

IN THE SUPREME COURT OF THE STATE OF NEVADA

Electronically Filed
Jul 31 2023 01:28 PM
Elizabeth A. Brown
Clerk of Supreme Court

MATTHEW TRAVIS HOUSTON,
Appellant(s),

vs.

DANIEL L. SCHWARTZ, ESQ., AN
INDIVIDUAL,
Respondent(s),

Case No: A-22-858580-C

Docket No: 87003

RECORD ON APPEAL VOLUME 3

ATTORNEY FOR APPELLANT
MATTHEW HOUSTON #1210652,
PROPER PERSON
P.O. BOX 650
INDIAN SPRINGS, NV 89070

ATTORNEY FOR RESPONDENT
DANIEL L. SCHWARTZ, ESQ.
2300 W. SAHARA AVE., STE. 900 BOX 28
LAS VEGAS, NV 89102

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

I N D E X

<u>VOLUME:</u>	<u>PAGE NUMBER:</u>
1	1 - 239
2	240 - 478
3	479 - 665

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
3	5/18/2023	Affidavit of Service	529 - 530
1	9/19/2022	Application to Proceed in Forma Pauperis (Confidential)	134 - 137
2	1/24/2023	Application to Proceed Informa Pauperis (Confidential)	323 - 327
3	5/17/2023	Case Appeal Statement	527 - 528
3	7/18/2023	Case Appeal Statement	655 - 656
3	7/31/2023	Certification of Copy and Transmittal of Record	
1	11/22/2022	Clerk's Notice of Curative Action	199 - 200
1	11/7/2022	Clerk's Notice of Nonconforming Document	196 - 198
1	9/19/2022	Complaint "Jury Trial Demanded" "De Novo Hearing(s) Requested"	1 - 133
1	10/17/2022	Defendant Daniel Schwartz's Motion to Dismiss Plaintiff Matthew Houston's Complaint; Hearing Not Requested	149 - 195
2	4/11/2023	Defendant Daniel Schwartz's Opposition to Plaintiff Matthew Houston's Notice of Intention to Enter Default	464 - 469
3	7/7/2023	Defendant's Notice of Intent to Appear by Simultaneous Audiovisual Transmission Equipment	641 - 643
3	6/30/2023	Demand for Jury Trial and Statement of Facts "Hearing Requested"	573 - 574
3	7/31/2023	District Court Minutes	657 - 665
2	3/9/2023	Emergency Declaration of Matthew Travis Houston and Affidavit of Service	440 - 443

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
3	5/16/2023	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"	499 - 526
1	12/29/2022	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 (Continued)	231 - 239
2	12/29/2022	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 (Continuation)	240 - 322
2	2/16/2023	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"	376 - 377
1	12/29/2022	Emergency Ex Parte Motion for Leave to Add Defendant(s) Tierra Danielle Jones and Christopher D. Burk, Esq "Hearing Requested"	221 - 224
1	12/28/2022	Emergency Ex Parte Motion for Leave to File an Amended Complaint "Hearing Requested" "Jury Trials Demanded"	212 - 213
1	12/28/2022	Emergency Ex Parte Opposition to the False Claims of Lewis Brisbois Bisgaard & Smith, et al "Hearing Requested"	215 - 219
3	5/24/2023	Emergency Motion and Order for Transportation (In All Cases of Mr. Matthew Travis Houston) of Inmate for	531 - 538

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
		Court Appearance Under NRAP 3C/27E or, in the Alternative, for Appearance by Telephone or Video Conference "Hearing Requested"	
1	10/10/2022	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"	138 - 148
2	2/16/2023	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)	370 - 374
2	2/10/2023	Emergency Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone Video Conference*	344 - 348
3	7/6/2023	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"	638 - 639
3	6/29/2023	Emergency Motion to Add Defendant Elham Roohani as Expedited Notice of Intention to Enter Default "Hearing Requested"	559 - 560
1	12/29/2022	Emergency Motion to Add Defendant(s) Kristina A. Rhodes "Jury Trial Demanded" "De Novo Hearing(s) Requested"	225 - 226

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
1	12/29/2022	Emergency Motion to Add Defendants' Not Limited to Office to the Public Defender Benard H. Little "Jury Trial Demanded" "De Novo Hearing(s) Requested"	227 - 229
2	4/21/2023	Emergency Motion to Compel an Answer from Aaron D. Ford, Affidavit of Service as a "Notice of Motion", and Statement of Facts "Hearing Requested" (Continued)	473 - 478
3	4/21/2023	Emergency Motion to Compel an Answer from Aaron D. Ford, Affidavit of Service as a "Notice of Motion", and Statement of Facts "Hearing Requested" (Continuation)	479 - 485
3	6/29/2023	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 Herinafter) "Hearing Requested" (Confidential)	562 - 571
1	12/28/2022	Ex Parte Response to Def. Dan Schwartz's Motion to Dismiss Complaint	205 - 211
3	5/11/2023	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"	492 - 495
3	7/5/2023	Nevada Supreme Court Clerk's Certificate/Remittitur Judgment - Dismissed	634 - 637
3	7/17/2023	Notice of Appeal	653 - 654
3	7/13/2023	Notice of Entry of Order	647 - 652
1	11/29/2022	Notice of Hearing	204 - 204

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
1	12/28/2022	Notice of Hearing	214 - 214
1	12/28/2022	Notice of Hearing	220 - 220
1	12/29/2022	Notice of Hearing	230 - 230
2	2/16/2023	Notice of Hearing	375 - 375
2	2/16/2023	Notice of Hearing	378 - 378
3	4/21/2023	Notice of Hearing	486 - 486
3	5/11/2023	Notice of Hearing	496 - 496
3	5/24/2023	Notice of Hearing	539 - 539
3	6/29/2023	Notice of Hearing	561 - 561
3	6/29/2023	Notice of Hearing	572 - 572
3	7/6/2023	Notice of Hearing	640 - 640
1	11/28/2022	Notice of Intention to Enter Default	201 - 203
2	3/9/2023	Notice of Intention to Enter Default	444 - 449
2	3/29/2023	Notice of Intention to Enter Default	456 - 458
2	2/15/2023	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	351 - 369
2	2/24/2023	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	379 - 407

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
		Opposition to Plaintiff's Motion to Amend Complaint.	
2	2/24/2023	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.	408 - 436
3	5/12/2023	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	497 - 498
3	6/12/2023	Order for Production of an Inmate Matthew Houston, BAC #1210652	540 - 543
3	7/13/2023	Order Granting Defendant Daniel Schwartz's Motion to Dismiss Matthew Houston's Complaint	644 - 646
2	1/24/2023	Order to Proceed in Forma Pauperis (Confidential)	339 - 341
2	3/8/2023	Renewed Notice of Intention to Enter Default(s)	437 - 439
2	2/14/2023	Summons - Civil	349 - 350
2	4/5/2023	Summons - Civil (Issued Only)	459 - 463
3	7/1/2023	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"	575 - 633

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
3	6/13/2023	Unfiled Document(s) - Default Rejection Letter w/Copy of Unissued/Unfiled Subpoena - Civil Duces Tecum; "Hearing Requested"	544 - 551
3	6/29/2023	Unfiled Document(s) - Default Rejection Letter w/Copy of Unissued/Unfiled Subpoena - Civil Duces Tecum; "Hearing Requested"	552 - 558
2	3/24/2023	Unfiled Document(s) - Default Rejection Letter w/Copy of Unissued/Unfiled Summons - Civil	453 - 455
3	5/1/2023	Unfiled Document(s) - Default Rejection Letter w/Copy of Unissued/Unfiled Summons - Civil	487 - 491
2	1/24/2023	Unfiled Document(s) - Default Rejection Letter w/Copy of Unissued/Unfiled Summons - Civil and w/Copy of Unissued/Unfiled Summons - Civil	329 - 338
2	3/9/2023	Unfiled Document(s) - Unissued Default with Return Slip for Corrections and/or Additional Required Filings	450 - 452
2	4/14/2023	Unsigned Document(s) - Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone or Video Conference	470 - 472
2	2/10/2023	Unsigned Document(s) - Order for Transportation of Inmate for Court Appearance or, in the Alternative, for Appearance by Telephone or Video Conference (Forwarded to Dept for Review)	342 - 343

A-22-858580-C

Matthew Houston, Plaintiff(s)

vs.

Daniel Schwartz, Defendant(s)

I N D E X

<u>VOL</u>	<u>DATE</u>	<u>PLEADING</u>	<u>PAGE NUMBER:</u>
2	1/24/2023	Unsigned Document(s) - Order to Proceed in Forma Pauperis (Confidential) (Forwarded to Dept for Review)	328 - 328

2:22-cv-00693-JAB-NJK and 2:22-cv-01745-APG-DJA
 2:22-cv-01285-MMD-VCF

92254 EMERGENCY STATUS CHECK

WRIT OF ACCOUNTABILITY (CAVEAT) AND SUMMONS/SUBPOENA

INMATE NAME	DOC #	2) HOUSING UNIT	3) DATE
Reverend Matthew Travis Houston	1210652	HDSP-3A-22@SMU	DEC.06th, 2022

REQUEST FORM TO: (CHECK BOX)

MENTAL HEALTH
 SHARLET DAVIS
 LAW LIBRARY
 RASHONDA SMITH
 SHIFT COMMAND
 CANTEN
 DENTAL
 SUP. GARCIA, H.
 OTHER NDOC - LISA LUCAS-AW J. SCALI
 GOVERNOR STEVE SISOLAK-AW J. BEN
 "GOVERNOR-ELECT" JOSEPH M. LAFARO

CASEWORKER (S) PADIA-AW CHILDERS
 MEDICAL
 NURSE - JEFFERSON, BAKER, TRANS, SMITH
 EDUCATION VISITING - SR UO(S)
 MA. RUSSEL HEINKIN - LOPEZ
 PROPERTY ROOM
 UNIFORMS
 LT LENNINGHAM CC
 SR JO GARCIA
 NAME OF INDIVIDUAL TO CONTACT: CRISTINA D. SILVA

DANIEL J. ALBRECHTS, JAMES CROCKETT, LINDA MARIE BELL,
 VICENTE S. ANGOTTI, CAROLYN GOODMAN,
 OSCAR GOODMAN, PICKERING, PARRAGUIRRE, CADISH, HARDESTY,
 HANSON, STIGLICH, SILVER, GIBBONS, TAO, BULLA, ST GIBSON, CRYSTAL ELLE,
 FLUM, MOHAMMAD, GERRI LYNN HARDCASTLE, ALEXANDER G. CHEN, LARA COOPER,
 AND 200-15,000+ DEFENDANT(S) - RESPONDANT(S)
 CRUZ (ONE OCTOBER SURVIVOR AND AN) DAVID BROWN
 (INNOCENT MAN, BUT WHO CARES?) RETURN RECEIPT
 ORIGINAL DOC MUST BE FILED/paper filed on or before 12.08.2022. STATUS?

INMATE SIGNATURE Matthew Travis Houston DOC# 1210652

RECEIVING STAFF SIGNATURE _____ DATE _____

9.) RESPONSE TO INMATE

RESPONDING STAFF SIGNATURE _____ DATE _____

DEPARTMENT 5 SUMMONS IN JC 22A001793, JC 22A001898
 DISTRICT COURT, LAS VEGAS, NEVADA JC 17A003393 AND EDOC Case No. A-17-758861-C

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POINTS AND AUTHORITIES

THE DEFENDANT IS ENTITLED TO A SPEEDY TRIAL
OR DISMISSAL FOR LACK OF SPEEDY PROSECUTION

The Sixth Amendment to the United State Constitution sets forth the following mandate upon the States through the Fourteenth Amendment:

"In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial..."

This Constitutional mandate has been codified in the State of Nevada in the NRS under section 178.556(2):

"If a defendant whose trial has not been postponed upon his application is not brought to trial within 60 days after the filing of the complaint for an offense triable in a justice or municipal court, the court may dismiss the complaint."

As can plainly be seen, Defendant's right to a speedy trial, or dismissal in the alternative, is grounded in Constitutional as well as Nevada statutory mandate.

Defendant is currently serving a term of imprisonment of 12-60 months in the custody of the Nevada Department of Corrections (NDOC) located at WOSP (22010 Goldcrest Road Indian Springs NV) within the County of Clark, Nevada. Therefore, it is apparent that the Defendant cannot transport himself to the Court-house for prosecution. Noreso, the responsibility of having the Defendant transported lies with the "Marshalls" of the City of LAS VEGAS, or, with the Nevada Department of Corrections.

while the issuance of the complaint and warrant are sufficient in themselves to cause the responsibility for speedy ...

1 ... prosecution to occur, the City Attorney and the police
2 agencies of the City of LAS VEGAS, have shirked their direct
3 and legal responsibility in the matter by refusing to transport,
4 or cause to be transported, this Defendant to the Courthouse for
5 legal action upon this case to occur. Defendant is informed that
6 he will be held to answer for the charges at some nebulous and
7 undetermined time in the future and this cannot stand Constitut-
8 ional scrutiny.

9 The laws of Nevada are clear in this regard. A warrant,
10 once issued, must be served and executed by a peace officer, and
11 the officers of the Court of the City of LAS VEGAS are such
12 peace officers. See, NRS 171.188:

13 "The warrant may be executed at any place within the State of Nevada."

14 Thus, the Defendant's incarceration cannot stand as a bar
15 to the execution of the warrant. Furthermore, NRS 171.122(1)
16 states:

17 "The warrant must be executed by the arrest of the defendant."

18 Therefore, the Chief Marshall and the LAS VEGAS City
19 Attorney's Office, being fully aware of the whereabouts of the
20 Defendant, against whom a warrant is pending, must execute the
21 command of said warrant.

22 The Defendant has made every effort available to him to
23 attempt to address and remedy the injustice and handicap that he
24 now suffers as a result of the outstanding charge(s), as is shown
25 by the annexed exhibits. This Court will now have the opportunity
26 to correct this injustice and to initiate their lawful duty by
27 the issuance of the Order made by this Motion.

(1)

5

1 To do otherwise would be a violation of the very concept
2 of the justice and equity upon which the American system of
3 jurisprudence rests.

4 CONCLUSION

5 Defendant has shown a just and legal obligation placed upon
6 the officers of the Court of the City of LAS VEGAS to issue
7 the Order contemplated by this Motion for the transportation of
8 this Defendant to the Court for the disposition of said pending
9 charge(s) forthwith, or, in the alternative, the dismissal of
10 said charge(s) and the removal of the warrant/detainer placed
11 against this Defendant for the denial of the right to a speedy
12 prosecution.

13 WHEREFORE, this Honorable Court is requested to liberally
14 construe the pleadings herein in order that its manifest and just
15 purpose be so accomplished.

16
17 CC:FILE

18
19 DATED this 30 day of SEPTEMBER, 2022.

20
21
22 Respectfully submitted,

23
24 Matthew Travis Hamilton
25 Defendant/In Propria Persona
26 Post Office Box 650 (HOSP)
27 Indian Springs, Nevada 89024
28

④
⑥

DISTRICT COURT
CLARK COUNTY, NEVADA

MATTHEW TRAVIS HOUSTON,
Plaintiff
THE STATE OF NEVADA, ET AL,
Defendant(s)

Case No. A-22-853203-W
Department No. 17

STATEMENT OF FACTS:

1
2. his home, On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter "Petitioner-Appellant")
3 was abducted from his hotel room at the Best Western located at [REDACTED] 3041
4 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of
5 SUMMONS or WARRANT, nor was told or read that he had any kind of rights. This
6 false arrest prevented Petitioner-Appellant from attending his appointment the very
7 next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while
8 this continued imprisonment of his person also prevented him from attending his medical
9 disability rating in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments
10 of which had been scheduled by the abductors, SEDAWICK's Dianne Ferrante, and her
11 alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.

12 The Petitioner-Appellant's attempt at release from CDC was intended so that he could
13 search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, J. Wood
14 and Benard Little, provided misinformation regarding the lack of a directly related "City Jail
15 Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a
16 potential release from custody, that he "did not see a detainer hold" - when, in fact, there was.
17 This coercion of the client by his previous representation created a second double-jeopardy,
18 in LAS VEGAS MUNICIPAL COURT #1248334A + #C1237802A; with the first being by J. Wood

19. in the EIGHTH JUDICIAL DISTRICT COURT Z1-CR-019840 + Z1-CR-035713. A. Goldstein never visited Mr.
20. Houston. These traumatic events are a cruel and unusual punishment being inflicted upon an abused
21 and innocent man, who was forced into an involuntary relocation, with unnecessary hardships
22 causing the eviction of his law office located at 435 South Lion Street #927, in Iowa
23 City, Iowa (52240), \$36.5 million of property damage, and the destruction of his K-9(s).

24 Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie
25 McMorris-Alexander and Dianne Ferrante, SEDAWICK and the prosecutions' most unlawful use
26 of overreaching tactics in their exploitation of the innocent man has put the Petitioner-Appellant
27 into an unmanageable state of duress, homelessness, and extensive incarceration. Not at any
28 time did Mr. Houston make any threats or commit any sort of acts of aggressive behavior,
29 harassment, or aggravated stalking towards any of the involved parties or anybody else. It
30 is in fact Mr. Houston who is the ⁴⁸³ victim of crime. ①

Therefore, pursuant to the facts and the law stated herein, Defendant requests that his guilty plea be withdrawn.

Dated this 2 day of April, 2023.

Respectfully Submitted,

Matthew Travis Houston

CERTIFICATE OF SERVICE BY MAILING

I, Matthew Travis Houston, hereby certify, pursuant to NRC 5(b), that on this 2 day of April, 2023, I mailed a true and correct copy of the foregoing MOTION TO COMPEL, AFFIDAVIT OF SERVICE, STATEMENT OF FACTS, by depositing it in the High Desert State Prison legal mail service provided through the Law Library, with First class Postage prepaid, and addressed to the following:

Nevada Attorney
General - Aaron
D. Ford
555 E. Washington Avenue
NE 3900
Las Vegas, NV 89101

Lewis, Brisbois,
Bisgaard & Smith, LLP
c. Daniel L. Schwartz
2300 W. Sahara Avenue
NE 900
Las Vegas, NV 89102

Supreme Court of Nevada
201 S. Carson Street
Carson City, NV
89701

EJDC
Dept. 4 - Dept. 17
200 West Avenue
Las Vegas, NV
89155

CC: File

Dated this 2 day of April, 2023.

BY: Matthew Travis Houston
REV. MATTHEW TRAVIS HOUSTON, CMTD
ABA No 04662784 (2)

REV. MATTHEW TRAVIS HOUSTON, CHTD

No 1210652

PO Box 650

Inverton Springs, NV

24076-0650

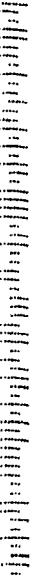


LAS VEGAS NV 890

4 APR 2023 PM 5 L

PO Box 551601
EIGHTH JUDICIAL DISTRICT COURT
Attn: Law Clerks, Departments 4 and 17
200 ~~Las Vegas~~ Lewis Avenue
Las Vegas NV

89155-1601



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BA No 04662784

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Electronically Filed
4/21/2023 2:56 PM
Steven D. Grierson
CLERK OF THE COURT



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

Case No.: A-22-858580-C
Department 4

NOTICE OF HEARING

Please be advised that the 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 in the above-entitled matter is set for hearing as follows:

Date: May 24, 2023
Time: 9:00 AM
Location: RJC Courtroom 03C
Regional Justice Center
200 Lewis Ave.
Las Vegas, NV 89101

NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Mari Long
Deputy Clerk of the Court

CERTIFICATE OF SERVICE

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Mari Long
Deputy Clerk of the Court



**EIGHTH JUDICIAL DISTRICT COURT
CLERK OF THE COURT**

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE, 3rd FL.
LAS VEGAS, NEVADA 89155-1160
(702) 671-4554

Steven D. Grierson
Clerk of the Court

Anntoinette Naumec-Miller
Court Division Administrator

INMATE CORRESPONDENCE

May 01, 2023

Re: A-22-858580-C / Department 4

Matthew Houston, Plaintiff(s)

vs.

Daniel Schwartz, Defendant(s)

- A court order is required to complete the request.
- Documents are sealed. A court order is required to reproduce. *(PSI)*
- Documents requested are not in the court file at this time.
- Transcripts have not been filed. A court order is required.
- Copies are \$.50 per page or by court order.
- Consult your law library for this information.
- District Court does/does not show any outstanding District Court warrants under the above referenced defendant name.
- Other: I can't Issue your Summons because Defendant's aren't a part of this Case.

Cordially yours,

DC Criminal Desk #48

Deputy Clerk of the Court

1 SUMM
2 REV. MATTHEW TRAVIS HOUSTON, CHTD
3 ABA No. 04662784
4 No. 1210652@HDSF
5 PO Box 650
6 Indian Springs, NV 89070-0650

7 DISTRICT COURT
8 CLARK COUNTY, NEVADA

9 MATTHEW TRAVIS HOUSTON,

10 Plaintiff(s),

11 CASE NO. A-22-858580-C

12 DEPT. NO. 4

13 -vs-

14 BRIAN P. CLARK D/B/A CLARK

15 MCCOURT, LLC D/B/A LEWIS
16 BRISBOS BISGAARD & SMITH, LLP;
17 ET AL Defendant(s).

18 SUMMONS - CIVIL

19 NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU
20 WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS.
21 READ THE INFORMATION BELOW.

22 TO THE DEFENDANT(S): A civil Complaint has been filed by the Plaintiff(s) against
23 you for the relief set forth in the Complaint.

- 24
1. If you intend to defend this lawsuit, within 20 days after this Summons is served on you, exclusive of the day of service, you must do the following:
 - (a) File with the Clerk of this Court, whose address is shown below, a formal written response to the Complaint in accordance with the rules of the Court, with the appropriate filing fee.
 - (b) Serve a copy of your response upon the attorney whose name and address is shown below.

CLERK OF THE COURT

APR 27 2023

RECEIVED

- 1 2. Unless you respond, your default will be entered upon application of the
2 Plaintiff(s) and failure to so respond will result in a judgment of default
3 against you for the relief demanded in the Complaint, which could result in
4 the taking of money or property or other relief requested in the Complaint.
5 3. If you intend to seek the advice of an attorney in this matter, you should do
6 so promptly so that your response may be filed on time.
7 4. The State of Nevada, its political subdivisions, agencies, officers,
8 employees, board members, commission members and legislators each
9 have 45 days after service of this Summons within which to file an Answer
10 or other responsive pleading to the Complaint.

11
12 STEVEN D. GRIERSON
13 CLERK OF COURT

13 Submitted by:

14 By: _____
15 Deputy Clerk Date

16 Matthew Travis Houston
17 REV. MATTHEW TRAVIS HOUSTON, CMTD
18 ABA No. 04662784

19 Regional Justice Center
20 200 Lewis Avenue
21 Las Vegas, NV 89155

22 PO Box 650
23 Indian Springs, NV 89070-0650

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28
NOTE: When service is by publication, add a brief statement of the object of the
action. See Nevada Rules of Civil Procedure 4(b). SEE EJDC A-17-758861-C

REV. MATTHEW TRAVIS HOUSTON, CHFD
No 1210652 @ HDSP
PO Box 650
Indian Springs, NV 89070-0650

LAS VEGAS NV 890
26 APR 2023 PM 5 1

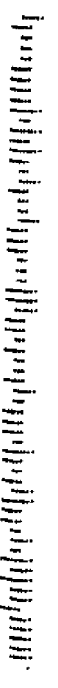


PO Box 551601
CHAMBERS OF THE HON. Nadia Krall
EIGHTH JUDICIAL DISTRICT COURT
Attn: Law Clerks of Departments 4 and 7
200 Lewis Avenue
Las Vegas, NV

89155-1601

Case No: A-22-856580-C
and A-23-865442-C
METOO
ABA No: 04662784

95101-50000



HIGH DESERT STATE PRISON

APR 25 2023

UNIT 3 A/B

MATTHEW TRAVIS HOUSTON,
Plaintiff,
DANIEL L. SCHWARTZ, ET AL,
Defendant(s).

Case No. A-22-858580-C
Department No. 4

Electronically Filed
05/11/2023

NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM

Atwood Amin
CLERK OF THE COURT

NAME: MATTHEW TRAVIS HOUSTON I.D. NUMBER: 1210652

INSTITUTION: HDSP "SMU" UNIT #: 3B-35

EJDC Case/
GRIEVANCE #: A-17-758861-C GRIEVANCE LEVEL: EXHAUSTED

GRIEVANT'S STATEMENT CONTINUATION: PG. 1 OF 2(3)

→ OBJECTION TO DEFENDANT DANIEL L. SCHWARTZ'S OPPOSITION
TO PLAINTIFF MATTHEW TRAVIS HOUSTON'S NOTICE OF INTENTION
TO ENTER DEFAULT AND CONTINUED OPPOSITION TO DEFENDANT'S
MOTION TO DISMISS ←
"HEARING REQUESTED"

As follows is Plaintiff's response to April 11th, 2023:
Page 3, Line 9: There is in fact record of Declaration of
Service for the original complaint. SEE Sheriff's Civil File
Page 6, Lines 12-14: Originally, the Defendant, Mr. Schwartz's
Motion To Dismiss Complaint, filed 10/17/2022, was mailed
to: ENCORE EVENT TECHNOLOGIES

8850 W. Sunset Road, 3rd Floor

Las Vegas, NV 89148

The OPPOSITION filed by Mr. Schwartz on April 11, 2023,
was FWD to: ENCORE EVENT TECHNOLOGIES
ATTN: RISK MANAGEMENT

Original: Attached to Grievance
Pink: Inmate's Copy

RECEIVED

MAY 01 2023

CLERK OF THE COURT
492

DOC - 3097 (01/02)

①

NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM

NAME: MATTHEW TRAVIS HOUSTON I.D. NUMBER: 1210652

INSTITUTION: HOSP - "SMU" UNIT #: 3B-35

EJDC Case/
GRIEVANCE #: A-17-758861-C GRIEVANCE LEVEL: EXHAUSTED

GRIEVANT'S STATEMENT CONTINUATION: PG. 2 OF 2(3)

THE QUESTION(S) FOR OUR LADY JUSTICE ARE:

1) What is this "RISK MANAGEMENT" ?

2) How long has this "RISK MANAGEMENT" been in existence ?

3) Was this "RISK MANAGEMENT" in existence on and before September 30th, 2016?

4) IF the "RISK MANAGEMENT" in fact was in existence before September 30th, 2016, who were the individuals to be held accountable for the actions of "RISK MANAGEMENT, or lack thereof ?

YOU WILL TAKE NOTICE OF P.3-STATEMENT OF FACTS:

DATED: April 13, 2023. By: x. Matthew Travis Houston

REVEREND MATTHEW TRAVIS HOUSTON, CHTD
ABA No 04662784

Original: Attached to Grievance
Pink: Inmate's Copy

STATEMENT OF FACTS: Kidnapped from his home in

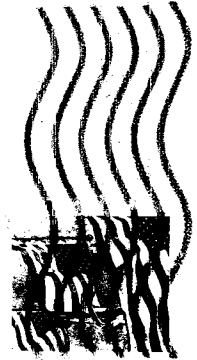
1
2. Iowa, On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter "Petitioner-Appellant")
3 was abducted from his hotel room at the Best Western located at [REDACTED] 3041
4 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of
5 summons or WARRANT, nor was told or read that he had any kind of rights. This
6 false arrest prevented Petitioner-Appellant from attending his appointment the very
7 next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while
8 this continued imprisonment of his person also prevented him from attending his medical
9 disability voting in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments
10 of which had been scheduled by the abductors, SEDAWICK's Dianne Ferrante, and her
11 alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.

12 The Petitioner-Appellant's attempt at release from CANS was intended so that he could
13 search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, J.
14 Wood & Bernard Little, provided misinformation regarding the lack of a directly related "City Jail
15 Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a
16 potential release from custody, that he "did not see a detainer hold" - when, in fact, there was.
17 This coercion of the client by his previous representation created a second double-jeopardy -
18 in LAS VEGAS MUNICIPAL COURT #1248384A + #C1237802A; with the first being by J. Wood
19 in the EIGHTH JUDICIAL DISTRICT COURT 21-CR-019840 + 21-CR-033713. A. Goldstein NEVER visited
20 Mr. Houston. These traumatic events are a cruel and unusual punishment being inflicted upon an abused
21 and innocent man, who was forced into an involuntary relocation, with unnecessary hardships
22 causing the eviction of his law office located at 435 South Linn Street #927, in Iowa
23 City, Iowa (52240), \$36.5 million of property damage and the destruction of his K-9(s).
24 Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie
25 McMorris-Alexander and Dianne Ferrante, SEDAWICK and the prosecutions' most unlawful use
26 of overreaching tactics ~~in~~ their exploitation of the innocent man has put the Petitioner-Appellant
27 into an unmanageable state of duress, homelessness, and extensive incarceration. Not at any
28 time did Mr. Houston extort, harass, threaten, bully, aggravated stalk or
29 behave aggressively towards any of the involved parties or anybody else.

REV. MATTHEW TRAVIS HOUSTON, CHFD

Ne 1216652
Po Box 650
Tudman Springs, NV 89070-0650

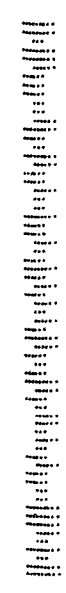
LAS VEGAS NV 890
25 APR 2023 PM 3 L



Po Box 551601
CHAMBERS OF THE HON. NADIA KRALL
FWD. Law Clerk, Department of

300 LEWIS Avenue
Las Vegas, NV
89155-1601
RECEIVED
MAY 01 2023
CLERK OF THE COURT

95101-530000



Case No A-22-858580-C
METCO
ABA No 04662784

HIGH DESERT STATE PRISON
APR 4 2023
UNIT 3A/B

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Electronically Filed
5/11/2023 3:49 PM
Steven D. Grierson
CLERK OF THE COURT



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

Case No.: A-22-858580-C
Department 4

NOTICE OF HEARING

Please be advised that the 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 in the above-entitled matter is set for hearing as follows:

Date: July 11, 2023
Time: 9:00 AM
Location: RJC Courtroom 03C
Regional Justice Center
200 Lewis Ave.
Las Vegas, NV 89101

NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Michelle McCarthy
Deputy Clerk of the Court

CERTIFICATE OF SERVICE

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Michelle McCarthy
Deputy Clerk of the Court

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ORDR

DISTRICT COURT

CLARK COUNTY, NEVADA

MATTHEW HOUSTON,

Plaintiff,

v.

DANIEL SCHWARTZ,

Defendant.

CASE NO.: A-22-858580-C

DEPT NO.: IV

**ORDER DENYING
PLAINTIFF/INMATE'S EMERGENCY
MOTION TO COMPEL AN ANSWER
FROM AARON D. FORD, AFFIDAIVT
OF SERVIC AS A NOTICE OF
MOTION AND STATEMENT OF
FACTS**

Emergency Motion to Compel an Answer from Aaron D. Ford, Affidavit of Service as a "Notice of Motion" and Statement of Facts, and the Court having examined and reviewed all documents, Orders as follows:

IT IS HEREBY ORDERED that 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; the hearing date of May 24, 2023 shall be VACATED.

Dated this 12th day of May, 2023

Nadia Krall

92B CB4 EC42 D147
Nadia Krall
District Court Judge

1 **CSERV**

2
3 **DISTRICT COURT**
4 **CLARK COUNTY, NEVADA**

5	
6 Matthew Houston, Plaintiff(s)	CASE NO: A-22-858580-C
7 vs.	DEPT. NO. Department 4
8 Daniel Schwartz, Defendant(s)	
9	

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Order was served via the court's electronic eFile system to all
13 recipients registered for e-Service on the above entitled case as listed below:

14 **Service Date: 5/12/2023**

15 **Daniel Schwartz** **daniel.schwartz@lewisbrisbois.com**

16 **Deyna Soltero** **deyna.soltero@lewisbrisbois.com**

17
18 If indicated below, a copy of the above mentioned filings were also served by mail
19 via United States Postal Service, postage prepaid, to the parties listed below at their last
20 known addresses on 5/15/2023

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

LEFT

EIGHTH JUDICIAL DISTRICT COURT
CLARK COUNTY, NEVADA

SEE Case 2:22-cv-01607-APG-CSD Document 35 Filed 05/02/23 Page 1 of 2
Electronically Filed 5/2/23 1:04 PM

MATTHEW TRAVIS HOUSTON,
PLAINTIFF,
VS. STATE BAR OF NEVADA; JOSEPH M. LOMBARDO,
ET AL - Defendant(s).

Case Number: A-22-856372-C
AND
Case Number = A-22-865442-C
CLERK OF THE COURT
DEPT. 7

EMERGENCY DECLARATION AND AFFIDAVIT OF SERVICE (Pages 7-14)
HEARING NOTICE
MULTIJURISDICTIONAL AND MULTIDISTRICT LITIGATION ALSO IN THE
UNITED STATES DISTRICT COURT, DISTRICT OF COLORADO,

DISTRICT OF IOWA AND DISTRICT OF NEVADA:

SEE → Case No. 2:22-cv-01607 ←,
SEE CASE NO. 2:22-cv-01740-JAD-EJY, AND

MATTHEW TRAVIS HOUSTON,

PLAINTIFF,
STATE BAR OF NEVADA;
VS. JOSEPH M. LOMBARDO;
ENCORE EVENT TECHNOLOGIES;
GOLDEN ENTERTAINMENT; ETAL;
DEFENDANT(S)

SEE CASE NO. 2:21-cv-00499:
→ EMERGENCY DECLARATION ←
SEE "RENEWED
NOTICE OF APPEAL;
EMERGENCY STATEMENT OF FACTS
UNDER NRAP 30, 27E/9TH.CIR.273;
AND RESPONSE TO ORDER TO SHOW
CAUSE WHY MR. HOUSTON IS NOT A
"VEXACIOUS LITIGANT" - A

Notice is hereby given that Matthew Travis Houston, In Pro se,
Plaintiff, in the above named captioned case, hereby appeals to the United
States Court Of Appeals for the Ninth Circuit from the final judgment in
Matthew Travis Houston V- Golden Entertainment; et al, on February 20,
2023, which was received by Plaintiff on February 21, 2023.

Plaintiff respectfully requested ^{appeal file} ~~file~~ 24th day of February,
2023, that this Honorable Court enter this Notice of Appeal, by Rules of
the Court. Plaintiff respectfully requests Notice of Appeal in
2:22-cv-01740-JAD-EJY on this 14th day of April, 2023. Please
SEE the attached 'STATEMENT OF

FACTS', on Page No 2; and
corresponding counter claim (s), cross-
claims, third-party claim(s), etc.

Matthew Travis Houston
MATTHEW TRAVIS HOUSTON, CHTD
ABA No. 04662784

//// This interpleading shall also suffice as a
////
//// "MOTION TO STAY ORIGINAL COMPLAINT"
////
//// in case number 2:22-cv-01607; and in
//// the EIGHTH JUDICIAL DISTRICT COURT Case Numbers A-22-856372-C,
A-22-858560-C, A-22-859817-C, A-22-8662155-C and A-23-865442-C.

28

(1)

STATEMENT OF FACTS: Upon being kidnapped from

1
2. Iowa, On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter "Petitioner-Appellant")
3 was abducted from his hotel room at the Best Western located at [REDACTED] 3041
4 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of
5 summons or WARRANT, nor was told or read that he had any kind of rights. This
6 false arrest prevented Petitioner-Appellant from attending his appointment the very
7 next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while
8 this continued imprisonment of his person also prevented him from attending his medical
9 disability rating in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments
10 of which had been scheduled by the abductors, SEDAWICK's Dianne Ferrante, and her
11 alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.

12 The Petitioner-Appellant's attempt at release from CEJDC was intended so that he could
13 search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, J.
14 Wood & Benard Little, provided misinformation regarding the lack of a directly-related "City Jail
15 Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a
16 potential release from custody, that he "did not see a detainer hold" - when, in fact, there was.
17 This coercion of the client by his previous representation created a second double-jeopardy -
18 in LAS VEGAS MUNICIPAL COURT #1248374A + #L1237802A; with the first being by J. Wood

19. in the EIGHTH JUDICIAL DISTRICT COURT Z1-CR-019840 + Z1-CR-033713. A. Goldstein never visited
20. Mr. Houston. These traumatic events are a cruel and unusual punishment being inflicted upon an abused
21. and innocent man, who was forced into an involuntary relocation, with unnecessary hardships
22. causing the eviction of his law office located at 435 South Linn Street #927, in Iowa
23. City, Iowa (52240), \$36.5 million of property damage and the destruction of his K-9(s).

24 Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie
25 McMorris-Alexander and Dianne Ferrante, SEDAWICK and the prosecutions' most unlawful use
26 of overreaching tactics in their exploitation of the innocent man has put the Petitioner-Appellant
27 into an unmanageable state of duress, homelessness, and extensive incarceration. ENCORE

28 EVENT TECHNOLOGIES was Mr. Houston's employer and
29 the primary party responsible for the causation of (2)
30 his industrial work accident 500 Sept. 30th, 2016. SEE 17A003393 (lwr): (2)

JC DEPARTMENT 5

CASE SUMMARY

CASE NO. 17A003393

Matthew Travis Houston, Plaintiff(s)
 vs.
Encore Events Services, Defendant(s)

§
§
§
§

Location: **JC Department 5**
 Judicial Officer: **Cruz, Cynthia**
 Filed on: **11/08/2017**
 Case Number History:

CASE INFORMATION

Statistical Closures

02/06/2018 Involuntary (statutory) Dismissal

Case Type: **Small Claims - General Individual Plaintiff**

Case Status: **02/06/2018 Closed**

Case Flags: **Fee Waiver Granted**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number 17A003393
 Court JC Department 5
 Date Assigned 12/31/2020
 Judicial Officer Cruz, Cynthia

PARTY INFORMATION

Plaintiff Houston, Matthew Travis

Pro Se
 702-465-2406(H)

Defendant Encore Events Services

DATE

EVENTS & ORDERS OF THE COURT




INDEX

01/01/2021	Administrative Reassignment to Department 5 <i>Case reassigned from Department 04 (Judge Melissa Saragosa)</i>	
02/06/2018	Small Claims Individual (1:00 PM) (Judicial Officer: Lowrey, Donald ;Location: RJC Courtroom 6A) Events: 11/08/2017 Small Claims Affidavit of Complaint - \$7,500.01 to \$10,000 MINUTES Small Claims Affidavit of Complaint - \$7,500.01 to \$10,000 Assess To: Plaintiff Houston, Matthew Travis <i>Small Claims Complaint \$10,000.00</i>	
11/09/2017	Small Claims Affidavit of Complaint - \$1000.01 to \$2,500.00 <i>Small Claims Complaint \$1,049.00</i> Order for Dismissal Without Prejudice <i>Signed/ filed in open court</i> CV USJR Involuntary (statutory) Dismissal Matter Heard; Journal Entry Details: <i>Court proceedings were recorded using electronic sound recording equipment. No Parties present. Court Orders case dismissed without prejudice due to non- appearance of the Plaintiff. Order for Dismissal signed/ filed in open court. ;</i>	
02/06/2018	CV USJR Involuntary (statutory) Dismissal	
02/06/2018	Order for Dismissal Without Prejudice <i>Signed/ filed in open court</i>	

JC DEPARTMENT 5

CASE SUMMARY

CASE NO. 17A003393

11/09/2017	Small Claims Affidavit of Complaint - \$1000.01 to \$2,500.00 <i>Small Claims Complaint \$1,049.00</i>
11/08/2017	 Order to Proceed In Forma Pauperis Granted Party: Plaintiff Houston, Matthew Travis
11/08/2017	 Small Claims Affidavit of Complaint - \$7,500.01 to \$10,000 Assess To: Plaintiff Houston, Matthew Travis <i>Small Claims Complaint \$10,000.00</i>
11/08/2017	 Application to Proceed in Forma Pauperis - Fee Waiver Req Filed By: Plaintiff Houston, Matthew Travis <i>Fee Waiver</i>
11/08/2017	Start Time Tracking: JCRCP 93
11/08/2017	Start Time Tracking: JCRCP 41(e) - 5 years
11/08/2017	Start Time Tracking: JCRCP 41(e) - 2 years

DATE	FINANCIAL INFORMATION		
	Plaintiff Houston, Matthew Travis		
	Total Charges		196.00
	Total Payments and Credits		196.00
	Balance Due as of 11/22/2022		0.00
11/08/2017	Charge	Plaintiff Houston, Matthew Travis	196.00
11/08/2017	Credit	Plaintiff Houston, Matthew Travis	(196.00)

C-21-357927-1

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor COURT MINUTES July 13, 2022

C-21-357927-1 State of Nevada
vs
Matthew Houston

July 13, 2022 9:00 AM All Pending Motions

HEARD BY: Roohani, Ellie **COURTROOM:** RJC Courtroom 03E

COURT CLERK:
Natalie Ortega

RECORDER: Jill Hawkins

REPORTER:

PARTIES

PRESENT: Duecker, Alexis M. Attorney
Evans, Ronald James Attorney
Houston, Matthew Defendant
State of Nevada Plaintiff

JOURNAL ENTRIES

- A853203 - EMERGENCY MOTION (S) AND ORDER FOR TRANSPORTATION OF INMATE FOR COURT APPEARANCE OR, IN THE ALTERNATIVE, FOR APPEARANCE BY TELEPHONIC OR VIDEO CONFERENCE

A853203 - EMERGENCY MOTION TO SET ASIDE DISMISSAL IN CASE A-17-758861-C , AFFIDAVIT OF DUE DILIGENCE IN PRO PART, PER PART TO RENEWED COUNTERCLAIM ;AND COMPLAINT(S)

A853203 - PLAINTIFF'S - MOTION FOR APPOINTMENT OF COUNSEL, IN THE NAME OF PITARRO AND FUMO CHTD., MISS EMILY STRAND ESQ. TO INTERVENE AS STANDBY

C357927 - MOTION TO STAY REMITTITUR IN 84477 AND 84478 AND RENEWED MOTION FOR

PRINT DATE: 10/07/2022

Page 2 of 5

Minutes Date: July 13, 2022

C-21-357927-1

AN ORDER TO SUPPRESS HEARING FROM 12/6/2021 AND MOTION FOR AN ORDER TO TALEEN PANDUKHT TO READ BOTH THE DIRECT APPEAL FILED 2/18/2022

C357927 - STATUS CHECK / BRIEFING SCHEDULE

Court explained to Defendant counsel had been appointed to Defendant. It understood he filed a Habeas Petition; however, the Court would prefer to allow his counsel to review the petition and supplement the petition for purposes of appeal. COURT ORDERED, Alexis Dueker, Esq., APPOINTED. Statement by Defendant regarding other cases and a death threat. COURT NOTED for the purposes of today all motion, with the exception of the Habeas Petition DENIED WITHOUT PREJUDICE. Ms. Dueker will speak with Defendant and this matter would be CONTINUED. COURT ORDERED, matter CONTINUED. COURT FURTHER NOTED at the continuance a briefing schedule would be set. If a supplement is to be filed, it should be filed forty-five (45) days from today. COURT DIRECTED the State to Prepare a Transport Order.

08/31/22 9:00 AM STATUS CHECK: BRIEFING SCHEDULE

**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)
)
PLAINTIFF)
 Vs)
CHRISTOPHER D BURK, ESQ.)
)
DEFENDANT)

CASE No. A-22-859817-C
SHERIFF CIVIL NO.: 23001939

AFFIDAVIT OF SERVICE

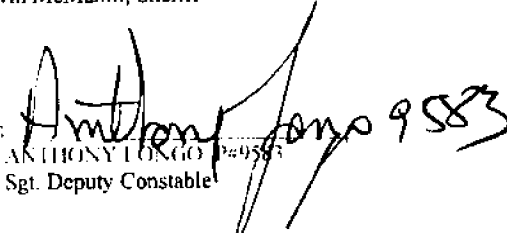
STATE OF NEVADA }
 } ss:
COUNTY OF CLARK }

ANTHONY LONGO, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Sgt. Deputy Constable in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on **4/17/2023**, at the hour of **12:38 PM**, affiant as such Sgt. Deputy Constable served a copy/copies of **SUMMONS-CIVIL, CIVIL RIGHTS COMPLAINT PERSUANT TO 42 U.S.C. § 1983** issued in the above entitled action upon the defendant **CHRISTOPHER D BURK** named therein, by delivering to and leaving with said defendant **CHRISTOPHER D BURK**, personally, at **2350 W CHARLESTON BOULEVARD #202 LAS VEGAS, NV 89102** within the County of Clark, State of Nevada, copy/copies of **SUMMONS-CIVIL, CIVIL RIGHTS COMPLAINT PERSUANT TO 42 U.S.C. § 1983**

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE ON NEVADA THAT THE FOREGOING IS TRUE AND CORRECT

DATED: April 18, 2023.

Kevin McMahill, Sheriff

By: 
ANTHONY LONGO #9583
Sgt. Deputy Constable

**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)	
)	
PLAINTIFF	)	CASE No. A-23-865442-C
Vs	)	SHERIFF CIVIL NO.: 23001619
ENCORE EVENT TECHNOLOGIES INC)	
)	
DEFENDANT	)	<u>AFFIDAVIT OF SERVICE</u>
STATE OF NEVADA	}	
	}	ss:
COUNTY OF CLARK	}	

TODD SIMMONS, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Deputy Constable in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on **4/4/2023**, at the hour of **2:45 PM**, affiant as such Deputy Constable served a copy/copies of **SUMMONS, CIVIL RIGHTS COMPLAINT BY AN INMATE** issued in the above entitled action upon the defendant **ENCORE EVENT TECHNOLOGIES INC** named therein, by delivering to and leaving with **CINDY NORTON, RECEPTION ADMIN** of **ENCORE EVENT TECHNOLOGIES INC**, personally, at **8850 W SUNSET ROAD 3RD FLOOR LAS VEGAS, NV 89148** within the County of Clark, State of Nevada, copy/copies of **SUMMONS, CIVIL RIGHTS COMPLAINT BY AN INMATE**

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE OF NEVADA THAT THE FOREGOING IS TRUE AND CORRECT.

DATED: April 5, 2023.

Kevin McMahon, Sheriff



TODD SIMMONS P#15523
Deputy Constable

**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)	
)	
PLAINTIFF	)	CASE No. A-22-862155-C
	)	SHERIFF CIVIL NO.: 23001618
Vs)	
STEVEN B WOLFSON D/B/A STATE BAR OF)	
NEVADA)	
DEFENDANT	)	<u>AFFIDAVIT OF SERVICE</u>

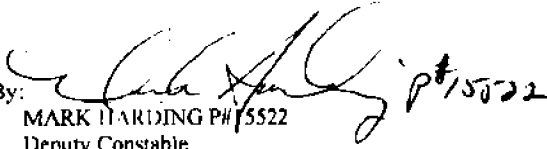
STATE OF NEVADA }
 } ss:
 COUNTY OF CLARK }

MARK HARDING, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Deputy Constable in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on 3/30/2023, at the hour of 12:15 PM, affiant as such Deputy Constable served a copy/copies of **SUMMONS, COMPLAINT** issued in the above entitled action upon the defendant **STATE BAR OF NEVADA** named therein, by delivering to and leaving with **MARGARET GOMEZ** of **STATE BAR OF NEVADA**, personally, at **C/O STEVEN B WOLFSON 200 LEWIS AVENUE LAS VEGAS, NV 89155** within the County of Clark, State of Nevada, copy/copies of **SUMMONS, COMPLAINT**

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE OF NEVADA THAT THE FOREGOING IS TRUE AND CORRECT

DATED: April 4, 2023.

Kevin McMahon, Sheriff

By:  P#15822
 MARK HARDING P#15522
 Deputy Constable

**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)
)
PLAINTIFF)
 Vs)
BRIAN P CLARK)
)
DEFENDANT)

CASE No. A-22-856372-C
SHERIFF CIVIL NO.: 23001622

AFFIDAVIT OF SERVICE

STATE OF NEVADA }
 } ss:
COUNTY OF CLARK }

KEVIN PLOENSE, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Deputy Constable in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on **3/31/2023**, at the hour of **11:50 AM**, affiant as such Deputy Constable served a copy/copies of **SUMMONS, COMPLAINT** issued in the above entitled action upon the defendant **BRIAN P CLARK** named therein, by delivering to and leaving with said defendant **BRIAN P CLARK**, personally, at **CLARK MCCOURT LLC 7371 PRAIRIE FAUCON ROAD STE 120 LAS VEGAS, NV 89128** within the County of Clark, State of Nevada, copy/copies of **SUMMONS, COMPLAINT**

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE OF NEVADA THAT THE FOREGOING IS TRUE AND CORRECT.

DATED: April 4, 2023.

Kevin McMahon, Sheriff

By:  15726
KEVIN PLOENSE P#15526
Deputy Constable

**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)	
)	
PLAINTIFF	)	CASE No. A-22-859817-C
	)	SHERIFF CIVIL NO.: 23001617
Vs)	
KARLIE GABOUR D/B/A BERNSTEIN &)	
POISSON)	
DEFENDANT	)	<u>AFFIDAVIT OF SERVICE</u>


STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

KEVIN PLOENSE, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Deputy Constable in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on **3/29/2023**, at the hour of **11:05 AM**, affiant as such Deputy Constable served a copy/copies of **SUMMONS, CIVIL RIGHTS COMPLAINT** issued in the above entitled action upon the defendant **BERNSTEIN & POISSON** named therein, by delivering to and leaving with **SABINA DEMELAS, OFFICE MANAGER**, personally, at **320 S JONES BOULEVARD LAS VEGAS, NV 89107** within the County of Clark, State of Nevada, copy/copies of **SUMMONS, CIVIL RIGHTS COMPLAINT**

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE ON NEVADA THAT THE FOREGOING IS TRUE AND CORRECT

DATED: April 4, 2023.

Kevin McMahill, Sheriff

By: 
KEVIN PLOENSE P#15526
Deputy Constable



**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)	
)	
PLAINTIFF	)	CASE No. A-22-858580-C
	)	SHERIFF CIVIL NO.: 23001175
Vs)	
DANIEL SCHWARTZ ET AL. DBA LEWIS)	
BRISBOIS, BISGAARD & SMITH LLP)	
DEFENDANT	)	<u>AFFIDAVIT OF SERVICE</u>

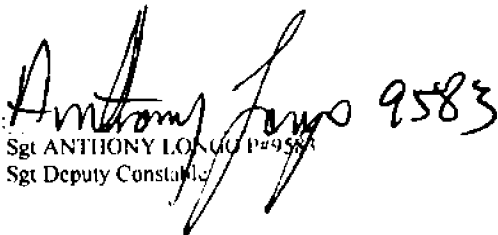
STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

Sgt ANTHONY LONGO, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Sgt Deputy Constable in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on 3/7/2023, at the hour of 10:15 AM, affiant as such Sgt Deputy Constable served a copy/copies of **SUMMONS - CIVIL, COMPLAINT - JURY TRIAL DEMANDED** issued in the above entitled action upon the defendant **DANIEL SCHWARTZ ET AL.** named therein, by delivering to and leaving with said defendant **DANIEL SCHWARTZ ET AL.**, personally, at **LEWIS BRISBOIS BISGAARD & SMITH 2300 W SAHARA AVENUE #900 LAS VEGAS, NV 89102** within the County of Clark, State of Nevada, copy/copies of **SUMMONS - CIVIL, COMPLAINT - JURY TRIAL DEMANDED**

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE OF NEVADA THAT THE FOREGOING IS TRUE AND CORRECT.

DATED: March 8, 2023.

Kevin McMahill, Sheriff

By:  9583
Sgt ANTHONY LONGO P#9583
Sgt Deputy Constable

**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)	
)	
PLAINTIFF	)	CASE No. 22A001898
	)	SHERIFF CIVIL NO.: 22007856
Vs)	
ROSEMARIE MCMORRIS-ALEXANDER)	
)	
DEFENDANT	)	<u>AFFIDAVIT OF SERVICE</u>

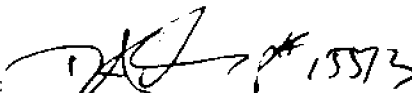
STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

DAVID SCHUMMER, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Deputy Constable in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on 1/3/2023, at the hour of 8:33 AM. affiant as such Deputy Constable served a copy/copies of **SMALL CLAIMS COMPLAINT, ORDER TO APPEAR** issued in the above entitled action upon the defendant **ROSEMARIE MCMORRIS-ALEXANDER** named therein, by delivering to and leaving with **HUSBAND, ABROM ALEXANADER**, at **5504 MORNINGCROSS STREET LAS VEGAS, NV 89130** within the County of Clark, State of Nevada, copy/copies of **SMALL CLAIMS COMPLAINT, ORDER TO APPEAR**

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE ON NEVADA THAT THE FOREGOING IS TRUE AND CORRECT

DATED: January 4, 2023.

Kevin McMahon, Sheriff

By: 
DAVID SCHUMMER P#15513
Deputy Constable

**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)
)
 PLAINTIFF) CASE No. 22A001793
) SHERIFF CIVIL NO: 22007421
 vs)
 CRAIG MUELLER AND ASSOCIATES)
)
 DEFENDANT) **NOT FOUND AFFIDAVIT**

STATE OF NEVADA }
 } ss:
 COUNTY OF CLARK }

E.P. BROWN, being duly sworn, deposes and says:

That he/she is a regularly appointed, qualified Deputy Constable of the said County of Clark, in the State of Nevada and over the age of twenty-one years, not a party to the action or related to either party, nor an attorney for a party, nor in any way interested in the within named action, and authorized to serve civil process by the laws of the State of Nevada, and competent to be a witness therein; that he/she and now is a citizen of the United States of America and of the State of Nevada and that he/she received the within stated civil process: SMALL CLAIMS COMPLAINT, SUMMONS AND ORDER TO APPEAR on 12/5/2022 at the hour of 2:00 PM.

That after due search and diligent inquiry throughout Clark County, State of Nevada, I was unable to effect service upon the said **NEVADA APPEAL GROUP** Defendant within Clark County, Nevada.

ATTEMPTS TO LOCATE:

Date: 12/8/2022 @ 10:10 AM - 714 S 4TH STREET LAS VEGAS, NV 89101

Attempted By: E.P. BROWN

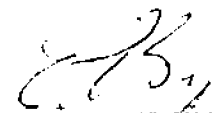
Service Type: UNABLE TO SERVE.

Notes: THIS IS NEVADA DEFENSE GROUP. NO NAMES ON SMALL CLAIM WORK AT THIS OFFICE

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE OF NEVADA THAT THE FOREGOING IS TRUE AND CORRECT

Dated: December 13, 2022

Joseph M. Lombardo, Sheriff

By: 
E.P. BROWN P#14514
Deputy Constable

Attn: LV JC Department 5

JUSTICE COURT, LAS VEGAS TOWNSHIP

NOTC

MATTHEW TRAVIS HOUSTON, CHTD
No. 1210652-ABA No. 64662-784 -
PO Box 650
INDIAN SPRINGS, NV 89070-0650
P: (714) 916-7431 (402)
C: (610) 762-4131

Case No. 17A003393

JC Department No. 5
Judicial Officer Cynthia Cruz

PLEASE SEE DISTRICT COURT

CLARK COUNTY, NEVADA

MATTHEW TRAVIS HOUSTON,
Plaintiff,

- VS -

MANDALAY BAY CORP., D/B/A
MANDALAY BAY RESORT AND
CASINO, CLARK MCCURT, LLC;
BERNSTEIN & POISSON, ET AL
ENCORE EVENT TECHNOLOGIES,
"La Pal" Encore Event Services,
I.A.T.S.E. Local No. 720 AND
THE DEEP STATE OF NEVADA, ET AL,
Defendant(s).

Case No.(s): A-22-858580-C

Department # 4
A-22-856372-C
Department # 20
A-22-853203-W
Department # 11
A-19-800219-W
Department # 19
A-17-758861-C
A-22-758861-C
Departments 17, 18 and 29
17003393
JUSTICE COURT Department 5

"DE NOVO HEARINGS REQUESTED"

- JURY TRIALS DEMANDED -
(this pleading was originally filed in
DISTRICT COURT - EJDC on 11/23/2022

EMERGENCY INTERPLEADINGS OF FACT AND
MERITORIOUS INTERVENTION AS A "JOINDER OF APPEAL"

"HEARINGS REQUESTED"

Plaintiff moves this Honorable Court to

PLEASE TAKE NOTICE of the attached "RENEWED LIST

PARTIES AND DEMAND FOR REPAIRATIONS", that is retroactive

retroactive pursuant to VALID tolling motions from before September

SEPTEMBER 20, 2016, that were filed in A.22.853203.W.

Page Number 1 of 12 (please see attached)

Nature & Suit: IIED, False Imprisonment, Malicious Prosecution,

Revised November 2016, Revised October 11, 2022 - Coercion, Legal Malpractice,

Employment Discrimination, Injunctive Relief, False Arrest

RECEIVED
RECEIVED

DEC 05 2022
OCT 24 2022

CLERK OF THE COURT
CLERK OF THE COURT

STATEMENT OF FACTS: Kidapped from his home in

1
 2. Iowa, On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter "Petitioner-Appellant")
 3 was abducted from his hotel room at the Best Western located at [REDACTED] 3041
 4 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of
 5 summons or WARRANT, nor was told or read that he had any kind of rights. This
 6 false arrest prevented Petitioner-Appellant from attending his appointment the very
 7 next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while
 8 this continued imprisonment of his person also prevented him from attending his medical
 9 disability rating in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments
 10 of which had been scheduled by the abductors, SEDAWICK's Dianne Ferrante, and her
 11 alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.
 12 The Petitioner-Appellant's attempt at release from CDECC was intended so that he could
 13 search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, J. Wood
 14, and Benard Little, provided misinformation regarding the lack of a directly-related "City Jail
 15 Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a
 16 potential release from custody, that he "did not see a detainer hold": when, in fact, there was.
 17 This coercion of the client by his previous representation created a second double-jeopardy -
 18 in LAS VEGAS MUNICIPAL COURT #1248384A + #C1237802A; with the first being by J. Wood
 19, in the EIGHTH JUDICIAL DISTRICT COURT 21-CR-019840 + 21-CR-033713. A. Goldstein never visited
 20 Mr. Houston. These traumatic events are a cruel and unusual punishment being inflicted upon an abused
 21 and innocent man, who was forced into an involuntary relocation, with unnecessary hardships
 22 causing the eviction of his law office located at 435 South Lion Street #927, in Iowa
 23 City, Iowa (52240), \$36.5 million of property damage and the destruction of his K-9(s).
 24 Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie
 25 McMorris-Alexander and Dianne Ferrante, SEDAWICK and the prosecutions' most unlawful use
 26 of overreaching tactics ~~in~~ their exploitation of the innocent man has put the Petitioner-Appellant
 27 into an unmanageable state of duress, homelessness, and extensive incarceration. Not at any
 28 time ~~did~~ Mr. Houston make any threats or acts of harassment, extortion or
 29 aggravated stalking towards any of the parties in Mr. Houston's cases or anybody
 30 else. It is in FACT Mr. Houston ~~is~~ the victim of crime.

**RENEWED LIST OF PARTIES
AND
DEMAND FOR REPAIRATIONS**

RECEIVED

DEC 05 2022

CLERK OF THE COURT

LIST OF PARTIES

1. Rosemarie McMorris Alexander - SEDGWICK CMS
2. Redenta Blacic - STATE OF NEVADA (OMBUDSMAN)
OFFICE OF CONSUMER HEALTH ASSISTANCE
3. Jonathan Shockley - SEDGWICK CMS
4. Brian P. Clark - CLARK MCCOURT, LLC
5. Daniel L. Schwartz - LEWIS, BRISBOIS, BISGAARD & SMITH, LLP
6. Karen Schwartz - GENEX
7. Christopher D. Burk - BERNSTEIN & POISSON
8. Scott L. Poisson - SCOTT L. POISSON, ESQ ^{Nevada Bar} No. 10188
9. Karlie Gabour - BERNSTEIN & POISSON
10. Ryan ^{M.} Kerbow - BERNSTEIN & POISSON - Nevada Bar No. 11403
11. ~~Steven Paddock~~ BENJAMIN E. ABBOTT, ESQ Nevada Bar No. 15692
12. ~~Marylca Denney~~ ^{M. Mulligan LVMPD # 15657} ~~Steven Paddock v. COSMOPOLITAN~~
13. Lina Sakalauskas - NEVADA ATTORNEY FOR INJURED WORKERS (NAIW)
14. Dianne Ferrante - SEDGWICK CMS
15. ~~Las Vegas Fire and Rescue~~ J. Carroll - LVMPD # 16715
16. Tierra Danielle Jones - EIGHTH JUDICIAL DISTRICT COURT (EJDC)
17. LVMPD Robert Jones No. 9920
18. David M. Jones - EJDC
19. Lisa Anderson - GGRM - witness "Ilyana" @ HEALTHSOUTH
20. ~~HEALTH SOUTH~~ Benard H. Little, Nevada Bar No. 12025
21. ~~GGRM, Ilyana~~ Kristina A. Rhoades, Nevada Bar No. 12480
22. I.A.T.S.E. Local No. 720
23. Freeman Companies - OLD REPUBLIC INSURANCE COMPANY-P.S.A.V
24. ~~Freemore Event Services~~ - ENCORE EVENT TECHNOLOGIES
25. ~~Freemore Event Services~~ - EJDC - Haley Beza, Deputized Law Clerk
26. ~~Atary Kay Hattias~~ - EJDC - Jennifer Togliatti

LIST OF PARTIES (CONTINUED)

27. ^{The Honorable} Gene Porter (Ret.) - EJDC
28. Michael P. Villani - EJDC
29. ^{Magistrate Melissa} ~~Michelle~~ De La Garza - EJDC
30. ~~Susan Baccus~~ • ~~JENNIFER TOGLIATTI~~ - EJDC • Nancy Becker
31. Andrew Flahive - ANDREW SCOTT FLAHIVE, ESA
32. Erica Tosh
33. Jason Barrus
34. Alex Bassett - ALEXANDER B. BASSETT - Clark County Public Defender "CCPD"
35. Joe Lombardo - SHERIFF, LVMPD
36. Clark County Detention Center - "aka" GGDC
37. Naphcure "aka" WELLPATH
38. LVMPD David Kelly No. 7413
39. LVMPD F. Edge No. 8645
40. Capitol Police Montero No. C6056
41. Cassandra Diez @ Clark County Public Defender "CCPD"
42. Darin F. Jmly @ Clark County Public Defender "CCPD"
43. ~~Bernard Little No. 12025~~ ^{Jason Lewis @ Nevada Dept. of Administration - Hearings Division - Northern office}
44. Jeremy Wood - CCPD
45. ~~Kayleigh Lopatic - CCPD~~ Nima Afshar Nevada Bar No. 14157
46. ~~Virginia F. Eichhacker - CCPD~~ W. Jake Merback, Clark County Deputy DA
47. ~~Jason Frierson - CCPD~~ Options Monitoring Program "OP"
48. ~~Ernest May Elementary~~ LVMPD House Arrest Unit
49. ~~Shadow Hills Church~~ SCRAM "SMU"
50. [REDACTED] - A.L.A.
51. [REDACTED] - A.S.A.
52. Lillian R. McMorris

LIST OF PARTIES (CONTINUED)

53. Jack Bernstein
54. Jessica Flores
55. Anthony M. Goldstein
56. High Desert State Prison (HDSP) - NDOC
57. Warden Calvin Johnson - NDOC (HDSP)
58. Nevada Department of Corrections (NDOC) Director Charles Daniels
59. NDOC Deputy Director Harold Wickham
60. Attorney General Aaron D. Ford in re C-17-323614-1
61. State of Nevada Office of Consumer Health Assistance ^(OMBUDSMAN)
62. Nicole Garcia of Murchison Law
63. Tyler Ure of Murchison Law
64. Steven B. Wolfson No. 1565
65. ~~Kristina A. Rhodes No. 12480~~ ^{JUSTICE COURT, LAS VEGAS (DANSHU)} Hon. Harmony T. Letizia, FDJC _{Justice of the Peace}
66. Laura Goodman No. 13390
67. Taleen Pandukht No. 5734
68. Las Vegas Recovery Center in re C-17-323614-1
69. NuetoRestorative
70. Choices Group → BRIDGE COUNSELING
71. Nevada Community Enrichment Program (NCEP)
72. Mandalay Bay Corp., DBA Mandalay Bay Resort and Casino
73. Lukas B. McCourt - CLARK MCCOURT, LLC
74. Rody H. Scott - CLARK MCCOURT, LLC
75. "Will" e SEDGWICK
76. SEDGWICK CMS/Old Republic Insurance Co. / Agent For Freeman Companies
77. ~~Jason Lewis~~ HEALTHSOUTH off of Valley View and Charleston
78. Nevada Department of Administration, Hearings Division - Northern Division

LIST OF PARTIES (CONTINUED)

- 79. Nevada Attorney For Injured Workers - "aka" - NAIW
- 80. Andrea Epping - SEDGWICK CMS
- 81. Gerri Lynn Hardcastle No. 13142 - Deputy Attorney General for Nevada
- 82. Craig Mueller ^{Nevada} Bar No. 4703
- 83. Larry Phillips ^{Nevada} Bar No. 7138
- 84. Kelsey Bernstein ^{Nevada} Bar No. 13825
- 85. Theresa Dodson
- 86. E. Del Padre
- 87. Supreme Court of Nevada
- 88. Capitol Police in re ²¹ CR019040
- 89. GENEX - SEDGWICK CMS
- 90. Capitol Police in re Karen Schwartz in C.17.323614 (2017) "aka" - GENEX-
- 91. P.S.A.V. - "aka" - PRESENTATION AUDIO VISUAL SERVICES
- 92. Jennifer A. Dorsey - US DISTRICT COURT, DISTRICT OF NEVADA, Southern Division - Las Vegas
- 93. Magistrate ~~Nancy J. Kopp~~ DANIEL J. ALBREGHTS' ^{US Dist. Court}
- 94. James "Jamie" H. Cocoran, BERNSTEIN & POISSON
- 95. Brian Boyer, BERNSTEIN & POISSON
- 96. Amber King, BERNSTEIN & POISSON
- 97. ~~G. Fondt, Attorney General~~ "SOP" Christina Greene
- 98. ~~D. Resch, Attorney General~~ Dr. UNKNOWN re NVC ^{'Dusky Standard'} competency
- 99. ~~R. Garate, Attorney General~~ "SOP" Stacey Ledesma
- 100. ~~Amanda White, Attorney General~~ "SOP" Attorney Hastings"
- 101. Attorney General Aaron D. Ford in re C.21.357927.1
- 102. NDOC James Dzurenda in re T.L.V.C.C.
- 103. NDOC ~~Associate~~ ^{"Acting"} Warden J. Bean - HDSP - Jeremy Bean
- 104. NDOC Associate Warden James Scally - HDSP

LIST OF PARTIES (CONTINUED)

105. NDOC Brian Williams
106. NDOC Senior C/O Curry in re B.M.U.
107. NDOC C/O Sage in re B.M.U.
108. NDOC C/O Brown in re UNIT 9
109. NDOC C/O Olsen
110. NDOC LT Oltevera
111. NDOC C/O Alvarez
112. NDOC C/O SGT Sanchez
113. NDOC Senior C/O Livingston
114. Evelyn R. Goddard, Clark County District Attorney
115. NDOC Senior C/O Martinez
116. ~~Lewis~~ "LEWIS" @ LEWIS, BRISBOIS, BISGAARD & SMITH, LLP
117. ~~Brisbois~~ "BRISBOIS" @ LEWIS, BRISBOIS, BISGAARD & SMITH, LLP
118. Bisgaard @ LEWIS, BRISBOIS, BISGAARD & SMITH, LLP
119. Smith @ LEWIS, BRISBOIS, BISGAARD & SMITH, LLP
120. University of Iowa Hospital
121. City of Maquoketa
122. John Deere Company
123. Lucinda - Rick Turnis
124. Lucrecia Lavonna Schoenherr
125. Dennis Wayne Houston
126. NDOC Associate Warden Julie Williams
127. NDOC Caseworker Warner
128. Bernstein & Poisson, LLC
129. Sabina Demelas
130. ~~Scott Poisson, ESO No. 10188~~
ELIZABETH GONZALEZ - EDDG

LIST OF PARTIES (CONTINUED)

131. ~~Ryan Kerbow, ESA No. 11403 NV P&P C. McCarroll~~
132. ~~Scott Poisson, ESA "SOP" EJDC Kristie Cury~~
133. ~~Ryan Kerbow, ESA EJDC "SOP" Mr. Moskal~~
134. Michael P. Villant
135. ~~Judge Barker~~ The Hon. David Barker
136. Bernstein & Poisson, LLP
137. Steve Sisolak and Governor Joe Lombardo
138. NDOC Associate Warden of Operations Ronald Oliver
139. Alexander G. Chen, Clark County District Attorney
140. NDOC inmate Michael Ray Knight
141. NDOC Senior CIO Ashcraft
142. NDOC CIO Draco Wileovich
143. NDOC inmate No. 1129203 Jarred Heath Thompson
144. NDOC CIO ~~Padgett~~ in re S.M.U.
145. NDOC CIO Vasquez in re S.M.U.
146. NDOC Caseworker Prud'homme in re S.M.U.
147. NDOC Caseworker Jefferson in re S.M.U.
148. NDOC LT CIO Barth in re S.M.U.
149. Clark McCourt, LLC
150. State Bar of Nevada
151. NDOC Caseworker Baker
152. NDOC Caseworker Smith
153. NDOC Caseworker Turnis
154. NDOC Caseworker Childers - Associate Warden
155. NDOC Caseworker Hernandez
156. NDOC Nevada Division of Forestry (NDF)

LIST OF PARTIES (CONTINUED)

157. Jaime A. Stiliz No. 13772
158. LVMPD House Arrest Officer Keyser
159. NDOC Movement /Transport C/O Nielson
160. Preferred Capital Funding
161. Oasis Financial
162. Brian Moonin
163. OASIS LEGAL FINANCIAL, LLC
164. Selestee A. Wyse, Clark County District Attorney
165. James Andrew Puccinelli, Clark County District Attorney
166. EJDC Court Clerk Cynthia Moleres
167. EJDC Recorder Velvet Wood
168. EJDC Recorder Brittany Amoroso
169. US DISTRICT COURT Andrew P. Gordon
170. US DISTRICT COURT Magistrate Brenda Wexler
171. EJDC Crystal Eller
172. NDOC TLVCC LT Carlman
173. NDOC SDOC Warden Jerry Howell
174. S.O.P. Attorney "Kent" - KENT KOZAL, ESQ
175. NDOC Senior C/O Javier Garcia (509's)
176. EJDC Senior Judge James Crockett
177. EJDC Chief Judge Linda Marie Bell
178. Office of the Attorney General of NV - C. Martinez
179. Supreme Court of Nevada Justice Pickering
180. Chief Justice Parraquinne
181. Justice Cadish
182. Justice Hardesty

LIST OF PARTIES (CONTINUED)

183. Justice Herndon
184. Justice Stiglich
185. Justice Silver
186. Justice Gibbons
187. Justice Tao
188. Justice Bulla
189. Andrew Lococo
190. M. Mercier
191. Collette Martin
192. Elizabeth A. Brown
193. Linda Hamilton
194. Clark County Office of the District Attorney
195. Eighth Judicial District Court (EJDC)
196. CEO Steven D. Grienson
197. Michelle McCarthy
198. Chaunte Pleasant
199. Heather Ungermann
200. Amanda Ingersol
201. UNITED STATES DISTRICT COURT, DISTRICT OF NEVADA - LAS Vegas
202. USDC Chief Judge Miranda M. Du
203. USDC Clerk, Debra K. Kempf
204. USDC Chief Deputy Clerk, Vicente S. Angotti
205. USDC Magistrate V. Cam Farenbach
206. Ann Marie Dunn, Clark County DA's office
207. Nicholas Ventola, Oasis Finance
208. Abigail Fiala, Oasis Finance
209. Mayor of the City of Las Vegas, Carolyn Goodman

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CERTIFICATE OF SERVICE BY MAILING

I, Matthew Travis Houston, hereby certify, pursuant to NRCF 5(b) that on this 21st day of February, 2023, I mailed a true and correct copy of the foregoing "EMERGENCY INTERPLEADINGS OF FACT AND MERITORIOUS INTERVENTION AS A "JOINDER OF APPEAL""

by depositing it in the High Desert State Prison, Legal Library, First-Class Postage, Fully prepaid, addressed as follows:

JUSTICE COURT,
DEPT. #5 LAS VEGAS TOWNSHIP
PO Box 552511
Las Vegas, NV 89155-2511

DATED: THIS 21 day of February, 2023.

REV. MATTHEW TRAVIS HOUSTON,
ABA ID No 04662784 CHTD
X. Matthew Travis Houston
Plaintiff/In Propria Persona
High Desert State Prison
P.O. Box 650
Indian Springs, Nevada. 89018
NOC No 1210652

12

26

REV. MATTHEW TRAVIS HOUSTON, CHTD
No 1210652
Po Box 650
Indian Springs, NV 89070-0650

LAS VEGAS NV 890
22 FEB 2023 PM 5 L



JUSTICE COURT, LAS VEGAS TOWNSHIP
ATTN: LTC Department 5
200 LEWIS AVENUE
PO Box 552511
LAS VEGAS, NV

89155-2511

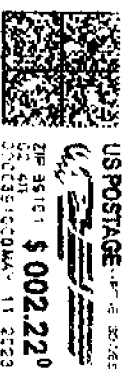
case No 17A003393
ABA No 04662784

TO THE CLERK: ↑
Please file
File Stamped
Copy

info 1/7/2023
and ALL other cases if
possible and happy
days - with love - HOUSTON

REV. MATTHEW TRAVIS HOUSTON, CHTP
NDOC No. 1210652
Po Box 650
Indian Springs, NV 89070-0650

BS # 2641747



Po Box 551601

3762

Court Administration
Fwd. Weather Ungermaun
Attn: Department 7 and Department 27
EIGHTH JUDICIAL DISTRICT COURT
CHAMBERS OF THE HON. JERRY A WISSE V
AND
CHAMBERS OF THE HON.

200 Lewis Avenue
Las Vegas, NV
89155-1601

Case No(s) A-22-862155-C
A-23-86544^{and}2-C
#METOO
ABA No. 04662784



1 ASTA

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5
6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**
7 **STATE OF NEVADA IN AND FOR**
8 **THE COUNTY OF CLARK**
9

10 MATTHEW TRAVIS HOUSTON,

11 Plaintiff(s),

12 vs.

13 DANIEL SCHWARTZ,

14 Defendant(s),
15

Case No: A-22-858580-C

Dept No: IV

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Matthew Travis Houston

20 2. Judge: Nadia Krall

21 3. Appellant(s): Matthew Travis Houston

22 Counsel:

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

25 4. Respondent (s): Daniel Schwartz

26 Counsel:

27 Daniel L. Schwartz
28 2300 W. Sahara Ave., Suite 300
Las Vegas, NV 89102

- 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: Yes
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, January 24, 2023
12 **Expires 1 year from date filed
13 Appellant Filed Application to Proceed in Forma Pauperis: N/A
14 Date Application(s) filed: N/A
15
16 9. Date Commenced in District Court: September 19, 2022
17
18 10. Brief Description of the Nature of the Action: TORT - Other
19 Type of Judgment or Order Being Appealed: Unknown
20
21 11. Previous Appeal: No
22 Supreme Court Docket Number(s): N/A
23
24 12. Child Custody or Visitation: N/A
25
26 13. Possibility of Settlement: Unknown
27
28

Dated This 17 day of May 2023.

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

Electronically Filed
05/18/2023

Andrew Shuman
CLERK OF THE COURT

**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)	
)	
PLAINTIFF	)	CASE No. A-22-858580-C
	)	SHERIFF CIVIL NO.: 23001175
)	
Vs)	
DANIEL SCHWARTZ ET AL, DBA LEWIS)	
BRISBOIS, BISGAARD & SMITH LLP)	
DEFENDANT	)	<u>AFFIDAVIT OF SERVICE</u>

STATE OF NEVADA }
 } ss:
COUNTY OF CLARK }

Sgt ANTHONY LONGO, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Sgt Deputy Constable in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on 3/7/2023, at the hour of 10:15 AM, affiant as such Sgt Deputy Constable served a copy/copies of **SUMMONS - CIVIL, COMPLAINT - JURY TRIAL DEMANDED** issued in the above entitled action upon the defendant DANIEL SCHWARTZ ET AL named therein, by delivering to and leaving with said defendant DANIEL SCHWARTZ ET AL, personally, at LEWIS BRISBOIS BISGAARD & SMITH 2300 W SAHARA AVENUE #900 LAS VEGAS, NV 89102 within the County of Clark, State of Nevada, copy/copies of **SUMMONS - CIVIL, COMPLAINT - JURY TRIAL DEMANDED**

I, DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE ON NEVADA THAT THE FOREGOING IS TRUE AND CORRECT

DATED: March 8, 2023.

Kevin McMahill, Sheriff

By: *Anthony Longo 9583*
Sgt ANTHONY LONGO P#9583
Sgt Deputy Constable

CLERK OF COURT
 APR 18 2023
 RECEIVED

301 E. Clark Ave. #100 Las Vegas, NV 89101 (702) 455-5400

REV. MATTHEW TRAVIS HOUSTON, CHTD

NDOC No. 1210652

Po Box 650

Indian Springs, NV 89070-0650

LAS VEGAS NV 890

16 MAY 2023 PM 5 L



Clerk of the Courts
Po Box 551601

EIGHTH JUDICIAL DISTRICT COURT

200 Levors Avenue

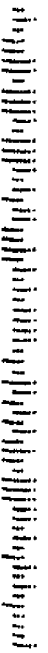
Las Vegas, NV

89155-1601

#MET00

ABA No. 04662784

89101-630000



Heather L. Linn
CLERK OF THE COURT

OPI
REV. MATTHEW TRAVIS HOUSTON, CHTD
NDOC No. 1210652
ABA No. 04662784
PO. Box 650
Indian Springs, NV 89070-0650
In proper person

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

MATTHEW TRAVIS HOUSTON)

Plaintiff)

Appellant, Petitioner,)

v. BRIAN P. CLARK,)
BERNSTEIN & POISSON, LLP;)
DANIEL L. SCHWARTZ;)
JOSEPH M. LOMBARDO;)
MANDALAY BAY CORP.)
THE STATE OF NEVADA ET AL)

Respondent(s)
)

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

Case No. A-22-859817-C

Department No. 14

Case No. A-22-858580-C

Department No. 4

Case No. A-23-865442-C

Department No. 7

Case No. A-17-758861-C

Dept. No. 29

Case No. A-22-853203-W

Department 17

Case No. A-19-800219-W/A-19-800402-W

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

"Hearings Requested"

Petitioner, Matthew Travis Houston, proceeding pro se, requests

that this Honorable Court order transportation for his personal appearance or, in the
alternative, that he be made available to appear by telephone or by video conference

at the hearing in the instant case that is scheduled for May 16, 2023; May 22, 2023; May 24, 2023;
May 23, 2023; and May 25, 2023. SEE ATTACHED:

CLERK OF THE COURT

RECEIVED
MAY 10 2023

STATEMENT OF FACTS: Kidnapped from his home in

1
2. Iowa, On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter "Petitioner-Appellant")
3 was abducted from his hotel room at the Best Western located at [REDACTED] 3041
4 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of
5 summons or WARRANT, nor was told or read that he had any kind of rights. This
6 false arrest prevented Petitioner-Appellant from attending his appointment the very
7 next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while
8 this continued imprisonment of his person also prevented him from attending his medical
9 disability rating in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments
10 of which had been scheduled by the abductors, SEDAWICK's Dianne Ferrante, and her
11 alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.

12 The Petitioner-Appellant's attempt at release from CDC was intended so that he could
13 search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, J. Wood
14 and Bernard Little, provided misinformation regarding the lack of a directly related "City Jail
15 Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a
16 potential release from custody, that he "did not see a detainer hold" - when, in fact, there was.
17 This coercion of the client by his previous representation created a second double-jeopardy -
18 in LAS VEGAS MUNICIPAL COURT #1248384A + #C1237802A, with the first being by J. Wood
19 in the EIGHTH JUDICIAL DISTRICT COURT 21-CR-019840 + 21-CR-033713. Anthony Goldstein NEVER visited
20 Mr. Houston. These traumatic events are a cruel and unusual punishment being inflicted upon an abused
21 and innocent man, who was forced into an involuntary relocation, with unnecessary hardships
22 causing the eviction of his law office located at 435 South Lion Street #927, in Iowa
23 City, Iowa (52240), \$36.5 million of property damage and the destruction of his K-9(s).
24 Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie
25 McMorris-Alexander and Dianne Ferrante, SEDAWICK and the prosecutions most unlawful use
26 of overreaching tactics ~~in~~ their exploitation of the innocent man has put the Petitioner-Appellant
27 into an unmanageable state of duress, homelessness, and extensive incarceration. Not at any
28 time did Mr. Houston threaten, extort, harass, or "aggravated stalking" any of
29 the parties involved with any of his cases or any other individual, business,
30 or entity. In fact it is Mr. ~~532~~ Houston who is the victim of crime.

1 In support of this Motion, I allege the following:

2 1. I am an inmate incarcerated at High Desert State Prison.

3 My mandatory release date is September 29, 2025.

4
5 2. The Department of Corrections is required to transport offenders to and
6
7 from Court if an inmate is required or requests to appear before a Court in this state.

8
9 NRS 209.274 Transportation of Offender to Appear Before Court states:

10 "1. Except as otherwise provided in this section, when an offender is
11 required or requested to appear before a Court in this state, the
12 Department shall transport the offender to and from Court on the day
13 scheduled for his appearance.

14 2. If notice is not provided within the time set forth in NRS 50.215, the
15 Department shall transport the offender to Court on the date scheduled
16 for his appearance if it is possible to transport the offender in the usual
17 manner for the transportation of offenders by the Department. If it is
18 not possible for the Department to transport the offender in the usual
19 manner:

20 (a) The Department shall make the offender available on the date scheduled
21 for his appearance to provide testimony by telephone or by video conference,
22 if so requested by the Court.

23 (b) The Department shall provide for special transportation of the offender to
24 and from the Court, if the Court so orders. If the Court orders special
25 transportation, it shall order the county in which the Court is located to
26 reimburse the Department for any cost incurred for the special transportation.

27 (c) The Court may order the county sheriff to transport the offender to and
28 from the Court at the expense of the county."

29 3. My presence is required at the hearing because: I NEVER "AGGRAVATED
30 STALKING" of any of the conspirators or their
31 family members, I AM an innocent man, SEE
32 EXHIBIT A and EXHIBIT B.

33 (PREVIOUSLY- 533-ED, FWD. TO AMD LAW, PLLC)

1 I AM NEEDED AS A WITNESS.

2 My petition raises substantial issues of fact concerning events in which I
3 participated and about which only I can testify. *See U.S. v. Hayman*, 342 U.S.
4 205 (1952) (District Court erred when it made findings of fact concerning
5 Hayman's knowledge and consent to his counsel's representation of a witness
6 against Hayman without notice to Hayman or Hayman's presence at the
7 evidentiary hearing).

8 THE HEARING WILL BE AN EVIDENTIARY HEARING.

9 My petition raises material issues of fact that can be determined only in my
10 presence. *See Walker v. Johnston*, 312 U.S. 275 (1941) (government's contention
11 that allegations are improbable and unbelievable cannot serve to deny the
12 petitioner an opportunity to support them by evidence). The Nevada
13 Supreme Court has held that the presence of the petitioner for habeas corpus
14 relief is required at any evidentiary hearing conducted on the merits of the
15 claim asserted in the petition. *See Gebers v. Nevada*, 118 Nev. 500 (2002).

16 4. The prohibition against ex parte communication requires that I be present
17 at any hearing at which the state is present and at which issues concerning the claims
18 raised in my petition are addressed. U.S. Const. amends. V, VI.

19 5. If a person incarcerated in a state prison is required or is requested to
20 appear as a witness in any action, the Department of Corrections must be notified in
21 writing not less than 7 business days before the date scheduled for his appearance in
22 Court if the inmate is incarcerated in a prison located not more than 40 miles from
23 Las Vegas. NRS 50.215(4). If a person is incarcerated in a prison located 41 miles or
24 more from Las Vegas, the Department of Corrections must be notified in writing not
25 less than 14 business days before the date scheduled for the person's appearance in
26 Court.

27 6. High Desert State Prison is located approximately
28 39-45 miles from Las Vegas, Nevada.

1 7. If there is insufficient time to provide the required notice to the Department
2 of Corrections for me to be transported to the hearing, I respectfully request that this
3 Honorable Court order the Warden to make me available on the date of the
4 scheduled appearance, by telephone, or video conference, pursuant to NRS
5 209.274(2)(a), so that I may provide relevant testimony and/or be present for the
6 evidentiary hearing.

7 8. The rules of the institution prohibit me from placing telephone calls from
8 the institution, except for collect calls, unless special arrangements are made with
9 prison staff. Nev. Admin. Code DOC 718.01. However, arrangements for my
10 telephone appearance can be made by contacting the following staff member at my
11 institution: Associate Warden Julie Williams
12 whose telephone number is 702-879-6789

13
14 Dated this 15th day of July, 2022

15
16 Matthew Travis Houston
17 Matthew Travis Houston
18 No. 1210652
19 PO Box 650
22010 Cold Creek Road
Indian Springs, NV 89070-0650

20 CERTIFICATE OF SERVICE BY MAIL
21 and AFFIRMATION Pursuant to NRS 239B.030
22 I, the above signed, certify pursuant to
23 NRCF 5(b), that on this 15th day of July, 2022,
24 I served the foregoing "Emergency Motion For
25 Transportation OF Inmate For Court Appearance...", by
26 mailing a true and correct copy to the Regional Justice
27 Center in Las Vegas, Nevada. I do hereby AFFIRM
28 that this MOTION filed in District Court Case Number
29 C-17-323614-1 does NOT contain the social
30 Security number of any person.

31 RENEWED this 20th day of December, 2022. X [Signature]
32 Page Number ~~XXXX~~ of ~~XXXX~~ ABA No 04662784

(5)

CERTIFICATE OF SERVICE BY MAIL

I, the undersigned, certify pursuant to NRCp 5(b), that on this 9 day of November, 2022, I served the foregoing Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative, Motion for Appearance by Telephone or Video Conference, by mailing a true and correct copy thereof in a sealed envelope, upon which first class postage was fully prepaid, addressed to:

LAW CLERK (S)

RJC

200 Lewis Avenue

Las Vegas, NV 89101-4160

and that there is regular communication by mail between the place of mailing and the recipient address.

[Signature]

ROBERT J. COOPER Houston

[Signature]

May 07, 2023

EMERGENCY LETTER OF MOTION
TO THE EIGHTH JUDICIAL DISTRICT COURT
NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM

NAME: MATTHEW TRAVIS HOUSTON I.D. NUMBER: 1210652

INSTITUTION: HDSP UNIT #: 4-D-39

CASE # /
GRIEVANCE #: A-17-758861-C GRIEVANCE LEVEL: EXHAUSTED

GRIEVANT'S STATEMENT CONTINUATION: PG. 1 OF 1

ATTN: Law Clerks -

Please include receipt of this note for communication:

I must have the attached "MOTION FOR
TRANSPORT" filed in ALL of my cases, in

a most non-traditional filing, according to

THE HON. ERIC JOHNSON because I am

ACTUALLY INNOCENT and FACTUALLY INNOCENT.

My being falsely imprisoned is ILLEGAL and CRIMINAL.

Just to be sure, here are the case numbers

as listed on the title page: DEPT. #

1.	A-22-856372-C	XX
2.	A-22-858580-C	4
3.	A-23-865442-C	7
4.	A-22-859817-C	14
5.	A-17-758861-C	29
6.	A-22-853203-W	17

Original: Attached to Grievance
Pink: Inmate's Copy

7. A-19-800219-W 19
A-19-800402-W

(some)

Thank you,

- Matthew Travis Houston

REV. MATTHEW TRAVIS HOUSTON, CHTD

NDOC No. 1200652

Po Box 65c

Judson Springs NY 89070-0650



LAS VEGAS NV 890

8 MAY 2023 PM 5 L

EIGHTH JUDICIAL DISTRICT COURT
PO Box 551601 - Heather Unger Mann

Attw: Law Clerk(s),
Departments 4, 7, 14, 17, 19, 20 and 29

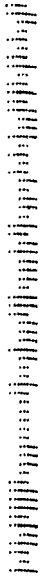
200 Lewis Avenue

Las Vegas, NV

89155-1601

METCO
ABA No. C4662784

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Electronically Filed
5/24/2023 2:26 PM
Steven D. Grierson
CLERK OF THE COURT



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

Case No.: A-22-858580-C
Department 4

NOTICE OF HEARING

Please be advised that the 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 in the above-entitled matter is set for hearing as follows:

Date: July 18, 2023
Time: 9:00 AM
Location: RJC Courtroom 03C
Regional Justice Center
200 Lewis Ave.
Las Vegas, NV 89101

NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.

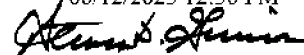
STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Mari Long
Deputy Clerk of the Court

CERTIFICATE OF SERVICE

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Mari Long
Deputy Clerk of the Court



CLERK OF THE COURT

1 **ORDR**

2
3
4 **DISTRICT COURT**
5 **CLARK COUNTY, NEVADA**

6 Matthew Houston, BAC #1210652,

7 Plaintiff,

8 v.

9 Daniel Schwartz,

10 Defendants.
11

Case No. A-22-858580-C

Dept. No. IV

Date: July 11, 2023

Time: 9:00 a.m.

**ORDER FOR PRODUCTION OF AN
INMATE MATTHEW HOUSTON, BAC
#1210652**

12
13 **TO: CALVIN JOHNSON, WARDEN OF THE HIGH DESERT STATE PRISON and the**
14 **NEVADA ATTORNEY GENERAL**

15 **THE COURT HEREBY FINDS** that the Plaintiff is presently in the custody of the Nevada
16 Department of Corrections, located at **HIGH DESERT STATE PRISON.**

17 **IT IS HEREBY ORDERED** that the Warden of HIGH DESERT STATE PRISON., or his
18 designee, shall transport Plaintiff, Matthew Houston, BAC #1210652, from HIGH DESET STATE
19 PRISON, in Indian Springs, Nevada, be produced to appear in the High Desert State Prison videoconference
20 room by audiovisual transmission; bluejeans on Tuesday, July 11, 2023 at 9:00 a.m. for a hearing on
21 Defendant's Motion to Dismiss and arrange for his appearance on said date.

22 **IT IS HERBY FURTHER ORDERED**, that HIGH DESERT STATE PRISON shall access
23 BlueJeans ID set forth below for MATTHEW HOUSTON, BAC#1210652 to be present via video conference
24 at the above

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Referenced hearing:

<https://bluejeans.com>

Meeting ID: 789 575 942 Passcode: 7200

DATED this 12TH day of June, 2023

Dated this 12th day of June, 2023



A9C 051 19D8 4849
Nadia Krall
District Court Judge

CERTIFICATE OF SERVICE

I hereby certify that on or about the date filed, a copy of this Order was electronically served, mailed or placed in the attorney's folder on the first floor of the Regional Justice Center as follows:

Nevada Attorney General

Jerry Howell
PO Box 650
Indian Springs, NV 89070
rdiaz@doc.nv.gov
rkozloff@doc.nv.gov

Ronel Pankey #62596
Southern Desert Correctional Ctr.
PO Box 650
Indian Springs, NV 89018

/s/ Melody Howard

Melody Howard
Judicial Executive Assistant
A-18-769479-C

1 **CSERV**

2
3 **DISTRICT COURT**
4 **CLARK COUNTY, NEVADA**

5	
6 Matthew Houston, Plaintiff(s)	CASE NO: A-22-858580-C
7 vs.	DEPT. NO. Department 4
8 Daniel Schwartz, Defendant(s)	
9	

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Order was served via the court's electronic eFile system to all
13 recipients registered for e-Service on the above entitled case as listed below:

14 **Service Date: 6/12/2023**

15 **Daniel Schwartz** **daniel.schwartz@lewisbrisbois.com**

16 **Deyna Soltero** **deyna.soltero@lewisbrisbois.com**

17
18 If indicated below, a copy of the above mentioned filings were also served by mail
19 via United States Postal Service, postage prepaid, to the parties listed below at their last
20 known addresses on 6/13/2023

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



**EIGHTH JUDICIAL DISTRICT COURT
CLERK OF THE COURT**

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE, 3rd FL.
LAS VEGAS, NEVADA 89155-1160
(702) 671-4554

Steven D. Grierson
Clerk of the Court

Anntoinette Naumec-Miller
Court Division Administrator

INMATE CORRESPONDENCE

June 13, 2023

Re: A-22-858580-C / Department 4

Matthew Houston, Plaintiff(s)

vs.

Daniel Schwartz, Defendant(s)

- A court order is required to complete the request.
- Documents are sealed. A court order is required to reproduce. **(PSI)**
- Documents requested are not in the court file at this time.
- Transcripts have not been filed. A court order is required.
- Copies are \$.50 per page or by court order.
- Consult your law library for this information.
- District Court does/does not show any outstanding District Court warrants under the above referenced defendant name.
- Other: Submitted Subpoena is not signed, please obtain some legal assistance, as subpoena are not documents that hearings are set off, needs to be correct document type.

Cordially yours,

DC Criminal Desk #27

Deputy Clerk of the Court

1 JOIN aka "JOINDER OF SUBPOENA"
2 REV. MATTHEW TRAVIS HOUSTON, LTD
3 NDOC No. 1210652
4 PO Box 650
5 Indio Springs, NV 89070-0650
6 ABA No. 04662784

DISTRICT COURT
CLARK COUNTY, NEVADA

7
8 REV. MATTHEW TRAVIS HOUSTON, LTD,
9
10 Plaintiff(s),

Case No. A-22-858580-C
Department No. 4

11 DANIEL L. SCHWARTZ VS-
12 BRISBOIS, BISGAARD & SMITH, LLP D/B/A
13 STATE BAR OF NEVADA ET AL
14 D/B/A NEVADA ATTORNEY FOR INJURED
WORKERS D/B/A LINA SAKALAUSKAS,
an individual and an entity Defendant(s).

CASE NO. A-22-862155-C
DEPT. NO. 27

SUBPOENA - CIVIL
 REGULAR DUCES TECUM
" HEARING REQUESTED "

15
16 THE STATE OF NEVADA SENDS GREETINGS TO:
17 LINA SAKALAUSKAS
18 NEVADA ATTORNEY FOR INJURED WORKERS
2200 S. Rancho Drive, Ste. 230
Las Vegas, NV 89101

19 YOU ARE HEREBY COMMANDED that all and singular, business and excuses

20 set aside, you appear and attend on the _____ day of _____, 20____ at the
21 hour of _____ M. in Department No. _____ of the District Court, Clark County, Nevada.

22 The address where you are required to appear is the Regional Justice Center, 200
23 Lewis Avenue, Las Vegas, Nevada. Your attendance is required to give testimony
24 and/or to produce and permit inspection and copying of designated books, documents
25 or tangible things in your possession, custody or control, or to permit inspection of
26 premises. You are required to bring with you at the time of your appearance any items
27
28

CLERK OF THE COURT
MAY 08 2023
RECEIVED



1 set forth below. If you fail to attend, you may be deemed guilty of contempt of Court
2 and liable to pay all losses and damages caused by your failure to appear. Please see
3 Exhibit "A" attached hereto for information regarding the rights of the person subject to
4 this Subpoena. Also attached is Exhibit "B" and the STATEMENT
5 OF FACTS:

6 By: _____
7 Date _____

8
9
10 AFFIDAVIT OF SERVICE

11 STATE OF)
12) ss:
13 COUNTY OF)

14 _____, being duly sworn says: That at all times herein affiant was over 18 years
15 of age, not a party to nor interested in the proceeding in which this affidavit is made.
16 That affiant received the Subpoena on the _____ day of _____, 20_____, and served
17 the same on the _____ day of _____, 20_____ by delivering a copy to the witness at
18 (state address) _____

1 I declare under penalty of perjury under the law of the State of Nevada that the
2 foregoing is true and correct.

3 EXECUTED this _____ day of _____, 20____.

4
5 _____
6 Signature of person making service

7 ITEMS TO BE PRODUCED

- 8
- 9 _____
- 10 1) DANIEL L. SCHWARTZ
 - 11 2) JASON LEWIS
 - 12 3) "WILL" @ SEDGWICK CMC
 - 13 4) "RISK MANAGEMENT" @
ENCORE EVENT TECHNOLOGIES INC
 - 14 5) REDENTA BLACIC
 - 15 6) LINDA MARIE BELL
 - 16 7) any and all other individuals and
17 entities on the previously filed
18 "RENEWED LIST OF PARTIES" in
19 multiple cases.
 - 20 8) SEE ATTACHED "EMERGENCY OBJECTION"
21 Page No 5+6 of this
22 DOCUMENT :
 - 23
 - 24
 - 25
 - 26
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 - 28

EXHIBIT "A"
NEVADA RULES OF CIVIL PROCEDURE

Rule 45

(c) Protection of Persons Subject to Subpoena.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

- (i) fails to allow reasonable time for compliance;
- (ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or
- (iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or
- (iv) subjects a person to undue burden.

(B) If a subpoena

- (i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or
- (ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party,

the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) Duties in Responding to Subpoena.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

EXHIBIT "B"
Objection To Defendant Daniel Schwartz's Opposition

To Plaintiff Matthew Houston's Notice of Intention To
Enter Default And Continued Opposition To
Defendant's Motion To Dismiss
"hearing requested"

Page 3, Line 9: There is in fact record of declaration of
service for the original complaint, ~~not~~ MOTION TO DISMISS filed by

Page 6, Lines 12-14: The OPPOSITION of Daniel Schwartz

originally was FWD to: ENCORE EVENT TECHNOLOGIES
8850 W. SUNSET ROAD, 3rd Floor
Las Vegas, NV 89148

The OPPOSITION filed by Mr. Schwartz on April 11, 2023 was
FWD to: ATTN: RISK MANAGEMENT
Encore,

The question(s) for ~~our~~ Our Lady Justice are:

What is this "RISK MANAGEMENT" ?

How long has this "RISK MANAGEMENT"
been in existence?

Was this "RISK MANAGEMENT" in existence
on September 30, 2016?

If they were, who were involved?

Renewed Objection To Defendant Daniel L.
Schwartz's Opposition To Plaintiff Matthew Travis
Houston's Notice of Intention To Enter Default; Continued
Opposition To Defendant Daniel L. Schwartz's Motion To
Dismiss; Motion To Add Defendant(s) Lina Sakalauskas And
Nevada Attorney For Injured Workers

Case Numbers A-22-858580-C
and A 549-062155-C

STATEMENT OF FACTS: Kidnapped from his home in

1
2. Iowa, On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter "Petitioner-Appellant")
3 was abducted from his hotel room at the Best Western located at [REDACTED] 3041
4 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of
5 summons or WARRANT, nor was told or read that he had any kind of rights. This
6 false arrest prevented Petitioner-Appellant from attending his appointment the very
7 next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while
8 this continued imprisonment of his person also prevented him from attending his medical
9 disability rating in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments
10 of which had been scheduled by the abductors, SEDWICK's Dianne Ferrante, and her
11 alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.

12 The Petitioner-Appellant's attempt at release from CDCR was intended so that he could
13 search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, J. Wood
14 and Bernard Little, provided misinformation regarding the lack of a directly related "City Jail
15 Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a
16 potential release from custody, that he "did not see a detainer hold" - when, in fact, there was.
17 This coercion of the client by his previous representation created a second double-jeopardy -
18 in LAS VEGAS MUNICIPAL COURT #1248334A + #C1237802A; with the first being by J. Wood
19 in the EIGHTH JUDICIAL DISTRICT COURT 21-CR-019840 + 21-CR-033713. Anthony Goldstein ^{NEVER} visited

20 Mr. Houston. These traumatic events are a cruel and unusual punishment being inflicted upon an abused
21 and innocent man, who was forced into an involuntary relocation, with unnecessary hardships
22 causing the eviction of his law office located at 435 South Lion Street #927, in Iowa
23 City, Iowa (52240), \$36.5 million of property damage and the destruction of his K-9(s).

24 Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie
25 McMorris-Alexander and Dianne Ferrante, SEDWICK and the prosecutions' most unlawful use
26 of overreaching tactics ~~in~~ their exploitation of the innocent man has put the Petitioner-Appellant
27 into an unmanageable state of duress, homelessness, and extensive incarceration. Not at any
28 time did Mr. Houston harass, threaten, extort, or "aggravated stalking" any of
29 the parties involved with any of his cases or any other individual,
30 business or entity. In fact ~~550~~ Mr. Houston who is a victim of crime. ⑥

REV. MATTHEW TRAVIS HOUSTON, CHFD

NDOC No. 1810652 @ HOSP

PO Box 650

Indian Springs, NV 89070-0650

FWD: PO Box 551601

CHAMBERS OF THE HON. NANCY L. ALF
AND CHAMBERS OF THE HON. NADIA KRALL

EIGHTH JUDICIAL DISTRICT
FWD: Heather Ungermann c/o Kelly Marinko
CHAMBERS OF THE HON. TERRY A. WIESE
AND CHAMBERS OF THE HON. SR JAMES CROCKETT
CC - CHAMBERS OF "THE HON." DAVID STINES
FWD. CHAMBERS OF THE HON. ERIC JOHNSON

200 Lewis Avenue
Las Vegas, NV

89155-1601

Case No. A-23-865492-C
JOIN A-17-758861-C

METCO

ABA No. 04662784





**EIGHTH JUDICIAL DISTRICT COURT
CLERK OF THE COURT**

REGIONAL JUSTICE CENTER
200 LEWIS AVENUE, 3rd FL.
LAS VEGAS, NEVADA 89155-1160
(702) 671-4554

Steven D. Grierson
Clerk of the Court

Anntoinette Naumec-Miller
Court Division Administrator

INMATE CORRESPONDENCE

June 29, 2023

Re: A-22-858580-C / Department 4

Matthew Houston, Plaintiff(s)

vs.

Daniel Schwartz, Defendant(s)

- A court order is required to complete the request.
- Documents are sealed. A court order is required to reproduce. **(PSI)**
- Documents requested are not in the court file at this time.
- Transcripts have not been filed. A court order is required.
- Copies are \$.50 per page or by court order.
- Consult your law library for this information.
- District Court does/does not show any outstanding District Court warrants under the above referenced defendant name.
- Other: plaintiff does not sign Subpoena –Civil Duces Tecum –, therefore it cannot be issued/ signed by deputy clerk. Please correct and resubmit for processing by the clerk's office.

Cordially yours,

DC Criminal Desk #27

Deputy Clerk of the Court

1 SUBP
2 REV. MATTHEW TRAVIS HOUSTON, CHTD
3 No. 1210652 @ HOSP
4 ABA Member ID No. 04662784
5 PO BOX 650
6 Indian Springs, NV 89070-0650
7 (610) 762-4143

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 MATTHEW TRAVIS HOUSTON,

11 Plaintiff(s),

12 -vs-

13 DANIEL L. SCHWARTZ D/B/A
LEWIS BRISBOIS BIGGARDO &
SMITH, LLP D/B/A SEDGWICK CMS

14 Et AL Defendant(s).

CASE NO. A-22-858580-C
DEPT. NO. 4

SUBPOENA - CIVIL
 REGULAR DUCES TECUM

"HEARING REQUESTED"

15 THE STATE OF NEVADA SENDS GREETINGS TO:

16 Daniel L. Schwartz
17 2300 W. Sahara Avenue, Ste 400 - Box 28
18 Las Vegas, NV 89102

19 YOU ARE HEREBY COMMANDED that all and singular, business and excuses

20 set aside, you appear and attend on the ____ day of ____, 20__ at the
21 hour of ____ M. in Department No. ____ of the District Court, Clark County, Nevada.

22 The address where you are required to appear is the Regional Justice Center, 200
23 Lewis Avenue, Las Vegas, Nevada. Your attendance is required to give testimony
24 and/or to produce and permit inspection and copying of designated books, documents
25 or tangible things in your possession, custody or control, or to permit inspection of
26 premises. You are required to bring with you at the time of your appearance any items

CLERK OF THE COURT
MAY 17
RECEIVED



1 set forth below. If you fail to attend, you may be deemed guilty of contempt of Court
2 and liable to pay all losses and damages caused by your failure to appear. Please see
3 Exhibit "A" attached hereto for information regarding the rights of the person subject to
4 this Subpoena. A 'STATEMENT OF FACTS' is also included

5 as Exhibit "B"
6 (Page No. 5)

7 By: _____ Date _____
8
9

10 AFFIDAVIT OF SERVICE

11 STATE OF)
12) ss:
13 COUNTY OF)

14 _____, being duly sworn says: That at all times herein affiant was over 18 years
15 of age, not a party to nor interested in the proceeding in which this affidavit is made.
16 That affiant received the Subpoena on the _____ day of _____, 20_____, and served
17 the same on the _____ day of _____, 20_____ by delivering a copy to the witness at
18 (state address) _____
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1 I declare under penalty of perjury under the law of the State of Nevada that the
2 foregoing is true and correct.

3
4 EXECUTED this ____ day of ____, 20__.

5 _____
6 Signature of person making service

7 **ITEMS TO BE PRODUCED**

8
9 _____ LINA SAKALAUSKAS, PIANNE FERRANTE,
10 and all items, pleadings and property related to
11 the industrial work accident involving the Plaintiff,
12 Matthew Travis Houston : EJDC Case No. (copy)
13 A-17-758861-C and workers compensation claim
14 No. 3016661201-0001. This is from
15 September 30, 2016.
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EXHIBIT "A"
NEVADA RULES OF CIVIL PROCEDURE

Rule 45

(c) Protection of Persons Subject to Subpoena.

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

(2) (A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3) (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party,

the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) Duties in Responding to Subpoena.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications, or things not produced that is sufficient to enable the demanding party to contest the claim.

Exhibit "B"

STATEMENT OF FACTS: Kidnapped From his home in

1
2. Iowa, On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter ^{"Plaintiff - in Error/!"} "Petitioner-Appellant")
3 was abducted from his hotel room at the Best Western located at [REDACTED] 3041
4 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of
5 summons or WARRANT, nor was told or read that he had any kind of rights. This
6 false arrest prevented Petitioner-Appellant from attending his appointment the very
7 next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while
8 this continued imprisonment of his person also prevented him from attending his medical
9 disability rating in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments
10 of which had been scheduled by the abductors, SEDAWICK's Dianne Ferrante, and her
11 alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.
12 The Petitioner-Appellant's attempt at release from CDC was intended so that he could
13 search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, J.
14 Wood & Bernard Little, provided misinformation regarding the look of a directly-related "City Jail
15 Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a
16 potential release from custody, that he "did not see a detainer hold" - when, in fact, there was.
17 This coercion of the client by his previous representation created a second double-jeopardy -
18 in LAS VEGAS MUNICIPAL COURT #1248334A + #C1237802A; with the first being by J. Wood
19 in the EIGHTH JUDICIAL DISTRICT COURT 21-CR-019840 + 21-CR-033713. A. Goldstein NEVER visited Mr.
20 Houston. These traumatic events are a cruel and unusual punishment being inflicted upon an abused
21 and innocent man, who was forced into an involuntary relocation, with unnecessary hardships
22 causing the eviction of his law office located at 435 South Linn Street #927, in Iowa
23 City, Iowa (52240), \$36.5 million of property damage and the destruction of his K-9(s).
24 Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie
25 McMorris-Alexander and Dianne Ferrante, SEDAWICK and the prosecutions' most unlawful use
26 of overreaching tactics in their exploitation of the innocent man has put the Petitioner-Appellant
27 into an unmanageable state of duress, homelessness, and extensive incarceration. Not at any
28 time did Mr. Houston harass, extort, threaten, or "aggravated stalking" any of the
29 parties involved with any of his cases, nor did he act aggressively towards
30 any other individual, business or entity. Mr. Houston is a victim of crime.

REV. MATTHEW TRAVIS HOUSTON, CHTD

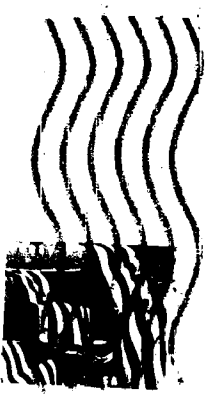
NDCC No. 1210652

PO Box 650

Indian Springs, NV 89070-0650

LAS VEGAS NV 890

15 MAY 2023 PM 4 1



PO Box 551601

CHAMBERS OF THE HON. NARVA KRALL
EIGHTH JUDICIAL DISTRICT COURT

Fwd - Law Clerk of Department 4

Pharan Burchfield and Recorder Melissa Burgence

206 Lewis Avenue

Las Vegas, NV

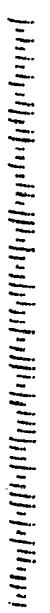
89155-1601

Case No. A-22-858580-C

METRO

ABA No. 04662784

95101-68000



Matthew Austin
CLERK OF THE COURT

NITD
Name: Matthew Travis Houston #1210652
Address: 22010 Cold Creek Road Po Box 650
Indian Springs NV 89070-0650
Telephone: (702) 879-6789
Email Address: matthewtravishouston@gmail.com
In Proper Person

DISTRICT COURT
CLARK COUNTY, NEVADA

MATTHEW TRAVIS HOUSTON,
Plaintiff,
vs. DANIEL L. SCHWARTZ D/B/A
THE STATE OF NEVADA, ELHAM ROOHANI,
KRISTINA A. RHOADES, BENARD H. LITTLE,
Defendant(s).

CASE NO.: A-22-858580-C
Department No. 4
SEE
CASE NO.: A-22-853203-W
DEPT: 11 → 17

**EMERGENCY MOTION TO ADD DEFENDANT ELHAM ROOHANI AS EXPEDITED
NOTICE OF INTENTION TO ENTER DEFAULT
"HEARING REQUESTED"**

TO: (Defendant's Name) ELHAM ROOHANI, Defendant herein;

PLEASE TAKE NOTICE, that unless you answer or otherwise plead to Plaintiff's
Complaint on file within three (3) days of your receipt of this Notice of Intention to Enter
Default, the Plaintiff will enter default against the Defendant and request the Court to enter
judgment against the Defendant by default.

DATED this 8th day of January, 2023

Submitted By: (Signature) ▶ Matthew Travis Houston

Printed Name: Matthew Travis Houston

CLERK OF THE COURT

RECEIVED
MAY 17 2023

REV. MATTHEW TRAVIS HOUSTON, CHTD

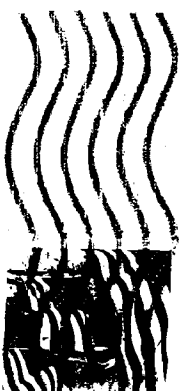
NO. 1810652

PO BOX 650

Indian Springs, NV 89070-0650

LAS VEGAS NV 890

15 MAY 2023 PM 3 L



ALSO
DEPT. 90
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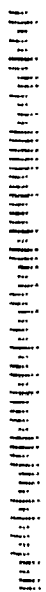
PO Box 551601
CHAMBERS OF THE HON. NANCY ALLE
EIGHTH JUDICIAL DISTRICT COURT
FWD. Department No. 27 Law Clerk
Kimberly Gutierrez and Brynn White
200 Lewis Avenue
Las Vegas, NV
89155-1601

Case No. A-22-862155-C

#MET00

ABA No. 04662784

89101-530000



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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Electronically Filed
6/29/2023 6:44 PM
Steven D. Grierson
CLERK OF THE COURT



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

Case No.: A-22-858580-C
Department 4

NOTICE OF HEARING

Please be advised that the Plaintiff / Inmate's - Emergency Motion to Add Defendant Elham Roohani as an Expedited Notice of Intention to Enter Default in the above-entitled matter is set for hearing as follows:

Date: August 16, 2023
Time: 9:00 AM
Location: RJC Courtroom 03C
Regional Justice Center
200 Lewis Ave.
Las Vegas, NV 89101

NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Michelle McCarthy
Deputy Clerk of the Court

CERTIFICATE OF SERVICE

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Michelle McCarthy
Deputy Clerk of the Court

**THIS SEALED
DOCUMENT,
NUMBERED PAGE(S)
562 - 571
WILL FOLLOW VIA
U.S. MAIL**

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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Electronically Filed
6/29/2023 7:12 PM
Steven D. Grierson
CLERK OF THE COURT



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

Case No.: A-22-858580-C
Department 4

NOTICE OF HEARING

Please be advised that the 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 in the above-entitled matter is set for hearing as follows:

Date: August 16, 2023
Time: 9:00 AM
Location: RJC Courtroom 03C
Regional Justice Center
200 Lewis Ave.
Las Vegas, NV 89101

NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Michelle McCarthy
Deputy Clerk of the Court

CERTIFICATE OF SERVICE

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Michelle McCarthy
Deputy Clerk of the Court

MATTHEW TRAVIS HOUSTON,
Plaintiff
DANIEL L. SCHWARTZ ET AL,
Defendant (s).

Case No. A-22-858580-C
Dept. No. 4

Annex Stamin
CLERK OF THE COURT

→ DEMAND FOR JURY TRIAL AND STATEMENT OF FACTS: Kidnapped from his home in
"HEARING REQUESTED" Plaintiff -

2. Iowa, On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter "Petitioner-Appellant")
3 was abducted from his hotel room at the Best Western located at [REDACTED] 3041
4 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of
5 summons or WARRANT, nor was told or read that he had any kind of rights. This
6 false arrest prevented Petitioner-Appellant from attending his appointment the very
7 next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while
8 this continued imprisonment of his person also prevented him from attending his medical
9 disability rating in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments
10 of which had been scheduled by the abductors, SEDAWICK's Dianne Ferrante, and her
11 alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.

12 The Petitioner-Appellant's attempt at release from CASC was intended so that he could
13 search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, J. Wood
14 and Bernard Little, provided misinformation regarding the lack of a directly related "City Jail
15 Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a
16 potential release from custody, that he "did not see a detainer hold" - when, in fact, there was.
17 This coercion of the client by his previous representation created a second double-jeopardy -
18 in LAS VEGAS MUNICIPAL COURT #1248374A + #C1237802A; with the first being by J. Wood

19 in the EIGHTH JUDICIAL DISTRICT COURT 21-CR-019840 + 21-CR-033713. A. Goldstein NEVER visited
20 Mr. Houston. These traumatic events are a cruel and unusual punishment being inflicted upon an abused
21 and innocent man, who was forced into an involuntary relocation, with unnecessary hardships
22 causing the eviction of his law office located at 435 South Linn Street #927, in Iowa
23 City, Iowa (52240), \$36.5 million of property damage and the destruction of his K-9(s).

24 Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie
25 McMorris-Alexander and Dianne Ferrante, SEDAWICK and the prosecutions most unlawful use
26 of overreaching tactics in their exploitation of the innocent man has put the Petitioner-Appellant
27 into an unmanageable state of duress, homelessness, and extensive incarceration.

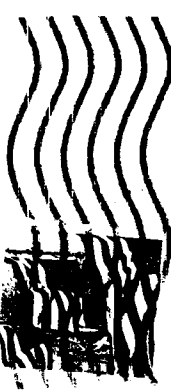
28 WHEREFORE, Plaintiff, Matthew Travis Houston, prays for
29 an expeditious ORDER 'SETTING CIVIL JURY TRIAL' this
30. 16th day of May, 2023. x-5 *Matthew Houston*
REV. MATTHEW TRAVIS HOUSTON, LTD
ABA No. 24662784

CLERK OF THE COURT
MAY 18 2023

REV. MATTHEW TRANIS HOUSTON, CHTD
NB0C No. 1210652
Po Box 650

Indian Springs, NV
89070-0650

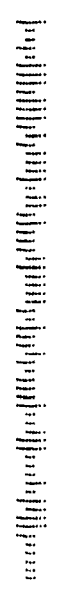
LAS VEGAS NV 890
17 MAY 2023 PM 5 L



Po Box 551601
EIGHTH JUDICIAL DISTRICT COURT
CHAMBERS OF THE HON. NADIA KRALL
FWD. Law Clerk of Dept. of
200 Lewis Avenue
Las Vegas, NV
89155-1601

Case No. A-22-858580-C
#METO
ABA No. 04662784

89101-830000



Matthew Austin
CLERK OF THE COURT

1 SUPP + COMP + JOINT WRIT
2 Plaintiff / In Propria Personam
3 Post Office Box 650 [HDSP]
4 Indian Springs, Nevada 89018
5 REV. MATTHEW TRAVIS HOUSTON, CHTD
6 American Bar Association Member
7 ABA No. 04662784
8 p: (616) 762-4143

DISTRICT COURT
CLARK COUNTY, NEVADA

8 MATTHEW TRAVIS HOUSTON,)
9 Plaintiff,)
10 vs.)
11 DANIEL L. SCHWARTZ D/B/A)
12 LEWIS BRISBOIS BISGAARD & SMITH LLP)
13 D/B/A NEVADA ATTORNEY FOR INJURED)
14 WORKERS D/B/A LINA SAKALAUSKAS ET AL)
15 "NAIW" Defendant(s).

Case No. A-22-858580-C
Dept No. 4
"JURY TRIAL DEMANDED"

13 SUPPLEMENTAL CIVIL RIGHTS COMPLAINT PURSUANT TO 42 U.S.C. § 1983,
14 JOINDER TO A-22-856372-C / A-22-853263-W, MOTION TO ADD DEFENDANT
15 KELSEY BERNSTEIN, AND **NOTICE OF MOTION**

16 **"HEARING REQUESTED"**
17 **YOU WILL PLEASE TAKE NOTICE**, that the wrongfully convicted Plaintiff-in-Error
18 in ESDC Case No.(s) C-17-323614-1 and C-21-357927-1, Matthew Travis Houston,
19 will come on for hearing before the above-entitled Court on the ___ day of _____, 20___,
20 at the hour of ___ o'clock ___ M. In Department ___, of said Court.

21 THIS HONORABLE COURT WILL PLEASE TAKE NOTICE OF
22 CC:FILE - THE ATTACHED MERITORIOUS INTERPLEADINGS,
23 which are retroactive from before September 20, 2016.
24 DATED: this 12 day of May, 2023. (SEE ESDC # A-17-758861-C)

25 BY: Matthew Travis Houston
26 REV. MATTHEW TRAVIS HOUSTON, CHTD #1210652
27 Plaintiff / In Propria Personam
28

CLERK OF THE COURT
MAY 22 2023
PROCESSED

OPI,
 COMP, SUPP,
 WRIT, and JOIN
 MATTHEW TRAVIS HOUSTON CHTD
 Name ABA No. 04662789
 American Bar Association Member
 PO Box 650
 22010 Cold Creek Road
 Indian Springs, NV 89070-0650
 1210652
 Prison Number

DISTRICT COURT
 CLARK COUNTY, NEVADA

Case No. A-22-858580-C
 Dept. No 4
 "JOINDER" A-22-859817-C
 Dept: XIV, also a "JOINDER"

- MATTHEW TRAVIS HOUSTON,
 Plaintiff,
 vs. DANIEL L. SCHWARTZ;
 BERNSTEIN & POISSON, LLP
 A. SCOTT POISSON No. 10188,
 BERNSTEIN & POISSON, LLP
 B. JACK BERNSTEIN,
 BERNSTEIN & POISSON, LLP
 C. RYAN KERBOW No. 11403,
 BERNSTEIN & POISSON, LLP
 D. KARLIE GABOUR,
 BERNSTEIN & POISSON, LLP
 E. CHRISTOPHER D. BURK,
 Defendant(s).
 F. CLARK MCCOURT, LLC
 a/b/a BRIAN P. CLARK
 G. KELSEY BERNSTEIN

to:
 CASE NO. A-22-856372-C, Dept. XX
 "JOINDER" to CASE A-22-853203-W
 DEPT. NO. XI → 17
 → EMERGENCY MOT. TO ADD DEFENDANT,
 NRS 41.0322 TORT ACTION, JOINDER TO
 A-22-856372-C AND A-22-853203-W AS A
 SUPPLEMENTAL CIVIL RIGHTS COMPLAINT (SUPPLEMENT)
 PURSUANT TO
 42 U.S.C. § 1983 ←
 "HEARING REQUESTED"

A. JURISDICTION "JURY TRIAL DEMANDED"

This complaint alleges that the civil rights of Plaintiff,
Matthew Travis Houston (SEE A-17-758861-C)
 (Print Plaintiff's name)
 who presently resides at High Desert State Prison, were
 violated by the actions of the below named individuals which
 were directed against Matthew Travis Houston,
 Plaintiff, at CCDC CITY JAIL HOSPITAL on the following dates
 (institution/city where violation occurred)
 of July, 14, 2021 with retroactive discovery ongoing from
SEPTEMBER 20, 2016, SEPTEMBER 20, 2016, and SEPTEMBER 20, 2016.
 (Count I) (Count II) (Count III)

RECEIVED
 MAR 27 2023
 CLERK OF THE COURT
 RECEIVED
 OCT 10 2022
 CLERK OF THE COURT

MOTION TITLE FOR PROPER ENTRY BY THE CLERK IN
 CLARIFICATION: Emergency Motion To Add Defendant Kelsey
 Bernstein, N.R.S. 41.0322 Tort Action, Joinder To A-22-856372-C
 And A-22-856372-853203-W As A Supplemental Civil Rights
 Complaint Pursuant To 42 U.S.C. § 1983

DANIEL L. STEWART / VBA LEWIS BRISBAUGH
BRISBAUGH & SMITH, LLP Attorneys in both MTS cases
and A-17-758861-C Department No. 42

Make a copy of this page to provide the below
information if you are naming more than five (5) defendants

A. 2) Defendant Scott Poisson resides at 320 S. Jones Blvd.
Las Vegas, NV 89107.
(full name of first defendant) (address if first defendant)
and is employed as "BERNSTEIN & POISSON". This defendant is sued in his/her
(defendant's position and title, if any)

individual official capacity. (Check one or both). Explain how this defendant was acting

under color of law: false imprisonment, legal malpractice, coercion,
extortion, embezzlement, malicious prosecution SEE A-17-758861-C

B. 3) Defendant Jack Bernstein resides at 320 S. Jones Blvd.
Las Vegas, NV - 89107.
(full name of first defendant) (address if first defendant)
and is employed as "BERNSTEIN & POISSON". This defendant is sued in his/her
(defendant's position and title, if any)

individual official capacity. (Check one or both). Explain how this defendant was acting

under color of law: false imprisonment, legal malpractice, coercion,
extortion, embezzlement, malicious prosecution SEE A-17-758861-C

C. 4) Defendant RYAN Kerbow resides at 720 South 7th Street
Floor 3 - Las Vegas, NV 89101.
(full name of first defendant) (address if first defendant)
and is employed as "BERNSTEIN & POISSON". This defendant is sued in his/her
(defendant's position and title, if any)

individual official capacity. (Check one or both). Explain how this defendant was acting

under color of law: false imprisonment, legal malpractice, coercion,
extortion, embezzlement, malicious prosecution SEE A-17-758861-C

D. 5) Defendant Karlise Gabour resides at 320 South Jones Blvd.
Las Vegas, NV 89107.
(full name of first defendant) (address if first defendant)
and is employed as "BERNSTEIN & POISSON". This defendant is sued in his/her
(defendant's position and title, if any)

individual official capacity. (Check one or both). Explain how this defendant was acting

under color of law: false imprisonment, legal malpractice, coercion,
extortion, embezzlement, malicious prosecution SEE
A-17-758861-C

E, 6) Defendant Christopher D. Burk resides at 2350 W. Charleston Blvd. Las Vegas, NV 89102,
 (full name of first defendant) (address if first defendant)
 and is employed as "CHRISTOPHER D. BURK, ESQ.". This defendant is sued in his/her
 (defendant's position and title, if any)
 individual official capacity. (Check one or both). Explain how this
 defendant was acting

under color of law: ~~imprisonment~~ false imprisonment, legal malpractice, coercion

F. 7) Defendant Brian P. Clark is partner at CLARK McCOURT, LLC and
 is sued in his individual capacity - SEE A-17-758861-C
 7) Jurisdiction is invoked pursuant to 28 U.S.C. § 1343 (a)(3) and

G. 8) Defendant Kelsey Bernstein was employed at NEVADA DEFENSE GROUP.
 28 U.S.C. § 242, NRS 41.0322. I would be able to assert

additional statutes if the Defendants hadn't caused
 the destruction of my law office at 927 South
 LINN STREET #927, Iowa City, IA - 52240.

B. NATURE OF THE CASE

1) Briefly state the background of your case. The attached EXHIBITS A-D
 show how the background of this case is well documented

in various jurisdictions, in the EJDC: A-17-758861-C,
 A-22-758861-C; C-17-323614-1 → A-19-800219-W;
 (which originated as Justice Court 17F00474X)
 C-21-357927-1, 21CR019840, 21CR033713 and
 Justice Court 21P01275 → 21P01950 to MUNICIPAL
 COURT No.(s) C1248384A + C1237802A. SEE EJDC
 A-22-853203-W, A-22-856372-C & A-22-858580-C.
 IN FEDERAL COURT: 2:22-cv-01607-APG-NJK, 2:21-cv-00499-JAD-DJA,
 2:19-cv-01472-APG-DJA, 2:19-cv-01371-JAD-DJA; 2:22-cv-01285-MMD-VCF,
 2:22-cv-00693-JAD-NJK; 2:19-cv-01740-APG-BNW; 2:19-cv-01475-GMN-EJY;
 2:19-cv-01360-RFB-VCF

C. CAUSE OF ACTION IS JUSTICE COURT, LAS VEGAS
 TOWNSHIP AND OTHER JURISDICTIONS IN MULTIDISTRICT LITIGATION:
 SEE EJDC Case No. A-17-758861-C and
 LV JC 17A003393, JC Dept. 5
 LV JC 22A001793, JC Dept. 5, Dept. 1 and 15
 LV JC 22A001848, JC Dept. 5
 22A002031 and 22A002035 - LVJC Department 15

1. CAUSE OF ACTION AND STATEMENT OF FACTS: Kidnapped from his home in

2. Iowa, On July 14, 2021, MATTHEW TRAVIS HOUSTON (hereinafter "Petitioner-Appellant")
3 was abducted from his hotel room at the Best Western located at or near 3041
4 St. Rose Parkway in Henderson, Nevada, as he was not served with any sort of
5 SUMMONS or WARRANT nor was told or read that he had any kind of rights. This
6 false arrest prevented Petitioner-Appellant from attending his appointment the very
7 next day at Nevada Retina Specialists, with Dr. Tyson Ward on July 15, 2021, while
8 his continued imprisonment of his person also prevented him from attending his medical
9 disability rating in Reno, Nevada, on August 15, 2021, with Dr. Dwagleri. Both appointments
10 of which had been scheduled by the abductors, SEDAWICK's Dianne Ferrante, and her
11 alleged supervisor, Rosemarie McMorris-Alexander, as was the booking of his room.

12 The Petitioner-Appellant's attempt at release from CDC was intended so that he could
13 search for, and hopefully, retrieve his service animals. However, the now-dismissed counsel, J. Wood
14 and Bennard Little, provided misinformation regarding the lack of a directly related "City Jail
15 Detainer Hold". Counsel had told Petitioner-Appellant, all the while coercing his client into a
16 potential release from custody, that he "did not see a detainer hold" - when, in fact, there was.
17 This coercion of the client by his previous representation created a second double-jeopardy
18 in LAS VEGAS MUNICIPAL COURT #1248384A + #C1237802A; with the first being by J. Wood in
19 the EIGHTH JUDICIAL DISTRICT COURT Z1-CR-019840 + Z1-CR-033713. Anthony Goldstein NEVER visited
20 Mr. Houston. These traumatic events are a cruel and unusual punishment being inflicted upon an abused and
21 innocent man, who was forced into an involuntary relocation, with unnecessary hardships
22 causing the eviction of his law office located at 435 South Linn Street #927, in Iowa
23 City, Iowa (52240), \$36.5 million of property damage and the destruction of his K-9(s).
24 Due to crimes both civil and criminal, not to mention the willful omissions of Rosemarie
25 McMorris-Alexander and Dianne Ferrante, SEDAWICK and the prosecutions' most unlawful use
26 of overreaching tactics IN their exploitation of the innocent man has put the Petitioner-Appellant
27 into an unmanageable state of duress, homelessness, and extensive incarceration. Not at any time
28 did Mr. Houston extort, harass, aggravated stalk or make any threats.

Case Number 220101797

Exhibit A



SERVICE INSTRUCTIONS

CLARK COUNTY SHERIFF'S CIVIL PROCESS SECTION
JOSEPH LOMBARDO, SHERIFF



MATTHEW TRAVIS HOUSTON
Plaintiff

BERNSTEIN & POISSON
Defendant

A-17-758861-C
A-22-859817-C
Court Case Number

TYPE OF SERVICE REQUESTED

- SUMMONS/COMPLAINT SUMMONS SUBPOENA NOTICE NOTICE OF MOTION
- SMALL CLAIMS:** COMPLAINT, INSTRUCTIONS TO PLAINTIFF/DEFENDANT, SMALL CLAIMS ANSWER AMENDED
- OTHER: _____
- FAMILY LAW** SUMMONS/DOMESTIC JOINT PRELIMINARY INJUNCTION
- OTHER _____
- COMPLAINT/PETITION TO _____
- OTHER CIVIL PROCESS _____
- CIVIL RIGHTS COMPLAINT

PLEASE COMPLETE THE FOLLOWING INFORMATION ABOUT THE PERSON OR COMPANY WE ARE SERVING

IF WE ARE TO SERVE A COMPANY OR CORPORATION, PROVIDE THE NAME OF THE PERSON TO BE SERVED AND THEIR TITLE
(I.E. - OWNER, H.R. MANAGER, CORPORATE OFFICER, RESIDENT AGENT, ETC.)

PERSON/BUSINESS TO SERVE: Kelsey Bernstein (Nevada Bar No. 13825) - 2600 ⁷⁰²⁻⁷⁸⁸

ADDRESS (WITH APT. or SUITE# AND ZIP CODE): 714 S. 4th Street - Las Vegas, NV 89101

EMPLOYER NAME/ADDRESS: NEVADA APPEAL GROUP - 600 S. 8th St - Las Vegas, NV-89101

BEST TIME TO SERVE AT HOME: n/a "aka" NEVADA DEFENSE GROUP a.m./p.m. WORK: 9:00 ^(a.m./p.m.)

PHONE NUMBER OF PERSON TO BE SERVED - HOME: 702-755-8678 WORK: 702-940-1234

DESCRIPTION: RACE: _____ SEX: F AGE: _____ HEIGHT: _____ WEIGHT: _____ HAIR: _____ EYES: _____

VEHICLE: YEAR: _____ MAKE: _____ MODEL: _____ COLOR: _____ LIC PLATE: _____ STATE: _____

OTHER INFORMATION TO HELP US SERVE THE PARTY: As she is being sued by name of association, she was known to have contact w/ Craig Mueller @ 808 S. 7th St. #4101 NV 89101 P: 702-382-1200

PLAINTIFF'S PHONE: (702) 879-6789 EMAIL ADDRESS: matthewtravishouston@gmail.com

PLAINTIFF'S NAME: Matthew Travis Houston SIGNATURE: Matthew Travis Houston

ADDRESS: No 1210652 @ NDOC P.O. Box 650-22010 Cold Creek Road - Indian Springs, NV 89070-0650

DEPUTY SERVICE NOTES/COMMENTS/ACTIONS: _____

February 01st, 2023:

So now allegedly CRAIG MOELLER is supposed to be sending me more documents, where the ~~fuck~~ are my documents? and if so, why did Rookoni appoint ALEXIS on July 13, 2022, when I'd requested STANDBY? All of this only illustrates the furthered conspiracy of NEVADA vs. HOUSTON even more, especially because Melissa De La Garza and the SOP program caused my permanent traumatization. There were absolutely NO instances of aggravated stalking, the telephone hearing does not work because their courts are all fraudulent anyways, and ~~at~~ from the looks of it, VILLANI has a nice little scam setup to continue to wrongfully convict. As does Melissa De La Garza, as she has demonstrated time and time again her tendency to lean towards bias and prejudice of the innocent man. Craig said "Aggravated Stalking" to throw me under the bus. Next up is the question of Dennis and Lucrea's continued negligence. And mail, BUTCHER said that I have mail, so if I do, than where is that at?

February 01st, 2023:

Now Craig says that they sent 3-4 packages in mail to me and ~~that~~

the case was seen by Melisa De La

Garza, so that proves my legal

malpractice theory, at least that

Melisa is behind all of this.

Then she acted like she didn't even

hear me thru the hearing.

I couldn't hear anything that

Craig Mueller was saying throughout

the telephone hearing - (other than "aggravated stalking" WTF? SMH!)

so just file notice of appeal

in this case and all of the other

cases for legal malpractice.

Why is De la Garza on this case too?

I already knew that it was De la Garza when she got on phone so ~~that~~ as I was too traumatized to proceed in argument.

so true prison could be liable for stealing legal mail and/or forging docs

1 JUSTICE COURT, LAS VEGAS TOWNSHIP
2 CLARK COUNTY, NEVADA

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Matthew Travis Houston #1210652,
Plaintiff(s)
vs.
Craig Mueller and Associates, State Bar of
Nevada, Nevada Appeal Group, Kelsey
Bernstein, ESQ et al., Defendant(s)

CASE NO.: 22A001793
JC DEPARTMENT 1
ORDER DENYING MOTION TO
APPOINT COUNSEL

10 _____
This matter came before the Court on Plaintiff's Motion to Appoint Counsel filed herein.

11 IT IS HEREBY ORDERED that Plaintiff's Motion to Appoint Counsel is **DENIED**, Counsel can
12 **not be appointed for Small Claim Matters.**

13 DATED 1/30/2023



16 Electronically signed by
17 *Elana Lee Graham*
18 Justice of the Peace
19 Department 1, Las Vegas Justice Court

20 _____
21 ELANA LEE GRAHAM
22 Justice of the Peace

1 **JOIN + WRIT**
2 **REVEREND MATTHEW TRAVIS HOUSTON, CHTD**
3 **Plaintiff/In Propria Persona**
4 **Post Office Box 650 (HDSP)**
5 **Indian Springs, Nevada. 89018 89070-0650**

6 **JUSTICE [REDACTED] COURT, LAS VEGAS TOWNSHIP**
7 **CLARK COUNTY, NEVADA**

8 **REVEREND MATTHEW TRAVIS HOUSTON**
9 **Plaintiff,**
10 **vs.**
11 **CRAIG MUELLER ASSOCIATES,**
12 **THE DEEP STATE OF NEVADA,**
13 **MANDALAY BAY CORPORATION, ET AL,**
14 **Defendant(s).**

15 Case No **22A001793**
16 Department **LVJC #5**
17 Case No. **A-22-853203-W**
18 Dept. No. **XI**
19 Case No. **A-17-758861-C**
20 Dept. No. **29**
21 Case No. **A-19-800219-W**
22 Dept No. **19**

23 **EMERGENCY EX PARTE MOTION TO APPOINT COUNSEL OF STANDBY NOT**
24 **LIMITED TO MR. OSCAR [REDACTED] GOODMAN, Nevad Bar #2368,**
25 **DUE TO THE UNFORTUNATE PASSING OF PREVIOUS ATTORNEY OF RECORD MR.**
26 **JOHN MOMOT, Nevada Bar #1700. HEARING REQUESTED "**

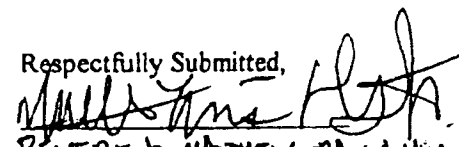
27 COMES NOW the [REDACTED] Plaintiff, Matthew Travis Houston, in proper persona and moves
28 this court for an Order granting him counsel in the proceeding action, to aid as a standby.

This motion is made and based upon all papers and pleadings on file herein and attached
points and authorities. Of primary importance to justice is the Statement
of facts on Page No 2 and Page No 3 adding additional defendants.

Dated this 8th day of December, 2022.

CLERK OF THE COURT

RECEIVED
DEC 13 2022

Respectfully Submitted,

REVEREND MATTHEW TRAVIS HOUSTON,
ABA No. 04662784 CHARTERED

Case Number 22A001793

2

RENEWED ORIGINAL COMPLAINT(S)

RESPECTFULLY, TO THE JUDGE'S CHAMBERS OF THE
UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM

CASE NO.: 2:22-CV-00693-JAD-NJK
NAME: MATTHEW TRAVIS HOUSTON I.D. NUMBER: 1210652
INSTITUTION: HDSP UNIT#: CLASSIFIED

GRIEVANCE #: SUPER TOP SECRET GRIEVANCE LEVEL: RETIRED FROM
GRIEVANT'S STATEMENT CONTINUATION: PG. THE U.S. OF NAVY. 2002

EMERGENCY NOTICE OF APPEAL TO THE 9TH CIRCUIT
AND LETTER OF MOTION TO:

JUDGES JENNIFER A. DORSEY, ALBREGTS and
NAVARRO and MAGISTRATE JUDGE NANCY J. KOPPE,

* OUTSIDE OF THIS ENVELOPE WAS PRE-CERTIFIED APRIL 11TH, 2022...

In my "NOTICE OF CHANGE OF ADDRESS" filed 4-25
2022 I very politely demanded my other case
numbers from multi-district litigation that began in
September of 2018. While @ CDC I mailed a
request form for the case numbers in October-December
of 2021 while suffering from mental health crisis.
After this 2nd wrongful conviction I submitted a
civil rights complaint naming Rosemary McMannis-Alexander
and Dianne Ferrante et al as defendants. Through this
date of May 14th of 2022 I have received nothing
but an overly hasty miscategorization when being labeled

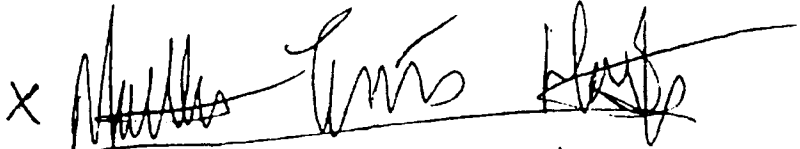
Original: Attached to Grievance "frivolous" by Judge Dorsey.
Pink: Inmate's Copy Could Judges Albrechts and Navarro
please provide me with my missing case numbers so that
I may contact my missing attorney? 2 years M.I.A.
I sincerely appreciate y'all's help. DOC-3097 (01/02)

A.17.758861.C
A.22.758861.C
A.22.856372.C
A.22.859815.C
A.22.858580.C - Dept. 4

Case Number: 221001193

POINTS AND AUTHORITIES
IN AN ELIMINATION OF CONFLICTS OF
INTERESTS AND MOST IMPORTANTLY BECAUSE
OF THE UNFORTUNATE PASSING OF PLAINTIFF'S
PRIOR COUNSEL OF RECORD MR. JOHN
MOMOT, Nevada Bar No. 1700, THIS
MERITORIOUS APPOINTMENT OF MR. OSCAR
GOODMAN Nevada Bar No. 2368 IS VALID
DUE TO CONTRACTS MADE BETWEEN PLAINTIFF
AND MR. MOMOT THAT MUST REMAIN
CONFIDENTIAL.

WHEREFORE, Plaintiff prays for ~~expeditious orders in~~
aid of his meritorious interpleadings and for the State
of Nevada to further recognize both its
inherent status of **DEFAULT** and its
DEFAULT(s) in all cases of the Plaintiff,

X ~~Matthew Travis Houston~~ 

ABA No. 0466 27 84
REV. MATTHEW TRAVIS HOUSTON, CHTD.

NRCP 5(b) EXEMPT



Case Number 23A001793

1 Matthew Travis Houston, Chtd.
2 No 1210652
3 PO Box 650-22010 Cold Creek Road
Indian Springs, NV 89070-0650
4 ABA No. 04662704

5 JUSTICE ~~UNITED STATES~~ DISTRICT COURT, LAS VEGAS TOWNSHIP

6 CLARK COUNTY, ~~DISTRICT OF~~ NEVADA

Case No 22A001793

Dept. No LVJC #5

7 MATTHEW TRAVIS HOUSTON,
8 Plaintiff,

"SEE
CASE NO: 2:21-CV-00499-JAD-DJA
AND No 2:22-CV-01780
2:22-CV-01607

-vs-

9 ~~GOLDEN ENTERTAINMENT, ET AL~~
10 Defendant(s)
11 No. 82 - CRAIG MUELLER AND
ASSOCIATES, ET AL
12 No. 83 - LARRY PHILLIPS
13 No. 84 - KELSEY BERNSTEIN

EX PARTE EMERGENCY
MOTION FOR DECLARATION OF
DEFAULT JUDGMENT(S) REGARDING
DEFENDANT(S) No. 82, 83 AND No. 84

14 Plaintiff moves this court for a judgment by default in this
15 action, and show that the complaint in the above cause was filed in this
16 court on the 16th day of September, 2022; the summons and
17 complaints were duly served on the defendant(s) CRAIG MUELLER AND
18 ASSOCIATES, on the 1st day of November, 2022, and
19 no answer or other defense has been filed by the defendant; default ~~is~~ to be
20 entered in the civil docket in the office of the clerk of this court ~~on~~ retroactively
21 the 30th day of June, 2022; no proceedings ~~has~~ have been taken by any of
22 the defendants since default was ~~entered~~ declared; Defendants ~~is~~ are not in military
23 service and ~~is~~ are not ~~an~~ infants or incompetents as appears in the affidavits
24 of plaintiff submitted herewith. In support of this motion are attached interpleading(s).

25 Wherefore, Plaintiff moves that this court make and enter a
26 judgment that awards Plaintiff partial amounts of the owed
27 reparations not limited to punitive and compensatory damages
28 and injunctive relief. DATED: November 23rd, 2022.

Matthew Travis Houston
Plaintiff in Propria Persona
Matthew Travis Houston No. 1210652
PO Box 650
Indian Springs, NV 89070-0650

Case Number 22A001793

AFFIDAVIT OF SERVICE

STATE OF NEVADA)

COUNTY OF CLARK)

ss:

Plaintiff, Matthew Travis Houston, also Petitioner-Appellant, being duly sworn, says: That at all times herein affiant was and is over 18

years of age, not a party to nor interested in the proceeding in which this affidavit is made. That affiant received 1 copy(ies) of the Summons and Complaint, legally on the 17th day of October, 2022, and served the same on the 1st-3rd day of November, 2022 by:

(Affiant must complete the appropriate paragraph)

- 1. Delivering and leaving a copy with the Defendant at (state address)
2. Serving the Defendant by personally delivering and leaving a copy with a person of suitable age and discretion residing at the Defendant's usual place of abode located at (state address)

[Use paragraph 3 for service upon agent, completing (a) or (b)]

- 3. Serving the Defendant by personally mailing a second copy to: (state address) CLARK COUNTY SHERIFF PO BOX 553220 CIVIL PROCESS SECTION, LAS VEGAS, NV 89155-3220
(a) With an agent lawfully designated by statute to accept service of process; SEE DOC 509 No. 2547949
(b) With, pursuant to NRS 14.020 as a person of suitable age and discretion at the above address, which address is the address of the resident agent as shown on the current certificate of designation filed with the Secretary of State.

4. Personally depositing a copy in a mail box of the United States Post Office, enclosed in a sealed envelope, postage prepaid (Check appropriate method):

- Ordinary mail
Certified mail, return receipt requested
Registered mail, return receipt requested

Additional Defendants:

First/Last Name: STATE BAR OF NEVADA P: (702) 382-2200

Address: 3110 W. Charleston Blvd
SUITE No. 100
Las Vegas, NV 89102

First/Last Name: NEVADA APPEAL GROUP ATTN: Kelsey Bernstein
Nevada Bar No. 13825

Address: 714 SOUTH 4TH STREET P: (702) 988-2600
Las Vegas, NV 89101
P: (702) 940-1234

First/Last Name: KELSEY BERNSTEIN ESQ. #13825

Address: 600 SOUTH 8TH STREET
Las Vegas, NV 89101
P: (702) 755-8678

First/Last Name: LARRY WILLIAMS, ESQ #7138 (Nevada Bar No. 4703
CRAIG MUELLER
AND ASSOCIATES)

Address: 808 SOUTH 7TH STREET
Las Vegas, NV 89101
P: (702) 382-1200

First/Last Name: Todd Leventhal and Associates

Address: 626 South 3rd Street
Las Vegas, NV 89101
P: (702) 472-8686

First/Last Name: Anthony M. Goldstein

Address: 2421 Tech Center Court #100
Las Vegas, NV 89128
P: (702) 796-1114

STATE OF NEVADA
DEPARTMENT OF CORRECTIONS
INMATE ACCOUNT TRANSACTION
REQUEST

STATE OF NEVADA
DEPARTMENT OF CORRECTIONS
INMATE ACCOUNT TRANSACTION
REQUEST

Date: 2549718

Date: 2549718

To: Inmate services

To: Inmate services

I hereby authorize my account to be charged in the amount
of \$.....(.....Dollars).

I hereby authorize my account to be charged in the amount
of \$.....(.....Dollars).

Please pay to: NDOC

Please pay to: NDOC

Signature: *Matthew Travis Heist*

Signature: *Matthew Travis Heist*

Print name: MATTHEW TRAVIS HEIST

Print name: MATTHEW TRAVIS HEIST

ID No: 1210652 Institution: NDOC

ID No: 1210652 Institution: NDOC

Approved by:

Approved by:

Transfer	Purchase Order	Postage	Other
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Transfer	Purchase Order	Postage	Other
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White Inmate Services DOC 509 (Rev.2/06)
Caucus Institution Copy
Pink Inmate

White Inmate Services DOC 509 (Rev.2/06)
Caucus Institution Copy
Pink Inmate

DEMAND NOTE TO LARRY PHILLIPS

JUSTICE COURT COMP. LARRY PHILLIPS

Matthew Travis Houston
Po Box 650
Indian Springs, Nevada 89070-0650
Telephone No.: (702) 879-6789

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Date: November 1st, 2022

CRAIG MUELLER AND ASSOCIATES
ATTN: LARRY PHILLIPS, Nevada Bar # 7138
808 SOUTH 7TH STREET
LAS VEGAS, Nevada 89101

Dear Mr. Phillips :

This letter is a demand for payment in the amount of \$ 10,001.⁰⁰

I believe I am owed this amount as a result of the following facts and circumstances: You have failed to refund my inmate account. In April-May-June of 2022, last summer I had requested to CRAIG MUELLER his assistance in acting as a POWER OF ATTORNEY and also the preparation of legal work not limited to that of a petition for a writ of habeas corpus to which you billed my checking account \$10,000.⁰⁰ that caused emotional distress.

You are hereby informed that you have ten (10) days from the date of this letter to pay the demanded amount or to make a satisfactory arrangement with me to fully resolve this matter. In the event this matter is not resolved to my satisfaction, then it is my intent to file an action in Small Claims Court where I will also request that you pay the costs of suit associated with having the matter heard by the court. Please guide yourself accordingly.

Sincerely,

Signed: Matthew Travis Houston
Print: Matthew Travis Houston

9th. Cir. No. 22-15748, 22-16322 and 22-16439

2:21-cv-00499-JAD-DJA

22-16902

2:22-cv-00693-JAD-NJK

NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM

A-22-853203-W dept. XI

NAME: MATTHEW HOUSTON, CHTD. I.D. NUMBER: 1210652

INSTITUTION: H.D.S.P. "S.M.U." UNIT #: 3-A-2

GRIEVANCE #: June 29, 2022 GRIEVANCE LEVEL: EXHAUSTED

GRIEVANT'S STATEMENT CONTINUATION PG. 9 OF 11

81) \$ 500,000.00 from Gerri Lynn Hardcastle #13142

82) \$ 500,000.00 from Craig Mueller and Assoc.

83) \$ 500,000.00 from Larry Phillips (P/Justice 30/22)

84) \$ 500,000.00 from Kelsey Bernstein TO T-REX FWD: \$75,000

On June 30th, 2022 Larry Phillips on the confidential legal telephone call 1:30 pm TIER he insulted my advocacy and still have not drawn up retainer agreement. Why no \$ on my inmate account? "CONTRACT" is hereby terminated between "CRAIG MUELLER AND ASSOC." witnessed by Joshua Grainer, Pitore and Fungo, CHTD and "THOMAS" see Sept. 7th, 2021 "HUNTINGTON BEACH LIFEGUARD UNIFORM".

85) \$ 500,000.00 From THERESA DODSON

86) \$ 500,000.00 from E. DEL PADRE

87) \$ 500,000.00 from SUPREME COURT OF NEVADA, ET AL

Original:
Pink:

Attached to Grievance
Inmate's Copy

A-17-758861-C

dept # 17, XVIII and 29

CAVEAT

No. 22-15746

2:21-cv-00499-JAD-DJA

2:22-cv-00693-JAD-NJK

NEVADA DEPARTMENT OF CORRECTIONS

GRIEVANT'S STATEMENT CONTINUATION FORM

A.22-853203-W dept. XI

NAME: MATTHEW TRAVIS HOUSTON, ONT I.D. NUMBER: 1210652

INSTITUTION: of WRONGFUL CONVICTION(S) x2 UNIT #: 3.A.2 of S.M.U.

GRIEVANCE #: EXHAUSTED GRIEVANCE LEVEL: EXHAUSTED

GRIEVANT'S STATEMENT CONTINUATION: PG. 10 OF 14

88) \$ [redacted] 500,000.00 from CAPITOL POLICE in re CR019840

89) \$ [redacted] 500,000.00 from GENEX (Karen Schwartz)

90) \$ [redacted] 500,000.00 from CAPITOL POLICE in re 2017

555 Washington Street "Karen Schwartz • L.V.M.P.O. (pre-ONE telephone call HOUSE ARREST" (OCTOBER)

I have amnesia 36 years, no clue if arrest (false arrest) was before or after ONE OCTOBER 2017, but it

was before NDOC C.17.323614.1 - XIX

wrongful termination from "S.O.P."

91) \$ [redacted] 500,000.00 from P.S.A.V. Presentation Audio- (FREEMAN- Visual Services (ENCORE sale United States District Court 2016-2017 - ish)

92) \$ [redacted] 500,000.00 from Jennifer A. Dorsey, Judge

93) \$ [redacted] 500,000.00 from Magistrate Daniel J. Albright "aka" Nancy J. Koppes DJ ALPHA

94) \$ [redacted] 500,000.00 from James "Jamie" H. Cocoran @ BERNSTEIN & POISSON

95) \$ [redacted] 500,000.00 from Brian Boyer @ BERNSTEIN & POISSON

96) \$ [redacted] 500,000.00 from Amber King @ BERNSTEIN & POISSON

97) \$ [redacted] 500,000.00 from G. Fonda "SOP" CHRISTINA GREENE

98) \$ [redacted] 500,000.00 from D. Rosch DR UNKNOWN NYC re C.17.323614.1 who failed to address

Original: Attached to Grievance
Pink: Inmate's Copy

A.17.758861.C the "DUSKY STANDARD"

(Now SEE) July 1st, 2022 dept. # (6)
LETTER OF MOTION to the Ninth Circuit requesting a COA, re 995 Def. 92

17, XVIII and 29 29

A.22-758861.C
A.22-856372.C
A.22-858580.C

ORIGINAL

Electronically Filed
07/05/2022

Atwood Shuman
CLERK OF THE COURT

1 NITD + JOIN + WILL

2 Name: Matthew Travis Houston

3 Address: 22019 Cold Creek Road

4 PO Box 650 Indian Springs NV 89070

5 Telephone: (702) 879-6789

6 Email Address: matthetravis@houston@gmail.com

7 In Proper Person

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 A-22-856372-C Dept. XX

11 MATTHEW TRAVIS HOUSTON
12 Plaintiff, Petitioner-appellant
13 and the Plaintiff in Error,

14 CASE NO.: A-22-853203-W

15 DEPT: XI

16 CASE NO.: C-21-351929-1

17 DEPT: XI

18 CASE NO.: C-17-323614-1

19 DEPT: XIX

20 CASE NO.: A-17-758861-C

21 DEPT(S): 17, XVII and 29

22 NOW SEE: A-22-758861-C

23 BRIAN P. CLARK
24 Defendant.

25 NOTICE OF INTENTION TO ENTER DEFAULT

26 TO: (Defendant's Name) Brian P. Clark Defendant herein;

27 PLEASE TAKE NOTICE, that unless you answer or otherwise plead to Plaintiff's
28 Complaint on file within three (3) days of your receipt of this Notice of Intention to Enter
29 Default, the Plaintiff will enter default against the Defendant and request the Court to enter
30 judgment against the Defendant by default. Now See No. 3016661201-0001.

31 DATED this 20 day of June, 2022

32 Submitted By: (Signature) Matthew Travis Houston

33 Printed Name: Matthew Travis Houston

34 2:19-cv-01371-JAD-DJA

35 2:19-cv-01472-APG-DJA

36 2:21-cv-00499-JAD-DJA

RECEIVED

JUN 23 2022

CLERK OF THE COURT

37 ©Clark County Family Law Self-Help Center
38 September 2014

39 1
40 (P.5)

41 Notice of Intention to Enter Default
42 ALL RIGHTS RESERVED

43 B-1

TICE COURT, LAS VEGAS TOWNSHIP
LEWIS AVE 2ND FL - CIVIL DIVISION
JX 552511
LAS VEGAS NV 89155-2511
RETURN SERVICE REQUESTED

890 890 370 N1-10
602322101 11507141
RETURN SERVICE REQUESTED

PERMIT FIRST-CLASS MAIL
U.S. POSTAGE PAID
LAS VEGAS
Las Vegas Presort LLC.

3434
MATTHEW HOUSTON
PO BOX 650
INDIAN SPRINGS NV 89070
Legal Mail

NEVADA DEPARTMENT OF CORRECTIONS

LEGAL MAIL

NAME: _____ DOC#: _____ UNIT: _____
REPORT TO CONTROL AT ADMIN FOR THE FOLLOWING:
LEGAL MAIL: _____
CERTIFIED MAIL: _____
REGISTERED MAIL: _____
DATE: _____ OFFICER: _____
INMATE SIGNATURE: _____ DOC#: _____ DATE: 2

JUSTICE COURT, LAS VEGAS TOWNSHIP Clark County, Nevada	Case No. <u>22A001793</u>
Name and Address of Plaintiff(s) <u>MATTHEW TRAVIS HOUSTON, CHTD</u>	Department No. <u>LVJCS</u>
(Plaintiff's) Telephone Number <u>(702) 879-6789</u>	PROOF OF SERVICE (for use by Plaintiffs in Small Claims Cases)
VERSUS	
Name and Address of Defendant(s) <u>CRAIG MUELLER AND ASSOCIATES, STATE BAR OF NEVADA, NEVADA APPEAL GROUP, KELSEY BERNSTEIN, LARRY PHILLIPS, TODD LEVENTHAL AND ASSOCIATES, ANTHONY M. GOLDSTEIN, ET AL</u>	
(Defendant's) Telephone Number	

I, (insert name of person performing service) Matthew Travis Houston, being duly sworn or under penalty of perjury, state that at all times relevant, I was over 18 years of age and not a party to or interested in the above-captioned case; that I received a copy of the (check the name of documents you served) Small Claims Complaint, Instructions to Plaintiff or Defendant, Small Claims Answer, Other: NOTICE OF DEMAND / APPEAL DEPRIVATION CLAIM, and that I served the same on Defendant (insert Defendant's name) ANTHONY M. GOLDSTEIN ON (insert date and time you served the documents) July 9th, Nov. 20th, 2022, at the hour of 9:00 A.M., by (complete appropriate paragraph below):

1. For personal service per JCRCP 4(d)(6): Delivering and leaving a copy with Defendant at (insert address at which you served)
2. For substitute service per JCRCP 4(d)(6): Delivering and leaving a copy with (insert name or physical description of person served)

a person of suitable age and discretion residing at Defendant's dwelling house or usual place of abode, at (insert Defendant's address)

3. For service by registered or certified mail per JCRCP 91 (if allowed): Depositing a copy in a mailbox of the United States Post Office, enclosed in a sealed envelope, postage prepaid, registered or certified mail, return receipt requested, addressed to Defendant at (insert Defendant's address) 2421 Tech Center Court, # 100 Las Vegas, NV 89128 (A copy of the signed return receipt must be attached.)

4. For service on a business entity per JCRCP 4(d)(1) or (2): Delivering and leaving a copy with (insert name or physical description of person served) _____, who is Defendant's (check one) president or other head, secretary, cashier, managing agent, resident agent, or other (specify) _____ at (insert address at which you served) _____

Date: _____ Signature: _____
 Residential Business Address of Process Server: _____ Phone: _____

You MUST check one of the following boxes AND have this affidavit notarized (black on the left) or sign the unsworn declaration per NRS 53.045 (black on the right):

- I am a licensed process server or an employee of a licensed process server; my license or registration number is (insert license or registration number): _____
- I am not required to be licensed under Chapter 648 of the Nevada Revised Statutes or another provision of law because I am not engaged in the business of serving legal process within the State of Nevada.

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20____.

NOTARY PUBLIC in and for the
 County of _____ State of _____

OR UNSWORN DECLARATION: Per NRS 53.045
 "I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct."
 (Signature) Matthew Travis Houston
 (Date) January 4th, 2023

INMATE REQUEST FORM

1.) INMATE NAME	DOC #	2.) HOUSING UNIT	3.) DATE
Matthew Travis Houston	1210652	3A-22	11-20-2022

4.) REQUEST FORM TO: (CHECK BOX)

<input type="checkbox"/> CASEWORKER	<input type="checkbox"/> MEDICAL	<input type="checkbox"/> MENTAL HEALTH	<input type="checkbox"/> CANTEEN
<input type="checkbox"/> EDUCATION	<input type="checkbox"/> VISITING	<input type="checkbox"/> LAW LIBRARY -	<input type="checkbox"/> DENTAL
<input type="checkbox"/> LAUNDRY	<input type="checkbox"/> PROPERTY ROOM	<input checked="" type="checkbox"/> OTHER	<u>MAIL - ROOM</u>

5.) NAME OF INDIVIDUAL TO CONTACT: SUPERVISOR AND/OR LAW CLERK

6.) REQUEST (PRINT BELOW) Could the mailroom please return a receipt copy of the attached certified legal mail addressed to the following (only as mail sent "CERTIFIED"):
Anthony M. Goldstein
2421 Tech Center Court
Ste No. 100
LAS VEGAS, NV 89128

VIA DOC-509 Brass Slip # 2547943 - thank you -

7.) INMATE SIGNATURE Matthew Travis Houston DOC# 1210652

8.) RECEIVING STAFF SIGNATURE _____ DATE _____

9.) RESPONSE TO INMATE

CERTIFIED MAIL ARTICLE NO. 7021 0950 0000 8017 6327 - \$ 8.09 - B.S. - 2547943
USPS TRACKING # 9590 9402 7095 1251 463 55
PROCESSED 28 NOV 2022. WILL BE SENT OUT - 01 DEC. 2022

10.) RESPONDING STAFF SIGNATURE  MR _____ DATE 28 NOV. 2022

EDDC No. A-17-758861-C; USDC No. 2:21-cv-00499-JAP
 DOC - 3012 (REV. 7/01) (2)

EN BANC AFFIDAVIT OF DECLARATION
IN EX PARTE / DOC-1564 EMERGENCY STATUS CHECK
AND RENEWED

NOTICE OF DEMAND (ON A
NEVADA DEPARTMENT OF CORRECTIONS
GRIEVANT'S STATEMENT CONTINUATION FORM)

FROM: MATTHEW TRAVIS HOUSTON, CHTD.
NAME: On this 9th day of July, 2022. I.D. NUMBER: 1210652
INSTITUTION: OF WRONGFUL CONVICTION(S) UNIT #: C-27-357927.1 (C-21) XI
GRIEVANCE: APPEAL DEPRIVATION GRIEVANCE LEVEL: CLAIM XL

GRIEVANT'S STATEMENT CONTINUATION: PG. 1 OF 1

TO: Anthony M. Goldstein (Defendant-respondent No. 55)

Can you please return ALL of my documents?
You will now take notice of your DEFAULT
STATUS in re "legal malpractice" false
imprisonment and other crimes against the
estate of Matthew Travis Houston, CHTD. not
limited to the illegal withholding of my
original documents and pleadings in re false
arrest 7-14-2021 resulting in case No. C-21-357927-1
and numerous other litigation(s) not limited to
A-17-758861-C and interfering with numerous
appeals of Claim No. 3016661201-0001 and the
blocking, hindering and thwarting of 9th Circuit No.
22-15748, 2:21-cv-00499-JAD-DJA and
2:22-cv-00693-JAD-NJK. This demand of reparations
for incurred damages of \$36,500,000.00 IS RENEWED.

x. ~~Matthew Travis Houston~~ Attached to Grievance ← filed in A-22-853203-W

Pink: Inmate's Copy ← MAILED PINK SLIP TO THE

OFFICE OF: ANTHONY M. GOLDSTEIN
2421 Tech Center Court Suite No. 100
Las Vegas, NV 89128
Page Number Six

DOC-3097 (01/02)

Case No. 22A001793

Department No. LVJC5

JUSTICE COURT, TOWNSHIP OF LAS VEGAS Clark County, Nevada	
Name and Address of Plaintiff(s): Matthew Travis Houston (#1210652) P.O. Box 650 Indian Springs, NV 89070-0650	
Plaintiff(s)' Email Address:	matthewtravishouston@gmail.com
Plaintiff(s)' Telephone Number:	(702) 879-6789
VERSUS	
Name and Address of Defendant(s): Anthony M. Goldstein, Esq. 2421 Tech Center Court Suite 100 Las Vegas, NV 89128	
Defendant(s)' Telephone Number:	(702) 796-1114
Defendant(s)' Email Address:	amg@amglegal.com

MOTION TO DISMISS

I request that this case be dismissed (choose one) with prejudice without prejudice.

This case should be dismissed for the following reasons (choose one):

Venue is not proper because I am not a current resident of this township, I am not currently doing business in this township, I am not currently employed in this township; nor was I when the alleged cause of action arose; nor is this township the location where the alleged injury or breach of obligation occurred.

Plaintiff seeks additional remedies beyond money.

Plaintiff's case is barred by the expiration of the applicable statute of limitations.

Plaintiff has already recovered a judgment against me in the following case:

(insert case number) _____.

The debt alleged by Plaintiff has been discharged in bankruptcy case number _____ (insert case number)

Other:

The dispute set forth in the Complaint seems to involve financial matters relating to Plaintiff's retaining the law office of Defendant Craig Mueller & Associates to represent Plaintiff in a criminal matter. I do not, have never and would never work for Defendant and have no business relationship with Defendant whatsoever.

I further certify that I mailed emailed a copy of this Motion to Dismiss to Plaintiff at the address listed above.

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Signature

Print Name


Anthony M. Goldstein, Esq.

Dated

Attorney for

December 7, 2022

Pro Se

Law Offices of Anthony M. Goldstein
2421 Tech Center Court
Suite 100
Las Vegas, NV 89128

LEGAL MAIL

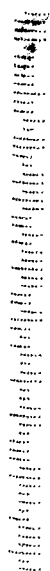
Matthew Houston (NDOC #1210652)
High Desert State Prison
P.O. Box 650
Indian Springs, Nevada 89070-0650

5423

LAS VEGAS NV 890
8 DEC 2022 PM 4 L



89070-0650



JUSTICE COURT, LAS VEGAS TOWNSHIP Clark County, Nevada	Case No. <u>22A001793</u>
Name of Plaintiff(s) MATTHEW TRAVIS HOUSTON	Department No. <u>LVJCS</u>
VERSUS	
Name of Defendant(s) CRAIG MUELLER AND ASSOCIATES, STATE BAR OF NEVADA, NEVADA APPEAL GROUP, KELSEY BERNSTEIN, LARRY PHILLIPS, TODD LEVENTHAL AND ASSOCIATES, ANTHONY M. GOLDBERG, EA.	MEMORANDUM OF COSTS AND DISBURSEMENTS

Filing	\$ <u>270.00 (PER DEFENDANT)</u>
Service of Process	\$ <u>8.09</u>
Jury Fees	\$ <u>TO BE DETERMINED</u>
Witness Fees	\$ <u>50,000.⁰⁰</u>
Sheriff's / Constable's Fees	\$ <u>TO BE DETERMINED</u>
Record & Certify Judgment	\$ <u>TO BE DETERMINED</u>
Garnishment & Execution Fees	\$ <u>TO BE DETERMINED</u>
Attorney's Fees	\$ <u>10,001.⁰⁰</u>
	\$ <u>EMOTIONAL DISTRESS</u>
TOTAL \$	<u>60,279.09</u>

STATE OF NEVADA)
) ss.
 COUNTY OF CLARK)

(Insert Name of Affiant) Matthew Travis Houston, being duly sworn (or) under penalty of perjury, states: that Affiant is the Attorney for _____ Self Represented and has personal knowledge of the above costs and disbursements expended; that the items contained in the above Memorandum are true and correct to the best of this Affiant's knowledge and belief; and that the said disbursements have been necessarily incurred and paid in this action.

(Signature) Matthew Travis Houston (Dated): January 04, 2023
 Print Name Matthew Travis Houston Attorney for PRO SE

You MUST have this affidavit notarized (block on the left) or sign the unsworn declaration per NRS 53.045 (block on the right):

SUBSCRIBED AND SWORN to before me this _____ day of _____, 20____.

NOTARY PUBLIC in and for the County of _____ State of _____

OR UNSWORN DECLARATION: Per NRS 53.045

"I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct."

(Signature) Matthew Travis Houston

(Typed or printed name): Matthew Travis Houston

(Date): January 04, 2023



JUSTICE COURT, LAS VEGAS TOWNSHIP

Clark County Nevada

Matthew Travis Houston #1210652, Plaintiff(s)

vs.

**Craig Mueller and Associates, State Bar of
Nevada, Nevada Appeal Group, Kelsey
Bernstein, ESQ et al., Defendant(s)**



L015415376

CASE NO.: 22A001793A

DEPT NO.: 05

Certificate of Mailing

I, Jomarie Reyes, hereby certify that I am an employee of the Las Vegas Justice Court and that on **November 21, 2022** I deposited for mailing a true and correct copy of the foregoing, **A Filed Copy of the Small Claims Complaint, Application to Proceed in Forma Pauperis/Order Granting Fee Waiver Application, and Order for Telephonic Testimony. Original Documents submitted and five (7) complete Service Packets with instructions.** in the United States Post Office, first class, postage prepaid, addressed to the following at the below address:

COURT CLERK

Houston #1210652, Matthew Travis
PO Box 650
Indian Springs, NV 89070-0650

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

Las Vegas Justice Court
Electronically Filed
11/10/2022 3:54 PM
Melissa Saragosa
CLERK OF THE COURT

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Matthew Travis Houston #1210652,)
Plaintiff(s)) CASE NO.: 22A001793 5 P 2:00
vs.) JC DEPARTMENT 5
Craig Mueller and Associates, State Bar) CLARK COUNTY SHERIFF
of Nevada, Nevada Appeal Group,)
Kelsey Bernstein, ESQ et al.,)
Defendant(s)) ORDER FOR
TELEPHONIC TESTIMONY

WHEREAS the instant case involves an incarcerated party who wishes to be transported to Court for the scheduled small claims hearing, and

WHEREAS NRS 209.274 only mandates inmates transportation when an inmate "is required or requested to appear before a court", and

WHEREAS this language merely means that if a court mandates the offender's presence, he must be allowed to be transported here, and the statutory language not grant an inmate the right to be transported upon the inmate's own request; and

WHEREAS in the case of Barry v. Lindner, 119 Nev. Op. No. 45, 81 P.3d 537 (2003), the Nevada Supreme court held that telephonic testimony may be used, in lieu of a court appearance, when exigent circumstances exist; and

WHEREAS the Nevada Supreme Court recently amended JCRCP 43(a) to clarify that the court may, for good cause shown in compelling circumstances and upon appropriate safeguards, "permit presentation of testimony in open court by contemporaneous transmission from a different location"; and

WHEREAS the Department of Corrections would incur substantial cost and effort to transport an inmate to court for a small claims hearing; and

WHEREAS allowing an inmate to appear for a case raises serious security issues, involving the control of the inmate and potential danger to the general public; and

WHEREAS the instant case does not appear to be especially complex, such that the inmate's actual presence would be essential.

THE COURT FINDS that compelling circumstances are present in this case and that the inmate should be required to testify by telephone, and therefore,

IT IS FURTHER ORDERED that the institution where the inmate is currently incarcerated shall make the inmate available for telephonic testimony for the scheduling hearing of this matter on

February 01, 2023 at 10 AM.

IT IS FURTHER ORDERED that the inmate shall provide the Court with a phone number where the inmate can be reached for the purposes of eliciting testimony.

DATED this 10th day of November, 2022



Electronically signed by
[Signature]
Justice of the Peace
Department 5, Las Vegas Justice Court

JUSTICE OF THE PEACE, LAS VEGAS TOWNSHIP

JUSTICE COURT, TOWNSHIP OF LAS VEGAS
Clark County, Nevada

Name and Address of Plaintiff(s):
Matthew Travis Houston
No 1210652
Po Box 650
Indian Springs, NV 89070-0650

2022 DEC -5 P 2:00
CLARK COUNTY SHRETT

Case No. 22A001793

Plaintiff(s)' Email Address: matthewtravishouston@gmail.com

Department No. LVC 5

Plaintiff(s)' Telephone Number: (702) 879-6789

VERSUS

SMALL CLAIMS COMPLAINT

Name and Address of Defendant(s):
CRAIG MUELLER AND ASSOCIATES
808 South 7th Street
Las Vegas, NV 89101

Defendant(s)' Telephone Number and Email Address: (702) 382-1200

STATE OF NEVADA)
COUNTY OF CLARK)

I, (insert your name) Matthew Travis Houston, being first duly sworn, deposes and says:

That the defendant is indebted to the plaintiff in the sum of \$10,001.⁰⁰; that the reason for this indebtedness is:
Larry Phillips (Nevada Bar No. 7138), Craig Mueller (Nevada Bar No. 4703),
and Kelsey Bernstein (Nevada Bar No. 13825) are committing legal
malpractice among a variety of numerous other crimes. On or after
April 1st, 2022 they stole \$10,000.⁰⁰ from my Bank of America
checking account. Witnesses are not limited to Joshua Grainer, Darian
M. Geenan, Lucreca Lavonna Schoenherr and PITARRO AND FUMO, CHTD.

that this affiant has demanded payment of the sum; that the defendant refuses to pay the same. The Justice Court or the Las Vegas Township, in the County of Clark, State of Nevada is the proper venue for this action pursuant to NRS 73.010. I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Signature of Affiant Matthew Travis Houston
Print Name Matthew Travis Houston

Dated November 1st, 2022
Attorney for "pro se"

ORDER TO APPEAR

NOTICE: YOU HAVE BEEN SUED. THE COURT MAY ENTER A JUDGMENT AGAINST YOU WITHOUT YOUR PRESENCE UNLESS YOU APPEAR AT THE TRIAL ON THE FOLLOWING DATE:

TRIAL DATE: February 01, 2023 TRIAL TIME: 10 AM LOCATION: 6C

Any Evidence, including receipts, pictures or documents that are necessary to prove your case MUST be brought to trial. Please bring copies for Court to keep and for the opposing party. Any witnesses should appear with you at the time of trial. Those wishing to appear by alternative means should submit a request no later than two (2) judicial days prior to your Trial.

Please see enclosed revised Small Claims Complaint along with revised Application to Proceed in Forma Pauperis. Please completely fill out the enclosed documents and submit to the Court. Once the Court receives these two documents, the Court will process and return to you with service packets and complete instructions on how to proceed. The Small Claims Instruction Sheet enclosed is for your reference.

Thank you,

Small Claims Department

RESPONSE : 11/11/2022

THANK YOU TO THE CLERK(S). JUST FOR THE RECORD, THE INCLUDED NOTICE OF DEMAND TO THE DEFENDANT, LARRY PHILLIPS, NEVADA BAR NO. 7138 IS A HAND-WRITTEN COPY, AS THERE IS A DELAY IN NDOC SENDING LEGAL MAIL "CERTIFIED" I HAVE UTILIZED A DOC-3012 "KITE" TO THE MAILROOM TO INFORM THE DEFENDANTS WHO ARE WELL AWARE OF THEIR STATUS OF DEFAULT. I SINCERELY APPRECIATE YOUR HELP,

MATTHEW TRAVIS HOUSTON
No 1210652 @ HDSP

AAFW

Name: Matthew Travis Houston
 Address: PO Box 650
 City, State, Zip: Indian Springs, NV 89070-0650
 Phone: (702) 879-6789
 Email: _____

JUSTICE COURT, LAS VEGAS TOWNSHIP
 CLARK COUNTY, NEVADA

MATTHEW TRAVIS HOUSTON,
 Plaintiff,

CASE NO.: 22A001793

DEPT: Department #: LVJC 5

vs.

CRAIG MUELLER AND ASSOCIATES,
 Defendant.

Application to Proceed in Forma Pauperis

I am unable to pay the costs of prosecuting or defending this action. I request permission to proceed without paying costs or fees pursuant to NRS 12.015 based on the following:

1. **Public Assistance** includes Medicaid, Nevada Check Up, SNAP (food stamp assistance), TANF, Low-income energy assistance, Child Care & Development Fund assistance. Please indicate whether or not you receive one or more of the above listed benefits.

- Yes I receive one or more of the above listed benefits.
 No I do not receive any of the above listed benefits

2. **Household Members:** In my household there are 1 adults (over 18) and 0 children (under 18) for a total of 1 people.

3. **Income** includes employment (include tips/overtime), unemployment, retirement, pension, social security, child support. Please list all income for household member: (*all numbers should be after taxes are taken out*):

For each adult in the home, list net monthly income (*after taxes*):

My total income	\$	0
Household Adult #1 total income	\$	0
Household Adult #2 total income	\$	0
Household Adult #3 total income	\$	0
Household Adult #4 total income	\$	0
Household Adult #5 total income	\$	0
HOUSEHOLD TOTAL	\$	0

4. My basic monthly expense include: Fill out the chart below.

Rent / Mortgage	\$	0
Utilities (electric, gas, water, phone, other utilities)	\$	0
Food	\$	0
Child care	\$	0
Medical expenses (health insurance, co-pays, out of pocket expenses)	\$	0
Transportation (bus fare, car, gas, insurance)	\$	0
Other:	\$	0
TOTAL		\$ 0

5. Other Compelling Reason. Explain why you cannot pay the filing fee.

I have been wrongfully convicted since December
BTH, 2021 since false arrest on July 14th, 2021
resulting in my extensive incarceration into NDOC.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED (month) November (day) 1, 2022.

Submitted By: (Signature) Matthew Travis Houston

Printed Name: Matthew Travis Houston

FOR COURT USE ONLY

Upon consideration of the movant's Application to Proceed in Forma Pauperis, and good cause appearing therefore,

The Application to Proceed in Forma Pauperis is **GRANTED**. The applicant shall be permitted to proceed with fees and costs waived in this action as permitted by NRS 12.015.

The Application to Proceed in Forma Pauperis is **DENIED** for the following reasons:

- The applicant is not indigent within the meaning of NRS 12.015
- The application was incomplete or not legible.

11/10/2022

Date

J. Reyes
 Deputy Clerk: J. Reyes
 Justice of the Peace/Clerk of Court

Exhibit B

JUSTICE COURT, LAS VEGAS TOWNSHIP
Clark County Nevada

Matthew Travis Houston #1210652, Plaintiff(s)
vs.
Rosemarie McMorris-Alexander, Defendant(s)



CASE NO.: **22A001898**
DEPT NO.: **15**

Certificate of Mailing

I, Angela Farris, hereby certify that I am an employee of the Las Vegas Justice Court and that on **January 19, 2023** I deposited for mailing a true and correct copy of the foregoing, **Order Striking Complaint** in the United States Post Office, first class, postage prepaid, addressed to the following at the below address:

COURT CLERK

Houston #1210652, Matthew Travis
22010 Cold Creek Rd
Indian Springs, NV 89070

Las Vegas Justice Court
Electronically Filed
1/18/2023 8:38 AM
Cynthia Cruz
CLERK OF THE COURT

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**JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA**

**MATTHEW TRAVIS HOUSTON
#1210652**

Plaintiff

vs.

**ROSEMARIE McMORRIS-
ALEXANDER,**

Defendant

CASE NO.: 22A001898

DEPARTMENT 15

ORDER STRIKING COMPLAINT

On December 1, 2022 Plaintiff filed a Small Claims Complaint. Pursuant to JCRLV Rule 5.3 the relief sought in the Small Claims Complaint is not authorized in Small Claims court. Therefore,

IT IS HEREBY ORDERED that the Complaint, filed on December 1, 2022 at 9:50 a.m., is hereby stricken from Case No. 22A001898.

IT IS FUTHER ORDERED that the March 1, 2023 trial date is VACATED.

DATED this 18th day of January, 2023.



**MELISA DE LA GARZA
Justice of the Peace**

**OFFICE OF THE SHERIFF
CLARK COUNTY DETENTION
CIVIL PROCESS SECTION**

MATTHEW TRAVIS HOUSTON)	
)	
PLAINTIFF	)	CASE No. 22A001898
	)	SHERIFF CIVIL NO.: 22007856
Vs)	
ROSEMARIE MCMORRIS-ALEXANDER)	
)	
DEFENDANT	)	<u>AFFIDAVIT OF SERVICE</u>

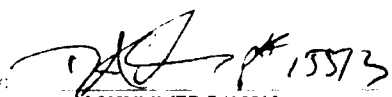
STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

DAVID SCHUMMER, being first duly sworn, deposes and says: That he/she is, and was at all times hereinafter mentioned, a duly appointed, qualified and acting Deputy Constable in and for the County of Clark, State of Nevada, a citizen of the United States, over the age of twenty-one years and not a party to, nor interested in, the above entitled action; that on 1/3/2023, at the hour of 8:33 AM, affiant as such Deputy Constable served a copy/copies of **SMALL CLAIMS COMPLAINT, ORDER TO APPEAR** issued in the above entitled action upon the defendant **ROSEMARIE MCMORRIS-ALEXANDER** named therein, by delivering to and leaving with **HUSBAND, ABROM ALEXANDER**, at **5504 MORNINGCROSS STREET LAS VEGAS, NV 89130** within the County of Clark, State of Nevada, copy/copics of **SMALL CLAIMS COMPLAINT, ORDER TO APPEAR**

I. DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE ON NEVADA THAT THE FOREGOING IS TRUE AND CORRECT

DATED: January 4, 2023.

Kevin McMahill, Sheriff

By:  #15513
DAVID SCHUMMER P#15513
Deputy Constable

301 E. Clark Ave. #100 Las Vegas, NV 89101 (702) 455-5400

JUSTICE COURT, LAS VEGAS TOWNSHIP
Clark County Nevada

Matthew Travis Houston #1210652, Plaintiff(s)
vs.
Rosemarie McMorris-Alexander, Defendant(s)



CASE NO.: 22A001898A
DEPT NO.: 05

Certificate of Mailing

I, Eva Cervantes, hereby certify that I am an employee of the Las Vegas Justice Court and that on **December 05, 2022** I deposited for mailing a true and correct copy of the foregoing, **Filed Copy of the Small Claims Complaint, Application to Proceed in Forma Pauperis/Order Granting Fee Waiver Application, and Order for Telephonic Testimony. Original Documents submitted and one (1) complete Service Packets with instructions.** in the United States Post Office, first class, postage prepaid, addressed to the following at the below address:

COURT CLERK

Houston #1210652, Matthew Travis
22010 Cold Creek Rd
Indian Springs, NV 89070

Las Vegas Justice Court
Electronically Filed
2/21/2023 1:42 PM
Melissa Saragosa
CLERK OF THE COURT

JUSTICE COURT, LAS VEGAS TOWNSHIP

CLARK COUNTY, NEVADA

Matthew Travis Houston #1210652,
Plaintiff(s)

vs.

Rosemarie McMorris-Alexander,
Defendant(s)

)
) **CASE NO.: 22A001898**
) **JC DEPARTMENT 5**
)
)
)
) **ORDER FOR**
) **TELEPHONIC TESTIMONY**

WHEREAS the instant case involves an incarcerated party who wishes to be transported to Court for the scheduled small claims hearing, and

WHEREAS NRS 209.274 only mandates inmates transportation when an inmate "is required or requested to appear before a court", and

WHEREAS this language merely means that if a court mandates the offender's presence, he must be allowed to be transported here, and the statutory language not grant an inmate the right to be transported upon the inmate's own request, and

WHEREAS in the case of Barry v. Lindner, 119 Nev. Op. No. 45, 81 P.3d 537 (2003), the Nevada Supreme court held that telephonic testimony may be used, in lieu of a court appearance, when exigent circumstances exist, and

WHEREAS the Nevada Supreme Court recently amended JCRCP 43(a) to clarify that the court may, for good cause shown in compelling circumstances and upon appropriate safeguards "permit presentation of testimony in open court by contemporaneous transmission from a different location", and

WHEREAS the Department of Corrections would incur substantial cost and effort to transport an inmate to court for a small claims hearing, and

WHEREAS allowing an inmate to appear for a case raises serious security issues, involving the control of the inmate and potential danger to the general public, and

WHEREAS the instant case does not appear to be especially complex, such that the inmate's actual presence would be essential,

THE COURT FINDS that compelling circumstances are present in this case and that the inmate should be required to testify by telephone, and therefore:

IT IS FURTHER ORDERED that the institution where the inmate is currently incarcerated shall make the inmate available for telephonic testimony for the scheduling hearing of this matter on

March 1, 2023 at 11:00 a.m.

IT IS FURTHER ORDERED that the inmate shall provide the Court with a phone number where the inmate can be reached for the purposes of eliciting testimony.

DATED this 1st day of December, 2022



Electronically Signed by
Justice of the Peace
Department 5, Las Vegas, NV 89102

CYNTHIA CRUZ
JUSTICE OF THE PEACE

Las Vegas Justice Court
 Electronically Filed
 12/1/2022 9:50 AM
 Melissa Saragosa
 CLERK OF THE COURT

JUSTICE COURT, TOWNSHIP OF LAS VEGAS
Clark County, Nevada

Name and Address of Plaintiff(s):
Matthew Travis Houston
 No 1210652 Po Box 650
 22010 Cold Creek Road
 Indian Springs, NV 89070-0650

Case No. 22A001898

Department No. _____

Plaintiff(s) Email Address: matthewtravishouston@gmail.com

Plaintiff(s) Telephone Number: (702) 879-6789

Department #: LVJC 5

VERSUS

Name and Address of Defendant(s):
Rosemarie McMorris - Alexander
 5504 Morningcross Street
 Las Vegas, NV 89130
 work: 9930 W. Cheyenne Ave
 Las Vegas, NV

Defendant(s) Telephone Number and Email Address: (702) 830-9042

SMALL CLAIMS COMPLAINT

STATE OF NEVADA)
 COUNTY OF CLARK)

I, (insert your name) Matthew Travis Houston, being first duly sworn, deposes and says:

That the defendant is indebted to the plaintiff in the sum of \$10,001.00; that the reason for this indebtedness is: Property damages from the false testimony and lies of the Defendant was the primary causation of a frivolous no contact order - 21PO1275 and a second fraudulent order of 21PO1950, resulting in civil counterclaims not limited to EJDC #1 A-22-758861-C. This demand for reparations is to cover only the specific costs to replace the Plaintiff's iPhone which were destroyed as a result of Defendant's coercion.

that this affiant has demanded payment of the sum; that the defendant refuses to pay the same. The Justice Court or the Las Vegas Township, in the County of Clark, State of Nevada is the proper venue for this action pursuant to NRS 73.010. I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Signature of Affiant: Matthew Travis Houston Dated 11-22-2022
 Print Name Matthew Travis Houston Attorney for self

ORDER TO APPEAR
NOTICE: YOU HAVE BEEN SUED. THE COURT MAY ENTER A JUDGMENT AGAINST YOU WITHOUT YOUR PRESENCE UNLESS YOU APPEAR AT THE TRIAL ON THE FOLLOWING DATE:

TRIAL DATE: 03/01/23 TRIAL TIME: 11:00 a.m. LOCATION: 6C

Any Evidence, including receipts, pictures or documents that are necessary to prove your case **MUST** be brought to trial. Please bring copies for Court to keep and for the opposing party. Any witnesses should appear with you at the time of trial. Those wishing to appear by alternative means should submit a request no later than two (2) judicial days prior to your Trial.

Las Vegas Justice Court
 Electronically Filed
 12/1/2022 9:50 AM
 Melissa Saragosa
 CLERK OF THE COURT

AAFW

Name: Matthew Travis Houston No. 1210652
 Address: 22010 Cold Creek Road - Po Box 650
 City, State, Zip: Indian Springs, NV 89070-0650
 Phone: (702) 879-6789
 Email: matthewtravisHouston@gmail.com

JUSTICE COURT, LAS VEGAS TOWNSHIP
 CLARK COUNTY, NEVADA

22A001898

MATTHEW TRAVIS HOUSTON,
 Plaintiff,

CASE NO.:

Department #: LVJC 5

DEPT:

vs.

ROSEMARIE MEMORRIS-ALEXANDER,
 Defendant.

Application to Proceed in Forma Pauperis

I am unable to pay the costs of prosecuting or defending this action. I request permission to proceed without paying costs or fees pursuant to NRS 12.015 based on the following:

1. **Public Assistance** includes Medicaid, Nevada Check Up, SNAP (food stamp assistance), TANF, Low-income energy assistance, Child Care & Development Fund assistance. Please indicate whether or not you receive one or more of the above listed benefits.

- Yes I receive one or more of the above listed benefits.
 No I do not receive any of the above listed benefits

2. **Household Members:** In my household there are 1 adults (over 18) and 0 children (under 18) for a total of 1 people.

3. **Income** includes employment (include tips/overtime), unemployment, retirement, pension, social security, child support. Please list all income for household member: *(all numbers should be after taxes are taken out):*

For each adult in the home, list net monthly income *(after taxes):*

My total income	\$	0
Household Adult #1 total income	\$	n-a
Household Adult #2 total income	\$	n-a
Household Adult #3 total income	\$	n-a
Household Adult #4 total income	\$	n-a
Household Adult #5 total income	\$	n-a
HOUSEHOLD TOTAL	\$	n-a

4. My basic monthly expense include: Fill out the chart below.

Rent / Mortgage	\$ 0
Utilities (electric, gas, water, phone, other utilities)	\$ 0
Food	\$ 0
Child care	\$ 0
Medical expenses (health insurance, co-pays, out of pocket expenses)	\$ 0
Transportation (bus fare, car, gas, insurance)	\$ 0
Other:	\$ 0
TOTAL	\$ 0

5. Other Compelling Reason. Explain why you cannot pay the filing fee.

The false police reports made by Kadenta Blacir, Rosemarie McMorris-Alexander and Jason Lewis was the causation of this 2nd wrongful conviction + bankruptcy.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED (month) November (day) 22, 2022.

Submitted By: (Signature) Matthew Travis Houston

Printed Name: Matthew Travis Houston

FOR COURT USE ONLY

Upon consideration of the movant's Application to Proceed in Forma Pauperis, and good cause appearing therefore,

The Application to Proceed in Forma Pauperis is **GRANTED**. The applicant shall be permitted to proceed with fees and costs waived in this action as permitted by NRS 12.015.

The Application to Proceed in Forma Pauperis is **DENIED** for the following reasons:

The applicant is not indigent within the meaning of NRS 12.015

The application was incomplete or not legible.

12/1/2022

Eva Cervantes
Deputy Clerk: E. Cervantes

Date

Justice of the Peace/Clerk of Court

Exhibit C

JUSTICE COURT, LAS VEGAS TOWNSHIP
Clark County Nevada

Matthew Travis Houston #1210652, Plaintiff(s)
VS.
Kristina A Rhoades, Defendant(s)



CASE NO.: 22A002034

DEPT NO.: 15

Certificate of Mailing

I, Angela Farris, hereby certify that I am an employee of the Las Vegas Justice Court and that on **January 19, 2023** I deposited for mailing a true and correct copy of the foregoing, **Order Striking Complaint** in the United States Post Office, first class, postage prepaid, addressed to the following at the below address:

COURT CLERK

Houston #1210652, Matthew Travis
PO Box 650
Indian Springs, NV 89070

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**JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA**

**MATTHEW TRAVIS HOUSTON
#1210652**

Plaintiff

vs.

**KRISTINA A. RHOADES,
Defendant**

CASE NO.: 22A002034

DEPARTMENT 15

ORDER STRIKING COMPLAINT

On December 21, 2022 Plaintiff filed a Small Claims Complaint for Malicious Prosecution. Pursuant to JCRLV Rule 5.3 the relief sought in the Small Claims Complaint is not authorized in Small Claims court. Therefore,

IT IS HEREBY ORDERED that the Complaint, filed on December 21, 2022 at 8:13 a.m., is hereby stricken from Case No. 22A002034.

DATED this 18th day of January, 2023.



MELISA DE LA GARZA
Justice of the Peace

JUSTICE COURT, TOWNSHIP OF LAS VEGAS
Clark County, Nevada

Name and Address of Plaintiff(s):

Matthew Travis Houston
 No. 1210652
 PO Box 650
 Indian Springs NV 89070-0650

Case No. 22A002034

Department No. LVJC 5

Plaintiff(s) Email Address

Plaintiff(s) Telephone Number

(702) 879 6784

VERSUS

SMALL CLAIMS COMPLAINT

Name and Address of Defendant(s):

Kristina A. Rhoades No. 10470
 200 Levee Avenue
 Las Vegas, NV 89155-2212

Defendant(s) Telephone Number and Email Address

(702) 671-2500

STATE OF NEVADA)

COUNTY OF CLARK)

I, (insert your name) Matthew Travis Houston, being first duly sworn, deposes and says:

That the defendant is indebted to the plaintiff in the sum of \$ 10,001.⁰⁰, that the reason for this indebtedness is: that Her malicious prosecution (CPE # A 22-853203-W) was the causation of the destruction of my service animals and other irreplaceable things in life that I cannot live without, as result of the false arrest of my person on 7.14.21 which resulted in the wrongful conviction No. C-21-357927-1. This demand for reparations is for property damages of my Apple watch, et.

that this affiant has demanded payment of the sum; that the defendant refuses to pay the same. The Justice Court or the Las Vegas Township, in the County of Clark, State of Nevada is the proper venue for this action pursuant to NRS 73.010. I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Signature of Affiant Matthew Travis Houston
 Print Name Matthew Travis Houston

Dated 11-25-2022
 Attorney for self (pro se)

ORDER TO APPEAR

NOTICE: YOU HAVE BEEN SUED. THE COURT MAY ENTER A JUDGMENT AGAINST YOU WITHOUT YOUR PRESENCE UNLESS YOU APPEAR AT THE TRIAL ON THE FOLLOWING DATE:

TRIAL DATE: _____ TRIAL TIME: _____ LOCATION: _____

RECEIVED

DEC 05 2022

THE COURT

Any Evidence, including receipts, pictures or documents that are necessary to prove your case **MUST** be brought to trial. Please bring copies for Court to keep and for the opposing party. Any witnesses should appear with you at the time of trial. Those wishing to appear by alternative means should submit a request no later than two (2) judicial days prior to your Trial.

AAFW

Name: Matthew Travis Houston
 Address: No 1710652 Cedar 6 St
 City, State, Zip: Indian Springs, NV 89028
 Phone: (702) 879-6789
 Email: _____

**JUSTICE COURT, LAS VEGAS TOWNSHIP
 CLARK COUNTY, NEVADA**

<p><u>MATTHEW TRAVIS HOUSTON</u> Plaintiff,</p> <p>vs.</p> <p><u>KRISTINA A. RHODES</u> Defendant.</p>	<p>CASE NO.: <u>22A002034</u></p> <p>DEPT Department #: <u>LVJC 5</u></p>
--------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------

Application to Proceed in Forma Pauperis

I am unable to pay the costs of prosecuting or defending this action. I request permission to proceed without paying costs or fees pursuant to NRS 12.015 based on the following:

- Public Assistance** includes Medicaid, Nevada Check Up, SNAP (food stamp assistance), TANF, Low-income energy assistance, Child Care & Development Fund assistance. Please indicate whether or not you receive one or more of the above listed benefits.
 - Yes I receive one or more of the above listed benefits.
 - No I do not receive any of the above listed benefits
- Household Members:** In my household there are 1 adults (over 18) and 0 children (under 18) for a total of 1 people.
- Income** includes employment (include tips/overtime), unemployment, retirement, pension, social security, child support. Please list all income for household member: *(all numbers should be after taxes are taken out)*:

For each adult in the home, list net monthly income *(after taxes)*:

My total income	\$	<u>0</u>
Household Adult #1 total income	\$	<u>0</u>
Household Adult #2 total income	\$	<u>0</u>
Household Adult #3 total income	\$	<u>0</u>
Household Adult #4 total income	\$	<u>0</u>
Household Adult #5 total income	\$	<u>0</u>
HOUSEHOLD TOTAL	\$	<u>0</u>

4. My basic monthly expense include: Fill out the chart below.

Rent / Mortgage	\$	0
Utilities (electric, gas, water, phone, other utilities)	\$	0
Food	\$	0
Child care	\$	0
Medical expenses (health insurance, co-pays, out of pocket expenses)	\$	0
Transportation (bus fare, car, gas, insurance)	\$	0
Other:	\$	0
TOTAL	\$	0

5. Other Compelling Reason. Explain why you cannot pay the filing fee.

I was kidnaped by Dianne Ferrante, Rosemarie McMorris Alexander, Jonathan Shockley, Daniel Schwartz, Brian Clark, et al. I was wrongfully convicted by Kristina A. Rhoades, et al.

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED (month) November (day) 25, 2022.

Submitted By: (Signature) Matthew Travis Houston

Printed Name: Matthew Travis Houston

FOR COURT USE ONLY

Upon consideration of the movant's Application to Proceed in Forma Pauperis, and good cause appearing therefore,

The Application to Proceed in Forma Pauperis is **GRANTED**. The applicant shall be permitted to proceed with fees and costs waived in this action as permitted by NRS 12.015.

The Application to Proceed in Forma Pauperis is **DENIED** for the following reasons:

The applicant is not indigent within the meaning of NRS 12.015

The application was incomplete or not legible.

Date

Justice of the Peace/Clerk of Court

Exhibit D

JUSTICE COURT, LAS VEGAS TOWNSHIP
Clark County Nevada

Matthew Travis Houston #1210652, Plaintiff(s)
vs.
Tierra Danielle Jones, Defendant(s)



CASE NO.: 22A002035

DEPT NO.: 15

Certificate of Mailing

I, Angela Farris, hereby certify that I am an employee of the Las Vegas Justice Court and that on **January 19, 2023** I deposited for mailing a true and correct copy of the foregoing, **Order Striking Complaint** in the United States Post Office, first class, postage prepaid, addressed to the following at the below address:



COURT CLERK

Houston #1210652, Matthew Travis
PO Box 650
Indian Springs, NV 89155

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JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

MATTHEW TRAVIS HOUSTON
#1210652

Plaintiff

vs.

TIERRA DANIELLE JONES,
Defendant

CASE NO.: 22A002035

DEPARTMENT 15

ORDER STRIKING COMPLAINT

On December 21, 2022 Plaintiff filed a Small Claims Complaint for Malicious Prosecution. Pursuant to JCRLV Rule 5.3 the relief sought in the Small Claims Complaint is not authorized in Small Claims court. Therefore,

IT IS HEREBY ORDERED that the Complaint, filed on December 21, 2022 at 8:18 a.m., is hereby stricken from Case No. 22A002035.

DATED this 18th day of January, 2023.



MELISA DE LA GARZA
Justice of the Peace

JUSTICE COURT, TOWNSHIP OF LAS VEGAS
Clark County, Nevada

Name and Address of Plaintiff(s): *pro se*
Matthew Travis Houston No 1210652
PO Box 650, 22010 Cold Creek Road
Indian Springs, NV 89070-0650

Case No. 22A002035

Plaintiff(s)' Email Address matthoustonenterprises@gmail.com

Department No. LVJC 5

Plaintiff(s)' Telephone Number (702) 879-6789, 702-743-0107, 714-916-7431

VERSUS

SMALL CLAIMS COMPLAINT

Name and Address of Defendant(s):
Tierra Danielle @ JONES - Chambers
200 Lewis Avenue
Las Vegas, NV 89155

Defendant(s)' Telephone Number and Email Address (702) 671-0521

STATE OF NEVADA)
COUNTY OF CLARK)

I, (insert your name) Matthew Travis Houston, being first duly sworn, deposes and says:

That the defendant is indebted to the plaintiff in the sum of \$ 10,001.⁰⁰, that the reason for this indebtedness is: that the malicious prosecution against the innocent Plaintiff (SEE EJDC No. A-22-853203-W) dept. X1 - was the causation of the destruction of my service animals and other irreplaceable things in life that I cannot live without. As result of the fake arrest of my person on 7.14.2021 causing a 2nd wrongful conviction, this demand for reparations is not limited to the replacement of my now destroyed Apple Watch and numerous other items. Judicial malpractice is a crime.

that this affiant has demanded payment of the sum; that the defendant refuses to pay the same. The Justice Court or the Las Vegas Township, in the County of Clark, State of Nevada is the proper venue for this action pursuant to NRS 73.010. I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Signature of Affiant Matthew Travis Houston
Print Name Matthew Travis Houston, Chkd.

Dated November 29th, 2022
(pro se)
Attorney for ABA No. 04662784

ORDER TO APPEAR

NOTICE: YOU HAVE BEEN SUED. THE COURT MAY ENTER A JUDGMENT AGAINST YOU WITHOUT YOUR PRESENCE UNLESS YOU APPEAR AT THE TRIAL ON THE FOLLOWING DATE:

TRIAL DATE: _____ TRIAL TIME: _____ LOCATION: _____

Any Evidence, including receipts, pictures or documents that are necessary to prove your case **MUST** be brought to trial. Please bring copies for Court to keep and for the opposing party. Any witnesses should appear with you at the time of trial. Those wishing to appear by alternative means should submit a request no later than two (2) judicial days prior to your Trial.

AAFW

Name: Matthew Travis Houston, Chtd. (No. 1210652)
 Address: 22010 Cold Creek Road - Po Box 650
 City, State, Zip: Indian Springs, NV 89070-0650
 Phone: (714) 916-7431; (702) 743-0107
 Email: _____

**JUSTICE COURT, LAS VEGAS TOWNSHIP
 CLARK COUNTY, NEVADA**

<u>MATTHEW TRAVIS HOUSTON, CHTD,</u>	CASE NO.: <u>22A002035</u>
Plaintiff,	DEPT: <u>Department #: LVJC 5</u>
vs.	
<u>TIERRA DANIELLE JONES,</u>	
Defendant.	

Application to Proceed in Forma Pauperis

I am unable to pay the costs of prosecuting or defending this action. I request permission to proceed without paying costs or fees pursuant to NRS 12.015 based on the following:

1. **Public Assistance** includes Medicaid, Nevada Check Up, SNAP (food stamp assistance), TANF, Low-income energy assistance, Child Care & Development Fund assistance. Please indicate whether or not you receive one or more of the above listed benefits.

- Yes I receive one or more of the above listed benefits.
 No I do not receive any of the above listed benefits

2. **Household Members:** In my household there are 1 adults (over 18) and 0 children (under 18) for a total of 1 people.

3. **Income** includes employment (include tips/overtime), unemployment, retirement, pension, social security, child support. Please list all income for household member: *(all numbers should be after taxes are taken out):*

For each adult in the home, list net monthly income *(after taxes):*

My total income	\$ 0
Household Adult #1 total income	\$ 0
Household Adult #2 total income	\$ 0
Household Adult #3 total income	\$ 0
Household Adult #4 total income	\$ 0
Household Adult #5 total income	\$ 0
HOUSEHOLD TOTAL	\$ 0

4. My basic monthly expense include: Fill out the chart below.

Rent / Mortgage	\$ 0
Utilities (electric, gas, water, phone, other utilities)	\$ 0
Food	\$ 0
Child care	\$ 0
Medical expenses (health insurance, co-pays, out of pocket expenses)	\$ 0
Transportation (bus fare, car, gas, insurance)	\$ 0
Other:	\$ 0
TOTAL	\$ 0

5. Other Compelling Reason. Explain why you cannot pay the filing fee.

I have been wrongfully convicted since December 8, 2021, as the false arrest of my person on July 14, 2021 has resulted in the extensive incarceration @ NDOC ^{see} A-22-853203-W

I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

DATED (month) November (day) 29, 2022.

Submitted By: (Signature) Matthew Travis Houston

Printed Name: Matthew Travis Houston

FOR COURT USE ONLY

Upon consideration of the movant's Application to Proceed in Forma Pauperis, and good cause appearing therefore,

The Application to Proceed in Forma Pauperis is **GRANTED**. The applicant shall be permitted to proceed with fees and costs waived in this action as permitted by NRS 12.015.

The Application to Proceed in Forma Pauperis is **DENIED** for the following reasons:

The applicant is not indigent within the meaning of NRS 12.015

The application was incomplete or not legible.

Date

Justice of the Peace/Clerk of Court

REV. MATTHEW TIMMIS HUNSTEN, CHFD
No 1210652
PO Box 650
Indian Springs, NV
89070-0650

3702

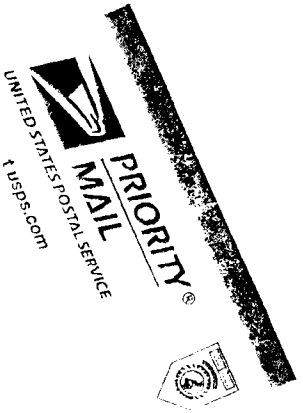


LAW CLERKS,
ATTORNEY DEPARTMENT 17 and 29,
EIGHTH JUDICIAL DISTRICT COURT
200 LEWIS AVE.
LAS VEGAS, NV 89155

1 0652
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#METUG

ABA No 04662784



CERTIFICATE OF MAILING

The undersigned does hereby certify that on the 19 day of March, 2023, a true and correct copy of the foregoing by placing a copy of same in the U.S. Mail addressed as follows:

[REDACTED]
Eighth Judicial District Court
Clerk of the Court
200 Lewis Avenue
Las Vegas, NV 89155

[REDACTED] Pro Se
H.D.S.P.
P.O. Box 650 # 1210652
Indian Springs, NV 89018
American Bar Association
Member No. 04662784

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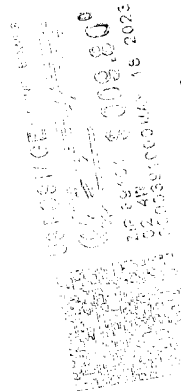
REV. MATTHEW TRAVIS HOUSTON, CHFD

NDOC No. 1210652

PO Box 65c

Indian Springs, NV 89070-065c

BS# 2641465



0102

PO Box 551601

→ CHAMBERS OF THE HON. NADIA KRALL
EIGHTH JUDICIAL DISTRICT COURT

Fwd. Department No. 4 Law Clerk

→ Fwp. Department No. 17 Law Clerk

200 Lewis Avenue
Las Vegas, NV

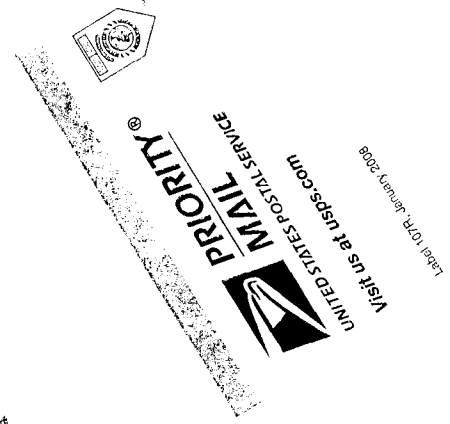
89155-1601

Case No. A-22-853203-W and

Case No. A-22-858580-C

METRO

ABA No. 64662784



IN THE SUPREME COURT OF THE STATE OF NEVADA

MATTHEW TRAVIS HOUSTON,
Appellant,
vs.
DANIEL SCHWARTZ,
Respondent.

Supreme Court No. 86600
District Court Case No. A858580

FILED

JUL - 5 2023

Elizabeth A. Brown
CLERK OF COURT

CLERK'S CERTIFICATE

STATE OF NEVADA, ss.

I, Elizabeth A. Brown, the duly appointed and qualified Clerk of the Supreme Court of the State of Nevada, do hereby certify that the following is a full, true and correct copy of the Judgment in this matter.

JUDGMENT

The court being fully advised in the premises and the law, it is now ordered, adjudged and decreed, as follows:

“ORDER this appeal DISMISSED.”

Judgment, as quoted above, entered this 5th day of June, 2023.

IN WITNESS WHEREOF, I have subscribed my name and affixed the seal of the Supreme Court at my Office in Carson City, Nevada this June 30, 2023.

Elizabeth A. Brown, Supreme Court Clerk

By: Elyse Hooper
Administrative Assistant

A-22-858580-C
CCJD
NV Supreme Court Clerks Certificate/Judg
5037893



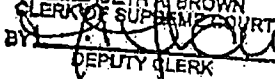
IN THE SUPREME COURT OF THE STATE OF NEVADA

MATTHEW TRAVIS HOUSTON,
Appellant,
vs.
DANIEL SCHWARTZ,
Respondent.

No. 86600

FILED

JUN 05 2023

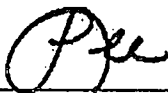
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DISMISSING APPEAL

This appeal was docketed in this court on May 19, 2023. The notice of appeal states that appellant "appeals to the United States Court of Appeals for the Ninth Circuit." Therefore, it appears that the notice of appeal was not intended to be filed in this court. To the extent appellant intended to appeal to this court, we conclude we lack jurisdiction because the notice of appeal does not identify an appealable determination. See NRAP 3A(b) (identifying appealable determinations). Accordingly, we ORDER this appeal DISMISSED.



_____, J.
Herndon



_____, J.
Lee



_____, J.
Parraguirre

cc: Hon. Nadia Krall, District Judge
Matthew Travis Houston
Lewis Brisbois Bisgaard & Smith, LLP/Las Vegas - Sahara Ave.
Eighth District Court Clerk

IN THE SUPREME COURT OF THE STATE OF NEVADA

MATTHEW TRAVIS HOUSTON,
Appellant,
vs.
DANIEL SCHWARTZ,
Respondent.

Supreme Court No. 86600
District Court Case No. A858580

REMITTITUR

TO: Steven D. Grierson, Eighth District Court Clerk

Pursuant to the rules of this court, enclosed are the following:

Certified copy of Judgment and Opinion/Order.
Receipt for Remittitur.

DATE: June 30, 2023

Elizabeth A. Brown, Clerk of Court

By: Elyse Hooper
Administrative Assistant

cc (without enclosures):

Hon. Nadia Krall, District Judge
Matthew Travis Houston
Lewis Brisbois Bisgaard & Smith, LLP/Las Vegas - Sahara Ave. \ Daniel L.
Schwartz

RECEIPT FOR REMITTITUR

Received of Elizabeth A. Brown, Clerk of the Supreme Court of the State of Nevada, the
REMITTITUR issued in the above-entitled cause, on JUL - 5 2023.

HEATHER UNGERMANN

Deputy District Court Clerk

RECEIVED
APPEALS
JUL - 5 2023

CLERK OF THE COURT

Andrew S. Lemin
CLERK OF THE COURT

1 OPI
2 REV. MATTHEW TRAVIS HOUSTON, CHFD
3 Plaintiff / In Propria Personam
4 Post Office Box 650 [HDSP]
5 Indian Springs, Nevada 89018
6 ABA No. 04662784

7
8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 MATTHEW TRAVIS HOUSTON,
11 Plaintiff,
12
13 vs.
14 DANIEL L. SCHWARTZ,
15 CALVIN JOHNSON ET AL
16 Defendant(s).

Case No. A-22-858580-C
Dept. No. 4
Case No. A-22-853203-W
Dept No. 17
[REDACTED]

17 EMERGENCY MOTION FOR AN ORDER TO DETERMINE THE RELATIONSHIP, IF
18 ANY, BETWEEN THE HON. JENNIFER SCHWARTZ, DANIEL L. SCHWARTZ, AND
19 KAREN SCHWARTZ AKA BENEXAS **NOTICE OF MOTION**
20 "HEARING REQUESTED"

21 YOU WILL PLEASE TAKE NOTICE, that the wrongfully convicted Plaintiff,
22 (SEE EJDc C-21-357927-1) Matthew Travis Houston

23 will come on for hearing before the above-entitled Court on the ___ day of _____, 20___
24 at the hour of ___ o'clock ___ M. In Department ___, of said Court.

25 CC:FILE

26 DATED: this 21 day of May, 2023.

27 BY: *Matthew Travis Houston*
28 REV-MATTHEW TRAVIS HOUSTON #1210652
Plaintiff /In Propria Personam

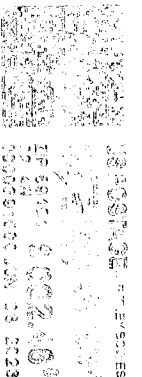
CLERK OF THE COURT

REV. MATTHEW TRAVIS HOUSTON, CHFD
NDOC No. 1210652
HDSP
Pc Box 650
Indian Springs, NV 89070-0650

PO BOX 551601
EIGHTH JUDICIAL DISTRICT COURT
CHAMBERS OF THE HON. DANIELLE CHIO
Attn: Law Clerk of Department No. 7
AND
CHAMBERS OF THE HON. NANCY ALLEN
Attn: Law Clerk of Department No. 217
200 Lewis Avenue
Las Vegas, NV
89155-1601

3762

Case No. A-23-865442-C
AND A-23-862155-C
HEMETO
ABA No. 04663784



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**DISTRICT COURT
CLARK COUNTY, NEVADA**

Electronically Filed
7/6/2023 4:04 PM
Steven D. Grierson
CLERK OF THE COURT



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

Case No.: A-22-858580-C
Department 4

NOTICE OF HEARING

Please be advised that the 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 in the above-entitled matter is set for hearing as follows:

Date: August 15, 2023
Time: 9:00 AM
Location: RJC Courtroom 03C
Regional Justice Center
200 Lewis Ave.
Las Vegas, NV 89101

NOTE: Under NEFCR 9(d), if a party is not receiving electronic service through the Eighth Judicial District Court Electronic Filing System, the movant requesting a hearing must serve this notice on the party by traditional means.

STEVEN D. GRIERSON, CEO/Clerk of the Court

By: /s/ Michelle McCarthy
Deputy Clerk of the Court

CERTIFICATE OF SERVICE

I hereby certify that pursuant to Rule 9(b) of the Nevada Electronic Filing and Conversion Rules a copy of this Notice of Hearing was electronically served to all registered users on this case in the Eighth Judicial District Court Electronic Filing System.

By: /s/ Michelle McCarthy
Deputy Clerk of the Court



1 **ATEAR**
Nevada Bar No. 05125
2 **LEWIS BRISBOIS BISGAARD & SMITH LLP**
2300 W. Sahara Ave., Ste. 900, Box 28
3 Las Vegas, NV 89102
Tel.: (702) 830-9042
4 Fax: (702) 366-9563
E-Mail: Daniel.Schwartz@lewisbrisbois.com
5 *Attorney for Defendant*
DANIEL SCHWARTZ

6
7
8 **DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**

10
11 **MATTHEW TRAVIS HOUSTON,**
12 **Plaintiff,**
13 **vs.**
14 **DANIEL SCHWARTZ, ESQ., an individual,**
15 **Defendant.**

CASE NO.: A-22-858580-C
DEPT. NO.: IV
Hearing Date: July 11, 2023
Hearing Time: 9:00 a.m.

16
17
18 **DEFENDANT'S NOTICE OF INTENT TO APPEAR BY**
SIMULTANEOUS AUDIOVISUAL TRANSMISSION EQUIPMENT

19 Defendant, DANIEL SCHWARTZ, ESQ., by and through its counsel of record, LEWIS
20 BRISBOIS BISGAARD & SMITH LLP, submits this Notice of Intent to Appear by Simultaneous
21 Audiovisual Transmission Equipment for the hearing currently scheduled for July 11, 2023, at 9:00
22 a.m.

23 For the purpose of this appearance, Daniel L. Schwartz, Esq., can be reached at the
24 following: direct telephone number (702) 583-6001 and e-mail address at
25 Daniel.Schwartz@lewisbrisbois.com.

26 ///

27 ///

28 ///

1 I understand that it is my responsibility to ensure I can be reached at this telephone number
2 on the date and time of the hearing.

3 I understand that due to the unpredictable nature of court proceedings, the hearing may be
4 called at a time other than the scheduled time. Further, I understand that my failure to be available
5 at the above telephone number will constitute a nonappearance.

6 DATED this 7th day of July, 2023.

7
8 Respectfully submitted,

9 LEWIS BRISBOIS BISGAARD & SMITH LLP

10
11 By: /s/ Daniel L. Schwartz
12 DANIEL L. SCHWARTZ, ESQ.
13 Nevada Bar No. 005125
14 LEWIS BRISBOIS BISGAARD & SMITH LLP
15 2300 W. Sahara Ave., Ste. 900, Box 28
16 Las Vegas, NV 89102
17 Attorneys for Defendant
18
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CERTIFICATE OF MAILING

Pursuant to Nevada Rules of Civil Procedure 5(b), I hereby certify that, on the 7th day

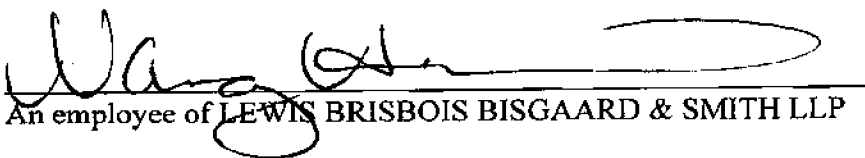
of July, 2023, service of the **DEFENDANT'S NOTICE OF INTENT TO APPEAR BY SIMULTANEOUS AUDIOVISUAL TRANSMISSION EQUIPMENT** was made this date by electronic service through Odyssey or by depositing a true copy of the same for mailing, first class mail, at Las Vegas, Nevada, addressed follows:

MATTHEW TRAVIS HOUSTON
P.O. BOX 0650
INDIAN SPRINGS, NV 89070-0650

LINA SAKALAUSKAS, ESQ.
NEVADA ATTORNEY FOR INJURED WORKERS
2200 S. RANCHO DR., STE. 230
LAS VEGAS, NV 89102

ENCORE EVENT TECHNOLOGIES
ATTN.: RISK MANAGEMENT
8850 W. SUNSET RD., 3RD FLR.
LAS VEGAS, NV 89148

SEDGWICK CMS
ATTN.: DIANE FERRANTE
P.O. BOX 14483
LEXINGTON, KY 40512


An employee of LEWIS BRISBOIS BISGAARD & SMITH LLP

1 **ORDR**
2 DANIEL L. SCHWARTZ, ESQ.
3 Nevada Bar No. 005125
4 **LEWIS BRISBOIS BISGAARD & SMITH LLP**
5 2300 W. Sahara Ave., Ste. 900, Box 28
6 Las Vegas, NV 89102
7 Tel.: (702) 830-9042
8 Fax: (702) 366-9563
9 E-Mail: Daniel.Schwartz@lewisbrisbois.com
10 *Attorney for Defendant*
11 **DANIEL SCHWARTZ**

8 **DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**

11 MATTHEW TRAVIS HOUSTON,

12 Plaintiff,

13 vs.

14 DANIEL SCHWARTZ, ESQ., an individual,

15 Defendant.

CASE NO.: A-22-858580-C
DEPT. NO.: IV

**ORDER GRANTING DEFENDANT
DANIEL SCHWARTZ'S MOTION TO
DISMISS MATTHEW HOUSTON'S
COMPLAINT**

Hearing Date: July 11, 2023
Hearing Time: 9:00 a.m.

18 PLEASE TAKE NOTICE that Defendant Daniel Schwartz's Motion to Dismiss
19 Plaintiff Matthew Travis Houston's Complaint With Prejudice came on for hearing on July
20 11, 2023. Josh Cole Aicklen, Esq. of Lewis Brisbois, Bisgaard & Smith LLP appeared on
21 behalf of Defendant Daniel Schwartz ("Defendant" or "Schwartz"). Matthew Travis Houston
22 ("Plaintiff" or "Houston") appeared in proper via audio visual call. The matter was heard by
23 the Honorable Nadia Krall.

24 After due consideration of the Motion to Dismiss, Plaintiff's Opposition, and following
25 oral argument thereon, the Court ruled as follows:

26 Plaintiff's Complaint has failed to allege a claim for relief against Defendant Daniel
27 Schwartz. In the allegations of the Complaint, Mr. Houston alleges that Schwartz was the
28 attorney for Sedgwick, who was the adjuster for Mr. Houston's workers compensation

1 claim. As a consequence, attorney Schwartz was adverse to Mr. Houston and owed him
2 no duties under Nevada law. Further, any amendment to the complaint would be futile as
3 Mr. Houston could not allege any duty that attorney Schwartz owed to Houston.

4 As a consequence, the court GRANTS the Motion to Dismiss With Prejudice and
5 vacates all pending hearing dates in this matter as they are rendered moot.

6 IT IS SO ORDERED.

7 DATED this _____ day of _____, 2023.

8 Dated this 13th day of July, 2023

9 

10 _____
DISTRICT COURT JUDGE

11 96B AFC C22B 9B44
Nadia Krall
District Court Judge

12 Respectfully submitted,
13 LEWIS BRISBOIS BISGAARD & SMITH LLP

14 By: /s/ Daniel L. Schwartz
15 DANIEL L. SCHWARTZ, ESQ.
16 Nevada Bar No. 005125
17 LEWIS BRISBOIS BISGAARD & SMITH LLP
18 2300 W. Sahara Ave., Ste. 900, Box 28
19 Las Vegas, NV 89102
20 Attorneys for Defendant
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1 **CSERV**

2
3 **DISTRICT COURT**
4 **CLARK COUNTY, NEVADA**

5	
6 Matthew Houston, Plaintiff(s)	CASE NO: A-22-858580-C
7 vs.	DEPT. NO. Department 4
8 Daniel Schwartz, Defendant(s)	
9	

10 **AUTOMATED CERTIFICATE OF SERVICE**

11 This automated certificate of service was generated by the Eighth Judicial District
12 Court. The foregoing Order was served via the court's electronic eFile system to all
13 recipients registered for e-Service on the above entitled case as listed below:

14 **Service Date: 7/13/2023**

15 Daniel Schwartz	daniel.schwartz@lewisbrisbois.com
16 Adrina Harris	Adrina.Harris@lewisbrisbois.com
17 Nancy Alarcon	nancy.alarcon@lewisbrisbois.com
18 Josh Aicklen	josh.aicklen@lewisbrisbois.com
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1 NEOJ
2 DANIEL L. SCHWARTZ, ESQ.
3 Nevada Bar No. 05125
4 LEWIS BRISBOIS BISGAARD & SMITH LLP
5 2300 W. Sahara Avenue, Ste. 900, Box 28
6 Las Vegas, NV 89102
7 (702) 830-9042
8 Fax: (702) 366-9563
9 E-Mail: Daniel.Schwartz@lewisbrisbois.com
10 *Attorney for Defendant*
11 DANIEL SCHWARTZ

7 DISTRICT COURT
8 CLARK COUNTY, NEVADA

9 MATTHEW TRAVIS HOUSTON,
10 Plaintiff,
11 vs.
12 DANIEL SCHWARTZ, ESQ., an individual,
13 Defendant.

CASE NO. A-22-858580-C
DEPT. NO.: 4

NOTICE OF ENTRY OF ORDER

14
15 PLEASE TAKE NOTICE that the Court has hereby granted and entered an Order in
16 the above matter on July 13, 2023. A copy is attached hereto as Exhibit One.

17 DATED this 13th day of July, 2023.

18 LEWIS BRISBOIS BISGAARD & SMITH LLP

19
20 By /s/ Daniel L. Schwartz
21 DANIEL L. SCHWARTZ, ESQ.
22 Nevada Bar No. 05125
23 LEWIS BRISBOIS BISGAARD & SMITH LLP
24 2300 W. Sahara Avenue, Ste. 900, Box 28
25 Las Vegas, NV 89102
26 *Attorney for Defendant*
27 DANIEL SCHWARTZ, ESQ.
28

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CERTIFICATE OF MAILING

Pursuant to Nevada Rules of Civil Procedure 5(b), I hereby certify that service of the foregoing NOTICE OF ENTRY OF ORDER was made on July 13, 2023, by depositing a true and correct copy of the same for mailing, postage prepaid thereon, in an envelope to the following:

LINA SAKALAUSKAS, ESQ.
NEVADA ATTORNEY FOR INJURED WORKERS
2200 S. RANCHO DRIVE, STE. 230
LAS VEGAS, NV 89102

MATTHEW TRAVIS HOUSTON
P.O. BOX 0650
INDIAN SPRINGS, NV 89070-0650

ENCORE EVENT TECHNOLOGIES
ATTN: RISK MANAGEMENT
8850 W. SUNSET ROAD, 3RD FLOOR
LAS VEGAS, NV 89148

SEDGWICK CMS
ATTN.: DIANE FERRANTE
P.O. BOX 14483
LEXINGTON, KY 40512

/s/ Adrina Harris
An employee of
LEWIS BRISBOIS BISGAARD & SMITH LLP

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EXHIBIT ONE

EXHIBIT ONE

1 **ORDR**
DANIEL L. SCHWARTZ, ESQ.
2 Nevada Bar No. 005125
3 **LEWIS BRISBOIS BISGAARD & SMITH LLP**
2300 W. Sahara Ave., Ste. 900, Box 28
4 Las Vegas, NV 89102
Tel.: (702) 830-9042
5 Fax: (702) 366-9563
E-Mail: Daniel.Schwartz@lewisbrisbois.com
6 *Attorney for Defendant*
DANIEL SCHWARTZ

7
8 **DISTRICT COURT**
9 **CLARK COUNTY, NEVADA**
10

11 MATTHEW TRAVIS HOUSTON,
12 **Plaintiff,**
13 **vs.**
14 DANIEL SCHWARTZ, ESQ., an individual,
15 **Defendant.**
16
17

CASE NO.: A-22-858580-C
DEPT. NO.: IV

**ORDER GRANTING DEFENDANT
DANIEL SCHWARTZ'S MOTION TO
DISMISS MATTHEW HOUSTON'S
COMPLAINT**

Hearing Date: July 11, 2023
Hearing Time: 9:00 a.m.

18 PLEASE TAKE NOTICE that Defendant Daniel Schwartz's Motion to Dismiss
19 Plaintiff Matthew Travis Houston's Complaint With Prejudice came on for hearing on July
20 11, 2023. Josh Cole Aicklen, Esq. of Lewis Brisbois, Bisgaard & Smith LLP appeared on
21 behalf of Defendant Daniel Schwartz ("Defendant" or "Schwartz"). Matthew Travis Houston
22 ("Plaintiff" or "Houston") appeared in proper via audio visual call. The matter was heard by
23 the Honorable Nadia Krall.

24 After due consideration of the Motion to Dismiss, Plaintiff's Opposition, and following
25 oral argument thereon, the Court ruled as follows:

26 Plaintiff's Complaint has failed to allege a claim for relief against Defendant Daniel
27 Schwartz. In the allegations of the Complaint, Mr. Houston alleges that Schwartz was the
28 attorney for Sedgwick, who was the adjuster for Mr. Houston's workers compensation

1 claim. As a consequence, attorney Schwartz was adverse to Mr. Houston and owed him
2 no duties under Nevada law. Further, any amendment to the complaint would be futile as
3 Mr. Houston could not allege any duty that attorney Schwartz owed to Houston.

4 As a consequence, the court GRANTS the Motion to Dismiss With Prejudice and
5 vacates all pending hearing dates in this matter as they are rendered moot.

6 IT IS SO ORDERED.

7 DATED this ____ day of _____, 2023.

8
9 Dated this 13th day of July, 2023

10 

DISTRICT COURT JUDGE

11 96B AFC C22B 9B44
Nadia Krall
District Court Judge

12 Respectfully submitted,

13 LEWIS BRISBOIS BISGAARD & SMITH LLP

14 By: /s/ Daniel L. Schwartz
15 DANIEL L. SCHWARTZ, ESQ.
Nevada Bar No. 005125
16 LEWIS BRISBOIS BISGAARD & SMITH LLP
2300 W. Sahara Ave., Ste. 900, Box 28
17 Las Vegas, NV 89102
18 Attorneys for Defendant

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CSERV

DISTRICT COURT
CLARK COUNTY, NEVADA

Matthew Houston, Plaintiff(s)	CASE NO: A-22-858580-C
vs.	DEPT. NO. Department 4
Daniel Schwartz, Defendant(s)	

AUTOMATED CERTIFICATE OF SERVICE

This automated certificate of service was generated by the Eighth Judicial District Court. The foregoing Order was served via the court's electronic eFile system to all recipients registered for e-Service on the above entitled case as listed below:

Service Date: 7/13/2023

- | | |
|-----------------|-----------------------------------|
| Daniel Schwartz | daniel.schwartz@lewisbrisbois.com |
| Adrina Harris | Adrina.Harris@lewisbrisbois.com |
| Nancy Alarcon | nancy.alarcon@lewisbrisbois.com |
| Josh Aicklen | josh.aicklen@lewisbrisbois.com |

Steven D. Grierson

1 NOTC

2 Plaintiff, In Proper Person
3 P.O. Box 650 H.D.S.P. NOOC No. 1210652
4 Indian Springs, Nevada 89018
5 MATTHEW TRAVIS HOUSTON
6 ABA No. 04662784

7 EIGHTH JUDICIAL DISTRICT COURT
8 CLARK COUNTY NEVADA

9 MATTHEW TRAVIS HOUSTON,
10 Plaintiff,

Case No. A-22-858580-C
Dept. No. 4

11 DANIEL L. SCHWARTZ ETAL,
12 Defendant(s),

13
14 NOTICE OF APPEAL

15 Notice is hereby given that the Plaintiff, Matthew
16 Travis Houston, by and through himself in proper person, does now appeal
17 to the Supreme Court of the State of Nevada, the decision of the District
18 Court from July 11th, 2023.

19
20
21 Dated this date, July 11s 2023.

22 Respectfully Submitted,

23 *Matthew Travis Houston*
24 REV. MATTHEW TRAVIS HOUSTON
25 In Proper Person
26 American Bar Association
27 Member ID No. 04662784

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REV. MATTHEW TRAVIS HOUSTON, CHFD

NOCC N° 1340652

HOSP

Po Box 650

Indian Springs, NY

89070-0650

RECEIVED

JUL 17 2023

CLERK OF THE COURT

Po Box 551601 - ESTD

Attn: H. Ungermann

FWR. CHAMBERS OF THE HON. NANCY ALLE (Dept. # 22)

Law Clerk of Dept. # 19

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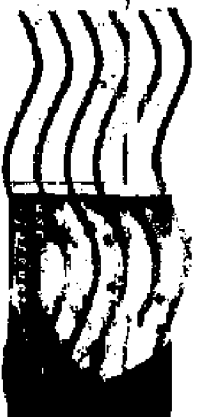
CHAMBERS OF THE HON. DANIELLE CHIO

206 Lewis Avenue

Las Vegas, NV

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LAS VEGAS NV 890

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Case No. 15 A-22-862155-C
C-17+323614-1, A-23-865412-C,
A-22-859817-C and A-22-858580-C.

American Bar Association Member
ID No. 04662784



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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,

Case No: A-22-858580-C

11

Plaintiff(s),

Dept No: IV

12

vs.

13

DANIEL SCHWARTZ, ESQ.,

14

Defendant(s),

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16

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CASE APPEAL STATEMENT

18

1. Appellant(s): Matthew Travis Houston

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2. Judge: Nadia Krall

20

21

3. Appellant(s): Matthew Travis Houston

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Counsel:

23

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

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25

4. Respondent (s): Daniel Schwartz, Esq.

26

Counsel:

27

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

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- 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: Misc. Order
15
16 11. Previous Appeal: Yes
Supreme Court Docket Number(s): 86600
17
18 12. Child Custody or Visitation: N/A
19
20 13. Possibility of Settlement: Unknown

Dated This 18 day of July 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

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Legal Malpractice

COURT MINUTES

January 10, 2023

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

January 10, 2023 3:00 AM Minute Order

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

COURT CLERK: Pharan Burchfield

RECORDER:

REPORTER:

**PARTIES
PRESENT:**

JOURNAL ENTRIES

- 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 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

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Legal Malpractice

COURT MINUTES

March 28, 2023

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

March 28, 2023 9:00 AM All Pending Motions

HEARD BY: Krall, Nadia

COURTROOM: RJC Courtroom 03C

COURT CLERK: Pharan Burchfield

RECORDER: Melissa Burgener

REPORTER:

PARTIES

PRESENT:	Schwartz, Daniel	Defendant
	Schwartz, Daniel L	Attorney

JOURNAL ENTRIES

- 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.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Legal Malpractice

COURT MINUTES

May 12, 2023

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

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.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Legal Malpractice

COURT MINUTES

July 11, 2023

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

July 11, 2023 9:00 AM All Pending Motions

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

COURT CLERK: Pharan Burchfield

RECORDER: Melissa Burgener

REPORTER:

PARTIES

PRESENT: Aicklen, Josh C. Attorney
Houston, Matthew Plaintiff

JOURNAL ENTRIES

- 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.

Certification of Copy and Transmittal of Record

State of Nevada }
County of Clark } SS:

Pursuant to the Supreme Court order dated July 28, 2023, I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, do hereby certify that the foregoing is a true, full and correct copy of the complete trial court record for the case referenced below. The record comprises three volumes with pages numbered 1 through 665.

MATTHEW TRAVIS HOUSTON,

Plaintiff(s),

vs.

DANIEL SCHWARTZ, ESQ.,

Defendant(s),

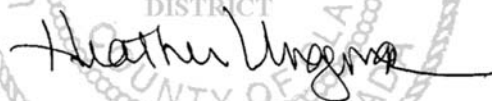
Case No: A-22-858580-C

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 31 day of July 2023.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

