

1 **GPA**
2 CATHERINE CORTEZ MASTO
3 Attorney General
4 ADAM L. WOODRUM
5 Deputy Attorney General
6 Nevada Bar No. 10284
7 Office of the Attorney General
8 555 E. Washington Ave., Ste. 3900
9 Las Vegas, Nevada 89101-1068
10 P: (702) 486-3904
11 F: (702) 486-2377
12 AWoodrum@ag.nv.gov
13 Attorneys for Plaintiff

FILED IN OPEN COURT
STEVEN D. GRIERSON
CLERK OF THE COURT

SEP 12 2011

BY PHYLLIS IRBY, DEPUTY

9/26 @ Gan

DISTRICT COURT

CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,	}	Case No.: C-11-275743-1
11 Plaintiff,	}	Dept. No.: XXIV
12 v.	}	
13 ARTHUR GERALD JONES, #2805453	}	
14 Defendant.	}	

GUILTY PLEA AGREEMENT

17 I hereby agree to plead GUILTY to: FRAUD IN CONNECTION WITH APPLICATION
18 FOR LICENSE OR IDENTIFICATION CARD, a Category E Felony (NRS 483.530) as more
19 fully alleged in the Information attached hereto as Exhibit "1."

20 My decision to plead guilty is based upon the plea agreement in this case which is as
21 follows:

- 22 1. I, ARTHUR GERALD JONES, will enter a plea of GUILTY to the sole count of
- 23 the Criminal Information, FRAUD IN CONNECTION WITH APPLICATION FOR LICENSE OR
- 24 IDENTIFICATION CARD (Category "E" FELONY – NRS 483.530);
- 25 2. The Defendant will receive probation as mandated by law.
- 26 3. The State retains the right to argue terms and conditions of probation.
- 27 4. Restitution to the Social Security Administration and the victim will be
- 28 determined by the Court.

1 I have entered into these negotiations and have signed this document of my own free
2 will without threat or promise on the part of anyone other than expressed herein.

3 Furthermore, I understand that if the State of Nevada has agreed to recommend or
4 stipulate to a particular sentence or has agreed not to present argument regarding the
5 sentence, or agreed not to oppose a particular sentence, any such agreement by the State is
6 contingent upon my appearance in court on the initial sentencing date and any subsequent
7 date if the sentencing is continued.

8 I understand that if I fail to appear for the scheduled sentencing date or I commit a new
9 criminal offense prior to sentencing, the State of Nevada would regain the full right to argue for
10 any lawful sentence.

11 CONSEQUENCES OF THE PLEA

12 I understand that by pleading guilty I admit the facts which support all the elements of
13 the offense(s) to which I now plead as set forth in the Information.

14 I understand that as a consequence of my plea of guilty to Count I, FRAUD IN
15 CONNECTION WITH APPLICATION FOR LICENSE OR IDENTIFICATION CARD, a
16 Category "E" FELONY – NRS 483.530), I may be punished by imprisonment in the state
17 prison for a minimum term of not less than 1 year and a maximum term of not more than 4
18 years. Except as otherwise provided in paragraph (b) of subsection 1 of NRS 176A.100, upon
19 sentencing a person who is found guilty of a category E felony, the court shall suspend the
20 execution of the sentence and grant probation to the person upon such conditions as the court
21 deems appropriate. Such conditions of probation may include, but are not limited to, requiring
22 the person to serve a term of confinement of not more than 1 year in the county jail. In
23 addition to any other penalty, the court may impose a fine of not more than \$5,000, unless a
24 greater penalty is authorized or required by statute.

25 The court may, as it deems advisable, decide not to suspend the execution of the
26 sentence imposed and grant probation to the person if, at the time of sentencing, it is
27 established that the person had previously been two times convicted, whether in this State or
28

1 elsewhere, of a crime that under the laws of the situs of the crime or of this State would
2 amount to a felony.

3 If the person denies the existence of a previous conviction, the court shall determine
4 the issue of the previous conviction after hearing all relevant evidence presented on the issue
5 by the prosecution and the person. At such a hearing, the person may not challenge the
6 validity of a previous conviction.

7 I understand that, if appropriate, I will be ordered to make restitution to the victim of the
8 offense(s) to which I am pleading guilty and to the victim of any related offenses which are
9 being dismissed or not prosecuted pursuant to this agreement. I will also be ordered to
10 reimburse the State of Nevada for any expenses related to my extradition, if any.

11 I understand the Attorney General's Office shall not be bound by any oral negotiations
12 preceding the actual execution of this Agreement until such time as this Agreement has been
13 actually executed, that is, signed by the prosecutor representing the State of Nevada and the
14 Attorney General's Office and I have entered my plea before the court.

15 I understand that if more than one sentence of imprisonment is imposed and I am
16 eligible to serve the sentences concurrently, the sentencing judge has the discretion to order
17 the sentences served concurrently or consecutively.

18 I also understand that information regarding charges not filed, dismissed charges, or
19 charges to be dismissed pursuant to this agreement may be considered by the judge at
20 sentencing.

21 I have not been promised or guaranteed any particular sentence by anyone. I know
22 that my sentence is to be determined by the Court within the limits prescribed by statute. I
23 understand that if my attorney or the State of Nevada or both recommend any specific
24 punishment to the Court, the Court is not obligated to accept the recommendation.

25 I understand if the offense to which I am pleading guilty to was committed while I was
26 incarcerated on another charge or while I was on probation or parole that I am not eligible for
27 credit for time served toward the instant offenses.

28

1 I understand that, as a consequence of my plea of guilty or nolo contendere, if I am not
2 a citizen of the United States, I may, in addition to other consequences provided by law, be
3 removed, deported, and/or excluded from entry into the United States or denied naturalization.

4 I understand that the Division of Parole and Probation will prepare a report for the
5 sentencing judge prior to sentencing. This report will include matters relevant to the issue of
6 sentencing, including my criminal history. This report may contain hearsay information
7 regarding my background and criminal history. My attorney and I will each have the
8 opportunity to comment on the information contained in the report at the time of sentencing.
9 Unless the Attorney General has specifically agreed otherwise, the Attorney General may also
10 comment on this report.

11 WAIVER OF RIGHTS

12 By entering my plea of guilty, I understand that I am waiving and forever giving up the
13 following rights and privileges:

14 1. The constitutional privilege against self-incrimination, including the right to refuse
15 to testify at trial, in which event the prosecution would not be allowed to comment to the jury
16 about my refusal to testify.

17 2. The constitutional right to a speedy and public trial by an impartial jury, free of
18 excessive pretrial publicity prejudicial to the defense, at which trial I would be entitled to the
19 assistance of an attorney, either appointed or retained. At trial the State would bear the
20 burden of proving beyond a reasonable doubt each element of the offense charged.

21 3. The constitutional right to confront and cross-examine any witnesses who would
22 testify against me.

23 4. The constitutional right to subpoena witnesses to testify on my behalf.

24 5. The constitutional right to testify in my own defense.

25 6. The right to appeal the conviction, with the assistance of an attorney, either
26 appointed or retained, unless the appeal is based upon reasonable constitutional jurisdictional
27 or other grounds that challenge the legality of the proceedings and except as otherwise
28 provided in subsection 3 of NRS 174.035.

Attorney General's Office
555 E. Washington, Suite 3900
Las Vegas, NV 89101

VOLUNTARINESS OF PLEA

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I have discussed the elements of all of the original charges against me with my attorney and I understand the nature of the charges against me.

I understand that the State would have to prove each element of the charges against me at trial.

I have discussed with my attorney any possible defenses, defense strategies and circumstances which might be in my favor.

All of the foregoing elements, consequences, rights, and waiver of rights have been thoroughly explained to me by my attorney.


I believe that pleading guilty and accepting this plea bargain is in my best interest, and that a trial would be contrary to my best interest.

I am signing this agreement voluntarily, after consultation with my attorney, and I am not acting under duress or coercion or by virtue of any promises of leniency, except for those set forth in this agreement.

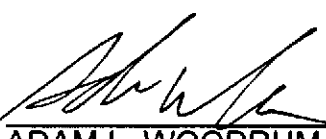
I am not now under the influence of any intoxicating liquor, a controlled substance or other drug which would in any manner impair my ability to comprehend or understand this agreement or the proceedings surrounding my entry of this plea.

My attorney has answered all my questions regarding this guilty plea agreement and its consequences to my satisfaction and I am satisfied with the services provided by my attorney.

DATED this 12 day of September, 2011.


ARTHUR GERALD JONES
DEFENDANT

AGREED TO BY:


ADAM L. WOODRUM
Deputy Attorney General

CERTIFICATE OF COUNSEL:

I, the undersigned, as the attorney for the Defendant named herein and as an officer of the court hereby certify that:

1. I have fully explained to the Defendant the allegations contained in the charge(s) to which guilty pleas are being entered.

2. I have advised the Defendant of the penalties for each charge and the restitution that the Defendant may be ordered to pay.

3. All pleas of guilty offered by the Defendant pursuant to this agreement are consistent with the facts known to me and are made with my advice to the Defendant.

4. To the best of my knowledge and belief, the Defendant:

a. Is competent and understands the charges and the consequences of pleading guilty as provided in this agreement.

b. Executed this agreement and will enter all guilty pleas pursuant hereto voluntarily.

c. Was not under the influence of intoxicating liquor, a controlled substance or other drug at the time I consulted with the defendant as certified in paragraphs 1 and 2 above.

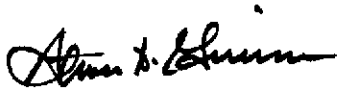
Dated: This 12 day of September, 2011.



Stephen Stein
Attorney For Defendant

EXHIBIT 1

EXHIBIT 1


CLERK OF THE COURT

1 **INFM**
2 CATHERINE CORTEZ MASTO
3 Attorney General
4 ADAM L. WOODRUM
5 Deputy Attorney General
6 Nevada Bar No. 10284
7 Office of the Attorney General
8 555 E. Washington Ave., Ste. 3900
9 Las Vegas, Nevada 89101-1068
10 P: (702) 486-3904
11 F: (702) 486-2377
12 AWoodrum@ag.nv.gov
13 Attorneys for Plaintiff
14 (I.A. 09/12/11, 1:30 P.M.)

DISTRICT COURT
CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,)
11) Plaintiff,) Case No.: C-11-275743-1
12) v.) Dept. No.: XXIV
13 ARTHUR GERALD JONES, #2805453)
14) Defendant.)

INFORMATION

17 CATHERINE CORTEZ MASTO, Attorney General of the State of Nevada, by and
18 through Deputy Attorney General ADAM L. WOODRUM, informs this Honorable Court that
19 ARTHUR GERALD JONES, the above named defendant, has committed the crime of FRAUD
20 IN CONNECTION WITH APPLICATION FOR LICENSE OR IDENTIFICATION CARD
21 (Category "E" FELONY – NRS 483.530) within the County of Clark, State of Nevada, as
22 follows:

COUNT ONE

FRAUD IN CONNECTION WITH APPLICATION
FOR LICENSE OR IDENTIFICATION CARD

(Category "E" FELONY – NRS 483.530)

27 That the defendant ARTHUR JONES did knowingly, willfully, and unlawfully, use a
28 false or fictitious name in any application for a driver's license or identification card, or

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555 E. Washington, Suite 3900
Las Vegas, NV 89101

1 knowingly made a false statement or knowingly conceal a material fact, or otherwise commit a
2 fraud in any such application, to wit: That on or about May 19, 2008, in or near the location of
3 the Nevada Department of Motor Vehicles, 1399 American Pacific Dr, Henderson, NV 89074,
4 the defendant made false statements and/or falsely represented his name, date of birth, social
5 security number, and/or other personal identifying information, in a written application for a
6 Nevada Drivers License.

7 All of which is contrary to the form, force and effect of statutes in such cases made and
8 provided against the peace and dignity of the State of Nevada.

9 DATED this 31st day of August, 2011.

10 CATHERINE CORTEZ MASTO
11 Attorney General

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13 By: /s/ Adam L. Woodrum
14 ADAM L. WOODRUM
15 Deputy Attorney General
16 Special Prosecutions Division
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WITNESS LIST

The following list contains the names and addresses of all witnesses known to the Office of the Attorney General's Criminal Justice Division, Special Prosecutions Unit at the time accompanying the filing of this Criminal Information.

1. Investigator Doug Staubs
Nevada Department of Motor Vehicles
Compliance Enforcement Division
Fraud Unit
8250 W. Flamingo Road
Las Vegas, NV 89147
2. Special Agent Mike Stuto
701 Bridger Avenue, Suite 800
Las Vegas, NV 89178
3. Clifton Goodenough
c/o Office of the Attorney General
555 E Washington Avenue, Suite 3900
Las Vegas, NV 89101

Attorney General's Office
555 E. Washington, Suite 3900
Las Vegas, NV 89101

Las Vegas Justice Court Dept.2
Case # 11F12552X