

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

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Elizabeth A. Brown
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BRENDAN DUNCKLEY,

Petitioner,

vs.

**THE STATE OF NEVADA,
ROBERT LEGRAND,**

Respondent.

Sup. Ct. Case No. 73095

Case No. CR07-1728

Dept. 4

RECORD ON APPEAL

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CASE HISTORY

CERTIFICATE OF CLERK

APPELLANT

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Lovelock, Nevada 89419

RESPONDENT

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 SCN 73095
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 BRENDAN DUNCKLEY vs STATE OF NEVADA, ROBERT LEGRAND
 Date: AUGUST 31, 2017

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**SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE**

Case History - CR07-1728

DEPT. D4

HON. CONNIE J. STEINHEIMER

Report Date & Time

8/31/2017

3:27:23PM

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)

Case ID: CR07-1728

Case Type: CRIMINAL

Initial Filing Date: 7/3/2007

Parties

PNP	Div. of Parole & Probation - DPNP
APPE	BRENDAN DUNCKLEY - @102844
RESP	STATE OF NEVADA - STATE
PLTF	STATE OF NEVADA - STATE
DA	Joseph R. Plater, III, Esq. - 2771
DA	Terrence P. McCarthy, Esq. - 2745
DEFT	BRENDAN DUNCKLEY - @102844

Charges

<i>Charge No.</i>	<i>Charge Code</i>	<i>Charge Date</i>	<i>Charge Description</i>
1	F650	2/28/2008	AI LEWDNESS WITH A CHILD UNDER THE AGE OF FOURTEEN YEARS
2	F60	2/28/2008	AI ATTEMPTED SEXUAL ASSAULT

Plea Information

<i>Charge No.</i>	<i>Plea Code</i>	<i>Plea Date</i>	<i>Plea Description</i>
2	F60	3/6/2008	PLED GUILTY
1	F650	3/6/2008	PLED GUILTY
3	NC01		
4	NC01		

Sentences

<i>Date</i>	<i>Charge No.</i>	<i>Charge Desc</i>	<i>Time Served</i>	<i>Sentence Text</i>
8/5/2008	1	Life With Poss of Parole	NSP - LIFE MAX; 10 YEARS MIN; LIFETIME SUPERVISION; FEES; DNA TESTING	
8/5/2008	2	Nevada State Prison	NSP - 120 MOS MAX; 24 MOS MIN; TO BE SERVED CONCURRENTLY WITH CT 1; LIFETIME SUPERVISION	

Release Information

Custody Status

3/6/2008	BAIL - BOND	ALCOHOL OR CONTROLLED SUBSTANCES
3/6/2008	BAIL - BOND	WITH COURT SERVICES SUPERVISION S.C. 1. CHECK-INS AT LEAST 1XPER WEEK; 2. NO

Hearings

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
1 D4	ARRAIGNMENT	7/17/2007	09:00:00	7/17/2007

Event Extra Text:

Disposition:
D725 7/17/2007
INFORMATION

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)**Case ID: CR07-1728 Case Type: CRIMINAL Initial Filing Date: 7/3/2007**

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
2 D4	PRE-TRIAL MOTIONS	10/19/2007	09:00:00	10/19/2007

Event Extra Text:

Disposition:
D870 10/19/2007

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
3 D4	MOTION TO CONFIRM TRIAL	3/4/2008	09:00:00	3/3/2008

Event Extra Text:

Disposition:
D844 3/3/2008

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
4 D4	MOTION TO CONFIRM TRIAL	3/6/2008	09:00:00	3/6/2008

Event Extra Text:

Disposition:
D655 3/6/2008
COUNTS I AND II OF THE AMENDED INFORMATION
TRIAL DATE VACATED
CT ORDERED CT SERVICES SUPERVISION TO DEFENDANT'S
BAIL RELEASE S.C. 1. CHECK-INS AT LEAST 1XPER WEEK;
2. NO ALCOHOL OR CONTROLLED SUBSTANCES

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
5 D4	MOTION TO CONFIRM TRIAL	3/13/2008	09:00:00	9/26/2007

Event Extra Text:

Disposition:
D844 9/26/2007
RESET FOR 3/18/07

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
6 D4	MOTION TO CONFIRM TRIAL	3/18/2008	09:00:00	10/8/2007

Event Extra Text:

Disposition:
D844 10/8/2007
RESET TO 3/4/07

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
7 D4	TRIAL - JURY	3/24/2008	10:00:00	3/6/2008

Event Extra Text: (5 DAYS)

Disposition:
D845 3/6/2008

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
8 D4	SENTENCING	8/5/2008	09:00:00	8/5/2008

Event Extra Text:

Disposition:
D765 8/5/2008

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
9 D4	Request for Submission	10/5/2009	16:44:00	10/23/2009

Event Extra Text: MOTION FOR WITHDRAWAL OF ATTORNEY OF RECORD AND TRANSFER OF RECORDS

Disposition:
S200 10/23/2009

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)

Case ID: CR07-1728 Case Type: CRIMINAL Initial Filing Date: 7/3/2007

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
10 D4	Request for Submission	11/25/2009	11:25:00	2/10/2010
Event Extra Text: DEFENDANT'S MOTION FOR MODIFICATION OF SENTENCE		Disposition: S200 2/10/2010		

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
11 D4	Tickle Start Code	11/25/2009	07:00:00	11/25/2009
Event Extra Text: HAS MOTION FOR MODIFICATION OF SENTENCE BEEN SUBMITTED		Disposition: T200 11/25/2009		

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
12 D4	Request for Submission	2/23/2010	10:50:00	4/12/2010
Event Extra Text: MOTION FOR MODIFICATION OF SENTENCE		Disposition: S200 4/12/2010		

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
13 D4	Request for Submission	3/24/2010	09:00:00	4/23/2010
Event Extra Text: MOTION		Disposition: S200 4/23/2010		

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
14 D4	Request for Submission	6/17/2010	13:46:00	7/8/2010
Event Extra Text: MOTION FOR WITHDRAWAL OF GUILTY PLEA & SUPPLEMENTAL OF MOTION FOR WITHDRAWAL OF GUILTY PLEA		Disposition: S200 7/8/2010		

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
15 D4	Request for Submission	9/21/2010	16:29:00	10/15/2010
Event Extra Text: MOTION TO SUBMIT MOTION TO WITHDRAW GUILTY PLEA AND ALSO DEFENDANT'S SUPPLEMENTAL MOTION TO WITHDRAW GUILTY PLEA		Disposition: S200 10/15/2010		

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
16 D4	Tickle Start Code	11/10/2010	07:00:00	11/10/2010
Event Extra Text: HAS STATE FILED A RESPONSE TO THE MOTION TO WITHDRAW PLEA AND SUPPLEMENTAL MOTION		Disposition: T200 11/10/2010		

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
17 D4	Request for Submission	11/12/2010	14:48:00	12/6/2010
Event Extra Text: MOTION TO WITHDRAW PLEA AND SUPPLEMENTAL MOTION		Disposition: S200 12/6/2010		

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)**Case ID: CR07-1728****Case Type: CRIMINAL****Initial Filing Date: 7/3/2007**

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
18	D4 Request for Submission	11/17/2010	15:00:00	1/7/2011
Event Extra Text: MOTION TO WITHDRAW DEFENDANT'S GUILTY PLEA MEMORANDUM, SUPPLEMENTAL TO MOTION TO WITHDRAW GUILTY PLEA, AND SUPPLEMENT IN CONSIDERATION OF MOTION TO WITHDRAW GUILTY GUILTY PLEA		Disposition: S200 1/7/2011 PARTIES TO SET FOR ORAL ARGUMENTS W/IN 15 DAYS		
19	D4 Tickle Start Code	1/27/2011	07:00:00	1/24/2011
Event Extra Text: HAVE ORAL ARGUMENTS ON THE MOTION TO WITHDRAW GUILTY PLEA BEEN SET?		Disposition: T200 1/24/2011		
20	D4 ORAL ARGUMENTS	4/22/2011	09:01:00	3/11/2011
Event Extra Text: ON MOTION FOR WITHDRAWAL OF GUILTY PLEA		Disposition: D875 3/11/2011		
21	D4 Request for Submission	5/9/2011	15:00:00	5/31/2011
Event Extra Text: MOTION TO WITHDRAW GUILTY PLEA MEMO AND ALL SUUPLEMENTAL MOVING PAPERS ASSOCIATED WITH THE ORIGINAL MOTION FILED 3-3-10		Disposition: S200 5/31/2011		
22	D4 ORAL ARGUMENTS	6/3/2011	09:00:00	6/3/2011
Event Extra Text: ON MOTION FOR WITHDRAWAL OF GUILTY PLEA		Disposition: D840 6/3/2011		
23	D4 Request for Submission	6/3/2011	09:00:00	8/10/2011
Event Extra Text: - MOTION FOR WITHDRAWAL OF GUILTY PLEA TAKEN UNDER ADVISEMENT AFTER ORAL ARGUMENTS		Disposition: S200 8/10/2011		
24	D4 CONFERENCE CALL	8/12/2011	09:30:00	8/12/2011
Event Extra Text: RENDER DECISION ON MOTION TO WITHDRAW PLEA AND PETITION FOR WRIT OF HABEAS CORPUS		Disposition: D355 8/12/2011 COURT DENIED DEFT'S MTN TO W/DRAW PLEA; FOUND THAT THE PLEA WAS KNOWINGLY MADE. COURT FURTHER DENIED THE PETITION FOR WRIT OF HABEAS; FOUND THAT COUNSEL WAS NOT INEFFECTIVE, AND THERE WAS NO PROSECUTORIAL MISCONDUCT.		

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)

Case ID: CR07-1728 Case Type: CRIMINAL Initial Filing Date: 7/3/2007

Department	Event Description	Sched. Date & Time	Disposed Date
25 D4	Request for Submission	1/18/2017 15:29:00	2/15/2017
Event Extra Text: MOTION TO GRANT PETITIONER'S UNOPPOSED WRIT FOR HABEAS CORPUS TO EXHAUST STATE CLAIMS (NRS 34.480 AND NRS 34.500(2)(9)) (NO ORDER)		Disposition: S200 2/15/2017 ORDER SETTING EVIDENTIARY HEARING SET	

Department	Event Description	Sched. Date & Time	Disposed Date
26 D4	Tickle Start Code	2/6/2017 07:00:00	2/6/2017
Event Extra Text: - STATUS?		Disposition: T200 2/6/2017	

Department	Event Description	Sched. Date & Time	Disposed Date
27 D4	Request for Submission	3/14/2017 10:14:00	3/28/2017
Event Extra Text: MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) (PAPER ORDER NOT PROVIDED)		Disposition: S200 3/28/2017 ORAL ARGUMENTS ON MOTION TO DISMISS SET SAME DATE AS EVIDENTIARY HEARING ON PETITION	

Department	Event Description	Sched. Date & Time	Disposed Date
28 D4	EVIDENTIARY HEARING	4/27/2017 15:00:00	4/27/2017
Event Extra Text: ON PETITION FOR HABEAS CORPUS TO EXHAUST STATE CLAIMS AND ORAL ARGUMENTS ON THE MOTION TO DISMISS PETITION		Disposition: D435 4/27/2017 MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS GRANTED - STATE TO PREPARE ORDER EVIDENTIARY HEARING ON THE PETITION DID NOT PROCEED BASED ON THE DISMISSAL	

Department	Event Description	Sched. Date & Time	Disposed Date
29 D4	Tickle Start Code	6/6/2017 07:00:00	6/6/2017
Event Extra Text: - HAS STATE SUBMITTED ORDER GRANTING MOTION TO DISMISS PETITION?		Disposition: T200 6/6/2017	

Agency Cross Reference

Code	Agency Description	Case Reference I.D.
DA	District Attorney's Office	DA373085
PC	PCN number	PCNRPD0726524C
PC	PCN number	PCNRPD0726517C
RJ	Reno Justice's Court	RCR2007033884
RP	Reno Police Department	RP05034027
RP	Reno Police Department	RP07009446
SC	Supreme Court	SCN 52383
SC	Supreme Court	SCN 55545
SC	Supreme Court	SCN 59957
SC	Supreme Court	SCN 73095

Actions

Action Entry Date	Code	Code Description	Text
7/3/2007	1250	Application for Setting	7/17/07 @ 9:00 a.m.
7/3/2007	1491	Pretrl Srvc Assessment Report	
7/12/2007	1800	Information	

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)

Case ID:	CR07-1728	Case Type:	CRIMINAL	Initial Filing Date:	7/3/2007
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7/17/2007	1280	** 60 Day Rule - Waived	
7/17/2007	MIN	***Minutes	CRIMINAL PROGRESS SHEET
7/18/2007	MIN	***Minutes	Transaction 7032 - Approved By: NOREVIEW : 07-18-2007:11:54:22
7/19/2007	3700	Proceedings	
7/20/2007	3696	Pre-Trial Order	
7/24/2007	BAIL	**Bailbond Posted	
7/24/2007	BAIL	**Bailbond Posted	
8/16/2007	4185	Transcript	07/17/07 - ARRAIGNMENT
9/26/2007	1250	Application for Setting	MOTION TO CONFIRM TRIAL
10/8/2007	1250	Application for Setting	MOTION TO CONFIRM TRIAL
10/19/2007	3980	Stip and Order...	VACATING HEARING
2/4/2008	2490	Motion ...	MOTION TO ALLOW LEAVE TO FILE A BELATED NOTICE OF INTENT TO SEEK ADMISSION OF OTHER BA
2/4/2008	2610	Notice ...	NOTICE OF INTENT TO SEEK ADMISSION OF OTHER ACTS EVIDENCE FOR PURPOSES OF REBUTTAL
2/25/2008	3839	Request Agree Ord Recp Discv	
2/28/2008	1095	Amended Information	
3/3/2008	4025	Stip & Ord to Continue	3/4/08 MOTION TO CONFIRM TRIAL CONTINUED TO 3/6/08 AT 9:00 A.M.
3/6/2008	1785	Guilty Plea Memo/Agreement	
4/2/2008	4185	Transcript	MOTION TO CONFIRM TRIAL - MARCH 6, 2008 - Transaction 172843 - Approved By: TPRINCE : 04-02-2008:
6/26/2008	MIN	***Minutes	MOTION TO CONFIRM TRIAL DATE/ARRAIGNMENT ON AMENDED INFORMATION - 3/6/08 - Transaction 26
8/5/2008	4500	PSI - Confidential	* SEALED *
8/5/2008	1695	** Exhibit(s) ...	A & B ADMITTED
8/5/2008	2528	Not/Doc/Rc'd/Not/Cons/by Crt	NOTICE OF DOCUMENT RECEIVED BUT NOT CONSIDERED BY THE COURT
8/11/2008	1850	Judgment of Conviction	
9/5/2008	4185	Transcript	TRANSCRIPT OF PROCEEDINGS SENTENCING - Transaction 354459 - Approved By: NDELGADO : 09-08-20
9/8/2008	2515	Notice of Appeal Supreme Court	
9/9/2008	1310	Case Appeal Statement	
9/10/2008	1350	Certificate of Clerk	
9/10/2008	1365	Certificate of Transmittal	
9/15/2008	1188	Supreme Court Receipt for Doc	SUPREME COURT CASE NO. 52383
9/15/2008	1187	**Supreme Court Case No. ...	SUPREME COURT CASE NO. 52383
9/16/2008	MIN	***Minutes	SENTENCING - 8/5/08 - Transaction 366951 - Approved By: NOREVIEW : 09-16-2008:11:34:28
9/17/2008	EXON	**Cash Bail/Bond Exonerated	SLIP SENT ON 11/3/2008
9/17/2008	EXON	**Cash Bail/Bond Exonerated	SLIP SENT ON 11/3/2008
10/6/2008	4133	Supreme Court Notice	SUPREME COURT CASE NO. 52383
10/13/2008	3868	Req to Crt Rptr - Rough Draft	REQUEST FOR ROUGH DRAFT TRANSCRIPT
5/11/2009	4134	Supreme Court Order Affirming	SUPREME COURT CASE NO. 52383
6/3/2009	4145	Supreme Court Remittitur	SUPREME COURT CASE NO. 52383
6/3/2009	4111	Supreme Ct Clk's Cert & Judg	SUPREME COURT CASE NO. 52383
6/3/2009	4134	Supreme Court Order Affirming	SUPREME COURT CASE NO. 52383

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)

Case ID:	CR07-1728	Case Type:	CRIMINAL	Initial Filing Date:	7/3/2007
7/7/2009	2490	Motion ...	MOTION FOR WITHDRAWAL OF ATTORNEY OF RECORD AND TRANSFER OF RECORDS: BRENDAN DUNCKLEY		
7/7/2009	1075	Affidavit ...	AFFIDAVIT IN SUPPORT OF MOTION FOR WITHDRAWAL OF ATTORNEY OF RECORD AND TRANSFER OF RECORDS: BRENDAN DUNCKLEY		
7/8/2009	2380	Mtn to Modify ...	MOTION FOR MODIFICATION OF SENTENCE		
7/23/2009	3880	Response...	RESPONSE TO DEFENDANT'S NOTICE AND MOTION FOR WITHDRAWAL OF ATTORNEY OF RECORD AND TRANSFER OF RECORDS: BRENDAN DUNCKLEY		
7/23/2009	2590	Notice Withdrawal of Attorney	DAVID O'MARA, ESQ - BRENDAN DUNCKLEY - Transaction 920655 - Approved By: ASMITH : 07-23-2009:16:25		
9/30/2009	3860	Request for Submission	DOCUMENT TITLE: MOTION FOR WITHDRAWAL OF ATTORNEY OF RECORD AND TRANSFER OF RECORDS: BRENDAN DUNCKLEY		
9/30/2009	1325	** Case Reopened			
10/23/2009	S200	Request for Submission Completed			
10/23/2009	1315	** Case Closed			
10/23/2009	NEF	Proof of Electronic Service	Transaction 1117929 - Approved By: NOREVIEW : 10-23-2009:12:02:25		
10/23/2009	3025	Ord Granting/Denying in Part	GRANTING MOTION FOR WITHDRAWAL OF COUNSEL OF RECORD (DAVID O'MARA, ESQ.) AND DENYING MOTION FOR WITHDRAWAL OF ATTORNEY OF RECORD AND TRANSFER OF RECORDS: BRENDAN DUNCKLEY		
10/27/2009	3370	Order ...	STATE HAS 10 DAYS TO RESPOND TO THE MOTION FOR MODIFICATION OF SENTENCE OR THE COURT WILL GRANT THE MOTION FOR MODIFICATION OF SENTENCE		
10/27/2009	1325	** Case Reopened			
10/27/2009	NEF	Proof of Electronic Service	Transaction 1122194 - Approved By: NOREVIEW : 10-27-2009:08:44:11		
11/4/2009	2645	Opposition to Mtn ...	OPPOSITION TO MOTION FOR MODIFICATION OF SENTENCE - Transaction 1135098 - Approved By: ASMITH : 11-04-2009:10:42:48		
11/4/2009	NEF	Proof of Electronic Service	Transaction 1135130 - Approved By: NOREVIEW : 11-04-2009:10:42:48		
11/13/2009	3880	Response...	RESPONSE TO STATE'S OPPOSITION TO MOTION FOR MODIFICATION OF SENTENCE		
11/25/2009	3860	Request for Submission	DEFENDANT'S MOTION FOR MODIFICATION OF SENTENCE - Transaction 1174781 - Approved By: AZION : 11-25-2009:11:27:13		
11/25/2009	2490	Motion ...	MOTION FOR JUDGMENT IN THE INTEREST OF JUSTICE		
11/25/2009	NEF	Proof of Electronic Service	Transaction 1175017 - Approved By: NOREVIEW : 11-25-2009:11:27:13		
11/25/2009	T200	Tickle End Code			
2/10/2010	2842	Ord Denying Motion	ORDER DENYING MOTION FOR MODIFICATION OF SENTENCE - Transaction 1313307 - Approved By: NORREVIEW : 02-10-2010:11:01:36		
2/10/2010	S200	Request for Submission Completed			
2/10/2010	NEF	Proof of Electronic Service	Transaction 1313386 - Approved By: NOREVIEW : 02-10-2010:11:01:36		
2/17/2010	3860	Request for Submission	DOCUMENT TITLE: MOTION FOR MODIFICATION OF SENTENCE		
2/17/2010	1360	Certificate of Service			
3/1/2010	2515	Notice of Appeal Supreme Court			
3/1/2010	1310E	Case Appeal Statement	Transaction 1351033 - Approved By: NOREVIEW : 03-01-2010:17:02:45		
3/1/2010	NEF	Proof of Electronic Service	Transaction 1351254 - Approved By: NOREVIEW : 03-01-2010:17:19:48		
3/2/2010	1365	Certificate of Transmittal	Transaction 1351299 - Approved By: NOREVIEW : 03-02-2010:07:23:57		
3/2/2010	1350	Certificate of Clerk	Transaction 1351299 - Approved By: NOREVIEW : 03-02-2010:07:23:57		
3/2/2010	NEF	Proof of Electronic Service	Transaction 1351300 - Approved By: NOREVIEW : 03-02-2010:07:24:32		
3/2/2010	NEF	Proof of Electronic Service	Transaction 1353290 - Approved By: NOREVIEW : 03-02-2010:13:46:26		
3/2/2010	4109	Supreme Ct Accept - eFile Doc	SUPREME COURT CASE NUMBER 55545 - Transaction 1353277 - Approved By: NOREVIEW : 03-02-2010:13:46:26		
3/3/2010	2490	Motion ...	MOTION FOR WITHDRAWAL OF GUILTY PLEA		
3/4/2010	1188	Supreme Court Receipt for Doc	SUPREME COURT CASE NO. 55545 / RECEIPT FOR DOCUMENTS - Transaction 1356985 - Approved By: NORREVIEW : 03-04-2010:09:39:12		
3/4/2010	NEF	Proof of Electronic Service	Transaction 1357002 - Approved By: NOREVIEW : 03-04-2010:09:39:12		
3/4/2010	4105	Supplemental ...	SUPPLEMENT TO MOTION TO WITHDRAW GUILTY PLEA		
3/18/2010	4126	Supreme Ct Order Directing...	SUPREME COURT CASE NO. 55545 / ORDER DIRECTING TRANSMISSION OF RECORD - Transaction 1382000 - Approved By: NOREVIEW : 03-18-2010:10:42:48		

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)

Case ID:	CR07-1728	Case Type:	CRIMINAL	Initial Filing Date:	7/3/2007
3/18/2010	NEF	Proof of Electronic Service	Transaction 1382940 - Approved By: NOREVIEW : 03-18-2010:13:34:54		
3/22/2010	1325	** Case Reopened			
3/22/2010	3860	Request for Submission	DOCUMENT TITLE: MOTION		
4/12/2010	3370	Order ...	MOTION FOR MODIFICATION OF SENTENCIN SHALL NOT BE CONSIDERED AGAIN AND THE DECISION F		
4/12/2010	S200	Request for Submission Complet			
4/12/2010	NEF	Proof of Electronic Service	Transaction 1424446 - Approved By: NOREVIEW : 04-12-2010:09:29:27		
4/23/2010	NEF	Proof of Electronic Service	Transaction 1449089 - Approved By: NOREVIEW : 04-23-2010:16:18:12		
4/23/2010	3370	Order ...	DECISION ON MOTION TO WITHDRAW GUILTY PLEA IS STAYED PENDING OUTCOME OF APPEAL TO TH		
4/23/2010	S200	Request for Submission Complet			
6/9/2010	4109	Supreme Ct Accept - eFile Doc	SUPREME COURT CASE NUMBER 55545 - RECORD ON APPEAL - VOLUME 1 - Transaction 1533249 - Appi		
6/9/2010	4109	Supreme Ct Accept - eFile Doc	SUPREME COURT CASE NUMBER 55545 - RECORD ON APPEAL - VOLUME 2 - Transaction 1533249 - Appi		
6/9/2010	4109	Supreme Ct Accept - eFile Doc	SUPREME COURT CASE NUMBER 55545 - RECORD ON APPEAL - VOLUME 3 - Transaction 1533249 - Appi		
6/9/2010	4109	Supreme Ct Accept - eFile Doc	SUPREME COURT CASE NUMBER 55545 - RECORD ON APPEAL - VOLUME 5 - Transaction 1533249 - Appi		
6/9/2010	4109	Supreme Ct Accept - eFile Doc	SUPREME COURT CASE NUMBER 55545 - RECORD ON APPEAL - VOLUME 6 - Transaction 1533249 - Appi		
6/9/2010	NEF	Proof of Electronic Service	Transaction 1532293 - Approved By: NOREVIEW : 06-09-2010:11:43:46		
6/9/2010	1365	Certificate of Transmittal	RECORD ON APPEAL - Transaction 1532288 - Approved By: NOREVIEW : 06-09-2010:11:42:23		
6/9/2010	1350	Certificate of Clerk	RECORD ON APPEAL - Transaction 1532288 - Approved By: NOREVIEW : 06-09-2010:11:42:23		
6/9/2010	4109	Supreme Ct Accept - eFile Doc	SUPREME COURT CASE NUMBER 55545 - RECORD ON APPEAL - VOLUME 7 - Transaction 1533249 - Appi		
6/9/2010	NEF	Proof of Electronic Service	Transaction 1533268 - Approved By: NOREVIEW : 06-09-2010:14:22:08		
6/16/2010	NEF	Proof of Electronic Service	Transaction 1546208 - Approved By: NOREVIEW : 06-16-2010:13:04:24		
6/16/2010	1188	Supreme Court Receipt for Doc	SUPREME COURT CASE NO. 55545 / RECEIPT FOR DOCUMENTS - Transaction 1546203 - Approved By: NOREVIEW : 06-16-2010:13:04:24		
6/17/2010	3860	Request for Submission	DOCUMENT TITLE: MOTION FOR WITHDRAWAL OF GUILTY PLEA & SUPPLEMENTAL OF MOTION FOR W		
7/8/2010	NEF	Proof of Electronic Service	Transaction 1587706 - Approved By: NOREVIEW : 07-08-2010:13:57:48		
7/8/2010	3370	Order ...	ORDER (RE: MOTION TO WITHDRAW GUILTY PLEA STAYED PENDING OUTCOME OF APPEAL TO THE SL		
7/8/2010	S200	Request for Submission Complet			
7/14/2010	4105	Supplemental ...			
9/16/2010	4134	Supreme Court Order Affirming	SUPREME COURT CASE NO. 55545/ORDER OF AFFIRMANCE - Transaction 1721484 - Approved By: NOREVIEW : 09-16-2010:09:05:29		
9/16/2010	NEF	Proof of Electronic Service	Transaction 1721654 - Approved By: NOREVIEW : 09-16-2010:09:05:29		
9/21/2010	3860	Request for Submission	MOTION TO SUBMIT MOTION TO WITHDRAW GUILTY PLEA AND ALSO DEFENDANT'S SUPPLEMENTAL M		
9/21/2010	NEF	Proof of Electronic Service	Transaction 1733200 - Approved By: NOREVIEW : 09-21-2010:16:07:47		
10/15/2010	S200	Request for Submission Complet			
10/15/2010	3370	Order ...	STATE SHALL FILE A RESPON TO THE MOTION TO WITHDRAW PLEA AND SUPPLEMENTAL MOTION W/		
10/15/2010	NEF	Proof of Electronic Service	Transaction 1785971 - Approved By: NOREVIEW : 10-15-2010:16:07:11		
10/15/2010	4145	Supreme Court Remittitur	SUPREME COURT CASE NO. 55545/REMITTITUR - Transaction 1786258 - Approved By: NOREVIEW : 10-15-2010:16:07:11		
10/15/2010	4111	Supreme Ct Clk's Cert & Judg	SUPREME COURT CASE NO. 55545/CLERK'S CERTIFICATE - Transaction 1786258 - Approved By: NOREVIEW : 10-15-2010:16:07:11		
10/15/2010	4134	Supreme Court Order Affirming	SUPREME COURT CASE NO. 55545/ORDER OF AFFIRMANCE - Transaction 1786258 - Approved By: NOREVIEW : 10-15-2010:16:07:11		
10/15/2010	NEF	Proof of Electronic Service	Transaction 1786266 - Approved By: NOREVIEW : 10-15-2010:16:45:50		
10/21/2010	2645	Opposition to Mtn ...	OPPOSITION TO MOTION TO WITHDRAW GUILTY PLEA, SUPPLEMENT TO MOTION TO WITHDRAW GUIL		
10/21/2010	NEF	Proof of Electronic Service	Transaction 1795969 - Approved By: NOREVIEW : 10-21-2010:09:12:56		

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)

Case ID:	CR07-1728	Case Type:	CRIMINAL	Initial Filing Date:	7/3/2007
11/3/2010	3880	Response...	DEFENDANT'S RESPONSE TO STATE'S OPPOSITION TO MOTION TO WITHDRAW GUILTY PLEA, SUPPLE		
11/5/2010	2610	Notice ...	NOTICE OF CHANGE OF ADDRESS		
11/10/2010	T200	Tickle End Code			
11/17/2010	3860	Request for Submission	DOCUMENT TITLE: MOTION TO WITHDRAW DEFENDANT'S GUILTY PLEA MEMORANDUM, SUPPLEMEN		
12/6/2010	S200	Request for Submission Complet			
12/30/2010	2475	Mtn to Strike...	MOTION TO STRIKE STATE'S OPPOSITION TO DEFENDANT'S MOTION TO WITHDRAW GUILTY PLEA MEI		
1/3/2011	NEF	Proof of Electronic Service	Transaction 1939440 - Approved By: NOREVIEW : 01-03-2011:11:12:20		
1/3/2011	2645	Opposition to Mtn ...	OPPOSITION TO MOTION TO STRIKE STATE'S OPPOSITION TO MOTION TO WITHDRAW GUILTY PLEA AN		
1/7/2011	S200	Request for Submission Complet	PARTIES TO SET FOR ORAL ARGUMENTS W/IN 15 DAYS		
1/7/2011	3347	Ord to Set	PARTIES SHALL APPEAR W/IN 15 DAYS TO SET ORAL ARGUMENTS ON THE MOTION TO WITHDRAW GU		
1/7/2011	NEF	Proof of Electronic Service	Transaction 1952871 - Approved By: NOREVIEW : 01-07-2011:14:17:24		
1/21/2011	2490	Motion ...	MOTION FOR SETTING OF ORAL ARGUMENT ON MOTION(S) TO WITHDRAW PLEA		
1/24/2011	1250E	Application for Setting eFile	ORAL ARGUMENTS on MOTION FOR WITHDRAWAL OF GUILTY PLEA: APRIL 22, 2011 @ 9:00 A.M. - Trans		
1/24/2011	T200	Tickle End Code			
1/24/2011	NEF	Proof of Electronic Service	Transaction 1984328 - Approved By: NOREVIEW : 01-24-2011:14:47:51		
3/11/2011	1250E	Application for Setting eFile	ORAL ARGUMENTS ON MOTION FOR WITHDRAWAL OF GUILTY PLEA - JUNE 3, 2011 AT 9:00 A.M. (VACA'		
3/11/2011	NEF	Proof of Electronic Service	Transaction 2087490 - Approved By: NOREVIEW : 03-11-2011:13:17:04		
3/18/2011	2490	Motion ...	MOTION FOR DEFAULT BENCH DECISION FOR THE MOTION(S) TO WITHDRAW GUILTY PLEA, AND SUPI		
3/28/2011	2175	Mtn for Reconsideration	MOTION FOR RECONSIDERATION OF SETTING		
5/9/2011	3860	Request for Submission	DOCUMENT TITLE: MOTION TO WITHDRAW GUILTY PLEA MEMO AND ALL SUUPPLEMENTAL MOVING PA		
5/31/2011	NEF	Proof of Electronic Service	Transaction 2255978 - Approved By: NOREVIEW : 05-31-2011:11:58:57		
5/31/2011	3370	Order ...	MOTION TO WITHDRAW GUILTY PLEA MEMO AND ALL SUPPLEMENTAL MOVING PAPERS ARE SET FOR		
5/31/2011	3370	Order ...	CORRECTED ORDER - MOTION FOR WITHDRAWAL OF GUILTY PLEA MEMO SET FOR HEARING ON 6/3/		
5/31/2011	NEF	Proof of Electronic Service	Transaction 2256023 - Approved By: NOREVIEW : 05-31-2011:12:10:48		
5/31/2011	S200	Request for Submission Complet			
7/13/2011	4185	Transcript	MOTION TO WITHDRAW PLEA - JUNE 3, 2011 - Transaction 2342908 - Approved By: NOREVIEW : 07-13-201		
7/13/2011	NEF	Proof of Electronic Service	Transaction 2342927 - Approved By: NOREVIEW : 07-13-2011:13:26:47		
7/26/2011	MIN	***Minutes	MOTION FOR WITHDRAW OF PLEA - 6/3/11 - Transaction 2368996 - Approved By: NOREVIEW : 07-26-2011:'		
7/26/2011	NEF	Proof of Electronic Service	Transaction 2369011 - Approved By: NOREVIEW : 07-26-2011:14:18:43		
8/10/2011	S200	Request for Submission Complet			
8/18/2011	MIN	***Minutes	CONFERENCE CALL - TELEPHONIC DECISION - 8-12-11 - Transaction 2415266 - Approved By: NOREVIEW		
8/18/2011	NEF	Proof of Electronic Service	Transaction 2415272 - Approved By: NOREVIEW : 08-18-2011:08:25:07		
12/29/2011	2842	Ord Denying Motion	ORDER DENYING MOTION TO WITHDRAW GUILTY PLEAS - Transaction 2672273 - Approved By: NOREVIEW		
12/29/2011	NEF	Proof of Electronic Service	Transaction 2672315 - Approved By: NOREVIEW : 12-29-2011:10:59:58		
12/30/2011	2515	Notice of Appeal Supreme Court	APPELLANT, BRENDAN DUNCKLEY - Transaction 2674617 - Approved By: LMATHEUS : 12-30-2011:10:33:02		
12/30/2011	NEF	Proof of Electronic Service	Transaction 2674863 - Approved By: NOREVIEW : 12-30-2011:10:35:29		
12/30/2011	1310	Case Appeal Statement	Transaction 2675034 - Approved By: LMATHEUS : 12-30-2011:11:27:54		
12/30/2011	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 2675781 - Approved By: N		
12/30/2011	NEF	Proof of Electronic Service	Transaction 2675186 - Approved By: NOREVIEW : 12-30-2011:11:30:25		

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)

Case ID:	CR07-1728	Case Type:	CRIMINAL	Initial Filing Date:	7/3/2007
12/30/2011	NEF	Proof of Electronic Service	Transaction 2675791 - Approved By: NOREVIEW : 12-30-2011:14:26:19		
1/3/2012	3868	Req to Crt Rptr - Rough Draft	Transaction 2678618 - Approved By: SHAMBRIG : 01-03-2012:16:14:00		
1/3/2012	NEF	Proof of Electronic Service	Transaction 2678697 - Approved By: NOREVIEW : 01-03-2012:16:17:26		
1/9/2012	1188	Supreme Court Receipt for Doc	SUPREME COURT CASE NO. 59957/RECEIPT FOR DOCUMENTS - Transaction 2688283 - Approved By: NO		
1/9/2012	NEF	Proof of Electronic Service	Transaction 2688325 - Approved By: NOREVIEW : 01-09-2012:11:51:25		
1/11/2012	2610	Notice ...	* SEALED * NOTICE REGARDING TRANSCRIPT AT PUBLIC EXPENSE - Transaction 2693695 - Approved By		
1/11/2012	NEF	Proof of Electronic Service	Transaction 2693903 - Approved By: NOREVIEW : 01-11-2012:11:29:02		
1/24/2013	4134	Supreme Court Order Affirming	SUPREME COURT NO. 59957/ORDER OF AFFIRMANCE - Transaction 3487712 - Approved By: NOREVIEW :		
1/24/2013	NEF	Proof of Electronic Service	Transaction 3487731 - Approved By: NOREVIEW : 01-24-2013:15:43:17		
2/14/2013	4145	Supreme Court Remittitur	SUPREME COURT NO. 59957/REMITTITUR - Transaction 3533263 - Approved By: NOREVIEW : 02-14-2013:		
2/14/2013	4111	Supreme Ct Clk's Cert & Judg	SUPREME COURT NO. 59957/CLERK'S CERTIFICATE AND JUDGMENT - Transaction 3533263 - Approved B		
2/14/2013	NEF	Proof of Electronic Service	Transaction 3533274 - Approved By: NOREVIEW : 02-14-2013:14:37:49		
2/14/2013	4134	Supreme Court Order Affirming	SUPREME COURT NO. 59957/ORDER OF AFFIRMANCE - Transaction 3533263 - Approved By: NOREVIEW :		
11/7/2016	3565	Pet Post-Conviction Relief	PETITION FOR WRIT OF HABEAS CORPUS TO EXHAUST STATE CLAIMS		
11/21/2016	NEF	Proof of Electronic Service	Transaction 5817274 - Approved By: NOREVIEW : 11-21-2016:16:09:25		
11/21/2016	3370	Order ...	- DIRECTING STATE TO FILE A RESPONSE TO THE PETITION FOR HABEAS CORPUS TO EXHAUST STAT		
1/5/2017	2526	Notice of Change of Attorney	JOSEPH PLATER III DA - Transaction 5886052 - Approved By: CSULEZIC : 01-05-2017:14:50:20		
1/5/2017	NEF	Proof of Electronic Service	Transaction 5886234 - Approved By: NOREVIEW : 01-05-2017:14:51:21		
1/5/2017	1130	Answer ...	ANSWER TO PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) - Transaction 5886053 - App		
1/5/2017	NEF	Proof of Electronic Service	Transaction 5886273 - Approved By: NOREVIEW : 01-05-2017:14:57:50		
1/11/2017	3860	Request for Submission	DOCUMENT TITLE: MOTION TO GRANT PETITIONER'S UNOPPOSED WRIT FOR HABEUS CORPUS TO E		
1/23/2017	2645	Opposition to Mtn ...	OPPOSITION TO MOTION TO GRANT PETITIONER'S UNOPPOSED WRIT FOR HABEAS CORPUS TO EXH.		
1/23/2017	NEF	Proof of Electronic Service	Transaction 5909883 - Approved By: NOREVIEW : 01-23-2017:10:17:00		
2/6/2017	T200	Tickle End Code			
2/15/2017	S200	Request for Submission Complet	ORDER SETTING EVIDENTIARY HEARING SET		
2/15/2017	3242	Ord Setting Hearing	- EVIDENTIARY HEARING ON PETITION FOR HABEAS CORPUS TO EXHAUST STATE CLAIMS SET FOR 4.		
2/15/2017	NEF	Proof of Electronic Service	Transaction 5952798 - Approved By: NOREVIEW : 02-15-2017:13:43:41		
2/16/2017	1260	Application Produce Prisoner	Transaction 5955318 - Approved By: MCHOLICO : 02-16-2017:15:26:51		
2/16/2017	NEF	Proof of Electronic Service	Transaction 5955382 - Approved By: NOREVIEW : 02-16-2017:15:27:53		
2/21/2017	3340	Ord to Produce Prisoner	Transaction 5958849 - Approved By: NOREVIEW : 02-21-2017:11:46:25		
2/21/2017	NEF	Proof of Electronic Service	Transaction 5958853 - Approved By: NOREVIEW : 02-21-2017:11:47:11		
2/22/2017	1356	Certificate of Mailing	Transaction 5960511 - Approved By: CSULEZIC : 02-22-2017:10:18:13		
2/22/2017	NEF	Proof of Electronic Service	Transaction 5960908 - Approved By: NOREVIEW : 02-22-2017:10:19:23		
2/23/2017	1260	Application Produce Prisoner			
3/1/2017	2300	Mtn to Dismiss Pet	MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS - Transaction 5973353 - Approved By: CS		
3/1/2017	NEF	Proof of Electronic Service	Transaction 5973693 - Approved By: NOREVIEW : 03-01-2017:09:51:46		
3/13/2017	3880	Response...	RESPONSE TO STATE'S MOTION TO DISMISS		
3/14/2017	3860	Request for Submission	MOTION TO DISMISS PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) (PAPER ORDER N		
3/14/2017	NEF	Proof of Electronic Service	Transaction 5994966 - Approved By: NOREVIEW : 03-14-2017:10:03:17		

Case Description: STATE VS. BRENDAN DUNCKLEY (D4)

Case ID:	CR07-1728	Case Type:	CRIMINAL	Initial Filing Date:	7/3/2007
3/28/2017	3242	Ord Setting Hearing	- ORAL ARGUMENTS ON MOTION TO DISMISS PETITION SET FOR 4/27/17 AT 3:00 P.M. AND SHALL BE H		
3/28/2017	S200	Request for Submission Complet	ORAL ARGUMENTS ON MOTION TO DISMISS SET SAME DATE AS EVIDENTIARY HEARING ON PETITION		
3/28/2017	NEF	Proof of Electronic Service	Transaction 6020596 - Approved By: NOREVIEW : 03-28-2017:11:57:03		
5/16/2017	1600	Designation Record on Appeal			
5/16/2017	2515	Notice of Appeal Supreme Court	Appellant Brendan Dunckley		
5/16/2017	2525	Notice of Change of Address			
5/19/2017	1310E	Case Appeal Statement	Transaction 6108534 - Approved By: NOREVIEW : 05-19-2017:09:06:32		
5/19/2017	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 6108534 - Approved By: N		
5/19/2017	NEF	Proof of Electronic Service	Transaction 6108538 - Approved By: NOREVIEW : 05-19-2017:09:07:32		
5/23/2017	1188	Supreme Court Receipt for Doc	SUPREME COURT NO. 73095 / RECEIPT FOR DOCUMENTS - Transaction 6113628 - Approved By: NOREVIEW		
5/23/2017	NEF	Proof of Electronic Service	Transaction 6113638 - Approved By: NOREVIEW : 05-23-2017:11:19:32		
6/6/2017	T200	Tickle End Code			
6/29/2017	F140	Adj Summary Judgment			
6/29/2017	1750	Findings, Conclusions & Judg	- DISMISSING PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) FILED NOVEMBER 7, 201		
6/29/2017	NEF	Proof of Electronic Service	Transaction 6173630 - Approved By: NOREVIEW : 06-29-2017:14:30:28		
6/30/2017	2540	Notice of Entry of Ord	Transaction 6174581 - Approved By: NOREVIEW : 06-30-2017:08:15:12		
6/30/2017	NEF	Proof of Electronic Service	Transaction 6174586 - Approved By: NOREVIEW : 06-30-2017:08:16:12		
8/8/2017	MIN	***Minutes	EVIDENTIARY HEARING ON PETITION FOR HABEAS CORPUS TO EXHAUST STATE CLAIMS/ORAL ARGU		
8/8/2017	NEF	Proof of Electronic Service	Transaction 6236660 - Approved By: NOREVIEW : 08-08-2017:08:36:37		
8/17/2017	4126	Supreme Ct Order Directing...	SUPREME COURT NO. 73095 / ORDER DIRECTING ENTRY AND TRANSMISSION OF WRITTEN ORDER - 1		
8/17/2017	NEF	Proof of Electronic Service	Transaction 6254877 - Approved By: NOREVIEW : 08-17-2017:10:52:29		
8/17/2017	NEF	Proof of Electronic Service	Transaction 6254923 - Approved By: NOREVIEW : 08-17-2017:11:00:22		
8/17/2017	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - ORDER - Transaction 6254917 - Approved By: NOREVIEW : 1		
8/29/2017	4126	Supreme Ct Order Directing...	SUPREME COURT NO. 73095 / ORDER DIRECTING TRANSMISSION OF RECORD - Transaction 6272707 - 1		
8/29/2017	NEF	Proof of Electronic Service	Transaction 6272713 - Approved By: NOREVIEW : 08-29-2017:10:51:00		
8/31/2017	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - RECORD ON APPEAL - Transaction 6278918 - Approved By:		
8/31/2017	NEF	Proof of Electronic Service	Transaction 6278922 - Approved By: NOREVIEW : 08-31-2017:15:26:28		

**SECOND JUDICIAL DISTRICT COURT
COUNTY OF WASHOE**

Case History - CR07P1728

DEPT. D4

HON. CONNIE J. STEINHEIMER

Report Date & Time

8/31/2017

3:27:53PM

Case Description: POST: BRENDAN DUNCKLEY (D4)

Case ID:	CR07P1728	Case Type:	POST CONVICTION	Initial Filing Date:	7/21/2009
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Parties

PETR	BRENDAN DUNCKLEY - @102844
RESP	STATE OF NEVADA - STATE
DA	Terrence P. McCarthy, Esq. - 2745
CAA	Robert Story, Esq. - 1268

Charges

<i>Charge No.</i>	<i>Charge Code</i>	<i>Charge Date</i>	<i>Charge Description</i>
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Plea Information

<i>Charge No.</i>	<i>Plea Code</i>	<i>Plea Date</i>	<i>Plea Description</i>
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Release Information

Custody Status

Hearings

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
1 D4	Tickle Start Code	3/11/2010	07:00:00	3/11/2010

Event Extra Text: SUPPLEMENTAL PETITION

Disposition:
T200 3/11/2010

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
2 D4	Tickle Start Code	6/11/2010	07:00:00	6/11/2010

Event Extra Text: HAS EVIDENTIARY HEARING SET?

Disposition:
T200 6/11/2010

<i>Department</i>	<i>Event Description</i>	<i>Sched. Date & Time</i>		<i>Disposed Date</i>
3 D4	Tickle Start Code	7/13/2010	07:00:00	7/1/2010

Event Extra Text: HAS EVIDENTIARY HEARING BEEN SET ON THE
PETITION FOR POST CONVICTION

Disposition:
T200 7/1/2010

Case Description: POST: BRENDAN DUNCKLEY (D4)

Case ID: CR07P1728 Case Type: POST CONVICTION Initial Filing Date: 7/21/2009

Department	Event Description	Sched. Date & Time	Disposed Date
4 D4	EVIDENTIARY HEARING	11/9/2010 10:00:00	11/2/2010

Event Extra Text: WRIT OF HABEAS CORPUS (POST CONVICTION)

Disposition:
D844 11/2/2010
vacated due to trial schedule-reset for 4/1/11

Department	Event Description	Sched. Date & Time	Disposed Date
5 D4	EVIDENTIARY HEARING	4/1/2011 09:00:00	2/14/2011

Event Extra Text: WRIT OF HABEAS CORPUS (POST CONVICTION)

Disposition:
D870 2/14/2011

Department	Event Description	Sched. Date & Time	Disposed Date
6 D4	EVIDENTIARY HEARING	4/22/2011 09:00:00	3/11/2011

Event Extra Text: ON PETITION FOR WRIT OF HABEAS CORPUS (POST - CONVICTION)

Disposition:
D875 3/11/2011

Department	Event Description	Sched. Date & Time	Disposed Date
7 D4	EVIDENTIARY HEARING	6/3/2011 09:00:00	6/3/2011

Event Extra Text: ON PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)

Disposition:
D840 6/3/2011

Department	Event Description	Sched. Date & Time	Disposed Date
8 D4	Request for Submission	6/3/2011 14:30:00	8/10/2011

Event Extra Text: - PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION) TAKEN UNDER ADVISEMENT AFTER EVIDENTIARY HEARING

Disposition:
S200 8/10/2011

Department	Event Description	Sched. Date & Time	Disposed Date
9 D4	CONFERENCE CALL	8/12/2011 09:30:00	12/29/2011

Event Extra Text: RENDER DECISION ON MOTION TO WITHDRAW PLEA AND PETITION FOR WRIT OF HABEAS CORPUS

Disposition:
D435 12/29/2011

Agency Cross Reference

Code	Agency Description	Case Reference I.D.
SC	Supreme Court	SCN 59958

Actions

Action Entry Date	Code	Code Description	Text
7/21/2009	2385	Mtn Proceed Forma Pauperis	
7/21/2009	1670	Ex-Parte Mtn...	EX PARTE MOTION FOR APPOINTMENT OF COUNSEL AND REQUEST FOR EVIDENTIARY HEARING
7/21/2009	4105	Supplemental ...	SUPPORTING DOCUMENTATION FOR PETITIONER'S POST-CONVICTION WRIT OF HABEAS CORPUS PE
7/21/2009	4105	Supplemental ...	SUPPORTING DOCUMENTATION FOR PETITIONER'S POST-CONVICTION WRIT OF HABEAS CORPUS PE
7/21/2009	4105	Supplemental ...	SUPPORTING DOCUMENTATION FOR PETITIONER'S POST-CONVICTION WRIT OF HABEAS CORPUS PE
7/21/2009	3585	Pet Writ Habeas Corpus	(PER MAIL IN REQUEST - THIS DOC WAS SENT TO INMATE ON 10-9-12)

Case Description: POST: BRENDAN DUNCKLEY (D4)

Case ID:	CR07P1728	Case Type:	POST CONVICTION	Initial Filing Date:	7/21/2009
7/21/2009	1030	Affidavit in Support...	AFFIDAVIT IN SUPPORT OF APPLICATION TO PROCEED IN FORMA PAUPERIS		
7/21/2009	3862	**Criminal Submit	DOCUMENT TITLE: IFP/AFFIDAVIT IN SUPPORT OF APPLICATION TO PROCEED IN FORMA PAUPERIS/E>		
7/21/2009	4105	Supplemental ...	SUPPORTING DOCUMENTATION FOR PETITIONER'S POST-CONVICTION WRIT OF HABEAS CORPUS PE		
10/28/2009	NEF	Proof of Electronic Service	Transaction 1124849 - Approved By: NOREVIEW : 10-28-2009:10:51:48		
10/28/2009	3370	Order ...	ALLOWING FOR THE APPOINTMENT OF COUNSEL AND REFERRING THE MATTER TO THE ADMINISTRA		
10/28/2009	3035	Ord Grant in Forma Pauperis	AND REFERRING MATTER TO DEPARTMENT 4 FOR DECISION ON THE MTN FOR APPOINTMENT OF COI		
12/14/2009	NEF	Proof of Electronic Service	Transaction 1205489 - Approved By: NOREVIEW : 12-14-2009:10:52:00		
12/14/2009	2715	Ord Appointing Counsel	RECOMMENDATION AND ORDER APPOINTING COUNSEL (ROBERT STORY, ESQ.) AND SETTING FORTH		
1/20/2010	2502	** Notes ...	DEFENDANT HAS BEEN PROVIDED A COPY OF ENTIRE FILE ON THIS DATE		
3/11/2010	T200	Tickle End Code			
3/17/2010	3980	Stip and Order...	FOR EXTENSION OF TIME IN WHICH TO FILE SUPPLEMENTAL PETITION (FIRST REQUEST) - Transaction		
3/17/2010	NEF	Proof of Electronic Service	Transaction 1378830 - Approved By: NOREVIEW : 03-17-2010:10:22:27		
3/23/2010	4100	Supplemental Petition	SUPPLEMENTAL PETITION FOR WRIT OF HABEAS CORPUS		
3/23/2010	3862	**Criminal Submit	DOCUMENT TITLE: SUPPLEMENTAL PETITION FOR WRIT OF HABEAS CORPUS		
4/1/2010	1665	Ex-Parte Application...	* SEALED * EX PARTE APPLICATION FOR INTERIM CLAIM FOR FEES		
4/22/2010	2777	Ord Approving ...	* SEALED * RECOMMENDATION AND ORDER FOR PAYMENT OF ATTORNEY'S FEES - SEALED		
5/5/2010	1130	Answer ...	ANSWER TO PETITION AND SUPPLEMENTAL PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVIC		
5/5/2010	NEF	Proof of Electronic Service	Transaction 1468252 - Approved By: NOREVIEW : 05-05-2010:11:37:05		
6/11/2010	T200	Tickle End Code			
6/17/2010	NEF	Proof of Electronic Service	Transaction 1549405 - Approved By: NOREVIEW : 06-17-2010:15:02:04		
6/17/2010	3347	Ord to Set	EVIDENTIARY HEARING ON THE PETITION AND SUPPLEMENTAL PETITION FOR WRIT OF HABEAS CO		
6/30/2010	1665	Ex-Parte Application...	* SEALED * EX PARTE APPLICATION FOR INTERIM CLAIM FOR FEES		
7/1/2010	T200	Tickle End Code			
7/1/2010	NEF	Proof of Electronic Service	Transaction 1577275 - Approved By: NOREVIEW : 07-01-2010:16:32:02		
7/1/2010	1250E	Application for Setting eFile	EVIDENTIARY HEARING (PETITION FOR WRIT OF HABEAS CORPUS - POST CONVICTION): NOVEMBER		
7/16/2010	2777	Ord Approving ...	* SEALED * RECOMMENDATION AND ORDER FOR PAYMENT OF INTERIM ATTORNEY'S FEES - SEALED		
10/7/2010	1260	Application Produce Prisoner			
10/7/2010	3862	**Criminal Submit	DOCUMENT TITLE: ORDER TO PRODUCE PRISONER		
10/11/2010	2490	Motion ...	MOTION FOR ORDER TO PRODUCE PRISONER		
10/12/2010	NEF	Proof of Electronic Service	Transaction 1776032 - Approved By: NOREVIEW : 10-12-2010:17:01:25		
10/12/2010	3340	Ord to Produce Prisoner	Transaction 1776019 - Approved By: NOREVIEW : 10-12-2010:16:58:49		
10/12/2010	3862	**Criminal Submit	DOCUMENT TITLE: MOTION FOR ORDER TO PRODUCE THE PRISONER		
10/25/2010	1230	Application for Fees	MOTION FOR FEES FOR COPY COSTS		
11/1/2010	1665	Ex-Parte Application...	* SEALED * EX PARTE APPLICATION FOR INTERIM CLAIM FOR FEES		
11/3/2010	1250E	Application for Setting eFile	EVIDENTIARY HEARING-WRIT OF HABEAS CORPUS (POST CONVICTION): APRIL 1, 2011 @ 9:00 A.M. (V		
11/3/2010	NEF	Proof of Electronic Service	Transaction 1822827 - Approved By: NOREVIEW : 11-03-2010:10:30:54		
11/9/2010	2777	Ord Approving ...	* SEALED * RECOMMENDATION AND ORDER GRANTING DEFENSE FEES		
11/15/2010	2777	Ord Approving ...	* SEALED * RECOMMENDATION AND ORDER FOR PAYMENT OF INTERIM ATTORNEY'S FEES - SEALED		
2/10/2011	1665	Ex-Parte Application...	* SEALED * EX PARTE APPLICATION FOR INTERIM CLAIM FOR FEES		

Case Description: POST: BRENDAN DUNCKLEY (D4)

Case ID:	CR07P1728	Case Type:	POST CONVICTION	Initial Filing Date:	7/21/2009
2/14/2011	NEF	Proof of Electronic Service	Transaction 2031422 - Approved By: NOREVIEW : 02-14-2011:10:20:04		
2/14/2011	4045	Stipulation to Continuance	STIPULATION FOR CONTINANCE OF HEARING DATE - EVIDENTIARY HEARING CONTINUED FROM APRI		
3/8/2011	2777	Ord Approving ...	* SEALED * RECOMMENDATION AND ORDER FOR PAYMENT OF INTERIM ATTORNEY'S FEES		
3/11/2011	1250E	Application for Setting eFile	EVIDENTIARY HEARING ON PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) - JUNE 3, 2		
3/11/2011	NEF	Proof of Electronic Service	Transaction 2087508 - Approved By: NOREVIEW : 03-11-2011:13:18:19		
3/11/2011	NEF	Proof of Electronic Service	Transaction 2087544 - Approved By: NOREVIEW : 03-11-2011:13:25:03		
3/11/2011	3105	Ord Granting ...	ORDER GRANTING STIPULATION FOR CONTINUANCE OF HEARING DATE (CONTINUE EVIDENTIARY HE		
6/21/2011	NEF	Proof of Electronic Service	Transaction 2300887 - Approved By: NOREVIEW : 06-21-2011:14:40:55		
6/21/2011	1670	Ex-Parte Mtn...	* SEALED * EX PARTE APPLICATION FOR INTERIM CLAIM FOR FEES - Transaction 2300734 - Approved By		
7/1/2011	2777	Ord Approving ...	* SEALED * - RECOMMENDATION AND ORDER FOR PAYMENT OF INTERIM ATTORNEY'S FEES		
7/13/2011	NEF	Proof of Electronic Service	Transaction 2342930 - Approved By: NOREVIEW : 07-13-2011:13:26:47		
7/13/2011	4185	Transcript	MOTION TO WITHDRAW PLEA - JUNE 3, 2011 - Transaction 2342913 - Approved By: NOREVIEW : 07-13-201		
7/26/2011	MIN	***Minutes	PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION) - 6/3/11 - Transaction 2369050 - Approved		
7/26/2011	NEF	Proof of Electronic Service	Transaction 2369078 - Approved By: NOREVIEW : 07-26-2011:14:27:08		
8/10/2011	S200	Request for Submission Complet			
8/18/2011	NEF	Proof of Electronic Service	Transaction 2415335 - Approved By: NOREVIEW : 08-18-2011:08:45:13		
8/18/2011	MIN	***Minutes	CONFERENCE CALL - TELEPHONIC DECISION - 8-12-11 - Transaction 2415325 - Approved By: NOREVIEW		
12/29/2011	1750	Findings, Conclusions & Judg	FINDINGS OF FACT, CONCLUSIONS OF LAW AND JUDGMENT - Transaction 2672262 - Approved By: NORE		
12/29/2011	NEF	Proof of Electronic Service	Transaction 2672281 - Approved By: NOREVIEW : 12-29-2011:10:57:49		
12/30/2011	NEF	Proof of Electronic Service	Transaction 2674881 - Approved By: NOREVIEW : 12-30-2011:10:38:48		
12/30/2011	NEF	Proof of Electronic Service	Transaction 2675175 - Approved By: NOREVIEW : 12-30-2011:11:28:49		
12/30/2011	NEF	Proof of Electronic Service	Transaction 2675283 - Approved By: NOREVIEW : 12-30-2011:11:58:16		
12/30/2011	NEF	Proof of Electronic Service	Transaction 2675878 - Approved By: NOREVIEW : 12-30-2011:14:54:42		
12/30/2011	3868	Req to Crt Rptr - Rough Draft	Transaction 2674700 - Approved By: SHAMBRIG : 12-30-2011:11:56:50		
12/30/2011	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - NOTICE OF APPEAL - Transaction 2675876 - Approved By: N		
12/30/2011	2515	Notice of Appeal Supreme Court	APPELLANT, BRENDAN DUNCKLEY - Transaction 2674644 - Approved By: LMATHEUS : 12-30-2011:10:36:58		
12/30/2011	1310	Case Appeal Statement	Transaction 2675054 - Approved By: LMATHEUS : 12-30-2011:11:25:52		
1/9/2012	NEF	Proof of Electronic Service	Transaction 2688318 - Approved By: NOREVIEW : 01-09-2012:11:50:07		
1/9/2012	1188	Supreme Court Receipt for Doc	SUPREME COURT CASE NO. 59958/RECEIPT FOR DOCUMENTS - Transaction 2688284 - Approved By: NO		
1/11/2012	2540	Notice of Entry of Ord	Transaction 2693882 - Approved By: NOREVIEW : 01-11-2012:11:24:26		
1/11/2012	NEF	Proof of Electronic Service	Transaction 2693894 - Approved By: NOREVIEW : 01-11-2012:11:27:49		
2/3/2012	NEF	Proof of Electronic Service	Transaction 2743238 - Approved By: NOREVIEW : 02-03-2012:15:36:17		
2/3/2012	1665	Ex-Parte Application...	* SEALED * EX PARTE APPLICATION FOR INTERIM CLAIM FOR FEES - Transaction 2743043 - Approved By		
2/16/2012	2525	Notice of Change of Address	STORY LAW GROUP - Transaction 2769689 - Approved By: SHAMBRIG : 02-16-2012:13:01:46		
2/16/2012	NEF	Proof of Electronic Service	Transaction 2769797 - Approved By: NOREVIEW : 02-16-2012:13:03:13		
3/12/2012	NEF	Proof of Electronic Service	Transaction 2817370 - Approved By: NOREVIEW : 03-12-2012:10:40:34		
3/12/2012	S3370	Sealed Order	* SEALED * RECOMMENDATION AND ORDER FOR PAYMENT OF INTERIM ATTORNEY'S FEES - Transacti		
8/13/2012	4129	Supreme Ct Order Granting ...	SUPREME COURT CASE NO. 59958/ORDER GRANTING MOTION AND DIRECTING DISTRICT COURT CLE		
8/13/2012	NEF	Proof of Electronic Service	Transaction 3144622 - Approved By: NOREVIEW : 08-13-2012:13:33:17		

Case Description: POST: BRENDAN DUNCKLEY (D4)

Case ID:	CR07P1728	Case Type:	POST CONVICTION	Initial Filing Date:	7/21/2009
9/4/2012	4129	Supreme Ct Order Granting ...	SUPREME COURT CASE NO. 59958/ORDER GRANTING MOTION AND DIRECTING DISTRICT COURT CLE		
9/4/2012	NEF	Proof of Electronic Service	Transaction 3193349 - Approved By: NOREVIEW : 09-04-2012:15:58:00		
9/5/2012	NEF	Proof of Electronic Service	Transaction 3193761 - Approved By: NOREVIEW : 09-05-2012:08:14:04		
9/5/2012	1350	Certificate of Clerk	CERTIFICATE OF CLERK AND TRANSMITTAL - Transaction 3193751 - Approved By: NOREVIEW : 09-05-2012:08:14:04		
1/3/2013	NEF	Proof of Electronic Service	Transaction 3439904 - Approved By: NOREVIEW : 01-03-2013:13:47:19		
1/3/2013	1665	Ex-Parte Application...	* SEALED * EX PARTE APPLICATION FOR INTERIM CLAIM FOR FEES - Transaction 3439868 - Approved By: NOREVIEW : 01-03-2013:13:47:19		
1/24/2013	NEF	Proof of Electronic Service	Transaction 3487722 - Approved By: NOREVIEW : 01-24-2013:15:42:04		
1/24/2013	4134	Supreme Court Order Affirming	SUPREME COURT NO. 59958/ORDER OF AFFIRMANCE - Transaction 3487704 - Approved By: NOREVIEW : 01-24-2013:15:42:04		
2/6/2013	S3370	Sealed Order	* SEALED * RECOMMENDATION AND ORDER FOR PAYMENT OF INTERIM ATTORNEY'S FEES - Transaction 3515235 - Approved By: NOREVIEW : 02-06-2013:15:40:51		
2/6/2013	NEF	Proof of Electronic Service	Transaction 3515235 - Approved By: NOREVIEW : 02-06-2013:15:40:51		
2/14/2013	4134	Supreme Court Order Affirming	SUPREME COURT NO. 59958/ORDER OF AFFIRMANCE - Transaction 3533242 - Approved By: NOREVIEW : 02-14-2013:14:33:59		
2/14/2013	4111	Supreme Ct Clk's Cert & Judg	SUPREME COURT NO. 59958/CLERK'S CERTIFICATE AND JUDGMENT - Transaction 3533242 - Approved By: NOREVIEW : 02-14-2013:14:33:59		
2/14/2013	4145	Supreme Court Remittitur	SUPREME COURT NO. 59958/REMITTITUR - Transaction 3533242 - Approved By: NOREVIEW : 02-14-2013:14:33:59		
2/14/2013	NEF	Proof of Electronic Service	Transaction 3533255 - Approved By: NOREVIEW : 02-14-2013:14:33:59		

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Code 1350

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

BRENDAN DUNCKLEY,

Petitioner,

vs.

Case No. CR07-1728

**THE STATE OF NEVADA,
ROBERT LEGRAND,**

Dept. No. 4

Respondent.

CERTIFICATE OF CLERK AND TRANSMITTAL – RECORD ON APPEAL

I certify that I am an employee of the Second Judicial District Court of the State of Nevada, County of Washoe; that on the 31st day of August, 2017, I electronically filed Volumes 1 through 10 of the Record on Appeal in the above entitled matter to the Nevada Supreme Court and deposited Volume 11 containing sealed documents addressed to the Nevada Supreme Court 201 S. Carson Street, Suite 201, Carson City, Nevada 89701 in the Washoe County mailing system for postage and mailing in the United States Postal Service in Reno, Nevada.

I further certify that the transmitted record is a true and correct copy of the original pleadings on file with the Second Judicial District Court in accordance NRAP 11(2)(b).

Dated this 31st day of August, 2017.

Jacqueline Bryant
Clerk of the Court

By /s/Yvonne Vilorio
Yvonne Vilorio
Deputy Clerk