

NOTC

MATTHEW TRAVIS HOUSTON,  
Plaintiff,  
vs.  
DANIEL L. SCHWARTZ ET AL,  
Defendants.

DISTRICT COURT  
CLARK COUNTY, NEVADA  
Case No. A-22-858580-C  
Dept. No. 4

Electronically Filed  
11/21/2023 9:24 AM  
Steven D. Grierson  
CLERK OF THE COURT

*Steven D. Grierson*

NOTICE OF APPEAL

1.) INMATE NAME	DOC #	2.) HOUSING UNIT	3.) DATE
Matthew Travis Houston	1210652	7A9	11.09.2023

4.) REQUEST FORM TO: (CHECK BOX)

MENTAL HEALTH      Electronically Filed  
 CASEWORKER       MEDICAL      Nov 29 2023 01:22 PM  
 EDUCATION       LAW LIBRARY      Elizabeth A. Brown  
 LAUNDRY       VISITING       SHIFT COMMAND      Clerk of Supreme Court  
 PROPERTY ROOM       OTHER CHAPEL

5.) NAME OF INDIVIDUAL TO CONTACT: Anybody who cares about the fact that Mr. Houston is actually innocent in C-21-357927-1 and isn't fake. This correspondence is mostly related to the events of November 08, 2023:

6.) REQUEST: (PRINT BELOW) The law library is not responding to my kites since before 10.30.2023, neither are they providing me my NSF envelopes or filling my order for legal supplies. The judge in EJDC Case No. A-22-862155-C failed to appear at me telephonic court hearing and I witnessed Defendant No. 28, Michael P. Villani spying on the BLUE JEANS monitor... As the result of my suffering additional damages including but not limited to that of emotional distress, I am too traumatized to attend any sort of religious lands services.

7.) INMATE SIGNATURE Matthew Travis Houston DOC # 1210652

8.) RECEIVING STAFF SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

9.) RESPONSE TO INMATE

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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10.) RESPONDING STAFF SIGNATURE \_\_\_\_\_ DATE \_\_\_\_\_

RECEIVED

NOV 20 2023

CLERK OF THE COURT

"And I'm too depressed to publish further LEGAL DISCLAIMERS for y'all" 😞

MATT NEW HOUSTON REC

# 1210652

HDSP

Po Box 650

Indian Springs, NV

89070-0650

NOV

CLERK OF THE COURT

RECEIVED

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DISTRICT COURT  
CLERK OF THE COURT

LAS VEGAS NV 890  
16 NOV 2023PM 4



US POSTA

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District Court

~~COURT ADMINISTRATOR~~

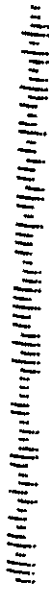
cc. Law Clerks

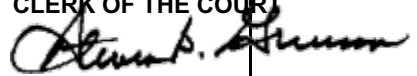
200 Lewis Ave

Las Vegas, NV

89155

OF THE AMERICAN BAR ASSOCIATION MEMBER 3300000  
ABA ID No. 04662784





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 DANIEL SCHWARTZ, ESQ.,

14 Defendant(s),  
15

Case No: A-22-858580-C

Dept No: IV

16  
17 **CASE APPEAL STATEMENT**

18 1. Appellant(s): Matthew Travis Houston

19 2. Judge: Nadia Krall

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): Daniel Schwartz, Esq.

26 Counsel:

27 Daniel Schwartz, Esq.  
28 2300 W. Sahara Ave., Ste. 900, Box 28  
Las Vegas, NV 89102

- 1  
2 5. Appellant(s)'s Attorney Licensed in Nevada: N/A  
Permission Granted: N/A  
3  
4 Respondent(s)'s Attorney Licensed in Nevada: Yes  
Permission Granted: N/A  
5  
6 6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No  
7  
8 7. Appellant Represented by Appointed Counsel On Appeal: N/A  
9  
10 8. Appellant Granted Leave to Proceed in Forma Pauperis\*\*: Yes, January 24, 2023  
\*\*Expires 1 year from date filed  
Appellant Filed Application to Proceed in Forma Pauperis: N/A  
Date Application(s) filed: N/A  
11  
12 9. Date Commenced in District Court: September 19, 2022  
13  
14 10. Brief Description of the Nature of the Action: NEGLIGENCE - Other  
Type of Judgment or Order Being Appealed: Unknown  
15  
16 11. Previous Appeal: Yes  
Supreme Court Docket Number(s): 86600, 87003  
17  
18 12. Child Custody or Visitation: N/A  
19  
20 13. Possibility of Settlement: Unknown

Dated This 22 day of November 2023.

Steven D. Grierson, Clerk of the Court

/s/ Cierra Borum

Cierra Borum, 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-22-858580-C**

**Matthew Houston, Plaintiff(s)**  
**vs.**  
**Daniel Schwartz, Defendant(s)**

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§

Location: **Department 4**  
 Judicial Officer: **Krall, Nadia**  
 Filed on: **09/19/2022**  
 Cross-Reference Case Number: **A858580**  
 Defendant's Scope ID #: **7035801**  
 Supreme Court No.: **86600**  
**87003**

**CASE INFORMATION**

**Statistical Closures**

07/13/2023 Motion to Dismiss by the Defendant(s)

Case Type: **Legal Malpractice**

Case Status: **07/13/2023 Dismissed**

**DATE**

**CASE ASSIGNMENT**

**Current Case Assignment**

Case Number	A-22-858580-C
Court	Department 4
Date Assigned	09/19/2022
Judicial Officer	Krall, Nadia

**PARTY INFORMATION**

**Plaintiff**

**Houston, Matthew**

*Lead Attorneys*

**Pro Se**

**Defendant**

**Schwartz, Daniel**

**Schwartz, Daniel L**  
*Retained*  
 702-893-3383(W)

**DATE**

**EVENTS & ORDERS OF THE COURT**

**INDEX**

**EVENTS**

09/19/2022



Complaint

Filed By: Plaintiff Houston, Matthew  
*[1] Complaint "Jury Trial Demanded" "De Novo Hearing(s) Requested"*

09/19/2022



Application to Proceed in Forma Pauperis

Filed By: Plaintiff Houston, Matthew  
*[2] Application to Proceed in Forma Pauperis (Confidential)*

10/10/2022



Motion

Filed By: Plaintiff Houston, Matthew  
*[3] Emergency Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative for Appearance by Telephone or Video Conference "De Novo Requested" "Jury Trials Demanded"*

10/17/2022



Motion to Dismiss

Filed By: Defendant Schwartz, Daniel  
*[4] Defendant Daniel Schwartz's Motion to Dismiss Plaintiff Matthew Houston's Complaint; Hearing Not Requested*

11/07/2022





Clerk's Notice of Nonconforming Document

CASE SUMMARY


CASE NO. A-22-858580-C


[5] Clerk's Notice of Nonconforming Document


11/22/2022  Clerk's Notice of Nonconforming Document and Curative Action  
[6] Clerk's Notice of Curative Action


11/28/2022  Notice of Intent  
[7] Notice of Intention to Enter Default

11/29/2022  Clerk's Notice of Hearing  
[8] Notice of Hearing


12/28/2022  Objection  
Filed By: Plaintiff Houston, Matthew  
[10] Ex Parte Response to Def. Dan Schwartz's Motion to Dismiss Complaint

12/28/2022  Ex Parte Motion  
Filed By: Plaintiff Houston, Matthew  
[11] Emergency Ex Parte Motion for Leave to File an Amended Complaint "Hearing Requested" "Jury Trials Demanded"


12/28/2022  Clerk's Notice of Hearing  
[12] Notice of Hearing

12/28/2022  Opposition  
Filed By: Plaintiff Houston, Matthew  
[13] Emergency Ex Parte Opposition to the False Claims of Lewis Brisbois Bisgaard & Smith, et al "Hearing Requested"


12/28/2022  Clerk's Notice of Hearing  
[14] Notice of Hearing

12/29/2022  Ex Parte Motion  
Filed By: Plaintiff Houston, Matthew  
[15] Emergency Ex Parte Motion for Leave to Add Defendant(s) Tierra Danielle Jones and Christopher D. Burk, Esq "Hearing Requested"

12/29/2022  Motion  
Filed By: Plaintiff Houston, Matthew  
[16] Emergency Motion to Add Defendant(s) Kristina A. Rhodes "Jury Trial Demanded" "De Novo Hearing(s) Requested"













12/29/2022  Motion  
Filed By: Plaintiff Houston, Matthew  
[17] Emergency Motion to Add Defendants' Not Limited to Office to the Public Defender Benard H. Little "Jury Trial Demanded" "De Novo Hearing(s) Requested"

12/29/2022  Clerk's Notice of Hearing  
[18] Notice of Hearing

12/29/2022  Ex Parte Motion  
Filed By: Plaintiff Houston, Matthew  
[19] Emergency Ex Parte Motion for an Extension of Time to Prepare and File an Opposition to Defendant's Motion(s) to Dismiss in Case No. A-22-858580-C and Case No. A-22-856372-C

**CASE SUMMARY**

**CASE NO. A-22-858580-C**

- 01/24/2023  Application to Proceed in Forma Pauperis  
*[20] Application to Proceed Informa Pauperis (Confidential)*
  
- 01/24/2023  Order to Proceed In Forma Pauperis  
*[21] Order to Proceed in Forma Pauperis (Confidential)*
  
- 02/10/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[22] Emergency Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone Video Conference\**
  
- 02/14/2023  Summons  
Filed by: Plaintiff Houston, Matthew  
Party served: Defendant Schwartz, Daniel  
*[23] Summons - Civil*
  
- 02/15/2023  Opposition to Motion  
Filed By: Plaintiff Houston, Matthew  
*[24] Opposition to Defendant Daniel L. Schwartz's Motion to Dismiss. Part One, Emergency Interpleading of Fact, and Meritorious Intervention as Joinder of Appeal "Hearing Requested" "De Novo Hearings Requested" -Jury Trial Demanded - (This Pleading was Originally Efiled in District Court EJDC on 11/23/2022*
  
- 02/16/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[25] Emergency Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone or Video Conference Under NRAP 78e "Hearing Requested" (Unfiled)*
  
- 02/16/2023  Clerk's Notice of Hearing  
*[26] Notice of Hearing*
  
- 02/16/2023  Ex Parte Motion  
Filed By: Plaintiff Houston, Matthew  
*[27] Emergency Ex Parte Motion for an Extension of Time to Prepare and Filed an Opposition to Defendant's Motion(s) to Dismiss in Case No. A-22-858580-C and Case No. A-22-856372-C Under NRAP 27e "Hearing Requested"*
  
- 02/16/2023  Clerk's Notice of Hearing  
*[28] Notice of Hearing*
  
- 02/24/2023  Order Denying  
*[29] Order Denying Plaintiff Matthew Travis Houston's Emergency Ex Parte Opposition to the False Claims of Lewis Brisbois Bisgaard & Smith, and Plaintiff's Motion for Leave to File an Amended Complaint, and Denying Defendant Daniel Schwartz's Opposition to Plaintiff's Motion to Amend Complaint.*
  
- 02/24/2023  Order Denying  
*[30] Order Denying Plaintiff Matthew Travis Houston's Emergency Ex Parte Opposition to the False Claims of Lewis Brisbois Bisgaard & Smith, and Plaintiff's Motion for Leave to File an Amended Complaint, and Denying Defendant Daniel Schwartz's Opposition to Plaintiff's Motion to Amend Complaint.*
  
- 03/08/2023  Notice of Intent to Take Default  
Party: Plaintiff Houston, Matthew  
*[31] Renewed Notice of Intention to Enter Default(s)*

**CASE SUMMARY**














**CASE NO. A-22-858580-C**

- 03/09/2023  Affidavit of Service  
Filed By: Plaintiff Houston, Matthew  
Party Served: Defendant Schwartz, Daniel  
*[32] Emergency Declaration of Matthew Travis Houston and Affidavit of Service*
- 03/09/2023  Notice of Intent to Take Default  
Party: Plaintiff Houston, Matthew  
*[33] Notice of Intention to Enter Default*
- 03/29/2023  Notice of Intent to Take Default  
Party: Plaintiff Houston, Matthew  
*[34] Notice of Intention to Enter Default*
- 04/05/2023  Summons Issued  
*[35] Summons - Civil (Issued Only)*
- 04/11/2023  Opposition  
Filed By: Defendant Schwartz, Daniel  
*[36] Defendant Daniel Schwartz's Opposition to Plaintiff Matthew Houston's Notice of Intention to Enter Default*
- 04/21/2023  Motion to Compel  
Filed By: Plaintiff Houston, Matthew  
*[37] Emergency Motion to Compel an Answer from Aaron D. Ford, Affidavit of Service as a "Notice of Motion", and Statement of Facts "Hearing Requested"*
- 04/21/2023  Clerk's Notice of Hearing  
*[38] Notice of Hearing*
- 05/11/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[39] Motion Title: Objection to Defendant Daniel L. Schwartz 's Opposition to Plaintiff Matthew Travis Houston's Notice of Intention to Enter Default and Continued Opposition to Defendants Motion to Dismiss "Hearing Requested"*
- 05/11/2023  Clerk's Notice of Hearing  
*[40] Notice of Hearing*
- 05/12/2023  Order Denying Motion  
*[41] Order Denying Plaintiff/Inmate's Emergency Motion to Compel an Answer from Aaron D. Ford, Affidavit of Service as a Notice of Motion and Statement of Facts*
- 05/16/2023  Notice of Appeal (Criminal)  
*[42] Emergency Declaration See "Renewed Notice of Appeal; Emergency Statement of Facts Under NRAP 3C, 27E/9th.Cir.2735 and Response to Order to Show Cause Why Mr. Houston is Not a Vexatious Litigant"*
- 05/17/2023  Case Appeal Statement  
*[43] Case Appeal Statement*
- 05/18/2023  Affidavit of Service  
*[44] Affidavit of Service*






CASE SUMMARY

CASE NO. A-22-858580-C

- 05/24/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[51] Emergency Motion and Order for Transportation (In All Cases of Mr. Matthew Travis Houston) of Inmate for Court Appearance Under NRAP 3C/27E or, in the Alternative, for Appearance by Telephone or Video Conference "Hearing Requested"*
- 05/24/2023  Clerk's Notice of Hearing  
*[52] Notice of Hearing*
- 06/12/2023  Order for Production of Inmate  
*[53] Order for Production of an Inmate Matthew Houston, BAC #1210652*
- 06/29/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[54] Emergency Motion to Add Defendant Elham Roohani as Expedited Notice of Intention to Enter Default "Hearing Requested"*
- 06/29/2023  Clerk's Notice of Hearing  
*[55] Notice of Hearing*
- 06/29/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[56] Emergency Motion Under NRAP 27(e) to Add Defendant(s) Not Limited to Linda Sakalauskas and Nevada Attorney for Injured Workers and Renewed Application to Proceed in Forma Pauperis; (NAIW Hereinafter) "Hearing Requested" (Confidential)*
- 06/29/2023  Clerk's Notice of Hearing  
*[57] Notice of Hearing*
- 06/30/2023  Demand for Jury Trial  
Filed By: Plaintiff Houston, Matthew  
*[58] Demand for Jury Trial and Statement of Facts "Hearing Requested"*
- 07/01/2023  Supplemental  
Filed by: Plaintiff Houston, Matthew  
*[59] Supplemental Civil Rights Complaint Pursuant to 42 U.S.C. 1983, Joinder to A-22-856372-C / A-22-853203-W, Motion to Add Defendant Kelsey Bernstein, and Notice of Motion "Hearing Requested" "Jury Trial Demanded"*
- 07/05/2023  NV Supreme Court Clerks Certificate/Judgment - Dismissed  
*[60] Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Dismissed*
- 07/06/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[61] Emergency Motion for an Order to Determine the Relationship, if any, Between the Hon. Jennifer Schwartz, Daniel L. Schwartz, and Karen Schwartz aka Benex as a Notice of Motion "Hearing Requested"*
- 07/06/2023  Clerk's Notice of Hearing  
*[62] Notice of Hearing*
- 07/07/2023  Audiovisual Transmission Equipment Appearance Consent  
*[63] Defendant's Notice of Intent to Appear by Simultaneous Audiovisual Transmission Equipment*














**CASE SUMMARY**

**CASE NO. A-22-858580-C**

- 07/13/2023  Order Granting Motion  
*[64] Order Granting Defendant Daniel Schwartz's Motion to Dismiss Matthew Houston's Complaint*
- 07/13/2023  Notice of Entry of Order  
Filed By: Defendant Schwartz, Daniel  
*[65] Notice of Entry of Order*
- 07/17/2023  Notice of Appeal  
*[66] Notice of Appeal*
- 07/18/2023  Case Appeal Statement  
*[67] Case Appeal Statement*
- 08/14/2023  Audiovisual Transmission Equipment Appearance Request  
Party: Defendant Schwartz, Daniel  
*[68] Defendant's Notice Of Intent To Appear By Simultaneous Audiovisual Transmission Equipment*
- 08/16/2023  Affidavit of Service  
*[69] Affidavit of Service*
- 08/23/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[70] Reoccurring Emergency Motion and Order to Transportation (in all cases of Mr. Matthew Travis Houston ) of Inmate for Court Appearance Under NRAP 3 C/27E or in the Alternative, for Appearance by Telephone or Video Conference*
- 08/23/2023  Clerk's Notice of Hearing  
*[71] Notice of Hearing*
- 08/24/2023  Affidavit of Service  
*[72] Affidavit of Service*
- 08/28/2023  Order  
*[73] Order Denying Plaintiff's Emergency Re-Occurring Motion And Order To Transport (In All Cases Of Mr. Matthew Houston) Of Inmate For Court Appearance Under NRAP 3c/27e, Or In The Alternative, For Appearance By Telephone Or Video Conference*
- 08/29/2023  Notice of Entry of Order  
Filed By: Defendant Schwartz, Daniel  
*[74] Notice Of Entry Of Order*
- 08/29/2023  Motion to Vacate  
Filed By: Plaintiff Houston, Matthew  
*[75] Emergency Motion to Vacate Dismissal from July 11, 2023 (Order Entered July 13, 2023) Motion for Reconsideration Rehearing de Novo and Notice of Motion*
- 08/29/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[76] Emergency Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative for Appearance by Telephone or Video Conference Under NRAP 3C/NRAP 27E and 9th Cir. 27-3*

**CASE SUMMARY**

**CASE NO. A-22-858580-C**

- 08/29/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[77] Emergency Motion and Order for Transportation (in All Cases of Mr. Matthew Travis Houston ) of Inmate for Court Appearance Under NRAP 3C/27E or, in the Alternative, for Appearance by Telephone or Video*
- 10/05/2023  Motion to Vacate  
Filed By: Plaintiff Houston, Matthew  
*[78] Emergency Motion to Vacate Dismissal from July 11,2023 ( Order Entered July 13, 2023) , Motion for Reconsideration, Rehearing De Novo August 28., 2023) and Notice of Motion Under NRAP 27-E NRCP 59 and NRCP 60*
- 10/05/2023  Clerk's Notice of Hearing  
*[79] Notice of Hearing*
- 10/12/2023  Affidavit of Service  
*[80] Affidavit of Service*
- 10/17/2023  Supplemental  
Filed by: Plaintiff Houston, Matthew  
*[81] Supplemental Civil Rights Complaint by an Inmate as a "Brandies Brief," Meritorious Intervention and Joinder of Appeal Pursuant to NRCP 59 and NRCP 60*
- 10/17/2023  Affidavit  
*[84] Affidavit of Service*
- 10/18/2023  Motion  
Filed By: Plaintiff Houston, Matthew  
*[82] Motion for New Trials Under NRCP 60 Emergency Opposition and Emergency Motion and Order for Transportation (in All Cases for Mr. Matthew Travis Houston ) of Inmate for Court Appearance NRCP 24, NRAP 3 C/NRAP 27(e)/ 9TH CIR. 27.3, or in the Alternative for Appearance by Telephone or Video Conference*
- 10/18/2023  Clerk's Notice of Hearing  
*[83] Notice of Hearing*
- 10/31/2023  Order  
*[85] Order Denying Plaintiff's Emergency Motion to Vacate Dismissal from July 11, 2023 (Order Entered July 13, 2023), Motion for Reconsideration, Rehearing De Novo August 28, 2023 and Notice of Motion Under NRAP 27-E NRCP 59 And NRCP 60*
- 10/31/2023  Order  
*[86] Order Denying Plaintiff's Motion for New Trial Under NRCP 60 Emergency Opposition and Emergency Motion and Order for Transportation (in All Cases for Mr. Matthew Travis Houston) of Inmate for Court Appearance NRCP 24, NRAP 3 C/NRAP 27(E)/9th Cir.27.3, or in the Alternative, for Appearance By Telephone of Video Conference*
- 10/31/2023  Notice of Entry of Order  
*[87] Notice of Entry of Order*
- 11/01/2023  Notice of Entry of Order  
*[88] Notice of Entry of Order*
- 11/11/2023  Motion  
Filed By: Plaintiff Houston, Matthew


**CASE SUMMARY**

**CASE NO. A-22-858580-C**

*[89] Emergency Motion and Ex Parte Demand for Appointment of Discovery Commissioner s in all Case of the Plaintiff Matthew Travis Houston*

- 11/11/2023  Clerk's Notice of Hearing  
*[90] Notice of Hearing*
- 11/13/2023  Affidavit of Service  
*[91] Affidavit of Service*
- 11/18/2023  Opposition  
*[92] Opposition to the Perjury and Conspiracy of Rosemarie McMorris -Alexander et al as a Response to the Attached Exhibit "One"*
- 11/18/2023  Clerk's Notice of Hearing  
*[93] Notice of Hearing*
- 11/18/2023  Motion to Stay  
Filed By: Plaintiff Houston, Matthew  
*[94] Emergency Motion for Stay and Abeyance Pursuant to Law + Opposition to and Response to the False Claims and Threats Made on the Record by the Office of The District Attorney et al on October 25 th, 2023*
- 11/18/2023  Clerk's Notice of Hearing  
*[95] Notice of Hearing*
- 11/21/2023  Notice of Appeal  
*[96] Notice of Appeal*
- 11/21/2023  Notice of Appeal  
*[97] Notice of Appeal*
- 11/22/2023  Case Appeal Statement  
*Case Appeal Statement*

**HEARINGS**

- 01/10/2023  **Minute Order (3:00 AM)** (Judicial Officer: Krall, Nadia)  
Minute Order - No Hearing Held;  
Journal Entry Details:  
*NRCP 1 and NRCP 1.10 state that the procedures in district court shall be administered to secure efficient, just and inexpensive determinations in every action and proceeding. Pursuant to EDCR 2.23(c), the judge may consider the motion on its merits at any time with or without oral argument, and grant or deny it. Defendant Daniel Schwartz's Motion to Dismiss Pro Se Plaintiff Matthew Travis Houston's Complaint filed on 10/17/2022 and Pro Se Plaintiff Matthew Travis Houston's Emergency Ex Parte Motion for an Extension of Time to Prepare and File an Opposition to Defendant's Motion(s) to Dismiss in Case No A-22-858580-C- and Case No. A-22-856372-C Filed on 12/29/2022. The Court reviewed all of the pleadings and attached exhibits regarding the pleadings on file. COURT ORDERED, Defendant Daniel Schwartz's Motion to Dismiss Plaintiff Matthew Houston's Complaint filed on 10/17/2022 is CONTINUED for 90 days to 4/12/2023 at 9:00 A.M. to allow Pro Se Plaintiff Matthew Travis Houston additional time to file an Opposition to Defendant Daniel Schwartz's Motion to Dismiss. COURT FURTHER ORDERED, Pro Se Plaintiff Matthew Travis Houston deadline to file an opposition is 3/29/2023 by 5:00 P.M. COURT FURTHER ORDERED, Defendant Daniel Schwartz to file his Reply no later than 4/5/2023 by 5:00 P.M. COURT FURTHER ORDERED, Defendant Daniel Schwartz's Motion to Dismiss Pro Se Plaintiff Matthew Travis Houston's Complaint filed on 10/17/2022 currently scheduled for hearing on 1/11/2023 at 9:00 A.M. is CONTINUED to 4/12/2023 at 9:00 A.M. 04/12/2023 09:00 AM MOTION TO DISMISS CLERK'S NOTE: This minute order was electronically served and mailed to Pro Se Plaintiff at the address on file by Courtroom Clerk, Pharan Burchfield, to all registered parties for*

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-22-858580-C

*Odyssey File & Serve./pb/1/10/23.;*

- 01/31/2023 **Motion to Amend Complaint** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Plaintiff's Emergency Ex Parte Motion for Leave to File an Amended Complaint*  
Denied;
- 01/31/2023 **Opposition** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Plaintiff's Emergency Ex Parte Opposition to the False Claims of Lewis Brisbois Bisgaard & Smith*  
Moot;
- 01/31/2023  **All Pending Motions** (9:00 AM) (Judicial Officer: Krall, Nadia)  
Matter Heard;  
Journal Entry Details:  
*PLAINTIFF'S EMERGENCY EX PARTE OPPOSITION TO THE FALSE CLAIMS OF LEWIS BRISBOIS BISGAARD & SMITH . . . PLAINTIFF'S EMERGENCY EX PARTE MOTION FOR LEAVE TO FILE AN AMENDED COMPLAINT COURT NOTED Opposition not being a proper pleading and the Court cannot make a ruling. Therefore, COURT ORDERED, Plaintiff's Emergency Ex Parte Opposition To The False Claims Of Lewis Brisbois Bisgaard & Smith DENIED AS MOOT. COURT FURTHER NOTED Motion for Leave to File Amended Complaint was filed without an attached proposed Amended Complaint. COURT FURTHER ORDERED, Plaintiff's Emergency Ex Parte Motion For Leave To File An Amended Complaint DENIED; and Mr. Schwartz to prepare the Order.;*
- 02/07/2023 **Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Plaintiff's - Emergency Ex Parte Motion for Leave to add Defendant(s) Tierra Danielle Jones and Christopher D Burk Esq*  
Denied;
- 02/07/2023 **Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Plaintiff's - Emergency Motion to Add Defendant(s) Kristina A. Rhodes*  
Denied;
- 02/07/2023 **Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Plaintiff's - Emergency Motion to Add Defendant(s) not Limited to Office to the Public Defender Benard H. Little*  
Denied;
- 02/07/2023  **All Pending Motions** (9:00 AM) (Judicial Officer: Krall, Nadia)  
Matter Heard;  
Journal Entry Details:  
*PLAINTIFF'S - EMERGENCY EX PARTE MOTION FOR LEAVE TO ADD DEFENDANT(S) TIERRA DANIELLE JONES AND CHRISTOPHER D BURK ESQ. . . . PLAINTIFF'S - EMERGENCY MOTION TO ADD DEFENDANT(S) KRISTINA A. RHODES . . . PLAINTIFF'S - EMERGENCY MOTION TO ADD DEFENDANT(S) NOT LIMITED TO OFFICE TO THE PUBLIC DEFENDER BENARD H. LITTLE COURT NOTED that there being no attached proposed Amended Complaint to the Motions. COURT stated its FINDINGS and ORDERED, Plaintiff's Emergency Ex Parte Motion for Leave to Add Defendants Tierra Danielle Jones and Christopher D Burk Esq. DENIED; Plaintiff's Emergency Motion to Add Defendant Kristina A. Rhodes DENIED; Plaintiff's Emergency Motion to Add Defendants Not Limited to Office to the Public Defender Benard H. Little DENIED; and Mr. Schwartz to prepare the Order ;*
- 03/28/2023 **Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Plaintiff / Inmate's - Emergency Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference Under NRAP 78(e)*  
Granted; Plaintiff / Inmate's - Emergency Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference Under NRAP 78(e)
- 03/28/2023 **Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Plaintiff / Inmate's Ex Parte Motion for an Extension of Time to Prepare and Filed an*

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-22-858580-C

*Opposition to Defendant's Motion(s) to Dismiss in Case No. A-22-858580-C and Case No. A-22-856372-C Under NRAP 27(e)*

Granted; Plaintiff / Inmate's Ex Parte Motion for an Extension of Time to Prepare and Filed an Opposition to Defendant's Motion(s) to Dismiss in Case No. A-22-858580-C and Case No. A-22-856372-C Under NRAP 27(e)

03/28/2023


 **All Pending Motions** (9:00 AM) (Judicial Officer: Krall, Nadia)

Matter Heard;

Journal Entry Details:

*PLAINTIFF / INMATE'S - EMERGENCY MOTION AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR IN THE ALTERNATIVE FOR APPEARANCE BY TELEPHONE OR VIDEO CONFERENCE UNDER NRAP 78(E) . . . PLAINTIFF / INMATE'S EX PARTE MOTION FOR AN EXTENSION OF TIME TO PREPARE AND FILED AN OPPOSITION TO DEFENDANT'S MOTION(S) TO DISMISS IN CASE NO. A-22-858580-C AND CASE NO. A-22-856372-C UNDER NRAP 27(E) Mr. Schwartz confirmed Plaintiff has not yet received anything in response to his Motion to Dismiss. COURT ORDERED, Plaintiff / Inmate's - Emergency Motion and Order for Transportation of Inmate for Court Appearance or in the Alternative for Appearance by Telephone or Video Conference Under NRAP 78(e) GRANTED; Plaintiff / Inmate's Ex Parte Motion for an Extension of Time to Prepare and Filed an Opposition to Defendant's Motion(s) to Dismiss in Case No. A-22-858580-C and Case No. A-22-856372-C Under NRAP 27(e) GRANTED; the 4/12/23 hearing on Defendant Daniel Schwartz's Motion to Dismiss Plaintiff Matthew Houston's Complaint CONTINUED; and the Court will prepare an Order with the Opposition date, Reply date, and new hearing date. COURT FURTHER ORDERED, Defendant's appearance via IN-PERSON with Transport Order or appearance via telephone or video conference. CLERK'S NOTE: This minute order was electronically served by Courtroom Clerk, Pharan Burchfield, to all registered parties for Odyssey File & Serve; this minute order was also served by First Class U.S. Mail postage full prepaid to Plaintiff at High Desert State Prison./pb/3/29/23.;*

05/12/2023

 **Minute Order** (3:00 AM) (Judicial Officer: Krall, Nadia)

Minute Order - No Hearing Held;

Journal Entry Details:

*The Court reviewed all of the pleadings and attached exhibits regarding the pleadings on file. COURT ORDERED, Plaintiff/Inmate's Emergency Motion to Compel an Answer from Aaron D. Ford, Affidavit of Service as a Notice of Motion and Statement of Facts shall be DENIED as MOOT; pursuant to the Nevada Rules of Civil Procedure Defendant's Motion to Dismiss is an appropriate responsive pleading; and the hearing date of May 24, 2023 shall be VACATED. CLERK'S NOTE: This minute order was electronically served by Courtroom Clerk, Pharan Burchfield, to all registered parties for Odyssey File & Serve; this minute order was also served by First Class U.S. Mail postage full prepaid to Plaintiff Matthew Houston at High Desert State Prison./pb/5/12/23.;*

05/24/2023

**CANCELED Motion to Compel** (9:00 AM) (Judicial Officer: Krall, Nadia)

*Vacated*

*Plaintiff/Inmate's Emergency Motion to Compel an Answer from Aaron D. Ford, Affidavit of Service as a "Notice of Motion" and Statement of Facts*

07/11/2023

**Motion to Dismiss** (9:00 AM) (Judicial Officer: Krall, Nadia)

*Defendant Daniel Schwartz's Motion to Dismiss Plaintiff Matthew Houston's Complaint per 1/10/23 minute order*

Granted With Prejudice; Defendant Daniel Schwartz's Motion to Dismiss Plaintiff Matthew Houston's Complaint

07/11/2023

**Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)

*Plaintiff's- Motion Title: Objection to Defendant Daniel L. Schwartz 's Opposition to Plaintiff Matthew Travis Houston's Notice of Intention to Enter Default and Continued Opposition to Defendants Motion to Dismiss*

Off Calendar; Plaintiff's- Motion Title: Objection to Defendant Daniel L. Schwartz 's Opposition to Plaintiff Matthew Travis Houston's Notice of Intention to Enter Default and Continued Opposition to Defendants Motion to Dismiss

07/11/2023

 **All Pending Motions** (9:00 AM) (Judicial Officer: Krall, Nadia)

EIGHTH JUDICIAL DISTRICT COURT

**CASE SUMMARY**

**CASE NO. A-22-858580-C**

Matter Heard;

Journal Entry Details:

*DEFENDANT DANIEL SCHWARTZ'S MOTION TO DISMISS PLAINTIFF MATTHEW HOUSTON'S COMPLAINT . . . PLAINTIFF'S- MOTION TITLE: OBJECTION TO DEFENDANT DANIEL L. SCHWARTZ 'S OPPOSITION TO PLAINTIFF MATTHEW TRAVIS HOUSTON'S NOTICE OF INTENTION TO ENTER DEFAULT AND CONTINUED OPPOSITION TO DEFENDANTS MOTION TO DISMISS MATTER TRAILED due to audio difficulties. MATTER RECALLED. All parties present as before. MATTER TRAILED as Mr. Houston seems to be muted. MATTER RECALLED. All parties present as before. Arguments made by Mr. Aicklen regarding Motion to Dismiss, noting that Defendant Mr. Schwartz represented the Worker's Compensation company. Mr. Houston explained there being newly discovered evidence and requested leave to amend the Complaint. Mr. Aicklen added that the Complaint does not allege Defendant Mr. Schwartz had anything to do with Mr. Houston's incarceration. COURT stated its FINDINGS and ORDERED. Defendant Daniel Schwartz's Motion to Dismiss Plaintiff Matthew Houston's Complaint GRANTED WITH PREJUDICE; COURT FINDS amendment to be futile; all future hearings VACATED; and Mr. Aicklen to prepare the Order.;*

- 07/18/2023 **CANCELED Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Vacated - per Judge  
Plaintiff/Inmate's Emergency Motion and Order for Transportation (In All Cases of Mr. Matthew Travis Houston) of Inmate for Court Appearance Under NRAP 3C/27E or, in the Alternative, for Appearance by Telephone or Video Conference*
  
- 08/15/2023 **CANCELED Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Vacated - per Judge  
Plaintiff/Inmate's- Emergency Motion For An Order To Determine the Relationship, if any, between the Hon. Jennifer Schwartz, Daniel L. Schwartz, and Karen Schwartz aka Genex as a Notice of Motion*
  
- 08/16/2023 **CANCELED Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Vacated - per Judge  
Plaintiff / Inmate's - Emergency Motion to Add Defendant Elham Roohani as an Expedited Notice of Intention to Enter Default*
  
- 08/16/2023 **CANCELED Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Vacated - per Judge  
Plaintiff / Inmate's - Emergency Motion Under NRAP 27(e) to Add Defendant(s) Not Limited to Linda Sakalauskas and Nevada Attorney for Injured Workers and Renewed Application to Proceed in Forma Pauperis ; NAIW Hearing after*
  
- 09/27/2023 **CANCELED Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Vacated  
Reoccurring Emergency Motion and Order to Transportation (in all cases of Mr. Matthew Travis Houston ) of Inmate for Court Appearance Under NRAP 3 C/27E or in the Alternative, for Appearance by Telephone or Video Conference*
  
- 11/07/2023 **CANCELED Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Vacated  
Emergency Motion to Vacate Dismissal from July 11,2023 ( Order Entered July 13, 2023) , Motion for Reconsideration, Rehearing De Novo August 28., 2023) and Notice of Motion Under NRAP 27-E NRCP 59 and NRCP 60*
  
- 11/29/2023 **CANCELED Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Vacated  
Motion for New Trials Under NRCP 60 Emergency Opposition and Emergency Motion and Order for Transportation (in All Cases for Mr. Matthew Travis Houston ) of Inmate for Court Appearance NRCP 24, NRAP 3 C/NRAP 27(e)/ 9TH CIR. 27.3, or in the Alternative for Appearance by Telephone or Video Conference*
  
- 12/05/2023 **Motion** (9:00 AM) (Judicial Officer: Krall, Nadia)  
*Emergency Motion and Ex Parte Demand for Appointment of Discovery Commissioner s in all Case of the Plaintiff Matthew Travis Houston*

**CASE SUMMARY**

**CASE NO. A-22-858580-C**

01/09/2024

**Opposition** (9:00 AM) (Judicial Officer: Krall, Nadia)

*Opposition to the Perjury and Conspiracy of Rosemarie McMorris -Alexander et al as a Response to the Attached Exhibit "One"*

01/09/2024

**Motion to Stay** (9:00 AM) (Judicial Officer: Krall, Nadia)

*Emergency Motion for Stay and Abeyance Pursuant to Law + Opposition to and Response to the False Claims and Threats Made on the Record by the Office of The District Attorney et al on October 25 th, 2023*



# DISTRICT COURT CIVIL COVER SHEET

Clark

County, Nevada

A-22-858580-C

Case No. \_\_\_\_\_

Dept. 4

*(Assigned by Clerk's Office)*

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

Plaintiff(s) (name/address/phone): Matthew Travis Houston No. 13 No. 1210652 H.D.S.P. P.O. Box 650 Indian Springs, NV 89070-0650	Defendant(s) (name/address/phone): P: 702-382-2200 Lina Sakalauskas, Dan Schwartz Nevada Attorney For Injured No. 5 2200 Rancho L.B.B.S. Workers Las Vegas, NV aka "N.A.I.W."
Attorney (name/address/phone): pro se No. 16 Louis (L.) (714) 916-7431 No. 17 No(s). 18 + 19 (No. 5) Daniel Schwartz @	Attorney (name/address/phone): unknown, refer to: State Bar of Nevada 3100 W. Charleston Blvd. Suite No. 100 Las Vegas, NV 89102 P: (702) 382-0504

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

**Civil Case Filing Types**

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

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

May 5th 2022  
Date

*[Signature]*  
Signature of initiating party or representative

*See other side for family-related case filings.*

2:22-cv-00693-JAD-NJK  
 2:21-cv-00499-JAD-DJA  
 2:22-cv-01285-MMD-VCF



COURT FURTHER ORDERED, Pro Se Plaintiff Matthew Travis Houston deadline to file an opposition is 3/29/2023 by 5:00 P.M.

COURT FURTHER ORDERED, Defendant Daniel Schwartz to file his Reply no later than 4/5/2023 by 5:00 P.M.

COURT FURTHER ORDERED, Defendant Daniel Schwartz's Motion to Dismiss Pro Se Plaintiff Matthew Travis Houston's Complaint filed on 10/17/2022 currently scheduled for hearing on 1/11/2023 at 9:00 A.M. is CONTINUED to 4/12/2023 at 9:00 A.M.

04/12/2023 09:00 AM MOTION TO DISMISS

CLERK'S NOTE: This minute order was electronically served and mailed to Pro Se Plaintiff at the address on file by Courtroom Clerk, Pharan Burchfield, to all registered parties for Odyssey File & Serve.//pb/1/10/23.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Legal Malpractice**

**COURT MINUTES**

**January 31, 2023**

A-22-858580-C      Matthew Houston, Plaintiff(s)  
vs.  
Daniel Schwartz, Defendant(s)

**January 31, 2023      9:00 AM      All Pending Motions**

**HEARD BY:** Krall, Nadia      **COURTROOM:** RJC Courtroom 03C

**COURT CLERK:** Pharan Burchfield  
Kimberly Lienen

**RECORDER:** Melissa Burgener

**REPORTER:**

**PARTIES**

**PRESENT:** Schwartz, Daniel L      Attorney

**JOURNAL ENTRIES**

- PLAINTIFF'S EMERGENCY EX PARTE OPPOSITION TO THE FALSE CLAIMS OF LEWIS BRISBOIS BISGAARD & SMITH . . . PLAINTIFF'S EMERGENCY EX PARTE MOTION FOR LEAVE TO FILE AN AMENDED COMPLAINT

COURT NOTED Opposition not being a proper pleading and the Court cannot make a ruling. Therefore, COURT ORDERED, Plaintiff's Emergency Ex Parte Opposition To The False Claims Of Lewis Brisbois Bisgaard & Smith DENIED AS MOOT. COURT FURTHER NOTED Motion for Leave to File Amended Complaint was filed without an attached proposed Amended Complaint. COURT FURTHER ORDERED, Plaintiff's Emergency Ex Parte Motion For Leave To File An Amended Complaint DENIED; and Mr. Schwartz to prepare the Order.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Legal Malpractice**

**COURT MINUTES**

**February 07, 2023**

A-22-858580-C      Matthew Houston, Plaintiff(s)  
vs.  
Daniel Schwartz, Defendant(s)

**February 07, 2023      9:00 AM      All Pending Motions**

**HEARD BY:** Krall, Nadia      **COURTROOM:** RJC Courtroom 03C

**COURT CLERK:** Pharan Burchfield  
Kimberly Lienen

**RECORDER:** Melissa Burgener

**REPORTER:**

**PARTIES**

**PRESENT:**      Schwartz, Daniel      Defendant  
                         Schwartz, Daniel L      Attorney

**JOURNAL ENTRIES**

- PLAINTIFF'S - EMERGENCY EX PARTE MOTION FOR LEAVE TO ADD DEFENDANT(S) TIERRA DANIELLE JONES AND CHRISTOPHER D BURK ESQ. . . . PLAINTIFF'S - EMERGENCY MOTION TO ADD DEFENDANT(S) KRISTINA A. RHODES . . . PLAINTIFF'S - EMERGENCY MOTION TO ADD DEFENDANT(S) NOT LIMITED TO OFFICE TO THE PUBLIC DEFENDER BENARD H. LITTLE

COURT NOTED that there being no attached proposed Amended Complaint to the Motions. COURT stated its FINDINGS and ORDERED, Plaintiff's Emergency Ex Parte Motion for Leave to Add Defendants Tierra Danielle Jones and Christopher D Burk Esq. DENIED; Plaintiff's Emergency Motion to Add Defendant Kristina A. Rhodes DENIED; Plaintiff's Emergency Motion to Add Defendants Not Limited to Office to the Public Defender Benard H. Little DENIED; and Mr. Schwartz to prepare the Order



CLERK'S NOTE: This minute order was electronically served by Courtroom Clerk, Pharan Burchfield, to all registered parties for Odyssey File & Serve; this minute order was also served by First Class U.S. Mail postage full prepaid to Plaintiff at High Desert State Prison.//pb/3/29/23.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Legal Malpractice**

**COURT MINUTES**

**May 12, 2023**

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A-22-858580-C      Matthew Houston, Plaintiff(s)  
vs.  
Daniel Schwartz, Defendant(s)

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**May 12, 2023      3:00 AM      Minute Order**

**HEARD BY:** Krall, Nadia      **COURTROOM:** Chambers

**COURT CLERK:** Pharan Burchfield

**RECORDER:**

**REPORTER:**

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- The Court reviewed all of the pleadings and attached exhibits regarding the pleadings on file.

COURT ORDERED, Plaintiff/Inmate's Emergency Motion to Compel an Answer from Aaron D. Ford, Affidavit of Service as a Notice of Motion and Statement of Facts shall be DENIED as MOOT; pursuant to the Nevada Rules of Civil Procedure Defendant's Motion to Dismiss is an appropriate responsive pleading; and the hearing date of May 24, 2023 shall be VACATED.

CLERK'S NOTE: This minute order was electronically served by Courtroom Clerk, Pharan Burchfield, to all registered parties for Odyssey File & Serve; this minute order was also served by First Class U.S. Mail postage full prepaid to Plaintiff Matthew Houston at High Desert State Prison.//pb/5/12/23.





GRANTED WITH PREJUDICE; COURT FINDS amendment to be futile; all future hearings VACATED; and Mr. Aicklen to prepare the Order.



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 22, 2023**  
**CASE: A-22-858580-C**

**RE CASE:** MATTHEW TRAVIS HOUSTON vs. DANIEL SCHWARTZ, ESQ.

NOTICE OF APPEAL FILED: November 21, 2023 9:24 am

**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

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**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):

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

MATTHEW TRAVIS HOUSTON,

Plaintiff(s),

vs.

DANIEL SCHWARTZ, ESQ.,

Defendant(s),

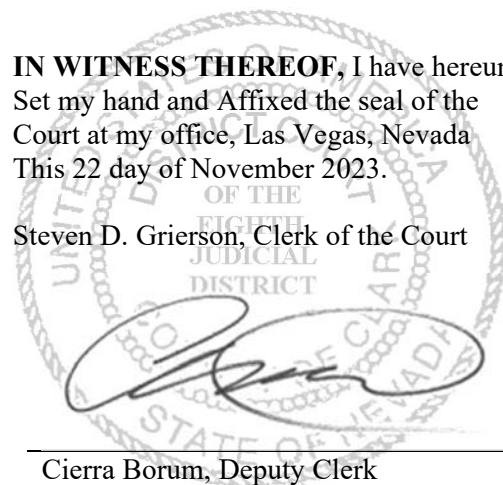
Case No: A-22-858580-C

Dept No: IV

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 22 day of November 2023.

Steven D. Grierson, Clerk of the Court



Cierra Borum, Deputy Clerk