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*[Signature]*  
CLERK OF THE COURT

0001  
DAVID ROGER  
Clark County District Attorney  
Nevada Bar #002781  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2211  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

-vs-

ORENTHAL JAMES SIMPSON,  
#2648927

Defendant.

Case No. C237890

Dept No. V

NOTICE OF MOTION AND MOTION TO REVOKE BAIL  
AND EX-PARTE MOTION TO DETAIN DEFENDANT PENDING  
HEARING ON MOTION TO REVOKE BAIL

DATE OF HEARING:  
TIME OF HEARING: 9:00 A.M.

COMES NOW, the State of Nevada, by DAVID ROGER, District Attorney, and files this Notice of Motion and Motion to Revoke Bail and Ex-parte Motion to Detain Defendant Pending Hearing on Motion to Revoke Bail.

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

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1 Defendant directed his bail bondsman to contact co-defendant Clarence Stewart to give him  
2 a message from the defendant. A copy of the voice mail transcript is attached as Exhibit B  
3 and incorporated by reference.

4 Defendant asked his bondsman to tell co-defendant Clarence Stewart:

5 "Hey Miguel, It's me \_\_\_\_\_ I just want, want CJ to know  
6 that the whole thing all the time he was tellin' me that \_\_\_\_\_, ya  
7 know, I hope he was telling me the truth don't be trying to  
8 change the mother \_\_\_\_\_ now, mother \_\_\_\_\_ holes  
9 I'm tired of this \_\_\_\_\_ Fed up with mother \_\_\_\_\_ changing what  
they told me. Alright? \_\_\_\_\_"

10 Defendant's attempt to contact his co-defendant is a violation of the conditions of his  
11 release.

12 Defendant has breached his agreement with the prosecution. He has also violated the  
13 court's order set forth above and he has committed new crimes. As a result, Defendant's bail  
14 should be revoked and he should be held without bail pending trial. See NRS 178.484 and  
15 NRS 178.487.

16 DATED this 11th day of January, 2008.

17 DAVID ROGER  
18 Clark County District Attorney  
19 Nevada Bar #002781

20 BY



21 DAVID ROGER  
22 District Attorney  
23 Nevada Bar #002781  
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1                                    ORDER SHORTENING TIME

2            Upon the application of the State of Nevada and good cause appearing therefore,

3            IT IS HEREBY ORDERED that the time for hearing in the Motion is shortened and  
4            that the hearing on the State's Motion to Revoke Bail be held on the 16<sup>th</sup> day of January,  
5            2008, at the hour of 9:00 A.M.

6            DATED this \_\_\_\_ day of January, 2008.

7  
8                                    \_\_\_\_\_  
9                                    DISTRICT JUDGE  
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17                                    CERTIFICATE OF FACSIMILE TRANSMISSION

18            I hereby certify that service of STATE'S NOTICE OF MOTION AND MOTION TO  
19            REVOKE BAIL, was made this 11<sup>th</sup> day of January, 2008, by facsimile transmission to:

20  
21                                    GABRIEL GRASSO, ESQ.  
22                                    FAX #868-5778

23                                      
24                                    Employee of the District Attorney's Office  
25  
26  
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kjk



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

FILED  
ORIGINAL

SEP 20 A 8:00

THE STATE OF NEVADA, )  
Plaintiff, )

DC Case No. C

vs. )

JC Case 07F19284A  
Department IX

ORENTHAL JAMES SIMPSON, )

Defendant. )

REPORTER'S TRANSCRIPT  
OF  
PROCEEDINGS

BEFORE THE HONORABLE JOE BONAVENTURE  
JUSTICE OF THE PEACE

Taken on September 19, 2007  
At 9:00 a.m.

APPEARANCES:

For the State:

DAVID J. ROGER, ESQ.  
District Attorney

For the Defendant:

YALE L. GALANTER, ESQ.  
GABRIEL L. GRASSO, ESQ.

Reported by: TOM MERCER, CCR No. 33

MERCER & ASSOCIATES  
(702) 388-2973

EXHIBIT A

1 Las Vegas, Nevada, September 19, 2007

2 9:00 a.m.

3 \* \* \* \* \*

4 P R O C E E D I N G S.

5 THE COURT: State of Nevada versus  
6 Orenthal James Simpson. There's a procedural matter  
7 right off the bat. Is Mr. Simpson present?

8 Mr. Simpson is present, in custody.

9 This is the State of Nevada versus  
10 Orenthal James Simpson. First of all, there's  
11 multiple cases on calendar today. The case 07F19420X  
12 was assigned to Department Eight. This case number  
13 was generated at the Clark County Detention Center  
14 when Mr. Simpson was arrested and booked on several  
15 charges on Sunday, September 16 of this year. Prior  
16 to that, on February -- excuse me, on Friday,  
17 September 14, the district attorney generated a case  
18 number for Mr. Simpson in anticipation of filing a  
19 criminal complaint and requesting an arrest warrant.  
20 That case number was 07F19284X, assigned to Department  
21 Nine. That process was never completed before Mr.  
22 Simpson was arrested on September 16.

23 Apparently the detention center was  
24 unaware that the district attorney had already  
25 generated a case number for Mr. Simpson, therefore, he

1 was booked under a new case number, which is the  
2 07F19420X case assigned to Department VIII.

3 Las Vegas Justice Court and the District  
4 Attorney have a long-standing protocol to consolidate  
5 multiple cases involving the same defendant to the  
6 lowest case number when appropriate. This maintains  
7 the integrity of the judicial process and avoids judge  
8 shopping by either party. So in light of this,  
9 pursuant to long standing protocols and procedures,  
10 this case will proceed under the lowest case number  
11 and, in fact, that is what the district attorney has  
12 filed the complaint under. That case Number is  
13 07F19284A, assigned to Las Vegas Justice Court,  
14 Department Nine.

15 Counsel have any questions about that  
16 procedure?

17 MR. GALANTER: No, Your Honor.

18 MR. ROGER: No, Your Honor.

19 THE COURT: Then as to State of Nevada  
20 versus Orenthal James Simpson, Case No. 07F19284A, Mr.  
21 Simpson is present, in custody.

22 Counsel for the State?

23 MR. ROGER: Dave Roger.

24 THE COURT: I'll address Mr. Simpson  
25 first.

1           Mr. Simpson, why don't you stand up,  
2 please, Mr. Simpson.

3           Mr. Simpson, I have a criminal complaint  
4 before me. Have you received a copy of this criminal  
5 complaint?

6           THE DEFENDANT: Yes, sir.

7           THE COURT: This charges you with the  
8 crimes of conspiracy to commit a crime, a gross  
9 misdemeanor offense; conspiracy to commit kidnapping,  
10 a felony offense; conspiracy to commit robbery, a  
11 felony offense; burglary while in possession of a  
12 deadly weapon, a felony offense; two counts of first  
13 degree kidnapping with use of a deadly weapon, both  
14 felony offenses; two counts of robbery with use of a  
15 deadly weapon, both felony offenses; two counts of  
16 assault with use of a deadly weapon, both felony  
17 offenses; and coercion with use of a deadly weapon, a  
18 felony offense.

19           Mr. Simpson, do you understand the charges  
20 against you?

21           THE DEFENDANT: Yes, sir.

22           THE COURT: We have counsel present on Mr.  
23 Simpson's behalf.

24           MR. GALANTER: Yes, Your Honor. Yale  
25 Galanter and Gabriel Grasso on behalf of O.J. Simpson



1 and only Yale Galanter and Gabriel Grasso only on  
2 behalf of O.J. Simpson.

3 THE COURT: Mr. Galanter, are you licensed  
4 to practice here in Nevada?

5 MR. GALANTER: I'm not fully licensed.  
6 I've filed the paperwork, I've been told by the  
7 Nevada Bar that it takes five days to get it  
8 processed, but I can tell you as an officer the Court  
9 the paperwork has been filed.

10 THE COURT: There are certain Supreme  
11 Court rules that need to be followed. That's in the  
12 process.

13 Where are you from?

14 MR. GALANTER: I'm from Florida.

15 THE COURT: Let me hear from Mr. Roger.  
16 Any objection to Mr. Galanter making representations  
17 today based upon the understanding that the proper  
18 paperwork is --

19 MR. ROGER: No sir, and he has Gabe Grasso  
20 with him.

21 THE COURT: Mr. Grasso, is that correct,  
22 as local counsel?

23 MR. GRASSO: I will be local counsel,  
24 Judge, and only me will be local counsel.

25 THE COURT: Now, also, as to this

1 procedural issue, the defendant in this case is  
2 remanded to the custody of the sheriff in this case.  
3 Mr. Simpson currently is being held without bail. Are  
4 we planning to address bail today?

5 MR. GALANTER: Yes, Your Honor. I'll let  
6 Mr. Roger make that announcement to the Court.

7 THE COURT: I'll hear from Mr. Roger.

8 MR. ROGER: Judge, right now the defendant  
9 is being held without bail; another court made that  
10 decision. As you're aware, the Nevada Constitution  
11 provides that all people charged with crimes, with the  
12 exception of murder in the first degree, are entitled  
13 to reasonable bail. With that in mind, the defense  
14 and I have entered into a stipulation. We'd ask the  
15 Court to accept the stipulation, and it is as follows:

16 Mr. Simpson will post \$125,000 bail, cash  
17 or surety. The conditions of his bail are that he  
18 will surrender his passport to his attorney within 24  
19 hours, that he'll have no contact with the witnesses,  
20 victims or codefendants in this case, either  
21 personally or through his agents. Of course, his  
22 defense team, attorneys, investigators are obviously  
23 entitled to contact these witnesses if they feel it's  
24 appropriate. That he will, obviously, not be able to  
25 travel outside of the country because he'll be

1 surrendering his passport, but he'll be able to travel  
2 between here and Florida or whatever is appropriate,  
3 whatever him and his attorneys decide.

4 That's the extent of the stipulation,  
5 Judge.

6 MR. GRASSO: Judge, just to clarify, my  
7 understanding is he could travel freely within the  
8 continental United States.

9 THE COURT: Is that your understanding?

10 MR. ROGER: Yes, sir.

11 THE COURT: Otherwise, is that a correct  
12 statement of the stipulation?

13 MR. GALANTER: That's correct. That is the  
14 agreement Mr. Roger and I reached a few days ago and  
15 it is stated accurately.

16 We'd like to thank the district attorney  
17 for his courteous professionalism in this matter,  
18 Judge.

19 THE COURT: I'll note that another judge  
20 initially reviewed this case, did order the defendant  
21 held without bail. I'll note that, obviously, the  
22 charges here are different than what Mr. Simpson was  
23 originally arrested on. The standard bail for first  
24 degree kidnapping with use of a deadly weapon is a  
25 no-bail hold, a set-in-court amount. I'm willing to

1 follow the agreement of the parties, the stipulation  
2 entered into by the District Attorney David Roger and  
3 counsel for Mr. Simpson. Accordingly, bail is set on  
4 this case at \$125,000 total bail, cash or surety.

5 As a condition, Mr. Simpson, there are  
6 certain conditions to posting bond here. You're  
7 ordered to surrender your passport to your attorney  
8 Mr. Galanter. Additionally, you're ordered to have no  
9 contact whatsoever with any codefendants named in this  
10 case, any potential witnesses named in this case.  
11 These witnesses include any named victims in this case  
12 or any other potential witnesses.

13 Do you understand that order?

14 THE DEFENDANT: Yes, sir.

15 THE COURT: Mr. Simpson, by "no contact" I  
16 mean no direct contact, no indirect contact  
17 whatsoever. If you see them you're to avoid contact.  
18 If you see them walking down the street you're to  
19 cross the street. You're to have no indirect contact.  
20 You're not to use any means to contact these  
21 individuals; don't use e-mail, telephone, mail,  
22 passenger pigeon, no whatsoever contact.

23 You're to have -- obviously, you can  
24 travel. Where do you live, Mr. Simpson?

25 THE DEFENDANT: I live in Miami, Florida.