



SUPREME COURT OF NEVADA
OFFICE OF THE CLERK
ELIZABETH A. BROWN, CLERK
201 SOUTH CARSON STREET, SUITE 201
CARSON CITY, NEVADA 89701-4702

Telephone
(775) 684-1600

January 8, 2019

Luis Richard Sanchez
Inmate ID: 1108190
High Desert State Prison
P.O. Box 650
Indian Springs, NV 89070

Re: High Desert State Prison vs. Sanchez, Supreme Court Case No. 77622

Dear Mr. Sanchez:

We are returning, unfiled, the "Proper Person Appellant's Informal Brief" received in this office on January 4, 2019 in the above-entitled matter.

Appellant's Opening Brief is due April 10, 2019. Your Answering Brief will be due 30 days after their brief is filed.

Sincerely,

A handwritten signature in cursive script that reads "D. Richards".

D. Richards
Deputy Clerk

Enclosures

19-01075

IN THE SUPREME COURT OF THE STATE OF NEVADA

State of Nevada
Appellant,
vs.
Luis Sanchez
Respondent.

Supreme Court No. 77622

District Court No. A-18-775677-W

**RETURNED
UNFILED**

JAN 08 2019

ELIZABETH A. BROWN
CLERK OF SUPREME COURT

BY DEPUTY CLERK

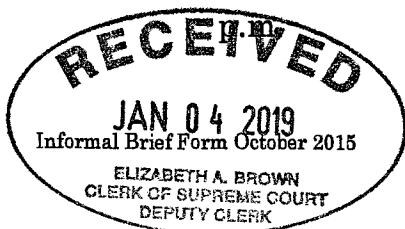
APPELLANT'S INFORMAL BRIEF

INSTRUCTIONS: If you are an appellant proceeding pro se (without an attorney) in the Nevada Supreme Court, you must file either (1) a brief that complies with Nevada Rule of Appellate Procedure (NRAP) 28(a), or (2) a completed copy of this informal brief form, see NRAP 28(k), with the Nevada Supreme Court on or before the due date, see NRAP 31. In civil appeals, if you do not file one of these documents by the due date, the Nevada Supreme Court may dismiss your appeal. In postconviction criminal appeals, if you do not file one of these documents by the due date, the Nevada Supreme Court or Nevada Court of Appeals may decide your appeal on the record without briefing.

HOW TO FILL OUT THIS FORM: This form must be typed, unless you are incarcerated, in which case it must be clearly handwritten. You do not need to refer to legal authority or the district court record. If you are completing your brief on this form, write only in the space allowed on the form. **Additional pages and attachments are not allowed.** If typing an informal brief, you may either use the lined paper contained in this form or an equivalent number of pages of your own paper. Your brief will be stricken if you fail to follow the directions in this form and the Nevada Rules of Appellate Procedure.

WHERE TO FILE THE BRIEF: You may file your brief in person or by mail.

To file your brief in person: Bring the brief to the Clerk's Office at the Supreme Court of Nevada, 201 South Carson Street, Carson City, Nevada, or at the Regional Justice Center Clerk's Office (Drop Box), 200 Lewis Street, 17th Floor, Las Vegas, Nevada. You can file your brief Monday through Friday, 8:00 a.m. to 4:00



To file your brief by mail: Mail the brief to the Clerk of the Supreme Court of Nevada, 201 South Carson Street, Carson City, Nevada 89701. **Your brief must be postmarked on or before the due date.**

You must file the original brief and 1 copy with the clerk of the Nevada Supreme Court. If you want the clerk to return a file-stamped copy of your brief, you must file the original form and 2 copies and include a self-addressed, stamped envelope. Documents cannot be faxed or emailed to the Supreme Court Clerk's Office.

Copies of the brief must be mailed or delivered to the other parties to this appeal or to the parties' attorneys, if they have attorneys. You must also include a proper certificate of service or complete the certificate that is attached to the informal brief form.

CAUTION: Pro se parties are prohibited from representing other parties. A pro se party may not complete a brief on behalf of other parties. Pro se parties may collaborate on their briefs, however, provided that if one brief is submitted on behalf of multiple pro se parties, each party must sign and date the brief to confirm that he or she has participated in the preparation of the brief and, by his or her signature, joins in the arguments and representations contained therein.

Judgment or Order You Are Appealing. List the judgment or order that you are appealing from and the date that the judgment or order was filed in the district court.

Filed Date	Name of Judgment or Order
11/28/2018	Writ of Habeas Corpus

Notice of Appeal. Give the date you filed your notice of appeal in the district court: N/A

Related Cases. List all other court cases related to this case. Provide the case number, title of the case and name of the court where the case was filed.

N/A

Case No.	Case Title	Name of Court

Pro Bono Counsel. Would you be interested in having pro bono counsel assigned to represent you in this appeal?

☒ Yes ☐ No

NOTE: If the court determines that your case may be appropriate for having pro bono counsel assigned, an appropriate order will be entered. Assignment of pro bono counsel is not automatic.

Statement of Facts. Explain the facts of your case. (Your answer must be provided in the space allowed.)

1) The Court grants Mr. Sanchez's petition for good time credits pursuant to the Williams decision.
In light of the Williams decision, the court finds Mr. Sanchez is entitled to good time credits deductions from his

parole eligibility date under NRS 209.4465 (7)(b). Mr. Sanchez's offence dates span a time period between 2006 and 2013. The information in the criminal case does not distinguish any specific dates within this range. The Court has no way to determine which offences or part of offences occurred prior to July 1, 2007. Separating the range would violate the Ex Post Facto Clause of the United States Constitution pursuant to *Weaver v. Graham*, 450 U.S. 24, 33-34 (1981). The Nevada Supreme Court has upheld this case.

As such, the Court must interpret the statute in favor of the Petitioner. Therefore, the Court finds Mr. Sanchez is entitled to good time credit deductions from his parole eligibility date under NRS 209.4465

* Respondant accepts this order/ruling

2) Maximum sentence good time credits already received/earned.

* Respondant accepts this order/ruling

3) Mr. Sanchez was awarded pre-sentence credit.

* Respondant accepts this order/ruling

4) The Court denies Mr. Sanchez's petition regarding work credits.

* Respondant challenges this order/ruling (see below)

Statement of District Court Error. Explain why you believe the district court was wrong. Also state what action you want the Nevada Supreme Court to take. (Your answer must be provided in the space allowed).

4) The Court denies Mr. Sanchez's petition regarding work credits.

Argument:

Mr. Sanchez has worked in the H.D.S.P. Chapel from 3/1/2018 - present. Please call or write HDSP Chaplain Julio Caldin for verification.

(702) 879-6680

Mr. Sanchez was attending school from
3/1/2014 - 5/1/2019

Mr. Sanchez is entitled to these
work/school credits.

This image shows a single page of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page, leaving small margins at the top and bottom. There is no handwriting or printed text on the page.

Lined area for text entry.

DATED this 26 day of December, 20 18.


Signature of Appellant

Luis Sanchez
Print Name of Appellant

CERTIFICATE OF SERVICE

I certify that on the date indicated below, I served a copy of this completed informal brief form upon all parties to the appeal as follows:

☐ By personally serving it upon him/her; or

☒ By mailing it by first-class mail with sufficient postage prepaid to the following address(es) (list names and address(es) of parties served):

*Clerk of the Supreme Court of Nevada
201 South Carson Street
Carson City, Nevada 89701*

DATED this 26 day of December, 2018.



Signature of Appellant

Luis Sanchez #1108190

Print Name of Appellant

HOSP
P.O. Box 650

Address

Indian Springs, NV. 89070

City/State/Zip

N/A

Telephone

Luis Sanchez #1108190
HDSP
P.O. Box 650
Indian Springs, NV. 89070

12/26/18

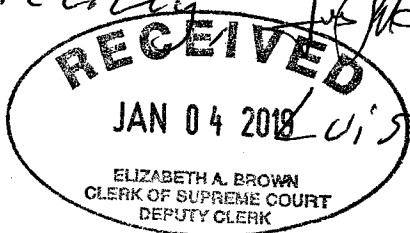
Clerk of the Supreme Court of Nevada
201 South Carson Street
Carson City, Nevada 89701

Clerk of the Court: Case # DC-A-18-725677-

As the respondent to the District
Attorney Appeal, please find my Informal
Brief.

Please copy as needed and mail to me
a file stamped copy for my records. I
have included a S.A.S.E.

Sincerely, 



Luis Sanchez #1108190