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1	PHILIP J. KOHN, PUBLIC DEFENDER NEVADA BAR NO. 0556	Alun D. Elmin	
2	BRYAN A. COX, DEPUTY PUBLIC DEFEINEVADA BAR NO. 6611	NDER CLERK OF THE COURT	
3	PUBLIC DEFENDERS OFFICE		
4	309 South Third Street, Suite 226 Las Vegas, Nevada 89155 Telephone: (702) 455-4685		
5	Facsimile: (702) 455-5112 coxba@co.clark.nv.us		
6	Attorneys for Defendant		
7	DISTRICT COURT		
8	CLARK COUNTY, NEVADA		
9	THE STATE OF NEVADA,		
10	Plaintiff,	CASE NO. C-11-273560-1	
11	v.	DEPT. NO. II	
12	MICHAEL E JOHNSON,	DATE: December 13, 2016	
13	Defendant,	TIME: 9:00 a.m.	
14			
15	MOTION FOR JOINDER OF CO-DEFENDANTS MOTION FOR JUDGMENT OF		
16	ACQUITTAL; AND IN THE ALTERNATIVE, MOTION FOR A NEW TRIAL		
17	COMES NOW, the Defendant, MICHAEL E JOHNSON, by and through		
18	BRYAN A. COX, Deputy Public Defender and hereby Joinder Co-Defendant's Motion for		
19	Judgment of Acquittal; and in the Alternative, Motion for a New Trial.		
20	This Motion is made and based upon all the papers and pleadings on file herein,		
21	the attached Declaration of Counsel, and oral argument at the time set for hearing this Motion.		
22	DATED this 2nd day of December, 2016.		
23		PHILIP J. KOHN	
24		CLARK COUNTY PUBLIC DEFENDER	
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26	I I	By: <u>/s/ Bryan Cox</u> BRYAN A. COX, #6611	
27	Deputy Public Defender		
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## **DECLARATION**

BRYAN A. COX makes the following declaration:

- 1. I am an attorney duly licensed to practice law in the State of Nevada; I am a Deputy Public Defender for the Clark County Public Defender's Office appointed to represent Defendant Michael E Johnson in the present matter;
- 2. The argument that co-Defendant Robert Coache has brought up in his motion applies to Mr. Johnson.
- 3. I am more than 18 years of age and am competent to testify as to the matters stated herein. I am familiar with the procedural history of the case and the substantive allegations made by The State of Nevada. I also have personal knowledge of the facts stated herein or I have been informed of these facts and believe them to be true.

I declare under penalty of perjury that the foregoing is true and correct. (NRS 53.045).

EXECUTED this 2dn day of December, 2016.

<u>\_\_/s/Bryan Cox</u> BRYAN A. COX

## **NOTICE OF MOTION** TO: CLARK COUNTY DISTRICT ATTORNEY, Attorney for Plaintiff: YOU WILL PLEASE TAKE NOTICE that the Public Defender's Office will bring the above and foregoing MOTION on for hearing before the Court on the 13<sup>th</sup> Day of December 2016, at 9:00 a.m. DATED this 2nd day of December, 2016. PHILIP J. KOHN CLARK COUNTY PUBLIC DEFENDER By:\_\_/s/ Bryan Cox\_ BRYAN A. COX, #6611 Deputy Public Defender **CERTIFICATE OF ELECTRONIC SERVICE** I hereby certify that service of the above and forgoing MOTION was served via electronic e-filing to the Clark County District Attorney's Office at motions@clarkcountyda.com on this 5th day of December, 2016 By: /s/Egda P Ramirez An employee of the Clark County Public Defender's Office