

IN THE COUNTY COURT OF DAWSON COUNTY, NEBRASKA

STATE OF NEBRASKA,

VS

NICHOLAS JOHN WHITE,  
A/K/A NICK J. WHITE  
75790 ROAD 430  
LEXINGTON, NE 68850  
DOB: 10-18-1980

Case No. CR20-1335

**COMPLAINT**

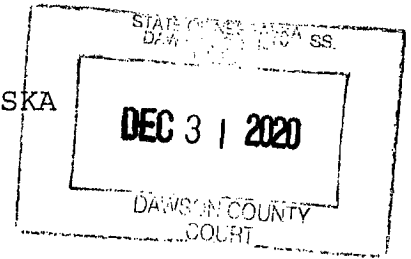
**CT I SECOND DEGREE ASSAULT-  
DOMESTIC**  
§ 28-323(2)  
PEN. SEC. §28-323(6)  
CLASS IIIA FELONY

**CT II POSSESSION OF A  
CONTROLLED SUBSTANCE, TO-WIT:  
METHAMPHETAMINE**  
28-416(3)  
PEN. SEC. §28-416(3)  
CLASS IV FELONY

**CT III POSSESSION OF DRUG  
PARAPHERNALIA**  
28-441(1)  
PEN. SEC. §28-441(1)  
INFRACTION

**CT IV CRIMINAL POSSESSION OF A  
FINANCIAL TRANSACTION DEVICE**  
28-621(1)  
PEN. SEC. §28-621(2)  
CLASS III MISD.

**CT V HABITUAL CRIMINAL**  
29-2221



000486573C18

Elizabeth F. Waterman, County Attorney, by and through R. Garrett Goodwin, Deputy County Attorney of Dawson County, in the name of the State of Nebraska, swears that NICHOLAS JOHN WHITE, on or about the 30th day of December, 2020, in Dawson County, State of Nebraska,

**COUNT I**

knowingly and intentionally cause injury to his or her intimate partner with a dangerous instrument; to wit-Shelby Irish

**COUNT II**

did then and there knowingly or intentionally possess a controlled substance other than Marijuana, to wit: Methamphetamine;

COUNT III

did then and there use, or possess with the intent to use, drug paraphernalia to manufacture, inject, inhale, or otherwise introduce into the human body a controlled substance;

COUNT IV

did possess a financial transaction device with the intent to defraud or has in his or her possession or under his or her control any financial transaction device issued to a differenet account holder or which he or she knew or reasonably should have known to be lost, stolen, forged, altered, or counterfeited;

COUNT V

the undersigned, being further duly sworn on oath, says that the above-named defendant has been twice convicted of crime, sentenced and committed to prison, in this or any other state, or by the United States, or once in this state and once at least in any other state, or by the United States, for terms of not less than one year each, and is therefore an habitual criminal, to wit: Sentenced on August 11, 2000, in US District Court of the Northern District of Texas, for a period of 37 months; and on June 15, 2017, in Dawson County, Nebraska for a period of 1 year at Nebraska Department of Corrections; and on January 30, 2017, in Dawson County, Nebraska, for a minimum period of 14 months to a maximum period of 24 months at Nebraska Department of Corrections;

contrary to the form of the Statutes in such cases made and provided and against the peace and dignity of the State of Nebraska.

STATE OF NEBRASKA, Plaintiff  
ELIZABETH F. WATERMAN,  
Dawson County Attorney

By: R. Garrett Goodwin  
R. Garrett Goodwin, #25128  
Deputy Dawson County Attorney,  
700 N. Washington-Room F  
Dawson County Courthouse  
Lexington, NE 68850  
(308)324-5644

State of Nebraska  
Form No. 6/9 6/92  
Sec. 29-404.02

WARRANTLESS ARREST  
PROBABLE CAUSE DETERMINATION

Case Number

CR 20-1335

IN THE COUNTY COURT OF DAWSON COUNTY, NEBRASKA

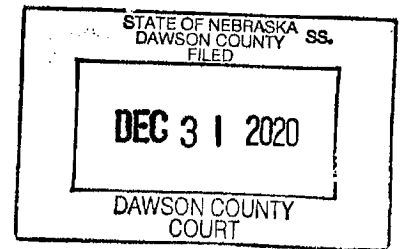
STATE OF NEBRASKA

Plaintiff

vs.

Nicholas J. White

Defendant



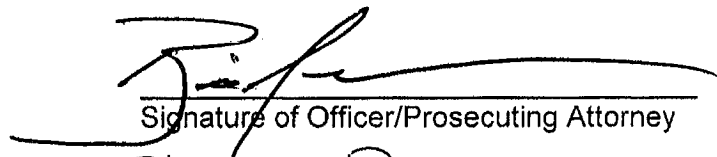
Comes now the undersigned a Deputy as deemed by the laws of the State of Nebraska and being first duly sworn upon oath, disposes and states as follows:

The arrest of the above named defendant occurred on 12-31-2020 at 100

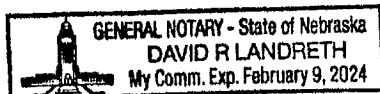
Offense of: 2<sup>nd</sup> Degree Assault, Use of a Weapon to Commit a Felony, Tampering with Physical Evidence, Possession of a Controlled Substance, Possession of Stolen Property in Dawson County, Nebraska.

Facts: Received report of a domestic assault that had taken place in Lexington, dispatch advised that the victim was in the emergency room of Gothenburg Health. Upon arrival contact was made with the victim who advised that she was assaulted by her boyfriend, the defendant, who is also the father of her child. Victim stated that the defendant hit her in the back of the head with a bar stool, which caused a laceration to the back of her head (requiring several staples to close). Victim stated that the defendant then forced her to take a bath in order to "clean up" before he allowed her to call her mother for assistance. Defendant was located and placed under arrest. While inventorying the vehicle the defendant was driving at the time of arrest the following items were located: a glass pipe with a white residue, which field tested positive for methamphetamine, a small scale with a white residue on it, which field tested positive for methamphetamine, a plastic bottle which appeared to have been modified for smoking purposes, and a credit card which did not belong to the defendant and had been reported as stolen. Defendant was transported to the Dawson County Jail and released to staff. Contact ended at that time.



  
Signature of Officer/Prosecuting Attorney

Subscribed and sworn to before me this 31 day of DEC, 2020





\_\_\_\_\_  
Judge / Clerk Magistrate / Notary Public

**ORDER**

On 12/31, 2020 this matter comes on for consideration of continued detention of the defendant pending further proceedings in this court. Upon the above sworn affidavit, the court finds that probable cause  does/  does not exist to continue detention of the defendant pending further proceedings.

IT IS ORDERED

DATE: 12/31/20 BY THE COURT: \_\_\_\_\_ (SEAL)



Judge/Clerk Magistrate

*Bond at \$200,000 at 10%.*

*No contact with victim, subject to immediate arrest for violation of bond.*

## IN THE COUNTY COURT OF DAWSON COUNTY, NEBRASKA

ST V. NICHOLAS J WHITE  
 DOB: 10/18/1980  
 Case ID: CR 20 1335  
 Citation:

Printed on 1/04/2021 at 11:19  
 Room 18C01  
 Page 1  
 Date of Hearing 1/04/2021

=====

CHARGES (AMENDMENTS/PLEAS/FINDINGS/FINES/PRESENTENCE/JAIL/DISMISSALS)

<u>CHARGE</u>	<u>STATUTE</u>	<u>DESCRIPTION</u>	<u>CLASS</u>	<u>TYPE</u>
01	28-323	Dom asslt-2nd degree	3A	FEL
02	28-416	Possess controlled substance	4	FEL
03	28-441	Possess or use drug paraphernalia		INF
04	28-621	Criminal poss-fin trans device	3	MSD
05	29-2221	Habitual criminal		FEL

A P P E A R A N C E S A N D A D V I S E M E N T

Judge Jeffrey M Wightman  
 Defendant NICHOLAS J WHITE in custody  
 Prosecutor Michael R Johnson

Defendant advised of the nature of the above charges, all possible penalties, effect of conviction on non-citizens, and each of the following rights: Counsel; Appointed Counsel; Trial; Jury Trial; Confront Accusers; Subpoena Witnesses; Remain Silent; Request Transfer to Juvenile Court; Defendant's Presumption of Innocence; State's Burden of Proof Beyond Reasonable Doubt (clear and convincing in cases of probation violations); Right to Appeal.

Defendant advised of the privilege against self-incrimination and the right to preliminary hearing.

Indigency inquiry held;

Defendant adjudged indigent, public defender appointed.

Defendant to file poverty affidavit.

Defendant advised of Federal Law 18 U.S.C. 922(g) (9) and all possible penalties.

B O N D I N F O R M A T I O N

Probable cause for detention is found.

The Court, having considered all methods of bonds and conditions of release to reasonably assure the defendant's appearance, to ensure the safety and maintenance of alleged evidence, to ensure the safety of alleged victims, witnesses, or other persons in the community, and to avoid pretrial incarceration, and having further considered the defendant's financial ability to pay and other factors set forth in Neb. Rev. Stat. Section 29-901.01, sets the bond at \$200,000.00 Ten Percent.

A D D I T I O N A L E N T R I E S O F R E C O R D

Condition of the bond: NO contact with Shelby Irish; immediate arrest if violated.

F U T U R E C O U R T A P P E A R A N C E S

Case continued to 1/26/2021 at 8:45 AM

in County Courtroom 01 for Prelim Hearing

CASE FILE COPY

FILED BY

Clerk of the Dawson County Court  
 01/04/2021

JOURNAL ENTRY AND ORDER

IN THE COUNTY COURT OF DAWSON COUNTY, NEBRASKA

ST V. NICHOLAS J WHITE  
DOB: 10/18/1980  
Case ID: CR 20 1335  
Citation:

Printed on 1/04/2021 at 11:19  
Room 18C01  
Page 2  
Date of Hearing 1/04/2021

Hon.

*Jeffrey M Wightman*  
Jeffrey M Wightman



1/04/2021  
Date

Cindy

Bailiff

Tape Nos. 1

Journal Entry and Order(s) copies to:

Goodwin, Ronald, Garrett,  
Harbison, Kenneth, Royce,

garrett.goodwin@dawsoncountyne.org  
kennethharbison@hotmail.com

**ORDER TO APPEAR IN COURT**

IN THE COUNTY COURT OF DAWSON COUNTY, NEBRASKA

ST V. NICHOLAS J WHITE  
DOB: 10/18/1980  
Case ID: CR 20 1335

Printed on 1/04/2021 at 11:19  
Room 18C01  
Page 1

NICHOLAS J WHITE is ordered to appear in  
Dawson Co. Court Ctrm.  
at 08:45 AM on January 26, 2021 for:  
Prelim Hearing

Failing to appear in the court as directed may result in a warrant being issued for your arrest. You may be subject to an additional charge of Failure to Appear or a finding of Contempt of Court. Each of these may be punishable by a fine and/or imprisonment.

Date: January 4, 2021 BY THE COURT



Defendant signature

E-mailed:

**January**  
**26**  
2021

---

Tuesday  
08:45 AM  
Prelim Hearing  
Courtroom 01

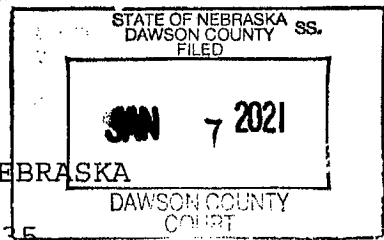
Nicholas J White  
75790 Road 430  
Lexington, NE 68850



**CASE FILE COPY**

**FILED BY**  
Clerk of the Dawson County Court  
01/04/2021

**ORDER TO APPEAR IN COURT**



IN THE COUNTY COURT OF DAWSON COUNTY, NEBRASKA

STATE OF NEBRASKA,

VS

NICHOLAS JOHN WHITE,  
A/K/A NICK J. WHITE  
75790 ROAD 430  
LEXINGTON, NE 68850  
DOB: 10-18-1980

Case No. CR20-1335

**AMENDED COMPLAINT**

**CT I SECOND DEGREE ASSAULT-  
DOMESTIC**

§ 28-323(2)  
PEN. SEC. §28-323(6)  
CLASS IIIA FELONY

**CT II POSSESSION OF A  
CONTROLLED SUBSTANCE, TO-WIT:  
METHAMPHETAMINE**

28-416(3)  
PEN. SEC. §28-416(3)  
CLASS IV FELONY

**CT III POSSESSION OF DRUG  
PARAPHERNALIA**

28-441  
PEN. SEC. §28-441  
INFRACTION

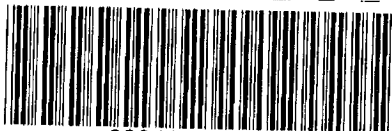
**CT IV CRIMINAL POSSESSION OF A  
FINANCIAL TRANSACTION DEVICE**

28-621(1)  
PEN. SEC. §28-621(2)  
CLASS III MISD.

**CT V HABITUAL CRIMINAL  
29-2221**

**CT VI CHILD ABUSE**

28-707(1)(a)  
PEN. SEC. §28-707(4)  
CLASS IIIA FELONY



000487199C18

Elizabeth F. Waterman, County Attorney, by and through R. Garrett Goodwin, Deputy County Attorney of Dawson County, in the name of the State of Nebraska, swears that NICHOLAS JOHN WHITE, on or about the 30th day of December, 2020, in Dawson County, State of Nebraska,

**COUNT I**

knowingly and intentionally cause injury to his or her intimate partner with a dangerous instrument; to wit-Shelby Irish



**COUNT II**

did then and there knowingly or intentionally possess a controlled substance other than Marijuana, to wit: Methamphetamine;

**COUNT III**

did then and there use, or possess with the intent to use, drug paraphernalia to manufacture, inject, inhale, or otherwise introduce into the human body a controlled substance;

**COUNT IV**

did possess a financial transaction device with the intent to defraud or has in his or her possession or under his or her control any financial transaction device issued to a different account holder or which he or she knew or reasonably should have known to be lost, stolen, forged, altered, or counterfeited;

**COUNT V**

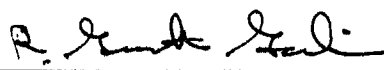
the undersigned, being further duly sworn on oath, says that the above-named defendant has been twice convicted of crime, sentenced and committed to prison, in this or any other state, or by the United States, or once in this state and once at least in any other state, or by the United States, for terms of not less than one year each, and is therefore an habitual criminal, to wit: Sentenced on August 11, 2000, in US District Court of the Northern District of Texas, for a period of 37 months; and on June 15, 2017, in Dawson County, Nebraska for a period of 1 year at Nebraska Department of Corrections; and on January 30, 2017, in Dawson County, Nebraska, for a minimum period of 14 months to a maximum period of 24 months at Nebraska Department of Corrections;

**COUNT VI**

did knowingly and intentionally cause or permit a minor child, to-wit: See Appendix 13, to be placed in a situation that endangered said child's life or physical or mental health;

contrary to the form of the Statutes in such cases made and provided and against the peace and dignity of the State of Nebraska.

STATE OF NEBRASKA, Plaintiff  
ELIZABETH F. WATERMAN,  
Dawson County Attorney

By:   
\_\_\_\_\_  
R. Garrett Goodwin, #25128  
Deputy Dawson County Attorney,  
700 N. Washington-Room F  
Dawson County Courthouse  
Lexington, NE 68850  
(308)324-5644

Uniform Citation and Complaint

Citation Number: AD0019019

Date of Offense: <b>12/31/2020</b>	Time of Offense: <b>00:47</b>	IR/Case#:	Troop/District/Sector:
Plaintiff: <b>State of Nebraska</b>		In the <b>COUNTY COURT LEXINGTON</b>	Court Case #:

Defendant Information:

Last Name: <b>WHITE</b>		First Name: <b>NICHOLAS</b>		M.I.: <b>JOHN</b>	Suffix:		Telephone Number: <input type="checkbox"/> Cell <b>324-324-1965</b>	
Street Address: <b>75790 430 RD</b>			City: <b>LEXINGTON</b>		State: <b>NB</b>	Zip Code: <b>68850</b>	Country:	
DOB: <b>10/18/1980</b>	Gender: <b>M</b>	Height: <b>6'00</b>	Weight: <b>225</b>	Eyes: <b>BRO</b>	Hair: <b>BLK</b>	Race/Eth: <b>W</b>	Language if interpreter needed:	
DL State: <b>NE</b>	DL Country: <b>US</b>	DL Number: <b>H12422011</b>		Exp. Date: <b>10/18/2024</b>	DL Class: <b>O</b>	Restrictions:	DL Endorsement:	
Vehicle Year: <b>2009</b>	Vehicle Type: <b>PA</b>	Vehicle Style: <b>PK</b>	Vehicle Make: <b>CHEV</b>	Vehicle Model: <b>1500</b>		Vehicle Color: <b>WHI</b>		
Vehicle VIN: <b>1GCEC14C39Z191011</b>		Vehicle License: <b>1814R</b>	State: <b>NE</b>	Country:	Reg. Year: <b>2021</b>	Plate Type: <b>PC</b>	CMV: Y / <input checked="" type="checkbox"/> N / E	HazMat: Y / <input checked="" type="checkbox"/> N
Carrier Name:				US DOT Number:		ICC Number:		
Business/Address:			City:		State:	Zip Code:	Country:	

The undersigned being duly sworn, says the defendant, at the time and date shown, did unlawfully commit the following offense(s):

Violation Location	In the County of: <b>DAWSON COUNTY</b>	In the City of:	Hwy Type:	Hwy No.:	Hwy Sfx:	Mile Marker:
	Location at or near: <b>ROAD 761 &amp; ROAD 425</b>					
Latitude:			Longitude:			

In violation of:

OFFENSE 001	Statute/Ordinance section: <b>28-416(2)(B)</b>	Offense Description: <b>Possess controlled substance-Sch 1/2/3</b>				Violation Type: <b>S</b>
	Speed: _____ mph in _____ mph Zone	Tracked:	NCIC Code: <b>3599</b>	BAC Pct:	Actual Wt.:	Legal Wt.:
	Offense Comments: <b>METHAMPHETAMINE</b>			Fine:	Lbs OverWt.:	Pct. OverWt.:
			Liquidated Damages Amount:	A check means "Yes" Road Construction Zone <input type="checkbox"/> School Zone <input type="checkbox"/>		
OFFENSE 002	Statute/Ordinance section: <b>28-442</b>	Offense Description: <b>Deliver/manuf/possess drug paraphernalia</b>				Violation Type: <b>S</b>
	Speed: _____ mph in _____ mph Zone	Tracked:	NCIC Code: <b>3550</b>	BAC Pct:	Actual Wt.:	Legal Wt.:
	Offense Comments:			Fine:	Lbs OverWt.:	Pct. OverWt.:
			Liquidated Damages Amount:	A check means "Yes" Road Construction Zone <input type="checkbox"/> School Zone <input type="checkbox"/>		

Uniform Citation and Complaint

Citation Number: AD0019019


Date of Offense: 12/31/2020	Time of Offense: 00:47	IR/Case#:	Troop/District/Sector:
Plaintiff: State of Nebraska		In the COUNTY COURT LEXINGTON	Court Case #:

Defendant Information:

Last Name: WHITE	First Name: NICHOLAS	M.I.: JOHN	Suffix:	Telephone Number: <input type="checkbox"/> Cell 324-324-1965
Street Address: 75790 430 RD	City: LEXINGTON	State: NB	Zip Code: 68850	Country:

**Bond Payment:** If posted, the type of Bond is: \_\_\_\_\_ For the amount of: \_\_\_\_\_

Reporting Officer 1/Agency: Jacobson, William E / DAWSON	Date: 12/31/2020	Badge No.: 16	Reporting Officer 2/Agency: Wackler, Adam J / DAWSON COUNTY	Date: 12/31/2020	Badge No.: 83
---	---------------------	------------------	--	---------------------	------------------

This is an appearance only, not a trial date. **You MUST Appear in Court as directed below.** Prosecutor:  

Your Court Appearance: <input checked="" type="checkbox"/> To be determined	Court Address: 700 N WASHINGTON ST, LEXINGTON, NE, 68850	Room No.:
Date: _____ Time: _____ am/pm		

I promise that I will appear in court at the above time and place.

Signature of Defendant: \_\_\_\_\_ Date: \_\_\_\_\_

Your Signature is not an admission of guilt, but a promise to appear.  
Failure to comply with the terms of this citation is punishable by jail or fine or both and may result in suspension of your operator's license.

Optional Contact Information: Cell Phone Number: \_\_\_\_\_ Carrier: \_\_\_\_\_  
E-mail Address: \_\_\_\_\_

IN THE COUNTY COURT OF DAWSON COUNTY, NEBRASKA

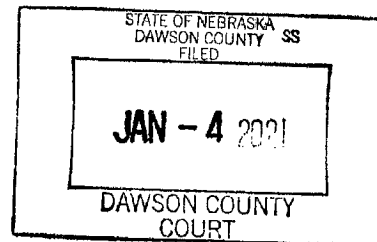
STATE OF NEBRASKA, plaintiff )  
)  
)  
-vs- )  
)

Case No. CR 21-4

AFFIDAVIT FOR ARREST  
WARRANT

Ramon Gonzalez Romero  
DOB: 06-08-2002  
Address: 810 West Elm Street  
Lexington, NE 68850  
H, M, 5'9", 178lbs, Bro Eyes, Blk Hair

defendant



STATE OF NEBRASKA )  
) ss.  
COUNTY OF DAWSON )

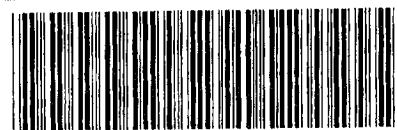
Comes now Police Captain Paul Schwarz of the Lexington Police Department, Lexington, Dawson County, Nebraska, who being first duly sworn, states as follows:

I.

On Saturday, January 2, 2021, at approximately 7:25 a.m., the Lexington Police Department received a call that there was a possible gunshot victim at the Lexington Regional Hospital. Upon arrival Officers spoke with two male individuals identified as Luis Vazquez and Roberto Perez. Both individuals advised officers of a physical altercation that had occurred near AirPort Road and 20<sup>th</sup> Street in Lexington, Dawson County, Nebraska. At some point during the physical altercation an unknown Hispanic male exited a white SUV with a shotgun and fired at least one round at Jovanny Gandara striking him then fleeing from the scene. Luis and Roberto advised they lifted Jovanny and placed him into the black Chevrolet pickup they were driving and transported him to the Lexington Regional Hospital. Luis and Roberto advised officers that the subjects in the white SUV were identified as Anthony Rodriguez, Bridgette Orozco, Esteban Gonzalez and another unknown male. The doctors pronounced Jovanny Gandara deceased at the hospital.

II.

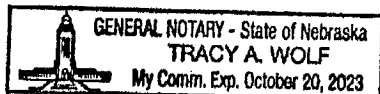
While at the hospital officers telephoned this affiant and I responded. While I was at the hospital, Dispatch contacted me and advised that they had Angela Rodriguez on the phone and that she was wanting me to speak with her son, Anthony Rodriguez as he was at the scene of the shooting when it occurred. I met with Anthony at the Police



000487164C18

Department and conducted an interview with him. Anthony advised that he had been picked up by Esteban Gonzalez around 6:45 a.m. and that they were driving around while Esteban told Anthony about some type of issue he was having with his ex-girlfriend's new boyfriend. Anthony advised they drove to Price's Trailer Court and picked up Esteban's female cousin who he didn't know her name. He said they then picked up Ramon and Anthony advised he didn't know his last name. He said they were driving north on Adams Street near Casey's when they encountered the lifted Chevy pickup which turned around and followed them. Anthony advised they ended up 20<sup>th</sup> Street near AirPort road. Anthony advised a physical altercation began between Esteban and the other guys but did advised that at the beginning of the altercation, he observed Jovanny with a black handgun with wood grips. Anthony advised that during the altercation, Ramon (Inu) exited the white SUV with a shotgun and fired three rounds at Jovanny striking him at least twice. Anthony believed the first round struck Jovanny in the chest and the second striking him in the back. Anthony advised he became scared and was running for the SUV and was not sure where the third round struck. Anthony advised when they all got back inside of the SUV he and Esteban both asked Ramon, "did you really just shoot him" to which Ramon replied "yea I did". After Anthony's interview he rode with me to show me the home of the female cousin as well as Ramon. The address for Ramon was 810 West Elm Street Lexington, Dawson County Nebraska. Anthony further advised that he was aware that Ramon was currently serving with the Nebraska Army National Guard and had graduated in 2020 along with Anthony. I then spoke with School Resource Officer Kareem McDougall who was able to determine Ramon's last name was Gonzalez and had the same address in school records as being 810 West Elm Street. He further text me a photograph of the Ramon Gonzalez that lived at 810 West Elm Street, Lexington, Dawson County, Nebraska and was currently in the national Guard. Anthony Rodriguez was shown the photograph and positively identified Ramon Gonzalez Romero as being the subject that had fired the shotgun striking Jovanny Gandara.

**WHEREFORE, this affiant prays the Court to issue a Warrant for the arrest of said; Ramon Gonzalez Romero DOB: 06-08-02 that he be brought before the Court to be dealt with according to the law.**



*Tracy Wolf 01/02/2021*  
*Captain Paul Schwarz*  
Captain Paul Schwarz, #157

**SUBSCRIBED AND SWORN to before me this 2nd day, of January 2, 2021.**

*Jeffrey Wightman*  
HONORABLE Jeffrey Wightman  
Dawson County Judge

