

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2 JEFFREY KENT BROWN

3 Appellant,

4 vs.

5 STATE OF NEVADA,

6 Respondent.

7 No.: 81648

8 **DOCKETING STATEMENT**
9 **CRIMINAL APPEALS**

Electronically Filed
Aug 27 2020 10:06 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

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11 **GENERAL INFORMATION**

12
13 1. Judicial District Eighth, Count of Clark, Judge Michelle Leavitt, District Court 12, Case
14 No. C-16-318858-1

15 2.

16 (a) Appellant's sentence was, in addition to the \$25.00 Administrative Assessment
17 Fee, \$741.58 Restitution and \$150.00 DNA Analysis Fee including testing to determine genetic
18 markers plus \$3.00 DNA Collection Fee, for Count 1, Attempt Murder with Use of a Deadly
19 Weapon (Category B Felony) in violation of NRS 200.030, 193.330, 193.165, a maximum of
20 twenty years with a minimum parole eligibility of eight years, plus a consecutive term of twenty
21 years with a minimum parole eligibility of eight years for the Use of A Deadly Weapon, and
22 Count 2, Assault with a Deadly Weapon (Category B Felony Felony) in violation of NRS
23 200.471, a maximum of seventy-two months with a minimum parole eligibility of sixteen
24 months, concurrent with Count 1; with five hundred thirty-six days credit for time served.

25 (b) The sentence has not been stayed pending appeal.

26 (c) Defendant was not admitted to bail pending appeal.

27 3. Counsel in the district court was appointed.

1 4. Attorney filing this docketing statement is Jeannie Hua, Esq., (702) 239-5715, Law
2 Office of Jeannie N. Hua, Inc., 5550 Painted Mirage Road, Suite 320, Las Vegas, NV 89149,
3 Counsel for the Appellant.

4 5. Appellant counsel was appointed.

5 6. This is not a joint statement by multiple appellants.

6 7. Nature of disposition: Post-conviction habeas (NRS Ch. 34) denial.

7 8. This appeal raises issues concerning pretrial proceedings.

8 9. Expedited appeals: The court may decide to expedite the appellate process in this matter.
9 I am not in favor of proceeding in such manner.

10 10. N/A.

11 11. There are no pending and prior proceedings in other courts.

12 12. Appellant pled guilty to one count of Attempt Murder with Use of a Deadly Weapon and
13 one count of Assault with Deadly Weapon. Petitioner waived his right to a direct appeal per
14 negotiations. Petitioner filed a Post-conviction Writ of Habeas Corpus. Trial court denied
15 Appellant's writ. Appellate filed appeal based upon denial of writ.

16 13. Did trial court error by denying Appellant's Post-Conviction Writ of Habeas Corpus.

17 14. State is a party in this appeal.

18 15. This appeal does not present a substantial legal issue of first impression.

19 16. N/A.

20 17. Appellant would not object to submission of this appeal for disposition without oral
21 argument.

22
23 **TIMELINESS OF NOTICE OF APPEAL**

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25 18. District court announced decision appealed from on 02/13/2020.

26 19. Entry of written judgment appeal from on 08/03/2020.

27 20. This appeal is from an order denying a petition for a writ of habeas corpus, the date
28 written notice of entry of judgment was served by the district court was by mail.

21. The time of filing the notice of appeal was not tolled by a post judgment motion.

22. Notice of Appeal was filed on 08/13/2020.

23. Statute/rule governing the time limit for filing the notice of appeal is NRS 34.575.

SUBSTANTIVE APPEALABILITY

24. Statute that grants this court jurisdiction to review from: NRS 34.575(2).

VERIFICATION

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

Jeffrey Brown

Jeannie Hua, Esq.

Appellant

Counsel for Appellant

8/27/20

/s/ Jeannie Hua

TRANSMISSION BY ELECTRONIC SUBMISSION

I certify that on the 27th day of August, 2020, I served a copy of this completed docketing statement upon all counsel of record by electronic submission:

Chief Deputy District Attorney Alexander Chen
Clark County District Attorney's Office
200 Lewis Ave., 3rd Fl.
Las Vegas, NV 89101

Dated this 27th day of April, 2020.

By: /s/ Jeannie Hua
JEANNIE HUA, ESQ. #5672
Attorney for Appellant