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MICHAEL V. CRISTALLI, ESQ.  
Nevada Bar No. 006266  
CRISTALLI & SAGGESE, LTD.  
732 South Sixth Street, #100  
Las Vegas, Nevada 98101  
(702) 386-2180

Attorney for Appellant

IN THE SUPREME COURT OF THE STATE OF NEVADA

ERICK M. BROWN,

Appellant,

V

THE STATE OF NEVADA,

Respondent.

NO.:

FILED

47856

NOV 21 2006

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

**NOTICE OF FILING OF EX PARTE MOTION FOR REQUEST OF ROUGH DRAFT  
TRANSCRIPTS WITH THE DISTRICT COURT OF CLARK COUNTY, NEVADA**

COMES NOW, Appellant, ERICK M. BROWN, by and through his counsel, MICHAEL  
V. CRISTALLI, ESQUIRE of CRISTALLI & SAGGESE, LTD., and hereby files this Notice of  
Filing of Ex Parte Motion for Request of Rough Draft Transcripts as attached hereto.

DATED this 14<sup>th</sup> day of November, 2006.

Respectfully submitted by

*[Signature]*  
MICHAEL V. CRISTALLI, ESQ.  
Nevada Bar No. 006266  
CRISTALLI & SAGGESE, LTD.  
732 South 6<sup>th</sup> Street, #100  
Las Vegas, Nevada 89101  
(702) 386-2180

Attorney for Defendant/Appellant

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NOV 20 2006

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
DEPUTY CLERK

06-23831

1 MICHAEL V. CRISTALLI, ESQ.  
2 Nevada Bar No. 006266  
3 CRISTALLI & SAGGESE, LTD.  
4 732 So. Sixth Street, Suite 100  
5 Las Vegas, Nevada 89101  
6 (702) 386-2180

7 Attorneys for Defendant

FILED

Nov 13 3 54 PM '06

*Lindley B. Rungius*  
CLERK

DISTRICT COURT

CLARK COUNTY, NEVADA

10 STATE OF NEVADA, )

Case No.: C189658

11 Plaintiff, )

Dept.: XIV

12 vs. )

Supreme Court No. 47856

13 ERICK M. BROWN, )

14 Defendant. )

16 **EX PARTE MOTION FOR REQUEST OF ROUGH DRAFT TRANSCRIPTS**

17 TO: Joseph A. D'Amato, Court Reporter  
18 District Court, Department XIV

19 ERICK M. BROWN, Defendant named above, requests a preparation of rough draft  
20 transcript of certain portions of the proceedings before the District Court, as follows:  
21

22 **Dates or dates of proceedings:** 06/26/06, 06/27/06, 06/28/06, 06/29/06 & 06/30/06.

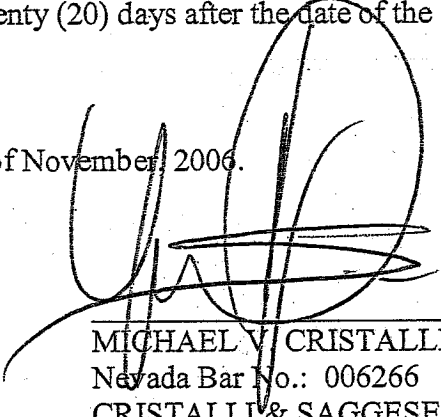
23 This Motion requests a transcript of only those portions of the District Court proceedings  
24 which counsel reasonably ad in good faith believes are necessary to determine whether appellate  
25 issues are present. Voir dire examination of jurors, opening statements and closing arguments of  
26 trial counsel and the reading of jury instructions shall not be transcribed unless specifically  
27 requested above.  
28

1 I recognize that I must personally serve a copy of this form on the above-named court  
2 reporter and opposing counsel.

3 That the above-named court reporter shall have twenty (20) days from the date of service  
4 of this document to prepare an original plus three copies at State expense and file with the  
5 District Court Clerk the original rough draft transcript(s) requested herein.  
6

7 Further, pursuant to NRAP 3C(d) (3) (iii), the court reporter shall also deliver copies  
8 of the rough draft transcript to the Supreme Court Clerk, to appellant's counsel and  
9 respondent counsel no more than twenty (20) days after the date of the appellant's request.  
10

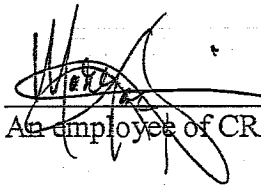
11  
12 DATED this 13<sup>th</sup> day of November, 2006.

13  
14  
15   
16 MICHAEL V. CRISTALLI, ESQ.  
17 Nevada Bar No.: 006266  
18 CRISTALLI & SAGGESE, LTD  
19 732 S. Sixth Street, Suite 100  
20 Las Vegas, Nevada 89101  
21 (702) 386-2180  
22  
23  
24  
25  
26  
27  
28

1 CERTIFICATE OF SERVICE

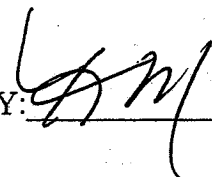
2 I hereby certify that on the 13<sup>th</sup> day of November, 2006, I served a true and correct  
3 copy of the foregoing Request for Rough Draft Transcripts on:  
4

5  
6 Joe D'Amato, Court Reporter  
7 District Court, Department No. XIV  
8 200 Lewis Avenue  
9 Las Vegas, NV 89101  
10

11   
12 An employee of CRISTALLI & SAGGESE, LTD.  
13  
14  
15  
16  
17  
18

19 RECEIPT OF COPY of the foregoing Request for Rough Draft Transcript is hereby  
20 acknowledged this 13 day of November, 2006.  
21

22 DAVID ROGER  
23 CLARK COUNTY DISTRICT ATTORNEY  
24

25 BY:   
26  
27  
28

**SUPREME COURT OF THE STATE OF NEVADA  
OFFICE OF THE CLERK**

ERICK M. BROWN,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

**Supreme Court No. 47856**

District Court Case No. C189658

**NOTICE TO PROVIDE PROOF OF SERVICE**

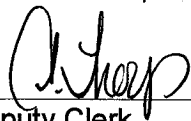
TO: Cristalli & Saggese, Ltd. and Michael V. Cristalli

This court has received a document entitled, "Notice of Filing of Ex Parte Motion for Request of Rough Draft Transcripts with the District Court of Clark County, Nevada. " which was not accompanied by proof of service on all parties to this action. NRAP 25(d) requires that "papers presented for filing shall contain an acknowledgement of service by the person served or proof of service in the form of a statement of the date and manner of service of the names of the persons served, and of the addresses to which the papers were mailed or at which they were delivered, certified by the person who made service." Further, "the court will not take any action on any such papers . . . until an acknowledgement or proof of service is filed."

Please provide this court with the required proof of service within 10 days of the date of this notice. Include the caption and case number on the proof of service.

DATE: November 21, 2006

Janette M. Bloom, Clerk of Court

By:   
Deputy Clerk

cc: Attorney General George Chanos/Carson City  
Clark County District Attorney David J. Roger