

1 CODE CAS  
2 Law Offices of Richard F. Cornell  
3 150 Ridge Street, Second Floor  
4 Reno, NV 89501  
5 Nevada Bar 1553  
6 (775)329-1141  
7 Attorney for Petitioner

8 EIGHTH JUDICIAL DISTRICT COURT FOR THE STATE OF NEVADA  
9 AND FOR THE COUNTY OF CLARK

10 LUIS HIDALGO, III, )  
11 )  
12 Petitioner, )  
13 )  
14 v. )  
15 )  
16 ISIDRO BACA, WARDEN, )  
17 NORTHERN NEVADA )  
18 CORRECTIONAL CENTER; )  
19 AND )  
20 J. GREG COX, DIRECTOR OF )  
21 THE NEVADA DEPARTMENT )  
22 OF CORRECTIONS, )  
23 Respondents. )

CASE NO. C212667/C241394

DEPT NO. XXI

24 **CASE APPEAL STATEMENT**

25 1. Name of Appellant filing this case appeal statement:

26 Petitioner, Luis Hidalgo III.

27 2. Identify the judge issuing the decision, judgment, or order appealed

1 from:

2 The Honorable Valerie Adair.

3  
4 3. Identify each appellant and the name and address of counsel for each  
5 appellant:

6 Luis A. Hidalgo III, Richard F. Cornell, Esq., 150 Ridge Street, Second  
7 Floor, Reno, Nevada 89501.

8  
9 4. Identify each respondent and the name and address of appellate counsel,  
10 if known for each respondent:

11 The State of Nevada on relation of the Warden and the Department of  
12 Corrections, Marc DiGiacomo, Chief Criminal Deputy, Clark County District  
13 Attorney's Office, 200 Lewis Ave. Las Vegas, Nevada 89155-2212.

14  
15 5. Indicate whether any attorney identified above in response to questions 3  
16 and 4 is not licensed to practice law in Nevada . . . :

17 N/A.

18  
19 6. Indicate whether appellant was represented by appointed or retained  
20 counsel in the district court:

21 Retained.

22  
23 7. Indicate whether appellant is represented by appointed or retained  
24 counsel on appeal:

1 Retained.

2 8. Indicate whether appellant was granted leave to proceed in *forma*  
3  
4 *properus*, and the date of entry of the district court order granting such leave:

5 No.

6 9. Indicate the date the proceedings commenced in the district court:

7  
8 Petition for Writ of *Habeas Corpus* (Post-Conviction) filed either January 2,  
9  
10 2014 or January 22, 2014.

11 10. Provide a brief description of the nature of the action and result in the  
12 district court, including the type of judgment or order being appealed and the relief  
13 granted by the district court:  
14

15 Appellant filed Petition for Writ of *Habeas Corpus* (Post-Conviction).  
16 After evidentiary hearing, the court below denied said Petition.  
17

18 11. Indicate whether the case has previously been the subject of an appeal  
19 or original writ proceeding in the supreme court and, if so, the caption and  
20 supreme court docket number of the prior proceeding:  
21

22 ///

23 ///

24 ///

25 ///

26 ///

1 Yes. Order of Affirmance entered in case no. 54272 on June 21, 2012 in  
2 this Appellant's direct appeal.  
3

4 DATED this 24 day of March, 2015.

5 Respectfully submitted,  
6

7 LAW OFFICES OF RICHARD F. CORNELL  
8 150 Ridge Street, Second Floor  
9 Reno, NV 89501

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11 \_\_\_\_\_  
12 Richard F. Cornell  
13 State Bar #1553  
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1 **CERTIFICATE OF SERVICE**

2 Pursuant to N.R.C.P. 5(b), I certify that I am an employee of  
3  
4 LAW OFFICES OF RICHARD F. CORNELL, and that on this date I caused to  
5 be , deposited for mailing in the United States Mail a true and correct copy of the  
6  
7 foregoing document, addressed to:

8 Mark DiGiacomo  
9 Deputy District Attorney  
10 Regional Justice Center  
11 200 Lewis Avenue  
12 Las Vegas, Nevada 89155-2211

13 **DATED** this 24th day of March, 2015.

14 Marianne Tom-Kadlic  
15 Marianne Tom-Kadlic  
16 Legal Assistant to Richard F. Cornell  
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IN THE SUPREME COURT OF THE STATE OF NEVADA

★ ★ ★ ★ ★

LUIS HIDALGO, III ,

CASE NO. 67640

Appellant.

v.

THE STATE OF NEVADA,

Respondent.

\_\_\_\_\_ /

**NOTICE OF FILING CASE APPEAL STATEMENT**

Please take notice that Appellant filed his Case Appeal Statement with the Eighth Judicial District of the State of Nevada. A true and correct copy of the same is attached hereto.

DATED this 30 day of March, 2015.

LAW OFFICES OF RICHARD F. CORNELL  
150 Ridge Street, Second Floor  
Reno, NV 89501

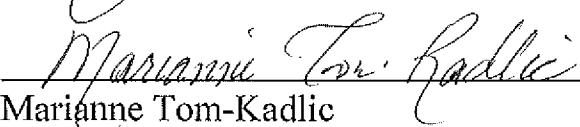
By:   
Richard F. Cornell

**CERTIFICATE OF SERVICE**

Pursuant to N.R.C.P. 5(b), I certify that I am an employee of  
LAW OFFICES OF RICHARD F. CORNELL, and that on this date I caused to  
be , deposited for mailing in the United States Mail a true and correct copy of the  
foregoing document, addressed to:

Mark DiGiacomo  
Deputy District Attorney  
Regional Justice Center  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2211

**DATED** this 30th day of March, 2015.

  
Marianne Tom-Kadlic  
Legal Assistant to Richard F. Cornell

IN THE SUPREME COURT OF THE STATE OF NEVADA

Electronically Filed  
May 27 2015 09:48 a.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

★ ★ ★ ★ ★

LUIS HIDALGO, III ,

CASE NO. 67640

Appellant.

v.

THE STATE OF NEVADA,

Respondent.

\_\_\_\_\_ /

**RESPONSE TO ORDER CONDITIONALLY IMPOSING SANCTIONS**

Attached hereto is the Notice of Filing Case Appeal Statement dated March 30, 2015, and the Case Appeal Statement filed in the Eighth Judicial District on or about March 24, 2015. The undersigned apologizes. The undersigned thought this was already filed.

DATED this 26 day of May, 2015.

LAW OFFICES OF RICHARD F. CORNELL  
150 Ridge Street, Second Floor  
Reno, NV 89501

By: \_\_\_\_\_

Richard F. Cornell




**CERTIFICATE OF SERVICE**

Pursuant to N.R.C.P. 5(b), I certify that I am an employee of  
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Mark DiGiacomo  
Deputy District Attorney  
Regional Justice Center  
200 Lewis Avenue  
Las Vegas, Nevada 89155-2211

**DATED** this 26th day of May, 2015.

  
Marianne Tom-Kadlic  
Legal Assistant to Richard F. Cornell