

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRIAN KERRY O'KEEFE,

Case No. 69036

Appellant,

Eighth Judicial Case No. C250630

-vs-

Judge M. Villan

THE STATE OF NEVADA

FILED

JUL 27 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY Tracie K. Lindeman
DEPUTY CLERK

Respondent.

NOTICE OF SUPPLEMENTAL AUTHORITY
PURSUANT NRAP 31(e) CONCERNING
APPELLANT'S NOTICE OF INTENT TO
APPEAL, BY MOTION TO STAY REMITTANCE,
WHICH THIS COURT ORDERED CLERK
TO UNFILE AFTER MOTION WAS PROPERLY FILED.

COMES NOW Appellant Brian O'Keefe properly pro se to respectfully present Supplemental Authorities relevant to issue on appeal now by "Rehearing". In 2011 the decision rendered in Hernandez v. Thaler, 630 F.3d 420, 425 ("the intent to appeal from a specific ruling, can fairly be inferred by probing the notice and the other party was not misled or prejudice.") quoting; citing Sanabria v. U.S., 437 U.S. 54, 67 n.21 see also Artuz v. Bennett, 531 U.S. 4, 121 S.Ct. at 363-364.

The issue of the unfiled notice to appeal can be located and was discussed in appellant's opening brief at pages 7 and 11-12, as well in the Petition for Rehearing filed July 1, 2016 at pages 3-4.

Dated July 21, 2016 pursuant NRS 208.165,
28 USC § 1746.

Respectfully,
By: Brian K. O'Keefe
Brian K. O'Keefe
#90244
16-23261

RECEIVED

JUL 25 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
DEPUTY CLERK

CERTIFICATE OF SERVICE

I do certify that I mailed a true and correct copy of the foregoing
(check appropriate box)

☐ Opening Brief

☐ Reply Brief

☐ Motion: _____

☐ Petition: _____

☒ Other: Supplemental ... Filed

to the below address(es) on this 21st day of July, 2016, by
placing same in the hands of prison staff for posting in the U.S. Mail, per

Nev.R.App.P. 25: Brass Slip, No. 2004906

Clerk, Supreme Court of Nevada

Office of the Clerk

201 S. Carson St., Suite 201

Carson City, Nevada 89701

Attorney For _____

☐ and

_____, Nevada 89____

Brian K. O'Keefe
Brian K. O'Keefe # 90244

Lovelock Correctional Center

1200 Prison Road

Lovelock, Nevada 89419

Appellant

In Pro Se