

FILED

JUN 09 2009

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY: Hingston  
DEPUTY CLERK

District Court CASE NO. CR-06-2580  
Second Jud Dist Court Dept 6

In the Supreme Court of the State of Nevada  
No. 53947

FRANK M. PECK  
Petitioner,

Petition for Writ of  
Prohibition and Mandate

- vs -

State of Nevada  
Plaintiff,

Comes Now, the Defendant/Petitioner, FRANK PECK, prose, hereinafter Mr Peck, seeks redress in this Honorable Court for AN Order directing the Lower Court to prohibit its exceeding the Jurisdiction in pronouncing sentence where NO EVIDENCE was presented during trial that would satisfy Due process 5th Amendment proof beyond a reasonable doubt, in that in this DNA ONLY case there were NO actual profiles of any kind presented to the Jury AS ACTUAL EVIDENCE, NO evidentiary or matching profiles of any kind. The Juror's Questions were that they wanted to see the DNA Results. There wasnt any, so as a result, they were instructed to decide the case with NO Actual Evidence. The petitioner requests this Honorable Court direct the lower court to enter a directed Verdict of Not Guilty.

RECEIVED  
JUN 05 2009  
TRACIE K. LINDEMAN  
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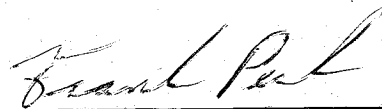
09-14350

Certificate of Service and Affirmation per NRS 239 B.030  
the proceeding Petition for Writ of Prohibition and  
Mandate contains NO Social Security Numbers of any  
person and was mailed to:

Clerk  
2nd Jud Dist  
75 Court St  
Reno, NV, 89509

Dave Clifton ADA  
75 Court Street  
Reno, NV, 89509

Dated this 3<sup>rd</sup> day of June 2009.



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Frank Peck Pro SE

**SUPREME COURT OF THE STATE OF NEVADA  
OFFICE OF THE CLERK**

FRANK MILFORD PECK,  
Petitioner,  
vs.  
THE STATE OF NEVADA,  
Respondent.

**Supreme Court No. 53947**

District Court Case No. CR062580

**RECEIPT FOR DOCUMENTS**

TO: Frank Milford Peck #57106  
Attorney General Catherine Cortez Masto/Carson City and Catherine  
Cortez Masto, Attorney General  
Washoe County District Attorney Richard A. Gammick and Gary H.  
Hatlestad, Deputy District Attorney

You are hereby notified that the Clerk of the Supreme Court has received and/or filed the following:

06/09/09	Filing Fee Waived: Criminal.
06/09/09	Filed Proper Person Petition for Writ. Petition for Writ of Prohibition and Mandate.

DATE: June 09, 2009

Tracie Lindeman, Clerk of Court