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**BEFORE THE STATE BOARD OF EDUCATION**

JHONE EBERT, SUPERINTENDENT OF  
PUBLIC INSTRUCTION, DEPARTMENT  
OF EDUCATION, STATE OF NEVADA,  
  
Petitioner,  
  
v.  
  
JUSTIN MICHAEL SORTINO,  
  
Respondent.

CASE NO.: 23-06

**PETITION AND RECOMMENDATION FOR REVOCATION OF LICENSE  
AND NOTICE OF RIGHT TO HEARING**

Jhone Ebert, Superintendent of Public Instruction, Department of Education, State of Nevada ("Petitioner"), hereby petitions the State Board of Education for the revocation of the teacher license held by Justin Sortino ("Respondent" or "Mr. Sortino"), issued by the Nevada Department of Education. This Petition and Recommendation for Revocation of License and Notice of Right to Hearing ("Petition and Recommendation") is supported by NRS 391.320, NRS 391.330, and the following allegations:

**I. Jurisdiction**

Mr. Sortino was, at the relevant times mentioned in this Petition and Recommendation, the holder of License No. 95053 issued by the Superintendent of Public Instruction, Department of Education, State of Nevada, pursuant to the provisions of Chapter 391 of the Nevada Revised Statutes (the "License"). Such License is as follows: PK-12 substitute, 7-12 Mathematics Major. The License expired on June 24, 2018. (*See Exhibit A*) Respondent may be professionally disciplined for conduct that occurred while the license was still valid, which is the situation in the instant matter. NAC 391.063(4) ("The voluntary surrender of a license or the failure to renew a license does not preclude the board from hearing a complaint for disciplinary action made against the licensee."). Moreover, it is in the best interest of the State of Nevada to officially revoke such license, thereby building a public record of professional discipline (in addition to Respondent's

1 criminal record), which will assist in preventing such license from being renewed or granted  
2 in reciprocity by another jurisdiction.

3         Petitioner hereby files this Petition and Recommendation in her official capacity as  
4 Superintendent of Public Instruction, Department of Education, State of Nevada.  
5 NRS 391.322. The State Board of Education may revoke or suspend Respondent's license,  
6 if recommended by the Superintendent of Public Instruction or the Board of Trustees of a  
7 School District, after notice and opportunity for hearing, based upon the NRS 391.330  
8 grounds for suspension and revocation. NRS 391.320; NRS 391.322; NRS 391.330.

9 **II. Factual Allegations**

10         According to the Information filed in the Second Judicial District Court of the State  
11 of Nevada, in and for Washoe County, (a true and correct copy of which is attached as  
12 **Exhibit B**) on or between February 3, 2021 and February 24, 2021, Mr. Sortino  
13 committed one (1) count of Attempt to Use or Permit Minor, Age 14 or Older, to be Subject  
14 of Sexual Portrayal in a Performance, a Category B Felony, in violation of NRS  
15 200.710(2), 200.750(1), NRS 193.330 and NRS 179D.097; one (1) count of Attempted  
16 Statutory Sexual Seduction by Person 21 or Older, a violation of NRS 200.368(1), NRS  
17 193.330, and NRS 179D.097, a category C felony; one (1) count of Attempted Kidnapping  
18 of a Minor, First Degree, a violation of NRS 200.310(1), NRS 193.330, and NRS  
19 179D.0357 a category B felony; one (1) count of Lure or Attempt to Lure Child with Use of  
20 Computer Technology to Engage in Sexual Conduct a violation of NRS 201.560(4)(a), and  
21 NRS 179D.097, a category B felony. The specific facts of the crime are contained in the  
22 Information, filed in Washoe County Court case CR21-0652, and attached hereto as  
23 **Exhibit B**, which is incorporated by reference.

24         On or about April 26, 2022, Mr. Sortino entered a Guilty Plea Memorandum before  
25 the Second Judicial District Court of the State of Nevada, in and for Washoe County, (a  
26 true and correct copy of which is attached as **Exhibit C**) which admitted "the facts which  
27 support all the elements of the offense". Mr. Sortino plead guilty to one (1) count of Lure  
28 or Attempt to Lure Child with Use of Computer Technology to Engage in Sexual Conduct

1 a violation of NRS 201.560(4)(a), and NRS 179D.097, a category B felony; and one (1)  
2 count of Attempt to Use or Permit Minor, Age 14 or Older, to be Subject of Sexual  
3 Portrayal in a Performance, in violation of NRS 200.710(2), 200.750(1), NRS 193.330 and  
4 NRS 179D.097, a Category B Felony; **Exhibit C**, page 2 lines 3-10 and page 3 lines 22-  
5 23). The Guilty Plea Memorandum was subsequently filed in criminal case CR 21-0652.

6 On or about July 7, 2022, Second Judicial District Court of the State of Nevada, in  
7 and for Washoe County, filed a Judgment of Conviction, convicting Mr. Sortino of one (1)  
8 count of Lure or Attempt to Lure Child with Use of Computer Technology to Engage in  
9 Sexual Conduct a violation of NRS 201.560(4)(a), and NRS 179D.097, a category B felony;  
10 one (1) count of Attempt to Use or Permit Minor, Age 14 or Older, to be Subject of Sexual  
11 Portrayal in a Performance, in violation of NRS 200.710(2), 200.750(1), NRS 193.330 and  
12 NRS 179D.097, a Category B Felony; A true and correct copy of the Judgment of  
13 Conviction is attached hereto as **Exhibit D** and is fully incorporated herein.

14 According to the Judgment of Conviction, the Court sentenced Mr. Sortino to  
15 imprisonment in the Nevada Department of Corrections. Mr. Sortino is sentenced to a  
16 minimum term of forty-eight (48) months to a maximum term of one hundred twenty  
17 (120) months on each count, with the sentences to run concurrently. Mr. Sortino was  
18 given credit for eight (8) days time served. (**Exhibit D**) The Court further required Mr.  
19 Sortino to register as a sex offender within forty-eight (48) hours after any release from  
20 custody and imposed a special sentence of Lifetime Supervision after any period of  
21 probation, any period of release upon parole, or any release from incarceration. *Id.*

### 22 **III. Legal Allegations**

23 NRS 391.330, as follows in pertinent part:

- 24 1. Immoral or unprofessional conduct.
- 25 2. Evident unfitness for service.
- 26 ....
- 27 4. Conviction of a felony or crime involving moral turpitude.

28 ///

1 By committing the acts that constitute Lure or Attempt to Lure Child with Use of  
2 Computer Technology to Engage in Sexual Conduct a violation of NRS 201.560(4)(a), and  
3 NRS 179D.097, a category B felony; one (1) count of Attempt to Use or Permit Minor, Age  
4 14 or Older, to be Subject of Sexual Portrayal in a Performance, in violation of NRS  
5 200.710(2), 200.750(1), NRS 193.330 and NRS 179D.097, a Category B Felony and being  
6 convicted of said offenses, Mr. Sortino has subjected his license to revocation or  
7 suspension by violation of the following:

- 8 (a) NRS 391.330(1) immoral or unprofessional conduct;  
9 (b) NRS 391.330(2) evident unfitness for service; and  
10 (c) NRS 391.330(4) conviction of a felony or crime involving  
11 moral turpitude;

12 **IV. Notice of Right to Hearing**

13 Mr. Sortino is hereby given notice of the recommendation by the Superintendent of  
14 Public Instruction for the revocation of his license. The protocol and procedure for the  
15 suspension or revocation of a license are set forth in NRS 391.320 to 391.361, inclusive.  
16 Mr. Sortino has the right to a hearing on this Petition and Recommendation before a  
17 hearing officer, who will be selected pursuant to NRS 391.322, NRS 391.323, and  
18 NRS 391.355, to answer the allegations of the Petition and Recommendation and to  
19 present evidence and argument on all issues involved, either personally or through an  
20 attorney.

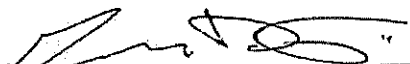
21 If Mr. Sortino desires a hearing before a hearing officer, he must file a written  
22 request within **fifteen (15) days** from the receipt of this Petition and Recommendation  
23 as provided in NRS 391.322. Mr. Sortino's request should be addressed to the  
24 Superintendent of Public Instruction, Nevada Department of Education, 700 East 5th  
25 Street, Carson City, Nevada, 89701-5096. If Mr. Sortino requests a hearing, a hearing  
26 officer will be selected pursuant to NRS 391.322, and that hearing officer will notify Mr.  
27 Sortino, in writing, of the time and location of the hearing not less than ten (10) days  
28 before the hearing. If Mr. Sortino requests a hearing and a hearing officer is selected, the

1 procedures for the suspension or revocation of licenses found in NAC 391.500 to 391.555,  
2 inclusive, will be followed as appropriate. Pursuant to NAC 391.507, "[n]ot later than ten  
3 (10) days after a hearing officer is selected pursuant to NRS 391.322, the holder of the  
4 license shall submit to the hearing officer an answer to the allegations set forth" in this  
5 Petition and Recommendation. If no request for a hearing is filed within the time  
6 specified, the State Board of Education may suspend or revoke Mr. Sortino's license or  
7 take no action on the recommendation.

8 WHEREFORE, Petitioner prays that the State Board of Education issue its  
9 decision to revoke Mr. Sortino's license.

10 DATED: March 17th 2023.

11 AARON D. FORD  
12 Attorney General

13 By:   
14 GREGORY D. OTT  
15 Chief Deputy Attorney General  
16 100 North Carson Street  
17 Carson City, Nevada 89701-4717  
18 (775) 684-1229  
19 *Attorneys for the State of Nevada,*  
20 *Department of Education*

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**CERTIFICATE OF SERVICE**

I certify that I am an employee of the State of Nevada, Office of the Attorney General, and that on March 17th 2023 I served a true and correct copy of the foregoing **PETITION AND RECOMMENDATION FOR REVOCATION OF LICENSE AND NOTICE OF RIGHT TO HEARING** via U.S. Mail and certified mail return receipt requested to:

Justin Sortino #1258610  
Lovelock Correctional Center  
1200 Prison Rd.  
Lovelock, Nevada 89419

***Certified Mail Receipt No.:*** 7016 2070 0000 9746 7840

  
\_\_\_\_\_  
Aaron D. Van Sickle  
Legal Secretary I  
Office of the Attorney General

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**EXHIBIT INDEX**

<b>Exhibit</b>	<b>DESCRIPTION</b>	<b>Number of Pages</b>
A	Respondent's License	1
B	Information	6
C	Guilty Plea Memorandum	8
D	Judgment of Conviction	3

Exhibit A  
Respondent's License

Exhibit A  
Respondent's License



Search Results

First Name	Last Name	Credentialed
None	None	None

Actions



- Personal
- Employment
- Education
- Apprentice History
- 1,477
- Company
- Skills
- 316
- Education
- Employment
- ADP
- Professional Development
- Apprentice
- 1,477

Status: No Pending Items/Issues

Profile: [Name]

No licenses or endorsements are eligible to enroll

Current License/Endorsement

Add License/Endorsement

Kind	Endorsement	Type	Grade	Original	Effective	Expires	Status	Priority	Issued	Actions
------	-------------	------	-------	----------	-----------	---------	--------	----------	--------	---------

License/Endorsement History/Pending

Kind	Endorsement	Type	Grade	Original	Effective	Expires	Status	Priority	Issued	Actions
Standard	Mathematics/ELA	Standard	7-12	07152015	07152015	07242016	Expired/Rescinded	No	No	+ View / Edit / Delete
Standard	1007174	Other	PK-12/0-6	06252015	06252015	06232016	Expired/Rescinded	No	No	+ View / Edit / Delete

Exhibit B  
Information

Exhibit B  
Information

DA #21-2820

RPD RP21-003332

FILED  
Electronically  
CR21-0652  
2021-08-31 10:05:41 AM  
Alicia L. Lerud  
Clerk of the Court  
Transaction # 8622600 : bblough

1 CODE 1800  
2 Christopher J. Hicks  
3 #7747  
4 One South Sierra Street  
5 Reno, NV 89501  
6 districtattorney@da.washoecounty.us  
7 (775) 328-3200  
8 Attorney for Plaintiff

9 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA,

10 IN AND FOR THE COUNTY OF WASHOE

11 \* \* \*

12 THE STATE OF NEVADA,

13 Plaintiff,

Case No.: CR21-0652

14 v.

Dept. No.: D03

15 JUSTIN MICHAEL SORTINO,

16 Defendant.

17 \_\_\_\_\_ /  
18 INFORMATION

19 CHRISTOPHER J. HICKS, District Attorney within and for the  
20 County of Washoe, State of Nevada, in the name and by the authority  
21 of the State of Nevada, informs the above-entitled Court that, the  
22 defendant above-named, JUSTIN MICHAEL SORTINO, has committed the  
23 crime(s) of:

24 COUNT I. LURE OR ATTEMPT TO LURE CHILD WITH USE OF COMPUTER  
25 TECHNOLOGY TO ENGAGE IN SEXUAL CONDUCT, a violation of NRS  
26 201.560(4)(a), and NRS 179D.097, a category B felony, (51078) in the  
manner following:

That the said defendant, JUSTIN MICHAEL SORTINO, on or  
between February 3, 2021 and February 24, 2021, within the County of

1 Washoe, State of Nevada, did willfully, unlawfully and knowingly use  
2 a computer, system, and network to contact or communication with or  
3 attempt to contact or communicate with another person whom he  
4 believed to be a child who is less than 16 years of age and who is at  
5 least 5 years younger than the defendant, with the intent to solicit,  
6 persuade or lure the person believed to be a child to engage in  
7 sexual conduct, to wit: the defendant, a 34-year-old adult male,  
8 contacted an officer posing as a 14-year-old juvenile female via a  
9 social media application, requested and/or agreed to meet the officer  
10 posing as a child for the purpose of having sexual intercourse and/or  
11 cunnilingus with the officer posing as a child, and drove to the  
12 address provided by the officer posing as a child, located at or near  
13 Grand Summit Drive and Silver Peak Drive, Reno, Nevada.

14 COUNT II. ATTEMPTED KIDNAPPING OF A MINOR, FIRST DEGREE, a  
15 violation of NRS 200.310(1), NRS 193.330, and NRS 179D.0357, a  
16 category B felony, (61054) in the manner following:

17 That the said defendant, JUSTIN MICHAEL SORTINO, on or  
18 about February 24, 2021, within the County of Washoe, State of  
19 Nevada, did willfully and unlawfully attempt to lead, take, entice,  
20 or carry away or detain a minor with the intent to perpetrate upon  
21 the person of the minor any unlawful act, namely Statutory Sexual  
22 Seduction, to wit: the defendant, a 34-year-old adult male, contacted  
23 an officer posing as a 14-year-old juvenile female via a social media  
24 application, requested and/or agreed to pick up the officer posing as  
25 a child for the purpose of having sexual intercourse and/or  
26 cunnilingus with the officer posing as a child, and drove to the

1 address provided by the officer posing as a child, located at or near  
2 Grand Summit Drive and Silver Peak Drive, Reno, Nevada.

3 COUNT III. ATTEMPTED STATUTORY SEXUAL SEDUCTION BY PERSON

4 21 OR OLDER, a violation of NRS 200.368(1), NRS 193.330, and NRS  
5 179D.097, a category C felony, (60326) in the manner following:

6 That the said defendant, JUSTIN MICHAEL SORTINO, on or  
7 about February 24, 2021, within the County of Washoe, State of  
8 Nevada, did willfully and unlawfully attempt to have ordinary sexual  
9 intercourse, anal intercourse and/or sexual penetration with a child  
10 who is 14 years of age and who is at least 4 years younger than the  
11 defendant, to wit: the defendant, a 34-year-old adult male, contacted  
12 an officer posing as a 14-year-old juvenile female via a social media  
13 application, requested and/or agreed to meet the officer posing as a  
14 child for the purpose of having sexual intercourse and/or cunnilingus  
15 with the officer posing as a child, and drove to the address provided  
16 by the officer posing as a child, located at or near Grand Summit  
17 Drive and Silver Peak Drive, Reno, Nevada.

18 COUNT IV. ATTEMPT TO USE OR PERMIT MINOR, AGE 14 OR OLDER,  
19 TO BE SUBJECT OF SEXUAL PORTRAYAL IN A PERFORMANCE, a violation of  
20 NRS 200.710(2), NRS 200.750(1), NRS 193.330, and NRS 179D.097, a  
21 category B felony, (50380) in the manner following:

22 That the said defendant, JUSTIN MICHAEL SORTINO, on or  
23 between February 3, 2021 and February 24, 2021, on one or more  
24 occasions, within the County of Washoe, State of Nevada, did  
25 willfully, unlawfully and knowingly attempt to use, encourage,  
26 entice, coerce or permit a minor child who is 14 years of age or

1 older to be the subject of a sexual portrayal in a performance, to  
2 wit: the defendant contacted an officer posing as a 14-year-old  
3 juvenile female via a social media application, and requested that  
4 the officer posing as a child send him nude photographs to include  
5 her breasts and/or genitals stating "I was hoping I could stroke my  
6 cock to it later and tell you how turned on I am by it."

7

8 All of which is contrary to the form of the Statute in such  
9 case made and provided, and against the peace and dignity of the  
10 State of Nevada.

11

CHRISTOPHER J. HICKS  
District Attorney  
Washoe County, Nevada

12

13

14

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By: Darcy Cameron  
DARCY CAMERON  
12100  
Deputy District Attorney

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The following are the names of such witnesses as are known to me at the time of the filing of the within Information:

CHRISTOPHER JOHNSON

AFFIRMATION PURSUANT TO NRS 239B.030

The party executing this document hereby affirms that this document submitted for recording does not contain the social security number of any person or persons pursuant to NRS 239B.030.

CHRISTOPHER J. HICKS  
District Attorney  
Washoe County, Nevada

By: *Darcy Cameron*  
DARCY CAMERON  
12100  
Deputy District Attorney

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE: 2 Nov 2022  
ALICIA L. LERUD, Clerk of the Second Judicial District Court, in and for the County of Washoe, State of Nevada.

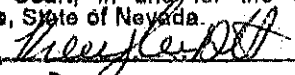
By  Deputy  
5 Pages



Exhibit C  
Guilty Plea Memorandum

Exhibit C  
Guilty Plea Memorandum

1 CODE 1785  
2 Christopher J. Hicks  
3 #7747  
4 One South Sierra Street  
5 Reno, NV 89501  
6 districtattorney@da.washoecounty.us  
7 (775) 328-3200  
8 Attorney for Plaintiff

9 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA,  
10  
11 IN AND FOR THE COUNTY OF WASHOE

12 \* \* \*

13 THE STATE OF NEVADA,

14 Plaintiff,

Case No. CR21-0652

15 v.

Dept. No. D03

16 JUSTIN MICHAEL SORTINO,

17 Defendant.

18 \_\_\_\_\_ /  
19 GUILTY PLEA MEMORANDUM

20 1. I, JUSTIN MICHAEL SORTINO, understand that I am charged  
21 with the offense(s) of: COUNT I. LURE OR ATTEMPT TO LURE CHILD WITH  
22 USE OF COMPUTER TECHNOLOGY TO ENGAGE IN SEXUAL CONDUCT, a violation  
23 of NRS 201.560(4)(a), and NRS 179D.097, a category B felony, COUNT  
24 II. ATTEMPTED KIDNAPPING OF A MINOR, FIRST DEGREE, a violation of NRS  
25 200.310(1), NRS 193.330, and NRS 179D.0357, a category B felony,  
26 COUNT III. ATTEMPTED STATUTORY SEXUAL SEDUCTION BY PERSON 21 OR  
OLDER, a violation of NRS 200.368(1), NRS 193.330, and NRS 179D.097,  
a category C felony, and COUNT IV. ATTEMPT TO USE OR PERMIT MINOR,  
AGE 14 OR OLDER, TO BE SUBJECT OF SEXUAL PORTRAYAL IN A PERFORMANCE,  
///

1 a violation of NRS 200.710(2), NRS 200.750(1), NRS 193.330, and NRS  
2 179D.097, a category B felony.

3 2. I desire to enter a plea of guilty to the offense(s)  
4 of, COUNT I. LURE OR ATTEMPT TO LURE CHILD WITH USE OF COMPUTER  
5 TECHNOLOGY TO ENGAGE IN SEXUAL CONDUCT, a violation of NRS  
6 201.560(4)(a), and NRS 179D.097, a category B felony, and COUNT IV.  
7 ATTEMPT TO USE OR PERMIT MINOR, AGE 14 OR OLDER, TO BE SUBJECT OF  
8 SEXUAL PORTRAYAL IN A PERFORMANCE, a violation of NRS 200.710(2), NRS  
9 200.750(1), NRS 193.330, and NRS 179D.097, a category B felony, as  
10 more fully alleged in the charge(s) filed against me.

11 3. By entering my plea of guilty I know and understand  
12 that I am waiving the following constitutional rights:

13 A. I waive my privilege against self-incrimination.

14 B. I waive my right to trial by jury, at which trial the  
15 State would have to prove my guilt of all elements of the offense(s)  
16 beyond a reasonable doubt.

17 C. I waive my right to confront my accusers, that is, the  
18 right to confront and cross examine all witnesses who would testify  
19 at trial.

20 D. I waive my right to subpoena witnesses for trial on my  
21 behalf.

22 4. I understand the charge(s) against me and that the  
23 elements of the offense(s) which the State would have to prove beyond  
24 a reasonable doubt at trial are that on February 24, 2021, or  
25 thereabout, in the County of Washoe, State of Nevada, I did, as to  
26 Count I, willfully and unlawfully attempt to lead, take, entice, or

1 carry away or detain a minor with the intent to perpetrate upon the  
2 person of the minor any unlawful act, namely Statutory Sexual  
3 Seduction, to wit: I, a 34-year-old adult male, contacted an officer  
4 posing as a 14-year-old juvenile female via a social media  
5 application, requested and/or agreed to pick up the officer posing as  
6 a child for the purpose of having sexual intercourse and/or  
7 cunnilingus with the officer posing as a child, and drove to the  
8 address provided by the officer posing as a child, located at or near  
9 Grand Summit Drive and Silver Peak Drive, Reno, Nevada.

10 I further understand the charge(s) against me and that the  
11 elements of the offense(s) which the State would have to prove beyond  
12 a reasonable doubt at trial are that on February 24, 2021, or  
13 thereabout, in the County of Washoe, State of Nevada, I did, as to  
14 Count IV, willfully, unlawfully and knowingly attempt to use,  
15 encourage, entice, coerce or permit a minor child who is 14 years of  
16 age or older to be the subject of a sexual portrayal in a  
17 performance, to wit: I contacted an officer posing as a 14-year-old  
18 juvenile female via a social media application, and requested that  
19 the officer posing as a child send me nude photographs to include her  
20 breasts and/or genitals stating "I was hoping I could stroke my cock  
21 to it later and tell you how turned on I am by it."

22 5. I understand that I admit the facts which support all  
23 the elements of the offense(s) by pleading guilty. I admit that the  
24 State possesses sufficient evidence which would result in my  
25 conviction. I have considered and discussed all possible defenses  
26 and defense strategies with my counsel. I understand that I have the

1 right to appeal from adverse rulings on pretrial motions only if the  
2 State and the Court consent to my right to appeal in a separate  
3 written agreement. I understand that any substantive or procedural  
4 pretrial issue(s) which could have been raised at trial are waived by  
5 my plea.

6 6. I understand that the consequences of my plea of  
7 guilty, as to Count I, are that I may be imprisoned for a period of 1  
8 to 10 years in the Nevada State Department of Corrections. I may also  
9 be fined up to \$10,000.00. I am not eligible for probation unless a  
10 psychosexual evaluation is completed pursuant to NRS 176.139 which  
11 certifies that I do not represent a high risk to reoffend based upon  
12 a currently accepted standard of assessment. I further understand I  
13 will be required to register as a sex offender pursuant to NRS  
14 Chapter 179D. I will also be on lifetime supervision pursuant to NRS  
15 176.0931.

16 I further understand that the consequences of my plea of  
17 guilty, as to Count IV, are that I may be imprisoned for a period of  
18 2 to 20 years in the Nevada State Department of Corrections. I am not  
19 eligible for probation unless a psychosexual evaluation is completed  
20 pursuant to NRS 176.139 which certifies that I do not represent a  
21 high risk to reoffend based upon a currently accepted standard of  
22 assessment. I further understand I will be required to register as a  
23 sex offender pursuant to NRS Chapter 179D. I will also be on lifetime  
24 supervision pursuant to NRS 176.0931.

25 I understand that the sentence on each count may be  
26 concurrent or consecutive to each other.

1           7. In exchange for my plea of guilty, the State, my  
2 counsel and I have agreed to recommend the following: Both parties  
3 will be free to argue for an appropriate sentence. The State will  
4 dismiss all other criminal charges in this case at the time of  
5 sentencing.

6           8. I understand that, even though the State and I have  
7 reached this plea agreement, the ~~State is~~ <sup>Parties agree</sup> reserving the right to  
8 present arguments, facts, and/or witnesses at sentencing in support  
9 of the plea agreement.

10          9. Where applicable, I additionally understand and agree  
11 that I will be responsible for the repayment of any costs incurred by  
12 the State or County in securing my return to this jurisdiction.

13          10. I understand that the State, at their discretion, is  
14 entitled to either withdraw from this agreement and proceed with the  
15 prosecution of the original charges or be free to argue for an  
16 appropriate sentence at the time of sentencing if I fail to appear at  
17 any scheduled proceeding in this matter OR if prior to the date of my  
18 sentencing I am arrested in any jurisdiction for a violation of law  
19 OR if my bail/own recognizance release is revoked OR if I have  
20 misrepresented my prior criminal history. I understand and agree  
21 that the occurrence of any of these acts constitutes a material  
22 breach of my plea agreement with the State. I further understand and  
23 agree that by the execution of this agreement, I am waiving any right  
24 I may have to remand this matter to Justice Court should I later  
25 withdraw my plea.

26    ///

1           11. I understand and agree that pursuant to the terms of  
2 the plea agreement stated herein, any counts which are to be  
3 dismissed and any other cases charged or uncharged which are either  
4 to be dismissed or not pursued by the State, may be considered by the  
5 court at the time of my sentencing.

6           12. I understand that the Court is not bound by the  
7 agreement of the parties and that the matter of sentencing is to be  
8 determined solely by the Court. I have discussed the charge(s), the  
9 facts and the possible defenses with my attorney. All of the  
10 foregoing rights, waiver of rights, elements, possible penalties, and  
11 consequences, have been carefully explained to me by my attorney. My  
12 attorney has not promised me anything not mentioned in this plea  
13 memorandum, and, in particular, my attorney has not promised that I  
14 will get any specific sentence. I am satisfied with my counsel's  
15 advice and representation leading to this resolution of my case. I  
16 am aware that if I am not satisfied with my counsel I should advise  
17 the Court at this time. I believe that entering my plea is in my  
18 best interest and that going to trial is not in my best interest. My  
19 attorney has advised me that if I wish to appeal, any appeal, if  
20 applicable to my case, must be filed within thirty days of my  
21 sentence and/or judgment.

22           13. I understand that this plea and resulting conviction  
23 will likely have adverse effects upon my residency in this country if  
24 I am not a U. S. Citizen. I have discussed the effects my plea will  
25 have upon my residency with my counsel.

26     ///

1 14. I offer my plea freely, voluntarily, knowingly and  
2 with full understanding of all matters set forth in the Information  
3 and in this Plea Memorandum. I have read this plea memorandum  
4 completely and I understand everything contained within it.

5 15. My plea of guilty is voluntary and is not the result  
6 of any threats, coercion or promises of leniency.

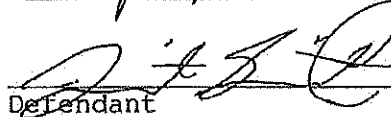
7 16. I am signing this Plea Memorandum voluntarily with  
8 advice of counsel, under no duress, coercion, or promises of  
9 leniency.

10 17. I do hereby swear under penalty of perjury that all of  
11 the assertions in this written plea agreement document are true.

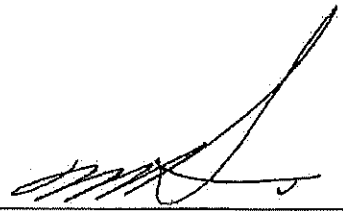
12 AFFIRMATION PURSUANT TO NRS 239B.030

13 The undersigned does hereby affirm that the preceding  
14 document does not contain the social security number of any person.

15 DATED this 26th day of April 2022

16  
17   
18 Defendant

19 \_\_\_\_\_  
Translator/Interpreter

16  
17   
18

19  
20 \_\_\_\_\_  
Attorney Witnessing Defendant's Signature

21 Darcy Cameron  
22  
23 Prosecuting Attorney



CERTIFIED COPY.

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE: 2 Nov 2022

ALICIA L. LERUD, Clerk of the Second Judicial District Court, in and for the County of Washoe, State of Nevada.

By [Signature] Deputy  
7 Pages

Exhibit D  
Judgment of Conviction

Exhibit D  
Judgment of Conviction

1 CODE NO. 1850  
2  
3  
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5

6 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
7 IN AND FOR THE COUNTY OF WASHOE

8 \* \* \*

9 THE STATE OF NEVADA,

10 Plaintiff,

Case No. CR21-0652

11 vs.

Dept. No. 3

12 JUSTIN MICHAEL SORTINO,

13 Defendant.  
14 \_\_\_\_\_/

15 JUDGMENT OF CONVICTION

16 The Defendant having entered a plea of Guilty, and no sufficient cause  
17 being shown by Defendant as to why judgment should not be pronounced against him,  
18 the Court rendered judgment as follows:

19 That Justin Michael Sortino is guilty of the crimes of Lure or Attempt to  
20 Lure Child With Use of Computer Technology to Engage in Sexual Conduct, a violation  
21 of NRS 201.560(4)(a) and NRS 179D.097, a category B felony, as charged in Count I of  
22 the Information, and Attempt to Use or Permit Minor, Age 14 or Older, to be Subject of  
23 Sexual Portrayal in a Performance, a violation of NRS 200.710(2), NRS 200.750(1), NRS  
24 193.330 and NRS 179D.097, a category B felony, as charged in Count IV of the  
25 Information, and that he be punished by imprisonment in the Nevada Department of  
26 Corrections for the minimum term of forty-eight (48) months to a maximum term of one  
27 hundred twenty (120) months, on each of Counts I and IV. Count IV shall run  
28 concurrently with Count I. The Defendant is given eight (8) days credit for time served.

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A special sentence of Lifetime Supervision shall commence after any period of probation or any term of imprisonment or after any period of release upon parole. Said Special Sentence of Lifetime Supervision must begin upon release from incarceration.

Pursuant to NRS 179D.460, Defendant shall register as a sex offender within 48 hours of sentencing or release from custody.

The Defendant is further ordered to pay a Three Dollar (\$3.00) administrative assessment for obtaining a biological specimen and conducting a genetic marker analysis, a Twenty-Five Dollar (\$25.00) administrative assessment fee, a One Thousand Six Hundred Seventy-Six Dollar and Seventy Cent (\$1,676.70) psychosexual evaluation fee, and a One Hundred Fifty Dollar (\$150.00) DNA analysis fee to the Clerk of the Second Judicial District Court.

Any fine, fee administrative assessment or restitution imposed today (as reflected in this Judgment) constitutes a lien, as defined in Nevada Revised Statute NRS 176.275. Should the Defendant not pay these fines, fees, or assessments, collection efforts may be undertaken against Justin Michael Sortino.

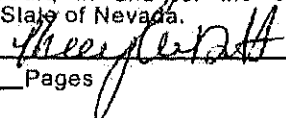
DATED this 6th day of July, 2022.

  
DISTRICT JUDGE

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE: 2 Aug 2022  
ALICIA L. LERUD, Clerk of the Second Judicial District Court, in and for the County of Washoe, State of Nevada.

By  Deputy  
2 Pages



1 BEFORE THE STATE BOARD OF EDUCATION

2  
3 JHONE EBERT, SUPERINTENDENT OF )  
4 PUBLIC INSTRUCTION, DEPARTMENT )  
OF EDUCATION, STATE OF NEVADA, )

CASE NO. 23-06

5 Petitioner,

6 v.

7 JUSTIN MICHAEL SORTINO,

8 Respondent.  
9

10 DECLARATION OF MARTHA WARACHOWSKI

11 I, MARTHA WARACHOWSKI, declare that the following is true.

12 1. I am over the age of twenty-one (21) and competent to testify to the facts in  
13 this Declaration.

14 2. I am employed by the State of Nevada, Department of Education as an  
15 Administrative Assistant III, and I am assigned as the assistant to the State Board of  
16 Education. I have been employed by the Department of Education since ~~July~~ <sup>November</sup> 2009.

17 3. Attached hereto are true and correct copies of the following Board of  
18 Education documents as kept in the normal course of business: the Petition and  
19 Recommendation for Revocation of License and Notice of Right to Hearing ("Petition and  
20 Notice"), submitted as Exhibit "1A"; the certified mail receipt for service of the Petition  
21 and Notice, submitted as Exhibit "1B"; the Notice of Intent to Consider Character,  
22 Misconduct, Competence or Health of a Person ("Open Meeting Law Notice"), submitted  
23 as Exhibit "1C"; and the proof that that the Notice was sent via Certified mail, submitted  
24 as Exhibit "1D"

25 I declare under penalty of perjury that the foregoing is true and correct.

26 Executed on this ~~18th~~ day of July, 2023.

27 18th

28 Martha Warachowski  
MARTHA WARACHOWSKI  
Declarant

EXHIBIT LIST

Exhibit No.	Title	Pages
1A	Petition and Notice	29
1B	Certified Mail Receipt for service of the Petition and Notice	1
1C	Open Meeting Law Notice	2
1D	Proof of Mailing of the Open Meeting Law Notice	1

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**NOTICE OF INTENT TO CONSIDER CHARACTER, MISCONDUCT,  
COMPETENCE OR HEALTH OF A PERSON. NRS 241.033**

---

**STATE BOARD OF EDUCATION**

700 E. Fifth Street  
Carson City, NV 89701  
Phone: (775) 687-9200  
Fax: (775) 687-9101

July 18, 2023

*Via U.S. Mail and Certified Mail*

Justin Sortino #1258610  
Lovelock Correctional Center  
1200 Prison Rd.  
Lovelock, Nevada 89419

**Re: Notice of meeting of the State Board of Education to consider  
your character, alleged misconduct, competence, or health.**

Dear Mr. Sortino:

In connection with your teaching license, on March 17, 2023, a Petition and Recommendation for Revocation of License and Notice of Right to Hearing ("Petition and Notice") was filed with the State Board of Education ("Board") and mailed to you via certified mail. The Petition and Notice informed you of your right to request a hearing before a hearing officer by filing a written request within fifteen (15) days from receipt of the Petition and Notice. Enclosed for your convenience is a copy of the Petition and Recommendation for Revocation of License.

As you have failed to request such a hearing, the Board will be requested to move forward with the revocation of your license and may consider your character, alleged misconduct, competence, or health at its meeting on July 26, 2023. **The meeting will begin at 9:00 a.m. at 700 E. Fifth Street in Carson City, Nevada and (via video conference) at ~~3800 South Maryland Parkway~~ Board Room, Las Vegas, Nevada.** *3540 E Flamingo Rd* The meeting is a public meeting, and you and/or your legal counsel are welcome to attend at either location. The Board may go into closed session or remain in an open meeting to consider the following general topics: your teaching license; the Petition and Notice; the Judgment of Conviction; and matters properly related thereto. You are welcome to attend the closed session and/or open meeting, have an attorney or other representative of your choosing present during the closed session and/or open meeting and present written evidence, provide testimony, and present witnesses relating to your character, alleged misconduct,

Justin Sortino  
July 18, 2023  
Page 2

professional competence, or physical or mental health.

If the Board determines it necessary, after considering your character, alleged misconduct, professional competence, or physical or mental health, whether in a closed meeting or open meeting, it may also take administrative action against you at this meeting, which could include suspending or revoking your teacher license. This informational statement is in lieu of any notice that may be required pursuant to NRS 241.034.

This notice is provided to you under NRS 241.033 and NRS 241.034.

Sincerely,



---

Martha Warachowski  
Board Secretary

Enc.

**EXHIBIT "1A"**

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**EXHIBIT "1A"**

**EXHIBIT “1B”**

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**EXHIBIT “1B”**

**EXHIBIT “1C”**

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**EXHIBIT “1C”**

**EXHIBIT “1D”**

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**EXHIBIT “1D”**

7016 2070 0000 9746 7840

**U.S. Postal Service™**  
**CERTIFIED MAIL® RECEIPT** 1030  
 Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®

**OFFICIAL USE**

Certified Mail Fee \$ \_\_\_\_\_

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ \_\_\_\_\_

Return Receipt (electronic) \$ \_\_\_\_\_

Certified Mail Restricted Delivery \$ \_\_\_\_\_

Adult Signature Required \$ \_\_\_\_\_

Adult Signature Restricted Delivery \$ \_\_\_\_\_

Postage \$ \_\_\_\_\_

Total Postage and Fees \$ \_\_\_\_\_

Sent To  
 Justin Sortino #1258610 LCC  
 Street and Apt. No., or PO Box No.  
 1200 Prison Rd.  
 City, State, ZIP+4®  
 Lovelock, NV 89419

Postmark Here  
 CARSON CITY NV 89701  
 MAR 17 2023  
 USPS

Pet. Revoc

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete Items 1, 2, and 3. Also complete Item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <input type="checkbox"/> Agent  <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <input type="checkbox"/> Date of Delivery</p> <p>C. Date of Delivery</p> <p>D. Is delivery address different from Item 1? <input type="checkbox"/> Yes        If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <p>Justin Sortino          #1258610          Lovelock Correctional Center          1200 Prison Rd.          Lovelock, NV 89419</p>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number (Transfer from) 7016 2070 0000 9746 7840</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

**RECEIVED**  
 MAR 23 2023  
 ATTORNEY GENERAL  
 MAILROOM





7014 2870 0002 8496 3105

**U.S. Postal Service**  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

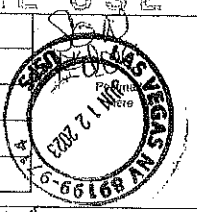
For delivery information, visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Sent To  
 Kyle Ball-Emsdahl #1259495  
 Street & Apt. No.  
 or PO Box No. 1200 Prison Rd  
 City, State, ZIP+4  
 Lovelock, NV 89419

PS Form 3800, July 2013 See Reverse for Instructions



7014 2870 0002 8496 3112

**U.S. Postal Service**  
**CERTIFIED MAIL® RECEIPT**  
 Domestic Mail Only

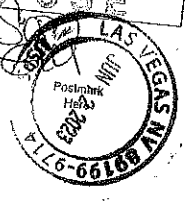
For delivery information, visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Sent To  
 Justin Sorling #1258610  
 Street & Apt. No.  
 or PO Box No. 1200 Prison Rd  
 City, State, ZIP+4  
 Lovelock, NV 89419

PS Form 3800, July 2013 See Reverse for Instructions





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BEFORE THE STATE BOARD OF EDUCATION

JHONE EBERT, SUPERINTENDENT OF )  
PUBLIC INSTRUCTION, DEPARTMENT )  
OF EDUCATION, STATE OF NEVADA, )

CASE NO. 23-06

Petitioner,

v.

JUSTIN MICHAEL SORTINO,

Respondent.

**DECLARATION OF MICHAEL ARAKAWA**

I, MICHAEL ARAKAWA, declare that the following is true.

1. I am over the age of twenty-one (21) and competent to testify to the facts in this Declaration.

2. I am employed by the State of Nevada, Department of Education, as a Chief Compliance Investigator. I have been employed by the Department of Education since July, 2014.

3. Attached hereto as Exhibit "2A" is a true and correct copy of Respondent's License.

4. Attached hereto as Exhibit "2B" is a true and correct copy of the Information.

5. Attached hereto as Exhibit "2C" is a true and correct copy of the Guilty Plea Memorandum.

6. Attached hereto as Exhibit "2D" is a true and correct copy of the Judgment of Conviction.

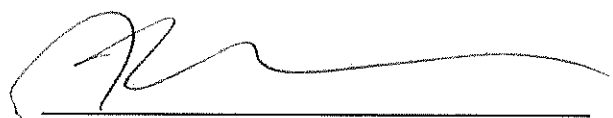
7. These documents are kept by the Department of Education in the normal course of business.

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I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 9<sup>TH</sup> day of June, 2023.



\_\_\_\_\_  
MICHAEL ARAKAWA  
Declarant

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**EXHIBIT LIST**

<b>Exhibit No.</b>	<b>Title</b>	<b>Pages</b>
2A	Respondent's License	1
2B	Information	6
2C	Guilty Plea Memorandum	8
2D	Judgment of Conviction	3

**EXHIBIT "2A"**

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**EXHIBIT "2A"**

Search Results

LAST Name	First Name	Certificate#
Sorino	Juan	95653

Home

- Personal
- Financial
- Education
- Application History
- License
- Compliance
- Notes
- Log
- Documents
- Programs
- NEPP
- Professional Development
- Agency Data
- Help



Status: No Pending Transactions

Profile: Individual Info License

License

No license of provision is available to extend

Current License/Endorsement

Add License/Endorsement

Kind	Endorsement	Type	Grade	Original	Effective	Expires	Status	Pathway	Extended	Action
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License/Endorsement History/Pending

Kind	Endorsement	Type	Grade	Original	Effective	Expires	Status	Pathway	Extended	Action
Secondary	Mathematics Major	Standard	7-12	07/19/2013	07/19/2015	06/23/2018	Expired (Expre)		No	<a href="#">Print</a> <a href="#">Edit</a> <a href="#">Delete</a>
Substute	Substute	Professional	PK-12 SUB	08/28/2012	08/28/2012	08/28/2015	Invalid (Inval-d)		No	<a href="#">Print</a> <a href="#">Edit</a> <a href="#">Delete</a>

**EXHIBIT “2B”**

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**EXHIBIT “2B”**



DA #21-2820  
RPD RP21-003332

FILED  
Electronically  
CR21-0652  
2021-08-31 10:05:41 AM  
Alicia L. Lerud  
Clerk of the Court  
Transaction # 8622600 : bblough

1 CODE 1800  
2 Christopher J. Hicks  
3 #7747  
4 One South Sierra Street  
5 Reno, NV 89501  
6 districtattorney@da.washoecounty.us  
7 (775) 328-3200  
8 Attorney for Plaintiff

9 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA,  
10  
11 IN AND FOR THE COUNTY OF WASHOE

12 \* \* \*

13 THE STATE OF NEVADA,

14 Plaintiff,

Case No.: CR21-0652

15 v.

Dept. No.: D03

16 JUSTIN MICHAEL SORTINO,

17 Defendant.

18 \_\_\_\_\_/  
19 INFORMATION

20 CHRISTOPHER J. HICKS, District Attorney within and for the  
21 County of Washoe, State of Nevada, in the name and by the authority  
22 of the State of Nevada, informs the above-entitled Court that, the  
23 defendant above-named, JUSTIN MICHAEL SORTINO, has committed the  
24 crime(s) of:

25 COUNT I. LURE OR ATTEMPT TO LURE CHILD WITH USE OF COMPUTER  
26 TECHNOLOGY TO ENGAGE IN SEXUAL CONDUCT, a violation of NRS  
27 201.560(4)(a), and NRS 179D.097, a category B felony, (51078) in the  
28 manner following:

29 That the said defendant, JUSTIN MICHAEL SORTINO, on or  
30 between February 3, 2021 and February 24, 2021, within the County of

1 Washoe, State of Nevada, did willfully, unlawfully and knowingly use  
2 a computer, system, and network to contact or communication with or  
3 attempt to contact or communicate with another person whom he  
4 believed to be a child who is less than 16 years of age and who is at  
5 least 5 years younger than the defendant, with the intent to solicit,  
6 persuade or lure the person believed to be a child to engage in  
7 sexual conduct, to wit: the defendant, a 34-year-old adult male,  
8 contacted an officer posing as a 14-year-old juvenile female via a  
9 social media application, requested and/or agreed to meet the officer  
10 posing as a child for the purpose of having sexual intercourse and/or  
11 cunnilingus with the officer posing as a child, and drove to the  
12 address provided by the officer posing as a child, located at or near  
13 Grand Summit Drive and Silver Peak Drive, Reno, Nevada.

14 COUNT II. ATTEMPTED KIDNAPPING OF A MINOR, FIRST DEGREE, a  
15 violation of NRS 200.310(1), NRS 193.330, and NRS 179D.0357, a  
16 category B felony, (61054) in the manner following:

17 That the said defendant, JUSTIN MICHAEL SORTINO, on or  
18 about February 24, 2021, within the County of Washoe, State of  
19 Nevada, did willfully and unlawfully attempt to lead, take, entice,  
20 or carry away or detain a minor with the intent to perpetrate upon  
21 the person of the minor any unlawful act, namely Statutory Sexual  
22 Seduction, to wit: the defendant, a 34-year-old adult male, contacted  
23 an officer posing as a 14-year-old juvenile female via a social media  
24 application, requested and/or agreed to pick up the officer posing as  
25 a child for the purpose of having sexual intercourse and/or  
26 cunnilingus with the officer posing as a child, and drove to the

1 address provided by the officer posing as a child, located at or near  
2 Grand Summit Drive and Silver Peak Drive, Reno, Nevada.

3 COUNT III. ATTEMPTED STATUTORY SEXUAL SEDUCTION BY PERSON

4 21 OR OLDER, a violation of NRS 200.368(1), NRS 193.330, and NRS  
5 179D.097, a category C felony, (60326) in the manner following:

6 That the said defendant, JUSTIN MICHAEL SORTINO, on or  
7 about February 24, 2021, within the County of Washoe, State of  
8 Nevada, did willfully and unlawfully attempt to have ordinary sexual  
9 intercourse, anal intercourse and/or sexual penetration with a child  
10 who is 14 years of age and who is at least 4 years younger than the  
11 defendant, to wit: the defendant, a 34-year-old adult male, contacted  
12 an officer posing as a 14-year-old juvenile female via a social media  
13 application, requested and/or agreed to meet the officer posing as a  
14 child for the purpose of having sexual intercourse and/or cunnilingus  
15 with the officer posing as a child, and drove to the address provided  
16 by the officer posing as a child, located at or near Grand Summit  
17 Drive and Silver Peak Drive, Reno, Nevada.

18 COUNT IV. ATTEMPT TO USE OR PERMIT MINOR, AGE 14 OR OLDER,  
19 TO BE SUBJECT OF SEXUAL PORTRAYAL IN A PERFORMANCE, a violation of  
20 NRS 200.710(2), NRS 200.750(1), NRS 193.330, and NRS 179D.097, a  
21 category B felony, (50380) in the manner following:

22 That the said defendant, JUSTIN MICHAEL SORTINO, on or  
23 between February 3, 2021 and February 24, 2021, on one or more  
24 occasions, within the County of Washoe, State of Nevada, did  
25 willfully, unlawfully and knowingly attempt to use, encourage,  
26 entice, coerce or permit a minor child who is 14 years of age or

1 older to be the subject of a sexual portrayal in a performance, to  
2 wit: the defendant contacted an officer posing as a 14-year-old  
3 juvenile female via a social media application, and requested that  
4 the officer posing as a child send him nude photographs to include  
5 her breasts and/or genitals stating "I was hoping I could stroke my  
6 cock to it later and tell you how turned on I am by it."  
7

8 All of which is contrary to the form of the Statute in such  
9 case made and provided, and against the peace and dignity of the  
10 State of Nevada.  
11

12 CHRISTOPHER J. HICKS  
13 District Attorney  
14 Washoe County, Nevada  
15

16  
17 *Darcy Cameron*  
18 By: \_\_\_\_\_  
19 DARCY CAMERON  
20 12100  
21 Deputy District Attorney  
22  
23  
24  
25  
26

1           The following are the names of such witnesses as are known  
2 to me at the time of the filing of the within Information:

3  
4 CHRISTOPHER JOHNSON  
5

6  
7                           AFFIRMATION PURSUANT TO NRS 239B.030

8           The party executing this document hereby affirms that this  
9 document submitted for recording does not contain the social security  
10 number of any person or persons pursuant to NRS 239B.030.  
11

12                           CHRISTOPHER J. HICKS  
13                           District Attorney  
14                           Washoe County, Nevada


15                           By: Darcy Cameron  
16                           DARCY CAMERON  
17                           12100  
18                           Deputy District Attorney  
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CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE: 2 Aug 2022

ALICIA L. LERUD, Clerk of the Second Judicial District Court, in and for the County of Washoe, State of Nevada.

By  Deputy

5 Pages

**EXHIBIT "2C"**

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**EXHIBIT "2C"**

1 CODE 1785  
2 Christopher J. Hicks  
3 #7747  
4 One South Sierra Street  
5 Reno, NV 89501  
6 districtattorney@da.washoecounty.us  
7 (775) 328-3200  
8 Attorney for Plaintiff

9 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA,  
10  
11 IN AND FOR THE COUNTY OF WASHOE

12 \* \* \*

13 THE STATE OF NEVADA,

14 Plaintiff,

15 Case No. CR21-0652

16 v.

17 Dept. No. D03

18 JUSTIN MICHAEL SORTINO,

19 Defendant.

20 \_\_\_\_\_ /  
21 GUILTY PLEA MEMORANDUM

22 1. I, JUSTIN MICHAEL SORTINO, understand that I am charged  
23 with the offense(s) of: COUNT I. LURE OR ATTEMPT TO LURE CHILD WITH  
24 USE OF COMPUTER TECHNOLOGY TO ENGAGE IN SEXUAL CONDUCT, a violation  
25 of NRS 201.560(4)(a), and NRS 179D.097, a category B felony, COUNT  
26 II. ATTEMPTED KIDNAPPING OF A MINOR, FIRST DEGREE, a violation of NRS  
200.310(1), NRS 193.330, and NRS 179D.0357, a category B felony,  
COUNT III. ATTEMPTED STATUTORY SEXUAL SEDUCTION BY PERSON 21 OR  
OLDER, a violation of NRS 200.368(1), NRS 193.330, and NRS 179D.097,  
a category C felony, and COUNT IV. ATTEMPT TO USE OR PERMIT MINOR,  
AGE 14 OR OLDER, TO BE SUBJECT OF SEXUAL PORTRAYAL IN A PERFORMANCE,  
///



1 a violation of NRS 200.710(2), NRS 200.750(1), NRS 193.330, and NRS  
2 179D.097, a category B felony.

3 2. I desire to enter a plea of guilty to the offense(s)  
4 of, COUNT I. LURE OR ATTEMPT TO LURE CHILD WITH USE OF COMPUTER  
5 TECHNOLOGY TO ENGAGE IN SEXUAL CONDUCT, a violation of NRS  
6 201.560(4)(a), and NRS 179D.097, a category B felony, and COUNT IV.  
7 ATTEMPT TO USE OR PERMIT MINOR, AGE 14 OR OLDER, TO BE SUBJECT OF  
8 SEXUAL PORTRAYAL IN A PERFORMANCE, a violation of NRS 200.710(2), NRS  
9 200.750(1), NRS 193.330, and NRS 179D.097, a category B felony, as  
10 more fully alleged in the charge(s) filed against me.

11 3. By entering my plea of guilty I know and understand  
12 that I am waiving the following constitutional rights:

13 A. I waive my privilege against self-incrimination.

14 B. I waive my right to trial by jury, at which trial the  
15 State would have to prove my guilt of all elements of the offense(s)  
16 beyond a reasonable doubt.

17 C. I waive my right to confront my accusers, that is, the  
18 right to confront and cross examine all witnesses who would testify  
19 at trial.

20 D. I waive my right to subpoena witnesses for trial on my  
21 behalf.

22 4. I understand the charge(s) against me and that the  
23 elements of the offense(s) which the State would have to prove beyond  
24 a reasonable doubt at trial are that on February 24, 2021, or  
25 thereabout, in the County of Washoe, State of Nevada, I did, as to  
26 Count I, willfully and unlawfully attempt to lead, take, entice, or

1 carry away or detain a minor with the intent to perpetrate upon the  
2 person of the minor any unlawful act, namely Statutory Sexual  
3 Seduction, to wit: I, a 34-year-old adult male, contacted an officer  
4 posing as a 14-year-old juvenile female via a social media  
5 application, requested and/or agreed to pick up the officer posing as  
6 a child for the purpose of having sexual intercourse and/or  
7 cunnilingus with the officer posing as a child, and drove to the  
8 address provided by the officer posing as a child, located at or near  
9 Grand Summit Drive and Silver Peak Drive, Reno, Nevada.

10 I further understand the charge(s) against me and that the  
11 elements of the offense(s) which the State would have to prove beyond  
12 a reasonable doubt at trial are that on February 24, 2021, or  
13 thereabout, in the County of Washoe, State of Nevada, I did, as to  
14 Count IV, willfully, unlawfully and knowingly attempt to use,  
15 encourage, entice, coerce or permit a minor child who is 14 years of  
16 age or older to be the subject of a sexual portrayal in a  
17 performance, to wit: I contacted an officer posing as a 14-year-old  
18 juvenile female via a social media application, and requested that  
19 the officer posing as a child send me nude photographs to include her  
20 breasts and/or genitals stating "I was hoping I could stroke my cock  
21 to it later and tell you how turned on I am by it."

22 5. I understand that I admit the facts which support all  
23 the elements of the offense(s) by pleading guilty. I admit that the  
24 State possesses sufficient evidence which would result in my  
25 conviction. I have considered and discussed all possible defenses  
26 and defense strategies with my counsel. I understand that I have the

1 right to appeal from adverse rulings on pretrial motions only if the  
2 State and the Court consent to my right to appeal in a separate  
3 written agreement. I understand that any substantive or procedural  
4 pretrial issue(s) which could have been raised at trial are waived by  
5 my plea.

6 6. I understand that the consequences of my plea of  
7 guilty, as to Count I, are that I may be imprisoned for a period of 1  
8 to 10 years in the Nevada State Department of Corrections. I may also  
9 be fined up to \$10,000.00. I am not eligible for probation unless a  
10 psychosexual evaluation is completed pursuant to NRS 176.139 which  
11 certifies that I do not represent a high risk to reoffend based upon  
12 a currently accepted standard of assessment. I further understand I  
13 will be required to register as a sex offender pursuant to NRS  
14 Chapter 179D. I will also be on lifetime supervision pursuant to NRS  
15 176.0931.

16 I further understand that the consequences of my plea of  
17 guilty, as to Count IV, are that I may be imprisoned for a period of  
18 2 to 20 years in the Nevada State Department of Corrections. I am not  
19 eligible for probation unless a psychosexual evaluation is completed  
20 pursuant to NRS 176.139 which certifies that I do not represent a  
21 high risk to reoffend based upon a currently accepted standard of  
22 assessment. I further understand I will be required to register as a  
23 sex offender pursuant to NRS Chapter 179D. I will also be on lifetime  
24 supervision pursuant to NRS 176.0931.

25 I understand that the sentence on each count may be  
26 concurrent or consecutive to each other.

1           7. In exchange for my plea of guilty, the State, my  
2 counsel and I have agreed to recommend the following: Both parties  
3 will be free to argue for an appropriate sentence. The State will  
4 dismiss all other criminal charges in this case at the time of  
5 sentencing.

6           8. I understand that, even though the State and I have  
7 reached this plea agreement, the ~~State is~~ <sup>Parties agree</sup> reserving the right to  
8 present arguments, facts, and/or witnesses at sentencing in support  
9 of the plea agreement.

10           9. Where applicable, I additionally understand and agree  
11 that I will be responsible for the repayment of any costs incurred by  
12 the State or County in securing my return to this jurisdiction.

13           10. I understand that the State, at their discretion, is  
14 entitled to either withdraw from this agreement and proceed with the  
15 prosecution of the original charges or be free to argue for an  
16 appropriate sentence at the time of sentencing if I fail to appear at  
17 any scheduled proceeding in this matter OR if prior to the date of my  
18 sentencing I am arrested in any jurisdiction for a violation of law  
19 OR if my bail/own recognizance release is revoked OR if I have  
20 misrepresented my prior criminal history. I understand and agree  
21 that the occurrence of any of these acts constitutes a material  
22 breach of my plea agreement with the State. I further understand and  
23 agree that by the execution of this agreement, I am waiving any right  
24 I may have to remand this matter to Justice Court should I later  
25 withdraw my plea.

26 ///

1           11. I understand and agree that pursuant to the terms of  
2 the plea agreement stated herein, any counts which are to be  
3 dismissed and any other cases charged or uncharged which are either  
4 to be dismissed or not pursued by the State, may be considered by the  
5 court at the time of my sentencing.

6           12. I understand that the Court is not bound by the  
7 agreement of the parties and that the matter of sentencing is to be  
8 determined solely by the Court. I have discussed the charge(s), the  
9 facts and the possible defenses with my attorney. All of the  
10 foregoing rights, waiver of rights, elements, possible penalties, and  
11 consequences, have been carefully explained to me by my attorney. My  
12 attorney has not promised me anything not mentioned in this plea  
13 memorandum, and, in particular, my attorney has not promised that I  
14 will get any specific sentence. I am satisfied with my counsel's  
15 advice and representation leading to this resolution of my case. I  
16 am aware that if I am not satisfied with my counsel I should advise  
17 the Court at this time. I believe that entering my plea is in my  
18 best interest and that going to trial is not in my best interest. My  
19 attorney has advised me that if I wish to appeal, any appeal, if  
20 applicable to my case, must be filed within thirty days of my  
21 sentence and/or judgment.

22           13. I understand that this plea and resulting conviction  
23 will likely have adverse effects upon my residency in this country if  
24 I am not a U. S. Citizen. I have discussed the effects my plea will  
25 have upon my residency with my counsel.

26        ///

1           14. I offer my plea freely, voluntarily, knowingly and  
2 with full understanding of all matters set forth in the Information  
3 and in this Plea Memorandum. I have read this plea memorandum  
4 completely and I understand everything contained within it.

5           15. My plea of guilty is voluntary and is not the result  
6 of any threats, coercion or promises of leniency.

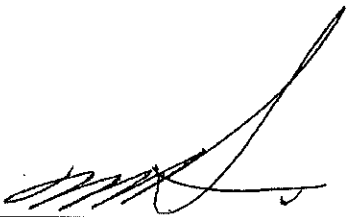
7           16. I am signing this Plea Memorandum voluntarily with  
8 advice of counsel, under no duress, coercion, or promises of  
9 leniency.

10          17. I do hereby swear under penalty of perjury that all of  
11 the assertions in this written plea agreement document are true.

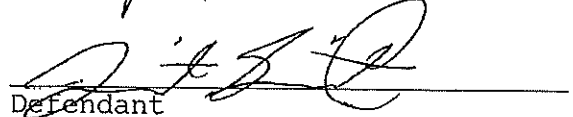
12                           AFFIRMATION PURSUANT TO NRS 239B.030

13           The undersigned does hereby affirm that the preceding  
14 document does not contain the social security number of any person.

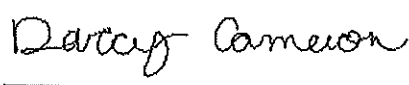
15           DATED this 26th day of April 2022

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Attorney Witnessing Defendant's Signature

17  
18  
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Defendant  
  
Translator/Interpreter

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22  
23  


Prosecuting Attorney

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE: 8 Aug 2022

ALICIA L. LERUD, Clerk of the Second Judicial District Court, in and for the County of Washoe, State of Nevada.

By Alicia Lerud Deputy

7 Pages

**EXHIBIT "2D"**

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**EXHIBIT "2D"**



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6 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

7 IN AND FOR THE COUNTY OF WASHOE

8 \* \* \*

9 THE STATE OF NEVADA,

10 Plaintiff,

Case No. CR21-0652

11 vs.

Dept. No. 3

12 JUSTIN MICHAEL SORTINO,

13 Defendant.  
14 \_\_\_\_\_/

15 JUDGMENT OF CONVICTION

16 The Defendant having entered a plea of Guilty, and no sufficient cause  
17 being shown by Defendant as to why judgment should not be pronounced against him,  
18 the Court rendered judgment as follows:

19 That Justin Michael Sortino is guilty of the crimes of Lure or Attempt to  
20 Lure Child With Use of Computer Technology to Engage in Sexual Conduct, a violation  
21 of NRS 201.560(4)(a) and NRS 179D.097, a category B felony, as charged in Count I of  
22 the Information, and Attempt to Use or Permit Minor, Age 14 or Older, to be Subject of  
23 Sexual Portrayal in a Performance, a violation of NRS 200.710(2), NRS 200.750(1), NRS  
24 193.330 and NRS 179D.097, a category B felony, as charged in Count IV of the  
25 Information, and that he be punished by imprisonment in the Nevada Department of  
26 Corrections for the minimum term of forty-eight (48) months to a maximum term of one  
27 hundred twenty (120) months, on each of Counts I and IV. Count IV shall run  
28 concurrently with Count I. The Defendant is given eight (8) days credit for time served.

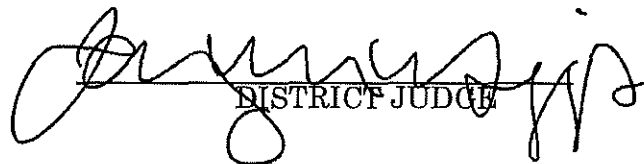
1 A special sentence of Lifetime Supervision shall commence after any period  
2 of probation or any term of imprisonment or after any period of release upon parole.  
3 Said Special Sentence of Lifetime Supervision must begin upon release from  
4 incarceration.

5 Pursuant to NRS 179D.460, Defendant shall register as a sex offender  
6 within 48 hours of sentencing or release from custody.

7 The Defendant is further ordered to pay a Three Dollar (\$3.00)  
8 administrative assessment for obtaining a biological specimen and conducting a genetic  
9 marker analysis, a Twenty-Five Dollar (\$25.00) administrative assessment fee, a One  
10 Thousand Six Hundred Seventy-Six Dollar and Seventy Cent (\$1,676.70) psychosexual  
11 evaluation fee, and a One Hundred Fifty Dollar (\$150.00) DNA analysis fee to the Clerk  
12 of the Second Judicial District Court.

13 Any fine, fee administrative assessment or restitution imposed today (as  
14 reflected in this Judgment) constitutes a lien, as defined in Nevada Revised Statute  
15 NRS 176.275. Should the Defendant not pay these fines, fees, or assessments, collection  
16 efforts may be undertaken against Justin Michael Sortino.

17 DATED this 6th day of July, 2022.

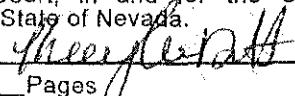
18  
19   
20 DISTRICT JUDGE  
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CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE: 2 Aug 2022

ALICIA L. LERUD, Clerk of the Second Judicial District Court, in and for the County of Washoe, State of Nevada.

By  Deputy  
2 Pages

