

CASE NO. 89C092174

Dept. NO. VI

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE
STATE OF NEVADA IN AND FOR THE COUNTY OF CLARK

ROY D. MORAGA,
Petitioner,

vs.

STATE OF NEVADA,
Respondent.

89C092174
NOASC
Notice of Appeal (criminal)
3426911



FILED

Electronically Filed
Feb 03 2014 4:02 p.m.
Tracie K. Lindeman
Clerk of Court

NOTICE OF APPEAL

NOTICE IS GIVEN that petitioner, Roy D. MORAGA, in pro se, hereby Appeals to the Nevada Supreme Court the Findings of Fact, Conclusions of LAW AND order denying / dismissing Postconviction Petition Requesting A Genetic marker Analysis of evidence within the possession or custody of the State of NEVADA (NRS 176.0918), which was Filed / entered ON the 8th day of JANUARY, 2014.

Dated this 27th day of JANUARY, 2014.

Roy D. Moraga

Roy D. MORAGA # 31584

Lovelock Correctional Center

1200 Prison Road

Lovelock, Nevada 89419

Petitioner IN Pro Se

RECEIVED

JAN 31 2014

CLERK OF THE COURT

CERTIFICATE OF SERVICE

I do certify that I mailed a True and Correct Copy of the Foregoing NOTICE OF APPEAL to the below Addresses on this 27th day of JANUARY, 2014, by placing same in the U.S. Mail via prison law Library staff:

Attorney General
Criminal Justice Division

100 N. CARSON ST.

CARSON CITY, NEV. 89701-4717

STEVEN B. WOLFSON,

District Attorney

200 LEWIS AVE.

P.O. Box 552212

LAS VEGAS, NEV. 89155-2212

Roy D. Moraga

Roy D. MORAGA # 31584

LOVELOCK CORRECTIONAL CENTER

1200 PRISON ROAD

LOVELOCK, NEV. 89419

PETITIONER IN PRO SE

AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby AFFIRM that the preceding
NOTICE OF APPEAL Filed in District Court CASE NO.
89C092174 does NOT contain the Social Security
Number of any person.

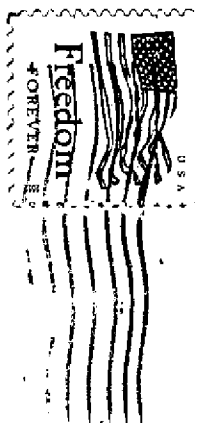
Dated this 22th day of JANUARY, 2014.

Roy D. Moraga

Roy D. MORAGA #31584

Petitioner IN Pro Se

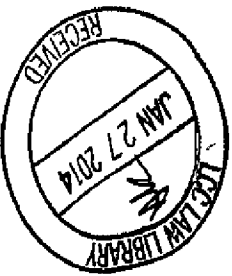
ROY D. MORAGA # 31584
Lovelock Correctional Center
1200 Prison Road
Lovelock, Nev. 89419

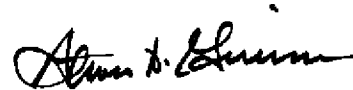


INMATE LEGAL MAIL CONFIDENTIAL Steven D. Grierson, Clerk of the Court

200 Lewis Ave., 3rd Floor

LAS VEGAS, Nevada 89155-1160





CLERK OF THE COURT

ASTA

**DISTRICT COURT
CLARK COUNTY, NEVADA**

STATE OF NEVADA,

Plaintiff(s),

vs.

ROY D. MORAGA,

Defendant(s),

Case No: 89C092174
Dept No: VI

CASE APPEAL STATEMENT

1. Appellant(s): Roy D. Moraga

2. Judge: Elissa Cadish

3. Appellant(s): Roy D. Moraga

Counsel:

Roy D. Moraga #31584
1200 Prison Rd.
Lovelock, NV 89419

4. Respondent: The State of Nevada

Counsel:

Steven B. Wolfson, District Attorney
200 Lewis Ave.
Las Vegas, NV 89101
(702) 671-2700

5. Respondent's Attorney Licensed in Nevada: Yes

6. Appellant Represented by Appointed Counsel In District Court: Yes

1 7. Appellant Represented by Appointed Counsel On Appeal: N/A

2 8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

3 9. Date Commenced in District Court: December 28, 1989

4 10. Brief Description of the Nature of the Action: Criminal

5 Type of Judgment or Order Being Appealed: Writ of Habeas Corpus

6 11. Previous Appeal: Yes

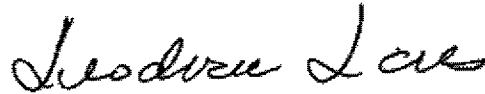
7 Supreme Court Docket Number(s): 21488, 22901, 29321, 32542, 33099, 42828, 44685,

8 49049, 61734, 64639

9 12. Child Custody or Visitation: N/A

10
11 Dated This 3 day of February 2014.

12 Steven D. Grierson, Clerk of the Court

13 

14
15 Teodora Jones, Deputy Clerk

16 200 Lewis Ave

17 PO Box 551601

18 Las Vegas, Nevada 89155-1601

19 (702) 671-0512
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DEPARTMENT 6
CASE SUMMARY
CASE NO. 89C092174

The State of Nevada vs Roy D Moraga

§	Location:	Department 6
§	Judicial Officer:	Cadish, Elissa F.
§	Filed on:	12/28/1989
§	Case Number History:	
§	Cross-Reference Case	C092174
§	Number:	
§	Defendant's Scope ID #:	0938554
§	Lower Court Case Number:	89F07220
§	Supreme Court No.:	61734
§		64639

CASE INFORMATION

Offense	Deg	Date	Case Type: Felony/Gross Misdemeanor
1. BURGLARY.	F	01/01/1900	Case Flags: Appealed to Supreme Court
2. BURGLARY.	F	01/01/1900	
3. SEXUAL ASSAULT	F	01/01/1900	
4. SEXUAL ASSAULT	F	01/01/1900	
4. HABITUAL CRIMINAL	F	01/01/1900	

Related Cases

89F07220X (Bind Over Related Case)

Statistical Closures

05/06/2007	USJR Reporting Statistical Closure
03/04/2007	USJR Reporting Statistical Closure
09/26/2004	USJR Reporting Statistical Closure
07/14/2004	USJR Reporting Statistical Closure
12/02/1999	USJR Reporting Statistical Closure
02/19/1996	USJR Reporting Statistical Closure
09/15/1993	USJR Reporting Statistical Closure
01/01/1992	USJR Reporting Statistical Closure
09/12/1991	USJR Reporting Statistical Closure
09/13/2007	USJR Reporting Statistical Closure
05/14/1998	USJR Reporting Statistical Closure
12/01/2005	USJR Reporting Statistical Closure
01/31/2005	USJR Reporting Statistical Closure
09/01/1998	USJR Reporting Statistical Closure

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	89C092174
Court	Department 6
Date Assigned	12/28/2008
Judicial Officer	Cadish, Elissa F.

PARTY INFORMATION

Defendant	Moraga, Roy D	<i>Lead Attorneys</i>
		Pro Se
Plaintiff	State of Nevada	Wolfson, Steven B
		702-671-2700(W)


















DATE

EVENTS & ORDERS OF THE COURT
















INDEX

12/28/1989	 Criminal Bindover	
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01/09/1990	 Information
01/11/1990	Initial Arraignment (9:00 AM) Events: 12/28/1989 Criminal Bindover <i>INITIAL ARRAIGNMENT Heard By: Carl Christensen</i>
01/24/1990	 Reporters Transcript <i>Reporter's Transcript of December 26, 1989</i>
02/05/1990	 Motion <i>Motion and Notice of Motion to Endorse Names on Information</i>
02/12/1990	 Reporters Transcript <i>Reporter's Transcript of January 11, 1990</i>
02/15/1990	 Order <i>Order to Endorse Names on Information</i>
03/13/1990	 Jury List
03/15/1990	 Instructions to the Jury
03/15/1990	 Verdict <i>Verdict Count I</i>
03/15/1990	 Verdict <i>Verdict Count II</i>
03/15/1990	 Verdict <i>Verdict Count III</i>
03/15/1990	 Verdict <i>Verdict Count VI</i>
06/04/1990	 Motion <i>Motion and Notice of Motion to Amend Information</i>
06/13/1990	Sentencing (9:00 AM) <i>SENTENCING Heard By: Michael Wendell</i>
06/13/1990	 Amended Information
06/13/1990	 Order <i>Order to Amend Information</i>
06/27/1990	 Designation of Record on Appeal
06/27/1990	 Notice of Appeal
06/29/1990	 Order

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07/07/1990	 Judgment of Conviction <i>Judgment of Conviction (Jury Trial)</i>
08/02/1990	 Order
10/11/1990	 Reporters Transcript <i>Reporter's Transcript of March 15, 1990</i>
10/11/1990	 Reporters Transcript <i>Reporter's Transcript of March 13, 1990</i>
10/11/1990	 Reporters Transcript <i>Reporter's Transcript of March 12, 1990</i>
01/09/1991	 Petition for Release of Evidence
01/09/1991	 Order <i>Order Releasing Evidence</i>
09/13/1991	Motion <i>REMAND FROM SUPREME COURT FOR RE-SENTENCING</i>
09/13/1991	 Order <i>Order for Production of Inmate</i>
09/23/1991	Motion (9:00 AM) Events: 09/13/1991 Motion <i>REMAND FROM SUPREME COURT FOR RE-SENTENCING Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: LEHMAN, JACK</i>
09/26/1991	 Motion <i>Motion to Transfer Sentencing Back to Department VII</i>
10/03/1991	 Motion for Leave to Proceed in Forma Pauperis
10/03/1991	 Motion for Withdrawal <i>Notice of Motion Motion for Withdrawal of Attorney of Record and Transfer of Records</i>
10/03/1991	 Affidavit in Support <i>Affidavit in support of Motion for Withdrawal of Attorney of Record and Transfer of Records</i>
10/03/1991	 Affidavit in Support <i>Affidavit in Support of of Request to Proceed in Forma Pauperis</i>
10/03/1991	 Certificate <i>Financial Certificate</i>
10/04/1991	 NV Supreme Court Clerks Certificate/Judgment -Remanded <i>Nevada Supreme Court Clerk's Certificate Judgment - Remand</i>
10/09/1991	Motion (9:00 AM) Events: 09/26/1991 Motion

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MOTION TO TRANSFER SENTENCING BACK TO DEPT VIII Heard By: Jack Lehman

10/09/1991	Petition (9:00 AM) Events: 10/03/1991 Motion for Leave to Proceed in Forma Pauperis <i>PROPER PERSON MOTION TO PROCEED IN FORMAPAUPERIS Heard By: Jack Lehman</i>
10/09/1991	Petition (9:00 AM) Events: 10/03/1991 Motion for Withdrawal <i>PROPER PERSON MOTION FOR WITHDRAWAL OF ATTORNEY OF RECORD AND TRANSFER OF Heard By: Jack Lehman</i>
10/09/1991	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
10/11/1991	Motion (9:00 AM) <i>REMAND FROM SUPREME COURT FOR RE-SENTENCING Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: LEHMAN, JACK</i>
10/14/1991	Motion (9:00 AM) <i>REMAND FROM SUPREME COURT FOR RE-SENTENCING Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: LEHMAN, JACK</i>
10/21/1991	Motion (9:00 AM) <i>REMAND FROM SUPREME COURT FOR RE-SENTENCING Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
10/21/1991	Disposition (Judicial Officer: User, Conversion) 1. BURGLARY. Guilty
10/21/1991	Disposition (Judicial Officer: User, Conversion)
10/21/1991	Disposition (Judicial Officer: User, Conversion) 2. BURGLARY. Guilty
10/21/1991	Disposition (Judicial Officer: User, Conversion)
10/21/1991	Disposition (Judicial Officer: User, Conversion) 3. SEXUAL ASSAULT Guilty
10/21/1991	Disposition (Judicial Officer: User, Conversion)
10/21/1991	Disposition (Judicial Officer: User, Conversion) 4. SEXUAL ASSAULT Guilty
10/21/1991	Disposition (Judicial Officer: User, Conversion)
10/21/1991	Disposition (Judicial Officer: User, Conversion) 4. HABITUAL CRIMINAL Guilty
10/21/1991	Sentence (Judicial Officer: User, Conversion) 1. BURGLARY. Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE

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Converted Disposition:
Sentence# 0002: ADMINISTRATION FEE
Amount: \$20.00
Converted Disposition:
Sentence# 0003: SENTENCE SET ASIDE
Converted Disposition:
Sentence# 0004:
Minimum 10 Years to Maximum 10 Years
Placement: NSP
Converted Disposition:
Sentence# 0005: CREDIT FOR TIME SERVED
Converted Disposition:
Sentence# 0006: ADMINISTRATION FEE
Amount: \$25.00
Converted Disposition:
Sentence# 0007: SENTENCE AMENDED
Converted Disposition:
Sentence# 0008: CREDIT FOR TIME SERVED
Minimum 180 Days to Maximum 180 Days

10/21/1991 **Sentence** (Judicial Officer: User, Conversion)

2. BURGLARY.

Adult Adjudication
Converted Disposition:
Sentence# 0001:
Minimum 10 Years to Maximum 10 Years
Placement: NSP
Cons/Conc: Consecutive
w/Charge Item: 0001
and Sentence#: 0004

10/21/1991 **Sentence** (Judicial Officer: User, Conversion)


3. SEXUAL ASSAULT

Adult Adjudication
Converted Disposition:
Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE
Cons/Conc: Consecutive
w/Charge Item: 0002
and Sentence#: 0001

10/21/1991 **Sentence** (Judicial Officer: User, Conversion)

4. SEXUAL ASSAULT

Adult Adjudication
Converted Disposition:
Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE
Cons/Conc: Consecutive
w/Charge Item: 0003
and Sentence#: 0001

10/23/1991  Order

Filed By: Defendant Moraga, Roy D
Order for Appointment of Counsel

10/30/1991  Notice of Appeal (criminal)

Notice of Appeal
















11/13/1991  Amended Judgment of Conviction

Amended Judgment of Conviction (Jury Trial)
















11/13/1991  Designation of Record on Appeal

Filed By: Defendant Moraga, Roy D












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01/02/1992	 Motion <i>Motion to Appoint Counsel for Appeal</i>
01/15/1992	Motion for Appointment of Attorney (9:00 AM) Events: 01/02/1992 Motion <i>MOTION FOR APPOINT COUNSEL FOR APPEAL Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
01/27/1992	 Hearing <i>Criminal Setting Slip</i>
01/29/1992	Motion for Confirmation of Counsel (9:00 AM) Events: 01/27/1992 Hearing <i>CONFIRMATION OF COUNSEL (BAILUS M) (CRM STNG SLP) Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
02/10/1992	 Order <i>Order Appointing Counsel</i>
02/13/1992	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/20/1992	 Ex Parte <i>Ex Parte Application for Preparation of Transcripts</i>
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/20/1992	 Order <i>Order Re: Preparation of Transcripts</i>
02/26/1992	 Receipt of Copy Filed by: Defendant Moraga, Roy D
02/26/1992	 Receipt of Copy Filed by: Defendant Moraga, Roy D
02/28/1992	 Receipt of Copy
03/02/1992	 Receipt of Copy








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03/02/1992	 Receipt of Copy
03/04/1992	 Reporters Transcript <i>Reporter's Transcript of September 23, 1991</i>
03/04/1992	 Reporters Transcript <i>Reporter's Transcript of October 11, 1991</i>
03/04/1992	 Reporters Transcript <i>Reporter's Transcript of October 21, 1991</i>
03/04/1992	 Reporters Transcript <i>Reporter's Transcript of October 14, 1991</i>
03/04/1992	 Reporters Transcript <i>Reporter's Transcript of February 15, 1990</i>
03/04/1992	 Reporters Transcript <i>Reporter's Transcript of October 9, 1991</i>
03/27/1992	 Reporters Transcript <i>Reporter's Transcript of March 12, 1990</i>
04/14/1992	 Reporters Transcript <i>Reporter's Transcript of March 9, 1990</i>
04/14/1992	 Reporters Transcript <i>Reporter's Transcript of March 7, 1990</i>
05/26/1992	 Request Filed by: Defendant Moraga, Roy D <i>Request for Records</i>
07/21/1992	 Petition <i>Motion for Returning Seized Property</i>
07/31/1992	 Answer <i>Answer in Opposition to Motion for Returning Seized Property</i>
08/03/1992	Petition (9:00 AM) Events: 07/21/1992 Petition <i>PROPER MOTION FOR RETURNING SEIZED PROPERTY Court Clerk: DEBRA VINSON Reporter/Recorder: SHIRLEY PARRAGUIRRE Heard By: Addeliar Guy, III</i>
08/17/1992	 Order
08/26/1993	 Motion <i>Motion for Leave to Proceed in Forma Pauperis; Affidavit in Support of Request to Proceed in Forma Pauperis; Motion for Amended Judgment of Conviction to Include Jail Time Credits and Affidavit of Petition</i>
08/27/1993	

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	 Receipt of Copy Filed by: Defendant Moraga, Roy D
09/08/1993	Motion (9:00 AM) Events: 08/26/1993 Motion <i>MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
09/08/1993	Hearing <i>STATUS CHECK RE: CREDIT FOR TIME SERVED</i>
09/15/1993	Status Check (9:00 AM) Events: 09/08/1993 Hearing <i>STATUS CHECK RE: CREDIT FOR TIME SERVED Court Clerk: DEBRA VINSON Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
09/29/1993	 Amended Judgment of Conviction <i>Second Amended Judgment of Conviction (Jury Trial)</i>
10/30/1995	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
02/20/1996	 Affidavit <i>Affidavit of Defendant</i>
02/20/1996	 Points and Authorities <i>Supplemental Brief and Points and Authorities in Support of Petition for Writ of Habeas Corpus</i>
02/20/1996	 Ex Parte Motion <i>Ex Parte Motion for Fees for Expert Services</i>
02/20/1996	 Motion for Leave to Proceed in Forma Pauperis
02/20/1996	 Motion <i>Motion and Notice of Motion to Compel, Production of Semen and Blood</i>
02/20/1996	 Petition for Writ of Habeas Corpus <i>Petition for Writ of Habeas Corpus (Post-Conviction)</i>
02/20/1996	Request Filed by: Defendant Moraga, Roy D <i>MOTION AND NOTICE OF MOTION TO COMPEL PRODUCTION OF SEMAN AND BLOOD</i>
02/20/1996	 Affidavit in Support Filed By: Defendant Moraga, Roy D <i>Affidavit in Support of Motion to Proceed in Forma Pauperis</i>
03/05/1996	Motion <i>DEFT'S PROPER MOTION FOR WITHDRAWAL OF ATTORNEY/TRANSFER OF RECORDS (03-06-96)</i>
03/05/1996	 Motion for Leave to Proceed in Forma Pauperis

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03/05/1996	 Affidavit in Support <i>Affidavit in Support of Motion for Withdrawal of Attorney of Record and Transfer of Records</i>
03/05/1996	 Notice Filed By: Defendant Moraga, Roy D <i>Notice of Motion Motion for Withdrawal of Attorney of Record and Transfer of Records</i>
03/06/1996	Motion (9:00 AM) Events: 02/20/1996 Ex Parte Motion <i>DEFT'S PRO PER MOTION FOR FEES FOR EXPERT SERVICE Heard By: Jack Lehman</i>
03/06/1996	Petition to Proceed in Forma Pauperis (9:00 AM) Events: 02/20/1996 Motion for Leave to Proceed in Forma Pauperis <i>DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS Heard By: Jack Lehman</i>
03/06/1996	Motion to Compel (9:00 AM) Events: 02/20/1996 Motion <i>DEFT'S PRO PER MOTION TO COMPEL PRODUCTION OF SEMAN/BLOOD Heard By: Jack Lehman</i>
03/06/1996	Petition for Writ of Habeas Corpus (9:00 AM) Events: 02/20/1996 Petition for Writ of Habeas Corpus <i>DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS Heard By: Jack Lehman</i>
03/06/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (3/06/96) Relief Clerk: LARRY SNYDER/LS Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
03/06/1996	Hearing <i>HEARING: SUPPLEMENTAL PLEADINGS</i>
03/11/1996	 Motion for Leave to Proceed in Forma Pauperis
03/11/1996	 Motion <i>Motion for Returning Seized Property</i>
03/11/1996	 Affidavit <i>Affidavit of Petitioner</i>
03/11/1996	 Affidavit in Support Filed By: Defendant Moraga, Roy D <i>Affidavit in Support of Motion to Proceed in Forma Pauperis</i>
03/18/1996	CANCELED Motion to Withdraw as Counsel (9:00 AM) Events: 03/05/1996 Motion <i>Vacated</i>
03/18/1996	CANCELED Petition to Proceed in Forma Pauperis (9:00 AM) Events: 03/05/1996 Motion for Leave to Proceed in Forma Pauperis <i>Vacated</i>
04/01/1996	 Opposition <i>State's Opposition to Defendant's Motion to Compel Production of Seman and Blood, Petition for Writ of Habeas Corpus (Post-Conviction) and Motion to Proceed in Forma</i>

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Pauperis

04/09/1996	 Motion <i>Motion to Withdraw as Counsel</i>
04/09/1996	 Receipt of Copy Filed by: Defendant Moraga, Roy D <i>Receipt of Copy and Certificate of Mailing</i>
04/11/1996	Motion <i>DEFT'S MOTION FOR EXTENSION OF TIME</i>
04/11/1996	 Request Filed by: Defendant Moraga, Roy D <i>Motion for Extension of Time to File Supplemental Points and Authorities</i>
04/15/1996	 Receipt of Copy Filed by: Defendant Moraga, Roy D <i>Receipt of Copy of Motion for Extension of Time to File Supplemental Points and Authorities</i>
04/17/1996	Motion (9:00 AM) <i>DEFT'S PROPER MOTION FOR FEES FOR EXPERT SERVICE Heard By: Jack Lehman</i>
04/17/1996	Petition to Proceed in Forma Pauperis (9:00 AM) <i>DEFT'S PROPER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS Heard By: Jack Lehman</i>
04/17/1996	Motion to Compel (9:00 AM) <i>DEFT'S PROPER MOTION TO COMPEL PRODUCTION OF SEMAN/BLOOD Heard By: Jack Lehman</i>
04/17/1996	Petition for Writ of Habeas Corpus (9:00 AM) <i>DEFT'S PROPER PETITION FOR WRIT OF HABEAS CORPUS Court Clerk: NANCY NOBLE Reporter/Recorder: HELENE KARP Heard By: Jack Lehman</i>
04/17/1996	Hearing (9:00 AM) Events: 03/06/1996 Hearing <i>HEARING: SUPPLEMENTAL PLEADINGS Heard By: Jack Lehman</i>
04/17/1996	Petition to Proceed in Forma Pauperis (9:00 AM) Events: 03/11/1996 Motion for Leave to Proceed in Forma Pauperis <i>DEFT'S PROPER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS Heard By: Jack Lehman</i>
04/17/1996	Motion (9:00 AM) Events: 03/11/1996 Motion <i>DEFT'S PROPER MOTION FOR RETURNING SEIZED PROPERTY Heard By: Jack Lehman</i>
04/17/1996	Motion to Withdraw as Counsel (9:00 AM) Events: 04/09/1996 Motion <i>MARK BAILUS' MOTION TO WITHDRAW AS COUNSEL Heard By: Jack Lehman</i>
04/17/1996	Motion (9:00 AM) Events: 04/11/1996 Motion <i>DEFT'S MOTION FOR EXTENSION OF TIME Heard By: Jack Lehman</i>

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04/17/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (4/17/96) Court Clerk: NANCY NOBLE Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
04/17/1996	 Order Filed By: Defendant Moraga, Roy D <i>Order to Withdraw as Attorney of Record</i>
04/17/1996	 Notice of Entry of Order Filed By: Defendant Moraga, Roy D
05/20/1996	 Substitution of Attorney Filed by: Defendant Moraga, Roy D <i>Substitution of Attorneys</i>
05/24/1996	Petition for Writ of Habeas Corpus (9:00 AM) <i>DEFT'S PROPER PETITION FOR WRIT OF HABEAS CORPUS Court Clerk: NANCY NOBLE Reporter/Recorder: HELENE KARP Heard By: Sally Loehrer</i>
06/13/1996	 Points and Authorities Filed by: Defendant Moraga, Roy D <i>Supplemental Points and Authorities in Support of Petition for Writ of Habeas Corpus</i>
06/27/1996	 Supplement <i>State's Supplemental Opposition to Petitioner's for Writ of Habeas Corpus (Post-Conviction)</i>
07/15/1996	Hearing (9:00 AM) <i>ARGUMENT AND DECISION Court Clerk: CINDY LORY Reporter/Recorder: SHARLEEN NICHOLSON Heard By: LEHMAN, JACK</i>
07/16/1996	 Reply Filed by: Defendant Moraga, Roy D <i>Supplement Reply and Opposition for Writ of Habeas Corpus</i>
07/19/1996	Hearing (9:00 AM) <i>ARGUMENT AND DECISION Court Clerk: CINDY LORY Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
08/02/1996	 Motion <i>Motion to Withdraw as Counsel</i>
08/05/1996	 Receipt of Copy Filed by: Defendant Moraga, Roy D <i>Receipt of Copy of Motion to Withdraw as Counsel</i>
08/05/1996	 Certificate of Mailing Filed By: Defendant Moraga, Roy D <i>Certificate of Mailing of Motion to Withdraw as Counsel</i>
08/12/1996	Motion to Withdraw as Counsel (9:00 AM) Events: 08/02/1996 Motion <i>DAVID SCHIECK'S MOTION TO WITHDRAW AS COUNSEL Court Clerk: MELISSA DAVIS Reporter/Recorder: SHARLEEN NICHOLSON Heard By: Jack Lehman</i>
08/12/1996	Petition <i>APPOINTMENT OF COUNSEL</i>

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CASE NO. 89C092174













08/12/1996	Hearing <i>STATUS CHECK: FINDINGS OF FACTS AND CONCLUSION</i>
08/21/1996	Motion for Appointment (9:00 AM) Events: 08/12/1996 Petition <i>APPOINTMENT OF COUNSEL</i>
08/21/1996	Status Check (9:00 AM) Events: 08/12/1996 Hearing <i>STATUS CHECK: FINDINGS OF FACTS AND CONCLUSION</i> Heard By: Jack Lehman
08/21/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (8/21/96) Court Clerk: NANCY NOBLE Reporter/Recorder: SHARLEEN NICHOLSON</i> Heard By: Jack Lehman
08/22/1996	Hearing <i>CONFIRMATION OF COUNSEL (JACKSON)</i>
08/26/1996	Petition to Proceed in Forma Pauperis (9:00 AM) <i>DEFT'S PROPER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS</i> Heard By: Jack Lehman
08/26/1996	Status Check (9:00 AM) <i>STATUS CHECK: FINDINGS OF FACTS AND CONCLUSION</i> Heard By: Jack Lehman
08/26/1996	Motion for Confirmation of Counsel (9:00 AM) Events: 08/22/1996 Hearing <i>CONFIRMATION OF COUNSEL (JACKSON)</i> Heard By: Jack Lehman
08/26/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (08-26-96) Court Clerk: CINDY LORY Reporter/Recorder: SHARLEEN NICHOLSON</i> Heard By: Jack Lehman
08/27/1996	 Order <i>Order for Transcripts</i>
08/28/1996	Status Check (9:00 AM) <i>STATUS CHECK: FINDINGS OF FACTS AND CONCLUSION</i> Heard By: Jack Lehman
08/28/1996	Motion for Confirmation of Counsel (9:00 AM) <i>CONFIRMATION OF COUNSEL (JACKSON)</i> Heard By: Jack Lehman
08/28/1996	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (08-28-96) Court Clerk: CINDY LORY Reporter/Recorder: SHARLEEN NICHOLSON</i> Heard By: Jack Lehman
09/06/1996	 Findings of Fact, Conclusions of Law and Order
09/20/1996	 Notice of Entry of Order
09/27/1996	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>
10/07/1996	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D

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DEPARTMENT 6
CASE SUMMARY
CASE NO. 89C092174

10/28/1996	 Notice of Entry of Order
10/29/1996	 Case Appeal Statement Filed By: Defendant Moraga, Roy D
01/13/1997	 Reporters Transcript <i>Reporter's Transcript of March 6, 1996</i>
01/13/1997	 Reporters Transcript <i>Reporter's Transcript of August 21, 1996</i>
01/13/1997	 Reporters Transcript <i>Reporter's Transcript of April 17, 1996</i>
01/13/1997	 Reporters Transcript <i>Reporter's Transcript of July 15, 1996</i>
01/13/1997	 Reporters Transcript <i>Reporter's Transcript of August 12, 1996</i>
01/13/1997	 Reporters Transcript <i>Reporter's Transcript of July 19, 1996</i>
01/17/1997	 Certificate of Mailing Filed By: Defendant Moraga, Roy D
04/30/1998	 Motion <i>Motion to Modify or in the Alternative Correct Illegal Sentence</i>
04/30/1998	 Affidavit Filed By: Defendant Moraga, Roy D <i>Affidavit of Roy D. Moraga</i>
05/08/1998	 Opposition <i>State's Opposition to Defendant's Motion to Modify or in the Alternative Correct Illegal Sentence</i>
05/11/1998	Motion to Modify Sentence (9:00 AM) Events: 04/30/1998 Motion <i>DEFT'S PRO PER MOTION TO MODIFY OR CORRECT ILLEGAL SENTENCE Court Clerk: DOROTHY KELLY Relief Clerk: NORMA CHATY/NC Reporter/Recorder: MARILYN WAGGONER Heard By: Don Chairez</i>
05/28/1998	 Order Denying <i>Order Denying Defendant's Pro Per Motion to Modify or in Alternative Correct Illegal Sentence</i>
05/29/1998	 Notice of Entry of Order
06/01/1998	 Motion <i>Motion for Enlargement of Time</i>
06/13/1998	







DEPARTMENT 6
CASE SUMMARY
CASE NO. 89C092174

	 Notice of Appeal Filed By: Defendant Moraga, Roy D
06/13/1998	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
06/15/1998	Motion (9:00 AM) Events: 06/01/1998 Motion <i>DEFT'S PRO PER MOTION FOR ENLARGEMENT OF TIME Heard By: Don Chairez</i>
06/15/1998	 Case Appeal Statement
06/17/1998	Motion (9:00 AM) <i>DEFT'S PRO PER MOTION FOR ENLARGEMENT OF TIME Court Clerk: DOROTHY KELLY Relief Clerk: CYNTHIA NAVARRETTE-LORY/CNL Reporter/Recorder: SHAWN OTT Heard By: Mark Gibbons</i>
06/30/1998	 Order Denying <i>Order Denying Defendant's Motion for Enlargement of Time</i>
07/07/1998	 Notice of Entry of Order
08/06/1998	 Motion to Strike
08/17/1998	 Response <i>State's Response to Defendant's Motion to Strike</i>
08/18/1998	Motion to Strike (9:00 AM) Events: 08/06/1998 Motion to Strike <i>DEFT'S PRO PER MOTION TO STRIKE Court Clerk: RITA LOPEZ Reporter/Recorder: YVONNE VALENTIN Heard By: Lee Gates</i>
08/18/1998	Hearing <i>STATUS CHECK: ORDER</i>
08/27/1998	 Order Denying <i>Order Denying Defendant's Pro Per Motion to Strike</i>
09/01/1998	Status Check (9:00 AM) Events: 08/18/1998 Hearing <i>STATUS CHECK: ORDER Court Clerk: RITA LOPEZ Reporter/Recorder: YVONNE VALENTIN Heard By: Lee Gates</i>
09/22/1998	 Notice of Appeal Filed By: Defendant Moraga, Roy D
09/22/1998	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
09/28/1998	 Case Appeal Statement
04/30/1999	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>














DEPARTMENT 6
CASE SUMMARY
CASE NO. 89C092174

06/01/1999	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
06/01/1999	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
02/25/2002	 Motion for Leave to Proceed in Forma Pauperis
02/25/2002	 Motion <i>Motion to Preserve Evidence and Order</i>
02/25/2002	 Certificate Filed By: Defendant Moraga, Roy D <i>Certificate of Inmate's Institutional Account</i>
02/26/2002	 Notice of Hearing <i>Notice of Hearing - Criminal</i>
03/11/2002	CANCELED Petition to Proceed in Forma Pauperis (9:00 AM) Events: 02/25/2002 Motion for Leave to Proceed in Forma Pauperis <i>Vacated</i>
03/11/2002	CANCELED Motion (9:00 AM) Events: 02/25/2002 Motion <i>Vacated</i>
10/31/2002	 Motion <i>Motion to Vacate and/or Amend Judgment</i>
11/13/2002	Motion to Vacate (9:00 AM) Events: 10/31/2002 Motion <i>DEFT'S PROPER MTN TO VACATE AMEND JUDGMNT/40 Court Clerk: Sharon Coffman Reporter/Recorder: Sonja Riley-Bennett Heard By: Lee Gates</i>
11/13/2002	Hearing <i>CONFIRMATION OF COUNSEL (HINDS)</i>
11/18/2002	Motion for Confirmation of Counsel (9:00 AM) Events: 11/13/2002 Hearing <i>CONFIRMATION OF COUNSEL (HINDS) Court Clerk: Sharon Coffman Reporter/Recorder: Sonja Riley-Bennett Heard By: Lee Gates</i>
11/18/2002	Hearing <i>STATUS CHECK: PETITION</i>
11/21/2002	 Order Filed By: Defendant Moraga, Roy D <i>Order for Appointment of Counsel for Post-Conviction Relief</i>
11/27/2002	 Opposition <i>State's Opposition to Defendant's Motion to Vacate and/or Amend Judgment</i>
12/02/2002	Status Check (9:00 AM) Events: 11/18/2002 Hearing <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Heard By: Gates, Lee A</i>














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12/18/2002	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Relief Clerk: April Watkins Reporter/Recorder: Sonia Riley-Bennett Heard By: Gates, Lee A</i>
12/23/2002	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley-Bennett Heard By: Gates, Lee A</i>
01/08/2003	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley-Bennett Heard By: Gates, Lee A</i>
02/03/2003	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley-Bennett Heard By: Gates, Lee A</i>
02/05/2003	Status Check (9:00 AM) <i>STATUS CHECK: PETITION Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley-Bennett Heard By: Lee Gates</i>
02/05/2003	Conversion Case Event Type <i>ARGUMENT: POST CONVICTION RELIEF VE 6/12</i>
06/11/2003	 Stipulation and Order Filed by: Defendant Moraga, Roy D
07/23/2003	CANCELED Hearing (9:00 AM) Events: 02/05/2003 Conversion Case Event Type <i>Vacated</i>
12/16/2003	 Motion <i>Motion for Release of DNA Evidence Under Nevada Open Records Act</i>
12/17/2003	 Receipt of Copy Filed by: Defendant Moraga, Roy D
12/26/2003	 Opposition <i>State's Opposition to Defendant's Motion for Release of DNA Evidence Under Nevada Open Records Act</i>
12/29/2003	Motion (9:00 AM) Events: 12/16/2003 Motion <i>DEFT'S MTN FOR RELEASE OF DNA EVID UNDER NV OPEN RECORDS ACT/44</i> <i>Court Clerk: Sharon Coffman Reporter/Recorder: Shawna Craig Heard By: Gates, Lee A</i>
01/05/2004	Motion (9:00 AM) <i>DEFT'S MTN FOR RELEASE OF DNA EVID UNDER NV OPEN RECORDS ACT/44</i> <i>Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
01/05/2004	 Reply Filed by: Defendant Moraga, Roy D <i>Reply to State's Opposition to Defendant's Motion for Release of DNA Evidence Under Nevada Open Records Act</i>
01/07/2004	 Order <i>Order Denying Defendant's Motion for Release of DNA Evidence Under Nevada Open Records Act</i>









DEPARTMENT 6
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CASE NO. 89C092174

02/09/2004	 Request Filed by: Defendant Moraga, Roy D <i>Ex Parte Motion for Excess Fees</i>
02/11/2004	 Order Filed By: Defendant Moraga, Roy D <i>Order for Payment of Excess Fees</i>
02/17/2004	 Notice of Appeal
02/17/2004	 Brief Filed By: Defendant Moraga, Roy D <i>Supplemental Brief to States Opposition to Defendant's Motion for Release of DNA Evidence Under Nevada Open Records Act</i>
02/18/2004	 Case Appeal Statement
05/04/2004	 Reporters Transcript <i>Reporter's Transcript of November 13, 2002</i>
05/04/2004	 Reporters Transcript <i>Reporter's Transcript of January 5, 2004</i>
05/14/2004	 Reporters Transcript <i>Reporter's Transcript of May 11, 1998</i>
09/27/2004	 Writ of Mandamus <i>Extraordinary Writ of Mandamus</i>
09/27/2004	 Affidavit <i>Affidavit of Roy D. Moraga</i>
09/27/2004	 Supplement Filed by: Defendant Moraga, Roy D <i>Supplemental Act</i>
10/13/2004	Motion (9:00 AM) Events: 09/27/2004 Writ of Mandamus <i>DEFT'S PROPER MTN FOR EXTRAORDINARY WRIT/45 Court Clerk: Sharon Coffman</i> <i>Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
10/18/2004	 Motion <i>Motion and Order for Failure to Prosecute and Reinstate Motion to Vacate and/or Amend Judgment</i>
10/19/2004	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
11/01/2004	Motion (9:00 AM) Events: 10/18/2004 Motion <i>DEFT'S PROPER MTN FOR ORDER FOR FAILURE TO PROSECUTE/REINSTATE MTN TO VACATE/47 Court Clerk: Sharon Coffman Relief Clerk: Michelle Jones/mj</i> <i>Reporter/Recorder: Sonia Riley Heard By: Gates, Lee A</i>

DEPARTMENT 6
CASE SUMMARY
CASE NO. 89C092174












12/15/2004	 Response Filed by: Defendant Moraga, Roy D <i>State's Response to Extraordinary Writ of Mandamus</i>
01/05/2005	 Reply Filed by: Defendant Moraga, Roy D <i>Reply to State's Response to Extraordinary Writ of Mandamus and Motion to Dismiss</i>
01/31/2005	Hearing (9:00 AM) <i>ARGUMENT: DEFT MTN FOR EXTRAORDINARY WRIT Heard By: Lee Gates</i>
01/31/2005	Motion (9:00 AM) <i>DEFT'S PROPER MTN FOR ORDER FOR FAILURE TO PROSECUTE/REINSTATE MTN TO VACATE/47 Heard By: Lee Gates</i>
01/31/2005	All Pending Motions (9:00 AM) <i>ALL PENDING MOTIONS (1-31-05) Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
02/10/2005	 Case Appeal Statement
02/10/2005	 Notice of Appeal
02/10/2005	 Designation of Record on Appeal Filed By: Defendant Moraga, Roy D
03/30/2005	 Order Filed By: Defendant Moraga, Roy D
04/08/2005	 Notice of Entry of Order Filed By: Defendant Moraga, Roy D
05/02/2005	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
01/10/2006	 Motion <i>Motion for Leave to Proceed in Forma Pauperis and for Appointment of Counsel</i>
01/10/2006	 Petition for Writ of Habeas Corpus Filed by: Defendant Moraga, Roy D <i>Petition for Writ of Habeas Corpus (Post-Conviction)</i>
01/10/2006	 Certificate Filed By: Defendant Moraga, Roy D <i>Financial Certificate</i>
01/10/2006	 Affidavit in Support Filed By: Defendant Moraga, Roy D <i>Affidavit in Support of Motion for Leave to Proceed in Forma Pauperis and for Appointment of Counsel</i>
01/10/2006	 Affidavit Filed By: Defendant Moraga, Roy D <i>Affidavit of Petitioner</i>

DEPARTMENT 6
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01/12/2006	 Order for Petition for Writ of Habeas Corpus
01/19/2006	 Opposition <i>State's Opposition to Motion for Appointment of Counsel</i>
01/23/2006	Petition to Proceed in Forma Pauperis (9:00 AM) Events: 01/10/2006 Motion <i>DEFT'S PROPER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS AND FOR /49 Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
01/27/2006	 Order <i>Order Granting Defendant's Pro Per Motion for Leave to Proceed in Forma Pauperis and Order Denying Defendant's Pro Per Motion for Appointment of Counsel</i>
02/22/2006	 Motion <i>Motion and Order to Transport and Produce Inmate for Hearing</i>
02/22/2006	 Notice of Change of Address Filed By: Defendant Moraga, Roy D
02/27/2006	 Opposition <i>State's Opposition to Defendant's Motion for Transport</i>
02/27/2006	 Response <i>State's Response and Motion to Dismiss Petition for Writ of Habeas Corpus (Post-Conviction)</i>
03/22/2006	Motion (9:00 AM) Events: 02/22/2006 Motion <i>DEFT'S PROPER MTN AND ORDER TO TRANSPORT AND PRODUCE INMATE FOR /51 Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
03/22/2006	Hearing <i>STATUS CHECK: PETITION HEARING / ORDER TO TRANSPORT</i>
03/29/2006	Petition for Writ of Habeas Corpus (9:00 AM) Events: 01/12/2006 Order for Petition for Writ of Habeas Corpus <i>DEFT'S PTN FOR WRIT OF HABEAS CORPUS /50</i>
04/19/2006	Status Check (9:00 AM) Events: 03/22/2006 Hearing <i>STATUS CHECK: PETITION HEARING / ORDER TO TRANSPORT Court Clerk: Sharon Coffman/sc Relief Clerk: Phyllis Irby Reporter/Recorder: Jackie Nelson Heard By: Bonaventure, Joseph T.</i>
04/21/2006	 Order for Production of Inmate <i>Order for Production of Inmate Roy D. Moraga, BAC # 31584</i>
04/26/2006	Petition for Writ of Habeas Corpus (9:00 AM) <i>DEFT'S PTN FOR WRIT OF HABEAS CORPUS /50</i>
05/01/2006	Status Check (9:00 AM) <i>STATUS CHECK: PETITION HEARING / ORDER TO TRANSPORT Court Clerk: Sharon Coffman/sc Relief Clerk: Phyllis Irby Reporter/Recorder: Sonia Riley Heard By:</i>

DEPARTMENT 6
CASE SUMMARY
CASE NO. 89C092174

Gates, Lee A














05/05/2006	 Order for Production of Inmate <i>Order for Production of Inmate Roy D. Moraga, BAC # 31584</i>
05/24/2006	 Reply Filed by: Defendant Moraga, Roy D <i>Reply to State's Response and Opposition to Motion to Dismiss Petition for Writ of Habeas Corpus (Post-Conviction)</i>
05/31/2006	Status Check (9:00 AM) <i>STATUS CHECK: PETITION HEARING / ORDER TO TRANSPORT Court Clerk: Sharon Coffman/sc Relief Clerk: Phyllis Irby Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
05/31/2006	Conversion Case Event Type <i>ARGUMENT: PETITION FOR WRIT OF HABEAS CORPUS</i>
06/05/2006	 Order for Production of Inmate <i>Order for Production of Inmate Roy D. Moraga, BAC # 31584</i>
06/26/2006	Hearing (9:00 AM) Events: 05/31/2006 Conversion Case Event Type <i>ARGUMENT: PETITION FOR WRIT OF HABEAS CORPUS Court Clerk: Sharon Coffman/sc Relief Clerk: Phyllis Irby Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
07/06/2006	Minute Order (9:00 AM) <i>MINUTE ORDER RE: PETITION FOR WRIT OF HABEAS CORPUS Court Clerk: Connie Gleason Relief Clerk: Phyllis Irby/pi Heard By: Lee Gates</i>
07/06/2006	Hearing <i>MINUTE ORDER RE: PETITION FOR WRIT OF HABEAS CORPUS</i>
02/08/2007	 Finding of Fact and Conclusions of Law
02/13/2007	 Notice of Entry of Decision and Order
03/02/2007	 Notice of Appeal Filed By: Defendant Moraga, Roy D
03/02/2007	 Case Appeal Statement Filed By: Defendant Moraga, Roy D
03/05/2007	 Case Appeal Statement
03/05/2007	 Motion <i>Motion for Appointment of Counsel on Appeal</i>
03/12/2007	 Reporters Transcript <i>Reporter's Transcript of January 23, 2006</i>
03/12/2007	 Reporters Transcript <i>Reporter's Transcript of June 26, 2006</i>

DEPARTMENT 6
CASE SUMMARY
CASE NO. 89C092174
















03/16/2007	 Opposition <i>State's Opposition to Defendant's Motion for Appointment of Counsel</i>
03/19/2007	Motion (9:00 AM) Events: 03/05/2007 Motion <i>DEFT'S PROPER MTN FOR APPOINTMENT OF COUNSEL ON APPEAL/55 Court Clerk: Sharon Coffman Reporter/Recorder: Sonia Riley Heard By: Lee Gates</i>
03/23/2007	 Order <i>Order Denying Defendant's Motion for Appointment of Counsel</i>
09/13/2007	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
04/29/2011	 Order for Change of Venue <i>Order</i>
09/19/2011	 Notice of Change of Address
11/04/2011	 Supplemental Brief <i>Supplemental Brief In Support of The Petition for Writ of Habeas Corpus and Illegal Sentence Pursuant to NRS 126.555</i>
02/15/2012	 Motion <i>Motion for Judicial Action on Petition</i>
02/15/2012	 Ex Parte Motion <i>Ex Parte Motion for Appointment of Counsel</i>
02/15/2012	 Affidavit <i>Affidavit of Petitioner</i>
03/14/2012	 Notice of Motion
03/23/2012	 Response <i>Response to Defendant's Motion for Judicial Action and Opposition to Defendant's Motion to Appoint Counsel</i>
04/09/2012	 Motion <i>Motion for Enlargement of Time</i>
04/17/2012	 Opposition to Motion <i>State's Opposition to Defendant Motion for Enlargement of Time</i>
04/17/2012	 Opposition to Motion <i>State's Opposition to Defendant Motion for Enlargement of Time</i>
04/25/2012	 Status Check (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Further Proceedings (Deft's Pro per Mtn for Judicial Action on Petition, Exparte Mtn for Appointment of Counsel filed in A640265)</i>
05/16/2012	 Response

DEPARTMENT 6
CASE SUMMARY
CASE NO. 89C092174








Filed by: Plaintiff State of Nevada
State's Response and Motion to Dismiss Defendant's Petition for Writ of Habeas Corpus (Post-Conviction)

07/16/2012	Hearing (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>HEARING: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS</i>
07/16/2012	Motion (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>DEFT'S EXPARTE MOTION FOR APPOINTMENT OF COUNSEL</i>
07/16/2012	 All Pending Motions (8:30 AM) (Judicial Officer: Cadish, Elissa F.)
08/06/2012	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Reconsideration</i>
08/09/2012	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Reconsider</i>
08/13/2012	 Findings of Fact, Conclusions of Law and Order Filed By: Plaintiff State of Nevada
08/21/2012	 Notice of Entry Filed By: Plaintiff State of Nevada <i>Notice of Entry of Findings of Fact, Conclusions of Law and Order</i>
08/27/2012	 Motion (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Events: 08/06/2012 Motion <i>Motion for Reconsideration</i>
08/28/2012	 Reply to Opposition Filed by: Defendant Moraga, Roy D <i>Reply to State's Opposition to Petitioner's Motion for Reconsideration</i>
08/28/2012	 Request Filed by: Defendant Moraga, Roy D <i>Request to File Exhibit 1</i>
09/17/2012	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D <i>Notice of Appeal</i>
09/18/2012	 Case Appeal Statement Filed By: Defendant Moraga, Roy D
10/05/2012	 Order Denying Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Motion to Reconsider</i>
08/14/2013	 Petition for Writ of Habeas Corpus Filed by: Defendant Moraga, Roy D
08/14/2013	 Memorandum of Points and Authorities

DEPARTMENT 6
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	Filed By: Defendant Moraga, Roy D <i>Petition for writ of habeas corpus post-conviction</i>
08/14/2013	 Motion for Appointment of Attorney Filed By: Defendant Moraga, Roy D
08/14/2013	 Application to Proceed in Forma Pauperis Filed By: Defendant Moraga, Roy D
08/26/2013	 Order for Petition for Writ of Habeas Corpus
09/19/2013	 Response Filed by: Plaintiff State of Nevada <i>Response to Defendant's Petition for Writ of Habeas Corpus (Post-Conviction) and Motion for Appointment of Counsel</i>
09/27/2013	 Notice of Change of Hearing
10/21/2013	 Petition for Writ of Habeas Corpus (8:30 AM) (Judicial Officer: Cadish, Elissa F.) Events: 08/26/2013 Order for Petition for Writ of Habeas Corpus
10/30/2013	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed; Rehearing Denied</i>
12/04/2013	 Finding of Fact and Conclusions of Law Filed By: Plaintiff State of Nevada <i>Findings of Fact, Conclusions of Law and Order</i>
12/09/2013	 Notice of Entry Filed By: Plaintiff State of Nevada <i>Notice of Entry of Findings of Fact, Conclusions of Law and Order</i>
12/16/2013	 Notice of Appeal (criminal)
12/17/2013	 Case Appeal Statement Filed By: Defendant Moraga, Roy D <i>Case Appeal Statement</i>
01/08/2014	 Petition Filed by: Defendant Moraga, Roy D <i>Postconviction Petition Requesting a Genetic Marker Analysis of Evidence within the Possession or Custody of the State of Nevada (NRS 176.0918)</i>
01/08/2014	 Declaration Filed By: Defendant Moraga, Roy D <i>Declaration of Roy D. Moraga</i>
01/08/2014	 Application to Proceed in Forma Pauperis Filed By: Defendant Moraga, Roy D
01/08/2014	 Certificate Filed By: Defendant Moraga, Roy D <i>Certificate of Inmate's Institutional Account</i>

DEPARTMENT 6
CASE SUMMARY
CASE NO. 89C092174

01/08/2014	 Motion for Appointment of Attorney Filed By: Defendant Moraga, Roy D <i>Motion for Appointment of Counsel</i>
01/17/2014	 Minute Order (3:00 AM) (Judicial Officer: Cadish, Elissa F.) <i>Minute Order Re: Post-Conviction Petition requesting genetic marker testing pursuant to NRS 176.0918.</i>
01/17/2014	 Application to Proceed in Forma Pauperis Filed By: Defendant Moraga, Roy D
01/21/2014	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Appointment of Counsel</i>
01/21/2014	 Certificate Filed By: Defendant Moraga, Roy D <i>Certificate of Inmate's Institutional Account</i>
01/21/2014	 Motion Filed By: Defendant Moraga, Roy D <i>Motion for Correction of Illegal Sentence</i>
01/31/2014	 Notice of Appeal (criminal) Party: Defendant Moraga, Roy D
02/12/2014	Motion to Correct Sentence (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Defendant's Motion for Correction of Illegal Sentence</i>
02/12/2014	Motion for Appointment of Attorney (8:30 AM) (Judicial Officer: Cadish, Elissa F.) <i>Defendant's Motion for Appointment of Counsel</i>

DATE	FINANCIAL INFORMATION	
	Defendant Moraga, Roy D	
	Total Charges	8.00
	Total Payments and Credits	8.00
	Balance Due as of 02/03/2014	0.00

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 25, 2012

89C092174

The State of Nevada vs Roy D Moraga

April 25, 2012

8:30 AM

Status Check

HEARD BY: Cadish, Elissa F.

COURTROOM: RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES**PRESENT:**Ferreira, Amy L.
State of NevadaAttorney
Plaintiff

JOURNAL ENTRIES

- Court stated findings noting after the change of venue the Deft's case was calendared in Department V on a civil calendar in error, and was then recalendared in Department VI and ORDERED, Deft's Pro Per Motion for Judicial action GRANTED; matter set for hearing regarding the Deft's Petition For Writ Of Habeas Corpus; state's response to be filed by June 13th; Deft's Motion For Appointment Of Counsel CONTINUED.

NDC

7-16-12 HEARING: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS...DEFT'S EXPARTE MOTION FOR APPOINTMENT OF COUNSEL

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584, Love Lock Correctional Center, 1200 Prison Road, Love Lock NV. 89419

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 16, 2012**

89C092174

The State of Nevada vs Roy D Moraga

July 16, 2012**8:30 AM****All Pending Motions****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**Rinetti, Dena I.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- HEARING: DEFT'S PETITION FOR WRIT OF HABEAS CORPUS...DEFT'S EXPARTE MOTION FOR APPOINTMENT OF COUNSEL

In the absence of the Deft., Court advised there will not be any argument. Court stated findings and ORDERED, Deft's Petition For Writ of Habeas Corpus and Exparte Motion For Appointment of counsel DENIED.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584, Ely State Prison, POB 1989, Ely Nv., 89301

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 27, 2012

89C092174

The State of Nevada vs Roy D Moraga

August 27, 2012

8:30 AM

Motion

HEARD BY: Cadish, Elissa F.

COURTROOM: RJC Courtroom 15B

COURT CLERK: Keith Reed

RECORDER: Jessica Kirkpatrick

REPORTER:

PARTIES**PRESENT:**Rinetti, Dena I.
State of NevadaAttorney
Plaintiff

JOURNAL ENTRIES

- In the absence of the Deft., Court noted there will not be any argument. Court stated findings noting the Deft. is seeking reconsideration of the ruling of July 16th due to his absence and ORDERED, Deft's Pro Se Motion For Reconsideration DENIED; there was no argument in the Deft's absence, and no basis for reconsideration.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584. Love Lock Correctional Center, 1200 Prison Road, Love Lock Nv. 89419

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****October 21, 2013**

89C092174

The State of Nevada vs Roy D Moraga

October 21, 2013**8:30 AM****Petition for Writ of Habeas
Corpus****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:** Jessica Kirkpatrick**REPORTER:****PARTIES****PRESENT:**State of Nevada
Wiborg, Erika L.Plaintiff
Attorney**JOURNAL ENTRIES**

- In the absence of the Deft., Court stated there will not be any argument. Court stated findings noting the petition is untimely, successive, no good cause has been shown for the procedural defaults, there is no showing in evidence of actual innocence, the sentence is not illegal and ORDERED, Deft's Pro Se Petition For Writ of Habeas Corpus DENIED. FURTHER ORDERED, due to the ruling of the Court, Defendant's request for counsel is DENIED; State to prepare the order.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy Moraga #31584, Love Lock Correctional Center, 1200 Prison Road, Love Lock Nv. 89419

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****January 17, 2014**

89C092174

The State of Nevada vs Roy D Moraga

January 17, 2014**3:00 AM****Minute Order****HEARD BY:** Cadish, Elissa F.**COURTROOM:** RJC Courtroom 15B**COURT CLERK:** Keith Reed**RECORDER:****REPORTER:****PARTIES****PRESENT:****JOURNAL ENTRIES**

- Petitioner submitted a Post-Conviction Petition requesting genetic marker testing pursuant to NRS 176.0918. Defendant does not meet the requirements of NRS 176.0918(3)(b) because there does not exist a reasonable possibility that Petitioner would not have been convicted if exculpatory results had been obtained. Additionally, Petitioner previously raised the issue of DNA testing by filing a Motion for Release of DNA Evidence Under Nevada Open Records Act on December 16, 2003. On January 5, 2004, the court DENIED the motion on the merits because the Petitioner admitted during trial that he had consensual sex with the victim. As this issue has previously been decided on the merits, instant Petition is barred by the law of the case.

NDC

CLERK'S NOTE: The above minute order has been distributed to: Roy D. Moraga #31584, Love Lock Correctional Center, 1200 Prison Road, Love Lock Nv. 89419



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

ROY D. MORAGA #31584
1200 PRISON ROAD
LOVELOCK, NV 89419

DATE: February 3, 2014
CASE: C092174

RE CASE: STATE OF NEVADA vs. ROY D. MORAGA

NOTICE OF APPEAL FILED: January 31, 2014

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

- ☐ Case Appeal Statement
- NRAP 3 (a)(1), Form 2
- ☒ Order
- ☒ Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. The district court clerk shall apprise appellant of the deficiencies in writing, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT
DOCKET ENTRIES; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

ROY D. MORAGA,

Defendant(s).

Case No: C092174
Dept No: VI

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 3 day of February 2014.

Steven D. Grierson, Clerk of the Court



Teodora Jones, Deputy Clerk