

Steven D. Grierson

Electronically Filed
Oct 28 2019 10:49 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

Joshua C. Shue 1133873
In Proper Person
P.O. Box 650 H.D.S.P.
Indian Springs, Nevada 89018

8th DISTRICT COURT
Clark COUNTY NEVADA

Joshua Caleb Shue,

Petitioner,

-v-

Brian E. Williams Sr.,

Respondent,

Case No. A-19-798713-W

Dept.No. 21

Docket _____

NOTICE OF APPEAL

Notice is hereby given that the Petitioner, Joshua Caleb Shue,
by and through himself in proper person, does now appeal
to the Supreme Court of the State of Nevada, the decision of the District
Court to deny Petition for writ of Habeas Corpus... Motion To Appoint Counsel.

Dated this date, 10-8-19.

Respectfully Submitted,

RECEIVED
OCT 17 2019
CLERK OF THE COURT

Joshua C. Shue
In Proper Person

Certificate of Service by Mail

I Joshua Caleb Shue, hereby certify pursuant to N.R.C.P. 5(b), that on this 16th day of the month of October, 2019, I mailed a true and correct copy of the foregoing Notice of Appeal addressed as follows:

District Court

Steve Wolfson DA

200 Lewis Avenue

200 Lewis Avenue

Las Vegas, NV 89155

Las Vegas, NV 89155

Aaron Ford AG

Brian E. Williams Sr. Warden

100 North Carson Street

P.O. Box 650

Carson City, NV 89701

Indian Springs, NV 89070

CC: File NEFR 9(e) Clerk Distribution Requested

Dated: this 16th day of October, 2019

Joshua C. Shue

Joshua C. Shue 1133873

/In Propria Persona

P.O. Box 650 [HDSP]

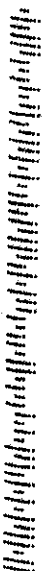
Indian Springs, NV 89070

Joshua C. Shue 1133873
HDSR
P.O. Box 650
Indian Springs, NV 89070

District Court
200 Lewis Avenue
Las Vegas, NV 89155

CONFIDENTIAL

89101-630000



USPS PERMITS 844/8903
NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES



POSTED BY
OCT 14 2019

UNIT 9



1 ASTA

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6 **IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE**
7 **STATE OF NEVADA IN AND FOR**
8 **THE COUNTY OF CLARK**

9 JOSHUA CALEB SHUE,

10 Plaintiff(s),

11 vs.

12 BRIAN E. WILLIAMS, SR.,

13 Defendant(s),

Case No: A-19-798713-W

Dept No: XXI

14
15
16 **CASE APPEAL STATEMENT**

17
18 1. Appellant(s): Joshua C. Shue

19 2. Judge: Valerie Adair

20 3. Appellant(s): Joshua C. Shue

21 Counsel:

22 Joshua C. Shue #1133873
23 P.O. Box 650
24 Indian Springs, NV 89070

25 4. Respondent (s): Brian E. Williams, Sr.

26 Counsel:

27 Steven B. Wolfson, District Attorney
28 200 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**: Yes, September 9, 2019

8 **Expires 1 year from date filed

9 Appellant Filed Application to Proceed in Forma Pauperis: N/A

10 Date Application(s) filed: N/A

11 9. Date Commenced in District Court: July 15, 2019

12 10. Brief Description of the Nature of the Action: Civil Writ

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 18 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: Joshua C. Shue

CASE SUMMARY

CASE NO. A-19-798713-W

Joshua Shue, Plaintiff(s)
vs.
Brian E. Williams, Sr., Defendant(s)

§
§
§
§
§

Location: **Department 21**
 Judicial Officer: **Adair, Valerie**
 Filed on: **07/15/2019**
 Cross-Reference Case Number: **A798713**

CASE INFORMATION

Related Cases

C-13-288172-1 (Writ Related Case)

Case Type: **Writ of Habeas Corpus**

Case Status: **07/15/2019 Open**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number A-19-798713-W
 Court Department 21
 Date Assigned 07/15/2019
 Judicial Officer Adair, Valerie

PARTY INFORMATION

Plaintiff

Shue, Joshua

Lead Attorneys

Pro Se

Defendant

Brian E. Williams, Sr.


Wolfson, Steven B
Retained
 702-671-2700(W)


DATE


EVENTS & ORDERS OF THE COURT


INDEX


EVENTS


07/15/2019  Inmate Filed - Petition for Writ of Habeas Corpus
 Party: Plaintiff Shue, Joshua
Post Conviction

07/15/2019  Motion for Appointment of Attorney
 Filed By: Plaintiff Shue, Joshua
Motion to Appoint Counsel







07/15/2019  Notice of Motion
 Filed By: Plaintiff Shue, Joshua

07/15/2019  Application to Proceed in Forma Pauperis
 Filed By: Plaintiff Shue, Joshua


07/31/2019  Order to Proceed In Forma Pauperis
 Granted for: Plaintiff Shue, Joshua
Order to Proceed In Forma Pauperis

08/02/2019  Order for Petition for Writ of Habeas Corpus
Order for Petition for Writ of Habeas Corpus

CASE SUMMARY
CASE NO. A-19-798713-W

08/02/2019	 Clerk's Notice of Hearing <i>Notice of Hearing</i>
08/23/2019	 Application to Proceed in Forma Pauperis Filed By: Plaintiff Shue, Joshua <i>Application to Proceed in Forma Pauperis</i>
09/04/2019	 Response Filed by: Plaintiff Shue, Joshua <i>State's Response to Defendant's Petition for Writ of Habeas Corpus (Post-Conviction) and Motion to Appoint Counsel</i>
09/09/2019	 Order to Proceed In Forma Pauperis Granted for: Plaintiff Shue, Joshua <i>Order to Proceed In Forma Pauperis</i>
10/17/2019	 Notice of Appeal Filed By: Plaintiff Shue, Joshua <i>Notice of Appeal</i>
10/18/2019	 Case Appeal Statement Filed By: Plaintiff Shue, Joshua <i>Case Appeal Statement</i>

HEARINGS

09/24/2019	Petition for Writ of Habeas Corpus (9:30 AM) (Judicial Officer: Adair, Valerie) Denied;
09/24/2019	Motion for Appointment of Attorney (9:30 AM) (Judicial Officer: Adair, Valerie) <i>Petitioner's Motion to Appoint Counsel</i> Denied;
09/24/2019	 All Pending Motions (9:30 AM) (Judicial Officer: Adair, Valerie) Matter Heard; Journal Entry Details: <i>PETITION FOR WRIT OF HABEAS CORPUS ... PETITIONER'S MOTION TO APPOINT COUNSEL PETITION FOR WRIT OF HABEAS CORPUS COURT ORDERED, motion DENIED for the reasons set forth in the State's opposition. PETITIONER'S MOTION TO APPOINT COUNSEL COURT ORDERED, motion DENIED. State to prepare the order. CLERK S NOTE: A copy of this minute order has been mailed to: Joshua Shue, BAC #1133872 High Desert State Prison PO Box 650 Indian Springs, Nevada 89018 ;</i>

DISTRICT COURT CIVIL COVER SHEET

A-19-798713-W

Dept. XXI

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): Joshua Shue	Defendant(s) (name/address/phone): Brian Williams , Sr.
Attorney (name/address/phone):	Attorney (name/address/phone):

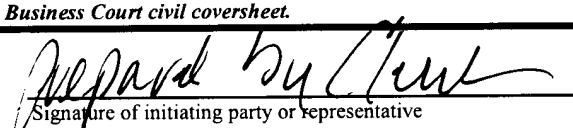
II. Nature of Controversy (please select the one most applicable filing type below)**Civil Case Filing Types**

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 Probate (select case type and estate value) <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 Civil Writ <input checked="" type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ		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.

July 15, 2019

Date


 Signature of initiating party or representative

See other side for family-related case filings.

A-19-798713-W Joshua Shue, Plaintiff(s)
vs.
Brian E. Williams, Sr., Defendant(s)

September 24, 2019 09:30 AM All Pending Motions

HEARD BY: Adair, Valerie COURTROOM: RJC Courtroom 11C

COURT CLERK: Trujillo, Athena

RECORDER: Page, Robin

REPORTER:

PARTIES PRESENT:

Vivian Luong Attorney for Defendant

JOURNAL ENTRIES

PETITION FOR WRIT OF HABEAS CORPUS ... PETITIONER'S MOTION TO APPOINT COUNSEL

PETITION FOR WRIT OF HABEAS CORPUS
COURT ORDERED, motion DENIED for the reasons set forth in the State's opposition.

PETITIONER'S MOTION TO APPOINT COUNSEL
COURT ORDERED, motion DENIED. State to prepare the order.

CLERK S NOTE: A copy of this minute order has been mailed to:

Joshua Shue, BAC #1133872
High Desert State Prison
PO Box 650
Indian Springs, Nevada 89018



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

JOSHUA C. SHUE #1133873
P.O. BOX 650
INDIAN SPRINGS, NV 89070

DATE: October 18, 2019
CASE: A-19-798713-W

RE CASE: JOSHUA CALEB SHUE vs. BRIAN E. WILLIAMS, SR.

NOTICE OF APPEAL FILED: October 17, 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; DISTRICT COURT MINUTES; NOTICE OF
DEFICIENCY

JOSHUA CALEB SHUE,

Plaintiff(s),

vs.

BRIAN E. WILLIAMS, SR.,

Defendant(s),

Case No: A-19-798713-W

Dept No: XXI

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 18 day of October 2019.

Steven D. Grierson, Clerk of the Court



Heather Ungermann, Deputy Clerk

