

1 Justin Odell Langford [154546]
2 High Desert State Prison
3 Post Office Box 650
4 Indian Springs, Nv 89070

ORIGINAL
No. 76075

FILED

JUN 12 2018

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

5
6 SUPREME COURT OF
7 THE STATE OF NEVADA

8 Justin Odell Langford,
9 Appellant,

Docket No.: 75825

10 -VS-

Case No.: C-14-296556-1
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

11 State Of Nevada,
12 Appellee.

13 Appellants Brief For
14 Notice Of Appeal No. 2

15 COMES Now Justin Odell Langford, Sui Juris,
16 to file this Appellants Brief, which is the
17 Appellants Challenge to denial of Motion to
18 Modify And/Or Correct Illegal Sentence and
19 Judicial Notice of Lack of Jurisdiction.

20
21 ARGUMENT

22 The Judges Statement in footnote 3 on
23 page 3 of Court Order filed May 31, 2018 is
24 wrong. NRS 236.015 gives all legal holidays
25 for the courts in this state and presidents'
26 day is not listed under the NRS to qualify as
27 a Nonjudicial day under NRS 1.130.

28 // RECEIVED

29 // JUN 11 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
DEPUTY CLERK

18-22634

18-22238-

2 order where Judge Johnson address the
3 Motion to Correct Illegal sentence based upon
4 the Justice Court in Boulder City's Township,
5 But also failed to Notice the Searchlight
6 Justice Court Reference to.

7 Judge Johnson also goes on in section
8 2 Lines 3-10 and Section 4 Lines 21-28 of
9 Page 4 as to what the purpose of a motion to
10 Correct illegal Sentence with the relevant
11 caselaw and Statutes, then on page 5 Lines 1-8
12 She explains more as to purpose of Motion
13 which is the issue at hand. The sentence is
14 ~~is~~ facially illegal.

15 Under Nev. Const. 6.36 & Nev. Const. 6.38
16 describes the Jurisdiction of the Justice
17 Courts and the ~~Justice~~ Jurisdiction of the
18 District Court. Under the Nev. Const. the
19 Justice Courts have no Jurisdiction to
20 handle Felonies with in their court room,
21 that Jurisdiction belongs to the District
22 Court. To say other wise is to go against
23 the Nev. Const. and your Oath of Office.
24 For one court to act without Jurisdiction
25 is to deprive the next court of
26 Jurisdiction. See Appellants Brief filed on
27 May 30, 2018, refer to pg 60. That goes into
28 the issue acting without jurisdiction and
29 depriving the next court of it.

1 When Judge goes on to say there is
2 no record of charges being added. The
3 Appellant was booked on 8 charges on Jan. 21,
4 2014. the very next day I was in video Court on
5 those 8 charges this was the Justice Court
6 in searchlight. Then the 28th of Jan. 2018
7 the Appellant was physically in Justice Court
8 in Searchlight and arraigned on 9 charges.
9 But at the end preliminary hearing on
10 March 11, 2014 I ended up with 12 charges.
11 I went from 5 Lewdness and 4 Sexual
12 assault charges to 3 sexual assault, 8
13 Lewdness and 1 child abuse. There's no way
14 a judge can miss that drastic of a change
15 in charges unless your turning a blind eye
16 to the issue at hand or you just didn't
17 do your job. The purpose of preliminary is to
18 see if there is enough probable cause to
19 continue forward with a case as the
20 defendant is charged at that point.
21 And as to Judge Johnson saying she sees'
22 no unfair detriment to defendant is absurd,
23 when Justice Court acted on a felony case
24 when The Nev. Const. Art. 6. §§ 6 & 8 say
25 Justice Court has Jurisdiction over
26 misdemeanors and gross misdemeanors only.
27 This was challenged in appellant's petition and
28 memo. and ~~when~~ went unchallenged by the
29 state and nothing in court order of denial

1 On petition for writ of habeas. So I ask
2 this Court to read the petition and both
3 Appellate briefs with petitioners Traverse
4 because it is obvious that Judge Johnson
5 did not as stated in Judicial Notice.

6 7 NOTICE OF BRIEF

8 TO: STATE OF NEVADA, the appellee
9 You Will Take Notice Appellants Brief for
10 Notice of Appeal No. 2 filed by the
11 undersigned in the above-entitled Court.

12 By: *Justin Odell Langford*

13 Justin Odell Langford

14 H.D.S.P.

15 P.O. Box 650

16 Indian Springs, Nv 89070

17
18 under penalty of perjury pursuant to 28 USC §1746.

19 *Justin Odell Langford*

20 21 Certificate of Service

22 Electronic filing and Service Requested pursuant to
23 N.E.F.C.R. 9, et seq. (A)(B)(C)(D)(E) etc., to the following:

24 Office of the DA.

Susan H. Johnson

25 200 Lewis Ave

Regional Justice Center

26 P.O. Box 552212

200 Lewis Ave.

27 Las Vegas, Nv 89055

Las Vegas, Nv 89155

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