

IN THE SUPREME COURT OF THE STATE OF NEVADA

FILED

OCT 28 2015

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY [Signature]  
DEPUTY CLERK

MICHAEL T. BOTELHO, )  
Petitioner )  
VS )  
BENEDETTI, WARDEN, )  
STATE OF NEVADA, ET-AL, )  
Respondent )

**MOTION FOR APPOINTMENT  
OF COUNSEL PURSUANT TO  
NRS 34.750**

Petitioner, MICHAEL TODD BOTELHO, pursuant to NRS 34.750

(1) (2) request the Honorable Court to appoint counsel to represent him in this ~~petition~~ APPEAL FOR HABEAS PETITION for the following reasons:

1. Petitioner is not able to afford counsel, see motion to proceed in Forma Pauperis and Affidavit in support filed with the court.
2. The issues involved in this matter are very complex.
3. The issues involved in this case will require investigation which the petitioner cannot do while confined in prison.
4. Petitioner has very limited knowledge of the law and process thereof.
5. The ends of justice would best be served in this case if an attorney was appointed to represent the petitioner.

Dated this 19<sup>th</sup> day of OCTOBER, 2015

RECEIVED  
OCT 23 2015  
TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
DEPUTY CLERK

15/ [Signature]  
15-32844

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5 IN THE SUPREME COURT OF THE STATE OF NEVADA  
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8 MICHAEL T. BOTELHO, )  
9 Petitioner )  
10 vs. )  
11 BENEDETTI, WARDEN, )  
12 STATE OF NEVADA, ET-AL, )  
13 Respondent )

ORDER APPOINTMENT COUNSEL  
NRS 34.750

14 THIS MATTER came before the court on the written Motion  
15 for Appointment of Counsel, the petitioner herein having  
16 submitted a Petition for Writ of Habeas Corpus, NRS 34.370  
17 et. seg., The Court finds Petitioner to be indigent and good  
18 cause appearing.

19 IT IS SO ORDERED that the below-indicated is appointed  
20 by the Court to represent Petitioner in further proceedings:

21 \_\_\_\_\_ Clark County Public Defender

22 \_\_\_\_\_ Washoe county public defender

23 \_\_\_\_\_ Nevada State Public Defender

24 \_\_\_\_\_, Esq, Attorney  
25 at Law, is hereby appointed to represent Petitioner. His/her fees  
26 shall be paid by the State of Nevada from the fund appropriated  
27 to the Office of the State Public Defender, NRS 34.750 (2).

28 Dated this \_\_\_\_\_ day of \_\_\_\_\_ 20

\_\_\_\_\_  
District Judge

AFFIRMATION  
Pursuant to NRS 239b.030

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

MOTION FOR APPOINTMENT OF COUNSEL

(Title of Document)

Filed in case number: CR03-2156

☒ Document does not contain the social security number of any person

Or

☐ Document contains the social security number of a person as required by:

☐ A specific state or federal law, to wit

Or

☐ For the administration of a public program

Or

☐ For an application for a federal or state grant

Or

☐ Confidential Family Court Information Sheet  
(NRS 125.130, NRS 125.230, and NRS 125b.055)

DATE: 10-19-2015

Michael T. Botelho  
(Signature)

MICHAEL T. BOTELHO  
(Print Name)

PRO-SE  
(Attorney for)

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP Rule 5 (b), I hereby certify that I am the Petitioner/Defendant named herein and that on this \_\_\_\_\_ day of OCTOBER, 20 15, I mailed a true and correct copy of the foregoing MOTION FOR APPOINTMENT OF COUNSEL to the following:

NU. SUPREME COURT  
201 SOUTH CARSON ST.  
SUITE 201  
CARSON CITY, NV. 89701

BY:

Michael T. Botelho  
MICHAEL T. BOTELHO #80837  
NNCC  
P.O. Box 7000  
CARSON, CITY, NV. 89702

Defendant, in pro se  
&  
IN FORMA PAUPERIS