

IN THE SUPREME COURT OF THE STATE OF NEVADA  
**FILED**

MAR 16 2021

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY E. Brown  
DEPUTY CLERK

Valentina Monee Knight  
Appellant,

No. 82316

THE STATE OF NEVADA  
Respondent,

APPELLANTS MOTION TO REQUEST THE COURT TO STAY  
THE ABOVE MENTIONED CASE IN LIGHT OF NEWLY  
UNEXHAUSTED CLAIMS HAVE SURFACED AND EVIDENCE,

COMES NOW the petitioner, Valentina Knight, in the above  
styled case, in PRO SE, files this motion to humbly ask  
that the court stay this Habeas petition and allow appellant  
to return to state court to present newly discovered  
evidence and unexhausted claims.

1) On September 22, 2020, a letter was drafted by  
the counsel on file at the time of sentencing that  
would substantiate claims of violation of my sixth  
amendment rights. Ineffective Assistance of counsel/  
claims were newly discovered and per Pellegrini v. State,  
117 Nev. 860 (2001), would result in a miscarriage of  
justice if claims are failed to be considered.

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After due diligence valid claims surfaced that could  
not have existed prior to the filing of the states  
Habeas Corpus "NRS 34.800(1)(a)


21-07612

2) After due diligence it was discovered additional unexhausted claims that would also violate my sixth amendment rights under ineffective assistance of counsel, newly discovered evidence not presented by counsel that would prove actual innocence. Under United States v. Agurs, 427 U.S. 97 (1976), if this evidence was presented and pursued, "it will likely produce a different outcome at a retrial,

### CONCLUSION

For the above stated reason, I, Valentina Knight, hereby respectfully move the court to stay this petition of Habeas Corpus for the opportunity to exhaust newly discovered evidence and unexhausted new claims.

cc: Supreme Court of The State of Nevada  
Attorney General / Carson City  
Clark County District Attorney  
Eighth District Court Clerk

  
Valentina Knight #1228728  
Florence McClure Womens Correctional Center,  
4370 Smiley Rd  
Las Vegas NV 89115


## CERTIFICATE OF SERVICE

I certify that on the date indicated below, I served a copy of this motion to stay Case NO. 82316 to exhaust newly discovered evidence and claims upon all parties to the appeal as follows:

By mailing it in the internal mailing system provided to inmates at Florence Meckure Womens Correctional Center to the following addresses:

- Clerk of the Supreme Court of Nevada,  
201 South Carson Street, Carson City, Nevada 89701.
- Eighth District Court Clerk, 333 Las Vegas Boulevard South, Las Vegas, NV 89101
- Clark County District Attorney, 200 Lewis Avenue Las Vegas, Nevada 89155
- Attorney General, Heroes' Memorial Building Capitol Complex, Carson City, Nevada, 89710

Dated this 4th Day of March,  
2021.

  
Valentina Knight #1228728  
(F.M.W.C.C.) 4370 Smiley RD,  
Las Vegas, NV 89115