

STATE OF NEW MEXICO
COUNTY OF SANTA FE
FIRST JUDICIAL DISTRICT COURT

STATE OF NEW MEXICO,

Plaintiff,

v.

D-101-CR-2023-00040

HANNAH GUTIERREZ-REED,

Defendant.

WAIVER OF ARRAIGNMENT AND ENTRY OF PLEA OF NOT GUILTY

I understand that I am charged with the following criminal offense or offenses under the law of the state of New Mexico: **Involuntary Manslaughter and Tampering with Evidence**, and I plead not guilty to these charges.

I understand that I am entitled to personally appear before the District Court and enter my plea to the crime or crimes charged and to have my rights explained to me.

I hereby acknowledge receipt of a copy of the indictment which I have read and had explained to me by defense counsel. I understand the crime or crimes charged and the penalty provided by law for the crime or crimes charged.

I further understand that I have a right to trial by jury; I have a right to the assistance of an attorney at all stages of the proceeding, and to an appointed attorney, to be furnished free of charge, if I cannot afford one; I have a right to confront the witnesses against me and to cross-examine them as to the truthfulness of their testimony; I have a right to present evidence on my own behalf and to have the State compel witnesses of my choosing to appear and testify; I have a right to remain silent and that any statement made by me may be used against me; I have a right to trial by jury and that all jurors must agree on my guilt of the crime charged beyond a reasonable doubt for

me to be found guilty.

After reading and understanding the above, I hereby give up my right to personally appear before the District Court for arraignment and I hereby enter a plea of not guilty to all criminal offenses charged in the above styled cause.

I understand that any conditions of release previously imposed remain in effect.

I further understand that the District Court may impose additional conditions of release, and, if no conditions of release have been previously set, the District Court may impose conditions of release and may require me to attend a hearing to address conditions of release.

Date: 8/7/2023



Hannah Gutierrez-Reed, Defendant

I have explained to the Defendant his right to personally appear before the District Court to enter a plea of not guilty and to have his rights explained to him by the Judge and I am satisfied that he understands the waiver of this right.

I certify that I served a copy of this waiver on opposing counsel. I also certify that:

if conditions of release were previously imposed, a copy of the order imposing those Conditions of Release is attached to this waiver; or

the parties have entered into a stipulated order setting conditions of release, which is attached to this waiver for the court's approval; or

the parties request a hearing to consider conditions of release.

August _____, 2024.

/s/ Jason Bowles
Jason Bowles, Attorney for Defendant

STATE OF NEW MEXICO
COUNTY OF SANTA FE
FIRST JUDICIAL DISTRICT COURT

FILED 1st JUDICIAL DISTRICT COURT
Santa Fe County
8/3/2023 10:43 AM
KATHLEEN VIGIL CLERK OF THE COURT
Marina Sisneros

STATE OF NEW MEXICO,

Plaintiff,

v.

D-101-CR-2023-00040

HANNAH GUTIERREZ-REED,

Defendant.

ORDER SETTING CONDITIONS OF RELEASE

Release on recognizance or unsecured bond:

It is ordered that the defendant be released from custody upon:

(check and complete applicable alternatives)

Personal recognizance.

Unsecured appearance bond of \$_____.

Third-party custody release to: _____ (individual or organization).

I/We agree to supervise the defendant; to use every effort to assure the defendant's appearance at all scheduled hearings; and to notify the court immediately in the event that the defendant violates any conditions of release.

Signature of Custodian	Address (city/zip)	Area Code/Telephone #
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Defendant's conditions of release:

The court **FINDS** that the following conditions of release are the least restrictive conditions necessary to reasonably assure the appearance of the defendant as required and the safety of any other person and the community. The defendant shall not violate any federal, state, or local criminal law and shall:

(complete and check only applicable conditions prior to signature by defendant)

not possess firearms;

not return to the location of the alleged incident;

not consume alcohol;

not buy, sell, consume, or possess illegal drugs;

notify the court of any change of address;

not leave the (county of _____) (State of _____) without prior permission of the court;

maintain contact with the defendant's attorney/seek and consult with an attorney;

avoid all contact with the alleged victim or anyone who may testify in this case;

have an ignition interlock device installed on any vehicle the defendant may drive; (camera capable ignition interlock device);

be on pretrial supervision and abide by all conditions set by the court and by pretrial services;

reside at _____ (address) unless otherwise agreed to by the court;

submit to drug or alcohol testing upon the request of the state;
 not leave the defendant's residence between the hours of _____ p.m. and _____ a.m. without prior permission of the court;
 maintain employment, or, if unemployed, actively seek employment;
 maintain or commence an educational program;
 (other conditions) Defendant shall submit to drug testing in the state of Arizona and report the results of the tests to the special prosecutors and the court twice per month. Specifically, defendant shall establish an account at Sonora Quest Labs (3003 Highway 95 #H-81 Bullhead City, AZ 86442) to perform the tests. Defendant shall submit to the Drug Screen -9 Test (Urine) at her own expense two times per month, within 24 hours of being notified by the Special Prosecutors' office that a test is required. Defendant shall execute a third party release with Sonora Quest Labs granting permission for Sonora Quest Labs to automatically email a copy of each test result to Special Prosecutors Kari T. Morrissey at ktm@morrisseylewis.com and Jason J. Lewis at jjl@jjllaw.com . Special Prosecutors will notify the Court of any missed tests, positive test results, or other concerns resulting from the tests.

Release on secured bond:

The court **FINDS** that release on non-monetary conditions will not reasonably assure the appearance of the defendant. In making this determination, the court finds the following particularized factors require imposition of a secured bond in the amount set forth below:

Secured bond of \$ _____, secured by:

- cash at 10 % of total bond.
- real property bond executed on Form 9-304 NMRA.
- either 100% cash or a surety bond executed on Form 9-304 NMRA.

Defendant's acceptance of conditions and promise to appear:

I understand the above conditions of release and agree to them.

I understand that the court may have me arrested at any time, without notice, to review and reconsider these conditions.

I understand that my conditions of release may be revoked and I may be charged with a separate criminal offense if I intimidate or threaten a witness, the victim, or an informant, or if I otherwise obstruct justice.

I further understand that my conditions of release may be revoked if I violate a federal, state, or local criminal law.

I agree to appear before the court on _____ N/A _____, at _____ (a.m.) (p.m.) located at _____ and thereafter at such times and places required in this case by any court.

I understand, that if I fail to appear as required, my bond, if any, may be forfeited, and I may be prosecuted and sent to [jail] [the penitentiary] for the separate offense of failure to appear. I agree

to comply fully with each of the conditions imposed on my release and to notify the court promptly in the event I change the address indicated below.



Defendant's signature

7/24/2023

Date of signature

Date of release

Time of release

9284443555

Cell phone number

Alternate phone number

Hannahmemail@gmail.com

Email address

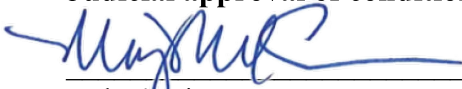
1429 dorado way, Bullhead City, AZ 86442

Mailing address (include city, state, and zip code)

1429 dorado way, Bullhead City, AZ 86442

Physical address (include city, state, and zip code)

Judicial approval of conditions:



Judge's signature

USE NOTE

(Do not print use notes on pre-printed forms)

This form was revised in 2017 in conjunction with amendments to Rules 5-401, 6-401, 7-401, and 8-401 NMRA. These rules require the court to file written findings of the individualized facts justifying any secured bond as soon as possible, but no later than two (2) days after the conclusion of the pretrial release hearing. Judges are encouraged to enter their written findings on this order at the conclusion of the hearing. If more detailed findings are necessary, the judge should make such supplemental findings in a separate document within two days of the conclusion of the hearing.

If a surety provides bond for the defendant, Form 9-304 NMRA must also be completed. If a third party custodian is named, the third-party custodian agreement must also be completed and signed.

[Approved, effective September 1, 1990; as amended by Supreme Court Order 07-8300-29, effective December 10, 2007; as amended by Supreme Court Order No. 17-8300-005, effective for all cases pending or filed on or after July 1, 2017.]