

JASON HILLIARD, AKA,
MATTHEW GODDNER #74383
LOVELOCK CORRECTIONAL CENTER
1200 PRISON ROAD
LOVELOCK, NEVADA 89419

Electronically Filed
7/30/2019 11:16 AM
Steven D. Grierson
CLERK OF THE COURT

Steven D. Grierson

Electronically Filed
Aug 05 2019 11:33 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
PLAINTIFF,
VS.
JASON HILLIARD, AKA,
MATTHEW GODDNER, #1602010,
DEFENDANT.

CASE No. 07C236726-2
DEPT No. XXIX

NOTICE OF APPEAL

PLEASE TAKE NOTICE, THAT DEFENDANT, JASON HILLIARD, AKA, MATTHEW GODDNER, IN PRO PER, HEREBY APPEALS TO THE NEVADA SUPREME COURT, THE DISTRICT COURT'S ORDER DENYING DEFENDANT'S MOTION TO CORRECT AN ILLEGAL SENTENCE AND VACATE JUDGMENT, SAID ORDER WAS FILED ON JUNE 28, 2019.

DATED THIS 16th DAY OF JULY, 2019.

RESPECTFULLY SUBMITTED,

Math
JASON HILLIARD, AKA,
MATTHEW GODDNER #74383
DEFENDANT, PRO PER

CERTIFICATE OF SERVICE

I, JASON HILLIARD, AKA, MATTHEW GODDNER, HEREBY CERTIFY PURSUANT TO NRCP 5(b), THAT ON THIS 16th DAY OF JULY, 2019, I HANDED TO LAW LIBRARY SUPERVISOR MRS. BEQUETTE THE FOREGOING NOTICE OF APPEAL TO BE MAILED TO:

EIGHT JUDICIAL DISTRICT COURT
ATTN: CLERK OF THE COURTHOUSE
200 LEWIS AVENUE, 3RD FLOOR
LAS VEGAS, NEVADA 89155

AND ON THE SAME DAY, I MAILED A TRUE/CORRECT COPY OF THE SAME TO:

DISTRICT ATTORNEY'S OFFICE
ATTN: ANN DUNN, DDA
200 LEWIS AVENUE
LAS VEGAS, NV 89155-2212

NEVADA SUPREME COURT
OFFICE OF THE CLERK
201 S. CARSON STREET
CARSON CITY, NV 89701

Matthew S

JASON HILLIARD, AKA, MATTHEW
GODDNER # 74383
LOVELOCK CORRECTIONAL CENTER
1200 PRISON ROAD
LOVELOCK, NEVADA 89419

NOTICE OF APPEAL LOGGED IN
APPEAL LOG AT L.C.C.

Matthew

AKA James Matthews

Lovelock Correctional Center

1200 Prison Rd

Lovelock, NV 89415



Lovelock Correctional Center

U.S. POSTAGE PITNEY BOWES



ZIP 89419 \$001.15⁰
02 JUN
0000340675 JUL 17 2019



Legal

* Privileged *

Eighth Judicial District Court
ATTN: Clerk of the Court
200 Lewis Avenue, 3rd Floor
Las Vegas, NV 89155

INMATE LEGAL
MAIL CONFIDENTIAL



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

10 STATE OF NEVADA,

11 Plaintiff(s),

12 vs.

13 JASON HILLIARD
14 aka MATTHEW GOODNER,

15 Defendant(s),

Case No: 07C236726-2

Dept No: XXIX

16
17 **CASE APPEAL STATEMENT**
18

19 1. Appellant(s): Matthew Goodner

20 2. Judge: David M. Jones

21 3. Appellant(s): Matthew Goodner

22 Counsel:

23 Matthew Goodner #74383
24 1200 Prison Rd
25 Lovelock, NV 89419

26 4. Respondent: The State of Nevada

27 Counsel:

28 Steven B. Wolfson, District Attorney
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. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No

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 7, 2007

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

Type of Judgment or Order Being Appealed: Misc. Order

11. Previous Appeal: Yes

Supreme Court Docket Number(s): 51148

12. Child Custody or Visitation: N/A

Dated This 1 day of August 2019.

Steven D. Grierson, Clerk of the Court

/s/ Amanda Hampton

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

cc: Matthew Goodner

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY**CASE NO. 07C236726-2****The State of Nevada vs Jason Hilliard**

§ Location: **Department 29**
 § Judicial Officer: **Jones, David M**
 § Filed on: **09/07/2007**
 § Case Number History:
 § Cross-Reference Case **C236726**
 § Number:
 § Defendant's Scope ID #: **1602010**
 § ITAG Booking Number: **7**
 § ITAG Case ID: **525727**
 § Lower Court Case # Root: **07F13253**
 § Lower Court Case Number: **07F13253B**

CASE INFORMATION

Offense	Statute	Deg	Date	Case Type:	Felony/Gross Misdemeanor
1. POSSESSION OF STOLEN VEHICLE	205.273	F	01/01/1900		
2. POSSESSION OF STOLEN VEHICLE	205.273	F	01/01/1900	Case Status:	07/13/2010 Closed
3. POSSESSION OF STOLEN VEHICLE	205.273	F	01/01/1900		

Related Cases

07C236726-1 (Multi-Defendant Case)

Statistical Closures

03/08/2009	USJR Reporting Statistical Closure
11/12/2007	USJR Reporting Statistical Closure
07/13/2010	Other Manner of Disposition - Criminal

DATE**CASE ASSIGNMENT****Current Case Assignment**

Case Number	07C236726-2
Court	Department 29
Date Assigned	07/02/2018
Judicial Officer	Jones, David M

PARTY INFORMATION
















		Lead Attorneys
Defendant	Hilliard, Jason	Pro Se
Plaintiff	State of Nevada	Wolfson, Steven B 702-671-2700(W)

DATE**EVENTS & ORDERS OF THE COURT****INDEX****EVENTS**

09/07/2007	 Criminal Bindover <i>CRIMINAL BINDOVER Fee \$0.00</i>
09/07/2007	Hearing <i>INITIAL ARRAIGNMENT</i>
11/13/2007	Hearing <i>INITIAL ARRAIGNMENT</i>
11/14/2007	 Criminal Bindover <i>CRIMINAL BINDOVER</i>

CASE SUMMARY

CASE NO. 07C236726-2

11/16/2007	 Information <i>INFORMATION</i>
11/19/2007	Conversion Case Event Type <i>SENTENCING</i>
11/19/2007	 Memorandum <i>GUILTY PLEA MEMORANDUM/AGREEMENT</i>
12/03/2007	 Media Request and Order <i>MEDIA REQUEST AND ORDER</i>
12/24/2007	 Reporters Transcript <i>REPORTER'S TRANSCRIPT WAIVER OF PRELIMINARY HEARING</i>
12/31/2007	 Order <i>ORDER FOR PRODUCTION OF INMATE</i>
01/29/2008	 Notice <i>NOTICE OF HABITUAL CRIMINALITY</i>
01/31/2008	 Order <i>ORDER FOR PRODUCTION OF INMATE</i>
02/07/2008	 Judgment <i>JUDGMENT OF CONVICTION/ADMIN ASSESSMENT</i>
02/07/2008	Judgment <i>JUDGMENT OF CONVICTION/GENETIC TESTING</i>
02/12/2008	 Order <i>ORDER APPOINTING COUNSEL - RELATED PARTYID: 07C236726_0001</i>
02/20/2008	 Notice of Appeal <i>DEFENDANTS NOTICE OF APPEAL (SC 51148) - RELATED PARTYID: 07C236726_0002</i>
02/22/2008	 Statement <i>CASE APPEAL STATEMENT</i>
05/05/2008	 Application <i>EX PARTE APPLICATION FOR ORDER FOR ATTORNEY FEES - RELATED PARTYID: 07C236726_0002</i>
05/07/2008	 Order <i>ORDER FOR PAYMENT OF ATTORNEYS FEES - RELATED PARTYID: 07C236726_0002</i>
01/23/2009	 Judgment <i>CLERK'S CERTIFICATE/JUDGMENT AFFIRMED</i>
03/05/2009	 Motion <i>DEFT'S PRO PER MTN FOR WITHDRAWAL OF ATTY OF RECORD AND TRANSFER OF RECORDS/4</i>

CASE SUMMARY








CASE No. 07C236726-2

07/08/2009	 Motion <i>DEFT'S PRO PER MTN TO COMPEL PRODUCTION OF DOCUMENTS/5</i>
07/16/2009	 Opposition <i>STATES OPPOSITION TO DEFTS MTN TO COMPEL PRODUCTION OF DOCUMENTS</i>
07/30/2009	 Reply <i>PETITIONERS REPLY TO STATES OPPOSITION TO DEFTS MTN TO COMPEL PRODUCTION OF DOCUMENTS AND TO STATES OPPOSITION TO DEFTS MTN REQUESTING FREE TRANSCRIPTS DOCUMENTS AND TO STATES OPPOSITION TO DEFTS MTN REQUESTING FREE TRANSCRIPTS- RELATED PARTYID: 07C236726_0002</i>
08/20/2009	 Order <i>ORDER</i>
12/28/2009	 Request <i>FOR RECONSIDERATION TO INCLUDE ADDITIONAL FINDINGS OF FACT AND REQUEST ADDITIONAL FINDINGS OF FACT AND CONCLUSIONS AT LAW ADDITIONAL FINDINGS OF FACT AND CONCLUSIONS AT LAW- RELATED PARTYID: 07C236726_0001</i>
02/10/2010	 Motion <i>DEFT'S PRO PER MTN AND/OR PETITION AND/OR RECONSIDERATION/6</i>
02/22/2010	 Opposition <i>STATES OPPOSITION TO DEFTS MTN AND OR PETITION AND OR REQUEST AND ORAPPLICATION FOR RECONSIDERATION TO INCLUDE ADDITIONAL FINDINGS OF FACT AND CONCLUSIONS OF LAW APPLICATION FOR RECONSIDERATION TO INCLUDE ADDITIONAL FINDINGS OF FACT AND CONCLUSIONS OF LAW</i>
03/08/2010	 Reply <i>REPLY TO STATES OPPOSITION TO DEFTS MTN AND OR PETITION AND OR REQUEST AND ORAPPLICATION FOR RECONSIDERATION TO INCLUDE ADDITIONAL FINDINGS OF FACT AND CONCLUSIONS OF LAW APPLICATION FOR RECONSIDERATION TO INCLUDE ADDITIONAL FINDINGS OF FACT AND CONCLUSIONS OF LAW- RELATED PARTYID: 07C236726_0002</i>
03/24/2010	 Order <i>ORDER</i>
06/25/2010	 Motion <i>DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS/07</i>
06/25/2010	 Affidavit in Support <i>AFFIDAVIT IN SUPPORT OF MOTION TO PROCEED IN FORMA PAUPERIS - RELATED PARTYID: 07C236726_0002</i>
06/25/2010	 Certificate <i>FINANCIAL CERTIFICATE - ON A MOTION TO PROCEED IN FORMA PAUPERIS - RELATED PARTYID: 07C236726_0002</i>
05/04/2015	Case Reassigned to Department 2 <i>Case reassigned from Judge Abbi Silver Dept 15</i>
08/21/2017	Case Reassigned to Department 18

CASE SUMMARY

CASE NO. 07C236726-2

Criminal Case Reassignment to Judge Mark B. Bailus

07/02/2018	Case Reassigned to Department 29 <i>Reassigned From Judge Bailus - Dept 18</i>
05/14/2019	 Motion Filed By: Defendant Hilliard, Jason <i>Motion to Correct an Illegal Sentence and Vacate Judgment</i>
05/14/2019	 Notice of Motion Filed By: Defendant Hilliard, Jason
06/17/2019	 Supplemental Filed by: Defendant Hilliard, Jason <i>Supplemental Facts/Point and Authorities in Support of Motion to Correct an Illegal Sentence and Vacate Judgment</i>
06/28/2019	 Order Filed By: Plaintiff State of Nevada <i>Order Denying Defendant's Motion to Correct an Illegal Sentence and Vacate Judgment</i>
07/16/2019	 Motion Filed By: Defendant Hilliard, Jason <i>Motion for Court's Disclosure of Findings of Fact and Conclusion of Law</i>
07/30/2019	 Notice of Appeal (criminal) <i>Notice of Appeal</i>
08/01/2019	 Case Appeal Statement Filed By: Defendant Hilliard, Jason <i>Case Appeal Statement</i>
	<u>DISPOSITIONS</u>
01/01/1900	Plea (Judicial Officer: User, Conversion) 1. RECEIVING OR TRANSFERRING STOLEN VEHICLES. Guilty PCN: Sequence:
01/01/1900	Plea (Judicial Officer: User, Conversion) 2. POSSESSION OF STOLEN VEHICLE Guilty PCN: Sequence:
01/01/1900	Plea (Judicial Officer: User, Conversion) 3. POSSESSION OF STOLEN VEHICLE Guilty PCN: Sequence:
01/30/2008	Disposition (Judicial Officer: User, Conversion) 1. POSSESSION OF STOLEN VEHICLE Guilty PCN: Sequence:
01/30/2008	Disposition (Judicial Officer: User, Conversion)

CASE SUMMARY

CASE NO. 07C236726-2

01/30/2008	Disposition (Judicial Officer: User, Conversion) 2. POSSESSION OF STOLEN VEHICLE Guilty PCN: Sequence:
01/30/2008	Disposition (Judicial Officer: User, Conversion)
01/30/2008	Disposition (Judicial Officer: User, Conversion) 3. POSSESSION OF STOLEN VEHICLE Guilty PCN: Sequence:
01/30/2008	Disposition (Judicial Officer: User, Conversion)
01/30/2008	Adult Adjudication (Judicial Officer: User, Conversion) 1. POSSESSION OF STOLEN VEHICLE 01/01/1900 (F) 205.273 (205.273) PCN: Sequence:
	<hr/> Converted Disposition: Sentence# 0001: Minimum 5 Years to Maximum 20 Years Placement: NSP Cons/Conc: Consecutive w/Charge Item: 0001 and Sentence#: 0001 in Case#: 07C231837 Converted Disposition: Sentence# 0002: CREDIT FOR TIME SERVED Converted Disposition: Sentence# 0003: DNA FEE/GENETIC MARKERS ANALYSIS Amount: \$150.00 Converted Disposition: Sentence# 0004: ADMINISTRATION FEE Amount: \$25.00
01/30/2008	Adult Adjudication (Judicial Officer: User, Conversion) 2. POSSESSION OF STOLEN VEHICLE 01/01/1900 (F) 205.273 (205.273) PCN: Sequence:
	<hr/> Converted Disposition: Sentence# 0001: Minimum 5 Years to Maximum 20 Years Placement: NSP Cons/Conc: Concurrent w/Charge Item: 0001 and Sentence#: 0001
01/30/2008	Adult Adjudication (Judicial Officer: User, Conversion) 3. POSSESSION OF STOLEN VEHICLE 01/01/1900 (F) 205.273 (205.273) PCN: Sequence:
	<hr/> Converted Disposition: Sentence# 0001: Minimum 5 Years to Maximum 20 Years Placement: NSP Cons/Conc: Consecutive w/Charge Item: 0002

CASE SUMMARY

CASE NO. 07C236726-2

and Sentence#: 0001

HEARINGS

09/17/2007

Initial Arraignment (9:00 AM)

Events: 09/07/2007 Hearing

INITIAL ARRAIGNMENT Court Clerk: Sharry Frascarelli Relief Clerk: Conan

Vanderbusse/cv Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams

Dismissed; INITIAL ARRAIGNMENT Court Clerk: Sharry Frascarelli Relief Clerk: Conan

Vanderbusse/cv Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams

Journal Entry Details:

Ms. Weckerly advised the State has received additional information and this case is to be dismissed. COURT SO ORDERED. ;

11/19/2007

Initial Arraignment (9:00 AM)

Events: 11/13/2007 Hearing

INITIAL ARRAIGNMENT Court Clerk: Conan Vanderbusse/cv Relief Clerk: Sandy Anderson Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams

Matter Heard; INITIAL ARRAIGNMENT Court Clerk: Conan Vanderbusse/cv Relief Clerk: Sandy Anderson Reporter/Recorder: Kiara Schmidt Heard By: Kevin Williams

Journal Entry Details:

NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT.

DEFT. HILLARD ARRAIGNED AND PLED GUILTY TO POSSESSION OF STOLEN VEHICLE (F). Court ACCEPTED plea and, ORDERED, matter referred to the Division of Parole and Probation (P&P) and set for SENTENCING. CUSTODY 12/18/07 9:00 AM SENTENCING (DEPT 14) ;

12/18/2007

Sentencing (9:00 AM)

Events: 11/19/2007 Conversion Case Event Type

SENTENCING Court Clerk: Linda Skinner Reporter/Recorder: Joe D'Amato Heard By: Mosley, Donald M.

Matter Continued; SENTENCING Court Clerk: Linda Skinner Reporter/Recorder: Joe D'Amato Heard By: Mosley, Donald M.

Journal Entry Details:

As Parole and Probation needs more time to prepare the report, COURT ORDERED, matter CONTINUED. CUSTODY ;

01/23/2008

Sentencing (9:00 AM)

SENTENCING Heard By: Donald Mosley

01/30/2008

Sentencing (9:00 AM)

SENTENCING Court Clerk: Linda Skinner/ls Relief Clerk: Becky Foster Reporter/Recorder: Joe D'Amato Heard By: Donald Mosley

Matter Continued; SENTENCING Court Clerk: Linda Skinner/ls Relief Clerk: Becky Foster Reporter/Recorder: Joe D'Amato Heard By: Donald Mosley

Journal Entry Details:

By virtue of his plea, DEFENDANT HILLIARD ADJUDGED GUILTY of COUNTS 1-3 - POSSESSION OF STOLEN VEHICLE (F). Mr. Owens provided Judgements of Conviction to prove up Defendant as a small habitual criminal. Statements by Mr. Owens, Defendant and Mr. Frizzell. Upon review of documents, Court ADJUDGED Defendant under the SMALL HABITUAL CRIMINAL enhancement and ORDERED, DEFENDANT SENTENCED to the Nevada Department of Corrections as to: COUNT 1 - TWENTY (20) YEARS MAXIMUM with a MINIMUM parole eligibility of FIVE (5) YEARS; COUNT 2 - TWENTY (20) YEARS MAXIMUM with a MINIMUM parole eligibility of FIVE (5) YEARS, to run CONCURRENT with Count 1, and; COUNT 3 - TWENTY (20) YEARS MAXIMUM with a MINIMUM parole eligibility of FIVE (5) YEARS, to run CONSECUTIVE to Count 2 with 0 days credit for time served. This sentence to run CONSECUTIVE to C231837. Defendant referred to the 184 Drug Program in prison. CLERK'S NOTE: Pursuant to statute and Pre-sentence Report, a \$25 Administrative Assessment fee and \$150 DNA Analysis fee is imposed with Defendant submitting to genetic markers testing. BOND, if any, EXONERATED. ;

03/19/2009

Motion (9:00 AM)

Events: 03/05/2009 Motion

DEFT'S PRO PER MTN FOR WITHDRAWAL OF ATTY OF RECORD AND TRANSFER OF

CASE SUMMARY

CASE NO. 07C236726-2

RECORDS/4 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

Granted; DEFT'S PRO PER MTN FOR WITHDRAWAL OF ATTY OF RECORD AND TRANSFER OF RECORDS/4 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

Journal Entry Details:

Mr. Frizzell advised he has no objection to the Motion, however, he has previously sent 2 letters to Defendant in response to his file. Mr. Frizzell advised Defendant's file was a bankers box, he was in constant contact with Defendant's mother and was instructed to give the copy of the file to her. Mr. Frizzell advised he sent the box to Kinkos to be copied and that Defendant's mother not only picked up the copy, but the original, so he does not have the file and he has not been able to reach mom. Court advised Mr. Frizzell has done everything he can do and ORDERED, Motion GRANTED Mr. Frizzell is withdrawn as counsel of record. NDC ;

07/21/2009

Motion to Compel (9:00 AM)

Events: 07/08/2009 Motion

DEFT'S PRO PER MTN TO COMPEL PRODUCTION OF DOCUMENTS/5 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Mosley, Donald M.

Matter Continued; DEFT'S PRO PER MTN TO COMPEL PRODUCTION OF DOCUMENTS/5 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Mosley, Donald M.

Journal Entry Details:

Court noted Defendant is in prison and not present today; that this is post-conviction in nature and Defendant wants his file. Court advised prior counsel was Mr. Frizzell. As he could not be reached, COURT ORDERED, matter CONTINUED to tomorrow. NDC ;

07/22/2009

Motion to Compel (9:00 AM)

DEFT'S PRO PER MTN TO COMPEL PRODUCTION OF DOCUMENTS/5 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

Moot; DEFT'S PRO PER MTN TO COMPEL PRODUCTION OF DOCUMENTS/5 Court Clerk: Linda Skinner Reporter/Recorder: Maureen Schorn Heard By: Donald Mosley

Journal Entry Details:

Court noted Defendant is in prison and not present today; that Mr. Frizzell contacted the office and advised he had taken the two banker boxes to Kinkos to be copied and Defendant's mother picked up the copy and the original, so he has nothing. COURT ORDERED, Motion is moot and DENIED. NDC ;

02/23/2010

Motion (9:00 AM)

Events: 02/10/2010 Motion

DEFT'S PRO PER MTN AND/OR PETITION AND/OR RECONSIDERATION/6 Court Clerk: Jennifer Kimmel Reporter/Recorder: JoAnn Orduna Heard By: Silver, Abbi

Matter Continued; DEFT'S PRO PER MTN AND/OR PETITION AND/OR RECONSIDERATION/6 Court Clerk: Jennifer Kimmel Reporter/Recorder: JoAnn Orduna Heard By: Silver, Abbi

Journal Entry Details:

COURT ORDERED, matter CONTINUED to allow time for the State to file an opposition. NDC CLERK'S NOTE: The continuance date called out in Court was incorrect and the date reflected here is the correct date. jk ;

03/04/2010

Motion (9:00 AM)

DEFT'S PRO PER MTN AND/OR PETITION AND/OR RECONSIDERATION/6 Court Clerk: Jennifer Kimmel Reporter/Recorder: Renee Silvaggio Heard By: Abbi Silver

Denied; DEFT'S PRO PER MTN AND/OR PETITION AND/OR RECONSIDERATION/6 Court Clerk: Jennifer Kimmel Reporter/Recorder: Renee Silvaggio Heard By: Abbi Silver


Journal Entry Details:

Court entertained no argument this date. COURT ORDERED, Defendant s Motion is DENIED. Defendant s motion is not properly before this Court. Pursuant to EDCR 2.24(a), Deft. must first file a motion and the Court must grant such motion before Deft. may have his motion reheard. Furthermore, Deft's motion for Reconsideration to include additional finding of facts and conclusions of law is DENIED. Pursuant to NRS 34.830(1), such findings are required when a court resolves a petition for Post Conviction Writ of Habeas Corpus. Findings are not required for the denial of Defendant s Motion to Compel. For these reasons, Deft s motions are denied. NDC ;

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

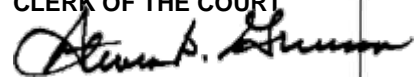
CASE NO. 07C236726-2

07/13/2010	Motion (9:00 AM) Events: 06/25/2010 Motion <i>DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS/07 Court Clerk: Jennifer Kimmel Reporter/Recorder: JoAnn Melendez Heard By: Abbi Silver Matter Heard; DEFT'S PRO PER MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS/07 Court Clerk: Jennifer Kimmel Reporter/Recorder: JoAnn Melendez Heard By: Abbi Silver</i> Journal Entry Details: <i>COURT entertained no argument this date. COURT ORDERED, Deft's Motion is GRANTED. NDC ;</i>
06/11/2019	 Motion to Correct Sentence (8:30 AM) (Judicial Officer: Jones, David M) <i>Motion to Correct an Illegal Sentence and Vacate Judgment</i> Denied; Journal Entry Details: <i>Defendant not present. Court ADVISED this was Defendant's Pro Per Motion, and ORDERED, motion DENIED, being improper.;</i>
08/06/2019	CANCELED Motion (8:30 AM) (Judicial Officer: Jones, David M) <i>Vacated</i> <i>Motion for Court's Disclosure of Findings of Fact and Conclusion of Law</i>

DATE

FINANCIAL INFORMATION

Defendant Hilliard, Jason	
Total Charges	175.00
Total Payments and Credits	175.00
Balance Due as of 8/1/2019	0.00



ORDR
STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565
ANN DUNN
Deputy District Attorney
Nevada Bar #014511
200 Lewis Avenue
Las Vegas, NV 89155-2212
(702) 671-2500
Attorney for Plaintiff

DISTRICT COURT
CLARK COUNTY, NEVADA

THE STATE OF NEVADA,
Plaintiff,

-vs-

JASON HILLIARD, aka,
Matthew Dean Goodner, #1602010
Defendant.

CASE NO: 07C236726-2

DEPT NO: XXIX

**ORDER DENYING DEFENDANT'S MOTION TO CORRECT AN ILLEGAL
SENTENCE AND VACATE JUDGMENT**

DATE OF HEARING: 06/11/2019

TIME OF HEARING: 8:30 A.M.

THIS MATTER having come on for hearing before the above entitled Court on the
11th day of June, 2019, the Defendant not being present, IN PROPER PERSON, the Plaintiff
being represented by STEVEN B. WOLFSON, District Attorney, through ANN DUNN,
Deputy District Attorney, and without argument, based on the pleadings and good cause
appearing therefor,

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///

1 IT IS HEREBY ORDERED that the Defendant's Motion to Correct an Illegal Sentence
2 and Vacate Judgment, shall be, and it is DENIED.

3 DATED this 25 day of June, 2019.

4
5 
DISTRICT JUDGE

6 STEVEN B. WOLFSON
7 Clark County District Attorney
8 Nevada Bar #001565

9 BY /s/ Ann Dunn
10 ANN DUNN
11 Deputy District Attorney
12 Nevada Bar #014511
13

14 CERTIFICATE OF SERVICE

15 I certify that on the 28th day of June, 2019, I mailed a copy of the foregoing Order
16 to:

17 Jason Hilliard, aka, Matthew Goodner #74383
18 Lovelock Correctional Center
19 1200 Prison Road
20 Lovelock, NV 89419
21

22 BY /s/ Stephanie Johnson
23 Secretary for the District Attorney's Office
24
25
26
27

28 07F13253A/saj/MVU

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****September 17, 2007**

07C236726-2

The State of Nevada vs Jason Hilliard

September 17, 2007**9:00 AM****Initial Arraignment****INITIAL
ARRAIGNMENT
Court Clerk: Sharry
Frascarelli Relief
Clerk: Conan
Vanderbusse/cv
Reporter/Recorder:
Kiara Schmidt Heard
By: Kevin Williams****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Weckerly, Pamela C.

Attorney

JOURNAL ENTRIES

- Ms. Weckerly advised the State has received additional information and this case is to be dismissed.
COURT SO ORDERED.

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****November 19, 2007**

07C236726-2

The State of Nevada vs Jason Hilliard

November 19, 2007**9:00 AM****Initial Arraignment****INITIAL****ARRAIGNMENT****Court Clerk: Conan****Vanderbusse/cv****Relief Clerk: Sandy****Anderson****Reporter/Recorder:****Kiara Schmidt Heard****By: Kevin Williams****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Frizzell III, Kenneth G.

Hilliard, Jason

Weckerly, Pamela C.

Attorney

Defendant

Attorney

JOURNAL ENTRIES

- NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. HILLARD ARRAIGNED AND PLED GUILTY TO POSSESSION OF STOLEN VEHICLE (F). Court ACCEPTED plea and, ORDERED, matter referred to the Division of Parole and Probation (P&P) and set for SENTENCING.

CUSTODY

12/18/07 9:00 AM SENTENCING (DEPT 14)

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****December 18, 2007**

07C236726-2

The State of Nevada vs Jason Hilliard

December 18, 2007**9:00 AM****Sentencing****SENTENCING****Court Clerk: Linda
Skinner****Reporter/Recorder:
Joe D'Amato Heard
By: Mosley, Donald
M.****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**Frizzell III, Kenneth G.
Hilliard, Jason
Sedlock, Priyanka T.Attorney
Defendant
Attorney**JOURNAL ENTRIES**

- As Parole and Probation needs more time to prepare the report, COURT ORDERED, matter
CONTINUED.
CUSTODY

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

January 30, 2008

07C236726-2

The State of Nevada vs Jason Hilliard

January 30, 2008

9:00 AM

Sentencing

SENTENCING

Court Clerk: Linda

Skinner/Is Relief

Clerk: Becky Foster

Reporter/Recorder:

Joe D'Amato Heard

By: Donald Mosley

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Frizzell III, Kenneth G.

Attorney

Hilliard, Jason

Defendant

Owens, Christopher J.

Attorney

JOURNAL ENTRIES

- By virtue of his plea, DEFENDANT HILLIARD ADJUDGED GUILTY of COUNTS 1-3 - POSSESSION OF STOLEN VEHICLE (F). Mr. Owens provided Judgements of Conviction to prove up Defendant as a small habitual criminal. Statements by Mr. Owens, Defendant and Mr. Frizzell. Upon review of documents, Court ADJUDGED Defendant under the SMALL HABITUAL CRIMINAL enhancement and ORDERED, DEFENDANT SENTENCED to the Nevada Department of Corrections as to: COUNT 1 - TWENTY (20) YEARS MAXIMUM with a MINIMUM parole eligibility of FIVE (5) YEARS; COUNT 2 - TWENTY (20) YEARS MAXIMUM with a MINIMUM parole eligibility of FIVE (5) YEARS, to run CONCURRENT with Count 1, and; COUNT 3 - TWENTY (20) YEARS MAXIMUM with a MINIMUM parole eligibility of FIVE (5) YEARS, to run CONSECUTIVE to Count 2 with 0 days credit for time served. This sentence to run CONSECUTIVE to C231837. Defendant referred to the 184 Drug Program in prison.

CLERK'S NOTE: Pursuant to statute and Pre-sentence Report, a \$25 Administrative Assessment fee

PRINT DATE:

08/01/2019

Page 4 of 12

Minutes Date:

September 17, 2007

and \$150 DNA Analysis fee is imposed with Defendant submitting to genetic markers testing.
BOND, if any, EXONERATED.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****March 19, 2009**

07C236726-2

The State of Nevada vs Jason Hilliard

March 19, 2009**9:00 AM****Motion**

**DEFT'S PRO PER
MTN FOR
WITHDRAWAL OF
ATTY OF RECORD
AND TRANSFER OF
RECORDS/4 Court
Clerk: Linda Skinner
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley**

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:**

Frizzell III, Kenneth G.
Krusey, Amanda K.

Attorney
Attorney

JOURNAL ENTRIES

- Mr. Frizzell advised he has no objection to the Motion, however, he has previously sent 2 letters to Defendant in response to his file. Mr. Frizzell advised Defendant's file was a bankers box, he was in constant contact with Defendant's mother and was instructed to give the copy of the file to her. Mr. Frizzell advised he sent the box to Kinkos to be copied and that Defendant's mother not only picked up the copy, but the original, so he does not have the file and he has not been able to reach mom. Court advised Mr. Frizzell has done everything he can do and ORDERED, Motion GRANTED Mr. Frizzell is withdrawn as counsel of record.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 21, 2009**

07C236726-2

The State of Nevada vs Jason Hilliard

July 21, 2009**9:00 AM****Motion to Compel****DEFT'S PRO PER
MTN TO COMPEL
PRODUCTION OF
DOCUMENTS/5
Court Clerk: Linda
Skinner
Reporter/Recorder:
Maureen Schorn
Heard By: Mosley,
Donald M.****HEARD BY:****COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Albritton, Alicia A.

Attorney

JOURNAL ENTRIES

- Court noted Defendant is in prison and not present today; that this is post-conviction in nature and Defendant wants his file. Court advised prior counsel was Mr. Frizzell. As he could not be reached, COURT ORDERED, matter CONTINUED to tomorrow.
NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor**COURT MINUTES****July 22, 2009**

07C236726-2

The State of Nevada vs Jason Hilliard

July 22, 2009**9:00 AM****Motion to Compel**

**DEFT'S PRO PER
MTN TO COMPEL
PRODUCTION OF
DOCUMENTS/5
Court Clerk: Linda
Skinner
Reporter/Recorder:
Maureen Schorn
Heard By: Donald
Mosley**

HEARD BY:**COURTROOM:** No Location**COURT CLERK:****RECORDER:****REPORTER:****PARTIES****PRESENT:** Albritton, Alicia A.

Attorney

JOURNAL ENTRIES

- Court noted Defendant is in prison and not present today; that Mr. Frizzell contacted the office and advised he had taken the two banker boxes to Kinkos to be copied and Defendant's mother picked up the copy and the original, so he has nothing. COURT ORDERED, Motion is moot and DENIED.
NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

February 23, 2010

07C236726-2

The State of Nevada vs Jason Hilliard

February 23, 2010

9:00 AM

Motion

DEFT'S PRO PER
MTN AND/OR
PETITION
AND/OR
RECONSIDERATIO
N/6 Court Clerk:
Jennifer Kimmel
Reporter/Recorder:
JoAnn Orduna
Heard By: Silver,
Abbi

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

PARTIES

PRESENT:

Turner, Robert B.

Attorney

JOURNAL ENTRIES

- COURT ORDERED, matter CONTINUED to allow time for the State to file an opposition.
NDC

CLERK'S NOTE: The continuance date called out in Court was incorrect and the date reflected here is the correct date. jk

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

March 04, 2010

07C236726-2

The State of Nevada vs Jason Hilliard

March 04, 2010

9:00 AM

Motion

DEFT'S PRO PER
MTN AND/OR
PETITION
AND/OR
RECONSIDERATIO
N/6 Court Clerk:
Jennifer Kimmel
Reporter/Recorder:
Renee Silvaggio
Heard By: Abbi
Silver

HEARD BY:

COURTROOM: No Location

COURT CLERK:

RECORDER:

REPORTER:

PARTIES**PRESENT:**

Landis, Casey

Attorney

Nance, Aaron M.

Attorney

JOURNAL ENTRIES

- Court entertained no argument this date. COURT ORDERED, Defendant s Motion is DENIED. Defendant s motion is not properly before this Court. Pursuant to EDCR 2.24(a), Deft. must first file a motion and the Court must grant such motion before Deft. may have his motion reheard. Furthermore, Deft's motion for Reconsideration to include additional finding of facts and conclusions of law is DENIED. Pursuant to NRS 34.830(1), such findings are required when a court resolves a petition for Post Conviction Writ of Habeas Corpus. Findings are not required for the denial of Defendant s Motion to Compel. For these reasons, Deft s motions are denied.

NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA****Felony/Gross Misdemeanor****COURT MINUTES****July 13, 2010**

07C236726-2

The State of Nevada vs Jason Hilliard

July 13, 2010**9:00 AM****Motion****DEFT'S PRO PER
MOTION FOR
LEAVE TO
PROCEED IN
FORMA
PAUPERIS/07 Court
Clerk: Jennifer
Kimmel
Reporter/Recorder:
JoAnn Melendez
Heard By: Abbi
Silver****HEARD BY:****COURTROOM:** No Location**COURT CLERK:** Jennifer Kimmel**RECORDER:****REPORTER:** Renee Silvaggio**PARTIES****PRESENT:** Ferreira, Amy L.

Attorney

JOURNAL ENTRIES

- COURT entertained no argument this date. COURT ORDERED, Deft's Motion is GRANTED.
NDC

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Felony/Gross Misdemeanor

COURT MINUTES

June 11, 2019

07C236726-2

The State of Nevada vs Jason Hilliard

June 11, 2019

8:30 AM

Motion to Correct Sentence

HEARD BY: Jones, David M

COURTROOM: RJC Courtroom 15A

COURT CLERK: Nancy Maldonado

RECORDER: Melissa Murphy-Delgado

REPORTER:

PARTIES

PRESENT:

Dunn, Ann Marie
State of Nevada

Attorney
Plaintiff

JOURNAL ENTRIES

- Defendant not present.

Court ADVISED this was Defendant's Pro Per Motion, and ORDERED, motion DENIED, being improper.

CASE NO: C 236724	HEARING DATE: 1-30-08
DEPT. NO. XIV	JUDGE: DONALD MOSLEY
	CLERK: LINDA SKINNER
STATE OF NEVADA	REPORTER JOE D'AMATO
PLAINTIFF	JURY FEES: 8
	C. OWENS
JASON HILLIARD	COUNSEL FOR PLAINTIFF
DEFENDANT	K. FRIZZELL
	COUNSEL FOR DEFENDANT

Date Offered	Objection	Date Admitted
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[illegible]



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

MATTHEW GOODNER #74383
1200 PRISON RD.
LOVELOCK, NV 89419

DATE: August 1, 2019
CASE: 07C236726-2

RE CASE: STATE OF NEVADA vs. JASON HILLIARD aka MATTHEW GOODNER

NOTICE OF APPEAL FILED: July 30, 2019

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; DISTRICT COURT DOCKET ENTRIES; ORDER DENYING DEFENDANT'S MOTION TO CORRECT AN ILLEGAL SENTENCE AND VACATE JUDGMENT; DISTRICT COURT MINUTES; EXHIBITS LIST; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

vs.

JASON HILLIARD
aka MATTHEW GOODNER,

Defendant(s).

Case No: 07C236726-2

Dept No: XXIX

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 1 day of August 2019.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk