

Case No. 06C226586  
Dept. No. XXV

"Original"

Electronically Filed  
02/01/2016 04:21:17 PM

Electronically Filed  
Feb 04 2016 10:12 a.m.  
CLERK OF THE COURT  
Tracie K. Lindeman  
Clerk of Supreme Court

IN THE 8th JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF Clark

\* \* \* \* \*

The State of Nevada, )  
Plaintiff, )  
-vs- )  
Fredys A. Martinez, )  
et al. )  
Defendant. )

NOTICE OF APPEAL

NOTICE IS GIVEN that Plaintiff, Fredys A. Martinez,  
in pro se, hereby appeals to the Nevada Supreme Court the  
Defendant's multiple motions  
as filed/entered on the 7th day of January, 2016,  
(complete if applicable) and the \_\_\_\_\_  
\_\_\_\_\_, as filed/entered on the \_\_\_\_\_ day of  
\_\_\_\_\_, 20\_\_\_\_, in the above-entitled Court.

Dated this 26 day of January, 2016.

Fredys A. Martinez  
Fredys A. Martinez #1003276  
Lovelock Correctional Center  
1200 Prison Road  
Lovelock, Nevada 89419

Plaintiff In Pro Se

RECEIVED  
LCCILL FORM 26.062  
FEB 01 2016

CLERK OF THE COURT



CERTIFICATE OF SERVICE

I do certify that I mailed a true and correct copy of the foregoing NOTICE OF APPEAL to the below address(es) on this 26 day of January, 2016, by placing same in the U.S. Mail via prison law library staff:

Steven B. Wolfson, District Attorney  
Office of the District Attorney,  
200 Lewis Avenue  
P.O. Box 552212  
Las Vegas, NV 89155-2213

Fredys A. Martinez #1003276  
Lovelock Correctional Center  
1200 Prison Road  
Lovelock, Nevada 89419

Plaintiff In Pro Se

AFFIRMATION PURSUANT TO NRS 239B.030

The undersigned does hereby affirm that the preceding NOTICE OF APPEAL filed in District Court Case No. 06C226586 does not contain the social security number of any person.

Dated this 26 day of January, 2016.

Fredys A. Martinez #1003276

Plaintiff In Pro Se



#1003276

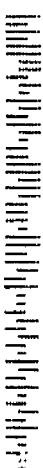
Fredys A. Martinez #1003276  
Love10ck Correctional Center  
1200 Prison Road  
Love10ck, NV 89419



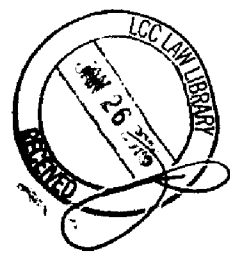
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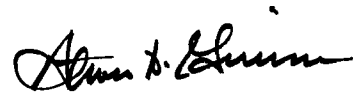
STEVEN D. GRIERSON, Clerk of the Court  
200 LEWIS AVENUE, 3rd Floor  
Las Vegas NV 89155-1160

INMATE LEGAL  
MAIL CONFIDENTIAL



100





CLERK OF THE COURT

ASTA

**IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE  
STATE OF NEVADA IN AND FOR  
THE COUNTY OF CLARK**

STATE OF NEVADA,

Plaintiff(s),

vs.

FREDDY MARTINEZ aka FREDYS A.  
MARTINEZ,

Defendant(s),

Case No: 06C226586

Dept No: XXV

**CASE APPEAL STATEMENT**

1. Appellant(s): Fredys A. Martinez

2. Judge: Kathleen E. Delaney

3. Appellant(s): Fredys A. Martinez

Counsel:

Fredys A. Martinez #1003276  
1200 Prison Rd.  
Lovelock, NV 89419

4. Respondent: The State of Nevada

Counsel:

Steven B. Wolfson, District Attorney  
200 Lewis Ave.

1 Las Vegas, NV 89101  
2 (702) 671-2700

3 5. Appellant(s)'s Attorney Licensed in Nevada: N/A  
4 Permission Granted: N/A

5 Respondent(s)'s Attorney Licensed in Nevada: Yes  
6 Permission Granted: N/A

7 6. Appellant Represented by Appointed Counsel In District Court: Yes

8 7. Appellant Represented by Appointed Counsel On Appeal: N/A

9 8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

10 9. Date Commenced in District Court: September 29, 2006

11 10. Brief Description of the Nature of the Action: Criminal

12 Type of Judgment or Order Being Appealed: Misc. Order

13 11. Previous Appeal: Yes

14 Supreme Court Docket Number(s): 49608, 55890, 56153, 57197, 58023, 58050, 58215,  
15 69277, 69596

16 12. Child Custody or Visitation: N/A

17 Dated This 2 day of February 2016.

18 Steven D. Grierson, Clerk of the Court

19 

20  
21 Heather Ungermann, Deputy Clerk  
22 200 Lewis Ave  
23 PO Box 551601  
24 Las Vegas, Nevada 89155-1601  
25 (702) 671-0512

26 cc: Fredys A. Martinez  
27  
28



DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

**The State of Nevada vs Freddy Martinez**

§	Location:	<b>Department 25</b>
§	Judicial Officer:	<b>Delaney, Kathleen E.</b>
§	Filed on:	<b>09/29/2006</b>
§	Case Number History:	
§	Cross-Reference Case	<b>C226586</b>
§	Number:	
§	Defendant's Scope ID #:	<b>1361243</b>
§	Lower Court Case Number:	<b>05GJ00145</b>
§	Supreme Court No.:	<b>56153</b>
§		<b>57197</b>
§		<b>58023</b>
§		<b>58050</b>
§		<b>58215</b>
§		<b>69277</b>
§		<b>69596</b>

**CASE INFORMATION**

<b>Offense</b>	<b>Deg</b>	<b>Date</b>	<b>Case Type:</b>	<b>Felony/Gross Misdemeanor</b>
1. BURGLARY.	F	01/01/1900		
2. BATTERY WITH USE OF A DEADLY WEAPON	F	01/01/1900	Case Flags:	<b>Appealed to Supreme Court</b>
3. KIDNAPPING IN FIRST DEGREE	F	01/01/1900		<b>Custody Status - Nevada</b>
3. KIDNAP WITH USE OF A DEADLY WEAPON	F	01/01/1900		<b>Department of Corrections</b>
3. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME.	F	01/01/1900		
4. SEXUAL ASSAULT	F	01/01/1900		
4. SEXUAL ASSUALT	F	01/01/1900		
4. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME.	F	01/01/1900		

**Statistical Closures**

09/12/2011	USJR Reporting Statistical Closure
05/31/2007	USJR Reporting Statistical Closure
06/23/2009	USJR Reporting Statistical Closure

**Warrants**

Bench Warrant - Martinez, Freddy (Judicial Officer: Mosley, Donald )

10/09/2006	Quashed
09/29/2006	Issued
Fine:	\$0
Bond:	\$0

Bench Warrant - Martinez, Freddy (Judicial Officer: Mosley, Donald )

10/09/2006	Quashed
09/28/2006	Issued
Fine:	\$0
Bond:	\$0

**DATE**

**CASE ASSIGNMENT**

**Current Case Assignment**

Case Number	06C226586
Court	Department 25
Date Assigned	08/06/2012
Judicial Officer	Delaney, Kathleen E.

**PARTY INFORMATION**

**Defendant**

**Martinez, Freddy**

*Lead Attorneys*


**Public Defender**

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**











*Retained*  
702-455-4685(W)

**Plaintiff**                      **State of Nevada**



**Wolfson, Steven B**  
702-671-2700(W)

DATE	EVENTS & ORDERS OF THE COURT	INDEX
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 1. BURGLARY. Not Guilty PCN: Sequence:	
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 2. BATTERY WITH USE OF A DEADLY WEAPON Not Guilty PCN: Sequence:	
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 3. KIDNAPPING IN FIRST DEGREE Not Guilty PCN: Sequence:	
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 3. KIDNAP WITH USE OF A DEADLY WEAPON Not Guilty PCN: Sequence:	
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 3. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME. Not Guilty PCN: Sequence:	
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 4. SEXUAL ASSAULT Not Guilty PCN: Sequence:	
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 4. SEXUAL ASSUALT Not Guilty PCN: Sequence:	
01/01/1900	<b>Plea</b> (Judicial Officer: User, Conversion) 4. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME. Not Guilty PCN: Sequence:	
09/29/2006	<b>Grand Jury Indictment</b> (8:30 AM) <i>GRAND JURY INDICTMENT Court Clerk: Theresa Lee Reporter/Recorder: Richard Kangas Heard By: Michael Cherry</i>	
09/29/2006	 Indictment <i>INDICTMENT</i>	

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**CASE SUMMARY**  
**CASE NO. 06C226586**







09/29/2006	Hearing <i>INITIAL ARRAIGNMENT</i>	
09/29/2006	 Warrant <i>INDICTMENT WARRANT</i>	06C2265860003.tif pages
09/29/2006	Hearing <i>GRAND JURY INDICTMENT</i>	
10/03/2006	Bench Warrant <i>BENCH WARRANT ISSUED</i>	
10/03/2006	Order <i>ORDER OF INTENT TO FORFEIT</i>	
10/03/2006	 Bench Warrant <i>INDICTMENT WARRANT RETURN</i>	06C2265860008.tif pages
10/05/2006	<b>Initial Arraignment</b> (1:30 PM) Events: 09/29/2006 Hearing <i>INITIAL ARRAIGNMENT Court Clerk: Pamela Humphrey/pdh Reporter/Recorder: Kiara Schmidt Court Interpreter: VERONICA PELAS Heard By: Kevin Williams</i>	
10/11/2006	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF SEPTEMBER 21, 2006</i>	
10/13/2006	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF SEPTEMBER 28, 2006</i>	
11/09/2006	<b>Calendar Call</b> (8:30 AM) <i>CALENDAR CALL Relief Clerk: Sharon Chun Reporter/Recorder: Renee Vincent Court Interpreter: HECTOR VAZQUEZ-MENA Heard By: Stewart Bell</i>	
11/13/2006	<b>CANCELED Jury Trial</b> (9:30 AM) <i>Vacated</i>	
11/17/2006	 Motion <i>MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE</i>	
11/20/2006	 Expert Witness List <i>NOTICE OF EXPERT WITNESSES [NRS 174.234(2)]</i>	
11/20/2006	 Expert Witness List <i>NOTICE OF WITNESSES [NRS 174.234(1)(A)]</i>	
11/28/2006	 Opposition <i>STATE'S OPPOSITION TO DEFENDANT'S MOTION TO COMPEL EXCULPATORY EVIDENCE</i>	
11/28/2006	 Order <i>ORDER RELEASING MEDICAL RECORDS</i>	06C2265860022.tif pages
11/28/2006	 Request <i>EX PARTE MOTION FOR RELEASE OF MEDICAL RECORDS</i>	06C2265860023.tif pages

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

11/30/2006	<b>Calendar Call</b> (8:30 AM) <i>CALENDAR CALL</i>
11/30/2006	<b>Motion to Compel</b> (8:30 AM) Events: 11/17/2006 Motion <i>DEFT'S MTN TO COMPEL DISCLOSURE/10 Heard By: Stewart Bell</i>
11/30/2006	<b>All Pending Motions</b> (8:30 AM) <i>ALL PENDING MOTIONS 11/30/06 Relief Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Court Interpreter: DIEGO TRUJILLO Heard By: Stewart Bell</i>
11/30/2006	Motion <i>ALL PENDING MOTIONS 11/30/06</i>
12/04/2006	<b>CANCELED Jury Trial</b> (9:30 AM) <i>Vacated</i>
12/23/2006	 Order <i>ORDER RE-SETTING CRIMINAL JURY TRIALS PRESENTLY SCHEDULED ON JANUARY 25, 2007 IN DEPT XXIV</i>
01/18/2007	<b>CANCELED Calendar Call</b> (8:30 AM) <i>Vacated</i>
01/18/2007	 Expert Witness List Filed By: Defendant Martinez, Freddy <i>DEFENDANT'S NOTICE OF WITNESSES, PURSUANT TO NRS 174.234</i>
01/22/2007	<b>Jury Trial</b> (9:30 AM) <i>TRIAL BY JURY VO 12/22/06</i>
01/25/2007	<b>Jury Trial</b> (8:30 AM) <i>TRIAL BY JURY VO 12/22/06</i>
01/25/2007	<b>Calendar Call</b> (8:30 AM) <i>CALENDAR CALL Court Clerk: Theresa Lee Reporter/Recorder: Jackie Nelson Court Interpreter: MARIA U PETERS Heard By: James Bixler</i>
01/25/2007	Hearing <i>ENTRY OF PLEA</i>
01/29/2007	<b>CANCELED Jury Trial</b> (8:30 AM) <i>Vacated</i>
01/30/2007	<b>Entry of Plea</b> (8:30 AM) Events: 01/25/2007 Hearing <i>ENTRY OF PLEA Court Clerk: Theresa Lee Reporter/Recorder: Jackie Nelson Court Interpreter: Maria Peralta De Gomez Heard By: Bixler, James</i>
02/08/2007	<b>Entry of Plea</b> (8:30 AM) <i>ENTRY OF PLEA Court Clerk: Theresa Lee Reporter/Recorder: Bill Nelson Court Interpreter: M. BERRY Heard By: James Bixler</i>
04/05/2007	<b>Calendar Call</b> (8:30 AM) <i>CALENDAR CALL (PREFERENTIAL) Court Clerk: Theresa Lee Reporter/Recorder: Lee Bahr Court Interpreter: MARIA U PETERS Heard By: James Bixler</i>
04/06/2007	<b>Overflow</b> (9:00 AM) <i>OVERFLOW (24) NYIKOS / BATEMAN / HAMERS 2 DAYS / 8-10 WITNESSES/ NO</i>

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

*OUT OF STATE Court Clerk: Teri Braegelmann Reporter/Recorder: Renee Vincent  
Heard By: Stewart Bell*

04/09/2007	<b>CANCELED Jury Trial</b> (10:00 AM) <i>Vacated</i>
04/11/2007	<b>Jury Trial</b> (9:30 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Court Interpreter: DIVA REALMUTO Heard By: Bell, Stewart L.</i>
04/11/2007	 <b>Jury List</b> <i>JURY LIST</i>
04/12/2007	<b>Jury Trial</b> (9:00 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Court Interpreter: DIVA REALMUTO Heard By: Stewart Bell</i>
04/12/2007	Conversion Case Event Type <i>SENTENCING</i>
04/12/2007	 Amended Jury List <i>AMENDED JURY LIST</i>
04/12/2007	 Instructions to the Jury <i>INSTRUCTIONS TO THE JURY (INSTRUCTION NO. 1)</i>
04/12/2007	 Judgment <i>VERDICT</i>
04/12/2007	Judgment Filed By: Defendant Martinez, Freddy <i>VERDICT (COUNT 4)</i>
04/12/2007	<b>Disposition</b> (Judicial Officer: User, Conversion) 4. SEXUAL ASSAULT Not Guilty PCN: Sequence:
04/12/2007	<b>Disposition</b> (Judicial Officer: User, Conversion) 4. SEXUAL ASSAULT Not Guilty PCN: Sequence:
04/12/2007	<b>Disposition</b> (Judicial Officer: User, Conversion) 4. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME. Not Guilty PCN: Sequence:
04/12/2007	 Proposed Jury Instructions Not Used At Trial <i>PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL</i>
05/14/2007	 PSI <i>Pre-Sentence Investigation Report (Unfiled) Confidential</i>
05/24/2007	<b>Sentencing</b> (8:30 AM)

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

Events: 04/12/2007 Conversion Case Event Type  
*SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Court  
Interpreter: Guillermo Palomo Heard By: Stewart Bell*

05/24/2007	<b>Disposition</b> (Judicial Officer: User, Conversion) 1. BURGLARY. Guilty PCN: Sequence:
05/24/2007	<b>Disposition</b> (Judicial Officer: User, Conversion)
05/24/2007	<b>Disposition</b> (Judicial Officer: User, Conversion) 2. BATTERY WITH USE OF A DEADLY WEAPON Guilty PCN: Sequence:
05/24/2007	<b>Disposition</b> (Judicial Officer: User, Conversion)
05/24/2007	<b>Disposition</b> (Judicial Officer: User, Conversion) 3. KIDNAPPING IN FIRST DEGREE Guilty PCN: Sequence:
05/24/2007	<b>Disposition</b> (Judicial Officer: User, Conversion)
05/24/2007	<b>Disposition</b> (Judicial Officer: User, Conversion) 3. KIDNAP WITH USE OF A DEADLY WEAPON Guilty PCN: Sequence:
05/24/2007	<b>Disposition</b> (Judicial Officer: User, Conversion) 3. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME. Guilty PCN: Sequence:
05/24/2007	<b>Sentence</b> (Judicial Officer: User, Conversion) 1. BURGLARY. Adult Adjudication Converted Disposition: Sentence# 0001: Minimum 60 Months to Maximum 180 Months Placement: NSP Converted Disposition: Sentence# 0002: CREDIT FOR TIME SERVED Minimum 281 Days to Maximum 281 Days Converted Disposition: Sentence# 0003: DNA FEE/GENETIC MARKERS ANALYSIS Amount: \$150.00 Converted Disposition: Sentence# 0004: ADMINISTRATION FEE Amount: \$25.00
05/24/2007	<b>Sentence</b> (Judicial Officer: User, Conversion) 2. BATTERY WITH USE OF A DEADLY WEAPON Adult Adjudication Converted Disposition:  Sentence# 0001:

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

Minimum 48 Months to Maximum 120 Months  
Placement: NSP  
Cons/Conc: Concurrent  
w/Charge Item: 0001  
and Sentence#: 0001

05/24/2007 **Sentence** (Judicial Officer: User, Conversion)

3. KIDNAPPING IN FIRST DEGREE

Adult Adjudication

Converted Disposition:

Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE

Cons/Conc: Concurrent

w/Charge Item: 0002

and Sentence#: 0001

Converted Disposition:

Sentence# 0002: LIFE WITH POSSIBILITY OF PAROLE

Cons/Conc: Concurrent

w/Charge Item: 0001

and Sentence#: 0001

05/31/2007  Judgment

*JUDGMENT OF CONVICTION (JURY TRIAL)*

05/31/2007 Judgment

*JUDGMENT OF CONVICTION/GENETIC TESTING*

06/04/2007  Notice of Appeal

Filed By: Defendant Martinez, Freddy

*DESIGNATION OF RECORD ON APPEAL*

06C2265860049.tif pages

06/04/2007  Notice of Appeal

Filed By: Defendant Martinez, Freddy

*NOTICE OF APPEAL*

06/06/2007  Statement

*CASE APPEAL STATEMENT*

06C2265860051.tif pages

06/19/2007  Notice of Appeal

Filed By: Defendant Martinez, Freddy


*NOTICE OF APPEAL*

06/19/2007  Statement

Filed by: Defendant Martinez, Freddy

*CASE APPEAL STATEMENT*

06C2265860053.tif pages

06/28/2007  Order

*ORDER APPOINTING APPELLANT COUNSEL*

06C2265860054.tif pages

07/17/2007  Reporters Transcript

*REPORTER'S TRANSCRIPT OF OCTOBER 5, 2006*
















07/25/2007  Reporters Transcript

*REPORTER'S TRANSCRIPT OF JANUARY 30, 2007*

07/25/2007  Reporters Transcript












*REPORTER'S TRANSCRIPT OF JANUARY 25, 2007*

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

08/03/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 5, 2007</i>
08/10/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF NOVEMBER 30, 2006</i>
08/10/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 11, 2007</i>
08/10/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 24, 2007</i>
08/10/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 12, 2007</i>
08/13/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 8, 2007</i>
11/30/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 5, 2007</i>
01/04/2008	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 8, 2007</i>
01/23/2008	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 5, 2007</i>
01/23/2008	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF JANUARY 18, 2008</i>
06/06/2008	 Judgment <i>NEVADA SUPREME COURT CLERK'S CERTIFICATE JUDGEMENT - AFFIRMED</i>
10/23/2009	 Motion <i>MOTION TO MAKE ADDITIONAL FUNDS AVAILABLE FOR NDOC INMATE'S LEGAL ACCOUNT</i>
11/03/2009	 Opposition <i>OPPOSITION TO DEFENDANT'S MOTION TO MAKE ADDITIONAL FUNDS AVAILABLE FOR NDOC INMATES [SIC] LEGAL ACCOUNT</i>
11/09/2009	<b>Motion</b> (9:00 AM) Events: 10/23/2009 Motion <i>DEFT'S PRO PER MTN TO MAKE ADDITIONAL FUNDS Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i>
01/06/2010	 Order <i>ORDER DENYING DEFENDANT'S MOTION TO MAKE ADDITIONAL FUNDS AVAILABLE FOR NDOC INMATES [SIC] LEGAL ACCOUNT</i>
04/02/2010	 Motion <i>A MOTION FOR APPOINTMENT OF COUNSEL</i>

















DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

04/09/2010	 Opposition <i>STATE'S OPPOSITION TO DEFENDANT'S MOTION FOR APPOINTMENT OF COUNSEL</i>
04/14/2010	<b>Motion</b> (9:00 AM) Events: 04/02/2010 Motion <i>DEFT'S PRO PER MTN FOR APPT OF CNSL/023 Relief Clerk: Roshonda Mayfield Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i>
04/21/2010	 Motion <i>A MOTION TO VACATE A J.O.C.</i>
04/22/2010	 Notice of Appeal Filed By: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
04/23/2010	 Statement <i>CASE APPEAL STATEMENT</i>
04/24/2010	 Order <i>ORDER DENYING DEFENDANT'S PRO PER MOTION FOR APPOINTMENT OF COUNSEL</i>
04/30/2010	 Petition Filed by: Defendant Martinez, Freddy <i>PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)</i>
05/05/2010	<b>Motion to Vacate</b> (9:00 AM) Events: 04/21/2010 Motion <i>DEFT'S PRO PER MOTION TO VACATE A J.O.C./24 Court Clerk: Linda Skinner Reporter/Recorder: Marcia Leonard Heard By: Donald Mosley</i>
05/11/2010	Petition <i>PTN FOR WRIT OF HABEAS CORPUS</i>
05/11/2010	 Order for Petition for Writ of Habeas Corpus <i>ORDER FOR PETITION FOR WRIT OF HABEAS CORPUS</i>
05/13/2010	 Motion <i>MOTION FOR AN EVIDENTIARY HEARING</i>
05/21/2010	 Opposition <i>STATE'S OPPOSITION TO DEFENDANT'S MOTION FOR EVIDENTIARY HEARING</i>
05/21/2010	 Order <i>ORDER DENYING DEFENDANT'S PRO PER MOTION TO VACATE A J.O.C.</i>
05/24/2010	 Response Filed by: Defendant Martinez, Freddy <i>ANSWER AND RESPONSE</i>
05/26/2010	<b>Motion</b> (9:00 AM) Events: 05/13/2010 Motion <i>DEFT'S PRO PER MTN FOR AN EVIDENTIARY HEARING/26 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i>

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06C2265860090.tif pages

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**















06/03/2010	 Notice of Appeal Filed By: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
06/04/2010	 Statement <i>CASE APPEAL STATEMENT</i>
07/09/2010	 Response <i>STATE'S RESPONSE AND MOTION TO DISMISS DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)</i>
07/13/2010	 Judgment <i>NEVADA SUPREME COURT CLERK'S CERTIFICATE JUDGEMENT - DISMISSED</i>
07/14/2010	<b>Petition for Writ of Habeas Corpus (9:00 AM)</b> Events: 05/11/2010 Petition <i>PTN FOR WRIT OF HABEAS CORPUS Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i>
07/23/2010	 Motion for Appointment of Attorney Filed By: Defendant Martinez, Freddy <i>MOTION FOR APPOINTMENT OF COUNSEL</i>
08/05/2010	 Opposition to Motion Filed By: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion for Appointment of Counsel</i>
08/09/2010	 <b>Motion for Appointment of Attorney (9:00 AM)</b> (Judicial Officer: Mosley, Donald) <i>Defendant's Pro Per Motion For Appointment Of Counsel</i>
09/03/2010	 Order Denying Motion Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Motion for Appointment of Counsel</i>
11/16/2010	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
11/18/2010	 Case Appeal Statement <i>Case Appeal Statement</i>
12/16/2010	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>NEVADA SUPREME COURT CLERK'S CERTIFICATE JUDGMENT - AFFIRMED</i>
01/21/2011	 Findings of Fact, Conclusions of Law and Order Filed By: Plaintiff State of Nevada <i>Findings of Fact, Conclusions of Law and Order</i>
01/25/2011	 Order Denying Motion <i>Order Denying Defendant's Motion for Petition for Writ of Habeas Corpus</i>
03/08/2011	 Notice of Entry of Decision and Order

06C2265860092.tif pages

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

03/08/2011	 Notice of Entry of Decision and Order
03/21/2011	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
03/24/2011	 Case Appeal Statement
03/25/2011	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
03/25/2011	 Designation of Record on Appeal Filed By: Defendant Martinez, Freddy <i>Designation of Record on Appeal</i>
03/25/2011	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Appointment of Counsel PURSUANT TO NRS 34.750</i>
03/25/2011	 Motion Filed By: Defendant Martinez, Freddy <i>Motion to Extend Prison Copywork Limit FOR</i>
03/29/2011	 Case Appeal Statement
04/01/2011	 Opposition to Motion <i>State's Opposition to Defendant's Motion for Appointment of Counsel</i>
04/04/2011	<b>Motion</b> (9:00 AM) (Judicial Officer: Mosley, Donald) Events: 03/25/2011 Motion <i>Motion for Appointment of Counsel</i>
04/04/2011	<b>Motion</b> (9:00 AM) (Judicial Officer: Mosley, Donald) Events: 03/25/2011 Motion <i>Motion to Extend Prison Copywork Limit</i>
04/04/2011	 <b>All Pending Motions</b> (9:00 AM) (Judicial Officer: Mosley, Donald)
04/19/2011	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
04/19/2011	 Designation of Record on Appeal Filed By: Defendant Martinez, Freddy
04/22/2011	 Case Appeal Statement Filed By: Plaintiff State of Nevada
06/09/2011	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

06/15/2011	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerks Certificate Judgment - Dismissed</i>
08/17/2011	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
09/12/2011	 Receipt <i>Receipt Of Copy</i>
10/04/2011	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
11/29/2011	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Reporters Transcript of Defendant's Pro Per Motion for Evidentiary Hearing - Heard 5/26/2010</i>
11/29/2011	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Reporter's Transcript Of Defendant's Pro Per Petition For Writ Of Habeas Corpus - Heard 7-14-2010</i>
12/30/2011	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Reporters Transcript of Proceedings - Heard 05-05-10</i>
08/06/2012	Case Reassigned to Department 25 <i>Case reassigned from Judge Mosley</i>
09/22/2015	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Certificate of Inmate's Institutional Account</i>
09/22/2015	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Application to Proceed In Forma Pauperis</i>
09/22/2015	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Certificate of Inmate's Institutional Account</i>
09/23/2015	 Motion for Order Filed By: Defendant Martinez, Freddy <i>Motion for Order to Produce Prisoner Transcripts</i>
09/23/2015	 Motion for Production of Transcript Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
10/14/2015	 <b>Motion for Order</b> (9:00 AM) (Judicial Officer: Barker, David) <i>Defendant's Pro Per Motion to Produce Prisoner Transcripts</i>
11/04/2015	 Order Filed By: Plaintiff State of Nevada

DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**

*Order Denying Defendant's Pro Per Motion to Produce Prisoner Transcripts*

11/20/2015	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
12/01/2015	 Case Appeal Statement Filed By: Defendant Martinez, Freddy <i>Case Appeal Statement</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Enlargement of Time (First Request)</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion to the Court asking Where are the Records of my Criminal Case?</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion to Extend Prison Copywork Limit</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Appointment of Counsel</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Order to Produce Prisoner Transcripts and Recor.</i>
12/07/2015	 Notice of Motion Filed By: Defendant Martinez, Freddy <i>Notice of Motion and Motion for Order of Delivery of Records</i>
12/07/2015	 Application to Proceed in Forma Pauperis Filed By: Defendant Martinez, Freddy
12/21/2015	 Response Filed by: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Appoint Counsel</i>
12/28/2015	<b>Motion</b> (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Enlargement of Time (First Request)</i>
12/28/2015	<b>Motion</b> (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion to the Court asking Where are the Records of my Criminal Case?</i>
12/28/2015	<b>Motion</b> (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Production of Transcripts at State Expense</i>
12/28/2015	<b>Motion</b> (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)


DEPARTMENT 25  
**CASE SUMMARY**  
**CASE NO. 06C226586**


*Defendant's Pro Per Motion to Extend Prison Copywork Limit*


12/28/2015 **Motion** (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)  
*Defendant's Pro Per Motion for Appointment of Counsel*


12/28/2015 **Motion** (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)  
*Defendant's Pro Per Motion for Order of Delivery of Records*


12/28/2015 **Motion** (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)  
*Defendant's Pro Per Motion for Order to Produce Prisoner Transcripts and Record*


12/28/2015  **All Pending Motions** (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)


01/11/2016  **Order**  
Filed By: Plaintiff State of Nevada  
*Order Denying Defendant's Multiple Motions*

01/12/2016  **Notice of Appeal (criminal)**  
*Notice of Appeal*

01/13/2016  **Case Appeal Statement**  
Filed By: Defendant Martinez, Freddy  
*Case Appeal Statement*


02/01/2016  **Notice of Appeal (criminal)**  
Party: Defendant Martinez, Freddy  
*Notice of Appeal*

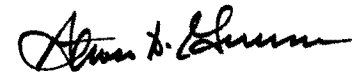
02/01/2016  **Motion**  
Filed By: Defendant Martinez, Freddy  
*Motion to Appoint Counsel*

02/01/2016  **Motion**  
Filed By: Defendant Martinez, Freddy  
*Motion for Order Directing Clerk to Issue Presentence 911 Investigation Report to Defendant*

02/01/2016 **Filed Under Seal**  
*Filed Under Seal - Certificate of Inmate's Institutional Account*

02/01/2016 **Filed Under Seal**  
*Filed Under Seal - Application to Proceed in Forma Pauperis*

02/02/2016  **Case Appeal Statement**  
Filed By: Defendant Martinez, Freddy  
*Case Appeal Statement*



CLERK OF THE COURT

**ORDR**  
**STEVEN B. WOLFSON**  
Clark County District Attorney  
Nevada Bar #001565  
**PATRICK BURNS**  
Deputy District Attorney  
Nevada Bar #011779  
200 Lewis Avenue  
Las Vegas, NV 89155-2212  
(702) 671-2500  
Attorney for Plaintiff

**DISTRICT COURT**  
**CLARK COUNTY, NEVADA**

THE STATE OF NEVADA,  
Plaintiff,

-vs-

FREDDY MARTINEZ, aka,  
Fredy A. Martinez #1361243

Defendant.

CASE NO: 06C226586

DEPT NO: XXV

**ORDER DENYING DEFENDANT'S MULTIPLE MOTIONS**

DATE OF HEARING: DECEMBER 28, 2015

TIME OF HEARING: 9:00 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the 28th day of December, 2015, the Defendant being present, in proper person, the Plaintiff being represented by STEVEN B. WOLFSON, District Attorney, through PATRICK BURNS, Deputy District Attorney, without argument, based on the pleadings and good cause appearing therefor,

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DEC 30 2015


1 IT IS HEREBY ORDERED: As to Defendant's Pro Per Motion for Enlargement of  
2 Time (First Request): COURT ORDERED, motion DENIED; as this motion appears to be  
3 related to Defendant's Federal Court proceedings. As to Defendant's Pro Per Motion to the  
4 Court Asking Where Are the Records of My Criminal Case: COURT ORDERED, motion  
5 DENIED WITHOUT PREJUDICE; as Defendant must be more specific as to what records  
6 he is seeking, if he plans to pursue some post-conviction proceedings; and why he would not  
7 be time-barred from doing so. As to Defendant's Pro Per Motion for Production of Transcripts  
8 at State Expense: COURT ORDERED, motion DENIED; as this motion appears to be related  
9 to Defendant's Federal Court proceedings. As to Defendant's Pro Per Motion to Extend Prison  
10 Copy-work Limit: COURT ORDERED, motion DENIED; as this motion appears to be  
11 related to Defendant's Federal Court proceedings. As to Defendant's Pro Per Motion for  
12 Appointment of Counsel: COURT ORDERED, motion DENIED; as this motion appears to  
13 be related to Defendant's Federal Court proceedings. As to Defendant's Pro Per Motion for  
14 Order of Delivery of Records: COURT ORDERED, motion DENIED; as this motion appears  
15 to be related to Defendant's Federal Court proceedings. As to Defendant's Pro Per Motion for  
16 Order to Produce Prisoner Transcripts and Record: COURT ORDERED, motion DENIED;  
17 as this motion appears to be related to Defendant's Federal Court proceedings.

18 DATED this 7<sup>th</sup> day of ~~December~~ <sup>January</sup>, 2016.

19   
20 DISTRICT JUDGE  
21 RB

21 STEVEN B. WOLFSON  
22 Clark County District Attorney  
23 Nevada Bar #001565

24 BY

  
25 PATRICK BURNS  
26 Deputy District Attorney  
27 Nevada Bar #011779

28 ///

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CERTIFICATE OF MAILING

I hereby certify that service of the above and foregoing was made this 11<sup>th</sup> day of January, 2016 by depositing a copy in the U.S. Mail, postage pre-paid, addressed to:

FREDDY MARTINEZ #1003276  
LOVELOCK CORRECTIONAL CENTER  
1200 PRISON RD  
LOVELOCK, NV 89419

BY

  
M. CRAWFORD  
Secretary for the District Attorney's Office

06F15924X/mc/L4

THE SEALED PORTION  
OF THESE MINUTES  
WILL FOLLOW VIA  
U.S. MAIL.

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****November 09, 2009**

06C226586

The State of Nevada vs Freddy Martinez

**November 09, 2009****9:00 AM****Motion**

**DEFT'S PRO PER  
MTN TO MAKE  
ADDITIONAL  
FUNDS Court Clerk:  
Linda Skinner  
Reporter/Recorder:  
Maureen Schorn  
Heard By: Donald  
Mosley**

**HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Chen, Alexander G.  
Frierson, Jason M.  
Public Defender

Attorney  
Attorney  
Attorney

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today, that he gives no specifics and the time has passed for a Writ of Habeas Corpus. As the circumstances do not warrant, COURT ORDERED, Pro Per Motion DENIED.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 14, 2010**

06C226586

The State of Nevada vs Freddy Martinez

**April 14, 2010****9:00 AM****Motion**

**DEFT'S PRO PER  
MTN FOR APPT OF  
CNSL/023 Relief  
Clerk: Roshonda  
Mayfield  
Reporter/Recorder:  
Maureen Schorn  
Heard By: Donald  
Mosley**

**HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES**

**PRESENT:**      Carroll, Thomas M.                      Attorney

**JOURNAL ENTRIES**

- Court advised, this is a pro per motion where the Deft. is requesting to have counsel appointed. Upon review it appears the writ is time barred and there is no need for appointment of counsel. Therefore, COURT ORDERED, motion DENIED.  
NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****May 05, 2010**

06C226586

The State of Nevada vs Freddy Martinez

**May 05, 2010****9:00 AM****Motion to Vacate**

**DEFT'S PRO PER  
MOTION TO  
VACATE A  
J.O.C./24 Court  
Clerk: Linda Skinner  
Reporter/Recorder:  
Marcia Leonard  
Heard By: Donald  
Mosley**

**HEARD BY: COURTROOM:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Morton, Carrie A.

Attorney

**JOURNAL ENTRIES**

- Court noted Defendant is in prison and not present today. He went to trial in front of Judge Bell in 2007 and was found not guilty on Count 4 and incorrectly thinks all the counts should be stricken. Court stated this is the wrong vehicle, that he should have filed a Writ of Habeas Corpus, however, to file one now would be time barred as the Judgment of Conviction was signed in 2007. COURT ORDERED, Pro Per Motion DENIED.  
NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****May 26, 2010**

06C226586

The State of Nevada vs Freddy Martinez

**May 26, 2010****9:00 AM****Motion**

**DEFT'S PRO PER  
MTN FOR AN  
EVIDENTIARY  
HEARING/26 Court  
Clerk: Linda Skinner  
Reporter/Recorder:  
Maureen Schorn  
Heard By: Donald  
Mosley**

**HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Turner, Robert B.

Attorney

**JOURNAL ENTRIES**

- Court advised Defendant is in prison and not present today, that he is asking for an Evidentiary Hearing to decide the writ, however, this motion is premature. Court advised the Writ is set for 7/14 and on that date it will be decided if an Evidentiary Hearing is necessary and if one is, it will be set and Defendant will be transported for it. COURT ORDERED, matter OFF CALENDAR as it is premature.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****July 14, 2010**

06C226586

The State of Nevada vs Freddy Martinez

**July 14, 2010****9:00 AM****Petition for Writ of Habeas  
Corpus****PTN FOR WRIT OF  
HABEAS CORPUS  
Court Clerk: Linda  
Skinner  
Reporter/Recorder:  
Maureen Schorn  
Heard By: Donald  
Mosley****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Schifalacqua, Barbara

Attorney

**JOURNAL ENTRIES**

- Court advised Defendant is in prison and not present today, that the Judgment of Conviction was filed on 6/3/08 and this Petition was filed on 4/30/10. Court stated it is extremely untimely with no good cause given. As this Court lacks jurisdiction, COURT ORDERED, DENIED.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**August 09, 2010**

06C226586

The State of Nevada vs Freddy Martinez

**August 09, 2010**

**9:00 AM**

**Motion for Appointment of  
Attorney**

**Pro Per's Motion for  
Appointment of  
Counsel**

**HEARD BY:** Mosley, Donald

**COURTROOM:** RJC Courtroom 12B

**COURT CLERK:** Linda Skinner  
Karina Kennedy

**RECORDER:**

**REPORTER:** Maureen Schorn

**PARTIES  
PRESENT:**

**JOURNAL ENTRIES**

- The Court NOTED it was not sure what the Deft is asking for and there is no cause therefore, COURT ORDERED, Motion DENIED based on the merits this could be duplicative.

NDC



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****April 04, 2011**

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06C226586

The State of Nevada vs Freddy Martinez

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**April 04, 2011****9:00 AM****All Pending Motions****HEARD BY:** Mosley, Donald**COURTROOM:** RJC Courtroom 12B**COURT CLERK:** Linda Skinner**RECORDER:****REPORTER:** Bill Nelson**PARTIES****PRESENT:**Fattig, John T  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- DEFT'S PRO PER MOTION FOR APPOINTMENT OF COUNSEL PURSUANT TO NRS  
34.750...DEFT'S PRO PER MOTION TO EXTEND PRISON COPYWORK LIMIT FOR

Court noted Defendant is in prison and not present today; that he is asking for counsel and wants the amount allotted for copies to be extended. Court advised it is not satisfied there is a need for the appointment of counsel and as to the latter, it should have been addressed by the Attorney General's Office, however, ORDERED, both Motions are DENIED.

NDC

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor****COURT MINUTES****October 14, 2015**

06C226586

The State of Nevada vs Freddy Martinez

**October 14, 2015****9:00 AM****Motion for Order****Defendant's Pro Per  
Motion to Produce  
Prisoner Transcripts****HEARD BY:** Barker, David**COURTROOM:** RJC Courtroom 15C**COURT CLERK:** Andrea Natali**RECORDER:** Cheryl Carpenter**REPORTER:****PARTIES****PRESENT:**Moskal, Thomas J.  
State of NevadaAttorney  
Plaintiff**JOURNAL ENTRIES**

- Deft. not present. Court provided a summary of the Motion filed. COURT stated FINDINGS in that there was no jurisdiction over the federal hearing matters and ORDERED, motion DENIED.

NDC

CLERK'S NOTE: At the direction of the Court, on 10/15/15 a copy of the foregoing minute order was mailed to;

Freddy Martinez #1003276

1200 Prison Rd.

Lovelock, NV 89419

(10/15/15 amn).

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 28, 2015**

06C226586

The State of Nevada vs Freddy Martinez

**December 28, 2015      9:00 AM      All Pending Motions**

**HEARD BY:** Delaney, Kathleen E.

**COURTROOM:** RJC Courtroom 15A

**COURT CLERK:** Dania Batiste

**RECORDER:**

**REPORTER:** Brenda Schroeder

**PARTIES**

**PRESENT:** Burns, J Patrick      Attorney  
State of Nevada      Plaintiff

**JOURNAL ENTRIES**

- COURT ORDERED, no oral argument will be entertained for today's hearing, and ruled as follows:

As to Defendant's Pro Per Motion for Enlargement of Time (First Request):

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion to the Court Asking Where Are the Records of My Criminal Case:

COURT ORDERED, motion DENIED WITHOUT PREJUDICE; as Defendant must be more specific as to what records he is seeking, if he plans to pursue some post-conviction proceedings; and why he would not be time-barred from doing so.

As to Defendant's Pro Per Motion for Production of Transcripts at State Expense:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion to Extend Prison Copywork Limit:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion for Appointment of Counsel:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion for Order of Delivery of Records:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion for Order to Produce Prison er Transcripts and Record:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

NDC

CLERK'S NOTE: A copy of this Minute Order has been mailed to Defendant. /db 12.28.2015

**GRAND JURY INDICTMENTS RETURNED IN OPEN COURT SEPTEMBER 29, 2006**  
**(From Grand Jury sessions held on September 28, 2006)**

**ACTING CHIEF JUDGE MICHAEL A. CHERRY**

**FOREPERSON VERN RATZLAFF**

**CHIEF DEPUTY DISTRICT ATTORNEY ERIC JORGENSEN**  
**DEPUTY DISTRICT ATTORNEY NOREEN NYIKOS**  
**DEPUTY DISTRICT ATTORNEY DANA ADAMS**  
**DEPUTY DISTRICT ATTORNEY TINA SEDLOCK**  
**DEPUTY DISTRICT ATTORNEY CHERYL KOSEWICZ**

**Defendant(s):** **MARTINEZ, FREDDY, aka Fredys A. Martinez**

*C226586*  
*VII*

**Case No(s):** **05BGJ145X** (Previously tracked into Dept. VII)

**Charge(s):** (1) COUNT - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON  
(1) COUNT - BATTERY WITH USE OF A DEADLY WEAPON  
(1) COUNT - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON  
(1) COUNT - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON

**Def. Counsel(s):** **PUBLIC DEFENDER**

**WARRANT (IN-CUSTODY, THESE & OTHER CHARGES)**  
**- SET FELONY ARRAIGNMENT (1 WEEK DATE)**

**Exhibits:** 1. **Proposed Indictment**  
2. **Photo**  
3. **Transcript 9-21-06**

**Exhibits 1-3, to be lodged with the Clerk of the Court.**

STATE 5

EXHIBITS

CASE NO. C226586

		OFFERED		ADMITTED	
		DATE	OBJ	DATE	
1	Photo				
2	Photo				
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15	↓				
16	Photo (car)	4/11	no obj	4/11	
17	Photo (car w/ lic pl.)	11	"	11	
18	Photo (gas can)	11	"	11	
19	911 tape - NOT PROVIDED -				
20	buccal swabs (4)	4/11	no obj	4/11	
21	sex assault kit	11	11	11	

STATE 5

EXHIBITS

CASE NO. C226586

	OFFERED		ADMITTED	
	DATE	OBJ	DATE	
22 evidence bag containing CD				
22A surveillance CD				
23 evidence bag (victim's clothing):				
bra				
shorts				
shirt				
24 evidence bag (A's clothing)				
24A- shoes + socks (inside bag)				
24B- underwear (inside bag)				
24C shirt (gray + white)/tanktop (in bag)				
24D jeans/belt / baseball cap (bag)				
24E evidence envelope and contents (black folding knife)	4/11	mg obj	4/11	
25 Evidence bag				
25A Black + Gray Flip Flops				
26- Large Color Photograph	4/12	mg obj	4/12	
27- " " " "	11	11	11	

STATE'S EXHIBITS

CASE NO. C226586

[illegible]



## Court's EXHIBITS

CASE NO. C226586

[illegible]



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE  
**NOTICE OF DEFICIENCY**  
ON APPEAL TO NEVADA SUPREME COURT

FREDYS A. MARTINEZ #1003276  
1200 PRISON RD.  
LOVELOCK, NV 89419

DATE: February 2, 2016  
CASE: C226586

RE CASE: STATE OF NEVADA vs. FREDDY MARTINEZ aka FREDYS A. MARTINEZ

NOTICE OF APPEAL FILED: February 1, 2016

**YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.**

PLEASE NOTE: DOCUMENTS NOT TRANSMITTED HAVE BEEN MARKED:

- ☐ Case Appeal Statement  
- NRAP 3 (a)(1), Form 2
- ☐ Order
- ☒ Notice of Entry of Order

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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; DISTRICT COURT  
DOCKET ENTRIES; ORDER DENYING DEFENDANT'S MULTIPLE MOTIONS; DISTRICT  
COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

FREDDY MARTINEZ aka FREDYS A.  
MARTINEZ,

Defendant(s).

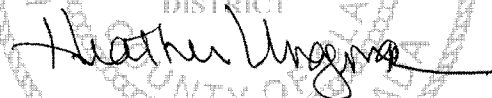
Case No: C226586

Dept No: XXV

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 2 day of February 2016.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk