

IN THE SUPREME COURT OF THE STATE OF NEVADA

FILED

LUIS HIDALGO, JR.,

Appellant,

vs.


THE STATE OF NEVADA,

Respondent.

Case No.: 71458

Dist. Ct. Case No.: C241394

NOV 07 2016

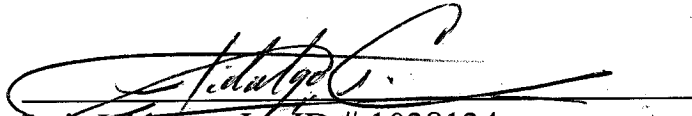
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

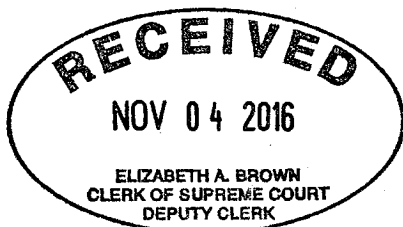
**MOTION FOR LIMITED
REMAND FOR APPOINTMENT
OF COUNSEL**

Appellant Luis Hidalgo, Jr., In Proper Person, hereby moves this Honorable Court for an order granting limited remand to appoint him Counsel in the herein proceeding action. This Motion is made and based upon all papers and pleadings on file herein and attached Points and Authorities.

Dated this 1 day of NOVEMBER, 2016.

Respectfully submitted,


Luis Hidalgo, Jr., ID # 1038134
Northern Nevada Correctional Center
1721 E. Snyder Ave
Carson City, NV 89701
Pro Se Petitioner



POINTS AND AUTHORITIES

NRS.34. 750 Appointment of Counsel for indigents; pleading supplemental to petition; response to dismiss:

“If the Court is satisfied that the allegation of indigency *is* true and the petition is not dismissed summarily, the Court may appoint counsel to represent the petitioner.”

NRS.171.188 Procedure for appointment of attorney for indigent defendant:

“Any defendant charged with a public offense who is an indigent may, by oral statement to the District Judge, justice of the peace, municipal judge or master, request the appointment of an attorney to represent him.”

NRS 178.397 Assignment of counsel:

“Every defendant accused of a gross misdemeanor or felony who is financially unable to obtain counsel is entitled to have counsel assigned to represent him at every stage of the proceedings from his initial appearance before a magistrate or the court through appeal, unless he waives such appointment.”

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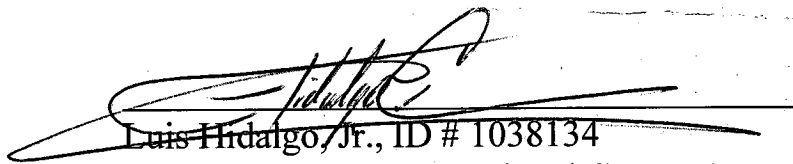
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WHEREFORE, Petitioner, Hidalgo Luis, Jr., prays this Honorable Court will grant his motion for the appointment of counsel to allow him the assistance that is needed to insure that justice is served.

Dated this 1 day of NOVEMBER, 2016.

Respectfully submitted,



Luis Hidalgo, Jr., ID # 1038134
Northern Nevada Correctional Center
1721 E. Snyder Ave
Carson City, NV 89701
Pro Se Petitioner

CERTIFICATE OF SERVICE

Pursuant to NRCPP 5(b)(2)(B) I hereby certify that on the 1 day of NOVEMBER, 2016, mailed a true and correct copy of the foregoing MOTION FOR LIMITED REMAND FOR APPOINTMENT OF COUNSEL depositing the same in the United States mail, first-class postage pre-paid, to the following addresses:

ADAM LAXALT, ATTORNEY GENERAL
OFFICE OF THE ATTORNEY GENERAL
100 NORTH CARSON STREET
CARSON CITY, NV 89701

STEVEN S. OWENS, CHIEF DEPUTY DISTRICT ATTORNEY
OFFICE OF THE DISTRICT ATTORNEY
200 LEWIS AVENUE
P.O. BOX 552212
LAS VEGAS, NV 89155
Counsel for Respondent

NEVADA SUPREME COURT CLERK
201 SOUTH CARSON STREET, SUITE 250
CARSON CITY, NV 89701-4702

Certified by: 
Pro Se Petitioner

AFFIDAVIT

STATE OF NEVADA)
CLARK COUNTY)
CITY)

ss. Affidavit of: WILLIAM R. LYONS
#79249

To whom it may concern:

I, WILL LYONS, the undersigned, do hereby swear under the penalty of perjury that the assertions of this affidavit are true and correct.

- 1) I COMPLETED THIS DOCUMENT FOR PETITIONER IN THIS MATTER, LUIS HIDALGO JR.
- 2) THAT MR. HIDALGO DOES NOT UNDERSTAND THE COMPLEX ISSUES OF LAW AND IS AT ALL TIMES RELIANT UPON OTHERS TO RESEARCH AND WRITE OR COMPLETE THE REQUIRED PLEADINGS IN HIS CASE.
- 3) THAT I HAVE PERSONAL KNOWLEDGE OF THE ABOVE STATED FACTS.

FURTHER, AFFIANT SAYETH NOT
DATED, 10, 25-16

Will Lyons
WILLIAM R. LYONS