

1                   **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2  
3                   **No. 85782**

Electronically Filed  
Oct 05 2023 07:17 PM  
Elizabeth A. Brown  
Clerk of Supreme Court

4                   **JUSTIN D. PORTER**

5  
6                   Appellant,

7                   v.

8                   **THE STATE OF NEVADA**

9                   Respondent.

10  
11                   Appeal from a Judgment of Conviction  
12                   Eighth Judicial District Court, Clark County  
13                   The Honorable Jacqueline Bluth, District Court Judge  
14                   District Court Case No. 01C174954

15                   **APPELLANT’S APPENDIX**  
16                   **VOLUME III**

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## **INDEX**

<b><u>Vol</u></b>	<b><u>Document</u></b>	<b><u>Page</u></b>
<b>I</b>	Amended Information, filed May 2, 2001	AA 0018
<b>II</b>	Decision and Order, filed November 18, 2019	AA 0337
<b>XI</b>	Defendant's Sentencing Memorandum, filed November 2, 2022	AA 2489
<b>VII</b>	Ex Parte Application for Order Requiring Material Witness to Post Bail, filed September 12, 2022	AA 1617
<b>XI</b>	Fifth Amended Information, filed December 27, 2022	AA 2533
<b>I</b>	Findings of Fact, Conclusions of Law and Order, filed February 14, 2014	AA 0153
<b>I</b>	Findings of Fact, Conclusions of Law and Order, filed June 11, 2012	AA 0146
<b>I</b>	Findings of Fact, Conclusions of Law and Order, filed March 14, 2016	AA 0171
<b>II</b>	Findings of Fact, Conclusions of Law, and Order, filed May 28, 2020	AA 0343
<b>II</b>	Findings of Fact, Conclusions of Law, and Order, filed July 13, 2022	AA 0379
<b>IV</b>	Fourth Amended Information, filed September 6, 2022	AA 0753
<b>I</b>	Information, filed April 26, 2001	AA 0001
<b>XI</b>	Judgment of Conviction, filed February 15, 2023	AA 2546
<b>I</b>	Judgment of Conviction, filed October 13, 2009	AA 0136
<b>I</b>	Motion to Sever Counts XXX, XXXI, XXXII Charging Murder and Related Crimes Against Gyaltsso Lungtok, filed May 15, 2008	AA 0107
<b>XI</b>	Notice of Appeal, filed February 16, 2023	AA 2558

<b>I</b>	Notice of Appeal, filed October 29, 2009	AA 0138
<b>I</b>	Notice of Entry of Findings of Fact, Conclusions of Law and Order, filed February 24, 2014	AA 0161
<b>I</b>	Notice of Entry of Findings of Fact, Conclusions of Law and Order, filed March 22, 2016	AA 0178
<b>II</b>	Notice of Entry of Findings of Fact, Conclusions of Law and Order, filed June 4, 2020	AA 0359
<b>II</b>	Notice of Entry of Findings of Fact, Conclusions of Law and Order, filed July 19, 2022	AA 0389
<b>I</b>	Order Denying Defendant's Motion to Dismiss Notice of Intent to Seek Death Penalty for Violation of International Treaty and Customary Law, filed January 2, 2003	AA 0046
<b>I</b>	Order Denying Defendant's Motion to Remand to Juvenile Court, filed November 6, 2008	AA 0123
<b>XI</b>	Order Directing Entry and Transmission of Written Judgment of Conviction, filed January 24, 2023	AA 2544
<b>I</b>	Order for Petition for Writ of Habeas Corpus, filed February 14, 2012	AA 0145
<b>I</b>	Order for Petition for Writ of Habeas Corpus, filed November 4, 2015	AA 0170
<b>I</b>	Order for Petition for Writ of Habeas Corpus, filed September 10, 2013	AA 0152
<b>I</b>	Order Granting Defendant's Motion to Sever Counts XXX, XXXI, XXXII Charging Murder and Related Crimes Against Gyaltsso Lungtok, filed July 3, 2008	AA 0121
<b>VII</b>	Order Requiring Material Witness to Post Bail or Be Committed to Custody, filed September 12, 2022	AA 1625
<b>II</b>	Pro Per Motion for Dismiss of Information, filed November 15, 2019	AA 0319

<b>I</b>	Pro Per Motion to Dismiss and Substitute Counsel and Motion to Dismiss, filed May 31, 2017	AA 0186
<b>XI</b>	Pro Per Notice of Appeal, filed December 1, 2022	AA 2531
<b>II</b>	Pro Per Petition for Writ of Habeas Corpus, filed August 12, 2019	AA 0255
<b>I</b>	Recorder's Transcript of Hearing Severe Counts - Per Order Filed on July 3, 2008, filed June 26, 2019	AA 0213
<b>I</b>	Recorder's Transcript of Hearing Status Check Trial Setting Acknowledgment, filed November 22, 2010	AA 0140
<b>II</b>	Recorders Transcript of Proceedings Jury Trial - Day 1, filed August 31, 2022	AA 0400
<b>III</b>	Recorder's Transcript of Proceedings Jury Trial - Day 2, filed September 1, 2022	AA 0551
<b>IV</b>	Recorder's Transcript of Proceedings Jury Trial - Day 3, filed September 6, 2022	AA 0764
<b>IV</b>	Recorder's Transcript of Proceedings Jury Trial - Day 4, filed September 7, 2022	AA 0868
<b>V</b>	Recorder's Transcript of Proceedings Jury Trial - Day 5, filed September 8, 2022	AA 1102
<b>VI</b>	Recorder's Transcript of Proceedings Jury Trial - Day 6, filed September 9, 2022	AA 1366
<b>VII</b>	Recorder's Transcript of Proceedings Jury Trial - Day 7, filed September 12, 2022	AA 1628
<b>VIII</b>	Recorder's Transcript of Proceedings Jury Trial - Day 8, filed September 13, 2022	AA 1799
<b>IX</b>	Recorder's Transcript of Proceedings Jury Trial - Day 9, filed September 14, 2022	AA 2013
<b>IX</b>	Recorder's Transcript of Proceedings Jury Trial - Day 10, filed September 15, 2022	AA 2155

<b>X</b>	Recorder's Transcript of Proceedings Jury Trial - Day 11, filed September 19, 2022	AA 2323
<b>XI</b>	Recorder's Transcript of Proceedings Jury Trial - Day 12, filed September 20, 2022	AA 2461
<b>II</b>	Recorder's Transcript of Proceedings Re All Pending Motions, filed September 18, 2019	AA 0264
<b>I</b>	Reporter's Transcript of Status Check Negotiations, filed September 19, 2007	AA 0094
<b>I</b>	Second Amended Information, filed October 11, 2001	AA 0035
<b>II</b>	Stipulation and Order to Reset Trial Date, filed April 20, 2022	AA 0376
<b>I</b>	Third Amended Information, filed April 30, 2009	AA 0125
<b>XI</b>	Transcript from Sentencing Hearing, filed November 3, 2022	AA 2497
<b>I</b>	Transcript of Evidentiary Hearing, filed February 8, 2005	AA 0048
<b>I</b>	Transcript of Proceedings Sentencing, filed September 30, 2009	AA 0129
<b>I</b>	Verdict, filed May 8, 2009	AA 0127
<b>XI</b>	Verdict, filed September 20, 2022	AA 2478

1 didn't really like how it was handled, as far as the police.

2 THE COURT: Okay. Tell me about that.

3 JUROR NO. 517: How they were handling him. I  
4 didn't really like that.

5 THE COURT: What did they do or didn't [sic] not do  
6 that made you feel like that?

7 JUROR NO. 517: They were rough with him.

8 I've never been a juror. I've never been accused of a  
9 crime. I have not heard anything about this trial. And for  
10 10 and 11, I can be fair, yes.

11 THE COURT: Okay. Thank you.

12 JUROR NO. 525: [JUROR NO. 525], badge number 525.  
13 I've lived in Clark County for ten years. I've attended some  
14 college. I'm currently employed; I'm an HR manager. I'm not  
15 married. I don't have kids. I've been a victim of a crime.  
16 I've had my car broken into a couple of times. A few years  
17 ago someone attempted to break in the front door of my house.  
18 And then maybe about 15 years ago, I was in a severe car  
19 accident involving a drunk driver. I've never been accused of  
20 a crime or anybody I know.

21 THE COURT: How did you feel in those situations?  
22 First of all, like, with the car burglary and the residential  
23 burglary, were those reported?

24 JUROR NO. 525: Yeah. Everything was reported.

1           THE COURT: All right. And in those two situations,  
2 anybody caught?

3           JUROR NO. 525: No, nobody was caught.

4           THE COURT: How did you feel it was handled by law  
5 enforcement?

6           JUROR NO. 525: Given the circumstances, I -- I feel  
7 like they did the best --

8           THE COURT: Okay.

9           JUROR NO. 525: -- they could.

10          THE COURT: What about the DUI?

11          JUROR NO. 525: The DUI, he was -- he ended up  
12 getting convicted. My -- my other argument in that -- in that  
13 case was he was allowed to -- to postpone his case. I think  
14 it was about 18 months, in which time he had the same thing  
15 happen again, a DUI, and caused another accident. So -- and  
16 they were all very severe. So --

17          THE COURT: Mm-hmm.

18          JUROR NO. 525: -- kind of left a bad taste in my  
19 mouth there.

20          THE COURT: Sure.

21          JUROR NO. 525: Yeah. I've never been a juror  
22 before. I've not heard anything about this trial. And I --  
23 I'd like to (indiscernible) -- number 10 is yes and 11, yes, I  
24 would think that I could be fair and impartial.

1 THE COURT: Okay. Thank you.

2 [JUROR NO. 537], 537.

3 JUROR NO. 537: I've been in Clark County for  
4 probably seven years now, before that was California. I've  
5 attended some college. I'm married. My husband is in IT. I  
6 have one son who is 33. And he's a corrections officer. I  
7 have -- I've been the victim of a crime, and my son's been the  
8 victim of a crime. My son was molested --

9 THE COURT: Okay.

10 JUROR NO. 537: -- when he was younger. I was  
11 sexually assaulted and got -- when I was at work, our business  
12 got robbed by gunpoint.

13 THE COURT: Are those separate incidents?

14 JUROR NO. 537: Yes.

15 THE COURT: Okay. When your son was molested,  
16 did -- was that a one-time thing or an ongoing thing?

17 JUROR NO. 537: Supposedly ongoing. I went to court  
18 on it. Nobody was convicted of it.

19 THE COURT: So when you went to court, though,  
20 somebody was charged?

21 JUROR NO. 537: Yes.

22 THE COURT: And then did it just go away or --

23 JUROR NO. 537: No, he didn't get convicted. My son  
24 was only, like, four years old at the time.



1 THE COURT: Oh, okay. Did it go to trial?

2 JUROR NO. 537: It -- it did not.

3 THE COURT: Okay. Okay. So I guess, then, I'm a  
4 little -- was it negotiated or the State just chosed [sic] not  
5 to proceed and --

6 JUROR NO. 537: They chose not to proceed. My son  
7 was so young. It was stuff that my son was telling me when he  
8 was younger that he -- there's no -- a four-year-old shouldn't  
9 have known any of it. And then he accused, you know, his  
10 father of it. And then they had arrested his father and then  
11 it -- it went through -- like, they did a lie detector and  
12 that kind of thing and he passed the lie detector. So I -- as  
13 far as I know, somebody did something to my son. Now,  
14 whether -- maybe it wasn't his father. Somebody did.

15 THE COURT: Okay. And then you were assaulted. How  
16 long ago was that?

17 JUROR NO. 537: I was 14, and it was not reported.

18 THE COURT: Thank you.

19 JUROR NO. 537: I have never served on a jury  
20 before. I have not heard about the trial. And 10 and 11,  
21 because of the situations that I've gone through, I -- I can  
22 say yes, and I'm being truthful, I will try my best.

23 THE COURT: Okay. Thank you.

24 JUROR NO. 261: [JUROR NO. 261], badge 261. I lived

1 off and on here in Vegas since '99. I graduated high school  
2 in New Mexico, and I also did vocational training in Reno. I  
3 am employed. I work part-time in retail. I am single. I  
4 have two boys. One is two years old and the other one will  
5 soon be 19, and he works for Amazon. I have been a victim of  
6 crime and know somebody that also was a victim of crime.

7 I was in a domestic violence marriage where my husband  
8 would rape me, beat me, also use weapons on me. He put a gun  
9 to me when I was pregnant. And I also worked at a gas -- I  
10 worked at a gas station company a while back on a graveyard  
11 shift. And I've been robbed four times by gunpoint. And as a  
12 manager for CVS, I've been robbed at gunpoint working  
13 graveyard shift there.

14 THE COURT: Let me go back for one second. With the  
15 situation with your husband, was it reported ever?

16 JUROR NO. 261: Yes, I reported him for domestic  
17 violence.

18 THE COURT: Okay. And how did -- tell me how that  
19 handled its way through the system.

20 JUROR NO. 261: The system was there for me. Every  
21 time I'd call for help, they'd come there for me. But his  
22 family, they tried to stop -- they tried to stop me from  
23 calling. So they were not there for me. But the -- this was  
24 in California. So the police, actually, were very

1 understanding over there, including his probation officer.

2 THE COURT: And what about the court system?

3 JUROR NO. 261: I think they were fair --

4 THE COURT: Okay.

5 JUROR NO. 261: -- against him.

6 THE COURT: What about the -- the robberies? Were  
7 those always reported?

8 JUROR NO. 261: They were reported. They were all  
9 reported. I believe some were not caught. I -- if I  
10 remember.

11 THE COURT: Did you ever have to go to court on  
12 those?

13 JUROR NO. 261: For one time, I did.

14 THE COURT: Okay.

15 JUROR NO. 261: I also have a friend that was  
16 accused of a crime for domestic violence towards her ex, but  
17 the situation is he was an ex-convict out of prison and they  
18 got in a relationship. And I did everything I could to, you  
19 know, help her, to protect her. And there was one time she  
20 was scared. And I said, "Hey, I'll come -- I'll go -- I'll be  
21 over there. Just call the police. I'll be there just to make  
22 sure you are okay so he doesn't hurt you."

23 And when the police arrived, they actually took his side.  
24 He -- I even heard him on the phone saying, you know, he's

1 gonna -- he's gonna hit himself real hard and blame it on her,  
2 when she was, like, four-foot-one and he was six-foot-three.  
3 And she had a lot of health issues. And, to me, the -- the  
4 North Las Vegas Police were a little unfair because they  
5 arrested her instead. And she had to serve, like, two weeks  
6 in jail.

7 And maybe about a month and a half later, after -- me and  
8 some other friends had tried helping her get away. And she  
9 did. He found her -- it's -- it was on the news. But he  
10 found her and he ended up choking her and killing her.

11 So, yeah, that part with the North Las Vegas Police, if  
12 they took the right person in, I don't think she -- she would  
13 still be alive today.

14 THE COURT: When was that?

15 JUROR NO. 261: 2017. I believe 20 -- 2017.

16 THE COURT: And is that case -- what's going on with  
17 that case?

18 JUROR NO. 261: This guy -- from what I'm told, he  
19 keeps playing the system. They have not done any --

20 THE COURT: Has he been arrested?

21 JUROR NO. 261: He's been arrested. He's in CCDC,  
22 but there's no court date yet. And --

23 THE COURT: What's his last name?

24 JUROR NO. 261: Christopher Hall. I -- Christopher

1 Hall.

2 THE COURT: Christopher Hall?

3 JUROR NO. 261: It was the case against  
4 Stella Alveraz murderer.

5 THE COURT: Okay. All right.

6 JUROR NO. 261: I have never served as a juror, but  
7 I've been summons [sic]. And I have not heard anything about  
8 this trial. And for 10, 11, I would try to be fair. I don't  
9 know if I could be completely fair, but I would try to be  
10 fair.

11 THE COURT: Okay. All right.

12 [JUROR NO. 296], 0296.

13 JUROR NO. 296: I live in Clark County for 26 years.  
14 I have attended UNLV as a software and computer engineer. I  
15 am currently employed at a slot company as a software  
16 engineer. I am currently not married. So I don't have any  
17 kids. I have been a victim of one crime. It's just somebody  
18 rear-ended my car. He was driving under the influence. I do  
19 have -- at least my mom -- my dad briefed me on this  
20 information. But back, overseas, she was raped by her brother  
21 at a young age. I don't know the exact details. But my dad  
22 just talked to me when I was old enough. So I -- not --  
23 haven't really witnessed it, but been talked about.

24 THE COURT: Okay.

1 JUROR NO. 296: I have never been convicted of a  
2 crime nor do I know anyone close to me that was convicted of a  
3 crime. This is my first time as -- being summoned. So I've  
4 never been a juror before. I have never heard about this  
5 case. For ten, I would say yes. For 11, I -- I want to say  
6 yes, but I did have a personal initial reaction when you read  
7 the counts on the sexual assault. So --

8 THE COURT: Sure. Yeah. And, I mean, I think that  
9 that's completely normal; right? Like, none of us want to  
10 hear words like "murder" or "kidnapped" --

11 JUROR NO. 296: Mmm.

12 THE COURT: -- "sexual assault." So I think it's --  
13 it's normal to have a gut reaction and -- and it's normal to  
14 feel a certain way when you hear those charges. The test  
15 really is, though, is just because you hear something, you  
16 can't lower the State's burden; right?

17 Because what if someone's in a chair and they're charged  
18 with something and they didn't do it. And then all of a  
19 sudden, just because we hear those words -- right? -- we're  
20 already thinking some.

21 So if you could just wait and listen to the evidence and  
22 look at it through a clinical perspective -- these are the  
23 facts, this is the law, did the State meet their burden --  
24 then that -- then that's something completely fine; all right?

1 JUROR NO. 296: Yes.

2 THE COURT: All right. Thank you.

3 JUROR NO. 538: Hi, I'm [JUROR NO. 538]. I'm juror  
4 538. I've lived in Clark County for nine years. Before that  
5 I was in Washington State. I attended college and I have a  
6 degree in civil engineering. I'm employed as a civil  
7 engineer. And my husband is employed as an accountant and a  
8 swim coach. We -- we do not have children. I do not know  
9 anybody who's been a victim of a crime or been accused of a  
10 crime. I have not served as a juror before. I think I could  
11 sit as a juror. And I think I can wait to form my opinion,  
12 and I think I can be impartial for both sides.

13 THE COURT: Okay.

14 JUROR NO. 538: So yes to all those.

15 THE COURT: Thank you. Appreciate it.

16 JUROR NO. 306: My name's [JUROR NO. 306]. My juror  
17 number's 306. I lived in Clark County since 2017. Before  
18 that it was Florida and Texas. I have a degree in nursing. I  
19 am employed. I work for a local hospital as an emergency room  
20 nurse. I am married. My husband work as a server at a  
21 hospital -- I mean, a restaurant on the Strip. He have an  
22 ex-husband -- I'm sorry. I have no children. I -- my  
23 ex-husband was assaulted with a knife, back in Texas. It  
24 didn't go anywhere. There was a plea deal for that. I was

1 never a victim myself of any crime. I've never been accused  
2 of any crime. I did serve on a jury for a civil case, a  
3 lawsuit for a taxi cab company. And it -- we found in favor  
4 of the person --

5 THE COURT: You don't --

6 JUROR NO. 306: -- that was accused.

7 THE COURT: Okay. All right. Thank you.

8 JUROR NO. 306: Let's see. I've never heard  
9 anything about this trial. And I can be fair and impartial as  
10 far as -- for 10 and 11.

11 THE COURT: Okay. Thank you.

12 JUROR NO. 230: My name is [JUROR NO. 230]. Badge  
13 number is 230. I've lived in Clark County since 2007. I've  
14 attended some college, but did not finish. I am  
15 self-employed, running a small insurance agency. My  
16 husband -- I am married. And my husband worked at the  
17 Cosmopolitan as a facility engineer. I have two daughters, 12  
18 and 15. I, myself, have been a victim of sexual assault.  
19 When I was roughly about 7 or 8, back in my country. It was  
20 never reported, of course.

21 THE COURT: Was that a one-time thing or -- it went  
22 on?

23 JUROR NO. 230: It was -- it's a while. And as a  
24 child, I didn't really comprehend.



1 THE COURT: Yeah.

2 JUROR NO. 230: And just didn't tell anybody. But  
3 as I grew, I understood what it is.

4 THE COURT: Sure.

5 JUROR NO. 230: My dad was accuse for domestic  
6 violence. He was caught once and he was released. This is  
7 when I was a child still. I think I was 12, 13. I can't  
8 remember. I don't recall those time.

9 My youngest brother was also accused of crime, for  
10 battery, but he just happened to be at the wrong time, wrong  
11 place. And at -- was it justified? At that moment, I felt  
12 that kind of, like, forced to accept because he was a minor.  
13 And if he's a minor and he -- he accepted it, then he will  
14 just be on probation. And so we -- lack of education, we  
15 decide to just move forward with it and just accept it as, you  
16 know, he admitted to it.

17 THE COURT: Okay.

18 JUROR NO. 230: My second younger brother, he was  
19 accuse with hit and run. And he did serve his time. I  
20 believe like a year or so, here in Clark County. That was  
21 back in -- I would say five or six years ago.

22 I have been summoned for jury duty several times but  
23 never have served before. I can say that I am optimistic  
24 person. I try to think positive, even though through my rough

1 times. I would do my very best to not be bias and not to --  
2 and basically to be fair.

3 THE COURT: Thank you.

4 JUROR NO. 548: Good afternoon. I'm [JUROR  
5 NO. 548], badge number 548. I've lived in Clark County  
6 25 years. I graduated high school. I'm retired. What work I  
7 did was 20 years in the printing industry in Green Bay,  
8 Wisconsin, in Chicago. I moved here to work in a casino  
9 because the printing industry changed. We left printing.

10 I met my husband printing. He was the printer, I was his  
11 helper. We don't have any children. Never been convicted of  
12 a crime. Wait a minute. I've been a victim of a crime. We  
13 had our trailer broke into here in Las Vegas. The police  
14 weren't involved. It was a private property where you store  
15 your camping equipment. We had a -- we had to pay. Insurance  
16 covered it. No one I know has ever been accused of a crime.  
17 Never been a juror before. Didn't hear anything about this  
18 trial. Yes to ten. And yes to 11.

19 THE COURT: Okay.

20 JUROR NO. 343: My name is [JUROR NO. 343], badge  
21 number 343. I've lived in Clark County for 15 years.  
22 Previously lived in Clark County. I moved back in 2007.

23 THE COURT: Okay.

24 JUROR NO. 343: I graduated from high school. I am

1 employed. I am a court clerk for the City of Henderson  
2 Municipal Court. I have a significant other. He's a high  
3 voltage electrician for Hoover Dam. I have two children. My  
4 daughter is 36 and my son is 34. I do have a close friend  
5 that was a victim of a crime. She worked for law enforcement  
6 and she was held captive by her boyfriend. And he ended up  
7 killing himself. I have a nephew that has been accused of a  
8 crime. He's currently in prison for robbery. And I have  
9 never served as a juror. I know nothing about this trial.  
10 And, yes, to 10 and 11.

11 THE COURT: All right. Thank you.

12 JUROR NO. 347: My name is [JUROR NO. 347], juror  
13 number 347. I've lived in Clark County for about 25 years. I  
14 have an associate's degree in education and I'm currently an  
15 accounting major. I am employed with Golden Gaming. I'm a  
16 server. I am a widow, and I'm in a significant relationship.  
17 He's an engine technician at Land Rover. We have -- I have  
18 two stepsons, 6 and 10. For six -- question 6 and 7, I have a  
19 long childhood history of being a victim and having crime as a  
20 child in my life.

21 THE COURT: Okay.

22 JUROR NO. 347: Honestly, too many to count for and  
23 I don't know all the details.

24 THE COURT: All right.

1 JUROR NO. 347: As far as a victim, my sisters and I  
2 were held at gunpoint as children and sexual abuse also from  
3 various stepfathers, one of which is still in my life. I have  
4 never served a juror before. I'd like to say I could be  
5 impartial, but I've been having a physical reaction since I  
6 walked in here and heard the charges. But I would try my  
7 best.

8 THE COURT: Okay. The -- any of those instances  
9 ever reported?

10 JUROR NO. 347: Not to any authorities. The sexual  
11 abuse has been reported to adults but never taken seriously.  
12 The robbery, I believe the police came. But honestly, they  
13 all blur together as my childhood --

14 THE COURT: Okay.

15 JUROR NO. 347: I don't remember if anybody was ever  
16 arrested for that or if it was something different.

17 THE COURT: And how long did the abuse go on for?

18 JUROR NO. 347: From -- well, it started with one  
19 stepfather when I was about eight. And carried into a second  
20 one until I was about 16.

21 THE COURT: And you said that one of 'em is still in  
22 your life?

23 JUROR NO. 347: My mom is still married to my  
24 stepfather, yes.

1 THE COURT: All right. So you heard me talk a  
2 little bit about, you know, the State's burden, and you were  
3 talking about your ability to be fair and impartial. Do you  
4 think that would you automatically lower the State's burden  
5 because of your situation?

6 JUROR NO. 347: I want to be a good American and say  
7 no, but I think I already have.

8 THE COURT: You've already lowered their burden.  
9 And just --

10 JUROR NO. 347: I'm very disappointed in myself  
11 about that.

12 THE COURT: No, that's okay. It -- it happens. All  
13 right. Thank you.

14 JUROR NO. 360: My name is [JUROR NO. 360], my badge  
15 number is 360. I've lived in Clark County for seven years.  
16 And before that I lived in Sacramento County. I have a  
17 master's degree in counseling and a bachelor's degree in child  
18 development. I'm currently employed as a marriage and family  
19 therapist in a private practice setting. I am married. My  
20 significant other works in closing homes. We don't have  
21 children, unless fur babies count. I have three of those. I  
22 have been a victim of a crime. I was molested as a child.  
23 And I was also in a situation where I was babysitting and  
24 there was a burglary that was happening in the neighborhood

1 and somebody had jumped the fence and there were copters and  
2 all of that in the back yard.

3 THE COURT: Were either of those reported?

4 JUROR NO. 360: No. I was also a victim of burglary  
5 as an adult. And that one was reported. And CSI was  
6 involved.

7 THE COURT: Were you home or not home?

8 JUROR NO. 360: I was just getting home at that  
9 point.

10 THE COURT: Was the individual in the house when you  
11 got there?

12 JUROR NO. 360: I don't know.

13 THE COURT: Was anyone caught?

14 JUROR NO. 360: No.

15 THE COURT: How do you feel like that situation was  
16 handled?

17 JUROR NO. 360: I -- based on my -- my previous  
18 trauma stuff, it kind of -- it's hard to know. Yeah.

19 THE COURT: Okay.

20 JUROR NO. 360: I have not been accused of a crime.  
21 I do have family members and a previous domestic violence  
22 relationship where their parents were felons and living with  
23 us and involved in -- in the legal system.

24 THE COURT: In any of those situations, do you have

1 any feelings either way, strong or not, in regards to how any  
2 of those individual situations played out through the system?

3 JUROR NO. 360: It was just really varied. And --  
4 yeah. Sorry. Just having a hard time.

5 I have never served as a juror before. And the last few  
6 questions, just based on my work and my history, I have had --  
7 I'm having some guttural responses to -- to what was reported  
8 and the clients I see on a regular basis.

9 THE COURT: What do you mean about the clients?

10 JUROR NO. 360: I work with clients who are victims  
11 of crime and victims of sexual abuse, both children and  
12 adults. And so I work with a lot of stories related to that.

13 THE COURT: As a clinician, are you able to separate  
14 those things?

15 JUROR NO. 360: As a clinician I'm able to separate,  
16 yeah.

17 THE COURT: So are -- does that carry over into the  
18 courtroom or no? It seems like kind of --

19 JUROR NO. 360: I -- I'm just having a hard time.  
20 I'm sorry.

21 THE COURT: That's okay.

22 JUROR NO. 360: Yeah.

23 THE COURT: So here, though, you're saying you can't  
24 separate those.

1 JUROR NO. 360: I don't think so, at this moment.  
2 I'm sorry.

3 THE COURT: It's okay.

4 Next?

5 JUROR NO. 372: [JUROR NO. 372], 372. I've been  
6 here for about ten years. And I lived in LA every year prior  
7 to that. I did some college. I'm an electrician. I'm not  
8 married. No kids. I don't know any victims of a crime. I've  
9 never been accused or neither do I know anyone that's been  
10 accused of a crime. I've never been a juror before. I have  
11 no knowledge of this trial -- case. For number ten, yes. And  
12 11, yes.

13 THE COURT: Okay. Thank you.

14 JUROR NO. 397: Yes. My name is [JUROR NO. 397],  
15 juror -- juror number 397. I'm -- I've lived in Clark County  
16 for about six years. Prior to that, I've lived in  
17 Washington DC. As far as college, got my bachelor's in sports  
18 administration and a masters in sport -- bachelor's in sports  
19 management, masters in sports administration.

20 As far as employment, I'm actually in the process of  
21 being self-employed. Previously, I actually was working in  
22 professional sports as sports executive. As far as being  
23 married, I am married. My partner is an assistant principal  
24 in the -- here in Las Vegas.



1       As far as children, I have two children, 3 and 4. Has --  
2 as far as victim of crime, I've been a victim of a crime as  
3 well as my wife. For me, was robbed at gunpoint when I was  
4 12. And as far as my wife, she was molested when she was a  
5 teenager.

6           THE COURT: Were those reported?

7           JUROR NO. 397: It wasn't for her.

8           THE COURT: Okay. For you, though?

9           JUROR NO. 397: Yes.

10          THE COURT: Okay. Did police catch the person?

11          JUROR NO. 397: They didn't.

12          THE COURT: And did you have to go to court?

13          JUROR NO. 397: No.

14          THE COURT: Do you feel like that was handled  
15 properly?

16          JUROR NO. 397: Yeah.

17          THE COURT: Okay. Go ahead.

18          JUROR NO. 397: As far as being accused of a crime,  
19 no. I've been summoned before, but I haven't served as a  
20 juror. I've never heard about this trial before. And for 10  
21 and 11, I would do my best to be fair and impartial.

22          THE COURT: Okay. Thank you.

23          JUROR NO. 558: My name is [JUROR NO. 558]. My  
24 badge number is 558. I have lived in Clark County since 2008.

1 I did attend some college. I am employed. I manage a fitness  
2 and yoga studio. I am not married. I do not have any  
3 children. I do not know anyone that was a victim of a crime.  
4 I have never been accused of a crime. I have never served as  
5 a juror before. I have not heard about the trial. And number  
6 and 11, yes.

7 THE COURT: Okay. Thank you.

8 JUROR NO. 572: Hi, my name is [JUROR NO. 572], 572.  
9 I've been Clark County, been 35 years. High school graduate,  
10 some college work. I'm working for the MGM Resort. I am not  
11 married, but I have significant relationship with a man  
12 working for MGM also. I have one adult children. She's  
13 41 years old with the two childrens [sic] stay -- staying mom.  
14 Nobody's -- nobody has been crime -- victim of a crime. Also  
15 I don't know anybody has. And I never been the juror before.  
16 I don't know anything about this trial. And also 10 and 11, I  
17 will do my best and fair (indiscernible).

18 THE COURT: Thank you.

19 JUROR NO. 584: Hi, I'm [JUROR NO. 584]. Jury 584.  
20 I been in Clark County for 20-something years. Some college.  
21 I'm not employed. I got laid off due to COVID. And I'm  
22 married. I have three kids: 36, 31, and 23. Have I been a  
23 victim -- victim of a -- one minute.

24 Yes on number six. I have. I've been a victim. Home

1 invasion. I was at home. I had just had surgery, major  
2 surgery, and three young men knocked on my door and woke me  
3 up. And they kept knocking and ringing my door bell. And I  
4 looked. I don't know you, so I'm not gonna answer. I went  
5 back and laid down.

6 Next thing I know, it stopped. Then it started again.  
7 And then I went to the door to look. It was four more guys.  
8 So I grabbed my purse and my robe and I got in my car. When  
9 they went in through the door, I opened up my garage.

10 My neighbor went in and got 'em. But they got away.  
11 Police officer got one, but they were underage. They tore up  
12 my door. I ended up like the other juror, I had to buy bars.  
13 I was scared out of my -- my house. We end up moving because  
14 of the situation.

15 Of anybody crime, no. I've been -- I have not served on  
16 a jury, but I have been summoned. On number 9, I haven't  
17 heard of this trial. And I could try on nine and -- I mean on  
18 10 and 11, I could try my best to do, but I'm -- I feel like  
19 it happened to me so -- and nothing was happened. They were  
20 underage and they said that -- just they're underage, there's  
21 nothing they can do. But they caught one of the guys but he  
22 was underage. But the other ones they didn't get.

23 THE COURT: Okay. Because those things happened to  
24 you, though, would you automatically find Mr. Porter guilty or

1 would be willing to listen to the evidence and see if the  
2 State missed the -- excuse me -- met their burden?

3 JUROR NO. 584: I think I can.

4 THE COURT: Okay.

5 JUROR NO. 584: I can try my best to do that.

6 THE COURT: Next.

7 JUROR NO. 639: [JUROR NO. 639], 639. Number one,  
8 I've been here for 17 years. High school graduate. Employed  
9 in Fremont Street Experience. I'm the security manager down  
10 there. I've been there for nine years. Not married. No  
11 children. Number 6, yes. Two times sexual assaults. I don't  
12 know anybody been convicted of a crime. I've been summons  
13 [sic] but I have not been on the trial.

14 On number 9, it's a little hard to say if I have because  
15 we deal with Metro a lot on a day-to-day base [sic] in our  
16 office and on the floor. Same with marshals. And they do  
17 talk a lot about different cases. So it's a good possibility  
18 I have heard something about it.

19 Number 10 and 9, it's hard to say. I would like to be  
20 fair, but I couldn't tell you 100 percent I could be. Just  
21 because what I deal with every day on a day-to-day base [sic]  
22 there's a lot of the justice system I don't believe in.

23 THE COURT: Okay. Tell me about that.

24 JUROR NO. 639: It's just because where I work.

1 There's a lot of times we try to get homeless people off or we  
2 see people that are abusing their children and police come out  
3 and they'll either cite -- give 'em citation or they don't try  
4 to resolve the situation.

5 THE COURT: Okay. Does that impact your -- your  
6 duty, though, to analyze facts and witness testimony and  
7 things like that, do you think?

8 JUROR NO. 639: Yes but no.

9 THE COURT: What does that mean?

10 JUROR NO. 639: 'Cause it's just -- it's just hard  
11 to really trust the system.

12 THE COURT: Well, so I -- I -- I hear what you're  
13 saying. But I guess what I think then is, like, wouldn't you  
14 want to be part of the system then? Like, wouldn't you want  
15 to be able to make sure it was run correctly?

16 JUROR NO. 639: Well, yeah, I do. And I try to do  
17 that every day.

18 THE COURT: Right.

19 JUROR NO. 639: 'Cause I have even officers that  
20 have been involved in the system. And then they are --  
21 they've -- they're guilty. And it's like, no, that's not how  
22 it actually went down.

23 THE COURT: So you see both sides of it, then.

24 JUROR NO. 639: I try to. But --

1 THE COURT: No, but I mean in your --

2 JUROR NO. 639: But you get so tainted after a  
3 while, it's just -- it's hard to make a decision on it.

4 THE COURT: No, my question, though, was, is you've  
5 seen both sides, as in you see sometimes situations at work  
6 where you feel like police aren't doing anything and people  
7 are getting away with doing bad things. Then, alternatively,  
8 on the other side, you've had officers who work with you that  
9 were just found guilty who shouldn't have been; is that -- is  
10 that what I'm getting?

11 JUROR NO. 639: Correct.

12 THE COURT: Okay. So you think you can be fair  
13 or -- because you don't believe -- and you don't believe in  
14 the system or you don't think you can be fair?

15 JUROR NO. 639: I'm just not sure if I could be  
16 100 percent fair. If I can't be 100 percent fair, I don't  
17 think my opinion's that great.

18 THE COURT: Sure. What are you -- are you nervous  
19 that you wouldn't hold the State to their burden or you'll  
20 hold them to a higher burden?

21 JUROR NO. 639: Can you repeat that again?

22 THE COURT: Yeah. So, you know, the State has a  
23 certain burden. It's called "beyond a reasonable doubt."  
24 They have to prove to you that the Defendant committed these

1 crimes beyond a reasonable doubt. The law says you can't hold  
2 them to a higher burden, but you also can't lower their  
3 burden. You have to hold them to their burden.

4 JUROR NO. 639: Mm-hmm.

5 THE COURT: So I was asking you, are you more  
6 nervous about not holding them to that burden or raising the  
7 burden on them?

8 JUROR NO. 639: I think I'm more worried about not  
9 holding them.

10 THE COURT: Not holding them to their burden.

11 JUROR NO. 639: Yeah.

12 THE COURT: So being more lenient on the State than  
13 what the law requires.

14 JUROR NO. 639: I don't know. It's hard -- it's  
15 really hard for me to side on.

16 THE COURT: Okay. Next.

17 JUROR NO. 447: Hello. My name is [JUROR NO. 447].  
18 And my badge number is 447. This is my second time living in  
19 Nevada. I came back in 2003. I work at the Golden Nugget.  
20 I'm a utility porter. I've been there 19 -- 19 years.  
21 School, I -- I did the 11th grade. And I'm a widower. And  
22 I'm not in a relationship. I have two daughters. One is 27  
23 and one is 29. One is a leasing agent and one drives buses  
24 for Nevada school kids. A couple of months ago I took my

1 car -- a Mercedes to the shop and it was stolen from there. I  
2 feel like it was an inside job. But that was the crime. And  
3 one of my younger brothers was protecting my sister -- I don't  
4 know the whole story. But anyway, he had served some time  
5 behind it. So I don't know exactly what he did. I don't know  
6 if there was a weapon. I think there was, though. But he  
7 didn't do anything with it. I've never served on a jury, but  
8 I've been summoned. I've never heard about this trial. And,  
9 yes, and yes.

10 THE COURT: Thank you.

11 JUROR NO. 460: Hi. I'm [JUROR NO. 460]. My badge  
12 number is four -- 460. I've lived in Clark County for about  
13 six years. And prior to that I was in Northern California. I  
14 have an associate's degree. I'm in -- I'm a -- I'm employed  
15 full-time. I am in significant relationship. I have one  
16 daughter, she's 19. Day -- she -- she's a full-time student.

17 Let's see. So right now, my significant other's -- he's  
18 unemployed right now, so I'm head of household. And he has  
19 been a victim of crime. He was assaulted and robbed of  
20 everything he had. This was in California. I think the  
21 person got caught. Did I -- I -- I -- I'm not sure if the  
22 person got caught or anything. I've never been accused of a  
23 crime.

24 Do I -- how I feel about the criminal justice system. I



1 don't know 'cause I -- I've been -- I've been to  
2 (indiscernible) police stations before for other -- other  
3 witnesses. And I feel very intimidated by the investigators,  
4 to the point that I -- I think they are very manipulative. I  
5 have to say.

6 THE COURT: The police?

7 JUROR NO. 460: Yes.

8 THE COURT: Okay. And tell me why or tell me in  
9 what -- in what manner.

10 JUROR NO. 460: Because they are -- they -- the way  
11 they make you say things, like, that aren't true. And they  
12 twist words around. I've been in sit -- I had situation like  
13 that. So I just feel it wasn't --

14 THE COURT: Let me ask you a few follow-ups on that.  
15 So you'll more than likely hear testimony from people who work  
16 with the police department. Will you judge their testimony  
17 just like you'll judge everybody else's testimony or will you  
18 judge them more critically?

19 JUROR NO. 460: I don't know.

20 THE COURT: You don't know?

21 JUROR NO. 460: I -- I -- I feel it depends.

22 THE COURT: Okay. What does it depend on?

23 JUROR NO. 460: Well, right now it depends what the  
24 situation was. I can't -- I mean, I feel like -- there's

1 certain things that I feel that can go either way.

2 THE COURT: Well, I mean, I think that that's kind  
3 of the point; right?

4 JUROR NO. 460: Yeah.

5 THE COURT: So, like, when you're evaluating  
6 someone, it could go either way. We -- we listen to them, we  
7 watch them, we -- we evaluate their credibility.

8 JUROR NO. 460: Mm-hmm.

9 THE COURT: So when the person walks in, whether  
10 it's a police officer, a doctor, a teacher, a veterinarian,  
11 like, we need to look at them and judge their credibility all  
12 the same. Now, when things don't start, you know, making  
13 sense, then because of what the testimony is, we can evaluate  
14 their testimony. But we can't simply judge someone simply  
15 because of the job they have. Does that make sense?

16 So if you're a juror, I need to make sure you're  
17 evaluated everyone at the same level and not just discounting  
18 them automatically just because they're a police officer.

19 JUROR NO. 460: Yeah. I mean, I guess. I -- I  
20 guess. I -- it's hard 'cause I [sic] been in a situation  
21 where --

22 THE COURT: Yeah. No, and that's okay. If you  
23 can't do that, I just need you to verbalize what's going on  
24 in -- in your head about that.

1 JUROR NO. 460: I can try, surely.

2 THE COURT: I'm sorry?

3 JUROR NO. 460: I could try, surely.

4 THE COURT: You can try.

5 JUROR NO. 460: Yeah. I mean, I -- I have other

6 thoughts about the system, but sure.

7 THE COURT: Okay. But that -- so you have to tell

8 me -- that's why I say when you say verbalize, like, this is

9 the step we have to talk about because the attorneys have to

10 assess whether or not you can be fair to both sides. So if

11 you have thoughts or issues about the system, then go ahead

12 and -- and let us know so we can use that in the evaluation.

13 JUROR NO. 460: Yeah, I probably couldn't. No.

14 I -- I feel like I could be impartial about it.

15 THE COURT: You -- you can or you can't?

16 JUROR NO. 460: Like, I -- I think it would maybe

17 judge otherwise. No.

18 THE COURT: Okay.

19 JUROR NO. 460: Maybe you can clarify what you're

20 asking me.

21 THE COURT: That's okay. What are your thoughts on

22 the system?

23 JUROR NO. 460: I --

24 THE COURT: Why don't we start with that.

1 JUROR NO. 460: It's 50/50. I feel like sometimes  
2 it works in people's favor, sometimes I think it doesn't.

3 THE COURT: Okay.

4 MR. GILL: Your Honor, I'm -- I'm having a hard time  
5 hearing her. Maybe if she could hold the mic still.

6 THE COURT: Sure.

7 JUROR NO. 460: Oh, sorry. Yes.

8 MR. GILL: No problem.

9 THE COURT: That's okay. All right. So when you  
10 say 50/50, give me some --

11 JUROR NO. 460: I --

12 THE COURT: -- instances in where you feel like the  
13 system failed or doesn't work.

14 JUROR NO. 460: I just -- I -- generally, I think  
15 there's been maybe -- I -- I -- I guess from -- from what I  
16 see I guess -- I guess from whatever's -- maybe I watch a  
17 little too much media. I don't know. I -- I feel like some  
18 times there's things that may be better resolved. I don't --  
19 or handled differently, I guess, in the system.

20 I guess, 'cause when I was being questioned by this  
21 officer, I wasn't very -- very pleased because I felt like he  
22 was manipulating things out of whatever I was telling him.  
23 And twisting -- and -- and asking me the same things over and  
24 over. And expecting different answers.

1 THE COURT: Okay. Were you a witness to something?  
2 Why was he asking you questions?

3 JUROR NO. 460: No, it was -- it was regarding a  
4 domestic violence situation and they had asked me questions  
5 and I was trying to explain that this person did not do -- you  
6 know, did not, like, do, like, domestic against this other  
7 person. And then started to answer -- ask me the same  
8 questions over and over. And it got emotional. I got really  
9 emotional. So --

10 THE COURT: Okay. All right. Thank you.

11 JUROR NO. 647: My name is [JUROR NO. 647], badge  
12 number 647.

13 THE COURT: Yes, sir.

14 JUROR NO. 647: I've been in Clark County, like,  
15 25 years. High school. I'm employed for Aria Hotel Casino.  
16 I'm a utility (indiscernible) I'm married. She's retired.  
17 Yes, I have two children. My daughter is 34, and my son is  
18 27. And two granddaughters. Number six, yes, I've been  
19 robbed. Once, like 26, 27 years ago. And my -- my sister and  
20 my nephew, they was robbed too. They tie them with tape. And  
21 number 7, no. Number 8, no. Number 9, no. And 10, 11 --

22 THE COURT: Okay. So just --

23 JUROR NO. 647: -- yes.

24 THE COURT: That's okay. So we just have to have a

1 clear record. So, no, you've never been a juror before. No,  
2 there's nothing you've heard about this trial that makes you  
3 feel like it'd be difficult for you to be juror. And you can  
4 base your verdict solely on the evidence, and you can be fair  
5 and impartial; is that correct?

6 JUROR NO. 647: Yes.

7 THE COURT: And when you were robbed, and when your  
8 sister and nephew was robbed, was that reported?

9 JUROR NO. 647: Yes, that was reported.

10 THE COURT: And was -- those were two different  
11 times; right? You were robbed once and your sister and your  
12 nephew were robbed another time?

13 JUROR NO. 647: Yes, ma'am.

14 THE COURT: And both times it was reported. Was  
15 anybody caught in either of those situations?

16 JUROR NO. 647: No.

17 THE COURT: And how do you feel like that was  
18 handled by law enforcement?

19 JUROR NO. 647: For those days, well, they try.

20 THE COURT: All right. Thank you, sir.

21 JUROR NO. 647: Thank you.

22 THE COURT: Next.

23 JUROR NO. 483: [JUROR NO. 483], 483. I've lived in  
24 Clark County for 44 years. Graduated from high school.

1 Retired. Worked in retail for 26 years. I'm married. He  
2 works at Pepsi. I got six children. Three daughters and  
3 three stepsons. My daughter's husband got murdered.

4 THE COURT: When was that and where was that?

5 JUROR NO. 483: I think that was in 2014.

6 THE COURT: And where was that?

7 JUROR NO. 483: Here in Clark County.

8 THE COURT: Okay. And has that case gone to trial?  
9 Been solved?

10 JUROR NO. 483: Yeah, it's been solved two -- two  
11 years later.

12 THE COURT: Did it go to trial or was it --

13 JUROR NO. 483: Yes, he went to prison.

14 THE COURT: And do you know what Defendant that  
15 was -- what his name was?

16 JUROR NO. 483: No, I don't remember. I don't know  
17 if it was -- no, I don't remember. Terrence or something like  
18 that.

19 THE COURT: Okay.

20 JUROR NO. 483: And my son is accused of sexual  
21 assault -- I mean, sexual misconduct or whatever. Downloading  
22 porno of little kids.

23 THE COURT: What happened with that?

24 JUROR NO. 483: He got one year -- one year in jail

1 and five years probation.

2 THE COURT: How did you feel that was handled?

3 JUROR NO. 483: I really don't know 'cause it was --  
4 he -- he did it in New Mexico --

5 THE COURT: Okay.

6 JUROR NO. 483: -- when he was in Air Force.

7 THE COURT: Okay.

8 JUROR NO. 483: And then he came here. And now he  
9 lives with us.

10 THE COURT: Okay. Got it. Thank you.

11 JUROR NO. 483: Never been to jury duty. And 9, no;  
12 10 and 11, yes.

13 THE COURT: Okay. Thank you.

14 JUROR NO. 486: My name is [JUROR NO. 486], badge  
15 number 46 -- 486.

16 THE COURT: Okay.

17 JUROR NO. 486: I've lived in Clark County for --  
18 since 1969. I came here from -- my father was in Air Force.  
19 I went to Rancho High School and also got a scholarship  
20 through UNLV. I'm currently -- let's see. I'm currently --  
21 I'm currently at -- retired from construction company. I am  
22 married, in the process probably getting divorced. I have --  
23 I have raised ten kids. Two of 'em have passed away already  
24 from different illness here and there.



1 I have been a victim of a crime, I should say myself,  
2 probably, and I've seen my first cousin -- and I seen, the  
3 witness of her getting murdered too. '05 I was -- we wasn't  
4 married at that point in time, but she was living my house.  
5 I -- was problem, she was taking some of my stuff. I called  
6 Metro Police Department.

7 Time they came out to the house -- I went outside to  
8 greet them. By the time I greeting them, they already put me  
9 in handcuffs 'cause she made a motion that I threw something  
10 at her. So as one was hand -- being handcuffed, the other one  
11 went in my house and just destroyed it. Took some papers,  
12 threw on the floor, took pictures of it, what had happened.

13 So when it came to trial, they found out that Metro did  
14 do this to my house, did put evidence or whatever to have me  
15 arrested. So the judge found out about it and the pros -- the  
16 prosecutor found out about it and so it was dismissed.

17 I had no ill feelings to Metro Police Department. I  
18 still back 'em. I have a brother-in-law who's Metro too. So  
19 everything's (indiscernible) ability for supporting  
20 Metro Police Department.

21 THE COURT: Tell me -- I'm sorry. Can you tell me  
22 about your -- your cousin's murder?

23 JUROR NO. 486: Yeah, my -- my first cousin was  
24 murdered in Washington DC.

1 THE COURT: And --

2 JUROR NO. 486: She -- and --

3 THE COURT: You -- did you say you witnessed it?

4 JUROR NO. 486: I didn't witness it. I was saying  
5 we got there just before it happened.

6 THE COURT: Okay.

7 JUROR NO. 486: So that has been solved. She -- the  
8 case would be solved.

9 So where am I at?

10 THE COURT: Whether or not you know anybody who's  
11 been accused.

12 JUROR NO. 486: Accused of any crime?

13 THE COURT: Yeah.

14 JUROR NO. 486: No. Besides that one vic -- that  
15 one situation that happened. I haven't served on a jury at  
16 all. As far as 9, situation, be a no to that. And for 10 and  
17 11, I would be very impartial towards -- have no problem with  
18 that at all.

19 THE COURT: Okay. All right. Thank you.  
20 Appreciate you.

21 JUROR NO. 490: [JUROR NO. 490], number 490. I  
22 lived in Indiana from '95 to '14, then in Vegas from '14 to  
23 '17, back in Indiana, and then I've been in Clark County since  
24 2020. I have a bachelor's degree in hospitality management.

1 I'm employed as a sales enablement manager. Single. No  
2 children. I was the victim of a car break-in. Nothing was  
3 stolen, they just broke a window. It was reported. The  
4 person was caught. It was handled super well. I don't know  
5 anybody that's been accused of a crime, nor have I. I've  
6 never served as a juror before. Nine, would be no. Ten and  
7 eleven, yes, yes.

8 THE COURT: Okay. Thank you.

9 JUROR NO. 493: My name is [JUROR NO. 493] and my  
10 juror number is 493. And I live in Clark County for 35 years.  
11 I have a high school diploma. I'm employed by the hotel at --  
12 at banquet server. I'm married. My wife is a retired school  
13 teacher. I have two children. My -- my daughter is a  
14 basketball coach and my son has a law degree. Anyone -- never  
15 been a victim of a crime. And no one close to me was ever  
16 accused of a crime. I never serve as a juror before.

17 THE COURT: What type of law does your son practice?

18 UNIDENTIFIED: What type of law does your son  
19 practice?

20 JUROR NO. 493: Uh --

21 UNIDENTIFIED: What type of law does your son  
22 practice?

23 JUROR NO. 493: It was -- it's export -- export law  
24 or --

1 THE COURT: Oh, sport law?

2 JUROR NO. 493: Yeah, export and -- yeah.

3 (Indiscernible) he doesn't work, so that's why I didn't say.  
4 It be difficult for me to sit in a trial due to my hearing  
5 problem.

6 THE COURT: Oh, okay.

7 JUROR NO. 493: I have a difficult hearing.

8 THE COURT: So I --

9 JUROR NO. 493: That's the only thing I have.

10 THE COURT: That's okay.

11 JUROR NO. 493: I can -- I can only hear people  
12 close to me. I -- I can't make it out when you talk.

13 THE COURT: Yeah, that's okay. I can get you a  
14 headset.

15 Test, test.

16 JUROR NO. 493: (Indiscernible)

17 THE COURT: Test, test.

18 JUROR NO. 493: I could be --

19 THE COURT: Test.

20 JUROR NO. 493: I could be -- the verdicts,  
21 evidence. It (indiscernible) really bad.

22 THE COURT: It's okay. Is that -- does that sound a  
23 little more clear?

24 JUROR NO. 493: It's still very -- very noisy. And

1 I -- I can't make it out what you say.

2 THE COURT: You can't hear me?

3 JUROR NO. 493: I'm sorry?

4 THE COURT: It's okay. That's okay.

5 JUROR NO. 493: Okay. The rest, anything I've heard  
6 about the trial. That's why I say it will be difficult for me  
7 to be a juror and cannot (indiscernible) both sides. I could  
8 do that, of course, on both sides. Okay.

9 THE COURT: Okay. Thank you, sir.

10 JUROR NO. 493: You're welcome. Thank you. Sorry.

11 JUROR NO. 494: Hi, I'm [JUROR NO. 494], 494. I've  
12 lived in Clark County my whole life, 35 years. I have a -- my  
13 degree in biology, a bachelor's. I currently work for FedEx  
14 Express as a courier. Single, no children. My mother was a  
15 victim of a mugging around, like, two -- ten years ago. No  
16 weapon was used, but while trying to snatch her purse, he did  
17 throw her to the ground. The police, they -- you know, she  
18 called the police. They did investigate it. They never  
19 caught the person, but they did recover her belongings. And  
20 mostly her credit card and stuff like that. So that was a  
21 blessing.

22 I was a victim of an attempted break-in. Some kids  
23 knocking at the door. Of course, if I don't know you, I don't  
24 open the door. Just this day, my stepdad forgot to lock the

1 side gate to the back of our house. So they went back there  
2 and threw a big rock through our window. They ran away once I  
3 screamed my brother's name.

4 Police investigate -- we did call the police. I didn't  
5 like how they handled the case. Pretty much when we were  
6 telling 'em the -- that it was kids, that we believed they  
7 were teenagers, pretty much they took it as it was knucklehead  
8 kids in the neighborhood. So I didn't like that. No matter  
9 what age, it was a violation of my peace and my safety of our  
10 home.

11 My brother was convicted of a felony with the school  
12 district. It was child abuse with a -- he worked on a bus  
13 with disabled children. I don't like how it was handled.  
14 Pretty much it was pressured him to take a plea deal because,  
15 financially, we could not go to trial. We couldn't hire a  
16 really -- a lawyer to go to trial to fight it. So --

17 THE COURT: How long ago was this?

18 JUROR NO. 494: I think this was about eight years,  
19 maybe. Eight years ago. Lafayette Clark. So it really  
20 didn't go to trial because he did take the plea deal. But it  
21 was pretty much pressured because we couldn't -- we --  
22 financially, we just couldn't go to trial and, you know, hire  
23 an attorney. So --

24 THE COURT: Okay. Thank you.

1 JUROR NO. 494: Never served on a jury. I do not  
2 believe that I've heard anything about this case. I'm gonna  
3 be honest, it would be hard for me to be impartial. I have  
4 zero tolerance for any type of stealing or anyone taking  
5 something that does not belong to 'em. That has been  
6 enforced, and I still deal with the attempted break-in. My  
7 mother still deals with her mugging. She does not go to the  
8 gas station at all. My stepdad has to put in gas for her.  
9 It was an emotional time for both of us.

10 I'm gonna be honest, when you were reading the charges, I  
11 was kind of like "here we go again." Kind of annoyed and got  
12 a little angry. So I'm not for sure if I could be impartial.

13 THE COURT: Do you think that, you know, knowing  
14 what you know, do you think, though, that the State should  
15 still have to meet its burden? Like -- for instance, like the  
16 situation with your brother; right?

17 JUROR NO. 494: Mm-hmm.

18 THE COURT: Like, you felt we -- "we didn't have the  
19 money so we couldn't get him an lawyer to actually take it to  
20 trial" --

21 JUROR NO. 494: Mm-hmm.

22 THE COURT: -- where he should have been presumed  
23 innocent, where the State should have had to meet that burden  
24 finding him guilty beyond a reasonable doubt.

1 JUROR NO. 494: Mm-hmm.

2 THE COURT: So you're kind of like that one other  
3 juror that I was talking to. It's almost like you see both  
4 sides of the coin; right?

5 JUROR NO. 494: Right.

6 THE COURT: It's like you've been -- you've been  
7 victimized, but you feel like your brother wasn't -- his  
8 situation wasn't handled correctly so --

9 JUROR NO. 494: I would say it wasn't handled  
10 correctly. We just didn't have the finances to even take it  
11 to trial to see how it would be handled.

12 THE COURT: Sure. Okay.

13 JUROR NO. 494: So --

14 THE COURT: Yeah.

15 JUROR NO. 494: -- I -- honestly, I can't say, you  
16 know, how would I feel in that situation because I can't say  
17 it wasn't done fairly. We just financially couldn't, you  
18 know --

19 THE COURT: Yeah. Yeah. Provide him with the  
20 defense that you felt like he needed to go.

21 JUROR NO. 494: Yeah.

22 THE COURT: Okay.

23 JUROR NO. 494: For that opportunity to, you know --

24 THE COURT: Yeah. Yeah. So knowing that, do you



1 think -- you can -- can you look at it clinically, like,  
2 through a lens of "I have to listen to the evidence" -- sorry.  
3 Listen to the testimony, look at the evidence, and then apply  
4 those facts to the law? Are you able to isolate those?

5 JUROR NO. 494: I'm not for sure. I'm gonna be  
6 honest, I do get -- still get emotional when I read or hear of  
7 anything involving burglaries -- burglaries, break-ins, or any  
8 type of stealing or theft. I do get emotional still.

9 THE COURT: Okay.

10 JUROR NO. 494: So I can't say that, okay. I can  
11 just, you know -- without getting -- negative that I still get  
12 emotional about those things.

13 THE COURT: Sure. As Mr. Porter sits there, do you  
14 presume him to be innocent?

15 JUROR NO. 494: I'm gonna be honest, no.

16 THE COURT: No. Okay. All right. That is it for  
17 our jurors. I'll see the attorneys at the bench so I can talk  
18 to you about timing for tomorrow.

19 [BENCH CONFERENCE BEGIN]

20 THE COURT: (Indiscernible)

21 MS. LUZAICH: I've just looked -- that's what I was  
22 thinking.

23 MS. KOLLINS: We're trying to look it up.

24 MS. LUZAICH: I just looked and -- and I can't find

1 Lafayette Clark (indiscernible).

2 THE COURT: We must not be spelling it right.

3 MS. LUZAICH: That's true.

4 MS. KOLLINS: I have Howard looking --

5 THE COURT: Huh?

6 MS. LUZAICH: Oh, do you?

7 MS. KOLLINS: I have Howard looking right now.

8 MS. LUZAICH: Okay. Good.

9 THE COURT: Okay.

10 MS. KOLLINS: But he's only here for a couple more  
11 minutes.

12 THE COURT: All right, guys. So there's a few  
13 people I want to talk to you about before we let them go in  
14 regards to whether or not they're coming back --

15 MR. GILL: At all? Like, (indiscernible) question.

16 THE COURT: Yeah. Yeah.

17 MR. GILL: And I know I missed a chunk. So --

18 MS. LUZAICH: Yeah, there's a bunch that we don't  
19 need to question.

20 THE COURT: I don't know if you missed any in  
21 regards to, like, strong statements.

22 MS. LUZAICH: Sorry about that.

23 THE COURT: I don't --

24 MR. GILL: I got here right as you started with the

1 nine -- or the 12 -- the 11, 12 questions.

2 THE COURT: Okay.

3 MR. GILL: I think -- (indiscernible)

4 MR. GOODWIN: (Indiscernible) grab my list?

5 THE COURT: Yeah.

6 MR. GOODWIN: I'm sorry.

7 THE COURT: All right.

8 MS. KOLLINS: Yeah, let me grab --

9 THE COURT: So my first one is 347, [JUROR NO. 347].  
10 She's the one who --

11 MS. LUZAICH: Wait. Let me too. One second,  
12 Your Honor.

13 MR. GILL: (Indiscernible) better get mine.

14 MS. LUZAICH: Okay. (Indiscernible) possibly bring  
15 our stuff up here at once. I'm sorry. 347. Is that what you  
16 said, Judge?

17 THE COURT: All right. Okay. So 0347 is [JUROR  
18 NO. 347]. Her and her sisters were held at gunpoint, various  
19 stepfathers sexually assaulted her.

20 MR. GILL: (Indiscernible)

21 MS. LUZAICH: Oh, yeah.

22 THE COURT: Physical reactions since she heard the  
23 charges. She's already lowered the State's burden. Unless  
24 you want to try and traverse that, I feel like she's --

1 MS. KOLLINS: No.

2 THE COURT: -- that record is -- all right. Let's  
3 go to --

4 MS. KOLLINS: I -- oh, okay. You're skipping the  
5 therapist?

6 MR. GILL: Yeah, what about the therapist? 360.  
7 Did you talk about him?

8 MS. LUZAICH: Who's next?

9 THE COURT: I have her as a maybe. I mean --

10 MS. LUZAICH: Wait, who? Still --

11 THE COURT: -- for me it's hard that, as a  
12 clinician, you can completely separate everything --

13 MR. GILL: But you can't --

14 THE COURT: -- but then, here, you can sit here and  
15 just say "I can't do it." Like, for me, that's hard. But  
16 I'll leave it up to you guys.

17 MS. KOLLINS: No, I agree with you. I just didn't  
18 know --

19 MR. GILL: We can ask her some questions tomorrow.

20 MS. LUZAICH: Okay.

21 THE COURT: Okay.

22 MS. KOLLINS: (Indiscernible) over there.

23 THE COURT: All right.

24 MS. KOLLINS: [JUROR NO. 460], is that --

1 THE COURT: Who did you say?  
2 MS. KOLLINS: 460. DV 1 where the police manipulate  
3 and then she wouldn't answer your questions.  
4 MS. LUZAICH: Oh, yeah.  
5 THE COURT: Oh, yeah. I didn't -- yeah, I have her  
6 as -- sorry. Let me go --  
7 MS. KOLLINS: I'm sorry.  
8 THE COURT: It's okay. Tell me -- tell me what -- I  
9 have her down in the list. What's her number?  
10 MR. GILL: 460.  
11 MS. KOLLINS: 460.  
12 THE COURT: 460?  
13 MS. KOLLINS: Yeah.  
14 THE COURT: Oh --  
15 MR. GILL: Yes.  
16 THE COURT: -- then I put her down wrong. I just --  
17 I -- I'm -- I'm just confused. Like, I -- I can't get her to  
18 answer anything.  
19 MR. GILL: I could barely hear her, so --  
20 THE COURT: I -- she doesn't say anything --  
21 MS. LUZAICH: Except that --  
22 THE COURT: -- concrete ever.  
23 MS. LUZAICH: Except that the police manipulate you  
24 and --

1 THE COURT: Yeah, manipulate. Yeah. Yeah.

2 MS. LUZAICH: -- make you say things.

3 MS. KOLLINS: And it sounded like it was a DV  
4 situation and you finally got her to that. So my guess is she  
5 was reporting being a victim and then she wasn't answering the  
6 questions.

7 THE COURT: I think what she was saying, she was the  
8 witness to an -- and a friend of the victim.

9 MS. KOLLINS: Yes.

10 MS. LUZAICH: Oh.

11 THE COURT: And she is defending the victim to the  
12 police. But, again, I mean, she's like we can't -- I can't  
13 get a straight answer --

14 MR. GILL: I don't have a position, if you guys want  
15 to know.

16 MS. LUZAICH: Yeah, we want her off.

17 THE COURT: Okay. But I -- you guys, I'm sorry. I  
18 have her under 472. You're saying you had her under 460?

19 MS. LUZAICH: Yeah, she is four --

20 MS. KOLLINS: 460.

21 THE COURT: Oh, that's my fault, then.

22 MR. GILL: Yeah.

23 THE COURT: 460. (Indiscernible).

24 MS. LUZAICH: 472 you excused. Yeah.

1 THE COURT: Okay.

2 MS. LUZAICH: [JUROR NO. 460].

3 THE COURT: Okay. Go to -- for a second, go to 639.

4 MS. LUZAICH: No, I didn't either. I took that

5 (indiscernible).

6 MS. KOLLINS: Did you say 639?

7 MS. LUZAICH: Yeah. I hate --

8 THE COURT: This is the -- yeah. This is --

9 MS. LUZAICH: She was arguing with you. I want -- I

10 want her to come back tomorrow just 'cause she was arguing

11 with you.

12 MS. KOLLINS: So do I.

13 THE COURT: Okay. You like her. You're like, oh,

14 she --

15 MS. LUZAICH: Oh, I hate her.

16 MS. KOLLINS: No, she's a real shit.

17 THE COURT: Yeah.

18 MS. KOLLINS: Sorry.

19 THE COURT: I mean, it's just, like --

20 MR. GILL: Can't disagree with the State.

21 THE COURT: Okay. You want her gone?

22 MR. GILL: Well --

23 MS. LUZAICH: Yeah, but I want her to come back

24 tomorrow. And then get rid of her tomorrow.

1 MS. KOLLINS: How can you be a security guard and  
2 you don't have faith in Metro --

3 MR. GILL: I just never heard a security guard  
4 (indiscernible) like that, you know?

5 MS. LUZAICH: Yeah.

6 THE COURT: But then, also, she's like, "I'm -- I'm  
7 lessening the State's burden."

8 MS. LUZAICH: Right.

9 THE COURT: Right. She's talking out of both sides  
10 of her mouth.

11 MS. LUZAICH: Uh-huh.

12 MS. KOLLINS: Right. 'Cause she doesn't know --

13 THE COURT: Yeah.

14 MS. KOLLINS: -- what she means.

15 MR. GILL: 'Cause she wants off.

16 MS. LUZAICH: She just wants off, yeah.

17 MS. KOLLINS: So make her come back. Then we'll  
18 keep her.

19 THE COURT: Oh, you want her to come back?

20 MR. GILL: Yeah.

21 MS. KOLLINS: Okay.

22 MS. LUZAICH: And then kick her tomorrow. Yeah.

23 THE COURT: But then it's just like wasting that  
24 seat. You know what I mean?



1 MS. LUZAICH: So what. You're getting a whole new  
2 panel.

3 MR. GILL: Are you bringing more in tomorrow?

4 THE COURT: Oh, yeah. There's like 35 --

5 MS. LUZAICH: Yeah.

6 MR. GILL: Sorry. I didn't know that. I was --

7 MS. LUZAICH: Oh, yeah. Yeah. Yeah.

8 THE COURT: 'Cause we still have one empty seat in  
9 our first 36.

10 MR. GILL: Got it.

11 MS. LUZAICH: Yeah.

12 MR. GILL: So okay.

13 THE COURT: So you guys want her back?

14 MS. KOLLINS: All right.

15 THE COURT: Then you guys are just gonna kick her --

16 MS. KOLLINS: Well, let her go.

17 MR. GILL: Just kick her.

18 THE COURT: Okay. Kick her. All right.

19 MR. GILL: We're rewarding her bad behavior.

20 THE COURT: Yeah, exactly.

21 MS. KOLLINS: Tell -- tell her she has to --

22 MR. GILL: Are you going to 472 next?

23 MS. KOLLINS: Tell her she has to report back  
24 downstairs --

1 THE COURT: Yes.  
2 MS. KOLLINS: -- though, civil panel.  
3 THE COURT: That's what I'd like to do.  
4 MR. GILL: That's who you had incorrect, I think,  
5 Judge, was --  
6 THE COURT: Yes.  
7 MR. GILL: -- 472.  
8 THE COURT: That's who I had --  
9 MR. GILL: As --  
10 THE COURT: -- incorrect.  
11 MR. GILL: -- 460.  
12 THE COURT: Yeah.  
13 MR. GILL: Okay.  
14 THE COURT: And then 493, he's really trying.  
15 Mister --  
16 MS. LUZAICH: Yeah, he can't hear a thing. Yeah.  
17 THE COURT: -- (indiscernible) he can't even hear  
18 with the hearing stuff.  
19 MS. LUZAICH: No.  
20 MR. GILL: And I wasn't buying it at first, but  
21 he --  
22 MS. LUZAICH: Yeah.  
23 MR. GILL: -- afterwards he started (indiscernible).  
24 MS. LUZAICH: Yeah.

1 THE COURT: Yeah.

2 MS. LUZAICH: So, yeah, we'd ask you to excuse him.

3 THE COURT: 494, [JUROR NO. 494], zero tolerance for

4 stealing. "I looked at him and said 'here be go again.'" "I

5 look at him and he's guilty."

6 MR. GILL: See ya later.

7 MS. KOLLINS: Go ahead and sexual assault me but

8 don't take my stuff. I'm sorry.

9 MR. GILL: Is that what you wrote down?

10 MS. KOLLINS: Yeah.

11 MS. LUZAICH: Oh, [JUROR NO. 494]?

12 MS. KOLLINS: Yes.

13 THE COURT: (Indiscernible) 460. Okay. So that'll

14 be 347, [JUROR NO. 347]; 639, Miss --

15 MR. GILL: And then skip that one and do the last

16 three.

17 THE COURT: Skip the [JUROR NO. 493], 493 --

18 MR. GILL: Yes.

19 THE COURT: -- 494, 460. Was there anybody I

20 missed?

21 MS. LUZAICH: Are you getting rid of 494 or no?

22 THE COURT: (Indiscernible) 494?

23 MS. KOLLINS: Yeah. Yeah.

24 THE COURT: Yeah. (Indiscernible)

1 MS. LUZAICH: Oh, okay.

2 THE COURT: Anybody else?

3 MR. GILL: (Indiscernible)

4 MS. LUZAICH: I don't know. I was crossing it off

5 on the other thing.

6 MR. GOODWIN: So I don't have the number, [JUROR

7 NO. 226], on the top row, back left --

8 THE COURT: Who?

9 MS. LUZAICH: What's the number?

10 MR. GOODWIN: [JUROR NO. 226]. I'm sorry, I

11 didn't --

12 MS. LUZAICH: He's the data guy who --

13 MR. GILL: It is 226.

14 MR. GOODWIN: 226. I'm sorry.

15 MS. KOLLINS: Oh, yeah.

16 MR. GOODWIN: He had (indiscernible) maybe we can

17 ask more questions, but when he said the whole situation was

18 laughable when he's not really sure he could be impartial --

19 THE COURT RECORDER: I can't hear him.

20 THE COURT: Oh, sorry. Get a little bit closer to

21 the mic.

22 MR. GOODWIN: When he was -- he said the whole

23 situation was laughable and that he's not sure if he could be

24 impartial on this. And it's kind of --

1 MS. LUZAICH: That's [JUROR NO. 226], 225 [sic].

2 THE COURT: But (indiscernible) --

3 MS. LUZAICH: -- for the record.

4 MR. GOODWIN: Oh, 22 -- sorry.

5 THE COURT: (Indiscernible) the reason why I felt  
6 like the attorneys should ask him some questions is he kept  
7 wavering and was like -- then at the end of the -- "I'm an  
8 analyst and I" -- "and I can analyze things." That's why I  
9 was like, I -- I told him, like, I -- "I'll let the attorneys  
10 ask you a few questions," unless you guys are stipulating,  
11 that's fine.

12 MS. KOLLINS: We'll ask him some questions. I mean,  
13 if his daughter's a victim, maybe you can bring him around. I  
14 don't know.

15 THE COURT: Okay.

16 MS. KOLLINS: Oh, wait. Sorry.

17 MS. LUZAICH: He's the one who said the police --  
18 the way the police run with it was laughable.

19 MS. KOLLINS: Yeah, let's get rid of him.

20 THE COURT: Okay. Tell me his number again.

21 MR. GOODWIN: 226.

22 MS. LUZAICH: Oh, yeah. 226. Sorry. I know how to  
23 read, I really do.

24 MR. GILL: What's that?

1 MS. KOLLINS: I know how to read. I just don't  
2 speak.

3 THE COURT: So what I think I'll do is instead of  
4 them all coming in here and sitting, I think I'll bring this  
5 crew in at 11:30 and start with the new 30 at 11:00, get  
6 the -- them caught up and then -- because normally I don't  
7 start talking to other people until I have to supplant one of  
8 them in. But we've already -- we have one vacancy in seat --  
9 whatever that is, 29 or something. So I -- we -- I already  
10 have to patch that (indiscernible) group up. So I'll have the  
11 new group come at 11:00, this group come at 11:30, and then  
12 we'll merge them.

13 And then I have to be in argument for a trial going next  
14 week in a different department at 1:15. So we'll take lunch  
15 at 1:15.

16 MR. GILL: Who is your attorney (indiscernible).

17 THE COURT: Attorneys are Beaumont versus  
18 Cara Gaffton (phonetic).

19 MR. GILL: It'll go fast.

20 MS. KOLLINS: Are you just gonna fill the seats and  
21 not squish 'em? You're just gonna fill the --

22 THE COURT: Yeah.

23 MS. KOLLINS: -- ones --

24 THE COURT: They just, like, (indiscernible) yeah.

1 MS. KOLLINS: Right. Not shift. Okay.

2 THE COURT: No, not shift.

3 MS. KOLLINS: Okay. Thank you.

4 THE COURT: Okay.

5 [BENCH CONFERENCE END]

6 THE COURT: All right. If you hear your name and  
7 number, please stand. 347, [JUROR NO. 347]; 639, [JUROR  
8 NO. 347]; 493, [JUROR NO. 493] -- can you let [JUROR NO. 493]  
9 know? Thank you -- 494, [JUROR NO. 494]; 460, [JUROR  
10 NO. 460]; and 226 [JUROR NO. 226]. Thank you, you are  
11 excused.

12 All right. So tomorrow what's going to happen is a new  
13 group is going to come in. But I don't want you guys to have  
14 to sit here while I go through some of the preliminary stuff  
15 with them, like while I do the introduction and this and that.  
16 So I'm going to have them come at 11:00, and I'm going to have  
17 you guys come at 11:30.

18 So when you get here -- Chris, will they just go -- will  
19 they come to our doors?

20 THE MARSHAL: Yeah, they can just wait out -- right  
21 outside these doors. That's fine.

22 THE COURT: Okay. So when you get here, just wait  
23 outside the doors. And then I'm gonna try to get them caught  
24 up as fast as I can. And then as soon as I get them caught

1 up, which don't -- we're not doing everything we just did.  
2 Like it -- they will be -- it's a much shorter -- it's like  
3 those introductory remarks and then the questions like "do you  
4 know each other?" "Do you know me?" Once we're done with  
5 that, then I'll bring you guys in, okay?

6 So you guys be here tomorrow at 11:30 and just outside  
7 the doors. Remember where you're sitting because that's  
8 where -- where you will sit tomorrow.

9 During the recess, please remember not to discuss or  
10 communicate with anyone, including fellow jurors, in any way  
11 regard the case or its merits either by voice, phone, e-mail,  
12 text, internet, or other means of communication or social  
13 media. Please do not read, watch, or listen to any news,  
14 media accounts, or comments about the case; do any research,  
15 such as consulting dictionaries, using the internet, or using  
16 reference materials.

17 Please do not make any investigation, test a theory of  
18 the case, recreate any aspect of the case, or in any other way  
19 attempt to learn or investigate the case on your own. And  
20 please do not form or express any opinion regarding the matter  
21 until it's formally submitted to you.

22 So nobody go home and do any Googling or looking or  
23 anything like that because that makes us have to start all  
24 over and it's a train wreck; all right? So I will see you



1 tomorrow morning, 11:30.

2 THE MARSHAL: And so tomorrow morning, you do not  
3 have to go to Jury Services. Just come right upstairs to the  
4 front door.

5 THE MARSHAL: All rise.

6 [Hearing concluding at 5:02 p.m.]

7 \*\*\*\*\*

8  
9 ATTEST: I do hereby certify that I have truly and  
10 correctly transcribed the audio/video proceedings in the  
11 above-entitled case to the best of my ability.

12  
13   
14 ALLISON SWANSON, CSR NO. 13377  
15 CERTIFIED SHORTHAND REPORTER  
16 FOR THE STATE OF CALIFORNIA  
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STATE OF NEVADA, )  
 )  
 Plaintiff(s), ) CASE NO. 01C174954  
 )  
 vs. )  
 ) DEPT. NO. VI  
 PORTER, JUSTIN D., )  
 )  
 Defendant(s). )  
 )

RECORDER'S TRANSCRIPT OF HEARING:  
JURY TRIAL - DAY 2

RECORDED BY: DE'AWNA TAKAS, COURT RECORDER  
TRANSCRIBED BY: ALLISON SWANSON, CSR No. 13377

1 Las Vegas, Nevada, Thursday, September 1, 2022

2 [Case called at 11:08 a.m.]

3 \*\*\*\*\*

4 [OUTSIDE THE PRESENCE OF THE JURY]

5 THE MARSHAL: I got 'em lined up, Judge.

6 THE COURT RECORDER: We're on.

7 THE COURT: All right, guys. We are on the record  
8 in State of Nevada versus Justin Porter, C3174954 [sic]. He  
9 is present in custody with Mr. Gill. Ms. Luzaich and  
10 Ms. Kollins are present on behalf of the State.

11 MR. GILL: Mr. Goodwin will be here shortly, Judge.

12 THE COURT: Okay.

13 MR. GILL: But we can start without him. I  
14 apologize for --

15 THE COURT: No. No worries.

16 MS. KOLLINS: Just so everyone knows, this chair is  
17 broken and I didn't do it.

18 THE COURT: Oh, okay.

19 THE MARSHAL: All rise.

20 [IN THE PRESENCE OF THE JURY]

21 THE COURT: All right. Good morning, everyone, and  
22 welcome. This is the time set for trial in case number  
23 C174954, State of Nevada versus Justin Porter, the Defendant.

24 The record will reflect the Defendant's presence with his

1 counsel, Mr. Gill. And his other counsel, Mr. Goodwin, will  
2 be joining us shortly.

3 On behalf of the State of Nevada we have the Chief Deputy  
4 District Attorneys, Ms. Luzaich as well as Ms. Kollins.

5 Ladies and gentlemen, you are in Department 6 of the  
6 Eighth Judicial District Court. My name is Jacqueline Bluth  
7 and I am the presiding judge in this department.

8 You have been called upon today to serve as a juror in a  
9 criminal case. The charges are as follows: Count 1, burglary  
10 while in possession of a deadly weapon; count 2, first degree  
11 kidnapping with use of a deadly weapon; count 3, sexual assault  
12 with use of a deadly weapon; count 4, sexual assault with use  
13 of a deadly weapon; count 5, sexual assault with use of a  
14 deadly weapon; count 6, sexual assault with use of a deadly  
15 weapon; count 7, robbery with use of a deadly weapon; count 8,  
16 burglary while in possession of deadly weapon; count 9, first  
17 degree kidnapping with use of a deadly weapon with substantial  
18 bodily harm; count 10, sexual assault with use of a deadly  
19 weapon with substantial bodily harm; count 11, attempt murder  
20 with use of a deadly weapon; count 12, sexual assault with use  
21 of a deadly weapon with substantial bodily harm; count 14,  
22 first degree arson; count 15, burglary while in possession of  
23 a deadly weapon; count 16, first degree kidnapping with use of  
24 a deadly weapon; count 17, sexual assault with use of a deadly

1 weapon; count 18, robbery with use of a deadly weapon; count  
2 19, burglary while in possession of a deadly weapon; count 20,  
3 sexual assault with use of a deadly weapon, victim 65 years of  
4 age or older; count 21, robbery with use of a deadly weapon,  
5 victim 65 years of age or older; count 22, burglary while in  
6 possession of a deadly weapon; count 23, robbery with use of a  
7 deadly weapon, victim 65 years or older; count 24, robbery  
8 with use of a deadly weapon, victim 55 years of age or older;  
9 count 25, burglary while in possession of deadly weapon; count  
10 26, burglary while in possession of a deadly weapon; count 27,  
11 first degree kidnapping with use of a deadly weapon; count 28,  
12 sexual assault with use of a deadly weapon; count 29, robbery  
13 with use of a deadly weapon; count 30, burglary while in  
14 possession of a deadly weapon; count 31, robbery with use of a  
15 deadly weapon; count 32, attempt robbery with use of a deadly  
16 weapon; count 33, attempt robbery with use of a deadly weapon;  
17 count 34, attempt murder with use of a deadly weapon; count  
18 35, battery with use of a deadly weapon.

19 Our trials generally run from no earlier than 8:30 in the  
20 morning to no later than 5:00 at night. We expect this trial  
21 to last three to four weeks. Ultimately, 16 of you will be  
22 going forward with us as jurors and alternate jurors in this  
23 case.

24 In this country we place great faith in our citizens as

1 jurors to reach fair and objective decisions. Part of what  
2 you're doing here is you're being good citizens of our country  
3 and community. Jury duty is a civic responsibility, like  
4 obeying laws, voting, and paying taxes. We appreciate the  
5 fact that you've responded to the jury summons and showed up  
6 willing to do your job. It is important what you are doing  
7 here, and I hope that you enjoy your experience as a juror and  
8 find it rewarding.

9 I was explaining this to the jurors yesterday, 'cause  
10 we're actually in our day two of jury selection. And I was  
11 explaining to the jurors yesterday, I know when I say to you  
12 "I hope you find this experience rewarding," at this stage  
13 you're usually frustrated and rolling your eyes. And I get  
14 it. I've been a juror before. And I understand that you have  
15 families and children and jobs and significant others that are  
16 very important to you.

17 But I'd ask you to consider three things. Number one, if  
18 you had a trial and you were a participant in the trial and it  
19 was important to you, you would want people who were willing  
20 to show up and pay the procedures the dignity and respect that  
21 they deserve and take it seriously because it was so important  
22 to you.

23 Number two, in this courthouse, in the last year or two,  
24 we have selected jurors that have served up to 9 and

1 12 months. So while I understand that three to four weeks  
2 is -- is a -- a good chunk of time, and I'm not meaning to,  
3 you know, take down the significance of that or minimize it,  
4 it's -- it's not six months, it's not nine months, it's not  
5 12 months. So please take that into consideration.

6 Lastly, and I know it's hard to see from where you're --  
7 you're at right now, but never ever, ever have I ever had a  
8 jury who actually served, after the trial, not tell me this  
9 was such a rewarding experience. "I didn't believe you when  
10 you told me and you said it was going to be, but it really  
11 was." So just try to see that right now when we're going  
12 through these questions.

13 Let me take the opportunity to introduce my court staff  
14 to you. You've already met my marshal, Officer Kennis, off to  
15 my left. His job is to maintain order and security in the  
16 courtroom. He is also my representative to the jury.  
17 Anything you need or any problems that come up for you during  
18 the course of the trial should be brought to his attention.  
19 However, please remember that he can never ever, ever, under  
20 any circumstances, talk to you about the circumstances or the  
21 facts of the case.

22 You'll also see, from time to time, my judicial executive  
23 assistant, Crystal Jacobs, and my law clerk, Joe Bareda, come  
24 into the courtroom. They work in the back. Behind this wall

1 is my chambers. And they work back and make sure everything  
2 that is moving seamlessly in here. You can also have contact  
3 with them and ask them the same type of questions.

4 To my far left is my court recorder. Her name is  
5 De'Awna Takas. She is -- she sees that everything that is  
6 said during the trial is recorded. And because, later,  
7 transcripts -- a transcriptionist comes and types everything  
8 out that you and I are saying.

9 Because of that, you can't answer questions by the nod of  
10 the head or the shaking of the head. And you can't answer  
11 questions by saying "uh-huh" and "huh-uh." Because, later,  
12 when the transcriptionist goes to transcribe all of this into  
13 a statement, those things don't translate. So if you answer  
14 "uh-huh," "huh-uh," or shake your head, we'll just politely  
15 remind you, "Is that a yes?" or "is that a no?" Just because  
16 we have to get it down on the record.

17 On my immediate left is Kristen Brown. She's my court  
18 clerk. The court clerk swears in witnesses, marks exhibits,  
19 keeps track of all the evidence, and she also prepares minutes  
20 of the proceedings, like a short summary of what happened in  
21 court. You may also see, like I stated, my judicial executive  
22 assistant, as well as my law clerk. They come in and  
23 sometimes they sit to my right.

24 In a moment I'm going to have the State stand up,



1 introduce themselves to you, give you a short recitation of  
2 the facts so you know a little bit about what this case is  
3 about. They're also going to list witnesses.

4 After they are done and after Defense is done introducing  
5 themselves to you, shortly after that, I'm going to ask some  
6 questions. And one of those questions will ask if you noticed  
7 or remember, recognize any of the names that the State or the  
8 Defense read to you. So please make sure you're paying  
9 attention to that.

10 Ms. Luzaich, Ms. Kollins, I'll turn it over to the State  
11 at this point in time.

12 MS. LUZAICH: Thank you, Your Honor.

13 Good morning, ladies and gentlemen. My name is  
14 Lisa Luzaich. My co-counsel is Stacy Kollins. We represent  
15 the State of Nevada.

16 Between February and June of 2000 there was a series of  
17 home invasions in the downtown area. On February 1st of 2000  
18 Theresa Tyler was in her home at 2895 East Charleston when  
19 someone came into her house with a gun, held her, sexually  
20 assaulted her, and robbed her of money.

21 On March 7th of 2000, Leona Case was in her home at  
22 300 East Charleston where somebody came into her home with  
23 scissors and a knife, held her, sexually assaulted her,  
24 inflicted substantial bodily harm on her, burn -- tried to

1 burn her apartment down, and stole money and jewelry from her.

2 On March 25th of 2000, Ramona Leva was in her home at  
3 600 East Bonanza, when an individual came into her home, had a  
4 knife, held her, sexually assaulted her, and as well robbed  
5 her.

6 On April 4th of 2000, Marlene Livingston was in her home  
7 at 2301 Clifford. Someone entered her home, had a knife,  
8 sexually assaulted her, and robbed her at the time she was  
9 over 65.

10 On April 12th of 2000, Francis and Clarence Rumbaugh were  
11 in their home at 436 North 12th. Someone entered their home  
12 with a knife -- they are both over 65 years of age -- and  
13 robbed them as well.

14 On June 7th of -- oh, wait. On June 6th -- sorry -- of  
15 2000, Lee Roy Fowler was in his home at 1121 East Ogden when  
16 someone entered his home with a knife. But Lee Roy was able  
17 to get that person out of the home.

18 Joni -- on June 7th of 2000, Joni Hall was in her home at  
19 624 North 13th Street. Someone came into her home, had a  
20 knife, held her, sexually assaulted her, and robbed her of  
21 several items.

22 And, finally, on June 9th of 2000, Beatrice Zazwegda,  
23 Guadeloupe Lopez, and Laura Zazwegda were in their home at  
24 2830 East Cedar when someone entered their home with a gun,

1 robbed them of money, tried to get jewelry and other property,  
2 and struck one of them.

3 Over the course of the next, well, probably several --  
4 quite several weeks, we are going to present a series of  
5 witnesses to you. I'm going to read a long list of witnesses.  
6 I promise we won't call all of them, but the ones that you  
7 don't hear from, you will hear about.

8 So in no particular order -- and all of the police  
9 officers are from the Las Vegas Metropolitan Police Department  
10 or the crime lab at Metro. So Richard Good, Dr. Sheldon  
11 Green, Detective Laura Anderson, Fred Body, Detective Gene  
12 Obrisko, Debra Brotherson, Officer Michael Calarco,  
13 Detective Michael Castaneda, Detective Vincent de Angelo,  
14 Joel Gellar, Cathy Gunthar, Detective Kenneth Hefner,  
15 Detective Barry Jenson, Detective James La Rochelle,  
16 David La Master, Maria Lopez, Detective David -- Debbie Love,  
17 Theresa Main, Terry Martin, Joseph Matvay, Officer Giovanni  
18 Menaletti, Officer Mark Mezarocka, Detective Theresa Mogg,  
19 Detective Timothy Monio, Officer Marlene Montaelovio -- I  
20 think I said that wrong. I apologize to her.

21 Bless you.

22 James O'Donnell, Francis Pulium, Gary Reed,  
23 Raymond Reyes, Jesse Sams, Peter Shelberg,  
24 Jeffrey Smink, Detective Michael Thompson, Detective Thomas

1 Fouzan, David Welsh, Officer Robert Williams, Ricky Workman,  
2 Olive Mayiho Awalom, Leona Case, Marian Adams, Sam Cerone,  
3 Jay Cleveland, Ed Cunningham, Hi Dou, Christopher de Loni,  
4 Christian de Loni, Jerry Derminellian (phonetic),  
5 Regina Dylan, Dorothy Frazier, James Gibson, Gary Reed;  
6 Joel Gellar, Joel Gellar [sic], Robert Helvel, Christian Kato,  
7 Gealsto Longtok, George Porter, Sergio Provost (phonetic) or  
8 Prevost -- sorry -- Rebecca Regalato-Gonzalez, Dina  
9 Regalato-Cordonez, Lily Rich, Curtis Richards, Maria  
10 Schwino -- off, Schwinoff (phonetic) -- sorry -- Angela Smith  
11 Porter, Derrick Sterling, Maria Thomas, Samantha Tyler,  
12 Antoine Willson, Nan Winters, Jean Barnett, Flosie Burnstein,  
13 Lee Roy Fowler, Joni Hall, Ramona Leva, Marlene Livingston,  
14 Guadeloupe Lopez, Dorothy -- Dorothy Partin, Lily Rich,  
15 Clarence Rumbaugh, Francis Rumbaugh, Theresa Tyler,  
16 Laura Zazwegda, and Beatrice Zazwegda.

17 Thank you.

18 THE COURT: Mr. Gill.

19 MR. GILL: Thank you, Your Honor.

20 Ladies and gentlemen, my name is Adam Gill. I represent  
21 Mr. Porter in this matter. As the judge said, I do have a  
22 co-counsel. He'll be here shortly. His name is  
23 Charles Goodwin. He'll be sitting to my far right.

24 Thank you.

1 THE COURT: Thank you.

2 All right. I am going to call roll now. If you hear  
3 your name, please say "present" or "here."

4 [JURY ROLL CALL]

5 THE COURT: All right. Is there anyone whose  
6 name -- who's present but I did not call their name?

7 Showing no hand, for the record.

8 All right. Ladies and gentlemen, we are about to begin  
9 the jury selection process. This is part of the case where  
10 the parties and their lawyers have the opportunity to get to  
11 know a little bit about you, in order to help them come to  
12 their own conclusions about your ability to be fair and  
13 impartial so that they can decide who they think should be  
14 jurors in this case. This process is done under oath.

15 Can you please stand up, raise your right hand, so my  
16 clerk can administer that oath, please.

17 [THE JURY WAS DULY SWORN]

18 THE COURT: All right. The process will go like  
19 this: First, I'll ask some general questions while you're all  
20 seated here. These questions will be directed to everyone in  
21 the back of the room. After I do those general questions, the  
22 group from yesterday is going to come in and join us.

23 And so then the questions will turn to the first 36  
24 jurors. So it'll be everybody over here and then there'll be

1 two rows and it'll be those individuals.

2 After I get done asking questions, then the attorneys  
3 start asking the questions. The questions that you'll be  
4 asked during this process are not intended to embarrass you or  
5 unnecessarily pry into your personal affairs. But it is  
6 important that the parties and their attorneys know enough  
7 about you to make this important decision.

8 There are no right or wrong answers to the questions that  
9 will be asked of you. The only thing I ask is that you answer  
10 the questions as honestly and completely as you can. You have  
11 taken an oath to answer all the questions truthfully and you  
12 must do so. Remaining silent when you have information you  
13 should disclose is a violation of that oath as well.

14 If a juror violates this oath and not -- it may not only  
15 result in having to try the case all over again, but it also  
16 can result in penalties against the juror personally. So,  
17 again, it is very important that you be as honest and complete  
18 with your answers as possible. If you don't understand the  
19 question, please ask for an explanation or clarification.

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

1 cause is a request to excuse a juror because the juror might  
2 have a difficult time being fair and impartial in the  
3 particular case.

4 The second type of challenge is a preemptory challenge.  
5 A preemptory challenge means that a juror can be excused from  
6 duty without counsel having to give a reason for the excusal.  
7 In this case, each side will be given ten preemptory  
8 challenges.

9 Please do not be offended should you be excused by either  
10 of the challenging procedures. They are simply a part of the  
11 procedures designed to assist the parties and their attorneys  
12 to select a fair and impartial jury.

13 Once all challenges are exercised, we'll have 16  
14 qualified jurors. Four of the 14 -- four of the 16 will be  
15 designated as alternates. The 12 remaining jurors will be  
16 deliberating in the case. However, if you're selected, you  
17 won't know which of the 16 are the alternates and which are  
18 the jurors. So if selected, please make sure you're paying  
19 attention at all times.

20 I am now going to ask some questions of the entire group.  
21 If you wish to respond to a question, please raise your hand.  
22 And when my marshal gives the microphone to you, please read  
23 into the record the last three digits of your juror badge  
24 number, not your jury number but your badge number, and your

1 last name.

2 All right. Is there anyone here who has a disability or  
3 a medical issue that might impact their ability to serve as a  
4 juror? A disability or medical issue.

5 Name and badge number?

6 JUROR NO. 029: Badge number 0029, [JUROR NO. 029].

7 THE COURT: Yes, ma'am.

8 JUROR NO. 029: I'm schedule -- regular schedule for  
9 physical therapy Monday and Friday, and next week I have an  
10 ultrasound examination.

11 THE COURT: And what time is your physical therapy?

12 JUROR NO. 029: It's at three -- 2:30.

13 THE COURT: And how long have you been in PT for?

14 JUROR NO. 029: Oh, for 12 weeks.

15 THE COURT: Twelve weeks, okay. All right. Thank  
16 you.

17 JUROR NO. 205: Good morning. My name is [JUROR  
18 NO. 205] and I had a history of left breast cancer --

19 THE COURT: 205.

20 JUROR NO. 205: -- (indiscernible) 14th. And I  
21 receive chemo. And since then I develop some kind of a, you  
22 know, like a frequent bladder or overactive bladder. And my  
23 problem is inability to sit down for, you know, like hours or  
24 two hours. I -- I have to go to the bathroom --



1 THE COURT: That's okay.

2 JUROR NO. 205: -- frequently.

3 THE COURT: How often do you go?

4 JUROR NO. 205: Oh, like every 30 to 45 minutes,  
5 ma'am. I'm sorry. Yeah.

6 THE COURT: It's okay.

7 Okay. Any other hands?

8 JUROR NO. 116: Yeah, my name is [JUROR NO. 116],  
9 badge number 01-0116. I have a wife that's physically  
10 disabled. She has multiple sclerosis. And have a letter here  
11 from her physical therapist that she's a fall risk and I have  
12 to be in contact with her just in case she falls.

13 THE COURT: Do you stay home with her during the  
14 day?

15 JUROR NO. 116: I don't. But I -- through Facebook  
16 Messenger I stay in contact. And if she falls, then I get  
17 somebody there, call the fire department --

18 THE COURT: Oh --

19 JUROR NO. 116: -- to come and pick her up.

20 THE COURT: -- so you -- so you work during the day.

21 JUROR NO. 116: Yes.

22 THE COURT: So, respectfully, what would be the  
23 difference -- we would still follow that protocol; right?

24 JUROR NO. 116: If she called here, then I would

1 have to be on the jury -- I'd have to excuse myself or  
2 something to get taken care of her, yes.

3 THE COURT: Okay. Any other hands?

4 JUROR NO. 066: [JUROR NO. 066], 006 -- I mean, 066.  
5 Like, my English is, like, 75 to 80 percent only.

6 THE COURT: Okay. And what do you do for work?

7 JUROR NO. 066: I'm a fry cook.

8 THE COURT: Fry cook. Okay. And, then, how long  
9 have you been in the United States?

10 JUROR NO. 066: I think 25 to 30 years.

11 THE COURT: Thirty years? Okay. Thank you.

12 All right. Is there anyone -- oh, sorry. Okay.

13 JUROR NO. 287: My name is [JUROR NO. 287], 0287.  
14 When you started you said the case may take from -- up to  
15 16 weeks; is that correct?

16 THE COURT: Three to four.

17 JUROR NO. 287: Three to four weeks?

18 THE COURT: Mm-hmm.

19 JUROR NO. 287: Okay. 'Cause I was concerned I have  
20 a pregnant daughter on the east coast and I made arrangements  
21 and everything and she need me. And I need to be there. I  
22 taken my time off and everything that's -- so if it's just  
23 three to four weeks, I'm good.

24 THE COURT: Okay.

1 JUROR NO. 287: Thank you.

2 THE COURT: Thank you. Would you mind passing the  
3 mic that way.

4 Thank you, ma'am.

5 JUROR NO. 264: Hello. My name's [JUROR NO. 264],  
6 my badge number 0264.

7 THE COURT: Yes, ma'am.

8 JUROR NO. 296: My English is not so good.

9 THE COURT: Okay. Do you work?

10 JUROR NO. 264: Yes.

11 THE COURT: What do you do?

12 JUROR NO. 264: Dealer.

13 THE COURT: Dealer?

14 JUROR NO. 264: Yeah.

15 THE COURT: And how long have you been in the  
16 United States?

17 JUROR NO. 264: Almost 12 years.

18 THE COURT: Twelve years? And what is your native  
19 language?

20 JUROR NO. 264: My language, I'm Herik.

21 THE COURT: What is it?

22 JUROR NO. 264: I'm Herik, Utepia (phonetic)  
23 language.

24 THE COURT: Okay. All right.

1 JUROR NO. 264: Thank you.

2 THE COURT: Thank you.

3 JUROR NO. 054: My name's [JUROR NO. 054], badge  
4 number 0054. I take medication that actually dehydrates me.  
5 And I -- I'm required to drink water constantly, which also  
6 causes me to use the restroom constantly.

7 THE COURT: Okay. Is there anyone here who is a  
8 convicted felon?

9 JUROR NO. 197: [JUROR NO. 197], 0197.

10 THE COURT: All right. [JUROR NO. 197], what year  
11 was that and where?

12 JUROR NO. 197: 2006, Phoenix, Arizona.

13 THE COURT: And what was the felony?

14 JUROR NO. 197: Burglary in the first degree.

15 THE COURT: All right. Thank you.

16 Is there anyone here who is not a United States citizen?  
17 Not a United States citizen.

18 Showing no response.

19 Like I stated, we anticipate this case going to last  
20 three to four weeks. And I recognize that serving on a jury  
21 is almost always a personal or financial hardship. However,  
22 for that reason, financial hardship is not considered an  
23 excuse to serving as a juror in Eighth Judicial District  
24 Court.

1           However, you might be confronted with unique  
2   inconveniences or hardships that would impact your service in  
3   this particular trial at this particular time. In a moment  
4   I'm going to ask the question, is there anyone who has an  
5   extraordinary reason why he or she cannot serve as a juror in  
6   this case?

7           So let me give you some examples of the situations that  
8   qualify. If you are a full-time student, if you are the  
9   full-time caregiver of someone in your home that is a  
10   vulnerable person. So not if like you're a nurse or a  
11   therapist, no. The person needs to be living with you and --  
12   that you are their full-time caregiver. You have an upcoming  
13   surgery during the period or you have, like, a ton of po --  
14   preop appointments for that surgery, or you're going out of  
15   town and you can show me bus tickets, train tickets, plane  
16   tickets, hotel reservations, something like that so that we  
17   can verify.

18          So those are the levels of things that will get you  
19   excused. I'm not -- I don't know every single -- I feel like  
20   I've heard everything, but maybe you have something that I  
21   haven't heard, and I'm happy to hear it. But just so you kind  
22   of understand the breadth of the parameters in which we  
23   generally excuse people.

24          So is there anyone who has an extraordinary reason why he

1 or she cannot serve as a juror in this case?

2 Okay. Let's go back to [JUROR NO. 028], badge number  
3 028.

4 JUROR NO. 028: Hello. [JUROR NO. 028]. I -- I  
5 have reservations. And I know it's a little flimsy, but for a  
6 vacation starting 29 September.

7 THE COURT: And where are you going?

8 JUROR NO. 028: Santa Fe.

9 THE COURT: And how long will you be there?

10 JUROR NO. 028: Five days.

11 THE COURT: Okay. Thank you.

12 JUROR NO. 054: About a week before --

13 THE COURT: Just your name and badge number.

14 JUROR NO. 054: Oh, I'm sorry. [JUROR NO. 054],  
15 0054.

16 THE COURT: Uh-huh.

17 JUROR NO. 054: About a week before I received the  
18 letter in the mail, I was told by the person that owns the  
19 house that they were gonna sell it. So I might be moving back  
20 to San Diego. I just don't know the time frame on that. They  
21 haven't said anything as far as when exactly the house is  
22 gonna be sold or anything.

23 THE COURT: Okay.

24 JUROR NO. 058: Badge number 058. I actually

1 have -- I'm going out of town on the 22nd. I have hotel  
2 reservations for Utah, I can show.

3 THE COURT: And how long will you be gone for?

4 JUROR NO. 058: Four to five days.

5 THE COURT: Thank you.

6 JUROR NO. 054: Sorry. Your Honor, I'm sorry. It's  
7 [JUROR NO. 054], 0054 again. I don't know if I mentioned that  
8 because of that -- leaving the house, I'm gonna be moving back  
9 to California. So --

10 THE COURT: Yeah, you --

11 JUROR NO. 054: -- that's -- that's the issue --  
12 that's the reason I brought it up.

13 THE COURT: Okay.

14 THE MARSHAL: Who had their hand up over here?

15 JUROR NO. 191: [JUROR NO. 191], badge number 0191.  
16 I'm a full-time student, along with a full-time job.

17 THE COURT: Where do you go to school?

18 JUROR NO. 191: I'm sorry?

19 THE COURT: Where do you go to school?

20 JUROR NO. 191: I go to WGU.

21 THE COURT: And what time are your classes?

22 JUROR NO. 191: It's usually between -- I go through  
23 multiple classes between 8:00 and 2:00.

24 THE COURT: Okay. Is that Monday through Friday?

1 JUROR NO. 191: Yes.

2 THE COURT: Okay. Thank you.

3 JUROR NO. 194: I'm [JUROR NO. 194], badge number  
4 0194. I'm doing a home equity line, the credit. I'm in the  
5 process of that. And last time I did my home mortgage, they  
6 asked for your last two current paycheck stubs. So if I take  
7 a month off, it's gonna prolong that process, like, another  
8 month or so.

9 THE COURT: Okay.

10 JUROR NO. 197: [JUROR NO. 197], 0197. I have two  
11 surgeries coming up. One on September 9th that would be -- I  
12 don't know if I need to explain the surgery, but it will  
13 happen. And then once that surgery is done, I will be able to  
14 find out when I can do the other surgery, which will be a  
15 hysterectomy.

16 THE COURT: Okay. All right. Thank you.

17 JUROR NO. 212: Hello. Badge 0 -- 0212, [JUROR  
18 NO. 212]. I'm in the process of being transferred to  
19 California for work. I just don't know the precise date of  
20 this. That can be some time next month or further down. But,  
21 yeah, it's in the process.

22 THE COURT: Okay.

23 JUROR NO. 305: My name is [JUROR NO. 305], my badge  
24 number's 0305. I feel that I'm basic in a little bit in a



1 conflict of interest. I work for Hope For Prisoners as a drug  
2 and alcohol counselor, advocating for offenders. And  
3 frequently visiting our local jails, as well, to assist them  
4 in -- in providing services.

5 I'm also -- my job and my employer, my employment with  
6 Hope For Prisoners is contingent on my testing with the State  
7 of Nevada. My test is on Tuesday. There is no rescheduling  
8 for that test. And that, basically, will terminate my  
9 employment with Hope For Prisoners if I was not to take that  
10 test on Tuesday. And I have the paperwork for that as well.

11 THE COURT: Okay.

12 JUROR NO. 287: [JUROR NO. 287], 0287. Again, I  
13 scheduled to leave November the 1st, providing there isn't an  
14 emergency, God willing.

15 THE COURT: Okay.

16 THE MARSHAL: Someone had their hand up over here.  
17 You had your hand up?

18 JUROR NO. 120: I'm [JUROR NO. 120], 0120. I have  
19 (indiscernible) problem and -- and I'm hard of speaking  
20 English. That's it.

21 THE COURT: Do you work?

22 JUROR NO. 120: Yeah.

23 THE COURT: What do you do?

24 JUROR NO. 120: Just (indiscernible).

1 THE COURT: A what?  
2 JUROR NO. 120: Labor.  
3 THE COURT: Laborer?  
4 JUROR NO. 120: Yeah.  
5 THE COURT: Okay. All right. Thank you.  
6 Parties approach.  
7 [BENCH CONFERENCE BEGIN]  
8 THE COURT: Are we gonna be done by 9:29?  
9 MR. GILL: Yeah.  
10 MS. LUZAICH: God, I hope so.  
11 MR. GILL: That --  
12 THE COURT: So don't let 'em go? I mean, so keep  
13 him or -- for --  
14 MS. LUZAICH: I can't do the (indiscernible) that  
15 fast. I mean, that could be (indiscernible) --  
16 MR. GILL: Well -- so --  
17 THE COURT: It's 28 days.  
18 MS. KOLLINS: So Tuesday's the 6th; is that right?  
19 THE COURT: Yeah.  
20 MS. KOLLINS: So that's 23 days.  
21 MS. LUZAICH: Wait. 6, 13, 20 -- yeah.  
22 THE COURT: You think?  
23 MS. LUZAICH: Yeah.  
24 THE COURT: Should I just let him go so we don't

1     lose him?

2             MS. LUZAICH:   (Indiscernible)

3             THE COURT:   128, gone.

4             What do you think about [JUROR NO. 29] with the PT?

5             MS. KOLLINS:   I mean, it's right in the middle of  
6     the day.  She didn't give her ultrasound -- I don't care if we  
7     let her go.

8             THE COURT:   All right.

9             MR. GILL:    I don't either.

10            THE COURT:   (Indiscernible).  [JUROR NO. 054], who's  
11    come up with every reason.  Might be moving.  No, he's  
12    staying.

13            [JUROR NO. 058], 058, out of town, Utah, 9/22's leaving.

14            [JUROR NO. 066], ESL, 75 to 80 percent, fry cook, been  
15    here 30 years.

16            MS. KOLLINS:   (Indiscernible) do you?

17            MR. GILL:    No.

18            THE COURT:   [JUROR NO. 116], 116, wife disabled,  
19    fall risk.  I mean --

20            MS. KOLLINS:   But still --

21            MS. LUZAICH:   I'm still not understanding --

22            THE COURT:    Yeah.

23            MS. LUZAICH:   -- why this is different from work --

24            THE COURT:    It's not.

1 MS. LUZAICH: -- in his eyes.

2 THE COURT: Yeah. So he stays.

3 120, [JUROR NO. 120], ESL, hearing problems, laborer,  
4 gone.

5 [JUROR NO. 191], 191, full-time student, full-time job  
6 (indiscernible).

7 What did you think about [JUROR NO. 194], 194, the home  
8 equity?

9 MS. KOLLINS: That's the most unique one I've ever  
10 heard.

11 MR. GILL: Yeah, I was gonna say that -- that's your  
12 new one.

13 MS. LUZAICH: Well, no, (indiscernible) I mean, I  
14 just did (indiscernible).

15 THE COURT: Yeah, let's just get rid of it.

16 MR. GILL: Yeah.

17 THE COURT: 'Cause that suck -- that would suck to,  
18 like, not be able to do that.

19 MS. LUZAICH: Yes.

20 THE COURT: [JUROR NO. 197], 197, two surgeries.

21 MR. GILL: And a felon.

22 THE COURT: She goes.

23 [JUROR NO. 205], with her overactive bladder, she's  
24 staying.

1 MS. LUZAICH: We had somebody go yesterday for the  
2 overactive bladder, didn't we?

3 THE COURT: She had diarrhea all the time.

4 MS. LUZAICH: Yeah.

5 MR. GILL: Missed the diarrhea and the IBD  
6 discussions --

7 THE COURT: Yeah.

8 MR. GILL: -- or IBS.

9 MS. KOLLINS: Yeah. Sorry.

10 MR. GILL: Sorry.

11 MS. KOLLINS: Yeah. We could -- we'll pull JAVS for  
12 ya if you want.

13 MR. GILL: I would appreciate that.

14 MS. KOLLINS: Yeah.

15 THE COURT: [JUROR NO. 212], transfer to California  
16 for work. He doesn't know when, he's staying.

17 [JUROR NO. 264], 264, ESL dealer, gone.

18 MS. KOLLINS: What about the lady, pregnant  
19 daughter.

20 THE COURT: No, she's staying. It's the  
21 (indiscernible) I would make him stay, but the test is the  
22 reason why I think he should probably get to go.

23 MS. LUZAICH: I'm afraid he's gonna say something.

24 THE COURT: Yeah, I am too.

1 MS. LUZAICH: It's gonna --

2 MS. KOLLINS: Well, not only that, but he goes to  
3 the jail. What if he's --

4 THE COURT: That's what I was worried about.

5 MS. KOLLINS: Yeah. That's what I was  
6 (indiscernible).

7 THE COURT: All right. Yeah. Yeah.

8 [BENCH CONFERENCE END]

9 THE COURT: All right. If you hear your name and  
10 badge number, please stand. Badge number 028, [JUROR  
11 NO. 028]; badge number 029, [JUROR NO. 029]; badge number 058,  
12 [JUROR NO. 058]; badge number 066, [JUROR NO. 066]; badge  
13 number 120, [JUROR NO. 120]; badge number 191, [JUROR  
14 NO. 191]; badge number 194, [JUROR NO. 194]; badge number 197,  
15 [JUROR NO. 197]; badge number 264, [JUROR NO. 264]; badge  
16 number 305, [JUROR NO. 305].

17 Those of you that are standing, you are released.

18 THE MARSHAL: I just need to get your badges on the  
19 way out.

20 THE COURT: All right. Are any of you acquainted  
21 with me or with any of my staff?

22 Showing no response.

23 Do any of you know one another?

24 No response.

1 Are any of you acquainted with Mr. Gill or Mr. Porter?

2 No response.

3 Are any of you acquainted with either of the Chief Deputy  
4 District Attorneys, Ms. Luzaich or Ms. Kollins?

5 No response.

6 Are any of you acquainted with Steve Wolfson or with any  
7 of the other individuals working in the District Attorney's  
8 Office?

9 No response.

10 Does anyone believe that they know about anything related  
11 to this case, like heard it on the news, social media,  
12 newspaper, anything like that?

13 No response.

14 In this case, some witnesses will be using the aid of a  
15 Spanish interpreter. For those of you that speak Spanish,  
16 though you could listen to the witness and take their -- what  
17 they're saying, you would understand that, the rules of law  
18 state that you have to take the interpreter's interpretation.

19 Is there anyone here that would have an issue with that?

20 Showing no response.

21 Under our system, certain principles apply in every  
22 criminal case. And they are the following: The charging  
23 document, that list of charges in this case, is just that, a  
24 charged document. It is only allegations. Number two, the

1 Defendant, Mr. Porter, is presumed innocent. And number  
2 three, the State must prove that the Defendant is guilty  
3 beyond a reasonable doubt.

4 So is there anyone that doesn't understand those  
5 principles or does -- it -- disagrees with them? And I'm  
6 happy to -- if you don't understand them, I'm happy to go  
7 through them.

8 Showing no response.

9 All right. So I want to make sure that we're all on the  
10 page in regards to this one. So as Mr. Porter sits here  
11 today, he is innocent. Just like if any one of us were  
12 sitting in that chair, we would be presumed innocent. So if  
13 you went back there right now and I told you, you had to vote,  
14 what would your vote be?

15 THE JURY: Innocent.

16 THE COURT: Innocent. Exactly; right? Because the  
17 State hasn't proven to you beyond a reasonable doubt that he  
18 committed these crimes. So he enjoys what's referred to as  
19 "the presumption of innocence." The State must prove to you  
20 that the Defendant committed these crimes beyond a reasonable  
21 doubt.

22 So it is the State that has the burden. It's the State  
23 that has to do the work. So Mr. Gill could, all day, be on  
24 his phone or doing puzzles or not paying attention at all.



1 Now, I know he's not going to do that because he's a good  
2 attorney. But he could do that and still, at the end of the  
3 day, if the State didn't meet their burden, you would still  
4 have to find the Defendant innocent.

5 So I want to make sure that everybody understands that  
6 the State is the one that has the burden of proving beyond a  
7 reasonable doubt. Defense does not have to do anything, okay?

8 Is there anyone here who would have trouble following the  
9 instructions on the law that I give you, even if you disagreed  
10 with the law?

11 Showing no response.

12 Okay. All right. At this point in time, Chris, we can  
13 bring in our jurors.

14 THE MARSHAL: Yes, Your Honor.

15 THE COURT: So just be at ease, ladies and  
16 gentlemen. We are just going to bring in the other jurors.

17 THE MARSHAL: As of ten minutes ago (indiscernible).

18 THE COURT: Is that the one that --

19 THE MARSHAL: Grandkids. She (indiscernible) she  
20 was with the grandkids.

21 THE COURT: The one who asked you if you were going  
22 to arrest her?

23 THE MARSHAL: Yeah.

24 THE COURT: She --

1 THE MARSHAL: As of ten minutes ago, she wasn't  
2 here. I'll double-check outside, but -- I'll see where she's  
3 at.

4 MS. LUZAICH: Who?

5 THE COURT: [JUROR NO. 584].

6 MS. KOLLINS: Number 26.

7 THE COURT: What's her --

8 MS. LUZAICH: Do you have a number?

9 THE CLERK: 584.

10 THE COURT: [JUROR NO. 584].

11 [DISCUSSION OFF THE RECORD]

12 THE COURT: Can the parties approach while the  
13 jury's coming in?

14 [BENCH CONFERENCE BEGIN]

15 MS. LUZAICH: Trying to pop my ears and I swear to  
16 God it feels like my --

17 THE COURT: 269, [JUROR NO. 269], she was the one --

18 MS. LUZAICH: Mammogram.

19 THE COURT: -- possible breast cancer --

20 MS. LUZAICH: Yeah.

21 MS. KOLLINS: I knew she wasn't gonna show --

22 THE COURT: (Indiscernible) therapy, old parents  
23 that she lives with that she has to take care of, she called  
24 (indiscernible) saying that she (indiscernible).

1 MS. KOLLINS: She had what?  
2 MR. GILL: I thought I saw her downstairs.  
3 MS. LUZAICH: How do you know which one she is?  
4 THE COURT: (Indiscernible)  
5 MR. GILL: Okay.  
6 THE COURT: She had a sore throat --  
7 MR. GILL: I remember the excuses.  
8 MS. LUZAICH: Oh.  
9 THE COURT: -- and she -- she (indiscernible).  
10 MS. LUZAICH: So do I. I'm here.  
11 THE COURT: (Indiscernible) so anyways.  
12 MS. LUZAICH: Okay.  
13 MR. GILL: And then you said --  
14 MS. KOLLINS: I would have kicked her anyway.  
15 MR. GILL: -- [JUROR NO. 584] didn't show?  
16 MS. KOLLINS: So weird.  
17 THE COURT: [JUROR NO. 584] didn't show. But I'll  
18 be making a record about that (indiscernible).  
19 MR. GILL: Okay.  
20 MS. LUZAICH: Okay.  
21 THE COURT: All right. That's it. Thank you.  
22 MR. GILL: Thank you.  
23 [BENCH CONFERENCE END]  
24 THE MARSHAL: We got everyone, Judge.

1 THE COURT: Everybody's here now?  
2 THE MARSHAL: Yeah. Bring 'em in?  
3 THE COURT: Yes.  
4 THE MARSHAL: All rise. You all can stay seated.  
5 MR. GILL: Your Honor, can we approach real quick --  
6 THE COURT: Yeah, of course.  
7 MR. GILL: -- just on the previous --  
8 [BENCH CONFERENCE BEGIN]  
9 MR. GILL: I'm sorry (indiscernible) I don't know if  
10 a record needs to be made, but I absolutely saw her down -- I  
11 came in about 10:15. And she was --  
12 THE COURT: Maybe she went -- I can ask. Maybe she  
13 went to jury services and said she was sick.  
14 MR. GILL: Maybe. Maybe.  
15 THE COURT: But I'll --  
16 MR. GILL: Again, I -- I don't --  
17 THE COURT: -- (indiscernible)  
18 MR. GILL: -- yeah, I don't know that it matters,  
19 but I definitely -- that seat --  
20 MS. KOLLINS: Do you know --  
21 MR. GILL: -- is empty and that's her.  
22 THE COURT: Yeah. (Indiscernible)  
23 MS. LUZAICH: Yeah.  
24 MS. KOLLINS: Yeah.

1 MR. GILL: Okay.

2 MS. LUZAICH: Charles Goodwin (indiscernible).

3 THE COURT: Who?

4 MS. LUZAICH: Goodwin. He's (indiscernible).

5 THE COURT: Where is he?

6 MR. GILL: He didn't finish his calendar. He's

7 still doing his calendar. And he didn't text -- I mean, I

8 want to make a --

9 THE COURT: He -- don't his calendar? What is he --

10 MR. GILL: I don't want to make a total

11 (indiscernible) okay. We'll talk later.

12 [BENCH CONFERENCE END]

13 THE COURT: All right. Okay. So at this point in

14 time we will fill in our seats, our vacant seats. So let's do

15 it -- (indiscernible) you want to do it the way

16 (indiscernible) set it?

17 THE CLERK: Yeah.

18 THE COURT: Okay.

19 THE CLERK: I already got it numbered.

20 THE COURT: Yeah. Yeah. Yeah. Yeah. Let's do it.

21 THE CLERK: Okay. So in seat number 13 will be

22 badge number 030, [JUROR NO. 030]. Chris, 13. Just --

23 THE MARSHAL: Gotcha.

24 THE CLERK: Thirteen.

1           THE MARSHAL: Okay. Now I gotcha.

2           THE CLERK: I guess I should have talked to him  
3 about it first.

4           THE COURT: Yeah. That's okay.

5           THE CLERK: And then seat 31, Chris --

6           THE MARSHAL: Gotcha.

7           THE CLERK: -- will be badge number 054, [JUROR  
8 NO. 054].

9           Now we'll start from the top.

10          Seat number 6, badge number 060, [JUROR NO. 060].

11          Seat number 20, badge number 081, [JUROR NO. 081].

12          In seat 27 will be badge number 086, [JUROR NO. 086].

13          Seat number -- seat number 29, badge number 116, [JUROR  
14 NO. 116].

15          Seat number 35, badge number 128, [JUROR NO. 128].

16          And in seat number 36, badge number 145, [JUROR NO. 145].

17          THE MARSHAL: That gentleman just had to step out --

18          THE COURT: Oh, he did.

19          THE MARSHAL: -- to use the restroom.

20          THE COURT: Oh, okay. Great. Perfect.

21          All right. And then do they all have -- they have the  
22 sheets?

23          THE MARSHAL: Oh, yeah. Let me get 'em. Sorry.

24          THE COURT: That's okay.

1       So could you raise your hand if you just sat down in  
2 one -- one of the new seats?

3       All right. So as you're looking at the sheet, I just  
4 want to go over a few things with you when you're answering  
5 it. So I don't need you to read the whole question and the  
6 whole answer. But I do need you to incorporate the question  
7 into the answer. So if you could say, for like question one,  
8 "I've lived in Clark County for 25 years. I'm employed as a  
9 judge. I" -- so just so we know what question you're on, but  
10 you don't have to read the question.

11       Another thing you can't do is go like, "Six, yes. Seven,  
12 no. Eight, yes. Nine, yes." I have to know which one you're  
13 referring to.

14       I have to establish ten years of residency. So if you  
15 have been in Clark County for less than ten years, let me know  
16 where you were for the rest of that ten-year period.

17       And then question number 9, where it says "have you heard  
18 anything about this trial?" If you remember, I already asked  
19 you that question. This is saying, is there anything you've  
20 heard thus far that makes you feel like you couldn't be fair,  
21 okay? That's what that question is.

22       And then the question whether or not you or anyone close  
23 to you has been the victim of a crime or accused of a crime,  
24 that includes crimes of a sexual nature, just so we're clear.

1 All right. So, ma'am, we will start with you. If we  
2 could have your name and badge number.

3 JUROR NO. 060: [JUROR NO. 060], 0060.

4 THE COURT: All right. [JUROR NO. 060], whenever  
5 you're ready.

6 JUROR NO. 060: I've lived in Clark County for  
7 50 years. I'll be 53 next month. I have an associate's  
8 degree from Long Beach State. See, what do I do. I'm a  
9 widower. I haven't worked and my husband was a fire captain  
10 for North Las Vegas Fire Department for 23 years.

11 THE COURT: Okay.

12 JUROR NO. 060: I'm not married, I'm widower. See,  
13 I have two children, 19 and 25. They're adults. And I have  
14 had someone close to me a victim of crime, sexual crime, yes.

15 THE COURT: Okay. How long ago was that?

16 JUROR NO. 060: Gosh, maybe 30 years ago. Twenty --

17 THE COURT: Would this be a friend or family member?

18 JUROR NO. 060: This is family member.

19 THE COURT: Family member.

20 JUROR NO. 060: Yes.

21 THE COURT: And was this person an adult or a child?

22 JUROR NO. 060: A child.

23 THE COURT: Did this child report it?

24 JUROR NO. 060: Yes.



1 THE COURT: Was the person caught?

2 JUROR NO. 060: No.

3 THE COURT: And was it a stranger to the child or  
4 did the child know the person?

5 JUROR NO. 060: Stranger.

6 THE COURT: Stranger. Okay. Looking back at this,  
7 how did you feel -- you know, there are some situations in  
8 which people say, "I feel like law enforcement did all they  
9 could but they just didn't get the person." Or there's other  
10 situations where they feel like "law enforcement could have  
11 done this, they could have done this." Do you have an opinion  
12 in regards to that?

13 JUROR NO. 060: I do. I think that it definitely  
14 should have been looked into more, especially because of where  
15 it happened, a YMCA in North Las Vegas where it happened. And  
16 I think it -- things should have been -- you know, people  
17 should have been held accountable for watching the child and  
18 let -- letting 'em leave off the campus. At the time they  
19 should have been, you know, looked after as children. But it  
20 wasn't handled that -- in that way.

21 THE COURT: Okay. Thank you. Any other individuals  
22 that you know or close to you who have been victims?

23 JUROR NO. 060: No, that's it.

24 THE COURT: Or accused.

1 JUROR NO. 060: That's it.

2 THE COURT: Okay. And you said no to accused?

3 JUROR NO. 060: Accused, yes.

4 THE COURT: Okay.

5 JUROR NO. 060: Accused, but they're not family or

6 friends, I just --

7 THE COURT: Okay.

8 JUROR NO. 060: -- people that my husband ran the

9 streets of North Las Vegas as a fire captain, he would tell me

10 things and --

11 THE COURT: Oh, okay.

12 JUROR NO. 060: Yeah.

13 THE COURT: All right. And then go ahead and turn

14 the page -- or I think, have you ever been a juror before is

15 probably --

16 JUROR NO. 060: No, never.

17 THE COURT: Okay. And go ahead.

18 JUROR NO. 060: You know, on number 9, I'm looking

19 at, being a widower, being alone at home, not having my

20 husband there anymore, I just -- I'm not sure -- that's my

21 biggest fear, having someone break into my home. You can come

22 in, you can steal the things, I don't care. You can take

23 everything in the house, but sexual assault? That, to me,

24 that's -- that's a hard one.

1           THE COURT: Yeah. And I think -- I think that you  
2 bring up a -- a valid point. And to -- I -- to be fair, I  
3 think, probably, everybody in the room feels the same; right?  
4 Like, expressing the sentiments that you're expressing. I  
5 think the only problem where it becomes an issue is that just  
6 because you feel strongly about the charges, you -- you don't  
7 allow Mr. Porter the presumptions of innocence.

8           And so you are entitled to those views, and I think many  
9 hold them, but you can't do it and say, "Well, I'm not gonna  
10 hold the State to their burden because I think these charges  
11 are so serious." Like, you still have to hold the State to  
12 their burden.

13          Are you prepared to do that?

14          JUROR NO. 060: I'll try.

15          THE COURT: You'll try. Okay.

16          Okay. Next question.

17          JUROR NO. 060: Can I be fair and impartial. Wait.  
18 No, ten. Can I base my verdict solely on the evidence? I can  
19 definitely do that.

20          THE COURT: Okay.

21          JUROR NO. 060: Fair and impartial to both sides. I  
22 can try to do that.

23          THE COURT: Okay. Who was your next juror? Our  
24 next new juror?

1 THE MARSHAL: Right over there.

2 JUROR NO. 030: Thank you. Thank you. I am [JUROR  
3 NO. 030]. My badge number's 0030. I've lived in Clark County  
4 since September 2000. I have a degree from Arizona State  
5 University in performance piano. I am employed. I own a -- a  
6 retail lighting store. I am married. My husband is an  
7 attorney. I have one son who's 19, who's a freshman at  
8 University of Nevada Reno. Never had anyone close to me be a  
9 victim. Never been accused of a crime. Never served as a  
10 juror. Never heard anything about this particular case. Yes,  
11 I can base my verdict solely on evidence and, yes, I can be  
12 fair and impartial.

13 THE COURT: What type of law does your husband  
14 practice, [JUROR NO. 030]?

15 JUROR NO. 030: Civil.

16 THE COURT: And what law firm?

17 JUROR NO. 030: Olsen Canon.

18 THE COURT: All right. Thank you. Appreciate it.

19 JUROR NO. 081: [JUROR NO. 081], badge number 0081.  
20 I've lived in Clark County for 45 years. I graduated high  
21 school. No college. Retired. I have one son in Chicago,  
22 45 years old. And I haven't been involved in any criminal  
23 victim stuff. Let's see. And I can base my verdict on what I  
24 hear in the court and be impartial.

1 THE COURT: Okay. Thank you. Appreciate that.

2 JUROR NO. 086: My name is [JUROR NO. 086], badge  
3 number 086. I live in United States for 15 years. I just  
4 graduate high school. I work as certified nurse assistant. I  
5 am married with two kids. My husband is Uber driver. He  
6 don't have job right now. So I'm the only one working. And I  
7 have a 17 years old daughter that I have to take care of  
8 because I took her out from regular school. She go to only  
9 school now because she has anxiety and depression. And  
10 sometimes she cuts herself, but she has a lot of appointment  
11 that I have to bring her to, the counseling and to the  
12 psychiatric doctor. So my think my time is very limited.

13 THE COURT: Okay.

14 JUROR NO. 086: And my also -- my English is, like,  
15 only 50 percent. I don't understand -- understand everything.

16 THE COURT: What do you do for work?

17 JUROR NO. 086: I'm a cert -- certified nurse  
18 assistant. I work with the elderly.

19 THE COURT: So how do you do your job?

20 JUROR NO. 086: I just basically be, you know, feed  
21 them when they need to be fed, give them shower and just do --

22 THE COURT: And -- how long have you been in the  
23 United States?

24 JUROR NO. 086: Fifteen years. But we speak always

1 Tagalog in the house.

2 THE COURT: Okay.

3 JUROR NO. 086: Yeah, like this, I don't -- the  
4 stating what the verdict, I don't know that.

5 THE COURT: So it's just stating can you wait in  
6 forming your opinion until the case is completely over.

7 JUROR NO. 086: Oh, say again?

8 THE COURT: Can you wait in forming your upon until  
9 the case is over?

10 JUROR NO. 086: I -- I think I may be like -- be not  
11 good juror.

12 THE COURT: Okay. Can you answer the question?

13 JUROR NO. 086: Can I what?

14 THE COURT: Can you answer the question? At your  
15 job, do you -- do you have to read the notes?

16 JUROR NO. 086: No, we just basically, like, clean  
17 them up, wash the people, the elderly, and try to feed them if  
18 they cannot feed themselves.

19 THE COURT: Okay.

20 JUROR NO. 086: And -- and I work in rehab.  
21 Elder -- elderly.

22 THE COURT: Mm-hmm. So the question is asking you  
23 is can you wait in forming your decision. Wait in making a  
24 decision until the case is over.

1 JUROR NO. 086: Uh, I guess.

2 THE COURT: Okay. And can you be fair and impartial  
3 to both sides?

4 JUROR NO. 086: Can I what? Fair. Yes. Yes.

5 THE COURT: Okay. Thank you.

6 JUROR NO. 116: [JUROR NO. 116], jury -- juror  
7 number 0116. Lived in Clark County 48 years. Master's degree  
8 in college. Microbiologist. I'm married. My wife does not  
9 work. Have five children: 38, 36, 34, 31, and 27. Realtor,  
10 physical therapist, water -- under water construction, and  
11 driller. Victim of a crime, no. Been accused, no. Served on  
12 a juror [sic] before, no. Hadn't heard anything about the  
13 trial. I can base my verdict solely on the evidence, yes.  
14 And can you be fair and impartial? Yes.

15 THE COURT: Thank you.

16 JUROR NO. 054: [JUROR NO. 054], 0054. I've lived  
17 in Clark County for approximately 15 years. I have an  
18 associate's degree in criminal justice. I am -- because my  
19 medical issue -- issues, I haven't worked in the last three  
20 years now, almost three years. I did work in loss prevention  
21 for approximately 21 years. I'm not married. I do have a  
22 son, 21. He lives out of state. I think he goes to school.  
23 He better. I -- I have been a victim of a crime. I believe  
24 it was last year.

1 I had five people break into my house while I was there.  
2 I confronted 'em, called police. They didn't respond. So I  
3 kicked 'em all out. Waited for the police to show up. When  
4 they finally did -- basically, the -- it ended with me  
5 slamming the door on the officer. So wasn't too happy about  
6 that.

7 THE COURT: Was that in Henderson, Las Vegas, or  
8 North Las Vegas?

9 JUROR NO. 054: It was -- it was in the -- the -- by  
10 Summerlin. I live in Summerlin. So the --

11 THE COURT: Metro.

12 JUROR NO. 054: Yeah, it's with Metro.

13 THE COURT: Okay.

14 JUROR NO. 054: Yeah. And -- and I did file a  
15 report with them.

16 THE COURT: Okay. Perfect. Thank you.

17 JUROR NO. 054: I have family member that have been,  
18 you know, accused of crimes.

19 THE COURT: Okay. Where were those at?

20 JUROR NO. 054: In San Diego. This is -- this is  
21 going back years. And I -- as a juvenile, I had to go to  
22 court over an incident.

23 THE COURT: Okay. So how do you feel like those  
24 situations were handled by law enforcement and the courts?



1 JUROR NO. 054: Well, the -- the -- with the five  
2 people breaking in, I don't think that went too well.

3 THE COURT: Right.

4 JUROR NO. 054: But as far as the -- the other  
5 stuff, I mean, I wasn't really involved with it. That's  
6 family's and, you know, so --

7 THE COURT: Okay.

8 JUROR NO. 054: I haven't served as a juror before.  
9 I haven't heard anything about the trial. And I believe I can  
10 base my verdict on the evidence, solely on the evidence. And  
11 I can be fair and impartial.

12 THE COURT: Okay. Thank you.

13 JUROR NO. 128: [JUROR NO. 128], badge 128. Excuse  
14 me. I've lived in Clark County -- excuse me. I've lived in  
15 Clark County three years. I did some college, no degree.

16 THE COURT: And where were you for the rest of the  
17 ten years?

18 JUROR NO. 128: In California.

19 THE COURT: Okay.

20 JUROR NO. 128: Orange County, Costa Mesa. I'm not  
21 employed. I'm retired. I'm not married, I'm divorced. I do  
22 have a child, 30 years old, but she lives in Europe. And she  
23 works for the Scottish Council. I have had crime happen to  
24 myself, twice. The first time was when I was in elementary

1 school. Sexual assault. And the last time was when I was  
2 working at a finance company. I was held by gun because they  
3 were robbing the financial institution.

4 THE COURT: Were both of those reported to the  
5 police?

6 JUROR NO. 128: Both of 'em were reported, yes.

7 THE COURT: Were individuals caught in each of  
8 those?

9 JUROR NO. 128: The one when I was younger, no. It  
10 happened in a theater and they did search, but didn't find the  
11 person. The second one, they -- they did look -- they put me  
12 in a patrol car and drove me around the neighborhood to see if  
13 we could locate the person, but they never found him.

14 I've never been accused of a crime. And I have served on  
15 a jury before, but not here in Las Vegas.

16 THE COURT: Okay. Was that criminal or civil?

17 JUROR NO. 128: Civil in --

18 THE COURT: And how long --

19 JUROR NO. 128: -- in California.

20 THE COURT: How long ago was it?

21 JUROR NO. 128: Oh, years.

22 THE COURT: Do you remember -- okay. You said it  
23 was civil. Were you the foreperson?

24 JUROR NO. 128: Was I what? I'm sorry.

1 THE COURT: The foreperson?

2 JUROR NO. 128: No.

3 THE COURT: Okay. And was there a verdict reached?

4 JUROR NO. 128: No.

5 THE COURT: There was no verdict?

6 JUROR NO. 128: No, I -- I was -- I went to jury  
7 duty, but I wasn't selected.

8 THE COURT: Oh, okay.

9 JUROR NO. 128: Yeah. No, I -- there's nothing I've  
10 heard that I wouldn't be able to sit as a juror. And I could  
11 solely base on evidence.

12 THE COURT: Okay.

13 JUROR NO. 128: And I would be fair and impartial.

14 THE COURT: Thank you.

15 JUROR NO. 145: [JUROR NO. 145], 0145. I've lived  
16 in Clark County seven years. Before that was New Mexico,  
17 Albuquerque. High school was the farthest I went. I am  
18 employed. I'm a community assistant at Terra West. I'm  
19 married. My husband is a short haul truck driver. I have two  
20 grown children, 37 and 35. My daughter is a stay-at-home mom  
21 and my son is disabled, so he stays at home. Only crimes that  
22 I've -- anyone's ever had was -- was drug crimes, my mother  
23 and two of my sisters. I've never been the victim of a crime.  
24 I've never been accused of a crime. I was selected for jury

1 duty once, but the case got dismissed before it went to trial.  
2 It was a civil case.

3 Let's see. Is there anything you heard about the trial.  
4 I haven't heard anything about this trial. I could -- I can  
5 base my verdict on the evidence. And I can be fair and  
6 impartial.

7 THE COURT: Okay. Thank you.

8 State?

9 MS. KOLLINS: May I grab the podium, Your Honor?

10 THE COURT: Yes.

11 MS. KOLLINS: Thank you.

12 Good morning. She caught me off guard. I thought we  
13 were gonna take a minute. So give me just a second to get --  
14 get set up here.

15 THE MARSHAL: I gotcha. Oh, you want it over there?

16 MS. KOLLINS: No. No, I do not want to stand in the  
17 corner.

18 THE MARSHAL: Is this okay?

19 MS. KOLLINS: Yes, sir.

20 VOIR DIRE EXAMINATION BY STATE

21 MS. KOLLINS: Good morning, everyone.

22 THE JURY: Morning.

23 MS. KOLLINS: First of all, on behalf of the Clark  
24 County District Attorney's Office, more specifically the

1 Special Victims Unit, I want to thank you for your time and  
2 attention. To echo something that Judge Bluth said, you know,  
3 we appreciate your time. We know everything that everyone has  
4 going on in their life is important. So we appreciate the  
5 commitment.

6 I think when Ms. Luzaich read to you the witnesses and  
7 you heard the information, it's no mystery that this case  
8 occurred in the year 2000, okay? So this case is aged a  
9 little bit. I want to ask you some questions about that.  
10 Okay? We kind of do this as a group and if no one wants to  
11 talk, then I'll ask you some individual questions. Okay?

12 Just because a case gets old does that mean it didn't  
13 happen? Anybody have any -- (indiscernible).

14 Okay. Truth doesn't change; right? Does everybody agree  
15 with that?

16 THE JURY: Yes.

17 MS. KOLLINS: Truth doesn't change. Defendant is no  
18 more or less guilty because time has passed; true?

19 UNIDENTIFIED JUROR: True. Yes. True.

20 MS. KOLLINS: Anybody that disagrees with that? Is  
21 concerned about the passage of time?

22 JUROR NO. 306: I just have a question. Why did it  
23 take 22 years to -- why did it take 22 years?

24 MS. KOLLINS: So -- so there are things that --

1           THE COURT:  Sorry.  Ms. Kollins, can I have name and  
2 badge number?

3           JUROR NO. 306:  Oh --

4           MS. KOLLINS:  I'm sorry.

5           JUROR NO. 306:  306.

6           THE COURT:  Go ahead.

7           MS. KOLLINS:  So that's something that you can't  
8 speculate about, okay?

9           JUROR NO. 306:  No good reason, though?  No good  
10 reason, though?

11          THE COURT:  There aren't reasons that -- this point  
12 in time that we can discuss with the jury in open court.

13          JUROR NO. 306:  Okay.  Fair --

14          MS. KOLLINS:  Fair enough?

15          JUROR NO. 306:  Fair enough.

16          MS. KOLLINS:  Okay.  Can you set that curiosity  
17 aside, sir?  Yes.

18          So because time has passed, does that make anyone less  
19 responsible for their conduct?  Anyone?

20          Because this case has aged, some of the people will not  
21 be here live to share their victimization with you.  Does  
22 everybody understand that?

23          You may have to rely on transcripts.  Somebody will read  
24 those to you.  Is there anyone who has a problem with that?  I

1 mean, you heard one of the victims was over 65 when it  
2 happened; right?

3 Okay. So everyone okay with that? You can accept that  
4 testimony through those transcripts as evidence?

5 THE JURY: Yes.

6 MS. KOLLINS: So just kind of touching on that,  
7 evidence in criminal cases comes in a lot of forms. There's  
8 testimony what people say from the witness stand and there's  
9 physical evidence what someone may have left behind. So  
10 you're going to hear both types of evidence in this case.  
11 Everyone okay with that?

12 THE JURY: Yes.

13 MS. KOLLINS: Anybody have any questions about that?

14 No?

15 Such an agreeable group today.

16 So the State has to prove what happened, where it  
17 happened, when it happened, and whodunit, okay? We do not  
18 have to prove why. We don't have to prove a motive. Okay.  
19 We don't have to tell you why someone acted in a particular  
20 manner. Is everybody okay with that?

21 UNIDENTIFIED JUROR: Yes.

22 MS. KOLLINS: Even though that's a curiosity thing  
23 but you don't have to prove it, okay?

24 Do you think it's embarrassing or stressful for those

1 victims that you will hear from live to come in here and  
2 discuss details of a sexual victimization?

3 THE JURY: Yes.

4 MS. KOLLINS: Is there -- (indiscernible). I mean,  
5 it would be tough to come in here and talk about your last  
6 consensual experience, consensual sexual experience, fair  
7 enough --

8 UNIDENTIFIED JUROR: Yes.

9 MS. KOLLINS: -- for most adults? Yes?

10 Okay. And so I -- I'm just going to ask this again. And  
11 you've all been super agreeable. I appreciate it. But if  
12 someone's not here, does that make them any less a victim?

13 THE JURY: No.

14 MS. KOLLINS: Anyone?

15 THE COURT: Showing no response.

16 MS. KOLLINS: Yeah.

17 Does anyone here believe that police officers have a  
18 stake in the outcome of a case? Is there anybody here that  
19 believes that?

20 Okay. And --

21 THE MARSHAL: (Indiscernible)

22 MS. KOLLINS: -- your badge number, ma'am?

23 JUROR NO. 360: 360.

24 THE COURT: First row.



1 MS. KOLLINS: Why do you think that?

2 JUROR NO. 360: Just in my work with -- with victims  
3 of sexual crimes and things like that, I've -- I've just seen  
4 various police officers act in different ways, depending on --  
5 on who they are and who comes in.

6 MS. KOLLINS: So maybe you and I have a different  
7 definition of "stake" --

8 JUROR NO. 360: Sure.

9 MS. KOLLINS: So when you say "stake," and they're  
10 working on a -- a case where somebody's been sexually  
11 victimized, do you mean that they're supportive to see the  
12 victim through the process and see them through a prosecution?  
13 Is that what you mean?

14 JUROR NO. 360: I mean, sometimes they are and  
15 sometimes they aren't.

16 MS. KOLLINS: Okay.

17 JUROR NO. 360: I've had varied experiences.

18 MS. KOLLINS: And I guess -- I guess when I say  
19 "stake" I mean whatever the end result is in the prosecution,  
20 police don't really have a -- they don't get rewarded or  
21 demoted --

22 JUROR NO. 360: Sure.

23 MS. KOLLINS: -- based on what happens in this  
24 courtroom; right?

1 JUROR NO. 360: Sure.

2 MS. KOLLINS: Okay. Some of the testimony in this  
3 case is gonna be graphic because it does talk about sexual  
4 assault. There is some medical evidence from some people that  
5 were injured. Is there anyone here that thinks that would be  
6 an issue for them to listen to that graphic testimony?

7 JUROR NO. 537: 537, [JUROR NO. 537].

8 MS. KOLLINS: And what do you think about that?

9 JUROR NO. 537: I was sexually assaulted. I -- I  
10 just feel like I'd go through it again.

11 MS. KOLLINS: And -- and, certainly, you know you  
12 the best. And I'm just gonna ask you a couple questions. And  
13 I'm gonna, you know, try to convince you to feel or think  
14 otherwise. But do you think you can set it aside and listen  
15 to what happened to these people and come to a reasonable,  
16 fair decision for both myself, on behalf of the State and  
17 Ms. Luzaich, as well as the Defendant, Justin Porter?

18 JUROR NO. 537: Honestly. No.

19 MS. KOLLINS: Thank you for your candor.

20 [JUROR NO. 457], 457. (Indiscernible) sorry about that,  
21 [JUROR NO. 360]. Can you give her the microphone back?

22 So -- and I know you kind of expressed that yesterday --

23 JUROR NO. 360: Sure.

24 MS. KOLLINS: -- that you have, I don't know, my

1 words, some kind of secondary trauma from the people that you  
2 support. Do you ever have to go to court with your victims so  
3 that they can get through this process?

4 JUROR NO. 360: I have before. I usually work with  
5 the police department and I'll work with first responders,  
6 Metro, things like that. I also have my own victimization  
7 that has been triggered from this and have concerns about that  
8 too.

9 MS. KOLLINS: And -- and I'm sorry for that.

10 JUROR NO. 360: Yeah.

11 MS. KOLLINS: Thank you for your work --

12 JUROR NO. 360: Sure.

13 MS. KOLLINS: -- and I'm sure you're probably are  
14 triggered routinely by, then, what you do; right? I mean, if  
15 you're talking to people about their sexual trauma and their  
16 abuse all the time, so I'm sorry for that.

17 Do you think you can be fair?

18 JUROR NO. 360: I -- I don't.

19 MS. KOLLINS: Okay. And which way would you sway?  
20 Favor the State or favor the Defendant?

21 JUROR NO. 360: Meaning --

22 MS. KOLLINS: Well, if you can't be fair --

23 JUROR NO. 360: When I heard the charges, I heard  
24 that he was guilty.

1 MS. KOLLINS: I'm sorry?

2 JUROR NO. 360: That -- that he had done all of  
3 those. That's where my mind went, was to how could he have  
4 done all of these things. And having some -- some empathy for  
5 the victims.

6 MS. KOLLINS: But you haven't heard any evidence.

7 JUROR NO. 360: Correct, I have not. And I'm just  
8 letting you know where my mind went and -- and how quickly it  
9 went there.

10 MS. KOLLINS: All right.

11 JUROR NO. 360: Uh-huh.

12 MS. KOLLINS: Thank you, ma'am.

13 JUROR NO. 360: Thank you.

14 THE MARSHAL: You had a couple hands.

15 MS. KOLLINS: Okay. Where'd you -- gentleman in the  
16 back.

17 Yes, sir. Can I have your badge number and --

18 JUROR NO. 397: Badge number 397.

19 MS. KOLLINS: Tell me.

20 JUROR NO. 397: Can you repeat the question one more  
21 time. Because I know --

22 MS. KOLLINS: Sure. I -- my question was, so you're  
23 gonna hear some graphic medical and -- medical testimony and  
24 specifically regarding sexual assault kits and, you know,

1 people talking about penises and vaginas and different sexual  
2 acts and is -- are you gonna be able to watch through that  
3 with us?

4 JUROR NO. 397: Quite frank -- I'm gonna be honest  
5 with you. I -- I -- have someone personally, you know, that  
6 experienced that before. So, like, them being able to share  
7 that story with me, it's kind of difficult. My wife, like,  
8 like, before we got married, this is something she expressed.  
9 So something that she still struggles with to this day. So  
10 like -- and for me to see her still struggles with that,  
11 that's something that --

12 MS. KOLLINS: Did -- did anybody get justice for  
13 your wife?

14 JUROR NO. 397: No.

15 MS. KOLLINS: Do you think that would be important  
16 in your view of how things were handled? Justice for her as a  
17 victim, would that have been important to you?

18 JUROR NO. 397: Yeah.

19 MS. KOLLINS: Okay. And you understand, the State  
20 of Nevada is just looking for the same thing for all these  
21 women; right?

22 JUROR NO. 397: Right.

23 MS. KOLLINS: So does that change your mind on  
24 whether you can compartmentalize that kind of secondary trauma

1 from your wife's situation and be a fair and impartial juror  
2 in here?

3 JUROR NO. 397: No.

4 MS. KOLLINS: Is there anything I can say to change  
5 your mind?

6 JUROR NO. 397: No.

7 MS. KOLLINS: All right. Anybody else?

8 JUROR NO. 318: Badge number 230 [sic], [JUROR  
9 NO. 318]. I mentioned yesterday I was sexually assaulted. I  
10 don't know much about the content, but when I also heard about  
11 the -- the charges, I was quite alarmed myself. I have two  
12 daughters who I am soon have to share with them my stories.  
13 I've never share with them what I've gone through. So it's a  
14 con -- and then I'm also Asian. And, you know, maybe  
15 demographic, it also mean something. Us, Asian, we're not  
16 taught to expose, especially intimacy informations like that.

17 Even with my kids, we never mention about, you know --  
18 it's kind of like a taboo about sexuals. I have not yet had  
19 this conversation with them. One is 12 and one is 15. So --  
20 and I also listen to the news a lot, so when I hear stories  
21 like that, I -- it brings back memories and it agitates me  
22 here and there. So I can't say that I will not be bias. I  
23 just -- I mention yesterday I would try.

24 MS. KOLLINS: And I appreciate that. I mean, I

1 could -- I -- I'm pretty confident I could go through this  
2 panel of individuals and ask everyone separately, are you not  
3 offended by this kind of conduct or this kind of behavior and  
4 these -- these charges are as ugly as it gets; right? Mean,  
5 there's nobody in here that's not gonna find this kind of  
6 conduct repulsive and those type of things.

7 The -- the issue is, can you set it aside? And you gave  
8 me a lot of information there about talking to your daughters  
9 and things like that. I appreciate that, but --

10 JUROR NO. 318: I haven't -- I haven't yet talked to  
11 them. But I -- I said I would try. I haven't heard it yet,  
12 so I can't draw a conclusion.

13 MS. KOLLINS: Well, and --

14 JUROR NO. 318: And then it -- I'm -- I'm an  
15 emotional person also.

16 MS. KOLLINS: So am I.

17 JUROR NO. 318: I get really emotional and, you  
18 know, I don't know how I would feel.

19 MS. KOLLINS: Well, and I -- I would venture to say  
20 that there's no one that -- in this room that really wants to  
21 be here and listen to all the facts of the case. It's just,  
22 you know, we're seeking a little justice for these victims.  
23 And we need 14 fair people that can, you know, make a fair  
24 decision. And if you don't think you can be fair to

1 Mr. Porter, as he sits there with his presumption of  
2 innocence, then -- then nobody knows you better than you;  
3 right? But, thanks.

4 Yes, ma'am. [JUROR NO. 060]. 060.

5 JUROR NO. 060: 060.

6 MS. KOLLINS: I got -- I got my eyes on now. I got  
7 my chart figured out. Sorry about that.

8 JUROR NO. 060: Thank you. This is 20 years ago.  
9 How -- is there a way we can find out how old the Defendant  
10 was at the time?

11 MS. KOLLINS: So you're gonna hear all the facts --

12 JUROR NO. 060: Okay. So that would matter.

13 MS. KOLLINS: -- (indiscernible) case -- why does  
14 that matter to you?

15 JUROR NO. 060: You know what, juveniles could  
16 probably could be encouraged to do things and live a certain  
17 way and do certain things out of necessity. I'm not sure of  
18 the -- the mindset of a teenage boy, you know --

19 MS. KOLLINS: Okay.

20 JUROR NO. 060: -- what would go on as opposed to an  
21 adult male.

22 MS. KOLLINS: Well -- and -- and you -- you know,  
23 as -- as the evidence unfolds, you know, you'll be free to  
24 make your determination. I don't -- sexual assault committed



1 out of necessity isn't something --

2 JUROR NO. 060: No, but the robberies.

3 MS. KOLLINS: -- I've ever heard of.

4 JUROR NO. 060: -- and then that was -- that's a  
5 crime of complete control, sexual assault.

6 MS. KOLLINS: Okay.

7 JUROR NO. 060: That's not -- I understand that  
8 part. But I'm saying, like, the initial person, a child on  
9 the streets doing things, you know, randomly out of, you know,  
10 just life.

11 MS. KOLLINS: Well -- so the judge is going to give  
12 you a set of instructions --

13 JUROR NO. 060: Okay.

14 MS. KOLLINS: -- okay? And you will have to follow  
15 those instructions as given, regardless if whether or not you  
16 may have an opinion regarding something outside the evidence.  
17 Does that make sense?

18 JUROR NO. 060: It does. Thank you.

19 MS. KOLLINS: Okay. Do you think it's tough to come  
20 in here after 20 years and confront your rapist? Everybody  
21 agree that that's difficult?

22 UNIDENTIFIED JUROR: Well, we all agree  
23 (indiscernible).

24 MS. KOLLINS: [JUROR NO. 372], 372, what do you

1 think about that? What do you think that's like for somebody,  
2 after a period of time has passed?

3 JUROR NO. 372: I feel like might be a process to  
4 just forget about it alone. But after, like, so much time, it  
5 could just bring that, you know, that thought and that  
6 experience back to that person, you know? So that's, like,  
7 really my thoughts on it. I can't really go in-depth, but  
8 feel like still -- it would be disturb -- just as disturbing  
9 for that person as it was, you know, those years ago.

10 MS. KOLLINS: So bring it right back to the  
11 forefront, just like some of the people have talked about  
12 that, you know --

13 JUROR NO. 372: Yes.

14 MS. KOLLINS: -- just talking about this case has  
15 kind of gotten them back to that trauma space, if you will.

16 JUROR NO. 372: Yes. Yes.

17 MS. KOLLINS: Okay. Will you be able to take that  
18 kind of stress and anxiety into consideration when you  
19 evaluate their testimony?

20 JUROR NO. 372: Yes.

21 MS. KOLLINS: Okay. Anybody disagree with that?  
22 Stressful. Lots of anxiety, being anxious with this  
23 confrontation so many years later.

24 Anybody back there? I'm not leaving you out back there,

1 it's just kind of, you know, bifurcated here.

2 Is there anybody here that has a science background?

3 And I know [JUROR NO. 538], is it?

4 JUROR NO. 538: [JUROR NO. 538].

5 MS. KOLLINS: [JUROR NO. 538], 538.

6 JUROR NO. 538: Yes, 538.

7 MS. KOLLINS: What's your science background?

8 JUROR NO. 538: I'm a civil engineer.

9 MS. KOLLINS: Okay. So you probably know biology  
10 and civil engineering.

11 JUROR NO. 538: A little bit. It's -- it's more  
12 physics and is that -- it's more that background.

13 MS. KOLLINS: Okay. You're gonna hear some science  
14 in this case. Forensic scientists or scientists are gonna  
15 come in and talk about DNA and things left behind at crime  
16 scenes. Anybody interested in that? Everybody can pay  
17 attention to that? Walk through that technical stuff?

18 Okay. Anybody here have problem sitting in judgment of  
19 another person? Evaluating evidence, sitting in judgment, and  
20 coming to a decision? Anybody?

21 [JUROR NO. 486], 486, right here.

22 JUROR NO. 343: I'm 343.

23 MS. KOLLINS: Okay. I'm sorry. [JUROR NO. 343]. I  
24 apologize. Do you think -- you can sit in judgment of someone

1 else?

2 JUROR NO. 343: Yes, I can.

3 MS. KOLLINS: Any concerns about anything we've  
4 raised today? Anything we've talked about? Anything you've  
5 heard?

6 JUROR NO. 343: No.

7 MS. KOLLINS: Would you pass that microphone one  
8 back, please, to Ms. (Indiscernible).

9 MR. GILL: I'm sorry. What's that noise? That --

10 THE COURT: What's what?

11 MS. KOLLINS: I think it's the microphone.

12 MR. GILL: Okay.

13 MS. KOLLINS: I think it's -- I don't have a mic on  
14 me, so -- sorry about that. Your husband's an attorney. You  
15 ever go to court with him or go watch him do anything or --

16 JUROR NO. 030: I have not.

17 MS. KOLLINS: Most -- most boring profession in the  
18 world is --

19 JUROR NO. 030: No, I have not seen him in action.

20 MS. KOLLINS: Okay. So kind of probably obvious  
21 question, but you know you can't go home and say, you know,  
22 "Prosecutor did this." "Defense attorney did this." "What do  
23 you think about this?"

24 JUROR NO. 030: Correct.

1 MS. KOLLINS: What -- "we heard this today." You  
2 know, you can't talk about any of that at home and --

3 JUROR NO. 030: I got the lecture.

4 MS. KOLLINS: Pardon me?

5 JUROR NO. 030: I already got the lecture from him.

6 MS. KOLLINS: Oh, you did. Oh, boy.

7 JUROR NO. 030: Yes.

8 MS. KOLLINS: All right. We'll just (indiscernible)  
9 anything that would distract you from your service for the  
10 next few weeks?

11 JUROR NO. 030: For me, no.

12 MS. KOLLINS: From serving as a juror. Anything you  
13 have going on that would distract you?

14 JUROR NO. 030: I mean, I'm busy, but just, like,  
15 you know --

16 MS. KOLLINS: Everyone else.

17 JUROR NO. 030: -- just -- yes.

18 MS. KOLLINS: Give me just a moment. [JUROR  
19 NO. 206], juror number 1, badge 206. How are you?

20 JUROR NO. 206: Doing good.

21 MS. KOLLINS: Good. Were you involved with the  
22 military prosecution with your sister at all?

23 JUROR NO. 206: No, she was stationed in Okinawa,  
24 Japan, so I was, like, not even there. I was in Las Vegas at

1 the time.

2 MS. KOLLINS: Okay. So you didn't fly over and  
3 participate in anything with her or anything like that?

4 JUROR NO. 206: She told me when she got back to  
5 California. So -- so it was all done and said.

6 MS. KOLLINS: Okay.

7 If you could pass the microphone to [JUROR NO. 221],  
8 seat 5, badge 221.

9 JUROR NO. 221: Hello.

10 MS. KOLLINS: Hi. You explained yesterday, very  
11 well, very eloquently, that you were able to compartmentalize  
12 stuff from your life and stuff in this case. Is that still  
13 hold true today?

14 JUROR NO. 221: Yes.

15 MS. KOLLINS: You can set all that aside and make a  
16 fair decision?

17 JUROR NO. 221: Yes.

18 MS. KOLLINS: Okay. Anything new that you've heard  
19 today that causes you any concern or --

20 JUROR NO. 221: Not really.

21 MS. KOLLINS: Not really? Okay.

22 JUROR NO. 221: No.

23 MS. KOLLINS: I'll take that and move on. How's  
24 that?

1 JUROR NO. 221: Okay.

2 MS. KOLLINS: I have everything on a few sheets, so  
3 bear with me just a moment here.

4 Judge, can we take just a moment, please --

5 THE COURT: Mm-hmm.

6 MS. KOLLINS: -- consult with Ms. Luzaich?

7 THE COURT: Yep.

8 MS. KOLLINS: Thanks, Judge. I appreciate that.

9 THE COURT: Yeah.

10 MS. KOLLINS: Leave everyone here in silence.

11 [JUROR NO. 060] touched on it and let's just have a  
12 conversation right now. You are going to learn that the  
13 Defendant was 17 when these crimes were committed. Okay.

14 MR. GILL: Judge, can we approach very quickly?

15 THE COURT: Sure.

16 [BENCH CONFERENCE BEGIN]

17 MR. GILL: I'm sorry. I -- I understand we're  
18 asking questions right now. But there's been a lot of just  
19 assumptions. And now it's the State's burden to prove, but  
20 everything is that -- I mean, my guy right now, the way these  
21 questions are being asked, is guilty until anything has been  
22 heard. And I know I'll have a chance to -- to ask  
23 questions --

24 THE COURT: Yeah.

1 MR. GILL: -- but -- but I think when we say that  
2 "the Defendant did this," "Defendant did that" --

3 MS. KOLLINS: I --

4 MR. GILL: -- without any caveat that the State  
5 still has to prove that --

6 MS. KOLLINS: I don't -- I don't think I've said  
7 "the Defendant did this." I said "the Defendant is charged  
8 with" a couple times.

9 MR. GILL: Right. Right.

10 MS. KOLLINS: And I have said can you listen to  
11 victims? Can you -- do you have any issues because the case  
12 is aged? Can you listen to scientific evidence --

13 THE COURT: What was the last -- I know what the  
14 last question was. The specific wording was what was what?  
15 Did you know -- you will learn that the Defendant was 17  
16 during --

17 MR. GILL: When these crimes occurred.

18 THE COURT: (Indiscernible) crimes occurred.

19 MS. KOLLINS: Yeah.

20 MR. GILL: Okay.

21 MS. LUZAICH: That doesn't in any way --

22 THE COURT: I'll watch it, but --

23 MS. LUZAICH: -- indicate that he did it. I mean,  
24 that's as generic as you can get.



1 MS. KOLLINS: I mean, I don't know what other  
2 questions you're referring to. So I'm a little --

3 MR. GILL: I -- I'm not trying to be difficult,  
4 Ms. Luzaich --

5 MS. KOLLINS: No, it's okay. But I --

6 MR. GILL: But -- but at the same time, I just --

7 MS. KOLLINS: -- honestly --

8 MR. GILL: -- I just want us to be careful. I mean,  
9 I -- I'm up against it as it is, you know, with -- with --

10 THE COURT: Yeah.

11 MR. GILL: So --

12 MS. KOLLINS: This may be, ultimately, you know,  
13 helpful to you as --

14 MR. GILL: True.

15 MS. KOLLINS: -- you know --

16 MR. GILL: We -- weed out the people who can't be  
17 fair.

18 MS. KOLLINS: -- have a bunch of people go, oh,  
19 babies.

20 THE COURT: Yeah.

21 MR. GILL: Yeah. I know. That's fair.

22 THE COURT: Okay. We're okay.

23 MR. GILL: Thank you.

24 MS. KOLLINS: All right.

1 MR. GILL: And then, I'm sorry. Were we 1:00 or  
2 1:15 today?

3 THE COURT: Whenever the people get here for my  
4 hearing.

5 MR. GILL: Oh, okay.

6 THE COURT: I'm doing a hearing over lunch.

7 MR. GILL: Okay.

8 THE COURT: I think (indiscernible) by 1:00, but I'm  
9 not positive.

10 MR. GILL: Okay.

11 MS. KOLLINS: (Indiscernible) okay.

12 MS. LUZAICH: Oh, my God.

13 THE COURT: Okay.

14 MS. KOLLINS: All right.

15 THE COURT: Perfect.

16 MR. GILL: Thank you.

17 [BENCH CONFERENCE END]

18 MS. KOLLINS: You're gonna learn that  
19 Mr. Justin Porter was 17 years old in the year 2000. You  
20 heard the addresses Ms. Luzaich gave you. He is charged here  
21 in adult court. Does anybody have a problem because he was 17  
22 then and is charged in an adult court now? Anyone? Judge --  
23 anyone in the back?

24 THE COURT: Showing negative response.

1 MS. KOLLINS: Thank you.

2 The judge is going to give you an instruction that says  
3 sympathy should not enter your verdict. So that means, you  
4 know, we're not -- we're not trying to engender sympathy for  
5 these victims, but that -- the flip side of the coin is true;  
6 right? No sympathy for Mr. Porter because he was 17 at the  
7 time.

8 And the judge will instruct you on the available  
9 defenses. Everybody comfortable with that and can follow what  
10 the judge tells you, even though you might feel bad because he  
11 was 17?

12 There's a lot of things that -- (indiscernible) ask it  
13 like that. Move back to my list here for just a moment.

14 Anybody have teenage -- teenagers around 16 or 17?

15 UNIDENTIFIED JUROR: Fifteen turning sixteen in two  
16 months.

17 MS. KOLLINS: [JUROR NO. 060], 060?

18 JUROR NO. 060: Yes.

19 MS. KOLLINS: Seat five -- six.

20 JUROR NO. 060: Yes.

21 MS. KOLLINS: You have a teenager about that age?

22 JUROR NO. 060: I have a 19-year-old little boy.

23 MS. KOLLINS: Nineteen-year-old little boy?

24 JUROR NO. 060: He's six-two.

1 MS. KOLLINS: So is he -- he's graduated high  
2 school.

3 JUROR NO. 060: Oh, yes.

4 MS. KOLLINS: And does he drive?

5 JUROR NO. 060: No, not yet. He's in college.

6 MS. KOLLINS: Okay. So he's in college.

7 JUROR NO. 060: Mm-hmm.

8 MS. KOLLINS: Do -- is he in college here locally  
9 or --

10 JUROR NO. 060: No, Reno. He went to Reno.

11 MS. KOLLINS: Reno. (Indiscernible).

12 JUROR NO. 060: I wanted him to stay here but --

13 MS. KOLLINS: Okay. Is he responsible?

14 JUROR NO. 060: Very. (Indiscernible) he has to be.  
15 His father is fire captain, he had no other choice.

16 MS. KOLLINS: All right. Little bit military-ish?

17 JUROR NO. 060: Oh, yeah.

18 MS. KOLLINS: Oh, yeah. Iron fist; right?

19 JUROR NO. 060: Yep.

20 MS. KOLLINS: Show -- for any of us that are moms --  
21 right? -- it's a little easy to become a little maternally  
22 protective over someone that's younger, fair?

23 JUROR NO. 060: It's fair.

24 MS. KOLLINS: Fair? Okay.

1 Even though you may feel that way, I'm gonna ask everyone  
2 to set that aside. Can you do that? Can do you that and not  
3 feel sorry for someone because of the age or because of the  
4 number?

5 JUROR NO. 060: Yeah.

6 MS. KOLLINS: Is there anybody who can't do that?  
7 In the back row?

8 [JUROR NO. 647], in seat 30, juror 647, what do you think  
9 about that?

10 JUROR NO. 647: About -- can you repeat it again?

11 MS. KOLLINS: I knew you weren't listening. So do  
12 you have a problem with someone that committed a series of  
13 crimes at 17 years of age being charged as an adult?

14 JUROR NO. 647: No, I don't have a problem.

15 MS. KOLLINS: Okay. You can follow the law in the  
16 adult court and --

17 JUROR NO. 647: Yes.

18 MS. KOLLINS: -- listen to the evidence?

19 [JUROR NO. 548] in -- jury 548, in seat 18.

20 JUROR NO. 548: Yes.

21 MS. KOLLINS: How are you today?

22 JUROR NO. 548: Wonderful.

23 MS. KOLLINS: Any strong opinions about anything  
24 we're talking about today?

1 JUROR NO. 548: No.

2 MS. KOLLINS: No? What about the fact that these  
3 crimes were committed when the definite was a juvenile? What  
4 do you think about that?

5 JUROR NO. 548: I think it's about time it came to  
6 trial.

7 MS. KOLLINS: Okay. You understand you can't hold  
8 the age of the -- this case against the Defendant or the  
9 State; right?

10 JUROR NO. 548: Yes, I do.

11 MS. KOLLINS: Okay. So it just -- it came to trial  
12 when it came to trial, fair?

13 JUROR NO. 548: Yes.

14 MS. KOLLINS: Okay. And you can't worry about why  
15 it took so long.

16 JUROR NO. 548: I'm not worried about anything.

17 MS. KOLLINS: Okay. Good. Glad to hear it.

18 Anything that would distract you from your service for the  
19 next few days, next two weeks, I guess I should say?

20 JUROR NO. 548: No. I can reschedule my issues.

21 How -- excuse me. How many weeks did you say?

22 MS. KOLLINS: Three to four weeks.

23 JUROR NO. 548: Yeah, I got six weeks before I got  
24 to think of something important, like vacation.

1 MS. KOLLINS: I hear that. Trust me, I hear that.  
2 That's the best thing going.

3 So on behalf of the Clark County District Attorney's  
4 Office, I want to thank you again, more specifically the  
5 Special Victims Unit. This is one of the last times I will be  
6 able to speak to you directly during this case. So I am going  
7 to ask you this: If there is anything that we haven't  
8 discussed or that we haven't touched on that you feel is vital  
9 for us to know in your ability to be a juror, please tell us  
10 now so we can take it into consideration. We're not trying to  
11 force jury selection on anyone -- I have a hand back here.

12 JUROR NO. 145: [JUROR NO. 145], I -- when I lived  
13 in New Mexico, I was a correction officer for five years. I  
14 did not care what the people were in there for, but I just  
15 thought maybe you guys should know that I was a correction  
16 officer.

17 MS. KOLLINS: When you say you didn't care what they  
18 were in there for, what do you mean? I mean --

19 JUROR NO. 145: I was there to do my job, not to  
20 judge them because they'd already been judged. So I was just  
21 there to be firm, fair, and consistent and give them what they  
22 were entitled to so --

23 MS. KOLLINS: Do -- do you feel any special, I  
24 guess, affinity for somebody that's committed a crime and gets

1 punished?

2 JUROR NO. 145: No.

3 MS. KOLLINS: No.

4 JUROR NO. 145: I mean, it happens.

5 MS. KOLLINS: Fair question; right?

6 JUROR NO. 145: Yeah. I mean --

7 MS. KOLLINS: Okay.

8 JUROR NO. 145: -- doesn't bother me. I mean, I  
9 still worked with them. They were fine. You know, I didn't  
10 have a problem with it.

11 MS. KOLLINS: In a controlled environment; right?

12 JUROR NO. 145: Yeah.

13 MS. KOLLINS: Okay.

14 JUROR NO. 145: But I wasn't there -- most of the  
15 time I didn't even know what they were in there for. I didn't  
16 care to know because I wasn't there to judge them, I was just  
17 there to do my job.

18 MS. KOLLINS: And we had a hand up here in front.

19 THE MARSHAL: Sorry. We have one more over here.

20 MS. KOLLINS: Okay.

21 JUROR NO. 447: [JUROR NO. 447], 447.

22 MS. KOLLINS: Yes.

23 JUROR NO. 447: So I -- I can be fair and all that,  
24 but I do work graveyard and I do plan on still working. So



1 I'm -- I get sleepy at work. So to sit in a trial, I don't  
2 know if -- like, you talk about the forensic and stuff about,  
3 you know, if it will make me, you know, bored or sleepy.

4 MS. KOLLINS: Oh, right. No, like I know jury  
5 selection's pretty boring too.

6 JUROR NO. 447: That part.

7 MS. KOLLINS: (Indiscernible) bored right now.

8 JUROR NO. 447: That part. But, you know --

9 MS. KOLLINS: (Indiscernible) right.

10 THE COURT: Sorry. Ms. Kollins, let me just say  
11 something really quick. So for those individuals that work  
12 graveyard, ma'am, the juror rule state that you cannot work  
13 graveyard. They don't allow you to go to work. Otherwise you  
14 could be up 18, 20 hours. So graveyard individuals do not  
15 work, just like the people who work day shift don't work.

16 JUROR NO. 447: Okay.

17 THE MARSHAL: And then who had their hand up?

18 JUROR NO. 537: I think the number was 537, [JUROR  
19 NO. 537].

20 MS. KOLLINS: Yes.

21 JUROR NO. 537: So if they -- if you can't work --  
22 'cause -- 'cause this is my issue. I have to work. I mean,  
23 I -- this isn't gonna pay my, you know, mortgage. So I was  
24 planning on, like, going to work then coming here, then going

1 back to work. Are we not allowed to do that?

2 THE COURT: You can do that. The -- so you can work  
3 up to a reasonable hour; right? So there are many days that  
4 we won't start till 11:30 or 1:00. So if you want to go to  
5 work at 7:00 and work till 1:00 and then we get out at 5:00  
6 and you want to work till 9:00, that's fine.

7 JUROR NO. 537: Okay.

8 THE COURT: But you have to ensure yourself, like,  
9 six to eight, nine hours of sleep. I mean, you guys know your  
10 bodies; right? You know how much sleep you need.

11 JUROR NO. 537: I'm lucky if I get that much sleep  
12 as it is.

13 THE COURT: Yeah. So I'm not here to say that you  
14 can't work. I'm here to say --

15 JUROR NO. 537: Okay.

16 THE COURT: -- that nobody can work graveyard.  
17 Because what happens in that situation is we've had jurors  
18 come at 9:00 in the morning, they're here 9:00 to 5:00 and  
19 then they go to work 10:00 to 6:00, 10:00 to 8:00. They're --  
20 they're not sleeping at all, except when they're in the jury  
21 box.

22 JUROR NO. 537: Yeah. No, mine would be like 5:00  
23 in the morning until whenever I've got to be here and then  
24 after.

1 THE COURT: Yeah. I mean, as long as you're awake  
2 and alert, that's fine. If it becomes a problem, then we have  
3 to shore up your hours.

4 JUROR NO. 537: Okay. All right. Thanks.

5 THE COURT: Uh-huh. (Indiscernible) just next --

6 MS. KOLLINS: Right -- right next to her. Hi.

7 JUROR NO. 525: Hi. Number 525, [JUROR NO. 525].  
8 I -- I have a similar concern. My job, basically I'm a  
9 unique, you know -- I hold a unique role in my company where I  
10 do payroll, benefits, administration, you know, basically  
11 day-to-day HR operations for 250 people in the US and outside  
12 the country. So just trying to think how I would divide my  
13 time between -- I -- I would have to work. So I don't know  
14 that I'd be able to focus my attention 100 percent on, you  
15 know, at work or -- or here as well.

16 MS. KOLLINS: So do you work remotely currently?

17 JUROR NO. 525: I do.

18 MS. KOLLINS: Okay. So you'd been working from  
19 (indiscernible).

20 JUROR NO. 525: Yeah. Well, it'd be mix of home and  
21 the office.

22 MS. KOLLINS: And is that how you've been  
23 functioning in that position since, like, COVID --

24 JUROR NO. 525: Mm-hmm.

1 MS. KOLLINS: -- forward?

2 JUROR NO. 525: Yep.

3 MS. KOLLINS: Okay. The good thing about working  
4 from home is you can do it whenever you want.

5 JUROR NO. 525: Sure.

6 MS. KOLLINS: Do you think you could, I guess,  
7 (indiscernible) and consistent since the evidence in here?

8 JUROR NO. 525: Yes. And in -- that being said too,  
9 you know, thinking about it, just the severity of the charges  
10 and how many -- how many charges there were when they were  
11 listed. I feel like I would have a personal bias where if --  
12 let's say we found, you know, a certain charge he was guilty,  
13 I would almost have a tendency to want to believe that he was  
14 guilty across the board --

15 MS. KOLLINS: Well, and --

16 JUROR NO. 525: -- to try and separate each  
17 individual incident.

18 MS. KOLLINS: Well, and you know you can't do  
19 that --

20 JUROR NO. 525: I know.

21 MS. KOLLINS: -- right?

22 JUROR NO. 525: Oh, of course.

23 MS. KOLLINS: Okay. I mean, I -- so the struggle  
24 is -- so everyone's offended by the charges --

1 JUROR NO. 525: Yes.

2 MS. KOLLINS: -- and everyone's offended that  
3 this's -- there are numerous charges. And everyone wants to,  
4 you know, knee-jerk. But it -- it's really -- you don't know  
5 anything yet.

6 JUROR NO. 525: I don't know.

7 MS. KOLLINS: I mean, Ms. Luzaich and I could offer  
8 you nothing and -- and you would be at the other end of the  
9 spectrum; right?

10 JUROR NO. 525: Sure.

11 MS. KOLLINS: So knowing that, I mean, obviously,  
12 you know -- you're HR for 250 people --

13 JUROR NO. 525: Sure.

14 MS. KOLLINS: -- you're a smart man. I mean, you  
15 know what's going on.

16 JUROR NO. 525: Yes.

17 MS. KOLLINS: You know how to compartmentalize and  
18 set stuff aside; right?

19 JUROR NO. 525: Yeah.

20 MS. KOLLINS: I mean, they are horrific charges.

21 JUROR NO. 525: Yeah, and -- and certainly --

22 MS. KOLLINS: They are reprehensible. I will agree  
23 with you. Nobody wants to talk about 'em. Nobody wants to  
24 hear about 'em. But, I mean, the flip side, you know, he has

1 a right to a trial by, you know, by jury and his peers --

2 JUROR NO. 525: I agree.

3 MS. KOLLINS: -- and -- and our victims have a right  
4 to seek justice.

5 JUROR NO. 525: Yes.

6 MS. KOLLINS: Agree?

7 JUROR NO. 525: Yes.

8 MS. KOLLINS: Okay. So can we do it?

9 JUROR NO. 525: I would -- I would try my best, but  
10 I just --

11 MS. KOLLINS: That's all I'm asking for is try your  
12 best.

13 THE COURT: So -- and then I should also add,  
14 there's a specific instruction that the jurors [sic] that are  
15 read to you that states that you must consider each and every  
16 count --

17 JUROR NO. 525: Yes.

18 THE COURT: -- on its own and deliberate on each and  
19 every count.

20 JUROR NO. 525: Correct.

21 THE COURT: And that will be read in as law and then  
22 given to you. So that may -- because it's, you know, spelled  
23 out and a rule that you must follow, I think that that  
24 generally helps people really focus --

1 JUROR NO. 525: Of course.

2 THE COURT: -- in on that.

3 JUROR NO. 525: I -- I just think that's something I  
4 might have trouble with, so --

5 MS. KOLLINS: And I asked; right? Does anybody have  
6 anything else; right? So -- this gentleman has raised his  
7 hound down here. So if we could get the microphone to [JUROR  
8 NO. 081]; correct?

9 JUROR NO. 081: Yeah. [JUROR NO. 081], 0081.

10 MS. KOLLINS: Yes, sir.

11 JUROR NO. 081: My major concern is with -- you said  
12 four to six weeks?

13 MS. KOLLINS: No, I said three to four weeks.

14 JUROR NO. 081: Well, my mom, 88, she's in ill  
15 health. She lives out of state and if I'm on a jury and  
16 anything happens to her, I'm gone, come hell or high water.

17 MS. KOLLINS: Well, we build things in for that. We  
18 have alternate jurors. We have a core group of jurors and we  
19 have alternates. And the Court usually has the alternates as  
20 blind alternates. So some of them fill in for you, okay? All  
21 you have to do is -- you know, obviously, we don't want  
22 anything to happen to your mom. But you let us know and then  
23 we keep going.

24 JUROR NO. 081: Well, if anything happens I'm --

1 I'm -- I'm gone.

2 THE COURT: Yeah, she --

3 JUROR NO. 081: You know, not --

4 THE COURT: That's why she's telling you that  
5 there's other people that would take your place at that point  
6 in time.

7 JUROR NO. 081: Yeah. But I'm saying. I ain't get  
8 time, you know, make phone calls and stuff. I'm on a plane  
9 and headed east.

10 THE COURT: So we understand and we'll do our best  
11 to work with you, sir. But it's disrespectful to this process  
12 and everyone to just say "I'm gone." So there's a process in  
13 place --

14 JUROR NO. 081: Well --

15 THE COURT: -- that protects people in those  
16 situations that we'll work through.

17 JUROR NO. 081: Well, then, I'll have to call once  
18 I'm back east. Because, like I said, something happens to my  
19 mom, I'm leaving.

20 THE COURT: And something happens if you don't come  
21 to court.

22 JUROR NO. 081: Well, that's --

23 THE COURT: So we all have --

24 JUROR NO. 081: -- that's -- that's something I got



1 to pay for, then.

2 THE COURT: I agree.

3 MS. KOLLINS: Yes, sir.

4 JUROR NO. 397: I'm badge 397. I remember,  
5 yesterday, stating that I am -- so I have -- I have a wife and  
6 two kids. My wife is in -- is -- is a school administer. So  
7 as far as commitment, the (indiscernible) that I live on, I  
8 wake up early, drop her off, then I have two kids that go to  
9 school in Henderson. So the commute that I have, dropping her  
10 off, then dropping my two kids off, and the commitment as far  
11 as what they have going on as far as after car --

12 MS. KOLLINS: No. And -- and -- I -- I took very  
13 good notes on that yesterday. That you take your kids to  
14 school. I think they're -- what? -- three and two? So you  
15 take 'em to day care; is that right?

16 JUROR NO. 397: No, they're in school.

17 MS. KOLLINS: Okay. I wrote down they were three  
18 and --

19 JUROR NO. 397: They're three and four.

20 MS. KOLLINS: Three and four.

21 JUROR NO. 397: Yes.

22 MS. KOLLINS: Okay. And you take 'em to gymnastics  
23 and --

24 JUROR NO. 397: That's correct.

1 MS. KOLLINS: -- and to dance; right?

2 JUROR NO. 397: That's correct.

3 MS. KOLLINS: So I -- we're well aware of all those  
4 things, okay? So I -- I understand.

5 JUROR NO. 397: Okay.

6 THE COURT: So when you say they're in school, are  
7 they in preschool? I guess that's what the --

8 JUROR NO. 397: Yes. So they're in preschool. One  
9 goes to a private school (indiscernible) school.

10 THE COURT: Okay.

11 JUROR NO. 397: And they're on different  
12 (indiscernible).

13 THE COURT: I'm not sure.

14 JUROR NO. 397: Yeah.

15 MS. KOLLINS: And thank you for reminding that I  
16 (indiscernible).

17 [JUROR NO. 503], 503, in seat 3 has been super patient  
18 back there.

19 Yes, sir.

20 JUROR NO. 503: Sorry. Hey, good morning. It's  
21 just a general question. Like I mention, I work for Pretrial  
22 Department. I'm not sure if this is gonna be an executive  
23 trial, like everyday thing, but let's say that if one of the  
24 days we're not gonna be here and I would go to work -- because

1 I deal with cases on a daily basis, I mean, I'm not sure  
2 how -- I -- I just wanted to ask how that could possible --

3 MS. KOLLINS: So you have a government job. So  
4 you're in a very fortunate situation. I think they have to  
5 pay you while you're here.

6 JUROR NO. 503: Oh, no. No. No. Not because of  
7 the -- like, I'm just concerned that I might run into info  
8 about the case. Like --

9 MS. KOLLINS: Well, then, you need to not dig  
10 anywhere --

11 JUROR NO. 503: No. No. No. No, I'm not saying  
12 that I'm gonna --

13 MS. KOLLINS: No Google. Everybody -- everybody  
14 nod. No Google during this whole case, okay? We don't Google  
15 this. We don't look stuff up. Is everybody good with that?

16 JUROR NO. 503: Yeah.

17 MS. KOLLINS: Judge is gonna tell you that too,  
18 okay? So --

19 JUROR NO. 503: No. Yeah. Like I'm -- sorry for  
20 interrupting. No, like I'm not saying that I'm going to or  
21 that -- it's in my best interest to be here actually as a --  
22 even as a learning experience for me. I -- I just wanted to  
23 ask if that could be a potential --

24 MS. KOLLINS: Well, and I'm -- I'm sorry to

1 interrupt you --

2 JUROR NO. 503: Yeah.

3 MS. KOLLINS: -- and I'm sorry to cut you off. What  
4 I'm gonna ask you to do is not use any of the tools that are  
5 at your disposal in your position to run across this case,  
6 okay?

7 JUROR NO. 503: Yeah.

8 MS. KOLLINS: All right. So we're good?

9 THE COURT: To answer your question --

10 JUROR NO. 503: No --

11 THE COURT: -- you can work. If we're not in court,  
12 you can work.

13 JUROR NO. 503: Okay.

14 THE COURT: But --

15 JUROR NO. 503: No. Yeah, I was just asking  
16 because, like, sometime (indiscernible) random calls. I  
17 mean --

18 THE COURT: You're -- trust me, this case --

19 JUROR NO. 503: Okay.

20 THE COURT: -- is -- you're not gonna  
21 (indiscernible) --

22 JUROR NO. 503: No. That -- that's just --

23 THE COURT: -- case over a 20-year-old case.

24 JUROR NO. 503: Okay. No, like I said --

1 THE COURT: You have run across it  
2 (indiscernible) --

3 JUROR NO. 503: -- I just wanted to, I guess,  
4 double-check. I don't want to make any and do any -- anything  
5 that I'm not supposed to and just wanted to be on the safe  
6 side.

7 MS. KOLLINS: So -- you know, without going into all  
8 the parameters of your job -- I mean, you know what they are,  
9 I know what they are --

10 JUROR NO. 503: Mm-hmm.

11 MS. KOLLINS: -- all of those -- again, all those  
12 tools you have at your disposal, you should not be using them  
13 in connection --

14 JUROR NO. 503: Yeah.

15 MS. KOLLINS: -- in this case.

16 JUROR NO. 503: Okay. Perfect. Thank you.

17 MS. KOLLINS: All right. Is there anybody else over  
18 here? I -- I'm well aware.

19 UNIDENTIFIED JUROR: Sorry.

20 MS. KOLLINS: Okay.

21 JUROR NO. 318: I -- I just want to recap ob --

22 MS. KOLLINS: Your name and badge.

23 JUROR NO. 318: I'm sorry. Badge number 230 [sic],  
24 [JUROR NO. 318]. I just want to recap his question. Is it a

1 three to four week straight, every day?

2 THE COURT: Yes. Mm-hmm.

3 JUROR NO. 318: I -- I mentioned earlier, I'm a  
4 licensed agent -- the only licensed agent --

5 THE COURT: Yeah. Sorry. Hold on. I got to stop  
6 you guys because we're getting a little bit off base. So --  
7 and I mean this as respectfully as possible. I had brain  
8 surgeons on a jury for weeks at a time.

9 JUROR NO. 318: I see.

10 THE COURT: So I know that financial hardships are  
11 difficult. That's why I tried to explain at the beginning of  
12 the thing that's not recognized in the Eighth Judicial  
13 District Court. Because if you remember back at the  
14 recession, if we -- if we had to find jurors who weren't  
15 impacted, we would never -- we would have never been able to  
16 find jurors.

17 And so it's -- it's not that we don't have the compassion  
18 for it, but he also have the need and the respect for this  
19 process and to get the State of Nevada as well as Mr. Porter a  
20 fair jury. So that's why I tried to kindly say, as nice as I  
21 could in the beginning, we don't recognize financial hardships  
22 just because if we did we would never have any jurors.

23 So in that situation, I understand that. And it  
24 affects --

1 JUROR NO. 318: Okay.

2 THE COURT: -- small business owners. But it's just  
3 the way that it goes.

4 JUROR NO. 318: Okay. Thank you.

5 MS. KOLLINS: [JUROR NO. 647] in seat 30. Juror  
6 647.

7 JUROR NO. 647: Yes, I have a question -- I did this  
8 question to the marshal. I work graveyard -- right? -- and I  
9 work Saturday and Sunday. How gonna work five days here and I  
10 have to work Saturday and Sunday at graveyard too?

11 MS. KOLLINS: So the judge just answered that  
12 question with the juror a couple down from you. You're not  
13 permitted a graveyard shift while you're sworn in on this  
14 case. The rules of this jurisdiction don't allow you to work  
15 graveyard.

16 JUROR NO. 647: How that works? You gonna call the  
17 company that works or --

18 THE COURT: No, you show them your jury summons and  
19 you let them know if they have a problem they call me.

20 JUROR NO. 647: Oh, okay.

21 THE COURT: Yeah.

22 JUROR NO. 647: Okay. Thank you very much.

23 THE COURT: 'Cause they can't -- they can't  
24 negatively impact you in any way. It's against state and

1 federal law.

2 JUROR NO. 647: Oh, okay. Thank you.

3 THE COURT: You're welcome.

4 MS. KOLLINS: Court's indulgence for a moment,  
5 please.

6 Your Honor, may we approach?

7 THE COURT: Yep.

8 [BENCH CONFERENCE BEGIN]

9 MS. KOLLINS: We have a couple for cause and I  
10 really need to go to the lady's room.

11 THE COURT: Okay. So I'm gonna --

12 MR. GILL: And we need to --

13 THE COURT: I'm gonna break --

14 MS. KOLLINS: Go to the lady's room.

15 MR. GILL: Oh.

16 THE COURT: -- for lunch in a second. So let's get  
17 the people gone before I let 'em go.

18 MS. LUZAICH: Seat 12, 537, [JUROR NO. 537].

19 MR. GILL: Yeah. I agree.

20 MS. LUZAICH: She said she couldn't be fair.

21 Seat 17, 318, [JUROR NO. 318]. She said --

22 THE COURT: Who?

23 MS. LUZAICH: [JUROR 318].

24 MS. KOLLINS: Yeah.



1 MS. LUZAICH: 318. Seat 17.  
2 MR. GILL: I agree.  
3 THE COURT: What's her number?  
4 MS. KOLLINS: [JUROR NO. 318].  
5 MS. LUZAICH: 318. She's the --  
6 THE COURT: She's --  
7 MS. LUZAICH: And then -- I know. But --  
8 MR. GILL: Well, half of these people I want to get  
9 off just because of the crap they're saying, but --  
10 THE COURT: I know.  
11 MR. GILL: -- it's (indiscernible).  
12 THE COURT: (Indiscernible)  
13 MS. KOLLINS: It's my fault. I --  
14 MS. LUZAICH: And then seat --  
15 MS. KOLLINS: -- shouldn't have asked that question.  
16 THE COURT: No. No. No. No. No. No. I  
17 (indiscernible) -- I'm sorry. What?  
18 MS. LUZAICH: Seat 21, 360, the therapist. I don't  
19 know --  
20 MS. KOLLINS: Yeah, I --  
21 THE COURT: (Indiscernible)  
22 MS. KOLLINS: Yeah.  
23 THE COURT: Right? I think she raised her hand and  
24 you're like, I know.

1 MS. KOLLINS: Done. Sorry.

2 MR. GILL: What about 397? He also said he couldn't

3 be fair. And he's kind of --

4 MS. KOLLINS: Where's he sitting?

5 MR. GILL: In the front row. I don't -- I don't

6 (indiscernible).

7 MS. KOLLINS: She's driving me crazy.

8 MR. GILL: Twenty (indiscernible).

9 MS. LUZAICH: Twenty-seven.

10 THE COURT: Huh?

11 MS. KOLLINS: She's driving me crazy.

12 THE COURT: This one?

13 MS. KOLLINS: Yeah. 'Cause I can't talk to anybody

14 else. She's like --

15 MS. LUZAICH: Oh, I thought you were pointing at me.

16 MS. KOLLINS: No, not her. No. The therapist.

17 THE COURT: I mean (indiscernible) I -- I

18 (indiscernible) he is so disrespectful, so rude --

19 MS. KOLLINS: He's mad dogging me hard.

20 THE COURT: Okay. Yeah. He's (indiscernible) and

21 so he's staying. At the end we can -- we can

22 (indiscernible) --

23 MS. KOLLINS: [JUROR NO. 081] too. Talk about

24 disrespectful. Oh, my God.

1 THE COURT: Yeah. He's not (indiscernible) the guy  
2 with the grandma or mom.

3 MS. LUZAICH: Which one -- yeah. Mom.

4 MS. KOLLINS: Oh, that guy. Yeah.

5 THE COURT: He's staying.

6 MR. GILL: And then I wrote down two others if we  
7 want to discuss very quickly. Twenty-five, [JUROR NO. 525].  
8 I think he kind of rehabilitated himself a little bit on  
9 State's.

10 MS. LUZAICH: Yeah. Seat 11.

11 THE COURT: Oh, yeah. I thought he rehabilitated.

12 MR. GILL: Okay.

13 MS. KOLLINS: No, I don't think --

14 THE COURT: But, yeah.

15 MR. GILL: Okay. And then the other -- the only  
16 other one I wrote down was six -- 060, [JUROR NO. 060]. Kind  
17 of the same situation. She did make a comment about not being  
18 able to be fair. But she also made other --

19 MS. LUZAICH: She came back.

20 MS. KOLLINS: Yeah, she -- I think --

21 MR. GILL: Yeah.

22 MS. KOLLINS: I -- we got her back.

23 MR. GILL: Okay.

24 THE COURT: The only one I wrote down that you guys

1 didn't say is [JUROR NO. 086], 086.

2 MR. GILL: 086.

3 THE COURT: 086. Or did I write that wrong? She's  
4 the new one.

5 MS. KOLLINS: (Indiscernible) I don't --

6 THE COURT: She's the one who is a CMA but doesn't  
7 (indiscernible).

8 MS. KOLLINS: Oh.

9 MS. LUZAICH: Oh, yeah. Seat 27. Yes.

10 MR. GILL: Let's keep her ass until (indiscernible).

11 THE COURT: Her and [JUROR NO. 397]?

12 MR. GILL: I felt the same way about her. I thought  
13 she just (indiscernible) --

14 THE COURT: All right. So --

15 MS. KOLLINS: At least until the end of the day.

16 THE COURT: Till the end of the day.

17 MR. GILL: Yeah. Right.

18 THE COURT: Got it.

19 MS. KOLLINS: I want [JUROR NO. 397]. I want to  
20 find out where his wife teaches. Did you say -- he had to  
21 take 'em to gymnastics and dance and they're three and four.

22 MR. GILL: You know how many football practices I  
23 have this week? I don't --

24 THE COURT: That's the thing. He's like --

1 MR. GILL: Like, come on.  
2 MS. KOLLINS: And he's a stay-at-home dad.  
3 MR. GILL: And dance?  
4 THE COURT: Don't get me started.  
5 MR. GILL: Yeah.  
6 THE COURT: Okay. Got it. And then we're gonna  
7 take a lunch break.  
8 MS. KOLLINS: Okay. Thanks.  
9 MR. GILL: (Indiscernible)  
10 [BENCH CONFERENCE END]  
11 THE COURT: All right. [JUROR NO. 360], 380 [sic];  
12 JUROR NO. 318], 318, you are released.  
13 Can you fill those spots, please?  
14 THE CLERK: 320.  
15 THE MARSHAL: Miller?  
16 THE COURT: Oh, yeah. [JUROR NO. 318] is three -- I  
17 have her as 318. Is she -- no, these 318. Yeah. [JUROR  
18 NO. 318], 318.  
19 THE CLERK: 230.  
20 UNIDENTIFIED: You're 318.  
21 JUROR NO. 318: Oh, of the last number?  
22 THE MARSHAL: Yeah.  
23 THE CLERK: Okay. So next in line, badge number  
24 178, [JUROR NO. 178], will be in seat 17.

1           And badge number 185, [JUROR NO. 185] will be in seat  
2 20 -- seat 21. I'm sorry.

3           MS. KOLLINS: May I have that juror number again? I  
4 just erased it.

5           THE CLERK: For -- seat 21 is 185.

6           MS. LUZAICH: We have one more.

7           MR. GILL: Yes, Your Honor.

8           THE COURT: And 537, [JUROR NO. 537]. 537, [JUROR  
9 NO. 058]. Yeah.

10          THE MARSHAL: You're excused.

11          JUROR NO. 537: Oh, okay.

12          THE CLERK: So that'll be badge number 190, [JUROR  
13 NO. 190], in seat 12.

14          THE COURT: All right. Ladies and gentlemen, we are  
15 going to take our lunch recess at this point in time. Please  
16 remember, during this recess, do not discuss or communicate  
17 with anyone, including fellow jurors, in any way regard the  
18 case or its merits either by voice, phone, e-mail, text,  
19 internet, or other means of communication or social media.  
20 Please do not read, watch, or listen to any news, media  
21 accounts, or comments about the case; do any research, such as  
22 consulting dictionaries, using the internet, or using  
23 reference materials.

24          Please do not make any investigation, test a theory of

1 the case, recreate any aspect of the case, or in any other way  
2 attempt to learn or investigate the case on your own. And  
3 please do not form or express any opinion on this matter until  
4 it's formally submitted to you.

5 I will see you at 2:15.

6 THE MARSHAL: All rise. We'll see you outside at  
7 2:15.

8 [RECESS AT 1:14 P.M.; PROCEEDINGS RESUMED AT  
9 2:25 P.M.]

10 [OUTSIDE THE PRESENCE OF THE JURY]

11 THE COURT: All right. One thing you know that I  
12 don't think we have put on the record is that if there was any  
13 offer conveyed and when it was and rejected --

14 MR. GILL: Okay.

15 THE COURT: -- so that's something that we probably  
16 should put on record.

17 MS. KOLLINS: Can we do that now?

18 THE COURT: Yeah.

19 MR. GILL: Sure.

20 THE COURT: So we're on the record in State of  
21 Nevada versus Justin Porter, C174954. Mr. Porter is present  
22 in custody, outside the presence of the jury with Mr. Gill, as  
23 well as Mr. Goodwin. Ms. Kollins is here on behalf of the  
24 State.

1 I had asked to put on the record, because we hadn't done  
2 so thus far, what the offer was, if there was an offer  
3 conveyed.

4 MS. KOLLINS: There -- there have been several  
5 offers over the years. But the last offer was one count of  
6 sexual assault, one count of robbery with use of a deadly  
7 weapon, one count of first degree kidnapping, and one count of  
8 sex assault.

9 MR. GILL: Right to argue --

10 MS. KOLLINS: Right to argue, right.

11 MR. GILL: And Alfred was on the table as well.

12 MS. KOLLINS: And that was specifically rejected  
13 this morning. And so it stands withdrawn.

14 THE COURT: Okay. So I do need to make sure,  
15 Mr. Porter, that that offer was conveyed to you, sir.

16 THE DEFENDANT: It was just conveyed to me, yes,  
17 ma'am.

18 THE COURT: Okay. And --

19 MR. GILL: Well, it was conveyed a few hours ago,  
20 Judge.

21 THE COURT: Yeah.

22 MR. GILL: This morning.

23 THE COURT: This morning.

24 THE DEFENDANT: This morning. Oh, yeah.



1 MR. GILL: Yeah. Yeah.

2 THE COURT: All right. I just want to make sure it  
3 was offered to you and that you knew it had been on the table.

4 THE DEFENDANT: Yes, ma'am.

5 THE COURT: Okay. All right. Thank you.

6 MR. GILL: Thank you, Your Honor.

7 THE COURT: We can bring them in. I'm just gonna  
8 grab my glasses.

9 THE MARSHAL: Yes, Your Honor.

10 THE COURT: Thank you.

11 THE MARSHAL: All rise.

12 [IN THE PRESENCE OF THE JURY]

13 THE COURT: All right. Thank you, everybody.  
14 Please be seated. We are back on the record in C174954.

15 Well, we have been joined by our prospective jury panel.  
16 Mr. Porter is present with counsel, Mr. Gill, as well as  
17 Mr. Goodwin. Ms. Kollins is behalf of the State. Ms. Luzaich  
18 will be back joining us at some point. I don't know if it'll  
19 be today because they're working on some outside-of-court-type  
20 of business. So I have excused her.

21 Do the parties stipulate to the presence of the  
22 prospective jury panel?

23 MS. KOLLINS: Yes, ma'am.

24 MR. GILL: Yes, Your Honor.

1 THE COURT: All right. So where's my first new  
2 person? Can you guys raise your hands?

3 All right. Ma'am, may I have your name and badge number?

4 JUROR NO. 190: [JUROR NO. 190], 0190.

5 THE COURT: All right. [JUROR NO. 190], whenever  
6 you're ready, from the top, please.

7 JUROR NO. 190: I've lived in Clark County between  
8 '94 and 2004. And then moved back in 2016.

9 THE COURT: Okay.

10 JUROR NO. 190: I am employed. I went -- I've  
11 attended college, bachelor's degree. I am married with two  
12 children, 26 and 29. Nobody in my family was convicted. I  
13 have been a juror before, 2009, in Texas.

14 THE COURT: Okay. Sorry. Go back -- go back for me  
15 one second. So you -- you nor anyone close to you --

16 JUROR NO. 190: Yes.

17 THE COURT: -- has ever been a victim?

18 JUROR NO. 190: Yes.

19 THE COURT: And you nor anyone close to you has ever  
20 been accused.

21 JUROR NO. 190: Yes.

22 THE COURT: And you have been a juror.

23 JUROR NO. 190: Yes.

24 THE COURT: In Texas. Criminal or civil?

1 JUROR NO. 190: Criminal.

2 THE COURT: And do you remember the charges or what  
3 type of case was it? Like homicide? Robbery? Sexual  
4 assault?

5 JUROR NO. 190: Drug charges.

6 THE COURT: Drug charges. Okay. And was a verdict  
7 reached, without telling me what it was.

8 JUROR NO. 190: Yes.

9 THE COURT: And were you the foreman?

10 JUROR NO. 190: No.

11 THE COURT: Okay. All right. Thank you.

12 JUROR NO. 190: I have never heard anything about  
13 the trial. And I can base the verdict solely on the evidence,  
14 and I can be fair and impartial to both the sides.

15 THE COURT: Thank you. Appreciate that.

16 Who's my next new person?

17 JUROR NO. 178: [JUROR NO. 178], number 178.

18 THE COURT: Thank you.

19 JUROR NO. 178: I have lived in Clark County for 15,  
20 maybe 16 years now. I am currently attending college, CSN,  
21 College of Southern Nevada. I am employed. I work part-time  
22 in Amall. I am not married, but I'm in a relationship,  
23 hopefully married soon. I don't have any children. I don't  
24 know anyone close to me that has been a victim of a crime, nor

1 myself. And I don't know anyone who has been accused of a  
2 crime, nor myself. I have never served as a juror before,  
3 first time. I have not heard of this trial before. I don't  
4 think anything makes it difficult. I mean, everyone here  
5 obviously feels --

6 THE COURT: Sure.

7 JUROR NO. 178: -- we're uncomfortable with the  
8 situation --

9 THE COURT: Of course.

10 JUROR NO. 579: -- but I do think I can base my  
11 verdict solely on the evidence presented. And I think I can  
12 be fair and impartial to both sides.

13 THE COURT: All right. Thank you. I appreciate  
14 that.

15 I think first row.

16 JUROR NO. 185: [JUROR NO. 185], 0185.

17 THE COURT: Yes, ma'am.

18 JUROR NO. 185: I've lived in Clark County for about  
19 25 years. I graduated from UNLV with a bachelor's degree in  
20 English. I currently work at a wedding office as an executive  
21 assistant. I'm not married or in a significant relationship.  
22 I don't have any children. I do have a friend that was a  
23 victim of a crime, sexual assault as well, never reported.  
24 So --

1 THE COURT: How long ago?

2 JUROR NO. 185: I want to say about four years ago.  
3 I do have a cousin who was accused of a crime. Robbery. And  
4 he was convicted. I was young when it happened, though, so I  
5 don't really know too much about it. And I -- I -- as far as  
6 what I know, I do think it was handled well by the justice  
7 system.

8 THE COURT: Okay.

9 JUROR NO. 185: I've never served as a juror before.  
10 I haven't heard anything about the trial. And I do believe I  
11 can base my verdict solely on the evidence presented in the  
12 trial, and I do believe I can be fair and impartial to both  
13 sides.

14 THE COURT: Okay. Thank you. Appreciate that.

15 Did I have any other new ones?

16 No? Is that it?

17 Okay. All right. Then I'll turn it back over to the  
18 State, at this point. Ms. Kollins, whenever you're ready,  
19 ma'am.

20 MS. KOLLINS: Thank you.

21 Everyone had some lunch? Take a break, get out of here  
22 for a minute.

23 This is a super fascinating article doing trial work.

24 [JUROR NO. 185], in seat 21, 185, you just joined us.

1 How are you?

2 JUROR NO. 185: I -- I'm okay.

3 MS. KOLLINS: Did you hear some of the questions I  
4 was asking earlier about this case is delayed?

5 JUROR NO. 185: I -- I did, yes.

6 MS. KOLLINS: And are you comfortable with you may  
7 never learn the reason for that delay? Are you comfortable  
8 with that?

9 JUROR NO. 185: I think I'd be okay with that, yes.

10 MS. KOLLINS: Okay. Anything that might cause you  
11 to feel differently about that? Is there anything that would  
12 stick in the back of your mind that would affect your  
13 decision, just based on the age?

14 JUROR NO. 185: I -- I don't believe so, no.

15 MS. KOLLINS: Okay. Anything with your cousin's  
16 case? I know you said you were young when it happened, that  
17 thought -- maybe you think that they were -- he was treated  
18 unfairly, he or she were treated unfairly?

19 JUROR NO. 185: I -- I don't believe so, no.

20 MS. KOLLINS: Okay. And your friend that was a  
21 victim, you said that went unreported. Was that a crime that  
22 happened when they were a child?

23 JUROR NO. 185: No. It was (indiscernible) at the  
24 time it was about three or four years ago. So we would have

1     been, like, early to mid 20s at the time.

2             MS. KOLLINS:   Okay.   So it happened when they were  
3     an adult.

4             JUROR NO. 185:   Yes.

5             MS. KOLLINS:   And they made the choice not to report  
6     it.

7             JUROR NO. 185:   That's correct.

8             MS. KOLLINS:   Okay.   Thank you.   If you could hand  
9     that back to [JUROR NO. 178] in seat 17, juror 178.

10            How are you?

11            JUROR NO. 178:   I'm okay.   Thank you.

12            MS. KOLLINS:   You're going to school?

13            JUROR NO. 178:   I am.

14            MS. KOLLINS:   Are you going to school full-time?

15            JUROR NO. 178:   I was going full-time, but I --  
16     since I'm trying to get a full-time job, I switched to  
17     part-time at school.

18            MS. KOLLINS:   Okay.   So what's your school schedule  
19     like --

20            JUROR NO. 178:   Um --

21            MS. KOLLINS:   -- (indiscernible) over the next  
22     month?

23            JUROR NO. 178:   So I have classes 6:00 p.m. to  
24     8:50 p.m. on Mondays and Wednesdays, and then my other two

1 classes are online, so I can really do that on -- on my own  
2 time.

3 MS. KOLLINS: Okay. So we are not going to be  
4 disrupting your scholastic endeavors if we have you here.

5 JUROR NO. 178: Not entirely.

6 MS. KOLLINS: Not entirely. That's good. Because  
7 you can't study here. Okay. All right. Thank you.

8 Could you hand this back to [JUROR NO. 190] in seat 12,  
9 juror 190.

10 How are you?

11 JUROR NO. 190: I'm good. How are you?

12 MS. KOLLINS: I'm fine. Thank you.

13 Did you hear some of the things we went over earlier?  
14 Did you --

15 JUROR NO. 190: Yes.

16 MS. KOLLINS: -- I -- 'cause sometimes when you sit  
17 back there it's easy to just tune out of what's going on over  
18 here; right?

19 Do you think a victim's still a victim even if they're  
20 not alive to come in here and tell you what happened?

21 JUROR NO. 190: Yes.

22 MS. KOLLINS: Okay. Do you have -- or have any  
23 reservations about the age of this case, when you know  
24 everything happened in the year 2000?



1 JUROR NO. 190: No, I don't think so.

2 MS. KOLLINS: Your jury experience in Texas, good,  
3 bad, or indifferent?

4 JUROR NO. 190: Good.

5 MS. KOLLINS: Good. Where in Texas?

6 JUROR NO. 190: Killeen, Texas.

7 MS. KOLLINS: Killeen, know where that is. All  
8 right. Thank you.

9 I'm gonna go back and do some individual questioning.  
10 I'm just gonna -- I'm gonna try to make it really quick. So  
11 just bear with me, okay? If I've already talked to you and I  
12 skipped over you -- or if I've already talked to you, I'll  
13 probably skip over you, so don't take that personally, okay?

14 If you could pass the microphone to [JUROR NO. 211] in  
15 seat 2, juror 211.

16 JUROR NO. 211: Hello.

17 MS. KOLLINS: Hi. When you were talking to the  
18 judge early on, you talked about perhaps having some bias  
19 or -- that's the word you used --

20 JUROR NO. 211: Mm-hmm.

21 MS. KOLLINS: -- because of the way things may be  
22 handled in your country that might be different here. Can you  
23 just --

24 JUROR NO. 211: In --

1 MS. KOLLINS: -- elaborate on that a little bit for  
2 me?

3 JUROR NO. 211: Well, in my country, my experience,  
4 I was (indiscernible) this type of situations and the  
5 occurrence that have been describe are pretty common down  
6 there. In college, when I was at Columbia, which where I  
7 was -- where studied, couple classmates were, you know,  
8 victims of this type of crime. So that, in a way, you know,  
9 gives me a perspective.

10 I did not mention it when the judge asked just because,  
11 you know, they were in Columbia and they were not quite like  
12 that close of a friends. But I did heard the stories. And  
13 there's something that happens, like, on a regular basis. So  
14 that, I think, and the way how it normally gets handled in the  
15 country, it's the reason why.

16 MS. KOLLINS: So in the situation that's, you know,  
17 about, were -- was law enforcement in your country involved  
18 and people were actually, you know, held accountable for what  
19 they had done or is it handled differently?

20 JUROR NO. 211: So let's say that they try to make  
21 it seem that they try to look. When they do grab them, there  
22 is no such persecution from the state. The state just kind  
23 of, like, present them and if the person doesn't want to, you  
24 know, present charges or anything, they just move on. They

1 just let them go, basically. So --

2 MS. KOLLINS: Did you ever have any involvement with  
3 the criminal justice system there?

4 JUROR NO. 211: No.

5 MS. KOLLINS: So -- but you'll be able to listen to  
6 the law as the judge instructs you in here and not consider  
7 the way other agencies might have handled their cases; fair  
8 enough?

9 JUROR NO. 211: Fair enough.

10 MS. KOLLINS: Okay. Can you do that for me?

11 JUROR NO. 211: I could try.

12 MS. KOLLINS: Thank you very much. If you could  
13 pass that down to [JUROR NO. 506], seat 4, juror 586 [sic].

14 How are you?

15 JUROR NO. 506: Good afternoon. I'm fine.

16 MR. GILL: 506, Stacy.

17 MS. KOLLINS: No, I have it, I just can't use that  
18 page. Where is it now? Is it 506 or 586?

19 JUROR NO. 506: 506.

20 MS. KOLLINS: Well, no wonder I can't find you in a  
21 sea of pink highlighter.

22 There we go.

23 How was your jury experience in Texas?

24 JUROR NO. 506: Good.

1 MS. KOLLINS: Good?

2 JUROR NO. 506: Mmm.

3 MS. KOLLINS: Short, brief, not four weeks long?

4 JUROR NO. 506: No, it was -- I think it lapsed about  
5 a week.

6 MS. KOLLINS: Is that where you're from, Texas?

7 JUROR NO. 506: No, I was in the military there. I  
8 was in Killeen also.

9 MS. KOLLINS: Okay. My brother lives in Temple, so  
10 I know that whole area.

11 JUROR NO. 506: I'm very familiar.

12 MS. KOLLINS: Yes. All right. Thank you very much.

13 JUROR NO. 506: You're welcome.

14 MS. KOLLINS: If you could hand the microphone to  
15 [JUROR NO. 517], juror 517, in seat 10. Thanks.

16 JUROR NO. 517: Hello.

17 MS. KOLLINS: Hi. You have a criminal justice  
18 degree?

19 JUROR NO. 517: I do.

20 MS. KOLLINS: And what do you plan on doing with it?

21 JUROR NO. 517: Not much.

22 MS. KOLLINS: Boom. Drop the mic. Drop the mic.  
23 Okay. Why did you get it?

24 JUROR NO. 517: Originally, I wanted to be a police

1 officer.

2 MS. KOLLINS: Okay. What changed your mind?

3 JUROR NO. 517: Everything that's going on in the  
4 world right now.

5 MS. KOLLINS: Fair enough. Can -- when you say  
6 "everything that's going on in the world" and now you've kind  
7 of changed your career path, are you gonna be able to give  
8 police officers a fair shake when they testify?

9 JUROR NO. 517: Yeah, of course.

10 MS. KOLLINS: Okay. Do you want any career in law  
11 enforcement or just not a police officer or --

12 JUROR NO. 517: I'm actually gonna go back to school  
13 to study cosmetology.

14 MS. KOLLINS: Not a bad call. A hair dresser makes  
15 far more than I do.

16 All right. Thank you, ma'am. If you could pass the  
17 microphone to [JUROR NO. 245], juror 245, in seat 8.

18 JUROR NO. 245: Hello.

19 MS. KOLLINS: Hi. How are you?

20 JUROR NO. 245: I'm doing okay.

21 MS. KOLLINS: Good. Whose fault do you think it was  
22 that nobody was caught in your California robbery? Was that  
23 law enforcement faults [sic] or was it just circumstance or --

24 JUROR NO. 245: I believe because we -- I live in

1 San Luis Obispo. It's a very small place.

2 MS. KOLLINS: Very pretty place.

3 JUROR NO. 245: It is. And I've been a franchise of  
4 7-Eleven there for 20-something years. But anyway -- as a  
5 matter of fact, the reason why probably didn't get the -- the  
6 guy is there's not very many cops over there. That's one.  
7 And then, I guess, because of my clerk got hurt, and they  
8 didn't -- they didn't call the cop right away. But that's one  
9 more thing. But when -- when you got hurt, there's about 10,  
10 15 minutes already that the guy's gone before they --

11 MS. KOLLINS: So --

12 JUROR NO. 245: -- call the cop.

13 MS. KOLLINS: So just circumstances, then. They  
14 didn't call very quickly and then there's -- they don't have a  
15 large concentration of law enforcement there --

16 JUROR NO. 245: Yes.

17 MS. KOLLINS: -- because San Luis --

18 JUROR NO. 245: San Luis Obispo, yeah.

19 MS. KOLLINS: (Indiscernible) it's my after-lunch  
20 stammer. Pardon me.

21 It's a beautiful place and they don't need a lot of cops  
22 there; right?

23 JUROR NO. 245: Not really. There's not very many  
24 crime over there.

1 MS. KOLLINS: All right. So no hard feelings  
2 towards law enforcement then?

3 JUROR NO. 245: No. No. Not at all.

4 MS. KOLLINS: Okay.

5 JUROR NO. 245: Just feel bad about the clerk -- my  
6 clerk. He's been with -- work for me when I have store for  
7 about 20-something years, too, so --

8 MS. KOLLINS: Okay. Thank you. If you could hand  
9 the microphone to [JUROR NO. 242], right to your left, juror  
10 242 in seat 7.

11 How are you?

12 JUROR NO. 242: Not bad. And you?

13 MS. KOLLINS: Well, I'm standing up here doing this  
14 with 5,000 eyes on me. How you (indiscernible) fine. Thanks  
15 for asking.

16 JUROR NO. 242: I spend all day usually talking to  
17 people on the phone. So I get it.

18 MS. KOLLINS: So you had a couple situations in --  
19 in your life that I'd like to talk to you about. It sounds  
20 like some people that you know or -- victimized, sexually,  
21 either as children or young adults. Were those cases  
22 reported?

23 JUROR NO. 242: So with my sister-in-law, both of  
24 'em were reported. Both -- because she had two separate

1 incidents. The first one, the system failed her because they  
2 felt that the person was mentally disabled, even though he had  
3 enough confidence to bribe her to not tell her parents. And  
4 that's actually what got him caught 'cause her mom -- my  
5 mother-in-law was digging through her laundry, doing laundry  
6 just, you know -- usually six, seven-year-olds don't do their  
7 own laundry -- and found the money that he was bribing her  
8 with. So the system determined that because of his mental  
9 incompetence that nothing could be done with it.

10 MS. KOLLINS: So when you say "the system," who do  
11 you mean?

12 JUROR NO. 242: The -- unfortunately, the entire  
13 system. The court system; the police, obviously, can't  
14 proceed if the court system doesn't feel like it because they  
15 feel that he's not competent enough to be tried.

16 MS. KOLLINS: Are you able to compartmentalize that  
17 situation?

18 JUROR NO. 242: So that particular situation, to a  
19 degree. As for these types of -- of crimes, once there's  
20 certain types of evidence that I see, I make decisions very  
21 quickly and very firmly.

22 MS. KOLLINS: Okay. So the judge is going to ask  
23 you to wait till you receive all the evidence. Are you gonna  
24 be able to do that? 'Cause you can't make a decision before



1 the case is over.

2 JUROR NO. 242: So under normal -- I guess I would  
3 say, like, my last juror experience, yeah. Something like  
4 this, if there is indisputable evidence, once I hit the  
5 indisputable evidence, my decision's made. That's the type of  
6 person I am, unfortunately.

7 MS. KOLLINS: All right. Are you going to be able  
8 to sit in a jury room and discuss the evidence with your peers  
9 and come to a decision? Are you gonna be able to be open to  
10 the opinions of others?

11 JUROR NO. 242: Oh, absolutely.

12 MS. KOLLINS: You mentioned a situation with a  
13 cousin.

14 JUROR NO. 242: Mm-hmm.

15 MS. KOLLINS: And I didn't -- I heard something  
16 about they caught him on the way home. But I couldn't quite  
17 get the whole thing. Can you --

18 JUROR NO. 242: Yeah.

19 MS. KOLLINS: -- elaborate on that for me?

20 JUROR NO. 242: So an officer was pretending to be a  
21 child in a chat room. My cousin just happened to be in the  
22 chat room. The officer, of course, being not a child, was  
23 using language that my cousin identified would not be used by  
24 someone of that age. And so he went further than what he

1 normally would because he felt like the person was lying about  
2 their age, which, in all honesty, they were 'cause they were a  
3 40-year-old cop out of Vermont not a -- I don't even remember  
4 what age they said they were in Connecticut.

5 So they agreed upon a meet. On his way to the meet,  
6 he -- just something didn't feel right. He didn't feel like  
7 something was gonna be good. So he just turned around and  
8 went home. They arrested him anyways.

9 And then because the State of Connecticut had ink in  
10 their face because of a failure to handle another situation  
11 and a -- you know, someone was a vic -- you know, a  
12 perpetrator perpetrated again. They basically browbeat him  
13 into signing a confession. And a plea deal.

14 MS. KOLLINS: So when you say "browbeat," was he  
15 browbeat by law enforcement? By his Defense attorney? By  
16 someone else?

17 JUROR NO. 242: Unfortunately, that part, because he  
18 was in Connecticut and at the time I lived in Vermont, I  
19 didn't get all the details. I just know that it was a  
20 situation where they basically made him feel that this was his  
21 only option, even though, from the details that I was given,  
22 he could have easily fought it.

23 MS. KOLLINS: So it sounds to me like -- well -- so  
24 what kind of taste does that leave in your mouth about law

1 enforcement, then, based on what you're telling me right now?  
2 Like, can you really be fair to law enforcement, based on  
3 that?

4 JUROR NO. 242: So as for, like, the officers, I  
5 understand that, definitely, as an officer, there's things  
6 that I wouldn't be able to do. 'Cause I look at life as  
7 simply as, you know, could I be a cop? No, I can't be a cop.  
8 'Cause I couldn't ever deal with what they deal with on a  
9 daily basis. And I know that. And that's what I tell anyone  
10 that -- you know, when they start saying "oh, cops are  
11 horrible." Okay. If you think they're so bad, go to the  
12 academy. Make it better.

13 MS. KOLLINS: Right. And so, you know -- and I'm  
14 not trying to, like, you know, banter back and forth, but what  
15 you've told me is there was an undercover situation where a  
16 40-year-old officer was portraying himself to be a child and  
17 was out there looking for people that were willing to engage  
18 in children.

19 And you're telling me that your cousin knew this person's  
20 age the whole time but continued to engage with them and then  
21 embarked on some kind of meeting destination and was caught  
22 and then browbeat into a -- some kind of plea bargain.

23 So when I stand here, a person, you know, that comes to  
24 court and champions law enforcement all the time, I'm trying

1 to figure out, that sounds like you really don't like law  
2 enforcement or the system or how that all played out. And can  
3 you set that aside for your decision in here?

4 You see what I'm saying?

5 JUROR NO. 242: So as for can I sit here and be  
6 100 percent impartial, I would like to say yes. I would like  
7 to say that I could make an honest decision. However, at the  
8 same time I'm also not going to beat around the bush, you  
9 know. I don't have a very huge faith in the system.

10 MS. KOLLINS: Okay. And when you say "system,"  
11 again, you mean courts, prosecutors, the whole thing.

12 JUROR NO. 242: The whole thing.

13 MS. KOLLINS: Okay. And in terms of outcome or  
14 process or --

15 JUROR NO. 242: Usually ends up being in the -- the  
16 outcomes, you know, but sometimes in order to reach the  
17 outcome or the failure of outcome, it's part of the process.  
18 Like in the situation of my sister-in-law. You know, in the  
19 process, they determined that he wasn't fit for trial. Like,  
20 okay. So he gets to run around and do this again to another  
21 little girl because he's disabled, but she gets to live the  
22 rest of her life knowing that she was a victim because the  
23 system didn't bother going any further.

24 It's not like he was put into a special home. It wasn't

1 like he was, you know, put on house arrest, from my  
2 understanding. Like, literally, he just -- "oh, gee, I'm  
3 sorry. He's not able to be processed" and away you go.

4 MS. KOLLINS: All right.

5 JUROR NO. 242: My opinion, this country doesn't  
6 handle those types of offenders properly anyways. The system  
7 needs to be a lot more strict. The punishments need to be  
8 greater. The leniencies need to be less.

9 MS. KOLLINS: Okay. All right. Again, you know, we  
10 all come here with life experiences. And, you know, I'm not  
11 gonna call it "baggage," but we all have life experiences. I  
12 mean, we -- we come in here wanting to be fair. And that's  
13 all I'm trying to figure out, if you can be fair to the  
14 victims that I'm gonna have come in here and can you listen to  
15 law enforcement and do all those things. That's all -- all I  
16 need.

17 JUROR NO. 242: So I can listen to everyone,  
18 absolutely.

19 MS. KOLLINS: Okay.

20 JUROR NO. 242: Can I be fair to the victims?  
21 Absolutely.

22 MS. KOLLINS: Can you be fair to law enforcement?

23 JUROR NO. 242: I can try and be fair to law  
24 enforcement. 'Cause, again, like I said, I can't -- I know I

1     couldn't do their job.

2             MS. KOLLINS:   Okay.   Well, let's -- let's start  
3     there --

4             JUROR NO. 242:   My --

5             MS. KOLLINS:   I'm sorry to interrupt you, but --

6             JUROR NO. 242:   No.

7             MS. KOLLINS:   So you don't know any of these police  
8     officers that were named on that list; right?

9             JUROR NO. 242:   No.

10            MS. KOLLINS:   Okay.   You don't know any of their  
11     history.   You don't know their investigation on this case.  
12     You don't know anything about 'em; right?

13            JUROR NO. 242:   No, I wasn't even in this state at  
14     that time.

15            MS. KOLLINS:   So do they -- I don't know.   But -- so  
16     we've told Defendant gets a presumption of innocence.   Do  
17     the -- do these police officers get a presumption of  
18     neutrality when they come in here to you?

19            JUROR NO. 242:   So, as for experts, absolutely.   So  
20     as for --

21            MS. KOLLINS:   That's not what I asked --

22            JUROR NO. 242:   Well, no.   So -- so -- and maybe I  
23     used the wrong word.   But -- so in the situation of, you know,  
24     as long as when I look at it, the situation is that I'm -- I

1 look at the facts. I don't try and come up with any  
2 additional information.

3 So I look at facts and tells. So when I start hearing  
4 facts, I start putting the puzzle together in my head. 'Cause  
5 that's kind of what we're supposed to do. We're supposed to  
6 listen to the facts and base our decisions and make a puzzle  
7 and make an assumption of what's going on.

8 That's -- your job is to build the puzzle, then, for us.  
9 Their job is to poke holes in the puzzle so we can't make a  
10 definitive picture in our head. So that's the way my brain  
11 works.

12 So as for listening to an officer, can I, you know,  
13 listen to a cop say "this is what I found," "this is what I  
14 did," "this is, you know, what we discovered," absolutely.

15 MS. KOLLINS: So level playing field.

16 JUROR NO. 242: Level playing field. As for --

17 MS. KOLLINS: Okay. That's all I --

18 JUROR NO. 242: -- you know, the situation as a  
19 whole --

20 MS. KOLLINS: I -- I don't know what that means --

21 JUROR NO. 242: Yeah.

22 MS. KOLLINS: -- "the situation as a whole." I  
23 don't know what that means.

24 JUROR NO. 242: So what I -- trying to getting --

1 MS. KOLLINS: You know what, there -- there is  
2 things that I'm sure a lot of people find distasteful or they  
3 don't like one way or the other. And, I mean, if that -- if  
4 that's your opinion. If you're just like "eh, law  
5 enforcement, I -- I'm not about it." It's fine to say it. I  
6 mean, you don't have to, like, dance around it.

7 JUROR NO. 242: So it's --

8 MS. KOLLINS: I'm not going to hold you to anything.  
9 I'm just asking.

10 JUROR NO. 242: No. No. No. So it's -- it's -- so  
11 it's not really so much the law enforcement side that would be  
12 my, I guess, concern. I guess my own concern would be more  
13 for Mr. Porter, making a decision before it was time to make a  
14 decision. So if -- let's say there's DNA that confirms that  
15 he was at one of the scenes and it's indisputable, my  
16 decision's made.

17 MS. KOLLINS: All right. Thank you. I get it.

18 Could you hand the microphone to [JUROR NO. 296], he's  
19 juror 296. And he's right next to (indiscernible).

20 How are you, [JUROR NO. 296]?

21 JUROR NO. 296: I'm doing well.

22 MS. KOLLINS: You had someone that was a victim in  
23 your family.

24 JUROR NO. 296: Yes.



1 MS. KOLLINS: Was that reported to law enforcement?  
2 JUROR NO. 296: No.  
3 MS. KOLLINS: Was it something that happened when  
4 the person was a child or was it something that happened as an  
5 adult or do you know?  
6 JUROR NO. 296: I think I made it clear that it was  
7 my mom.  
8 MS. KOLLINS: Yes.  
9 JUROR NO. 296: So, okay.  
10 MS. KOLLINS: I was just trying to --  
11 JUROR NO. 296: Oh, okay.  
12 MS. KOLLINS: -- gloss over that for ya.  
13 JUROR NO. 296: All right. Yes, outside the  
14 country, so --  
15 MS. KOLLINS: Okay. All right. So not when -- when  
16 she was raising you or anything.  
17 JUROR NO. 296: No.  
18 MS. KOLLINS: Okay. All right. Anything about that  
19 circumstance that causes you any anxiety for this trial?  
20 JUROR NO. 296: I don't think so.  
21 MS. KOLLINS: Thank you, sir. Appreciate it. If  
22 you could hand that to [JUROR NO. 343], right here in 343 --  
23 or juror 34 [sic] in seat 19.  
24 How are you?

1 JUROR NO. 343: I'm well, thank you.

2 MS. KOLLINS: And I know these questions are  
3 unpleasant. So I don't -- you know, I'm not trying to pry.  
4 We're just trying to get a fair jury for both sides here.

5 You have a nephew that is serving prison sentence for  
6 robbery?

7 JUROR NO. 343: Correct.

8 MS. KOLLINS: Were you involved in that case in any  
9 manner? Like --

10 JUROR NO. 343: Not at all.

11 MS. KOLLINS: No? Didn't go to court with him or  
12 anything like that?

13 JUROR NO. 343: No.

14 MS. KOLLINS: Do you think the system treated him  
15 fairly?

16 JUROR NO. 343: I do.

17 MS. KOLLINS: Okay. Thank you very much.

18 Sir, if you could give the microphone to (indiscernible)  
19 in seat 24. Juror 558 -- is that correct? -- [JUROR NO. 558]?

20 JUROR NO. 558: Yes.

21 MS. KOLLINS: Thank you. So you heard -- and I  
22 think you nodded in agreement a couple times that this case is  
23 delayed; right?

24 JUROR NO. 558: Yeah.

1 MS. KOLLINS: Okay. And you may never know why.

2 JUROR NO. 558: Yes.

3 MS. KOLLINS: And you know, at this point, that  
4 doesn't matter; right?

5 JUROR NO. 558: Yeah.

6 MS. KOLLINS: Okay. Anything about that delay that  
7 gives you any heartburn? That would make you unfair?

8 JUROR NO. 558: No, I don't think so.

9 MS. KOLLINS: Okay.

10 JUROR NO. 558: No.

11 MS. KOLLINS: What about knowing that the Defendant  
12 was 17 when this case was committed?

13 JUROR NO. 558: No, that doesn't bother me.

14 MS. KOLLINS: No? Thank you, ma'am.

15 See you all felt ignored. Now I'm gonna come all the way  
16 over here.

17 We're almost done. You should be happy. Be happy.

18 Can you hear me, Ms. Recorder? Can you? Good.

19 Apologies. When we do this in two groups, the numbers  
20 are, like, I don't know, origami or something.

21 If you could give that to [JUROR NO. 572], right here,  
22 in -- juror 572, seat 25.

23 What do you do for the MGM?

24 JUROR NO. 572: MGM, I'm a cocktail waitress.

1 MS. KOLLINS: Okay. And how long have you been  
2 there?

3 JUROR NO. 572: I've been there 29 years.

4 MS. KOLLINS: Okay. So you mention some concerns  
5 with writing and spelling. That doesn't transfer over to,  
6 like, language (indiscernible).

7 JUROR NO. 572: No, I do understand very well, but  
8 writing, like spelling, I get so nervous 'cause I don't spell  
9 very good.

10 MS. KOLLINS: We're not gonna ask you to spell --

11 JUROR NO. 572: I know that. That's why I was  
12 concerned.

13 MS. KOLLINS: Do you see my scribble? Nobody's  
14 gonna (indiscernible).

15 JUROR NO. 572: No.

16 MS. KOLLINS: And nothing in here, you've understood  
17 everything that's gone on in here?

18 JUROR NO. 572: I think I pretty much understood.

19 MS. KOLLINS: Just checking to make sure that I got  
20 all my notes right. Thank you, ma'am, very much.

21 JUROR NO. 572: Thank you.

22 MS. KOLLINS: And if you could give that to [JUROR  
23 NO. 583].

24 How are you?

1 JUROR NO. 583: Fine. How are you?

2 MS. KOLLINS: I'm okay. I don't think we've spoke  
3 yet, have we?

4 JUROR NO. 583: No.

5 MS. KOLLINS: She's like, I was trying not to  
6 (indiscernible) here we come.

7 So you heard me talk about the case is old; right?

8 JUROR NO. 583: Yes.

9 MS. KOLLINS: And I didn't see any disagreement from  
10 anybody. You know, when I was asking those questions, I was  
11 up over there.

12 JUROR NO. 583: Mm-hmm.

13 MS. KOLLINS: That's not a problem for you; right?

14 JUROR NO. 583: No.

15 MS. KOLLINS: Victims are still victims and the  
16 truth doesn't change. Do you agree with that?

17 JUROR NO. 583: Yes.

18 MS. KOLLINS: Anything that would cause you  
19 distraction from your service (indiscernible)?

20 JUROR NO. 583: Well, I had one, but I had to figure  
21 it out and solve it.

22 MS. KOLLINS: Okay. Something that's solvable to  
23 you that --

24 JUROR NO. 583: Yes.

1 MS. KOLLINS: Okay. Thank you very much. If you  
2 could hand that down to [JUROR NO. 116], jury 116, seat 29.

3 How are you?

4 JUROR NO. 116: Just fine, thank you.

5 MS. KOLLINS: So you didn't raise your hand when I  
6 said "is there any science people here?"

7 JUROR NO. 116: I did.

8 UNIDENTIFIED JUROR: He did.

9 MS. KOLLINS: You did?

10 JUROR NO. 116: Oh, I got witnesses right here.

11 MS. KOLLINS: He's like a biochemist or something  
12 like that. I must have just missed it.

13 So, obviously, you probably have some very specialized  
14 knowledge about chemistry and forensic science and things like  
15 that; right?

16 JUROR NO. 116: Microbiology.

17 MS. KOLLINS: Oh, would that include any work with  
18 DNA --

19 JUROR NO. 116: Yes.

20 MS. KOLLINS: -- in any way?

21 So you know that if you go in the jury room and say you  
22 disagree with someone's opinion based on professional  
23 knowledge, you know you can't go gather up notes or get on  
24 Google and say, "But, see, I say it's this 'cause this is what

1 I know."

2 JUROR NO. 116: Okay.

3 MS. KOLLINS: Pretty serious business.

4 JUROR NO. 116: Yes, it is.

5 MS. KOLLINS: I mean, you know you can  
6 (indiscernible).

7 JUROR NO. 116: Right.

8 MS. KOLLINS: And you wouldn't do that.

9 JUROR NO. 116: No.

10 MS. KOLLINS: You're smirking. Okay.

11 I understand the situation with your wife. You are still  
12 able to communicate with her while you're here in court;  
13 right?

14 JUROR NO. 116: Okay.

15 MS. KOLLINS: Is that a "yes, I am"?

16 JUROR NO. 116: That's -- that's what I understand,  
17 yeah.

18 MS. KOLLINS: Okay. All right. Thank you, sir. If  
19 you could pass that down to -- I can't read my own writing. I  
20 apologize.

21 Ma'am, what's your badge number?

22 JUROR NO. 483: 483.

23 MS. KOLLINS: 483? And your last name?

24 JUROR NO. 483: [JUROR NO. 483].

1 MS. KOLLINS: Well, that's why. Was I have  
2 Mr. (Indiscernible) twice on here.

3 How are you?

4 JUROR NO. 483: Fine, how are you?

5 MS. KOLLINS: I'm well. As well as I can be.  
6 (Indiscernible) anything about any of the criminal prosecution  
7 situations that you're aware of, you know, in your circle of  
8 associates, that was handled unfairly?

9 JUROR NO. 483: No.

10 MS. KOLLINS: Okay. Don't think law enforcement  
11 overstepped or overreached --

12 JUROR NO. 483: No.

13 MS. KOLLINS: -- anywhere?

14 Okay. And do you think everyone in those situations was  
15 charged with the appropriate responsibility?

16 JUROR NO. 483: Yes.

17 MS. KOLLINS: All right. Thank you. Can you just  
18 hand to [JUROR NO. 486]. And he is juror 46 [sic] in seat 33.

19 How are you?

20 JUROR NO. 486: I'm doing fine. How are you?

21 MS. KOLLINS: I'm good.

22 JUROR NO. 486: Great.

23 MS. KOLLINS: And -- and I know you kind of  
24 discussed it before, but I just want to ask again, just



1 because (indiscernible).

2 JUROR NO. 486: Good.

3 MS. KOLLINS: (Indiscernible) situations with law  
4 enforcement that were a little sideways, a little iffy?

5 JUROR NO. 486: Yes, it was.

6 MS. KOLLINS: Right. You -- you can set that aside;  
7 right?

8 JUROR NO. 486: Of course I can. You know, it's not  
9 all police officers are bad. You have individuals that have  
10 their own thing. So, you know, one person reason why they do  
11 things. But myself, personally, I respect them all the way  
12 and that's the way I am.

13 MS. KOLLINS: Even playing field (indiscernible).

14 JUROR NO. 486: Correct.

15 MS. KOLLINS: Thank you, sir.

16 JUROR NO. 486: Yes, ma'am.

17 MS. KOLLINS: [JUROR NO. 490], juror 490, right next  
18 to you.

19 How long have you been here (indiscernible) again?

20 JUROR NO. 490: Well, on and off. I mean, I came  
21 here for college in '14 to '17 and then I moved back here in  
22 2020, right before the pandemic hit.

23 MS. KOLLINS: Oh, boy.

24 JUROR NO. 490: Yeah.

1 MS. KOLLINS: Timing's everything; right?

2 JUROR NO. 490: Mm-hmm.

3 MS. KOLLINS: What do you do here?

4 JUROR NO. 490: I'm a sales enablement manager for a  
5 leadership training and development company.

6 MS. KOLLINS: Okay. Your (indiscernible) was that  
7 here or --

8 JUROR NO. 490: Yeah, it was my first week back  
9 here.

10 MS. KOLLINS: Oh, congratulations --

11 JUROR NO. 490: Thank you.

12 MS. KOLLINS: -- (indiscernible). Nice to be a  
13 local, isn't it?

14 JUROR NO. 490: Yeah.

15 MS. KOLLINS: My assumption, based on what I know,  
16 is they didn't catch anybody and you didn't get any of your  
17 stuff back.

18 JUROR NO. 490: No, actually. So it was a security  
19 parking garage and the perpetrator was caught. He actually  
20 broke into, like, 30 cars. He actually just took my suitcases  
21 out and throw them all over the garage that was there. I  
22 don't have cash on me. So he didn't get anything. He just  
23 messed up my car.

24 So I just replaced the window myself. I did report it.

1 They took everybody's report and they did, I believe, go to  
2 trial, but I didn't press any charges for mine since it was  
3 just the window.

4 MS. KOLLINS: So, usually, doing this, I mean, I  
5 hear so many disgruntled people that "somebody broke in my  
6 car; they took all my crap" --

7 JUROR NO. 490: Oh.

8 MS. KOLLINS: -- "I never got it back and the cops  
9 didn't do anything." It's like this, you know,  
10 (indiscernible) but that's amazing.

11 JUROR NO. 490: Yeah, well, the only thing I was  
12 concerned about was my golf club. I have, like, a custom  
13 Scotty Kimin. He didn't take that, though. He didn't know  
14 what that was worth, so --

15 MS. KOLLINS: All right. You heard my questions  
16 earlier, and I think you nodded in agreement. You know, this  
17 case is old --

18 JUROR NO. 490: Mm-hmm.

19 MS. KOLLINS: -- no secret; right?

20 JUROR NO. 490: Correct.

21 MS. KOLLINS: And there's victims that are deceased;  
22 right?

23 JUROR NO. 490: Mm-hmm.

24 MS. KOLLINS: And you're gonna have to listen to

1 people reading transcripts. Is that okay?

2 JUROR NO. 490: Yes, absolutely.

3 MS. KOLLINS: Does that diminish or take away the  
4 importance of the evidence (indiscernible)?

5 JUROR NO. 490: No, it's a snapshot in time when  
6 they were there so --

7 MS. KOLLINS: Thank you for your candor.

8 JUROR NO. 490: Mm-hmm.

9 MS. KOLLINS: [JUROR NO. 128] (indiscernible) 128.

10 JUROR NO. 128: Yes.

11 MS. KOLLINS: How are you?

12 JUROR NO. 128: Hi. Good. How are you?

13 MS. KOLLINS: Well, it's Thursday, so  
14 (indiscernible).

15 JUROR NO. 128: Yes.

16 MS. KOLLINS: (Indiscernible) you're in group two.  
17 Where are you?

18 Okay. So, you know, we've listened to you talk about  
19 your circumstances. And, obviously, you know, my partner and  
20 I were listening to people from all over the room. And you're  
21 talking from behind us sometime, so I just want to make sure I  
22 have a decent idea.

23 Anything about your personal victimization that, whether  
24 no one was caught or anything like that, that you think would

1 cause you to be unfair in this case?

2 JUROR NO. 128: No.

3 MS. KOLLINS: And both of the situations were  
4 reported to the police.

5 JUROR NO. 128: Yes.

6 MS. KOLLINS: Okay. All right. And just a little  
7 bit, you heard me talking about delays and --

8 JUROR NO. 128: Yes.

9 MS. KOLLINS: -- (indiscernible) people didn't --  
10 the people that survived these crimes haven't survived to get  
11 into this courtroom for the next couple weeks --

12 JUROR NO. 128: Right.

13 MS. KOLLINS: -- you understand that; right? You  
14 don't have a problem with that?

15 JUROR NO. 128: No, not at all.

16 MS. KOLLINS: Thank you very much.

17 May we approach?

18 THE COURT: Yep.

19 [BENCH CONFERENCE BEGIN]

20 MS. KOLLINS: Sorry.

21 THE COURT: I thought (indiscernible).

22 MS. KOLLINS: Well, I was just trying to get him to  
23 say it. Just say it. Like --

24 THE COURT: Yeah.

1 MS. KOLLINS: -- "cops suck. I hate this." That's  
2 all you got to say.

3 THE COURT: Yeah. I know.

4 MR. GILL: I think he said enough for me. Or --  
5 were you making the motion or --

6 MS. KOLLINS: Yes.

7 MR. GILL: Okay. And I don't -- I don't disagree.

8 THE COURT: Yeah. Tell me his badge number.

9 MR. GILL: Oh, I got it. Oh, shit --

10 MS. KOLLINS: 242. And you got it --

11 THE COURT: Oh, yeah. Yeah. Yeah.

12 MS. KOLLINS: (Indiscernible)

13 MR. GILL: Didn't want to keep him?

14 THE COURT: Anybody else?

15 MR. GILL: Yeah, anyone else that you --

16 MS. KOLLINS: Not for cause, I don't think.

17 MR. GILL: Well, I didn't really -- no one else  
18 stood out --

19 MS. KOLLINS: I mean, no one else stood out to me.

20 MR. GILL: -- in that round.

21 I'm sorry?

22 Can I get it done by 5:00?

23 THE COURT: I don't care --

24 MR. GOODWIN: We can get it done by 5:00.

1 MR. GILL: No. No. No. No. Judge, we're off;  
2 right?

3 THE COURT: Well --

4 MR. GOODWIN: We'll -- we'll try.

5 MR. GILL: No, trust me. The less we have to do  
6 tomorrow, I think --

7 THE COURT: Just -- just --

8 MR. GILL: Judge, I got you. We're right here. I  
9 got you. I got you, bro.

10 THE COURT: I'm -- I'm fine with -- I just want to  
11 know --

12 MR. GILL: I know. I know. No, we'll get done  
13 tonight.

14 MS. KOLLINS: I was ready to pass them before.

15 THE COURT: I know. Yeah. Yeah. It's fine.

16 MS. KOLLINS: But I can -- I can tell --

17 THE COURT: Listen --

18 MR. GILL: Are you passing now?

19 MS. KOLLINS: I am, except for --

20 MR. GILL: Okay.

21 THE COURT: Except we got to fill in --

22 MS. KOLLINS: -- [JUROR NO. 242] --

23 MR. GILL: Gotcha. Gotcha.

24 THE COURT: Whenever everybody moves, doesn't matter

1 (indiscernible).

2 MR. GILL: No. No. No. Judge, I get what you're  
3 saying and I'm --

4 MS. KOLLINS: I -- I can just say this, if I get  
5 Lisa in a situation where she needs to open tomorrow, she's  
6 going to call me so --

7 THE COURT: No. No. No. No.

8 MS. KOLLINS: All right.

9 THE COURT: We just wouldn't --

10 MS. KOLLINS: Okay. That's fine. That would be  
11 outstanding --

12 MR. GILL: Yes, it would.

13 MS. KOLLINS: -- for me.

14 MR. GILL: For everyone.

15 THE COURT: Okay.

16 [BENCH CONFERENCE END]

17 THE COURT: All right. At this point in time, 242,  
18 [JUROR NO. 242], you are excused. Thank you, sir.

19 And we can fill that spot, please, Crystal.

20 THE CLERK: Okay. So it's seat number 7 will be  
21 badge number 205, [JUROR NO. 205].

22 MR. GOODWIN: Judge, (indiscernible) badge number?

23 THE CLERK: I'm sorry?

24 MR. GILL: The badge number.



1 THE CLERK: 205.

2 MR. GILL: Thank you.

3 MR. GOODWIN: Thank you.

4 THE COURT: All right, ma'am. Whenever you're  
5 ready.

6 JUROR NO. 205: Okay. All right. I have lived here  
7 in Clark County since 1994.

8 THE COURT: Okay.

9 JUROR NO. 205: So that's, like, 24 years. I have a  
10 master's degree in business administration. I'm a registered  
11 nurse. I am retired since 2000. And I am married. And my  
12 husband is a retired Air Force. I have two grown up children.  
13 They're both working. One of my -- my -- I'm kind of nervous.

14 THE COURT: That's okay. Don't --

15 JUROR NO. 205: Sorry.

16 THE COURT: Don't be nervous. Just take your time.

17 JUROR NO. 205: All right. I have a daughter that  
18 is a dietitian.

19 THE COURT: Okay.

20 JUROR NO. 205: And my son is an area manager at  
21 Amazon. I don't have anybody close to me that had been a  
22 victim of a crime. And -- okay. And I have not served as a  
23 juror before. The only problem I have is, like I said, I had  
24 a history of left breast cancer and I believe my treatment

1 have given me some kind of like a -- like a medical problem  
2 and I have this, you know, overactive bladder.

3 THE COURT: Yeah.

4 JUROR NO. 205: And I can hold, you know, but I  
5 don't know how long but I -- I'm just being honest.

6 THE COURT: Okay.

7 JUROR NO. 205: But, otherwise, I believe I can be a  
8 juror, you know.

9 THE COURT: Okay. You believe you can be fair and  
10 impartial to both sides?

11 JUROR NO. 205: I -- I think so. But like -- for  
12 example, if I need to go --

13 THE COURT: Oh, yeah. You just -- we -- we -- we  
14 run into this issue a lot, to be honest with you, with people  
15 with irritable bowel syndrome or people who have overactive  
16 bladders. We run into this situation a lot. And we always  
17 make accommodations and --

18 JUROR NO. 205: Oh.

19 THE COURT: -- we -- you give us the sign and we  
20 take care of it.

21 JUROR NO. 205: Oh, okay. Well, thank you.

22 THE COURT: So I don't want you to stress out about  
23 that.

24 JUROR NO. 205: Oh, all right. Yeah. 'Cause that's

1 my main issue.

2 THE COURT: Yeah. No, we'll -- we got you.

3 JUROR NO. 205: All right. But, thank you so much.

4 THE COURT: You're welcome.

5 Ms. Kollins.

6 MS. KOLLINS: And I don't know if I (indiscernible)  
7 [JUROR NO. 205], juror 205, have you ever been a victim of a  
8 crime or --

9 JUROR NO. 205: No. No. I haven't been a victim of  
10 a crime, ma'am.

11 MS. KOLLINS: Anyone close to you ever been a  
12 victim --

13 JUROR NO. 205: None. None.

14 MS. KOLLINS: Okay. And anyone close to you ever  
15 been accused of a crime?

16 JUROR NO. 205: No.

17 MS. KOLLINS: Did you hear some of the things I  
18 talked about, that this case is older?

19 JUROR NO. 205: Yes.

20 MS. KOLLINS: Okay. Does that cause you any concern  
21 just because it's old?

22 JUROR NO. 205: No, no concerns at all.

23 MS. KOLLINS: Okay. Truth doesn't change; right?

24 JUROR NO. 205: Yes.

1 MS. KOLLINS: Okay. Thank you.

2 Pass for cause, Your Honor.

3 THE COURT: Okay. Mr. Gill --

4 MR. GILL: It'll be Mr. Goodwin.

5 THE COURT: Mr. Goodwin --

6 MR. GILL: Thank you.

7 THE COURT: -- whenever you're ready.

8 MR. GOODWIN: Thank you, Your Honor.

9 VOIR DIRE EXAMINATION BY DEFENSE

10 MR. GOODWIN: Good afternoon, everybody.

11 THE JURY: Good afternoon.

12 MR. GOODWIN: I know it has been quite a time. I  
13 can actually relate. I was selected for jury duty and I spent  
14 five days and then got kicked right before the trial started.  
15 So we're gonna try -- I'm going to keep this quick, though,  
16 'cause I don't want to do -- keep you guys too long.

17 I just want to talk about a couple different things  
18 because, obviously, we're dealing with a very sensitive case;  
19 right? You've all heard the charges. You've all heard the  
20 allegations. It's a sensitive case.

21 So what we want to kind of talk about a little bit here  
22 is bias and how that can work. And what we'll start is this:  
23 When I was younger, I had a -- my -- a big dog. It was a  
24 German Shepherd, but it terrified me. That dog terrified me

1 because it jumped and it was aggressive and sometimes it would  
2 scare me. And my dad thought it was hilarious to let that dog  
3 jump and scare me through the window of the car, when it  
4 couldn't quite get to me, and I'd be screaming. He'd be like  
5 "ha, ha."

6 When I was in the playground, I would be at the top and  
7 that dog would lunge and get up there. I'd be like "ah"  
8 'cause I'm only three and this dog is bigger than me at that  
9 time.

10 Now, I love dogs. I 100 percent love dogs. I've had a  
11 dog for my whole, entire life. That specific dog scared me.  
12 And to this day, in my mind, I know German Shepherds are good  
13 dogs; right? But I'm not going to lie when I say, sometimes  
14 when I'm walking -- there's a neighbor who has a German  
15 Shepherd. And when it's walking close to me, if it goes like  
16 this (indicating) I look, startle still.

17 In my mind, I know it's a safe dog; right? In my mind I  
18 know that dog has never bit anybody. And in my mind --

19 MS. KOLLINS: Your Honor, may we approach?

20 THE COURT: Yeah.

21 [BENCH CONFERENCE BEGIN]

22 MS. KOLLINS: This is a fabulous anecdote, but are  
23 we gonna talk to some jurors or we gonna tell puppy stories?

24 MR. GOODWIN: I was gonna get right to it. I'm done

1 right now.

2 MS. KOLLINS: Okay. All right. 'Cause I --

3 THE COURT: So (indiscernible) getting there?

4 MR. GOODWIN: The way the bias works. Now I'm going  
5 to go move in and start questioning the jurors --

6 THE COURT: Okay.

7 MR. GOODWIN: -- (indiscernible).

8 THE COURT: All right. (Indiscernible)

9 MS. KOLLINS: Okay. Sorry.

10 THE COURT: That's okay.

11 MS. KOLLINS: All right. I just --

12 THE COURT: All right. Go ahead.

13 [BENCH CONFERENCE END]

14 MR. GOODWIN: Which kind of brings us to our point.  
15 Right? Now, I kind of want to speak with a couple different  
16 people about that bias and those things.

17 [JUROR NO. 525]?

18 JUROR NO. 525: Hi. How are you?

19 THE COURT: Can we have the --

20 MR. GOODWIN: [JUROR NO. 525], how are you today?

21 JUROR NO. 525: Good, how are you?

22 THE COURT: Mr. Goodwin, may I have [JUROR  
23 NO. 525]'s badge number?

24 MR. GOODWIN: Oh, I'm sorry. Let me get my list.

1 THE COURT: Or, [JUROR NO. 525], you can give it to  
2 me.

3 JUROR NO. 525: 525.

4 THE COURT: 525, thank you.

5 MR. GOODWIN: So, [JUROR NO. 525], my understanding  
6 is you're having a couple instances of car being broken into;  
7 right?

8 JUROR NO. 525: Yep.

9 MR. GOODWIN: And you've also got some other things  
10 where you maybe mentioned it'd be difficult to maybe be fair.  
11 Now, we always talk about compartmentalizing and setting it  
12 apart.

13 JUROR NO. 525: Mm-hmm.

14 MR. GOODWIN: But let me ask you, when we get into,  
15 like, the details, and kind of gets a little bit more into  
16 it --

17 JUROR NO. 525: Right.

18 MR. GOODWIN: -- do you think that when you're  
19 hearing this kind of testimony, where it's being read, that  
20 you're gonna able to separate a lot of what you're hearing and  
21 compartmentalize because then it's gonna be real; right?

22 JUROR NO. 525: Right. Yeah, I just -- you know,  
23 even though I -- I understand we want to look at each charge  
24 individually. I just know that I may struggle and have a

1 natural protensity to -- if -- you know, in the event we were  
2 to find, you know, your -- your client guilty for one charge,  
3 it would kind of spill into the other charges as well. You  
4 know, it would -- it would kind of affect my decision-making  
5 in the other --

6 MR. GOODWIN: And that's --

7 JUROR NO. 525: -- incidents and -- and details.

8 MR. GOODWIN: That's okay. And I can relate to  
9 that. I've got kids; right? I know how sometimes -- okay.

10 So does anybody else feel that way? Does anybody else  
11 feel that if one of the charges was very powerful and some of  
12 the others were kind of similar, that maybe they'd go that  
13 way?

14 UNIDENTIFIED JUROR: Yeah.

15 THE COURT: Could you raise your hand? We get some  
16 hands. And I'm sorry. Could you hold on to that for just one  
17 second?

18 JUROR NO. 525: Okay.

19 MR. GOODWIN: Now, 'cause they did -- and I -- I'm  
20 sorry. I'm gonna come around. You can put your hands down.  
21 I'm gonna ask to put 'em up one more second so I can see  
22 everyone. But let's talk about that a little bit.

23 JUROR NO. 525: Sure.

24 MR. GOODWIN: When you say you're concerned, what do



1 you mean? Are -- are you worried that it's really going to  
2 taint you and that you can't separate it?

3 JUROR NO. 525: Yeah. I -- I -- I believe that it  
4 might cause me to be biased, yes.

5 MR. GOODWIN: Okay. Thank you.

6 JUROR NO. 525: Okay.

7 MR. GOODWIN: And that's perfectly fine. That --  
8 that's exactly what we want to hear so that we know where  
9 we're going.

10 I'm sorry. Can we see the hands again?

11 THE COURT: And just one second, Mr. Goodwin. I'll  
12 let you -- just, I did want to ask [JUROR NO. 525] a  
13 clarifying question.

14 JUROR NO. 525: Sure.

15 THE COURT: So let's say you hear from one witness  
16 and you find the testimony very compelling; right?

17 JUROR NO. 525: Mm-hmm.

18 THE COURT: And you're like, "Okay. Man, I real --  
19 this is -- this is strong" or you said DNA or something like  
20 that; right?

21 JUROR NO. 525: Sure.

22 THE COURT: Would you be so -- would you be --  
23 trying to think of the right word -- so distracted by that one  
24 testimony that if the next witness got up and things were a

1 little shaky and things aren't making sense, you wouldn't be  
2 able to assess?

3 JUROR NO. 525: I mean -- I know -- I know I would  
4 intend to be objective. I just -- I have a concern that it  
5 would cause bias. You know.

6 THE COURT: So is that a -- is that a "yes"? Is  
7 that a "yeah, once something makes sense to me then if the  
8 next witness doesn't make sense, I'm just giving it a pass"?

9 JUROR NO. 525: No. I -- I guess similar to the  
10 gentleman who was speaking earlier. It's, you know, kind of  
11 once my mind's made up, it's -- you know, I don't know how to  
12 describe it any better. Is -- is I just, I would feel like  
13 the rest of my decision-making might be tainted, you know.

14 THE COURT: Go ahead, Mr. Goodwin.

15 MR. GOODWIN: Okay. And I'm sorry. Who had their  
16 hand raised? Can I see?

17 Okay. Can we start back here.

18 Ma'am. I'm sorry. Would you say your name and badge  
19 number? I apologize. I came late, I was --

20 JUROR NO. 060: [JUROR NO. 060], 060.

21 MR. GOODWIN: And so you kind of heard what he said.  
22 Do you -- do you want to express yourself a little bit on that  
23 point about if you hear one very powerful one, it'll likely  
24 make you think that he -- he did the rest? Do you want to

1 talk about that a little bit?

2 JUROR NO. 060: I know we're supposed to  
3 compartmentalize the crimes. That that's the -- again, it  
4 goes back to the sexual assault. That, to me, is very  
5 powerful.

6 MR. GOODWIN: Sure.

7 JUROR NO. 060: People that's -- that's something  
8 that it's terrifying, absolutely terrifying.

9 MR. GOODWIN: And do you think that -- I guess if  
10 you were hearing this testimony, could you separate, maybe,  
11 some very -- very terrifying experiences or facts, could you  
12 separate that and compartmentalize it and just listen and  
13 judge the evidence fairly or do you think that it would be a  
14 little too much?

15 JUROR NO. 060: I could definitely judge it fairly,  
16 but that is an overwhelming thing. A woman knows if she's  
17 been sexual assaulted. You know. And if the other person --  
18 another woman comes in, says the same thing and similar  
19 things, it's powerful. It just is.

20 MR. GOODWIN: So powerful that you don't know if you  
21 could fairly render a judgment?

22 JUROR NO. 060: I would try. But that -- that's a  
23 big one. That's a big one.

24 MR. GOODWIN: So I guess what I mean is do you --

1 hearing too much of this, if you heard multiple ones, it just  
2 might be too much? It might bias you a little bit?

3 JUROR NO. 060: Yeah.

4 MR. GOODWIN: I'm sorry.

5 MS. KOLLINS: I'm sorry.

6 MR. GOODWIN: That's okay, Stacy. What's --

7 MS. KOLLINS: Nothing. I was gonna object.  
8 Withdrawn. Sorry.

9 MR. GOODWIN: I'm sorry. I'll be more careful. I'm  
10 sorry. "Influence," I guess.

11 Okay. And -- and who else -- who else -- thank you,  
12 ma'am. And, look, it's okay. No one's gonna be upset. This  
13 is what we want to hear.

14 So does anybody else -- I'm sorry. Ma'am, did you have  
15 your hand up?

16 JUROR NO. 248: I -- I did, but -- and I have  
17 concerns.

18 MR. GOODWIN: Oh, I'm sorry. Give me one second.  
19 Give me one second.

20 (Indiscernible) name and badge number, please.

21 JUROR NO. 248: [JUROR NO. 248], 248. I think.  
22 Does that sound right? I think it's 248. I can look.

23 THE COURT: Yep.

24 MR. GOODWIN: Yep.

1 JUROR NO. 248: Oh, okay.

2 I mean, my gut is to -- you know, I was like, "Well,  
3 yeah." But then when the judge kind of offered what she said,  
4 it was like, okay. If I take a deep breath, maybe I -- I  
5 could do this. I mean -- I mean, logically. You know, you  
6 have, like, a guttural response and then maybe --

7 MR. GOODWIN: Right.

8 JUROR NO. 248: -- you can correct yourself and --  
9 so my guttural was like, but then when she said that, I was  
10 like, I -- I could -- I think I could take a deep breath and  
11 say, "Okay. Next."

12 MR. GOODWIN: Okay.

13 JUROR NO. 248: So I don't know.

14 MR. GOODWIN: Now -- so you hear it and you have the  
15 guttural response and say, "Okay. Next." And then you get  
16 hit with another one. Guttural response. Take a deep breath.

17 JUROR NO. 248: I -- I --

18 MR. GOODWIN: How many -- how many do you think  
19 before it just kind of gets a little --

20 JUROR NO. 248: Oh --

21 MR. GOODWIN: -- I mean, could you --

22 JUROR NO. 248: -- my stars. I don't know.

23 MR. GOODWIN: -- I mean, you heard the -- I'm sorry?

24 JUROR NO. 248: I -- I said I don't know. I mean, I

1 guess if you're bombarded enough it might be overwhelming.

2 MR. GOODWIN: And -- and let's be clear -- I want to  
3 be very clear, okay? Just facts to facts, evidence is  
4 evidence; right?

5 JUROR NO. 248: Correct.

6 MR. GOODWIN: And, of course, we're -- there --  
7 there -- this is, as the State mentioned many times, these are  
8 some very heavy charges, and it's some very heavy accusations  
9 and some very heavy things; right? The question is more, can  
10 you fairly evaluate each situation, not render judgment based  
11 on each -- if you have a guttural reaction to one and you take  
12 a deep breath, can you separate it out and fairly adjudicate  
13 the second, or fairly listen to another one and fairly listen  
14 to a third or is there gonna be a problem with each one where  
15 it gets guttural and eventually you -- I can't -- it just has  
16 to be -- "it's too many people" --

17 JUROR NO. 248: I mean --

18 MR. GOODWIN: -- "I don't think I can listen  
19 fairly."

20 JUROR NO. 248: -- what you feel versus what you  
21 might try to correct could -- could be two different things.  
22 I mean, I -- I -- I certainly know that I would need to, you  
23 know, listen, separate, move on, listen, separate. If it  
24 happened over and over, I mean, just to be honest with you, I

1 just -- I mean, if you see something enough, hear something  
2 enough, I don't know, do -- do you become, you know, saturated  
3 enough with it that -- that you buy into it all and you're --  
4 you're done. I don't know.

5 But I just -- like I said, my guttural was that. But  
6 when she says that, I'm thinking, well, I -- I could -- I  
7 mean, we all have to do that in our lives with different  
8 things. You know, to what extent --

9 MR. GOODWIN: Sure.

10 JUROR NO. 248: -- and the saturation, you know,  
11 would be different. But I probably shouldn't have raised my  
12 hand. I don't know.

13 THE COURT: That's okay. No.

14 MR. GOODWIN: No. It's okay. We want you to.

15 JUROR NO. 248: Okay.

16 MR. GOODWIN: It's just -- I'm sorry, Your Honor.  
17 You want to say --

18 THE COURT: No. I was just saying that's okay.

19 MR. GOODWIN: Okay. So then, I guess -- what --  
20 what I guess I'm asking is are -- do you -- do you feel  
21 certain you could give Mr. Porter, Justin over here, a fair  
22 trial?

23 JUROR NO. 248: Maybe. I mean, I would really try.

24 THE COURT: What's the "maybe" about? Is the maybe

1 about this question that Mr. Goodwin's talking about or about  
2 something else?

3 JUROR NO. 248: Just, if you keep hearing the same  
4 thing over and over, I mean, there are just some -- it's some  
5 really awful things that --

6 THE COURT: Yeah.

7 JUROR NO. 248: -- so --

8 MR. GILL: Your Honor, could we approach?

9 THE COURT: Sure.

10 MR. GILL: I didn't mean to cut [JUROR NO. 248] off.  
11 I apologize.

12 THE COURT: No, that's okay.

13 [BENCH CONFERENCE BEGIN]

14 MR. GILL: I just want to focus this a little bit.  
15 This is not necessarily for Your Honor. Just that last  
16 question you asked about being fair to him, let's just keep --  
17 keep it there. Because the more we give these people, I  
18 think --

19 MR. GOODWIN: That's right.

20 MR. GILL: -- and so --

21 MR. GOODWIN: I wasn't gonna go any further.

22 MR. GILL: Okay. No. No. And I'm not trying to --

23 THE COURT: That's okay. No.

24 MR. GILL: -- disrupt or any -- are we gonna take a



1 break anytime soon for them? Like a [sic] ten minutes or  
2 something?

3 THE COURT: We (indiscernible) 45.

4 MR. GILL: Okay. Okay.

5 THE COURT: (Indiscernible)

6 MR. GILL: So if we can just kind of focus on "can  
7 you be fair to Mr. Porter." Because, obviously, that's not  
8 what the State was doing because it's not their -- their job.  
9 So let's just focus in on that and then -- I just don't want  
10 'em to -- the more we talk to 'em, the more they're gonna come  
11 up with stuff --

12 MS. KOLLINS: And -- and if we get everyone on a  
13 series wagon, we're gonna start all over.

14 MR. GILL: And I don't want to focus on the series  
15 wagon either.

16 THE COURT: So I'm gonna clarify it a little bit.  
17 But I understand (indiscernible) okay.

18 MR. GILL: Thank you.

19 MS. KOLLINS: Well, and -- and, I mean, I started to  
20 object and then withdrew it, but I don't know that that's the  
21 definition of bias. I think it's influence, not bias. So is  
22 the second victim gonna influence you on your verdict on the  
23 first. It's not --

24 MR. GILL: That's fair.

1 MR. GOODWIN: That's correct.

2 MS. KOLLINS: -- bias like --

3 THE COURT: Yeah. That's fine. I agree.

4 MR. GOODWIN: As soon as you said that, I was like,  
5 I meant to say "influence." I apologize, Your Honor.

6 THE COURT: That's fine.

7 MR. GILL: Totally fair.

8 THE COURT: Yeah, we're good.

9 [BENCH CONFERENCE END]

10 THE COURT: So first of all, there's no wrong  
11 answers; right? So the only right answer is the truth. So  
12 however you feel is how you feel.

13 What happens in cases that have multiple counts --  
14 right? -- we -- we would never -- it'd be very rare for us to  
15 separate every single thing because then one trial becomes 34  
16 trials; right? So we have to find people who are not just,  
17 like, they hear two witnesses and "my mind is made up. I'm  
18 not listening to anything else." Because, quite honestly,  
19 witness six could say completely different than witness two.  
20 And witness eight can say something completely different than  
21 witness four.

22 And that's why you take notes. We give you a note pad  
23 and you take notes. Because you do need to assess that. You  
24 need to assess witness credibility. You need to assess

1 similarity, not similarities, things like that; right?

2 And so what we want to make sure is that you keep an open  
3 mind throughout the process. And you critically evaluate this  
4 witness's testimony and this witness's testimony. And you  
5 don't just give up mid trial because you've heard from a bunch  
6 of people and -- no.

7 And I think [JUROR NO. 060] said, "Well, gosh, if -- if  
8 people keep" -- if -- I think you used the term "women." "If  
9 women keep coming up there and they're saying 'sexual assault'  
10 and they're saying the same exact things, then that's --  
11 that's gonna be difficult." But I think that that's something  
12 that you should do; right?

13 Like, you should hear witnesses' testimony and you  
14 should, like, "Wow, that's very similar to what I just heard"  
15 or "that's very different than the last alleged victim," you  
16 know, "said." So I think you are supposed to draw those  
17 similarities and those inconsistencies.

18 The point is, is that you keep evaluating and that you  
19 don't get blinded by the sheer number of counts. And so it  
20 just takes an open mind to clearly evaluate each witness and  
21 go back there and, with the other jurors, and see what their  
22 evaluation is. And not just stop being a juror on day 4 of a  
23 day 21 trial. Do you know what I mean? Like, you guys are  
24 being hit with a lot of stuff right now.

1 JUROR NO. 248: I completely understand that. And I  
2 wasn't saying that I would just stop dead center --

3 THE COURT: Yeah.

4 JUROR NO. 248: -- and say "I'm done."

5 THE COURT: No, I know you weren't saying that.

6 JUROR NO. 248: I'm just saying I do believe it  
7 would become increasingly more and more difficult for me.  
8 I -- I don't -- I wasn't saying done deal, just --

9 THE COURT: Yeah.

10 JUROR NO. 248: -- being honest. It just --

11 THE COURT: But would you -- would you still be  
12 willing to evaluate each person independently?

13 JUROR NO. 248: I -- I would think so. Yes.

14 THE COURT: Okay. Yeah. And your -- I mean, your  
15 thoughts are -- are your thoughts.

16 JUROR NO. 248: Just seems like it would be  
17 overwhelming. But, yes. Yeah.

18 THE COURT: Mr. Goodwin, you can do any follow-up.

19 MR. GOODWIN: I think I'm okay.

20 If you could pass it to [JUROR NO. 538]. I believe she's  
21 in seat (indiscernible) correct.

22 Can you say your name and badge number, please.

23 JUROR NO. 538: Yeah. [JUROR NO. 538], 538, I  
24 believe.

1 MR. GOODWIN: Okay. And [JUROR NO. 538], would you  
2 be able to tell me, what do you -- we talked a little bit  
3 about presumption of innocence. So what -- what exactly does  
4 the presumption of innocence mean for you when you talk about  
5 that?

6 JUROR NO. 538: When -- when I think about this,  
7 it's like these events may have happened, but it doesn't mean  
8 that this person did it, is kind of how I'm thinking about it  
9 in -- in my brain right now. So -- so these may have happened  
10 and somebody may have done it, it doesn't necessarily mean  
11 it's him.

12 MR. GOODWIN: And --

13 JUROR NO. 538: Or they actually happened.

14 MR. GOODWIN: Correct. And we've all seen that.  
15 And I think we mentioned this. If we stop right now, it --  
16 it -- if we -- if we said, "Okay. Everyone, go back and  
17 deliberate." What would the verdict have to be?

18 JUROR NO. 538: Innocent.

19 MR. GOODWIN: Right. Not guilty.

20 JUROR NO. 538: Yeah. Yeah.

21 MR. GOODWIN: Right? So -- and when you think about  
22 a presumption and somebody's coming to tell you something and  
23 says, "This person did it"; right?

24 JUROR NO. 538: Mm-hmm.

1 MR. GOODWIN: How do you evaluate (indiscernible)  
2 how would you look at that evidence and evaluate it, coming  
3 from the State? The State's saying this person did it and  
4 here's what we're doing it. Are you able -- what does the  
5 presumption of innocence mean to you in that context?

6 You understand what I'm asking?

7 JUROR NO. 538: Oh, um, could you rephrase it, if  
8 you could?

9 MR. GOODWIN: Yeah. Sure. And I'm trying to think  
10 of a way to make it easy. When you've got the presumption of  
11 innocence, as Mr. Porter does, he's got the presumption of  
12 innocence --

13 JUROR NO. 538: Yes.

14 MR. GOODWIN: -- and the State is saying, "He did  
15 this and we're gonna tell you why." What do you believe, when  
16 coming from the presumption of innocence, how should you  
17 evaluate that evidence then? Should you just look at it and  
18 be like, "Oh, okay. Well, I'll just see who's right on which  
19 side," or are you gonna take a more critical eye to it? What  
20 does it require in your mind?

21 JUROR NO. 538: I guess I would need to, like, see  
22 what the law says. And then hold up what the State said and  
23 see if they -- what they said was enough to go to -- to the  
24 extent that the law requires, I guess.

1 MR. GOODWIN: Beautiful. And does everybody else  
2 have any issue with this presumption of innocence? This idea  
3 that Mr. Porter is starting from a different position than the  
4 State? Does everyone understand that? Does everybody  
5 understand that it -- in the sense of a fair trial, it's  
6 Mr. Porter's trial that needs to be fair; right?

7 JUROR NO. 538: Mm-hmm.

8 MR. GOODWIN: That's his guaranteed right. And then  
9 we look at things a little more critically and then it's  
10 supposed to be there. Does anybody have an issue with any of  
11 that?

12 Okay. Next -- I'm sorry. Did you have your hand raised?

13 Okay. Okay. Next. Next one. If you're on a jury  
14 and -- I guess -- I'm sorry. Could you pass it to your right,  
15 please. To [JUROR NO. 296].

16 JUROR NO. 538: He point -- he pointed -- he pointed  
17 the wrong way.

18 MR. GOODWIN: I pointed to my right and then you  
19 pass -- I apologize. I apologize.

20 [JUROR NO. 296] just to -- just to kind of ask you,  
21 'cause this is -- this is one of the things on the jury. If  
22 everybody is saying "guilty" and you disagree, do you feel you  
23 could stand up to that kind of pressure?

24 JUROR NO. 296: Ah, this question, huh?

1 MR. GOODWIN: I mean, it's an important question  
2 so --

3 JUROR NO. 296: Yeah. Yes. I know this is a common  
4 question for when you get a job for a manager they say, you  
5 know, "can you be a leader" and that type of thing. I would  
6 say, in my heart, I want to say yes.

7 MR. GOODWIN: Okay.

8 JUROR NO. 296: But given that I have never been in  
9 that position, but with -- form of honor and dignity, but you  
10 know what's right -- what's right, I would stand up for it.

11 MR. GOODWIN: Okay. Okay. Good. And -- and I  
12 think that's -- that's a question I want everybody to ask  
13 themselves. Because a guilty -- a guilty or a not guilty is  
14 really 12 people coming back and it looks like it's one. But  
15 it's actually 12. There need to be 12 guilties or 12 not  
16 guilties; right?

17 So I guess, does anybody feel that they would not be  
18 able -- let's say -- say it's -- well, let's say we're three  
19 weeks later and it's Friday and it's 4:30 and there's 11  
20 guilties and you're the not guilty. And if you hold out  
21 longer, maybe you're held over the weekend or maybe it spills  
22 into the next week. Does anybody feel like "you know what? I  
23 just want to be done." Does anybody have that kind of  
24 personality, where they're -- I -- I don't really -- oop, pass



1 the -- yeah, if you pass the -- sir, would you please -- there  
2 you go -- name and badge number?

3 JUROR NO. 372: [JUROR NO. 372], 372.

4 MR. GOODWIN: Okay. [JUROR NO. 372], why don't you  
5 tell me what you mean by that.

6 JUROR NO. 372: All right. Could you just go -- go  
7 back over one more time?

8 MR. GOODWIN: Yeah. I'm saying if there's 11  
9 guilties and they're saying "we think he's guilty," and you're  
10 the one who's like "I really don't think he's guilty." And  
11 it's, you know, like 4:30 on a Friday and it's about to spill  
12 into the weekend and they're talking about keeping you for  
13 longer, would you still be able to? And -- and it's okay if  
14 you can't. It's -- it's not a problem. I just -- we want to  
15 know if you can stand up to that kind of pressure; right?  
16 Would you be able to?

17 JUROR NO. 372: I'm gonna be so honest with you. I  
18 know the right thing to do is to, like, speak up. But my  
19 personality just "let's just get it over with," you know?

20 MR. GOODWIN: Yeah.

21 JUROR NO. 372: So I just be like -- I'll just go  
22 with the other 11. That's what I would do.

23 MR. GOODWIN: And that's fine. That's fine. Does  
24 anybody else have that kind of opinion?

1 Right here. Okay. Okay. And -- give me one second.  
2 Brief Court's indulgence, Your Honor.

3 THE COURT: Uh-huh, yeah.

4 MR. GILL: Judge, can we approach very quickly?

5 THE COURT: Yeah.

6 [BENCH CONFERENCE BEGIN]

7 MR. GILL: We are -- if you can take the break now,  
8 I'd really appreciate it. We can just finalize. I think  
9 we -- we will be able to get this jury picked.

10 THE COURT: Yeah. No, that's --

11 MR. GILL: I don't know that we have any more cause  
12 right now, but we want to just have a chance to discuss.

13 THE COURT: Oh, that's fine. Yeah. We can take --  
14 whatever you guys need.

15 MR. GILL: I don't think anybody's -- I -- I don't  
16 anticipate any cause challenges, so we might be able to  
17 just --

18 THE COURT: Okay.

19 MS. KOLLINS: Not even the guy that's gonna cave?

20 THE COURT: What?

21 MR. GILL: Maybe the guy that's gonna cave.

22 MS. KOLLINS: The -- the guy --

23 MR. GOODWIN: Yeah.

24 MS. KOLLINS: -- that's gonna cave that you just --

1 the last guy, [JUROR NO. 372]?

2 THE COURT: (Indiscernible)

3 MR. GOODWIN: Yeah, I was --

4 MS. KOLLINS: That's (indiscernible), not me.

5 MR. GOODWIN: -- concerned about him.

6 THE COURT: What?

7 MR. GILL: You love him.

8 MS. KOLLINS: That's his -- that's his --

9 MR. GOODWIN: Yeah, I --

10 MS. KOLLINS: -- deal, not mine.

11 MR. GOODWIN: -- I felt that that might be a  
12 cause --

13 THE COURT: Yeah. Whatever you guys feel --

14 MR. GILL: I wanted to talk to them a little bit --

15 THE COURT: -- but I had, like, notated some of the  
16 people that had, you know, just said stuff. So I'll let you  
17 guys strategize --

18 MR. GILL: Real quick.

19 THE COURT: -- during the break, and then --

20 MR. GILL: And then we'll be good.

21 THE COURT: -- you can come back and whoever you  
22 (indiscernible).

23 MR. GOODWIN: Thank you, Your Honor.

24 THE COURT: Yeah.

1 [BENCH CONFERENCE END]

2 MR. GILL: Thank you.

3 THE COURT: Yeah. All right, guys. We're going to  
4 take our ten-minute break at this point in time.

5 During this recess please remember to not discuss or  
6 communicate with anyone, including fellow jurors, in any way  
7 regard the case or its merits either by voice, phone, e-mail,  
8 text, internet, or other means of communication or social  
9 media. Please do not read, watch, or listen to any news,  
10 media accounts, or comments about the case; do any research,  
11 such as consulting dictionaries, using the internet, or using  
12 reference materials.

13 Please do not make any investigation, test a theory of  
14 the case, recreate any aspect of the case, or in any other way  
15 attempt to learn or investigate the case on your own. And  
16 please do not form or express any opinion on the matter until  
17 it's formally submitted to you.

18 I'll see you in little over ten minutes, at 3:50. 3:50,  
19 please.

20 THE MARSHAL: All rise.

21 [RECESS AT 3:40 P.M.; PROCEEDINGS RESUMED AT  
22 3:41 P.M.]

23 [OUTSIDE THE PRESENCE OF THE JURY]

24 [DISCUSSION OFF THE RECORD]

1           THE COURT: All right. We are back on the record,  
2 State of Nevada -- let me get the case number. Sorry --  
3 versus Justin Porter, C174954. All attorneys are present.  
4 We're outside the presence of the jury. Mr. Porter asked to  
5 go on record.

6           Yes, Mr. Porter?

7           THE DEFENDANT: Yes, ma'am. I need a -- a court  
8 order to be able to groom myself because they don't have the  
9 clippers and they don't let us get clippers like that in the  
10 unit. And if they do have the clippers, some COs will let you  
11 get it, some -- like, I got to call for 'em and all this other  
12 stuff.

13          THE COURT: Okay.

14          THE DEFENDANT: So it took me a long time to be able  
15 to get a hair cut today because I begged one officer  
16 continuously. And if you beg the officers continuously, you  
17 can get a 24.

18          THE COURT: Okay. So --

19          MR. GILL: And just very quickly. Your Honor knows  
20 he's just gotten --

21          THE DEFENDANT: Yeah.

22          MR. GILL: -- the CCDC last week. So --

23          THE COURT: Yeah.

24          MR. GILL: -- it's a little bit of an adjustment.

1           THE COURT: Yeah. So tell me, like, what  
2 specifically you need and I can talk to the jail.

3           THE DEFENDANT: Just being able to use the clippers.

4           THE COURT: Okay.

5           THE DEFENDANT: And -- and being able to take a  
6 shower. Because I had to take a birdbath in the room and I  
7 couldn't come out and take the shower because we were locked  
8 down.

9           THE COURT: Sure. How often do you need the  
10 clippers?

11          THE DEFENDANT: At least every -- just couple days.

12          THE COURT: Every few days?

13          THE DEFENDANT: At least for the time being, during  
14 trial.

15          THE COURT: Okay. Let me just reach out to the jail  
16 and we'll try to work something out, okay?

17          THE DEFENDANT: Okay. And one other thing. I have  
18 actual materials on my property that I brought from prison  
19 with me. They just allowed me to have just a few things. I  
20 need my books, which is all for my legal purposes. I can't  
21 get them unless I get a court order.

22          THE COURT: Okay.

23          THE DEFENDANT: I just wanted to --

24          THE COURT: Are they, like -- are they boxes upon

1 boxes or what are they?

2 THE DEFENDANT: No, they're not boxes upon boxes.  
3 Like four books, which is consisted of all legal material and  
4 basically that's it.

5 THE COURT: All right. So four books. Are those in  
6 your personal property?

7 THE DEFENDANT: They are in my personal property,  
8 yes, ma'am.

9 THE COURT: Okay. Yeah. I'll reach out.

10 MR. GILL: Thank you, Your Honor.

11 THE DEFENDANT: Thank you.

12 THE COURT: Yep.

13 [RECESS AT 3:43 P.M.; PROCEEDINGS RESUMED AT  
14 3:56 P.M.]

15 [OUTSIDE THE PRESENCE OF THE JURY]

16 THE MARSHAL: All rise.

17 [IN THE PRESENCE OF THE JURY]

18 THE COURT: And then while they're coming in, can I  
19 have the parties approach, please?

20 [BENCH CONFERENCE BEGIN]

21 MR. GILL: Let's just do -- let's just do [JUROR  
22 NO. 525].

23 MR. GOODWIN: Yeah.

24 THE COURT: (Indiscernible)

1 MR. GILL: Let's just do those two now and [JUROR  
2 NO. 525].

3 THE COURT: Okay.

4 MR. GILL: And then get three done.

5 MS. KOLLINS: No.

6 MR. GILL: Are -- are you okay with that?

7 THE COURT: Who else were you thinking?

8 MS. KOLLINS: Well, I was gonna try and rehabilitate  
9 [JUROR NO. 525] 'cause I --

10 MR. GILL: Oh, okay. I'm sorry. I didn't mean  
11 to --

12 MS. KOLLINS: No.

13 THE COURT: I --

14 MS. KOLLINS: It's --

15 THE COURT: I mean, you can always try, but I think  
16 he's -- he has -- even if you were to bully him into saying  
17 the complete opposite, I don't think he can retract what he's  
18 already put on in his system, you know what I mean?

19 MS. KOLLINS: I think he's just trying to get out.

20 THE COURT: I do too. No, I do too.

21 MS. KOLLINS: Let's just let him go.

22 THE COURT: Okay.

23 MS. KOLLINS: I'm not gonna waste time.

24 THE COURT: Yeah, I wouldn't either.



1 MR. GILL: So those three and then we'll get three  
2 and be done? I mean, presumably.

3 THE COURT: However you guys want to do it. Yeah.

4 [BENCH CONFERENCE END]

5 THE COURT: All right. [JUROR NO. 525], 525; [JUROR  
6 NO. 397], 397; [JUROR NO. 486], 486, you are released.

7 UNIDENTIFIED JUROR: Five -- five --

8 THE COURT: 525, 397, 486.

9 (Indiscernible)?

10 MS. KOLLINS: No.

11 THE COURT: No?

12 MS. KOLLINS: No. That's not the right --

13 MR. GILL: Can we -- can we approach again, Judge?

14 THE COURT: Yeah.

15 MR. GILL: Before they go --

16 THE COURT: Chris, would you hold them just in the  
17 hallway?

18 THE MARSHAL: Yep. Sure.

19 [BENCH CONFERENCE BEGIN]

20 MS. KOLLINS: For cause was [JUROR NO. 372], the  
21 gentleman next to him, not [JUROR NO. 397].

22 MR. GILL: Oh, no, [JUROR NO. 397] was  
23 (indiscernible) we were gonna keep him all day --

24 THE COURT: The one that we agreed on and we're

1     like --

2             MS. KOLLINS:   Okay.

3             THE COURT:   -- we're just keeping him for the rest  
4     of the day.

5             MR. GILL:    Do you also want him gone?

6             MS. KOLLINS:   I thought you were for cause  
7     (indiscernible) [JUROR NO. 372] 'cause he said he'd just go  
8     with the crowd and he wouldn't make up his own mind.   Did I --  
9     I'm sorry.

10            THE COURT:   [JUROR NO. 372] is the one that said he  
11    would cave?

12            MR. GOODWIN:   (Indiscernible) Adam.

13            MR. GILL:    It's fine.   I mean, we -- we can do four.

14            THE COURT:    Sure.

15            MR. GILL:    Thank you.

16            MS. KOLLINS:   All right.

17            THE COURT:    Got it.

18            MS. KOLLINS:   That's what I thought --

19            MR. GILL:    (Indiscernible) everyone else okay,  
20    though; right?

21            MS. KOLLINS:   Oh, no, that's fine.   I'm sorry.   I  
22    misunderstood.

23            [BENCH CONFERENCE END]

24            THE COURT:    [JUROR NO. 372], 372, you're excused.

1 THE MARSHAL: Judge, are they --

2 THE COURT: Yeah.

3 THE MARSHAL: -- good to go?

4 THE COURT: Thank you. Yeah. There was just a  
5 miscommunication, but they are good to go.

6 THE CLERK: (Indiscernible)

7 THE COURT: Yes, ma'am.

8 THE CLERK: Okay. So in seat number 11 will be  
9 badge number 210, [JUROR NO. 210].

10 Seat number 11, Chris.

11 THE MARSHAL: Seat number 11?

12 THE CLERK: In seat 22, badge number 212, [JUROR  
13 NO. 212].

14 MS. KOLLINS: I'm sorry, Ms. Clerk, could you repeat  
15 that number for me?

16 THE CLERK: 212, in seat 22.

17 In seat 23, badge number 216, [JUROR NO. 216].

18 And then seat 33 is badge number 253, [JUROR NO. 253].

19 THE COURT: All right. [JUROR NO. 210], whenever  
20 you're ready.

21 JUROR NO. 210: Okay. Clark County, I've here [sic]  
22 year and a half. Before that was San Diego, California.  
23 Completed high school and did some college work.  
24 Self-employed, financial and real estate. Not married or in a

1 significant relationship. No children. Have not been a  
2 victim of a crime. And no one close to me has been. I've  
3 served -- served as a jury [sic] before. It was about  
4 20 years ago, San Diego. It was a criminal one-day trial for  
5 drug possession.

6 THE COURT: Were you the foreman?

7 JUROR NO. 210: No.

8 THE COURT: Was there a verdict reached?

9 JUROR NO. 210: Yes.

10 THE COURT: The one question that you skipped was  
11 whether you or anyone close to you had been accused of a  
12 crime. I know you said "victim," but accused?

13 JUROR NO. 210: No accusal.

14 THE COURT: Okay.

15 JUROR NO. 210: All right. I haven't heard anything  
16 about this trial before. And, yes, I can base it on whatever  
17 evidence is presented. And I can be fair and impartial to  
18 both sides.

19 THE COURT: Okay. Thank you, sir.

20 Our next newest juror, think would be -- sir, I'll get  
21 you the mic.

22 JUROR NO. 212: Thank you very much. So four years  
23 in Clark County. I have a bachelor degree. I'm currently  
24 employed and I'm in restaurant management. I am married, no

1 children.

2 THE COURT: Where -- where were you before the four  
3 years?

4 JUROR NO. 212: In Miami.

5 THE COURT: Miami.

6 JUROR NO. 212: Yes. Yes. I've never been a victim  
7 of a crime or anyone close to me. I've never been accused of  
8 a crime. I never served as a juror before. No. Number nine,  
9 no. Ten, can I base -- yes. And I -- last question, I can be  
10 fair, yes, as well.

11 THE COURT: Okay. Thank you, sir. If you wouldn't  
12 mind passing the microphone on down.

13 JUROR NO. 216: I've lived in Clark County for  
14 25 years --

15 THE COURT: Oh, sorry. Can I have your name and  
16 badge number?

17 JUROR NO. 216: Oh, I don't know. 216.

18 THE COURT: And your name.

19 JUROR NO. 216: [JUROR NO. 216].

20 THE COURT: Thank you.

21 JUROR NO. 216: I've lived in Clark County for  
22 25 years. I earned a bachelor of architecture degree. It's a  
23 five-year degree. I am retired, a year and four months now.  
24 My wife was a registered nurse, but she's retired also. I'm

1 married. I have four children, their ages are 44, 40 -- no,  
2 43, 41, 39, and 31. My -- you want to know what my children  
3 do?

4 THE COURT: Yeah. Just, generally, yeah.

5 JUROR NO. 216: My first son is a nurse anesthetist.  
6 My daughter is a -- she does hair but she work -- she live --  
7 she's at-home mom. My third son is a nurse practitioner. And  
8 my youngest son works for the City of Henderson.

9 THE COURT: Okay.

10 JUROR NO. 216: I have never been involved with a  
11 crime. Have you ever been close -- I haven't been close to  
12 anybody that's been accused of a crime. I was seated on a  
13 jury once in San Bernardino. But we took a recess and he took  
14 a flee -- a plea bargain and so we weren't ever seated.

15 THE COURT: Oh, okay. In regard to have you or  
16 anyone close to you been a victim of a crime? I know you  
17 said --

18 JUROR NO. 216: No.

19 THE COURT: -- no to the accused but not to the  
20 victim either.

21 JUROR NO. 216: I haven't been -- I haven't been  
22 damaged by anybody in a crime.

23 THE COURT: Okay.

24 JUROR NO. 216: So I wasn't -- we weren't seated on

1 the jury. Let's see. Is there anything you've heard about  
2 the -- I have not heard about this trial before. Can you base  
3 your verdict solely -- I can do that. And can you be  
4 impartial and fair, yes.

5 THE COURT: Okay. Thank you, sir.

6 JUROR NO. 253: Hello. My name is [JUROR NO. 253],  
7 badge number 0253. I've lived in Clark County for 34 years.  
8 I graduated from high school, attended a little bit of  
9 college, just no degree. I retired from the Clark County  
10 School District three years ago. I am not married and I am  
11 not in a significant relationship. I have three daughters:  
12 41, 40, and 39. They are basically a teacher and at-home  
13 school teacher and -- what do I call her? -- I therapist, life  
14 coach, is my other daughter. They are 41 -- or 43, 40, and  
15 39. I didn't want to get to this part.

16 THE COURT: (Indiscernible)

17 JUROR NO. 253: Have you or anyone close to you ever  
18 been a victim of a crime? Yes. Two daughters and my brother  
19 just recently, the last four years. The crime was reported in  
20 all cases. Person was not caught in my brother's crime. And  
21 as far as I know and understand, the situation was handled  
22 very well by Metro with my brother. So that went okay.

23 No one that know of have -- that I know of has been  
24 accused of a crime. And I have served on a grand jury.

1 THE COURT: How long was your service on the grand  
2 jury?

3 JUROR NO. 253: One year.

4 THE COURT: And was that here in this building?

5 JUROR NO. 253: Yes.

6 THE COURT: Okay. Let's see here. Did you ever  
7 have any cases with any of these individuals? Ms. Luzaich,  
8 Ms. Kollins don't seem familiar to you?

9 JUROR NO. 253: I don't know. There were so many  
10 DAs that we saw --

11 THE COURT: Yeah.

12 JUROR NO. 253: -- through that year.

13 THE COURT: Yeah.

14 JUROR NO. 253: So have good ADAs.

15 THE COURT: And I'm -- I'm sorry to go back, but I  
16 just need to ask a few questions.

17 JUROR NO. 253: Okay.

18 THE COURT: The crimes with your daughters, were  
19 those reported?

20 JUROR NO. 253: Sexual abuse.

21 THE COURT: Was it reported?

22 JUROR NO. 253: Yes, it was reported.

23 THE COURT: And was that an ongoing thing, as in the  
24 abuse was ongoing, or was it a one-time thing?



1 JUROR NO. 253: It was a one-time thing, both cases.  
2 And nothing became of them. They -- the -- they were -- it  
3 was not absolved in -- in our favor by any means.

4 THE COURT: But it was reported to the police?

5 JUROR NO. 253: Yes.

6 THE COURT: Were those individuals arrested and it  
7 was denied by the District Attorney's Office?

8 JUROR NO. 253: Yeah, the crime -- it just -- it  
9 never got -- it never got a case. So they never went to  
10 court.

11 THE COURT: And was it the same individual with both  
12 daughters or two different --

13 JUROR NO. 253: Two different.

14 THE COURT: Okay. All right. Thank you. I  
15 appreciate that.

16 JUROR NO. 253: Sure.

17 I haven't heard anything about this trial and what's  
18 going on, just other than what's been said here today. I  
19 believe I could base on the evidence that's presented.

20 I just do still have a lot of, I guess, a little  
21 undercurrent going on as far as my brother was very victimized  
22 in his home, brutally beaten, and to this day they're still  
23 looking for those people. So it's -- it's caused a lot with  
24 my brother that's -- our whole family has experienced that.

1 So in trying to deal with that. So --

2 THE COURT: Yeah.

3 JUROR NO. 253: It's been -- that was very hard.  
4 And then just, you know, being the sexual abuse part, too, is  
5 going to be hard. It's gonna, you know, probably bring up  
6 memories for me too. But all I could say is I could try and  
7 keep my opinion based upon the case and I could hold it only  
8 to the evidence that's presented. I would very much try to be  
9 impartial on both sides.

10 THE COURT: Okay.

11 JUROR NO. 253: And I understand that.

12 THE COURT: Thank you. Appreciate you.

13 Ms. Kollins.

14 MS. KOLLINS: Thank you.

15 VOIR DIRE EXAMINATION BY STATE

16 MS. KOLLINS: Since you have the microphone, I'll  
17 just go that ways.

18 JUROR NO. 253: Okay.

19 MS. KOLLINS: How are you? What years were you in  
20 the grand jury, ma'am? And I'm speaking to [JUROR NO. 253] --

21 JUROR NO. 253: Yes.

22 MS. KOLLINS: -- juror 253 in seat --

23 JUROR NO. 253: Thirty-three?

24 MS. KOLLINS: Thirty-seven.