

1 MICHAEL T. BOTELHO
80837
2 NNCC, P.O. BOX 7000
CARSON CITY, NV 89702

3 IN PROPER PERSON

FILED

AUG 24 2017

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

6 IN THE SUPREME COURT OF THE STATE OF NEVADA

9 MICHAEL T. BOTELHO
APPELLANT

10 .VS.

NV. SUPREME COURT CASE NO. 73593

11 RENO JUSTICE COURT,
12 STATE OF NEVADA
RESPONDANTS

DISTRICT COURT CASE NO. CRO3-2156

JUSTICE COURT CASE NO. RCRO3-011479

15 APPLICATION FOR EXTRAORDINARY WRIT OF MANDAMUS TO COMPEL

17 COMES MICHAEL T. BOTELHO, APPELLANT, IN PROPER PERSON, AND IN
18 IN FORMA PAUPERIS, BRINGING FORTH NECESSARY APPLICATION FOR
19 EXTRAORDINARY WRIT OF MANDAMUS, TO COMPEL SECOND JUDICIAL
20 DISTRICT COURT CLERK TO CERTIFY AND FORWARD [ALL] MOTIONS,
21 TRANSCRIPTS, PLEADINGS, LETTERS, JUDICIAL NOTICES, REQUEST(S) FOR
22 SUBMISSIONS, JUSTICE AND DISTRICT COURT 2016-2017 DOCKETS IN
23 [T]HIS CASE, AFFIDAVITS, AND ANY EXHIBITS, IF ANY, AS WAS [R]EQUESTED
24 IN NOTICE OF APPEAL [AND] DESIGNATION OF RECORD ON APPEAL⁽¹⁾, AS WAS
25 FILED IN SECOND JUDICIAL DISTRICT COURT ON 7-24-2017, TO THIS

26 NV. SUPREME COURT [AND] TO SEND APPELLANT BOTELHO A [C]ERTIFIED
27 DETAILED LIST OF [ALL] DOCUMENTS [FORWARDED] TO NV. SUPREME
28 COURT, [I]MEDIATELY. [EMPHASIS STRONGLY ASSERTED] 17-28445

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
DEPUTY CLERK

FOOTNOTE

(1) SEE EXHIBIT (1) FOR DOCUMENTS
(NOT) IN COURT DOCKET BUT DETAILED
IN SET JUDICIAL NOTICE

1 APPELLANT ASSERTS AND CHARGES THE SECOND JUDICIAL DISTRICT COURT CLERK
2 WITH WILLFUL FAILURE TO COMPLY WITH NV. RULES OF APPELLATE PROCEDURE (NRAP)
3 RULE 3(F)(2): WHEN N.O.A. IS FILED, IT IS THE DISTRICT COURT CLERKS DUTY TO
4 COMPLETE CASE APPEAL STATEMENT- WHEN APPELLANT IS NOT REPRESENTED BY
5 COUNSEL, THE DISTRICT COURT CLERK [SHALL] COMPLETE AND SIGN THE CASE
6 APPEAL STATEMENT. NRAP 3(9) IN FORWARDING APPEAL DOCUMENTS TO SUPREME
7 COURT, (1) DISTRICT COURT CLERKS DUTY TO FORWARD (A) UPON THE FILING OF N.O.A.,
8 THE DISTRICT COURT CLERK [SHALL] IMMEDIATELY FORWARD TO THE CLERK OF THE
9 NV. SUPREME COURT, THE REQUIRED FILING FEE TOGETHER WITH THREE CERTIFIED
10 FILE- STAMPED COPIES OF THE FOLLOWING DOCUMENTS:
11 N.O.A. CASE APPEAL STATEMENT, DISTRICT COURT DOCKET ENTRIES,
12 JUDGMENTS OR ORDERS BEING APPEALED, ANY NOTICE OF ENTRY OF,
JUDGMENTS OR ORDERS BEING APPEALED, MINUTES OF THE DISTRICT
COURT PROCEEDINGS, AND A LIST OF EXHIBITS OFFERED INTO EVIDENCE,
IF ANY.

13 BOTELHO RECEIVED "RECEIPT FOR DOCUMENTS" FILED IN NV. SUPREME
14 COURT ON 8-1-2017. THE RECEIPT FAILS TO LIST THE [R]EQUIRED CASE APPEAL
15 STATEMENT, AND FAILS TO LIST WHAT [OR] IF ANY OTHER DOCUMENTS WERE
16 IN FACT FORWARDED TO THE SUPREME COURT. (EMPHASIS ADDED) AS A DIRECT
17 CONSEQUENCE, BOTELHO [CANNOT] ASCERTAIN WHAT OR IF THE DISTRICT COURT
18 CLERK "FACTUALLY" FORWARDED, PURSUANT TO THE REQUIREMENTS OF NRAP
19 RULE 3, AND THE REQUIREMENTS OF [SHALL] THEREIN, AND SEE NRS. 0.025
20 REQUIREMENT OF [SHALL], THEREIN. (EMPHASIS STRONGLY ASSERTED)

21 BOTELHOS CONSTITUTIONAL, SUBSTANTIVE AND PROCEDURAL DUE PROCESS HAS
22 BEEN DENIED, AND PREJUDICE MUST BE PRESUMED, AS A RESULT OF THE CLERKS
23 FAILURE TO FULLY COMPLY WITH NRAP RULE 3 AND FORWARD THE [ENTIRE]
24 COURT RECORD, INCLUDING CASE APPEAL STATEMENT⁽²⁾ AND [E]VERY DOCUMENT
25 LISTED IN DETAIL IN "JUDICIAL NOTICE" FORWARDED TO NV. SUPREME COURT AND
26 THE NV. ATTORNEY GENERALS OFFICE ON 8-10-2017, AND SEE EXHIBIT (2), HEREIN,
27 REGARDING LETTER SENT TO DISTRICT COURT CLERK ON 8-4-2017 [.]

28 FOOTNOTE

(2) BOTELHO FINALLY RECEIVED
CASE APPEAL STATEMENT AFTER
SENDING LETTER TO CLERK, SEE
EXHIBIT 2, HEREIN.

1 BOTELHO, ON 8-11-2017, RECEIVED LETTER WRITTEN TO COURT CLERK ON
2 8-4-2017 (EXHIBIT 2, HEREIN). THE "ORIGINAL" LETTER WAS RETURNED "UNFILED"
3 AND NOT RECORDED IN COURT DOCKET. THE DOCKET WAS SENT BUT IT WAS
4 FROM 2003 TO 8-2-2017. THE LETTER WAS SENT ON 8-4-2017, AND NOT RECEIVED
5 UNTIL 8-7, OR 8-8-2017, THEN THE LETTER, DOCKET AND FRAUDULENT CASE
6 APPEAL STATEMENT, WERE SENT TO BOTELHO, BUT LETTER WAS NOT ENTERED INTO
7 COURT DOCKET. THE DOCKET IS KNOWINGLY DEFICIENT; IT EVEN FAILS TO
8 CORRESPOND WITH NV. SUPREME COURT "RECEIPT FOR DOCUMENTS", AS DATE
9 GIVEN WAS 7-24-2017 (CERTIFICATE OF CLERK AND TRANSMITTAL), YET NEVADA
10 SUPREME COURT CLERK "FILED" RECEIPT FOR DOCUMENTS ON 8-1-2017, A WEEK
11 LATER [.] IF THE CERTIFICATE OF CLERK AND TRANSMITTAL, ALONG WITH CASE
12 APPEAL STATEMENT WERE [ELECTRONICALLY] FILED 7-24-2017, WHY DID [T] HIS
13 COURTS CLERK TAKE A "WEEK" TO FILE THEM?
14 BOTELHO CHARGES THAT THE [T] INCOMPLETE "MANIPULATED" COURT DOCKET
15 STILL FAILS TO INCLUDE "WHAT PART OF, OR IF THE "ENTIRE" ALBEIT INCOMPLETE
16 RECORD WAS "FACTUALLY" FORWARDED TO THIS COURT, IT FAILS TO "CERTIFY
17 OR BY DECLARATION," ASSERT WHAT WAS FORWARDED; IT FAILS TO ADDRESS
18 WHY THE COURT RECORD IS INCOMPLETE SINCE JUSTICE COURT J.G.P. ORDERED
19 DOCUMENTS FORWARDED TO DISTRICT COURT FROM 11-2-2016, AND THE
20 DISTRICT COURT DOCKET SHOWS FIRST 2017 ENTRY AS 5-16-2017, BUT LEAVES
21 MANY DOCUMENTS UNLISTED, SEE JUDICIAL NOTICE IN COURT RECORD SENT
22 8-10-2017, AND EXHIBIT I, HEREIN. IT FAILS TO INDICATE WHY BOTELHO WAS
23 "NOT" PROVIDED WITH "ALBEIT" VOID/INVALID CASE APPEAL STATEMENT UNTIL
24 8-11-2017, AFTER HE DEMANDED IT. AND, WHY THE CLERK FAILED TO GIVE
25 BOTELHO CERTIFICATE OR DECLARATION OF TRANSMISSION OF RECORD TO THIS
26 COURT, AS JUST PROVIDING COURT DOCKET ONLY PROVED THE DOCKET WAS
27 INCOMPLETE AND FAILED TO ESTABLISH WHAT PART OF DOCKET WAS FORWARDED,
28 REGARDLESS. (EMPHASIS STRONGLY ASSERTED)

1 BOTELHO ALSO ASSERTS THAT HE HAS ALREADY PAID FOR COPYWORK AND
2 POSTAGE TO FILE DOCUMENTS IN THIS ORIGINAL JUSTICE COURT ACTION, IN
3 GOOD FAITH. IT WOULD AMOUNT TO EXTORTION AND DEFRAUDING BOTELHO, TO
4 FORCE HIM TO SPEND ADDITIONAL FUNDS FOR [A]DDITIONAL COPYWORK AND
5 POSTAGE TO SEND THIS COURT DOCUMENTS [A]LREADY IN THE COURT RECORD
6 AND WORSE YET, STILL NOT KNOWING WHICH DOCUMENTS, REGARDLESS; JUST
7 TO COVER FOR THE COURT CLERKS BAD FAITH, FRAUD, OBSTRUCTION AND
8 DISREGARD FOR THE LAW, THE CONSTITUTION[S], BOTELHOS CONSTITUTIONAL
9 RIGHTS, AND HER OATH & SWORN DUTIES, AND NRAP RULE 3 [.]

16 BOTELHO FILED JUDICIAL NOTICE IN THIS COURT WITH A "COMPLETE AND
11 DETAILED DISCRPTION OF ALL DOCUMENTS HE FILED IN THIS CASE ON 8-10-2017,
12 SEE THEREIN, AND EXHIBIT I, HEREIN [.]

13 BOTELHO IS [STILL] WITHOUT THE REQUIRED [C]OURT [P]ROVIDED INFORMATION
14 TO ASCERTAIN WHAT THE COURT CLERK FORWARDED, EXCEPT FOR HIS N.O.A. AND
15 THE BELATED FICTICIOUS-VOID CASE APPEAL STATEMENT. THESE ARE "INTENTIONAL"
16 COURT CREATED [I]MPEDIMENTS DESIGNED TO DENY DUE PROCESS, EQUAL
17 PROTECTION, AND THE ASSURANCE OF THE FACT THAT BOTELHOS RIGHTEOUS
18 APPEAL WILL BE SUCCESSFULLY DENIED. THIS IS EGREGIOUS AND PREJUDICIAL;
19 HARMFUL ERROR AND CONSPIRATORY IN NATURE!

20 ACTUAL AND/OR CONSTRUCTIVE FRAUD AND OBSTRUCTION OF JUSTICE HAS
21 [F]ACTUALLY OCCURRED. SEE HATHAWAY V. STATE AND STAHL V. WILLIAMS (S. CT,
22 JUDICIAL NOTICE, PG 6, LNS 18-24). SEE NRS 239.300-ALTERING, STEALING, OR
23 DEFACING RECORDS, DOCUMENTS, OR INSTRUMENTS (A CLASS "C" FELONY). SEE
24 NRS 199.480(3)(C) FALSELY TO INSTITUTE OR MAINTAIN [ANY] ACTION OR
25 PROCEEDING; (F) TO COMMIT ACT INTURIOUS TO PUBLIC MORALS, OR FOR THE
26 [PERVERSION OF PUBLIC JUSTICE] OR DUE TO ADMINISTRATION OF LAW AND;
27 (3) TO ACCOMPLISH "ANY" CRIMINAL OR UNLAWFUL PURPOSE, IN PART. SEE
28 NRS 199.490, COVERT ACT NOT NECESSARY [.] SEE NRS 281.360, FAILURE

1 BY PUBLIC OFFICIAL OR EMPLOYEE TO PERFORM DUTY. SEE 18 USC 1503,
2 OBSTRUCTION OF JUSTICE. SEE 18 USC 9, FRAUD UPON THE COURT. SEE 18 USC
3 35, IMPARTING OR CONVEYING FALSE INFORMATION. SEE 18 USC 241,
4 CONSPIRACY AGAINST RIGHTS, TO INJURE, OPPRESS, THREATEN OR INTIMIDATE.
5 SEE 18 USC 242, DEPRIVATION OF RIGHTS UNDER THE "COLOR OF LAW". AND SEE
6 42 USC 1985-1986, CONSPIRACY TO INTERFERE WITH CIVIL RIGHTS. SEE
7 ALSO 18 USC 4, MISPRISON OF FELONY- FOR FAILURE TO REPORT THESE CRIMES
8 THIS COURT IS NOW ACUTELY AWARE OF! SEE BALLEW V. FOWLER, 285 KY.
9 149, 147 S.W.2d 65, 66; AND SEE IN RE HUMBOLT RIVER SYSTEMS, 77 NEV. 244,
10 362 P2d 265, 267 (FRAUD BY CLERKS AND JUDGES). SEE YICK WO V. HOPKINS,
11 6 S. CT. 1034; ALSO ROUSE V. BENSON, 193 F3d 936 (8th 1999) "IMPAIRMENT, AND/OR
12 OBSTRUCTION OF THOSE WHO SEEK JUSTICE IN ANY COURT, IS A CRIME AND IS
13 PUNISHABLE BY [I]MPRISONMENT UNDER U.S. CODE [.] (EMPHASIS STRONGLY ADDED)
14 "ANOTHER" GROSS MISCARRIAGE OF JUSTICE WILL OCCUR, AGAIN, AS WILL THE
15 PREVIOUS DEPRIVATION OF BOTELHO'S 1ST, 5TH & 14TH AMENDMENT RIGHTS GUARANTEED
16 BY OUR [STILL VALID] U.S. CONSTITUTION, AND THOSE RIGHTS [E]QUALLY
17 GUARANTEED BY OUR NEVADA CONSTITUTION, IF NOT CORRECTED BY THIS COURT.
18 THIS NV. SUPREME COURT [C]ANNOT IN "GOOD FAITH", PROPERLY OR LAWFULLY
19 ENTERTAIN AN APPEAL IN THIS "STATE" [C]REATED OBSTRUCTIVE FRAMEWORK,
20 AND IMPEDIMENT, WITHOUT THE [E]NTIRE "COURT" [P]ROVIDED AND [C]ERTIFIED
21 COURT RECORD, AS LAW AND JUSTICE REQUIRE IN [E]VERY APPEAL,
22 REGARDLES[S] OF WHETHER APPELLANT IS REPRESENTED BY COUNSEL, OR
23 [NOT], AS DUE PROCESS AND EQUAL PROTECTION APPLIES REGARDLESS [.]
24 FURTHERMORE, THE COURT CLERK HAS ACTIVELY AND CONSTRUCTIVELY
25 COMMITTED FRAUD, FRAUD UPON THE COURT, FRAUD UPON THE RECORD,
26 OBSTRUCTED JUSTICE, VIOLATED 18 USC 241, 242 AND 42 USC 1985, 1986, FILED
27 FRAUDULENT/FAKE CERTIFICATE OF RECORD TO NV. SUPREME COURT,
28 FILED FALSE, FICTICIOUS N.O.A, DISTRICT COURT ORDER AND CASE APPEAL

1 STATEMENT; FILING FALSE INSTRUMENTS/DOCUMENTS IS A CRIME ALSO.
2 THIS NV. SUPREME COURT ADDED IN NRAP RULE 3(3)(2) APPELLANTS DUTIES-AS
3 SUCH, BOTELHO [M]UST TAKE "ALL ACTION NECESSARY" TO MAKE SURE THE
4 CLERK ASSEMBLES AND FORWARDS [ALL] DOCUMENTS TO THIS COURT, AS CLEARLY
5 STATED IN NV. SUPREME COURT "JUDICIAL NOTICE" AND EXHIBIT 1, HEREIN.
6 BOTELHO [C]ANNOT ASSIST OR [E]NSURE THAT THE CLERK DOES HER JOB, WHICH
7 SHE HAS REFUSED TO DO PREVIOUSLY, ACTING CRIMINALLY IN SO DOING. IF BOTELHO
8 COULD, AND HE WAS ON THE STREET, HE WOULD HAVE FILED A CRIMINAL
9 POLICE REPORT, A CRIMINAL COMPLAINT, AN ETHICS COMPLAINT, WOULD HAVE
10 CONTACTED THE NV. ATTORNEY GENERAL AND ACTING U.S. ATTORNEY IN SOUTHERN
11 NEVADA, HE WOULD PUSH FOR A CRIMINAL¹ & CIVIL R.T.C.O. COMPLAINT AND HAD
12 A REPUTABLE "OUT-OF-STATE ATTORNEY GROUP PROSECUTE THE ACTION, SINCE NO
13 ATTORNEY OR JUDGE HAS THE COURAGE OR INTEGRITY TO DO WHAT IS RIGHT.
14 UNLESS THEY GET SOMETHING¹ OVER AND ABOVE " OUT OF IT. FURTHERMORE, HE
15 WOULD ENSURE THE NEWS MEDIA, SOCIAL MEDIA AND THE PUBLIC KNOWS
16 ABOUT IT, AS WELL AS THE FRAUDULENT BOND(S) THE CLERKS, DISTRICT ATTY,
17 THE SHERIFF OF WASHOE COUNTY, THE J.C.O.'S AND OTHERS POSSESS AND THE
18 COURTS FAILURE TO ACT AND ENFORCE NV. STATUTES IN SO DOING. BOTELHOS
19 WIFE & CHILDREN MAY FORCE THIS ISSUE, REGARDLESS, IN THE INTEREST OF
20 JUSTICE FOR ALL, [INCLUDING BOTELHO]. IN THE MEANTIME, BOTELHO, SHORT
21 OF GOING TO THE CLERK'S OFFICE AND DOING HER JOB FOR HER, HAS NO
22 OTHER WAY TO GET THE UNETHICAL, COMPROMISED CLERK TO DO [A]NYTHING.
23 THE FACTS IN THE COURT RECORD OF THIS CASE ARE INDISPUTABLE AND
24 INDEFENSIBLE. THESE FACTS SUBSTANTIATE VALID CLAIMS OF INTERFERENCE,
25 TAMPERING, FRAUD, OBSTRUCTION AND INTERFERENCE WITH CIVIL RIGHTS,
26 [ASSERTED] RIGHTS; AND JUSTICE AND THE LAW DEMAND AN IMMEDIATE
27 CRIMINAL INVESTIGATION AND PROSECUTION OF [ALL] THOSE INVOLVED.

EXTRAORDINARY RELIEF STANDARD

1 NRS 34.160, PROVIDES THAT A WRIT OF MANDAMUS MAY ISSUE TO COMPEL
2 THE PERFORMANCE OF AN ACT THAT THE LAW ESPECIALLY ENJOINS AS A
3 DUTY RESULTING FROM AN OFFICE, TRUST OR STATION; NRS 34.170
4 (STATING THAT A WRIT OF MANDAMUS MAY BE ISSUED WHEN THERE IS NO
5 PLAIN, SPEEDY AND ADEQUATE REMEDY IN THE ORDINARY COURSE OF LAW)
6 GOVERNOR V. NV. STATE LEGISLATURE, 71 P3d 1269, 1274 (NV 2003). WE HAVE
7 ORIGINAL JURISDICTION TO ISSUE WRITS OF MANDAMUS, NV. CONSTITUTION,
8 ARTICLE 6, SECTION 4, NRS 34.160, 71 P3d, AT 1274, D.R. HORTON, INC. V. 8TH
9 JUD. DIST. COURT, 123 NV 468, 475, 168 P3d 731, 737 (2007). A WRIT OF MANDAMUS
10 IS APPROPRIATE WHEN AN ACTOR "REFUSES TO PERFORM A DEFINITE PRESENT
11 DUTY IMPOSED UPON HIM BY LAW." STATE EX REL CONCKLIN V. BUCKINGHAM, 58
12 NV. 450, 453, 83 P2d 462, 463 (1938). "WRITS OF MANDAMUS ARE EXTRA-
13 ORDINARY REMEDIES AND ARE AVAILABLE WHEN THE PETITIONER HAS NO PLAIN,
14 SPEEDY AND ADEQUATE REMEDY IN THE COURSE OF LAW," D.R. HORTON, 123
15 NV, AT 474, 168 P3d, AT 736 (QUOTING NRS 34.170); MINERAL CO. V. STATE DEPT.
16 OF CONSERVATION, 117 NV. 235, 242-243, 20 P3d 800, 805 (2000); SALAIS V. COOPER,
17 V. 8TH JUD. DIST. CT., 117 NV 892, 34 P3d 509 (2001); I.G.T. V. DIST. CT., 124 NV. 193,
18 197, 179 P3d 556, 558 (2008) NRS 34.160. A WRIT OF MANDAMUS IS AVAILABLE "TO
19 COMPEL THE PERFORMANCE OF AN ACT WHICH THE LAW REQUIRES AS A DUTY
20 RESULTING FROM AN OFFICE, OR WHERE DISCRETION HAS BEEN MANIFESTLY
21 ABUSED OR EXERCISED ARBITRARY OR CAPRICIOUSLY." SAVAGE V. 3RD JUD. DIST.
22 CT., 125 NV _____, 200 P3d 77, 81 (2009) (QUOTING REDEKER V. DIST. CT., 122 NV. 164,
23 167, 127 P3d 520, 522 (2006)).
24 A PETITION WILL ONLY BE GRANTED WHEN THE PETITIONER HAS A CLEAR
25 RIGHT TO RELIEF REQUESTED AND NO PLAIN, SPEEDY AND ADEQUATE REMEDY
26 IN THE ORDINARY COURSE OF LAW. NRS 34.160, GUMM V. ST. DEPT. OF EDUCATION,
27 121 NV 371, 375, 113 P3d 853, 856 (2005). MOREOVER, A PETITIONER BEARS THE
28 BURDEN OF DEMONSTRATING THAT THE COURTS INTERVENTION BY WAY OF

1 EXTRAORDINARY RELIEF IS WARRANTED, PAN V. DIST. CT. 120 NV 222, 228,
2 89P3d 840, 844 (2004); NRAP 21 (C).
3 BOTELHO'S ASSERTIONS, CLAIMS AND CHARGES ARE CLEARLY SUPPORTED BY
4 PRIMA FACIE EVIDENCE AND LEGAL FACTS [IN] THE COURT RECORD AND IN THE
5 JUDICIAL NOTICE SENT TO THIS COURT ON 8-10-2017, AND AS EXHIBITS (1) AND (2)
6 HEREIN, CLEARLY PROVE THAT: (1) THE DISTRICT COURTS OWN RECORD IS
7 CRIMINALLY DEFICIENT; (2) THE DIST. COURT CLERK FAILED TO PROVIDE BOTELHO
8 WITH CERTIFICATE OR DECLARATION IN SUPPORT OF RECORD [AND] WHAT PART
9 OF RECORD, "OR" THAT THE [ENTIRE] DOCKETED RECORD WAS TRANSMITTED TO THE
10 NV. S. CT., THIS WAS [NOT] DONE PRIOR TO, NOR EVEN AFTER SENDING LETTER IN
11 EXHIBIT (2) HEREIN; (3) THE CLERK FAILED TO FULLY COMPLY WITH NRAP RULE 3,
12 THEREIN; (4) THE CLERK FRAUDULENTLY ALTERED AND FILED A FICTICIOUS, VOID,
13 DISTRICT COURT ORDER DISMISSING MOTION GRANTING MOTION TO DISMISS, N. O. A.,
14 AND CASE APPEAL STATEMENT IN DISTRICT COURT [AND] TRANSMITTED/FORWARDED
15 TO THIS NV. SUPREME COURT, THEREIN PERPETRATING YET ANOTHER FRAUD UPON
16 THE COURT [AND] SEPERATELY, UPON THE RECORD; (5) THE CLERK EVEN FAILED TO
17 FILE IN DISTRICT COURT DOCKET, THE FORWARDED JUSTICE COURT DOCKET AND
18 OTHER DOCUMENTS, AS FORWARDED TO DISTRICT COURT PURSUANT TO THE
19 PREJUDICIAL, VOID JUSTICE COURT ORDER FORWARDING ALL DOCUMENTS, FROM
20 11-2-2016, YET THESE ARE DEVOID FROM DISTRICT COURT DOCKET, WHY?; (6) THE
21 CLERK FAILED TO FILE EXHIBIT 2 IN DISTRICT COURT RECORD, SHOWING THAT
22 SHE YET AGAIN FAILED TO FOLLOW THE COURT RULES AND FILING REQUIREMENTS
23 OF BOWMAN V. 8TH JUD. DIST. CT., SUPRA; (7) THE CLERK EVEN IGNORED NRAP 3(3)(2)
24 WHEREIN BOTELHO WAS "FORCED" TO TAKE ALL ACTION NECESSARY TO ENSURE
25 THE CLERK ASSEMBLES THE RECORD, IT DOESN'T SAY DO IT FOR HER, AND YET SHE
26 STILL FAILED TO ACT ACCORDINGLY, WHEN BOTELHO TRIED TO DO SO; (8) THE
27 COURTS CLERKS ACTIONS ARE PREJUDICIAL, DILATORY AND CRIMINAL IN NATURE
28 AND [M]UST BE PROSECUTED AS NV. LAW MAKES EXCEPTIONS FOR PUBLIC OFFICIALS,

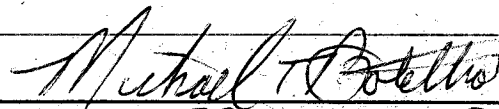
1 BOTELHO HEREIN CLAIMS THE PROTECTIONS OF BOAG V. MCDOUGAL, 454 U.S.
2 364, 102 S. CT 700 (1982); HAINES V. KERNER, 404 U.S. 519, 92 S. CT. 594 (1972)
3 PRO SE LITIGANTS PLEADINGS ARE TO BE CONSTRUED LIBERALLY AND HELD TO
4 LESS STRINGENT STANDARD THAN FORMAL PLEADINGS DRAFTED BY LAWYERS;
5 TO STATE VALID CLAIM ON WHICH LITIGANTS [C]OULD PREVAIL, IT SHOULD DO SO
6 DESPITE FAILURE TO CITE PROPER LEGAL AUTHORITY, CONFUSION OF LEGAL
7 UNFAMILIARITY WITH PLEADING REQUIREMENTS, BATEMAN V. U.S. POSTAL
8 SERVICE, 231 F3d 1220-24 (9th 2002); AND BLACKMON V. CRAWFORD, 305 F.SUPP.
9 2d 117 (D. NEV. 2004). SEE ALSO, THE NV. CONSTITUTION, ARTICLE I, SECT.
10 2, THIS COURT IS SUBSERVIENT TO U.S. SUPREME COURT RULINGS. BOTELHO
11 FURTHER ASSERTS THE GOD GIVEN PROTECTIONS AS GUARANTEED BY OUR
12 NV. CONSTITUTION, ARTICLE I, SECT. I; ARTICLE I, SECT. 8; AND ARTICLE I,
13 SECT. 18, THEREIN, AS WELL AS HIS 1ST, 5TH AND 14TH AMENDMENTS TO OUR STILL
14 VALID UNITED STATES CONSTITUTION. (EMPHASIS ASSERTED)

15 REQUESTED RELIEF

16 AS BOTELHO IS CLEARLY LEFT WITHOUT A PLAIN, SPEEDY AND ADEQUATE
17 REMEDY IN THE ORDINARY COURSE OF LAW AND WITHOUT COUNSEL, SEE BOAG,
18 SUPRA; BOTELHO IS FORCED TO RESPECTFULLY REQUEST THE GRANTING OF
19 THIS NECESSARY WRIT OF MANDAMUS TO COMPEL THE DISTRICT COURT CLERK
20 TO FORWARD THE ENTIRE CERTIFIED COURT RECORD/DOCKET FROM THE
21 ORIGINAL CASE INITIATED ON [10-12-2016 TO PRESENT] IN RENO JUSTICE COURT,
22 [AFTER] THE DISTRICT COURT CLERK CORRECTS HIS, AS FILED N.O.A., THE CASE
23 APPEAL STATEMENT, AS CASE WAS FILED AS MICHAEL T. BOTELHO V. RENO JUSTICE
24 COURT, CASE NO. RCRO3-011479, TO THIS COURT AND SEND BOTELHO CERTIFICATE -
25 DECLARATION WITH [E]NTIRE LIST OF COURT DOCUMENTS & EXHIBITS [FACTUALLY]
26 SENT TO NV. SUPREME COURT FROM 10-12-201[6] TO PRESENT. ALSO, THAT
27 THIS NV. SUPREME COURT CORRECT RECEIPT FOR DOCUMENTS AND ENSURE
28 THAT THIS APPEAL IS INFACIT FILED AS M.T.B. V. RENO JUSTICE COURT, TO

1 REFLECT THE TRUE ACTION AS FILED IN JUSTICE COURT ON 10-12-2016, AS
2 IT WAS THE DISTRICT COURTS VOID ORDER WHICH CAUSED BOTEELHO TO HAVE
3 TO FILE N.O.A. IN DISTRICT COURT, BECAUSE OF FRAUD, COLLUSION AND
4 CLEAR, INTENTIONAL VIOLATION(S) OF BOTEELHOS CONSTITUTIONAL PROCEDURAL
5 AND SUBSTANTIVE DUE PROCESS [.]

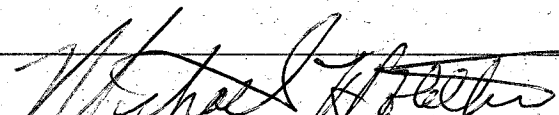
6 DATED 8-18-2017


MICHAEL T. BOTEELHO # 80837
NNCC, P.O. BOX 7000
CARSON CITY, NV. 89702
IN PROPER PERSON

10 AFFIRMATION AND CERTIFICATE OF SERVICE

11 I, MICHAEL T. BOTEELHO, SWEAR UNDER THE PENALTY OF PERJURY, THAT ALL
12 STATEMENTS ARE TRUE AND CORRECT, PURSUANT TO NRS 208.165 AND 184XC
13 1621. THIS DOCUMENT DOES NOT CONTAIN S.S.N. OF ANY PERSON.
14 I CERTIFY THAT I MAILED A TRUE, COMPLETE AND CORRECT ORIGINAL WRIT
15 OF MANDAMUS, AFFIDAVIT AND TWO EXHIBITS TO THIS NV. SUPREME COURT,
16 WITH LETTER TO S.C.T. COURT CLERK REQUESTING CLERK FORWARD COPY TO
17 PARTIES INVOLVED, AS BOTEELHO IS IN FORMA PAUPERIS STATUS IN THIS CRIMINAL
18 APPEAL AND TO RETURN "FILED" STAMPED COMPLETE COPY OF SAID WRIT,
19 AFFIDAVIT & EXHIBITS TO BOTEELHO [.] BY PLACING SAME IN U.S. MAIL VIA
20 PRISON LAW LIBRARY SUPERVISORS HANDS, PER. FRCP 5(b), MAIL BOX RULE,
21 BRASS SLIP NO. #

22 DATED 8-18-2017


MICHAEL T. BOTEELHO # 80837
NNCC, P.O. BOX 7000
CARSON CITY, NV. 89702
IN PROPER PERSON

24 TOTAL PAGES INCLUDED:

25 WRIT OF MANDAMUS (10 PGS)
26 AFFIDAVIT (3 PGS)
EXHIBITS (2) (3 PGS)
27 LETTER TO S.C.T. CLERK (1 PG)

28 17 ~~16~~ PAGE TOTAL

AFFIDAVIT

1 STATE OF NEVADA }
2 COUNTY OF CARSON } SS. AFFIDAVIT OF: MICHAEL T. BOTELHO, APPELLANT IN
3 PROPER PERSON IN CASE NO. 73593

4 TO WHOM IT MAY CONCERN:

5 I, MICHAEL T. BOTELHO, THE UNDERSIGNED, DO HEREBY SWEAR UNDER THE
6 PENALTY OF PERJURY, THAT THE ASSERTIONS OF THIS AFFIDAVIT IN SUPPORT OF
7 APPLICATION FOR WRIT OF MANDAMUS TO COMPEL, ARE ABSOLUTELY TRUE AND
8 CORRECT, AND COMPLY WITH NRS 208.165, AND 18 USC 1621, THEREIN.

9 I ASSERT THAT I HAVE MADE GOOD FAITH EFFORTS TO FIND OUT WHAT WAS FILED
10 BY SECOND JUDICIAL DISTRICT COURT CLERK, REFER TO JUDICIAL NOTICE TO NV.
11 SUPREME COURT AND EXHIBITS (1) AND (2) WITH APPLICATION FOR EXTRAORDINARY
12 WRIT, HEREIN. THE CLERK HAS FILED FICTICIOUS ACTION, CASE APPEAL STATEMENT
13 AND DISTRICT COURT ORDER DISMISSING MOTION GRANTING MOTION TO DISMISS, AS
14 FILED IN JUSTICE COURT. THE CLERK FAILED TO [FULLY] COMPLY WITH NRAP RULE
15 3, AS DETAILED IN APPLICATION FOR WRIT. I WAS NEVER SENT CERTIFIED COPY
16 OF CASE APPEAL STATEMENT, NOR DATED COPY OF TRANSMISSION OF COURT RECORD.
17 AFTER SENDING DEMANDING LETTER TO CLERK (EXHIBIT 2), SHE COMPLIED IN PART,
18 YET, I STILL DO NOT HAVE INDICATION AS TO WHAT IN COURT DOCKET WAS [S]ENT
19 TO NV. S. CT., NOR WHY THE RECORD IS INCOMPLETE. AS EVIDENCED BY EXHIBIT
20 I, WITH APPLICATION FOR WRIT. EXHIBIT I DETAILS THE DOCUMENTS [NOT] IN
21 THE COURT RECORD! WHY DOESNT THE COURT DOCKET SHOW THESE DOCUMENTS?
22 THAT IS BEYOND MY CONTROL, WHEN THE CLERK VIOLATES FILING REQUIREMENTS,
23 SEE BOWMAN V. 8TH JUD. DIST. CT. 728 P2d 433; ALTERS AND FILES FICTICIOUS
24 VOID, FRAUDULENT DOCUMENTS THEREIN; PRACTICES LAW, FORWARDS ONLY PART
25 OF THE RECORD TO THE NV. SUPREME COURT, FAILS (UNTIL FORCED) TO PROVIDE
26 APPELLANT WITH "ALBEIT" SHAM, FRAUDULENT CASE APPEAL STATEMENT AND ONLY
27 THE COURT DOCKET- STILL NOT INDICATING WHAT PART OF [I]NCOMPLETE
28 RECORD WAS [FACTUALLY] FORWARDED TO NV. SUPREME COURT, I AM DISGUSTED

AFFIDAVIT, CONTINUED

1 BY THE LACK OF TRANSPARENCY, ETHICS, AND THE WILLINGNESS TO VIOLATE,
2 CIRCUMVENT AND DISREGARD HER CLERK DUTIES, THE LAW, RULES OF PROCEDURES,
3 THE NV. ² U.S. CONSTITUTION (S) COMMANDS AND MY CONSTITUTIONAL RIGHTS. THE
4 CLERKS ACTIONS ARE DISENGENUOUS AND CRIMINAL IN NATURE (A LEGAL FACT),
5 AND [S] SHALL BE INVESTIGATED AND PROSECUTED AS A MATTER OF LAW. AND HER
6 BOND IS DEFICIENT ON ITS FACE AND VOID, HER ACTIONS ARE CRIMINAL AS SHE FAILED
7 TO LAWFULLY PERFECT HER OFFICE, AND THERE IS NO VALID COVERAGE PROVIDED
8 BY SAID BOND COVERAGE, JUST LIKE THE PRIVATE PERSONS IMPERSONATING
9 PUBLIC OFFICIALS IN THE W.C. DISTRICT ATTORNEYS OFFICE WITHOUT [P]ROVEN TO
10 BE VALID BONDS AND THE NV. S. CT. HAS BEEN AWARE OF SUCH AND FAILED TO
11 ACT INSPITE OF THE PROVISIONS OF NV. LAW AND 18 USC 4, MISPRISON OF FELONY!
12 I HAVE MADE GOOD FAITH EFFORTS TO ENSURE MY APPEAL IS CORRECT AND THE
13 RECORD IS COMPLETE, PURSUANT TO NRAP 3(9)(2) WHICH IS CONTRARY TO THE
14 CLERKS REQUIREMENTS IN NRAP 3, REGARDLESS! FURTHERMORE, AS ARGUED IN
15 APPLICATION FOR WRIT, IT IS IN [E]SSENCE, DEFAUDING APPELLANT, EXTORTION
16 AND CONSPIRACY, TO IMPLY THAT BECAUSE THE CLERK FAILED HER DUTIES, "I"
17 MUST TAKE [ALL ACTION NECESSARY] IN NRAP 3(9)(2) TO PROVIDE ADDITIONAL
18 COPIES OF ALL DOCUMENTS IN THE COURT RECORD TO THE SUPREME COURT,
19 THIS IS FRAUD! I DID MY PART BY FILING ALL NECESSARY DOCUMENTS IN COURT,
20 AND BECAUSE OF THE COURTS OBSTRUCTION, FRAUD AND FAILURE TO COMPLY,
21 THIS COURT SAYS [APPELLANT SHALL TAKE ALL ACTION NECESSARY], ISNT
22 THAT THE COURTS JOB? IF I AM REQUIRED TO DO THE CLERKS JOB, I
23 [E]XPECT TO BE PAID HER "UNEARNED" SALARY, OF WHICH SHE ISNT ENTITLED
24 TO REGARDLESS (BOND) AND PAID FOR ADDITIONAL EXPENSES, I.E. COPIES AND
25 POSTAGE, LEGAL ENVELOPES, AND MY TIME WHICH IS RUNNING [B]ECAUSE OF
26 THIS STATE [CRIMINAL IMPEDIMENT], MY IN FORMA PAUPERIS STATUS NEGATES
27 MY HAVING TO [PROVIDE AT "MY" EXPENSE] THE SAME DOCUMENTS I ALREADY
28 PROVIDED TO THE INFERIOR DISTRICT ¹ JUSTICE COURT(S) IN THIS CASE.

AFFIDAVIT, CONTINUED

1 AND, I STILL HAVE NO IDEA AS TO WHAT MIGHT HAVE BEEN FORWARDED,
2 REGARDLESS!

3 THIS VIOLATES THE SPIRIT OF THE 1ST AMENDMENT, AS I PETITIONED THE
4 COURT IN THIS ORIGINAL ACTION "FILED" ON 10-12-2016, AND FILED DOCUMENTS
5 AS NECESSARY, THEREIN. NOW I AM EXPECTED TO DO THE COURTS JOB [AND
6 SPEND "MORE" MONEY [AGAIN, MONEY I DONT HAVE, AND HAVING BEEN
7 GRANTED INDIGENT STATUS, [OR] MY RIGHTEOUS APPEAL WILL BE HEARD AND
8 KNOWINGLY DENIED (OF COURSE) IN SPITE OF THE NV. S. CT. KNOWING THE
9 INFERIOR COURT CRIMINALLY IMPEDED MY ABILITY TO FAIRLY AND LAWFULLY
10 REDRESS MY GRIEVANCE, KNOWING THE COURT RECORD IS DEFICIENT, AND
11 RULING IN SPITE OF THE KNOWN STATE CRIMINAL IMPEDIMENT AND DEFICIENCY.

12 I HAVE AND AM MAKING A CONCERTED EFFORT TO COMPLY WITH THE CONTRARY
13 COMMAND OF NRAP 3(9)(2). THERE IS NO EXCUSE OR JUSTIFICATION FOR THE
14 COURT TO HOLD MY APPEAL [HOSTAGE] BECAUSE THE N. S. CT. GIVES THE
15 COURT CLERK AN OUT REGARDING THE COMMANDS OF NRAP 3(F)(9) BY
16 MAKING ME THE SCAPEGOAT!, BECAUSE OF THE CLERKS CRIMINALLY INSPIRED
17 OBSTRUCTION, AND FRAUD, TO IMPEDE AND IMPAIR MY APPEAL, BY FORCING
18 ME TO BOTH PAY ADDITIONAL POSTAGE & COPY WORK FOR DOCUMENTS THE
19 COURT ALREADY POSSESSES AND SUBJECTING [MY] APPEAL TO AN ARBITRARY
20 AND CAPRICIOUS DENIAL, WITHOUT THE COMPLETE RECORD, WITHOUT A FULL AND
21 FAIR HEARING, AND LEGALLY SUPPORTED BY FACTS, FINDINGS AND CONCLUSIONS
22 OF LAW, A VALID, UN-MISREPRESENTED, MIS-DIRECTED AND MIS-APPLIED, FALSE
23 CONCLUSION AND DENIAL, JUST TO PROTECT THOSE INVOLVED AND "PERVERT"
24 JUSTICE. THE COURT AND THOSE PARTIES HAVE LOTS TO HIDE AND I PRAY THAT
25 THE NV. SUPREME COURT NOT FURTHER COVER FOR, AND PROTECT THEM BY NOT
26 GRANTING THIS NECESSARY WRIT OF MANDAMUS, LAW AND JUSTICE REQUIRES
27 THIS WRIT AS I AM LEFT WITH NO OTHER PLAIN, SPEEDY & ADEQUATE REMEDY AT LAW

28 DATED 8-18-2017


MICHAEL T. BOTELHO # 80837
IN PROPER PERSON

INDEX OF EXHIBITS

Exhibit Number 1 Number of Pages 2

Exhibit Description LIST OF DOCUMENTS FILED IN JCT. NOT IN DIST. COURT RECORD,.....

Exhibit Number 2 Number of Pages 1

Exhibit Description LETTER TO CLERK, SENT TO HER AND RETURNED (CLERK)

Exhibit Number _____ Number of Pages _____

Exhibit Description _____

Exhibit Number _____ Number of Pages _____

Exhibit Description _____

Exhibit Number _____ Number of Pages _____

Exhibit Description _____

Exhibit Number _____ Number of Pages _____

Exhibit Description _____

Exhibit Number _____ Number of Pages _____

Exhibit Description _____

Exhibit Number _____ Number of Pages _____

Exhibit Description _____

Exhibit Number _____ Number of Pages _____

Exhibit Description _____

EXHIBIT I

THE DISTRICT COURT CLERK FAILED TO DOCKET THE FOLLOWING MOTIONS, EXHIBITS, LETTERS, JUDICIAL NOTICES, DOCUMENTS, AND THE JUSTICE COURT DOCKET FROM 10-12-2016 TO PRESENT. WHY IS THAT?

- (1) MOTION TO DISMISS ALL CHARGES WITH PREJUDICE, FILED IN JUSTICE COURT ON 10-12-2016
- (2) MOTION TO TRANSPORT (FOR MOTION TO DISMISS) STAMPED "RECEIVED" IN JUSTICE COURT ON 11-16-2016
- (3) REQUEST FOR SUBMISSION (FOR MOTION TO DISMISS) STAMPED "RECEIVED" IN JUSTICE COURT ON 11-21-2016
- (4) JUDICIAL NOTICE, STAMPED "RECEIVED" IN JUSTICE COURT ON 12-5-2016
- (5) WRIT OF ERATA, STAMPED "RECEIVED" IN JUSTICE COURT ON 12-12-2016
- (6) REQUEST FOR SUBMISSION (MOTION TO TRANSPORT) STAMPED "RECEIVED" IN JUSTICE COURT ON 12-12-2016
- (7) MOTION GRANTING MOTION TO DISMISS, STAMPED "RECEIVED" IN JUSTICE COURT ON 2-13-2017
- (8) LETTER TO " " COURT CLERK - STATUS CHECK, REQUEST FOR 2016-17 J. COURT DOCKET, NOT STAMPED, BUT RETURNED ONLY 2003 DOCKET, TO HIDE THEIR FRAUD
- (9) LETTER "FROM" JUSTICE COURT CLERK (STATING SHE ON HER OWN, FORWARDED MOTION GRANTING MOTION TO STATE) DATED 3-2-2017
- (10) STATES "VOID" RESPONSE TO MOTION GRANTING MOTION TO DISMISS, STAMPED "FILED" IN JUSTICE COURT ON 3-16-2017
- (11) MOTION TO STRIKE STATE RESPONSE, STAMPED "RECEIVED" ALONG WITH LETTER TO J. COURT CLERK ON 3-29-2017, IN JUSTICE COURT
- (12) JUSTICE COURT DOCKET FROM 10-12-2017 TO PRESENT
ACTION
EVEN AS BOTELHO'S ORIGINAL JUSTICE COURT REMAINED IN JUSTICE COURT,
TOOK
THE JUSTICE COURT CLERK IT UPON HERSELF, PRACTICING LAW AND FORWARDING
THE "FOLLOWING" DOCUMENTS TO DISTRICT COURT FOR "RE-FILED" AFTER

EXHIBIT I

PREVIOUSLY BEING SUBMITTED AND STAMPED IN RENO JUSTICE COURT

- (A) REQUEST FOR SUBMISSION (MOTION GRANTING MOTION TO DISMISS) STAMPED "RECEIVED" IN J. COURT ON 4-18-2016, THEN IMPROPERLY FORWARDED AND "RE-FILED" IN DISTRICT COURT ON 5-16-2017
- (B) JUDICIAL NOTICE (FILING PRACTICES) STAMPED "RECEIVED" IN JUSTICE COURT ON 5-19-2017, THEN IMPROPERLY FORWARDED TO DISTRICT COURT AND "RE-FILED" ON 5-22-2017
- (C) JUSTICE COURT BOGUS ORDER FORWARDING DOCUMENTS TO DISTRICT COURT BEGINNING 11-2-2016, STAMPED "FILED" ON 5-11-2017, RE-FILED IN DISTRICT COURT ON 5-16-2017
- WAS NOT
FILED ANYWHERE
- (D) REPLY AND OBJECTION TO JUSTICE COURT ORDER, SENT TO JUSTICE COURT BUT FAILED TO FILE IN JUSTICE OR DISTRICT COURT, OF COURSE, ALONG WITH LETTER SENT TO J.O.P. LYNCH, ON 5-23-2017
- (E) N.O.A. FOR ORDER FORWARDING DOCUMENTS, PROPERLY FILED IN JUSTICE COURT, RECEIVED BY JUSTICE COURT 6-12-2017, AND FRAUDULENTLY FORWARDED TO DISTRICT COURT AND INITIALLY FILED ON 6-18-2017, AND ALTERED THEREIN
- (F) NV. S. CT. RECEIPT FOR DOCUMENTS ON 6-26-2017, NEVER RECEIVED ORDER FROM S. CT. FOR TRANSMISSION OF RECORD, NOR CASE APPEAL STATEMENT FOR OBVIOUS FRAUDULENT REASONS
- (G) NOTICE OF WITHDRAWAL OF APPEAL (FOR THE COURTS FRAUD? OBSTRUCTION) FOR ORDER FORWARDING DOCUMENTS, FILED IN NV. S. CT. ON 6-29-2017

THE FOLLOWING DOCUMENTS BELOW WERE FILED BY BOTELHO IN DISTRICT COURT BECAUSE OF THE ULTRA VIRES ACT? ORDER OF DISTRICT COURT JUDGE.

- (a) POLA HAS VOID ORDER FILED 7-24-2017, IT WAS FRAUDULENTLY ALTERED
- (b) N.O.A. I WAS FORCED TO FILE IN RESPONSE TO VOID, FICTITIOUS, FRAUDULENT DISTRICT COURT ORDER
- (c) JUDICIAL NOTICE/AFFIDAVIT (TO CHIEF JUDGE FLANAGAN) FILED IN DISTRICT COURT ON 7-21-2017
- (d) NV. SUPREME COURT RECEIPT FOR DOCUMENTS, FILED 8-1-2017 IN NV. S. CT., THE CASE WAS FRAUDULENTLY ALTERED, DID NOT GET NV. S. CT. ORDER FOR TRANSMISSION OF COURT RECORD AND DID NOT RECEIVE CASE APPEAL STATEMENT, FOR OBVIOUS REASONS
- (e) AND ON 8-4-2017, SENT EXHIBIT 2, LETTER TO DISTRICT COURT CLERK CLERK FINALLY SENT CASE APPEAL STATEMENT AND DOCKET FROM 2003- TO 8-2-2016, BUT FAILED TO ADDRESS WHAT WAS FORWARDED TO NV, SUPREME COURT AND RETURNED LETTER UNFILED, FOR OBVIOUS SELF PROTECTION. BOTELHO RECEIVED THEM ON 8-11-2017,

MICHAEL T. BOTELHO # 80837
 NNCC, P.O. BOX 7000
 CARSON CITY, NV. 89702

REFERENCE N.O.A. FILED 7-21-2017
 J.C.T. CASE NO. RCR03-011479
 DIST. CT. # CR03-2156

ATTN: CLERK JACKIE BRYANT,

THIS IS THE 2ND ATTEMPT TO GET YOU TO DO THE FOLLOWING:

- (1) SEND ME COPY OF [Y]OUR CASE APPEAL YOU FILLED? FORWARDED [W]ITH MY N.O.A. AS REQUIRED BY NRAP, DID YOU FILL IT OUT AND SEND IT? WHY DID YOU NOT SEND ME COPY? AND WHY DOESN [T] NV. SUPREME COURT RECEIPT FOR DOCUMENTS NOT LIST (CASE APPEAL STATEMENT).
- (2) I NEED COPIES OF EVERY DOCUMENT YOU FORWARDED TO NV. S. CT, OR IN ALTERNATIVE, A DETAILED LIST OF DOCUMENTS & EXHIBITS YOU FORWARDED!
- (3) I AM AGAIN SEEKING YOUR JUSTIFICATION FOR VIOLATING NV. LAW AND YOUR SWORN DUTY TO FILE EACH AND EVERY DOCUMENT AS YOU RECEIVE IT/THEM, YOU ALTERED MY CASE AND DEPT NO. FROM MTB V. RENO JUSTICE COURT, STATE OF NEVADA, CASE NO RCR03-011479 AND CHANGED IT TO MTB V. BENEDETTI, STATE OF NV., CASE NO CR03-2156. IN THE BOGUS DISTRICT COURT ORDER [A]ND MY [N.O.A.]. THIS IS [F]RAUD UPON THE [R]ECORD "AND" UPON THE [C]OURT, AND IS A LEGAL FACT YOU CANT OVERCOME

PURSUANT TO NRAP RULE 3(9)(B)(2) ITS [M]Y DUTY TO TAKE [ALL ACTION NECESSARY] TO ENABLE (YOU) THE CLERK TO ASSEMBLE AND FORWARD DOCUMENTS ENUMERATED IN THIS SUBDIVISION. IN SHORT, YOU SIT ON YOUR DUFF AND ENFORCE YOUR LACK OF DUTY, TO FORCE ME TO ENSURE THAT THE JOB GETS DONE INSPITE OF 3(9)(1)(A) IN PART "UPON THE FILING OF THE N.O.A., THE DISTRICT COURT CLERK [SHALL] IMMEDIATELY FORWARD THE FOLLOWING DOCUMENTS ,,,,, ETC... SO WHAT DID YOU SEND?

I WILL NOT BE SCREWED AGAIN BY YOUR SUBVERSIVE ACTS & ACTIONS, AND BECAUSE I AM INDIGENT AM I EXPECTED TO SPEND MONEY FOR COPIES OF DOCUMENTS & POSTAGE TO COVER FOR YOUR NEGLIGENCE & DISOBEDIENCE TO NRAP 3(9)(1)(A).

DATED 8-4-2017 C.C. FILE:

Michael T. Botelho
 MICHAEL T. BOTELHO