

IN THE SUPREME COURT OF THE STATE OF NEVADA

JASON A. TAYLOR,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 38179

FILED

APR 08 2003

ORDER OF AFFIRMANCE

JANETTE M. BLOO I  
CLERK OF SUPREME COURT  
BY *J. Richards*  
CHIEF DEPUTY CLERK

Appellant Jason A. Taylor appeals his judgment of conviction in district court for second-degree kidnapping with the use of a deadly weapon, burglary with the use of a deadly weapon, first-degree murder with the use of a deadly weapon and conspiracy to commit murder. Taylor was convicted based upon his involvement in the events surrounding the shooting-deaths of Christopher Person and Lori Montori. On appeal, Taylor asserts that the district court committed plain error when it admitted evidence of statements Taylor had made during a police interrogation conducted at his school. We conclude that Taylor's arguments are without merit, and accordingly, we affirm his judgment of conviction.

Taylor is barred from challenging the admission of the statements he made to the police officer because he invited the State to introduce his prior statements when he chose to testify about the statements at trial.<sup>1</sup> We have held that:

When [a] defendant waives his constitutional privilege of remaining silent and

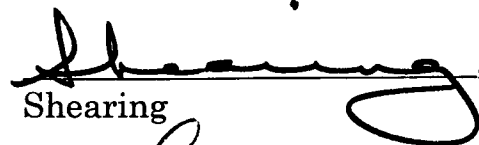
<sup>1</sup>See State v. Gomes, 112 Nev. 1473, 1480, 930 P.2d 701, 706 (1996); Ybarra v. State, 103 Nev. 8, 15-16, 731 P.2d 353, 358 (1987); U.S. v. Reyes-Alvarado, 963 F.2d 1184, 1187 (9th Cir. 1992).

becomes a witness in his own behalf, he cannot assume a right to detail a part of a transaction which he deems favorable to himself and claim an exemption upon subsequent facts forming part of the entire transaction.<sup>2</sup>

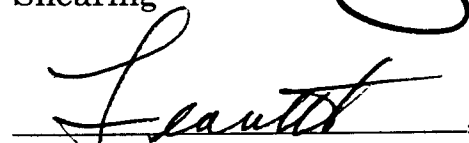
Accordingly, Taylor cannot detail his motives for lying and describe the allegedly coercive nature of the interview, but then deny the State the opportunity to present evidence of what was said during the interview.

Therefore, we

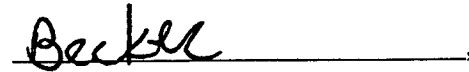
ORDER the district court's judgment of conviction  
AFFIRMED.

 J.

Shearing

 J.

Leavitt

 J.

Becker

cc: Hon. Lee A. Gates, District Judge  
Clark County Public Defender  
Attorney General Brian Sandoval/Carson City  
Clark County District Attorney David J. Roger  
Clark County Clerk

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<sup>2</sup>State v. Urie, 35 Nev. 268, 275, 129 P. 305, 307 (1912).