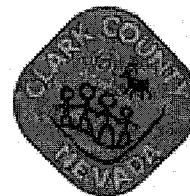




**CLARK COUNTY COURTS
EIGHTH JUDICIAL DISTRICT COURT
CLERK OF THE COURT**



REGIONAL JUSTICE CENTER
200 LEWIS AVENUE, 3RD FLOOR
LAS VEGAS, NEVADA 89155-1160
(702) 671-4554

Steven D. Grierson
Clerk of the Court

June 21, 2011

FILED

JUN 24 2011

Tracie Lindeman
Clerk of the Supreme Court
201 South Carson Street, Suite 201
Carson City, Nevada 89701-4702

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *R. Malone*
DEPUTY CLERK

RE: STATE OF NEVADA vs. FREDYS A. MARTINEZ aka FREDDY MARTINEZ
S.C. CASE: 58023
D.C. CASE: C226586

Dear Ms. Lindeman:

Pursuant to your Order Directing Transmission of Supplemental Record on Appeal, filed June 13, 2011, attached is a closed envelope containing the original Answer and Response filed May 24, 2010 in the above referenced case. This document is listed in the Record on Appeal index as page 527-549. It appears the defendant used some type of carbon paper to produce the very faint second page of this document. As noted on page 528 of the Record on Appeal, when scanning this document into our system, every effort was made to reproduce a legible copy. Unfortunately, we were unsuccessful. Hopefully, this original document will be more legible.

The second difficulty you referenced in the June 13, 2011 order was regarding the April 30, 2010 Petition for Writ of Habeas Corpus (Post-Conviction), listed as page 508-514. After examining the original document, it appears that the defendant did not include the page that would contain the questions 17, 18, and 19. What is clear on the original document is that the form this defendant used was page numbered. The page numbers on the original document have white-out over them and it appears the defendant intentionally omitted pages 4 and 5. Please advise if the original document would also be helpful for your review of this case. If you have any questions regarding this matter, please do not hesitate to contact me at (702) 671-0512.

Sincerely,
STEVEN D. GRIERSON, CLERK OF THE COURT

Heather Lofquist
Heather Lofquist, Deputy Clerk

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
DEPUTY CLERK

11-18945

90

FILED

MAY 24 2010

56

Fredy's Martinez
Respondent

CLERK OF COURT

ID No. 1003276

C 226586

State of Nevada
Defendant

Dept. 14.

In the 8th J.D.C. In And
the County of Clark

Answer and Responce, N.R.S. 34.360,
N.R.S. 34.830, and in good cause, See
Strickland standard, of review, the
right to a resonable trial defense, 406
US 668, 80 L ed 2d 674, 104 Sct 2052.
(1984), may not be overlooked, U.S.C.A.
Const Amend, 6th.

Motion for An Evidentiary
Hearing

Come's Now Judge, D. M. Mosley
should make the determination on
the merits, grounds, authorities in,
support of his pleading, Id, Geber's V.
State 50 P.3d 1096. (Nev. 2002), N.R.S.
34.770 (1) (2) (3).

28 U.S.C. 1746

[Signature]

5.17.2010

5.17.2010

RECEIVED
MAY 21 2010
CLERK OF THE COURT

To: The Heavy Court: 5.17.2010

From: Eddy A. Martinez #1003276

DATE: 3.15.2010

①

To my Lawyer: Mr. Kedric A. Bassett
Concerning my appeal at the Supreme Court.

I received the letter you had send me back
in January 26th 2010 in which you send
me all the papers concerning my case.

The last letter that I've received from you
before this one, was in 05-23-08. In the
course of this time, I've been sending
legal letters to you about my relation
with Bianca. And about all the errors
that they had made. Violating my rights.
And how the police Har. from Mesquite NV
had seised information that favored me
and how they had never called my witnesses
from Mesquite to take their statement.

And you Mr. Kedric have not answer
my letters, neither answer my phone calls
during the year 2009 in which I'm asking
you for information about my case in the
Supreme Court.

You Mr. Kedric have never answer me
even though it is your responsibility to
keep me informed. Because as you know
I don't speak English neither know how
to read. And I don't even know if my case
is closed or if it is still open. ~~And I don't know~~

DATE: 3.15.2010

Mr. Kedric: My Lawyer Ms. Kathleen M. H. had sended you a letter because you had never answer me any of my letters. In her letter Ms. Kathleen was asking you for copies of my direct appeal.

But you'd never sended any papers to her. ~~They/She had thinking~~ about process of appeal in my future courts.

Thanks Federal Courts.

~~Arvid Strömberg~~

To: The Heavy Court: 5.17.00

(2)

1.30.2010

Fredys A. Martinez #1003276

Esta carta va dirigida a la Jébis Cort.
por que el esta de Nevada.

me esta cobrando un secuestro con arma
mortal, empujarme grado, Robo con arma
mortal, y Pleito con arma mortal.
empujarme lugar.

La primera persona que llamo la policía de
Las Vegas, que fue a Jose, Kiro, Castillo, el
visigiera miro que cosa era la que llo llevaba
en mis manos, la segunda persona que dicen
que me secuestre hi ella sabe que llo tenia
en mis manos ella era mi ~~mi~~ mi mujer
por que tenia relaciones sexuales con ella por-
mas de dieciséis años ella dice que no sabe con que
letras que la piden para mi podria ser que se
lastimo por ir peleando con migo por que me que-
ria acer chocar que llo tubia un accidente y
asi poder me tomar todas mis bienes materiales
que llo tenia a nombre de ella la traia los dos
Catos Ford el del dos mil tres y el clasico
del mil 1.974. o del 78. y del oro y la plata
embestigen en las casas de empeño si el año
2006 ella empeño mi oro y tambien la tele con
el sistema que estabamos pagando en la agencia
Ray de las calles Bohansa, y, Ester todo esto ella
la planio por que ella Bianca M. H. sabia que llo iba
para mi tabajo a mes kite en Nevada gracias

ellos les vendian siempre.

Fredy A. Martinez #1003276

2

This letter is addressed to: The Heavy Court;
Because the state of Nevada is charging
me, of kidnapping with a lethal weapon
in first degree, armed robbery, and fight
with a deadly weapon.

First of all; the first person that called
the police of Las Vegas was; José Quiroz
Castillo, but he'd never saw what I had
on my hands. The second person that
they said I've kidnapped doesn't even
know what I had on my hand.

She was my wife. Because I had sexual
relations with her for more than sixteen
years. She said that she doesn't know
what it was that I'd used to scratch her leg.
In my opinion it could be possible that she'd
scratched her self when she was fighting
with me, because she was trying to make me
crash, to make me have an accident so she
can keep all my personal property. (Materials)
things that I had under her name:
like the trailer, the two Ford Cars, the
one from 2003 model, and the classic model
1974 or 78, and all the gold and silver.

~~Fredy A. Martinez~~

5.17.2010

Investigate in the pawn shop during the
year 2006, to see if she'd pawned my gold,
and the T.V. with the surround system
that we were paying at the agency Ray
on the streets of Bonanza and Easter.
All this she had planned because she, Bianca
M. H. knew that I was going to my
work (job) in Mesquit NV. Thanks.

~~XXXXXXXXXXXX~~ 6.17.2010

1.30.2010.

Fredys A. Martinez #1003276

Esta carta va dirigida a la corte pesada, ~~de la corte~~
 el motivo de esta carta es porque desde el día
 de mi arresto violado mis derechos civiles y
 humanos y en el juicio el juez no permito
 que el jurado escuchara mi declaración
 en donde el detective Chabes me esta
 forzando a que me aga culpable de un
 crimen que no ise tambien de quella ybaa
 matar a Bianca eso es una gran mentira
 porque llo puse mi vida por ella en infinidad de bese.
 incluso despues de la operacion que le hicieron
 en el serbko ella pierde la memoria cuando
 y le dan ataques de estetica bella toma
 medicina de por vida tres beses al dia lloles-
 pido de que pidan el reporte medico de Bianca
 M.H. en el G.M.C. y todas las llamadas de las
 personas quella maran ala policia de las vegas
 Nevada y de, mes kite y el bide del día
 de mi arresto y el reporte de los policas o de
 los detectives que le quitaron las llaves a
 Bianca para tomarle fotos ala cojuela del
 corte el reporte de la de claracion de mis
 compañeros de trabajo y de mi patron, toni, y del
 sepek del tra que ellos no queren gastar
 tiempo ni dinero en las embestigaciones conmigo
 Por que soi ispano icren que no tengo papeles llo
 tengo asilo politico Por favor allu den me gracias.

Dios les bendiga en todo.

Fredys A. Martinez #1003276

3

This letter it is addressed to the Heavy Court, and the reason for this letter is because Since the first day of my arrest, my civil rights had been Violated.

And during the trial the judge never allowed the jury to hear my declaration. About when the detective Chavez, is forcing me to declare my self guilty of a crime I've never did, and also about me trying to kill Bianca.

Thats a big lie. Because I had put my life for her in many times. Even after the Surgery she had done on her head (brain).

Because she loses her memory when she gets hysteria attacks, for this matter she has to take medicine for life, three times a day.

Now I please ask you to get Bianca's Medical report in the G. M. C. hospital.

And all the records from all the calls people made when they called the police of Las Vegas, NV. and from Mesquit as well, and the video from the day of my arrest, and the police report, and the detective's report, who take the car keys from Bianca, to take pictures of the car's trunk,

And also a copy of the declaration of my co-workers, and from my boss, Toni, the trailer park supervisor.

They don't want to spend money neither money on the investigations about me. Because I'm Hispanic and they think that I don't have papers.

But I do have political Asylum.

Help me. Thank's.

~~Fredys A. Martinez~~ 5.17.2010

parte #2

To: The Heavy Court: 5.17.2010

4

1.30.2010

A kedric yo le mandado cartas por todo el año, 2009, y el nunca contesto una carta, más
* También lle mande a ppe una orden de
restin sion de por vida en contra de estas
personas la carta la ise notorizada para
el aboga de mi apelacion en la suprema
Corte para que el kedric, Bassett, para que
el la actibara en contra de Bianca, Marina,
Herm Hernandez, y de, Franklin, M.H. y de su hijo,
y de, Jose, Kiros, castillo, esta orde de restin sion
es de por vida en los estados unidos, y en
Canada o en cual quier pais de estradicion
alos estados unidos por que ellos me an echo
mucho daño ami y solo vus can midinero
ellos nosaben de mi asilo politico que tengo
en los estados unidos por que nunca tenia
una licencia de manejar conmigo lo todo lo
ponia a nombre de Bianca por si caia ala carce
por mucho tiempo por los fikes de trafico
lo quiero mucho a Bianca y a su hijo ellos
eran la personas que mas queria en este
mundo asta de mi propia familia me abia
alejado por ellos lo yo no les guardo rencor
ni odio pero no los quiero cerca de mi
futura vida Dios que les vendiga en donde
quiera que se encuentren lo les pido que
embes tigen bien este caso y que los
abogados que me axinen dia le gen conmigo
y que montesten mis cartas y las llamadas porqu
boia des pedir a, kedric, Bassett, por no informarme

I'd asked for a restraining Order against this persons, for life, all this by means of a Notarized Letter. To my appeal lawyer, for his use in the supreme Court, Mr. Kedric Bassett, so he can use it against; Bianca Marina Hernandez and her son, Franklin Martinez, and Jose Quiroz Castillo.

This Restraining Order, is for life, against them in the U.S.A, in Canada, or any country of extradition to the United States.

Because they had done a lot of damage to me, and they Just want my money. they don't know about my Political Asylum that I have, in the U.S.A. Because I never had a driver licence, with me.

Everything I had I'd puted under Bianca's name in case I go to jail for a long period of time, because of my traffic ticket.

I love Bianca and her son, they were the two persons that I'd loved the most in this world. I'd even got away from my own family. I don't have resentment neither hate for them, but I don't want them near my future life. God bless them anywhere they are.

I'm just asking you to investigate this case very well, and that the lawyers that are assign to me, have a dialogue with me, and to please answer my letters, and to answer my phone calls, because I'm going to terminate; —

— Mr. Kedric Bassett, for not keep me inform.

~~Arredondo~~ 5.17.2010

I don't have resentment neither hate for them. But I don't want them near my future life. God bless them any where they are.

I'm just asking you to investigate this case very well. And that the lawyers that are assign to me, to have a dialogue with me, and to please answer my letters, and to answer my phone calls, because I'm going to terminate;

Mr. Kedric Bassett, for not keep me inform.

~~Franklin~~

5.17.2010

parte #3

To: The Heavy Court: 5.17.2010

5

1.30.2010.

Freddy, Arangel, Martinez, natomoros, 1972.

Yo a mi abogado de apelación de juicio le estube mandando cartas todo el año 2009 pidiéndole información de como iba mi caso de apelación de juicio en la suprema corte pero el nunca me contesto ninguna de esas cartas ni me manda los papeles de que resolvio en la corte. Yo me iba a ir a la corte, si la negaron o si la se paso el tiempo para las siguientes apelaciones pero si asi fuera lo le pido que me abran mi caso otra vez en la corte pesada, Jervis cort. lo les pido un abogado y un interprete porque yo no leo ni escribo ingles, y ni tengo dinero para copias legales, y ni para pagar traductor de mis cartas yo hice el proceso de la ley en los casos de ninguna clase lo les pido que me ayuden en mi siguiente paso de mi apelación de juicio, abia pensado despedir ya a Kedric, Bassett, por no haberme mantenido informado respecto a la apelación de juicio yo le estube mandando cartas legales y que las de medico contra medicos y contra la institución por violar mis derechos por hispano. tambien contra la de la libreria legal pero no puedo sacarle copias a esos otros papeles lo les mando unas copias de algunos de estos papeles por que no puedo desaherme de los originales o de algunas copias que tengo, gracias por su tiempo Dios les ven diga entodo y por todo Gracias.

Part #3

5

During the whole year 2009 I was writing to my appeal lawyer, asking for information about my case, and how things were going at the Supreme Court. But he'd never answer any of my letters neither send me any papers telling me what happened in Court. at this point I don't even know if I'm still on Court. if my appeal was denied, or if the time is over for my next appeals. If this is my situation. I please ask you to reopen my case once again. at the heavy Court.

I please ask you for a lawyer and a interpreter, because I can't read or write English, and I don't have any money to pay legal copies, neither to pay a translator of my letters, and I don't even know how the law works or the processes on any type of Case. I'm asking you for help in the next step of my appeal.

I had ~~thought~~ thought about terminating Mr. Kedric Bassett, for not keeping me inform on my appeal case.

I've been sending legal letters and medical complains against doctors and against the institution, for the violation of my rights for ~~being~~ being Hispanic. ~~And Martinez~~ 5.17.2010

Also against the law library, but I can't make no copies of those papers.

I could send you copies of some of those copies, but I don't want to give the originals away, or some other copies that I have with me.

Thank's for your time, God bless you on everything, and for everything.

Thanks,

~~Andriana~~

5.17.2010

I'm asking to the Federal Authority, to please make all the investigations, that the authorities from the Nevada State never did.

So they can provide more information for my defence of this three charges.

Because after my trial, they had violated all my rights since the day of my arrest, and during my trial, and after the trial, and in the prisons.

The D.A. accused me of many things in my trial that I did not even know the victims were accusing me of.

Because everything that Bianca Marina H. Said, was all plan by her, so she could keep all my property, and my cars, my Gold Jewellery.

I was not beating her like the D.A. Said, show me pictures of the bruises on Bianca's face, and the Bruises on her left hand, and also tell me where on the (Fwy 15) NORTH.

I had sex with my wife. I had sex with her in different places besides the house, and the car. I please ask you to analyse the first call, and the second call the van driver did ask him who was beating who. Because she was trying make me crash. so I had to stop near a trailer park so she could calm down, this was by the main entrance of the Trailer Park. After she had calmed down, we left and she used a deadly weapon against me.

~~Andre Martinez~~ 5.17.2010

parte #5

To: The Heavy Court: 5.17.2010

7

1.30-2010

antes de que llo y ella tubieramos xeso por que
ella sabia de que todo las mentiras de ella
abian llegado asu fin llo todas las beses es que tenia
xeso con ella le pedia per miso tambien ese dia
le pedi per miso sino me cree en lleven nos aun
~~deete~~ detector de mentiras a los dos llo no la
se cuestre ella mellebo todas las cosas de la
traila para este apartamento con el pretesto
que iban a setar el parqueo delas trailas endonde
viviamos y las paso al apartamento dela mamá
de Jose, quiros, Castillo, que era su amiga y que ella
la cuidaba en las noches por que estaba enferma
esta señora del Corazon y como Bianca trabajaba
como enfermera de Familias desabilidades ella
tambien me dió que, Jose, era ~~Omosexual~~
Omosexual para que llo no le quitara la alluda
del cato y las alajas y dela latele pantalla
jigante con sistema y di vidi llo si empte he
trabajado casi solo por chas ~~o~~ Como contratista
llose di Ferentes clase de trabajo, llo pare ese
dia antes de echar gasolina en mo apa reserbasion
india en el yongue para buscar un galon de gasolina
ese dia llo no tenia dinero sino que asta mesquite
me abian gastado la gasolina que siempre llenaba-
mos el tanque pero ese dia solo ~~tenia~~ un cuarto
de tanque des pues me pate con un hombre que
trabajaba en las makinas para aser carretetas
llo le pedi dinero a ella y ella me dió que no tenia

Before me and her (Bianca) had sex. Because she knew that all her lies had come to the and, everytime I had sex with her, I would ask for permission (her). And on that day I'd ask her for permission, and if you don't believe me, take us both to a lie detector.

I'd never kidnapped her. She took all my things from my trailer, to this apartment with the excuse that they were about to closed the trailer park. Where we were living at. So she took my things to Jose's Quirroz Castillo's Mom. She was her friend, a friend that she (Bianca) some times took care of at night time. Because she (her friend) was scared from heart disease.

And Bianca was working as a Nurse for disable families. She (Bianca) also told me that Jose was homosexual. So I would not stop helping her or take away, my car, and my gold jewelry neither the BIG SCREEN T.V. with the System and D.V.D.

Most of the time I used to work by my self, or as a contractor. I know how to do different types of Jobs. On the way to Mesquite I've run out of gas, so I stopped on that day at Moapa Indian Reservation and went to the local Your Yard to look for a gas container. I did not have money with me, and I asked her (Bianca) but she told me she did not have any. (she was with me)

5.17.2010

Parte #6

To: The Heavy Court: 5.17.2010

8

1:30.2010

dinero con ella pero ella dijo en el juicio que
sí tenía dinero con ella, ese día en la gasolinera
le pregunte que si me prestaba una de las pul-
seras de oro que lleve abia comprado para bendela
pero ella me dijo que no lleve, pete todas sus
decisiones, la Fiscal dice que le dije a Bianca
que nunca iba a bol ber a ber a su hijo Franklin
eso es mentita, por que si asi Fuera lle
nunca le uviera da do las llaves del carro
eso es men tira de la Fiscal y de los
detectives y de Bianca tal bes presionada
por los detectives y por los Fiscales que
les ofresen dinero a ella llelo isieron unaves
y no lo dudo que lo bol bieron a aser estabes
llelo pido todas las evidencias del dia de
mi caso que no aportaron a mi juicio de que
ustedes lo ~~ex~~ijan exijan video de mi
ar esto reporte de quien te ~~nia~~ las llaves del
carro la de claracion de mis compañeros de
trabajo, la de claracion del supervisor de la
contruccion, y el por que el juez, Bel, no per-
mitio que el jurado es cuchara mi de claracion
con el detective Chabes en donde este
me esta asiendo presion diciendo que lo diga
que lo ise por que estaba enojado. y por que permitio
segrir el juicio sin el tener su propio interprete
para interpreta mi de claracion al jurado, y por que
no me dio un mis juicio en los cargos que quede.

5.17.2010

On that day at the gas station I asked her if I could borrowed one of her bracelets that I bought her, so I could sell it. but she said no, and I'd respected her decision.

The D.A. said that I told Bianca,

That she was never gona be able to see her son Franklin again.

Thats a lie. Because if that would be truth. I would not have give her the car keys.

That was a D.A's and detectives Lie, and Bianca's as well.

May be she was pressurized by the D.As and the detectives. the offered money to her. They already did it ones before and I have no doubt they did it again.

This time I'm asking for all the evidences that they did not provide on the day of my trial. Please ask for the video from the day of my arrest. a report about who had the car keys. My co-workers declaration. my supervisor's statement. Because the Judge Mr. Bell, did not permitted the Jury to heard my declaration about detective Mr. Chavez, puting pressure on me, telling me to declare that I did it. Because I was mad.

5-17-2010

8

Because I was mad.

And why he (the Judge) permitted the Jury to continued with out having his own interperter. To interperter my declaration. to the Jury.

And why they did not give me the same Judgement in the charges.

~~And the Judge~~

5.17.2010

Parte #4

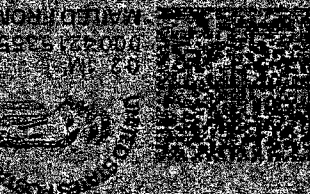
To: The Heavy Court: 5.17.2010

#6

1.30-2010

Yo les pido a las autoridades Federales que por favor que hagan todas las investigaciones que no hicieron las autoridades del estado de Nevada para aportarlas para que ello fuera defendido en estos tres cargos que que de des pues del juicio ellos ambañado todos mis derechos desde el dia de mi arresto y en el juicio y des pues del juicio y en las prisiones.

La Fiscal me acusa de muchas cosas en el juicio que yo no sabia de que me estaban acusando su puesta mente las victimas porque todo lo que Bianca Marina H. dijo todo fue echo planiado para que darse Contoda mis cosas y cosas y a la jas de oto, yo no le iba dando golpes como dice la Fiscal que me enseñen los golpes marcados de la cara de Bianca y los morados de la mano izquierda y que me muestre en que parte del Frigueri 15 Norte lo tube xeso con mi mujer lo tenia xeso con ella en diferentes parte aparte de la casa y del carro. lo le pido que analisen la primera llamada, y la segunda llamada que iso un chofer de una veh de quien eta que iba golpiando a quien por que ella eta la que queria que lo chocara y lo me tube que parar cerca de un parqueo de trailas para que ella se calma ra esta eta la entrada principal de estas trailas de des pues que ella settan quiliiso nos fuimos y ella uso una deli una arma mortal en contra mia



Fredys. A. Martin #100 32 76
LOVE LOCK, COK, CIX
1200 P. 1504, R. 000
LOVE LOCK, #V 39419