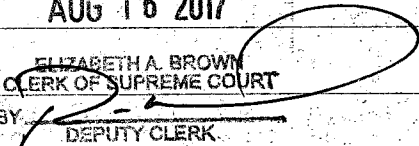


1 MICHAEL T. BOTELHO
80837
2 NNCC P.O. Box 7006
CARSON CITY, NV. 89702
3 IN PROPER PERSON

FILED

AUG 16 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

6 IN THE SUPREME COURT OF THE STATE OF NEVADA

9 MICHAEL T. BOTELHO
10 APPELLANT

NV. SUPREME COURT CASE NO. 73593
DISTRICT COURT CASE NO. CR03-2156
JUSTICE COURT CASE NO. RCR03-011479

11 .VS.

12 RENO JUSTICE COURT,
STATE OF NEVADA

13 RESPONDENTS,

JUDICIAL NOTICE, NRS 47.130

14 I, MICHAEL T. BOTELHO, APPELLANT, IN PROPER PERSON, BRING FORTH THIS
15 NECESSARY "JUDICIAL NOTICE", NRS 47.130, SEE THOMAS V. BIBLE, 694 F. SUPP.
16 750 (1988), AFFD 896 F2d 955 (9th 1990), TO INFORM THE NV. SUPREME COURT OF
17 ALL DOCUMENTS FILED IN JUSTICE COURT, WHERE THIS ORIGINAL ACTION WAS
18 FILED INITIALLY ON 10-12-2016.

19 I AM GREATLY CONCERNED ABOUT THE LACK OF INTEGRITY, DISREGARD OF RULES,
20 DUTY, STATUTES, AND MY INALIENABLE DUE PROCESS AND EQUAL PROTECTION
21 RIGHTS GUARANTEED BY OUR NEVADA AND UNITED STATES CONSTITUTION(S),
22 EXHIBITED BY THE JUSTICE AND DISTRICT COURT CLERKS REGARDING FILING
23 OF DOCUMENTS, IN THEIR PICKING AND CHOOSING IF, WHAT AND WHEN THEY
24 TAKE DOCUMENTS AND FILE THEM AS [FILED] "OR" [RECEIVED]; OR IF THEY
25 CHOOSE TO ALTER MY MOTIONS, NOTICE(S) OF APPEAL, ETC., BY CHANGING
26 PARTIES, CASE NOS AND THEIR DELIBERATELY WITHHOLDING DOCUMENTS FROM
27 BEING FORWARDED TO, FIRST- THE SECOND JUDICIAL DISTRICT COURT, AND
28 SECOND, FROM BEING FORWARDED TO THE NV. SUPREME COURT.

RECEIVED
AUG 14 2017
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
DEPUTY CLERK

17-27401

1 THE NV. SUPREME COURT RECEIPT FOR DOCUMENTS, DATED 6-26-2017,
2 DOES NOT STATE WHETHER CASE APPEAL STATEMENT WAS FILED BY DISTRICT
3 COURT CLERK, OR WHAT DOCUMENTS WERE RECEIVED BY THIS COURT. NRAP
4 RULE 3(9)(1)(A)" UPON THE FILING OF THE N.O.A., THE DISTRICT COURT CLERK
5 [S]HALL IMMEDIATELY FORWARD TO THE CLERK OF THE SUPREME COURT THE
6 REQUIRED FILING FEE TOGETHER WITH 3 CERTIFIED, FILED STAMPED COPIES OF THE
7 FOLLOWING DOCUMENTS, INCLUDING NOA, CASE APPEAL STATEMENT, DISTRICT
8 COURT DOCKET ENTRIES, JUDGMENT OR ORDER BEING APPEALED, ANY NOTICE OF
9 ENTRY OF JUDGMENT, OR ORDERS BEING APPEALED, MINUTES OF DISTRICT
10 COURT PROCEEDING, AND A [L]IST OF EXHIBITS OFFERED INTO EVIDENCE,
11 IF ANY.

12 BECAUSE THE JUSTICE COURT CLERKS MANIPULATED AND WITHHELD
13 SPECIFIC DOCUMENTS, AND FAILED TO PROVIDE [ME] WITH JUSTICE COURT
14 DOCKET, AND FURTHER FORWARDED CHOSEN DOCUMENTS TO DISTRICT COURT,
15 AND BECAUSE DISTRICT COURT JUDGE POLAHA RULED INSTEAD OF SENDING
16 MOTION BACK TO JUSTICE COURT, AND BECAUSE POLAHA INTENTIONALLY RULED
17 KNOWING THIS [F]ACT IN THE RECORD, AND KNOWINGLY RULED WITHOUT THE
18 COMPLETE [N]ECESSARY COURT RECORD, EVEN SPEAKING OF SUCH WITHOUT
19 A FULL AND ACCURATE DE NOVO REVIEW OF THE [E]NTIRE RECORD; I HAVE
20 NO CLUE AS TO WHAT DOCUMENTS THE DISTRICT COURT ACTUALLY HAD IN ITS
21 POSSESSION. WHEN POLAHA ARBITRARILY, & CAPRICIOUSLY RULED TO PROTECT
22 THE KNOWN DEFECTS OF MY CASE. BECAUSE OF THESE FACTS AND THE CLERKS
23 OBVIOUS COMPLICITY, I HAVE NO CLUE WHAT THIS COURT POSSESSES,
24 THIS IS FURTHER DEPRIVATION OF MY CONSTITUTIONAL DUE PROCESS
25 RIGHTS.

26 NOW, PURSUANT TO NRAP RULE 3(9)(2)" APPELLANTS DUTY - AN APPELLANT
27 [S]HALL TAKE [ALL ACTION NECESSARY] TO ENABLE CLERK TO ASSEMBLE
28 AND FORWARD ALL DOCUMENTS ENUMERATED IN THE SUBDIVISION.

1 SO, NOW BECAUSE THE JUSTICE [A]ND DISTRICT COURT CLERK(S) FAILED [SHALL]
2 I AM LEFT WITH A COMPLETE UNKNOWN AS TO WHAT THEY FAILED TO FORWARD.
3 THIS SUBDIVISION IS CONTRARY TO THE CLERKS [R]EQUIRED DUTIES, SEE
4 NRS 0.025 "SHALL, THEREIN. OBVIOUSLY THEY GET A "GET OUT OF JAIL
5 FREE CARD" BY (2) APPELLANTS DUTIES!

6 THIS APPELLANT CANNOT BE [EXPECTED TO KNOW] WHAT THESE CLERKS
7 FORWARDED OR WITHHELD BECAUSE OF THEIR MALFEASANCE, NON-PERFORMANCE
8 AND CLEAR OBSTRUCTION OF JUSTICE, THEREIN. I FILED DOCUMENTS THAT
9 THESE COURT CLERKS HELD BACK AND I RESPECTFULLY REQUEST THAT A
10 [REAL] INVESTIGATION IS INITIATED BY THIS COURT AND ACTUALLY HOLD THEM
11 CRIMINALLY LIABLE. FURTHERMORE ITS QUITE UNETHICAL AND BORDER-LINE
12 CRIMINAL TO MAKE AN INDIGENT PRO-SE APPELLANT PAY ADDITIONAL COPY
13 WORK FEES AND POSTAGE AMOUNTING TO NEAR \$16-18.00 DOLLARS FOR COURT
14 DOCUMENTS WHICH THE COURT ALREADY HAS IN THEIR POSSESSION, IT EVEN
15 SEEMS LIKE FRAUD TO ME!

16 I AM NOW RESPECTFULLY INFORMING THE NV. SUPREME COURT BY THIS
17 FOLLOWING LIST, THE NAMES, DISCRPTIONS, AND DATES OF [ALL] DOCUMENTS
18 I "FILED" IN RENO JUSTICE COURT WHERE THIS CASE ORIGINATED.

19 (a) MOTION TO DISMISS ALL CHARGES WITH PREJUDICE, STAMPED "FILED"
ON 10-12-2016

20 (b) NOTICE OF MOTION AND MOTION TO TRANSPORT (FOR MOTION TO DISMISS)
IT WAS DEEMED FILED WHEN PUT IN NDOC MAILBOX ON 10-16-2016

21 (c) NOTICE OF MOTION AND MOTION TO TRANSPORT (FOR MOTION TO DISMISS)
2ND ATTEMPT BECAUSE J. COURT CLERK PRACTICED LAW AND DECIDED TO
22 HAVE MY FIRST NOTICE OF MOTION FORWARDED TO DISTRICT COURT,
THIS TIME THE J. COURT CLERK DID STAMP IT IN JUSTICE COURT, BUT
23 ONLY STAMPED IT AS "RECEIVED" ON 11-16-2016.

24 (d) REQUEST FOR SUBMISSION (FOR MOTION TO DISMISS) AS THE STATE FAILED TO
25 RESPOND TO MOTION TO DISMISS, STAMPED "RECEIVED" IN JUSTICE COURT
ON 11-21-2016

26 (e) JUDICIAL NOTICE, INFORMING JUSTICE COURT ABOUT ITS CLERKS FILING
27 PRACTICES AND PRACTICING LAW & FORWARDING MOTION TO TRANSPORT,
AGAIN CLERKS STAMPED AS "RECEIVED" ON 12-5-2016.

28

(f) WRIT OF ERATA FOR ERROR I MADE, AGAIN STAMPED "RECEIVED" IN JUSTICE COURT ON 12-12-2016

(g) REQUEST FOR SUBMISSION (MOTION TO TRANSPORT) AGAIN STAMPED "RECEIVED" IN JUSTICE COURT ON 12-12-2016

(h) MOTION GRANTING MOTION TO DISMISS, AGAIN STAMPED "RECEIVED" IN JUSTICE COURT ON 2-13-2017,

(i) LETTER TO COURT CLERK FOR STATUS CHECK ON MOTION TO DISMISS AND REQUEST FOR 2016-17 JUSTICE COURT DOCKET. IT WAS SENT VIA MAIL BOX RULE ON 2-23-2017, BUT WAS NOT COURT STAMPED. THE CLERK REFUSED TO SEND ME 2016-17 JUSTICE COURT DOCKET, INSTEAD, SENDING ME 2003 DOCKET, BUT REFUSED TO COOPERATE WITH 'LAWFUL' REQUEST FOR OBVIOUS REASONS.

(j) RECEIVED LETTER FROM JUSTICE COURT CLERK, SAID SHE FORWARDED MOTION GRANTING MOTION TO DISMISS, TO THE DISTRICT ATTORNEYS OFFICE. THE LETTER CLEARLY PROVES THAT JUSTICE COURT CLERKS EXCEEDED THEIR DUTIES AND MADE DECISIONS - PRACTICING LAW, DATED 3-2-2017.

(k) STATES [VOID] RESPONSE TO MOTION GRANTING MOTION TO DISMISS, THE JUSTICE COURT CLERK STAMPED STATES RESPONSE [FILED] EVEN AS IT CONTINUED TO STAMP MY DOCUMENTS [RECEIVED]. THIS FACTUALLY PROVES THE CLERK'S VIOLATIONS OF DUTY TO FILE DOCUMENTS ACCORDING TO COURT RULES, VALID LAW AND PROVES ONGOING VIOLATIONS OF EQUAL PROTECTION AND TREATMENT UNDER THE NV. & U.S. CONSTITUTIONS, TOWARDS ME AND MY FILINGS. AND EVERY ATTORNEY IN W.C.D.A.'S OFFICE IS A PRIVATE PERSON IMPERSONING A VALID PUBLIC OFFICIAL AS THEY KNOWING FILED FRAUDULENT BONDS AT TAX PAYER EXPENSE WHEREIN NEVADA STATUTES CLEARLY ON THEIR FACE, DICTATE THAT LAWFUL BOND [SHALL] CONTAIN TWO SEPERATE SURET(IES) UPON EACH BOND. EVEN AFTER BEING INFORMED OF THE FRAUDULENT DEFICIENCIES THEY REFUSED TO CORRECT SAID DEFICIENCIES, SO THEIR ACTS, ACTIONS, PROSECUTIONS AND RESPONSES ARE SIMPLY VOID AS THEIR 'KNOWN' FRAUDULENT POSITIONS ACTING IN, ARE NEITHER DE JURE NOR DE FACTO BUT ARE VOID [.] ALSO, THE STATE FAILED TO ARGUE AGAINST MOTION TO DISMISS, AND WAS PRECLUDED BY NRC P(7)(8) AND (12) FROM ARGUING, REGARDLESS. THIS VOID RESPONSE WAS "FILED" 3-16-2017 IN JUSTICE COURT.

(l) MY MOTION TO STRIKE STATES RESPONSE TO MOTION GRANTING MOTION TO DISMISS WAS AGAIN STAMPED "RECEIVED" IN JUSTICE COURT ON 3-29-2017. AND WAS IGNORED. I ALSO SENT LETTER TO JUSTICE COURT CLERK ASKING FOR STAMPED [FILED] COPY OF MOTION BUT RULES, DUTIES AND RIGHTS WERE IGNORED AGAIN. I HAVE A COPY OF THIS LETTER ALSO [.]

(m) REQUEST FOR SUBMISSION FOR MOTION GRANTING MOTION, AGAIN STAMPED "RECEIVED" IN JUSTICE COURT AND WAS THEN IMPROPERLY RE-FILED IN THE DISTRICT COURT. DONE 4-18-2017, IN DIST. CT. ON 5-16-2017, A MONTH LATER, THEN CASE NO. WAS CHANGED.

(n) JUDICIAL NOTICE SENT TO JUSTICE COURT, ABOUT FILING PRACTICE, NOT PROVIDING 2016-17 JUSTICE COURT DOCKET, AND 2003 ARRAIGNMENT TRANSCRIPTS. AGAIN STAMPED "RECEIVED" IN JUSTICE COURT ON 5-19-2017 (10 DAYS AFTER SENDING IT) THEN RE-FILED IN DISTRICT COURT ON 5-22-2017

(O) REQUEST FOR SUBMISSION FOR MOTION GRANTING MOTION TO DISMISS, [SECOND ATTEMPT] AGAIN STAMPED "RECEIVED" IN JUSTICE COURT ON 5-19-2017, AND RE-FILED IN DISTRICT COURT ON 5-22-2017
22

(P) JUSTICE COURT ORDER FROM J.O.P. LYNCH, FORWARDING DOCUMENTS TO DISTRICT COURT. "FILED" IN JUSTICE COURT, THEN RE-FILED IN DISTRICT COURT [AFTER] MY CASE NAME, PARTIES, AND CASE NUMBERS WAS [ALTERED] AGAIN. J.O.P. LYNCH FURTHER [ALTERED] DATE OF ACTION BY CHANGING DATE OF ACTION AND DOCUMENTS FILED FROM 10-12-2016 TO 11-2-2016. NOTHING TOOK PLACE ON OR ABOUT 11-2-2016, AS HER ORDER WAS DESIGNED TO [MISREPRESENT] THE FACTS AND DATES, THUS KNOWINGLY OBSTRUCTING JUSTICE, SEE 18 USC 1503, AND FILED 5-11-2017 IN JUSTICE COURT AND AGAIN, RE-FILED IN DISTRICT COURT ON 5-16-2017.

(Q) REPLY AND OBJECTION TO J.O.P. ORDER, SENT TO JUSTICE COURT WITH A LETTER TO J.O.P. LYNCH [NOT FILED OR RETURNED] BUT I GOT IT BACK FROM DISTRICT ON 6-6-2017. IT WAS NOT FILED REGARDLESS, PROVING FURTHER FRAUD AND OBSTRUCTION BY COURT CLERKS. I PUT IN NDOC PRISON MAILBOX, ON 5-23-2017, SEE HOUSTON V. LACKS, MAILBOX RULE. BUT POLANA DID MENTION IT.

(R) LETTER SENT TO J.O.P. LYNCH WITH REPLY AND OBJECTION, ABOVE, SEE ABOVE. (8)
Q

(S) NOTICE OF APPEAL (N.O.A.) AND DESIGNATION OF RECORD WITH AFFIDAVIT, LOGGED IN NDOC APPEAL BOOK AND SENT TO RENO JUSTICE COURT, DEEMED FILED ON 6-10-2017. HAD TO WAIT TILL MONDAY 6-12-2017, PRISON MAILBOX RULE, HOUSTON V. LACKS.

MY N.O.A. WAS FRAUDULENTLY FORWARDED TO DISTRICT COURT WITH THE INTENTION OF PREVENTING MY PROPERLY FILED [JUSTICE] COURT N.O.A. FROM BEING LAWFULLY FILED IN [J]USTICE COURT WHERE MY ORIGINAL ACTION WAS INITIATED. BY DOING THAT AND OBVIOUSLY ACTING IN COLLUSION WITH DISTRICT COURT AND ITS CLERKS, IT PREVENTED DISTRICT COURT FROM PROPERLY HEARING MY JUSTICE COURT APPEAL, AS DISTRICT COURT WAS COURT OF FINAL APPELLATE JURISDICTION FOR CASES ARISING IN JUSTICE COURT. SEE NV. CONSTITUTION, ARTICLE 6, SECTION 6. THIS WAS CLEAR PREMEDITATED FRAUD AND OBSTRUCTION.

INSTEAD, MY JUSTICE COURT CASE N.O.A. WAS [I]NENTIONALLY FILED IN DISTRICT COURT ON 6-18-2017, THEN THE CLERKS FRAUDULENTLY ALTERED MY N.O.A. AGAIN BY ALTERING DATE FILED FROM 6-18-2017, BACK TO 6-14-2017. ALL CRIMINAL ACTS. THIS WAS INTENTIONALLY DONE TO ENSURE THAT APPEAL WOULD BE FILED IN NV. SUPREME COURT BY DESIGN, KNOWING THE NV. SUPREME COURT WOULD HAVE TO DISMISS APPEAL FOR LACK OF JURISDICTION TO ENTERTAIN APPEAL. THIS WAS DONE IN CONCERT, IN COLLUSION, AND OBSTRUCTION OF MY 5TH AND 14TH AMENDMENT CONSTITUTIONAL RIGHTS OF MY DISTRICT COURT APPEAL BEING HEARD IN DISTRICT

1 COURT AND THUS PREVENTING THE ISSUES AND FACTS FROM COMING TO LIGHT.

2 (4) I RECEIVED NV. SUPREME COURT RECEIPT FOR DOCUMENTS, FOR ORDER
3 FOR FORWARDING DOCUMENTS N.O.A., FILED 6-26-2017

4 (U) NOTICE OF WITHDRAWAL OF APPEAL FOR ORDER FORWARDING DOCUMENTS
5 TO DISTRICT COURT, FILED IN NV. SUPREME COURT ON 6-29-2017

6 I WAS [FORCED] TO FILE WITHDRAWAL OF APPEAL BECAUSE IT COULD NOT BE
7 HEARD IN NV. SUPREME COURT, BY [D]ESIGN, SO I WOULD NOT GET APPEAL HEARD, BY
8 COVERING FOR, COVERING UP LEGAL FACTS. THE COLLUSION, CONSPIRACY AND THE
9 WILLFUL OBSTRUCTION BY JUSTICE COURT AND DISTRICT COURT CLERKS, AT THE
10 DIRECTION OF "OTHERS" TO PREVENT THE PUBLIC FROM KNOWING THE PROCEDURAL
11 DEPRIVATIONS AND THE FACT THAT I REMAIN A PRETRIAL DETAINEE 14 YEARS
12 LATER, STILL BEING HELD AGAINST MY WILL UNCONSTITUTIONALLY.

13 THIS COURT IS ACUTELY AWARE OF THE FATAL DEFECTS OF THIS CASE, AND KNOWS
14 LAWS WERE WILLFULLY AND KNOWINGLY VIOLATED, THE COMMANDS OF OUR NEVADA
15 AND UNITED STATES CONSTITUTION(S) WERE INTENTIONALLY VIOLATED AS WERE MY
16 1ST, 5TH AND 14TH AMENDMENT RIGHTS OF ACCESS, DUE PROCESS AND EQUAL
17 PROTECTIONS, THESE ARE EGREGIOUS HARMFUL, PREJUDICIAL ERRORS THAT
18 ONLY MY UNCONDITIONAL RELEASE CAN CURE. THE CRIMINAL ACTIONS BY THE
19 COURT(S) ARE A STATE CREATED IMPEDIMENT. SEE HATHAWAY V. STATE, 119 NEV
20 248, 71 P3d 503 (2003); AND STAHL V. WILLIAMS, IND. APP. 367, N.E. 2d 1120-24, BY
21 "GENERALLY IMPLYING, INVOLVING ACTUAL OR CONSTRUCTIVE FRAUD, AND/OR
22 DESIGN TO [M]ISLEAD ANOTHER, OR A NEGLECT, OR [REFUSAL] TO FULLFIL SOME
23 DUTY, NOT PRESENTED BY AN HONEST MISTAKE "AS TO ONES RIGHTS, OR DUTIES."
24 THIS IS A LEGAL, MATERIAL ^{FACT} [IN] THE COURT RECORD [.]

25 (V) SECOND JUDICIAL DISTRICT COURT ORDER DENYING MY MOTION GRANTING
26 MOTION TO DISMISS, BY THE PROVEN TO BE HIGHLY [C]OMPROMISED, BIASED AND
27 UNETHICAL JUDGE POLA HA, WITHOUT AUTHORITY [AND] WITHOUT THE ENTIRE COURT
28 RECORD, BY DESIGN, OF COURSE, EVEN KNOWING HE DIDNT HAVE ENTIRE RECORD [.]

1 (W) NOTICE OF APPEAL (N.O.A.). I WAS AGAIN [F]ORCED TO INITIATE THIS N.O.A.
2 IN DISTRICT COURT BECAUSE OF POLAHA'S USURPATION OF AUTHORITY AND
3 KNOWN ARBITRARY AND CAPRICIOUS ORDER DISMISSING MY "JUSTICE COURT"
4 MOTION GRANTING MOTION TO DISMISS, A DECISION EVEN THE COMPROMISED
5 JUDGE POLAHA SPOKE OF IN HIS VOID ORDER, BY KNOWINGLY RULING ON
6 MOTION HIMSELF AND EVEN STATING THE RECORD WAS INCOMPLETE AND
7 FURTHER INFERRING THAT I LIED ABOUT MOTIONS FILED IS BEYOND JUST
8 DISPICABLE BUT CREATED AN EGREGIOUS MISCARriage 'OF JUSTICE AND
9 IS AGAIN FATAALLY DEFECTIVE. IT WAS FILED IN DISTRICT COURT ON 7-21-2017,

10 BY THE PREMEDITATED, DELIBERATE DENIAL OF DUE PROCESS AND EQUAL
11 PROTECTION, AND THE ABUSE OF AUTHORITY, THE LACK OF COMPLETE RECORD, THE
12 INTENTIONAL FAILURE TO HOLD A FULL AND FAIR DE NOVO REVIEW OF THE CASE
13 IN OPEN "JUSTICE COURT," AND THE INCOHERENT, CONFUSED AND CONTRADICTIVE
14 VOID ORDER ISSUED BY THAT COMPROMISED JUDGE, THEREIN FORCED ME TO APPEAL
15 THAT VOID ORDER IN THE NV. SUPREME COURT WHERE THIS COURT HAS A CLEAR
16 DISREGARD FOR PROPER PERSON APPEALS AND LACK OF DUE PROCESS AND
17 [E]QUAL PROTECTION AND TREATMENT OF PROSE APPELLANTS AND THEIR VALID
18 CLAIMS OF CONTENTION BY ITS FAILURE TO TREAT ^{4N} REPRESENTED APPELLANTS
19 DIFFERENTLY THAT THOSE WHO HAVE COUNSEL AND ITS FAILURE TO GIVE FACTS,
20 FINDINGS & CONCLUSIONS OF LAW, AS WELL AS UNPUBLISHED OPINIONS TO PROTECT
21 THE STATE, JUDGES, AND LOWER COURTS FOR THEIR ABUSES AND VIOLATIONS OF
22 LAW, THE CONSTITUTIONS AND APPELLANTS RIGHTS [.]

23 (X) JUDICIAL NOTICE / AFFIDAVIT SENT TO CHIEF JUDGE FLANAGAN, SECOND
24 JUDICIAL DISTRICT COURT ABOUT THIS CASE, JUDGE POLAHA AND THE
25 COURTS KNOWING ABOUT THE LACK OF BONDS, BY PRIVATE CITIZENS ACTING
26 AS PUBLIC OFFICIALS, CRIMINALLY COLLECTING TAX PAYER PAYCHECKS
27 AND PENSIONS IN THE W.C.D.A.'S OFFICE. FILED IN DISTRICT COURT ON
28 7-21-2017.

29 (Y) NV. SUPREME COURT RECEIPT FOR DOCUMENTS, (FOR ORDER DENYING MOTION
30 GRANTING MOTION TO DISMISS) FILED 8-1-2017. THE RECEIPT FOR DOCUMENTS HAS
31 BEEN [ALTERED] THE CAPTION, PARTIES AND CASE NO. HAS BEEN CHANGED, AGAIN FOR
32 OBVIOUS REASONS.

33 (Z) NV. SUPREME COURT MOTION TO CHANGE PARTIES WRONGLY NAMED IN RECEIPT
34 FOR DOCUMENTS AND FOR APPEAL FILED. SENT VIA PRISON MAIL BOX RULE ON 8-9-2017.

35 THIS IS THE [C]OMplete LIST OF DOCUMENTS FILED IN MICHAEL T. BOTELHO V
36 RENO JUSTICE COURT, STATE OF NEVADA, CASE NO. RCRO3-011479. THIS [ORIGINAL]
37 ACTION WAS INITIATED IN RENO JUSTICE COURT ON 10-12-2016. THESE DOCUMENTS

1 ARE PART OF THE COURT RECORD, AND IS AN INDISPUTIBLE LEGAL FACT.
2 I FILED THIS ORIGINAL ACTION IN GOOD FAITH IN JUSTICE COURT AND THE
3 DOCUMENTS LISTED HEREIN. THEY ARE PART OF THE COURT RECORD AND ARE
4 [NOT] SUBJECT TO THE COURTS CLERKS PICKING AND CHOOSING WHAT TO
5 [FILE, ALTER, OR FORWARD] TO SECURE THE COURTS VICTORY AGAINST ME.
6 THE CLERKS MUST FOLLOW AND ABIDE BY THEIR SWORN OATH, COURT RULES,
7 RULES OF CIVIL AND APPELLATE PROCEDURES, NEVADA STATUTES, THE NV. U.S.,
8 CONSTITUTION(S) AND THEREIN ENSURING THAT MY 1ST, 5TH AND 14TH AMENDMENT
9 CONSTITUTIONAL RIGHTS ARE NOT [V]IOLATED. THESE COMMANDS HAVE BEEN
10 KNOWINGLY, WILLFULLY AND [R]EPEATEDLY VIOLATED IN THIS CASE. THE FRAUD,
11 CONSPIRACY, COLLUSION, TAMPERING WITH DOCUMENTS [A]ND THE COURT
12 RECORD ARE ALSO DISTINCT AND SEPERATE CRIMES OF FRAUD UPON THE
13 RECORD AND FRAUD UPON THE COURT, ALSO FILING FALSE DOCUMENTS,
14 INSTRUMENTS; OPPRESSION UNDER COLOR OF STATE^E OFFICE.
15 OBSTRUCTION OF JUSTICE HAS FACTUALLY OCCURRED, SEE 18 USC 1503
16 AND ALSO SEE 28 USC 241 AND 242. THESE ARE NOT CLAIMS BUT FACTS,
17 FACTS THAT WILL NOT BE COVERED UP OR IGNORED, I [PROMISE] YOU!
18 THIS COURT HAS A LEGAL RESPONSIBILITY TO TAKE LAWFUL PUBLIC ACTION
19 AGAINST THOSE PARTIES INVOLVED AND ALL THESE FACTS WILL BE MADE
20 PUBLIC AND AGAIN AFTER A CIVIL RIGHTS ACTION IS INITIATED. THIS COURT
21 ALSO WROTE THE NV. RULES OF APPELLATE PROCEDURES (NRAP) AND IN RULE
22 3(B)(1)(A) YOU PUT THE BURDEN UPON THE COURT CLERK TO CERTIFY AND
23 FORWARD THE COURT RECORD, WHICH THE CLERK WOULD ALREADY POSSESS,
24 REGARDLESS. SO WHY WOULD THE RECORD BE "LESS" THAN COMPLETE?
25 WHY WAS I NOT SENT A COPY OF CASE APPEAL STATEMENT (IF THE CLERK
26 EVEN DID IT) AND AN ITEMIZED LIST OF DOCUMENTS, EXHIBITS [A]ND THE
27 JUSTICE COURT DOCKET? ITS BECAUSE ITS BEEN MANIPULATED, TAMPERED
28 WITH AND SELECTIVELY FORWARDED TO THE NV. SUPREME COURT.

1 WHAT IS THE CRIMINAL PENALTY CHIEF JUSTICE CHERRY FOR THE
2 WILLFUL [F]ALSE CERTIFICATION OF RECORD FORWARDED TO THE NV.
3 SUPREME COURT? THE NV. ATTORNEY GENERAL [M]UST INVESTIGATE!

4 AND, WHY WOULD THE NV. SUPREME COURT THEN FEEL THE NEED TO
5 ADD NRAP RULE 3(9)(2) "APPELLANTS DUTIES"? YOU HAVE FULL FAITH
6 IN YOUR COURT CLERKS WHEN THEY CERTIFY THE RECORD, THEN AS AN
7 AFTERTHOUGHT, STATE "AN APPELLANT [S]HALL TAKE [ALL ACTION
8 NECESSARY] TO ENABLE THE CLERK TO ASSEMBLE AND FORWARD [ALL]
9 DOCUMENTS ENUMERATED IN THE SUBDIVISION." YOU KNOW THE CLERK
10 HAS THESE DOCUMENTS TO BEGIN WITH, SO HOW WOULD I ASSIST IN
11 [ENABLING] THE CLERK TO DO ANYTHING? HOW AM I TO KNOW WHAT SHE
12 CHOSE TO WITHHOLD, AS CONVENIENTLY THE RULE FAILS TO STATE
13 THAT COURT CLERK [S]HALL PROVIDE APPELLANT A [CERTIFIED LIST]
14 OF "ALL DOCUMENTS" FORWARDED TO THE NV. SUPREME COURT (SO AS TO
15 PROTECT THEIR ACTIONS), WHY DOES THE NV. SUPREME COURT, IN ITS
16 "RECEIPT OF DOCUMENTS" PROVIDED TO APPELLANT STATE WHAT
17 DOCUMENTS IT [R]ECEIVED? (EMPHASIS STRONGLY ASSERTED)

18 SO, BECAUSE OF THE INTENTIONALLY CREATED "STATE IMPEDIMENT"
19 DESIGNED TO ENSURE AN ADVERSE RULING AND OUTCOME AGAINST
20 ME (BOTEELHO) AND KEEP "ALL" THE FACTS FROM THE PUBLIC, I [AM]
21 TAKING [ALL ACTION NECESSARY] TO ENSURE THE ALREADY CRIMINALLY
22 COMPROMISED CLERKS DO THEIR JOBS. HAD I BEEN REPRESENTED BY
23 COUNSEL, MAYBE THESE CLERKS, AT THEIR COURTS DIRECTION WOULD "NOT"
24 HAVE INITIATED THESE CRIMINAL ACTS AND DEPRIVATIONS OF MY GUARANTEED
25 NV & U.S. CONSTITUTIONAL RIGHTS. (EMPHASIS ADDED)

26 I HAVE, IN NO UNCERTAIN TERMS NOTIFIED THE COURT CLERK CLERK
27 AND [D]EMANDED THAT SHE DO HER JOB AND PROVIDE ME WITH CASE
28 APPEAL STATEMENT, AND [C]OMplete LIST OF EVERY DOCUMENT AND

1 EXHIBITS SHE FORWARDED, SO I CAN EASILY PROVE THE CRIMINAL
2 ACTS AND ACTIONS THEREIN. THESE CRIMINAL ACTIONS ARE [NOT]
3 PROTECTED BY IMMUNITY, PERIOD! AND, THEY WILL BE [E]XPOSED! AS
4 WELL AS THE FACTS AROUND THOSE LEGALLY [D]EFICIENT BONDS FILED
5 BY THOSE PRIVATE CITIZENS PRETENDING TO BE PUBLIC OFFICIALS IN
6 THE WASHOE COUNTY DISTRICT ATTORNEYS OFFICE! (EMPHASIS ASSERTED)
7 SO, I AM DOING, AND TAKING [ALL] ACTION "NECESSARY" TO ENSURE
8 THIS COURT IS SO ADVISED OF THE CLERKS ACTIONS AND CRIMES, AS
9 WELL AS HEREIN PROVIDING A COMPLETE LIST OF DOCUMENTS FILED AND
10 MOSTLY STAMPED "RECEIVED" IN RENO JUSTICE COURT. THESE ARE THE
11 LEGAL, MATERIAL FACTS [IN] THE EXISTING COURT RECORD AND YOU
12 HAVE BEEN SO ADVISED THAT NRAP 3(a)(2) IS IRRELEVANT, IF I
13 DO NOT KNOW WHAT THE CLERK DID OR DID NOT SEND AND I
14 DO NOT KNOW WHAT THE SUPREME COURT CLERK ACTUALLY TOOK
15 RECEIPT OF, IT BECOMES POINTLESS. (EMPHASIS ADDED)
16 THE ONLY CERTANTIES TO THIS POINT ARE THAT CRIMES HAVE
17 BEEN COMMITTED INCLUDING OBSTRUCTION OF JUSTICE AND 29 USC
18 241, 242, AND THAT ACTUAL [AND] CONSTRUCTIVE FRAUD HAS TAKEN
19 PLACE, AS WELL AS GROSS CONSTITUTIONAL DEPRIVATIONS OF MY
20 RIGHTS, IN ADDITION TO THE ARBITRARY², CAPRICIOUS VOID ORDER
21 BY THE COMPROMISED DISTRICT COURT JUDGE POLAHA, AND AN ALREADY
22 GROSS MISCARRIAGE OF JUSTICE IN THIS CASE. THE COURT RECORD
23 HAS BEEN CLEARLY COMPROMISED IN THIS APPEAL WHICH SHOULD HAVE
24 [N]EVER BEEN IN THIS COURT, REGARDLESS, MY NEXT "TAKING ALL
25 ACTION NECESSARY" WILL BE A MANDAMUS TO COMPEL.
26 I, MICHAEL T. BOTELHO HAS SO ADVISED THIS COURT OF THE FACTS IN THIS
27 ACTION, UNDER THE PENALTY OF PERJURY. SEE NRS 208.165¹; 18 USC 1621.

28 DATED 8-10-2017

Michael T Botelho
MICHAEL T. BOTELHO # 80837
IN PROPER PERSON