

CARL E.G. ARNOLD, ESQ.
Nevada Bar No. 8358
CEGA LAW, INC.
1428 South Jones Boulevard
Las Vegas, Nevada 89146
(702) 358-1138
lvcega1@yahoo.com
Attorney for Appellant

Electronically Filed
Jun 19 2020 02:27 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT
OF THE STATE OF NEVADA

DAINE ANTON CRAWLEY,

Appellant,

vs.

STATE OF NEVADA,

Defendants.

Docket No: 81011
District Court Case No. C341735

MOTION FOR EXTENSION OF TIME TO FILE DOCKETING STATEMENT

(FIRST REQUEST)

DAINE ANTON CRAWLEY, by and through Carl E.G. Arnold, Esq., counsel of record, hereby moves this Court pursuant to NRAP 31(b) for an extension of time to file Appellant's Docketing Statement.

The Appellant's Docketing Statement was filed late due to miscalculating the deadline to file it.

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Good cause exists for allowing Appellant's to extend the filing deadline until June 26,
2020.

DATED this 19 day of June, 2020.

CEGA LAW, INC.

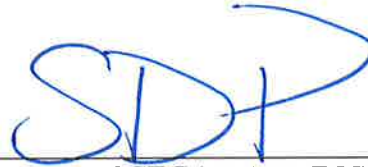
Carl E. H. Arnold

CARL E.G. ARNOLD, ESQ.
Nevada Bar No. 8358
1428 South Jones Boulevard
Las Vegas, Nevada 89146
Attorney for Appellant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 19th day of June, 2020, I caused the above-referenced MOTION FOR EXTENSION OF TIME TO FILE APPELLANT'S DOCKETING STATEMENT (FIRST REQUEST), by depositing same in the U.S. Mail, first class postage prepaid thereon, addressed as follows:

Steven B. Wolfson, Esq.
District Attorney
200 Lewis Avenue
Las Vegas, Nevada 89101
Attorneys for Respondent



An Employee of CEGA LAW, INC.

DATED: 6/19/2020

IN THE SUPREME COURT OF THE STATE OF NEVADA

INDICATE FULL CAPTION:

STATE OF NEVADA

v.

DAINE CRAWLEY

No. 81011

**DOCKETING STATEMENT
CRIMINAL APPEALS**

(Including appeals from pretrial and post-conviction
rulings and other requests for post-conviction relief)

GENERAL INFORMATION

Appellants must complete this docketing statement in compliance with NRAP 14(a). The purpose of the docketing statement is to assist the Supreme Court in screening jurisdiction, identifying issues on appeal, assessing presumptive assignment to the Court of Appeals under NRAP 17, scheduling cases for oral argument, classifying cases for expedited treatment and assignment to the Court of Appeals, and compiling statistical information.

WARNING

This statement must be completed fully, accurately and on time. NRAP 14(c). The Supreme Court may impose sanctions on counsel or appellant if it appears that the information provided is incomplete or inaccurate. *Id.* Failure to fill out the statement completely or to file it in a timely manner constitutes grounds for the imposition of sanctions.

1. Judicial District Eighth County Clark

Judge Bluth District Ct. Case No. C-19-341735-1

2. If the defendant was given a sentence,

(a) what is the sentence?

84 months to 241 months

(b) has the sentence been stayed pending appeal?

No.

(c) was defendant admitted to bail pending appeal?

No.

3. Was counsel in the district court appointed ☒ or retained ☐ ?

4. **Attorney filling this docketing statement:**

Attorney Carl E.G. Arnold Telephone 702-358-1138

Firm CEGA Law Group

Address: 1428 S. Jones Blvd.

Las Vegas, Nevada 89146

Client(s) Daine Crawley

5. Is appellate counsel appointed ☒ or retained ☐ ?

If this is a joint statement by multiple appellants, add the names and addresses of other counsel on an additional sheet accompanied by a certification that they concur in the filing of this statement.

6. Attorney(s) representing respondent(s):

Attorney Clark County District Attorney Telephone

Firm

Address:

Client(s)

Attorney Telephone

Firm

Address:

Client(s)

(List additional counsel on separate sheet if necessary)

7. Nature of disposition below:

- | | |
|--|--|
| <input type="checkbox"/> Judgment after bench trial | <input type="checkbox"/> Grant of pretrial habeas |
| <input type="checkbox"/> Judgment after jury verdict | <input type="checkbox"/> Grant of motion to suppress evidence |
| <input checked="" type="checkbox"/> Judgment upon guilty plea | <input type="checkbox"/> Post-conviction habeas (NRS ch. 34) |
| <input type="checkbox"/> Grant of pretrial motion to dismiss | <input type="checkbox"/> grant <input type="checkbox"/> denial |
| <input type="checkbox"/> Parole/probation revocation | <input type="checkbox"/> Other disposition (specify): |
| <input type="checkbox"/> Motion for new trial | |
| <input type="checkbox"/> grant <input type="checkbox"/> denial | |
| <input type="checkbox"/> Motion to withdraw guilty plea | |
| <input type="checkbox"/> grant <input type="checkbox"/> denial | |

8. Does this appeal raise issues concerning any of the following:

- | | |
|---|---|
| <input type="checkbox"/> death sentence | <input type="checkbox"/> juvenile offender |
| <input type="checkbox"/> life sentence | <input type="checkbox"/> pretrial proceedings |

9. Expedited appeals: The court may decide to expedite the appellate process in this matter. Are you in favor of proceeding in such manner?

- ☒ Yes ☐ No

10. Pending and prior proceedings in this court. List the case name and docket number of all appeals or original proceedings presently or previously pending before this court which are related to this appeal (e.g., separate appeals by co-defendants, appeal after post-conviction proceedings):

A-20-816041-W

11. Pending and prior proceedings in other courts. List the case name, number and court of all pending and prior proceedings in other courts that are related to this appeal (e.g., habeas corpus proceedings in state or federal court, bifurcated proceedings against co-defendants):

A-20-816041-W

12. Nature of action. Briefly describe the nature of the action and the result below:

This case arises from my client carrying a concealed firearm.

13. Issues on appeal. State specifically all issues in this appeal (attach separate sheets as necessary):

Whether Defendant should be able to withdraw his plea agreement since he did not get the benefit of the bargain.

14. Constitutional issues: If the State is not a party and if this appeal challenges the constitutionality of a statute or municipal ordinance, have you notified the clerk of this court and the attorney general in accordance with NRAP 44 and NRS 30.130?

☐ N/A

☐ Yes

☒ No

If not, explain:

15. Assignment to the Court of Appeals or retention in the Supreme Court. Briefly set forth whether the matter is presumptively retained by the Supreme Court or assigned to the Court of Appeals under NRAP 17, and cite the subparagraph(s) of the Rule under which the matter falls. If appellant believes that the Supreme Court should retain the case despite its presumptive assignment to the Court of Appeals, identify the specific issue(s) or circumstance(s) that warrant retaining the case, and include an explanation of their importance or significance:

Pursuant to NRAP 17(b)(1), the Court of Appeals will hear this matter since it arises from a judgment of conviction after a guilty plea.

16. Issues of first impression or of public interest. Does this appeal present a substantial legal issue of first impression in this jurisdiction or one affecting an important public interest?

First impression: ☐ Yes ☒ No

Public interest: ☐ Yes ☒ No

17. Length of trial. If this action proceeded to trial or evidentiary hearing in the district court, how many days did the trial or evidentiary hearing last?

1 days

18. Oral argument. Would you object to submission of this appeal for disposition without oral argument?

☒ Yes ☐ No

TIMELINESS OF NOTICE OF APPEAL

19. Date district court announced decision, sentence or order appealed from 2/19/2020

20. Date of entry of written judgment or order appealed from 4/7/2020

(a) If no written judgment or order was filed in the district court, explain the basis for seeking appellate review:

21. If this appeal is from an order granting or denying a petition for a writ of habeas corpus, indicate the date written notice of entry of judgment or order was served by the district court

(a) Was service by delivery ☐ or by mail ☐

22. If the time for filing the notice of appeal was tolled by a post judgment motion,

(a) Specify the type of motion, and the date of filing of the motion:

Arrest judgment _____ Date filed _____

New trial (newly
discovered evidence) _____ Date filed _____

New trial (other grounds) _____ Date filed _____

(b) Date of entry of written order resolving motion _____

23. Date notice of appeal filed April 6, 2020

24. Specify statute or rule governing the time limit for filing the notice of appeal, e.g., NRAP 4(b), NRS 34.560, NRS 34.575, NRS 177.015(2), or other

NRAP 4(b)

SUBSTANTIVE APPEALABILITY

25. Specify statute, rule or other authority that grants this court jurisdiction to review from:

NRS 177.015(1)(b) _____	NRS 34.560 _____
NRS 177.015(1)(c) _____	NRS 34.575(1) _____
NRS 177.015(2) _____	NRS 34.560(2) _____
NRS 177.015(3) _____ X _____	Other (specify) _____
NRS 177.055 _____	

VERIFICATION

I certify that the information provided in this docketing statement is true and complete to the best of my knowledge, information and belief.

Daine Crawley
Name of appellant

6/8/2020
Date

Carl E. G. Arnold
Name of counsel of record

Carl E. G. Arnold
Signature of counsel of record

CERTIFICATE OF SERVICE

I certify that on the 6/8 day of 20 20, I served a copy of this completed docketing statement upon all counsel of record:

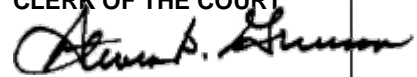
☐ By personally serving it upon him/her; or

☒ By mailing it by first class mail with sufficient postage prepaid to the following address(es):

Clark County District Attorney
200 Lewis Avenue
Las Vegas, NV 89101

Dated this 8th day of June, 20 20

SPD
Signature



CARL E.G. ARNOLD, ESQ.

Nevada Bar No. 008358
LVCEGA1@yahoo.com
1428 S. Jones Blvd.
Las Vegas, NV 89146
(702) 358-1138

Attorney for Appellant

EIGHTH JUDICIAL DISTRICT COURT
FOR THE DISTRICT OF NEVADA

STATE OF NEVADA,
Plaintiff,

vs.

DAINE CRAWLEY,
Defendant.

Case No: C-19-341735-1
Dept.: 6

**REQUEST FOR TRANSCRIPT OF
PROCEEDINGS**

TO: COURT RECORDER FOR DEPARTMENT 6

APPELLANT requests preparation of a transcript of the proceedings before the District Court, as follows: For the Argument on February 19, 2020 re Motion to Withdraw the Guilty Plea.

The Honorable Jacqueline Bluth presided over the hearing.

The Defendant is asking for only one copy.

I hereby certify that on June 8, 2020, I ordered the transcripts listed above from the court recorder named above and no deposit was required.

Dated June 8, 2020



CARL E.G. ARNOLD, ESQ.
1428 S. Jones Blvd.
Las Vegas, NV 89146
(702) 358-1138

CERTIFICATE OF SERVICE

I hereby certify and affirm that on the June 8, 2020, I served a true and correct copy of the attached **REQUEST FOR TRANSCRIPT OF PROCEEDINGS** on the Clark County District Attorney, by emailing said copy to pdmotions@clarkcountyda.com. I hereby certify and affirm that on the June 8, 2020, I served a true and correct copy of the attached **REQUEST FOR TRANSCRIPT OF PROCEEDINGS** on the Court Recorder for Department 6 by sending the request by facsimile to Department 6's chambers.



CARL E.G. ARNOLD, ESQ.

Nevada Bar No. 008358

LVCEGA1@yahoo.com

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Las Vegas, Nevada 89146