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CLERK OF SUPREME COURT

2023 MAY 18 IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL SAMUEL SOLID,

NO. 85189

Appellant,

vs.

STATE OF NEVADA,

Respondent.

FILED

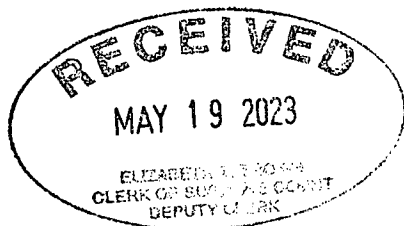
MAY 19 2023

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

APPELLANT'S APPENDIX

VOL 1

LEGAL RESOURCE GROUP, LLC.  
T. AUGUSTUS CLAUS, ESQ.  
Nevada Bar No. 10004  
205 N. Stephanie St., Suite D221  
Henderson, Nevada 89074  
(702)463-4900  
Attorney for Appellant

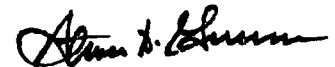


23-15929

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CLERK OF THE COURT

1 **IND**

2 **STEVEN B. WOLFSON**  
3 **Clark County District Attorney**  
4 **Nevada Bar #001565**  
5 **ROBERT B. TURNER**  
6 **Chief Deputy District Attorney**  
7 **Nevada Bar #006526**  
8 **200 Lewis Avenue**  
9 **Las Vegas, Nevada 89155-2212**  
10 **(702) 671-2500**  
11 **Attorney for Plaintiff**

12 **DISTRICT COURT**  
13 **CLARK COUNTY, NEVADA**

14 **THE STATE OF NEVADA,**

15 **Plaintiff,**

16 **-vs-**

17 **MICHAEL SOLID, aka,**  
18 **Michael Samuel Solid, #2804527**  
19 **JACOB DISMONT, #2889638**

20 **Defendant(s).**

**CASE NO: C-13-290260-1**

**DEPT NO: XXI**

**INDICTMENT**

21 **STATE OF NEVADA** }  
22 **COUNTY OF CLARK** } ss.

23 The Defendant(s) above named, MICHAEL SOLID, aka, Michael Samuel Solid and  
24 JACOB DISMONT, accused by the Clark County Grand Jury of the crime(s) of  
25 CONSPIRACY TO COMMIT ROBBERY (Category B Felony - NRS 199.480, 200.380);  
26 ROBBERY (Category B Felony - NRS 200.380) and MURDER WITH USE OF A  
27 DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030, 193.165), committed at  
28 and within the County of Clark, State of Nevada, on or about the 16th day of May, 2013, as  
follows:

///

///

///



1 COUNT 1 – CONSPIRACY TO COMMIT ROBBERY

2 did then and there meet with each other and between themselves, and each of them  
3 with the other, wilfully, unlawfully, and feloniously conspire and agree to commit a crime,  
4 to-wit: robbery, and in furtherance of said conspiracy, Defendants did commit the acts as set  
5 forth in Counts 2-3, said acts being incorporated by this reference as though fully set forth  
6 herein.

7 COUNT 2 - ROBBERY

8 did then and there willfully, unlawfully and feloniously take personal property, to wit:  
9 Apple iPad computer, from the person of MARCOS ARENAS, or in his presence, by means  
10 of force or violence or fear or injury to, and without the consent and against the will of the  
11 said MARCOS ARENAS, the defendants being responsible under one or more of the  
12 following principles of criminal liability, to wit: (1) by the Defendants directly committing  
13 the crime and/or (2) by the Defendants conspiring with each other to commit the offense of  
14 robbery, whereby the Defendants are each vicariously liable for the reasonably foreseeable  
15 acts of their co-conspirator when the acts were in furtherance of the conspiracy, and/or by (3)  
16 the Defendants aiding or abetting in the commission of the crime by Defendant JACOB  
17 DISMONT providing a motor vehicle to be used in the commission of the crime and by  
18 Defendant MICHAEL SOLID, aka, Michael Samuel Solid, driving said vehicle to the  
19 location of MARCOS ARENAS, the Defendants accompanied one another to the crime  
20 scene near the intersection of Charleston and Scholl, Clark County, Nevada, wherein  
21 Defendant MICHAEL SOLID, aka, Michael Samuel Solid acted as a lookout and get away  
22 driver, while Defendant JACOB DISMONT exited the vehicle being driven by Defendant  
23 MICHAEL SOLID, aka, Michael Samuel Solid, and approached the said MARCOS  
24 ARENAS from behind and attempted to grab an Apple Ipad from his person, wherein a  
25 struggle over said property ensued, and the said JACOB DISMONT took said property from

26 ///

27 ///

28 ///

1 the person and/or presence of MARCOS ARENAS, the Defendants left the crime scene  
2 together with the personal property taken from MARCOS ARENAS, the Defendants  
3 encouraging one another throughout by actions and/or words, the Defendants acted in  
4 concert throughout each with the intent to commit robbery.

5 COUNT 3 - MURDER WITH USE OF A DEADLY WEAPON

6 did then and there willfully, unlawfully, feloniously, and without authority of law,  
7 and with malice aforethought, kill MARCOS ARENAS a human being, using a deadly  
8 weapon, to wit: a motor vehicle, in the following manner, to wit; by driving into and/or over  
9 the body of the said MARCOS ARENAS with a motor vehicle, the actions of the defendants  
10 resulting in the death of the said MARCOS ARENAS, the said killing having been (1) done  
11 with premeditation and deliberation; and /or (2) committed during the perpetration or  
12 attempted perpetration of a robbery, the defendants being responsible under one or more of  
13 the following principles of criminal liability, to wit; (1) by directly committing the acts  
14 constituting the offense and/or (2) by Defendants conspiring with each other to commit  
15 robbery; and/or (3) by Defendants aiding or abetting each other in the commission of the  
16 crime, by Defendant JACOB DISMONT providing a motor vehicle to be used in the  
17 commission of the crime and by Defendant MICHAEL SOLID, aka, Michael Samuel Solid  
18 driving said vehicle to the area where the said MARCOS ARENAS was walking, the  
19 Defendants accompanied each other to the crime scene where Defendant MICHAEL SOLID,  
20 aka, Michael Samuel Solid acted as a lookout and get away driver, while Defendant JACOB  
21 DISMONT approached MARCOS ARENAS and attempted to grab property from the hands  
22 of the said MARCOS ARENAS, resulting in a struggle over said property, wherein  
23 Defendant JACOB DISMONT took the property of MARCOS ARENAS and retreated to the  
24 motor vehicle being driven by Defendant MICHAEL SOLID, aka, Michael Samuel Solid  
25 who thereafter struck the said MARCOS ARENAS with said motor vehicle, the actions of

26 ///

27 ///

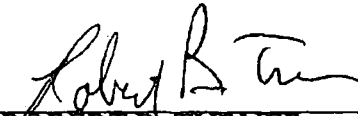
28 ///

1 the Defendants causing the death of MARCOS ARENAS, the Defendants left the crime  
2 scene together, the Defendants encouraged one another throughout by actions and words, the  
3 Defendants acted in concert throughout, and each with intent to commit robbery.

4 DATED this 4 day of ~~May~~<sup>June</sup>, 2013.

5  
6 STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565

7  
8  
9 BY

  
10 ROBERT B. TURNER  
Chief Deputy District Attorney  
Nevada Bar #006526

11  
12 ENDORSEMENT: A True Bill

13  
14   
15 Foreperson, Clark County Grand Jury

Names of witnesses testifying before the Grand Jury:

ABELL, JEFFERY, LVMPD# 8744

BUTTELL, MINA, c/o CCDA, 200 Lewis Ave, LV, NV

DUTRA, DR. TIMOTHY, MEDICAL EXAMINER

EXUM, GACORY, 1320 KARI LEE CT #D, LV NV 89146

GUNDERSON, SCOTT, TERRIBLE HERBEST

KIESNER, JOEL, LVMPD#

ROMO, ALEJADRO, c/o CCDA, 200 Lewis Ave, LV, NV

SANBORN, TATE, LVMPD# 5450

SHANAHAN, REBECCA, 7429 COCHISE ROAD AVE, LV NV

WILSON, CAROLYN, c/o CCDA, 200 Lewis Ave, LV, NV

Additional witnesses known to the District Attorney at time of filing the Indictment:

BOUCHER, DOLPHIS, LVMPD# 4636

CUSTODIAN OF RECORDS, CCDC

CUSTODIAN OF RECORDS, LVMPD COMMUNICATIONS

CUSTODIAN OF RECORDS, LVMPD RECORDS

CUSTODIAN OF RECORDS, NV DMV

DOYLE, DONALD, 3530 PINNATE DR, LV NV 89147

IVIE, TRAVIS, LVMPD# 6405

LICARI, BRIANNA, c/o CCDA, 200 Lewis Ave, LV, NV

NICHOLAS, MATT, 8555 W RUSSELL RD #2/2011, LV NV 89113

PARENT OF GACORY EXUM, 1320 KARI LEE CT #D, LV NV 89146

13AGJ004A-B/13F08037A-B/ed-GJ  
LVMPD EV# 1305162758  
(TK12)

FILED IN OPEN COURT  
STEVEN D. GRIERSON  
CLERK OF THE COURT

AUG 23 2015

BY *Jill M Chambers*  
JILL M CHAMBERS, DEPUTY

1 AIND  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 JACQUELINE BLUTH  
6 Chief Deputy District Attorney  
7 Nevada Bar #010625  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

C-13-290260-1  
AIND  
Amended Indictment  
4576368



9 THE STATE OF NEVADA,  
10 Plaintiff,

11 -vs-

12 MICHAEL SOLID, aka  
13 Michael Samuel Solid,  
14 #2804527

15 Defendant.

CASE NO. C-13-290260-1

DEPT NO. XXI

AMENDED  
INDICTMENT

16 STATE OF NEVADA }  
17 COUNTY OF CLARK } ss:

18 The Defendant(s) above named, MICHAEL SOLID, aka Michael Samuel Solid, is  
19 accused by the Clark County Grand Jury of the crime of CONSPIRACY TO COMMIT  
20 ROBBERY (Category B Felony - NRS 200.380, 199.480 - NOC 50147); ROBBERY  
21 (Category B Felony - NRS 200.380 - NOC 50137); and MURDER WITH USE OF A  
22 DEADLY WEAPON (Category A Felony - NRS 200.010, 200.030, 193.165 - NOC 50001),  
23 committed at and within the County of Clark, State of Nevada, on or about the 16th day of  
24 May, 2013, as follows:

25 COUNT 1 - CONSPIRACY TO COMMIT ROBBERY

26 Defendant MICHAEL SOLID, aka Michael Samuel Solid, did then and there meet  
27 with JACOB DISMONT and between themselves, and each of them with the other, wilfully,  
28 unlawfully, and feloniously conspire and agree to commit a crime, to-wit: robbery, and in

1 furtherance of said conspiracy, Defendant MICHAEL SOLID, aka Michael Samuel Solid, did  
2 commit the acts as set forth in Counts 2-3, said acts being incorporated by this reference as  
3 though fully set forth herein.

4 COUNT 2 - ROBBERY

5 Defendant MICHAEL SOLID, aka Michael Samuel Solid, did then and there willfully,  
6 unlawfully and feloniously take personal property, to wit: Apple iPad computer, from the  
7 person of MARCOS ARENAS, or in his presence, by means of force or violence or fear or  
8 injury to, and without the consent and against the will of the said MARCOS ARENAS, the  
9 Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB DISMONT being  
10 responsible under one or more of the following principles of criminal liability, to wit: (1) by  
11 the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB DISMONT  
12 directly committing the crime and/or (2) by Defendant MICHAEL SOLID, aka Michael  
13 Samuel Solid, and JACOB DISMONT conspiring with each other to commit the offense of  
14 robbery, whereby the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB  
15 DISMONT are each vicariously liable for the reasonably foreseeable acts of their co-  
16 conspirator when the acts were in furtherance of the conspiracy, and/or by (3) the Defendant  
17 MICHAEL SOLID, aka Michael Samuel Solid, and JACOB DISMONT aiding or abetting in  
18 the commission of the crime by JACOB DISMONT providing a motor vehicle to be used in  
19 the commission of the crime and by Defendant MICHAEL SOLID, aka, Michael Samuel  
20 Solid, driving said vehicle to the location of MARCOS ARENAS, the Defendant MICHAEL  
21 SOLID, aka Michael Samuel Solid, and JACOB DISMONT accompanied one another to the  
22 crime scene near the intersection of Charleston and Scholl, Clark County, Nevada, wherein  
23 Defendant MICHAEL SOLID, aka, Michael Samuel Solid, acted as a lookout and getaway  
24 driver, while JACOB DISMONT exited the vehicle being driven by Defendant MICHAEL  
25 SOLID, aka, Michael Samuel Solid, and approached the said MARCOS ARENAS from  
26 behind and attempted to grab an Apple iPad from his person, wherein a struggle over said  
27 property ensued, and the said JACOB DISMONT took said property from the person and/or  
28 presence of MARCOS ARENAS, the Defendant MICHAEL SOLID, aka Michael Samuel

1 Solid, and JACOB DISMONT left the crime scene together with the personal property taken  
2 from MARCOS ARENAS, the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and  
3 JACOB DISMONT encouraging one another throughout by actions and/or words, and acted  
4 in concert throughout each with the intent to commit robbery.

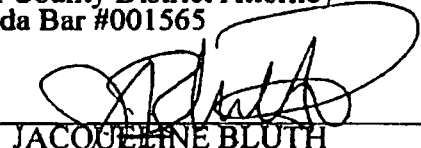
5 COUNT 3 - MURDER WITH USE OF A DEADLY WEAPON

6 Defendant MICHAEL SOLID, aka Michael Samuel Solid, did then and there willfully,  
7 unlawfully, feloniously, and without authority of law, and with malice aforethought, kill  
8 MARCOS ARENAS a human being, using a deadly weapon, to wit: a motor vehicle, in the  
9 following manner, to wit; by driving into and/or over the body of the said MARCOS ARENAS  
10 with a motor vehicle, the actions of the Defendant MICHAEL SOLID, aka Michael Samuel  
11 Solid, and JACOB DISMONT resulting in the death of the said MARCOS ARENAS, the said  
12 killing having been committed during the perpetration or attempted perpetration of a robbery,  
13 the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB DISMONT being  
14 responsible under one or more of the following principles of criminal liability, to wit; (1) by  
15 directly committing the acts constituting the offense and/or (2) by Defendant MICHAEL  
16 SOLID, aka Michael Samuel Solid, and JACOB DISMONT conspiring with each other to  
17 commit robbery; and/or (3) by Defendant MICHAEL SOLID, aka Michael Samuel Solid, and  
18 JACOB DISMONT aiding or abetting each other in the commission of the crime, by JACOB  
19 DISMONT providing a motor vehicle to be used in the commission of the crime and by  
20 Defendant MICHAEL SOLID, aka, Michael Samuel Solid, driving said vehicle to the area  
21 where the said MARCOS ARENAS was walking, the Defendant MICHAEL SOLID, aka  
22 Michael Samuel Solid, and JACOB DISMONT accompanied each other to the crime scene  
23 where Defendant MICHAEL SOLID, aka, Michael Samuel Solid acted as a lookout and  
24 getaway driver, while JACOB DISMONT approached MARCOS ARENAS and attempted to  
25 grab property from the hands of the said MARCOS ARENAS, resulting in a struggle over said  
26 property, wherein JACOB DISMONT took the property of MARCOS ARENAS and retreated  
27 to the motor vehicle being driven by Defendant MICHAEL SOLID, aka, Michael Samuel  
28 Solid, who thereafter struck the said MARCOS ARENAS with said motor vehicle, the actions

1 of the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB DISMONT  
2 causing the death of MARCOS ARENAS, the Defendant MICHAEL SOLID, aka Michael  
3 Samuel Solid, and JACOB DISMONT left the crime scene together, Defendant MICHAEL  
4 SOLID, aka Michael Samuel Solid, and JACOB DISMONT encouraged one another  
5 throughout by actions and words, and acted in concert throughout, and each with intent to  
6 commit robbery.

7 STEVEN B. WOLFSON  
8 Clark County District Attorney  
9 Nevada Bar #001565

10 BY

  
11 JACQUELINE BLUTH  
12 Chief Deputy District Attorney  
13 Nevada Bar #010625  
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28 LVMPD EV#1305162758  
(TK12)



FILED IN OPEN COURT  
STEVEN D. GRIERSON  
CLERK OF THE COURT

AUG 24 2016

BY *Jill M Chambers*  
JILL M CHAMBERS, DEPUTY

1 **AIND**  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 JACQUELINE BLUTH  
6 Chief Deputy District Attorney  
7 Nevada Bar #010625  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

C-13-290260-1  
AIND  
Amended Indictment  
4576811



9 THE STATE OF NEVADA,  
10 Plaintiff,

11 -vs-

12 MICHAEL SOLID, aka  
13 Michael Samuel Solid,  
14 #2804527

15 Defendant.

CASE NO. C-13-290260-1

DEPT NO. XXI

SECOND AMENDED  
INDICTMENT

16 STATE OF NEVADA }  
17 COUNTY OF CLARK } ss:

18 The Defendant(s) above named, MICHAEL SOLID, aka Michael Samuel Solid, is  
19 accused by the Clark County Grand Jury of the crime of CONSPIRACY TO COMMIT  
20 ROBBERY (Category B Felony - NRS 200.380, 199.480 - NOC 50147); ROBBERY  
21 (Category B Felony - NRS 200.380 - NOC 50137); and MURDER WITH USE OF A  
22 DEADLY WEAPON (FIRST DEGREE) (Category A Felony - NRS 200.010, 200.030.1,  
23 193.165 - NOC 50006), committed at and within the County of Clark, State of Nevada, on or  
24 about the 16th day of May, 2013, as follows:

25 COUNT 1 - CONSPIRACY TO COMMIT ROBBERY

26 Defendant MICHAEL SOLID, aka Michael Samuel Solid, did then and there meet  
27 with JACOB DISMONT and between themselves, and each of them with the other, wilfully,  
28 unlawfully, and feloniously conspire and agree to commit a crime, to-wit: robbery, and in

1 furtherance of said conspiracy, Defendant MICHAEL SOLID, aka Michael Samuel Solid,  
2 did commit the acts as set forth in Counts 2-3, said acts being incorporated by this reference  
3 as though fully set forth herein.

4 COUNT 2 - ROBBERY

5 Defendant MICHAEL SOLID, aka Michael Samuel Solid, did then and there  
6 willfully, unlawfully and feloniously take personal property, to wit: Apple iPad computer,  
7 from the person of MARCOS ARENAS, or in his presence, by means of force or violence or  
8 fear or injury to, and without the consent and against the will of the said MARCOS  
9 ARENAS, the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB  
10 DISMONT being responsible under one or more of the following principles of criminal  
11 liability, to wit: (1) by the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and  
12 JACOB DISMONT directly committing the crime and/or (2) by Defendant MICHAEL  
13 SOLID, aka Michael Samuel Solid, and JACOB DISMONT conspiring with each other to  
14 commit the offense of robbery, whereby the Defendant MICHAEL SOLID, aka Michael  
15 Samuel Solid, and JACOB DISMONT are each vicariously liable for the reasonably  
16 foreseeable acts of their co-conspirator when the acts were in furtherance of the conspiracy,  
17 and/or by (3) the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB  
18 DISMONT aiding or abetting in the commission of the crime by JACOB DISMONT  
19 providing a motor vehicle to be used in the commission of the crime and by Defendant  
20 MICHAEL SOLID, aka, Michael Samuel Solid, driving said vehicle to the location of  
21 MARCOS ARENAS, the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and  
22 JACOB DISMONT accompanied one another to the crime scene near the intersection of  
23 Charleston and Scholl, Clark County, Nevada, wherein Defendant MICHAEL SOLID, aka,  
24 Michael Samuel Solid, acted as a lookout and getaway driver, while JACOB DISMONT  
25 exited the vehicle being driven by Defendant MICHAEL SOLID, aka, Michael Samuel  
26 Solid, and approached the said MARCOS ARENAS from behind and attempted to grab an  
27 Apple iPad from his person, wherein a struggle over said property ensued, and the said  
28 JACOB DISMONT took said property from the person and/or presence of MARCOS

1 ARENAS, the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB  
2 DISMONT left the crime scene together with the personal property taken from MARCOS  
3 ARENAS, the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB  
4 DISMONT encouraging one another throughout by actions and/or words, and acted in  
5 concert throughout each with the intent to commit robbery.

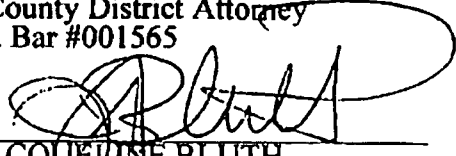
6 COUNT 3 - MURDER WITH USE OF A DEADLY WEAPON (FIRST DEGREE)

7 Defendant MICHAEL SOLID, aka Michael Samuel Solid, did then and there  
8 willfully, unlawfully, feloniously, and without authority of law, and with malice  
9 aforethought, kill MARCOS ARENAS a human being, using a deadly weapon, to wit: a  
10 motor vehicle, in the following manner, to wit; by driving into and/or over the body of the  
11 said MARCOS ARENAS with a motor vehicle, the actions of the Defendant MICHAEL  
12 SOLID, aka Michael Samuel Solid, and JACOB DISMONT resulting in the death of the said  
13 MARCOS ARENAS, the said killing having been committed during the perpetration or  
14 attempted perpetration of a robbery, the Defendant MICHAEL SOLID, aka Michael Samuel  
15 Solid, and JACOB DISMONT being responsible under one or more of the following  
16 principles of criminal liability, to wit; (1) by directly committing the acts constituting the  
17 offense and/or (2) by Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB  
18 DISMONT conspiring with each other to commit robbery; and/or (3) by Defendant  
19 MICHAEL SOLID, aka Michael Samuel Solid, and JACOB DISMONT aiding or abetting  
20 each other in the commission of the crime, by JACOB DISMONT providing a motor vehicle  
21 to be used in the commission of the crime and by Defendant MICHAEL SOLID, aka,  
22 Michael Samuel Solid, driving said vehicle to the area where the said MARCOS ARENAS  
23 was walking, the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB  
24 DISMONT accompanied each other to the crime scene where Defendant MICHAEL SOLID,  
25 aka, Michael Samuel Solid acted as a lookout and getaway driver, while JACOB DISMONT  
26 approached MARCOS ARENAS and attempted to grab property from the hands of the said  
27 MARCOS ARENAS, resulting in a struggle over said property, wherein JACOB DISMONT  
28 took the property of MARCOS ARENAS and retreated to the motor vehicle being driven by

1 Defendant MICHAEL SOLID, aka, Michael Samuel Solid, who thereafter struck the said  
2 MARCOS ARENAS with said motor vehicle, the actions of the Defendant MICHAEL  
3 SOLID, aka Michael Samuel Solid, and JACOB DISMONT causing the death of MARCOS  
4 ARENAS, the Defendant MICHAEL SOLID, aka Michael Samuel Solid, and JACOB  
5 DISMONT left the crime scene together, Defendant MICHAEL SOLID, aka Michael  
6 Samuel Solid, and JACOB DISMONT encouraged one another throughout by actions and  
7 words, and acted in concert throughout, and each with intent to commit robbery.

8 STEVEN B. WOLFSON  
9 Clark County District Attorney  
Nevada Bar #001565

10 BY

11   
12 JACQUELINE BLUTH  
13 Chief Deputy District Attorney  
14 Nevada Bar #010625  
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**SLOW**  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
MICHAEL J. SCHWARTZER  
Chief Deputy District Attorney  
Nevada Bar #010747  
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Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,  
  
Plaintiff,

-vs-

MICHAEL SOLID, aka  
Michael Samuel Solid #2804527  
  
Defendant.

CASE NO: C-13-290260-1

DEPT NO: IX

**STATE'S FOURTH SUPPLEMENTAL NOTICE OF  
EXPERT WITNESSES**  
[NRS 174.234(2)]

TO: MICHAEL SOLID, aka Michael Samuel Solid, Defendant; and

TO: TODD LEVENTHAL, ESQ., Counsel of Record:

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the STATE OF  
NEVADA intends to call the following expert witnesses in its case in chief:

**\*BASILOTTA, GINO - LVMPD #8447** (or designee): is a detective with the  
Technical and Surveillance Section (T.A.S.S) and an expert in electronic and physical  
surveillance and related support functions such as audio/video enhancements, facilitating pen  
register implementation, precision location, GPS tracking, wire taps, and various proprietary  
technologies. Further, Detective Basilotta is an expert in the area of cellular phones and  
cellular system technology, including cell tower generation of calls and ability to determine  
the location where generated based upon historical records of cellular phones as well as the

1 creation, functioning, data collection, and information received and collected by cellular  
2 provider sites, its analysis, and conclusions that can be drawn.

3 **BERGHUIS, BRAD – LVMPD P#4154** (or designee): He will testify as an expert  
4 in the field of forensic phone analysis, including the nature, process, and limitations of  
5 forensic phone analysis and his findings on the cellular phones involved in this case.

6 **BURKE, RYAN** – He is a Special Agent with the Federal Bureau of Investigations  
7 and is an expert in the analysis of cellular site information data, including being an expert in  
8 the operations of the various cellular phone companies, including familiarity with the types  
9 of records and data kept by the cellular phone companies, interpreting the records provided  
10 by cellular phone companies, including the interpretation of the times provided in the records  
11 including the time zone of the reported times contained within the records; he is also an expert  
12 in the operation of cell towers and location of cell towers for each phone company, including  
13 knowledge of cell tower generation of calls and the ability to determine the location where  
14 generated based on that knowledge, including the generation of maps documenting the  
15 location of cell towers as well as the location of a cellular phone making calls generated  
16 through a particular cell tower. He will testify as to cell tower information, cellular phone  
17 company records in this case, and any mapping done in the instant case.

18 **CUSTODIAN OF RECORDS – AT&T:** Will testify as an expert in the area of  
19 cellular phones and cellular system technology, including cell tower generation of calls and  
20 ability to determine the location where generated based upon historical records of cellular  
21 phones as well as the creation, functioning, data collection and information received and  
22 collected by cellular provider sites, its analysis, and conclusions which can be drawn  
23 therefrom and is expected to testify thereto.

24 **CUSTODIAN OF RECORDS – SPRINT:** Will testify as an expert in the area of  
25 cellular phones and cellular system technology, including cell tower generation of calls and  
26 ability to determine the location where generated based upon historical records of cellular  
27 phones as well as the creation, functioning, data collection and information received and  
28 collected by cellular provider sites, its analysis, and conclusions which can be drawn

1 therefrom and is expected to testify thereto.

2 **CUSTODIAN OF RECORDS – VERIZON:** Will testify as an expert in the area of  
3 cellular phones and cellular system technology, including cell tower generation of calls and  
4 ability to determine the location where generated based upon historical records of cellular  
5 phones as well as the creation, functioning, data collection and information received and  
6 collected by cellular provider sites, its analysis, and conclusions which can be drawn  
7 therefrom and is expected to testify thereto.

8 **DAVIDOVIC, MARJORIE – LVMPD P#14726** (or designee): Expert in the field  
9 of DNA extractions, comparisons, analysis, and the identification of bodily fluids and is  
10 expected to testify thereto.

11 **\*DOWNING, JAMES – LVMPD P#12937** (or designee) – is a detective with the  
12 Technical and Surveillance Section (T.A.S.S) and an expert in electronic and physical  
13 surveillance and related support functions such as audio/video enhancements, facilitating pen  
14 register implementation, precision location, GPS tracking, wire taps, and various proprietary  
15 technologies. Further, Detective Guzman is an expert in the area of cellular phones and  
16 cellular system technology, including cell tower generation of calls and ability to determine  
17 the location where generated based upon historical records of cellular phones as well as the  
18 creation, functioning, data collection, and information received and collected by cellular  
19 provider sites, its analysis, and conclusions that can be drawn.

20 **\*DUTRA, DR. TIMOTHY** (or designee): is a medical doctor employed by the Clark  
21 County Coroner Medical Examiner. He is an expert in the area of forensic pathology and will  
22 give scientific opinions related thereto. He is expected to testify regarding the cause and  
23 manner of death of MARCOS ARENAS in this case.

24 **\*GUZMAN, J. – LVMPD P#13456** (or designee): is a detective with the Technical  
25 and Surveillance Section (T.A.S.S) and an expert in electronic and physical surveillance and  
26 related support functions such as audio/video enhancements, facilitating pen register  
27 implementation, precision location, GPS tracking, wire taps, and various proprietary  
28 technologies. Further, Detective Guzman is an expert in the area of cellular phones and



1 cellular system technology, including cell tower generation of calls and ability to determine  
2 the location where generated based upon historical records of cellular phones as well as the  
3 creation, functioning, data collection, and information received and collected by cellular  
4 provider sites, its analysis, and conclusions that can be drawn.

5 **JOHNSON, GAYLE - LVMPD P#10208** (or designee): A Latent Print Examiner  
6 with the Las Vegas Metropolitan Police Department. She will testify as an expert in the area  
7 of latent print examination, comparison and identification and will give scientific opinions  
8 thereof. She will testify regarding any latent print comparisons performed in this case.

9 **\*KRNJEU, A. - LVMPD P#9336** (or designee): Is a Digital Investigator with the Las  
10 Vegas Metropolitan Police Department Digital Forensics Lab and is an expert in the field of  
11 digital forensic analysis, which includes the collection of electronic and digital devices, the  
12 download of information, it's interpretation, and preservation from all forms of electronic  
13 devices, including but not limited to computers and cellular phones, and is expected to testify  
14 thereto.

15 These witnesses are in addition to those witnesses endorsed on the Information or  
16 Indictment and any other witnesses for which a separate Notice of Witnesses and/or Expert  
17 Witnesses has been filed

18 The substance of each expert witness' testimony and a copy of all reports made by or  
19 at the direction of the expert witness has been provided in discovery.

20 A copy of each expert witness' curriculum vitae, if available, is attached hereto.

21 **\*INDICATES ADDITION OR REVISION**

22 STEVEN B. WOLFSON  
23 Clark County District Attorney  
Nevada Bar #001565

24  
25 BY /s/MICHAEL J. SCHWARTZER  
26 MICHAEL J. SCHWARTZER  
27 Chief Deputy District Attorney  
28 Nevada Bar #010747

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that service of the above and foregoing was made this 13th day of  
October, 2021, by electronic transmission to:

TODD LEVENTHAL, ESQ.  
Email: leventhalandassociates@gmail.com

BY: /s/ Deana Daniels  
Secretary for the District Attorney's Office

13F08037A/dd-MVU

# **The Curriculum Vitae Of:**

**E. “Gino” Basilotta**

**Currently Employed By:  
Las Vegas Metropolitan Police Department**

Updated: September 2013



Curriculum Vitae of E. “Gino” Basilotta

## **INTRODUCTION and SUMMARY:**

Detective Eugenio "Gino" Basilotta is employed by the Las Vegas Metropolitan Police Department (LVMPD) and is currently assigned to the Organized Crime Bureau's Technical and Surveillance Section (TASS). The Organized Crime Bureau is a part of the Homeland Security Division of Metro Police.

Gino also has experience as an Accident Investigator for almost 3 ½ years working for LVMPD's Traffic Division. Prior to that, he worked for Bolden Area Command and for the Sheriff's Mobile Crime Saturation Team focusing on the highest crime areas in Las Vegas. Gino began his career with LVMPD in August 2004 and has been employed by the Las Vegas Metropolitan Police Department for 9 years as of this writing.

Prior to joining The Las Vegas Metropolitan Police Department, Gino spent 20 years in the private sector working with various computer technologies including specific expertise with Hospitality and Gaming Systems from 1993 until 2004. He worked in the corporate Information Technology departments with Hilton Gaming and Venetian. While employed, he opened 3 casinos – 2 with Hilton gaming (one in South America) and the Venetian Casino in Las Vegas, Nevada. Gino was also a Sales Director for a large Hospitality Technology Company managing West Coast Major Casino Accounts. Gino started his 'computer' career as an installer/technician in the 1980's during the personal computer genesis involved with IBM and Apple computer products. Gino has an Undergraduate degree in Management Information Systems (Business Administration) from The University of Arizona, in Tucson.

Currently Gino is a member in good standing with the National Technical Investigators Association and holds a Certified Technical Investigator Status.

**Detective, Technical and Surveillance Section (T.A.S.S.)  
Las Vegas Metropolitan Police, Organized Crime Division  
November 2010 to Present**

Gino has worked in this unit Since November of 2010. The Technical and Surveillance Section is responsible for providing technical and surveillance support to the department's commitment to the investigation of all crimes and the suppression and prevention of terrorist acts. This is accomplished through the provisioning of a myriad of electronic surveillance & technical solutions. The technical and surveillance functions support is provided to all department sections and task forces conducting criminal investigations.

**TASS Unit Goals:**

- Provide electronic surveillance support
- Provide physical surveillance support
- Provide technical support for barricade and/or hostage situations
- Conduct audio/video enhancements
- Provide anti-terrorism and counter-terrorism support
- Facilitate Pen Register implementation
- Facilitate Precision Location
- Facilitate Title III implementation

Gino is currently a Member of NATIA, (National Technical Investigators Association). Membership in NATIA is restricted to full time employees of Law Enforcement agencies who are actively engaged in technical surveillance, communications, and specialized support of law enforcement or intelligence activities. These individuals must represent Municipal, County, State, Federal and Military involved in the application of electronic surveillance technologies.

Gino currently holds a "Certified Technical Investigator" (CTI) certification from NATIA. CTI certification is awarded to NATIA members who have undergone extensive specialized training and have passed a rigorous examination in technical electronic surveillance techniques, procedures, equipment, and related issues. Continued advanced education is required.

During Gino's time in TASS, he has worked with many different technologies, including GPS Tracking, Cell Phone technologies, Wire Taps (Title IIIs), Pen Registers, Audio and Video Surveillance, and more proprietary technologies used within the unit, requiring a commitment to non-disclosure and OPSEC / Privacy policies.



One of Gino's main responsibilities is the maintenance and operation of the Pen Registers installed department wide by detectives and investigators. This involves handling and the provisioning of lawful Pen Register orders filed to the court by investigators.

Gino also serves on the SWAT callout resource team within TASS. TASS is deployed to active crime scenes involving Hostage and/or Barricaded suspects. TASS deploys technology to aid SWAT and Negotiators in their critical decision making processes.

Gino developed a POST certified Pen Register class which he currently teaches for LVMPD Police Detectives and other agencies. This class educates detectives on the latest technologies used by criminals to avoid law enforcement and the procedures to obtain Pen Registers and Title III's. Gino also teaches this Pen Class in the "New Detective School" and the "Advanced Investigators School" which are offered yearly to LVMPD qualified officers and detectives.

Gino testified on record to Nevada Senator's, supporting the passage of Nevada Senate Bill 268, in April 2013. The bill was nicknamed the "Kelsey Smith Act". This involved giving real world examples on how law enforcement has used cellular phone techniques in the location of missing or endangered persons. The Bill received support and has since passed and will come into effect October 2013. Gino testified on record to Nevada Senator's with regards to Assembly Bill 313. This was involving the proposal of language modification for NRS 179.530. This involved citing real world examples involving Law Enforcement and the use of Pen Registers.

**Traffic Investigator / Motor Officer, Traffic Bureau  
Las Vegas Metropolitan Police, Patrol Division  
May 2007 to November 2010**

Gino was assigned to the Traffic Section from May 2007 until November 2011 with his duties including DUI enforcement, accident/fatal investigation and handling calls for the valley wide Las Vegas area. Gino's goal, while in traffic, was to reduce traffic deaths and injuries by improving driving environments through education and enforcement of traffic laws. In addition, Gino's approach was to work high crime areas, to contribute to reduction in crime. Gino immediately obtained his Drug Recognition Expert certification to aid in identifying drug impaired drivers.

His work experience included setting up DUI checkpoints, Accident Investigation, Fatal Investigation, Hit and Run, and various other Traffic Enforcement Duties. His Certifications included:

- Drug Recognition Expert

Curriculum Vitae of E. "Gino" Basilotta

- RADAR,
- HGN (Horizontal Gaze Nystagmus),
- PBT (Portable Breath Testing Device),
- Intoxilyzer 5000 Breath Machine (used during booking)

While in traffic, Gino investigated over 500 accidents over a 3 ½ year period including close to 100 DUI arrests. Basilotta has also testified many times in court and has much experience regarding testifying for DUI's.

Basilotta attended classes for Accident Investigation, DUI Detection, Standardized Field Sobriety Testing, Mobile Field Force/Tactics, Incident Command Systems, National Incident Management Systems, and Excited Delirium. Basilotta attended Metro's 160 hour Motorcycle Safety course which is known to be one of the most challenging in the United States and is based on Northwestern University's techniques.

Gino obtained a D.R.E. (Drug Recognition Expert) status on July 2007 by the National Highway Traffic Safety Administration. This certification allows D.R.E.'s to evaluate individuals and accurately categorize them as users of a particular type of drug. Less than 1% of Las Vegas Metropolitan Police officers held this certification at the time.



## ***DEGREES, EXPERIENCE AND CERTIFICATIONS***

### **DEGREES**

*High School Diploma, 1984*

Valley High School, Las Vegas, Nevada

*BSBA, Business Administration, Management Information Systems, 1991*

University of Arizona, Tucson, Arizona

### **LAW ENFORCEMENT TIMELINE:**

November 2010 to Present

Detective, Organized Crime Bureau,  
Technical and Surveillance Section

April 2007 to November 2010

Investigator, Traffic Division

January 2005 to March 2007

Patrol, Bolden Area Command  
Mobile Saturation Crime Team  
Problem Solving Unit  
Community Oriented Policing

### **CERTIFICATIONS OBTAINED:**



Drug Recognition Expert, May 2007



Certified Technical Investigator, March 2011,  
Expiration, February 17<sup>th</sup>, 2014  
Certification Number 2-021711



Certified Instructor, Advanced Training  
Las Vegas Metropolitan Police Department



## LAW ENFORCEMENT RELATED TRAINING

January 21<sup>st</sup>, 2011



Orion GPS Tracking Devices  
COBHAM

February 2011



CESP 102  
Covert Electronic Surveillance Program  
Federal Law Enforcement Training Center,  
Glynco, Georgia

August 2011



FBI DA/IS Conference  
Surveillance, Intercepts and related  
Technologies

August 29<sup>th</sup> – 30<sup>th</sup>, 2012



Pen-Link CIA  
Pen Registers / Title IIIs  
Lincoln, Nebraska

June 2012



Cellular Phone Training

August 27<sup>th</sup> – 28<sup>th</sup>, 2013



Pen-Link CIA  
Pen Registers / Title IIIs  
Lincoln, Nebraska

September 9<sup>th</sup> – 10<sup>th</sup> 2013



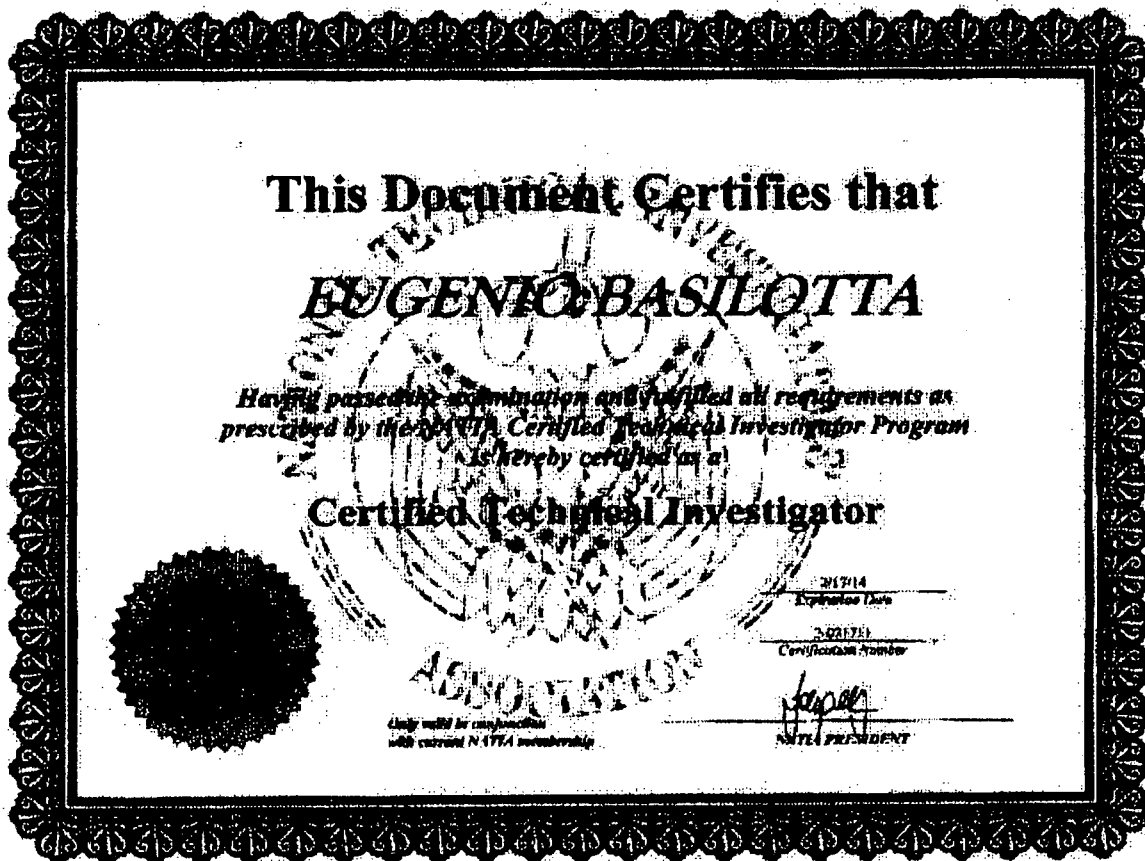
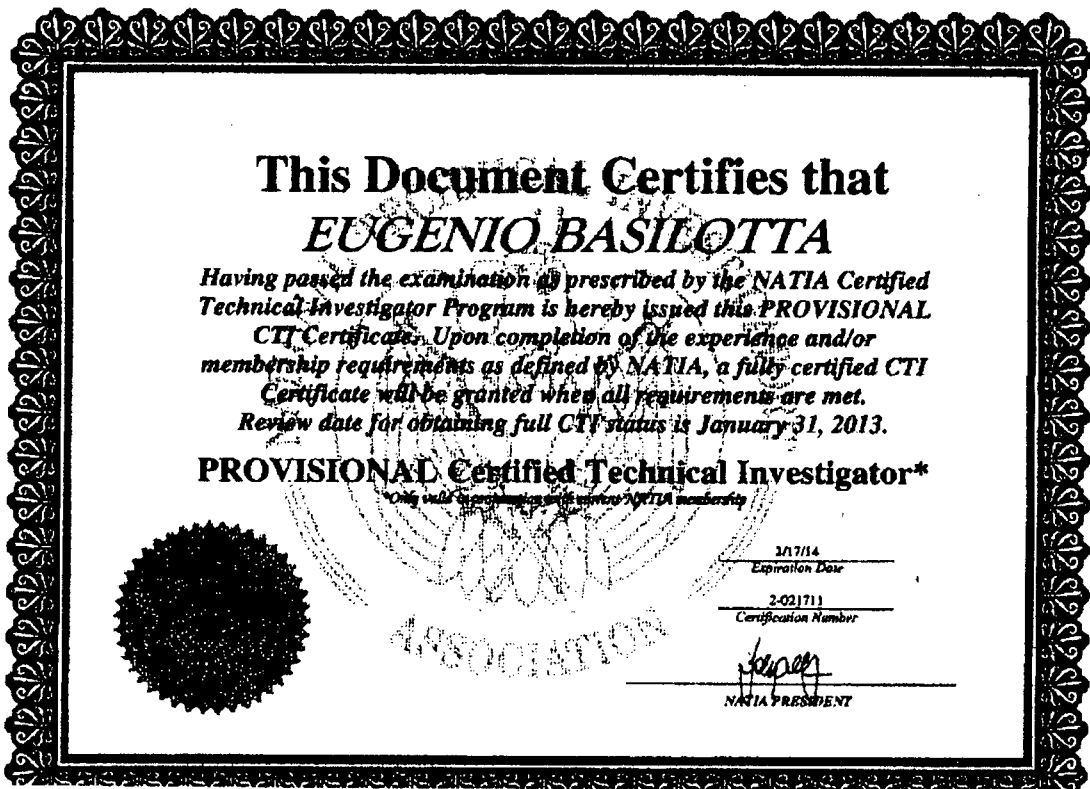
NDCAC – US DOJ/FBI  
(National Domestic Communications  
Assistance Center)  
FBI CAST – PPP (Project Pin Point)  
Project Pin Point (PPP) is a geo-spatial intelligence tool  
developed in 2004 by a Special Agent on the FBI's Violent  
Crimes Task Force in Philadelphia. The tool was initially  
intended for fugitive apprehension, but evolved to include  
historical cell site analysis, informant development, and targeting  
capabilities for intelligence related functions. It is now used by  
most FBI field offices.

# MISCELLANEOUS SUPPORTING DOCUMENTATION

Curriculum Vitae of E. "Gino" Basilotta

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AA 000027



**COBHAM**

Orion Training Course

For the successful completion of the course

Congratulations to

**Gino Basilotta**  
Las Vegas Metropolitan Police Dept.

for successfully completing an Orion training course on

**Orion GPS Tracking Devices**

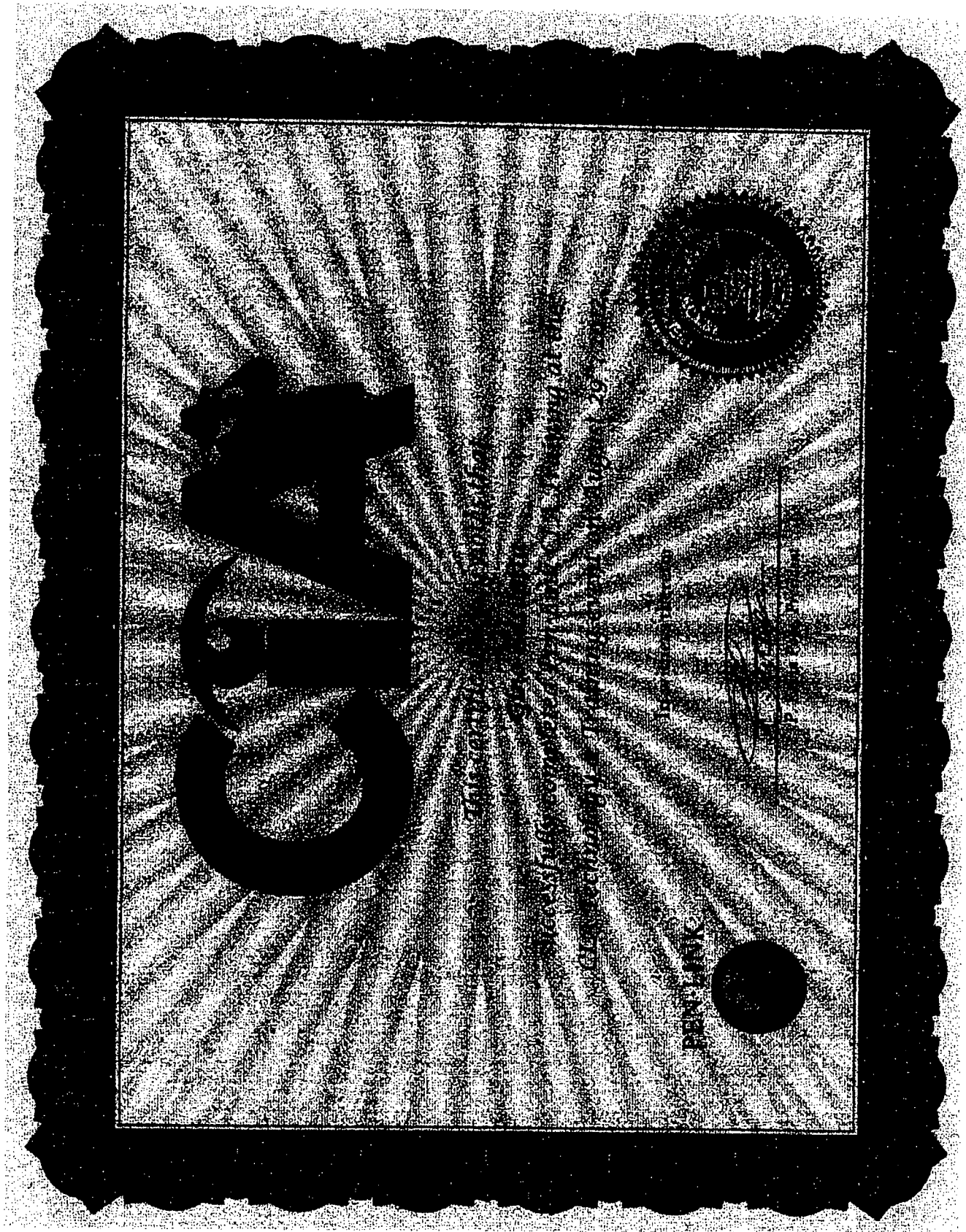


Instructor

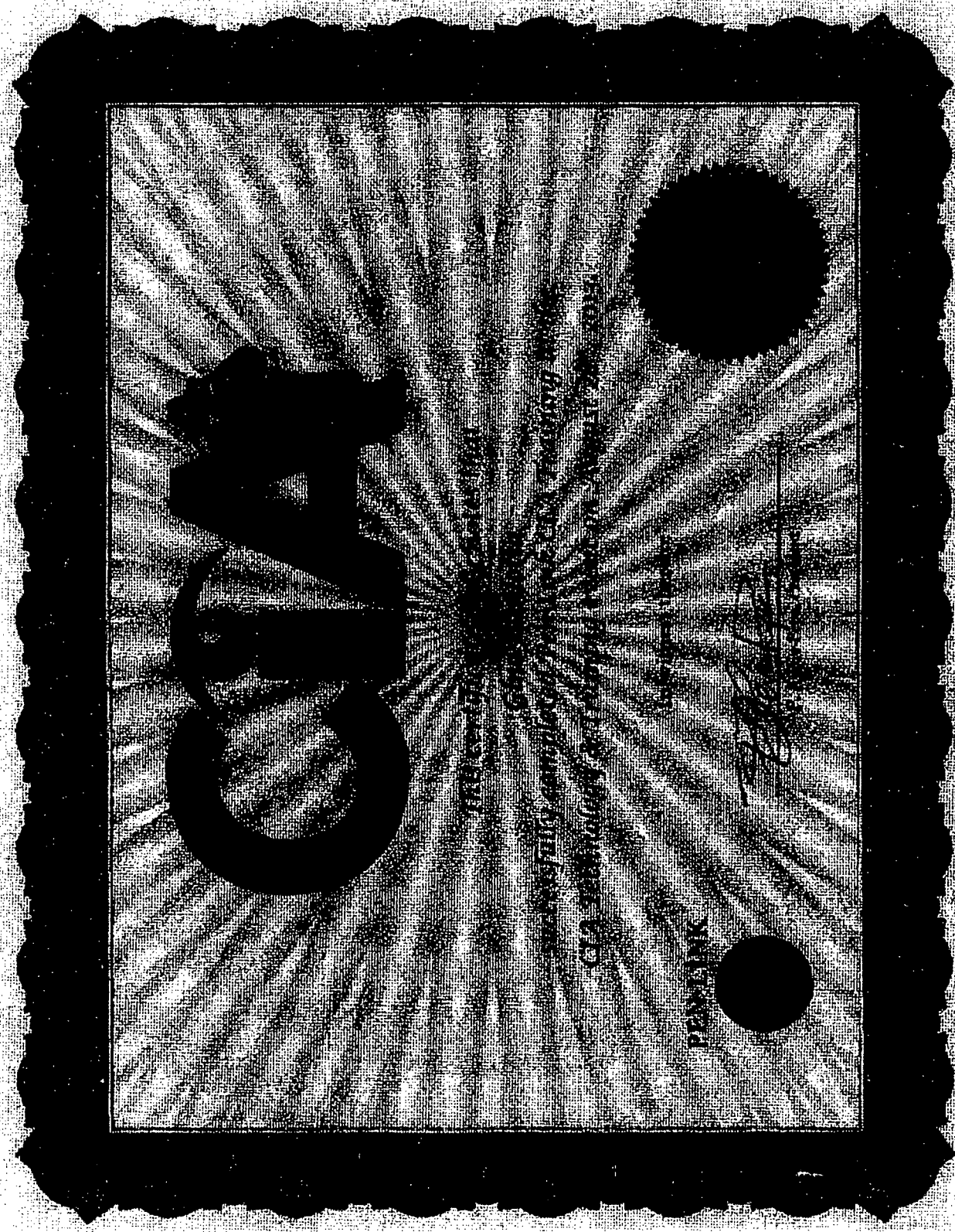
Jan 21, 2011  
Las Vegas, NV

Curriculum Vitae of E. "Gino" Basilotta

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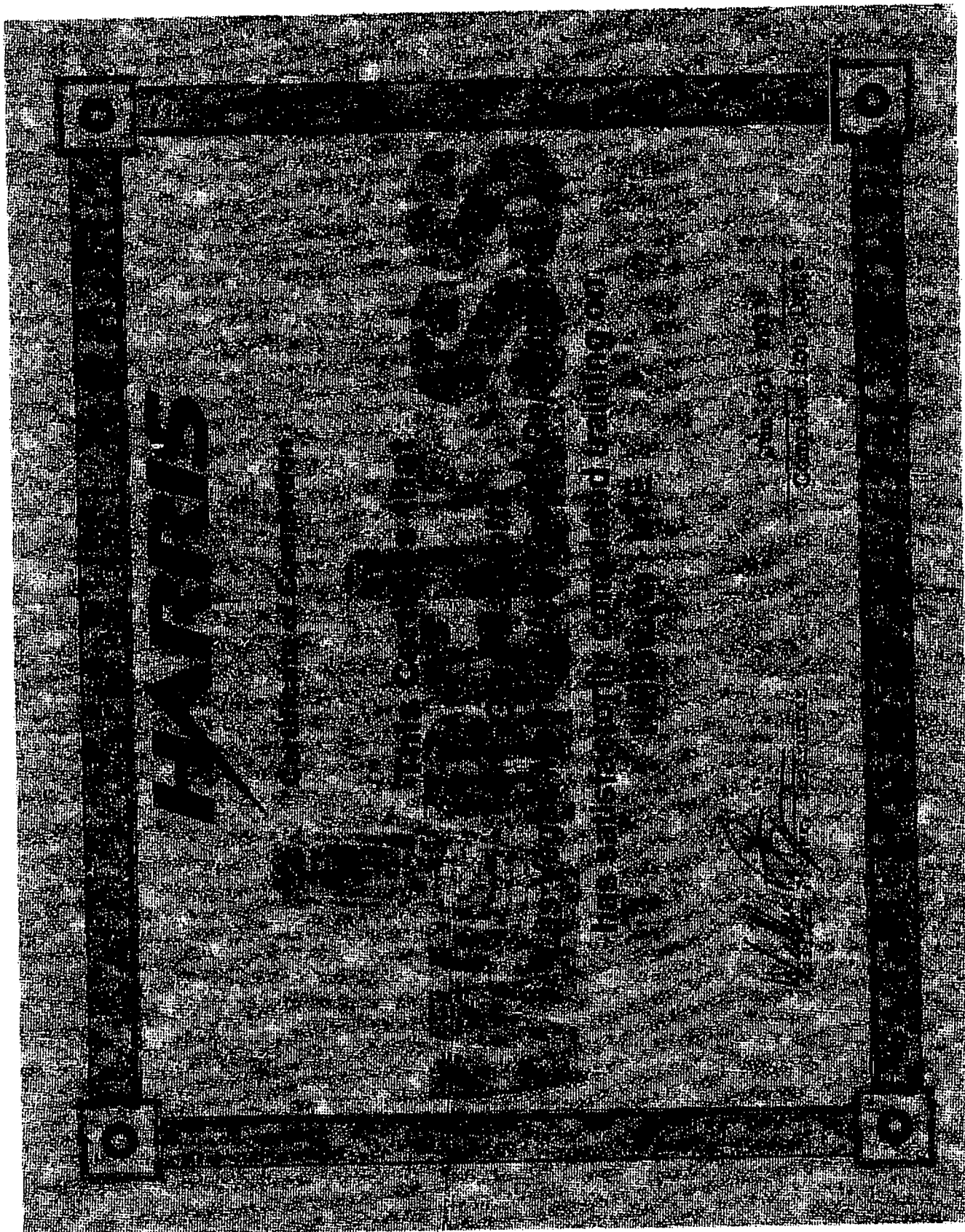


Curriculum vitae of E. Oino Bashora

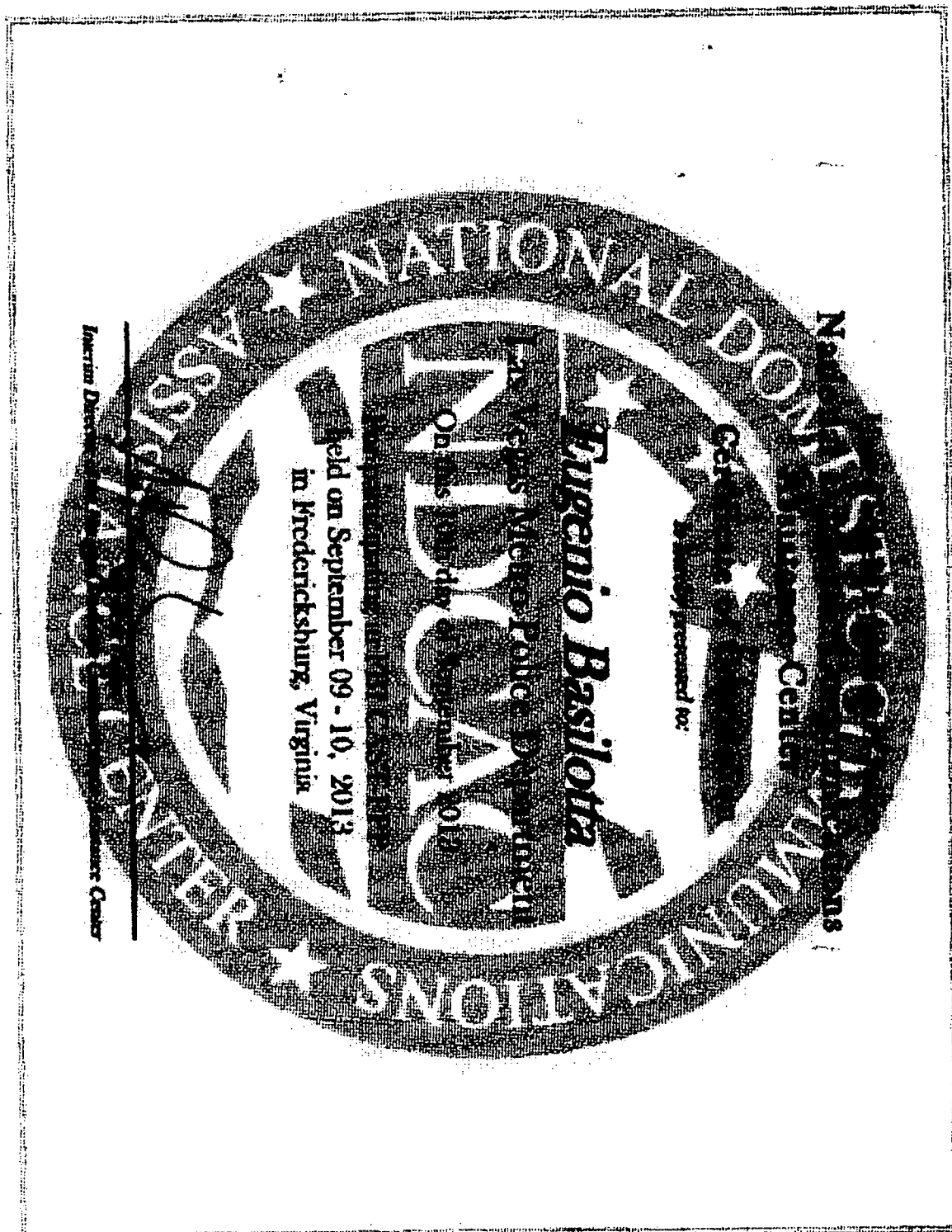


Curriculum Vitae of E. "Gino" Basilotta

AA 000031



Curriculum Vitae of E. "Gino" Basilotta



Curriculum Vitae of E. "Gino" Basilotta

AA 000033





**DETECTIVE JAMES M. DOWNING P#12937**

**Las Vegas Metropolitan Police Department**

**400 S. Martin Luther King Blvd.**

**Las Vegas, NV 89106**

**Office (702) 828-4455**

**Email [j12937d@lvmpd.com](mailto:j12937d@lvmpd.com)**

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**CURRICULUM VITAE**

**EXPERIENCE**

- Detective, Las Vegas Metropolitan Police Department (LVMPD), Technical and Surveillance Squad (TASS), 2018 – Present
- Detective, Las Vegas Metropolitan Police Department (LVMPD), Patrol Investigations, 2016-2018
- Employed with LVMPD since 2007

**EDUCATION**

- BSBA, Business Management, Nevada State College, Henderson, NV, 2015..

**PROFESSIONAL TRAINING**

- Nevada POST Certification, LVMPD, 2008
- Search Warrant Preparation & Execution, LVMPD, 2010
- Technology Overview – PENs, Title III & Social Media, LVMPD, 2017
- Criminal Investigations Using Cellular Technologies, ZetX, 2017
- Milestone Technical Configuration Level 1 & 2, Milestone Systems, 2017
- Axis Communications Certified Network Video Professional, 2018

## TECHNICAL SURVEILLANCE EXPERTISE

- Assigned as a Detective with the Technical and Surveillance Squad (TASS) with the LVMPD.
- Responsible for assisting local and federal law enforcement agencies in Southern Nevada with electronic surveillance, to include the following:
  - PEN Register Trap/Trace and cellular device location, both live and historical.
  - Title III Intercepts.
  - Social media and internet communications investigations.
  - Covert GPS tracking devices.
  - Covert and overt investigative cameras.

## Curriculum Vitae

**Timothy Franklin Dutra, M.D., M.S., Ph.D.**

### **Current Occupation:**

Medical Examiner (Forensic Pathologist)  
Clark County Coroner's Office  
1704 Pinto Lane  
Las Vegas, NV 89106  
Tel. (702) 455-3210  
E-mail: tdutra@co.clark.nv.us

### **Personal Data:**

Languages: English & Spanish

### **Board Certifications:**

Forensic Pathology  
ABP Diplomate and certified, September 9, 2009

Blood Banking and Transfusion Medicine  
ABP Diplomate and certified, September 9, 2005

Anatomic and Clinical Pathology  
ABP Diplomate and certified, November 11, 1998

### **Most Recent Fellowship:**

Fellowship, Forensic Pathology  
St. Louis University  
(A.C.G.M.E. accredited: 10/01/08 – 9/30/09)  
St. Louis City Medical Examiner's Office

### **Recent Colleague:**

Visiting Colleague, Forensic Pathology  
(10/05/09 – 10/31/09)  
Servicio Medico Forense  
Mexico, D.F. 06720

**Recent Teaching:**

Instructor: Physiology Laboratory  
Monterey Peninsula College  
Monterey, CA 93940

**Recent Research:**

Co-Investigator: "Marrow Tissue Cultivation ex vivo  
in vitro for Blood Cell Collection (animal cell model)"  
LABioMed Research Institute  
Torrance, CA 90502

**Previous Fellowship:**

Fellowship, Blood Bank and Transfusion Medicine  
University of Wisconsin  
(A.C.G.M.E. accredited: 08/01/04 – 07/31/05)  
University of Wisconsin Hospital  
Madison, WI 53792-2472

**Previous Pathology Practice:**

Post-Certification Pathology Practice (1999 – 2003)  
Physician Specialist, Anatomic and Clinical Pathology,  
including gross and microscopic surgical pathology,  
aspiration cytopathology and bone marrow pathology.  
Section Chief of Clinical and Special Chemistry.  
Blood Bank and Transfusion Medicine acting Chief,  
during absences of BB & TM Section Chief.  
Pathology Department  
Martin Luther King, Jr. Hospital  
Los Angeles, CA 90059

**Locum Tenens Practice:**

Locum tenens Pathology Practice (9/00, 9/01, 9/02, & 9/03)  
One month locum tenens for each of four years, as Acting Director  
for a solo practice Pathology Department, including coverage  
of surgical pathology and clinical laboratory.  
Pathology Department  
Orthopaedic Hospital  
Los Angeles, CA 90007

**Current Licensure:**

Active Status Medical Doctor, Nevada, renewal 7/1/2011  
Physician and Surgeon, California, renewal 3/2011  
Practitioner, D.E.A., U.S., renewal 7/2011

**Educational Degrees:**

University:	University of California at Berkeley, B.A. in Chemistry and Zoology, 1968
Medical School:	University of Southern California, M.D., 1972
Graduate School:	University of Southern California, M.S. in Anatomy and Cell Biology, 1986
Graduate School:	University of California at Los Angeles, Ph.D. in Anatomy and Cell Biology, 1993

**Professional Societies:**

Fellow, National Association of Medical Examiners, 2009 –  
Fellow, College of American Pathologists, 1999 –  
Fellow, American Society of Clinical Pathologists, 1999 –  
Member, American Association for the Advancement of Science, 1994 –

**Recent Meetings and Courses:**

Annual Meeting, American Society for Clinical Pathology  
San Francisco, CA, 10/27 – 10/31/10  
Interim Meeting, National Association of Medical Examiners  
Seattle, WA, 2/23/10  
Segunda Conferencia Internacional de la Medicina Forense  
Mexico City, 4/28 – 4/30/10  
Annual Meeting, National Association of Medical Examiners  
San Francisco, CA, 10/11 – 10/15/09  
Osler Anatomic Pathology Review Course  
Los Angeles, CA, 3/9 – 3/12/09  
Medicolegal Death Investigator Training Course  
St. Louis, MO, 4/17 – 4/21/09

### **Professional Training/Practice Chronology:**

Internship: Cottage Hospital (Santa Barbara, CA),  
rotating internship, 1972-73

Residency: Cottage Hospital (Santa Barbara, CA),  
first year, Pathology, 1973-74

General Practice: Santa Barbara, CA, 1974-77. General admission privileges  
for Cottage and Goleta Valley Hospitals.

General Practice: King City, CA, 1977-78. General admission privileges  
for George L. Mee Memorial Hospital.

Residency: Highland/Alameda County Hospital (Oakland, CA),  
second and third years, General Surgery, 1978-80

Residency: Duke University Medical Center (Durham, NC),  
first and second years, Orthopaedics, 1980-82

Residency: Los Angeles County/U.S.C. Medical Center,  
third year, Orthopaedics, 1982-83

Graduate School: University of Southern California School of Medicine,  
Department of Anatomy and Cell Biology, 1984-86

Graduate School: University of California at Los Angeles School of Medicine,  
Department of Anatomy and Cell Biology, 1987-93

Residency: Harbor-U.C.L.A. Medical Center (Torrance, CA), second through  
fifth years, Anatomic and Clinical Pathology, 1994-9

Fellowship: Orthopaedic Hospital (Los Angeles, CA), six months of  
Fellowship, Bone and Soft Tissue Pathology, 1998-99

Pathology Practice: Los Angeles, CA, 1999-2003. Anatomic and Clinical  
Pathology privileges at King-Drew Medical Center

Fellowship: University of Wisconsin (Madison, WI), one year Fellowship,  
Blood Banking and Transfusion Medicine, 2004-05

Research Scientist: LABioMed Research Institute, 2005-07. Co-investigator:  
"Marrow stromal fibroblastic cell cultivation in vitro on  
de-cellularized bone marrow extracellular matrix"

Instructor: Physiology Laboratory, Fall and Spring semesters, 2007-08  
Monterey Peninsula College (Monterey, CA)

Fellowship: St. Louis City Medical Examiner's Office (St. Louis, MO),  
one year Fellowship, Forensic Pathology, 2008-09

### **Teaching Experience:**

Teaching Assistant: Anatomy Dissection Laboratory, Fall semester, 1985  
University of Southern California School of Medicine

Teaching Assistant: Anatomy Dissection Laboratory, Fall semesters. 1987-88  
University of California at Los Angeles School of Medicine

Assistant Lecturer: "Head, Neck, & Dental Embryology", Fall semesters, 1990-91  
University of California at Los Angeles School of Medicine

### **Teaching Experience (continued):**

Staff Pathologist: Routinely presented histopathology of cases for review  
at the weekly hospital Tumor Board Conferences  
Martin Luther King, Jr. Hospital, Los Angeles, CA 1999-03

Staff Pathologist: Routinely presented histopathology case reviews at  
subspecialty surgical Resident training conferences  
King-Drew Medical Center, Los Angeles, CA 1999-2003

Lecturer: "Blood Banking and Transfusion Medicine", Winter, 2005  
University of Wisconsin School of Medical Technology

Instructor: Physiology Laboratory, Fall and Spring semesters, 2007-08  
Monterey Peninsula College

### **Publications:**

Dutra, T.F. and Bernard, G.W.: "Size-selective Comparison of Fetal Calvarial versus Adult Marrow Osteogenic Colony-forming Entities"; *Anatomical Record*; 239: 1 – 8; 1994

Dutra, T.F. and Bernard, G.W.: "Post-fracture stimulation of in vitro osteogenesis is not systemic"; *International Journal of Oral Biology*; 23: 213 – 217; 1998

Dutra, T. and French, S.: "Marrow stromal fibroblastic cell cultivation in vitro on de-cellularized bone marrow extracellular matrix"; manuscript published in *Experimental and Molecular Pathology* on 9/22/2009

### **Presentations:**

Dutra, T.F.: "Cultured Human Circulating Fibrocytes Express CD34 and Endothelial Markers"; Hematopoietic Stem Cell Transplantation (Sixth International Symposium); San Diego, CA; 4/16-4/18/98

Dutra, T.F.: "Flow Cytogenetics"; Clinical Cytogenetics Program, California State University at Dominguez Hills; 4/25/01

Dutra, T.F. and Graham, M.A.: Poster presentation: "Big People, Big Hearts: histochemical and immunohistochemical stain comparisons of hypertrophic heart sections from morbidly obese decedents, compared with heart sections from age matched controls"; 43<sup>rd</sup> Annual Meeting of the National Association of Medical Examiners; 9/11-9/16/09

Dutra, T.F.: "Marrow stromal fibroblastic cell cultivation in vitro on de-cellularized bone marrow extracellular matrix", Pathology Grand Rounds, Harbor-UCLA Medical Center, 1/22/10

Dutra, T.F.: "La Muerte Subita", Segunda Conferencia Internacional de la Medicina Forense, Mexico City, 4/28/10



## **Detective Drew Krnjeu, P# 9336**

**Las Vegas Metropolitan Police Department**  
**400 S. Martin Luther King Blvd.**  
**Las Vegas, NV 89106**  
**Office (702) 828.1392**  
**Email [A9336K@LVMPD.COM](mailto:A9336K@LVMPD.COM)**

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## **CURRICULUM VITAE**

### **CURRENT EMPLOYMENT**

- Detective and Computer Forensic Examiner, Las Vegas Metropolitan Police Department.
- Employed with LVMPD since July 2006
- Acquired over 2,485 hours of police specific training, of which, more than 490 hours are in areas relevant to conducting examinations on electronic storage devices and associated techniques.

### **EDUCATION CURRICULUM**

- Nevada Post Certifications
  - Basic - Las Vegas Metropolitan Police Department, 2006
  - Intermediate - Las Vegas Metropolitan Police Department, 2014
  - Advanced – Las Vegas Metropolitan Police Department, 2014
- Miami University, Oxford Ohio
  - Bachelor of Science: Systems Analysis, 2005



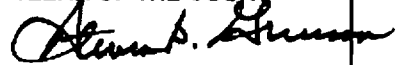
## CERTIFICATIONS

- MCFE – Magnet Certified Forensics Examiner, October 2016
- CCPA – Cellebrite Certified Physical Analyst, October 2016
- XRY – XRY Certified Examiner, September 2016
- CCLO – Cellebrite Certified Logical Operator, September 2016
- ACE – AccessData Certified Examiner, January 2016

## COMPUTER FORENSIC TRAINING

- UFED Series Hardware and Software Methodology (CCPA)
  - By Cellebrite, October 2016
- UFED Series Hardware and Software Methodology
  - By NCFI, USSS September 2016
- Mobile Device Examiner Program
  - National Computer Forensics Institute, USSS September 2016
- IEF Computer Essentials Training
  - By Magnet Forensics, September 2016
- Windows 10 Forensics
  - By AccessData, August 2016
- Advanced SQLite
  - By AccessData, July 2016
- Applied Decryption
  - By AccessData, June 2016
- iOS Forensic Analysis
  - By AccessData, June 2016
- Live RAM Analysis
  - By AccessData, June 2016
- Dead Box Analysis
  - By AccessData, May 2016
- Windows 8 Forensics
  - By AccessData, May 2016
- Linux Forensics
  - By AccessData, May 2016
- Mac Forensics
  - By AccessData, May 2016
- Networking Incident Response
  - By AccessData, April 2016
- Internet Forensics
  - By AccessData, April 2016

- Open Source Intelligence Techniques
  - By Southern Nevada Counter Terrorism Center, February 2016
- Advanced FTK
  - By AccessData, February 2016
- Computer Forensics and the Cloud
  - By AccessData, February 2016
- Windows Forensics Registry
  - By AccessData, January 2016
- Windows OS Forensics
  - By AccessData, January 2016
- Advanced Forensics
  - By AccessData, December 2015
- AccessData Bootcamp
  - By AccessData, December 2015
- Law Enforcement Digital Operators Course
  - By Las Vegas Metropolitan Police Department, October 2015
- Software Engineering
  - By Miami University, 2004
- Network Security
  - By Miami University, 2004
- Operating Systems
  - By Miami University, 2004
- Stochastic Modeling
  - By Miami University, 2004
- Data Processing and File Design
  - By Miami University, 2004
- Client Server Systems
  - By Miami University, 2003
- Analysis of Deterministic Systems
  - By Miami University, 2003
- Database Systems
  - By Miami University, 2003
- Data Communications and Networks
  - By Miami University, 2003
- Computer Architecture
  - By Miami University, 2002
- Data Abstraction and Data Structures
  - By Miami University, 2002
- Objection Oriented Programming
  - By Miami University, 2002
- Introduction to Computer Science and Systems Analysis
  - By Miami University, 2001



**SLOW**  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
BINU G. PALAL  
Chief Deputy District Attorney  
Nevada Bar #010176  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,  
  
Plaintiff,

-vs-

MICHAEL SOLID, aka  
Michael Samuel Solid #2804527  
  
Defendant.

CASE NO: C-13-290260-1

DEPT NO: IX

**STATE'S FIFTH SUPPLEMENTAL NOTICE OF  
EXPERT WITNESSES**  
[NRS 174.234(2)]

TO: MICHAEL SOLID, aka Michael Samuel Solid, Defendant; and

TO: TODD LEVENTHAL, ESQ., Counsel of Record:

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the STATE OF  
NEVADA intends to call the following expert witnesses in its case in chief:

**BASILOTTA, GINO - LVMPD #8447** (or designee): is a detective with the  
Technical and Surveillance Section (T.A.S.S) and an expert in electronic and physical  
surveillance and related support functions such as audio/video enhancements, facilitating pen  
register implementation, precision location, GPS tracking, wire taps, and various proprietary  
technologies. Further, Detective Basilotta is an expert in the area of cellular phones and  
cellular system technology, including cell tower generation of calls and ability to determine  
the location where generated based upon historical records of cellular phones as well as the

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1 creation, functioning, data collection, and information received and collected by cellular  
2 provider sites, its analysis, and conclusions that can be drawn.

3 **BERGHUIS, BRAD – LVMPD P#4154** (or designee): He will testify as an expert  
4 in the field of forensic phone analysis, including the nature, process, and limitations of  
5 forensic phone analysis and his findings on the cellular phones involved in this case.

6 **BURKE, RYAN** – He is a Special Agent with the Federal Bureau of Investigations  
7 and is an expert in the analysis of cellular site information data, including being an expert in  
8 the operations of the various cellular phone companies, including familiarity with the types  
9 of records and data kept by the cellular phone companies, interpreting the records provided  
10 by cellular phone companies, including the interpretation of the times provided in the records  
11 including the time zone of the reported times contained within the records; he is also an expert  
12 in the operation of cell towers and location of cell towers for each phone company, including  
13 knowledge of cell tower generation of calls and the ability to determine the location where  
14 generated based on that knowledge, including the generation of maps documenting the  
15 location of cell towers as well as the location of a cellular phone making calls generated  
16 through a particular cell tower. He will testify as to cell tower information, cellular phone  
17 company records in this case, and any mapping done in the instant case.

18 **\*CORNEAL, DR. JENNIFER** (or designee): is a medical doctor employed by the  
19 Clark County Coroner Medical Examiner. She is an expert in the area of forensic pathology  
20 and will give scientific opinions related thereto. She is expected to testify regarding the cause  
21 and manner of death of MARCOS ARENAS in this case.

22 **CUSTODIAN OF RECORDS – AT&T:** Will testify as an expert in the area of  
23 cellular phones and cellular system technology, including cell tower generation of calls and  
24 ability to determine the location where generated based upon historical records of cellular  
25 phones as well as the creation, functioning, data collection and information received and  
26 collected by cellular provider sites, its analysis, and conclusions which can be drawn  
27 therefrom and is expected to testify thereto.

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1           **CUSTODIAN OF RECORDS – SPRINT:** Will testify as an expert in the area of  
2 cellular phones and cellular system technology, including cell tower generation of calls and  
3 ability to determine the location where generated based upon historical records of cellular  
4 phones as well as the creation, functioning, data collection and information received and  
5 collected by cellular provider sites, its analysis, and conclusions which can be drawn  
6 therefrom and is expected to testify thereto.

7           **CUSTODIAN OF RECORDS – VERIZON:** Will testify as an expert in the area of  
8 cellular phones and cellular system technology, including cell tower generation of calls and  
9 ability to determine the location where generated based upon historical records of cellular  
10 phones as well as the creation, functioning, data collection and information received and  
11 collected by cellular provider sites, its analysis, and conclusions which can be drawn  
12 therefrom and is expected to testify thereto.

13           **DAVIDOVIC, MARJORIE – LVMPD P#14726** (or designee): Expert in the field  
14 of DNA extractions, comparisons, analysis, and the identification of bodily fluids and is  
15 expected to testify thereto.

16           **\*DILORETO, DR. CHRISTINA** (or designee): is a medical doctor employed by the  
17 Clark County Coroner Medical Examiner. She is an expert in the area of forensic pathology  
18 and will give scientific opinions related thereto. She is expected to testify regarding the cause  
19 and manner of death of MARCOS ARENAS in this case.

20           **DOWNING, JAMES – LVMPD P#12937** (or designee) – is a detective with the  
21 Technical and Surveillance Section (T.A.S.S) and an expert in electronic and physical  
22 surveillance and related support functions such as audio/video enhancements, facilitating pen  
23 register implementation, precision location, GPS tracking, wire taps, and various proprietary  
24 technologies. Further, Detective Guzman is an expert in the area of cellular phones and  
25 cellular system technology, including cell tower generation of calls and ability to determine  
26 the location where generated based upon historical records of cellular phones as well as the  
27 creation, functioning, data collection, and information received and collected by cellular  
28 provider sites, its analysis, and conclusions that can be drawn.

1           **DUTRA, DR. TIMOTHY** (or designee): is a medical doctor employed by the Clark  
2 County Coroner Medical Examiner. He is an expert in the area of forensic pathology and will  
3 give scientific opinions related thereto. He is expected to testify regarding the cause and  
4 manner of death of MARCOS ARENAS in this case.

5           **\*GAVIN, DR. LISA** (or designee): is a medical doctor employed by the Clark County  
6 Coroner Medical Examiner. She is an expert in the area of forensic pathology and will give  
7 scientific opinions related thereto. She is expected to testify regarding the cause and manner  
8 of death of MARCOS ARENAS in this case.

9           **\*GORNIK, DR. JAN** (or designee): is a medical doctor employed by the Clark  
10 County Coroner Medical Examiner. She is an expert in the area of forensic pathology and will  
11 give scientific opinions related thereto. She is expected to testify regarding the cause and  
12 manner of death of MARCOS ARENAS in this case.

13           **GUZMAN, J. – LVMPD P#13456** (or designee): is a detective with the Technical  
14 and Surveillance Section (T.A.S.S) and an expert in electronic and physical surveillance and  
15 related support functions such as audio/video enhancements, facilitating pen register  
16 implementation, precision location, GPS tracking, wire taps, and various proprietary  
17 technologies. Further, Detective Guzman is an expert in the area of cellular phones and  
18 cellular system technology, including cell tower generation of calls and ability to determine  
19 the location where generated based upon historical records of cellular phones as well as the  
20 creation, functioning, data collection, and information received and collected by cellular  
21 provider sites, its analysis, and conclusions that can be drawn.

22           **JOHNSON, GAYLE - LVMPD P#10208** (or designee): A Latent Print Examiner  
23 with the Las Vegas Metropolitan Police Department. She will testify as an expert in the area  
24 of latent print examination, comparison and identification and will give scientific opinions  
25 thereof. She will testify regarding any latent print comparisons performed in this case.

26           **KRNJEU, A. – LVMPD P#9336** (or designee): Is a Digital Investigator with the Las  
27 Vegas Metropolitan Police Department Digital Forensics Lab and is an expert in the field of  
28 digital forensic analysis, which includes the collection of electronic and digital devices, the

1 download of information, it's interpretation, and preservation from all forms of electronic  
2 devices, including but not limited to computers and cellular phones, and is expected to testify  
3 thereto.

4 \***MANCINI, DR. CHIARA** (or designee): is a medical doctor employed by the Clark  
5 County Coroner Medical Examiner. He is an expert in the area of forensic pathology and will  
6 give scientific opinions related thereto. He is expected to testify regarding the cause and  
7 manner of death of MARCOS ARENAS in this case.

8 \***MURIE, BEN** (or designee): is a medical doctor employed by the Clark County  
9 Coroner Medical Examiner. He is an expert in the area of forensic pathology and will give  
10 scientific opinions related thereto. He is expected to testify regarding the cause and manner  
11 of death of MARCOS ARENAS in this case.

12 These witnesses are in addition to those witnesses endorsed on the Information or  
13 Indictment and any other witnesses for which a separate Notice of Witnesses and/or Expert  
14 Witnesses has been filed

15 The substance of each expert witness' testimony and a copy of all reports made by or  
16 at the direction of the expert witness has been provided in discovery.

17 A copy of each expert witness' curriculum vitae, if available, is attached hereto.

18 **\*INDICATES ADDITION OR REVISION**

19 STEVEN B. WOLFSON  
20 Clark County District Attorney  
Nevada Bar #001565

21 BY /s/Binu G. Palal  
22 **BINU G. PALAL**  
23 Chief Deputy District Attorney  
Nevada Bar #010176

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1                                    CERTIFICATE OF ELECTRONIC TRANSMISSION

2                    I hereby certify that service of the above and foregoing was made this 28th day of  
3 February 2022, by electronic transmission to:

4                                    TODD LEVENTHAL, ESQ.  
5                                    Email: leventhalandassociates@gmail.com

6                                    *BY: /s/ Stephanie Johnson*  
7                                    \_\_\_\_\_  
8                                    Secretary for the District Attorney's Office

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# Jennifer Corneal

## CONTACT

Clark County Coroner's Office  
1704 Pinto Lane  
Las Vegas, NV 89106  
Work: 702-455-3210  
Cell: 502-718-6667  
Email: [jennifer.corneal@clarkcountynv.gov](mailto:jennifer.corneal@clarkcountynv.gov)

## EDUCATION

University of Louisville School of Medicine	2010
MD	
Murray State University	2006
B.S., Chemistry	
University of New Haven	2003
M.S., Forensic Science	
Murray State University	2001
B.S., Criminal Justice	

## GRADUATE TRAINING

Fellowship	2014 – 2015
Forensic Pathology	
San Diego County Medical Examiner	
Residency	2010 – 2014
Pathology	
University of South Alabama Medical Center, Mobile, AL	

## LICENSURE AND CERTIFICATION

Nevada Medical License	2015
California Medical License	2014
American Board of Pathology, Anatomic Pathology	2014

## HONORS AND AWARDS

Rural Honors Scholarship	2006 – 2007
Dean's Certificate of Recognition for research	2007
Chemistry Department Academic Scholarship	2005

## RESEARCH EXPERIENCE

Summer Research Scholars Program	2007
“Complications of PICC lines in low birthweight infants”	
Supervisor Dr. Scott Duncan	
Poster Presentation at Neonatal Conference at Heuston Woods	2007

## SCIENTIFIC PRESENTATIONS

Corneal J, Sosnowski J. Body Mass Index in Hospital Autopsy Cases: Younger Age at Death Associated with Increased BMI in the Southeast. College of American Pathologists Annual Meeting, 2012 September; San Diego, California.

Corneal J, Geli D, Sosnowski J. Amyloid Angiopathy: A Case Study. College of American Pathologists Annual Meeting, 2012 September; San Diego, California.

Corneal J, Sosnowski J. Nodular Myositis: A Case Study. College of American Pathologists Annual Meeting, 2012 September; San Diego, California.

Corneal J, Cordell C, Mancini E. Alpha-Fetoprotein Negative Papillary Yolk Sac Tumor in an Ovarian Mixed Germ Cell Tumor. College of American Pathologists Annual Meeting, 2012 September; San Diego, California.

Cordell C, Corneal J, Kahn A. Advanced Stage Medullary Carcinoma of the Colon. College of American Pathologists Annual Meeting, 2012 September; San Diego, California.

## **EXTRACURRICULAR AND LEADERSHIP ACTIVITIES**

Team Member, CAP Self Inspection	March 2012
CAP Resident Delegate	2011 – 2013
Clinical Track Captain	2008
Benchmark Institutions Curricular team	2007

## **SERVICE ACTIVITIES**

Volunteer, Healthcare Classic 5K	2007, 2008
Volunteer, Medical School Charity Auction	2008
Volunteer, Life Clinic (student service learning clinic)	2007

## **PROFESSIONAL MEMBERSHIPS**

National Association of Medical Examiners	2012 – present
College of American Pathologists	2010 – present
United States & Canadian Academy of Pathology	2010 – present
American Society for Clinical Pathology	2010 – present
Medical Association of the State of Alabama	2010 – present
American College of Physicians	2006 – present
American Medical Association	2006 – present
Kentucky Medical Association	2006 – present
Southern Medical Association	2006 – present
Lambda Alpha (National Anthropology Honor Society)	2000 – present

**Christina Di Loreto, M.D.**  
1704 Pinto Lane  
Las Vegas, NV 89106  
(702) 455-3210  
Christina.DiLoreto@ClarkCountyNV.gov

## **EDUCATION**

M.D. Boston University School of Medicine, Boston, MA, May 2009  
Premedical Studies, Mount Holyoke College, South Hadley, MA, Sep 2002-June 2004  
B.F.A. Dance/Philosophy, New York University, New York, NY, Jan 2000  
Sarah Lawrence College, Bronxville, NY, Sep 1995-June 1996

## **POSTGRADUATE TRAINING**

7/2016-7/2018 Neuropathology Fellowship, University of California, San Diego Medical Center  
7/2015-7/2016 Forensic Pathology Fellowship, San Diego County Medical Examiner's Office  
7/2011-7/2015 Pathology Residency-AP/CP, University of California, Davis Medical Center  
7/2009-6/2011 Otolaryngology-Head and Neck Surgery Internship/Residency,  
State University of New York Downstate Medical Center

## **LICENSURE AND BOARD CERTIFICATIONS**

4/16/2018 Nevada State Board of Medical Examiners, License #17849  
5/20/2011 Medical Board of California, License #A117016  
9/5/2018 Diplomate, American Board of Pathology, Forensic Pathology  
8/7/2017 Diplomate, American Board of Pathology, Anatomic and Clinical Pathology

## **HONORS AND AWARDS**

7/2015 House Staff Professionalism Award  
University of California, Davis  
School of Medicine Alumni Association  
6/2009 Diana Radkowski Award  
Boston University School of Medicine  
4/2007 Association of Pathology Chairs Honor Society Award  
Boston University School of Medicine

## **PROFESSIONAL MEMBERSHIPS**

2017-present American Association of Neuropathologists (AANP)

2014-present	United States and Canadian Academy of Pathology (USCAP)
2011-present	College of American Pathologists (CAP)
2011-present	American Society of Clinical Pathology (ASCP)
2009-present	Alpha Omega Alpha Honor Medical Society

## **EDUCATIONAL ACTIVITIES**

6/2014-5/2015	Chief Resident, Department of Pathology and Laboratory Medicine University of California, Davis Medical Center
Spring 2009	Prosector, Head and Neck Gross Anatomy Boston University School of Medicine
Fall 2008	Instructor, Introduction to Clinical Medicine Boston University School of Medicine

## **COMMITTEE MEMBERSHIPS**

7/2014-6/2015	Resident Representative Residency Advisory Committee, Department of Pathology and Laboratory Medicine University of California, Davis Medical Center
7/2014-6/2015	Resident Representative Residency Recruitment and Review Committee, Department of Pathology and Laboratory Medicine University of California, Davis Medical Center
7/2014-6/2015	Resident Representative Advisory Committee on Education, Department of Pathology and Laboratory Medicine University of California, Davis Medical Center
7/2013-6/2015	Pathology Alternate Representative Resident Medical Staff Committee University of California, Davis Medical Center
7/2013-6/2015	Resident Representative, UC Davis Medical Center American Society of Clinical Pathology

## **ORAL PRESENTATIONS**

"Neuropathology 101: Basic Neuroanatomy and Neuropathology", UC San Diego, Shiley-Marcos Alzheimer's Disease Research Center ORE Core Lunch & Learn, June 26, 2018, San Diego, CA.

"Errors in Surgical Pathology", UC Davis Medical Center Department of Pathology and Laboratory Medicine Grand Rounds, March 11, 2015, Sacramento, CA.

"Postmortem Examination of a High Altitude Diving-Related Fatality 17 Years After the Incident", California Association of Criminalists Northern Study Group Meeting, December 10, 2014, Richmond, CA.

"Now You 'C' It, Now You Don't: Passive Acquisition of Hgb C Variant by Transfusion". California Blood Bank Society 59th Annual Meeting, Apr 30-May 1, 2014, Incline Village, NV.

“Postmortem Examination of a High Altitude Diving-Related Fatality 17 Years After the Incident”, American Academy of Forensic Sciences 66<sup>th</sup> Annual Scientific Meeting, Feb 17-22, 2014, Seattle, WA.

## POSTER PRESENTATIONS

**Di Loreto CM**, Powers MP, Hansen LA, Malicki DM. “Novel *RYR1* mutation in congenital muscular dystrophy”, AANP 94<sup>th</sup> Annual Meeting, June 7-10, 2018, Louisville, KY.

Powers MP, **Di Loreto CM**, Hansen LA, Malicki DM. “Infantile high-grade glioma with novel translocation recurring as a ganglion cell tumor”, AANP 94<sup>th</sup> Annual Meeting, June 7-10, 2018, Louisville, KY.

Snyder VS, **Di Loreto CM**, Chen JY, Hansen LA, Jones KA. “Non-midline H3 K27M-mutant glioma”, AANP 93<sup>rd</sup> Annual Meeting, June 8-11, 2017, Garden Grove, CA.

Snyder VS, **Di Loreto CM**, Malicki DM, Hansen LA. “Rare variants of gliosarcoma: histologic and molecular findings”, AANP 93<sup>rd</sup> Annual Meeting, June 8-11, 2017, Garden Grove, CA.

**Di Loreto C**, Zhang Y. “Follow-up study of 42 patients with benign intraductal papilloma diagnosed on core needle biopsy”, USCAP 2014 Annual Meeting, Mar 1-7, 2014, San Diego, CA.

**Di Loreto C**, Tomic M, Huang E. “A retrospective review of “suspicious” thyroid fine-needle aspirations at a single institution”, American Society of Cytopathology Annual Scientific Meeting, Nov 8-12, 2013, Orlando, FL.

**Di Loreto C**, Gandy L, Freeman L, Fernando L, Gresens C, Parsons J. “The passive acquisition of hemoglobin C via red blood cell exchange”, 2013 AABB Annual Meeting, Oct 12-15, 2013, Denver, CO.

**Di Loreto C**, Bishop JW, Gambarotti, Canter R, Borys D. “Diagnostic challenges and advantages of international telepathology between two medical institutions”, USCAP 2013 Annual Meeting, Mar 2-8, 2013, Baltimore, MD.

**Di Loreto C**, Tihan T, Jin L-W, Borys E. “Progressing calcifying pseudoneoplasm of the neuraxis”, CAP 2012 The Pathologists’ Meeting, Sep 9-12, 2012, San Diego, CA.

Crosby SS, Mohan S, **Di Loreto C**, Spiegel JH. “Head and neck sequelae of torture”, The Triological Society Eastern Section Meeting, Jan 23-25, 2009, Boston, MA.

## PUBLICATIONS

Gerscovich EO, Sekhon S, Visis T, **Di Loreto C**. “Fetal conversion of a 3-vessel to 2-vessel umbilical cord: sonographic depiction”, J Ultrasound Med 2013;32:1303-1305.

Crosby SS, Mohan S, **Di Loreto C**, Spiegel JH. “Head and neck sequelae of torture”, Laryngoscope 2010;120:414-419.



1704 Pinto Lane  
Las Vegas, NV 89106  
702.455.3210  
LGavin@ClarkCountyNV.gov

## LISA GAVIN, M.D., M.P.H.

**CURRENT POSITION**      **Forensic Pathologist** (Medical Examiner), 2009 to present  
Clark County Office of the Coroner/Medical Examiner, Las Vegas, Nevada

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**TRAINING AND  
EDUCATION**      **Forensic Pathology Fellowship**, 2008 to 2009  
Office of the Chief Medical Investigator, Albuquerque, New Mexico

**Surgical Pathology Fellowship**, 2007-2008  
Hartford Hospital, Hartford, Connecticut

**Anatomic & Clinical Pathology Residency**, 2002 – 2007  
Hartford Hospital, Hartford, Connecticut

**Post-Sophomore Fellowship in Pathology**, 2001 – 2002  
University of Connecticut Health Center, Farmington, Connecticut

**Medical Degree**, 2001  
University of Connecticut School of Medicine, Farmington, Connecticut

**Master Degree of Public Health**, 1994  
Columbia University School of Public Health, New York, NY

**Bachelor of Arts with Honors**, 1991  
Mount Holyoke College, South Hadley, Massachusetts

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**CERTIFICATION**      **Anatomic Pathology**, May 2015

**Forensic Pathology**, September 2015

                         Actively participating in **Continuing Certification** (Maintenance of Certification)

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**MEDICAL LICENSE**      **State of Nevada**, 2009 – present (unrestricted)

**State of New Mexico**, 2008 – 2010 (unrestricted)

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WORK AND  
EDUCATION  
EXPERIENCE

**Adjunct Professor** (Clinical Precept, 2011 – present)  
Touro University School of Medicine, Henderson Nevada

**Acting Lead Medical Examiner**, June 2017 – April 2019  
Clark County Office of the Coroner/Medical Examiner, Las Vegas, Nevada

**Manager/Supervisor of the Forensic Division** (including the Forensic Pathologists)  
during the Mass Fatality (Mass Shooting) 1 October 2017 (Route 91 Harvest Country  
Music Festival) Incident

**Preceptor for Medical Students**, January – June 2017  
Western University of Health Sciences College of Osteopathic Medicine of the Pacific

**Teacher of “Correlated Medical Problem Solving” Course**, 2001 – 2002  
University of Connecticut School of Medicine, Farmington Connecticut

**Manager of South Marshal Street Pediatric Clinic**, 1995 – 1997  
Salvation Army, South Marshall Street, Hartford Connecticut

**Administrative Assistant to the Director of Admissions & Career Development  
and to the Director of Academic & Student Affairs**, 1992 – 1994  
Columbia University School of Public Health, New York, NY

**Tutor & Evaluator of Children with Learning Disabilities**, 1988 – 1994 & 1996 – 1997  
Milford, Connecticut & Farmington, Connecticut

**Research Assistant Department of Pediatric Cardiology**, Yale University School of  
Medicine Summer 1992

**Coordinator of Infant Registration Project**, 1991 – 1992  
New York City Department of Health: Office of Child Health Planning, New York, NY

**Research Assistant Department of Pediatric Endocrinology**, Yale University School of  
Medicine Summer 1991

**Intern at Lipid Clinic Department of Pediatrics**, Yale University School of Medicine  
Summer 1990

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CONSULTATION AND  
AREA OF INTEREST

- Sworn in as Expert in Strangulation in the Eighth Judicial District Court in  
Clark County, Nevada
  - Review cases and provide consultation for Prosecution and for Defense in Domestic  
Violence Cases, particularly Strangulation
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INVITED LECTURES  
AND TEACHING

Annual presenter for the Strangulation Seminar  
Las Vegas, Nevada 2016 – present

Annual presenter for Bring Your Child to Work Day at Clark County Coroner/Medical  
Examiner Office 2010 – present

Presenter at the International Association of Coroners & Medical Examiners Conference,  
2015, 2016, 2017, 2018, 2019

Lecturer for Introduction for Criminal Investigations Class at the University of Las Vegas  
Department of Criminal Justice November 2018; September 2019

Presenter for the 2<sup>nd</sup> Annual Richard C Froede Memorial Forensic Pathology Lecture at  
the 38<sup>th</sup> Annual Meeting of the Mountain, Desert, and Coastal Forensic Anthropologist  
Meeting, May 2018

Presenter for American Academy of Forensic Sciences at CSI Mini Camp (Community  
Outreach During AAFS 2016 Annual Meeting) at Las Vegas Natural History Museum  
February 2016

Lecturer in Monthly Investigator Training Sessions, Clark County Office of the  
Coroner/Medical Examiner 2016

Regular Lecturer at the Veterans Tribute Career and Technical Academy 2012 – present

Lecturer for Pulmonary Laboratory Sessions at the University of New Mexico School of  
Medicine April 28 – 29, 2009

Lecturer at Seminar on Death Investigations, New Mexico Office of Medical Investigator  
August 2008

Presenter at Pediatric Tumor Board, Adult Tumor Board, and, Breast Tumor Board  
Hartford Hospital, Hartford Connecticut 2006 – 2008

Guest speaker for Public Relations Department at Hartford Hospital for local middle-  
school children

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EXTRAMURAL  
PROFESSIONAL  
ACTIVITIES

Active member of Monthly Clark County Child Death Review 2017 – present

Active participant in the Nevada Donor Network and Clark County Office of the Coroner/Medical Examiner quarterly meetings 2017 – present

Assisted in conducting interviews for positions within the Forensics Division of the Clark County Office of the Coroner/Medical Examiner 2017

Assisted in conducting interviews for Assistant Coroner of the Clark County Office of the Coroner/Medical Examiner 2017

Continuing Education Chair for American Academy of Forensic Sciences 2018 – present

Local Arrangements Chair for American Academy of Forensic Sciences 68th Annual Meeting

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SERVICE WORK  
AND OTHER

Interviewed for (and featured in) special Crime Lab exhibit for the Mob Museum Las Vegas, Nevada

Guidance to Medical Technician Students, College Students and High School Students interested in future careers in Medicine

Editor of personal statements and resumes, particularly for those interested in the field of forensics and in medicine

Guest with concentrated study at Infectious Disease Pathology Branch, Centers for Disease Control and Prevention, Atlanta, Georgia May 4 – 6, 2009

Attended Seminar on Death Investigations and Multiple Fatalities presented by The New Mexico Office of the Medical Investigator, Albuquerque, New Mexico August 2008

Annual Host for summer high-school student tours of Hartford Hospital Department of Pathology Hartford, Connecticut

Education of Medical Students & Residents on rotation in Hartford Hospital Department of Pathology Hartford, Connecticut

Resident Representative for the ACGME (Accreditation Council for Graduate Medical Education) Hartford Hospital Hartford, Connecticut

Delegate for the Connecticut Society of Pathologists

Lecture (Unknown Case Presentation) Focal Nodular Hyperplasia for the Connecticut Society of Pathologists

Manager of South Marshall Street Clinic in Salvation Army's South Marshall Street Shelter in Hartford, Connecticut

Educator for Hartford Health Education Program through the University of Connecticut School of Medicine

*(continued, next page)*

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Served as Present of Student Government Association Columbia University School of Public Health

Served as Hall President at Mount Holyoke College

Served as Student Advisor at Mount Holyoke College

Volunteered at Operation Hope: A Shelter for the Homeless

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MEMBERSHIPS

American Academy of Forensic Sciences (AAFS), 2009 – present

National Association of Medical Examiners (NAME), 2010 – present

International Association of Coroners & Medical Examiners (IAC&ME), 2010 – present

American Society for Clinical Pathology 2002 – 2008, 2010 – 2013, 2018 – present

College of American Pathologists 2002 – 2009, 2015, 2018 – present

United States and Canadian Academy of Pathology 2005 – 2007

American Association of Blood Banks 2006

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AWARDS AND  
SCHOLARSHIPS

Donation Champion, from Nevada Donor Network, 2018

Kenneth S. Field Award of Appreciation, from AAFS Staff, 2016

Dr. Beckett Book Award, 2007

Martin Berman Immunopathology Award, 2007

Bloomberg Award for Psychiatry, 2001

UConn Women's Auxiliary Scholarship, 1995

Frank & Florence Marino Scholarship, 1995 & 1996

Student Government Service Award Columbia University, 1993

Michael F. DeVecchio, Jr. Scholarship, 1992

Juvenile Diabetes Foundation Summer Student Scholarship, 1991

Elected into Mount Holyoke College Chapter of Sigma Xi the Scientific Research Society, 1991

Margaret Altman Summer Internship Scholarship, 1990

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RESEARCH  
EXPERIENCE AND  
PUBLICATIONS

Feder HM Jr, Solomon B, Gavin LD. "Polyoma Virus Hemorrhagic Cystitis in an Otherwise Normal Child" Pediatric Infectious Disease Journal, 2008 Oct; 27(10):948-9.

Metastatic Testicular Choriocarcinoma in a Young Male with Abdominal Pain, 2007Hartford Hospital Department of Pathology & University of Connecticut Department of Internal Medicine

Inter-observer Variability in Diagnosing Colon Biopsies as Indefinite for Dysplasia, 2006 Hartford Hospital Department of Pathology

Susceptibility of Streptococcus Pneumoniae to Moxifloxacin and Other Antimicrobial Agents, 2004 Hartford Hospital Department of Pathology & Laboratory Medicine

Active researcher and editor on publication (with acknowledgement) ~ Whittemore R, Wells JA, Castellsague X. "A second-generation study on 427 probands with congenital heart defects and their 837 children" Journal of American College of Cardiology, 1994 May; 23(6):1459-67.

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RESIDENT AND  
FELLOW TOPICS

Two Unusual Neuropathology Cases, January 2008

Testicular Germ Cell Tumors, October 2007

Waldenstroms Macroglobulinemia, October 2005

Minimal Change Disease & Focal Segmental Glomerular Sclerosis, October 2004

Crescentic Glomerulonephritis or Rapidly Progressive Glomerulonephritis, January 2004

Mitral Valve Prolapse and Sudden Death, July 2003

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COURT TESTIMONY

See separate attachment.

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Jan M. Gorniak, D.O.  
240 E Silverado Ranch Boulevard  
Las Vegas, Nevada  
614-570-4826  
drquincydo@sbcglobal.net

## **EMPLOYMENT**

Medical Examiner/Forensic Pathologist  
Office of the Clark County Coroner/Medical Examiner  
Las Vegas, NV

July 2020 – Present

Chief Medical Examiner  
Fulton County Medical Examiner  
Atlanta, GA

September 2016 – February 2020

Deputy Chief Medical Examiner  
District of Columbia Office of the Chief Medical Examiner  
Washington, DC

October 2014 – August 2016

Franklin County Coroner  
Franklin County Coroner's Office  
Columbus, OH

January 2009 – October 2014

Forensic Pathologist/Deputy Coroner  
Franklin County Coroner's Office  
Columbus, OH

July 2005 – January 2008

## **CONTRACT EMPLOYMENT**

Clark County Coroner's Office  
Las Vegas, NV  
Forensic Pathology Services

December 2013 – April 2014

State of Ohio  
Columbus, OH  
Medical Consultant for Disability

February 2012 – September 2014

## **EDUCATION**

Masters in Health Services Administration  
Lake Erie College of Osteopathic Medicine  
Erie, PA

May 2016 – May 2018

Forensic Pathology Fellowship  
Cuyahoga County Coroner's Office  
Cleveland, OH

July 2004 – June 2005

Anatomic Pathology Residency  
University Hospitals of Cleveland  
Cleveland, OH

July 2001 – June 2004

Osteopathic Rotating Internship  
MetroHealth Osteopathic Hospital  
Erie, PA

July 2000 – June 2001

Doctor of Osteopathic Medicine  
Lake Erie College of Osteopathic Medicine  
Erie, PA

August 1996 – May 2000

Edinboro University of Pennsylvania  
Edinboro, PA

August 1993 – May 1996

## **LICENSURE AND BOARD CERTIFICATION**

Georgia License #076839  
District of Columbia License #DO034487  
Nevada License # DO1796  
Ohio License: # 34008236  
Diplomate, American Board of Medicolegal Death Investigators  
Diplomate, American Board of Pathology, Forensic Pathology  
Diplomate, American Board of Pathology, Anatomic Pathology

2016 – Present  
2014 – Present  
2013 – Present  
2004 – Present  
2009  
2007  
2006

## **ACADEMIC AFFILIATIONS**

Assistant Professor of Pathology & Laboratory Medicine  
Forensic Pathology Fellowship Program Director  
Emory University School of Medicine  
Atlanta, GA

2016 – 2020

Clinical Assistant Professor of Pathology  
The George Washington University  
Washington, DC

2015 - 2018

Clinical Assistant Professor of Pathology  
Ohio University College of Osteopathic Medicine  
Athens, OH

2011 – 2014

Adjunct Professor of Pathology  
The Ohio State University School of Medicine  
Columbus, OH

2009 – 2014

## **MEMBERSHIPS**

National Medical Association  
American Academy of Forensic Sciences  
International Association of Coroners and Medical Examiners  
National Association of Medical Examiners

Awards Committee

Education, Programs, and Publications Committee: Forensic Fellow In-Service Exam, Maintenance of Certification (MOC) and Self-Assessment Modules (SAMs), Scientific Presentation Awards, Forensic Fellowship Training, Standards, Inspection and Accreditation (Certified Inspector)

## **PUBLICATIONS**

Gorniak JM, Sudimack JR, et al. Hanging Deaths With Bound Hands – What Is the Manner? *Am J Forensic Med Pathology* 2007;28: 232-243.

AA 000063

Gorniak JM, Jenkins AJ, et al. Drug Prevalence in Drowning Deaths in Cuyahoga County, Ohio: A Ten-Year Retrospective Study *Am J Forensic Med Pathology* 2005;26: 240-243.

## **PRESENTATION AT NATIONAL/INTERNATIONAL MEETING**

4<sup>th</sup> Annual Caribbean Medicolegal and Forensic Symposium, Saint Lucia, November 2019:

The Role of the Medicolegal Death Investigator; Case Studies in Child Abuse

4<sup>th</sup> Annual Conference in Forensic and Pediatric Pathology, Atlanta, Georgia, June 2019:

The Medical Examiner as a Magician: Religious Objection to the Autopsy and the Determination of Cause of Death

American Academy of Forensic Sciences, Baltimore, Maryland, February 2019:

Next-of-Kin—May I? Providing Information to an Organ/Tissue Procurement Organization (O/TPO) on Out-of-Hospital Deaths

3<sup>rd</sup> Annual Caribbean Medicolegal and Forensic Symposium, Saint Vincent and the Grenadines, November 2018:

The Role of the US Medicolegal Death Investigator

Conference in Forensic and Pediatric Pathology, Ottawa, Ontario, June 2018:

ABC, CBS and NBC. Oh My! - High Profile Deaths and the Media

American Academy of Forensic Sciences, Las Vegas, Nevada, February 2016:

What is Sex?: Autopsy Documentation and Death Certification in the Transgender Population

National Association of Medical Examiners, Cleveland, Ohio, October 2010:

Who's Chasing the Dragon: Heroin-Related Deaths in Franklin County, Ohio 2005 – 2009

National Association of Medical Examiners, Savannah, Georgia, October 2007:

Pituitary Adenoma Gives "Sight" Into Manner of Death

National Association of Medical Examiners, Nashville, Tennessee, September 2004:

Drug Prevalence in Drowning Deaths in Cuyahoga County, Ohio: A Ten-Year Retrospective Study

## **TRAINING**

Deaths in Custody: A Comprehensive International Conversation  
University of Ottawa  
Virtual

June 2020

4<sup>th</sup> Annual Caribbean Medicolegal and Forensic Symposium  
Saint Lucia

November 2019

4<sup>th</sup> Annual Conference in Forensic and Pediatric Pathology  
Atlanta, Georgia

June 2019

Public Information Officer Awareness Training  
Center for Domestic Preparedness  
Anniston, AL

December 2018

Conference in Forensic and Pediatric Pathology

June 2018

Ottawa, Ontario

Advanced Forensic Investigations for Hazardous Environments  
National Center for Biomedical Research and Training  
Louisiana State University  
Washington, DC

April 2016

Crime Scene Management for CBRNE Incidents  
Center for Domestic Preparedness  
Anniston, AL

October 2015

Hazardous Waste Operations and Emergency Response  
District Department of the Environment  
Washington, DC

October 2015

Technical Emergency Response Training for CBRNE Incidents  
Center for Domestic Preparedness  
Anniston, AL

March 2015

Evidence Handling & Forensic Scene Management Course  
Federal Bureau of Investigation  
Washington, DC

February 2015

International Association of Coroners and Medical Examiners  
Las Vegas, NV

July 2014, July 2018

Mortuary Response Team  
The Wright State University, National Center for Medical Readiness  
Fairborn, Ohio

March 2014

Investigation for Identification Annual Educational Conference  
Savannah, GA; New Orleans, LA

August 2012, August 2013

Standards of Practice in Forensic Pathology:  
A Training Program for Medical Examiners and Coroners  
Mount Pleasant, MI.

November 2011

Sudden Unexpected Infant Death Investigation Training  
Columbus, OH

June 2011

American Academy of Forensic Science Annual Meeting  
National Association of Medical Examiners Interim Meeting  
Chicago, IL , Washington, DC, Orlando, FL, Las Vegas, NV  
Baltimore, MD

February 2011, February 2013  
February 2015, February 2016  
February 2019

Forensic Science Initiative Online Courses:  
Introduction to Forensic Photography, The Basics of Biological  
Evidence, Crime Scene Investigation  
West Virginia University

October 2010

Basic Public Information  
Ohio Emergency Management Agency

May 2010

AA 000065



Columbus, OH

Mass Fatalities Incident Response  
Ohio Emergency Management Agency  
Columbus, OH

March 2010

FEMA Courses (ICS-100, ICS-200, IS-700, IS-800)  
Emergency Management Institute

May 2006, August 2009, December 2009  
July 2018

Suicide Prevention Training  
North Central Mental Health Services  
Columbus, OH

March 2008

Ohio Child Fatality Review Training  
Death Scene Investigation  
State of Ohio Department of Health

September 2007

Bloodstain Evidence Evaluation Seminar  
Columbus Police Training Academy  
Columbus, OH

November 2006

Testifying As An Expert in Court  
Columbus Police Training Academy  
Columbus, OH

June 2006

Ohio State Coroner's Association Annual Meeting  
Ohio State Coroner's Association

2006 – 2014

New Coroner Training  
Ohio State Coroner's Association  
Columbus, OH

January 2006, December 2008

National Association of Medical Examiners Annual Meeting  
Nashville, TN; Savannah, GA; San Francisco, CA; Cleveland, OH  
Baltimore, MD; Scottsdale, AZ  
West Palm Beach, FL; Kansas City, MO

September 2004, October 2007  
September 2009, October 2010  
October 2012, September 2017  
October 2018, October 2019

## LECTURES

Reviving Responders; CSI: Role of Pre-Hospital Providers in Death Investigation; Penetrating Injuries:  
Smiles at Sea, October 2017, September 2018

Sudden Unexpected Infant Death Investigation, May 2016

Panelist: Violence and Its Impact on Health Policy, 17<sup>th</sup> Annual Health Policy Colloquium, March 2016

Forensic Dentistry: Smiles at Sea, September 2015, September 2016, September 2018

Sudden Unexpected Infant Death Investigation, The autopsy and role of medical examiners and coroners, March 2014

CSI and Forensics for EMS Conference, The Ohio State University, December 2012; April 2013; October 2014

Franklin County Sheriff's Citizen's Academy, Columbus, Ohio

Columbus State University, Columbus, Ohio

Bridging the Gap – Autopsy Interpretation for Law Enforcement (\*developed 8 hour course)

Capital University Law School, Columbus, Ohio

The Ohio State University, Columbus, Ohio

Department of Anthropology

Department of Psychology

AA 000066

## Department of Neurology

Performed numerous demonstration autopsies for students (medical students, nurses, paramedic, firefighters/first responders, medical assistants), nurses, interns, medical/dental residents

Death Certificate Training

Identifying and Reporting Child Abuse

Speak to “troubled” youth about violence and drugs

Speaker at YWCA Leadership Luncheon Series, November 2011

## BOARD MEMBERSHIPS

Central Ohio Trauma Services	2009 – 2014
Lifeline of Ohio Organ Procurement, Medical Advisory Board	2009 – 2014
Maryhaven	2009 – 2014
Programs Committee	2009 – 2014
Personnel Committee	2013 – 2014
Ohio State Coroner’s Association	2006 - 2014
Board of Director’s	2010 – 2014
Solly and Sammy Foundation for Peace	2011 – 2012
Youth Advocacy Services	2009 – 2011
Resource Development Committee	2009 – 2011
Executive Committee, Secretary	2010 – 2011

## COMMITTEE/ADMINISTRATIVE ACTIVITIES

Georgia Maternal Mortality Review Committee	2016 – 2020
Metro Atlanta Mass Fatality Workgroup	2016 – 2020
Ohio Mortuary Response Team – Development Committee	2013 – 2004
The Ohio State University School of Medicine Admission Committee	2010 – 2011
Women’s Leadership Council – The United Way	2009 – 2014
Founding Member; Co-Chair Advocacy Committee	
Ohio State Pregnancy Associated Review Board	2011 – 2014
Franklin County Child Fatality Review Board	2005 – 2007; 2009 – 2014

## HONORS AND AWARDS

Appearance on Investigation Discovery – *Reasonable Doubt: Flames of Passion*; S3E4, March 24, 2020  
White Coat Ceremony Speaker, Lake Erie College of Osteopathic Medicine, September 14, 2019  
Appearance on Dateline NBC – *The Crossing*; S27 E43, July 1, 2019  
Appearance on HBO – *The Case Against Adnan Syed*; Episode 4, March 2019  
Guest on Crime Stories with Nancy Grace Podcasts, September 2018, October 2018  
Appearance on TVOne – ATL Homicide, August 2018  
Outstanding Student Award, Lake Erie College of Osteopathic Medicine, May 2018  
Keynote Speaker International Association for Identification Chesapeake Bay Division, April 2015  
Featured on National Geographic Channel – *Drugs, Inc: Hardcore Heroin*, January 2015  
Guest on All Side with Ann Fisher, WOSU Radio, September 2014  
Coroner Office of the Year, Lifeline of Ohio: 2011, 2013  
Guest on All Side with Ann Fisher, WOSU Radio, January 2011  
Mary Alice Beetham Outstanding Service Award – North Central Mental Health Services, 2010  
Coroner of the Year, Lifeline of Ohio, 2009  
Invited Keynote Speaker: Histology Society of Ohio Symposium/Convention, 2007  
Morningstar Award, Lifeline of Ohio, 2006  
Chief Resident, Anatomic Pathology, University Hospitals of Cleveland, 2003 – 2004



# Chiara A. Mancini

Presentations	<b>Coroner's Conference (Trauma Conference)</b> Grandview Medical Center, Dayton, Ohio	09/17, 06/18
	<b>Southern Ohio Forensics and Research Meeting</b> Hamilton County Coroner's Office, Cincinnati, Ohio Montgomery County Coroner's Office, Dayton, Ohio	08/17, 10/17, 03/18, 05/18
	<b>Coroner's Conference (Trauma Conference)</b> Miami Valley Hospital, Dayton, Ohio	07/17, 09/17, 11/17, 01/18, 03/18, 05/18
	<b>Journal Club (Forensic Pathology)</b> Montgomery County Coroner's Office, Dayton, Ohio	07/17, 09/17, 11/17, 12/17, 03/18
Training	<b>Forensic Anthropology Training</b> Elizabeth Murray, Ph.D, Cincinnati, Ohio	06/14/18
	<b>Evidence Technician Training</b> Montgomery County Coroner's Office, Dayton, Ohio	05/07/18-05/18/18
	<b>Mass Fatality Seminar</b> Montgomery County Coroner's Office, Dayton, Ohio	10/19/17
	<b>Postmortem Tissue Donation and Recovery</b> Montgomery County Coroner's Office, Dayton, Ohio	09/28/17
	<b>Fire Scene Investigation and Preservation of Remains</b> Montgomery County Coroner's Office, Dayton, Ohio	08/31/17
	<b>Forensic Entomology Training</b> Neal Haskell, Ph.D., Rensselaer, Indiana	08/07/17-08/09/17
Leadership	<b>Co-Chief Resident, Pathology</b> University of Louisville Hospital, Louisville, Kentucky	07/14-06/15
Committees	<b>At-Large Delegate, House Staff Council</b> University of Louisville Hospital, Louisville, Kentucky	07/16-06/17
	<b>Alternate Resident Delegate, Graduate Medical Education Committee</b> University of Louisville Hospital, Louisville, Kentucky	07/15-06/16
	<b>Delegate, House Staff Council</b> University of Louisville Hospital, Louisville, Kentucky	07/15-06/16
	<b>Member, Chief Residents Committee (Pathology)</b> University of Louisville Hospital, Louisville, Kentucky	07/14-06/17
	<b>Member, Chief Residents Committee (Interdepartmental)</b> University of Louisville Hospital, Louisville, Kentucky	07/14-06/15
	<b>Member, Pathology Education Committee</b> University of Louisville Hospital, Louisville, Kentucky	07/14-06/15
	<b>Member, Pathology Service Committee</b> University of Louisville Hospital, Louisville, Kentucky	07/14-06/15
Awards	<b>David B. Wheeler, D.O., Memorial Award in Pathology</b> Kansas City University of Medicine & Biosciences, Kansas City, Missouri	05/17/13
	<b>Sir William Osler Outstanding Student in Bioethics Award</b> Kansas City University of Medicine & Biosciences, Kansas City, Missouri	05/15/13
	<b>Dr. and Mrs. Donald D. Cucchi Scholarship</b> Kansas City University of Medicine & Biosciences, Kansas City, Missouri	2010, 2011, 2012

Curriculum Vitae  
Ben Joseph Murie, D.O.

**PERSONAL DATA**

Position: Medical Examiner  
Clark County Office of the Coroner/Medical Examiner  
Las Vegas, NV

Address: 1704 Pinto Ln  
Las Vegas, NV 89106

Office Email: [Ben.murie@clarkcountynv.gov](mailto:Ben.murie@clarkcountynv.gov)  
Office phone: (702) 455-3210  
Birthdate: 9/21/1984  
Place of Birth: Cedar City, Utah  
Citizenship: U.S. citizen

**EMPLOYMENT**

July 2020-present Clark County Office of the Coroner/Medical Examiner

**EDUCATION**

**Postgraduate training:**

Jul 2019-Jun 2020 Forensic Pathology Fellowship Program, University of New Mexico, Office of the Medical Investigator. Albuquerque, NM

Jul 2015-Jun 2019 Anatomic and Clinical Pathology Residency Program, Penn State Health-Milton S. Hershey Medical Center. Hershey, PA.

**Graduate:**

Jul 2011-May 2015 Lake Erie College of Osteopathic Medicine, Erie, PA. Doctor of Osteopathic Medicine.

**Undergraduate:**

Aug 2007-May 2011 Southern Utah University, Cedar City, UT. Bachelor of Science, Biology major.  
Aug 2006-May 2007 University of Utah, Salt Lake City, UT. General studies.  
Jan 2006-May 2006 Dixie State University, Saint George, UT. General studies.

## **LICENSURE AND CERTIFICATION**

Jul 2020-Dec 2021	Nevada State Board of Osteopathic Medicine, License status: active
Jun 2019	Board Certification, Diplomate of American Board of Pathology, Anatomic and Clinical Pathology.
Oct 2020	Board Certification, Diplomate of American Board of Pathology, Forensic Pathology.
May 2019-May 2021	Basic Life Saving (BLS), American Heart Association.

## **HONORS & AWARDS**

Oct 2017	Scholarship to attend course at Woodward Center - "Teaching in Today's Changing Environment," Penn State Health-Milton S. Hershey Medical Center. Hershey, PA.
May 2011	"Outstanding Service" academic award, College of Science, Southern Utah University.
2008-2009	Dean's list, Southern Utah University.
2002	Eagle Scout Award, Boy Scouts of America.

## **COMMITTEES AND PROFESSIONAL ACTIVITIES**

Jan 2018-2019	Chief Resident in Pathology. Penn State Health-Milton S. Hershey Medical Center. Hershey, PA.
Jun 2017-Jul 2018	Coordinator. Monthly Residency Program Directors Section (PRODS) meeting. Penn State Health-Milton S. Hershey Medical Center. Hershey, PA.
Sep 2017	Inspector. College of American Pathologists-Laboratory Accreditation Program, Mock Inspection, Decedent Care Services, Department of Pathology. Penn State M. S. Hershey Medical Center. Hershey, PA.
Jul 2016-Jun 2017	Medical Student Rotation Liaison. Department of Pathology. Penn State Health-Milton S. Hershey Medical Center. Hershey, PA.
Apr 2016	Inspector. College of American Pathologists-Laboratory Accreditation Program, Mock Inspection, Histology and Immunohistochemistry Laboratory, Department of Pathology. Penn State M. S. Hershey Medical Center. Hershey, PA.

## **TEACHING ACTIVITIES**

### **Graduate Medical Education:**

2016	Pediatric mortality and morbidity conference. Presented two pediatric autopsy findings for discussion with the associated clinical team of residents, fellows, and faculty. Duration: 2 hours
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Aug 2016, Sep 2017	Orientation sessions: Normal Histology of Gynecologic Tract. Responsibilities: Orientation session for PGY1 Pathology Residents. Duration: 2 hour.
Jul 2018	Orientation sessions: Normal Histology of Gastrointestinal Tract. Responsibilities: Orientation session for PGY1 Pathology Residents. Duration: 1 hour.
Sep 2018	Medical student presentation: Introduction to pathology/forensic pathology. Gave a presentation to the pathology interest group at Penn State Hershey Medical center. Duration: 1 hour.
Apr 2019	Pathology didactic session, Adrenal gland pathology. Duration: 1 hour.
2015-2018	<p>Laboratory instructor: Lung Gross Pathology Laboratory for 2nd year medical students – 1 contact hour. Responsibilities: assistance to students with examination of gross pathology specimens.</p> <p>Laboratory instructor: Cardiovascular Pathology Laboratory for 2nd year medical students - 2 contact hour. Responsibilities: assistance to students with examination of gross pathology specimens.</p> <p>Laboratory instructor: Renal Gross Pathology Laboratory for 2nd year medical students – 1 contact hour. Responsibilities: assistance to students with examination of gross pathology specimens.</p> <p>Laboratory instructor: Gastrointestinal Gross Pathology Laboratory for 2nd year medical students – 2 contact hours. Responsibilities: Assisted students with examination of gross pathology specimens.</p> <p>Laboratory instructor: General Neoplasia Gross Pathology for 1<sup>st</sup> year medical students – 4 contact hour. Responsibilities: assistance to students with examination of gross pathology specimens.</p>

Undergraduate Medical education

2011-2013	Anatomy laboratory instructor, Lake Erie College of Osteopathic Medicine. Responsibilities: Introduced basic concepts of anatomy to visiting high school and college students- 6 contact hours.
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Undergraduate Education

2008-2011	Laboratory teaching assistant, Southern Utah University, College of Science. Responsibilities: Assisted professors in teaching anatomy and physiology lab sessions for students. Assisted in proctoring exams and grading, and also organized review sessions.
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2008-2011

Lead tutor for science and math, Southern Utah University.  
Responsibilities: Worked as tutor for math and science and organized schedules of other tutors, and conducted training meetings

## **RESEARCH AND QUALITY PROJECTS**

### **Quality and Assurance Projects**

- 2015 Correlation of urine cytology with surgical specimens. Cytology Laboratory, Department of Pathology, Penn State M.S. Hershey Medical Center, Hershey, PA.
- 2016 Correlation of cytology and surgical pathology for pancreatic neuroendocrine tumors. Cytology Laboratory, Department of Pathology, Penn State M.S. Hershey Medical Center, Hershey, PA.
- Correlation of cytology and surgical pathology of breast specimens. Cytology Laboratory, Department of Pathology, Penn State M.S. Hershey Medical Center, Hershey, PA.

### **Quality and Improvement Projects**

- 2015-2016 Development of Patient Satisfaction Survey in Apheresis Clinic. Blood Bank and Transfusion Medicine, Department of Pathology, Penn State M.S. Hershey Medical Center, Hershey, PA.
- 2016-2018 Evaluation of Lead Levels in Donor Population. Department of Pathology, Penn State M.S. Hershey Medical Center, Hershey, PA.
- 2018-2019 Look back on cerebrospinal and synovial fluid cultures to determine the utility in holding specimens longer for detection of *Propionibacterium acnes*. Departments of Pathology and Microbiology, Penn State M.S. Hershey Medical Center, Hershey, PA.

### **Research**

- 2010-2011 Study of migration patterns of local Sage Grouse population. Responsibilities: Used radio telemetry to track a population of birds during and after mating season. Collected data for future analysis. Southern Utah University & Utah State University.

## **ABSTRACTS:**

**Murie, B., Newell, J.** "Type IV Glycogen Storage Disorder (Andersen Disease) in an 8 Week Old Infant. Case Report & Poster Presentation. National Association of Medical Examiners 2017 Annual Meeting. Scottsdale AZ.

**Murie B, Fanburg-Smith JC, King JL, Flemming D, Aynardi M.** Penn State Health, MS Hershey MC, Departments of Pathology, Radiology, Orthopaedics. "Novel Pathologic-Scoring for Charcot Arthropathy, with Intraneural Observations". Presented as poster at United States and Canadian Academy of Pathology (USCAP) annual meeting in 2019. National Harbor, MD.



Stauch CM, King JL, **Murie B**, Kim M, Waning D, Fanburg-Smith JC, Elfar J, Aynardi M. "A Viable Animal Model for Neuroarthropathic Changes in Wild-Type Rodents". American Orthopaedic Foot and Ankle Society 2019. Chicago, IL.

**Murie B**, Rautman A, Decker L, Edgar H. "Putting the Pieces Together Again: A Case of Dismemberment Using a Circular Saw." Presented as poster at National Association of Medical Examiners 2020 Annual Meeting (virtual). Denver, CO..

## **PUBLICATIONS**

Mechelle M. Lewis PhD, Guangwei Du MD, PhD, Jennifer Baccon MD, PhD, Amanda M. Snyder PhD, **Ben Murie DO**, Felicia Cooper MS, Christy Stetter BS, Lan Kong PhD, Christopher Sica PhD, Richard B. Mailman PhD, James R. Connor PhD, Xuemei Huang MD, PhD. *Susceptibility MRI captures Nigral Pathology in Patients with Parkinsonian Syndromes*. Journal: Movement Disorders; May 14, 2018.

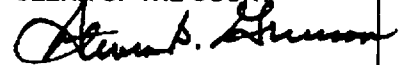
## **VOLUNTEERING**

2016-2017

Boy Scouts of America, Pennsylvania Dutch Council.  
Scout leader over 11 year-old boy scouts. 2 contact hours weekly.  
Responsibilities: Organize weekly meetings, teaching survival skills, leadership traits, and teamwork principles.

2013-2015

Adult church leader. Erie, PA  
Responsibilities: Taught lessons in a Sunday-school like setting. Assisted with organization of home visits to members of the congregation. Helped to evaluate if physical needs of members of the congregation were being met.



**MOT**  
**STEVEN B. WOLFSON**  
Clark County District Attorney  
Nevada Bar #001565  
**BINU G. PALAL**  
Chief Deputy District Attorney  
Nevada Bar #010178  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,  
  
Plaintiff,

-vs-

MICHAEL SOLID,  
#2804527

Defendant.

CASE NO: C-13-290260-1

DEPT NO: IX

**STATE'S NOTICE OF MOTION  
AND MOTION TO ADMIT THE PRIOR TESTIMONY OF ANY WITNESS WHO  
HAS PREVIOUSLY TESTIFIED SUBJECT TO CROSS-EXAMINATION**

DATE OF HEARING:  
TIME OF HEARING:  
**HEARING REQUESTED**

COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through BINU G. PALAL, Chief Deputy District Attorney, and files this Notice of Motion and Motion to Admit the Prior Testimony of Any Witness Who Has Previously Testified Subject to Cross-Examination.

This Motion is made and based upon all the papers and pleadings on file herein, the attached points and authorities in support hereof, and oral argument at the time of hearing, if deemed necessary by this Honorable Court.

NOTICE OF HEARING

YOU, AND EACH OF YOU, WILL PLEASE TAKE NOTICE that the undersigned will bring the foregoing motion on for setting before the above entitled Court, in Department

1 IX thereof, on \_\_\_\_\_, the \_\_\_\_\_ day of March, 2022, at the hour of 1:30 o'clock  
2 PM, or as soon thereafter as counsel may be heard.

3 DATED this 7th day of March, 2022.

4 STEVEN B. WOLFSON  
5 Clark County District Attorney  
6 Nevada Bar #001565

7 BY /s/BINU G. PALAL  
8 BINU G. PALAL  
9 Chief Deputy District Attorney  
10 Nevada Bar #010178

11 **POINTS AND AUTHORITIES**

12 NRS 51.325, and NRS 51.055, read in combination, permit the publication of testimony  
13 of a witness who previously testified under oath for the same matter.

14 Specifically, NRS 171.198(6)(b) codifies the former testimony exception to the hearsay rule.

15 In order to overcome a hearsay objection, NRS 51.325, which is entitled "Former  
16 Testimony," provides that sworn testimony "is not inadmissible under the hearsay rule if the  
17 declarant is unavailable as a witness." Nevada Revised Statute 51.055(1)(c) provides one of  
18 the definitions of "witness unavailability" as "unable to be present or to testify at the hearing  
19 because of death or then existing physical or mental illness or infirmity."

20 However, in addition to the statutory authority permitting the use of a witness's former  
21 testimony, there are numerous cases in which the Nevada Supreme Court has construed the  
22 statutes to permit the introduction of previously transcribed testimony at the jury trial when  
23 the witness who gave the testimony is now unavailable as a witness. See, e.g., Quillen v. State,  
24 112 Nev. 1369, 929 P.2d 893 (1996) (prior trial testimony of two key witnesses was read to  
25 the jury); Hogan v. State, 103 Nev. 21, 732 P.2d 42 (1987); Aesop v. State, 102 Nev. 316, 721  
26 P.2d 379 (1986); Passarelli v. State, 93 Nev. 292, 564 P.2d 608 (1977). Prior testimony does  
27 not violate the Confrontation Clause if it is subject to cross-examination. See Crawford v.  
28 Washington, 541 U.S. 36, 124 S.Ct. 1354 (2004).

1 In Funches v. State, 113 Nev. 916, 944 P.2d 775 (1997), the Nevada Supreme Court  
2 upheld a conviction and permitted the publication of preliminary hearing testimony from a  
3 witness who, although available and in Court for the jury trial, asserted his Fifth Amendment  
4 privilege. Moreover, in Turner v. State, 98 Nev. 103, 641 P.2d 1063 (1982), the court  
5 permitted the use at jury trial of the defendant's prior testimony upon retrial of the defendant.  
6 Finally, in Lisle v. State, 113 Nev. 679, 941 P.2d 459 (1997), cert. denied, 525 U.S. 830, 119  
7 S. Ct. 81, 142 L.Ed2d 63 (1998), the Nevada Supreme Court upheld a murder conviction and  
8 upheld the district court's decision to admit a witness's prior sworn testimony from a previous  
9 trial wherein the defendant's attorney had only asked one question on cross-examination.  
10 Clearly, the Nevada Supreme Court recognizes this exception to hearsay rule.

11 In the instant case, Defendant was tried before a jury in 2017 where Defendant was  
12 represented by two attorneys. Defendant was convicted but his conviction was later overturned  
13 due to a structural error. Now, in 2022, as a cautionary measure, the State is noting for the  
14 record that it may need to use the trial transcripts for unavailable witnesses.

### 15 CONCLUSION

16 Based on the foregoing, the State conditionally requests this Court to allow for the  
17 admission of former witness testimony to be read to the jury in the event the witness is  
18 unavailable pursuant NRS 51.055.

19 DATED this 7th day of March, 2022.

20 STEVEN B. WOLFSON  
21 Clark County District Attorney  
22 Nevada Bar #001565

23 BY /s/BINU G. PALAL  
24 BINU G. PALAL  
25 Chief Deputy District Attorney  
26 Nevada Bar #010178  
27  
28

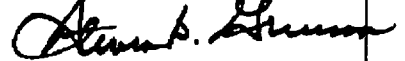
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CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that service of the above and foregoing was made this 7th day of March, 2022, by electronic transmission to:

TODD LEVENTHAL, ESQ.  
Email: leventhalandassociates@gmail.com

BY: /s/ Deana Daniels  
Secretary for the District Attorney's Office



1 **EPAP**  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 BINU PALAL  
6 Chief Deputy District Attorney  
7 Nevada Bar #010176  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

7 DISTRICT COURT  
8 CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,

10 Plaintiff,

11 -vs-

CASE NO: C-13-290260-1

12 MICHAEL SOLID, aka,  
13 Michael Samuel Solid,  
14 #2804527

DEPT NO: II

14 Defendant.

15 EX PARTE APPLICATION FOR ORDER REQUIRING  
16 MATERIAL WITNESS TO POST BAIL

17 COMES NOW, STEVEN B. WOLFSON, Clark County District Attorney, by and  
18 through BINU PALAL, Chief Deputy District Attorney, and makes application to the above-  
19 entitled Court that an Order be entered herein requiring MATTHEW NICHOLAS be taken  
20 into immediate custody as a material witness for the purpose of posting bail for his appearance  
21 in the jury trial of the above-entitled matter for the said reason of attempting to avoid testifying  
22 before the Eighth Judicial District Court.

23 Further application is made that the Court set bail in the amount of \$10,000.00 and if  
24 the said witness fails to post bail in the amount of \$10,000.00 for his appearance as a witness  
25 in this matter that the Court further direct and order that said witness be delivered into the  
26 custody of the Sheriff of Clark County, pending final disposition of the jury trial in the above  
27 entitled matter on or until further Order of this Court.

28 ///

1 This application is made pursuant to the provision of NRS 178.494 and is based upon  
2 Affidavits attached hereto which are incorporated herein by this reference.

3 DATED this 12th day of May, 2022.

4 STEVEN B. WOLFSON  
5 Clark County District Attorney  
6 Nevada Bar #001565

7 /s/ Binu Palal  
8 BY BINU PALAL  
9 Chief Deputy District Attorney  
10 Nevada Bar #010176  
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A F F I D A V I T

STATE OF NEVADA     )  
COUNTY OF CLARK    } ss:

Marco Rafalovich, being first duly sworn, deposes and says:

1. That I am currently a POST certified law enforcement officer and have been for the last 21 years and 10 months. I am currently employed by the Clark County District Attorney's Office as a Criminal Investigator.
2. On Monday, May 9, 2022, I was able to locate the current address for material witness, Matthew Nicholas. The address is 6345 Newville Ave., Las Vegas, NV 89103. Upon visiting the address, I rang the doorbell and knocked on the door, with negative results. I left a copy of a subpoena for Matthew, as a witness in Case # C290260, State of Nevada vs Solid, Michael. In addition, I left a business card with my name, title contact information and a note to call me upon receipt of the aforementioned documents.
3. On Tuesday, May 10, 2022, I again visited the address of Matthew Nicholas. Upon arrival at 6345 Newville Ave., I was able to speak with an adult male who was standing on the property, next to the house. I identified myself by name and title and asked this person if they knew Matthew Nicholas. They stated that Matthew was a friend, and they were in the process of attempting to contact him via phone. Furthermore, I was able to confirm that the address we were standing next to was Matthew's residence. After speaking with the male adult, I went to the front door, observed that the subpoena I had left was no longer in the security door, and knocked and rang the doorbell. I again had negative results, left another subpoena, my business card, and a note stating that failure to contact me could result in the issuance of a warrant.



- 1                   4.    On Wednesday, May 11, I returned to 6345 Newville Ave., approached  
2                   the door, noticed that the subpoena was again taken from the security  
3                   door, and I rang the doorbell and knocked. This was again met with  
4                   negative results. Another subpoena, business card, and note were left.  
5                   5.    On Thursday, May 12, I returned to 6345 Newville Ave., and approached  
6                   the front door. The subpoena and business card were again gone. I  
7                   knocked and rang the doorbell, with negative results.  
8                   6.    During this investigation, a telephone number of (702) 362-4030 has been  
9                   located and confirmed as his mother's telephone number. While speaking  
10                  with her, she confirmed that 6345 Newville Ave is Matthew's current  
11                  residence.  
12                  7.    Throughout the course of all these visits, which occurred at different  
13                  times of the day, from 9:00 AM through 3:00 PM, I would also drive by  
14                  the address at different times, stop and surveil the house from various  
15                  vantage points, and note the presence and different parking places of two  
16                  cars that Matthew Nicholas has occupied during his last two documented  
17                  interactions with police. A Cadillac sedan, NV license plate 782 XGZ  
18                  and a Chevrolet Malibu, NV license plate 586 M59.  
19                  8.    Based on the totality of my efforts to speak with Mr. Nicholas, in addition  
20                  to the totality of the circumstances, it is my unequivocal belief that  
21                  Matthew Norman has received and is aware of a subpoena to appear as a  
22                  witness in the case of State of Nevada vs. Solid, Michael, and despite this  
23                  awareness, will not appear, as directed by the Court

24                I declare under penalty of perjury under the law of the State of Nevada that the  
25                foregoing is true and correct.

26   Executed on    05/11/2022  
27                                (Date)

/s/ Marco Rafalovich  
  (Signature)



1 **EPAP**  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 BINU PALAL  
6 Chief Deputy District Attorney  
7 Nevada Bar #010176  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,  
10  
11 Plaintiff,

11 -vs-

12 MICHAEL SOLID, aka,  
13 Michael Samuel Solid,  
14 #2804527

Defendant.

CASE NO: C-13-290260-1

DEPT NO: II

15 AMENDED EX PARTE APPLICATION FOR ORDER REQUIRING  
16 MATERIAL WITNESS TO POST BAIL

17 COMES NOW, STEVEN B. WOLFSON, Clark County District Attorney, by and  
18 through BINU PALAL, Chief Deputy District Attorney, and makes application to the above-  
19 entitled Court that an Order be entered herein requiring MATTHEW NICHOLAS be taken  
20 into immediate custody as a material witness for the purpose of posting bail for his appearance  
21 in the jury trial of the above-entitled matter for the said reason of attempting to avoid testifying  
22 before the Eighth Judicial District Court.

23 It is necessary to have MATTHEW NICHOLAS testify in the trial of State of Nevada  
24 vs. MICHAEL SOLID, inasmuch as MATTHEW NICHOLAS was told by the Defendant of  
25 his involvement in the crime committed and Defendant gave the victim's property to  
26 MATTHEW NICHOLAS.

27 ///

28 ///

1 Further application is made that the Court set bail in the amount of \$10,000.00 and if  
2 the said witness fails to post bail in the amount of \$10,000.00 for his appearance as a witness  
3 in this matter that the Court further direct and order that said witness be delivered into the  
4 custody of the Sheriff of Clark County, pending final disposition of the jury trial in the above  
5 entitled matter on or until further Order of this Court.

6 This application is made pursuant to the provision of NRS 178.494 and is based upon  
7 Affidavits attached hereto which are incorporated herein by this reference.

8 DATED this 12th day of May, 2022.

9 STEVEN B. WOLFSON  
10 Clark County District Attorney  
Nevada Bar #001565

11 /s/ Binu Palal  
12 BY \_\_\_\_\_  
13 BINU PALAL  
14 Chief Deputy District Attorney  
15 Nevada Bar #010176  
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28 13F08037A/sj/MVU

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- 1                   4.     On Wednesday, May 11, I returned to 6345 Newville Ave., approached  
2                   the door, noticed that the subpoena was again taken from the security  
3                   door, and I rang the doorbell and knocked. This was again met with  
4                   negative results. Another subpoena, business card, and note were left.
- 5                   5.     On Thursday, May 12, I returned to 6345 Newville Ave., and approached  
6                   the front door. The subpoena and business card were again gone. I  
7                   knocked and rang the doorbell, with negative results.
- 8                   6.     During this investigation, a telephone number of (702) 362-4030 has been  
9                   located and confirmed as his mother's telephone number. While speaking  
10                  with her, she confirmed that 6345 Newville Ave is Matthew's current  
11                  residence.
- 12                 7.     Throughout the course of all these visits, which occurred at different  
13                  times of the day, from 9:00 AM through 3:00 PM, I would also drive by  
14                  the address at different times, stop and surveil the house from various  
15                  vantage points, and note the presence and different parking places of two  
16                  cars that Matthew Nicholas has occupied during his last two documented  
17                  interactions with police. A Cadillac sedan, NV license plate 782 XGZ  
18                  and a Chevrolet Malibu, NV license plate 586 M59.
- 19                 8.     Based on the totality of my efforts to speak with Mr. Nicholas, in addition  
20                  to the totality of the circumstances, it is my unequivocal belief that  
21                  Matthew Norman has received and is aware of a subpoena to appear as a  
22                  witness in the case of State of Nevada vs. Solid, Michael, and despite this  
23                  awareness, will not appear, as directed by the Court

24                 I declare under penalty of perjury under the law of the State of Nevada that the  
25                 foregoing is true and correct.

26                 Executed on    05/11/2022  
27                                 (Date)

/s/ Marco Rafalovich  
   (Signature)

*Handwritten Signature*  
CLERK OF THE COURT

**ORDR**

STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
BINU PALAL  
Chief Deputy District Attorney  
Nevada Bar #010176  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,  
Plaintiff,

-vs-

MICHAEL SOLID, aka,  
Michael Samuel Solid,  
#2804527

Defendant.

CASE NO: C-13-290260-1

DEPT NO: II

ORDER REQUIRING MATERIAL WITNESS TO POST  
BAIL OR BE COMMITTED TO CUSTODY

STATE OF NEVADA }  
COUNTY OF CLARK } ss:

TO: Any Sheriff, Constable, Marshal,  
Policeman or Peace Officer in  
the State of Nevada

An ex parte application upon sworn affidavit having been presented to this Court pursuant to NRS 178.494, wherein it appears that the testimony of MATTHEW NICHOLAS, ID#2622353 is material to the jury trial in the above-entitled matter, and it further appearing to the Court by the way of affidavit that the attendance of said witness in the jury trial of this matter by subpoena is impracticable;

YOU ARE THEREFORE commanded forthwith to place said witness in your immediate custody for the purpose of said witness posting bail with the above entitled court in the amount of \$10,000.00 in order to secure the attendance of said witness MATTHEW

1 NICHOLAS, ID#2622353 before the Court on the 19th day of May, 2022, at 9:00 a.m., in the  
2 jury trial of the above entitled matter.


3 IT IS FURTHER ORDERED and directed that if said witness MATTHEW  
4 NICHOLAS, ID#2622353 fails to post bail in the sum of \$10,000.00 to secure his attendance  
5 as a witness in the jury trial in the above-stated matter as above provided, then you are further  
6 commanded to deliver said witness into the custody of the Sheriff of Clark County pending  
7 final disposition of the jury trial in the above-entitled matter or until further Order of this Court.

8 YOU ARE FURTHER ORDERED to direct the Sheriff of the County of Clark, State  
9 of Nevada, to make the said MATTHEW NICHOLAS, ID#2622353 available in custody in  
10 the Eighth Judicial District Court of the State of Nevada, in and for the County of Clark at  
11 9:00 a.m. on the 19th day of May, 2022, for the testimony in the captioned matter and further  
12 disposition by this Court.

13 You are further ordered that if the said MATTHEW NICHOLAS is incarcerated  
14 pursuant to this order, he shall be brought before me or in my absence another Judge of the  
15 Eighth Judicial District Court within seventy-two (72) hours after the beginning of his  
16 detention for the purpose of determining whether the bail previously set should be modified  
17 and whether the detention of the material witness should continue and in addition so that a  
18 schedule for the periodic review of whether the amount of bail required should be modified  
19 and whether detention should continue.

20 DATED this \_\_\_\_\_ day of May, 2022.

Dated this 16th day of May, 2022

21   
22

23 DISTRICT JUDGE

24 34B 5D8 8156 F539  
25 Carli Kierny  
26 District Court Judge  
27

28 13F08037A/sj/MVU

1 CSERV

2 DISTRICT COURT  
3 CLARK COUNTY, NEVADA

4  
5  
6 State of Nevada

CASE NO: C-13-290260-1

7 vs

DEPT. NO. Department 2

8 Michael Solid

9  
10 **AUTOMATED CERTIFICATE OF SERVICE**

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

14 Service Date: 5/16/2022

15 6085 Joyce Heilich .

heilichj@gtlaw.com

16 6946 Jeanne Meitz .

meitzj@gtlaw.com

17 DA's Office .

motions@clarkcountyyda.com

18 LVGTDocketing .

lvlitdock@gtlaw.com

19 LZA Lisa J. Zastrow .

zastrowl@gtlaw.com

20 MDT Mark Tratos .

tratosm@gtlaw.com

21 Dept 9 Law Clerk

dept09lc@clarkcountycourts.  
us

22  
23 Todd Leventhal

leventhalandassociates@gma  
il.com

24  
25 Clerkmastercalendar@clarkcountycourts.us Clerkmastercal  
26 endar@clarkcountycourts.us

Clerkmastercalendar@clarkc  
ountycourts.us



*Steven D. Grierson*

TRAN

DISTRICT COURT  
CLARK COUNTY, NEVADA  
\* \* \* \* \*

THE STATE OF NEVADA,	)	
	)	CASE NO. C-13-290260-1
Plaintiff,	)	
	)	DEPT. NO. II
vs.	)	
	)	
MICHAEL SOLID	)	
aka Michael Samuel Solid,	)	
	)	
Defendant.	)	<b>Transcript of</b>
	)	<b>Proceedings</b>

BEFORE THE HONORABLE CARLI KIERNY, DISTRICT COURT JUDGE

MONDAY, MAY 16, 2022

**JURY TRIAL - DAY 1**

APPEARANCES:

FOR THE STATE:

AGNES M. BOTELHO, ESQ.  
BINU G. PALAL, ESQ.  
Chief Deputy District Attorneys

FOR THE DEFENDANT:

TODD M. LEVENTHAL, ESQ.  
JESS R. MARCHESE, ESQ.

RECORDED BY: JESSICA KIRKPATRICK, COURT RECORDER  
TRANSCRIBED BY: LIZ GARCIA, LGM TRANSCRIPTION SERVICE

AA 000090

1           **LAS VEGAS, NEVADA, MONDAY, MAY 16, 2022, 12:19 P.M.**

2                           \* \* \* \*

3                   (Prospective jury panel is not present)

4           THE COURT: All right, guys, so let's go on the  
5 record. So we talked previously about, first of all, we're  
6 going to have -- seats 13 and 14 will be your alternates.  
7 You get eight preempts and the last one is to be used on an  
8 alternate. Both parties agreed and understood that.

9           And then also we were talking about penalty  
10 qualifying the jury tomorrow by agreement of the parties.  
11 Is that still where we're at with that, Mr. Marchese?

12           MR. MARCHESE: Yes. That's a correct statement,  
13 Your Honor.

14           THE COURT: Did you want Mr. Solid on my 9:00 a.m.  
15 calendar tomorrow? I think Mr. Leventhal stated that he  
16 wanted more time to talk or something. Do you want that?

17           MR. LEVENTHAL: No. I think we spoke to him, but.

18           (Speaking to the defendant) You're good with the  
19 jury -- what we talked about?

20           THE DEFENDANT: Yes.

21           MR. LEVENTHAL: You're not going to change your mind  
22 tomorrow, or do you want some more time to think about it?

23           THE DEFENDANT: No, I'm good.

24           MR. LEVENTHAL: Okay.

25           MR. MARCHESE: You can have more time if you want.

1 MR. LEVENTHAL: So he doesn't need to come over here  
2 earlier.

3 THE COURT: Okay, great.

4 MR. LEVENTHAL: He wants the jury to --

5 THE COURT: So did you want more time to look into  
6 whether you want to brief that --

7 MR. LEVENTHAL: Yes.

8 THE COURT: -- or what your position is? Okay.  
9 So we will penalty qualify them tomorrow, by agreement of both  
10 parties. I'm seeing nods from everyone.

11 Any other -- I think the State had a couple things  
12 they wanted to put on the record.

13 MR. PALAL: Just, there's a couple things. We had  
14 previously filed a motion to have testimony of witnesses who  
15 are unavailable to be read. It was premature, but I just  
16 filed it so that there was some kind of notice because I think  
17 the rule actually has us do it like 10 days before calendar  
18 call and we don't know 10 days before calendar call. We have  
19 come to an agreement that for the parties that we need read,  
20 defense won't have an objection. However, they want some  
21 advance notice as to who will have to be read.

22 As of right now, the only witness the State  
23 anticipates needing read is David Freeman. He is out of the  
24 country, although in contact with the State. He has been  
25 diligent about contact with the State. He is out of the

1 country. There are a couple other witnesses that we have not  
2 touched base with, but I'm anticipating that we will get them.  
3 In the event that we're not able to get them, I will let Mr.  
4 Leventhal and Mr. Marchese know that we're planning on reading  
5 them as well.

6 THE COURT: Okay. Is that accurate?

7 MR. LEVENTHAL: That is.

8 MR. PALAL: And then the other thing is, I think  
9 rather than bring the CORs -- there's a number of CORs,  
10 including phones and videos that we've stipulated to the  
11 admission -- not having to bring the CORs for those various --

12 THE COURT: Is that accurate?

13 MR. LEVENTHAL: That's correct.

14 THE COURT: Okay.

15 MR. PALAL: And that's it.

16 THE COURT: All right. Anything from the defense?

17 MR. MARCHESE: In the back, Mr. Solid wanted us to  
18 make a record in reference to an oral problem he's having with  
19 his teeth. Maybe he can be a little bit more specific.

20 THE COURT: Sure. What's going on?

21 MR. LEVENTHAL: His tooth is falling out. And why  
22 that becomes -- I'm sorry, go ahead.

23 MR. MARCHESE: Yeah. No, I -- he's probably going  
24 to say exactly what I was going to say in reference to him  
25 possibly testifying, which he has not made a decision yet.

1 THE COURT: Sure.

2 MR. MARCHESE: But if he does, he's concerned that

3 there will be issues with him being able to enunciate, to

4 speak loudly. Apparently the tooth sometimes falls out as

5 he's speaking, so he was very concerned about that.

6 THE COURT: Has he -- have there been dental

7 appointments or anything like that while at CCDC?

8 MR. LEVENTHAL: You can --

9 MR. MARCHESE: (Speaking to the defendant) In 2000,

10 what, '19? Go ahead and speak.

11 MR. LEVENTHAL: Yeah, this is okay, you can tell

12 the judge.

13 THE DEFENDANT: They don't do that type of dental

14 work here.

15 THE COURT: Okay.

16 THE DEFENDANT: But there's many -- like other

17 dental work from dental places that can have it fixed in a

18 day.

19 THE COURT: Sure. Okay. So right now, for the

20 record, you seem to be speaking pretty clearly. We'll keep

21 an eye on that situation. Let me know if it gets worse.

22 I can't -- at this point we have a jury that we can pick up

23 at 12:05. I can't really order any sort of dental surgery

24 at this point.

25 MR. MARCHESE: Understood.

1           THE COURT: So let me know if it changes -- the  
2 situation changes.

3           MR. LEVENTHAL: And I did tell him that for the  
4 record I will put it on. I will ask him about it. Not to  
5 garner any sympathy, but in case it does pull out, if he does  
6 take the stand I want a little leeway just to ask him about  
7 his tooth coming out, in case it happens when he testifies.

8           THE COURT: Any objection to that?

9           MS. BOTELHO: No.

10          MR. PALAL: No.

11          THE COURT: All right. Understood, then.

12          MR. LEVENTHAL: There we go. Thank you.

13          THE COURT: Okay. I think we are able to pick up  
14 our jury at 12:05 and I think my marshal went down to do that.

15          MR. LEVENTHAL: And my client indicated he can't  
16 hear in his left ear. If you have --

17          THE COURT: Do we have the headphones?

18          MR. LEVENTHAL: Headphones?

19          COURT RECORDER: Judge, do you want to go off the  
20 record?

21          THE COURT: Sure. We're waiting for the jury.

22                   (Briefly off the record)

23                   (Prospective jury panel enters the courtroom)

24          THE COURT: Marshal Stephenson, is this all 55  
25 jurors, the venire?

1 THE MARSHAL: Yes.

2 THE COURT: Okay. You may be seated.

3 Ladies and gentlemen, you're in Department 2 of the  
4 Eighth Judicial District Court. My name is Judge Carli Kierny  
5 and I'm the presiding judge in this department.

6 You have been called upon today to serve as a  
7 potential juror in a criminal case. This is C290260, which is  
8 State of Nevada, Plaintiff, versus Michael Solid, Defendant.  
9 The charges in this case are Conspiracy to Commit Robbery,  
10 Robbery, and Murder With Use of a Deadly Weapon. We expect  
11 this trial will last nine days. Our trials generally run from  
12 no earlier than 9:00 in the morning to no later than 5:00 p.m.  
13 at night. Ultimately, 14 of you are going to be going forward  
14 with us as jurors and alternate jurors in this case.

15 In this country we place a great deal of faith in  
16 our citizens as jurors to reach fair and objective decisions.  
17 What you're doing here today is you're being a good citizen  
18 of our county and of our community. Jury duty is a civic  
19 responsibility, just like obeying the laws, voting and paying  
20 taxes. We appreciate the fact that you responded to the jury  
21 summons and showed up willing to do this job. It's important  
22 what you're doing today. I hope that you enjoy your  
23 experience as a juror and find it rewarding.

24 Even saying all that, I know some of you are sitting  
25 thinking maybe I'll answer these questions in a way that will

1 get me out of this jury duty today. I understand. I got a  
2 jury summons a few months ago and I kept thinking about all  
3 the things that I had to do and what I had going on outside  
4 of court, and ultimately I still showed up and came in ready  
5 to do my civic duty.

6 Here's the problem. If you, you know, try to get  
7 out of jury duty, think of what would happen if you're the  
8 party in a lawsuit or someone accused of a crime. What kind  
9 of people would you want on that jury? Also, you might get  
10 out of this jury, but that doesn't mean you're out of jury  
11 duty. It means you could go back to the third floor and they  
12 might need you somewhere else. Like I said, this is about  
13 a nine day trial. That's pretty quick. We've got good  
14 attorneys on both sides. We've got an interesting subject  
15 matter. You could get set on something like an eight month  
16 like construction defect case where you're talking about the  
17 rate that glues dry and things like that, so be careful what  
18 you wish for.

19 Let me take this opportunity to introduce the court  
20 staff. You've already met Officer Stephenson. He's our  
21 marshal. His job is to maintain order and security in the  
22 courtroom. The marshal is also my representative to the jury.  
23 Anything you need or any problems that come up during the  
24 course of your jury duty should be brought to him. Keep in  
25 mind, he can't talk to you about the case. He also can't --



1 he does not have the power to excuse you from jury duty. So  
2 if there's a reason you can't serve, that reason would have  
3 to be stated in court while all the parties are present and  
4 we are in session.

5 To my far right you will see Jessica Kirkpatrick.  
6 She's our court recorder. Everything that's said during the  
7 trial is recorded here so there's an accurate legal record  
8 of everything we say and do during the trial.

9 On my immediate right is Jill Chambers. She's our  
10 court clerk. She swears in the witnesses, marks exhibits,  
11 keep track of evidence and prepares minutes of the proceedings  
12 for the court record.

13 You might also see my judicial executive assistant,  
14 Ann McMahan, and my law clerk, Trisha Delos Santos in the  
15 courtroom from time to time. They make sure everything runs  
16 behind the scenes while we're in trial.

17 Now I'm going to allow the State to introduce  
18 themselves to you, read a list of witnesses they call and give  
19 you a synopsis of their case. Please pay attention to the  
20 names on the list of witnesses they read out because there's  
21 going to be questions about whether you know them later.

22 MR. PALAL: Thank you, Your Honor.

23 THE COURT: You're welcome.

24 MR. PALAL: Good afternoon, ladies and gentlemen.

25 My name is Binu Palal. With me is Agnes Botelho. We are both

1 prosecutors for the Clark County District Attorney's Office.  
2 A brief synopsis of the case is that the State expects to  
3 present evidence to you that the victim in this case, 15-  
4 year-old Marcos Arenas, was walking near the intersection of  
5 Charleston and Torrey Pines when the defendant, Michael Solid,  
6 and another individual not here named Jacob Dismont, spotted  
7 him walking with his friend carrying his iPad.

8           The State alleges that the defendant conspired with  
9 Jacob Dismont to rob Marcos Arenas of his iPad. Jacob Dismont  
10 followed Marcos Arenas on foot while the defendant followed  
11 him driving a white Ford Explorer. Jacob Dismont grabbed the  
12 iPad and ran to the Ford Explorer. Marcos followed, trying to  
13 regain possession of the iPad, and when Jacob Dismont got in  
14 the car, Marcos held onto the car. The defendant hit the gas  
15 and Marcos was hit and killed by the SUV that the defendant  
16 was driving. These events occurred on May 16th, 2013.

17           Now I'm going to read you a list of possible  
18 witnesses that the State may call. I promise you we will not  
19 call all of them, we won't call half of them, but we're  
20 required to list anybody that might be testifying. One other  
21 thing on this note. You may notice myself, Ms. Botelho or the  
22 defense attorneys on our cell phones or on our laptops. We're  
23 not liking Instagram models. We're just trying to arrange  
24 these witnesses for you guys and trying to use your time as  
25 efficiently as possible. So please don't take it as disrespect

1 if you see us on our phones.

2           Some of the witnesses you may hear from are Ivan  
3 Arenas, Gacory Exum, Alejandro Romo, Rebecca Shanahan,  
4 Christine Bullard, Stephanie Teague, Desirie Jones, Robert  
5 Taylor, Jody Faust, Matthew Nicholas, Rosemary Flowers, Ronald  
6 Lakeman, Carolyn Wilson, Mina Buttell, Angelo Barnes, Brianna  
7 Licari, Nate Selby, David Doyle.

8           In addition to that we may call -- we will call  
9 some members of the Las Vegas Metropolitan Police Department.  
10 Those officers or detectives we may call include Keith Hanoff,  
11 David Freeman, Will Hubbard, Jeffery Abell, Travis Ivie, Jody  
12 Faust, Joel Kisner, Brad Berghuis, Amy Nemcik, Tate Sanborn,  
13 Dolphis Boucher, Robert Turner, Shayla Joseph, Michael  
14 Perkins, Kyle Toomer, Olivia Klosterman, Randy McPhail, Erin  
15 Taylor and Jordan Travers.

16           Lastly, from the forensic lab we will call Gayle  
17 Johnson and Marjorie Davidovic. From the FBI we will call  
18 Ryan Burke. And from the Clark County Medical Examiner's  
19 Office we will be calling Dr. Timothy Dutra.

20           Thank you.

21           THE COURT: Thank you, Mr. Palal.

22           I'll give counsel for the defendant an opportunity  
23 to introduce themselves, their client, and a list of any  
24 witnesses that they may choose to call, as well as any  
25 information about their case they want to disclose.

1 MR. LEVENTHAL: Thank you.

2 Good afternoon, ladies and gentlemen. My name is  
3 Todd Leventhal. I represent Michael Solid, along with Jess  
4 Marchese. He's with me today.

5 In 2013, Michael Solid was, in fact, pumping gas  
6 with his girlfriend and his little baby in the back seat.  
7 The co-defendant, who is not here today, Jacob Dismont, acted  
8 on his own when he went out and he planned and he organized  
9 stealing the iPad. And Mr. Solid, we will show during this  
10 trial, had nothing -- no knowledge of that during that time.  
11 We ask that you listen to all of the evidence and thank you  
12 for your time.

13 THE COURT: Thank you, Mr. Leventhal.

14 MR. LEVENTHAL: And at this time we don't have any  
15 witnesses that we're going to be calling except for maybe  
16 Mr. Solid.

17 THE COURT: Okay. Thank you for letting us know.

18 At this time we are going to move to roll call.  
19 Madame Clerk, will you please roll call the panel of  
20 prospective jurors. When your name is called, please answer  
21 present or here, just like we're in grade school, so we can  
22 get a record of you being here today.

23 (The clerk calls the roll of the prospective jurors)

24 THE COURT: Anyone whose name was not called?  
25 Seeing no hands.

1           A couple just real brief notes before we get started  
2 on the voir dire process. One of the first things I want to  
3 let you know is if you see the attorneys or myself or any of  
4 my staff, except for Marshal Stephenson, outside court, please  
5 don't make conversation, don't talk to them. There is a court  
6 order in effect that we are not to speak with you, to avoid  
7 potential contamination of the jury. So we can just nod  
8 politely. Don't think we're being rude, but it's just a court  
9 order.

10           Also, you might see the attorneys, you might see  
11 some of my staff in and out, and that's to plan witnesses,  
12 schedules. Don't hold that against anyone if they have to  
13 step out to make a call or to deal with other business.

14           You may see me typing things. I'm working on other  
15 things and note taking. Same with the attorneys. They may  
16 be arranging witnesses. So don't think that we're not paying  
17 attention to this process because we very much are.

18           The fourth rule that I have for you is please don't  
19 talk about this trial with anyone until if you're on the jury  
20 and the case is submitted to you or until you're excused from  
21 jury duty. If you talk to your spouse, if you talk to your  
22 work, you can tell them I am in the panel for a criminal  
23 trial. You can say that it will last nine days. But try to  
24 avoid giving any additional information because those are  
25 things that could possibly influence your verdict if someone

1 tells you something that we don't know about.

2           The restroom process during this procedure is if  
3 you have to go to the restroom, just raise your hand. If  
4 one person takes a break, we all have to take a break. But  
5 I understand. If you have to go, let us know. And then  
6 finally, drink policy, food policy, and if you need to bring  
7 in drinks to be more comfortable during this process, feel  
8 free to do so. Just try not to spill them if you can avoid  
9 that.

10           All right. We are now about to begin the jury  
11 selection process. This is the part of the case where the  
12 parties and their lawyers have the opportunity to get to know  
13 about -- a little bit about you so they can come to their  
14 own decisions about your ability to be fair and impartial and  
15 they can decide who they think would be the best jurors in  
16 this case.

17           This process is done under oath. Will you all please  
18 stand and raise your right hand so the clerk can administer  
19 this oath.

20           (The clerk administers the oath to the prospective jurors)

21           THE COURT: All right. The process is going to go  
22 like this. First I'm going to ask some general questions.  
23 These are going to be directed to everybody. This is the  
24 jury box, so everybody in the jury box, and everybody in the  
25 audience, which is everyone over here. After those general

1 questions, the focus of the questions are then going to turn  
2 to you seated in the box. I will ask individual questions of  
3 those seated in the box and then each of the lawyers will have  
4 more specific questions and they will follow up and ask you  
5 as well.

6           The questions you're going to be asked during this  
7 process aren't intended to embarrass you or unnecessarily  
8 pry into your personal affairs. It's just important that the  
9 parties and their attorneys know enough about you to make  
10 this important decision. That being said, there's no right  
11 or wrong answers to these questions that are being posed of  
12 you. The only thing we can ask is that you answer the  
13 questions as honestly and completely as you can. You took  
14 that oath to answer all the questions truthfully and you must  
15 do so. Remaining silent when you have information that you  
16 should disclose would be a violation of that oath as well.  
17 If a juror violates the oath, it may result in having to try  
18 the case all over again, so it's important that you be as  
19 honest and complete with your answers as possible. If you  
20 don't understand the question, please ask for an explanation  
21 or clarification and we'd be glad to give it.

22           At some point during the process of selecting a  
23 jury, the attorneys for both sides will have the right to ask  
24 a particular person not serve as a juror. That is called a  
25 challenge. There are two types of challenges. The first is

1 a challenge for cause, which is a request to excuse a juror  
2 because they would have a difficult time being fair and  
3 impartial in this particular case. The second type is a  
4 peremptory challenge, which means a juror can be excused from  
5 duty without counsel having to give a reason for that excusal.  
6 In this case each side will have nine peremptory challenges.  
7 Please don't be offended if you are excused by either of the  
8 challenging procedures. They're simply part of the procedures  
9 designed to assist the parties and their attorneys to select  
10 a fair and impartial jury. Once all challenges are exercised,  
11 we're going to have 14 qualified jurors.

12 I am now going to move on to asking some questions  
13 of this entire group, so everyone in the box and in the  
14 audience. If you wish to respond to a question, please raise  
15 your hand. We will bring the microphone to you. Then please  
16 give your name and your badge number before you answer the  
17 questions. So in this group you're going to see a lot of  
18 numbers on your badge. The number I am looking for is between  
19 289, which is Ms. Nassar's badge I.D., and 957, which is Mr.  
20 Nagamuthu's or Ms. Nagamuthu's number. So you're looking for  
21 numbers between 289 and 957. Those are the last three of your  
22 badge numbers. That's what I'm asking for when I ask these  
23 questions.

24 All right. So let's start with this question. Does  
25 anyone have a disability or a medical issue that might impact



1 your ability to serve as a juror in this case? Seeing no  
2 hands.

3 PROSPECTIVE JUROR NO. 843: My name is --

4 THE COURT: Okay, go ahead. What's your name and  
5 badge number?

6 PROSPECTIVE JUROR NO. 843: Lisa Williams. Oh, I  
7 can't see. Badge Number --

8 THE COURT: 843, maybe?

9 PROSPECTIVE JUROR NO. 843: Yeah.

10 THE COURT: Okay. Please speak into the microphone  
11 and let us know why you raised your hand regarding this  
12 question.

13 PROSPECTIVE JUROR NO. 843: Disability, knees and  
14 back.

15 THE COURT: Your knees and your back?

16 PROSPECTIVE JUROR NO. 843: Uh-huh. Yes.

17 THE COURT: And how would that affect your ability  
18 to serve on this trial?

19 PROSPECTIVE JUROR NO. 843: Sitting long. Standing  
20 up and down.

21 THE COURT: Okay. And so, sitting, do you need to  
22 take frequent stretch breaks or how do you alleviate your back  
23 issues when you're --

24 PROSPECTIVE JUROR NO. 843: That's what I have to  
25 do, yes.

1 THE COURT: How often?

2 PROSPECTIVE JUROR NO. 843: As often as I need to.

3 THE COURT: Okay. And I have no problem with you

4 standing and stretching, you know, if you're on the jury.

5 Do you think if you were able to stand and stretch that would

6 alleviate the problem or would that still be a concern for

7 you?

8 PROSPECTIVE JUROR NO. 843: It would help.

9 THE COURT: Okay. Anyone else?

10 PROSPECTIVE JUROR NO. 859: Cecilia Snyder.

11 THE COURT: Okay. What did you want to tell me,

12 ma'am?

13 THE CLERK: What's the badge number?

14 PROSPECTIVE JUROR NO. 859: I'm sorry.

15 THE CLERK: Is it 859?

16 PROSPECTIVE JUROR NO. 859: Yes, that's correct.

17 I suffer from hypertension and currently it's a little bit

18 out of control.

19 THE COURT: And how would that affect your ability

20 to be on this trial?

21 PROSPECTIVE JUROR NO. 859: I just -- I know that

22 this could be a very stressful trial, so yeah.

23 THE COURT: Okay. So you're worried that the stress

24 would interact with this preexisting condition and it would be

25 too much for you?

1 PROSPECTIVE JUROR NO. 859: Correct. Yes.

2 THE COURT: Are you on any sort of medication to  
3 control your hypertension?

4 PROSPECTIVE JUROR NO. 859: Yes, I am.

5 THE COURT: Okay. So do you think this is a  
6 situation where you could hear the evidence in this case and  
7 ultimately render a verdict, or do you think it would be too  
8 stressful for you in your condition?

9 PROSPECTIVE JUROR NO. 859: I think it might be a  
10 little bit too stressful right now.

11 THE COURT: Okay. So you would be, you know, maybe  
12 more able to listen to some -- like the construction defect  
13 case I was talking about?

14 PROSPECTIVE JUROR NO. 859: I would --

15 THE COURT: Something like that might be better for  
16 you?

17 PROSPECTIVE JUROR NO. 859: That would be great.

18 THE COURT: Okay, got it. Understood. Thank you,  
19 Ms. Snyder.

20 PROSPECTIVE JUROR NO. 859: Yeah.

21 THE COURT: Anyone else? Seeing no hands.

22 There's two qualifying -- there's two things that  
23 qualify you to be a juror. First you have to be a United  
24 States citizen. Is there anyone here that is not a United  
25 States citizen? Please raise your hand. No hands.

1           And then, second, you have to be -- if you are a  
2 felon who has not had your rights restored, then you would not  
3 be able to served on this criminal jury. So what that means  
4 for a criminal case would be that six years has expired since  
5 you were discharged from parole or probation. Is anyone  
6 ineligible to serve because of a prior felony conviction that  
7 has not been -- the right to serve on a jury has not been  
8 restored? Seeing no hands.

9           Like I said, we're going to ask you some questions  
10 about those witnesses that have been -- that we talked about.  
11 First of all, is anyone acquainted with me or any of the court  
12 staff? No hands.

13           Are any of you acquainted with the defendant or his  
14 attorneys? No hands.

15           MS. BOTELHO: Oh, we have one.

16           THE COURT: We have one. Okay, hang on one second.

17           PROSPECTIVE JUROR NO. 702: Bryn Kutch, Badge Number  
18 702.

19           THE COURT: 702. Gotcha.

20           PROSPECTIVE JUROR NO. 702: Jacob Dismont is an  
21 acquaintance of mine.

22           THE COURT: Okay. And how long have you known Mr.  
23 Dismont?

24           PROSPECTIVE JUROR NO. 702: I coached in a baseball  
25 program that he was a part of in 2006.

1 THE COURT: And was that the last contact you had  
2 with him?

3 PROSPECTIVE JUROR NO. 702: Yes.

4 THE COURT: Now, it looks like he may or may not be  
5 a witness in this case, but he is going to be discussed in  
6 this case. Would that affect your ability to be fair and  
7 impartial to either side, hearing his name?

8 PROSPECTIVE JUROR NO. 702: I believe so.

9 THE COURT: Okay. And how so?

10 PROSPECTIVE JUROR NO. 702: I knew him as a kid.  
11 I knew what kind of person he was. I don't have a particular  
12 fond memory of him. And I'm familiar with this case.

13 THE COURT: Okay. You are familiar with the case  
14 and also your association with Mr. Dismont would cause you  
15 not to be fair and impartial here?

16 PROSPECTIVE JUROR NO. 702: I believe so, yes.

17 THE COURT: Okay. Anyone else? Okay, no further  
18 hands for that question.

19 Are any of you acquainted with the deputy district  
20 attorneys who are here in court today? Seeing no hands on  
21 that one.

22 Are any of you acquainted with Steve Wolfson or any  
23 other person in the district attorney's office? Seeing no  
24 hands.

25 THE COURT: Are any of you acquainted with any of

1 the witnesses whose names were read by the State? Seeing no  
2 hands.

3 Besides Mr. Kutch, does anyone know anything about  
4 this case other than what has been stated in the courtroom  
5 today? Okay, we've got a couple hands.

6 PROSPECTIVE JUROR NO. 883: I remember this case.  
7 I remember when --

8 THE COURT: Hang on one second.

9 PROSPECTIVE JUROR NO. 883: Oh, I'm sorry. 883.

10 THE COURT: 883. Mr. Toth?

11 PROSPECTIVE JUROR NO. 883: Yeah.

12 THE COURT: Okay, go ahead.

13 PROSPECTIVE JUROR NO. 883: I just remember this  
14 case. I remember exactly when it happened. Me and my  
15 girlfriend talked about it.

16 THE COURT: Okay. And do you have any sort of like  
17 fixed beliefs about this case that would prevent you from  
18 being fair and impartial in this trial?

19 PROSPECTIVE JUROR NO. 883: If I'm going to be  
20 totally honest, yeah.

21 THE COURT: Okay. And so you couldn't be fair to  
22 both sides because of what you've read about this case?

23 PROSPECTIVE JUROR NO. 883: I think I'd be better  
24 at the construction thing.

25 THE COURT: Okay. Anyone else, a similar hand raise?

1 We have one in the front.

2 PROSPECTIVE JUROR NO. 733: Hi. Sherie Widdison-

3 Ermi, 047.

4 THE COURT: 047? Let me get there.

5 THE CLERK: Oh, she's 733.

6 THE COURT: 733. Yeah. They put so many numbers

7 on these badges --

8 PROSPECTIVE JUROR NO. 733: Oh, I'm sorry.

9 THE COURT: -- it's hard to keep track, but you're

10 okay. So I've got Sherie Widdison-Ermi.

11 PROSPECTIVE JUROR NO. 733: Yes.

12 THE COURT: And you are 733. What did you want to

13 tell me, ma'am?

14 PROSPECTIVE JUROR NO. 733: Oh, I just remember

15 hearing it on the news and seeing it on the news. But I think

16 I could be impartial because I don't know anybody in the case.

17 THE COURT: So while you remember the case, you

18 don't have a fixed or a preconceived notion about the case?

19 PROSPECTIVE JUROR NO. 733: Right.

20 THE COURT: So you could be fair to both sides?

21 PROSPECTIVE JUROR NO. 733: Yes.

22 THE COURT: Okay. Anyone else? Seeing no hands.

23 Is there anyone here that does not speak English

24 fluently? Okay.

25 PROSPECTIVE JUROR NO. 935: 935.

1 THE CLERK: Brenda?  
2 THE COURT: Ms. Perez. And what is your primary  
3 language?  
4 PROSPECTIVE JUROR NO. 935: Spanish.  
5 THE COURT: Spanish. How long have you lived in the  
6 United States?  
7 PROSPECTIVE JUROR NO. 935: Ten years.  
8 THE COURT: Have you had a hard time understanding  
9 what I've said so far? No? You are understanding everything?  
10 PROSPECTIVE JUROR NO. 935: No.  
11 THE COURT: No? What do you do for work?  
12 PROSPECTIVE JUROR NO. 935: Casino porter.  
13 COURT RECORDER: Can you put the microphone closer,  
14 please?  
15 PROSPECTIVE JUROR NO. 935: Casino porter.  
16 THE COURT: And as a porter, do you speak English  
17 or Spanish?  
18 PROSPECTIVE JUROR NO. 935: More Spanish.  
19 THE COURT: More Spanish. Okay. If I had to ask  
20 you what percentage of what I'm saying do you understand, what  
21 would you say? Are you understanding half of what I say?  
22 Less? More?  
23 PROSPECTIVE JUROR NO. 935: Less.  
24 THE COURT: Okay. Anyone else have trouble speaking  
25 the English language or understanding?



1 PROSPECTIVE JUROR NO. 807: Hector Vega.  
2 THE COURT: What's your --  
3 PROSPECTIVE JUROR NO. 807: 0807.  
4 THE COURT: 807? Okay.  
5 PROSPECTIVE JUROR NO. 807: Yes, 807.  
6 THE COURT: All right. Mr. Vega, what language --  
7 what is your primary language?  
8 PROSPECTIVE JUROR NO. 807: Spanish.  
9 THE COURT: How long have you lived in the united  
10 States?  
11 PROSPECTIVE JUROR NO. 807: About 27 years.  
12 THE COURT: And what do you do for work?  
13 PROSPECTIVE JUROR NO. 807: Carpenter.  
14 THE COURT: Carpenter?  
15 PROSPECTIVE JUROR NO. 807: For a casino. Yeah.  
16 THE COURT: For a casino?  
17 PROSPECTIVE JUROR NO. 807: Yeah. I understand most  
18 of the words, but, you know, I'm not 100 percent.  
19 THE COURT: Understood. Okay. Do you speak English  
20 at work mostly?  
21 PROSPECTIVE JUROR NO. 807: Most of the time, yeah.  
22 THE COURT: Are you having any trouble understanding  
23 what I've been saying so far today?  
24 PROSPECTIVE JUROR NO. 807: No. Kind of. Some  
25 words are so fast, so I have to be a little bit to understand

1 or little more explain.

2 THE COURT: Okay. What percentage do you think that  
3 you're not understanding? What are you missing?

4 PROSPECTIVE JUROR NO. 807: Just a couple of words;  
5 a couple.

6 THE COURT: Okay. So if I speak slower. I've been  
7 told I speak fast, so I understand that. If I speak a little  
8 slower, would you be able to catch everything a little better?

9 PROSPECTIVE JUROR NO. 807: Yeah, I guess. Only  
10 have the problem in writing. You know, I can't write really  
11 well. So I can understand --

12 THE COURT: So as a juror you might have to take  
13 notes on things. Would you be able to take notes? You could  
14 use Spanish or English, as long as you're able to converse  
15 with the other jurors in English.

16 PROSPECTIVE JUROR NO. 807: Yeah, I can do that.

17 THE COURT: You could do that? Okay, thank you.

18 Anyone else? No one. Okay. I'm just going to  
19 check my notes. Like I said earlier, we anticipate this case  
20 is going to be about nine days. I recognize that serving on a  
21 jury is almost always a personal or financial hardship. There  
22 are other things we could all be doing and I do understand  
23 that. However, a financial hardship or general inconvenience  
24 is not an excuse to serving as a juror. However, you might be  
25 confronted with unique inconveniences or hardships that would

1 impact your service in this particular time -- or in this  
2 particular trial at this particular time. This sometimes  
3 takes the form of, you know, I have a cardiologist appointment  
4 that I've waited for three months. Or my grandfather was  
5 placed in hospice and this is the last week I'll get to be  
6 with him. Or I have out-of-state tickets for a pre-planned  
7 vacation and I cannot get out of them. Things like that.  
8 We're talking about extraordinary hardships that would affect  
9 your ability to serve.

10 Is there anyone that has an extraordinary reason  
11 why he or she cannot be a juror in this case? Okay.

12 PROSPECTIVE JUROR NO. 783: Misty Ramones, Badge  
13 Number 783.

14 THE COURT: 783. Gotcha. Okay, what did you want  
15 to tell me?

16 PROSPECTIVE JUROR NO. 783: I have a trip out of  
17 town for a funeral on the 29th, if it does get extended.

18 THE COURT: Okay. So that would be May 29th, which  
19 would be a Sunday. And when would you leave for that trip?

20 PROSPECTIVE JUROR NO. 783: I'd leave -- well, I  
21 would have to head to the airport on the 28th.

22 THE COURT: On the Saturday before?

23 PROSPECTIVE JUROR NO. 783: Yes.

24 THE COURT: Okay. So with our current schedule we  
25 would be ending by the 26th. So as long as we end in time,

1 would that be okay for you?

2 PROSPECTIVE JUROR NO. 783: Yes.

3 THE COURT: Okay. Anyone else with hands raised?

4 Okay, right next to you.

5 PROSPECTIVE JUROR NO. 761: Pakou Vang. My badge

6 number is 761.

7 THE COURT: Okay.

8 PROSPECTIVE JUROR NO. 761: I have two dates that

9 I won't be available. One is my sister's wedding.

10 THE COURT: Okay.

11 PROSPECTIVE JUROR NO. 761: I'm going to be flying

12 out Saturday, this coming Saturday, until Monday.

13 THE COURT: Okay. So you are going to be gone for

14 your sister's wedding from the 20th -- is it Friday that you

15 need to leave?

16 PROSPECTIVE JUROR NO. 761: No. I'm actually flying

17 out Saturday morning.

18 THE COURT: You're leaving the 21st and then you're

19 going to be gone the 23rd as well?

20 PROSPECTIVE JUROR NO. 761: Yeah, Saturday, Sunday,

21 and then coming back Monday.

22 THE COURT: Okay.

23 PROSPECTIVE JUROR NO. 761: And then my grandma's

24 funeral is June -- I need to look at my cell phone, but the

25 11th, 12th and 13th; 10, 11, 12, 13.

1 THE COURT: Of June?  
2 PROSPECTIVE JUROR NO. 761: Of June, yes.  
3 THE COURT: Okay. We will be done by then.  
4 PROSPECTIVE JUROR NO. 761: Okay.  
5 THE COURT: There's no chance of that one. But the  
6 other one regarding being out of town -- and that will be all  
7 day on Monday?  
8 PROSPECTIVE JUROR NO. 761: I think I'm flying back  
9 -- I'll be landing at 6:00 p.m.  
10 THE COURT: Okay. Thank you for letting me know.  
11 Anyone else?  
12 PROSPECTIVE JUROR NO. 749: Danielle White, Badge  
13 Number 0749.  
14 THE COURT: Okay.  
15 PROSPECTIVE JUROR NO. 749: I have non-refundable  
16 tickets and a hotel room starting next Wednesday through  
17 Monday.  
18 THE COURT: So is that the 25th --  
19 PROSPECTIVE JUROR NO. 749: Yes.  
20 THE COURT: -- through the 30th?  
21 PROSPECTIVE JUROR NO. 749: Correct.  
22 THE COURT: So, like taking a long Memorial Day.  
23 PROSPECTIVE JUROR NO. 749: Correct. Uh-huh.  
24 THE COURT: Got it. Okay.  
25 Anyone else in that back area? Okay.

1 PROSPECTIVE JUROR NO. 874: Vanesa Nolasco, Badge  
2 Number 874.

3 THE COURT: All right. Go ahead.

4 PROSPECTIVE JUROR NO. 874: I'm a teacher and it's  
5 the last seven days of school, and I would absolutely hate to  
6 miss the last week of school with my kids.

7 THE COURT: And so what sort of things do you want  
8 to be able to do for the last week of school?

9 PROSPECTIVE JUROR NO. 874: I'm a fourth year  
10 teacher, so I haven't had a very good, successful last week of  
11 school with my kids because of Covid and all that, so I would  
12 just love to be there. And we've been doing this alphabet  
13 countdown the whole month, counting down to the last day of  
14 school. So, I mean, I'm missing today. Today was S day,  
15 sunglasses day. So I would just hate to cancel all that and  
16 be here.

17 THE COURT: Okay. And so if you weren't able to be  
18 there, you'd have to get a substitute teacher and it would  
19 disrupt the kids' last week because you have all these things  
20 planned. Is that accurate?

21 PROSPECTIVE JUROR NO. 874: Yes. And I wouldn't  
22 even be able to get a substitute teacher because we have a  
23 sub shortage.

24 THE COURT: Okay.

25 PROSPECTIVE JUROR NO. 874: But right now my kids

1 are split amongst my team.

2 THE COURT: Got it. Thank you for letting me know,  
3 Ms. Nolasco. Anyone else back there?

4 PROSPECTIVE JUROR NO. 815: Carlos Contreras, Badge  
5 Number 0815.

6 THE COURT: Hang on, let me find you. 815; gotcha.  
7 Go ahead.

8 PROSPECTIVE JUROR NO. 815: I'm self-employed. I do  
9 residential painting. So any day that I miss, that means  
10 less payment for me, so I don't know how I'm going to manage.  
11 I'm already struggling with gas and food, so I don't know.

12 THE COURT: Do you have any jobs booked like in the  
13 next day or few days or anything that you would have to miss,  
14 or how does that work?

15 PROSPECTIVE JUROR NO. 815: Well, if I miss, I don't  
16 get paid.

17 THE COURT: Right. And so are they -- how far out  
18 are they booked? Do you know if you have a conflict at this  
19 point?

20 PROSPECTIVE JUROR NO. 815: Yeah, I have to work.  
21 I work Monday through Friday and sometimes Saturday.

22 THE COURT: And you said you're self-employed, so  
23 this is your own business?

24 PROSPECTIVE JUROR NO. 815: Self-employed, yes.

25 THE COURT: And how do people book you? Do they

1 book ahead of time or is it, you know, you're contracted with  
2 another group?

3 PROSPECTIVE JUROR NO. 815: Yeah. Contract.

4 THE COURT: Do you know if you have jobs scheduled  
5 in the next few days?

6 PROSPECTIVE JUROR NO. 815: Contracted.

7 THE COURT: And you have jobs scheduled?

8 PROSPECTIVE JUROR NO. 815: Yeah.

9 THE COURT: When is your next job?

10 PROSPECTIVE JUROR NO. 815: Tomorrow.

11 THE COURT: Tomorrow. Okay. And how long is that  
12 supposed to be?

13 PROSPECTIVE JUROR NO. 815: I work -- like I said,  
14 I work from Monday to Saturday sometimes.

15 THE COURT: Okay. And so generally you work every  
16 day --

17 PROSPECTIVE JUROR NO. 815: Yeah.

18 THE COURT: -- they're booked by the contractor?

19 PROSPECTIVE JUROR NO. 815: Yeah.

20 THE COURT: Okay. All right, thank you for letting  
21 us know that. So it would be a financial hardship is what  
22 you're saying?

23 PROSPECTIVE JUROR NO. 815: Yeah.

24 THE COURT: All right. Who else?

25 PROSPECTIVE JUROR NO. 891: Stacey Oyama, Badge 891.



1 I have a trip coming up on the 26th to Hawaii. My daughter  
2 has a volleyball tournament and we're taking the time to also  
3 visit my brother-in-law, who's got stage 4 cancer.

4 THE COURT: Okay. So what time are you leaving on  
5 5/26?

6 PROSPECTIVE JUROR NO. 891: At 7:00 a.m.

7 THE COURT: Okay. All right. And we're anticipating  
8 that would be close to our last day, but that day you have  
9 the tickets early in the morning. Understood.

10 PROSPECTIVE JUROR NO. 891: Yes.

11 THE COURT: Okay, thank you. Anyone else?

12 PROSPECTIVE JUROR NO. 519: Daniel Hayden, Badge  
13 Number 519. I have a cardiologist appointment on the 19th  
14 at three o'clock to have some results read. I'm sure I could  
15 reschedule, but they're about a month out, a month to six  
16 weeks.

17 THE COURT: So 5/19 on Thursday at what time?

18 PROSPECTIVE JUROR NO. 519: 3:20. They're not three  
19 months out, but they --

20 THE COURT: They're a month out, about?

21 PROSPECTIVE JUROR NO. 519: Yeah, four to six weeks.  
22 So I could reschedule it, but I do have an appointment on  
23 Thursday.

24 THE COURT: And would it be distracting for you to  
25 not have these results in a timely fashion and be sitting on

1 this jury instead? Or is it -- I don't want to pry too much  
2 because it's something that you --

3 PROSPECTIVE JUROR NO. 519: Yeah. No, it would be  
4 fine. I just had several tests done and we were supposed to  
5 go over the results. So, I mean, I would be fine rescheduling  
6 it.

7 THE COURT: Okay. All right, thank you for letting  
8 me know. Anyone else?

9 PROSPECTIVE JUROR NO. 468: Jamie Landahl, Badge  
10 Number 468. I'm a kindergarten teacher. It's the last week  
11 of school and we have graduation next Wednesday.

12 THE COURT: What time is the graduation?

13 PROSPECTIVE JUROR NO. 468: 10:15.

14 THE COURT: Okay. And obviously you don't want to  
15 miss that and this week is not a great week for you, but maybe  
16 over the summer that would have been a better fit?

17 PROSPECTIVE JUROR NO. 468: Uh-huh.

18 THE COURT: Okay. Understood.  
19 Anyone else? Go ahead.

20 PROSPECTIVE JUROR NO. 459: Michelle Lee, Badge  
21 Number 459. I have a question. Is it guaranteed that this  
22 will be over the 26th?

23 THE COURT: That's our schedule. Do you have  
24 something like on the 27th that you need to make, or what's  
25 the --

1           PROSPECTIVE JUROR NO. 459: So, starting May 31st  
2 I have a training program, a 10-week training program, and  
3 I always start off teaching. It is my program. I have 33  
4 interns in this program and I cannot miss it.

5           THE COURT: Understood.

6           PROSPECTIVE JUROR NO. 459: So as long as it's done  
7 before Memorial Day, I'm okay.

8           THE COURT: Okay. Thank you for letting us know.  
9 That's the intent and I think we should be able to get that  
10 done, but thank you for letting me know.

11          Yes, sir?

12          PROSPECTIVE JUROR NO. 622: Hello. My name is Henry  
13 Artiga, Badge Number 0622.

14          THE COURT: Uh-huh.

15          PROSPECTIVE JUROR NO. 622: So on the 26th I have a  
16 family reunion that we're planning and we already paid for the  
17 location and everything, you know, so I can't -- we can't go  
18 back from that.

19          THE COURT: What time is that?

20          PROSPECTIVE JUROR NO. 622: That's the 26th through  
21 the 1st, the whole entire weekend. I'm also a certified --

22          THE COURT: So the 26th is a Thursday, so it's a  
23 week long family reunion is what you're saying?

24          PROSPECTIVE JUROR NO. 622: Yeah, the whole -- that  
25 entire Friday to Monday. But we have to get there before

1 because, you know, we are the ones that reserved the house  
2 and everything else.

3 THE COURT: So we're thinking it's going -- it  
4 should be done by 5/26. If you're done by 5:00 p.m. on 5/26,  
5 is that -- are you able to get everything done or do you need  
6 to be there earlier?

7 PROSPECTIVE JUROR NO. 622: We need to get there  
8 earlier. We're planning actually on leaving early in the  
9 morning on that day. I'm also a certified mentor and I have  
10 -- right now I have mentees that I have to train. And we have  
11 a few closings this week and next week.

12 THE COURT: Okay. All right, thank you for letting  
13 me know that Mr. Artiga. Anyone else?

14 PROSPECTIVE JUROR NO. 595: Stephanie Fuentes-  
15 Garcia, Badge Number 0595.

16 THE COURT: Okay. What did you want to tell me?

17 PROSPECTIVE JUROR NO. 595: I'm just scheduled to  
18 work. I'm off Monday and Tuesday.

19 THE COURT: Uh-huh.

20 PROSPECTIVE JUROR NO. 595: And then the rest of  
21 the week then I work 9:00 to 5:00.

22 THE COURT: Okay. Most people do have work and  
23 end up missing because of jury duty. What sort of work do  
24 you do?

25 PROSPECTIVE JUROR NO. 595: Housekeeping.

1 THE COURT: Housekeeping? Are you able to -- so  
2 you're saying that's 9:00 to 5:00 Wednesday through Saturday  
3 or Sunday?

4 PROSPECTIVE JUROR NO. 595: Sundays, yeah.

5 THE COURT: Would you be able to miss work on those  
6 days if you were to be on this jury?

7 PROSPECTIVE JUROR NO. 595: If I show them a paper.  
8 I have to see and talk to the manager and give them a paper.  
9 And I don't know, this is my first time coming here.

10 THE COURT: Sure. So you don't know -- well, do you  
11 know if anyone else has ever been in this situation at your  
12 work? Are you familiar with the policies or anything like  
13 that?

14 PROSPECTIVE JUROR NO. 595: No.

15 THE COURT: Generally if you show a manager, they do  
16 have to allow you off for jury duty. Is there anything else  
17 about that that you want to tell me about; that you're  
18 concerned about being here for any other reason? But other  
19 than that, I think your manager is obligated by law to allow  
20 you off for jury duty.

21 PROSPECTIVE JUROR NO. 595: On May 20 I have an  
22 appointment for my son.

23 THE COURT: Uh-huh.

24 PROSPECTIVE JUROR NO. 595: At 9:20.

25 THE COURT: What kind of appointment?

1 PROSPECTIVE JUROR NO. 595: It's his glasses.  
2 THE COURT: What time is that?  
3 PROSPECTIVE JUROR NO. 595: 9:20.  
4 THE COURT: At 9:20 a.m.?  
5 PROSPECTIVE JUROR NO. 595: Yes.  
6 THE COURT: Okay.  
7 PROSPECTIVE JUROR NO. 595: I can reschedule it.  
8 THE COURT: That can possibly be rescheduled?  
9 PROSPECTIVE JUROR NO. 595: Yeah.  
10 THE COURT: Okay. All right, thank you for letting  
11 me know. Anything else?  
12 PROSPECTIVE JUROR NO. 595: No.  
13 THE COURT: Anyone else?  
14 PROSPECTIVE JUROR NO. 544: Nathan Lachenmyer, Badge  
15 Number 544.  
16 THE COURT: Okay. Go ahead.  
17 PROSPECTIVE JUROR NO. 544: I'm self-employed and  
18 I have contractual obligations to be in Chicago for a client  
19 project that I am working on from May 30th to June 5th. And  
20 I am paid on a project basis and it is for a trade show, so  
21 obviously it's something that can't be moved or altered in  
22 any way. I do understand that's after the date that we expect  
23 the trial to be completed.  
24 THE COURT: So as long as you are able to be there  
25 on May 30th, it's not an issue to you serving?

1 PROSPECTIVE JUROR NO. 544: Yes.  
2 THE COURT: Thank you for letting me know.  
3 Okay. Next person.  
4 PROSPECTIVE JUROR NO. 526: Samantha Cooper, Badge  
5 Number 526.  
6 THE COURT: Okay. And what did you want to tell me?  
7 PROSPECTIVE JUROR NO. 526: It's a similar situation  
8 where if we're done in the nine days it shouldn't be an issue,  
9 but I'm leaving the country for work on May 30th.  
10 THE COURT: Thank you for letting me know.  
11 PROSPECTIVE JUROR NO. 522: Andrea Lucente, Badge  
12 522.  
13 THE COURT: Ms. Lucente. Okay, gotcha. Go ahead.  
14 PROSPECTIVE JUROR NO. 522: I have my first prenatal  
15 visit on Tuesday at 8:30. I don't know the timeline to  
16 reschedule or if they would advise. I don't know.  
17 THE COURT: So that will be tomorrow or the --  
18 PROSPECTIVE JUROR NO. 522: The 24th.  
19 THE COURT: The 24th. So on Monday and Tuesday,  
20 because of my other calendars, we need to start at noon  
21 anyway, so I think you would be able to make that.  
22 PROSPECTIVE JUROR NO. 522: Yeah, I do, too.  
23 THE COURT: Okay. Any other timing issues or  
24 anything with that, then?  
25 PROSPECTIVE JUROR NO. 522: No, nothing.

1 THE COURT: Okay, perfect. I'm glad that one would  
2 work out, at least. Yes?

3 PROSPECTIVE JUROR NO. 634: Badge Number 648, Aida  
4 Miranda. On Friday --

5 THE CLERK: 634.

6 THE COURT: 634. I've got you here. Okay, thank  
7 you.

8 PROSPECTIVE JUROR NO. 634: Yeah, 634. Sorry.

9 THE COURT: You're okay.

10 PROSPECTIVE JUROR NO. 634: On Friday, I think it's  
11 May 20th, I am the host for our high school reunion. It was  
12 postponed years because of Covid. And we will start at noon  
13 time, at 12:00, up to the evening.

14 THE COURT: And is everybody getting there at noon,  
15 or do you have to be there to organize earlier because you're  
16 in charge?

17 PROSPECTIVE JUROR NO. 634: It will be done in my  
18 house.

19 THE COURT: Oh, it's at your house. Okay.

20 PROSPECTIVE JUROR NO. 634: And they're coming in --  
21 the time is between 12:00 to 1:00, so I have to be there by  
22 11:00 just to prepare the house, you know, and the food.

23 THE COURT: So it's a reunion from 11:00 to 1:00 on  
24 Friday and people are coming from out of town?

25 PROSPECTIVE JUROR NO. 634: Yes.



1 THE COURT: Okay.

2 PROSPECTIVE JUROR NO. 634: Coming from Canada and  
3 other parts of the U.S.

4 THE COURT: Understood. Thank you for letting me  
5 know that.

6 PROSPECTIVE JUROR NO. 634: Thank you so much.  
7 Sorry, sorry.

8 THE COURT: You're okay.

9 PROSPECTIVE JUROR NO. 646: Alexandra Tom, Badge 646.

10 THE COURT: Okay, gotcha.

11 PROSPECTIVE JUROR NO. 646: Similarly, I have work  
12 obligations on the 30th, so I'll be flying to Chicago as well  
13 from the 30th.

14 THE COURT: Okay. Thank you for letting me know  
15 that. I appreciate that.

16 Did you have one?

17 PROSPECTIVE JUROR NO. 630: Oh, yes. Badge 630.  
18 My birthday is on Wednesday. I have no plans. I just wanted  
19 everyone to know.

20 THE COURT: Well, we will sing to you if you're  
21 here.

22 THE COURT: All right. Ma'am, what is your badge  
23 number?

24 PROSPECTIVE JUROR NO. 664: 664.

25 THE COURT: 664.

1 PROSPECTIVE JUROR NO. 664: Summer Plummer.  
2 THE COURT: You are Ms. Plummer?  
3 PROSPECTIVE JUROR NO. 664: Yes.  
4 THE COURT: Okay. What did you want to tell me?  
5 PROSPECTIVE JUROR NO. 664: I believe it's the 25th  
6 or the 26th, I have two graduations to go to. They can be  
7 missed. I just wouldn't want to miss them, so I decided to  
8 let you know. One is at 9:00 a.m. on the 25th and I think  
9 the other one on the 26th is between 9:00 a.m. and 11:00 a.m.  
10 THE COURT: Okay. And so let me look at the 25th.  
11 Yeah, those are Wednesday and Thursday, we would be in all  
12 day. Thank you for letting me know. We'll see what we can  
13 do with that information.  
14 PROSPECTIVE JUROR NO. 664: No problem.  
15 THE COURT: All right. Anyone else?  
16 PROSPECTIVE JUROR NO. 715: Jason Harney, 715.  
17 THE COURT: 715.  
18 PROSPECTIVE JUROR NO. 715: On the 21st I have -- at  
19 ten o'clock I have to do labs to see if I need more radiation  
20 therapy.  
21 THE COURT: Okay.  
22 PROSPECTIVE JUROR NO. 715: And then on the 23rd  
23 I'm having a heart valve procedure done.  
24 THE COURT: Okay. So 5/21, so that's Saturday.  
25 PROSPECTIVE JUROR NO. 715: The 22nd, Thursday and

1 Friday. Yeah, Thursday and Friday. It should be the 23rd,  
2 I think. I don't know the date off-hand, but I know around --  
3 THE COURT: So is it this week or next week are you  
4 talking about?  
5 PROSPECTIVE JUROR NO. 715: Around the 21st.  
6 THE COURT: All right. So the 20th is Friday, the  
7 21st is Saturday, the 22nd is Sunday.  
8 PROSPECTIVE JUROR NO. 715: The 23rd is Monday, is  
9 my heart valve.  
10 THE COURT: Okay. So you have --  
11 PROSPECTIVE JUROR NO. 715: That previously Friday  
12 is my labs I have to do.  
13 THE COURT: So you have a medical procedure on the  
14 23rd?  
15 PROSPECTIVE JUROR NO. 715: And the -- yeah, and  
16 the Friday before that.  
17 THE COURT: And on the 20th you have a doctor  
18 appointment?  
19 PROSPECTIVE JUROR NO. 715: I've got to get labs  
20 done. Yes.  
21 THE COURT: Okay. And the procedure on the 23rd,  
22 would that take all day?  
23 PROSPECTIVE JUROR NO. 715: Yeah, it's a heart valve  
24 replacement.  
25 THE COURT: That sounds pretty complex and I think

1 it would. I'm just making sure. I've got to get a record  
2 on that. All right. So, 5/23, heart valve replacement.  
3 Understood.

4 Have I missed anyone? Okay, there's one back there.

5 PROSPECTIVE JUROR NO. 811: Hi. Badge Number 986.  
6 I'm sorry, 962. Last name Mac.

7 THE COURT: Mare?

8 PROSPECTIVE JUROR NO. 811: M-a-c.

9 THE COURT: M-a-c. Oh, okay, it's 811. Go ahead.

10 PROSPECTIVE JUROR NO. 811: I'm sorry.

11 THE COURT: You're okay.

12 PROSPECTIVE JUROR NO. 811: Oh, the other number.  
13 Okay, yeah.

14 THE COURT: There's so many numbers on these  
15 badges. I don't know why.

16 PROSPECTIVE JUROR NO. 811: On Wednesday I have to  
17 take my -- I have a [indiscernible] for my brother. He has  
18 a mental illness.

19 THE COURT: You have an appointment for your  
20 brother?

21 PROSPECTIVE JUROR NO. 811: Yes.

22 THE COURT: And you're the one that takes him?

23 PROSPECTIVE JUROR NO. 811: Yes.

24 THE COURT: Are you his caregiver?

25 PROSPECTIVE JUROR NO. 811: Yes.

1 THE COURT: What time is his appointment?  
2 PROSPECTIVE JUROR NO. 811: Eleven.  
3 THE COURT: Is there anyone else who can take him  
4 or is it just you?  
5 PROSPECTIVE JUROR NO. 811: Just me.  
6 THE COURT: Could this be rescheduled or no?  
7 PROSPECTIVE JUROR NO. 811: No.  
8 THE COURT: Okay. And just to be clear, we're  
9 talking about Wednesday of this week, which would be the 18th,  
10 is that right?  
11 PROSPECTIVE JUROR NO. 811: Yes.  
12 THE COURT: Okay, thank you. Anyone else?  
13 PROSPECTIVE JUROR NO. I have a question.  
14 THE COURT: Uh-huh. Hang on one second, let me get  
15 you the microphone. And the microphone is not so much for  
16 everybody to hear you, it's more so my court recorder can  
17 write down everything you say and we have an accurate record.  
18 So even if you have a loud voice, you're still going to need  
19 the microphone.  
20 PROSPECTIVE JUROR NO. 453: Oh, yeah, I do have a  
21 loud voice.  
22 THE COURT: I kind of sensed that, but go ahead.  
23 PROSPECTIVE JUROR NO. 453: I guess my badge number  
24 is 0453. Elizabeth Bauman.  
25 THE COURT: I've got you. Yes.

1 COURT RECORDER: Can you hold the microphone closer,  
2 though?

3 PROSPECTIVE JUROR NO. 453: Okay.

4 COURT RECORDER: Better.

5 PROSPECTIVE JUROR NO. 453: My question is, you  
6 mentioned the scheduling, because I don't want to say I have  
7 a conflict if I don't. You said that there were a couple of  
8 days that you were going to be starting at --

9 THE COURT: Noon.

10 PROSPECTIVE JUROR NO. 453: -- noon?

11 THE COURT: So we're going to do noon to 5:00 on  
12 Monday and Tuesday of each week. So that would be today,  
13 tomorrow, and then that would go to the 23rd and the 24th.

14 PROSPECTIVE JUROR NO. 453: And the other days, what  
15 time are we doing, 9:00 to 5:00?

16 THE COURT: 9:00 to 5:00.

17 PROSPECTIVE JUROR NO. 453: Okay, thank you. I  
18 should be fine.

19 THE COURT: You do not have a conflict then?

20 PROSPECTIVE JUROR NO. 453: No.

21 THE COURT: Okay, great. Thank you.

22 Anything else from anyone else regarding scheduling?  
23 We have one in the front.

24 PROSPECTIVE JUROR NO. 600: I have a question. I've  
25 been out of work since March of 2020 because of --

1 COURT RECORDER: Are you 600?  
2 THE CLERK: We need your name and badge number.  
3 PROSPECTIVE JUROR NO. 600: Oh, I'm sorry. 0600.  
4 THE COURT: Okay. We've got Eddie Dyer.  
5 PROSPECTIVE JUROR NO. 600: Yeah.  
6 THE COURT: Okay.  
7 THE CLERK: Thank you.  
8 PROSPECTIVE JUROR NO. 600: So I've been out of work  
9 since March of 2020 and I've been in the position for the last  
10 few months to do a project up in Seattle. And I don't know  
11 when it's going to start, but I did get word that it was going  
12 to be between the middle of this month and the end of the  
13 month.  
14 THE COURT: Okay.  
15 PROSPECTIVE JUROR NO. 600: So I would really hate  
16 to miss that opportunity.  
17 THE COURT: We are smack-dab in the middle of the  
18 month, so when do you think you'll get any notification or  
19 anything? Usually how much notification would you get?  
20 PROSPECTIVE JUROR NO. 600: It's usually just a  
21 couple of days. I do know that it's -- there was a strike in  
22 Seattle with the Teamsters, so it delayed the project. It  
23 should have been already completed. So they couldn't pour  
24 concrete, but they did settle the strike and the concrete has  
25 been poured, so it's just a matter of time before they give me

1 a call to go up and mobilize. But I don't have a date.

2 THE COURT: You don't have a date?

3 PROSPECTIVE JUROR NO. 600: No.

4 THE COURT: All right. Thank you for letting me

5 know, Mr. Dyer. Anyone else? All right, seeing no further

6 hands.

7 Does anyone have any philosophical, religious or

8 other belief that would prevent them from serving as a fair

9 and impartial juror? We have one back there.

10 PROSPECTIVE JUROR NO. 815: I consider myself

11 Christian.

12 THE COURT: Hang on. Let's --

13 THE MARSHAL: What's your name?

14 PROSPECTIVE JUROR NO. 815: Carlos Contreras.

15 THE COURT: And what's your badge number, Mr.

16 Contreras?

17 PROSPECTIVE JUROR NO. 815: 0815.

18 THE COURT: 815. Got it. Okay.

19 PROSPECTIVE JUROR NO. 815: So I consider myself

20 Christian. I've been a Christian since 2016.

21 THE COURT: Uh-huh.

22 PROSPECTIVE JUROR NO. 815: And I strongly believe

23 that I'm not allowed to judge, based on the scriptures.

24 THE COURT: Okay. So if you were selected to sit

25 on this jury and then you went in back with your fellow jurors



1 and were given instructions on the law, would you be able  
2 to follow those instructions and ultimately come up with a  
3 verdict whether you think the State has proven their case  
4 beyond a reasonable doubt or not? Or would that stand in  
5 the way of that?

6 PROSPECTIVE JUROR NO. 815: I would have to -- I  
7 would have to filter it through the Bible or something.

8 THE COURT: You would have to what?

9 PROSPECTIVE JUROR NO. 815: I would have to read the  
10 Bible and will base it on that.

11 THE COURT: Okay. So as you sit here today, do you  
12 think you could be a juror in this case, or do you think your  
13 religious views conflict with that?

14 PROSPECTIVE JUROR NO. 815: I think -- yeah, I think  
15 it would conflict.

16 THE COURT: All right. Anyone else on that  
17 question? Seeing no hands.

18 Under our system, certain principles apply in every  
19 criminal trial. They are, one, the charging document filed in  
20 this case is merely an accusation and not evidence of guilt.  
21 Two, the defendant is presumed innocent. And three, the State  
22 must prove that the defendant is guilty beyond a reasonable  
23 doubt to sustain a conviction. Does anyone not understand or  
24 believe in these concepts? Seeing no hands.

25 Is there anyone who would have trouble following the

1 instructions on the law I give you, regardless of whether you  
2 think the law is good or bad? Seeing no hands.

3 At this time we're going to take about a 20 minute  
4 break so we can discuss the hardship challenges and come to  
5 some conclusions on them, so we are going to be in recess.

6 During the recess you are admonished not to talk or  
7 converse amongst yourselves or with anyone else on any subject  
8 connected with the trial, or read, watch or listen to any  
9 report of or commentary on the trial of any person connected  
10 with the case by any medium of information, including without  
11 limitation newspapers, television, the Internet or radio,  
12 or form or express any opinion on any subject connected with  
13 the trial until the case is finally submitted to you.

14 We'll see you back here at 2:00 p.m.

15 THE MARSHAL: Stand for the jury. Remember your  
16 seats for when you come back, please.

17 (Prospective jury panel exits the courtroom)

18 THE COURT: Okay. For the record, the jury has left  
19 the room. I wanted to go through some of the hardship issues  
20 with everyone and see there their heads are at.

21 The first one I had that raised a hardship was in  
22 Seat 8, 459, Michelle Lee. Does anyone have anyone before  
23 that?

24 MS. BOTELHO: No.

25 MR. MARCHESE: No.

1 THE COURT: Okay. So, Ms. Lee indicated that  
2 starting 5/31 there's a 10-week training program and she has  
3 a bunch of interns starting with her. She cannot miss that.  
4 Our schedule is that we should be done by then. What are your  
5 thoughts?

6 MR. PALAL: Yeah. I have to leave that Monday  
7 anyway, or else I'm getting a divorce, so I think we should  
8 be done by then.

9 THE COURT: I'm also leaving that weekend.

10 MR. PALAL: Yeah.

11 THE COURT: So when I looked through the case, it  
12 looked like we could get it done in that time. You've done  
13 it before in that time. Well, one of you has done it before  
14 in that time. And so ultimately I think we're going to have  
15 to in general keep the people that have problems with that  
16 weekend because otherwise we're never going to get a jury.

17 MR. MARCHESE: Yeah. And maybe at the end we can  
18 revisit this, you know, or we're going to run out of jurors  
19 at this rate.

20 THE COURT: Absolutely. I mean, that Memorial Day,  
21 it's a very popular weekend.

22 MR. MARCHESE: Yeah.

23 THE COURT: We're going to have issues no matter  
24 what. But I think anyone that thinks they can be here the  
25 days we're scheduled to be in session, my plan is to keep

1 them. Is that okay with the parties?  
2 MS. BOTELHO: Yes.  
3 MR. MARCHESE: I totally agree.  
4 THE COURT: Okay. So Ms. Lee we're not going to  
5 excuse.  
6 Ms. Landahl is 468 in Seat 9. She's a kindergarten  
7 teacher. This is her last week of school. She wants to be  
8 there for the graduation. What's the State's position?  
9 MR. PALAL: The State will submit. I don't -- I can  
10 understand if you're a teacher wanting to be with your kids  
11 the last week. My kids are graduating, also, so I get it.  
12 So the State will just submit to the Court. We don't feel  
13 strong one way or the other.  
14 THE COURT: What's the defense's position on Ms.  
15 Landahl? And there will be another one that has a very  
16 similar issue.  
17 MR. LEVENTHAL: 468, she has the graduation?  
18 MR. MARCHESE: Yeah. Seat 9.  
19 THE COURT: She's got the kids' graduation and it's  
20 her last week of school. She's a kindergarten teacher.  
21 MR. MARCHESE: I don't have a problem. Or the  
22 defense doesn't have a problem. Excuse me.  
23 THE COURT: All right. The Court agrees. I think  
24 that's appropriate, given the last week of school timing.  
25 We'll excuse Ms. Landahl, Number 468.

1           The next one I have is 519, Daniel Hayden. He has  
2 a cardiologist appointment on Friday at 3:30 for results to  
3 be read.

4           MR. PALAL: He seemed comfortable with moving it.  
5 However, I'll submit to the Court.

6           THE COURT: Defense?

7           MR. LEVENTHAL: Submitted as well. It seemed like  
8 he was okay with continuing it, but.

9           THE COURT: We'll -- I guess at this point since he  
10 said he could reschedule and we do have a lot of scheduling  
11 troubles, we'll keep him. If there's an issue that comes up  
12 when I'm talking to him more, we can revisit if it seems like  
13 that's really going to concern him.

14           522, Andrea Lucente. She has a prenatal appointment  
15 on 5/24, but with our schedule it shouldn't be a problem, so  
16 I'm inclined to leave her.

17           MR. PALAL: The State would agree.

18           MR. LEVENTHAL: Agree.

19           THE COURT: Okay. Samantha Cooper is 526. She's  
20 leaving the country on 5/30. We're going to keep her.

21           544, Nathan Lachenmyer, he has a contract in Chicago  
22 starting 5/30. Based on our previous conversation, we're  
23 going to keep him.

24           Seat 19 is Fuentes-Garcia, Number 595. She  
25 indicated she has housekeeping -- she works for housekeeping

1 and she has an appointment with her son on 5/20 for glasses.  
2 MS. BOTELHO: She indicated she could reschedule it.  
3 THE COURT: Yes. So that didn't seem to be the  
4 main issue. Her concern is that she's scheduled to work --  
5 MR. LEVENTHAL: 9:00 to 5:00.  
6 THE COURT: 9:00 to 5:00 starting Wednesday.  
7 MR. LEVENTHAL: That would be my concern is that  
8 she does work 9:00 to 5:00.  
9 THE COURT: What's the State's position?  
10 MR. PALAL: Do we know who she works for? If she  
11 works housekeeping for a casino, I know that they will pay her  
12 anyway. So I just think it depends on who her employer is.  
13 THE COURT: We'll keep her for now and I'll talk to  
14 her more about those concerns --  
15 MR. PALAL: Okay.  
16 THE COURT: -- when she's being individually  
17 questioned. Is that okay with the defense?  
18 MR. LEVENTHAL: Yes, Judge.  
19 THE COURT: All right. Eddie Dyer, Number 600. At  
20 some point, maybe, he's going to be called to do a project in  
21 Seattle. The State's position?  
22 MR. PALAL: I'll submit it, Your Honor. I don't  
23 know what to make of -- I don't know what to make of that,  
24 so I'll just submit to the Court's discretion.  
25 MR. MARCHESE: Yeah. I mean, I'm certainly

1 sympathetic to somebody who was put out of work by the  
2 pandemic. I think we all are. But at the same time Your  
3 Honor hit the nail on the head. He said I'm going to get a  
4 call in the middle of the month. You said, well, we are in  
5 the middle of the month.

6 THE COURT: Yeah.

7 MR. MARCHESE: So I just -- I don't know.

8 THE COURT: I just don't know if there's enough  
9 specificity there to excuse him. But if that seems to be --  
10 when we're questioning him if it's really weighing on his  
11 mind, we can revisit.

12 MR. MARCHESE: Sure.

13 MR. LEVENTHAL: It seemed just -- it seemed like  
14 there was a problem with the Teamsters or a union or something  
15 and that's what his -- he pours concrete; right?

16 THE COURT: I think so. And he had said that they  
17 had been on strike, and so --

18 MR. LEVENTHAL: Right. And so maybe that's why he's  
19 sort of a little wishy-washy as to when.

20 THE COURT: Of course.

21 MR. LEVENTHAL: And so if that opens up for him,  
22 I would hate for him to just take off because he needs the  
23 work. I'll leave it to the Court's discretion, but I think  
24 he's wishy-washy not because -- I mean, middle of the month,  
25 the end of the month, it seems to me like he's that way

1 because he doesn't know when the strike is going to be over,  
2 which makes sense to me.

3 THE COURT: And we don't know that either. No one  
4 does. I'm inclined to leave him at this point --

5 MR. LEVENTHAL: Okay.

6 THE COURT: -- and explore it a little more on  
7 individual questioning.

8 Henry Artiga, 622, has to be there in the morning  
9 of 5/26, so maybe not the most attentive on our last day  
10 because he has somewhere else to be. What's the State's  
11 position?

12 MR. PALAL: Your Honor, he kind of admits to  
13 wanting to be out of the jury. Then he mentioned these  
14 mentorships that he has to handle. My concern is for both  
15 us and the defense. Whenever I see somebody that's trying  
16 -- working to get out of jury service on a case of this  
17 significance, I'm inclined to agree to let them go, but I'll  
18 defer, obviously. I don't have a strong motion. That's my  
19 inclination.

20 MR. MARCHESE: I don't necessarily disagree with  
21 Mr. Palal. I just don't like letting him go because then the  
22 smarter jurors say, oh, okay, and then all of a sudden they  
23 start remembering things.

24 THE COURT: And I agree with you on that, Mr.  
25 Marchese.



1 MR. MARCHESE: Yeah.

2 THE COURT: My only concern is he's given us a  
3 date of 5/26, which is the last day. We don't want someone  
4 rushing in any way --

5 MR. MARCHESE: Sure.

6 MR. LEVENTHAL: Deliberation.

7 THE COURT: -- one way or the other through  
8 deliberation so they can get to this. What's your thought,  
9 Mr. Leventhal?

10 MR. LEVENTHAL: I wrote down, what about  
11 deliberations? That's my problem. He's got a deadline and  
12 I don't want him back there going, let's just get out of here  
13 and I'll do whatever you guys want to do.

14 THE COURT: Right.

15 MR. LEVENTHAL: And there's no thoughtfulness with  
16 deliberations.

17 THE COURT: All right. I'll excuse him because he  
18 does have that firm date and it would honestly be the worst  
19 date for us if that's what he was concerned about.

20 The next one I have is Miranda, 634, in Seat 24.  
21 On 5/20 she's the host for a high school reunion at her house  
22 from 11:00 to 1:00 p.m. People are coming from out of town.

23 MR. PALAL: Your Honor, I'll submit. I think  
24 that's a valid -- I think it sounded credible to me because  
25 it's so bizarre, how could it not be credible.

1 THE COURT: Yeah.

2 MR. PALAL: But I'll submit it, Your Honor.

3 MR. LEVENTHAL: We have no position on her. We'll  
4 submit it as well.

5 THE COURT: All right. I guess I'll excuse her.  
6 Some of these are just not that easy to quantify.

7 MR. PALAL: Yes.

8 THE COURT: They're not the normal excuses. I'm  
9 not sure what to do with them. But ultimately it sounds  
10 like on 5/20 she would be disposed and would not be able to  
11 concentrate on what's going on in this very serious case.

12 Alexandra Tom, 646. She has work in Chicago on  
13 5/30, so we're going to keep her.

14 Summer Plummer, 664. She has two graduations, it  
15 looks like in the mornings on 5/25 and 5/26. What's the  
16 State's position?

17 MR. PALAL: I'll submit, Your Honor.

18 THE COURT: Defense?

19 MR. LEVENTHAL: We'll submit it. I don't know if  
20 she -- she has two graduations, but I believe she said  
21 they're not important. Isn't that what she said?

22 THE COURT: Yeah, she did seem that --

23 MR. LEVENTHAL: They were just like --

24 THE COURT: -- she could miss it.

25 MR. LEVENTHAL: Right.

1 THE COURT: She wasn't -- she didn't care one way  
2 or the other.

3 MR. LEVENTHAL: We might be doing her a favor.

4 THE COURT: Well, I guess she'd like to go if she  
5 could, but if not --

6 MR. LEVENTHAL: Yeah, there was nothing dramatic  
7 or fascinating, it seemed like.

8 THE COURT: All right. We'll keep her for now.

9 MR. LEVENTHAL: Okay.

10 THE COURT: Bryn Kutch is 702. He knows co-  
11 defendant Dismont. Baseball coach.

12 MR. PALAL: Yeah. It makes sense that --

13 THE COURT: Didn't seem to have a great opinion of  
14 him. He was tiptoeing around that, which I appreciated, but  
15 that was the sense I got. And if I'm wrong, let me know.

16 MR. PALAL: Yeah. Dismont was a baseball player.  
17 That seems to make sense. And I think he probably should be  
18 removed from the jury.

19 MR. MARCHESE: We agree.

20 THE COURT: He knew who he was talking about.

21 MR. MARCHESE: I was getting worried the next thing  
22 that was going to come out of his mouth.

23 THE COURT: Yes.

24 MR. LEVENTHAL: I liked the tiptoeing. I didn't  
25 see tiptoeing. I think he was stomping all over it, like

1 I know this whole case --

2 THE COURT: Well, he didn't say --

3 MR. LEVENTHAL: -- and you don't want me here.

4 THE COURT: Yeah. No, I agree with that. But he

5 didn't say anything too damaging about Mr. Dismont.

6 MR. MARCHESE: No. I was worried for a second.

7 MR. LEVENTHAL: Yeah.

8 THE COURT: Okay. All right, we'll excuse Mr.

9 Kutch.

10 Mr. Harney, Number 715, has a heart valve

11 replacement on 5/23.

12 MS. BOTELHO: He goes.

13 MR. PALAL: Yeah, he can go.

14 THE COURT: He can go.

15 MS. BOTELHO: Yes.

16 MR. MARCHESE: Yeah, that sounds -- it sounds

17 legitimate.

18 THE COURT: And then he has the consultation the

19 Friday before, which makes sense. So we will excuse Mr.

20 Harney.

21 733, Ms. Widdison-Ermi, did hear and see news about

22 this case on the news, but said she had no fixed opinion.

23 The State's position?

24 MR. PALAL: I think she can stay. I don't think

25 that's a basis for cause just yet. Now, if it develops later

1 that could be something, but right now as the record stands,  
2 I think she can stay.

3 THE COURT: Okay.

4 MR. LEVENTHAL: I think anybody who -- first of  
5 all, at what point did they hear about the case? When it  
6 happened or when his first trial -- that's important to know;  
7 right? Because if she already knows that he's gone through  
8 it --

9 THE COURT: Sure.

10 MR. LEVENTHAL: So I don't know when that time  
11 frame was. So we need to maybe -- I would ask that we  
12 question her a little bit more in voir dire on her and just  
13 see when.

14 THE COURT: Okay. She will be our first person  
15 into the box to replace, so at some point we will ask her  
16 those questions.

17 MR. PALAL: We probably should ask her outside the  
18 presence of the other jurors, though, because if she says I  
19 know that he was convicted once before, it could probably  
20 contaminate our whole pool.

21 THE COURT: True.

22 MR. MARCHESE: I think that makes sense.

23 MR. LEVENTHAL: Right. What's what I'm asking for,  
24 outside the presence.

25 MR. MARCHESE: Yeah.

1 MR. LEVENTHAL: And the news wasn't, you know --  
2 THE COURT: All right. We have only three people  
3 that know.  
4 MR. MARCHESE: Right.  
5 MR. PALAL: Yeah.  
6 THE COURT: It seems more prudent just to --  
7 MR. LEVENTHAL: Get rid of them.  
8 MR. PALAL: Okay, we can kick her. Yeah.  
9 THE COURT: -- just to excuse her at this point to  
10 avoid contamination with that.  
11 MR. LEVENTHAL: I would agree.  
12 THE COURT: I can't imagine it was good news for  
13 you that she read.  
14 MR. LEVENTHAL: Exactly.  
15 THE COURT: I think it sounds like everyone is in  
16 agreement that maybe the safest thing to do would be excuse  
17 her. That will be 733, Widdison-Ermi.  
18 749, Danielle White, she has tickets and a hotel  
19 room starting for vacation on 5/25.  
20 MR. PALAL: The State would agree to excuse her.  
21 THE COURT: Defense?  
22 MR. LEVENTHAL: I don't care.  
23 THE COURT: Yeah. There's not much we can do with  
24 that. We'll excuse her.  
25 Pakou Vang, 761. Out of town on 5/23, that Monday

1 until 6:00 p.m. for her sister's wedding.

2 MR. PALAL: Again, given that we're going to need  
3 all this time to make sure we've got all the 5/30s in and  
4 out, I'd say -- the State, we can excuse her. We can't go  
5 dark on Monday.

6 THE COURT: Yeah. We can't just move around for  
7 individual jurors, unfortunately, with the schedule. So we  
8 will excuse Ms. Vang. One of the trial days she cannot be  
9 here.

10 Misty Ramones, 783. She has a trip for a funeral  
11 on 5/29.

12 MR. PALAL: I think that's fine.

13 THE COURT: I think we can -- she's within that --  
14 we can make it work, so we're going to leave her.

15 Hector Vega, 807. He indicated he speaks Spanish  
16 as his primary language. He's been here 27 years. A  
17 carpenter at a casino. Said he did understand most of what  
18 I was saying. What are -- I don't -- I haven't tried the  
19 case before. I don't know the case as well as you. Is this  
20 a technical case? Is this -- do you think this would be a  
21 problem for the State?

22 MR. PALAL: I think it would be because a lot of it  
23 is aiding and abetting and conspiracy liability.

24 THE COURT: Okay.

25 MR. PALAL: To me his understanding was -- actually

1 seemed -- that didn't concern me. And then when he said he  
2 couldn't read -- the writing I'm not even that worried about.  
3 The reading, he also said I can't read very well, and that  
4 to me is concerning in a very technical aiding and abetting  
5 and conspiracy liability case, on a felony murder case.

6 THE COURT: Defense, what is your position on Mr.  
7 Vega?

8 MR. LEVENTHAL: We agree he should be excused.

9 THE COURT: Okay. We will excuse Mr. Vega. Maybe  
10 a PSV we can get through, but something like this, obviously  
11 we need to be more careful about the technical understanding.

12 811, Lani Mac, her brother has a mental health  
13 evaluation. She's the only one that can take him. It's  
14 Wednesday at 11:00, I had, on 5/18 and she cannot reschedule.

15 MR. PALAL: The State will submit.

16 THE COURT: Defense?

17 MR. LEVENTHAL: Submit it.

18 THE COURT: All right. I'll excuse her.

19 Carlos Contreras-Escobar, 815. He's self-employed,  
20 has jobs, and then also says he's a Christian and cannot  
21 judge anyone.

22 MR. PALAL: Again, it sounds to me like somebody  
23 who's really trying to get out of jury service. That being  
24 said, the case is serious. And if he's saying he can't sit  
25 in judgment, whatever that means, then I think we have to



1 excuse him.

2 THE COURT: Defense?

3 MR. LEVENTHAL: We'll submit it, Judge. Hold on.

4 Court's indulgence.

5 THE COURT: Of course.

6 (Mr. Leventhal confers with the defendant)

7 THE COURT: He did tell me that he had a financial

8 hardship as well, that he has these jobs booked. He's self-

9 employed. He won't be paid if he's not painting. So I think

10 with the financial hardship, and I in general agree with Mr.

11 Palal that you don't want to have people here who don't want

12 to be here when you're asking them for nine days of their

13 life in this way. What is your position, Mr. Leventhal?

14 MR. LEVENTHAL: The position is is that I don't

15 want to hang this -- I mean, I want to hang the jury up, but

16 I don't want to hang it up that way. So if he can't make a

17 decision back there, then he doesn't need to be here.

18 THE COURT: All right.

19 MR. LEVENTHAL: We would agree that he needs to

20 be --

21 THE COURT: We are going to remove Mr. Escobar --

22 Contreras-Escobar. A, because I can't say his name right.

23 And B, because he has expressed opinions that would be

24 inopposite of what he needs to do as a juror. So, 815, he

25 can't judge.

1           Okay. 843, Lisa Williams, she was our first person  
2 to raise her hand. She said she has some neck and back  
3 issues but is okay if she can stretch. State's position?

4           MR. PALAL: I think the Court -- other jurors have  
5 been in and you have allowed -- instructed the jurors they  
6 can stand up and stretch whenever they want, so the State  
7 would --

8           THE COURT: That's the same. I let them stretch  
9 at any point as long as it's not distracting.

10          MR. MARCHESE: I think you rehabilitated her. Yeah.

11          THE COURT: Okay. All right, we're going to leave  
12 her.

13          Cecilia Snyder, she said she has hypertension  
14 that's out of control, but she's worried the stress of this  
15 case would be too much.

16          MR. LEVENTHAL: You know, I -- sorry, go ahead.

17          MR. PALAL: No, go ahead. I'll defer to you.

18          MR. LEVENTHAL: My thing was it wasn't until you  
19 said would you rather watch the concrete dry, and she said  
20 yes. That's when it sort of went over the top to me that she  
21 does not want to be here; the stress may be too much. And  
22 I don't want to put somebody in that. It's already a very  
23 stressful situation with what they're going to see. So I  
24 believe that we should probably just excuse her.

25          THE COURT: What is your thought, State?

1 MR. PALAL: We'll submit it, Your Honor.

2 THE COURT: All right. Well, I'll excuse her.

3 Ms. Nolasco, 874, she's a teacher and this is her  
4 last seven days of school as well. My inclination is that  
5 we excused the last teacher for the exact same reason and it  
6 would be a little cruel to keep her under these circumstances  
7 if we've excused the other one. So my inclination is to let  
8 her go, unless someone has a strong objection.

9 MR. PALAL: None from the State.

10 MR. LEVENTHAL: No, Your Honor.

11 THE COURT: All right.

12 MR. MARCHESE: I think the same logic applies.

13 THE COURT: Okay, I agree.

14 Jerrod Toth, 883. He remembers the case. He  
15 talked about it with his girlfriend. He couldn't be fair  
16 because of what he read.

17 MR. LEVENTHAL: Correct.

18 THE COURT: Excuse him.

19 MR. PALAL: Yes, Your Honor.

20 MR. MARCHESE: Yes.

21 THE COURT: Stacey Oyama is going to Hawaii, 5/26  
22 at 7:00 a.m., which is our last day.

23 MR. PALAL: I mean, I just -- with 5/26 it's  
24 cutting it so close that I think we're better -- we're safer  
25 to remove her, since it's 5/26 in the morning.

1 THE COURT: Yeah. That's sort of where I'm at,  
2 unless defense has a strong objection to removing her.  
3 MR. LEVENTHAL: No objection. We'll submit it.  
4 THE COURT: All right. I will remove Ms. Oyama  
5 as well.  
6 We might have to get another panel for tomorrow.  
7 We'll see what our numbers are.  
8 Brenda Perez, 935. She says she speaks Spanish.  
9 She understood less than 50 percent of what I was saying.  
10 She's been here ten years. She works as a casino porter.  
11 Uses both English and Spanish at work. State?  
12 MR. PALAL: The State will submit to the Court.  
13 MR. LEVENTHAL: She should probably be excused.  
14 Her English is worse than the other one that we've already  
15 excused.  
16 MR. MARCHESE: Yeah, I could barely --  
17 MR. LEVENTHAL: Yes.  
18 THE COURT: Absolutely. For consistency's sake,  
19 I agree. Okay.  
20 MR. MARCHESE: I didn't even get that much out of  
21 what I was -- the notes, so it was poor.  
22 THE COURT: Okay. 935. And you were closer, so.  
23 All right. So then we need to do some box  
24 replacements real quick before we bring -- Does anyone need  
25 to use the restroom or anything before we --

1 MR. LEVENTHAL: Mr. Solid does.

2 THE COURT: You do? Okay. If you guys want to,

3 while the jury is especially out there, if you want to use

4 the back area, I'm okay with that for both.

5 MR. PALAL: Okay, thank you.

6 THE COURT: So let me look at the replacements. If

7 you want to take Mr. Solid over, I'm just going to be telling

8 them where certain jurors are going.

9 MR. LEVENTHAL: Yeah.

10 MR. MARCHESE: (Speaking to the defendant) We're

11 not doing anything of substance.

12 MR. LEVENTHAL: The people who got kicked out for

13 cause will be replaced.

14 THE COURT: Correct.

15 MR. LEVENTHAL: Okay.

16 THE COURT: Okay. We are going to go off the

17 record right now.

18 (Court recessed from 2:00 p.m. until 2:11 p.m.)

19 THE COURT: All right. Are we ready to bring the

20 jury back in?

21 THE MARSHAL: Let me get them lined up.

22 THE COURT: Okay.

23 (Pause in the proceedings)

24 THE COURT: They're ready?

25 THE MARSHAL: Yeah.

1 THE COURT: Okay. Let's go get them.  
2 THE MARSHAL: Stand for the jury.  
3 (Prospective jury panel enters the courtroom)  
4 THE COURT: You guys can be seated. I think we're  
5 missing one, Randy. Mr. Harney, 715.  
6 THE MARSHAL: He's not on the floor.  
7 THE COURT: All right. Well, he was going to be  
8 excused anyway, so let's proceed. Do we have the rest of  
9 the jurors?  
10 THE MARSHAL: Yes.  
11 THE COURT: Okay. You guys may be seated.  
12 I'm going to read off a list of jurors that we are  
13 going to be excusing at this time. If your name is read,  
14 please gather your things, you are excused for today. Thank  
15 you so much for being here.  
16 We're going to start with 468, Jamie Landahl; 622,  
17 Henry Artiga; 634, Aida Miranda; 702, Bryn Kutch; 715, Jason  
18 Harney, or in his absence; 733, Sherie Widdison-Ermi; 749,  
19 Danielle White; 761, Pakou Vang; 807, Hector Vega; 811, Lani  
20 Mac; 815, Carlos Contreras-Escobar; 859, Cecilia Snyder; 874,  
21 Vanesa Nolasco; 883, Jerrod Toth; 891, Stacey Oyama; 935,  
22 Brenda Perez.  
23 Okay. Then we're going to play some musical  
24 chairs. So into Seat 9, which was just vacated, we're going  
25 to have 742, Pascua. Into Seat 22, which is here on the end,

1 we're going to have 750, Webster. Into Seat 24 in front here  
2 we're going to have 783, Ramones. Seat 30, we're going to  
3 have 797, Lein. And into Seat 31 we're going to have 830,  
4 McGowan.

5 PROSPECTIVE JUROR NO. 830: McGowan?

6 THE COURT: McGowan. Yes, you're going to go into  
7 Seat 31. Thank you.

8 Can we have the microphone, Randy?

9 THE MARSHAL: I got it.

10 THE COURT: All right. At this time I'm going to  
11 begin to ask questions of the individual seated in the jury  
12 box, starting with Seat 1, Ms. Nassar. What is your name and  
13 Badge Number, ma'am?

14 PROSPECTIVE JUROR NO. 289: Stephanie Nassar, Badge  
15 Number 875 (sic).

16 THE COURT: 289. Is that possible?

17 PROSPECTIVE JUROR NO. 289: My document shows 875.  
18 I'm not sure.

19 THE COURT: Okay. I have you as 289.

20 PROSPECTIVE JUROR NO. 289: Okay.

21 THE COURT: How long have you lived in Clark  
22 County, ma'am?

23 PROSPECTIVE JUROR NO. 289: Twenty-five years this  
24 July.

25 THE COURT: Okay. How far did you go in school?

1 PROSPECTIVE JUROR NO. 289: Bachelor's Degree.  
2 THE COURT: What did you study?  
3 PROSPECTIVE JUROR NO. 289: Human Services and  
4 Management, as well as Psychology.  
5 THE COURT: Got it. Are you working right now?  
6 PROSPECTIVE JUROR NO. 289: Yes.  
7 THE COURT: What kind of work do you do?  
8 PROSPECTIVE JUROR NO. 289: I work in timeshare.  
9 I help with writing loans.  
10 THE COURT: And are you married or in a significant  
11 relationship?  
12 PROSPECTIVE JUROR NO. 289: I am married.  
13 THE COURT: What does your spouse do for work?  
14 PROSPECTIVE JUROR NO. 289: He is unemployed. I'm  
15 the only one working right now.  
16 THE COURT: Got it. Do you have any children?  
17 PROSPECTIVE JUROR NO. 289: Three boys.  
18 THE COURT: How old are they?  
19 PROSPECTIVE JUROR NO. 289: 22, 18 and 10.  
20 THE COURT: Okay. What does the 22-year-old do for  
21 work?  
22 PROSPECTIVE JUROR NO. 289: He's a cosmetologist.  
23 He lives on his own.  
24 THE COURT: Got it. What about the 18-year-old,  
25 does he work outside the home or still in school?



1 PROSPECTIVE JUROR NO. 289: He's neither. He's in  
2 limbo, if you will.

3 THE COURT: Got it. Okay.

4 PROSPECTIVE JUROR NO. 289: Thinking about school,  
5 thinking about work, deciding which direction he wants to go.

6 THE COURT: Taking a gap year?

7 PROSPECTIVE JUROR NO. 289: Yes.

8 THE COURT: All right. Have you or anyone close  
9 to you ever been the victim of a serious crime?

10 PROSPECTIVE JUROR NO. 289: No.

11 THE COURT: Have you or anyone close to you ever  
12 been accused of a serious crime?

13 PROSPECTIVE JUROR NO. 289: Yes.

14 THE COURT: And when was that?

15 PROSPECTIVE JUROR NO. 289: July, last year.

16 THE COURT: Was that you or someone else that you  
17 know?

18 PROSPECTIVE JUROR NO. 289: Not a serious crime.

19 THE COURT: That's okay. You know --

20 PROSPECTIVE JUROR NO. 289: It was me.

21 THE COURT: People are going to ask, you know, what  
22 do you mean by serious? If it was serious to you, if you  
23 think it's worth bringing up, go for it.

24 PROSPECTIVE JUROR NO. 289: It's a misdemeanor, but.

25 THE COURT: So it was a misdemeanor involving you.

1 Was that here in Clark County?

2 PROSPECTIVE JUROR NO. 289: Yes, it was.

3 THE COURT: And was it this D.A.'s Office that

4 handled it or another prosecutorial agency?

5 PROSPECTIVE JUROR NO. 289: I'm not sure. I haven't

6 seen -- I haven't been to arraignment yet.

7 THE COURT: Okay. So that's still pending?

8 PROSPECTIVE JUROR NO. 289: Correct.

9 THE COURT: When is that set to go?

10 PROSPECTIVE JUROR NO. 289: August 8th.

11 THE COURT: When is your next court date?

12 PROSPECTIVE JUROR NO. 289: August 8th.

13 THE COURT: And where is that at, if you know?

14 PROSPECTIVE JUROR NO. 289: Municipal court.

15 THE COURT: It's in municipal court. Okay. And so

16 that would be a different district -- well, it wouldn't be a

17 district attorney's office, it would be the city attorney's

18 office --

19 PROSPECTIVE JUROR NO. 289: Okay.

20 THE COURT: -- that's going to handle that. Okay.

21 PROSPECTIVE JUROR NO. 289: I've never been in

22 trouble before, so I don't know.

23 THE COURT: That's okay. Ultimately it looks like

24 you haven't been convicted of anything yet. Have you had to

25 go to court for that?

1 PROSPECTIVE JUROR NO. 289: I have not yet. It's  
2 been postponed several times.

3 THE COURT: What kind of case is it in general?

4 PROSPECTIVE JUROR NO. 289: Violating a TPO.

5 THE COURT: Okay, got it. And so far have you been  
6 satisfied with how the case has been handled?

7 PROSPECTIVE JUROR NO. 289: So far I haven't really  
8 had a chance to do anything with the case, but so far it's  
9 just been postponed continuously. So it's fine by me, it  
10 allows me to prepare.

11 THE COURT: Understood. Is there anything about  
12 that experience that would cause you not to be fair and  
13 impartial in this case?

14 PROSPECTIVE JUROR NO. 289: I don't believe so.

15 THE COURT: All right. Have you or anyone close to  
16 you ever worked in law enforcement?

17 PROSPECTIVE JUROR NO. 289: No.

18 THE COURT: Have you ever been a juror before?

19 PROSPECTIVE JUROR NO. 289: No.

20 THE COURT: Is there anything about the nature of  
21 this case or anything you've heard here today that would make  
22 it hard for you to sit as a juror in this case?

23 PROSPECTIVE JUROR NO. 289: No.

24 THE COURT: Can you base your verdict only on the  
25 evidence that's presented at the trial and wait to form an

1 opinion until you've heard all the evidence?  
2 PROSPECTIVE JUROR NO. 289: Yes.  
3 THE COURT: Could you be fair to both sides in this  
4 case?  
5 PROSPECTIVE JUROR NO. 289: Yes.  
6 THE COURT: Thank you so much. Go ahead and pass  
7 the microphone to Ms. Lawrence. Are you 421?  
8 PROSPECTIVE JUROR NO. 421: Yes.  
9 THE COURT: Okay, great. Thanks for being here.  
10 How long have you lived in Clark County?  
11 PROSPECTIVE JUROR NO. 421: Since I was six, so  
12 that would be 2007.  
13 THE COURT: Okay. And how far did you go in school?  
14 PROSPECTIVE JUROR NO. 421: I'm currently in  
15 college.  
16 THE COURT: What are you studying?  
17 PROSPECTIVE JUROR NO. 421: I'm a film major with  
18 a minor in technical theater.  
19 THE COURT: Are you currently working?  
20 PROSPECTIVE JUROR NO. 421: Yes.  
21 THE COURT: What kind of work do you do?  
22 PROSPECTIVE JUROR NO. 421: I work as a box office  
23 agent for David Saxe Productions down at Planet Hollywood.  
24 THE COURT: Okay. Are you married or in a  
25 significant relationship?

1           PROSPECTIVE JUROR NO. 421: I'm in a relationship  
2 but not married, no.

3           THE COURT: What does your significant other do for  
4 work?

5           PROSPECTIVE JUROR NO. 421: He currently works for  
6 a pawn shop.

7           THE COURT: Got it. Do you have any children?

8           PROSPECTIVE JUROR NO. 421: No.

9           THE COURT: Have you or anyone close to you ever  
10 been the victim of a serious crime?

11           PROSPECTIVE JUROR NO. 421: No.

12           THE COURT: Have you or anyone close to you ever  
13 been accused of a serious crime?

14           PROSPECTIVE JUROR NO. 421: No.

15           THE COURT: Have you or anyone close to you ever  
16 worked in law enforcement?

17           PROSPECTIVE JUROR NO. 421: No.

18           THE COURT: Have you been a juror before?

19           PROSPECTIVE JUROR NO. 421: No.

20           THE COURT: Is there anything about the nature of  
21 this case or anything you've heard here today that would make  
22 it hard for you to be a juror in this case?

23           PROSPECTIVE JUROR NO. 421: No.

24           THE COURT: Can you base your verdict only on the  
25 evidence that you hear at trial and wait to form an opinion

1 until you hear all that evidence?

2 PROSPECTIVE JUROR NO. 421: Yes.

3 THE COURT: And could you be fair to both sides?

4 PROSPECTIVE JUROR NO. 421: Yes.

5 THE COURT: Go ahead and pass the microphone.

6 Mr. Brown.

7 PROSPECTIVE JUROR NO. 424: Yes.

8 THE COURT: Hi, Mr. Brown. 424?

9 PROSPECTIVE JUROR NO. 424: Yes.

10 THE COURT: Okay. How long have you lived in Clark

11 County, sir?

12 PROSPECTIVE JUROR NO. 424: Four years.

13 THE COURT: Where did you move from?

14 PROSPECTIVE JUROR NO. 424: Detroit.

15 THE COURT: And how far did you go in school?

16 PROSPECTIVE JUROR NO. 424: GED.

17 THE COURT: Are you currently working?

18 PROSPECTIVE JUROR NO. 424: Yes.

19 THE COURT: What kind of work do you do?

20 PROSPECTIVE JUROR NO. 424: Amazon warehouse.

21 THE COURT: Are you married or in a significant

22 relationship?

23 PROSPECTIVE JUROR NO. 424: Married.

24 THE COURT: What does your spouse do for work?

25 PROSPECTIVE JUROR NO. 424: She's on disability.

1 THE COURT: Do you have any children?  
2 PROSPECTIVE JUROR NO. 424: Yeah, three.  
3 THE COURT: How old are they?  
4 PROSPECTIVE JUROR NO. 424: 30, 29, 21.  
5 THE COURT: Okay. So let's start with the oldest  
6 one, the 30-year-old. What do they do for work?  
7 PROSPECTIVE JUROR NO. 424: He works at a hotel.  
8 THE COURT: Is that here in Vegas or somewhere else?  
9 PROSPECTIVE JUROR NO. 424: No, Chicago.  
10 THE COURT: Got it. And what about -- the 29-year-  
11 old was next, I think. What do they do for work.  
12 PROSPECTIVE JUROR NO. 424: He works silk-screening.  
13 THE COURT: Doing what?  
14 PROSPECTIVE JUROR NO. 424: Silk-screening.  
15 THE COURT: Silk-screening. Oh, like on t-shirts --  
16 PROSPECTIVE JUROR NO. 424: Yeah.  
17 THE COURT: -- and bags and things like that. Cool.  
18 And then how old was the youngest?  
19 PROSPECTIVE JUROR NO. 424: 21.  
20 THE COURT: Does he work or does that child work  
21 outside the home?  
22 PROSPECTIVE JUROR NO. 424: Yes.  
23 THE COURT: What does that child do?  
24 PROSPECTIVE JUROR NO. 424: He's a manager at  
25 Burger King.

1 THE COURT: Okay. Have you or anyone close to you  
2 ever been the victim of a serious crime?  
3 PROSPECTIVE JUROR NO. 424: No.  
4 THE COURT: Have you or anyone close to you ever  
5 been accused of a serious crime?  
6 PROSPECTIVE JUROR NO. 424: No.  
7 THE COURT: Have you or anyone close to you ever  
8 worked in law enforcement?  
9 PROSPECTIVE JUROR NO. 424: No.  
10 THE COURT: Have you been a juror before?  
11 PROSPECTIVE JUROR NO. 424: No.  
12 THE COURT: Is there anything about the nature of  
13 this case or anything you've heard here today that would make  
14 it hard for you to be a juror in this case?  
15 PROSPECTIVE JUROR NO. 424: No.  
16 THE COURT: Can you base your verdict only on the  
17 evidence that's presented at trial and wait to form an  
18 opinion until you hear all the evidence?  
19 PROSPECTIVE JUROR NO. 424: Yes.  
20 THE COURT: And could you be fair to both sides?  
21 PROSPECTIVE JUROR NO. 424: Yes.  
22 THE COURT: Okay. Thank you so much, Mr. Brown.  
23 Go ahead and pass to Mr. Appleman.  
24 How are you doing today, sir?  
25 PROSPECTIVE JUROR NO. 430: Doing well. Yourself?



1 THE COURT: Good. Thank you for asking. You are  
2 430; correct?

3 PROSPECTIVE JUROR NO. 430: Yes, ma'am.

4 THE COURT: Perfect. How long have you lived in  
5 Clark County?

6 PROSPECTIVE JUROR NO. 430: It will be 22 years in  
7 October.

8 THE COURT: And how far did you go in school?

9 PROSPECTIVE JUROR NO. 430: I'm about four credits  
10 shy of an associate's degree.

11 THE COURT: What were you studying or are studying?

12 PROSPECTIVE JUROR NO. 430: Culinary Arts.

13 THE COURT: What was that?

14 PROSPECTIVE JUROR NO. 430: Culinary Arts.

15 THE COURT: Got it. Are you currently working?

16 PROSPECTIVE JUROR NO. 430: Yes, ma'am.

17 THE COURT: What kind of work do you do?

18 PROSPECTIVE JUROR NO. 430: I work for Albertsons.

19 THE COURT: All right. In what capacity?

20 PROSPECTIVE JUROR NO. 430: There's not much I  
21 don't do for the building. I know how to check, I manage  
22 half of the dairy department. I do online ordering. I'm all  
23 over the building.

24 THE COURT: So you run Albertsons, is what you're  
25 saying.

1 PROSPECTIVE JUROR NO. 430: More or less, yeah.  
2 THE COURT: Are you married or in a significant  
3 relationship?  
4 PROSPECTIVE JUROR NO. 430: No, ma'am.  
5 THE COURT: Do you have any children?  
6 PROSPECTIVE JUROR NO. 430: No, ma'am.  
7 THE COURT: Have you or anyone close to you ever  
8 been the victim of a serious crime?  
9 PROSPECTIVE JUROR NO. 430: No, ma'am.  
10 THE COURT: Have you or anyone close to you ever  
11 been accused of a serious crime?  
12 PROSPECTIVE JUROR NO. 430: No, ma'am.  
13 THE COURT: Have you or anyone close to you ever  
14 worked in law enforcement?  
15 PROSPECTIVE JUROR NO. 430: I had a relative back  
16 in Indiana who was a police officer.  
17 THE COURT: Okay. Was this a close relative or  
18 somebody kind of distant?  
19 PROSPECTIVE JUROR NO. 430: Well, somewhat. I mean,  
20 we don't stay in touch since I moved away from Indiana.  
21 THE COURT: Okay.  
22 PROSPECTIVE JUROR NO. 430: But, yeah, I mean, our  
23 family is very close-knit.  
24 THE COURT: Do you talk to him about his day-to-day  
25 work?

1 PROSPECTIVE JUROR NO. 430: No. It's been quite  
2 awhile.

3 THE COURT: Okay. So is there anything about that  
4 relationship with -- it sounds like a cousin, maybe, that  
5 works --

6 PROSPECTIVE JUROR NO. 430: Oh, it's an uncle.

7 THE COURT: An uncle who's in law enforcement. Is  
8 there anything about that relationship that would cause you  
9 not to be fair and impartial in this case?

10 PROSPECTIVE JUROR NO. 430: I don't believe so.

11 THE COURT: Have you ever been a juror before?

12 PROSPECTIVE JUROR NO. 430: No.

13 THE COURT: Is there anything about the nature of  
14 this case or anything you've heard in court today that would  
15 make it hard for you to be a juror in this case?

16 PROSPECTIVE JUROR NO. 430: I don't believe so.  
17 I mean, I see thefts on a daily basis where I work, so it  
18 kind of like -- it's a hot-button issue for me.

19 THE COURT: Okay. And when you say hot-button, is  
20 that something that indicates maybe you've already made up  
21 your mind on this, or are you willing to hear the evidence  
22 and make a decision on the facts in this case?

23 PROSPECTIVE JUROR NO. 430: Well, I'm already --  
24 I'm kind of torn in my own mind because I've been stolen  
25 from, I see people steal when I go to work. And it's

1 something that aggravates me --

2 THE COURT: Uh-huh.

3 PROSPECTIVE JUROR NO. 430: -- because I've worked  
4 for everything that I own, everything that I have, and I've  
5 never stolen anything. And I don't -- it's not something  
6 that I tolerate or appreciate.

7 THE COURT: Okay. And those are obviously  
8 experiences that happened to you outside of this courtroom.  
9 Would you be able to put those experiences aside and listen  
10 to the evidence that's presented in this case, or would that  
11 be impossible for you to do?

12 PROSPECTIVE JUROR NO. 430: Oh, it's definitely  
13 possible, yeah. I can put away -- I can put that other stuff  
14 aside and, you know, be fair.

15 THE COURT: Can you wait to form an opinion until  
16 you've heard the evidence in this case, or have you already  
17 made your mind up one way or the other?

18 PROSPECTIVE JUROR NO. 430: Uh, I haven't made my  
19 mind up.

20 THE COURT: Okay. Could you be fair to both sides  
21 in this case?

22 PROSPECTIVE JUROR NO. 430: Yes.

23 THE COURT: Okay. Thank you for letting me know  
24 that. Go ahead and pass the microphone.

25 Ms. Bauman. And you are --

1 PROSPECTIVE JUROR NO. 453: 0453.  
2 THE COURT: Perfect. Thank you. How long have you  
3 lived in Clark County?  
4 PROSPECTIVE JUROR NO. 453: Since December of 2015.  
5 THE COURT: And where did you move from?  
6 PROSPECTIVE JUROR NO. 453: Southern California.  
7 THE COURT: Got it. How far did you go in school?  
8 PROSPECTIVE JUROR NO. 453: An MBA.  
9 THE COURT: What did you study?  
10 PROSPECTIVE JUROR NO. 453: Business Administration.  
11 THE COURT: Master's in Business Administration.  
12 That makes sense. Okay. Are you currently working?  
13 PROSPECTIVE JUROR NO. 453: I'm in-between. I'm  
14 just doing Uber right now.  
15 THE COURT: Got it. What sort of work have you  
16 done in the past?  
17 PROSPECTIVE JUROR NO. 453: Marketing, sales.  
18 Mostly marketing and sales since I've been here.  
19 THE COURT: Okay. Are you married or in a  
20 significant relationship?  
21 PROSPECTIVE JUROR NO. 453: Significant.  
22 THE COURT: What does your significant other do for  
23 work?  
24 PROSPECTIVE JUROR NO. 453: He works in a warehouse,  
25 similar to like Amazon.

1 THE COURT: Understood. Do you have any children?  
2 PROSPECTIVE JUROR NO. 453: I do.  
3 THE COURT: How many?  
4 PROSPECTIVE JUROR NO. 453: Just one.  
5 THE COURT: How old?  
6 PROSPECTIVE JUROR NO. 453: Twenty-eight.  
7 THE COURT: Twenty?  
8 PROSPECTIVE JUROR NO. 453: Twenty-eight.  
9 THE COURT: Twenty-eight. And what does that child  
10 do for work?  
11 PROSPECTIVE JUROR NO. 453: He serves in the Army.  
12 THE COURT: Got it. Thank you for his service.  
13 Well, I guess you don't do it, but you've raised him. Have  
14 you or anyone close to you ever been the victim of a serious  
15 crime?  
16 PROSPECTIVE JUROR NO. 453: No.  
17 THE COURT: Have you or anyone close to you ever  
18 been accused of a serious crime?  
19 PROSPECTIVE JUROR NO. 453: No.  
20 THE COURT: Have you or anyone close to you ever  
21 worked in law enforcement?  
22 PROSPECTIVE JUROR NO. 453: Yes. Not a blood  
23 relative, but my godfather and his son.  
24 THE COURT: Okay. And so is that something --  
25 maybe you knew what he did for work growing up, or is this

1 something that you talk to him every day about his work?  
2 PROSPECTIVE JUROR NO. 453: I don't talk to him  
3 every day about his work, no. He's retired.  
4 THE COURT: Does he share a lot of his experiences  
5 working in law enforcement with you?  
6 PROSPECTIVE JUROR NO. 453: All positive things.  
7 THE COURT: Positive? Okay.  
8 PROSPECTIVE JUROR NO. 453: Yeah, all positive.  
9 But, no, we don't talk --  
10 THE COURT: So it's not like -- I'm just trying to  
11 get -- I guess what I'm getting at is do you think you have  
12 any inside knowledge or anything because of his work?  
13 PROSPECTIVE JUROR NO. 453: Oh, no. He just talked  
14 about how he managed his different men a little bit.  
15 THE COURT: Got it.  
16 PROSPECTIVE JUROR NO. 453: Yeah.  
17 THE COURT: So is there anything about that  
18 relationship that would cause you not to be fair and  
19 impartial in this case?  
20 PROSPECTIVE JUROR NO. 453: No.  
21 THE COURT: Have you ever been a juror before?  
22 PROSPECTIVE JUROR NO. 453: No.  
23 THE COURT: Is there anything about the nature of  
24 this case or anything you've heard here today that would make  
25 it hard for you to sit as a juror in this case?

1 PROSPECTIVE JUROR NO. 453: No.

2 THE COURT: And can you base your verdict only on

3 the evidence that you hear in court?

4 PROSPECTIVE JUROR NO. 453: Yes, ma'am.

5 THE COURT: Can you wait to form an opinion until

6 you've heard all the evidence?

7 PROSPECTIVE JUROR NO. 453: Definitely.

8 THE COURT: Could you be fair to both sides?

9 PROSPECTIVE JUROR NO. 453: Yes.

10 THE COURT: Thank you. Go ahead and pass the

11 microphone. Sorry, I'm just taking a note real quick.

12 All right. Mr. Johnson. How are you today?

13 PROSPECTIVE JUROR NO. 455: Hi. Good. How are you?

14 THE COURT: Thanks for -- I'm good. Thank you for

15 asking. How long have you lived in Clark County?

16 PROSPECTIVE JUROR NO. 455: Since 1991.

17 THE COURT: And also, you are --

18 PROSPECTIVE JUROR NO. 455: 455.

19 THE COURT: 455. Perfect. Thank you. All right.

20 And how far did you go in school?

21 PROSPECTIVE JUROR NO. 455: Associate's degree and

22 some college.

23 THE COURT: What did you study?

24 PROSPECTIVE JUROR NO. 455: Entertainment.

25 THE COURT: And are you currently working?



1 PROSPECTIVE JUROR NO. 455: Yes, I am.

2 THE COURT: What kind of work do you do?

3 PROSPECTIVE JUROR NO. 455: I am a singer and I  
4 work in entertainment.

5 THE COURT: And is that singer, is that on your own  
6 and you work in a casino, you work in a certain --

7 PROSPECTIVE JUROR NO. 455: I work for -- I've done  
8 a lot of shows in town and I actually work for a band and I  
9 cover a couple of shows in town right now.

10 THE COURT: Okay, got it. Any specific genre or --

11 PROSPECTIVE JUROR NO. 455: My band does a lot of  
12 80s music, and then I cover Atomic Saloon Show, which is one  
13 at the Venetian, and I also every once in awhile sing in  
14 Magic Mike Live.

15 THE COURT: Very cool. Are you married or in a  
16 significant relationship?

17 PROSPECTIVE JUROR NO. 455: No.

18 THE COURT: Do you have any children?

19 PROSPECTIVE JUROR NO. 455: No.

20 THE COURT: Have you or anyone close to you ever  
21 been the victim of a serious crime?

22 PROSPECTIVE JUROR NO. 455: No.

23 THE COURT: Have you or anyone close to you ever  
24 been accused of a serious crime?

25 PROSPECTIVE JUROR NO. 455: No.

1 THE COURT: Have you or anyone close to you ever  
2 worked in law enforcement?

3 PROSPECTIVE JUROR NO. 455: No.

4 THE COURT: Have you ever been a juror before?

5 PROSPECTIVE JUROR NO. 455: No.

6 THE COURT: Is there anything about the nature of  
7 this case or anything you've heard here today that would make  
8 it hard for you to be a juror in this case?

9 PROSPECTIVE JUROR NO. 455: I don't think so.

10 THE COURT: Could you base your verdict only on the  
11 evidence that you hear in court and wait to form an opinion  
12 until you've heard all that evidence?

13 PROSPECTIVE JUROR NO. 455: I believe I could.

14 THE COURT: Could you be fair to both sides?

15 PROSPECTIVE JUROR NO. 455: Yes, I think so.

16 THE COURT: Thank you so much. Go ahead and pass  
17 the microphone.

18 456; On.

19 PROSPECTIVE JUROR NO. 456: Correct, Your Honor.

20 THE COURT: How are you doing today?

21 PROSPECTIVE JUROR NO. 456: Can you repeat that one  
22 more time? Sorry.

23 THE COURT: Is your Badge Number 456?

24 PROSPECTIVE JUROR NO. 456: Yes.

25 THE COURT: I just asked how are you doing today?

1 PROSPECTIVE JUROR NO. 456: I'm doing good, thank  
2 you.

3 THE COURT: All right. How long have you lived in  
4 Clark County?

5 PROSPECTIVE JUROR NO. 456: All my life. I was  
6 born in 2000.

7 THE COURT: Got it. How far did you go in school?

8 PROSPECTIVE JUROR NO. 456: I'm on my last semester  
9 of my Bachelor's Degree.

10 THE COURT: And what are you studying?

11 PROSPECTIVE JUROR NO. 456: Music composition.

12 THE COURT: Got it. Are you currently working?

13 PROSPECTIVE JUROR NO. 456: Yes. Uh-huh.

14 THE COURT: What kind of work do you do?

15 PROSPECTIVE JUROR NO. 456: I'm a freelance teacher  
16 and performer.

17 THE COURT: Is there a specific subject you teach?

18 PROSPECTIVE JUROR NO. 456: Yes. French horn,  
19 classical music, music theory.

20 THE COURT: Got it. Okay. Are you married or in  
21 a significant relationship?

22 PROSPECTIVE JUROR NO. 456: I am in a significant  
23 relationship.

24 THE COURT: What does your significant other do for  
25 work?

1 PROSPECTIVE JUROR NO. 456: She's an assistant band  
2 director.

3 THE COURT: Do you have any children?

4 PROSPECTIVE JUROR NO. 456: No.

5 THE COURT: Have you or anyone close to you ever  
6 been the victim of a serious crime?

7 PROSPECTIVE JUROR NO. 456: No.

8 THE COURT: Have you or anyone close to you ever  
9 been accused of a serious crime?

10 PROSPECTIVE JUROR NO. 456: Yes.

11 THE COURT: Okay. And who was that?

12 PROSPECTIVE JUROR NO. 456: It's mainly some of my  
13 students being accused of possession of drugs.

14 THE COURT: Okay.

15 PROSPECTIVE JUROR NO. 456: That's --

16 THE COURT: That's the situation that you're  
17 referring to?

18 PROSPECTIVE JUROR NO. 456: Yeah, I can think of  
19 off the top of my mind. Yeah.

20 THE COURT: Do you know -- is there any specific  
21 situation that you're thinking of in your head when you say  
22 that, or is it just sort of varied experiences?

23 PROSPECTIVE JUROR NO. 456: Not one of my students,  
24 but I remember, like, because I also run a band classroom  
25 at Valley High School, and one of my African students got

1 accused for carrying drugs, for being part of a certain  
2 group.

3 THE COURT: I see. Okay. Was he ultimately  
4 charged with that or just accused of it?

5 PROSPECTIVE JUROR NO. 456: Just accused.

6 THE COURT: Did that case not even get charged?

7 PROSPECTIVE JUROR NO. 456: No. I managed to clear  
8 it up with the higher-ups at my school.

9 THE COURT: Okay. Any of the situations that  
10 you're talking about, did any of those ever get charged and  
11 the students had to go to court?

12 PROSPECTIVE JUROR NO. 456: No.

13 THE COURT: Okay. Ultimately, were you satisfied  
14 from afar with how your students were treated in those  
15 situations?

16 PROSPECTIVE JUROR NO. 456: No.

17 THE COURT: Is there anything about that experience  
18 that would cause you not to be fair and impartial in this  
19 case?

20 PROSPECTIVE JUROR NO. 456: In this case, I could  
21 be equal in judgment, yeah.

22 THE COURT: You can be fair to both sides?

23 PROSPECTIVE JUROR NO. 456: Yeah.

24 THE COURT: Okay. But maybe if it were a different  
25 situation, a drug possession case, your former experiences

1 would be -- would make you -- would make it hard for you to  
2 sit. Is that what you're saying?

3 PROSPECTIVE JUROR NO. 456: Yes, Your Honor.

4 THE COURT: Okay. Have you or anyone close to you  
5 ever worked in law enforcement?

6 PROSPECTIVE JUROR NO. 456: No.

7 THE COURT: Have you been a juror before?

8 PROSPECTIVE JUROR NO. 456: No.

9 THE COURT: Is there anything about the nature of  
10 this case or anything you've heard here today that would make  
11 it hard for you to be a juror in this case?

12 PROSPECTIVE JUROR NO. 456: No.

13 THE COURT: Can you base your verdict only on the  
14 evidence that's presented in court and wait to form an  
15 opinion until you hear all the evidence?

16 PROSPECTIVE JUROR NO. 456: Yes.

17 THE COURT: Could you be fair to both sides?

18 PROSPECTIVE JUROR NO. 456: Yes.

19 THE COURT: Okay. Thank you so much. Go ahead and  
20 pass the microphone.

21 Ms. Lee. How are you doing today?

22 PROSPECTIVE JUROR NO. 459: I'm well.

23 THE COURT: All right, great. You are 459; correct?

24 PROSPECTIVE JUROR NO. 459: 459.

25 THE COURT: Thank you. How long have you lived in

1 Clark County?

2 PROSPECTIVE JUROR NO. 459: Three plus years. In  
3 November it will be four years.

4 THE COURT: Where did you move from?

5 PROSPECTIVE JUROR NO. 459: New Mexico.

6 THE COURT: Got it. How far did you go in school?

7 PROSPECTIVE JUROR NO. 459: Ph.D.

8 THE COURT: And what did you study?

9 PROSPECTIVE JUROR NO. 459: I'm a radiation  
10 physicist and then also my Ph.D. is in Health Education.

11 THE COURT: Got it. And you're currently working  
12 as -- you said a radiation --

13 PROSPECTIVE JUROR NO. 459: A radiation physicist.

14 THE COURT: Physicist. All right. And then you  
15 also are doing some training, it sounded like.

16 PROSPECTIVE JUROR NO. 459: Yeah. Training, trying  
17 to get students interested in rad protection.

18 THE COURT: Okay, got it. And your current  
19 employment, is that through a company or freelance, or how  
20 does that work?

21 PROSPECTIVE JUROR NO. 459: So I'm employed with  
22 Las Alamos National Laboratory. I'm out here at Nevada  
23 National Security Site covering explosive research.

24 THE COURT: Okay, got it. Are you married or in  
25 a significant relationship?

1 PROSPECTIVE JUROR NO. 459: No.

2 THE COURT: Do you have any children?

3 PROSPECTIVE JUROR NO. 459: No.

4 THE COURT: Have you or anyone close to you ever  
5 been the victim of a serious crime?

6 PROSPECTIVE JUROR NO. 459: When I say serious --  
7 like, a life wasn't lost but it was enough to go to civil  
8 court --

9 THE COURT: Okay.

10 PROSPECTIVE JUROR NO. 459: -- to try to sue.

11 THE COURT: Got it. Okay. And so what sort of  
12 situation was that in general?

13 PROSPECTIVE JUROR NO. 459: Well, it was my father  
14 who was assaulted by the Denver Police Department.

15 THE COURT: Okay. And so he ultimately sued and  
16 went to civil court on that situation?

17 PROSPECTIVE JUROR NO. 459: Yeah, it went to civil  
18 court and he had a super lawyer that basically represented  
19 him.

20 THE COURT: Uh-huh.

21 PROSPECTIVE JUROR NO. 459: And he doesn't take  
22 cases that he doesn't lose (sic), and just seeing that whole  
23 process made me think differently about the court system.

24 THE COURT: Okay. And so did that case ultimately  
25 go to -- that was a civil case, did it go to trial?



1           PROSPECTIVE JUROR NO. 459: Yeah, there was jurors.  
2 And my personal opinion, he did not get a jury of his peers.  
3 All the evidence was there and at the end of it what I saw  
4 was maybe -- and this is my opinion and the opinion of  
5 others, a classic case of discrimination.

6           THE COURT: I see. So it's clear for me the way  
7 you're answering this that you were not satisfied with how  
8 that case -- the verdict and how that turned out.

9           PROSPECTIVE JUROR NO. 459: Even the judge wasn't.  
10 But I can't speak for the judge, but just the things that  
11 were said and all the evidence that was presented that  
12 directed towards the police department. It just wasn't --  
13 it just wasn't fair.

14          THE COURT: Understood. Is there anything about  
15 that experience that would cause you not to be fair and  
16 impartial here in a criminal case in a different  
17 jurisdiction?

18          PROSPECTIVE JUROR NO. 459: No, because being a  
19 Ph.D. doing research, I can be objective because that's what  
20 I do when I look at data.

21          THE COURT: Okay. Absolutely. Yeah, you have a  
22 very scientific mind. There's also something you said about  
23 there being officers involved in that case. Some of the  
24 witnesses for the State are going to be officers. Would you  
25 still be able to hear what they have to say and weigh their

1 testimony the same that you would any other witness?

2 PROSPECTIVE JUROR NO. 459: Yes.

3 THE COURT: You're not going to just discount them

4 because of that situation that happened with your father?

5 PROSPECTIVE JUROR NO. 459: I'm not going to -- no.

6 No, because every situation is different.

7 THE COURT: Understood.

8 PROSPECTIVE JUROR NO. 459: And I've had my own

9 encounters with police officers here, you know, being here.

10 And some were good, some were bad, and this is at my own

11 residence.

12 THE COURT: I see. Okay. So I think what I heard

13 you say is that you believe that you could take this

14 situation -- you know, every situation is different and you

15 would be able to still weigh their credibility and determine

16 whether -- you know, what weight they're entitled to.

17 PROSPECTIVE JUROR NO. 459: That's correct.

18 THE COURT: Okay. Have you or anyone close to you

19 ever been accused of a serious crime?

20 PROSPECTIVE JUROR NO. 459: Just recently, yes.

21 THE COURT: Okay. And who was that involving?

22 PROSPECTIVE JUROR NO. 459: So I have a half brother

23 who is 25 years old. Mental; he has a mental illness. This

24 just recently happened. He is being charged with first

25 degree murder and this is in Colorado.

1 THE COURT: Got it. Okay. And obviously that's a  
2 different D.A.'s Office that's handling that. Is that  
3 correct?

4 PROSPECTIVE JUROR NO. 459: That is true. Correct.  
5 I don't know anything about it. It's just really new; a new  
6 situation here.

7 THE COURT: Okay.

8 PROSPECTIVE JUROR NO. 459: And cops are involved.  
9 And I don't really know too much about the details. And, of  
10 course, my brother -- I'm kind of like kind of removed from  
11 it because I didn't grow up with him.

12 THE COURT: Uh-huh.

13 PROSPECTIVE JUROR NO. 459: And basically I'm 25  
14 years older than him.

15 THE COURT: I see. How far along in the process  
16 is he?

17 PROSPECTIVE JUROR NO. 459: He is not able to stand  
18 trial because -- or just to be arraigned because he has a  
19 mental illness. I don't think he understands what has  
20 happened or transpired.

21 THE COURT: Understood. Okay. Is there anything  
22 about that experience with your brother going through that  
23 charge that would cause you not to be fair and impartial in  
24 this case?

25 PROSPECTIVE JUROR NO. 459: No.

1           THE COURT: All right. Have you or anyone close to  
2 you ever worked in law enforcement?

3           PROSPECTIVE JUROR NO. 459: I have a sister who  
4 was a cadet for the Denver Police Department when she was in  
5 college. We talked about a lot of corruption and she got out  
6 of that. She was going to school for criminal justice and  
7 the police department was paying for her education. But a  
8 lot of things that she revealed and of course, you know, is  
9 second-hand information.

10          THE COURT: Uh-huh.

11          PROSPECTIVE JUROR NO. 459: That -- I mean, there's  
12 corruption everywhere. But I also have a brother-in-law who  
13 just retired from the Houston Police Department.

14          THE COURT: Okay. Now, it looks like your brother-  
15 in-law actually engaged in that work and did that for years.  
16 Did you talk to him about his day-to-day experiences as a  
17 police officer?

18          PROSPECTIVE JUROR NO. 459: Yeah. So for him it  
19 was a like a kid in a candy store.

20          THE COURT: Okay.

21          PROSPECTIVE JUROR NO. 459: You know, that was like  
22 his dream job. And so -- you know, so it's just like kind o  
23 f both. It's just, you know, different experiences. And so  
24 I never really heard him -- you know, he would talk about  
25 things that were going on, but it wasn't never corruption.

1 But on the other hand -- of course this is back -- you know,  
2 I'm like a teen -- I'm a teenager when I'm hearing this with  
3 my sister as a cadet.

4 THE COURT: Sure. So you've talked about two  
5 different experiences. Your sister who that didn't work out  
6 for and your brother-in-law who really enjoyed that. Do those  
7 two experiences cause you not to be able to be fair and  
8 impartial in this case in any way?

9 PROSPECTIVE JUROR NO. 459: No. Like I said, I  
10 think I can be objective.

11 THE COURT: Okay, got it. Have you ever been a  
12 juror before?

13 PROSPECTIVE JUROR NO. 459: No.

14 THE COURT: Is there anything about the nature of  
15 this case or anything you've heard here today that would make  
16 it hard for you to be a juror in this particular case?

17 PROSPECTIVE JUROR NO. 459: No.

18 THE COURT: Can you base your verdict only on the  
19 evidence that's presented at trial?

20 PROSPECTIVE JUROR NO. 459: Yes.

21 THE COURT: And can you wait to form an opinion  
22 until you hear all that evidence?

23 PROSPECTIVE JUROR NO. 459: Yes.

24 THE COURT: Could you be fair to both sides?

25 PROSPECTIVE JUROR NO. 459: Yes.

1 THE COURT: Okay. Thank you so much, Ms. Lee.  
2 Pass to Ms. Pascua.  
3 PROSPECTIVE JUROR NO. 742: Ms. Pascua.  
4 THE COURT: Pascua. Sorry about that.  
5 PROSPECTIVE JUROR NO. 742: 742 badge number.  
6 THE COURT: You're 742?  
7 PROSPECTIVE JUROR NO. 742: Yes.  
8 THE COURT: And how long have you lived in Clark  
9 County?  
10 PROSPECTIVE JUROR NO. 742: Since 2005.  
11 THE COURT: How far did you go in school?  
12 PROSPECTIVE JUROR NO. 742: I didn't get to school.  
13 THE COURT: What was the last grade in school you  
14 graduated?  
15 PROSPECTIVE JUROR NO. 742: Oh, just high school.  
16 THE COURT: Just high school. Got it. Are you  
17 currently working?  
18 PROSPECTIVE JUROR NO. 742: Yeah, I'm working at  
19 Vons Grocery.  
20 THE COURT: What do you do for them?  
21 PROSPECTIVE JUROR NO. 421: I work at the service  
22 deli.  
23 THE COURT: All right. Are you married or in a  
24 significant relationship?  
25 PROSPECTIVE JUROR NO. 742: Yes, I'm married. I have

1 three kids.

2 THE COURT: What does your spouse do for work?

3 PROSPECTIVE JUROR NO. 742: He did his own

4 business, a handyman.

5 THE COURT: And you said you have three children.

6 How old are they?

7 PROSPECTIVE JUROR NO. 742: My first one is 27.

8 He just graduated nursing.

9 THE COURT: Okay.

10 PROSPECTIVE JUROR NO. 742: My second one is 26.

11 THE COURT: Okay. And what does that child do for

12 work?

13 PROSPECTIVE JUROR NO. 742: He works at Amazon and

14 at the same time he goes to school at engineering.

15 THE COURT: He's going to school for engineering?

16 PROSPECTIVE JUROR NO. 742: Yeah.

17 THE COURT: Not done with school yet?

18 PROSPECTIVE JUROR NO. 742: Yeah, he's going to

19 school at CSN.

20 THE COURT: Oh, he's still at CSN?

21 PROSPECTIVE JUROR NO. 742: Yeah.

22 THE COURT: And then you said you had three

23 children. What's the youngest one?

24 PROSPECTIVE JUROR NO. 742: Yeah, the youngest is

25 [indiscernible] nursing. And he's working at Amazon, too.

1 THE COURT: Okay. So the oldest and the youngest  
2 both work in nursing?  
3 PROSPECTIVE JUROR NO. 742: Yeah.  
4 THE COURT: Got it. All right. Have you or anyone  
5 close to you ever been the victim of a serious crime?  
6 PROSPECTIVE JUROR NO. 742: No.  
7 THE COURT: Have you or anyone close to you ever  
8 been accused of a serious crime?  
9 PROSPECTIVE JUROR NO. 742: No.  
10 THE COURT: Have you or anyone close to you ever  
11 worked in law enforcement?  
12 PROSPECTIVE JUROR NO. 742: No.  
13 THE COURT: Have you been a juror before?  
14 PROSPECTIVE JUROR NO. 742: No.  
15 THE COURT: Is there anything about the nature of  
16 this case or anything you've heard here today that would make  
17 it hard for you to be a juror in this particular case?  
18 PROSPECTIVE JUROR NO. 742: No.  
19 THE COURT: Can you base your verdict only on the  
20 evidence that's presented at trial and wait to form an  
21 opinion until you hear all the evidence?  
22 PROSPECTIVE JUROR NO. 742: Yes.  
23 THE COURT: And could you be fair to both sides?  
24 PROSPECTIVE JUROR NO. 742: Yes.  
25 THE COURT: Okay, thank you. Go ahead and pass the



1 microphone.

2 Hi, Ms. Galperin. 508.

3 PROSPECTIVE JUROR NO. 508: Hi. Yes.

4 THE COURT: How are you doing today?

5 PROSPECTIVE JUROR NO. 508: Good.

6 THE COURT: How long have you lived in Clark

7 County?

8 PROSPECTIVE JUROR NO. 508: This December will be

9 eight years.

10 THE COURT: Where did you move from?

11 PROSPECTIVE JUROR NO. 508: New York.

12 THE COURT: And how far did you go in school?

13 PROSPECTIVE JUROR NO. 508: Master's.

14 THE COURT: What did you -- in what?

15 PROSPECTIVE JUROR NO. 508: MBA.

16 THE COURT: And are you currently working?

17 PROSPECTIVE JUROR NO. 508: Yes.

18 THE COURT: What kind of work do you do?

19 PROSPECTIVE JUROR NO. 508: I sell solar.

20 THE COURT: Are you married or in a significant

21 relationship?

22 PROSPECTIVE JUROR NO. 508: I'm engaged.

23 THE COURT: What does your fiancé do for work?

24 PROSPECTIVE JUROR NO. 508: Also sells solar.

25 THE COURT: Got it. Do you have any children?

1 PROSPECTIVE JUROR NO. 508: No.

2 THE COURT: Have you or anyone close to you ever  
3 been the victim of a serious crime?

4 PROSPECTIVE JUROR NO. 508: No.

5 THE COURT: Have you or anyone close to you ever  
6 been accused of a serious crime?

7 PROSPECTIVE JUROR NO. 508: No.

8 THE COURT: Have you or anyone close to you ever  
9 worked in law enforcement?

10 PROSPECTIVE JUROR NO. 508: No.

11 THE COURT: Have you ever been a juror before?

12 PROSPECTIVE JUROR NO. 508: No.

13 THE COURT: Is there anything about the nature of  
14 this case or anything you've heard here today that would make  
15 it hard for you to be a juror in this case?

16 PROSPECTIVE JUROR NO. 508: No.

17 THE COURT: Can you base your verdict only on the  
18 evidence that's presented at trial and wait to form an  
19 opinion until you hear the evidence?

20 PROSPECTIVE JUROR NO. 508: Yes.

21 THE COURT: Could you be fair to both sides?

22 PROSPECTIVE JUROR NO. 508: Yes.

23 THE COURT: All right. Go ahead and pass the  
24 microphone.

25 All right. Mr. Hayden.

1 PROSPECTIVE JUROR NO. 519: Yes.  
2 THE COURT: How are you doing today?  
3 PROSPECTIVE JUROR NO. 519: Doing well.  
4 THE COURT: All right. How long have you lived in  
5 Clark County?  
6 PROSPECTIVE JUROR NO. 519: I was born here, so  
7 forty years.  
8 THE COURT: How far did you go in school?  
9 PROSPECTIVE JUROR NO. 519: Bachelor's.  
10 THE COURT: What did you study?  
11 PROSPECTIVE JUROR NO. 519: Construction and  
12 business law.  
13 THE COURT: Are you currently working?  
14 PROSPECTIVE JUROR NO. 519: Yes.  
15 THE COURT: What kind of work do you do?  
16 PROSPECTIVE JUROR NO. 419: I work for an  
17 independent insurance company and I do construction  
18 consulting.  
19 THE COURT: I see. Are you married or in a  
20 significant relationship?  
21 PROSPECTIVE JUROR NO. 519: Married.  
22 THE COURT: What does your spouse do for work?  
23 PROSPECTIVE JUROR NO. 519: She stays home with the  
24 kids.  
25 THE COURT: So you do have children. How many?

1 PROSPECTIVE JUROR NO. 519: Three.  
2 THE COURT: How old are they?  
3 PROSPECTIVE JUROR NO. 519: 7, 9 and 11.  
4 THE COURT: Okay, so nobody works outside the home.  
5 Have you or anyone close to you ever been the victim of a  
6 serious crime?  
7 PROSPECTIVE JUROR NO. 519: No.  
8 THE COURT: Have you or anyone close to you ever  
9 been accused of a serious crime?  
10 PROSPECTIVE JUROR NO. 519: My younger brother was  
11 accused of a serious crime when he was in high school.  
12 THE COURT: This is your younger brother?  
13 PROSPECTIVE JUROR NO. 519: Yeah. There's three  
14 and he's in the middle.  
15 THE COURT: Got it. What was -- in general, what  
16 was he accused of?  
17 PROSPECTIVE JUROR NO. 519: He was accused of  
18 raping a girl.  
19 THE COURT: I see. And that was here in Clark  
20 County, because you said you've grown up here. Was he  
21 ultimately charged?  
22 PROSPECTIVE JUROR NO. 519: No.  
23 THE COURT: So it didn't make it as far as a  
24 courtroom?  
25 PROSPECTIVE JUROR NO. 519: Criminally it was

1 dropped, but then there was a civil suit after that.

2 THE COURT: Did he have to go to court for the  
3 civil suit?

4 PROSPECTIVE JUROR NO. 519: Yes.

5 THE COURT: Did you think he was treated fairly by  
6 the court system in that civil suit?

7 PROSPECTIVE JUROR NO. 519: I mean, it was 20 years  
8 ago, but yes.

9 THE COURT: Okay. Is there anything about that  
10 experience that would cause you not to be fair and impartial  
11 in this case?

12 PROSPECTIVE JUROR NO. 519: No.

13 THE COURT: Have you or anyone close to you ever  
14 worked in law enforcement?

15 PROSPECTIVE JUROR NO. 519: I have a lot of friends  
16 and clients that work for Metro, patrol.

17 THE COURT: Did you recognize any of the names that  
18 were read by the --

19 PROSPECTIVE JUROR NO. 519: [Inaudible response].

20 THE COURT: Okay. And it seems like they're going  
21 to have some officers testifying. Would you be able to weigh  
22 their testimony the same as you -- give their testimony the  
23 same weight you would any other witness?

24 PROSPECTIVE JUROR NO. 519: Yes.

25 THE COURT: Is there anything about the fact that

1 you know so many law enforcement officers and work with them  
2 that would cause you not to be fair and impartial in this  
3 case?

4 PROSPECTIVE JUROR NO. 519: No.

5 THE COURT: Have you ever been a juror before?

6 PROSPECTIVE JUROR NO. 519: No.

7 THE COURT: I know you had said that you had an  
8 appointment coming up. If we kept you on this jury because  
9 we do need jurors, obviously, would you hold that against  
10 either of the sides for that?

11 PROSPECTIVE JUROR NO. 519: No.

12 THE COURT: And you said there might be a way to  
13 reschedule that. Is that accurate?

14 PROSPECTIVE JUROR NO. 519: Yes. I just have to  
15 call the office and get the next available date.

16 THE COURT: Okay. Let us know by tomorrow if that's  
17 going to be too long and you can't wait and we can I guess  
18 excuse you if it's going to be too long, an unacceptably long  
19 wait for you. Okay?

20 PROSPECTIVE JUROR NO. 519: Okay.

21 THE COURT: All right, thank you. Is there  
22 anything about the nature of this case or anything you've  
23 heard here today that would make it hard for you to be a  
24 juror in this case?

25 PROSPECTIVE JUROR NO. 519: No.

1           THE COURT: Can you base your verdict only on the  
2 evidence that's presented at trial?  
3           PROSPECTIVE JUROR NO. 519: Yes.  
4           THE COURT: Can you wait to form an opinion until  
5 you hear the evidence?  
6           PROSPECTIVE JUROR NO. 519: Yes.  
7           THE COURT: Can you be fair to both sides?  
8           PROSPECTIVE JUROR NO. 519: Yes.  
9           THE COURT: Okay. Go ahead and pass the microphone  
10 to my marshal.  
11           Ms. Lucente, 522.  
12           PROSPECTIVE JUROR NO. 522: Yeah. Except, I don't  
13 know if it matters, but my legal name hasn't been Lucente  
14 since like 2013.  
15           THE COURT: I don't know how we got it, then.  
16           PROSPECTIVE JUROR NO. 522: You know how you update  
17 some stuff but maybe not all your stuff.  
18           THE COURT: All right.  
19           PROSPECTIVE JUROR NO. 522: But that's not the name  
20 on my license.  
21           THE COURT: What should I call you?  
22           PROSPECTIVE JUROR NO. 522: Petraglia. P-e-t-r-a-g-  
23 l-i-a.  
24           THE COURT: All right. Ms. Petraglia, how long  
25 have you lived in Clark County?

1 PROSPECTIVE JUROR NO. 522: Twelve years.  
2 THE COURT: And how far did you go in school?  
3 PROSPECTIVE JUROR NO. 522: Bachelor's Degree.  
4 THE COURT: What did you study?  
5 PROSPECTIVE JUROR NO. 522: Finance and accounting.  
6 THE COURT: Are you working right now?  
7 PROSPECTIVE JUROR NO. 522: Yes.  
8 THE COURT: What kind of work do you do?  
9 PROSPECTIVE JUROR NO. 522: I am the financial  
10 controller for a sports wagering company.  
11 THE COURT: Okay. Are you married or in a  
12 significant relationship?  
13 PROSPECTIVE JUROR NO. 522: I'm engaged.  
14 THE COURT: And what does your fiancé do for work?  
15 PROSPECTIVE JUROR NO. 522: Customer retention in  
16 the same industry.  
17 THE COURT: Got it. Do you have any children?  
18 PROSPECTIVE JUROR NO. 522: Not yet.  
19 THE COURT: Understood. I remember that. Have you  
20 or anyone close to you ever been the victim of a serious  
21 crime?  
22 PROSPECTIVE JUROR NO. 522: No.  
23 THE COURT: Have you or anyone close to you ever  
24 been accused of a serious crime?  
25 PROSPECTIVE JUROR NO. 522: No.



1 THE COURT: Have you or anyone close to you ever  
2 worked in law enforcement?

3 PROSPECTIVE JUROR NO. 522: No.

4 THE COURT: Have you been a juror before?

5 PROSPECTIVE JUROR NO. 522: No.

6 THE COURT: Is there anything about the nature of  
7 this case or anything you've heard here today that would make  
8 it hard for you to be a juror in this case?

9 PROSPECTIVE JUROR NO. 522: Well, the way that it's  
10 been explained it sounds like a child died over an Ipad, so  
11 that seems pretty hard.

12 THE COURT: Yes. I think ultimately at the end of  
13 the day it's going to be a hard case to sit on. I'm not  
14 saying that it's not going to be. Are you still going to  
15 be able to weigh the evidence in this case and come to a  
16 verdict, or have you already made up your mind one way or the  
17 other?

18 PROSPECTIVE JUROR NO. 522: No, I don't think I've  
19 made up my mind one way or the other.

20 THE COURT: Okay. I don't think anyone is saying  
21 that this is a light or easy case. Are you going to be able  
22 to sit as a juror in a case that, you know, is heavy?

23 PROSPECTIVE JUROR NO. 522: Yes.

24 THE COURT: Okay. Would you be able to base your  
25 verdict only on the evidence presented at trial?

1 PROSPECTIVE JUROR NO. 522: Yes.

2 THE COURT: Have you formed an opinion on this case

3 or can you wait to make up your mind until you hear that

4 evidence?

5 PROSPECTIVE JUROR NO. 522: I can wait to make up

6 my mind.

7 THE COURT: Could you be fair to both sides?

8 PROSPECTIVE JUROR NO. 522: Yes.

9 THE COURT: Okay. Thank you for being honest with

10 me about that. And go ahead and pass the microphone.

11 Ms. Looper (sic), how are you today?

12 PROSPECTIVE JUROR NO. 526: Good. Thank you.

13 THE COURT: Is it Looper or Cooper?

14 PROSPECTIVE JUROR NO. 526: Cooper with a C.

15 THE COURT: Oh, Cooper. I have very bad hand-

16 writing. Thank you. 526?

17 PROSPECTIVE JUROR NO. 526: Yeah.

18 THE COURT: How long have you lived in Clark

19 County?

20 PROSPECTIVE JUROR NO. 526: Six years.

21 THE COURT: And where did you move from?

22 PROSPECTIVE JUROR NO. 526: I'm originally from

23 Michigan.

24 THE COURT: Got it. And how far did you go in

25 school?

1 PROSPECTIVE JUROR NO. 526: Doctorate.  
2 THE COURT: What did you study?  
3 PROSPECTIVE JUROR NO. 526: Veterinary medicine.  
4 THE COURT: And are you currently working?  
5 PROSPECTIVE JUROR NO. 526: Yes.  
6 THE COURT: What kind of work do you do?  
7 PROSPECTIVE JUROR NO. 526: I am an overnight  
8 emergency veterinarian.  
9 THE COURT: Okay. So that's basically anybody that  
10 walks in that has an issue at the E.R. for animals?  
11 PROSPECTIVE JUROR NO. 526: Yep.  
12 THE COURT: Okay, got it. And are you married or  
13 in a significant relationship?  
14 PROSPECTIVE JUROR NO. 526: No.  
15 THE COURT: Do you have any children?  
16 PROSPECTIVE JUROR NO. 526: No.  
17 THE COURT: Have you or anyone close to you ever  
18 been the victim of a serious crime?  
19 PROSPECTIVE JUROR NO. 526: No.  
20 THE COURT: Have you or anyone close to you ever  
21 been accused of a serious crime?  
22 PROSPECTIVE JUROR NO. 526: My cousin was accused  
23 and convicted of both drug and arms charges.  
24 THE COURT: Was that here in Clark County or in a  
25 different jurisdiction?

1 PROSPECTIVE JUROR NO. 526: Different. Michigan.  
2 THE COURT: In Michigan. Okay. And how long ago  
3 was that?  
4 PROSPECTIVE JUROR NO. 526: About 18 years.  
5 THE COURT: Did he go to trial? Or how did it get  
6 resolved?  
7 PROSPECTIVE JUROR NO. 526: He did. He went to  
8 trial and prison and is now out.  
9 THE COURT: And now he's out. Okay. Were you  
10 satisfied with how his case was handled from the outside?  
11 PROSPECTIVE JUROR NO. 526: Yeah.  
12 THE COURT: And is there anything about that  
13 experience that would cause you not to be fair and impartial  
14 in this case?  
15 PROSPECTIVE JUROR NO. 526: No.  
16 THE COURT: Have you or anyone close to you ever  
17 worked in law enforcement?  
18 PROSPECTIVE JUROR NO. 526: No.  
19 THE COURT: Have you been a juror before?  
20 PROSPECTIVE JUROR NO. 526: No.  
21 THE COURT: Is there anything about the nature of  
22 this case or anything you've heard here today that would make  
23 it hard for you to be a juror in this case?  
24 PROSPECTIVE JUROR NO. 526: No.  
25 THE COURT: Could you base your verdict only on the

1 evidence that's presented at trial and wait to form an  
2 opinion until you hear that evidence?

3 PROSPECTIVE JUROR NO. 526: Yes.

4 THE COURT: Can you be fair to both sides?

5 PROSPECTIVE JUROR NO. 526: Yes.

6 THE COURT: Okay. Thank you so much. Go ahead and  
7 pass the microphone.

8 All right. Mr. Tobello. How are you today?

9 PROSPECTIVE JUROR NO. 543: Good, ma'am.

10 THE COURT: Good. How long have you lived in Clark  
11 County?

12 PROSPECTIVE JUROR NO. 543: Fifteen years this  
13 September.

14 THE COURT: All right. And how far did you go in  
15 school?

16 PROSPECTIVE JUROR NO. 543: High school.

17 THE COURT: Are you currently working?

18 PROSPECTIVE JUROR NO. 543: Yes.

19 THE COURT: What kind of work do you do?

20 PROSPECTIVE JUROR NO. 543: I'm a bus runner at  
21 the Aria.

22 THE COURT: At the Aria?

23 PROSPECTIVE JUROR NO. 543: Yes.

24 THE COURT: Are you married or in a significant  
25 relationship?

1 PROSPECTIVE JUROR NO. 543: Married.  
2 THE COURT: What does your spouse do for work?  
3 PROSPECTIVE JUROR NO. 543: Timeshare.  
4 THE COURT: What sort with timeshares?  
5 PROSPECTIVE JUROR NO. 543: She just handles like  
6 paperwork.  
7 THE COURT: Got it. Do you have any children?  
8 PROSPECTIVE JUROR NO. 543: No.  
9 THE COURT: Have you or anyone close to you ever  
10 been the victim of a serious crime?  
11 PROSPECTIVE JUROR NO. 543: No.  
12 THE COURT: Have you or anyone close to you ever  
13 been accused of a serious crime?  
14 PROSPECTIVE JUROR NO. 543: No.  
15 THE COURT: Have you or anyone close to you ever  
16 worked in law enforcement?  
17 PROSPECTIVE JUROR NO. 543: No.  
18 THE COURT: Have you been a juror before?  
19 PROSPECTIVE JUROR NO. 543: No.  
20 THE COURT: Is there anything about the nature of  
21 this case or anything you've heard here today that would make  
22 it hard for you to be a juror in this case?  
23 PROSPECTIVE JUROR NO. 543: No.  
24 THE COURT: Can you base your verdict only on the  
25 evidence that's presented at trial?

1 PROSPECTIVE JUROR NO. 543: Yes, ma'am.  
2 THE COURT: Can you wait to form an opinion until  
3 you've heard all that evidence?  
4 PROSPECTIVE JUROR NO. 543: Yes, ma'am.  
5 THE COURT: And can you be fair to both sides?  
6 PROSPECTIVE JUROR NO. 543: Absolutely.  
7 THE COURT: Go ahead and pass the microphone.  
8 All right. We've got Mr. Lachenmyer, 544.  
9 PROSPECTIVE JUROR NO. 544: That's right.  
10 THE COURT: How long have you lived in Clark  
11 County?  
12 PROSPECTIVE JUROR NO. 544: Two years.  
13 THE COURT: Where did you move from?  
14 PROSPECTIVE JUROR NO. 544: Brooklyn, New York.  
15 THE COURT: And how far did you go in school?  
16 PROSPECTIVE JUROR NO. 544: Master's.  
17 THE COURT: And what did you study?  
18 PROSPECTIVE JUROR NO. 544: Electrical Engineering.  
19 THE COURT: And are you currently working?  
20 PROSPECTIVE JUROR NO. 544: I am.  
21 THE COURT: What kind of work do you do?  
22 PROSPECTIVE JUROR NO. 544: I own a small business.  
23 THE COURT: And what kind of business is it?  
24 PROSPECTIVE JUROR NO. 544: It does technology  
25 consulting for trade shows and museums.

1 THE COURT: Okay. And that's why you have to go  
2 to Chicago?

3 PROSPECTIVE JUROR NO. 544: Yes.

4 THE COURT: Okay, at the end of the month. Are you  
5 married or in a significant relationship?

6 PROSPECTIVE JUROR NO. 544: I am married.

7 THE COURT: And what does your spouse do for work?

8 PROSPECTIVE JUROR NO. 544: She co-owns the  
9 business with me.

10 THE COURT: Got it. Do you have any children?

11 PROSPECTIVE JUROR NO. 544: We do not.

12 THE COURT: Have you or anyone close to you ever  
13 been the victim of a serious crime?

14 PROSPECTIVE JUROR NO. 544: No.

15 THE COURT: Have you or anyone close to you ever  
16 been accused of a serious crime?

17 PROSPECTIVE JUROR NO. 544: Yes.

18 THE COURT: Okay. And who was that to you?

19 PROSPECTIVE JUROR NO. 544: It was me.

20 THE COURT: It was you. How long ago was that?

21 PROSPECTIVE JUROR NO. 544: About seven or eight  
22 years ago.

23 THE COURT: And generally what was going on with  
24 that? What was the accusation?

25 PROSPECTIVE JUROR NO. 544: I was charged with



1 possession of a controlled substance without a prescription.  
2 THE COURT: I see. And was that here or where was  
3 that?  
4 PROSPECTIVE JUROR NO. 544: That was in the state  
5 of Virginia.  
6 THE COURT: Got it. And you said you were charged.  
7 Did that case go to trial?  
8 PROSPECTIVE JUROR NO. 544: No, it did not go to  
9 trial.  
10 THE COURT: Were you convicted of anything?  
11 PROSPECTIVE JUROR NO. 544: I don't believe so.  
12 THE COURT: Okay. What ended up happening, then?  
13 PROSPECTIVE JUROR NO. 544: My attorney was able to  
14 reach a plea deal with the prosecution team, so I don't  
15 believe that counts as that kind of outcome.  
16 THE COURT: Do you have a conviction on your record  
17 from it, if you know?  
18 PROSPECTIVE JUROR NO. 544: No.  
19 THE COURT: No. Okay. Do you think that you were  
20 treated -- do you think you were treated fairly by the system  
21 in that case?  
22 PROSPECTIVE JUROR NO. 544: I believe that I was  
23 the beneficiary of preferential treatment.  
24 THE COURT: Okay.  
25 PROSPECTIVE JUROR NO. 544: Based probably off the

1 color of my skin.

2 THE COURT: Uh-huh.

3 PROSPECTIVE JUROR NO. 544: So probably more than  
4 fairly.

5 THE COURT: Okay. Is there anything about that  
6 experience that would cause you not to be fair and impartial  
7 in this case?

8 PROSPECTIVE JUROR NO. 544: I think that I'm  
9 probably skeptical of law enforcement and their testimony,  
10 based off of my personal experiences, as I was told that I  
11 was receiving preferential treatment because of how they  
12 perceive me as relatable compared to other people that were  
13 being charged in the same court.

14 THE COURT: Okay. And keeping in mind, obviously,  
15 that we have different charges here, very different from what  
16 you were dealing with.

17 PROSPECTIVE JUROR NO. 544: Very different.

18 THE COURT: We're a different jurisdiction,  
19 different officers. Do you think you would be able to be  
20 fair and impartial in this case or would you still hold on to  
21 some of that, I guess --

22 PROSPECTIVE JUROR NO. 544: I believe that I could  
23 be --

24 THE COURT: -- animosity, those concerns that you  
25 had in your situation?

1 PROSPECTIVE JUROR NO. 544: I believe that I could  
2 be fair and impartial.

3 THE COURT: Okay. Are you going to hold that  
4 against the State that in another case you were treated more  
5 fairly than somebody else might have?

6 PROSPECTIVE JUROR NO. 544: I don't think that I --  
7 I don't think that it works like I can make up for treatment  
8 in one case in another case.

9 THE COURT: Sure. Okay.

10 PROSPECTIVE JUROR NO. 544: So I don't think I  
11 would think of it that way.

12 THE COURT: All right. THE COURT: Have you or  
13 anyone close to you ever worked in law enforcement?

14 PROSPECTIVE JUROR NO. 544: No.

15 THE COURT: And we're going to have law enforcement  
16 officers testify. Would you be able to give their testimony  
17 the same weight as you might give any other witness? Or  
18 would you give them more, would you give them less?

19 PROSPECTIVE JUROR NO. 544: I think I can give them  
20 -- give their testimony a fair hearing and fair weight.

21 THE COURT: Okay. So you can listen to it and  
22 determine what weight it should be afforded?

23 PROSPECTIVE JUROR NO. 544: I believe so.

24 THE COURT: Are you coming in with any sort of  
25 preconceived notion that you are going to discount the

1 testimony of law enforcement?

2 PROSPECTIVE JUROR NO. 544: No.

3 THE COURT: Have you been a juror before?

4 PROSPECTIVE JUROR NO. 544: I have not.

5 THE COURT: Is there anything about the nature of

6 this case or anything you've heard here today that would make

7 it hard for you to be a juror in this case?

8 PROSPECTIVE JUROR NO. 544: No.

9 THE COURT: Can you base your verdict only on the

10 evidence that you hear in this courtroom?

11 PROSPECTIVE JUROR NO. 544: Yes.

12 THE COURT: Would you be able to wait to form an

13 opinion until you've heard all the evidence, or have you

14 already made your mind up one way or the other?

15 PROSPECTIVE JUROR NO. 544: I haven't made up my

16 mind, so I'll wait until I hear the evidence.

17 THE COURT: Okay. Can you be fair to both sides?

18 PROSPECTIVE JUROR NO. 544: I can.

19 THE COURT: Okay, thank you. Go ahead and pass the

20 microphone.

21 All right. Ms. Lockett.

22 PROSPECTIVE JUROR NO. 564: Yes.

23 THE COURT: 564?

24 PROSPECTIVE JUROR NO. 564: Correct.

25 THE COURT: How long have you lived in Clark County?

1 PROSPECTIVE JUROR NO. 564: Seven years.  
2 THE COURT: And where did you move from?  
3 PROSPECTIVE JUROR NO. 564: Washington State.  
4 THE COURT: And how far did you go in school?  
5 PROSPECTIVE JUROR NO. 564: Some college, so  
6 technical college.  
7 THE COURT: Got it. And what technicality were you  
8 studying?  
9 PROSPECTIVE JUROR NO. 564: Nursing.  
10 THE COURT: Nursing. Got it.  
11 PROSPECTIVE JUROR NO. 564: Medical assistant.  
12 THE COURT: Are you currently working?  
13 PROSPECTIVE JUROR NO. 564: Yes.  
14 THE COURT: What kind of work do you do?  
15 PROSPECTIVE JUROR NO. 564: Urgent care.  
16 THE COURT: And is that as a nurse?  
17 PROSPECTIVE JUROR NO. 564: A medical assistant.  
18 THE COURT: As a medical assistant. Okay, great.  
19 Are you married or in a significant relationship?  
20 PROSPECTIVE JUROR NO. 564: I am.  
21 THE COURT: What does your significant other or  
22 spouse do for work?  
23 PROSPECTIVE JUROR NO. 564: Medical assistant.  
24 THE COURT: Same thing. Got it. Do you have any  
25 children?

1 PROSPECTIVE JUROR NO. 564: We do.  
2 THE COURT: How many?  
3 PROSPECTIVE JUROR NO. 564: Three.  
4 THE COURT: How old?  
5 PROSPECTIVE JUROR NO. 564: 12, 2 and 8.  
6 THE COURT: Okay. So none of them have jobs  
7 outside the home.  
8 PROSPECTIVE JUROR NO. 564: No.  
9 THE COURT: Not yet. Have you or anyone close to  
10 you ever been the victim of a serious crime?  
11 PROSPECTIVE JUROR NO. 564: No.  
12 THE COURT: Have you or anyone close to you ever  
13 been accused of a serious crime?  
14 PROSPECTIVE JUROR NO. 564: Yes.  
15 THE COURT: Okay. And who is that to you?  
16 PROSPECTIVE JUROR NO. 564: My father.  
17 THE COURT: And was that here or in another  
18 jurisdiction?  
19 PROSPECTIVE JUROR NO. 564: It was in California.  
20 THE COURT: How long ago was that?  
21 PROSPECTIVE JUROR NO. 564: 2010.  
22 THE COURT: And in general what was he accused of?  
23 PROSPECTIVE JUROR NO. 564: Lewd conduct.  
24 THE COURT: Got it. Did he ultimately go to trial?  
25 PROSPECTIVE JUROR NO. 564: Yes, he did.

1 THE COURT: Was he convicted of anything?  
2 PROSPECTIVE JUROR NO. 564: Yes, he was.  
3 THE COURT: And were you satisfied with how that  
4 case was handled?  
5 PROSPECTIVE JUROR NO. 564: Yes.  
6 THE COURT: Is there anything about that experience  
7 that would cause you not to be fair and impartial in this  
8 case?  
9 PROSPECTIVE JUROR NO. 564: No.  
10 THE COURT: Have you or anyone close to you ever  
11 worked in law enforcement?  
12 PROSPECTIVE JUROR NO. 564: No.  
13 THE COURT: Have you ever been a juror before?  
14 PROSPECTIVE JUROR NO. 564: No.  
15 THE COURT: Is there anything about the nature of  
16 this case or anything you've heard here today that would make  
17 it hard for you to sit as a juror in this case?  
18 PROSPECTIVE JUROR NO. 564: No.  
19 THE COURT: Can you base your verdict only on the  
20 evidence that you hear in court?  
21 PROSPECTIVE JUROR NO. 564: Yes.  
22 THE COURT: Can you wait to form an opinion until  
23 you hear the evidence?  
24 PROSPECTIVE JUROR NO. 564: Yes.  
25 THE COURT: And could you be fair to both sides?

1 PROSPECTIVE JUROR NO. 564: Yes.  
2 THE COURT: Okay, thank you. Go ahead and pass the  
3 microphone.  
4 We got two Mr. Torreses in a row. So this is Mr.  
5 Torres, 572; correct?  
6 PROSPECTIVE JUROR NO. 572: 872.  
7 THE COURT: 872? So you have -- there's two  
8 numbers.  
9 PROSPECTIVE JUROR NO. 572: Oh, I'm sorry.  
10 THE COURT: One is 572 and one is 872, so you are  
11 right.  
12 PROSPECTIVE JUROR NO. 572: No. Yeah, yeah. My  
13 apologies.  
14 THE COURT: You're okay. I don't know why we have  
15 to have so many different numbers, but okay. So how long  
16 have you lived in Clark County?  
17 PROSPECTIVE JUROR NO. 572: Eleven years.  
18 THE COURT: And how far did you go in school?  
19 PROSPECTIVE JUROR NO. 572: I have two degrees, an  
20 Associate's in I.T. and an Associate's in Liberal Arts.  
21 THE COURT: And what was the second one?  
22 PROSPECTIVE JUROR NO. 572: Liberal Arts.  
23 THE COURT: Liberal Arts. Got it.  
24 THE COURT: And are you working right now?  
25 PROSPECTIVE JUROR NO. 572: I am.



1 THE COURT: What kind of work do you do?  
2 PROSPECTIVE JUROR NO. 572: I.T.  
3 THE COURT: Any specialty or any company you work  
4 for?  
5 PROSPECTIVE JUROR NO. 572: I wear many hats, so.  
6 Actually, I work for the Nevada Department of Veteran  
7 Services. I'm their I.T. manager.  
8 THE COURT: Okay.  
9 PROSPECTIVE JUROR NO. 572: But, yeah, not very  
10 specialized, just pretty broad.  
11 THE COURT: Got it. So if our system goes down,  
12 you can help us?  
13 PROSPECTIVE JUROR NO. 572: Got you.  
14 THE COURT: All right. Are you married or in a  
15 significant relationship?  
16 PROSPECTIVE JUROR NO. 572: I am married.  
17 THE COURT: What does your spouse do for work?  
18 PROSPECTIVE JUROR NO. 572: She's a teacher.  
19 THE COURT: What grade does she teach?  
20 PROSPECTIVE JUROR NO. 572: Second. Second grade.  
21 THE COURT: Okay. Do you have any children?  
22 PROSPECTIVE JUROR NO. 572: I have three.  
23 THE COURT: Three. How old are they?  
24 PROSPECTIVE JUROR NO. 572: 21, 7 and 3.  
25 THE COURT: What does the 21-year-old do for work,

1 if anything?

2 PROSPECTIVE JUROR NO. 572: Oh, that's a good

3 question. She works for a company that she makes calls for.

4 THE COURT: Okay.

5 PROSPECTIVE JUROR NO. 572: And that's all I know

6 about it.

7 THE COURT: Got it. Have you or anyone close to

8 you ever been the victim of a serious crime?

9 PROSPECTIVE JUROR NO. 572: Yes.

10 THE COURT: And how long ago was that?

11 PROSPECTIVE JUROR NO. 572: Eleven years ago.

12 THE COURT: Was that here in Clark County or a

13 different --

14 PROSPECTIVE JUROR NO. 572: Yes, it was here.

15 THE COURT: And what generally happened?

16 PROSPECTIVE JUROR NO. 572: House got broken into.

17 THE COURT: Was that crime reported?

18 PROSPECTIVE JUROR NO. 572: Yes.

19 THE COURT: And did the police respond?

20 PROSPECTIVE JUROR NO. 572: Yes.

21 THE COURT: Was the person caught?

22 PROSPECTIVE JUROR NO. 572: One of them was, yes.

23 THE COURT: Did you have to go to court for that

24 case?

25 PROSPECTIVE JUROR NO. 572: I showed up, but I

1 don't remember what happened after that. Like, I saw who it  
2 was and I guess they must have had some kind of plea bargain  
3 or something.

4 THE COURT: Understood. Do you know if it was this  
5 D.A.'s Office that handled that case?

6 PROSPECTIVE JUROR NO. 572: I think so.

7 THE COURT: It probably would have been?

8 PROSPECTIVE JUROR NO. 572: Yeah.

9 THE COURT: Were you satisfied with how that case  
10 was handled?

11 PROSPECTIVE JUROR NO. 572: Yeah, for the most  
12 part. Yeah.

13 THE COURT: Is there anything about that experience  
14 that would cause you not to be fair and impartial in this  
15 case?

16 PROSPECTIVE JUROR NO. 572: No.

17 THE COURT: And to be clear, you don't recognize  
18 those two DAs sitting there as being the ones involved in  
19 your case. Is that accurate?

20 PROSPECTIVE JUROR NO. 572: I don't think so.

21 THE COURT: All right. Have you or anyone close to  
22 you ever been accused of a serious crime?

23 PROSPECTIVE JUROR NO. 572: No.

24 THE COURT: Have you or anyone close to you ever  
25 worked in law enforcement?

1           PROSPECTIVE JUROR NO. 572: Yes. My father is a  
2 retired sergeant and my stepfather is a retired detective.

3           THE COURT: Okay. I imagine you talk to them about  
4 their jobs.

5           PROSPECTIVE JUROR NO. 572: All the time.

6           THE COURT: Is there anything that you learned  
7 from that close relationship to, you know, law enforcement  
8 officers that would cause you not to be fair and impartial  
9 in this case?

10          PROSPECTIVE JUROR NO. 572: No.

11          THE COURT: You think you could put aside what you  
12 learned from them and start this case with a blank slate?

13          PROSPECTIVE JUROR NO. 572: Yes.

14          THE COURT: Have you been a juror before?

15          PROSPECTIVE JUROR NO. 572: Twice.

16          THE COURT: Twice. Here in Clark County?

17          PROSPECTIVE JUROR NO. 572: Once here in Clark  
18 County.

19          THE COURT: Okay. And where was the other one?

20          PROSPECTIVE JUROR NO. 572: Back home in Hawaii  
21 right before I moved.

22          THE COURT: Okay. Let's start with the one in  
23 Hawaii. Was that a civil or a criminal case?

24          PROSPECTIVE JUROR NO. 572: I think it was criminal.

25          THE COURT: Without telling us what the verdict

1 was, was the jury able to reach a verdict?  
2 PROSPECTIVE JUROR NO. 572: Yes.  
3 THE COURT: And were you the foreperson?  
4 PROSPECTIVE JUROR NO. 572: I don't think I was for  
5 that one.  
6 THE COURT: Okay. So then let's go to the one that  
7 was here in Clark County. How long ago was that again?  
8 PROSPECTIVE JUROR NO. 572: Like 9 or 10 years ago.  
9 THE COURT: Okay.  
10 PROSPECTIVE JUROR NO. 572: It was shortly after  
11 I moved here.  
12 THE COURT: Got it. Was that a civil or a criminal  
13 case?  
14 PROSPECTIVE JUROR NO. 572: I think it was civil.  
15 THE COURT: So a civil case they're asking for  
16 money.  
17 PROSPECTIVE JUROR NO. 572: I think it was civil.  
18 Yeah.  
19 THE COURT: Okay. It could be a car accident, it  
20 could be something like that. And then in a criminal case  
21 it's, you know, a question of the conviction. Is there going  
22 to be a conviction, okay. So you think it was a civil case --  
23 PROSPECTIVE JUROR NO. 572: Yeah, it was civil.  
24 THE COURT: -- where there was a monetary reward  
25 being asked. Without telling us what the verdict was, were

1 you able to reach a verdict as a jury?

2 PROSPECTIVE JUROR NO. 572: Yes.

3 THE COURT: Were you the foreperson in that one?

4 PROSPECTIVE JUROR NO. 572: No.

5 THE COURT: Is there anything about the nature of  
6 this case or anything you've heard here today that would make  
7 it hard for you to be a juror in this case?

8 PROSPECTIVE JUROR NO. 572: No.

9 THE COURT: Can you base your verdict only on the  
10 evidence that's presented at this trial and wait to form an  
11 opinion until you hear that evidence?

12 PROSPECTIVE JUROR NO. 572: Yes.

13 THE COURT: Could you be fair to both sides?

14 PROSPECTIVE JUROR NO. 572: I will.

15 THE COURT: All right. Go ahead and pass the  
16 microphone to Mr. Torres, Esteban Torres.

17 You are Number 588?

18 PROSPECTIVE JUROR NO. 588: Yes, that's correct.

19 THE COURT: How long have you lived in Clark  
20 County?

21 PROSPECTIVE JUROR NO. 588: About 26 years. Moved  
22 here when I was four.

23 THE COURT: Got it. How far did you go in school?

24 PROSPECTIVE JUROR NO. 588: I have my high school  
25 diploma and then four years of college.

1 THE COURT: And what did you study in college?  
2 PROSPECTIVE JUROR NO. 588: A Bachelor's of Fine  
3 Arts, so I did like Game Design, Graphic Design.  
4 THE COURT: Okay. And are you working right now?  
5 PROSPECTIVE JUROR NO. 588: Yes. I work for a  
6 broker dealer as like a customer service representative.  
7 I just help with any general issues that come up.  
8 THE COURT: Okay. Are you married or in a  
9 significant relationship?  
10 PROSPECTIVE JUROR NO. 588: No.  
11 THE COURT: Do you have any children?  
12 PROSPECTIVE JUROR NO. 588: No.  
13 THE COURT: Have you or anyone close to you ever  
14 been the victim of a serious crime?  
15 PROSPECTIVE JUROR NO. 588: Not that I'm aware of.  
16 THE COURT: Okay. Have you or anyone close to you  
17 ever been accused of a serious crime?  
18 PROSPECTIVE JUROR NO. 588: No.  
19 THE COURT: Have you or anyone close to you ever  
20 worked in law enforcement?  
21 PROSPECTIVE JUROR NO. 588: No.  
22 THE COURT: Have you been a juror before?  
23 PROSPECTIVE JUROR NO. 588: I have not.  
24 THE COURT: Is there anything about the nature of  
25 this case or anything you've heard here today that would make

1 it hard for you to be a juror in this case?  
2 PROSPECTIVE JUROR NO. 588: No.  
3 THE COURT: Can you base your verdict only on the  
4 evidence that's presented at trial?  
5 PROSPECTIVE JUROR NO. 588: Yes, I definitely can.  
6 THE COURT: And you can wait to form an opinion  
7 until you hear all the evidence; right?  
8 PROSPECTIVE JUROR NO. 588: Yes.  
9 THE COURT: Can you be fair to both sides?  
10 PROSPECTIVE JUROR NO. 588: Yes.  
11 THE COURT: Okay, thank you. Go ahead and pass the  
12 microphone.  
13 Ms. Fuentes-Torres (sic), how are you today?  
14 PROSPECTIVE JUROR NO. 595: I'm good, thank you.  
15 THE COURT: How long have you lived in Clark  
16 County?  
17 PROSPECTIVE JUROR NO. 595: Seventeen years.  
18 THE COURT: And how far did you go in school?  
19 PROSPECTIVE JUROR NO. 595: GED.  
20 THE COURT: Are you working -- and you're working  
21 right now?  
22 PROSPECTIVE JUROR NO. 595: Yes.  
23 THE COURT: Who do you work for?  
24 PROSPECTIVE JUROR NO. 595: Vdara.  
25 THE COURT: Vdara. And that's doing housecleaning?



1 PROSPECTIVE JUROR NO. 595: Yes.

2 THE COURT: Okay. And the casinos are aware of  
3 the jury policies and would have to excuse you, in general.  
4 Are you married or in a significant relationship?

5 PROSPECTIVE JUROR NO. 595: I'm married.

6 THE COURT: What does your spouse do for work?

7 PROSPECTIVE JUROR NO. 595: Construction.

8 THE COURT: And you have children. I know you  
9 mentioned at least one of them. How many kids do you have?

10 PROSPECTIVE JUROR NO. 595: Two.

11 THE COURT: How old are they?

12 PROSPECTIVE JUROR NO. 595: Seven and five.

13 THE COURT: Have you or anyone close to you ever  
14 been the victim of a serious crime?

15 PROSPECTIVE JUROR NO. 595: No.

16 THE COURT: Have you or anyone close to you ever  
17 been accused of a serious crime?

18 PROSPECTIVE JUROR NO. 595: No.

19 THE COURT: Have you or anyone close to you ever  
20 worked in law enforcement?

21 PROSPECTIVE JUROR NO. 595: No.

22 THE COURT: Have you been a juror before?

23 PROSPECTIVE JUROR NO. 595: First time.

24 THE COURT: First time?

25 PROSPECTIVE JUROR NO. 595: Yes.

1 THE COURT: Well, welcome. Is there anything about  
2 the nature of this case or anything you've heard here today  
3 that would make it hard for you to be a juror in this case?

4 PROSPECTIVE JUROR NO. 595: No.

5 THE COURT: Can you base your verdict only on the  
6 evidence that's presented at the trial and wait to form an  
7 opinion until you've heard all the evidence?

8 PROSPECTIVE JUROR NO. 595: Yes.

9 THE COURT: Yes? You haven't made your mind up  
10 yet, is I guess in general what I'm asking.

11 PROSPECTIVE JUROR NO. 595: Uh, sorry?

12 THE COURT: Have you made your mind up one way or  
13 the other without hearing any of the evidence?

14 PROSPECTIVE JUROR NO. 595: No. I can wait to hear  
15 the evidence and make a decision.

16 THE COURT: Got it.

17 THE COURT: Can you be fair to both sides?

18 PROSPECTIVE JUROR NO. 595: Yes.

19 THE COURT: Okay, thank you so much. Go ahead and  
20 pass the microphone.

21 All right. Mr. Dyer, how are you today?

22 PROSPECTIVE JUROR NO. 600: Good. How are you?

23 THE COURT: Good. All right. How long have you  
24 lived in Clark County?

25 PROSPECTIVE JUROR NO. 600: Twenty years.

1 THE COURT: And how far did you go in school?  
2 PROSPECTIVE JUROR NO. 600: I've got a Bachelor's  
3 Degree in Business and an Associate's Degree in Architectural  
4 Technology.  
5 THE COURT: Got it. And you had indicated earlier  
6 that you're not currently working. What sort of work do you  
7 do in general?  
8 PROSPECTIVE JUROR NO. 600: Construction manager.  
9 THE COURT: Got it. Are you married or in a  
10 significant relationship?  
11 PROSPECTIVE JUROR NO. 600: Married.  
12 THE COURT: What does your spouse do for work?  
13 PROSPECTIVE JUROR NO. 600: She's an office  
14 manager.  
15 THE COURT: All right. What kind of company?  
16 PROSPECTIVE JUROR NO. 600: It's a construction  
17 company.  
18 THE COURT: Do you have any children?  
19 PROSPECTIVE JUROR NO. 600: One.  
20 THE COURT: How old?  
21 PROSPECTIVE JUROR NO. 600: Thirty-three.  
22 THE COURT: What does that child do for work?  
23 PROSPECTIVE JUROR NO. 600: She's a librarian.  
24 THE COURT: And have you or anyone close to you  
25 ever been the victim of a serious crime?

1 PROSPECTIVE JUROR NO. 600: No.

2 THE COURT: Have you or anyone close to you ever  
3 been accused of a serious crime?

4 PROSPECTIVE JUROR NO. 600: No.

5 THE COURT: Have you or anyone close to you ever  
6 worked in law enforcement?

7 PROSPECTIVE JUROR NO. 600: No.

8 THE COURT: Have you been a juror before?

9 PROSPECTIVE JUROR NO. 600: Yes.

10 THE COURT: How long ago was that?

11 PROSPECTIVE JUROR NO. 600: I don't remember, but  
12 it was here in Clark County and it was before you guys moved  
13 into this facility.

14 THE COURT: Okay. So, what, fifteen, twenty years  
15 ago. Was that a civil or a criminal case?

16 PROSPECTIVE JUROR NO. 600: Criminal.

17 THE COURT: And without telling us what the verdict  
18 was, was the jury able to reach a verdict?

19 PROSPECTIVE JUROR NO. 600: Yes.

20 THE COURT: Were you the foreperson?

21 PROSPECTIVE JUROR NO. 600: Yes.

22 THE COURT: Is there anything about the nature of  
23 this case or anything you've heard here today that would make  
24 it hard for you to be a juror in this case?

25 PROSPECTIVE JUROR NO. 600: No.

1 THE COURT: Can you base your verdict only on the  
2 evidence that's presented at the trial and wait to form an  
3 opinion until you've heard all the evidence?  
4 PROSPECTIVE JUROR NO. 600: Yes.  
5 THE COURT: Can you be fair to both sides?  
6 PROSPECTIVE JUROR NO. 600: Yes.  
7 THE COURT: Okay. Go ahead and pass the  
8 microphone.  
9 How are you doing today? Is that Ms. Bos?  
10 PROSPECTIVE JUROR NO. 620: Yes.  
11 THE COURT: And you're 620?  
12 PROSPECTIVE JUROR NO. 620: Correct.  
13 THE COURT: How long have you lived in Clark  
14 County, ma'am?  
15 PROSPECTIVE JUROR NO. 620: Close to 30 years.  
16 THE COURT: And how far did you go in school?  
17 PROSPECTIVE JUROR NO. 620: Bachelor's Degree.  
18 THE COURT: What did you study?  
19 PROSPECTIVE JUROR NO. 620: Hospitality  
20 Administration.  
21 THE COURT: And are you working right now?  
22 PROSPECTIVE JUROR NO. 620: Yes.  
23 THE COURT: What kind of work do you do?  
24 PROSPECTIVE JUROR NO. 620: I'm an event coordinator  
25 at the Venetian.

1           THE COURT: Are you married or in a significant  
2 relationship?  
3           PROSPECTIVE JUROR NO. 620: Married.  
4           THE COURT: What does your spouse do for work?  
5           PROSPECTIVE JUROR NO. 620: He's a technical  
6 project manager.  
7           THE COURT: Okay. Do you have any children?  
8           PROSPECTIVE JUROR NO. 620: One.  
9           THE COURT: How old?  
10          PROSPECTIVE JUROR NO. 620: Thirteen.  
11          THE COURT: All right. And have you or anyone  
12 close to you ever been the victim of a serious crime?  
13          PROSPECTIVE JUROR NO. 620: My mom was a victim of  
14 domestic violence when I was younger.  
15          THE COURT: Understood.  
16          PROSPECTIVE JUROR NO. 620: And I think technically,  
17 while I wasn't injured, I was working in a bank during a  
18 hostile takeover --  
19          THE COURT: Okay.  
20          PROSPECTIVE JUROR NO. 620: -- on two separate  
21 occasions.  
22          THE COURT: Oh, gosh. So starting with your mom's  
23 situation, was that crime reported or no?  
24          PROSPECTIVE JUROR NO. 620: It was.  
25          THE COURT: Did the police respond?

1 PROSPECTIVE JUROR NO. 620: Yes.

2 THE COURT: Did she have to go to court or did you  
3 have to go to court as part of that?

4 PROSPECTIVE JUROR NO. 620: She did. And I was  
5 young, so I had to wait outside and never actually went into  
6 court.

7 THE COURT: Got it. Was that here in Clark County  
8 or was that outside of this jurisdiction?

9 PROSPECTIVE JUROR NO. 620: That was here.

10 THE COURT: Here? Was it this D.A.'s Office that  
11 handled that case?

12 PROSPECTIVE JUROR NO. 620: Probably.

13 THE COURT: Probably, but you're not sure?

14 PROSPECTIVE JUROR NO. 620: No, I don't have those  
15 details.

16 THE COURT: Were you satisfied with how her case  
17 was handled?

18 PROSPECTIVE JUROR NO. 620: Honestly, I was too  
19 young. And so while I knew what was going on, that's not  
20 something that was shared with me.

21 THE COURT: Sure. Is there anything about that  
22 experience that would cause you not to be fair and impartial  
23 in this case?

24 PROSPECTIVE JUROR NO. 620: No.

25 THE COURT: And then two times it sounds like maybe

1 you were part of a bank robbery when you were working at a  
2 bank?

3 PROSPECTIVE JUROR NO. 620: Yes.

4 THE COURT: How long ago were those incidents?

5 PROSPECTIVE JUROR NO. 620: One was maybe ten years  
6 ago and the other one was maybe five years ago.

7 THE COURT: And both were in Clark County?

8 PROSPECTIVE JUROR NO. 620: No, one was in Virginia  
9 Beach.

10 THE COURT: Okay. So the one in Clark County, was  
11 that -- it was reported, I imagine --

12 PROSPECTIVE JUROR NO. 620: Yes.

13 THE COURT: -- it had to be. And was the person  
14 caught?

15 PROSPECTIVE JUROR NO. 620: I'm not sure.

16 THE COURT: Okay. Did you personally ever have to  
17 go to court regarding that case?

18 PROSPECTIVE JUROR NO. 620: Not that one.

19 THE COURT: Do you know if this D.A.'s Office  
20 handled it? Or it could have been federal, it could have  
21 been a different prosecuting agency.

22 PROSPECTIVE JUROR NO. 620: I don't -- I'm not sure.

23 THE COURT: Okay. Is there anything about that  
24 experience that would cause you not to be fair and impartial  
25 in this case?



1 PROSPECTIVE JUROR NO. 620: No, I don't think so.  
2 THE COURT: And then there was the other one in  
3 Virginia Beach. Was that person caught?  
4 PROSPECTIVE JUROR NO. 620: Yes.  
5 THE COURT: Did you have to go to court on that  
6 case?  
7 PROSPECTIVE JUROR NO. 620: Yes.  
8 THE COURT: And were you satisfied with how you  
9 were treated by the court system?  
10 PROSPECTIVE JUROR NO. 620: Yes, I was.  
11 THE COURT: Were you satisfied with how the case  
12 was handled?  
13 PROSPECTIVE JUROR NO. 620: Yes.  
14 THE COURT: Is there anything about that experience  
15 where you were a witness in a serious case that would case  
16 you not to be fair and impartial in this case?  
17 PROSPECTIVE JUROR NO. 620: No.  
18 THE COURT: Have you or anyone close to you ever  
19 been accused of a serious crime?  
20 PROSPECTIVE JUROR NO. 620: I think one of my  
21 brothers has gotten a DUI.  
22 THE COURT: Okay. Was that here in Clark County or  
23 in a different place?  
24 PROSPECTIVE JUROR NO. 620: I want to say yes --  
25 THE COURT: Okay.

1 PROSPECTIVE JUROR NO. 620: -- but it's something  
2 that was shared from another family member, so again, I don't  
3 have a lot of details.

4 THE COURT: So you didn't have a lot of first-hand  
5 experience with his situation?

6 PROSPECTIVE JUROR NO. 620: No.

7 THE COURT: Is there anything about that experience,  
8 the fact that your brother got a DUI possibly in Clark County  
9 that would cause you not to be fair and impartial in this  
10 case?

11 PROSPECTIVE JUROR NO. 620: No.

12 THE COURT: Have you or anyone close to you ever  
13 worked in law enforcement?

14 PROSPECTIVE JUROR NO. 620: No.

15 THE COURT: Have you been a juror before?

16 PROSPECTIVE JUROR NO. 620: No.

17 THE COURT: Is there anything about the nature of  
18 this case or anything you've heard here today that would make  
19 it hard for you to be a juror in this particular case?

20 PROSPECTIVE JUROR NO. 620: No. I realize it's a  
21 huge responsibility and I think just in general that makes it  
22 difficult, but no.

23 THE COURT: I understand. It's definitely a  
24 serious case, but I appreciate your willingness to --  
25 everyone's willingness to serve on such an important issue.

1 Would you be able to base your verdict solely on the evidence  
2 that's presented at trial, or have you already formed any  
3 opinions in this case?

4 PROSPECTIVE JUROR NO. 620: I have not formed an  
5 opinion.

6 THE COURT: And you can wait to hear the evidence?

7 PROSPECTIVE JUROR NO. 620: Yes.

8 THE COURT: Could you be fair to both sides?

9 PROSPECTIVE JUROR NO. 620: Yes.

10 THE COURT: Okay, thank you. Go ahead and pass the  
11 microphone.

12 Ms. Webster.

13 PROSPECTIVE JUROR NO. 750: I'm 075 --

14 THE COURT: Okay.

15 PROSPECTIVE JUROR NO. 750: -- or 50.

16 THE COURT: How long have you lived in Clark  
17 County, ma'am?

18 PROSPECTIVE JUROR NO. 750: I've lived here all my  
19 life. I'm a chaplain. I'm married. I have two kids. I have  
20 a brother-in-law that was an undercover narcotics detective  
21 who almost murdered my sister here in town.

22 THE COURT: Okay.

23 PROSPECTIVE JUROR NO. 750: It did go all the way,  
24 but he -- a verdict was reached. And no, I wasn't satisfied  
25 with the outcome.

1 THE COURT: Okay, we'll get to that in a sec. How  
2 far did you go in school?  
3 PROSPECTIVE JUROR NO. 750: I did some college.  
4 THE COURT: What did you study?  
5 PROSPECTIVE JUROR NO. 750: I'm a chaplain.  
6 THE COURT: Okay.  
7 PROSPECTIVE JUROR NO. 750: Spiritual.  
8 THE COURT: And where are you a chaplain at?  
9 PROSPECTIVE JUROR NO. 750: Oh, chaplains don't  
10 have homes, they have --  
11 THE COURT: Okay.  
12 PROSPECTIVE JUROR NO. 750: It's a ministry, so its  
13 Messages of Faith Ministry. They don't have churches.  
14 THE COURT: Okay. Got it. I'm sorry. Yeah, I'm  
15 familiar with a chaplain here.  
16 PROSPECTIVE JUROR NO. 750: Yeah, messages of  
17 faith. That's what I'm part of.  
18 THE COURT: Yes. Okay, got it.  
19 PROSPECTIVE JUROR NO. 750: Yeah. Victorya.  
20 THE COURT: All right. Are you married or in a  
21 significant relationship?  
22 PROSPECTIVE JUROR NO. 750: I'm married. Uh-huh.  
23 THE COURT: What does your spouse do for work?  
24 PROSPECTIVE JUROR NO. 750: My husband does -- he  
25 sells coffee, Harper Brothers coffee.

1 THE COURT: Okay. And you did say children?  
2 PROSPECTIVE JUROR NO. 750: Yes. I have a  
3 daughter, she's 23. She works at the Tails Resort dog place.  
4 My son is graduating Friday.  
5 THE COURT: Okay.  
6 PROSPECTIVE JUROR NO. 750: And he's joining the  
7 Air Force.  
8 THE COURT: Okay. And have you or anyone close to  
9 you ever been the victim of a serious crime? I know you were  
10 speaking on that.  
11 PROSPECTIVE JUROR NO. 750: My brother-in-law  
12 almost murdered my sister. Yes.  
13 THE COURT: Okay. And that was here in Clark  
14 County?  
15 PROSPECTIVE JUROR NO. 750: Yes.  
16 THE COURT: And your brother-in-law was arrested  
17 as a result of that?  
18 PROSPECTIVE JUROR NO. 750: Yes.  
19 THE COURT: And did you have to go to court for  
20 that case?  
21 PROSPECTIVE JUROR NO. 750: Indirectly, no. No.  
22 THE COURT: No?  
23 PROSPECTIVE JUROR NO. 750: I'll say no.  
24 THE COURT: But it went to trial and you weren't  
25 satisfied with the outcome?

1 PROSPECTIVE JUROR NO. 750: Correct.

2 THE COURT: Was it this D.A.'s Office that handled  
3 it, if you know?

4 PROSPECTIVE JUROR NO. 750: Yes.

5 THE COURT: Yes. Is there anything about that  
6 experience that will cause you not to be fair and impartial  
7 in this case?

8 PROSPECTIVE JUROR NO. 750: No.

9 THE COURT: Have you or anyone close to you ever  
10 been accused of a serious crime?

11 PROSPECTIVE JUROR NO. 750: Yes.

12 THE COURT: Other than that situation we're talking  
13 about?

14 PROSPECTIVE JUROR NO. 750: Yes, but I don't think  
15 they're relevant, so I don't think they're worth mentioning.

16 THE COURT: Okay.

17 PROSPECTIVE JUROR NO. 750: Because it's not going  
18 to change how I would -- my perspective.

19 THE COURT: Okay. And so is this yourself or is  
20 this somebody else?

21 PROSPECTIVE JUROR NO. 750: I was robbed at gunpoint  
22 at my business, place of work, RadioShack --

23 THE COURT: Okay.

24 PROSPECTIVE JUROR NO. 750: -- when we had  
25 RadioShack. It did go all the way. I did the lineup, all

1 of that. I don't remember what happened after that. That's  
2 why I say it's not worth mentioning.

3 THE COURT: Okay.

4 PROSPECTIVE JUROR NO. 750: That was really it.

5 THE COURT: So did you have to go to court as a  
6 result of that case?

7 PROSPECTIVE JUROR NO. 750: I did the lineup but  
8 that was it. That was as far as I went.

9 THE COURT: That was it. It didn't go further than  
10 that; if you know?

11 PROSPECTIVE JUROR NO. 750: Uh-huh.

12 THE COURT: Now, that sounds like that's a robbery  
13 situation. One of the charges here is robbery. Would you be  
14 able to be fair and impartial in this case, given your prior  
15 experience?

16 PROSPECTIVE JUROR NO. 750: Yes.

17 THE COURT: Okay. Have you or anyone close to you  
18 ever worked in law enforcement, except your brother-in-law  
19 that you already mentioned?

20 PROSPECTIVE JUROR NO. 750: No.

21 THE COURT: Okay. Have you been a juror before?

22 PROSPECTIVE JUROR NO. 750: No.

23 THE COURT: Is there anything about the nature of  
24 this case or anything you've heard here today that would make  
25 it hard for you to be a juror in this case?

1 PROSPECTIVE JUROR NO. 750: No.

2 THE COURT: Can you base your verdict only on the  
3 evidence you hear in this courtroom?

4 PROSPECTIVE JUROR NO. 750: Yes.

5 THE COURT: Can you wait to form an opinion until  
6 you hear all the evidence?

7 PROSPECTIVE JUROR NO. 750: Yes.

8 THE COURT: Haven't made your mind up one way or  
9 the other?

10 PROSPECTIVE JUROR NO. 750: [Inaudible response].

11 THE COURT: Can you be fair to both sides?

12 PROSPECTIVE JUROR NO. 750: Yes.

13 THE COURT: Okay. Go ahead and pass the microphone  
14 to my marshal.

15 Okay. At this time we are going to take a fifteen  
16 minute break so everyone can stretch or get a sip of water  
17 or whatever.

18 During the recess you are admonished not to talk  
19 or converse amongst yourselves or with anyone else on any  
20 subject connected with the trial, or read, watch or listen  
21 to any report of or commentary on the trial of any person  
22 connected with the trial by any medium of information,  
23 including without limitation newspapers, television, the  
24 Internet or radio, or form or express any opinion on any  
25 subject connected with the trial until the case is finally



1 submitted to you.

2 We'll have you guys back here at 3:32.

3 THE MARSHAL: Stand for the jury.

4 THE COURT: So when we take a break, everybody

5 unfortunately has to go. I know you might be comfortable in

6 your seat, but you do have to go until we bring you back in.

7 (Prospective jury panel exits the courtroom)

8 THE COURT: All right. It looks like the jury has

9 existed the room. Is there anything we need to address

10 before we --

11 MR. PALAL: Nothing from the State, Your Honor.

12 MR. MARCHESE: No, Your Honor.

13 THE COURT: Okay, perfect.

14 (Court recessed from 3:18 p.m. until 3:34 p.m.)

15 (Prospective jury panel enters the courtroom)

16 THE COURT: Marshal Stephenson, is this our entire

17 venire?

18 THE MARSHAL: Yes.

19 THE COURT: Okay. You may be seated.

20 All right. Ms. Helton, Number 630.

21 PROSPECTIVE JUROR NO. 630: Correct.

22 THE COURT: And it's almost your birthday.

23 PROSPECTIVE JUROR NO. 630: That's all I know about

24 you. All right. How long have you lived in Clark County?

25 PROSPECTIVE JUROR NO. 630: About seven years.

1 THE COURT: And where did you move from?  
2 PROSPECTIVE JUROR NO. 630: I'm originally from  
3 California.  
4 THE COURT: Northern or southern?  
5 PROSPECTIVE JUROR NO. 630: I spent a lot of time  
6 in northern California.  
7 THE COURT: Got it. How far did you go in school?  
8 PROSPECTIVE JUROR NO. 630: Some college.  
9 THE COURT: What did you study?  
10 PROSPECTIVE JUROR NO. 630: Liberal arts.  
11 THE COURT: And are you currently working?  
12 PROSPECTIVE JUROR NO. 630: Yes, I am. I'm editor  
13 of Macaroni Kid, the go-to resource for family fun and  
14 activities in Henderson and Boulder City.  
15 THE COURT: Great pitch.  
16 PROSPECTIVE JUROR NO. 630: Good times.  
17 THE COURT: They should be very proud of you.  
18 PROSPECTIVE JUROR NO. 630:  
19 PROSPECTIVE JUROR NO. 630: Good times. Catch me  
20 online, free e-newsletter every week right in your in-box.  
21 THE COURT: Are you married or in a significant  
22 relationship?  
23 PROSPECTIVE JUROR NO. 630: Significant  
24 relationship. My spouse does printing.  
25 THE COURT: Got it. Do you have any children?

1 PROSPECTIVE JUROR NO. 630: Six.

2 THE COURT: Oh, wow. Okay. How old is the -- what  
3 are the ages?

4 PROSPECTIVE JUROR NO. 630: My son is going to be  
5 27. He installs solar.

6 THE COURT: Okay.

7 PROSPECTIVE JUROR NO. 630: My next child is about  
8 to be 20. She is also in printing. My next child is about  
9 to be 18. She works at Cowabunga Bay. My next children are  
10 11 and the twins are about to be 6.

11 THE COURT: Got it. Full house there.

12 PROSPECTIVE JUROR NO. 630: Good times.

13 THE COURT: All right. Have you or anyone close to  
14 you ever been the victim of a serious crime?

15 PROSPECTIVE JUROR NO. 630: I guess not serious.

16 THE COURT: What sort of situation was it?

17 PROSPECTIVE JUROR NO. 630: Restraining order type  
18 things.

19 THE COURT: Okay. Was that a situation that  
20 ultimately went to court or was it just the restraining order  
21 was done and you didn't have to go to court beyond that?

22 PROSPECTIVE JUROR NO. 630: I guess -- not criminal  
23 court, but year-long restraining orders. Citizen's.

24 THE COURT: Okay. Have you ever had a criminal  
25 case that you were either -- that you were a victim of that

1 had to go to court and you had to deal with like a D.A. or  
2 prosecutor or something like that?

3 PROSPECTIVE JUROR NO. 630: As the victim?

4 THE COURT: That's this question.

5 PROSPECTIVE JUROR NO. 630: Okay.

6 THE COURT: All right. So, no?

7 PROSPECTIVE JUROR NO. 630: No.

8 THE COURT: Have you or anyone close to you ever  
9 been accused of a serious crime?

10 PROSPECTIVE JUROR NO. 630: Yes.

11 THE COURT: And was that you or someone else?

12 PROSPECTIVE JUROR NO. 630: Myself.

13 THE COURT: And how long ago was that?

14 PROSPECTIVE JUROR NO. 630: 2001.

15 THE COURT: Was that here in Clark County?

16 PROSPECTIVE JUROR NO. 630: No.

17 THE COURT: Where was that?

18 PROSPECTIVE JUROR NO. 630: California.

19 THE COURT: In general, what were you dealing with?

20 PROSPECTIVE JUROR NO. 630: Identity theft.

21 THE COURT: Okay. And so you were charged for  
22 something that another person had done with your identity?

23 Or you were charged with --

24 PROSPECTIVE JUROR NO. 630: I was charged.

25 THE COURT: You were charged with identity theft?

1 PROSPECTIVE JUROR NO. 630: Yes.

2 THE COURT: Understood. Okay. And did that case  
3 ultimately go to trial?

4 PROSPECTIVE JUROR NO. 630: No. Plea bargain.

5 THE COURT: And you were convicted ultimately?

6 PROSPECTIVE JUROR NO. 630: Yes.

7 THE COURT: And it was not this D.A.'s Office that  
8 handled the case?

9 PROSPECTIVE JUROR NO. 630: Correct.

10 THE COURT: Were you satisfied with how you were  
11 treated by the system?

12 PROSPECTIVE JUROR NO. 630: Yes.

13 THE COURT: Were you satisfied with the outcome of  
14 your case?

15 PROSPECTIVE JUROR NO. 630: Yes.

16 THE COURT: Is there anything about that experience  
17 that would cause you not to be fair and impartial in this  
18 case?

19 PROSPECTIVE JUROR NO. 630: No.

20 THE COURT: Have you or anyone close to you ever  
21 worked in law enforcement?

22 PROSPECTIVE JUROR NO. 630: Yes.

23 THE COURT: And that's you or --

24 PROSPECTIVE JUROR NO. 630: I've had friends. I was  
25 an EMT.

1 THE COURT: Okay.

2 PROSPECTIVE JUROR NO. 630: So I had friends that

3 were police officers.

4 THE COURT: You worked very closely as an EMT

5 with --

6 PROSPECTIVE JUROR NO. 630: Yes.

7 THE COURT: Yes. Is there anything about that

8 close working relationship that would cause it to be -- cause

9 you to have a hard time with this case, to cause you to not

10 be fair and impartial in this case?

11 PROSPECTIVE JUROR NO. 630: No.

12 THE COURT: Have you ever been a juror before?

13 PROSPECTIVE JUROR NO. 630: No.

14 THE COURT: Is there anything about the nature of

15 this case or anything you've heard here today that would make

16 it hard for you to be a juror in this particular case?

17 PROSPECTIVE JUROR NO. 630: No.

18 THE COURT: Can you base your verdict only on the

19 evidence that's presented at trial?

20 PROSPECTIVE JUROR NO. 630: Yes.

21 THE COURT: Can you wait to form an opinion until

22 you hear all the evidence?

23 PROSPECTIVE JUROR NO. 630: Yes.

24 THE COURT: Could you be fair to both sides?

25 PROSPECTIVE JUROR NO. 630: Uh-huh. Yes.

1 THE COURT: Thank you. Go ahead and pass the  
2 microphone.  
3 Ms. Ramones.  
4 PROSPECTIVE JUROR NO. 783: Yes.  
5 THE COURT: How are you doing today?  
6 PROSPECTIVE JUROR NO. 783: Doing good.  
7 THE COURT: Good. How long have you lived in Clark  
8 County?  
9 PROSPECTIVE JUROR NO. 783: Thirteen years.  
10 THE COURT: And how far did you go in school?  
11 PROSPECTIVE JUROR NO. 783: Associate's Degree in  
12 Science.  
13 THE COURT: And are you working right now?  
14 PROSPECTIVE JUROR NO. 783: Yes.  
15 THE COURT: What kind of work do you do?  
16 PROSPECTIVE JUROR NO. 783: Pharmacy tech.  
17 THE COURT: And where is that at?  
18 PROSPECTIVE JUROR NO. 783: Walgreen's.  
19 THE COURT: Got it. Are you married or in a  
20 significant relationship?  
21 PROSPECTIVE JUROR NO. 783: Significant  
22 relationship.  
23 THE COURT: And what does your significant other  
24 do for work?  
25 PROSPECTIVE JUROR NO. 783: He's a lead valet.

1 THE COURT: At --  
2 PROSPECTIVE JUROR NO. 783: Red Rock.  
3 THE COURT: Red Rock. Got it. Do you have any  
4 children?  
5 PROSPECTIVE JUROR NO. 783: Yes.  
6 THE COURT: How many?  
7 PROSPECTIVE JUROR NO. 783: Four.  
8 THE COURT: And how old?  
9 PROSPECTIVE JUROR NO. 783: Three, eight, fourteen  
10 and sixteen.  
11 THE COURT: Does the 16-year-old have a job or --  
12 PROSPECTIVE JUROR NO. 783: She works.  
13 THE COURT: She works. What does she do for work?  
14 PROSPECTIVE JUROR NO. 783: Retail for Tillys.  
15 THE COURT: Okay. Have you or anyone close to you  
16 ever been the victim of a serious crime?  
17 PROSPECTIVE JUROR NO. 783: Yes.  
18 THE COURT: And how long ago was that?  
19 PROSPECTIVE JUROR NO. 783: Six years ago.  
20 THE COURT: Was that here in Clark County?  
21 PROSPECTIVE JUROR NO. 783: Yes.  
22 THE COURT: Did that involve you or someone close  
23 to you?  
24 PROSPECTIVE JUROR NO. 783: It involved me.  
25 THE COURT: In general, what happened?



1 PROSPECTIVE JUROR NO. 783: Our house got broken  
2 into.

3 THE COURT: I see. Did the police respond?

4 PROSPECTIVE JUROR NO. 783: Yes.

5 THE COURT: And was the person caught?

6 PROSPECTIVE JUROR NO. 783: Yes.

7 THE COURT: Did you have to go to court?

8 PROSPECTIVE JUROR NO. 783: I didn't, but it was  
9 taken to court.

10 THE COURT: All right. Did someone else for you  
11 have to go to court, or did it get resolved before you even  
12 had to get to that point?

13 PROSPECTIVE JUROR NO. 783: I guess it was multiple  
14 houses that got broken into on the same street.

15 THE COURT: Okay.

16 PROSPECTIVE JUROR NO. 783: And I guess there was  
17 someone representing us to where we didn't need to be  
18 present.

19 THE COURT: I see. Do you know if it was this  
20 D.A.'s Office that handled the case?

21 PROSPECTIVE JUROR NO. 783: I don't know.

22 THE COURT: Okay. Were you satisfied with how that  
23 case was handled?

24 PROSPECTIVE JUROR NO. 783: Yes.

25 THE COURT: Is there anything about that experience