

Case Number: C-20-346867-1

### CERTFICATE OF SERVICE BY MAILING I, Justin A.R. Landins, hereby certify, pursuant to NRCP 5(b), that on this 11th day of April , 2021, I mailed a true and correct copy of the foregoing, "NOTICE by depositing it in the High Desert State Prison, Legal Library, First-Class Postage, fully prepaid, addressed as follows: CC:FILE DATED: this 11th day of APril , 2021. /In Propria Personam Post Office box 650 [HDSP] Indian Springs, Nevada 89018 IN FORMA PAUPERIS:

# AFFIRMATION Pursuant to NRS 239B.030

| The undersigned does hereby affirm that the preceding  |    |
|--|----|
| Notice of Affect   |    |
| (Title of Document)  |    |
| filed in District Court Case number <u>C-20346467-1</u>  |    |
| 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 of a federal or state grant. | or |
| <u>MAM (F)</u>   |    |
|  |    |
| Print Name   |    |
| Title  |    |

Justin A.R. Lankins #1175371 22010 Cold Creek Rd Indian SPrings, NV 89070



METERSTA \$008.25

Label 107R, January 2008

Steven D. Grierson Uerk or The Court 200 Lewis Ave, 3rd Flor Less Vegas, W. 89155-110

LEGAL MATI

RECEIVED APR 2 1 2021

CLERK OF THE COURT

Electronically Filed 4/26/2021 12:34 PM Steven D. Grierson CLERK OF THE COURT

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IN THE EIGHTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF CLARK

STATE OF NEVADA,

Plaintiff(s),

VS.

JUSTIN ALEXANDER RASHAD LARKINS aka JUSTIN ALEXANDER LARKINS,

Defendant(s),

Case No: C-20-346867-1

Dept No: X

### **CASE APPEAL STATEMENT**

1. Appellant(s): Justin A. R. Larkins

2. Judge: Tierra Jones

3. Appellant(s): Justin A. R. Larkins

Counsel:

Justin A. R. Larkins #1175371 P.O. Box 650 Indian Springs, NV 89070

4. Respondent: The State of Nevada

Counsel:

Steven B. Wolfson, District Attorney 200 Lewis Ave.

C-20-346867-1 -1-

Case Number: C-20-346867-1

| 1        | Las Vegas, NV 89101<br>(702) 671-2700   |
|----------|---|
| 2        | 5. Appellant(s)'s Attorney Licensed in Nevada: N/A                                |
| 3        | Permission Granted: N/A   |
| 5        | Respondent(s)'s Attorney Licensed in Nevada: Yes Permission Granted: N/A          |
| 6        | 6. Has Appellant Ever Been Represented by Appointed Counsel In District Court: No |
| 7        | 7. Appellant Represented by Appointed Counsel On Appeal: N/A                      |
| 8        | 8. Appellant Granted Leave to Proceed in Forma Pauperis: N/A                      |
| 9        | 9. Date Commenced in District Court: February 12, 2020                            |
| 10       | 10. Brief Description of the Nature of the Action: Criminal                       |
| 11       | Type of Judgment or Order Being Appealed: Misc. Order                             |
| 12       | 11. Previous Appeal: No   |
| 13       | Supreme Court Docket Number(s): N/A   |
| 14       | 12. Child Custody or Visitation: N/A  |
| 15<br>16 | Dated This 26 day of April 2021.  |
| 17       | Steven D. Grierson, Clerk of the Court  |
| 18       |   |
| 19       | /s/ Heather Ungermann   |
| 20       | Heather Ungermann, Deputy Clerk 200 Lewis Ave                                     |
| 21       | PO Box 551601<br>Las Vegas, Nevada 89155-1601                                     |
| 22       | (702) 671-0512  |
| 23       |   |
| 24       |   |
| 25       | cc: Justin A. R. Larkins  |
| 26       |   |
| 27       |   |

C-20-346867-1 -2-

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### **CASE SUMMARY** CASE NO. C-20-346867-1

State of Nevada JUSTIN LARKINS

Location: Department 10 Judicial Officer: Jones, Tierra Filed on: **02/12/2020** Cross-Reference Case C346867

Case

Status:

04/07/2021 Closed

Number:

Defendant's Scope ID #: 1966552 ITAG Booking Number: 2000005357 ITAG Case ID: 2191048 20F02003

Lower Court Case # Root: Lower Court Case Number: 20F02003X

#### **CASE INFORMATION**

F

01/26/2020

Offense Case Type: Felony/Gross Misdemeanor Statute Deg **Date** 

200.481.2e

Jurisdiction: District Court

1. BATTERY WITH USE OF A DEADLY WEAPON CONSTITUTING DOMESTIC

VIOLENCE

PCN: 0025885231 ACN: 0

Arrest: 01/26/2020 MET - Metro

**Statistical Closures** 

04/07/2021 Other Manner of Disposition - Criminal 03/05/2020 Guilty Plea with Sentence (before trial) (CR)

DATE CASE ASSIGNMENT

**Current Case Assignment** 

Case Number C-20-346867-1 Court Department 10 02/12/2020 Date Assigned Judicial Officer Jones, Tierra

PARTY INFORMATION

Lead Attorneys Defendant LARKINS, JUSTIN A

Pro Se

**Plaintiff** State of Nevada Wolfson, Steven B 702-671-2700(W)

INDEX DATE **EVENTS & ORDERS OF THE COURT** 

**EVENTS** 

02/12/2020 🚺 Criminal Bindover Packet Justice Court

02/12/2020 🛐 Criminal Bindover - Confidential

02/13/2020 Information

Party: Plaintiff State of Nevada

Information

02/14/2020 🚺 Guilty Plea Agreement

Guilty Plea Agreement

02/25/2020

## CASE SUMMARY CASE NO. C-20-346867-1

|            | CASE 110. C-20-540007-1   |
|------------|---|
|            | C343544   |
| 03/05/2020 | Judgment of Conviction  Judgment of Conviction (Plea of Guilty)   |
| 08/05/2020 | Reporters Transcript  Reporter's Transcript of Unconditional Waiver of Preliminary Hearing, 2-12-2020.  |
| 11/04/2020 | Motion to Dismiss Counsel  Party: Defendant LARKINS, JUSTIN A  Motion to Dismiss Counsel and Appoint Alternate Counsel  |
| 11/04/2020 | Application to Proceed in Forma Pauperis  Filed By: Defendant LARKINS, JUSTIN A  Application to Proceed in Forma Pauperis   |
| 11/04/2020 | Filed Under Seal Filed By: Defendant LARKINS, JUSTIN A State Financial Certificate  |
| 02/10/2021 | Motion to Modify Sentence  Filed By: Defendant LARKINS, JUSTIN A  Motions for Modification of Sentence  |
| 03/09/2021 | Opposition to Motion  Filed By: Plaintiff State of Nevada  State's Opposition to Defendant's Motion for Modification of Sentence  |
| 04/07/2021 | Order  Order Denying Defendant's Motion for Modification of Sentence  |
| 04/22/2021 | Notice of Appeal (criminal)  Notice of Appeal   |
| 04/26/2021 | Case Appeal Statement Filed By: Defendant LARKINS, JUSTIN A Case Appeal Statement   |
| 02/14/2020 | DISPOSITIONS  Plea (Judicial Officer: Jones, Tierra)  1. BATTERY WITH USE OF A DEADLY WEAPON CONSTITUTING DOMESTIC VIOLENCE Guilty PCN: 0025885231 Sequence:                              |
| 02/26/2020 | Disposition (Judicial Officer: Jones, Tierra)  1. BATTERY WITH USE OF A DEADLY WEAPON CONSTITUTING DOMESTIC VIOLENCE Guilty PCN: 0025885231 Sequence:                                     |
| 02/26/2020 | Adult Adjudication (Judicial Officer: Jones, Tierra)  1. BATTERY WITH USE OF A DEADLY WEAPON CONSTITUTING DOMESTIC VIOLENCE 01/26/2020 (F) 200.481.2e (DC57935) PCN: 0025885231 Sequence: |

### CASE SUMMARY CASE No. C-20-346867-1

Sentenced to Nevada Dept. of Corrections

Term: Minimum:24 Months, Maximum:60 Months

Credit for Time Served: 31 Days

Fee Totals:

Administrative

Assessment Fee 25.00

\$25

Genetic Marker

Analysis AA Fee 3.00

\$3

Fee Totals \$ 28.00

Comment (DNA fee WAIVED)

#### **HEARINGS**

02/14/2020

Initial Arraignment (10:00 AM) (Hearing Master: Wittenberger, Shannon)

Plea Entered;

Journal Entry Details:

Deputized Law Clerk, Joshua Judd appearing for the State. NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. LARKINS ARRAIGNED AND PLED GUILTY TO BATTERY WITH USE OF A DEADLY WEAPON CONSTITUTING DOMESTIC VIOLENCE (F). Parties agreed to waive the Pre-Sentence Investigation (PSI) Report and use the PSI from C343544. Court ACCEPTED plea, and ORDERED, matter SET for sentencing. CUSTODY 2/26/20 8:30 AM SENTENCING (DEPT. 10);

02/26/2020

Sentencing (8:30 AM) (Judicial Officer: Jones, Tierra)

SENTENCING (USE PSI C343544)

Defendant Sentenced;

Journal Entry Details:

DEFT. LARKINS ADJUDGED GUILTY of BATTERY WITH USE OF A DEADLY WEAPON CONSTITUTING DOMESTIC VIOLENCE (F). Counsel submitted the matter on the negotiations. Statements by deft. Victims speakers Sworn and gave statements. Using PSI from C343544, COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, a DNA Analysis fee including testing to determine genetic markers, WAIVED, and \$3.00 DNA Collection fee, Deft. SENTENCED to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); with 31 DAYS credit for time served. BOND if any, EXONERATED. NDC;

11/24/2020

Minute Order (1:00 PM) (Judicial Officer: Jones, Tierra)

Minute Order - No Hearing Held;

Journal Entry Details:

The above-referenced matter is scheduled for a hearing on Monday, November 30, 2020, with regard to the Defendant s Pro Per Motion to Dismiss Counsel and Appoint Alternate Counsel. This Court has reviewed the papers and pleadings on file, and has determined that the case may be resolved on the papers, and consequently issues this Minute Order. Following review of the papers and pleadings on file herein, COURT ORDERED, Defendant s Motion is GRANTED IN PART, DENIED IN PART. Defendant s Motion is granted regarding the dismissal of counsel. But, Defendant s Motion is denied regarding appointment of alternate counsel as Defendant has no pending matters before the Court. Attorney Damian Sheets Esq. is ordered to provide the Defendant with a full copy of his case file. Because this matter has been resolved on the papers, the hearing scheduled for November 30, 2020 will be taken off-calendar, and there is no need for any party or attorney to appear. Clerk's Note: This Minute Order was electronically served by Courtroom Clerk, Teri Berkshire, to all registered parties for Odyssey File & Serve/tb;

11/30/2020 CANCELED Motion to Dismiss (8:30 AM) (Judicial Officer: Jones, Tierra)

Vacated - per Judge

Defendant's Pro Per Motion to Dismiss Counsel and Appoint Alternate Counsel

03/03/2021

Motion to Modify Sentence (8:30 AM) (Judicial Officer: Jones, Tierra) 03/03/2021, 03/31/2021

Events: 02/10/2021 Motion to Modify Sentence

Defendant's Motions for Modification of Sentence

Continued;

Denied; Defendant's Motions for Modification of Sentence

Journal Entry Details:

COURT ORDERED, motion is DENIED. State will prepare the Order consistent with the Opposition. IN CUSTODY;

### CASE SUMMARY CASE No. C-20-346867-1

Continued;

Denied; Defendant's Motions for Modification of Sentence Journal Entry Details:

The Court noted that the Defendant's Motion for Modification of Sentence, was filed in proper person. Ms. Hellman moved to withdraw Damian Sheets, Esq. as counsel of record. There being no opposition, COURT ORDERED Damian Sheets, Esq.'s request to withdraw as counsel of record, was hereby GRANTED; DEFT. shall proceed in PROPER PERSON. COURT FURTHER ORDERED Defendant's Motion for Modification of Sentence, was hereby CONTINUED, to allow the State to file an Opposition. CUSTODY CONTINUED TO: 3/31/21 8:30 AM;

DATE FINANCIAL INFORMATION

| Defendant LARKINS, JUSTIN A |       |
|-----------------------------|-------|
| Total Charges               | 28.00 |
| Total Payments and Credits  | 0.00  |
| Balance Due as of 4/26/2021 | 28.00 |

Electronically Filed
04/07/2021 2:57 PM
CLERK OF THE COURT

|    |  |                                      | OZZINI OT TITZ OGGILL       |
|----|--|--------------------------------------|-----------------------------|
| 1  | ORDR<br>STEVEN B. WOLFSON                            |                                      |                             |
| 2  | Clark County District Attorney Nevada Bar #001565    |                                      |                             |
| 3  | HETTY WONG   |                                      |                             |
| 4  | Chief Deputy District Attorney<br>Nevada Bar #011324 |                                      |                             |
| 5  | 200 Lewis Avenue<br>Las Vegas, NV 89155-2212         |                                      |                             |
| 6  | (702) 671-2500<br>Attorney for Plaintiff             |                                      |                             |
| 7  | 1              |                                      |                             |
| 8  |  | CT COURT<br>NTY, NEVADA              |                             |
| 9  | CLARK COOL   | NII, NEVADA                          |                             |
|    | THE STATE OF NEVADA,                                 |                                      |                             |
| 10 | Plaintiff,   |                                      |                             |
| 11 | -VS-   | CACENO                               | C 20 246967 1               |
| 12 | JUSTIN ALEXANDER RASHAD                              | CASE NO:                             |                             |
| 13 | LARKINS,<br>#1966552                                 | DEPT NO:                             | X                           |
| 14 | Defendant.   |                                      |                             |
| 15 | Defendant.   |                                      |                             |
| 16 | ORDER DENYING DEFENDANT'S                            |                                      | MODIFICATION OF             |
| 17 | -  | TENCE                                |                             |
| 18 | DATE OF HEARII<br>TIME OF HEAR                       | NG: March 31, 20<br>RING: 08:30 A.M. | 21                          |
| 19 | THIS MATTER having come on for I                     | hearing before the                   | above-entitled Court on the |
| 20 | 31st day of March, 2021, the Defendant no            | ot being present,                    | IN PROPER PERSON, the       |
| 21 | Plaintiff being represented by STEVEN B. W           | VOLFSON, Distric                     | et Attorney, through HETTY  |
| 22 | WONG, Chief Deputy District Attorney, ar             | nd the Court with                    | out argument, based on the  |
| 23 | pleadings and good cause appearing therefor,         |                                      |                             |
| 24 | ///  |                                      |                             |
| 25 | ///  |                                      |                             |
| 26 | ///  |                                      |                             |
| 27 | ///  |                                      |                             |
| 28 | ///  |                                      |                             |
|    |  |                                      |                             |

| 1  | IT IS HEREBY ORDERED that the Defendant's Motion for Modification of Sentence Dated this 7th day of April, 2021 |  |  |
|----|---|--|--|
| 2  | shall be, and it is DENIED consistent with the State's Opposition.  |  |  |
| 3  |   |  |  |
| 4  | Illu J  |  |  |
| 5  |   |  |  |
| 6  | STEVEN B. WOLFSON   |  |  |
| 7  | Clark County District Attorney Nevada Bar #001565  CA9 548 31E7 2505  |  |  |
| 8  | Tierra Jones District Court Judge   |  |  |
| 9  | BY /s HETTY WONG  |  |  |
| 10 | HETTY WONG Chief Deputy District Attorney Nevada Bar #011324  |  |  |
| 11 | Trovada Bai not1321   |  |  |
| 12 |   |  |  |
| 13 | <u>CERTIFICATE OF SERVICE</u>   |  |  |
| 14 | I certify that on the 6th day of April, 2021, I mailed a copy of the foregoing Order to:                        |  |  |
| 15 | JUSTIN LARKINS, BAC #1175371<br>HIGH DESERT STATE PRISON  |  |  |
| 16 | P. O. BOX 650<br>INDIAN SPRINGS, NEVADA 89070-0650  |  |  |
| 17 | INDIAN SI KINGS, NEVADA 69070-0030  |  |  |
| 18 | BY /s/ J. HAYES   |  |  |
| 19 | Secretary for the District Attorney's Office  |  |  |
| 20 |   |  |  |
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| 28 | 20F02003X/jh/DVU  |  |  |

**CSERV** DISTRICT COURT CLARK COUNTY, NEVADA State of Nevada CASE NO: C-20-346867-1 DEPT. NO. Department 10 VS JUSTIN LARKINS **AUTOMATED CERTIFICATE OF SERVICE** Electronic service was attempted through the Eighth Judicial District Court's electronic filing system, but there were no registered users on the case. The filer has been notified to serve all parties by traditional means. 

Felony/Gross Misdemeanor

**COURT MINUTES** 

February 14, 2020

C-20-346867-1

State of Nevada

VS

**JUSTIN LARKINS** 

February 14, 2020

10:00 AM

**Initial Arraignment** 

**HEARD BY:** Wittenberger, Shannon

**COURTROOM:** RJC Lower Level Arraignment

COURT CLERK: Kristen Brown

**RECORDER:** Sharon Nichols

**REPORTER:** 

**PARTIES** 

**PRESENT:** Bernstein, Kelsey L.

Attorney

LARKINS, JUSTIN A

Defendant

#### **JOURNAL ENTRIES**

- Deputized Law Clerk, Joshua Judd appearing for the State.

NEGOTIATIONS are as contained in the Guilty Plea Agreement FILED IN OPEN COURT. DEFT. LARKINS ARRAIGNED AND PLED GUILTY TO BATTERY WITH USE OF A DEADLY WEAPON CONSTITUTING DOMESTIC VIOLENCE (F). Parties agreed to waive the Pre-Sentence Investigation (PSI) Report and use the PSI from C343544. Court ACCEPTED plea, and ORDERED, matter SET for sentencing.

**CUSTODY** 

2/26/20 8:30 AM SENTENCING (DEPT. 10)

PRINT DATE: 04/26/2021 Page 1 of 7 Minutes Date: February 14, 2020

Felony/Gross Misdemeanor

**COURT MINUTES** 

February 26, 2020

C-20-346867-1

State of Nevada

vs

JUSTIN LARKINS

February 26, 2020

8:30 AM

Sentencing

**HEARD BY:** Jones, Tierra

**COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire

RECORDER:

Victoria Boyd

**REPORTER:** 

**PARTIES** 

**PRESENT:** Albright, Brandon B.

Attorney Defendant Attorney

Sheets, Damian R. State of Nevada

LARKINS, JUSTIN A

Plaintiff

### **JOURNAL ENTRIES**

- DEFT. LARKINS ADJUDGED GUILTY of BATTERY WITH USE OF A DEADLY WEAPON CONSTITUTING DOMESTIC VIOLENCE (F). Counsel submitted the matter on the negotiations. Statements by deft. Victims speakers Sworn and gave statements. Using PSI from C343544, COURT ORDERED, in addition to the \$25.00 Administrative Assessment fee, a DNA Analysis fee including testing to determine genetic markers, WAIVED, and \$3.00 DNA Collection fee, Deft. SENTENCED to a MINIMUM of TWENTY-FOUR (24) MONTHS and a MAXIMUM of SIXTY (60) MONTHS in the Nevada Department of Corrections (NDC); with 31 DAYS credit for time served.

BOND if any, EXONERATED.

**NDC** 

PRINT DATE: 04/26/2021 Page 2 of 7 Minutes Date: February 14, 2020

### C-20-346867-1

PRINT DATE: 04/26/2021 Page 3 of 7 Minutes Date: February 14, 2020

Felony/Gross Misdemeanor COURT MINUTES November 24, 2020

C-20-346867-1

State of Nevada

VS

JUSTIN LARKINS

November 24, 2020 1:00 PM Minute Order

**HEARD BY:** Jones, Tierra **COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Teri Berkshire

**RECORDER:** 

REPORTER:

PARTIES PRESENT:

#### **JOURNAL ENTRIES**

- The above-referenced matter is scheduled for a hearing on Monday, November 30, 2020, with regard to the Defendant's Pro Per Motion to Dismiss Counsel and Appoint Alternate Counsel. This Court has reviewed the papers and pleadings on file, and has determined that the case may be resolved on the papers, and consequently issues this Minute Order.

Following review of the papers and pleadings on file herein, COURT ORDERED, Defendant s Motion is GRANTED IN PART, DENIED IN PART. Defendant s Motion is granted regarding the dismissal of counsel. But, Defendant s Motion is denied regarding appointment of alternate counsel as Defendant has no pending matters before the Court.

Attorney Damian Sheets Esq. is ordered to provide the Defendant with a full copy of his case file. Because this matter has been resolved on the papers, the hearing scheduled for November 30, 2020 will be taken off-calendar, and there is no need for any party or attorney to appear.

Clerk's Note: This Minute Order was electronically served by Courtroom Clerk, Teri Berkshire, to all registered parties for Odyssey File & Serve/tb

PRINT DATE: 04/26/2021 Page 4 of 7 Minutes Date: February 14, 2020

### C-20-346867-1

PRINT DATE: 04/26/2021 Page 5 of 7 Minutes Date: February 14, 2020

Felony/Gross Misdemeanor

**COURT MINUTES** 

March 03, 2021

C-20-346867-1

State of Nevada

vs

**JUSTIN LARKINS** 

March 03, 2021

8:30 AM

**Motion to Modify Sentence** 

**HEARD BY:** Jones, Tierra

**COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Kristin Duncan

**RECORDER:** Victoria Boyd

**REPORTER:** 

**PARTIES** 

**PRESENT:** Hellman, Baylie Attorney

State of Nevada Plaintiff
Thomas, Morgan B.A. Attorney

### **JOURNAL ENTRIES**

- The Court noted that the Defendant's Motion for Modification of Sentence, was filed in proper person. Ms. Hellman moved to withdraw Damian Sheets, Esq. as counsel of record. There being no opposition, COURT ORDERED Damian Sheets, Esq.'s request to withdraw as counsel of record, was hereby GRANTED; DEFT. shall proceed in PROPER PERSON. COURT FURTHER ORDERED Defendant's Motion for Modification of Sentence, was hereby CONTINUED, to allow the State to file an Opposition.

**CUSTODY** 

CONTINUED TO: 3/31/21 8:30 AM

PRINT DATE: 04/26/2021 Page 6 of 7 Minutes Date: February 14, 2020

Felony/Gross Misdemeanor

**COURT MINUTES** 

March 31, 2021

C-20-346867-1

State of Nevada

JUSTIN LARKINS

March 31, 2021

8:30 AM

Motion to Modify Sentence Defendant's Motions

for Modification of

Sentence

**HEARD BY:** Jones, Tierra

**COURTROOM:** RJC Courtroom 14B

**COURT CLERK:** Jennifer Lott

**RECORDER:** Victoria Boyd

**REPORTER:** 

**PARTIES** 

PRESENT: State of Nevada

Wong, Hetty O.

Plaintiff

Attorney

### **JOURNAL ENTRIES**

- COURT ORDERED, motion is DENIED. State will prepare the Order consistent with the Opposition.

IN CUSTODY

Page 7 of 7 PRINT DATE: 04/26/2021 Minutes Date: February 14, 2020



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

JUSTIN A. R. LARKINS #1175371 P.O. BOX 650 INDIAN SPRINGS, NV 89070

> DATE: April 26, 2021 CASE: C-20-346867-1

**RE CASE:** STATE OF NEVADA vs. JUSTIN ALEXANDER RASHAD LARKINS aka JUSTIN ALEXANDER LARKINS

NOTICE OF APPEAL FILED: April 22, 2021

YOUR APPEAL HAS BEEN SENT TO THE SUPREME COURT.

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

| 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 (g) 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.

### **Certification of Copy**

State of Nevada
County of Clark

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; ORDER DENYING DEFENDANT'S MOTION FOR MODIFICATION OF SENTENCE; DISTRICT COURT MINUTES; NOTICE OF DEFICIENCY

STATE OF NEVADA,

Plaintiff(s),

VS.

JUSTIN ALEXANDER RASHAD LARKINS aka JUSTIN ALEXANDER LARKINS,

Defendant(s).

now on file and of record in this office.

Case No: C-20-346867-1

Dept No: X

IN WITNESS THEREOF, I have hereunto Set my hand and Affixed the seal of the Court at my office, Las Vegas, Nevada This 26 day of April 2021.

Steven D. Grierson, Clerk of the Court

Heather Ungermann, Deputy Clerk