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| **DIDS Attorney Observation Report** | | **Reviewer** | Derrick Lopez |
| Date | March 24, 2025 | County | Elko |
| Court | Fourth Judicial District Court Dept 1 | Judge | Kriston Hill |
| Defense Attorney | Nestor Marcial Martinez  Deputy Public Defender | Prosecutor(s) | Walter Fick  Deputy District Attorney |
| Attorney Present | In Person / Virtual / w/Client | Number of Clients | 1 |
| Defendants Present | In Person / Virtual / Off-Site | Custodial Status | IC / OOC / Blend |
| Number of Clients  In Custody | 1 | Number of Clients  Out-of-Custody | 0 |
| Cases Continued  In Custody | 0 | Cases Continued  Out-of-Custody | 0 |
| Hearing Types | Status 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?**  Nestor appeared to be prepared for his case today. | | | |
| **How knowledgeable was the Attorney about their cases?**  Nestor appeared to be knowledgeable about his case today. | | | |
| **The Attorney's courtroom advocacy skills were:**  Nestor 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 / Unknown |
| 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 (continued from reverse side):**  Nestor had 1 client on this afternoon’s calendar:  **Remarks/Recommendations/Notes Continued from Previous Page:**  Status Hearing. The client was in custody and present in court. Nestor informed the court that the parties resolved the case based on the settlement conference that occurred earlier today. An Amended Information and Guilty Plea Agreement were filed today based on that resolution. The court arraigned the client on the Amended Information. The client entered a No Contest to one count of Burglary of a Business, a category C felony. Nestor verbally put the agreement on the record: in exchange for the client’s no contest plea, the State will not pursue the original charges (Robbery with Deadly Weapon and other charges) and will not file any additional charges from the underlying facts. The parties shall jointly recommend probation. The client shall obtain a Substance Use Evaluation and follow any and all treatment recommendations. Both sides shall be free to argue regarding the length of the underlying sentence and other conditions of probation. Following the court canvass, the court accepted the No Contest plea. Sentencing is set for 5/19/2025 at 1:30 p.m. The court ordered the preparation of a Presentence Investigation Report. The Trial dates previously set are now vacated. | | | |