

- 1) MATTHEW TRAVIS HOUSTON, PRO SE
- 2) NO 1210652 @ NDOC
- 3) 22010 Cold Creek Road
- 4) INDIAN SPRINGS, NV 89070-0650

November 17th, 2022.

Electronically Filed
11/23/2022

Stewart J. Smith
CLERK OF THE COURT

Electronically Filed
Dec 07 2022 11:01 AM
Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT
CLARK COUNTY, NEVADA

MATTHEW TRAVIS HOUSTON,
Plaintiff,
v.
BRIAN P. CLARK, ET AL,
Defendant(s)

Case No. A-22-856372-G
Department No. XX

"de novo ^{hearings} requested"

EMERGENCY NOTICE OF APPEAL IN A-22-856372-G AND ATTACHED EX PARTE LETTER OF MOTION(S) AS AN EMERGENCY JOINER(S) TO CASES NOT LIMITED TO A-22-758861-G, A-22-858580-G, A-17-758861-G, C-17-323614-1 (A-19-800219-W), C-21-357927-1 (A-22-853203-W) AND
2101950 IN JUSTICE COURT,
LAS VEGAS TOWNSHIP

The EJDC will please take notice of the attached 4 pages of emergency interpleadings and the appropriate clerks will please file these into all cases of this pro se plaintiff, Matthew Travis Houston on this 17th day of November, 2022.

Respectfully,

X *Matthew Travis Houston*

No. 1210652 @ HDSP 3A22
Docket 85747 Document 2022-38443

(title page)

- 5)
- 6)
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- 20)
- 21)
- 22)

IN THE EJDC

CASE No(S) C-21-357927-1 d. 4

(district court of Clark County, NV) ~~STATE~~

A-22-853203-Wd. 4

EMERGENCY LETTER OF MOTION (CONFIDENTIAL)

ON AN INMATE REQUEST FORM (receptor copy)

A-22-758861-G d. 29

1.) INMATE NAME	DOC #	2.) HOUSING UNIT	3.) DATE
MATTHEW TRAVIS HOUSTON	1210652	3A-22	11-17-2022

- 4.) REQUEST FORM TO: (CHECK BOX)
- MENTAL HEALTH CANTEEN
- CASEWORKER MEDICAL LAW LIBRARY DENTAL
- EDUCATION VISITING SHIFT COMMAND
- LAUNDRY PROPERTY ROOM OTHER CLERK OF COURT (cc. CHAMBERS)

5.) NAME OF INDIVIDUAL TO CONTACT: JEFFERSON AND/OR AMACKER (yellow to A-white to J)

IC: Elli Roohaani, Crystal Kiler and whomever is assigned to A-22-758861-G

6.) REQUEST: (PRINT BELOW) IN MY ILLEGALLY HIJACKED PROPERTY IS AN APPLICATION FOR THE HOUSE ARREST PROGRAM. I HAD INTENDED ON TURNING THAT IN TO YOU FOR ASSISTANCE W/ PROCEDURE (COMPLETION) HOWEVER, DUE TO THE ILLEGAL ASSAULT(S) OF MY PERSON AND PROPERTY I AM REQUESTING A NEW COPY. COULD YOU PLEASE REPLACE MY APPLICATION TO 720 E PARK PASCO, LV, NV - 89104 AND IF AT ALL POSSIBLE PROVIDE AN ANSWER TO EXACTLY WHAT SPECIFICALLY IS PREVENTING ME FROM MY HOUSE ARREST?

7.) INMATE SIGNATURE [Signature] DOC # 1210652

8.) RECEIVING STAFF SIGNATURE _____ DATE _____

9.) RESPONSE TO INMATE

TO THE CLERK(S) OF THE COURT; dept #11 and #29

As result of the NDOC's destruction of my address book & legal works, please sir(s) or maim(s), fwd receipt of this emergency to ATTORNEY ALEXIS M. DUECKER as my person and property have been repeatedly assaulted most specifically last Th-F 11/12/2022 as NDOC illegally cancelled my visit last week and destroyed and/or withheld ALL my legal work after I was misdiagnosed to infirmity. As my person is wrongfully convicted this 2nd time in this court, I pray.

10.) RESPONDING STAFF SIGNATURE Alexis, please provide Joshua Grainer's phone # and address (my power of attorney) DATE _____

Please file also into A-19-800819-W
 (I was jumped by "Frank" in C-17-323614-1
 in 3A-36 for no good or legal reason) 3A-31 and "Anthony"

~~DRAFT~~

CONTINUED EMERGENCY EX PARTE
LETTER OF MOTION ON AN INMATE REQUEST FORM
(receipt copy)



1.) INMATE NAME	DOC #	2.) HOUSING UNIT	3.) DATE
MATTHEW TRAVIS HOUSTON	1210652	3A-22	11-17-2022

4.) REQUEST FORM TO: (CHECK BOX)

MENTAL HEALTH CANTEEN
 CASEWORKER MEDICAL LAW LIBRARY DENTAL
 EDUCATION VISITING SHIFT COMMAND CC.
 LAUNDRY PROPERTY ROOM OTHER LT BARTH - CHAMBERS

5.) NAME OF INDIVIDUAL TO CONTACT: (YELLOW to JEFFERSON - Pink P/Marker)

6.) REQUEST: (PRINT BELOW) NOTICE OF APPEAL TO ANY AND ALL PENDING NOOC "WRITE-UPS":
ON OR AFTER ^(and before) LAST FRIDAY, NOVEMBER

2022 my property from my previous housing of 3A-34
was "annexed" - stolen - hijacked allegedly to the activity
room, and I still have property missing that is allegedly in
the property annex. After SR C/O HEINIKIN cancelled my visit
that day (due to my person being physically and verbally by impact
assaulted by "FRANK 3A-31" and "ANTHONY 3A-36", I was
taken by C/O BALLARD to infirmary and further ^(by Lt to) assaulted. Please ^{return} my property.

7.) INMATE SIGNATURE DENIED EMERGENCY GRIEVANCE by CONTROL GARCIA DOC # 1210652
(against my will)

8.) RECEIVING STAFF SIGNATURE _____ DATE _____

9.) RESPONSE TO INMATE

Please Ms. ALEXIS M. DUECKER if you could please help provide me with my contact info for my legal power of attorneys, DARIAN M. GEEMAN @ 720 E. PARK PASEO, 89104, also JOSHUA GRAWER in PORTLAND, OR and Gary Wassum in NYC - PA (onefield) you'll be helping both the manifestation of justice and the safety and life of an innocent man, that being me ☹️

As this is a most valid and meritorious victim impact Statement, it is to be known to this Court that I was = PAGE # 2

10.) RESPONDING STAFF SIGNATURE _____ DATE _____

also denied emergency grievance by SA C/O VALENCIA the night before I was assaulted (Thursday) and they illegally cancelled my visit and destroyed/stole my legal property. DOC - 3012 (REV. 7/01)

Intei from JOHNSON 3A-34

aka "PSYCHO"

says my uncle Dave had a partner,

his name was FREEMAN -- is that any
coincidence Freeman Company from Iowa John?

LAST WILL AND TESTAMENT OF THIS INNOCENT MAN WHO IS BOTH FACTUALLY AND ACTUALLY INNOCENT OF EVENTS NOT LIMITED TO C. 21. 357927-1 ^{on an} INMATE REQUEST FORM WHO WAS NEVER SUICIDAL!

1.) INMATE NAME	DOC #	2.) HOUSING UNIT	3.) DATE
MATTHEW TRAVIS HOUSTON	1210652	3A-22	11-17-2022

4.) REQUEST FORM TO: (CHECK BOX)

CASEWORKER AMACKER, JEFFERSON, WARNER, PADIA
 EDUCATION
 LAUNDRY
 MEDICAL VISITING HEINEKIN + LOPEZ
 PROPERTY ROOM -
 MENTAL HEALTH - SHARRET & DAVIS
 LAW LIBRARY GARCIA + H. COOK
 SHIFT COMMAND
 OTHER LT BARTH + AN BEAN + CHILDERS -
 CANTEEN
 DENTAL

5.) NAME OF INDIVIDUAL TO CONTACT: BOTH THE "PROPERTY ANNEX" + ACTIVITY ROOM

6.) REQUEST: (PRINT BELOW) TODAY @ TIER TIME ON MY SECURUS TECHNOLOGIES, LLC "LEGAL" phone call;
THIS IS OFFICIAL RECEIPT THAT TODAY - APPROX. 11-

17-2022 I ATTEMPTED TO "MAKE ^{FORGIVE} AMENDS" W/ MY "LEGAL MOTHER"
LUCRECA LAVONNA SCHOENHERR AS I WAS IN FEAR FOR MY LIFE AS RESULT
OF EVENTS NOT LIMITED TO THIS WRONGFUL CONVICTION C. 21. 357927.1
UNDER DURESS, EMOTIONALLY DISTRESSED + MY PERSON BEING ABUSED
FOR 38+ YEARS - TODAY SHE CONTINUED P VERBALLY ABUSE ME, SHE
CALLED ME A LIAR, BLAMED ME FOR WORK ACCIDENT A. 17. 758861.C
LITERALLY SCREAMING ~~HER~~ EARS OFF @ ME FOR NO GOOD OR BAD REASON.

7.) INMATE SIGNATURE PLEASE NDOG STOP DESTROYING MY LEGAL WORK DOC# 1210652

8.) RECEIVING STAFF SIGNATURE _____ DATE _____

9.) RESPONSE TO INMATE

I, Houston, cannot ever forgive ~~o~~ the people who
abused me. Therefor I have no choice but to
continue filing litigation for reparations to be made
on behalf of LUCRECA LAVONNA SCHOENERR, ET AL and DENNIS
WAYNE HOUSTON, ET AL in cases not limited to A-22-853203-W
(A-17-758861-G) especially because they accused me of murdering my
own brother, MITCHELL RYAN HOUSTON and without a doubt BRIAN
P. CLARK, ET AL has paid them bribes causing further - PAGE # 3 -
damages to me, my lost puppies and other victims.

10.) RESPONDING STAFF SIGNATURE _____ DATE _____

LUCRECA LAVONNA SCHOENHERR, ET AL'S 38 years of intentional
infliction of emotional distress was more than an 8TH AMPT.
violation of my brother's rights and her verbal and physical abuse
upon me was and is much more damaging the US CONSTITUTION DOC-3012 (REV. 7/01)
ever was, is or ever will be so help me GOD.

**EMERGENCY
INMATE REQUEST FORM**

1.) INMATE NAME	DOC #	2.) HOUSING UNIT	3.) DATE
MATTHEW TRAVIS HOUSTON	1210652	3A-22	11-17-2022

- 4.) REQUEST FORM TO: (CHECK BOX)
- MENTAL HEALTH CANTEEN
 CASEWORKER MEDICAL LAW LIBRARY DENTAL
 EDUCATION VISITING SHIFT COMMAND
 LAUNDRY PROPERTY ROOM OTHER GC. CHAMBERS

5.) NAME OF INDIVIDUAL TO CONTACT: CLERK(S) OF THE COURT @ RJC

6.) REQUEST: (PRINT BELOW) NDOG'S handling of my person is nothing but a threat to public safety...

JUST SO YOUR FACILITY IS MADE AWARE-AS IT MORE THAN WELL SHOULD BE - THE ISSUANCE OF FRIVELIOUS AND UNMERITED "WRITE-UPS" IS NO LAUGHING MATTER: NOT ONLY AM I FACTUALLY AND ACTUALLY INNOCENT BEING WRONGFULLY CONVICTED- THE PREVIOUSLY ISSUED WRITE-UPS WERE FRIVELIOUS, WITHOUT MERIT, EXPONENTIALLY DAMAGING TO MY PERSON + PROPERTY AND WERE A BREACH OF SECURITY OF MY PERSONAL SAFETY AND ADDITIONAL PROPERTY DAMAGE(S) AS ARE THE ALLEGEDLY "PENDING WRITE-UPS" + no bueno 2 programming or society

7.) INMATE SIGNATURE AN INNOCENT MAN DENIED HIS LEGAL WORK(S) DOC # 1210652

8.) RECEIVING STAFF SIGNATURE _____ DATE _____

9.) RESPONSE TO INMATE

ALSO OF THE UPMOST IMPORTANCE OF THE SUPREME COURT OF THE UNITED STATES AND THE SUPREME COURT OF NEVADA AND THE 9TH. CIR. + US DISTRICT COURT IS MOST SPECIFICALLY APPEAL No.(s): 84886 and 84887 as this meritoriously VALID claim of appeal deprivation is exponetially worthy of the upmost in seriousness of attension most especially because I, Matthew Travis Houston, am an innocent man and was in no way shape or form negligent in any of my actions on 9-30-2016.

10.) RESPONDING STAFF SIGNATURE _____ DATE _____

CERTIFICATE OF SERVICE BY USPS
IS SELF-EXPLANATORY
X M.T.H.

MATTHEW TRAVIS HOUSTON

No. 1210652

HO S.P.

PO Box 650

Indian Springs, NV

89070-0650

LAS VEGAS NV 890

18 NOV 2022 PM 5 L



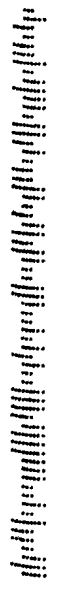
CLERK(S) OF THE COURT
cc: CHAMBERS

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE, Floor 3
LAS VEGAS, NV

89155-1160

LEGAL MAIL
AND
OFFICIAL BUSINESS

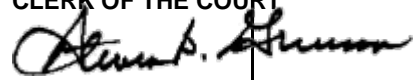
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R/V 3 A/R

2022 11 NOV

COMMUNICATIONS



1 ASTA
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6

7 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**
8 **STATE OF NEVADA IN AND FOR**
9 **THE COUNTY OF CLARK**

10 MATTHEW TRAVIS HOUSTON,

11 Plaintiff(s),

12 vs.

13 BRIAN P. CLARK,

14 Defendant(s),
15

Case No: A-22-856372-C

Dept No: XX

16
17 **CASE APPEAL STATEMENT**

18 1. Appellant(s): Matthew Travis Houston

19 2. Judge: Eric Johnson

20 3. Appellant(s): Matthew Travis Houston

21 Counsel:

22 Matthew Travis Houston #1210652
23 P.O. Box 650
24 Indian Springs, NV 89070

25 4. Respondent (s): Brian P. Clark

26 Counsel:

27 Brian P. Clark
28 7371 Prairie Falcon Rd., Suite 120
Las Vegas, NV 89128

- 1
2 5. Appellant(s)'s Attorney Licensed in Nevada: N/A
3 Permission Granted: N/A
4 Respondent(s)'s Attorney Licensed in Nevada: N/A
5 Permission Granted: N/A
6
7 6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No
8
9 7. Appellant Represented by Appointed Counsel On Appeal: N/A
10
11 8. Appellant Granted Leave to Proceed in Forma Pauperis**: Yes, August 4, 2022
12 **Expires 1 year from date filed
13 Appellant Filed Application to Proceed in Forma Pauperis: No
14 Date Application(s) filed: N/A
15
16 9. Date Commenced in District Court: August 3, 2022
17
18 10. Brief Description of the Nature of the Action: TORT - Other
19 Type of Judgment or Order Being Appealed: Misc. Order
20
21 11. Previous Appeal: Yes
22 Supreme Court Docket Number(s): 85354
23
24 12. Child Custody or Visitation: N/A
25
26 13. Possibility of Settlement: Unknown
27
28

Dated This 28 day of November 2022.

Steven D. Grierson, Clerk of the Court

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk
200 Lewis Ave
PO Box 551601
Las Vegas, Nevada 89155-1601
(702) 671-0512

cc: Matthew Travis Houston

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-22-856372-C

Matthew Houston, Plaintiff(s)
vs.
Brian Clark, Defendant(s)

§
§
§
§
§
§
§

Location: **Department 20**
 Judicial Officer: **Johnson, Eric**
 Filed on: **08/03/2022**
 Cross-Reference Case Number: **A856372**
 Defendant's Scope ID #: **7035801**
 Supreme Court No.: **85354**

CASE INFORMATION

Statistical Closures

10/31/2022 Motion to Dismiss by the Defendant(s)

Case Type: **Other Tort**

Case Status: **10/31/2022 Dismissed**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-22-856372-C
 Court Department 20
 Date Assigned 08/03/2022
 Judicial Officer Johnson, Eric

PARTY INFORMATION

Plaintiff **Houston, Matthew**

Pro Se

Defendant **Clark, Brian P**

Pro Se


DATE

EVENTS & ORDERS OF THE COURT


INDEX

EVENTS

08/03/2022

 Application to Proceed in Forma Pauperis
 Filed By: Plaintiff Houston, Matthew
[1] Application to Proceed in Forma Pauperis


08/04/2022

 Order to Proceed In Forma Pauperis
 Granted for: Plaintiff Houston, Matthew
[3] Order RE: Application to Proceed In Forma Pauperis


09/06/2022

 Motion
 Filed By: Plaintiff Houston, Matthew
[4] Emergency Motion for an Order Setting Hearing Regarding the Attached Interpleadings and Notice of Intension to Enter Defaults

09/06/2022

 Clerk's Notice of Hearing
[5] Notice of Hearing

09/08/2022

 Notice of Appeal
 Filed By: Plaintiff Houston, Matthew
[6] Emergency Notice of Appeal to Hearings from August 9th 2022, August 15th 2022, August 16th 2022, August 23rd 2022, August 25th 2022, August 30th 2022, August 31st 2022, September 6 2022 and Minute Order(s) from August 23 2022 and August 24th 2022 and

CASE SUMMARY

CASE NO. A-22-856372-C

Request for an Order to Reset Time

09/08/2022



Notice of Appeal

Filed By: Plaintiff Houston, Matthew

[7] Emergency Notice of Appeal to Minute Order from June 16th 2022

09/08/2022



Notice of Appeal

Filed By: Plaintiff Houston, Matthew

[8] Emergency Notice of Appeal to Hearings from July 13th, 2022 and July 14th 2022 and Request for an Order to Reset Time

09/12/2022



Case Appeal Statement

[9] Case Appeal Statement

09/12/2022



Case Appeal Statement

[10] Case Appeal Statement

09/12/2022



Case Appeal Statement

[11] Case Appeal Statement

09/21/2022



Motion to Dismiss

Filed By: Defendant Clark, Brian P

[12] Defendant's Motion to Dismiss, Motion for More Definite Statement, and Motion to Strike

09/23/2022



Clerk's Notice of Hearing

[13] Notice of Hearing

09/26/2022



Certificate of Service

Filed by: Defendant Clark, Brian P

[14] Certificate of Service

10/10/2022



Notice

Filed By: Plaintiff Houston, Matthew

[15] Notice Re: Emergency Motion Hearing

10/10/2022



Motion

Filed By: Plaintiff Houston, Matthew

[16] Emergency Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative for Appearance by Telephone or Video Conference

10/10/2022



Motion

Filed By: Plaintiff Houston, Matthew

[17] Emergency Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone or Video Conference

10/10/2022



Notice of Motion

Filed By: Plaintiff Houston, Matthew

[18] Notice of Motion and Motion and Motion for Transcripts at State Expense of Case No. A-17-758861-C and Case No. C-17-323614-1

10/11/2022




Motion


Filed By: Plaintiff Houston, Matthew


[19] Emergency Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone or Video Conference


CASE SUMMARY


CASE NO. A-22-856372-C


- 10/11/2022  Clerk's Notice of Hearing
[20] Notice of Hearing


- 10/26/2022  NV Supreme Court Clerks Certificate/Judgment - Dismissed
[21] Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Dismissed


- 10/31/2022  Order
[22] Order Granting Defendant's Motion to Dismiss, Motion For More Definite Statement, and Motion to Strike


- 11/01/2022  Notice of Entry of Order
Filed By: Defendant Clark, Brian P
[23] Notice Of Entry Of Order Granting Defendant's Motion To Dismiss, Motion For More Definite Statement, And Motion To Strike

- 11/15/2022  Motion
Filed By: Plaintiff Houston, Matthew
[24] Emergency Motion (See A-17-758861-C EJOC) and Order for Transportation of Inmate for Court Appearance or, in the Alternative for Appearance by Telephone or Video Conference

- 11/15/2022  Request
Filed by: Plaintiff Houston, Matthew
[25] Emergency Ex Parte Request

- 11/15/2022  Clerk's Notice of Hearing
[26] Notice of Hearing

- 11/23/2022  Notice of Appeal
Filed By: Plaintiff Houston, Matthew
[27] Emergency Notice of Appeal in A-22-856372-C and Attached Ex Parte Letter of Motion (s) as an Emergency Joinder(s) to Case Not Limited to A-22-758861-C, A-22-858580-C, A-17-758861-C, C-17-323614-1 (A-19-800219-W), C-21-357927-1 (A-22-853203-A) and 21P0190 in Justice Court, Las Vegas Township


- 11/28/2022  Case Appeal Statement
Case Appeal Statement

DISPOSITIONS

- 10/26/2022 **Clerk's Certificate** (Judicial Officer: Johnson, Eric)
Debtors: Matthew Houston (Plaintiff)
Creditors: Brian P Clark (Defendant)
Judgment: 10/26/2022, Docketed: 10/27/2022
Comment: Supreme Court No 85354 - "APPEAL DISMISSED"

- 10/31/2022 **Order of Dismissal** (Judicial Officer: Johnson, Eric)
Debtors: Matthew Houston (Plaintiff)
Creditors: Brian P Clark (Defendant)
Judgment: 10/31/2022, Docketed: 11/01/2022

HEARINGS

- 10/25/2022  **Minute Order** (3:00 AM) (Judicial Officer: Johnson, Eric)
Minute Order - No Hearing Held;
Journal Entry Details:

Defendant filed a Motion to Dismiss, Motion for More Definite Statement, and Motion to

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-22-856372-C

Strike on September 21, 2022. The matter was subsequently scheduled for hearing on October 27, 2022. No opposition having been filed and good cause showing, pursuant to EDCR 2.20(e) and EDCR 2.23(c) the Court hereby GRANTS Defendant's Motion. Specifically, the Court finds that Plaintiff's Complaint does not properly identify any cause of action, nor does the Complaint satisfy the pleading requirements of NRCP 8(a). Instead, a review of Plaintiff's Complaint shows that it is a compilation of various court documents and filings, which include, among other things, a Petition for Writ of Habeas Corpus (Post-conviction), a direct appeal to the Nevada Supreme Court for Case No. C-21-357927-1, and a Motion for the Production of Records from Las Vegas Fire and Rescue. While the Court recognizes that Plaintiff is proceeding pro se, "a pro se litigant cannot use his alleged ignorance as a shield to protect him from the consequences of failing to comply with basic procedural requirements." *Rodriguez v. Fiesta Palms, LLC*, 134 Nev. 654, 659, 428 P.3d 255, 259 (2018). Consequently, the Court GRANTS Defendant's Motion to Dismiss Plaintiff's Complaint. The Court hereby VACATES the October 27, 2022 hearing and all future hearing dates in this matter. Counsel for Defendant is directed to prepare a proposed order and submit it to chambers for signature. Counsel is directed to email a word and pdf copy of the proposed order to dc20inbox@clarkcountycourts.us. CLERK'S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve and US mailed to: Matthew Houston, #1210652, PO Box 650, Indian Springs, NV 89070. 10-25-22 khm;

10/27/2022 **CANCELED Motion** (8:30 AM) (Judicial Officer: Johnson, Eric)
Vacated - per Law Clerk
Plaintiffs - Emergency Motion for an Order Setting Hearing Regarding the Attached

10/27/2022 **CANCELED Motion to Dismiss** (8:30 AM) (Judicial Officer: Johnson, Eric)
Vacated - per Law Clerk
Defendant's Motion to Dismiss, Motion for More Definite Statement, and Motion to Strike

11/16/2022 **CANCELED Motion for Order** (8:30 AM) (Judicial Officer: Johnson, Eric)
Vacated - per Law Clerk
Emergency Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone or Video Conference

12/21/2022 **Request** (8:30 AM) (Judicial Officer: Johnson, Eric)
Plaintiff's Emergency Ex Parte Request

DISTRICT COURT CIVIL COVER SHEET

Clark

County, Nevada

A-22-856372-C

Case No.

(Assigned by Clerk's Office)

XX

I. Party Information (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone): Matthew Travis Houston CHTD 22010 Cold Creek Road PO Box 650 89070-0650 P: (702) 879-6789	Defendant(s) (name/address/phone): 4) Brian P. Clark (?) Clark McCourt, LLC 7371 Prairie Falcon Rd #120 Las Vegas, NV 89128
Attorney (name/address/phone): Indian Springs, NV pro se P: (702) 474-7554 P: (714) 916-7431 P: (610) 762-4143 P: (763) 267-9914	Attorney (name/address/phone): P: (702) 474-0065 (see "RENEWED LIST OF PARTIES" e-filed in 2:21-cv-00499-JAD-DJA and "DEMAND FOR REPAIRATIONS")

II. Nature of Controversy (please select the one most applicable filing type below)

Civil Case Filing Types

<p>Real Property</p> <p><input type="checkbox"/> Landlord/Tenant</p> <p><input type="checkbox"/> Unlawful Detainer</p> <p><input type="checkbox"/> Other Landlord/Tenant</p> <p>Title to Property</p> <p><input type="checkbox"/> Judicial Foreclosure</p> <p><input type="checkbox"/> Other Title to Property</p> <p>Other Real Property</p> <p><input type="checkbox"/> Condemnation/Eminent Domain</p> <p><input type="checkbox"/> Other Real Property</p>	<p>Negligence</p> <p><input type="checkbox"/> Auto</p> <p><input type="checkbox"/> Premises Liability</p> <p><input type="checkbox"/> Other Negligence</p> <p>Malpractice</p> <p><input type="checkbox"/> Medical/Dental</p> <p><input type="checkbox"/> Legal</p> <p><input type="checkbox"/> Accounting</p> <p><input type="checkbox"/> Other Malpractice</p>	<p>Torts</p> <p>Other Torts</p> <p><input type="checkbox"/> Product Liability</p> <p><input type="checkbox"/> Intentional Misconduct</p> <p><input type="checkbox"/> Employment Tort</p> <p><input type="checkbox"/> Insurance Tort</p> <p><input checked="" type="checkbox"/> Other Tort</p>
<p>Probate</p> <p>Probate (select case type and estate value)</p> <p><input type="checkbox"/> Summary Administration</p> <p><input type="checkbox"/> General Administration</p> <p><input type="checkbox"/> Special Administration</p> <p><input type="checkbox"/> Set Aside</p> <p><input type="checkbox"/> Trust/Conservatorship</p> <p><input type="checkbox"/> Other Probate</p> <p>Estate Value</p> <p><input type="checkbox"/> Over \$200,000</p> <p><input type="checkbox"/> Between \$100,000 and \$200,000</p> <p><input type="checkbox"/> Under \$100,000 or Unknown</p> <p><input type="checkbox"/> Under \$2,500</p>	<p>Construction Defect & Contract</p> <p>Construction Defect</p> <p><input type="checkbox"/> Chapter 40</p> <p><input type="checkbox"/> Other Construction Defect</p> <p>Contract Case</p> <p><input type="checkbox"/> Uniform Commercial Code</p> <p><input type="checkbox"/> Building and Construction</p> <p><input type="checkbox"/> Insurance Carrier</p> <p><input type="checkbox"/> Commercial Instrument</p> <p><input type="checkbox"/> Collection of Accounts</p> <p><input type="checkbox"/> Employment Contract</p> <p><input type="checkbox"/> Other Contract</p>	<p>Judicial Review/Appeal</p> <p>Judicial Review</p> <p><input type="checkbox"/> Foreclosure Mediation Case</p> <p><input type="checkbox"/> Petition to Seal Records</p> <p><input type="checkbox"/> Mental Competency</p> <p>Nevada State Agency Appeal</p> <p><input type="checkbox"/> Department of Motor Vehicle</p> <p><input type="checkbox"/> Worker's Compensation # 3016661201-0001</p> <p><input type="checkbox"/> Other Nevada State Agency</p> <p>Appeal Other</p> <p><input type="checkbox"/> Appeal from Lower Court</p> <p><input type="checkbox"/> Other Judicial Review/Appeal</p>
<p>Civil Writ</p> <p><input checked="" type="checkbox"/> Writ of Habeas Corpus</p> <p><input type="checkbox"/> Writ of Mandamus</p> <p><input type="checkbox"/> Writ of Quo Warrant</p> <p><input type="checkbox"/> Writ of Prohibition</p> <p><input type="checkbox"/> Other Civil Writ</p>	<p>Other Civil Filing</p> <p><input type="checkbox"/> Compromise of Minor's Claim</p> <p><input type="checkbox"/> Foreign Judgment</p> <p><input type="checkbox"/> Other Civil Matters</p>	

Business Court filings should be filed using the Business Court civil coversheet.

June 24th, 2022
Date

Matthew Travis Houston
Signature of initiating party or representative

See other side for family-related case filings.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Tort

COURT MINUTES

October 25, 2022

A-22-856372-C Matthew Houston, Plaintiff(s)
vs.
Brian Clark, Defendant(s)

October 25, 2022 3:00 AM Minute Order

HEARD BY: Johnson, Eric **COURTROOM:** Chambers

COURT CLERK: Kathryn Hansen-McDowell

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- Defendant filed a Motion to Dismiss, Motion for More Definite Statement, and Motion to Strike on September 21, 2022. The matter was subsequently scheduled for hearing on October 27, 2022.

No opposition having been filed and good cause showing, pursuant to EDCR 2.20(e) and EDCR 2.23(c) the Court hereby GRANTS Defendant's Motion.

Specifically, the Court finds that Plaintiff's Complaint does not properly identify any cause of action, nor does the Complaint satisfy the pleading requirements of NRCP 8(a). Instead, a review of Plaintiff's Complaint shows that it is a compilation of various court documents and filings, which include, among other things, a Petition for Writ of Habeas Corpus (Post-conviction), a direct appeal to the Nevada Supreme Court for Case No. C-21-357927-1, and a Motion for the Production of Records from Las Vegas Fire and Rescue. While the Court recognizes that Plaintiff is proceeding pro se, "a pro se litigant cannot use his alleged ignorance as a shield to protect him from the consequences of failing to comply with basic procedural requirements." *Rodriguez v. Fiesta Palms, LLC*, 134 Nev. 654, 659, 428 P.3d 255, 259 (2018). Consequently, the Court GRANTS Defendant's Motion to Dismiss Plaintiff's Complaint.

The Court hereby VACATES the October 27, 2022 hearing and all future hearing dates in this matter. Counsel for Defendant is directed to prepare a proposed order and submit it to chambers for signature. Counsel is directed to email a word and pdf copy of the proposed order to dc20inbox@clarkcountycourts.us.

CLERK S NOTE: This Minute Order was electronically served to all registered parties for Odyssey File & Serve and US mailed to: Matthew Houston, #1210652, PO Box 650, Indian Springs, NV 89070.
10-25-22 khm



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

MATTHEW TRAVIS HOUSTON #1210652
P.O. BOX 650
INDIAN SPRINGS, NV 89070

DATE: November 28, 2022
CASE: A-22-856372-C

RE CASE: MATTHEW TRAVIS HOUSTON vs. BRIAN P. CLARK

NOTICE OF APPEAL FILED: November 23, 2022

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

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

- \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)**
 - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- \$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
 - NRAP 7: Bond For Costs On Appeal in Civil Cases
 - *Previously paid Bonds are not transferable between appeals without an order of the District Court.*
- 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 (g) 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.

*****Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.***

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):

EMERGENCY NOTICE OF APPEAL IN A-22-856372-C AND ATTACHED
EX PARTE LETTER OF MOTION(S) AS AN EMERGENCY; CASE APPEAL STATEMENT;
DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; NOTICE OF DEFICIENCY

MATTHEW TRAVIS HOUSTON,

Plaintiff(s),

vs.

BRIAN P. CLARK,

Defendant(s),

Case No: A-22-856372-C

Dept No: XX

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 28 day of November 2022.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

