

IN THE SUPREME COURT OF THE STATE OF NEVADA

RODERICK STEPHEN SKINNER,
Appellant,

vs.

THE STATE OF NEVADA,
Respondent.

No. 66666

Electronically Filed
Feb 04 2015 11:53 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

MOTION REQUESTING TRANSMISSION OF THE PRESENTENCE
INVESTIGATION REPORT AND PSYCHOSEXUAL EVALUATION
CONTAINED IN CR14-0644 TO THIS COURT

Appellant, by and through counsel, hereby requests that this Court direct the Clerk of the Second Judicial District Court to forward the Presentence Investigation Report filed on July 11, 2014, and the Psychosexual Evaluation filed on August 6, 2014, contained within the district court's file in case number CR14-0644 for inclusion in the record on appeal and consideration by this Court.

DATED this 4th day of February 2015.

JEREMY T. BOSLER
Washoe County Public Defender

By: 
JOHN REESE PETTY
Chief Deputy Public Defender
Nevada State Bar No. 10

AFFIDAVIT

STATE OF NEVADA)
COUNTY OF WASHOE) ss.

JOHN REESE PETTY, under penalty of perjury, deposes and
says:

1. That your affiant is counsel on appeal for Appellant and will be filing an Opening Brief in this appeal that references portions of the Presentence Investigation Report filed in the district court on July 11, 2014 and the Psychosexual Evaluation filed in the district court on August 6, 2014. These documents are not available to the public.


2. These documents are necessary because they are referenced in the Opening Brief and form part of the argument on appeal. The question presented is whether Judge Hardy abused his sentencing discretion when he sentenced Mr. Skinner to prison rather than grant him probation where, as here, a probation grant would have led to Mr. Skinner's immediate deportation and incarceration merely delayed (for a few years) the inevitable. These documents go to the heart of this case.

3. This motion is made in good faith and not for the purposes of delay.


JOHN REESE PETTY

Subscribed and Sworn to before me this 4th day of February, 2015, by John Reese Petty.




NOTARY PUBLIC

CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 22nd day of January 2015. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Terrence P. McCarthy, Chief Appellate Deputy,
Washoe County District Attorney's Office

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage pre-paid, addressed to:

Roderick Stephen Skinner (#1126964)
Northern Nevada Correctional Center
P.O. Box 7000
Carson City, Nevada 89702

John Reese Petty
Washoe County Public Defender's Office