

FILED

FEB 06 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT

BY
DEPUTY CLERK

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

State of Nevada
Plaintiff.

v

Defendant
Arnold Anderson

CASE # C-16-319021-1

DEPT # XII

MOTION TO DISMISS
COUNSEL AND BE APPOINTED
PROPER PERSON

COMES NOW the petitioner ARNOLD ANDERSON Asking
this Court to Grant this motion. There is a conflict of interest
between me and Counsel.

Procedural Background

SINCE Kenneth Frizzell has been appointed Counsel
ARNOLD ANDERSON has been prejudiced and suffers
INJUSTICE based on his actions.

1. Counsel failed to file Franks hearing - Arnold Anderson
is a victim of unlawful illegal arrest. - no arrest warrant
was issued for any suspects in this case. I was illegally seized.

2. He has not filed a motion for alibi he has pictures of me
outside the state of Nevada the day this crime was
allegedly committed

3. He has not come to visit at the jail

4. Every time I call his office he's conveniently with a client

5. I have called his phone 196 times

RECEIVED

FEB 03 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
DEPUTY CLERK

17-04166

- 1
2
3
- 4 6. I'm accused of NRS. 200.030 torture poison he has
5 done nothing to dispute charges victim allege shot in stomach
6 7. The allege victim said he gave some one ten dollars
7 I'm accused of robbery with a gun/ victim did not
8 mention a firearm
9 8. Battery with substantial harm at prelim No medical
10 evidence or police testimony to verify this was
11 a crime. He has done nothing about it.
12 9. A suspect is charged with the same charges on the
13 same victim I should be exonerated case number F18022X
14 he has done nothing about it.
15 10. Kenneth Frizzel is ineffective. 5 months later No results
16 11. He has admitted he has a case bad he cannot give me
17 a adequate defense.
18 12. I told him police did not have probable cause to stop my car or
19 arrest me he has done nothing about it.
20 13. he has called me ~~never~~ never
21 14. Kenneth Frizzel is my counsel and ~~never~~
22 I'm not receiving a trial representation as a matter of law.
23 15. He has failed to investigate claims to my defense.
24 which proves my innocence.

Argument II

26 Arnold Anderson assert I am being denied his right
27 to effective counsel. his actions constitute a violation
28 of defendants due process

1
2
3
4 Defendant has an unqualified right to legal
5 assistance of counsel. The right to counsel is
6 the right to have effective counsel Carter v Sullivan
7 100 Set 1709 (1980) Frazier v United States 18 F3d. 778
8 The right protected by the sixth amendment. Requires
9 counsel acting in the role of the advocate Anders v California
10 37 set 1396. If the complete collapse of
11 attorney-client relationship is evident. Refusal
12 to substitute counsel violates a defendant's
13 sixth amendment right Young v State 120 Nev 963.
14 Wherefore the undersigned prays that the court
15 grant this motion to dismiss counsel
16 and appoint new counsel and appoint
17 the petitioner his right to be in proper person
18

19 Certificate of Mailing

20 I David Anderson mailed a copy to the
21 following address.

22 District Attorney

23 200 Lewis Ave

24 Las Vegas NV

25 89155

Cld Anders

Dated 1-24-17

Declaration

- ① I ARNOLD Anderson the petitioner
- ② This Nevada Supreme court has competent Jurisdiction
- ③ This does not involve child custody
- ④ I AM held at the clark county Detention Center
- ⑤ There is a conflict of interest between client & AOR
- ⑥ The Nevada Supreme court has Jurisdiction to hear this motion.

Dated January 24, 2017