

1 Robert Holmes III 1034184
2 In Propria Personam
3 Post Office Box 208, S.D.C.C.
4 Indian Springs, Nevada 89018

phase
send
stamp
file FILED

Electronically Filed
Jun 20 2012 08:38 a.m.
Tracie K. Lindeman
Clerk of the Court

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

7
8 Metropolitan Police Department
9 State of Nevada

10 Plaintiff,

11 vs.

12 U.S. Currency #281,656.73
13 Robert Holmes III
14 Defendant.

07A537418
NOAS
Notice of Appeal
1874472



Case No. 07A537418

Dept. No. VIII

Docket _____

15
16 **NOTICE OF APPEAL**

17 NOTICE IS HEREBY GIVEN, That the Petitioner/Defendant,
18 Robert Holmes III, in and through his proper person, hereby
19 appeals to the Supreme Court of Nevada from the ORDER denying and/or
20 dismissing the

21 Claimants' opposition to plaintiff's motion for summary judgment

22 _____
23 ruled on the 5 day of June, 20 12.

24
25 Dated this 11 day of June, 20 12.

26 RECEIVED

27 JUN 14 2012

28 CLERK OF THE COURT

Respectfully Submitted,

Robert Holmes III

Robert Holmes III 1034184
SDCC P.O. Box 2008
Indian Springs Nevada 89070

CONFIDENTIAL

RECEIVED
JUN 11 2012

SDCC LAW LIBRARY

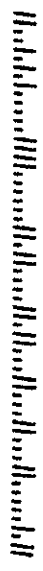
8910136300

POST CLASS 45
197049
06/12/2012
2 of 4



ZIP 89101
011D12602491

Steven D. Brisson
Clerk of the Court
200 Lewis Avenue 3rd floor
Las Vegas Nevada 89155-1760



SOUTHERN DESERT
CORRECTIONAL CENTER

JUN 12 2012

OUTGOING
MAIL

FILED

JUN 19 2012

Alvin S. Johnson
CLERK OF COURT

1 ASTA

2
3
4 **DISTRICT COURT**
5 **CLARK COUNTY, NEVADA**
6

7 LAS VEGAS METROPOLITAN POLICE
8 DEPARTMENT,

9 Plaintiff(s),

10 vs.

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

12 Defendant(s).
13

Case No: 07A537416
Dept No: VIII

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: Summary Judgment

7 11. Previous Appeal: Yes

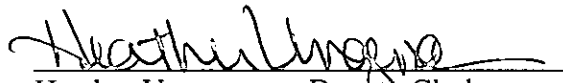
8 Supreme Court Docket Number(s): 60547, 60809

9 12. Child Custody or Visitation: N/A

10 13. Possibility of Settlement: Unknown

11 Dated This 19 day of June 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
19
20
21
22
23
24
25
26
27
28

Robert Holmes III 1034184
Petitioner/In Propria Persona
Post Office Box 208, SDCC
Indian Springs, Nevada 89070-0208

FILED

JUN 14 2012

John D. Johnson
CLERK OF COURT

IN THE Eighth JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF Clark

Metropolitan Police Department
State of Nevada

Plaintiff,

vs.

U.S. Currency #2816773
Defendant.

Robert Holmes III

CASE No. 07 A537416

DEPT. No. VIII

DESIGNATION OF RECORD ON APPEAL

TO: District Attorney's Office
D.A. Steve Wolfson
200 Lewis Avenue
Las Vegas Nevada
89155

07A537416
DROA
Designation of Record on Appeal
1874480



The above-named Plaintiff hereby designates the entire record of the above-entitled case, to include all the papers, documents, pleadings, and transcripts thereof, as and for the Record on Appeal.

DATED this 11 day of June, 20 12.

RESPECTFULLY SUBMITTED BY:

Robert Holmes III

Robert Holmes III # 1034184

Plaintiff/In Propria Persona

RECEIVED

JUN 14 2012

CLERK OF THE COURT

CERTIFICATE OF SERVICE BY MAILING

I, Robert Holmes III, hereby certify, pursuant to NRCP 5(b), that on this 11
day of June, 2012, I mailed a true and correct copy of the foregoing, "Opposition
to Plaintiff's Motion for summary Judgment"
by placing document in a sealed pre-postage paid envelope and deposited said envelope in the
United State Mail addressed to the following:

District Attorney office
D.P. Steve Wolfson
200 Lewis Avenue
Las Vegas Nevada 89155

CC:FILE

DATED: this 11 day of June, 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:

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding _____

Claimant's opposition to plaintiff's motion for summary judgment
(Title of Document)

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

6-11-2012
Date

Robert Holmes III
Print Name

Pro. SR
Title

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**
Supreme Court No.: **60547**
60809

CASE INFORMATION

Statistical Closures

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

Case Type: **Other Civil Filing**
Subtype: **Other Civil Matters**
Case Flags: **Appealed to Supreme Court**

DATE

CASE ASSIGNMENT

Current Case Assignment

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

PARTY INFORMATION

Plaintiff	Las Vegas Metropolitan Police Dept	<i>Lead Attorneys</i> Wolfson, Steven B <i>Retained</i> 702-671-2700(W)
Defendant	U S Currency \$281,656.73	
Also Known As	Ferguson, J B Holmes, Bobby Holmes, Robert Hoyt, Daimon D	
Conversion Extended Connection Type	No Convert Value @ 07A537416 Removed: 04/24/2009 Converted From Blackstone	
Other	Trevvarthen, Tonya M	
Other Defendant	Ferguson, Bryan M Holmes III, Robert Monroe, Daimon	Dustin, Cynthia L. <i>Retained</i> 702-382-0905(W) Sullivan, Sean P. <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	07A5374160002.tif pages

DEPARTMENT 8
CASE SUMMARY
CASE No. 07A537416











	Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>AFFIDAVIT OF SERVICE</i>	
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	07A5374160012.tif pages

DEPARTMENT 8
CASE SUMMARY
CASE No. 07A537416




	<i>ANSWER</i>	
03/29/2007	 Initial Appearance Fee Disclosure Filed By: Other Defendant Holmes III, Robert <i>INITIAL APPEARANCE FEE DISCLOSURE</i>	<i>07A5374160017.tif pages</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>07A5374160030.tif pages</i>

DEPARTMENT 8
CASE SUMMARY
CASE No. 07A537416

AFFIDAVIT OF PUBLICATION






05/16/2007	Motion (8:30 AM) Events: 04/13/2007 Motion <i>DEFT MONROE'S MTN OF CLAIMENTS FAILURE TO VERIFY ANSWER /1 Relief</i> <i>Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Heard By: Stewart Bell</i>	
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</i> Motion to Stay (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</i> Motion to Stay (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</i> Motion to Withdraw as Counsel (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	 Motion (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>	

DEPARTMENT 8
CASE SUMMARY
CASE No. 07A537416















10/26/2011	 Notice Filed By: Other Defendant Monroe, Daimon <i>Notice to the Court</i>
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	 Motion to Reconsider (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	 Motion (3:00 AM) (Judicial Officer: Smith, Douglas E.) 02/06/2012, 02/21/2012, 02/28/2012 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	Motion to Dismiss (8:00 AM) (Judicial Officer: Smith, Douglas E.) Events: 02/06/2012 Notice of Motion <i>Deft's Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing Case</i>
02/28/2012	 All Pending Motions (8:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Deft's Motion to Dismiss Plaintiff's Motion to Reconsider Court Statistically Closing</i>

DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416

Case; Defendant's Motion for Enlargement of time to Respond to Plaintiff's Motion to Reconsider Court Statistically Closing Case

03/05/2012	 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>
03/27/2012	 Case Appeal Statement
03/28/2012	 Response Filed by: Plaintiff Las Vegas Metropolitan Police Dept <i>Response to Opposition to Motion to Lift Stay</i>
03/30/2012	 Motion Filed By: Other Defendant Monroe, Daimon <i>Motion of Specific Facts and to Ask Court Consider Leaving Stay</i>
04/09/2012	 Motion (3:00 AM) (Judicial Officer: Smith, Douglas E.) <i>Plaintiff's Motion to Lift Stay</i>
04/16/2012	 Reply Filed by: Other Defendant Holmes III, Robert <i>Reply to Response to Opposition to Motion to Lift Stay</i>
04/27/2012	 Order Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Order Granting Motion to Lift Stay</i>
04/27/2012	 Notice of Entry of Order

DEPARTMENT 8
CASE SUMMARY
CASE NO. 07A537416

	Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Notice of Entry of Order</i>
05/01/2012	 Motion for Summary Judgment Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Notice of Motion and Motion for Summary Judgment</i>
05/01/2012	 Notice of Appeal Filed By: Other Defendant Holmes III, Robert
05/04/2012	 Case Appeal Statement
05/08/2012	 Notice of Appeal Filed By: Other Defendant Holmes III, Robert
05/10/2012	 Case Appeal Statement
05/11/2012	 Motion to Strike Filed By: Other Defendant Monroe, Daimon <i>Notice of Motion and Motion to Strike Summary Judgment by Plaintiff</i>
05/22/2012	 Opposition to Motion Filed By: Other Defendant Holmes III, Robert <i>Climant Robert Holmes' Opposition to Plaintiff's Motion for Summary Judgment</i>
06/05/2012	 Motion for Summary Judgment (8:00 AM) (Judicial Officer: Smith, Douglas E.) 06/05/2012, 08/07/2012 Events: 05/01/2012 Motion for Summary Judgment <i>Plaintiff's Motion for Summary Judgment</i>
06/07/2012	 Application to Proceed in Forma Pauperis
06/08/2012	 Opposition Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Plaintiff's Opposition to Motion to Strike Summary Judgment</i>
06/11/2012	 Order for Production of Inmate <i>Robert Holmes BAC #1034184</i>
06/12/2012	 Affidavit of Mailing Filed By: Plaintiff Las Vegas Metropolitan Police Dept <i>Affidavit of Mailing</i>
06/14/2012	 Notice of Appeal Filed By: Other Defendant Holmes III, Robert
06/14/2012	 Designation of Record on Appeal Filed By: Other Defendant Holmes III, Robert
08/07/2012	Motion to Strike (8:00 AM) (Judicial Officer: Smith, Douglas E.) Events: 05/11/2012 Motion to Strike <i>Notice of Motion and Motion to Strike Summary Judgment by Plaintiff</i>
DATE	FINANCIAL INFORMATION

CASE SUMMARY**CASE No. 07A537416****Conversion Extended Connection Type** No Convert Value @ 07A537416

Total Charges 202.00

Total Payments and Credits 202.00

Balance Due as of 6/19/2012 0.00**Plaintiff** Las Vegas Metropolitan Police Dept

Total Charges 0.00

Total Payments and Credits 0.00

Balance Due as of 6/19/2012 0.00

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"/> Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Title to Property <input type="checkbox"/> Foreclosure <input type="checkbox"/> Liens <input type="checkbox"/> Quiet Title <input type="checkbox"/> Specific Performance <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property <input type="checkbox"/> Partition <input type="checkbox"/> Planning/Zoning	<input type="checkbox"/> Negligence <input type="checkbox"/> Negligence - Auto <input type="checkbox"/> Negligence - Medical/Dental <input type="checkbox"/> Negligence - Premises Liability (Slip/Fall) <input type="checkbox"/> Negligence - Other	<input type="checkbox"/> Product Liability <input type="checkbox"/> Product Liability/Motor Vehicle <input type="checkbox"/> Other Torts/Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Torts/Defamation (Libel/Slander) <input type="checkbox"/> Interfere with Contract Rights <input type="checkbox"/> Employment Torts (Wrongful Termination) <input type="checkbox"/> Other Torts <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"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside Estates <input type="checkbox"/> Probate Trust/Conservatorship <input type="checkbox"/> Other Probate	<input type="checkbox"/> Construction Defect <input type="checkbox"/> Breach of Contract <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"/> Civil Petition for Judicial Review <input type="checkbox"/> Other Administrative Law <input type="checkbox"/> Department of Motor Vehicles <input type="checkbox"/> Employer's Insurance of Nevada	<input type="checkbox"/> Appeal from Lower Court (also check applicable civil case box) <input type="checkbox"/> Transfer from Justice Court <input type="checkbox"/> Justice Court Civil Appeal <input type="checkbox"/> Civil Writ <input type="checkbox"/> Other Special Proceeding <input type="checkbox"/> Other Civil Filing <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

**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

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.)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

June 11, 2010

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

June 11, 2010

8:33 AM

Motion

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

HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER:

REPORTER:

PARTIES
PRESENT:

JOURNAL ENTRIES

- Pursuant to EDCR 2.20, no points and authorities being filed and the motion not being served on interested parties, COURT ORDERED, motion DENIED.

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

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

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**

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 Joseph Attorney

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.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

April 09, 2012

07A537416	Las Vegas Metropolitan Police Dept vs U S Currency \$281,656.73
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April 09, 2012

3:00 AM

Motion

Plaintiff's Motion to Lift Stay

HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER:

REPORTER:

PARTIES
PRESENT:

JOURNAL ENTRIES

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

CLERK'S NOTE: The above minute order has been distributed to: Thomas J. Moreo Deputy District Attorney, Civil Division. 04/13/12 kls

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Other Civil Filing

COURT MINUTES

June 05, 2012

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

June 05, 2012

8:00 AM

Motion for Summary Judgment

Plaintiff's Motion for Summary Judgment

HEARD BY: Smith, Douglas E.

COURTROOM: RJC Courtroom 16D

COURT CLERK: Katherine Streuber

RECORDER: Jill Jacoby

REPORTER:

PARTIES

PRESENT: Moreo, Thomas Joseph Attorney

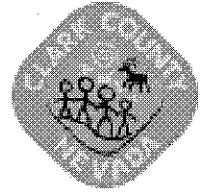
JOURNAL ENTRIES

- Colloquy regarding opposition being filed by Defendant who is incarcerated. Counsel advised Mr. Holmes is incarcerated in Southern Desert Correctional Center and Mr. Monroe is incarcerated in High Desert State Prison. COURT ORDERED, matter CONTINUED. Mr. Moreo to prepare the order.

08-07-12 8:00 AM Plaintiff's Motion for Summary Judgment



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: June 19, 2012
CASE: A537416

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

NOTICE OF APPEAL FILED: June 14, 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

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; DESIGNATION OF RECORD ON APPEAL; DISTRICT COURT DOCKET ENTRIES; CIVIL COVER SHEET; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Plaintiff(s),

vs.

U.S. CURRENCY \$281,656.73,

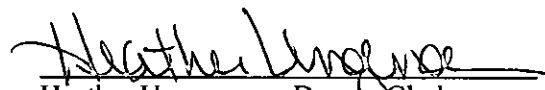
Defendant(s).

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 19 day of June 2012.

Steven D. Grierson, Clerk of the Court


Heather Ungermann, Deputy Clerk