

1 CODE: 2515

2 Larry K. Dunn, Esq.
3 Nevada Bar No. 1627
4 Karena K. Dunn, Esq.
5 Nevada Bar No. 11659
6 1201 Terminal Way Ste. 221B
7 Reno, Nevada 89502
8 (775) 322-5656
9 LKDUNNLAW@gmail.com

Electronically Filed
Dec 09 2021 11:19 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

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

12 STATE OF NEVADA,

13 Plaintiff,

Case No.: CR20-4057

14 v.

Dept. No.: 4

15 JAMES ROBERT STAPP,

16 Defendant.
17 _____/

18 **NOTICE OF APPEAL TO SUPREME COURT**

19 TO: THE STATE OF NEVADA, Plaintiff; and

20 TO: The Washoe County District Attorney's Office, its counsel:

21 PLEASE TAKE NOTICE that the Defendant, JAMES ROBERT STAPP, hereby appeals
22 to the Judgment of Conviction entered the 4th day of November, 2021 to the Supreme Court of the
23 State of Nevada.
24

25 //

26 /

27 /

AFFIRMATION
Pursuant to NRS 239B.030

This document does not contain the social security number of any person.

DATED this 2nd day of December, 2021.

Respectfully submitted,

LARRY K. DUNN & ASSOCIATES
1201 Terminal Way Ste. 221B
Reno, NV 89502

By: 

Karena K. Dunn, Esq.

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Washoe County District Attorney's Office
Criminal Division
1 South Sierra Street, 7th Floor
Reno, Nevada 89501

Rosie Dunn

CODE: 1310
Larry K. Dunn, Esq.
Nevada Bar No. 1627
Karena K. Dunn, Esq.
Nevada Bar No. 11659
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IN THE SECOND JUDICIAL DISTRICT COURT FOR THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

STATE OF NEVADA,

Plaintiff,

Case No.: CR20-4057

v.

Dept. No.: 4

JAMES ROBERT STAPP,

Defendant.

CASE APPEAL STATEMENT

1. Name of Appellant filing this Case Appeal Statement: Defendant, James Robert Stapp.
2. Identify the Judge issuing the decision, judgment, or order appealed from: The Honorable Connie Steinheimer.
3. Identify each Appellant and the name and address of each Appellant: James Robert Stapp, LARRY K. DUNN & ASSOCIATES, 1201 Terminal Way Ste. 221B, Reno, Nevada 89502.
4. Identify each Respondent and the name and address of appellate counsel, if known, for each Respondent: The State of Nevada, Washoe County District Attorney's Office, Appellate Division, 1 South Sierra Street, 7th Floor, Reno, Nevada 89501.

1 5. Indicate whether any attorney identified above in response to question 3 or 4 is not
2 licensed to practice law in Nevada: Not applicable.

3 6. Indicate whether Appellant was represented by appointed or retained counsel in the
4 district court: Retained.

5 7. Indicate whether Appellant is represented by appointed or retained counsel on appeal:
6 Neither.

7 8. Indicate whether Appellant was granted leave to proceed in forma pauperis, and the date
8 of entry of order granting such leave: Not applicable.

9 9. Indicate the date the proceedings commenced in the district court: Information filed on
10 July 30, 2021.

11 10. Provide a brief description of the nature of the action and the result in the district court,
12 including the type of judgment or order being appealed and the relief granted by the district court:
13 Appellant pleaded guilty to two counts of attempted lewdness with a child under the age of 14. He
14 was certified as not a high risk to reoffend, thus making him eligible for probation. However, the
15 district court imposed a sentence of 8-20 years in the Department of Corrections on each count, to
16 run concurrent. Appellant is 73 years of age and the incidents occurred 5-6 years prior to the date
17 of arrest. Appellant believes he was not allowed to present certain information at his sentencing
18 hearing.

19 11. Indicate whether the case has previously been the subject of an appeal to or an original
20 writ proceeding in the Supreme Court: No.

21 12. Indicate whether this appeal involves child custody or visitation: No.

22 13. If this is a civil case, indicate whether this appeal involves the possibility of settlement:
23 Not applicable.

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DATED this 2nd day of December, 2021.

LARRY K. DUNN & ASSOCIATES
1201 Terminal Way Ste. 221B
Reno, NV 89502

no, NV 89502

Karena K. Dunn, Esq.

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Washoe County District Attorney's Office
Criminal Division
1 South Sierra Street, 7th Floor
Reno, Nevada 89501



Rosie Dunn

1 CODE: 3868
2 Larry K. Dunn, Esq.
3 Nevada Bar No. 1627
4 Karena K. Dunn, Esq.
5 Nevada Bar No. 11659
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10
11 **IN THE SECOND JUDICIAL DISTRICT COURT FOR THE STATE OF NEVADA**
12
13 **IN AND FOR THE COUNTY OF WASHOE**

14 STATE OF NEVADA,

15 Plaintiff,

Case No.: CR20-4057

16 v.

Dept. No.: 4

17 JAMES ROBERT STAPP,

18 Defendant.
19 _____/

20 **REQUEST FOR TRANSCRIPT**

21 TO: Sunshine Litigation Services;

22 Defendant/Appellant, JAMES ROBERT STAPP, hereby requests one copy of the
23 transcript of the proceedings before the Second Judicial Court, the Honorable Connie Steinheimer
24 presiding, as follows:

25 Arraignment Date: August 3, 2021, transcribed by J. Schonlau; and

26 Sentencing Date: November 4, 2021, transcribed by J. Kernan.

27 This notice requests a transcript of only those portions of the district court proceedings that
28 counsel reasonably and in good faith believes are necessary to determine whether appellate issues
are present.

1 I certify that I must serve a copy of this form on the above-named court reports and
2 opposing counsel, and that the above-named court reporters shall have twenty-one (21) days from
3 the receipt of this notice to prepare and submit to the district court the rough draft transcript herein.
4

5 I further certify that I will be responsible for payment of said transcripts, and certify that I
6 have contacted the court reports for an estimate of the cost, and have sent a deposit toward the cost
7 of transcription on this same date. Further costs, if any, will be paid upon receipt of an invoice.

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DATED this 2nd day of December, 2021.

LARRY K. DUNN & ASSOCIATES
1201 Terminal Way Ste. 221B
Reno, NV 89502

Karena K. Dunn, Esq.

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Washoe County District Attorney's Office
Criminal Division
1 South Sierra Street, 7th Floor
Reno, Nevada 89501

Sunshine Litigation Services
151 Country Estates Circle
Reno, Nevada 89511

Rosie Dunn

SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE

Case History - CR20-4057

DEPT. D4

HON. CONNIE J. STEINHEIMER

Report Date & Time

12/3/2021

10:20:15AM

Case Description: STATE VS. JAMES ROBERT STAPP (TN)(D4)

Case ID: CR20-4057

Case Type: CRIMINAL

Initial Filing Date: 12/23/2020

Parties

PLTF	STATE OF NEVADA - STATE
DA	Brittany Bishop, Esq - 13745
DA	Jennifer P. Noble, Esq. - 9446
DEFT	JAMES ROBERT STAPP (TN) - @1347493
DATY	Larry K. Dunn, Esq. - 1627
DATY	Karena Kathleen Dunn, Esq - 11659
PNP	Div. of Parole & Probation - DPNP

Charges

Charge No.	Charge Code	Charge Date	Charge Description
1	60471	7/30/2021	INF ATTEMPTED LEWDNESS WITH A CHILDLESS THAN 14 YEARS OF AGE
2	60471	7/30/2021	INF ATTEMPTED LEWDNESS WITH A CHILDLESS THAN 14 YEARS OF AGE

Plea Information

Charge No.	Plea Code	Plea Date	Plea Description
1	60471	8/3/2021	PLED GUILTY
2	60471	8/3/2021	PLED GUILTY

Sentences

Date	Charge No.	Charge Desc	Time Served	Sentence Text
11/4/2021	1 - Nevada Dept. of Corrections		NDOC - MAX 20 YEARS, MIN PAROLE 8 YEARS; FEES	
11/4/2021	2 - Nevada Dept. of Corrections		NDOC - MAX 20 YEARS, MIN PAROLE 8 YEARS, CONCURRENT WITH COUNT I	

Release Information

Custody Status

Hearings

Department	Event Description	Sched. Date & Time	Disposed Date
1 D4	ARRAIGNMENT	8/3/2021 09:00:00	8/3/2021

Event Extra Text:

Disposition:
D655 8/3/2021
COUNTS I AND II OF THE INFORMATION
DEFENDANT ORDERED TO APPEAR FOR SENTENCING
FROM DEPARTMENT FOUR'S COURTROOM LOCATED AT 75
COURT STREET, RENO, NEVADA

Department	Event Description	Sched. Date & Time	Disposed Date
2 D4	SENTENCING	9/30/2021 10:00:00	9/30/2021

Event Extra Text: (IN-PERSON)

Disposition:
D843 9/30/2021
DUE TO THE COURT BEING UNAVAILABLE

Case Description: STATE VS. JAMES ROBERT STAPP (TN)(D4)

Case ID:	CR20-4057	Case Type:	CRIMINAL	Initial Filing Date:	12/23/2020
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<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>	<i>Disposed Date</i>
3 D4	SENTENCING	11/4/2021 10:30:00	11/4/2021
Event Extra Text: IN-PERSON		Disposition: D765 11/4/2021	

Agency Cross Reference

<i>Code</i>	<i>Agency Description</i>	<i>Case Reference I.D.</i>
DA	District Attorney's Office	DA2014984
PC	PCN number	PCNWASO0084263C
RJ	Reno Justice's Court	RCR2020110730
WC	Washoe County Sheriff's Office	WCSOWC20000517

Actions

<i>Action Entry Date</i>	<i>Code</i>	<i>Code Description</i>	<i>Text</i>
12/23/2020	3843	Request for Early Case Assignm	CASE RANDOMLY ASSIGNED TO D4 - Transaction 8217180 - Approved By: BBLOUGH : 12-23-2020:10:04:47
7/16/2021	3700	Proceedings	DFX: SET AT LEVEL 3 DUE TO DL# - Transaction 8547510 - Approved By: CAGUILAR : 07-16-2021:12:43:49
7/16/2021	2587	Notice of Setting	08/03/2021 ARRAIGNMENT @ 9:00AM - Transaction 8547576 - Approved By: NOREVIEW : 07-16-2021:12:56:
7/16/2021	2522	Notice of Bindover	Transaction 8547510 - Approved By: CAGUILAR : 07-16-2021:12:43:49
7/16/2021	NEF	Proof of Electronic Service	Transaction 8547578 - Approved By: NOREVIEW : 07-16-2021:12:57:35
7/16/2021	CBOND	Bindover Bond - Copy	DFX: SET AT LEVEL 3 DUE TO DL# - Transaction 8547510 - Approved By: CAGUILAR : 07-16-2021:12:43:49
7/16/2021	NEF	Proof of Electronic Service	Transaction 8547538 - Approved By: NOREVIEW : 07-16-2021:12:46:54
7/20/2021	1491	Pretrl Srvc Assessment Report	Transaction 8553454 - Approved By: NOREVIEW : 07-20-2021:16:20:12
7/20/2021	NEF	Proof of Electronic Service	Transaction 8553466 - Approved By: NOREVIEW : 07-20-2021:16:21:08
7/22/2021	NEF	Proof of Electronic Service	Transaction 8557745 - Approved By: NOREVIEW : 07-22-2021:16:53:26
7/22/2021	4105	Supplemental ...	Transaction 8557744 - Approved By: NOREVIEW : 07-22-2021:16:52:28
7/23/2021	3175	Ord Re: Hearing Procedure	NOTICE OF AND ORDER FOR AUDIO/VISUAL HEARING - AUGUST 3, 2021 HEARING - Transaction 8559713
7/23/2021	NEF	Proof of Electronic Service	Transaction 8559718 - Approved By: NOREVIEW : 07-23-2021:16:05:20
7/28/2021	CASH	Cash Bail Posted/Receipt	Bond ID: CASH-21-00126; Total Bond Amount: \$75,000.00.
7/30/2021	NEF	Proof of Electronic Service	Transaction 8571337 - Approved By: NOREVIEW : 07-30-2021:14:43:13
7/30/2021	NEF	Proof of Electronic Service	Transaction 8571211 - Approved By: NOREVIEW : 07-30-2021:13:56:41
7/30/2021	1476	Current Supervision for this C	Transaction 8571205 - Approved By: NOREVIEW : 07-30-2021:13:55:41
7/30/2021	1800	Information	Transaction 8571334 - Approved By: NOREVIEW : 07-30-2021:14:42:12
8/2/2021	1785	Guilty Plea Memo/Agreement	THIS DOCUMENT HAS THE LOWER COURT CASE NUMBER, NOT DISTRICT COURT CASE NUMBER - Tra
8/2/2021	NEF	Proof of Electronic Service	Transaction 8573657 - Approved By: NOREVIEW : 08-02-2021:15:05:18
8/3/2021	NEF	Proof of Electronic Service	Transaction 8574325 - Approved By: NOREVIEW : 08-03-2021:07:06:02
8/3/2021	1785	Guilty Plea Memo/Agreement	DOCUMENT CORRECTED WITH THE DISTRICT COURT CASE NUMBER NOT THE LOWER COURT CASE I
9/14/2021	4500	PSI - Confidential	Transaction 8645281 - Approved By: NOREVIEW : 09-14-2021:12:17:24
9/14/2021	NEF	Proof of Electronic Service	Transaction 8645289 - Approved By: NOREVIEW : 09-14-2021:12:18:44
9/15/2021	NEF	Proof of Electronic Service	Transaction 8648907 - Approved By: NOREVIEW : 09-15-2021:16:53:30
9/15/2021	1930	Letters ...	Letter of Personal Recommendation - Transaction 8648901 - Approved By: NOREVIEW : 09-15-2021:16:52:30
9/22/2021	NEF	Proof of Electronic Service	Transaction 8661377 - Approved By: NOREVIEW : 09-22-2021:22:05:08

Case Description: STATE VS. JAMES ROBERT STAPP (TN)(D4)				
Case ID:	CR20-4057	Case Type:	CRIMINAL	Initial Filing Date: 12/23/2020
9/22/2021	1476	Current Supervision for this C	Transaction 8661375 - Approved By: NOREVIEW : 09-22-2021:22:04:19	
9/23/2021	MIN	***Minutes	ARRAIGNMENT - 8/3/2021 - Transaction 8661990 - Approved By: NOREVIEW : 09-23-2021:10:33:41	
9/23/2021	NEF	Proof of Electronic Service	Transaction 8661992 - Approved By: NOREVIEW : 09-23-2021:10:34:42	
9/30/2021	1250	Application for Setting	SENTENCING SET FOR 11/4/2021 AT 10:30 A.M. (IN-PERSON) - Transaction 8675410 - Approved By: NOREVIEW : 09-30-2021:14:37:16	
9/30/2021	NEF	Proof of Electronic Service	Transaction 8675420 - Approved By: NOREVIEW : 09-30-2021:14:37:16	
10/21/2021	1930	Letters ...	Letter of Personal Recommendation - Transaction 8710155 - Approved By: NOREVIEW : 10-21-2021:13:22:09	
10/21/2021	NEF	Proof of Electronic Service	Transaction 8710158 - Approved By: NOREVIEW : 10-21-2021:13:24:13	
10/25/2021	NEF	Proof of Electronic Service	Transaction 8714841 - Approved By: NOREVIEW : 10-25-2021:14:53:52	
10/25/2021	3835	Report...	COUNSELING REPORTS SUBMITTED ON BEHALF OF DEFENDANT FOR CONSIDERATION AT SENTENCING	
10/26/2021	NEF	Proof of Electronic Service	Transaction 8717143 - Approved By: NOREVIEW : 10-26-2021:14:20:07	
10/26/2021	2592	Notice of Witnesses	Transaction 8717132 - Approved By: NOREVIEW : 10-26-2021:14:18:27	
10/27/2021	1476	Current Supervision for this C	Transaction 8720245 - Approved By: NOREVIEW : 10-27-2021:16:18:34	
10/27/2021	NEF	Proof of Electronic Service	Transaction 8720252 - Approved By: NOREVIEW : 10-27-2021:16:19:50	
11/2/2021	NEF	Proof of Electronic Service	Transaction 8728391 - Approved By: NOREVIEW : 11-02-2021:16:40:24	
11/2/2021	1930	Letters ...	Transaction 8728384 - Approved By: NOREVIEW : 11-02-2021:16:39:20	
11/2/2021	1930	Letters ...	Transaction 8728394 - Approved By: NOREVIEW : 11-02-2021:16:41:06	
11/2/2021	NEF	Proof of Electronic Service	Transaction 8728400 - Approved By: NOREVIEW : 11-02-2021:16:42:53	
11/4/2021	NEF	Proof of Electronic Service	Transaction 8733774 - Approved By: NOREVIEW : 11-04-2021:16:52:01	
11/4/2021	NEF	Proof of Electronic Service	Transaction 8732408 - Approved By: NOREVIEW : 11-04-2021:12:20:09	
11/4/2021	EXON	**Cash Bail/Bond Exonerated	04-NOV-2021	
11/4/2021	1015	Acknowledgment of Receipt	ACKNOWLEDGMENT OF RECEIPT OF DUTY TO REGISTER - Transaction 8732404 - Approved By: NOREVIEW : 11-04-2021:16:49:14	
11/4/2021	1850	Judgment of Conviction	Transaction 8733769 - Approved By: NOREVIEW : 11-04-2021:16:49:14	
11/4/2021	COLL	Sent to Collections	04-NOV-2021	
11/5/2021	MIN	***Minutes	11/04/2021 SENTENCING - Transaction 8735261 - Approved By: NOREVIEW : 11-05-2021:13:32:53	
11/5/2021	NEF	Proof of Electronic Service	Transaction 8735273 - Approved By: NOREVIEW : 11-05-2021:13:34:07	
12/2/2021	1310	Case Appeal Statement	Transaction 8778290 - Approved By: NOREVIEW : 12-02-2021:17:18:13	
12/2/2021	NEF	Proof of Electronic Service	Transaction 8778298 - Approved By: NOREVIEW : 12-02-2021:17:21:23	
12/2/2021	2515	Notice of Appeal Supreme Court	Transaction 8778295 - Approved By: AZAMORA : 12-03-2021:08:56:22	
12/2/2021	NEF	Proof of Electronic Service	Transaction 8778294 - Approved By: NOREVIEW : 12-02-2021:17:19:13	
12/2/2021	3868	Req to Crt Rptr - Rough Draft	Transaction 8778297 - Approved By: NOREVIEW : 12-02-2021:17:20:25	
12/3/2021	NEF	Proof of Electronic Service	Transaction 8778616 - Approved By: NOREVIEW : 12-03-2021:08:57:29	
12/3/2021	1350	Certificate of Clerk	CERTIFICATE OF CLERK IN TRANSMITTAL - NOTICE OF APPEAL - Transaction 8778964 - Approved By: NOREVIEW : 12-03-2021:08:57:29	

1 **CODE 1850**

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6 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
7 **IN AND FOR THE COUNTY OF WASHOE**
8

9 **STATE OF NEVADA,**

10 **Plaintiff,**

Case No. CR20-4057

11 **vs.**

Dept. No. 4

12 **JAMES ROBERT STAPP,**

13 **Defendant.**

14 _____/ **JUDGMENT**
15

16 The Defendant, having entered a plea of Guilty, and no sufficient cause
17 being shown by Defendant as to why judgment should not be pronounced against him, the
18 Court renders judgment as follows:

19 That James Robert Stapp is guilty of the crime of Attempted Lewdness with a
20 Child Less Than 14 Years of Age, being an attempt to violate NRS 193.330, a violation of
21 NRS 201.230, a category B felony, as charged in Count I; and Attempted Lewdness with a
22 Child Less Than 14 Years of Age, being an attempt to violate NRS 193.330, a violation of
23 NRS 201.230, a category B felony, as charged in Count II of the Information, and that he
24 be punished by imprisonment in the Nevada Department of Corrections for the maximum
25 term of twenty (20) years with the minimum parole eligibility of eight (8) years, with credit
26 for thirty (30) days time served, for Count I; and by imprisonment in the Nevada
27 Department of Corrections for the maximum term of twenty (20) years with the minimum

28 ///

1 parole eligibility of eight (8) years, with credit for thirty (30) days time served, to be served
2 concurrently with the sentence imposed in Count I, for Count II.

3 The Defendant is further ordered to pay a Three Dollar (\$3.00) administrative
4 assessment for obtaining a biological specimen and conducting a genetic marker analysis,
5 a Twenty-Five Dollar (\$25.00) administrative assessment fee, a One Hundred Fifty Dollar
6 (\$150.00) DNA analysis fee, and a One Thousand Six Hundred Seventy-Six Dollar and
7 Seventy Cent (\$1,676.70) psychosexual evaluation fee to the Clerk of the Second Judicial
8 District Court.

9 Any fine, fee, administrative assessment or restitution imposed today (as
10 reflected in this Judgment) constitutes a lien, as defined in Nevada Revised Statute NRS
11 176.275. Should the Defendant not pay these fines, fees, or assessments, collection
12 efforts may be undertaken against James Robert Stapp.

13 It is hereby further ordered that the Defendant shall serve a special sentence of
14 lifetime supervision to commence after any term of imprisonment and/or period of release
15 on parole.

16 The fees are subject to removal from the Defendant's inmate accounts at the
17 Washoe County Jail and/or Nevada Department of Corrections.

18 Dated this 4 day of November 2021.

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21 
22 DISTRICT JUDGE
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CASE NO. CR20-4057

TITLE: THE STATE OF NEVADA VS. JAMES STAPP

**DATE, JUDGE
OFFICERS OF**

TRUE NAME: JAMES ROBERT STAPP

COURT PRESENT

APPEARANCES-HEARING

CONT'D TO

8/3/2021

ARRAIGNMENT

HONORABLE
CONNIE
STEINHEIMER
DEPT. NO.4

Deputy District Attorney Brittney Bishop represented the State. Defendant present with counsel, Larry Dunn, Esq. Specialist Carlos Perez present on behalf of the Division of Parole and Probation.

**9/30/2021
10:00 a.m.
Sentencing**

M. Stone
(Clerk)
J. Schonlau
(Reporter)

This hearing was held remotely because of the closure of the courthouse at 75 Court Street in Reno, Washoe County, Nevada due to the National and Local emergency caused by COVID-19. The Court and all the participants appeared via simultaneous audiovisual transmission. The Court was physically located in Reno, Washoe County, Nevada which was the site of the court session. Counsel acknowledged receipt of Notice that the hearing was taking place pursuant to Nevada Supreme Court Rules- Part 9 relating to simultaneous audiovisual transmissions and all counsel stated they had no objection to going forward in this manner.

The Defendant acknowledged receipt of a copy of the Information; indicated to the Court that James Robert Stapp is his true name; waived reading and entered pleas of guilty to Attempted Lewdness with a Child Less Than 14 Years of Age as set forth in Counts I and II of the Information.

Negotiations recited to the Court by Defense counsel. State's counsel concurred with the recited negotiations.

The Court canvassed the Defendant, fully advised him of his rights. The Defendant advised the Court that he had signed the Guilty Plea Memorandums filed with the Court on August 2, 2021 and August 3, 2021 , that he understood the Guilty Plea Memorandums and that he wished to be bound by such agreements. The Clerk read aloud the charges to which the Defendant pled. The Defendant stated that he did the acts with the intent as stated in the Information. Possible penalties for offenses charged related to Defendant. The Defendant advised the Court that he is a Veteran of the United States Armed Forces. The Court accepted pleas after finding Defendant's pleas were voluntary, and that he fully understood the nature of the offenses and the consequences of his pleas.

COURT ORDERED matter referred to the Probation Department for PSI and continued for entry of judgment, consideration of probation report and imposition of sentence.

COURT FURTHER ORDERED the Defendant to appear for sentencing in-person in Department Four's Courtroom located at 75 Court Street, Reno, Nevada.

Specialist Perez advised the Defendant of the PSI process.
The Defendant remained out of custody on supervised bail.

**DATE, JUDGE
OFFICERS OF
COURT PRESENT****APPEARANCE-HEARING****CONT'D TO**

11/04/2021

HONORABLE
CONNIE
STEINHEIMER
DEPT. NO. 4
T. Adrian
(Clerk)
J. Kernan
(Reporter)**ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE**

Deputy District Attorney Brittany Bishop represented the State. Defendant present with counsel, Karena Dunn, Esq. Specialist Greg Ramsey present on behalf of the Division of Parole and Probation. Pretrial Services Officer Mary Morris present.

COURT noted this matter was being broadcasted via Zoom and reviewed the procedural history of the case.

Defense counsel had no corrections to make to the PSI and presented argument on behalf of Defendant for probation.

State's counsel opposed probation and presented argument for imprisonment in the Nevada Department of Corrections.

Specialist Ramsey had no corrections to the PSI and noted credit for time served. Defendant made a statement on his own behalf.

Defense counsel had no objection to the psychosexual fee as noted in the PSI.

April Hynick called by State's counsel; sworn; presented victim impact statement; and excused.

COURT ORDERED JUDGMENT ENTERED and sentenced Defendant to imprisonment in the Nevada Department of Corrections for the maximum term of twenty (20) years with the minimum parole eligibility of eight (8) years, with credit for thirty (30) days time served, for Count I; and by imprisonment in the Nevada Department of Corrections for the maximum term of twenty (20) years with the minimum parole eligibility of eight (8) years, with credit for thirty (30) days time served, to be served concurrently with the sentence imposed in Count I, for Count II.

The Defendant is further ordered to pay a Three Dollar (\$3.00) administrative assessment for obtaining a biological specimen and conducting a genetic marker analysis, a Twenty-Five Dollar (\$25.00) administrative assessment fee, a One Hundred Fifty Dollar (\$150.00) DNA analysis fee, and a One Thousand Six Hundred Seventy-Six Dollar and Seventy Cent (\$1,676.70) psychosexual evaluation fee to the Clerk of the Second Judicial District Court.

Any fine, fee, administrative assessment or restitution imposed today (as reflected in this Judgment) constitutes a lien, as defined in Nevada Revised Statute NRS 176.275. Should the Defendant not pay these fines, fees, or assessments, collection efforts may be undertaken against James Robert Stapp.

It is hereby further ordered that the Defendant shall serve a special sentence of lifetime supervision to commence after any term of imprisonment and/or period of release on parole.

The fees are subject to removal from the Defendant's inmate accounts at the Washoe County Jail and/or Nevada Department of Corrections.

Bond exonerated.

Defendant remanded to the custody of the Sheriff for transportation to the Warden.

Code 1350

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

THE STATE OF NEVADA,

Plaintiff,

Case No. CR20-4057

vs.

Dept. No. 4

JAMES ROBERT STAPP,

Defendant.

CERTIFICATE OF CLERK AND TRANSMITTAL – NOTICE OF APPEAL

I certify that I am an employee of the Second Judicial District Court of the State of Nevada, County of Washoe; that on the 3rd day of December, 2021, I electronically filed the Notice of Appeal in the above entitled matter to the Nevada Supreme Court.

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

Dated this 3rd day of December, 2021.

Alicia L. Lerud
Clerk of the Court
By /s/azamora
Amanda Zamora
Deputy Clerk