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| **DIDS Attorney Observation Report** | | **Reviewer** | Derrick Lopez |
| Date | October 10, 2024 | County | Elko |
| Court | Fourth Judicial District Court Dept 3 | Judge | Mason Simons |
| Defense Attorney | Thomas O’Gara | Prosecutor(s) | Jeffrey Slade  Deputy District Attorney |
| Attorney Present | In Person / Virtual / w/Client | Number of Clients | 1 client (2 cases) |
| Defendants Present | In Person / Virtual / Off-Site | Custodial Status | IC / OOC / Blend |
| Hearing Types | Probation Violation Hearings | | |
| **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?**  Thomas appeared prepared for court. | | | |
| **How knowledgeable was the Attorney about their cases?**  Thomas appeared to be knowledgeable about his cases. | | | |
| **The Attorney's courtroom advocacy skills were:**  Thomas did a good job advocating for his client during the court hearing. | | | |
| **How was the Attorney/client communication?**  The attorney-client communication appeared to be good. | | | |
| **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 / N/A |
| 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):**   * Thomas’ client had 2 cases on calendar today.  1. In this first case the client was on probation with a suspended sentence of 24-60 months in the Nevada State Prison. His hearing today was on non-technical probation violation allegations. The client admitted 6 of the 8 violations (Residence, Controlled Substance, Directives/Conduct, Laws, Employment, Financial Obligations). The client denied 2 of the 8 violations (Reporting and Completion of the Salvation Army program). The State chose not to pursue the 2 denied violation allegations. The parties agreed to go   Remarks/Recommendations/Notes, continued:  forward to disposition. The State argued for revocation and imposition of the prison sentence. Thomas argued for a Dishonorable Discharge from probation. The client spoke and requested a Dishonorable Discharge from probation. The client informed the court that he now had employment and family support. The court revoked the client’s probation and imposed the suspended 24-60 month prison sentence with credit for 25 days jail time served.   1. The client’s second case was a deferred sentencing. The court found the client in violation of the terms of the deferred sentencing and rescinded the deferred adjudication. The parties agreed to go forward to sentencing. The State recommended a concurrent sentence. Thomas recommended a concurrent minimum sentence of 12-30 months. The court imposed a sentence of 12-30 months active prison time to run concurrently with the other sentence. | | | |

Remarks/Recommendations/Notes, continued:

* One of Thomas’s clients