

1 CODE NO. 2515
2 WASHOE COUNTY PUBLIC DEFENDER
3 JOHN REESE PETTY, State Bar Number 10
350 South Center Street, 5th Floor
4 P.O. Box 11130
Reno, Nevada 89520-0027
5 (775) 337-4827
Attorney for Defendant

Electronically Filed
Sep 09 2016 09:45 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

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

9 THE STATE OF NEVADA,

10 Plaintiff,

11 vs.

Case No. CR16-0323

12 RYAN SCOTT ANDREWS,

Dept. No. 1

13 Defendant.
14

15 **NOTICE OF APPEAL**

16 RYAN SCOTT ANDREWS, the defendant above named, appeals to the Supreme Court of
17 Nevada from the judgment of conviction entered in this action on August 5, 2016. This is not a
18 Fast Track Appeal.

19 The undersigned hereby affirms, pursuant to NRS 239B.030, that this document does not
20 contain the social security number of any person.

21 DATED this 2nd day of September 2016.

22
23 JEREMY T. BOSLER
WASHOE COUNTY PUBLIC DEFENDER

24 By: /s/ John Reese Petty
25 JOHN REESE PETTY, Chief Deputy
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RYAN SCOTT ANDREWS (#1080725)
Northern Nevada Correctional Center
P.O. Box 7000
Reno, Nevada 89702

TERRENCE P. McCARTHY
Chief Appellate Deputy
Washoe County District Attorney's Office
(E-mail)

ADAM LAXALT
Attorney General State of Nevada
100 N. Carson Street
Carson City, Nevada 89701

DATED this 2nd day of September 2016.

/s/ John Reese Petty
JOHN REESE PETTY

1 CODE NO. 1310
2 WASHOE COUNTY PUBLIC DEFENDER
3 JOHN REESE PETTY, State Bar Number 10
4 350 South Center Street, 5th Floor
5 P.O. Box 11130
6 Reno, Nevada 89520-0027
7 (775) 337-4827
8 Attorney for Defendant
9

10 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
11
12 IN AND FOR THE COUNTY OF WASHOE
13

14 THE STATE OF NEVADA,

15 Plaintiff,

16 vs.

Case No. CR16-0323

17 RYAN SCOTT ANDREWS,

Dept. No. 1

18 Defendant.
19

20 **CASE APPEAL STATEMENT**

21 1. Appellant, RYAN SCOTT ANDREWS

22 2. This appeal is from a judgment of conviction entered on August 5, 2016, by the
23 Honorable Janet J. Berry, district judge.

24 3. The parties below were The State of Nevada, Plaintiff and RYAN SCOTT
25 ANDREWS, Defendant.

26 4. The parties herein are RYAN SCOTT ANDREWS, Appellant and The State of
Nevada, Respondent.

5. Counsel on appeal: For the Appellant, the Washoe County Public Defender's Office
and John Reese Petty, Chief Appellate Deputy, 350 South Center Street, 5th Floor, P.O. Box

1 11130 Reno, Nevada 89520-0027, (775) 337-4827; and for the Respondent, the Washoe
2 County District Attorney's Office, One South Sierra Street, Reno, Nevada 89501, (775) 337-
3 5751.

4 6. Appointed counsel represented Appellant in the district court

5 7. Appointed counsel represents Appellant on appeal.

6 8. The Washoe County Public Defender was court-appointed.

7 9. The information was filed on March 8, 2016, and amended on April 20, 2016 and
8 June 10, 2016.

9 10. Mr. Andrews was tried by a jury on two counts: trafficking in a controlled substance
10 and unlawful sale of a controlled substance at or near a public park, both category B felonies.
11 He jury found him guilty on both counts. At sentencing the district court sentenced him to
12 concurrent terms of 36 to 96 months and 12 to 30 months in the Department of Corrections
13 respectively.
14

15 11. Not applicable.

16 12. Not applicable.

17 13. Not applicable.

18 The undersigned hereby affirms, pursuant to NRS 239B.030, that this document does not
19 contain the social security number of any person.
20

21 DATED this 2nd day of September 2016.

22 JEREMY T. BOSLER
23 WASHOE COUNTY PUBLIC DEFENDER
24 By: /s/ John Reese Petty
25 JOHN REESE PETTY, Chief Deputy
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RYAN SCOTT ANDREWS (#1080725)
Northern Nevada Correctional Center
P.O. Box 7000
Reno, Nevada 89702

TERRENCE P. McCARTHY
Chief Appellate Deputy
Washoe County District Attorney's Office
(E-mail)

ADAM LAXALT
Attorney General State of Nevada
100 N. Carson Street
Carson City, Nevada 89701

DATED this 2nd day of September 2016.

/s/ John Reese Petty
JOHN REESE PETTY

1 CODE NO. 3868
2 WASHOE COUNTY PUBLIC DEFENDER
3 JOHN REESE PETTY, State Bar Number 0010
4 350 South Center Street, 5th Floor
5 P.O. Box 11130
6 Reno, Nevada 89520-0027
7 (775) 337-4827
8 Attorney for Defendant

9
10 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

11 IN AND FOR THE COUNTY OF WASHOE

12 THE STATE OF NEVADA,

13 Plaintiff,

14 vs.

Case No. CR16-0323

15 RYAN SCOTT ANDREWS,

Dept. No. 15

16 Defendant.
17 _____ /

18 **REQUEST FOR TRANSCRIPT(S)**

19 TO: I. Clarkson, C. Eisenberg, D. Cecere, and C. Hummel:

20 RYAN SCOTT ANDREWS, defendant named above, requests preparation of a transcript of
21 certain portions of the proceedings before the district court in this matter as follows:

22 June 1, 2016: Transcript of Proceedings: Oral Arguments-Pretrial Motions (L. Clarkson);

23 June 13, 2016 (L. Clarkson), June 14, 2016 (C. Eisenberg), and June 15, 2016 (D. Cecere):

24 Transcript of Proceedings: Jury Trial (**excluding** the reading of jury instructions and jury selection,
25 but **including** all hearings and/or meetings with counsel held outside the presence of the jury
26 (including bench conferences), all meetings by the court with the jury with or without counsel
present, opening statements and closing arguments of counsel, all trial testimony, the settling of
jury instructions, and the return of the jury's verdict); and

1 August 4, 2016: Transcript of Proceedings: Entry of Judgment and Imposition of Sentence
2 (C. Hummel).

3 This notice requests a transcript of only those portions of the district court proceedings
4 which counsel reasonably and in good faith believes are necessary to determine whether appellate
5 issues are present. Voir dire examination of jurors, opening statements and closing arguments of
6 trial counsel, and the reading of jury instructions shall not be transcribed unless specifically
7 requested above, which, with the exception of the reading of jury instructions, they are.
8

9 I recognize that I must personally serve a copy of this form on the above named reporter and
10 opposing counsel, and that the above named court reporter shall have 30 days from the receipt of
11 this notice to prepare and submit to the district court and counsel the draft transcript requested
12 herein.

13 The undersigned hereby affirms, pursuant to NRS 239B.030, that this document does not
14 contain the social security number of any person.
15

16 DATED this 2nd day of September, 2016.

17 JEREMY T.BOSLER
18 WASHOE COUNTY PUBLIC DEFENDER

19 By: /s/ John Reese Petty
20 JOHN REESE PETTY
21 Chief Deputy
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**SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE**

Case History - CR16-0323

DEPT. D1

HON. JANET J. BERRY

Report Date & Time

9/2/2016

3:53:00PM

Case Description: STATE VS. RYAN SCOTT ANDREWS (TN) (D1)			
Case ID:	CR16-0323	Case Type:	CRIMINAL
		Initial Filing Date:	3/3/2016

Parties

PLTF	STATE OF NEVADA - STATE
DA	Darcy Cameron, Esq. - 12100
DA	Terrence P. McCarthy, Esq. - 2745
DEFT	RYAN SCOTT ANDREWS (TN) - @85178
PD	Christopher Frey, Esq. - 10589
PD	Evelyn Grosenick, Esq. - 12217
PD	John Reese Petty, Esq. - 10
PNP	Div. of Parole & Probation - DPNP

Charges

<i>Charge No.</i>	<i>Charge Code</i>	<i>Charge Date</i>	<i>Charge Description</i>
1	51158	6/10/2016	2AI TRAFFICKING IN A CONTROLLED SUBSTANCE
2	55686	6/10/2016	2AI UNLAWFUL SALE OF A CONTROLLED SUBSTANCE AT OR NEAR A PUBLIC PARK

Plea Information

<i>Charge No.</i>	<i>Plea Code</i>	<i>Plea Date</i>	<i>Plea Description</i>
1	51158	5/19/2016	PLED NOT GUILTY
2	55686	6/10/2016	PLED NOT GUILTY
3	NC01		

Sentences

<i>Date</i>	<i>Charge No.</i>	<i>Charge Desc</i>	<i>Time Served</i>	<i>Sentence Text</i>
8/4/2016	1 - Nevada State Prison		NDOC 36-96 + FINE + FEES	
8/4/2016	2 - Nevada State Prison		NDOC 12-30 MOS. W/ A CONSEC. SENTENCE OF 12-30 MOS., TO RUN CONCUR. TO COUNT I	

Release Information

<i>Custody Status</i>		
4/12/2016	CUSTODY - WCJ	O/R RELEASE MOTION WAS DENIED

Hearings

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
1	D1 ARRAIGNMENT	3/17/2016	09:00:00	3/17/2016
Event Extra Text:		Disposition: D455 3/17/2016 CONT'D TO ALLOW TIME FOR CNSL TO SPEAK WITH DEFT.		
<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
2	D1 ARRAIGNMENT	4/12/2016	09:00:00	4/12/2016
Event Extra Text: CONT'D TO ALLOW TIME FOR CNSL WHITE SPEAK W/ DEFT		Disposition: D725 4/12/2016		

Case Description: STATE VS. RYAN SCOTT ANDREWS (TN) (D1)

Case ID: CR16-0323 **Case Type:** CRIMINAL **Initial Filing Date:** 3/3/2016

INFORMATION
COURT GRANTED STATE'S MOTION TO FILE ORIGINAL
CHARGES.
COUNSEL WHITE MOVED FOR O/R RELEASE; C/O MOTION
DENIED

	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
3	D1	MOTION TO CONFIRM TRIAL	5/19/2016	09:00:00	5/19/2016
Event Extra Text: (3 DAYS) JURY TRAL 6/13/16 AT 9:30 A.M.			Disposition: D725 5/19/2016 AMENDED INFORMATION - COUNTS I, II AND II COURT GRANTED MTN TO CONFIRM. ORAL ARGMTS AND EX MRKG BOTH SET.		

	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
4	D1	ORAL ARGUMENTS	6/1/2016	13:00:00	6/1/2016
Event Extra Text: RE: PRETRIAL MOTIONS			Disposition: D840 6/1/2016 MOTION TO STRIKE COUNTS I AND II TAKEN UNDER ADVISEMENT. COURT WILL PREPARE ORDER AS TO DECISION. MOTION IN LIMINE HEARD, NO DECISION RENDERED. DEFT ADVISED OF PROCESS.		

	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
5	D1	EXHIBITS TO BE MARKED W/CLERK	6/6/2016	09:00:00	6/6/2016
Event Extra Text:			Disposition: D596 6/6/2016 STATE'S EXHIBITS 1-28		

	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
6	D1	ARRAIGNMENT	6/13/2016	09:00:00	6/13/2016
Event Extra Text: **DEFT NEEDS TO BE ARRAGINED ON THE 2ND AMENED INFORMATION**			Disposition: D725 6/13/2016 COUNTS I & II OF THE SECOND AMENDED INFORMATION		

	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
7	D1	TRIAL - JURY	6/13/2016	09:30:00	6/13/2016
Event Extra Text: (3 DAYS) MTC 5/17/16 AT 9:00 A.M.			Disposition: D832 6/13/2016 CONTINUED TRIAL TO 6/14/16 AT 10:30 A.M.		

	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
8	D1	TRIAL ONGOING	6/14/2016	10:30:00	6/14/2016
Event Extra Text: **(3 DAY TRIAL CONT'D**			Disposition: D832 6/14/2016 3 DAY TRIAL CONTINUED		

	<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
9	D1	TRIAL ONGOING	6/15/2016	09:00:00	6/15/2016
Event Extra Text: 3 DAY TRIAL CONT'D			Disposition: D895 6/15/2016 TO COUNTS I AND II OF THE AMENDED INFORMATION		

Case Description: STATE VS. RYAN SCOTT ANDREWS (TN) (D1)

Case ID:	CR16-0323	Case Type:	CRIMINAL	Initial Filing Date:	3/3/2016	
10	<i>Department</i>		<i>Event Description</i>		<i>Sched. Date & Time</i>	<i>Disposed Date</i>
	D1	SENTENCING		8/4/2016	09:01:00	8/4/2016
	Event Extra Text:				<i>Disposition:</i>	
					D766	8/4/2016
	**END OF CALENDAR					
DEFT FOUND GUILTY BY JURY						

Agency Cross Reference

Code	Agency Description	Case Reference I.D.
DA	District Attorney's Office	DA157241
PC	PCN number	WCASO0002867C
PC	PCN number	PCNRPD1504667C
PC	PCN number	PCNSPPD0045119C
SJ	Sparks Justice's Court	15SCR01004

Actions			Text
Action Entry Date	Code	Code Description	
3/8/2016	NEF	Proof of Electronic Service	Transaction 5405915 - Approved By: NOREVIEW : 03-08-2016:13:57:34
3/8/2016	1800	Information	Transaction 5405463 - Approved By: LBARRAGA : 03-08-2016:13:56:39
3/8/2016	4265	Waiver of Preliminary Exam	Transaction 5405463 - Approved By: LBARRAGA : 03-08-2016:13:56:39
3/14/2016	1491	Pretrl Srvc Assessment Report	Transaction 5416173 - Approved By: MCHOLICO : 03-15-2016:09:11:48
3/15/2016	NEF	Proof of Electronic Service	Transaction 5416635 - Approved By: NOREVIEW : 03-15-2016:09:12:51
3/30/2016	NEF	Proof of Electronic Service	Transaction 5441385 - Approved By: NOREVIEW : 03-30-2016:10:31:26
3/30/2016	MIN	***Minutes	3/17/16 ARRAIGNMENT - Transaction 5441382 - Approved By: NOREVIEW : 03-30-2016:10:30:35
4/20/2016	NEF	Proof of Electronic Service	Transaction 5475737 - Approved By: NOREVIEW : 04-20-2016:11:33:13
4/20/2016	1095	Amended Information	Transaction 5475403 - Approved By: LBARRAGA : 04-20-2016:11:30:55
4/25/2016	MIN	***Minutes	4/12/16 ARRAIGNMENT - Transaction 5482150 - Approved By: NOREVIEW : 04-25-2016:09:58:15
4/25/2016	NEF	Proof of Electronic Service	Transaction 5482160 - Approved By: NOREVIEW : 04-25-2016:09:59:21
5/13/2016	2475	Mtn to Strike...	DEFENDANT'S MOTION TO STRIKE COUNTS I AND II - Transaction 5513991 - Approved By: YVILORIA : 05-
5/13/2016	2245	Mtn in Limine	DEFENDANT'S MOTION IN LIMINE RE: PRIOR CONVICTIONS AND ALLEGED PRIOR ACTS - Transaction 5:
5/13/2016	NEF	Proof of Electronic Service	Transaction 5514183 - Approved By: NOREVIEW : 05-13-2016:09:54:26
5/19/2016	1275	** 60 Day Rule - Invoked	
5/23/2016	4185	Transcript	4-12-16 Arraignment - Transaction 5527826 - Approved By: NOREVIEW : 05-23-2016:12:32:26
5/23/2016	NEF	Proof of Electronic Service	Transaction 5528085 - Approved By: NOREVIEW : 05-23-2016:13:50:04
5/23/2016	2592	Notice of Witnesses	NOTICE OF EXPERT WITNESS - Transaction 5527860 - Approved By: CSULEZIC : 05-23-2016:13:49:10
5/23/2016	NEF	Proof of Electronic Service	Transaction 5527833 - Approved By: NOREVIEW : 05-23-2016:12:33:39
5/24/2016	MIN	***Minutes	MOTION TO CONFIRM / ARR ON AMD INFO - 5/19/16 - Transaction 5529851 - Approved By: NOREVIEW : 05-
5/24/2016	NEF	Proof of Electronic Service	Transaction 5529856 - Approved By: NOREVIEW : 05-24-2016:11:33:45
5/25/2016	2645	Opposition to Mtn ...	OPPOSITION TO MOTION IN LIMINE RE: PRIOR CONVICTIONS AND ALLEGED PRIOR ACTS - Transaction
5/25/2016	NEF	Proof of Electronic Service	Transaction 5532046 - Approved By: NOREVIEW : 05-25-2016:11:10:45
5/27/2016	NEF	Proof of Electronic Service	Transaction 5536942 - Approved By: NOREVIEW : 05-27-2016:13:14:11
5/27/2016	2645	Opposition to Mtn ...	OPPOSITION TO MOTION TO STRIKE COUNTS I AND II - Transaction 5536520 - Approved By: CSULEZIC : (
6/6/2016	1695	** Exhibit(s) ...	STATE'S EXHIBITS 1-28 MARKED FOR JUNE 13, 2016 JURTY TRIAL

Case Description: STATE VS. RYAN SCOTT ANDREWS (TN) (D1)				
Case ID:	CR16-0323	Case Type:	CRIMINAL	Initial Filing Date: 3/3/2016
6/6/2016	MIN	***Minutes	6/01/16 ORAL ARGUMENTS RE: PRETRIAL MOTIONS - Transaction 5548380 - Approved By: NOREVIEW : 06-06-2016:14:12:19	
6/6/2016	2592	Notice of Witnesses	Transaction 5549032 - Approved By: RKWATKIN : 06-07-2016:08:38:03	
6/6/2016	NEF	Proof of Electronic Service	Transaction 5548383 - Approved By: NOREVIEW : 06-06-2016:14:12:19	
6/6/2016	2592	Notice of Witnesses	NOTICE OF WITNESSES PURSUANT TO NRS 174.234 - Transaction 5549182 - Approved By: RKWATKIN : 06-07-2016:08:38:03	
6/6/2016	COC	Evidence Chain of Custody Form		
6/7/2016	NEF	Proof of Electronic Service	Transaction 5549631 - Approved By: NOREVIEW : 06-07-2016:09:38:52	
6/7/2016	NEF	Proof of Electronic Service	Transaction 5549333 - Approved By: NOREVIEW : 06-07-2016:08:39:00	
6/9/2016	NEF	Proof of Electronic Service	Transaction 5555543 - Approved By: NOREVIEW : 06-09-2016:14:48:21	
6/9/2016	2842	Ord Denying Motion	to Strike Counts I and II - Transaction 5555528 - Approved By: NOREVIEW : 06-09-2016:14:47:07	
6/10/2016	2592	Notice of Witnesses	Amended Notice of Witnesses - Transaction 5557051 - Approved By: YVILORIA : 06-10-2016:13:30:17	
6/10/2016	NEF	Proof of Electronic Service	Transaction 5557825 - Approved By: NOREVIEW : 06-10-2016:15:04:15	
6/10/2016	NEF	Proof of Electronic Service	Transaction 5557375 - Approved By: NOREVIEW : 06-10-2016:13:31:16	
6/10/2016	3925	Second Amended Information	Transaction 5556668 - Approved By: LBARRAGA : 06-10-2016:15:03:15	
6/13/2016	MIN	***Minutes	6/13/16 ARRAIGNMENT OF 2ND AMENDED INFO. - Transaction 5561603 - Approved By: NOREVIEW : 06-14-2016:14:50:18	
6/14/2016	1890	Jury Question, Court Response	JUROR'S NOTE RECEIVED AT 10:19 A.M.- IMMEDIATELY PROVIDED TO THE COURT AND RESPECTIVE JURY	
6/14/2016	FIE	**Document Filed in Error	JUROR'S NOTE RECEIVED AT 10:19 A.M.- IMMEDIATELY PROVIDED TO THE COURT AND RESPECTIVE JURY	
6/14/2016	NEF	Proof of Electronic Service	Transaction 5561607 - Approved By: NOREVIEW : 06-14-2016:14:50:18	
6/14/2016	NEF	Proof of Electronic Service	Transaction 5561339 - Approved By: NOREVIEW : 06-14-2016:13:40:25	
6/15/2016	4245	Verdict(s)...	JURY FOUND DEFT. GUILTY AS TO COUNT I - Transaction 5563728 - Approved By: NOREVIEW : 06-15-2016:14:43:52	
6/15/2016	4245	Verdict(s)...	JURY FOUND DEFT. GUILTY AS TO COUNT II - Transaction 5563732 - Approved By: NOREVIEW : 06-15-2016:14:43:52	
6/15/2016	4235	Unused Verdict Form(s)...	AS TO COUNT I - Transaction 5563751 - Approved By: NOREVIEW : 06-15-2016:14:38:34	
6/15/2016	4235	Unused Verdict Form(s)...	AS TO COUNT II - Transaction 5563787 - Approved By: NOREVIEW : 06-15-2016:14:43:52	
6/15/2016	FIE	**Document Filed in Error	AS TO COUNT I - Transaction 5563766 - Approved By: NOREVIEW : 06-15-2016:14:39:45	
6/15/2016	NEF	Proof of Electronic Service	Transaction 5563277 - Approved By: NOREVIEW : 06-15-2016:12:49:10	
6/15/2016	NEF	Proof of Electronic Service	Transaction 5563734 - Approved By: NOREVIEW : 06-15-2016:14:35:09	
6/15/2016	NEF	Proof of Electronic Service	Transaction 5563738 - Approved By: NOREVIEW : 06-15-2016:14:37:24	
6/15/2016	NEF	Proof of Electronic Service	Transaction 5563764 - Approved By: NOREVIEW : 06-15-2016:14:39:34	
6/15/2016	NEF	Proof of Electronic Service	Transaction 5563773 - Approved By: NOREVIEW : 06-15-2016:14:40:49	
6/15/2016	NEF	Proof of Electronic Service	Transaction 5563797 - Approved By: NOREVIEW : 06-15-2016:14:44:59	
6/15/2016	1885	Jury Instructions	JURY INSTRUCTIONS 1-28 - Transaction 5563276 - Approved By: NOREVIEW : 06-15-2016:12:48:10	
6/21/2016	NEF	Proof of Electronic Service	Transaction 5572184 - Approved By: NOREVIEW : 06-21-2016:12:56:26	
6/21/2016	MIN	***Minutes	JURY TRIAL MINUTES AND EXHIBIT LIST - Transaction 5572180 - Approved By: NOREVIEW : 06-21-2016:12:56:26	
6/27/2016	1652	Evaluations	SUBSTANCE ABUSE EVALUATION TO BE FILED UNDER SEAL PER HIPAA - Transaction 5580053 - Approved By: NOREVIEW : 06-27-2016:10:11:25	
6/27/2016	1652	Evaluations	MENTAL HEALTH EVALUATION TO BE FILED UNDER SEAL PER HIPAA - Transaction 5580053 - Approved By: NOREVIEW : 06-27-2016:10:11:25	
6/27/2016	NEF	Proof of Electronic Service	Transaction 5580296 - Approved By: NOREVIEW : 06-27-2016:10:11:25	
6/28/2016	4075	Substitution of Counsel	SUBSTITUTION OF COUNSEL WITHIN PUBLIC DEFENDER'S OFFICE EVELYN GROSENICK IN PLACE OF	
6/28/2016	NEF	Proof of Electronic Service	Transaction 5583159 - Approved By: NOREVIEW : 06-28-2016:13:13:55	
7/13/2016	NEF	Proof of Electronic Service	Transaction 5607035 - Approved By: NOREVIEW : 07-13-2016:15:21:23	
7/13/2016	4185	Transcript	5/19/16 - Motion to Confirm & Arraignment - Transaction 5607024 - Approved By: NOREVIEW : 07-13-2016:15:21:23	

Case Description: STATE VS. RYAN SCOTT ANDREWS (TN) (D1)				
Case ID:	CR16-0323	Case Type:	CRIMINAL	Initial Filing Date: 3/3/2016
7/18/2016	NEF	Proof of Electronic Service	Transaction 5614175 - Approved By: NOREVIEW : 07-18-2016:16:37:16	
7/18/2016	1930	Letters ...	DOCUMENT SUBMITTED BY DEFENSE TO BE CONSIDERED AT SENTENCING - Transaction 5613640 - Ap	
7/21/2016	4500	PSI - Confidential	Transaction 5620683 - Approved By: CSULEZIC : 07-21-2016:15:50:57	
7/21/2016	NEF	Proof of Electronic Service	Transaction 5620905 - Approved By: NOREVIEW : 07-21-2016:15:51:41	
7/23/2016	4185	Transcript	031716.hearing - Transaction 5623880 - Approved By: NOREVIEW : 07-23-2016:20:26:46	
7/23/2016	NEF	Proof of Electronic Service	Transaction 5623881 - Approved By: NOREVIEW : 07-23-2016:20:27:36	
7/28/2016	4075	Substitution of Counsel	DARCY CAMERON IPO DEREK DREILING, TRAVIS LUCIA - Transaction 5631343 - Approved By: RKWATKIN	
7/28/2016	NEF	Proof of Electronic Service	Transaction 5631858 - Approved By: NOREVIEW : 07-28-2016:11:42:09	
8/4/2016	1930	Letters ...	DOCUMENT SUBMITTED BY DEFENSE TO BE CONSIDERED AT SENTENCING - Transaction 5641587 - Ap	
8/4/2016	NEF	Proof of Electronic Service	Transaction 5641961 - Approved By: NOREVIEW : 08-04-2016:09:33:00	
8/4/2016	COLL	Sent to Collections	04-AUG-2016	
8/5/2016	NEF	Proof of Electronic Service	Transaction 5645626 - Approved By: NOREVIEW : 08-05-2016:15:52:33	
8/5/2016	1850	Judgment of Conviction	Transaction 5645621 - Approved By: NOREVIEW : 08-05-2016:15:51:37	
8/11/2016	NEF	Proof of Electronic Service	Transaction 5655376 - Approved By: NOREVIEW : 08-11-2016:16:38:29	
8/11/2016	1860	Judgment Conviction-Corrected	Transaction 5655369 - Approved By: NOREVIEW : 08-11-2016:16:37:32	
8/29/2016	NEF	Proof of Electronic Service	Transaction 5681510 - Approved By: NOREVIEW : 08-29-2016:10:33:28	
8/29/2016	2520	Notice of Appearance	JOHN REESE PETTY PD - Transaction 5681112 - Approved By: CSULEZIC : 08-29-2016:10:32:31	
9/1/2016	NEF	Proof of Electronic Service	Transaction 5689962 - Approved By: NOREVIEW : 09-01-2016:16:07:42	
9/1/2016	MIN	***Minutes	8/4/16 - SENTENCING - Transaction 5689956 - Approved By: NOREVIEW : 09-01-2016:16:06:42	
9/2/2016	NEF	Proof of Electronic Service	Transaction 5691201 - Approved By: NOREVIEW : 09-02-2016:12:19:27	
9/2/2016	2230	Mtn Trial Trans. Public Exp	Transaction 5690763 - Approved By: YVILORIA : 09-02-2016:12:19:04	
9/2/2016	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 5692013 - Approved By: I	
9/2/2016	3868	Req to Crt Rptr - Rough Draft	Transaction 5690762 - Approved By: YVILORIA : 09-02-2016:12:18:52	
9/2/2016	NEF	Proof of Electronic Service	Transaction 5691202 - Approved By: NOREVIEW : 09-02-2016:12:19:39	
9/2/2016	2515	Notice of Appeal Supreme Court	Transaction 5690758 - Approved By: YVILORIA : 09-02-2016:12:18:25	
9/2/2016	NEF	Proof of Electronic Service	Transaction 5691200 - Approved By: NOREVIEW : 09-02-2016:12:19:17	
9/2/2016	NEF	Proof of Electronic Service	Transaction 5691205 - Approved By: NOREVIEW : 09-02-2016:12:20:08	
9/2/2016	1310	Case Appeal Statement	Transaction 5690761 - Approved By: YVILORIA : 09-02-2016:12:18:38	

3

1 **CODE 1850**

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5
6 **IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
7 **IN AND FOR THE COUNTY OF WASHOE**
8

9 **STATE OF NEVADA,**

10 **Plaintiff,**

11 **vs.**

Case No. CR16-0323

12 **RYAN SCOTT ANDREWS,**

Dept. No. 1

13 **Defendant.**
14 _____/

15 **JUDGMENT OF CONVICTION**

16 The Defendant having been found guilty by a jury on June 15, 2016, and no legal
17 cause being shown as to why judgment should not be pronounced against him, the Court
18 rendered judgment as follows:

19 1. That Ryan Scott Andrews is guilty of the crimes of Trafficking in a Controlled
20 Substance, a violation of NRS 453.3385(2), a category B felony, as charged in the Count I
21 of the Second Amended Information and Unlawful Sale of a Controlled Substance At or
22 Near a Public Park, a violation of NRS 453.321 and NRS 453.3345, a category B felony,
23 as charged in Count II of the Second Amended Information.

24 2. That Ryan Scott Andrews be punished by **imprisonment in the Nevada**
25 **Department of Corrections for a minimum term of 36 months to a maximum term of**
26 **96 months and by payment of a fine in the amount of \$10,000.00, as to Count I, with**
27 **credit for time served in the amount of 193 days. As to Count II, the Defendant is**
28 **punished by imprisonment in the Nevada Department of Corrections for a minimum**

1 term of 12 months to a maximum term of 30 months, with a consecutive sentence of
2 imprisonment in the Nevada Department of Corrections for a minimum term of 12
3 months to a maximum term of 30 months, for the enhancement under N.R.S.
4 453.3345, to run concurrently with Count I.

5 3. It is further ordered that Ryan Scott Andrews shall pay an administrative
6 assessment fee of \$25.00, the \$3.00 administrative assessment for obtaining a biological
7 specimen and conducting a genetic marker analysis and reimburse the County of Washoe
8 the sum of \$500.00 for legal representation.

9 4. Court makes an affirmative recommendation that Ryan Scott Andrews be
10 classified into a mental health treatment program within the Nevada Department of
11 Corrections.

12 5. Court orders, with the authorization of the Defendant, the evaluations filed in
13 the matter be forwarded to the Nevada Department of Corrections.

14 6. Ryan Scott Andrews is hereby advised that:

15 **Any fine, fee or administrative assessment imposed today**
16 **(as reflected in this judgment of conviction) constitutes a**
17 **lien, as defined in Nevada Revised Statutes 176.275.**
18 **Should you not pay these fines, fees, or assessments,**
19 **collection efforts may be undertaken against you.**

20 Dated this 5th day of August, 2016,
21 nunc pro tunc to August 5, 2016.

22 
23 DISTRICT JUDGE
24
25
26
27
28

CASE NO. CR16-0323

STATE OF NEVADA VS. RYAN SCOTT ANDREWS

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

3/17/16
HON. JANET
BERRY
DEPT. NO. 1
T. Travers
(Clerk)
D. Cecere
(Reporter)
D. Manor
(Bailiff)

ARRAIGNMENT

Deputy D.A., Travis Lucia represented the State.
Defendant was present with counsel, Donald White, Deputy D.P.
Probation Officer, Debora Brown, was present.

4/12/16
9:00 a.m.
Cont'd. Arr.

Counsel for Defendant addressed the Court and moved for a 30
day continuance to allow time for counsel to speak with the
Defendant; no objection by counsel for State.
The Defendant responded to the Court's questions regarding
pending Bench Warrants.

COURT ORDERED: Matter continued for arraignment.
Defendant was remanded to the custody of the Sheriff.

CASE NO. CR16-0323

STATE OF NEVADA VS. RYAN SCOTT ANDREWS

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

4/12/16
HON. JANET
BERRY
DEPT. NO. 1
T. Travers
(Clerk)
L. Clarkson
(Reporter)
D. Manor
(Bailiff)

ARRAIGNMENT

Deputy D.A. Darcy Cameron represented the State.
Defendant was present with counsel, Donald White, Deputy P.D.
Probation Officer, Marilyn LaBadie, was also present.

TRUE NAME: RYAN SCOTT ANDREWS. Defendant had a copy
of the Information, waived formal reading, waived time in which to
enter a plea and pled Not Guilty to the Information.

The State moved to file an Amended Information as to the original
charges.

The Court noted that base on the original negotiations, the State is
entitled to file an Amended Information.

The Court canvassed the Defendant regarding his not guilty plea.

The Defendant responded that he understood the potential
penalties thereof.

The Court canvassed the Defendant regarding his right to a speedy
trial.

The Defendant invoked his right to trial within sixty (60) days.

COURT ORDERED: State's motion to file original charges is
hereby granted. Matter continued for motion to confirm and trial by
jury. The Defendant will be re-arraigned on the Amended
Information.

Defense counsel responded to the Court's questions and stated he
had advised the Defendant as to his rights in this matter.

Defense counsel moved for an own recognizance release; motion
denied.

Defendant was remanded to the custody of the Sheriff.

5/17/16
9:00 a.m.
Mot. Conf.

6/13/16
9:30 a.m.
Jury Trial
(3 Days)

CASE NO. CR16-0323 STATE OF NEVADA VS. RYAN SCOTT ANDREWS

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

05/19/16

HONORABLE
JANET J. BERRY
DEPT. NO. 1

M. Schuck
(Clerk)
C. Eisenberg
(Reporter)
Deputy Manor and
Deputy Masters
(Bailiffs)

**ARRAIGNMENT ON AMENDED INFORMATION AND MOTION
TO CONFIRM**

Deputy D.A. Travis Lucia represented the State.
Defendant present with counsel, Kate Hickman, Esq.
Parole and Probation Specialist, Mike Gregg, also present.
Defendant acknowledged receipt of a copy of the Amended
Information; waived formal reading; waived time in which to enter a
plea and pled **Not Guilty** to the Amended Information.

TRUE NAME: RYAN SCOTT ANDREWS

Counsel Hickman noted there were some pretrial motions recently
filed.

Court noted review of said motions and indicated they were not ripe
for decision as they were not submitted.

Counsel Lucia addressed the charges in the case and questioned if
the Defendant invoked; **COURT** noted Defendant had invoked 60
day rule on his previous arraignment.

COURT ORDERED: Granted motion to confirm and matter
continued for oral arguments and trial by jury.

Defendant remanded to the custody of the Sheriff.

6/01/16 at
1:00 p.m. for
Oral Argmts

6/06/16 at
9:00 a.m. for
Exhibit Mrkg

6/13/16 at
9:30 a.m. for
Jury Trial
(3 days)

CASE NO. CR16-0323

STATE OF NEVADA VS. RYAN SCOTT ANDREWS

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

6/1/16
HON. JANET
BERRY
DEPT. NO. 1
T. Travers
(Clerk)
L. Clarkson
(Reporter)
D. Manor
(Bailiff)

ORAL ARGUMENTS-PRETRIAL MOTIONS

Deputy D.A. Darcy Cameron represented the State.
Defendant was present with counsel, Donald White, Deputy P.D.

6/13/16
9:30 a.m.
Jury Trial

Defense counsel addressed the Court and presented argument in favor of Motion to Strike Counts I and II of the amended information. Counsel argued that the controlled substance packages were a mixture of both Heroin and Methamphetamine and should have been charged separately.

Discussion ensued regarding defense counsel's motion to strike. Further discussion ensued regarding the findings from the search warrant.

Counsel for State addressed the Court and discussed each Count and provided an explanation as to why the charges were filed as such.

Discussion ensued as to each Count regarding the amounts of controlled substances found and the location of the findings.

Court addressed respective counsel and advised that the Court was inclined to take matter under advisement.

Counsel for State provided the Court with photographs for review only; Court noted was in review of photographs and returned said documents to the State.

Counsel for State responded to the Court's questions as to the depiction on each photograph provided.

Discussion ensued regarding the Confidential Informant role in this matter.

COURT ORDERED: Matter taken under advisement. The Court will prepare Order.

The Court addressed respective counsel as to the Motion In Limine Re: Prior Convictions and Alleged Prior Acts.

Defense counsel provided argument in favor of impeaching prior bad acts. However, defense counsel stated that if he opened that door, the State would be allowed to reference prior bad acts.

At the direction of the Court the Defendant was sworn and canvassed regarding the usage of prior bad acts. Counsel for State responded to the Court's questions regarding witnesses not referencing Defendant's prior bad acts.

COURT ORDERED: The State shall not reference any prior bad acts unless defense counsel opens the door to such. Defendant was remanded to the custody of the Sheriff.

CASE NO. CR16-0323

STATE OF NEVADA VS. RYAN SCOTT ANDREWS

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

6/13/16

HON. JANET
BERRY
DEPT. NO. 1
T. Travers
(Clerk)
L. Manor
(Reporter)
D. Manor
(Bailiff)

ARRAIGNMENT-SECOND AMENDED INFORMATION

Deputy D.A. Darcy Cameron represented the State.
Defendant was present with counsel, Donald White, Deputy P.D.

TRUE NAME: Ryan Scott Andrews. Defendant had copy of the
Second Amended Information, waived formal reading, waived time
in which to enter a plea and pled Not Guilty to the Information.
COURT canvassed the Defendant regarding his not guilty plea.
Discussion ensued regarding Defendant's waiver of preliminary
hearing.

The State informed the Court that the Defendant waived the
Preliminary Hearing and that he was fully informed of Lafleur rights.
Further, counsel objected to defense counsel's notice of witness,
Eric Maki and argued in favor thereof.

Defense counsel responded to State's objections and provided
argument as to relevance of said witness.

Further discussion ensued.

Defense counsel informed the Court of witness Sambrano's new
case and his concern that the witness will not testify.

Discussion ensued as to witness Sambrano possibly invoking her
5th Amendment rights.

COURT ORDERED: Matter continued for trial by jury commencing
immediately hereafter.

CASE NO. CR16-0323

STATE OF NEVADA VS. RYAN SCOTT ANDREWS

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

6/13/16

JURY SELECTION-JURY TRIAL DAY ONE

HON. JANET BERRY
DEPT. NO. 1
T. Travers
M. Schuck
(Clerk)
L. Clarkson
(Reporter)
D. Manor
(Bailiff)

Deputy D.A. Darcy Cameron represented the State.
Defendant Ryan Scott Andrews was present with counsel, Donald White, Deputy P.D.
Introductions of Court, counsel, Court personnel and respective parties were made to the prospective jurors.
10:13 a.m. - All prospective jurors were sworn to answer questions touching upon their qualifications to serve as jurors in this case.
11:05 a.m. - General and specific examination was had of the prospective jurors in the box.

12:30 p.m. - Following Sidebar, the Court recessed to commence peremptory challenges in chambers.
While in chambers and in the presence of the respective counsel, Defendant and the Court Reporter, the Court stated for the record that Elaina Scotto, at Sidebar, requested to be excused. The Court stated that Mrs. Scotto was informed that her reason for such request, did not suffice as a reason to be excused.
12:52 p.m. Following peremptory challenges, the following twelve (12) jurors and one (1) alternate(s) were sworn to try this case:

Wendy Hanson Mazet	Luci Whitworth
Ruth Collins	Teri Larson
Donna Dycus	Timothy Cowles
Michelle Salonek	Kyle Peat
Ruth Kusnir	Willard Wicks
Docie Mccloud	Michael Vasquez

Alternate(s): Daniel Lindsay

The Court admonished the Jurors at each recess and, upon court reconvening, the Court noted the presence of the Jury.

1:05 p.m. – Court recessed and outside the presence of the Jury, discussion ensued regarding a subpoena received by one of the jurors.

2:19 p.m. Court reconvened.

Upon direction of the Court, the Clerk read the Second Amended Information which was filed in this case and stated the Defendant's plea thereto. Counsel for State moved for the rule of exclusion; Court advised of said rule. Respective counsel presented opening statements.

Nicholas Daughtery, was called by counsel for State, sworn, testified, cross-examined.

During the testimony of witness Daughtery, the following exhibits were ordered, marked and admitted by the Court:

State's Exhibits 8, 10-13 and exhibit 25.

Gary W. Zaepfell, was called by counsel for State, sworn and testified.

During the testimony of witness Zaepfell, the following exhibits were ordered, marked and admitted by the Court:

State's Exhibits 26 and 27

Defense counsel objected to question by the State; overruled by the Court.

Scott Rasmussen, was called by counsel for State, sworn, testified, cross-examined.

During the testimony of witness Rasmussen, the following exhibits were ordered, marked and admitted by the Court:

State's Exhibits 1-7, 9 and 14-23

Defense counsel objected to question by the State; sustained by the Court.

Following Sidebar, the Court admonished Jury and advised of Trial schedule.

4:58 p.m. - Outside the presence of the Jury, discussion ensued regarding schedule of day two of trial and finalizing Jury Instructions. Further discussion ensued regarding witness Eric Maki.

The State informed the Court that she was advised, that the juror who was subpoena in another case, might not be needed there after all.

COURT ORDERED: Trial is hereby continued to Tuesday, June 14, 2016 at 10:30 a.m.

Defendant was remanded to the custody of the Sheriff.

6/14/16

JURY TRIAL DAY 2

HON. JANET BERRY
DEPT. NO. 1
T. Travers
(Clerk)
C. Eisenberg
(Reporter)
D. Manor
(Bailiff)

Deputy D.A. Darcy Cameron represented the State.

Defendant Ryan Scott Andrews was present with counsel, Donald White, Deputy P.D.

Court reconvened outside the presence of the Jury.

Defense counsel informed the Court of State's new findings and stated that he had not reviewed said findings. Further, counsel discussed the status of witness Sambrano.

The State informed the Court of the new findings and of State's intent with such. Discussion ensued regarding witness Sambrano's subpoena. Further discussion ensued regarding defense witness, Mr. Maki.

10:55 a.m. In the presence of the Jury.

Brad Taylor, was called by counsel for State, sworn, testified, cross-examined.

During the testimony of witness Taylor, the following exhibit was ordered, marked and admitted by the Court:

State's Exhibit 28

Derek Jones, was called by counsel for State, sworn, testified, cross-examined.

During the testimony of witness Jones, Deputy Manor provided the Court Clerk with a note from the Jury. The note was immediately provided to the Court.

Following Sidebar the Jury was excused.

11:33 a.m. Outside the presence of the Jury, discussion ensued regarding juror's question. Witness Jones was addressed as to having an answer to the question.

11:37 a.m. The Court reconvened.

The Court addressed the Jury as to a juror's note and informed them that witness Jones, did not have the answer to that question. The court advised the jurors to listen to all the evidence provided from beginning to end of the trial.

Defense counsel commenced cross examination of witness Jones.

During the testimony of witness Jones, the following exhibit was ordered, marked and admitted by the Court:

Defense counsel's Exhibit 29

Following Sidebar, the Court admonished and excused the Jury for lunch.

12:45 p.m. Outside the presence of the Jury, Counsel Krista Meier addressed the Court regarding her client and witness to this case, Christina Sambrano, and stated she did not know her whereabouts.

Defendant responded to the Court's questions and stated that he wants witness Sambrano present to testify.

Court advised counsel Meier to locate and bring in her client to testify in this matter. If the witness is not reached the Court will order a warrant for her arrest for Contempt of Court on served subpoena.

Defense counsel responded to the Court and stated that Christina Sambrano was subpoena to be present on June 13, 2016 at 9:30 a.m.

The Court addressed defense counsel regarding Jury Instructions; defense counsel informed Court that he had no Jury Instructions to present.

The Court canvassed Defendant as to his rights against personal incrimination.

Defendant responded to the Court's canvass and stated he was confused as to his rights.

Defense counsel informed the Court that he had thoroughly explained to Defendant his rights, however he will fully inform the Defendant of his rights again to make sure he understands.

Discussion held regarding possible Jury Instruction number 26A.

Court commenced review of submitted Jury Instructions; defense counsel had no objection to Jury Instructions 1 through 28.

12:55 p.m. Court recessed.

1:40 p.m. Court reconvened outside the presence of the Jury.

The Court addressed respective counsel and stated that Christina Sambrano was present and with her attorney Krista Meier.

Christina Sambrano, was called by defense counsel and sworn. At the commencement of direct examination, witness Sambrano invoked her 5th Amendment rights.

The Court noted the witness complied with her subpoena and excused the witness.

The Court addressed Defendant's brother and advised him not to communicate or attempt to communicate with the Defendant.

The Defendant responded to the Court's question and stated that he understood his rights against personal incrimination, as explained to him by the Court and by defense counsel, and selected to testify.

COURT ORDERED: The Court finds that the Defendant understands his Fifth Amendment right to testify, and has made a knowing, voluntary, and intelligent decision. Counsel for the Defendant responded that they have explained to the Defendant that he would be subject to cross-examination.

1:51 p.m. Court reconvened in the presence of the Jury.

Sean Gibson, was called by counsel for State, sworn, testified, cross-examined. During the testimony of witness Gibson, the following exhibit was ordered, marked and admitted by the Court:

State's Exhibit 24

State rested its case-in-chief.

Ryan Andrews, was called by defense counsel, sworn, testified, cross-examined. During cross-examination, defense counsel objected to State's question and requested a sidebar.

Following sidebar, Court noted defense counsel's objection and was over ruled. Defense counsel rested its case-in-chief.

Sidebar held with respective counsel and Court Clerk Schuck.

Following sidebar, the Court advised the Jurors of an emergency hearing need to be had; Court admonished and excused Jury until following day, June 15, 2016 at 9:00 a.m.

Outside the presence of the Jury, Court addressed respective counsel regarding an additional Jury Instructions.

The State responded that she will provide said instruction to defense counsel and confer.

COURT ORDERED: Trial is hereby continued to Wednesday, June 15, 2016 at 9:00 a.m. Defendant was remanded to the custody of the Sheriff.

6/15/16

HON. JANET BERRY
DEPT. NO. 1
T. Travers
(Clerk)
D. Cecere
(Reporter)
D. Manor
(Bailliff)

JURY TRIAL DAY 3

Deputy D.A. Darcy Cameron represented the State.
Defendant Ryan Scott Andrews was present with counsel, Donald White, Deputy P.D.

Outside the presence of the Jury, Jury Instructions were settled, with counsel stipulating to Jury Instructions 1-28.

9:13 a.m. Court reconvened in the presence of the Jury and the Court addressed the Jury and stated that respective counsel rested their case. The Court read the Jury Instructions to the Jury.
9:30 a.m. - Counsel Cameron conducted closing argument on behalf of the State.
9:44 a.m. - Counsel White conducted closing argument on behalf of the Defendant.
10:06 a.m. - Counsel Cameron conducted rebuttal argument.

Deputy Dennis Manor was sworn and charged with the Jury.
Alternate Juror, Daniel Lindsay was thanked and admonished by the Court.
Alternate Juror provided his telephone information to Deputy Manor.
10:15 a.m. - Jury was admonished and escorted to the Jury Room and deliberations commenced.
10:20p.m. – Court stood in recess.
12:30 p.m. – Deputy Manor was notified that a verdict was reached; Court Clerk notified respective counsel.
1:44 p.m. – Court reconvened with Counsel, Defendant and the Jury present.
1:46 p.m. Upon direction of the Court, the Court Clerk read Verdict out loud.

VERDICT

We, the jury in the above-entitled matter, find the defendant, RYAN SCOTT ANDREWS, GUILTY of COUNT I. TRAFFICKING IN A CONTROLLED SUBSTANCE.

VERDICT

We, the jury in the above-entitled matter, find the defendant, RYAN SCOTT ANDREWS, GUILTY of COUNT II. UNLAWFUL SALE OF A CONTROLLED SUBSTANCE AT OR NEAR A PUBLIC PARK.

DATED this 15TH day of JUNE, 2016.

/s/
FOREPERSON

Counsel request that the Jury be polled.

1:47 p.m. The Jury was thanked by the Court and released.

COURT ORDERED: Matter continued for SENTENCING to August 4, 2016 at 9:00 and to be heard at the end of calendar.

2:00 p.m. – Court stood in recess.

Defendant was remanded to the custody of the Sheriff.

EXHIBITS

PLTF: **STATE**

PATY: **Darcy Cameron**

DEFT: **RYAN SCOTT ANDREWS**

DATY: **Donald White**

Case No: **CR16-0323**

Dept. No: **1**

Clerk: **T. Travers**

Date: **6/14/16**

Exhibit No.	Party	Description	Marked	Offered	Admitted
1	STATE	4.0ggw Presumptive Positive Meth	6/06/16	No Obj.	6/13/16
2	STATE	1.4ggw Presumptive Positive Heroin	6/06/16	No Obj.	6/13/16
3	STATE	Plastic Baggie - 1.4ggw of Presumptive Positive Meth	6/06/16	No Obj.	6/13/16
4	STATE	6.6ggw Presumptive Positive Meth	6/06/16	No Obj.	6/13/16
5	STATE	9.6ggw Presumptive Positive Heroin	6/06/16	No Obj.	6/13/16
6	STATE	Wells Fargo Check Book	6/06/16	No Obj.	6/13/16
7	STATE	Drug Paraphernalia	6/06/16	No Obj.	6/13/16
8	STATE	Photo- View of Apartment complex	6/06/16	No Obj.	6/13/16
9	STATE	Photo- Apt. Number	6/06/16	No Obj.	6/13/16
10	STATE	Photo- View of living room into bedroom.	6/06/16	No Obj.	6/13/16
11	STATE	Photo- Kitchen	6/06/16	No Obj.	6/13/16
12	STATE	Photo- Kitchen Drawer Items	6/06/16	No Obj.	6/13/16
13	STATE	Photo- Various Items in Drawer	6/06/16	No Obj.	6/13/16
14	STATE	Photo- Plastic Baggie	6/06/16	No Obj.	6/13/16
15	STATE	Photo- Safe	6/06/16	No Obj.	6/13/16
16	STATE	Photo- Bullet in Safe	6/06/16	No Obj.	6/13/16
17	STATE	Photo- Living Room	6/06/16	No Obj.	6/13/16
18	STATE	Photo- Computer	6/06/16	No Obj.	6/13/16
19	STATE	Photo- Bed	6/06/16	No Obj.	6/13/16
20	STATE	Photo- Dresser	6/06/16	No Obj.	6/13/16

EXHIBITS			
PLTF: STATE		PATY: Darcy Cameron	
DEFT: RYAN SCOTT ANDREWS		DATY: Donald White	
Case No: CR16-0323	Dept. No: 1	Clerk: T. Travers	Date: 6/14/16

PATY: Darcy Cameron

DATY: Donald White

Dept. No: **1**

Date: 6/14/16

[illegible]

CASE NO. CR16-0323

STATE OF NEVADA VS. RYAN SCOTT ANDREWS

DATE, JUDGE
OFFICERS OF
COURT PRESENT

APPEARANCES-HEARING

CONTINUED TO

08/04/16
HON. JANET J.
BERRY
DEPT. NO. 1
G. Bartlett
(Clerk)
C. Hummel
(Reporter)

ENTRY OF JUDGMENT AND IMPOSITION OF SENTENCE

Deputy D.A. Travis Lucia represented the State.
Defendant present with counsel, Evelyn Grosenick, Deputy P.D.
Probation Officer, Carlos Perez, also present.
Counsel for Defendant presented argument in support of 24-60
months as to Count I and 12-30 months with a consecutive
sentence of 12-30 months, to run concurrently with Count I.
The Defendant made a statement to the Court.
Counsel for State presented argument in support of 36-96 months
as to Count I and 12-48 months with a consecutive sentence of 12-
48 months, to run concurrently with Count I.
COURT ORDERED: Judgment entered. Defendant sentenced to
Nevada Department of Corrections for the minimum term of 36
months to a maximum term of 96 months and by payment of a fine
in the amount of \$10,000.00, as to Count I. As to Count II, the
Defendant is punished by imprisonment in the Nevada Department
of Corrections for the minimum term of 12 months to a maximum
term 30 months, with a consecutive sentence of imprisonment in
the Nevada Department of Corrections for the minimum term of 12
months to a maximum term 30 months, for the enhancement under
N.R.S. 453.3345, to run concurrently with Count I.
The Defendant is further ordered to pay the statutory \$25.00
administrative assessment fee, the \$3.00 DNA administrative fee
and reimburse the County of Washoe the sum of \$500.00 for legal
representation by the Washoe County Public Defender's Office.
The Defendant is given credit for 193 days time served.
With the authorization of the Defendant, the evaluations filed in the
matter will be forwarded to the Nevada Department of Corrections
and the Defendant be classified into a mental health treatment
program within the Nevada Department of Corrections.
Defendant remanded to the custody of the Sheriff.

1 **Code 1350**

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

6 **STATE OF NEVADA,**

Case No. CR16-0323

7
8 **Plaintiff,**

Dept. No. 1

9 **vs.**

10 **RYAN SCOTT ANDREWS,**

11 **Defendant.**

12 .

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

14 I certify that I am an employee of the Second Judicial District Court of the State of Nevada,
15 County of Washoe; that on the 2nd day of September, 2016, I electronically filed the Notice of
16 Appeal in the above entitled matter to the Nevada Supreme Court.

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

19 Dated this 2nd day of September, 2016

20 Jacqueline Bryant
21 Clerk of the Court

22 By /s/ Yvonne Vilorio
23 Yvonne Vilorio
24 Deputy Clerk
25
26
27
28