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| **DIDS Attorney Observation Report** | | **Reviewer** | Derrick Lopez |
| Date | October 28, 2024 | County | Douglas |
| Court | Ninth Judicial District Court – Dept 2 | Judge | Thomas Gregory |
| Defense Attorney | Brian Filter | Prosecutor(s) | William Murphy  Deputy District Attorney |
| Attorney Present | In Person / Virtual / w/Client | Number of Clients | 3 |
| Defendants Present | In Person / Virtual / Off-Site | Custodial Status | IC / OOC / Blend |
| Hearing Types | Sentencing Hearings and a Diversion Review Hearing | | |
| **Attorney's Preparedness** | | | |
| Did the Attorney appear for court? | | | Yes / No / N/A |
| Did the Attorney have the file? | | | Yes / No / N/A |
| Did the Attorney appear to have had a substantive, confidential meeting with  each client before court? | | | Yes / No / N/A |
| Did the Attorney appear prepared to handle their clients' cases? | | | Yes / No / N/A |
| **How prepared did the Attorney appear?**  Brian appeared prepared for today’s court hearings. | | | |
| **How knowledgeable was the Attorney about their cases?**  Brian appeared to be knowledgeable about his cases. | | | |
| **The Attorney's courtroom advocacy skills were:**  Brian did a good job advocating for his clients during the court hearings. | | | |
| **How was the Attorney/client communication?**  The attorney-client communication appeared to be good, with the exception that the diversion client had not kept Brian informed of her change of address and phone number. | | | |
| **Case Stage-Specific Issues** | | | |
| Did the Attorney argue for pretrial release/OR, or for reasonable bail? | | | Yes / No / N/A |
| Did the Attorney counsel each client to refrain from waiving trial rights until the  attorney completed investigation of the case? | | | Yes / No / Unknown |
| Did the Attorney appear to have counseled clients to refrain from waiving any  rights at arraignment? | | | Yes / No / Unknown |
| Did the Attorney appear to adequately advise clients of the consequences of  accepting a plea or going to trial, including any collateral consequences? | | | Yes / No / N/A |
| Did the Attorney present mitigating evidence and provide argument at  sentencing? | | | Yes / No / N/A |
| Did the Attorney address the Presentence Investigation Report (PSI) and/or  Psychosexual Evaluation/Risk Assessment appropriately? | | | Yes / No / N/A |
| Did the court require defendant(s) to reimburse the entity for representation? | | | Yes / No / N/A |
| **Overall Assessments** | | | |
| Does the Attorney appear to have a sustainable workload? | | | Yes / No / N/A |
| Overall, does the Attorney appear to be providing effective representation to  their clients? | | | Yes / No / N/A |
| **Remarks/Recommendations/Notes (continue on reverse):**   * One of Brian’s clients was being sentenced for Embezzlement, a category C felony. This client had previously been granted an opportunity at diversion on this case. Unfortunately, the client failed the diversion. Brian did a good job arguing in mitigation and explaining, sympathetically, why the client had been unsuccessful at the diversion (financial and transportation issues), and that despite his financial struggles had paid $1,000 toward the $11,000 in restitution owed. Brian successfully argued for his client to be given an opportunity on probation with the minimum 12-30 months prison suspended. | | | |

Remarks/Recommendations/Notes, continued:

* Brian had another client being sentenced on a category E felony. Brian made corrections to the PSI and a good argument in mitigation. The client received the minimum prison sentence (12-30 months) suspended and was placed on probation for 12 months.
* Brian’s third client was on a diversion review. Although the client did not appear in court for the hearing and had not kept Brian informed of her change of address and phone number, the client had successfully completed the Western Nevada Regional Drug Court and other conditions of the diversion. The court granted Brian’s request that the client’s guilty plea be withdrawn and the charges be dismissed.