

C-16-319021-1  
NOASC  
Notice of Appeal (criminal)  
4610025



FILED

DEC 27 2016

*Elizabeth A. Brown*  
CLERK OF COURT

5 STATE OF NEVADA  
6 VS  
7  
8 CASE Electronically Filed - I  
9 Jan 11 2017 10:53 a.m.  
10 Dept Elizabeth A. Brown  
11 Clerk of Supreme Court

12 ARNOLD ANDERSON  
13 Defendant

14 Notice OF MOTION TO Appeal  
15 The DENIAL OF THE writ OF  
16 Habeas Corpus Hearing  
17 For December 22, 2016 Appeal  
18 TO NEVADA Supreme Court  
19 Hearing 1/19/17 @ 8:30 Am

20 The Petitioner Arnold Anderson is  
21 Appending the decision of the district  
22 Court denial of the pretrial writ  
23 of habeas corpus heard December 22, 2016  
24 I Agree

25 The district court made a decision  
26 to deny the writ. The issue should be heard by Nevada Supreme  
27 Court.

28 Certificate of Mailing  
ON December 27, 2016 I Arnold Anderson  
mailed a copy to

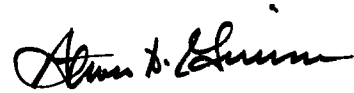
29 District Attorney  
30 200 Lewis Ave  
31 Las Vegas NV 89101

RECEIVED

DEC 27 2016

CLERK OF THE COURT

*Kenneth Frizzell*  
619 S 6th  
Las Vegas NV 89101



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.

ARNOLD K. ANDERSON aka ARNOLD KEITH  
ANDERSON,

Defendant(s),

Case No: C-16-319021-1

Dept No: XII

**CASE APPEAL STATEMENT**

1. Appellant(s): Arnold Anderson

2. Judge: Michelle Leavitt

3. Appellant(s): Arnold Anderson

Counsel:

Arnold Anderson #1202768  
330 S. Casino Center Blvd.  
Las Vegas, NV 89101

4. Respondent: The State of Nevada

Counsel:

Steven B. Wolfson, District Attorney  
200 Lewis Ave.

Las Vegas, NV 89101  
(702) 671-2700

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

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

6. Appellant Represented by Appointed Counsel In District Court: No

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

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

9. Date Commenced in District Court: October 26, 2016

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

Type of Judgment or Order Being Appealed: Writ of Habeas Corpus

11. Previous Appeal: No

Supreme Court Docket Number(s): N/A

12. Child Custody or Visitation: N/A

Dated This 3 day of January 2017.

Steven D. Grierson, Clerk of the Court

/s/ Heather Ungermann

Heather Ungermann, Deputy Clerk  
200 Lewis Ave  
PO Box 551601  
Las Vegas, Nevada 89155-1601  
(702) 671-0512

cc: Arnold Anderson

DEPARTMENT 12  
**CASE SUMMARY**  
**CASE NO. C-16-319021-1**

State of Nevada  
vs  
Arnold Anderson

|   |                          |                   |
|---|--------------------------|-------------------|
| § | Location:                | Department 12     |
| § | Judicial Officer:        | Leavitt, Michelle |
| § | Filed on:                | 10/26/2016        |
| § | Cross-Reference Case     | C319021           |
| § | Number:                  |                   |
| § | Defendant's Scope ID #:  | 1202768           |
| § | ITAG Booking Number:     | 1600110755        |
| § | ITAG Case ID:            | 1814025           |
| § | Lower Court Case # Root: | 16F14731          |
| § | Lower Court Case Number: | 16F14731X         |
| § | Metro Event Number:      | 1608233561        |

**CASE INFORMATION**

| Offense  | Deg | Date       | Case Type:  | Felony/Gross Misdemeanor   |
|--|-----|------------|-------------|--|
| Jurisdiction: <b>District Court</b>  |     |            |             |  |
| 1. ATTEMPT MURDER WITH USE OF A DEADLY WEAPON<br>PCN: 0025643586 ACN: 1608233561<br>Arrest: 09/05/2016 MET - Metro | F   | 08/23/2016 | Case Flags: | <b>Bail Set</b><br>\$1,000,000/\$1,000,000 total bail<br><b>Appealed to Supreme Court</b><br><b>Custody Status - In Custody</b><br><b>Charge Description Updated</b><br><b>JC Custody Status at Time of B/O</b><br>OCT 31 2016 10:00AM: IN CUSTODY<br><b>In Custody - CCDC</b> |
| 2. ROBBERY WITH USE OF A DEADLY WEAPON   | F   | 08/23/2016 |             |  |
| 3. BATTERY WITH USE OF A DEADLY WEAPON<br>RESULTING IN SUBSTANTIAL BODILY HARM                                     | F   | 08/23/2016 |             |  |

**DATE**

**CASE ASSIGNMENT**

**Current Case Assignment**

|                  |                   |
|------------------|-------------------|
| Case Number      | C-16-319021-1     |
| Court            | Department 12     |
| Date Assigned    | 10/26/2016        |
| Judicial Officer | Leavitt, Michelle |






**PARTY INFORMATION**

|                  |                           |  |
|------------------|---------------------------|--|
| <b>Defendant</b> | <b>Anderson, Arnold K</b> | <i>Lead Attorneys</i><br><b>Frizzell III, Kenneth G.</b><br><i>Retained</i><br>702-366-1230(W) |
| <b>Plaintiff</b> | <b>State of Nevada</b>    | <b>Wolfson, Steven B</b><br>702-671-2700(W)  |














**DATE**

**EVENTS & ORDERS OF THE COURT**

**INDEX**

|            |   |
|------------|---|
| 10/26/2016 |  Criminal Bindover Packet Las Vegas Justice Court                          |
| 10/27/2016 |  Information<br><i>Information</i>   |
| 10/31/2016 |  <b>Initial Arraignment</b> (10:00 AM) (Judicial Officer: Henry, Jennifer) |
| 11/15/2016 |  Notice of Motion<br><i>Notice of Motion</i>                               |
| 11/15/2016 |  Motion to Dismiss   |

DEPARTMENT 12  
**CASE SUMMARY**  
**CASE NO. C-16-319021-1**

|            |   |
|------------|---|
|            | <i>Motion To Dismiss Council/Represent Myself</i>   |
| 11/16/2016 |  Motion<br><i>Motion to Reduce Bail</i>  |
| 11/19/2016 |  Reporters Transcript<br><i>Reporter's Transcript of Proceedings Preliminary Hearing October 26, 2016</i>  |
| 11/28/2016 |  Motion to Vacate<br><i>Motion to Vacate - Motion (12-6-16) To Dismiss Attorney Of Record And Represent Myself</i>   |
| 12/01/2016 |  <b>Motion to Reduce</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)<br><i>Defendant's Motion to Reduce Bail</i>   |
| 12/06/2016 |  <b>Motion</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)<br><i>Defendant's Motion to Dismiss Counsel/Represent Myself</i>  |
| 12/06/2016 |  Notice of Witnesses and/or Expert Witnesses<br><i>State's Notice of Witnesses and/or Expert Witnesses</i>   |
| 12/08/2016 |  Petition for Writ of Habeas Corpus<br><i>Defendant Arnold Anderson's Petition for Writ of Habeas Corpus</i>   |
| 12/13/2016 |  <b>Calendar Call</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)<br><i>Calendar Call/Faretta Canvass</i>   |
| 12/20/2016 |  Return<br><i>Return to Writ of Habeas Corpus</i>  |
| 12/20/2016 | <b>CANCELED Motion</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)<br><i>Vacated - per Judge</i><br><i>Defendant's Pro Per Motion to Vacate - Motion (12-6-16) To Dismiss Attorney Of Record And Represent Myself</i>                                 |
| 12/20/2016 | <b>CANCELED Jury Trial</b> (1:30 PM) (Judicial Officer: Leavitt, Michelle)<br><i>Vacated - per Judge</i>  |
| 12/22/2016 | <b>Petition for Writ of Habeas Corpus</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)<br><i>Defendant Arnold Anderson's Petition for Writ of Habeas Corpus</i>  |
| 12/22/2016 | <b>Status Check: Trial Setting</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)  |
| 12/22/2016 |  <b>All Pending Motions</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)  |
| 12/27/2016 |  Notice of Appeal (criminal)<br><i>Notice of Motion to Appeal the Denial of the Writ of Habeas Corpus Hearing for December 22, 2016 Appeal to Nevada Supreme Court</i> |
| 12/29/2016 |  Motion<br><i>Motion To Dismiss Counsel And Appoint New Counsel Plus Pro-Per Ferretta Rights</i>   |
| 01/03/2017 |  Case Appeal Statement<br><i>Case Appeal Statement</i>   |

DEPARTMENT 12  
**CASE SUMMARY**  
**CASE NO. C-16-319021-1**

|            |   |
|------------|---|
| 01/19/2017 | <b>Motion</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)<br>Events: 12/27/2016 Notice of Appeal (criminal)<br><i>Notice of Motion to Appeal the Denial of the Writ of Habeas Corpus Hearing for December 22, 2016 Appeal to Nevada Supreme Court</i> |
| 01/24/2017 | <b>Motion</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)<br><i>Defendant's Motion to Dismiss Counsel and Appoint New Counsel Plus Pro Per Ferretta Rights</i>  |
| 06/13/2017 | <b>Calendar Call</b> (8:30 AM) (Judicial Officer: Leavitt, Michelle)  |
| 06/20/2017 | <b>Jury Trial</b> (1:30 PM) (Judicial Officer: Leavitt, Michelle)   |

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**October 31, 2016**

C-16-319021-1      State of Nevada  
                                 vs  
                                 Arnold Anderson

**October 31, 2016      10:00 AM      Initial Arraignment**

**HEARD BY:** Henry, Jennifer      **COURTROOM:** RJC Lower Level Arraignment

**COURT CLERK:** Roshonda Mayfield

**RECORDER:** Kiara Schmidt

**REPORTER:**

**PARTIES**

|                 |                          |           |
|-----------------|--------------------------|-----------|
| <b>PRESENT:</b> | Anderson, Arnold K       | Defendant |
|                 | Frizzell III, Kenneth G. | Attorney  |
|                 | Luong, Vivian            | Attorney  |
|                 | State of Nevada          | Plaintiff |

**JOURNAL ENTRIES**

- DEFT. ANDERSON ARRAIGNED, PLED NOT GUILTY, and INVOKED the 60-DAY RULE.  
COURT ORDERED, matter set for trial. COURT FURTHER ORDERED, counsel has 21 days from the  
filing of the preliminary transcript to file any writs.

**CUSTODY**

12/13/16 8:30 A.M. CALENDAR CALL (DEPT. 12)

12/20/16 1:30 P.M. JURY TRIAL (DEPT. 12)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 01, 2016**

C-16-319021-1      State of Nevada  
vs  
Arnold Anderson

**December 01, 2016      8:30 AM      Motion to Reduce**

**HEARD BY:** Leavitt, Michelle

**COURTROOM:** RJC Courtroom 14D

**COURT CLERK:** Susan Jovanovich

**RECORDER:** Kristine Cornelius

**REPORTER:**

**PARTIES**

|                 |                    |           |
|-----------------|--------------------|-----------|
| <b>PRESENT:</b> | Anderson, Arnold K | Defendant |
|                 | Palal, Binu G.     | Attorney  |
|                 | Sanft, Michael W.  | Attorney  |
|                 | State of Nevada    | Plaintiff |

**JOURNAL ENTRIES**

- Mr. Sanft appeared for Mr. Frizzell on behalf of Deft; and submitted on the written motion. Mr. Palal opposed the Motion; and argued as to the offenses being violent in nature, and Deft's prior criminal history. Mr. Palal added the current bail setting is reasonable. COURT ORDERED, Motion DENIED. Deft. stated he has not seen documents about the charges. Court advised Deft. if he wants to see a copy of the arrest warrant or report, he can ask his attorney, and his attorney can give him a copy.

**CUSTODY**

12/06/16 8:30 A.M. DEFTS' MOTION TO DISMISS COUNSEL / REPRESENT MYSELF

12/13/16 8:30 A.M. CALENDAR CALL

12/20/16 1:30 P.M. TRIAL BY JURY



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 06, 2016**

C-16-319021-1      State of Nevada  
vs  
Arnold Anderson

**December 06, 2016      8:30 AM      Motion**

**HEARD BY:** Leavitt, Michelle

**COURTROOM:** RJC Courtroom 14D

**COURT CLERK:** Susan Jovanovich

**RECORDER:** Kristine Cornelius

**REPORTER:**

**PARTIES**

|                 |                          |           |
|-----------------|--------------------------|-----------|
| <b>PRESENT:</b> | Anderson, Arnold K       | Defendant |
|                 | Frizzell III, Kenneth G. | Attorney  |
|                 | Mendoza, Erika           | Attorney  |
|                 | State of Nevada          | Plaintiff |

**JOURNAL ENTRIES**

- Court TRAILED and RECALLED matter for Mr. Palal to appear. Mr. Palal not present. Mr. Frizzell advised Mr. Palal arrived earlier and relayed information to Ms. Mendoza, further noting he believes Ms. Mendoza can stand in for Mr. Palal on this case. Court addressed Deft. about his motion. Deft. stated he will withdraw his Motion, as there was a misunderstanding, and both Mr. Frizzell and himself have been communicating. SO NOTED. COURT ORDERED, Motion OFF CALENDAR. Mr. Frizzell stated he spoke with Deft. earlier, and both Deft. and himself are okay with vacating the trial date, as defense will be filing a writ. Following discussions, Court suggested to leave the trial date on, and for parties to come back at time of Calendar Call. Based on representations made today, the hearing scheduled for December 20, 2016 on Deft's pro per motion to vacate is VACATED.

**CUSTODY**

12/13/16 8:30 A.M. CALENDAR CALL

12/20/16 1:30 P.M. TRIAL BY JURY



**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 13, 2016**

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C-16-319021-1      State of Nevada  
                                 vs  
                                 Arnold Anderson

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**December 13, 2016      8:30 AM      Calendar Call**

**HEARD BY:** Leavitt, Michelle      **COURTROOM:** RJC Courtroom 14D

**COURT CLERK:** Carole D'Aloia

**RECORDER:** Kristine Cornelius

**REPORTER:**

**PARTIES**

|                 |                          |           |
|-----------------|--------------------------|-----------|
| <b>PRESENT:</b> | Anderson, Arnold K       | Defendant |
|                 | Frizzell III, Kenneth G. | Attorney  |
|                 | Schwartz, Bryan A.       | Attorney  |
|                 | State of Nevada          | Plaintiff |

**JOURNAL ENTRIES**

- Mr. Frizzell indicated Defendant wanted counsel to file a writ which requires that the trial date be vacated; the Writ is set for hearing next week; and he spoke with Defendant yesterday who indicated that he did not want to waive his right to a speedy trial. Further, Mr. Frizzell stated he has spent the time on the writ and had not prepared for trial. Statements by Defendant. Noting the Writ is set for hearing, December 22, 2016, COURT ORDERED, the December 20, 2016, Trial Date is VACATED.

**CUSTODY**

**CLERK'S NOTE:** The minutes for this hearing have been prepared by a review of the JAVS recording. (tmj:12/22/16)

**DISTRICT COURT  
CLARK COUNTY, NEVADA**

**Felony/Gross Misdemeanor**

**COURT MINUTES**

**December 22, 2016**

C-16-319021-1      State of Nevada  
                                 vs  
                                 Arnold Anderson

**December 22, 2016      8:30 AM      All Pending Motions**

**HEARD BY:** Leavitt, Michelle      **COURTROOM:** RJC Courtroom 14D

**COURT CLERK:** Susan Jovanovich

**RECORDER:** Kristine Cornelius

**REPORTER:**

**PARTIES**

|                 |                          |           |
|-----------------|--------------------------|-----------|
| <b>PRESENT:</b> | Anderson, Arnold K       | Defendant |
|                 | Frizzell III, Kenneth G. | Attorney  |
|                 | Palal, Binu G.           | Attorney  |
|                 | State of Nevada          | Plaintiff |

**JOURNAL ENTRIES**

- DEFT'S PETITION FOR WRIT OF HABEAS CORPUS...STATUS CHECK: TRIAL SETTING

Court noted it received the Petition. Mr. Frizzell submitted on robbery portion; and argued in support of dismissal of the charges and further argued regarding questionable and insufficient evidence presented at Preliminary Hearing. COURT ORDERED, Petition DENIED.

COURT ADDITIONALLY ORDERED, trial date SET.

CUSTODY

6/13/17 8:30 A.M. CALENDAR CALL

6/20/17 1:30 P.M. TRIAL BY JURY



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

ARNOLD ANDERSON #1202768  
330 S. CASINO CENTER BLVD.  
LAS VEGAS, NV 89101

DATE: January 3, 2017  
CASE: C-16-319021-1

RE CASE: STATE OF NEVADA vs. ARNOLD K. ANDERSON aka ARNOLD KEITH  
ANDERSON

NOTICE OF APPEAL FILED: December 27, 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 MOTION TO APPEAL THE DENIAL OF THE WRIT OF  
HABEAS CORPUS HEARING FOR DECEMBER 22, 2016 APPEAL TO NEVADA SUPREME  
COURT.; CASE APPEAL STATEMENT; DISTRICT COURT DOCKET ENTRIES; DISTRICT  
COURT MINUTES; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

ARNOLD K. ANDERSON aka ARNOLD  
KEITH ANDERSON,

Defendant(s).


Case No: C-16-319021-1

Dept No: XII

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 3 day of January 2017:

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

