	1250	Application for Setting	for April 30, 2019, at 9:00 AM - Transaction 7073331 - Approved By: SHIGGINB : 01-17-2019:13:09:16	
1/17/2019	NEF	Proof of Electronic Service	Transaction 7073749 - Approved By: NOREVIEW : 01-17-2019:14:09:42	
1/17/2019	4075	Substitution of Counsel	BIRAY DOGAN, Deputy Public Defender - Transaction 7073593 - Approved By: SHIGGINB : 01-17-2019:14:08:3	
1/17/2019	NEF	Proof of Electronic Service	Transaction 7073737 - Approved By: NOREVIEW : 01-17-2019:14:08:12	
1/17/2019	1250	Application for Setting	APPLICATION FOR SETTING - MOTION TO CONFIRM/STATUS HEARING - APRIL 15, 2019, 11:00 AM - Tran	
1/17/2019	NEF	Proof of Electronic Service	Transaction 7073441 - Approved By: NOREVIEW : 01-17-2019:13:10:16	
1/23/2019	4185	Transcript	JANUARY 15, 2019 OPENING STATEMENTS & GRANTING OF MISTRIAL - Transaction 7081139 - Approved E	
1/23/2019	NEF	Proof of Electronic Service	Transaction 7081144 - Approved By: NOREVIEW : 01-23-2019:13:26:31	
1/28/2019	4185	Transcript	1-8-2019 - Transaction 7088318 - Approved By: NOREVIEW : 01-28-2019:13:52:53	
1/28/2019	NEF	Proof of Electronic Service	Transaction 7088323 - Approved By: NOREVIEW : 01-28-2019:13:53:51	
2/4/2019	2280	Mtn to Continue	MOTION TO CONTINUE SENTENCING DATE - Transaction 7100734 - Approved By: CSULEZIC : 02-04-2019:	
2/4/2019	NEF	Proof of Electronic Service	Transaction 7101188 - Approved By: NOREVIEW : 02-04-2019:15:13:56	
2/11/2019	2645	Opposition to Mtn ...	STATE'S OPPOSITION TO DEFENDANT'S MOTION TO CONTINUE SENTENCING DATE - Transaction 71120	
2/11/2019	NEF	Proof of Electronic Service	Transaction 7112136 - Approved By: NOREVIEW : 02-11-2019:11:35:44	
2/19/2019	3790	Reply to/in Opposition	REPLY TO STATE'S OPPOSITION TO MOTION TO CONTINUE SENTENCING DATE - Transaction 7125197 -	
2/19/2019	3860	Request for Submission	REQUEST FOR SUBMISSION - Transaction 7125234 - Approved By: YVILORIA : 02-20-2019:08:24:01	

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
2/19/2019	1930	Letters ...	LETTER FROM DEFENDANT	
2/20/2019	NEF	Proof of Electronic Service	Transaction 7125528 - Approved By: NOREVIEW : 02-20-2019:08:24:14	
2/20/2019	NEF	Proof of Electronic Service	Transaction 7125530 - Approved By: NOREVIEW : 02-20-2019:08:25:01	
2/21/2019	S200	Request for Submission Complet		
2/25/2019	4500	PSI - Confidential	Transaction 7134276 - Approved By: NMASON : 02-25-2019:15:39:01	
2/25/2019	NEF	Proof of Electronic Service	Transaction 7134347 - Approved By: NOREVIEW : 02-25-2019:15:40:36	
3/1/2019	MIN	***Minutes	3/01/19 MOTION FOR CONTINUANCE - Transaction 7142908 - Approved By: NOREVIEW : 03-01-2019:10:50:	
3/1/2019	NEF	Proof of Electronic Service	Transaction 7142910 - Approved By: NOREVIEW : 03-01-2019:10:55:03	
3/4/2019	1652	Evaluations	SUBSTANCE ABUSE EVALUATION TO BE FILED - Transaction 7144913 - Approved By: JAPARICI : 03-04-201	
3/4/2019	NEF	Proof of Electronic Service	Transaction 7144987 - Approved By: NOREVIEW : 03-04-2019:08:51:12	
3/4/2019	1930	Letters ...	DOCUMENTS SUBMITTED BY DERENSE TO BE CONSIDERED AT SENTENCING - Transaction 7144913 - A	
3/4/2019	1930	Letters ...	DOCUMENTS SUBMITTED BY DEFENSE TO BE CONSIDERED AT SENTENCING TO BE FILED - Transaction	
3/6/2019	NEF	Proof of Electronic Service	Transaction 7152735 - Approved By: NOREVIEW : 03-06-2019:16:45:00	
3/6/2019	1652	Evaluations	PSYCHOLOGICAL EVALUATION TO BE FILED UNDER SEAL PER HIPAA - Transaction 7152435 - Approved E	
3/8/2019	NEF	Proof of Electronic Service	Transaction 7156946 - Approved By: NOREVIEW : 03-08-2019:14:39:05	
3/8/2019	1930	Letters ...	DOCUMENT SUBMITTED BY DEFENSE TO BE CONSIDERED AT SENTENCING - Transaction 7156803 - App	
3/8/2019	NEF	Proof of Electronic Service	Transaction 7157055 - Approved By: NOREVIEW : 03-08-2019:15:01:12	
3/8/2019	1930	Letters ...	DOCUMENT SUBMITTED BY DEFENSE TO BE CONSIDERED AT SENTENCING - Transaction 7156698 - App	
3/8/2019	NEF	Proof of Electronic Service	Transaction 7156874 - Approved By: NOREVIEW : 03-08-2019:14:24:08	
3/8/2019	1652	Evaluations	MENTAL HEALTH EVALUATION TO BE FILED UNDER SEAL PER HIPAA - Transaction 7156722 - Approved B	
3/8/2019	NEF	Proof of Electronic Service	Transaction 7156922 - Approved By: NOREVIEW : 03-08-2019:14:36:05	
3/8/2019	1960	Memorandum ...	SENTENCING MEMORANDUM - Transaction 7156734 - Approved By: CSULEZIC : 03-08-2019:14:37:48	
3/11/2019	1695	** Exhibit(s) ...	STATE'S EXHIBITS 1-10	
3/11/2019	COLL	Sent to Collections	11-MAR-2019	
3/12/2019	1850	Judgment of Conviction	Transaction 7161555 - Approved By: NOREVIEW : 03-12-2019:12:45:53	
3/12/2019	NEF	Proof of Electronic Service	Transaction 7161558 - Approved By: NOREVIEW : 03-12-2019:12:46:50	
3/29/2019	MIN	***Minutes	3/11/19 SENTENCING - Transaction 7192898 - Approved By: NOREVIEW : 03-29-2019:12:23:15	
3/29/2019	NEF	Proof of Electronic Service	Transaction 7192906 - Approved By: NOREVIEW : 03-29-2019:12:24:28	
4/5/2019	NEF	Proof of Electronic Service	Transaction 7204747 - Approved By: NOREVIEW : 04-05-2019:14:59:24	
4/5/2019	1520	Declaration	MIKEAL ROSEBURROUGH OBO DEPUTY TRAVIS BAILEY COMMISSION 4/2/19 - Transaction 7204896 - App	
4/5/2019	NEF	Proof of Electronic Service	Transaction 7204902 - Approved By: NOREVIEW : 04-05-2019:15:44:20	
4/5/2019	1520	Declaration	MIKEAL ROSEBURROUGH OBO DEPUTY LAURA THOMSEN COMMISION 4/2/19 - Transaction 7204716 - Ap	
4/11/2019	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 7213323 - Approved By: N	
4/11/2019	NEF	Proof of Electronic Service	Transaction 7213230 - Approved By: NOREVIEW : 04-11-2019:09:28:33	
4/11/2019	NEF	Proof of Electronic Service	Transaction 7213229 - Approved By: NOREVIEW : 04-11-2019:09:28:20	
4/11/2019	NEF	Proof of Electronic Service	Transaction 7213228 - Approved By: NOREVIEW : 04-11-2019:09:28:02	
4/11/2019	NEF	Proof of Electronic Service	Transaction 7213227 - Approved By: NOREVIEW : 04-11-2019:09:27:41	
4/11/2019	2230	Mtn Trial Trans. Public Exp	MOTION FOR TRANSCRIPT(S) AT COUNTY EXPENSE - Transaction 7213206 - Approved By: YVILORIA : 04-	
4/11/2019	3868	Req to Crt Rptr - Rough Draft	REQUEST FOR TRANSCRIPT(S) - Transaction 7213204 - Approved By: YVILORIA : 04-11-2019:09:27:19	

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
4/11/2019	1310	Case Appeal Statement	CASE APPEAL STATEMENT - Transaction 7213200 - Approved By: YVILORIA : 04-11-2019:09:27:01	
4/11/2019	NEF	Proof of Electronic Service	Transaction 7213223 - Approved By: NOREVIEW : 04-11-2019:09:26:55	
4/11/2019	2515	Notice of Appeal Supreme Court	NOTICE OF APPEAL - Transaction 7213196 - Approved By: YVILORIA : 04-11-2019:09:26:37	
4/11/2019	NEF	Proof of Electronic Service	Transaction 7213327 - Approved By: NOREVIEW : 04-11-2019:10:00:16	
4/11/2019	2520	Notice of Appearance	NOTICE OF APPEARANCE: JOHN PETTY PD / DEFT KEITH SULLIVAN - Transaction 7213195 - Approved By	
4/15/2019	1187	**Supreme Court Case No. ...	SUPREME COURT NO. 78567 - SULLIVAN	
4/15/2019	NEF	Proof of Electronic Service	Transaction 7217954 - Approved By: NOREVIEW : 04-15-2019:09:34:37	
4/15/2019	3000	Ord Trial Transcript/Public\$	Transaction 7217949 - Approved By: NOREVIEW : 04-15-2019:09:33:14	
4/15/2019	NEF	Proof of Electronic Service	Transaction 7217739 - Approved By: NOREVIEW : 04-15-2019:08:49:47	
4/15/2019	1115	Amended Second Information	Transaction 7217720 - Approved By: JALVAREZ : 04-15-2019:08:48:36	
4/15/2019	1785	Guilty Plea Memo/Agreement	Transaction 7219126 - Approved By: NOREVIEW : 04-15-2019:15:00:13	
4/15/2019	NEF	Proof of Electronic Service	Transaction 7219136 - Approved By: NOREVIEW : 04-15-2019:15:01:20	
4/16/2019	4185	Transcript	APRIL 15, 2019 CHANGE OF PLEA - Transaction 7222746 - Approved By: NOREVIEW : 04-16-2019:22:30:26	
4/16/2019	NEF	Proof of Electronic Service	Transaction 7222747 - Approved By: NOREVIEW : 04-16-2019:22:31:16	
4/17/2019	4185	Transcript	DECEMBER 17, 2018 MOTION TO CONFIRM TRIAL - Transaction 7225164 - Approved By: NOREVIEW : 04-17-2019:20:48:48	
4/17/2019	NEF	Proof of Electronic Service	Transaction 7225173 - Approved By: NOREVIEW : 04-17-2019:20:48:48	
4/17/2019	NEF	Proof of Electronic Service	Transaction 7225167 - Approved By: NOREVIEW : 04-17-2019:20:46:18	
4/17/2019	4185	Transcript	MARCH 11, 2019 SENTENCING - Transaction 7225169 - Approved By: NOREVIEW : 04-17-2019:20:46:58	
4/17/2019	NEF	Proof of Electronic Service	Transaction 7225170 - Approved By: NOREVIEW : 04-17-2019:20:47:10	
4/17/2019	4185	Transcript	MAY 4, 2018 PRE-TRIAL MOTIONS - Transaction 7225171 - Approved By: NOREVIEW : 04-17-2019:20:47:48	
4/17/2019	NEF	Proof of Electronic Service	Transaction 7225172 - Approved By: NOREVIEW : 04-17-2019:20:47:58	
4/17/2019	NEF	Proof of Electronic Service	Transaction 7224286 - Approved By: NOREVIEW : 04-17-2019:14:17:22	
4/17/2019	1188	Supreme Court Receipt for Doc	SUPREME COURT NO. 78567 / RECEIPT FOR DOCUMENTS - Transaction 7224282 - Approved By: NOREVIEW : 04-17-2019:20:46:58	
4/17/2019	4185	Transcript	JANUARY 11, 2019 STATUS HEARING - Transaction 7225166 - Approved By: NOREVIEW : 04-17-2019:20:46:58	
4/21/2019	4185	Transcript	MARCH 1, 2019 MOTION FOR CONTINUANCE - Transaction 7230061 - Approved By: NOREVIEW : 04-21-2019:15:09:25	
4/21/2019	NEF	Proof of Electronic Service	Transaction 7230062 - Approved By: NOREVIEW : 04-21-2019:15:09:25	
4/23/2019	MIN	***Minutes	4/15/19 STATUS HEARING - Transaction 7233565 - Approved By: NOREVIEW : 04-23-2019:13:36:54	
4/23/2019	NEF	Proof of Electronic Service	Transaction 7233572 - Approved By: NOREVIEW : 04-23-2019:13:39:55	
5/10/2019	1850	Judgment of Conviction	SECOND JUDGMENT OF CONVICTION - Transaction 7264907 - Approved By: NOREVIEW : 05-10-2019:14:54:31	
5/10/2019	NEF	Proof of Electronic Service	Transaction 7264911 - Approved By: NOREVIEW : 05-10-2019:14:54:31	
5/23/2019	MIN	***Minutes	5/8/19 SENTENCING - Transaction 7285966 - Approved By: NOREVIEW : 05-23-2019:13:25:53	
5/23/2019	NEF	Proof of Electronic Service	Transaction 7285974 - Approved By: NOREVIEW : 05-23-2019:13:27:03	
5/23/2019	NEF	Proof of Electronic Service	Transaction 7286896 - Approved By: NOREVIEW : 05-23-2019:16:50:23	
5/23/2019	3373	Other ...	*CONFIDENTIAL DOCUMENT IN MITIGATION RECEIVED AT SENTENCING 5/8/19 - Transaction 7286436 - A	
7/12/2019	2528	Not/Doc/Re'd/Not/Cons/by Crt	NDOC LETTER - Transaction 7370392 - Approved By: NOREVIEW : 07-12-2019:12:32:09	
7/12/2019	NEF	Proof of Electronic Service	Transaction 7370398 - Approved By: NOREVIEW : 07-12-2019:12:33:11	
9/17/2019	1860	Judgment Conviction-Corrected	CORRECTED SECOND JUDGMENT OF CONVICTION - Transaction 7488989 - Approved By: NOREVIEW : 09-17-2019:15:12:19	
9/17/2019	NEF	Proof of Electronic Service	Transaction 7488997 - Approved By: NOREVIEW : 09-17-2019:15:12:19	
11/30/2020	4134	Supreme Court Order Affirming	SUPREME COURT NO. 78567 / ORDER OF AFFIRMANCE - Transaction 8181481 - Approved By: NOREVIEW	

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
11/30/2020	NEF	Proof of Electronic Service	Transaction 8181485 - Approved By: NOREVIEW : 11-30-2020:14:00:50	
12/23/2020	4134	Supreme Court Order Affirming	SUPREME COURT NO. 78567 / ORDER OF AFFIRMANCE - Transaction 8217763 - Approved By: NOREVIEW	
12/23/2020	4111	Supreme Ct Clk's Cert & Judg	SUPREME COURT NO. 78567 / CLERK'S CERTIFICATE & JUDGMENT - Transaction 8217763 - Approved By	
12/23/2020	NEF	Proof of Electronic Service	Transaction 8217766 - Approved By: NOREVIEW : 12-23-2020:14:32:01	
12/23/2020	4145	Supreme Court Remittitur	SUPREME COURT NO. 78567 / REMITTITUR - Transaction 8217763 - Approved By: NOREVIEW : 12-23-2020	
2/9/2021	2385	Mtn Proceed Forma Pauperis	Transaction 8285817 - Approved By: KHUDSON : 02-09-2021:08:37:36	
2/9/2021	2490	Motion ...	MOTION FOR APPOINTMENT OF COUNSEL - Transaction 8285817 - Approved By: KHUDSON : 02-09-2021:0	
2/9/2021	3585	Pet Writ Habeas Corpus	Transaction 8285817 - Approved By: KHUDSON : 02-09-2021:08:37:36	
2/9/2021	NEF	Proof of Electronic Service	Transaction 8285824 - Approved By: NOREVIEW : 02-09-2021:08:38:32	
2/19/2021	2645	Opposition to Mtn ...	OPPOSITION TO MOTION FOR APPOINTMENT OF COUNSEL - Transaction 8303215 - Approved By: SACOR	
2/19/2021	2526	Notice of Change of Attorney	KEVIN NAUGHTON, DA IN PLACE OF JENNIFER NOBLE, DA - Transaction 8303215 - Approved By: SACOR	
2/19/2021	NEF	Proof of Electronic Service	Transaction 8303235 - Approved By: NOREVIEW : 02-19-2021:11:41:34	
2/22/2021	3860	Request for Submission	Transaction 8305923 - Approved By: NOREVIEW : 02-22-2021:12:48:48	
2/22/2021	NEF	Proof of Electronic Service	Transaction 8305929 - Approved By: NOREVIEW : 02-22-2021:12:49:48	
3/11/2021	2315	Mtn to Dismiss ...	MOTION TO DISMISS HABEAS PETITION WITHOUT PREJUDICE - Transaction 8337081 - Approved By: KHU	
3/11/2021	NEF	Proof of Electronic Service	Transaction 8337092 - Approved By: NOREVIEW : 03-11-2021:09:22:45	
4/1/2021	2682	Ord Addressing Motions	Transaction 8372390 - Approved By: NOREVIEW : 04-01-2021:10:03:12	
4/1/2021	NEF	Proof of Electronic Service	Transaction 8372392 - Approved By: NOREVIEW : 04-01-2021:10:04:12	
4/1/2021	S200	Request for Submission Complet		
4/2/2021	3860	Request for Submission	Transaction 8375934 - Approved By: NOREVIEW : 04-02-2021:15:47:09	
4/2/2021	NEF	Proof of Electronic Service	Transaction 8375938 - Approved By: NOREVIEW : 04-02-2021:15:50:14	
4/5/2021	3060	Ord Granting Mtn ...	ORDER GRANTING PETITIONER'S MOTION TO DISMISS HABEAS PETITION WITHOUT PREJUDICE AND I	
4/5/2021	S200	Request for Submission Complet		
4/5/2021	F230	Other Manner of Disposition		
4/5/2021	NEF	Proof of Electronic Service	Transaction 8378611 - Approved By: NOREVIEW : 04-05-2021:16:18:53	
11/10/2021	2490	Motion ...		
11/10/2021	3585	Pet Writ Habeas Corpus		
11/10/2021	3860	Request for Submission	DOCUMENT TITLE: WRIT OF HABEAS CORPUS	
11/19/2021	S200	Request for Submission Complet		
11/19/2021	NEF	Proof of Electronic Service	Transaction 8759652 - Approved By: NOREVIEW : 11-19-2021:14:18:02	
11/19/2021	2645	Opposition to Mtn ...	OPPOSITION TO MOTION FOR APPOINTMENT OF COUNSEL - Transaction 8759492 - Approved By: NMASC	
11/19/2021	NEF	Proof of Electronic Service	Transaction 8759021 - Approved By: NOREVIEW : 11-19-2021:11:23:51	
11/19/2021	3250	Ord Striking ...	ORDER STRIKING REQUEST FOR SUBMISSION AND DIRECTING STATE TO RESPOND - Transaction 8759	
12/1/2021	1020	Addendum	ADDENDUM TO PETITIONER'S EX PARTE MOTION FOR APPOINTMENT OF COUNSEL	
12/7/2021	2300	Mtn to Dismiss Pet	MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) - Transaction 8784	
12/7/2021	NEF	Proof of Electronic Service	Transaction 8784653 - Approved By: NOREVIEW : 12-07-2021:14:21:57	
12/27/2021	3790	Reply to/in Opposition	RESPONSE TO STATE'S MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICT	
1/4/2022	3860	Request for Submission	Transaction 8825328 - Approved By: NOREVIEW : 01-04-2022:14:41:04	
1/4/2022	NEF	Proof of Electronic Service	Transaction 8825342 - Approved By: NOREVIEW : 01-04-2022:14:44:23	

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
1/26/2022	3373	Other ...	EXHIBIT C RECEIVED FROM KETIH W. SULLIVAN	
1/27/2022	2075	Mtn for Extension of Time		
1/27/2022	3860	Request for Submission	DOCUMENT TITLE: MOTION FOR EXTENSION TIME	
2/18/2022	3370	Order ...	(1) DIRECTING SUPPLEMENTAL RESONSE FROM PETITIONER; (2) HOLDING MOTION FOR APPOINTMEN	
2/18/2022	S200	Request for Submission Complet		
2/18/2022	S200	Request for Submission Complet		
2/18/2022	NEF	Proof of Electronic Service	Transaction 8905803 - Approved By: NOREVIEW : 02-18-2022:11:44:15	
2/25/2022	3373	Other ...	DOCUMENT RECEIVED FROM KEITH WILLIAM SULLIVAN	
2/25/2022	3585	Pet Writ Habeas Corpus	SUPPLEMENT TO HABEAS CORPUS (POST-CONVICTION)	
2/25/2022	3860	Request for Submission	DOCUMENT TITLE: SUPPLEMENT TO HABEAS CORPUS (POST-CONVICTION)	
2/28/2022	S200	Request for Submission Complet		
2/28/2022	3250	Ord Striking ...	Transaction 8918939 - Approved By: NOREVIEW : 02-28-2022:13:43:11	
2/28/2022	NEF	Proof of Electronic Service	Transaction 8918942 - Approved By: NOREVIEW : 02-28-2022:13:43:44	
4/8/2022	2300	Mtn to Dismiss Pet	MOTION TO DISMISS SUPPLEMENT TO PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)	
4/8/2022	NEF	Proof of Electronic Service	Transaction 8988271 - Approved By: NOREVIEW : 04-08-2022:08:55:37	
4/18/2022	2645	Opposition to Mtn ...	SUPPLEMENT TO PETITIONER'S OPPOSITION ("RESPONSE") TO STATE'S MOTION TO DISMISS PETITIO	
4/18/2022	2645	Opposition to Mtn ...	ADDENDUM TO SUPPLEMENT TO PETITIONER'S OPPOSITION ("RESPONSE") TO STATE'S MOTION TO D	
4/20/2022	2490	Motion ...	DFX: DOCUMENT DOES NOT HAVE AN AFFIRMATION - MOTION TO AMEND GROUND ONE OF PETITIONI	
4/21/2022	1020	Addendum	ADDENDUM TO SUPPLEMENTAL OPPOSITION TO DISMISS PETITIONER'S HABEAS CORPUS AND MOTIC	
4/22/2022	2525	Notice of Change of Address		
4/22/2022	2490	Motion ...	MOTION TO SUBMIT ADDIONAL [SIC] MATERIALS IN SUPPORT OF SUPPLEMENTAL OPPOSITION TO STA	
4/22/2022	3720	Proof of Service		
4/26/2022	1810	Inmate Request Form Filed		
5/5/2022	2525	Notice of Change of Address		
5/13/2022	3860	Request for Submission	Transaction 9047716 - Approved By: NOREVIEW : 05-13-2022:12:45:15	
5/13/2022	NEF	Proof of Electronic Service	Transaction 9047720 - Approved By: NOREVIEW : 05-13-2022:12:45:56	
5/23/2022	2490	Motion ...	MOTION TO PRODUCE TRANSCRIPTION OF HEARING IN WHICH POSSESSION OF STOLEN MOTOR VEH	
6/6/2022	2490	Motion ...	MOTION TO SUBMIT ADDITIONAL AMTERIAL IN SUPPORT OF SUPPLEMENTAL OPPOSITION IN STATE'S	
6/13/2022	2490	Motion ...	MOTION TO FILE AMENDED PETITION FOR WRIT OF HABEAS CORPUS AND TO WITHDRAW A PRIOR MC	
6/13/2022	2490	Motion ...	MOTION FOR ENLAGEMENT OF TIME	
6/13/2022	2490	Motion ...	MOTION TO ALLOW PETITIONER TO ADD ADDITIONAL GROUNDS TO WRIT OF HABEAS CORPUS	
6/17/2022	3565	Pet Post-Conviction Relief	AMENDED	
6/21/2022	2490	Motion ...	MOTION IN OPPOSITION TO AND REQUEST FOR SUBMISSION FOR STAY OF RESPONDENTS MOTION F	
6/22/2022	3860	Request for Submission	DOCUMENT TITLE: REQUEST FOR SUBMITTION FOR AND WITHRDOWAL OF CERTAIN MOTIONS [SIC]	
6/30/2022	3373	Other ...	"APPENDIX TO AMENDED WRIT OF HABEAS CORPUS	
7/12/2022	3025	Ord Granting/Denying in Part	SECOND OMNIBUS ORDER - Transaction 9143498 - Approved By: NOREVIEW : 07-12-2022:11:39:52	
7/12/2022	NEF	Proof of Electronic Service	Transaction 9143505 - Approved By: NOREVIEW : 07-12-2022:11:40:46	
7/12/2022	S200	Request for Submission Complet		
7/12/2022	S200	Request for Submission Complet		

Case Description: STATE VS KEITH WILLIAM SULLIVAN (D8)				
Case ID:	CR18-0427	Case Type:	CRIMINAL	Initial Filing Date: 3/8/2018
7/18/2022	2490	Motion ...	MOTION TO INCLUDE A SUPPLEMENT TO THE MANEDED WRIT OF HABEAS CORPUS FILED IN THIS CO	
7/18/2022	3860	Request for Submission	DOCUMENT TITLE: MOTIONS AND WRIT OF HABEAS CORPUS	
7/22/2022	2540	Notice of Entry of Ord	Transaction 9164077 - Approved By: NOREVIEW : 07-22-2022:10:29:34	
7/22/2022	NEF	Proof of Electronic Service	Transaction 9164086 - Approved By: NOREVIEW : 07-22-2022:10:30:29	
7/28/2022	2586	Notice of Writ	NOTICE OF WRIT - PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION)	
7/28/2022	NEF	Proof of Electronic Service	Transaction 9175801 - Approved By: NOREVIEW : 07-28-2022:14:22:08	
7/28/2022	1188	Supreme Court Receipt for Doc	SUPREME COURT NO. 85075 - RECEIPT FOR DOCUMENTS - Transaction 9175790 - Approved By: NOREVI	
7/28/2022	1187	**Supreme Court Case No. ...	SUPREME COURT NO. 85075 - SULLIVAN WRIT	
8/1/2022	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 9181785 - Approved By: N	
8/1/2022	1310	Case Appeal Statement	Transaction 9181785 - Approved By: NOREVIEW : 08-01-2022:16:39:41	
8/1/2022	1600	Designation Record on Appeal		
8/1/2022	2515	Notice of Appeal Supreme Court		
8/1/2022	S200	Request for Submission Complet		
8/1/2022	NEF	Proof of Electronic Service	Transaction 9179778 - Approved By: NOREVIEW : 08-01-2022:09:59:31	
8/1/2022	NEF	Proof of Electronic Service	Transaction 9181787 - Approved By: NOREVIEW : 08-01-2022:16:40:22	
8/1/2022	3160	Ord Pending ...	SUMMARY ORDER RE MOTIONS AND WRIT OF HABEAS CORPUS - Transaction 9179774 - Approved By: N	

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

KEITH SULLIVAN,

Petitioner,

vs.

Case No. CR18-0427

Dept. No. 8

PERRY RUSSELL, Warden, et al.,

Respondent.

**SECOND OMNIBUS ORDER (1) DENYING RESPONDENT'S MOTION TO DISMISS
SUPPLEMENTAL PETITION FILED APRIL 8, 2022; (2) CONSTRUING
PETITIONER'S SUPPLEMENTAL PETITION AS A RESPONSE TO RESPONDENT'S
MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS FILED
DECEMBER 7, 2021; (3) GRANTING RESPONDENT'S MOTION TO DISMISS
PETITION FOR WRIT OF HABEAS CORPUS FILED ON DECEMBER 7, 2021; (4)
DENYING PETITIONER'S MOTION FOR APPOINTMENT OF COUNSEL; AND (5)
DENYING PETITIONER'S OTHER FILINGS AS MOOT**

Presently, the Court is in receipt of *Motion to Dismiss Supplement to Petition for Writ of Habeas Corpus (Post-Conviction)*, filed by Respondent, on April 8, 2022, and submitted on May 13, 2022. Additionally, before the Court is a *Request for Submission for and Withdrawal of Certain Motions* [sic] filed by Petitioner on June 22, 2022. The Court is fully apprised of the case file, and briefing of Petitioner and Respondent, and finds as follows:

///

///

///

1 **BACKGROUND**

2 According to the record:

3 Petitioner was found guilty of Grand Larceny of Auto, and Burglary, second offense. *See*
4 Judgment of Conviction, filed March 12, 2019. He was sentenced to 48 to 120 months
5 imprisonment for the Grand Larceny conviction, and 48 to 120 months on the Burglary
6 conviction. *Id.* The sentences were to run consecutively.

7 The Petitioner's charges were bifurcated, and he later pled guilty and was convicted of
8 Grand Larceny pursuant to a Corrected Second Judgment of Conviction, filed on September 17,
9 2019. He was sentenced to 12 to 30 months imprisonment to run consecutively with his other
10 sentences. *Id.*

11 The Petitioner appealed his conviction, arguing that it was legally impossible for him to
12 have committed burglary where he had come into possession of the vehicle five days before the
13 charged burglary, and had never dispossessed it. The Nevada Supreme Court rejected his
14 argument and entered an Order of Affirmance on November 24, 2020.

15 On February 9, 2021, Petitioner filed the following: a Petition for Writ of Habeas Corpus
16 (Post-Conviction), Motion to Proceed In Forma Pauperis, and a Motion for Appointment of
17 Counsel. The State filed an Opposition to the motion for appointment of counsel on February 19,
18 2021, asserting the Petitioner restated arguments that had been rejected by the Nevada Supreme
19 Court.

20 The Court entered an Omnibus Order on April 1, 2021, which, in part, denied the
21 Petitioner's motion for appointment of Counsel. On March 11, 2021, the Petitioner moved to
22 dismiss his Petition for Writ of Habeas Corpus without prejudice. The Court granted the
23 Petitioner's Motion to Dismiss on April 5, 2021.

24 The Petitioner has now renewed his request for relief by filing a *Petition for Writ of*
25 *Habeas Corpus* on November 10, 2021; Petitioner thereafter filed a *Request for Submission*. In
26 response, the Court issued an *Order* striking the *Request for Submission* as premature and
27 directed the State to respond. On December 7, 2021, the Respondent filed a *Motion to Dismiss*
28 *Petition for Writ of Habeas Corpus (Post-Conviction)*.

Additionally, before the Court was a *Motion for Appointment of Counsel*, filed by Petitioner on November 10, 2021. On November 19, 2021, the Respondent filed an *Opposition to Motion for Appointment of Counsel*, to which the Petitioner responded with *Additional Facts in Support of Petitioner's Motion for Appointment of Counsel*. On January 4, 2022, both the *Motion to Dismiss Petition for Writ of Habeas Corpus (Post-Conviction)* and the *Motion for Appointment of Counsel* were submitted to the Court for decision.

On February 18, 2022, this Court issued an order which: (1) directed a supplemental response from Petitioner; (2) held the *Motion for Appointment of Counsel* in abeyance pending supplemental briefing; and (3) staying decision on Respondent’s *Motion to Dismiss Petition for Writ of Habeas Corpus*. The Court reasoned supplemental briefing was appropriate because the Petitioner alleged limited access to the law library, which affected his ability to conduct research therein, due to the COVID-19 pandemic.

DISCUSSION

1. Respondent's Motion to Dismiss Supplement to Petition for Writ of Habeas Corpus (Post-Conviction) filed April 8, 2022, is Denied

On April 8, 2022, Respondent filed a *Motion to Dismiss Supplement to Petition for Writ of Habeas Corpus (Post-Conviction)*. However, because of the Court’s approach and decisions set forth, *infra*, the Court denies Respondent’s *Motion to Dismiss Supplement* filed on April 8, 2022.

2. The Court Construes Petitioner's Supplemental Petition as a Response

The Petitioner filed a *Supplement to Habeas Corpus* on February 18, 2021. Pursuant to NRS 34.750, appointed counsel may file supplemental pleadings; No statute allows a Petitioner to file a supplemental petition. Under the statutory guidelines, this would deem the Petitioner's supplemental petition procedurally defective.

However, since the Court ordered a supplemental response, the Court will liberally construe this *Supplement* as Petitioner's Response to the Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus (Post-Conviction)* filed on December 7, 2021.

///

///

///

1 **3. The Court Grants Respondent's Motion to Dismiss Petition for Writ of Habeas Corpus**
2 **(Post- Conviction) filed on December 7, 2021**

3 The Court is fully apprised of the arguments raised by Petitioner in his supplemental briefing.
4 In Petitioner's November 10, 2021, *Petition for Writ of Habeas Corpus (Post-Conviction)*,
5 Petitioner raises the following grounds for relief: that his conviction is unconstitutional because
6 he lacked the specific intent to commit burglary, and the Court erred in allowing his burglary
7 conviction to stand after he was convicted of grand larceny of a motor vehicle which occurred
8 prior to the burglary. These two variated arguments purport the same conclusion; to wit, that the
9 Court was incorrect in adjudicating him guilty of Burglary.

10 The Nevada Supreme Court has previously rejected the Petitioner's arguments, including
11 that he lacked the specific intent to commit burglary. *See* Order of Affirmance, filed Nov. 24,
12 2020. The doctrine of the law of the case precludes reconsideration of this argument in a
13 subsequent proceeding. *See Hall v. State*, 91 Nev. 314, 315, 535 P.2d 797, 798 (1975). Although
14 the Petitioner maintains this position in his supplemental briefing, it is a previously decided
15 argument. The Court cannot overturn the Nevada Supreme Court's findings and decision on this
16 issue.

17 Accordingly, the Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus*
18 *(Post-Conviction)* filed December 7, 2021, is **GRANTED**.

19 **4. The Court Denies Petitioner's Motion for Appointment of Counsel**

20 Pursuant to NRS 34.750(1), the District Court has discretion to appoint counsel to represent a
21 petitioner that has filed a postconviction petition for a writ of habeas corpus if the petitioner is
22 indigent, and the petition is not summarily dismissed.

23 Petitioner was previously granted an additional ninety (90) days for supplemental briefing, to
24 which the Respondent had forty-five (45) days to respond and resubmit the matter for decision.
25 Because the Court grants Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus*,
26 appointment of counsel is not necessary. Accordingly, Petitioner's *Motion for Appointment of*
27 *Counsel*, previously held in abeyance, is **DENIED**.

28 ///

 ///

1 **5. The Court Denies Petitioner's Other Filings as Moot**

2 After the Court's February 18, 2022, *Order*, Petitioner filed the following: (1) Supplement to
3 Habeas Corpus (Post Conviction) on February 25, 2022; (2) Addendum to Supplemental
4 Opposition to Dismiss Petitioner's Habeas Corpus and Motion for Appointment of Counsel on
5 April 18, 2022; (3) Supplement to Petitioner's Opposition ("Response") to State's Motion to
6 Dismiss Petition for Writ of Habeas Corpus (Post-Conviction) and Opposition for Appointment
7 of Counsel on April 18, 2022; (4) Addendum to Supplemental Opposition to Dismiss Petitioner's
8 Habeas Corpus and Motion for Appointment of Counsel on April 21, 2022; (5) Motion to Submit
9 Additional [sic] Materials in Support of Supplemental Opposition to State's Motion to Dismiss
10 Petitioner's Habeas Corpus and Motion for Appointment of Counsel on April 22, 2022; (6)
11 Motion to Produce Transcription of Hearing in which Possession of Stolen Motor Vehicle
12 Charge was Dismissed on May 23, 2022; (7) Motion to Submit Additional Material in Support of
13 Supplemental Opposition to State's Motion to Dismiss Petitioner's Habeas Corpus and Motion
14 for Appointment of Counsel on June 6, 2022; (8) Motion to Allow Petitioner to Add Additional
15 Grounds to Writ of Habeas Corpus on June 13, 2022; (9) Motion for Enlargement of Time on
16 June 13, 2022; (10) Motion to File Amended Petition for Writ of Habeas Corpus and to
17 Withdraw a Prior Motion on June 13, 2022; (11) Amended Petition for Writ of Habeas Corpus
18 (Post-Conviction) on June 17, 2022; and (12) Motion in Opposition to and Request for Stay of
19 Respondent's Motion for Submission dated May 13, 2022, on June 21, 2022.

20 In his *Request for Submission* [sic] *for and Withdrawal of Certain Motions* filed on June
21 22, 2022, Petitioner indicates his May 22, 2022, *Motion to Allow Petitioner to Add Additional*
22 *Grounds to Writ of Habeas Corpus* is now withdrawn in lieu of his *Motion to file Amended*
23 *Petition for Writ of Habeas Corpus and to Withdraw a Prior Motion* filed on June 13, 2022.
24 Thereafter, Petitioner submits the *Motion to File Amended Petition for Writ of Habeas Corpus*
25 *and to Withdraw a Prior Motion*. Additionally, therein, Petitioner indicates his *Motion for*
26 *Enlargement of Time* filed on June 13, 2022, is now moot because he has filed an *Amended*
27 *Petition for Writ of Habeas Corpus*.
28

1 The Court is fully apprised of the record and does not require the Respondent to file any
2 briefing in response to Petitioner's documents. The underlying motions being addressed by the
3 Court were the Petitioner's *Petition for Writ of Habeas Corpus* and *Motion for Appointment of*
4 *Counsel*, as well as the Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus*.
5 With this *Order*, the Court has decided the present underlying issues. Therefore, Petitioner's
6 filings, are **DENIED AS MOOT**.

7 **CONCLUSION**

8 Accordingly, the Court orders as follows:

9 **IT IS HEREBY ORDERED** Respondent's Motion to Dismiss Supplemental Petition
10 filed April 8, 2022, is **DENIED**.

11 **IT IS ORDERED** Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus*
12 (*Post-Conviction*) filed December 7, 2021, is **GRANTED**.

13 **IT IS ORDERED** Petitioner's *Motion for Appointment of Counsel* is **DENIED**.

14 **IT IS FURTHER ORDERED** Petitioner's other filings are **DENIED** as moot.

15 **IT IS SO ORDERED**.

16 **DATED** this 12th day of July, 2022.

17
18 
19 BARRY L. BRESLOW
20 District Judge
21
22
23
24
25
26
27
28

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRCp 5(b), I hereby certify that I am an employee of the Second Judicial
3 District Court of the State of Nevada, County of Washoe; that on this 12th day of July, 2022, I
4 electronically filed the following with the Clerk of the Court by using the ECF system which will
5 send a notice of electronic filing to the following:

6 NATHAN MACLELLAN, ESQ.

7 MELINDA CORRELLI, ESQ.

8 JOHN PETTY, ESQ.

9 KEVIN NAUGHTON, ESQ.

10 BIRAY DOGAN, ESQ.

11 DIV. OF PAROLE & PROBATION

12
13 I deposited in the Washoe County mailing system for postage and mailing with the
14 United States Postal Service in Reno, Nevada, a true copy of the attached document addressed
15 to:

16 Keith Sullivan #92630
17 Southern Desert Correctional Center
18 PO Box 208
Indian Springs, NV 89018

19
20 
21 Judicial Assistant
22
23
24
25
26
27
28

1 **CODE 2540**

2
3
4
5 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
6 **IN AND FOR THE COUNTY OF WASHOE**

7
8 **STATE OF NEVADA,**

9 **Plaintiff,**

Case No: CR18-0427

10 **vs.**

Dept. No: 8

11
12 **KEITH SULLIVAN,**

13 **Defendant.**

14 _____/

15 **NOTICE OF ENTRY OF ORDER**

16
17 PLEASE TAKE NOTICE that of July 12, 2022, the Court entered a decision or order
18 in this matter, a true and correct copy of which is attached hereto.

19 Dated July 22, 2022.

20
21 _____
22 **ALICIA LERUD**

Clerk of the Court

23 _____
24 **/s/JBYE**

J. BYE-Deputy Clerk

25
26
27
28

1 **CERTIFICATE OF SERVICE**

2 Case No. CR18-0427

3 Pursuant to NRCP 5 (b), I certify that I am an employee of the Second
4 Judicial District Court; that on July 22, 2022, I electronically filed the Notice of Entry of
5 Order with the Court System which will send a notice of electronic filing to the following:

6
7 BIRAY DOGAN, ESQ. for KEITH WILLIAM SULLIVAN
8 JOHN PETTY, ESQ. for KEITH WILLIAM SULLIVAN
9 MELINDA CORRELLI, ESQ. for KEITH WILLIAM SULLIVAN
10 DIV. OF PAROLE & PROBATION
11 NATHAN MACLELLAN, ESQ. for STATE OF NEVADA
12 KEVIN NAUGHTON, ESQ. for STATE OF NEVADA

13 I further certify that on July 22, 2022, I deposited in the Washoe
14 County mailing system for postage and mailing with the U.S. Postal Service in Reno,
15 Nevada, a true copy of the attached document, addressed to:

16 Attorney General's Office
17 100 N. Carson Street
18 Carson City, NV 89701-4717

19 Keith Sullivan #92630
20 Southern Desert Correctional Center
21 PO Box 208
22 Indian Springs, NV 89070-0208

23 The undersigned does hereby affirm that pursuant to NRS 239B.030 and NRS 603A.040, the
24 preceding document does not contain the personal information of any person.

25 Dated July 22, 2022.

26 /s/JBYE
27 J. BYE- Deputy Clerk
28

IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

KEITH SULLIVAN,

Petitioner,

vs.

Case No. CR18-0427

Dept. No. 8

PERRY RUSSELL, Warden, et al.,

Respondent.

**SECOND OMNIBUS ORDER (1) DENYING RESPONDENT'S MOTION TO DISMISS
SUPPLEMENTAL PETITION FILED APRIL 8, 2022; (2) CONSTRUING
PETITIONER'S SUPPLEMENTAL PETITION AS A RESPONSE TO RESPONDENT'S
MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS FILED
DECEMBER 7, 2021; (3) GRANTING RESPONDENT'S MOTION TO DISMISS
PETITION FOR WRIT OF HABEAS CORPUS FILED ON DECEMBER 7, 2021; (4)
DENYING PETITIONER'S MOTION FOR APPOINTMENT OF COUNSEL; AND (5)
DENYING PETITIONER'S OTHER FILINGS AS MOOT**

Presently, the Court is in receipt of *Motion to Dismiss Supplement to Petition for Writ of Habeas Corpus (Post-Conviction)*, filed by Respondent, on April 8, 2022, and submitted on May 13, 2022. Additionally, before the Court is a *Request for Submission for and Withdrawal of Certain Motions* [sic] filed by Petitioner on June 22, 2022. The Court is fully apprised of the case file, and briefing of Petitioner and Respondent, and finds as follows:

///

///

///

1 **BACKGROUND**

2 According to the record:

3 Petitioner was found guilty of Grand Larceny of Auto, and Burglary, second offense. *See*
4 Judgment of Conviction, filed March 12, 2019. He was sentenced to 48 to 120 months
5 imprisonment for the Grand Larceny conviction, and 48 to 120 months on the Burglary
6 conviction. *Id.* The sentences were to run consecutively.

7 The Petitioner's charges were bifurcated, and he later pled guilty and was convicted of
8 Grand Larceny pursuant to a Corrected Second Judgment of Conviction, filed on September 17,
9 2019. He was sentenced to 12 to 30 months imprisonment to run consecutively with his other
10 sentences. *Id.*

11 The Petitioner appealed his conviction, arguing that it was legally impossible for him to
12 have committed burglary where he had come into possession of the vehicle five days before the
13 charged burglary, and had never dispossessed it. The Nevada Supreme Court rejected his
14 argument and entered an Order of Affirmance on November 24, 2020.

15 On February 9, 2021, Petitioner filed the following: a Petition for Writ of Habeas Corpus
16 (Post-Conviction), Motion to Proceed In Forma Pauperis, and a Motion for Appointment of
17 Counsel. The State filed an Opposition to the motion for appointment of counsel on February 19,
18 2021, asserting the Petitioner restated arguments that had been rejected by the Nevada Supreme
19 Court.

20 The Court entered an Omnibus Order on April 1, 2021, which, in part, denied the
21 Petitioner's motion for appointment of Counsel. On March 11, 2021, the Petitioner moved to
22 dismiss his Petition for Writ of Habeas Corpus without prejudice. The Court granted the
23 Petitioner's Motion to Dismiss on April 5, 2021.

24 The Petitioner has now renewed his request for relief by filing a *Petition for Writ of*
25 *Habeas Corpus* on November 10, 2021; Petitioner thereafter filed a *Request for Submission*. In
26 response, the Court issued an *Order* striking the *Request for Submission* as premature and
27 directed the State to respond. On December 7, 2021, the Respondent filed a *Motion to Dismiss*
28 *Petition for Writ of Habeas Corpus (Post-Conviction)*.

Additionally, before the Court was a *Motion for Appointment of Counsel*, filed by Petitioner on November 10, 2021. On November 19, 2021, the Respondent filed an *Opposition to Motion for Appointment of Counsel*, to which the Petitioner responded with *Additional Facts in Support of Petitioner’s Motion for Appointment of Counsel*. On January 4, 2022, both the *Motion to Dismiss Petition for Writ of Habeas Corpus (Post-Conviction)* and the *Motion for Appointment of Counsel* were submitted to the Court for decision.

On February 18, 2022, this Court issued an order which: (1) directed a supplemental response from Petitioner; (2) held the *Motion for Appointment of Counsel* in abeyance pending supplemental briefing; and (3) staying decision on Respondent’s *Motion to Dismiss Petition for Writ of Habeas Corpus*. The Court reasoned supplemental briefing was appropriate because the Petitioner alleged limited access to the law library, which affected his ability to conduct research therein, due to the COVID-19 pandemic.

DISCUSSION

1. Respondent's Motion to Dismiss Supplement to Petition for Writ of Habeas Corpus (Post-Conviction) filed April 8, 2022, is Denied

On April 8, 2022, Respondent filed a *Motion to Dismiss Supplement to Petition for Writ of Habeas Corpus (Post-Conviction)*. However, because of the Court’s approach and decisions set forth, *infra*, the Court denies Respondent’s *Motion to Dismiss Supplement* filed on April 8, 2022.

2. The Court Construes Petitioner's Supplemental Petition as a Response

The Petitioner filed a *Supplement to Habeas Corpus* on February 18, 2021. Pursuant to NRS 34.750, appointed counsel may file supplemental pleadings; No statute allows a Petitioner to file a supplemental petition. Under the statutory guidelines, this would deem the Petitioner's supplemental petition procedurally defective.

However, since the Court ordered a supplemental response, the Court will liberally construe this *Supplement* as Petitioner's Response to the Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus (Post-Conviction)* filed on December 7, 2021.

///

///

///

1 **3. The Court Grants Respondent's Motion to Dismiss Petition for Writ of Habeas Corpus**
2 **(Post- Conviction) filed on December 7, 2021**

3 The Court is fully apprised of the arguments raised by Petitioner in his supplemental briefing.
4 In Petitioner's November 10, 2021, *Petition for Writ of Habeas Corpus (Post-Conviction)*,
5 Petitioner raises the following grounds for relief: that his conviction is unconstitutional because
6 he lacked the specific intent to commit burglary, and the Court erred in allowing his burglary
7 conviction to stand after he was convicted of grand larceny of a motor vehicle which occurred
8 prior to the burglary. These two variated arguments purport the same conclusion; to wit, that the
9 Court was incorrect in adjudicating him guilty of Burglary.

10 The Nevada Supreme Court has previously rejected the Petitioner's arguments, including
11 that he lacked the specific intent to commit burglary. *See* Order of Affirmance, filed Nov. 24,
12 2020. The doctrine of the law of the case precludes reconsideration of this argument in a
13 subsequent proceeding. *See Hall v. State*, 91 Nev. 314, 315, 535 P.2d 797, 798 (1975). Although
14 the Petitioner maintains this position in his supplemental briefing, it is a previously decided
15 argument. The Court cannot overturn the Nevada Supreme Court's findings and decision on this
16 issue.

17 Accordingly, the Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus*
18 *(Post-Conviction)* filed December 7, 2021, is **GRANTED**.

19 **4. The Court Denies Petitioner's Motion for Appointment of Counsel**

20 Pursuant to NRS 34.750(1), the District Court has discretion to appoint counsel to represent a
21 petitioner that has filed a postconviction petition for a writ of habeas corpus if the petitioner is
22 indigent, and the petition is not summarily dismissed.

23 Petitioner was previously granted an additional ninety (90) days for supplemental briefing, to
24 which the Respondent had forty-five (45) days to respond and resubmit the matter for decision.
25 Because the Court grants Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus*,
26 appointment of counsel is not necessary. Accordingly, Petitioner's *Motion for Appointment of*
27 *Counsel*, previously held in abeyance, is **DENIED**.

28 ///

 ///

1 **5. The Court Denies Petitioner's Other Filings as Moot**

2 After the Court's February 18, 2022, *Order*, Petitioner filed the following: (1) Supplement to
3 Habeas Corpus (Post Conviction) on February 25, 2022; (2) Addendum to Supplemental
4 Opposition to Dismiss Petitioner's Habeas Corpus and Motion for Appointment of Counsel on
5 April 18, 2022; (3) Supplement to Petitioner's Opposition ("Response") to State's Motion to
6 Dismiss Petition for Writ of Habeas Corpus (Post-Conviction) and Opposition for Appointment
7 of Counsel on April 18, 2022; (4) Addendum to Supplemental Opposition to Dismiss Petitioner's
8 Habeas Corpus and Motion for Appointment of Counsel on April 21, 2022; (5) Motion to Submit
9 Additional [sic] Materials in Support of Supplemental Opposition to State's Motion to Dismiss
10 Petitioner's Habeas Corpus and Motion for Appointment of Counsel on April 22, 2022; (6)
11 Motion to Produce Transcription of Hearing in which Possession of Stolen Motor Vehicle
12 Charge was Dismissed on May 23, 2022; (7) Motion to Submit Additional Material in Support of
13 Supplemental Opposition to State's Motion to Dismiss Petitioner's Habeas Corpus and Motion
14 for Appointment of Counsel on June 6, 2022; (8) Motion to Allow Petitioner to Add Additional
15 Grounds to Writ of Habeas Corpus on June 13, 2022; (9) Motion for Enlargement of Time on
16 June 13, 2022; (10) Motion to File Amended Petition for Writ of Habeas Corpus and to
17 Withdraw a Prior Motion on June 13, 2022; (11) Amended Petition for Writ of Habeas Corpus
18 (Post-Conviction) on June 17, 2022; and (12) Motion in Opposition to and Request for Stay of
19 Respondent's Motion for Submission dated May 13, 2022, on June 21, 2022.

20 In his *Request for Submission* [sic] *for and Withdrawal of Certain Motions* filed on June
21 22, 2022, Petitioner indicates his May 22, 2022, *Motion to Allow Petitioner to Add Additional*
22 *Grounds to Writ of Habeas Corpus* is now withdrawn in lieu of his *Motion to file Amended*
23 *Petition for Writ of Habeas Corpus and to Withdraw a Prior Motion* filed on June 13, 2022.
24 Thereafter, Petitioner submits the *Motion to File Amended Petition for Writ of Habeas Corpus*
25 *and to Withdraw a Prior Motion*. Additionally, therein, Petitioner indicates his *Motion for*
26 *Enlargement of Time* filed on June 13, 2022, is now moot because he has filed an *Amended*
27 *Petition for Writ of Habeas Corpus*.
28

1 The Court is fully apprised of the record and does not require the Respondent to file any
2 briefing in response to Petitioner's documents. The underlying motions being addressed by the
3 Court were the Petitioner's *Petition for Writ of Habeas Corpus* and *Motion for Appointment of*
4 *Counsel*, as well as the Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus*.
5 With this *Order*, the Court has decided the present underlying issues. Therefore, Petitioner's
6 filings, are **DENIED AS MOOT**.

7 **CONCLUSION**

8 Accordingly, the Court orders as follows:

9 **IT IS HEREBY ORDERED** Respondent's Motion to Dismiss Supplemental Petition
10 filed April 8, 2022, is **DENIED**.

11 **IT IS ORDERED** Respondent's *Motion to Dismiss Petition for Writ of Habeas Corpus*
12 (*Post-Conviction*) filed December 7, 2021, is **GRANTED**.

13 **IT IS ORDERED** Petitioner's *Motion for Appointment of Counsel* is **DENIED**.

14 **IT IS FURTHER ORDERED** Petitioner's other filings are **DENIED** as moot.

15 **IT IS SO ORDERED**.

16 **DATED** this 12th day of July, 2022.

17
18 
19 BARRY L. BRESLOW
20 District Judge
21
22
23
24
25
26
27
28

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

NATHAN MACLELLAN, ESQ.
MELINDA CORRELLI, ESQ.
JOHN PETTY, ESQ.
KEVIN NAUGHTON, ESQ.
BIRAY DOGAN, ESQ.
DIV. OF PAROLE & PROBATION

Keith Sullivan #92630
Southern Desert Correctional Center
PO Box 208
Indian Springs, NV 89018


Judicial Assistant

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

03/21/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

ARRAIGNMENT

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defender Melinda Correlli and Deputy Public Defender Biray Dogan. Specialist Katie Benzler was present on behalf of the Division of Parole and Probation.

TRUE NAME: KEITH WILLIAM SULLIVAN.

Defendant handed a copy of the Information; waived reading. Defendant entered pleas of Not Guilty to Count I – Grand Larceny of Auto, \$3,500.00 or Greater, a violation of NRS 205.228(3), a Category B Felony; Count II – Burglary, Second Offense, a violation of NRS 205.060, a Category B Felony; Count III – Grand Larceny, a violation of NRS 205.220 and NRS 205.222(3), a Category B Felony; Count IV – Burglary, Second Offense, a violation of NRS 205.060, a Category B Felony; Count V - Possession of Stolen Vehicle, Value \$3,500.00 or Greater, a violation of NRS 205.273(4), a Category B Felony; Count VI – Attempt by Driver to Evade, Elude or Fail to Stop on Signal of Peace Officer, Endangering Other Person or Property, a violation of NRS 484B.550(3)(b) and NRS 193.330, a Category C Felony; Count VII – Buy, Possess, Receive, or Withhold Stolen Property, Value \$3,500.00 or more, a violation of NRS 205.275(2)(c), a Category B Felony and Count VIII – Bring an Habitual Criminal, as defined in NRS 207.010(b), a Category A Felony, all charges as contained in the Information. 60 day rule **invoked**. Counsel Correlli advised the Court that the defense intends to file a Motion to Sever.

COURT ORDERED: Matter CONTINUED for trial by Jury. Defendant remanded to the custody of the Sheriff.

04/18/2018
9:00 a.m.
Motion to
Confirm

05/08/2018
9:00 a.m.
Jury Trial
(4 days)

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

04/18/2018

MOTION TO CONTINUE TRIAL

HONORABLE
BARRY

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defender Melinda Correlli. Specialist Andrew Rico was present on behalf of the Division of Parole and Probation.

05/04/2018
9:30 a.m.
PreTrial Motions

BRESLOW

DEPT. NO. 8

A. DeGayner
(Clerk)

Counsel Correlli addressed and advised the Court that counsel have stipulated to a continuance; no objections stated.

05/30/2018
9:00 a.m.

I. Zihn

(Reporter)

COURT ORDERED: Motion to Continue Trial To Ensure Effective Assistance of Counsel – GRANTED.

Motion to
Confirm

Defendant remanded to the custody of the Sheriff.

06/18/2018
9:00 a.m.
Jury Trial
(4 days)

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

05/04/2018

PRETRIAL MOTIONS

HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defender Biray Dogan and Deputy Public Defender Melinda Correlli. 9:30 a.m. – Court convened with Court, Counsel and Defendant present. Counsel Correlli addressed the Court and argued in support of the Motion to Sever, the defense is proposing three (3) separate trials. Counsel Correlli argued that, if tried together, the joinder would be improper and prejudicial to the Defendant. Counsel Morton argued in opposition of the Motion to Sever. Counsel Morton advised that the surveillance video from GMC that has been produced is the only video available from GMC. Counsel Morton further argued that these crimes are cross-admissible, a severance is not required, trying the charges together is not over prejudicial and to sever would be a waste of judicial resources. Counsel Correlli presented a reply argument in support of the Motion to Sever, there is not a common scheme or plan, the charges are not connected and, to not sever, would be overly prejudicial. Counsel Correlli advised that there is not a jury instruction that will remedy the prejudice done if the charges are tried together.
COURT ORDERED: Motion to Sever – GRANTED in part and DENIED in part. The Renown charges shall be severed from the vehicle charges. The Jury Trial set for June 18, 2018 will remain on calendar for Counts I, IV, V and VI. The State shall file an amended information following a ruling on the alias motion. Pretrial Motions on the vehicle charges shall be heard on **May 17, 2018 at 9:00 a.m.** Jury Trial on the Renown charges, Counts II, III and VII set for **November 13, 2018 at 9:00 a.m.** with a Motion to Confirm hearing set for **October 29, 2018 at 9:00 a.m.**
10:27 a.m. – Court stood in recess.
Defendant remanded to the custody of the Sheriff.

05/17/2018
9:00 a.m.
Pretrial Motions
(Counts I, IV, V
and VI)

05/30/2018
9:00 a.m.
Motion to
Confirm
(Counts I, IV, V
and VI)

06/18/2018
9:00 a.m.
Jury Trial
(vehicle)
(4 days)

10/29/2018
9:00 a.m.
Motion to
Confirm
(Counts II, III and
VII)

11/13/2018
9:00 a.m.
Jury Trial
(Renown)
(3 days)

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

05/17/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

PRETRIAL MOTIONS

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defender Biray Dogan and Deputy Public Defender Melinda Correlli. 10:00 a.m. – Court convened with Court, Counsel and Defendant present.

Rule of Exclusion – INVOKED.

Counsel Dogan addressed the Court and argued in support of the Motion to Exclude Eyewitness Identification Evidence.

Counsel Morton addressed the Court and argued in opposition of the Motion to Exclude Eyewitness Identification Evidence.

Exhibit 1 marked for identification.

Counsel Morton called **Brian Bowley** who was sworn and direct examined. **Exhibit 1**; offered; no objection; ADMITTED. Continued direct examination conducted; cross examination conducted; re-direct examination conducted; witness thanked and excused.

Counsel Morton called **Detective Welch** who was sworn and direct examined; cross examination conducted; re-direct examination conducted; witness thanked and excused.

12:00 p.m. – Recess.

1:04 p.m. – Court reconvened with Court, Counsel and Defendant present.

Counsel Dogan presented final argument in support of the Motion to Exclude Eyewitness Identification Evidence to include that unnecessary suggestive procedures were used.

Counsel Morton argued in opposition of the motion to Exclude Eyewitness Identification Evidence.

Counsel Dogan presented a reply argument in support of said motion.

COURT ORDERED: Motion to Exclude Eyewitness Identification Evidence – DENIED. Motion to Invoke Rule of Exclusion – GRANTED with the exception of the State's investigator.

Motion Regarding Custody During Trial – GRANTED. Motion for Equal Access to Juror Information – DENIED. Motion in Limine to Strike Surplusage in the Information – GRANTED. Motion in Limine to Exclude the Criminal Information from Entering Jury Deliberations – GRANTED. Motion in Limine to Use Mr. Sullivan's True Name – GRANTED.

Counsel Correlli argued in support of the Request for Full Discovery. Counsel Morton advised the Court that the State will provide the defense with anything that the statute/case law says is impeachable. Counsel Correlli argued that would include felony convictions and convictions of crimes regarding truthfulness.

COURT ORDERED: Defendant's Request for Full Discovery – UNDER SUBMISSION.

Counsel Correlli argued in support of the Defendant's Request for Additional Discovery. Counsel Correlli advised the Court that the defense does not have the portion of the surveillance video that shows the Defendant getting into the vehicle.

Counsel Morton advised the Court that the State does not have another GMC video, the State has produced the only video that exists.

COURT ORDERED: The State shall produce any other videos from GMC.

Counsel Morton advised the Court that the State did talk to I.T. at GMC and confirmed that the video produced to the defense is the only video.

Counsel Correlli presented further argument in support of the Defendant's Request for Additional Discovery to include that the State is required to turn over impeachment evidence which includes the police records and briefings regarding the Defendant. Counsel Correlli advised that this discovery would include all reports/briefings leading up to December 29 or, in the alternative, an in camera review of the documents by the Court.

Counsel Morton argued that all reports have been produced other than any briefings and any briefings prior to the arrest are not relevant. Counsel Morton further argued that anything prior to the offense is considered prior bad acts and is not coming into this trial.

COURT ORDERED: Defendant's Request for Additional Discovery – DENIED.

Counsel Dogan argued in support of the Motion to Suppress.

Counsel Morton argued in opposition of the Motion to Suppress.

Counsel Morton called **Detective Patrick McNeely** who was sworn and direct examined; witness inquired by the Court.

Exhibits 2 and 3 marked; offered; no objection; ADMITTED.

Cross examination conducted. The Court admonished the witness.

2:27 p.m. – Recess.

3:08 p.m. – Court reconvened with Court, Counsel and Defendant present.

Detective Patrick McNeely resumed the witness stand; continued cross examination conducted; re-direct examination conducted; re-cross examination conducted; witness thanked and excused.

Counsel Dogan argued in support of the Motion to Suppress.

Counsel Morton argued in opposition of the Motion to Suppress.

Counsel Dogan presented reply argument in support of the Motion to Suppress.

COURT ORDERED: Motion to Suppress Statements – GRANTED.

Defendant's Request for Additional Discovery – DENIED.

The Court addressed the Motion in Limine: Alleged Other Bad Acts.

Counsel Morton confirmed that Counsel has agreed to inform the Jury that the Defendant was at the police department to obtain cell phones and that surveillance began on an unrelated matter.

Counsel Correlli requested an order excluding testimony that the Defendant was registering as a felon or excluding testimony that the Defendant is a felon.

Counsel Morton advised the Court that the State does not intend to illicit testimony about any prior felony convictions or that the Defendant was registering as a felon at the police department but, if the Defendant testifies, it becomes another issue.

Counsel Correlli requested an order excluding testimony that the sex offender unit was part of the surveillance of the Defendant.

Counsel Morton advised that she will admonish the witnesses to not say what unit they are a part of.

COURT ORDERED: Motion to exclude testimony about sex offender or repeat offender – GRANTED.

Counsel Correlli argued that there is no reason for the witnesses to identify themselves as anything other than officers and detectives with whatever agency they are associated with.

Counsel Morton suggested "multi- agency unit" would be appropriate.

Counsel Correlli argued that providing evidence that multiple officers from multiple agencies working together as a unit is unduly prejudicial to the Defendant.

Counsel Morton argued that use of "multi-agency unit" is sanitizing enough.

Counsel Correlli argued that the witnesses testifying only to their position and how long they've been employed as an officer is sufficient.

COURT ORDERED: Witnesses may testify who they are, where they work, what they do and that they were involved in surveillance for an unrelated matter. Witnesses are precluded from saying that they were part of a multi-agency task force or words to that effect.

The State is precluded from emphasizing in argument that witnesses from different law enforcement agencies were involved in surveillance of the Defendant.

Counsel Correlli moved for an order excluding testimony that the Defendant was under surveillance due to a TPO violation or alleged prior bad act.

COURT ORDERED: Counsel may say and illicit testimony from witnesses that the Defendant is under surveillance for an unrelated criminal justice matter without any further details.

Counsel Correlli argued in support of the Motion in Limine Re: Prior Convictions.

Counsel Morton argued in opposition of the Motion in Limine Re: Prior Convictions, if the Defendant takes the stand he can be impeached with certain felonies.

COURT ORDERED: If the Defendant testifies, the State may introduce, if otherwise admissible, the three (3) prior felonies. The Court will Grant the Defendant's request to preclude the State or any witness from identifying what the felony convictions were for. The State is allowed to examine the Defendant as to the convictions being in existence for felony crimes, in what jurisdiction and the year of the conviction. Motion to Record all Bench Conferences and Conferences Conducted in Chambers – GRANTED.

Counsel Correlli moved to exclude any reference to the defendant's indigence status; no objections stated.

COURT ORDERED: Motion to exclude any reference to the Defendant's indigence status – GRANTED.

Counsel Morton requested clarification on the Court's Order on the Motion in Limine to Strike Surplusage in the Information.

COURT ORDERED: The Court will not order a new filing to occur. The Information will be redacted to include any language referencing to habitual criminal status. The Court will further consider the approach regarding the second offense language on the Burglary charge.

Counsel Morton argued in support of the Motion to Amend the Information.

Counsel Dogan advised that the defense objects to any conflation of subsections A and B and argued in opposition of the State's Motion to Amend the Information.

Counsel Morton argued that the theory of the State's allegation can be an and/or, the State can use alternative theories as long as the Defense is on notice.

COURT ORDERED: State's Motion to Amend the Information – GRANTED.

4:29 p.m. – Court stood in recess.

Defendant remanded to the custody of the Sheriff.

Exhibits

HEARING: **PRETRIAL MOTIONS**

TITLE: **STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN**

PLTF: **STATE OF NEVADA**
DEFT: **Keith William Sullivan**

PATY: **Deputy District Attorney Carrie Morton**
DATY: **DPD Melinda Correlli and DPD Biray Dogan**

Case No: **CR18-0427** Dept. No: **08** Clerk: **A. DeGayner**

Date: **05/17/2018**

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	State	Photographic Array	5/17/18	No objection	5/17/18
2	Deft	Photo 1	5/17/18	No Objection	5/17/18
3	Deft	Photo 2	5/17/18	No Objection	5/17/18

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

05/30/2018

MOTION TO CONFIRM TRIAL

HONORABLE

BARRY

BRESLOW

DEPT. NO. 8

A. DeGayner

(Clerk)

I. Zihn

(Reporter)

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defender Melinda Correlli. Specialist Chris Lopez was present on behalf of the Division of Parole and Probation.

Counsel Morton addressed and advised the Court that the State is ready to proceed to trial and anticipate trial lasting three (3) days.

Counsel Correlli confirmed that the defense is ready to proceed to trial.

The Court canvassed the Defendant as to any offers made by the State.

Counsel Morton confirmed that no offers were made by the State in this matter.

COURT ORDERED: Motion to Confirm Trial – GRANTED. Counsel and the Defendant shall appear at 8:30 a.m. on the first day of trial, June 18, 2018.

Defendant remanded to the custody of the Sheriff.

06/18/2018
9:00 a.m.
Jury Trial

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

Page One

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

06/18/2018

JURY TRIAL – Day One

HONORABLE

BARRY

BRESLOW

DEPT. NO. 8

A. DeGayner

(Clerk)

I. Zihn

(Reporter)

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defenders Melinda Correlli and Biray Dogan.

*Prior to the commencement of Court, **Exhibits 1-48** were marked for identification. Respective counsel reviewed and approved the form and content of the redacted Amended Information to be read by the Court Clerk.*

10:41 a.m. – Court convened with Court, Counsel and Defendant present.

TRUE NAME: KEITH WILLIAM SULLIVAN.

Defendant in receipt of a copy of the Amended Information; waived reading. Defendant entered pleas of not guilty to Count I – Grand Larceny of Auto, \$3,500.00 or Greater, a violation of NRS 205.228(3), Count IV – Burglary, Second Offense, a violation of NRS 205.060, a Category B Felony, Count V – Possession of Stolen Vehicle, Value \$3,500.00 or Greater, a violation of NRS 205.273(4), a Category B Felony and Count VI – Attempt by Driver to Evade, Elude or Fail to Stop on Signal of Peace Officer, Endangering Other Person or Property, a violation of NRS 484B.550(3) and NRS 193.330, a Category C Felony, all charges as contained in the Amended Information.

Discussion ensued as to trial scheduling.

10:48 a.m. – Court stood in recess.

11:27 a.m. – Court reconvened with Court, Counsel, Defendant and prospective Jury present.

The Court called the case and addressed the potential Jurors.

Introduction of Court staff was made to the prospective Jurors.

Roll taken by Court Clerk Amanda DeGayner. Forty-Four (44) of Forty-Four (44) prospective Jurors were present.

All prospective Jurors were sworn to answer questions touching upon their qualifications to serve as trial Jurors in this case.

The Amended Information was read which was filed in this case and stated the Defendant's pleas thereto.

Introduction of respective Counsel and the Defendant was made to the prospective Jurors.

The Court conducted general and specific voir dire of the potential jurors in the box.

Potential Juror Tomesh Riney was excused by the Court for cause; no objections stated.

Potential Juror Cloyd Woody was excused by the Court for cause; no objections stated.

Potential Juror Johanna Van Oeveren was excused by the Court for cause; no objections stated.

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

06/18/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day One

The Court conducted general and specific voir dire of the potential jurors in the box. Potential Juror Michael Decker was excused by the Court for cause and replaced with Potential Juror Ana Mayer.

The Court conducted continued general and specific voir dire of the potential jurors in the box.

12:44 p.m. – Recess.

12:55 p.m. – Court reconvened in chambers with Court, Counsel, Defendant and Potential Juror Troy Falk.

Court voir dire Potential Juror Troy Falk; Potential Juror Troy Falk excused by the Court for cause; no objections stated.

12:57 p.m. – Recess.

1:03 p.m. – Court reconvened with Court, Counsel, Defendant and potential jurors present.

Potential Juror Tyler Visman was called to replace Potential Juror Troy Falk.

Counsel Morton read the list of potential witnesses expected to be called in the case.

The Court conducted continued general and specific voir dire of the potential jurors in the box.

Counsel Morton, on behalf of the State, conducted general and specific voir dire of the potential Jurors in the box.

Potential Juror Ana Hernandez excused by the Court for cause and replaced by Potential Juror Jennilee Hill.

The Court conducted voir dire of Potential Juror Jennilee Hill.

Counsel Morton conducted continued general and specific voir dire of the potential jurors in the box.

Counsel Morton, on behalf of the State, passed the panel for cause.

Counsel Dogan, on behalf of the Defendant, conducted general and specific voir dire of the potential Jurors in the box.

Counsel Dogan moved to excuse Potential Juror Ana Mayer for cause; Court conducted voir dire of Potential Juror Ana Mayer; motion to excuse Potential Juror Ana Mayer – DENIED.

Counsel Dogan conducted continued voir dire of the potential jurors in the box.

Counsel Dogan, on behalf of the Defendant, passed the panel for cause.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

06/18/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day One

2:08 p.m. – Recess.

2:10 p.m. – Court reconvened in chambers with Court, Counsel, Defendant and Potential Juror Jennilee Hill.

Court conducted voir dire of Potential Juror Jennilee Hill. Potential Juror Jennilee Hill excused by the Court for cause; no objections stated.

2:15 p.m. – Recess.

2:18 p.m. – Court reconvened with Court, Counsel, Defendant and potential jurors present.

Potential Juror Elizabeth Lynner replaced Potential Juror Jennilee Hill.

Court, Counsel Morton and Counsel Dogan conducted voir dire of Potential Juror Elizabeth Lynner.

2:25 p.m. – Recess to conduct challenges.

2:38 p.m. – Court reconvened in chambers where preemptory challenges were exercised, Four (4) per side plus One (1) alternate.

Counsel Morton exercised a preemptory challenge as to Potential Juror Elizabeth Lynner. Counsel Dogan responded, cited Batson, and argued in opposition to striking Ms. Lynner. Counsel Morton argued a gender neutral basis as reason for the strike.

COURT ORDERED: The Court finds that the challenged exercised by the State on behalf of Potential Juror Elizabeth Lynner was not discriminatory in nature, the State provided a gender neutral reason for the challenge and therefore, the objection is overruled.

The following panel was selected and stipulated to:

Rodrigo Sedano-Castillo; Austin Spellman; Ana Mayer; Marvin Houston; Ramon Culmer; Tyler Visman; James Dillbeck; Christine Dearman; Keith Edwards; Torrey Hood; Maria Jennings; Corey Metoyer and alternate Kitty Gould.

2:45 p.m. – Recess.

2:48 p.m. - Court reconvened with Court, Counsel, Defendant and potential Jurors present.

At the direction of the Court, the Court Clerk read names of the selected Jury and administered the Empaneling of Jury Oath.

The uncalled Jurors were thanked and excused by the Court.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

Page Four

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

06/18/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day One

Court provided preliminary admonishments to the Jury.

Jury excused and ordered to return to Court at 4:00 p.m.

2:55 p.m. - Recess.

3:58 p.m. – Court reconvened with Court, Counsel and Defendant present.

Outside the presence of the Jury, Counsel Morton advised the Court that the State does not believe that the 911 call marked by the defense into evidence can be admitted, argued that the 911 call is hearsay and advised that the Defense should be on notice of that prior to the opening statement.

Counsel Correlli argued that the 911 call marked into evidence is not hearsay.

COURT ORDERED: *The Court admonished counsel as to referencing evidence during opening statements. The Court is not making any evidentiary rulings at this time.*

4:01 p.m. – Jury escorted into the Courtroom.

Respective Counsel stipulated to the presence of the Jury.

Counsel Morton, on behalf of the State, presented opening statement.

Counsel Correlli, on behalf of the Defendant, presented opening statement.

The Court admonished the Jury, which was presented prior to every recess.

The Jury was excused and ordered to return Tuesday, June 19, 2018 at 8:45 a.m. Trial to resume at 9:00 a.m.

4:43 p.m. – Recess.

Defendant remanded to the custody of the Sheriff.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

06/19/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Two

9:00 a.m. – Court reconvened with Court, Counsel, Defendant and Jury present. Respective Counsel stipulated to the presence of the Jury.

9:03 a.m. – Counsel Morton called **Brian Bowley** who was sworn, identified the Defendant and direct examined. **Exhibits 8-9** offered; previously stipulated to by counsel; ADMITTED. Continued direct examination conducted. **Exhibit 34** offered; stipulated to by Counsel; ADMITTED. Continued direct examination conducted; cross examination conducted by Counsel Correlli. **Exhibit 46** offered; objection – withdrawn; ADMITTED. Continued cross examination conducted.

The Court admonished the witness.

The Court admonished the Jury, which was presented prior to every recess.

10:34 a.m. – Recess.

10:51 a.m. – Court reconvened with Court, Counsel and Defendant present.

Outside the presence of the Jury, Counsel Dogan advised the Court that the Defense moved for full discovery to include all prior criminal records. Counsel Dogan advised that the Defense has learned that the State's witness Griffin Brown has a prior Judgment of Conviction, the Defense was not noticed of the prior conviction by the State and the State has not provided the Judgment of Conviction.

Counsel Morton advised the Court that the State does not order prior Judgment of Convictions for witnesses, she became aware of the conviction yesterday and noticed the defense after learning of the prior.

Counsel Dogan argued that, if the witness denies the conviction, the Defense will need a certified copy of the Judgment of Conviction to impeach.

Counsel Morton further advised the Court that the State does not order Judgment of Convictions for witnesses at trial and she can represent, as an officer of the Court, that witness Griffin Brown does have a prior felony conviction within the past ten (10) years.

COURT ORDER: *The Court does not find it inappropriate that the State did not produce the Judgment of Conviction for witness Griffin Brown. The Defense can question the witness about the existence of the prior conviction, if the conviction was in the past ten (10) years and what the title of the crime was.*

Witness Brian Bowley resumed the witness stand.

10:57 a.m. – Jury escorted into the courtroom.

Re-direct examination of Brian Bowley conducted by Counsel Morton; re-cross examination conducted by Counsel Correlli; witness thanked and excused subject to recall.

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

06/19/2018

HONORABLE
BARRY

BRESLOW

DEPT. NO. 8

A. DeGayner

(Clerk)

I. Zihn

(Reporter)

JURY TRIAL – Day Two

Counsel Morton called **Griffin Brown** who was sworn and direct examined; cross examination conducted; re-direct examination conducted; witness thanked and excused subject to recall.

The Court reminded the Jury of the prior admonition.

11:52 a.m. – Lunch Recess.

1:15 p.m. – Court reconvened with Court, Counsel, Defendant and Jury present.

Counsel Morton called **Justin Faulks** who was sworn and direct examined. **Exhibit 1** offered; previously stipulated to by counsel; ADMITTED. Continued direct examination conducted. **Exhibit 20** offered; no objection; ADMITTED. **Exhibit 22** offered; previously stipulated to by counsel; ADMITTED. Continued direct examination conducted; cross examination conducted; re-direct examination conducted; re-cross examination conducted; witness thanked and excused.

Counsel Morton called **Ken Schofield** who was sworn and direct examined; cross examination conducted by Counsel Correlli; witness thanked and excused.

Counsel Morton called **Jared Johnson** who was sworn and direct examined; cross examination conducted by Counsel Correlli; re-direct examination conducted; witness thanked and excused.

Counsel Morton called **Laura Epperson** who was sworn and direct examined. **Exhibits 27, 28, 29, 30, 31, 32, 33** offered; objection – overruled; ADMITTED. Continued direct examination conducted.

The Court admonished the witness.

The Court admonished the Jury, which was presented prior to every recess.

2:33 p.m. – Recess.

2:53 p.m. – Court reconvened with Court, Counsel and Defendant present.

Outside the presence of the Jury, the Court advised that a Juror question was received, the Court relayed the question to Counsel and advised that the Court is inclined to give an oral answer to the question on the record to the Jury; no objections stated.

Counsel Morton advised the Court that the Defense is going to try to admit the 911 call marked as exhibit 35 and stated the State's objection to the exhibit as heresay on the record.

Counsel Correlli suggested the Court listen to the call in question (Exhibit 35).

Exhibit 35 published to the Court. Counsel Correlli argued in support of Exhibit 35.

Counsel Morton argued in opposition of Exhibit 35.

Counsel Correlli argued further that Exhibit 35 is not heresay and should be allowed.

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

06/19/2018

HONORABLE

BARRY

BRESLOW

DEPT. NO. 8

A. DeGayner

(Clerk)

I. Zihn

(Reporter)

JURY TRIAL – Day Two

COURT ORDERED: *Exhibit 35, statements in heresay, will not come in. The Defense had good faith reason to believe that the statements would come in and the Court finds that there was nothing improper with defense's opening statements.*

Counsel Correlli advised the Court that there has been a discovery violation as to Laura Epperson's written statement, the Defense made a specific discovery request and did not receive the written statement from the State. Counsel Correlli argued that Laura Epperson's testimony should be stricken as the State failed to identify the written statements.

Counsel Morton advised the Court that she believes all documents were produced, the written statement in question is completely blank and invoices attached to the written statement have been produced to the defense.

Counsel Correlli argued further that this is a discovery violation and the remedy would be that Laura Epperson's testimony be stricken. Counsel Correlli confirmed that the defense did receive the invoices attached to the written statement in discovery.

Counsel Morton argued that, if not discovered, the remedy would not be to strike.

COURT ORDERED: *The question as to whether to strike Laura Epperson's testimony or offer a curative instruction – UNDER SUBMISSION. The Defense can question the witness or mark the statement as an exhibit.*

3:24 p.m. – Recess.

3:35 p.m. – Court reconvened with Court, Counsel, Defendant and Jury present.

The Court responded orally to the Jury question.

Laura Epperson resumed the witness stand, the Court reminded the witness that she is still under oath and cross examination was conducted by Counsel Correlli. *Sidebar conducted between Court and Counsel.*

Continued cross examination conducted by Counsel Correlli; re-direct examination conducted; re-cross examination conducted; witness thanked and excused subject to recall.

Counsel Morton called **Detective Erich Hulse** who was sworn, identified the Defendant and direct examination. **Exhibit 3** offered. Counsel Dogan stated an objection to Exhibit 3 and advised that the Defense will stipulate that the Defendant was at Reno Police Station on the date and time that the photo was taken.

Counsel Morton argued in support of Exhibit 3. Counsel Dogan argued in opposition of Exhibit 3. Objection – **OVERRULED; Exhibit 3 ADMITTED.** Continued direct examination conducted; cross examination conducted by Counsel Dogan.

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

06/19/2018

JURY TRIAL – Day Two

HONORABLE

Sidebar conducted between Court and Counsel.

BARRY

Continued cross examination conducted by Counsel Dogan; witness thanked and excused.

BRESLOW

DEPT. NO. 8

*Counsel Morton called **Sgt. Matthew Petersen** who was sworn, identified the Defendant and direct examined. **Exhibit 4** offered; previously stipulated to by Counsel; ADMITTED. Continued direct examination conducted. **Exhibit 5** offered; previously stipulated to by Counsel; ADMITTED. Continued direct examination conducted. **Exhibit 6** offered; objection – overruled; ADMITTED. Continued direct examination conducted. **Exhibit 10** offered; voir dire of witness by Counsel Dogan; no objection; ADMITTED. Continued direct examination conducted.*

A. DeGayner

(Clerk)

I. Zihn

(Reporter)

*The Court admonished the witness and ordered him to return to Court on Wednesday, June 20, 2018 at 10:30 a.m.**The Court admonished the Jury, which was presented prior to every recess with an order to return to Court on Wednesday, June 20, 2018 at 10:30 a.m.**Outside the presence of the Jury, prior sidebars memorialized on the record. Counsel Dogan argued that the State should have discovered the police report referred to by Erich Hulse during his testimony.**Counsel Morton advised that she can have Detective Hulse send any police report he referred to during his testimony to the defense.****COURT ORDERED:*** *The State shall use best efforts to have the police report referred to by Detective Erich Hulse provided to the defense by 9:15 a.m. on Wednesday, June 20, 2018.**Counsel Dogan advised the Court that the defense did not receive photos of the VIN number Detective Petersen referenced. Counsel Dogan requested that the said photos be disclosed to the defense.**Counsel Morton advised the Court that she will look into the photos of the VIN number and, after further review, the State has determined that the written statement by Laura Epperson discussed previously was provided to the defense in discovery.****COURT ORDERED:*** *Counsel shall return to Court on Wednesday, June 20, 2018 at 9:00 a.m. to discuss the photos of the VIN number, if there was a violation and, if so, a possible remedy.**5:10 p.m. – Court stood in recess.**Defendant remanded to the custody of the Sheriff.*

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

06/20/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Three

10:47 a.m. – Court reconvened with Court, Counsel and Defendant present. *Outside the presence of the Jury, Counsel Morton advised the Court that Detective Hulse sent a copy of his report as referenced in his testimony to the defense. Report marked as **Exhibit 50**. Counsel Morton read Detective Erich Hulse's report into the record. Counsel Morton further advised that the photos of the VIN number and Laura Epperson's written statement were released to the defense in discovery. Counsel Correlli withdrew the defense motions regarding witness statements and photographs. Counsel Correlli advised the Court that the motions were made in good faith by the defense, having been aware of these documents, the defense would have filed a motion to suppress.*

10:53 a.m. – Jury escorted into the Courtroom.

Sgt. Matthew Petersen resumed the witness stand, the Court reminded the witness that he is still under oath and continued direct examination conducted. **Exhibits 11, 12, 21 and 23** offered; previously stipulated to by counsel; ADMITTED. **Exhibits 25 and 26** offered; objection stated by Counsel Dogan.

Sidebar conducted between Court and Counsel.

Exhibits 13, 14, 15, 16, 17 and 24 offered; no objection; ADMITTED.

Counsel Dogan withdrew the defense objection to **Exhibits 25 and 26**; ADMITTED.

Continued direct examination conducted by Counsel Morton; cross examination conducted by Counsel Dogan. **Exhibits 49a, 49b, 49c, 49d, 49e, 49f, 49g, 49h and 49i** offered; no objection; ADMITTED. Continued cross examination conducted. **Exhibit 51** marked; offered; no objection; ADMITTED. Continued cross examination conducted. **Exhibit 7** offered; previously stipulated to by counsel; ADMITTED.

The Court admonished the Jury which was presented prior to every recess. The Court ordered the Jury to return to Court at 1:15 p.m.

11:59 a.m. – Lunch Recess.

1:16 p.m. – Court reconvened with Court, Counsel and Defendant present.

Outside the presence of the Jury, discussion ensued as to remaining trial schedule.

1:20 p.m. – Jury escorted into the Courtroom.

Respective Counsel stipulated to the presence of the Jury.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

06/20/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Three

Sgt. Matthew Petersen resumed the witness stand and continued cross examination conducted by Counsel Dogan. **Exhibits 43-44** offered; no objection; ADMITTED. Continued cross examination conducted; re-direct examination conducted; re-cross examination conducted by Counsel Dogan; witness thanked and excused.

Counsel Morton called **Detective Laura Thompson** who was sworn and direct examined. **Exhibit 2** offered; objection by Counsel Correlli.

The Court admonished the Jury, which was presented prior to every recess.

Jury escorted out of the Courtroom.

*Outside the presence of the Jury, Counsel Morton argued in support of admitting Exhibit 2. Counsel Correlli argued in opposition of Exhibit 2. Counsel Dogan argued in opposition of Exhibit 2. **COURT ORDERED:** Objection to Exhibit 2 – SUSTAINED.*

Exhibit 18, 19, 36 and 38 offered; no objections stated; ADMITTED.

2:44 p.m. – Recess.

2:55 p.m. – Court reconvened with Court, Counsel, Defendant and Jury present.

Respective Counsel stipulated to the presence of the Jury.

Detective Laura Thompson resumed the witness stand and continued direct examination conducted; cross examination conducted by Counsel Correlli; re-direct examination conducted; re-cross examination conducted; witness thanked and excused.

Counsel Morton called **Sgt. Aaron Leary** who was sworn and direct examined; cross examination conducted by Counsel Correlli; Counsel Correlli moved to strike the testimony of Sgt. Leary in its entirety; Counsel Morton argued in opposition of the Motion to Strike. **COURT ORDERED:** Motion to Strike the testimony of Sgt. Leary – DENIED. Continued cross examination conducted; re-direct examination conducted; witness thanked and excused.

4:30 p.m. – The Court admonished the Jury which was presented prior to every recess and ordered the Jury to return on Thursday, June 21, 2018 at 8:20 a.m.

4:34 p.m. – Court stood in recess.

Defendant remanded to the custody of the Sheriff.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

06/21/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Four

8:31 a.m. – Court reconvened with Court, Counsel, Defendant and Jury present.

Respective counsel stipulated to the presence of the Jury.

Counsel Morton called **Detective Travis Bailey** who was sworn, identified the Defendant and direct examined; cross examination conducted by Counsel Correlli; re-direct examination conducted; re-cross examination conducted; re-direct examination conducted; witness thanked and excused.

The Court admonished the Jury, which was presented prior to every recess.

Jury escorted out of the Courtroom.

Outside the presence of the Jury, Counsel Morton asked that the Defense's expert witness, Dr. Deborah Davis, not be allowed to elicit jury participation or experiments during her testimony.

Counsel Correlli advised that she does not believe that is Dr. Davis' intention but she will be sure to discuss that with her ahead of the testimony.

COURT ORDERED: A witness may not elicit any participation of the jury or experiments.

Exhibit 48 marked for identification.

Counsel Correlli advised that the defense is not intending to move for the admission of Exhibit 48 and will use it for demonstrative purposes only.

9:48 a.m. – Recess.

10:10 a.m. – Court reconvened with Court, Counsel, Defendant and Jury present.

Counsel Correlli called **Dr. Deborah Davis** who was sworn and direct examined.

Sidebar conducted between Court and Counsel.

Continued direct examination conducted.

The Court admonished the Jury, which was presented prior to every recess.

11:44 a.m. – Recess.

11:57 a.m. – Court reconvened with Court, Counsel and Defendant present.

Outside the presence of the Jury, prior sidebars memorialized on the record.

Counsel Morton argued that the door has been open through Dr. Davis' testimony to allow the surveillance video at Renown for identification.

Counsel Correlli argued in opposition of allowing the Renown surveillance video, the Renown video is not relevant to identification at GMC.

Counsel Morton presented further argument in support of allowing the Renown surveillance video.

Counsel Correlli argued further in opposition of allowing the Renown surveillance video.

Counsel Morton published the Renown surveillance video to the Court for review.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

Page Twelve

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

06/21/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Four

COURT ORDERED: *Defense's witness Dr. Davis has not opened the door to allow the Renown surveillance video. The Renown surveillance video is excluded.*

12:29 p.m. – Jury escorted into the Courtroom.

Respective Counsel stipulated to the presence of the Jury.

Dr. Deborah Davis resumed the witness stand; the Court reminded her that she is still under oath; cross examination conducted; re-direct examination conducted; witness thanked and excused.

The Court admonished the Jury which was presented prior to every recess. Jury to return to Court at 1:45 p.m.

12:59 p.m. – Recess.

1:46 p.m. – Court reconvened with Court, Counsel, Defendant and Jury present.

Counsel Morton called **Detective Patrick McNeely** who was sworn, identified the Defendant and direct examined; cross examination conducted by Counsel Dogan. **Exhibit 37** offered; no objection; ADMITTED. Continued cross examination conducted; re-direct examination conducted; re-cross examination conducted; witness thanked and excused.

The Court admonished the Jury, which was presented prior to every recess. Jury directed to return to Court Friday, June 22, 2018 at 8:15 a.m.

2:44 p.m. – Court stood in recess.

Defendant remanded to the custody of the Sheriff.

DATE, JUDGE
OFFICERS OF
COURT PRESENTAPPEARANCES-HEARING

06/22/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Five

8:24 a.m. – Court reconvened with Court, Counsel and Defendant present.
Outside the presence of the Jury, discussion ensued as to remaining trial schedule. On Monday, June 25, 2018, trial will reconvene at 10:40 a.m.

8:27 a.m. – Jury escorted into the Courtroom.
Respective counsel stipulated to the presence of the Jury.
Counsel Morton called **Detective Jason Welch** who was sworn, identified the Defendant and direct examined; cross examination conducted by Counsel Dogan; re-direct examination conducted.
Sidebar conducted between Court and Counsel.
Continued re-direct examination conducted; re-cross examination conducted; witness inquired by the Court; re-direct examination conducted; re-cross examination conducted; witness thanked and excused.
The Court admonished the Jury, which was presented prior to every recess.
10:00 a.m. – Recess.
10:15 a.m. – Court reconvened with Court, Counsel and Defendant present.
Outside the presence of the Jury, Counsel Correllii made a proffer to the Court as to why the defense was calling Officer Nickel and stated a concern that the State will use this as another opportunity to attempt to offer the Renown surveillance video.
Counsel Morton advised that she does not believe the State will be making a motion to introduce the Renown surveillance video.

10:19 a.m. – Jury escorted into the Courtroom.
Respective Counsel stipulated to the presence of the Jury.
Counsel Morton advised the Court that the State would not be calling any additional witnesses and rested the State's case-in-chief.
Counsel Correlli called **Officer Joshua Nickel** who was sworn and direct examined; cross examination conducted; re-direct examination conducted; witness thanked and excused.

10:32 a.m. – Jury escorted out of the Courtroom.
10:33 a.m. – Recess. Defendant to meet and confer with counsel and decide whether he will or will not elect to testify.
10:42 a.m. – Court reconvened with Counsel, Counsel and Defendant present.
Outside the presence of the Jury, Counsel Correlli advised the Court that the Defendant will be invoking his right not to testify.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

Page Fourteen

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

06/22/2018

JURY TRIAL – Day Five

HONORABLE

The Court canvassed the Defendant as to his Fifth Amendment right not to testify. The Defendant confirmed that he understood his rights as explained to him by the Court and his Counsel and that he is electing not to testify.

BARRY

BRESLOW

Discussion ensued as to remaining trial schedule.

DEPT. NO. 8

10:45 a.m. – Jury escorted into the Courtroom.

A. DeGayner

(Clerk)

The Court advised the Jury to report back to Court on Tuesday, June 26, 2018 at 8:45 a.m.

I. Zihn

(Reporter)

The Court admonished the Jury.

10:47 a.m. – Recess.

Defendant remanded to the custody of the Sheriff.

COURT ORDERED: *Counsel shall be present in Court on Monday, June 25, 2018 at 11:00 a.m. to settle Jury Instructions.*

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

Page Fifteen

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

06/25/2018

JURY TRIAL – Day Six

HONORABLE

11:00 a.m. – Court reconvened off the record with Court, Counsel and the Defendant present.

BARRY

Court, Counsel and the Defendant informally settled Jury Instructions off the record and outside the presence of the Jury.

BRESLOW

DEPT. NO. 8

2:42 p.m. – Outside the presence of the Jury, Jury Instructions were formally settled, with Counsel stipulating to Jury Instructions 1-38 and Ten (10) verdict forms on the record.

A. DeGayner

(Clerk)

I. Zihn

Additionally, Thirteen (13) Offered and Rejected Jury Instructions (Defendant) were lodged with the Court Clerk. Respective Counsel stated applicable objections and had no additional Jury Instructions to proffer.

(Reporter)

3:15 p.m. - Court stood in recess.

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

06/26/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Seven

9:09 a.m. – Court reconvened with Court, Counsel and the Defendant present. *Outside the presence of the Jury, Counsel Correlli addressed the Court and argued in support of an advisory verdict.*

Counsel Morton argued in opposition of an advisory verdict. Counsel Morton advised the Court that, if the Defendant is found guilty of both Grand Larceny of Auto and Possession of Stolen Vehicle, the State will move to dismiss the charge of Possession of Stolen Vehicle at the time of sentencing.

Counsel Correlli argued further in support of an advisory verdict. Counsel Correlli argued that the Defendant was not put on notice of where the Burglary occurred and moved for the Burglary charge to be dismissed or, in the alternative, an advisory verdict on the Burglary be given.

Counsel Morton argued that the Defendant did have notice of where the Burglary occurred.

COURT ORDERED: Defense request for an advisory verdict – DENIED. If the Defendant is found guilty of both Grand Larceny of Auto and Possession of Stolen Vehicle it can be addressed at the time of sentencing. Motion to Dismiss Burglary charge or give an advisory verdict – DENIED.

9:18 A.M. – Recess.

9:58 a.m. – Court reconvened with Court, Counsel, Defendant and Jury present.

Respective Counsel stipulated to the presence of the Jury.

Court instructed the Jury with Jury Instructions 1-38. (Instructions read to the Jury by Law Clerk Samantha Rice.)

10:29 a.m. - Counsel Morton, on behalf of the State, conducted closing argument.

10:53 a.m. - Counsel Dogan, on behalf of the Defendant, conducted closing argument.

11:50 a.m. - Counsel Morton, on behalf of the State, conducted final closing argument.

Bailiffs Paul Lorrington and Michael Talton were sworn and charged with the Jury. Alternate Juror, Kitty Gould, was thanked by the Court, admonished and asked to provide her contact information to Bailiff Paul Lorrington.

Jury escorted to the Jury Room. Deliberations commenced.

12:09 p.m. – Recess.

1:25 p.m. – Bailiff Michael Talton notified the Court of a Jury Question.

2:02 p.m. – Court reconvened with Court and Counsel present. A copy of the question was provided to Counsel. The Court read the question to the record and a written response was agreed upon by the Court and Counsel.

2:08 p.m. – Recess.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

Page Seventeen

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

06/26/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Seven

Bailiff Paul Loring notified the Court that the Jury has reached verdicts on Counts I, II and III but are deadlocked as to Count IV; counsel notified. The Court instructed the Jury to continue deliberations.

After further deliberations, Bailiff Paul Loring notified the Court that the Jury has remained deadlocked; counsel notified.

3:54 p.m. – Court reconvened with Court, Counsel, Defendant and the Jury present. Respective Counsel stipulated to the presence of the Jury.

Jury Foreperson Christine Dearman confirmed that the Jury has been unable to reach a verdict as to Count IV.

COURT ORDERED: A mistrial is declared as to Count IV only.

Upon direction of the Court, the Court Clerk read the Verdicts to Counts I, II and III aloud.

VERDICT

We, the jury in the above-entitled matter, find the defendant, KEITH WILLIAM SULLIVAN, GUILTY of COUNT I. GRAND LARCENY OF AUTO, a violation of NRS 205.228. Having found the Defendant guilty of GRAND LARCENY OF AUTO, do you find that the value of the vehicle was \$3,500 or more? Yes.

DATED this 26 day of June, 2018.

/s/ Christine Dearman
FOREPERSON

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

Page Eighteen

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

06/26/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Seven

VERDICT

We, the jury in the above-entitled matter, find the defendant, KEITH
WILLIAM SULLIVAN, GUILTY of COUNT II. BURGLARY, a violation of NRS 205.060.

DATED this 26 day of June, 2018.

/s/ Christine Dearman
FOREPERSON

VERDICT

We, the jury in the above-entitled matter, find the defendant, KEITH
WILLIAM SULLIVAN, GUILTY of COUNT III. POSSESSION OF STOLEN VEHICLE, a
violation of NRS 205.273. Having found the Defendant guilty of POSSESSION OF
STOLEN VEHICLE, do you find that the value of the vehicle was \$3,500 or more? Yes.

DATED this 26 day of June, 2018.

/s/ Christine Dearman
FOREPERSON

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

Page Nineteen

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

06/26/2018
HONORABLE
BARRY
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
I. Zihn
(Reporter)

JURY TRIAL – Day Seven

At the request of Counsel, the Jury was polled.

COURT ORDERED: Presentence Investigation Report and matter CONTINUED for Entry of Judgment and Imposition of Sentence. Defendant remanded to the custody of the Sheriff.

4:03 p.m. – Jury thanked and excused.

Counsel Correlli asked the Court to set sentencing for the matter in January, 2019 in light of possible convictions at the November trial.

COURT ORDERED: Counsel to work with Department 8 to select a sentencing date.

4:08 p.m. – Court stood in recess.

Defendant remanded to the custody of the Sheriff.

****Presentence Investigation Report ordered by Court Clerk Amanda DeGayner.**

Entry of Judgment and Imposition of Sentence set for **January 16, 2018** at 9:00 a.m. A Status Hearing to be set regarding the status of Count IV.

JURY TRIAL EXHIBITS**PLTF:** STATE OF NEVADA**PATY:** Deputy District Attorney Carrie Morton**DEFT:** KEITH WILLIAM SULLIVAN**DATY:** Deputy Public Defender Melina Correlli and Deputy Public Defender Biray Dogan**Case No:** CR18-0427 **Dept. No.:** 08 **Clerk:** A. DEGAYNER **Date:** 06/15/2018

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	State	GMC video	6/15/2018	STIPULATED	6/19/2018
2	State	Photo of defendant	6/15/2018	OBJECTION – SUSTAINED	----
3	State	Photo of defendant at RPD	6/15/2018	OBJECTION – OVERRULED	6/19/2018
4	State	Map –overview	6/15/2018	STIPULATED	6/19/2018
5	State	Map –Picket Park	6/15/2018	STIPULATED	6/19/2018
6	State	Map –Picket Park/arrest	6/15/2018	OBJECTION – OVERRULED	6/19/2018
7	State	Map Picket Park/parking lot	6/15/2018	STIPULATED	6/20/2018
8	State	Map - GMC	6/15/2018	STIPULATED	6/19/2018
9	State	Map – GMC – close-up	6/15/2018	STIPULATED	6/19/2018
10	State	Truck – Picket Park	6/15/2018	NO OBJECTION	6/19/2018
11	State	Truck – driver	6/15/2018	STIPULATED	6/20/2018
12	State	Truck – back	6/15/2018	STIPULATED	6/20/2018
13	State	Truck – inside (hat)	6/15/2018	NO OBJECTION	6/20/2018
14	State	Truck – inside	6/15/2018	NO OBJECTION	6/20/2018
15	State	Truck – inside front (jacket)	6/15/2018	NO OBJECTION	6/20/2018
16	State	Truck – jacket	6/15/2018	NO OBJECTION	6/20/2018
17	State	Pringles	6/15/2018	NO OBJECTION	6/20/2018
18	State	Deft at scene close-up	6/15/2018	NO OBJECTION	6/20/2018
19	State	Deft at scene - full	6/15/2018	NO OBJECTION	6/20/2018
20	State	Truck – hit 1	6/15/2018	NO OBJECTION	6/19/2018
21	State	Truck – hit 2	6/15/2018	STIPULATED	6/20/2018
22	State	Truck – hit full	6/15/2018	STIPULATED	6/19/2018
23	State	Paper registration	6/15/2018	STIPULATED	6/20/2018
24	State	Truck – inside (keys)	6/15/2018	NO OBJECTION	6/20/2018

JURY TRIAL EXHIBITS

PLTF: STATE OF NEVADA

PATY: Deputy District Attorney Carrie Morton

DEFT: KEITH WILLIAM SULLIVAN

DATY: Deputy Public Defender Melina Correlli and Deputy Public Defender Biray Dogan

Case No: CR18-0427 **Dept. No.:** 08 **Clerk:** A. DEGAYNER **Date:** 06/15/2018

Exhibit No.	Party	Description	Marked	Offered	Admitted
25	State	Phones/pills/Pringles	6/15/2018	OBJECTION - WITHDRAWN	6/20/2018
26	State	Pills – close-up	6/15/2018	OBJECTION – WITHDRAWN	6/20/2018
27	State	GMC truck – front	6/15/2018	OBJECTION – OVERRULED	6/19/2018
28	State	GMC truck – driver	6/15/2018	OBJECTION – OVERRULED	6/19/2018
29	State	GMC truck – passenger	6/15/2018	OBJECTION – OVERRULED	6/19/2018
30	State	GMC truck – back	6/15/2018	OBJECTION – OVERRULED	6/19/2018
31	State	GMC truck – inside front	6/15/2018	OBJECTION – OVERRULED	6/19/2018
32	State	GMC truck – inside back	6/15/2018	OBJECTION – OVERRULED	6/19/2018
33	State	GMC truck – inside dash	6/15/2018	OBJECTION - OVERRULED	6/19/2018
34	State	Photo lineup	6/18/2018	STIPULATED	6/19/2018
34a	State	RPD Evidence Envelope	6/18/2018	----	----
35	Defendant	Laura Epperson 911 call	6/15/2018	OBJECTION – SUSTAINED	----
36	Defendant	Defendant side	6/15/2018	NO OBJECTION	6/20/2018
37	Defendant	Defendant hands	6/15/2018	NO OBJECTION	6/21/2018
38	Defendant	Defendant close up	6/15/2018	NO OBJECTION	6/20/2018
39	Defendant	Vehicles 1	6/15/2018	----	----
40	Defendant	Vehicles 2	6/15/2018	----	----
41	Defendant	GMC front	6/15/2018	----	----
42	Defendant	GMC drivers side	6/15/2018	----	----
43	Defendant	GMC front bumper 1	6/15/2018	NO OBJECTION	6/20/2018
44	Defendant	GMC front bumper 2	6/15/2018	NO OBJECTION	6/20/2018
45	Defendant	Griffin Brown Time Card	6/15/2018	----	----

JURY TRIAL EXHIBITS**PLTF:** STATE OF NEVADA**PATY:** Deputy District Attorney Carrie Morton**DEFT:** KEITH WILLIAM SULLIVAN**DATY:** Deputy Public Defender Melina Correlli and Deputy Public Defender Biray Dogan**Case No:** CR18-0427 **Dept. No.:** 08 **Clerk:** A. DEGAYNER **Date:** 06/15/2018

Exhibit No.	Party	Description	Marked	Offered	Admitted
46	Defendant	Brian Bowley's Written Statement	6/15/2018	OBJECTION - WITHDRAWN	6/19/2018
47	Defendant	Writing on back of photo array	6/15/2018	----	----
48	Defendant	Dr. Davis Power Point	6/21/2018	----	----
49a	Defendant	VIN number photo 1	6/20/2018	NO OBJECTION	6/20/2018
49b	Defendant	VIN number photo 2	6/20/2018	NO OBJECTION	6/20/2018
49c	Defendant	VIN number photo 3	6/20/2018	NO OBJECTION	6/20/2018
49d	Defendant	VIN number photo 4	6/20/2018	NO OBJECTION	6/20/2018
49e	Defendant	VIN number photo 5	6/20/2018	NO OBJECTION	6/20/2018
49f	Defendant	VIN number photo 6	6/20/2018	NO OBJECTION	6/20/2018
49g	Defendant	VIN number photo 7	6/20/2018	NO OBJECTION	6/20/2018
49h	Defendant	VIN number photo 8	6/20/2018	NO OBJECTION	6/20/2018
49i	Defendant	VIN number photo 9	6/20/2018	NO OBJECTION	6/20/2018
50	State	RPD Report (Hulse)	6/20/2018	----	----
51	Defendant	Index Card	6/20/2018	NO OBJECTION	6/20/2018

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

08/01/2018
HONORABLE
BARRY L.
BRESLOW
DEPT. NO. 8
A. DeGayner
(Clerk)
Randi Walker
(Reporter)

STATUS HEARING

Deputy District Attorney Travis Lucia represented the State. Defendant was present, in custody, represented by Deputy Public Defender Biray Dogan. Specialist Michelle Wing was present on behalf of the Division of Parole and Probation.

Counsel Dogan addressed and advised the Court that Counsel Correlli was going to request a continuance of the trial to December, the Defense will file a Motion to Continue if that request needs to be made. Counsel Dogan advised that, if the State wants to proceed on the felony eluding charge, the Defense would ask for that to be set for trial.

Counsel Lucia advised the Court that he has no insight as to the felony eluding charge at this time.

COURT ORDERED: If the State intends to pursue the felony eluding charge, the trial will be set after the upcoming November trial. Defendant remanded to the custody of the Sheriff.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

12/17/2018

HONORABLE

BARRY L.

BRESLOW

DEPT. NO. 8

A. DeGayner

(Clerk)

I. Zihn

(Reporter)

MOTION TO CONFIRM TRIAL

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defender Kendra Bertschy. Specialist Barbara Kelly was present on behalf of the Division of Parole and Probation.

Respective Counsel addressed the Court and confirmed trial set for January 16, 2019 on Counts II, III and VII of the Amended Information.

The Court canvassed the Defendant regarding offers proffered in negotiations. Counsel stated the offer/s on the record.

Counsel Morton advised the Court that the State will not be proceeding on Count VI of the Amended Information. Counsel Morton moved to dismiss Count VI of the Amended Information; no objections stated.

COURT ORDERED: Count VI of the Amended Information is hereby DISMISSED. Matter CONTINUED for Trial by Jury on remaining counts II, III and VII of the Amended Information. The Court will contact counsel if the Court will benefit from a motions hearing. Entry of Judgment and Imposition of Sentence set for **March 11, 2019 at 11:00 a.m.**

Defendant remanded to the custody of the Sheriff.

01/15/2019

9:00 a.m.

**Jury Trial
(3 days)**

03/11/2019

11:00 a.m.

Sentencing

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

1/08/18

STATUS HEARING

HON. BARRY L.
BRESLOW
DEPT. NO. 8
T. Travers
(Clerk)
L. Stubbs
(Reporter)
P. Lorrington
(Bailiff)

Deputy D.A. Carrie Morton represented the State.
Defendant was present with counsel, Melinda Correlli and Kendra
Bertschy, Deputy Public Defenders.

1/15/19
9:00 a.m.
Jury Trial

The Court noted trial will start on Tuesday, January 15, 2019 at
9:00 a.m. Court stated this hearing was for Pretrial Motions.
Defendant's Motion for Clarification Regarding Previous Rulings,
was discussed.
Counsel Correlli addressed the Court and regarding previous
rulings and to clarify that they were still in place.
Counsel for State addressed the Court and requested clarification
as well.
The Court noted that any decisions made this date will be adopted
to the previous rulings.
Defendant's Motion to reconsider Order Regarding Defendant's
Motion for Equal Access to Juror Information, was discussed.
The Court stated was inclined to grant Defendant's motion and
directed the State to provide sealed juror information to Department
8 by 4:00 p.m. on Friday, at which time the Public Defender's Office
may have access to pick up the information.
Counsel Bertschy agreed with the Court's decision and informed
that the information would be returned to Department 8 after a jury
has been selected.
Defendant's Motion in Limine to Suppress Prior Bad Acts Evidence
Regarding the Attempt to Evade a Peace Officer Charge, was
discussed.
Counsel for State presented argument in support of presenting
evidence on prior bad acts regarding the attempt to evade a peace
officer. Further, counsel cited case law in support of argument.
Counsel Correlli argued in support of motion to suppress.
Counsel for State presented further argument.

The Court addressed respective counsel regarding arguments presented.

Discussion ensued regarding suggestion on how to proceed with the motion to suppress.

Counsel Correlli informed the Court of evidence defense will stipulate to.

Counsel for State further argued in support of presenting evidence on prior bad acts.

11:15 a.m. - Court recessed.

11:32 a.m. – Court reconvened with all parties present.

The Court addressed respective counsel regarding the Court's decision.

COURT ORDERED: Defendant's Motion in Limine to Suppress Prior Bad Acts Evidence Regarding the Attempt to Evade a Peace Officer Charge is DENIED. It was further ordered that State's Motion to Admit Evidence and Res Gestae is GRANTED/DENIED in part.

Counsel for State addressed the Court and requested clarification as to the Court's directives of what evidence are granted and what evidence is denied.

The Court clarified the limitations of what evidence is allowed.

Discussion ensued regarding how to proceed with what evidence shall be allowed to enter.

Counsel Bertschy and Counsel Morton clarified their understanding of the Courts directives.

Counsel Correlli discussed concerns of examination where the State may want to suggest that Defense opened the doors to prior bad acts.

The Court noted will keep everyone on track.

Discussion ensued regarding scheduled days for trial.

All parties agreed that the Court shall advised the Jury that trial may go into Friday.

COURT ORDERED: Matter continued for trial. It was further ordered that Defendant's Motion to Reconsider Order Regarding Defendant's Motion for Equal Access to Juror Information be GRANTED. The Defendant's Motion for Clarification Regarding Previous Rulings was addressed
Defendant was remanded to the custody of the Sheriff.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

1/11/19

STATUS HEARING

HON. BARRY L.
BRESLOW
DEPT. NO. 8
T. Travers
(Clerk)
I.Zhin
(Reporter)
P. Loring
(Bailiff)

Deputy D.A. Carrie Morton represented the State.
Defendant was not present with counsel, Melinda Correlli and
Kendra Bertschy, Deputy Public Defenders.

The Court noted that the Defendant was not present in court.
Counsel Bertschy addressed and informed the Court that
Defendant's presence was waived.
The Court noted was in receipt of Defense Motion to clarify Court's
previous ruling.
Counsel Correlli addressed the Court regarding Defense request
and presented argument in support of reconsideration of previous
ruling.
The Court clarified for counsel as to how to proceed with
examination to avoid any speculations.
Counsel Correlli presented further argument in support of allowing
defense to inform the Jury of the outcome of the previous trial.
Discussion ensued regarding previous stipulation as to what would
be admitted as evidence.
Counsel for State argued in opposition of informing the Jury of
results from the previous trial.
Further discussion ensued.
The Court addressed respective counsel regarding arguments
presented herein. Court finds it inappropriate for prior trial results
to enter as evidence in the new trial. Further, the Court informed
respective counsel of how to proceed with trial to avoid issues.
Counsel Bertschy addressed the Court regarding both parties
instructing witnesses of testimony.
Counsel Correlli moved for the rule of exclusion; no objection; SO
ORDERED.

1/15/19
9:00 a.m.
Jury Trial
(3 days)

COURT ORDERED: Matter continued for Trial by Jury.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

1/14/19

JURY SELECTION-JURY TRIAL DAY ONE

HON. BARRY L.
BRESLOW
DEPT. NO. 8
T. Travers
(Clerk)
I. Zihn
(Reporter)
P. Lorrington
(Bailiff)

Deputy D.A. Carrie Morton represented the State.
Defendant, was present with Deputy Public Defenders, Kendra Bertschy and Melinda Correli.

8:35 a.m. - Outside the presence of the jury, the Court addressed respective counsel regarding matters that may need to be resolved prior to commencing trial. Counsel Correli responded and requested clarification as to what statements the State is allowed to make regarding the stolen vehicle.

The Court clarified that the State will not be addressing stolen vehicle issues.

8:43 a.m. The Court recess and directed the Court Clerk to call the prospective jurors in by 9:00 a.m.

8:56 a.m. The Court Clerk summoned prospective jurors, via email through the Jury Commissioner, to Department 8 courtroom.

9:07 a.m. Introductions of Court, Court personnel and respective parties were made to the prospective jurors.

9:21 a.m. Roll was taken of the prospective jurors present.

All prospective jurors were sworn to answer questions touching upon their qualifications to serve as jurors in this case.

The Court informed the prospective jurors of today's schedule.

The Court addressed prospective jurors regarding hardships and/or issues that would prevent them from sitting as a juror in this trial.

Potential Jurors Walsh and Sotelo were Court excused for cause.

Introductions of respective counsel and the Defendant was made to the prospective Jurors.

Upon direction of the Court, the Clerk read the Amended Information which was filed in this case and stated the Defendant's plea thereto.

9:57 a.m. - General and specific examination was had of the prospective jurors in the box.

Following sidebar, the Court informed prospective jurors that the Court may be having sidebar meetings, through-out trial, with respective counsel.

The Court inquired if any of the potential jurors knew counsel, himself or anyone from the list of witnesses expected to be called in this case.

10:41 a.m. The Court recessed and admonished the prospective jurors.
11:48 a.m. Court reconvened in the presence of the Jury.
The Court noted a meeting was held in chambers (no Court Clerk) with prospective jurors and with respective counsel.
Potential Juror, S. Johnson was Court excused and replaced with potential juror Berrington.
Potential Juror, K. Johnson was Court excused and replaced with potential juror Vandiver.
The Court continued with general and specific examination of the prospective jurors in the box.
12:03 p.m. The Court recessed and admonished the prospective jurors.
1:19 p.m. Court reconvened in the presence of the Jury.
Counsel for State commenced general and specific examination of the prospective jurors in the box.
1:29 p.m. Counsel for State passed for cause.
1:30 p.m. Counsel Bertschy commenced general and specific examination of the prospective jurors in the box.
2:25 p.m. Defense counsel passed for cause.
Court excused uncalled prospective jurors.
2:29 p.m. Court recessed to commence peremptory challenges in chambers.
Prospective jurors were admonished.
While in chambers and in the presence of respective counsel, Defendant and the Court Reporter, the Court directed counsel to commence peremptory challenges.
3:03 p.m. Following peremptory challenges, the following twelve (12) jurors and two (1) alternate were sworn to try this case:

Tammara Moffitt	Georgina Miller
Shellee Gibbs	Donald Moore
David Swoboda	Robert Allen
Cynthia Kibbe	Davin McDonald
Robert Thompson	Janet Franzini
John Wiskocil	Kenneth Furr

Alternate(s): Gail Dixon

3:10 p.m. Counsel for State presented opening statements.
Following sidebar, Counsel Correlli presented opening statements.
3:26 p.m. The Court admonished the Jurors prior to recess.
Outside the presence of the Jury, counsel Correlli addressed the Court and moved for mistrial. Counsel discussed State's statement made at opening.
The Court addressed defense counsel regarding previous stipulations made by respective counsel.
Counsel for State addressed the Court and discussed the arguments ensued at previous hearing and the Court's order.
Counsel Correlli presented further argument in support of mistrial.
3:52 p.m. The Court reconvened in the presence of the Jury.

The Court informed the Jury of declared mistrial, thanked and excused the Jury.

COURT ORDERED: Finds that an error occurred and declares a mistrial.
Respective counsel were directed to reach out to department 8 to reset trial.
Defendant was remanded to the custody of the Sheriff.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

3/01/19

MOTION TO CONTINUE SENTENCE

HON. BARRY L.
BRESLOW
DEPT. NO. 8
T. Travers
(Clerk)
R. Walker
(Reporter)
R. Russo
(Bailiff)

Deputy D.A. Carrie Morton represented the State.
Defendant was present with counsel, Melinda Correlli, Deputy P.D.

The Court addressed respective counsel regarding Motion to continue and discussed the events leading up from the January 15, 2019 mistrial. Further, the Court discussed the schedule of matters set to be heard.

Counsel for State responded to the Court regarding having noticed the victim of the sentencing date; however, had not noticed the victims regarding this motion.

Defense counsel addressed the Court and presented argument in support of Motion to continue sentencing; discussed the evaluations and the concerns with proceeding with sentencing before completion of trial.

Discussion ensued regarding issues that may arise if the Defendant is sentenced before the set trial is completed.

Counsel for State presented argument in opposition of Motion.

The Court informed respective counsel of the Court's plan to order the Defendant remain at the Washoe County Jail pending completion of set trial.

3/11/19
11:00 a.m.
Sentencing

4/15/19
11:00 a.m.
MTC

4/30/19
9:00 a.m.
Trial
(4 days)

COURT ORDERED: Motion DENIED. Matter continued for Sentencing, Motion to Confirm Trial, and Trial.
Defendant was remanded to the custody of the Sheriff.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

03/11/2019

ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE

HONORABLE

BARRY L.

BRESLOW

DEPT. NO. 8

A. DeGayner

(Clerk)

I. Zihn

(Reporter)

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defender Melinda Correlli and Deputy Public Defender Biray Dogan. Specialist Wamsutta Brown was present on behalf of the Division of Parole and Probation.

Prior to the commencement of Court, States Exhibits 1-10 marked for identification.

11:00 a.m. – Court convened with Court, Counsel and Defendant present.

The Court indicated that it had reviewed the case in its entirety.

Counsel Correlli advised the Court that the State provided the Defense with jail phone calls that the State intends to use in aggravation. Counsel Correlli stated an objection and argued in opposition of the phone calls being allowed for purposes of sentencing today.

Counsel Morton argued in support of allowing the jail phone call for purposes of sentencing and advised that the State only intends to use one call that was recorded on January 27, 2019.

COURT ORDERED: The Court does not find a legal basis to preclude the recorded phone call. The recorded call will be allowed for purposes of sentencing.

Counsel Correlli stated corrections to the Presentence Investigation Report and stated an objection to elements of the offense synopsis on page 11 and argued in support of objections to the scoring matrix. Counsel Morton submitted to the Court on the objection to the elements of the offense synopsis and submitted to the Division on the scoring matrix objection.

Specialist Brown advised the Court that the Division attempted to reach out to the victim/s for loss and damages but was unsuccessful.

Counsel Morton argued that GMC testified at trial as to damages and the State has a document in support of damages in the amount of \$7,109.83, the document was provided to the defense.

Counsel Correlli advised that the Defendant does not stipulate to restitution but, if the Court orders restitution, the Defendant will agree to the amount of \$7,109.83.

The **Court** will use its recollection of the trial and evidence submitted and will not use the elements of the offense as stated in the Presentence Investigation Report for purposes of sentencing. As to the scoring matrix, the Court will not effect changes by interlineation to the scoring matrix and the Court will accept the amount of \$7,109.83 for purposes of restitution.

Counsel Correlli argued that the Defendant's prior escape charge was nonviolent.

The Court will accept the representation of the Defense as to the prior escape charge that the Defendant walked away from the camp and was allowed back in.

Counsel Correlli moved for dismissal of Count III; no objections stated; SO ORDERED.

Counsel Correlli argued in opposition of the Defendant being sentenced as a habitual criminal. Counsel Correlli argued that the Defendant is in need of mental health treatment and concurred with the Division of Parole and Probation's sentence recommendation of 48-120 months in the Nevada Department of Corrections on Count I and Count IV. Counsel Correlli objected to restitution.

Defendant addressed the Court on his own behalf.

Recess.

Court reconvened with Court, Counsel and Defendant present.

Exhibits 1-9 offered; no objection; ADMITTED.

Counsel Morton argued in support of adjudicating the Defendant a habitual criminal and sentencing the Defendant to a term of 10 years to life in the Nevada Department of Corrections.

Exhibit 10 published to the Court.

COURT ORDERED: The Defendant, having been found guilty by a Jury, and no sufficient cause being shown by Defendant as to why judgment should not be pronounced against him, the Court rendered judgment as follows: Keith William Sullivan is guilty of the crime of Grand Larceny of Auto, \$3,500.00 or Greater, a violation of NRS 205.228(3), a Category B Felony, as charged in Count I of the Amended Information, and that he be punished by imprisonment in the Nevada State Prison for a minimum term of Forty-Eight (48) months to a maximum term of One Hundred and Twenty (120) months, with Four Hundred and Thirty-Three (433) days credit for time served and by payment of restitution in the amount Seven Thousand, One Hundred, Nine Dollars and Eighty-Three Cents (\$7,109.83). Keith William Sullivan is guilty of the crime of Burglary, Second Offense, a violation of NRS 206.060, a Category B Felony,

as charged in Count IV of the Amended Information, and that he be punished by imprisonment in the Nevada State Prison for a minimum term of Forty-Eight (48) months to a maximum term of One Hundred and Twenty (120) months to be served consecutive to the sentence imposed in Count I. It is further ordered that the aggregate sentence imposed is a minimum of Ninety-Six (96) months with a maximum of Two Hundred and Forty (240) months. It is further ordered that Count V and Count VI of the Amended Information are hereby DISMISSED. It is further ordered that the Defendant shall pay the statutory Twenty-Five Dollar (\$25.00) administrative assessment fee, the Three Dollar (\$3.00) administrative assessment fee for obtaining a biological specimen and conducting a genetic marker analysis and attorney's fees are hereby waived by the Court. Any fine, fee or administrative assessment imposed upon the Defendant today as reflected in this Judgment of Conviction constitutes a lien, as defined in Nevada Revised Statutes (NRS 176.275). Should the Defendant not pay these fines, fees or assessments, collection efforts may be undertaken against him.

Counsel Correlli asked for the Court to allow the Defendant to remain in custody at the Washoe County Jail pending the upcoming trial in this matter; no objections stated; so ORDERED.

COURT ORDERED: The Defendant shall remain in the custody of the Washoe County Jail pending resolution of the remaining charges in this case.

Defendant remanded to the custody of the Sheriff.

Exhibits

HEARING: ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE

TITLE: STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

PLTF: STATE OF NEVADA
DEFT: Keith William Sullivan

PATY: Deputy District Attorney Carrie Morton
DATY: DPD Melinda Correlli and Biray Dogan

Case No: **CR18-0427** Dept. No: **08** Clerk: **A. DeGayner** Date: 03/11/2019

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	State	Prior Conviction: North Judicial District County of Orange, CA Municipal Court case number PPD 93-1842	3/11/2019	No objection	3/11/2019
2	State	Prior Conviction: North Judicial District County of Orange, CA Municipal Court case number BPD B93-2430	3/11/2019	No Objection	3/11/2019
3	State	Prior Conviction: Second Judicial District Court, State of Nevada, County of Washoe case number CR95-1597	3/11/2019	No Objection	3/11/2019
4	State	Prior Conviction: Second Judicial District Court, State of Nevada, County of Washoe case number CR00-0128	3/11/2019	No Objection	3/11/2019
5	State	Prior Conviction: Second Judicial District Court, State of Nevada, County of Washoe case number CR03-2758	3/11/2019	No Objection	3/11/2019
6	State	Prior Conviction: Second Judicial District Court, State of Nevada, County of Washoe case number CR04-0656	3/11/2019	No Objection	3/11/2019

Exhibits

HEARING: ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE

TITLE: STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

PLTF: **STATE OF NEVADA**
DEFT: **Keith William Sullivan**

PATY: **Deputy District Attorney Carrie Morton**
DATY: **DPD Melinda Correlli and Biray Dogan**

Case No: **CR18-0427** Dept. No: **08** Clerk: **A. DeGayner** Date: 03/11/2019

Exhibit No.	Party	Description	Marked	Offered	Admitted
7	State	Prior Conviction: Second Judicial District Court, State of Nevada, County of Washoe case number CR06-1330	3/11/2019	No Objection	3/11/2019
8	State	Prior Conviction: Second Judicial District Court, State of Nevada, County of Washoe case number CR06-1410	3/11/2019	No Objection	3/11/2019
9	State	Prior Conviction: Second Judicial District Court, State of Nevada, County of Washoe case number CR06-1412	3/11/2019	No Objection	3/11/2019
10	State	Jail Call	3/11/2019	-----	-----

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

04/15/2019

STATUS HEARING / MOTION TO CONFIRM TRIAL

HONORABLE

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defender Melinda Correlli. Specialist Charity Rosasco and Specialist Thomas Wilson were present on behalf of the Division of Parole and Probation.

05/08/2019

BARRY L.

9:00 a.m.

BRESLOW

Sentencing

DEPT. NO. 8

A. DeGayner

(Clerk)

TRUE NAME: KEITH WILLIAM SULLIVAN.

I. Zihn

Defendant handed a copy of the Second Amended Information; waived reading. Counsel for the Defendant stated plea negotiations and provided a Guilty Plea Memorandum to the Court. Defendant entered a plea of guilty to Grand Larceny, a violation of NRS 205.220 and NRS 205.222(3), a Category C Felony, as contained in the Second Amended Information. Court interrogated the Defendant, advised him of his rights, found that there was a factual basis for the plea and that the Defendant understood the elements of the offense and the possible punishment therefore; Court further found that the plea was knowing, voluntary and intelligent, that the Defendant was competent to enter the plea and accepted the same.

(Reporter)

Counsel Correlli waived preparation of a Presentence Investigation Report.

COURT ORDERED: Motion to Confirm Trial – DENIED.

Presentence Investigation Report WAIVED and matter CONTINUED for Entry of Judgment and Imposition of Sentence. Jury Trial set for April 30, 2019 is hereby VACATED.

Defendant remanded to the custody of the Sheriff.

CASE NO. CR18-0427

STATE OF NEVADA VS. KEITH WILLIAM SULLIVAN

DATE, JUDGE
OFFICERS OF

COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

05/08/2019

HONORABLE

BARRY L.

BRESLOW

DEPT. NO. 8

A. DeGayner

(Clerk)

I. Zihn

(Reporter)

ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE

Deputy District Attorney Carrie Morton represented the State. Defendant was present, in custody, represented by Deputy Public Defender Melinda Correlli. Specialist Charity Rosasco was present on behalf of the Division of Parole and Probation.

Respective Counsel agreed that the Court can proceed with this sentencing while the other charges are on appeal.

Counsel Correlli argued in support of 24-60 months in the Nevada Department of Corrections to be served concurrently with the sentences imposed in Count I and Count IV of the Amended Information.

Defendant addressed the Court on his own behalf.

Counsel Correlli presented documents in mitigation to the Court.

Counsel Morton argued in support of 24-60 months in the Nevada Department of Corrections to be served consecutive to the sentences imposed in Count I and Count IV of the Amended Information.

Counsel Morton advised that the Defendant is put on notice that the State will seek habitual criminal treatment if the Defendant returns with another felony case. Counsel Morton further advised that written letters were sent to Renown and the State has not been provided an updated restitution amount.

COURT ORDERED: The Defendant, having entered a plea of guilty, and no sufficient cause being shown by Defendant as to why judgment should not be pronounced against him, the Court rendered judgment as follows: Keith William Sullivan is guilty of the crime of Grand Larceny, a violation of NRS 205.220 and NRS 205.222(3), a Category C Felony, as charged in the Second Amended Information filed on April 15, 2019, and that he be punished by imprisonment in the Nevada State Prison for a minimum term of Twelve (12) months to a maximum term of Thirty (30) months with zero (0) days credit for time served, to be served consecutive to the sentences imposed in Count I and Count IV of the Amended Information entered on June 14, 2018, as previously ordered in the Judgment of Conviction filed on March 12, 2019. It is further ordered that the

Defendant shall pay the fees previously imposed in the Judgment of Conviction dated March 12, 2019. Those fees include: the statutory Twenty-Five Dollar (\$25.00) administrative assessment fee and the Three Dollar (\$3.00) administrative assessment fee for obtaining a biological specimen and conducting a genetic marker analysis. Any fine, fee or administrative assessment imposed upon the Defendant today as reflected in this Judgment of Conviction constitutes a lien, as defined in Nevada Revised Statutes (NRS 176.275). Should the Defendant not pay these fines, fees or assessments, collection efforts may be undertaken against him.

Defendant remanded to the custody of the Sheriff.

1 Code 1350
2
3

4 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
5 IN AND FOR THE COUNTY OF WASHOE
6

7 **KEITH SULLIVAN,**

8 **Petitioner,**

Case No. CR18-0427

9 **vs.**

Dept. No. 8

10 **PERRY RUSSELL, WARDEN, ET AL,**

11 **Respondents.**
12 _____/

13 **CERTIFICATE OF CLERK AND TRANSMITTAL – NOTICE OF APPEAL**

14 I certify that I am an employee of the Second Judicial District Court of the State of
15 Nevada, County of Washoe; that on the 1st day of August, 2022, I electronically filed the
16 Notice of Appeal in the above entitled matter to the Nevada Supreme Court.

17 I further certify that the transmitted record is a true and correct copy of the original
18 pleadings on file with the Second Judicial District Court.

19 Dated this 1st day of August, 2022.

20 Alicia L. Lerud
21 Clerk of the Court
22 By /s/Y.Viloria
23 Y.Viloria
24 Deputy Clerk
25
26
27
28