

1 NOA
2 MACK MASON # 69060
3 APPELLANT
4 S.D.C.C.

Tracie K. Lindeman
CLERK OF THE COURT

4 P.O. BOX 208
5 INDIAN SPRINGS, NEVADA
6 89070

Electronically Filed
Sep 21 2016 08:43 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

8 DISTRICT COURT
9 CLARK COUNTY, NEVADA

10 MACK MASON,
11 APPELLANT

11 vs.

CASE NO. 99C161426

12 THE STATE OF NEVADA;
13 WARDEN JO GENTRY
14 RESPONDENT(S)

16 NOTICE OF APPEAL

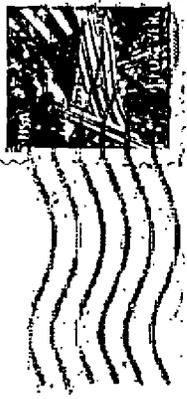
17 NOTICE IS HEREBY GIVEN THAT THE PETITIONER MACK MASON, THROUGH
18 PROPER PERSON APPEALS TO THE SUPREME COURT OF NEVADA.

19 COMES NOW, APPELLANT, MACK MASON, FILING THE INSTANT
20 APPEAL AND THE ORDER STATING FINDINGS OF FACT AND CONCLUSIONS
21 OF LAW THAT CLAIM THE BELOW CASE IS PROCEDURALLY BARRED AS
22 THAT AN ISSUE WAS ALREADY DECIDED ON THE MERITS BY NEVADA
23 SUPREME COURT UNDER PELLEGRINI V. STATE, AND WILL NOT BE
24 REVISITED.

25 THE PETITIONER FILED A PETITION WHICH THE STATE TITLES
26 AND "CLASSIFIED" AS A MOTION CLAIMING ACTUAL INNOCENCE
27 WITH INEFFECTIVE ASSISTANCE OF COUNSEL. THIS APPEAL
28 IS BASED UPON PAPERS AND PLEADINGS ON FILE WITH THE COURT.

RECEIVED
SEP 14 2016
CLERK OF THE COURT
51

MACK MASON #69060
SDCC / P.O. BOX 208
Indian Springs, Nev.
89018



LAS VEGAS NV 890
12 SEP 2015 PM 2 1

STEVEN D. GRIERSON
CLARK COUNTY COURT CLERK
200 E. LEWIS AVE 3RD FL
LAS VEGAS, NEVADA. 89101



000069-10169

Outgoing Mail
SEP 17 2015
Southern Desert
Correctional Center

Heather L. Smith
CLERK OF THE COURT

1 ASTA
2
3
4
5

6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**
7 **STATE OF NEVADA IN AND FOR**
8 **THE COUNTY OF CLARK**

9 STATE OF NEVADA,
10

11 Plaintiff(s),

12 vs.

13 MACK C. MASON,
14

15 Defendant(s),

Case No: 99C161426

Dept No: XX

16
17 **CASE APPEAL STATEMENT**

18 1. Appellant(s): Mack Mason

19 2. Judge: Eric Johnson

20 3. Appellant(s): Mack Mason

21 Counsel:

22 Mack Mason #69060
23 P.O. Box 208
24 Indian Springs, NV 89070

25 4. Respondent: The State of Nevada

26 Counsel:

27 Steven B. Wolfson, District Attorney
28 200 Lewis Ave.
Las Vegas, NV 89101

(702) 671-2700

5. Appellant(s)'s Attorney Licensed in Nevada: N/A
Permission Granted: N/A

Respondent(s)'s Attorney Licensed in Nevada: Yes
Permission Granted: N/A

6. Appellant Represented by Appointed Counsel In District Court: Yes

7. Appellant Represented by Appointed Counsel On Appeal: N/A

8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A

9. Date Commenced in District Court: September 1, 1999

10. Brief Description of the Nature of the Action: Criminal

Type of Judgment or Order Being Appealed: Writ of Habeas Corpus

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 37964, 58517

12. Child Custody or Visitation: N/A

Dated This 15 day of September 2016.

Steven D. Grierson, Clerk of the Court

/s/ Chaunte Pleasant

Chaunte Pleasant, Deputy Clerk
200 Lewis Ave
PO Box 551601
Las Vegas, Nevada 89155-1601
(702) 671-0512

cc: Mack Mason

MACK MASON, 60609
Petitioner/In Propria Persona
Post Office Box 208, SDCC
Indian Springs, Nevada 89070-0208

Electronically Filed
09/14/2016 12:00:59 PM

Steven D. Grierson
CLERK OF THE COURT

IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF CLARK

STATE OF NEVADA
Plaintiff,

vs.

MACK MASON
Defendant.

CASE No. 99C161426
DEPT.No. _____

DESIGNATION OF RECORD ON APPEAL

TO: CLARK COUNTY DISTRICT COURT
CLERK STEVEN D. GRIERSON
200 E. LEWIS AVE 3rd FL
LAS VEGAS, NEV. 89101

The above-named Plaintiff hereby designates the entire record of the above-entitled case, to include all the papers, documents, pleadings, and transcripts thereof, as and for the Record on Appeal.

DATED this 13th day of September, 2016.

RESPECTFULLY SUBMITTED BY:
Mack Mason
MACK MASON # 69060
Plaintiff/In Propria Persona

RECEIVED
SEP 14 2016
CLERK OF THE COURT

1 **CERTIFICATE OF SERVICE BY MAILING**

2 I, MARK MASON, hereby certify, pursuant to NRCP 5(b), that on this
3 day of _____, 20__, I mailed a true and correct copy of the foregoing, "NOTICE
4 OF APPEAL"

5 by placing document in a sealed pre-postage paid envelope and deposited said envelope in the
6 United State Mail addressed to the following:

7
8 CLARK COUNTY CLERK
9 STEVEN D GRIERSON
10 200 E. LEWIS AVE. 3RD FL
11 LAS VEGAS, NEVADA
12 89101

13
14
15
16
17 CC:FILE

18
19 DATED: this 13th day of September, 2016.

20
21
22 Mark Mason
MARK MASON # 69060
23 /In Propria Personam
24 Post Office Box 208, S.D.C.C.
Indian Springs, Nevada 89018
25 IN FORMA PAUPERIS:
26
27
28

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding NOTICE

OF APPEAL

(Title of Document)

filed in District Court Case number _____

Does not contain the social security number of any person.

-OR-

Contains the social security number of a person as required by:

A. A specific state or federal law, to wit:

(State specific law)

-or-

B. For the administration of a public program or for an application
for a federal or state grant.

Mack Mason
Signature

7/13/16
Date

Mack Mason
Print Name

Petitioner
Title

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

The State of Nevada vs Mack C Mason

§	Location:	Department 20
§	Judicial Officer:	Johnson, Eric
§	Filed on:	09/01/1999
§	Case Number History:	
§	Cross-Reference Case	C161426
§	Number:	
§	Defendant's Scope ID #:	309692
§	Lower Court Case # Root:	99F07347
§	Lower Court Case Number:	99F07347X
§	Supreme Court No.:	58517

CASE INFORMATION

Offense	Deg	Date	Case Type: Felony/Gross Misdemeanor
1. BURGLARY. WITH A DEADLY WEAPON	F	01/01/1900	Case Flags: Appealed to Supreme Court Custody Status - Nevada Department of Corrections
2. GRAND LARCENY.	F	01/01/1900	
3. BURGLARY. WITH A DEADLY WEAPON	F	01/01/1900	
4. MURDER WITH A DEADLY WEAPON	F	01/01/1900	
5. KIDNAPPING IN SECOND DEGREE WITH A DEADLY WEAPON	F	01/01/1900	
6. EX-FELON NOT TO POSSESS FIREARM.	F	01/01/1900	

Statistical Closures

01/26/2003	USJR Reporting Statistical Closure
09/09/2002	USJR Reporting Statistical Closure
05/01/2001	USJR Reporting Statistical Closure
07/16/2003	USJR Reporting Statistical Closure

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	99C161426
Court	Department 20
Date Assigned	05/04/2015
Judicial Officer	Johnson, Eric

PARTY INFORMATION

Defendant	Mason, Mack C	
Plaintiff	State of Nevada	Bell, Stewart L. 702-455-4277(W)

DATE

EVENTS & ORDERS OF THE COURT

INDEX

01/01/1900	Plea (Judicial Officer: User, Conversion) 1. BURGLARY. WITH A DEADLY WEAPON Not Guilty PCN: Sequence:
01/01/1900	Plea (Judicial Officer: User, Conversion) 2. GRAND LARCENY. Not Guilty PCN: Sequence:
01/01/1900	Plea (Judicial Officer: User, Conversion) 3. BURGLARY. WITH A DEADLY WEAPON

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

	Not Guilty PCN: Sequence:	
01/01/1900	Plea (Judicial Officer: User, Conversion) 4. MURDER WITH A DEADLY WEAPON Not Guilty PCN: Sequence:	
01/01/1900	Plea (Judicial Officer: User, Conversion) 5. KIDNAPPING IN SECOND DEGREE WITH A DEADLY WEAPON Not Guilty PCN: Sequence:	
09/01/1999	 Criminal Bindover <i>CRIMINAL BINDOVER</i>	
09/01/1999	Hearing <i>INITIAL ARRAIGNMENT</i>	
09/03/1999	 Information <i>INFORMATION</i>	99C1614260004.tif pages
09/07/1999	Initial Arraignment (9:00 AM) Events: 09/01/1999 Hearing <i>INITIAL ARRAIGNMENT Court Clerk: SUSAN BURDETTE/sb Reporter/Recorder: CATHY NELSON Heard By: Michael Douglas</i>	
09/09/1999	 Order Filed By: Defendant Mason, Mack C <i>ORDER APPOINTING COUNSEL AT THE COURT APPOINTED HOURLY RATE</i>	
09/10/1999	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF AUGUST 30, 1999</i>	
09/28/1999	 Notice of Intent to Seek Death Penalty <i>NOTICE OF INTENT TO SEEK DEATH PENALTY</i>	
12/17/1999	 Order Filed By: Defendant Mason, Mack C <i>ORDER APPOINTING COUNSEL</i>	99C1614260011.tif pages
02/16/2000	 Motion <i>MOTION TO CONTINUE TRIAL</i>	
02/17/2000	 Receipt of Copy Filed by: Defendant Mason, Mack C <i>RECEIPT OF COPY</i>	99C1614260013.tif pages
03/02/2000	Calendar Call (9:00 AM) <i>CALENDAR CALL</i>	
03/02/2000	Motion to Continue (9:00 AM) Events: 02/16/2000 Motion <i>DEFT'S MOTION TO CONTINUE TRIAL Heard By: Kathy Hardcastle</i>	

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

03/02/2000 **All Pending Motions** (9:00 AM)
*ALL PENDING MOTIONS 03-02-00 Court Clerk: DOROTHY KELLY
Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle*

03/02/2000 Hearing
RESET TRIAL DATE

03/02/2000 Motion
ALL PENDING MOTIONS 03-02-00

03/06/2000 **CANCELED Jury Trial** (1:30 PM)
Vacated

03/09/2000 **Conversion Hearing Type** (9:00 AM)
Events: 03/02/2000 Hearing
*RESET TRIAL DATE Relief Clerk: BILLIE JO CRAIG Reporter/Recorder: TINA SMITH
Heard By: Kathy Hardcastle*

07/19/2000  Expert Witness List
NOTICE OF EXPERT WITNESSES [NRS 174.234(2)]

07/19/2000  Expert Witness List
NOTICE OF WITNESSES [NRS 174.234(1)(B)]

07/19/2000  Reporters Transcript
REPORTER'S TRANSCRIPT OF MARCH 2, 2000

07/19/2000  Reporters Transcript
REPORTER'S TRANSCRIPT OF MARCH 9, 2000

08/11/2000  Notice
NOTICE OF EVIDENCE IN SUPPORT OF AGGRAVATING CIRCUMSTANCES

08/11/2000  Expert Witness List
SUPPLEMENTAL NOTICE OF EXPERT WITNESSES [NRS 174.234(2)]

08/15/2000  Motion
MOTION TO CONTINUE TRIAL SETTING

08/15/2000 Motion
*DEFT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING REGARDING
THE MANNER*

08/15/2000  Request
Filed by: Defendant Mason, Mack C
*MOTION FOR DISCOVERY AND EVIDENTIARY HEARING REGARDING THE
MANNER AND METHOD OF DETERMINING IN WHICH MURDER CASES THE
DEATH PENALTY WILL BE SOUGHT*

08/17/2000  Opposition
*OPPOSITION TO DEFENDANT'S MOTION FOR DISCOVERY AND EVIDENTIARY
HEARING REGARDING THE MANNER AND METHOD OF DETERMINING IN
WHICH MURDER CASES THE DEATH PENALTY WILL BE SOUGHT*

08/23/2000 **Calendar Call** (9:00 AM)

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

CALENDAR CALL

- 08/23/2000 **Motion to Continue** (9:00 AM)
Events: 08/15/2000 Motion
DEFT'S MOTION TO CONTINUE TRIAL SETTING Heard By: Kathy Hardcastle
- 08/23/2000 **Motion** (9:00 AM)
Events: 08/15/2000 Motion
DEFT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING REGARDING THE MANNER Heard By: Kathy Hardcastle
- 08/23/2000 **All Pending Motions** (9:00 AM)
ALL PENDING MOTIONS FOR 8/23/00 Relief Clerk: BILLIE JO CRAIG Reporter/Recorder: CARRIE HANSEN Heard By: Kathy Hardcastle
- 08/23/2000 Hearing
RESET TRIAL DATE
- 08/23/2000 Motion
ALL PENDING MOTIONS FOR 8/23/00
- 08/28/2000 **CANCELED Jury Trial** (10:30 AM)
Vacated
- 08/30/2000 **Motion** (9:00 AM)
DEFT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING REGARDING THE MANNER Heard By: Kathy Hardcastle
- 08/30/2000 **Conversion Hearing Type** (9:00 AM)
Events: 08/23/2000 Hearing
RESET TRIAL DATE
- 08/30/2000 **All Pending Motions** (9:00 AM)
ALL PENDING MOTIONS 08-30-00 Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle
- 08/30/2000 Motion
ALL PENDING MOTIONS 08-30-00
- 10/12/2000  Motion
MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS, OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION
- 10/12/2000  Motion
MOTION TO ALLOW JURY QUESTIONNAIRE
- 10/12/2000  Motion
NOTICE OF MOTION AND MOTION FOR DISCOVERY
- 10/12/2000  Motion
NOTICE OF MOTION AND MOTION FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVIDENCE
- 10/12/2000  Motion
MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR, IN THE ALTERNATIVE, FOR IN-CAMERA REVIEW

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

10/12/2000  Request
Filed by: Defendant Mason, Mack C
MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS, OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION

10/13/2000  Receipt of Copy
Filed by: Defendant Mason, Mack C
RECEIPT OF COPY

10/24/2000  Opposition
OPPOSITION TO MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS, OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PRESECUTION

10/24/2000  Opposition
OPPOSITION TO DEFENDANT'S MOTION FOR DISCOVERY

10/24/2000  Response
ANSWER TO DEFENDANT'S MOTION FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVIDENCE

10/24/2000  Opposition
Filed By: Defendant Mason, Mack C
OPPOSITION TO DEFENDANT'S MOTION TO SUBMIT QUESTIONNAIRE TO PROSPECTIVE JURORS

10/24/2000  Opposition
Filed By: Defendant Mason, Mack C
OPPOSITION TO DEFENDANT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR, IN THE ALTERNATIVE FOR IN-CAMERA REVIEW

10/24/2000  Receipt of Copy
RECEIPT OF COPY

10/25/2000 **Motion to Compel** (9:00 AM)
Events: 10/12/2000 Motion
DEFT'S MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS, Heard By: Kathy Hardcastle

10/25/2000 **Motion** (9:00 AM)
Events: 10/12/2000 Motion
DEFT'S MOTION TO ALLOW JURY QUESTIONNAIRE

10/25/2000 **Motion for Discovery** (9:00 AM)
Events: 10/12/2000 Motion
DEFT'S MOTION FOR DISCOVERY Heard By: Kathy Hardcastle

10/25/2000 **Motion for Discovery** (9:00 AM)
Events: 10/12/2000 Motion
DEFT'S MOTION FOR DISCOVERY OF POTENTIALPENALTY HEARING EVIDENCE Heard By: Kathy Hardcastle

10/25/2000 **Motion** (9:00 AM)
Events: 10/12/2000 Motion
DEFT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR FOR IN-CAMERA RE Heard By: Kathy Hardcastle

99C1614260039.tif pages

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

10/25/2000 **All Pending Motions** (9:00 AM)
*ALL PENDING MOTIONS 10-25-00 Court Clerk: DOROTHY KELLY
Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle*

10/25/2000 Motion
ALL PENDING MOTIONS 10-25-00

11/01/2000 **Motion to Compel** (9:00 AM)
*DEFT'S MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF
EXPECTATIONS, Heard By: Kathy Hardcastle*

11/01/2000 **Motion** (9:00 AM)
DEFT'S MOTION TO ALLOW JURY QUESTIONNAIRE

11/01/2000 **Motion for Discovery** (9:00 AM)
DEFT'S MOTION FOR DISCOVERY Heard By: Kathy Hardcastle

11/01/2000 **Motion for Discovery** (9:00 AM)
*DEFT'S MOTION FOR DISCOVERY OF POTENTIALPENALTY HEARING EVIDENCE
Heard By: Kathy Hardcastle*

11/01/2000 **Motion** (9:00 AM)
*DEFT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR FOR IN-
CAMERA RE Heard By: Kathy Hardcastle*

11/01/2000 **All Pending Motions** (9:00 AM)
*ALL PENDING MOTIONS FOR 11/1/00 Relief Clerk: BILLIE JO CRAIG
Reporter/Recorder: JAMES HELLESO Heard By: Kathy Hardcastle*

11/01/2000 Motion
ALL PENDING MOTIONS FOR 11/1/00

11/07/2000  Expert Witness List
Filed By: Defendant Mason, Mack C
NOTICE OF WITNESSES

11/07/2000  Order
Filed By: Defendant Mason, Mack C
ORDER TO PRODUCE RECORDS

11/08/2000 **Calendar Call** (9:00 AM)
*CALENDAR CALL Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH
Heard By: Kathy Hardcastle*

11/13/2000 **CANCELED Jury Trial** (10:30 AM)
Vacated

01/29/2001  Order
ORDER

01/29/2001  Certificate
CERTIFICATE

01/29/2001  Request
REQUEST FOR ATTENDANCE OF OUT-OF-STATE WITNESS PATRICK BRAXTON

02/07/2001 **Calendar Call** (9:00 AM)

99C1614260049.tif pages

99C1614260052.tif pages

99C1614260053.tif pages

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

CALENDAR CALL Relief Clerk: BILLIE JO CRAIG Reporter/Recorder: LISA MASKOWSKI Heard By: Sally Loehrer

02/07/2001  Expert Witness List
SUPPLEMENTAL NOTICE OF WITNESSES [NRS 174.234(1)(B)]

02/08/2001  Reporters Transcript
REPORTER'S TRANSCRIPT OF FEBRUARY 7, 2001

02/12/2001 **CANCELED Jury Trial (10:30 AM)**
Vacated

02/12/2001  Order
ORDER FOR PRODUCTION OF INMATE CYNTHIA COLEMAN, BAC #66882

02/13/2001  Expert Witness List
SUPPLEMENTAL NOTICE OF WITNESSES [NRS 174.234(1)(B)]

02/14/2001 **Jury Trial (10:30 AM)**
TRIAL BY JURY Court Clerk: DOROTHY KELLY Heard By: Hardcastle, Kathy

02/15/2001 **Jury Trial (9:00 AM)**
TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy

02/15/2001 Reporters Transcript
REPORTER'S TRANSCRIPT-FEBRUARY 14, 2001

02/15/2001  Jury List
JURY LIST

02/15/2001  Reporters Transcript
REPORTER'S TRANSCRIPT OF FEBRUARY 14, 2001

02/16/2001 **Jury Trial (1:30 PM)**
TRIAL BY JURY Relief Clerk: GEORGETTE BYRD/GB Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy

02/16/2001  Conversion Case Event Type
Party: Defendant Mason, Mack C
EX PARTE ORDER TO TRANSPORT INMATE WITNESS

02/16/2001  Application
EX PARTE APPLICATION FOR ORDER REQUIRING MATERIAL WITNESS TO POST BAIL

02/16/2001  Order
ORDER REQUIRING MATERIAL WITNESS TO POST BAIL OR BE COMMITTED TO CUSTODY

02/16/2001  Reporters Transcript
REPORTER'S TRANSCRIPT OF FEBRUARY 15, 2001

02/20/2001 **Jury Trial (10:30 AM)**
TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

02/20/2001	 Order <i>ORDER QUASHING MATERIAL WITNESS WARRANT</i>	99C1614260066.tif pages
02/20/2001	 Expert Witness List Filed By: Defendant Mason, Mack C <i>SUPPLEMENTAL NOTICE OF WITNESSES</i>	99C1614260067.tif pages
02/20/2001	 Receipt of Copy Filed by: Defendant Mason, Mack C <i>RECEIPT OF COPY OF TWO CERTIFIED ORDERS TO TRANSPORT INMATE WITNESS</i>	
02/20/2001	 Receipt of Copy Filed by: Defendant Mason, Mack C <i>RECEIPT OF COPY</i>	99C1614260069.tif pages
02/20/2001	 Conversion Case Event Type Party: Defendant Mason, Mack C <i>EX PARTE ORDER TO TRANSPORT INMATE WITNESS</i>	
02/20/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 16, 2001</i>	
02/21/2001	Jury Trial (9:30 AM) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy</i>	
02/21/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 20, 2001</i>	
02/22/2001	Jury Trial (10:00 AM) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy</i>	
02/22/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 21, 2001</i>	
02/22/2001	 Proposed Jury Instructions Not Used At Trial <i>PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL</i>	
02/23/2001	Jury Trial (10:00 AM) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Heard By: Hardcastle, Kathy</i>	
02/26/2001	Jury Trial (1:45 PM) <i>TRIAL BY JURY Relief Clerk: GEORGETTE BYRD/GB Reporter/Recorder: TINA SMITH Heard By: Hardcastle, Kathy</i>	
02/26/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 22, 2001</i>	
02/27/2001	Jury Trial (1:45 PM) <i>TRIAL BY JURY Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
02/27/2001	Hearing	

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

PENALTY HEARING

02/27/2001

 Instructions to the Jury
INSTRUCTIONS TO THE JURY (INSTRUCTION NO. 1)

02/27/2001

 Verdict
VERDICT

99C1614260081.tif pages

02/27/2001

Disposition (Judicial Officer: User, Conversion)
2. GRAND LARCENY.
Not Guilty
PCN: Sequence:

03/01/2001

 Motion
MOTION IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE OF EVIDENCE IN AGGRAVATION

03/01/2001

 Proposed Jury Instructions Not Used At Trial
PROPOSED JURY INSTRUCTIONS NOT USED AT TRIAL

03/01/2001

 Opposition
OPPOSITION TO DEFENDANT'S MOTION IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE OF EVIDENCE IN AGGRAVATION

03/01/2001

 Order
Filed By: Defendant Mason, Mack C
ORDER SHORTENING TIME FORMOTION IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE OF EVIDENCE IN AGGRAVATION

03/01/2001

 Receipt of Copy
Filed by: Defendant Mason, Mack C
RECEIPT OF COPY

99C1614260088.tif pages

03/01/2001

 Proposed Verdict Forms Not Used at Trial
PROPOSED VERDICT FORMS NOT USED AT TRIAL

03/01/2001

 Request
Filed by: Defendant Mason, Mack C
MOTION IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE OF EVIDENCE IN AGGRAVATION

03/05/2001

All Pending Motions (9:00 AM)
ALL PENDING MOTIONS 03-05-01 Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle

03/05/2001

Penalty Hearing (10:30 AM)
Events: 02/27/2001 Hearing
PENALTY HEARING Heard By: Kathy Hardcastle

03/05/2001

Motion in Limine (10:30 AM)
Events: 03/01/2001 Motion
MASON'S MOTION IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE O

03/05/2001

Motion
ALL PENDING MOTIONS 03-05-01

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

03/06/2001	Penalty Hearing (10:00 AM) <i>PENALTY HEARING Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle</i>	
03/06/2001	Conversion Case Event Type <i>SENTENCING</i>	
03/06/2001	 Instructions to the Jury <i>INSTRUCTIONS TO THE JURY (INSTRUCTION NO. 1)</i>	
03/06/2001	 Verdict <i>SPECIAL VERDICT</i>	<i>99C1614260092.tif pages</i>
03/06/2001	 Verdict <i>SPECIAL VERDICT</i>	<i>99C1614260093.tif pages</i>
03/06/2001	 Verdict <i>VERDICT</i>	<i>99C1614260094.tif pages</i>
03/06/2001	Disposition (Judicial Officer: User, Conversion) 4. MURDER WITH A DEADLY WEAPON Guilty PCN: Sequence:	
03/06/2001	Disposition (Judicial Officer: User, Conversion)	
03/06/2001	Sentence (Judicial Officer: User, Conversion) 4. MURDER WITH A DEADLY WEAPON Adult Adjudication Converted Disposition: Sentence# 0001: LIFE WITHOUT POSSIBILITY OF PAROLE Cons/Conc: Concurrent w/Charge Item: 0001 and Sentence#: 0001 Converted Disposition: Sentence# 0002: PROBATION WITH CONDITIONS Cons/Conc: Concurrent w/Charge Item: 0003 and Sentence#: 0001	
03/08/2001	 Proposed Verdict Forms Not Used at Trial <i>PROPOSED VERDICT FORMS NOT USED AT TRIAL</i>	
03/19/2001	 Order Filed By: Defendant Mason, Mack C <i>ORDER</i>	<i>99C1614260097.tif pages</i>
03/19/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MARCH 5, 2001</i>	
03/19/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF MARCH 6, 2001</i>	
03/19/2001	 Reporters Transcript <i>REPORTER'S TRANSCRIPT OF FEBRUARY 26, 2001</i>	

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

03/19/2001  Reporters Transcript
REPORTER'S TRANSCRIPT OF FEBRUARY 27, 2001

04/18/2001  Request
Filed by: Defendant Mason, Mack C
EX PARTE MOTION APPOINTING INVESTIGATOR AND FOR EXCESS FEES

04/19/2001  PSI
Pre-Sentence Investigation Report (Unfiled) Confidential

04/30/2001 **Sentencing** (9:00 AM)
Events: 03/06/2001 Conversion Case Event Type
SENTENCING Court Clerk: DOROTHY KELLY Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle

04/30/2001 **Disposition** (Judicial Officer: User, Conversion)
1. BURGLARY. WITH A DEADLY WEAPON
Guilty
PCN: Sequence:

04/30/2001 **Disposition** (Judicial Officer: User, Conversion)

04/30/2001 **Disposition** (Judicial Officer: User, Conversion)
3. BURGLARY. WITH A DEADLY WEAPON
Guilty
PCN: Sequence:

04/30/2001 **Disposition** (Judicial Officer: User, Conversion)

04/30/2001 **Disposition** (Judicial Officer: User, Conversion)
5. KIDNAPPING IN SECOND DEGREE WITH A DEADLY WEAPON
Guilty
PCN: Sequence:

04/30/2001 **Disposition** (Judicial Officer: User, Conversion)

04/30/2001 **Disposition** (Judicial Officer: User, Conversion)
6. EX-FELON NOT TO POSSESS FIREARM.
Dismissed
PCN: Sequence:

04/30/2001 **Sentence** (Judicial Officer: User, Conversion)
1. BURGLARY. WITH A DEADLY WEAPON
Adult Adjudication
Converted Disposition:
Sentence# 0001:
Minimum 40 Months to Maximum 180 Months
Placement: NSP
Converted Disposition:
Sentence# 0002: CREDIT FOR TIME SERVED
Minimum 719 Days to Maximum 719 Days
Converted Disposition:
Sentence# 0003: DNA FEE/GENETIC MARKERS ANALYSIS
Amount: \$250.00
Converted Disposition:

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

Sentence# 0004: RESTITUTION
Amount: \$8519.00
Converted Disposition:
Sentence# 0005: ADMINISTRATION FEE
Amount: \$25.00

04/30/2001 **Sentence** (Judicial Officer: User, Conversion)
3. BURGLARY, WITH A DEADLY WEAPON
Adult Adjudication
Converted Disposition:
Sentence# 0001:
Minimum 40 Months to Maximum 180 Months
Placement: NSP
Cons/Conc: Concurrent
w/Charge Item: 0001
and Sentence#: 0001

04/30/2001 **Sentence** (Judicial Officer: User, Conversion)
5. KIDNAPPING IN SECOND DEGREE WITH A DEADLY WEAPON
Adult Adjudication
Converted Disposition:
Sentence# 0001:
Minimum 40 Months to Maximum 180 Months
Placement: NSP
Cons/Conc: Consecutive
w/Charge Item: 0004
and Sentence#: 0001
Converted Disposition:
Sentence# 0002:
Minimum 40 Months to Maximum 180 Months
Placement: NSP
Cons/Conc: Consecutive
w/Charge Item: 0005
and Sentence#: 0001

05/01/2001  **Order**
Filed By: Defendant Mason, Mack C
*EX PARTE NUNC PRO TUNC ORDER APPOINTING INVESTIGATOR AND FOR
EXCESS FEES*

05/02/2001  **Motion**
NOTICE OF MOTION AND MOTION FOR RETURN OF EVIDENCE

05/09/2001  **Judgment**
JUDGMENT OF CONVICTION (JURY TRIAL)

05/09/2001 **Judgment**
GENETIC TESTING FEE

05/09/2001 **Judgment**
JUDGMENT OF RESTITUTION

05/14/2001 **Motion** (9:00 AM)
Events: 05/02/2001 Motion
*STATE'S MOTION FOR RETURN OF EVIDENCE Court Clerk: DOROTHY KELLY
Reporter/Recorder: TINA SMITH Heard By: Kathy Hardcastle*

05/17/2001  **Order**
Filed By: Defendant Mason, Mack C
ORDER APPOINTING COUNSEL

99C1614260109.tif pages

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

05/21/2001	 Order <i>ORDER GRANTING STATE'S MOTION FOR RETURN OF EVIDENCE</i>	
05/23/2001	 Order Filed By: Defendant Mason, Mack C <i>STIPULATION AND ORDER FOR PAYMENT OF EXCESS ATTORNEY'S FEES AND EXPENSES</i>	
05/24/2001	 Receipt <i>RECEIPT OF EXHIBITS</i>	99C1614260112.tif pages
05/25/2001	 Statement Filed by: Defendant Mason, Mack C <i>CASE APPEAL STATEMENT</i>	99C1614260113.tif pages
05/25/2001	 Notice of Appeal Filed By: Defendant Mason, Mack C <i>NOTICE OF APPEAL</i>	99C1614260114.tif pages
09/05/2002	 Petition Filed by: Defendant Mason, Mack C <i>PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) AND APPOINTMENT OF COUNSEL</i>	
09/10/2002	Petition <i>DEFT'S PRO PER PTN FOR WRIT OF HABEAS CORPUS /31</i>	
09/10/2002	 Order for Petition for Writ of Habeas Corpus <i>ORDER FOR PETITION FOR WRIT OF HABEAS CORPUS</i>	
09/16/2002	Judgment <i>CLERK'S CERTIFICATE JUDGMENT AFFIRMED</i>	
09/16/2002	 NV Supreme Court Clerks Certificate/Judgment - Affirmed <i>NEVADA SUPREME COURT CLERK'S CERTIFICATE JUDGMENT - AFFIRMED</i>	
09/24/2002	 Order Filed By: Defendant Mason, Mack C <i>STIPULATION AND ORDER FOR PAYMENT OF EXCESS ATTORNEY FEES AND EXPENSES</i>	
09/25/2002	 Hearing <i>PETITIONER'S REQUEST FOR VOLUNTARY DISMISSAL OF HIS PRO-SE PETITION FOR WRIT OF HABEAS CORPUS POST CONVICTION RELIEF PURSUANT TO NRS 34-820 TO NRCP RULE 41</i>	
10/07/2002	Request (9:00 AM) Events: 09/25/2002 Hearing <i>DEFT'S PRO PER REQUEST VOLUNTARY DISMISSAL/32 Court Clerk: Carole D'Aloia Reporter/Recorder: Tina Smith Heard By: Kathy Hardcastle</i>	
10/15/2002	 Order <i>ORDER GRANTING PETITIONER'S REQUEST FOR VOLUNTARY DISMISSAL OF PRO SE PETITION FOR WRIT OF HABEAS CORPUS POST CONVICTION RELIEF</i>	

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

11/04/2002 **CANCELED Petition for Writ of Habeas Corpus (9:00 AM)**
Events: 09/10/2002 Petition
Vacated

01/23/2003  **Petition**
PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION) AND APPOINTMENT OF COUNSEL

01/27/2003  **Order for Petition for Writ of Habeas Corpus**
ORDER FOR PETITION FOR WRIT OF HABEAS CORPUS

03/10/2003 **Petition for Writ of Habeas Corpus (9:00 AM)**
Events: 01/23/2003 Petition
DEFT'S PRO PER PTN FOR WRIT OF HABEAS CORPUS AND APPOINTMENT OF COUNSEL/33 Court Clerk: Dorothy Kelly Reporter/Recorder: Carrie Hansen Heard By: Hardcastle, Kathy

03/12/2003 **Petition for Writ of Habeas Corpus (9:00 AM)**
DEFT'S PRO PER PTN FOR WRIT OF HABEAS CORPUS AND APPOINTMENT OF COUNSEL/33 Court Clerk: Dorothy Kelly Reporter/Recorder: Carrie Hansen Heard By: Hardcastle, Kathy

03/13/2003  **Withdrawal of Attorney**
Filed by: Defendant Mason, Mack C
NOTICE OF WITHDRAWAL AS ATTORNEY OF RECORD

03/31/2003  **Motion**
MOTION TO SECURE

04/14/2003 **Motion (9:00 AM)**
Events: 03/31/2003 Motion
DEFT'S PRO PER MTN TO SECURE/34 Relief Clerk: Billie Jo Craig Reporter/Recorder: Carrie Hansen Heard By: Kathy Hardcastle

05/02/2003  **Response**
STATE'S RESPONSE TO DEFENDANT'S PETITION FOR WRIT OF HABEAS CORPUS

05/08/2003  **Motion**
Motion for Enlargement of Time

05/13/2003  **Response**
STATE'S RESPONSE TO DEFENDANT'S MOTION FOR AN ENLARGEMENT OF TIME

05/14/2003 **Petition for Writ of Habeas Corpus (9:00 AM)**
DEFT'S PRO PER PTN FOR WRIT OF HABEAS CORPUS AND APPOINTMENT OF COUNSEL/33 Court Clerk: Dorothy Kelly Reporter/Recorder: Carrie Hansen Heard By: Kathy Hardcastle

06/02/2003 **Motion (9:00 AM)**
Events: 05/08/2003 Motion
DEFT'S PRO PER MTN FOR AN ENLARGEMENT OF TIME/35 Court Clerk: Dorothy Kelly Reporter/Recorder: Deborah VanBlaricom Heard By: Kathy Hardcastle

06/02/2003 **Hearing**
FURTHER PROCEEDINGS

06/04/2003  **Judgment**

99C1614260130.tif pages

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER

06/06/2003  Order
ORDER DENYING DEFENDANT'S MOTION FOR ENLARGEMENT OF TIME

06/11/2003  Motion
MOTION FOR LEAVE TO FILE AMENDED PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)

06/16/2003 **Further Proceedings** (9:00 AM)
Events: 06/02/2003 Hearing
FURTHER PROCEEDINGS Court Clerk: Dorothy Kelly Reporter/Recorder: Carrie Hansen Heard By: Kathy Hardcastle

06/23/2003 **CANCELED Motion** (9:00 AM)
Events: 06/11/2003 Motion
Vacated

07/16/2003  Notice of Entry of Decision and Order
NOTICE OF ENTRY OF DECISION AND ORDER

08/11/2003  Brief
Filed By: Defendant Mason, Mack C
APPELLANT'S BRIEF

09/21/2004  Reporters Transcript
REPORTER'S TRANSCRIPT OF MAY 14, 2003

09/21/2004  Reporters Transcript
REPORTER'S TRANSCRIPT OF JUNE 2, 2003

10/01/2004  Reporters Transcript
REPORTER'S TRANSCRIPT OF APRIL 30, 2001

01/31/2011 Case Reassigned to Department 20
Case reassigned from Judge Kathy Hardcastle

01/31/2011  Petition for Writ of Habeas Corpus
Filed by: Defendant Mason, Mack C
PETITION FOR WRIT OF HABEAS CORPUS (POST-CONVICTION)

01/31/2011  Certificate
Filed By: Defendant Mason, Mack C
Financial Certificate

01/31/2011  Motion
Filed By: Defendant Mason, Mack C
Motion to Proceed in Forma Pauperis

01/31/2011  Motion
Filed By: Defendant Mason, Mack C
Motion for Leave to File a Longer Than Normal Petition for Writ of Habeas Corpus (Post-Conviction Relief)

01/31/2011  Affidavit in Support

99C1614260139.tif pages

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

Filed By: Defendant Mason, Mack C
Affidavit in Support of Petitioner's Ineffective Assistance of Counsel Claims

01/31/2011

 Transcript of Proceedings
Party: Defendant Mason, Mack C
Excerpts of Trial Transcripts

02/10/2011

 Order for Petition for Writ of Habeas Corpus

02/28/2011

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

04/19/2011

 **Petition for Writ of Habeas Corpus** (9:00 AM) (Judicial Officer: Tao, Jerome T.)
04/19/2011, 04/28/2011
Post-Conviction Relief

04/20/2011

 Opposition to Motion to Dismiss
Filed By: Defendant Mason, Mack C
Opposition to Respondent's Motion to Dismiss

05/13/2011

 Order Denying
Filed By: Plaintiff State of Nevada
Order Denying Defendan'ts Petition for Writ Of Habeas Corpus (Post-Conviction)

05/31/2011

 Petition
Filed by: Defendant Mason, Mack C
Petition for Rehearing

06/01/2011

 Notice of Appeal (criminal)
Party: Defendant Mason, Mack C

06/06/2011

 Notice of Entry of Decision and Order

06/07/2011

 Case Appeal Statement

06/07/2011

 Case Appeal Statement
Filed By: Defendant Mason, Mack C

12/19/2011

 NV Supreme Court Clerks Certificate/Judgment - Affirmed
Nevada Supreme Court Clerk's Certificate Judgment - Affirmed

05/04/2015

Case Reassigned to Department 20
Case reassigned from Judge Jerome Tao Dept 20

06/09/2016

 Motion
Filed By: Defendant Mason, Mack C
Motion

06/28/2016

 Response
Filed by: Plaintiff State of Nevada
State's Response and Motion to Dismiss Defendant's Pro Per Motion Alleging Actual Innocence

DEPARTMENT 20
CASE SUMMARY
CASE NO. 99C161426

07/05/2016	 Motion (8:30 AM) (Judicial Officer: Johnson, Eric) <i>Defendant's Pro Per Motion</i>
09/14/2016	 Notice of Appeal (criminal) Party: Defendant Mason, Mack C <i>Notice of Appeal</i>
09/14/2016	 Designation of Record on Appeal Filed By: Defendant Mason, Mack C <i>Designation of Record on Appeal</i>
09/15/2016	 Case Appeal Statement

DATE	FINANCIAL INFORMATION
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Defendant Mason, Mack C	
Total Charges	275.00
Total Payments and Credits	2.30
Balance Due as of 9/15/2016	272.70

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

September 07, 1999

99C161426

The State of Nevada vs Mack C Mason

September 07, 1999

9:00 AM

Initial Arraignment

**INITIAL
ARRAIGNMENT
Court Clerk: SUSAN
BURDETTE/sb
Reporter/Recorder:
CATHY NELSON
Heard By: Michael
Douglas**

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:	Mason, Mack C O'Neale, Lawrence J. Schieck, David M.	Defendant Attorney Attorney
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JOURNAL ENTRIES

- Stanley Walton, Esq., present for Mr. Langford on behalf of Deft. DEFENDANT MASON ARRAIGNED AND PLED NOT GUILTY. Mr. Schieck stated Deft. recognizes the work that needs to be done and waives the 60-day rule. COURT ORDERED, matter set for TRIAL. Upon Court's inquiry, Mr. O'Neale stated Count VI will be severed and reconsidered at trial. Mr. Schieck stated that Mr. Langford and he were appointed at the Justice Court level and requested that they be appointed, and COURT SO ORDERED.

CUSTODY

03-02-00 9:00 AM CALENDAR CALL

03-06-00 1:30 PM JURY TRIAL

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

March 02, 2000

99C161426

The State of Nevada vs Mack C Mason

March 02, 2000

9:00 AM

All Pending Motions

ALL PENDING
MOTIONS 03-02-00
Court Clerk:
DOROTHY KELLY
Reporter/Recorder:
TINA SMITH Heard
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

JOURNAL ENTRIES

- DEFT'S MOTION TO CONTINUE TRIAL...CALENDAR CALL

Mr. Schieck requested a one-week continuance for a status check to see when this trial can go forward. State concurred. COURT ORDERED, Trial date VACATED; matter CONTINUED. Court stated there will be a FIRM trial setting.

CUSTODY

03-09-00 9:00 A.M. RESET TRIAL DATE

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

March 09, 2000

99C161426

The State of Nevada vs Mack C Mason

March 09, 2000

9:00 AM

Conversion Hearing Type

RESET TRIAL DATE

Relief Clerk: BILLIE

JO CRAIG

Reporter/Recorder:

TINA SMITH Heard

By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Hehn, William A.

Attorney

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

Schieck, David M.

Attorney

JOURNAL ENTRIES

- COURT ORDERED, matter set for trial. Court advised this is a FIRM SETTING.

CUSTODY

8/23/00 9:00 AM CALENDAR CALL

8/28/00 10:30 AM JURY TRIAL

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

August 23, 2000

99C161426

The State of Nevada vs Mack C Mason

August 23, 2000

9:00 AM

All Pending Motions

ALL PENDING
MOTIONS FOR
8/23/00 Relief Clerk:
BILLIE JO CRAIG
Reporter/Recorder:
CARRIE HANSEN
Heard By: Kathy
Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- DEFENDANT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING...DEFENDANT'S MOTION TO CONTINUE TRIAL SETTING...CALENDAR CALL

Court noted it met with counsel previously in chambers and the State had no objection to a continuance. COURT ORDERED, matter SET for Reset Trial Date and CONTINUED Defendant's Motion for Discovery and Evidentiary Hearing.

CUSTODY

8/30/00 9:00 AM RESET TRIAL DATE...DEFENDANT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

August 30, 2000

99C161426

The State of Nevada vs Mack C Mason

August 30, 2000

9:00 AM

All Pending Motions

ALL PENDING
MOTIONS 08-30-00
Court Clerk:
DOROTHY KELLY
Reporter/Recorder:
TINA SMITH Heard
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.	Attorney
Mason, Mack C	Defendant
Schieck, David M.	Attorney
Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- DEFT'S MOTION FOR DISCOVERY AND EVIDENTIARY HEARING...RESET TRIAL DATE
Court stated it reviewed the motion and does not find a basis to grant the evidentiary hearing; the standards have been met regarding the decision to seek the death penalty. COURT ORDERED, Deft's Motion for Evidentiary Hearing is DENIED. COURT FURTHER ORDERED, matter set for trial, scheduled for one (1) week.

CUSTODY

11-08-00 9:00 A.M. CALENDAR CALL

11-13-00 10:30 A.M. TRIAL BY JURY

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

October 25, 2000

99C161426

The State of Nevada vs Mack C Mason

October 25, 2000

9:00 AM

All Pending Motions

ALL PENDING
MOTIONS 10-25-00
Court Clerk:
DOROTHY KELLY
Reporter/Recorder:
TINA SMITH Heard
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.
Mason, Mack C
Schieck, David M.
Villegas, Victoria A.

Attorney
Defendant
Attorney
Attorney

JOURNAL ENTRIES

- DEFT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR, IN THE ALTERNATIVE, FOR IN-CAMERA REVIEW...DEFT'S MOTION FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVIDENCE...DEFT'S MOTION FOR DISCOVERY...DEFT'S MOTION TO ALLOW JURY QUESTIONNAIRE...DEFT'S MOTION TO COMPEL DISCLOSURE OF EXISTENCE OF SUBSTANCE OF EXPECTATIONS, OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION

Mr. Schieck stated this is Deputy District Attorney, O'Neale's, case; he is in another Department today. He requested a continuance for his presence; COURT, SO ORDERED. Mr. Schieck advised Court he is proceeding forward with discovery.

CUSTODY

11-01-00 9:00 A.M. DEFT'S MOTIONS AS LISTED ABOVE

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

November 01, 2000

99C161426

The State of Nevada vs Mack C Mason

November 01, 2000

9:00 AM

All Pending Motions

ALL PENDING
MOTIONS FOR
11/1/00 Relief Clerk:
BILLIE JO CRAIG
Reporter/Recorder:
JAMES HELLESO
Heard By: Kathy
Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

JOURNAL ENTRIES

- DEFENDANT'S MOTION TO ALLOW JURY QUESTIONNAIRE...DEFENDANT'S MOTION FOR DISCLOSURE OF PRE-SENTENCE REPORTS OR FOR IN-CAMERA REVIEW...DEFENDANT'S MOTION TO COMPEL DISCLOSURE OF EXISTENCE AND SUBSTANCE OF EXPECTATIONS, OR ACTUAL RECEIPT OF BENEFITS OR PREFERENTIAL TREATMENT FOR COOPERATION WITH PROSECUTION...DEFENDANT'S MOTION FOR DISCOVERY...DEFENDANT'S MOTION FOR DISCOVERY OF POTENTIAL PENALTY HEARING EVIDENCE

As to Deft.'s Motion to Allow Jury Questionnaire, Court advised it had not reviewed it yet but usually no problems and counsel can meet in Chambers for final approval. As to the In-Camera Review, counsel to provide documents as soon as possible for review. As to Motion to Compel, COURT ORDERED, Motion DENIED. As to Motion for Discovery, defense counsel advised there

was one issue. Counsel to prepare an Order and Stipulation to the Court for signature. As to Motion for Discovery of Potential Penalty Hearing Evidence, COURT ORDERED, Motion GRANTED. COURT ORDERED, Trial Date STANDS. Counsel advised 4 days for Trial the week of 11/13/00 and 2 days for the Penalty Phase the week of 11/20/00.
CUSTODY

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

November 08, 2000

99C161426

The State of Nevada vs Mack C Mason

November 08, 2000

9:00 AM

Calendar Call

CALENDAR CALL

Court Clerk:

DOROTHY KELLY

Reporter/Recorder:

TINA SMITH Heard

By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Mason, Mack C

Defendant

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- Court noted there was discussion in Chambers; the trial counsel is in another trial. Court noted it is the Court's motion to continue the trial and ORDERED, Trial date VACATED and RESET. Court stated this case will be given priority on the stack.

CUSTODY

02-07-01 9:00 A.M. CALENDAR CALL

02-12-01 10:30 A.M. TRIAL BY JURY

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

February 07, 2001

99C161426

The State of Nevada vs Mack C Mason

February 07, 2001

9:00 AM

Calendar Call

CALENDAR CALL
Relief Clerk: BILLIE
JO CRAIG
Reporter/Recorder:
LISA MASKOWSKI
Heard By: Sally
Loehrer

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- Colloquy regarding Trial start date. COURT ORDERED, Tridal Date VACATED and RESET for a 5-day Trial plus penalty if convicted. The State has 22 witnesses with 2 out-of-state witnesses.

CUSTODY

2/14/01 10:30 AM JURY TRIAL

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

February 14, 2001

99C161426

The State of Nevada vs Mack C Mason

February 14, 2001

10:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk:

DOROTHY KELLY

Heard By: Hardcastle,
Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- Court convened at 11:26 A.M. Statements by Mr. O'Neale and Mr. Schieck. Voir Dire Oath administered to Panel. Voir Dire of Panel conducted. Court admonished and excused panel and recessed at 4:55 P.M.

TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor
COURT MINUTES
February 15, 2001

99C161426

The State of Nevada vs Mack C Mason

February 15, 2001**9:00 AM****Jury Trial****TRIAL BY JURY****Court Clerk:****DOROTHY KELLY****Reporter/Recorder:****TINA SMITH Heard****By: Hardcastle, Kathy****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- Court convened at 10:39 A.M. Voir Dire of Panel resumed. Twelve jurors and two alternates selected and sworn. Information read by the Clerk. Court read instructions to jurors. Opening statements by Mr. O'Neale and and Mr. Schieck. After afternoon recess, Court convened OUTSIDE THE PRESENCE OF THE JURY. Mr. Schieck stated during the peremptory challenges, State exercised a challenge of Mr. Cayce, an African American. He further stated he requested State make an offer of Baston and they did. He continued that in light of there being two African Americans on the jury, the defense does not have a formal Batson to make on the record. Mr. O'Neale stated there may be a Petrocelli issue wherein he spoke to Mrs. Mason in 1998, and she informed him she missed a video camcorder and she questioned the deft and he told her he pawned it; she redeemed it and put it in the same area as the gun; she then took the camcorder to someone else's house. He said there is a reasonable inference that someone was looking for something else and may be looking for the

camcorder again. Court responded the ransacking of the house is not relevant. INSIDE THE PRESENCE OF JURY: Witnesses sworn and testified; exhibits marked and admitted, as per worksheet. Court admonished and excused jurors and recessed at 5:00 P.M. Trial to resume tomorrow.

TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 16, 2001

99C161426

The State of Nevada vs Mack C Mason

February 16, 2001

1:30 PM

Jury Trial

TRIAL BY JURY

Relief Clerk:

GEORGETTE

BYRD/GB

Reporter/Recorder:

TINA SMITH Heard

By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- 9:06 AM outside the presence of the jury, Mr. O'Neale DDA stated he spoke with witness P. Braxton last night regarding a 5/99 conversation with the defendant. Mr. O'Neale requested the defendant say during testimony "A" instead of "another" due to State's denied motion of prior bad acts. Mr. Schieck stipulated, COURT SO ORDERED. Mr. O'Neale stated the State will rest Wednesday morning.

9:10 AM jury present followed by cross examination of witness. Exhibts marked per the worksheet. Objections by the Defense regarding State's exhibit #13. 10:30 AM Court excused the jury for the morning break. Outside the presence of the jury, Mr. Schieck raised his objections to State's exhibit #13 indicating the photo was too gruesome and used to revoke a sympathetic action. Mr. O'Neale stated he did not think the exhibit was unfairly prejudicial. COURT ORDERED, based upon

statements by the State, it will overrule Defendant's objection, exhibit #13 will be admitted. With State's witnesses scheduled for the afternoon, Court excused the jury for the lunch hour. 1:05 PM outside the presence of the jury, Mr. O'Neale stated he spoke to his witness from the K-9 Unit regarding the case. Upon questioning by the State, the witness told Mr. O'Neale he could not remember the case and refreshed his memory by reading his report. Mr. O'Neale stated he did not know there was a report, he would have admitted it prior to trial and proceeded to make copies for the Defense. Mr. O'Neal stated he does not think there are any surprises in it. Mr. Langford stated the report does not appear to have anything substantial in it. COURT ORDERED, if there is anything in the report that creates a problem, the Court will take a recess. Court proceeded with the trial. 1:12PM Jury present followed by continued testimony. Exhibits marked per the worksheet. 2:45 PM Court excused the jury for the evening until 2/20/01 at 1:30 PM.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 20, 2001

99C161426

The State of Nevada vs Mack C Mason

February 20, 2001

10:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk:

DOROTHY KELLY

Reporter/Recorder:

TINA SMITH Heard

By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- Court convened **INSIDE THE PRESENCE OF THE JURY** at 1:35 P.M. Witnesses sworn and testified, as per worksheet. **OUTSIDE PRESENCE OF JURY:** Mr. O'Neale stated the crime scene analyst opened a wallet containing papers in front of the Clerk; he wants to offer the pawn ticket, ID and cancellation receipt; he will not offer the miscellaneous papers; neither side has looked at these items until today. Court showed counsel a note received from a juror regarding a statement by a witness as to filing income tax. Court stated the information as to filing income tax is information known by a lot of people; the matter will be covered by jury instructions. Court stated if counsel wants something additional, they can come up with a stipulation or put it on the record tomorrow. Mr. Langford stated while walking to the Courthouse today, someone came up and smiled and he said 'hello'. He further stated it occurred to both of them, she was a juror and he the defense attorney. Mr. O'Neale stated he wanted the foregoing on the record as there may have been an affidavit in

several years. Mr. Schieck stated he advised Mr. O'Neale the defense is adding more witnesses, Felicia Jackson's brother, a Vista Motel female clerk and the custodian of records from Marks Bros. Jewelry Store. Mr. O'Neale stated he will deal with that issue when the witnesses are offered. INSIDE THE PRESENCE OF THE JURY: Testimony presented; exhibits marked and admitted, as per worksheet. Court admonished and excused jury. OUTSIDE PRESENCE OF JURY: Court advised deft of his right to or not to testify. Court adjourned at 4:44 P.M.
TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 21, 2001

99C161426

The State of Nevada vs Mack C Mason

February 21, 2001

9:30 AM

Jury Trial

TRIAL BY JURY

Court Clerk:

DOROTHY KELLY

Reporter/Recorder:

TINA SMITH Heard

By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- Court CONVENED OUTSIDE THE PRESENCE OF THE JURY at 10:40 A.M. Mr. O'Neale stated if defense contests voluntariness of defendant's statement, a hearing will be necessary. Mr. Schieck stated defense will not contest same. Court stated it reviewed in camera three PSI's on Dudley Thomas and did not find anything discoverable about his background. INSIDE PRESENCE OF JURY: Testimony resumed; exhibits marked and admitted, as per worksheet. State RESTED at 2:02 P.M. Defense witnesses sworn and testified, exhibits marked and admitted, as per worksheet. Court admonished and excused jury and recessed at 5:04 P.M.

TRIAL BY JURY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 22, 2001

99C161426

The State of Nevada vs Mack C Mason

February 22, 2001

10:00 AM

Jury Trial

TRIAL BY JURY

Court Clerk:

DOROTHY KELLY

Reporter/Recorder:

TINA SMITH Heard

By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- Court CONVENED OUTSIDE THE PRESENCE OF THE JURY at 10:26 A.M. Jury Instructions Settled. No objection by either side to verdict forms. INSIDE PRESENCE OF JURY: Testimony presented; exhibits marked and admitted, as per worksheet. Defense RESTED. State presented Rebuttal Witnesses. Both sides RESTED. Court read Jury Instructions to Jury. Closing arguments by Ms. Weckerly, Ms. Langford and Mr. Schieck. Rebuttal argument by Mr. O'Neale. Jurors left to begin deliberations at 4:22 P.M. Jury excused for the day at approximately 5 P.M. and to return tomorrow at 8:30 A.M. to resume deliberations.

TRIAL BY JURY

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

February 23, 2001

99C161426

The State of Nevada vs Mack C Mason

February 23, 2001

10:00 AM

Jury Trial

TRIAL BY JURY

Court Clerk:

DOROTHY KELLY

Heard By: Hardcastle,
Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Jury deliberated all day without reaching a verdict and were excused at 4:20 P.M. to return on Monday, February 26th.

TRIAL BY JURY

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

February 26, 2001

99C161426

The State of Nevada vs Mack C Mason

February 26, 2001

1:45 PM

Jury Trial

TRIAL BY JURY

Relief Clerk:

GEORGETTE

BYRD/GB

Reporter/Recorder:

TINA SMITH Heard

By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- 4:03 PM jury foreperson brought in and questioned regarding jury misconduct as to another juror. Juror #7 brought in and questioned by the Court, and then returned to the deliberation room. Outside the presence of the jury, colloquy between Court and Counsel regarding allen charge. Jury panel brought into courtroom and read the allen charge which was added to the jury instructions as #48. Court exused the jury until 2/27/01 at 9:30 AM.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 27, 2001

99C161426

The State of Nevada vs Mack C Mason

February 27, 2001**1:45 PM****Jury Trial****TRIAL BY JURY****Court Clerk:****DOROTHY KELLY****Reporter/Recorder:****TINA SMITH Heard****By: Kathy Hardcastle****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- Court convened OUTSIDE THE PRESENCE OF THE JURY at 1:31 P.M. Court informed counsel the jury reached their verdicts and stated the State may be requesting to reopen the case to submit evidence of possession of firearm by ex-felon. Court stated it will bring in the Jury and review the verdicts; if the verdicts are in order, they will be read and if it is requested the jury be polled, they will be. Court further stated if the State wants to re-open the case, the Court will inform the Jury and the State may submit what evidence they have, as well as the defense, and Court will read Jury Instructions to the Jury. Mr. Schieck stated he has no objection to the Jury Instructions but objects to the procedure. He further stated as to ex-felon charges, the Supreme Court ruled in a case the charges had to be severed. He continued that he felt that meant a separate trial and jury. He further stated he does not know if the deft received adequate information from counsel as to what effect his testifying has to the ex-felon charge. He further stated if the State wants to proceed with the ex-felon

charge he wants a new jury selected on that charge. Mr. O'Neale stated before the start of trial it was discussed about not reading Count VI to the Jury; that does not affect the deft's decision to or not to testify. He further stated there was never an indication the charge would be severed to a separate jury. He continued that he does not know if it will be necessary to proceed, as the verdicts have not been read; there is no error in proceeding the way the Court has indicated. Mr. Schieck stated he and Mr. Langford agree the concept of the same jury was not discussed. Court stated the purpose of siphoning the ex-felon charge is that the jury is not influenced by that charge. Court noted the procedure requested by the State has been done before; this is not something new and the procedure will be followed as outlined. Court stated Jury Instruction Numbers 49, 50, 51 and 52 will be added on and the jury will deliberate. No objection by Mr. Schieck to the Possession of Firearm by Ex-Felon Verdict Form. Jurors returned to the Courtroom and the Clerk read the following verdicts: COUNTS I,III - BURGLARY WHILE IN POSSESSION OF A FIREARM - GUILTY COUNT II - GRAND LARCENY OF A FIREARM - NOT GUILTY COUNT IV - MURDER WITH USE OF A DEADLY WEAPON (OPEN MURDER) - GUILTY COUNT V - SECOND DEGREE KIDNAPPING WITH USE OF A DEADLY WEAPON - GUILTY
Jurors polled at request of counsel. Court advised jurors of the date of the penalty hearing and admonished and excused them for the day and recessed at 1:50 P.M.
CUSTODY
03-05-01 10:30 A.M. PENALTY HEARING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 05, 2001

99C161426

The State of Nevada vs Mack C Mason

March 05, 2001

9:00 AM

All Pending Motions

**ALL PENDING
MOTIONS 03-05-01
Court Clerk:
DOROTHY KELLY
Reporter/Recorder:
TINA SMITH Heard
By: Kathy Hardcastle**

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Langford, Robert L.

Attorney

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- PENALTY HEARING...DEFT'S MTM IN LIMINE TO LIMIT PENALTY HEARING EVIDENCE TO THE NOTICE OF EVIDENCE IN AGGRAVATION Argument by Mr. Schieck in support of his motion. He cited Rule 250 and Rule 250 (4) (f), and stated Subsection (4) (f) applies to character evidence and to any evidence presented at the penalty hearing. Argument by Mr. O'Neale, who stated the defense has been on notice of the evidence at issue for months. He further stated there is no due process violation and there is no harm here. Further argument by Mr. Schieck, who stated in addition to Flora Mason's statements, the State said it was going to call Steve Owens; he is not endorsed. He further stated the State has not given statutory notice. COURT ORDERED, evidence by Deputy District Attorney, Steve Owens, will not be permitted. Court stated it will take UNDER ADVISEMENT the Statement of Flora Mason regarding the 1995 incident. COURT ORDERED,

testimony as to the January 27, 1999, and December 13, 1996, incidents will be allowed in; counsel may bring in that debt was convicted of a gross misdemeanor in 1995; if defense wants to bring in the Alford Plea the definition of Alford Plea will be allowed. Court informed counsel of communication received by the bailiff from one of the jurors. INSIDE THE PRESENCE OF THE JURY: Opening Statements by Ms. Weckerly and Mr. Schieck. Testimony presented, exhibits marked and admitted, as per worksheet. OUTSIDE PRESENCE OF THE JURY: Flora Mason questioned by State and defense counsel so Court could determine admissibility of her statements. COURT ORDERED, Testimony of Flora Mason will be ALLOWED. INSIDE PRESENCE OF THE JURY: Testimony resumed. State RESTED. Testimony presented; exhibits marked and admitted, as per worksheet. Defense RESTED. OUTSIDE PRESENCE OF THE JURY: Jury Instructions SETTLED. No objection by either side to Verdict Forms. INSIDE PRESENCE OF JURY: Court read Jury Instructions to Jury. Closing arguments by Mr. O'Neale, Mr. Schieck, Mr. Langford and Ms. Weckerly. Jury left to begin deliberations at 4:20 P.M. Jury was excused at approximately 5:00 P.M. to return tomorrow at 9:00 A.M.

PENALTY HEARING

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 06, 2001

99C161426

The State of Nevada vs Mack C Mason

March 06, 2001

10:00 AM

Penalty Hearing

**PENALTY
HEARING Court
Clerk: DOROTHY
KELLY
Reporter/Recorder:
TINA SMITH Heard
By: Kathy Hardcastle**

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:	Langford, Robert L.	Attorney
	Mason, Mack C	Defendant
	O'Neale, Lawrence J.	Attorney
	Schieck, David M.	Attorney
	Weckerly, Pamela C.	Attorney

JOURNAL ENTRIES

- Jury returned at 1:30 P.M. with the following Verdicts, which were read by the Clerk. Jury IMPOSED a sentence of LIFE IN NEVADA STATE PRISON WITHOUT THE POSSIBILITY OF PAROLE in CT. IV - Murder of the First Degree With Use of a Deadly Weapon. As to the SPECIAL VERDICT, Jury DESIGNATED that the mitigating circumstance or circumstances as follows have been established: 1) The deft has conformed to the rules and regulations of his incarceration and served as a trustee in the Clark County Detention Center. 2) The deft acted under the influence of passion or emotion. 3) The deft did not physically harm Felicia Jackson. 4) The deft completed the Crossroads Bible Institute's "Great Truths of the Bible" course. 5) The age of the deft. 6) Any other mitigating circumstances.

As to the Special Verdict, the Jury DESIGNATED that the Aggravating Circumstance or

Circumstances, as follows, have been established beyond a reasonable doubt: 1) The murder was committed while the person was engaged in the commission of or an attempt to commit any Burglary and the deft killed the person murdered. 2) The murder was committed by a person who had previously been convicted of a felony involving the use or threat of violence to the person of another. Jurors polled as to the Verdict of Life in NSP Without the Possibility of Parole at the request of Mr. Schieck. Court thanked and excused the Jury and ORDERED, matter REFERRED to the Division of Parole and Probation for a Pre-Sentence Report and set for sentencing on the remaining counts.
CUSTODY

04-30-01 9:00 A.M. SENTENCING - CTS. I-III & V (Jury Verdict)

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

April 30, 2001

99C161426

The State of Nevada vs Mack C Mason

April 30, 2001**9:00 AM****Sentencing****SENTENCING****Court Clerk:****DOROTHY KELLY****Reporter/Recorder:****TINA SMITH Heard****By: Kathy Hardcastle****HEARD BY:****COURTROOM:****COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

JOURNAL ENTRIES

- Ken Wheaton present for the Division of Parole and Probation. Mr. Schieck stated the deft provided him with a Pro Per Motion and is requesting it be filed to preserve the record. He further stated the deft wants the conviction overturned due to insufficient evidence. Court responded that is a matter to be raised on direct appeal. After conferring with Mr. Schieck, COURT ORDERED, David Schieck is APPOINTED to represent deft on appeal. Court DENIED Mr. Schieck's request to file deft's motion at the deft's request, stating no pro per motions can be filed when deft is represented by counsel. DEFT MASON ADJUDGED GUILTY OF COUNTS I AND III, BURGLARY WHILE IN POSSESSION OF A FIREARM (F), COUNT IV, MURDER WITH USE OF A DEADLY WEAPON (OPEN MURDER) (F) AND COUNT V - SECOND DEGREE KIDNAPING WITH USE OF A DEADLY WEAPON (F). Statement by Mr. Schieck. In addition to the \$25 Administrative Assessment Fee, \$250 DNA Fee and \$8,519 RESTITUTION, COURT ORDERED, Deft SENTENCED in CT. I to a MAXIMUM term of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Prisons with a MINIMUM Parole Eligibility of FORTY (40) MONTHS and is to submit to a test to determine genetic markers and in CT.

III to a MAXIMUM term of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Prisons with a MINIMUM Parole Eligibility of FORTY (40) MONTHS to run CONCURRENTLY with sentence in CT. I, and as to CT. IV, Court noted the Jury SENTENCED the deft to a term of LIFE, to be served CONCURRENTLY with COUNTS I and III, and as to CT. V, Deft SENTENCED to a MAXIMUM term of ONE HUNDRED EIGHTY (180) MONTHS in the Nevada Department of Prisons with a MINIMUM Parole Eligibility of FORTY (40) MONTHS plus an EQUAL and CONSECUTIVE term of a MAXIMUM of ONE HUNDRED EIGHTY (180) MONTHS with a MINIMUM of FORTY (40) MONTHS for weapon enhancement to be served CONSECUTIVELY to COUNT IV, with 719 Days Credit for Time Served.

CLERK'S NOTE: Clerk was advised by the Court the State was not going forward on Ct. VI - Possession of Firearm by Ex-Felon, therefore, that Count is DISMISSED. dk

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

May 14, 2001

99C161426

The State of Nevada vs Mack C Mason

May 14, 2001

9:00 AM

Motion

**STATE'S MOTION
FOR RETURN OF
EVIDENCE Court
Clerk: DOROTHY
KELLY
Reporter/Recorder:
TINA SMITH Heard
By: Kathy Hardcastle**

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Mason, Mack C

Defendant

O'Neale, Lawrence J.

Attorney

Schieck, David M.

Attorney

JOURNAL ENTRIES

- Objection by Mr. Schieck to State's motion. He stated there was a witness who indicated there was a shiny chrome pistol used; if there is any reason the defendant is able to obtain a new trial, the gun is crucial evidence. Mr. Schieck further stated he has no objection to the return of the shotgun. Argument by Mr. O'Neale, who stated that denying the motion would deprive the rightful owner of the gun. He further stated the issue of 'shiny' is a matter of fact for the jury. Court stated a similar gun could be shown and ORDERED, State's Motion for Return of Evidence is GRANTED. Mr. Schieck stated he will not waive the right to a similar gun.

CUSTODY

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

October 07, 2002

99C161426

The State of Nevada vs Mack C Mason

October 07, 2002

9:00 AM

Request

DEFT'S PRO PER
REQUEST
VOLUNTARY
DISMISSAL/32
Court Clerk: Carole
D'Aloia
Reporter/Recorder:
Tina Smith Heard
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT: Hehn, William A.

Attorney

JOURNAL ENTRIES

- COURT ORDERED, motion GRANTED and future date of 11/4/02 VACATED.
NDC

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

March 10, 2003

99C161426

The State of Nevada vs Mack C Mason

March 10, 2003

9:00 AM

Petition for Writ of Habeas
Corpus

DEFT'S PRO PER
PTN FOR WRIT OF
HABEAS CORPUS
AND
APPOINTMENT OF
COUNSEL/33 Court
Clerk: Dorothy Kelly
Reporter/Recorder:
Carrie Hansen Heard
By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Miller, James J.

Attorney

Schieck, David M.

Attorney

JOURNAL ENTRIES

- COURT ORDERED, David Schieck's Request to Withdraw as Counsel is GRANTED. COURT FURTHER ORDERED, matter CONTINUED for the State to file an Opposition.

NDC

DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS AND APPOINTMENT OF COUNSEL

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

March 12, 2003

99C161426

The State of Nevada vs Mack C Mason

March 12, 2003

9:00 AM

Petition for Writ of Habeas
Corpus

DEFT'S PRO PER
PTN FOR WRIT OF
HABEAS CORPUS
AND
APPOINTMENT OF
COUNSEL/33 Court
Clerk: Dorothy Kelly
Reporter/Recorder:
Carrie Hansen Heard
By: Hardcastle, Kathy

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT: Bauer, Elizabeth B.

Attorney

JOURNAL ENTRIES

- Ms. Bauer noted the State does not have a Writ yet. Court stated that one has been filed. Court stated it needs a response from the State as to appointment of counsel and ORDERED, matter CONTINUED.

NDC

DEFT'S PRO PER PETITION FOR WRIT OF HABEAS CORPUS (POST CONVICTION) AND APPOINTMENT OF COUNSEL

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

April 14, 2003

99C161426

The State of Nevada vs Mack C Mason

April 14, 2003

9:00 AM

Motion

DEFT'S PRO PER
MTN TO SECURE/34
Relief Clerk: Billie Jo
Craig
Reporter/Recorder:
Carrie Hansen Heard
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Roger, David J.

Attorney

Whicker, Dennis G.

Attorney

JOURNAL ENTRIES

- Mr. Whicker advised no reply was filed as it is due May 14, 2003. COURT ORDERED, Defendant's Pro Per Motion to Secure is DENIED as it is untimely.

NDC

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

May 14, 2003

99C161426

The State of Nevada vs Mack C Mason

May 14, 2003

9:00 AM

Petition for Writ of Habeas
Corpus

DEFT'S PRO PER
PTN FOR WRIT OF
HABEAS CORPUS
AND
APPOINTMENT OF
COUNSEL/33 Court
Clerk: Dorothy Kelly
Reporter/Recorder:
Carrie Hansen Heard
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT: Bauer, Elizabeth B.

Attorney

JOURNAL ENTRIES

- Court stated Deft. has not set forth grounds for a basis for the Petition for the necessity of appointment of counsel; just bare allegation. COURT ORDERED, Deft's Pro Per Petition for Writ of Habeas Corpus (Post Conviction) and Appointment of Counsel. State to prepare the Order.

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

June 02, 2003

99C161426

The State of Nevada vs Mack C Mason

June 02, 2003

9:00 AM

Motion

DEFT'S PRO PER
MTN FOR AN
ENLARGEMENT
OFOF TIME/35
Court Clerk: Dorothy
Kelly
Reporter/Recorder:
Deborah
VanBlaricom Heard
By: Kathy Hardcastle

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT: Miller, James J.

Attorney

JOURNAL ENTRIES

- Court stated Deft's presence is waived and ORDERED, Deft's Pro Per Motion for Enlargement of Times is DENIED. COURT FURTHER ORDERED, matter CONTINUED two weeks to look at the file and to see if everything has been decided.

NDC

06-16-03 9:00 A.M. FURTHER PROCEEDINGS

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

June 16, 2003

99C161426

The State of Nevada vs Mack C Mason

June 16, 2003

9:00 AM

Further Proceedings

**FURTHER
PROCEEDINGS
Court Clerk: Dorothy
Kelly
Reporter/Recorder:
Carrie Hansen Heard
By: Kathy Hardcastle**

HEARD BY:

COURTROOM:

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Fattig, John T

Attorney

JOURNAL ENTRIES

- Court noted it previously denied a Writ on May 14, 2003, and further noted Deft's Motion for Enlargement of Time was denied. COURT ORDERED, Deft's Pro Per Motion for Leave to File an Amended Petition for Writ of Habeas Corpus scheduled to be heard on June 23rd, is DENIED on the basis it was filed untimely. June 23rd, Date is VACATED. Deft's presence is WAIVED; Case CLOSED.
NDC

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

April 19, 2011

99C161426

The State of Nevada vs Mack C Mason

April 19, 2011

9:00 AM

Petition for Writ of Habeas
Corpus

HEARD BY: Barker, David

COURTROOM: RJC Courtroom 10D

COURT CLERK: Tia Everett

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:

Fattig, John T

Attorney

Attorney

State of Nevada

Plaintiff

JOURNAL ENTRIES

- Court noted lack of Defendant's presence as he is in custody in the Nevada Department of Corrections (NDC). COURT ORDERED, matter CONTINUED for Judge Tao's presence.

NDC

CONTINUED TO: 4/28/2011 9:00 AM

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

April 28, 2011

99C161426

The State of Nevada vs Mack C Mason

April 28, 2011

9:00 AM

Petition for Writ of Habeas
Corpus

HEARD BY: Tao, Jerome T.

COURTROOM: RJC Courtroom 10D

COURT CLERK: Tia Everett

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT: Kramer, Kristen B.
State of Nevada

Attorney
Plaintiff

JOURNAL ENTRIES

- Court reviewed point

Court FINDS, pursuant to NRS 34.726 petition is untimely and procedurally time barred as the petition was filed 8 years after remittitur was issued, making petition untimely and Defendant has failed to show good cause for the delay in filing the petition; therefore, COURT ORDERED, Petition DENIED. Ms. Storms for the Public Defender's office moved to withdraw as counsel for the record. Court stated counsel previously withdrew and Defendant was previously represented by the Special Public Defender's office.

NDC

CLERK'S NOTE: The above minute order has been distributed to:

Mack Mason # 69060
H.D.S.P.
PO Box 650
Indian Springs, NV 89018

DISTRICT COURT
CLARK COUNTY, NEVADA

Felony/Gross Misdemeanor

COURT MINUTES

July 05, 2016

99C161426

The State of Nevada vs Mack C Mason

July 05, 2016

8:30 AM

Motion

HEARD BY: Johnson, Eric

COURTROOM: RJC Courtroom 10D

COURT CLERK: Linda Skinner

RECORDER:

REPORTER: Amber Riggio

PARTIES

PRESENT:

Lexis, Chad N.
State of Nevada

Attorney
Plaintiff

JOURNAL ENTRIES

- Court noted Defendant is in prison and not present today and that this is not the proper vehicle to challenge the Judgment of Conviction, that Defendant should have filed a Writ of Habeas Corpus. So, this Court will treat the Motion as a Writ of Habeas Corpus. As such, the Writ is untimely as it was filed over 12 years after the 1 year time frame. Defendant raises claims that should have been presented in an earlier proceeding and fails to demonstrate good cause for failing to do so. Defendant does not present any new evidence and fails to demonstrate prejudice. Therefore, COURT ORDERED, Motion (Writ) DENIED.

NDC

CLERK'S NOTE: A copy of this Minute Order was mailed to Defendant:

MACK C. MASON #69060
SOUTHER DESERT CORRECTIONAL CENTER
P.O. BOX 208
INDIAN SPRINGS, NV 89070-0208

CASE NO. C. 161426

^{Only} TRIAL DATE: 2-14-01

DEPT. NO. TV

JUDGE: Kathy Hurdcastle

State of Nevada
PLAINTIFF

CLERK: Debrah Kelly

REPORTER: Jana Smith

VS.
Mack C. Mason

P. J. O'Neale, v Pam Weckerly
COUNSEL FOR THE PLAINTIFF

David Schuck v Robert Longene
COUNSEL FOR THE DEFENDANT

DEFENDANT

STATE'S EXHIBITS

OFFERED ADMITTED

EXHIBIT	OFFERED	ADMITTED
1. Photo of .38 Revolver	2/15/01 <input checked="" type="checkbox"/> ready	<input checked="" type="checkbox"/> 2/15/01
2. Certified Copy of Gun Registration	2/15/01 <input checked="" type="checkbox"/> ready	<input checked="" type="checkbox"/> 2/15/01
3. SHOTGUN	2/15/01 <input checked="" type="checkbox"/> ready	<input checked="" type="checkbox"/> 2/15/01
4. Poster - Street Diagram	2/15/01 <input checked="" type="checkbox"/> ready	<input checked="" type="checkbox"/> 2/15/01
5. Pawn Ticket	2/15/01 <input checked="" type="checkbox"/> ready	<input checked="" type="checkbox"/> 2/15/01
6. Top Half of Pawn Ticket	2/15/01 <input checked="" type="checkbox"/> ready	<input checked="" type="checkbox"/> 2/15/01
7. POSTER - STREET aerial photo depicting pawnshop	2/15/01 <input checked="" type="checkbox"/> ready	<input checked="" type="checkbox"/> 2/15/01
8. ZEROX Copy of Receipt	2/15/01 <input checked="" type="checkbox"/> ready	<input checked="" type="checkbox"/> 2/15/01
9. Copy of Consent to Search Form	2/15/01 <input checked="" type="checkbox"/> ready	<input checked="" type="checkbox"/> 2/15/01
10. Large Aerial Poster	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
11. Photo house	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
12. Photo Vista motel	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
13. photo victim	FEB 16 2001 <input checked="" type="checkbox"/> obj	FEB 16 2001 <input checked="" type="checkbox"/>
14) Photo Victim	FEB 16 2001 <input checked="" type="checkbox"/> obj	FEB 16 2001 <input checked="" type="checkbox"/>
15) Photo Victim	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
16) Photo Victim	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
17) Photo x-Ray of Victim	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
18) Photo * Ray of Victim	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
19) Envelope (Evidence)	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
20) Bullet fragments from envelope	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>

OFFERED ADMITTED

Exhibit Description	OFFERED	ADMITTED
20) Photo of Address # 903	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
21) Photo of Address # 3	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
22) Photo of Apt. Room + documents	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
23) Photo of Paper documents	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
24) Photo Clothes near Bed	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
25) Photo Clothes	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
26) Photo money	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
27) Large Poster & Room Diagram	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
28) Photo of Bed T.V.	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
29) photo of Bed	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
30. Photo - Motel	2/20/01 <input checked="" type="checkbox"/> <i>not</i>	2/20/01 <input checked="" type="checkbox"/>
31. " - Vent	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
32. " - Hole in wall in Room 205	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
33. " - " " " " " "	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
34. " - Room 204 - Hole in wall	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
35. " - dark Colored wallet w/ paperwork	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
36. " - Closeup of wallet w/ ID of dept.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
37. " - interior view of Room 204	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
38. " - Closeup view of vent	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
39. " - " " " " " (Room 104) <i>revolver in vent</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
40. " - " " " " " <i>showing revolver</i>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
41. " - Close up of Smith & Wesson pistol	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
42. " - " " " " " "	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
43 - Evidence Envelope	2/20/01 <input checked="" type="checkbox"/> <i>not</i>	2/20/01 <input checked="" type="checkbox"/>
43 a - * Wallet containing papers	2/20/01 <input checked="" type="checkbox"/> <i>"</i>	2/20/01 <input checked="" type="checkbox"/>

* - wallet admitted; not all papers admitted

OFFERED ADMITTED

43B. - NV ID Card - Mack C Mason	2/20/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/20/01
43C - Pawn Receipt for Shotgun	2/20/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/20/01
43D - Marks Bros. Jewelers Receipt	2/20/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/20/01
44 - Box containing Revolver	2/21/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/21/01
44A. Plastic bag containing envelopes containing cartridges	2/20/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/20/01
44B - Gun	2/20/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/20/01
45. Photo - Sm 205 - mattress & wallet	2/20/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/20/01
46. " - personal property ^{2 traps slices} liquor bottle	2/20/01	<input checked="" type="checkbox"/>	"	<input checked="" type="checkbox"/>	2/20/01
47. " dresser w/ shoe paper, white bag, gun bottle, black bag	2/20/01	<input checked="" type="checkbox"/>	"	<input checked="" type="checkbox"/>	2/20/01
48. Poster -	2/21/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/21/01
49. Card - LVMPD (Rights of Persons Arrested)	2/21/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/21/01
50. Card w/ receipt # 291333 stapled	2/21/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/21/01
51. Poster depicting Motel	2/21/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/21/01
52. Poster depicting Pawn Shop	2/21/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/21/01
53 - Colored Photo - Office of Vista Motel	2/22/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/22/01
54 - " " - Office of Vista Motel	2/22/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/22/01
55 - " " - Hallway & stairs	2/22/01	<input checked="" type="checkbox"/>	"	<input checked="" type="checkbox"/>	2/22/01
56 - " " - " " " "	2/22/01	<input checked="" type="checkbox"/>	"	<input checked="" type="checkbox"/>	2/22/01
57 - " " - " " " "	2/22/01	<input checked="" type="checkbox"/>	"	<input checked="" type="checkbox"/>	2/22/01
58 - Photo of black bag, white bag, TV, bottle	2/22/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/22/01
59 - CCDC Inventory sheet	2/22/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	2/22/01

PENALTY HEARING

60. Certified Copy from State of Texas reflecting custody of Mack Mason	3/5/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	3/5/01
61. Judgment of Conviction (Mack Mason) filed 9-21-95	3/5/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	3/5/01
62. Amended Information filed 9/14/95 (Mack C. Mason)	3/5/01	<input checked="" type="checkbox"/>	no obj	<input checked="" type="checkbox"/>	3/5/01

CASE NO. C 161426

July
TRIAL DATE: 2-14-01

DEPT. NO. IV

JUDGE: Kathy Hardcastle

State of Nevada
PLAINTIFF

CLERK: Dorothy Kelly

REPORTER: Joni Smith

VS.
Mark C. Mason

L. J. O'Male & Pam Meekerly
COUNSEL FOR THE PLAINTIFF

David Schick & Robert Shaffer
COUNSEL FOR THE DEFENDANT

DEFENDANT

DEFENDANT'S EXHIBITS

	OFFERED	ADMITTED
A Photo of Vista Motel	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
B Photo house	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
C Photo house	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
D Photo	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
E Photo	FEB 16 2001 <input checked="" type="checkbox"/>	FEB 16 2001 <input checked="" type="checkbox"/>
F. Photo - Tel, Radio, phone, Beer Bottle	<input type="checkbox"/>	<input type="checkbox"/>
G. ^{copy} MARKS BROS. JEWELERS RECEIPT	2/21/01 <input checked="" type="checkbox"/> no obj	2/21/01 <input checked="" type="checkbox"/>
H. ^{copy} " " " "	2/21/01 <input checked="" type="checkbox"/> no obj	2/21/01 <input checked="" type="checkbox"/>
I. ^{copy} " " " "	2/21/01 <input checked="" type="checkbox"/> no obj	2/21/01 <input checked="" type="checkbox"/>
J. ^{copy} " " " "	2/21/01 <input checked="" type="checkbox"/> no obj	2/21/01 <input checked="" type="checkbox"/>

PENALTY HEARING

K. Crossroad Bible Institute Certificate	3/5/01 <input checked="" type="checkbox"/> no obj	3/5/01 <input checked="" type="checkbox"/>
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COURT'S EXHIBITS

001. Note from Juror	<input type="checkbox"/>	<input type="checkbox"/>
002. Note from foreperson (Hamilton)	<input type="checkbox"/>	<input type="checkbox"/>
003. Note from foreperson (Hamilton)	<input type="checkbox"/>	<input type="checkbox"/>
004. note from Juror Mary Fjelsta	<input type="checkbox"/>	<input type="checkbox"/>
005. Note from Juror Cindy Horvitz	<input type="checkbox"/>	<input type="checkbox"/>
006. Note from Al Fitzgerald, Bailiff Re: Juror No. 7	<input type="checkbox"/>	<input type="checkbox"/>
007. Note from Judge Hardcastle's responding to Juror's question (attached)	<input type="checkbox"/>	<input type="checkbox"/>



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

MACK MASON #69060
P.O. BOX 208
INDIAN SPRINGS, NV 89070

DATE: September 15, 2016
CASE: 99C161426

RE CASE: STATE OF NEVADA vs. MACK C. MASON

NOTICE OF APPEAL FILED: September 14, 2016

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; DESIGNATION OF RECORD ON APPEAL; DISTRICT COURT DOCKET ENTRIES; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

MACK C. MASON,

Defendant(s).

Case No: 99C161426

Dept No: XX

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 15 day of September 2016.

Steven D. Grierson, Clerk of the Court

Chaunte Pleasant

Chaunte Pleasant, Deputy Clerk

