

1 Mack C. Mason #69060  
2 H.D.S.P. - 10-F19  
3 P.O. BOX 650  
4 Indian Springs, Nevada  
5 89070-0650  
6 In Pro. Per.

DISTRICT COURT  
CLARK COUNTY, NEVADA

FILED

JUN 1 - 2011

*Tracie K. Lindeman*  
CLERK OF COURT

Electronically Filed  
Jun 08 2011 10:14 a.m.  
Tracie K. Lindeman  
Clerk of Supreme Court  
NOASC  
Notice of Appeal (criminal)  
1445334



7  
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9  
10 Mack C. Mason,  
11 Petitioner, Case No. C161426-1  
12 -VS- Dept No. XX

13 D.W. NEVEN, Warden,  
14 High Desert State Prison, AND  
15 THE STATE OF NEVADA, et al.,  
16 Respondents.

NOTICE OF APPEAL

17  
18 DATE OF HEARING: \_\_\_\_\_

19 TIME OF HEARING: \_\_\_\_\_

20  
21 The Petitioner, Mack C. Mason, In his Proper  
22 Person, Appeals from an ORDER issued by the  
23 Eighth Judicial District Court on or about the  
24 11th day of May, 2011, DENYING HIS petition for  
25 WRIT OF HABEAS CORPUS.

26 The Petitioner Request the Clerk of the  
27 County of Clark forward his appeal and all

1 of 54

RECEIVED

JUN 01 2011

1. Records pertaining thereto, to the Nevada Supreme  
2. Court.

3. DATED this 24 day of May 2011

4.

5.

Respectfully Submitted

6.

Mack Mason

7.

Mack C. Mason, #69060

8.

High Desert State Prison

9.

P.O. Box 650

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Indian Springs, Nevada

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89070-0650

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2 of 5

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28.

1 WHEREFORE, Mack G. Mason, prays that the court grant the  
2 relief ti which he may be entitled in this proceeding.

3 EXECUTED at High Desert State Prison - Indian Springs  
4 on the 24 day of May, 20 11.

5  
6 x Mack Mason  
Signature of Petitioner

7  
8 **VERIFICATION**

9 Under penalty of perjury, pursuant to N.R.S. 208.165 et seq., the undersigned declares that he is  
10 the Petitioner named in the foregoing petition and knows the contents thereof, that the pleading is  
11 true and correct of his own personal knowledge, except as to those matters based on information and  
12 belief, and to those matters, he believes them to be true.

13  
14 x Mack Mason  
Signature of Petitioner

15  
16  
17 In Pro Per.  
Attorney for Petitioner

AFFIRMATION  
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding Notice

of Appeal  
(Title of Document)

filed in District Court Case number C161426-1

☒ Does not contain the social security number of any person.

-OR-

☐ Contains the social security number of a person as required by:

A. A specific state or federal law, to wit:

\_\_\_\_\_  
(State specific law)

-or-

B. For the administration of a public program or for an application  
for a federal or state grant.

Mack Mason  
Signature

5-24-11  
Date

Mack G. Mason  
Print Name

Petitioner  
Title



FILED

JUN 07 2011

*Allen L. Johnson*  
CLERK OF COURT

1 ASTA

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4 **DISTRICT COURT**  
5 **CLARK COUNTY, NEVADA**  
6

7 STATE OF NEVADA, )

8 Plaintiff(s), )

9 vs. )

10 MACK C. MASON, )

11 Defendant(s), )  
12

) Case No: 99C161426

) Dept No: XX  
)  
)  
)  
)

13  
14 **CASE APPEAL STATEMENT**

15 1. Appellant(s): Mack C. Mason

16 2. Judge: Jerome T. Tao

17 3. Appellant(s): Mack C. Mason

18 Counsel:

19 Mack C. Mason #69060  
20 P.O. Box 650  
21 Indian Springs, NV 89070

22 4. Respondent: THE STATE OF NEVADA

23 Counsel:

24 David Roger, District Attorney  
25 200 Lewis Ave.  
26 Las Vegas, NV 89101  
27 (702) 671-2700  
28

5. Respondent's Attorney Licensed in Nevada: Yes

6. Appellant Represented by Appointed Counsel In District Court: Yes

1 7. Appellant Represented by Appointed Counsel On Appeal: N/A

2 8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

3 9. Date Commenced in District Court: September 1, 1999

4 10. Brief Description of the Nature of the Action: Criminal

5 Type of Judgment or Order Being Appealed: Writ of Habeas Corpus

6 11. Previous Appeal: Yes

7 Supreme Court Docket Number(s): 37964

8 12. Child Custody or Visitation: N/A

9  
10 Dated This 7 day of June 2011.

11 Steven D. Grierson, Clerk of the Court

12  
13 By: Heather Ungermann  
14 Heather Ungermann, Deputy Clerk  
15 200 Lewis Ave  
16 PO Box 551601  
17 Las Vegas, Nevada 89155-1601  
18 (702) 671-0512  
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**CASE SUMMARY****CASE No. 99C161426****The State of Nevada vs Mack C Mason**§  
§  
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§  
§Location: **Department 20**  
Judicial Officer: **Tao, Jerome T.**  
Filed on: **09/01/1999**  
Case Number History:  
Conversion Case Number: **C161426**  
Defendant's Scope ID #: **0309692**  
Lower Court Case Number: **99F07347****CASE INFORMATION**

Offense	Deg	Date	Case Type: <b>Felony/Gross Misdemeanor</b>
1. BURGLARY. WITH A DEADLY WEAPON	F	01/01/1900	Case Flags: <b>Bail Set</b>
2. GRAND LARCENY.	F	01/01/1900	<b>Appealed to Supreme Court</b>
3. BURGLARY. WITH A DEADLY WEAPON	F	01/01/1900	<b>Custody Status - Nevada</b>
4. MURDER WITH A DEADLY WEAPON	F	01/01/1900	<b>Department of Corrections</b>
5. KIDNAPPING IN SECOND DEGREE WITH A DEADLY WEAPON	F	01/01/1900	
6. EX-FELON NOT TO POSSESS FIREARM.	F	01/01/1900	

**DATE****CASE ASSIGNMENT****Current Case Assignment**

Case Number	99C161426
Court	Department 20
Date Assigned	01/31/2011
Judicial Officer	Tao, Jerome T.

**PARTY INFORMATION**

		<i>Lead Attorneys</i>
<b>Defendant</b>	<b>Mason, Mack C</b>	<b>Pro Se</b>
<b>Plaintiff</b>	<b>State of Nevada</b>	<b>Bell, Stewart L.</b> 7024554662(W)

**DATE****EVENTS & ORDERS OF THE COURT****INDEX**

01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 1. BURGLARY. WITH A DEADLY WEAPON Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 2. GRAND LARCENY. Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 3. BURGLARY. WITH A DEADLY WEAPON Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 4. MURDER WITH A DEADLY WEAPON Not Guilty
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion)



**CASE SUMMARY****CASE No. 99C161426**

	5. KIDNAPPING IN SECOND DEGREE WITH A DEADLY WEAPON Not Guilty	
09/01/1999	Criminal Bindover <i>CRIMINAL BINDOVER Fee \$0.00</i>	99C1614260001.tif pages
09/01/1999	Hearing <i>INITIAL ARRAIGNMENT</i>	99C1614260002.tif pages
09/03/1999	Information <i>INFORMATION</i>	99C1614260004.tif pages
09/07/1999	<b>Initial Arraignment</b> (9:00 AM) (Judicial Officer: Douglas, Michael) Events: 09/01/1999 Hearing <i>INITIAL ARRAIGNMENT Court Clerk: SUSAN BURDETTE/sb Reporter/Recorder: CATHY NELSON Heard By: Michael Douglas</i>	
09/09/1999	Order Filed By: Defendant Mason, Mack C <i>ORDER APPOINTING COUNSEL AT THE COURT APPOINTED HOURLY RATE</i>	99C1614260007.tif pages
09/10/1999	Reporters Transcript <i>REPORTER'S TRANSCRIPT OF PRELIMINARY HEARING</i>	99C1614260008.tif pages
09/28/1999	Notice of Intent to Seek Death Penalty <i>NOTICE OF INTENT TO SEEK DEATH PENALTY</i>	99C1614260009.tif pages
12/17/1999	Order Filed By: Defendant Mason, Mack C <i>ORDER APPOINTING COUNSEL</i>	99C1614260011.tif pages
02/16/2000	Motion <i>DEFT'S MOTION TO CONTINUE TRIAL</i>	99C1614260012.tif pages
02/17/2000	Receipt of Copy Filed by: Defendant Mason, Mack C <i>RECEIPT OF COPY</i>	99C1614260013.tif pages
03/02/2000	<b>Calendar Call</b> (9:00 AM) <i>CALENDAR CALL</i>	
03/02/2000	<b>Motion to Continue</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 02/16/2000 Motion <i>DEFT'S MOTION TO CONTINUE TRIAL Heard By: Kathy Hardcastle</i>	
03/02/2000	<b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>ALL PENDING MOTIONS 03-02-00 Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
03/02/2000	Hearing <i>RESET TRIAL DATE</i>	99C1614260014.tif pages
03/02/2000	Motion <i>ALL PENDING MOTIONS 03-02-00</i>	99C1614260015.tif pages
03/06/2000	<b>CANCELED Jury Trial</b> (1:30 PM) <i>Vacated</i>	
03/09/2000	<b>Conversion Hearing Type</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 03/02/2000 Hearing <i>RESET TRIAL DATE Relief Clerk: BILLIE JO CRAIG Reporter/Recorder: TINA SMITH</i>	

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**CASE SUMMARY**  
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	<i>Heard By: Kathy Hardcastle</i>	
07/19/2000	Expert Witness List <i>NOTICE OF EXPERT WITNESSES</i>	99C1614260018.tif pages
07/19/2000	Expert Witness List <i>NOTICE OF WITNESSES</i>	99C1614260019.tif pages
07/19/2000	Reporters Transcript <i>REPORTER'S TRANSCRIPT OF PROCEEDINGS - DEFENDANT'S MOTION TO CONTINUE TRIAL AND CALENDAR CALL AND CALENDAR CALL</i>	99C1614260020.tif pages
07/19/2000	Reporters Transcript <i>REPORTER'S TRANSCRIPT OF PROCEEDINGS - CALENDAR CALL</i>	99C1614260021.tif pages
08/11/2000	Notice <i>NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATING CIRCUMSTANCES</i>	99C1614260022.tif pages
08/11/2000	Expert Witness List <i>SUPPLEMENTAL NOTICE OF EXPERT WITNESSES</i>	99C1614260023.tif pages
08/15/2000	Motion <i>DEFT'S MOTION TO CONTINUE TRIAL SETTING</i>	99C1614260024.tif pages
08/15/2000	Motion <i>DEFT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING REGARDING THE MANNER</i>	99C1614260025.tif pages
08/15/2000	Request Filed by: Defendant Mason, Mack C <i>MOTION FOR DISCOVERY AND EVIDENTIARY HEARING REGARDING THE MANNER AND METHOD OF DETERMINING IN WHICH MURDER CASES THE DEATH PENALTY WILL BE SOUGHT METHOD OF DETERMINING IN WHICH MURDER CASES THE DEATH PENALTY WILL BE SOUGHT</i>	99C1614260026.tif pages
08/17/2000	Opposition <i>OPPOSITION TO DEFENDANTS MOTION FOR DISCOVERY AND EVIDENTIARY HEARING REGARDING THE MANNER AND METHOD OF DETERMINING IN WHICH MURDER CASES THE DEATH PENALTY WILL BE SOUGHT REGARDING THE MANNER AND METHOD OF DETERMINING IN WHICH MURDER CASES THE DEATH PENALTY WILL BE SOUGHT</i>	99C1614260027.tif pages
08/23/2000	<b>Calendar Call</b> (9:00 AM) <i>CALENDAR CALL</i>	
08/23/2000	<b>Motion to Continue</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 08/15/2000 Motion <i>DEFT'S MOTION TO CONTINUE TRIAL SETTING Heard By: Kathy Hardcastle</i>	
08/23/2000	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 08/15/2000 Motion <i>DEFT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING REGARDING THE MANNER Heard By: Kathy Hardcastle</i>	
08/23/2000	<b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>ALL PENDING MOTIONS FOR 8/23/00 Relief Clerk: BILLIE JO CRAIG Reporter/Recorder: CARRIE HANSEN Heard By: Kathy Hardcastle</i>	
08/23/2000	Hearing <i>RESET TRIAL DATE</i>	99C1614260028.tif pages
08/23/2000	Motion	99C1614260029.tif pages








**CASE SUMMARY****CASE No. 99C161426**

	<i>ALL PENDING MOTIONS FOR 8/23/00</i>	
08/28/2000	<b>CANCELED Jury Trial</b> (10:30 AM) <i>Vacated</i>	
08/30/2000	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>DEFT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING REGARDING THE MANNER Heard By: Kathy Hardcastle</i>	
08/30/2000	<b>Conversion Hearing Type</b> (9:00 AM) Events: 08/23/2000 Hearing <i>RESET TRIAL DATE</i>	
08/30/2000	<b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>ALL PENDING MOTIONS 08-30-00 Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
08/30/2000	Motion <i>ALL PENDING MOTIONS 08-30-00</i>	99C1614260032.tif pages
10/12/2000	Motion <i>DEFT'S MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS,</i>	99C1614260033.tif pages
10/12/2000	Motion <i>DEFT'S MOTION TO ALLOW JURY QUESTIONNAIRE</i>	99C1614260034.tif pages
10/12/2000	Motion <i>DEFT'S MOTION FOR DISCOVERY</i>	99C1614260035.tif pages
10/12/2000	Motion <i>DEFT'S MOTION FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVIDENCE</i>	99C1614260036.tif pages
10/12/2000	Motion <i>DEFT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR FOR IN-CAMERA RE</i>	99C1614260037.tif pages
10/12/2000	Request Filed by: Defendant Mason, Mack C <i>MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION</i>	99C1614260038.tif pages
10/13/2000	Receipt of Copy Filed by: Defendant Mason, Mack C <i>RECEIPT OF COPY</i>	99C1614260039.tif pages
10/24/2000	Opposition <i>OPPOSITION TO MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION OF EXPECTATIONS OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION</i>	99C1614260040.tif pages
10/24/2000	Opposition <i>OPPOSITION TO DEFENDANTS MOTION FOR DISCOVERY</i>	99C1614260041.tif pages
10/24/2000	Response <i>ANSWER TO DEFENDANTS MOTION FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVIDENCE EVIDENCE</i>	99C1614260042.tif pages













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**CASE SUMMARY**  
**CASE No. 99C161426**

10/24/2000	Opposition Filed By: Defendant Mason, Mack C <i>OPPOSITION TO DEFENDANTS MOTION TO SUBMIT QUESTIONNAIRE TO PROSPECTIVE JURORS JURORS</i>	99C1614260043.tif pages
10/24/2000	Opposition Filed By: Defendant Mason, Mack C <i>OPPOSITION TO DEFENDANTS MOTION FOR DISCLOSURE OF PRE SENTENCE REPORTS OR IN THE ALTERNATIVE FOR IN CAMERA REVIEW IN THE ALTERNATIVE FOR IN CAMERA REVIEW</i>	99C1614260044.tif pages
10/24/2000	Receipt of Copy <i>RECEIPT OF COPY</i>	99C1614260045.tif pages
10/25/2000	<b>Motion to Compel</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 10/12/2000 Motion <i>DEFT'S MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS, Heard By: Kathy Hardcastle</i>	
10/25/2000	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 10/12/2000 Motion <i>DEFT'S MOTION TO ALLOW JURY QUESTIONNAIRE</i>	
10/25/2000	<b>Motion for Discovery</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 10/12/2000 Motion <i>DEFT'S MOTION FOR DISCOVERY Heard By: Kathy Hardcastle</i>	
10/25/2000	<b>Motion for Discovery</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 10/12/2000 Motion <i>DEFT'S MOTION FOR DISCOVERY OF POTENTIALPENALTY HEARING EVIDENCE Heard By: Kathy Hardcastle</i>	
10/25/2000	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 10/12/2000 Motion <i>DEFT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR FOR IN-CAMERA RE Heard By: Kathy Hardcastle</i>	
10/25/2000	<b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>ALL PENDING MOTIONS 10-25-00 Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
10/25/2000	Motion <i>ALL PENDING MOTIONS 10-25-00</i>	99C1614260046.tif pages
11/01/2000	<b>Motion to Compel</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>DEFT'S MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS, Heard By: Kathy Hardcastle</i>	
11/01/2000	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>DEFT'S MOTION TO ALLOW JURY QUESTIONNAIRE</i>	
11/01/2000	<b>Motion for Discovery</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>DEFT'S MOTION FOR DISCOVERY Heard By: Kathy Hardcastle</i>	
11/01/2000	<b>Motion for Discovery</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>DEFT'S MOTION FOR DISCOVERY OF POTENTIALPENALTY HEARING EVIDENCE Heard By: Kathy Hardcastle</i>	
11/01/2000	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>DEFT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR FOR IN-CAMERA RE Heard By: Kathy Hardcastle</i>	










DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**

11/01/2000	<b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>ALL PENDING MOTIONS FOR 11/1/00 Relief Clerk: BILLIE JO CRAIG Reporter/Recorder: JAMES HELLESO Heard By: Kathy Hardcastle</i>	
11/01/2000	Motion <i>ALL PENDING MOTIONS FOR 11/1/00</i>	99C1614260047.tif pages
11/07/2000	Expert Witness List Filed By: Defendant Mason, Mack C <i>NOTICE OF WITNESSES</i>	99C1614260048.tif pages
11/07/2000	Order Filed By: Defendant Mason, Mack C <i>ORDER TO PRODUCE RECORDS</i>	99C1614260049.tif pages
11/08/2000	<b>Calendar Call</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>CALENDAR CALL Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
11/13/2000	<b>CANCELED Jury Trial</b> (10:30 AM) <i>Vacated</i>	
01/29/2001	 Order <i>ORDER</i>	99C1614260052.tif pages
01/29/2001	 Certificate <i>CERTIFICATE</i>	99C1614260053.tif pages
01/29/2001	 Request <i>REQUEST FOR ATTENDANCE OF OUT-OF-STATE WITNESS PATRICK BRAXTON</i>	99C1614260054.tif pages
02/07/2001	<b>Calendar Call</b> (9:00 AM) (Judicial Officer: Loehrer, Sally) <i>CALENDAR CALL Relief Clerk: BILLIE JO CRAIG Reporter/Recorder: LISA MASKOWSKI Heard By: Sally Loehrer</i>	
02/07/2001	 Expert Witness List <i>SUPPLEMENTAL NOTICE OF WITNESSES</i>	99C1614260056.tif pages
02/08/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF CALENDAR CALL</i>	99C1614260061.tif pages
02/12/2001	<b>CANCELED Jury Trial</b> (10:30 AM) <i>Vacated</i>	
02/12/2001	 Order <i>ORDER FOR PRODUCTION OF INMATE CYNTHIA COLEMAN BAC #66882</i>	99C1614260057.tif pages
02/13/2001	 Expert Witness List <i>SUPPLEMENTAL NOTICE OF WITNESSES</i>	99C1614260058.tif pages
02/14/2001	<b>Jury Trial</b> (10:30 AM) (Judicial Officer: Hardcastle, Kathy) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Heard By: Hardcastle, Kathy</i>	
02/15/2001	<b>Jury Trial</b> (9:00 AM) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy</i>	








DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**

02/15/2001	Reporters Transcript <i>REPORTER'S TRANSCRIPT-FEBRUARY 14, 2001</i>	99C1614260059.tif pages
02/15/2001	 Jury List <i>CRIMINAL JURY LIST</i>	99C1614260062.tif pages
02/15/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF DAY 1 JURY TRIAL</i>	99C1614260078.tif pages
02/16/2001	<b>Jury Trial (1:30 PM)</b> <i>TRIAL BY JURY Relief Clerk: GEORGETTE BYRD/GB Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy</i>	
02/16/2001	 Conversion Case Event Type Party: Defendant Mason, Mack C <i>EX PARTE ORDER TO TRANSPORT INMATE WITNESS</i>	99C1614260063.tif pages
02/16/2001	 Application <i>EX PARTE APPLICATION FOR ORDER REQUIRING MATERIAL WITNESS TO POST BAIL</i>	99C1614260064.tif pages
02/16/2001	 Order <i>ORDER REQUIRING MATERIAL WITNESS TO POST BAIL OR BE COMMITTED TO CUSTODY</i>	99C1614260065.tif pages
02/16/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF DAY 2 JURY TRIAL</i>	99C1614260079.tif pages
02/20/2001	<b>Jury Trial (10:30 AM)</b> <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy</i>	
02/20/2001	 Order <i>ORDER QUASHING MATERIAL WITNESS WARRANT</i>	99C1614260066.tif pages
02/20/2001	 Expert Witness List Filed By: Defendant Mason, Mack C <i>SUPPLEMENTAL NOTICE OF WITNESSES</i>	99C1614260067.tif pages
02/20/2001	 Receipt of Copy Filed by: Defendant Mason, Mack C <i>RECEIPT OF COPY OF TWO CERTIFIED ORDERS TO TRANSPORT INMATE WITNESS</i>	99C1614260068.tif pages
02/20/2001	 Receipt of Copy Filed by: Defendant Mason, Mack C <i>RECEIPT OF COPY</i>	99C1614260069.tif pages
02/20/2001	 Conversion Case Event Type Party: Defendant Mason, Mack C <i>EX PARTE ORDER TO TRANSPORT INMATE WITNESS</i>	99C1614260070.tif pages
02/20/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEB 16, 2001 JURY TRIAL-DAY 3</i>	99C1614260071.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**








02/21/2001	<b>Jury Trial</b> (9:30 AM) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy</i>	
02/21/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEB 20, 2001 JURY TRIAL-DAY 4</i>	99C1614260072.tif pages
02/22/2001	<b>Jury Trial</b> (10:00 AM) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy</i>	
02/22/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEB 21, 2001 JURY TRIAL-DAY 5</i>	99C1614260073.tif pages
02/22/2001	 Proposed Jury Instructions Not Used At Trial <i>PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL</i>	99C1614260076.tif pages
02/23/2001	<b>Jury Trial</b> (10:00 AM) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Heard By: Hardcastle, Kathy</i>	
02/26/2001	<b>Jury Trial</b> (1:45 PM) (Judicial Officer: Hardcastle, Kathy) <i>TRIAL BY JURY Relief Clerk: GEORGETTE BYRD/GB Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy</i>	
02/26/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEB 22, 2001 JURY TRIAL-DAY 6</i>	99C1614260074.tif pages
02/27/2001	<b>Jury Trial</b> (1:45 PM) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
02/27/2001	Hearing <i>PENALTY HEARING</i>	99C1614260075.tif pages
02/27/2001	 Instructions to the Jury <i>INSTRUCTIONS TO THE JURY</i>	99C1614260080.tif pages
02/27/2001	 Verdict <i>VERDICT</i>	99C1614260081.tif pages
02/27/2001	<b>Disposition</b> (Judicial Officer: User, Conversion) 2. GRAND LARCENY. Not Guilty	
03/01/2001	 Motion <i>MASON'S MOTION IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE O</i>	99C1614260082.tif pages
03/01/2001	 Proposed Jury Instructions Not Used At Trial <i>PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL</i>	99C1614260085.tif pages
03/01/2001	 Opposition <i>OPPOSITION TO DEFENDANTS MOTION IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE OF EVIDENCE IN AGGRAVATION EVIDENCE TO THE NOTICE OF EVIDENCE IN AGGRAVATION</i>	99C1614260086.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**



03/01/2001	Order Filed By: Defendant Mason, Mack C <i>ORDER SHORTENING TIME</i>	99C1614260087.tif pages
03/01/2001	 Receipt of Copy Filed by: Defendant Mason, Mack C <i>RECEIPT OF COPY</i>	99C1614260088.tif pages
03/01/2001	 Proposed Verdict Forms Not Used at Trial <i>PROPOSED VERDICT FORMS NOT USED AT TRIAL</i>	99C1614260095.tif pages
03/01/2001	 Request Filed by: Defendant Mason, Mack C <i>MOTION IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE OF EVIDENCE IN AGGRAVATION EVIDENCE IN AGGRAVATION</i>	99C1614260096.tif pages
03/05/2001	<b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>ALL PENDING MOTIONS 03-05-01 Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
03/05/2001	<b>Penalty Hearing</b> (10:30 AM) (Judicial Officer: Hardcastle, Kathy) Events: 02/27/2001 Hearing <i>PENALTY HEARING Heard By: Kathy Hardcastle</i>	
03/05/2001	<b>Motion in Limine</b> (10:30 AM) Events: 03/01/2001 Motion <i>MASON'S MOTION IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE O</i>	
03/05/2001	Motion <i>ALL PENDING MOTIONS 03-05-01</i>	99C1614260083.tif pages
03/06/2001	<b>Penalty Hearing</b> (10:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>PENALTY HEARING Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
03/06/2001	Conversion Case Event Type <i>SENTENCING</i>	99C1614260090.tif pages
03/06/2001	 Instructions to the Jury <i>INSTRUCTIONS TO THE JURY</i>	99C1614260091.tif pages
03/06/2001	 Verdict <i>SPECIAL VERDICT</i>	99C1614260092.tif pages
03/06/2001	 Verdict <i>SPECIAL VERDICT</i>	99C1614260093.tif pages
03/06/2001	 Verdict <i>VERDICT</i>	99C1614260094.tif pages
03/06/2001	<b>Disposition</b> (Judicial Officer: User, Conversion) 4. MURDER WITH A DEADLY WEAPON Guilty	
03/06/2001	<b>Disposition</b> (Judicial Officer: User, Conversion)	



DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**

03/06/2001	<b>Sentence</b> (Judicial Officer: User, Conversion) 4. MURDER WITH A DEADLY WEAPON Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0001 and Sentence#: 0001 Converted Disposition: Sentence# 0002: PROBATION WITH CONDITIONS Cons/Conc: Concurrent w/Charge Item: 0003 and Sentence#: 0001	
03/08/2001	 Proposed Verdict Forms Not Used at Trial <i>PROPOSED VERDICT FORMS NOT USED AT TRIAL</i>	99C1614260084.tif pages
03/19/2001	 Order Filed By: Defendant Mason, Mack C <i>ORDER</i>	99C1614260097.tif pages
03/19/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MARCH 5, 2001 PENALTY PHASE DAY 1</i>	99C1614260098.tif pages
03/19/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MARCH 6, 2001 PENALTY PHASE DAY 2</i>	99C1614260099.tif pages
03/19/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEB 26, 2001 DELIBERATIONS</i>	99C1614260100.tif pages
03/19/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEB 27, 2001 DELIBERATIONS AND VERDICT</i>	99C1614260101.tif pages
04/18/2001	 Request Filed by: Defendant Mason, Mack C <i>EX PARTE MOTION APPOINTING INVESTIGATOR AND FOR EXCESS FEES</i>	99C1614260102.tif pages
04/30/2001	<b>Sentencing</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 03/06/2001 Conversion Case Event Type <i>SENTENCING Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
04/30/2001	<b>Disposition</b> (Judicial Officer: User, Conversion) 1. BURGLARY. WITH A DEADLY WEAPON Guilty	
04/30/2001	<b>Disposition</b> (Judicial Officer: User, Conversion)	
04/30/2001	<b>Disposition</b> (Judicial Officer: User, Conversion) 3. BURGLARY. WITH A DEADLY WEAPON Guilty	
04/30/2001	<b>Disposition</b> (Judicial Officer: User, Conversion)	
04/30/2001	<b>Disposition</b> (Judicial Officer: User, Conversion) 5. KIDNAPPING IN SECOND DEGREE WITH A DEADLY WEAPON Guilty	








DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**

04/30/2001	<b>Disposition</b> (Judicial Officer: User, Conversion)
04/30/2001	<b>Disposition</b> (Judicial Officer: User, Conversion) 6. EX-FELON NOT TO POSSESS FIREARM. Dismissed
04/30/2001	<b>Sentence</b> (Judicial Officer: User, Conversion) 1. BURGLARY. WITH A DEADLY WEAPON Adult Adjudication Converted Disposition: Sentence# 0001: Minimum 40 Months to Maximum 180 Months Placement: NSP Converted Disposition: Sentence# 0002: CREDIT FOR TIME SERVED Minimum 719 Days to Maximum 719 Days Converted Disposition: Sentence# 0003: DNA FEE/GENETIC MARKERS ANALYSIS Amount: \$250.00 Converted Disposition: Sentence# 0004: RESTITUTION Amount: \$8519.00 Converted Disposition: Sentence# 0005: ADMINISTRATION FEE Amount: \$25.00
04/30/2001	<b>Sentence</b> (Judicial Officer: User, Conversion) 3. BURGLARY. WITH A DEADLY WEAPON Adult Adjudication Converted Disposition: Sentence# 0001: Minimum 40 Months to Maximum 180 Months Placement: NSP Cons/Conc: Concurrent w/Charge Item: 0001 and Sentence#: 0001
04/30/2001	<b>Sentence</b> (Judicial Officer: User, Conversion) 5. KIDNAPPING IN SECOND DEGREE WITH A DEADLY WEAPON Adult Adjudication Converted Disposition: Sentence# 0001: Minimum 40 Months to Maximum 180 Months Placement: NSP Cons/Conc: Consecutive w/Charge Item: 0004 and Sentence#: 0001 Converted Disposition: Sentence# 0002: Minimum 40 Months to Maximum 180 Months Placement: NSP Cons/Conc: Consecutive w/Charge Item: 0005 and Sentence#: 0001
05/01/2001	 Order Filed By: Defendant Mason, Mack C <i>EX PARTE NUNC PRO TUNC ORDER APPOINTING INVESTIGATOR AND FOR EXCESS FEES</i>
05/02/2001	 Motion









99C1614260105.tif pages

99C1614260103.tif pages










DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**

	<i>STATE'S MOTION FOR RETURN OF EVIDENCE</i>	
05/09/2001	 Judgment <i>ADMINISTRATION/ASSESSMENT FEE</i>	<i>99C1614260106.tif pages</i>
05/09/2001	Judgment <i>GENETIC TESTING FEE</i>	<i>99C1614260107.tif pages</i>
05/09/2001	Judgment <i>JUDGMENT OF RESTITUTION</i>	<i>99C1614260108.tif pages</i>
05/14/2001	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 05/02/2001 Motion <i>STATE'S MOTION FOR RETURN OF EVIDENCE Court Clerk: DOROTHY KELLY</i> <i>Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
05/17/2001	 Order Filed By: Defendant Mason, Mack C <i>ORDER APPOINTING COUNSEL</i>	<i>99C1614260109.tif pages</i>
05/21/2001	 Order <i>ORDER GRANTING STATES MOTION FOR RETURN OF EVIDENCE</i>	<i>99C1614260110.tif pages</i>
05/23/2001	 Order Filed By: Defendant Mason, Mack C <i>STIPULATION AND ORDER FOR PAYMENT OF EXCESS ATTORNEYS FEES AND EXPENSES</i>	<i>99C1614260111.tif pages</i>
05/24/2001	 Receipt <i>RECEIPT OF EXHIBITS</i>	<i>99C1614260112.tif pages</i>
05/25/2001	 Statement Filed by: Defendant Mason, Mack C <i>CASE APPEAL STATEMENT</i>	<i>99C1614260113.tif pages</i>
05/25/2001	 Notice of Appeal Filed By: Defendant Mason, Mack C <i>NOTICE OF APPEAL</i>	<i>99C1614260114.tif pages</i>
09/05/2002	 Petition Filed by: Defendant Mason, Mack C <i>PETITION FOR WRIT OF HABEAS CORPUS POST-CONVICTION AND APPOINTMENT OF COUNSEL COUNSEL</i>	<i>99C1614260117.tif pages</i>
09/10/2002	Petition <i>DEFT'S PRO PER PTN FOR WRIT OF HABEAS CORPUS /31</i>	<i>99C1614260119.tif pages</i>
09/10/2002	 Order for Petition for Writ of Habeas Corpus <i>ORDER FOR PETITION FOR A WRIT OF HABEAS CORPUS</i>	<i>99C1614260120.tif pages</i>
09/16/2002	Judgment <i>CLERK'S CERTIFICATE JUDGMENT AFFIRMED</i>	<i>99C1614260122.tif pages</i>
09/16/2002	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>NEVADA SUPREME COURT CLERKS CERTIFICATE/ JUDGMENT - AFFIRMED</i>	<i>99C1614260123.tif pages</i>

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**

09/24/2002	 Order Filed By: Defendant Mason, Mack C <i>STIPULATION AND ORDER FOR PAYMENT OF EXCESS ATTORNEY FEES AND EXPENSES</i>	99C1614260124.tif pages
09/25/2002	 Hearing <i>DEFT'S PRO PER REQUEST VOLUNTARY DISMISSAL/32</i>	99C1614260125.tif pages
10/07/2002	<b>Request</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 09/25/2002 Hearing <i>DEFT'S PRO PER REQUEST VOLUNTARY DISMISSAL/32 Court Clerk: Carole D'Aloia Reporter/Recorder: Tina Smith Heard By: Kathy Hardcastle</i>	
10/15/2002	 Order <i>ORDER GRANTING PETITIONERS REQUEST FOR VOLUNTARY DISMISSAL OF PRO SE PETITION FOR WRIT OF HABEAS CORPUS POST CONVICTION RELIEF FOR WRIT OF HABEAS CORPUS POST CONVICTION RELIEF</i>	99C1614260126.tif pages
11/04/2002	<b>CANCELED Petition for Writ of Habeas Corpus</b> (9:00 AM) Events: 09/10/2002 Petition <i>Vacated</i>	
01/23/2003	 Petition <i>DEFT'S PRO PER PTN FOR WRIT OF HABEAS CORPUS AND APPOINTMENT OF COUNSEL/33</i>	99C1614260127.tif pages
01/27/2003	 Order for Petition for Writ of Habeas Corpus <i>ORDER FOR PETITION FOR A WRIT OF HABEAS CORPUS</i>	99C1614260129.tif pages
03/10/2003	<b>Petition for Writ of Habeas Corpus</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 01/23/2003 Petition <i>DEFT'S PRO PER PTN FOR WRIT OF HABEAS CORPUS AND APPOINTMENT OF COUNSEL/33 Court Clerk: Dorothy Kelly Reporter/Recorder: Carrie Hansen Heard By: Hardcastle, Kathy</i>	
03/12/2003	<b>Petition for Writ of Habeas Corpus</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) <i>DEFT'S PRO PER PTN FOR WRIT OF HABEAS CORPUS AND APPOINTMENT OF COUNSEL/33 Court Clerk: Dorothy Kelly Reporter/Recorder: Carrie Hansen Heard By: Hardcastle, Kathy</i>	
03/13/2003	 Withdrawal of Attorney Filed by: Defendant Mason, Mack C <i>NOTICE OF WITHDRAWAL AS ATTORNEY OF RECORD</i>	99C1614260130.tif pages
03/31/2003	 Motion <i>DEFT'S PRO PER MTN TO SECURE/34</i>	99C1614260131.tif pages
04/14/2003	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 03/31/2003 Motion <i>DEFT'S PRO PER MTN TO SECURE/34 Relief Clerk: Billie Jo Craig Reporter/Recorder: Carrie Hansen Heard By: Kathy Hardcastle</i>	
05/02/2003	 Response <i>STATES RESPONSE TO DEFENDANTS PETITION FOR WRIT OF HABEAS CORPUS</i>	99C1614260132.tif pages
05/08/2003	Motion <i>DEFT'S PRO PER MTN FOR AN ENLARGEMENT OF OF TIME/35</i>	99C1614260133.tif pages

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**

05/13/2003	 Response <i>STATES RESPONSE TO DEFENDANTS MOTION FOR AN ENLARGEMENT OF TIME</i>	99C1614260134.tif pages
05/14/2003	<b>Petition for Writ of Habeas Corpus</b> (9:00 AM) <i>DEFT'S PRO PER PTN FOR WRIT OF HABEAS CORPUS AND APPOINTMENT OF COUNSEL/33 Court Clerk: Dorothy Kelly Reporter/Recorder: Carrie Hansen Heard By: Kathy Hardcastle</i>	
06/02/2003	<b>Motion</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 05/08/2003 Motion <i>DEFT'S PRO PER MTN FOR AN ENLARGEMENT OF TIME/35 Court Clerk: Dorothy Kelly Reporter/Recorder: Deborah VanBlaricom Heard By: Kathy Hardcastle</i>	
06/02/2003	Hearing <i>FURTHER PROCEEDINGS</i>	99C1614260135.tif pages
06/04/2003	 Judgment <i>FINDINGS OF FACTS, CONCLUSIONS OF LAW AND ORDER</i>	99C1614260136.tif pages
06/06/2003	 Order <i>ORDER DENYING DEFENDANTS MOTION FOR ENLARGEMENT OF TIME</i>	99C1614260137.tif pages
06/11/2003	 Motion <i>DEFT'S PRO PER MTN FOR LEAVE TO FILE AMENDED PTN FOR WRIT OF HABEAS CORPUS VJ</i>	99C1614260138.tif pages
06/16/2003	<b>Further Proceedings</b> (9:00 AM) (Judicial Officer: Hardcastle, Kathy) Events: 06/02/2003 Hearing <i>FURTHER PROCEEDINGS Court Clerk: Dorothy Kelly Reporter/Recorder: Carrie Hansen Heard By: Kathy Hardcastle</i>	
06/23/2003	<b>CANCELED Motion</b> (9:00 AM) Events: 06/11/2003 Motion <i>Vacated</i>	
07/16/2003	 Notice of Entry of Decision and Order <i>NOTICE OF ENTRY OF DECISION AND ORDER</i>	99C1614260139.tif pages
08/11/2003	 Brief Filed By: Defendant Mason, Mack C <i>APPELLANTS BRIEF</i>	99C1614260140.tif pages
09/21/2004	 Reporters Transcript <i>REPORTER'S TRANSCRIPT DEFENDANTS PRO PER PETITION FOR WRIT OF HABEAS CORPUS</i>	99C1614260141.tif pages
09/21/2004	 Reporters Transcript <i>REPORTER'S TRANSCRIPT DEFENDANTS PRO PER MOTION FOR ENLARGEMENT OF TIME</i>	99C1614260142.tif pages
10/01/2004	 Reporters Transcript <i>REPORTER'S TRANSCRIPT SENTENCING</i>	99C1614260143.tif pages
01/31/2011	Case Reassigned to Department 20 <i>Case reassigned from Judge Kathy Hardcastle</i>	

DEPARTMENT 20  
**CASE SUMMARY**  
**CASE No. 99C161426**

01/31/2011	 Petition for Writ of Habeas Corpus Filed by: Defendant Mason, Mack C
01/31/2011	 Certificate Filed By: Defendant Mason, Mack C <i>Financial Certificate</i>
01/31/2011	 Motion Filed By: Defendant Mason, Mack C <i>Motion to Proceed in Forma Pauperis</i>
01/31/2011	 Motion Filed By: Defendant Mason, Mack C <i>Motion for Leave to File a Longer Than Normal Petition for Writ of Habeas Corpus(Post Conviction Relief)</i>
01/31/2011	 Affidavit in Support Filed By: Defendant Mason, Mack C <i>Affidavit in Support of Petitioner's Ineffective Assistance of Counsel Claims</i>
01/31/2011	 Transcript of Proceedings Party: Defendant Mason, Mack C <i>Excerpts of Trial Transcripts</i>
02/10/2011	 Order for Petition for Writ of Habeas Corpus
02/28/2011	 Response <i>State's Response to Defendant s Petition for Writ of Habeas Corpus (Post-Conviction)</i>
04/19/2011	 <b>Petition for Writ of Habeas Corpus</b> (9:00 AM) (Judicial Officer: Tao, Jerome T.) <b>04/19/2011, 04/28/2011</b> <i>Post-Conviction Relief</i>
04/20/2011	 Opposition to Motion to Dismiss Filed By: Defendant Mason, Mack C <i>Opposition to Respondent's Motion to Dismiss</i>
05/13/2011	 Order Denying Filed By: Plaintiff State of Nevada <i>Order Denying Defendan'ts Petition for Writ Of Habeas Corpus (Post-Conviction)</i>
05/31/2011	 Petition Filed by: Defendant Mason, Mack C <i>Petition for Rehearing</i>
06/01/2011	 Notice of Appeal (criminal) Party: Defendant Mason, Mack C
06/06/2011	Notice of Entry of Decision and Order

DATE

FINANCIAL INFORMATION

# CASE SUMMARY

CASE No. 99C161426

**Defendant** Mason, Mack C  
Total Charges  
Total Payments and Credits  
**Balance Due as of 6/7/2011**

275.00  
2.30  
**272.70**

ORIGINAL

FILED

MAY 13 2 45 PM '11

*Ann L. Shuman*  
CLERK OF THE COURT

1 **ORDR**  
2 DAVID ROGER  
3 Clark County District Attorney  
4 Nevada Bar #002781  
5 KRISTEN KRAMER  
6 Deputy District Attorney  
7 Nevada Bar #010112  
8 200 Lewis Avenue  
9 Las Vegas, NV 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

12 THE STATE OF NEVADA,  
13 Plaintiff,

14 -vs-

15 MACK C. MASON,  
16 #0309692

17 Defendant.

99C161426  
ORDD  
Order Denying  
1412122



Case No. C161426-1  
Dept No. XX

ORDER DENYING DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS  
(POST-CONVICTION)

DATE OF HEARING: April 28, 2011  
TIME OF HEARING: 9:00 A.M.

21 THIS MATTER having come on for hearing before the above entitled Court on the  
22 28th day of April, 2011, the Defendant not being present, represented in proper person, the  
23 Plaintiff being represented by DAVID ROGER, District Attorney, through KRISTEN  
24 KRAMER, Deputy District Attorney, and the Court having heard the arguments of counsel  
25 and good cause appearing therefor,

26 ///

27 RECEIVED

28 MAY 13 2011

CLERK OF THE COURT

RECEIVED

MAY 06 2011

DEPT. 20



1 IT IS HEREBY ORDERED that the Defendant's Petition for Writ of Habeas Corpus  
2 (Post-Conviction), shall be, and it is DENIED.

3 DATED this 11<sup>th</sup> day of May, 2011.

4  
5   
6 DISTRICT JUDGE   
7

8 DAVID ROGER  
9 DISTRICT ATTORNEY  
Nevada Bar #002781

10   
11 KRISTEN KRAMER  
12 Deputy District Attorney  
13 Nevada Bar #010112  
14  
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28 jm

FILED

JUN 06 2011

*Alvin L. Johnson*  
CLERK OF COURT

NOED

DISTRICT COURT  
CLARK COUNTY, NEVADA

MACK C. MASON,

Petitioner,

vs.

THE STATE OF NEVADA,

Respondent,

Case No: 99C161426  
Dept No: XX

NOTICE OF ENTRY OF  
DECISION AND ORDER

PLEASE TAKE NOTICE that on May 13, 2011, the court entered a decision or order in this matter, a true and correct copy of which is attached to this notice.

You may appeal to the Supreme Court from the decision or order of this court. If you wish to appeal, you must file a notice of appeal with the clerk of this court within thirty-three (33) days after the date this notice is mailed to you. This notice was mailed on June 6, 2011.

STEVEN D. GRIERSON, CLERK OF THE COURT

By: *Heather Ungermann*  
Heather Ungermann, Deputy Clerk

CERTIFICATE OF MAILING

I hereby certify that on this 6 day of June 2011, I placed a copy of this Notice of Entry of Decision and Order in:

The bin(s) located in the Office of the District Court Clerk of:  
Clark County District Attorney's Office  
Attorney General's Office – Appellate Division

- ☒ The United States mail addressed as follows:  
Mack Mason # 69060  
P.O. Box 650  
Indian Springs, NV 89070

*Heather Ungermann*  
Heather Ungermann, Deputy Clerk

ORIGINAL

39

1 **ORDR**

2 DAVID ROGER  
3 Clark County District Attorney  
4 Nevada Bar #002781  
5 KRISTEN KRAMER  
6 Deputy District Attorney  
7 Nevada Bar #010112  
8 200 Lewis Avenue  
9 Las Vegas, NV 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

FILED

MAY 13 2 45 PM '11

*Ann L. Shuman*  
CLERK OF THE COURT

8 DISTRICT COURT  
9 CLARK COUNTY, NEVADA

10 THE STATE OF NEVADA,

11 Plaintiff,

12 -vs-

13 MACK C. MASON,  
14 #0309692

15 Defendant.

99C181426  
ORDR  
Order Denying  
1412122



Case No. C161426-1  
Dept No. XX

17 ORDER DENYING DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS  
18 (POST-CONVICTION)

19 DATE OF HEARING: April 28, 2011  
20 TIME OF HEARING: 9:00 A.M.

21 THIS MATTER having come on for hearing before the above entitled Court on the  
22 28th day of April, 2011, the Defendant not being present, represented in proper person, the  
23 Plaintiff being represented by DAVID ROGER, District Attorney, through KRISTEN  
24 KRAMER, Deputy District Attorney, and the Court having heard the arguments of counsel  
25 and good cause appearing therefor,

26 ///

27 RECEIVED

28 MAY 13 2011

CLERK OF THE COURT

RECEIVED

MAY 06 2011

DEPT. 20

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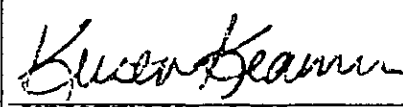
2

1 IT IS HEREBY ORDERED that the Defendant's Petition for Writ of Habeas Corpus  
2 (Post-Conviction), shall be, and it is DENIED.

3 DATED this 1<sup>st</sup> day of May, 2011.

4  
5   
6 DISTRICT JUDGE 

7  
8 DAVID ROGER  
9 DISTRICT ATTORNEY  
Nevada Bar #002781

10   
11 KRISTEN KRAMER  
12 Deputy District Attorney  
13 Nevada Bar #010112

14  
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28 jm

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****September 07, 1999**

---

99C161426

The State of Nevada vs Mack C Mason

---

**September 07, 1999****9:00 AM****Initial Arraignment****INITIAL  
ARRAIGNMENT  
Court Clerk: SUSAN  
BURDETTE/sb  
Reporter/Recorder:  
CATHY NELSON  
Heard By: Michael  
Douglas****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES**

<b>PRESENT:</b>	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney

**JOURNAL ENTRIES**

- Stanley Walton, Esq., present for Mr. Langford on behalf of Deft. DEFENDANT MASON ARRAIGNED AND PLED NOT GUILTY. Mr. Schieck stated Deft. recognizes the work that needs to be done and waives the 60-day rule. COURT ORDERED, matter set for TRIAL. Upon Court's inquiry, Mr. O'Neale stated Count VI will be severed and reconsidered at trial. Mr. Schieck stated that Mr. Langford and he were appointed at the Justice Court level and requested that they be appointed, and COURT SO ORDERED.

CUSTODY

03-02-00 9:00 AM CALENDAR CALL

03-06-00 1:30 PM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 02, 2000

99C161426

The State of Nevada vs Mack C Mason

March 02, 2000

9:00 AM

All Pending Motions

ALL PENDING  
MOTIONS 03-02-00  
Court Clerk:  
DOROTHY KELLY  
Reporter/Recorder:  
TINA SMITH Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney

**JOURNAL ENTRIES**

- DEFT'S MOTION TO CONTINUE TRIAL...CALENDAR CALL

Mr. Schieck requested a one-week continuance for a status check to see when this trial can go forward. State concurred. COURT ORDERED, Trial date VACATED; matter CONTINUED. Court stated there will be a FIRM trial setting.

CUSTODY

03-09-00 9:00 A.M. RESET TRIAL DATE

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****March 09, 2000**

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99C161426

The State of Nevada vs Mack C Mason

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**March 09, 2000****9:00 AM****Conversion Hearing Type****RESET TRIAL DATE****Relief Clerk: BILLIE****JO CRAIG****Reporter/Recorder:****TINA SMITH Heard****By: Kathy Hardcastle****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Hehn, William A.

Attorney

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

Schieck, David M.

Attorney

**JOURNAL ENTRIES****- COURT ORDERED, matter set for trial. Court advised this is a FIRM SETTING.****CUSTODY****8/23/00 9:00 AM CALENDAR CALL****8/28/00 10:30 AM JURY TRIAL**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 23, 2000

99C161426

The State of Nevada vs Mack C Mason

August 23, 2000

9:00 AM

All Pending Motions

ALL PENDING  
MOTIONS FOR  
8/23/00 Relief Clerk:  
BILLIE JO CRAIG  
Reporter/Recorder:  
CARRIE HANSEN  
Heard By: Kathy  
Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

**PRESENT:**      Langford, Robert L.      Attorney  
                      Mason, Mack C              Defendant  
                      Weckerly, Pamela C.      Attorney

**JOURNAL ENTRIES**

- DEFENDANT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING...DEFENDANT'S MOTION TO CONTINUE TRIAL SETTING...CALENDAR CALL

Court noted it met with counsel previously in chambers and the State had no objection to a continuance. COURT ORDERED, matter SET for Reset Trial Date and CONTINUED Defendant's Motion for Discovery and Evidentiary Hearing.

CUSTODY

8/30/00 9:00 AM RESET TRIAL DATE...DEFENDANT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

August 30, 2000

99C161426

The State of Nevada vs Mack C Mason

August 30, 2000

9:00 AM

All Pending Motions

ALL PENDING  
MOTIONS 08-30-00  
Court Clerk:  
DOROTHY KELLY  
Reporter/Recorder:  
TINA SMITH Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	Schieck, David M.	Attorney
	Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- DEFT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING...RESET TRIAL DATE  
Court stated it reviewed the motion and does not find a basis to grant the evidentiary hearing; the standards have been met regarding the decision to seek the death penalty. COURT ORDERED, Deft's Motion for Evidentiary Hearing is DENIED. COURT FURTHER ORDERED, matter set for trial, scheduled for one (1) week.

**CUSTODY**

11-08-00 9:00 A.M. CALENDAR CALL

11-13-00 10:30 A.M. TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 25, 2000

99C161426

The State of Nevada vs Mack C Mason

October 25, 2000

9:00 AM

All Pending Motions

ALL PENDING  
MOTIONS 10-25-00  
Court Clerk:  
DOROTHY KELLY  
Reporter/Recorder:  
TINA SMITH Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	Schieck, David M.	Attorney
	Villegas, Victoria A.	Attorney

**JOURNAL ENTRIES**

- DEFT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR, IN THE ALTERNATIVE, FOR IN-CAMERA REVIEW...DEFT'S MOTION FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVIDENCE...DEFT'S MOTION FOR DISCOVERY...DEFT'S MOTION TO ALLOW JURY QUESTIONNAIRE...DEFT'S MOTION TO COMPEL DISCLOSURE OF EXISTENCE OF SUBSTANCE OF EXPECTATIONS, OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION

Mr. Schieck stated this is Deputy District Attorney, O'Neale's, case; he is in another Department today. He requested a continuance for his presence; COURT, SO ORDERED. Mr. Schieck advised Court he is proceeding forward with discovery.

CUSTODY

11-01-00 9:00 A.M. DEFT'S MOTIONS AS LISTED ABOVE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

November 01, 2000

99C161426

The State of Nevada vs Mack C Mason

November 01, 2000

9:00 AM

All Pending Motions

ALL PENDING  
MOTIONS FOR  
11/1/00 Relief Clerk:  
BILLIE JO CRAIG  
Reporter/Recorder:  
JAMES HELLESO  
Heard By: Kathy  
Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney

**JOURNAL ENTRIES**

- DEFENDANT'S MOTION TO ALLOW JURY QUESTIONNAIRE...DEFENDANT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR FOR IN-CAMERA REVIEW...DEFENDANT'S MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS, OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION...DEFENDANT'S MOTION FOR DISCOVERY...DEFENDANT'S MOTION FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVIDENCE

As to Deft.'s Motion to Allow Jury Questionnaire, Court advised it had not reviewed it yet but usually no problems and counsel can meet in Chambers for final approval. As to the In-Camera Review, counsel to provide documents as soon as possible for review. As to Motion to Compel, COURT ORDERED, Motion DENIED. As to Motion for Discovery, defense counsel advised there was one issue. Counsel to prepare an Order and Stipulation to the Court for signature. As to Motion

**99C161426**

for Discovery of Potential Penalty Hearing Evidence, COURT ORDERED, Motion GRANTED.  
COURT ORDERED, Trial Date STANDS. Counsel advised 4 days for Trial the week of 11/13/00 and  
2 days for the Penalty Phase the week of 11/20/00.  
CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****November 08, 2000**

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99C161426

The State of Nevada vs Mack C Mason

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**November 08, 2000****9:00 AM****Calendar Call****CALENDAR CALL****Court Clerk:****DOROTHY KELLY****Reporter/Recorder:****TINA SMITH Heard****By: Kathy Hardcastle****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Mason, Mack C

Defendant

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

**JOURNAL ENTRIES**

- Court noted there was discussion in Chambers; the trial counsel is in another trial. Court noted it is the Court's motion to continue the trial and ORDERED, Trial date VACATED and RESET. Court stated this case will be given priority on the stack.

**CUSTODY**

02-07-01 9:00 A.M. CALENDAR CALL

02-12-01 10:30 A.M. TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 07, 2001**

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99C161426

The State of Nevada vs Mack C Mason

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**February 07, 2001****9:00 AM****Calendar Call****CALENDAR CALL  
Relief Clerk: BILLIE  
JO CRAIG  
Reporter/Recorder:  
LISA MASKOWSKI  
Heard By: Sally  
Loehrer****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES**

<b>PRESENT:</b>	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney
	Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- Colloquy regarding Trial start date. COURT ORDERED, Tridal Date VACATED and RESET for a 5-day Trial plus penalty if convicted. The State has 22 witnesses with 2 out-of-state witnesses.

CUSTODY

2/14/01 10:30 AM JURY TRIAL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 14, 2001

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99C161426

The State of Nevada vs Mack C Mason

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February 14, 2001

10:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk:

DOROTHY KELLY

Heard By: Hardcastle,  
Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney
	Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- Court convened at 11:26 A.M. Statements by Mr. O'Neale and Mr. Schieck. Voir Dire Oath administered to Panel. Voir Dire of Panel conducted. Court admonished and excused panel and recessed at 4:55 P.M.

TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 15, 2001

99C161426

The State of Nevada vs Mack C Mason

February 15, 2001

9:00 AM

Jury Trial

TRIAL BY JURY

Court Clerk:

DOROTHY KELLY

Reporter/Recorder:

TINA SMITH Heard

By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney
	Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- Court convened at 10:39 A.M. Voir Dire of Panel resumed. Twelve jurors and two alternates selected and sworn. Information read by the Clerk. Court read instructions to jurors. Opening statements by Mr. O'Neale and and Mr. Schieck. After afternoon recess, Court convened OUTSIDE THE PRESENCE OF THE JURY. Mr. Schieck stated during the peremptory challenges, State exercised a challenge of Mr. Cayce, an African American. He further stated he requested State make an offer of Baston and they did. He continued that in light of there being two African Americans on the jury, the defense does not have a formal Batson to make on the record. Mr. O'Neale stated there may be a Petrocelli issue wherein he spoke to Mrs. Mason in 1998, and she informed him she missed a video camcorder and she questioned the deft and he told her he pawned it; she redeemed it and put it in the same area as the gun; she then took the camcorder to someone else's house. He said there is a reasonable inference that someone was looking for something else and may be looking for the camcorder again. Court responded the ransacking of the house is not relevant. INSIDE THE



PRESENCE OF JURY: Witnesses sworn and testified; exhibits marked and admitted, as per worksheet. Court admonished and excused jurors and recessed at 5:00 P.M. Trial to resume tomorrow.

TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 16, 2001

99C161426

The State of Nevada vs Mack C Mason

February 16, 2001

1:30 PM

Jury Trial

TRIAL BY JURY

Relief Clerk:

GEORGETTE

BYRD/GB

Reporter/Recorder:

TINA SMITH Heard

By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney
	Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- 9:06 AM outside the presence of the jury, Mr. O'Neale DDA stated he spoke with witness P. Braxton last night regarding a 5/99 conversation with the defendant. Mr. O'Neale requested the defendant say during testimony "A" instead of "another" due to State's denied motion of prior bad acts. Mr. Schieck stipulated, COURT SO ORDERED. Mr. O'Neale stated the State will rest Wednesday morning.

9:10 AM jury present followed by cross examination of witness. Exhibits marked per the worksheet. Objections by the Defense regarding State's exhibit #13. 10:30 AM Court excused the jury for the morning break. Outside the presence of the jury, Mr. Schieck raised his objections to State's exhibit #13 indicating the photo was too gruesome and used to revoke a sympathetic action. Mr. O'Neale stated he did not think the exhibit was unfairly prejudicial. COURT ORDERED, based upon statements by the State, it will overrule Defendant's objection, exhibit #13 will be admitted. With

State's witnesses scheduled for the afternoon, Court excused the jury for the lunch hour. 1:05 PM outside the presence of the jury, Mr. O'Neale stated he spoke to his witness from the K-9 Unit regarding the case. Upon questioning by the State, the witness told Mr. O'Neale he could not remember the case and refreshed his memory by reading his report. Mr. O'Neale stated he did not know there was a report, he would have admitted it prior to trial and proceeded to make copies for the Defense. Mr. O'Neal stated he does not think there are any surprises in it. Mr. Langford stated the report does not appear to have anything substantial in it. COURT ORDERED, if there is anything in the report that creates a problem, the Court will take a recess. Court proceeded with the trial. 1:12PM Jury present followed by continued testimony. Exhibits marked per the worksheet. 2:45 PM Court excused the jury for the evening until 2/20/01 at 1:30 PM.

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 20, 2001**

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99C161426

The State of Nevada vs Mack C Mason

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**February 20, 2001****10:30 AM****Jury Trial****TRIAL BY JURY****Court Clerk:****DOROTHY KELLY****Reporter/Recorder:****TINA SMITH Heard****By: Hardcastle, Kathy****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Langford, Robert L.	Attorney
Mason, Mack C	Defendant
O'Neale, Lawrence J.	Attorney
Schieck, David M.	Attorney
Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- Court convened INSIDE THE PRESENCE OF THE JURY at 1:35 P.M. Witnesses sworn and testified, as per worksheet. OUTSIDE PRESENCE OF JURY: Mr. O'Neale stated the crime scene analyst opened a wallet containing papers in front of the Clerk; he wants to offer the pawn ticket, ID and cancellation receipt; he will not offer the miscellaneous papers; neither side has looked at these items until today. Court showed counsel a note received from a juror regarding a statement by a witness as to filing income tax. Court stated the information as to filing income tax is information known by a lot of people; the matter will be covered by jury instructions. Court stated if counsel wants something additional, they can come up with a stipulation or put it on the record tomorrow. Mr. Langford stated while walking to the Courthouse today, someone came up and smiled and he said 'hello'. He further stated it occurred to both of them, she was a juror and he the defense attorney. Mr. O'Neale stated he wanted the foregoing on the record as there may have been an affidavit in several years. Mr. Schieck stated he advised Mr. O'Neale the defense is adding more witnesses,

Felicia Jackson's brother, a Vista Motel female clerk and the custodian of records from Marks Bros. Jewelry Store. Mr. O'Neale stated he will deal with that issue when the witnesses are offered.

INSIDE THE PRESENCE OF THE JURY: Testimony presented; exhibits marked and admitted, as per worksheet. Court admonished and excused jury. OUTSIDE PRESENCE OF JURY: Court advised deft of his right to or not to testify. Court adjourned at 4:44 P.M.

TRIAL BY JURY

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 21, 2001**

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99C161426

The State of Nevada vs Mack C Mason

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**February 21, 2001****9:30 AM****Jury Trial****TRIAL BY JURY****Court Clerk:****DOROTHY KELLY****Reporter/Recorder:****TINA SMITH Heard****By: Hardcastle, Kathy****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Langford, Robert L.	Attorney
Mason, Mack C	Defendant
O'Neale, Lawrence J.	Attorney
Schieck, David M.	Attorney
Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- Court CONVENED OUTSIDE THE PRESENCE OF THE JURY at 10:40 A.M. Mr. O'Neale stated if defense contests voluntariness of defendant's statement, a hearing will be necessary. Mr. Schieck stated defense will not contest same. Court stated it reviewed in camera three PSI's on Dudley Thomas and did not find anything discoverable about his background. INSIDE PRESENCE OF JURY: Testimony resumed; exhibits marked and admitted, as per worksheet. State RESTED at 2:02 P.M. Defense witnesses sworn and testified, exhibits marked and admitted, as per worksheet. Court admonished and excused jury and recessed at 5:04 P.M.

**TRIAL BY JURY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 22, 2001**

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99C161426

The State of Nevada vs Mack C Mason

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**February 22, 2001****10:00 AM****Jury Trial****TRIAL BY JURY****Court Clerk:****DOROTHY KELLY****Reporter/Recorder:****TINA SMITH Heard****By: Hardcastle, Kathy****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Langford, Robert L.	Attorney
Mason, Mack C	Defendant
O'Neale, Lawrence J.	Attorney
Schieck, David M.	Attorney
Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- Court CONVENED OUTSIDE THE PRESENCE OF THE JURY at 10:26 A.M. Jury Instructions Settled. No objection by either side to verdict forms. INSIDE PRESENCE OF JURY: Testimony presented; exhibits marked and admitted, as per worksheet. Defense RESTED. State presented Rebuttal Witnesses. Both sides RESTED. Court read Jury Instructions to Jury. Closing arguments by Ms. Weckerly, Ms. Langford and Mr. Schieck. Rebuttal argument by Mr. O'Neale. Jurors left to begin deliberations at 4:22 P.M. Jury excused for the day at approximately 5 P.M. and to return tomorrow at 8:30 A.M. to resume deliberations.

**TRIAL BY JURY**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**February 23, 2001**

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99C161426

The State of Nevada vs Mack C Mason

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**February 23, 2001**

**10:00 AM**

**Jury Trial**

**TRIAL BY JURY**

**Court Clerk:**

**DOROTHY KELLY**

**Heard By: Hardcastle,  
Kathy**

**HEARD BY:**

**COURTROOM:**

**COURT CLERK:**

**RECORDER:**

**REPORTER:**

**PARTIES**

**PRESENT:**

**JOURNAL ENTRIES**

- Jury deliberated all day without reaching a verdict and were excused at 4:20 P.M. to return on Monday, February 26th.

**TRIAL BY JURY**



**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****February 26, 2001**

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99C161426

The State of Nevada vs Mack C Mason

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**February 26, 2001****1:45 PM****Jury Trial****TRIAL BY JURY****Relief Clerk:****GEORGETTE****BYRD/GB****Reporter/Recorder:****TINA SMITH Heard****By: Hardcastle, Kathy****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Langford, Robert L.	Attorney
Mason, Mack C	Defendant
O'Neale, Lawrence J.	Attorney
Schieck, David M.	Attorney
Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- 4:03 PM jury foreperson brought in and questioned regarding jury misconduct as to another juror. Juror #7 brought in and questioned by the Court, and then returned to the deliberation room. Outside the presence of the jury, colloquy between Court and Counsel regarding allen charge. Jury panel brought into courtroom and read the allen charge which was added to the jury instructions as #48. Court exused the jury until 2/27/01 at 9:30 AM.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 27, 2001

99C161426

The State of Nevada vs Mack C Mason

February 27, 2001

1:45 PM

Jury Trial

TRIAL BY JURY

Court Clerk:

DOROTHY KELLY

Reporter/Recorder:

TINA SMITH Heard

By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney
	Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- Court convened OUTSIDE THE PRESENCE OF THE JURY at 1:31 P.M. Court informed counsel the jury reached their verdicts and stated the State may be requesting to reopen the case to submit evidence of possession of firearm by ex-felon. Court stated it will bring in the Jury and review the verdicts; if the verdicts are in order, they will be read and if it is requested the jury be polled, they will be. Court further stated if the State wants to re-open the case, the Court will inform the Jury and the State may submit what evidence they have, as well as the defense, and Court will read Jury Instructions to the Jury. Mr. Schieck stated he has no objection to the Jury Instructions but objects to the procedure. He further stated as to ex-felon charges, the Supreme Court ruled in a case the charges had to be severed. He continued that he felt that meant a separate trial and jury. He further stated he does not know if the deft received adequate information from counsel as to what effect his testifying has to the ex-felon charge. He further stated if the State wants to proceed with the ex-felon charge he wants a new jury selected on that charge. Mr. O'Neale stated before the start of trial it was

discussed about not reading Count VI to the Jury; that does not affect the deft's decision to or not to testify. He further stated there was never an indication the charge would be severed to a separate jury. He continued that he does not know if it will be necessary to proceed, as the verdicts have not been read; there is no error in proceeding the way the Court has indicated. Mr. Schieck stated he and Mr. Langford agree the concept of the same jury was not discussed. Court stated the purpose of siphoning the ex-felon charge is that the jury is not influenced by that charge. Court noted the procedure requested by the State has been done before; this is not something new and the procedure will be followed as outlined. Court stated Jury Instruction Numbers 49, 50, 51 and 52 will be added on and the jury will deliberate. No objection by Mr. Schieck to the Possession of Firearm by Ex-Felon Verdict Form. Jurors returned to the Courtroom and the Clerk read the following verdicts: COUNTS I,III - BURGLARY WHILE IN POSSESSION OF A FIREARM - GUILTY COUNT II - GRAND LARCENY OF A FIREARM - NOT GUILTY COUNT IV - MURDER WITH USE OF A DEADLY WEAPON (OPEN MURDER) - GUILTY COUNT V - SECOND DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON - GUILTY

Jurors polled at request of counsel. Court advised jurors of the date of the penalty hearing and admonished and excused them for the day and recessed at 1:50 P.M.

CUSTODY

03-05-01 10:30 A.M. PENALTY HEARING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 05, 2001

99C161426

The State of Nevada vs Mack C Mason

March 05, 2001

9:00 AM

All Pending Motions

ALL PENDING  
MOTIONS 03-05-01  
Court Clerk:  
DOROTHY KELLY  
Reporter/Recorder:  
TINA SMITH Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney
	Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- PENALTY HEARING...DEFT'S MTM IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE OF EVIDENCE IN AGGRAVATION Argument by Mr. Schieck in support of his motion. He cited Rule 250 and Rule 250 (4) (f), and stated Subsection (4) (f) applies to character evidence and to any evidence presented at the penalty hearing. Argument by Mr. O'Neale, who stated the defense has been on notice of the evidence at issue for months. He further stated there is no due process violation and there is no harm here. Further argument by Mr. Schieck, who stated in addition to Flora Mason's statements, the State said it was going to call Steve Owens; he is not endorsed. He further stated the State has not given statutory notice. COURT ORDERED, evidence by Deputy District Attorney, Steve Owens, will not be permitted. Court stated it will take UNDER ADVISEMENT the Statement of Flora Mason regarding the 1995 incident. COURT ORDERED, testimony as to the January 27, 1999, and December 13, 1996, incidents will be allowed in; counsel

may bring in that deft was convicted of a gross misdemeanor in 1995; if defense wants to bring in the Alford Plea the definition of Alford Plea will be allowed. Court informed counsel of communication received by the bailiff from one of the jurors. INSIDE THE PRESENCE OF THE JURY: Opening Statements by Ms. Weckerly and Mr. Schieck. Testimony presented, exhibits marked and admitted, as per worksheet. OUTSIDE PRESENCE OF THE JURY: Flora Mason questioned by State and defense counsel so Court could determine admissibility of her statements. COURT ORDERED, Testimony of Flora Mason will be ALLOWED. INSIDE PRESENCE OF THE JURY: Testimony resumed. State RESTED. Testimony presented; exhibits marked and admitted, as per worksheet. Defense RESTED. OUTSIDE PRESENCE OF THE JURY: Jury Instructions SETTLED. No objection by either side to Verdict Forms. INSIDE PRESENCE OF JURY: Court read Jury Instructions to Jury. Closing arguments by Mr. O'Neale, Mr. Schieck, Mr. Langford and Ms. Weckerly. Jury left to begin deliberations at 4:20 P.M. Jury was excused at approximately 5:00 P.M. to return tomorrow at 9:00 A.M.

PENALTY HEARING

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 06, 2001

99C161426

The State of Nevada vs Mack C Mason

March 06, 2001

10:00 AM

Penalty Hearing

**PENALTY  
HEARING Court  
Clerk: DOROTHY  
KELLY  
Reporter/Recorder:  
TINA SMITH Heard  
By: Kathy Hardcastle**

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney
	Weckerly, Pamela C.	Attorney

**JOURNAL ENTRIES**

- Jury returned at 1:30 P.M. with the following Verdicts, which were read by the Clerk. Jury IMPOSED a sentence of LIFE IN NEVADA STATE PRISON WITHOUT THE POSSIBILITY OF PAROLE in CT. IV - Murder of the First Degree With Use of a Deadly Weapon. As to the SPECIAL VERDICT, Jury DESIGNATED that the mitigating circumstance or circumstances as follows have been established: 1) The deft has conformed to the rules and regulations of his incarceration and served as a trustee in the Clark County Detention Center. 2) The deft acted under the influence of passion or emotion. 3) The deft did not physically harm Felicia Jackson. 4) The deft completed the Crossroads Bible Institute's "Great Truths of the Bible" course. 5) The age of the deft. 6) Any other mitigating circumstances.

As to the Special Verdict, the Jury DESIGNATED that the Aggravating Circumstance or Circumstances, as follows, have been established beyond a reasonable doubt: 1) The murder was

committed while the person was engaged in the commission of or an attempt to commit any Burglary and the deft killed the person murdered. 2) The murder was committed by a person who had previously been convicted of a felony involving the use or threat of violence to the person of another. Jurors polled as to the Verdict of Life in NSP Without the Possibility of Parole at the request of Mr. Schieck. Court thanked and excused the Jury and ORDERED, matter REFERRED to the Division of Parole and Probation for a Pre-Sentence Report and set for sentencing on the remaining counts. CUSTODY

04-30-01 9:00 A.M. SENTENCING - CTS. I-III & V (Jury Verdict)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 30, 2001

99C161426

The State of Nevada vs Mack C Mason

April 30, 2001

9:00 AM

Sentencing

SENTENCING

Court Clerk:

DOROTHY KELLY

Reporter/Recorder:

TINA SMITH Heard

By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES****PRESENT:**

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

**JOURNAL ENTRIES**

- Ken Wheaton present for the Division of Parole and Probation. Mr. Schieck stated the deft provided him with a Pro Per Motion and is requesting it be filed to preserve the record. He further stated the deft wants the conviction overturned due to insufficient evidence. Court responded that is a matter to be raised on direct appeal. After conferring with Mr. Schieck, COURT ORDERED, David Schieck is APPOINTED to represent deft on appeal. Court DENIED Mr. Schieck's request to file deft's motion at the deft's request, stating no pro per motions can be filed when deft is represented by counsel. DEFT MASON ADJUDGED GUILTY OF COUNTS I AND III, BURGLARY WHILE IN POSSESSION OF A FIREARM (F), COUNT IV, MURDER WITH USE OF A DEADLY WEAPON (OPEN MURDER) (F) AND COUNT V - SECOND DEGREE KIDNAPING WITH USE OF A DEADLY WEAPON (F). Statement by Mr. Schieck. In addition to the \$25 Administrative Assessment Fee, \$250 DNA Fee and \$8,519 RESTITUTION, COURT ORDERED, Deft SENTENCED in CT. I to a MAXIMUM term of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Prisons with a MINIMUM Parole Eligibility of FORTY (40) MONTHS and is to submit to a test to determine genetic markers and in CT. III to a MAXIMUM term of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of



Prisons with a MINIMUM Parole Eligibility of FORTY (40) MONTHS to run CONCURRENTLY with sentence in CT. I, and as to CT. IV, Court noted the Jury SENTENCED the deft to a term of LIFE, to be served CONCURRENTLY with COUNTS I and III, and as to CT. V, Deft SENTENCED to a MAXIMUM term of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Prisons with a MINIMUM Parole Eligibility of FORTY (40) MONTHS plus an EQUAL and CONSECUTIVE term of a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM of FORTY (40) MONTHS for weapon enhancement to be served CONSECUTIVELY to COUNT IV, with 719 Days Credit for Time Served.

CLERK'S NOTE: Clerk was advised by the Court the State was not going forward on Ct. VI - Possession of Firearm by Ex-Felon, therefore, that Count is DISMISSED. dk

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 14, 2001

99C161426

The State of Nevada vs Mack C Mason

May 14, 2001

9:00 AM

Motion

STATE'S MOTION  
FOR RETURN OF  
EVIDENCE Court  
Clerk: DOROTHY  
KELLY  
Reporter/Recorder:  
TINA SMITH Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney

**JOURNAL ENTRIES**

- Objection by Mr. Schieck to State's motion. He stated there was a witness who indicated there was a shiny chrome pistol used; if there is any reason the defendant is able to obtain a new trial, the gun is crucial evidence. Mr. Schieck further stated he has no objection to the return of the shotgun. Argument by Mr. O'Neale, who stated that denying the motion would deprive the rightful owner of the gun. He further stated the issue of 'shiny' is a matter of fact for the jury. Court stated a similar gun could be shown and ORDERED, State's Motion for Return of Evidence is GRANTED. Mr. Schieck stated he will not waive the right to a similar gun.

CUSTODY

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

October 07, 2002

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99C161426

The State of Nevada vs Mack C Mason

---

October 07, 2002

9:00 AM

Request

DEFT'S PRO PER  
REQUEST  
VOLUNTARY  
DISMISSAL/32  
Court Clerk: Carole  
D'Aloia  
Reporter/Recorder:  
Tina Smith Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:      Hehn, William A.      Attorney

**JOURNAL ENTRIES**

- COURT ORDERED, motion GRANTED and future date of 11/4/02 VACATED.  
NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 10, 2003

99C161426

The State of Nevada vs Mack C Mason

March 10, 2003

9:00 AM

Petition for Writ of Habeas  
Corpus

DEFT'S PRO PER  
PTN FOR WRIT OF  
HABEAS CORPUS  
AND  
APPOINTMENT OF  
COUNSEL/33 Court  
Clerk: Dorothy Kelly  
Reporter/Recorder:  
Carrie Hansen Heard  
By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

**PRESENT:** Miller, James J. Attorney  
Schieck, David M. Attorney

**JOURNAL ENTRIES**

- COURT ORDERED, David Schieck's Request to Withdraw as Counsel is GRANTED. COURT FURTHER ORDERED, matter CONTINUED for the State to file an Opposition.  
NDC

DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS AND APPOINTMENT OF  
COUNSEL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 12, 2003

99C161426

The State of Nevada vs Mack C Mason

March 12, 2003

9:00 AM

Petition for Writ of Habeas  
Corpus

DEFT'S PRO PER  
PTN FOR WRIT OF  
HABEAS CORPUS  
AND  
APPOINTMENT OF  
COUNSEL/33 Court  
Clerk: Dorothy Kelly  
Reporter/Recorder:  
Carrie Hansen Heard  
By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

PRESENT: Bauer, Elizabeth B. Attorney

**JOURNAL ENTRIES**

- Ms. Bauer noted the State does not have a Writ yet. Court stated that one has been filed. Court stated it needs a response from the State as to appointment of counsel and ORDERED, matter CONTINUED.

NDC

DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION) AND  
APPOINTMENT OF COUNSEL

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 14, 2003

---

99C161426

The State of Nevada vs Mack C Mason

---

April 14, 2003

9:00 AM

Motion

DEFT'S PRO PER  
MTN TO SECURE/34  
Relief Clerk: Billie Jo  
Craig  
Reporter/Recorder:  
Carrie Hansen Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

**PRESENT:** Roger, David J. Attorney  
Whicker, Dennis G. Attorney

**JOURNAL ENTRIES**

- Mr. Whicker advised no reply was filed as it is due May 14, 2003. COURT ORDERED, Defendant's Pro Per Motion to Secure is DENIED as it is untimely.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 14, 2003

99C161426

The State of Nevada vs Mack C Mason

May 14, 2003

9:00 AM

Petition for Writ of Habeas  
Corpus

DEFT'S PRO PER  
PTN FOR WRIT OF  
HABEAS CORPUS  
AND  
APPOINTMENT OF  
COUNSEL/33 Court  
Clerk: Dorothy Kelly  
Reporter/Recorder:  
Carrie Hansen Heard  
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

**PARTIES**

PRESENT: Bauer, Elizabeth B. Attorney

**JOURNAL ENTRIES**

- Court stated Deft. has not set forth grounds for a basis for the Petition for the necessity of appointment of counsel; just bare allegation. COURT ORDERED, Deft's Pro Per Petition for Writ of Habeas Corpus (Post Conviction) and Appointment of Counsel. State to prepare the Order.

**DISTRICT COURT  
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****June 02, 2003**

---

99C161426

The State of Nevada vs Mack C Mason

---

**June 02, 2003****9:00 AM****Motion****DEFT'S PRO PER  
MTN FOR AN  
ENLARGEMENT  
OFOF TIME/35  
Court Clerk: Dorothy  
Kelly  
Reporter/Recorder:  
Deborah  
VanBlaricom Heard  
By: Kathy Hardcastle****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Miller, James J. Attorney**JOURNAL ENTRIES**

- Court stated Deft's presence is waived and ORDERED, Deft's Pro Per Motion for Enlargement of Times is DENIED. COURT FURTHER ORDERED, matter CONTINUED two weeks to look at the file and to see if everything has been decided.

NDC

06-16-03 9:00 A.M. FURTHER PROCEEDINGS



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 16, 2003

99C161426

The State of Nevada vs Mack C Mason

June 16, 2003

9:00 AM

Further Proceedings

**FURTHER  
PROCEEDINGS**  
 Court Clerk: Dorothy  
 Kelly  
 Reporter/Recorder:  
 Carrie Hansen Heard  
 By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Fattig, John T

Attorney

**JOURNAL ENTRIES**

- Court noted it previously denied a Writ on May 14, 2003, and further noted Deft's Motion for Enlargement of Time was denied. COURT ORDERED, Deft's Pro Per Motion for Leave to File an Amended Petition for Writ of Habeas Corpus scheduled to be heard on June 23rd, is DENIED on the basis it was filed untimely. June 23rd, Date is VACATED. Deft's presence is WAIVED; Case CLOSED.  
 NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**April 19, 2011**

---

99C161426

The State of Nevada vs Mack C Mason

---

**April 19, 2011**

**9:00 AM**

**Petition for Writ of Habeas  
Corpus**

**HEARD BY:** Barker, David

**COURTROOM:** RJC Courtroom 10D

**COURT CLERK:** Tia Everett

**RECORDER:** Sara Richardson

**REPORTER:**

**PARTIES**

**PRESENT:**

Fattig, John T

Attorney

Attorney

State of Nevada

Plaintiff

**JOURNAL ENTRIES**

- Court noted lack of Defendant's presence as he is in custody in the Nevada Department of Corrections (NDC). COURT ORDERED, matter CONTINUED for Judge Tao's presence.

NDC

CONTINUED TO: 4/28/2011 9:00 AM

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 28, 2011

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99C161426

The State of Nevada vs Mack C Mason

---

April 28, 2011

9:00 AM

Petition for Writ of Habeas  
Corpus

HEARD BY: Tao, Jerome T.

COURTROOM: RJC Courtroom 10D

COURT CLERK: Tia Everett

RECORDER: Sara Richardson

REPORTER:

**PARTIES**

<b>PRESENT:</b>	Kramer, Kristen B.	Attorney
	State of Nevada	Plaintiff

**JOURNAL ENTRIES**

- Court reviewed point

Court FINDS, pursuant to NRS 34.726 petition is untimely and procedurally time barred as the petition was filed 8 years after remittitur was issued, making petition untimely and Defendant has failed to show good cause for the delay in filing the petition; therefore, COURT ORDERED, Petition DENIED. Ms. Storms for the Public Defender's office moved to withdraw as counsel for the record. Court stated counsel previously withdrew and Defendant was previously represented by the Special Public Defender's office.

NDC

CLERK'S NOTE: The above minute order has been distributed to:

Mack Mason # 69060  
H.D.S.P.  
PO Box 650  
Indian Springs, NV 89018

## Exhibit List

Case Nbr:	99C161426	Party:	Sort Order:	Status	Defendant Name:	Mason, Mack C	DOB:
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Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P	Plaintiff			JUSTICE COURT EXHIBITS		State of Nevada	District Court Criminal/Civil 09/01/1999	Evidence Vault
	<b>Comment:</b>	ExhibitID : 45043						
P/P	Plaintiff			*****PENALTY HEARING EXHIBITS*****		State of Nevada		
	<b>Comment:</b>	ExhibitID : 60036						
D/P	Defendant			*****PENALTY HEARING EXHIBIT*****		Mason, Mack C		
	<b>Comment:</b>	ExhibitID : 60042						
P/CTS	Plaintiff			001-007 (NOTES FRM JURY, BAILIFF, JUDGE)		State of Nevada	District Court Criminal/Civil 01/01/1900	Evidence Vault
	<b>Comment:</b>	ExhibitID : 60044						
P-1	Plaintiff	Admitted 02/15/2001		PHOTO OF .38 REVOLVER		State of Nevada	District Court Criminal/Civil 02/15/2001	Evidence Vault
	<b>Comment:</b>	ExhibitID : 60003 NO OBJECTION						
P-2	Plaintiff	Admitted 02/15/2001		CERTIFIED COPY OF GUN REGISTRATION		State of Nevada	District Court Criminal/Civil 02/15/2001	Evidence Vault
	<b>Comment:</b>	ExhibitID : 60004 NO OBJECTION						
P-3	Plaintiff	Admitted 02/15/2001		SHOTGUN		State of Nevada	District Court Criminal/Civil 02/15/2001	Evidence Vault
	<b>Comment:</b>	ExhibitID : 60005 NO OBJECTION						

## Exhibit List

Case Nbr: 99C161426 Party: Sort Order: Status Defendant Name: Mason, Mack C DOB:

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P-4	Plaintiff	Admitted 02/15/2001		POSTER - STREET DIAGRAM		State of Nevada	District Court Criminal/Civil 02/15/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60006 NO OBJECTION								
P-5	Plaintiff	Admitted 02/15/2001		PAWN TICKET		State of Nevada	District Court Criminal/Civil 02/15/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60007 NO OBJECTION								
P-6	Plaintiff	Admitted 02/15/2001		TOP HALF OF PAWN TICKET		State of Nevada	District Court Criminal/Civil 02/15/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60008 NO OBJECTION								
P-7	Plaintiff	Admitted 02/15/2001		POSTER - AERIAL PHOTO PAWN SHOP		State of Nevada	District Court Criminal/Civil 02/15/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60009 NO OBJECTION								
P-8	Plaintiff	Admitted 02/15/2001		ZEROX COPY OF RECEIPT		State of Nevada	District Court Criminal/Civil 02/15/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60010 NO OBJECTION								
P-9	Plaintiff	Admitted 02/15/2001		COPY OF CONSENT TO SEARCH FORM		State of Nevada	District Court Criminal/Civil 02/15/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60011 NO OBJECTION								

## Exhibit List

Case Nbr: 99C161426 Party: Sort Order: Status Defendant Name: Mason, Mack C DOB:

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P-10	Plaintiff	Admitted 02/16/2001		LARGE AERIAL PSOTER		State of Nevada	District Court Criminal/Civil 02/16/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60012 NO OBJECTION								
P-11	Plaintiff	Admitted 02/16/2001		EXH 11 THROUGH 16 (PHOTO)		State of Nevada	District Court Criminal/Civil 02/16/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60013								
P-17	Plaintiff	Admitted 02/16/2001		17 & 18 PHOTO - X-RAY OF VICTIM		State of Nevada	District Court Criminal/Civil 02/16/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60014 OBJECTION								
P-19	Plaintiff	Admitted 02/16/2001		EVIDENCE ENV		State of Nevada	District Court Criminal/Civil 02/16/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60015								
P-19A	Plaintiff	Admitted 02/16/2001		BULLET FRAGMENTS FROM ENVELOPE		State of Nevada	District Court Criminal/Civil 02/16/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60016								
P-20	Plaintiff	Admitted 02/16/2001		20 THROUGH 26 (PHOTOS)		State of Nevada	District Court Criminal/Civil 02/16/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60017								
P-27	Plaintiff	Admitted 02/16/2001		LG POSTER OF ROOM DIAGRAM		State of Nevada	District Court Criminal/Civil 02/16/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60018								

## Exhibit List

Case Nbr: 99C161426 Party: Sort Order: Status Defendant Name: Mason, Mack C DOB:

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P-28	Plaintiff	Admitted 02/20/2001		28 THROUGH 42 (PHOTOS)		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60019 NO OBJECTION								
P-43	Plaintiff	Admitted 02/20/2001		EVIDENCE ENV		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60020 NO OBJECTION								
P-43A	Plaintiff	Admitted 02/20/2001		WALLET *NOT ALL PAPERS FROM WALLET ADMTD		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60021 NO OBJECTION								
P-43B	Plaintiff	Admitted 02/20/2001		NV ID CARD - MACK C MASON		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60022 NO OBJECTION								
P-43C	Plaintiff	Admitted 02/20/2001		PAWN RECEIPT FRO SHOTGUN		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60023 NO OBJECTION								
P-43D	Plaintiff	Admitted 02/20/2001		MARKS BROS. JEWELERS RECEIPT		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60024 NO OBJECTION								

## Exhibit List

Case Nbr: 99C161426 Party: Sort Order: Status Defendant Name: Mason, Mack C DOB:

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P-44	Plaintiff	Admitted 02/20/2001		BOX CONTAINING REVOLVER		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60025 NO OBJECTION								
P-44A	Plaintiff	Admitted 02/21/2001		PLASTIC BAG W/ENVS CONTAINING CARTRIDGES		State of Nevada	District Court Criminal/Civil 02/21/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60026 NO OBJECTION								
P-44B	Plaintiff	Admitted 02/20/2001		GUN		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60027 NO OBJECTION								
P-45	Plaintiff	Admitted 02/20/2001		45 THROUGH 47 (PHOTOS)		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60028 NO OBJECTION								
P-48	Plaintiff	Admitted 02/20/2001		POSTER		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60029 NO OBJECTION								
P-49	Plaintiff	Admitted 02/20/2001		CARD - LVMPD (RIGHTS OF PERSONS ARRESTED		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60030 NO OBJECTION								



## Exhibit List

Case Nbr: 99C161426 Party: Sort Order: Status Defendant Name: Mason, Mack C DOB:

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P-50	Plaintiff	Admitted 02/20/2001		CARD Q/RECEIPT @291333 STAPLED		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60031 NO OBJECTION								
P-51	Plaintiff	Admitted 02/20/2001		POSTER		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60032 NO OBJECTION								
P-52	Plaintiff	Admitted 02/20/2001		POSTER		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60033 NO OBJECTION								
P-53	Plaintiff	Admitted 02/20/2001		53 THROUGH 58 (PHOTOS)		State of Nevada	District Court Criminal/Civil 02/20/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60034 NO OBJECTION								
P-59	Plaintiff	Admitted 02/22/2001		CCDC INVENTORY SHEET		State of Nevada	District Court Criminal/Civil 02/22/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60035 NO OBJECTION								
P-60	Plaintiff	Admitted 03/05/2001		CERTIFIED COPY FRM ST OF TEXAS (CUSTODY)		State of Nevada	District Court Criminal/Civil 03/05/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60037 NO OBJECTION								

## Exhibit List

Case Nbr: 99C161426 Party: Sort Order: Status Defendant Name: Mason, Mack C DOB:

Exhibit ID	On Behalf Of	Status/Date	Return/Destroy Date	Type and Description	Exhibit Flag	Source	In Custody Of	Location
P-61	Plaintiff	Admitted 03/05/2001		JUDGMENT OF CONVICTION (MARK MASON)		State of Nevada	District Court Criminal/Civil 03/05/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60038 NO OBJECTION								
P-62	Plaintiff	Admitted 03/05/2001		AMENDED INFORMATION FILED 9/14/95		State of Nevada	District Court Criminal/Civil 03/05/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60039 NO OBJECTION								
D-A	Defendant	Admitted 02/16/2001		A THROUGH F (PHOTOS)		Mason, Mack C	District Court Criminal/Civil 02/16/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60040								
D-G	Defendant	Admitted 02/21/2001		G THRU J / CPYS OF RECEIPT MARKS BROS.		Mason, Mack C	District Court Criminal/Civil 02/21/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60041 NO OBJECTION								
D-K	Defendant	Admitted 03/05/2001		CROSSROAD BIBLE INSTITUTE CERIFICATE		Mason, Mack C	District Court Criminal/Civil 03/05/2001	Evidence Vault
<b>Comment:</b> ExhibitID : 60043 NO OBJECTION								

# Certification of Copy

State of Nevada }  
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; DISTRICT COURT  
DOCKET ENTRIES; ORDER DENYING DEFENDANT'S PETITION FOR WRIT OF HABEAS  
CORPUS (POST-CONVICTION); NOTICE OF ENTRY OF DECISION AND ORDER; DISTRICT  
COURT MINUTES; EXHIBITS LIST

STATE OF NEVADA,

Plaintiff(s),

vs.

MACK C. MASON,

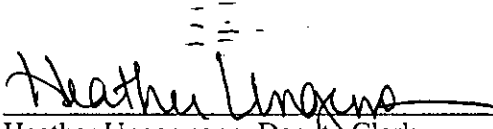
Defendant(s),

)  
)  
) Case No: C161426  
) Dept No: XX  
)  
)  
)  
)  
)  
)

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 7 day of June 2011.

Steven D. Grierson, Clerk of the Court

  
Heather Ungermann, Deputy Clerk