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"
IN THE COURT OF APPEALS OF THE
STATE OF NEVADA"

DAVID LEVON REED,

petitioner,

VS.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF CLARK;
AND THE HONORABLE WILLIAM D.
KEPHART, DISTRICT JUDGE,

Respondents,
and

THE STATE OF NEVADA,

Real Party in Interest.

SUPREME COURT No. 79624

DIST. CT. NO. C329762

FILED

NOV 07 2019

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

NOTICE OF MOTION AND ORDER OF
PETITIONER TO TRANSFER PETITIONER'S
PETITION FOR WRIT OF MANDAMUS TO
THE SUPREME COURT OF NEVADA

COMES NOW, petitioner, DAVID LEVON REED,
IN proper person, now moves this Honorable
Court with a MOTION AND ORDER OF PETITIONER
TO TRANSFER PETITIONER'S PETITION FOR WRIT OF
MANDAMUS TO THE SUPREME COURT OF
NEVADA pursuant to NRS 17(a)11.

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ELIZABETH A. BROWN
CLERK OF SUPREME COURT
DEPUTY CLERK

19-45810

(1)

POINTS AND Authorities

Legal Argument

Petitioner herein, believes his Petition For WRIT OF MANDAMUS should not have been presumptively assigned to the Court of Appeals.

Petitioner contends, his PETITION FOR WRIT OF MANDAMUS IS A PRETRIAL WRIT AND he has no other adequate remedy at law and believes that pursuant to:

NRAP 17(a)(11):

"Matters raising as a principal issue a question of statewide public importance or an issue upon which there is an inconsistency in the published decisions of the Court of Appeals or of the Supreme Court or a conflict between the two courts"²¹

Petitioner herein believes there is an inconsistency being that A WRIT was issued for petitioner, Solis-Ramirez v. Eighth Judicial Dist. Court, 112 N.W. 344; 913 P.2d 1293 (1996). Also, see Stare-Decisis: Black's Law Dictionary.

Petitioner further contends that NRS 177.015 gives the Supreme Court original jurisdiction to review the Judgment. 19024

NRAP 17(b) provides:

Cases assigned to the court of appeals-

The court of Appeals shall hear and decide

ONLY those matters assigned to it by the

Supreme Court and those matters within

its original Jurisdiction. Except as provided

in Rule 17(a) the Supreme Court may

assign to the court of Appeals any case

filed in the Supreme Court...

Petitioner, believes there is an inconsistency
and therefore his writ is in accordance with
NRAP 17(a) and not 17(b) which is
essentially a post-conviction matter.

Conclusion

Petitioner prays this Honorable Court

GRANT HIS MOTION TO TRANSFER CASE

NO. 79624 to the Supreme Court,

IN ACCORDANCE WITH NRS 177.015.

Dated this: 2nd day of November 2019,

DAVID LEVON REED

David Levon Reed

Petitioner in Pro Per.

CERTIFICATE OF SERVICE BY MAILING:

I, DAVID LEWYD REED, hereby certify, pursuant to NRCp 5(b), that on this 2nd day of November, 2019, I mailed A true and correct copy of the foregoing, "NOTICE OF MOTION AND ORDER OF PETITIONER TO TRANSFER PETITIONER'S PETITION FOR WRIT OF MANDAMUS TO THE SUPREME COURT OF NEVADA," BY depositing it in the High Desert State Prison, Mailbox, First-Class postage, fully prepaid, via Inmate Account Transaction #2375398, addressed as follows:

In the Court of Appeals
201 S. Carson Street
Suite #201
Carson City, NV 89701

STEVEN D. GRIERSON
Court Clerk
200 Lewis Ave. 3rd Floor
Las Vegas, NV 89155-1160

Clark County District Att.
Alexander G. Chen
200 Lewis Ave.
Las Vegas, NV 89155-2212

Hon. William D. Kephart
200 Lewis Ave.
Las Vegas, NV 89155

CC File this 2nd day of November 2019

David Lewyd Reed
David Lewyd Reed #79594
P.O. Box 650 [H.D.S.P.]
Indian Springs, NV 89070