

BEN NADIG
Nevada State Bar No. 9876
LAW OFFICE OF BENJAMIN NADIG, CHTD.
324 South Third Street, Suite 200
Las Vegas, NV 89101
P: (702) 545-7592
F: (702) 382-6903

Counsel for Appellant

Electronically Filed
Sep 13 2016 03:13 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

COREY THOMAS BARNETT,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

Docket No. 70729

**MOTION FOR EXTENSION OF TIME
AND NOTICE OF FILING CASE AP-
PEAL STATEMENT AND REQUEST
FOR TRANSCRIPTS**

Appellant Corey Barnett, through appointed counsel Ben Nadig, hereby submits this Motion for Extension of Time and Notice of Filing Case Appeal Statement and Request for Transcripts. This motion is not made for the purposes of unnecessary delay or for any improper purpose.

DATED this 13th of September, 2016.

/s/ Ben Nadig

BEN NADIG
Nevada State Bar No. 9876
LAW OFFICE OF BENJAMIN NADIG, CHTD.
324 South Third Street, Suite 200
Las Vegas, NV 89101
(702) 545-7592
Counsel for Appellant

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

For this reason, counsel would request an extension of time to file the Case Appeal Statement and Transcript Request in this appeal. This motion is made in good faith and not for the purposes of unnecessary delay or for any improper basis.

DATED this 13th day of September, 2016.

BEN NADIG
Nevada State Bar No. 9876
LAW OFFICE OF BENJAMIN NADIG, CHTD.
324 South Third Street, Suite 200
Las Vegas, NV 89101
(702) 545-7592
Counsel for Appellant

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that I am a person competent to serve papers, that I am
3 not a party to the above-entitled action, and that on September 13, 2016, I
4 served the foregoing document via the Nevada Supreme Court's eFlex system
5 on the counsel and/or parties as listed below:
6

7	Name	Address
8	Steven B. Wolfson, Esq.	200 Lewis Ave.
9	Steven S. Owens, Esq.	Las Vegas, NV 89155
	Clark County District Attorney's Office	
10	Adam Laxalt, Esq.	100 N. Carson St.
11	Nevada Attorney General's Office	Carson City, NV 89701

12
13
14
15

16 /s/ Ben Nadig
17 BEN NADIG
18 Nevada State Bar No. 9876
19 **LAW OFFICE OF BENJAMIN NADIG, CHTD.**
20 324 South Third Street, Suite 200
21 Las Vegas, NV 89101
22 (702) 545-7592
23 Counsel for Appellant
24
25

26 **AFFIRMATION**

Pursuant to NRS 239B.030

This document does not contain the social security number of any person.

27 /s/ Ben Nadig

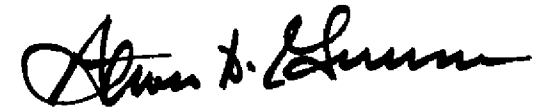
28 Ben Nadig

09-13-16

Date

Exhibit A

Exhibit A



CLERK OF THE COURT

ASTA
BEN NADIG
Nevada State Bar No. 9876
LAW OFFICE OF BENJAMIN NADIG, CHTD.
324 South Third Street, Suite 200
Las Vegas, NV 89101
P: (702) 545-7592
F: (702) 382-6903

Attorney for Corey Thomas Barnett

IN THE EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

COREY THOMAS BARNETT, #1981260,

Defendant.

Case No. C-16-312887-1
Dep't No. VIII

CASE APPEAL STATEMENT

- 1) **Name of appellant filing this case appeal statement:** Corey Thomas Barnett
- 2) **Identify the judge issuing the decision, judgment, or order appealed from:**
Douglas Smith, Department VIII, Eighth Judicial District Court
- 3) **Identify each appellant and the name and address of counsel for each appellant:** Appellant Corey Thomas Barnett; Counsel Ben Nadig, Law Office of Benjamin Nadig, 324 S. 3rd St. #200, Las Vegas, NV 89101
- 4) **Identify each respondent and the name and address of appellate counsel for each:** Respondent State of Nevada, Counsel Steven B. Wolfson, Esq., Clark County District Attorney, 200 Lewis Ave., Las Vegas, NV 89155; Adam Laxalt, Esq., Nevada State Attorney General, 100 N. Carson St., Carson City, NV 89701
- 5) **Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission):** No

- 1 **6) Indicate whether appellant was represented by appointed or retained**
2 **counsel in the district court:** Appointed
- 3 **7) Indicate whether appellant is represented by appointed or retained counsel**
4 **on appeal:** Appointed
- 5 **8) Indicate whether appellant was granted leave to proceed in forma pauperis,**
6 **and the date of entry of the district court order granting such leave:** Indigency
7 determination and appointment of counsel granted 3/3/2016
- 8 **9) Indicate the date the proceedings commenced in the district court (e.g., date**
9 **complaint, indictment, information, or petition was filed):** 2/24/2016
- 10 **10) Provide a brief description of the nature of the action and result in the**
11 **district court, including the type of judgment or order being appealed and**
12 **the relief granted by the district court:** Judgment of conviction following jury trial
13 on charges of possession of a controlled substance and possession of firearm by
14 prohibited person.
- 15 **11) Indicate whether the case has previously been the subject of an appeal to or**
16 **original writ proceeding in the Supreme Court and, if so, the caption and**
17 **Supreme Court docket number of the prior proceeding:** No
- 18 **12) Indicate whether this appeal involves child custody or visitation:** No
- 19 **13) If this is a civil case, indicate whether this appeal involves the possibility of**
20 **settlement:** N/A

21
22 DATED this 13 of September, 2016.

23
24 /s/ Ben Nadig

BEN NADIG

Nevada State Bar No. 9876

LAW OFFICE OF BENJAMIN NADIG, CHTD.

324 South Third Street, Suite 200

Las Vegas, NV 89101

Attorney for Corey Thomas Barnett

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that I am a person competent to serve papers, that I am not a party to the above-entitled action, and that on September 13, 2016, I served the foregoing document on:

Steven B. Wolfson, Esq.	200 Lewis Avenue
Steven S. Owens, Esq.	Las Vegas, NV 89155
Clark County District Attorney's Office	Via fax: (702) 477-2957

/s/ Ashton Lindsay
AN EMPLOYEE OF THE
LAW OFFICE OF BENJAMIN NADIG, CHTD.

AFFIRMATION

Pursuant to NRS 239B.030,

I affirm that this document contains no social security numbers.

<u>/s/ Ben Nadig</u>	<u>09-13-16</u>
Ben Nadig, Esq.	Date

Exhibit B

Exhibit B

REQT

BEN NADIG

Nevada State Bar No. 9876

LAW OFFICE OF BENJAMIN NADIG, CHTD.

324 South Third Street, Suite 200

Las Vegas, NV 89101

P: (702) 545-7592

F: (702) 382-6903

Attorney for Corey Thomas Barnett

IN THE EIGHTH JUDICIAL DISTRICT COURT

CLARK COUNTY, NEVADA

THE STATE OF NEVADA,

Plaintiff,

vs.

COREY THOMAS BARNETT, #1981260,

Defendant.

Case No.

C-16-312887-1

Dep't No.

XXI

REQUEST FOR TRANSCRIPTS

TO: Jill Jacoby
Court Recorder
Department VIII
Eighth Judicial District Court
200 Lewis Ave.
Las Vegas, NV 89155

Please take notice that Corey Thomas Barnett, the Defendant in the above-entitled case, by and through appointed counsel Ben Nadig, and having been found indigent 3/3/2016, requests the preparation of transcripts of the proceedings held before Department VIII of the Eighth Judicial District Court, as follows:

JUDGE: Hon. Douglas Smith, Department VIII

DATES: April 11, 2016 (Trial); April 12, 2016 (Trial); June 15, 2016 (Sentencing).

PORTIONS: All, including voir dire examination, opening statements, closing arguments, and reading of jury instructions.

COPIES: 3 (1 original, 2 to counsel, certificate of service with Nevada Supreme Court pursuant to NRAP 9(c)(2)).

///

This notice requests a transcript of only those portions of the district court proceedings that counsel reasonably and in good faith believes are necessary to determine whether appellate issues are present. Voir dire examination of jurors, opening statements, and closing arguments of trial counsel, and the reading of jury instructions shall not be transcribed unless specifically requested above.

I certify that the Defendant is indigent and exempt from paying a deposit for the production of these transcripts.

DATED this 13 of September, 2016.

/s/ Ben Nadig

BEN NADIG

Nevada State Bar No. 9876

LAW OFFICE OF BENJAMIN NADIG, CHTD.

324 South Third Street, Suite 200

Las Vegas, NV 89101

Attorney for Corey Thomas Barnett

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that I am a person competent to serve papers, that I am not a party to the above-entitled action, and that on September 13, 2016, I served the foregoing document on:

Jill Jacoby Court Recorder Eighth Judicial District Court	District Court Department VIII 200 Lewis Avenue Las Vegas, NV 89155 Via fax: (702) 671-4337
Steven B. Wolfson, Esq. Steven S. Owens, Esq. Clark County District Attorney's Office	200 Lewis Avenue Las Vegas, NV 89155 Via fax: (702) 477-2957

/s/ Ashton Lindsay
AN EMPLOYEE OF THE
LAW OFFICE OF BENJAMIN NADIG, CHTD.

AFFIRMATION

Pursuant to NRS 239B.030,
I affirm that this document contains no social security numbers.

<u>/s/ Ben Nadig</u>	<u>09-13-16</u>
Ben Nadig, Esq.	Date