

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

FILED

SEP 07 2017

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

4
5 IN THE SUPREME COURT OF THE STATE OF NEVADA

6
7 MICHAEL T. BOTELHO
APPELLANT

NV. S. CT. CASE NO. 73593

8 VS.

JUSTICE CT. CASE NO. RCRD3-011479

9 RENO JUSTICE COURT,
STATE OF NEVADA
10 RESPONDENTS

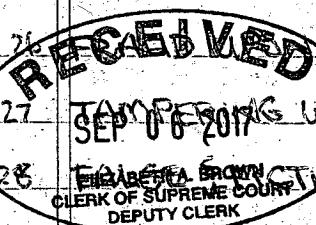
11
12 MOTION TO COMPEL AND JUDICIAL NOTICE

13 COMES MICHAEL T. BOTELHO, APPELLANT IN PROPER PERSON, AND IN
14 IN FORMA PAUPERIS, BRINGING FORTH [N] ECESSARY MOTION TO COMPEL
15 AND JUDICIAL NOTICE HEREIN; TO COMPEL THE NV. SUPREME COURT CLERK
16 TO [R] ETURN ALL DOCUMENTS FILED AND [N] OT FILED, INCLUDING 2ND
17 JUDICIAL NOTICE, MOTION TO CHANGE CAPTION AND WRIT OF MANDAMUS
18 THAT THIS COURT CHOSE TO IGNORE. AND, REQUESTS THIS COURTS CLERK TO
19 FORWARD TO HIM, THE [C] OMPLETE COURT RECORD ALLEGEDLY CERTIFIED BY
20 AND FORWARDED TO THIS COURT BY THE SECOND JUDICIAL DISTRICT COURT
21 CLERK IN THIS COURTS RECEIPT FOR DOCUMENTS, IN THIS CRIMINALLY
22 TAMPERED WITH [A] PPEAL IN THIS MOST SERIOUS CASE [.]

23 BOTELHO FURTHER INCLUDES THIS NECESSARY "JUDICIAL NOTICE" TO PUT
24 THIS ONCE HONORABLE "RESPECTED" COURT ON NOTICE FOR THE FELONIOUS
25 CRIMINAL FRAUD, CONSPIRACY, OPPRESSION, FRAUD UPON THE RECORD,
26 FRAUD UPON THE COURT, COLLUSION, OBSTRUCTION OF JUSTICE,

27 TAMPERING WITH AND ALTERING FILED COURT DOCUMENTS, FILING

28 FALSIFYING AND FORGING COURT DOCUMENTS, VIOLATIONS OF SWORN OATH, DUTIES,



17-30017

1 CODE OF CONDUCT & ETHICS, VIOLATIONS OF COURT RULES, VIOLATIONS
2 OF NV. STATUTE(S), RULES OF APPELLATE PROCEDURE, THE NV. & U.S.
3 CONSTITUTION(S) AND BOTELOHO'S SUBSTANTIVE AND PROCEDURAL DUE
4 PROCESS, AND EQUAL PROTECTION RIGHTS [GUARANTEED] BY OUR
5 [STILL VALID] NV. AND U.S. CONSTITUTION(S). EMPHASIS ASSERTED.

6 BOTELOHO HAS AN ETHICAL AND SWORN DUTY AS AN AMERICAN CITIZEN
7 WHO LOVES OUR COUNTRY AND OUR GOD GIVEN CONSTITUTION(S), PURSUANT
8 AND, TO 18 USC 4, MISPRISON OF FELONY, TO ASSERT AND REPORT, AS A MATTER
9 OF [P]UBLIC RECORD, AND THE PUBLIC [WILL KNOW] THE CRIMINAL AND
10 FELONEOUS ACTS AND ACTION(S) PERPETRATED BY THE NV. COURTS AND THEIR
11 COURT CLERKS IN THIS RIGHTEOUS APPEAL.

12 THIS COURT IS [A]WARE THAT BOTELOHO FILED THIS ORIGINAL ACTION IN
13 RENO JUSTICE COURT ON 10-12-2016. THIS COURT [K]NOWS THAT
14 BOTELOHO WAS FORCED TO APPEAL THE SHAM, FRAUDULENT ORDER BY JUDGE
15 POLAHA, OF THE 2ND JUD. DIST. CT, AFTER THE COURT ALTERED THE PARTIES
16 AND CASE NO. THEREIN, THE ORDER WAS FRAUDULENT AND VOID ON ITS
17 FACE. THIS COURT KNEW THIS AND STOOD SILENT. THIS COURT KNEW
18 THAT THE NOTICE OF APPEAL⁽¹⁾ AND THE SHAM ORDER HAD BEEN CHANGED
19 AND FILED IN DISTRICT COURT. THIS COURT KNEW THE DISTRICT COURTS
20 CERTIFICATION AND TRANSMISSION OF COURT RECORD, INCLUDING ORDER,⁽¹⁾
21 N.O.A., AND CERTIFICATION WERE INDEED "FICTITIOUS AND FRAUDULENT
22 ON THEIR FACE." YET STOOD SILENT AND FAILED TO DO ITS LAWFUL AND
23 ETHICAL DUTY.

24 THIS NV. SUPREME COURT KNEW OF THESE ACTIONS AND FAILED TO ACT
25 AS LAW AND JUSTICE [R]EQUIRED, THIS COURT WAS INFORMED IN GREAT
26 DETAIL, SUPPORTED BY THE RECORD OF THE COURT AND COURT CLERKS
27 CONSPIRACY TO FORM AN ACT OF COLLUSION BY FRAUDULENTLY
28 ALTERING, TAMPERING WITH AND FILING FICTITIOUS ORDER, N.O.A., AND⁽¹⁾;

FOOTNOTE

(1) AND FALSE CASE APPEAL STATEMENT

1 CERTIFIED COURT RECORD AND WERE [K]NOWINGLY AND [I]NTENTIONALLY
2 ALTERD/FALSIFIED. THESE [C]RIMES ARE SELF EVIDENT AND ARE LEGAL FACTS
3 IN THE COURT RECORD. SEE IN NRS. STATUTES, THE CRIMINAL ELEMENTS OF:
4 CONSPIRACY, COLLUSION, FRAUD, OBSTRUCTION OF JUSTICE, OPPRESSION
5 UNDER COLOR OF STATE, TAMPERING WITH OFFICIAL DOCUMENTS, FRAUD
6 UPON THE RECORD, FILING OF FALSE INSTRUMENTS/DOCUMENTS/CERTIFICATES,
7 FRAUD UPON THE COURT, AND THE [I]NTENTIONAL DEPRIVATION OF BOTELHO'S
8 CONSTITUTIONAL, SUBSTANTIVE & PROCEDURAL DUE PROCESS, EQUAL
9 PROTECTION AND HIS RIGHT TO REDRESS HIS GRIEVANCE BEFORE OUR
10 CORRUPT GOVERNMENT & JUDICIARY, PURSUANT TO OUR STILL VALID, BUT
11 CLEARLY HATED AND DISREGARDED NV. AND U.S. CONSTITUTION(S) [6]

12 THIS COURT KNEW IT HAD AN ABSOLUTE DUTY TO ACT UNDER THE
13 CIRCUMSTANCES AND ACT AS LAW AND JUSTICE FOR ALL, THEREIN REQUIRED
14 BUT STOOD SILENT. THIS COURT CHOSE INSTEAD TO COVER FOR, COVER UP
15 AND PROTECT ITS "FRIENDS" INVOLVED IN THIS NOW STATE R.I.C.O. CONSPIRACY.
16 THIS COURT WAS REQUIRED BY CODE OF CONDUCT, ETHICS & CANNONS, AS WELL
17 AS BY NEVADA STATUTE(S) TO IMMEDIATELY INFORM THE AUTHORITIES INCLUDING
18 THE NEVADA ATTORNEY GENERALS OFFICE, LAW ENFORCEMENT AND EVEN
19 EMPANELLING A GRAND JURY TO INVESTIGATE; FURTHER THIS COURT HID
20 THE FACT THAT EACH AND EVERY PERSON WORKING IN CAPACITY AS H.D.A.
21 HOOKS AND PREVIOUS W.C.D.A. GAMMICK IS ACTING FRAUDULENTLY WITHOUT A
22 LAWFUL VALID BOND, THUS THEIR ACTIONS ARE VOID AND THE COUNTY HAS
23 [ZERO] COVERAGE PURSUANT TO SAID BONDS, EVEN THE INSURANCE COMPANYS'
24 STATE THAT FACT IN LETTERS FROM THEM, YOU ALREADY KNOW THIS TOO!
25 THIS COURT HAS AGAIN SHOWN ITS DISDAIN FOR THE LAW, THE CONSTITUTIONS,
26 ITS DUTIES AND BOTELHO'S GOD GIVEN RIGHTS, AGAIN PROVING NEVADA
27 COURT SYSTEM IS CONSPIRATORY AND SELF PROTECTIVE, ABOVE ALL ELSE,
28 REGARDLESS. JUSTICE IS CLEARLY PERVERTED IN YOUR COURT

1 EVERY DAY, OUT OF SIGHT FROM THE PUBLIC AND [E]SPECIALLY FOR
2 PRO-SE LITIGANTS WHO CANNOT AFFORD COUNSEL, AND WORSE YET
3 IS THE UNDENIABLE FACT THAT EVEN IF WE COULD AFFORD PAID COUNSEL,
4 FINDING AN ETHICAL, PRINCIPLED ATTORNEY IN NEVADA WHO WOULD
5 STAND UP AND DEFEND HIS/HER CLIENT AGAINST THE [JUDICIALLY
6 CREATED ATROCITIES] COMMITTED EVERY DAY IN NEVADA'S PERVERTED
7 IDEA OF JUSTICE AS NV. COURTS CHOOSE TO IMPOSE ON THE UNKNOWING
8 PUBLIC IS DAUNTING AT BEST. THIS NV. SUPREME COURT PURPOSEFULLY
9 DESIGNED AND WROTE THE "NV. ATTORNEYS' OATH" SO THAT ATTORNEYS
10 WOULD SWEAR ALLEGIANCE TO THE STATE OF NV. AND THE COURTS THEREIN
11 WHILE [S]PECIFICALLY REMAINING SILENT AS TO THE ATTORNEYS' ETHICAL,
12 MORAL, STATUTORY AND CONSTITUTIONAL DUTIES AND [L]OYALTIES TO
13 THEIR CLIENTS. THIS WAS DESIGNED SO THAT ANY VIOLATION COULD GET
14 AN ATTORNEY FINED, SUSPENDED OR [D]ISBARRED FROM PRACTICING
15 LAW, THIS FURTHER REFLECTS THIS COURTS CONSTANT EFFORTS TO
16 COVER FOR, COVER UP AND PROTECT THOSE STATE AND COURT ACTORS, AND
17 TO PROTECT THEIR CASES THEREIN, AS ALSO ALLEVIATING ANY POSSIBILITY
18 OF NOT BEING RE-ELECTED AS A RESULT OF ACTUALLY RULING AS LAW
19 AND JUSTICE FOR [ALL] REQUIRE. THE POINT HITS HOME WHEN THE NV.
20 SUPREME COURT JUSTICES GET ON TELEVISION AND [C]RY ABOUT HAVING
21 TO BE RE-ELECTED, SPENDING MONEY AND TIME AWAY FROM THE BENCH, BY
22 STATING THE NEED FOR "LIFETIME APPOINTMENTS" SO YOU CAN FURTHER
23 SCREW CITIZENS WITHOUT WORRY ABOUT LOSING A RE-ELECTION BID!
24 THIS COURT IS AWARE THAT ITS "ABSOLUTE JUDICIAL IMMUNITY" DOES
25 [NOT] PROTECT THOSE COMMITTING CRIMES, NOR FOR COVERING UP, OR
26 COVERING FOR THOSE KNOWN TO BE INVOLVED, AS YOU BECOME
27 [C]OMPLICIT AT THAT POINT, REGARDLESS, AS A MATTER OF LAW! FURTHER,
28 BECAUSE YOU FAILED TO FOLLOW THE LAW, YOU ARE GUILTY OF VIOLATING

1 18 USC 4 "MISPRISON OF FELONY". BOTELHO ADVISED THIS COURT OVER
2 AND OVER OF THESE CONSEQUENCES, AND THIS COURT HAS AGAIN
3 SHOWN ITS HATRED FOR THE LAW AS IT APPLIES TO YOU. LOOK AT HOW
4 YOU LIED TO NV. VOTERS ABOUT THE COURT OF APPEALS, WHAT IT WOULD
5 ALLOW YOU TO DO, AND THAT YOU HAD AN EMPTY BLDG. TO USE AND WOULD
6 NOT COST TAXPAYERS MUCH, THEN YOU GOT MILLIONS TO HIRE MORE
7 STAFF YOU SAID YOU WOULDN'T NEED, AND BUILD A VERY EXPENSIVE
8 20 MILLION DOLLAR GRANITE² MARBLE COURT IN LAS VEGAS, NO LESS.
9 THERE IS NOT AN HONORABLE JUSTICE IN THIS COURT AS PROVEN
10 HEREIN, AND BY THE PUBLIC COURT RECORD, THAT YOU CAN'T GET AROUND.

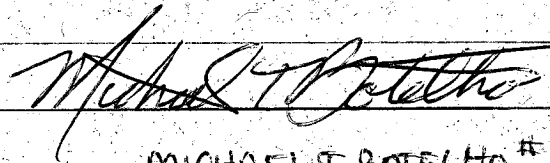
11 RELIEF

12 BOTELHO HEREIN ASSERTS, AND LAW AND JUSTICE FOR ALL REQUIRES
13 THAT THIS COURT ORDER THE NV. SUPREME COURT CLERK TO FORWARD
14 ALL DOCUMENTS HE SENT TO THIS COURT IN THIS APPEAL AND THAT THE
15 CLERK, UNDER AFFIRMATION OR DECLARATION, CERTIFY AND FORWARD
16 COPIES OF THE [A]CTUAL CERTIFIED COURT RECORD INITIALLY FORWARDED
17 TO THE NV. S.C.T. CLERK UPON RECEIPT FOR DOCUMENTS IN THIS APPEAL,
18 BY SECOND JUDICIAL DISTRICT COURT CLERK, AS THIS [IS] AN ISSUE
19 OF FIRST IMPRESSION AND OF FUNDAMENTAL PUBLIC IMPORTANCE. SEE
20 COUNTY OF CLARK V. UPCHURCH 114 NV 749, 753, 961 P2d 754, 757 (1998).
21 FOR THIS COURT TO DO ANYTHING LESS WILL ONLY FURTHER SOLIDIFY
22 BOTELHOS PROBATIVE FACTS IN EVIDENCE IN THIS APPEAL, AND WILL
23 SHOW FURTHER PREJUDICE, WILL BE DIS ENGENUOUS AND CLEARLY
24 SHOW THE "STILL" ONGOING, REPUGNANT AND PERVERTED AND VERY
25 GROSS MISARRIAGE OF JUSTICE ALREADY EXPERIENCED BY BOTELHO
26 IN THIS CASE OF CRIMINALLY INSPIRED OBSTRUCTION OF JUSTICE [.]
27 AND SEE JEEP CORP V. DIST. CT. 98 NV 440, 443, 652 P2d 1183, 1185 (1982) "WHERE
28 CIRCUMSTANCES REVEAL URGENCY OR STRONG NECESSITY, EXTRAORDINARY
RELIEF MAY BE GRANTED."

AFFIRMATION AND CERTIFICATE OF SERVICE

I, MICHAEL T. BOTELHO, THE UNDERSIGNED, DO HEREBY SWEAR
UNDER THE PENALTY OF PERJURY THAT THIS MOTION TO COMPEL AND
JUDICIAL NOTICE FILED IN CASE NO 73593, IS TRUE AND CORRECT,
AND DOES NOT CONTAIN THE S.S.N. OF ANY PERSON. SEE NRS 208.
186 AND 18 USC 1621
I FURTHER CERTIFY THAT I SENT THIS COURT A COMPLETE,
CORRECT AND ORIGINAL COPY OF SAID DOCUMENT AND AFFIDAVIT
IN SUPPORT OF SAID MOTION BY PLACING SAME IN NDOC INSTITUTIONAL
MAIL BOX, PURSUANT TO MAILBOX RULE, SEE HOUSTON V. LACKS, AND
FRCP RULE 5(b).

DATE 9-4-2017



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

MOTION 6 PGS
AFFIDAVIT 1 PG
7 PGS. TOTAL

AFFIDAVIT

STATE OF NEVADA }
COUNTY OF CARSON } SS. AFFIDAVIT OF: MICHAEL T. BOTELHO IN SUPPORT
OF MOTION TO COMPEL.

I, MICHAEL T. BOTELHO, APPELLANT IN PROPER PERSON, DO SWEAR UNDER THE PENALTY OF PERJURY, PURSUANT TO NRS 008.165 AND 18 USC 1621, THAT THIS AFFIDAVIT IN SUPPORT OF MOTION TO COMPEL AND JUDICIAL NOTICE IS TRUE AND CORRECT.

I AM COMPELLED TO SEEK MY DOCUMENTS SENT TO THIS NV.S.CT. BY ME IN THE COURSE OF THIS APPEAL AS WELL AS ALL DOCUMENTS SENT TO THIS COURT IN THIS CASE NO. 73593, AS A DIRECT AND PROXIMATE RESULT OF THIS COURTS ACTIONS IN THIS APPEAL. THIS COURT FACTUALLY IGNORED THE DISTRICT COURTS FRAUD, CONSPIRACY, COLLUSION, OBSTRUCTION, THE ALTERING OF AND FILING OF FRAUDULENT, ALTERED FICTITIOUS DISTRICT COURT ORDER, NOTICE OF APPEAL, CASE APPEAL STATEMENT AND CERTIFIED COURT RECORD TO THIS NV. S.CT. THIS COURT FAILED TO ACKNOWLEDGE AND CORRECT THE SITUATION. THIS COURT FAILED TO REPORT THESE CRIMES, FAILED TO HOLD A DE NOVO REVIEW ON THE MERITS, FAILED TO EMPANEL AN INVESTIGATIVE GRAND JURY AND JUST HID BEHIND WE DO NOT HAVE JURISDICTION, TO PROTECT, COVER FOR AND COVER UP THE CRIMES PERPETRATED BY THE INFERIOR COURT ITSELF AND THIS COURTS FRIENDS.

THESE ACTIONS BY THIS NV. S.CT. NOW MAKE THIS COURT COMPLICIT IN THESE FACTUAL CRIMES AND FELONIES. THIS COURT IS NOW ALSO GUILTY OF AIDING AND ABETTING, AND NOW GUILTY OF VIOLATING 18 USC 4 "MISPRISON OF FELONY" FOR IT FAILURE TO ACT AND REPORT THESE CRIMES.

I NEED THESE [P]UBLIC COURT DOCUMENTS TO PROCEED FURTHER WITH THE COMING CIVIL AND CRIMINAL ACTION(S) RESULTING FROM THIS CASE.

DATED 9-4-2017

Michael T. Botelho
MICHAEL T. BOTELHO # 80837
NCC PO BOX 700
CARSON CITY, NV. 89702