

Steven D. Grierson

Electronically Filed
Oct 03 2019 11:09 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

1 Justin D. Porter #1042449

2 In Proper Person

3 P.O. Box 650 H.D.S.P.

4 Indian Springs, Nevada ~~89070~~ 89070

5 8th DISTRICT COURT

6 CLARK COUNTY, NEVADA

7
8 JUSTIN D. Porter,

9 Petitioner,

10 -v-

11 Brian Williams,

12 Respondent.

Case No. A-19-798035-W

Dept.No. 6

Docket _____

13
14 NOTICE OF APPEAL

15 Notice is hereby given that the Petitioner, Justin D. Porter

16 _____, by and through himself in proper person, does now appeal

17 to the Supreme Court of the State of Nevada, the decision of the District

18 Court Denial OF Petitioner's Petition For writ OF Habeas

19 Corpus. Petitioner's Supplement to Habeas Corpus

20 as well was dismiss to.

21 Dated this date, September 24, 2019.

22
23 Respectfully Submitted,

24
Justin Porter #1042449
In Proper Person

RECEIVED

SEP 27 2019

CLERK OF THE COURT

CERTIFICATE OF SERVICE BY MAILING

I, Justin D. Porter, hereby certify, pursuant to NRCP 5(b), that on this 24
day of September, 20 19, I mailed a true and correct copy of the foregoing, "

Notice of Appeal.

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

Steven D. Griestson
200 Lewis Ave, 3rd Fl.
Las Vegas, NV 89155-1160

DATED: this 24 day of September, 20 19.

Justin Porter #1042449

Justin Porter #
/In Propria Persona
Post Office box 650 [HDSP]
Indian Springs, Nevada 89018 89070

AFFIRMATION
Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding _____

(Title of Document)

filed in District Court Case number _____

☒ Does not contain the social security number of any person.

-OR-

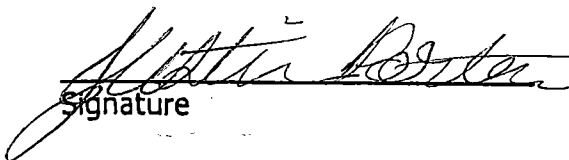
☐ Contains the social security number of a person as required by:

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.


Signature

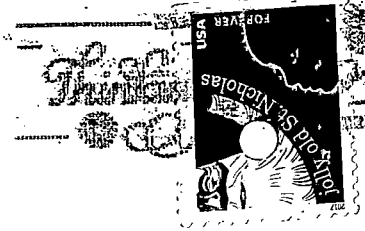
9-24-19
Date

Justin D. Porter
Print Name

Notice of Appeal
Title

Justin Porter #1042449
PO. BOX 650 (H.D.S.P)
Indian Springs, NV 89070

LAS VEGAS NV 890
25 SEP 2019 PM 5 L

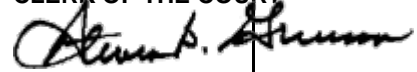


(Legal Mail)

Steven D. Grierson, Clerk of Court
200 Lewis Ave, 3rd Floor
Las Vegas, NV 89155-1160

89101-630000

RECEIVED
SEP 24 2009
UNIT 4



1 ASTA

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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 JUSTIN PORTER,

10 Plaintiff(s),

11 vs.

12 BRIAN WILLIAMS - WARDEN,

13 Defendant(s),

Case No: A-19-798035-W

Dept No: VI

14
15
16 **CASE APPEAL STATEMENT**

17 1. Appellant(s): Justin Porter

18 2. Judge: Jacqueline M. Bluth

19 3. Appellant(s): Justin Porter

20 Counsel:

21 Justin Porter #1042449
22 P.O. Box 650
23 Indian Springs, NV 89070

24 4. Respondent (s): Brian Williams - Warden

25 Counsel:

26 Aaron D. Ford, Attorney General
27 555 E. Washington Ave., Ste. 3900
28 Las Vegas, NV 89101-1068

Steven B. Wolfson, District Attorney
200 Lewis Ave.
Las Vegas, NV 89155-2212

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

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

5 6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No

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

7 8. Appellant Granted Leave to Proceed in Forma Pauperis**: N/A
8 **Expires 1 year from date filed

9 Appellant Filed Application to Proceed in Forma Pauperis: No
10 Date Application(s) filed: N/A

11 9. Date Commenced in District Court: July 5, 2019

12 10. Brief Description of the Nature of the Action: Unknown

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

14 11. Previous Appeal: No

15 Supreme Court Docket Number(s): N/A

16 12. Child Custody or Visitation: N/A

17 13. Possibility of Settlement: Unknown

18 Dated This 1 day of October 2019.

19 Steven D. Grierson, Clerk of the Court

20 /s/ Heather Ungermann

21 Heather Ungermann, Deputy Clerk
22 200 Lewis Ave
23 PO Box 551601
24 Las Vegas, Nevada 89155-1601
25 (702) 671-0512

26 cc: Justin Porter
27
28

EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY

CASE NO. A-19-798035-W

Justin Porter, Plaintiff(s)
vs.
Brian Williams, Defendant(s)

§
§
§
§
§

Location: **Department 6**
 Judicial Officer: **Bluth, Jacqueline M.**
 Filed on: **07/05/2019**
 Cross-Reference Case Number: **A798035**

CASE INFORMATION

Related Cases

01C174954 (Writ Related Case)

Case Type: **Writ of Habeas Corpus**

Case Status: **07/05/2019 Open**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-19-798035-W
 Court Department 6
 Date Assigned 07/05/2019
 Judicial Officer Bluth, Jacqueline M.

PARTY INFORMATION

Plaintiff **Porter, Justin**

Pro Se


Defendant **Williams, Brian**


DATE


EVENTS & ORDERS OF THE COURT


INDEX


EVENTS


07/05/2019  Inmate Filed - Petition for Writ of Habeas Corpus
 Party: Plaintiff Porter, Justin
Petition for Writ of Habeas Corpus


07/16/2019  Supplement
 Filed by: Plaintiff Porter, Justin
Plaintiff's -Supplement to Habeas Corpus Post Conviction

07/23/2019  Order for Petition for Writ of Habeas Corpus
Order for Petition for Writ of Habeas Corpus

07/25/2019  Petition for Writ of Habeas Corpus
 Filed by: Plaintiff Porter, Justin

07/25/2019  Notice of Hearing
 Filed By: Plaintiff Porter, Justin

09/27/2019  Notice of Appeal (criminal)
Notice of Appeal

10/01/2019  Case Appeal Statement
 Filed By: Plaintiff Porter, Justin
Case Appeal Statement

CASE SUMMARY

CASE NO. A-19-798035-W

10/02/2019

HEARINGS

Petition for Writ of Habeas Corpus (9:30 AM) (Judicial Officer: Bluth, Jacqueline M.)

DISTRICT COURT CIVIL COVER SHEET

A-19-798035-W
Dept: VI

County, Nevada

Case No. _____
(Assigned by Clerk's Office)

I. Party Information *(provide both home and mailing addresses if different)*

Plaintiff(s) (name/address/phone): <div style="text-align: center;">Justin Porter # 1042449</div> <div style="text-align: center;">P.O. Box 650</div> <div style="text-align: center;">Indian Springs, NV 89070</div>	Defendant(s) (name/address/phone): <div style="text-align: center;">Brian Williams</div>
Attorney (name/address/phone):	Attorney (name/address/phone):

II. Nature of Controversy *(please select the one most applicable filing type below)*

Civil Case Filing Types

Real Property Landlord/Tenant <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant Title to Property <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property Other Real Property <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	Negligence <input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence Malpractice <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	Torts Other Torts <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
Probate <i>(select case type and estate value)</i> <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate Estate Value <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	Construction Defect & Contract Construction Defect <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect Contract Case <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	Judicial Review/Appeal Judicial Review <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency Nevada State Agency Appeal <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency Appeal Other <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
Civil Writ <div style="display: flex; justify-content: space-between;"> <div> <input type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant </div> <div> <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ </div> </div>		Other Civil Filing Other Civil Filing <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters

Business Court filings should be filed using the Business Court civil coversheet.

7/5/2019

Date

Prepared by Clerk #27
Signature of initiating party or representative

See other side for family-related case filings.

A-19-798035-W
CCS
Civil Cover Sheet
4847376





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

JUSTIN PORTER #1042449
P.O. BOX 650
INDIAN SPRINGS, NV 89070

DATE: October 1, 2019
CASE: A-19-798035-W

RE CASE: JUSTIN PORTER vs. BRIAN WILLIAMS - WARDEN

NOTICE OF APPEAL FILED: September 27, 2019

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

PLEASE NOTE: DOCUMENTS **NOT TRANSMITTED HAVE BEEN MARKED:**

- ☐ \$250 – Supreme Court Filing Fee (Make Check Payable to the Supreme Court)**
 - If the \$250 Supreme Court Filing Fee was not submitted along with the original Notice of Appeal, it must be mailed directly to the Supreme Court. The Supreme Court Filing Fee will not be forwarded by this office if submitted after the Notice of Appeal has been filed.
- ☐ \$24 – District Court Filing Fee (Make Check Payable to the District Court)**
- ☐ \$500 – Cost Bond on Appeal (Make Check Payable to the District Court)**
 - NRAP 7: Bond For Costs On Appeal in Civil Cases
- ☐ 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.

*****Per District Court Administrative Order 2012-01, in regards to civil litigants, "...all Orders to Appear in Forma Pauperis expire one year from the date of issuance." You must reapply for in Forma Pauperis status.***

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; CIVIL COVER SHEET; NOTICE OF DEFICIENCY

JUSTIN PORTER,

Plaintiff(s),

vs.

BRIAN WILLIAMS - WARDEN,

Defendant(s),

Case No: A-19-798035-W

Dept No: VI

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 October 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk