

Fifth Judicial District Court - Nye County
Case Summary

Run: 03/22/2021
10:32:24

Page 1

Case #: CR0008569
Judge: WANKER, KIMBERLY
Date Filed: 08/23/2016 **Department:**
Case Type: CRIMINAL

Attorney(s)

Defendant

PARKS, TINA MARIE

GENT, NATHAN L

Plaintiff

STATE OF NEVADA

No *Attorney 1* Listed

Fees:

Date Assessed:	Fee	Total	Paid	Waived	Outstanding
02/02/2018	STADMIN	\$20.00	\$20.00	\$0.00	\$0.00
02/02/2018	GENETIC	\$3.00	\$3.00	\$0.00	\$0.00
08/23/2016	DNA	\$3.00	\$3.00	\$0.00	\$0.00
08/23/2016	ADMIN	\$25.00	\$25.00	\$0.00	\$0.00

Charge: NRS 199.145 PERJURY F/D Count 1

Sent: GUILTY PLEA. 19-48 MOS NDC; \$25 AA FEE; \$3 DNA AA; 24 DAYS CTS; DRUG TESTING UNTIL SURRENDER ON 5/26/17.

Disp/Judgment: Guilty Plea Before Date: 05/19/2017
Trial

Hearings:

Date	Time	Hearing	Court Result
09/23/2016	9:00AM	ARRAIGNMENT HEARING	
10/14/2016	9:00AM	STATUS CHECK/ ARRAIGNMENT HEARING CONT'D	
12/02/2016	9:00AM	ARRAIGNMENT HEARING CONT'D	
04/28/2017	9:00AM	SENTENCING HEARING	
05/19/2017	9:00AM	SENTENCING HEARING CONT'D	

Filings:

Date	Filing
08/23/2016	BINDOVER ORDER
08/23/2016	DOCUMENTS RECEIVED FROM PAHRUMP JUSTICE COURT CRIMINAL COMPLAINT
08/31/2016	TRANSCRIPT OF: WAIVER OF PRELIMINARY HEARING (08/11/16) (PJC)
09/22/2016	INFORMATION (FELONY/OTHER)

09/23/2016 Court Minutes - JUDGE: KIMBERLY A. WANKER CLERK: SARAH WESTFALL COURT REPORTER: TRACY MANNING BAILIFF: VANESSA OSCARSON APPS: KATRINA SAMUELS FOR THE STATE; J. BRENT PENNINGTON FOR P&P; NATHAN GENT IS PRESENT WITH DEFENDANT, WHO IS AT LIBERTY. COURT CALLS THE MATTER. MR. GENT INFORMS THE COURT PARTIES HAVE STIPULATED TO A SIX MONTH CONTINUANCE OF ARRAIGNMENT AND BRIEFS NEGOTIATIONS FOR THE RECORD. COURT EXPRESSES HER FRUSTRATION WITH THE ATTORNEY GENERAL'S OFFICE AND STATES SHE WOULD LIKE CHIEF DEPUTY ATTORNEY GENERAL, MR. SAMUEL KERN, TO APPEAR. COURT INFORMS COUNSEL SHE WILL BE CONTINUING THIS MATTER BUT NOT THE SIX MONTHS REQUESTED. COURT NOTES DEFENDANT HAD SUBMITTED TO A DRUG TEST TODAY WITH RESULTS POSITIVE FOR OXYCODONE AND BENZODIAZEPINES, AND REQUESTS PROOF OF PRESCRIPTIONS. MR. GENT PRESENTS PRESCRIPTION BOTTLES FOR ALPRAZOLAM AND OXYCODONE BELONGING TO DEFENDANT. COURT REVIEWS THE PRESCRIPTION BOTTLES, NOTING THEM AS RECENT, AND QUESTIONS REASONS FOR PRESCRIPTIONS. DEFENDANT ADDRESSES THE COURT'S QUESTIONS REGARDING HER PRESCRIPTIONS. COURT INSTRUCTS DEFENDANT TO OBTAIN A PRINTOUT FROM CVS PHARMACY FOR FURTHER VERIFICATION OF PRESCRIPTIONS. COURT CONFIRMS SHE IS UNABLE TO GO FORWARD TODAY AND EXPRESSES CONCERN WITH THE PROPOSED WRITTEN GUILTY PLEA AGREEMENT. COURT NOTES THE PROPOSED PLEA AGREEMENT PRESENTED STATES SENTENCING WILL BE CONTINUED AND NOT ARRAIGNMENT ALTHOUGH COUNSEL IS REQUESTING A CONTINUANCE OF ARRAIGNMENT. COURT CONTINUES THE MATTER TO OCTOBER 21, 2016 AT 9AM AND WOULD LIKE MR. KERN PRESENT IN PLACE OF MS. SAMUELS. COURT NOTES DEFENDANT MAY PROVIDE THE REQUESTED PRESCRIPTION PRINTOUT TO DRUG COURT.

10/14/2016 GUILTY PLEA AGREEMENT

10/14/2016 Court Minutes - JUDGE: KIMBERLY A. WANKER CLERK: SARAH WESTFALL COURT REPORTER: TRACY MANNING BAILIFF: VANESSA OSCARSON APPS: SAMUEL KERN, CDAG, IS PRESENT FOR THE STATE; LISA THELANER FOR P&P; NATHAN GENT IS PRESENT WITH DEFENDANT, WHO IS AT LIBERTY. COURT CALLS THE MATTER. COURT NOTES DEFENDANT SUBMITTED TO A DRUG TEST THIS MORNING WITH RESULTS POSITIVE FOR ITEMS IN WHICH SHE HAS A PRESCRIPTION. COURT FURTHER NOTES A FAINT LINE FOR ALCOHOL. COURT STATES DEFENDANT APPEARS TO BE LUCID THIS MORNING AND WILL SEND RESULTS FOR CONFIRMATION. COURT INFORMS DEFENDANT SHE WILL BE HELD IN CONTEMPT IF CONFIRMATION RETURNS POSITIVE FOR ALCOHOL AS IT IS A VIOLATION OF THE CONDITIONS OF HER RELEASE. MR. GENT NOTES HIS OBSERVANCE OF DEFENDANT AND STATES SHE IS OF SOUND MIND TODAY. COURT QUESTIONS WHETHER COUNSEL WOULD LIKE TO CONTINUE TODAY'S HEARING. COUNSEL AGREE TO A CONTINUANCE. COURT CONTINUES THE MATTER TO DECEMBER 2, 2016 AT 9AM. COURT REMINDS DEFENDANT NO ALCOHOL, NO DRUGS, NO ABUSE OF PRESCRIPTION DRUGS, AND NO ADVERSE CONTACT WITH LAW ENFORCEMENT.

11/18/2016 TRANSCRIPT OF: ARRAIGNMENT HEARING (09/23/16)

12/02/2016 AMENDED INFORMATION (FELONY/OTHER)

12/02/2016 Court Minutes - JUDGE: KIMBERLY A. WANKER CLERK: SARAH WESTFALL COURT REPORTER: TRACY MANNING BAILIFF: VANESSA OSCARSON APPS: RAUL ORTIZ, DAG, IS PRESENT FOR THE STATE; LISA THELANER FOR P&P; NATHAN GENT IS PRESENT WITH DEFENDANT, WHO IS AT LIBERTY. COURT CALLS THE MATTER AND NOTES THE REASON FOR TODAY'S HEARING AS ARRAIGNMENT. COURT REFERS TO THE AMENDED INFORMATION FILED TODAY AND POINTS OUT THE PREVIOUSLY FILED GUILTY PLEA AGREEMENT. COURT OUTLINES CONCERNS WITH NEGOTIATIONS. MR. GENT CONFIRMS DEFENDANT'S UNDERSTANDING OF NEGOTIATIONS. MR. ORTIZ SUGGESTS FILING OF THE COOPERATION AGREEMENT UNDER SEAL. MR. GENT STATES NO OBJECTION. COURT STATES HER UNDERSTANDING OF NEGOTIATIONS AND CONFIRMS CONCERNS WITH HOW THE PLEA AGREEMENT READS. MR. GENT STANDS BY NEGOTIATIONS AND DECLARES READY TO PROCEED WITH ARRAIGNMENT TODAY. MR. ORTIZ DECLARES READY TO PROCEED. COURT AGREES TO PROCEED WITH ARRAIGNMENT TODAY AND CONFIRMS HER CONCERNS THAT THE PLEA AGREEMENT WAS NOT ARTFULLY DRAFTED. COURT FURTHER CONFIRMS SHE IS NOT BOUND BY NEGOTIATIONS AND PROCEEDS WITH THE ARRAIGNMENT HEARING. COURT ARRAIGNS DEFENDANT. DEFENDANT WAIVES FORMAL READING OF THE AMENDED INFORMATION AND ENTERS A PLEA OF GUILTY. COURT CANVASSES DEFENDANT WITH RESPECT TO HER GUILTY PLEA. MR. ORTIZ PRESENTS WHAT THE STATE WOULD HAVE BEEN PREPARED TO PROVE HAD THIS MATTER GONE TO TRIAL. COURT AGAIN ASKS DEFENDANT HER PLEA. DEFENDANT CONFIRMS HER PLEA OF GUILTY. COURT FINDS DEFENDANT'S GUILTY PLEA TO BE GIVEN KNOWINGLY AND FREELY. COURT ACCEPTS DEFENDANT'S GUILTY PLEA AND FURTHER FINDS DEFENDANT HAS KNOWINGLY AND FREELY ENTERED A WRITTEN PLEA AGREEMENT. COURT REFERS THE MATTER TO PAROLE AND PROBATION FOR THE PREPARATION OF THE PRESENTENCE INVESTIGATION REPORT. MR. GENT WAIVES THE 14 DAY RULE AND SENTENCING IS SET FOR MARCH 17, 2017 AT 9AM. COURT INSTRUCTS COUNSEL TO SUBMIT THE COOPERATION AGREEMENT IN CAMERA FOR THE COURT'S REVIEW.

12/07/2016 TRANSCRIPT OF: STATUS CHECK ARRAIGNMENT HEARING CONT'D (10/14/16)

02/17/2017 TRANSCRIPT OF: ARRAIGNMENT HEARING (12/02/16)

03/03/2017 STIPULATION AND ORDER TO CONTINUE

03/15/2017 ORDER ON STIPULATION FOR CONTINUANCE

04/25/2017 PRESENTENCE INVESTIGATION REPORT

04/28/2017 Court Minutes - JUDGE: KIMBERLY A. WANKER CLERK: RACHEL ALDANA COURT REPORTER: TRACY MANNING BAILIFF: DEPUTY DEUTCH APP: MICHAEL KOVAC IS PRESENT FOR THE AG'S OFFICE; PAULA HALICKI FOR P&P; NATHAN GENT IS PRESENT WITH THE DEFENDANT. COURT OUTLINES CASE HISTORY AND NOTES THAT THE DEFENDANT TESTED POSITIVE FOR DRUGS TODAY. COURT WILL SEND THE SAMPLE TO THE LAB FOR CONFIRMATION. DEFENDANT ADDRESSES THE COURT AND ADMITS TO USING DRUGS ONCE. COURT REVOKES THE OR RELEASE AND CONTINUES THIS MATTER TO 5/19/17 AT 9 AM.

05/03/2017 ORDER REVOKING OWN RECOGNIZANCE RELEASE

05/19/2017 Court Minutes - JUDGE: KIMBERLY A. WANKER CLERK: RACHEL ALDANA COURT REPORTER: TRACY MANNING BAILIFF: VANESSA OSCARSON APP: RAYA SWIFT IS PRESENT FOR THE AG'S OFFICE; PAULA HALICKI FOR P&P; NATHAN GENT IS PRESENT WITH THE DEFENDANT, WHO IS IN CUSTODY. COURT OUTLINES CASE HISTORY AND REVIEWS THE CONFIRMATION FROM THE LAB REGARDING THE DEFENDANT'S PREVIOUS DRUG TEST. MS. HALICKI NOTES 24 DAYS CREDIT FOR TIME SERVED. COURT INFORMS THE PARTIES OF AN ERROR IN THE PSI REPORT. COURT REVIEWS THE CHARGES IN THIS CASE AND ADJUDICATES THE DEFENDANT A FELON. MR. GENT ARGUES IN SUPPORT OF THE COURT PLACING THE DEFENDANT ON PROBATION AND OUTLINES THE DEFENDANT'S CRIMINAL HISTORY FOR THE RECORD. MS. SWIFT STATES THAT SHE DOES NOT HAVE A RECOMMENDATION REGARDING THE SENTENCING. DEFENDANT ADDRESSES THE COURT AND APOLOGIZES AND BEGS THE COURT TO BE PLACED ON PROBATION. COURT ADMONISHES THE DEFENDANT IN REGARDS TO TESTING POSITIVE AT HER LAST HEARING AND THE SERIOUSNESS OF THE CRIME SHE COMMITTED. COURT SENTENCES THE DEFENDANT TO A \$25 AND \$3 FEES; 19/48 MONTHS WITH 24 DAYS CREDIT FOR TIME SERVED. MR. GENT MAKES AN ORAL MOTION FOR THE DEFENDANT TO HAVE A TWO WEEK PERIOD TO GET HER AFFAIRS IN ORDER. COURT WILL ALLOW THE DEFENDANT TO TURN HERSELF IN BY 5/26/17 AT 8 AM AND ORDERS THE DEFENDANT TO SUBMIT TO RANDOM DRUG TESTING.

Run: 03/22/2021
10:32:24

Case Summary

Page 4

05/25/2017 JUDGMENT OF CONVICTION (FELONY/OTHER/VOTERS)
08/02/2017 TRANSCRIPT OF: SENTENCING HEARING (4/28/17)
08/23/2017 TRANSCRIPT OF: SENTENCING HEARING CONT'D (5/19/17)