

IN THE SUPREME COURT OF THE STATE OF NEVADA

JUSTIN ODELL LANGFORD,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 75825

JUSTIN ODELL LANGFORD,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 76075

FILED

AUG 09 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER DENYING MOTIONS

Appellant has filed an "omnibus motion" for bail or that his sentence be stayed and that he be released from custody because he needs to take care of his daughter. Such a motion ordinarily must be submitted, in the first instance, to the district court. NRS 177.145. Appellant has not alleged he has previously sought bail and had such relief denied by the district court, nor has he alleged that seeking such relief in the district court is impracticable. *Id.* Moreover, appellant has failed to meet his heavy burden of demonstrating that bail pending resolution of this appeal is warranted. *See Bergna v. State*, 120 Nev. 869, 102 P.3d 549 (2004). Accordingly, the motion for bail or suspension of his sentence is denied.

Appellant has also filed a motion to schedule a hearing on his appeal pursuant to NRS 177.215 and a motion for summary reversal of the orders denying his postconviction petition for a writ of habeas corpus and motion to modify his sentence. No cause appearing, the motions are denied. *See* NRAP 34(f)(3) ("Appeals brought in pro se and postconviction appeals will be submitted for decision without oral argument, but the court may direct that a case be argued."); *Taylor v. Barringer*, 75 Nev. 409, 410, 344

P.2d 676, 676 (1959) (arguments that go to the merits of the appeal are not appropriate for a motion to dismiss).

It is so ORDERED.

Dryden, C.J.

cc: Justin Odell Langford
Attorney General/Carson City
Clark County District Attorney