

1 Robert Holmes III  
2 Defendant In Proper Person  
3 P.O. Box ~~208 5000~~ 208 5000  
4 Indian Springs, Nevada 89018

5 DISTRICT COURT  
6 CLARK COUNTY NEVADA

Please  
send stamp  
file copy

FILED  
Electronically Filed  
Mar 28 2012 11:20 a.m.  
Tara L. Lippman  
Clerk of Supreme Court  
CLERK OF COURT

7  
8 Las Vegas Metropolitan,  
9 Police Department,  
10 State of Nevada

-v-

Case No. 07 A537416

Dept. No. VII

Docket

11 U.S. Currency 281,656.73,  
12 Robert Holmes III

07A637416  
NOASC  
Notice of Appeal (criminal)  
1808090



14 NOTICE OF APPEAL

15 Notice is hereby given that the Defendant, Robert  
16 Holmes III, by and through himself in proper person, does now appeal  
17 to the Supreme Court of the State of Nevada, the decision of the District  
18 Court Denied and Dismissed Defendant Motion and opposition  
19 to Plaintiff's Motion to Reconsider Court Statistically  
20 Closing Case

21 Dated this date, 3-15-2012.

23 Respectfully Submitted,

24 Robert Holmes III

25 In Proper Person  
26  
27  
28

RECEIVED

MAR 26 2012

CLERK OF THE COURT

AFFIRMATION  
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding \_\_\_\_\_

Notice of Appeal  
(Title of Document)

opposition to plaintiff's motion to  
Reconsider Court Statistically closing  
case

filed in District Court Case number 07 A537416

☒ 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.

Robert Holmes III  
Signature

3-15-2012  
Date

Robert Holmes III  
Print Name

pro se  
Title

**CERTIFICATE OF SERVICE BY MAILING**

I, Robert Holmes III, hereby certify, pursuant to NRCP 5(b), that on this 15  
day of March, 2012, I mailed a true and correct copy of the foregoing, "Notice  
of Appeal, Opposition to Plaintiff's motion to Reconsider"  
Court Statistically Closing Case.  
by placing document in a sealed pre-postage paid envelope and deposited said envelope in the  
United State Mail addressed to the following:

DA Office Clark County  
Steve Wallson  
200 Lewis Avenue  
Las Vegas NV 89155

CC:FILE

DATED: this 15 day of March, 2012.

Robert Holmes III 1034184  
Robert Holmes III #1034184  
/In Propria Personam  
Post Office Box 208, S.D.C.C.  
Indian Springs, Nevada 89018  
IN FORMA PAUPERIS:

Robert Holmes III 1034184  
SOCC P.O. Box 208  
Indian Spring Nevada 89070

CONFIDENTIAL

MAR 20 2012

LAW LIBRARY

63101+6300

LAS VEGAS NV 890

21 MAR 2012 PM 2:1

Clerk of the Court  
District Court  
200 Lewis Avenue  
3rd floor  
Las Vegas NV 89155

LEGAL  
MAR 20 2012



SOUTHERN DESERT  
CORRECTIONAL CENTER

MAR 21 2012

OUTGOING  
MAIL

FILED

MAR 27 2012

*Ann L. Blum*  
CLERK OF COURT

1 ASTA

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3  
4 **DISTRICT COURT**  
5 **CLARK COUNTY, NEVADA**  
6

7 LAS VEGAS METROPOLITAN POLICE  
8 DEPARTMENT,

Case No: 07A537416  
Dept No: VIII

9 Plaintiff(s),

10 vs.

11 U.S. CURRENCY \$281,656.73,

12 Defendant(s).  
13  
14

15 **CASE APPEAL STATEMENT**

16 1. Appellant(s): Robert Holmes, III

17 2. Judge: Doug Smith

18 3. Appellant(s): Robert Holmes, III

19 Counsel:

20 Robert Holmes, III #1034184  
21 P.O. Box 208  
Indian Springs, NV 89070

22 4. Respondent (s): Las Vegas Metropolitan Police Department

23 Counsel:

24 Steven B. Wolfson, District Attorney  
25 200 Lewis Ave.  
26 Las Vegas, NV 89155-2212

27 5. Respondent's Attorney Licensed in Nevada: Yes

28 6. Appellant Represented by Appointed Counsel In District Court: No

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

1  
2 8. Appellant Granted Leave to Proceed in Forma Pauperis\*\*: No  
3 \*\*Expires 1 year from date filed

4 9. Date Commenced in District Court: March 9, 2007

5 10. Brief Description of the Nature of the Action: Unknown

6 Type of Judgment or Order Being Appealed: Misc. Order

7 11. Previous Appeal: No

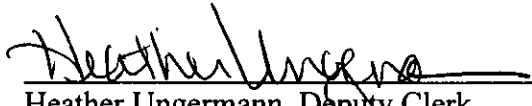
8 Supreme Court Docket Number(s): N/A

9 12. Child Custody or Visitation: N/A

10 13. Possibility of Settlement: Unknown

11 Dated This 27 day of March 2012.

12 Steven D. Grierson, Clerk of the Court

13   
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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DEPARTMENT 8  
**CASE SUMMARY**  
**CASE No. 07A537416**

**Las Vegas Metropolitan Police Dept**  
**vs**  
**U S Currency \$281,656.73**

§  
§  
§  
§  
§

Location: **Department 8**  
Judicial Officer: **Smith, Douglas E.**  
Filed on: **03/09/2007**  
Case Number History:  
Conversion Case Number: **A537416**

**CASE INFORMATION**

**Statistical Closures**

11/03/2009 Dismissed (with or without prejudice)

Case Type: **Other Civil Filing**

Sub Type: **Other Civil Matters**

**DATE**

**CASE ASSIGNMENT**

**Current Case Assignment**

Case Number 07A537416  
Court Department 8  
Date Assigned 12/28/2008  
Judicial Officer Smith, Douglas E.

**PARTY INFORMATION**



<b>Plaintiff</b>	<b>Las Vegas Metropolitan Police Dept</b>	<i>Lead Attorneys</i> <b>Weed, Randall F.</b> <i>Retained</i> 7024554711(W)
<b>Defendant</b>	<b>U S Currency \$281,656.73</b>	
<b>Also Known As</b>	<b>Ferguson, J B</b> <b>Holmes, Bobby</b> <b>Holmes, Robert</b> <b>Hoyt, Daimon D</b>	
<b>Conversion Extended Connection Type</b>	<b>No Convert Value @ 07A537416</b> Removed: 04/24/2009 Converted From Blackstone	
<b>Other</b>	<b>Trevarthen, Tonya M</b>	
<b>Other Defendant</b>	<b>Ferguson, Bryan M</b>  <b>Holmes III, Robert</b>  <b>Monroe, Daimon</b>	<b>Dustin, Cynthia L.</b> <i>Retained</i> 702-382-0905(W)  <b>Sullivan, Sean P.</b> <i>Retained</i> 7023857270(W)

**Pro Se**

**DATE**









**EVENTS & ORDERS OF THE COURT**

**INDEX**

03/09/2007	 Complaint COMPLAINT FILED Fee \$0.00	07A5374160001.tif pages
03/20/2007	 Affidavit Filed By: Plaintiff Las Vegas Metropolitan Police Dept AFFIDAVIT OF SERVICE	07A5374160002.tif pages



DEPARTMENT 8  
**CASE SUMMARY**  
**CASE No. 07A537416**












03/20/2007	Affidavit Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>AFFIDAVIT OF SERVICE</i>	07A5374160003.tif pages
03/20/2007	 Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160004.tif pages
03/20/2007	Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160005.tif pages
03/20/2007	Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160006.tif pages
03/20/2007	Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160007.tif pages
03/20/2007	Summons Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>SUMMONS ISSUED ONLY</i>	07A5374160008.tif pages
03/27/2007	 Order for Service by Publication Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>ORDER FOR PUBLICATION OF FORFEITURE ACTION</i>	07A5374160009.tif pages
03/27/2007	 Affidavit Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>AFFIDAVIT FOR ORDER OF PUBLICATION</i>	07A5374160010.tif pages
03/28/2007	 Affidavit of Mailing Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>AFFIDAVIT OF MAILING</i>	07A5374160011.tif pages
03/28/2007	 Acceptance of Service Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>ACCEPTANCE OF SERVICE</i>	07A5374160013.tif pages
03/28/2007	Acceptance of Service Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>ACCEPTANCE OF SERVICE</i>	07A5374160014.tif pages
03/28/2007	Acceptance of Service Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>ACCEPTANCE OF SERVICE</i>	07A5374160015.tif pages
03/28/2007	 Affidavit Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>AFFIDAVIT OF SERVICE</i>	07A5374160016.tif pages
03/29/2007	 Answer Filed By: Other Defendant Holmes III, Robert <i>ANSWER</i>	07A5374160012.tif pages
03/29/2007	 Initial Appearance Fee Disclosure	07A5374160017.tif pages

DEPARTMENT 8  
**CASE SUMMARY**  
**CASE No. 07A537416**







	Filed By: Other Defendant Holmes III, Robert <i>INITIAL APPEARANCE FEE DISCLOSURE</i>	
04/05/2007	 Answer Filed By: Other Defendant Monroe, Daimon <i>FORMAL ANSWER TO COMPLAINT</i>	<i>07A5374160018.tif pages</i>
04/05/2007	 Motion Filed By: Other Defendant Monroe, Daimon <i>MOTION TO STAY PROCEEDINGS</i>	<i>07A5374160019.tif pages</i>
04/05/2007	 Order to Proceed In Forma Pauperis Granted for: Other Defendant Monroe, Daimon <i>ORDER TO PROCEED IN FORMA PAUPERIS</i>	<i>07A5374160020.tif pages</i>
04/05/2007	 Application to Proceed in Forma Pauperis Filed By: Other Defendant Monroe, Daimon <i>APPLICATION TO PROCEED IN FORMA PAUPERIS</i>	<i>07A5374160021.tif pages</i>
04/10/2007	 Answer Filed By: Other Defendant Fergason, Bryan M <i>ANSWER TO COMPLAINT FOR FORFEITURE</i>	<i>07A5374160022.tif pages</i>
04/10/2007	 Initial Appearance Fee Disclosure Filed By: Other Defendant Fergason, Bryan M <i>INITIAL APPEARANCE FEE DISCLOSURE</i>	<i>07A5374160024.tif pages</i>
04/12/2007	 Amended Answer Filed By: Other Defendant Holmes III, Robert <i>AMENDED ANSWER</i>	<i>07A5374160025.tif pages</i>
04/13/2007	 Motion <i>DEFT MONROE'S MTN OF CLAIMENTS FAILURE TO VERIFY ANSWER /1</i>	<i>07A5374160023.tif pages</i>
04/17/2007	 Motion <i>MONROE'S NOTICE OF HEARING/MOTION TO STAY PROCEEDINGS /2 VC 5/16/07</i>	<i>07A5374160026.tif pages</i>
04/23/2007	 Motion <i>CLAIMANT'S MTN FOR STAY OF FORFEITURE CASE/3 VJ 5/16/07</i>	<i>07A5374160027.tif pages</i>
04/23/2007	 Receipt of Copy Filed by: Other Defendant Fergason, Bryan M <i>RECEIPT OF COPY</i>	<i>07A5374160028.tif pages</i>
04/26/2007	 Response Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>PLTFS RESPONSE TO CLAIMANTS MOTION FOR STAY OF FORFEITURE PROCEEDINGS</i>	<i>07A5374160029.tif pages</i>
05/08/2007	 Affidavit of Publication <i>AFFIDAVIT OF PUBLICATION</i>	<i>07A5374160030.tif pages</i>
05/16/2007	<b>Motion</b> (8:30 AM) (Judicial Officer: Bell, Stewart) Events: 04/13/2007 Motion	

DEPARTMENT 8  
**CASE SUMMARY**  
**CASE No. 07A537416**







*DEFT MONROE'S MTN OF CLAIMENTS FAILURE TO VERIFY ANSWER /1 Relief  
Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Heard By: Stewart Bell*

05/18/2007	 Three Day Notice of Intent to Default Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>THREE DAY NOTICE OF INTENT TO TAKE DEFAULT</i>	07A5374160031.tif pages
05/21/2007	<i>CANCELED Motion to Stay</i> (8:30 AM) Events: 04/17/2007 Motion <i>Vacated</i>	
05/21/2007	 Notice of Entry of Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>NOTICE OF ENTRY OF ORDER</i>	07A5374160032.tif pages
05/30/2007	<i>CANCELED Motion to Stay</i> (8:30 AM) Events: 04/23/2007 Motion <i>Vacated</i>	
06/01/2007	 Motion Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>MOTION FOR PARTIAL JUDGMENT BY DEFAULT</i>	07A5374160033.tif pages
06/01/2007	 Default Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>PARTIAL DEFAULT</i>	07A5374160034.tif pages
06/19/2007	 Change of Address Filed By: Also Known As Holmes, Robert <i>CHANGE OF ADDRESS</i>	07A5374160035.tif pages
08/20/2008	 Motion <i>SULLIVAN'S MTN TO WITHDRAW AS COUNSEL /04 VI 9-18-08</i>	07A5374160039.tif pages
08/21/2008	 Certificate of Mailing Filed By: Other Defendant Holmes III, Robert <i>CERTIFICATE OF MAILING</i>	07A5374160040.tif pages
09/22/2008	<i>CANCELED Motion to Withdraw as Counsel</i> (3:00 AM) (Judicial Officer: Cadish, Elissa F.) Events: 08/20/2008 Motion <i>Vacated</i>	
10/29/2009	 Order to Statistically Close Case	
05/13/2010	 Notice of Motion Filed By: Other Defendant Holmes III, Robert	
06/11/2010	 <b>Motion</b> (8:33 AM) (Judicial Officer: Smith, Douglas E.) Events: 05/13/2010 Notice of Motion <i>Deft. Robert Holmes III's Motion For Return of Illegally Seized Preoperty and Money</i>	
10/26/2011	 Notice Filed By: Other Defendant Monroe, Daimon <i>Notice to the Court</i>	

DEPARTMENT 8  
**CASE SUMMARY**  
**CASE No. 07A537416**

11/30/2011	 Motion to Reconsider Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Notice of Motion and Motion to Reconsider Court Statistically Closing Case</i>
12/19/2011	 Notice Filed By: Other Defendant Monroe, Daimon <i>Notice to Court</i>
01/03/2012	 Notice of Motion Filed By: Other Defendant Holmes III, Robert
01/09/2012	 <b>Motion to Reconsider</b> (3:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
01/24/2012	 Order Granting Motion Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Order Granting Plaintiff's Motion to Reconsider Statistically Closing Case</i>
02/06/2012	 <b>Motion</b> (3:00 AM) (Judicial Officer: Smith, Douglas E.) <b>02/06/2012, 02/21/2012, 02/28/2012</b> Events: 01/03/2012 Notice of Motion <i>Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
02/06/2012	 Motion to Dismiss Filed By: Other Defendant Holmes III, Robert <i>Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
02/06/2012	 Notice of Motion <i>Notice of Motion</i>
02/09/2012	 Supplement Filed by: Other Defendant Holmes III, Robert <i>Supplement to Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
02/10/2012	 Notice of Motion Filed By: Other Defendant Holmes III, Robert
02/22/2012	 Opposition Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Opposition to Claimant's Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
02/28/2012	<b>Motion to Dismiss</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.) Events: 02/06/2012 Notice of Motion <i>Def't's Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
02/28/2012	 <b>All Pending Motions</b> (8:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Def't's Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case; Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
03/05/2012	

DEPARTMENT 8  
**CASE SUMMARY**  
**CASE No. 07A537416**

	 Notice of Motion Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Notice of Motion and Motion to Lift Stay</i>
03/09/2012	 Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Order RE Hearing Held January 28, 2012</i>
03/12/2012	 Notice of Entry of Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Notice of Entry of Order</i>
03/15/2012	 Motion Filed By: Other Defendant Holmes III, Robert <i>Motion and Order for Transportation of Inmate for Court Appearance or, in the Alternative for Appearance by Telephone or Video Conference</i>
03/15/2012	 Supplement Filed by: Other Defendant Holmes III, Robert <i>Second Supplement to Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
03/26/2012	 Notice of Appeal (criminal) Party: Other Defendant Holmes III, Robert
03/27/2012	Opposition to Motion Filed By: Other Defendant Holmes III, Robert <i>Opposition to Plaintiff's Motion to Lift Stay</i>
04/09/2012	<b>Motion (3:00 AM)</b> (Judicial Officer: Smith, Douglas E.) <i>Notice of Motion and Motion to Lift Stay</i>

DATE	FINANCIAL INFORMATION	
	<b>Conversion Extended Connection Type</b> No Convert Value @ 07A537416	
	Total Charges	202.00
	Total Payments and Credits	202.00
	<b>Balance Due as of 3/27/2012</b>	<b>0.00</b>

# ORIGINAL

## CIVIL COVER SHEET

Clark County Nevada

Case No.

(Assigned by Clerk's Office)

*A 88746*

*VII*

### I. Party Information

Plaintiffs: **Las Vegas Metropolitan Police Department**

Defendants: **U.S. CURRENCY \$281,656.73**

Attorney: **RANDALL F. WEED  
Chief Deputy District Attorney  
Nevada Bar #000082**

Attorney:

II. Nature of Controversy (Please check applicable bold category and applicable subcategory, if appropriate)

☐ Arbitration Requested

### Civil Cases

Real Property	Torts	
<input type="checkbox"/> <b>Landlord/Tenant</b> <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> <b>Title to Property</b> <input type="checkbox"/> Foreclosure <input type="checkbox"/> Liens <input type="checkbox"/> Quiet Title <input type="checkbox"/> Specific Performance <input type="checkbox"/> <b>Condemnation/Eminent Domain</b> <input type="checkbox"/> <b>Other Real Property</b> <input type="checkbox"/> Partition <input type="checkbox"/> Planning/Zoning	<input type="checkbox"/> <b>Negligence</b> <input type="checkbox"/> <b>Negligence - Auto</b> <input type="checkbox"/> <b>Negligence - Medical/Dental</b> <input type="checkbox"/> <b>Negligence - Premises Liability</b> (Slip/Fall) <input type="checkbox"/> <b>Negligence - Other</b>	<input type="checkbox"/> <b>Product Liability</b> <input type="checkbox"/> Product Liability/Motor Vehicle <input type="checkbox"/> Other Torts/Product Liability <input type="checkbox"/> <b>Intentional Misconduct</b> <input type="checkbox"/> Torts/Defamation (Libel/Slander) <input type="checkbox"/> Interfere with Contract Rights <input type="checkbox"/> <b>Employment Torts</b> (Wrongful Termination) <input type="checkbox"/> <b>Other Torts</b> <input type="checkbox"/> Anti-trust <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Insurance <input type="checkbox"/> Legal Tort <input type="checkbox"/> Unfair Competition
Probate	Other Civil Filing Types	
<input type="checkbox"/> <b>Summary Administration</b> <input type="checkbox"/> <b>General Administration</b> <input type="checkbox"/> <b>Special Administration</b> <input type="checkbox"/> <b>Set Aside Estates</b> <input type="checkbox"/> <b>Probate Trust/Conservatorship</b> <input type="checkbox"/> <b>Other Probate</b>	<input type="checkbox"/> <b>Construction Defect</b> <input type="checkbox"/> <b>Breach of Contract</b> <input type="checkbox"/> Building & Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Other Contracts/Acct/Judgment <input type="checkbox"/> Collection of Actions <input type="checkbox"/> Employment Contract <input type="checkbox"/> Guarantee <input type="checkbox"/> Sale Contract <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> <b>Civil Petition for Judicial Review</b> <input type="checkbox"/> Other Administrative Law <input type="checkbox"/> Department of Motor Vehicles <input type="checkbox"/> Employer's Insurance of Nevada	<input type="checkbox"/> <b>Appeal from Lower Court</b> (also check applicable civil case box) <input type="checkbox"/> Transfer from Justice Court <input type="checkbox"/> Justice Court Civil Appeal <input type="checkbox"/> <b>Civil Writ</b> <input type="checkbox"/> Other Special Proceeding <input type="checkbox"/> <b>Other Civil Filing</b> <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Conversion of Property <input type="checkbox"/> Damage to Property <input type="checkbox"/> Employment Security <input type="checkbox"/> Enforcement of Judgment <input type="checkbox"/> Foreign Judgment - Civil <input type="checkbox"/> Other Personal Property <input type="checkbox"/> Recovery of Property <input type="checkbox"/> Stockholder Suit <input checked="" type="checkbox"/> Other Civil Matters

### III. Business Court Requested (Please check applicable category; for Clark or Washoe Counties only).

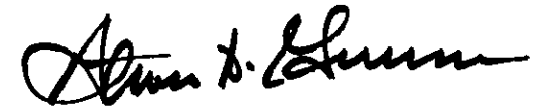
<input type="checkbox"/> NRS Chapters 78-88	<input type="checkbox"/> Investments (NRS 104B)	<input type="checkbox"/> Enhanced Case Mgmt/Business
<input type="checkbox"/> Commodities (NRS 90)	<input type="checkbox"/> Deceptive Trade Practices (NRS 598)	<input type="checkbox"/> Other Business Court Matters
<input type="checkbox"/> Securities (NRS 90)	<input type="checkbox"/> Trademarks (NRS 600A)	

*8 March 07*

Date

*[Signature]*

Signature of initiating party or representative



CLERK OF THE COURT

**ORDR**  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
THOMAS J. MOREO  
Nevada Bar #002415  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT,

Plaintiff,

-vs-

U.S. CURRENCY \$281,656.73,

Defendant.

CASE NO: 07A537416

DEPT NO: VIII

**ORDER RE HEARING HELD JANUARY 28, 2012**

THIS MATTER having come on for hearing on the 28<sup>th</sup> day of February 28, 2012, on Defendant's Motion for Enlargement of Time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case; the Court having reviewed all documents and good cause appearing;

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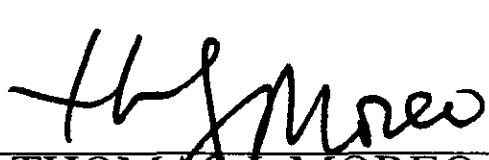
1 IT IS HEREBY ORDERED that Defendant's Motion for Enlargement of Time is off  
2 Calendar as Moot due to the Court closing the case in error.

3 IT IS FURTHER ORDERED that Defendant's Motion to Dismiss, originally set for  
4 March 13, 2012, is Denied.

5 DATED this 6<sup>th</sup> day of March, 2012.

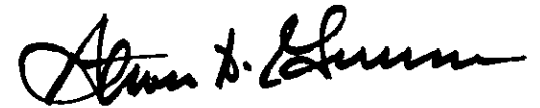
6  
7  
8   
DISTRICT JUDGE 

9 STEVEN B. WOLFSON  
10 Clark County District Attorney  
Nevada Bar #001565

11  
12 BY   
13 THOMAS J. MOREO  
14 Chief Deputy District Attorney  
Nevada Bar #002415

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28 LVMPD EVENT #060924-0418/jd





CLERK OF THE COURT

1 **NEOJ**  
2 STEVEN B. WOLFSON  
3 Clark County District Attorney  
4 Nevada Bar #001565  
5 THOMAS J. MOREO  
6 Chief Deputy District Attorney  
7 Nevada Bar #002415  
8 200 Lewis Avenue  
9 Las Vegas, Nevada 89155-2212  
10 (702) 671-2500  
11 Attorney for Plaintiff

8 DISTRICT COURT  
9 CLARK COUNTY, NEVADA

10 LAS VEGAS METROPOLITAN POLICE  
11 DEPARTMENT,

11 Plaintiff,

12 -vs-

CASE NO: 07A537416

DEPT NO: VIII

13 U.S. CURRENCY \$281,656.73,  
14 Defendant.

15 **NOTICE OF ENTRY OF ORDER**

16 TO: CYNTHIA L. DUSTIN, ESQ.  
17 Attorney for BRYAN M. FERGASON

18 TO: ROBERT HOLMES, III  
19 Claimant in Proper Person

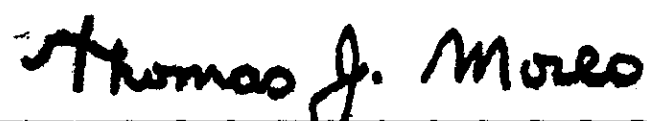
20 TO: Daimon Monroe  
21 Claimant in Proper Person

22 YOU WILL PLEASE TAKE NOTICE that an Order was entered on the 9<sup>th</sup> day of  
23 March, 2012, in the above-entitled action, a copy of which is attached hereto.

24 DATED this 12<sup>th</sup> day of March, 2012.

25 STEVEN B. WOLFSON  
26 Clark County District Attorney  
27 Nevada Bar #001565

28 BY

  
THOMAS J. MOREO  
Chief Deputy District Attorney  
Nevada Bar #002415

**CERTIFICATE OF MAILING**

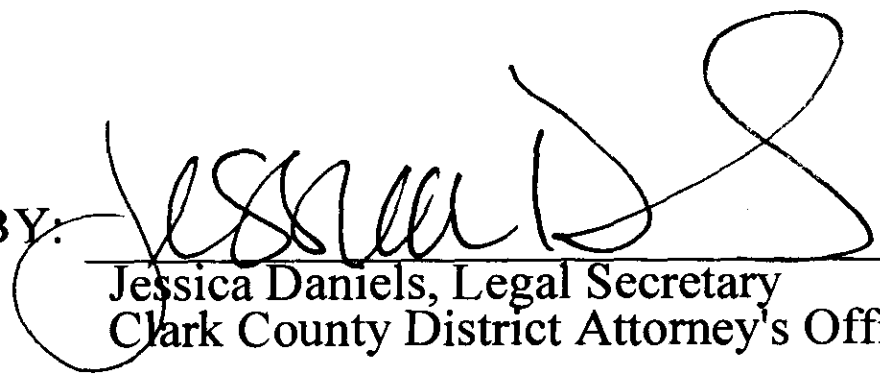
I hereby certify that service of the NOTICE OF ENTRY OF ORDER, was made this 12<sup>th</sup> day of March, 2012, by depositing a copy in the U.S. Mail, postage pre-paid, addressed to:

CYNTHIA L. DUSTIN, ESQ.  
324 S. 3rd Street, #1  
Las Vegas, NV 89101  
Attorney for BRYAN M. FERGASON

ROBERT HOLMES, III (BAC #1034184)  
Southern Desert Correctional Center  
P.O. Box 208  
Indian Springs, NV 89070-0208

Daimon Monroe (BAC #38299)  
High Desert State Prison  
P.O. Box 650  
Indian Springs, NV 89070-0650.

BY:

  
\_\_\_\_\_  
Jessica Daniels, Legal Secretary  
Clark County District Attorney's Office

LVMPD EV#060924-0418/jd



CLERK OF THE COURT

**ORDR**  
STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565  
THOMAS J. MOREO  
Nevada Bar #002415  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

DISTRICT COURT  
CLARK COUNTY, NEVADA

LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT,

Plaintiff,

-vs-

U.S. CURRENCY \$281,656.73,

Defendant.

CASE NO: 07A537416

DEPT NO: VIII

**ORDER RE HEARING HELD JANUARY 28, 2012**

THIS MATTER having come on for hearing on the 28<sup>th</sup> day of February 28, 2012, on Defendant's Motion for Enlargement of Time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case; the Court having reviewed all documents and good cause appearing;

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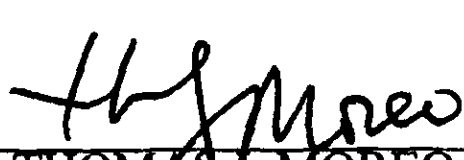
1 IT IS HEREBY ORDERED that Defendant's Motion for Enlargement of Time is off  
2 Calendar as Moot due to the Court closing the case in error.

3 IT IS FURTHER ORDERED that Defendant's Motion to Dismiss, originally set for  
4 March 13, 2012, is Denied.

5 DATED this 6<sup>th</sup> day of March, 2012.

6  
7  
8   
DISTRICT JUDGE 

9 STEVEN B. WOLFSON  
10 Clark County District Attorney  
Nevada Bar #001565

11  
12 BY   
13 THOMAS J. MOREO  
14 Chief Deputy District Attorney  
Nevada Bar #002415

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28 LVMPD EVENT #060924-0418/jd

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## Other Civil Filing

COURT MINUTES

May 16, 2007

07A537416	Las Vegas Metropolitan Police Dept vs U S Currency \$281,656.73
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**May 16, 2007                      8:30 AM                      Motion**

HEARD BY: COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT: Weed, Randall F. Attorney

## JOURNAL ENTRIES

- Court noted that Claimants Monroe and Furgason have filed motions to stay these proceedings, which is mandated by statute. COURT ORDERED, motions GRANTED, PROCEEDINGS STAYED until such time Claimants' criminal case is tried or they enter pleas, Mr. Weed to prepare and submit appropriate order. COURT FURTHER ORDERED, th 5/21/07 and 5/30/07 dates VACATED.

**07A537416**

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## Other Civil Filing

COURT MINUTES

**September 22, 2008**

07A537416 Las Vegas Metropolitan Police Dept  
vs  
U S Currency \$281,656.73

September 22, 2008      3:00 AM      Motion to Withdraw as Counsel

HEARD BY: Cadish, Elissa F.

COURTROOM: RJC Courtroom 15B

COURT CLERK:

RECORDER:

REPORTER:

PARTIES  
PRESENT:

## JOURNAL ENTRIES

- There being no opposition, COURT ORDERED, motion GRANTED; moving party to submit the order.

CLERK'S NOTE: The above minute order has been Distributed to: Sean P. Sullivan (Kelly & Sullivan LTD.)

June 11, 2010

## Deft. Robert Holmes III's Motion For Return of Illegally Seized Preoperty and Money

COURTROOM: RJC Courtroom 16D

PARTIES  
PRESENT:

CLERK'S NOTE: The above minute order has been distributed to: Robert Holmes III #1034184, c/o Southern Department Correctional Center, P.O. Box 208, Indian Springs, NV 89070. 06/11/10 kls

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## Other Civil Filing

COURT MINUTES

January 09, 2012

07A537416 Las Vegas Metropolitan Police Dept  
vs  
U S Currency \$281,656.73

January 09, 2012	3:00 AM	Motion to Reconsider	Plaintiff's Motion to Reconsider Court Statistically Closing Case
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HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER:

REPORTER:

PARTIES

**PRESENT:**

## JOURNAL ENTRIES

- Having considered the moving papers, COURT ORDERED, motion GRANTED.

CLERK'S NOTE: The above minute order has been distributed to: Thomas J. Moreo, Chief Deputy District Attorney. 01/10/12 kls



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## Other Civil Filing

## COURT MINUTES

February 06, 2012

07A537416	Las Vegas Metropolitan Police Dept
	vs
	U S Currency \$281,656.73

February 06, 2012	3:00 AM	Motion	Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case
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HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

**COURT CLERK:** Katherine Streuber

RECORDER:

REPORTER:

PARTIES  
PRESENT:

## JOURNAL ENTRIES

- COURT ORDERED, matter CONTINUED to hearing calendar.

02-21-12 8:00 AM Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case

CLERK'S NOTE: The above minute order has been distributed to: Robert Holmes III #1034184 c/o Southern Desert Correctional Center, P.O. Box 208, Indian Springs, NV 89018 and Thomas J. Moreo, Chief Deputy District Attorney - Civil Division. 02/08/12 kls

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

February 21, 2012

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07A537416                      Las Vegas Metropolitan Police Dept  
   vs  
   U S Currency \$281,656.73

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February 21, 2012	8:00 AM	Motion	Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case
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HEARD BY:    Smith, Douglas E.

COURTROOM:    RJC Courtroom 16D

COURT CLERK:    Katherine Streuber

RECORDER:    Jill Jacoby

REPORTER:

PARTIES  
PRESENT:

**JOURNAL ENTRIES**

- There being no parties present, COURT ORDERED, matter CONTINUED. Law Clerk to notify parties.

02-28-12 8:00 AM DEFENDANT'S MOTION FOR ENLARGEMENT OF TIME TO RESPOND TO PLAINTIFF'S MOTION TO RECONSIDER COURT STATISTICALLY CLOSING CASE

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

## Other Civil Filing

## COURT MINUTES

February 28, 2012

07A537416 Las Vegas Metropolitan Police Dept  
vs  
U S Currency \$281,656.73

February 28, 2012	8:00 AM	All Pending Motions	Deft's Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case; Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case
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HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

**COURT CLERK:** Katherine Streuber

RECORDER: Jill Jacoby

REPORTER:

PARTIES

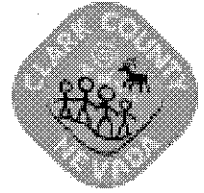
PRESENT:      Moreo, Thomas              Attorney  
                         Joseph

## JOURNAL ENTRIES

- Court advised case had been closed in error. Counsel gave a history of this case and Defendant Holmes. Counsel advised they are filing a Motion to Lift Stay and will be requesting a trial setting. Court stated its findings and ORDERED, Defendant's Motion for Enlargement of Time is OFF CALENDAR as Moot and Defendant's Motion to Dismiss, originally set for March 13, 2012 is DENIED. Mr. Moreo to prepare the order.



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE  
**NOTICE OF DEFICIENCY**  
ON APPEAL TO NEVADA SUPREME COURT



**ROBERT HOLMES, III #1034184**  
**P.O. BOX 208**  
**INDIAN SPRINGS, NV 89070**

**DATE: March 27, 2012**  
**CASE: A537416**

**RE CASE:** LAS VEGAS METROPOLITAN POLICE DEPARTMENT vs. U.S. CURRENCY \$281,656.73

NOTICE OF APPEAL FILED: March 26, 2012

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

**PLEASE NOTE: DOCUMENTS NOT TRANSMITTED HAVE BEEN MARKED:**

- ☒ **\$250 – Supreme Court Filing Fee**
  - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☒ **\$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- ☒ **\$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
  - NRAP 7: Bond For Costs On Appeal in Civil Cases
- ☐ **Case Appeal Statement**
  - NRAP 3 (a)(1), Form 2
- ☐ **Order**
- ☐ **Notice of Entry of Order**

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**NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:**

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

# 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; CIVIL COVER SHEET; ORDER RE HEARING HELD JANUARY 28, 2012;  
NOTICE OF ENTRY OF ORDER; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT,

Plaintiff(s),

vs.

U.S. CURRENCY \$281,656.73,

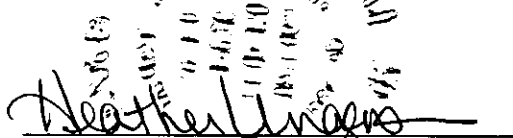
Defendant(s).

Case No: A537416  
Dept No: VIII

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 27 day of March 2012.

Steven D. Grierson, Clerk of the Court

  
Heather Ungermann, Deputy Clerk