

Steven D. Grierson

DISTRICT COURT

CLARK COUNTY, NEVADA

ARNOLD ANDERSON
plaintiff

CASE # C-16-

Electronically Filed
Jun 04 2021 02:44 p.m.
Elizabeth A. Brown
A-2 Clerk of Supreme Court

✓

STATE OF NEVADA

DEPT # 12

JERRY HOWELL WARDEN (AT SDCC)
DEFENDANTS.

NOTICE OF APPEAL

COMES NOW THE PLAINTIFF ARNOLD ANDERSON IN
PROPER PERSON APPEALING THE DENIAL OF THE
EVIDENTIARY HEARING ON APRIL 8, 2021 IN THE
EIGHT JUDICIAL DISTRICT COURT ON THE DATE
OF APRIL 1, 2021 LAST KNOWN DATE MAY 11, 2021. I
AM APPEALING THE EVIDENTIARY HEARING DENIAL

Arnold Anderson PROPER

4-8-21

RECEIVED

MAY 25 2021

CLERK OF THE COURT

DISTRICT COURT
CLARK COUNTY, NEVADA

ARNOLD ANDERSON
Plaintiff

CASE # C-16-319021-1

A-21-827381-W

DEPT # 12

STATE OF NEVADA

JERRY HOWELL (Warden at sdc)
defendants

SUPPLEMENTAL MEMO

TO NOTICE OF APPEAL

PLANTIFF HAS NOT RECEIVED THE ORDER

DENYING THE EVIDENTIARY HEARING I

DONT KNOW IF ITS APRIL 1, 2021 OR APRIL 8, 2021

PLANTIFF HAVE NOT RECEIVED THE ORDER

DENYING IT. I ASK TO SUBMIT NOTICE OF APPEAL

LAST KNOWN DATE MAY 11, 2021 I WAS NOT PRESENT IN COURT

cedd Anderson

5-17-21

DISTRICT COURT
CLARK COUNTY, NEVADA

ARNOLD ANDERSON
Plaintiff

CASE# C-16-319021-1

DEPT# 12

STATE OF NEVADA

A-21-827381-W.

JERRY HOWELL WARDEN AT SDCC
DEFENDANTS

CASE APPEAL STATEMENT

1. NAME OF APPELLANT FILING THIS CASE APPEAL STATEMENT

ARNOLD K. ANDERSON

2. I IDENTIFY THE JUDGE ISSUING THE DECISION JUDGEMENT
OR ORDER APPEALED FROM.

HON. MICHELLE LEAVITT

3. I IDENTIFY ALL PARTIES TO THE PROCEEDINGS IN THE DISTRICT COURT

ARNOLD K. ANDERSON

STATE OF NEVADA

JERRY HOWELL WARDEN AT SDCC

4. IDENTIFY ALL PARTIES INVOLVED IN THIS APPEAL

ARNOLD K. ANDERSON

STATE OF NEVADA

JERRY HOWELL WARDEN AT SDCC.

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5. SET FORTH THE NAME, LAW FIRM ADDRESS AND TELEPHONE NUMBER OF ALL COUNSEL ON APPEAL AND IDENTIFY THE PARTY OR PARTIES WHOM THEY REPRESENT.

STEVEN B. WOLFSON 702-671-2700
CLARK COUNTY DISTRICT ATTORNEY
200 LEWIS AVE
LAS VEGAS NV 89155

6. INDICATE WHETHER APPELLANT WAS REPRESENTED BY APPOINTED OR RETAINED COUNSEL IN THE DISTRICT COURT PRO PER.

7. INDICATE WHETHER APPELLANT IS REPRESENTED BY APPOINTED OR RETAINED COUNSEL ON APPEAL.
NO

8. INDICATE WHETHER APPELLANT WAS GRANTED LEAVE TO PROCEED IN IN FORMA PAUPERIS AND THE DATE OF ENTRY OF THE DISTRICT COURT ORDER GRANTING SUCH LEAVE.
NOT YET KNOWN.

9. INDICATE THE DATE THE PROCEEDINGS COMMENCED IN THE DISTRICT COURT COMPLAINT INDICTMENT INFORMATION OR PETITION WAS FILED.

OCTOBER 31, 2016. EVIDENTIARY HEARING MOTION FILED
FEBRUARY 17, 2021.

Carol Chelley pro se.
5-17-21

Arnell Anderson

85509

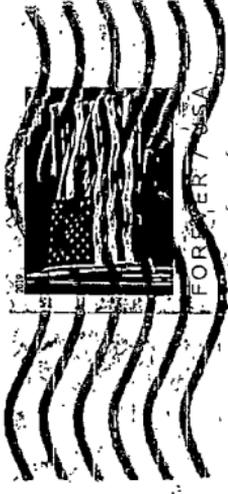
P.O. Box 208

Indian Springs NV

89070

LAS VEGAS NV 890

18 MAY 2021 PM 5 L

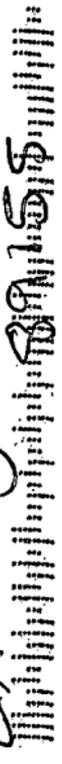


3rd Floor

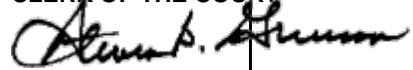
CHERK OF THE COURT
Ave

200 Lewis

LAS VEGAS NV



Legal
8901-63000



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

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ARNOLD ANDERSON,

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Plaintiff(s),

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vs.

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JERRY HOWELL, WARDEN SDCC,

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Defendant(s),

Case No: A-21-827381-W

Dept No: XII

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CASE APPEAL STATEMENT

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1. Appellant(s): Arnold Anderson

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2. Judge: Michelle Leavitt

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3. Appellant(s): Arnold Anderson

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Counsel:

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Arnold Anderson #85509
P.O. Box 208
Indian Springs, NV 89070

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4. Respondent (s): Jerry Howell, Warden SDCC

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Counsel:

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

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- 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: January 5, 2021
12 10. Brief Description of the Nature of the Action: Civil Writ
13 Type of Judgment or Order Being Appealed: Misc. Order
14 11. Previous Appeal: Yes
15 Supreme Court Docket Number(s): 82917
16 12. Child Custody or Visitation: N/A
17 13. Possibility of Settlement: Unknown

18 Dated This 27 day of May 2021.

19 Steven D. Grierson, Clerk of the Court

20 /s/ Amanda Hampton

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

26 cc: Arnold Anderson
27
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EIGHTH JUDICIAL DISTRICT COURT

CASE SUMMARY
CASE NO. A-21-827381-W

Arnold Anderson, Plaintiff(s)
vs.
Jerry Howell, Warden SDCC, Defendant(s)

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§
§
§
§

Location: **Department 12**
 Judicial Officer: **Leavitt, Michelle**
 Filed on: **01/05/2021**
 Cross-Reference Case Number: **A827381**
 Supreme Court No.: **82917**

CASE INFORMATION

Related Cases
 C-16-319021-1 (Writ Related Case)

Case Type: **Writ of Habeas Corpus**

Case Status: **01/05/2021 Open**

DATE

CASE ASSIGNMENT

Current Case Assignment

Case Number	A-21-827381-W
Court	Department 12
Date Assigned	01/05/2021
Judicial Officer	Leavitt, Michelle

PARTY INFORMATION

Plaintiff	Anderson, Arnold	<i>Lead Attorneys</i>
		Pro Se
Defendant	Jerry Howell, Warden SDCC	Chen, Alexander G. <i>Retained</i> 702-671-2500(W)
	Nevada State of	Chen, Alexander G. <i>Retained</i> 702-671-2500(W)

DATE

EVENTS & ORDERS OF THE COURT

INDEX

EVENTS

01/05/2021	 Inmate Filed - Petition for Writ of Habeas Corpus Party: Plaintiff Anderson, Arnold <i>Post Conviction</i>
01/19/2021	 Order for Petition for Writ of Habeas Corpus <i>Order for Petition for Writ of Habeas Corpus</i>
02/10/2021	 Notice of Motion Filed By: Plaintiff Anderson, Arnold <i>Notice of Motion</i>
02/17/2021	 Motion Filed By: Plaintiff Anderson, Arnold <i>Motion for Telephonic Hearing</i>
02/17/2021	 Notice of Motion Filed By: Plaintiff Anderson, Arnold <i>Notice of Motion</i>

CASE SUMMARY
CASE NO. A-21-827381-W

- 02/17/2021  Motion
Filed By: Plaintiff Anderson, Arnold
Motion for Evidentiary Hearing
- 02/17/2021  Notice of Motion
Filed By: Plaintiff Anderson, Arnold
Notice of Motion
- 02/17/2021  Clerk's Notice of Hearing
Notice of Hearing
- 02/19/2021  Response
State's Response to Defendant's Petition for Writ of Habeas Corpus (Post-Conviction)
- 03/11/2021  Motion
Filed By: Plaintiff Anderson, Arnold
Motion for Telephonic Hearing
- 03/11/2021  Notice of Motion
Filed By: Plaintiff Anderson, Arnold
Notice of Motion
- 04/23/2021  Memorandum
Filed By: Plaintiff Anderson, Arnold
Memo to the Court Clerk
- 05/12/2021  Notice of Appeal
Filed By: Plaintiff Anderson, Arnold
Notice of Appeal
- 05/12/2021  Case Appeal Statement
Filed By: Plaintiff Anderson, Arnold
Case Appeal Statement
- 05/12/2021  Supplement
Filed by: Plaintiff Anderson, Arnold
Supplement Memo to Notice of Appeal
- 05/13/2021  Case Appeal Statement
Filed By: Plaintiff Anderson, Arnold
Case Appeal Statement
- 05/25/2021  Notice of Appeal
Notice of Appeal
- 05/25/2021  Notice of Appeal
Notice of Appeal
- 05/27/2021  Case Appeal Statement
Filed By: Defendant Nevada State of
Case Appeal Statement

CASE SUMMARY

CASE NO. A-21-827381-W

05/27/2021



Case Appeal Statement

Filed By: Defendant Nevada State of
Case Appeal Statement

HEARINGS

03/23/2021



Motion (12:30 PM) (Judicial Officer: Leavitt, Michelle)

Plaintiff's Motion for Evidentiary Hearing

Off Calendar; Plaintiff's Motion for Evidentiary Hearing

Journal Entry Details:

*COURT ORDERED, matter OFF CALENDAR as this matter will be reviewed after the
Petition is heard.;*

04/01/2021



Petition for Writ of Habeas Corpus (12:30 PM) (Judicial Officer: Leavitt, Michelle)

Denied;

Journal Entry Details:

*Melanie Marland, Esq., present on behalf of the State. Petitioner not present. COURT
STATED there were thirty-six different claims and ORDERED, Petition DENIED as these
claims were either waived because they should have been raised on direct appeal, they are
barred by the law of the case as they were raised on direct appeal and adjudicated by the
Nevada Supreme Court, or they are bare and naked allegations; State to prepare the Order.;*

DISTRICT COURT CIVIL COVER SHEET

A-21-827381-W
Dept. 12

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): <p style="text-align: center;">Arnold Anderson</p>	Defendant(s) (name/address/phone): <p style="text-align: center;">Jerry Howell, Warden</p>
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		
<p style="text-align: center;">Real Property</p> <p>Landlord/Tenant</p> <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant <p>Title to Property</p> <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property <p>Other Real Property</p> <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	<p>Negligence</p> <input type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence <p>Malpractice</p> <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	<p>Torts</p> <p>Other Torts</p> <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
<p style="text-align: center;">Probate</p> <p>Probate (select case type and estate value)</p> <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 <p>Estate Value</p> <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	<p style="text-align: center;">Construction Defect & Contract</p> <p>Construction Defect</p> <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect <p>Contract Case</p> <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	<p style="text-align: center;">Judicial Review/Appeal</p> <p>Judicial Review</p> <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency <p>Nevada State Agency Appeal</p> <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency <p>Appeal Other</p> <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
<p style="text-align: center;">Civil Writ</p> <p>Civil Writ</p> <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		<p style="text-align: center;">Other Civil Filing</p> <p>Other Civil Filing</p> <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.

January 5, 2021

PREPARED BY CLERK

Date

Signature of initiating party or representative

See other side for family-related case filings.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

March 23, 2021

A-21-827381-W Arnold Anderson, Plaintiff(s)
vs.
Jerry Howell, Warden SDCC, Defendant(s)

**March 23, 2021 12:30 AM Motion Plaintiff's Motion for
Evidentiary Hearing**

HEARD BY: Leavitt, Michelle

COURTROOM: RJC Courtroom 14D

COURT CLERK: Haly Pannullo

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- COURT ORDERED, matter OFF CALENDAR as this matter will be reviewed after the Petition is heard.

**DISTRICT COURT
CLARK COUNTY, NEVADA**

Writ of Habeas Corpus

COURT MINUTES

April 01, 2021

A-21-827381-W Arnold Anderson, Plaintiff(s)
vs.
Jerry Howell, Warden SDCC, Defendant(s)

**April 01, 2021 12:30 AM Petition for Writ of Habeas
Corpus**

HEARD BY: Leavitt, Michelle

COURTROOM: RJC Courtroom 14D

COURT CLERK: Haly Pannullo

RECORDER: Sara Richardson

REPORTER:

PARTIES

PRESENT:

JOURNAL ENTRIES

- Melanie Marland, Esq., present on behalf of the State.

Petitioner not present. COURT STATED there were thirty-six different claims and ORDERED, Petition DENIED as these claims were either waived because they should have been raised on direct appeal, they are barred by the law of the case as they were raised on direct appeal and adjudicated by the Nevada Supreme Court, or they are bare and naked allegations; State to prepare the Order.



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

ARNOLD ANDERSON #85509
P.O. BOX 208
INDIAN SPRINGS, NV 89070

DATE: May 27, 2021
CASE: A-21-827381-W

RE CASE: ARNOLD ANDERSON vs. JERRY HOWELL, WARDEN SDCC

NOTICE OF APPEAL FILED: May 25, 2021 (1:22 p.m.)

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
 - *Previously paid Bonds are not transferable between appeals without an order of the District Court.*
- 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.

***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

ARNOLD ANDERSON,

Plaintiff(s),

vs.

JERRY HOWELL, WARDEN SDCC,

Defendant(s),

Case No: A-21-827381-W

Dept No: XII

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 27 day of May 2021.

Steven D. Grierson, Clerk of the Court



Amanda Hampton, Deputy Clerk

