

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRIAN KERRY O'KEEFE
Appellant,
vs.
THE STATE OF NEVADA, et al.
Respondent(s)

Supreme Court No. 73527

District Court No. P16-1070

FILED

NOV 16 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY: [Signature]
DEPUTY CLERK

• SUPPLEMENTAL PRAYER OF RELIEF FOR
APPELLANT'S INFORMAL BRIEF
FILED OCTOBER 6, 2017

INSTRUCTIONS: If you are an appellant proceeding pro se (without an attorney) in the Nevada Supreme Court, you must file either (1) a brief that complies with Nevada Rule of Appellate Procedure (NRAP) 28(a), or (2) a completed copy of this informal brief form, see NRAP 28(k), with the Nevada Supreme Court on or before the due date, see NRAP 31. In civil appeals, if you do not file one of these documents by the due date, the Nevada Supreme Court may dismiss your appeal. In postconviction criminal appeals, if you do not file one of these documents by the due date, the Nevada Supreme Court or Nevada Court of Appeals may decide your appeal on the record without briefing.

HOW TO FILL OUT THIS FORM: This form must be typed, unless you are incarcerated, in which case it must be clearly handwritten. You do not need to refer to legal authority or the district court record. If you are completing your brief on this form, write only in the space allowed on the form. **Additional pages and attachments are not allowed.** If typing an informal brief, you may either use the lined paper contained in this form or an equivalent number of pages of your own paper. Your brief will be stricken if you fail to follow the directions in this form and the Nevada Rules of Appellate Procedure.

WHERE TO FILE THE BRIEF: You may file your brief in person or by mail.

To file your brief in person: Bring the brief to the Clerk's Office at the Supreme Court of Nevada, 201 South Carson Street, Carson City, Nevada, or at the Regional Justice Center Clerk's Office (Drop Box), 200 Lewis Street, 17th Floor, Las Vegas, Nevada. You can file your brief Monday through Friday, 8:00 a.m. to 4:00 p.m.

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ACCORD HAINES v. KERNER, 404 U.S. 519, 520 (1972); Nev. Const., Article I sec. 2.

17-39519

SUPPLEMENTAL
PRAYER FOR RELIEF (BOOK NO. 73327)

Humbly request this Court to invoke the U.S. XIV CONSTITUTIONAL AMENDMENT'S DUE PROCESS CLAUSE, EQUAL PROTECTION CLAUSE AND the LIBERTY CLAUSE supported by Nevada's Constitution, Article I sec. 2 (PARAMOUNT ALLEGIANCE); Article I sec. 8(5) (DUE PROCESS CLAUSE) and afford appellant O'Keefe his procedural due process and recognize the loss of his protected "LIBERTY INTEREST" by the lower court's contrary ruling to SCOTUS authority of CASTRO V. U.S., 540 U.S. 375 (2003) thereby suspending tantamount to suspension of ~~the~~ ^{his} ~~corpus~~ in violation of Nev. Const., Art. I § 5 which has the U.S. Const. Art. I, sec. 9 cl. 2 incorporated. (Moreover, incorporate here by reference docket 17-31457 filed Sep 18, 2017.) • REVERSE and Remand to the district court with a proper NOTICE and HEARING on petitioner's NRS 34.360 state habeas corpus petition. Order the lower court to instruct the state to brief the issue within the original petition filed in the 11th District Court, Pershing County, no. PI 16-1070 filed 2016 DEC 14 PM 2:00 under NRS 34.360 which was timely, properly served yet, never answered!

DATED this 9th day of November, 2017.

Brian K. O'Keefe #90244
Signature of Appellant

INVOKING
INCORPORATION DOCTRINE

Brian Kerry O'Keefe
Print Name of Appellant

- Fn 1: (OMNIBUS) MOTION FOR LEAVE OF COURT TO FILE AND MOTION FOR ORDER TO VACATE AND REVERSE TRIAL COURT'S DECISION WRONGLY RECHARACTERIZING THEN, PRO SE LITIGANT'S INITIAL HABEAS PETITION UNDER NRS 34.360 IN VIOLATION OF O'KEEFE'S PROTECTED LIBERTY INTEREST UNDER THE U.S. CONSTITUTIONAL XIV AMENDMENT ALSO DELINEATED IN CASTRO V. U.S., 540 U.S. 375 (2003) ... (Nev. Const. Art. I § 5)

CERTIFICATE OF SERVICE

I certify that on the date indicated below, I served a copy of this completed informal brief form upon all parties to the appeal as follows:

- ☐ By personally serving it upon him/her; or
☒ By mailing it by first-class mail with sufficient postage prepaid to the following address(es) (list names and address(es) of parties served):

Clerk Office, Nevada Supreme Court
201 S. Carson Street, Suite 201
Carson City, Nevada 89701

DATED this 9th day of November (Thursday), 2017.
Pursuant to NRS 208.168; 28 USC § 1746.

Brian K. O'Keefe #96244
Signature of Appellant

Brian K. O'Keefe
Print Name of Appellant

C.C.C. 1200 Prison Road
Address

Lovelock, Nevada 89719
City/State/Zip

N/A
Telephone