

Supreme Court No. 73436

Petition for Writ of Habeas Corpus
"ADDENDUM"

In the Matter of the Application
of James H Hayes, Petitioner
for a Writ of Habeas Corpus.

The State of Nevada, Respondent

FILED TO W

SEP 26 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY DEPUTY CLERK

To: The Honorable Judge of the Supreme Court
of the State of Nevada:
Points and Authorities

PETITIONER further contends that the evidence
by the state at the preliminary hearing was not
sufficient to satisfy the burden of probable cause
that a crime was committed and that the
petitioner committed it. Nev. Rev. Stat § 34.500 Ex
Parte Rollis, 71 Nev. 276, 288 P.2d 450; Ex Parte Kline,
71 Nev. 124, 282 P.2d 367.

Whereas, testimony and written report are
totally devoid of a wrongful entry. Robert Hutchinson,
76 Nev. 478, 357 P.2d 589 (1960)

Whereas, states witness Mr. Joshua Jarvis
preliminary hearing testimony was filled with
hearsay and secondary evidence through petitioner's
counsel failure to object.

Whereas, Mr Jarvis preliminary hearing

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SEP 12 2017

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17-901980

testimony was filled with contradictions from his initial voluntary statement on the day the alleged event took place and from the investigation report prepared by Detective William Rader dated the 30th day of May in 2013.

WHEREAS, the state did not introduce into evidence at preliminary hearing any written statements or testimony from the three (3) female occupants of said room 17151 at the Excelsior Hotel that petitioner did not have consent to be in room or that any property (goods or money) was missing. Furthermore, state did not introduce into evidence or produce hotel registration of said day to show that Mr. Jarvis was a registered occupant to said room 17151 at Excelsior Hotel.

WHEREAS, petitioner further contends that the District Court is without jurisdiction to proceed further with the trial, since it is the absence of evidence that supplies the cause for challenge via habeas.

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CERTIFICATE OF SERVICE BY MAILING

I, JAMES H HAYES, hereby certify, pursuant to NRCP 5(b), that on this 11
day of September 20 17, I mailed a true and correct copy of the foregoing, "Petition
for writ of Habeas Corpus "ADDENDUM""

by depositing it in the High Desert State Prison, Legal Library, First-Class Postage, fully prepaid,
addressed as follows:

STAVEN D GRIERSON
CLERK OF THE COURT
200 LOUIS AVE
LAS VEGAS, NV 89155-11601

STAVEN B. WOLFSON
CLERK COURT DISTRICT ATTORNEY
200 LOUIS AVENUE
LAS VEGAS, NV 89155-2212

CC:FILE

DATED: this 11 day of September 2017.

JAMES H HAYES 1175077
James H Hayes #
/In Propria Personam
Post Office box 650 [HDSP]
Indian Springs, Nevada 89018
IN FORMA PAUPERIS.

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CLERK OF SUPREME COURT
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AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding

Petition

for writ of Habeas Corpus "ADDENDUM"
(Title of Document)

filed in Supreme Court District Court Case number 73436

☒ 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.

James H. Hayes
Signature

9-11-17
Date

JAMES H HAYES
Print Name

Pro SE
Title

