

IN THE SUPREME COURT OF THE STATE OF NEVADA

FREDYS A. MARTINEZ A/K/A FREDDY  
MARTINEZ,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

No. 49608

**FILED**

NOV 20 2007

JANETTE M. BLOOM  
CLERK OF SUPREME COURT

BY S. Young  
DEPUTY CLERK

ORDER REGARDING TRANSCRIPTS

On July 12, 2007, appellant filed a transcript request form requesting numerous court reporters to produce transcripts. All requested transcripts were due to be filed by August 13, 2007. See NRAP 9(b) and 26(a).<sup>1</sup>

Court recorder Renee Vincent has now filed a notice indicating that she has served counsel for both parties to this appeal with file-stamped copies of the transcripts requested from her.

It appears that by filing such a notice, Ms. Vincent was attempting to comply with the recently-amended NRAP 9(b), which now requires court reporters to file a certificate acknowledging delivery of completed transcripts rather than filing copies of the transcripts in this court. See In the Matter of Amendments to the Nevada Rules of Appellate Procedure, ADKT 381 (amending appellate rules so that copies of necessary transcripts are included in the parties' appendices rather than being filed separately in the Supreme Court by court reporters and recorders). The recent amendments do not apply to this appeal, as it was docketed in this court on June 12, 2007, and the recent amendments apply

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<sup>1</sup> A copy of the transcript request form is attached to this order.

only to appeals docketed on or after July 1, 2007. However, in the interest of judicial efficiency, we elect to apply the amended version of NRAP 9(b) to the transcripts listed in Ms. Vincent's notice. Appellant shall include copies of the November 30, 2006, April 11, 2007, April 12, 2007, and May 24, 2007, transcripts in the appendix to the opening brief, and Ms. Vincent is not obligated to file copies of the transcripts in this court.

To date, court reporter Bill Nelson has not filed the requested transcript of proceedings held on February 8, 2007, nor has court reporter Lee Bahr filed the requested transcript of proceedings held on April 5, 2007. In the interest of judicial efficiency, we elect to also apply the amended version of NRAP 9(b) to the transcripts requested from Mr. Nelson and Ms. Bahr. Mr. Nelson and Ms. Bahr shall have 20 days from the date of this order to prepare, file and deliver the requested transcripts in compliance with NRAP 9(b), as amended, and to file in this court a certificate of delivery of the transcripts. If more time is needed to complete the preparation of the transcripts, Mr. Nelson and Ms. Bahr shall within the same time period, file a motion requesting an extension of time and stating the reason for the extension. See NRAP 9(c). If the requested transcripts cannot be produced, Mr. Nelson and Ms. Bahr shall notify this court, in writing, of this fact. Appellant shall include copies of the transcripts in the appendix to the opening brief.

It is so ORDERED.

Mauger, C.J.

cc: Clark County Public Defender Philip J. Kohn  
Attorney General Catherine Cortez Masto/Carson City  
Clark County District Attorney David J. Roger  
Bill Nelson, Court Reporter  
Lee Bahr, Court Reporter  
Renee Vincent, Court Recorder

● ORIGINAL ●

IN THE SUPREME COURT OF THE STATE OF NEVADA

FREDDY A. MARTINEZ, ) No. 49608  
Appellant, ) District Court No. C226586X  
v. )  
THE STATE OF NEVADA, )  
Respondent. )

APPELLANT'S REQUEST FOR TRANSCRIPT OF PROCEEDINGS

TO: Kiara Schmidt  
Court Reporter, Department AA  
  
Renee Vincent,  
Court Reporter, Department VII  
  
Jackie Nelson,  
Court Reporter, Department XXIV  
  
Bill Nelson,  
Court Reporter, Department XXIV  
  
Lee Bahr,  
Court Reporter, Department XXIV

**FILED**

**JUL 12 2007**

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

Appellant requests preparation, at State expense, of a transcript of the proceedings before the District Court, as follows:

Judge or officer hearing the proceeding: Stewart Bell.

Date or dates of proceeding: 11/30/06, 01/25/07,  
01/30/07, 02/08/07, 04/05/07, 04/11/07, 04/12/07,

Portions of the transcript requested: 11/30/06,  
05/24/07 (Renee Vincent) - Any and all proceedings, all transcripts to include word index; 01/25/07, 01/30/07 (Jackie Nelson) - Any and all proceedings, all transcripts to include word index; 02/08/07 (Bill Nelson) - Any and all proceedings, all transcripts to include word index; 04/05/07 (Lee Bahr) - Any and all proceedings, all transcripts to include word index; 04/11/07,

RECEIVED

JUL 12 2007

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
DEPUTY CLERK

07-15165

1 04/12/07 (Renee Vincent) - Trial transcripts - All transcripts,  
2 include word index - Any and all proceedings, opening statements,  
3 testimony, matters heard outside the presence of the jury,  
4 settling of instructions, closing arguments and verdict.

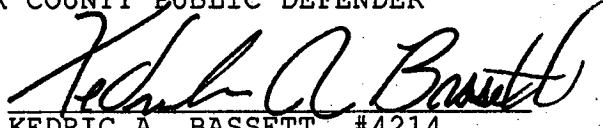
5 Number of copies required: Three.

6 I hereby certify that on this date I ordered this  
7 transcript from the court reporter named above. I further certify  
8 that Appellant is indigent and exempt from paying the required  
9 deposit.

10 EXECUTED on the 9th day of July, 2007.

11 PHILIP J. KOHN  
12 CLARK COUNTY PUBLIC DEFENDER

13 By:


  
14 KEDRIC A. BASSETT, #4214  
15 Deputy Public Defender  
16 309 S. Third Street, Ste. 226  
17 Las Vegas, Nevada 89155  
18 (702) 455-4685

17 **CERTIFICATE OF MAILING**

18 I hereby certify and affirm that I mailed a copy of the  
19 foregoing Appellant's Request for Transcript of Proceedings to the  
20 attorney of record listed below on this 9th day of July, 2007.

21 DAVID ROGER  
22 CLARK COUNTY DISTRICT ATTORNEY  
23 200 Lewis Avenue, 3<sup>rd</sup> Floor  
24 Las Vegas, NV 89155

25 BY

  
26 Employee, Clark County Public  
27 Defender's Office  
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