IN THE SUPREME COURT OF THE STATE OF NEVADA

CHRISTOPHER WILLIAM PALLOTTI, Appellant, vs. THE STATE OF NEVADA, Respondent.	Supreme Court Case No. 85050 District Court Case No. CR20-0099

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APPELLANT'S APPENDIX VOLUME 1 PAGES 001-048

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MICHAEL WALLACE, CASE NO. 84519

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Nye County Sheriffs Office

Deputy Report For Case 20NY-1925

Nature: SHOPLIFTTING NY

Address: 300 S HWY 160; WALMART; SUBWAY WALMART PAHRUMP NV 89060

Location: Nye Pahrump North

Received By: Hallett T J **How Received:** Telephone **Agency:** NYSO

Responding Officers: Augustine N R - Barrett C L - Gentry B R - Gideon X

Responsible Officers: Gideon X **Disposition:** Cleared Adult Arrest 06/13/20

When Reported: 13:58:05 06/13/20 **Occurred Between:** 13:58:05 06/13/20 and 13:58:05 06/13/20

Supervisor Appv:

Related Circumstances/Offenses

50424 BURGLARY, (1ST)
51127 POSS SCH I, II, III, IV C/S, (
50852 POSS/MAKE C-FEIT SALES RCPT/PR
53166 TRESPASS, NOT AMOUNTING TO BUR

SUSPECTS:

Name: PALLOTTI, CHRISTOPHER W. **Name Number:** PP12228

Race: W **Sex:** M **DOB:** 07/08/65 **Height:** 5'10" **Weight:**220 **Hair:** BRO **Eyes:** BLU

SSN: 545-41-1991 **DL:** 2104028698 **ST:** NV

Add: 1581 W BLOSSER RANCH RD, PAHRUMP, NV 89060

Pri Phone: (775)910-0582 **Sec Phone:** (775)910-0115

VICTIMS:

Name: WALMART **Name Number:** 1836299

Race: **Sex:** **DOB:** **/**/** **Height:** **Weight:**0 **Hair:** **Eyes:**

SSN: **DL:** **ST:** NV

Add: 300 S HWY 160; WALMART, PAHRUMP, NV 89048

Pri Phone: **Sec Phone:**

WANTED PERSONS:

Name: PALLOTTI, CHRISTOPHER W. **Name Number:** PP12228

Race: W **Sex:** M **DOB:** 07/08/65 **Height:** 5'10" **Weight:**220 **Hair:** BRO **Eyes:** BLU

SSN: 545-41-1991 **DL:** 2104028698 **ST:** NV

Add: 1581 W BLOSSER RANCH RD, PAHRUMP, NV 89060

Pri Phone: (775)910-0582 **Sec Phone:** (775)910-0115

ARRESTEE:

Name: PALLOTTI, CHRISTOPHER W. **Name Number:** PP12228

Race: W **Sex:** M **DOB:** 07/08/65 **Height:** 5'10" **Weight:**220 **Hair:** BRO **Eyes:** BLU

SSN: 545-41-1991 **DL:** 2104028698 **ST:** NV
Add: 1581 W BLOSSER RANCH RD, PAHRUMP, NV 89060
Pri Phone: (775)910-0582 **Sec Phone:** (775)910-0115

Arrest Date: 14:12:24 06/13/20
Type: Felony Arrest
Ref: 20NY-1925
Judicial Age Status: A
Agency: Nye County Sheriff's Office
Arresting Officer: Gideon X
Location: 300 S HWY 160; WALMART; SUBWAY WALMART
PCN: NVNYSO8006779C

Offense #: 20NY1463
Offense: BURGLARY, (1ST)
Statute: 50424 205.060.2
Class: Felony
Counts: 1
Time/Date: 14:12:24 06/13/20
Type: State Statute
Court: PAHRUMP JUSTICE COURT
Location: 300 S HWY 160; WALMART; SUBWAY WALMART

Offense #: 20NY1464
Offense: POSS SCH I, II, III, IV C/S, (1ST/2ND)
Statute: 51127 453.336.2a
Class: Felony
Counts: 1
Time/Date: 14:12:24 06/13/20
Type: State Statute
Court: PAHRUMP JUSTICE COURT
Location: 300 S HWY 160; WALMART; SUBWAY WALMART

Offense #: 20NY1465
Offense: POSS/MAKE C-FEIT SALES RCPT/PRICE LABEL
Statute: 50852 205.965.2
Class: Felony
Counts: 1
Time/Date: 14:12:24 06/13/20
Type: State Statute
Court: PAHRUMP JUSTICE COURT
Location: 300 S HWY 160; WALMART; SUBWAY WALMART

Offense #: 20NY1466
Offense: TRESPASS, NOT AMOUNTING TO BURGLARY
Statute: 53166 207.200
Time/Date: 14:12:24 06/13/20
Type: State Statute

Class: Misdemeanor
Counts: 1

Court: PAHRUMP JUSTICE COURT
Location: 300 S HWY 160; WALMART; SUBWAY WALMART

PROPERTY INFORMATION:

Item Type: Methamphetamine **Property Number:** 105879
Item/Brand: **Model:**
Serial Number: **Color:** /
Characteristics:
Quantity: **Meas:** GM **Total Value:** 0
Owner ID Number: PP12228
Comments: Meth found on person.

Item Type: CD-ROM **Property Number:** 105897
Item/Brand: **Model:**
Serial Number: **Color:** /
Characteristics:
Quantity: **Meas:** EA **Total Value:** 0
Owner ID Number: 1836299
Comments: *stapled to the CD envelope are several documents and a photograph

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Item Type: Food **Property Number:** 110439
Item/Brand: **Model:**
Serial Number: **Color:** /
Characteristics:
Quantity: 1 **Meas:** **Total Value:** 9
Owner ID Number:
Comments:

NARRATIVE:

Narrative: X Gideon 003505

On June 13, 2020 at approximately 1400 I was dispatched to 300 South Highway 160 (Walmart) in Pahrump, Nevada reference a shoplifting. NCSO dispatch advised me that asset protection called advising that they are currently observing a male placing his own bar codes on items that charged .25 cents each item.

Upon arrival I made contact with a male suspect who I identified as Christopher Pallotti by Nevada ID. Christopher was found to be in violation of NRS 205.965.2 by possessing an inventory pricing label with intent to cheat or defraud a retailer. Christopher went inside of Walmart and placed his own barcode tags on numerous items and scanned them at self checkout. These barcodes represented false prices for the items. Additional barcodes were found on Christopher's person. Christopher entered Walmart with intent to commit grand or petit larceny, any felony which is guilty of a category B felony as defined by NRS 205.060.1 which is burglary. Video surveillance from Walmart captured this incident. Diane with asset protection advised me she would provide the Sheriff's Office with a copy of the surveillance as soon she had it available.

Christopher was advised of his Miranda warning and he advised that he understood and agreed to talk to me further. Christopher advised me that the tags that he was placing on the items was made from home. Christopher advised me that he got them from a friend and advised that he did not remember the friend's name. Christopher advised me that he has done this similar event at Walmart and began doing so about 3 weeks ago. I observed the receipt Christopher had to be in the amount of $8.35 cents with the scanned items being Top Ramen beef noodles. The items inside of Christopher's cart were not top Ramen and in fact other misc. items that totaled to $212.32 cents. I was provided a copy of both receipts. I was advised that Christopher was observed on camera placing items inside of his basket, reaching into his pocket, and attaching the adhesives with bad barcodes onto the items.

A records check was conducted on Christopher through NCSO dispatch who, advised me that Christopher was formally trespassed from that Walmart on 9/25/2018 by Deputy Sandoval reference NCSO CAD 18NY56890. Christopher was placed under arrest, and during a lawful search incident to arrest a clear plastic baggie containing a white crystal like substance that due to my training and experiences I identified as methamphetamine was located in Christopher's front left pocket. The white crystal like substance was field tested with Marquis Reagent 902 lot #312 and methamphetamine reagent 923 lot number 18546732 and returned presumptive positive for methamphetamine. Christopher is in violation of NRS 453.336.2a, possession of a schedule 1-4 controlled substance. Methamphetamine is a schedule 2 controlled substance under NRS 453.520. The suspected methamphetamine was booked into NCSO evidence to be sent to LVMPD for further examination pending investigation.

Christopher was ultimately transported to NCDC. While at the NCDC a criminal history report discovered that Christopher has been convicted of a felony within the immediate 7 preceding years. Under NRS 205.060.5 states that the crime of burglary does not include the act of entering a commercial establishment during business hours unless the person has been previously convicted of a felony within immediately preceding 7 years.

Investigation captured using a Getac body worn camera. Digital photographs obtained and uploaded into Getac. See Getac for further. Any further information

will be added in supplemental form.

End of report.

SUPPLEMENTAL NARRATIVE:

Name: Cruz E H

Date: 16:26:59 06/13/20

```
CAD Call info/comments
==============================

wma is a ticket switcher 50is blue tshirt black shorts and pink hat
14:00:42 06/13/2020 - Hallett T J
rp has him on camera //using the self checkout
14:01:05 06/13/2020 - Hallett T J
all his items are scanning top ramen
14:01:23 06/13/2020 - Hallett T J
rp does want him trespassed
14:01:50 06/13/2020 - Cruz E H - From: Augustine N R
IN THE PARKING LOT
14:02:22 06/13/2020 - Cruz E H - From: Augustine N R
WALKING INTO ASSET PROTECTION
14:04:00 06/13/2020 - Cruz E H - From: Gentry B R
OUT W/ SS7 VEH; SOMEONE WAS OVER BEHIND IT DOING SOMETHING
14:07:06 06/13/2020 - Cruz E H - From: Gentry B R
OUT W/ UNITS AT WALMART; SS7'S VEH IS CD4
14:09:39 06/13/2020 - Cruz E H - From: Gideon X
SHOW ME ENRT AS PRIMARY
14:12:24 06/13/2020 - Cruz E H - From: Barrett C L
ONE IN CUSTODY
14:16:04 06/13/2020 - Cruz E H - From: Barrett C L
FOUND WHAT APPEARS TO BE METH IN LEFT FRONT POCKET
14:34:09 06/13/2020 - Cruz E H - From: Gideon X
CLR/ENRT DETN SM/90646
14:34:47 06/13/2020 - Cruz E H - From: Gideon X
RUN III; SEND TO MY SPILLMAN
14:38:19 06/13/2020 - Cruz E H - From: Gideon X
ARRVD EM/90647
```

SUPPLEMENTAL NARRATIVE:

Name: Sandoval C L

Date: 12:52:47 06/14/20

SUPPLEMENT/SANDOVAL 362748

On 6/14/20 I was dispatched to a follow up at the Pahrump Walmart to retrieve evidence pertaining to this case.

Items collected; a CD envelope, a photo, and several documents including a typed statement.

These items have been booked into NCSO evidence.

End of supplement.

Involvements

Date	Type	Description	Relationship
06/13/20	Name	WALMART,	Victim
06/13/20	Name	PALLOTTI, CHRISTOPHER WILLIAM	Suspect
06/15/20	Evidence	CD/PHOTO AND DOCUMENTS	Evidence Incident
06/15/20	Evidence	ODV METH	Evidence Incident
06/13/20	Property	Methamphetamine 0	Property
06/14/20	Property	CD-ROM 0	Property
10/20/20	Property	Food 9	Property
06/13/20	Offense	50424 205.060.2 - F - 1 count	Charged With
06/13/20	Offense	51127 453.336.2a - F - 1 count	Charged With
06/13/20	Offense	50852 205.965.2 - F - 1 count	Charged With
06/13/20	Offense	53166 207.200 - M - 1 count	Charged With
07/01/20	Want	FTA/C WITH OR RELEASE CONDITIONS	Originated by
06/13/20	Cad Call	13:58:05 06/13/20 SHOPLIFTTING NY	Initiating Call

PAHRUMP JUSTICE COURT
BY A. Malone
2020 JUN 16 AM 10:09
RECEIVED & FILED

Case No. 20CR01791

Department B

LEA Case No(s). 20NY-1925

ARR: _____

IN THE JUSTICE COURT OF PAHRUMP TOWNSHIP

COUNTY OF NYE, STATE OF NEVADA

THE STATE OF NEVADA,

Plaintiff,

v. **CRIMINAL COMPLAINT**

CHRISTOPHER WILLIAM PALLOTTI,

Defendant. /

The undersigned, Chris Arabia, District Attorney, County of Nye, State of Nevada, by and through his deputy, Christi M. Kindel, complains and charges the above-named defendant, CHRISTOPHER WILLIAM PALLOTTI, with having committed the following offenses within said County of Nye, State of Nevada:

COUNT I

BURGLARY, in violation of **NRS 205.060, A CATEGORY 'B' FELONY,** committed in the following manner, to wit: That **ON OR ABOUT JUNE 13, 2020**, in Pahrump Township, Nye County, Nevada, said Defendant did willfully and unlawfully enter a certain building, known as **WAL-MART**, located at 300 S. Highway 160, with the intent to commit grand or petit larceny or any felony therein, by placing fake bar codes on items, changing the price to 25 cents;

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NYE COUNTY DISTRICT ATTORNEY
P.O. BOX 39
PAHRUMP, NEVADA 89041
(775) 751-7080

COUNT II

POSSESSION OF A CONTROLLED SUBSTANCE, in violation of **NRS 453.336, A CATEGORY 'E' FELONY,** committed in the following manner, to wit: That **ON OR ABOUT JUNE 13, 2020**, at or near Pahrump Township, Nye County, Nevada, said Defendant did willfully, unlawfully, and knowingly have in his/her possession a Schedule I, II, III or IV controlled substance, to wit: **METHAMPHETAMINE**, at **WAL-MART**, located at 300 S. Highway 160;

COUNT III

UNLAWFUL POSSESSION, MAKING, ALTERING, FORGERY OR COUNTERFEITING OF SALE RECEIPT OR INVENTORY PRICING LABEL, in violation of **NRS 205.965, A CATEGORY 'E' FELONY,** committed in the following manner, to wit: That **ON OR ABOUT JUNE 13, 2020**, in Pahrump Township, Nye County, Nevada, said Defendant did willfully and unlawfully, with the intent to cheat or defraud a retailer, **WAL-MART**, 300 S Highway 160, possess, make, alter, forge or counterfeit any sales receipt or inventory pricing label, by: possessing a **WAL-MART** receipt for the purpose of fraudulently obtaining $212.32 in goods from **WAL-MART** by a false pretense;

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

DATED this 16th day of June, 2020.

CHRIS ARABIA
NYE COUNTY DISTRICT ATTORNEY

By Christi M. Kindel
CHRISTI M. KINDEL
Deputy District Attorney

NYE COUNTY DISTRICT ATTORNEY
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PAHRUMP, NEVADA 89041
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NYE COUNTY DISTRICT ATTORNEY
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Case No. CR20-0099

Dept. No. 1

The undersigned affirms that this document does not contain the social security number of any person.

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF NYE

THE STATE OF NEVADA,

Plaintiff,

v.

CHRISTOPHER WILLIAM PALLOTTI,

Defendant. /

GUILTY PLEA AGREEMENT

COMES NOW, THE STATE OF NEVADA ("Plaintiff"), by CHRIS ARABIA, Nye County District Attorney, through MICHAEL D. ALLMON, and **CHRISTOPHER WILLIAM PALLOTTI**, ("Defendant"), represented by Attorney KATHERINE CURRIE-DIAMOND, Esq., and files this Guilty Plea Agreement in the above-entitled case.

I, **CHRISTOPHER WILLIAM PALLOTTI**, hereby agree to plead guilty to Count I, **POSSESSION OF A CONTROLLED SUBSTANCE**, in violation of **NRS 453.336, A CATEGORY 'E' FELONY**, and Count II, **UNLAWFUL POSSESSION, MAKING, ALTERING, FORGERY OR COUNTERFEITING OF SALE RECEIPT OR INVENTORY PRICING LABEL**, in violation of **NRS 205.965, A CATEGORY 'E' FELONY** as more fully alleged in the charging document attached hereto as Exhibit 1. My decision to plead guilty is based upon the plea agreement in this case, which is as follows:

INI

1. In exchange for pleading guilty as set forth above, the prosecution will not pursue any other charges related to the instant case, Pahrump Justice Court case 20CR1791.

2. Additionally, as part of a global deal, in Pahrump Justice Court case 20CR00324, the State will allow me to plead guilty to Domestic Battery, a misdemeanor, from an original charge of Domestic Battery, Strangulation, a Category 'C' Felony. Furthermore, in that case, as part of this global deal, the State will recommend the statutorily required minimum sentence for domestic battery.

3. Additionally, as part of the global deal, the State will dismiss or not file on the following charges: 20CR01826 (Trespassing), and charge(s) of Failure to Appear (FTA) for any offense committed prior to January 19, 2021, referencing any of the cases mentioned in paragraphs one through three.

4. At sentencing on the charges here (Count I, POSSESSION OF A CONTROLLED SUBSTANCE, in violation of NRS 453.336, A CATEGORY 'E' FELONY, and Count II, UNLAWFUL POSSESSION, MAKING, ALTERING, FORGERY OR COUNTERFEITING OF SALE RECEIPT OR INVENTORY PRICING LABEL, in violation of NRS 205.965, A CATEGORY 'E' FELONY), both parties will recommend probation, not to exceed one year on each count, with a recommendation that each count runs concurrent with each other. Under NRS 176.211, this term of probation may be extended if necessary to complete treatment as determined solely by the Court. Furthermore, on both counts, both parties will recommend an underlying suspended sentence of 19-48 months, concurrent.

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INI

5. As part of the terms of probation, both parties will be recommending Drug Court. Under NRS 176.211, both parties will further be recommending NRS 453.3363 deferral (or diversion) on count I, but will **not** be recommending deferral on count II. Meaning, if I complete Drug Court, Count I, Possession of a Controlled Substance, will be removed as a conviction, but Count II, Unlawful Possession, Making, Altering, Forgery or Counterfeiting of Sale Receipt or Inventory Pricing Label, will remain.

6. In light of the fact that the State is recommending probation, both parties will recommend an own recognizance (OR) release upon entry of a guilty plea.

7. I acknowledge and accept that should I fail to interview with the Department of Parole and Probation; fail to appear at any subsequent hearings in this case; escape custody if applicable; provide a sample of breath, blood or urine that tests positive for the unlawful use of a controlled substance, dangerous drug(s), or alcohol at any point, or refuse such test, a test for which I willingly and voluntarily consent and agree to submit to, or an independent magistrate, by affidavit review, confirms probable cause against me for new criminal charges arising after the day I enter my plea pursuant to this agreement, but excluding minor traffic violations below reckless driving, I agree that the prosecution will be free to either withdraw from the plea agreement, argue for any legal sentence and term of confinement possible, pursuant to the charges set forth in the charging document to which I have pleaded guilty, to include any increased punishment if enhancements are applicable, such as but not limited to Habitual Criminal treatment; and that a failure to appear after the day I enter my plea pursuant to this agreement can be the basis for a new and separate criminal

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INI

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prosecution. I understand that with two prior felony convictions I could be sentenced from 5-20 years in prison (for crimes committed prior to July 1, 2020), and that with three prior felony convictions or more, I face the potential of life in prison without the possibility of parole, life with the possibility of parole, or a sentence of 10-25 years in prison (for crimes committed prior to July 1, 2020). In the event that any of the above described circumstances come to pass, I understand and agree that the prosecution could adopt any sentencing posture legally allowed for the charges I have pleaded guilty to, and still pursue charges that had been agreed to be dismissed because of my breach of the agreement reached. Lastly, any breach of the agreement reached, including a failed, faked, adulterated, or otherwise invalid test to ascertain the presence of drugs or alcohol in my system after pleading guilty pursuant to this agreement will immediately (and ex parte) be considered a basis for revoking my own recognizance (OR) release if in fact I have been released to my OR pending sentencing or any other court date or appearance after entry of plea. As an example, if I have been enrolled in drug court as a condition of an OR release, and fail, fake, refuse, or otherwise provide an invalid test I agree that the court may immediately revoke my OR release until such time as I may seek to thereafter have my OR restored.

CONSEQUENCES OF THE PLEA

I understand that by pleading guilty I admit the facts that support all the elements of the offense(s) to which I now plead as set forth in Exhibit 1.

I understand that as a consequence of my plea of guilty: on the charge of Count I, **POSSESSION OF A CONTROLLED SUBSTANCE IN VIOLATION OF NRS**

INI

453.336, A CATEGORY 'E' FELONY, I am subject to imprisonment in the state prison for a minimum term of **not less than 1 year and a maximum term of not more than 4 years and in addition to any other penalty, the court may impose a fine of not more than $5,000, probation is mandatory by statute for this offense, unless an exception applies under NRS 176A.100**; on the charge of count II, **UNLAWFUL POSSESSION, MAKING, ALTERING, FORGERY OR COUNTERFEITING OF SALE RECEIPT OR INVENTORY PRICING LABEL,** in violation of **NRS 205.965, A CATEGORY 'E' FELONY** I am subject to the same—imprisonment in the state prison for a minimum term of **not less than 1 year and a maximum term of not more than 4 years and in addition to any other penalty, the court may impose a fine of not more than $5,000, probation is mandatory by statute for this offense, unless an exception applies under NRS 176A.100**. I understand that certain Administrative Assessment Fees are mandatory and applicable and that I will be court ordered to pay them.

I understand that, if appropriate, I will be ordered to make restitution to the victim of the offense(s) to which I am pleading guilty and to the victim of any related offense(s) being dismissed or not prosecuted pursuant to this agreement. I also understand that any victim to any offense I have plead guilty to, or any victim included for the purposes of restitution, may take the stand and testify at sentencing. I will also be ordered to reimburse the State of Nevada for expenses related to my extradition, if any.

I understand that **I am eligible for probation** for the offense(s) to which I am pleading guilty. I understand that, except as otherwise provided by statute, the question of whether I receive probation is in the discretion of the sentencing judge.

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INI

I understand that if more than one sentence of imprisonment is imposed and I am eligible to serve the sentences concurrently, the sentencing judge has the discretion to order the sentences served concurrently or consecutively, irrespective of any parties' recommendation.

I understand that information regarding charges not filed, dismissed charges, or charges to be dismissed pursuant to this agreement may be considered by the judge at sentencing.

I have not been promised or guaranteed any particular sentence by anyone. I know that my sentence is to be determined by the Court within the limits prescribed by statute. I understand that if my attorney or the State of Nevada or both recommend any specific punishment to the court, the court is not obligated to accept the recommendation.

I understand if the offense(s) to which I am pleading guilty to was committed while I was incarcerated on another charge or while I was on probation or parole that I am not eligible for credit for time served toward the instant offense(s)

I understand that the Division of Parole and Probation of the Department of Public Safety may prepare a written report for the sentencing judge before sentencing. This report will include matters relevant to the issue of sentencing, including my criminal history. I understand that this report may contain hearsay information regarding my background and criminal history. My attorney and I will each have the opportunity to comment on the information contained in the report, if any, at the time of sentencing. Unless the prosecutor has specifically agreed to stand silent at sentencing, the prosecutor will likewise retain the right to fully address any and all matters contained within the report.

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INI

I understand that pleading guilty may have adverse consequences to my citizenship or immigration status.

WAIVER OF RIGHTS

By entering my plea of guilty, I understand that I have waived the following rights and privileges:

1. The constitutional privilege against self-incrimination, including the right to refuse to testify at trial, in which event the State would not be allowed to comment to the jury about my refusal to testify.
2. The constitutional right to a speedy and public trial by an impartial jury, free of excessive pretrial publicity prejudicial to the defense, at which trial I would be entitled to the assistance of an attorney, either appointed or retained. At trial, the State would bear the burden of proving beyond a reasonable doubt each element of each offense charged.
3. The constitutional right to confront and cross-examine any witnesses who would testify against me.
4. The constitutional right to subpoena witnesses to testify on my behalf.
5. The constitutional right to testify in my own defense.
6. The right to appeal the conviction, with the assistance of an attorney, either appointed or retained, unless the appeal is based upon reasonable constitutional, jurisdictional or other grounds that challenge the legality of the proceedings and except as otherwise provided by subsection 3 of NRS 174.035.

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INI

VOLUNTARINESS OF PLEA

I have discussed the elements of all the original charges against me with my attorney and I understand the nature of these charges.

I understand that the State would have to prove each element of each charge against me at trial.

I have discussed with my attorney any possible defenses and circumstances that might be in my favor.

All of the foregoing elements, consequences, rights and waiver of rights have been thoroughly explained to me by my attorney.

I believe that pleading guilty and accepting this plea bargain is in my best interests and that a trial would be contrary to my best interests.

I am signing this agreement voluntarily after consultation with my attorney and I am not acting under duress or coercion or by virtue of any promises of leniency, except for those set forth in this agreement.

I am not now under the influence of intoxicating liquor, a controlled substance or other drug(s) that would in any manner impair my ability to comprehend or understand this agreement or the proceedings surrounding my entry of this plea.

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NYE COUNTY DISTRICT ATTORNEY
P.O. BOX 39
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(775) 751-7085

INI

My attorney has answered to my satisfaction all of my questions regarding this Guilty Plea Agreement and its consequences, and I am satisfied with the services provided by my attorney.

DATED this 10th day of February 2021.

CHRISTOPHER WILLIAM PALLOTTI

AGREED to on this 8 day of February 2021.

CHRIS ARABIA
NYE COUNTY DISTRICT ATTORNEY

By _____
MICHAEL D. ALLMON
Deputy District Attorney

NYE COUNTY DISTRICT ATTORNEY
P.O. BOX 39
PAHRUMP, NEVADA 89041
(775) 751-7085

INI

CERTIFICATE OF COUNSEL

I, the undersigned, as the attorney for the defendant named herein and as an officer of the court hereby certify that:

1. I have fully explained to the defendant the allegations contained in the charge(s) to which the guilty plea(s) is/are being entered.
2. I have advised the defendant of the penalties for each charge and the restitution that the defendant may be ordered to pay.
3. I have inquired of Defendant facts concerning Defendant's immigration status and explained to Defendant that if Defendant is not a United States citizen any criminal conviction will most likely result in serious negative immigration consequences including but not limited to: removal from the United States through deportation; an inability to reenter the United States; the inability to gain United States citizenship or legal residency; an inability to renew and/or retain any leant residency status; and/or an indeterminate term of confinement, with the United States Federal Government based on my conviction and immigration status. Moreover, I have explained that regardless of what Defendant may have been told by any attorney, no one can promise Defendant that this conviction will not result in negative immigration consequences and/or impact Defendant's ability to become a United States citizen and/or legal resident.
4. All pleas of guilty offered by the defendant pursuant to this agreement are consistent with all the facts known to me and are made with my advice to the defendant and are in the best interest of the defendant.

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INI

5. To the best of my knowledge and belief, the defendant:

(a) Is competent and understands the charge(s) and the consequences of pleading guilty as provided in this agreement;

(b) Executed this agreement and will enter all guilty pleas pursuant hereto voluntarily; and

(c) Was not under the influence of intoxicating liquor, a controlled substance or other drug at the time of the execution of this agreement.

DATED this _____ day of February 2021.

KATHERINE CURRIE-DIAMOND, Esq.

NYE COUNTY DISTRICT ATTORNEY
P.O. BOX 39
PAHRUMP, NEVADA 89041
(775) 751-7085

INI

FILED
FIFTH JUDICIAL DISTRICT
NOV 30 2021
Nye County Clerk
Brittani Smith
Deputy

Case No. CR20-0099
Dept 1P

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT

OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF NYE

THE STATE OF NEVADA,

Plaintiff,

vs.

JUDGMENT OF CONVICTION

CHRISTOPHER WILLIAM PALLOTTI,

Defendant.
/

FIFTH JUDICIAL DISTRICT COURT
ESMERALDA AND NYE COUNTIES

On March 12, 2021, the above- named Defendant, appeared before the Court with his counsel, Katherine Currie-Diamond, Esq., and entered a plea of guilty to the crime of ***Count I: Possession of a Controlled Substance (Methamphetamine),*** a violation of NRS 453.336, a Category "E" Felony and ***Count II: Unlawful Possession, Making, Altering, Forgery or Counterfeiting of Sale Receipt or Inventory Pricing Label,*** a violation of NRS 205.965, a Category "E" Felony.

On November 19, 2021, the Defendant appeared personally and with his attorney, Alexis Duecker, Esq., for entry of Judgment. No sufficient legal cause was shown by the Defendant as to why judgment should not be pronounced against him. The Court adjudged the Defendant guilty of the crime of ***Count I: Possession of a Controlled Substance (Methamphetamine),*** a violation of NRS 453.336, a Category "E" Felony and ***Count II: Unlawful Possession, Making, Altering, Forgery or Counterfeiting of Sale Receipt or***

Inventory Pricing Label, a violation of NRS 205.965, a Category " E" Felony.

The Court then sentenced the Defendant to serve a minimum term of nineteen (19) months and a maximum term of forty-eight (48) months in the Nevada Department of Corrections on each Count.

Said sentence was suspended and Defendant was placed on probation for eighteen (18) months on each Count and an additional 12 months added on in order to complete the specialty court program with the following special conditions:

The sentence imposed in Count II shall run consecutive to the sentence imposed in Count I.

The Defendant shall, at his own expense, enter and successfully complete the Fifth Judicial District Adult Drug Court Program and timely pay all fees and costs assessed in said program.

The Defendant shall attend a minimum of 3 meetings per week of Narcotics Anonymous/Alcoholics Anonymous or its secular equivalent, throughout the term of his probation.

The Defendant shall not use, consume, possess or purchase any alcohol or illicit drug whatsoever throughout the entire term of his probation.

The Defendant shall not use, consume, possess or purchase any psychoactive substances, or any mind or mood altering substances, whatsoever throughout the entire term of his probation. This includes, but is not limited to: synthetic cannabinoids (K2/Spice) Synthetic Cathinones (Bath Salts); cannabimetric substances, inhalants, salvia, **Mitragyna speciosa** (Kratom), or Krockidile.

The Defendant shall not use, consume, possess or purchase any prescription drug

FIFTH JUDICIAL DISTRICT COURT
ESMERALDA AND NYE COUNTIES

unless first prescribed by a licensed medical professional. You shall immediately notify the Division of Parole and Probation of any prescription received.

The Defendant shall not misuse any prescription drug, *including, without limitation, any protocol concerning the use of psychotropic medication,* during the entire term of his probation grant. Defendant shall disclose to his supervising probation officer any medications prescribed by any health care professional.

The Defendant shall not use, consume, possess or purchase medical or recreational marijuana throughout the entire term of his probation grant.

The Defendant shall not use recreational marijuana in states where the same is legal throughout the entire term of his probation grant.

The Defendant shall immediately surrender his medical marijuana card, if he has the same and shall not apply for or obtain a medical marijuana card throughout the entire term of probation.

The Defendant shall completely abstain from the use, possession or consumption of any alcoholic beverage. Further, that the Defendant shall completely abstain from being present in any cocktail lounge, bar or similar establishment for which the primary purpose is serving alcoholic beverages, unless required to be so present during actual employment.

The Defendant shall submit to random drug and/or alcohol testing by Nevada Parole and Probation, or its agent, throughout the entire term of his probation.

The Defendant shall, within 30 days of his release from the Nye County Detention Center, obtain steady, gainful and verifiable full time employment as approved by Nevada Parole and Probation and maintain that employment during the entire term of his probation grant.

FIFTH JUDICIAL DISTRICT COURT
ESMERALDA AND NYE COUNTIES

All terminations of employment or programs shall be immediately reported to your supervising Parole & Probation officer.

If not employed at least 20 hours per week, the Defendant shall complete 20 hours of community service work up until the statutory maximum number of 1000 hours have been completed.

The Defendant shall pay restitution in the amount of $203.97 to WalMart within 60 days of his release from the Nye County Detention Center.

The Defendant shall sign a civil confession of judgment for the amount of restitution owed and pay all applicable fees and costs, if any, associated with the filing of said judgment.

The Defendant shall submit to a search of person, property, vehicle, residence or any area and/or thing under his/her control, at any time of the day or night, without a warrant, for evidence of any crime or violation of probation by any Parole or Probation Officer or Peace Officer acting under their direction during the entire term of probation.

This includes, but is not limited to, all electronic storage devices in Defendant's name, or which Defendant has use of and access to, including but not limited to, all electronic devices, such as cell phones, tablets, computers, or any other electronic devices, and any social media accounts in Defendant's name, or which Defendant has use of and access to, including but not limited to Facebook, Twitter, Instagram, Snap Chat or any other forms of social media.

Defendant shall provide, at the request of any Parole or Probation Officer or Peace Officer acting under their direction, any passwords, logins, or other information to allow a search on any pass protected or encrypted devices/media and social media.

Defendant shall also provide all necessary information to allow a search on any network applications associated with any electronic device, digital storage media, and remote storage

devices or services.

The Defendant shall follow all directives of his psychiatrist.

The Defendant shall, at his own expense, enter and successfully complete any counselling, anger management or life skills program deemed necessary by Nevada Parole and Probation.

The Defendant shall completely abstain from gambling, or from being present in a gambling establishment except for employment purposes.

The Defendant shall comply with any imposed curfew deemed necessary by Parole and Probation.

The Defendant shall have no adverse contact with law enforcement during the term of his probation.

The Defendant shall have no contact with any victims directly or indirectly during the entire term of his probation grant.

The Defendant must have prior approval from the Division of Parole and Probation to associate with any person convicted of a felony, or any person on probation or parole supervision.

Defendant is prohibited from having any contact with any known drug dealers or known drug users.

Defendant is further prohibited from having any contact with any persons confined in a correctional institution unless specific written permission has been granted by Parole and Probation and the correctional institution.

The Defendant is not to operate any motor vehicle unless he can provide proof of a valid driver's license and valid insurance.

FIFTH JUDICIAL DISTRICT COURT
ESMERALDA AND NYE COUNTIES

The Defendant shall be returned to the Court for revocation proceedings upon the first violation of any term of his probation.

The Defendant shall submit to full and complete financial disclosure.

The Defendant shall pay all court fees within the first year of probation.

The Defendant shall comply with all terms and conditions of the Nevada Division of Parole and Probation's Standard Probation Agreement and the Rules and Conditions prescribed therein, and shall pay "supervision fees" as required by NRS 213.1076 and NAC 176.145.

The Defendant shall pay an administrative assessment fee in the amount of $25.00.

The Defendant shall pay a DNA administrative assessment fee in the amount of $3.00.

The Defendant shall pay a DNA fee in the amount of $150.00.

The Defendant shall pay a Chemical Analysis fee in the amount of $60.00.

The Defendant shall receive credit for 88 days presentence incarceration.

Pursuant to NRS 239B.030, the undersigned affirms this document does not contain the social security number of any person.

IT IS FURTHER ORDERED that any bond in this matter be exonerated, unless previously ordered by this court for forfeiture or any other purpose.

DATED this 30th day of November 2021.

KIMBERLY A. WANKER,
DISTRICT JUDGE

FIFTH JUDICIAL DISTRICT COURT
ESMERALDA AND NYE COUNTIES

FIFTH JUDICIAL DISTRICT COURT
ESMERALDA AND NYE COUNTIES

CERTIFICATION OF SERVICE

The undersigned hereby certifies that on the 30th day of November 2021, she mailed (or hand delivered) copies of the foregoing **JUDGMENT OF CONVICTION** to the following:

NYE COUNTY DISTRICT ATTORNEY
PAHRUMP, NV
(DELIVERED BY FLEET)

NEVADA DIVISION OF PAROLE AND PROBATION
PAHRUMP, NV
(DELIVERED BY FLEET)

ALEXIS DUECKER, ESQ.
PAHRUMP, NEVADA
(HAND DELIVERED)

NYE COUNTY DETENTION CENTER
PAHRUMP, NEVADA
(HAND DELIVERED)

Melissa Stepp
MELISSA STEPP, Secretary to
DISTRICT JUDGE

Clerk - criminal

CASE NO. CR20-0099

DEPT.NO. 1P

FILED
FIFTH JUDICIAL DISTRICT
APR 20 2022
Nye County Clerk
Deputy

IN THE DISTRICT COURT OF THE FIFTH JUDICAL DISTRICT
OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF NYE

THE STATE OF NEVADA,

Plaintiff,

vs. VIOLATION REPORT

Palotti, Christopher

Defendant

Nevada Department of **Public Safety** Parole and Probation

Division of Parole and Probation

Non-Technical Violation Report Date: 04/14/2022

To the Honorable Judge Wanker
Fifth Judicial District Court
Department 1P
Nye County, Nevada
Name: PALLOTTI, Christopher
AKA:
File #: P22-0021
CC #: CR20-0099

Supervision Grant: 11/19/2021
Original Expiration: 05/13/2024
Adjusted Expiration: 05/13/2024

Crime: COUNT I: POSSESSION OF A CONTROLLED SUBSTANCE (METHAMPHETAMINE) (CATEGORY E FELONY) CT II: UNLAWFUL POSSESSION, MAKING, ALTERING, FORGERY OR COUNTERFEITING OF SALE RECEIPT OR INVENTORY PRICING LABEL (CATEGORY C FELONY)

Sentence: 19-48 MONTHS NDOC ON BOTH COUNTS, SUSPENDED, 18 MONTHS PROBATION + 12 MONTHS TO COMPLETE SPECIALTY COURT, CT II CONSECUTIVE TO COUNT I, $25/$3/ $150/$60, 88 DAYS CREDIT FOR TIME SERVED

I. Violation(s) and Response to Imposed Sanctions:

Laws; Conduct; Special Condition (19) That the Defendant shall have no adverse contact with law enforcement during the term of his probation grant; Special Condition (23) That the Defendant shall be returned to the Court for revocation proceedings upon the first violation of any term of his probation

On April 13, 2022, at approximately 4:15 PM, the subject was arrested by the Nye County Sheriffs Office and charged with Violation of a Temporary Stalking/Harrassment Order. (Laws; Conduct; Special Condition (19) That the Defendant shall have no adverse contact with law enforcement during the term of his probation grant; Special Condition (23) That the Defendant shall be returned to the Court for revocation proceedings upon the first violation of any term of his probation)

II. Custody Status:

As of April 14, 2022, the subject has 90 days credit for time served.
Effective April 13, 2022, the subject is in custody in the Nye County Detention Center.

III. Violation Hearing History:

This will be the subject's first appearance before Your Honor for revocation proceedings on this case.

IV. Mitigating Factors:

The subject recently completed the Harris Springs Ranch Inpatient treatment program.

V. Recommendation:

It is recommended that the subject appear before Your Honor in an in-custody status and show cause as to why probation should not be revoked.

VI. Current Level of Supervision:

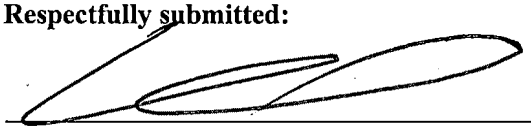
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Pursuant to NRS 239B.030, the undersigned hereby affirms this document does not contain the social security number of any person.

Nevada Department of
Public Safety
Parole and Probation

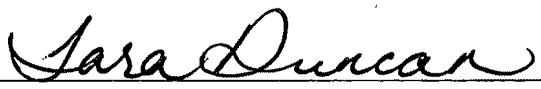
Division of Parole and Probation

Respectfully submitted:



A.C. Davis, DPS Officer II
Division of Parole and Probation
ACDavis@dps.state.nv.us
(775) 751-3702 x234

Approved:



T. Duncan, DPS Sergeant
Division of Parole and Probation
TDuncan@dps.state.nv.us
(775) 751-3702 x233

Case No. CR20-0099
Dept. 1P

FILED
2022 JUN 21 A 10:17
NYE COUNTY CLERK
BY _____ DEPUTY

IN THE FIFTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF NYE

THE STATE OF NEVADA,

Plaintiff,

Vs.

CHRISTOPHER PALLOTTI,

Defendant.
_____/

ORDER REVOKING PROBATION AND IMPOSING UNDERLYING SENTENCE

FIFTH JUDICIAL DISTRICT COURT
ESMERALDA AND NYE COUNTIES

This matter came on for hearing on June 17, 2022, with the Defendant personally present and represented by his attorney, Alexis Duecker, Esq., The Court finds that the Defendant has failed to comply with the rules of his probation.

After hearing arguments of counsel, the Court concludes that the Defendant has willfully and unlawfully failed to comply with the rules of his probation, and good cause appearing therefor, **IT IS ORDERED** that the probation of Defendant, is hereby revoked, and the original sentence of nineteen (19) months – forty-eight (48) months on each Count in the Nevada Department of Corrections is reinstated, on the crime of ***COUNT I: Possession of a Controlled Substance (Methamphetamine),*** a violation of NRS 453.336, a Category "E" Felony and ***COUNT II: Unlawful Possession, Making, Altering, Forgery or Counterfeiting of Sale Receipt or Inventory Pricing Label,*** a violation of NRS 205.965, a Category "E" Felony.

The Defendant shall receive credit for 153 days presentence incarceration.

Pursuant to NRS 239B.030, the undersigned affirms this document does not contain the social security number of any person.

IT IS FURTHER ORDERED that any bond in this matter be exonerated, unless previously ordered by this court for forfeiture or any other purpose.

DATED this 21st day of June, 2022.

KIMBERLY A. WANKER
DISTRICT JUDGE

FIFTH JUDICIAL DISTRICT COURT
ESMERALDA AND NYE COUNTIES

FIFTH JUDICIAL DISTRICT COURT
ESMERALDA AND NYE COUNTIES

CERTIFICATION OF SERVICE

The undersigned hereby certifies that on the 21st day of June 2022, she mailed (or hand delivered) copies of the foregoing **ORDER REVOKING PROBATION** to the following:

NYE COUNTY DISTRICT ATTORNEY
PAHRUMP, NV
(HAND DELIVERED)

ALEXIS DUECKER, ESQ.
PAHRUMP, NV
(HAND DELIVERED)

NEVADA DEPARTMENT OF PAROLE AND PROBATION
PAHRUMP, NV
(HAND DELIVERED)

NYE COUNTY SHERIFF
PAHRUMP, NV
(HAND DELIVERED)

Melissa Stepp
MELISSA STEPP, Secretary to
DISTRICT JUDGE

CASE NO. CR20-0099

DEPT. I

THE FIFTH JUDICIAL DISTRICT COURT - THE STATE OF NEVADA

IN AND FOR THE COUNTY OF NYE

THE HONORABLE KIMBERLY WANKER, DISTRICT JUDGE,

PRESIDING

THE STATE OF NEVADA,

PLAINTIFF,

v.

CHRISTOPHER WILLIAM PALLOTTI,

DEFENDANT.

_____ /

TRANSCRIPT OF PROCEEDINGS

NON-TECHNICAL PROBATION VIOLATION/REVOKED

JUNE 17, 2022

COURTHOUSE

PAHRUMP, NEVADA

REPORTED VIA BLUEJEANS BY: KATHY TERHUNE, CCR #209

APPEARANCES:

FOR THE STATE: KIRK VITTO
Chief Deputy District Attorney
1520 E Basin Ave # 107
Pahrump, Nevada 89060

DEFENDANT PRESENT IN COURT.

FOR THE DEFENDANT: ALEXIS DUECKER, ESQ.
Public Defender
8985 S. Eastern Ave.
Suite 100
Las Vegas, Nevada 89123

FOR THE DEPARTMENT OF PAROLE AND PROBATION: ANTHONY DAVIS,
Parole/Probation Officer

NO OTHER APPEARANCES.

* * * * *

TRANSCRIPT OF PROCEEDINGS

THE COURT: All right. Now, we have a couple of people left in custody, and then we're done.

So, the first one is Case Number CR20-0099, State of Nevada versus Christopher William Pallotti.

Good afternoon, Mr. Pallotti. How are you?

THE DEFENDANT: I'm doing fine, Judge. How you doing?

THE COURT: Good. So, this is a continuation of the probation violation hearing that we started last time. I think the question that they were asking is -- Officer Davis is the one who wrote the violation report, and if I recall correctly when I read the notes last night that I was going to continue the matter today for Officer Davis to be present. So, I think we had some questions for Officer Davis.

So, Mr. Pallotti had admitted the violation, right?

So, Officer Davis, you're recommending that he be revoked. And can you tell me the basis for your revo -- your revocation position?

THE PROBATION OFFICER: Yes, Your Honor. So, even though the charge is a misdemeanor in Nye County

under NRS 176 Adam 510, it pretty much states in there any felony, gross misdemeanor, or new charges is a non-technical nature. DUI, domestic violence charges, as well as violation of a TPO for domestic violence, stalking, or sexual assault.

So, unfortunately he does fall under the non-technical aspect of the DR. I'm asking for Mr. Pallotti to show cause as to why his probation should not be revoked. I feel like if someone goes through the pain that is to get a TPO and has proven to a judge, that TPO has been granted, and that TPO has been served, and yet, someone doesn't understand the seriousness of a temporary protection order, and we constantly hear this from people that TPO's well, what's a piece of paper going to do to protect me.

Well, here we are today. This is what it can do to protect somebody. Somebody that violates it can be held accountable for violating it. So, the Division is recommending that Mr. Pallotti show cause as to why his probation should not be revoked. However, even though it's only a misdemeanor, as I stated, it's non-technical in nature per NRS, and I feel it needs to be addressed immediately.

THE COURT: Okay.

All right. My concern is this. Is that he should -- that he should -- what he did was he violated a temporary stalking/harassment order. That's frightening to me. And I'm -- you know, I'm disappointed. And you're shaking your head. But, you know what? How people are when they're here in court and how they are when they step out of court are completely different. And that's one of the things that my bailiff always reminds me. Judge, you see them until they step behind the door, and then you don't realize sometimes people's true colors come out.

You know, this is serious. This harassing stalking is serious. And at most, it's a piece of paper. And how frightening it is when people violate that piece of paper. And so, I'll be honest with you. I have tried to work as best I could with Mr. Pallotti, but my attitude with the whole thing is, you know, the rules are very clear. And my attitude is, is to impose the underlying sentence. Revoke the probation, impose the underlying sentence. It's a serious -- it's a serious thing to violate a temporary protective order. And I think I've made myself very clear one the -- on what the rules have been.

So, unfortunately, I really feel that -- I have

to look at the public at large here, and I have to look at the victim. And that really overweighs -- you know, I've tried to work with him, tried to get him to drug treatment, et cetera, but the bottom line is no means no. You can't harass somebody. You can't contact. I don't care if they call you. Don't play the game. Don't be part of it.

I've said that to people several times. Stay out of the -- stay out of the fray. Because no good deed goes unpunished by -- if you will, for answering if somebody reaches out to you. So, that's going to be the order and the judgement.

MS. DUECKER: Your Honor, I just need briefly?

THE COURT: Yes.

MS. DUECKER: Thank you. We aren't contesting that charge that stems from that incident. Mr. Pallotti was trying to do the right thing by he called the police beforehand so he could be there to pick up his stuff. It turned into an altercation. But, there are service issues. There's legitimate questions behind this TPO.

THE COURT: Okay.

MS. DUECKER: So, it hasn't been adjudicated in Justice Court because we are going to trial.

THE COURT: Well, but it's still a violation of the terms and conditions of his probation, right?

MS. DUECKER: Absolutely, Your Honor.

MR. VITTO: That he admitted.

MS. DUECKER: We did admit that there was adverse contact with law enforcement. He was arrested. Of course --

THE COURT: Okay.

MS. DUECKER: -- we understand that. But, he was doing so well. He was doing well. He was staying clean. He was doing what he was supposed to, but he has a temper, and it's just with this...

THE COURT: Okay.

MS. DUECKER: I'm sorry. He was trying to do the right thing. He did call the police preemptively. Because typically you're allowed to go get your stuff and that kind of thing. So, Mr. Pallotti got loud with the police officers. But, that's what led to the adverse contact with law enforcement. Yes, there's this misdemeanor charge that's come out it, but we are fighting that charge, Your Honor.

So, I would request that if Your Honor is inclined to revoke him that at least maybe we could hold off judgment until that bench trial to see if that

would change Your Honor's opinion?

THE COURT: When's the bench trial?

MS. DUECKER: July 27th. I'm hoping that the court doesn't vacate them.

THE COURT: You know, right now we've got a justice -- I can't guarantee that. I mean, the Justice of the peace resigned. We have a vacancy there. The other Justice of the Peace is doing the best he can, but he's undergoing treatment. And so, he's doing the best he can, and he's here I know on days when he probably doesn't feel the best. So, I don't know.

I bent over backwards for Mr. Pallotti. I've -- you know, I'm just kind of tired of the situation. You know? At some point...

State, what's your position on this?

MR. VITTO: Typical. Guy's a six-time convicted felon, but we gave him a break. You gave him a break. He got probation. I'm looking back in the notes here. I mean, we have tortured past. He shows up. He tests positive. Continued. He tests positive. You know, we give him a break, he gets probation, and then this event, I believe the event with the Nye County Sheriff's Office.

I mean, good luck with the trial. Okay?

He plead not guilty. Whenever you want a trial you'll get one. But, he admitted this allegation. The judge shouldn't do anything other than just revoking him and impose the underlying sentence.

THE COURT: Well, I'm look -- like I said, I do give people an opportunity, but you're right. His record's pretty dismal. 6 time felon, 7 times in prison, 6 misdemeanors, 11 jail sentences.

What concerns me, to be honest with you, with this he's got quite a history. In his history includes battery by strangulation, which was plead down back on 4-4 of 2021, to -- but -- and now we're -- I think that the Court has been more than fair. I give people an opportunity. I understand that it may not be the results everybody's looking for, but I think that the fact is -- of this is I've been extremely fair to Mr. Pallotti.

I have two consecutive to Count I. So, Count I, they're both -- they're both Category E felonies.

Can -- Parole and Probation, can you tell me the amount of credit for time served?

THE PROBATION OFFICER: Yes, Your Honor. As of today 153 days.

THE COURT: That's what -- 114?

THE PROBATION OFFICER: 153.

THE COURT: 153.

It'll be the order and the judgment of the Court.

MR. VITTO: Thank you, Your Honor.

THE COURT: Thank you.

We have one more.

MS. DUECKER: This will be quick though, Your Honor.

THE COURT: Right.

MS. DUECKER: You did revoke?

THE COURT: Yes.

(End of Proceedings.)

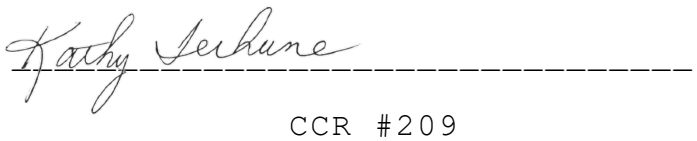
* * * * * * *

CERTIFICATE

STATE OF NEVADA)
)SS.
CARSON CITY)

I, Kathy Terhune, CCR 209, do hereby certify that I reported the foregoing proceedings; that the same is true and correct as reflected by my original machine shorthand notes taken at said time and place before the Honorable Kimberly Wanker, District Judge, presiding.

Dated at Carson City, Nevada, this
21st day of July, 2022.



CCR #209