

# IN THE SUPREME COURT OF THE STATE OF NEVADA

JAYSHAWN D. BAILEY,  
Appellant(s),

vs.

THE STATE OF NEVADA,  
Respondent(s),

Electronically Filed  
Jan 17 2023 02:05 PM  
Elizabeth A. Brown  
Clerk of Supreme Court

Case No: C-20-347887-1  
*Related Case A-22-857574-W*  
Docket No: 85808

# RECORD ON APPEAL VOLUME 1

**ATTORNEY FOR APPELLANT**  
JAYSHAWN BAILEY # 1256551,  
PROPER PERSON  
P.O. BOX 650  
INDIAN SPRINGS, NV 89070

**ATTORNEY FOR RESPONDENT**  
STEVEN B. WOLFSON,  
DISTRICT ATTORNEY  
200 LEWIS AVE.  
LAS VEGAS, NV 89155-2212

**I N D E X**

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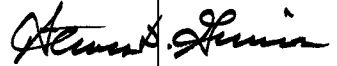
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CLERK OF THE COURT

**JUSTICE COURT, LAS VEGAS TOWNSHIP**  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

vs.

JAYSHAWN D BAILEY,

Defendant

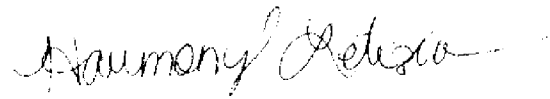
District Court Case No.: C-20-347887-1  
Dept.: III

Justice Court Case No.: 20F01585X

**CERTIFICATE**

I hereby certify the foregoing to be a full, true and correct copy of the proceedings as  
the same appear in the above case.

Dated this 2nd day of April, 2020



Justice of the Peace, Las Vegas Township

**JUSTICE COURT, LAS VEGAS TOWNSHIP**  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

vs.

JAYSHAWN D BAILEY

Defendant

District Court Case No.:

Justice Court Case No.: 20F01585X

**BINDOVER and ORDER TO APPEAR**

An Order having been made this day by me that **JAYSHAWN D BAILEY** be held to answer before the Eighth Judicial District Court, upon the charge(s) of **Open murder [50000]** committed in said Township and County, on December 12, 2019.

**IT IS FURTHER ORDERED** that said defendant is commanded to appear in the Eighth Judicial District Court, Regional Justice Center, Lower Level Arraignment Courtroom "A", Las Vegas, Nevada on April 03, 2020 at 1:45 PM for arraignment and further proceedings on the within charge(s).

**IT IS FURTHER ORDERED** that the Sheriff of the County of Clark is hereby commanded to receive the above named defendant(s) into custody, and detain said defendant(s) until he/she can be legally discharged, and be committed to the custody of the Sheriff of said County, until bail is given in the sum of \$0.00/\$0.00 Total Bail.

Dated this 2nd day of April, 2020



Justice of the Peace, Las Vegas Township

JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

LAS VEGAS JUSTICE COURT  
FILED IN OPEN COURT

JAN 24 2020

THE STATE OF NEVADA,

BY 15

Plaintiff,

CASE NO: 20F01585X

-vs-

DEPT NO: 3

JAYSHAWN D. BAILEY #5216003,

Defendant.

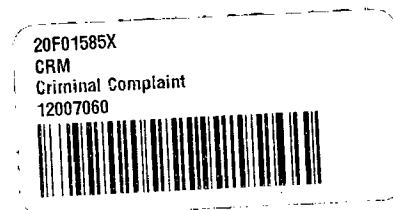
CRIMINAL COMPLAINT

The Defendant above named having committed the crime of MURDER (Category A Felony - NRS 200.010, 200.030 - NOC 50000), in the manner following, to wit: That the said Defendant, on or about the 12th day of December, 2019, at and within the County of Clark, State of Nevada, did willfully, unlawfully, feloniously and with malice aforethought, kill TAMYAH TROTTER, a human being, by strangling the said TAMYAH TROTTER to death, the said killing having been willful, deliberate and premeditated.

All of which is contrary to the form, force and effect of Statutes in such cases made and provided and against the peace and dignity of the State of Nevada. Said Complainant makes this declaration subject to the penalty of perjury.

Susan Benedict  
01/22/20

20F01585X/vw  
LVMPD EV# 200100088926  
(TK3)



**Justice Court, Las Vegas Township  
Clark County, Nevada**

Department: PC

**Court Minutes**



L011995464

**PC20F01585X State of Nevada vs. BAILEY, JAYSHAWN D**

**1/22/2020 9:00:00 AM Initial Appearance Justice  
Court (PC Review)**

Result: Matter Heard

**PARTIES** State Of Nevada Thunell, Peter  
**PRESENT:** Defendant BAILEY, JAYSHAWN D

**Judge:** Bonaventure, Joseph M.

**Court Reporter:** Tavaglione, Dana

**Court Clerk:** Falcon, Kristian

**PROCEEDINGS**

**Hearings:** 1/24/2020 8:30:00 AM: Status Check on Filing of Criminal Complaint

Added

**Events:** **Probable Cause Found**

**72-Hour Hearing Completed**

**Counsel Provisionally Appointed**

*Marissa Pensabene provisionally appointed for limited purposes of first appearance hearing.*

**Bail Argument Heard**

*The Court has heard arguments from the prosecution and defense counsel regarding custody of the Defendant*

**Defendant Detained Due to a Murder Charge**

**Bail Reset - Cash or Surety**

*Counts: 001 - \$0.00/\$0.00 Total Bail Defendant's custody status may be readressed at future court hearing.*

**Continued for Status Check on filing of Criminal  
Complaint**

**Justice Court, Las Vegas Township  
Clark County, Nevada**

Department: 03

**Court Minutes**



**20F01585X State of Nevada vs. BAILEY, JAYSHAWN D**

Lead Atty: Public Defender

**1/24/2020 8:30:00 AM Initial Appearance (In Custody)**

Result: Matter Heard

<b>PARTIES PRESENT:</b>	State Of Nevada	Jones, John
	Attorney	Hamers, Kathleen M.
	Attorney	Public Defender
	Defendant	BAILEY, JAYSHAWN D

**Judge:** Pro Tempore, Judge

**Court Reporter:** MacDonald, Kit

**Pro Tempore:** Walsh, Robert J

**Court Clerk:** Boyd, Thomas

**PROCEEDINGS**

<b>Attorneys:</b>	<b>Hamers, Kathleen M.</b>	BAILEY, JAYSHAWN D	Added
	<b>Public Defender</b>	BAILEY, JAYSHAWN D	Added

<b>Hearings:</b>	3/4/2020 9:30:00 AM: Preliminary Hearing	Added
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**Events:** **Criminal Complaint**

*Filed In Open Court*

**Initial Appearance Completed**

*Advised of Charges on Criminal Complaint, Waives Reading of Criminal Complaint*

**Defendant Identified as Indigent**

*Defendant and the Court discussed the appointment of counsel and defendant requested appointment of counsel.*

**Public Defender Appointed**

**Bail Stands - Cash or Surety**

*Counts: 001 - \$0.00/\$0.00 Total Bail*

**Defense waives the 15 day rule**

**Side Bar Conference Held**

**Comment**

*All bail motions are to be in writing*

**Media Request for Electronic Coverage Granted**

*KSNV, KVVU, LVRJ, KLAS*

**Justice Court, Las Vegas Township  
Clark County, Nevada**

Department: 03

**Court Minutes**



L012185932

**20F01585X      State of Nevada vs. BAILEY, JAYSHAWN D**

Lead Atty: Public Defender

**3/4/2020 9:30:00 AM Preliminary Hearing (In  
Custody)**

Result: Matter Heard

**PARTIES  
PRESENT:**

State Of Nevada  
Attorney  
Defendant

Lexis, Chad  
Hamers, Kathleen M.  
BAILEY, JAYSHAWN D

**Judge:** Letizia, Harmony  
**Court Reporter:** MacDonald, Kit  
**Court Clerk:** Fifer, Jennifer

**PROCEEDINGS**

**Hearings:** 3/18/2020 9:30:00 AM: Preliminary Hearing

Added

**Events:** Preliminary Hearing Date Reset

**Justice Court, Las Vegas Township  
Clark County, Nevada**

Department: 03

**Court Minutes**



**20F01585X State of Nevada vs. BAILEY, JAYSHAWN D**

Lead Atty: Public Defender

**3/18/2020 9:30:00 AM Preliminary Hearing (In Custody)**

Result: Matter Heard

**PARTIES PRESENT:** State Of Nevada Attorney Lexis, Chad Cox, G. Darren

**Judge:** Letizia, Harmony

**Court Reporter:** MacDonald, Kit

**Court Clerk:** Fifer, Jennifer

**PROCEEDINGS**

**Attorneys:** Cox, G. Darren BAILEY, JAYSHAWN D Added

**Hearings:** 4/1/2020 9:30:00 AM: Preliminary Hearing Added

**Events:** **Defendant not Transported**

*1st refusal*

**Preliminary Hearing Date Reset**

*stipulated by both parties as coroner has not finished autopsy report*

**Motion**

*for Defendant to be placed on House Arrest - State's Opposition to be placed on House Arrest - Denied*

**Bail Stands - Cash or Surety**

*Counts: 001 - \$0.00/\$0.00 Total Bail*

**Notify**

Review Date: 3/19/2020

*District Attorney office and Public Defender office via email jf*



JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

State of Nevada

FILED

Plaintiff,

2020 JAN 22 P 1:16

vs.

JUSTICE COURT  
LAS VEGAS NEVADA

Jayshawn Bailey

BY DEPUTY

Defendant.

CASE NO.: PC20F01585X

DEPT. NO.: n/a 3

**MEDIA REQUEST FOR  
ELECTRONIC COVERAGE  
OF COURT PROCEEDINGS**

(Form Revision Date: 2/6/19)

E-Mail Request to:

LvjCamera@ClarkCountyNV.gov

Elaine Emerson

(name),

of FOX5 Vegas (media organization), hereby requests permission to begin:

**(CHECK ALL THAT APPLY:)**

☒ Audio Broadcasting (live) ☒ Televising (live) ☒ Live-streaming audio and/or video via Internet  
\* For live usage, I hereby acknowledge that Section 8A of the Nevada Constitution grants specific protections to victims of crime and that my media organization will make the following reasonable efforts to prevent the inadvertent disclosure of confidential information about victims (for example: 3-second delay, pixelation, etc.): EME

I further acknowledge that representatives of my media organization will comply with any specific restrictions that may be imposed by the judge prior to, or during, the court proceeding to be presented live.

☒ Audio Broadcasting (not live) ☒ Televising (not live) ☒ Recording ☒ Photographing

☒ Other

proceedings held in open Court, in the above entitled case, in Department No. 3, on the 24 day of January, 2020, at the hour of 8:30 A.M.

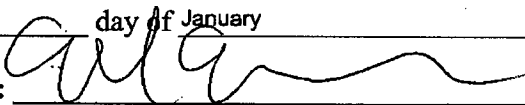
I hereby certify that I am familiar with, and will comply with, the Nevada Supreme Court's RULES ON ELECTRONIC COVERAGE OF COURT PROCEEDINGS (Supreme Court Rules 229-246, inclusive). If this request is being submitted less than twenty-four (24) hours before the above-described proceedings commence, the following facts provide good cause for the Court to grant the request on such short notice:

It is further understood that any media camera pooling arrangements shall be the sole responsibility of the media and must be arranged prior to coverage, without asking for the Court to mediate disputes.

It is further understood that this request is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.

Dated this 22 day of January, 2020.

SIGNATURE:



PHONE: 702-436-8256

E-MAIL: desk@fox5vegas.com

PC20F01585X  
MREC

Media Request for Electronic Coverage  
11998835



TICE COURT, LAS VEGAS TOWN IP  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

-vs-

JAYSHAWN D BAILEY

Defendant

CASE NO.: 20F01585X

DEPT. NO.: JC Department 3

ORDER REGARDING MEDIA REQUEST  
FOR ELECTRONIC COVERAGE OF  
COURT PROCEEDINGS

2020 JAN 23 A 8:43

WHEREAS, the Court has reviewed the media request received from  
and has considered the following factors:

Ashley Forest of KSNV-TV

JUSTICE COURT  
CLARK COUNTY, NEVADA  
BY \_\_\_\_\_  
DEPUTY

- a) The impact of coverage upon the right of any party to a fair trial;
- b) The impact of coverage upon the right of privacy of any party or witness;
- c) The impact of coverage upon the safety and well-being of any party, witness or juror;
- d) The likelihood that coverage would distract participants or would detract from the dignity of the proceedings;
- e) The adequacy of the physical facilities of the court for coverage; and
- f) Any other factor affecting the fair administration of justice.

IT IS HEREBY ORDERED THAT:

☒ The media request is **GRANTED** for the following requested method(s):

- |                                                               |                                                           |                                                                       |
|---------------------------------------------------------------|-----------------------------------------------------------|-----------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Audio Broadcasting (live) | <input checked="" type="checkbox"/> Televising (live)     | <input checked="" type="checkbox"/> Live-streaming audio and/or video |
| <input type="checkbox"/> Audio Broadcasting (not live)        | <input checked="" type="checkbox"/> Televising (not live) | <input checked="" type="checkbox"/> Recording                         |
| <input type="checkbox"/> Other: _____                         |                                                           | <input checked="" type="checkbox"/> Photographing                     |

because there is a presumption that all courtroom proceedings that are open to the public are subject to electronic coverage, and the factors set forth above favor such coverage in this case.

☐ The media request is **GRANTED** for the following additional reason(s): \_\_\_\_\_

☐ The media request is **DENIED** because it was submitted less than 24 hours before the scheduled proceeding was to commence, and no "good cause" has been shown to justify granting the request on shorter notice.

☐ The media request is **DENIED** for the following additional reason(s): \_\_\_\_\_

The requested media access will remain in effect for each and every hearing in the above-entitled case, at the discretion of the Court, and unless otherwise ordered. **This Order is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.** Media access may be revoked in the event of noncompliance or if it is shown that electronic coverage of the judicial proceedings is interfering in any way with the proper administration of justice. This Order is made in accordance with Supreme Court Rules 229-246, inclusive, at the discretion of the judge, and is subject to reconsideration upon motion of any party.

IT IS FURTHER ORDERED that this document shall be made a part of the record of these proceedings.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

JAN 23 2020

*[Signature]*

JUSTICE OF THE PEACE

ROBERT J. WALSH

20F01585X  
MORO  
Order Regarding Media Request for Electroc  
12003025



TICE COURT, LAS VEGAS TOWN IP  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

-vs-

JAYSHAWN D BAILEY

Defendant

CASE NO.: PC20F01585X

DEPT. NO.: PreComplaint

ORDER REGARDING MEDIA REQUEST  
FOR ELECTRONIC COVERAGE OF  
COURT PROCEEDINGS

WHEREAS, the Court has reviewed the media request received from  
and has considered the following factors:

Elaine Emerson of FOX5 Vegas

- a) The impact of coverage upon the right of any party to a fair trial;
- b) The impact of coverage upon the right of privacy of any party or witness;
- c) The impact of coverage upon the safety and well-being of any party, witness or juror;
- d) The likelihood that coverage would distract participants or would detract from the dignity of the proceedings;
- e) The adequacy of the physical facilities of the court for coverage; and
- f) Any other factor affecting the fair administration of justice.

IT IS HEREBY ORDERED THAT:

☒ The media request is **GRANTED** for the following requested method(s):

- |                                                                   |                                                           |                                                                       |
|-------------------------------------------------------------------|-----------------------------------------------------------|-----------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Audio Broadcasting (live)     | <input checked="" type="checkbox"/> Televising (live)     | <input checked="" type="checkbox"/> Live-streaming audio and/or video |
| <input checked="" type="checkbox"/> Audio Broadcasting (not live) | <input checked="" type="checkbox"/> Televising (not live) | <input checked="" type="checkbox"/> Recording                         |
| <input type="checkbox"/> Other:                                   |                                                           | <input checked="" type="checkbox"/> Photographing                     |

because there is a presumption that all courtroom proceedings that are open to the public are subject to electronic coverage, and the factors set forth above favor such coverage in this case.

☐ The media request is **GRANTED** for the following additional reason(s):

☐ The media request is **DENIED** because it was submitted less than 24 hours before the scheduled proceeding was to commence, and no "good cause" has been shown to justify granting the request on shorter notice.

☐ The media request is **DENIED** for the following additional reason(s):

The requested media access will remain in effect for each and every hearing in the above-entitled case, at the discretion of the Court, and unless otherwise ordered. **This Order is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.** Media access may be revoked in the event of noncompliance or if it is shown that electronic coverage of the judicial proceedings is interfering in any way with the proper administration of justice. This Order is made in accordance with Supreme Court Rules 229-246, inclusive, at the discretion of the judge, and is subject to reconsideration upon motion of any party.

IT IS FURTHER ORDERED that this document shall be made a part of the record of these proceedings.

Dated this \_\_\_\_\_ day of **JAN 23 2020**, 20

20F01585X  
MDRO  
Order Regarding Media Request for Electro  
12003024



JUSTICE OF THE PEACE  
ROBERT J. WALSH

JUDICIAL DISTRICT COURT, LAS VEGAS TOWN CLERK  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

-vs-

JAYSHAWN D BAILEY

Defendant

CASE NO.: 20F01585X

DEPT. NO.: JC Department 3

ORDER REGARDING MEDIA REQUEST  
FOR ELECTRONIC COVERAGE OF  
COURT PROCEEDINGS

WHEREAS, the Court has reviewed the media request received from

David Ferrara of the Las Vegas  
Review-Journal

and has considered the following factors:

- a) The impact of coverage upon the right of any party to a fair trial;
- b) The impact of coverage upon the right of privacy of any party or witness;
- c) The impact of coverage upon the safety and well-being of any party, witness or juror;
- d) The likelihood that coverage would distract participants or would detract from the dignity of the proceedings;
- e) The adequacy of the physical facilities of the court for coverage; and
- f) Any other factor affecting the fair administration of justice.

**IT IS HEREBY ORDERED THAT:**

☒ The media request is **GRANTED** for the following requested method(s):

- |                                                        |                                                           |                                                            |
|--------------------------------------------------------|-----------------------------------------------------------|------------------------------------------------------------|
| <input type="checkbox"/> Audio Broadcasting (live)     | <input type="checkbox"/> Televising (live)                | <input type="checkbox"/> Live-streaming audio and/or video |
| <input type="checkbox"/> Audio Broadcasting (not live) | <input checked="" type="checkbox"/> Televising (not live) | <input checked="" type="checkbox"/> Recording              |
| <input type="checkbox"/> Other:                        |                                                           | <input checked="" type="checkbox"/> Photographing          |

because there is a presumption that all courtroom proceedings that are open to the public are subject to electronic coverage, and the factors set forth above favor such coverage in this case.

☐ The media request is **GRANTED** for the following additional reason(s):

☐ The media request is **DENIED** because it was submitted less than 24 hours before the scheduled proceeding was to commence, and no "good cause" has been shown to justify granting the request on shorter notice.

☐ The media request is **DENIED** for the following additional reason(s):

The requested media access will remain in effect for each and every hearing in the above-entitled case, at the discretion of the Court, and unless otherwise ordered. **This Order is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.** Media access may be revoked in the event of noncompliance or if it is shown that electronic coverage of the judicial proceedings is interfering in any way with the proper administration of justice. This Order is made in accordance with Supreme Court Rules 229-246, inclusive, at the discretion of the judge, and is subject to reconsideration upon motion of any party.

**IT IS FURTHER ORDERED** that this document shall be made a part of the record of these proceedings.

Dated this \_\_\_\_\_ day of **JAN 23 2020**, 20\_\_\_\_

20F01585X  
MDRO  
Order Regarding Media Request for Electrc  
12003023



**JUSTICE OF THE PEACE  
ROBERT J. WALSH**

JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

State of Nevada

Plaintiff,

2020 JAN 23 A 6:04

vs.

Bailey, Jayshawn D.

Defendant.

FILED

JUSTICE COURT  
LAS VEGAS NEVADA

DEPUTY

CASE NO.: 20F01585X

DEPT. NO.: 3

**MEDIA REQUEST FOR  
ELECTRONIC COVERAGE  
OF COURT PROCEEDINGS**

(Form Revision Date: 2/6/19)

E-Mail Request to:

[LvjcCamera@ClarkCountyNV.gov](mailto:LvjCamera@ClarkCountyNV.gov)

Ashley Forest (name),

of KSNV-TV (media organization), hereby requests permission to begin:

**(CHECK ALL THAT APPLY:)**

☒ Audio Broadcasting (live) ☒ Televising (live) ☒ Live-streaming audio and/or video via Internet  
\* For live usage, I hereby acknowledge that Section 8A of the Nevada Constitution grants specific protections to victims of crime and that my media organization will make the following reasonable efforts to prevent the inadvertent disclosure of confidential information about victims (for example: 3-second delay, pixelation, etc.):

I further acknowledge that representatives of my media organization will comply with any specific restrictions that may be imposed by the judge prior to, or during, the court proceeding to be presented live.

☐ Audio Broadcasting (not live) ☒ Televising (not live) ☒ Recording ☒ Photographing

☐ Other

proceedings held in open Court, in the above entitled case, in Department No. 3, on the 24 day of January, 2020, at the hour of 8:30 A.M.

I hereby certify that I am familiar with, and will comply with, the Nevada Supreme Court's RULES ON ELECTRONIC COVERAGE OF COURT PROCEEDINGS (Supreme Court Rules 229-246, inclusive). If this request is being submitted less than twenty-four (24) hours before the above-described proceedings commence, the following facts provide good cause for the Court to grant the request on such short notice:

It is further understood that any media camera pooling arrangements shall be the sole responsibility of the media and must be arranged prior to coverage, without asking for the Court to mediate disputes.

It is further understood that this request is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.

Dated this 22 day of January, 2020.

SIGNATURE:

PHONE: 702-657-3150

E-MAIL: [news@news3lv.com](mailto:news@news3lv.com)

20F01585X

MREC

Media Request for Electronic Coverage  
12002175



JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

State of Nevada

Plaintiff,

2020 JAN 23 A 6:04

vs.

JUSTICE COURT  
LAS VEGAS NEVADA

Jayshawn Bailey

BY

DEPUTY

Defendant.

FILED

CASE NO.: 20F01585X

DEPT. NO.: 3

**MEDIA REQUEST FOR  
ELECTRONIC COVERAGE  
OF COURT PROCEEDINGS**

(Form Revision Date: 2/6/19)

E-Mail Request to:

LvjCamera@ClarkCountyNV.gov

20F01585X  
MREC  
Media Request for Electronic Coverage  
12002174



David Ferrara

(name),

of Las Vegas Review-Journal

(media organization), hereby requests permission to begin:

**(CHECK ALL THAT APPLY:)**

☐ Audio Broadcasting (live) ☐ Televising (live) ☐ Live-streaming audio and/or video via Internet

\* For live usage, I hereby acknowledge that Section 8A of the Nevada Constitution grants specific protections to victims of crime and that my media organization will make the following reasonable efforts to prevent the inadvertent disclosure of confidential information about victims (for example: 3-second delay, pixelation, etc.):

I further acknowledge that representatives of my media organization will comply with any specific restrictions that may be imposed by the judge prior to, or during, the court proceeding to be presented live.

☐ Audio Broadcasting (not live) ☒ Televising (not live) ☒ Recording ☒ Photographing

☐ Other

proceedings held in open Court, in the above entitled case, in Department No. 3, on the 22nd day of January, 2020, at the hour of 8:30 A.M.

I hereby certify that I am familiar with, and will comply with, the Nevada Supreme Court's RULES ON ELECTRONIC COVERAGE OF COURT PROCEEDINGS (Supreme Court Rules 229-246, inclusive). If this request is being submitted less than twenty-four (24) hours before the above-described proceedings commence, the following facts provide good cause for the Court to grant the request on such short notice:  
Late notice of hearing

It is further understood that any media camera pooling arrangements shall be the sole responsibility of the media and must be arranged prior to coverage, without asking for the Court to mediate disputes.

It is further understood that this request is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.

Dated this 22nd day of January, 2020.

SIGNATURE:

PHONE: 702-380-1039

E-MAIL: dferrara@reviewjournal.com

ORIGINAL

FILED

1 **ROC**  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 MICHAEL SCHWARTZER  
6 Chief Deputy District Attorney  
7 Nevada Bar #010747  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

2020 FEB 27 A 10:42

JUSTICE COURT  
LAS VEGAS, NEVADA  
BY GMF

7 JUSTICE COURT, LAS VEGAS TOWNSHIP  
8 CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,

10 Plaintiff,

11 -vs-

12 JAYSHAWN D. BAILEY #5216003,

13 Defendant.

CASE NO: 20F01585X

DEPT NO: 3

14  
15 RECEIPT OF COPY

16  
17 RECEIPT OF COPY of the above and foregoing two DVDs containing documents  
18 Bates numbered 1-70, video files totaling 4.11 GB, five audio files totaling 402 MB, and one  
19 cell phone extractions and examination totaling 6.52 GB is hereby acknowledged this 25  
20 day of February, 2020.

21  
22 KATHLEEN HAMERS  
23 ATTORNEY FOR DEFENDANT

24 BY Sharon Rosta

25 PUBLIC DEFENDER  
26 309 S. Third St. #226  
27 Las Vegas, Nevada 89101

28 jn/MVU

20F01585X  
RECOP  
Receipt of Copy  
12156472



DARIN F. IMLAY, PUBLIC DEFENDER  
NEVADA BAR NO. 5674  
KATHLEEN M. HAMERS, DEPUTY PUBLIC DEFENDER  
NEVADA BAR NO. 9049  
**PUBLIC DEFENDERS OFFICE**  
309 South Third Street, Suite 226  
Las Vegas, Nevada 89155  
Telephone: (702) 455-4685  
Facsimile: (702) 455-5112  
HamersKM@clarkcountynv.gov  
*Attorneys for Defendant*

2020 03 17 A 3 26  
CLERK OF DISTRICT COURT  
LAS VEGAS, NEVADA

**JUSTICE COURT, LAS VEGAS TOWNSHIP**

**CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

v.

JAYSHAWN D. BAILEY,

Defendant,

CASE NO. 20F01585X

DEPT. NO. 3

DATE: March 18, 2020  
TIME: 9:30 a.m.

**DEFENDANTS MOTION TO BE PLACED ON HOUSE ARREST**

COMES NOW, the Defendant, JAYSHAWN D. BAILEY, by and through  
KATHLEEN M. HAMERS, Deputy Public Defender and hereby requests that this Court release  
him on house arrest.

This Motion is made and based upon all the papers and pleadings on file herein,  
the attached Declaration of Counsel, and oral argument at the time set for hearing this Motion.

DATED this 16th day of March, 2020.

DARIN F. IMLAY  
CLARK COUNTY PUBLIC DEFENDER

20F01585X  
MOF  
Motion  
12233756



By: /s/Kathleen M. Hamers  
KATHLEEN M. HAMERS, #9049  
Deputy Public Defender



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1. I am an attorney duly licensed to practice law in the State of Nevada; I am a Deputy Public Defender for the Clark County Public Defender's Office appointed to represent Defendant Jayshawn D. Bailey in the present matter;
2. I am more than 18 years of age and am competent to testify as to the matters stated herein. I am familiar with the procedural history of the case and the substantive allegations made by The State of Nevada. I also have personal knowledge of the facts stated herein or I have been informed of these facts and believe them to be true.

EXECUTED this 16th day of March, 2020.

/s/ Kathleen M. Hamers  
KATHLEEN M. HAMERS

## FACTUAL ALLEGATIONS

According to the Discovery available thus far in this case, Jayshawn called the police on January 19, 2020, to report a body contained in the sewer drain near his home. Based on Jayshawn's report, police recover the body of the victim in this case. After Jayshawn's initial call to 911, he voluntarily interviewed with Detectives on more than one occasion and voluntarily appeared for polygraph examination. Jayshawn gave more than one account of events, one being that he merely saw other individuals dispose of the body, and one being that he was responsible for the death, but that it was carried out in self defense.

As of this writing, the Clark County Coroner's Office has not determined the victim's cause of death. The Declaration of Arrest reads:

On January 20, 2020, an autopsy was performed on the body of the unidentified Black Female by Dr. Di Loreto with the Clark County Coroner's Office. Dr. Di Loreto noted there was no trauma to the body and determined the cause and manner of death was pending further testing to include toxicology.

Declaration of Arrest at 2.

## ARGUMENT

Jayshawn is asking that this Court release him on house arrest. He is 23 years old. He has lived in Las Vegas his entire life and has no prior convictions or failures to appear. Pretrial services assessed him as **LOW RISK**. Prior to his incarceration, he was working at Wendy's. He was living with the woman who has raised him as his mother and he was enrolled and scheduled to begin classes at the CSN on January 16, 2020. He attended Western High school and ultimately graduated from Desert Rose in 2017.

Jayshawn's conduct in the investigation of this case has shown that he is not a flight risk. He was the person reporting. He cooperated with detectives each time they requested he appear, answer questions, or submit to DNA or consent to search. Jayshawn's lack of criminal history show he is not known to be violent or a threat to the community.

1 **CONCLUSION**

2 Based on the foregoing, Jayshawn requests that this Court release him on house arrest.  
3 He will comply with any and all orders of the Court and appear to all future Court appearances.  
4

5 DATED this 16th day of March, 2020.

6 DARIN F. IMLAY  
7 CLARK COUNTY PUBLIC DEFENDER

8  
9 By: /s/Kathleen M. Hamers  
10 KATHLEEN M. HAMERS, #9049  
11 Deputy Public Defender  
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6 **NOTICE OF MOTION**

7 TO: CLARK COUNTY DISTRICT ATTORNEY, Attorney for Plaintiff:

8 YOU WILL PLEASE TAKE NOTICE that the Public Defender's Office will bring the  
9 above and foregoing MOTION on for hearing before the Court on the 18th day of March, 2020,  
10 at 9:30 a.m.

11 DATED this 16th day of March, 2020.

12 DARIN F. IMLAY  
13 CLARK COUNTY PUBLIC DEFENDER

14  
15 By: /s/Kathleen M. Hamers  
16 KATHLEEN M. HAMERS, #9049  
17 Deputy Public Defender

18  
19  
20 **RECEIPT OF COPY**

21 RECEIPT OF COPY of the above and foregoing MOTION is hereby  
22 acknowledged this \_\_\_\_\_ day of March, 2020.

23 CLARK COUNTY DISTRICT ATTORNEY

24 By: \_\_\_\_\_  
25  
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28

1 DARIN F. IMLAY, PUBLIC DEFENDER  
NEVADA BAR NO. 5674  
2 KATHLEEN M. HAMERS, DEPUTY PUBLIC DEFENDER  
NEVADA BAR NO. 9049  
3 **PUBLIC DEFENDERS OFFICE**  
309 South Third Street, Suite 226  
4 Las Vegas, Nevada 89155  
Telephone: (702) 455-4685  
5 Facsimile: (702) 455-5112  
HamersKM@clarkcountynv.gov  
6 *Attorneys for Defendant*

7 **JUSTICE COURT, LAS VEGAS TOWNSHIP**

8 **CLARK COUNTY, NEVADA**

9 THE STATE OF NEVADA, )  
10 Plaintiff, )  
11 v. )  
12 JAYSHAWN D. BAILEY, )  
13 Defendant, )  
14 \_\_\_\_\_ )

CASE NO. 20F01585X

DEPT. NO. 3

DATE: March 18, 2020  
TIME: 9:30 a.m.

15 **DEFENDANTS MOTION TO BE PLACED ON HOUSE ARREST**

16 COMES NOW, the Defendant, JAYSHAWN D. BAILEY, by and through  
17 KATHLEEN M. HAMERS, Deputy Public Defender and hereby requests that this Court release  
18 him on house arrest.

19 This Motion is made and based upon all the papers and pleadings on file herein,  
20 the attached Declaration of Counsel, and oral argument at the time set for hearing this Motion.

21 DATED this 16th day of March, 2020.

22 DARIN F. IMLAY  
23 CLARK COUNTY PUBLIC DEFENDER

24  
25 By: /s/Kathleen M. Hamers  
KATHLEEN M. HAMERS, #9049  
26 Deputy Public Defender  
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1. I am an attorney duly licensed to practice law in the State of Nevada; I am a Deputy Public Defender for the Clark County Public Defender's Office appointed to represent Defendant Jayshawn D. Bailey in the present matter;
2. I am more than 18 years of age and am competent to testify as to the matters stated herein. I am familiar with the procedural history of the case and the substantive allegations made by The State of Nevada. I also have personal knowledge of the facts stated herein or I have been informed of these facts and believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct. (NRS 53.045).

EXECUTED this 16th day of March, 2020.

/s/Kathleen M. Hamers  
KATHLEEN M. HAMERS

## FACTUAL ALLEGATIONS

According to the Discovery available thus far in this case, Jayshawn called the police on January 19, 2020, to report a body contained in the sewer drain near his home. Based on Jayshawn's report, police recover the body of the victim in this case. After Jayshawn's initial call to 911, he voluntarily interviewed with Detectives on more than one occasion and voluntarily appeared for polygraph examination. Jayshawn gave more than one account of events, one being that he merely saw other individuals dispose of the body, and one being that he was responsible for the death, but that it was carried out in self defense.

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Declaration of Arrest at 2.

## ARGUMENT

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Jayshawn's conduct in the investigation of this case has shown that he is not a flight risk. He was the person reporting. He cooperated with detectives each time they requested he appear, answer questions, or submit to DNA or consent to search. Jayshawn's lack of criminal history show he is not known to be violent or a threat to the community.

1 **CONCLUSION**

2 Based on the foregoing, Jayshawn requests that this Court release him on house arrest.  
3 He will comply with any and all orders of the Court and appear to all future Court appearances.  
4

5 DATED this 16th day of March, 2020.

6 DARIN F. IMLAY  
7 CLARK COUNTY PUBLIC DEFENDER

8  
9 By: /s/Kathleen M. Hamers  
10 KATHLEEN M. HAMERS, #9049  
11 Deputy Public Defender  
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6 **NOTICE OF MOTION**

7 TO: CLARK COUNTY DISTRICT ATTORNEY, Attorney for Plaintiff:

8 YOU WILL PLEASE TAKE NOTICE that the Public Defender's Office will bring the  
9 above and foregoing MOTION on for hearing before the Court on the 18th day of March, 2020,  
10 at 9:30 a.m.

11 DATED this 16th day of March, 2020.

12 DARIN F. IMLAY  
13 CLARK COUNTY PUBLIC DEFENDER

14  
15 By: /s/Kathleen M. Hamers  
16 KATHLEEN M. HAMERS, #9049  
17 Deputy Public Defender  
18  
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20 **RECEIPT OF COPY**

21 RECEIPT OF COPY of the above and foregoing MOTION is hereby  
22 acknowledged this \_\_\_\_\_ day of March, 2020.

23 CLARK COUNTY DISTRICT ATTORNEY

24 By: \_\_\_\_\_  
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STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
MICHAEL J. SCHWARTZER  
Chief Deputy District Attorney  
Nevada Bar #010747  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

**FILED**

2020 MAR 18 A 6:17

JUSTICE COURT  
LAS VEGAS NEVADA

BY \_\_\_\_\_  
DEPUTY

JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

JAYSHAWN D. BAILEY,  
#5216003

Defendant.

CASE NO: 20F01585X

DEPT NO: 3

**STATE'S OPPOSITION TO DEFENDANT'S MOTION TO BE PLACED ON  
HOUSE ARREST**

DATE OF HEARING: March 18, 2020  
TIME OF HEARING: 9:30 am

COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through MICHAEL J. SCHWARTZER, Chief Deputy District Attorney, and hereby submits the attached Points and Authorities in Opposition to Defendant's MOTION TO BE PLACED ON HOUSE ARREST.

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

//

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20F01585X  
OPTM  
Opposition to Motion  
12238337



1 **POINTS AND AUTHORITIES**

2 **STATEMENT OF THE CASE**

3 On January 21, 2020, Defendant Jayshawn Bailey ("Defendant") was arrested for the  
4 crime of murder. On January 22, 2020, Defendant was charged via a Criminal Complaint with  
5 one count of Open Murder. Defendant was arraigned on January 24, 2020 and a preliminary  
6 hearing was originally set for March 4, 2020.

7 On March 4, 2020, the preliminary hearing was continued due to the autopsy report not  
8 being finished. The March 18, 2020 preliminary hearing date will also be vacated and moved  
9 based on the autopsy report not being finished.<sup>1</sup>

10 Defendant filed this instant motion on March 16, 2020. The State responds accordingly.

11 **STATEMENT OF RELEVANT FACTS<sup>2</sup>**

12 Seventeen-year-old high school student Tamyah Trotter went missing on December 12,  
13 2019. At the time, she was living with her older sister Kendra Ward, Kendra's husband and  
14 Kendra's younger children at 2100 Fred Brown Drive. Tamyah wanted to move into her  
15 boyfriend's house.<sup>3</sup> This led to numerous arguments between Kendra and Tamyah. Eventually,  
16 on December 12, Kendra acquiesced and agree to let Tamyah stay at her boyfriend's house.  
17 Tamyah left Kendra's residence around 6 or 7 PM on December 12, 2019. That would be last  
18 time Kendra saw her younger sister. Social media posts by Tamyah put her at the McDonalds  
19 in the area later that night but after 10 PM the social media posts stopped. After realizing  
20 Tamyah never stayed at her boyfriend's house and frantically searching for her, Kendra  
21 reported her sister missing on December 14, 2019.

22 On January 19, 2020, Defendant called 911 and reported there was body inside a sewer  
23 drain right outside his house at 2120 Fred Brown Drive.<sup>4</sup> After some prompting, Defendant  
24 told the 911 dispatcher that he saw two people place something in the sewer two weeks ago  
25 and he opened the manhole to see what was placed there. Once he removed the manhole cover,

26 <sup>1</sup> The undersigned attorney talked with Dr. Christina DiLoreto over the phone at 10 AM on March 17, 2020. Dr.  
27 DiLoreto informed counsel that her report will be finalized and released by the end of the week.

28 <sup>2</sup> This section was based on LVMPD's Arrest Report, Defendant's statements, Statement from victim's sister Kendra  
Ward and the result of Defendant's phone's forensic examination.

<sup>3</sup> Tamyah's boyfriend is also a high school student and not the Defendant.

<sup>4</sup> Per Google Maps, Defendant's residence is 220 feet from Kendra's residence.

1 Defendant told the dispatcher that he observed a deceased female. He also told the dispatcher  
2 that he waited two weeks to call the police because he was scared.

3 Police officers arrived, removed the manhole cover and observed the body of a  
4 deceased decomposing African American female later identified as Tamyah Trotter. Medical  
5 personal at the scene did not find any external injuries on Tamyah's body but noted she was  
6 in the advanced stages of decomposing.

7 Homicide detectives were called out to the scene and interviewed Defendant. During  
8 this statement, Defendant said he observed two people manipulating the manhole cover  
9 between December 25 and January 1. About two weeks later, Defendant said he got curious  
10 and looked inside the sewer where he observed the deceased female. He further told police  
11 that he touched the deceased female when he went inside the sewer to investigate. He agreed  
12 to provide detectives with a sample of his DNA.

13 On January 21, 2020, Defendant agreed to a polygraph examination. After the  
14 examination was completed, it was noted that Defendant was found to be deceptive when he  
15 answered in the negative about placing Tamyah's body in the sewage pipe. Homicide  
16 detectives confronted Defendant with this information, and he changed his story.

17 Defendant told police he ran into Tamyah at the McDonalds and that she was upset  
18 because her family kicked her out. Defendant told police that Tamyah asked to stay at his  
19 house via a social media message.<sup>5</sup> Defendant stated that he agreed to the request and made a  
20 bed for Tamyah at his residence. He also told police that he was intoxicated at the time.  
21 Defendant said Tamyah came over and started drinking wine. He said this made her aggressive  
22 toward him and that she produced a taser. Defendant further explained that as Tamyah came  
23 closer to him with a taser, he put her in a headlock for approximately ten (10) seconds. Tamyah  
24 collapsed and stopped breathing. Defendant told detectives he tried to help Tamyah but was  
25 unable to resuscitate her. He hid her body in his closet until late the next night. Afterwards, he  
26 moved Tamyah's body with the use of a trash can to the sewer drain. He also claimed to have  
27

28 <sup>5</sup> Per detectives, a preservation letter was sent to Snapchat for Tamyah's account right after this information was  
discovered. However, per the detective, it is unlikely Snapchat still has a message from over 30 days prior.

1 thrown away all of Tamyah's belongings including her phone. He told police he called 911  
2 because of guilt associated with her being placed in the sewer.

3 Defendant's phone was taken and searched. During the search, detectives found several  
4 deleted internet searches for "sewage", "sewage systems", "choke hold death" and "how long  
5 does a decomposing body smell." They also found internet searches for "how long does semen  
6 stay in the body" and "can a body decompose in 3 weeks". See Exhibit A, Extraction Report,  
7 Searched Items section.

### 8 ARGUMENT

9 This case involves the violent death of a high school student by the Defendant. While  
10 Defendant's newest version of events implies a self-defense argument, it should be noted that  
11 instead of trying to help the victim in this case by calling for medical aid, he instead allowed  
12 the victim to die, placed her body in a trash can and later in a sewage pipe where she remained  
13 for over a month. These actions toward a victim who was not only young but lived (and her  
14 family continues to live) a few houses away from him demonstrates why this Court should not  
15 release Defendant on his own recognizance with house arrest.

16 NRS 178.484(1) states that "a person arrested for an offense *other than murder of the*  
17 *first degree* must be admitted bail" (emphasis added). NRS 178.484(4) states "a person  
18 arrested for murder of the first degree may be admitted bail unless the proof is evident or the  
19 presumption great by any competent court...giving due weight to the evidence and or the  
20 nature and circumstances of the offense." Therefore, a defendant of a murder of the first-degree  
21 case may be denied bail if the proof is evident or the presumption is great of conviction based  
22 on the evidence.

23 If this court, is to admit bail in this case it must be accordance with NRS 178.498. NRS  
24 178.498 provides that the amount of bail should be such as will ensure the presence of the  
25 Defendant, the safety of others and of the community, having regard to: (1) the nature and  
26 circumstances of the offense charged, (2) the financial ability of the Defendant to give bail,  
27 (3) the character of the Defendant and (4) the factors listed in NRS 178.4853, which deal with  
28 releases of Defendants without any bail. Those factors include, but are not limited to, (a) his

1 prior criminal record including his record of failing to appear after release, (b) the nature of  
2 the offense with which he is charged, the apparent probability of conviction and the likely  
3 sentence, insofar as these factors relate to the risk of his not appearing, (c) the nature and  
4 seriousness of the danger to the alleged victim, any other person or the community that would  
5 be posed by the person's release, (d) the likelihood of more criminal activity by him after he  
6 is released and (e) any other factors concerning his ties to the community or bearing on the  
7 risk that he may fail to appear. NRS 178.485.

8 In this case, the State agrees with the defense that Defendant has no adult criminal  
9 history. However, at this stage of the case, the nature and circumstances of this crime should  
10 at least indicate that some bail is necessary. As the phone searches indicate, there appears to  
11 be more to this case than the Defendant provided even in his last statement to police. Of  
12 particular concern for the State, is the internet searches regarding how long semen stays in the  
13 body and how long does it take a body to decompose. Finally, the State also see issues with  
14 house arrest if Defendant will continue to reside on Fred Brown, where the victim's family  
15 also resides.

16 Therefore, the State is requesting Defendant's motion for own recognizance and house  
17 arrest be denied. If the Court wishes to set a bail in this case, the State respectfully request bail  
18 in the amount of \$200,000 with house arrest at a residence beside the Fred Brown address and  
19 a no contact order with the victim's family.

20 DATED this 17th day of March, 2020.

21 Respectfully submitted,

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

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

27 20F01585X/MS/dd-MVU  
28



# Extraction Report



Apple iPhone

## Searched Items (20)

#	Timestamp	Source	Value	Parameters	Origin	Source Extraction	Deleted	*
1	1/19/2020 7:15:08 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xB6EE0 (Table: history_visits, history_items, Size: 1695744 bytes)	metro police		Unknown	Legacy		
2	1/19/2020 11:55:49 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xB64DC (Table: history_visits, history_items, Size: 1695744 bytes)	metro police		Unknown	Legacy		
3	1/18/2020 7:34:05 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xACF12 (Table: history_visits, Size: 1695744 bytes) 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db-wal : 0x1793E (Table: history_items, Size: 309032 bytes)	decomposition		Unknown	Legacy		
4	1/18/2020 7:34:04 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xACF88 (Table: history_visits, Size: 1695744 bytes) 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db-wal : 0x17612 (Table: history_items, Size: 309032 bytes)	fingerprint disappearing		Unknown	Legacy		
5	12/31/2019 8:41:48 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15C911 (Table: history_visits, history_items, Size: 1695744 bytes)	how long will i wake up from choke hold		Unknown	Legacy		
6	12/31/2019 12:32:41 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15CA62 (Table: history_visits, history_items, Size: 1695744 bytes)	I was choked out and dont remember me		Unknown	Legacy		
7	12/31/2019 12:26:20 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15CD85 (Table: history_visits, history_items, Size: 1695744 bytes)	can you remember when you wake up unconscious		Unknown	Legacy		

8	12/31/2019 12:21:43 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15C631 (Table: history_visits, history_items, Size: 1695744 bytes)	do you forget when your wake up unconscious		Unkno	Legacy		
9	12/29/2019 5:08:43 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x13CF2E (Table: history_visits, history_items, Size: 1695744 bytes)	can a body decompose in 3 weeks		Unknown	Legacy		
10	12/28/2019 3:22:49 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x126F2D (Table: history_visits, history_items, Size: 1695744 bytes)	metro police		Unknown	Legacy		
11	12/25/2019 10:46:10 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x119854 (Table: history_visits, history_items, Size: 1695744 bytes)	body decompose		Unknown	Legacy		
12	12/25/2019 10:33:27 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x117460 (Table: history_visits, history_items, Size: 1695744 bytes)	how long does semen stay in the body		Unknown	Legacy		
13	12/21/2019 5:17:05 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xF1180 (Table: history_visits, history_items, Size: 1695744 bytes)	how long does a decomposing body smell		Unknown	Legacy	Yes	
14	12/17/2019 9:10:30 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x998D2 (Table: history_visits, history_items, Size: 1695744 bytes)	when your unconscious do you breathe		Unknown	Legacy	Yes	
15	12/16/2019 7:56:57 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x8891C (Table: history_visits, history_items, Size: 1695744 bytes)	wake up from choke hold		Unknown	Legacy	Yes	
16	12/16/2019 7:56:36 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x889A6 (Table: history_visits, history_items, Size: 1695744 bytes)	choke hold		Unknown	Legacy	Yes	
17	12/16/2019 7:56:36 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x889A6 (Table: history_visits, history_items, Size: 1695744 bytes)	choke hold death		Unknown	Legacy	Yes	
18	12/13/2019 2:08:34 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x744B4 (Table: history_visits, history_items, Size: 1695744 bytes)	when someone is dying		Unknown	Legacy	Yes	



19		Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x3084F (Table: history_items, Size: 1695744 bytes)	sewage reside		Unknov	Legacy	Yes	
20		Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x3084F (Table: history_items, Size: 1695744 bytes)	residential sewage system		Unknown	Legacy	Yes	

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INFM  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
MICHAEL J. SCHWARTZER  
Chief Deputy District Attorney  
Nevada Bar #010747  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

I.A. 4/3/20  
1:45 PM  
PD

THE STATE OF NEVADA,  
Plaintiff,

-vs-

JAYSHAWN D. BAILEY,  
#5216003  
Defendant.

CASE NO: C-20-347887-1

DEPT NO: III

**INFORMATION**

STATE OF NEVADA }  
COUNTY OF CLARK } ss.

STEVEN B. WOLFSON, District Attorney within and for the County of Clark, State of Nevada, in the name and by the authority of the State of Nevada, informs the Court:

That JAYSHAWN D. BAILEY, the Defendant(s) above named, having committed the crime of **MURDER (Category A Felony - NRS 200.010, 200.030 - NOC 50000)**, on or about the 12th day of December, 2019, within the County of Clark, State of Nevada, contrary to the form, force and effect of statutes in such cases made and provided, and against the peace and dignity of the State of Nevada, did willfully, unlawfully, feloniously and with malice

///

///

///

///

aforethought, kill TAMYAH TROTTER, a human being, by asphyxiation and/or unknown means, the said killing having been willful, deliberate and premeditated.

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

BY /s/ Michael J. Schwartz  
MICHAEL J. SCHWARTZER  
Chief Deputy District Attorney  
Nevada Bar #010747

Names of witnesses known to the District Attorney's Office at the time of filing this Information are as follows:

NAME

ADDRESS

CUSTODIAN OF RECORDS

CCDC

CUSTODIAN OF RECORDS

CLARK COUNTY CORONER'S OFFICE

CUSTODIAN OF RECORDS

LVMPD COMMUNICATIONS

CUSTODIAN OF RECORDS

LVMPD RECORDS

DILORETO, DR. CHRISTINA

CLARK COUNTY CORONER'S OFFICE

EMBREY, B.

LVMPD P#8644

GREGORIO, R.

LVMPD P#13748

JAEGER, R.

LVMPD P#5587

TRAMMELL, MATTHEW or Designee CCDA INVESTIGATOR

TROTTER, TAMYAH

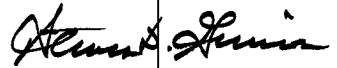
2100 FRED BROWN DR., LVN 89106

WARD, KENDRA

2100 FRED BROWN DR., LVN 89106

20F01585X/lm/MVU  
LVMPD EV#200100088926  
(TK3)

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CLERK OF THE COURT

**JUSTICE COURT, LAS VEGAS TOWNSHIP**  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

vs.

JAYSHAWN D BAILEY,

Defendant

District Court Case No.: C-20-347887-1  
Dept.: III

Justice Court Case No.: 20F01585X

**\*\*AMENDED CERTIFICATE\*\***

I hereby certify the foregoing to be a full, true and correct copy of the proceedings as  
the same appear in the above case.

Dated this 3rd day of April, 2020



Justice of the Peace, Las Vegas Township

**JUSTICE COURT, LAS VEGAS TOWNSHIP**  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

vs.

JAYSHAWN D BAILEY

Defendant

District Court Case No.: C-20-347887-1

Justice Court Case No.: 20F01585X

**\*\*AMENDED BINDOVER and ORDER TO APPEAR\*\***

An Order having been made this day by me that **JAYSHAWN D BAILEY** be held to answer before the Eighth Judicial District Court, upon the charge(s) of **Open murder [50000]** committed in said Township and County, on December 12, 2019 .

**IT IS FURTHER ORDERED** that said defendant is commanded to appear in the Eighth Judicial District Court, Regional Justice Center, Lower Level Arraignment Courtroom "A", Las Vegas, Nevada on April 10, 2020 at 1:45 PM for arraignment and further proceedings on the within charge(s).

**IT IS FURTHER ORDERED** that the Sheriff of the County of Clark is hereby commanded to receive the above named defendant(s) into custody, and detain said defendant(s) until he/she can be legally discharged, and be committed to the custody of the Sheriff of said County, until bail is given in the sum of \$0.00 / \$0.00 Total Bail.

Dated this 3rd day of April, 2020



Justice of the Peace, Las Vegas Township

JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

LAS VEGAS JUSTICE COURT  
FILED IN OPEN COURT

JAN 24 2020

THE STATE OF NEVADA,

BY 15

Plaintiff,

CASE NO: 20F01585X

-vs-

DEPT NO: 3

JAYSHAWN D. BAILEY #5216003,

Defendant.

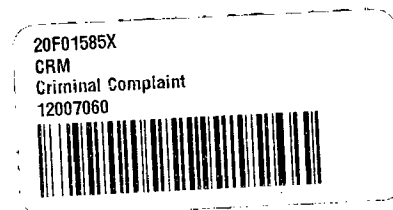
CRIMINAL COMPLAINT

The Defendant above named having committed the crime of MURDER (Category A Felony - NRS 200.010, 200.030 - NOC 50000), in the manner following, to wit: That the said Defendant, on or about the 12th day of December, 2019, at and within the County of Clark, State of Nevada, did willfully, unlawfully, feloniously and with malice aforethought, kill TAMYAH TROTTER, a human being, by strangling the said TAMYAH TROTTER to death, the said killing having been willful, deliberate and premeditated.

All of which is contrary to the form, force and effect of Statutes in such cases made and provided and against the peace and dignity of the State of Nevada. Said Complainant makes this declaration subject to the penalty of perjury.

Susan Benedict  
01/22/20

20F01585X/vw  
LVMPD EV# 200100088926  
(TK3)





**Justice Court, Las Vegas Township  
Clark County, Nevada**

Department: PC

**Court Minutes**



L011995464

**PC20F01585X State of Nevada vs. BAILEY, JAYSHAWN D**

**1/22/2020 9:00:00 AM Initial Appearance Justice  
Court (PC Review)**

Result: Matter Heard

**PARTIES** State Of Nevada Thunell, Peter  
**PRESENT:** Defendant BAILEY, JAYSHAWN D

**Judge:** Bonaventure, Joseph M.

**Court Reporter:** Tavaglione, Dana

**Court Clerk:** Falcon, Kristian

**PROCEEDINGS**

**Hearings:** 1/24/2020 8:30:00 AM: Status Check on Filing of Criminal Complaint

Added

**Events:** **Probable Cause Found**

**72-Hour Hearing Completed**

**Counsel Provisionally Appointed**

*Marissa Pensabene provisionally appointed for limited purposes of first appearance hearing.*

**Bail Argument Heard**

*The Court has heard arguments from the prosecution and defense counsel regarding custody of the Defendant*

**Defendant Detained Due to a Murder Charge**

**Bail Reset - Cash or Surety**

*Counts: 001 - \$0.00/\$0.00 Total Bail Defendant's custody status may be readressed at future court hearing.*

**Continued for Status Check on filing of Criminal  
Complaint**

**Justice Court, Las Vegas Township  
Clark County, Nevada**

Department: 03

**Court Minutes**



**20F01585X State of Nevada vs. BAILEY, JAYSHAWN D**

Lead Atty: Public Defender

**1/24/2020 8:30:00 AM Initial Appearance (In Custody)**

Result: Matter Heard

<b>PARTIES PRESENT:</b>	State Of Nevada	Jones, John
	Attorney	Hamers, Kathleen M.
	Attorney	Public Defender
	Defendant	BAILEY, JAYSHAWN D

**Judge:** Pro Tempore, Judge

**Court Reporter:** MacDonald, Kit

**Pro Tempore:** Walsh, Robert J

**Court Clerk:** Boyd, Thomas

**PROCEEDINGS**

<b>Attorneys:</b>	<b>Hamers, Kathleen M.</b>	<b>BAILEY, JAYSHAWN D</b>	Added
	<b>Public Defender</b>	<b>BAILEY, JAYSHAWN D</b>	Added

<b>Hearings:</b>	3/4/2020 9:30:00 AM: Preliminary Hearing	Added
------------------	------------------------------------------	-------

**Events: Criminal Complaint**

*Filed In Open Court*

**Initial Appearance Completed**

*Advised of Charges on Criminal Complaint, Waives Reading of Criminal Complaint*

**Defendant Identified as Indigent**

*Defendant and the Court discussed the appointment of counsel and defendant requested appointment of counsel.*

**Public Defender Appointed**

**Bail Stands - Cash or Surety**

*Counts: 001 - \$0.00/\$0.00 Total Bail*

**Defense waives the 15 day rule**

**Side Bar Conference Held**

**Comment**

*All bail motions are to be in writing*

**Media Request for Electronic Coverage Granted**

*KSNV, KVVU, LVRJ, KLAS*

**Justice Court, Las Vegas Township  
Clark County, Nevada**

Department: 03

**Court Minutes**



L012185932

**20F01585X      State of Nevada vs. BAILEY, JAYSHAWN D**

Lead Atty: Public Defender

**3/4/2020 9:30:00 AM Preliminary Hearing (In  
Custody)**

Result: Matter Heard

<b>PARTIES PRESENT:</b>	State Of Nevada	Lexis, Chad
	Attorney	Hamers, Kathleen M.
	Defendant	BAILEY, JAYSHAWN D

**Judge:** Letizia, Harmony

**Court Reporter:** MacDonald, Kit

**Court Clerk:** Fifer, Jennifer

<b>PROCEEDINGS</b>
--------------------

**Hearings:** 3/18/2020 9:30:00 AM: Preliminary Hearing

Added

**Events:** Preliminary Hearing Date Reset

**Justice Court, Las Vegas Township  
Clark County, Nevada**

Department: 03

**Court Minutes**



**20F01585X State of Nevada vs. BAILEY, JAYSHAWN D**

Lead Atty: Public Defender

**3/18/2020 9:30:00 AM Preliminary Hearing (In Custody)**

Result: Matter Heard

**PARTIES PRESENT:** State Of Nevada Attorney Lexis, Chad Cox, G. Darren

**Judge:** Letizia, Harmony

**Court Reporter:** MacDonald, Kit

**Court Clerk:** Fifer, Jennifer

**PROCEEDINGS**

**Attorneys:** Cox, G. Darren BAILEY, JAYSHAWN D Added

**Hearings:** 4/1/2020 9:30:00 AM: Preliminary Hearing Added

**Events:** **Defendant not Transported**

*1st refusal*

**Preliminary Hearing Date Reset**

*stipulated by both parties as coroner has not finished autopsy report*

**Motion**

*for Defendant to be placed on House Arrest - State's Opposition to be placed on House Arrest - Denied*

**Bail Stands - Cash or Surety**

*Counts: 001 - \$0.00/\$0.00 Total Bail*

**Notify**

Review Date: 3/19/2020

*District Attorney office and Public Defender office via email jf*

**Justice Court, Las Vegas Township  
Clark County, Nevada**

Department: 03

**Court Minutes**



L012275712

**20F01585X State of Nevada vs. BAILEY, JAYSHAWN D**

Lead Atty: Public Defender

**4/1/2020 9:30:00 AM Preliminary Hearing (In Custody)**

Result: Bound Over

<b>PARTIES PRESENT:</b>	State Of Nevada	Schwartz, Michael J
	Attorney	Hamers, Kathleen M.
	Defendant	BAILEY, JAYSHAWN D

**Judge:** Letizia, Harmony

**Court Reporter:** Broka, Christa

**Court Clerk:** Boyd, Thomas

<b>PROCEEDINGS</b>
--------------------

<b>Exhibits:</b>	<b>Document, Photograph, Etc. (ID: 1)</b>	<i>photo</i>	Admitted
	<b>Document, Photograph, Etc. (ID: 2)</b>	<i>photo</i>	Admitted
	<b>Document, Photograph, Etc. (ID: 3)</b>	<i>photo</i>	Admitted
	<b>Document, Photograph, Etc. (ID: 4)</b>	<i>photo</i>	Admitted
	<b>Document, Photograph, Etc. (ID: 5)</b>	<i>photo</i>	Admitted
	<b>Document, Photograph, Etc. (ID: 6)</b>	<i>photo</i>	Admitted
	<b>Document, Photograph, Etc. (ID: 7)</b>	<i>photo</i>	Admitted
	<b>Document, Photograph, Etc. (ID: 8)</b>	<i>photo</i>	Admitted

# Justice Court, Las Vegas Township Clark County, Nevada

**Events: Preliminary Hearing Held**

*Motion to Exclude Witnesses by State - Motion Granted*

*States Witnesses:*

*#1 - Dr. Christina Di - Loretto - Appeared by Blue Jeans Video*

*# 2 - Metro Detective - Ryan Jaejer - Identified Defendant in Open Court*

*State Rests.*

*Defendant Advised of His/Her Statutory Right to call witnesses, present evidence and/or to testify on his/her own behalf. Defendant understands his/her rights and following the advice of his defense counsel, waives his rights at preliminary hearing*

*Defense Rests*

*Submitted Without Argument*

*No Argument by State*

*Motion to Dismiss Denied*

**Bound Over to District Court as Charged**

Review Date: 4/2/2020

**Case Closed - Bound Over**

**District Court Appearance Date Set**

*Apr 3 2020 1:45PM: In Custody*

**Bail Stands - Cash or Surety**

*Counts: 001 - \$0.00/\$0.00 Total Bail*

---

**Plea/Disp: 001: Open murder [50000]**

Disposition: Bound Over to District Court as Charged (PC Found)

---

JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

State of Nevada

FILED

Plaintiff,

2020 JAN 22 P 1:16

vs.

JUSTICE COURT  
LAS VEGAS NEVADA

Jayshawn Bailey

BY DEPUTY

Defendant.

Elaine Emerson

(name),

CASE NO.: PC20F01585X

DEPT. NO.: n/a 3

**MEDIA REQUEST FOR  
ELECTRONIC COVERAGE  
OF COURT PROCEEDINGS**  
(Form Revision Date: 2/6/19)

E-Mail Request to:

LvjCamera@ClarkCountyNV.gov

of FOX5 Vegas (media organization), hereby requests permission to begin:

(CHECK ALL THAT APPLY:)

☒ Audio Broadcasting (live) ☒ Televising (live) ☒ Live-streaming audio and/or video via Internet  
\* For live usage, I hereby acknowledge that Section 8A of the Nevada Constitution grants specific  
protections to victims of crime and that my media organization will make the following reasonable efforts to  
prevent the inadvertent disclosure of confidential information about victims (for example: 3-second delay,  
pixelation, etc.): EME

I further acknowledge that representatives of my media organization will comply with any specific  
restrictions that may be imposed by the judge prior to, or during, the court proceeding to be presented live.

☒ Audio Broadcasting (not live) ☒ Televising (not live) ☒ Recording ☒ Photographing

☒ Other

proceedings held in open Court, in the above entitled case, in Department No. 3, on the 24 day  
of January, 2020, at the hour of 8:30 A.M.

I hereby certify that I am familiar with, and will comply with, the Nevada Supreme Court's RULES ON  
ELECTRONIC COVERAGE OF COURT PROCEEDINGS (Supreme Court Rules 229-246, inclusive).  
If this request is being submitted less than twenty-four (24) hours before the above-described proceedings  
commence, the following facts provide good cause for the Court to grant the request on such short notice:

It is further understood that any media camera pooling arrangements shall be the sole responsibility of the  
media and must be arranged prior to coverage, without asking for the Court to mediate disputes.

It is further understood that this request is specific to the above-entitled case only. No other cases on  
calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the  
Court's express, written permission.

Dated this 22 day of January, 2020.

SIGNATURE:

*[Signature]*

PHONE: 702-436-8256

E-MAIL: desk@fox5vegas.com

PC20F01585X  
MREC

Media Request for Electronic Coverage  
11998835



TICE COURT, LAS VEGAS TOWN IP  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

-vs-

JAYSHAWN D BAILEY

Defendant

CASE NO.: 20F01585X

DEPT. NO.: JC Department 3

ORDER REGARDING MEDIA REQUEST  
FOR ELECTRONIC COVERAGE OF  
COURT PROCEEDINGS

2020 JAN 23 A 8:43

WHEREAS, the Court has reviewed the media request received from  
and has considered the following factors:

Ashley Forest of KSNV-TV

JUSTICE COURT  
CLARK COUNTY, NEVADA  
BY \_\_\_\_\_ DEPUTY

- a) The impact of coverage upon the right of any party to a fair trial;
- b) The impact of coverage upon the right of privacy of any party or witness;
- c) The impact of coverage upon the safety and well-being of any party, witness or juror;
- d) The likelihood that coverage would distract participants or would detract from the dignity of the proceedings;
- e) The adequacy of the physical facilities of the court for coverage; and
- f) Any other factor affecting the fair administration of justice.

IT IS HEREBY ORDERED THAT:

☒ The media request is **GRANTED** for the following requested method(s):

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| <input checked="" type="checkbox"/> Audio Broadcasting (live) | <input checked="" type="checkbox"/> Televising (live)     | <input checked="" type="checkbox"/> Live-streaming audio and/or video |
| <input type="checkbox"/> Audio Broadcasting (not live)        | <input checked="" type="checkbox"/> Televising (not live) | <input checked="" type="checkbox"/> Recording                         |
| <input type="checkbox"/> Other: _____                         |                                                           | <input checked="" type="checkbox"/> Photographing                     |

because there is a presumption that all courtroom proceedings that are open to the public are subject to electronic coverage, and the factors set forth above favor such coverage in this case.

☐ The media request is **GRANTED** for the following additional reason(s): \_\_\_\_\_

☐ The media request is **DENIED** because it was submitted less than 24 hours before the scheduled proceeding was to commence, and no "good cause" has been shown to justify granting the request on shorter notice.

☐ The media request is **DENIED** for the following additional reason(s): \_\_\_\_\_

The requested media access will remain in effect for each and every hearing in the above-entitled case, at the discretion of the Court, and unless otherwise ordered. **This Order is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.** Media access may be revoked in the event of noncompliance or if it is shown that electronic coverage of the judicial proceedings is interfering in any way with the proper administration of justice. This Order is made in accordance with Supreme Court Rules 229-246, inclusive, at the discretion of the judge, and is subject to reconsideration upon motion of any party.

IT IS FURTHER ORDERED that this document shall be made a part of the record of these proceedings.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_

JAN 23 2020

*[Signature]*

JUSTICE OF THE PEACE

ROBERT J. WALSH

20F01585X  
MORO  
Order Regarding Media Request for Electroc  
12003025





TICE COURT, LAS VEGAS TOWN IP  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

-vs-

JAYSHAWN D BAILEY,

Defendant

CASE NO.: PC20F01585X

DEPT. NO.: PreComplaint

ORDER REGARDING MEDIA REQUEST  
FOR ELECTRONIC COVERAGE OF  
COURT PROCEEDINGS

WHEREAS, the Court has reviewed the media request received from  
and has considered the following factors:

Elaine Emerson of FOX5 Vegas

- a) The impact of coverage upon the right of any party to a fair trial;
- b) The impact of coverage upon the right of privacy of any party or witness;
- c) The impact of coverage upon the safety and well-being of any party, witness or juror;
- d) The likelihood that coverage would distract participants or would detract from the dignity of the proceedings;
- e) The adequacy of the physical facilities of the court for coverage; and
- f) Any other factor affecting the fair administration of justice.

**IT IS HEREBY ORDERED THAT:**

☒ The media request is **GRANTED** for the following requested method(s):

- |                                                                   |                                                           |                                                                       |
|-------------------------------------------------------------------|-----------------------------------------------------------|-----------------------------------------------------------------------|
| <input checked="" type="checkbox"/> Audio Broadcasting (live)     | <input checked="" type="checkbox"/> Televising (live)     | <input checked="" type="checkbox"/> Live-streaming audio and/or video |
| <input checked="" type="checkbox"/> Audio Broadcasting (not live) | <input checked="" type="checkbox"/> Televising (not live) | <input checked="" type="checkbox"/> Recording                         |
| <input type="checkbox"/> Other: _____                             |                                                           | <input checked="" type="checkbox"/> Photographing                     |

because there is a presumption that all courtroom proceedings that are open to the public are subject to electronic coverage, and the factors set forth above favor such coverage in this case.

☐ The media request is **GRANTED** for the following additional reason(s): \_\_\_\_\_

☐ The media request is **DENIED** because it was submitted less than 24 hours before the scheduled proceeding was to commence, and no "good cause" has been shown to justify granting the request on shorter notice.

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**IT IS FURTHER ORDERED** that this document shall be made a part of the record of these proceedings.

Dated this \_\_\_\_\_ day of JAN 23 2020, 20\_\_\_\_

20F01585X  
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Order Regarding Media Request for Electro  
12003024



Robert J. Walsh  
JUSTICE OF THE PEACE  
ROBERT J. WALSH

TICE COURT, LAS VEGAS TOWN P  
CLARK COUNTY, NEVADA

STATE OF NEVADA,

Plaintiff,

-vs-

JAYSHAWN D BAILEY

Defendant

CASE NO.: 20F01585X

DEPT. NO.: JC Department 3

ORDER REGARDING MEDIA REQUEST  
FOR ELECTRONIC COVERAGE OF  
COURT PROCEEDINGS

WHEREAS, the Court has reviewed the media request received from

David Ferrara of the Las Vegas  
Review-Journal

and has considered the following factors:

- a) The impact of coverage upon the right of any party to a fair trial;
- b) The impact of coverage upon the right of privacy of any party or witness;
- c) The impact of coverage upon the safety and well-being of any party, witness or juror;
- d) The likelihood that coverage would distract participants or would detract from the dignity of the proceedings;
- e) The adequacy of the physical facilities of the court for coverage; and
- f) Any other factor affecting the fair administration of justice.

IT IS HEREBY ORDERED THAT:

☒ The media request is **GRANTED** for the following requested method(s):

- |                                                        |                                                           |                                                            |
|--------------------------------------------------------|-----------------------------------------------------------|------------------------------------------------------------|
| <input type="checkbox"/> Audio Broadcasting (live)     | <input type="checkbox"/> Televising (live)                | <input type="checkbox"/> Live-streaming audio and/or video |
| <input type="checkbox"/> Audio Broadcasting (not live) | <input checked="" type="checkbox"/> Televising (not live) | <input checked="" type="checkbox"/> Recording              |
| <input type="checkbox"/> Other:                        |                                                           | <input checked="" type="checkbox"/> Photographing          |

because there is a presumption that all courtroom proceedings that are open to the public are subject to electronic coverage, and the factors set forth above favor such coverage in this case.

☐ The media request is **GRANTED** for the following additional reason(s):

☐ The media request is **DENIED** because it was submitted less than 24 hours before the scheduled proceeding was to commence, and no "good cause" has been shown to justify granting the request on shorter notice.

☐ The media request is **DENIED** for the following additional reason(s):

The requested media access will remain in effect for each and every hearing in the above-entitled case, at the discretion of the Court, and unless otherwise ordered. **This Order is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.** Media access may be revoked in the event of noncompliance or if it is shown that electronic coverage of the judicial proceedings is interfering in any way with the proper administration of justice. This Order is made in accordance with Supreme Court Rules 229-246, inclusive, at the discretion of the judge, and is subject to reconsideration upon motion of any party.

IT IS FURTHER ORDERED that this document shall be made a part of the record of these proceedings.

Dated this \_\_\_\_\_ day of **JAN 23 2020**, 20\_\_\_\_

20F01585X  
MDRO  
Order Regarding Media Request for Electrc  
12003023



**JUSTICE OF THE PEACE  
ROBERT J. WALSH**

JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

State of Nevada

Plaintiff,

2020 JAN 23 A 6:04

vs.

Bailey, Jayshawn D.

Defendant.

JUSTICE COURT  
LAS VEGAS NEVADA

DEPUTY

CASE NO.: 20F01585X

DEPT. NO.: 3

**MEDIA REQUEST FOR  
ELECTRONIC COVERAGE  
OF COURT PROCEEDINGS**

(Form Revision Date: 2/6/19)

E-Mail Request to:

[LvjcCamera@ClarkCountyNV.gov](mailto:LvjCamera@ClarkCountyNV.gov)

Ashley Forest (name),

of KSNV- TV (media organization), hereby requests permission to begin:

**(CHECK ALL THAT APPLY:)**

☒ Audio Broadcasting (live) ☒ Televising (live) ☒ Live-streaming audio and/or video via Internet  
\* For live usage, I hereby acknowledge that Section 8A of the Nevada Constitution grants specific protections to victims of crime and that my media organization will make the following reasonable efforts to prevent the inadvertent disclosure of confidential information about victims (for example: 3-second delay, pixelation, etc.):

I further acknowledge that representatives of my media organization will comply with any specific restrictions that may be imposed by the judge prior to, or during, the court proceeding to be presented live.

☐ Audio Broadcasting (not live) ☒ Televising (not live) ☒ Recording ☒ Photographing

☐ Other

proceedings held in open Court, in the above entitled case, in Department No. 3, on the 24 day of January, 2020, at the hour of 8:30 A.M.

I hereby certify that I am familiar with, and will comply with, the Nevada Supreme Court's RULES ON ELECTRONIC COVERAGE OF COURT PROCEEDINGS (Supreme Court Rules 229-246, inclusive). If this request is being submitted less than twenty-four (24) hours before the above-described proceedings commence, the following facts provide good cause for the Court to grant the request on such short notice:

It is further understood that any media camera pooling arrangements shall be the sole responsibility of the media and must be arranged prior to coverage, without asking for the Court to mediate disputes.

It is further understood that this request is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.

Dated this 22 day of January, 2020.

SIGNATURE:

PHONE: 702-657-3150

E-MAIL: [news@news3lv.com](mailto:news@news3lv.com)

20F01585X

MREC

Media Request for Electronic Coverage

12002175



JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

State of Nevada

Plaintiff,

2020 JAN 23 A 6:04

vs.

JUSTICE COURT  
LAS VEGAS NEVADA

Jayshawn Bailey

BY

DEPUTY

Defendant.

FILED

CASE NO.: 20F01585X

DEPT. NO.: 3

**MEDIA REQUEST FOR  
ELECTRONIC COVERAGE  
OF COURT PROCEEDINGS**

(Form Revision Date: 2/6/19)

E-Mail Request to:

LvjCamera@ClarkCountyNV.gov

20F01585X  
MREC  
Media Request for Electronic Coverage  
12002174



David Ferrara (name),

of Las Vegas Review-Journal (media organization), hereby requests permission to begin:

**(CHECK ALL THAT APPLY:)**

☐ Audio Broadcasting (live) ☐ Televising (live) ☐ Live-streaming audio and/or video via Internet  
\* For live usage, I hereby acknowledge that Section 8A of the Nevada Constitution grants specific protections to victims of crime and that my media organization will make the following reasonable efforts to prevent the inadvertent disclosure of confidential information about victims (for example: 3-second delay, pixelation, etc.):

I further acknowledge that representatives of my media organization will comply with any specific restrictions that may be imposed by the judge prior to, or during, the court proceeding to be presented live.

☐ Audio Broadcasting (not live) ☒ Televising (not live) ☒ Recording ☒ Photographing

☐ Other

proceedings held in open Court, in the above entitled case, in Department No. 3, on the 23rd day of January, 2020, at the hour of 8:30 A.M.

I hereby certify that I am familiar with, and will comply with, the Nevada Supreme Court's RULES ON ELECTRONIC COVERAGE OF COURT PROCEEDINGS (Supreme Court Rules 229-246, inclusive). If this request is being submitted less than twenty-four (24) hours before the above-described proceedings commence, the following facts provide good cause for the Court to grant the request on such short notice:  
Late notice of hearing

It is further understood that any media camera pooling arrangements shall be the sole responsibility of the media and must be arranged prior to coverage, without asking for the Court to mediate disputes.

It is further understood that this request is specific to the above-entitled case only. No other cases on calendar may be broadcast, televised, recorded, photographed, and/or live-streamed without the Court's express, written permission.

Dated this 22nd day of January, 2020.

SIGNATURE:

PHONE: 702-380-1039

E-MAIL: dferrara@reviewjournal.com

ORIGINAL

FILED

1 **ROC**  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 MICHAEL SCHWARTZER  
6 Chief Deputy District Attorney  
7 Nevada Bar #010747  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

2020 FEB 27 A 10:42

JUSTICE COURT  
LAS VEGAS, NEVADA  
BY GMF

7 JUSTICE COURT, LAS VEGAS TOWNSHIP  
8 CLARK COUNTY, NEVADA

9 THE STATE OF NEVADA,

10 Plaintiff,

11 -vs-

12 JAYSHAWN D. BAILEY #5216003,

13 Defendant.

CASE NO: 20F01585X

DEPT NO: 3

14  
15 RECEIPT OF COPY

16  
17 RECEIPT OF COPY of the above and foregoing two DVDs containing documents  
18 Bates numbered 1-70, video files totaling 4.11 GB, five audio files totaling 402 MB, and one  
19 cell phone extractions and examination totaling 6.52 GB is hereby acknowledged this 25  
20 day of February, 2020.

21  
22 KATHLEEN HAMERS  
23 ATTORNEY FOR DEFENDANT

24 BY Sharon Rosta  
25 PUBLIC DEFENDER  
26 309 S. Third St. #226  
27 Las Vegas, Nevada 89101

28 jn/MVU

20F01585X  
RECOP  
Receipt of Copy  
12156472



DARIN F. IMLAY, PUBLIC DEFENDER  
NEVADA BAR NO. 5674  
KATHLEEN M. HAMERS, DEPUTY PUBLIC DEFENDER  
NEVADA BAR NO. 9049  
**PUBLIC DEFENDERS OFFICE**  
309 South Third Street, Suite 226  
Las Vegas, Nevada 89155  
Telephone: (702) 455-4685  
Facsimile: (702) 455-5112  
HamersKM@clarkcountynv.gov  
*Attorneys for Defendant*

2020 MAR 17 A 3:26  
CLERK OF DISTRICT COURT  
LAS VEGAS, NEVADA

**JUSTICE COURT, LAS VEGAS TOWNSHIP**

**CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,

Plaintiff,

v.

JAYSHAWN D. BAILEY,

Defendant,

CASE NO. 20F01585X

DEPT. NO. 3

DATE: March 18, 2020  
TIME: 9:30 a.m.

**DEFENDANTS MOTION TO BE PLACED ON HOUSE ARREST**

COMES NOW, the Defendant, JAYSHAWN D. BAILEY, by and through  
KATHLEEN M. HAMERS, Deputy Public Defender and hereby requests that this Court release  
him on house arrest.

This Motion is made and based upon all the papers and pleadings on file herein,  
the attached Declaration of Counsel, and oral argument at the time set for hearing this Motion.

DATED this 16th day of March, 2020.

DARIN F. IMLAY  
CLARK COUNTY PUBLIC DEFENDER

20F01585X  
MOF  
Motion  
12233756



By: /s/Kathleen M. Hamers  
KATHLEEN M. HAMERS, #9049  
Deputy Public Defender

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1. I am an attorney duly licensed to practice law in the State of Nevada; I am a Public Defender for the Clark County Public Defender's Office appointed to represent Shawn D. Bailey in the present matter;
2. I am more than 18 years of age and am competent to testify as to the matters in dispute. I am familiar with the procedural history of the case and the substantive law of the State of Nevada. I also have personal knowledge of the facts stated in the complaint and have been informed of these facts and believe them to be true.

EXECUTED this 16th day of March, 2020.

2

## FACTUAL ALLEGATIONS

According to the Discovery available thus far in this case, Jayshawn called the police on January 19, 2020, to report a body contained in the sewer drain near his home. Based on Jayshawn's report, police recover the body of the victim in this case. After Jayshawn's initial call to 911, he voluntarily interviewed with Detectives on more than one occasion and voluntarily appeared for polygraph examination. Jayshawn gave more than one account of events, one being that he merely saw other individuals dispose of the body, and one being that he was responsible for the death, but that it was carried out in self defense.

As of this writing, the Clark County Coroner's Office has not determined the victim's cause of death. The Declaration of Arrest reads:

On January 20, 2020, an autopsy was performed on the body of the unidentified Black Female by Dr. Di Loreto with the Clark County Coroner's Office. Dr. Di Loreto noted there was no trauma to the body and determined the cause and manner of death was pending further testing to include toxicology.

Declaration of Arrest at 2.

## ARGUMENT

Jayshawn is asking that this Court release him on house arrest. He is 23 years old. He has lived in Las Vegas his entire life and has no prior convictions or failures to appear. Pretrial services assessed him as **LOW RISK**. Prior to his incarceration, he was working at Wendy's. He was living with the woman who has raised him as his mother and he was enrolled and scheduled to begin classes at the CSN on January 16, 2020. He attended Western High school and ultimately graduated from Desert Rose in 2017.

Jayshawn's conduct in the investigation of this case has shown that he is not a flight risk. He was the person reporting. He cooperated with detectives each time they requested he appear, answer questions, or submit to DNA or consent to search. Jayshawn's lack of criminal history show he is not known to be violent or a threat to the community.



1 **CONCLUSION**

2 Based on the foregoing, Jayshawn requests that this Court release him on house arrest.  
3 He will comply with any and all orders of the Court and appear to all future Court appearances.  
4

5 DATED this 16th day of March, 2020.

6 DARIN F. IMLAY  
7 CLARK COUNTY PUBLIC DEFENDER

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9 By: /s/Kathleen M. Hamers  
10 KATHLEEN M. HAMERS, #9049  
11 Deputy Public Defender  
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6 **NOTICE OF MOTION**

7 TO: CLARK COUNTY DISTRICT ATTORNEY, Attorney for Plaintiff:

8 YOU WILL PLEASE TAKE NOTICE that the Public Defender's Office will bring the  
9 above and foregoing MOTION on for hearing before the Court on the 18th day of March, 2020,  
10 at 9:30 a.m.

11 DATED this 16th day of March, 2020.

12 DARIN F. IMLAY  
13 CLARK COUNTY PUBLIC DEFENDER

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15 By: /s/Kathleen M. Hamers  
16 KATHLEEN M. HAMERS, #9049  
17 Deputy Public Defender

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20 **RECEIPT OF COPY**

21 RECEIPT OF COPY of the above and foregoing MOTION is hereby  
22 acknowledged this \_\_\_\_\_ day of March, 2020.

23 CLARK COUNTY DISTRICT ATTORNEY

24 By: \_\_\_\_\_  
25  
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1 DARIN F. IMLAY, PUBLIC DEFENDER  
NEVADA BAR NO. 5674  
2 KATHLEEN M. HAMERS, DEPUTY PUBLIC DEFENDER  
NEVADA BAR NO. 9049  
3 **PUBLIC DEFENDERS OFFICE**  
309 South Third Street, Suite 226  
4 Las Vegas, Nevada 89155  
Telephone: (702) 455-4685  
5 Facsimile: (702) 455-5112  
HamersKM@clarkcountynv.gov  
6 *Attorneys for Defendant*

7 **JUSTICE COURT, LAS VEGAS TOWNSHIP**

8 **CLARK COUNTY, NEVADA**

9 THE STATE OF NEVADA, )  
10 Plaintiff, )  
11 v. )  
12 JAYSHAWN D. BAILEY, )  
13 Defendant, )  
14 \_\_\_\_\_ )

CASE NO. 20F01585X

DEPT. NO. 3

DATE: March 18, 2020  
TIME: 9:30 a.m.

15 **DEFENDANTS MOTION TO BE PLACED ON HOUSE ARREST**

16 COMES NOW, the Defendant, JAYSHAWN D. BAILEY, by and through  
17 KATHLEEN M. HAMERS, Deputy Public Defender and hereby requests that this Court release  
18 him on house arrest.

19 This Motion is made and based upon all the papers and pleadings on file herein,  
20 the attached Declaration of Counsel, and oral argument at the time set for hearing this Motion.

21 DATED this 16th day of March, 2020.

22 DARIN F. IMLAY  
23 CLARK COUNTY PUBLIC DEFENDER

24  
25 By: /s/Kathleen M. Hamers  
KATHLEEN M. HAMERS, #9049  
26 Deputy Public Defender  
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1. I am an attorney duly licensed to practice law in the State of Nevada; I am a Public Defender for the Clark County Public Defender's Office appointed to represent Shawn D. Bailey in the present matter;
2. I am more than 18 years of age and am competent to testify as to the matters at issue in this case. I am familiar with the procedural history of the case and the substantive law of the State of Nevada. I also have personal knowledge of the facts stated in the complaint and have been informed of these facts and believe them to be true.

EXECUTED this 16th day of March, 2020.

/s/Kathleen M. Hamers  
KATHLEEN M. HAMERS

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## FACTUAL ALLEGATIONS

According to the Discovery available thus far in this case, Jayshawn called the police on January 19, 2020, to report a body contained in the sewer drain near his home. Based on Jayshawn's report, police recover the body of the victim in this case. After Jayshawn's initial call to 911, he voluntarily interviewed with Detectives on more than one occasion and voluntarily appeared for polygraph examination. Jayshawn gave more than one account of events, one being that he merely saw other individuals dispose of the body, and one being that he was responsible for the death, but that it was carried out in self defense.

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Declaration of Arrest at 2.

## ARGUMENT

Jayshawn is asking that this Court release him on house arrest. He is 23 years old. He has lived in Las Vegas his entire life and has no prior convictions or failures to appear. Pretrial services assessed him as **LOW RISK**. Prior to his incarceration, he was working at Wendy's. He was living with the woman who has raised him as his mother and he was enrolled and scheduled to begin classes at the CSN on January 16, 2020. He attended Western High school and ultimately graduated from Desert Rose in 2017.

Jayshawn's conduct in the investigation of this case has shown that he is not a flight risk. He was the person reporting. He cooperated with detectives each time they requested he appear, answer questions, or submit to DNA or consent to search. Jayshawn's lack of criminal history show he is not known to be violent or a threat to the community.

1 **CONCLUSION**

2 Based on the foregoing, Jayshawn requests that this Court release him on house arrest.  
3 He will comply with any and all orders of the Court and appear to all future Court appearances.  
4

5 DATED this 16th day of March, 2020.

6 DARIN F. IMLAY  
7 CLARK COUNTY PUBLIC DEFENDER

8  
9 By: /s/Kathleen M. Hamers  
10 KATHLEEN M. HAMERS, #9049  
11 Deputy Public Defender  
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6 **NOTICE OF MOTION**

7 TO: CLARK COUNTY DISTRICT ATTORNEY, Attorney for Plaintiff:

8 YOU WILL PLEASE TAKE NOTICE that the Public Defender's Office will bring the  
9 above and foregoing MOTION on for hearing before the Court on the 18th day of March, 2020,  
10 at 9:30 a.m.

11 DATED this 16th day of March, 2020.

12 DARIN F. IMLAY  
13 CLARK COUNTY PUBLIC DEFENDER

14  
15 By: /s/Kathleen M. Hamers  
16 KATHLEEN M. HAMERS, #9049  
17 Deputy Public Defender

18  
19  
20 **RECEIPT OF COPY**

21 RECEIPT OF COPY of the above and foregoing MOTION is hereby  
22 acknowledged this \_\_\_\_\_ day of March, 2020.

23 CLARK COUNTY DISTRICT ATTORNEY

24 By: \_\_\_\_\_  
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STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
MICHAEL J. SCHWARTZER  
Chief Deputy District Attorney  
Nevada Bar #010747  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

**FILED**

2020 MAR 18 A 6:17

JUSTICE COURT  
LAS VEGAS NEVADA

BY \_\_\_\_\_  
DEPUTY

JUSTICE COURT, LAS VEGAS TOWNSHIP  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

JAYSHAWN D. BAILEY,  
#5216003

Defendant.

CASE NO: 20F01585X

DEPT NO: 3

**STATE'S OPPOSITION TO DEFENDANT'S MOTION TO BE PLACED ON  
HOUSE ARREST**

DATE OF HEARING: March 18, 2020  
TIME OF HEARING: 9:30 am

COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through MICHAEL J. SCHWARTZER, Chief Deputy District Attorney, and hereby submits the attached Points and Authorities in Opposition to Defendant's MOTION TO BE PLACED ON HOUSE ARREST.

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

//

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20F01585X  
OPTM  
Opposition to Motion  
12238337





1 **POINTS AND AUTHORITIES**

2 **STATEMENT OF THE CASE**

3 On January 21, 2020, Defendant Jayshawn Bailey ("Defendant") was arrested for the  
4 crime of murder. On January 22, 2020, Defendant was charged via a Criminal Complaint with  
5 one count of Open Murder. Defendant was arraigned on January 24, 2020 and a preliminary  
6 hearing was originally set for March 4, 2020.

7 On March 4, 2020, the preliminary hearing was continued due to the autopsy report not  
8 being finished. The March 18, 2020 preliminary hearing date will also be vacated and moved  
9 based on the autopsy report not being finished.<sup>1</sup>

10 Defendant filed this instant motion on March 16, 2020. The State responds accordingly.

11 **STATEMENT OF RELEVANT FACTS<sup>2</sup>**

12 Seventeen-year-old high school student Tamyah Trotter went missing on December 12,  
13 2019. At the time, she was living with her older sister Kendra Ward, Kendra's husband and  
14 Kendra's younger children at 2100 Fred Brown Drive. Tamyah wanted to move into her  
15 boyfriend's house.<sup>3</sup> This led to numerous arguments between Kendra and Tamyah. Eventually,  
16 on December 12, Kendra acquiesced and agree to let Tamyah stay at her boyfriend's house.  
17 Tamyah left Kendra's residence around 6 or 7 PM on December 12, 2019. That would be last  
18 time Kendra saw her younger sister. Social media posts by Tamyah put her at the McDonalds  
19 in the area later that night but after 10 PM the social media posts stopped. After realizing  
20 Tamyah never stayed at her boyfriend's house and frantically searching for her, Kendra  
21 reported her sister missing on December 14, 2019.

22 On January 19, 2020, Defendant called 911 and reported there was body inside a sewer  
23 drain right outside his house at 2120 Fred Brown Drive.<sup>4</sup> After some prompting, Defendant  
24 told the 911 dispatcher that he saw two people place something in the sewer two weeks ago  
25 and he opened the manhole to see what was placed there. Once he removed the manhole cover,

26  
27 <sup>1</sup> The undersigned attorney talked with Dr. Christina DiLoreto over the phone at 10 AM on March 17, 2020. Dr.  
DiLoreto informed counsel that her report will be finalized and released by the end of the week.

28 <sup>2</sup> This section was based on LVMPD's Arrest Report, Defendant's statements, Statement from victim's sister Kendra  
Ward and the result of Defendant's phone's forensic examination.

<sup>3</sup> Tamyah's boyfriend is also a high school student and not the Defendant.

<sup>4</sup> Per Google Maps, Defendant's residence is 220 feet from Kendra's residence.

1 Defendant told the dispatcher that he observed a deceased female. He also told the dispatcher  
2 that he waited two weeks to call the police because he was scared.

3 Police officers arrived, removed the manhole cover and observed the body of a  
4 deceased decomposing African American female later identified as Tamyah Trotter. Medical  
5 personal at the scene did not find any external injuries on Tamyah's body but noted she was  
6 in the advanced stages of decomposing.

7 Homicide detectives were called out to the scene and interviewed Defendant. During  
8 this statement, Defendant said he observed two people manipulating the manhole cover  
9 between December 25 and January 1. About two weeks later, Defendant said he got curious  
10 and looked inside the sewer where he observed the deceased female. He further told police  
11 that he touched the deceased female when he went inside the sewer to investigate. He agreed  
12 to provide detectives with a sample of his DNA.

13 On January 21, 2020, Defendant agreed to a polygraph examination. After the  
14 examination was completed, it was noted that Defendant was found to be deceptive when he  
15 answered in the negative about placing Tamyah's body in the sewage pipe. Homicide  
16 detectives confronted Defendant with this information, and he changed his story.

17 Defendant told police he ran into Tamyah at the McDonalds and that she was upset  
18 because her family kicked her out. Defendant told police that Tamyah asked to stay at his  
19 house via a social media message.<sup>5</sup> Defendant stated that he agreed to the request and made a  
20 bed for Tamyah at his residence. He also told police that he was intoxicated at the time.  
21 Defendant said Tamyah came over and started drinking wine. He said this made her aggressive  
22 toward him and that she produced a taser. Defendant further explained that as Tamyah came  
23 closer to him with a taser, he put her in a headlock for approximately ten (10) seconds. Tamyah  
24 collapsed and stopped breathing. Defendant told detectives he tried to help Tamyah but was  
25 unable to resuscitate her. He hid her body in his closet until late the next night. Afterwards, he  
26 moved Tamyah's body with the use of a trash can to the sewer drain. He also claimed to have  
27

28 <sup>5</sup> Per detectives, a preservation letter was sent to Snapchat for Tamyah's account right after this information was  
discovered. However, per the detective, it is unlikely Snapchat still has a message from over 30 days prior.

1 thrown away all of Tamyah's belongings including her phone. He told police he called 911  
2 because of guilt associated with her being placed in the sewer.

3 Defendant's phone was taken and searched. During the search, detectives found several  
4 deleted internet searches for "sewage", "sewage systems", "choke hold death" and "how long  
5 does a decomposing body smell." They also found internet searches for "how long does semen  
6 stay in the body" and "can a body decompose in 3 weeks". See Exhibit A, Extraction Report,  
7 Searched Items section.

### 8 ARGUMENT

9 This case involves the violent death of a high school student by the Defendant. While  
10 Defendant's newest version of events implies a self-defense argument, it should be noted that  
11 instead of trying to help the victim in this case by calling for medical aid, he instead allowed  
12 the victim to die, placed her body in a trash can and later in a sewage pipe where she remained  
13 for over a month. These actions toward a victim who was not only young but lived (and her  
14 family continues to live) a few houses away from him demonstrates why this Court should not  
15 release Defendant on his own recognizance with house arrest.

16 NRS 178.484(1) states that "a person arrested for an offense *other than murder of the*  
17 *first degree* must be admitted bail" (emphasis added). NRS 178.484(4) states "a person  
18 arrested for murder of the first degree may be admitted bail unless the proof is evident or the  
19 presumption great by any competent court...giving due weight to the evidence and or the  
20 nature and circumstances of the offense." Therefore, a defendant of a murder of the first-degree  
21 case may be denied bail if the proof is evident or the presumption is great of conviction based  
22 on the evidence.

23 If this court, is to admit bail in this case it must be accordance with NRS 178.498. NRS  
24 178.498 provides that the amount of bail should be such as will ensure the presence of the  
25 Defendant, the safety of others and of the community, having regard to: (1) the nature and  
26 circumstances of the offense charged, (2) the financial ability of the Defendant to give bail,  
27 (3) the character of the Defendant and (4) the factors listed in NRS 178.4853, which deal with  
28 releases of Defendants without any bail. Those factors include, but are not limited to, (a) his

1 prior criminal record including his record of failing to appear after release, (b) the nature of  
2 the offense with which he is charged, the apparent probability of conviction and the likely  
3 sentence, insofar as these factors relate to the risk of his not appearing, (c) the nature and  
4 seriousness of the danger to the alleged victim, any other person or the community that would  
5 be posed by the person's release, (d) the likelihood of more criminal activity by him after he  
6 is released and (e) any other factors concerning his ties to the community or bearing on the  
7 risk that he may fail to appear. NRS 178.485.

8 In this case, the State agrees with the defense that Defendant has no adult criminal  
9 history. However, at this stage of the case, the nature and circumstances of this crime should  
10 at least indicate that some bail is necessary. As the phone searches indicate, there appears to  
11 be more to this case than the Defendant provided even in his last statement to police. Of  
12 particular concern for the State, is the internet searches regarding how long semen stays in the  
13 body and how long does it take a body to decompose. Finally, the State also see issues with  
14 house arrest if Defendant will continue to reside on Fred Brown, where the victim's family  
15 also resides.

16 Therefore, the State is requesting Defendant's motion for own recognizance and house  
17 arrest be denied. If the Court wishes to set a bail in this case, the State respectfully request bail  
18 in the amount of \$200,000 with house arrest at a residence beside the Fred Brown address and  
19 a no contact order with the victim's family.

20 DATED this 17th day of March, 2020.

21 Respectfully submitted,

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

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

27 20F01585X/MS/dd-MVU  
28





# Extraction Report

Apple iPhone

## Searched Items (20)

#	Timestamp	Source	Value	Parameters	Origin	Source Extraction	Deleted	*
1	1/19/2020 7:15:08 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xB6EE0 (Table: history_visits, history_items, Size: 1695744 bytes)	metro police		Unknown	Legacy		
2	1/19/2020 11:55:49 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xB64DC (Table: history_visits, history_items, Size: 1695744 bytes)	metro police		Unknown	Legacy		
3	1/18/2020 7:34:05 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xACF12 (Table: history_visits, Size: 1695744 bytes) 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db-wal : 0x1793E (Table: history_items, Size: 309032 bytes)	decomposition		Unknown	Legacy		
4	1/18/2020 7:34:04 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xACF88 (Table: history_visits, Size: 1695744 bytes) 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db-wal : 0x17612 (Table: history_items, Size: 309032 bytes)	fingerprint disappearing		Unknown	Legacy		
5	12/31/2019 8:41:48 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15C911 (Table: history_visits, history_items, Size: 1695744 bytes)	how long will i wake up from choke hold		Unknown	Legacy		
6	12/31/2019 12:32:41 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15CA62 (Table: history_visits, history_items, Size: 1695744 bytes)	I was choked out and dont remember me		Unknown	Legacy		
7	12/31/2019 12:26:20 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15CD85 (Table: history_visits, history_items, Size: 1695744 bytes)	can you remember when you wake up unconscious		Unknown	Legacy		

8	12/31/2019 12:21:43 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15C631 (Table: history_visits, history_items, Size: 1695744 bytes)	do you forget when your wake up unconscious		Unkno	Legacy		
9	12/29/2019 5:08:43 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x13CF2E (Table: history_visits, history_items, Size: 1695744 bytes)	can a body decompose in 3 weeks		Unknown	Legacy		
10	12/28/2019 3:22:49 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x126F2D (Table: history_visits, history_items, Size: 1695744 bytes)	metro police		Unknown	Legacy		
11	12/25/2019 10:46:10 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x119854 (Table: history_visits, history_items, Size: 1695744 bytes)	body decompose		Unknown	Legacy		
12	12/25/2019 10:33:27 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x117460 (Table: history_visits, history_items, Size: 1695744 bytes)	how long does semen stay in the body		Unknown	Legacy		
13	12/21/2019 5:17:05 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0xF1180 (Table: history_visits, history_items, Size: 1695744 bytes)	how long does a decomposing body smell		Unknown	Legacy	Yes	
14	12/17/2019 9:10:30 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x998D2 (Table: history_visits, history_items, Size: 1695744 bytes)	when your unconscious do you breathe		Unknown	Legacy	Yes	
15	12/16/2019 7:56:57 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x8891C (Table: history_visits, history_items, Size: 1695744 bytes)	wake up from choke hold		Unknown	Legacy	Yes	
16	12/16/2019 7:56:36 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x889A6 (Table: history_visits, history_items, Size: 1695744 bytes)	choke hold		Unknown	Legacy	Yes	
17	12/16/2019 7:56:36 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x889A6 (Table: history_visits, history_items, Size: 1695744 bytes)	choke hold death		Unknown	Legacy	Yes	
18	12/13/2019 2:08:34 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file_s_full.zip/private/var/mobile/Library/Safari/History.db : 0x744B4 (Table: history_visits, history_items, Size: 1695744 bytes)	when someone is dying		Unknown	Legacy	Yes	

19		Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x3084F (Table: history_items, Size: 1695744 bytes)	sewage reside		Unknov	Legacy	Yes	
20		Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x3084F (Table: history_items, Size: 1695744 bytes)	residential sewage system		Unknown	Legacy	Yes	



DISTRICT COURT  
CLARK COUNTY, NEVADA

\*\*\*\*

State of Nevada  
vs  
JAYSHAWN BAILEY

Case No.: C-20-347887-1

Department 12

**NOTICE OF DEPARTMENT REASSIGNMENT**

NOTICE IS HEREBY GIVEN that the above-entitled action has been reassigned to Judge Michelle Leavitt.

☒ This reassignment is due to: Minute Order Dated 04-16-2020.

ANY TRIAL DATE AND ASSOCIATED TRIAL HEARINGS STAND BUT MAY BE RESET BY THE NEW DEPARTMENT.

Any motions or hearings presently scheduled in the FORMER department will be heard by the NEW department as set forth below.

**Status Check: Trial Setting will commence on 04/23/2020, at 12:00 PM.**

PLEASE INCLUDE THE NEW DEPARTMENT NUMBER ON ALL FUTURE FILINGS.

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Salevao Asifoa  
S.L. Asifoa, Deputy Clerk of the Court

**CERTIFICATE OF SERVICE**

I hereby certify that this 17th day of April, 2020

☒ The foregoing Notice of Department Reassignment was electronically served to all registered parties for case number C-20-347887-1.

/s/ Salevao Asifoa  
S.L. Asifoa, Deputy Clerk of the Court



*Steven D. Grierson*

MOT  
DARIN F. IMLAY, PUBLIC DEFENDER  
NEVADA BAR NO. 5674  
KATHLEEN M. HAMERS, DEPUTY PUBLIC DEFENDER  
NEVADA BAR NO. 9049  
**PUBLIC DEFENDERS OFFICE**  
309 South Third Street, Suite 226  
Las Vegas, Nevada 89155  
Telephone: (702) 455-4685  
Facsimile: (702) 455-5112  
HamersKM@clarkcountynv.gov  
*Attorneys for Defendant*

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

THE STATE OF NEVADA,	)	
	)	CASE NO. C-20-347887-1
Plaintiff,	)	
	)	DEPT. NO. XII
v.	)	
JAYSHAWN D. BAILEY,	)	DATE: April 23, 2020
	)	TIME: 12:00 p.m.
Defendant,	)	

**MOTION FOR OWN RECOGNIZANCE RELEASE**

COMES NOW, the defendant, JAYSHAWN D. BAILEY, by and through KATHLEEN M. HAMERS, Deputy Public Defender, and hereby requests an order directing Defendant be released under intensive supervision.

This Motion is based upon all the papers and pleadings on file herein, the attached Declaration of Counsel, Memorandum of Points and Authorities in support hereof, and oral argument at the time set for hearing this Motion.

DATED this 20th of April, 2020.

DARIN F. IMLAY  
CLARK COUNTY PUBLIC DEFENDER

By: /s/Kathleen M. Hamers  
KATHLEEN M. HAMERS, #9049  
Deputy Public Defender

**DECLARATION**

KATHLEEN M. HAMERS makes the following declaration:

1. I am an attorney duly licensed to practice law in the State of Nevada; I am the Deputy Public Defender assigned to represent the Defendant in the instant matter, and I am familiar with the facts and circumstances of this case.

I declare under penalty of perjury that the foregoing is true and correct. (NRS 53.045).

EXECUTED this 20th day of April, 2020.

/s/Kathleen M. Hamers  
KATHLEEN M. HAMERS

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The Clark County Coroner's Office was unable to determine the cause of death.

Jayshawn is asking that this Court release him on house arrest. He is 23 years old. He has lived in Las Vegas his entire life and has no prior convictions or failures to appear. Pretrial services assessed him as **LOW RISK**. Prior to his incarceration, he was working at Wendy's. He was living with the woman who has raised him as his mother and he was enrolled and scheduled to begin classes at the CSN on January 16, 2020. He attended Western High school and ultimately graduated from Desert Rose in 2017.

3

**CONCLUSION**

Based on the foregoing, Jayshawn requests that this Court release him on house arrest with whatever means of monitoring may be necessary to ensure safety of the community and attendance at future proceedings. He will comply with any and all orders of the Court and appear to all future Court appearances.

DATED this 20th of April, 2020.

DARIN F. IMLAY  
CLARK COUNTY PUBLIC DEFENDER

By: /s/Kathleen M. Hamers  
KATHLEEN M. HAMERS, #9049  
Deputy Public Defender

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**NOTICE OF MOTION**

TO: CLARK COUNTY DISTRICT ATTORNEY, Attorney for Plaintiff:

PLEASE TAKE NOTICE that the Clark County Public Defender's Office has set the foregoing MOTION for hearing on the 23rd day of April, 2020, at 12:00 p.m. in District Court, Department XII..

DATED this 20th day of April, 2020.

DARIN F. IMLAY  
CLARK COUNTY PUBLIC DEFENDER

By: /s/ Kathleen M. Hamers  
KATHLEEN M. HAMERS, #9049  
Deputy Public Defender

**CERTIFICATE OF ELECTRONIC SERVICE**

I hereby certify that service of the above and forgoing MOTION FOR OWN RECOGNIZANCE RELEASE was served via electronic e-filing to the Clark County District Attorney's Office at [motions@clarkcountyda.com](mailto:motions@clarkcountyda.com) on this 20TH day of April, 2020.

By: /s/ Sara Ruano  
An employee of the  
Clark County Public Defender's Office

# EXHIBIT



CONFIDENTIAL CLARK COUNTY SCHOOL DISTRICT HEALTH SERVICES DEPARTMENT CONFIDENTIAL

INDIVIDUAL *Medical* PLAN DATE *1/29/91*  
 STUDENT *Josephine Lahey*  
 DATE OF BIRTH *1/22/90*  
 SPECIAL EDUCATION *ECSP* Eligibility

Health Information to Teachers: *Josephine Lahey*

has a health condition of which you as his/her teacher need to be aware. The description of this problem, as well as emergency care and individual considerations, is stated below.

Please consult me if you have any questions. Also please keep this information so it is available to substitute teachers.

MEDICAL DIAGNOSIS/CONDITION:

ASTHMA

SIGNS/SYMPTOMS:

- all*  
*limited*
- a. Wheezing
  - b. Shortness of breath
  - c. Coughing
  - d. Facts which influence reactions: exertion, smoke, dust, infection, stress.

ACTION: a. Recumbent, rest, assume most comfortable position.

b. Increase fluids at room temperature.

c. Administer medicines as

d. If symptoms are prolonged or become more severe, notify parent and jointly determine if child should remain at school.

INDIVIDUAL CONSIDERATIONS:

*Josephine has a history of asthma, when to worry to school as may be necessary. Please to return if her symptoms.*

Thank You,

EXHIBIT 1-1d

*Josephine Lahey*  
 School Nurse



DISTRICT COURT  
CLARK COUNTY, NEVADA

\*\*\*\*

Electronically Filed  
4/21/2020 8:38 AM  
Steven D. Grierson  
CLERK OF THE COURT



State of Nevada  
vs  
JAYSHAWN BAILEY

Case No.: C-20-347887-1

Department 12

**NOTICE OF HEARING**

Please be advised that the Defendant's Motion for Own Recognizance Release in the above-entitled matter is set for hearing as follows:

**Date:** April 30, 2020

**Time:** 12:00 PM

**Location:** RJC Courtroom 14D  
Regional Justice Center  
200 Lewis Ave.  
Las Vegas, NV 89101

**NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.**

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Imelda Murrieta  
Deputy Clerk of the Court

**CERTIFICATE OF SERVICE**

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Imelda Murrieta  
Deputy Clerk of the Court



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3 **DISTRICT COURT**  
4 **CLARK COUNTY, NEVADA**

5 \*\*\*\*

6 State of Nevada

Case No.: C-20-347887-1

7 vs

Department 12

8 JAYSHAWN BAILEY  
9 \_\_\_\_\_

10 **NOTICE OF CHANGE OF HEARING**

11 The hearing on the Motion for Own Recognizance Release/Setting Reasonable Bail,  
12 presently set for April 30, 2020, at 12:00 PM, has been moved to the 23rd day of April,  
13 2020, at 12:00 PM and will be heard by Judge Michelle Leavitt.  
14

15 STEVEN D. GRIERSON, CEO/Clerk of the Court

16 By: /s/ Imelda Murrieta

17 Imelda Murrieta

18 Deputy Clerk of the Court  
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**CERTIFICATE OF SERVICE**

I hereby certify that this 21st day of April, 2020

☒ The foregoing Notice of Change of Hearing was electronically served to all registered parties for case number C-20-347887-1.

☐ I mailed, via first-class, postage fully prepaid, the foregoing Clerk of the Court, Notice of Change of Hearing to:

Steven B Wolfson  
Clark County District Attorney  
200 Lewis Avenue 3rd Floor  
Las Vegas NV 89155

☐ I placed a copy of the foregoing Notice of Change of Hearing in the appropriate attorney folder located in the Clerk of the Court's Office:

Kathleen M. Hamers  
Public Defender  
Michael J. Schwartzer  
Steven B Wolfson

/s/ Imelda Murrieta  
\_\_\_\_\_  
Imelda Murrieta  
Deputy Clerk of the Court



**OPPS**  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
MICHAEL J. SCHWARTZER  
Chief Deputy District Attorney  
Nevada Bar #010747  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,  
  
Plaintiff,

-vs-

JAYSHAWN D. BAILEY,  
#5216003

Defendant.

CASE NO: C-20-347887-1

DEPT NO: XII

**STATE'S OPPOSITION TO DEFENDANT'S MOTION FOR OWN  
RECOGNIZANCE RELEASE**

DATE OF HEARING: APRIL 23, 2020  
TIME OF HEARING: 12:00 PM

COMES NOW, the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through MICHAEL J. SCHWARTZER, Chief Deputy District Attorney, and hereby submits the attached Points and Authorities in Opposition to Defendant's Motion for Own Recognizance Release.

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

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1 **POINTS AND AUTHORITIES**

2 **STATEMENT OF THE CASE**

3 On January 21, 2020, Defendant Jayshawn Bailey (“Defendant”) was arrested for the  
4 crime of murder. On January 22, 2020, Defendant was charged via a Criminal Complaint with  
5 one count of Open Murder. Defendant was arraigned on January 24, 2020 and a preliminary  
6 hearing was originally set for March 4, 2020.

7 On March 4, 2020, the preliminary hearing was continued due to the autopsy report not  
8 being finished. On March 16, 2020, Defendant filed a motion to be placed on house arrest.  
9 The State filed an opposition on March 18, 2020. On March 18, 2020, Judge Letizia denied  
10 Defendant’s motion.

11 On April 1, 2020, a preliminary hearing was conducted. At the conclusion of evidence,  
12 Judge Letizia bound the case up to district court for trial. An Information was filed on April  
13 2, 2020.

14 On April 16, 2020, Defendant was arraigned in District Court and invoked his right to  
15 a speedy trial. Defendant filed this instant motion on April 20, 2020. The State responds  
16 accordingly.

17 **STATEMENT OF RELEVANT FACTS<sup>1</sup>**

18 Seventeen-year-old high school student Tamyah Trotter went missing on December 12,  
19 2019. At the time, she was living with her older sister Kendra Ward, Kendra’s husband and  
20 Kendra’s younger children at 2100 Fred Brown Drive. Tamyah wanted to move into her  
21 boyfriend’s house.<sup>2</sup> This led to numerous arguments between Kendra and Tamyah. Eventually,  
22 on December 12, Kendra acquiesced and agree to let Tamyah stay at her boyfriend’s house.  
23 Tamyah left Kendra’s residence around 6 or 7 PM on December 12, 2019. That would be last  
24 time Kendra saw her younger sister. Social media posts by Tamyah put her at the McDonalds  
25 in the area later that night but after 10 PM the social media posts stopped. After realizing  
26 Tamyah never stayed at her boyfriend’s house and frantically searching for her, Kendra

27 <sup>1</sup> This section was based on LVMPD’s Arrest Report (attached as Exhibit 1), Defendant’s statements, statement from  
28 victim’s sister Kendra Ward and the result of Defendant’s phone’s forensic examination. As of April 22, 2020, the  
preliminary hearing transcripts have not been filed.

<sup>2</sup> Tamyah’s boyfriend is also a high school student and not the Defendant.

1 reported her sister missing on December 14, 2019.

2 On January 19, 2020, Defendant called 911 and reported there was body inside a sewer  
3 drain right outside his house at 2120 Fred Brown Drive.<sup>3</sup> After some prompting, Defendant  
4 told the 911 dispatcher that he saw two people place something in the sewer two weeks ago  
5 and he opened the manhole to see what was placed there. Once he removed the manhole cover,  
6 Defendant told the dispatcher that he observed a deceased female. He also told the dispatcher  
7 that he waited two weeks to call the police because he was scared.

8 Police officers arrived, removed the manhole cover and observed the body of a  
9 deceased decomposing African American female later identified as Tamyah Trotter. Medical  
10 personal at the scene did not find any external injuries on Tamyah's body but noted she was  
11 in the advanced stages of decomposing.

12 Homicide detectives were called out to the scene and interviewed Defendant. During  
13 this statement, Defendant said he observed two people manipulating the manhole cover  
14 between December 25 and January 1. About two weeks later, Defendant said he got curious  
15 and looked inside the sewer where he observed the deceased female. He further told police  
16 that he touched the deceased female when he went inside the sewer to investigate. He agreed  
17 to provide detectives with a sample of his DNA.

18 On January 21, 2020, Defendant agreed to a polygraph examination. After the  
19 examination was completed, it was noted that Defendant was found to be deceptive when he  
20 answered in the negative about placing Tamyah's body in the sewage pipe. Homicide  
21 detectives confronted Defendant with this information, and he changed his story.

22 Defendant told police he ran into Tamyah at the McDonalds and that she was upset  
23 because her family kicked her out. Defendant told police that Tamyah asked to stay at his  
24 house via a social media message.<sup>4</sup> Defendant stated that he agreed to the request and made a  
25 bed for Tamyah at his residence. He also told police that he was intoxicated at the time.  
26 Defendant said Tamyah came over and started drinking wine. He said this made her aggressive  
27

28 <sup>3</sup> Per Google Maps, Defendant's residence is 220 feet from Kendra's residence.

<sup>4</sup> Per detectives, a preservation letter was sent to Snapchat for Tamyah's account right after this information was discovered.

1 toward him and that she produced a taser. Defendant further explained that as Tamyah came  
2 closer to him with a taser, he put her in a headlock for approximately ten (10) seconds. Tamyah  
3 collapsed and stopped breathing. Defendant told detectives he tried to help Tamyah but was  
4 unable to resuscitate her. He hid her body in his closet until late the next night. Afterwards, he  
5 moved Tamyah's body with the use of a trash can to the sewer drain. He also claimed to have  
6 thrown away all of Tamyah's belongings including her phone. He told police he called 911  
7 because of guilt associated with her being placed in the sewer.

8 Defendant's phone was taken and searched. During the search, detectives found several  
9 deleted internet searches for "sewage", "sewage systems", "choke hold death" and "how long  
10 does a decomposing body smell." They also found internet searches for "how long does semen  
11 stay in the body" and "can a body decompose in 3 weeks". See Exhibit 2, Extraction Report,  
12 Searched Items section.

13 At the preliminary hearing, Dr. Christina DiLoretto testified that she ruled Tamyah's  
14 death as homicide by unknown means. She further testified that a chokehold that applied  
15 pressure to the Cortaid artery could lead to a person going unconscious in about 10 to 14  
16 seconds, but it would take a significant longer period of time for such a chokehold to be fatal.

### 17 ARGUMENT

18 This case involves the violent death of a high school student by the Defendant. While  
19 Defendant's newest version of events implies a self-defense argument, it should be noted that  
20 instead of trying to help the victim in this case by calling for medical aid, he instead allowed  
21 the victim to die, placed her body in a trash can and later in a sewage pipe where she remained  
22 for over a month. These actions toward a victim who was not only young but lived (and her  
23 family continues to live) a few houses away from him demonstrates why this Court should not  
24 release Defendant on his own recognizance with house arrest.

25 NRS 178.484(1) states that "a person arrested for an offense *other than murder of the*  
26 *first degree* must be admitted bail" (emphasis added). NRS 178.484(4) states "a person  
27 arrested for murder of the first degree may be admitted bail unless the proof is evident or the  
28 presumption great by any competent court...giving due weight to the evidence and or the

1 nature and circumstances of the offense.” Therefore, a defendant of a murder of the first-degree  
2 case may be denied bail if the proof is evident or the presumption is great of conviction based  
3 on the evidence.

4 If this court, is to admit bail in this case it must be accordance with NRS 178.498. NRS  
5 178.498 provides that the amount of bail should be such as will ensure the presence of the  
6 Defendant, the safety of others and of the community, having regard to: (1) the nature and  
7 circumstances of the offense charged, (2) the financial ability of the Defendant to give bail,  
8 (3) the character of the Defendant and (4) the factors listed in NRS 178.4853, which deal with  
9 releases of Defendants without any bail. Those factors include, but are not limited to, (a) his  
10 prior criminal record including his record of failing to appear after release, (b) the nature of  
11 the offense with which he is charged, the apparent probability of conviction and the likely  
12 sentence, insofar as these factors relate to the risk of his not appearing, (c) the nature and  
13 seriousness of the danger to the alleged victim, any other person or the community that would  
14 be posed by the person’s release, (d) the likelihood of more criminal activity by him after he  
15 is released and (e) any other factors concerning his ties to the community or bearing on the  
16 risk that he may fail to appear. NRS 178.485.

17 Moreover, under Nev. Const. Sec. 8A, “Marsy’s Law,” this Court must consider “the  
18 safety of the victim and the victim’s family considered as a factor in fixing the amount of bail  
19 and release conditions for the defendant.” See Nev. Const. Sec. 8A.1(c). Additionally,  
20 Marsy’s Law specifically contemplates notice and the opportunity for Victims to be heard on  
21 “all public proceedings,” including bail hearings. See Nev. Const. Sec. 8A.1(g)-(h).

22 In this case, the evidence is extremely strong that Defendant’s action caused the death.  
23 Not only did he admit to it after the polygraph examination, but blood and hair were found in  
24 Defendant’s room. Moreover, there was evidence found in the sewer with Tamyah’s body that  
25 connects the scene with an item found in Defendant’s residence.

26 The State agrees with the defense that Defendant has no adult criminal history.  
27 However, at this stage of the case, the nature and circumstances of this crime should at least  
28 indicate that some bail is necessary. As the phone searches indicate, there appears to be more



1 to this case than the Defendant provided even in his last statement to police. Of particular  
2 concern for the State, is the internet searches regarding how long semen stays in the body and  
3 how long does it take a body to decompose. Finally, the State also see issues with house arrest  
4 if Defendant will continue to reside on Fred Brown, where the victim's family resides four (4)  
5 houses away. The victim's sister (Kendra Ward) has express concern to the State for her and  
6 her children's safety based on the very close distance.

7 Finally, Defendant mentions in his motion that he has asthma and thus is at-risk during  
8 the Covid-19 pandemic. However, the record provided only show that Defendant's family  
9 provided a note in 2001 (when Defendant was 4 years old) to the school district requesting  
10 transportation because he had childhood asthma. No further medical information is provided.  
11 These documents should not affect this Court's analysis regarding whether to give bail or not  
12 in this case. It is well documented that individuals who suffer from childhood asthma may not  
13 be affected by asthma as an adult.<sup>5</sup> Defendant told police that he played varsity basketball in  
14 high school and per Defendant was good enough to get a college scholarship offer. At the very  
15 least, this demonstrates that Defendant has his asthma under control.

16 To the extent Defendant claims that he is at higher risk for complications from COVID-  
17 19 due to his asthma diagnosis and is therefore entitled to release, his argument also fails.  
18 Initially, medical professionals were under the impression that asthma was an underlying  
19 medical condition which placed people at higher risk for complications associated with  
20 COVID-19.

21 See <https://www.cdc.gov/coronavirus/2019-ncov/need-extra-precautions/asthma.html>  
22 (page last updated on April 2, 2020). However, more recent studies indicate that people with  
23 asthma are actually under-represented in the co-morbidities associated with COVID-19. See  
24 Exhibits 3 and 4 attached hereto. Specifically, while approximately 8% of the U.S. population  
25 has asthma, only 5% of fatal COVID-19 cases included asthma as an underlying medical  
26 condition. *Id.* Some data suggests that people with severe asthma or those with asthma who  
27 stop taking their medication may be at higher risk of complication from a viral infection,  
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<sup>5</sup> <https://www.webmd.com/asthma/features/outgrowing-asthma-is-remission-possible#1>

1 however neither of those factors appear to apply to Defendant. So long as Defendant continues  
2 taking his medication (if any is prescribed in the first place), recent studies seem to indicate  
3 he is not at higher risk of complications from COVID-19.

4 Furthermore, and more importantly, the existence of COVID-19 does not  
5 automatically, in and of itself, entitle Defendant to a release. If anything, assuming Defendant  
6 shows additional proof indicating he indeed has a debilitating and/or severe asthma condition,  
7 this Court should request Defendant be given additional safeguards within CCDC to ensure he  
8 does not become exposed to the virus. Release, however, based solely upon the existence of  
9 COVID-19 is not warranted, especially because Defendant has failed to demonstrate how he  
10 does not qualify for a no bail hold, or conversely, how he has met the factors outlined in NRS  
11 178.498 and NRS 178.4853.

12 Therefore, the State is requesting Defendant's motion for own recognizance and house  
13 arrest be denied. If the Court wishes to set a bail in this case, the State respectfully request bail  
14 in the amount of \$200,000 with house arrest at a residence beside the Fred Brown address and  
15 a no contact order with the victim's family.

16 DATED this 22nd day of April, 2020.

17 Respectfully submitted,

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

20  
21 BY /s/ Michael J. Schwartz  
22 MICHAEL J. SCHWARTZ  
Chief Deputy District Attorney  
Nevada Bar #010747

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CERTIFICATE OF ELECTRONIC SERVICE

I hereby certify that service of the above and foregoing, was made this 22<sup>nd</sup> day of April 2020, by email to:

Kathleen Hamers, Deputy Public Defender  
hamerskm@clarkcountynv.gov  
pdclerk@clarkcountynv.gov

BY: /s/ Stephanie Johnson  
Employee of the District Attorney's Office

20F01585X/MS/saj/MVU

# EXHIBIT 1

**LAS VEGAS METROPOLITAN POLICE DEPARTMENT**  
**DECLARATION OF ARREST REPORT**

TCR1066648

☐ County Jail☐ City Jail☐ Adult☐ Juvenile

Bureau: HSCB

ID# 5216003		EVENT # LLV200100088926		ARRESTEE'S NAME (LAST) BAILEY		(FIRST) JAYSHAWN		(MIDDLE) D		SSN#	
RACE B	SEX M	DOB 1/22/1997	HGT 5'03"	WGT 130	HAIR BLK	EYES BRO	POB				
ARRESTEE'S ADDRESS STREET 2120 FRED BROWN DRIVE						CITY LAS VEGAS		STATE NV		ZIP CODE 89106	
OCCURRED DATE 12/12/2019 TIME 23:00		ARREST DATE 1/21/2020 TIME 16:30		LOCATION OF ARREST (NUMBER, STREET, CITY, STATE, ZIP CODE) 400 SOUTH MARTIN LUTHER KING BLVD B LAS VE							
LOCATION OF CRIME (NUMBER, STREET, CITY, STATE, ZIP CODE) 2120 FRED BROWN DRIVE LAS VEGAS NEVADA 89106											
CHARGES / OFFENSES PC - JC - 50000 - F - OPEN MURDER											
CONNECTING REPORTS (TYPE OR EVENT NUMBER)											

The undersigned makes the following declarations subject to the penalty of perjury and says: That I am a peace officer with the Las Vegas Metropolitan Police Department, Clark County, Nevada, being so employed for a period of approximately 14 year(s).

That I learned the following facts and circumstances which lead me to believe that the above named subject committed or was committing the offenses above at the location of 2120 FRED BROWN DRIVE LAS VEGAS NEVADA 89106 and that the offense(s) occurred at approximately 23:00 hours on the 12th day of December, 2019.

**Details for Probable Cause:**

On January 19, 2020, at approximately 1224 hours, Jayshawn Bailey, DOB: 01/22/1997, called 911 and reported finding a body inside a sewer drain near his house located at 2120 Fred Brown Drive, Las Vegas, NV 89106. Bailey explained to the call taker approximately a month ago he was standing outside his residence smoking and watched two people place something in the sewer near his residence. Event number LLV200100088926 was initiated.

About two weeks later, out of curiosity, Bailey lifted the manhole cover and entered the sewer to see what the people had put down there. Bailey observed the body of a Black Female inside the sewer. Bailey did not want to phone police because he was scared of the repercussions from the neighborhood. According to Bailey, two weeks later he was haunted by what he saw in the sewer so he phoned the police and reported what he found.

LVMPD Patrol was dispatched to make contact and Bailey directed the officers to a manhole cover located in the street in front of 2136 Fred Brown Drive, Las Vegas, NV 89106. Officer R. Gregorio P# 13748 arrived and removed the manhole cover and observed the body of a Black Female lying at the bottom of the sewer.

Homicide Detectives, Crime Scene Analysts, LVMPD AMOR Section were requested to retrieve the body and process the scene.

Coroner Investigator Jennifer Polancus arrived on scene and determined the time of death was 1510 hours. A cursory examination was conducted of the decedent and no apparent injuries were located however, the body was in an advanced stage of decomposition.

During the initial stages of the Homicide investigation, Homicide Detectives were informed about a missing Black Female juvenile, named Tamyah Trotter 17 years old, who was reported missing on December 14, 2019, under LVMPD EV# LLV191200063566. Trotter's physical and clothing description closely matched the unknown deceased Black Female. Additionally, she was reportedly living at 2100 Fred Brown Drive, Las Vegas, NV 89106.

Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor)

Print Name: [Redacted] Title: [Redacted]

Print Name: [Redacted] Title: [Redacted]

LVMPD 002 (Rev 02/16) Word 2013

## LAS VEGAS METROPOLITAN POLICE DEPARTMENT

## CONTINUATION REPORT

DECLARED AND FORWARDED BY: JAYSHAWN BAILEY

Page 2 of 3

Detectives Embrey and Ravelo obtained a recorded interview with Jayshawn Bailey at LVMPD Headquarters. Bailey repeated what he had told 911. He maintained that between December 25, 2019, and January 1, 2020, he was outside his residence located at 2120 Fred Brown Drive, Las Vegas, Nevada 89106 smoking marijuana. He said while outside he heard a noise to the north of his residence and directed his attention toward the noise. He said he observed two unidentified people "messing" with the manhole cover. Bailey said he didn't really pay much attention and could not see what race the two people were due to the darkness. Bailey said he went back inside his house and did not see where the two people went. Bailey said approximately two weeks later he decided to look inside the sewer so he waited until approximately 0230 hours when no one would see him. He said he removed the manhole cover and used the light on his cell phone to light up the drain. He said he observed the body of a Black Female. He said he climbed down inside the drain and proceeded to touch the body on the shirt and pant leg. He said he was down there for only a minute and then went back home. Bailey said after another two weeks, he felt he should do the right thing and call 911 to report the body despite possibly being labeled a snitch. Bailey agreed he would take a polygraph examination and gave consent to provide a sample of his DNA via a Buccal Swab Kit. Bailey was transported back to his residence by detectives.

On January 20, 2020, an autopsy was performed on the body of the unidentified Black Female by Dr. Di Loreto with the Clark County Coroner's Office. Dr. Di Loreto noted there was no trauma to the body and determined the cause and manner of death was pending further testing to include toxicology results.

Detectives researched the Missing Person's Report under LVMPD EV# LLV191200063566 and learned the following. Kendra Ward reported her younger sister Tamyah Trotter, DOB: 06/06/2002, missing. Trotter was described as a 17 year old Black Female juvenile 5'-5" 120 lbs, last seen wearing a black hoodie, multi colored scarf on her head, black sweat pants and black sneakers. Additionally, it was reported she had a backpack and taser. Trotter had braces on her teeth, often wore a tear drop stone necklace and had a stud nose ring. Kendra Ward lived at 2100 Fred Brown Drive. Trotter's last known location was at the McDonalds located at Martin Luther King Blvd and Lake Mead Boulevard on December 12, 2019, approximately 1930 hours when she was allegedly texting her boyfriend. She had not been seen or heard of since that time.

On January 21, 2020, at approximately 0730 hours, Detectives Embrey phoned Bailey and asked if he was available for a polygraph on today's date at 1230 hours. Initially, Bailey asked if we could schedule later in the day because he had school. Bailey then stated "no this is more important, I will just miss school." Bailey then stated he would need a ride to take the test. Detective Embrey agreed that he would pick Bailey up and drive him to the test and that he would pick him up around noon. Detectives Embrey and Jaeger responded to Bailey's residence located at 2120 Fred Brown Drive. Detectives transported him to LVMPD Headquarters for the polygraph.

Phil Rivera from the polygraph section advised Bailey of his Miranda rights from a pre-printed LVMPD Card 148 along with a written consent form to take the polygraph. Bailey advised he understood both Miranda and the consent and agreed to take the polygraph.

After the test was complete, Rivera confronted Bailey with the results from the polygraph. Bailey continued to deny his involvement. Detectives Embrey and Jaeger then confronted Bailey and told him that based on what they knew so far, they believed Bailey assisted someone in "dumping" the body in the sewer but they didn't believe he was responsible for the death.

Bailey began to cry and then stated that he would be honest about what occurred. Bailey asked Detectives if he would go to jail and both Detectives stated they did not know because they did not know what he would say.

Bailey said on the night of December 12, 2019, he ran into Tamyah Trotter at the McDonald's. He said she was upset and told him that her family had kicked her out of the house. Bailey said after he attempted to give her advice he told her that she could stay at his house (2120 Fred Brown Drive). Bailey said Trotter stayed at McDonald's and he walked home. Bailey said he was high on Xanax and was drinking wine, when he received a message on Snapchat from Trotter asking him if she could stay at his house. Bailey said she came over and he made a bed for her on the floor. According to Bailey, she began to drink the wine and was unsure if she was using drugs because she became very aggressive toward

*Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor)*

DECLARED AND FORWARDED BY: JAYSHAWN BAILEY

FILE # 19-000000

LVMPD 002 (Rev 02/16) Word 2013

## LAS VEGAS METROPOLITAN POLICE DEPARTMENT

## CONTINUATION REPORT

DECLARANT: [REDACTED] DATE: 04/22/2020

Page 3 of 3

him. He said she had a pink colored taser and began to activate it while facing him. He said he became concerned that she was going to tase him. Bailey said she came closer to him and had the taser in her hand so he grabbed her and placed her in a headlock. He said he had her in a headlock for approximately 10 seconds when she became limp. Bailey said she fell to the floor and he noticed that she wasn't breathing. Bailey said he gave her CPR and mouth to mouth for what appeared to be 2 hours without success. Bailey said he didn't call 911 because he was afraid of going to jail for murder. Bailey said he hid her body inside his bedroom until the next night (12-13-2019) or early morning of (12-14-2019) when he transported her body inside a trashcan that had wheels to the sewer drain. He said he then dumped the body into the drain. Bailey said the guilt of knowing that her body was inside the drain caused him to call 911 and ultimately the guilt caused him to confess to the police. Bailey admitted to throwing her shoes, backpack, cellular phone, and taser away at the Pearson Community Center at 1625 W. Carey Avenue, Las Vegas, NV 89032.

Bailey was transported to the Clark County Detention Center where he was booked on one count of Open Murder.

\*\*\*\*\* End \*\*\*\*\*

*Wherefore, Declarant prays that a finding be made by a magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if charges are misdemeanor)*

DECLARANT: [REDACTED] DATE: 04/22/2020

04/22/2020

LVMPD-002 (Rev. 02/16) Word 22\*3

# EXHIBIT 2







# Extraction Report

Apple iPhone

## Searched Items (20)

#	Timestamp	Source	Value	Parameters	Origin	Source Extraction	Deleted	
1	1/19/2020 7:15:08 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0xB6EE0 (Table: history_visits, history_items, Size: 1695744 bytes)	metro police		Unknown	Legacy		
2	1/19/2020 11:55:49 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0xB64DC (Table: history_visits, history_items, Size: 1695744 bytes)	metro police		Unknown	Legacy		
3	1/18/2020 7:34:05 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0xACF12 (Table: history_visits, Size: 1695744 bytes) 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db-wal : 0x1793E (Table: history_items, Size: 309032 bytes)	decomposition		Unknown	Legacy		
4	1/18/2020 7:34:04 PM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0xACF88 (Table: history_visits, Size: 1695744 bytes) 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db-wal : 0x17612 (Table: history_items, Size: 309032 bytes)	fingerprint disappearing		Unknown	Legacy		
5	12/31/2019 8:41:48 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15C911 (Table: history_visits, history_items, Size: 1695744 bytes)	how long will i wake up from choke hold		Unknown	Legacy		
6	12/31/2019 12:32:41 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15CA62 (Table: history_visits, history_items, Size: 1695744 bytes)	i was choked out and dont remember me		Unknown	Legacy		
7	12/31/2019 12:26:20 AM(UTC-8)	Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15CD85 (Table: history_visits, history_items, Size: 1695744 bytes)	can you remember when you wake up unconscious		Unknown	Legacy		

8	12/31/2019 12:21:43 AM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x15C631 (Table: history_visits, history_items, Size: 1695744 bytes)	do you forget when your wake up unconscious		Unknown	Legacy		
9	12/29/2019 5:08:43 PM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x13CF2E (Table: history_visits, history_items, Size: 1695744 bytes)	can a body decompose in 3 weeks		Unknown	Legacy		
10	12/28/2019 3:22:49 PM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x126F2D (Table: history_visits, history_items, Size: 1695744 bytes)	metro police		Unknown	Legacy		
11	12/25/2019 10:46:10 PM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x119854 (Table: history_visits, history_items, Size: 1695744 bytes)	body decompose		Unknown	Legacy		
12	12/25/2019 10:33:27 PM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x117460 (Table: history_visits, history_items, Size: 1695744 bytes)	how long does semen stay in the body		Unknown	Legacy		
13	12/21/2019 5:17:05 PM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0xF1180 (Table: history_visits, history_items, Size: 1695744 bytes)	how long does a decomposing body smell		Unknown	Legacy	Yes	
14	12/17/2019 9:10:30 AM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x998D2 (Table: history_visits, history_items, Size: 1695744 bytes)	when your unconscious do you breathe		Unknown	Legacy	Yes	
15	12/18/2019 7:58:57 AM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x8891C (Table: history_visits, history_items, Size: 1695744 bytes)	wake up from choke hold		Unknown	Legacy	Yes	
16	12/16/2019 7:56:36 AM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x889A6 (Table: history_visits, history_items, Size: 1695744 bytes)	choke hold		Unknown	Legacy	Yes	
17	12/16/2019 7:56:36 AM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x889A6 (Table: history_visits, history_items, Size: 1695744 bytes)	choke hold death		Unknown	Legacy	Yes	
18	12/13/2019 2:08:34 AM(UTC-8)	Safari <b>Source file:</b> 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x744B4 (Table: history_visits, history_items, Size: 1695744 bytes)	when someone is dying		Unknown	Legacy	Yes	

19		Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x3084F (Table: history_items, Size: 1695744 bytes)	sewage reside		Unknown	Legacy	Yes	
20		Safari Source file: 00008030-001130E80E82802E_file s_full.zip/private/var/mobile/Library/Safari/History.db : 0x3084F (Table: history_items, Size: 1695744 bytes)	residential sewage system		Unknown	Legacy	Yes	

# EXHIBIT 3



Quick Reference Guidelines  
Pocket Guides  
and Digital Apps



ACAAI Statement –  
3-12-20

References

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Allergy, and Immune Deficiency Patients – 3-12-20

## COVID-19 and Asthma, Allergy, and Immune Deficiency Patients

ACAAI Statement – 3-12-20

The recent pandemic outbreak of Coronavirus has created a good bit of uncertainty and anxiety among many of our patients. Elderly patients as well as patients with severe asthma, immunodeficiency and other chronic conditions where their immune system



may be compromised are most susceptible to increased morbidity and mortality from viral infections in general, and we assume similar precautions should be recommended to these individuals for Coronavirus. As allergists, we should advise all of our patients, especially those with asthma, to remain on their medications. Specifically, asthma patients taking inhaled corticosteroids (ICS) should be advised to continue these medications as they have been shown to prevent or reduce asthma exacerbations in part by reducing ICAM-1 levels and/or acidic endosomes important for modulating airway inflammation associated with viral infections.<sup>1</sup>

(<https://college.acaai.org/acaa-statement-covid-19-and-asthma-allergy-and-immune-deficiency-patients-3-12-20#section-875816>)

A recent study reported that ICS inhibit the Coronavirus strain, HCoV-229E, replication partly by inhibiting receptor expression and/or endosomal function thereby modulating infection-induced airway inflammation.<sup>2</sup> (<https://college.acaai.org/acaa-statement-covid-19-and-asthma-allergy-and-immune-deficiency-patients-3-12-20#section-875816>) To date 80% of cases are mild and self-limited, manifesting as fever, cough and shortness of breath. For now, we should remain calm and prudent on how we advise our patients.

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#### References

If you have patients with severe asthma currently on a biologic therapy, there is no information at this time that these treatments should be stopped. These severe asthma patients are at an increased risk to COVID-19 infection and optimal control of their chronic condition is of utmost importance.

Access a downloadable version [\[sites/default/files/Resources/covid-19\\_and\\_asthma\\_allergy\\_and\\_immune\\_deficiency\\_patients\\_-\\_acaal\\_statement.pdf\]](#) of this statement.

Detailed clinical investigation of 140 hospitalized COVID-19 cases in Wuhan China suggests eosinopenia together with lymphopenia may be a potential indicator for diagnosis. Allergic diseases, asthma, and COPD were not risk factors for COVID-19 infection. The authors found that older age, high number of comorbidities, and more prominent laboratory abnormalities were associated with severe patients.<sup>3</sup> (<https://college.acaal.org/acaal-statement-covid-19-and-asthma-allergy-and-immune-deficiency-patients-3-12-20#section-875816>)

A joint statement on the current epidemics of new Coronavirus by the world's different primary immunodeficiency organizations has been published. Their recommendations for patients with primary immunodeficiencies (PID) state that currently no data pointing to whether PID patients are actually at higher risk of more severe disease from COVID-19. However, it is believed that PID patients might be at higher risk for this infection or a more severe course of the disease. Thus, patients with PID need to take extra care to prevent from getting this infection. Please see the whole statement

([https://www.ceredh.fr/uploads/COVID19\\_WORLDWIDE\\_Joint\\_Statement\\_20200311\\_1200CET\\_FINAL.pdf](https://www.ceredh.fr/uploads/COVID19_WORLDWIDE_Joint_Statement_20200311_1200CET_FINAL.pdf)) for more information for your PID patients.

From Chinese data recently published in JAMA<sup>4</sup> (<https://college.acaal.org/acaal-statement-covid-19-and-asthma-allergy-and-immune-deficiency-patients-3-12-20#section-875816>), mortality rate seen:

- Under 60 years of age (less than 1%)
- 60-69 years of age (3.5%)
- 70-79 years of age (8%)
- Over 80 years of age (15%)

Allergists may consider intensive phone prescreening of acute visits to determine if patients have had fever for the past several weeks, potential exposure to COVID-19, or new onset cough. The patient can then be effectively triaged before arriving at office or even referred to an acute care clinic, emergency room or your local facility set up to handle potential COVID exposed patients if allergist does not feel that their office is prepared to safely treat the patient, while protecting other patients and staff in the office from the virus.

Reasonable healthcare recommendations for your asthma patients are: 1) Avoid close contact (6 feet) with people who are sick; 2) Avoid touching your eyes, nose, and mouth; 3) Wash your hands often with soap and water for at least 20 seconds; 4) Use an alcohol-based hand sanitizer that contains at least 60% alcohol if soap and water are not available; 5) Use tissues to

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cover coughs and sneezes, then discard tissue in the trash; 6) Clean/disinfect frequently touched objects and surfaces and 7) IF YOU ARE SICK, STAY AT HOME! For up-to-date information about the Coronavirus pandemic, visit the CDC website (<http://www.cdc.gov/coronavirus/2019-ncov/>).

ACAII Statement –  
3-12-20

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# EXHIBIT 4

**The New York Times**

<https://nyti.ms/2wNMs5g>

## ***Asthma Is Absent Among Top Covid-19 Risk Factors, Early Data Shows***

Despite warnings that asthmatics were at higher risk for severe illness from the coronavirus, asthma is showing up in only about five percent of New York State's fatal Covid cases.



By Danny Hakim

Published April 16, 2020 Updated April 20, 2020

For people with asthma, the outbreak of a pandemic that can lead to respiratory failure has not been a welcome event. Many health organizations have cautioned that asthmatics are most likely at higher risk for severe illness if they get the coronavirus. There's been a run on inhalers, and coronavirus patients like the actor Idris Elba have openly worried about their asthma.

But this month, when New York State, the epicenter of the outbreak in the United States, began releasing data on the top 10 chronic health problems suffered by people who died from coronavirus, asthma was notably absent from the list. State officials said only about five percent of Covid-19 deaths in New York were of people who were known to also have asthma, a relatively modest amount.

The research at this early stage is minimal and not always consistent, as one would expect. A recent commentary published in *Lancet* by a group of European researchers called it “striking” that asthma appeared “to be underrepresented in the comorbidities reported for patients with Covid-19” — comorbidity being the term for a secondary health problem. A small study of 24 critically ill patients in Washington State noted that three had asthma.

“We’re not seeing a lot of patients with asthma,” said Dr. Bushra Mina, a pulmonary and critical care physician at Lenox Hill Hospital in New York City, which has treated more than 800 Covid cases. The more common risk factors, he added, are “morbid obesity, diabetes and chronic heart disease.”

The top Covid-19 comorbidities listed by New York, in order, are hypertension, diabetes, high cholesterol, coronary artery disease, dementia and atrial fibrillation, a heart condition. Chronic obstructive pulmonary disease, another respiratory ailment, but one with an older demographic than asthma, ranks seventh. Renal disease, cancer and congestive heart failure round out the list.

#### **Latest Updates: Coronavirus Outbreak in the U.S.**

- [Trump says he will suspend immigration, but provides few details about the plan.](#)
- [The record oil market collapse is continuing.](#)
- [Negotiators are racing to secure a deal on small business aid in hopes of getting Senate approval Tuesday.](#)

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Nearly eight percent of the U.S. population — close to 25 million people — has asthma, according to the Centers for Disease Control and Prevention. It is a lung disease that causes the airways to constrict and can make breathing hard work as the body fights for enough oxygen. Symptoms include wheezing and coughing.

One thing doctors agree on is that people with asthma should be taking long acting medications like steroids that keep their symptoms in check, because having your asthma under control is better than battling asthma and a virus simultaneously.

Health experts have generally seen little to no evidence that asthma increases the risk of developing Covid-19, but the question has been whether it causes worse outcomes for those who do have it.

“If you have mild or moderate disease, you’re probably not going to behave much differently than someone who doesn’t have asthma, particularly if you’re a younger person,” said Dr. David Hill, a board member of the American Lung Association. But he added that those with more severe cases “may get more severity of the disease.”

Dr. Linda Rogers, a specialist in pulmonary medicine at the Mt. Sinai Health system, which is on the front line of Covid treatment, said one would assume that patients with underlying lung diseases would be “at risk of worse outcomes.” But she said that “asthma is underrepresented” in patients that are sick enough to seek treatment.

Her practice focuses on people with more serious cases of asthma, but she has been able to successfully manage many of her asthma patients through telemedicine. “These are patients who, just based on their asthma alone, are on steroids all the time. I’m just surprised some of them haven’t done worse.”


Still, the data analysis on the effects of asthma is in its infancy, and health experts cited an existing body of research that shows the flu and milder coronaviruses exacerbate asthma as worrisome indicators for those with Covid-19. Dr. Rogers said that she did not want to exclude asthma “as a potential problem as it is well known that viral infections are the No. 1 cause of asthma flares in both children and adults under normal conditions.”

Dr. J. Allen Meadows, president of the American College of Allergy, Asthma and Immunology, said much the same: “Since common coronaviruses in the United States, and influenza, trigger asthma flares in well controlled patients, we might expect Covid-19 to be similar.”

One doctor who has studied viruses extensively is Young J. Juhn, a clinical epidemiologist, and professor of pediatrics and medicine at the Mayo Clinic, whose laboratory research has examined the impact of asthma on the risk of infectious and inflammatory diseases.

Dr. Juhn said the data would have to be studied and weighted in more detail, but added that, in his view, asthma put people at greater risk of poor outcomes, and potentially even more susceptible to infection, though there was limited data on the latter point. He noted that asthma disproportionately affects lower-income people who have less access to Covid testing and care.

“It may be still fair to say that the emerging data support the current guidelines considering asthma as a high-risk condition,” he cautioned, adding that “we need more definite data.”



CASE NO. C347887

IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP  
COUNTY OF CLARK, STATE OF NEVADA

THE STATE OF NEVADA, )  
Plaintiff, )  
vs. ) CASE NO. 20F01585X  
JAYSHAWN BAILEY, )  
Defendant. )  
\_\_\_\_\_ )

REPORTER'S TRANSCRIPT OF PRELIMINARY HEARING

BEFORE THE HONORABLE HARMONY LETIZIA  
JUSTICE OF THE PEACE

WEDNESDAY, APRIL 1, 2020  
9:30 A.M.

APPEARANCES:

For the State:

M. SCHWARTZER, ESQ.  
S. OVERLY, ESQ.  
DEPUTY DISTRICT ATTORNEYS

For the Defendant:

K. HAMMERS, ESQ.  
A. CLARK, ESQ.  
DEPUTY PUBLIC DEFENDERS4

Reported by: CHRISTA BROKA, CCR. No. 574

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1 LAS VEGAS, CLARK COUNTY, NEVADA,

2 APRIL 1, 2020 AT 9:30 A.M.

3 P R O C E E D I N G S

4

5

6 THE COURT: Jayshawn Bailey, 20F01585X. This is  
7 the time and date scheduled for the preliminary hearing. We  
8 are going to have Mr. Bailey remain in the box. Before we get  
9 the first witness ready to go are there any preliminary matters  
10 we need to address?

11 MR. SCHWARTZER: No, Your Honor. I anticipate  
12 based on the testimony of the coroner I am going to amend the  
13 criminal complaint on line 13 where it says by strangling  
14 and/or asphyxiation and/or unknown means. That's something I  
15 intend to do after the coroner if the coroner's testimony is  
16 different than what I expect it to be.

17 THE COURT: We have the coroner testifying and who  
18 is the other witness?

19 MR. SCHWARTZER: Ryan Jaeger.

20 THE COURT: There is nobody in the courtroom right  
21 but if there were any witnesses we would order them out and not  
22 to discuss their testimony.

23 MR. SCHWARTZER: Right. We had the victim of the  
24 sister here. My understanding is we are not opening to the  
25 public based on COVID 19.

1 THE COURT: Right. Thank you so much. Good  
2 morning. We can see and hear you. Can you see us and hear us?

3 THE WITNESS: Yes.

4 THE COURT: We are here on Jayshawn Bailey,  
5 20F01585X. State can call their first witness.

6 MR. SCHWARTZER: Dr. Christina Di Loreto.

7 THE COURT: Ma'am, can you stand up and raise your  
8 hand to swear you in?

9 THE CLERK: Please raise your right hand. Do you  
10 solemnly swear the testimony you are about to give be the  
11 truth, the whole truth, and nothing but the truth so help you  
12 God?

13 THE WITNESS: I do.

14 THE CLERK: Can you please state and spell your  
15 first and last name for the record.

16 THE WITNESS: My name is Christa Di Loreto.  
17 C-H-R-I-S-T-I-N-A. Last name D-I, space, L-O-R-E-T-O.

18 THE COURT: Thank you, ma'am. Mr. Schwartzer?

19 MR. SCHWARTZER: Thank you, Your Honor.  
20

21 DIRECT EXAMINATION

22 BY MR. SCHWARTZER:

23 Q. Doctor, I see some documents in front of you right now  
24 is that your report for this case?

25 A. It is and my subpoena.



1 Q. If you need to refer to your report can you let us know  
2 that you need to refer to your report and then you will be able  
3 to do so. Okay?

4 A. Okay.

5 Q. Doctor, could you tell us what you do for a living?

6 A. I am a forensic pathologist with the Clark County  
7 Coroner's Office.

8 Q. How long have you been doing that?

9 A. I've have been with the office since July of 2018.

10 Q. And in order to be a doctor at the coroner's office I  
11 assume you have to have a medical degree; is that correct?

12 A. Yes, correct.

13 Q. You went through some post graduate as well to be  
14 pathologist; is that correct?

15 A. Correct.

16 Q. You've testified before in your role as a coroner in  
17 the Clark County judicial system?

18 A. Yes.

19 Q. About how many times?

20 A. Approximately ten.

21 Q. That includes jury trials, grand jury, and preliminary  
22 hearings?

23 A. Correct. This is the first preliminary hearing, yes.

24 Q. Grand juries and jury trials?

25 A. Yes.

1 Q. Doctor, as a coroner I imagine you do autopsies?

2 A. Yes.

3 Q. How many autopsies, and I know you may not have an  
4 exact number, but how many autopsies do you believe you have  
5 conducted over the last few years?

6 A. I have performed over 500 post mortem examinations that  
7 includes autopsies, external examinations, and head  
8 examinations.

9 Q. Now I want to direct your attention to an autopsy you  
10 did on January 20th, 2020 specifically autopsy case number  
11 20-00363. Are you familiar with that autopsy?

12 A. Yes.

13 Q. Did you personally conduct that examination?

14 A. I did.

15 Q. Was the individual you performed the autopsy  
16 identified?

17 A. Yes.

18 Q. What was her name?

19 A. Tamyah Trotter.

20 Q. And how old was Miss Trotter?

21 A. Seventeen-years old.

22 Q. When you conducted your examination what's the first  
23 thing you do?

24 A. The first thing I do is an external examination of the  
25 body so that includes noting any identifying marks, such as

1     scars and tattoos and hair color and documenting injury.

2           Q.    Did you do that in this case?

3           A.    Yes.

4           Q.    Did you find anything of note in the external  
5     examination of Miss Trotter?

6           A.    Her body was decomposing.

7           Q.    Were you able you tell -- are you able to tell how long  
8     the body was decomposing with any certainty?

9           A.    No.

10          Q.    Are you able to ballpark at all or is that impossible  
11     as well?

12          A.    It is. Based on the circumstances I could estimate but  
13     not based on the examination of the body, no.

14          Q.    Based on circumstances and by circumstances what do you  
15     mean?

16          A.    That she has been reported missing in December.

17          Q.    You're talking about the timeline that was provided to  
18     you by your investigator?

19          A.    Correct.

20          Q.    Besides the fact Miss Trotter's body was decomposing  
21     did you find anything else of note in your external  
22     examination?

23          A.    No.

24          Q.    After you did the external examination what would be  
25     the next thing you would do?

1       A.   Then we move on to the internal examination which that  
2 includes opening the body cavity and examining the organs in  
3 the body cavity and then removing the organs to examine them  
4 individually.

5       Q.   When you were doing that did you find had any injuries  
6 of note?

7       A.   No.

8       Q.   Did you find anything else of note like natural disease  
9 or anything outside of a traumatic injury?

10      A.   I did not.

11      Q.   After you do that what was your next step in your  
12 examination?

13      A.   In this particular case I also submitted tissue to look  
14 at under the microscope to see if there was microscopic natural  
15 disease that could be identified and also to find any evidence  
16 of injury microscopically. I also performed a toxicology  
17 study.

18      Q.   Are you familiar with the toxicology findings?

19      A.   Yes.

20      Q.   Was there anything of note within the toxicology  
21 findings?

22      A.   The toxicology testing detected ethanol in the blood.

23               THE COURT: Ethanol in the what?

24               THE WITNESS: In the blood.

25   / / /

1 BY MR. SCHWARTZER:

2 Q. What does that indicate to you as a medical examiner?

3 A. In this case it could either be that alcohol was  
4 consumed and/or it's present as a decomposition product.

5 Q. Now either/or, could obviously if it was part of the  
6 decomposing product it wouldn't be recent for a death but let's  
7 say it was alcohol consumed is there an indication that would  
8 have been a cause of death?

9 A. No, not at this level.

10 Q. We can be clear when you took the toxicology report you  
11 mentioned when you talk about toxicology you mentioned that the  
12 body was decomposing were you still able to get blood from the  
13 Miss Trotter's body?

14 A. Yes.

15 Q. You were able to -- that was the thing that was  
16 submitted for the toxicology?

17 A. Yes, that is what the testing was conducted on.

18 Q. So despite the fact that there has been some  
19 decomposing you were still able to acquire that blood?

20 A. Correct.

21 Q. Now you also mentioned you got microscopic slides as  
22 well; is that correct?

23 A. Correct.

24 Q. Did you review those microscopic slides as well?

25 A. I did.

1       Q. Did you find anything of note during microscopic  
2 slides?

3       A. I did not. There were decomposition changes.

4       Q. Now in your -- we mentioned that you wrote an autopsy  
5 report, Doctor?

6       A. Correct.

7       Q. During your report you did mention there was a possible  
8 soft issue -- issues with soft tissue and intermuscular  
9 hemorrhage, is that correct, in the neck and left lower  
10 extremity?

11      A. Yes. In the neck and in the left lower extremity but  
12 microscopically I was not able to confirm hemorrhage or injury.

13      Q. So the marks -- what are these marks? How would you  
14 view them? Are they dark? Are they light? What would they be  
15 like?

16      A. In the neck there was one of the muscles of the neck  
17 had some darker discoloration relative to the surrounding  
18 tissue.

19      Q. Sure. So could that be an indication of an injury?

20      A. It's possible but I was not able to confirm that.

21      Q. Like you said you did microscopic exams and there  
22 wasn't any further evidence of that hemorrhaging; right?

23      A. Correct.

24      Q. And there was nothing -- there was no acute skeletal  
25 injury as well?

1       A.    Correct.

2       Q.    So it fair to say that could have been an injury or a  
3 product of decomposing?

4       A.    Correct.

5       Q.    So you mentioned that you didn't find any natural  
6 diseases as well so there was nothing to indicate she died of  
7 something natural; is that correct?

8       A.    There was not.

9       Q.    Now, while talking about asphyxiation and/or choking  
10 would that always leave hemorrhaging markings in someone's  
11 neck?

12      A.    Not necessarily, no.

13      Q.    When would it not leave a mark on someone's neck?

14      A.    When compression -- when the asphyxia is due to  
15 compression of internal structures of the neck depending on how  
16 that pressure is applied it may not leave external or internal  
17 evidence of injury.

18      Q.    So for example if you applied pressure to the carotid  
19 artery would that necessarily leave a mark?

20      A.    No.

21      Q.    And if you applied pressure to the carotid artery for a  
22 significant period of time could that cause death?

23      A.    Yes.

24      Q.    Let's define what a significant portion is.  If someone  
25 applies pressure to a carotid artery in your opinion as a

1 medical examiner how long would it take for someone to go  
2 unconscious?

3 A. So if you had bilateral compression of the carotid  
4 artery consciousness can be lost in approximately ten to  
5 fifteen seconds.

6 Q. How long do you have to apply that pressure for it to  
7 continue to -- let me stop there. Sorry. Bad question.

8 So you can lose consciousness within ten to fifteen  
9 seconds from pressure applied to your carotid artery, would you  
10 regain consciousness at some point?

11 A. If pressure is released one could regain consciousness  
12 within ten to twenty seconds.

13 Q. So pretty quickly?

14 A. Yes.

15 Q. Kind of like holds that we see in UFC and wrestling? I  
16 guess if you're familiar with that.

17 A. I am not familiar with that.

18 Q. That's fair. So you would regain consciousness if it  
19 was applied for that period of time. How about applying  
20 pressure to a carotid artery that would lead to death how long,  
21 in your opinion, does that have to be applied for?

22 A. With sustained pressure a couple of minutes.

23 Q. By a couple just to be specific you're talking about  
24 one to two minutes, two to three minutes or just a wide range?

25 A. More of a range. It depends upon the sustained



1 pressure as well as the individual factors such as their  
2 overall health, things like that.

3 Q. Okay. Now, with Miss Trotter did you see anything else  
4 regarding her health? Was she a fairly healthy seventeen-year  
5 old? Was she a sick seventeen-year old? Can you tell is  
6 anything about her physical condition?

7 A. Yes, I find no anatomic natural disease. I attempted  
8 an all area medical record search and only found one medical  
9 record.

10 Q. What was that for?

11 A. I believe she had gastroenteritis.

12 Q. Okay. Sorry, go ahead.

13 A. Just a diarrheal illness that appeared to be resolved.

14 Q. I guess a stomach bug or something?

15 A. Yes.

16 Q. Would that have affected her overall health if that  
17 stomach had passed?

18 A. No.

19 Q. So outside of this medical record for having a stomach  
20 issue at some point she appeared to be a healthy seventeen-year  
21 old?

22 A. Correct.

23 Q. Doctor, were you able to come up with a cause and  
24 manner of death?

25 A. Yes.

1                   MS. HAMMERS: I'm going to object to her testimony  
2 as to manner. I think she is qualified to talk about cause of  
3 death. The manner of death I don't think her qualifications  
4 would go to.

5                   THE COURT: Mr. Schwartz?

6                   MR. SCHWARTZER: I think by statute she's as a  
7 medical examiner for the coroner's office by statute is able to  
8 -- she is supposed to give an opinion regarding cause and  
9 manner. If you want me to establish more in her expertise in  
10 determining death, I can do so.

11                  THE COURT: Ms. Hammer?

12                  MS. HAMMERS: I think in this case what she is  
13 relying on according to her report and based on what she says  
14 she comes up with a manner of death based on circumstances,  
15 suspicious circumstances, investigative information, and not  
16 anything that has to do with the examination of the body.

17                  MR. SCHWARTZER: That's still what someone  
18 considers for cause and manner of death.

19                  THE COURT: All right.

20                  MR. SCHWARTZER: Circumstances are absolutely  
21 something that can factor into that.

22                  THE COURT: The objection is overruled. You can  
23 answer the question. Do you need him to repeat it?

24                  THE WITNESS: Yes, please.

25 / / /

1 BY MR. SCHWARTZER:

2 Q. Sure. Doctor, after your examination were you able to  
3 determine a cause and manner of death in Miss Trotter's case?

4 A. Yes.

5 Q. Can you tell us what the cause would be?

6 A. The cause of death was homicide by unspecified means.

7 Q. And what does that mean unspecified means?

8 A. It's where no fatal traumatic injury was identified.  
9 No fatal natural disease was identified. No toxicological  
10 cause of death was identified. There are suspicious  
11 circumstances such as an intent to hide the body from view.

12 Q. The suspicious circumstances how would you determine  
13 those? How did you find out those suspicious circumstances?

14 A. We have our own investigators in our office that attend  
15 the scenes and initiated a death investigation from our office.

16 Q. Did you consider -- are you familiar that Mr. Bailey  
17 gave a statement in this case?

18 A. Yes.

19 Q. Did you consider his statement while considering your  
20 cause of death?

21 A. I did.

22 Q. Then what would be your determination of manner of  
23 death?

24 A. Homicide.

25 MR. SCHWARTZER: I have no further questions.

1 I'll pass the witness.

2 THE COURT: Cross-examination.

3 MS. HAMMERS: Thank you.

4

5 CROSS-EXAMINATION

6 BY MS. HAMMERS:

7 Q. Doctor, can you hear me?

8 A. Yes.

9 Q. When someone has died by strangulation what types of  
10 things would you expect to see?

11 A. Well you can see petechial hemorrhages in the eyes  
12 around the face. You may see external injury to the neck as  
13 well as internal injuries such as hemorrhages in the skeletal  
14 muscle and other soft tissues. You could also see fracture of  
15 the laryngeal structures into the hyoid bone or the thyroid  
16 cartilage.

17 Q. And you didn't see any of those things in this case?

18 A. I did not.

19 Q. And as far as asphyxiation again if we were talking  
20 about a non-decomposed body, what types of things would you  
21 expect to see?

22 A. Well asphyxia is a very broad term under which  
23 strangulation falls. In asphyxia in general you may not have  
24 see any findings or the findings maybe nonspecific. You may  
25 see --

1 Q. Go ahead. You may see what?

2 A. You may see petechial hemorrhages, maybe congestion of  
3 the tissues what we call fluidity of the blood it doesn't clot  
4 up. There's nonspecific findings and you can also find no  
5 negative findings or no findings.

6 Q. The things you just listed you could see, you didn't  
7 see any of them in this case?

8 A. Correct.

9 Q. And when you have a body that has begun decomposing or  
10 is decomposed is there a way you classify that as far as a  
11 little decomposed, a lot decomposed, further along in  
12 decomposition?

13 A. I kind of do a generalization. I try in my report to  
14 be more descriptive to just describe the decomposition changes.

15 Q. Okay. I want to use your words they are better than  
16 mine, was this body very decomposed?

17 A. No.

18 Q. And decomposition takes some period of time; right?

19 A. Correct.

20 Q. And is there a way we can at least say this is a death  
21 that could not have occurred that day or the day before? Is  
22 there a timeframe that you would be comfortable with? What I  
23 mean by that is: This body must have been decomposing for at a  
24 least certain period of time?

25 A. I could say with confidence that the death did not

1 occur on the day that the body was found. A decomposition  
2 there are generalizations you can make but it also varies  
3 depending on the external environment and the internal  
4 environment how fast or slow changes occur. I can't be more  
5 specific?

6 Q. Nothing beyond that day. From what you are looking at  
7 it is entirely possible it happened the day before?

8 A. It could have been -- I can't say.

9 Q. I wanted to go back to what you were testifying to on  
10 direct examination as far as examining both the body and  
11 medical records to determine health. Do you understand what I  
12 mean?

13 A. No.

14 Q. For your determination that you had no signs that was  
15 anything other than a healthy seventeen-year old?

16 A. Correct.

17 Q. Did find evidence of gallstones?

18 A. I did.

19 Q. Okay. That something that was not based on medical  
20 records but something that you saw in your own examination?

21 A. Correct.

22 Q. How are you able to see that?

23 A. When I examined the liver the gallbladder is attached  
24 to the liver. I opened the gallbladder visualized gallstones.

25 Q. When you make a determination as far as manner of death

1 and you make a determination that's a homicide in this case;  
2 that's right?

3 A. Yes.

4 Q. You said that was based on information you received  
5 from the coroner's investigator?

6 A. And photographs showing where the decedent was found.

7 Q. Is part of what you considered statements that were  
8 made by the defendant in this case?

9 A. No.

10 MS. HAMMERS: I don't have any other questions.  
11 Thank you.

12 THE COURT: Any redirect?

13 MR. SCHWARTZER: Just one thing.

14

15 REDIRECT EXAMINATION

16 BY MR. SCHWARTZER:

17 Q. Doctor?

18 A. Yes.

19 Q. The gallstones mentioned by defense counsel did that  
20 factor into Miss Trotter's death at all based on your  
21 examination?

22 A. No. That was incidental findings. People often have  
23 gallstones.

24 MR. SCHWARTZER: Nothing further, Your Honor.

25 THE COURT: Anything based on that?

1 MS. HAMMERS: Nothing.

2 THE COURT: Thank you very much, ma'am, for  
3 testimony. You are free to log off. Please don't discuss your  
4 testimony with anyone. Thank you, ma'am.

5 THE WITNESS: Thank you.

6 THE COURT: That's it for our witnesses by Blue  
7 Jean.

8 State, who is your next witness?

9 MR. SCHWARTZER: State calls Detective Ryan  
10 Jaeger.

11 THE CLERK: Please raise your right hand. Do you  
12 solemnly swear the testimony you are about to give be the  
13 truth, the whole truth, and nothing but the truth so help you  
14 God.

15 THE WITNESS: I do.

16 THE CLERK: Please be seated. State and spell  
17 your name for the record.

18 THE WITNESS: My name is Ryan Yaeger, R-Y-A-N,  
19 J-A-E-G-E-R.

20 THE COURT: Thank you. Mr. Schwartzer?

21

22 DIRECT EXAMINATION

23 BY MR. SCHWARTZER:

24 Q. Sir, how are you employed?

25 A. Currently I am employed as a detective with the Las



1 Vegas Metropolitan Police Department assigned to the homicide  
2 section.

3 Q. How long have you been a detective?

4 A. I've been a detective fifteen years.

5 Q. How long have been in homicide?

6 A. Just over three.

7 Q. I want to direct your attention to January 19th of  
8 2020. Were you working as a homicide detective at that time?

9 A. I was.

10 Q. Were you called out to a scene out here in Clark  
11 County, Nevada?

12 A. I was.

13 Q. Where was the scene on January 19th, 2020?

14 A. The scene was at the intersection of Fred Brown and  
15 Dwayne Stedman.

16 Q. And that's here in Clark County?

17 A. That's correct. It's near Lake Mead and Martin Luther  
18 King that part of town.

19 Q. By the time -- let me ask you this: What was the  
20 nature of the call that you were responding to?

21 A. The police department had received a 911 call and the  
22 caller stated that about a month prior he noticed two people  
23 putting something in the sewer right up the street from his  
24 house. He waited approximately two weeks, went down to the  
25 sewer, and saw a body. He waited another couple of weeks and

1 his conscience got to him so he called the police to report a  
2 body down in the sewer.

3 Q. Before you would have arrived uniformed patrol officers  
4 responded?

5 A. That's correct.

6 Q. Would the uniform patrol officers vetted to see if  
7 there was actually somebody in the sewer?

8 A. That's correct. The first arriving uniformed patrolmen  
9 actually removed the sewer cover and could look from the street  
10 level down in the sanitary sewer and see the body.

11 Q. Once they see what they determined to be a body or  
12 deceased person in the sewer that's when homicide would be  
13 called out?

14 A. That's correct.

15 Q. When you get called out do you get called out by  
16 yourself or do you get called out by team? How do you guys get  
17 called out?

18 A. We are called out as a squad. There's six detectives  
19 and one sergeant gets called out.

20 Q. Do you work with a partner as well?

21 A. We do. Within each case you're assigned a case agent  
22 and the case agent always work in pairs. My partner in this  
23 case was Detective Buddy Embrey.

24 Q. Did you and Detective Embrey arrive around the same  
25 time?

1       A.   Close proximity, yes.

2       Q.   Was it determined that this was going to be -- that  
3 someone was going to take the lead in this case?

4       A.   We work on a rotation. Based on the rotation I lead on  
5 the case.

6       Q.   You are what we call the case agent?

7       A.   That's correct.

8       Q.   As a case agent is part of your responsibility  
9 delegating what people do?

10      A.   That's correct.

11      Q.   In this case what were -- what did you do at the scene  
12 initially and what did you have the other detectives do?

13      A.   So my role was dedicated to the scene. The body and  
14 crime scene. I delegated Detective Embrey to do the interview  
15 with Jayshawn Bailey who was the PR on the call.

16      Q.   So Jayshawn Bailey was determined to be the person who  
17 did the 911 call?

18      A.   That's correct.

19      Q.   Was he there on the scene as well?

20      A.   He was.

21      Q.   Do you see him in the courtroom today?

22      A.   Yes, I do.

23      Q.   Can you point to him and identify a piece of clothing?

24      A.   He's in the blue shirt and the gold glasses.

25               MR. SCHWARTZER: Let the record reflect the

1 Detective identified Mr. Bailey?

2 THE COURT: The record will so reflect.

3 BY MR. SCHWARTZER:

4 Q. Could you tell this Court about that scene, how would  
5 you describe the scene?

6 A. The scene was actually the sanitary sewer so when you  
7 flush your toilet everything from the toilet goes down to these  
8 pipes. It's a manhole that sits level with the street. When  
9 the manhole is removed about five feet below street level is a  
10 two feet round it's a pipe that runs into the ground with the  
11 sewage running through it. Inside the pipe was the body. Next  
12 to the body was a blue Puppy Chow dog food bag, a black plastic  
13 bowl and like a fake flower petal.

14 Q. Were photographs taken of the scene?

15 A. They were.

16 Q. Now, you're not the person who had specifically taken  
17 the photographs?

18 A. I was not.

19 Q. That would be someone else, right, a crime scene  
20 analyst?

21 A. A crime scene analyst. I believe Heather Ovens took  
22 the photographs.

23 Q. You're familiar with the photographs from that day?

24 A. That's correct.

25 Q. In fact as the case agent you reviewed those yourself?

1       A.    That's correct.

2       Q.    You would have personally seen them yourself -- you  
3 would have personally seen what was being photographed?

4       A.    That's correct.

5               MR. SCHWARTZER:  Your Honor, may I approach?

6               THE COURT:  Yes.

7  BY MR. SCHWARTZER:

8       Q.    Let's start with State's Proposed Exhibits 1 through 5.  
9 Detective, just quietly look through those and see if you  
10 recognize those photographs.

11       A.    These are photographs taken of the crime scene on the  
12 19th.

13       Q.    You recognize these photographs from that scene that  
14 were taken near or at that time this investigation was going on  
15 on January 19th?

16       A.    Yes, I did.

17               MR. SCHWARTZER:  Move for admission of 1 through  
18 5, Your Honor.

19               MS. HAMMERS:  I have to clarify.  You recognized  
20 those because these are things you saw?

21               THE WITNESS:  Yes.

22               MS. HAMMERS:  Not because these are photographs  
23 that someone gave you previously and just seen the photographs?

24               THE WITNESS:  I recognized these photographs  
25 because I was standing at the scene as the photographs were

1 taken.

2 MS. HAMMERS: That's all I wanted to clarify.

3 Thank you. No objection.

4 THE COURT: State's 1 through 5 will be admitted.

5 BY MR. SCHWARTZER:

6 Q. On Exhibits 1 through 5 those show -- those depict the  
7 scene; is that correct?

8 A. Yes.

9 Q. Could you go through the photographs, go through them  
10 with the Judge and tell the Judge what you are seeing?

11 THE COURT: You can go through them and then I'll  
12 look at them.

13 THE WITNESS: The top of the first one is an  
14 overview of where Fred Brown and Dwayne Stedman meet. It just  
15 shows the sanitary sewer cover in the middle of the road. It's  
16 kind of an overview. The second one -- the second one is the  
17 manhole cover has been removed and it's a shot from street  
18 level down looking into the sanitary sewer.

19 BY MR. SCHWARTZER:

20 Q. This also shows that Puppy Chow bag as well?

21 A. It does. The second pictures is a close up more in  
22 focus detail view of what was in the sanitary sewer.

23 Q. Again showing the bag?

24 A. The Puppy Chow dog food bag, that's correct. This next  
25 picture just shows the steps that were taken to get detectives

1 down into the sewer and the method we used to hoist the body.

2 THE COURT: Can we identify what number is on the  
3 back?

4 THE WITNESS: State's 5.

5 THE COURT: Thank you.

6 THE WITNESS: Now we are back to State's Exhibit 4  
7 this just shows that once the body is removed the legs of body  
8 were actually plugging the flow of the drain and causing the  
9 water level inside the pipe to rise. This just shows once the  
10 body is removed the functioning water level of the sewer.

11 BY MS. HAMMERS:

12 Q. How was body removed?

13 A. We had detectives from our armored section put straps  
14 around it and actually hoist the body out.

15 Q. Once that happened what happened with the material that  
16 was inside the sewer?

17 A. There was a jacket with a green stripe kind of  
18 underneath the body. The space was confined that only one  
19 person could fit in there. When you were down there you  
20 couldn't bend over because your knees would hit one side and  
21 your butt would hit the other side. So they got a strap around  
22 it and when they lifted it up the jacket fell off and the  
23 pressure of the current of all the pent up water washed the  
24 jacket from underneath the body into the drain. Then the level  
25 of the drain quickly subsided to working level.

**PLEADING  
CONTINUES  
IN NEXT  
VOLUME**