

NTC
BETSY ALLEN, ESQ
Nevada Bar No. 6878
Law Office of Betsy Allen
P.O. Box 46991
Las Vegas, Nevada 89114
(702) 386-9700
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Electronically Filed
May 07 2018 10:43 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT
CLARK COUNTY, NEVADA

FREDYS MARTINEZ,)	
)	
Petitioner,)	Case No.: 06C226586
)	Dept. No. XXV
v.)	
)	
)	
THE STATE OF NEVADA,)	
)	
Respondent.)	

NOTICE OF APPEAL

COMES NOW, Petitioner, FREDYS MARTINEZ, by and through his counsel of record, BETSY ALLEN ESQ, and hereby files this Notice of Appeal, appealing the denial of Petitioner's Post-Conviction Writ of Habeas Corpus.

DATED this 27th day of April, 2018

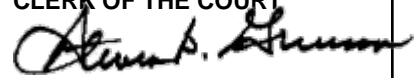
By: /s/ Betsy Allen
BETSY ALLEN, ESQ.
Nevada Bar No. 6878
Law Office of Betsy Allen
P.O. Box 46991
Las Vegas, Nevada 89114
(702) 386-9700

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of April, 2018, I served a true and correct copy of the foregoing document to the Clark County District Attorney, via email, to:

PDmotions@clarkcountyda.com

/s/ Betsy Allen
Betsy Allen, Esq.



CAS

BETSY ALLEN, ESQ

Nevada Bar No. 6878

P.O. Box 46991

Las Vegas, Nevada 89114

(702) 386-9700

fax: (702) 386-4723

betsyallenesq@yahoo.com

Attorney for Petitioner

DISTRICT COURT

CLARK COUNTY, NEVADA

FREDYS MARTINEZ,)	Case No.: 06C2268586
)	Dept. No. XXV
)	
Petitioner,)	
)	
vs.)	
)	
THE STATE OF NEVADA,)	
)	
Respondent.)	

CASE APPEAL STATEMENT

1. Name of appellant filing this case appeal statement: FREDYS MARTINEZ
2. Identify the judge issuing the decision, judgment, or order appealed from:
Kathleen Delaney
3. Identify all parties to the proceedings in the district court:

Betsy Allen, Esq
Nevada Bar No. 006878
P.O. Box 46991
Las Vegas, Nevada 89114
(702) 386-9700
Fax: (702) 386-4723
betsyallenesq@yahoo.com
Attorney for Petitioner

Steven Wolfson
Clark County District Attorney
Nevada Bar No. 001565
200 Lewis Avenue
Attorney for Respondent

1 4. Identify all parties involved in this appeal:

2
3 **Betsy Allen, Esq**
4 Nevada Bar No. 006878
5 P.O. Box 46991
6 Las Vegas, Nevada 89114
7 Attorney for Petitioner

Clark County District Attorney
200 Lewis Avenue
Las Vegas, Nevada 89155
Attorney for Respondent

8 5. Set forth the name, law firm, address, and telephone number of all counsel
9 on appeal and identify the party or parties whom they represent:

10 **Betsy Allen, Esq**
11 Nevada Bar No. 006878
12 P.O. Box 46991
13 Las Vegas Nevada 89114
14 Attorney for Petitioner

Clark County District Attorney
200 Lewis Avenue
Las Vegas, Nevada 89155
Attorney for Respondent

15 6. Indicate whether the appellant was represented by appointment or retained
16 counsel in the district court: Appointed

17 7. Indicate whether the appellant is represented by appointed or retained
18 counsel on appeal: Appointed

19 8. Indicate whether the appellant was granted leave to proceed in forma
20 pauperis, and the date of entry of the district court order granting such leave:

21 N/A

22 9. Indicate the date the proceedings commenced in the district court:

23 09/29/2006

24 DATED this 27th day of April, 2018.

25 Respectfully Submitted,

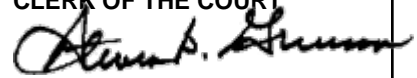
26
27 /s/ Betsy Allen
28 **BETSY ALLEN, ESQ**
Nevada Bar No. 6878

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of April, 2018, I served a true and correct copy of the foregoing document to the Clark County District Attorney, via email, to:

PDmotions@clarkcountyda.com

/s/ Betsy Allen
Betsy Allen, Esq.



BETSY ALLEN, ESQ

Nevada Bar No. 6878

P.O. Box 46991

Las Vegas, Nevada 89114

(702) 386-9700

fax: (702) 386-4723

betsyallenesq@yahoo.com

Attorney for Petitioner

DISTRICT COURT

CLARK COUNTY, NEVADA

FREDYS MARTINEZ,)	Case No.: 06C226586
)	Dept No.: XXV
)	
Petitioner,)	
)	
vs.)	
)	
THE STATE OF NEVADA,)	
)	
Respondent.)	

REQUEST FOR TRANSCRIPT OF PROCEEDINGS

TO: Court Recorder for District Court 25.

Defendant requests preparation of a transcript of the proceedings before the district court, as follows:

Judge or officer hearing the proceeding: Judge Kathleen Delaney

Date or dates of the proceeding: None

Portions of the transcript requested: All (complete transcripts of arguments by counsel)

Number of copies required: 0

///

1 I hereby certify that on this date, I ordered this transcript from the court
2 recorder named above.

3
4 DATED this _27th _ day of April, 2018.

5
6 Respectfully Submitted,

7
8 /s/ Betsy Allen
9 **BETSY ALLEN, ESQ**
10 Nevada Bar No. 6878
11 Law Office of Betsy Allen
12 P.O. Box 46991
13 Las Vegas, NV 89114
14 (702) 386-9700
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DEPARTMENT 25
CASE SUMMARY
CASE No. 06C226586

The State of Nevada vs Freddy Martinez

§	Location:	Department 25
§	Judicial Officer:	Delaney, Kathleen E.
§	Filed on:	09/29/2006
§	Case Number History:	
§	Cross-Reference Case	C226586
§	Number:	
§	Defendant's Scope ID #:	1361243
§	Lower Court Case Number:	05GJ00145
§	Supreme Court No.:	56153
§		57197
§		58023
§		58050
§		58215
§		69277
§		69596
§		70244
§		70641

CASE INFORMATION

Offense	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. BURGLARY.	F	01/01/1900	Case Flags:	Appealed to Supreme Court Custody Status - Nevada Department of Corrections
2. BATTERY WITH USE OF A DEADLY WEAPON	F	01/01/1900		
3. KIDNAPPING IN FIRST DEGREE	F	01/01/1900		
3. KIDNAP WITH USE OF A DEADLY WEAPON	F	01/01/1900		
3. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME.	F	01/01/1900		
4. SEXUAL ASSAULT	F	01/01/1900		
4. SEXUAL ASSUALT	F	01/01/1900		
4. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME.	F	01/01/1900		

Statistical Closures

09/12/2011	USJR Reporting Statistical Closure
05/31/2007	USJR Reporting Statistical Closure
06/23/2009	USJR Reporting Statistical Closure

Warrants

Bench Warrant - Martinez, Freddy (Judicial Officer: Mosley, Donald)

10/09/2006	Quashed
09/29/2006	Issued
Fine:	\$0
Bond:	\$0

Bench Warrant - Martinez, Freddy (Judicial Officer: Mosley, Donald)

10/09/2006	Quashed
09/28/2006	Issued
Fine:	\$0
Bond:	\$0

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	06C226586
Court	Department 25
Date Assigned	08/06/2012
Judicial Officer	Delaney, Kathleen E.

PARTY INFORMATION

Lead Attorneys


DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

Defendant **Martinez, Freddy**











Allen, Betsy
Retained
702-386-9700(W)

Plaintiff **State of Nevada**

Wolfson, Steven B
702-671-2700(W)



DATE	EVENTS & ORDERS OF THE COURT	INDEX
01/01/1900	Plea (Judicial Officer: User, Conversion) 1. BURGLARY. Not Guilty PCN: Sequence:	
01/01/1900	Plea (Judicial Officer: User, Conversion) 2. BATTERY WITH USE OF A DEADLY WEAPON Not Guilty PCN: Sequence:	
01/01/1900	Plea (Judicial Officer: User, Conversion) 3. KIDNAPPING IN FIRST DEGREE Not Guilty PCN: Sequence:	
01/01/1900	Plea (Judicial Officer: User, Conversion) 3. KIDNAP WITH USE OF A DEADLY WEAPON Not Guilty PCN: Sequence:	
01/01/1900	Plea (Judicial Officer: User, Conversion) 3. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME. Not Guilty PCN: Sequence:	
01/01/1900	Plea (Judicial Officer: User, Conversion) 4. SEXUAL ASSAULT Not Guilty PCN: Sequence:	
01/01/1900	Plea (Judicial Officer: User, Conversion) 4. SEXUAL ASSUALT Not Guilty PCN: Sequence:	
01/01/1900	Plea (Judicial Officer: User, Conversion) 4. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME. Not Guilty PCN: Sequence:	
09/29/2006	Grand Jury Indictment (8:30 AM) <i>GRAND JURY INDICTMENT Court Clerk: Theresa Lee Reporter/Recorder: Richard Kangas Heard By: Michael Cherry</i>	
09/29/2006	 Indictment	

DEPARTMENT 25
CASE SUMMARY
CASE No. 06C226586

	<i>INDICTMENT</i>	
09/29/2006	Hearing <i>INITIAL ARRAIGNMENT</i>	
09/29/2006	 Warrant <i>INDICTMENT WARRANT</i>	06C2265860003.tif pages
09/29/2006	Hearing <i>GRAND JURY INDICTMENT</i>	
10/03/2006	Bench Warrant <i>BENCH WARRANT ISSUED</i>	
10/03/2006	Order <i>ORDER OF INTENT TO FORFEIT</i>	
10/03/2006	 Bench Warrant <i>INDICTMENT WARRANT RETURN</i>	06C2265860008.tif pages
10/05/2006	Initial Arraignment (1:30 PM) Events: 09/29/2006 Hearing <i>INITIAL ARRAIGNMENT Court Clerk: Pamela Humphrey/pdh Reporter/Recorder: Kiara Schmidt Court Interpreter: VERONICA PELAS Heard By: Kevin Williams</i>	
10/11/2006	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF SEPTEMBER 21, 2006</i>	
10/13/2006	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF SEPTEMBER 28, 2006</i>	
11/09/2006	Calendar Call (8:30 AM) <i>CALENDAR CALL Relief Clerk: Sharon Chun Reporter/Recorder: Renee Vincent Court Interpreter: HECTOR VAZQUEZ-MENA Heard By: Stewart Bell</i>	
11/13/2006	CANCELED Jury Trial (9:30 AM) <i>Vacated</i>	
11/17/2006	 Motion <i>MOTION TO COMPEL DISCLOSURE OF EXCULPATORY EVIDENCE</i>	
11/20/2006	 Expert Witness List <i>NOTICE OF EXPERT WITNESSES [NRS 174.234(2)]</i>	
11/20/2006	 Expert Witness List <i>NOTICE OF WITNESSES [NRS 174.234(1)(A)]</i>	
11/28/2006	 Opposition <i>STATE'S OPPOSITION TO DEFENDANT'S MOTION TO COMPEL EXCULPATORY EVIDENCE</i>	
11/28/2006	 Order <i>ORDER RELEASING MEDICAL RECORDS</i>	06C2265860022.tif pages
11/28/2006	 Request	06C2265860023.tif pages







DEPARTMENT 25
CASE SUMMARY
CASE No. 06C226586

EX PARTE MOTION FOR RELEASE OF MEDICAL RECORDS

11/30/2006	Calendar Call (8:30 AM) <i>CALENDAR CALL</i>
11/30/2006	Motion to Compel (8:30 AM) Events: 11/17/2006 Motion <i>DEFT'S MTN TO COMPEL DISCLOSURE/10 Heard By: Stewart Bell</i>
11/30/2006	All Pending Motions (8:30 AM) <i>ALL PENDING MOTIONS 11/30/06 Relief Clerk: Carole D'Aloia Reporter/Recorder: Renee Vincent Court Interpreter: DIEGO TRUJILLO Heard By: Stewart Bell</i>
11/30/2006	Motion <i>ALL PENDING MOTIONS 11/30/06</i>
12/04/2006	CANCELED Jury Trial (9:30 AM) <i>Vacated</i>
12/23/2006	 Order <i>ORDER RE-SETTING CRIMINAL JURY TRIALS PRESENTLY SCHEDULED ON JANUARY 25, 2007 IN DEPT XXIV</i>
01/18/2007	CANCELED Calendar Call (8:30 AM) <i>Vacated</i>
01/18/2007	 Expert Witness List Filed By: Defendant Martinez, Freddy <i>DEFENDANT'S NOTICE OF WITNESSES, PURSUANT TO NRS 174.234</i>
01/22/2007	Jury Trial (9:30 AM) <i>TRIAL BY JURY VO 12/22/06</i>
01/25/2007	Jury Trial (8:30 AM) <i>TRIAL BY JURY VO 12/22/06</i>
01/25/2007	Calendar Call (8:30 AM) <i>CALENDAR CALL Court Clerk: Theresa Lee Reporter/Recorder: Jackie Nelson Court Interpreter: MARIA U PETERS Heard By: James Bixler</i>
01/25/2007	Hearing <i>ENTRY OF PLEA</i>
01/29/2007	CANCELED Jury Trial (8:30 AM) <i>Vacated</i>
01/30/2007	Entry of Plea (8:30 AM) Events: 01/25/2007 Hearing <i>ENTRY OF PLEA Court Clerk: Theresa Lee Reporter/Recorder: Jackie Nelson Court Interpreter: Maria Peralta De Gomez Heard By: Bixler, James</i>
02/08/2007	Entry of Plea (8:30 AM) <i>ENTRY OF PLEA Court Clerk: Theresa Lee Reporter/Recorder: Bill Nelson Court Interpreter: M. BERRY Heard By: James Bixler</i>
04/05/2007	Calendar Call (8:30 AM) <i>CALENDAR CALL (PREFERENTIAL) Court Clerk: Theresa Lee Reporter/Recorder: Lee Bahr Court Interpreter: MARIA U PETERS Heard By: James Bixler</i>
04/06/2007	Overflow (9:00 AM)

DEPARTMENT 25
CASE SUMMARY
CASE No. 06C226586











*OVERFLOW (24) NYIKOS / BATEMAN / HAMERS 2 DAYS / 8-10 WITNESSES/ NO
OUT OF STATE Court Clerk: Teri Braegelmann Reporter/Recorder: Renee Vincent
Heard By: Stewart Bell*

04/09/2007	CANCELED Jury Trial (10:00 AM) <i>Vacated</i>
04/11/2007	Jury Trial (9:30 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Court Interpreter: DIVA REALMUTO Heard By: Bell, Stewart L.</i>
04/11/2007	 Jury List <i>JURY LIST</i>
04/12/2007	Jury Trial (9:00 AM) <i>TRIAL BY JURY Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Court Interpreter: DIVA REALMUTO Heard By: Stewart Bell</i>
04/12/2007	Conversion Case Event Type <i>SENTENCING</i>
04/12/2007	 Amended Jury List <i>AMENDED JURY LIST</i>
04/12/2007	 Instructions to the Jury <i>INSTRUCTIONS TO THE JURY (INSTRUCTION NO. 1)</i>
04/12/2007	 Judgment <i>VERDICT</i>
04/12/2007	Judgment Filed By: Defendant Martinez, Freddy <i>VERDICT (COUNT 4)</i>
04/12/2007	Disposition (Judicial Officer: User, Conversion) 4. SEXUAL ASSAULT Not Guilty PCN: Sequence:
04/12/2007	Disposition (Judicial Officer: User, Conversion) 4. SEXUAL ASSUALT Not Guilty PCN: Sequence:
04/12/2007	Disposition (Judicial Officer: User, Conversion) 4. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME. Not Guilty PCN: Sequence:
04/12/2007	 Proposed Jury Instructions Not Used At Trial <i>PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL</i>
05/14/2007	 PSI <i>Pre-Sentence Investigation Report (Unfiled) Confidential</i>
















DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

05/24/2007	Sentencing (8:30 AM) Events: 04/12/2007 Conversion Case Event Type <i>SENTENCING Court Clerk: Tina Hurd Reporter/Recorder: Renee Vincent Court Interpreter: Guillermo Palomo Heard By: Stewart Bell</i>
05/24/2007	Disposition (Judicial Officer: User, Conversion) 1. BURGLARY. Guilty PCN: Sequence:
05/24/2007	Disposition (Judicial Officer: User, Conversion)
05/24/2007	Disposition (Judicial Officer: User, Conversion) 2. BATTERY WITH USE OF A DEADLY WEAPON Guilty PCN: Sequence:
05/24/2007	Disposition (Judicial Officer: User, Conversion)
05/24/2007	Disposition (Judicial Officer: User, Conversion) 3. KIDNAPPING IN FIRST DEGREE Guilty PCN: Sequence:
05/24/2007	Disposition (Judicial Officer: User, Conversion)
05/24/2007	Disposition (Judicial Officer: User, Conversion) 3. KIDNAP WITH USE OF A DEADLY WEAPON Guilty PCN: Sequence:
05/24/2007	Disposition (Judicial Officer: User, Conversion) 3. USE OF A DEADLY WEAPON OR TEAR GAS IN COMMISSION OF A CRIME. Guilty PCN: Sequence:
05/24/2007	Sentence (Judicial Officer: User, Conversion) 1. BURGLARY. Adult Adjudication Converted Disposition: Sentence# 0001: Minimum 60 Months to Maximum 180 Months Placement: NSP Converted Disposition: Sentence# 0002: CREDIT FOR TIME SERVED Minimum 281 Days to Maximum 281 Days Converted Disposition: Sentence# 0003: DNA FEE/GENETIC MARKERS ANALYSIS Amount: \$150.00 Converted Disposition: Sentence# 0004: ADMINISTRATION FEE Amount: \$25.00
05/24/2007	Sentence (Judicial Officer: User, Conversion) 2. BATTERY WITH USE OF A DEADLY WEAPON Adult Adjudication Converted Disposition:












DEPARTMENT 25
CASE SUMMARY
CASE No. 06C226586

	<p>Sentence# 0001: Minimum 48 Months to Maximum 120 Months Placement: NSP Cons/Conc: Concurrent w/Charge Item: 0001 and Sentence#: 0001</p>	
05/24/2007	<p>Sentence (Judicial Officer: User, Conversion) 3. KIDNAPPING IN FIRST DEGREE Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0002 and Sentence#: 0001 Converted Disposition: Sentence# 0002: LIFE WITH POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0001 and Sentence#: 0001</p>	
05/31/2007	<p> Judgment <i>JUDGMENT OF CONVICTION (JURY TRIAL)</i></p>	
05/31/2007	<p>Judgment <i>JUDGMENT OF CONVICTION/GENETIC TESTING</i></p>	
06/04/2007	<p> Notice of Appeal Filed By: Defendant Martinez, Freddy <i>DESIGNATION OF RECORD ON APPEAL</i></p>	06C2265860049.tif pages
06/04/2007	<p> Notice of Appeal Filed By: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i></p>	
06/06/2007	<p> Statement <i>CASE APPEAL STATEMENT</i></p>	06C2265860051.tif pages
06/19/2007	<p> Notice of Appeal Filed By: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i></p>	
06/19/2007	<p> Statement Filed by: Defendant Martinez, Freddy <i>CASE APPEAL STATEMENT</i></p>	06C2265860053.tif pages
06/28/2007	<p> Order <i>ORDER APPOINTING APPELLANT COUNSEL</i></p>	06C2265860054.tif pages
07/17/2007	<p> Reporters Transcript <i>REPORTER'S TRANSCRIPT OF OCTOBER 5, 2006</i></p>	
07/25/2007	<p> Reporters Transcript <i>REPORTER'S TRANSCRIPT OF JANUARY 30, 2007</i></p>	
07/25/2007	<p> Reporters Transcript <i>REPORTER'S TRANSCRIPT OF JANUARY 25, 2007</i></p>	

DEPARTMENT 25
CASE SUMMARY
CASE No. 06C226586

08/03/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 5, 2007</i>
08/10/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF NOVEMBER 30, 2006</i>
08/10/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 11, 2007</i>
08/10/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MAY 24, 2007</i>
08/10/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 12, 2007</i>
08/13/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 8, 2007</i>
11/30/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 5, 2007</i>
01/04/2008	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 8, 2007</i>
01/23/2008	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF APRIL 5, 2007</i>
01/23/2008	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF JANUARY 18, 2008</i>
06/06/2008	 Judgment <i>NEVADA SUPREME COURT CLERK'S CERTIFICATE JUDGEMENT - AFFIRMED</i>
10/23/2009	 Motion <i>MOTION TO MAKE ADDITIONAL FUNDS AVAILABLE FOR NDOC INMATE'S LEGAL ACCOUNT</i>
11/03/2009	 Opposition <i>OPPOSITION TO DEFENDANT'S MOTION TO MAKE ADDITIONAL FUNDS AVAILABLE FOR NDOC INMATES [SIC] LEGAL ACCOUNT</i>
11/09/2009	Motion (9:00 AM) Events: 10/23/2009 Motion <i>DEFT'S PRO PER MTN TO MAKE ADDITIONAL FUNDS Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i>
01/06/2010	 Order <i>ORDER DENYING DEFENDANT'S MOTION TO MAKE ADDITIONAL FUNDS AVAILABLE FOR NDOC INMATES [SIC] LEGAL ACCOUNT</i>
04/02/2010	 Motion <i>A MOTION FOR APPOINTMENT OF COUNSEL</i>

DEPARTMENT 25
CASE SUMMARY
CASE No. 06C226586

04/09/2010	 Opposition <i>STATE'S OPPOSITION TO DEFENDANT'S MOTION FOR APPOINTMENT OF COUNSEL</i>
04/14/2010	Motion (9:00 AM) Events: 04/02/2010 Motion <i>DEFT'S PRO PER MTN FOR APPT OF CNSL/023 Relief Clerk: Roshonda Mayfield Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley</i>
04/21/2010	 Motion <i>A MOTION TO VACATE A J.O.C.</i>
04/22/2010	 Notice of Appeal Filed By: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
04/23/2010	 Statement <i>CASE APPEAL STATEMENT</i>
04/24/2010	 Order <i>ORDER DENYING DEFENDANT'S PRO PER MOTION FOR APPOINTMENT OF COUNSEL</i>
04/30/2010	 Petition Filed by: Defendant Martinez, Freddy <i>PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)</i>
05/05/2010	Motion to Vacate (9:00 AM) Events: 04/21/2010 Motion <i>DEFT'S PRO PER MOTION TO VACATE A J.O.C./24 Court Clerk: Linda Skinner Reporter/Recorder: Marcia Leonard Heard By: Donald Mosley</i>
05/11/2010	Petition <i>PTN FOR WRIT OF HABEAS CORPUS</i>
05/11/2010	 Order for Petition for Writ of Habeas Corpus <i>ORDER FOR PETITION FOR WRIT OF HABEAS CORPUS</i>
05/13/2010	 Motion <i>MOTION FOR AN EVIDENTIARY HEARING</i>
05/21/2010	 Opposition <i>STATE'S OPPOSITION TO DEFENDANT'S MOTION FOR EVIDENTIARY HEARING</i>
05/21/2010	 Order <i>ORDER DENYING DEFENDANT'S PRO PER MOTION TO VACATE A J.O.C.</i>
05/24/2010	 Response Filed by: Defendant Martinez, Freddy <i>ANSWER AND RESPONSE</i>
05/26/2010	Motion (9:00 AM) Events: 05/13/2010 Motion <i>DEFT'S PRO PER MTN FOR AN EVIDENTIARY HEARING/26 Court Clerk: Linda</i>

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06C2265860090.tif pages

DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

06/03/2010



Notice of Appeal

Filed By: Defendant Martinez, Freddy

NOTICE OF APPEAL

06/04/2010



Statement

CASE APPEAL STATEMENT

06C2265860092.tif pages

07/09/2010



Response

STATE'S RESPONSE AND MOTION TO DISMISS DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)

07/13/2010



Judgment

NEVADA SUPREME COURT CLERK'S CERTIFICATE JUDGEMENT - DISMISSED

07/14/2010

Petition for Writ of Habeas Corpus (9:00 AM)

Events: 05/11/2010 Petition

PTN FOR WRIT OF HABEAS CORPUS Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

07/23/2010



Motion for Appointment of Attorney

Filed By: Defendant Martinez, Freddy

MOTION FOR APPOINTMENT OF COUNSEL

08/05/2010



Opposition to Motion

Filed By: Plaintiff State of Nevada

State's Opposition to Defendant's Motion for Appointment of Counsel

08/09/2010



Motion for Appointment of Attorney (9:00 AM) (Judicial Officer: Mosley, Donald)

Defendant's Pro Per Motion For Appointment Of Counsel

09/03/2010



Order Denying Motion

Filed By: Plaintiff State of Nevada

Order Denying Defendant's Motion for Appointment of Counsel

11/16/2010



Notice of Appeal (criminal)

Party: Defendant Martinez, Freddy

NOTICE OF APPEAL

11/18/2010



Case Appeal Statement

Case Appeal Statement

12/16/2010



NV Supreme Court Clerks Certificate/Judgment - Affirmed

NEVADA SUPREME COURT CLERK'S CERTIFICATE JUDGMENT - AFFIRMED

01/21/2011



Findings of Fact, Conclusions of Law and Order

Filed By: Plaintiff State of Nevada

Findings of Fact, Conclusions of Law and Order

01/25/2011













Order Denying Motion














Order Denying Defendant's Motion for Petition for Writ of Habeas Corpus

03/08/2011







DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

	 Notice of Entry of Decision and Order
03/08/2011	 Notice of Entry of Decision and Order
03/21/2011	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
03/24/2011	 Case Appeal Statement
03/25/2011	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
03/25/2011	 Designation of Record on Appeal Filed By: Defendant Martinez, Freddy <i>Designation of Record on Appeal</i>
03/25/2011	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Appointment of Counsel PURSUANT TO NRS 34.750</i>
03/25/2011	 Motion Filed By: Defendant Martinez, Freddy <i>Motion to Extend Prison Copywork Limit FOR</i>
03/29/2011	 Case Appeal Statement
04/01/2011	 Opposition to Motion <i>State's Opposition to Defendant's Motion for Appointment of Counsel</i>
04/04/2011	Motion (9:00 AM) (Judicial Officer: Mosley, Donald) Events: 03/25/2011 Motion <i>Motion for Appointment of Counsel</i>
04/04/2011	Motion (9:00 AM) (Judicial Officer: Mosley, Donald) Events: 03/25/2011 Motion <i>Motion to Extend Prison Copywork Limit</i>
04/04/2011	 All Pending Motions (9:00 AM) (Judicial Officer: Mosley, Donald)
04/19/2011	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>NOTICE OF APPEAL</i>
04/19/2011	 Designation of Record on Appeal Filed By: Defendant Martinez, Freddy
04/22/2011	 Case Appeal Statement Filed By: Plaintiff State of Nevada
06/09/2011	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>













DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

06/15/2011	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerks Certificate Judgment - Dismissed</i>
08/17/2011	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>Nevada Supreme Court Clerk's Certificate Judgment - Affirmed</i>
09/12/2011	 Receipt <i>Receipt Of Copy</i>
10/04/2011	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
11/29/2011	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Reporters Transcript of Defendant's Pro Per Motion for Evidentiary Hearing - Heard 5/26/2010</i>
11/29/2011	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Reporter's Transcript Of Defendant's Pro Per Petition For Writ Of Habeas Corpus - Heard 7-14-2010</i>
12/30/2011	 Reporters Transcript Filed By: Plaintiff State of Nevada <i>Reporters Transcript of Proceedings - Heard 05-05-10</i>
08/06/2012	Case Reassigned to Department 25 <i>Case reassigned from Judge Mosley</i>
09/22/2015	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Certificate of Inmate's Institutional Account</i>
09/22/2015	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Application to Proceed In Forma Pauperis</i>
09/22/2015	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Certificate of Inmate's Institutional Account</i>
09/23/2015	 Motion for Order Filed By: Defendant Martinez, Freddy <i>Motion for Order to Produce Prisoner Transcripts</i>
09/23/2015	 Motion for Production of Transcript Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
10/14/2015	 Motion for Order (9:00 AM) (Judicial Officer: Barker, David) <i>Defendant's Pro Per Motion to Produce Prisoner Transcripts</i>
11/04/2015	

DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586
















	 Order Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per Motion to Produce Prisoner Transcripts</i>
11/20/2015	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
12/01/2015	 Case Appeal Statement Filed By: Defendant Martinez, Freddy <i>Case Appeal Statement</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Enlargement of Time (First Request)</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion to the Court asking Where are the Records of my Criminal Case?</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion to Extend Prison Copywork Limit</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Appointment of Counsel</i>
12/07/2015	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Order to Produce Prisoner Transcripts and Recor.</i>
12/07/2015	 Notice of Motion Filed By: Defendant Martinez, Freddy <i>Notice of Motion and Motion for Order of Delivery of Records</i>
12/07/2015	 Application to Proceed in Forma Pauperis Filed By: Defendant Martinez, Freddy
12/21/2015	 Response Filed by: Plaintiff State of Nevada <i>State's Opposition to Defendant's Motion to Appoint Counsel</i>
12/28/2015	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Enlargement of Time (First Request)</i>
12/28/2015	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion to the Court asking Where are the Records of my Criminal Case?</i>
12/28/2015	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Production of Transcripts at State Expense</i>

DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586








12/28/2015	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion to Extend Prison Copywork Limit</i>
12/28/2015	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Appointment of Counsel</i>
12/28/2015	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Order of Delivery of Records</i>
12/28/2015	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Order to Produce Prisoner Transcripts and Record</i>
12/28/2015	 All Pending Motions (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)
01/11/2016	 Order Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Multiple Motions</i>
01/12/2016	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
01/13/2016	 Case Appeal Statement Filed By: Defendant Martinez, Freddy <i>Case Appeal Statement</i>
02/01/2016	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>Notice of Appeal</i>
02/01/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion to Appoint Counsel</i>
02/01/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Order Directing Clerk to Issue Presentence 911 Investigation Report to Defendant</i>
02/01/2016	 Filed Under Seal <i>Filed Under Seal - Certificate of Inmate's Institutional Account</i>
02/01/2016	 Filed Under Seal <i>Filed Under Seal - Application to Proceed in Forma Pauperis</i>
02/02/2016	 Case Appeal Statement Filed By: Defendant Martinez, Freddy <i>Case Appeal Statement</i>
02/11/2016	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
02/22/2016	 Motion Filed By: Defendant Martinez, Freddy

DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

Motion for Production of Transcripts at State Expense

02/22/2016	 Application to Proceed in Forma Pauperis Filed By: Defendant Martinez, Freddy
02/22/2016	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Defendant's Certificate of Inmate's Institutional Account</i>
03/14/2016	 Motion for Production of Transcript (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Production of Transcripts at State Expense</i>
03/22/2016	 Order Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Motion for Production of Transcripts at State Expense</i>
04/04/2016	 Application to Proceed in Forma Pauperis
04/04/2016	 Application to Proceed in Forma Pauperis <i>Certificate of Inmate's Institutional Account</i>
04/05/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Appointment of Counsel</i>
04/05/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Productio0n of Transcripts at State Expense</i>
04/05/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
04/05/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
04/07/2016	 Application to Proceed in Forma Pauperis <i>Certificate of Inmate's Institutional Account</i>
04/07/2016	 Application to Proceed in Forma Pauperis Filed By: Defendant Martinez, Freddy
04/08/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
04/08/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
04/08/2016	 Motion














DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

	Filed By: Defendant Martinez, Freddy <i>Motion for Appointment of Counsel</i>
04/13/2016	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
04/21/2016	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>Notice of Appeal</i>
04/21/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion to Appoint Counsel</i>
04/21/2016	 Application to Proceed in Forma Pauperis
04/21/2016	 Filed Under Seal <i>Certificate of Inmate's Institutional Account</i>
04/25/2016	 Case Appeal Statement
04/27/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) 04/27/2016, 05/02/2016 <i>Defendant's Pro Per Motion for Appointment of Counsel</i>
04/27/2016	Motion for Production of Transcript (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) 04/27/2016, 05/02/2016 <i>Defendant's Pro Per Motion for Production of Transcripts at State Expense: Brady Declaration and Verbal Declaration of the Police Who Arrested Me in Mesquite, NV This Day of August 16, 2006</i>
04/27/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) 04/27/2016, 05/02/2016 <i>Defendant's Motion for Production of Transcripts at State Expense: Brady Transcripts of the Investigation of This Car, Ford Focus Nevada Plate 308TRL, Day of My Arrest August 16, 2006</i>
04/27/2016	Motion for Production of Transcript (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) 04/27/2016, 05/02/2016 <i>Defendant's Motion for Production of Transcripts at State Expense: Brady Verbal Declaration of Bianca Maxima Hernandez with Detective Chavez, Arturo LVMPDP #4 048 and Goddard Blake LVMPDP #59 August 16, 2006</i>
04/27/2016	 All Pending Motions (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)
05/02/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Production of Transcripts at State Expense: "Brady Declaration Transcripts" of the Mesquite Police Who Arrest Me This Day, August 16-2006; And the Brady of the Knife, 8-16-2006</i>
05/02/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Production of Transcripts at State Expense: "Brady Verbal Declaration" of Bianca-Marina, H. With Ms. Nyikos, Noreen, State of Nevada Attorney, This Day September 14, 2006 and Barr L. Mesquite Police, August 16, 2006</i>
05/02/2016	Motion for Appointment of Attorney (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Appointment of Counsel</i>















DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

05/02/2016	 All Pending Motions (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)
05/05/2016	 Motion for Appointment of Attorney Filed By: Defendant Martinez, Freddy <i>Motion for Appointment of Counsel</i>
05/05/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion of "Miscarriage" of the Court of District Court Clark County, Nevada</i>
05/05/2016	 Application to Proceed in Forma Pauperis Filed By: Defendant Martinez, Freddy
05/16/2016	 Order Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Multiple Motions</i>
05/16/2016	CANCELED Motion for Appointment of Attorney (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Vacated</i> <i>Defendant's Pro Per Motion to Appoint Counsel</i>
05/31/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Appointment of Counsel</i>
05/31/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
05/31/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>
05/31/2016	 Application to Proceed in Forma Pauperis Filed By: Defendant Martinez, Freddy
05/31/2016	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Certificate of Inmate's Institutional Account</i>
06/01/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion for Appointment of Counsel</i>
06/01/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion of "Miscarriage" of the Court of District Court Clark County, Nevada</i>
06/01/2016	 All Pending Motions (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)
06/02/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion for Production of Transcripts at State Expense</i>

DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

06/07/2016	 Order Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Pro Per Motion for Appointment of Counsel and Defendant's Pro Per Motion of "Miscarriage" of the Court of District Court Clark County, Nevada</i>
06/17/2016	 Motion for Appointment of Attorney Filed By: Defendant Martinez, Freddy <i>Motion to Appoint Counsel</i>
06/17/2016	 Notice of Appeal (criminal)
06/17/2016	 Application to Proceed in Forma Pauperis
06/17/2016	 Filed Under Seal <i>Certificate of Inmate's Institutional Account</i>
06/21/2016	 Case Appeal Statement
06/22/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) 06/22/2016, 06/27/2016, 07/20/2016 <i>Defendant's Pro Per Motion for Production of Transcripts at State Expense</i>
06/22/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) 06/22/2016, 06/27/2016, 07/20/2016 <i>Defendant's Pro Per Motion for Production of Transcripts at State Expense</i>
06/22/2016	 All Pending Motions (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)
06/27/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) 06/27/2016, 07/20/2016 <i>Defendant's Pro Per Motion for Production of Transcripts at State Expense (Declaration of Jose Castillo)</i>
06/27/2016	Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Motion to Appoint Counsel</i>
06/27/2016	 All Pending Motions (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)
06/28/2016	 Order to Proceed In Forma Pauperis <i>Order to Proceed in Forma Pauperis</i>
06/30/2016	 Notice of Appeal (criminal) Party: Defendant Martinez, Freddy <i>Notice of Appeal</i>
07/01/2016	 Motion for Appointment of Attorney Filed By: Defendant Martinez, Freddy <i>Motion to Appoint Counsel</i>
07/01/2016	 Case Appeal Statement
07/01/2016	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Application to Proceed In Forma Pauperis</i>

DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

07/01/2016	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Certificate of Inmate's Institutional Account</i>
07/20/2016	Confirmation of Counsel (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Confirmation of Counsel (D. Christensen, Esq.)</i>
07/20/2016	 All Pending Motions (9:00 AM) (Judicial Officer: Delaney, Kathleen E.)
07/22/2016	 Application to Proceed in Forma Pauperis Filed By: Defendant Martinez, Freddy <i>Application to Proceed in Forma Pauperis</i>
07/22/2016	 Filed Under Seal <i>Certificate of Inmate's Institutional Account</i>
07/25/2016	 Motion for Appointment of Attorney (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Pro Per Motion to Appoint Counsel</i>
08/08/2016	 Application to Proceed in Forma Pauperis Filed By: Defendant Martinez, Freddy
08/08/2016	 Filed Under Seal Filed By: Defendant Martinez, Freddy <i>Certificate of Inmate's Institutional Account</i>
08/17/2016	 Status Check (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Status Check: Status of Case/Briefing Schedule</i>
08/17/2016	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
09/16/2016	 NV Supreme Court Clerks Certificate/Judgment - Dismissed <i>Nevada Supreme Court Clerk's Certificate Judgment - Dismissed</i>
12/28/2016	 Motion Filed By: Defendant Martinez, Freddy <i>Motion to Expand Briefing Schedule</i>
01/11/2017	 Motion (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Defendant's Motion to Expand Briefing Schedule</i>
07/12/2017	 Hearing (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) 07/12/2017, 12/20/2017, 04/04/2018 <i>Hearing: Def't.'s Supplemental Petition for Writ of Habeas Corpus</i>
07/12/2017	CANCELED Hearing (9:00 AM) (Judicial Officer: Delaney, Kathleen E.) <i>Vacated - On in Error</i> <i>Hearing:</i>
12/29/2017	 Supplement

DEPARTMENT 25
CASE SUMMARY
CASE NO. 06C226586

Filed by: Plaintiff State of Nevada; Defendant Martinez, Freddy
Supplemental Peition for Writ of Habeas Corpus

02/12/2018



Response

Filed by: Plaintiff State of Nevada

State's Response to Defendant's Petition for Writ of Habeas Corpus (Post-Conviction)

04/27/2018



Case Appeal Statement

Filed By: Defendant Martinez, Freddy

Case Appeal Statement

04/27/2018



Notice of Appeal (criminal)

Party: Defendant Martinez, Freddy

Notice of Appeal

04/27/2018



Request

Filed by: Defendant Martinez, Freddy

Request for Transcript of Proceedings

THE SEALED PORTION
OF THESE MINUTES
WILL FOLLOW VIA
U.S. MAIL.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****November 09, 2009**

06C226586

The State of Nevada vs Freddy Martinez

November 09, 2009**9:00 AM****Motion**

**DEFT'S PRO PER
MTN TO MAKE
ADDITIONAL
FUNDS Court Clerk:
Linda Skinner
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley**

HEARD BY:**COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Chen, Alexander G.
Frierson, Jason M.
Public Defender

Attorney
Attorney
Attorney

JOURNAL ENTRIES

- Court noted Defendant is in prison and not present today, that he gives no specifics and the time has passed for a Writ of Habeas Corpus. As the circumstances do not warrant, COURT ORDERED, Pro Per Motion DENIED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****April 14, 2010**

06C226586

The State of Nevada vs Freddy Martinez

April 14, 2010**9:00 AM****Motion****DEFT'S PRO PER
MTN FOR APPT OF
CNSL/023 Relief
Clerk: Roshonda
Mayfield
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Carroll, Thomas M.

Attorney

JOURNAL ENTRIES

- Court advised, this is a pro per motion where the Deft. is requesting to have counsel appointed. Upon review it appears the writ is time barred and there is no need for appointment of counsel. Therefore, COURT ORDERED, motion DENIED.
NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****May 05, 2010**

06C226586

The State of Nevada vs Freddy Martinez

May 05, 2010**9:00 AM****Motion to Vacate****DEFT'S PRO PER
MOTION TO
VACATE A
J.O.C./24 Court
Clerk: Linda Skinner
Reporter/Recorder:
Marcia Leonard
Heard By: Donald
Mosley****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Morton, Carrie A.

Attorney

JOURNAL ENTRIES

- Court noted Defendant is in prison and not present today. He went to trial in front of Judge Bell in 2007 and was found not guilty on Count 4 and incorrectly thinks all the counts should be stricken. Court stated this is the wrong vehicle, that he should have filed a Writ of Habeas Corpus, however, to file one now would be time barred as the Judgment of Conviction was signed in 2007. COURT ORDERED, Pro Per Motion DENIED.
NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****May 26, 2010**

06C226586

The State of Nevada vs Freddy Martinez

May 26, 2010**9:00 AM****Motion****DEFT'S PRO PER
MTN FOR AN
EVIDENTIARY
HEARING/26 Court
Clerk: Linda Skinner
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Turner, Robert B.

Attorney

JOURNAL ENTRIES

- Court advised Defendant is in prison and not present today, that he is asking for an Evidentiary Hearing to decide the writ, however, this motion is premature. Court advised the Writ is set for 7/14 and on that date it will be decided if an Evidentiary Hearing is necessary and if one is, it will be set and Defendant will be transported for it. COURT ORDERED, matter OFF CALENDAR as it is premature.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 14, 2010**

06C226586

The State of Nevada vs Freddy Martinez

July 14, 2010**9:00 AM****Petition for Writ of Habeas
Corpus****PTN FOR WRIT OF
HABEAS CORPUS
Court Clerk: Linda
Skinner
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Schifalacqua, Barbara

Attorney

JOURNAL ENTRIES

- Court advised Defendant is in prison and not present today, that the Judgment of Conviction was filed on 6/3/08 and this Petition was filed on 4/30/10. Court stated it is extremely untimely with no good cause given. As this Court lacks jurisdiction, COURT ORDERED, DENIED.
NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****August 09, 2010**

06C226586

The State of Nevada vs Freddy Martinez

August 09, 2010**9:00 AM****Motion for Appointment of
Attorney****Pro Per's Motion for
Appointment of
Counsel****HEARD BY:** Mosley, Donald**COURTROOM:** RJC Courtroom 12B**COURT CLERK:** Linda Skinner
Karina Kennedy**RECORDER:****REPORTER:** Maureen Schorn**PARTIES
PRESENT:**

JOURNAL ENTRIES

- The Court NOTED it was not sure what the Deft is asking for and there is no cause therefore,
COURT ORDERED, Motion DENIED based on the merits this could be duplicative.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****April 04, 2011**

06C226586

The State of Nevada vs Freddy Martinez

April 04, 2011**9:00 AM****All Pending Motions****HEARD BY:** Mosley, Donald**COURTROOM:** RJC Courtroom 12B**COURT CLERK:** Linda Skinner**RECORDER:****REPORTER:** Bill Nelson**PARTIES****PRESENT:**Fattig, John T
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- DEFT'S PRO PER MOTION FOR APPOINTMENT OF COUNSEL PURSUANT TO NRS
34.750...DEFT'S PRO PER MOTION TO EXTEND PRISON COPYWORK LIMIT FOR

Court noted Defendant is in prison and not present today; that he is asking for counsel and wants the amount allotted for copies to be extended. Court advised it is not satisfied there is a need for the appointment of counsel and as to the latter, it should have been addressed by the Attorney General's Office, however, ORDERED, both Motions are DENIED.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****October 14, 2015**

06C226586

The State of Nevada vs Freddy Martinez

October 14, 2015**9:00 AM****Motion for Order****Defendant's Pro Per
Motion to Produce
Prisoner Transcripts****HEARD BY:** Barker, David**COURTROOM:** RJC Courtroom 15C**COURT CLERK:** Andrea Natali**RECORDER:** Cheryl Carpenter**REPORTER:****PARTIES****PRESENT:**Moskal, Thomas J.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- Deft. not present. Court provided a summary of the Motion filed. COURT stated FINDINGS in that there was no jurisdiction over the federal hearing matters and ORDERED, motion DENIED.

NDC

CLERK'S NOTE: At the direction of the Court, on 10/15/15 a copy of the foregoing minute order was mailed to;

Freddy Martinez #1003276

1200 Prison Rd.

Lovelock, NV 89419

(10/15/15 amn).

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****December 28, 2015**

06C226586

The State of Nevada vs Freddy Martinez

December 28, 2015 9:00 AM All Pending Motions**HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** Brenda Schroeder**PARTIES**

PRESENT:	Burns, J Patrick	Attorney
	State of Nevada	Plaintiff

JOURNAL ENTRIES

- COURT ORDERED, no oral argument will be entertained for today's hearing, and ruled as follows:

As to Defendant's Pro Per Motion for Enlargement of Time (First Request):

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion to the Court Asking Where Are the Records of My Criminal Case:

COURT ORDERED, motion DENIED WITHOUT PREJUDICE; as Defendant must be more specific as to what records he is seeking, if he plans to pursue some post-conviction proceedings; and why he would not be time-barred from doing so.

As to Defendant's Pro Per Motion for Production of Transcripts at State Expense:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion to Extend Prison Copywork Limit:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion for Appointment of Counsel:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion for Order of Delivery of Records:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

As to Defendant's Pro Per Motion for Order to Produce Prison er Transcripts and Record:

COURT ORDERED, motion DENIED; as this motion appears to be related to Defendant's Federal Court proceedings.

NDC

CLERK'S NOTE: A copy of this Minute Order has been mailed to Defendant. /db 12.28.2015

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 14, 2016**

06C226586

The State of Nevada vs Freddy Martinez

March 14, 2016**9:00 AM****Motion for Production of
Transcript****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** Sharon Howard**PARTIES****PRESENT:**Palal, Binu G.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- Defendant not present, incarcerated in the Nevada Department of Corrections (NDC).

COURT NOTED Defendant is requesting a 911 call made by an individual in August 2006, however, it is not clear why Defendant wants or needs this information; therefore, COURT ORDERED, motion DENIED, as it is premature and has no purpose as to why it is necessary. State to prepare the order.

NDC

CLERK'S NOTE: A copy of this minute order has been mailed to Defendant. /db 3.15.2016

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 27, 2016**

06C226586

The State of Nevada vs Freddy Martinez

April 27, 2016**9:00 AM****All Pending Motions****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** Sharon Howard**PARTIES****PRESENT:**Merback, William J.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- DEFENDANT'S PRO PER MOTION FOR APPOINTMENT OF COUNSEL.....DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE: "BRADY DECLARATION & VERBAL DECLARATION" OF THE POLICE WHO ARRESTED ME IN MESQUITE, NV THIS DAY AUGUST 16-2006.....DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE: "BRADY S TRANSCRIPTS" OF THE INVESTIGATION OF THIS CAR, FORD FOCUS NEVADA PLATE 308TRL, DAY OF MY ARREST AUGUST 16-2006.....DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE: "BRADY VERBAL DECLARATION" OF BIANCA MARINA HERNANDES WITH DETECTIVE CHAVEZ, ARTURO LVMPDP #4048 AND GODDARD BLAKE, LVMPDP #59, AUGUST 16-2006

Due to the Court's schedule, matter CONTINUED to the next available calendar.

06C226586

NDC

Continued to: 5/2/2016 9:00 am

CLERK'S NOTE: A copy of this Minute Order has been mailed to Defendant. / db 4.27.2016

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****May 02, 2016**

06C226586

The State of Nevada vs Freddy Martinez

May 02, 2016**9:00 AM****All Pending Motions****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** Brenda Schroeder**PARTIES****PRESENT:**Overly, Sarah
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- DEFENDANT S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE: BRADY DECLARATION TRANSCRIPTS OF THE MESQUITE POLICE WHO ARREST ME THIS DAY, AUGUST 16-2006; AND THE BRADY OF THE KNIFE, 8-16-2006.....DEFENDANT S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE: BRADY VERBAL DECLARATION OF BIANCA-MARINA, H. WITH MS. NYIKOS, NOREEN, STATE OF NEVADA ATTORNEY, THIS DAY SEPTEMBER 14, 2006, AND BARR, L. MESQUITE POLICE, AUGUST 16, 2006.....DEFENDANT S PRO PER MOTION FOR APPOINTMENT OF COUNSEL.....DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE: BRADY DECLARATION AND VERBAL DECLARATION OF THE POLICE WHO ARRESTED ME IN MESQUITE, NV THIS DAY OF AUGUST 16, 2006.....DEFENDANT'S MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE: BRADY TRANSCRIPTS OF THE INVESTIGATION OF THIS CAR, FORD FOCUS NEVADA PLATE 308TRL, DAY OF MY ARREST AUGUST 16, 2006.....DEFENDANT'S MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE: BRADY VERBAL DECLARATION OF BIANCA MAXIMA HERNANDEZ WITH DETECTIVE CHAVEZ, ARTURO LVMPDP #4 048 AND GODDARD BLAKE LVMPDP #59 AUGUST 16, 2006

Defendant not present, incarcerated in the Nevada Department of Corrections (NDC).

COURT NOTED, in looking at the history of this case, Defendant has filed prior habeas petitions and appeals that have been denied, additionally, it is not clear the motions regarding transcripts are requesting transcripts or court documents. COURT FURTHER NOTED, Motions DENIED WITHOUT PREJUDICE, as they are time-barred and successive; FURTHER, Defendant has not shown any basis why he is entitled to counsel; May 16th hearing regarding Defendant's Pro Per Motion for Appointment of Counsel VACATED. State to prepare one order.

NDC

CLERK'S NOTE: A copy of this Minute Order has been mailed to Defendant. /db 5.3.2016

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 01, 2016**

06C226586

The State of Nevada vs Freddy Martinez

June 01, 2016**9:00 AM****All Pending Motions****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** Brenda Schroeder**PARTIES****PRESENT:**Little, Benard H
State of Nevada
Wong, Hetty O.Attorney
Plaintiff
Attorney**JOURNAL ENTRIES**

- DEFENDANT'S PRO PER MOTION FOR APPOINTMENT OF COUNSEL.....DEFENDANT'S PRO PER MOTION OF "MISCARRIAGE" OF THE COURT OF DISTRICT COURT CLARK COUNTY, NEVADA

Defendant not present, incarcerated in the Nevada Department of Corrections (NDC).

Noting no oral argument will be entertained for today's hearing, COURT ruled as follows: Defendant's Pro Per Motion for Appointment of Counsel is DENIED WITHOUT PREJUDICE, as there is nothing file, no argument, no reason to consider said motion. As to Defendant's Pro Per Motion of "Miscarriage" of the Court of District Court Clark County, Nevada: COURT ORDERED, motion DENIED WITHOUT PREJUDICE, as it is vague and impossible for the Court to consider it. State to prepare the orders.

06C226586

NDC

CLERK'S NOTE: A copy of this minute order has been mailed to Defendant. /db 6.2.2016

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****June 22, 2016**

06C226586

The State of Nevada vs Freddy Martinez

June 22, 2016**9:00 AM****All Pending Motions****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** Sharon Howard**PARTIES****PRESENT:**Albritton, Alicia A.
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE (CLOTHES AND FOOTWEAR).....DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE (FULLER CLAYTON, M.D.)

Defendant not present, incarcerated in the Nevada Department of Corrections (NDC).

Due to the Court's scheduled, matter CONTINUED to the June 27th, to be heard with Defendant's other pro per motions.

NDC

Continued to: 6/27/2016

9:00 am

CLERK'S NOTE: A copy of this Minute Order has been mailed to Defendant. /db 6.22.2016

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****June 27, 2016**

06C226586

The State of Nevada vs Freddy Martinez

June 27, 2016**9:00 AM****All Pending Motions****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** JoAnn Melendez**PARTIES****PRESENT:**Overly, Sarah
State of NevadaAttorney
Plaintiff**JOURNAL ENTRIES**

- DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE'S EXPENSE (DECLARATION OF JOSE CASTILLO).....DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE.....DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE

COURT NOTED it has signed and will be sending Defendant the approval of his order to proceed in forma pauperis.

COURT ORDERED, Defendant's Pro Per Motion to Appoint Counsel calendared for July 11th will be ADVANCED to today, and GRANTED; matter SET for Confirmation of Counsel for Drew Christensen, Esq.'s office to determine how the new attorney wishes to proceed. COURT FURTHER ORDERED, today's motions CONTINUED.

NDC

7/20/2016 9:00 am Confirmation of Counsel (D. Christensen, Esq.)...Deft's Pro Per Motions

PRINT DATE: 04/30/2018

Page 39 of 48

Minutes Date: September 29, 2006

for Production of Transcripts

CLERK'S NOTE: A copy of this Minute Order has been electronically mailed to Drew Christensen, Esq.; and mailed to Defendant at the Nevada Department of Corrections (NDC) /db 6.29.2016

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 20, 2016**

06C226586

The State of Nevada vs Freddy Martinez

July 20, 2016**9:00 AM****All Pending Motions****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** Sharon Howard**PARTIES****PRESENT:**

Allen, Betsy

State of Nevada

Thomson, Megan

Attorney

Plaintiff

Attorney

JOURNAL ENTRIES

- DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE (DECLARATION OF JOSE CASTILLO).....DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE.....DEFENDANT'S PRO PER MOTION FOR PRODUCTION OF TRANSCRIPTS AT STATE EXPENSE.....CONFIRMATION OF COUNSEL (D. CHRISTENSEN, ESQ.)

Ms. Allen advised the Court that she can confirm as counsel; however, will need additional time to ascertain what does and does not need to be addressed, or if she needs to file a supplement to anything.

COURT SO NOTED, and ORDERED, Ms. Allen CONFIRMED as counsel, all of today's motions DENIED WITHOUT PREJUDICE; matter SET for Status Check.

NDC

8/17/2016 9:00 am Status Check: Status of Case/Briefing Schedule

CLERK'S NOTE: A copy of this Minute Order has been mailed to Defendant. /db 7.21.2016

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 25, 2016**

06C226586

The State of Nevada vs Freddy Martinez

July 25, 2016**9:00 AM****Motion for Appointment of
Attorney****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** Sharon Howard**PARTIES****PRESENT:**

Allen, Betsy

Attorney

Giles, Michael G, ESQ

Attorney

State of Nevada

Plaintiff

JOURNAL ENTRIES

- COURT ORDERED, matter off calendar as MOOT; as Ms. Allen was appointed on July 20th.

NDC

8/17/2016

9:00 am

Status Check: Status of Case/Briefing Schedule

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****August 17, 2016**

06C226586

The State of Nevada vs Freddy Martinez

August 17, 2016**9:00 AM****Status Check****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 15A**COURT CLERK:** Dania Batiste**RECORDER:****REPORTER:** Sharon Howard**PARTIES****PRESENT:**

Allen, Betsy

State of Nevada

Thomson, Megan

Attorney

Plaintiff

Attorney

JOURNAL ENTRIES

- Ms. Allen advised the Court that she received the file from the Special Public Defender's Office; however, she has additional portions to obtain for Deputy P.D. Christy Craig.

COURT SO NOTED, and ORDERED, Briefing Schedule SET as follows: defense to file its supplemental on or before December 16th; State to respond by February 18th; defense to reply no later than March 4th; matter SET for hearing. COURT DIRECTED Ms. Allen to advise her client that he is not helping the case by continuously filing motions; additionally, whatever he files will not be accepted, as he is represented by counsel.

NDC

3/8/2017

9:00 am

Hearing: Deft.'s Supplemental Petition for Writ of Habeas Corpus

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****January 11, 2017**

06C226586

The State of Nevada vs Freddy Martinez

January 11, 2017**9:00 AM****Motion****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 03F**COURT CLERK:** Shelley Boyle**RECORDER:****REPORTER:** Sharon Howard**PARTIES****PRESENT:**

Allen, Betsy

State of Nevada

Thomson, Megan

Attorney

Plaintiff

Attorney

JOURNAL ENTRIES

- Deft. not present, Nevada Department of Corrections.

Ms. Allen requested the matter be continued so she may file a supplement. With there being no objection from the State, COURT ORDERED, Motion GRANTED, a Briefing Schedule SET; Supplement DUE 04/14/17, Response DUE 06/09/17, Reply DUE 07/07/17, Hearing SET 03/18/17 CONTINUED.

NDC

07/12/17 9:00 A.M. HEARING: PETITION FOR WRIT OF HABEAS CORPUS

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 12, 2017**

06C226586

The State of Nevada vs Freddy Martinez

July 12, 2017**9:00 AM****Hearing****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 03F**COURT CLERK:** Shelley Boyle**RECORDER:****REPORTER:** Sharon Howard**PARTIES****PRESENT:**

Allen, Betsy

Attorney

State of Nevada

Plaintiff

Thomson, Megan

Attorney

JOURNAL ENTRIES

- Deft. not present. CONFERENCE AT BENCH. COURT ADVISED, following discussions at the bench and counsel's representations, COURT ORDERED, Deft. Filing DUE 09/13/17, State's Response DUE 11/15/17, Deft's. Final Pleading DUE 12/13/17; Hearing CONTINUED.

NDC

12/20/17 9:00 A.M. HEARING: DEFT'S SUPPLEMENTAL PETITION FOR WRIT OF HABEAS CORPUS

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****December 20, 2017**

06C226586

The State of Nevada vs Freddy Martinez

December 20, 2017 9:00 AM Hearing**HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 03F**COURT CLERK:** Shelley Boyle
Kimberly Estala**RECORDER:****REPORTER:** Renee Silvaggio**PARTIES**

PRESENT:	Allen, Betsy	Attorney
	State of Nevada	Plaintiff
	Thomson, Megan	Attorney

JOURNAL ENTRIES

- Deft. not present.

CONFERENCE AT BENCH. COURT ORDERED, Deft's. Supplemental Brief DUE 12/29/17, State's Response DUE 02/23/18. Deft's Reply DUE 03/23/18, Hearing CONTINUED.

NDC

CONTINUED TO: 04/04/18 9:00 A.M.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****April 04, 2018**

06C226586

The State of Nevada vs Freddy Martinez

April 04, 2018**9:00 AM****Hearing****HEARD BY:** Delaney, Kathleen E.**COURTROOM:** RJC Courtroom 03F**COURT CLERK:** Madalyn Kearney**RECORDER:****REPORTER:** Sharon Howard**PARTIES****PRESENT:**

Albritton, Alicia A.

Attorney

Allen, Betsy

Attorney

State of Nevada

Plaintiff

JOURNAL ENTRIES

- Deft. not present. Counsel submitted on the pleadings. COURT stated its FINDINGS and ORDERED, Petition DENIED. Ms. Albritton to prepare the Order. Court directed Ms. Allen to remain on the case for appeal purposes.

NDC

CLERK'S NOTE: A copy of this minute order has been mailed to: Freddy Martinez #1003276 (Northern Nevada Correctional Center PO Box 7000 Carson City, NV 89702) /mk

GRAND JURY INDICTMENTS RETURNED IN OPEN COURT SEPTEMBER 29, 2006
(From Grand Jury sessions held on September 28, 2006)

ACTING CHIEF JUDGE MICHAEL A. CHERRY

FOREPERSON VERN RATZLAFF

CHIEF DEPUTY DISTRICT ATTORNEY ERIC JORGENSEN
DEPUTY DISTRICT ATTORNEY NOREEN NYIKOS
DEPUTY DISTRICT ATTORNEY DANA ADAMS
DEPUTY DISTRICT ATTORNEY TINA SEDLOCK
DEPUTY DISTRICT ATTORNEY CHERYL KOSEWICZ

Defendant(s): **MARTINEZ, FREDDY, aka Fredys A. Martinez**

C226586
VII

Case No(s): **05BGJ145X** **(Previously tracked into Dept. VII)**

Charge(s): **(1) COUNT - BURGLARY WHILE IN POSSESSION OF A DEADLY WEAPON**
 (1) COUNT - BATTERY WITH USE OF A DEADLY WEAPON
 (1) COUNT - FIRST DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON
 (1) COUNT - SEXUAL ASSAULT WITH USE OF A DEADLY WEAPON

Def. Counsel(s): **PUBLIC DEFENDER**

WARRANT (IN-CUSTODY, THESE & OTHER CHARGES)
- SET FELONY ARRAIGNMENT (1 WEEK DATE)

Exhibits: 1. **Proposed Indictment**
 2. **Photo**
 3. **Transcript 9-21-06**

Exhibits 1-3, to be lodged with the Clerk of the Court.

STATE 5

EXHIBITS

CASE NO. C226586

		OFFERED		ADMITTED	
		DATE	OBJ	DATE	
1	Photo				
2	Photo				
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15	↓				
16	Photo (car)	4/11	no obj	4/11	
17	Photo (car w/ lic pl.)	11	"	11	
18	Photo (gas can)	11	"	11	
19	911 tape - NOT PROVIDED -				
20	buccal swabs (4)	4/11	no obj	4/11	
21	sex assault kit	11	11	11	

STATE 5

EXHIBITS

CASE NO. C226586

	OFFERED		ADMITTED	
	DATE	OBJ	DATE	
22 evidence bag containing CD				
22A surveillance CD				
23 evidence bag (victim's clothing):				
bra				
shorts				
shirt				
24 evidence bag (A's clothing)				
24A- shoes + socks (inside bag)				
24B- underwear (inside bag)				
24C shirt (gray + white)/tanktop (in bag)				
24D jeans/belt / baseball cap (bag)				
24E evidence envelope and contents (black folding knife)	4/11	mg obj	4/11	
25 Evidence bag				
25A Black + Gray Flip Flops				
26- Large Color Photograph	4/12	mg obj	4/12	
27- " " " "	11	11	11	

STATE'S EXHIBITS

CASE NO. C226586

[illegible]

Court's EXHIBITS

CASE NO. C226586

[illegible]



EIGHTH JUDICIAL DISTRICT COURT CLERK'S OFFICE
NOTICE OF DEFICIENCY
ON APPEAL TO NEVADA SUPREME COURT

BETSY ALLEN, ESQ.
P.O. BOX 46991
LAS VEGAS, NV 89114

DATE: April 30, 2018
CASE: 06C226586

RE CASE: STATE OF NEVADA vs. FREDDY MARTINEZ aka FREDYS A. MARTINEZ

NOTICE OF APPEAL FILED: April 27, 2018

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT** TRANSMITTED HAVE BEEN MARKED:

- ☐ Case Appeal Statement
- NRAP 3 (a)(1), Form 2
- ☒ Order
- ☒ Notice of Entry of Order

NEVADA RULES OF APPELLATE PROCEDURE 3 (a) (3) states:

"The district court clerk must file appellant's notice of appeal despite perceived deficiencies in the notice, including the failure to pay the district court or Supreme Court filing fee. **The district court clerk shall apprise appellant of the deficiencies in writing**, and shall transmit the notice of appeal to the Supreme Court in accordance with subdivision (e) of this Rule with a notation to the clerk of the Supreme Court setting forth the deficiencies. Despite any deficiencies in the notice of appeal, the clerk of the Supreme Court shall docket the appeal in accordance with Rule 12."

Please refer to Rule 3 for an explanation of any possible deficiencies.

Certification of Copy

State of Nevada }
County of Clark } SS:

I, Steven D. Grierson, the Clerk of the Court of the Eighth Judicial District Court, Clark County, State of Nevada, does hereby certify that the foregoing is a true, full and correct copy of the hereinafter stated original document(s):

NOTICE OF APPEAL; CASE APPEAL STATEMENT; REQUEST FOR
TRANSCRIPT OF PROCEEDINGS; DISTRICT COURT DOCKET ENTRIES; DISTRICT COURT
MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

FREDDY MARTINEZ
aka FREDYS A. MARTINEZ,

Defendant(s).

Case No: 06C226586

Dept No: XXV

now on file and of record in this office.

IN WITNESS THEREOF, I have hereunto
Set my hand and Affixed the seal of the
Court at my office, Las Vegas, Nevada
This 30 day of April 2018.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk